

0000622065

Amendment for

Senator Tom Udall

2010 Calendar Year

# DESCRIPTION OF AMENDMENTS TO PERSONAL FINANCIAL DISCLOSURE COVERING 2010

Am 11: 26

In past years, Senator Udall has, at his own expense, paid the financial planning firm responsible for managing most of his investments to prepare a summary of investments and income that must be reported on financial disclosure statements. After passage of new disclosure requirements under the STOCK ACT, Senator Udall requested more detailed transaction records for 2012 from the financial planning firm.

After reviewing the more detailed records for 2012, discrepancies from previous years became apparent. This amendment includes updated information to correct the 2010 report. The decision to review and amend previous financial disclosure reports was made in the interest of improving the transparency and clarity of the reports and was not requested by the Senate Committee on Ethics or any outside group.

### **Grouping of Assets Held In Trust.**

Many of the investments held by Senator Udall and his wife, Ms. Cooper, are jointly held in a trust. Because this trust is not a qualified blind trust, Senator Udall is required to disclose each underlying asset held by the trust, which he has done regularly. For this amendment, we are taking the extra step of grouping together and labeling which assets are held by the trust by indicating with a top line for the trust, followed by its underlying assets. This change does not reflect any change in the disclosure or value of assets held. It is simply intended to make the organization of investments easier to follow and clarify which assets are held by the trust.

### **Assets Renamed For Consistency Across All Years.**

In order to provide more clarity regarding changes in assets from year to year, we are amending the names of several investments to clarify abbreviated financial jargon when possible and make the names of assets consistent across past reports.

### **Reporting Of Unearned Income From Mutual Funds Simplified.**

When unearned income is derived from an investment asset, Senate ethics rules require members to show what types of income were accrued, whether it came from dividends, rent, interest, capital gains, or other sources. Mutual fund investments, which trade in a variety of investments, may yield different types of income from the funds' underlying assets, which must then be passed on to fund investors in a variety of ways.

While past reports have attempted to distinguish the different types of income derived from mutual funds, Senate ethics rules have actually provided a catch-all category to report income from these types of funds as an "excepted investment fund." This exception is also important to note because mutual funds that are not declared as excepted would require the Senator to disclose all of the investments and transactions made by the fund itself (resulting in possibly hundreds of pages added to the financial disclosure report) even though the Senator was not directly executing those transactions.

Although past reports attempted to be more transparent than necessary, we realized that it was more important to properly mark these funds as "excepted investment funds" in order to avoid confusion and show that these are not funds controlled by the Senator.

**Previous Estimates For Income Related To Some Investments Revised.**

After a more detailed review of specific financial transaction records, it was discovered that the actual income derived from some investments was slightly different from the estimates reported by the financial planning firm.

These changes are shown on Page 3, Line 3; Page 4, Lines 4-5; and Page 5, Line 3.

**Additional Disclosure Of Investments Supporting Retirement Accounts.**

Financial disclosure reports for past years disclosed three variable annuity plans jointly held by Senator and Ms. Cooper, however these annuity plans were incorrectly listed with the total value of each plan on a single line. After requesting and reviewing further documentation from the plan providers, we have determined that these plans do not meet the criteria necessary to be treated as excepted investment funds. As a result, we have amended the financial disclosure statement to provide additional transparency by showing the underlying mutual fund investments supporting these plans.

The transactions section of the financial disclosure was also amended to show a reallocation of investments within the TransAmerica Variable Annuity Account. (Page 8, Lines 1-2)

Additionally, financial disclosure reports for past years disclosed Senator Udall's New Mexico Public Employees Retirement account as a single excepted investment fund. After further review of additional documentation, we questioned our previous determination that the fund meets all criteria of an excepted investment fund. In the interest of erring on the side of transparency, we chose to separate out and list the two underlying funds of the NM Public Employees Retirement Association, which can each be treated separately as excepted investment funds.

These changes are shown on Page 2, Lines 3-10; Page 3, Line 1; Page 6, Lines 1-2; and Page 8, Lines 1-2.

