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

2009

For calendar year 2009, or tax year beginning , 2009, and ending , 20

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

Use the IRS label Otherwise, print or type See Specific Instructions

Name of foundation: MARIAM & ROBERT HAYES CHARITABLE TRUST

Number and street (or P O box number if mail is not delivered to street address) / Room/suite: 1525 WEST WT HARRIS BLVD

City or town, state, and ZIP code: CHARLOTTE, NC 28288-5709

A Employer identification number: 26-6147884

B Telephone number (see page 10 of the instructions): (704) 262-2347

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 ▶ [ ]

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

I Fair market value of all assets at end of year *(from Part II, col. (c), line 16)* ▶ $ 29,199,952.

J Accounting method: [X] Cash [ ] Accrual
[ ] Other (specify)
(Part I, column (d) must be on cash basis.)

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 page 11 of the 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)	2,400,000.			
	2 Check ▶ [ ] if the foundation is **not** required to attach Sch B.				
	3 Interest on savings and temporary cash investments				
	4 Dividends and interest from securities	441,083.	437,383.		STMT 1
	5a Gross rents				
	b Net rental income or (loss)				
	6a Net gain or (loss) from sale of assets not on line 10	-2,587,178.			
	b Gross sales price for all assets on line 6a 6,018,648.				
	7 Capital gain net income (from Part IV, line 2)				
	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)				
	12 **Total** Add lines 1 through 11	253,905.	437,383.		
Operating and Administrative Expenses	13 Compensation of officers, directors, trustees, etc	209,611.	209,611.		
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees (attach schedule) STMT 4	7,351.	NONE	NONE	7,351.
	b Accounting fees (attach schedule)				
	c Other professional fees (attach schedule)				
	17 Interest				
	18 Taxes (attach schedule) (see page 14 of the instructions) STMT 5	18,051.	11,956.		
	19 Depreciation (attach schedule) and depletion				
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications				
	23 Other expenses (attach schedule) STMT 6	44.			44.
	24 **Total operating and administrative expenses.** Add lines 13 through 23	235,057.	221,567.	NONE	7,395.
	25 Contributions, gifts, grants paid	561,000.			561,000.
	26 **Total expenses and disbursements** Add lines 24 and 25	796,057.	221,567.	NONE	568,395.
	27 Subtract line 26 from line 12				
	a **Excess of revenue over expenses and disbursements**	-542,152.			
	b **Net investment income** (if negative, enter -0-)		215,816.		
	c **Adjusted net income** (if negative, enter -0-)				

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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			
	2 Savings and temporary cash investments		2,302,810.	2,302,811.
	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 page 16 of the 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)			
	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)	31,211,954.	28,784,125.	26,897,141.
	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)	31,211,954.	31,086,935.	29,199,952.
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)			
Net Assets or Fund Balances	**Foundations that follow SFAS 117, check here ▶ ☐ and complete lines 24 through 26 and lines 30 and 31.**			
	24 Unrestricted			
	25 Temporarily restricted			
	26 Permanently restricted			
	Foundations that do not follow SFAS 117, check here and complete lines 27 through 31. ▶ [X]			
	27 Capital stock, trust principal, or current funds	31,211,954.	31,086,935.	
	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 page 17 of the instructions)	31,211,954.	31,086,935.	
	31 **Total liabilities and net assets/fund balances** (see page 17 of the instructions)	31,211,954.	31,086,935.	

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	31,211,954.
2	Enter amount from Part I, line 27a	2	-542,152.
3	Other increases not included in line 2 (itemize) ▶ SEE STATEMENT 7	3	417,133.
4	Add lines 1, 2, and 3	4	31,086,935.
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	31,086,935.

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 PART IV DETAIL			
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				
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				
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	-2,587,178.
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 pages 13 and 17 of the 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

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 page 18 of 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))
2008	504,796.	21,250,625.	0.02375440722
2007	NONE	NONE	NONE
2006			
2005			
2004			

2	**Total** of line 1, column (d)	2	0.02375440722
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	0.01187720361
4	Enter the net value of noncharitable-use assets for 2009 from Part X, line 5	4	24,062,611.
5	Multiply line 4 by line 3	5	285,797.
6	Enter 1% of net investment income (1% of Part I, line 27b)	6	2,158.
7	Add lines 5 and 6	7	287,955.
8	Enter qualifying distributions from Part XII, line 4	8	568,395.

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 on page 18

Part VI Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948 - see page 18 of the instructions)

1a	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 ruling letter if necessary - see instructions)				
b	Domestic foundations that meet the section 4940(e) requirements in Part V, check here ▶ [X] and enter 1% of Part I, line 27b			1	2,158.
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	
3	Add lines 1 and 2			3	2,158.
4	Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)			4	NONE
5	**Tax based on investment income.** Subtract line 4 from line 3 If zero or less, enter -0-			5	2,158.
6	Credits/Payments				
a	2009 estimated tax payments and 2008 overpayment credited to 2009	6a	3,048.		
b	Exempt foreign organizations-tax withheld at source	6b	NONE		
c	Tax paid with application for extension of time to file (Form 8868)	6c	NONE		
d	Backup withholding erroneously withheld	6d			
7	Total credits and payments Add lines 6a through 6d			7	3,048.
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	
10	**Overpayment.** If line 7 is more than the total of lines 5 and 8, enter the **amount overpaid** ▶			10	890.
11	Enter the amount of line 10 to be **Credited to 2010 estimated tax** ▶ 890. **Refunded** ▶			11	

Part VII-A Statements Regarding Activities

			Yes	No
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?	1a		X
b	Did it spend more than $100 during the year (either directly or indirectly) for political purposes (see page 19 of the instructions for 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
4a	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		
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	
8a	Enter the states to which the foundation reports or with which it is registered (see page 19 of the instructions) ▶ STMT 8			
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	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 2009 or the taxable year beginning in 2009 (see instructions for Part XIV on page 27)? *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 page 20 of the instructions)	11		X
12	Did the foundation acquire a direct or indirect interest in any applicable insurance contract before August 17, 2008?	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 ▶ WACHOVIA BANK Telephone no ▶ (704)262-2347

Located at ▶ 868 N. CHURCH STREET, CONCORD, NC ZIP + 4 ▶ 28025-4350

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

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 page 20 of the instructions)?	1b		X
	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 2009?	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 2009, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2009? ☐ Yes ☒ No			
	If "Yes," list the years ▶			
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 page 20 of the instructions)	2b		X
c	If the provisions of section 4942(a)(2) are being applied to **any** of the years listed in 2a, list the years here ▶			
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 2009 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 2009)*	3b		
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 2009?	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

(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 page 22 of the 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 page 22 of the instructions)? **5b**

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** No: 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**

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 page 22 of the 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		209,611.	-0-	-0-

2 Compensation of five highest-paid employees (other than those included on line 1 - see page 23 of the 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		NONE	NONE	NONE

Total number of other employees paid over $50,000 ▶ NONE

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 page 23 of the instructions) If none, enter "NONE."

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

Total number of others receiving over $50,000 for professional services . . . . . ▶ NONE

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 NONE	
2	
3	
4	

Part IX-B **Summary of Program-Related Investments** (see page 23 of the instructions)

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2	Amount
1 NONE	
2	
All other program-related investments See page 24 of the instructions	
3 NONE	
Total. Add lines 1 through 3 . . . . . ▶	

Part X **Minimum Investment Return** (All domestic foundations must complete this part. Foreign foundations, see page 24 of the 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	24,428,085.
b	Average of monthly cash balances	1b	962.
c	Fair market value of all other assets (see page 24 of the instructions)	1c	NONE
d	**Total** (add lines 1a, b, and c)	1d	24,429,047.
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	NONE
3	Subtract line 2 from line 1d	3	24,429,047.
4	Cash deemed held for charitable activities Enter 1 1/2% of line 3 (for greater amount, see page 25 of the instructions)	4	366,436.
5	**Net value of noncharitable-use assets.** Subtract line 4 from line 3 Enter here and on Part V, line 4	5	24,062,611.
6	**Minimum investment return.** Enter 5% of line 5	6	1,203,131.

Part XI **Distributable Amount** (see page 25 of the 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	1,203,131.
2a	Tax on investment income for 2009 from Part VI, line 5	2a	2,158.		
b	Income tax for 2009. (This does not include the tax from Part VI.)	2b			
c	Add lines 2a and 2b			2c	2,158.
3	Distributable amount before adjustments. Subtract line 2c from line 1			3	1,200,973.
4	Recoveries of amounts treated as qualifying distributions			4	NONE
5	Add lines 3 and 4			5	1,200,973.
6	Deduction from distributable amount (see page 25 of the instructions)			6	NONE
7	**Distributable amount** as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1			7	1,200,973.

