NEIL F. HARTIGAN ATTORNEY GENERAL STATE OF ILLINOIS

(318) 793-3912

160 N. LA SALLE STREET **ROOM 900** CHICAGO, ILLINOIS 50601

February 18, 1983

To Whom It May Concern:

THE ESTATE OF

JOHN T. HEINZ, DECEASED

Gentlemen:

There are sufficient other assets in the above estate to secure the payment of inheritance tax due the State of Illinois, excluding the property described on the attached rider. Said property, therefore, is released from the lien for inheritance tax.

Inheritance Tax Division Form 306

NPH:NLR:RB

Property of Coot County Clert's Office

ESTATE OF JOHN T. HEINZ, DECEASED

LEGAL DESCRIPTION

Lot Ewenty Nine (29) and Lot Thirty (30) in Robert Bartletts Woodland Park, being a Subdivision of the East Half (1/2) of the South West Quarter (1/4 of Section 35, Township 38 North, Range 12, East of the Third Principal Meridian, in Cook County, Illinois.

ADDRESS

Countryside, Illinois

IMPROVED

Vacant Property (2 1

HELD

Jointly by decedent and MARY HEINZ, apouse

Property of Cook County Clerk's Office

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VIGE-SHA SEPARTMENT OF PUBLIC HEALTH-Burson of Habilita

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THE THE PARTY OF T

Tast Will and Testament

OF

JOHN HEINZ

I, JOHN HEINZ, a resident of County of Cook, State of Illi declare this to be my will and revoke all wills and codicils previously executed by me.

ARTICLE I

My executor shall pay from the residue of my estate the expenses of my last illness and funeral, claims allowable against my estate, expenses of administration and estate and inheritance taxes, insluding interest and panalties. My executor shall not be entitled to recover any such payment from any beneficiary or person, except payments. of estate taxes estributable to property over this a power of appointment. No componsating adjustment shall be made. by reason of any election to take administration expenses as deductions for federal income tax purposes.

ARTICLE II

I give all my personal and household affects, such as jewelry, silverware, books, pictures, furniture and furnishings, clothing, and automobiles, to my wife, MARY HEINZ, if she is living on the thirtleth day following the day of my death, or if not, then to my sisters, NINA HORAK and ROSE EBERT, perstirpes to be divided among them into substantially equal shares as they agree, or if there is no agreement within six months after my death, as my executor determines.

ARTICLE III

I give the residue of my estate, excluding any property over which I have a power of appointment, to my wife if she is living on the thirtioth day following the day of my death, or if not to the

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WESTERN NATIONAL BANK OF CICERO as trustee. The trustee shall administer the trust as follows:

- I. The trustee may distribute equally to my sisters, ROSE EMBAT and NINA HORAK, as much net income and principal as the trustee from time to time considers desirable for the comfortable support, and ical care, welfare and living expenses of each of them, considering the income of each of them from all sources known to the trustee, adding any undistributed net income to the principal from time to time.
- Upon the death of each of my sisters, or if the respective sister does not survive me, then her equal one-half share of the corpus and actrued interest and income, if any, shall be distributed to the child, or shildren and spouse, as the case may be, of such sister who deceases or is deceased. The child of NINA HORAK and spouse is JOHN HORAK and DENISE HORAK of Broadview, Illinois. The children and spouses of ROSE EBERT are JOHN and NARY EBERT of Denver, Colorado, EMIL and KATHY FARRT of Broadview, Illinois, and GEORGE perstirpes. If any beneficiary of a share of distribution is a minor at the time of such distribution, the trustee may distribute such share to a custodian for that beneficiary under a Uniform Gifts to Minor's Act.

ARTICLE IV

- 1. The trustee shall make distributions of net income at least annually.
- 2. The interests of any beneficiary in net income or principal shall not be subject to any claims of any creditor or any claims for alimony or separate maintenance and may not be transferred or encumbered, except that this shall not restrict the exercise of any power of appointment.
- 3. The trustee may make distributions of income or discretionary distributions of principal to a beneficiary under legal disability or to any other beneficiary who in the trustee's opinion

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- (a) To retain any property or interests in property received by the trustee, including closely held corporate stock and interests in business ventures, regardless of any lack of diversification, risk, or nonproductivity;
- (b) To invest and reinvest the trust property in stocks. A bonds, notes, mortgages or other property, real or personally without being limited by any statute or rule of law regulating investment by trustees, to exercise stock options, and to lend money under such terms and conditions as the trustee deems best;
 - (c) To sell at public or private sale, lease for any term even though such term will extend beyond the termination of the trust, contract to sell, grant options to purchase, exchange, abandon or otherwise deal with the trust property on any terms it deems best;
 - (d) To operate, maintain, improve, subdivide, grant easements, give consents and enter into contracts relating to real estate or its use and dedicate any interest in real estate;
 - (e) To borrow money from any source, including the trustee individually, and to pledge, mortgage, or otherwise encumber trust property for such purpose;
 - (f) To purchase property from, sell property to, or otherwise deal with the fiduciary of any estate or trust in which I or any beneficiary may have an interest, even though the trustee is such fiduciary;
 - (g) To purchase and keep in force insurance of an appropriate nature and form and in a reasonable amount for the protection of the trust property and the ownership thereof;
 - (h) To pay taxes and reasonable expenses incurred in administering the trust property and to reimburse the trustee for such taxes or expenses so paid;

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in such that is equal to be in the following the following

