Form **990-PF**

Department of the Treasury
Internal Revenue Service

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

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

OMB No 1545-0052

2012

Open to Public Inspection

For calendar year 2012 or tax year beginning 10/1/2012 **, and ending** 9/30/2013

Name of foundation: MARIAN GAYNOR YANAMURA EDUCATIONAL FUND, INC

A Employer identification number: 72-1351380

Number and street (or P O box number if mail is not delivered to street address): C/O C O MCCAWLEY JR P O BOX 511 | Room/suite:

B Telephone number (see instructions): (251) 928-0339

City or town, state, and ZIP code: FAIRHOPE AL 36533

C If exemption application is pending, check here ☐

G Check all that apply: ☐ Initial return ☐ Initial return of a former public charity ☐ Final return ☐ Amended return ☐ Address change ☐ Name change

D 1. Foreign organizations, check here ☐
2 Foreign organizations meeting the 85% test, check here and attach computation ☐

H Check type of organization: ☒ Section 501(c)(3) exempt private foundation ☐ Section 4947(a)(1) nonexempt charitable trust ☐ Other taxable private foundation

E If private foundation status was terminated under section 507(b)(1)(A), check here ☐

I Fair market value of all assets at end of year *(from Part II, col (c), line 16)* ▶ $ 2,891,108

J Accounting method ☒ Cash ☐ Accrual ☐ Other (specify) (Part I, column (d) must be on cash basis)

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 ▶ ☐ if the foundation is not required to attach Sch B				
	3 Interest on savings and temporary cash investments	2	2	2	
	4 Dividends and interest from securities	79,285	79,285	79,285	
	5a Gross rents				
	b Net rental income or (loss)				
	6a Net gain or (loss) from sale of assets not on line 10	65,328			
	b Gross sales price for all assets on line 6a 597 485				
	7 Capital gain net income (from Part IV, line 2)		65,328		
	8 Net short-term capital gain				
	9 Income modifications				
	10a Gross sales less returns and allowances				
	b Less Cost of goods sold				
	c Gross profit or (loss) (attach schedule)				
	11 Other income (attach schedule)	1,418	1,418		
	12 **Total.** Add lines 1 through 11	146,033	146,033	79,287	
Operating and Administrative Expenses	13 Compensation of officers, directors, trustees, etc				
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees (attach schedule)	5,802			5,802
	b Accounting fees (attach schedule)	4,450			4,450
	c Other professional fees (attach schedule)	25,599	24,099	24,099	1,500
	17 Interest				
	18 Taxes (attach schedule) (see instructions)	108			108
	19 Depreciation (attach schedule) and depletion				
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications				
	23 Other expenses (attach schedule)	1,379			1,379
	24 **Total operating and administrative expenses.** Add lines 13 through 23	37,338	24,099	24,099	13,239
	25 Contributions, gifts, grants paid	128,000			128,000
	26 **Total expenses and disbursements** Add lines 24 and 25	165,338	24,099	24,099	141,239
	27 Subtract line 26 from line 12				
	a **Excess of revenue over expenses and disbursements**	-19,305			
	b **Net investment income** (if negative, enter -0-)		121,934		
	c **Adjusted net income** (if negative, enter -0-)			55,188	

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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 (a) Book Value	End of year (b) Book Value	End of year (c) Fair Market Value
Assets	1	Cash—non-interest-bearing	10,084	18,435	18,435
	2	Savings and temporary cash investments	299,763	195,555	195,555
	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 (attach schedule) ▶			
		Less allowance for doubtful accounts ▶			
	8	Inventories for sale or use			
	9	Prepaid expenses and deferred charges			
	10 a	Investments—U S and state government obligations (attach schedule)			
	b	Investments—corporate stock (attach schedule)	2,338,713	2,414,746	2,677,118
	c	Investments—corporate bonds (attach schedule)			
	11	Investments—land, buildings, and equipment basis ▶			
		Less accumulated depreciation (attach schedule) ▶			
	12	Investments—mortgage loans			
	13	Investments—other (attach schedule)			
	14	Land, buildings, and equipment basis ▶			
		Less accumulated depreciation (attach schedule) ▶			
	15	Other assets (describe ▶)			
	16	**Total assets** (to be completed by all filers—see the instructions Also, see page 1, item I)	2,648,560	2,628,736	2,891,108
Liabilities	17	Accounts payable and accrued expenses			
	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 ▶ [X] and complete lines 24 through 26 and lines 30 and 31.**			
	24	Unrestricted	2,648,560	2,628,736	
	25	Temporarily restricted			
	26	Permanently restricted			
		Foundations that do not follow SFAS 117, check here ▶ [ ] and complete lines 27 through 31.			
	27	Capital stock, trust principal, or current funds			
	28	Paid-in or capital surplus, or land, bldg , and equipment fund			
	29	Retained earnings, accumulated income, endowment, or other funds			
	30	**Total net assets or fund balances** (see instructions)	2,648,560	2,628,736	
	31	**Total liabilities and net assets/fund balances** (see instructions)	2,648,560	2,628,736	

