

THIS INDENTURE made the fourteenth day of July in the year of our Lord One thousand eight hundred and thirty one BETWEEN The Reverend Andrew Bell of Egmore in Scotland Doctor in Divinity and Laws and Prebendary of the Collegiate Church of Saint Peter Westminster of the one part and William Haig Esquire Provost of Saint Andrews The Reverend Robert Haldane and the Reverend George Buist Doctors in Divinity and First and Second Ministers of the said city of Saint Andrews and Andrew Alexander Master of Arts Professor of Greek in the United College of Saint Salvators and Saint Leonards at Saint Andrews aforesaid of the other part. WHEREAS the said Andrew Bell hath lately caused to be transferred into the joint names of the said William Haig Robert Haldane George Buist and Andrew Alexander in the Books of the Governor and Company of the Bank of England the two several sums of Sixty Thousand Pounds three per centum Consolidated Bank Annuities and Sixty Thousand Pounds three per centum Reduced Bank Annuities as they the said William Haig Robert Haldane George Buist and Andrew Alexander do respectively hereby acknowledge AND WHEREAS the said Andrew Bell (the Author of the System of Education called the Madras System) considering that the progress of the said System in his native Country of Scotland hath hitherto been slow and imperfect and that the greatest boon which he can confer upon the country is by taking measures for the more effectual diffusion of the said System therein and further that the school Houses for instruction in the English and Latin Languages in the said City of Saint Andrews (wherein he was born and educated) are greatly dilapidated and that the Magistrates and Town Council of the said City (who are the Patrons of the said schools) are unable to rebuild or to repair the School Houses aforesaid is desirous that the said William Haig Robert Haldane George Buist and Andrew Alexander should execute such declaration of Trusts of the aforesaid two several sums so transferred into their joint names as are hereafter maintained which they have respectively agreed to do NOW THIS INDENTURE witnesseth that in pursuance of the said agreement and by the direction of the said Andrew Bell (testified by his being a party to and executing these presents) They the said William Haig Robert Haldane George Buist and Andrew Alexander do hereby declare that they will forthwith transfer and henceforth retain the two said several sums of Sixty thousand pounds three per centum consolidated bank account and Sixty thousand pounds three per centum reduced Bank Annuities upon the Trusts following (that is to say) To retain the Sum of Two Thousand and Five Hundred part thereof as a fund for the payment of such costs and expenses as are hereinafter defined and subject thereto to divide the said Stocks into Twelve equal parts and to transfer one such Twelfth part unto the Provost Magistrates and Town Council of Edinburgh one other twelfth part unto the Provost Magistrates and Town Council of Glasgow one other twelfth part unto the Provost Magistrates and Town Council of Aberdeen (the old and new parts of that city being considered conjointly as one) one other such twelfth part unto the Provost Magistrates and Town Council of Inverness one other such twelfth part unto the Magistrates and Masters of Corporations (or by whatever other name or title they may be denominated) of Leith one other such twelfth part unto Admiral Sir George Martin Knight, Grand Cross of the most Honourable Order of the Bath Vice Admiral Sir Charles Ogle Barnet and Vice Admiral Sir Henry Digby Knight Commander of the said order of the Bath the persons who have been appointed Trustees of a School established or agreed to be established at a Meeting held in London on the Eleventh day of July instant and to be called the Royal Naval School (whereof His Majesty the King has signified his intention to be Patron and which school is intended for the education of children of officers in the Navy as the donation of the said Andrew Bell thereto it having been determined that the Madras System of Education should be adopted in the said school (such donation to be applied towards the general Maintenance and Establishment of the said school on the Madras System) and do and shall transfer one other such Twelfth part as aforesaid and the and the accumulated dividends thereof unto the Provost Magistrates and Town Council of Saint Andrews aforesaid the Interest and Produce thereof to be by them applied toward the Moral and religious improvement of that City and such other useful and permanent works connected therewith as the said last mentioned Provost Magistrates and Town Council shall from time to time under the Superintendence and with the approbation of the Lord Lieutenant for the time being of the County of Fife and the said Trustees or the Survivors or Survivor of them (testified by writing under their hands) direct PROVIDED ALWAYS and it is hereby expressly declared that the respective transfers hereinbefore directed to be made unto the respective corporations of the Provost Magistrates and Town Councils of Edinburgh Glasgow Aberdeen Inverness and Leith are respectively upon this indispensable condition that the Stock respectively to be transferred to the said Corporations be by them and their successors employed for the founding or maintenance of a school or schools in each of the said last mentioned five towns for the instruction of children whether Male or Female or both in the ordinary branches of Education but so that the tuition at every one of

