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Form 990-PF

**Return of Private Foundation  
or Section 4947(a)(1) Nonexempt Charitable Trust  
Treated as a Private Foundation**

OMB No 1545-0052

2012

Department of the Treasury  
Internal Revenue Service

Note The foundation may be able to use a copy of this return to satisfy state reporting requirements

Open to Public Inspection

For calendar year 2012 or tax year beginning , and ending

Name of foundation

**RALPH NYE CHARITABLE FOUNDATION**

Number and street (or P O box number if mail is not delivered to street address)

**P O BOX 10377**

Room/suite

City or town, state, and ZIP code

**JACKSON****WY 83002**

G Check all that apply

  
  


Initial return

  
  


Initial return of a former public charity

Final return

Amended return

  


Address change

Name change

H Check type of organization  Section 501(c)(3) exempt private foundation Section 4947(a)(1) nonexempt charitable trust  Other taxable private foundationI Fair market value of all assets at  
end of year (from Part II, col. (c),  
line 16) ► **\$ 2,464,816**J Accounting method  
 Cash  Accrual  
 Other (specify)

(Part I, column (d) must be on cash basis )

A Employer identification number

**94-2765986**

B Telephone number (see instructions)

**307-200-1941**C If exemption application is pending check here ► D 1 Foreign organizations, check here ► 2 Foreign organizations meeting the  
85% test, check here and attach computation ► E If private foundation status was terminated under  
section 507(b)(1)(A), check here ► F If the foundation is in a 60-month termination  
under section 507(b)(1)(B), check here ► **Part I Analysis of Revenue and Expenses** (The total of  
amounts in columns (b), (c), and (d) may not necessarily equal  
the amounts in column (a) (see instructions))(a) Revenue and  
expenses per  
books(b) Net investment  
income(c) Adjusted net  
income(d) Disbursements  
for charitable  
purposes  
(cash basis only)

Revenue	1 Contributions, gifts, grants, etc., received (attach schedule)			
	2 Check ► <input checked="" type="checkbox"/> if the foundation is not required to attach Sch B			
	3 Interest on savings and temporary cash investments	13,138	13,138	13,138
	4 Dividends and interest from securities	53,309	53,309	53,309
	5a Gross rents			
	b Net rental income or (loss)			
	6a Net gain or (loss) from sale of assets not on line 10	Stmt 1	-291	
	b Gross sales price for all assets on line 6a	237,996		
	7 Capital gain net income (from Part IV, line 2)		2,678	
	8 Net short-term capital gain			0
	9 Income modifications			
	10a Gross sales less returns and allowances			
Operating and Administrative Expenses	b Less Cost of goods sold			
	c Gross profit or (loss) (attach schedule)			
	11 Other income (attach schedule)			
	12 Total. Add lines 1 through 11	OGDEN, UT	66,156	69,125
	13 Compensation of officers, directors, trustees, etc		9,000	
	14 Other employee salaries and wages			
	15 Pension plans, employee benefits			
	16a Legal fees (attach schedule)			
	b Accounting fees (attach schedule)	Stmt 2	950	950
	c Other professional fees (attach schedule)			
	17 Interest			
	18 Taxes (attach schedule) (see instructions)	Stmt 3	4,471	4,471
	19 Depreciation (attach schedule) and depletion			
	20 Occupancy			
	21 Travel, conferences, and meetings		1,008	1,008
	22 Printing and publications			
	23 Other expenses (att sch)	Stmt 4	33	33
	24 Total operating and administrative expenses.			
	Add lines 13 through 23		15,462	6,462
	25 Contributions, gifts, grants paid		112,000	
	26 Total expenses and disbursements. Add lines 24 and 25		127,462	6,462
	27 Subtract line 26 from line 12		-61,306	
	a Excess of revenue over expenses and disbursements			
	b Net investment income (if negative, enter -0-)		62,663	
	c Adjusted net income (if negative, enter -0-)			59,985

For Paperwork Reduction Act Notice, see instructions.

DAA

Form 990-PF (2012)

