

OHIO UNIVERSITY  
ATHENS, OHIO 45701

BOARD OF TRUSTEES

February 3, 1975

To: Senior Administrators  
From: Robert E. Mahn, Secretary  
Re: Draft of January 18 Board Minutes

Please report to me errors in the text by February 7.

Supporting documents (those appearing in the agenda) are excluded from this draft, but will all be included in the official minutes.

You need not return this draft.

  
\_\_\_\_\_

REM:ed

4:00 B7 + PP

(1)

Johnson	Accident
Phillips	Miller
Kennedy	Hecht
Konficker	(Spencer not present)
Crewson	
Trabitt	
Morris	

Miller: Overview of previous 10,000 report

Johnson: Factors in delay on reporting to Regents and our situation in relation to it

Propose mtg. with Gov Speaker of House & Pres pro tem of Senate and present 4yr. plan on 13,500 <sup>stable</sup> projection.

Say to Board of Regents: Big job, requiring talk with parties other than Regents at this time.

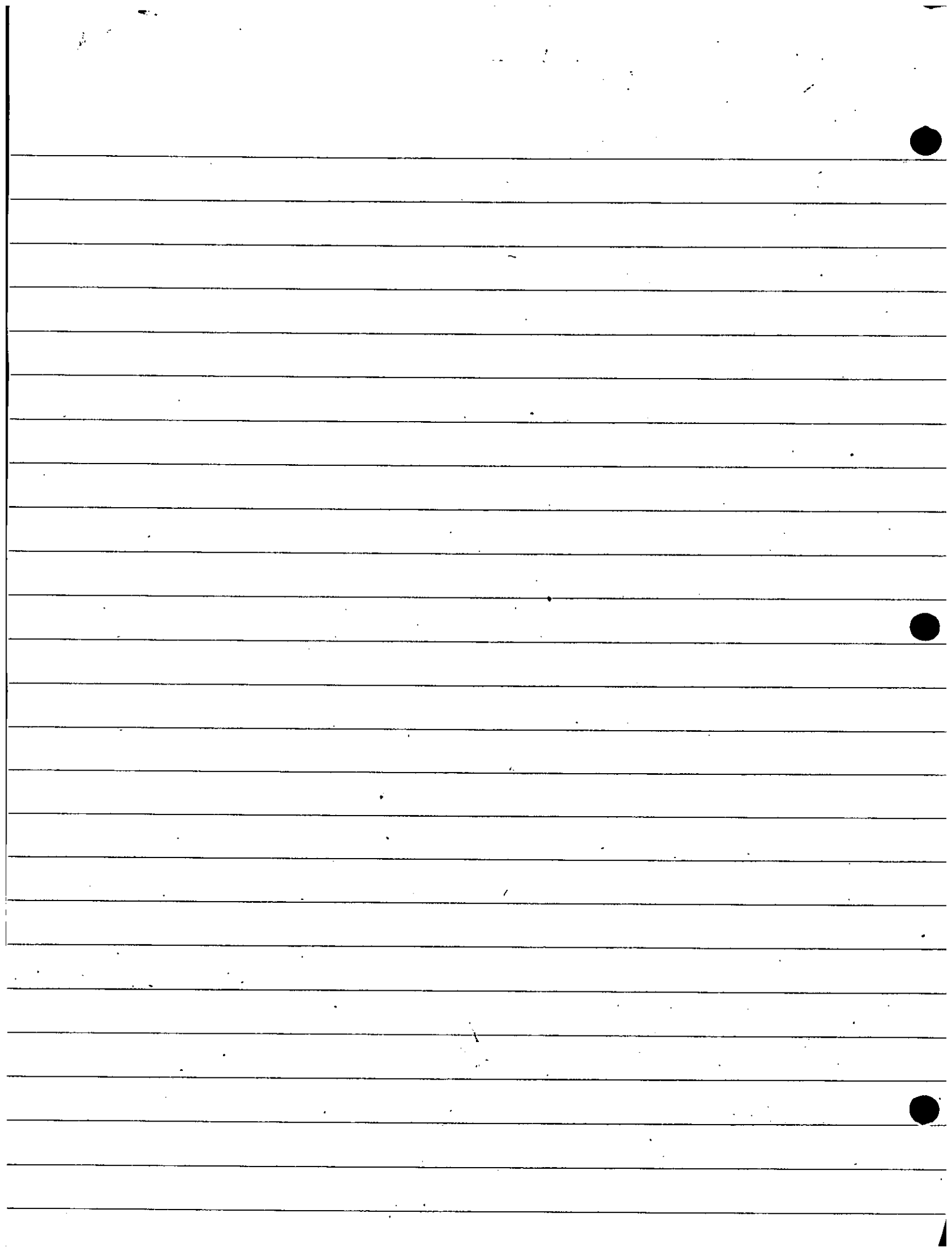
If doesn't work, then "we've used our best judgment, now you tell us how to do it."

Crewson: Chancellor did honestly wish to make us special case. Time element involved - do wish some data to include in their plan. Miller: We have to go with something to prevent being torn apart.

Hecht: Board must play strong leadership role - direct approach favored.

Miller gave overview of 4yr. projection (handed out)

[Johnson: bail out on piecemeal basis over 4 yrs.]



(2)

Culbert explained realism of figures  
Johnson: Now will report to full com. report  
presented here

Johnson: rec. we follow this  
all in favor

If Board accepts, we move on setting up meeting.

Culbert: If you buy outlines of plan, will need  
guidance on certain assumptions, scope,  
blat.

Place  
Lull on Ed Roberts Com.

Jan. 22 - time for paring down candidates.

Dinner meeting:

Johnson report

Background (Regents reg. and reaction)  
Entire Bd. to approve

Culbert - Miller reported on

Greivson: Reiterated -- report at different levels at  
x years. Regents looking at entire state  
(presuming with demographic factors,  
etc., we might go there)

Miller: No conceivable way of reducing to 10,000  
without devastating the U. the outcome

Page 17



Johnson: In accord we can't do this.

But again in terms of stabilized enrollment of 13,500 with financing assured at that level for 2 biennia.

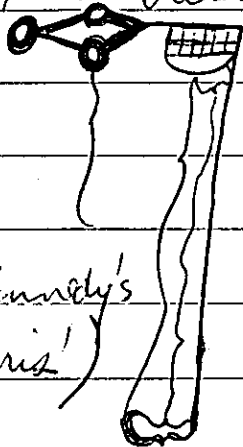
So thinking mtg. with Gov, Spk of House, & Spec. Proctor to present prot. Say to us - like this plan and so present to selected people above plan for 4 years, then at that point look at it.

Morris: Climate right for look at old prob. as part of a State's problem, we go with plan (they may have good or better suggestions) but our responsibility.

Product can be sold if handled appropriately.

Kennedy: Negative aspects of going to Regents with requested plan? as basis for alternative approach.

Johnson:  
Wrong road  
politically and  
practically (in Kennedy's  
words and Morris')



(Deliberations must be  
invocably & forever confined  
to this room.)

Johnson: If in agreement that we can't go to 10,500 then on 13,500.



6-1-77

Milar: Summary

Johnson: If we can get sold, then we can go on our own? That the assumption.

Milar: Distrib. Down - Dining Proposed & explained

Johnson: Board members endorse what Com. recom?

- ✓ Jones - yes
  - ✓ Holzer - yes
  - ✓ Kepp - yes - enthusiastically
  - ✓ Kennedy - Excellent approach - urge
  - ✓ Lavelle - yes
  - ✓ Spencer - yes
  - ✓ Phillips - yes
- Proceed with it

within situation I felt we should be thinking about) - also we offered to work in positive way for 100, of which stabilization is the least, so in line with pledge they owe it to us.

Reasonable arrive at solution to our problem the approach. Stress that.

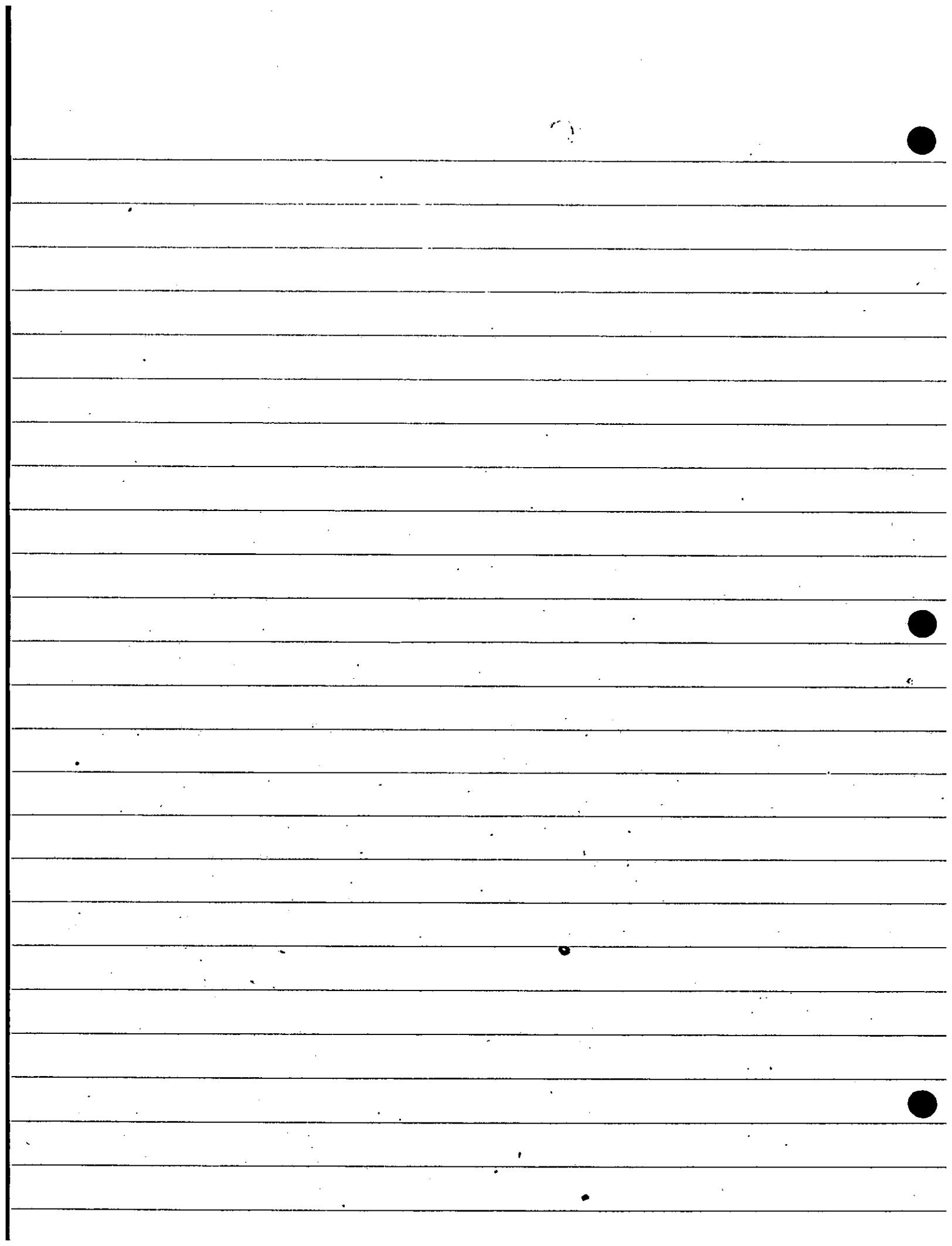
Also we offered to work in positive way for 100, of which stabilization is the least, so in line with pledge they owe it to us.

Then, after that, we develop strategy with Regents.

Johnson: No agreement, so will proceed and keep you informed.

Kennedy: Apprec. for great amt. of time devoted - excellent leadership displayed.





(5)

Spencer: Have strong person from opposition party along with present party.

Johnson: Will test the water — then marshal forces — make use of all.

9:00 P.M.

Cuep - Points before Post reporters in.

Bldg, configuration distributed

19 bldgs possibly closed next year instead of 8 1/2 now

~~Kennedy: Have Johnson 9:00 P.M.~~

~~Board developing a viable plan for fiscal salvation.~~

→ Open Com. Mtg. ←

A. Gilbert - informational report - poll to determine sentiment

Admin. will rec. on what follows

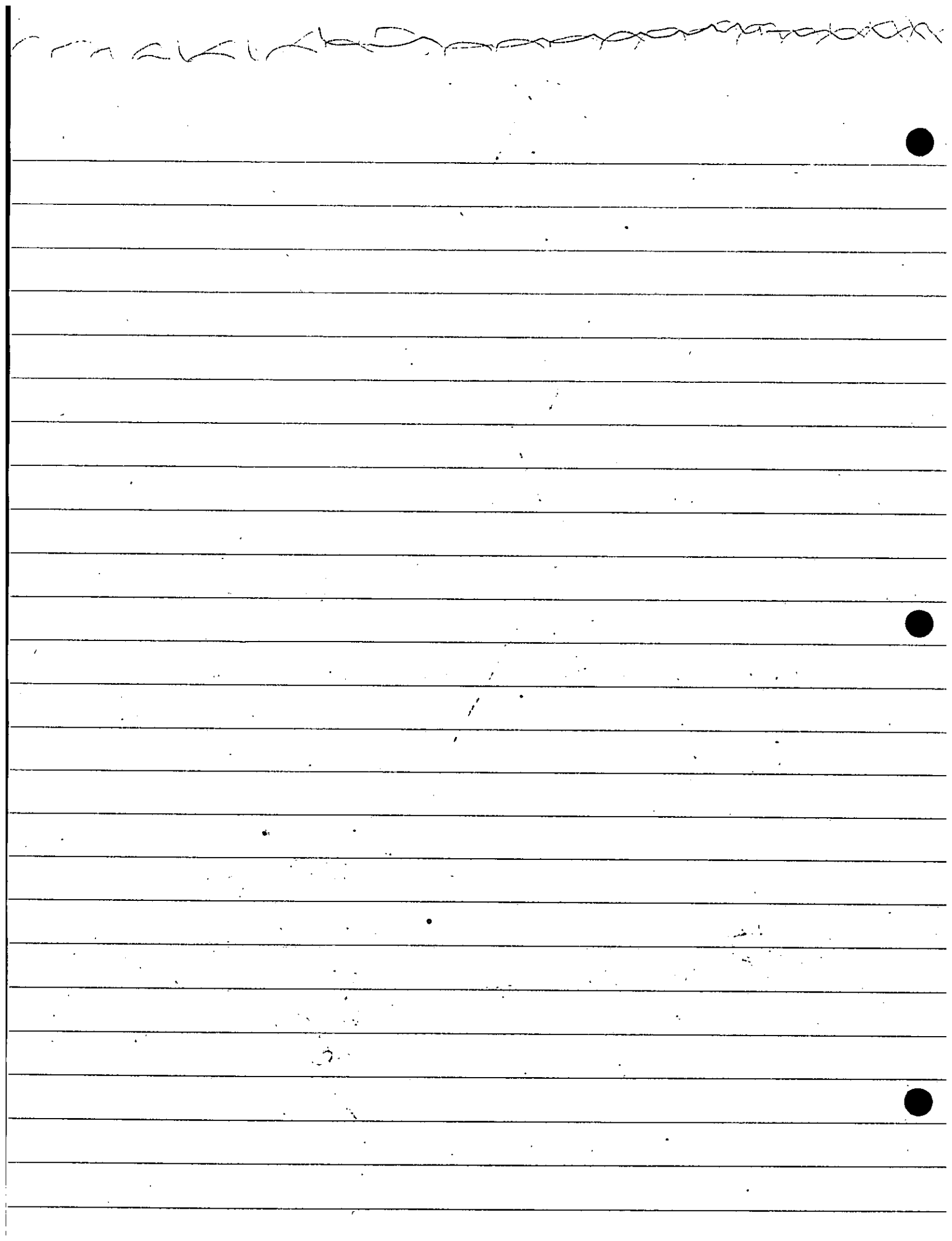
If mtg. far in future would sug. com. to which to come

Johnson: Should for. not investigate pending bill contents? Great effect. Could go from coop. to adversarial relationship.

Crawson: Would sug. once we have tentative







①

Sug. commun. - type museum  
dictionary

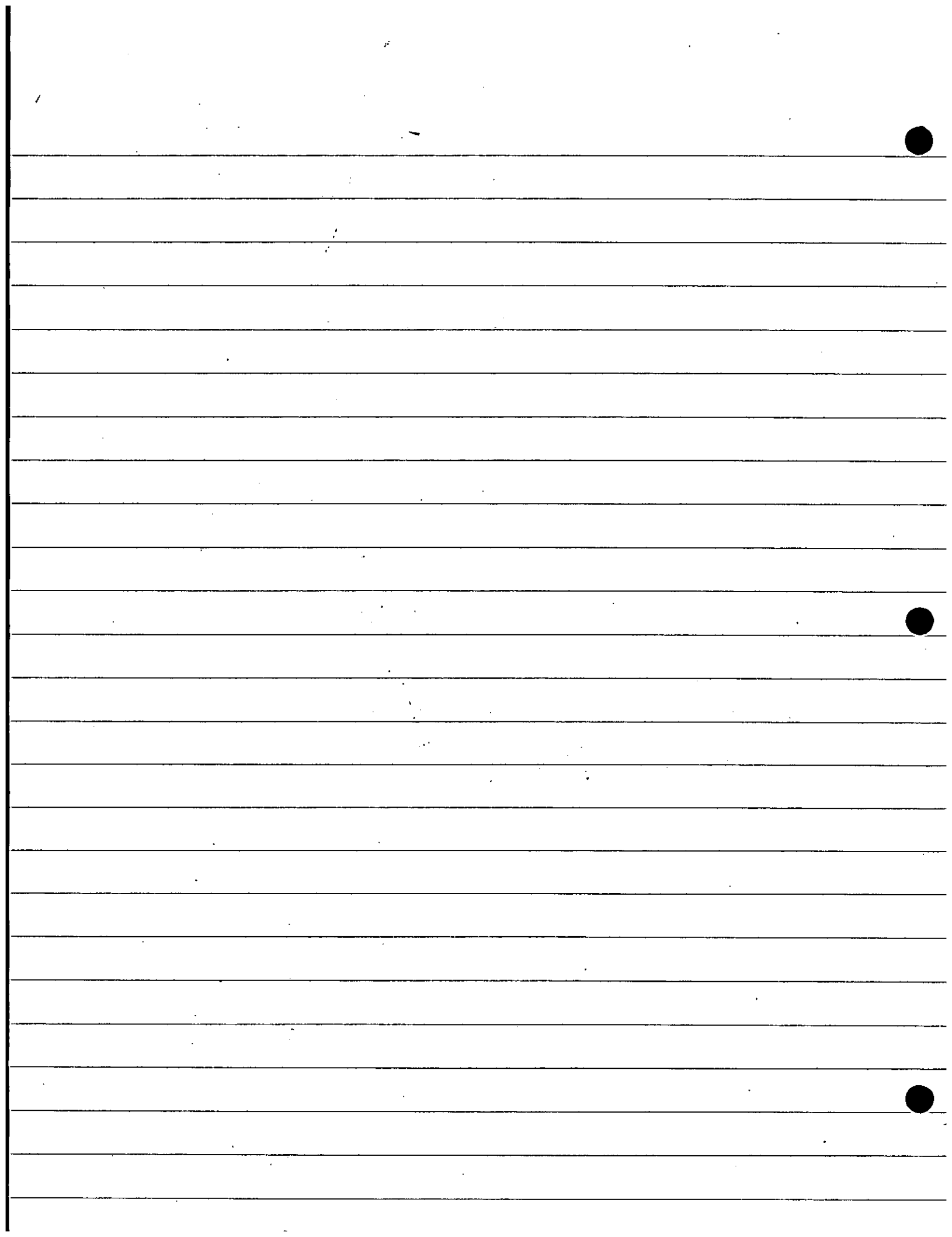
•• Appalachian village concept ••  
Like at Peninsula, Ohio

Plan on base of - rel. small  
endowment, mostly volunteer works  
from interest groups - faculty & other.  
Funds from bicentennial commission,  
possibly,

Johnson: Time for Ch. to app. special comm.  
Gerson: Happy to get reaction  
from local society. OK

Mar. 10 next mtg. Phillips - will app. you as ch.

10:10









All welcome to all

Vote on  
Ad. vote

X. Spencer Yes

Welcome Bill to the community hall to  
great visit, even though accepted child.

Kaye Yes

But, procedure, not sure attending some  
only. on day before, will study  
proceed, and may have see, in future.

Hogan Return Yes

Safe journey.

Kennedy No

at this that doesn't prevent ability to  
get it. But within the halls they have  
use to have active and body sit in on  
about this time.

Doelle Yes

honors, turning most, for people.  
splendid, people, people, people, people,  
welcome. Well do best, active place,  
prof, nice by family connection etc.

John Yes

But take me that question, more problems  
of decision, type they need, some of good  
quality of life.  
Well, and Bill, welcome all, all,  
and back today.

Provia No

Johnson No

Welcome Doelle with offer, or please,  
happy welcome,

Phelia No

5 yes

Include John  
state no  
minutes

Cameron, welcome Bill.

