

said property as a donation from me, for the purpose of thereupon founding an Agricultural College, in accordance with the views I have herein⁽¹⁾ before expressed (of which the Chief Justice of South Carolina shall be the judge) then my executor shall execute a deed of the said property to the said State, and turn over to the same all property herein after given as an endowment of said Institution, to be held as such by the said State, so long as it in good faith devotes said property to the purposes of the donation, provided however, that this acceptance by the State shall be signified, and a practical carrying out be commenced within three years from the date of the probate of this my will - During this term of three years, or as much thereof as may elapse before the acceptance or refusal of this donation, my executor shall invest the net produce of the land & other property, such invested fund awaiting the action of the Legislature, and to form a part of the endowment of said Institution if accepted; or to form a part of the endowment of the College or school hereinafter provided for, should the donation not be accepted by the State -

Item 2 - The following named gentlemen, seven in number, shall be seven of the Board of Trustees, to wit, R W Simpson, D K Norris, M L Donaldson, R E Bowen, B R Tillman, J E Wannamaker, and J E Bradley, and the State if it accepts the donation, shall never increase the Board of Trustees to a number greater than thirteen in all, nor shall the duties of said Board be taken away or conferred upon any other man or body of men - The seven Trustees appointed by me above shall always have the right, & the power is hereby given them and their successors, which right the Legislature shall never take away or abridge, to fill all vacancies which may occur in their number by death, resignation, refusal to act, or otherwise, But the Legislature may provide as it sees proper for the appointment or election of the other six Trustees, if it accepts the donation - And I do hereby request the seven Trustees above named or such of them as may be living, or may be willing to act, to meet as soon after my death as practicable, and organize, and at once to fill all vacancies that may have occurred, & to exert themselves to effectuate my purposes as herein set forth, And I hereby instruct my Executor to notify them of their appointment herein, as soon after my death as practicable - The name of this Institution shall be the "Clemson Agricultural College of South Carolina" -

Item 3 - Should the three years expire without the State accepting the donation, in manner as herein before provided, and if accepted at the expiration of three years from my death no practical beginning has been made to carry into effect the purposes of the donation, or if before the three years expires the Legislature shall refuse to accept said donation, then the donation to the State is hereby revoked, and my Executor shall execute his trust by conveying the said Fort Hill place, and the accumulated fund arising therefrom together with all other property real or personal herein after disposed of and intended to be given to the said Agricultural College as an endowment, to the seven Trustees named above, or their successors, who shall erect upon the Fort Hill place such a school or College for the youth of South Carolina, as in their judgement will be for their best interest, provided that said school or College shall be for the benefit of the agricultural and mechanical classes principally, and shall be free of cost to the pupils, as far as the means derived from the endowment hereinafter provided, and the use of the land may permit - The Trustees shall securely invest the funds hereinafter provided, and given to said Institution, and hold them as a perpetual endowment, and shall only use the interest derived therefrom & the income of the land to support & maintain said school or College, except that the accumulated fund derived from the land,

(1) i.e. herein.