**Double Disclosure Of IRA Distributions.**

Some of the investments held in Jill Cooper's IRA account were liquidated in distributions that had been previously disclosed in Part IV (transactions) of the original disclosure statement. This amendment adds an additional notation next to each related asset in Part III (assets) to show the disbursement income as unearned income in the "other" column."

These changes are shown on Page 5, Lines 3, 7 & 8.

**Actual Value Of Cash Life Insurance Policy Revised.**

The value of a cash-based Northwestern Mutual life insurance policy had previously been based on estimates. Additional documents were requested during the review process that showed the actual value of the policy was high enough to force it into the next bracket.

This change is shown on Page 6, Lines 3, 7, 8 & 9.

**Investment Income Reclassified.**

After a more detailed review of specific financial transaction records, it was discovered that the type of income related to investments in Mewbourne Energy funds were improperly classified. Distribution income from Mewbourne Energy Partners 09 was improperly marked as interest. Additionally, the interest box was checked for Mewbourne Energy Partners 10, even though no income was received.

Additionally, distribution income from Wells Real Estate Funds VII-A was improperly marked as interest in the original disclosure. This has been corrected with an exact dollar amount of the distribution disclosed in this amendment.

This change is shown on Page 7, Lines 3-5.

**Date Of Transactions Corrected.**

The dates of purchase for Mewbourne Energy Partners 10 and Behringer Harvard Multifamily REIT I Inc. were corrected to match paperwork that was gathered during our review.

These changes are shown on Page 8, Lines 4 & 8.

**Removal Of Confusing Automatic Reinvestments.**

Past financial disclosure statements have over-reported several small, automatic dividend reinvestment and related money market account transactions to the point of creating the impression of transactions that were larger than what actually occurred. There were several transactions occurring on an automatic basis to reinvest dividends from mutual funds. Under Senate reporting rules, these transactions do not need to be reported. Additionally, rules only require reporting of individual transactions that exceed \$1,000. Past financial disclosure statements have taken the extra step of reporting reinvestment transactions that in aggregate totaled more than \$1,000 over the course of the entire year.

However in many cases, the individual transactions fell below the \$1,000. The decision to over-report, along with the layout of the form led to the inaccurate impression that more than \$1,000 was being transacted every quarter (or month in some cases). In order to conform to the intended use of the disclosure form and clear up a false impression of a much higher trading volume created by the form's design, we have removed references to reinvestment transactions that were unnecessary to report. These transactions are still visible in the original report, which will remain a public record.

These changes apply to Page 7, Lines 6 & 9 and Page 8, Lines 1-2 of the original report.

# UNITED STATES SENATE FINANCIAL DISCLOSURE REPORT FOR ANNUAL AND TERMINATION FILERS

Amendment

|   |  |                                 |  |
|---|--|---------------------------------|--|
| Last Name   | First Name and Middle Initial                      | Annual Report                   |  |
| Udall   | Thomas S. (Tom)                                    | Calendar Year Covered by Report | Senate Office / Agency in Which Employed |
| Senate Office Address (Number, Street, City, State, and ZIP Code) | Senate Office Telephone Number (Include Area Code) | Termination Report              | Prior Office / Agency in Which Employed  |
| 110 Hart Senate Office Building<br>Washington, D.C. 20510         | 202-224-6621                                       | Termination Date (mm/dd/yy)     |  |