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Part II Balance Sheets		Attached schedules and amounts in the description column should be for end-of-year amounts only (See instructions )	Beginning of year	End of year	
			(a) Book Value	(b) Book Value	(c) Fair Market Value
Assets	1	Cash – non-interest-bearing		20,830	18,862
	2	Savings and temporary cash investments		271,748	207,500
	3	Accounts receivable ►			
		Less allowance for doubtful accounts ►			
	4	Pledges receivable ►			
		Less allowance for doubtful accounts ►			
	5	Grants receivable			
	6	Receivables due from officers, directors, trustees, and other disqualified persons (attach schedule) (see instructions)			
	7	Other notes and loans receivable (att. schedule) ►	0		
		Less allowance for doubtful accounts ►			
	8	Inventories for sale or use			
	9	Prepaid expenses and deferred charges			
	10a	Investments – U S and state government obligations (attach schedule)	Stmt 5	1,707	
	b	Investments – corporate stock (attach schedule)	See Stmt 6	1,508,241	1,800,593
	c	Investments – corporate bonds (attach schedule)	See Stmt 7	210,855	2,135,431
Liabilities	11	Investments – land, buildings, and equipment basis ►			
		Less accumulated depreciation (attach sch ) ►			
	12	Investments – mortgage loans			
	13	Investments – other (attach schedule)	See Statement 8	163,392	88,512
	14	Land, buildings, and equipment basis ►			
		Less accumulated depreciation (attach sch ) ►			
	15	Other assets (describe ►	)		
	16	Total assets (to be completed by all filers – see the instructions Also, see page 1, item I)		2,176,773	2,115,467
	17	Accounts payable and accrued expenses			2,464,816
	18	Grants payable			
	19	Deferred revenue			
	20	Loans from officers, directors, trustees, and other disqualified persons			
	21	Mortgages and other notes payable (attach schedule)			
	22	Other liabilities (describe ►	)		
	23	Total liabilities (add lines 17 through 22)		0	0
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here and complete lines 24 through 26 and lines 30 and 31.		► <input type="checkbox"/>		
	24	Unrestricted			
	25	Temporarily restricted			
	26	Permanently restricted			
	Foundations that do not follow SFAS 117, check here and complete lines 27 through 31.		► <input checked="" type="checkbox"/>		
	27	Capital stock, trust principal, or current funds			
	28	Paid-in or capital surplus, or land, bldg , and equipment fund		570,416	570,416
	29	Retained earnings, accumulated income, endowment, or other funds		1,606,357	1,545,051
	30	Total net assets or fund balances (see instructions)		2,176,773	2,115,467
	31	Total liabilities and net assets/fund balances (see instructions)		2,176,773	2,115,467

## Part III Analysis of Changes in Net Assets or Fund Balances

1	Total net assets or fund balances at beginning of year – Part II, column (a), line 30 (must agree with end-of-year figure reported on prior year's return)	1	2,176,773
2	Enter amount from Part I, line 27a	2	-61,306
3	Other increases not included in line 2 (itemize) ►	3	
4	Add lines 1, 2, and 3	4	2,115,467
5	Decreases not included in line 2 (itemize) ►	5	
6	Total net assets or fund balances at end of year (line 4 minus line 5) – Part II, column (b), line 30	6	2,115,467

## Part IV Capital Gains and Losses for Tax on Investment Income

(a) List and describe the kind(s) of property sold (e.g., real estate, 2-story brick warehouse, or common stock, 200 shs MLC Co.)			(b) How acquired P - Purchase D - Donation	(c) Date acquired (mo, day, yr)	(d) Date sold (mo, day, yr)
<b>1a CAPITAL GAIN DISTRIBUTIONS</b>					
b					
c					
d					
e					
(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)		
a 2,678			2,678		
b					
c					
d					
e					
Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69					
(i) F M V as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col (i) over col (j), if any	(l) Gains (Col (h) gain minus col (k), but not less than -0-) or Losses (from col (h))		
a			2,678		
b					
c					
d					
e					
2 Capital gain net income or (net capital loss)	If gain, also enter in Part I, line 7 If (loss), enter -0- in Part I, line 7		2	2,678	
3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6)	If gain, also enter in Part I, line 8, column (c) (see instructions) If (loss), enter -0- in Part I, line 8		3		

## Part V Qualification Under Section 4940(e) for Reduced Tax on Net Investment Income

(For optional use by domestic private foundations subject to the section 4940(a) tax on net investment income )

If section 4940(d)(2) applies, leave this part blank

N/A

Was the foundation liable for the section 4942 tax on the distributable amount of any year in the base period?

 Yes  No

If "Yes," the foundation does not qualify under section 4940(e) Do not complete this part

1 Enter the appropriate amount in each column for each year, see the instructions before making any entries

(a) Base period years Calendar year (or tax year beginning in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (col (b) divided by col (c))
2011			
2010			
2009			
2008			
2007			

2 Total of line 1, column (d)

2

3 Average distribution ratio for the 5-year base period – divide the total on line 2 by 5, or by the  
number of years the foundation has been in existence if less than 5 years

3

4 Enter the net value of noncharitable-use assets for 2012 from Part X, line 5

4

5 Multiply line 4 by line 3

5

6 Enter 1% of net investment income (1% of Part I, line 27b)

6

7 Add lines 5 and 6

7

8 Enter qualifying distributions from Part XII, line 4

8

If line 8 is equal to or greater than line 7, check the box in Part VI, line 1b, and complete that part using a 1% tax rate. See the  
Part VI instructions

**Part VI Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948 – see instructions)**

1a	Exempt operating foundations described in section 4940(d)(2), check here ► <input type="checkbox"/> and enter "N/A" on line 1 Date of ruling or determination letter (attach copy of letter if necessary—see instructions)	1 1,253
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here ► <input type="checkbox"/> and enter 1% of Part I, line 27b	
c	All other domestic foundations enter 2% of line 27b Exempt foreign organizations enter 4% of Part I, line 12, col (b)	
2	Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)	
3	Add lines 1 and 2	
4	Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)	0
5	<b>Tax based on investment income.</b> Subtract line 4 from line 3 If zero or less, enter -0-	1,253
6	<b>Credits/Payments</b>	
a	2012 estimated tax payments and 2011 overpayment credited to 2012	6a
b	Exempt foreign organizations – tax withheld at source	6b
c	Tax paid with application for extension of time to file (Form 8868)	6c
d	Backup withholding erroneously withheld	6d
7	Total credits and payments Add lines 6a through 6d	7
8	Enter any <b>penalty</b> for underpayment of estimated tax Check here <input checked="" type="checkbox"/> if Form 2220 is attached	8 28
9	<b>Tax due.</b> If the total of lines 5 and 8 is more than line 7, enter <b>amount owed</b>	9 1,281
10	<b>Overpayment.</b> If line 7 is more than the total of lines 5 and 8, enter the <b>amount overpaid</b>	10
11	Enter the amount of line 10 to be <b>Credited to 2013 estimated tax</b> ►	Refunded 11