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	2,648,560
2	Enter amount from Part I, line 27a	2	-19,305
3	Other increases not included in line 2 (itemize) ▶	3	
4	Add lines 1, 2, and 3	4	2,629,255
5	Decreases not included in line 2 (itemize) ▶ YE SEPTEMBER 2012 TAX PAID	5	519
6	Total net assets or fund balances at end of year (line 4 minus line 5)—Part II, column (b), line 30	6	2,628,736

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)
1a	SEE SCHEDULE-BT			
b	SEE SCHEDULE-RJ			
c	ROP			
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	87,444		96,825	-9,381
b	509,681		435,332	74,349
c	360			360
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				-9,381
b				74,349
c				360
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** 65,328

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** 0

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

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	159,070	2,820,926	0 056389
2010	132,472	2,654,347	0 049908
2009	117,897	2,609,858	0 045174
2008	126,032	2,755,767	0 045734
2007	91,678	2,722,890	0 033669

2	**Total** of line 1, column (d)	2	0 230874
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	0 046175
4	Enter the net value of noncharitable-use assets for 2012 from Part X, line 5	4	2,888,403
5	Multiply line 4 by line 3	5	133,372
6	Enter 1% of net investment income (1% of Part I, line 27b)	6	1,219
7	Add lines 5 and 6	7	134,591
8	Enter qualifying distributions from Part XII, line 4	8	141,239

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)

1 a	Exempt operating foundations described in section 4940(d)(2), check here ▶ ☐ and enter "N/A" on line 1 Date of ruling or determination letter ______ (attach copy of letter if necessary—see instructions)			
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here ▶ ☒ and enter 1% of Part I, line 27b	1	1,219	
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-)	2	0	
3	Add lines 1 and 2	3	1,219	
4	Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)	4		
5	**Tax based on investment income.** Subtract line 4 from line 3 If zero or less, enter -0-	5	1,219	
6	Credits/Payments			
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	0	
8	Enter any **penalty** for underpayment of estimated tax Check here ☐ if Form 2220 is attached	8		
9	**Tax due.** If the total of lines 5 and 8 is more than line 7, enter **amount owed** ▶	9	1,219	
10	**Overpayment.** If line 7 is more than the total of lines 5 and 8, enter the **amount overpaid** ▶	10	0	
11	Enter the amount of line 10 to be **Credited to 2013 estimated tax** ▶ | Refunded ▶	11	0	

Part VII-A Statements Regarding Activities

			Yes	No
1 a	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?	1a		X
b	Did it spend more than $100 during the year (either directly or indirectly) for political purposes (see Instructions for the definition)?	1b		X
	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			
c	Did the foundation file **Form 1120-POL** for this year?	1c		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 ▶ $ ______			
e	Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers ▶ $ ______			
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*	2		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*	3		X
4 a	Did the foundation have unrelated business gross income of $1,000 or more during the year?	4a		X
b	If "Yes," has it filed a tax return on **Form 990-T** for this year?	4b	N/A	
5	Was there a liquidation, termination, dissolution, or substantial contraction during the year? *If "Yes," attach the statement required by General Instruction T*	5		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?	6	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*	7	X	
8 a	Enter the states to which the foundation reports or with which it is registered (see instructions) ▶ AL			
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*	8b		
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*	9	X	
10	Did any persons become substantial contributors during the tax year? *If "Yes," attach a schedule listing their names and addresses*	10		X

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

			Yes	No
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?	13	X	

Website address ▶ N/A

14 The books are in care of ▶ C. O MCCAWLEY, JR Telephone no. ▶ (251) 928-0339

Located at ▶ P O BOX 452 FAIRHOPE AL ZIP+4 ▶ 36533

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

			Yes	No
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?	16		X
	See the instructions for exceptions and filing requirements for Form TD F 90-22 1. If "Yes," enter the name of the foreign country ▶			

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.