**AFTER READING THE INSTRUCTIONS – ANSWER EACH OF THESE QUESTIONS AND ATTACH THE RELEVANT PART**

| Question  | YES                                 | NO                                  | Question   | YES                      | NO                                  |
|---|-------------------------------------|-------------------------------------|--|--------------------------|-------------------------------------|
| Did any individual or organization make a donation to charity in lieu of paying you for a speech, appearance, or article in the reporting period?<br>If Yes, complete and attach PART I.  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Did you, your spouse, or dependent child receive any reportable travel or reimbursements for travel in the reporting period (i.e., worth more than \$350 from one source)?<br>If Yes, complete and attach PART VI. | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Did you or your spouse have earned income (e.g., salaries or fees) or non-investment income of more than \$200 from any reportable source in the reporting period?<br>If Yes, complete and attach PART II.  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Did you, your spouse, or dependent child have any reportable liability (more than \$10,000) during the reporting period?<br>If Yes, complete and attach PART VII.  | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Did you, your spouse, or dependent child hold any reportable asset worth more than \$1,000 at the end of the period, or receive unearned or investment income of more than \$200 in the reporting period?<br>If Yes, complete & attach PART IIIA and/or IIIB. | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Did you hold any reportable positions on or before the date of filing in the current calendar year?<br>If Yes, complete and attach PART VIII.  | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Did you, your spouse, or dependent child purchase, sell, or exchange any reportable asset worth more than \$1,000 in the reporting period?<br>If Yes, complete and attach PART IV.  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Do you have any reportable agreement or arrangement with an outside entity?<br>If Yes, complete and attach PART IX.  | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Did you, your spouse, or dependent child receive any reportable gift in the reporting period (i.e., aggregating more than \$350 and not otherwise exempt)?<br>If Yes, complete and attach PART V.   | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | If this is your FIRST Report: Did you receive compensation of more than \$5,000 from a single source in the two prior years?<br>If Yes, complete and attach PART X.  | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

**Each question must be answered and the appropriate PART attached for each “YES” response.**

**FOR OFFICIAL USE ONLY  
Do Not Write Below this Line**

RECEIVED  
SECRETARY OF THE UNITED STATES  
PUBLIC RECORDS ACT

MAY 14 2011:26



Thomas S. (Tom) Udall

## **PART IIIA. PUBLICLY TRADED ASSETS AND UNEARNED INCOME SOURCES**

3

**BLOCK A**

**Identity of Publicly Traded Assets  
And Unearned Income Sources**

Report the complete name of each publicly traded asset held by you, your spouse, or your dependent child, (See p.3, *CONTENTS OF REPORTS Part B of Instructions*) for production of income or investment which:

- (1) had a value exceeding \$1,000 at the close of the reporting period; and/or
  - (2) generated over \$200 in "unearned" income during the reporting period.

Include on this PART IIIA a complete identification of each public bond, mutual fund, publicly traded partnership interest excepted investment funds, bank accounts, excepted and qualified blind trusts, and publicly traded assets of a retirement plan.

BLOCK B

At the close of reporting period  
If None, or less than \$1,001  
Check the first column.

If None, or less than \$1,00  
Check the first column.

|                             |                    |                     |                      |                       |                       |                         |                           |                            |                              |                             |                   |
|-----------------------------|--------------------|---------------------|----------------------|-----------------------|-----------------------|-------------------------|---------------------------|----------------------------|------------------------------|-----------------------------|-------------------|
| None (or less than \$1,001) | \$1,001 - \$15,000 | \$15,001 - \$50,000 | \$50,001 - \$100,000 | \$100,001 - \$250,000 | \$250,001 - \$500,000 | \$500,001 - \$1,000,000 | \$1,000,001 - \$5,000,000 | \$1,000,001 - \$50,000,000 | \$50,000,001 - \$250,000,000 | \$25,000,001 - \$50,000,000 | Over \$50,000,000 |
|-----------------------------|--------------------|---------------------|----------------------|-----------------------|-----------------------|-------------------------|---------------------------|----------------------------|------------------------------|-----------------------------|-------------------|

**BLOCK C.**

**EXEMPTION TEST** (*see instructions before marking box*): If you omitted any asset because it meets the three-part test for exemption described in the instructions, please check box to the right.

**\*\*\* This category applies only if the asset is/was held independently by the spouse or dependent child. If the asset is/was either held by the filer or jointly held, use the other categories of value, as appropriate.**



Thomas S. (Tom) Udall

## PART IIIA. PUBLICLY TRADED ASSETS AND UNEARNED INCOME SOURCES

4

## BLOCK A

Identity of Publicly Traded Assets  
And Unearned Income Sources

Report the complete name of each publicly traded asset held by you, your spouse, or your dependent child, (See p.3, CONTENTS OF REPORTS Part B of Instructions) for production of income or investment which:

- (1) had a value exceeding \$1,000 at the close of the reporting period; and/or
- (2) generated over \$200 in "unearned" income during the reporting period.

