

STATE OF SOUTH CAROLINA  
COUNTY OF GREENVILLE

COURT OF COMMON PLEAS

EX PARTE:

Greenville Woman's College,  
as Trustee under the Will of  
Lillie Hawthorne, Deceased,

PETITION FOR CHANGE  
OF TRUSTEE.

Petitioner.

The Petitioner respectfully shows that the late Lillie Hawthorne, a resident of the County and State aforesaid, departed this life leaving of force her last will and testament which was admitted to probate in the Probate Court for the County and State aforesaid, whereby she appointed the Pastor and Deacons of the First Baptist Church of Greenville as Executors and gave a large part of her property in trust for paying the tuition and buying books and other expenses of worthy young girls, students in Greenville Women's College.

That in the year 1936 an action was instituted in this Court by William Goldsmith and others as surviving Executors of the Estate of Lillie Hawthorne against the First Baptist Church of Greenville, S. C., et al, seeking to have a full and complete settlement of the affairs of said Estate and asking that the remainder of the property consisting of certain real estate be transferred to Greenville Women's College subject to the conditions and trusts as set out in the will of the said Lillie Hawthorne. That said action being at issue came on to be heard before His Honor, Judge G. Dewey Oxner, Resident Judge of this Circuit who, on April 23rd, 1936, filed his decree therein wherein among other things he appointed Greenville Women's College as Trustee and directed that the real estate then in the hands of the Trustees be transferred to Greenville Women's College, all of which will more fully appear by reference to said decree.

That pursuant to the terms of said decree a deed was executed by the former Trustees bearing date April 23rd, 1936, whereby the property hereinafter described was conveyed to Greenville Women's College, as Trustee, upon the following trusts:-

" To hold the same, and use the income thereof for paying the tuition, buying books, etc. of as many worthy young girls, to be selected by said Trustee, and want an education who have not ample means to pay for the same, as said income will provide for; said girls to be educated at Greenville Woman's College. To this and the said trustee is authorized in its discretion, either to rent out the real estate, and use the rents for the above purpose, or sell and convey the same and invest the proceeds, and use the interest for said purpose."

That a plan for the consolidation of the Greenville Women's College with Furman University has been approved by the Board of Trustees of said two institutions under the authority of the State Convention of the Baptist Denomination in South Carolina; that said plan provides for the transfer and conveyance to Furman University of all the property and assets of Greenville Women's College, including all funds held in trust and for scholarship purposes, under an agreement whereby Furman University will make provision for the education of young women affording them the same type of education, with the same standard of educational service and like advantages as provided for young men, and will use the land whereon the plant of the Women's College is situate for the women students.

That pursuant to said plan Greenville Women's College is desirous of transferring unto Furman University the property and lands which it acquired from the Lillie Hawthorne Estate under the deed aforesaid and upon the trusts and for the purposes aforesaid, and of being discharged from any further liability, and that Furman University is willing to accept said trust.

That the only property held under this trust is (A) the following lots of land all situate in the County and State aforesaid, some within and some without the City limits of Greenville:-

- (1) Lot containing 1/4 acre, more or less, on the east side of Buncombe Road, and being more particularly described in deed of Lowery C. Drake to C. O. Milford, W. E. Mason and Wm. Goldsmith, Trustee for Estate of Lillie Hawthorne by deed dated Aug. 3, 1932, and recorded in the R. M. C. for Greenville County in Vol. 160, page 283.
- (2) Lot in City of Greenville on North side of James Alley, and being the same lot conveyed to C. O. Milford, W. E. Mason and Wm. Goldsmith, as Trustees for the Estate of Lillie Hawthorne, deceased, by Julia J. Williams by deed dated June 13, 1934 and recorded in the R. M. C. Office for Greenville County in Vol. 176, page 112.
- (3) Lot No. 2 of Block G., Park Place, and being the same lot conveyed to C. O. Milford, W. E. Mason, and Wm. Goldsmith as Trustees for the Estate of Lillie Hawthorne, deceased, by Nannie Raines by deed dated July 8, 1932, and recorded in the R. M. C. Office for Greenville County in Vol. 144, page 133.
- (4) Lot No. 12, Block G. Park Place, and being the same lot conveyed to C. O. Milford, W. E. Mason and Wm. Goldsmith, as Trustees for the Estate of Lillie Hawthorne by T. P. Raines, as Trustee by deed dated July 8, 1932, and recorded in the R. M. C. Office for Greenville County in Vol. 144, page 132.
- (5) Lots Nos. 75 and 76, Terrace Street, Lot No. 74 Terrace Street, and Lots 70, 71, 72 and 73 on Hill Street as shown on plat of Feagan and Mosely, recorded in the R. M. C. Office for Greenville County in Plat Book A, page 145, and being the same property conveyed to W. E. Mason, Chairman of Lillie Hawthorne Estate by Wm. Goldsmith by deed dated Nov. 19, 1929, and recorded in the R. M. C. Office for Greenville County in Vol. 162, page 124.