

# Marine Petroleum Trust

P.O. Box 830650, Dallas, Texas 75283-0650

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February, 2010

## 2009 TAX INFORMATION FOR UNITHOLDERS

Trust's TIN 75-6008017

CUSIP #56842310

This material is provided to assist individual unitholders in the preparation of their 2009 federal income tax returns with respect to income from Marine Petroleum Trust. The income from oil and gas royalties has been reported to the Internal Revenue Service as royalties on Form 1099-MISC and the dividends received from Marine Petroleum Corporation have been reported on Form 1099-DIV. Copies of these forms have been mailed to the unitholder.

If units were not owned during the 2009 calendar year, Form 1099-MISC and Form 1099-DIV will not be sent to the Internal Revenue Service or the unitholder and this material can be disregarded.

If more information is required, please contact the Trustee at (800) 985-0794.

### GENERAL

Because Marine Petroleum Trust is a grantor trust, unitholders are taxed on the Trust's income. Each unitholder reports items of income, deduction, and credit based on a unitholder's tax status and applicable facts (including the adjusted cost basis in units of beneficial interest); therefore, it is advisable to discuss the tax consequences of owning units with a tax advisor. A unitholder should also consult a tax advisor regarding any state or local tax consequences of owning units.

### DIVIDEND INCOME

Using the figures in Table A, an individual unitholder will enter dividends received from Marine Petroleum Corporation on Schedule B of Form 1040. They are Qualified Dividends as defined in the Internal Revenue Code.

### ROYALTY INCOME AND DEDUCTION

Using the figures in Table A, an individual unitholder will enter income and administrative expenses on Schedule E (Form 1040). The figures given in Table A are on a per unit basis; therefore, to determine royalty income and deductions, multiply these per unit amounts by the number of units owned. Use the figures in the "Total" column for units owned during the entire year; otherwise, use the sum of the figures that correspond to each record date of distribution on which units were owned. Instructions for Form 1040 Schedule E, on pages E-1 through E-7, should be followed.

## **PORTFOLIO INCOME**

The Internal Revenue Code imposes limitations on losses and credits derived from passive activities that can be claimed by individuals, estates, trusts, and certain corporations. Passive activity losses and credits that can be claimed are generally limited to the amount of income derived from all passive activities. Royalty income is considered to be portfolio income and not income derived from a passive entity. Therefore, a unitholder may not offset royalty income derived from the Trust with losses and credits derived from passive activities.

## **DEPLETION DEDUCTION**

A unitholder's deduction for depletion will be the larger of the amount determined under (1) the cost method or (2) the percentage method. The deduction is entered on line 20, Part I of Schedule E (Form 1040). Attach a schedule to the return explaining the computation of the deduction.

### **1. Cost Method**

To calculate the 2009 deduction under the cost method, multiply the remaining basis in units owned (cost of units less all depletion deductions under either the cost or percentage method for prior years) on January 1, 2009 by 19.05%. Do not use 19.05% if units were owned for only a portion of 2009; instead, use the total of the percentages in Table B corresponding to each record date of distribution on which units were owned.

The 19.05% factor has been provided by Netherland Sewell and Associates Inc., consulting petroleum engineers and geologists, based upon their study of the most accurate and reliable information available to the Trust. The factor is arrived at by dividing the Trust's share of oil and gas sold in 2009 by the Trust's share of the total estimated quantity of oil and gas expected to be sold from those properties after January 1, 2009.

The volumes of oil and gas sold (per unit of beneficial interest) in 2009 are presented in Table C and were used to calculate the cost depletion factors in Table B.

### **2. Percentage Method**

The percentage depletion deduction for 2009 is equal to 15% of gross income, limited to a maximum depletable quantity of 1,000 barrels of oil or 6 million cubic feet of gas per day, or a statutory equivalent combination of both. Table C reflects the quantity of oil and gas sold per unit of beneficial interest in 2009. Percentage depletion is not allowable on any "proven property" acquired after December 31, 1974 and on or before October 11, 1990. Therefore, percentage depletion will be available for units purchased before December 31, 1974 and after October 11, 1990, assuming the unitholder meets the other requirements for percentage depletion. Unitholders should consult their tax advisors regarding their eligibility for, and the computation of, the percentage depletion.

## Marine Petroleum Trust 2009 Tax Information Tables

**TABLE A - INCOME & DEDUCTIONS - 2009**

(In Dollars per Unit)

EIN# 75-6008017; CUSIP # 56842310

### Distribution Record Dates

	2/27/09	5/29/09	8/31/09	11/30/09	Total	ENTER ON IRS FORM 1040
Royalty Income from:						
Oil Royalties	0.074779	0.073916	0.116675	0.184837	0.450207	
Gas Royalties	0.266943	0.231436	0.177111	0.152895	0.828385	
Total Oil & Gas Royalties	<u>0.341722</u>	<u>0.305352</u>	<u>0.293786</u>	<u>0.337732</u>	<u>1.278592</u>	Schedule E, Part 1, Line 4
Qualified Dividends	0.011609	0.011342	0.009433	0.009549	0.041933	Schedule B, Part II, Line 5
Deductions Entered on Schedule E: Administrative Expense	0.051768	0.055289	0.057215	0.024458	0.188730	Schedule E, Part 1, Line 18
Cash Distributed	<u>0.301563</u>	<u>0.261405</u>	<u>0.246004</u>	<u>0.322823</u>	<u>1.131795</u>	

**TABLE B - COST DEPLETION PERCENTAGES**

Record Date of Distribution	Depletion Percentage
2/27/09	2.92%
5/29/09	4.42%
8/31/09	5.68%
11/30/09	6.03%
Total	<u>19.05%</u>

**TABLE C - PRODUCTION QUANTITIES**

Record Date of Distribution	Oil (bbls) per unit	Gas (mcf) per unit
2/27/09	0.000656	0.021301
5/29/09	0.001415	0.029710
8/31/09	0.002465	0.034214
11/30/09	0.002932	0.034432
Total	<u>0.007468</u>	<u>0.119657</u>