Include on this PART IIIA a complete identification of each public bond, mutual fund, publicly traded partnership interest, excepted investment funds, bank accounts, excepted and qualified blind trusts, and publicly traded assets of a retirement plan.

BLOCK B  
Valuation of Assets

At the close of reporting period.  
If None, or less than \$1,001,  
Check the first column.

|                             |                    |                     |                      |                       |                       |                         |                     |                           |                            |                             |                   |
|-----------------------------|--------------------|---------------------|----------------------|-----------------------|-----------------------|-------------------------|---------------------|---------------------------|----------------------------|-----------------------------|-------------------|
| None (or less than \$1,001) | \$1,001 - \$15,000 | \$15,001 - \$50,000 | \$50,001 - \$100,000 | \$100,001 - \$250,000 | \$250,001 - \$500,000 | \$500,001 - \$1,000,000 | Over \$1,000,000*** | \$1,000,001 - \$5,000,000 | \$5,000,001 - \$25,000,000 | \$25,000,001 - \$50,000,000 | Over \$50,000,000 |
|-----------------------------|--------------------|---------------------|----------------------|-----------------------|-----------------------|-------------------------|---------------------|---------------------------|----------------------------|-----------------------------|-------------------|

BLOCK C  
Type and Amount of Income

| Type of Income             |  |           |      |          |               |                          |                |                       |                         |                           |                 | Amount of Income  |                   |                    |                     |                      |                         |                     |                           |                  |   |
|----------------------------|--|-----------|------|----------|---------------|--------------------------|----------------|-----------------------|-------------------------|---------------------------|-----------------|-------------------|-------------------|--------------------|---------------------|----------------------|-------------------------|---------------------|---------------------------|------------------|---|
|                            | None   | Dividends | Rent | Interest | Capital Gains | Excepted Investment Fund | Excepted Trust | Qualified Blind Trust | Other<br>(Specify Type) | None (or less than \$201) | \$201 - \$1,000 | \$1,001 - \$2,500 | \$2,501 - \$5,000 | \$5,001 - \$15,000 | \$15,001 - \$50,000 | \$50,001 - \$100,000 | \$100,001 - \$1,000,000 | Over \$1,000,000*** | \$1,000,001 - \$5,000,000 | Over \$5,000,000 | Actual Amount<br>Required if<br>"Other" Specified |
| S,<br>Example: DC,<br>or J | X  |           |      |          |               |                          |                |                       |                         | X                         |                 |                   |                   |                    |                     |                      |                         |                     |                           |                  | Example   |
| (S)                        | X  |           |      |          |               |                          |                |                       |                         | X                         |                 |                   |                   |                    |                     |                      |                         |                     |                           |                  | Example   |
| 1 J                        | ANWPX: American Funds New Perspective Fund Class A (590)   | X         |      |          |               |                          |                |                       |                         | X                         |                 |                   |                   |                    |                     |                      |                         |                     |                           |                  |   |
| 2 J                        | PGNAX: Prudential Jennison Natural Resources Fund, Inc. Class A (formerly Jennison Nat. Res. Fund) |           | X    |          |               |                          |                |                       |                         | X                         |                 |                   |                   |                    |                     |                      |                         |                     |                           |                  |   |
| 3 J                        | AWSHX: American Funds Washington Mutual Investors Fund Class A (590)                               | X         |      |          |               |                          |                |                       |                         | X                         |                 |                   |                   |                    |                     |                      |                         |                     |                           |                  |   |
| 4 J                        | EKWX: Wells Fargo Advantage Precious Metals Fund Class A (formerly Evergreen Precious Metals)      |           | X    |          |               |                          |                |                       |                         | X                         |                 |                   |                   |                    |                     |                      |                         |                     |                           |                  |   |
| 5 J                        | ESIYX: Wells Fargo Advantage International Bond Fund Class A (formerly Evergreen Int'l Bond Fund)  | X         |      |          |               |                          |                |                       |                         | X                         |                 |                   |                   |                    |                     |                      |                         |                     |                           |                  |   |
| 6 J                        | EWEAX: Wells Fargo Advantage Intrinsic World Equity Fd Cl A (formerly Evergreen Intrinsic World)   |           |      | X        |               |                          |                |                       |                         | X                         |                 |                   |                   |                    |                     |                      |                         |                     |                           |                  |   |
| 7 J                        | Liberty Composite Fund, L.P.   |           | X    |          |               |                          |                |                       |                         | X                         |                 |                   |                   |                    |                     |                      |                         |                     |                           |                  |   |
| 8                          | Pershing Government Account (Money Market Account) (998)   | X         |      |          |               |                          |                |                       |                         | X                         |                 |                   |                   |                    |                     |                      |                         |                     |                           |                  |   |
| 9                          | CBS: CBS Corp Cl B Com   |           | X    |          |               |                          |                |                       |                         | X                         |                 |                   |                   |                    |                     |                      |                         |                     |                           |                  |   |
| 10                         | CWGIX: Capital World Growth & Income Fund Class A  |           | X    |          |               |                          |                |                       |                         | X                         |                 |                   |                   |                    |                     |                      |                         |                     |                           |                  |   |

