

Council Grove Area Foundation

Fund Information

Name of Fund: Eula Corey Metzger Scholarship

Fund Type: Unrestricted Restricted

Fund Sub-Type: Designated Donor Advised Field of Interest
 Community Project Committee Advised Scholarship Discretionary Scholarship

Fund Class: Endowment Non-endowed Agency Endowment

Initial Gift Amount: \$ 50.00

Donor Information:

First Name Last Name

Street Address

City State Zip Code

Phone Number Email Address

Successor Advisor:

First Name Last Name

Street Address

City State Zip Code

Phone Number Email Address

Purpose: Student must be a USD 417 graduate. Preference should be given to a student who is; enrolled at Emporia State University, has a need for financial assistance, has a higher scholastic standing in their class.

EULA COREY METZGER SCHOLARSHIP TRUST

THIS TRUST AGREEMENT entered into this 30th day of June, 1978, by and between Floyd Metzger, for himself and on behalf of his brothers and sister (being Hallie Brewer, Eugene Metzger, Carleton Metzger and Michael Metzger) hereinafter called "Trustors", and the Farmers and Drovers Bank of Council Grove, Kansas, hereinafter called "Trustee".

WITNESSETH:

1.) NAME OF FUND: The name of this Trust Fund shall be the EULA COREY METZGER SCHOLARSHIP TRUST FUND, in memory of the mother of the Trustors.

2.) CONSIDERATION: In consideration of the acceptance by said Trustee of the Trust herein created and the payment of Fifty Dollars (\$50.00) by Trustors to said Trust and in consideration of further amounts which may be paid into and added through the years to said Trustee to be held in Trust for the EULA COREY METZGER SCHOLARSHIP TRUST FUND, the parties agree as follows:

3.) PURPOSE OF FUND: The purpose of this Trust Fund is to provide money grants to Senior students who graduate from Council Grove High School now known as Unified School District No. 417, who plan to and enroll in a recognized College or University pursuant to the following guidelines:

A.) The student must actually graduate from Council Grove High School; and,

B.) Preference shall be given to students who enroll or plan to enroll at Emporia State University at Emporia; and,

C.) Preference shall be given to students who demonstrate a need for financial assistance and to students with higher scholastic standing in their class; and,

D.) The student shall be required to enroll in and attend a College or University recognized and approved by the Trustee, in its discretion; and,

E.) The student shall use the funds received, for school related purposes, including, but not limited to, tuition, fees, books, supplies, ect.; and,

F.) The student must make application to the Trustee within such time and in such form as the Trustee shall, in its discretion, determine and require; and,

G.) The amount of each grant shall be determined in the discretion of the Trustee.

4.) ADVISORS TO TRUSTEE: The Trustee may, in its discretion, ask the advice of the Trustors, or any one of them, about the administration of this Trust or the construction of this Trust, so as to carry out the purposes for which this Trust is established, provided however, such right to advise the Trustee shall be a personal right in each Trustor and may not be exercised by any other person, other than the above named Trustors.

5.) PAYMENT OF FUNDS: The Trustee, in its sole discretion, shall have power to invade the principal of the Fund and shall have the power to pay any part or all of the net earnings from the Fund, at least annually, for the purposes herein stated, or reinvest all income annually and add it to the principal of the Fund, provided however, it is contemplated that this Fund shall accumulate and exist in perpetuity. In all other respects, the Trustee may govern itself by the Kansas Revised Uniform Principal and Income Act being K.S.A. 58-901, et seq.

6.) TRUST IRREVOCABLE: This Trust is irrevocable and it cannot be altered, amended, revoked or terminated by the Trustors, or any of them, and none of the Trustors retain any beneficial interest, vested or contingent, in this Trust or the principal or income in this Trust.

7.) KANSAS TRUST: This Trust shall be governed, construed and administered according to the laws of the State of Kansas.

8.) TRUSTEE'S POWERS: In addition to the powers, rights and discretions granted to the Trustee by the terms and provisions of this Trust, the Trustee shall have and may exercise all of the rights, duties, powers and discretions granted Trustee pursuant to K.S.A. 50-1201, et seq., and, in particular, the powers enumerated in K.S.A. 58-1203, provided however, such powers, rights, and discretions shall be exerciseable only in the furtherance of educational purposes as stated in this Trust and not otherwise. The Trustee shall have the right to collect a reasonable fee for services rendered in conjunction with this trust.

9.) NO BOND REQUIRED: No bond shall be required of the original Trustee hereunder, or if bond is required by law, no surety shall be required on such bond.

10.) VALIDITY OF THE TRUST: No one dealing with the Trustee need inquire concerning the validity of anything the Trustee purports to do, or need see the application of any money paid or any property transferred to or upon the Order of the Trustee.

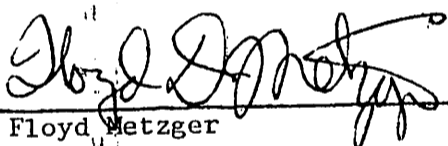
To the same effect as if it were the original, anyone may rely upon a certified copy by a Notary Public to be a counter part of this instrument and of the writings, if any, endorsed thereon or attached thereto. Anyone may rely upon any statement of facts certified as appears by the Trustee.

