

MINUTES OF SPECIAL MEETING OF THE BOARD OF TRUSTEES OF
THE CLEMSON AGRICULTURAL COLLEGE HELD IN THE STATE
CAPITOL IN THE CITY OF COLUMBIA, SOUTH CAROLINA, AT
12 O'CLOCK NOON, NOVEMBER 29, 1938.

WESTERN UNION TELEGRAPH COMPANY

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Columbia, S. C.

1150 A

Nov. 21, 1938.

President E. W. Sikes
Clemson, So. Car.

This is your authorization to call a Special Meeting of the Board of Trustees of The Clemson Agricultural College on Tuesday November 29 to consider offer of the United States Government for erection of Barracks Building at Clemson College. Regards.

Olin D. Johnston, Governor

NOTICE OF SPECIAL MEETING

To the Members of the Board of Trustees
of the Clemson Agricultural College
of South Carolina

Notice is hereby given that a special meeting of the Board of Trustees of The Clemson Agricultural College of South Carolina will be held in the City of Columbia, South Carolina, at the State House at 12 Noon on Tuesday, November 29, 1938, for the purpose of considering an offer of the United States of America to aid by way of a loan and grant in financing the construction of a Barracks Building and adopting resolutions approving and authorizing the execution of such offer.

This special meeting is being called in conformity with the Acts of the General Assembly of South Carolina.

Dated this 21st day of November, 1938.

By direction of

W. W. Bradley, Chairman of the
Board of Trustees of The Clemson
Agricultural College of South Carolina.

(Signed) J. C. Littlejohn, Acting Secretary

CONSENT OF SPECIAL MEETING

We, the undersigned, being all the members of the Board of Trustees of The Clemson Agricultural College of South Carolina, hereby accept service of the foregoing notice, waiving any and all irregularities in such service and such notice, and consent and agree that the said Board of Trustees shall meet at the time and place therein named, and for the purpose therein stated.

(Signed) W. W. Bradley
A. F. Lever
Paul Sanders
J. E. Sirrine
T. B. Young
R. M. Cooper
Christie Benet

J. B. Douthit
W. C. Graham
W. D. Barnett
F. E. Cope
E. A. Brown
S. H. Sherard

*Barracks
Bldg.*

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A special meeting of the Board of Trustees of the Clemson Agricultural College was held pursuant to the preceding call at 12 o'clock noon in the State Capitol in the City of Columbia, South Carolina, on November 29, 1938. The meeting was called to order by the Chairman, W. W. Bradley, and on roll call the following answered present:

W. W. Bradley	A. F. Lever	Paul Sanders
J. E. Sirrine	T. B. Young	F. E. Cope
W. D. Barnett	J. B. Douthit	W. C. Graham

The following members were absent: Christie Benet, E. A. Brown, R. M. Cooper, and S. H. Sherard.

Also present were Harold Major, College Attorney, and J. C. Littlejohn, Business Manager.

There being a legal quorum present the Board proceeded with the business at hand.

The Chairman stated that the Board had been called into Special Session to consider the offer of the United States to assist in building and equipping a barracks at Clemson. The Chairman requested the Business Manager to explain the proposal.

The Business Manager stated that the proposed barracks building was to contain 132 rooms and was to be located between the Laundry and the 1936 barracks group. This location being the most economical, because basements would be eliminated and the building readily serviced with electricity, water, heat, and sewerage connections. The cost of the building including equipment and a boiler in the heating plant was estimated to be \$193,500.00. To finance the project, funds were to be obtained as follows:

(1) Loan from the United States.....	\$100,000.00
(2) Grant from the United States.....	87,075.00
(3) College Funds.....	6,425.00
	<u>\$193,500.00</u>

Moved by Mr. Cope: That J. C. Littlejohn, Business Manager of the College, be duly elected as Acting Secretary of the Board of Trustees and that he be authorized and empowered to furnish the proper agencies of the United States Government with copies of minutes and resolutions of the Special Meeting of the Board in connection with the offer of the United States to assist in building and equipping a barracks at Clemson.

The above resolution was seconded by Mr. Sanders and was unanimously adopted by all members present voting "Aye".

The Chairman directed the Secretary to present the offer of the United States to the College.

After discussion of the Offer of the United States of America to aid by way of loan and grant in financing the construction of a barracks building, including necessary equipment, the following Resolution was proposed by T. B. Young, and read in full:

RESOLUTION NO. 1

A RESOLUTION ACCEPTING THE OFFER OF THE UNITED STATES TO THE CLEMSON AGRICULTURAL COLLEGE OF SOUTH CAROLINA TO AID BY WAY OF LOAN AND GRANT IN FINANCING THE CONSTRUCTION OF A BARRACKS BUILDING AND THE INSTALLATION OF A BOILER IN THE EXISTING CENTRAL HEATING PLANT, INCLUDING THE NECESSARY EQUIPMENT.

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE CLEMSON AGRICULTURAL COLLEGE OF SOUTH CAROLINA:

Section 1. That the Offer of the United States of America to The Clemson Agricultural College of South Carolina to aid by way of loan and grant in financing the construction of a barracks building and the installation of a boiler in the existing central heating plant, including the necessary equipment, a copy of which offer reads as follows, be and the same is hereby in all respects accepted:

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P. W. 85504-37

FEDERAL EMERGENCY ADMINISTRATION

OF PUBLIC WORKS

Washington, D. C.