EXEMPTION TEST (see instructions before marking box): If you omitted any asset because it meets the three-part test for exemption described in the instructions, please check box to the right.

\*\*\* This category applies only if the asset is/was held independently by the spouse or dependent child. If the asset is/was either held by the filer or jointly held, use the other categories of value, as appropriate.

Thomas S. (Tom) Udall

## PART IIIA. PUBLICLY TRADED ASSETS AND UNEARNED INCOME SOURCES

## BLOCK A

Identity of Publicly Traded Assets  
And Unearned Income Sources

Report the complete name of each publicly traded asset held by you, your spouse, or your dependent child, (See p.3, *CONTENTS OF REPORTS Part B of Instructions*) for production of income or investment which:

- (1) had a value exceeding \$1,000 at the close of the reporting period; and/or
- (2) generated over \$200 in "unearned" income during the reporting period.

Include on this PART IIIA a complete identification of each public bond, mutual fund, publicly traded partnership interest, excepted investment funds, bank accounts, excepted and qualified blind trusts, and publicly traded assets of a retirement plan.

S,  
Example: DC,  
or J      IBM Corp. (stock)  
             (S) Keystone Fund

BLOCK B  
Valuation of Assets

At the close of reporting period.  
If None, or less than \$1,001,  
Check the first column.

|                             |                    |                     |                      |                       |                       |                         |                     |                           |                            |                             |                   |
|-----------------------------|--------------------|---------------------|----------------------|-----------------------|-----------------------|-------------------------|---------------------|---------------------------|----------------------------|-----------------------------|-------------------|
| None (or less than \$1,001) | \$1,001 - \$15,000 | \$15,001 - \$50,000 | \$50,001 - \$100,000 | \$100,001 - \$250,000 | \$250,001 - \$500,000 | \$500,001 - \$1,000,000 | Over \$1,000,000*** | \$1,000,001 - \$5,000,000 | \$5,000,001 - \$25,000,000 | \$25,000,001 - \$50,000,000 | Over \$50,000,000 |
|-----------------------------|--------------------|---------------------|----------------------|-----------------------|-----------------------|-------------------------|---------------------|---------------------------|----------------------------|-----------------------------|-------------------|

