

Minutes of the Meeting of the Board of Trustees of the University of Kentucky, June 2, 1944.

The Board of Trustees of the University of Kentucky met in President Donovan's office at 10:00 a.m., Friday, June 2, 1944. The following members were present: Vice Chairman Richard C. Stoll, Robert Tway, Judge Harry W. Walters, R. P. Hobson, Mrs. Paul G. Blazer, Harper Gatton, H. D. Palmore, T. H. Cutler, J. C. Everett, and Grover Creech. President H. L. Donovan and Comptroller Peterson were also present. Mr. Cutler presented his commission of appointment, as follows:

In the Name and by the Authority of

COMMONWEALTH OF KENTUCKY

SIMEON WILLIS

Governor of the Commonwealth of Kentucky

To All To Whom These Presents Shall Come, Greeting:

Know Ye, That Honorable Thomas H. Cutler

having been duly appointed

IS HEREBY COMMISSIONED AS AN ALUMNI MEMBER OF THE BOARD OF TRUSTEES OF THE UNIVERSITY OF KENTUCKY TO FILL THE VACANCY CREATED BY THE RESIGNATION OF HONORABLE JAMES PARK. THIS APPOINTMENT IS FOR THE UNEXPIRED TERM OF MR. PARK.

I hereby invest him with full power and authority to execute and discharge the duties of the said office according to law. And to have and to hold the same with all the rights and emoluments thereunto legally appertaining, for and during the term prescribed by law.

In testimony whereof, I have caused these letters to be made patent, and the seal of the Commonwealth to be hereunto affixed. Done at Frankfort, the 15th day of May in the year of our Lord one thousand nine hundred and 44 and in the one hundred and 52nd year of the Commonwealth.

(Signed) Simeon Willis
By the Governor

(Signed) Charles K. O'Connell
Secretary of State

By (Signed) Christine Johnson
Assistant Secretary of State

A. Approval of Minutes.

* * * * *

1. On motion duly made, seconded and unanimously carried, the minutes and actions of the Executive Committee of March 24, 1944, the minutes of the Board of Trustees of April 4, 1944, and the minutes and actions of the Executive Committee of May 2, 1944, were ordered approved as published.

* * * * *

B. Approval of Candidates for Degrees.

President Donovan presented a list of candidates for degrees with the recommendation of the University Faculty and the deans of the respective Colleges.

UNIVERSITY OF KENTUCKY
Lexington

May 31, 1944

TO THE UNIVERSITY FACULTY:

The following persons have completed the requirements for the degrees indicated and have been recommended by the Deans of the respective colleges.

COLLEGE OF ARTS AND SCIENCES
CANDIDATES FOR THE DEGREE OF BACHELOR OF ARTS

Mary Frances Bach	Helen Louise Harrison
Martha Obitz Boatman	Patricia Irwin Horkan
Michaelene Jean Bogan	Mary Jeannette Householder
Marion Barbara Brewer	Frances Louise Jinkins
Mary Lee Brockman	Alva Marian Johnson
Lucille Eldridge Brown	Hellen Kafoglis
Mary Elizabeth Callaway	Martha Townsend Koppius
Virginia Aswell Cantrill	Anne Howard Lyttle
Richard Truman Centers	Mary Jean McElroy
Dorothy Dawson Hawkins Coblin	Sarah Anna Margaret McInteer
Martha Gayle Cockrell	Mary Ann Macke
Cleon Kilmer Combs	Anne Scott Maher
Dorothy Jack Ecklar Cottrell	Elsie Lena March
Audrey Vinila Davis	Ellen Jane Purcell
Jane Lynn Denny	Lucile Daron Richardson
Algernon Smith Dickson	Anne Ricketts
Ruth Louise Eubank	Anna Catherine Rigsby
Marcia Jeanne Fields	Annie Laurie Riley
Elisabeth Headley Garr	Bette Carol Robinson
Ann Mallory Gillespie	Maureen Sophia Savage

Wanda Clay Scrivner
 Nellie Frances Sellers
 Mary Eleanor Shaw
 Betsy Wynne Simpson
 Carolyn Spicer
 Adalin Stern
 John Hardin Sutterfield
 Morrison Vincent Swift
 Charlotte Elizabeth Terry

Lillian Eleanor Terry
 Elizabeth Carolyn Warner
 Julia Anne Waters
 Alice Webster Watkins
 Edith Margaret Weisenberger
 Dorothea Jacquelyn Wiedeburg
 Eugene Selby Wiggins, Jr.
 Betty Lee Wilson

CANDIDATES FOR THE DEGREE OF BACHELOR OF SCIENCE

Henry Clay Blount, Jr.
 Ella Watson Browne
 Constance Larsen Cole
 Sarah Frances Edmonds
 George Freeman Gilbert
 Ralph Lowell Gullett
 Edyth Boyd Heaton
 Sarah Helen Hemingway
 John Castleman Hubbard
 Bruce Kennelly
 Martha Cary McCauley
 Gerald Arthur Martin
 James Carlton Moore

Roberta Downing Parker
 Marcus Douglas Phelps, Jr.
 Betty Ann Poindexter
 Evelyn Pope
 Luther Clinton Powell
 Charles Louis Racke
 Gloria Jean Reid
 Paul Johnston Ross
 James Henry Saunders
 Phillip Van Sutterfield
 Clayton Lay Thomas
 James Lewis Vallandingham, Jr.
 William Edmond Ware

CANDIDATES FOR THE DEGREE OF BACHELOR OF SCIENCE IN INDUSTRIAL CHEMISTRY

Irvin Henry Neltner
 William A. Shire, Jr.