Part XII **Qualifying Distributions** (see page 25 of the 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	568,395.
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	NONE
3	Amounts set aside for specific charitable projects that satisfy the		
a	Suitability test (prior IRS approval required)	3a	NONE
b	Cash distribution test (attach the required schedule)	3b	NONE
4	**Qualifying distributions.** Add lines 1a through 3b Enter here and on Part V, line 8, and Part XIII, line 4	4	568,395.
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 page 26 of the instructions)	5	2,158.
6	**Adjusted qualifying distributions.** Subtract line 5 from line 4	6	566,237.

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

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Part XIII Undistributed Income (see page 26 of the instructions)

	(a) Corpus	(b) Years prior to 2008	(c) 2008	(d) 2009
1 Distributable amount for 2009 from Part XI, line 7				1,200,973.
2 Undistributed income, if any, as of the end of 2009				
a Enter amount for 2008 only			551,641.	
b Total for prior years 20 07 ,20 ___, 20 ___		NONE		
3 Excess distributions carryover, if any, to 2009.				
a From 2004 ... NONE				
b From 2005 ... NONE				
c From 2006 ... NONE				
d From 2007 ... NONE				
e From 2008 ... NONE				
f **Total** of lines 3a through e	NONE			
4 Qualifying distributions for 2009 from Part XII, line 4 ▶ $ 568,395.				
a Applied to 2008, but not more than line 2a			551,641.	
b Applied to undistributed income of prior years (Election required - see page 26 of the instructions)		NONE		
c Treated as distributions out of corpus (Election required - see page 26 of the instructions)	NONE			
d Applied to 2009 distributable amount				16,754.
e Remaining amount distributed out of corpus	NONE			
5 Excess distributions carryover applied to 2009 *(If an amount appears in column (d), the same amount must be shown in column (a).)*	NONE			NONE
6 **Enter the net total of each column as indicated below:**				
a Corpus Add lines 3f, 4c, and 4e Subtract line 5	NONE			
b Prior years' undistributed income Subtract line 4b from line 2b		NONE		
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		NONE		
d Subtract line 6c from line 6b Taxable amount - see page 27 of the instructions		NONE		
e Undistributed income for 2008 Subtract line 4a from line 2a Taxable amount - see page 27 of the instructions				
f Undistributed income for 2009 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2010				1,184,219.
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see page 27 of the instructions)	NONE			
8 Excess distributions carryover from 2004 not applied on line 5 or line 7 (see page 27 of the instructions)	NONE			
9 **Excess distributions carryover to 2010.** Subtract lines 7 and 8 from line 6a	NONE			
10 Analysis of line 9				
a Excess from 2005 ... NONE				
b Excess from 2006 ... NONE				
c Excess from 2007 ... NONE				
d Excess from 2008 ... NONE				
e Excess from 2009 ... NONE				

Part XIV Private Operating Foundations (see page 27 of the instructions and Part VII-A, question 9) NOT APPLICABLE

1a If the foundation has received a ruling or determination letter that it is a private operating foundation, and the ruling is effective for 2009, 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) 2009	(b) 2008	(c) 2007	(d) 2006	(e) Total
2a Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed					
b 85% of line 2a					
c Qualifying distributions from Part XII, line 4 for each year listed					
d Amounts included in line 2c not used directly for active conduct of exempt activities					
e Qualifying distributions made directly for active conduct of exempt activities Subtract line 2d from line 2c					
3 Complete 3a, b, or c for the alternative test relied upon					
a "Assets" alternative test - enter					
(1) Value of all assets					
(2) Value of assets qualifying under section 4942(j)(3)(B)(i)					
b "Endowment" alternative test- enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed					
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)					
(2) Support from general public and 5 or more exempt organizations as provided in section 4942 (j)(3)(B)(iii)					
(3) Largest amount of support from an exempt organization					
(4) Gross investment income					

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 page 28 of the 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))

N/A

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

N/A

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

Check here ▶ [X] 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 page 28 of the instructions) to individuals or organizations under other conditions, complete items 2a, b, c, and d

a The name, address, and telephone number of the person to whom applications should be addressed:

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

c Any submission deadlines:

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

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 STATEMENT 19				
Total . . . . ▶ 3a				561,000.
b *Approved for future payment*				
Total . . . . ▶ 3b				

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) Related or exempt function income (See page 28 of the instructions)
	(a) Business code	(b) Amount	(c) Exclusion code	(d) Amount	
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					
4 Dividends and interest from securities			14	441,083.	
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			18	-2,587,178.	
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory					
11 Other revenue a					
b					
c					
d					
e					
12 Subtotal Add columns (b), (d), and (e)				-2,146,095.	

13 Total. Add line 12, columns (b), (d), and (e) . . . . . 13 -2,146,095.

(See worksheet in line 13 instructions on page 28 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 page 29 of the instructions)
	NOT APPLICABLE

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

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?

			Yes	No
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

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 or fiduciary) is based on all information of which preparer has any knowledge.

Joseph Hunter, Trustee | 5/13/10 | Trustee

Signature of officer or trustee HAYES CHAR TRUST | Date | Title

Paid Preparer's Use Only

Preparer's signature	Brandi A. Dotson	Date 5/13/10	Check if self-employed ☐	Preparer's identifying number (See Signature on page 30 of the instructions)
Firm's name (or yours if self-employed), address, and ZIP code	WACHOVIA BANK 1525 W W.T. HARRIS BLVD. D1114-044 CHARLOTTE, NC 28288-1161		EIN ▶ 22-1147033 Phone no.	

Schedule B (Form 990, 990-EZ, or 990-PF) Department of the Treasury Internal Revenue Service	# Schedule of Contributors ▶ Attach to Form 990, 990-EZ, or 990-PF.	OMB No 1545-0047 **2009**

Name of the organization	**Employer identification number**
MARIAM & ROBERT HAYES CHARITABLE TRUST	26-6147884

Organization type (check one):

Filers of:	**Section:**
Form 990 or 990-EZ	☐ 501(c)( ) (enter number) organization
	☐ 4947(a)(1) nonexempt charitable trust **not** treated as a private foundation
	☐ 527 political organization
Form 990-PF	☒ 501(c)(3) exempt private foundation
	☐ 4947(a)(1) nonexempt charitable trust treated as a private foundation
	☐ 501(c)(3) taxable private foundation

Check if your organization is covered by the **General Rule** or a **Special Rule.**
Note. Only a section 501(c)(7), (8), or (10) organization can check boxes for both the General Rule and a Special Rule See instructions.

General Rule

☒ For an organization filing Form 990, 990-EZ, or 990-PF that received, during the year, $5,000 or more (in money or property) from any one contributor. Complete Parts I and II

Special Rules

☐ For a section 501(c)(3) organization filing Form 990 or 990-EZ that met the 33 1/3% support test of the regulations under sections 509(a)(1) and 170(b)(1)(A)(vi), and received from any one contributor, during the year, a contribution of the greater of **(1)** $5,000 or **(2)** 2% of the amount on (i) Form 990, Part VIII, line 1h or (ii) Form 990-EZ, line 1 Complete Parts I and II

☐ For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, aggregate contributions of more than $1,000 for use *exclusively* for religious, charitable, scientific, literary, or educational purposes, or the prevention of cruelty to children or animals Complete Parts I, II, and III

☐ For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, contributions for use *exclusively* for religious, charitable, etc , purposes, but these contributions did not aggregate to more than $1,000 If this box is checked, enter here the total contributions that were received during the year for an *exclusively* religious, charitable, etc., purpose. Do not complete any of the parts unless the **General Rule** applies to this organization because it received nonexclusively religious, charitable, etc , contributions of $5,000 or more during the year . . . . ▶ $ ____________

Caution. An organization that is not covered by the General Rule and/or the Special Rules does not file Schedule B (Form 990, 990-EZ, or 990-PF), but it **must** answer "No" on Part IV, line 2 of its Form 990, or check the box on line H of its Form 990-EZ, or on line 2 of its Form 990-PF, to certify that it does not meet the filing requirements of Schedule B (Form 990, 990-EZ, or 990-PF).

