

Internal Revenue Service

Appeals Office
4330 Watt Avenue SA 7890
Sacramento, CA 95821-7012

Department of the Treasury

Employer Identification Number:
33-1070721

Person to Contact:

Susan K Paladini
Employee ID Number: 0507213
Tel: 916-974-5316
Fax: 916-974-5333

Effective Date of Exemption:
November 11, 2015

Date: JAN 13 2017

WAVERLY HILLS HISTORICAL SOCIETY
4400 PARALEE LANE
LOUISVILLE, KY 40272

Date of Proposed Adverse Letter:
August 8, 2016

Dear Sir or Madam:

This letter revokes the proposed adverse letter issued to you by the Director, Exempt Organizations, Rulings and Agreements, on the above date and reflects our consideration of your appeal. Based on information supplied, and assuming your operations will be as stated in your application for recognition of exemption, we have determined you are exempt from Federal income tax under Internal Revenue Code (the "Code") section 501(c)(3). Based on information supplied, we have determined that you are not a private foundation within the meaning of section 509(a) of the Internal Revenue Code (the "Code") because you are an organization of the type described in Code section 509(a)(2).

You are recognized as exempt under Code section 501(c)(4) for taxable periods which began on September 22, 2003, the formation date of your organization, through the effective date of your recognition of exemption under Code section 501(c)(3) shown above.

For tax periods beginning January 1, 2010, tax-exempt organizations with gross receipts of \$50,000 or more must file either Form 990-EZ or Form 990 depending on their gross receipts and total assets. Small tax-exempt organizations with gross receipts normally less than \$50,000 a year may file an annual electronic notice, Form 990-N, Electronic Notice (e-Postcard) for Tax-Exempt Organizations Not Required to File Form 990 or 990-EZ instead of a full return. If a return or notice is required, it must be filed by the 15th day of the fifth month after the end of your annual accounting period. The law imposes a penalty on the organization of \$20 a day, up to a maximum of \$10,000, when a return/form is filed late, unless there is reasonable cause for the delay. This penalty may also be charged if a return/form is not complete. Organizations that do not file a return or a notice for three consecutive years will lose their tax-exempt status. You may visit www.irs.gov for further details, exceptions to filing, and instructions on how to file.

You are not required to file Federal income tax returns unless you are subject to the tax on unrelated business income under Code section 511. If you are subject to this tax, you must file an income tax return on Form 990-T. In this letter, we are not determining whether any of your present or proposed activities are unrelated trade or business as defined in Code section 513.

Unless specifically excepted, you are liable for taxes under the Federal Insurance Contributions Act (social security taxes) for each employee to whom you pay \$100 or more during a calendar year. And, unless excepted, you are also liable for tax under the Federal Unemployment Tax Act for each employee to whom you pay \$50 or more during a calendar quarter if, during the current or preceding calendar year, you had one or more employees at any time in each of 20 calendar weeks or you paid wages of \$1,500 or more in any calendar quarter. If you have any questions about excise, employment, or other Federal taxes, please address them to the Director, Exempt Organizations, Rulings and Agreements.

You are also subject to certain excise taxes under Chapter 42 of the Code where applicable. Please see Publication 557, *Tax-Exempt Status for Your Organization*, for more details.

Please show your employer identification number on all returns you file and in all correspondence with the Internal Revenue Service.

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

We are informing the Cincinnati office of this action and are returning your case to that office for a decision on your private foundation status. That decision will determine the kind of annual return you will be required to file with the Internal Revenue Service.

Because this letter could help resolve any questions about your exempt status, you should keep it in your permanent records. If you have any questions, please contact the person whose name and telephone number are shown in the heading of this letter.

Sincerely Yours,

Joseph K. Phegley

Joseph K. Phegley
Appeals Team Manager

cc: Mark A. Loyd