IN WITNESS WHEREOF, the Trustors above named by Floyd Metzger, has set his hand, and the Farmers and Drovers Bank, in token of its acceptance of the Trust hereby created, has executed this Trust, on the day and year first above written.

TRUSTORS

HALLIE BREWER, EUGENE METZGER,
CARLETON METZGER, MICHAEL METZGER
and FLOYD METZGER

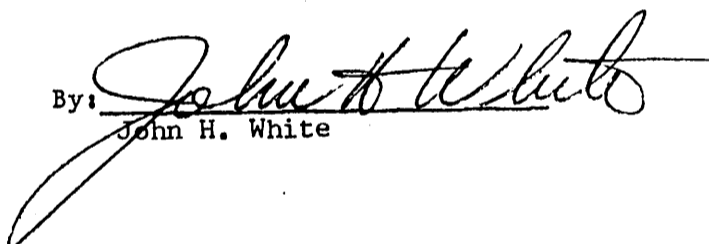
By:


Floyd Metzger

TRUSTEE

FARMERS AND DROVERS BANK

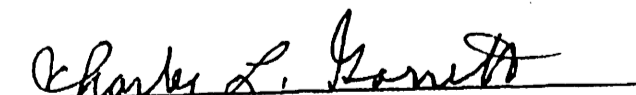
By:


John H. White

STATE OF KANSAS, COUNTY OF MORRIS, SS:

BE IT REMEMBERED, that on this 30 day of June, 1978, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Floyd Metzger who is personally known to me to be the same person who executed the within instrument of writing and such person duly acknowledge the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal, the day and year last above written.


Notary Public

My Commission Expires:

January 24, 1979



STATE OF KANSAS, COUNTY OF MORRIS, SS:

BE IT REMEMBERED, that on this 30 day of June, 1978, before me, the undersigned, a Notary Public in and for the County and State aforesaid came John H. White, Vice President of the Farmers and Drovers Bank, a corporation duly organized, incorporated and existing under and by virtue of the laws of Kansas, who is personally known to me to be such officer, and who is personally known to me to be the same person who executed, as such officer, the within instrument of writing on behalf of said corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

Charles L. Howitt
Notary Public



Commission Expires: January 24, 1979

AGREEMENT TO RELEASE TRUSTEE AND RESIGNATION OF TRUSTEE

THIS AGREEMENT, made this 23rd day of December, by and between Floyd Metzger, Hallie Brewer, Eugene M. Metzger, Carleton M. Metzger and Michael Metzger, Trustors, and Farmers and Drovers Bank, Trustee,

WHEREAS, on June 30, 1978, the EULA COREY METZGER SCHOLARSHIP TRUST FUND was created by Trust Agreement between the Trustors and the Trustee for the purpose of providing annual scholarships to a deserving USD 417 high school graduate and,

WHEREAS, the Trustors have comprised a selection committee which selected an individual recipient of the scholarship award each year and,

WHEREAS, the Trustee has held and invested the funds provided by the Trustors and has issued the annual scholarship award as directed by the Trustor's Selection Committee and has rendered its accounting of income and withdrawals each year to the Trustors.

NOW, the Trustors desire to transfer administration of the trust to the Council Grove Area Foundation and have entered into a Donation Agreement on December 20, 1995 with the Foundation for the transfer. Trustors hereby state that all of the acts, proceedings and accountings of the Trustee, Farmers & Drovers Bank, are hereby ratified, accepted and approved. Farmers & Drovers Bank hereby resigns the trusteeship accepted in the original Trust Agreement, and the Trustors direct that the funds now comprising the trust corpus, which amount is \$2,674.19 in Farmers & Drovers Savings Account numbered 720488, be transferred upon execution of this Agreement to the Council Grove Area Foundation and upon said transfer the Trustee is released and discharged from all responsibility and liability with reference to the Eula Corey Metzger Scholarship Trust.

TRUSTORS

TRUSTEE

HALLIE BREWER, EUGENE METZGER,
CARLETON METZGER, MICHAEL METZGER
and FLOYD METZGER

FARMERS AND DROVERS BANK

By: Michael Metzger
Michael Metzger

By: John H. White
John H. White

STATE OF KANSAS, COUNTY OF MORRIS, ss.:

BE IT REMEMBERED, that on this 23rd day of December, 1995, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Michael Metzger, who is personally known to me to be the same person who executed the within instrument of writing and such person duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal, the day and year last above written.

Henry A. White, Jr.
Notary Public
HENRY A. WHITE, JR.
My Appt. Exp. March 1, 1997

My Commission Expires:

STATE OF KANSAS, COUNTY OF MORRIS, ss.:

BE IT REMEMBERED, that on this 23rd day of December, 1996, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came John H. White, President of the Farmers and Drovers Bank, a corporation duly organized, incorporated and existing under and by virtue of the laws of Kansas, who is personally known to me to be such officer, and the same person who executed, as such officer, the within instrument of writing on behalf of said corporation, and who duly acknowledged the execution of the same as the act and deed of such corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

Karen S. Lee
Notary Public

My Commission Expires:

