Form **1065**

Department of the Treasury
Internal Revenue Service

U.S. Return of Partnership Income

For calendar year 2010, or tax year beginning _____, 2010,
ending _____, 20 ____.
► See separate instructions.

OMB No. 1545-0099

2010

A Principal business activity: FARMING	Print or type. HENRY J. TOSTA, JR. FAMILY, L.P. [redacted]	**D** Employer identification number [redacted]
B Principal product or service: MILK & GRAINS		**E** Date business started: 12/31/2006
C Business code number: 112120		**F** Total assets (see instrs): $ 6,158,223.

COPY

G Check applicable boxes: (1) ☐ Initial return (2) ☐ Final return (3) ☐ Name change (4) ☐ Address change (5) ☐ Amended return
(6) ☐ Technical termination — also check (1) or (2)

H Check accounting method: (1) ☒ Cash (2) ☐ Accrual (3) ☐ Other (specify) ►

I Number of Schedules K-1. Attach one for each person who was a partner at any time during the tax year ► 3

J Check if Schedules C and M-3 are attached ☐

Caution. *Include **only** trade or business income and expenses on lines 1a through 22 below. See the instructions for more information.*

INCOME	1a	Gross receipts or sales	1a		
	b	Less returns and allowances	1b		1c
	2	Cost of goods sold (Schedule A, line 8)			2
	3	Gross profit. Subtract line 2 from line 1c			3
	4	Ordinary income (loss) from other partnerships, estates, and trusts *(attach statement)*			4
	5	Net farm profit (loss) *(attach Schedule F (Form 1040))*			5 -305,932.
	6	Net gain (loss) from Form 4797, Part II, line 17 *(attach Form 4797)*			6
	7	Other income (loss) *(attach statement)*			7
	8	**Total income (loss).** Combine lines 3 through 7			8 -305,932.
DEDUCTIONS (SEE INSTRUCTIONS FOR LIMITATIONS)	9	Salaries and wages (other than to partners) (less employment credits)			9
	10	Guaranteed payments to partners			10
	11	Repairs and maintenance			11
	12	Bad debts			12
	13	Rent			13
	14	Taxes and licenses			14 1,600.
	15	Interest			15
	16a	Depreciation *(if required, attach Form 4562)*	16a	246,491.	
	b	Less depreciation reported on Schedule A and elsewhere on return	16b	246,491.	16c
	17	Depletion **(Do not deduct oil and gas depletion.)**			17
	18	Retirement plans, etc.			18
	19	Employee benefit programs			19
	20	Other deductions *(attach statement)*			20
	21	**Total deductions.** Add the amounts shown in the far right column for lines 9 through 20			21 1,600.
	22	**Ordinary business income (loss).** Subtract line 21 from line 8			22 -307,532.

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 general partner or limited liability company member manager) is based on all information of which preparer has any knowledge.

► _____ Signature of general partner or limited liability company member manager ► _____ Date

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

Paid Preparer Use Only

Print/Type preparer's name: MICHAEL F. SCHMIDT, C.P.A.	Preparer's signature: Michael F. Schmidt CPA	Date: 6-4-13	Check ☐ if self-employed	PTIN: P00046136
Firm's name ► SCHMIDT, BETTENCOURT & MEDEIROS, LLP			Firm's EIN ► 77-0457760	
Firm's address ► 865 GEER ROAD, TURLOCK, CA 95380			Phone no. (209) 668-4857	

Schedule A Cost of Goods Sold (see the instructions)

1	Inventory at beginning of year	1	
2	Purchases less cost of items withdrawn for personal use	2	
3	Cost of labor	3	
4	Additional section 263A costs *(attach statement)*	4	
5	Other costs *(attach statement)*	5	
6	**Total.** Add lines 1 through 5	6	
7	Inventory at end of year	7	
8	**Cost of goods sold.** Subtract line 7 from line 6. Enter here and on page 1, line 2	8	

9a Check all methods used for valuing closing inventory:

- (i) ☐ Cost as described in Regulations section 1.471-3
- (ii) ☐ Lower of cost or market as described in Regulations section 1.471-4
- (iii) ☐ Other (specify method used and attach explanation) ►

b Check this box if there was a writedown of 'subnormal' goods as described in Regulations section 1.471-2(c) ► ☐

c Check this box if the LIFO inventory method was adopted this tax year for any goods *(if checked, attach Form 970)* ► ☐

d Do the rules of section 263A (for property produced or acquired for resale) apply to the partnership? ☐ Yes ☐ No

e Was there any change in determining quantities, cost, or valuations between opening and closing inventory? ☐ Yes ☐ No

If 'Yes,' attach explanation.

Schedule B Other Information

		Yes	No
1	What type of entity is filing this return? Check the applicable box:		
	a ☐ Domestic general partnership b ☒ Domestic limited partnership		
	c ☐ Domestic limited liability company d ☐ Domestic limited liability partnership		
	e ☐ Foreign partnership f ☐ Other.... ►		
2	At any time during the tax year, was any partner in the partnership a disregarded entity, a partnership (including an entity treated as a partnership), a trust, an S corporation, an estate (other than an estate of a deceased partner), or a nominee or similar person?	X	
3	At the end of the tax year:		
	a Did any foreign or domestic corporation, partnership (including any entity treated as a partnership), trust, or tax-exempt organization own, directly or indirectly, an interest of 50% or more in the profit, loss, or capital of the partnership? For rules of constructive ownership, see instructions. If 'Yes,' attach Schedule B-1, Information on Partners Owning 50% or More of the Partnership	X	
	b Did any individual or estate own, directly or indirectly, an interest of 50% or more in the profit, loss, or capital of the partnership? For rules of constructive ownership, see instructions. If 'Yes,' attach Schedule B-1, Information on Partners Owning 50% or More of the Partnership		X
4	At the end of the tax year, did the partnership:		
	a Own directly 20% or more, or own, directly or indirectly, 50% or more of the total voting power of all classes of stock entitled to vote of any foreign or domestic corporation? For rules of constructive ownership, see instructions. If 'Yes,' complete (i) through (iv) below		X

(i) Name of Corporation	(ii) Employer Identification Number (if any)	(iii) Country of Incorporation	(iv) Percentage Owned in Voting Stock

b	Own directly an interest of 20% or more, or own, directly or indirectly, an interest of 50% or more in the profit, loss, or capital in any foreign or domestic partnership (including an entity treated as a partnership) or in the beneficial interest of a trust? For rules of constructive ownership, see instructions. If 'Yes,' complete (i) through (v) below		X

(i) Name of Entity	(ii) Employer Identification Number (if any)	(iii) Type of Entity	(iv) Country of Organization	(v) Maximum Percentage Owned in Profit, Loss, or Capital

	Yes	No
5 Did the partnership file Form 8893, Election of Partnership Level Tax Treatment, or an election statement under section 6231(a)(1)(B)(ii) for partnership-level tax treatment, that is in effect for this tax year? See Form 8893 for more details		X
6 Does this partnership satisfy **all four** of the following conditions?		
a The partnership's total receipts for the tax year were less than $250,000.		
b The partnership's total assets at the end of the tax year were less than $1 million.		
c Schedules K-1 are filed with the return and furnished to the partners on or before the due date (including extensions) for the partnership return.		
d The partnership is not filing and is not required to file Schedule M-3		X
If 'Yes,' the partnership is not required to complete Schedules L, M-1, and M-2; Item F on page 1 of Form 1065; or Item L on Schedule K-1.		
7 Is this partnership a publicly traded partnership as defined in section 469(k)(2)?		X
8 During the tax year, did the partnership have any debt that was cancelled, was forgiven, or had the terms modified so as to reduce the principal amount of the debt?		X
9 Has this partnership filed, or is it required to file, Form 8918, Material Advisor Disclosure Statement, to provide information on any reportable transaction?		X
10 At any time during calendar year 2010, did the partnership have an interest in or a signature or other authority over a financial account in a foreign country (such as a bank account, securities account, or other financial account)? See the instructions for exceptions and filing requirements for Form TD F 90-22.1, Report of Foreign Bank and Financial Accounts. If 'Yes,' enter the name of the foreign country. ►		X
11 At any time during the tax year, did the partnership receive a distribution from, or was it the grantor of, or transferor to, a foreign trust? If 'Yes,' the partnership may have to file Form 3520, Annual Return To Report Transactions With Foreign Trusts and Receipt of Certain Foreign Gifts. See instructions		X
12a Is the partnership making, or had it previously made (and not revoked), a section 754 election?		X
See instructions for details regarding section 754 election.		
b Did the partnership make for this tax year an optional basis adjustment under section 743(b) or 734(b)? If 'Yes,' attach a statement showing the computation and allocation of the basis adjustment. See instructions		X
c Is the partnership required to adjust the basis of partnership assets under section 743(b) or 734(b) because of a substantial built-in loss (as defined under section 743(d)) or substantial basis reduction (as defined under section 734(d))? If 'Yes,' attach a statement showing the computation and allocation of the basis adjustment. See instructions		X
13 Check this box if, during the current or prior tax year, the partnership distributed any property received in a like-kind exchange or contributed such property to another entity (other than entities wholly-owned by the partnership throughout the tax year) ► ☐		
14 At any time during the tax year, did the partnership distribute to any partner a tenancy-in-common or other undivided interest in a partnership property?		X
15 If the partnership is required to file Form 8858, Information Return of U.S. Persons With Respect To Foreign Disregarded Entities, enter the number of Forms 8858 attached. See instructions ►		
16 Does the partnership have any foreign partners? If 'Yes,' enter the number of Forms 8805, Foreign Partner's Information Statement of Section 1446 Withholding Tax, filed for this partnership. ►		X
17 Enter the number of Forms 8865, Return of U.S. Persons With Respect to Certain Foreign Partnerships, attached to this return ►		

Designation of Tax Matters Partner (see the instructions)
Enter below the general partner designated as the tax matters partner (TMP) for the tax year of this return:

Name of designated TMP ►	HENRY J. TOSTA	Identifying number of TMP ►	[redacted]
If the TMP is an entity, name of TMP representative ►		Phone number of TMP ►	
Address of designated TMP ►	[redacted]		