4 no

Carver by vote

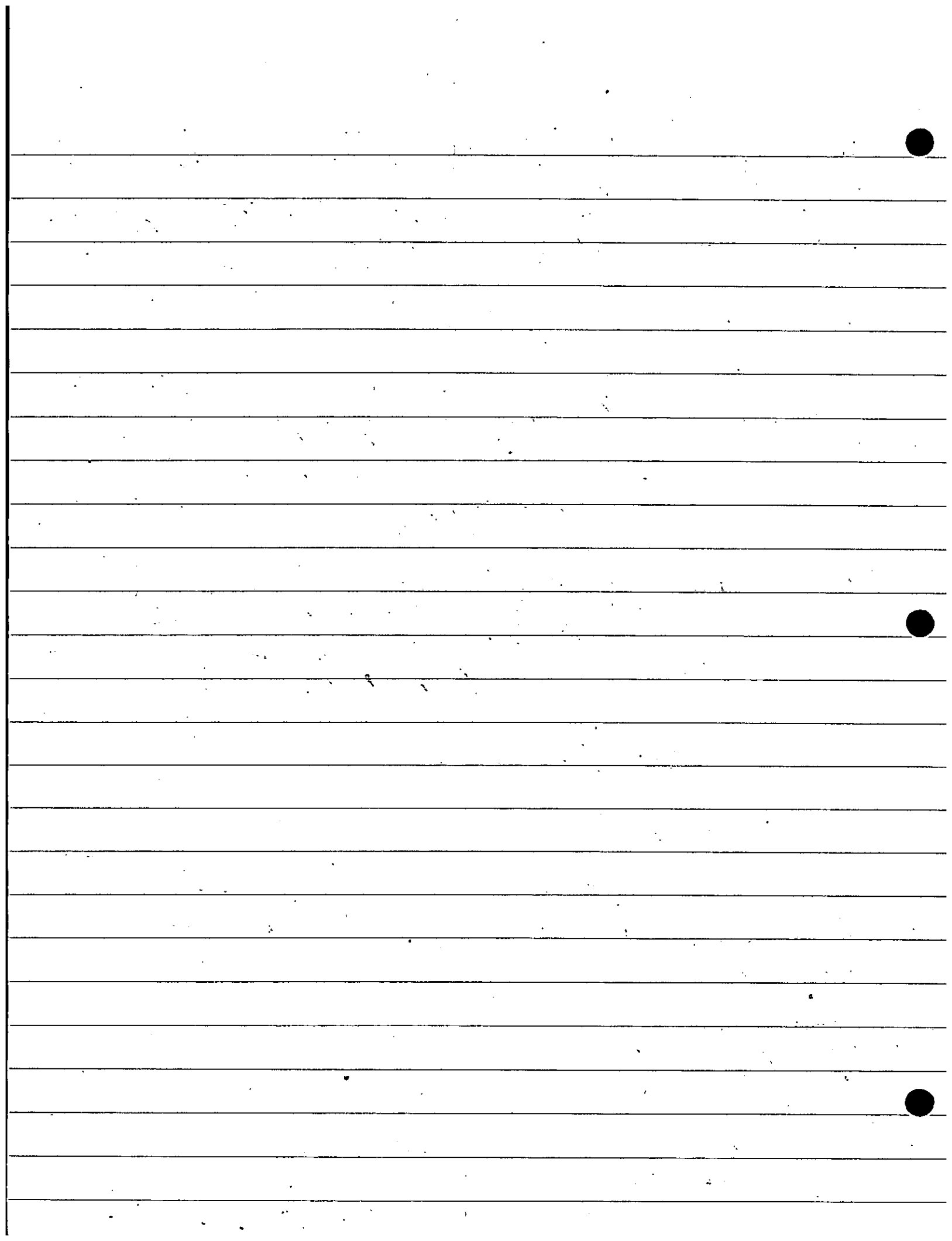
Have heard local  
monthly meeting.  
Have that, Congress  
in Kennedy's report.

Admission

11:10

with that, we hope  
in mind.

Common denominator of what best to do for  
at least, not detached. Not concerned, happy,  
might have convinced that that Ad is strong, wanted.



● No answer, but must keep away at it.  
Keys: Realize have time problem on brochures.  
if Bd. took negative action?  
Carp: Would print current rates, which would preclude rate increase.

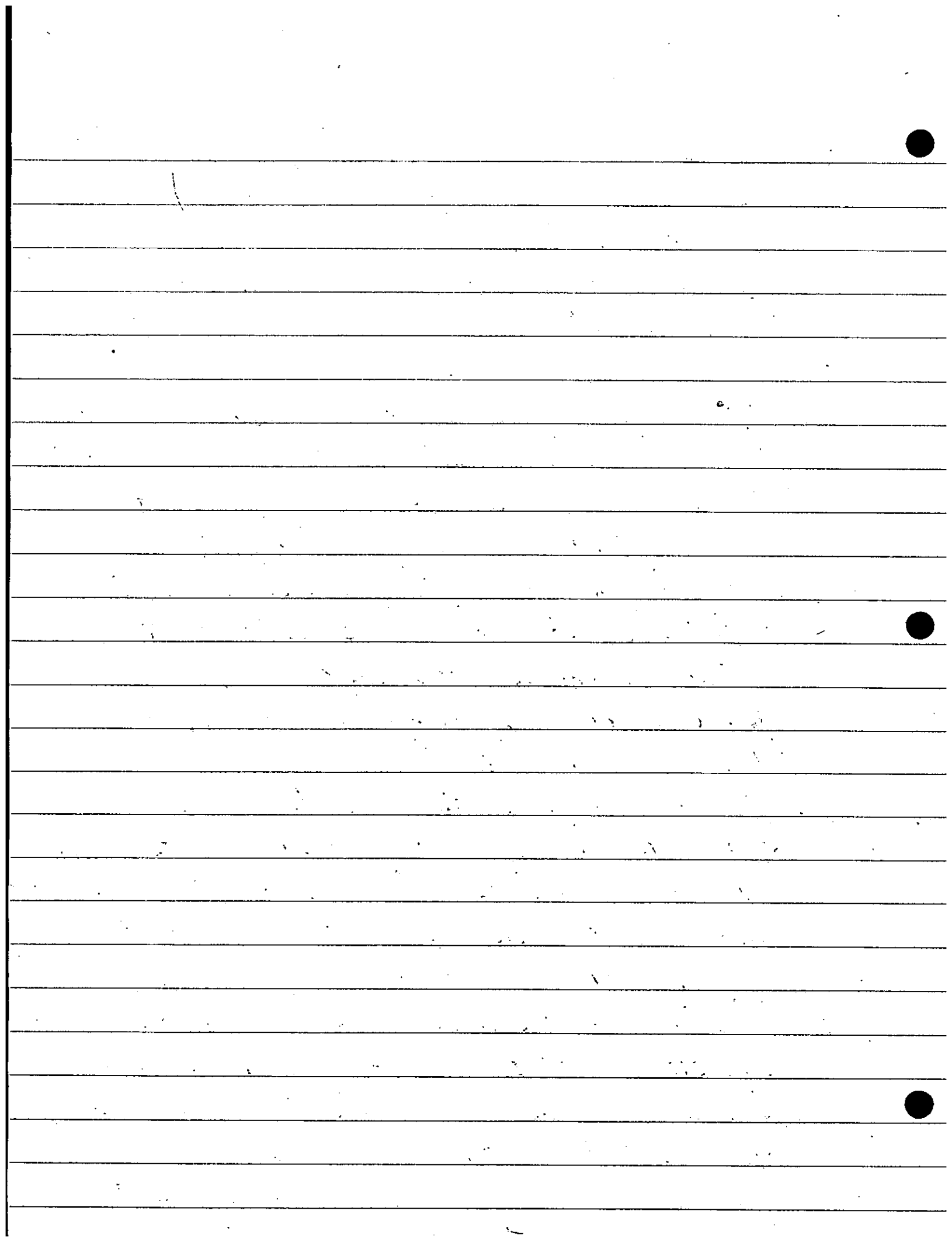
Keys: What happen?

Carp: <sup>general</sup> Curtailment, plus look at telephones, free lines service, unlimited seconds, etc.  
Overhaul impact once down to lowest pay. on debt service jeopardized.

● Keys: Agree with Morris, but since only less than 50% being phased in and that to curtail would effect enroll, etc., and possibly all-time record of grad in one family, will vote yes.

Spencer: We do wish to maintain quality. Students too conscious of inflation, etc., so 50% increase would be accepted and accepted. Don't want to underestimate their ability to understand.

Morris: Wish to make clear - one rest on legislature which hasn't failed to provide funds (students expect if understood.) Also want to reiterate expenses available aren't available in all. Maybe go to tuition another for ed. Should studies.



①  
● Kennedy: We understand you directing attention where orig. sin is.

I think the worst thing apart from invasion and occupation that can happen to nation is inflation.

Some years ago said would never again vote for increase, have had to compromise that stand to keep U. open, even that in part over which no control.

● Johnson: Leg. gave fees, mandated increase without funds. Didn't freeze board & norm rates. Are trying to formulate plan - possibility of several weeks delay in view of this? Will vote no because of no-increase commitments at ~~last~~ meeting. When take stand with legislature -- this is your U. If refused, then sit down and plan.

Kennedy: \$437,000 next year will <sup>be</sup> that next year. Else, will cost more.

But gas will be up - if we have it

● Coal we don't know for next year because of recent increase.

Johnson: Various cycle.



Kennedy to Crewson: Students accept increase in preference to luncheon? Can't speculate.  
 Kennedy: However we vote, attitude same.  
 Crewson: Not first time leg. has not recog. this aspect of total responsibility.

Spencer: We know our responsibility. Telephone, etc., imp't. Secondly too. Humane to let them have seconds. If we effort, to lower fees, will do that. Can't regress.

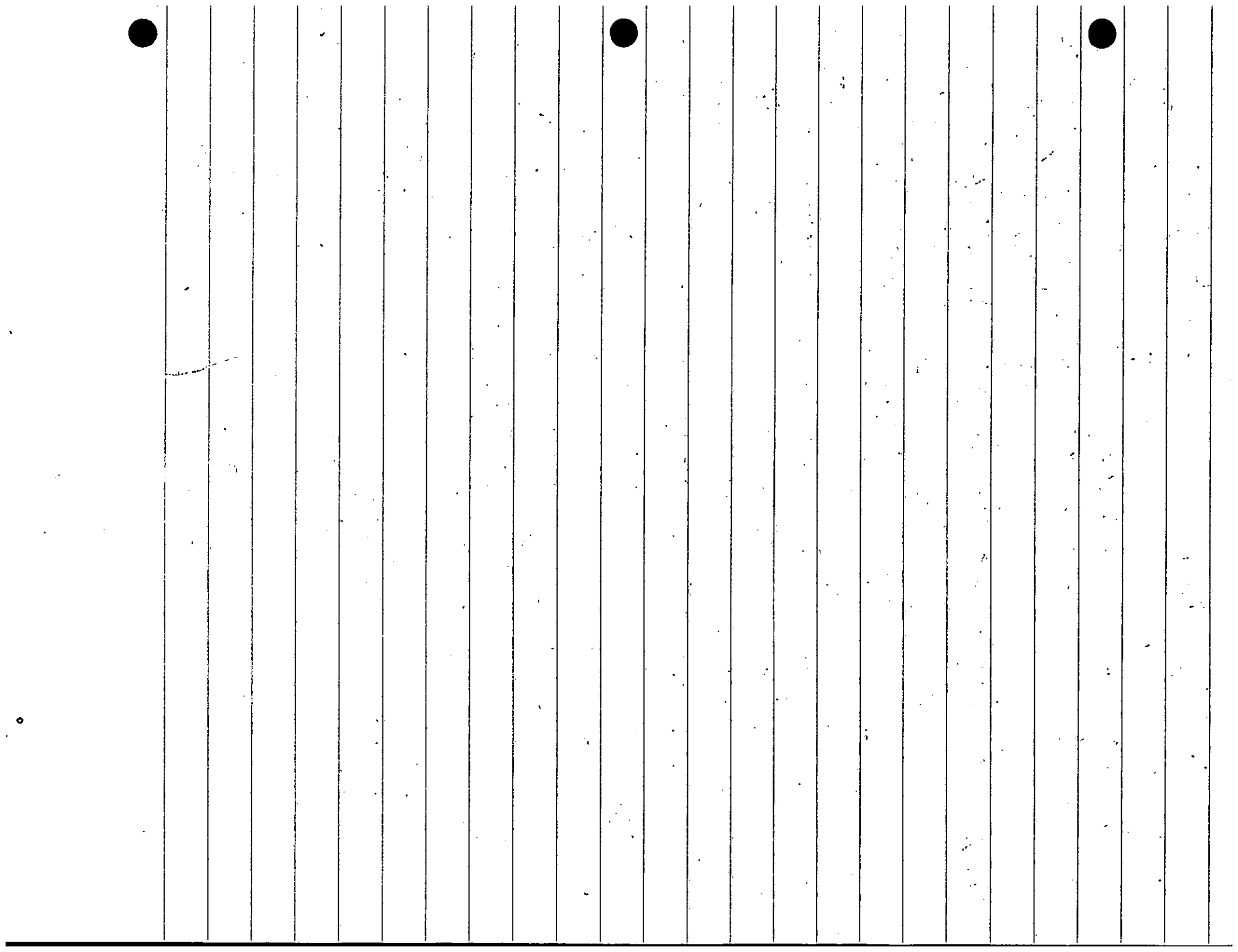
Johns: Let food coupon plan would be given trial. Stud. must share in belt tightening.

Lawelle: Sir, Crews: Have given it a lot of thought. notice say me. From imp't. viewpoint. best way to not more go. Aware that food prog. contrib. than, with to debt service. Don't want to legal option' interfere with that. Students to long. expressed themselves against Crews: Would say. if if comment not

more than" - we have always had subject to change clause.

Johnson: Don't want anyone to go hungry. maybe give student choice re telephone, etc. might be dramatizing by not going along. might also have to recy. budget. committing to "No" vote. no one





to go hungry!

Keya: By asking leg. for increase, I'm asking me for increase. Also reflect that we will fight for any reduction, but prove to leg. we are doing everything we can do. A reasonable request.

Morris: Would like sharing by stud. in using communal phone.

Culp: of 800,000 prob sup 400,000 be taken care of by increase

Phone & linen & elec. of records adds up to only half of prob.

Morris: Made pledge of no vote for inc.

Johnson: Slight delay make difference?

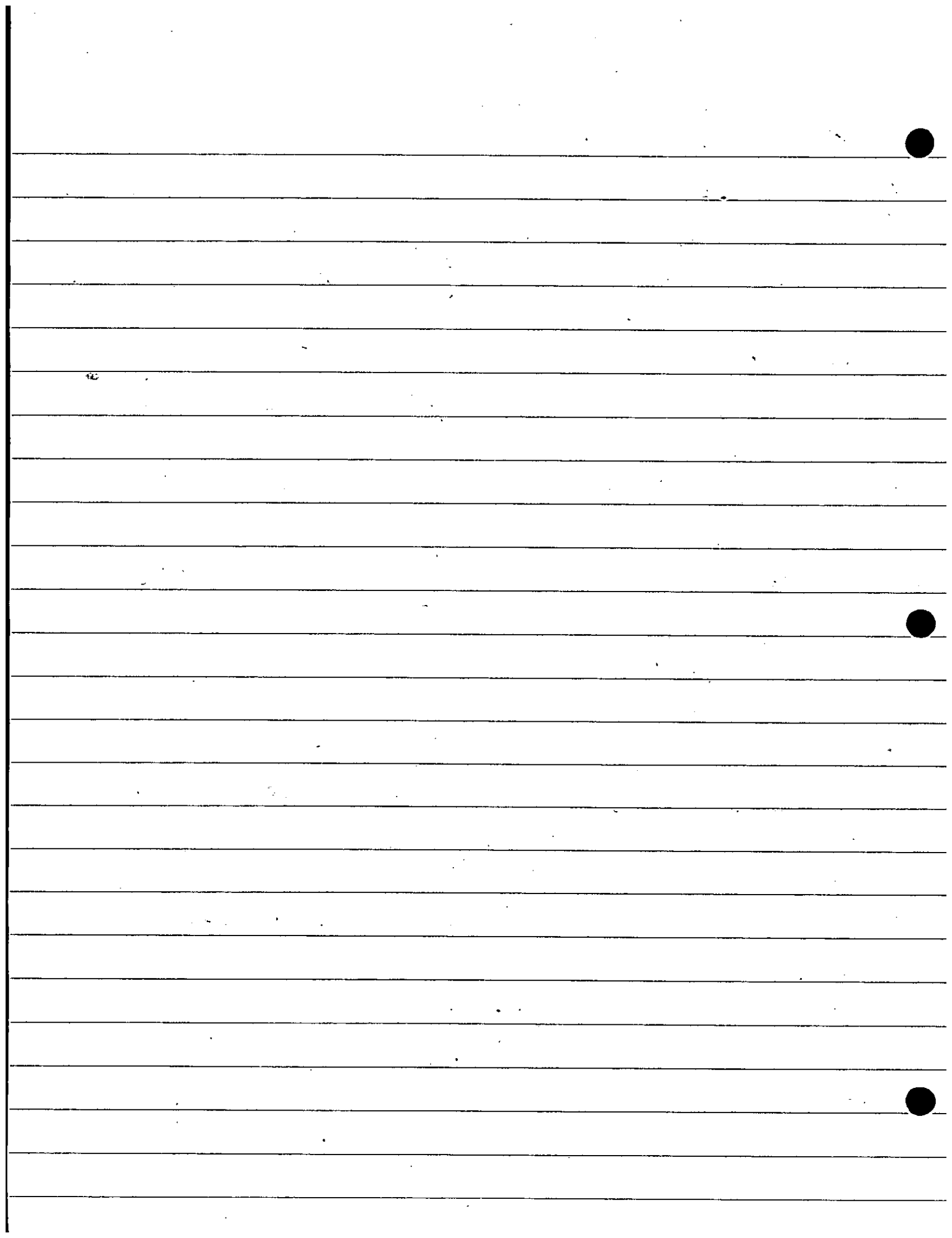
Culp: If delayed into March could effect recruitment.

Crucial issue: net income? (Contrib to debt service in part)  
ch rates: in upper quartile.

Holzer: Do you feel we should turn down - to Morris?

Morris: Feel debt service thing says fight it. Cut out country-club provisions. Want to get legislative respon. brot to fore. Mitigation of our efforts. Yes, would want you to vote with me.

Quelle: mean pay bank but not mortgage holder? Yes, Morris.



● Lavell: Think proposed ind. is so small, so feel could cont. to meet payments to all - bank, mortgage holder, etc.

Phillips: How effect image? Culp: difference

of opinion on how fees affect enroll.

Spencer: We're underestimating student.

Give-away prog. to them is catering to their

~~ignorance~~ immaturity. Meaning -

resent it. Will understand it as inflationary

Cost:

Lavell: How will leg. take stng toward our

● asking for special keep - leg. to take heat instead of Board?

Johnson: decrease only solves half of problem.

We'll still do away with some things. Must have a program "to handle it. So go in

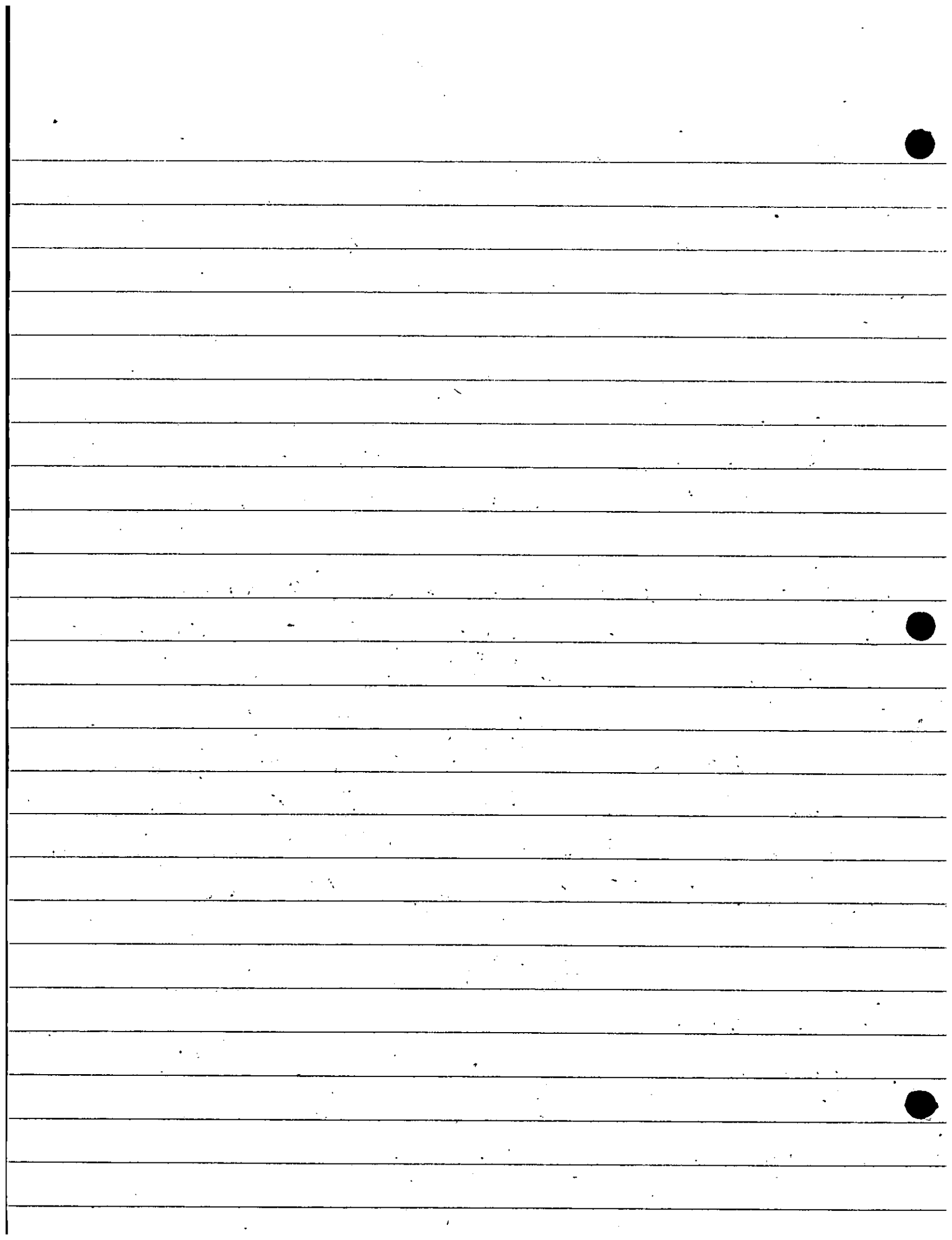
with it as part of whole situation. without

statement to have vote with mee

Following vote:

John: why does leg. set civil service rate same at all U's. Cheaper to live in Athens.