Dated: November 15, 1938

Docket No. S. C. 1256-F

The Clemson Agricultural College of
South Carolina

Clemson, South Carolina

1. Subject to the Terms and Conditions (PWA Form No. 230, as amended to the date of this Offer), which are made a part hereof, the United States of America (herein called the "Government") hereby offers to aid in financing the construction of a barracks building and the installation of a boiler in the existing central heating plant, including necessary equipment (all herein called the "Project", the barracks building being herein called the "System"), by making a grant to The Clemson Agricultural College of South Carolina (herein called the "Applicant") in the amount of 45 percent of the cost of the Project upon completion, as determined by the Federal Emergency Administrator of Public Works (herein called the "Administrator"), but not to exceed, in any event, the sum of \$87,075, and by purchasing from the Applicant, at the principal amount thereof plus accrued interest thereon, obligations (herein called the "Bonds") of the description set forth below (or such other description as shall be mutually satisfactory) in the aggregate principal amount of \$100,000:

- (a) Obligor: The Clemson Agricultural College of South Carolina;
- (b) Type: Negotiable, special obligation, dormitory revenue, serial, coupon bond;
- (c) Designation: "Barracks Building Revenue Bond of 1938";
- (d) Denomination: \$1,000; (e) Date: December 1, 1938;
- (f) Interest rate and interest payment dates: Four percent per annum, payable semi-annually on June 1 and December 1 in each year;
- (g) Place of payment: Office of the Treasurer of the Applicant, at Clemson, South Carolina, or, at the option of the holder, a bank or trust company in the Borough of Manhattan, City and State of New York;
- (h) Registration privileges: As to principal only;
- (i) Maturities: On December 1 in amounts and years as follows:

✓ \$2,000 in 1941 to 1946, inclusive,
3,000 in 1947 to 1955, inclusive,
4,000 in 1956 to 1961, inclusive,
5,000 in 1962 to 1966, inclusive, and
6,000 in 1967 and 1968,

- (j) Redeemable on any interest payment date, at the option of the Applicant, in whole or in part (selection as between bonds of the same maturity to be by lot) in reverse order of maturity, at a price per bond equal to the principal amount thereof and accrued interest plus a redemption premium of $\frac{1}{4}$ of 1% of the principal amount for each unexpired year or fraction thereof, upon not less than 30 days' notice by publication and by mailing such notice to the last known address of the holder of any registered bond selected for redemption.

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- (k) Payable as to both principal and interest solely from and secured by a first lien on and pledge of the gross revenues derived from the operation of the system, after deduction only of the reasonable expenses of maintenance and operation thereof, which gross revenues shall be sufficient at all times to pay such expenses of operation and maintenance and to pay the principal of and interest on the Bonds, as and when the same become due and payable, and to maintain an adequate reserve therefor.

2. By acceptance of this Offer the Applicant covenants to begin work on the Project as early as possible, but in no event later than December 31, 1938, and to complete such Project with all practicable dispatch, and in any event within 10 months from the commencement of construction.

3. This Offer is made subject to the condition that, prior to the payment of any grant or loan funds which the Government herein offers to furnish, and in any case not more than 10 days from the date of this offer, the Applicant shall have deposited in the Construction Account described in Part Two, Paragraph V, of the Terms and Conditions, the sum of \$6,425, or such other amount as will, together with the funds to be made available hereunder, be sufficient to complete the Project.

4. This Offer is also subject to the condition that, prior to payment by the Government for any of the Bonds, the Applicant shall have adopted a resolution authorizing the issuance of the Bonds in which it shall covenant, among other things, that so long as any of the Bonds remain outstanding and unpaid:

- (a) It will establish and enforce such parietal rules and regulations as will insure maximum occupancy of the facilities and services afforded by the System in preference to any other such facilities of the Applicant not constructed in part from the proceeds of sale of \$220,000 principal amount of 4 percent Barracks Building Revenue Bonds dated August 1, 1935; and will notify its students of such rules and regulations by suitable posting and by publication in its annual catalog;
- (b) It will fix rates to be charged for the facilities and services afforded by the System which rates shall be adequate to pay the expenses of maintenance and operation thereof and the principal, interest and reserve requirements of the Bonds, and which initially shall be not less than \$6.48 per month per student; and
- (e) It will establish a cumulative reserve of 20 percent of the principal and interest requirements of the Bonds, as the same fall due, continuing the same until such reserve equals such principal and interest requirements for the next succeeding two years; and will use any surplus over maintenance and operation expenses and principal, interest and reserve requirements, solely for the purpose of canceling Bonds by purchase or redemption.

5. Notwithstanding any provisions of the said Terms and Conditions, the proceeds from the sale of the Bonds shall be kept separate in the said Construction Account from all other moneys therein, and none of the costs incurred in connection with that part of the Project consisting of installation of a boiler in the existing central heating plant shall be paid from such Bond proceeds, but all of such costs shall be paid from such other moneys.

6. This Offer is made subject to the express condition that, if the Administrator shall determine at any time that the Applicant has paid or agreed to pay, whether directly or indirectly, a bonus, commission or fee to any person, firm or

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corporation for attempting to procure an approval of the Applicant's application, or for alleged services in procuring or in attempting to procure such approval, or for activities of the nature commonly known as lobbying performed or agreed to be performed in connection with the application, then the Administrator shall have the right, in his discretion, to rescind this Offer and any agreements resulting herefrom, and, in the event of such rescission, the United States of America shall be under no further obligation hereunder.

UNITED STATES OF AMERICA

Federal Emergency Administrator
of Public Works

(Sgd.) H. A. Gray.

By
Assistant Administrator

Section 2. That said Clemson Agricultural College of South Carolina agrees to abide by all the Terms and Conditions of said Offer, including the Terms and Conditions annexed thereto and made a part thereof.

Section 3. That the Acting Secretary, J. C. Littlejohn, be and he is hereby authorized and directed forthwith to send to the Federal Emergency Administration of Public Works three certified copies of the proceedings of the Special Meeting of the Board of Trustees in connection with the adoption of this Resolution, setting forth this Resolution in full, and such further documents or proofs in connection with the acceptance of said Offer as may be requested by the Federal Emergency Administration of Public Works.

(Sgd.) W. W. Bradley
Chairman, Board of Trustees of
The Clemson Agricultural College of
South Carolina.

The above resolution was seconded by W. D. Barnett and was adopted, with the following voting aye: W. W. Bradley, Paul Sanders, J. E. Sirrine, T. B. Yound, F. E. Cope, W. D. Barnett, J. B. Douthit, W. C. Graham, A. F. Lever, and the following voting nay: None.

The Chairman thereupon declared said Resolution carried and the Chairman thereupon signed said Resolution in approval thereof.

The Chairman presented the following Resolution and directed the Secretary to read it to the Board:

A RESOLUTION PROVIDING FOR THE CONSTRUCTION OF A BARRACKS BUILDING, INCLUDING THE NECESSARY EQUIPMENT THEREFOR; DECLARING SAID CONSTRUCTION TO BE A NECESSITY; ORDERING THE CONSTRUCTION OF SAID BARRACKS BUILDING; AND PROVIDING FOR THE ISSUANCE AND SALE OF BONDS PAYABLE AS TO BOTH PRINCIPAL AND INTEREST FROM THE REVENUES DERIVED FROM SAID BARRACKS IN ACCORDANCE WITH ACT. NO. 597, ACTS OF THE GENERAL ASSEMBLY OF SOUTH CAROLINA OF 1935, TO FINANCE SAID CONSTRUCTION.

