

JOHN SIMPSON MEMORIAL COLT & FILLY STAKE NO. 45

EIGHT SEPARATE COLT & FILLY RACES

FOR 2-YEAR-OLD TROTTERS & PACERS IN 2004; 3-YEAR-OLDS IN 2005

OWNED BY: Hanover Shoe Farms, Inc.
 SERVICED BY: The Hambletonian Society, Inc.
 FOR: Foals of 2002 (Subject to U.S.T.A. Foaling Date Rules).
 TO BE RACED AS: Eight races as follows:

- 2-Year-Olds:
- The Super Bowl Trotting Colts (& Geldings)
 - The Davidia Hanover Trotting Fillies
 - The Bret Hanover..... Pacing Colts (& Geldings)
 - The Razzle Hanover Pacing Fillies
- 3-Year-Olds:
- The Ayres..... Trotting Colts (& Geldings)
 - The Elma..... Trotting Fillies
 - The Albatross..... Pacing Colts (& Geldings)
 - The Hardie Hanover..... Pacing Fillies

TO BE RACED AT: The Red Mile, Lexington, Ky. Definite dates will be published in the U.S.T.A. *Stakes Guide* in the year of the races. If for any reason it becomes impractical or undesirable, in the opinion of the Stake Owner, to hold either one or more of these races at the track designated, the Stake Owner reserves the right to change the date and the location of either any or all races.

CANCELLATION: The Stake Owner further reserves the right to cancel one or more of the races if for reasons beyond their control it becomes impractical or undesirable in the opinion of the Stake Owner to conduct said race or races. If an event is not raced due to circumstances beyond its control, the Stake Owner's responsibility and liability will be limited to refunding without interest such nomination, sustaining and starting fees as it has collected toward canceled events and have not been disbursed at the time of cancellation. These monies will be prorated among the owners of the horses still eligible as of the time of cancellation.

PURSE: Actual 2003 total purses were:

- 2-Year-Old Colt Trot\$30,000 (2 divisions)
- 2-Year-Old Filly Trot.....\$34,000 (3 divisions)
- 2-Year-Old Colt Pace\$33,000 (3 divisions)
- 2-Year-Old Filly Pace\$33,000 (3 division)
- 3-Year-Old Colt Trot.....\$40,000 (1 division)
- 3-Year-Old Filly Trot.....\$44,000 (2 divisions)
- 3-Year-Old Colt Pace\$35,000 (1 division)
- 3-Year-Old Filly Pace\$36,000 (1 division)

ADDED MONEY: Minimum of \$70,000 divided as follows, or 30% of the total amount paid in by horsemen in each event, whichever is greater: \$7,500 to each of the four 2-year-old events and \$10,000 to each of the four 3-year-old events.

NOMINATION FEE: May 15, 2003.....\$10 (U.S. Funds only)

Nominated horses (including those that have otherwise entered by supplemental nomination as provided below) must be properly identified to the satisfaction of the Society at the time of nomination, including but not limited to certifying that the nominated horse is registered as a twin or is the only foal of the mare in 2002. The Society will not recognize foals as twins if produced through embryo/ovum transfer. If produced through embryo/ovum transfer, only the donor mare's first born foal in 2002 will be eligible for nomination. The Owner(s) of the nominated horse agree to indemnify and hold the Society, the Stake Owner and the Host Track harmless from any and all claims, suits or damages, including attorney's fees, arising out of or related in any way to such certification.

SUPPLEMENTAL NOMINATIONS: Two-year-olds not nominated in the May 15, 2003 yearling payment, may be made eligible by a supplemental nomination fee of \$400, due on or before March 15, 2004. Such supplemented horses may declare as a 2-year-old, subject to the designated starting fee and will be eligible to the 3-year-old event if they make the February 3-year-old sustaining payment. Two-year-old supplemental nominees do not have to pay the normal March 15 sustaining fee.

March 15, 2004 2YO Supplemental Nomination Fee.....\$400

Otherwise not eligible 3-year-olds may be made eligible by a supplemental nomination fee of \$900, due on or before February 15, 2005. Such supplemented horses may declare as a 3-year-old, subject to the designated starting fee. Three-year-old supplemental nominees do not have to pay the normal February 15 sustaining fee.