**Part VII-A Statements Regarding Activities**

1a	During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?	N/A	Yes	No
b	Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see Instructions for the definition)? If the answer is "Yes" to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities		1a	X
c	Did the foundation file Form 1120-POL for this year?		1b	X
d	Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year (1) On the foundation ► \$ _____ (2) On foundation managers ► \$ _____		1c	X
e	Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers ► \$ _____		2	X
2	Has the foundation engaged in any activities that have not previously been reported to the IRS? If "Yes," attach a detailed description of the activities		3	X
3	Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or bylaws, or other similar instruments? If "Yes," attach a conformed copy of the changes		4a	X
4a	Did the foundation have unrelated business gross income of \$1,000 or more during the year?		4b	X
b	If "Yes," has it filed a tax return on Form 990-T for this year?		5	X
5	Was there a liquidation, termination, dissolution, or substantial contraction during the year? If "Yes," attach the statement required by General Instruction T		6	X
6	Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either • By language in the governing instrument, or • By state legislation that effectively amends the governing instrument so that no mandatory directions that conflict with the state law remain in the governing instrument?		7	X
7	Did the foundation have at least \$5,000 in assets at any time during the year? If "Yes," complete Part II, col (c), and Part XV		8b	X
8a	Enter the states to which the foundation reports or with which it is registered (see instructions) ► <b>UT</b>		9	X
b	If the answer is "Yes" to line 7, has the foundation furnished a copy of Form 990-PF to the Attorney General (or designate) of each state as required by General Instruction G? If "No," attach explanation		10	X
9	Is the foundation claiming status as a private operating foundation within the meaning of section 4942(j)(3) or 4942(j)(5) for calendar year 2012 or the taxable year beginning in 2012 (see instructions for Part XIV)? If "Yes," complete Part XIV			
10	Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses			

## Part VII-A Statements Regarding Activities (continued)

11 At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If "Yes," attach schedule (see instructions) 11  **X**

12 Did the foundation make a distribution to a donor advised fund over which the foundation or a disqualified person had advisory privileges? If "Yes," attach statement (see instructions) 12  **X**

13 Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address ► **N/A** 13  **X**

14 The books are in care of ► **RODGER A NYE**  
P O BOX 10377

Telephone no ► **307-200-1941**Located at ► **JACKSON****WY**ZIP+4 ► **83002**

15 Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041 – Check here and enter the amount of tax-exempt interest received or accrued during the year ►  15

16 At any time during calendar year 2012, did the foundation have an interest in or a signature or other authority over a bank, securities, or other financial account in a foreign country? See the instructions for exceptions and filing requirements for Form TD F 90-22 1 If "Yes," enter the name of the foreign country ► 16  **X**

## Part VII-B Statements Regarding Activities for Which Form 4720 May Be Required

File Form 4720 if any item is checked in the "Yes" column, unless an exception applies.

1a During the year did the foundation (either directly or indirectly)

(1) Engage in the sale or exchange, or leasing of property with a disqualified person?  Yes  No

(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person?  Yes  No

(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person?  Yes  No

(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person?  Yes  No

(5) Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)?  Yes  No

(6) Agree to pay money or property to a government official? (Exception. Check "No" if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days)  Yes  No

b If any answer is "Yes" to 1a(1)–(6), did any of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance (see instructions)? Organizations relying on a current notice regarding disaster assistance check here **N/A** ►

c Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2012? **N/A**

2 Taxes on failure to distribute income (section 4942) (does not apply for years the foundation was a private operating foundation defined in section 4942(j)(3) or 4942(j)(5))

a At the end of tax year 2012, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2012?  Yes  No  
If "Yes," list the years ► **20 20 20 20**

b Are there any years listed in 2a for which the foundation is not applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer "No" and attach statement – see instructions) **N/A**

c If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here ► **20 20 20 20** **N/A**

3a Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year?  Yes  No

b If "Yes," did it have excess business holdings in 2012 as a result of (1) any purchase by the foundation or disqualified persons after May 26, 1969, (2) the lapse of the 5-year period (or longer period approved by the Commissioner under section 4943(c)(7)) to dispose of holdings acquired by gift or bequest, or (3) the lapse of the 10-, 15-, or 20-year first phase holding period? (Use Schedule C, Form 4720, to determine if the foundation had excess business holdings in 2012) **N/A**

