

Said motion was duly seconded and carried.

Upon motion of President Patterson seconded by Mr. Nicholas and carried unanimously, Mr. D. C. Frazee was selected at the Secretary and Business Agent for the ensuing year.

Upon motion of President Patterson seconded by Mr. Frazee and carried unanimously Major R. S. Bullock was selected as Treasurer for the ensuing year.

Mr. Stoll offered the following resolution:

It is moved that until the Dean of Education is selected that the President be empowered and directed to select a temporary head of that Department. Said motion was seconded by Mr. Frazee and carried.

Upon motion of President Patterson, seconded by Mr. Frazee and carried, all applications for positions in the University are referred to the Committee on selections to fill vacancies.

At this point the Board adjourned to meet at the Seelback Hotel, Louisville, Kentucky, on Tuesday, June 9th, 1908, at two o'clock P. M.

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Meeting of the Board of Trustees of the State University of Kentucky, at the Seelback Hotel, Louisville, Ky., at two o'clock P. M. June 9th, 1908.

Roll call showed the following:

Present: Messrs. Patterson, Barker, Carpenter, Stoll, Davies, Nicholas, Wathen, Hopkins, Terrell, Lafferty and Frazee. 11

Absent: Gov. Willson, Messrs. Stout, Clay, Smith, Walker, Crabbe and Brooks. 7

Professor Scovell and Dr. Pryor, were also present at the invitation of the Board.

There being a quorum present the board went into session with Mr. Frazee in the Chair.

The Board met with various representatives of the various medical colleges of Louisville, and various citizens of Louisville.

Representatives of the Medical Colleges presented the following propositions, looking to a union of the medical colleges of Louisville and the taking over by the State University of the plants etc. of said colleges as the Medical Department of the State University of Kentucky, to-wit:

Prof. James K. Patterson
State University of Kentucky
Dear Sir:

We, the undersigned members of the committees and others in interest, representing the Louisville and Hospital Medical College (Medical Department of Central University) and the Kentucky School of Medicine, agree to unite and discontinue said two schools, if the State University of Kentucky will make the two united schools the Medical Department of said University, P.281 and locate it in the city of Louisville, subject to the following conditions:

The Louisville and Hospital Medical College and the Kentucky School of Medicine will give to the State University, all laboratory and other equipments. This proposition includes the franchises of the two schools, their present student body, their alumni, approximately numbering 5,000, located in every State of Union, their good-will, etc. We also agree to furnish free of cost or of legal responsibility, to the State University of

Kentucky, a building or a sufficient number of buildings, now occupied by said medical colleges, for a period of five years in which to conduct a medical department in Louisville. The four years of the medical curriculum shall be taught in Louisville, but the Freshman and Sophomore years may be taught in Lexington, the Medical Department in Louisville accepting the work satisfactorily completed in Lexington.

It is further agreed that the Board of Trustees of the State University, shall allow all the income collected from the Medical Department situated in Louisville to be used for the maintenance of the Medical Department in Louisville, and the payment of a preferred claim of \$9,000 per annum for five years, said preferred claim be paid the first of January of each year, to a trustee or treasurer to be selected by representative of the two above named Med. colleges said Trustee or treasurer P.282 to be located in the city of Louisville, and to be required to promptly pay out of the above amount to the owners of the above named medical schools in the proportion of an appraisal of said properties made by the representatives of the real estate departments of the Fidelity Trust Co., the Columbus Trust Co. and the Louisville Trust Co. all of Louisville, Ky., and in accordance with an agreement entered into and signed by the owners of the Louisville and Hospital Medical College building, the Kentucky School of Medicine building and Gray Street Infirmary.

W. K. Mathew
F. W. Lammell
J. W. Coomes
H. Orendorf
C. W. Kelly
H. B. Ritter
Irvin Abell
B. F. Fumerman

The Board of Trustees of the University of Louisville having under consideration the matter of establishment of the Medical Department of the Kentucky State University in Louisville, the following resolution was adopted as a statement of the attitude of the Board.

Resolved: That the Board of Trustees of the University of Louisville is deeply impressed with the necessity of elevating medical education in Kentucky and believe the first step in the achievement of that end is a consolidation, of all the Medical Colleges in Louisville into a single strong Institution. P. 283
The Board further believes that if such consolidated Medical College were made also the Medical Department of the State University, great advantages will result to general medical education in this State.

The Board does not believe that a medical college at all in line with modern requirements can be established elsewhere than in Louisville, solely because that elsewhere there is not such aggregation of population and the resultant aggregation of medical tutors as will afford the necessary clinics and the necessary instruction.

The Board is greatly interested in the success of the State University in all its departments. Wherefore, it would be pleasing to the Board to see a consolidation of all the Medical colleges in Louisville and to see the consolidated Medical college made also the Medical Department of the State University; but at the very outset the Board is confronted with the consideration that there is confided to it the trust of holding and managing the property of the University of Louisville for that corporation, and that it is not empowered to dispose of the property of the corporation.