Theodore Albert White

CANDIDATES FOR THE DEGREE OF BACHELOR OF ARTS IN JOURNALISM

Celia Bederman
 Betty Edwards Bohannon
 Florida Ridgway Garrison

Joseph Edward Hutchinson
 Mary Lyle Mulholland
 Mary Norma Weatherspoon

CANDIDATES FOR THE DEGREE OF BACHELOR OF SCIENCE IN MUSIC

Mildred Ione Buchanan
 Mabel Claire Gumm
 Kathleen Hagan

Janet Evangeline Palmer
 Anita Mae Roos

CANDIDATES FOR THE DEGREE OF BACHELOR OF SCIENCE IN MEDICAL TECHNOLOGY

Edwin John Abeling
 Bernadine Jett Aulick
 Charlotte Mary Bostetter
 Esther Cornelius Friedman

Ann Myers Merideth
 Ruth Julia Robinette
 Dolores Eloise Shifflet

CANDIDATES FOR THE DEGREE OF BACHELOR OF SCIENCE IN LIBRARY SCIENCE

Nellie R. Rash

Rezina Elizabeth Senter

COLLEGE OF AGRICULTURE AND HOME ECONOMICS
 CANDIDATES FOR THE DEGREE OF BACHELOR OF SCIENCE IN AGRICULTURE

Reid Burbus England
 Fischer Dyson Harned

Rosella Ellars Jaegers

CANDIDATES FOR THE DEGREE OF BACHELOR OF SCIENCE IN HOME ECONOMICS

Anna Mae Allen
 Esther May Baker
 Elizabeth Eloise Bennett
 Grace Weatherly Brown
 Jane Francis Collis
 Sara Elizabeth Ewing
 Dorothy Jean Garrison
 Edna McReynolds Griffith
 Myra Harris
 Elizabeth Finn Hickman
 Elizabeth Ann Hogg
 Amanda Maud Holland
 Frances King Kendall
 Charline Reid Lisanby
 Myrtle Louise Harned Lund
 Lillian Lee Lycan
 Arnetia C. Lykins
 Mary Eleanor Neill

Frances Mae Owens
 Mary Jane Riggs
 Anna Lea Schoulties
 Mary Elizabeth Searcy
 Emily Barbara Smedley
 Mary Zella Smith
 Lyda Mae Sutherland
 Alma Mae Tarkington
 Mary Mason Taylor
 Cornelia Rose Thomas
 Patricia Eloise Thornton
 Boone Davis Tucker
 Adeline Bourne Wallace
 Hazel Ruth Weakley
 Jean Douglas Whaley
 Jewell Marjorie Wilson
 Mary Wilson

COLLEGE OF ENGINEERING

CANDIDATES FOR THE DEGREE OF BACHELOR OF SCIENCE IN CIVIL ENGINEERING

Sterling Lowe Bugg
 James Alexander Caywood
 Marow Wilson Cox

William Rice Nickell
 John Lewis Rogers
 Richard Watson Storey

CANDIDATES FOR THE DEGREE OF BACHELOR OF SCIENCE IN ELECTRICAL ENGINEERING

Ralph Lyndon Hucaby
 Charles Gordon Kramer

Milton Henry Lewis
 Glenn Wood Sellers

CANDIDATES FOR THE DEGREE OF BACHELOR OF SCIENCE IN MECHANICAL ENGINEERING

Gerald Alonzo Cundiff
 Alex Fielder, Jr.

Ernest William LeMasters, Jr.
 Jacob Bradford Walters II

CANDIDATES FOR THE DEGREE OF BACHELOR OF SCIENCE IN METALLURGICAL ENGINEERING

Carleton Clyde Foushee

Hal Wharton Mayner, Jr.

COLLEGE OF LAW

CANDIDATES FOR THE DEGREE OF BACHELOR OF LAW

Ernest Ralph Gregory
 Leo Emory Oxley

Ira G. Stephenson
 Richard Pindell Stoll

COLLEGE OF EDUCATION
CANDIDATES FOR THE DEGREE OF BACHELOR OF ARTS IN EDUCATION

Alice Kathryn Anderson	Lucille Kennedy
Nancy Lee Bird	Barbara Kilpatrick
Margaret Shirley Brewer	Virginia Averie Long
Florence Elizabeth Brown	Violet Dolores Mack
William Earl Buckler	Jean Rich Mills
Mary Atchison Burrier	Norma Naomi Niswonger
Ann Elizabeth Cantrell	Elinor Elizabeth O'Bryan
Mary Mavis Cole	Charlotte-Ann Hunt Phelps
Pauline Wymore Comer	Eva Dupuy Price
Frances Lillian Crawford	Alka Elizabeth Sanders
Marjorie Nesbitt Cummins	Seba Stamper Sloane
Anna Fightmaster Day	Martin Leo Snyder
Nell Baskett Dorsey	Carola Jennings Spurr
Anne Bennett Ellis	Helen Jane Truby
Virginia Priest Haynes	Maryan Vogt
Lillian Pearl Heaton	Patricia Wallace
Ilena Jackson	Barbara Leachman Walton
Eva Valentine Kelsay	Virginia Elizabeth Wesley
Marjorie Ann Kelsay	

COLLEGE OF COMMERCE
CANDIDATES FOR THE DEGREE OF BACHELOR OF SCIENCE IN COMMERCE

Ann Hilton Bryant	John David Lynch
Minkie Clarke	Amanda Carolyn Miller
Mary Katherine Earle	Ruth Claudine Mullinaux
Julius Porter Evans, Jr.	Elizabeth Ann Ross
William Weibel Hummel	William Thomas Stephenson, Jr.
Billye Jean Jones	Martha Lee Thurman
Ellis Franklin Jones, Jr.	Mary Jo Underwood
Dorothy Virginia Lipscomb	Camilla Felix Weathers