4a Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes? **N/A**

b Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 2012? **4b  X**

## Part VII-B Statements Regarding Activities for Which Form 4720 May Be Required (continued)

5a	During the year did the foundation pay or incur any amount to	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(1)	Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(2)	Influence the outcome of any specific public election (see section 4955), or to carry on, directly or indirectly, any voter registration drive?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(3)	Provide a grant to an individual for travel, study, or other similar purposes?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(4)	Provide a grant to an organization other than a charitable, etc., organization described in section 509(a)(1), (2), or (3), or section 4940(d)(2)? (see instructions)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(5)	Provide for any purpose other than religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
b	If any answer is "Yes" to 5a(1)–(5), did any of the transactions fail to qualify under the exceptions described in Regulations section 53 4945 or in a current notice regarding disaster assistance (see instructions)? Organizations relying on a current notice regarding disaster assistance check here	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	5b
c	If the answer is "Yes" to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant? If "Yes," attach the statement required by Regulations section 53 4945–5(d)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	
6a	Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
b	Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract? If "Yes" to 6b, file Form 8870	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	6b	X
7a	At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
b	If "Yes," did the foundation receive any proceeds or have any net income attributable to the transaction?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	7b

## Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors

1 List all officers, directors, trustees, foundation managers and their compensation (see instructions).

(a) Name and address	(b) Title, and average hours per week devoted to position	(c) Compensation (If not paid, enter -0-)	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
See Statement 9				

2 Compensation of five highest-paid employees (other than those included on line 1 – see instructions). If none, enter "NONE."

(a) Name and address of each employee paid more than \$50,000	(b) Title, and average hours per week devoted to position	(c) Compensation	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
NONE				

Total number of other employees paid over \$50,000

► 0

**Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors (continued)**

**3 Five highest-paid independent contractors for professional services (see instructions). If none, enter "NONE."**

(a) Name and address of each person paid more than \$50,000	(b) Type of service	(c) Compensation
NONE		

**Total number of others receiving over \$50,000 for professional services**

## **Part IX-A      Summary of Direct Charitable Activities**

List the foundation's four largest direct charitable activities during the tax year. Include relevant statistical information such as the number of organizations and other beneficiaries served, conferences convened, research papers produced, etc.		Expenses
1	N/A	
2		
3		
4		

**Part IX-B Summary of Program-Related Investments (see instructions)**

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2		Amount
1	N/A	
2		
All other program-related investments See instructions		
3		
Total. Add lines 1 through 3		►

**Part X Minimum Investment Return** (All domestic foundations must complete this part Foreign foundations, see instructions )

1	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc , purposes		
a	Average monthly fair market value of securities	1a	2,236,272
b	Average of monthly cash balances	1b	229,894
c	Fair market value of all other assets (see instructions)	1c	0
d	<b>Total</b> (add lines 1a, b, and c)	1d	2,466,166
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	1e	0
2	Acquisition indebtedness applicable to line 1 assets	2	0
3	Subtract line 2 from line 1d	3	2,466,166
4	Cash deemed held for charitable activities Enter 1½% of line 3 (for greater amount, see instructions)	4	36,992
5	<b>Net value of noncharitable-use assets.</b> Subtract line 4 from line 3 Enter here and on Part V, line 4	5	2,429,174
6	<b>Minimum investment return.</b> Enter 5% of line 5	6	121,459

**Part XI Distributable Amount** (see instructions) (Section 4942(j)(3) and (j)(5) private operating foundations and certain foreign organizations check here ► and do not complete this part )

1	Minimum investment return from Part X, line 6	1	121,459
2a	Tax on investment income for 2012 from Part VI, line 5	2a	1,253
b	Income tax for 2012 (This does not include the tax from Part VI )	2b	
c	Add lines 2a and 2b	2c	1,253
3	Distributable amount before adjustments Subtract line 2c from line 1	3	120,206
4	Recoveries of amounts treated as qualifying distributions	4	
5	Add lines 3 and 4	5	120,206
6	Deduction from distributable amount (see instructions)	6	
7	<b>Distributable amount as adjusted</b> Subtract line 6 from line 5 Enter here and on Part XIII, line 1	7	120,206

**Part XII Qualifying Distributions** (see instructions)

1	Amounts paid (including administrative expenses) to accomplish charitable, etc , purposes	1a	112,000
a	Expenses, contributions, gifts, etc – total from Part I, column (d), line 26	1b	
b	Program-related investments – total from Part IX-B	2	
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc , purposes	3a	
3	Amounts set aside for specific charitable projects that satisfy the	3b	
a	Suitability test (prior IRS approval required)	4	112,000
b	Cash distribution test (attach the required schedule)	5	0
4	<b>Qualifying distributions.</b> Add lines 1a through 3b Enter here and on Part V, line 8, and Part XIII, line 4	6	112,000
5	Foundations that qualify under section 4940(e) for the reduced rate of tax on net investment income Enter 1% of Part I, line 27b (see instructions)		
6	<b>Adjusted qualifying distributions.</b> Subtract line 5 from line 4		

**Note.** The amount on line 6 will be used in Part V, column (b), in subsequent years when calculating whether the foundation qualifies for the section 4940(e) reduction of tax in those years