WHEREAS, The Clemson Agricultural College of South Carolina is not being provided with adequate housing accommodation for its students and in order to provide such accommodations it is necessary to construct a new barracks building at said College and to equip the same; and

WHEREAS, said College is authorized and empowered by Act No. 597, Acts of the General Assembly of South Carolina of 1935, to construct such a barracks building and to equip the same; and

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WHEREAS, in and by said Act the Board of Trustees of the Clemson Agricultural College of South Carolina is authorized to borrow from the Federal Emergency Administration of Public Works, an Agency of the Federal Government, for the purpose of financing the construction and equipment of such barracks; to issue Revenue Bonds for such purpose; and to pledge the net income from the rents and uses of said barracks for the payment of said bonds and the interest thereon;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE CLEMSON AGRICULTURAL COLLEGE OF SOUTH CAROLINA, AS FOLLOWS:

Section 1. There shall be constructed at the site of the Clemson Agricultural College of South Carolina, in Clemson, South Carolina, a barracks building, including the necessary equipment therefor (hereinafter sometimes called the "Project"), as contemplated by the plans and specifications therefor prepared by J. E. Sirrine and Company, Greenville, S. C. and now on file with the Secretary of said Board. Said plans and specifications are hereby adopted and made a part of this resolution as if fully copied and contained herein.

Section 2. In order to provide for the payment of the cost, in excess of the grant made to said Board by the United States Government (hereinafter sometimes called the "Government"), of constructing the Project described in Section 1 hereof, there shall be issued One Hundred and Fifteen Thousand Dollars (\$115,000) of Clemson Agricultural College of South Carolina "Barracks Building Bonds of 1938", dated as of December 1, 1938, of the denomination of \$1,000.00 each, to be numbered from one to one hundred fifteen inclusive, bearing interest at the rate of four per centum (4%) per annum, payable semi-annually on June 1 and December 1 in each year, which bonds shall mature serially on December 1 in each year as follows, to-wit:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
1941	\$2,000	1950	\$4,000	1959	\$5,000
1942	2,000	1951	4,000	1960	5,000
1943	2,000	1952	4,000	1961	5,000
1944	2,000	1953	4,000	1962	5,000
1945	2,000	1954	4,000	1963	5,000
1946	2,000	1955	4,000	1964	5,000
1947	4,000	1956	5,000	1965	5,000
1948	4,000	1957	5,000	1966	5,000
1949	4,000	1958	5,000	1967	6,000
				1968	6,000

Section 3. Said bonds shall be signed on behalf of said College by the Chairman and Secretary respectively of its Board of Trustees and sealed with the corporate seal of said College; and the interest coupons thereto attached shall be executed with the facsimile signatures of said Chairman and said Secretary, and said bonds, together with the interest thereon, shall be payable only out of the "Clemson Agricultural College Barracks Building Revenue Bond and Interest Redemption Fund of 1938", hereinafter created, and shall be valid claim of the holder or holders thereof against said Fund and the revenues derived from the Project pledged to such Fund.

The aforesaid bonds shall be subject to prior redemption on any interest payment date at the option of said College, in whole or in part (selection as between bonds of the same maturity to be by lot) in reverse order of maturity, at a price per bond equal to the principal amount thereof and accrued interest plus a redemption premium of one-fourth of one per cent of the principal amount for each unexpired year or fraction thereof, upon not less than thirty days' notice by publication in a newspaper of general circulation published in Oconee County, South Carolina, and in a financial publication published in the Borough of Manhattan, City, County and State of New York, and by mailing such notice to the last known address of the holder of any registered bond selected for redemption.

Section 4. The aforesaid bonds and coupons shall be in substantially the following form, to-wit:

No. _____ \$1,000.00

UNITED STATES OF AMERICA

STATE OF SOUTH CAROLINA

COUNTY OF OCONEE

THE CLEMSON AGRICULTURAL COLLEGE OF SOUTH CAROLINA

BARRACKS BUILDING REVENUE BOND OF 1938

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The Clemson Agricultural College of South Carolina for value received hereby promises to pay to the bearer, or, if this bond be registered as hereinafter provided, to the registered holder, the sum of

ONE THOUSAND DOLLARS

(\$1,000.00) on the first day of December, 19 , (unless this bond shall have been called for previous redemption and payment of the redemption price made or provided for) and to pay interest on said sum at the rate of four per centum (4%) per annum, payable semi-annually, on June 1 and December 1 of each year, upon presentation and surrender of the attached interest coupons as they severally mature, both principal and interest being payable in any coin or currency which, on the respective dates of payment of the principal and interest of this bond, is legal tender for the payment of public and private debts, at the office of the Treasurer of Clemson Agricultural College of South Carolina, in Clemson, South Carolina, or, at the option of the holder, at the principal office of the The Central Hanover Bank and Trust Co. in the Borough of Manhattan, City, County and State of New York.

This bond is one of a duly authorized issue of bonds, limited to an aggregate principal amount of One Hundred and Fifteen Thousand Dollars (\$115,000.00), of like date and tenor, except as to maturity, and is issued for the purpose of constructing a barracks building, including the necessary equipment therefor, under and in full compliance with the Constitution and statutes of the State of South Carolina, including among others Act No. 597, Acts of the General Assembly of South Carolina, 1935.

Both principal and interest of this bond are payable solely from and secured by a first lien on and pledge of the revenues derived from the operation of said barracks after the deduction only of reasonable expenses of operation and maintenance of said barracks, which have been set aside as a special fund and pledged for that purpose and identified as the "Clemson Agricultural College of South Carolina Barracks Building Revenue Bond and Interest Redemption Fund of 1938", and this bond is not to be payable out of any moneys provided for or appropriated by the State of South Carolina to said College. This bond is issued under the provisions of Act. No. 597, Acts of the General Assembly of South Carolina of 1935, and neither this bond nor any of the interest coupons hereto attached constitute an indebtedness of said Clemson Agricultural College of South Carolina or of the State of South Carolina within the meaning of any constitutional provision or statutory limitation and the taxing power of the State of South Carolina is not pledged for the payment of said principal and interest which are payable solely from said net revenues derived from said barracks.