Lavell: Not necessarily so.



MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES  
OF OHIO UNIVERSITY AS A COMMITTEE OF THE WHOLE

Friday, January 17, 1975, 9:00 P.M.  
Athletic Club, Columbus, Ohio

Opening of the meeting, scheduled for 8:00 P.M., was delayed by a report to Board members by the Budget, Finance and Physical Plant Committee.

Present were all members of the Board, Alumni Board President Konneker, President Crewson, Secretary Mahn and Vice Presidents Culbert, Milar, Culp and Hecht.

Chairman Phillips stated that consideration would be given to all items on the Board agenda in preparation for formal action on January 18.

A. FACULTY VOTE ON COLLECTIVE BARGAINING  
Culbert

Dr. Culbert presented an informational report on the poll which was designed to determine sentiment for collective bargaining. The Administration, he stated, would recommend on what was to follow. If the next meeting of the Board was to be far in the future, he suggested that a committee of the Board be designated to receive recommendations.

In response to questions by Mr. Johnson as to whether the faculty should not investigate the contents of the pending bill on collective bargaining, and whether a bargaining relationship might not bring about an adversarial, as contrasted with the present cooperative relationship, the answers were "Yes." President Crewson stated that when a tentative procedure was developed, it would be sent to the Board for determination of next steps.

B. 1974-75 REVISED BUDGET RESOLUTION  
Milar

Mr. Milar explained that the revision provided zero balance instead of a surplus at the end of the fiscal year. Although means of reaching projections were not firm in all instances, Mr. Milar stated that it was the collective judgment of the Senior Administrators that such projections could be reached.

Mr. Johnson stated that the Budget, Finance and Physical Plant Committee would recommend approval of the budget resolution.

C. PROPOSED CHANGE IN PARIETAL RULE EXEMPTION  
Culp

Mrs. Johns stated that she would move approval of the resolution.



D. EASEMENTS TO COLUMBUS AND  
SOUTHERN OHIO ELECTRIC COMPANY  
Culp

Dr. Holzer stated that he would move approval of the resolution.

E. BENNETT HALL RENOVATION PROJECT  
Culp

Mr. Johnson stated that he would move approval of the resolution.

F. SUBLEASES FOR KROGER COMPANY  
Culp

Mr. Lavelle explained that since 1969, he had represented the Skilken interests relative to the Holiday Inn sublease. Although in the future he would be disassociated from this, he said he would abstain from voting on the matter. He reported further that he was checking into conflict of interest and ethics considerations in respect to his and his firm's involvement in matters of interest to the Board. A written report on this will be submitted for record. He urged that at any time a member felt him to be an embarrassment in respect to any matter that came before the Board, the member let him know.

Dr. Holzer stated that he would move approval of the resolution.

G. 1975-76 ROOM AND BOARD RATES  
Culp

Mrs. Johns stated that she would move approval of the resolution.

H. THOUGHTS ON MUSEUM  
Johns

Mrs. Johns, following through on questions asked previously about the whereabouts of materials formerly housed in the University Museum and the possibility of resurrecting a museum, suggested that thought be given to developing a living community-type museum, possibly an Appalachian Village. Plans might go forward on the basis of a relatively small endowment, with much volunteer work by interest groups. She suggested the possibility of Bicentennial Commission funds.

Mr. Johnson suggested that it might be time for the Chairman to appoint a special committee, and suggested she name Mrs. Johns Chairman, which she said she would do.

President Crewson stated that he would be happy to get the reaction of our Dr. Thomas Smith, who had great interest in this area, and through

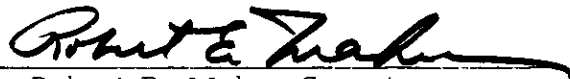


him the feelings of the local historical society.

I. NEXT MEETING  
Phillips

March 10 was confirmed as the date for the next meeting in Athens.  
Members were asked to keep in mind June 7 as a possible meeting date.

The meeting adjourned at 10:10 P.M.



Robert E. Mahn, Secretary

REM:ed

Prepared for record only.

No distribution made.

OHIO UNIVERSITY  
ATHENS, OHIO 45701

BOARD OF TRUSTEES


March 19, 1975

To: Those Listed Below\*

From: Robert E. Mahn, Secretary

Re: Minutes of January 18, 1975 Board Meeting

These minutes, of which you received a copy on February 10, were approved without change at the March 10, 1975 meeting. You may wish to substitute the enclosed copy of the signature sheet for the blank sheet in your copy.

A handwritten signature in cursive script, reading "Robert E. Mahn", is written over a horizontal line.

REM:ed

- \* President Crewson
- Senior Administrators
- Archivist (2)
- Resident Auditor

OHIO UNIVERSITY  
ATHENS, OHIO 45701

BOARD OF TRUSTEES

February 10, 1975

To: Those Listed Below\*

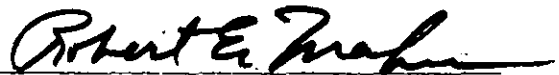
From: Robert E. Mahn, Secretary of the Board of Trustees

Re: Minutes of January 18, 1975, Board Meeting

Enclosed for your file is a copy of the January 18 minutes.

This draft will be presented for approval at the next meeting which is scheduled for March 10.

If approval is with changes, the changes will be forwarded for incorporation in the copy.



REM:ed

\* Chairman and Members of the Board  
Dr. Konneker  
President Crewson  
Mr. Mahn  
Senior Administrators  
Archivist  
Resident Auditor

MINUTES OF THE MEETING OF  
THE BOARD OF TRUSTEES OF OHIO UNIVERSITY

Saturday, January 18, 1975, 9:30 A.M.  
Athletic Club, Columbus, Ohio

I. ROLL CALL

All members were present, namely Charles E. Holzer, Jr., Mrs. Dorothy Johns, Fred H. Johnson, Edwin L. Kennedy, J. Grant Keys, William Lavelle, William R. Morris, Mrs. J. Wallace Phillips, <sup>Chairman</sup> and Donald A. Spencer. Also present were President Harry B. Crewson and Secretary Robert E. Mahn.

Wilfred R. Konneker, President of the Ohio University Alumni Board was unable to attend. Executive Vice President and Dean of Faculties Taylor Culbert, Vice President for Administrative Services W. Charles Culp, Vice President for University Relations Martin Hecht, and Vice President and Treasurer John F. Milar were present.

Chairman Phillips announced that all matters scheduled to come before the Board had been discussed at the open Committee of the Whole meeting at 8:00 P.M. on January 17, and in being presented for approval, would carry the endorsement of the Board committee to which the matter would ordinarily have been referred. Further reference, therefore, to committee endorsement is not made in these minutes.

II. WELCOME OF NEW MEMBER, WILLIAM A. LAVELLE

Chairman Phillips welcomed Mr. Lavelle, who replaced William Kircher, resigned. A copy of Mr. Lavelle's letter of appointment and oath of office follow, along with Mr. Kircher's letter to Chairman Phillips reporting his resignation.

STATE OF OHIO  
**Executive Department**

OFFICE OF THE GOVERNOR

*Columbus*

I, John J. Gilligan, Governor of the State of Ohio,  
do hereby appoint William A. Lavelle, (Democrat), Athens,  
Athens County, Ohio, as a member, Board of Trustees, The  
Ohio University, for an unexpired term beginning January  
4, 1975 and ending at the close of business May 13, 1981,  
vice William Kircher, who resigned.

IN WITNESS WHEREOF, I have  
hereto subscribed my name  
and caused the Great Seal  
of the State of Ohio to be  
affixed at Columbus, this  
6th day of January, in the  
year of our Lord, one thousand  
nine hundred and seventy-five.

*John J. Gilligan*  
Governor

OATH OF OFFICE

I, William A. Lavelle, promise and swear to support the Constitution of the United States and the Constitution of this State, and faithfully to discharge the duties of the office of Member, Board of Trustees, The Ohio University, to which I have been appointed for a term beginning January 4, 1975 and ending at the close of business May 13, 1981.

William A. Lavelle

STATE OF OHIO

COUNTY OF Athens, ss

Personally sworn to before me, a Notary Public in and for said county, and subscribed to in my presence this 9th day of January, 1975.

Thomas S. Hodson

Notary Public

THOMAS S. HODSON  
ATTORNEY AT LAW  
NOTARY PUBLIC, STATE OF OHIO  
LIFETIME COMMISSION - RC 147.03

421 Hidden Valley Lane  
Wyoming, Ohio 45215

January 3, 1975

The Board of Trustees  
Ohio University  
c/o Mrs. J. Wallace Phillips  
2355 Tremont Road  
Columbus, Ohio 43221

Dear Friends:

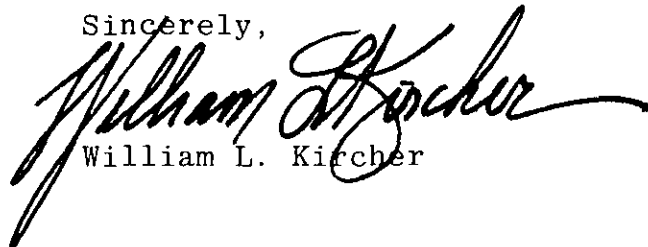
As you know by now I have submitted my resignation to Governor Gilligan as a member of the Ohio University Board of Trustees. Perhaps the news will have been announced of my appointment to a similar post at the University of Cincinnati.

It was a very difficult decision for me, but I feel that with my home now in Cincinnati and the work I plan to be doing there, I can be more helpful to the University and the community in that setting than on the Ohio University Board.

If the nostalgic memory of youthful college days and the warm comfort of respected personal friendships among you, my associates, had dominated my decision there would have been no change. I'm hard put to remember any group with whom I've worked in my lifetime for which I had more respect, jointly and individually as this one.

I am grateful to all of you, Trustees as well as the administration and educational leaders of the University community for this fine experience, and I wish all of you great success in all of your endeavors on behalf of this great University.

Sincerely,



William L. Kircher

*Meeting of January 18, 1975*

III. ACTION ON MINUTES OF MEETING OF NOVEMBER 25, 1974  
(previously distributed)

No corrections were offered for the minutes. The Chairman declared them approved.

IV. COMMUNICATIONS, PETITIONS AND MEMORIALS

The Secretary stated that none had been received.

V. ANNOUNCEMENTS

There were no announcements.

VI. UNFINISHED BUSINESS

The Secretary reported that there was no unfinished business.

VII. NEW BUSINESS

A. REPORT ON FACULTY POLL ON COLLECTIVE BARGAINING

Vice President Culbert reported on the collective bargaining poll conducted by the Faculty Senate in December 1974. His statement and the Faculty Senate's report of the poll follow:





-HCA  
OHIO UNIVERSITY  
INTER-OFFICE COMMUNICATION

RESIDENTS OFFICE

DEC 11 1974  
DEC 11 1974

DATE December 10, 1974

TO Harry B. Crewson, President

FROM Taylor Culbert, Executive Vice President

SUBJECT Collective Bargaining

I forward to you the attached memorandum from Alan Booth, Chairman of the Faculty Senate, concerning the results of the poll recently conducted on collective bargaining. My office will work with the Faculty Senate in order to proceed through the next steps called for by the results of this poll.

TC/ljl

Attachment

cc: Alan Booth, Chairman, Faculty Senate



OHIO UNIVERSITY  
INTER-OFFICE COMMUNICATION

DATE December 10, 1974

TO Taylor Culbert, Executive Vice President and Dean of Faculties

FROM Alan R. Booth, Chairman, Faculty Senate

SUBJECT Collective Bargaining Poll by the Faculty Senate

Pursuant to a Faculty Senate resolution of March 4, 1974 (see attached letter), a poll of the Ohio University Faculty was conducted this month to determine faculty sentiment on the question of collective bargaining. 795 ballots were distributed to all eligible faculty members on the Athens campus and each regional campus (excepting Portsmouth), on Wednesday, December 4, 1974. Deadline for return to the Faculty Senate was Monday, December 9, 1974, at 5:00 P.M. Considerable care was taken to ensure the integrity of the balloting. Each ballot had a unique and unrecognizable set of markings, and was on colored paper to prevent Xeroxing; special envelopes were employed; careful tabulation of each mailing was kept. I am satisfied, since each ballot was inspected as it was counted, that the poll was secure.

The results are as follows:

<u>Athens Campus</u>	In Favor	401
	Not in Favor	133
	<u>Abstentions</u>	<u>1</u>
	Total:	535

<u>Regional Campuses</u>	In Favor	42
	<u>Not in Favor</u>	<u>11</u>
	Total:	53

Total Returns: 588 (out of 795 distributed)

In summary, approximately 75% of all eligible Ohio University faculty voted in the poll. Approximately 75% of those voting cast their ballots in favor of collective bargaining.

I request that you convey this information to President Crewson, with the request that he further transmit it to the Board of Trustees. I would be happy to place this office at their disposal to coordinate, in any way they see fit, communications between the potential bargaining agents and the Board. I will await their guidance.



OHIO UNIVERSITY  
ATHENS, OHIO

FACULTY SENATE

Faculty Poll on Collective Bargaining

Dear Colleague:

On March 4, 1974 the Faculty Senate adopted the following resolution on collective bargaining:

"The Faculty Senate shall conduct a poll of the faculty of Ohio University to determine whether a majority of the faculty of Ohio University favor the designation of an agent to represent the faculty in collective bargaining with the administration of Ohio University."

The resolution further specified that the poll should be conducted following an informational program to acquaint the faculty with the nature of collective bargaining; that all those having faculty status are eligible to vote; and that "majority" is defined as a majority of those voting.

In the past several months the Senate has brought in a series of speakers to acquaint the faculty with the nature of collective bargaining and made available a number of printed materials on this issue.

The receipt of this ballot indicates that you are a faculty member having faculty status as defined by the Faculty Handbook, and are eligible to vote in this poll. Faculty from all Ohio University campuses will be voting in this poll. Please give careful consideration to this issue and CAST YOUR VOTE, so that we may have a good representation of faculty opinion on this issue.

A vote in favor of collective bargaining does not commit you to a particular bargaining agent; rather it indicates your desire to institute collective bargaining at Ohio University. If a majority of those voting vote in favor of collective bargaining, a procedure will be established, after consultation with the Board of Trustees, for determining the bargaining agent. All eligible faculty will have a voice in the determination of that agent. If a majority of those voting do not vote in favor of collective bargaining, then the Faculty Senate will take no further steps at this time toward determining faculty wishes on collective bargaining.

All votes are to be anonymous. Place your ballot in the enclosed envelope, seal it. Please cast your vote on the attached ballot but do not sign it. Return it to the Faculty Senate, Room 300, McGuffey Hall, by December 9, 1974.

If you have any questions about the balloting procedure, please contact:

Alan Booth, Chairman, Faculty Senate    or  
594-6846

Danny Moates, Chairman  
Collective Bargaining Committee  
594-3821



In response to questions, Dr. Culbert stated that the Board would decide whether to have a formal committing vote. A large amount of discussion and education to assure full knowledge of what collective bargaining means to a faculty should precede a next step. The implications of substituting an adversary relationship for a collegial relationship should be understood.

Board members acknowledged the obligation to prepare themselves in a leisurely and thorough fashion for the decisions they will face. They asked Dr. Culbert to supply useful information, which he agreed to do, and Mr. Hecht to keep them informed of legislation on collective bargaining.

#### B. CONSIDERATION OF 1974-75 REVISED BUDGET RESOLUTION

In presenting the resolution, Vice President Milar stated that the utilities increase of \$489,000 had affected the change in respect to the Vice President for Administrative Services' area, and that a footnote to the summary explaining this would have been appropriate. The resolution, Mr. Milar said, was cast in the standard format.

Mr. Johnson moved approval of the resolution, which Mr. Kennedy seconded. Approval was unanimous.

#### RESOLUTION 1975 -- 168

RESOLVED that the 1974-75 budgets of expected income and expenditures as presented in Schedules I and II are hereby appropriated subject to the following provisions:

1. The Vice President and Treasurer, with the approval of the President, may make adjustments in the Instructional and General Operating Expense Allocations (Schedule II) providing the total of such expenditures does not exceed unrestricted income and surplus, or \$41,308,022, whichever is less.
2. Should available unrestricted income and surplus exceed \$41,308,022, the expenditure of such additional income shall be subject to approval by the Board of Trustees.

OHIO UNIVERSITY  
1974-75 REVISED BUDGET  
INCOME AND RESOURCES

	<u>Original</u>	<u>Revised</u>	<u>Increase (Decrease) Original</u>
Beginning Balance (Surplus)			
Unappropriated	\$ -0-	\$ 375,851	\$ 375,851
Appropriated			
O. U. Research Fellows	-0-	6,615	6,615
Nursing Child Care Center	-0-	6,694	6,694
Capital Improvements	-0-	82,532	82,532
Accelerator Laboratory	-0-	5,006	5,006
Retirement for Personnel			
on Leave	-0-	22,091	22,091
Intercollegiate Athletics	-0-	28,395	28,395
Library Book Purchases	-0-	31,051	31,051
	<u>-0-</u>	<u>558,235</u>	<u>558,235</u>
Total Beginning Balance	-0-	558,235	558,235
Income			
State Appropriation	24,035,060	24,465,587	430,527 (1)
Student Fees	16,547,600	15,147,600	(1,400,000)
Other Income	1,272,600	1,136,600	(136,000)
	<u>41,855,260</u>	<u>40,749,787</u>	<u>(1,105,473)</u>
Total Income	41,855,260	40,749,787	(1,105,473)
Total Available for Expense Budget	<u>\$41,855,260</u>	<u>\$41,308,022</u>	<u>\$ (547,238)</u>

NOTES:

(1) Increase in Appropriation is due to:

- a. \$(64,054) Reduction for S. B. 31 (Pay Bill)
  - b. \$526,813 Increase for H. B. 1476 (Pay Bill)
  - c. \$(32,232) Reduction for H.B. 86 (Appropriation Bill)
- \$430,527 TOTAL



OHIO UNIVERSITY  
1974-75 REVISED BUDGET  
INSTRUCTIONAL AND GENERAL OPERATING EXPENDITURES

SCHEDULE II  
Pg. 1 of 4

	Original Budget	July-Nov. Adjustments	November Budget	Civil Service Adjustment	Carry Over	Reduction	Revised Budget	Increase (Decrease) Original
<u>Central Pool Items</u>								
University Reserve	\$ 295,000	\$(144,180)	\$ 150,820	\$ -0-	\$ -0-	\$ (147,052)	\$ 3,768	\$(291,232)
Activities Fee	500,000	-0-	500,000	-0-	-0-	(97,000)	403,000	(97,000)
Unemployment Compensation	80,000	-0-	80,000	(791)	-0-	(20,000)	59,209	(20,791)
Capital Improvement	250,000	85,217	335,217	-0-	-0-	(30,000)	305,217	55,217
ERS Back Payment Credit	10,000	-0-	10,000	-0-	-0-	-0-	10,000	-0-
University Legal Counsel	30,000	-0-	30,000	-0-	-0-	-0-	30,000	-0-
University Memberships	6,100	-0-	6,100	-0-	-0-	-0-	6,100	-0-
Rental Properties	97,900	-0-	97,900	-0-	-0-	-0-	97,900	-0-
General Expense	24,800	-0-	24,800	-0-	-0-	-0-	24,800	-0-
Educational Benefits								
Faculty, Staff and Non-Academic Employees	85,000	-0-	85,000	-0-	-0-	-0-	85,000	-0-
Faculty and Staff Children	118,000	-0-	118,000	-0-	-0-	-0-	118,000	-0-
Spouses of Graduate Assistants	13,700	7,925	21,625	-0-	-0-	-0-	21,625	7,925
Graduate Assistants (Summer Only)	107,000	80,815	187,815	-0-	-0-	-0-	187,815	80,815
Recruitment and Retention	-0-	70,000	70,000	-0-	1,866	-0-	71,866	71,866
Misiloni Gallery	-0-	15,000	15,000	-0-	-0-	-0-	15,000	15,000
Retiree's Unused Sick Pay	-0-	4,000	4,000	-0-	-0-	-0-	4,000	4,000
Sub-Total	1,617,500	118,777	1,736,277	(791)	1,866	(294,052)	1,443,300	(174,200)
<u>President</u>								
President's Office	134,052	5,080	139,132	477	-0-	(6,175)	133,434	(618)
Butler Service Bureau	34,347	-0-	34,347	566	-0-	(1,110)	33,803	(544)
Secretary to Board and University	15,159	-0-	15,159	155	-0-	(37)	15,277	118
Equal Opportunity Programs	29,436	-0-	29,436	405	-0-	-0-	29,841	405
Residential Search Committee	-0-	11,000	11,000	185	-0-	-0-	11,185	11,185
Sub-Total	212,994	16,080	229,074	1,788	-0-	(7,322)	223,540	10,546
<u>President for University Relations</u>								
Ice President's Office	65,330	4,087	69,417	-0-	-0-	-0-	69,417	4,087
Public Information	66,618	1,913	68,531	-0-	-0-	-0-	68,531	1,913
Unallocated	-0-	-0-	-0-	816	-0-	(4,676)	(3,860)	(3,860)
Sub-Total	131,948	6,000	137,948	816	-0-	(4,676)	134,088	2,140