The University of Louisville is now about closing the seventy first session of its medical Department, reckoning P. 284 the sessions of its predecessor, the Medical Institute of Louisville. The corporation was created by an Act of the Legislature of Kentucky, approved February 7th, 1846. The property of the University was given to it by the City of Louisville through the Medical Institute of Louisville, a corporation which was succeeded by the University corporation.

On the 21st day of November 1837, the City of Louisville conveyed to the President and Trustees of the Medical Institute of Louisville a square of land bounded by Chestnut, Magazine, Eight and Ninth Streets, in the City of Louisville. The deed provided that the title to the land should revert to the City in case it should cease to be used for the purpose of a Medical College, and on this square of ground were erected the college buildings, and this was done by funds

furnished by the City of Louisville. The Act of the Legislature creating the University of Louisville contains the provision following:-

"That when the said President and Trustees, or the said President and Managers, of the Medical Institute of Louisville shall upon the request of the Mayor and council aforesaid have conveyed to the President and Trustees of the University, by this act chartered and incorporated, or their successors, the said square of ground bounded and described and conveyed by the said deed, dated November 21st, 1837, together with all P.285 the improvements thereon and the library, apparatus, etc. belonging to said establishment, that then, and in that case, the said Medical Institute shall cease to exist, and all acts incorporating or creating the same shall be thenceforth deemed to be repealed, and the Medical school established by the said Institute, together with all its rights and privileges, shall thenceforth become the Medical Department of the University of Louisville and shall thenceforth be under the control of the President and Trustees of said University, and their successors, to all intents and purposes: Provided, that the President and Trustees of said University shall never appropriate, nor shall the mayor and council of Louisville appropriate, the Medical College building, on said square, and the library, apparatus, museum, etc., belonging to the same, to any other purpose than to the use and purpose of the Medical Department of said University".

It will be seen that this provision of the charter contains an express prohibition against the transfer or appropriation of the Medical College building the library, apparatus, museum, etc., either by the Board of Trustees, or by the City itself, to any other purpose than to the use and purpose of the Medical Department of the University of Louisville.

It is manifest, therefore, that neither the Board of Trustees nor the City of Louisville, nor both conjointly, P. 286 may transfer the property to the State University, howsoever much they might wish to do so.

It is the attitude of affairs the Board of Trustees of the University of Louisville suggests that the Board of Trustees of the State University postpone the consideration of the subject of establishing a Medical Department of the State University,

with the hope and expectation that, in the meantime, all the Medical Colleges in Louisville will be consolidated into one strong Medical College, which shall be the Medical College of the University of Louisville. When this shall have been done, it is the hope of this Board that by intercorporate action with the State University, and by appropriate legislation, if needful, the Medical Department of the University of Louisville will become also the Medical Department of the State University.

Such great achievements are not to be accomplished in a day, and it become all persons charged with the responsible duties of Trustees in either institution to act with deliberation and with the single purpose of promoting the general welfare of the entire State.

Nevertheless, if it is the desire of the Board of Trustees of the State University at once to establish a Medical Department, and it has a fixed determination not to postpone action thereabout, then the Board of Trustees of the University of Louisville will at once do everything in its power to bring about the permant establishment of the Department in Louisville, provided that the Board of Trustees of the State University is prepared to announce its willingness to meet the following necessary conditions: P.287

(1) That the Kentucky State University shall permanently establish and maintain its Medical Department in the City of Louisville, and shall not have or maintain a Medical Department in any way or to any extent elsewhere, and shall at all times furnish the necessary funds for, and shall provide all necessary building, apparatus and equipment needful for the Medical Department, so that it shall be recognized and approved by the Ky. State Board of Health.

(2) That in some way, to be agreed upon, the Medical Department shall continue to bear the name of the Medical Department of the University of Louisville, to the end that its prestige and history may be preserved.

It is ordered that a copy of this resolution be transmitted to the Board of Trustees of the Kentucky State University.

Addresses and remarks were made by members of the Board of Trustees of said medical colleges, and their faculties, and by

members of the State Board of Health and by other persons interested in the matter in hand.

After these statements were completed the Board went into private executive session and upon motion of Mr. Stoll, the seconded by President Patterson, and carried the following resolution was carried.

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Resolved that it is the sense of this Board that neither proposition submitted to-day can be entertained by it; but on the assurance of a united proposition from all the medical schools of Louisville, we agree to meet on the call of your Chairman; and

Resolved: that if any proposition relative to the establishment of a medical college be submitted to him, that the Chairman shall be empowered to call the Board together to consider that matter.

The Board then adjourned to meet upon the call of the Chairman.

Jul-17, 1908

Met pursuant to call of the Chair at 2:00 o'clock P. M. Friday, July 17th, 1908 in the President's Room in the Gymnasium Building.

Roll call showed the following:

Present- Governor Willson, Messrs. Hopkins, Nicholas, Barker, Carpenter, Lafferty, Smith, Terrell, Clay, Stoll, Davies, Walker, Wether. 13

Absent- Messrs. Crabbe, Brooks, Frazee and Stout.

There being a quorum present business was proceeded.