the said schools be upon the system of mutual instruction and moral discipline exemplified in the Madras School AND that every of the said corporations shall stand professed of the Stock so to be transferred to it as aforesaid UPON TRUST for ever to apply the Dividends and Interest thereof in the support and maintenance from time to time of schools already founded or hereafter to be founded on the principle of the aforesaid Madras System such funds either to remain invested or to be invested on any Government Heritable or other sufficient Securities as shall from time to time be thought fitting AND it is hereby declared that every of the said Corporations or Bodies shall on the transfer to such Corporation or Body to be made in pursuance of the directions hereinfore contained and before any appropriation or application of any part of the aforesaid Stock make and execute a Declaration and acknowledgement of the acceptance by such Corporation or Body of the several Trusts herein declared such declarations to be forthwith registered in the Books of Council and Session in Scotland and that if any one of the aforesaid Corporations or Bodies shall refuse to execute such declarations of Trust as aforesaid then and in that case the share of the Trust funds of such Corporation or Body shall be transferred to the Provost Magistrates and Town Council of Cupar in Fife and the other Patrons for the time being of the Academy there upon the same Trusts and conditions in all aspects as are hereinbefore expressed with regard to the Corporation or Body so refusing And it is hereby agreed and declared that the receipts in writing of the several persons Corporations or Bodies to whom transfers or payments are hereinbefore directed to be made shall be in effectual discharges to the Trustees or Trustee hereof provided that every such receipt shall contain a specification of the conditions upon which the Transfer or Payment to the person persons or Corporation or Body giving such receipt was made and accepted AND further that a declaration of Trusts shall upon such Transfers as aforesaid to be made to the aforesaid Naval School be executed by the Trustees or Governors to whom the transfer shall be made and a Memorial thereof inrolled in the High Court of Chancery of England and also another Memorial thereof registered with the Clerk of the Peace for the County of Middlesex as by Law required. AND whereas the said William Haig Robert Haldane George Buist and Andrew Alexander have lately (with money remitted to them by the said Andrew Bell for that purpose) purchased certain Lands or Grounds and herediments adjoining to the Grammar School of Saint Andrews aforesaid which have been duly conveyed to them NOW IT IS HEREBY DECLARED that the said William Haig Robert Haldane George Buist and Andrew Alexander and their respective successors in office shall stand vested and seized of the same herediments and that the remaining five twelfths of the aforesaid several sums of Stock shall be held by the said Trustees UPON TRUST to lay out and apply a sufficient part of the said Five Twelfth parts in the reparations and maintenance of the Black Friars chapel adjoining the aforesaid herediments and in the foundation erection planning and laying out upon the said lately purchased land and premises of a College with appropriate Houses for Masters and Monitor Servants and other offices and also Gardens Shrubbery and Play Ground and that the style of Architecture of the School Rooms of the said College shall harmonize with that of the aforesaid Blackfriars Chapel and to lay out any reasonable portion of the said Five Twelfths parts in the purchase of Lands or herediments adjoining to the aforesaid herediments at Saint Andrews aforesaid or to the present Grammar School of the said city if such purchases shall be deemed advantageous for the purposes of the said College as hereinafter expressed. Provided always that it shall not be lawful for the said Trustees to lay out or expend more than one half of the said Five Twelfth parts in the reparation and maintenance of the said Blackfriars Chapel the founding building and laying out the said College Houses offices Gardens Shrubbery and Play Ground and in the purchase of Lands as aforesaid and upon further Trust that they the said Trustees do and shall either permit the residue of the said Stocks to remain as invested or to sell the same and invest the produce in the purchase of other Estates of inheritance in fee simple in the County of Fife or in the purchase of Stocks or Funds in the Bank of England or any of the chartered Banks of Scotland such last mentioned investments and securities to be altered and varied at the discretion of the Trustees thereof and the said Estates Funds and Securities and the income thereof to be applied for the annual maintenance of the said College and for the Foundation and Maintenance of Bursaries in manner hereinafter mentioned. AND IT IS HEREBY DECLARED that the College so to be erected as aforesaid shall for ever hereafter be designated and called "The Madras College of Saint Andrews" And the said Andrew Bell and also the aforesaid Trustees do hereby respectfully and mutually request that His Majestys Lord Lieutenant for the time being of the County of Fife the Lord Justice Clerk of Scotland for the time being and the Reverend James Walker (one of the Ministers of the highest order of the Episcopal Communion in Scotland commonly called Bishops) during his life and after his death his successor for the time being (as Superintendent of the Episcopal Clergy in Edinburgh) will respectively accept and from

