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Box 14

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LAST WILL AND TESTAMENT

OF

06P04619

EMILY A. HINKEBEIN

FILED IN CLERKS OFFICE
MICHAEL [illegible]
NOV 21 2006
By DEPUTY CLERK

I, EMILY A. HINKEBEIN, domiciled in Jefferson County, Kentucky, do make, publish and declare this to be my Last Will and Testament, hereby revoking all Wills and Codicils heretofore made by me.

ARTICLE I

PAYMENT OF DEBTS AND DEATH RELATED EXPENSES

I direct that all of my legally enforceable debts, the expenses related to my death, unpaid charitable pledges (whether or not the same are enforceable obligations of my estate), and the costs of administration of my estate be paid as soon as practicable after my death. In the sole discretion of the Personal Representative of my estate, all or any portion of the costs of ancillary administration and similar proceedings in other jurisdictions may be paid from my domiciliary estate.

In the event that any property or interest in property passing under this Will or by operation of law or otherwise by reason of my death (other than as a part of my residuary estate) shall be encumbered by a mortgage or lien or shall be pledged to secure any obligation (whether the property or interest in property so encumbered or pledged shall be owned by

Karen Johnson
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Davidson County
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me jointly or individually), it is my intention that such indebtedness shall not be charged to or paid from my estate, but that the devisee, legatee, joint owner taking by survivorship or beneficiary receiving such property shall take it subject to all encumbrances existing at the time of my death.

ARTICLE II

PAYMENT OF TAXES

Except as provided in the second sentence of this Article, I direct that there shall be paid out of that portion of my residuary estate which is not included in the share qualifying for the marital deduction, without apportionment, all estate, inheritance, succession and other taxes (together with any interest and penalty thereon) assessed by reason of my death, imposed by the government of the United States, or any state or territory thereof, or by any foreign government or political subdivision thereof, in respect of all property required to be included in my gross estate for estate or like tax purposes by any such government, whether the property passes under this Will or otherwise, without contribution by any recipient of such property. My residuary estate shall not be responsible for the payment of any taxes which are directed by the provisions of any instrument created by my spouse to be paid out of any trust created by my spouse or taxes for which my Personal Representative has a right of recovery under Sections 2207 or 2207A of the Internal Revenue Code.

E.A.H.

ARTICLE III

DISPOSITION OF RESIDUE

I direct that, after satisfying all the bequests hereinabove made and after the payment of all administration expenses and death taxes as hereinabove provided, my Personal Representative shall deliver and convey all the remainder of my residuary estate wheresoever situated, including all property which I may acquire or become entitled to after the execution of this Will, including all lapsed legacies and devises (and expressly including any property over or concerning which I may have any power of appointment) to the acting Trustee (or Co-Trustees as the case may be), under a certain Trust Agreement heretofore entered into between myself, as Grantor, and myself and my husband, ROBERT B. HINKEBEIN, SR., and my husband's son-in-law, JAY D. HARRIS, as Co-Trustees on the 23rd day of August, 1983, as amended this 15th day of June, 1992 and as may be subsequently amended by me. Said property shall be added to the corpus of the trust fund therein established as an integral part thereof, to be held, administered and distributed by the Trustee(s) in accordance with all the terms and provisions of the said Trust Agreement. The receipt of said Trustee(s) under said Trust Agreement shall be a full acquittance and discharge to my Personal Representative for the property so distributed to it. Upon distribution to the Trustee, the administration of my estate shall cease with respect to the assets passing to the Trustee, and the Trustee shall not be required to account to

E.A.H

nor be subject to the control of the Court in which my will is probated.

If the bequest and devise pursuant to the preceding paragraph of this Article to the Trustee is ineffective for any reason, I devise and bequeath my residuary estate to my said husband and son-in-law, or their successors (pursuant to the terms of said Trust Agreement), as Trustee, to be held, administered and distributed in accordance with the provisions of that aforesaid Trust Agreement between myself, as Settlor, and myself and my husband, ROBERT B. HINKEBEIN, SR., and my husband's son-in-law, JAY D. HARRIS, as Co-Trustees, executed on the 23rd day of August, 1983, and as amended this 15th day of June, 1992, prior to the execution of this Will, which Trust Agreement is hereby incorporated by reference and made a part hereof the same as if the entire Trust Agreement were set forth herein.

