

**Internal Revenue Service
District Director**

Department of the Treasury

**P. O. Box 2508
Cincinnati, OH 45201**

Date: November 29, 1999

The Community Foundation, Inc.
The Community Foundation Serving Richmond
7325 Beaufont Springs Drive, Suite 210
Richmond, VA 23225-5549

Person to Contact:

Miss Hensley 31-03886
Customer Service Representative

Telephone Number:

877-829-5500

Fax Number:

513-263-3756

Federal Identification Number:

23-7009135

RECEIVED DEC - 3 1999

Dear Sir or Madam:

This letter is in response to your telephone request November 29, 1999. We have changed our records to reflect your new address.

Our records indicate that a determination letter issued in March 1970 granted your organization exemption from federal income tax under section 501(c)(3) of the Internal Revenue Code. That letter is still in effect.

Based on information subsequently submitted, we classified your organization as one that is not a private foundation within the meaning of section 509(a) of the Code because it is an organization described in sections 509(a)(1) and 170(b)(1)(A)(vi).

This classification was based on the assumption that your organization's operations would continue as stated in the application. If your organization's sources of support, or its character, method of operations, or purposes have changed, please let us know so we can consider the effect of the change on the exempt status and foundation status of your organization.

Your organization is required to file Form 990, Return of Organization Exempt from Income Tax, only if its gross receipts each year are normally more than \$25,000. If a return is required, it must be filed by the 15th day of the fifth month after the end of the organization's annual accounting period. The law imposes a penalty of \$20 a day, up to a maximum of \$10,000, when a return is filed late, unless there is reasonable cause for the delay.

All exempt organizations (unless specifically excluded) are liable for taxes under the Federal Insurance Contributions Act (social security taxes) on remuneration of \$100 or more paid to each employee during a calendar year. Your organization is not liable for the tax imposed under the Federal Unemployment Tax Act (FUTA).

Organizations that are not private foundations are not subject to the excise taxes under Chapter 42 of the Code. However, these organizations are not automatically exempt from other federal excise taxes.

Donors may deduct contributions to your organization as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to your organization or for its use are deductible for federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

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Your organization is not required to file federal income tax returns unless it is subject to the tax on unrelated business income under section 511 of the Code. If your organization is subject to this tax, it must file an income tax return on the Form 990-T, Exempt Organization Business Income Tax Return. In this letter, we are not determining whether any of your organization's present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

The law requires you to make your organization's annual return available for public inspection without charge for three years after the due date of the return. You are also required to make available for public inspection a copy of your organization's exemption application, any supporting documents and the exemption letter to any individual who requests such documents in person or in writing. You can charge only a reasonable fee for reproduction and actual postage costs for the copied materials. The law does not require you to provide copies of public inspection documents that are widely available, such as by posting them on the Internet (World Wide Web). You may be liable for a penalty of \$20 a day for each day you do not make these documents available for public inspection (up to a maximum of \$10,000 in the case of an annual return).

Because this letter could help resolve any questions about your organization's exempt status and foundation status, you should keep it with the organization's permanent records.

If you have any questions, please call us at the telephone number shown in the heading of this letter.

This letter affirms your organization's exempt status.

Sincerely,

A handwritten signature in black ink that reads "C. Ashley Bullard". The signature is written in a cursive, flowing style.

C. Ashley Bullard
District Director

23-7009135

Internal Revenue Service
Washington, DC 20224
Date: MAR 17 1970
In reply refer to
TMS:EO:R13-RAR

21937

23-7009135

Greater Richmond Community
Foundation
1025 Ross Building
801 East Main Street
Richmond, Virginia 23219

Gentlemen:

Based upon the information submitted, we rule that you are exempt from Federal income tax as a foundation organized and operated exclusively for charitable purposes under section 501(c)(3) of the Internal Revenue Code. In this ruling we are not determining whether any of your present or proposed activities is unrelated trade or business as defined in section 513 of the Code.

Any changes in the character of your organization, the purposes for which you were organized, or your method of operation must be reported immediately to the District Director, Baltimore, Maryland for consideration of their effect upon your exempt status. You must also report any change in your name or address.

In this letter we are not determining whether you are a private foundation as defined in new section 509(a) of the Code. Your attention is invited to new section 508(b) of the Code which sets forth requirements for establishing that an organization exempt under section 501(c)(3) is not a private foundation. When procedures are developed to implement those new requirements, we will advise you how to proceed to notify the Internal Revenue Service if you do not believe yourself to be a private foundation.

You are not required to file Federal income tax returns so long as you retain an exempt status, unless you are subject to the tax on unrelated business income imposed by section 511 of the Code, in which event you are required to file Form 990-T. You are required to file an information return, Form 990-A, annually, on or before the 15th day of the fifth month after the close of your annual accounting period, which ends on December 31.

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Donors may deduct contributions to you, as provided by section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for Federal estate and gift tax purposes under sections 2055, 2106, and 2522 of the Code.

You are not liable for Federal unemployment taxes. You are liable for social security taxes only if you have filed waiver of exemption certificates as provided in the Federal Insurance Contributions Act. (Your District Director will be glad to tell you more about the latter point.)

If distributions are made to individuals, case histories regarding the recipients should be kept showing names, addresses, purposes of awards, manner of selection, relationship if any to members, officers, trustees or donors of funds to you, in order that any and all distributions made to individuals can be substantiated upon request by the Internal Revenue Service. (Revenue Ruling 56-304, published in Internal Revenue Cumulative Bulletin 1956-2, page 306.)

This ruling is applicable to any separate funds which you accept and administer, irrespective of the fact that such funds are held in separate trusts; provided, nevertheless, that the instruments by which such funds are transferred to you clearly provide that the funds are given subject to the terms of the master trust instrument by which you are created, and that any funds restricted to specific charitable uses will be applied in a manner coming within the scope of section 501 (c)(3) of the Code.

In addition to filing your separate annual information return, you may properly include all operations of your separate funds in a group return on Form 990-A which will include items of gross income and the receipts and disbursements of such funds administered by you. There should be attached to the group return a schedule showing the name of each fund included therein, the amount of its income, the names (individuals and organizations) of its distributees, and the amount distributed to each.

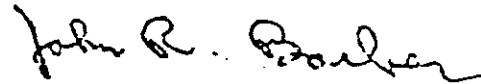
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You need an employer identification number, even if you have no employees. This number is to be used on all your tax returns and in your correspondence with the Internal Revenue Service.

We are informing the District Director, Baltimore, Maryland, of this ruling.

Thank you for your cooperation.

Very truly yours,

A handwritten signature in dark ink, appearing to read "John R. Boulger". The signature is written in a cursive style with some loops and flourishes.

Chief, Rulings Section
Exempt Organizations Branch