25P363

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Control# 47573
File Name: Garfield Lillard Jr
File# 2008-2797/A

**Certification of Copy of Document Filed with the Court**

**SURROGATE'S COURT OF THE STATE OF NEW YORK**
**KINGS COUNTY**

FILED
MAR - 4 2025
JOSEPH P. DAY, Clerk
By _____ Deputy

I, Lisa Mathis,Chief Clerk, of the Kings County Surrogate's Court, a Court of Record, in the Unified Court System of the State of New York, hereby certify that the copy of the following document.

**LAST WILL AND TESTAMENT OF GARFIELD LILLARD**

is a true copy of the original document filed with or recorded in this Court and is a part of the case record maintained by the Court, the same being either a:

(1) photographic reproduction of the original document reproduced on an office copier,
(2) printed copy of the electronically scanned document stored in the court's computer system, or
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In addition, I certify that the attached document is a correct transcript of the entire contents of the original document that was so filed or recorded.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the Kings Surrogate's Court on November 7, 2024.

Lisa Mathis

Lisa Mathis,Chief Clerk

(Facsimile signature may be used pursuant to Section 2609 of the Surrogate's Court Procedure Act)

Karen Johnson
Batch # 1247666
03/14/2025 04 09 03 PM
Fees $117 00 Taxes $0 00

Davidson County
WILL
23 pgs

20250314-0019238

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# LAST WILL AND TESTAMENT

# OF

# GARFIELD LILLARD

I, GARFIELD LILLARD, of 100 Nevins Street, Brooklyn, Kings County, New York, declare this to be my Last Will and Testament, hereby revoking all of my prior wills and codicils.

FIRST: Tangible Personal Property.

I bequeath all of my tangible personal property, together with all of my insurance relating to my tangible personal property, to my wife, AUDREY LILLARD, if she survives me.

SECOND: Balance of My Estate.

I bequeath and devise the balance of my estate (my "residuary estate") as follows:

(A) If my wife, AUDREY LILLARD, survives me, my Executors shall distribute my residuary estate to her.

(B) (1) If my wife survives me but disclaims the bequest and devise made to her by paragraph (A) of this Article in whole or in part, unless she also expressly disclaims her interest in the trust created by this paragraph (B), my Executors shall distribute the property disclaimed by her to my Trustees.

(2) My Trustees shall hold such property, IN TRUST.

(3) At least quarter-annually my Trustees shall distribute to my wife all of the net income of such trust received on or before the date of my wife's death.

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(4) At any time my Trustees may distribute any part or even all of the principal of such trust to my wife, as my Trustees, other than my wife, may determine is appropriate for my wife's support, housing or health related expenses.

(5) My Trustees may but need not take into account my wife's other resources and her other actual or potential sources of support.

(6) Upon my wife's death such trust shall terminate. My Trustees shall thereupon distribute any remaining principal of such trust, together with all net income received after the date of my wife's death, in accordance with the provisions of paragraph (C) of this Article and the subsequent provisions of my Will, as if I had then died, surviving my wife, and as if my residuary estate consisted only of such property.

(C) If my wife does not survive me, or if she survives me but disclaims her interest under both paragraphs (A) and (B) of this Article, in whole or in part, my Executors shall divide my residuary estate or the portion thereof disclaimed under both such paragraphs, as the case may be, into a sufficient number of equal shares to satisfy the following and such shares shall be distributed as follows:

(1) Twenty-Five such shares shall be distributed to my Granddaughter, MADISON BREEN, the daughter of my deceased son, JASON LILLARD, if she survives me; provided, however, if my said granddaughter has not attained the age of Twenty-One years, said

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shares shall not be distributed to my said granddaughter but, rather, shall be distributed to my Trustees, who shall administer such property in accordance with the provisions of paragraph (D) of this Article;

(2) Twenty-Five such shares shall be distributed to my sister, HELEN M. LILLARD, if she survives me;

(3) Twenty-Five such shares shall be distributed to my brother, JAMES W. LILLARD, if he survives me;

(4) Fifteen such shares shall be distributed to my wife's sister-in-law, CORINE WARD, if she survives me; and

(5) Ten such shares shall be distributed to my wife's niece, ALANE ROOSA, if she survives me.