			Yes	No
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)?	1b	N/A	
	Organizations relying on a current notice regarding disaster assistance check here ▶ ☐			
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?	1c		X
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)	2b	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 _____			
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)*	3b	N/A	
4a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4a		X
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)*

			Yes	No
5a During the year did the foundation pay or incur any amount to				
(1) Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))? ☐ Yes ☒ No				
(2) Influence the outcome of any specific public election (see section 4955), or to carry on, directly or indirectly, any voter registration drive? ☐ Yes ☒ No				
(3) Provide a grant to an individual for travel, study, or other similar purposes? ☐ Yes ☒ 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) ☐ Yes ☒ 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? ☐ Yes ☒ 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)?		5b	N/A	
Organizations relying on a current notice regarding disaster assistance check here ▶ ☐				
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? ☐ Yes ☒ No				
If "Yes," attach the statement required by Regulations section 53 4945–5(d)				
6a Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract? ☐ Yes ☒ No				
b Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract?		6b		X
If "Yes" to 6b, file Form 8870				
7a At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction? ☐ Yes ☒ No				
b If "Yes," did the foundation receive any proceeds or have any net income attributable to the transaction?		7b	N/A	

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
LINDA GIBSON 10928 COVEY DRIVE FAIRHOPE, AL 36532	PRESIDENT 2 00			
C O MCCAWLEY, JR P O BOX 452 FAIRHOPE, AL 36533	TREASURER 2 00			
SAM CROSBY 7133 STONE DRIVE DAPHNE, AL 36526	SECRETARY 2 00			

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 ▶				

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 SCHOLARSHIPS AWARDED PER OPERATING DOCUMENT 32 AWARDS @ $4,000 00	128,000
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 ▶	0

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	2,645,272
b	Average of monthly cash balances	1b	287,117
c	Fair market value of all other assets (see instructions)	1c	0
d	**Total** (add lines 1a, b, and c)	1d	2,932,389
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation) 1e		
2	Acquisition indebtedness applicable to line 1 assets	2	
3	Subtract line 2 from line 1d	3	2,932,389
4	Cash deemed held for charitable activities Enter 1 ½ % of line 3 (for greater amount, see instructions)	4	43,986
5	**Net value of noncharitable-use assets.** Subtract line 4 from line 3 Enter here and on Part V, line 4	5	2,888,403
6	**Minimum investment return.** Enter 5% of line 5	6	144,420

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	144,420
2a	Tax on investment income for 2012 from Part VI, line 5	2a	1,219		
b	Income tax for 2012 (This does not include the tax from Part VI)	2b			
c	Add lines 2a and 2b			2c	1,219
3	Distributable amount before adjustments Subtract line 2c from line 1			3	143,201
4	Recoveries of amounts treated as qualifying distributions			4	
5	Add lines 3 and 4			5	143,201
6	Deduction from distributable amount (see instructions)			6	
7	**Distributable amount** as adjusted Subtract line 6 from line 5 Enter here and on Part XIII, line 1			7	143,201

Part XII Qualifying Distributions (see instructions)

1	Amounts paid (including administrative expenses) to accomplish charitable, etc , purposes		
a	Expenses, contributions, gifts, etc —total from Part I, column (d), line 26	1a	141,239
b	Program-related investments—total from Part IX-B	1b	
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc , purposes	2	
3	Amounts set aside for specific charitable projects that satisfy the:		
a	Suitability test (prior IRS approval required)	3a	
b	Cash distribution test (attach the required schedule)	3b	
4	**Qualifying distributions.** Add lines 1a through 3b Enter here and on Part V, line 8, and Part XIII, line 4	4	141,239
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)	5	1,219
6	**Adjusted qualifying distributions.** Subtract line 5 from line 4	6	140,020