Name of organization
MARIAM & ROBERT HAYES CHARITABLE TRUST

Employer identification number
26-6147884

Part I **Contributors** (see instructions)

(a) No.	(b) Name, address, and ZIP + 4	(c) Aggregate contributions	(d) Type of contribution
1	MARIAM C HAYES TRUST 868 N CHURCH ST CONCORD, NC 28025-4350	$ 2,400,000.	Person [X] Payroll [ ] Noncash [ ] (Complete Part II if there is a noncash contribution)
		$	Person [ ] Payroll [ ] Noncash [ ] (Complete Part II if there is a noncash contribution)
		$	Person [ ] Payroll [ ] Noncash [ ] (Complete Part II if there is a noncash contribution.)
		$	Person [ ] Payroll [ ] Noncash [ ] (Complete Part II if there is a noncash contribution.)
		$	Person [ ] Payroll [ ] Noncash [ ] (Complete Part II if there is a noncash contribution)
		$	Person [ ] Payroll [ ] Noncash [ ] (Complete Part II if there is a noncash contribution.)

FORM 990PF, PART I - DIVIDENDS AND INTEREST FROM SECURITIES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
ALABAMA PWR CO BD DTD 02/17/2004 CALLABL	1,424.	1,424.
ALTRIA GROUP INC	19,500.	19,500.
AMERICA MOVIL S A DE C V SPONSORED ADR R	7,349.	7,349.
AMERICAN EAGLE OUTFITTERS INC COM	3,000.	3,000.
AMERICAN EXPRESS CO COM	7,200.	7,200.
APACHE CORP COM RTS EXP 01/31/2006	2,400.	2,400.
BEAR STEARNS COMPANIES INC SR UNSECD DTD	2,558.	2,558.
CHESAPEAKE ENERGY CORP COM W/RTS EXP 7/2	2,250.	2,250.
CHEVRON CORP SR NT DTD 3/3/09 3.95% 03/0	1,745.	1,745.
CISCO SYSTEMS INC SR UNSECD DTD 02/17/09	1,375.	1,375.
COCA-COLA CO SR NT DTD 03/06/09 3.625% 0	1,500.	1,500.
COMCAST CORP NEW CL A	8,575.	8,575.
CONOCOPHILLIPS COM	15,870.	15,870.
DEVON ENERGY CORP NEW COM	480.	480.
DIAGEO PLC SPONSORED ADR NEW	16,850.	16,850.
DODGE & COX INTERNATIONAL STOCK FD	42,667.	42,667.
DU PONT E I DE NEMOURS & CO SR NTS DTD 2	1,966.	1,966.
DUKE ENERGY CORP COM	9,400.	9,400.
EMERSON ELECTRIC CO NT DTD 1/21/09 4.875	2,410.	2,410.
EVERGREEN INST MONEY MARKET FUND CL I (F	12,791.	12,791.
EXXON MOBIL CORP COM	15,410.	15,410.
FASTENAL CO COM	2,220.	2,220.
FHLB BD DTD 01/17/2008 3.375% 02/27/2013	2,494.	2,494.
FHLB BD DTD 09/15/08 3.625% 10/18/2013	1,853.	1,853.
FHLB BD DTD 12/08/08 3.875% 12/11/2015	2,777.	2,777.
FHLB BD DTD 3/5/09 2.25% 04/13/2012	1,275.	1,275.
FREDDIE MAC NT DTD 01/08/09 2.5% 01/07/2	576.	576.
FREDDIE MAC NT DTD 04/24/09 2.5% 04/23/2	1,194.	1,194.
FEDERAL NATL MTG ASSN NT DTD 02/27/09 1.	894.	894.
FEDERAL NATL MTG ASSN NT DTD 03/13/09 2.	1,329.	1,329.
FEDERAL NATL MTG ASSN NT DTD 04/03/09 1.	1,849.	1,849.
GENERAL ELEC CO COM	20,500.	20,500.

FORM 990PF, PART I - DIVIDENDS AND INTEREST FROM SECURITIES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
GOLDMAN SACHS SR NT DTD 02/05/09 7.5% 02	2,938.	2,938.
HEWLETT-PACKARD CO NT DTD 2/26/09 4.25%	1,771.	1,771.
HONEYWELL INTL INC SR NT DD 3/15/07 5.3%	1,914.	1,914.
INTL BUSINESS MACHINES CORP COM	8,600.	8,600.
JP MORGAN CHASE & CO COM	5,639.	5,639.
JOHNSON & JOHNSON COM	13,080.	13,080.
KONINKLIJKE PHILIPS ELECTRS SPONSORED AD	14,062.	14,062.
LAZARD EMERGING MKTS PORTFOLIO	38,374.	38,374.
LILLY ELI & CO UNSUB DTD 3/14/07 5.2% 03	2,138.	2,138.
LOWES COS INC COM W/RIGHTS ATTACHED EXPI	5,950.	5,950.
LOWE'S COS INC NT DTD 10/10/06 5.4% 10/1	3,015.	3,015.
MCDONALDS CORP BD DTD 05/22/2003 CALLABL	2,830.	2,830.
MICROSOFT CORP COM	11,830.	11,830.
NESTLE S A SPONSORED ADR REPSTG REG SH	9,277.	9,277.
NEWS CORP INC CLASS B COM	4,044.	4,044.
NOVARTIS AG SPONSORED ADR	8,572.	8,572.
ORACLE CORP BD DTD 01/13/2006 CALLABLE 5	1,196.	1,196.
PFIZER INC COM W/RTS ATTACHED EXP 10/15/	5,760.	5,760.
PFIZER INC SR UNSECD DTD 03/24/09 5.35%	2,541.	2,541.
PHILIP MORRIS INTL INC COM	17,600.	17,600.
PITNEY BOWES INC NT DTD 4/29/2003 4.75%	2,744.	2,744.
QUALCOMM INC COM W/RTS ATTACHED	3,060.	3,060.
SBC COMMUNICATIONS INC BD DTD 08/18/2004	4,078.	4,078.
TARGET CORP SR UNDECD DTD 05/01/07 5.375	3,240.	3,240.
TELEPHONE & DATA SYSTEMS INC SPL COM	2,580.	2,580.
3M CO COM	20,400.	20,400.
UNILEVER CAPITAL COMPANY GUARNT DTD 2/12	1,333.	1,333.
UNION PAC CORP COM	2,430.	2,430.
UNITED TECHNOLOGIES CORP COM	1,155.	1,155.
UNITEDHEALTH GRP INC COM	264.	264.
WAL MART STORES INC COM	5,820.	5,820.
WAL-MART STORES INC NTS DTD 2/18/2004 4.	1,616.	1,616.
WALGREEN CO COM W/RTS ATTACHED EXP 08/21	4,500.	4,500.

FORM 990PF, PART I - DIVIDENDS AND INTEREST FROM SECURITIES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
WALTER INDS INC COM	544.	544.
WELLS FARGO & CO NEW COM W/RIGHTS ATTACH	4,420.	4,420.
WESTERN UNION CO COM	552.	552.
YUM! BRANDS INC COM	3,835.	3,835.
INGERSOLL-RAND CO CLA COM	2,160.	
INGERSOLL-RAND PLC COM	1,540.	
TOTAL	441,083.	437,383.

FORM 990PF, PART I - LEGAL FEES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME	ADJUSTED NET INCOME	CHARITABLE PURPOSES
LEGAL FEES	7,351.			7,351.
TOTALS	7,351.	NONE	NONE	7,351.

FORM 990PF, PART I - TAXES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
FOREIGN TAXES	4,830.	4,830.
FEDERAL TAX PAYMENT - PRIOR YE	3,047.	
FEDERAL ESTIMATES - PRINCIPAL	3,048.	
FOREIGN TAXES ON QUALIFIED FOR	6,330.	6,330.
FOREIGN TAXES ON NONQUALIFIED	796.	796.
TOTALS	18,051.	11,956.

FORM 990PF, PART I - OTHER EXPENSES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	CHARITABLE PURPOSES
POSTAGE EXPENSE	44.	44.
TOTALS	44.	44.

FORM 990PF, PART III - OTHER INCREASES IN NET WORTH OR FUND BALANCES

DESCRIPTION		AMOUNT
BOOK VALUE ADJUSTMENT		417,133.
	TOTAL	417,133.

STATE(S) WHERE THE FOUNDATION IS REGISTERED
NC

FORM 990PF, PART VIII - LIST OF OFFICERS, DIRECTORS, AND TRUSTEES

OFFICER NAME:
WACHOVIA BANK
ADDRESS:
1525 W WT HARRIS BLVD, D1114-044
CHARLOTTE, NC 28288-1161
TITLE:
FDN MANAGER
AVERAGE HOURS PER WEEK DEVOTED TO POSITION: 40
COMPENSATION .... 139,741.