Schedule K	Partners' Distributive Share Items		Total amount
Income (Loss)	1 Ordinary business income (loss) (page 1, line 22)	1	-307,532.
	2 Net rental real estate income (loss) *(attach Form 8825)*	2	-38,458.
	3a Other gross rental income (loss) 3a		
	b Expenses from other rental activities *(attach stmt)* 3b		
	c Other net rental income (loss). Subtract line 3b from line 3a	3c	
	4 Guaranteed payments	4	
	5 Interest income	5	
	6 Dividends: a Ordinary dividends	6a	
	b Qualified dividends 6b		
	7 Royalties	7	
	8 Net short-term capital gain (loss) *(attach Schedule D (Form 1065))*	8	
	9a Net long-term capital gain (loss) *(attach Schedule D (Form 1065))*	9a	
	b Collectibles (28%) gain (loss) 9b		
	c Unrecaptured section 1250 gain *(attach statement)* 9c		
	10 Net section 1231 gain (loss) *(attach Form 4797)*	10	125,979.
	11 Other income (loss) *(see instructions)* Type ►	11	
Deductions	12 Section 179 deduction *(attach Form 4562)*	12	
	13a Contributions SEE STATEMENT 1	13a	227.
	b Investment interest expense	13b	
	c Section 59(e)(2) expenditures: (1) Type ► (2) Amount ►	13c (2)	
	d Other deductions *(see instructions)* Type ►	13d	
Self-Employment	14a Net earnings (loss) from self-employment	14a	-3,076.
	b Gross farming or fishing income	14b	2,813,120.
	c Gross nonfarm income	14c	
Credits	15a Low-income housing credit (section 42(j)(5))	15a	
	b Low-income housing credit (other)	15b	
	c Qualified rehabilitation expenditures (rental real estate) *(attach Form 3468)*	15c	
	d Other rental real estate credits *(see instructions)* Type ►	15d	
	e Other rental credits *(see instructions)* Type ►	15e	
	f Other credits *(see instructions)* Type ►	15f	
Foreign Transactions	16a Name of country or U.S. possession ►		
	b Gross income from all sources	16b	
	c Gross income sourced at partner level	16c	
	Foreign gross income sourced at partnership level		
	d Passive category ► e General category ► f Other ►	16f	
	Deductions allocated and apportioned at partner level		
	g Interest expense ► h Other ►	16h	
	Deductions allocated and apportioned at partnership level to foreign source income		
	i Passive category ► j General category ► k Other ►	16k	
	l Total foreign taxes (check one): ► Paid ☐ Accrued ☐	16l	
	m Reduction in taxes available for credit *(attach statement)*	16m	
	n Other foreign tax information *(attach statement)*		
Alternative Minimum Tax (AMT) Items	17a Post-1986 depreciation adjustment	17a	2,365.
	b Adjusted gain or loss	17b	
	c Depletion (other than oil and gas)	17c	
	d Oil, gas, and geothermal properties — gross income	17d	
	e Oil, gas, and geothermal properties — deductions	17e	
	f Other AMT items *(attach stmt)*	17f	
Other Information	18a Tax-exempt interest income	18a	
	b Other tax-exempt income	18b	
	c Nondeductible expenses	18c	
	19a Distributions of cash and marketable securities	19a	24,178.
	b Distributions of other property	19b	
	20a Investment income	20a	
	b Investment expenses	20b	
	c Other items and amounts *(attach stmt)* SEE STATEMENT 2		

Analysis of Net Income (Loss)

1	Net income (loss). Combine Schedule K, lines 1 through 11. From the result, subtract the sum of Schedule K, lines 12 through 13d, and 16l				1	-220,238.
2	Analysis by partner type:	(i) Corporate	(ii) Individual (active)	(iii) Individual (passive)	(iv) Partnership	(v) Exempt organization	(vi) Nominee/Other
a	General partners		-2,202.				
b	Limited partners						-218,036.

Schedule L Balance Sheets per Books	Beginning of tax year		End of tax year	
Assets	(a)	(b)	(c)	(d)
1 Cash				91,249.
2a Trade notes and accounts receivable				
b Less allowance for bad debts				
3 Inventories				
4 U.S. government obligations				
5 Tax-exempt securities				
6 Other current assets *(attach stmt)*				
7 Mortgage and real estate loans				
8 Other investments *(attach stmt)*				
9a Buildings and other depreciable assets	5,767,261.		5,773,574.	
b Less accumulated depreciation	3,468,236.	2,299,025.	3,734,954.	2,038,620.
10a Depletable assets				
b Less accumulated depletion				
11 Land (net of any amortization)		3,591,282.		3,591,282.
12a Intangible assets (amortizable only)	41,643.		41,643.	
b Less accumulated amortization	429.	41,214.	4,687.	36,956.
13 Other assets *(attach stmt)* SEE. ST. 3.		360,176.		400,116.
14 Total assets		6,291,697.		6,158,223.
Liabilities and Capital				
15 Accounts payable				
16 Mortgages, notes, bonds payable in less than 1 year		795,825.		1,043,875.
17 Other current liabilities *(attach stmt)* SEE. ST. 4.		62,613.		64,327.
18 All nonrecourse loans				
19 Mortgages, notes, bonds payable in 1 year or more		3,943,391.		3,799,126.
20 Other liabilities *(attach stmt)*				
21 Partners' capital accounts		1,489,868.		1,250,895.
22 Total liabilities and capital		6,291,697.		6,158,223.

Schedule M-1 Reconciliation of Income (Loss) per Books With Income (Loss) per Return

Note. Schedule M-3 may be required instead of Schedule M-1 (see instructions).

1	Net income (loss) per books	-220,238.	
2	Income included on Schedule K, lines 1, 2, 3c, 5, 6a, 7, 8, 9a, 10, and 11, not recorded on books this year (itemize):		
3	Guaranteed pmts (other than health insurance)		
4	Expenses recorded on books this year not included on Schedule K, lines 1 through 13d, and 16l (itemize): a Depreciation $; b Travel and entertainment $		
5	Add lines 1 through 4	-220,238.	
6	Income recorded on books this year not included on Schedule K, lines 1 through 11 (itemize): a Tax-exempt interest $		
7	Deductions included on Schedule K, lines 1 through 13d, and 16l, not charged against book income this year (itemize): a Depreciation $		
8	Add lines 6 and 7		
9	Income (loss) (Analysis of Net Income (Loss), line 1). Subtract line 8 from line 5		-220,238.

Schedule M-2 Analysis of Partners' Capital Accounts

1	Balance at beginning of year	1,489,868.	6	Distributions: a Cash	24,178.
2	Capital contributed: a Cash	5,443.		b Property	
	b Property		7	Other decreases (itemize):	
3	Net income (loss) per books	-220,238.			
4	Other increases (itemize):		8	Add lines 6 and 7	24,178.
5	Add lines 1 through 4	1,275,073.	9	Balance at end of year. Subtract line 8 from line 5	1,250,895.

SCHEDULE B-1
(Form 1065)
(December 2009)
Department of the Treasury
Internal Revenue Service

Information on Partners Owning 50% or More of the Partnership

► Attach to Form 1065. See instructions.

OMB No. 1545-0099

Name of partnership

HENRY J. TOSTA, JR. FAMILY, L.P.

Employer identification number (EIN)

[redacted]

Part I Entities Owning 50% or More of the Partnership (Form 1065, Schedule B, Question 3a)

Complete columns (i) through (v) below for any foreign or domestic corporation, partnership (including any entity treated as a partnership), trust, or tax-exempt organization that owns, directly or indirectly, an interest of 50% or more in the profit, loss, or capital of the partnership (see instructions).

(i) Name of Entity	(ii) Employer Identification Number (if any)	(iii) Type of Entity	(iv) Country of Organization	(v) Maximum Percentage Owned in Profit, Loss, or Capital
HENRY J. TOSTA, JR. TRUST	[redacted]	TRUST	U.S.	89.000

Part II Individuals or Estates Owning 50% or More of the Partnership (Form 1065, Schedule B, Question 3b)

Complete columns (i) through (iv) below for any individual or estate that owns, directly or indirectly, an interest of 50% or more in the profit, loss, or capital of the partnership (see instructions).

(i) Name of Individual or Estate	(ii) Identifying Number (if any)	(iii) Country of Citizenship (see instructions)	(iv) Maximum Percentage Owned in Profit, Loss, or Capital

SCHEDULE F (Form 1040)

Department of the Treasury Internal Revenue Service (99)

Profit or Loss From Farming

► Attach to Form 1040, Form 1040NR, Form 1041, Form 1065, or Form 1065-B.
► See Instructions for Schedule F (Form 1040).

OMB No. 1545-0074

2010

Attachment Sequence No. 14

Name of proprietor: HENRY J. TOSTA, JR. FAMILY, L.P.

Social security number (SSN):

A Principal product. Describe in one or two words your principal crop or activity for the current tax year: MILK & GRAINS

B Enter code from Part IV ► 112120

C Accounting method: (1) [X] Cash (2) [ ] Accrual

D Employer ID number (EIN), if any: 94-2253813

E Did you 'materially participate' in the operation of this business during 2010? If 'No,' see instructions for limit on passive losses. [X] Yes [ ] No

Part I Farm Income — Cash Method.

Complete Parts I and II (Accrual method. Complete Parts II & III, & Part I, line 11.) Do not include sales of livestock held for draft, breeding, sport, or dairy purposes. Report these sales on Form 4797.

1	Sales of livestock and other items you bought for resale	1			
2	Cost or other basis of livestock and other items reported on line 1	2			
3	Subtract line 2 from line 1			3	
4	Sales of livestock, produce, grains, and other products you raised			4	2,687,807.
5a	Cooperative distributions (Form(s) 1099-PATR)	5a	28,562.	5b Taxable amount	28,562.
6a	Agricultural program payments (see instructions)	6a	14,028.	6b Taxable amount	14,028.
7	Commodity Credit Corporation (CCC) loans (see instructions):				
a	CCC loans reported under election			7a	
b	CCC loans forfeited	7b		7c Taxable amount	
8	Crop insurance proceeds and federal crop disaster payments (see instructions):				
a	Amount received in 2010	8a		8b Taxable amount	
c	If election to defer to 2011 is attached, check here ► [ ]			8d Amount deferred from 2009	
9	Custom hire (machine work) income			9	
10	Other income, including federal and state gasoline or fuel tax credit or refund (see instructions) SEE STATEMENT 5			10	82,723.
11	**Gross income.** Add amounts in the right column for lines 3 through 10. If you use the accrual method to figure your income, enter the amount from Part III, line 51 ►			11	2,813,120.

Part II Farm Expenses — Cash and Accrual Method.

Do not include personal or living expenses such as taxes, insurance, or repairs on your home.