BLOCK C  
Type and Amount of Income

| Type of Income                      |  |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     | Amount of Income                    |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |   |                                     |
|-------------------------------------|--|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|---|-------------------------------------|
| None                                | Dividends  | Rent                                | Interest                            | Capital Gains                       | Excepted Investment Fund            | Excepted Trust                      | Qualified Blind Trust               | Other<br>(Specify Type)             | None (or less than \$201)           | \$201 - \$1,000                     | \$1,001 - \$2,500                   | \$2,501 - \$5,000                   | \$5,001 - \$15,000                  | \$15,001 - \$50,000                 | \$50,001 - \$100,000                | \$100,001 - \$1,000,000             | Over \$1,000,000***                 | Over \$5,000,000                    | Actual Amount<br>Required if<br>"Other" Specified |                                     |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/>                                    | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |   |                                     |
| 1                                   | KSRAX: Forward Strategic Realty Fund Class A                           | <input checked="" type="checkbox"/> |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |   | <input checked="" type="checkbox"/> |
| 2                                   | S Pershing Government Account (Money Market Account) (004)             | <input checked="" type="checkbox"/> |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |   | <input checked="" type="checkbox"/> |
| 3                                   | S AWPAX: Alliance Bernstein International Growth Fund Class A          | <input checked="" type="checkbox"/> |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     | <input checked="" type="checkbox"/>               | \$4,296.00                          |
| 4                                   | S NYVTX: Davis NY Venture Class A (004)                                |                                     | <input checked="" type="checkbox"/> |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     | <input checked="" type="checkbox"/>               |                                     |
| 5                                   | S AEPGX: Europacific Growth Fund Class A                               |                                     | <input checked="" type="checkbox"/> |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     | <input checked="" type="checkbox"/>               |                                     |
| 6                                   | S SMCWX: Smallcap World Fund Class A                                   |                                     | <input checked="" type="checkbox"/> |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     | <input checked="" type="checkbox"/>               |                                     |
| 7                                   | S AWSHX: American Funds Washington Mutual Investors Fund Class A (467) |                                     | <input checked="" type="checkbox"/> |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     | <input checked="" type="checkbox"/>               | \$1,029.47                          |
| 8                                   | S ALVSX: American Funds Investment Company of America Class A (467)    |                                     | <input checked="" type="checkbox"/> |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     | <input checked="" type="checkbox"/>               | \$1,099.60                          |
| 9                                   | S ANWDX: American Funds New Perspective Fund Class A (467)             |                                     | <input checked="" type="checkbox"/> |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     | <input checked="" type="checkbox"/>               | \$1,455.34                          |
| 10                                  | NM Public Employees Retirement Association                             |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |                                     |   |                                     |

EXEMPTION TEST (see instructions before marking box): If you omitted any asset because it meets the three-part test for exemption described in the instructions, please check box to the right.

\*\*\* This category applies only if the asset is/was held independently by the spouse or dependent child. If the asset is/was either held by the filer or jointly held, use the other categories of value, as appropriate.

Thomas S. (Tom) Udall

## PART IIIA. PUBLICLY TRADED ASSETS AND UNEARNED INCOME SOURCES

6

**BLOCK A**

**Identity of Publicly Traded Assets  
And Unearned Income Sources**

Report the complete name of each publicly traded asset held by you, your spouse, or your dependent child, (See p.3, **CONTENTS OF REPORTS Part B of Instructions**) for production of income or investment which:

- (1) had a value exceeding \$1,000 at the close of the reporting period; and/or
  - (2) generated over \$200 in "unearned" income during the reporting period.

Include on this PART IIIA a complete identification of each public bond, mutual fund, publicly traded partnership interest, excepted investment funds, bank accounts, excepted and qualified blind trusts, and publicly traded assets of a retirement plan.

BLOCK B

At the close of reporting period  
If None, or less than \$1,001  
Check the first column.

**BLOCK C**

**EXEMPTION TEST** (see *instructions before marking box*): If you omitted any asset because it meets the three-part test for exemption described in the instructions, please check box to the right.

**\*\*\* This category applies only if the asset is/was held independently by the spouse or dependent child. If the asset is/was either held by the filer or jointly held, use the other categories of value, as appropriate.**

## PART IIIB. NON-PUBLICLY TRADED ASSETS AND UNEARNED INCOME SOURCES

## BLOCK A

## Identity of Non-Publicly Traded Assets and Unearned Income Sources

Report the name, address (city, state and description) of each interest held by you, your spouse, or your dependent child (See p.3, CONTENTS OF REPORTS Part B of Instructions) for the production of income or investment in a non-public trade or business which:

- (1) had a value exceeding \$1,000 at the close of the reporting period; and/or
- (2) generated over \$200 in "unearned" income during the reporting period.

