

**QUESTION 12 THE ANSWER TO THIS QUESTION SHOULD GO IN BLUEBOOK IV
OR IN EXAMPLIFY ANSWER SCREEN 12**

Margo lived in Meadow, Michigan, and owned a sizeable collection of visual art. The entire collection was valued at 1.2 million dollars, \$700,000 of which was kept in a commercial storage facility. The remaining pieces, valued at \$500,000, were displayed in Margo's home. In early 2017, Margo was honored at an awards banquet for her art education advocacy in the community. During her acceptance speech before an audience of approximately 300, Margo stated the following:

"I am so humbled to receive this award. I have a fantastic art collection in storage that I am placing in a trust for the benefit of the Meadow community to promote art education. I would like the Meadow art museum to serve as trustee and ensure that the collection is displayed for the artistic enjoyment and enrichment of its patrons."

Shortly following the awards banquet, Margo unexpectedly passed away leaving an estate consisting only of art collection items and a home valued at \$400,000. Margo was survived by only two brothers. One was her half-brother Blake with whom she biologically shared her father. The other was her brother Dennis with whom she biologically shared both parents. Margo left a valid will which disposed of her estate, other than the art work, by dividing her estate equally between her two brothers. However, the will contained a provision, which stated, "I do not wish for Dennis to ever receive any portion of my art collection or its value." The will did not otherwise dispose of Margo's art collection.

Applying Michigan law, discuss fully:

1. Whether Margo created a valid trust during her lifetime.
2. How Margo's estate will be distributed.

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