This bond is subject to prior redemption on any interest payment date at the option of said College, at a price equal to the principal amount hereof and accrued interest plus a redemption premium of one-fourth of one per cent of the principal amount for each unexpired year or fraction thereof, upon not less than thirty days' notice by publication in a newspaper of general circulation published in Oconee County, South Carolina, and in a financial publication published in the Borough of Manhattan, City, County and State of New York, and by mailing such notice to the last known address of the holder of any registered bond selected for redemption.

This bond may be registered as to principal only by the holder on the books of the Treasurer of said College, and such registration shall be noted on the reverse side hereof by said Treasurer, after which no transfer of this bond shall be valid unless made on said books by the registered owner in person or by attorney and similarly noted on this bond. But this bond may be discharged from registry by registered transfer to bearer and thereupon transfer-ability by delivery shall be restored, although this bond may be registered again as before. Registration of this bond shall not affect the negotiability of the coupons hereto attached, which shall continue to be transferable by delivery merely and shall remain payable to bearer.

This bond and the coupons hereto attached are fully negotiable and are exempt from all state, county, municipal and other taxes under the laws of the State of South Carolina.

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IT IS HEREBY CERTIFIED, RECITED AND DECLARED that all acts, conditions and things required to exist, happen and be performed, precedent to and in the issuance of this bond, do exist, have happened and have been performed in due time, form and manner as required by law; that the amount of this bond, together with all other obligations of said Clemson Agricultural College of South Carolina does not exceed any limitation prescribed by the Constitution and statutes of the State of South Carolina; that said barracks will be continuously operated by said College; and that a sufficient portion of the net revenues derived from the operation of said barracks will be set aside into a special fund in the Treasury of said College for the payment of the principal of and the interest on this bond and the issue of which it is one.

IN WITNESS WHEREOF, The Clemson Agricultural College of South Carolina has caused this bond to be signed on its behalf by the Chairman and Secretary, respectively, of its Board of Trustees and its corporate seal to be hereunto affixed, and the coupons hereunto attached to be executed with the facsimile signatures of said Chairman and said Secretary, all as of the first day of December, 1938.

THE CLEMSON AGRICULTURAL COLLEGE
OF SOUTH CAROLINA

BY W. W. Bradley
Chairman, Board of Trustees

Attest:

BY J. H. Evans
Secretary, Board of Trustees

J. H. Evans
Secretary

FORM OF COUPON

No. _____ \$20.00

On the first day of June (December) 19 , The Clemson Agricultural College of South Carolina will pay to the bearer Twenty Dollars (\$20.00) in any coin or currency which, on the date of payment of this coupon, is legal tender for the payment of public and private debts out of its "Clemson Agricultural College Barracks Building Revenue Bond and Interest Redemption Fund", at the office of The Treasurer of The Clemson Agricultural College of South Carolina, in Clemson, South Carolina, or, at the option of the holder, at the principal office of The Central Hanover Bank and Trust Co., in the Borough of Manhattan, City, County and State of New York, as provided in and for interest then due on its Barracks Building Revenue Bond of 1938 Numbered , and dated December 1, 1938.

W. W. Bradley
Chairman, Board of Trustees

Secretary, Board of Trustees

(TO BE PRINTED ON BACK OF EACH BOND)

DATE OF REGISTRATION	NAME OF REGISTERED HOLDER	SIGNATURE OF TREASURER
_____	_____	_____
_____	_____	_____
_____	_____	_____

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SECTION 5. From and after the delivery of any bond issued under the provisions of this resolution, the Project shall be operated on a fiscal year basis commencing on December 1 of each year and ending on November 30 of the following year, and on that basis the gross income and revenues of said Project shall be set aside into a separate and special fund designated the "Clemson Agricultural College Barracks Building Revenue Fund of 1938" (hereinafter called the "Revenue Fund").

There shall be and there is hereby created a fund to be known as the "Operation and Maintenance Fund" into which there shall be set aside from the moneys held in the Revenue Fund such amounts as shall be sufficient to provide for the payment of the reasonable and necessary expenses of operating and maintaining said Project, including the cost of adequate insurance thereon.

There shall be and there is hereby created a fund to be known as the "Clemson Agricultural College Barracks Building Revenue Bond and Interest Redemption Fund of 1938" (hereinafter called the "Bond Fund") into which there shall be set aside from the funds held in the Revenue Fund, after providing for the reasonable expenses of operation and maintenance of the Project as aforesaid, such amounts as will be sufficient to pay the interest on and the principal of the bonds herein authorized, as and when such interest and principal become due and payable, and it is hereby determined that the amounts necessary to be set aside into said Bond Fund shall be as follows:

There shall be paid from said Revenue Fund into said Bond Fund, from month to month, such amounts as will be necessary to pay the principal and interest requirements on said bonds on the next ensuing interest or bond maturity date plus an additional margin of twenty per centum (20%) of the principal and interest requirements for so long a time as is necessary to create a surplus equal to the principal and interest requirements on the bonds for the next succeeding two years.

If in any month for any reason the full amount required hereunder shall not be paid into the Bond Fund, any deficiency shall be added to the amount required to be paid into said Bond Fund in the next succeeding month. The amount by which any such payments in any fiscal year exceeds the aggregate amount of interest on and principal of said bonds becoming due in such year shall be held in said Bond Fund as a reserve for contingencies and used solely for the purposes stated herein. Provided, however, that no further payments shall be made into said Bond Fund when the amount held therein, including the reserve for contingencies, equals the entire amount of principal and interest which will be payable upon the maturity of all bonds then outstanding. Any moneys at any time paid into the Bond Fund shall be held by The Clemson Agricultural College of South Carolina in trust for the benefit of the holders, from time to time, of the bonds and coupons issued hereunder and entitled to be paid therewith, and said Board shall not have any beneficial right or interest in such moneys.

If for any reason said College shall fail to make such payments into said Bond Fund as aforesaid, during any fiscal year, any sums then held as a reserve for contingencies shall be used for the payment of any portion of the interest on and the principal of the bonds becoming due in such fiscal year, on which bonds there would otherwise be a default, but such reserve shall be reimbursed therefor from the first available payments made into the Bond Fund in the following year or years in excess of the required payment for the then current fiscal year.