GRADUATE SCHOOL
CANDIDATES FOR THE DEGREE OF MASTER OF ARTS

Aubrey Swift Bradshaw	Thelma Pennington Juergensmeyer
Frances Elizabeth Brewer	Robert Blakely McNeill
Harold Brown Connely	Helen Louise Nisbet
Ray Harlan Garrison	Susanna Burton Reynolds
Jacob Harold Greenlee	Miriam Thornton

CANDIDATES FOR THE DEGREE OF MASTER OF SCIENCE

Leland Royce Boyd	Stanley Pierce Stephenson, Jr.
Royce Evans Simons	Carl Harris Stinson

CANDIDATE FOR THE DEGREE OF MASTER OF SCIENCE IN AGRICULTURE

Smith Jameson Jones

CANDIDATE FOR THE DEGREE OF MASTER OF SCIENCE IN METALLURGICAL ENGINEERING

Roland Arthur Kozlik

CANDIDATES FOR THE DEGREE OF MASTER OF ARTS IN EDUCATION

Robert Benjamin Ashmore
Ruth Jewell
Mary Lucy Lowe
Jeanne Carolyn Lowry
Dorothy Turner Martin

Alta Marie Osborn
Etta Mae Osborn
Irene Bernice Salutsky
Albert Goodwin Thomson

CANDIDATE FOR THE DEGREE OF MASTER OF SCIENCE IN EDUCATION

Alma Jean Bach

CANDIDATE FOR THE DEGREE OF DOCTOR OF PHILOSOPHY

Samuel Walker

* * * * *

- 2. Upon motion duly seconded and unanimously passed, the recommendation of the University Faculty was approved, the degrees were granted, and President Donovan was authorized to confer the degrees on candidates listed above at the June 2, 1944, Commencement.

* * * * *

C. Approval of Budget for 1944-45.

President Donovan submitted for approval the annual internal budget of the University of Kentucky for the year 1944-45, and read the following statement contained in the budget.

COMMENTS OF THE COMPTROLLER ON THE ANNUAL INTERNAL BUDGET

Introduction

The preparation of the University budget for the fiscal year 1944-45 has been delayed because of the uncertainty of whether the University would be required to operate on the budget adopted for the biennium 1942-44, or a new budget made for the ensuing biennium. The proposed budget herewith submitted is made on the basis of the State appropriations for the biennium 1942-44. Appropriations made for the extraordinary expenses during that biennium have been excluded from anticipated State appropriations for the ensuing year.

There is no particular change in the method used in the preparation of this budget from that of the previous budget. A comparison between the salaries and other expenses of 1943-44 and salaries and other expenses for 1944-45 is shown. The comparison refers to basic salaries, whether for ten months or twelve months, depending on the basis shown. All professorial staff members are shown for the eleventh month of employment for the fiscal year unless the individual involved specifically requested otherwise, except for the College of Engineering and the College of Agriculture and Home Economics. In these colleges, staff members and employees were already on a twelve months basis. Salary adjustments through increases and extension of employment from ten months to eleven months are reflected in the total recorded for each individual.

The summer quarter (Summer School) is divided into first and second terms for the convenience of the students and for administrative control.

Departmental and divisional summaries show comparisons between the total budget for 1944-45 and the adjusted budget for 1943-44. The adjusted appropriation takes into account the increases and decreases made during the year because of personnel on leave, salary adjustments and other budget changes. Increases and decreases were adjusted pro rata, in accordance with the remaining months of the fiscal year. This fact should be kept in mind when attempting to compare the two total columns.

Certain points in connection with this budget should be emphasized as a matter of comparison and for purposes of general analysis.

Income

The income for the University budget is derived mainly from three sources: Federal grants-in-aid (31.7%); State appropriations (45.9%); and revolving funds (22.1%). Less than three-tenths of one per cent is received from endowment funds.

Revolving funds refer to receipts of direct income collected by the institution such as student fees, room and board, sales, services, rentals, etc. The estimated income from all sources for the ensuing year is lower except that received from Federal grants-in-aid.

The largest reduction in estimated income from revolving fund sources is in student fees. The reduction is due to a decreased enrollment. The following schedule is self evident as to the loss of revolving fund receipts to the University from this source:

<u>Fiscal Year</u>	<u>Amount of Fees</u>	<u>Basis for Data</u>
1940-41	\$403,855.01	Actual Receipts
1941-42	335,414.76	Actual Receipts
1942-43	305,158.78	Actual Receipts
1943-44	193,800.00	Actual Receipts
		to Date plus Es-
		timated to June
		30, 1944.
1944-45	163,340.00	Estimated

The real comparison of the reduction of student fees, based upon enrollment, is more accurately shown by comparing the fees collected for the year 1940-41 against the fees collected for the current year and those estimated for the ensuing year. The estimated receipts from student fees for this year is more than \$240,000.00 less than was received in a normal year.

It would not have been possible for the University budget to have been balanced during the past fiscal year but for the fact that we have had on the campus an Army Specialized Training Program instructing soldiers for the War Department. The prospect for receipts from the Army program during the year 1944-45 is negligible since the present contract expires July 30, and at this time we have only 164 soldiers receiving instruction.

An unexpended balance from the Army Specialized Training Program during the current year will be the balancing factor for the 1944-45 budget. This balance has been made available through payment by the War Department of certain fixed costs in the way of instruction salaries and maintenance cost, which would otherwise have had to be paid from current operating funds. We have estimated this balance to be \$140,000.00 as of July 1, 1944. It may be more, but in all probability refunds to the War Department will be necessary due to renegotiation and adjustments on the final settlement of the first year's operation.

State Appropriations for the ensuing year are \$270,000.00 less than for the year 1943-44. This difference is analyzed as follows:

Library Equipment	\$10,000.00
Scientific Laboratory Equipment	20,000.00
Engineering Equipment	20,000.00
Home Economics Equipment	10,000.00
Emergency Appropriation for Coal Research	10,000.00
Capital Outlay	200,000.00
Total	<u>\$270,000.00</u>

The loss from student fees from that of a normal year is in excess of \$240,000.00 a year and the loss of State appropriations for the ensuing year is \$270,000.00, making a total reduction of income for the ensuing year, based upon a normal school year, of approximately \$510,000.00. It is extremely difficult for a university to stand such a financial loss.

Expenditures

The total estimated expenditures for the Division of Colleges for 1944-45 are \$1,449,493.00 in comparison with the adjusted budget for 1943-44 of \$1,737,902.01. (Both figures exclude expenditures for auxiliary enterprises).

The proposed budget for administration and general expenses for the College of Commerce and College of Education show slight increases. These increases are due to normal operating conditions. The College of Arts and Sciences, College of Engineering, College of Agriculture and Home Economics, and the Libraries, show budget decreases. These decreases in the main are due to elimination of the appropriations for scientific equipment, which appropriations will not be repeated during the year 1944-45 because the University is forced to operate upon the budget adopted for the past biennium. These appropriations are classified as extraordinary and do not carry over. The College of Engineering budget is further reduced by the elimination of the Governor's Emergency Grant of \$10,000.00 for the operation of the Coal Research Laboratory, which cannot be anticipated, and a reduction of instructors employed to assist in the Army Specialized Training Program.

Plant commitments are reduced by \$200,000.00 formerly available for capital outlay, which will not be available because of operating on the old budget. A further reduction of \$21,241.66 is due to the advance and complete payment of the funded indebtedness on the Men's Dormitories and the Service Building.

Salaries, generally, have remained constant except for those individuals formerly employed for ten months now employed on an eleven months' basis.

A part of the teaching faculty heretofore have been employed to teach in the first summer term. Those whose services were not needed were unemployed. It has been felt that the University could make use of the services of all members of the teaching staff during the first summer term. Such an arrangement will partially take the place of a salary adjustment and aid in offsetting a sharp increase in the cost of living during the emergency period.

Appropriations for materials and supplies and for capital outlay (technical and scientific equipment) have been materially reduced. This reduction has been brought about primarily due to the loss of \$60,000.00 heretofore appropriated for scientific, laboratory, and engineering equipment. Curtailment of the purchase of such equipment cannot be continued in a normal period. The general educational and research programs would be seriously handicapped - certainly in comparison with accepted educational standards in other state universities.

The amount we are now expending for maintenance of buildings and general operating expenses has for many years been meager. In fact, we feel that the amount budgeted for that purpose has reached the irreducible minimum. To further curtail the appropriation for such purposes would only increase the financial load of subsequent years because of accumulated, or deferred, maintenance. The state appropriation for repairs and maintenance is fixed at thirty thousand dollars. This budget provided for this amount to be supplemented from the appropriation for general operations. Good maintenance practice, for adequate care and replacement due to obsolescence, would require for a plant the size of the University three times the amount this budget provides

The operating budget for the Experiment Station and the Agricultural Extension Division are approximately the same for the ensuing year as for the current year. The problems faced by these divisions are less acute for two reasons. First, they are supported in the main by Federal funds (32%) and revolving funds (44%). The anticipated income from these sources is not lower for the ensuing year than that received during the year 1943-44. In fact, the revolving fund estimates have been slightly increased. Second, the Experiment Station has been able to keep a reasonably adequate revolving fund balance available for such emergencies as may arise. This reflects foresightedness and good budgetary practice.

General Comments

The unappropriated balance reflected by this budget is approximately sixteen thousand dollars. This is an extremely small "cushion" for an institution of this size. This is made more noticeable by the fact that heretofore the revolving fund balance at the beginning of a fiscal year has been negligible, whereas the revolving fund balance as of July 1, 1944, will be the balancing factor of this budget. In budgeting to consume the available balance as of the beginning of the fiscal year, the University is left with no revolving fund balance anticipated for the closing of the fiscal year 1944-45. It is extremely important that the University have a reasonable revolving fund balance at all times to be used as working capital. This would enable the University to purchase more economically in larger quantities and receive discounts.

The anticipated appropriation and receipts for the ensuing year are sufficient to balance the estimated expenditures for the budget year 1944-45. The outlook for the last year of the ensuing biennium 1944-46 is extremely uncertain. The University will have to re-assume the financial load of returning staff members who are now on leave. This financial responsibility in all probability will have to be faced by the University before the student enrollment returns to the pre-war level.

Restricted Budgets

Appended to the general operating budget of the University are the budgets for all restricted funds for which a reasonable estimate of income and expenses can be made. Some of the staff are employed to render services assisting in the general operation of the University, and also aid in the functions for which the restricted funds are received. Split salaries are therefore necessary between general funds and restricted funds. In all cases, this budget has been so constructed as to show cross references and reflect the total salaries of the individuals thus employed. In this way, individual salaries are recorded and authorized in total.

The activities carried on by restricted funds are financed from receipts received for such purposes. The accounts are managed as individual self-supporting funds. The expenditures are not authorized by the Comptroller unless funds are available. The same procedure is followed for all agency funds for which the Comptroller's Office acts in the capacity of a banking institution. There is one necessary exception to the above policy--the Student Union. For all practicable purposes, the operation of the Student Union is an integral part of the University, even though it has been supported heretofore entirely from student fees. For the coming year, the fees from students, based upon the anticipated enrollment, will not be sufficient to continue this unit as a self-supporting enterprise. The University must assume the responsibility of subsidizing the activities of the Union for whatever amount is necessary over and above the available balance and income for the ensuing year. It is estimated that this deficit will approximate seven thousand dollars.

The Restricted, Trust, and Agency Funds, included herein, are handled in the same manner in which they have always been handled with the approval of the Board of Trustees. They are carried in separate accounts showing receipts, disbursements, and available balances, but since the question has been raised recently as to the method of handling receipts of these accounts and the procedure for disbursements, I deem it advisable to outline briefly the procedure followed by this office and the authority for same.