OFFICER NAME:
WILLIAM C CANNON JR.
ADDRESS:
PO BOX 1210
CONCORD, NC 28026-1210
TITLE:
CO-TRUSTEE
AVERAGE HOURS PER WEEK DEVOTED TO POSITION: 2
COMPENSATION .... 34,935.

OFFICER NAME:
JOSEPH C. HUNTER
ADDRESS:
454 BROOK VALLEY COURT, NE
CONCORD, NC 28026-9594
TITLE:
CO-TRUSTEE
AVERAGE HOURS PER WEEK DEVOTED TO POSITION: 2
COMPENSATION .... 34,935.

OFFICER NAME:
ELIZABETH L. QUICK
ADDRESS:
ONE WEST FOURTH STREET
WINSTON-SALEM, NC 27101
TITLE:
CO-TRUSTEE
AVERAGE HOURS PER WEEK DEVOTED TO POSITION: 2

TOTAL COMPENSATION: 209,611.

RECIPIENT NAME:
RUMPLE MEMORIAL PRESBYTERIAN CHURCH
ADDRESS:
P.O. BOX 393
BLOWING ROCK, NC 28605
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 1,000.

RECIPIENT NAME:
FIRST PRESBYTERIAN CHURCH
ADDRESS:
P.O. BOX 789
CONCORD, NC 28026
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 12,000.

RECIPIENT NAME:
BLOWING ROCK COMMUNITY FDN, INC
ADDRESS:
P.O. BOX 525
BLOWING ROCK, NC 28605
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 5,000.

RECIPIENT NAME:
BREVARD MUSIC CENTER, INC.
ADDRESS:
P.O. BOX 312
BREVARD, NC 28712
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 50,000.

RECIPIENT NAME:
FIRST MISSIONARY BAPTIST CHURCH
ADDRESS:
59 CHESTNUT DRIVE SOUTHWEST
CONCORD, NC 28025
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 5,000.

RECIPIENT NAME:
SALVATION ARMY
CABARRUS COUNTY
ADDRESS:
216 PATTERSON AVENUE
CONCORD, NC 28025
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 5,000.

RECIPIENT NAME:
USO OF NC, INC.
P.O. BOX 298
ADDRESS:
201 NEW BRIDGE ST., STE 208
JACKSONVILLE, NC 28541
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 10,000.

RECIPIENT NAME:
AMERICAN RED CROSS
CABARRUS COUNTY
ADDRESS:
167 UNION STREET SOUTH
CONCORD, NC 28025
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 25,000.

RECIPIENT NAME:
ARC OF CABARRUS COUNTY, INC.
ADDRESS:
P.O. BOX 1367
CONCORD, NC 28026-1367
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 10,000.

FORM 990PF, PART XV, LINE 3 - CONTRIBUTIONS, GIFTS, GRANTS PAID

RECIPIENT NAME:
BOYS AND GIRLS CLUB OF
CABARRUS COUNTY, INC.
ADDRESS:
P.O. BOX 1405
CONCORD, NC 28026
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 50,000.

RECIPIENT NAME:
CABARRUS COUNTY COMMUNITIES
IN SCHOOLS, INC.
ADDRESS:
P.O. BOX 854
CONCORD, NC 28026-0854
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 10,000.

RECIPIENT NAME:
CABARRUS MEALS ON WHEELS, INC.
ADDRESS:
320-C COPPERFIELD BLVD
CONCORD, NC 28025
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 9,000.

RECIPIENT NAME:
CABARRUS VICTIMS ASSISTANCE NETWORK
ADDRESS:
P.O. BOX 1749
CONCORD, NC 28026-1749
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 2,000.

RECIPIENT NAME:
CANNON MEMORIAL YOUNG MEN'S CHRISTIAN ASSOCIATION
ADDRESS:
P.O. BOX 46
KANNAPOLIS, NC 28082
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 25,000.

RECIPIENT NAME:
BOY SCOUTS OF AMERICA, INC. CENTRAL NC COUNCIL
ADDRESS:
P.O. BOX 250
ALBEMARLE, NC 28002
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 25,000.

RECIPIENT NAME:
COLTRANE L.I.F.E. CENTER, INC.
ADDRESS:
321 CORBAN AVENUE, SE
CONCORD, NC 28025
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 5,000.

RECIPIENT NAME:
COMMUNITY FREE CLINIC
ADDRESS:
528-A LAKE CONCORD ROAD
CONCORD, NC 28025
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 35,000.

RECIPIENT NAME:
COMMUNITY LINK PROGRAMS OF
TRAVELER'S AID SOCIETY
ADDRESS:
P.O. BOX 37265
CHARLOTTE, NC 28237-7265
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 20,000.

RECIPIENT NAME:
GIRL SCOUTS HORNETS NEST COUNCIL
ADDRESS:
7007 IDLEWILD ROAD
CHARLOTTE, NC 28212
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 10,000.

RECIPIENT NAME:
HABITAT FOR HUMANITY
CABARRUS COUNTY, INC.
ADDRESS:
P.O. BOX 1502
CONCORD, NC 28026-1502
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 80,000.

RECIPIENT NAME:
HOSPICE & PALLIATIVE CARE OF
CABARRUS COUNTY
ADDRESS:
5003 BOY SCOUT CAMP ROAD
KANNAPOLIS, NC 28081
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 15,000.

RECIPIENT NAME:
LIFESPAN INCORPORATED
ADDRESS:
200 CLANTON ROAD
CHARLOTTE, NC 28217
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 10,000.

RECIPIENT NAME:
LOGAN COMMUNITY DAY CARE
ASSOCIATION, INC.
ADDRESS:
P.O. BOX 812
CONCORD, NC 28026
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 6,000.

RECIPIENT NAME:
SERENITY HOUSE, INC.
ADDRESS:
172 SPRING STREET, SW
CONCORD, NC 28025
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 5,000.

FORM 990PF, PART XV, LINE 3 - CONTRIBUTIONS, GIFTS, GRANTS PAID

==

RECIPIENT NAME:
UNITED FAMILY SERVICES, INC.
ADDRESS:
105-A E. JEFFERSON STREET
MONROE, NC 28112
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 20,000.

RECIPIENT NAME:
ATHLETIC FDN OF THE UNIV. OF NC
AT CHARLOTTE
ADDRESS:
9201 UNIVERSITY CITY BLVD
CHARLOTTE, NC 28223-0001
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 10,000.

RECIPIENT NAME:
BIG BROTHERS BIG SISTERS OF
GREATER CHARLOTTE
ADDRESS:
3801 E. INDEPENDENCE BLVD.
CHARLOTTE, NC 28205
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 1,000.

FORM 990PF, PART XV, LINE 3 - CONTRIBUTIONS, GIFTS, GRANTS PAID

RECIPIENT NAME:
ROWAN-CABARRUS COMMUNITY
COLLEGE FDN, INC.
ADDRESS:
P.O. BOX 1595
SALISBURY, NC 28145-1595
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 50,000.

RECIPIENT NAME:
APPALACHIAN STATE UNIVERSITY
FOUNDATION, INC.
ADDRESS:
ASU BOX 32007
BOONE, NC 28608
RELATIONSHIP:
NONE
PURPOSE OF GRANT:
GENERAL SUPPORT
FOUNDATION STATUS OF RECIPIENT:
PUBLIC CHARITY
AMOUNT OF GRANT PAID .... 50,000.

TOTAL GRANTS PAID: 561,000.

SCHEDULE D (Form 1041)

Department of the Treasury Internal Revenue Service

Capital Gains and Losses

▶ Attach to Form 1041, Form 5227, or Form 990-T. See the instructions for Schedule D (Form 1041) (also for Form 5227 or Form 990-T, if applicable).

OMB No 1545-0092

2009

Name of estate or trust	Employer identification number
MARIAM & ROBERT HAYES CHARITABLE TRUST	26-6147884

Note: *Form 5227 filers need to complete only Parts I and II.*

Part I Short-Term Capital Gains and Losses - Assets Held One Year or Less

(a) Description of property (Example 100 shares 7% preferred of "Z" Co)	(b) Date acquired (mo , day, yr)	(c) Date sold (mo , day, yr)	(d) Sales price	(e) Cost or other basis (see page 4 of the instructions)	(f) Gain or (loss) for the entire year Subtract (e) from (d)
1a					

b	Enter the short-term gain or (loss), if any, from Schedule D-1, line 1b	1b	-886,887.
2	Short-term capital gain or (loss) from Forms 4684, 6252, 6781, and 8824	2	
3	Net short-term gain or (loss) from partnerships, S corporations, and other estates or trusts	3	
4	Short-term capital loss carryover Enter the amount, if any, from line 9 of the 2008 Capital Loss Carryover Worksheet	4	( )
5	**Net short-term gain or (loss).** Combine lines 1a through 4 in column (f). Enter here and on line 13, column (3) on the back ▶	5	-886,887.

