

Minutes of the Meeting of the Executive Committee for
May 22, 1923.

The Executive Committee of the Board of Trustees of the University of Kentucky met in regular monthly session on Tuesday, May 22, 1923, in the President's office at the University at 11:30 a. m. The following persons were present: Judge R. C. Stoll, Senator H. M. Froman, Judge Rainey T. Wells, and Judge Robert G. Gordon. Frank L. McVey, President of the University, and Wellington Patrick, Secretary of the Board, were also present.

1. Minutes of the Previous Meeting. The minutes of the previous meeting were approved as published.

2. Report of the Business Agent. The report of the Business Agent was received and filed.

3. Plans for Chemistry Building. A communication was read from Coolidge and Shattuck of Boston indicating that in their judgment the amount allowed for the Chemistry Building is not sufficient to cover the cost. The matter was discussed and it was the judgment of the Executive Committee that they should be asked to prepare plans and that these plans would be presented to the Board at a later meeting for consideration and bids should be received so that the University will know just where it will stand in the matter. The Committee considered that at any rate we should go ahead with plans for the building and decide the question of cost later.

4. The Will of Mr. Ernest B. Ellis. President McVey presented to the Committee a letter from Mr. C. N. Manning, President of the Security Trust Company, transmitting a copy of the will of the late Mr. E. B. Ellis of Lexington, Kentucky. The letter and the will were authorized incorporated in the minutes as follows:

Lexington, Kentucky
May 19, 1923

Dr. F. L. McVey
University of Kentucky
Lexington, Kentucky

My dear Doctor McVey:

Under the terms of the will of Mr. Ernest B. Ellis,

the University of Kentucky is made a beneficiary after the death of his widow. By reason of the interest of the University in the will, I have the pleasure of enclosing you herewith a carbon copy thereof. The Security Trust Company has qualified as Executor and Trustee under the will.

Sincerely yours

C. N. Manning
President

Last Will and Testament of E. B. Ellis

I, Ernest B. Ellis, being of sound mind and disposing memory, do hereby make and publish this my last will and testament, hereby revoking all other wills or testaments heretofore at any time made by me.

Item 1. I direct that all of my just debts and funeral expenses be paid.

Item 2. All the remainder of my property owned by me at the time of my death, whether real, personal or mixed, I will, devise and bequeath to my Trustee, who is hereinafter named, who shall hold the same in trust for the uses and purposes hereinafter in this Item 2 set out. Said Trustee shall hold, manage, control, invest and reinvest all the said property, and he shall pay the entire net income, issues and profits arising therefrom to my beloved wife, Mary L. Ellis, for and during her natural life. The said payments shall be made as often as my Trustee shall determine upon, but in no event shall payments be made at greater intervals than six months.

The Trustee shall have full power during the existence of the trust herein provided for in this clause of my will, to sell and dispose of all or any part of my property, whether real, personal or mixed, at public or private sale & pass a perfect title thereto to the purchaser or purchasers thereof, and the purchaser or purchasers thereof shall not be required to look to the application of the purchase money.

Item 3. Upon the death of my wife the trust provided for in Item 2 of this will shall cease and terminate, and the remainder of my estate shall be disposed of as is provided hereafter in the subsequent items of this will. While the estate so devised and such subsequent items shall immediately vest, yet no payment shall be made thereon until after the death of my wife.

Item 4. I hereby authorize my wife, Mary L. Ellis,

in any event and without regard to any other bequests made in this will, to dispose of by will such portion of my estate as does not exceed in value Fifty Thousand Dollars (\$50,000) and no more.

If my wife, Mary L. Ellis, should dispose of such portion of my estate by will, I direct my Trustee herein to pay all inheritance and estate taxes which may be due on account of the bequests and devises made by her in her will so that the beneficiaries of her will will not be required to pay such inheritance and estate taxes.