(D) (1) My Trustees shall hold such property to be administered in accordance with the provisions of this paragraph, IN TRUST, for the benefit of my said granddaughter.

(2) At any time my Trustees may distribute any part or even all of the net income and of the principal of such trust to my said granddaughter, or may reimburse (or provide advances to) any person with whom my said granddaughter resides for any expenses incurred in connection with caring for my said granddaughter, as my Trustees may determine; provided, however, that I request, but do not require, that my Trustees distribute principal to my said granddaughter only if my Trustees shall determine that such distribution is appropriate for my said granddaughter's support, education, housing or health-related expenses; and provided, further,



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that any such determination shall be made by my Trustees other than my said granddaughter and, if there is another Trustee then in office, any Trustee who is then legally obligated to support my said granddaughter.

(3) My Trustees may but need not take into account my said granddaughter's other resources and her other actual or potential sources of support.

(4) My Trustees shall add all undistributed net income to principal at least annually.

(5) When my said granddaughter attains the age of Twenty-One years such trust shall terminate. My Trustees shall thereupon distribute any remaining principal of such trust to my said granddaughter, together with all net income on hand or accrued.

(6) Anything hereinabove to the contrary notwithstanding, upon my said granddaughter's death prior to attaining the age of Twenty-One years such trust shall terminate. Subject to the provisions of paragraph (D)(7) of this Article, my Trustees shall thereupon distribute any remaining principal of such trust, together with all net income on hand or accrued, to my said granddaughter's children who survive her, or, if none, my Trustees shall distribute such property in accordance with the provisions of Article SECOND (C) and the subsequent provisions of my Will, as if I had then died, surviving my said granddaughter, and as if my residuary estate consisted only of such property.

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(7) Anything hereinabove to the contrary notwithstanding, if, but for the provisions of this paragraph, a generation-skipping tax (hereinafter in this paragraph "GST") would have been imposed upon my said granddaughter's death, and if the assets of such trust are not treated as assets of my said granddaughter's estate for purposes of my said granddaughter's spouse's right of election (or the equivalent right) granted by the law of each applicable jurisdiction, whether as a result of such spouse waiving such right or otherwise, my said granddaughter shall have the power to direct my Trustees to distribute to his estate such portion of the principal and net income of such trust as would otherwise have been subjected to GST. Such power shall be exercised by a provision of my said granddaughter's last will and testament duly admitted to probate and expressly referring to the power of appointment granted to my said granddaughter by this paragraph.

THIRD: Disposition of Otherwise Undisposed of Property.

(A) If, upon my death or the termination of any trust created by my Will, any property is not effectively disposed of by the foregoing provisions of my Will, I bequeath and devise such property to the persons who would have been entitled to inherit it in accordance with the law of the State of New York then in force, as if my wife and I had then died, simultaneously, intestate, residents of such state and each owning only One-Half of such property, and as if all of such property were situated in said state.

(B) Any provision of my Will or of my wife's Will stat-

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ing that my wife shall be deemed to have survived or predeceased me shall not apply to this Article.

FOURTH: "S" Corporations.

Anything in my Will to the contrary notwithstanding:

(A) If the principal of any trust created by my Will as to which there is discretion as to whether or not to distribute all of its net income at least annually includes stock of one or more "S" corporations, as defined in Section 1361(a)(1) of the Code, and other assets, my Trustees shall divide such trust into two separate trusts, one of which consists solely of the stock of the "S" corporation or corporations and the other of which consists of the remaining assets.

(B) If, during any year, the principal of a trust so created includes stock of one or more "S" corporations, my Trustees shall distribute all of the net income of such trust to the potential income beneficiary thereof at least annually.

FIFTH: Designation of Executors and Trustees.

(A) (1) I designate my wife, AUDREY LILLARD, as Executor of my Will.