OHIO UNIVERSITY  
1974-75 REVISED BUDGET  
INSTRUCTIONAL AND GENERAL OPERATING EXPENDITURES, CONTINUED

SCHEDULE II  
Pg. 2 of 4

	Original Budget	July-Nov. Adjustments	November Budget	Civil Service Adjustment	Carry Over	Reduction	Revised Budget	Increase (Decrease) Original
<u>President and Treasurer</u>								
ce President's Office	\$ 97,055	\$ 430	\$ 97,485	\$ 605	\$ -0-	\$ (5,556)	\$ 92,534	\$ (4,521)
ntroller	629,324	(2,952)	626,372	20,667	-0-	(20,055)	626,984	(2,340)
velopment Office	167,845	570	168,415	4,445	-0-	(478)	172,382	4,537
anning, Budgeting and Information Systems	1,299,872	11,808	1,311,680	27,213	-0-	(35,994)	1,302,899	3,027
neral Operating - Intercollegiate Athletics	797,740	27,395	825,135	3,026	-0-	(41,613)	786,548	(11,192)
Sub-Total	2,991,836	37,251	3,029,087	55,956	-0-	(103,696)	2,981,347	(10,489)
<u>Executive Vice President and Dean of Faculties</u>								
ecutive Vice President's Office	127,470	(5,748)	121,722	531	-0-	-0-	122,253	(5,217)
serve and Summer Programs	48,498	(17,847)	30,651	-0-	-0-	1,513	32,164	(16,334)
ts and Sciences	8,891,429	109,380	9,000,809	26,269	4,298	(311,200)	8,720,176	(171,253)
usiness Administration	1,578,347	3,550	1,581,897	4,518	2,868	(69,216)	1,520,067	(58,280)
ucation	2,685,895	6,719	2,692,614	11,992	6,913	(97,000)	2,614,519	(71,376)
ngineering	1,279,980	9,600	1,289,580	3,007	1,954	(50,844)	1,243,697	(36,283)
ne Arts	2,270,997	(4,800)	2,266,197	4,422	3,416	(72,697)	2,201,338	(69,659)
mmunications	1,357,184	6,855	1,364,039	4,684	2,673	(38,208)	1,333,188	(23,996)
ternational Studies	188,083	-0-	188,083	1,188	(1,558)	(6,583)	181,130	(6,953)
culity Senate	30,356	-0-	30,356	209	1,000	-0-	31,565	1,209
onors College	116,901	(75,000)	41,901	618	-0-	(1,200)	41,319	(75,582)
ro-American Studies	244,939	-0-	244,939	949	800	(6,000)	240,688	(4,251)
aduate College and Research	1,035,928	199,025	1,234,953	3,659	4,636	(37,597)	1,205,651	169,723
iversity College	275,785	(26,220)	249,565	2,707	-0-	(7,900)	244,372	(31,413)
U. Press	68,224	-0-	68,224	1,950	(10,000)	(2,388)	57,786	(10,438)
Sub-Total	20,200,016	205,514	20,405,530	66,703	17,000	(699,320)	19,789,913	(410,103)
<u>President for Academic Services</u>								
ice President's Office	106,799	-0-	106,799	531	13,358	(23,394)	97,294	(9,505)
pecial Services	26,644	-0-	26,644	-0-	-0-	-0-	26,644	-0-
nified Health Services	1,002,937	(4,508)	998,429	18,979	-0-	(45,682)	971,726	(31,211)
lacement and Internship	89,361	4,232	93,593	3,355	-0-	(894)	96,054	6,693
tudent Life Program Research	75,541	-0-	75,541	487	-0-	(6,799)	69,229	(6,312)
tudent Governing Board	4,743	-0-	4,743	-0-	-0-	(47)	4,696	(47)
iversity Judiciaries	38,458	-0-	38,458	454	-0-	(385)	38,527	69

OHIO UNIVERSITY  
1974-75 REVISED BUDGET  
INSTRUCTIONAL AND GENERAL OPERATING EXPENDITURES, CONTINUED

SCHEDULE II  
Pg. 3 of 4

	Original Budget	July-Nov. Adjustments	November Budget	Civil Service Adjustment	Carry Over	Reduction	Revised Budget	Increase (Decrease) Original
<u>President for Academic Services, Continued</u>								
U. Post	\$ 32,752	\$ -0-	\$ 32,752	\$ -0-	\$ -0-	\$ (750)	\$ 32,002	\$ (750)
Public Occasions	45,798	-0-	45,798	1,074	-0-	-0-	46,872	1,074
Earning Resource Center	141,721	-0-	141,721	2,601	-0-	(1,417)	142,905	1,184
Student Activities Board	41,950	-0-	41,950	-0-	-0-	(420)	41,530	(420)
Cultural Activities Committee	41,300	-0-	41,300	-0-	-0-	-0-	41,300	-0-
University Ombudsman	36,333	200	36,533	67	-0-	(1,100)	35,500	(833)
Library	1,699,157	31,051	1,730,208	30,896	-0-	(48,769)	1,712,335	13,178
Student Financial Aids	217,164	25,265	242,429	6,715	-0-	(5,600)	243,544	26,380
Student Financial Aids Awards	839,642	-0-	839,642	-0-	-0-	(94,700)	744,942	(94,700)
Missions	234,665	(1,076)	233,589	5,902	-0-	(2,332)	237,159	2,494
Registration	475,655	(4,428)	471,227	16,226	-0-	(11,868)	475,585	(70)
Sub-Total	5,150,620	50,736	5,201,356	87,287	13,358	(244,157)	5,057,844	(92,776)
<u>President for Regional Higher Education</u>								
Office President's Office	108,580	-0-	108,580	1,148	7,049	(4,584)	112,193	3,613
Mont County	692,729	-0-	692,729	6,384	-0-	(12,742)	686,371	(6,358)
Willicoth	657,459	-0-	657,459	7,766	-0-	(12,736)	652,489	(4,970)
Winton	140,725	-0-	140,725	1,004	-0-	(12,736)	128,993	(11,732)
Wincaster	869,195	-0-	869,195	7,683	-0-	(12,736)	864,142	(5,053)
Wurtsmouth	699,364	-0-	699,364	7,715	-0-	(12,736)	694,343	(5,021)
Wesville	761,544	-0-	761,544	7,680	-0-	(12,736)	756,488	(5,056)
Extension Division	65,215	-0-	65,215	6,099	-0-	(8,152)	63,162	(2,053)
Telecommunications Center	499,743	-0-	499,743	3,274	-0-	(12,736)	490,281	(9,462)
Wmmedy Lecture Series - Branches	-0-	4,500	4,500	-0-	-0-	-0-	4,500	4,500
Sub-Total	4,494,554	4,500	4,499,054	48,753	7,049	(101,894)	4,452,962	(41,592)
<u>President for Administrative Services</u>								
Office President's Office	91,327	(229)	91,098	(531)	-0-	(150)	90,417	(910)
Administrative Senate	3,182	2,909	6,091	-0-	500	(211)	6,380	3,198
Office of Legal Affairs	25,249	(99)	25,150	585	-0-	(200)	25,535	286
Personnel	159,067	-0-	159,067	4,985	-0-	(15,891)	148,161	(10,906)
Publications and Graphics	119,813	81	119,894	3,676	5,200	-0-	128,770	8,957
Materials Management and Purchases	333,663	45	333,708	20,001	-0-	(11,791)	341,918	8,255

OHIO UNIVERSITY  
1974-75 REVISED BUDGET  
INSTRUCTIONAL AND GENERAL OPERATING EXPENDITURES, CONTINUED

SCHEDULE II  
Pg. 4 of 4

	Original Budget	July-Nov. Adjustments	November Budget	Civil Service Adjustment	Carry Over	Reduction	Revised Budget	Increase (Decrease) Original
<u>e President for Administrative Services, Continued</u>								
Security and University Garage	\$ 567,492	\$ 728	\$ 568,220	\$ 25,624	\$ -0-	\$ (34,343)	\$ 559,501	\$ (7,991)
Architect and Engineer	61,342	(465)	60,877	817	-0-	-0-	61,694	352
Physical Plant	4,545,879	(53)	4,545,826	174,924	-0-	344,649	5,065,399	519,520
University Planning	50,231	(8)	50,223	1,190	-0-	-0-	51,413	1,182
General Operating Support - Airport, Baker Center, Residence and Dining Hall Auxiliaries	412,547	3,200	415,747	19,976	-0-	(13,300)	422,423	9,876
Sub-Total	6,369,792	6,109	6,375,901	251,247	5,700	268,763	6,901,611	531,819
Additional Expenditures Which Are Equal								
Additional Income:								
Fee Credits due to change in Residency Policy	586,000	(289,680)	296,320	-0-	-0-	-0-	296,320	(289,680)
Total	41,755,260	155,287	41,910,547	511,759	44,973	(1,186,354)	41,280,925	(474,335)
Amounts Appropriated June 30, 1974 And Not Expended As Of December 1, 1974								
Accelerator Laboratory	-0-	-0-	-0-	-0-	5,006	-0-	5,006	5,006
Retirement for Personnel On Leave	-0-	-0-	-0-	-0-	22,091	-0-	22,091	22,091
Grand Total	<u>\$41,755,260</u>	<u>\$ 155,287</u>	<u>\$41,910,547</u>	<u>\$511,759</u>	<u>\$72,070</u>	<u>\$ (1,186,354)</u>	<u>\$41,308,022</u>	<u>\$ (447,238)</u>

NOTE: The Civil Service Adjustment includes a reduction in the amount of \$64,054 for S.B. 31 (Pay Bill), increase in the amount of \$526,813 for H. B. 1476 (Pay Bill) and an increase of \$49,000 for a rate change for Group Insurance effective December 1, 1974.

C. CONSIDERATION OF PROPOSED CHANGE  
IN PARIETAL RULE EXEMPTION

Vice President Culp referred to the memorandum, which explained the desirability for the proposed change, and the exhibits accompanying it. These follow:

PM 12/23  
DEC 24 1974

## OHIO UNIVERSITY

## INTER-OFFICE COMMUNICATION

DATE December 20, 1974

TO Dr. Harry B. Crewson, President

FROM Wm. Charles Culp *WC*

SUBJECT PROPOSED CHANGE IN PARIETAL RULE EXEMPTION

On November 6, the Residence Services Auxiliary Advisory Board recommended that parietal rule exemption category number 5 be deleted (Exhibit A). This exemption reads as follows:

- Exceptions for physical and/or psychological capacity will be initiated only by the staff of the Hudson Health Center and/or the Counseling and Psychological Services and will occur only as a by-product of treatment of a student for a specific condition.

The Residence Services Auxiliary Advisory Board made the recommendation that this exemption category be deleted because it was their view that this exemption has placed an undue work hardship on the staff of the Unified Health Services as it has become a "shopping device" for students seeking an exemption from the current parietal rule of 90 hours for residency in University residence halls. They further believe that legitimate physical and psychological problems can be effectively reviewed and appropriate action taken without a formal written exemption category.

Dr. Dale Mattmiller, Director of Medical Services, has reported that 159 individual evaluations were made for exemptions to the parietal rule for medical reasons during the period of December 5, 1973, to December 6, 1974. Only two recommendations for exemption from the parietal rule were made for medical reasons. During 1973-74, approximately 150 students requested an exemption from their housing obligation for psychological reasons according to Dr. Michael Hanek, Director of Counseling and Psychological Services. Only ten recommendations for exemption for psychological reasons were initiated. During the summer and fall quarters of 1974, 40 students requested exemptions for psychological reasons and only two were recommended.

Mr. Art Gibson, Director of Housing, and Mr. Robert Hynes, Director of Residence Services and Auxiliaries, concur with the proposed deletion of this exemption category, and the senior administrators on December 19, 1974, also agreed that the exemption for medical and psychological reasons should be deleted for the year 1975-76.

Dr. Harry B. Crewson  
Page 2  
December 20, 1974

With your approval, I recommend that this proposed change be placed on the January 18 agenda of the meeting of the Board of Trustees. A proposed resolution is attached for consideration by the Board.

WCC:nsa

Attachment

xc: Mr. Robert A. Hynes  
Senior Administrators

\* \* \* \* \*

\* \* \* \* \*

\* \* \* \* \*

☒ Approved  
☐ Disapproved

12/24/74  
(date)

Harry B. Crewson  
Dr. Harry B. Crewson  
President

*I recommend that this proposed change be placed on the January 18 agenda of the meeting of the Board of Trustees.*  
*HBC*

OHIO UNIVERSITY  
INTER-OFFICE COMMUNICATIONDATE November 6, 1974

TO Robert Hynes, Director, Residence Services and Auxiliaries  
FROM Robert Winkler, Chairman, Residence Services Auxiliary Advisory Board  
SUBJECT Recommendation of the RSAAB

At its meeting of this date, the Residence Services Auxiliary Advisory Board approved a recommendation of its Housing Sub-Committee to forward for your consideration and hopefully favorable further recommendation to Vice President Culp, the attached proposal to delete item 5. among the parietal rule exemption categories.

The Board agreed unanimously (with Dr. Hanek, an author of the original proposal, abstaining) that such deletion was justified, considering the high work-load it causes the relevant agencies, with relatively few resulting exemptions. The Board also agreed that the possibility for consideration of physical and psychological problems as a basis for exemption from the rules can still exist within the framework of individual case consideration by Mr. Gibson and the Housing Office. The Board did not feel that elimination of a written statement concerning these possibilities would result in deserving students not receiving consideration. It was felt that where circumstances might warrant such consideration, appropriate local personnel would be likely to identify the need, and that prospective students for whom such consideration might be appropriate would be likely to inquire of admission and/or housing personnel concerning their individual needs and problems.

I will appreciate hearing from you the results of your consideration of this recommendation, and as always, I will be pleased to discuss the Board's action with you, should you want further details of its deliberation on the matter.

Robert R. Winkler  
Chairman



Mr. Culp then presented the resolution.

RESOLUTION 1975 -- 169

WHEREAS the Director of Medical Services and the Director of Counseling and Psychological Services were involved in having the housing exemption for physical and/or psychological reasons included in the Parietal Rules, and

WHEREAS the time and effort expended by the medical and psychological staffs of the Unified Health Services in evaluating student requests for such housing exemptions far outweigh the benefits which accrue either to the students involved or to the University as a whole, and

WHEREAS the process of evaluating such requests from a large number of students which results in valid exemptions for only a very small number of them engenders a great deal of ill-will among those whose requests are denied, and

WHEREAS the inclusion of this exemption rule serves to publicize another avenue to explore to which many students attach false hope, and

WHEREAS valid medical and psychological incapacities can result in housing exemptions being provided through existing treatment and administration processes,

NOW, THEREFORE, BE IT RESOLVED that the following be deleted from the Housing Regulations for the year 1975-76:

5. Exemptions for physical and/or psychological incapacity will be initiated only by the staff of the Hudson Health Center and/or the Counseling and Psychological Services and will occur only as a by-product of treatment of a student for a specific condition.

Mrs. Johns moved approval of the resolution, which Dr. Holzer seconded. Approval was unanimous.

D. CONSIDERATION OF EASEMENTS TO BE GRANTED TO  
COLUMBUS AND SOUTHERN OHIO ELECTRIC COMPANY

Vice President Culp referred to his memorandum on the subject. Mr. Keys moved approval of the covering resolution, stating that he did so because of assurances that all essential safeguards had been incorporated in the easements. Mr. Spencer seconded the motion. Approval was unanimous.



OHIO UNIVERSITY  
INTER-OFFICE COMMUNICATION

DATE January 3, 1975

TO Dr. Harry B. Crewson, President

FROM Wm. Charles Culp

SUBJECT EASEMENTS - COLUMBUS AND SOUTHERN OHIO ELECTRIC COMPANY

The planned extension and improvement of Shafer Street which was approved by the Board of Trustees on May 20, 1974, necessitates the relocation of certain electrical utilities that provide service to O'Bleness Memorial Hospital.

To accomplish this, the Columbus and Southern Ohio Electric Company has requested that the University grant two easements. One would provide right-of-way for relocating a portion of the present feeder line for O'Bleness Hospital. The other would grant permission to construct a new underground line for the purpose of providing power to the hospital during the time the present line is being relocated and also provide an alternate emergency feed for the facility. (See Exhibit "A")

The easement descriptions and the area affected have been carefully checked by the Director of Physical Plant, the University Planner and the University Surveyor, and all agree that the proposed construction will not interfere with present or probable future plans for the area. (See Exhibit "B" for Map of Proposed Changes)

At the time the Shafer Street extension easement was approved it was agreed that certain benefits would accrue to the University, as a result of the construction, and the addition of emergency power service to the hospital will also be beneficial to both the University and the community.

I believe that the easements should be granted, and, pending your approval, request that the proposals be placed on the agenda for consideration by the Board of Trustees on January 18.

WCC:stf  
Attachments

*To: R. Mahan*  
*1/7/75 - I approve and recommend that this item be placed on the agenda for the Jan. 18 meeting of the Bd. of Trustees.*  
*21*  
*WCC*

RESOLUTION 1975 -- 170

WHEREAS the easement granted to the City of Athens on May 20, 1974, for the purpose of extending Shafer Street across University-owned property necessitates the relocation of electrical power service lines to O'Bleness Memorial Hospital, and

WHEREAS the Columbus and Southern Ohio Electric Company has requested two easements from the University; one for the purpose of accomplishing the relocation of existing power service lines, and one for constructing a new line to provide an alternate emergency power service to the hospital, and

WHEREAS it has been determined by the appropriate administrative officers of the University that granting the easements will not interfere with known or probable future use of the property affected, and that providing emergency power service to the hospital is beneficial to both the University and the community,

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees does hereby approve granting of the attached easements to the Columbus and Southern Ohio Electric Company.



EXHIBIT A

**COLUMBUS AND SOUTHERN OHIO ELECTRIC COMPANY**

215 NORTH FRONT STREET

COLUMBUS, OHIO 43215

September 3, 1974

ADDRESS REPLY TO:  
RIGHT OF WAY SUPERVISOR  
P. O. BOX 767 - STATION A  
CHILLICOTHE, OHIO  
A-74-58

The Ohio University  
Athens, Ohio

Att: Mr. Clarence Leffler

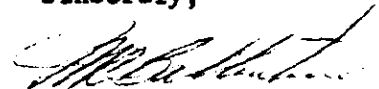
Dear Mr. Leffler:

Our Company has been requested to relocate our facilities along South Shafer Street in the City of Athens due to the proposed construction for the purpose of widening the street.

In order to comply with this request, we also find it necessary to construct an additional feeder line to insure service to the hospital while the relocation of our lines is taking place. The enclosed copy of our drawing shows our proposed construction on the University lands.

We trust this will meet with your approval, and will greatly appreciate receiving an easement to cover this required construction.

Sincerely,



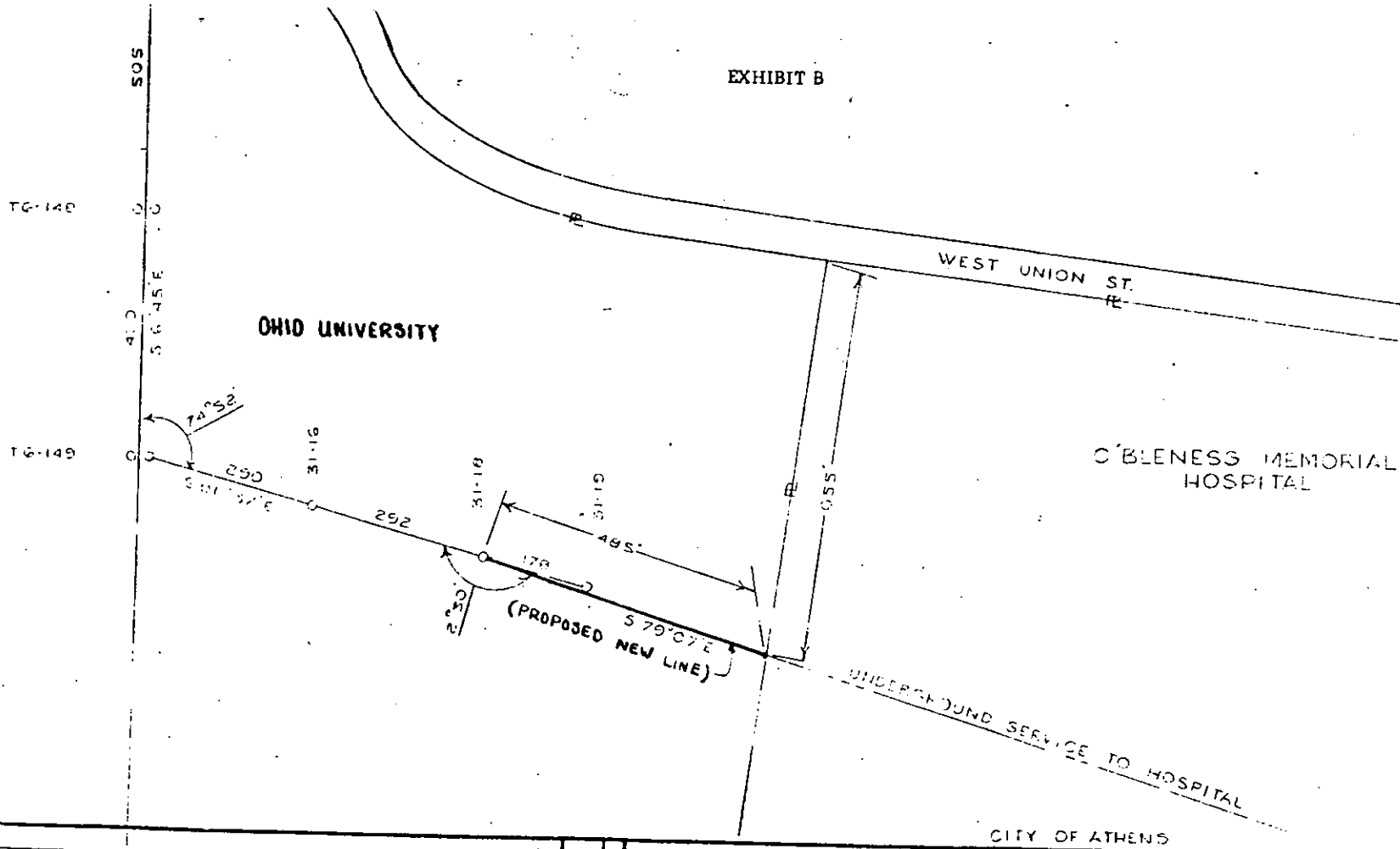
M. C. Ballentine  
Right-of-Way Supervisor