The Executive Committee of the Board of Trustees under date of October 23, 1934, received a report from the Business Agent on trust, revolving and sundry ledger accounts in which each fund was discussed by the Business Agent with his comment as to whether the funds should be sent to Frankfort or kept locally. The Board approved the report and directed that "the methods of accounting by the administrative and finance officers of the University of the funds of the University in general and as shown in the above report were approved and they were authorized to continue the present methods of accounting until further orders of the Board of Trustees." (Minutes of the Board of Trustees, October 23, 1934, pages 10-13).

The Executive Committee of the Board of Trustees, under date of July 23, 1936, Page 3, under the heading "Sundry Ledger Accounts: Revolving, Trust, and Federal Funds" passed the following motion: "On motion, duly seconded and carried, it was ordered that all orders of the Board of Trustees and Executive Committee heretofore

made and recorded in the Minutes, relative to Sundry Ledger accounts, Revolving, Trust and Federal Funds, be reaffirmed and approved. This order is to apply especially to the order made by the Executive Committee at meeting of June 30, 1934, Sec. 6, and to the Order made by the Executive Committee at meeting of October 23, 1934, Sec. 8."

Since becoming chief financial officer on July 1, 1941, the records of the Comptroller's Office have been audited by the State Auditor of Public Accounts for the year ending June 30, 1941. Restricted and Trust Funds were included in that audit. No suggestion was made that the procedure be changed. The records of the Comptroller's office were again audited by the Auditor of Public Accounts for the year 1942. This audit included Restricted, Trust, and Federal funds and no suggestion was made to change the method of handling them.

There are numerous citations in the Minutes of the Board re-establishing its policy as recorded in the Minutes cited above. For example: The Comptroller did transmit the Revolving funds received from the Robinson Sub-station Trust Agreement to the State Treasurer, but by Minutes of the Executive Committee, under date of March 20, 1942, the Comptroller was directed to keep these funds locally and that they not be transmitted to the State Treasurer.

Federal Grants-in-Aid funds received by the University have never been transmitted to the State Treasurer. The Comptroller General of the United States Government has the following to say:

"Since the Congress has authorized the payment of these funds only to an officer of the agricultural experiment station duly appointed by the governing board of such station, such payments may not be made to any other person, and the provisions of the Federal Statutes in this respect are in no way affected by any act of the legislature of the State attempting to provide for such payments to an officer of the State other than an officer of the experiment station duly appointed by the governing board of such station to receive the same. (Comp. Dec. A-32831, Sept. 4, 1930)"

The Solicitor of the Department of Agriculture in an opinion dated November 11, 1933, has the following to say concerning the Federal funds which are appropriated to State Experiment Stations:

"It seems . . . quite obvious that these funds, so appropriated and paid by the Federal Government for these specific purposes (to which purposes the State must assent before the funds are payable), and which, when paid, are not the property of the State or even of the appointed officer to whom they are paid, but only in his custody for proper disbursement, cannot --- be placed under the administration of an entirely different State Officer, so that he --- may determine in what amount and at what rate they may be expended in carrying out the purposes for which they were originally appropriated and paid by the Federal Government."

Section 164.160, 1942 Kentucky Revised Statutes has the following to say concerning funds held by the institution: "Trustees constitute body corporate; power to receive and administer revenue and

property. The board of trustees shall be a body corporate, under the name of the Board of Trustees of the University of Kentucky, with the usual corporate powers, and shall possess all the immunities, rights, privileges and franchises usually attaching to the governing bodies of educational institutions. It may receive, hold and administer, on behalf of the University, subject to the conditions attached, all revenues accruing from endowments, appropriations, allotments, grants or bequests, and all types of property."

This section conflicts with Section 41.070 Kentucky Revised Statutes. Both sections were passed at the same time in the same bill. Restricted, Trust and Federal funds are being handled in accordance with this section.

- - - - -

The budget was examined in detail by the Board of Trustees, a copy having been made available to each. Various sections were explained by the President and the Comptroller and, after general discussion of the operating budget of the University and various restricted and self-supporting funds, the Board took the following action:

* * * * *

3. It was moved and seconded that the Budget as submitted for the year 1944-45 be accepted as a basis for the maximum expenditures, and that inclusion of the name of any person in the budget shall not be considered as a contract of employment, and the Board of Trustees or the Executive Committee shall be authorized to make such changes in the budget as may from time to time be deemed necessary or advisable. The Haggin-Keneland budget was approved as it relates to (1) Graduate Scholarships, (2) Law Annotation Projects, (3) Publications, Book Publishing, (4) Official Entertainment, (5) Foreign Exchange Scholarships. A copy of each budget was ordered filed with the Secretary of the Board.

* * * * *

D. Petitions.

The President submitted to the Board petitions for change of name of the Wenner-Gren Aeronautical Research Laboratory from a group of interested ladies, Man O'War Post and Disabled American Veterans. On motion duly made and seconded, the petitions were ordered received and filed.

E. Appointment of Treasurer of the University.

It was called to the attention of the Board that the term of Mr. John Skain, who has for a good many years been Treasurer of the University, expires June 30. It was also explained that the Comptroller has, since July 1, 1941, with the approval of this Board, been performing all the duties and requirements prescribed under Section 164.280, Kentucky Revised Statutes. The Board discussed the matter of electing a new Treasurer and took the following action:

* * * * *

4. On motion duly made, seconded and unanimously carried, it was ordered that Frank D. Peterson, Comptroller, be elected Treasurer of the University of Kentucky and that the bond now carried by the Comptroller, \$50,000, be rewritten to include the position and duties of the Comptroller and Treasurer of the University. A copy of the budget was ordered filed with the Secretary and Treasurer of the Board and the President and Comptroller and Treasurer are authorized to handle all financial matters contained therein.

