

Encl.

TELEGRAMS: "COOPER, NEWCASTLE-UPON-TYNE"
TELEPHONES, NEWCASTLE 21546 (TWO LINES).

COOPER & JACKSON,

SOLICITORS.

D. B. JACKSON.
J. W. JACKSON.

18, Market Street,
Newcastle on Tyne, I.

10th July, 1944.

Dear W. Bro. Goddard,

I send you a copy of a Trust Deed which I drafted and which has been accepted by the Tax authorities as being admitted to receive claims for repayment of tax within the 1918 Act.

You may make such use of it as you wish either in the Province or in the Fort Royal Lodge.

Before leaving Worcester I mentioned this possibility to one or two brethren (including W. Bro. Fred Underwood) but they stated it would not apply to Masonic Charities as they were not Charities within the law.

With fraternal greetings to you and to all in Worcester.

Yours fraternally,

John W. Jackson

Lieut. Colonel G. H. Goddard D.S.O.
Buena Vista,
Battenhall Road,
WORCESTER.

ackd

UNIVERSITY OF BIRMINGHAM LODGE CHARITY TRUST.

I,

of

HEREBY COVENANT with the Trustees of the UNIVERSITY OF BIRMINGHAM LODGE CHARITY FUND, of the University of Birmingham, Edmund Street, Birmingham 3, (hereinafter called the Trustees), that for Seven Years from the date hereof, or during my life, whichever period shall be the shorter, I will pay to the Trustees on the first day of _____ in each year the sum of _____ (deducting therefrom Income Tax) from my general fund of taxed income, to be applied by the Trustees to the purposes as defined in the deed of trust dated the 13th day of June 1944 and called the University of Birmingham Lodge Trust Deed, 1944.

Dated this _____ day of _____ 194 ,

SIGNED SEALED AND DELIVERED)
by the above named)

(L. S.)

In the presence of

Stamp 10/-

T H I S D E E D made this 13th day of June 1944 by us SETH SMITH SOMERS of Bell Hall Bellbroughton in the County of Worcester JOHN WILLIAM JACKSON of No. 16, North Avenue Gosforth in the County of Northumberland CECIL GEORGE BURTON of 92 Oakfield Road, Selby Park in the City of Birmingham GEOFFREY LAMBE BARNES of 56 Newhall Street in the City of Birmingham aforesaid and VERNON WILLIAM GROSVENOR of 113 Colmore Row in the City of Birmingham aforesaid WITNESSETH as follows:-

1. W E hereby constitute ourselves trustees to be known as "The University of Birmingham Lodge Charity Fund Trustees" for the purposes and with the powers hereinafter mentioned and hereby declare that this deed may be referred to in any document as the "University of Birmingham Lodge Trust Deed 1944"

2. I N this deed and in the Regulations hereinafter mentioned and in any document expressed to be supplemental or referring hereto unless the contrary appears

(i) "The Lodge" shall mean the University of Birmingham Lodge No. 5628 Antient Fraternity of Free and Accepted Masons under the United Grand Lodge of England

(ii) "The Trustees" shall mean the Lodge Trustees and the survivors or survivor of them or other the trustees or trustee for the time being of this deed

(iii) "The regulations" shall mean the regulations made by the trustees in manner hereinafter provided

(iv) "The Charities" mean the Royal Masonic Benevolent Institution the Royal Masonic Institution for Boys the Royal Masonic Institution for Girls; the Royal Masonic Hospital and all such other Masonic Charities now recognised and registered or hereafter to be recognised and registered under or in connection with the United Grand Lodge of England aforesaid or the Provincial Grand Lodges of Warwickshire, Worcestershire or Staffordshire

3. T H E trustees may acquire personal property of any nature and may apply the same and the income thereof for or towards all or any of the purposes hereinafter mentioned for the benefit of the Charities that is to say:-

(i) Making donations or subscriptions or loans to the Charities

(ii) Generally in the uncontrolled discretion of the trustees providing for the maintenance and furtherance of the interests of the Charities

(iii) Doing all such things as may to them in their uncontrolled discretion appear to be incidental or conducive to the purposes aforesaid or any of them:

Provided that any application for any of the purposes aforesaid shall be valid though the benefits thereof may incidentally extend to Charities outside England

4. (i) Where property is vested in the trustees for the general purposes of the trust or where no trusts are declared thereof the trustees shall in their uncontrolled discretion apply such property and the income thereof for or towards all or any of the purposes mentioned in the third clause of this deed and such property is hereinafter referred to as "property held for the general purposes of the trust"

