

The committee appointed to examine into and report upon the title of the college farm, submitted the following report:

The committee to whom was referred the question of the title to the agricultural farm have had the matter submitted to us under consideration and most respectfully report:

That the farm was conveyed to Corvallis College on the 7th day of April 1871 for the express consideration of \$4,500, which deed is of record in Aenton County, book 1, page 332, Record of Deeds. That said deed contains the following clause:

"This conveyance is made to Corvallis College to the end that said premises be used by said college as an agricultural farm in connection and for the purpose of the Agricultural College of the State of Oregon. Now, whenever said premises shall cease to be used or occupied for the purpose of the Agricultural College, then the said premises shall vest and become the property of the several persons who have or shall contribute the purchase money in the proportion contributed by each person."

From this deed we draw the following conclusions:

1st.—That the title to said Agricultural farm is vested in Corvallis College.

2nd.—That Corvallis College holds the same in trust to enable it to conduct the Agricultural College of the State of Oregon and for the purpose of said Agricultural College alone.

3d.—That whenever it ceases to be used or occupied for such purposes, the several interests of those who contributed the purchase money arises and attaches in the proportion contributed by such persons respectively.

And we further report that nature of the trust is one

that is peculiarly favored in law. It is for educational purposes, and such trusts are seldom allowed to fail or die; and, therefore, it would be competent for the college to vest its title in the state, if thought best. The State would simply hold the title in trust, subject to the same conditions and limitations and for the same purposes that it is now held by the college. In fact, in the view we take of the subject, it does not make any difference in whom the title may be vested, *the trust attaches to the property itself.*

We, therefore, recommend that said property be relieved of any incumbrance and that if the legislative assembly will materially assist in providing for the chair of Mechanic Art, lately created, that said farm be conveyed to the state and that the legislature be asked to accept the same.

JOHN BURNETT,  
J. R. N. BELL,  
R. S. STRAHAN.

Aug 9, 1884.