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				143,201
2	Undistributed income, if any, as of the end of 2012.				
a	Enter amount for 2011 only			0	
b	Total for prior years 20 ____, 20 ____, 20 ____				
3	Excess distributions carryover, if any, to 2012:				
a	From 2007 195,635				
b	From 2008				
c	From 2009				
d	From 2010 689				
e	From 2011 19,044				
f	Total of lines 3a through e	215,368			
4	Qualifying distributions for 2012 from Part XII, line 4 ▶ $ 141,239				
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				141,239
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).)*	1,962			1,962
6	**Enter the net total of each column as indicated below:**				
a	Corpus Add lines 3f, 4c, and 4e Subtract line 5	213,406			
b	Prior years' undistributed income Subtract line 4b from line 2b		0		
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			0	
f	Undistributed income for 2012 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2013				0
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)	193,673			
9	**Excess distributions carryover to 2013.** Subtract lines 7 and 8 from line 6a	19,733			
10	Analysis of line 9				
a	Excess from 2008				
b	Excess from 2009				
c	Excess from 2010 689				
d	Excess from 2011 19,044				
e	Excess from 2012				

Part XIV Private Operating Foundations (see instructions and Part VII-A, question 9)

1 a If the foundation has received a ruling or determination letter that it is a private operating foundation, and the ruling is effective for 2012, enter the date of the ruling ▶

b Check box to indicate whether the foundation is a private operating foundation described in section ☐ 4942(j)(3) or ☐ 4942(j)(5)

	Tax year	Prior 3 years			
	(a) 2012	(b) 2011	(c) 2010	(d) 2009	(e) Total
2 a Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed	55,188	50,126	46,519	66,799	218,632
b 85% of line 2a	46,910	42,607	39,541	56,779	185,837
c Qualifying distributions from Part XII, line 4 for each year listed	141,239	159,580	132,939	118,304	552,062
d Amounts included in line 2c not used directly for active conduct of exempt activities					0
e Qualifying distributions made directly for active conduct of exempt activities Subtract line 2d from line 2c	141,239	159,580	132,939	118,304	552,062
3 Complete 3a, b, or c for the alternative test relied upon					
a "Assets" alternative test—enter					
(1) Value of all assets					0
(2) Value of assets qualifying under section 4942(j)(3)(B)(i)					0
b "Endowment" alternative test—enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed	96,280	94,031	88,478	86,995	365,784
c "Support" alternative test—enter:					
(1) Total support other than gross investment income (interest, dividends, rents, payments on securities loans (section 512(a)(5)), or royalties)					0
(2) Support from general public and 5 or more exempt organizations as provided in section 4942(j)(3)(B)(iii)					0
(3) Largest amount of support from an exempt organization					0
(4) Gross investment income					0

Part XV Supplementary Information (Complete this part only if the foundation had $5,000 or more in assets at any time during the year—see instructions.)

1 Information Regarding Foundation Managers:

a List any managers of the foundation who have contributed more than 2% of the total contributions received by the foundation before the close of any tax year (but only if they have contributed more than $5,000). (See section 507(d)(2).)

NONE

b List any managers of the foundation who own 10% or more of the stock of a corporation (or an equally large portion of the ownership of a partnership or other entity) of which the foundation has a 10% or greater interest

NONE

2 Information Regarding Contribution, Grant, Gift, Loan, Scholarship, etc., Programs:

Check here ▶ ☐ if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds If the foundation makes gifts, grants, etc (see instructions) to individuals or organizations under other conditions, complete items 2a, b, c, and d

a The name, address, and telephone number or e-mail of the person to whom applications should be addressed

NONE

b The form in which applications should be submitted and information and materials they should include

APPLICATION FORMS ARE PROVIDED AT TWO ELIGIBLE HIGH SCHOOLS

c Any submission deadlines

NONE

d Any restrictions or limitations on awards, such as by geographical areas, charitable fields, kinds of institutions, or other factors

TWO PUBLIC HIGH SCHOOLS - FAIRHOPE AND DAPHNE - ONLY

Part XV Supplementary Information (continued)

3 Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient Name and address (home or business)	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
a *Paid during the year*				
SEE SCHEDULE			TUITION	128,000
Total			▶ 3a	128,000
b *Approved for future payment*				
Total			▶ 3b	0

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated	Unrelated business income		Excluded by section 512, 513, or 514		(e)
	(a) Business code	(b) Amount	(c) Exclusion code	(d) Amount	Related or exempt function income (See instructions)
1 Program service revenue					
a					
b					
c					
d					
e					
f					
g Fees and contracts from government agencies					
2 Membership dues and assessments					
3 Interest on savings and temporary cash investments					2
4 Dividends and interest from securities					79,285
5 Net rental income or (loss) from real estate					
a Debt-financed property					
b Not debt-financed property					
6 Net rental income or (loss) from personal property					
7 Other investment income					
8 Gain or (loss) from sales of assets other than inventory					65,328
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory					
11 Other revenue a OTHER INCOME					1,418
b					
c					
d					
e					
12 Subtotal Add columns (b), (d), and (e)		0		0	146,033