## Part XIII Undistributed Income (see instructions)

	(a) Corpus	(b) Years prior to 2011	(c) 2011	(d) 2012
1 Distributable amount for 2012 from Part XI, line 7				120,206
2 Undistributed income, if any, as of the end of 2012				
a Enter amount for 2011 only				
b Total for prior years 20_____, 20_____, 20_____				
3 Excess distributions carryover, if any, to 2012				
a From 2007				
b From 2008				
c From 2009				
d From 2010				
e From 2011				
f Total of lines 3a through e				
4 Qualifying distributions for 2012 from Part XII, line 4 ► \$ 112,000				
a Applied to 2011, but not more than line 2a				
b Applied to undistributed income of prior years (Election required – see instructions)				
c Treated as distributions out of corpus (Election required – see instructions)				
d Applied to 2012 distributable amount				112,000
e Remaining amount distributed out of corpus				
5 Excess distributions carryover applied to 2012 (If an amount appears in column (d), the same amount must be shown in column (a) )				
6 Enter the net total of each column as indicated below:				
a Corpus Add lines 3f, 4c, and 4e Subtract line 5				
b Prior years' undistributed income Subtract line 4b from line 2b				
c Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed				
d Subtract line 6c from line 6b Taxable amount – see instructions				
e Undistributed income for 2011 Subtract line 4a from line 2a Taxable amount – see instructions				
f Undistributed income for 2012 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2013				8,206
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see instructions)				
8 Excess distributions carryover from 2007 not applied on line 5 or line 7 (see instructions)				
9 Excess distributions carryover to 2013. Subtract lines 7 and 8 from line 6a				
10 Analysis of line 9				
a Excess from 2008				
b Excess from 2009				
c Excess from 2010				
d Excess from 2011				
e Excess from 2012				



**Part XV Supplementary Information (continued)****3 Grants and Contributions Paid During the Year or Approved for Future Payment**

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
<b>Name and address (home or business)</b>				
<b>a Paid during the year</b> <b>See Statement 12</b>				<b>112,000</b>
<b>Total</b>			► 3a	<b>112,000</b>
<b>b Approved for future payment</b> <b>N/A</b>				
<b>Total</b>			► 3b	

## Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated

Enter gross amounts unless otherwise indicated		Unrelated business income		Excluded by section 512, 513, or 514		(e) Related or exempt function income (See instructions )
		(a) Business code	(b) Amount	(c) Exclusion code	(d) Amount	
<b>1</b>	<b>Program service revenue</b>					
a						
b						
c						
d						
e						
f						
g	Fees and contracts from government agencies					
<b>2</b>	<b>Membership dues and assessments</b>					
<b>3</b>	<b>Interest on savings and temporary cash investments</b>			<b>14</b>	<b>13,138</b>	
<b>4</b>	<b>Dividends and interest from securities</b>			<b>14</b>	<b>53,309</b>	
<b>5</b>	<b>Net rental income or (loss) from real estate</b>					
a	Debt-financed property					
b	Not debt-financed property					
<b>6</b>	<b>Net rental income or (loss) from personal property</b>					
<b>7</b>	<b>Other investment income</b>					
<b>8</b>	<b>Gain or (loss) from sales of assets other than inventory</b>			<b>14</b>	<b>2,678</b>	<b>-2,969</b>
<b>9</b>	<b>Net income or (loss) from special events</b>					
<b>10</b>	<b>Gross profit or (loss) from sales of inventory</b>					
<b>11</b>	<b>Other revenue</b> a					
b						
c						
d						
e						
<b>12</b>	<b>Subtotal</b> Add columns (b), (d), and (e)		<b>0</b>		<b>69,125</b>	<b>-2,969</b>
<b>13</b>	<b>Total.</b> Add line 12, columns (b), (d), and (e)				<b>13</b>	<b>66,156</b>

(See worksheet in line 13 instructions to verify calculations )

**Part XVI-B Relationship of Activities to the Accomplishment of Exempt Purposes**

**Part XVII Information Regarding Transfers To and Transactions and Relationships With Noncharitable Exempt Organizations**

		Yes	No
1	Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations?		
a	Transfers from the reporting foundation to a noncharitable exempt organization of		
(1)	Cash	1a(1)	X
(2)	Other assets	1a(2)	X
b	Other transactions		
(1)	Sales of assets to a noncharitable exempt organization	1b(1)	X
(2)	Purchases of assets from a noncharitable exempt organization	1b(2)	X
(3)	Rental of facilities, equipment, or other assets	1b(3)	X
(4)	Reimbursement arrangements	1b(4)	X
(5)	Loans or loan guarantees	1b(5)	X
(6)	Performance of services or membership or fundraising solicitations	1b(6)	X
c	Sharing of facilities, equipment, mailing lists, other assets, or paid employees	1c	X
d	If the answer to any of the above is "Yes," complete the following schedule. Column (b) should always show the fair market value of the goods, other assets, or services given by the reporting foundation. If the foundation received less than fair market value in any transaction or sharing arrangement, show in column (d) the value of the goods, other assets, or services received		

(a) Line no	(b) Amount involved	(c) Name of noncharitable exempt organization	(d) Description of transfers, transactions, and sharing arrangements
N/A			

**2a** Is the foundation directly or indirectly affiliated with, or related to, one or more tax-exempt organizations described in section 501(c) of the Code (other than section 501(c)(3)) or in section 527?