(2) If my wife fails to qualify or ceases to act for any reason, I designate my brother, JAMES W. LILLARD, in her place.

(3) If my said brother fails to qualify or ceases to act for any reason, I designate my sister, HELEN M. LILLARD, in his place.



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(B) I designate my wife, AUDREY LILLARD, and my brother, JAMES W. LILLARD, as Trustees of each trust created by Article SECOND (B) of my Will.

(C) (1) I designate MICHELLE BREEN, the mother of my said granddaughter, as Trustee of any trust created by Article SECOND (C)(1) and (D) of my Will.

(2) If MICHELLE BREEN fails to qualify or ceases to act for any reason, I designate my brother, JAMES W. LILLARD, in her place.

SIXTH: Designation of Successor and Additional Fiduciaries.

(A) Whenever there is only one Executor of my Will or Trustee of the applicable trust, as the case may be, in office, such fiduciary is authorized to designate his own successor or successors; provided, however, that no person to whom income may then be distributed may be appointed the sole Trustee of such trust.

(B) Whenever the only Trustee in office of the applicable trust is a person to whom income from such trust may then be distributed, such Trustee shall promptly designate one or more additional Trustees of such trust; provided, however, that such additional Trustee may not be a person to whom income may then be distributed from such trust.

(C) Subject to the prior provisions of my Will, if each Trustee of the applicable trust fails to qualify or ceases to act

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for any reason, I authorize the then potential income beneficiary of such trust, if not under a legal disability, or, if none, each Guardian of the property of the then potential income beneficiary of such trust who is under a legal disability to designate one or more Trustees of such trust; provided, however, that no person to whom income may then be distributed may be appointed the sole Trustee of such trust.

(D) Any designation made pursuant to the provisions of this Article shall be made by an instrument executed and acknowledged by the person making such designation and by each fiduciary designated therein and filed in the court in which my Will is admitted to probate.

(E) Any designation made pursuant to the provisions of this Article may be revoked before the designated fiduciary has been appointed as such by the applicable court by an instrument executed and acknowledged by each person who made such designation and filed in such court.

SEVENTH: Bond; Limitation of Liability; Resignation.

(A) No Executor or Trustee shall be required to post a bond or other security in any jurisdiction, whether in connection with the advance payment of commissions or for any other reason.

(B) No Executor or Trustee shall be liable for the acts or defaults of any other Executor or Trustee. No Executor or Trustee shall be liable for making or not making any election permitted by law. Each Executor and each Trustee shall be deemed to have

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acted within the scope of his authority, to have exercised reasonable care, and to have acted prudently, diligently and impartially as to all interested persons, unless the contrary is proven by affirmative evidence.

(C) Any Executor or Trustee may resign from office at any time and for any reason. The expenses of his accounting shall be a proper charge against my estate or such trust, as the case may be.

EIGHTH: Commissions.

Each Executor and each Trustee shall be entitled to commissions as provided by the law of the State of New York in force from time to time, and each Executor who does not reside in the State of New York shall be reimbursed for expenses reasonably incurred in connection with serving as an Executor of my estate.

NINTH: Priorities.

(A) I request, but do not require, that my Trustees, when making discretionary distributions (other than distributions subject to the generation-skipping tax) to any person, make such distributions from any trust assets of which subsequently may be subject to estate and/or generation-skipping tax, until it is exhausted, before making any distribution to such person from any other trust.

(B) I authorize, but do not require, my Trustees, in the making of investments and invasions of principal, to give priority

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to the interests of the income beneficiary of each trust created by my Will.

TENTH: Limitation on Disposition of Trust Property.

(A) So long as held by my Trustees, neither the income nor the principal of any trust created by my Will shall be subject to sale, transfer, pledge, assignment, anticipation or encumbrance by any beneficiary, nor shall such income or principal be subject to attachment, garnishment, execution or other seizure or to being taken by a beneficiary's creditors by any process whatsoever.

(B) Except in the event of a demonstrated abuse of discretion by my Trustees, no court may direct my Trustees to make any discretionary distribution of income or principal from any trust created by my Will to or for the benefit of any beneficiary of such trust.