13 Total. Add line 12, columns (b), (d), and (e) 13 146,033

(See worksheet in line 13 instructions to verify calculations)

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

Line No. ▼	Explain below how each activity for which income is reported in column (e) of Part XVI-A contributed importantly to the accomplishment of the foundation's exempt purposes (other than by providing funds for such purposes). (See instructions)
3	ALL INCOME WAS USED TO PAY SCHOLARSHIPS AND ADMINISTRATIVE EXPENSES
4	ALL INCOME WAS USED TO PAY SCHOLARSHIPS AND ADMINISTRATIVE EXPENSES

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)		
	(2) Other assets	1a(2)		
b	Other transactions			
	(1) Sales of assets to a noncharitable exempt organization	1b(1)		
	(2) Purchases of assets from a noncharitable exempt organization	1b(2)		
	(3) Rental of facilities, equipment, or other assets	1b(3)		
	(4) Reimbursement arrangements	1b(4)		
	(5) Loans or loan guarantees	1b(5)		
	(6) Performance of services or membership or fundraising solicitations	1b(6)		
c	Sharing of facilities, equipment, mailing lists, other assets, or paid employees	1c		

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

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

Sign Here

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

Linda L. Gibson | 11/27/13 | president

Signature of officer or trustee | Date | Title

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

Paid Preparer Use Only

Print/Type preparer's name	Preparer's signature	Date	Check ☒ if self-employed	PTIN
C O MCCAWLEY, JR , CPA	C.O. McCawley, Jr CPA	11/22/2013		P00213030
Firm's name ▶ C O MCCAWLEY, JR , CPA, LLC			Firm's EIN ▶ 63-1210130	
Firm's address ▶ P O BOX 452, FAIRHOPE, AL 36533			Phone no (251) 928-0339	

MARIAN GAYNOR YANAMURA EDUCATIONAL FUND, INC 72-1351380

Part I, Line 6 (990-PF) - Gain/Loss from Sale of Assets Other Than Inventory

	Amount
Long Term CG Distributions	
Short Term CG Distributions	

Totals	Gross Sales	Cost, Other Basis and Expenses	Net Gain or Loss
Capital Gains/Losses	597,485	532,157	65,328
Other sales	0	0	0

	Check "X" to include in Part IV	Description	CUSIP #	Purchaser	Check "X" if Purchaser is a Business	Date Acquired	Acquisition Method	Date Sold	Gross Sales Price	Cost or Other Basis	Valuation Method	Expense of Sale and Cost of Improvements	Depreciation	Adjustments	Net Gain or Loss
1	X	SEE SCHEDULE-BT							87,444	96,825					-9,381
2	X	SEE SCHEDULE-RJ							509,681	435,332					74,349
3	X	ROP							360						360

Part I, Line 11 (990-PF) - Other Income

	Description	Revenue and Expenses per Books	Net Investment Income
		1,418	1,418
1	OTHER INCOME	1,418	1,418

Part I, Line 11 (990-PF) - Other Income

	Adjusted Net Income
	0
1	

Part I, Line 16a (990-PF) - Legal Fees

	Description	Revenue and Expenses per Books	Net Investment Income	Adjusted Net Income
		5,802	0	0
1	LEGAL FEES	5,802		

Part I, Line 16a (990-PF) - Legal Fees

	Disbursements for Charitable Purposes (Cash Basis Only)
	5,802
1	5,802

Part I, Line 16b (990-PF) - Accounting Fees

	Description	Revenue and Expenses per Books	Net Investment Income	Adjusted Net Income
		4,450	0	0
1	ACCOUNTING FEES	4,450		

Part I, Line 16b (990-PF) - Accounting Fees

	Disbursements for Charitable Purposes (Cash Basis Only)
	4,450
1	4,450

Part I, Line 16c (990-PF) - Other Professional Fees

	Description	Revenue and Expenses per Books	Net Investment Income	Adjusted Net Income
		25,599	24,099	24,099
1	INVESTMENT FEES	24,099	24,099	24,099
2	DIRECTORS FEES	1,500		