February 15, 2005 3YO Supplemental Nomination Fee\$900

FUTURE PAYMENTS: (U.S. Funds only)

On 2-Year-Olds:

- March 15, 2004 Sustaining Fee\$150
- Starting Fee.....\$300

On 3-Year-Olds:

- February 15, 2005 Sustaining Fee\$200
- Starting Fee.....\$500

FUTURE ELIGIBILITY: The March 2-year-old payment as well as the February 3-year-old payment, must be made to remain eligible for the 3-year-old events.

DECLARATION: Declarations will close at the time and date posted on The Red Mile condition sheet.

Starting fee shall be due at time of declaration and payable not later than one hour prior to post time of the race to be contested. There shall be no refunds for scratched horses. All starting fees shall be made payable to The Hambletonian Society, Inc.

At the time of declaration all horses must meet qualifying standards for added money races at The Red Mile in effect at the time of entry or entry will be refused with no refund of nomination and sustaining payments. The Red Mile reserves the right to reject an entry and return the entry fee with no refund of nomination and sustaining payments.

FILLY NOTICE: Fillies are not eligible to the colt races.

SUPPLEMENTAL DECLARATIONS: There are no supplemental declarations allowed for any of these races.

PAYMENT DISTRIBUTION: Nomination fees will be divided equally among the eight races. March 2-year-old payments will also be divided equally: on fillies, among the four filly races, and on colts, among the four colt races. Other payments will be credited to the specific race.

TRANSFER: Eligibles changing gait may be transferred at any time. Payments already made remain with the original gait.

NOTICE: U.S.T.A. Rule 11, Section 3 provides: "Failure to make any payment required by the conditions constitutes an automatic withdrawal from the event." The Hambletonian Society, Inc. will construe payment to require that cash or check duly honored upon presentation be received at the time specified in U.S.T.A. Rule 12, Section 4.

WAIVER: As a condition of participation in the John Simpson Stake No. 45 the Owner(s) of the nominated horse(s) hereby grants to the Stake Owner, its representatives, successors, and assigns the absolute right to copyright and publish, use or reuse still and motion photographic pictures of its horses, drivers, trainers, employees, officers and agents, in whole or in part, in composite or in distorted character, with or without use of names, in color or otherwise, for the purpose of promotion, advertising, trade or other lawful purpose in any and all media. Owner(s) waives any right to inspect and/or approve the finished product or the copy that may be used in connection therewith or the use to which it might be applied. Owner(s) further agrees to inform his drivers, trainers, employees, officers and agents of the authority granted to the Stake Owner herein, to hold Stake Owner harmless from any and all liability and damages, and to indemnify the Stake Owner from same should any such owner(s), driver(s), trainer(s), employee(s), officer(s) and agent(s) challenge Stake Owner's rights as set forth above.

RACING CONDITIONS: All events to be raced one dash at one mile. In the event it becomes necessary to split any event, that event may be held in either elimination heats or divisions. There will be no refunds for scratched horses.

All starters are subject to the detention policy of the race track.

MONEY DIVISION: Purses for all races will be divided 50-25-12-8-5%.

DRIVERS AND TRAINERS FEES: The drivers and trainers fees may be disbursed in accordance with the policy of the track at the time of the race.

DISPUTES: In the case of any dispute as to the interpretation of these conditions, the decision of the Stake Owner shall be final. All fees and payments in any race are accepted on the condition that all claims, objections and appeals arising out of these races or with respect to any interpretation of any rules or conditions of the races, or otherwise shall be decided by the Stake Owner.

RULES: Unless otherwise specified, all events to be raced under the rules of the U.S.T.A. and the Kentucky Racing Commission in effect at the time of the race, as well as the track rules & regulations of the track.

NOMINATION AND SUSTAINING CHECKS PAYABLE TO AND MAIL TO:

The Hambletonian Society, Inc.
 1200 Tices Lane, Suite 204
 East Brunswick, NJ 08816-1335

Approved _____

Approved with changes _____

DRAFT 12/19/03