12	Car and truck expenses (see instructions). Also attach Form 4562	12	4,144.	25	Pension and profit-sharing plans	25	
13	Chemicals	13	8,607.	26	Rent or lease (see instructions):		
14	Conservation expenses (see instructions)	14		a	Vehicles, machinery, and equipment	26a	800.
15	Custom hire (machine work)	15	9,555.	b	Other (land, animals, etc)	26b	28,200.
16	Depreciation and section 179 expense deduction not claimed elsewhere (see instructions)	16	246,491.	27	Repairs and maintenance	27	169,342.
				28	Seeds and plants	28	40,776.
17	Employee benefit programs other than on line 25	17		29	Storage and warehousing	29	
				30	Supplies	30	41,745.
18	Feed	18	1,482,067.	31	Taxes	31	84,242.
19	Fertilizers and lime	19		32	Utilities	32	76,653.
20	Freight and trucking	20	12,680.	33	Veterinary, breeding, and medicine	33	68,821.
21	Gasoline, fuel, and oil	21	76,269.	34	Other expenses (specify):		
22	Insurance (other than health)	22	33,632.	a	SEE STATEMENT 6	34a	371,589.
23	Interest:			b		34b	
a	Mortgage (paid to banks, etc)	23a		c		34c	
b	Other	23b	188,244.	d		34d	
24	Labor hired (less employment credits)	24	175,195.	e		34e	
				f		34f	

35	**Total expenses.** Add lines 12 through 34f. If line 34f is negative, see instructions ►	35	3,119,052.
36	**Net farm profit or (loss).** Subtract line 35 from line 11. Partnerships, see instructions. • If a profit, enter the profit on both **Form 1040, line 18, and Schedule SE, line 1a;** on **Form 1040NR, line 19;** or on **Form 1041, line 6.** • If a loss, you **must** go on to line 37.	36	-305,932.

37 If you have a loss, you **must** check the box that describes your investment in this activity and whether you received any applicable subsidy (see instructions).
- If you checked 37a, enter the loss on both **Form 1040, line 18, and Schedule SE, line 1a;** on **Form 1040NR, line 19;** or on **Form 1041, line 6.**
- If you checked 37b, your loss may be limited. See instructions.

37a [ ] All investment is at risk and you did not receive a subsidy.
37b [ ] Some investment is not at risk or you received a subsidy.

651110

Schedule K-1 (Form 1065)

Department of the Treasury
Internal Revenue Service

2010

For calendar year 2010, or tax year beginning _____, 2010
ending _____, _____

☐ Final K-1 ☐ Amended K-1 OMB No. 1545-0099

Partner's Share of Income, Deductions, Credits, etc.

► See separate instructions.

Part I Information About the Partnership

A Partnership's employer identification number [redacted]

B Partnership's name, address, city, state, and ZIP code

HENRY J. TOSTA, JR. FAMILY, L.P.
[redacted]

C IRS Center where partnership filed return
E-FILE

D ☐ Check if this is a publicly traded partnership (PTP)

Part II Information About the Partner

E Partner's identifying number [redacted]

F Partner's name, address, city, state, and ZIP code

HENRY J. TOSTA
[redacted]

G ☒ General partner or LLC member-manager ☐ Limited partner or other LLC member

H ☒ Domestic partner ☐ Foreign partner

I What type of entity is this partner? INDIVIDUAL

J Partner's share of profit, loss, and capital (see instructions):

	Beginning	Ending
Profit	1 %	1 %
Loss	1 %	1 %
Capital	1 %	1 %

K Partner's share of liabilities at year end:

Nonrecourse	$
Qualified nonrecourse financing	$ 48,430.
Recourse	$ 64,327.

L Partner's capital account analysis:

Beginning capital account	$ 14,900.
Capital contributed during the year	$ 55.
Current year increase (decrease)	$ -2,202.
Withdrawals and distributions	$ (242.)
Ending capital account	$ 12,511.

☒ Tax basis ☐ GAAP ☐ Section 704(b) book
☐ Other (explain)

M Did the partner contribute property with a built-in gain or loss?
☐ Yes ☒ No
If 'Yes', attach statement (see instructions)

Part III Partner's Share of Current Year Income, Deductions, Credits, and Other Items

1	Ordinary business income (loss) -3,076.	15	Credits
2 *	Net rental real estate income (loss) -384.		
3	Other net rental income (loss)	16	Foreign transactions
4	Guaranteed payments		
5	Interest income		
6a	Ordinary dividends		
6b	Qualified dividends		
7	Royalties		
8	Net short-term capital gain (loss)		
9a	Net long-term capital gain (loss)	17 A	Alternative minimum tax (AMT) items 23.
9b	Collectibles (28%) gain (loss)		
9c	Unrecaptured section 1250 gain		
10	Net section 1231 gain (loss) 1,260.	18	Tax-exempt income and nondeductible expenses
11	Other income (loss)		
		19 A	Distributions 242.
12	Section 179 deduction		
13 A	Other deductions 2.	20	Other information
		Y*	STMT
14 A	Self-employment earnings (loss) -3,076.		
B	28,131.		

*See attached statement for additional information.

FOR IRS USE ONLY

This list identifies the codes used on Schedule K-1 for all partners and provides summarized reporting information for partners who file Form 1040. For detailed reporting and filing information, see the separate Partner's Instructions for Schedule K-1 and the instructions for your income tax return.

		Report on
1	**Ordinary business income (loss).** Determine whether the income (loss) is passive or nonpassive and enter on your return as follows.	
	Passive loss	See the Partner's Instructions
	Passive income	Schedule E, line 28, column (g)
	Nonpassive loss	Schedule E, line 28, column (h)
	Nonpassive income	Schedule E, line 28, column (j)
2	**Net rental real estate income (loss)**	See the Partner's Instructions
3	**Other net rental income (loss)**	
	Net income	Schedule E, line 28, column (g)
	Net loss	See the Partner's Instructions
4	**Guaranteed payments**	Schedule E, line 28, column (j)
5	**Interest income**	Form 1040, line 8a
6a	**Ordinary dividends**	Form 1040, line 9a
6b	**Qualified dividends**	Form 1040, line 9b
7	**Royalties**	Schedule E, line 4
8	**Net short-term capital gain (loss)**	Schedule D, line 5, column (f)
9a	**Net long-term capital gain (loss)**	Schedule D, line 12, column (f)
9b	**Collectibles (28%) gain (loss)**	28% Rate Gain Worksheet, line 4 (Schedule D Instructions)
9c	**Unrecaptured section 1250 gain**	See the Partner's Instructions
10	**Net section 1231 gain (loss)**	See the Partner's Instructions
11	**Other income (loss)**	
	Code	
	A Other portfolio income (loss)	See the Partner's Instructions
	B Involuntary conversions	See the Partner's Instructions
	C Section 1256 contracts and straddles	Form 6781, line 1
	D Mining exploration costs recapture	See Pub 535
	E Cancellation of debt	Form 1040, line 21 or Form 982
	F Other income (loss)	See the Partner's Instructions
12	**Section 179 deduction**	See the Partner's Instructions
13	**Other deductions**	
	A Cash contributions (50%)	See the Partner's Instructions
	B Cash contributions (30%)	
	C Noncash contributions (50%)	
	D Noncash contributions (30%)	
	E Capital gain property to a 50% organization (30%)	
	F Capital gain property (20%)	
	G Contributions (100%)	
	H Investment interest expense	Form 4952, line 1
	I Deductions — royalty income	Schedule E, line 18
	J Section 59(e)(2) expenditures	See the Partner's Instructions
	K Deductions — portfolio (2% floor)	Schedule A, line 23
	L Deductions — portfolio (other)	Schedule A, line 28
	M Amounts paid for medical insurance	Schedule A, line 1 or Form 1040, line 29
	N Educational assistance benefits	See the Partner's Instructions
	O Dependent care benefits	Form 2441, line 12
	P Preproductive period expenses	See the Partner's Instructions
	Q Commercial revitalization deduction from rental real estate activities	See Form 8582 Instructions
	R Pensions and IRAs	See the Partner's Instructions
	S Reforestation expense deduction	See the Partner's Instructions
	T Domestic production activities information	See Form 8903 Instructions
	U Qualified production activities income	Form 8903, line 7b
	V Employer's Form W-2 wages	Form 8903, line 17
	W Other deductions	See the Partner's Instructions
14	**Self-employment earnings (loss)**	

Note. *If you have a section 179 deduction or any partner-level deductions, see the Partner's Instructions before completing Schedule SE.*

	A Net earnings (loss) from self-employment	Schedule SE, Section A or B
	B Gross farming or fishing income	See the Partner's Instructions
	C Gross non-farm income	See the Partner's Instructions
15	**Credits**	
	A Low-income housing credit (section 42(j)(5)) from pre-2008 buildings	See the Partner's Instructions
	B Low-income housing credit (other) from pre-2008 buildings	See the Partner's Instructions
	C Low-income housing credit (section 42(j)(5)) from post-2007 buildings	Form 8586, line 11
	D Low-income housing credit (other) from post-2007 buildings	Form 8586, line 11
	E Qualified rehabilitation expenditures (rental real estate)	See the Partner's Instructions
	F Other rental real estate credits	
	G Other rental credits	
	H Undistributed capital gains credit	Form 1040, line 71; check box a
	I Alcohol and cellulosic biofuel fuels credit	Form 6478, line 8
	J Work opportunity credit	Form 5884, line 3
	K Disabled access credit	See the Partner's Instructions
	L Empowerment zone and renewal community employment credit	Form 8844, line 3
	M Credit for increasing research activities	See the Partner's Instructions
	N Credit for employer social security and Medicare taxes	Form 8846, line 5
	O Backup withholding	Form 1040, line 61
	P Other credits	See the Partner's Instructions
16	**Foreign transactions**	
	A Name of country or U.S. possession	Form 1116, Part I
	B Gross income from all sources	
	C Gross income sourced at partner level	
	Foreign gross income sourced at partnership level	
	D Passive category	Form 1116, Part I
	E General category	
	F Other	
	Deductions allocated and apportioned at partner level	
	G Interest expense	Form 1116, Part I
	H Other	Form 1116, Part I
	Deductions allocated and apportioned at partnership level to foreign source income	
	I Passive category	Form 1116, Part I
	J General category	
	K Other	
	Other information	
	L Total foreign taxes paid	Form 1116, Part II
	M Total foreign taxes accrued	Form 1116, Part II
	N Reduction in taxes available for credit	Form 1116, line 12
	O Foreign trading gross receipts	Form 8873
	P Extraterritorial income exclusion	Form 8873
	Q Other foreign transactions	See the Partner's Instructions
17	**Alternative minimum tax (AMT) items**	
	A Post-1986 depreciation adjustment	See the Partner's Instructions and the Instructions for Form 6251
	B Adjusted gain or loss	
	C Depletion (other than oil & gas)	
	D Oil, gas, & geothermal — gross income	
	E Oil, gas, & geothermal — deductions	
	F Other AMT items	
18	**Tax-exempt income and nondeductible expenses**	
	A Tax-exempt interest income	Form 1040, line 8b
	B Other tax-exempt income	See the Partner's Instructions
	C Nondeductible expenses	See the Partner's Instructions
19	**Distributions**	
	A Cash and marketable securities	See the Partner's Instructions
	B Distribution subject to section 737	
	C Other property	
20	**Other information**	
	A Investment income	Form 4952, line 4a
	B Investment expenses	Form 4952, line 5
	C Fuel tax credit information	Form 4136
	D Qualified rehabilitation expenditures (other than rental real estate)	See the Partner's Instructions
	E Basis of energy property	See the Partner's Instructions
	F Recapture of low-income housing credit (section 42(j)(5))	Form 8611, line 8
	G Recapture of low-income housing credit (other)	Form 8611, line 8
	H Recapture of investment credit	Form 4255
	I Recapture of other credits	See the Partner's Instructions
	J Look-back interest — completed long-term contracts	See Form 8697
	K Look-back interest — income forecast method	See Form 8866
	L Dispositions of property with section 179 deductions	See the Partner's Instructions
	M Recapture of section 179 deduction	
	N Interest expense for corporate partners	
	O Section 453(l)(3) information	
	P Section 453A(c) information	
	Q Section 1260(b) information	
	R Interest allocable to production expenditures	
	S CCF nonqualified withdrawals	
	T Depletion information — oil and gas	
	U Amortization of reforestation costs	
	V Unrelated business taxable income	
	W Precontribution gain (loss)	
	X Section 108(i) information	
	Y Other information	

BOX 2
RENTAL REAL ESTATE ACTIVITIES

PROPERTY ADDRESS	GROSS INCOME	NET EXPENSES	NET INCOME	PASSIVE NONPASS	SEC. 1231 TOTAL
RIDGECREST DR. MANTECA, CA 95337	148.	110.	$ 38.	PASSIVE	
SAMOA LANE LATHROP, CA 95330	69.	336.	-267.	PASSIVE	
CANAL BLVD. TRACY, CA 95376	159.	315.	-156.	PASSIVE	
ROUNDING OR SPECIALLY ALLOCATED NET INCOME (LOSS) ADJUSTMENT			1.		
		TOTAL	$ -384.		