/eek



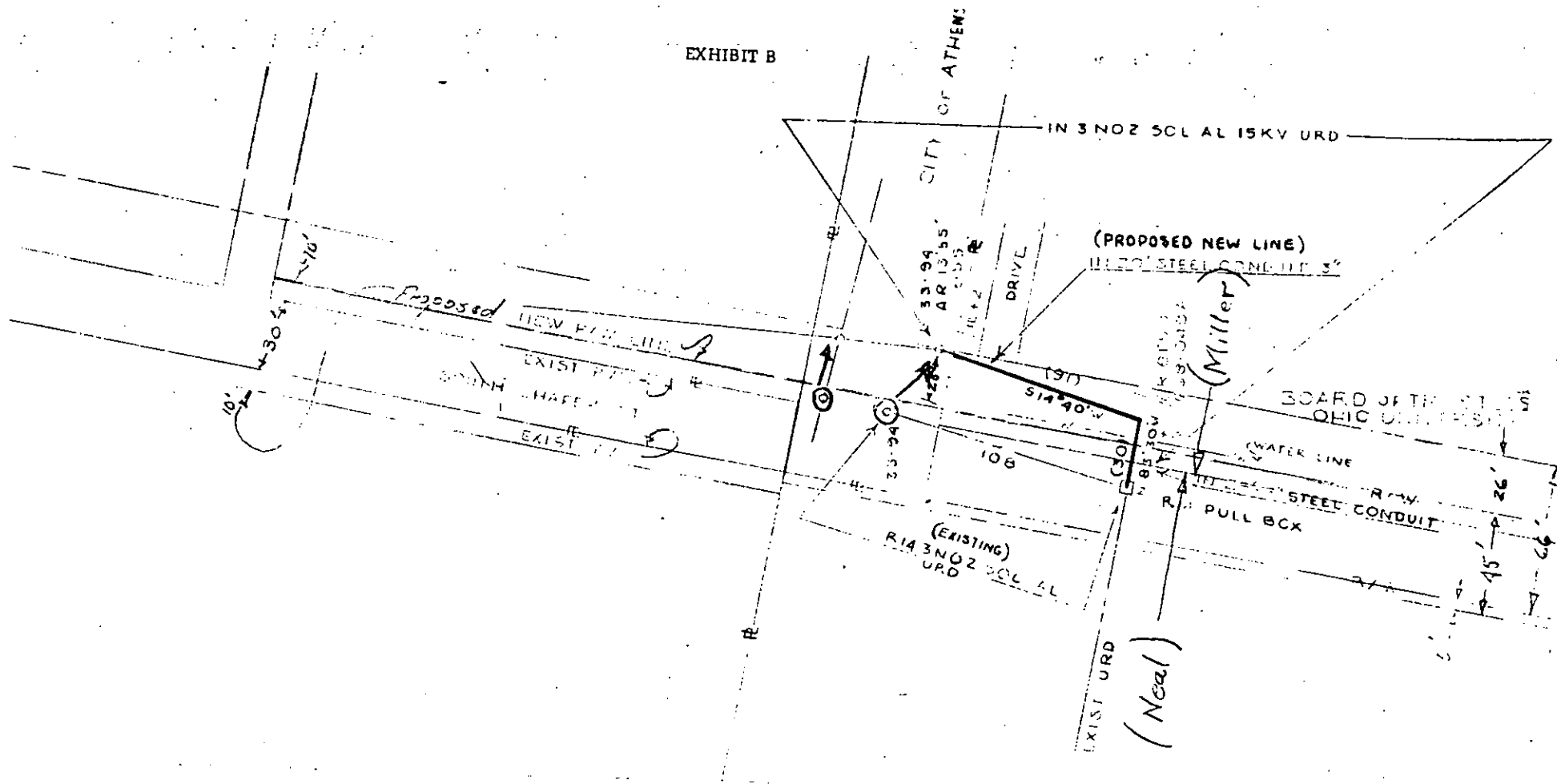


# EXHIBIT B



REVISIONS 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100		NO. B 604 JOB	COLUMBUS AND SOUTHERN OHIO ELECTRIC COMPANY SOUTHERN DIVISION		RIGHT-OF-WAY EXHIBIT OHIO UNIVERSITY ATHENS DISTRICT	
			ORDER NOS.		SCALE 1"=200'	
			DRAWN <i>RHS</i> CHECKED		DATE	
			TRACED APPROVED		DATE	
		NO. B 604		SHEET TOTAL		

EXHIBIT B



CITY OF ATHENS

REVISIONS     		NO. A 74.58-UP		COLUMBUS AND SOUTHERN OHIO ELECTRIC COMPANY SOUTHERN DIVISION		RELOCATE DISTRIBUTION FROM THE SOUTH SHAFER ST AT		END DISTRICT	
		JOB A 74.58-UP		ORDER NOS.		JOB A 74.58		SCALE 1" = 50'	
		DRAWN <i>[Signature]</i>		CHECKED <i>[Signature]</i>		DATE 2/1/91		NO. A 74.58-UP	
		TRACED		APPROVED		DATE		SHEET 3 TOTAL 3	

EASEMENT

THIS EASEMENT, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_, pursuant to the provisions of Section 123.01 (A) (9), Revised Code, by and between THE STATE OF OHIO, through the Department of Public Works and the Director of the Department of Public Works, and the Governor of Ohio, duly approved by the Attorney General of Ohio acting for and on behalf of said State, Party of the First Part, and Columbus and Southern Ohio Electric Company, Party of the Second Part, WITNESSETH:

WHEREAS, the Party of the Second Part applied to Ohio University for an easement over the hereinafter described State land for the following Improvement, 3" rigid conduit - underground service to O'Brien Memorial Hospital; and

WHEREAS, said Ohio University BY \_\_\_\_\_ on \_\_\_\_\_, 197\_\_\_\_, approved the granting of said easement; and

WHEREAS, the Party of the First Part, having considered such application of said Second Party, duly resolves to grant said easement for a period of fifteen (15) years, upon the terms and conditions and under the restrictions as hereinafter set forth.

NOW, THEREFORE, in consideration of the mutual covenants herein contained and the payment of \$1.00 by the Party of the Second Part, and for other good and valuable consideration, the receipt of which is hereby acknowledged, the Party of the First Part hereby grants to the Party of the Second Part, its successors and assigns, the easement hereinafter described, together with the right and privilege to said Second Party, its successors and assigns, to occupy and use said easement for the construction, operation, maintenance, repair and replacement of the Improvement described herein

for a term of fifteen (15) years effective this date, and under the conditions and restrictions hereinafter provided to wit:

DESCRIPTION:

Situated in survey of vacated South Shafer (Cemetery) Street in the City of Athens, County of Athens and State of Ohio, and known as 1.14 acres, more or less, as the same is more particularly described in the deed dated 4/1/65 from Robert O. Neal, et ux, and F. H. and D. K. Miller dated 7/29/70 to the State of Ohio for use by the President and Trustees of the Ohio University and recorded in Deed Books 263 and 297, pages 58 and 472, respectively, Records of Deeds in the Recorder's office, Athens County, Ohio.

Said line(s) shall be constructed within the limits of a twenty (20') foot strip of land, the centerline described as follows:

Beginning at a point in the Grantor's North property line, said point being 25'  $\pm$  East of the proposed East right-of-way line of Shafer Street (45' wide); and/or (1') one foot West of the original East line of Shafer Street (66' wide); thence underground South 14° 40' West a distance of 89'  $\pm$  to a point; thence North 83° 30' West a distance of 30'  $\pm$  to a point on the Grantor's property.

THIS EASEMENT IS GRANTED SUBJECT TO THE FOLLOWING CONDITIONS AND RESTRICTIONS:

1. This right-of-way easement is granted with the understanding that said Improvement shall be constructed, operated, maintained, repaired, reconstructed or replaced in accordance with good engineering practice, and the Party of the Second Part agrees, for itself, its successors and assigns, to indemnify and save harmless the Party of the First Part from all damages and claims thereof arising out of any act, omission or neglect by the Party of the Second Part or any of its agents during the period of construction, operation and maintenance as herein authorized.

2. This easement is granted on the condition that no special assessment to pay the direct cost of constructing said Improvement, shall be made against the Party of the First Part, its successors or assigns, of the within named property and no cost of any kind shall accrue to said Party of the First Part, its successors or assigns except such usage charges as are contracted for by the Party of the First Part.

3. The Improvement shall be constructed on the line and to the grade and within the easement limits as shown on Columbus and Southern Ohio Electric Company Drawing No. A 74.58.UB, entitled "Relocate Distribution Facilities - South Shafer Street - Athens".

4. The Party of the Second Part shall, for a period of one year from completion of construction, provide necessary fill and make such repairs and

replacements as may be needed by reason of settlement or similar causes in areas which have been disturbed by said construction.

5. It is understood and agreed that in any portion of the right-of-way easement that is now grassed lawn, the sod for the width of the trench and the temporary construction area shall be removed, stored and replaced, providing it is of sufficient depth to assure regrowth when replaced, or in lieu thereof, the top soil shall be replaced and the area seeded.

6. All field tile, sewers or other public utility underground installations or property of the State of Ohio encountered in the construction of said improvements shall be replaced if disturbed, and the Party of the Second Part shall notify Ohio University when drainage lines or any other unusual conditions are encountered in the field.

7. The Party of the Second Part, its successors and assigns, agrees to replace in kind, rather than money, the loss of or damage to all trees, shrubs, fences or any other structures, the amount of such loss or damage to be determined through mutual agreement between the Party of the First Part and Columbus and Southern Ohio Electric Company.

8. In the event that it should become necessary, in order to operate, enlarge, repair, reconstruct or maintain said Improvement, to disturb the surface of the ground, the Party of the Second Part shall restore the same to its former condition or pay for all damage done thereto.

9. The rights granted herein shall not be construed to interfere with or restrict the Party of the First Part, its successors or assigns, in the use of the premises with respect to the construction and maintenance of property improvements along and over the premises herein described so long as the same are so constructed as not to impair the strength or interfere with the use and maintenance of said Improvement. Provided, however, that in the event the State of Ohio or Ohio University decides to construct a building or buildings in such location as to interfere with said Improvement, its operation and maintenance, then said Party of the Second Part shall relocate and reconstruct said Improvement, or part thereof, without expense to the State of Ohio. The Party of the First Part will provide a mutually agreed upon easement to accommodate such relocation for the duration of time remaining under terms of this easement.

10. It is understood and agreed that the Party of the First Part shall have the right to use said Improvement as provided in Section 2 of these conditions and such usage shall be restricted only by the accepted usage limitations of a property owner or such restrictions as are contained herein.

THE STATE OF OHIO

By: \_\_\_\_\_

Governor

Witnesses as to Signature of  
the Director of Public Works:

By: \_\_\_\_\_

Department of Public Works

PARTY OF THE FIRST PART

Witnesses as to Signature of  
Party of the Second Part:

THE COLUMBUS AND SOUTHERN  
OHIO ELECTRIC COMPANY

By: \_\_\_\_\_

PARTY OF THE SECOND PART

APPROVED: \_\_\_\_\_, 19\_\_

\_\_\_\_\_  
Attorney General of Ohio

EASEMENT

THIS EASEMENT, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_\_, pursuant to the provisions of Section 123.01 (A) (9), Revised Code, by and between THE STATE OF OHIO, through the Department of Public Works and the Director of the Department of Public Works, and the Governor of Ohio, duly approved by the Attorney General of Ohio acting for and on behalf of said State, Party of the First Part, and Columbus and Southern Ohio Electric Company, Party of the Second Part, WITNESSETH:

WHEREAS, the Party of the Second Part applied to Ohio University for an easement over the hereinafter described State land for the following Improvement, 3" rigid conduit - underground service to O'Bleness Memorial Hospital; and

WHEREAS, said Ohio University BY \_\_\_\_\_ on \_\_\_\_\_, 19\_\_\_\_\_, approved the granting of said easement; and

WHEREAS, the Party of the First Part, having considered such application of said Second Party, duly resolves to grant said easement for a period of fifteen (15) years, upon the terms and conditions and under the restrictions as hereinafter set forth.

NOW, THEREFORE, in consideration of the mutual covenants herein contained and the payment of \$1.00 by the Party of the Second Part, and for other good and valuable consideration, the receipt of which is hereby acknowledged, the Party of the First Part hereby grants to the Party of the Second Part, its successors and assigns, the easement hereinafter described, together with the right and privilege to said Second Party, its successors and assigns, to occupy and use said easement for the construction, operation, maintenance, repair and replacement of the Improvement described herein

for a term of fifteen (15) years effective this date, and under the conditions and restrictions hereinafter provided to wit:

DESCRIPTION:

Situated in R14, T9, SEC. 15, SURVEY O.L. 95 and O.L. 96 in the City of Athens, County of Athens and State of Ohio, and known as Tract 2, 38.31 acres, more or less, as the same is more particularly described in Senate Bill 363 dated 6/26/63 from the Director of the Department of Mental Hygiene and Correction, State of Ohio to Ohio University and recorded in Record of House Bills in Auditor's office, Athens County, Ohio.

Being a ten (10) foot easement, the centerline of which is described as follows:

Beginning at a point in the Grantor's East property line, said point being 655'  $\pm$  South of the Grantor's Northeast corner; thence underground North 79° 07' West a distance of 485'  $\pm$  to a point on the Grantor's property, (existing Columbus and Southern Ohio Electric Company Pole #31-18), said point to have one 15' guy and anchor South 81° 37' East.

THIS EASEMENT IS GRANTED SUBJECT TO THE FOLLOWING CONDITIONS AND RESTRICTIONS:

1. This right-of-way easement is granted with the understanding that said Improvement shall be constructed, operated, maintained, repaired, reconstructed or replaced in accordance with good engineering practice, and the Party of the Second Part agrees, for itself, its successors and assigns, to indemnify and save harmless the Party of the First Part from all damages and claims thereof arising out of any act, omission or neglect by the Party of the Second Part or any of its agents during the period of construction, operation and maintenance as herein authorized.

2. This easement is granted on the condition that no special assessment to pay the direct cost of constructing said Improvement, shall be made against the Party of the First Part, its successors or assigns, of the within named property and no cost of any kind shall accrue to said Party of the First Part, its successors or assigns except such usage charges as are contracted for by the Party of the First Part.

3. The Improvement shall be constructed on the line and to the grade and within the easement limits as shown on Columbus and Southern Ohio Electric Company Drawing No. B 604, entitled " Right-of-Way Exhibit - Ohio University ".

4. The Party of the Second Part shall, for a period of one year from completion of construction, provide necessary fill and make such repairs and replacements as may be needed by reason of settlement or similar causes in areas which have been disturbed by said construction.



5. It is understood and agreed that in any portion of the right-of-way easement that is now grassed lawn, the sod for the width of the trench and the temporary construction area shall be removed, stored and replaced, providing it is of sufficient depth to assure regrowth when replaced, or in lieu thereof, the top soil shall be replaced and the area seeded.

6. All field tile, sewers or other public utility underground installations or property of the State of Ohio encountered in the construction of said Improvements shall be replaced if disturbed, and the Party of the Second Part shall notify Ohio University when drainage lines or any other unusual conditions are encountered in the field.

7. The Party of the Second Part, its successors and assigns, agrees to replace in kind, rather than money, the loss of or damage to all trees, shrubs, fences or any other structures, the amount of such loss or damage to be determined through mutual agreement between the Party of the First Part and Columbus and Southern Ohio Electric Company.

8. In the event that it should become necessary, in order to operate, enlarge, repair, reconstruct or maintain said Improvement, to disturb the surface of the ground, the Party of the Second Part shall restore the same to its former condition or pay for all damage done thereto.

9. The rights granted herein shall not be construed to interfere with or restrict the Party of the First Part, its successors or assigns, in the use of the premises with respect to the construction and maintenance of property improvements along and over the premises herein described so long as the same are so constructed as not to impair the strength or interfere with the use and maintenance of said Improvement. Provided, however, that in the event the State of Ohio or Ohio University decides to construct a building or buildings in such location as to interfere with said Improvement, its operation and maintenance, then said Party of the Second Part shall relocate and reconstruct said Improvement, or part thereof, without expense to the State of Ohio. The Party of the First Part will provide a mutually agreed upon easement to accommodate such relocation for the duration of time remaining under terms of this easement.

10. It is understood and agreed that the Party of the First Part shall have the right to use said Improvement as provided in Section 2 of these conditions and such usage shall be restricted only by the accepted usage limitations of a property owner of such restrictions as are contained herein.

THE STATE OF OHIO

By: \_\_\_\_\_

Governor

Witnesses as to Signature of  
the Director of Public Works:

By: \_\_\_\_\_

Department of Public Works

\_\_\_\_\_

\_\_\_\_\_

PARTY OF THE FIRST PART

THE COLUMBUS AND SOUTHERN  
OHIO ELECTRIC COMPANY

Witnesses as to Signature of  
Party of the Second Part:

By: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

PARTY OF THE SECOND PART

APPROVED: \_\_\_\_\_, 19\_\_

\_\_\_\_\_  
Attorney General of Ohio

E. CONSIDERATION OF BENNETT HALL  
CONSTRUCTION PROJECT BIDS

Vice President Culp referred to his memorandum and documents on the subject, which follow, and the covering resolution.



OHIO UNIVERSITY  
INTER-OFFICE COMMUNICATION

DATE December 27, 1974

TO Mr. Robert E. Mahn, Secretary to the Board of Trustees

FROM Wm. Charles Culp *WCC*

SUBJECT BENNETT HALL CONSTRUCTION PROJECT - CHILLICOTHE CAMPUS

On November 25 the Board of Trustees approved the construction documents for the renovation of Bennett Hall and authorized the President, or his designated representative, to work in conjunction with the Ohio Department of Administrative Services, Division of Public Works, to solicit construction bids for this renovation project.

Mr. Alan Geiger has advised me that the bids for the renovation of Bennett Hall will be opened in Columbus on Tuesday, January 7. Given this date, it is probable that we will not be able to formulate a recommendation for the Board in time to mail with the January 18 Board meeting agenda materials. Assuming that the bids received will be within the funds available for this project, I will have a recommendation for the Board meeting.

Please list "Bennett Hall Renovation Bids" as an item to be discussed on the agendas of the Budget, Finance and Physical Plant Committee and the Board of Trustees for the January 18, 1975, meeting.

WCC:nsa

xc: Dr. James C. Bryant  
Mr. Alan G. Geiger  
Mr. Robert L. King

*OK for Agenda  
by HC 1/7*





# Ohio Department of Administrative Services

DIVISION OF PUBLIC WORKS  
DEPUTY DIRECTOR'S OFFICE

JOHN J. GILLIGAN, Governor

30 EAST BROAD STREET  
COLUMBUS, OHIO 43215

(614) 466-4277

January 9, 1975

Mr. John F. Milar, Treasurer  
Ohio University  
Athens, Ohio 45701

Re: 75-1 Conversion Of Space In Bennett Hall  
Chillicothe Branch Campus  
Ohio University  
Chillicothe, Ohio

Dear Mr. Milar:

On January 7, 1975, bids were received by this office on the above project. After careful consideration of all bids received, we wish to recommend the award of contracts to the following contractors whose bids were the lowest and best received:

<u>CONTRACTOR</u>	<u>BID</u>	<u>ESTIMATE</u>
M and P Construction Company, Inc. 2651 East Main Street Columbus, Ohio 43209 ITEM #1 - General Contract Base Bid	\$ 34,988.00	\$ 45,530.00
A. J. Stockmeister, Inc. 227 Main Street Jackson, Ohio 45640 ITEM #2 - Plumbing Contract Base Bid	\$ 2,427.00	\$ 2,675.00



Mr. John F. Milar, Treasurer  
Page 2  
January 9, 1975

<u>CONTRACTOR</u>	<u>BID</u>	<u>ESTIMATE</u>
A. J. Stockmeister, Inc. 227 Main Street <u>Jackson, Ohio 45640</u> ITEM #3 - Heating, Ventilating and Air Conditioning Contract Base Bid	\$ 3,803.00	\$ 9,205.00
M and H Electrical Service, Inc. 201 Delano Avenue Box 817 <u>Chillicothe, Ohio 45601</u> ITEM #4 - Electrical Contract Base Bid	\$ 10,666.00	\$ 10,660.00
TOTAL CONTRACTS RECOMMENDED	\$ 51,884.00	\$ 68,070.00
ASSOCIATE ARCHITECT'S FEE:		
\$51,884. x 10.5% =	\$5,447.82	\$ 5,447.82
Less amount previously encumbered-	<u>4,960.92</u>	
ADDITIONAL AMOUNT REQUIRED	\$ 486.90	
STATE ARCHITECT'S FEE:		
\$51,884. x 1% =	\$ 518.84	
MOVABLE EQUIPMENT	\$ 20,000.00	
ADVERTISING, PLAN APPROVAL AND CONTINGENCIES	\$ 22,149.34	
TOTAL PROJECT COST AND BUDGET	\$100,000.00	



Mr. John F. Milar, Treasurer

Page 3

January 9, 1975

Please note that the Electrical Contract is being awarded to the second lowest bidder. The low bidder, Mays Electric, has submitted an Affidavit requesting that his bid be withdrawn, as provided by Section 9.31 of the Revised Code, due to errors in preparing his bid.

Please note that Item 4, Electric Contract is in excess of the filed estimate of cost and is being recommended for award, subject to the Controlling Board declaring an emergency and granting permission to award the contract without competitive bidding. It is the opinion of this office that better bids would not be received if this Item was readvertised.

If you concur in the above recommendation, please furnish the necessary contract encumbrances, so that we may prepare and process the construction contracts.