time to time exercise the offices of patrons and visitors of the said College AND it is hereby agreed and declared that when the said College shall be completed Children of both sexes and whatever Christian persuasion their parents shall be shall be taught in such branches of Education and either together or separately as to the aforesaid Trustees or their successors in office for the time being shall seem fit but nevertheless always upon the principles of the aforesaid Madras System and that in such Education particular attention shall be bestowed upon instruction in the principles of the Christian Religion AND it is also declared that the Election of the masters of the said College from time to time shall be solely vested in the Trustees of these presents and their successors in office for the time being it being hereby directed that the said Patrons and Visitors of the said College shall be consulted and advised with and have a Vote in the nomination and that proper and fit Preceptors or Masters of the said College shall be chosen by the said Trustees upon sufficient trial and examination AND IT IS HEREBY DECLARED that the said Trustees shall exact from the children educated in the said College such fees only as it shall appear to them that the parents of such children are able to pay without much inconvenience and that those children whose parents are unable to pay any such fees shall be educated gratis AND it is hereby declared that the fees to be paid as aforesaid by the said children shall belong to the Masters to be appointed as aforesaid over and above the present salaries of Fifty Pounds and Twenty Five Pounds payable and to be paid by the Corporation of Saint Andrews yearly AND IT IS HEREBY directed that the Trustees for the time being hereof shall once in every quarter of a year for Ever hereafter inspect and examine the said College in order to ascertain the proficiency and progress made by the scholars or pupils thereof and shall also appoint and hold a public Examination of such scholars or pupils once in every year and also shall from time to time name such rules for the regulation and guidance of the said College Masters Teachers and Scholars as to the said Trustees shall, subject to the approbation of the patrons and Visitors for the time being, seem fit so as the same shall be in accordance with the said Madras System as expounded in the printed works of the said Andrew Bell AND it is hereby declared that immediately after the yearly Examination to be held as aforesaid the several Trustees of these presents who shall be present thereat shall record and certify in a Book to be kept for that purpose whether or not there be an improvement in the management of the said College and in the proportionate Education of the Scholars thereof and if there shall be such improvement the Sum of Fifty Pounds a piece or more at the direction of the Trustees so present shall be paid out of the annual Income and Produce of the funds of the said College unto both the English and Classical Master of the said College if they shall have in the opinion of such Trustees so present deserved the same or unto other of them who shall be so thought to deserve it AND it is hereby declared that it shall be lawful for the Trustees hereof for the time being to appropriate from the said income and produce a sum not exceeding Fifty pounds per annum for the purpose of rewarding meritorious Monitors and Scholars in the said College at the discretion of the said Trustees and that Registers and paidometers shall be kept in the said College according to the Manuals of the said Andrew Bell respectively published in the Years One Thousand Eight Hundred and Twenty Three, One Thousand Eight Hundred and Twenty Seven and One Thousand Eight Hundred and Thirty One AND it is hereby declared that the Trustees hereof for the time being shall for ever hereafter apply yearly and every Year from and out of the College funds the sum of One hundred pounds in Bursaries to the students of the United College of Saint Salvators and Saint Leonards aforesaid (that is to say) and in one Bursary of Twenty Pounds two Bursaries of Fifteen Pounds each and five Bursaries of Ten Pounds each AND it is hereby declared that the said Trustees after consulting and advising in manner aforesaid with the said Patrons and Visitors shall perpetually nominate the persons to receive the said Bursaries respectively but that any one or more of the relations in blood of the said Andrew Bell shall always if competent and qualified be entitled to the highest Bursaries as has occurred in the case of the Glendee Bursary of which of which the said Andrew Bell is Patron and such Bursaries shall be vacated when claimed by a relative in blood of the said Andrew Bell and that none of the aforesaid Bursaries shall be received by any person (except relations as aforesaid) who has not been educated at the said Madras College for the space of three Years and that the persons respectively receiving such Bursaries (except the Relations of the said Andrew Bell) shall be those who upon public Examination by the Trustees hereof shall be deemed thereto entitled and that every person declared to be entitled to any such Bursary as aforesaid shall continue to receive the same Yearly for the space of four Years in succession if he shall during the whole of that time prosecute his Studies in the said United College and conduct himself with propriety in the opinion of his Teachers therein And it is hereby declared that the Trustees hereof shall immediately receive into the said Madras College and from the Trust funds defray the whole expense of Boarding Educating Cloaking and Maintaining Andrew Bell Morison the

