

Trust Company Files Suit Over Ex-U. K. Chief's Will

Lexington, Ky., Oct. 28 (AP)—A declaration of rights was sought today in a friendly suit brought by the Security Trust Company against the University of Kentucky trustees.

The suit seeks to determine whether the trust company can deliver to trustees money left by former university President James K. Patterson to establish a college for teaching diplomacy, consular service, and international commerce. The former president died in 1922. He proposed to name the college for his son, William Andrew Patterson.

The suit said the trustees have stated willingness to supplement income from the trust and establish the college.

Patterson's will directed that part of the estate be held in trust "at compound interest for 40 to 50 years or until principal and accrued interest shall amount to seven or eight times the original principal."

Officials said figures on the amount of the fund were not available tonight. However, it was disclosed that the original bequest was more than \$100,000. One source said the principal now is "not more than half a million dollars" and that current income from the fund is about \$20,000 a year.

Security Trust alleged the trustees have "made demand on the plaintiff that the latter begin to turn over the current income and discontinue the process of accumulation."

The plaintiff asked the court if an actual controversy existed, if the defendant could demand that income be given it, or if the plaintiff could agree to such a demand.