Part II Long-Term Capital Gains and Losses - Assets Held More Than One Year

(a) Description of property (Example 100 shares 7% preferred of "Z" Co)	(b) Date acquired (mo , day, yr)	(c) Date sold (mo , day, yr)	(d) Sales price	(e) Cost or other basis (see page 4 of the instructions)	(f) Gain or (loss) for the entire year Subtract (e) from (d)
6a					

b	Enter the long-term gain or (loss), if any, from Schedule D-1, line 6b	6b	-1,700,291.
7	Long-term capital gain or (loss) from Forms 2439, 4684, 6252, 6781, and 8824	7	
8	Net long-term gain or (loss) from partnerships, S corporations, and other estates or trusts	8	
9	Capital gain distributions	9	
10	Gain from Form 4797, Part I	10	
11	Long-term capital loss carryover. Enter the amount, if any, from line 14 of the 2008 Capital Loss Carryover Worksheet	11	( )
12	**Net long-term gain or (loss).** Combine lines 6a through 11 in column (f). Enter here and on line 14a, column (3) on the back ▶	12	-1,700,291.

Part III Summary of Parts I and II **Caution:** *Read the instructions* **before** *completing this part.*		(1) Beneficiaries' (see page 5)	(2) Estate's or trust's	(3) Total
13 **Net short-term gain or (loss)**	13			-886,887.
14 **Net long-term gain or (loss).**				
a Total for year	14a			-1,700,291.
b Unrecaptured section 1250 gain (see line 18 of the wrksht.)	14b			
c 28% rate gain	14c			
15 **Total net gain or (loss).** Combine lines 13 and 14a ▶	15			-2,587,178.

Note: *If line 15, column (3), is a net gain, enter the gain on Form 1041, line 4 (or Form 990-T, Part I, line 4a) If lines 14a and 15, column (2), are net gains, go to Part V, and* **do not** *complete Part IV If line 15, column (3), is a net loss, complete Part IV and the* **Capital Loss Carryover Worksheet,** *as necessary*

Part IV Capital Loss Limitation

16 Enter here and enter as a (loss) on Form 1041, line 4 (or Form 990-T, Part I, line 4c, if a trust), the **smaller** of: a The loss on line 15, column (3) **or** b $3,000	16	(3,000)

Note: *If the loss on line 15, column (3), is more than $3,000,* **or** *if Form 1041, page 1, line 22 (or Form 990-T, line 34), is a loss, complete the* **Capital Loss Carryover Worksheet** *on page 7 of the instructions to figure your capital loss carryover*

Part V Tax Computation Using Maximum Capital Gains Rates

Form 1041 filers. Complete this part **only** if both lines 14a and 15 in column (2) are gains, or an amount is entered in Part I or Part II and there is an entry on Form 1041, line 2b(2), **and** Form 1041, line 22, is more than zero

Caution: *Skip this part and complete the worksheet on page 8 of the instructions if:*

- *Either line 14b, col. (2) or line 14c, col. (2) is more than zero, or*
- *Both Form 1041, line 2b(1), and Form 4952, line 4g are more than zero*

Form 990-T trusts. Complete this part **only** if both lines 14a and 15 are gains, or qualified dividends are included in income in Part I of Form 990-T, **and** Form 990-T, line 34, is more than zero. Skip this part and complete the worksheet on page 8 of the instructions if either line 14b, col (2) or line 14c, col (2) is more than zero

17 Enter taxable income from Form 1041, line 22 (or Form 990-T, line 34)			17			
18 Enter the **smaller** of line 14a or 15 in column (2) but not less than zero	18					
19 Enter the estate's or trust's qualified dividends from Form 1041, line 2b(2) (or enter the qualified dividends included in income in Part I of Form 990-T)	19					
20 Add lines 18 and 19	20					
21 If the estate or trust is filing Form 4952, enter the amount from line 4g; otherwise, enter -0- ▶	21					
22 Subtract line 21 from line 20 If zero or less, enter -0-			22			
23 Subtract line 22 from line 17 If zero or less, enter -0-			23			
24 Enter the **smaller** of the amount on line 17 or $2,300			24			
25 Is the amount on line 23 equal to or more than the amount on line 24? ☐ **Yes.** Skip lines 25 and 26, go to line 27 and check the "No" box. ☐ **No.** Enter the amount from line 23			25			
26 Subtract line 25 from line 24			26			
27 Are the amounts on lines 22 and 26 the same? ☐ **Yes.** Skip lines 27 thru 30, go to line 31 ☐ **No.** Enter the smaller of line 17 or line 22			27			
28 Enter the amount from line 26 (If line 26 is blank, enter -0-)			28			
29 Subtract line 28 from line 27			29			
30 Multiply line 29 by 15% (.15)					30	
31 Figure the tax on the amount on line 23 Use the 2009 Tax Rate Schedule for Estates and Trusts (see the Schedule G instructions in the instructions for Form 1041)					31	
32 Add lines 30 and 31					32	
33 Figure the tax on the amount on line 17. Use the 2009 Tax Rate Schedule for Estates and Trusts (see the Schedule G instructions in the instructions for Form 1041)					33	
34 **Tax on all taxable income.** Enter the **smaller** of line 32 or line 33 here and on Form 1041, Schedule G, line 1a (or Form 990-T, line 36)					34	

SCHEDULE D-1
(Form 1041)

Department of the Treasury
Internal Revenue Service

Continuation Sheet for Schedule D (Form 1041)

▶ See instructions for Schedule D (Form 1041).
▶ Attach to Schedule D to list additional transactions for lines 1a and 6a.

OMB No 1545-0092

2009

Name of estate or trust: MARIAM & ROBERT HAYES CHARITABLE TRUST

Employer identification number: 26-6147884

Part I **Short-Term Capital Gains and Losses - Assets Held One Year or Less**

(a) Description of property (Example 100 sh 7% preferred of "Z" Co)	(b) Date acquired (mo , day, yr)	(c) Date sold (mo , day, yr)	(d) Sales price (see page 4 of the instructions)	(e) Cost or other basis (see page 4 of the instructions)	(f) Gain or (loss) Subtract (e) from (d)
1a 4000000. RAMIUS TAPESTRY OVERSEAS ASW FUND-CLASS	09/29/2008	02/12/2009	3,357,462.00	4,000,000.00	-642,538.00
11880. WELLS FARGO & CO NEW COM W/RIGHTS ATTACHED E	08/08/2008	03/02/2009	130,085.00	352,404.00	-222,319.00
15000. AMERICAN EAGLE OUTFITTERS INC COM	08/18/2008	03/27/2009	191,586.00	213,644.00	-22,058.00
2600. UNITED TECHNOLOGIES CORP COM	08/08/2008	03/27/2009	116,859.00	172,862.00	-56,003.00
2000. INGERSOLL-RAND PLC COM	02/13/2009	08/24/2009	61,127.00	34,838.00	26,289.00
3000. KONINKLIJKE PHILIPS ELECTRS SPONSORED ADR NEW 2	02/12/2009	08/31/2009	67,660.00	56,669.00	10,991.00
6000. FASTENAL CO COM	02/12/2009	11/23/2009	225,978.00	207,227.00	18,751.00

1b Total Combine the amounts in column (f). Enter here and on Schedule D, line 1b . . . . -886,887.00

For Paperwork Reduction Act Notice, see the Instructions for Form 1041. **Schedule D-1 (Form 1041) 2009**

JSA
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Name of estate or trust as shown on Form 1041 Do not enter name and employer identification number if shown on the other side: MARIAM & ROBERT HAYES CHARITABLE TRUST

Employer identification number: 26-6147884

Part II Long-Term Capital Gains and Losses - Assets Held More Than One Year

(a) Description of property (Example 100 sh 7% preferred of "Z" Co)	(b) Date acquired (mo , day, yr)	(c) Date sold (mo , day, yr)	(d) Sales price (see page 4 of the instructions)	(e) Cost or other basis (see page 4 of the instructions)	(f) Gain or (loss) Subtract (e) from (d)
6a 18000. PFIZER INC COM W/RTS ATTACHED EXP 10/15/20	08/04/2007	02/12/2009	254,268.00	428,085.00	-173,817.00
12000. BANK AMER CORP COM	08/04/2007	03/02/2009	43,908.00	569,610.00	-525,702.00
1120. WELLS FARGO & CO NEW COM W/RIGHTS ATTACHED EXPIR	08/04/2007	03/02/2009	12,264.00	37,736.00	-25,472.00
5440. WALTER INDS INC COM	08/04/2007	03/04/2009	94,132.00	121,611.00	-27,479.00
10000. COMCAST CORP NEW CL A	08/04/2007	03/27/2009	143,899.00	256,750.00	-112,851.00
7400. NEWS CORP INC CLASS B COM	08/04/2007	03/27/2009	58,622.00	166,445.00	-107,823.00
400. UNITED TECHNOLOGIES CORP COM	08/04/2007	03/27/2009	17,978.00	29,918.00	-11,940.00
. FULL REDEMPTION RECEIVABLE RAMIUS TAPEST		04/07/2009	335,746.00	335,746.00	
8800. UNITEDHEALTH GRP INC COM	08/04/2007	06/11/2009	206,762.00	423,962.00	-217,200.00
5800. CEMEX S A SPONSOR ADR NEW REP ORD PARTN CTF N	08/04/2007	08/24/2009	72,982.00	176,551.00	-103,569.00
5000. DELL INC	08/04/2007	08/24/2009	74,035.00	136,675.00	-62,640.00
10000. NEWS CORP INC CLASS B COM	08/04/2007	08/24/2009	128,798.00	224,925.00	-96,127.00
12000. KONINKLIJKE PHILIPS ELECTRS SPONSORED ADR NEW 2	08/04/2007	08/31/2009	270,641.00	473,160.00	-202,519.00
2000. AMERICAN EXPRESS CO COM	08/08/2008	11/23/2009	82,809.00	74,545.00	8,264.00
5000. NEWS CORP INC CLASS B COM	08/04/2007	11/23/2009	71,047.00	112,463.00	-41,416.00

6b **Total.** Combine the amounts in column (f) Enter here and on Schedule D, line 6b . . . . -1,700,291.00

DETAIL LIST
SELECTED ACCOUNTS 12/31/09 THROUGH 12/31/09
SETTLE DATE POSITION FOR [redacted] M&R HAYES CHAR AS OF 12/31/09

CUSIP #	SECURITY NAME	UNITS / ORIG. FACE	BOOK VALUE	MARKET VALUE	FED TAX COST	STATE TAX COST
	PRINCIPAL =========					
	TEMPORARY INVESTMENTS ---------------------					
300250602	EVERGREEN INST MONEY MARKET FUND CL I (FD #495)		2,302,810.50	2,302,810 50		
TOTAL	TEMPORARY INVESTMENTS		2,302,810.50	2,302,810.50		
	U.S. GOVERNMENTS & AGENCIES ----------------------------					
3133XP2W3	FHLB BD DTD 01/17/2008 3.375% 02/27/2013	200,000	209,287.40	208,188.00	209,287.40	209,287.40
3133XSAE8	FHLB BD DTD 09/15/08 3.625% 10/18/2013	100,000	104,711.70	104,750.00	104,711.70	104,711.70
3133XSQ27	FHLB BD DTD 12/08/08 3.875% 12/11/2015	100,000	102,108.70	102,906 00	102,108.70	102,108.70
3133XTAW6	FHLB BD DTD 3/5/09 2.25% 04/13/2012	100,000	99,986.10	101,813.00	99,986.10	99,986.10
3137EABX6	FREDDIE MAC NT DTD 01/08/09 2 5% 01/07/2014	100,000	100,509 40	100,113.00	100,509.40	100,509.40
3137EACB3	FREDDIE MAC NT DTD 04/24/09 2.5% 04/23/2014	100,000	99,604.00	99,941.00	99,604.00	99,604.00
31398AVQ2	FEDERAL NATL MTG ASSN NT DTD 02/27/09 1.75% 03/23/2011	100,000	99,965.20	101,219.00	99,965.20	99,965.20
31398AVZ2	FEDERAL NATL MTG ASSN NT DTD 03/13/09 2.75% 03/13/2014	100,000	99,916 70	100,844.00	99,916.70	99,916.70
31398AWK4	FEDERAL NATL MTG ASSN NT DTD 04/03/09 1.875% 04/20/2012	200,000	200,199.40	202,062.00	200,199.40	200,199.40
TOTAL	U.S. GOVERNMENTS & AGENCIES	1,100,000	1,116,288.60	1,121,836 00	1,116,288.60	1,116,288 60

WELLS FARGO BANK, N.A.
INVEST AFC/AFP INTERFACE

DETAIL LIST
SELECTED ACCOUNTS 12/31/09 THROUGH 12/31/09
SETTLE DATE POSITION FOR [redacted] M&R HAYES CHAR AS OF 12/31/09

CUSIP #	SECURITY NAME	UNITS / ORIG. FACE	BOOK VALUE	MARKET VALUE	FED TAX COST	STATE TAX COST
	CORPORATE BONDS - NONCONVERTIBLE					
010392EK0	ALABAMA PWR CO BD DTD 02/17/2004 CALLABLE 5.125% 02/15/2019	100,000	101,563.00	103,167.00	101,563 00	101,563.00
073902RU4	BEAR STEARNS COMPANIES INC SR UNSECD DTD 02/01/08 7.25% 02/01/2018	100,000	106,000.00	114,785.00	106,000.00	106,000.00
166751AH0	CHEVRON CORP SR NT DTD 3/3/09 3.95% 03/03/2014	100,000	103,577.00	104,402.00	103,577.00	103,577.00
17275RAE2	CISCO SYSTEMS INC SR UNSECD DTD 02/17/09 4.95% 02/15/2019	100,000	102,546.10	102,501.00	102,546.10	102,546.10
191216AL4	COCA-COLA CO SR NT DTD 03/06/09 3.625% 03/15/2014	100,000	103,142.44	103,079.00	103,142 44	103,142.44
263534BX6	DU PONT E I DE NEMOURS & CO SR NTS DTD 2/20/2009 4 75% 03/15/2015	100,000	100,898.00	106,358.00	100,898.00	100,898.00
291011AY0	EMERSON ELECTRIC CO NT DTD 1/21/09 4.875% 10/15/2019	100,000	102,966.00	102,218.00	102,966.00	102,966.00
38141EA25	GOLDMAN SACHS SR NT DTD 02/05/09 7.5% 02/15/2019	100,000	103,344.00	116,580.00	103,344.00	103,344.00
428236AU7	HEWLETT-PACKARD CO NT DTD 2/26/09 4.25% 02/24/2012	100,000	103,499.00	104,894.00	103,499.00	103,499.00
438516AS5	HONEYWELL INTL INC SR NT DD 3/15/07 5.3% 03/15/2017	100,000	102,930 00	105,444.00	102,930.00	102,930.00
532457BB3	LILLY ELI & CO UNSUB DTD 3/14/07 5.2% 03/15/2017	100,000	104,982.00	105,882.00	104,982.00	104,982.00
548661CK1	LOWE'S COS INC NT DTD 10/10/06 5.4% 10/15/2016	100,000	103,869 00	107,142.00	103,869.00	103,869.00
58013MDU5	MCDONALDS CORP BD DTD 05/22/2003 CALLABLE 4.125% 06/01/2013	100,000	103,649.00	104,557.00	103,649.00	103,649.00

DETAIL LIST
SELECTED ACCOUNTS 12/31/09 THROUGH 12/31/09
SETTLE DATE POSITION FOR [redacted] M&R HAYES CHAR AS OF 12/31/09