Very truly yours,



R. A. NESSLINGER  
DEPUTY DIRECTOR

RAN:jr  
W/13

cc: Mr. Henry Whitcomb  
Mr. Richard Harris  
Mr. Alan Geiger  
Mr. L. F. Lausche  
Mrs. Margaret Omohundro  
The Harpham-Elmer Partnership  
Mr. Garland Reynolds  
Mrs. Castle (Contract Clerk)  
(C.D. - 120 Consecutive Calendar Days)

RESOLUTION 1975 -- 171

WHEREAS the 110th General Assembly appropriated \$100,000 under Substitute House Bill 985 for the purpose of renovating the space in Bennett Hall that was vacated when the library and student activities center were relocated to the new Phase II building, and

WHEREAS on November 24, 1974, the Board of Trustees approved contract documents for the renovation, and authorized the President, or his designated representative, to work in conjunction with the Ohio Department of Administrative Services, Division of Public Works, for the purpose of soliciting competitive bids for the project, and

WHEREAS on January 7, 1975, bids for the project were opened and the lowest acceptable total bid received was found to be \$51,884, and

WHEREAS the Deputy Director, Ohio Department of Administrative Services, Division of Public Works, recommends acceptance of these bids,

NOW, THEREFORE, BE IT RESOLVED that the Ohio University Board of Trustees does hereby recommend to the Deputy Director, Ohio Department of Administrative Services, Division of Public Works, that the following contracts totaling \$51,884 be awarded to the contractors hereinafter designated.

<u>Contractors</u>	<u>Bids</u>	<u>Estimates</u>
M & P Construction Company Columbus, Ohio		
Item #1, General Contract	<u>\$34,988</u>	<u>\$45,530</u>
TOTAL GENERAL CONTRACT	<u>\$34,988</u>	<u>\$45,530</u>
A. J. Stockmeister Jackson, Ohio		
Item #2, Plumbing	\$ 2,427	\$ 2,675
Item #3, HVAC	<u>\$ 3,803</u>	<u>\$ 9,205</u>
TOTAL PLUMB'G, HEAT'G, VENT., & A/C	<u>\$ 6,230</u>	<u>\$11,880</u>
M and H Electric Chillicothe, Ohio		
Item #4, Electric	<u>\$10,666</u>	<u>\$10,660</u>
TOTAL ELECTRICAL CONTRACT	<u>\$10,666</u>	<u>\$10,660</u>
TOTAL CONTRACTS RECOMMENDED	<u>\$51,884</u>	<u>\$68,070</u>

Mr. Spencer moved approval of the resolution, which Mr. Morris seconded. Approval was unanimous.

F. CONSIDERATION OF PROCEDURE FOR  
APPROVING SUBLEASES FOR THE KROGER COMPANY

Vice President Culp referred to his and Counsel Bridgewater's memoranda on the subject and the covering resolution.

Mr. Lavelle stated that because he had represented Mr. Skilken on the Holiday Inn sublease, he would, at this time and at any future time, abstain from voting on any matter relating to the Holiday Inn sublease. Also that he would submit for record a statement on how conflict of interest and ethics legislation would affect his status as a Board member. The statement would be based on official interpretations and opinions he was assembling.

Dr. Holzer moved approval of the resolution, which Mr. Kennedy seconded. All members, except Mr. Lavelle, who abstained, voted to approve the resolution.



OHIO UNIVERSITY  
INTER-OFFICE COMMUNICATION

DATE January 10, 1975

TO Dr. Harry B. Crewson, President

FROM Wm. Charles Culp *WCC*

SUBJECT KROGER COMPANY LEASE

On May 9, 1973, the Board of Trustees approved a lease between the Department of Public Works of the State of Ohio and the Kroger Company for the development and lease of the Ohio University East State Street lands. Litigation challenging the legality of the lease has terminated and the legality of the lease has been upheld. Now that the legal issues have been resolved, the Kroger Company will be accelerating work on development plans and the preparation of subleases. It is anticipated that development of the property will begin in the spring of 1975.

Ohio University has the responsibility to administer the lease with the Kroger Company for the duration of the lease and there are, therefore, a variety of matters which will require action by administrative officials and the Board of Trustees. To provide for an orderly administration of the provisions of the lease with the Kroger Company, the attached resolution was prepared for consideration by the Board of Trustees. The resolution includes a description of the procedure to be followed in reviewing and acting upon matters pertaining to the master lease and identifies matters which will have to be considered by the University.

Please note that I am recommending that the Board of Trustees delegate authority to the Budget, Finance and Physical Plant Committee to make decisions regarding the lease with the Kroger Company. It is my opinion that such action is necessary in order to expedite the development of the East State Street lands. Commercial development of the area will provide the University with additional income and, as a result, we should do everything possible to facilitate approval of matters pertaining to the lease. I recommend that this item be placed on the agendas of the Budget, Finance and Physical Plant Committee and the Board of Trustees for January 18, 1975.

WCC:nsa

Attachment

cc + att: Mr. John F. Milar, Vice President & Treasurer

*1/10/75 I approve and recommend  
submission to the Board of Trustees  
on January 18, 1975. WCC*



BRIDGEWATER, ROBE & STIMMEL

ATTORNEYS AND COUNSELLORS AT LAW

14 W. WASHINGTON ST. BOX 727

ATHENS, OHIO 45701

641 593 1476

ERLE BRIDGEWATER

EDWARD S. ROBE

JOHN P. STIMMEL

RICHARD D. BROOKS, JR.

JOHN L. KEIFER

HAL H. ROWLAND (1898-1971)

January 17, 1975

Mr. William Charles Culp  
Vice President - Administrative Affairs  
Cutler Hall  
Ohio University  
Athens, Ohio 45701

Re: Proposed Resolution - Kroger  
Lease Administration  
OULR 73-3-34

Dear Mr. Culp:

At your request we reviewed a proposed resolution of the Board of Trustees of Ohio University, which resolution delegates authority to the Board's Budget, Finance and Physical Plant Committee for continuing administration of the lease of the former Ohio University Airport lands to the Kroger Company. A copy of the proposed resolution which we reviewed is attached as Exhibit A.

You also sought our opinion on the legal propriety of the resolution's delegation of authority from the Board of Trustees to the Budget, Finance and Physical Plant Committee.

It is our opinion that the proposed resolution complies with Ohio law as that law controls any delegation of authority from a board of trustees. It is further our opinion that the proposed resolution contains adequate standards and safeguards for the Budget, Finance and Physical Plant Committee's exercise of the delegated authority.

We do caution that the authority so delegated may be modified or revoked by another resolution of the Board of Trustees. We also presume that the authority so delegated will, in all instances, be exercised according to the standards and guidelines in the resolution and in conformity to any further or future standards, guidelines or policies which may be promulgated by the Board of Trustees. Any






Mr. William Charles Culp

- 2 -

January 17, 1975

action by the Budget, Finance and Physical Plant Committee which exercises authority beyond that delegated in this resolution must be approved or ratified upon authority of the Board of Trustees.

Very truly yours,

  
Erle Bridgewater  
Special Counsel

EB/JPS/ht

Enclosure



EXHIBIT A

RESOLUTION 1975 -- 172

WHEREAS, the Board of Trustees of Ohio University has heretofore, on May 9, 1973, approved a lease between the Department of Public Works of the State of Ohio and the Kroger Company for the development and lease of the former Ohio University East State Street lands; and

WHEREAS, the litigation challenging the legality of such lease has terminated and the legality of the lease has been upheld; and

WHEREAS, such lease contemplates that the President and Trustees of Ohio University shall have continuing responsibilities in connection with the administration of such lease and the development to be undertaken thereunder, which responsibilities include, but are not necessarily limited to, continued building, continuing development, sub-leasing or assignment of leases, and accounting for rent receipts; and

WHEREAS, it is anticipated that decisions on such matters will be required more promptly than is practicable by submission to the Board of Trustees at its quarterly meetings; and

WHEREAS, the Budget, Finance and Physical Plant Committee of the Board of Trustees has the responsibilities generally embracing the areas set forth above; and

WHEREAS, it is deemed by this Board desirable to delegate to the Budget, Finance and Physical Plant Committee authority for



final approval of continuing development, continued building, any sub-leasing or assignment of leases, and policies for accounting of the rent receipts;

NOW THEREFORE BE IT RESOLVED that the Board of Trustees of Ohio University hereby delegates final authority to its Budget, Finance and Physical Plant Committee on matters relating to the continuing development, continued building, sub-leasing or assignment of leases and accounting of rent receipts arising under the lease approved by this Board on May 9, 1973, subject to the following guidelines:

1. All communications, notices and documents related to or affecting said lease shall be directed to the Secretary of the Board of Trustees of Ohio University.

2. The Secretary of the Board of Trustees of Ohio University shall, upon direction of the President, distribute or refer such communications and notices affecting such lease development to appropriate administrative officials for review and action (to include preparation of recommendations for consideration by the Budget, Finance and Physical Plant Committee).

3. The Vice-President for Administrative Services, in cooperation with the Vice-President and Treasurer, is primarily responsible for administration of all questions arising under the East State Street Airport lease.

4. The following matters shall be submitted for consideration and final approval by the Budget, Finance and Physical Plant Committee of the Board of Trustees:



A. All sub-leases, assignments or similar transactions involving or derived from the prime lease-development agreement dated May 18 and 30, 1973.

B. Proposed architectural style and features for all structures, planned or constructed pursuant to said prime lease-development agreement.

C. Questions involving the uses contemplated under the prime lease-development agreement and/or any sub-leases, assignments or similar transactions pursuant to or derived therefrom.

D. Determinations whether the above are in "the best interests of Ohio University".

E. Determination that the prime lease-development and all sub-leases and assignments thereunder and all transactions related to or derived therefrom are done in full accord with Section 123.77, Ohio Revised Code, as well as the general laws of the United States, the State of Ohio and the City of Athens, and the Department of Public Works.

5. It shall be the responsibility of the Vice-President and Treasurer to report, at least annually, to the Board of Trustees upon the financial aspects of the revenue received by Ohio University by reason of the prime lease-development of the East State Street Airport.





G. CONSIDERATION OF ADJUSTMENTS IN  
1975-76 ROOM AND BOARD RATES.

Vice President Culp referred to his memorandum on the subject.

Mrs. Johns moved approval of the resolution. Dr. Holzer seconded the motion.



OHIO UNIVERSITY  
INTER-OFFICE COMMUNICATION

DATE January 10, 1975

TO Dr. Harry B. Crewson, President

FROM Wm. Charles Culp *WCC*

SUBJECT ROOM AND BOARD RATES FOR 1975-76

The attached memorandum from Robert A. Hynes, Director of Residence Services and Auxiliaries, proposes rate increases for room, board, and apartments.

I have had many discussions with administrative personnel in the dormitory program regarding inflationary costs faced by the Auxiliary and concur with the proposed increases.

I recommend that this item be placed on the January 18 agendas of the Budget, Finance and Physical Plant Committee and the Board of Trustees. A resolution regarding the proposed rate increases is also attached for consideration by the Board.

WCC:nsa  
Attachment

*1/10/75*

*I recommend that this item be submitted to the Board of Trustees on January 18, 1975.*

*WCC*



OHIO UNIVERSITY  
INTER-OFFICE COMMUNICATION

DATE January 8, 1975

TO Mr. Wm. Charles Culp, Vice President for Administrative Services

FROM Mr. Robert A. Hynes, Director of Residence Services and Auxiliaries

SUBJECT Residence Hall and Apartment Rate Increases

After careful analysis of operating expenses for fiscal year 1974-75 and projections of increased expenses for 1975-76, I find it necessary to recommend a room and/or board rate increase effective the Fall Quarter, 1975. I should note at the outset that there is no assurance that such a rate increase will not cause difficulty in maintaining a competitive position with similar residential universities in the State of Ohio. The information currently available to me indicates that Ohio University is in the upper quartile of the state and that the suggested rate increase will raise this position even higher providing that comparable institutions maintain the status quo or have a lesser rate increase.

I am recommending that the Board of Trustees approve at the January meeting a student rate increase of \$25.00 per quarter or \$75.00 on an annualized basis. This rate increase approximates 5% of the average room and board rate currently encumbered by the residence hall student. The \$25 per quarter rate increase will be utilized to partly fund anticipated increased expenses for the 1975-76 fiscal year. The following are the 1975-76 anticipated major cost increases over and above the 1974-75 approved budget.

UTILITIES: \$439,346

Electrical Power	\$133,250
Natural Gas	72,392
Coal	195,552
Water and Sewage	26,393
Waste Collection	11,849

CURRENT YEAR'S LEGISLATIVE PAY BILL: 225,000  
(This assumes no pay bill for classified employees for fiscal 1975-76)

FOOD: 179,596

GRAND TOTAL: \$844,032



January 8, 1975

The above expense items are predicated upon the same level of student occupancy occurring during the 1974-75 fiscal year. The per student cost for the anticipated increase would be approximately \$162.00 per year. It is my considered judgment that even though the \$75.00 does not meet even half of the expenses, a further increase would indeed make our residence hall system not marketable to potential students and currently enrolled students.

In as much as the Mill Street and Wolfe-Ullom Street Apartments are a part of the Residence and Dining Hall Auxiliary and, therefore, encounter similar inflationary expenses, I am recommending a rate increase ranging from \$6.00 to \$9.00 per month for the University married student apartments. This amount of increase is approximately 5% of the current rental rates now being charged. The most recent increase in rent for married student apartments was implemented effective June 15, 1971. It should be understood that the recommended rental increase would take effect June 15, 1975. This rate increase will assist in reducing the previously stated per resident student cost of \$162.00.

The amount of income to be generated by the two proposed rate increases will amount to approximately \$410,000. This simply means that the \$434,032 of expense increases remain unfunded at this time.

Finally, I am recommending that the administration be granted the authority to establish certain quadruple rooms as doubles providing a student demand is ascertained and/or such an accommodation would realize additional income. Provided such accommodations are created the rate would be \$295.00.

In conclusion, it is with great reluctance that I make this recommendation but I feel that the student customer must share in the considerable inflationary spiral that is taking place in the Residence and Dining Hall Auxiliary. It is certain that there are a number of additional expense items that will probably be incurred for 1975-76 which at this time cannot be determined and that contribution of income after expense to debt service will be minimal. The current and proposed rate schedules are attached for review.

tl

Attachment





# RESIDENCE HALLS

## ROOM RATES

### CURRENT

Single \$290

N.S.G. (Double)\$268

Standard (Dbl.)\$248

Quad \$230

Quad (used as double accommodation)

### PROPOSED (\$5.00 Increase)

Single \$295

N.S.G.(Double) \$273

Standard (Dbl.)\$253

Quad \$235

\$295

## BOARD RATES

### CURRENT

7/3 plan \$225

7/2 plan \$204

5/3 plan \$195

5/2 plan \$180

### PROPOSED (\$20.00 Increase)

7/3 plan \$245

7/2 plan \$224

5/3 plan \$215

5/2 plan \$200



MARRIED STUDENT APARTMENTS

RENTAL RATES

Wolfe Street

CURRENT

Efficiency, furnished	\$ 97
One Bedroom, furnished	\$113
Bedroom-Nursery, furn.	\$124
Two Bedroom, furnished	\$140

PROPOSED

Efficiency, furnished	\$104
One Bedroom, furnished	\$120
Bedroom-Nursery, furn.	\$132
Two Bedroom, furnished	\$148

Mill Street

CURRENT

One Bedroom, unfurn.	\$130
One Bedroom, furn.	\$145
Two Bedroom, unfurn.	\$151
Two Bedroom, furn.	\$167

PROPOSED

One Bedroom, unfurn.	\$136
One Bedroom, furn.	\$152
Two Bedroom, unfurn.	\$160
Two Bedroom, furn.	\$176



## RESOLUTION 1975 -- 173

WHEREAS the current room and board rates for dormitory residents became effective in January, 1974, and the current rental rates for married student apartments became effective in June, 1971, and

WHEREAS in July, 1974, legislation enacted by the 110th General Assembly under H.B. 1476 became effective which mandated an increase in wages and benefits for classified employees totaling \$225,000, for which no funds were provided to the Auxiliary by the State of Ohio, and

WHEREAS numerous cost increases have been experienced for utilities required for operation of the Auxiliary which in 1975-76 are projected to cost approximately \$439,000 over and above the amount budgeted for this purpose in 1974-75, and

WHEREAS food costs are also projected to cost approximately an additional \$180,000 in 1975-76, and

WHEREAS the Residence Services Auxiliary must budget for all operating expenses and debt service requirements from fees which are collected from the students who use the residential and dining facilities, and

WHEREAS it is hereby proposed that an average increase of approximately 5%, in both dormitory room and board rates and in married student apartment rates be assessed for the purpose of defraying, in part, the known and projected cost increases for 1975-76;

### RESIDENCE HALLS

#### ROOM RATES

	<u>Current</u>	<u>Proposed</u>
Single	\$290	\$295
New South Green (double)	268	273
Standard (double)	248	253
Quad	230	235
Quad (used as a double)	---	295



BOARD RATES

	<u>Current</u>	<u>Proposed</u>
7/3 Plan	\$225	\$245
7/2 Plan	204	224
5/3 Plan	195	215
5/2 Plan	180	200

MARRIED STUDENT APARTMENTS RENTAL RATES

WOLFE STREET

<u>Current</u>		<u>Proposed</u>	
Efficiency, furnished	\$ 97	Efficiency, furnished	\$104
One Bedroom, furnished	113	One Bedroom, furnished	120
Bedroom-Nursery, furn.	124	Bedroom-Nursery, furn.	132
Two Bedroom, furnished	140	Two Bedroom, furnished	148

MILL STREET

One Bedroom, unfurnished	\$130	One Bedroom, unfurnished	\$136
One Bedroom, furnished	145	One Bedroom, furnished	152
Two Bedroom, unfurnished	151	Two Bedroom, unfurnished	160
Two Bedroom, furnished	167	Two Bedroom, furnished	176

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of Ohio University does hereby approve the rate increases heretofore outlined and authorizes the President, or his designated representative, to place the new married student apartment rates into effect on June 15, 1975, and the new dormitory and dining hall rates into effect at the beginning of the fall quarter of the 1975-76 academic year.





Mr. Morris stated that he wished to register his strong objection to legislation that mandated civil service wage increases without providing funds to cover them, thus forcing the Board to pass increased costs on to parents of students. He said he would vote "No" on the room and board increase proposal.

Mr. Keys stated that he was sure he reflected the common concern of all members over the proposed increases, but asked what other recourse colleges had. What, he asked, would result from a negative vote on the proposal? Mr. Culp said that the contract would be printed with the current rates, which would preclude a rate increase announcement at this time. Without a rate increase, he stated, there would have to be a general curtailment of services, plus a look at such things as telephones, free linen service and unlimited seconds. Payment of debt service could be further jeopardized.

Mr. Keys, observing that he was inclined to endorse Mr. Morris' argument, but also observing that only 50 per cent of increased costs would be passed on to parents, stated that he would vote "Yes."

Mr. Spencer asked that a quality program be maintained. Students, he said, were conscious of inflation and would expect and accept a 5 per cent increase. He asked that their ability to understand not be underestimated.

Mr. Morris stressed it was his desire to make clear that the onus for an increase rested on the Legislature which had failed to provide sufficient funds, and also that free services accorded students were not available to others. He suggested that a food coupon plan might be appropriate, and suggested that this be studied.

Mr. Kennedy said that he understood Mr. Morris' directing attention to the locus of the original sin. Illustrated, he said, was that the worst thing which could happen to a nation, apart from invasion and occupation, was inflation. Although some years ago he had stated that he would never again vote for an increase, he said he might now have to compromise that stand in order to keep the University open. The increase, he observed, covered in part that over which we had no control.

Mr. Johnson observed that the Legislature had frozen fees and mandated wage increases without providing funds. It did not freeze board and room rates. In response to our problem, he said, the Board was trying to formulate a long-range financial support plan. In view of this, he asked whether there could be a delay of several weeks in acting on the proposed increase. His vote on the resolution, he said, would be "No" because of a "no-increase" commitment at the last meeting of the Board. When would we take the stand with the Legislature that this was their University, he asked? If relief was refused, we would sit down and plan.



Mr. Kennedy reminded members that the \$439,000 utilities increase estimate for next year would not be that, that it would be more. Electricity, he said, would cost more, as would natural gas, if we have it. The cost of coal, in view of the recent increase, is uncertain. He asked President Crewson whether students would accept an increase in preference to elimination of luxuries. Dr. Crewson said that we could not speculate on that. Mr. Kennedy stated that however the Board voted, the attitude of the Legislature would be the same. Dr. Crewson observed that this was not the first time the Legislature had not recognized funding of mandated increases as part of its total responsibility.

Mr. Spencer emphasized that the Board knew its responsibility. Telephones and other conveniences, he said, were important and that it was humane to have seconds. We should not regress, he said, but if opportunities for lowering fees presented themselves, we would lower them.

Mrs. Johns expressed the feeling that a commitment had been made to try a food coupon plan. Students, she said, should share in belt-tightening.

Mr. Culp said that a lot of thought had been given to a coupon plan, that from a management viewpoint it would be the best way to go, but that students had expressed themselves against it. He was aware, he said, that food program income contributed to debt service and that he did not wish to interfere with that.

Mr. Lavelle suggested that the room and board contract state that the increase would not be more than a specified amount, with a legal option to levy the increase. Mr. Culp reminded members that the contract had always carried a subject to change clause.

Mr. Johnson emphasized that he did not want anyone to go hungry, that maybe a student should be given a choice relative to telephone, for example. To not go along might dramatize the issue. It might mean a reexamination of the budget. He would maintain his commitment to a "No" vote, he emphasized.

Mr. Keys observed that by asking for the increase, he was asking himself for an increase. The action, he said, would reflect a willingness to fight for any reduction, but prove to the Legislature that we were doing everything we could. The requested increase, he said, was a reasonable one.