(ii) Where property is vested in the trustees and any special trusts are declared thereof by the instrument creating the trusts the trustees shall only

accept such property and the income thereof so far as the same may be appropriated for or towards all or any of the purposes mentioned in the third clause of this deed and such property is hereinafter referred to as "property held on special trusts"

5. THE trustees shall have power to accept or decline any property or any trust:
6. WHERE property is vested in the trustees they may at their discretion
 - (i) Apply the whole or any part thereof whether capital or income in or towards payment of the expenses of the trust
 - (ii) Invest any money in their hands in any manner in which according to the law for the time being in force trust moneys may be invested with power from time to time to vary such investments
 - (iii) Make investments in the names of four only of the trustees wherever the rules applicable to such investments prohibit them being made in the names of more than four persons:
 - (iv) Accumulate any surplus income in the way of compound interest by investing the same and the resulting income thereof so that such accumulations may at any time be applied for any of the purposes mentioned in the third clause applicable thereto:
7.
 - (i) The Trustees shall hold at least one meeting and may hold as many meetings as they think fit in every year:
 - (ii) Any question submitted to a meeting shall be decided by a majority of the votes of the trustees present at such meeting but the chairman shall have a second or casting vote
 - (iii) Except in the case hereinafter mentioned two trustees present at a meeting shall be a quorum
 - (iv) The trustees shall cause minutes of their proceedings to be entered in a book to be kept for that purpose
8. THE Trustees shall have power at any meeting to make vary and revoke regulations for the purposes following:-
 - (i) The time place and method of calling meetings of the trustees:
 - (ii) The appointment of a chairman
 - (iii) The accepting or declining of property or trusts
 - (iv) The appointment of committees for special purposes
 - (v) The custody of money deeds securities and documents
 - (vi) The audit of accounts
 - (vii) Generally as to the management of the business of the trust

Provided that no regulation shall override any provisions of this deed
9. IT shall be lawful for any of the trustees to execute any deed in pursuance of a resolution passed by two thirds of the Trustees present at a meeting of the trustees at which a majority of the trustees shall be present to revoke or vary any of the provisions herein contained
10. TRUSTEES dissenting from any decision of the majority of the

trustees shall nevertheless concur in executing and doing all such instruments and acts as may be requisite for the purpose of giving effect to such decision

11. I F any trustee shall in the opinion of two-thirds of the trustees cease for any reason to be a member of the Lodge he shall cease to be a trustee and shall be deemed to be unfit to act as such

12.- (i) The power of appointing a new trustee or new trustees of this deed shall be exercised by the majority of the trustees

(ii) A trustee may at any time by writing under his hand resign his office

13. T H E Trustees may be appointed trustees of any existing trust which to them in their uncontrolled discretion shall appear conducive to any of the purposes mentioned in the third clause of this deed but the provisions of this deed shall not apply to such trust unless such provisions are expressly applied thereto

I N W I T N E S S etc.

SIGNED SEALED & DELIVERED)

by the said Seth Smith)

Somers in the presence of:-)

H.W.S. Dakin,
Haywood Forge,
Halesowen,
Secretary.

S. S. SOMERS.

(L. S.)

SIGNED SEALED & DELIVERED)

by the said John William)

Jackson in the presence of:-)

Raymond F. Coley,
Clerk to Messrs. Cooper & Jackson,
Solicitors, Newcastle upon Tyne.

JOHN W. JACKSON

(L. S.)

SIGNED SEALED & DELIVERED by)

the said Cecil George Burton)

in the presence of:-)

Muriel Marydale,
Spinster, 39, Giltcliffe Rd.,
Edgeaston.

C. Y. BURTON.

(L. S.)

SIGNED SEALED & DELIVERED by)

the said Geoffrey Lambe)

Barnes in the presence of:-)

Lilian Dediccoat,
53, Mayfield Road,
Sutton Coldfield.

G. L. BURNES

(L. S.)

SIGNED SEALED & DELIVERED by)

the said Vernon William)

Gosvenor in the presence of:-)

Hilda Reading,
Spinster,
71, Grove Road,
Kings Heath,
Birmingham, 14.

V. W. GROSVENOR

(L. S.)

2014/58.178

DATED

13TH JUNE

1944.

THE UNIVERSITY OF BIRMINGHAM.

LODGE (NO 5622)

Copy/

TRUS (J E E D.)

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