Item 5. I hereby will, bequeath and devise to my friend, John G. Stoll, the sum of Fifty Thousand (\$50,000) Dollars. The said bequest shall be paid in cash, or the said John G. Stoll shall have the right, at his option to select such securities from my estate as he may desire of the then market value of Fifty Thousand (\$50,000) Dollars. In the event of the death of John G. Stoll before my wife shall die, then the bequest provided for in this item shall descend to his heirs-at-law with like power of selection.

If after my beloved wife should dispose of the portion of my estate as provided in Item 4 hereof, there be not enough remaining to pay the said sum of Fifty Thousand (\$50,000) Dollars in full to John G. Stoll, then the remainder of my estate shall be paid to him, provided, however, that the bequest to him in this item of this will shall not exceed the said sum of Fifty Thousand (\$50,000) Dollars.

In addition to the bequest herein made to John G. Stoll, I direct my Trustee herein to pay all inheritance and estate taxes which may be due on account of the bequest herein made to John G. Stoll so that the said John G. Stoll will not be required to pay any inheritance or estate taxes on account of this bequest, but that the sum of Fifty Thousand (\$50,000) Dollars shall be net to him.

Item 6. All of the rest and remainder of my property, including any portion of the Fifty Thousand (\$50,000) Dollars of my estate which my wife shall not dispose of by will, I direct shall be divided into two equal parts. One of such parts I hereby will, bequeath and devise to my friend, John G. Stoll, to be his absolutely and in fee simple. In the event of the death of John G. Stoll before my wife shall die, then the bequest and devise herein referred to shall descend to his descendants in accordance with the Statute of Descent and Distribution now in force in the State of Kentucky.

The other half of the residue of my estate I will,

bequeath and devise to my Trustee, hereinafter named, who shall hold the same in trust for the uses and purposes hereinafter set out. The said Trustee shall hold, manage, control, invest and re-invest all of said property, and he shall pay the entire net income, issues and profits arising therefrom to the Business Agent of the University of Kentucky, as hereinafter set out in this item, for the following purposes:

I hereby establish a Foundation at the University of Kentucky, to be known as the Ernest B. Ellis Foundation, for the purpose of educating and defraying the expenses of educating worthy young men during a four years' course in the School of Engineering of the University of Kentucky. The income arising from the fund provided in this item of my will shall be used to defray the expenses of educating such young men, and my Trustee shall, in his discretion, determine how much shall be paid to each man during each year, and when my Trustee shall, in his discretion so determine how much is to be paid by each man, he shall notify the Business Agent of the University, and shall pay over the amounts to the Business Agent to be by him applied in proper installments for the education and support of such young men. Any man a resident of Fayette County who is unable financially to support himself either in whole or in part during his four years at the University of Kentucky, and who is qualified to enter the freshman class in the School of Engineering at the University, shall be eligible to the benefits of said fund, but such men shall pursue a course of engineering at the University. The beneficiaries of this fund shall be selected by a Committee of three, composed of the Circuit Judge of Fayette County, the Superintendent of the City Schools of the City of Lexington, and the Dean of Engineering at the University of Kentucky, which said committee shall, after making the selection notify my Trustee who has so been selected and these selections shall be made during the summer of each year. My Trustee shall notify the said committee how many persons each year who shall be entitled to the benefits of the Foundation. All beneficiaries of the fund shall be graduates of any high school in the City of Lexington, or in Fayette County, and shall be residents of the City of Lexington, or Fayette County, and all beneficiaries under this fund shall during their entire college course maintain a class standing which shall be satisfactory to the Dean of Engineering. My Trustee shall advertise in at least two newspapers in the City of Lexington for four weeks prior to the time the beneficiaries of the fund are to be selected, giving notice of the existence of this Foundation and of its terms and conditions.

All beneficiaries of this Foundation in each case shall be pledged to regard the amount of money furnished him as a

debt of honor without note or interest to be repaid by him to my Trustee whenever he is able to repay it, wholly or in part, and all funds so received by my Trustee shall be added to the principal of the Foundation from time to time, and the income therefrom shall be expended in like manner as the income upon the principal fund herein provided is expended.

The said Ernest B. Ellis Foundation shall continue perpetually.