BOX 20
OTHER INFORMATION

*** DESCRIPTIVE INFORMATION**

Y	DOMESTIC PRODUCTION ACTIVITIES DEDUCTION.....	$	672.

651110

Schedule K-1 (Form 1065)

Department of the Treasury Internal Revenue Service

2010

For calendar year 2010, or tax year beginning _____, 2010 ending _____, _____

☐ Final K-1 ☐ Amended K-1 OMB No. 1545-0099

Partner's Share of Income, Deductions, Credits, etc.

► See separate instructions.

Part I Information About the Partnership

A Partnership's employer identification number [redacted]

B Partnership's name, address, city, state, and ZIP code

HENRY J. TOSTA, JR. FAMILY, L.P.
[redacted]

C IRS Center where partnership filed return
E-FILE

D ☐ Check if this is a publicly traded partnership (PTP)

Part II Information About the Partner

E Partner's identifying number [redacted]

F Partner's name, address, city, state, and ZIP code

HENRY J. TOSTA, JR. TRUST
DATED OCTOBER 16, 2006
[redacted]

G ☐ General partner or LLC member-manager ☒ Limited partner or other LLC member

H ☒ Domestic partner ☐ Foreign partner

I What type of entity is this partner? FIDUCIARY

J Partner's share of profit, loss, and capital (see instructions):

	Beginning	Ending
Profit	89 %	89 %
Loss	89 %	89 %
Capital	89 %	89 %

K Partner's share of liabilities at year end:

Nonrecourse	$
Qualified nonrecourse financing	$ 4,310,271.
Recourse	$

L Partner's capital account analysis:

Beginning capital account	$ 1,325,982.
Capital contributed during the year	$ 4,844.
Current year increase (decrease)	$ -196,012.
Withdrawals and distributions	$ (21,518.)
Ending capital account	$ 1,113,296.

☒ Tax basis ☐ GAAP ☐ Section 704(b) book ☐ Other (explain)

M Did the partner contribute property with a built-in gain or loss?
☐ Yes ☒ No
If 'Yes', attach statement (see instructions)

Part III Partner's Share of Current Year Income, Deductions, Credits, and Other Items

1	Ordinary business income (loss) -273,703.	15	Credits
2 *	Net rental real estate income (loss) -34,228.		
3	Other net rental income (loss)	16	Foreign transactions
4	Guaranteed payments		
5	Interest income		
6a	Ordinary dividends		
6b	Qualified dividends		
7	Royalties		
8	Net short-term capital gain (loss)		
9a	Net long-term capital gain (loss)	17 A	Alternative minimum tax (AMT) items 2,105.
9b	Collectibles (28%) gain (loss)		
9c	Unrecaptured section 1250 gain		
10	Net section 1231 gain (loss) 112,121.	18	Tax-exempt income and nondeductible expenses
11	Other income (loss)		
		19 A	Distributions 21,518.
12	Section 179 deduction		
13 A	Other deductions 202.	20 Y*	Other information STMT
14 B	Self-employment earnings (loss) 2,503,677.		

*See attached statement for additional information.

FOR IRS USE ONLY

This list identifies the codes used on Schedule K-1 for all partners and provides summarized reporting information for partners who file Form 1040. For detailed reporting and filing information, see the separate Partner's Instructions for Schedule K-1 and the instructions for your income tax return.

		Report on
1	**Ordinary business income (loss).** Determine whether the income (loss) is passive or nonpassive and enter on your return as follows.	
	Passive loss	See the Partner's Instructions
	Passive income	Schedule E, line 28, column (g)
	Nonpassive loss	Schedule E, line 28, column (h)
	Nonpassive income	Schedule E, line 28, column (j)
2	**Net rental real estate income (loss)**	See the Partner's Instructions
3	**Other net rental income (loss)**	
	Net income	Schedule E, line 28, column (g)
	Net loss	See the Partner's Instructions
4	**Guaranteed payments**	Schedule E, line 28, column (j)
5	**Interest income**	Form 1040, line 8a
6a	**Ordinary dividends**	Form 1040, line 9a
6b	**Qualified dividends**	Form 1040, line 9b
7	**Royalties**	Schedule E, line 4
8	**Net short-term capital gain (loss)**	Schedule D, line 5, column (f)
9a	**Net long-term capital gain (loss)**	Schedule D, line 12, column (f)
9b	**Collectibles (28%) gain (loss)**	28% Rate Gain Worksheet, line 4 (Schedule D Instructions)
9c	**Unrecaptured section 1250 gain**	See the Partner's Instructions
10	**Net section 1231 gain (loss)**	See the Partner's Instructions
11	**Other income (loss)**	
	Code	
	A Other portfolio income (loss)	See the Partner's Instructions
	B Involuntary conversions	See the Partner's Instructions
	C Section 1256 contracts and straddles	Form 6781, line 1
	D Mining exploration costs recapture	See Pub 535
	E Cancellation of debt	Form 1040, line 21 or Form 982
	F Other income (loss)	See the Partner's Instructions
12	**Section 179 deduction**	See the Partner's Instructions
13	**Other deductions**	
	A Cash contributions (50%)	See the Partner's Instructions
	B Cash contributions (30%)	
	C Noncash contributions (50%)	
	D Noncash contributions (30%)	
	E Capital gain property to a 50% organization (30%)	
	F Capital gain property (20%)	
	G Contributions (100%)	
	H Investment interest expense	Form 4952, line 1
	I Deductions — royalty income	Schedule E, line 18
	J Section 59(e)(2) expenditures	See the Partner's Instructions
	K Deductions — portfolio (2% floor)	Schedule A, line 23
	L Deductions — portfolio (other)	Schedule A, line 28
	M Amounts paid for medical insurance	Schedule A, line 1 or Form 1040, line 29
	N Educational assistance benefits	See the Partner's Instructions
	O Dependent care benefits	Form 2441, line 12
	P Preproductive period expenses	See the Partner's Instructions
	Q Commercial revitalization deduction from rental real estate activities	See Form 8582 Instructions
	R Pensions and IRAs	See the Partner's Instructions
	S Reforestation expense deduction	See the Partner's Instructions
	T Domestic production activities information	See Form 8903 Instructions
	U Qualified production activities income	Form 8903, line 7b
	V Employer's Form W-2 wages	Form 8903, line 17
	W Other deductions	See the Partner's Instructions
14	**Self-employment earnings (loss)**	
	***Note.** If you have a section 179 deduction or any partner-level deductions, see the Partner's Instructions before completing Schedule SE.*	
	A Net earnings (loss) from self-employment	Schedule SE, Section A or B
	B Gross farming or fishing income	See the Partner's Instructions
	C Gross non-farm income	See the Partner's Instructions
15	**Credits**	
	A Low-income housing credit (section 42(j)(5)) from pre-2008 buildings	See the Partner's Instructions
	B Low-income housing credit (other) from pre-2008 buildings	See the Partner's Instructions
	C Low-income housing credit (section 42(j)(5)) from post-2007 buildings	Form 8586, line 11
	D Low-income housing credit (other) from post-2007 buildings	Form 8586, line 11
	E Qualified rehabilitation expenditures (rental real estate)	See the Partner's Instructions
	F Other rental real estate credits	
	G Other rental credits	
	H Undistributed capital gains credit	Form 1040, line 71; check box a
	I Alcohol and cellulosic biofuel fuels credit	Form 6478, line 8
	J Work opportunity credit	Form 5884, line 3
	K Disabled access credit	See the Partner's Instructions
	L Empowerment zone and renewal community employment credit	Form 8844, line 3
	M Credit for increasing research activities	See the Partner's Instructions
	N Credit for employer social security and Medicare taxes	Form 8846, line 5
	O Backup withholding	Form 1040, line 61
	P Other credits	See the Partner's Instructions
16	**Foreign transactions**	
	A Name of country or U.S. possession	Form 1116, Part I
	B Gross income from all sources	
	C Gross income sourced at partner level	
	Foreign gross income sourced at partnership level	
	D Passive category	Form 1116, Part I
	E General category	
	F Other	
	Deductions allocated and apportioned at partner level	
	G Interest expense	Form 1116, Part I
	H Other	Form 1116, Part I
	Deductions allocated and apportioned at partnership level to foreign source income	
	I Passive category	Form 1116, Part I
	J General category	
	K Other	
	Other information	
	L Total foreign taxes paid	Form 1116, Part II
	M Total foreign taxes accrued	Form 1116, Part II
	N Reduction in taxes available for credit	Form 1116, line 12
	O Foreign trading gross receipts	Form 8873
	P Extraterritorial income exclusion	Form 8873
	Q Other foreign transactions	See the Partner's Instructions
17	**Alternative minimum tax (AMT) items**	
	A Post-1986 depreciation adjustment	See the Partner's Instructions and the Instructions for Form 6251
	B Adjusted gain or loss	
	C Depletion (other than oil & gas)	
	D Oil, gas, & geothermal — gross income	
	E Oil, gas, & geothermal — deductions	
	F Other AMT items	
18	**Tax-exempt income and nondeductible expenses**	
	A Tax-exempt interest income	Form 1040, line 8b
	B Other tax-exempt income	See the Partner's Instructions
	C Nondeductible expenses	See the Partner's Instructions
19	**Distributions**	
	A Cash and marketable securities	See the Partner's Instructions
	B Distribution subject to section 737	
	C Other property	
20	**Other information**	
	A Investment income	Form 4952, line 4a
	B Investment expenses	Form 4952, line 5
	C Fuel tax credit information	Form 4136
	D Qualified rehabilitation expenditures (other than rental real estate)	See the Partner's Instructions
	E Basis of energy property	See the Partner's Instructions
	F Recapture of low-income housing credit (section 42(j)(5))	Form 8611, line 8
	G Recapture of low-income housing credit (other)	Form 8611, line 8
	H Recapture of investment credit	Form 4255
	I Recapture of other credits	See the Partner's Instructions
	J Look-back interest — completed long-term contracts	See Form 8697
	K Look-back interest — income forecast method	See Form 8866
	L Dispositions of property with section 179 deductions	See the Partner's Instructions
	M Recapture of section 179 deduction	
	N Interest expense for corporate partners	
	O Section 453(l)(3) information	
	P Section 453A(c) information	
	Q Section 1260(b) information	
	R Interest allocable to production expenditures	
	S CCF nonqualified withdrawals	
	T Depletion information — oil and gas	
	U Amortization of reforestation costs	
	V Unrelated business taxable income	
	W Precontribution gain (loss)	
	X Section 108(i) information	
	Y Other information	