Part I, Line 16c (990-PF) - Other Professional Fees

	Disbursements for Charitable Purposes (Cash Basis Only)
	1,500
1	
2	1,500

Part I, Line 18 (990-PF) - Taxes

	Description	Revenue and Expenses per Books	Net Investment Income	Adjusted Net Income
		108	0	0
1	Real estate tax not included in line 20			
2	FOREIGN TAX PAID	108		
3	Income tax			

Part I, Line 18 (990-PF) - Taxes

	Disbursements for Charitable Purposes
	108
1	
2	108
3	

Part I, Line 23 (990-PF) - Other Expenses

	Description	Revenue and Expenses per Books	Net Investment Income	Adjusted Net Income
		1,379	0	0
1	INSURANCE	925		
2	OFFICE SUPPLIES	244		
3	POSTAGE & BOX RENT	88		
4	ADVERTISING	33		
5	BANK CHARGES	89		

Part I, Line 23 (990-PF) - Other Expenses

	Disbursements for Charitable Purposes
	1,379
1	925
2	244
3	88
4	33
5	89

Part II, Line 10b (990-PF) - Investments - Corporate Stock

			2,338,713	2,414,746	2,540,025	2,677,118
	Description	Num Shares/ Face Value	Book Value Beg of Year	Book Value End of Year	FMV Beg of Year	FMV End of Year
1	INVESTMENTS		2,338,713	2,414,746	2,540,025	2,677,118

Part VIII, Line 1 (990-PF) - Compensation of Officers, Directors, Trustees and Foundation Managers

	Name	Check "X" if Business	Street	City	State	Zip Code	Foreign Country	Title	Avg Hrs Per Week	Compensation	Benefits	Expense Account
										0	0	0
1	LINDA GIBSON		10928 COVEY DRIVE	FAIRHOPE	AL	36532		PRESIDENT	2 00			
2	C O MCCAWLEY, JR		P O BOX 452	FAIRHOPE	AL	36533		TREASURER	2 00			
3	SAM CROSBY		7133 STONE DRIVE	DAPHNE	AL	36526		SECRETARY	2 00			