ARTICLE IV

APPOINTMENT OF PERSONAL REPRESENTATIVE

I hereby appoint my husband, ROBERT B. HINKEBEIN, SR., to be Executor of this my Last Will and Testament. If my said husband shall fail to survive me or for any reason shall fail to qualify as Executor (or having qualified shall die, resign or be removed) my husband's son-in-law, JAY D. HARRIS, shall serve as Executor. For purposes of this will, the term "Personal Representative" means any Executor, Executrix,

E.D.H

Administrator, or Administratrix of my estate whether serving alone or jointly. I request that no surety be required on the bond of my said husband or my said son-in-law, as Personal Representative.

I vest my Personal Representative with full power and authority to sell, transfer and convey any property, real or personal, which I may own at the time of my death at such time and price and upon such terms and conditions (including credit) as my Personal Representative may determine and to do every act and thing necessary or appropriate to complete the administration of my estate. I also authorize my Personal Representative to settle any claims for or against my estate. Any such power or authority may be exercised independently and without the prior or subsequent approval of any court or judicial authority, and no person dealing with my Personal Representative shall be required to inquire into the propriety of any of the actions of my said Personal Representative.

ARTICLE V

APPOINTMENT OF TRUSTEE

I appoint my husband, ROBERT B. HINKEBEIN, SR., to be Trustee of any Trust created hereunder. If my husband, ROBERT B. HINKEBEIN, SR., for any reason fails to qualify as Trustee of said Trust (or having qualified, shall die, resign or be removed) then in such event I appoint my husband's son-in-law, JAY D. HARRIS, to serve as the Trustee of any Trust created

E.A.H

hereunder. I direct that no surety be required on the bond of my Trustee(s).

ARTICLE VI

RULES OF INTERPRETATION

The use of the masculine, feminine or neuter gender herein shall each be deemed to include any other gender where the context would so require. The use of the plural shall include the singular where the context would so require.

I, EMILY A. HINKEBEIN, the Testatrix, sign my name to this instrument this 15 day of June, 1992, and being first duly sworn, do hereby declare to the undersigned authority that I sign and execute this instrument as my last will and testament (having five typewritten pages preceding the page of my signature and for the purposes of identification I have initialed each such preceding page) and that I sign it willingly, that I execute it as my free and voluntary act for the purposes therein expressed, and that I am eighteen (18) years of age or older, of sound mind, and under no constraint or undue influence.

Emily A. Hinkebein
EMILY A. HINKEBEIN, Testatrix

We, Jeannie L. Bryant, Dawn C. Wilkerson, and Donna Lampe, the witnesses, sign our names to

this instrument, being first duly sworn, and do hereby declare to the undersigned authority that the Testatrix signs and executes this instrument as her last will and that she signs it willingly, and that each of us, in the presence and hearing of the Testatrix and in the presence of the other subscribing witnesses, hereby sign this will as witness to the Testatrix's signing, and that to the best of our knowledge the Testatrix is eighteen (18) years of age or older, of sound mind, and under no constraint or undue influence.

Jeannie L. Bryant residing at Louisville, Ky.

Dawn L. Wilkerson residing at Lyndon, Ky.

Donna Lampe residing at Jeffersonville, Ky.

COMMONWEALTH OF KENTUCKY)
) SS
COUNTY OF JEFFERSON)

Subscribed, sworn to and acknowledged before me by EMILY A. HINKEBEIN, the Testatrix, and subscribed and sworn to before me by Jeannie L. Bryant, Dawn L. Wilkerson, and Donna Lampe, witnesses, this 15th day of June, 1992.

My Commission expires: November 21, 1995

Brooks Alexander
Notary Public, State-at-Large, Kentucky

THIS INSTRUMENT WAS PREPARED BY:

Brooks Alexander
BROOKS ALEXANDER
MIDDLETON & REUTLINGER
2500 Brown & Williamson Tower
Louisville, Kentucky 40202
(502) 584-1135

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Rev. 3-04 DEL for PWF
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Commonwealth of Kentucky
Court of Justice www.kycourts.net
KRS 394 145, KRS 395 015

JN 2 1 20.. CLERK
BY DEPUTY

PETITION

Case No. 06P04619
Court District/Probate
County Jefferson

IN RE: Estate of EMILY A. HINKEBEIN

Decendent's Information: SSN: [redacted] Birthdate: [redacted] Date of Death: 11/19/2006

Last Address: 2059 Alta Avenue
Louisville, KY 40205

Decedent died: [ ] Intestate (without a Will) [X] Testate (with a Will)