* * * * *

F. Appointment of John Skain, Treasurer Emeritus.

It was called to the attention of the Board that Mr. John Skain had been Treasurer of the University for a number of years, and upon motion duly made and seconded, the Board directed that Mr. Skain be made Treasurer Emeritus of the University of Kentucky without compensation.

G. Recommendation on Closing of University Training School.

President Donovan read a statement concerning the report made by Dean Taylor in cooperation with the College of Education on a plan for reorganizing and extending the services of the College of Education. The statement follows:

University School

Some days ago I mailed you a copy of a report made by Dean Taylor, in cooperation with the faculty of the College of Education, entitled "A Plan for Reorganizing and Extending the Services of the College of Education". This report carefully analyzed the work of the College of Education

and outlined a program for its future usefulness to the State of Kentucky. Among some of the changes that were suggested in the report was the elimination of the University School. When the patrons of the School learned that this matter was under consideration, they immediately expressed their very keen disappointment and Dean Taylor and I both received many requests that we not make this recommendation to the Board of Trustees. The Parent-Teacher Association called a meeting, at which time more than two hundred persons were present, including practically all the parents of the children attending the University School. The parents expressed great admiration for the School and the results it had obtained for the children and deplored the thought of having it closed. It was stated by many who were present that the School is a great asset to the community and should not be closed. The affection which the parents and students have for the University School is far deeper and more abiding than any of us who are connected with the University had realized. It is very gratifying to find such unanimous support on the part of the public of the program the School has been carrying on.

This School has been patronized over its entire history by many of the leading families in Lexington and Fayette County. Most of these children have grown up in the School and graduated from it. Also, many of these young men and women have entered the University following their graduation from the University High School. The closing of the school would probably result in our losing a considerable number of these children as students in the University.

There are at least two important reasons why we were considering the dropping of this School. The first was financial and the second was the desire to extend the services of the College of Education to the State. With the money that we hoped to save by eliminating the School it was our plan to extend the services of the College of Education to a larger area.

The tuition rate in this School has always been very low. Many of the parents realized this and a number of them have suggested that they would be willing to help share a larger proportion of the cost of keeping the School open. In view of this constructive attitude on the part of the parents of the children in this School, I am withdrawing that part of the report that calls for the elimination of the University School with the understanding that we shall fix the tuition fee at \$50.00 per year in the elementary school and \$70.00 per year in the high school. This does not include activity fees.

From time to time, as funds become available, I shall recommend for your approval the other parts of the report made by Dean Taylor for extending the services of the

College of Education to the people of Kentucky. All of the recommendations in the report cannot at this time be undertaken simply because we do not have the money with which to carry out this very desirable program. Sooner or later, however, the College of Education should undertake those activities recommended by Dean Taylor and his faculty.

President Donovan stated to the Board that he had invited Mr. James Park, a former member of the Board of Trustees, and representing the Parent-Teachers Association of the University School, to appear before the Board; whereupon Mr. Park did appear before the Board and presented the following statement, which was ordered received and filed:

May 26, 1944

To the President and the
Board of Trustees of the
University of Kentucky:

The committee appointed by the Parent-Teacher Association of the University School has studied carefully the problem of the school in its relation to the state, and the program of the College of Education and its bearing on education in Kentucky.

As parents of children in the school we want to express, first, our appreciation for the contribution that the school has made to the growth of our children, and, second, our appreciation for the help that the school has given to the teacher education program of Kentucky. We have watched the progress of the school with keen interest and we are convinced that its contribution has been a worthy one.

The College of Education has for years had an inadequate budget for the services it has desired to render; it has been cramped for space ever since the building was opened. We would like, therefore, to make three recommendations to the President and the Board of Trustees concerning the future program of the College of Education and the University School.

1. That funds be provided to carry out the extended services of the College of Education as recommended by the Dean and the faculty of the college.
2. That additional space be provided as soon as possible to take care of the enlarged program as outlined in the report to the Board.
3. That the University School be continued and, if necessary, the tuition be increased so that the income of the school may carry a larger part of the cost.

We earnestly hope that the Board of Trustees will find a way to provide the funds and the space necessary for the enlarged program of the College of Education recommended in the report. If, within a reasonable period of time, additional funds have not been provided and additional space has not been made available, the program of the College of Education and the University School should be reevaluated and changes should be made to enable the college to give to the state the largest service possible.

Respectfully submitted,

(Signed) Glenn E. Hammet, Chrm.
 " Thos. R. Underwood
 " James Park
 " Mrs. C. F. McMeekin
 " Joseph C. Graves.

After a brief discussion, the Board took the following action:

* * * * *

5. On motion duly made, seconded and unanimously carried, the request of President Donovan to withdraw from consideration of the Board of Trustees that part of the report concerning the closing of the University School is approved, and it is ordered that the University Training School be continued. It is also ordered that the tuition fee for elementary students be increased from \$40.00 per academic year to \$50.00, and the tuition fee for high school students be increased from \$60.00 per academic year to \$70.00, effective September, 1944.

* * * * *

H. Invoice of Mawen Motor Corporation.

President Donovan presented to the Board an invoice from the Mawen Motor Corporation for services rendered during the month of April, 1944, with a letter attached from the Comptroller requesting guidance in honoring these requisitions.

May 19, 1944

President H. L. Donovan
University of Kentucky

Dear President Donovan:

I attach hereto Invoice-requisition from the Mawen Motor Corporation for money advanced to the Aeronautical Research Laboratory for services rendered during the month of April, 1944, on the Pratt & Whitney contract dated January 18, 1943, in the amount of \$4,504.20.