I create this fund because of my friendship and high regard for Professor Fred Paul Anderson as an appreciation of the wonderful work he has done in building up the school of Engineering at the University of Kentucky, and with the full confidence that the beneficiaries of this fund will receive at the school of Engineering of the University of Kentucky an education which will fit them to succeed in life.

Item 7. I hereby authorize my Trustee to sell and dispose of any and all property held by him in trust under any clause of this will at public or private sale, and to pass a perfect title thereto, and the purchaser or purchasers thereof shall not be required to look to the application of the purchase money.

Item 8. I hereby authorize my Executor hereinafter named, to sell all or any portion of my estate, either at public or private sale, for the purpose of paying any indebtedness against my estate, and to pass a perfect title thereto, and no purchaser shall be required to look to the application of the purchase money.

Item 9. I hereby appoint John G. Stoll Trustee under this will, and direct that no bond or bonds be required of him by any court or courts. In the event of the failure of John G. Stoll to act as Trustee under this will for any cause, or in event of his death or resignation, then, and in that event, it is my will that the Security Trust Company of Lexington, Kentucky act as Trustee hereunder with all the powers conferred in this will upon my Trustee.

Item 10. I hereby appoint John G. Stoll Executor of this my will, and direct that no bond be required of him, and that he file no inventory of my estate. In the event of John G. Stoll for any reason shall fail to act as Executor of this my will, then in that event it is my will that the Security Trust Company of Lexington, Kentucky shall act as Executor of this will.

Witness my hand at Lexington, Kentucky, this 6th day

of November, 1920.

(Signed) E. B. Ellis

Subscribed in our presence by Ernest B. Ellis, and by him declared to be his last will and testament, and at his request we have hereunto subscribed our names as witnesses to this will in his presence and in the presence of each other at Lexington, Kentucky this 6th day of November, 1920.

J. E. McFarland
Jas. A. Hulett

The following resolution was offered, seconded, and adopted:

The Executive Committee of the University of Kentucky appreciates the public spirited attitude of Mr. E. B. Ellis in providing in his will a fund for the education of young men in the field of engineering at the University of Kentucky. The Executive Committee receives the gift with the feeling that the funds so provided will serve a useful purpose to the youth of Fayette County. Mr. Ellis was a man of fine public spirit who has sought by this method to use the funds which he has accumulated for the education of the youth of his community, and has set a splendid example to others who may follow him.

5. Gift of Maxwellton Park by Professor Miller. The following communication from Professor A. M. Miller was read and ordered incorporated in the minutes:

April 23, 1923

Dr. Frank L. McVey
President, University of Kentucky
Lexington, Kentucky

My dear Doctor McVey:

Replying to yours of the 20th asking if it be true that I am willing to transfer a portion of Maxwellton to the University on an annuity basis, I confirm the report.

The part offered to the University is that portion known as the "Park," containing about one and one quarter acres with a frontage on Limestone Street of about 212 feet and on Maxwellton Avenue of 204 feet.

My proposition is to deed to the University at once this Park on condition that the University pay to me for

the remainder of my life 6% annually in two semi-annual payments based on a fair present cash valuation of the property. The only way I have of estimating this valuation is by what the property would bring if subdivided in lots and put upon the market. The real estate agent who is at present in charge of the sale of the lots in the Maxwellton Court Subdivision for the Foreman and Hunter syndicate estimates on the basis of what lots are now bringing in that subdivision the value of the lots in the Park at \$12,950. He arrives at this by counting the lot frontage on Limestone Street (212 feet) at \$40 per front foot, and the frontage on Maxwellton Avenue, after depth of lots from Limestone is subtracted, at 149 feet at \$30 per front foot. All this frontage is now available for subdivision by reason of its having all improvements (street, sidewalk, sewer, gas and water) down and paid for. There still would remain after cutting off of these lots about forty hundredths of an acre which is mostly a sink. Of course in conveying to the University this property I would expect the insertion in the deed a guarantee that the property was never to be commercialized by such lot subdivision, but should be used only for an extension of the campus of the University with the privilege of placing upon it University buildings such as now are on the campus. I will also be willing to transfer to the University the strip of land now on the north side of the park which at present contains a driveway, the agreement being that so long as I continue to reside where I now do that its use as a driveway shall not be interfered with. I am willing to let the property go in the way above indicated at a valuation of \$12,000, or if thought fairest, will let it go in at a valuation to be placed upon it by a committee of appraisement be it more or less than the above estimate; the committee to be chosen by the University appointing one person, I another, and they two selecting a third.