Yes  No

**b** If "Yes," complete the following schedule

(a) Name of organization	(b) Type of organization	(c) Description of relationship
N/A		

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

May the IRS discuss this return  
with the preparer shown below  
(see instructions)?  Yes  No

**Sign  
Here**

Signature of officer or trustee

Date

**TRUSTEE**

Paid Preparer Use Only	Print/Type preparer's name  <b>ROYCE RICHARDS</b>	Preparer's signature  <b>ROYCE RICHARDS</b>	Date  <b>06/13/13</b>	Check <input type="checkbox"/> if self-employed
	Firm's name ► <b>Wood, Richards, &amp; Associates, PC CPA</b>	PTIN  <b>P00006948</b>		
	Firm's address ► <b>2490 Wall Ave Ogden, UT 84401</b>	Firm's EIN ► <b>87-0491872</b>	Phone no  <b>801-621-0440</b>	

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**Statement 1 - Form 990-PF, Part I, Line 6a - Sale of Assets**

Whom Sold	Date Acquired	Date Sold	Description		How Received		Depreciation	Net Gain / Loss
			Sale Price	Cost	Expense			
GANNETT INC	6/12/07	4/02/12	\$ 100,000	\$ 101,683	\$	\$		\$ -1,683
LOCKHEED MARTIN CORP	10/01/10	1/20/12	\$ 74,909	\$ 69,460				\$ 5,449
PAYCHEX INC	10/06/08	1/20/12	\$ 60,409	\$ 67,144				\$ -6,735
Total			\$ 235,318	\$ 238,287	\$ 0	\$ 0		\$ -2,969

**Statement 2 - Form 990-PF, Part I, Line 16b - Accounting Fees**

Description	Total		Adjusted Net	Charitable Purpose
	Net Investment	Net Investment		
Indirect Accounting Fees	\$ 950	\$ 950	\$ 950	\$
Total	\$ 950	\$ 950	\$ 950	\$ 0

**Statement 3 - Form 990-PF, Part I, Line 18 - Taxes**

Description	Total		Adjusted Net	Charitable Purpose
	Net Investment	Net Investment		
INCOME TAXES	\$ 4,471	\$ 4,471	\$ 4,471	\$
Total	\$ 4,471	\$ 4,471	\$ 4,471	\$ 0

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**Federal Statements**

**Statement 4 - Form 990-PF, Part I, Line 23 - Other Expenses**

<u>Description</u>	<u>Total</u>	<u>Net Investment</u>	<u>Adjusted Net</u>	<u>Charitable Purpose</u>
Expenses				\$
BANK SERVICE CHARGES	33	33	33	33
Total	33	33	33	0

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## Federal Statements

### Statement 5 - Form 990-PF, Part II, Line 10a - US and State Government Investments

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
			Cost	\$
GOVERNMENT BONDS	\$ 1,707	\$ 0		
Total	\$ 1,707	\$ 0		

### Statement 6 - Form 990-PF, Part II, Line 10b - Corporate Stock Investments

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
			Cost	\$
STOCKS & OPTIONS	\$ 1,508,241	\$ 1,800,592		\$ 2,135,431
Total	\$ 1,508,241	\$ 1,800,592		\$ 2,135,431

### Statement 7 - Form 990-PF, Part II, Line 10c - Corporate Bond Investments

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
			Cost	\$
CORPORATE BONDS	\$ 210,855	\$ 0		
Total	\$ 210,855	\$ 0		

### Statement 8 - Form 990-PF, Part II, Line 13 - Other Investments

Description	Beginning of Year	End of Year	Basis of Valuation	Fair Market Value
			Cost	\$
MORTGAGE BACKED SECURITIES	\$ 113,392	\$ 73,760		\$ 71,465
PREFERRED/FIXED RATE CAPS	\$ 50,000	\$ 14,752		\$ 50,420
Total	\$ 163,392	\$ 88,512		\$ 121,885

**Federal Statements**

**Statement 9 - Form 990-PF, Part VIII, Line 1 - List of Officers, Directors, Trustees, Etc.**

<u>Name and Address</u>	<u>Title</u>	<u>Average Hours</u>	<u>Compensation</u>	<u>Benefits</u>	<u>Expenses</u>
GREGORY B NYE 14 CARRERA COURT RANCH MIRAGE CA 92270	MEMBER	0.00	500	0	0
HOLLY N BAUMAN 1764 28TH STREET OGDEN UT 84403	TRUSTEE	10.00	5,000	0	0
FRED M NYE 3310 BAKER DRIVE OGDEN UT 84403	MEMBER	0.00	0	0	0
BRET NYE 1704 FIREROCK CT LOVELAND CO 80538	MEMBER	0.00	500	0	0
RODGER A NYE P O BOX 34 SWAN VALLEY ID 83449	MEMBER	0.00	500	0	0
JAY C NYE 5144 SKYLINE DRIVE OGDEN UT 84403	MEMBER	0.00	500	0	0
MARGARET M BLACK 2339 CARTEGENA WAY OCEANSIDE CA 92056	MEMBER	0.00	500	0	0
ROBERT R NYE 5878 CASSIE DRIVE OGDEN UT 84405	MEMBER	0.00	500	0	0
JOHN F NYE 227 EAST 9165 SOUTH SANDY UT 84070	MEMBER	0.00	500	0	0
DENICE NYE ROUNDY	MEMBER	0.00	500	0	0

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**Federal Statements**

**Statement 9 - Form 990-PF, Part VIII, Line 1 - List of Officers, Directors, Trustees,**  
**Etc. (continued)**

<u>Name and Address</u>	<u>Title</u>	<u>Average Hours</u>	<u>Compensation</u>	<u>Benefits</u>	<u>Expenses</u>
-------------------------	--------------	----------------------	---------------------	-----------------	-----------------

1826 WEST 350 NORTH  
WEST POINT UT 84015

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## **Federal Statements**

### **Statement 10 - Form 990-PF, Part XV, Line 2b - Application Format and Required Contents**

#### **Description**

SPECIFIC APPLICATION WHICH MAY BE OBTAINED DIRECTLY FROM THE FOUNDATION.