PETITION FOR
[X] PROBATE OF WILL ONLY
[ ] APPOINTMENT OF ADMINISTRATOR/ADMINISTRATRIX
[ ] APPOINTMENT OF EXECUTOR/EXECUTRIX

Petitioner states there has been no previous administration in the Decedent's estate in Kentucky or elsewhere. Further, Petitioner states that the statements in the caption are true, and that the names of the surviving spouse, heirs at law and next of kin known to Petitioner are as follows (use additional paper if necessary):

Name: Omitted per KRS 395 015 Relation: Age:
Address:

Name: Relation: Age:
Address:

Name: Relation: Age:
Address:

Decedent owned/had interest in the following **real estate** with estimated market values as noted:
All real estate owned by Trust

Estimated Total: $

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Decedent owned/had interest in the following **personal property** with estimated market values as noted
None

Estimated Total: $

Petitioner is indebted to or owes Decedent $

[X] Petitioner applies for probate of Decedent's Will, filed herewith, which is his/her Last Will and Testament.
[ ] Petitioner prays PROBATE WILL ONLY, whose address is

be appointed [ ] Executor/Executrix [ ] Administrator/Administratrix of said estate and who offers as surety on the bond the following: PROBATE WILL ONLY. **All the foregoing statements are true.**

Petitioner's Signature: Jay D. Harris Phone No · (502) 451-2407
Petitioner's Name (Printed): Jay D. Harris
Petitioner's Address: 2052 Sherwood Avenue
Louisville, KY 40205

Subscribed and sworn before me by petitioner on November 20, 2006. My commission will expire. May 18, 2010.
NOTARY PUBLIC Name/Title STATE-AT-LARGE, KY

This certifies this Petition was prepared or subscribed by the undersigned in accordance with the meaning and tenor of Kentucky Civil Rule No 11. **(Attorney must prepare and present separate Order of Probate or complete Order on Page 3 of this Petition). (To be filed in duplicate).**

Attorney's Signature: Brooks Alexander Phone No.: (502) 584-1135
Attorney's Name (Printed): Brooks Alexander
Address: MIDDLETON REUTLINGER
2500 Brown & Williamson Tower
Louisville, KY 40202

WAIVER

We, the undersigned, surviving spouse and next of kin of the above-named Decedent, resident of _____ County, Kentucky, hereby waive notice of the hearing of the Petition and if applicable, the presentation of said Decedent's Will for probate and/or appointment of fiduciary, and request the Court to appoint _____ as [ ] Executor/Executrix [ ] Administrator/Administratrix

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Case No. 06-PO-_____

PROBATE WILL ONLY

IN RE: Estate of EMILY A HINKEBEIN

ORDER

[x] Petition filed this _____ day of November, 2006.

[x] Will tendered this _____ day of November, 2006.

Upon hearing, the Will offered was proven by Self-proven

and **ORDERED PROBATED** as the Last Will and Testament of Decedent this 30 day of November, 2006.

The Court appoints: PROBATE WILL ONLY as

[ ] Executor/Executrix OR [ ] Administrator/Administratrix of said estate and fixes bond in the sum of

$_____ [ ] with surety OR [ ] without surety.

Date: _____, 2____

William Ryan
Judge's Signature

Distribution:
Case File
Revenue Cabinet

ENTERED IN RECORD BK
MI
NOV 30 2006
BY DEPUTY CLERK

CERTIFIED COPY OF RECORD
OF JEFFERSON DISTRICT COURT
MICHAEL M. LOSAVIO, CLERK
BY _____ D.C.

Document No.: DN2006192543
Lodged By: PROBATE
Recorded On: 12/01/2006 12:58:02
Total Fees: 8.00
Transfer Tax: .00
County Clerk: BOBBIE HOLSCLAW-JEFF CO KY
Deputy Clerk: AHASHO

END OF DOCUMENT

STATE OF KENTUCKY } SCT
COUNTY OF JEFFERSON }

I, Bobbie Holsclaw, Clerk of the Jefferson County Court, do hereby certify that the foregoing contains a full, true and correct copy as taken from and compared with the original records in my office, of which I am Legal Custodian and that said Will is recorded in Will Book 468 Page 516

Witness my hands this 27th day of January of, 20 25

BOBBIE HOLSCLAW, Clerk

By _____ D.C.

JEFFERSON CO. CLERK SEAL KENTUCKY