Very respectfully

Arthur M. Miller

On motion duly seconded and unanimously adopted it was agreed that the gift of Maxwellton Park should be accepted and that the details should be referred to the President with power to act.

6. Bill of Coolidge and Shattuck for University Dormitory. The bill from Coolidge and Shattuck for \$2,537.53 for architects' fees on the Men's Dormitory was presented and ordered paid.

7. Lease of Pettit Farm. A communication was read from Dean Thomas P. Cooper asking permission to lease from Miss Catherine Pettit one hundred acres of pasture land adjoining the Experiment Station Farm for the sum of \$650 a year. On motion

duly seconded permission was granted to Dean Cooper to lease the land in question.

8. Purchase of Coal. A communication was read from the committee on the purchase of coal submitting bids from two concerns in Lexington for coal for next year. After discussion, a motion was made, seconded directing that new bids be obtained and that the matter be held open for further consideration.

9. Honorary Degrees. President McVey presented a statement from the University Senate recommending that the degree of Doctor of Laws be conferred on General Coleman du Pont of New York City and Honorable William Boyce Thompson of Geneva, New York. On motion duly seconded the degrees recommended were authorized to be conferred.

10. Request of Y. M. C. A. for University Support. A communication was read from Mr. Bart Peak, Y. M. C. A. Secretary, asking the privilege of soliciting the student body to pay one dollar a semester to the support of the Y. M. C. A. After discussion, it was ordered that the matter be referred to the Board of Trustees at its June meeting.

11. Sabbatical Leave of Absence of Dr. R. N. Maxson. A communication was read from Dr. R. N. Maxson asking for leave of absence for the first semester of the year 1924-25 on full pay. On motion duly seconded the request was granted.

12. Establishment of a College of Education and Appointment of a Dean. President McVey called the attention of the Executive Committee to the fact that at a previous meeting of the Board of Trustees provision had been made for the establishment of a College of Education. He also stated that the Survey Commission in its report on the schools of Kentucky two years ago had recommended the establishment of a College of Education. He, therefore, recommended that the action be put into operation and that a Dean be appointed to take charge of the work. He also recommended that the Department of Vocational Teacher Training be transferred to the College of Education.

President McVey recommended to the Board the appointment of Dr. William S. Taylor of New York City as Dean of the College of Education. Doctor Taylor will receive the degree of Ph. D. from Columbia University this spring. He is a graduate of the University of Kentucky and has served on the staff of the University of Texas and the State College of Pennsylvania. He has been head of a Bureau in the Department of Education in Pennsylvania and is well recommended by those with whom he is associated. His educational record is as follows: Attended the rural schools of Kentucky, 1891-1899; high school, Kentucky, 1899-1903; was graduated from normal school, Kentucky, 1910; received the degree

of B. S. A. in Agriculture, University of Kentucky, 1912; received the M. S. degree from the University of Wisconsin in 1913; and will receive the degree of Ph. D. from Columbia University in June of this year.

On motion duly seconded the recommendation of the President was unanimously approved.

13. Appointments. The following appointments were recommended by President McVey and on motion unanimously approved:

Continuation of employment of Paul R. Record as county agent, Morgan County from April 16, 1923 to April 15, 1924, at a salary of \$133 $\frac{1}{3}$ a month.

Continuation of employment of Fred B. Wilson as county agent, Laurel County, from May 1, 1923 to April 30, 1924, at a salary of \$1,800 a year.

Continuation of employment of H. D. Triplett as county agent, Caldwell County, from April 6, 1923 to December 31, 1923, at a salary of \$1,800 a year.