### **Form 990-PF, Part XV, Line 2c - Submission Deadlines**

#### **Description**

JULY 1ST

### **Statement 11 - Form 990-PF, Part XV, Line 2d - Award Restrictions or Limitations**

#### **Description**

GENERALLY LIMITED TO FOUNDATIONS AND ORGINIZATIONS LOCATED IN AND AROUND THE WEBER COUNTY AREA.

## Federal Statements

### Statement 12 - Form 990-PF, Part XV, Line 3a - Grants and Contributions Paid During the Year

Name	Address	Relationship	Status	Purpose	Amount
Year	Address	Relationship	Status	Purpose	Amount
Ability Foundation Murray UT 84123	None	5236 South Green Pine Dr	Pvt. Op Fdn.	Grant/Contribution	2,000
American Cancer Society Salt Lake City UT 84106	None	941 East 3300 South	Pvt. Op Fdn.	Grant/Contribution	4,000
American Red Cross Salt Lake City UT 84102	None	555 East 300 South Ste 20	Pvt. Op Fdn.	Grant/Contribution	1,000
Annie Taylor Dee Guest House Ogden UT 84403	None	4401 Harrison Blvd	Pvt. Op Fdn.	Grant/Contribution	3,000
Big Brothers/Big Sisters Murray UT 84107	None	151 East 5600 South #200	Pvt. Op Fdn.	Grant/Contribution	500
Chapel of the Valley Swan Valley ID 83449	None	PO Box 107	Public	Grant/Contribution	500
Catholic Community Services Ogden UT 84401	None	2504 F Ave	Pvt. Op Fdn.	Grant/Contribution	1,000
Center for Grieving Children Ogden UT 84405	None	1724 East 5600 South	Pvt. Op Fdn.	Grant/Contribution	1,000
Cottage of Hope Ogden UT 84401	None	2724 Washhington Blvd	Pvt. Op Fdn.	Grant/Contribution	1,000
Eccles Community Art Center Ogden UT 84401	None	2580 Jefferson	Pvt. Op Fdn.	Grant/Contribution	1,000
Enable Industries Ogden UT 84404	None	2437 Rulon White Blvd	Public	Grant/Contribution	1,000
Eisenhower Hospital Foundation Rancho Mirage CA 92270	None	390000 Bob Hope Drive	Pvt. Op Fdn.	Grant/Contribution	500
Family Counseling Service Ogden UT 84401	None	175 W 4800 S	Pvt. Op Fdn.	Grant/Contribution	1,000
Habitat for Humanity Ogden UT 84401	None	2475 Washington Blvd	Pvt. Op Fdn.	Grant/Contribution	2,000
House of Hope Salt Lake City UT 84102	None	857 East 200 South	Pvt. Op Fdn.	Grant/Contribution	1,000
McKay Dee Cancer Foundation Ogden UT 84403	None	4401 Harrison Blvd	Pvt. Op Fdn.	Grant/Contribution	4,500
McKay Dee Hospital Foundation Ogden UT 84403	None	4401 Harrison Blvd	Pvt. Op Fdn.	Grant/Contribution	4,000

**Federal Statements**

**Statement 12 - Form 990-PF, Part XV, Line 3a - Grants and Contributions Paid During the Year (continued)**

Name	Address	Relationship	Status	Purpose	Amount
Nature Conservancy of Utah Salt Lake City UT 84102	None	559 E S Temple	Pvt. Op	Fdn. Grant/Contribution	5,000
Ogden High School Restoration Fund	None	1950 Monroe Blvd	Public	Grant/Contribution	10,000
Ogden UT 84401					
Ogden Nature Center	None	966 W 12th Street	Public	Grant/Contribution	3,000
Ogden UT 84404					
Ogden Opera Guild	None	1787 Ross Drive	Pvt. Op	Fdn. Grant/Contribution	1,000
Ogden UT 84401					
Ogden School Foundation	None	1950 Monroe Blvd	Public	Grant/Contribution	1,000
Ogden UT 84401					
Ogden Symphony Ballet Association	None	2580 Jefferson	Pvt. Op	Fdn. Grant/Contribution	1,000
Ogden UT 84401					
Ogden/Weber Applied Technology Coll	None	P O Box 9936	Public	Grant/Contribution	4,000
Ogden UT 84409					
Outreach Resource Center	None	705 23rd Street	Pvt. Op	Fdn. Grant/Contribution	1,000
Ogden UT 84401					
Palm Desert Tennis Team	None	43-570 Phyllis Jackson Ln	Public	Grant/Contribution	500
Palm Desert CA 92260					
Project Self Sufficiency of Marimer	None	375 West 37th St #150	Pvt. Op	Fdn. Grant/Contribution	500
Loveland CO 80538					
Ronald McDonald House	None	935 East South Temple	Public	Grant/Contribution	1,500
Salt Lake City UT 84102					
Senior Companion Program	None	237 26th	Pvt. Op	Fdn. Grant/Contribution	1,000
Ogden UT 84401					
Soroptimist International of Ogden	None	2261 Adams Avenue	Pvt. Op	Fdn. Grant/Contribution	1,000
Ogden UT 84401					
St. Anne's Shelter	None	137 West Binford	Public	Grant/Contribution	11,000
Ogden UT 84401					
Treehouse Children's Museum	None	347 East 22nd Street	Public	Grant/Contribution	1,000
Ogden UT 84401					
U S Engineering Scholarship Fund	None	USU 1420 Old Main Hill	Pvt. Op	Fdn. Grant/Contribution	1,000
Logan UT 84322					
U S Equestrian Association	None	Public	Grant/Contribution		500