It is my understanding that the Board of Trustees has heretofore approved this contract and the arrangement whereby the work is performed by the Aeronautical Research Laboratory by personnel employed by the Mawen Motor Corporation and the Comptroller is authorized to pay all requisitions properly vouched for. I desire that this understanding be confirmed by the Board and that guidance be given concerning the attached requisition.

Yours very truly

(Signed) Frank D. Peterson
Comptroller

- - -
May 19, 1944

Mr. Frank D. Peterson
University of Kentucky

My dear Mr. Peterson:

This is to acknowledge receipt of your letter of May 19 enclosing "Invoice-requisition" from the Mawen Motor Corporation for the sum of \$4,504.20 to be paid for services rendered by that organization in connection with the Pratt & Whitney contract made with the Aeronautical Research Laboratory January 18, 1943. I also understand the Board of Trustees has heretofore approved this contract and arrangement whereby the work is performed by our Laboratory by the personnel employed by the Mawen Motor Corporation, and that the Comptroller has been duly authorized to pay all requisitions properly vouched for. However, since certain citizens have questioned your authority to do this, I think it is wise for us to refer the matter to the Board of

Trustees for its instruction.

Cordially yours,

(Signed) H. L. Donovan
President

Members of the Board discussed the facts concerning the payment of invoice submitted by the Mawen Motor Corporation for services rendered in connection with contracts made with the University and executed by Mawen Motor Corporation. They expressed the opinion that it was the desire of the Board for the Comptroller to honor all legal claims presented by the Mawen Motor Corporation for services rendered in connection with these contracts and, upon motion, took the following action:

* * * * *

6. It was moved, seconded and unanimously carried that the statement contained in the letter of the Comptroller to President Donovan be approved as being the understanding of this Board of Trustees, and that the Comptroller is directed to pay the invoice submitted by the Mawen Motor Corporation for services rendered during the month of April, 1944, on the Pratt & Whitney contract, dated January 18, 1943, the amount of the claim for the month of April being \$4,504.20, and the Comptroller is authorized to pay the Mawen Motor Corporation any funds that may be due the Corporation for services rendered during succeeding months on contracts assigned by the University to the Mawen Motor Corporation for execution.

* * * * *

I. Removal of the Name of Wenner-Gren.

President Donovan presented to the Board an opinion from the Honorable Eldon Dummit, Attorney General of Kentucky, which opinion had been written in response to a letter asking whether or not the Board of Trustees would in any way invalidate the gift of Axel L. Wenner-Gren received July 5, 1940, in the form of a research laboratory by removing therefrom the name of "Wenner-Gren." The letters are as follows:

June 1, 1944

Mr. Eldon S. Dummit
Attorney General
Frankfort, Kentucky

My dear Mr. Dummit:

On July 12, 1940, the Board of Trustees accepted from the Viking Foundation a laboratory and equipment for the purpose of carrying on research in internal combustion engines for aircraft, automotive, and industrial uses. The building when completed and the equipment when fully provided were to be the property of the University of Kentucky. Aside from the purpose for which the building and equipment were to be used, there was one sole and only condition, that is to say, "(4) The laboratory is to be designated the Wenner-Gren Aeronautical Research Laboratory and so marked with a bronze plaque placed near the main entrance to the building."

The bronze plaque bearing the name Wenner-Gren laboratory was erected as per the condition. Such procedure accords with the common and usual practice of which there are thousands of examples among American universities. That is to say, the gift was named in honor of the donor.

Mr. Wenner-Gren at the time of this gift was regarded in this country as a friendly neutral from Sweden. His wife was an American woman and he was frequently a visitor to the United States. Some time during 1942 the United States Government placed him on the block list of neutrals whose activities have been deemed as hostile to the interest of this Government and its people. Since that time the name of the donor has been objectionable to a number of our citizens who have petitioned that it be removed from the laboratory.

In time of war I believe we should avoid disunity, distrust and dissension among our people. Anything suggesting the lack of patriotism and disloyalty promotes antagonisms that impede our war effort. Therefore, in the interest of public policy and for the sake of harmony and good will among our people, I, as President of the University, believe that the name of Wenner-Gren should be removed from the laboratory at least until such time as the merits of Mr. Wenner-Gren's case as a blocked national shall be determined by the State Department.

I should like to ask you if the University has a legal right to take down this bronze plaque bearing the name Wenner-Gren without running the risk of getting the University involved in a controversy that might require us to remit to the

Viking Foundation the cost of the laboratory and its equipment. I will greatly appreciate your advice on this question in order that I may submit the matter to the Board of Trustees, Friday, June 2, for its consideration.

With best wishes, I am

Cordially yours,

(Signed) H. L. Donovan
President.

- - - - -
COMMONWEALTH OF KENTUCKY

DEPARTMENT OF LAW
Frankfort

June 2, 1944

Dr. H. L. Donovan, President
University of Kentucky
Lexington, Kentucky

Dear Doctor Donovan:

In response to your inquiry of the 1st instant, as to the authority of the Board of Trustees of the University of Kentucky to change the name of the Wenner-Gren Aeronautical Research Laboratory and to remove the plaque so designating it, you are advised that it is the opinion of this office that authority exists for such action and a duty devolves upon your trustees to consummate such action.

We have reviewed the contract under which the laboratory and equipment were donated to the University, and we have investigated the present status of Mr. Wenner-Gren, the donor. We learn that Mr. Wenner-Gren is not available for consultation in the matter, having been block listed by the United States Government for activities deemed hostile and inimical to the best interests of our country. This is a time when patriotism, unity and harmony should prevail in our every war effort, and especially should our institutions of higher learning be free from suspicion.

The name of the laboratory should be changed and the bronze plaque removed until such time as Mr. Wenner-Gren has been cleared from the block list referred to above, and until his name has been cleared of all suspicious conduct inconsistent with absolute loyalty to America

and its institutions.