Continuation of employment of Homer J. Kline as county agent, Warren County, from March 16, 1923 to March 15, 1924, at a salary of \$1,800 a year.

Continuation of employment of Frank Leslie as county agent, Hopkins County from March 17, 1923 to March 16, 1924, at a salary of \$1,800 a year.

Continuation of employment of Mrs. Geneve Edwards as home demonstration agent, Logan County from January 1, 1923 to June 30, 1923 at a salary of \$150 a month.

Continuation of employment of H. J. Hayes as county agent, Wayne County from February 7, 1923 to February 6, 1924, at a salary of \$2,200 a year.

Continuation of employment of O. L. Corumⁿ² as county agent, Whitley County from April 5, 1923 to April 4, 1924, at a salary of \$1,600 a year.

Continuation of employment of L. M. Amburgey as county agent, Boyd County from April 1, 1923 to March 31, 1924, at a salary of \$2,400 a year.

Appointment of F. D. Wharton (colored) as county agent, Shelby County (Ext. Colored people) from May 2, 1923 to May 1, 1924, at a salary of \$100 a month.

Appointment of J. A. Wesson as county agent, Meade County, from May 1, 1923 to December 31, 1923, at a salary of \$166 $\frac{2}{3}$ a month.

Appointment of R. E. Sleppy as assistant county agent, Marion County, from May 1, 1923 to June 30, 1923, at a salary of \$100 a month.

Appointment of Miss Ruth Wesson, Mrs. Joseph Ererage, Mrs. Rose B. Craft, and Mr. T. B. Sutton, as part time community club leaders for Knott County. Each is to hold twenty-five meetings, a meeting to be held once a week, and they are to be paid at the rate of \$4 each per meeting.

Continuation of employment of H. P. Fling as principal of Model High School at a salary of \$2,100.

Appointment of Hugh Stelson as assistant in the Department of Mathematics for 1923-1924 at a salary of \$600.

Transfer of Mr. S. C. Jones, Superintendent of Experiment Fields, Experiment Station, to the Extension Division as Field Agent in Agronomy, at a salary of \$3,000 a year, effective August 1, 1923.

Appointment of Miss Nannette Arkle as clerk in the Department of Farm Economics, at a salary of \$70 a month, effective May 1, 1923.

Appointment of Miss Margaret Jake as stenographer to Mr. Nelson, district agent, Hopkinsville, at a salary of \$25 a month for the time devoted to Mr. Nelson's work, effective April 1, 1923.

Appointment of Miss Elizabeth Guyn as clerk in the Department of Animal Husbandry, to serve during the absence of Miss Virginia Singleton from May 1, to September 30, at a salary of \$60 a month. Miss Virginia Singleton is granted leave of absence without pay during this period on account of ill health.

Appointment of E. M. Johnson as assistant in Agronomy at a salary of \$1,500 a year, effective August 1, 1923.

Appointment of J. F. Freeman as Superintendent of Experiment Fields to succeed Mr. Jones, at a salary of \$1,500 a year, effective July 1, 1923.

Appointment of Floyd L. McCollum as instructor in Zoology for 1923-1924 at a salary of \$1,600 a year.

Appointment of P. P. Cooper as instructor in Economics for the year 1923-1924 at a salary of \$1,500 a year.

Appointment of G. Keil as instructor in German for the year 1923-1924 at a salary of \$1,200.

Appointment of M. M. Windsor as instructor in Chemistry at a salary of \$1,500 a year.

14. Resignations. The following list of resignations was presented by President McVey and on motion duly seconded accepted by the Committee:

Resignation of George A. Suebert as instructor in Mathematics, effective at the close of the present school year.

Resignation of Miss Margaret Whittemore, state home demonstration agent, effective June 15, 1923.

Resignation of Dr. R. E. Stephenson, extension field agent in soils, effective April 1, 1923.

Resignation of Miss Fay Campbell, stenographer to Mr. Nelson, district agent, Hopkinsville, effective April 1, 1923.

Respectfully submitted

Wellington Patrick

Secretary of the Board

Missing report(s)