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## Federal Statements

### Statement 12 - Form 990-PF, Part XV, Line 3a - Grants and Contributions Paid During the Year (continued)

Name	Address	Relationship	Status	Purpose	Amount
Utah Animal Adoption Center	1955 N Readwood Road				
Salt Lake City UT 84010	None		Pvt. Op Fdn.	Grant/Contribution	2,500
Utah Dispute/Resolution	645 South 200 East		Pvt. Op Fdn.	Grant/Contribution	500
Salt Lake City UT 84111	None		Pvt. Op Fdn.	Grant/Contribution	
Utah Food Bank	3150 South 900 West		Pvt. Op Fdn.	Grant/Contribution	
Salt Lake City UT 84119	None		Pvt. Op Fdn.	Grant/Contribution	
Weber County Library Foundation	2464 Jefferson Avenue		Pvt. Op Fdn.	Grant/Contribution	
Ogden UT 84401	None		Pvt. Op Fdn.	Grant/Contribution	
Weber Pathways	P O Box 972		Pvt. Op Fdn.	Grant/Contribution	
Ogden UT 84402	None		Pvt. Op Fdn.	Grant/Contribution	2,000
Weber State University Art & Humani	3848 Harrison Blvd		Pvt. Op Fdn.	Grant/Contribution	
Ogden UT 84408	None		Pvt. Op Fdn.	Grant/Contribution	
Weber State University Development	3848 Harrison Blvd		Pvt. Op Fdn.	Grant/Contribution	
Ogden UT 84408	None		Pvt. Op Fdn.	Grant/Contribution	
Your Community Connection	2261 Adams Avenue		Pvt. Op Fdn.	Grant/Contribution	
Ogden UT 84401	None		Pvt. Op Fdn.	Grant/Contribution	
Total					2,000
					112,000

## Form 990-PF Return Summary

For calendar year 2012, or tax year beginning \_\_\_\_\_, and ending \_\_\_\_\_

94-2765986

## RALPH NYE CHARITABLE FOUNDATION

## Investment Income

Interest	<u>13,138</u>
Dividends	<u>53,309</u>
Gross rents	
Capital gain net income	<u>2,678</u>
Other income	
<b>Total investment income</b>	<u>69,125</u>

## Expenses

Officer compensation	
Salaries / employee benefits	
Other expenses	<u>6,462</u>
<b>Total expenses</b>	<u>6,462</u>
<b>Net investment income</b>	<u>62,663</u>

## Taxes / Credits

Regular tax	<u>1,253</u>
Section 511 tax	
Subtitle A tax	
<b>Total tax</b>	<u>1,253</u>

## Payments / Penalties / Application

Estimated tax payments	
Tax withheld	
Other payments	
Estimated tax penalty	<u>28</u>
Overpayment applied to next year's tax	
<b>Payments / penalty / application</b>	<u>-28</u>
<b>Net tax due</b>	<u>1,281</u>

Interest on late payments

Failure to file penalty

Failure to pay penalty

## Additions to tax

<b>Balance due</b>	<u>1,281</u>
<b>Refund</b>	

## Revenue / Expenses per Books      Adjusted Net Income

Total contributions		
Interest	<u>13,138</u>	<u>13,138</u>
Dividends	<u>53,309</u>	<u>53,309</u>
Capital gains / losses	<u>-291</u>	
Income modifications		
Sale of inventory		
Other income		
<b>Total revenue</b>	<u>66,156</u>	<u>66,447</u>
Total expenses	<u>127,462</u>	<u>6,462</u>
<b>Excess / ANI</b>	<u>-61,306</u>	<u>59,985</u>

## Next Year's Estimates

1st quarter	
2nd quarter	
3rd quarter	
4th quarter	
<b>Total</b>	

## Miscellaneous Information

Amended return	
Return / extended due date	<u>05/15/13</u>

	Beginning	Ending	Differences
Assets	<u>2,176,773</u>	<u>2,115,466</u>	
Liabilities			
Net assets	<u>2,176,773</u>	<u>2,115,467</u>	<u>-61,306</u>