Mr. Morris suggested that students share in the problem by using a common telephone. Mr. Culp explained that half of the \$800,000 problem would be taken care of by the increase. Elimination of telephone and linen service and seconds would take care of only half of the problem. Mr. Morris repeated his pledge to vote "No."



Mr. Johnson asked whether a slight delay in a decision would make a difference. Mr. Culp suggested that to delay until March might affect recruitment, and that the debt service issue was a crucial one. Our rates, he said, were probably in the upper quartile of those of the State universities.

Dr. Holzer asked Mr. Morris whether he was saying to him and other members that the proposal should be turned down. He later included Mr. Johnson in his question.

In response, Mr. Morris stated that the message carried by the debt service issue was to fight the increase in order to get the issue of legislative responsibility brought to the fore. To vote "Yes" would mitigate against our efforts, so, he said, he would want the votes to go along with his. Country club provisions, he stated, should be eliminated. Mr. Johnson expressed support of Mr. Morris' stand.

To Mr. Lavelle's question of whether this was advocating paying the daily bills but not the mortgage holder, Mr. Morris said "Yes." Mr. Lavelle expressed the feeling that the increase was so small that we would be justified in approving it in order to meet our obligations to all creditors. In response to a question by Mrs. Phillips on how fees affected enrollment, Mr. Culp stated that there were differences of opinion on this. Mr. Spencer emphasized that we were underestimating students, that a give-away program to them would be catering to their immaturity and would be considered demeaning by them. Students, he said, would understand it as an inflationary cost.

Mr. Lavelle asked how the Legislature would react to a request for special help, to take the heat instead of the Board. Mr. Johnson observed that the increase would solve only half of the problem, which meant that some things would have to be done away with and that a program would have to be developed to handle it. The Board would include this as part of the total problem it would present to appropriate officials. He said that in view of this, he would withdraw his request that Board members vote with him against the increase.

Mr. Morris called the question and Chairman Phillips requested a roll call vote, the results of which were as follows:

Spencer	Yes	Lavelle	Yes
Keys	Yes	Morris	No
Holzer	Yes, with reluctance	Johnson	No
		Phillips	No
Kennedy	No	Johns	Yes

The motion was declared approved.



# VIII. ANNOUNCEMENT BY CHAIRMAN PHILLIPS OF PREVIOUSLY AGREED UPON FUTURE MEETING DATES

March 10, 1975, was reaffirmed as the next meeting date, with the meeting to be held in Athens. An additional meeting on June 7 is a possibility.

## IX. GENERAL DISCUSSION -- ROLL CALL OF MEMBERS

Each member extended a welcome to Mr. Lavelle. Characterizing himself as an adopted child of Ohio University, Mr. Spencer welcomed Mr. Lavelle to the tremendous challenge of a great institution.

Mr. Morris welcomed the local touch Mr. Lavelle, a lifelong resident of Athens, would bring to the Board.

Mr. Johnson welcomed the experience and professionalism Mr. Lavelle would bring to the Board.

Mrs. Johns expressed concern about decisions affecting students' living standards, stating that she hoped the students would recognize that it was the desire of the Board to provide for them a good quality of life.

Mr. Kennedy stated that a quality of life, consistent with the ability of students to get an education, was what was desired. He expressed the wish that the entire student body had been able to hear the debate on the rates issue. Being sought, he said, was a common denominator of what was best for students. Board members, he emphasized, were not detached and not unconcerned. They were equally baffled by conditions of the day. To have heard the debate, he observed, might have convinced the students that the Board is indeed student oriented.

Mr. Lavelle thanked members for their welcome. He pledged his best efforts. He expressed pride in the complete family association with the University, and reiterated again his plan to clarify his active law practice problem as it related to Board responsibilities.

Mr. Keys stated that he would study Board procedure and that he might have some recommendations relative to it at some future time. He said he was not certain that he was attending the same meeting this morning as the Committee of the Whole meeting of the evening before.

Chairman Phillips invited President Crewson to comment. He stated that in Mr. Lavelle the Board had a person who would bring essential local representation to the Board. He expressed concurrence in Mr. Kennedy's statement about Board concern for students. Board members, he said, had voted their convictions on the board and room rates, with student welfare in mind.





Mrs. Johns suggested for future consideration by the Board, development of a museum concept which would eventually result in a living Appalachian Village project. She was encouraged to continue her studies of this and keep the Board informed.

#### X. ADJOURNMENT

The Chairman, determining that there was no further business to come before the Board, declared the meeting adjourned at 11:10 A.M.

Mrs. J. Wallace Phillips  
Mrs. J. Wallace Phillips  
Chairman

Robert E. Mahn  
Robert E. Mahn  
Secretary

OHIO UNIVERSITY

Inter-Office Communication

DATE October 23, 1978

TO Robert E. Mahn

FROM George Lobdell, Chairman, Historical Collections Council

SUBJECT Recent Activities

About two weeks ago Dr. Roy Mapes of the Geology Department got in touch with me to express an interest in the mineral collection portion of the Ohio University Museum. He had been told about the mineral collection by a retired faculty member and had been over to the lower regions of Mem. Aud. to look at it. On his second visit he found unmistakable evidence that some unknown person had removing items without anyone's known permission. I agreed with him that the remains of the museum should be removed at once from its old location and he located a storage room in Porter Hall which had space and to which only two keys exist. I arranged with the moving crew at Physical Plant to transport the items to the new location and the move was completed last Tuesday (October 17).

A few small items still remain in Mem. Aud. Some boxes of mineral and fossil specimens had broken open and their contents spilled on the floor. Dr. Mapes is going to supervise the recovery of these materials very soon. One box of civil war cannon balls, shells, old cartridges, and two pieces of World War I 75 mm. artillery rounds have been left untouched. Both Dr. Mapes and I (having had military experience) believed that these items should be looked at by an explosives expert before they are stored with the museum collection again or displayed. I have contacted Bob Guinn of the O.U. security department and he has made arrangements to have these ammunition artifacts examined by the Rickenbacker Air Force Base demolition experts. Accordingly, next week these shells will be packed in metal boxes in plastic "popcorn" and taken to RAFB by Mr. Guinn. We have arranged for those items which are safe to be returned to us. Those items which are potentially explosive may be rendered harmless, but if they cannot be so treated they will have to be destroyed.

Enclosed is a copy of the Dr. Thomas Smith report on the Ohio University Museum dated February 20, 1975. It is sad reading, but please go over it. Now that the remains of the museum have been moved to a secure place it will be possible to inventory what we have in detail. Dr. Mapes has offered to undertake such an inventory using one or two of his work study students for the work. He and I will supervise the effort. I count the moving of the museum materials and the pending inventory as significant steps toward an eventual revival of the museum. By the way, I am asking President Ping to add Dr. Mapes to the Council's membership.

I am having difficulty arranging time for meetings of the entire group. Would you help me by filling out the enclosed form and sending it back to me as soon as possible. I think we need to

meet soon. *George L.*

Name: \_\_\_\_\_ Date: \_\_\_\_\_

Office (building and number) \_\_\_\_\_ Office Phone: \_\_\_\_\_

WEEKLY COMMITMENTS: Please indicate on the chart below all regular commitments during an ordinary week - classes, labs, office hours, regular organizational meetings, etc.

FURTHER indicated by writing the word "Free" in the time slots which are most readily available for our council meetings.

	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
8 a.m							
9							
10							
11							
12							
1 p.m.							
2							
3							
4							
5							
6							
7							
8							

List any irregular commitments such as once a month meetings: \_\_\_\_\_

Would you be willing to attend luncheon meetings? \_\_\_\_\_

Comments:

Return to G. H. Lobdell  
108 Bentley



OHIO UNIVERSITY

Inter-Office Communication

DATE October 23, 1978

TO Robert E. Mahn

FROM George Lobdell, Chairman, Historical Collections Council

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5							
6							
7							
8							

List any irregular commitments such as once a month meetings: \_\_\_\_\_

Would you be willing to attend luncheon meetings? \_\_\_\_\_

Comments:

Return to G. H. Lobdell  
108 Bentley

1. The first part of the document is a letter from the President of the United States to the Congress, dated January 1, 1861. It is a very important document, as it sets out the policy of the new administration.

2. The second part of the document is a report from the Secretary of the Treasury, dated January 1, 1861. It contains a detailed account of the financial state of the country at the beginning of the year.

3. The third part of the document is a report from the Secretary of the Interior, dated January 1, 1861. It contains a detailed account of the state of the public lands and the progress of the various departments under his control.

4. The fourth part of the document is a report from the Secretary of the Navy, dated January 1, 1861. It contains a detailed account of the state of the navy and the progress of the various departments under his control.

5. The fifth part of the document is a report from the Secretary of the War, dated January 1, 1861. It contains a detailed account of the state of the army and the progress of the various departments under his control.



② Copy for George  
L. H. H. H.  
Rur. 10/9/78

OHIO UNIVERSITY  
ATHENS, OHIO 45701

DEPARTMENT OF HISTORY  
BENTLEY HALL  
614-594-7362

February 20, 1975

Dr. Harry B. Crewson  
President  
Ohio University  
108 Cutler Hall  
Athens, Ohio 45701

Dear Dr. Crewson:

In response to the communication of January 22, 1975, from Robert E. Mahn, Secretary, Board of Trustees, Ohio University, I submit the enclosed report. Included also are personal observations and recommendations concerning any plans for the museum.

I thank the Board of Trustees and you for the opportunity to discuss this issue.

Yours truly,

Thomas H. Smith  
Associate Professor

THS:mas

Enc.

THE OHIO UNIVERSITY MUSEUM: WHY AND WHERE

## THE FOUNDING OF THE OHIO UNIVERSITY MUSEUM

The exact date of the founding of a museum at Ohio University is not clear. Various sources have placed its origin as early as 1800 and as late as 1830. Probably 1823 or 1824 is a good date for its founding. Evidence indicates that a notice placed in a September, 1824, Chillicothe Supporter by the Board of Trustees of Ohio University advertised that a room had been made available in the "College Edifice," that is, Cutler Hall, for the safe-keeping of museum materials. Tradition is that this museum was the first founded west of the Allegheny Mountains and that while it existed at Ohio University it also was the oldest in the West.

It is not exactly clear as to whose donation was the nucleus of the newly founded museum. One source indicated that Nahum Ward made the first bequest. In 1823 he reportedly gave to Ohio University "a large stone taken from the Giant's Causeway in Ireland." This item was still on display in April, 1955. The earliest large contributor to the museum was the venerable Samuel P. Hildreth of Marietta. Either before or shortly after its founding he gave a collection of minerals, rocks, and fossils. Again in 1825 and 1828 he contributed other personal collections which included forty-one separate items. These included "a set of teeth from the lower jaw of the North American buffalo found in the bed of the Muskingum River, thirty-five feet from the top of the bank," "bullet moulds of soapstone taken from the pouch of a dead indian [sic] after Wayne's battle [Fallen Timbers, 1794], and "petrified apples dug up in a garden in Marietta." Apparently all three of Hildreth's collections have vanished over the years as well as any records of what he had contributed.

## CONTENTS OF THE EARLY MUSEUM

Museums of the nineteenth century should not be confused with the modern concepts of museums. Nineteenth century museums were used to display articles relating to the natural sciences and, in order to draw patronage, showed items of curiosity including the bazarre and macabre. Therefore, items that were in the Ohio University museum in the last century would not necessarily be included in one assembled in 1975.

Apparently much of the contents of the Ohio University museum contained materials relating to the natural sciences. For that reason during the last thirty years of its existence, it was housed in the Department of Botany and its curator was a botanist.

Over the years the Ohio University museum developed a potpourri collection. Aside from the rocks and fossils, the museum housed at one time or another an African collection consisting of items gathered between 1848 and 1850 including grass cloth, hand looms, paper made by cannibals, an elephant tusk, weapons, ornaments, shells, baskets, and several of the Gospels printed in various African dialects. This collection was loaned to Ohio University by Mrs. Edith Woodruff Sayre ('88). Portions of the huge collection of Fort Ancient artifacts uncovered from the famous Baum Prehistoric Village site located in Ross County was given to Ohio University by the Ohio Historical and Archaeological Society shortly after 1907. This significant collection included pottery sherds, flint tools, and animal bone tools.

Instructors and students enrolled in the Civic Biology classes at Ohio University gathered specimens of reptiles, butterflies, insects, and birds

and contributed them to the museum. There is indication that this collection was large and of consequence. Captain Frank Lowry of Athens contributed items from his travels during the Spanish-American War and Philippine Insurrection. Included in the Lowry collection were native Philippine weapons, a Spanish bronze cannon from the Island of Mindanao and Moro hats. Civil War relics from many battlefields were also housed in the Ohio University museum.

Apparently a large collection of foreign coins was once displayed as well as a portion of the metal skeleton from the ill-fated dirigible Shenandoah. Early American items that had been donated by local families included a "valuable, early American desk" in which several copies of the Coonskin Library was kept, six spinning wheels, flax combs and retters, lanthorns and candle moulds.

Mrs. Sophia B. Piecher of Athens gave the museum a large collection of Cuban curios and family mementoes late in 1920. Included in her contribution from Cuba was a display of corals. From her family, Mrs. Piecher gave a teapot she reported to be over 200 years old, a snuff box which had belonged to her great-great-grandmother and a curious peacock fly duster used to brush flies from the family table.

Dr. John Sprague, a physician representing an old Athens family, donated a collection of gall stones removed from local residents. This collection he proudly labeled the "Table of Ugliness." A local veterinarian, Dr. F. L. Junod, gave a unique collection of materials, including hair balls, nails, bolts, nuts, and other materials, removed from the stomachs of local dairy cattle.

A significant collection of mining tools and mine minerals was placed in the museum by Mr. C. H. Matthews, who graduated from Ohio University in 1903 and was a mining inspector in Kingston, Pennsylvania, in 1934. Another significant item was a "150-pound stone wash basin" which had belonged to Grandmother Brown, one of the first residents of Athens. Grandmother Brown was the subject of a biography by Harriet Conner Brown entitled Grandmother Brown's Hundred Years, 1827-1927 published by Little, Brown, Inc., in 1929. For her effort, Mrs. Brown won the \$10,000 prize offered by Atlantic Monthly for the best biography. Other items belonging to Grandmother Brown were to have been displayed in the museum also.

How much of any of this material remains with the museum collection is not known. Because of the frequent dismantelings of the museum over the last 100 years, much has been lost and, sadly, much has been stolen. In October, 1974, Mr. Richard Ryan and Mr. Robert McDonnell of the Special Collection/University Archives of the Vernon R. Alden Library inventoried the remains of the Ohio University museum which has been stored in the basement of Memorial Auditorium since 1964. At the time of its most recent demise, Dr. Arthur H. Blickle, the museum's last curator and a member of the Department of Botany, inventoried, packaged, and stored the museum's contents. The Ryan/McDonnell inventory checked against the Blickle inventory shows that thirteen boxes are missing (See Appendix A).

A review of the Ryan/McDonnell list quickly indicates the nature of the collection. The majority of the collection deals with natural history while the other items are curiosities that would fit well into a nineteenth century museum rather than a modern one. No doubt the historic Indian materials, if

in a good state of preservation, are significant. I understand that the museum when packed away contained a number of old firearms which had been donated by families in Athens. Unfortunately, none of those were found among the collection.

#### MUSEUM, MUSEUM, WHERE IS THE MUSEUM?

The title for this section is not facetious; the story of the lives and deaths of the Ohio University museum borders on the absurd. At first, the museum was housed in the "College Edifice" or the Central Building, Cutler Hall. Apparently there it shared quarters with the University's library until about 1909 when Alston Ellis, President of Ohio University, confessed that it had "fallen into a state of 'innocuous desuetude.' Its [the museum's] specimens, some of them rare and of special value, were stored on antiquated shelves or nailed up in boxes." In the 1911 souvenir edition of The Ohio University Bulletin, Ellis proudly announced that "these have been released from bondage, cleaned and newly labeled, and placed in cases where their educational value may have effect. The present room used for their proper display" he continued, "is found in the basement of the Library building." At one time when portions of the third floor of Cutler Hall were being remodeled into classrooms, workers interpreted items in the museum as junk and threw them from the building's windows. The mistake was soon recognized but before all the items could be retrieved, many of the museum's specimens had been taken. By 1876 the museum was no longer referred to by that name but rather called "the cabinet of minerals."

To President Ellis' credit, the remaining portion of the museum was moved to the basement of the Carnegie Library. No doubt the intentions of the University to maintain the museum were good, but, the spirit was all too weak. According to a report by The Museum Committee given to President H. G. James of Ohio University on March 5, 1937, the condition of the museum while at Carnegie further deteriorated. "There is positive evidence that in this period [1910-1929] the museum was robbed and plundered many times. The late President [William Henry] Scott, [1872-1883] has stated that he knew of one professor who took away four wagon loads of specimens."

It was during President Elmer Burritt Bryan's administration [1921-1934] that the museum was moved from the basement of Carnegie Library to the second floor of the Household Arts and Agriculture Building or, what is now, Tupper Hall. An article in The Ohio Alumnus for October, 1928, sounded an optimistic note for the future of the museum. Either in 1927 or 1928 the Ohio University Museum was relocated to "one entire corridor and two large rooms containing approximately 3,500 feet of floor space," the article explained. And, in addition, "hundreds of dollars worth of new display cases [were] installed." It was expected that more room would be needed immediately as "the number of exhibits is increasing almost daily." Dr. W. A. Matheny, Professor of Civic Biology was named the Supervising Curator of the museum and apparently responsibility for the museum was given to the Department of Botany. At that time The Ohio Alumnus actively sought alumni and other friends of the University to seek donations and exhibits to be loaned or given to the museum.

The Ohio University museum experienced growth and popularity for the next thirty years. During that time, however, it was moved for the third



time. In 1944, during the administration of Walter Sylvester Gamertsfelder [1943-1945], the museum was moved from the Agriculture building to the old Alumni Room in the basement of Memorial Auditorium. Because of the moisture in the room assigned to the museum, those items on exhibit that could be effected by dampness were removed to the basement of Edwin Watts Chubb Library. The reason for the move is not clear except that perhaps the growth of the museum itself along with the pressure for additional classroom space in anticipation of the post-war enrollment increases forced the relocation. Nevertheless, the museum was split and housed in two separate quarters.

Despite the dual facilities, the museum continued to grow under the curatorship of Dr. Matheny and after 1943 under the direction of Dr. Arthur H. Blickle. One of the most popular exhibits was "The Altar of Beauty." Dedicated to the memory of Matheny in 1943, the "Altar," created by the late curator, demonstrated the fluroescent qualities of certain objects in the presence of ultraviolet light. Children regarded it as "a fairyland come true."

Approximately 50 to 100 specimens a year were added to the museum between 1944 and 1955 until it contained more than 80,000 items valued at about \$35,000. Former students, world travelers, alumni, friends of Ohio University, local groups and societies contributed materials. On display in the basement of Memorial Auditorium during the museum's last decade were exhibits of fossils, rocks, minerals, plants, and animals including 600 pounds of fossil woods located in Texas and sent to the University by a former graduate student. John Mitovich, a graduate student in journalism, in an article in The Ohio Alumnus described the exhibits in 1955:

There are also on display many products of great historic and economic interest, including lamps and lighting devices from the earliest ages, an evolutionary series of typewriters, and war materials and fighting implements of various races.

Among the marine life exhibits are found sponges, jellyfish, corals, star fish, and sea urchins, while the mollusca collection ranks among the best shown in American museums. There is also a collection of reptiles, amphibians, birds, and mammals.

The end for the Ohio University museum came in September, 1964, during the Vernon R. Alden administration [1962-1968]. Faced with rapid growth in the University and a desire for additional administrative office space, the rooms occupied by the museum were taken over by the Admissions Office. The death struggles of the museum were not without controversy. Dr. Thomas S. Smith, Academic Vice President, explained that the museum was closed because it was "an extreme waste of space," its collection was not worthy of Ohio University and that the capital value of the museum was not worth keeping it open. Consequently, after a rather tumultuous 141 years that spanned thirteen administrations and involved five relocations and repeated pilferings, the Ohio University Museum was, as Curator Blickle affectionately said, "put to bed."

#### WHO USED THE OHIO UNIVERSITY MUSEUM?

The Alden administration's arguments for ending the Ohio University Museum raised some brows in academe as well as in the local community. The objections raised by Vice President Smith were considered more excuses than reasons by many outside the administration. Many people believed that the educational value and the community relations aspect certainly outweighed the costs of maintaining the museum to the University. A review of the use of the museum would help to indicate the value of such an agency on a university campus.

In September, 1934, Professor W. A. Matheny was pleased with the increase in attendance of the museum. "The interest shown in the museum was greater this summer [1934] than ever before, both in donations and attendance," he said. "The training schools of Athens, the Plains, and Mechanicsburg [now the south part of Athens], and the Rufus Putnam School are making frequent use of the museum's resources. Between two and four groups from these different schools are shown about the exhibits every week," Matheny explained. "Elementary and high school students, townspeople, and visitors within a radius of forty miles of Athens often come to view the displays."

By 1955 it is apparent that the surrounding public schools used the natural science exhibits as a planned part of their curriculum. "All of the public schools--including most of the local schools--use the museum as a teaching device," it was reported to the alumni who were asked for aid. It was pointed out that Ohio University student attendance comprised only one-third of the attendance.

Curator Arthur Blickle, in February, 1962, reported to President Alden the education function of the museum in an attempt to improve the facility. Included in his comments, Blickle reviewed the following:

1. Movies, lectures, and field trips are available in connection with museum practices.
2. The museum participates in the following ways in the training of teachers:
  - a. By providing materials to student teachers on units for their practice teaching.
  - b. By allowing student teachers to bring groups of children to the museum.
  - c. By using students as guides in the museum.
  - d. By letting students arrange exhibits of museum materials outside the museum.