We trust that your Board of Trustees will take immediate action in conformity with this opinion.

Very truly yours,

(Signed) Eldon S. Dummit
Attorney General

The Board discussed the opinion of General Dummit and passed the following resolution:

Be it resolved that the Laboratory be not now known as the Wenner-Gren Aeronautical Research Laboratory, College of Engineering, and that the name "Wenner-Gren" on the bronze plaque on the building be removed in accordance with the opinion of the Attorney General.

The motion was put and all voted "Aye" except Mr. R.P. Hobson, voting "No".

J. Cancellation of Mawen Motor Corporation Contract.

President Donovan related to the Board of Trustees that, pursuant to a suggestion from the Executive Committee a few weeks ago, the Mawen Motor Corporation and officials of the Pratt & Whitney Aircraft Corporation had been contacted. He explained that he had requested the Comptroller to contact General Dummit and get his opinion as to whether or not a trip might be made to see the officials of these corporations relative to contracts they have with the University. General Dummit did advise that the trip should be made.

He further explained that Frank D. Peterson, Comptroller of the University, and Mr. A. J. Meyer, professor in the College of Engineering and supervising engineer of the Wenner-Gren Aeronautical Research Laboratory had on May 27-30 made a trip to Hartford, Connecticut, and New York, and did confer with officials of the Pratt & Whitney Aircraft Corporation concerning the contract that they now have with the University, which work has been assigned and done by the Mawen Motor Corporation in the above mentioned Laboratory, and that the officials of the Pratt & Whitney Aircraft Corporation were very much elated over the results thus far accomplished by the tests, and did agree to continue their contract with the University. He also related that Mr. Peterson and Mr. Meyer contacted the officials of Mawen Motor Corporation concerning the Pratt & Whitney Aircraft Corporation test work and the operation and maintenance lease agreement for the operation of the Laboratory which is now held by the Mawen Motor Corporation and that, as a result of this trip and the conferences held, he had received the following telegram:

New York, N.Y.
June 1, 1944

Herman L. Donovan, Esq. President
University of Kentucky
Lexington, Ky.

The undersigned, as Secretary of Mawen Motor Corporation, hereby certifies that the following is a true and correct copy of the preambles and resolutions passed by the Board of Directors at a meeting held today at which a quorum was present: "Whereas, the Corporation has a contract with University of Kentucky, dated July 30, 1940, as supplemented by a supplemental agreement dated October 7, 1940, with respect to the operation and maintenance of the Wenner-Gren Aeronautical Research Laboratory at Lexington, Kentucky, and whereas the Corporation is informed that there has developed considerable criticism in Kentucky with respect to the arrangements under which the Laboratory is being operated, culminating in a so-called taxpayers suit filed in the Fayette Circuit Court State of Kentucky entitled Commonwealth of Kentucky on Relation of Henry Harper and James A. Molloy citizens and taxpayers Plaintiffs vs. Mawen Motor Corporation a corporation defendant and whereas this corporation has at all times used its utmost endeavor to operate the Laboratory in an efficient manner and with a view to the best interests of the University of Kentucky and also in furtherance of the war effort all of which operations have resulted in a substantial net loss to this Corporation; and whereas this Corporation desires only to take such action in the matter as may be for the best interests of all parties concerned. Including the cancellation of its contract for the operation of the Laboratory if that be deemed advisable by the other contracting party resolved that the officers of this Corporation be and they hereby are authorized empowered and directed to consult with the Board of Trustees of University of Kentucky with respect to the operation of said Laboratory and to agree in the name and behalf of this Corporation to the cancellation of the operating contract referred to above upon such terms and conditions as they shall deem equitable if the Board of Trustees are of the opinion that such cancellation is in the best interests of all concerned and resolved that a copy of these resolutions certified by the Secretary of the corporation be transmitted forthwith to the Board of Trustees of the University of Kentucky.

J. C. Galvin

President Donovan stated that he was of the opinion that the University could operate the laboratory in the event the operating lease agreement with the Mawen Motor Corporation was cancelled.

The Board discussed the telegram and the request for cancellation of the contract, and the work now being performed, and its

relation to the war effort. After being advised by the President of the University that the University was in a position to continue the operation of the Laboratory, the Board took the following action:

* * * * *

7. Upon motion duly made, seconded and unanimously carried, it is directed that the operating lease agreement made between the University of Kentucky and the Mawen Motor Corporation under date of July 20, 1940, and Supplemental Agreement dated October 7, 1940, be cancelled, in accordance with the request of the Board of Directors of the Mawen Motor Corporation as evidenced by telegram under date of June 1, 1944, and signed by J.C. Galvin, who is Secretary of the Mawen Motor Corporation and the details of the cancellation are referred to the Executive Committee.

* * * * *

K. Other Matters Referred to Agenda of Executive Committee.

The Vice-Chairman of the Board of Trustees, presiding, stated to the Board that there were various matters on the agenda for the meeting at this time to be acted upon, but that apparently there was not sufficient time to act upon them at this meeting.

* * * * *

8. Upon motion duly made, seconded and unanimously carried, all matters listed in the agenda and not acted upon at this meeting are referred to the Executive Committee for consideration at its next meeting.

* * * * *

L. Call of Executive Committee.

President Donovan expressed a desire to expedite action on many of the matters now pending which require action of the Board of Trustees or the Executive Committee, and requested an early meeting of the Executive Committee. By mutual consent of the members of the Executive Committee, the meeting was called to be held in the President's Office at 10:30 o'clock on June 6, 1944, to take up any matters that may be properly placed before the Executive Committee for consideration.

M. Adjournment.

* * * * *

9: On motion duly made and seconded, the Board
adjourned at 1:15 p.m.

* * * * *

Frank D. Peterson
Secretary, Board of Trustees.