

TYSON FOODS INC  
Form 3  
October 19, 2007

**FORM 3 UNITED STATES SECURITIES AND EXCHANGE COMMISSION**  
**Washington, D.C. 20549**

OMB APPROVAL

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**INITIAL STATEMENT OF BENEFICIAL OWNERSHIP OF SECURITIES**

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934,  
Section 17(a) of the Public Utility Holding Company Act of 1935 or Section  
30(h) of the Investment Company Act of 1940

(Print or Type Responses)

|   |         |                                      |  |  |
|---|---------|--------------------------------------|--|--|
| 1. Name and Address of Reporting Person * |         | 2. Date of Event Requiring Statement | 3. Issuer Name <b>and</b> Ticker or Trading Symbol |  |
| Â McNair Scott                            |         | (Month/Day/Year)                     | TYSON FOODS INC [TSN]                              |  |
| (Last)                                    | (First) | (Middle)                             | 4. Relationship of Reporting Person(s) to Issuer   | 5. If Amendment, Date Original Filed(Month/Day/Year)                   |
| 2210 WEST OAKLAWN DRIVE                   |         |                                      | (Check all applicable)                             |  |
| (Street)                                  |         |                                      | <input type="checkbox"/> Director                  | <input type="checkbox"/> 10% Owner                                     |
| SPRINGDALE, Â AR Â 72762                  |         |                                      | <input checked="" type="checkbox"/> Officer        | <input type="checkbox"/> Other   |
| (City)                                    | (State) | (Zip)                                | (give title below)                                 | (specify below)  |
|   |         |                                      | Group VP of Consumer Products                      | 6. Individual or Joint/Group Filing(Check Applicable Line)             |
|   |         |                                      |  | <input checked="" type="checkbox"/> Form filed by One Reporting Person |
|   |         |                                      |  | <input type="checkbox"/> Form filed by More than One Reporting Person  |

**Table I - Non-Derivative Securities Beneficially Owned**

| 1. Title of Security<br>(Instr. 4) | 2. Amount of Securities Beneficially Owned<br>(Instr. 4) | 3. Ownership Form:<br>Direct (D)<br>or Indirect (I)<br>(Instr. 5) | 4. Nature of Indirect Beneficial Ownership<br>(Instr. 5) |
|------------------------------------|--|---|--|
| Class A Common Stock               | 63,935   | D   | Â  |
| Class A Common Stock               | 156  | I   | By ESPP  |

Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly.

SEC 1473 (7-02)

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**Table II - Derivative Securities Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)**

| 1. Title of Derivative Security<br>(Instr. 4) | 2. Date Exercisable and Expiration Date<br>(Month/Day/Year) | 3. Title and Amount of Securities Underlying Derivative Security<br>(Instr. 4) | 4. Conversion or Exercise Price of | 5. Ownership Form of Derivative | 6. Nature of Indirect Beneficial Ownership |
|---|---|--|------------------------------------|---------------------------------|--|
|---|---|--|------------------------------------|---------------------------------|--|

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|   | Date Exercisable          | Expiration Date  | Title                | Amount or Number of Shares | Derivative Security | Security: Direct (D) or Indirect (I) (Instr. 5) | (Instr. 5) |
|---|---------------------------|------------------|----------------------|----------------------------|---------------------|---|------------|
| Non Qualified Stock Option (right to buy) | 10/10/2004 <sup>(1)</sup> | 10/10/2012       | Class A Common Stock | 816                        | \$ 9.64             | D   | Â          |
| Non Qualified Stock Option (right to buy) | 09/19/2005 <sup>(1)</sup> | 09/18/2013       | Class A Common Stock | 2,400                      | \$ 13.33            | D   | Â          |
| Non Qualified Stock Option (right to buy) | Â <sup>(1)</sup>          | 09/29/2014       | Class A Common Stock | 4,800                      | \$ 15.96            | D   | Â          |
| Non Qualified Stock Option (right to buy) | 11/16/2007 <sup>(1)</sup> | 11/16/2015       | Class A Common Stock | 8,000                      | \$ 16.35            | D   | Â          |
| Non Qualified Stock Option (right to buy) | 11/17/2008 <sup>(1)</sup> | 11/17/2016       | Class A Common Stock | 8,000                      | \$ 15.37            | D   | Â          |
| Performance Shares                        | Â <sup>(2)</sup>          | Â <sup>(2)</sup> | Class A Common Stock | 21,008.4034                | \$ <sup>(2)</sup>   | D   | Â          |

## Reporting Owners

| Reporting Owner Name / Address                                  | Relationships |           |         |                               |
|---|---------------|-----------|---------|-------------------------------|
|   | Director      | 10% Owner | Officer | Other                         |
| McNair Scott<br>2210 WEST OAKLAWN DRIVE<br>SPRINGDALE, AR 72762 | Â             | Â         | Â       | Group VP of Consumer Products |

## Signatures

Nathan Hodne as attorney-in-fact for Scott McNair

10/19/2007

\_\_Signature of Reporting Person

Date

## Explanation of Responses:

- \* If the form is filed by more than one reporting person, *see* Instruction 5(b)(v).
  - \*\* Intentional misstatements or omissions of facts constitute Federal Criminal Violations. *See* 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).
- (1) The stock options vest at 40% on the second anniversary of the grant date, the date indicated herein is the first vesting date, and 20% each year thereafter for 3 years.
- (2) The award will vest or expire two business days following the Issuer's 2010 fiscal year based upon a comparison of the market price of Issuer's Class A Common Stock to a peer group of publicly traded companies. The number of performance shares that can vest under the awards range from 50% to 150% of the target level, and the number of derivative securities reported herein is at the maximum vesting level of 150%.

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, *See* Instruction 6 for procedure.

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