Include the above report for each underlying asset, which is not incidental to the trade or business. Publicly traded assets held by non-public entity may be listed on Part IIIA.

BLOCK B  
Valuation of Assets

At the close of reporting period.  
If None, or less than \$1,001,  
Check the first column.

|                             |  |                    |                     |                      |                       |                       |                         |                     |                           |                            |                             |                   |
|-----------------------------|--|--------------------|---------------------|----------------------|-----------------------|-----------------------|-------------------------|---------------------|---------------------------|----------------------------|-----------------------------|-------------------|
| None (or less than \$1,001) |  | \$1,001 - \$15,000 | \$15,001 - \$50,000 | \$50,001 - \$100,000 | \$100,001 - \$250,000 | \$250,001 - \$500,000 | \$500,001 - \$1,000,000 | Over \$1,000,000*** | \$1,000,001 - \$5,000,000 | \$5,000,001 - \$25,000,000 | \$25,000,001 - \$50,000,000 | Over \$50,000,000 |
|-----------------------------|--|--------------------|---------------------|----------------------|-----------------------|-----------------------|-------------------------|---------------------|---------------------------|----------------------------|-----------------------------|-------------------|

## BLOCK C

## Type and Amount of Income

| Type of Income |           |      |          |               |                          |                | Amount of Income      |                         |                           |                 |                   |                   |                    |                     |                      |                         |                     |                  |   |  |
|----------------|-----------|------|----------|---------------|--------------------------|----------------|-----------------------|-------------------------|---------------------------|-----------------|-------------------|-------------------|--------------------|---------------------|----------------------|-------------------------|---------------------|------------------|---|--|
| None           | Dividends | Rent | Interest | Capital Gains | Exempted Investment Fund | Exempted Trust | Qualified Blind Trust | Other<br>(Specify Type) | None (or less than \$201) | \$201 - \$1,000 | \$1,001 - \$2,500 | \$2,501 - \$5,000 | \$5,001 - \$15,000 | \$15,001 - \$50,000 | \$50,001 - \$100,000 | \$100,001 - \$1,000,000 | Over \$1,000,000*** | Over \$5,000,000 | Actual Amount<br>Required if<br>"Other" Specified |  |

|                            |   |  |   |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |            |
|----------------------------|---|--|---|---|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|------------|
| S,<br>Example: DC,<br>or J | JP Computer, Software Design,<br>Wash DC                  |  | X |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  | Example    |
|                            | Undeveloped land, Dubuque, Iowa                           |  |   | X |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  | Example    |
| 1 J                        | Thomas S. & Jill Cooper Udall Revocable Trust (lines 2-5) |  |   |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |            |
| 2 J                        | Inland Western REIT, Inc., Oak Brook, IL                  |  |   | X |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |            |
| 3 J                        | Wells Real Estate Funds VIII-A, Norcross, GA              |  | X |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  | \$118.34   |
| 4 J                        | Mewbourne Energy Partners 09-A, Tyler, TX                 |  |   | X |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  | \$6,198.41 |
| 5 J                        | Mewbourne Energy Partners 10-A, Tyler, TX                 |  |   | X |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |            |
| 6 S                        | Behringer Harvard Multifamily REIT I Inc, Addison, TX     |  | X |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |            |
| 7                          |   |  |   |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |            |
| 8                          |   |  |   |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |            |
| 9                          |   |  |   |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |            |
| 10                         |   |  |   |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |            |

EXEMPTION TEST (see instructions before marking box): If you omitted any asset because it meets the three-part test for exemption described in the instructions, please check box to the right.

\*\*\* This category applies only if the asset is/was held independently by the spouse or dependent child. If the asset is/was either held by the filer or jointly held, use the other categories of value, as appropriate.

|                             |   |
|-----------------------------|---|
| Reporting Individual's Name | <input checked="" type="checkbox"/> Amendment |
| Thomas S. (Tom) Udall       |   |

## PART IV. TRANSACTIONS

Report any purchase, sale, or exchange by you, your spouse, or dependent child (See p.3 CONTENTS OF REPORTS Part B of Instructions) during the reporting period of any real property, stocks, bonds, commodity futures, and other securities when the amount of the transaction exceeded \$1,000.