ELEVENTH: Administrative Powers.

Except as expressly otherwise provided in my Will, I authorize my Executors and Trustees to exercise, without prior authority from any court, with respect to any property forming part of my estate or of any trust created by my Will, all powers conferred upon executors or trustees by applicable law or expressed in my Will. Such powers shall include the following and shall be construed in the broadest possible manner:

(A) To determine, conclusively, what property is covered by descriptions contained in my Will.

(B) To pay my debts, funeral expenses, estate administration expenses and taxes (as well as any interest and penal-



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ties thereon) at such times as they shall determine; provided, however, that they shall not be required to discharge any debt secured by a life insurance policy or, except as otherwise provided in the documents evidencing such obligation, any debt secured by a mortgage.

(C) To determine whether to pay administration expenses payable by my estate or such trust from income or from principal; provided, however, that no expense may be charged to income if doing so would reduce the marital deduction otherwise available to my estate. No equitable adjustment shall be required due to any such determination.

(D) To invest or reinvest, whether as sole owner, limited partner, shareholder or otherwise, in such securities or other property, real or personal, within or outside of the United States, or such interest therein, as they shall determine, including, without limitation, index and/or other mutual funds, money market funds, savings accounts, certificates of deposit, limited liability companies and common trust funds.

(E) To retain, acquire, hold, exchange, manage, insure against fire or other risk, repair, improve, alter, demolish, subdivide, partition, develop, sell, mortgage, abandon, dedicate to public use, lease, sublease, assign, adjust boundaries with respect to, grant options with respect to, grant conservation and/or other easements with respect to, extend, foreclose, prepay, subordinate, renew or otherwise modify mortgages with respect to or otherwise deal with any real property or interest in real property as they shall determine, and to test for, incur and/or recover from any person or entity liable for the same the cost of any cleanup resulting from contamination of any such property, as they shall determine. They shall not be bound by any statutory restrictions on the duration of a lease.

(F) To retain for such period as they shall determine any property owned by me at the time of my death or acquired by them thereafter.

(G) To sell any interest in any property at public or private sale, for cash or upon credit, to such purchaser or purchasers and upon such terms as they shall determine.

(H) To employ and to compensate from my estate or such trust, without court approval, custodians, investment advisors, attorneys (for the preparation of estate and inheritance tax returns, for the preparation of accountings and for any other appropriate purposes), agents, accountants, appraisers, brokers and such other persons and firms as they shall determine.

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(I) To employ and to compensate from my estate or such trust, as the case may be, attorneys or accountants to prepare my final personal income tax returns and the fiduciary income tax returns filed by my estate or such trust.

(J) To borrow such sums for such periods, from such sources (including, without limitation, themselves or any of them) and upon such terms as they shall determine, and to secure any such loan by mortgage or pledge.

(K) To lend any assets to any person or entity, with or without security, upon such terms as they shall determine; provided, however, that no individual who is then the sole fiduciary in office may lend any property to himself.

(L) To make distributions of income from my estate directly to the income beneficiary of any trust created by my Will prior to or simultaneously with the completion of the funding of such trust, as if my Executors were the Trustees of such trust.

(M) To make distributions in cash, in kind or partly in each, as they shall determine, even if shares are composed differently, and without regard to income tax bases.

(N) To apply any property for the benefit of the beneficiary thereof by the payment of any or all of his expenses and, if such beneficiary has not attained the age of Twenty-One years, to distribute such property for the benefit of such beneficiary to any person with whom he resides or to distribute such property to a custodian for such beneficiary under any transfers to minors act of any jurisdiction. My Executors or Trustees, as the case may be, may designate any individual or entity (including, without limitation, any fiduciary hereunder) as such custodian. Each such distribution or payment may be made without the intervention of any guardian or other fiduciary and without any obligation to see to the use or application thereof. No bond or other security shall be required with respect to any such distribution or payment.

(O) To make any election permitted by any tax law without making any equitable adjustment as a result thereof.