CUSIP #	SECURITY NAME	UNITS / ORIG. FACE	BOOK VALUE	MARKET VALUE	FED TAX COST	STATE TAX COST
68402LAC8	ORACLE CORP BD DTD 01/13/2006 CALLABLE 5.25% 01/15/2016	100,000	104,843.00	107,986.00	104,843.00	104,843.00
717081DA8	PFIZER INC SR UNSECD DTD 03/24/09 5.35% 03/15/2015	100,000	104,454.00	109,290.00	104,454.00	104,454.00
72447WAA7	PITNEY BOWES INC NT DTD 4/29/2003 4.75% 05/15/2018	100,000	94,576.00	101,234.00	94,576.00	94,576.00
78387GAL7	SBC COMMUNICATIONS INC BD DTD 08/18/2004 5.625% 06/15/2016	100,000	103,749.00	107,424.00	103,749.00	103,749 00
87612EAP1	TARGET CORP SR UNDECD DTD 05/01/07 5.375% 05/01/2017	100,000	100,892.00	107,314.00	100,892.00	100,892.00
904764AK3	UNILEVER CAPITAL COMPANY GUARNT DTD 2/12/2009 4.8% 02/15/2019	100,000	100,723.00	102,646.00	100,723.00	100,723.00
931142BV4	WAL-MART STORES INC NTS DTD 2/18/2004 4.125% 02/15/2011	100,000	105,009.00	103,585 00	105,009.00	105,009.00
TOTAL	CORPORATE BONDS - NONCONVERTIBLE	2,000,000	2,057,211.54	2,120,488.00	2,057,211.54	2,057,211 54
	COMMON STOCKS -------------					
02209S103	ALTRIA GROUP INC COM	15,000	333,523.67	294,450.00	308,423 62	308,423.62
02364W105	AMERICA MOVIL SAB DE C.V. SPONSORED ADR REPSTG SER L SHS	6,000	300,448.20	281,880 00	300,448.20	300,448.20
025816109	AMERICAN EXPRESS COMPANY COM	8,000	295,159.20	324,160 00	294,404.40	294,404.40
029912201	AMERICAN TOWER CORP CL A	7,000	266,905.50	302,470.00	266,905.50	266,905.50
037411105	APACHE CORP COM	5,000	526,817.00	515,850.00	526,817 00	526,817.00
075887109	BECTON DICKINSON & CO COM	6,000	413,879.70	473,160.00	413,879 70	413,879.70
084670108	BERKSHIRE HATHAWAY INC DEL CL A	29	3,100,730.09	2,876,800.00	3,100,730 09	3,100,730.09
084670207	BERKSHIRE HATHAWAY INC DEL CL B	22	79,527.52	72,292.00	79,527 52	79,527.52
151290889	CEMEX SAB DE CV ADR CTF NEW FOR A & B SHS	15,000	386,027.11	177,300.00	358,739 48	358,739.48

DETAIL LIST
SELECTED ACCOUNTS 12/31/09 THROUGH 12/31/09
SETTLE DATE POSITION FOR [redacted] M&R HAYES CHAR AS OF 12/31/09

CUSIP #	SECURITY NAME	UNITS / ORIG. FACE	BOOK VALUE	MARKET VALUE	FED TAX COST	STATE TAX COST
165167107	CHESAPEAKE ENERGY CORP COM	10,000	149,300.00	258,800.00	149,300 00	149,300 00
17275R102	CISCO SYSTEMS INC COM	14,240	420,685.20	340,905.60	420,685.20	420,685.20
20030N101	COMCAST HLDGS INC CL A	30,000	770,250.00	505,800.00	770,250.00	770,250.00
20825C104	CONOCOPHILLIPS COM	12,000	793,779.50	612,840.00	793,779.50	793,779.50
24702R101	DELL INC COM	20,000	466,154.96	287,200.00	446,018.70	446,018.70
25179M103	DEVON ENERGY CORPORATION COM	3,000	215,001.30	220,500.00	215,001.30	215,001.30
25243Q205	DIAGEO PLC SPONSORED ADR NEW	7,440	608,331.60	516,410.40	608,331.60	608,331.60
26441C105	DUKE ENERGY CORP COM	10,000	174,975.00	172,100.00	174,975.00	174,975.00
278642103	EBAY INC COM	15,000	375,155.00	352,950.00	375,155.00	375,155.00
30231G102	EXXON MOBIL CORP COM	10,000	820,331.70	681,900.00	820,331.70	820,331.70
369604103	GENERAL ELECTRIC CO COM	25,000	964,937.50	378,250 00	964,937.50	964,937.50
38259P508	GOOGLE INC-CL A COM	350	112,080.50	216,993.00	112,080.50	112,080.50
459200101	INTL BUSINESS MACHINES CORP COM	4,000	451,470.00	523,600.00	451,470.00	451,470.00
46625H100	JP MORGAN CHASE & CO COM	10,640	470,101.80	443,368.80	470,101 80	470,101.80
478160104	JOHNSON & JOHNSON COM	10,000	646,009.18	644,100.00	646,009.18	646,009.18
50540R409	LABORATORY CORP AMER HLDGS COM NEW	5,000	352,621.45	374,200.00	352,621.45	352,621.45
548661107	LOWE'S COS INC COM	20,000	452,804.74	467,800.00	452,804.74	452,804.74
594918104	MICROSOFT CORP COM	25,000	723,498.90	762,000.00	723,498.90	723,498.90
641069406	NESTLE S A SPONSORED ADR REPSTG REG SH	10,000	352,294.75	483,500.00	352,294.75	352,294.75
65248E203	NEWS CORP INC CLASS B COM	20,000	449,850.00	318,400.00	449,850 00	449,850.00

DETAIL LIST
SELECTED ACCOUNTS 12/31/09 THROUGH 12/31/09
SETTLE DATE POSITION FOR [redacted] M&R HAYES CHAR AS OF 12/31/09

CUSIP #	SECURITY NAME	UNITS / ORIG. FACE	BOOK VALUE	MARKET VALUE	FED TAX COST	STATE TAX COST
66987V109	NOVARTIS AG SPONSORED ADR	12,000	564,324.00	653,160.00	564,324.00	564,324.00
713448108	PEPSICO INC COM	4,000	250,398.40	243,200.00	250,398.40	250,398.40
718172109	PHILIP MORRIS INTL INC COM	8,000	361,440.70	385,520.00	361,440.70	361,440.70
747525103	QUALCOMM INC COM	8,000	320,928.00	370,080.00	320,928.00	320,928.00
871503108	SYMANTEC CORP COM	12,000	176,482.00	214,680 00	176,482.00	176,482.00
879433860	TELEPHONE & DATA SYS INC COM	6,000	238,855.54	181,200.00	238,855.54	238,855.54
88579Y101	3M CO COM	10,000	879,100.00	826,700.00	879,100.00	879,100.00
907818108	UNION PACIFIC CORP COM	4,500	196,051.95	287,550 00	196,051.95	196,051 95
931142103	WAL-MART STORES INC COM	10,000	533,606.00	534,500.00	533,606.00	533,606.00
931422109	WALGREEN CO COM	9,000	400,365.00	330,480.00	400,365.00	400,365.00
94973V107	WELLPOINT INC COM	6,000	320,109.95	349,740.00	320,109.95	320,109 95
959802109	WESTERN UNION CO COM	9,200	182,528.00	173,420.00	182,528.00	182,528 00
988498101	YUM! BRANDS INC COM	10,000	313,841.55	349,700.00	313,841.55	313,841.55
98956P102	ZIMMER HOLDINGS INC COM	6,000	375,754.65	354,660.00	375,754.65	375,754.65
G47791101	INGERSOLL-RAND PLC COM	10,000	174,188.00	357,400.00	174,188.00	174,188.00
TOTAL	COMMON STOCKS	448,421	20,760,624.81	19,491,969.80	20,687,346.07	20,687,346 07
	MUTUAL FUNDS - INTERNATIONAL EQUITY					
256206103	DODGE & COX INTERNATIONAL STOCK FD	86,833 189	3,250,000.00	2,765,637.07	3,250,000.00	3,250,000.00
52106N889	LAZARD EMERGING MKTS PORTFOLIO	77,579 704	1,600,000.00	1,397,210 47	1,600,000.00	1,600,000.00
TOTAL	MUTUAL FUNDS - INTERNATIONAL EQUITY	164,412.893	4,850,000.00	4,162,847.54	4,850,000.00	4,850,000.00
	PRINCIPAL CASH		0.00	0 00		
*********	PRINCIPAL TOTAL	3,712,833 893	31,086,935.45	29,199,951 84	28,710,846.21	28,710,846 21

WELLS FARGO BANK, N.A.
INVEST AFC/AFP INTERFACE

DETAIL LIST
SELECTED ACCOUNTS 12/31/09 THROUGH 12/31/09
SETTLE DATE POSITION FOR [redacted] M&R HAYES CHAR AS OF 12/31/09

CUSIP #	SECURITY NAME	UNITS / ORIG. FACE	BOOK VALUE	MARKET VALUE	FED TAX COST	STATE TAX COST
	INCOME ======					
	INCOME CASH		0.00	0.00		
*********	INCOME TOTAL		0.00	0.00	0.00	0.00
	ASSET FILE TOTAL	3,712,833.893	31,086,935.45	29,199,951.84	28,710,846.21	28,710,846.21

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FORM 990-PF - PART IV
CAPITAL GAINS AND LOSSES FOR TAX ON INVESTMENT INCOME