All moneys held in the Bond Fund, including the reserve for contingencies, shall be deposited in a bank or banks which are members of the Federal Reserve System and the Federal Deposit Insurance Corporation or with the Treasurer of the State of South Carolina. The moneys held as reserve for contingencies may be invested in direct obligations of the United States of America, provided, however, that said Board shall make a sale of a sufficient amount of such obligations in the event that it shall prove necessary to draw upon said reserve.

The payments hereinabove directed to be made in the Operation and Maintenance Fund and the Bond Fund shall be made in equal monthly installments on the first day of each month, except when the first day of any month shall be on a Sunday or a legal holiday, in which event such payments shall be made on the next succeeding business day.

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The Bond Fund, hereinabove erected and described, shall be used solely and only for the purpose of paying principal of and interest on the bonds herein authorized to be issued, and is hereby irrevocably pledged for that purpose and shall be used for no other purpose whatsoever.

After providing an amount sufficient to pay the reasonable and necessary expenses of operating and maintaining said Project and an amount sufficient to meet the requirements as hereinabove stipulated for the Bond Fund, the remainder of the revenues in the Revenue Bond shall be used by said College solely for the purpose of cancelling the bonds issued hereunder by purchase or redemption.

SECTION 6. All moneys received from any bonds issued pursuant hereto, exclusive of accrued interest, shall be applied solely for the construction of the Project, as herein authorized, provided that such proceeds, together with all sums received as accrued interest on said bonds, shall be used also to pay interest on said bonds during the period of construction of the Project.

SECTION 7. While the bonds authorized by this resolution, or any of them remain outstanding and unpaid, the rents and fees from all facilities and services rendered and supplied by the Project shall be reasonable and just taking into account and consideration the cost and value of the Project, the cost of maintaining and operating the same, the amounts necessary for the retirement of all outstanding bonds issued hereunder, and the payment of accruing interest thereon, and there shall be charged such rentals and fees for facilities and services afforded by the Project as shall be adequate to meet the requirements of this resolution.

SECTION 8. The Clemson Agricultural College of South Carolina hereby covenants and agrees with the holder or holders of said bonds that so long as any of said bonds remain outstanding or the interest thereon is unpaid it will establish and enforce such parietal rules and regulations as will insure maximum occupancy of the facilities and services afforded by said Project, in preference to any other such facilities of said College not constructed, in whole or in part, from the proceeds of sale of Two Hundred and Twenty Thousand Dollars (220,000.00) principal amount of four per cent (4%) Barracks Building Bonds dated August 1, 1935, and will notify its students of such rules by a suitable posting and by publication in its annual catalog.

SECTION 9. The Clemson Agricultural College of South Carolina hereby further covenants and agrees with the holder or holders of the bonds herein authorized to be issued, or any of them, that it will faithfully and punctually perform all duties with reference to the Project required by this resolution, the Constitution and laws of the State of South Carolina including the charging and collection of rentals and fees for facilities and services afforded by the Project in sufficient amounts to meet the requirements of this resolution and that it will segregate the income and revenues of the Project and the respective funds created by this resolution.

Said College further covenants, binds and obligates itself not to sell, lease, or mortgage or in any manner dispose of the Project until all of the bonds herein authorized have been paid in full, both as to principal and interest, or unless and until provisions shall have been made for the payment of said bonds and the interest thereon in full.

Said College hereby further covenants and agrees with the holder or holders of said bonds that so long as any of the bonds herein authorized remain outstanding or the interest thereon is unpaid it will maintain the Project in good condition and to continuously operate the same and will fix, charge and collect rates for the facilities and services afforded by the Project, which rates shall be adequate at all times to pay the expenses of maintenance and operation thereof and the principal, interest and reserve requirements of said Bonds, and which, initially, shall not be less than \$6.48 per month per student residing in said Barracks.

SECTION 10. The bonds authorized to be issued hereunder and from time to time outstanding shall not be entitled to priority one over the other in the application of the revenues of the Project; it being the intention of said College that there shall be no priority among the bonds authorized to be issued under the provisions of this resolution, regardless of the fact that they may be actually issued and delivered at different times.

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SECTION 11. While any of the bonds herein authorized are outstanding, said College shall not issue any additional bonds payable from the revenues of said Project, unless the lien of such bonds on the revenues of said Project as improved or extended is made junior and subordinate in all respects to the lien of the bonds herein authorized.

SECTION 12. So long as any of said bonds are outstanding said College shall:

- (a) Maintain insurance on said Project for the benefit of the holders of the bonds herein authorized of a kind and in an amount which usually would be carried by a college or university on a building of similar character, and pay the cost of such insurance from the Operation and Maintenance Fund hereinabove described.
- (b) Keep proper books of records and accounts (separate from all other records and accounts) in which complete and correct entries shall be made of all transactions relating to said Project. Said College will furnish to the original purchaser of said bonds, and to any holder of any of the said bonds, at the written request of such holder, not more than thirty days after the close of each six months' fiscal period, complete operating and income statements of the said Project in reasonable detail covering such six months' period, and, not more than sixty days after the close of each fiscal year, complete financial statements of the Project, in reasonable detail, covering such fiscal year, certified by independent auditors, and
- (c) Grant to any holder or holders of twenty-five per cent (25%) of said bonds then outstanding the right at all times to inspect the said Project and all records, accounts and data relating thereto.

SECTION 13. The failure to perform any of the covenants and conditions of this resolution shall be construed and is hereby defined as a default and in the event of such default any holder or holders of the bonds authorized by this resolution, in addition to all other rights, shall have the right:

- (a) To, by mandamus, or other suit, action or proceeding in any court of competent jurisdiction, enforce his or their rights against said College and the Board of Trustees thereof and any officer, agent or employee of said College, including but not limited to the right to require said Board of Trustees, to fix and collect fees, rents or other charges in connection with the operation of the Project so that such revenues of the Project shall be sufficient to meet the provisions of this resolution and to require said College and said Board of Trustees and any officer, agent or employee of said College to carry out any other covenants of this resolution and to perform its or their duties under this resolution and Act. No. 597, Acts of the General Assembly of South Carolina of 1935.
- (b) To, by action or suit in equity, enjoin any acts or things which may be unlawful or a violation of the rights of such holder or holders of bonds.
- (c) To, by suit, action or proceedings in equity, obtain the appointment of a receiver of the Project or any part or parts thereof. If such receiver be appointed he may enter and take possession of the Project and operate and maintain the same, and collect and receive all fees, rents and other charges thereafter arising therefrom in the said manner as said College itself might do and shall dispose of such money in a separate account or accounts and apply the same in accordance with the provisions of this resolution as the court shall direct.