BOX 2
RENTAL REAL ESTATE ACTIVITIES

PROPERTY ADDRESS	GROSS INCOME	NET EXPENSES	NET INCOME	PASSIVE NONPASS	SEC. 1231 TOTAL
RIDGECREST DR. MANTECA, CA 95337	13,181.	9,820.	$ 3,361.	PASSIVE	
SAMOA LANE LATHROP, CA 95330	6,170.	29,914.	-23,744.	PASSIVE	
CANAL BLVD. TRACY, CA 95376	14,151.	27,996.	-13,845.	PASSIVE	
		TOTAL	$ -34,228.		

BOX 20
OTHER INFORMATION

*** DESCRIPTIVE INFORMATION**

Y DOMESTIC PRODUCTION ACTIVITIES DEDUCTION..... $ 59,812.

SUPPLEMENTAL INFORMATION

PARTNER HEALTH INSURANCE PREMIUMS = $6,245

651110

Schedule K-1 (Form 1065)

Department of the Treasury Internal Revenue Service

2010

For calendar year 2010, or tax year beginning _____, 2010 ending _____, _____

☐ Final K-1 ☐ Amended K-1 OMB No. 1545-0099

Partner's Share of Income, Deductions, Credits, etc.

► See separate instructions.

Part I Information About the Partnership

A Partnership's employer identification number [redacted]

B Partnership's name, address, city, state, and ZIP code

HENRY J. TOSTA, JR. FAMILY, L.P.
[redacted]

C IRS Center where partnership filed return
E-FILE

D ☐ Check if this is a publicly traded partnership (PTP)

Part II Information About the Partner

E Partner's identifying number [redacted]

F Partner's name, address, city, state, and ZIP code

HENRY J. TOSTA, JR IRREVOCABLE FAMILY TRUST DTD NOV 21, 2006
[redacted]

G ☐ General partner or LLC member-manager ☒ Limited partner or other LLC member

H ☒ Domestic partner ☐ Foreign partner

I What type of entity is this partner? FIDUCIARY

J Partner's share of profit, loss, and capital (see instructions):

	Beginning	Ending
Profit	10 %	10 %
Loss	10 %	10 %
Capital	10 %	10 %

K Partner's share of liabilities at year end:

Nonrecourse	$
Qualified nonrecourse financing	$ 484,300.
Recourse	$

L Partner's capital account analysis:

Beginning capital account	$ 148,986.
Capital contributed during the year	$ 544.
Current year increase (decrease)	$ -22,024.
Withdrawals and distributions	$ (2,418.)
Ending capital account	$ 125,088.

☒ Tax basis ☐ GAAP ☐ Section 704(b) book ☐ Other (explain)

M Did the partner contribute property with a built-in gain or loss?
☐ Yes ☒ No
If 'Yes', attach statement (see instructions)

Part III Partner's Share of Current Year Income, Deductions, Credits, and Other Items

1	Ordinary business income (loss) -30,753.	15	Credits
2 *	Net rental real estate income (loss) -3,846.		
3	Other net rental income (loss)	16	Foreign transactions
4	Guaranteed payments		
5	Interest income		
6a	Ordinary dividends		
6b	Qualified dividends		
7	Royalties		
8	Net short-term capital gain (loss)		
9a	Net long-term capital gain (loss)	17 A	Alternative minimum tax (AMT) items 237.
9b	Collectibles (28%) gain (loss)		
9c	Unrecaptured section 1250 gain		
10	Net section 1231 gain (loss) 12,598.	18	Tax-exempt income and nondeductible expenses
11	Other income (loss)		
		19 A	Distributions 2,418.
12	Section 179 deduction		
13 A	Other deductions 23.	20 Y*	Other information STMT
14 B	Self-employment earnings (loss) 281,312.		

*See attached statement for additional information.

FOR IRS USE ONLY

BAA For Paperwork Reduction Act Notice, see Instructions for Form 1065.

Schedule K-1 (Form 1065) 2010

PARTNER 3

PTPA0312L 01/25/11

This list identifies the codes used on Schedule K-1 for all partners and provides summarized reporting information for partners who file Form 1040. For detailed reporting and filing information, see the separate Partner's Instructions for Schedule K-1 and the instructions for your income tax return.

		Report on
1	**Ordinary business income (loss).** Determine whether the income (loss) is passive or nonpassive and enter on your return as follows.	
	Passive loss	See the Partner's Instructions
	Passive income	Schedule E, line 28, column (g)
	Nonpassive loss	Schedule E, line 28, column (h)
	Nonpassive income	Schedule E, line 28, column (j)
2	**Net rental real estate income (loss)**	See the Partner's Instructions
3	**Other net rental income (loss)**	
	Net income	Schedule E, line 28, column (g)
	Net loss	See the Partner's Instructions
4	**Guaranteed payments**	Schedule E, line 28, column (j)
5	**Interest income**	Form 1040, line 8a
6a	**Ordinary dividends**	Form 1040, line 9a
6b	**Qualified dividends**	Form 1040, line 9b
7	**Royalties**	Schedule E, line 4
8	**Net short-term capital gain (loss)**	Schedule D, line 5, column (f)
9a	**Net long-term capital gain (loss)**	Schedule D, line 12, column (f)
9b	**Collectibles (28%) gain (loss)**	28% Rate Gain Worksheet, line 4 (Schedule D Instructions)
9c	**Unrecaptured section 1250 gain**	See the Partner's Instructions
10	**Net section 1231 gain (loss)**	See the Partner's Instructions
11	**Other income (loss)**	
	Code	
	A Other portfolio income (loss)	See the Partner's Instructions
	B Involuntary conversions	See the Partner's Instructions
	C Section 1256 contracts and straddles	Form 6781, line 1
	D Mining exploration costs recapture	See Pub 535
	E Cancellation of debt	Form 1040, line 21 or Form 982
	F Other income (loss)	See the Partner's Instructions
12	**Section 179 deduction**	See the Partner's Instructions
13	**Other deductions**	
	A Cash contributions (50%)	See the Partner's Instructions
	B Cash contributions (30%)	
	C Noncash contributions (50%)	
	D Noncash contributions (30%)	
	E Capital gain property to a 50% organization (30%)	
	F Capital gain property (20%)	
	G Contributions (100%)	
	H Investment interest expense	Form 4952, line 1
	I Deductions — royalty income	Schedule E, line 18
	J Section 59(e)(2) expenditures	See the Partner's Instructions
	K Deductions — portfolio (2% floor)	Schedule A, line 23
	L Deductions — portfolio (other)	Schedule A, line 28
	M Amounts paid for medical insurance	Schedule A, line 1 or Form 1040, line 29
	N Educational assistance benefits	See the Partner's Instructions
	O Dependent care benefits	Form 2441, line 12
	P Preproductive period expenses	See the Partner's Instructions
	Q Commercial revitalization deduction from rental real estate activities	See Form 8582 Instructions
	R Pensions and IRAs	See the Partner's Instructions
	S Reforestation expense deduction	See the Partner's Instructions
	T Domestic production activities information	See Form 8903 Instructions
	U Qualified production activities income	Form 8903, line 7b
	V Employer's Form W-2 wages	Form 8903, line 17
	W Other deductions	See the Partner's Instructions
14	**Self-employment earnings (loss)**	
	Note. If you have a section 179 deduction or any partner-level deductions, see the Partner's Instructions before completing Schedule SE.	
	A Net earnings (loss) from self-employment	Schedule SE, Section A or B
	B Gross farming or fishing income	See the Partner's Instructions
	C Gross non-farm income	See the Partner's Instructions
15	**Credits**	
	A Low-income housing credit (section 42(j)(5)) from pre-2008 buildings	See the Partner's Instructions
	B Low-income housing credit (other) from pre-2008 buildings	See the Partner's Instructions
	C Low-income housing credit (section 42(j)(5)) from post-2007 buildings	Form 8586, line 11
	D Low-income housing credit (other) from post-2007 buildings	Form 8586, line 11
	E Qualified rehabilitation expenditures (rental real estate)	See the Partner's Instructions
	F Other rental real estate credits	
	G Other rental credits	
	H Undistributed capital gains credit	Form 1040, line 71; check box a
	I Alcohol and cellulosic biofuel fuels credit	Form 6478, line 8
	J Work opportunity credit	Form 5884, line 3