(P) To renounce or release, in whole or in part, any interest in any property or any power with respect to any trust created by my Will; provided, however, that no such renunciation or release shall be made if doing so would reduce the marital deduction otherwise available to my estate.

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(Q) To compromise, settle, litigate, submit to arbitration, modify, subordinate, assign, release or abandon claims in favor of or against my estate or such trust.

(R) To retain or acquire, and to permit the beneficiary having a present interest in my estate or such trust, the guests of such beneficiary and the persons taking care of such beneficiary to occupy any real property or cooperative apartment upon such terms as my Executors or Trustees, as the case may be, may determine; provided, however, that any such determination shall be made by my Executors or Trustees other than such beneficiary.

(S) To the extent permitted by law, to remove any or all of the property of any trust created by my Will to any jurisdiction in which any Trustee then resides or maintains an office, without posting bond, and to change the situs of any such trust if, in my Trustees' opinion, a result thereof may be a reduction in taxes or an improvement in the benefits provided to any beneficiary of such trust.

(T) To additionally compensate the attorneys for my estate or such trust, from my estate or such trust, as the case may be, to assist any non-corporate Executor or Trustee in the performance of services that might be considered part of the duties of such Executor or Trustee, without reducing the commissions payable to such Executor or Trustee.

(U) To allocate any exemption from any generation-skipping or similar tax to any property as to which I am the transferor for the purposes of such tax, whether passing under my Will or otherwise, in such manner as they shall determine, without the approval of any court, and to exclude any such property from such allocation.

(V) To sell or lend, on such terms as my Executors or Trustees shall determine, any property to, or purchase or borrow, on such terms as my Executors or Trustees shall determine, any property from the Executors or Administrators of any estate or the Trustees of any trust, whether or not created by me, and whether or not any fiduciary designated in my Will is also such Executor, Administrator or Trustee.

(W) To join in the filing of joint tax returns and to consent to gift splitting.

(X) Whenever there is more than one Executor or Trustee, as the case may be, in office, to delegate any rights, powers or duties to one another, and to revoke any such delegation at any time; provided, however, that no such rights, powers or duties may be delegated to any Executor or Trustee precluded from exercising the same.



X.
D.

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**TWELFTH: Definitions.**

**Throughout my Will:**

**(A) The terms "Executors" and "Trustees" and pronouns relating thereto are used to denote the fiduciary or fiduciaries (including successor and additional fiduciaries) who shall be acting under my Will from time to time;**

**(B) Where appropriate, the use of any gender encompasses the other genders, and the use of either the singular or the plural encompasses the other;**

**(C) The term "Will" includes any codicil to the applicable Will;**

**(D) The terms "descendants" and "issue" have the same meaning;**

**(E) References to descendants of any degree include adopted persons if adopted prior to attaining majority, but not otherwise;**

**(F) Except as expressly otherwise provided in my Will, any disposition or mandatory distribution to persons described as descendants of any person shall be per stirpes; and**

**(G) All references in my Will to sections of the Code are to the Internal Revenue Code of 1986, as amended, as in effect at the relevant time, or to the equivalent provisions of any successor statute in effect at the relevant time.**

**THIRTEENTH: Stock Dividends.**

**Any dividend or other distribution payable in the stock**



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of the corporation declaring or distributing the same shall be principal.

FOURTEENTH: Allocation of Estate Taxes.

(A) My Executors shall pay all estate, inheritance and other death taxes payable by reason of my death (excluding all generation-skipping taxes), together with any interest and penalties thereon (hereinafter collectively "Taxes"), with respect to all property passing under my Will, as follows:

(1) If my wife survives me and disclaims any property, from the property so disclaimed.

(2) If my wife survives me but does not disclaim any property, or, if my wife does not survive me, from my residuary estate, as an administration expense, without apportionment.

(B) Except as expressly otherwise provided by the provisions of paragraph (A) of this Article or of any trust assets of which are included in my estate for death tax purposes, all persons benefitted by property passing other than under my Will shall contribute to the payment of such Taxes and to the payment of any other taxes, interest and penalties in accordance with applicable law

FIFTEENTH: Exercise of Discretion.