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(d) To, by suit, action or proceeding in equity, require said Board of Trustees to account as if it were trustee of an express trust.

SECTION 14. The provisions of this resolution shall constitute a contract between said College and the holder or holders of the bonds herein authorized to be issued.

SECTION 15. The bonds hereby authorized shall be and the same are hereby awarded to the United States of America at par and accrued interest in accordance with the terms of a certain Offer made to Clemson Agricultural College of South Carolina by the United States of America, dated the 15th day of November, 1938, and accepted by said Board by resolution, dated the 29th day of November, 1938, and the Secretary of said Board be, and he is hereby authorized to deliver said bonds to the purchaser thereof in accordance with the terms of such Offer upon receipt of payment therefor as herein provided.

SECTION 16. If any section, paragraph, clause or provision of this resolution shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this resolution.

SECTION 17. All resolutions or parts thereof in conflict with the provisions of this resolution are, to the extent of such conflict, hereby repealed.

SECTION 18. This resolution shall take effect from and after its passage and approval by the Chairman of said Board of Trustees of Clemson Agricultural College of South Carolina.

(signed)

W. W. Bradley
Chairman of the Board of Trustees

Following the reading of the foregoing resolution, which was duly discussed, J. E. Sirrine moved that said resolution be adopted as read, which motion was duly seconded by A. F. Lever. Upon roll call the vote on the adoption of the resolution was as follows:

Those voting for the adoption were: W. W. Bradley, A. F. Lever, Paul Sanders, J. E. Sirrine, T. B. Young, F. E. Cope, W. D. Barnett, J. B. Douthit, and W. C. Graham.

Those voting against the adoption were: None.

The Chairman of the Board thereupon declared said resolution duly adopted.

(Signed)

W. W. Bradley
Chairman of the Board of Trustees

The Chairman presented the following resolution and directed the Secretary to read it to the Board.

A RESOLUTION FIXING AND DETERMINING THE RENTALS AND FEES TO BE CHARGED FOR FACILITIES AND SERVICES FURNISHED BY A NEW BARRACKS BUILDING TO BE CONSTRUCTED BY SAID COLLEGE AND FINANCED BY THE ISSUANCE OF BARRACKS BUILDING REVENUE BONDS OF 1938 AND BY A GRANT MADE TO SAID COLLEGE BY THE UNITED STATES OF AMERICA.

WHEREAS, The Clemson Agricultural College of South Carolina will construct a new barracks building with funds provided by a loan and grant from the United States of America; and

WHEREAS, by resolution of this Board adopted simultaneously herewith and hereinafter more fully referred to, said College is authorized to issue Barracks Building Revenue Bonds of 1938 amounting to One Hundred and Fifteen Thousand Dollars (\$115,000.00) as security for said loan to be made by the United States of America as aforesaid; and

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WHEREAS, in order to provide funds sufficient to pay the interest on and the principal of said bonds, it is necessary that rentals and fees for facilities and services afforded by said barracks building be established:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE CLEMSON AGRICULTURAL COLLEGE OF SOUTH CAROLINA, AS FOLLOWS:

SECTION 1. There shall be charged against and collected from each occupant of said barracks to be constructed pursuant to said resolution the sum of not less than Six Dollars and Forty-Eight Cents (\$6.48) per month.

SECTION 2. The occupancy and use of any rooms in said barracks is not to be furnished free of charge, nor permitted without payment of the rentals herein prescribed.

SECTION 3. The foregoing rates whenever necessary shall be revised so as to meet the requirements of a resolution adopted simultaneously herewith and entitled,

"A RESOLUTION PROVIDING FOR THE CONSTRUCTION OF A BARRACKS BUILDING, INCLUDING THE NECESSARY EQUIPMENT THEREFOR; DECLARING SAID CONSTRUCTION TO BE A NECESSITY; ORDERING THE CONSTRUCTION OF SAID BARRACKS BUILDING; AND PROVIDING FOR THE ISSUANCE AND SALE OF BONDS PAYABLE AS TO BOTH PRINCIPAL AND INTEREST FROM THE REVENUES DERIVED FROM SAID BARRACKS IN ACCORDANCE WITH ACT NO. 597, ACTS OF THE GENERAL ASSEMBLY OF SOUTH CAROLINA OF 1935, TO FINANCE SAID CONSTRUCTION."

and said The Clemson Agricultural College of South Carolina hereby covenants and agrees to maintain such rates for facilities and services furnished by said barracks as will provide revenues sufficient at all times to pay the principal of and the interest on the bonds issued pursuant to said resolution as and when the same become due and payable, and to maintain an adequate reserve therefor.

SECTION 4. All moneys realized from the rentals and fees herein established shall upon collection be forthwith paid into the "Clemson Agricultural College Barracks Building Revenue Fund of 1938" created by said resolution.

SECTION 5. The foregoing rentals and fees shall be charged in addition to all other rentals or fees of whatsoever kind or nature now or hereafter charged by said College, and its departments, and shall represent payment for facilities and services furnished to students residing in said barracks.

SECTION 6. If any section, paragraph, clause or provision of this resolution shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this resolution.

SECTION 7. All resolutions or parts thereof in conflict with the provisions of this resolution are, to the extent of such conflict hereby, repealed.

SECTION 8. This resolution shall take effect from and after its passage and approval by the Chairman of said Board of Trustees.

(Signed)

W. W. Bradley

Chairman of the Board of Trustees of
The Clemson Agricultural College of
South Carolina.

Following the reading of the foregoing resolution, which was duly discussed, W. D. Barnett moved that said resolution be adopted as read, which motion was duly seconded by J. E. Sirrine. Upon roll call the vote on the adoption of the resolution was as follows:

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Those voting for adoption were: W. W. Bradley, A. F. Lever, Paul Sanders, J. E. Sirrine, T. B. Young, F. E. Cope, W. D. Barnett, J. B. Douthit, and W. C. Graham.

Those voting against the adoption were: None.

