

Whereas: there has been collected the sum of \$1000.00, which sum is now in the hands of the Committee, consisting of officers or lot owners of the Cemetery of the White Oak Baptist Church located about three miles Northeast of the City of Greenville, S.C., and whereas the above sum was subscribed and paid in for the purpose of creating a permanent fund to be invested in order that the income from said fund might be expended for the maintenance and up-keep of the White Oak Baptist Church Cemetery, and whereas W.H. Cary of Columbia, S.C., has materially assisted by his contribution and efforts in securing this fund:

Therefore Be it Resolved, by the members of the White Oak Baptist Church Greenville, S.C.,

(1). That the fund described and paid in for the purpose of permanently caring for and keeping up the said White Oak Baptist Church Cemetery, be designated and called by the name of Cary Cemetery Fund;

(2). That said fund be paid over and delivered to The Woodside National Bank of Greenville, S.C. as Trustee, upon the following conditions: That the said Woodside National Bank shall hold said money as Trustee and use and invest and re-invest the same from time to time in such manner that it will produce an income of six per centum per annum; That said Woodside National Bank agrees to pay over in quarterly installments the said income of six per cent. to the committee, and said sum is to be expended by said committee for the maintenance, care and upkeep of said cemetery. That the bank as Trustee shall take receipts from said committee for the said installments of income, which receipts shall state and certify that the funds so paid are to be used by the committee for the above named purpose. In case the income above mentioned shall not all be required for the above named purpose, then any part that shall not be necessary, shall be added to the principal sum and bear interest at six per centum per annum, payable in quarterly installments.

(3). That if any of the lots are sold in the White Oak Baptist Church Cemetery, the proceeds from such sale are to be added to the principal sum above and become a part thereof and be handled as the principal sum in The Woodside National Bank.

(4). That the area of the Cemetery as covered by this indenture shall consist of numbers commencing with No. 1 and ending with No. 106, together with the Waddell Cemetery adjoining, as shown by a plat of same made by R.E. Dalton, Engineer.

(5). That the committee above referred to shall be elected from the officers or lot owners of the White Oak Baptist Church, and said committee shall consist of three or five, and in the case of death or resignation of one or more of said committee, then if the church is still in existence it shall elect others to fill such vacancies, but in case said church is not in existence, then the election of others to fill the vacancies shall be by the owners of the lots in said cemetery, and in no case shall said committee be done away with, or the care and upkeep of said cemetery be done away with and the fund distributed as outlined below until it is finally conceded that it is an impossibility to carry it longer.

(6). If said church be abandoned or cease to exist where it is now, and thereafter there should be no committee elected either by the said church or from the lot owners of said cemetery for the space of one year, that fact shall be sufficient to justify the Trustee in its discretion in distributing said fund and terminating this trust:

(6). It is mutually agreed that should the above mentioned White Oak Baptist Church be -

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abandoned or cease to exist where it is now located and it be found impracticable to continue the cemetery upkeep as outlined above, then and in such case, the entire principal sum and accrued interest is to be distributed among the White Baptist Orphanages of the State of South Carolina according to a list of the same which may be secured at such time by the Trustee from the Secretary of the Baptist State Convention Board. The fund to be paid over to such orphanages, or if the Trustee prefers, to the Secretary of the State Baptist Convention Board for distribution by it, and the receipt from said orphanages or from the Secretary of said Board, shall be sufficient release for the Trustee, and receipt from either shall be sufficient and upon payment of said sum as set out, the trust shall be terminated and cease, and the said Woodside National Bank, its successors and assigns shall be released from all liability therefor.

(7). It is the intention of this trust to carry on perpetually the upkeep of said White Oak Baptist Church Cemetery, by a committee, preferably from the officers of said church, then if not officers by a committee composed of lot owners in said cemetery, and it is desired that paragraph (6) be not resorted to except it be found that it is impossible to carry it any longer.

All of the foregoing is hereby irrevocably agreed upon and adopted unanimously by the members of said White Oak Baptist Church at a meeting held at said Church Feb. 23, 1924 and the Committee elected are authorized to sign this agreement in the space below, together with the President of The Woodside National Bank of Greenville, S.C., recorded the same on the minutes of said church and in the office of Register of Mesne Conveyances for Greenville County.

Paragraph 5-1/2 added before execution.

Witnesses to Committee:

P.C. Poag,
G.C. Haselton.

White Oak Baptist Church (Seal)

By W.S. Bradley
T.E. Green
C.C. Burgess
A.A. Green
E.S. Cuttino

Committee.

Witnesses as to Bank.

P.C. Poag,
G.C. Haselton.

The Woodside National Bank (Seal)

By Robt. I. Woodside, President.

State of South Carolina,
County of Greenville.

Personally appeared before me P.C. Poag and made oath that he saw the within named White Oak Baptist Church by W.S. Bradley, T.E. Green, C.C. Burgess, A.A. Green and E.S. Cuttino, Committee sign, seal and as the act and deed of said Church deliver the within written instrument, and further that he saw the within named Woodside National Bank by Robt. I. Woodside, President sign, seal and as the act and deed of said bank, deliver the within written instrument, and that he with G.C. Haselton witnessed the execution and delivery thereof by said church and by the said bank.

Sworn to and subscribed before me this 23rd day of February, 1924.

W.A. Jones (H.S.)
Notary Public for S.C.

P.C. Poag

Recorded February 23rd, 1924.

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