MARIAN GAYNOR YANAMURA EDUCATIONAL FUND, INC.
EIN # 1351380
SCHOLARSHIPS PAID: YEAR ENDED 9/30/13

NAME		ADDRESS	PURPOSE	SCHOOL	AMOUNT
Ankerson, Jensen	1072	11180 Robin Road, Fairhope, AL 36532	Education	University of Mississippi	$4,000 00
Carpenter Jr., Thomas Willson	1048	26678 Canal Road Unit 7, Orange Beach, AL 36561	Education	Univ of Alabama @ Huntsville	$4,000 00
Claunch, Anna Grace	1050	19141 Scenis Highway 98, Fairhope, Alabama 36532	Education	Rhodes College	$4,000.00
Cooks, O'Kesha	1082	2822 E 8th St, Mayo Village #3322, Tulsa, Ok 74104	Education	The University of Tulsa	$4,000 00
Davenport, Jessica Haley	1065	175 Cleverdon Parkway Apt 1436, Mobile Al 36688	Education	University of South Alabama	$4,000.00
Davis, Emily Kyzar	1066	210 Perdido Avenue, Fairhope, Alabama 36532	Education	Tulane University	$4,000.00
Dingwall, Ian	1073	10785 County Road 1, Fairhope, AL 36532	Education	Auburn University	$4,000 00
Doolittle, James David	1057	466 Dover Street, Fairhope, Al 36532	Education	Auburn University	$4,000 00
Dorsey, Jordan Lacey	1067	3121 Mace Avenue, Montgomery, Alabama 36108	Education	Auburn Univ @ Montgomery	$4,000.00
Estes, Erica Renee	1051	20142 Pecan Trace, Fairhope, Alabama 36532	Education	Belhaven University	$4,000.00
Grace, Thomas Jarrett	1052	13175 Chris Hires Road, Fairhope, Alabama 36532	Education	Univ of Alabama @ Huntsville	$4,000 00
Hayes, Michael Patrick	1058	9499 Thoroughbred Run, Fairhope, Al 36532	Education	Springhill College	$4,000.00
Huhn, Forrest	1059	10771 County Road 1, Fairhope, Al 36532	Education	Auburn University	$4,000.00
Lamplugh, Gabrielle Marie	1074	216 Heather Lane, Fairhope, AL 36532	Education	Auburn University	$4,000.00
Lang, Alex Joshua	1060	26085 Bailey's Drive, Daphne, Al 36526	Education	University of South Alabama	$4,000.00
Lazzari, Zachary Thomas	1068	9926 Gaineswood Blvd , Fairhope, AL 36532	Education	Auburn University	$4,000 00
Lewis, Katherine Elizabeth	1053	356 Fig Avenue, Fairhope, Alabama 36532	Education	University of Alabama	$4,000.00
Machogu, Patrick	1075	7684 Twin Beech Rd Apt. 1005, Fairhope, AL 36532	Education	Univ of Alabama @ B'ham	$4,000.00
Mason, Abagail Elizabeth	1061	208 Ingleside Street, Fairhope, Al 36532	Education	University of Alabama	$4,000 00
Nokovich, Evgenia Rayelle	1069	8641 Brook Lane, Fairhope, AL 36532	Education	Univ. of Alabama @ B'ham	$4,000.00
Pettaway, Ashley J	1076	11398 Braga Drive, Daphne, AL 36526	Education	Univ of Alabama @ B'ham	$4,000.00
Raley, Anna Corinne	1062	312 Saint Charles Court, Fairhope, Al 36532	Education	Huntingdon College	$4,000 00
Roebuck, Kelsey	1063	121 Hope Drive, Daphne, Al 36526	Education	University of Alabama	$4,000.00
Scott-Piesco, Michael	1064	11200 Thistle Road, Fairhope, Al 36532	Education	Auburn University	$4,000.00
Seale, Katherine A	1077	118 Eagle Drive, Daphne, AL 36526	Education	University of South Alabama	$4,000.00
Steele, Matthew	1078	2146 Seacliff Drive South, Daphne, Alabama 36526	Education	University of Alabama	$4,000.00
Tharpe, Coleman Anthony	1070	2300 Nueces Street Apt 309, Austin, Texas 78705	Education	University of Texas at Austin	$4,000 00
Thorn, Ashley Bacy	1079	1609 A DeBruhl Street, Yuma, Arizona 85365	Education	Park University	$4,000.00
Tomaso, Madilyn Elizabeth	1054	11254 Robin Road, Fairhope, Alabama 36532	Education	University of Alabama	$4,000.00
Walding, Audrey Grace	1055	128 Durnford Hill Court, Daphne, Alabama 36526	Education	Auburn University	$4,000 00
Windham, Perrin F.	1071	P O Box 515, Daphne, AL 36526	Education	University of Montevallo	$4,000.00
Wright, Anna Claire	1056	225 Royal Lane, Fairhope, Alabama 36532	Education	University of Mississippi	$4,000 00
				TOTAL	$128,000 00

Sworn to and subscribe before me

this 11th day of December, 2012

Linda D. Douglas

Notary Public
Baldwin County, Alabama
My Commission Expires April 7, 2014

Mail Payment to. The Fairhope Courier
PO Box 549
Fairhope, Al 36533

Affidavit. This is to certify the attached advertisement appeared in the following newspaper(s).

Tuesday Publications.

____The Courier
____The Islander
____The Foley Onlooker
____The Independent
____The Baldwin Times

Friday Publications:

✓ The Courier
____The Islander
____The Foley Onlooker
____The Independent
____The Baldwin Times

Publication Date(s):
Nov. 30
Dec 7

Cost: Words/inches x Rate:
103 x .32

Total $ 32.96

AM Wallace
April M Wallace
Legal Ad Representative

Bill to:
C.O. McCawley

Type of ad:
Annual Return

PO # ________

For Office Use Only:
Account # 603695
Receipt # ________
X Check # 1041
____ Credit Card ________
X Paid
____ Cash
____ Unpaid

Notice of Availability of Annual Return

Pursuant to Section 6104-(d) of the Internal Revenue Code. Notice is hereby given that the annual return for the year end September 30, 2012 of the Marian Gaynor Yannamura Educational Fund, Inc., a private foundation, is available n the foundation's principal office for inspection during the regular business hours from 9 a.m. to 5 p.m. by any citizen who requests it within 180 days after the date of this publication.

The foundation's principal office in located at 18811 Alabama Highway 181, Fairhope, Al 36532.

C. O. McCawley, Jr., C.P.A.
Treasurer
Director

The Courier
November 30; December 7, 2012