		Report on
	Code	
	K Disabled access credit	See the Partner's Instructions
	L Empowerment zone and renewal community employment credit	Form 8844, line 3
	M Credit for increasing research activities	See the Partner's Instructions
	N Credit for employer social security and Medicare taxes	Form 8846, line 5
	O Backup withholding	Form 1040, line 61
	P Other credits	See the Partner's Instructions
16	**Foreign transactions**	
	A Name of country or U.S. possession	Form 1116, Part I
	B Gross income from all sources	
	C Gross income sourced at partner level	
	Foreign gross income sourced at partnership level	
	D Passive category	Form 1116, Part I
	E General category	
	F Other	
	Deductions allocated and apportioned at partner level	
	G Interest expense	Form 1116, Part I
	H Other	Form 1116, Part I
	Deductions allocated and apportioned at partnership level to foreign source income	
	I Passive category	Form 1116, Part I
	J General category	
	K Other	
	Other information	
	L Total foreign taxes paid	Form 1116, Part II
	M Total foreign taxes accrued	Form 1116, Part II
	N Reduction in taxes available for credit	Form 1116, line 12
	O Foreign trading gross receipts	Form 8873
	P Extraterritorial income exclusion	Form 8873
	Q Other foreign transactions	See the Partner's Instructions
17	**Alternative minimum tax (AMT) items**	
	A Post-1986 depreciation adjustment	See the Partner's Instructions and the Instructions for Form 6251
	B Adjusted gain or loss	
	C Depletion (other than oil & gas)	
	D Oil, gas, & geothermal — gross income	
	E Oil, gas, & geothermal — deductions	
	F Other AMT items	
18	**Tax-exempt income and nondeductible expenses**	
	A Tax-exempt interest income	Form 1040, line 8b
	B Other tax-exempt income	See the Partner's Instructions
	C Nondeductible expenses	See the Partner's Instructions
19	**Distributions**	
	A Cash and marketable securities	See the Partner's Instructions
	B Distribution subject to section 737	
	C Other property	
20	**Other information**	
	A Investment income	Form 4952, line 4a
	B Investment expenses	Form 4952, line 5
	C Fuel tax credit information	Form 4136
	D Qualified rehabilitation expenditures (other than rental real estate)	See the Partner's Instructions
	E Basis of energy property	See the Partner's Instructions
	F Recapture of low-income housing credit (section 42(j)(5))	Form 8611, line 8
	G Recapture of low-income housing credit (other)	Form 8611, line 8
	H Recapture of investment credit	Form 4255
	I Recapture of other credits	See the Partner's Instructions
	J Look-back interest — completed long-term contracts	See Form 8697
	K Look-back interest — income forecast method	See Form 8866
	L Dispositions of property with section 179 deductions	See the Partner's Instructions
	M Recapture of section 179 deduction	
	N Interest expense for corporate partners	
	O Section 453(l)(3) information	
	P Section 453A(c) information	
	Q Section 1260(b) information	
	R Interest allocable to production expenditures	
	S CCF nonqualified withdrawals	
	T Depletion information — oil and gas	
	U Amortization of reforestation costs	
	V Unrelated business taxable income	
	W Precontribution gain (loss)	
	X Section 108(i) information	
	Y Other information	

BOX 2
RENTAL REAL ESTATE ACTIVITIES

PROPERTY ADDRESS	GROSS INCOME	NET EXPENSES	NET INCOME	PASSIVE NONPASS	SEC. 1231 TOTAL
RIDGECREST DR. MANTECA, CA 95337	1,481.	1,103.	$ 378.	PASSIVE	
SAMOA LANE LATHROP, CA 95330	693.	3,361.	-2,668.	PASSIVE	
CANAL BLVD. TRACY, CA 95376	1,590.	3,146.	-1,556.	PASSIVE	
		TOTAL	$ -3,846.		

BOX 20
OTHER INFORMATION

*** DESCRIPTIVE INFORMATION**

Y	DOMESTIC PRODUCTION ACTIVITIES DEDUCTION	$	6,721.

Form **4562**

Department of the Treasury
Internal Revenue Service (99)

Depreciation and Amortization
(Including Information on Listed Property)

► See separate instructions. ► Attach to your tax return.

OMB No. 1545-0172

2010

Attachment Sequence No. 67

Name(s) shown on return

HENRY J. TOSTA, JR. FAMILY, L.P.

Identifying number [redacted]

Business or activity to which this form relates

FORM 1065, SCHEDULE F - MILK & GRAINS

Part I Election To Expense Certain Property Under Section 179

Note: *If you have any listed property, complete Part V before you complete Part I.*

1	Maximum amount (see instructions)	1	500,000.
2	Total cost of section 179 property placed in service (see instructions)	2	
3	Threshold cost of section 179 property before reduction in limitation (see instructions)	3	2,000,000.
4	Reduction in limitation. Subtract line 3 from line 2. If zero or less, enter -0-	4	
5	Dollar limitation for tax year. Subtract line 4 from line 1. If zero or less, enter -0-. If married filing separately, see instructions	5	

6	(a) Description of property	(b) Cost (business use only)	(c) Elected cost

7	Listed property. Enter the amount from line 29	7	
8	Total elected cost of section 179 property. Add amounts in column (c), lines 6 and 7	8	
9	Tentative deduction. Enter the **smaller** of line 5 or line 8	9	
10	Carryover of disallowed deduction from line 13 of your 2009 Form 4562	10	
11	Business income limitation. Enter the smaller of business income (not less than zero) or line 5 (see instrs)	11	
12	Section 179 expense deduction. Add lines 9 and 10, but do not enter more than line 11	12	
13	Carryover of disallowed deduction to 2011. Add lines 9 and 10, less line 12 ►	13	

Note: *Do not use Part II or Part III below for listed property. Instead, use Part V.*

Part II Special Depreciation Allowance and Other Depreciation (Do not include listed property.) (See instructions.)

14	Special depreciation allowance for qualified property (other than listed property) placed in service during the tax year (see instructions)	14	
15	Property subject to section 168(f)(1) election	15	
16	Other depreciation (including ACRS)	16	14,725.

Part III MACRS Depreciation (Do not include listed property.) (See instructions)

Section A

17	MACRS deductions for assets placed in service in tax years beginning before 2010	17	227,256.
18	If you are electing to group any assets placed in service during the tax year into one or more general asset accounts, check here ► ☐		

Section B — Assets Placed in Service During 2010 Tax Year Using the General Depreciation System

	(a) Classification of property	(b) Month and year placed in service	(c) Basis for depreciation (business/investment use only — see instructions)	(d) Recovery period	(e) Convention	(f) Method	(g) Depreciation deduction
19a	3-year property						
b	5-year property		3,300.	5	HY	150DB	495.
c	7-year property						
d	10-year property						
e	15-year property						
f	20-year property						
g	25-year property			25 yrs		S/L	
h	Residential rental property			27.5 yrs	MM	S/L	
				27.5 yrs	MM	S/L	
i	Nonresidential real property			39 yrs	MM	S/L	
					MM	S/L	

Section C — Assets Placed in Service During 2010 Tax Year Using the Alternative Depreciation System

20a	Class life				S/L	
b	12-year		12 yrs		S/L	
c	40-year		40 yrs	MM	S/L	

Part IV Summary (See instructions.)

21	Listed property. Enter amount from line 28	21	4,015.
22	Total. Add amounts from line 12, lines 14 through 17, lines 19 and 20 in column (g), and line 21. Enter here and on the appropriate lines of your return. Partnerships and S corporations — see instructions	22	246,491.
23	For assets shown above and placed in service during the current year, enter the portion of the basis attributable to section 263A costs	23	

Part V Listed Property (Include automobiles, certain other vehicles, certain computers, and property used for entertainment, recreation, or amusement.)

Note: *For any vehicle for which you are using the standard mileage rate or deducting lease expense, complete only 24a, 24b, columns (a) through (c) of Section A, all of Section B, and Section C if applicable.*

Section A – Depreciation and Other Information (Caution: *See the instructions for limits for passenger automobiles.*)

24a Do you have evidence to support the business/investment use claimed? [X] Yes [ ] No | 24b If 'Yes,' is the evidence written? [X] Yes [ ] No

(a) Type of property (list vehicles first)	(b) Date placed in service	(c) Business/ investment use percentage	(d) Cost or other basis	(e) Basis for depreciation (business/investment use only)	(f) Recovery period	(g) Method/ Convention	(h) Depreciation deduction	(i) Elected section 179 cost
25 Special depreciation allowance for qualified listed property placed in service during the tax year and used more than 50% in a qualified business use (see instructions)						25		
26 Property used more than 50% in a qualified business use:								
2005 CHEVY P	2/08/05	100.0	40,975.	40,975.	5.0	150DB HY	4,015.	
27 Property used 50% or less in a qualified business use:								
28 Add amounts in column (h), lines 25 through 27. Enter here and on line 21, page 1						28	4,015.	
29 Add amounts in column (i), line 26. Enter here and on line 7, page 1							29	0.

Section B – Information on Use of Vehicles

Complete this section for vehicles used by a sole proprietor, partner, or other 'more than 5% owner,' or related person. If you provided vehicles to your employees, first answer the questions in Section C to see if you meet an exception to completing this section for those vehicles.

	(a) Vehicle 1		(b) Vehicle 2		(c) Vehicle 3		(d) Vehicle 4		(e) Vehicle 5		(f) Vehicle 6	
30 Total business/investment miles driven during the year (do not include commuting miles)												
31 Total commuting miles driven during the year												
32 Total other personal (noncommuting) miles driven												
33 Total miles driven during the year. Add lines 30 through 32												
	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No
34 Was the vehicle available for personal use during off-duty hours?												
35 Was the vehicle used primarily by a more than 5% owner or related person?												
36 Is another vehicle available for personal use?												

Section C – Questions for Employers Who Provide Vehicles for Use by Their Employees

Answer these questions to determine if you meet an exception to completing Section B for vehicles used by employees who **are not** more than 5% owners or related persons (see instructions).

	Yes	No
37 Do you maintain a written policy statement that prohibits all personal use of vehicles, including commuting, by your employees?		
38 Do you maintain a written policy statement that prohibits personal use of vehicles, except commuting, by your employees? See the instructions for vehicles used by corporate officers, directors, or 1% or more owners		
39 Do you treat all use of vehicles by employees as personal use?		
40 Do you provide more than five vehicles to your employees, obtain information from your employees about the use of the vehicles, and retain the information received?		
41 Do you meet the requirements concerning qualified automobile demonstration use? (See instructions.)		

Note: *If your answer to 37, 38, 39, 40, or 41 is 'Yes,' do not complete Section B for the covered vehicles.*

Part VI Amortization

(a) Description of costs	(b) Date amortization begins	(c) Amortizable amount	(d) Code section	(e) Amortization period or percentage	(f) Amortization for this year
42 Amortization of costs that begins during your 2010 tax year (see instructions):					
43 Amortization of costs that began before your 2010 tax year				43	1,545.
44 **Total.** Add amounts in column (f). See the instructions for where to report				44	1,545.

Form **4797**

Department of the Treasury
Internal Revenue Service (99)

Sales of Business Property

(Also Involuntary Conversions and Recapture Amounts Under Sections 179 and 280F(b)(2))

► Attach to your tax return. ► See separate instructions.

OMB No. 1545-0184

2010

Attachment Sequence No. 27

Name(s) shown on return: HENRY J. TOSTA, JR. FAMILY, L.P.

Identifying number: 20-8154233

1 Enter the gross proceeds from sales or exchanges reported to you for 2010 on Form(s) 1099-B or 1099-S (or substitute statement) that you are including on line 2, 10, or 20 (see instructions) ..... 1 125,979.