Kind of Property		Description				P or D	Date acquired	Date sold
Gross sale price less expenses of sale	Depreciation allowed/ allowable	Cost or other basis	FMV as of 12/31/69	Adj basis as of 12/31/69	Excess of FMV over adj basis		Gain or (loss)	
		18000. PFIZER INC COM W/RTS ATTACHED EXP PROPERTY TYPE: SECURITIES					08/04/2007	02/12/2009
254,268.00		428,085.00					-173817.00	
		4000000. RAMIUS TAPESTRY OVERSEAS ASW FU PROPERTY TYPE: SECURITIES					09/29/2008	02/12/2009
3357462.00		4000000.00					-642538.00	
		12000. BANK AMER CORP COM PROPERTY TYPE: SECURITIES					08/04/2007	03/02/2009
43,908.00		569,610.00					-525702.00	
		11880. WELLS FARGO & CO NEW COM W/RIGHTS PROPERTY TYPE: SECURITIES					08/08/2008	03/02/2009
130,085.00		352,404.00					-222319.00	
		1120. WELLS FARGO & CO NEW COM W/RIGHTS PROPERTY TYPE: SECURITIES					08/04/2007	03/02/2009
12,264.00		37,736.00					-25,472.00	
		5440. WALTER INDS INC COM PROPERTY TYPE: SECURITIES					08/04/2007	03/04/2009
94,132.00		121,611.00					-27,479.00	
		15000. AMERICAN EAGLE OUTFITTERS INC COM PROPERTY TYPE: SECURITIES					08/18/2008	03/27/2009
191,586.00		213,644.00					-22,058.00	
		10000. COMCAST CORP NEW CL A PROPERTY TYPE: SECURITIES					08/04/2007	03/27/2009
143,899.00		256,750.00					-112851.00	
		7400. NEWS CORP INC CLASS B COM PROPERTY TYPE: SECURITIES					08/04/2007	03/27/2009
58,622.00		166,445.00					-107823.00	
		2600. UNITED TECHNOLOGIES CORP COM PROPERTY TYPE: SECURITIES					08/08/2008	03/27/2009
116,859.00		172,862.00					-56,003.00	
		400. UNITED TECHNOLOGIES CORP COM PROPERTY TYPE: SECURITIES					08/04/2007	03/27/2009
17,978.00		29,918.00					-11,940.00	

FORM 990-PF - PART IV
CAPITAL GAINS AND LOSSES FOR TAX ON INVESTMENT INCOME

Kind of Property		Description				P or D	Date acquired	Date sold
Gross sale price less expenses of sale	Depreciation allowed/ allowable	Cost or other basis	FMV as of 12/31/69	Adj basis as of 12/31/69	Excess of FMV over adj basis		Gain or (loss)	
		. FULL REDEMPTION RECEIVABLE RAMIUS TAPE PROPERTY TYPE: SECURITIES						04/07/2009
335,746.00		335,746.00						
		8800. UNITEDHEALTH GRP INC COM PROPERTY TYPE: SECURITIES					08/04/2007	06/11/2009
206,762.00		423,962.00					-217200.00	
		5800. CEMEX S A SPONSOR ADR NEW REP ORD PROPERTY TYPE: SECURITIES					08/04/2007	08/24/2009
72,982.00		176,551.00					-103569.00	
		5000. DELL INC PROPERTY TYPE: SECURITIES					08/04/2007	08/24/2009
74,035.00		136,675.00					-62,640.00	
		10000. NEWS CORP INC CLASS B COM PROPERTY TYPE: SECURITIES					08/04/2007	08/24/2009
128,798.00		224,925.00					-96,127.00	
		2000. INGERSOLL-RAND PLC COM PROPERTY TYPE: SECURITIES					02/13/2009	08/24/2009
61,127.00		34,838.00					26,289.00	
		3000. KONINKLIJKE PHILIPS ELECTRS SPONSO PROPERTY TYPE: SECURITIES					02/12/2009	08/31/2009
67,660.00		56,669.00					10,991.00	
		12000. KONINKLIJKE PHILIPS ELECTRS SPONS PROPERTY TYPE: SECURITIES					08/04/2007	08/31/2009
270,641.00		473,160.00					-202519.00	
		2000. AMERICAN EXPRESS CO COM PROPERTY TYPE: SECURITIES					08/08/2008	11/23/2009
82,809.00		74,545.00					8,264.00	
		6000. FASTENAL CO COM PROPERTY TYPE: SECURITIES					02/12/2009	11/23/2009
225,978.00		207,227.00					18,751.00	
		5000. NEWS CORP INC CLASS B COM PROPERTY TYPE: SECURITIES					08/04/2007	11/23/2009
71,047.00		112,463.00					-41,416.00	

FORM 990-PF - PART IV
CAPITAL GAINS AND LOSSES FOR TAX ON INVESTMENT INCOME

Kind of Property		Description				P or D	Date acquired	Date sold
Gross sale price less expenses of sale	Depreciation allowed/ allowable	Cost or other basis	FMV as of 12/31/69	Adj basis as of 12/31/69	Excess of FMV over adj basis		Gain or (loss)	
TOTAL GAIN(LOSS)							-2587178.	

Form **8868** (Rev April 2009) Department of the Treasury Internal Revenue Service

Application for Extension of Time To File an Exempt Organization Return

▶ File a separate application for each return.

OMB No 1545-1709

- If you are filing for an **Automatic 3-Month Extension, complete only Part I** and check this box . . . . ▶ [X]
- If you are filing for an **Additional (Not Automatic) 3-Month Extension, complete only Part II** (on page 2 of this form)

Do not complete Part II unless you have already been granted an automatic 3-month extension on a previously filed Form 8868

Part I **Automatic 3-Month Extension of Time.** Only submit original (no copies needed).

A corporation required to file Form 990-T and requesting an automatic 6-month extension - check this box and complete Part I only . . . . ▶ [ ]

All other corporations (including 1120-C filers), partnerships, REMICs, and trusts must use Form 7004 to request an extension of time to file income tax returns

Electronic Filing ***(e-file).*** Generally, you can electronically file Form 8868 if you want a 3-month automatic extension of time to file one of the returns noted below (6 months for a corporation required to file Form 990-T). However, you cannot file Form 8868 electronically if (1) you want the additional (not automatic) 3-month extension or (2) you file Forms 990-BL, 6069, or 8870, group returns, or a composite or consolidated From 990-T Instead, you must submit the fully completed and signed page 2 (Part II) of Form 8868. For more details on the electronic filing of this form, visit *www irs gov/efile* and click on *e-file for Charities & Nonprofits.*

Type or print	Name of Exempt Organization	**Employer identification number**
	MARIAM & ROBERT HAYES	26-6147884
File by the due date for filing your return See instructions	Number, street, and room or suite no If a P O box, see instructions	
	1525 WEST WT HARRIS BLVD	
	City, town or post office, state, and ZIP code For a foreign address, see instructions	
	CHARLOTTE, NC 28288-5709	

Check type of return to be filed (file a separate application for each return):

[ ] Form 990	[ ] Form 990-T (corporation)	[ ] Form 4720
[ ] Form 990-BL	[ ] Form 990-T (sec 401(a) or 408(a) trust)	[ ] Form 5227
[ ] Form 990-EZ	[ ] Form 990-T (trust other than above)	[ ] Form 6069
[X] Form 990-PF	[ ] Form 1041-A	[ ] Form 8870

- The books are in the care of ▶ WACHOVIA BANK

Telephone No. ▶ (704)262-2347 FAX No. ▶

- If the organization does not have an office or place of business in the United States, check this box . . . . ▶ [ ]
- If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) ______ If this is for the whole group, check this box . ▶ [ ] . If it is for part of the group, check this box . . ▶ [ ] and attach a list with the names and EINs of all members the extension will cover.

1 I request an automatic 3-month (6 months for a corporation required to file Form 990-T) extension of time until 08/16 ,2010 , to file the exempt organization return for the organization named above The extension is for the organization's return for:

▶ [X] calendar year 2009 or
▶ [ ] tax year beginning ______ , ______, and ending ______ , ______ .

2 If this tax year is for less than 12 months, check reason: [ ] Initial return [ ] Final return [ ] Change in accounting period

3a	If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits See instructions.	**3a**	$ 2,158.
b	If this application is for Form 990-PF or 990-T, enter any refundable credits and estimated tax payments made Include any prior year overpayment allowed as a credit.	**3b**	$ 3,048.
c	**Balance Due** Subtract line 3b from line 3a. Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System) See instructions	**3c**	$

Caution. If you are going to make an electronic fund withdrawal with this Form 8868, see Form 8453-EO and Form 8879-EO for payment instructions

For Privacy Act and Paperwork Reduction Act Notice, see Instructions. Form **8868** (Rev 4-2009)