The Chariman of the Board thereupon declared said resolution duly adopted.

(Signed)

W. W. Bradley

Chairman of the Board of Trustees
of The Clemson Agricultural College
of South Carolina.

The Chairman presented the following Resolution and directed the Secretary to read it to the Board.

"A RESOLUTION ESTABLISHING PARIETAL RULES AND REGULATIONS TO ASSURE MAXIMUM OCCUPANCY OF A BARRACKS BUILDING TO BE CONSTRUCTED AT THE CLEMSON AGRICULTURAL COLLEGE, AT CLEMSON, SOUTH CAROLINA.

WHEREAS, simultaneously herewith, the Board of Trustees of The Clemson Agricultural College of South Carolina has adopted a resolution ordering the construction of a new Barracks Building at the site of said College, in Clemson, South Carolina (hereinafter sometimes called the "Project"), and authorizing the issuance of One Hundred and Fifteen Thousand Dollars (\$115,000.00) of The Clemson Agricultural College of South Carolina "Barracks Building Revenue Bonds of 1938" to aid in financing the construction of said Project; and

WHEREAS, in and by said resolution, said College has covenanted and agreed with the holder or holders of said bonds that so long as any of said bonds remain outstanding, or the interest thereon is unpaid, there will be established and enforced such parietal rules and regulations as will assure maximum occupancy of the Barracks facilities and services afforded by the Project, in preference to any other such facilities of the Clemson Agricultural College not financed, in whole or in part, from the proceeds of sale of Two Hundred and Twenty Thousand Dollars (\$220,000.00) principal amount of four per centum (4%) Barracks Building Bonds dated August 1, 1935, and to notify its students of such rules by suitable posting and by publication in its annual catalog; and

WHEREAS, said The Board of Trustees of The Clemson Agricultural College of South Carolina considers it necessary that the new Barracks facilities be occupied as nearly as possible to capacity in order to produce sufficient revenues to provide for the payment of the operation and maintenance of the Project and the principal of and the interest on said bonds; and

WHEREAS, it is now proper that rules and regulations to assure maximum occupancy of said Project be adopted and placed in full force and effect.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE CLEMSON AGRICULTURAL COLLEGE OF SOUTH CAROLINA, AS FOLLOWS:

SECTION 1. That said Board will exert its best efforts to assure complete occupancy of the new Barracks Building constructed wholly or partially with the proceeds of the sale of "Barracks Building Revenue Bonds of 1938", dated December 1, 1938, while any of such bonds are outstanding and unpaid, in preference to any other similar facilities of said College not constructed in whole or in part from the proceeds of sale of Two Hundred and Twenty Thousand Dollars (\$220,000.00) principal amount of four per cent (4%) Barracks Building Bonds dated August 1, 1935.

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SECTION 2. That the administrative officials of said College are hereby directed to adopt and enforce appropriate regulations requiring all students, so far as space in said Barracks is available and so far as practical, to reside in said Barracks so to be constructed in preference to all other similar quarters or residential facilities not constructed in whole or in part with the proceeds of sale of Two Hundred and Twenty Thousand Dollars (\$220,000.00) principal amount of four per cent (4%) Barracks Building Bonds dated August 1, 1935; provided, however, that exceptions may be made by said administrative officials in the case of students wishing to reside at home and in such other cases as would work an undue hardship on the individual student.

SECTION 3. That the administrative officials of said College shall place all students on notice of the foregoing rules and regulations by posting of the same in a suitable place or places and by publishing a statement thereof in its annual catalog.

SECTION 4. The rules prescribed in this resolution shall remain in full force and effect while any of the bond, or interest thereon, issued to aid in financing the construction of the Project and described as "Barracks Building Revenue Bonds of 1938", dated December 1, 1938, remain outstanding and unpaid.

SECTION 5. All resolutions or parts thereof in conflict with the provisions of this resolution are, to the extent of such conflict, hereby repealed.

SECTION 6. This resolution shall take effect from and after its passage and approval by the Chairman of said Board of Trustees of The Clemson Agricultural College of South Carolina.

(Signed)

W. W. Bradley

Chairman of the Board of Trustees of
The Clemson Agricultural College of
South Carolina.

Following the reading of the foregoing resolution, which was duly discussed, J. E. Sirrine moved that said resolution be adopted as read, which motion was duly seconded by A. F. Lever. Upon roll call the vote on the adoption of the resolution was as follows:

Those voting for adoption were: W. W. Bradley, A. F. Lever, Paul Sanders, J. E. Sirrine, T. B. Young, F. E. Cope, W. D. Barnett, J. B. Douthit, and W. C. Graham.

Those voting against the adoption were: None.

The Chairman of the Board thereupon declared said resolution duly adopted.

(Signed)

W. W. Bradley

Chairman of the Board of Trustees of
The Clemson Agricultural College of
South Carolina.

The following Resolution was next read by the Secretary:

RESOLUTION FIXING MINIMUM WAGE RATES
ON BARRACKS BUILDING.

WHEREAS, a thorough investigation has been made of the hourly wage rates which are being paid in the locality of the Clemson Agricultural College which is the locality in which the proposed project (hereinafter referred to as "Project") is to be constructed by the Clemson Agricultural College of South Carolina, to

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employees in each trade or occupation engaged in work of a nature similar to the work to be performed in the construction of said Project, and the prevailing hourly wage rates being paid in such locality to such employees for such work have been determined by the wages paid on P.W.A. Projects in this locality such as at Easley, S. C. Copies of these wage rates were secured and used in determining the wage rates for this project.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Clemson Agricultural College of South Carolina that the following rates for the respective trades or occupations listed below shall be and are hereby fixed as the minumum hourly wage rates and have been determined in accordance with rates prevailing for work of a similar nature in the locality in which the project is to be constructed:

<u>CLASSIFICATION</u>	<u>RATE</u>
Blacksmith.....	.75
Blaster.....	1.00
Blaster Powdermen.....	1.00
Boiler Makers.....	1.25
Bricklayers.....	1.00
Bricklayers — Sewer Manhole.....	1.00
Bricklayers Tenders.....	.35
Carpenters.....	.75
Caulkers — Pipe.....	.50
Cement Finishers.....	.75
Decorators.....	.75
Electrical Workers.....	1.00
Glaziers.....	.75
Graders — Fine Graders.....	.40
Hoisting Engineer (1 drum)75
Hoisting Engineer (2 drum)75
Iron Workers — Rodmen.....	1.00
Iron Workers — Structural.....	1.25
Kettlemen.....	.40
Laborers --- Common.....	.30
Lathers --- Metal	1.00
Lathers --- Wood.....	1.00
Mechanic --- Repairmen.....	.75
Mechanic --- Bulldozer.....	.75
Mortar Mixers.....	.35
Mosaic and Terrazzo Workers.....	1.00
Operators:	
Clamshell.....	1.00
Compressor.....	.75
Crane.....	1.00
Ditcher -- Trench Mach.....	1.00
Dragline.....	1.00
Firemen.....	.50
Grader --- Backfiller.....	.75
Greasers.....	.50
Jackhammer.....	.50
Mixers --- 27E.....	.75
Mixers --- 10S or 10E or smaller.....	.50
Oilers.....	.50
Pile Driver.....	1.00
Pumps.....	.50
Rollers.....	1.00
Shovel.....	1.00
Tractors, 30 and under.....	.60
Tractors, over 30.....	.75

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<u>CLASSIFICATION</u>	<u>RATE</u>
Painters.....	.75
Paper Hangers.....	.75
Pipe Handlers.....	.40
Pipe Layers.....	.50
Plasterers.....	1.00
Plumbers.....	1.00
Roofers --- Slate.....	.75
Roofers --- Tile.....	.75
Roofers --- Composition.....	.75
Steam Fitters.....	1.00
Steam Fitters Helpers.....	.40
Teamsters.....	.30
Terrazzo Helpers.....	.45
Tile Setters.....	1.00
Tile Setters Helpers.....	.40
Truck Drivers --- Over 1-1/2 tons.....	.40
Truck Drivers --- 1-1/2 tons or under.....	.35
Waterproofers.....	1.00
Welders --- Arc.....	1.25
Welders --- Acetylene.....	1.25
Winchmen.....	.50

✓ BE IT FURTHER RESOLVED that the foregoing list of trades or occupations includes to the best of our knowledge, all the classifications of employees who will be engaged in work on said Project other than executive, supervisory, administrative, clerical or other non-manual workers as such.

✓ BE IT FURTHER RESOLVED that there be transmitted with this resolution the substantiating data upon which the foregoing determination is based.

(Signed)

W. W. Bradley
Chairman of the Board of Trustees
of The Clemson Agricultural College
of South Carolina.

Following the reading of the foregoing resolution, which was duly discussed, T. B. Young moved that said resolution be adopted as read, which motion was duly seconded by W. D. Barnett. Upon roll call the vote on the adoption of the resolution was as follows:

Those voting for adoption were: W. W. Bradley, A. F. Lever, Paul Sanders, J. E. Sirrine, T. B. Young, F. E. Cope, W. D. Barnett, J. B. Douthit, and W. C. Graham.

Those voting against the adoption were: None.

The Chairman of the Board thereupon declared said resolution duly adopted.

(Signed)

W. W. Bradley
Chairman of the Board of Trustees
of The Clemson Agricultural College
of South Carolina.

Mr. Young informed the Board that he would like to present for consideration the question of naming the new barracks group of five buildings after President E. W. Sikes. Following favorable discussion it was

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MOVED BY MR. T. B. YOUNG: That as a tribute to President E. W. Sikes for his valuable serviced to the College and especially his services to the students, the group of new Barracks be named after him.

The motion was seconded by Mr. A. F. Lever and unanimously adopted.

Mr. Young reported that Mrs. Cribb had accepted the offer to exchange lots under the terms and conditions made by the Board at its last meeting. He also reported that the Colies had made a counter offer to exchange lots provided the College would pay \$7,000.00 in cash or that they would sell outright for \$8,000.00 cash. After discussion it was

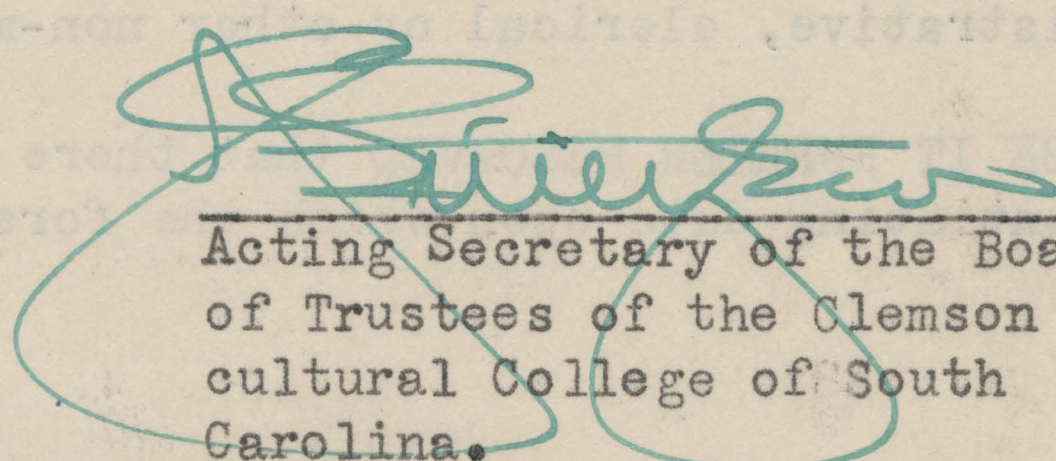
MOVED BY MR. YOUNG: That the offer to the Colies for the property including the buildings be increased from \$6,000.00 as authorized at the previous meeting to \$7,000.00 cash.

Upon second of Mr. Sanders the Board unanimously agreed to authorize Mr. Young to make the offer of \$7,000.00 and report the results to the Executive Committee.

Mr. Young called to the attention of the Board the excellent recent editorial in the Columbia State discussing the position of the County agent in the administration of the A. A. A. work among the farmers. He stated that he felt that Clemson's duty was to serve all classes of farmers equally and that he did not want the farmers to feel that the program was Clemson's. Director Watkins discussed the situation and read an article proposed for publication in the various papers. The article was endorsed by the Board and Director Watkins was authorized to have it published.

There being no furhter business the Board adjourned.

W. W. Bradley
Chairman


Acting Secretary of the Board
of Trustees of the Clemson Agricultural College of South Carolina.