Part I Sales or Exchanges of Property Used in a Trade or Business and Involuntary Conversions From Other Than Casualty or Theft — Most Property Held More Than 1 Year (see instructions)

2 (a) Description of property	(b) Date acquired (month, day, year)	(c) Date sold (month, day, year)	(d) Gross sales price	(e) Depreciation allowed or allowable since acquisition	(f) Cost or other basis, plus improvements and expense of sale	(g) Gain or (loss) Subtract (f) from the sum of (d) and (e)

3	Gain, if any, from Form 4684, line 42	3	
4	Section 1231 gain from installment sales from Form 6252, line 26 or 37	4	
5	Section 1231 gain or (loss) from like-kind exchanges from Form 8824	5	
6	Gain, if any, from line 32, from other than casualty or theft	6	125,979.
7	Combine lines 2 through 6. Enter the gain or (loss) here and on the appropriate line as follows **Partnerships (except electing large partnerships) and S corporations.** Report the gain or (loss) following the instructions for Form 1065, Schedule K, line 10, or Form 1120S, Schedule K, line 9. Skip lines 8, 9, 11, and 12 below. **Individuals, partners, S corporation shareholders, and all others.** If line 7 is zero or a loss, enter the amount from line 7 on line 11 below and skip lines 8 and 9. If line 7 is a gain and you did not have any prior year section 1231 losses, or they were recaptured in an earlier year, enter the gain from line 7 as a long-term capital gain on the Schedule D filed with your return and skip lines 8, 9, 11, and 12 below.	7	125,979.
8	Nonrecaptured net section 1231 losses from prior years (see instructions)	8	
9	Subtract line 8 from line 7. If zero or less, enter -0-. If line 9 is zero, enter the gain from line 7 on line 12 below. If line 9 is more than zero, enter the amount from line 8 on line 12 below and enter the gain from line 9 as a long-term capital gain on the Schedule D filed with your return (see instructions)	9	

Part II Ordinary Gains and Losses (see instructions)

10 Ordinary gains and losses not included on lines 11 through 16 (include property held 1 year or less):

11	Loss, if any, from line 7	11	
12	Gain, if any, from line 7 or amount from line 8, if applicable	12	
13	Gain, if any, from line 31	13	
14	Net gain or (loss) from Form 4684, lines 34 and 41a	14	
15	Ordinary gain from installment sales from Form 6252, line 25 or 36	15	
16	Ordinary gain or (loss) from like-kind exchanges from Form 8824	16	
17	Combine lines 10 through 16	17	
18	For all except individual returns, enter the amount from line 17 on the appropriate line of your return and skip lines a and b below. For individual returns, complete lines a and b below:		
a	If the loss on line 11 includes a loss from Form 4684, line 38, column (b)(ii), enter that part of the loss here. Enter the part of the loss from income-producing property on Schedule A (Form 1040), line 28, and the part of the loss from property used as an employee on Schedule A (Form 1040), line 23. Identify as from 'Form 4797, line 18a.' See instructions	18a	
b	Redetermine the gain or (loss) on line 17 excluding the loss, if any, on line 18a. Enter here and on Form 1040, line 14	18b	

Part III Gain From Disposition of Property Under Sections 1245, 1250, 1252, 1254, and 1255 (see instructions)

19(a) Description of section 1245, 1250, 1252, 1254, or 1255 property:	(b) Date acquired (mo, day, yr)	(c) Date sold (mo, day, yr)
A RAISED LIVESTOCK (2+ YEARS OLD)	VARIOUS	VARIOUS
B		
C		
D		

These columns relate to the properties on lines 19A through 19D. ►		Property A	Property B	Property C	Property D
20 Gross sales price (**Note:** *See line 1 before completing.*)	20	125,979.			
21 Cost or other basis plus expense of sale	21				
22 Depreciation (or depletion) allowed or allowable	22				
23 Adjusted basis. Subtract line 22 from line 21	23				
24 Total gain. Subtract line 23 from line 20	24	125,979.			
25 **If section 1245 property:**					
a Depreciation allowed or allowable from line 22	25a				
b Enter the **smaller** of line 24 or 25a	25b	0.			
26 **If section 1250 property:** If straight line depreciation was used, enter -0- on line 26g, except for a corporation subject to section 291.					
a Additional depreciation after 1975 (see instrs)	26a				
b Applicable percentage multiplied by the smaller of line 24 or line 26a (see instructions)	26b				
c Subtract line 26a from line 24. If residential rental property or line 24 is not more than line 26a, skip lines 26d and 26e	26c				
d Additional depreciation after 1969 & before 1976	26d				
e Enter the **smaller** of line 26c or 26d	26e				
f Section 291 amount (corporations only)	26f				
g Add lines 26b, 26e, and 26f	26g				
27 **If section 1252 property:** Skip this section if you did not dispose of farmland or if this form is being completed for a partnership (other than an electing large partnership).					
a Soil, water, and land clearing expenses	27a				
b Line 27a multiplied by applicable percentage (see instructions)	27b				
c Enter the **smaller** of line 24 or 27b	27c				
28 **If section 1254 property:**					
a Intangible drilling and development costs, expenditures for development of mines and other natural deposits, mining exploration costs, and depletion (see instructions)	28a				
b Enter the **smaller** of line 24 or 28a	28b				
29 **If section 1255 property:**					
a Applicable percentage of payments excluded from income under section 126 (see instructions)	29a				
b Enter the smaller of line 24 or 29a (see instrs)	29b				

Summary of Part III Gains. Complete property columns A through D through line 29b before going to line 30.

30 Total gains for all properties. Add property columns A through D, line 24	30	125,979.
31 Add property columns A through D, lines 25b, 26g, 27c, 28b, and 29b. Enter here and on line 13	31	0.
32 Subtract line 31 from line 30. Enter the portion from casualty or theft on Form 4684, line 36. Enter the portion from other than casualty or theft on Form 4797, line 6	32	125,979.

Part IV Recapture Amounts Under Sections 179 and 280F(b)(2) When Business Use Drops to 50% or Less (see instructions)

		(a) Section 179	(b) Section 280F(b)(2)
33 Section 179 expense deduction or depreciation allowable in prior years	33		
34 Recomputed depreciation (see instructions)	34		
35 Recapture amount. Subtract line 34 from line 33. See the instructions for where to report	35		

Form **8825**
(Rev December 2010)
Department of the Treasury
Internal Revenue Service

Rental Real Estate Income and Expenses of a Partnership or an S Corporation

► See instructions.
► Attach to Form 1065, Form 1065-B, or Form 1120S.

OMB No. 1545-1186

Name: HENRY J. TOSTA, JR. FAMILY, L.P.

Employer identification number: 20-8154233

1 Show the type and address of each property. For each rental real estate property listed, report the number of days rented at fair rental value and days with personal use. See instructions. See page 2 to list additional properties.

	Physical address of each property — street, city, state, ZIP code	Type — Enter code 1-8; see page 2 for list	Fair Rental Days	Personal Use Days
A	RIDGECREST DR. MANTECA, CA 95337	1	365	
B	SAMOA LANE LATHROP, CA 95330	1	365	
C	CANAL BLVD. TRACY, CA 95376	1	365	
D				

Rental Real Estate Income		Properties A	B	C	D
2 Gross rents	2	14,810.	6,933.	15,900.	
Rental Real Estate Expenses					
3 Advertising	3				
4 Auto and travel	4				
5 Cleaning and maintenance	5				
6 Commissions	6				
7 Insurance	7	900.	700.	1,300.	
8 Legal and other professional fees	8				
9 Interest	9		17,657.	16,125.	
10 Repairs	10	2,344.	7,101.	4,547.	
11 Taxes	11	1,450.	1,700.	2,350.	
12 Utilities	12				
13 Wages and salaries	13				
14 Depreciation (see instructions)	14	6,340.	6,353.	7,134.	
15 Other (list) ► AMORTIZATION	15		100.		
16 Total expenses for each property. Add lines 3 through 15	16	11,034.	33,611.	31,456.	
17 Income or (Loss) from each property. Subtract line 16 from line 2	17	3,776.	-26,678.	-15,556.	

18a Total gross rents. Add gross rents from line 2, columns A through H	18a	37,643.
18b Total expenses. Add total expenses from line 16, columns A through H	18b	-76,101.
19 Net gain (loss) from Form 4797, Part II, line 17, from the disposition of property from rental real estate activities	19	
20a Net income (loss) from rental real estate activities from partnerships, estates, and trusts in which this partnership or S corporation is a partner or beneficiary (from Schedule K-1)	20a	
b Identify below the partnerships, estates, or trusts from which net income (loss) is shown on line 20a. Attach a schedule if more space is needed: (1) Name — (2) Employer identification number		
21 Net rental real estate income (loss). Combine lines 18a through 20a. Enter the result here and on: • **Form 1065 or 1120S:** Schedule K, line 2, or • **Form 1065-B:** Part I, line 4	21	-38,458.

1 Show the type and address of each property. For each rental real estate property listed, report the number of days at fair rental value and days with personal use. See instructions.

	Physical address of each property – street, city, state, ZIP code	Type – Enter code 1-8; see below for list	Fair Rental Days	Personal Use Days
E				
F				
G				
H				

Rental Real Estate Income		Properties E	F	G	H
2 Gross rents	2				
Rental Real Estate Expenses					
3 Advertising	3				
4 Auto and travel	4				
5 Cleaning and maintenance	5				
6 Commissions	6				
7 Insurance	7				
8 Legal and other professional fees	8				
9 Interest	9				
10 Repairs	10				
11 Taxes	11				
12 Utilities	12				
13 Wages and salaries	13				
14 Depreciation (see instructions)	14				
15 Other (list) ►	15				
16 Total expenses for each property. Add lines 3 through 15	16				
17 Income or (Loss) from each property. Subtract line 16 from line 2	17				

Allowable Codes for Type of Property

1– Single Family Residence
2– Multi-Family Residence
3– Vacation or Short-term Rental
4– Commercial
5– Land
6– Royalties
7– Self-Rental
8– Other (include description with the code on Form 8825 or on a separate statement)

STATEMENT 1
FORM 1065, SCHEDULE K, LINE 13A
CHARITABLE CONTRIBUTIONS

CASH CONTRIBUTIONS - 50% LIMITATION	$ 227.
TOTAL	$ 227.

STATEMENT 2
FORM 1065, SCHEDULE K, LINE 20C
OTHER REPORTABLE ITEMS

DOMESTIC PRODUCTION ACTIVITIES DEDUCTION	$ 67,205.

STATEMENT 3
FORM 1065, SCHEDULE L, LINE 13
OTHER ASSETS

	BEGINNING	ENDING
RECEIVABLE - BANTA INN	$ 158,376.	$ 188,376.
RECEIVABLE - LEE BROWN	201,800.	211,740.
TOTAL	$ 360,176.	$ 400,116.

STATEMENT 4
FORM 1065, SCHEDULE L, LINE 17
OTHER CURRENT LIABILITIES

	BEGINNING	ENDING
BANK OVERDRAFT	$ 10,347.	$ 0.
CREDIT CARD LIABILITIES	45,972.	54,834.
PAYROLL LIABILITIES	6,294.	9,493.
TOTAL	$ 62,613.	$ 64,327.

STATEMENT 5
SCHEDULE F, LINE 10
OTHER INCOME

MISCELLANEOUS	$ 9,700.
RENT INCOME	73,023.
TOTAL	$ 82,723.