relative of the said Andrew Bell and that so soon as he is fit to enter the said United College the Trustees shall confer on him the highest Bursary and shall allow him an additional sum of Twenty Pounds Yearly during the space of Four Years provided he shall continue at that College so long and shall afterwards employ him in some suitable office in the said Madras College for which he may be found qualified AND it is hereby directed that as soon as possible after the execution of these presents the Trustees thereof shall cause a complete Edition of all the works of the said Andrew Bell and an abridged Edition as in one or two volumes to be published under the superintendence of the Reverend Doctor Michael Russell Minister of the Episcopal Chapel at Leith and shall defray the expenses of such publication in manner hereinafter mentioned and shall cause a copy of the said works to be deposited in every of the libraries of the said Royal Naval School, the said Madras College and in all privileged Libraries in England Scotland and Ireland and shall cause both the complete and abridged Edition of the aforesaid works to be kept on Sale for One hundred Years in London Edinburgh and Dublin and any profit therefrom arising is to be carried to the credit of the Trust fund hereby vested in the said Trustees AND it is hereby declared that the Provost and First and Second Ministers of Saint Andrews aforesaid shall for ever hereafter be appointed the Trustees of these presents and that after the decease of the said Andrew Alexander the Sheriff Depute for the time being of the said County of Fife shall forever thereafter be a Trustee of these presents jointly with the said Provost and first and second Ministers and such persons for the time being shall be forever the Trustees and Managers of the said College and the property thereof for ever vested in them and that three of the Trustees shall always be a Quorum and that the acts of such majority shall be as valid and effectual to all purposes as the whole of the said Trustees and that the minutes of the proceedings of the said Trustees for ever thereafter be entered in a Book to be kept for that purpose and such Minutes shall always be signed by them at their Meetings AND THAT no one of the Trustees of these presents his heirs executors or administrators shall be held liable for the acts or defaults of the others or other of them or for any monies which shall be received by the others or other of them nor shall any of them be accountable for the deficiency or insufficiency of any of the Securities upon which the aforesaid Trust premises may be invested or for the failure of any Banker or other person with whom any of the Trust monies may be lodged for such custody AND IT IS HEREBY agreed and declared that the Trustees for the time being of these presents do and shall retain the said sum of Two Thousand and Five Hundred Pounds Three per centum consolidated Bank Annuities so set apart as aforesaid UPON TRUST that they do and shall hereout and out of the income thereof pay and discharge all the cess and expenses of making such transfers as hereinbefore are directed and of procuring preparing and executing the aforesaid several declarations of Trust and the Inrollment thereof respectively and of publishing the aforesaid Editions of the works of the said Andrew Bell and all other the charges of executing the Trusts hereof which are not otherwise hereinbefore provided for and subject to the Execution of such Trusts as last aforesaid the residue of the sum of Two Thousand and five hundred Pounds Three pre centum Consolidated Bank Annuities and the income thereof shall be retained and transferred unto and upon the respective Trusts intents and purposes and in the respective preparations hereinbefore expressed and appointed with respect of the said Sums of Sixty thousand pounds and Sixty thousand pounds Stock and to the parties who respectively are entitled to receive the said Twelve Shares thereof AND FURTHER it is hereby directed that the Trustees of the said College shall execute a proper declaration of trust of the aforesaid Lands and hereditaments so purchased as aforesaid and of any property to be purchased for the purposes of the said College and also of all the funds provided for the maintenance of the said College in the Scotch form and the same shall be registered in the Books of Council and Session in Scotland in such manner as is usual IN WITNESS whereof the said parties to these presents have hereinafter set their hands and Seal that day and Year first before written