(A) Except as expressly otherwise provided in my Will, each determination by my Executors or by my Trustees shall be made by them in their sole and absolute discretion.

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(B) No Trustee shall participate in any decision regarding the discretionary distribution of principal or income to himself or, if there is another Trustee then in office, to or for the benefit of any beneficiary whom he is legally obligated to support.

SIXTEENTH: Administration of Property Situated in Another Jurisdiction.

(A) If there is ancillary administration of my estate in any jurisdiction in which any Executor is unable or unwilling to qualify as ancillary Executor, I authorize my Executors to designate such individual or entity as they shall determine as ancillary Executor. I direct that any balance of my property, or the proceeds thereof, remaining after such ancillary administration be delivered, to the extent permitted by law, to my Executors for disposition in accordance with the terms of my Will. I direct that all of the powers, privileges and immunities granted to my Executors by my Will or applicable law shall also apply to any such ancillary Executor; provided, however, that any decision or action of any ancillary Executor which may require an additional investment or the assumption of additional obligations by my estate must have the prior written approval of my Executors.

(B) No ancillary Executor so designated shall be required to post any bond or other security in any jurisdiction.

SEVENTEENTH: Exemption from Certain Requirements.

No Executor or Trustee shall be required to render any reports, inventories or periodic accounts to any court.

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EIGHTEENTH: Division and Merger of Trusts.

(A) My Executors and/or Trustees, in order to separate property as to which a deduction, exemption or exclusion from any tax may be allowed from property as to which it may not be allowed, to produce separate trusts one of which totally qualifies for a deduction, exemption or exclusion and one of which does not, to separate property which may be included in a person's estate for death tax purposes from property which may not be so included, to separate investments from one another or for any other appropriate reason, may divide any trust created by my Will into two or more separate trusts having substantially identical terms. My Trustees need not invest the assets of such trusts in the same manner or make discretionary distributions from such trusts equally or pro rata. My Executors and/or Trustees may merge any separate but substantially identical trusts, whether or not created by my Will, into a single trust, whether for ease of administration or otherwise. The decision of my Executors and/or Trustees shall be binding upon all persons interested in any such trust. No equitable adjustment shall be required by reason of such division or merger.

(B) Nothing in this Article shall be deemed to limit the powers granted to my Executors and/or Trustees by applicable law.

NINETEENTH: Representation of Certain Persons by Certain Others.

In any proceeding relating to my estate or any trust created by my Will, if a party to the proceeding has the same in-

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terest, whether vertical, horizontal, lateral, concurrent or a combination thereof (hereinafter "Interest"), as one or more persons under a legal disability, it shall not be necessary to serve any person who has such Interest and who is under a legal disability. Moreover, informal settlement of any account of the proceedings of any fiduciary by all persons interested in the fund accounted for not under a legal disability shall be binding upon all persons under a legal disability having the same Interest in such fund.

TWENTIETH: Survivorship.

(A) If my wife and I die under such circumstances that the order of our deaths cannot be established, except as expressly otherwise provided, my wife shall be deemed to have survived me.

(B) Anything in my Will to the contrary notwithstanding, no beneficiary (other than my wife) shall be deemed to have survived me if he dies within Ninety days after my death, nor to have survived another beneficiary if he dies within Ninety days after the death of such other beneficiary.

TWENTY-FIRST: Titles.

The titles of the Articles of my Will are inserted for reference purposes only and shall have no effect whatsoever on the meaning or interpretation of my Will.

IN WITNESS WHEREOF, I sign this document as my Last Will

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and Testament this 16 day of October, 2001.