- (i) To employ attorneys and other agents and delegate powers to them:
- (j) To exercise all the rights and powers of an individual owner with respect to securities included in the trust property, including voting of securities in person or by proxy, participating in voting trusts, mergers, consolidations, foreclosures, reorganizations or liquidations, and the exercising or selling of subscription or conversion rights;
- (k) To hold property in the name of a nominee or in bearer ...
 - (1) To compromise, contest, prosecute, settle or abandon any claims or other charges in favor of or against any trust or the trust property:
- (n) To divide, allocate or distribute any trust property wholly or partly in kind or in undivided interests among trusts and beneficiaries, and determine the value of trust property for such purposes;
- (n) To consolidate for convenience of administration or investment any separate trust with any other trust of which any beneficiary has any interest;
- (o) To have all of the rights, powers and duting given to or imposed upon the trustee by the provisions of the trust agreement during the period between the termination of the trust and the distribution thereof and during any period in which any litigation is anding which may void or invalidate the trust in whole or the part or in any other way affect the rights, powers, duties or discretions of the trustee;
- (p) To appoint a truster to act in any jurisdiction as sole trustee or co-trustee of any part or all of the trust property located in such jurisdiction, to confer upon the appointed trustee any or all of the rights, powers and duties of the appointing trustee, and to remove the appointed trustee by instrument in writing and to appoint another trustee;
 - (q) To establish out of income and credit to principal reasonable reserves for depreciation, objoins and depletion; and
 - (r) To rely on any evidence the trus so considers sufficient in making a distribution to any beneficiery, and to have all other rights and powers and perform all other acts which the trustee considers desirable for the proper administration of any trust.
- 2. The trustee may transfer the situs of the trust property to any other jurisdiction as often as the trustee considers desirable. In so doing the trustee may appoint as substitute trustee may person or qualified corporation by a signed instrument delivered to the substitute trustee and may confer upon the substitute trustee any or all of its rights, powers and duties. The trustee may remove the substitute trustee by a signed instrument delivered to the substitute trustee and shall thereupon again become trustee or may appoint another substitute trustee.

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- 3. Anyone dealing with the trustee need onot take instrument or see to the application of any payment or property delivered to the trustee.
- 4. The corporate trustee shall be entitled to reasonable compensation for its services. One-half of its regular compensation shall be paid out of income and one-half out of principal, except that the trustee shall have full discretion to pay a larger portion or all of its regular compensation out of income.
- 5. The trustee at least annually shall furnish to the adult beneficiaries entitled to receive the income from the trust property an account of its receipts and disbursements.

ARTICLE VI

- 1. Any trustee may resign at any time by a signed instrument delivered to the beneficiaries to whom the net income then is or may be distributed.
- 2. If the corporate trustee resigns or otherwise fails or the part, the majority in interest of the beneficiaries to whom the net income then is or may be distributed shall appoint a successor trustee by a signed instrument delivered to the successor trustee. Any successor trustee shall socapt without examination the accounts rendered and property delivered by or for a predecessor trustee without liability if the person or the majority in interest of persons appointing the successor trustee so directs by a signed instrument delivered to the successor trustee, which acceptance shall bind any beneficiary, and any successor trustee shall have all the powers and discretions of an original trustee.
- 3. The guardian or conservator of the estate of a person under legal disability or the guardian or conservator of the person, parents or surviving parent of a person for whose estate no guardian or conservator has been appointed shall not under this section for that person.

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ARTICLE VII

I name as executor of this will my wife, MARY HEINZ, and if she is unwilling or unable to act as such, then I appoint JOHN HORAK, son of NINA HORAK, to be executor of this will.

I have signed this will on July 29,1980 John ?

On the date last set forth above, JOHN HEINZ signed this will in our presence, declaring it to be his last will and at his request we attested in In him presence and in the presence of each other, believing him to be of sound mind and memory.

residing at 14000 Caste 130 residing at 30.3

residing /

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James M. Tourek Attorney at Law 127 North Dearborn Chicago, Illinois 60602 Telephone: 332-3296 JNOFFICIAL CO

Office 1

UNOFFICIAL COLY AFFIDAVIT STATE OF ILLINOIS COUNTY OF COOK We on oath state that on July 29 JOHN HEINZ signed in our presence the will to which is attached, and we attested it in the presence of the believing the testator to be of sound mind and memory of signing the will. Serin Ox Cook Johns Clerks and sworn to before me date last set forth above

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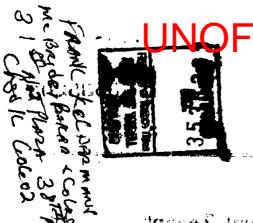
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DCS 184 SM 5.47 [FORM 302]

Affidavit by Surviving Joint Tenant

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State of	1.			
County of SER	5 31.			
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duly sworn, upon oath deposes	and says:	,	. 1	<i>a</i> .
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and thatshe is one of the p			•	
to real estate shown in Certifi				
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tenancy, died intestate, in the	city (Village) of	Maywoodli	Nie State of H.l.	inaia
as is confirmed by a Certificate	e of the health dep	artment of said s	munic pality hereto	attached.
Assant states that the res	naining joint tenan	t has not char	ngedlanknari	tal status since
the issuance of Certificate of I	litte Number	45 7 ex	cept	who
has been married but once sind	et biae gniriupon e:	al estate and the	n to	, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
Farther, that the affiant n	ukes this affidavit	for the purpose of	of inducing the Reg	dates of Titles
of Cook County, Illinois, to is	sue a certificate of	title to the surv	iving Joint Tenant.	to said above
described premises, relying on	this statement as t	rue, and in consi	deration thereof aff	lant guarantees
the truth of the statements he	rein contained.	x Mara	a deins	,,
Subscribed and sworn to bei	ore me	Mary Heinz	, widowed not re	smarried .
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