Include transactions that resulted in a loss. Do not report a transaction involving property used solely as your personal residence, or a transaction between you, your spouse, or dependent child. Please clarify which two properties are involved in any reportable exchange.

### Identification of Assets

|    | S,<br>Example: DC,<br>or J | IBM Corp. (stock) NYSE<br>(DC) Microsoft (stock) NASDAQ/OTC   | Transaction Type (x) |      |          | Amount of Transaction (x) |                     |                      |                       |                       |                         |                     |                           |                            |                             |   |
|----|----------------------------|---|----------------------|------|----------|---------------------------|---------------------|----------------------|-----------------------|-----------------------|-------------------------|---------------------|---------------------------|----------------------------|-----------------------------|---|
|    |                            |   | Purchase             | Sale | Exchange | \$1,001 - \$15,000        | \$15,001 - \$50,000 | \$50,001 - \$100,000 | \$100,001 - \$250,000 | \$250,001 - \$500,000 | \$500,001 - \$1,000,000 | Over \$1,000,000*** | \$1,000,001 - \$5,000,000 | \$5,000,001 - \$25,000,000 | \$25,000,001 - \$50,000,000 |   |
| 1  | J                          | TransAmerica T. Rowe Price Growth Stock VP  | X                    |      |          | 2/1/1X                    | X                   |                      | E                     | X                     | A                       | M                   | P                         | L                          | E                           |   |
| 2  | J                          | TransAmerica Jennison Growth VP   |                      | X    |          | 1/27/1X                   |                     |                      | X                     | E                     | X                       | A                   | M                         | P                          | L                           | E |
| 3  | J                          | FRHIX: Franklin High-Yield Tax-Free Income Fund   |                      | X    |          | 4/30/10                   |                     |                      | X                     |                       |                         |                     |                           |                            |                             |   |
| 4  | J                          | Mewbourne Energy Partners 10-A, Tyler, TX   | X                    |      |          | 5/24/10                   |                     |                      | X                     |                       |                         |                     |                           |                            |                             |   |
| 5  | J                          | EKWAX: Wells Fargo Advantage Precious Metals Fund Class A (formerly known as Evergreen Precious Metals)   |                      | X    |          | 9/22/10                   | X                   |                      |                       |                       |                         |                     |                           |                            |                             |   |
| 6  | J                          | FRHIX: Franklin High-Yield Tax-Free Income Fund   | X                    |      |          | 12/7/10                   |                     |                      | X                     |                       |                         |                     |                           |                            |                             |   |
| 7  | J                          | PGNAX: Prudential Jennison Natural Resources Fund, Inc Class A (formerly Jennison Natural Resources Fund) | X                    |      |          | 12/7/10                   |                     | X                    |                       |                       |                         |                     |                           |                            |                             |   |
| 8  | S                          | Behringer Harvard Multifamily REIT I Inc, Addison, TX   | X                    |      |          | 5/17/10                   | X                   |                      |                       |                       |                         |                     |                           |                            |                             |   |
| 9  | S                          | AWPAX: Alliance Bernstein International Growth Fund Class A   |                      | X    |          | 5/21/10                   | X                   |                      |                       |                       |                         |                     |                           |                            |                             |   |
| 10 | S                          | AWSHX: American Funds Washington Mutual Investors Fund Class A (467)                                      |                      | X    |          | 12/28/10                  | X                   |                      |                       |                       |                         |                     |                           |                            |                             |   |
| 11 | S                          | AIVSX: American Funds Investment Company of America Class A (467)   |                      | X    |          | 12/28/10                  | X                   |                      |                       |                       |                         |                     |                           |                            |                             |   |
| 12 | S                          | ANWPX: American Funds New Perspective Fund Class A (467)  |                      | X    |          | 12/28/10                  | X                   |                      |                       |                       |                         |                     |                           |                            |                             |   |

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