STATEMENT 6
SCHEDULE F, LINE 34
OTHER EXPENSES

ACCOUNTING FEES	$	3,175.
ADVERTISING		700.
AMORTIZATION		1,545.
BANK CHARGES		2,133.
CALF RAISING EXPENSES		156,468.
COMMISSIONS		6,571.
DUES & SUBSCRIPTIONS		387.
HARVESTING		22,142.
HOOF TRIMMING		14,226.
IRRIGATION		2,300.
LICENSES AND PERMITS		12,181.
MARKETING & ASSESSMENTS		125,984.
MISCELLANEOUS		510.
OTHER FARMING COSTS		13,089.
TELEPHONE		4,018.
TESTING		5,435.
TRAINING		725.
TOTAL	$	371,589.

CLIENT 75005 HENRY J. TOSTA, JR. FAMILY, L.P. [redacted]

6/03/13 11:33AM

NO.	DESCRIPTION	DATE ACQUIRED	DATE SOLD	COST/ BASIS	BUS. PCT.	CUR 179/ SDA	PRIOR 179/ SDA/ DEPR.	METHOD	LIFE	CURRENT DEPR.
RENTAL REAL ESTATE - RESIDENTIAL RENTAL										
1416 RIDGECREST DR, MANTECA										
1	LAND - STEP-UP	8/30/03		100,000						0
2	HOUSE	11/01/79		75,000			75,000	S/L	30	0
3	HOUSE - STEP-UP	8/30/03		174,345			40,415	S/L MM	27.5	6,340
	TOTAL 1416 RIDGECREST DR, MA			349,345		0	115,415			6,340
	TOTAL DEPRECIATION			349,345		0	115,415			6,340
RENTAL REAL ESTATE - RESIDENTIAL RENTAL										
568 SOMOA LN, LATHROP										
4	LAND - STEP-UP	8/30/03		100,000						0
5	HOUSE	9/01/76		25,500			25,500	S/L	30	0
6	HOUSE - STEP-UP	8/30/03		174,700			40,498	S/L MM	27.5	6,353
68	LOAN FEES	12/26/06		3,013			300	S/L	30	100
	TOTAL 568 SOMOA LN, LATHROP			303,213		0	66,298			6,453
	TOTAL DEPRECIATION			303,213		0	66,298			6,453
RENTAL REAL ESTATE - RESIDENTIAL RENTAL										
6188 W CANAL, TRACY										
7	LAND - STEP-UP	8/30/03		150,000						0
8	HOUSE	11/24/92		133,259			82,980	S/L MM	27.5	4,846
9	HOUSE - STEP-UP	8/30/03		62,926			14,586	S/L MM	27.5	2,288
	TOTAL 6188 W CANAL, TRACY			346,185		0	97,566			7,134
	TOTAL DEPRECIATION			346,185		0	97,566			7,134
FORM 1065, SCHEDULE F - MILK & GRAINS										
AMORTIZATION										

CLIENT 75005 HENRY J. TOSTA, JR. FAMILY, L.P. [redacted]

6/03/13 11:33AM

NO.	DESCRIPTION	DATE ACQUIRED	DATE SOLD	COST/ BASIS	BUS. PCT	CUR 179/ SDA	PRIOR 179/ SDA/ DEPR	METHOD	LIFE	CURRENT DEPR
73	REFINANCE COSTS	12/01/09		38,630			129	S/L	25	1,545
	TOTAL AMORTIZATION			38,630		0	129			1,545
	AUTO / TRANSPORT EQUIPMENT									
10	FORD 2-TON TRUCK	12/01/83		1,550			1,550	S/L	5	0
11	VEHICLES	6/01/82		32,665			32,665	S/L	10	0
12	1993 CHEVY P/U	6/19/93		24,046			24,046	150DB HY	5	0
13	1994 CHECY P/U	12/26/96		24,265			24,265	150DB HY	5	0
14	1988 CHEVY P/U	9/12/99		4,000			4,000	150DB HY	5	0
15	GOOSENECK TRAILER	8/31/04		6,800			5,550	150DB HY	7	833
57	2005 CHEVY P/U	2/08/05		40,975			36,960	150DB HY	5	4,015
58	FORD CABOVER	12/14/05		600			394	150DB HY	7	82
59	MANURE TRUCK	6/22/06		39,999			30,004	150DB HY	5	6,664
70	FEED TRUCK / MIXER	11/29/07		65,000			34,345	150DB MQ	5	10,662
	TOTAL AUTO / TRANSPORT EQUI			239,900		0	193,779			22,256
	BUILDINGS									
16	BELOTTA - 2 HOUSES	11/18/93		48,500			20,056	S/L MM	39	1,244
17	BELOTTA - 2 BARNS	11/18/93		71,000			29,351	S/L MM	39	1,821
18	MIDDLE - BARNS	12/01/00		377,173			87,444	S/L MM	39	9,671
19	MIDDLE - BLDGS	8/11/00		385,850			92,754	S/L MM	39	9,895
20	HWY 120 - HOUSE - STEP-UP	8/30/03		54,120			11,425	S/L	30	1,804
21	HWY 120 - BARNS - STEP-UP	8/30/03		17,500			3,692	S/L	30	583
22	HOMESTEAD BLDGS - STEP-UP	8/30/03		38,000			8,024	S/L	30	1,267
23	BELLOTA HOUSES - STEP-UP	8/30/03		19,500			3,167	S/L	39	500
24	MIDDLE BARNS - STEP-UP	8/30/03		100,227			16,385	S/L MM	39	2,570
25	MIDDLE-PERS RES - STEP-UP	8/30/03		202,500						0
26	MIDDLE BLDGS - STEP-UP	8/30/03		615,948			100,689	S/L MM	39	15,793
65	COMMODITY BARN - SJ DAIRY	9/09/06		94,227			40,700	150DB HY	10	8,232
66	SHOP - CIP	12/31/06		57,982						0
	TOTAL BUILDINGS			2,082,527		0	413,687			53,380
	IMPROVEMENTS									
64	CONCRETE DITCH LINE	6/16/06		23,642			7,268	150DB HY	15	1,637
	TOTAL IMPROVEMENTS			23,642		0	7,268			1,637

CLIENT 75005 HENRY J. TOSTA, JR. FAMILY, L.P. [redacted]

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NO.	DESCRIPTION	DATE ACQUIRED	DATE SOLD	COST/ BASIS	BUS. PCT.	CUR 179/ SDA	PRIOR 179/ SDA/ DEPR	METHOD	LIFE	CURRENT DEPR
	LAND									
27	BELLOTA LAND	11/18/93		260,000						0
28	MIDDLE LAND - 97 AC	8/11/00		275,530						0
29	HWY 120 LAND - STEP-UP	8/30/03		280,000						0
30	LAMMERS LAND - STEP-UP	8/30/03		481,250						0
31	HOMESTEAD LAND - STEP-UP	8/30/03		169,800						0
32	HOMESTEAD LAND - STEP-UP	8/30/03		372,950						0
33	BELLOTA LAND - STEP-UP	8/30/03		175,300						0
34	MIDDLE LAND - STEP-UP	8/30/03		211,920						0
35	MIDDLE LAND 36 AC STEP-UP	8/30/03		182,650						0
36	MIDDLE LAND 39 AC STEP-UP	8/30/03		270,000						0
67	KASSON LOT 4 - STEP-UP	8/30/03		561,882						0
	TOTAL LAND			3,241,282		0	0			0
	LIVESTOCK									
56	2013 COWS - STEP-UP	8/30/03		2,481,900			2,329,878	150DB HY	7	152,022
60	2 BULLS	3/31/06		923			693	150DB HY	5	153
61	2 BULLS	6/09/06		1,225			919	150DB HY	5	204
62	3 BULLS	6/22/06		2,850			2,138	150DB HY	5	475
63	BULL	7/10/06		925			694	150DB HY	5	154
69	4 BULLS	6/20/07		4,550			2,738	150DB MQ	5	763
72	4 BULLS	9/30/09		5,400			810	150DB HY	5	1,377
74	BULLS	8/19/10		3,300				150DB HY	5	495
	TOTAL LIVESTOCK			2,501,073		0	2,337,870			155,643
	MACHINERY AND EQUIPMENT									
37	TRACTOR	12/01/83		14,500			14,500	S/L	5	0
38	PUMP	6/01/81		2,063			2,063	S/L	10	0
39	SEMEN TANK	10/01/82		200			200	S/L	5	0
40	AIR COMPRESSOR	6/01/82		1,590			1,590	S/L	5	0
41	SPRINGTOOTH	5/01/86		874			874	S/L	5	0
42	DISK & ROLLER	10/01/86		2,000			2,000	S/L	5	0
43	WHITE TRACTOR	2/01/86		7,055			7,055	S/L	5	0
44	FORD TRACTOR	11/01/86		2,000			2,000	S/L	5	0
45	OAT CHOPPER	8/01/87		3,000			3,000	150DB HY	7	0
46	GENERATOR	12/01/88		1,378			1,378	150DB HY	7	0
47	WELDER	5/01/88		1,026			1,026	150DB HY	7	0

CLIENT 75005 HENRY J. TOSTA, JR. FAMILY, L.P. [redacted]

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NO.	DESCRIPTION	DATE ACQUIRED	DATE SOLD	COST/ BASIS	BUS. PCT	CUR 179/ SDA	PRIOR 179/ SDA/ DEPR	METHOD	LIFE	CURRENT DEPR
48	WINDROWER	5/01/88		6,500			6,500	150DB HY	7	0
49	RAKE	6/01/88		1,500			1,500	150DB HY	7	0
50	INTL 1566 TRACTOR	9/01/89		5,006			5,006	150DB HY	7	0
51	SCALE	10/31/90		3,675			3,675	150DB HY	7	0
52	CHOPPER	4/29/03		18,500			17,707	150DB HY	7	793
53	CASE 9250 TRACTOR	9/10/03		41,409			40,141	150DB HY	7	1,268
54	3 USED TRACTORS	6/12/04		4,353			3,553	150DB HY	7	533
71	QUAD	12/15/07		2,500			1,321	150DB MQ	5	410
	TOTAL MACHINERY AND EQUIPME			119,129		0	115,089			3,004
	QUOTA									
55	MILK QUOTA - STEP-UP	8/30/03		158,560			121,564	S/L	15	10,571
	TOTAL QUOTA			158,560		0	121,564			10,571
	TOTAL DEPRECIATION			8,366,113		0	3,189,257			246,491
	GRAND TOTAL AMORTIZATION			38,630		0	129			1,545
	GRAND TOTAL DEPRECIATION			9,364,856		0	3,468,536			266,418

FARMS (SCHEDULE F)
TAXABLE COOPERATIVE DISTRIBUTIONS
MILK & GRAINS

DAIRY FARMERS OF AMERICA, INC		$ 28,562.
	TOTAL	$ 28,562.

FARMS (SCHEDULE F)
TAXES
MILK & GRAINS

PAYROLL		$ 16,611.
IRRIGATION		24,598.
PROPERTY		41,701.
OTHER		1,332.
	TOTAL	$ 84,242.