Garfield Lillard
GARFIELD LILLARD

The foregoing document was subscribed and published by said Testator on the date last above written as his Last Will and Testament, in our sight and presence, and we, at his request, in his sight and presence and in the sight and presence of each other, thereupon subscribed our names as witnesses.

residing at 6 Parkwood Drive Larchmont, NY 10538

residing at 68 Prospect Avenue Ardsley, NY 10502

residing at 429 6th Street Brooklyn, NY 11215

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STATE OF NEW YORK )
: ss.: **AFFIDAVIT**
COUNTY OF NEW YORK )

The undersigned, being severally duly sworn, depose and say:

On the 16 day of October, 2001, at 1221 Avenue of the Americas, New York, New York, we witnessed the execution by GARFIELD LILLARD (the "Testator") of his annexed Last Will and Testament.

The Testator, in our sight and presence, signed the document at the end thereof and declared it to be his Last Will and Testament ("his Will"). Thereupon we, at his request, in his sight and presence and in the sight and presence of each other, signed our names as witnesses thereto.

The Testator signed only the annexed document as his Will and signed no copies.

We were acquainted with the Testator at the time he signed his Will. At that time he was over the age of Eighteen years and, in our opinion, was of sound mind, memory and understanding and not under any restraint or in any respect incompetent to make a Will. He could read, write and converse in the English language and, to the best of our knowledge, was not suffering from any defect of sight, hearing or speech, or from any other physical or mental impairment, which would affect his capacity to make a valid Will.

We have made this Affidavit at the request of the Testator after we have examined his Will as to the signatures of the Testator and of the undersigned.

The signing of his Will by the Testator, and by us as witnesses, was supervised by Susan B. Stark-Jansen, a Member of the Bar of the State of New York.

Severally sworn to before me this
16th day of October, 2001

Notary Public

(SEAL)

NEIL R. TORO
Notary Public, State of New York
No. 01TO6012986
Qualified in Kings County
Commission Expires 09/09/20 02

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At a Surrogate's Court of the State of New York held in and for the County of Kings at 2 Johnson Street, Brooklyn, New York, on MARCH 23, 2009

**SURROGATE'S COURT : KINGS COUNTY**
**HON. MARGARITA LÒPEZ TORRES , SURROGATE**

**In the Matter of Proving the Last Will and Testament of**

Estate of GARFIELD LILLARD

Deceased.

**Decree Granting Probate**

File No. 2797/2008

**SATISFACTORY PROOF** having been made that jurisdiction has been obtained over all persons entitled to notice in ths proceeding ,and Theodore F Dickson, Esq., appointed as Guardian Ad litem, having appeared herein and duly filing a report .

And the witnesses to said Last Will and Testament dated OCTOBER 16, 2001 having been sworn and examined, their examination having been reduced to writing, and filed, and it appearing that said Will was duly executed, and the Testator, at the time of executing it was, in all respects, competent to make a Will ,and not under restraint; and this Court being satisfied of the genuineness of the Will , and the validity of its execution; accordingly, it is

**Ordered and Decreed,** that the instrument offered for Probate herein be , and the same hereby admitted to Probate as the Last Will and Testament of the said deceased GARFIELD LILLARD valid to pass Real and Personal property, and that said Will and this Decree be recorded, and that Letters Testamentary issue to JAMES W. LILLARD who may qualify hereunder, and preliminary letters, previously granted, are hereby revoked,

AND THE FIDUCIARY SHALL PAY TO THEODORE F DICKSON, ESQ AS GUARDIAN AD LITEM , THE SUM OF $ 2000 AS AND FOR COMPENSATION HEREIN OUT OF THE ESTATE ASSETS

HON. MARGARITA LOPEZ TORRES
SURROGATE

**STATE OF TENNESSEE**

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**IN RE:** ***GARFIELD LILLARD***

**Docket No:** ***25P363***

***I, JOSEPH P. DAY, Clerk of the Circuit Court for Davidson County, in the State aforesaid, do hereby certify that the foregoing is a true and correct copy of the document heretofore entered in the above styled case on March 5, 2025 in the Seventh Circuit Court for Davidson County, Tennessee, as same remains of record in the Minutes of said Court.***

***IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, on March 5, 2025.***

JOSEPH P. DAY CIRCUIT COURT CLERK

***JOSEPH P. DAY, Clerk,***

***By:*** _____ ***Deputy Clerk***