- e. By letting students arrange exhibits inside the museum.
  - f. By allowing students to assist in the construction of museum materials and exhibits.
3. The university course which includes a unit on the practices of museum techniques and the use of museum materials in the Education course in the Teaching of Biology currently taught in both the Botany and Zoology departments.
  4. The particular collections and exhibits for which the museum is known and considered outstanding are:
    - a. An extensive collection of minerals which was assembled almost entirely by the two previous curators.
    - b. An extensive collection of plant fossils, the largest and most complete single collection in the state of Ohio and with petrification representative of the fossil forest of Athens, Ohio.
  5. Exhibits are being worked up for use in a program of inter-school loans on rocks, minerals, insects, plants, and animals.
  6. The transportation of such loans is currently provided by the borrower.

Dr. Bickle concluded his report by pointing out that the facilities in the basement of Memorial Auditorium were inadequate, specifically mentioning that, "the air is hot and moist, the paint on the walls mildews and the minerals in the rocks actually decompose, cloth rots, and paper decomposes."

In the fall of 1964, former Ohio University President Walter Gamertsfelder and former Ohio University Trustee Gordon K. Bush encouraged President Alden to save the museum. On November 4, 1964, Alden explained in a letter to Gamertsfelder that "I have been concerned that the basement area in the Alumni Memorial Auditorium is not suitable for a first-class museum. I believe that we could provide space in our new Library or in the present Chubb Library when it is converted for other programs next year. We shall remove the museum pieces," he carefully explained, "from the damp destructive atmosphere of the

Auditorium to temporary storage space until we can provide more suitable accommodations for the museum." Curiously enough, after Curator Blickle packed the items of the museum, the entire collection was stored in the basement of Memorial Auditorium. It should also be pointed out that as late as 1967, three years after the museum was closed, the Ohio University Bulletin still listed the museum as one of the cultural attractions for students coming to the University.

The evidence indicates that the museum was used not only by Ohio University students but also as a part of the instruction given to students in the area's public schools. At the same time, it was considered by local residents as a point of pride since the museum did house some items of local interest. There is no doubt that the museum's service to the local school systems and its connection to the non-university population in the surrounding area was a positive symbol of good university-community relations.

#### ADMINISTRATION OF THE MUSEUM

Apparently during the latter part of the nineteenth century and into the twentieth, Professor Clement L. Martzoff of the History Department maintained the museum both through professional and personal interest. The costs must have been minimal and were probably financed through donations and from Martzoff's own pocket. In 1927 Dr. William A. Matheny became curator and again the operations no doubt depended upon the generosity of people outside the University for its funds.

By 1937, at least, the museum was under the guidance of the Ohio University Museum Committee which was appointed by the President. Matheny served as

chairman of the Committee as well as Curator of the Museum. However, while under a University committee, it was housed with the Department of Botany between 1937 and 1945 and was financed with that department's funds. The museum continued to be managed by a committee and in 1962 Arthur Blickle, who was appointed museum curator in 1943, reported that the Ohio University Museum Policy-Forming Committee was composed of both administrators and faculty and the curator acted as its chairman. The Assistant Dean of the College of Arts and Sciences was the museum administrative coordinator. After 1945 the museum had its own budget which amounted to approximately \$100 a year.

Evidence suggests that the Ohio University Museum was financed mostly from private funds and operated through volunteer service. It is remarkable that the museum built a collection that was valued at \$35,000 and cost the University a minimal amount of money to operate.

#### OBSERVATIONS AND PERSONAL REMARKS

This survey identifies several points. One, the Ohio University Museum, if founded in 1824, was no doubt the first museum west of the Allegheny Mountains and north of the Ohio River. Two, the items collected during the first one hundred years of the museum reflected a traditional, small nineteenth century museum which specialized in nothing but displayed a little of everything. Three, while it had its short-comings, it had, over the years, been a point of some local pride despite the fact that items seemed to walk away with regularity. Four, the museum had its ups and downs and, for the efforts of certain individuals, survived without a commitment on the part of an Ohio University administration. Five, while a focus of local pride, it also tended to alienate local residents because of the lack of commitment on the part of the University

which permitted theft of certain items. Six, by the first decade of the twentieth century, the museum definitely directed its attention toward the natural sciences and, as evidence indicates, developed a better than good collection of items in that field of study. Seven, there has been an interest more on the part of faculty, students, and townspeople to maintain a museum on the Ohio University campus than from the University's administrations.

There is little question that the natural science collections displayed, at the Ohio University Museum had definite educational benefits to university students majoring in the natural sciences; to university students preparing to teach the natural sciences in the public school systems; to the local school systems who sent students to visit the museum; to local school systems that borrowed exhibits; and to residents of the area who visited the museum as entertainment. Aside from that, it was an example of good, working university-community relations which brought benefit to both. It is sad indeed that it was closed at the time it held the largest collections in its 141 year history and, as well, at a time when it had the largest number of visitations. It is interesting that it was closed by an administration which prided itself upon service to the immediate area. Certainly the services rendered by the museum to the University as well as to the area far out weighed the cost of operation to Ohio University.

I have been on the Ohio University campus for eight years. In my professional academic life I have visited many campuses and taught at two other institutions before coming to Athens. Personally, I have never seen an institution such as Ohio University that does almost everything in its power to refute its own past. Ohio University was founded in 1804 and is the oldest

institution of higher learning in the area west of the Allegheny Mountains and north of the Ohio River. Its grounds and old buildings have witnessed national calamities, economic depressions, international conflicts, local conflicts, and enlightened debate. Its classrooms and offices have heard lectures from some of the best professional educators produced in this state and in the country. The list of its students who have achieved in all areas of the public and private sectors of American society is almost endless. Ohio University's heritage is rich and goes as deeply into the state's history as the state of Ohio itself. Yet no where on this campus is one item which proudly displays this heritage. Admittedly, Cutler, McGuffey, and Wilson Halls are testimony to the University's past, however mute, but they generate little excitement and tell little of the University's history.

Perhaps the University has been so caught up in the last twenty years trying to be innovative and different that it has missed the very soul of the institution itself. Four administrations on this campus have expended countless man hours on the part of faculty and administrators alike to identify the goals and objectives of Ohio University. Those goals and objectives were established on January 9, 1802, by the legislative body which established Ohio University. They have been inscribed in part over the main gate:

"Whereas, institutions for the liberal education of youth, are essential to the progress of arts and sciences, important to morality, virtue and religion; friendly to the peace, order and prosperity of society, and honorable to the government that encourages and patronizes them . . . . [and] That there shall be an University instituted and established in the town of Athens, . . . for the instruction of youth in all the various branches of the liberal arts and sciences, for the promotion of good education, virtue, religion and



morality, . . ." I personally do not think that any session of the Ohio General Assembly has changed that initial charge to Ohio University. In light of what happened on this campus so few years ago and with the awareness of some the problems on this campus that have effected enrollment declines, I believe that the founders of this institution knew more of what they were talking about then than we in the last quarter of the twentieth century.

These observations do relate to the subject of a museum on the Ohio University campus and will be explained later.

#### SUGGESTIONS AND RECOMMENDATIONS

The subject of a new Ohio University Museum or the development of a living community-type museum was introduced at the Ohio University Board of Trustees meeting in Columbus on January 17, 1975. I was asked by President Harry B. Crewson to report on the subject and to make suggestions. In response to the President's request, I offer the following suggestions.

1. To consider the building of a comprehensive, university-community related museum at Ohio University would be unwise. The University is in a tight financial situation. Costs for the construction or even resurrection of that type of a museum would, I believe, be prohibitive. Having worked with the operating budgets and capital-improvement plans for the Ohio Historical Society, I think that I have a sense for the costs involved. To build a museum, the Ohio Historical Society estimates \$75.00 per square foot. A museum that would be of any consequence at Ohio University would cost between \$600,000 to \$1,000,000 by the time the building would be planned and constructed. Once up, operational costs would probably be close to \$60,000 a year; that figure would include two full-time employees.

2. To consider remodeling one of the buildings now out of use by the University, I think, would also be out of the question. To incorporate all systems necessary to have a good museum probably would bring the costs close to \$500,000. Operational costs, once completed, would remain the same.

3. To consider opening a natural science museum housed in the Porter Hall complex would be more realistic. The services rendered by the last museum to students and community could be renewed. A curator could be solicited from faculty in the natural science fields and given a reduced course load. I suggest that this course of action be examined.

4. One of the problems that Ohio University would face in any attempt to accumulate materials for a museum is creditability. I refer you to the lengthy letter written by William E. Peters to the Ohio University Board of Trustees in 1943 (See Appendix B). This attitude prevails with non-University people throughout the Athens area and has been enforced in 1964 when Alden closed the museum for the last time. The success of any local museum is necessarily dependent upon local support.

5. It is my belief that Ohio University would receive little local support if it attempted to accumulate materials from Athens area residents. As a former president of the Athens County Historical Society, it is my sensing that there is little enthusiasm in that organization to cooperate with Ohio University in any venture of that nature.

6. It is my understanding that there is a local group of concerned citizens who have formed the Athens County Museum Incorporated with the sole objective of constructing an Athens County Historical Museum. It is my belief that they would like not to have University affiliation.

7. The development of an out-door museum is also extremely costly. Development budgets for such small projects as Roscoe near Coshocton or the Hale Homestead near Bath run into the hundreds of thousands of dollars. Operating expenses are high. I believe that this type of museum is also prohibitive for Ohio University.

8. Recommendations:

a. There are positive actions that can be taken by Ohio University that will emphasize its heritage. The identification of the University's history can be used as the cohesive matter around which all elements of the University can rally. The promotion of the history of Ohio University may create that mystical ingredient called espirit which I believe is missing on the campus. Do not forget that 1975 and 1976 are the bicentennial years, and it is time for mature reflection and solemn introspection of our own past.

b. At little cost, remove the pictures of the Distinguished Professors that hang in the main corridor of Cutler Hall. Replace them with the magnificent oil portraits of Ohio University's past presidents which are stored in the basement of the new library. Other items could also be displayed there which illustrate the University's history. Make Cutler Hall the living museum.

c. Hang the portraits of the University's Distinguished Professors in the Alden Library where they belong. Their lives were dedicated to students, books, and learning. Let the students and visitors alike view those who have been rewarded for their teaching prowess in their own environment.

d. Do something with the stained glass windows from Ewing Hall. Portions of them should be framed and hung in Cutler, the Library, Baker Center,

and the Trisolini Art Gallery. They should not be sold; they belong to Ohio University and to Athens. Their panels of beauty have witnessed more of this place than anyone living. Why should they be shared with anyone outside this community. If necessary, I suggest taking one complete panel, frame it, light it, and hang it in the Convocation Center, the only building that could accommodate such a window. It might not be the appropriate place but it would be displayed and viewed by more people each year than any where else it could go. I fear that if the University were to sell the Ewing windows, the next step would be to dispose of valuable items housed in the Special Collections/University Archives. It is a dangerous precedent, indeed.

e. From the Ryan/McDonnell inventory there are items stored that should be put on permanent display throughout the Library. If any of the historic Indian material is good, it is today expensive and worth displaying.

f. Create an out-of-door park or amphitheater where Ewing Hall stood. As part of the design, place displays which illustrate Ohio University's history. It can be done; the Ohio Historical Society has such displays at the George A. Custer site and the Seip Mound Site.

g. With the creative talent on this campus other projects can be identified and the limits of such projects will be set only by the lengths of the imagination.

I hope that this report will be of use to you and that the length did not prove burdensome.

Thomas H. Smith

OHIO UNIVERSITY MUSEUM INVENTORY  
10/30/74

The following inventory was taken 30 October 1974 by Robert McDonnell and Richard Ryan of the Special Collections Division/University Archives. The material is located in the basement of Memorial Auditorium, in a room entered through the fan room. Both the door to the fan room and the door to the room in which the material was found were locked.

The room containing the material also contains old seats and knocked-down exhibit cases. The museum material itself is stored for the most part in 30 metal boxes or cases, closed by double clasps on all four sides, but not locked. Each metal box is rectangular, and roughly 2' x 2 1/2' x 1'. Numbers and brief notes on contents were found on all but three of the boxes. (These three were labelled as boxes 1-A, 2-A, and 3-A.) This inventory consists chiefly of notes on the contents of these metal boxes, with a few additional notes on other material stored loosely in the room.

Since the highest box number found was 40, and one box was labelled 21 1/2, it would seem that perhaps thirteen boxes are missing. The three un-numbered boxes which were assigned "A" numbers may belong in this sequence, which would leave ten boxes unaccounted for. (Some of these may have contained mineral and rock specimens now at Porter Hall.)

No boxes were found with the following numbers, and these are skipped in the box-by-box listing: 1, 2, 3, 10, 15, 17, 19, 22, 23, 24, 32, 33, 34, 37.

Brief inventories of their contents were found within the boxes numbered 26, 27, 28, and 38. Copies are attached.

- Box 4: Large and medium sized minerals. About 1/3 full.
- Box 5: "Oriental shoes, hats, gimcracks, etc."
- Box 6: Mineral collections. About 1/3 full.
- Box 7: "Mineral samples." About 1/3 full.
- Box 8: Minerals and rocks.
- Box 9: Large minerals.
- Box 11: "Crowe Memorial Shell Collections donated 1931" (This box was EMPTY.)
- Box 12: "Shells, local and exotic. Crowe Coll."
- Box 13: "Crowe shell collection." Full.
- Box 14: "Crowe shell collection."
- Box 15: "Colonial and historic items; candle molds...etc." Also contains: doll, old shoe, napkin ring, "wheel on which to wind yarn", a stone labelled "Giant's Causeway, Ireland ... Nahum Ward 1823"; and a Register of Museum visitors, 243p., 1928-65, removed to Archives.

- Box 18: "Corals from Dutch West India Is., reefs of Curacao, and Aruba Is.; Blickle Coral Coll., Donor Art Blickle 1946"
- Box 20: Minerals, quartz, ores of metals, etc.
- Box 21: "Models--Sauer Col.; Paddle wheel Ohio River Packet boat & Napoleonic coach" (copy of label from latter attached)
- Box 21 1/2: "Minerals, ores of iron, quartz, calcite, aragonite etc. About 1/3 full.
- Box 25: "Teeth--Elephas spp. [sic?] and mammoth, mastodon, etc."
- Box 26: Baum Village material, skulls & bones; Zuni & Hopi pottery, Zuni & Sioux beadwork, etc., as per copy of inventory attached.
- Box 27: "Indian craft artifacts, beads, necklaces, etc." as per copy of inventory attached.
- Box 28: Skulls and turtle shells, also mortar & pestle; as per copy of inventory attached.
- Box 29: "War relics, helmets, shells, bayonets, shot, etc."
- Box 30: "Old typewriters"; one, a Caligraph no. 2, made by American Writing Machine Co., N.Y., bearing a [Property?] number, A57; the other, a Crandall, [Property?] number A5.5
- Box 31: "Minerals", specimens numbered.
- Box 35: "Misc. minerals, quartz, opal, feldspar, stalactites, etc."
- Box 36: "Minerals ... " About 1/4 full.
- Box 38: "Baskets, tapestry, & Filipino display material?" also shawl with note identifying it as purchased by Majel Lawrence, etc. as per copy of inventory attached.
- Box 39: "Egyptian material" Includes models of pyramid, Nile River boat, mummies, and a boxed item labelled Nebuchadnezzar's brick seal.
- Box 40: "Brick Alamo, Brick Wall of China..." also wooden model of the Mayflower.
- Box 1-A: "Fossils"
- Box 2-A: Large and medium sized minerals. About 1/3 full.
- Box 3-A: Swords, knives, scabbards, sheathes.

Additional material:

Cardboard box of antlers and other animal horns.

Mounted, stuffed snake (damaged).

Wooden box of rocks, shaped; perhaps stone implements.

Model locomotive ("Lake Shore"), about 2 1/2 ft. long.

More knives, swords, spears

Upright piano (brand name "Lemuel? Boston").

Bird nests.

Wig.

Petrified wood.

Early Crosley electronic item (radio?).

Stone plaque or marker: "Ohio University Museum"

## OHIO UNIVERSITY

To the Trustees of the  
Ohio University:

The history of a community involves the narration of the activities of the peoples therein; their accomplishments; their results and their purposes of yesterday and the day before. Consequently the enumeration of the acts, accomplishments and results of "yesterday and the day before" of The President and Trustees of the Ohio University, is a part of the "History of Athens County" as well as those of all its people. Therefore an enumeration of such is hereby presented:

The "record" of the proceedings of the Trustees of the Ohio University (Vol. 1) was begun in 1804, when proceeding to organize that institution and to provide for leasing its lands. Resolutions, however, were recorded (about 1806) in a separate book (afterwards numbered Vol. 2).

Soon general business, resolutions and all, were recorded indiscriminately in both books. In a few years Volume No. 2 was laid aside and was not considered to be "record", till 1910 (one hundred years thereafter) when writing the Legal History of the Ohio University, I discovered it and its importance. I then had volumes 1 and 2 bound into one.

Leases first were made in 1807 and in accordance with the charter (the act of February 18, 1804, Legal History of the O. U. Page 99) and included the paragraph: "Together with such other sums as may from time to time be legally assessed on said land, by virtue of



the laws aforesaid". Lessees objected to this clause and it was erased, and not included in leases thereafter. (In Peters' Papers is a lease, so erased, dated August 24, 1807, from "Leonard Jewett, Treas. to Leonard Jewett," himself).

The failure to reconcile this provision with financing the university had much to do with the "mess" resulting in the failure of the university to function in 1843, and to the business confusion for many years thereafter.

And had the entity, "The President and Trustees of the Ohio University"; the "Legislature of the State" (of Ohio and all the other "legislatures of the States") complied with the trust placed in them, and the mandate of ALL "The People in Convention assembled," that "Religion, morality, and knowledge, being necessary to good government and the happiness of mankind, schools and the means (financial) of education shall forever be encouraged," that wonderful educator, William Holmes McGuffey, not only would not have been driven into exile, but would have inculcated, as second nature, his most efficient system of education into the childhood of all the generations of tomorrow and next day, without end.

The land acquired by the Ohio Company of Associates was the first to be sold by the new government, and when the government was without an established procedure to convey title. Consequently the different steps of record were experimental and different from those made thereafter.

This Association was not an incorporated entity, and as it was necessary to convey to persons in being, the President executed deeds to "Rufus Putnam, Mannasch Cutler, Robert Oliver, and Griffin Greene, and to their heirs and assigns, in trust for the persons composing the Ohio Company of Associates, according to their several rights and interests, and for their heirs and assigns, in common."

Having subdivided the land into suitable parcels for assignment, these trustees granted and conveyed the several parcels due to each original proprietor, not directly to the proprietor himself, but to his agent "his heirs and assigns, as Agent and in Trust for the Associates in said Company", and, in turn, the Agent, "In the execution of said trust, in pursuance of the Articles of Association of said Company" conveyed by an Agent's Deed" the individual proprietor for whom he was "Agent", his share.

In 1892 I acquired the "Agent's Deed" of Eliphalet Downer to "Henry Bowers of New York, one of said Associates, his heirs and

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assigns forever", for two shares of such land of 1173.37 acres each, (the most of which is in Waterloo Township--Town 11, Range 15). And, after having the deed recorded (Deed Book 105, page 222) and framed, I gave it to President Ellis. *I have never been able to find it since.*

When I assumed the duties of county surveyor of Athens County in January of 1888. I officed in the northeast corner of the basement of the Court House, in the room now occupied as a public "rest-room". This room also was occupied by Mr. E. H. Moore, Treasurer of the Ohio University, and Mr. C. R. Sheldon, Clerk of Athens Township and of the City of Athens.

Among the effects and records of the Ohio University, then in the possession of Mr. Moore, was the survey-book in which was entered the original survey notes and sub-divisions of the university lands (the "college lands") in towns 8 and 9 in the 14th range. About 1906 this book became "lost" and its whereabouts is not known by the general public. If it should be "found" the general public would not know what it was nor where it belonged, yet it is seen practically every business day by dozens of people who do not know what it is, while its University Custodian never knew it ever existed.

A few years afterwards, I found several copies of the land "duplicate," in which is kept the lists of tracts of land, the amount for which they were originally leased; the lessees; the payments of rents; tracts sold and much other vital recorded data, in the fuel room of the court house, awaiting cremation, I gave them to Dr. Ellis, then President of the University.

Then writing the Legal History of the University in 1910, we were unable to find volume nine of the Record of the Trustees. Major L. M. Jewett (then dead) had been Secretary of the University for many years, and did his clerical work in his law office. After a search for more than a year, Mr. S. N. Hobson, Teller of The First National Bank, found it behind an old safe in the bank vault, where Major Jewett (Attorney for the bank) had placed it.

About 1895, I gave the university librarian a four-volume set of Blackstone's Commentaries on Law, published in England in 1783, and was the same as the first edition. I made inquiry of them several times since, and it was only last summer that the librarian found them. They were in a sorry condition; ready to fall to pieces but for the heavy string around them.

Dr. Wiley V. Sprague, of Chauncey, a descendent of one of the first settlers, and undoubtedly the best informed person as to the

Archaeology and the pre-historic remains of the Hocking Valley, having written for the *Athens Messenger*, a most exhaustive and analytic thesis on those subjects; and has an extensive collection of Indian relics, never uses the Library of the Ohio University. He goes to the State Library in Columbus:

Before going to a Columbus hospital in the fall of 1931, for a major operation, and realizing the uncertainty of the outcome; and that they were apt to be "lost" if given to the Ohio University, I gave quite an extensive assortment of "relics" to The Ohio State Archaeological and Historical Society.

Mr. Will C. Merritt, a member of a pioneer family in Meigs County, and a teacher of many years' experience, (now retired) has a number of museum relics that he does not know what to do with. He cannot reconcile himself to trust them to the Ohio University (where of all places they should be) because he feels they are apt to become "lost".

About 1940 I gave the University Librarian three typewritten books of local history. Upon learning that no one seemed to find them, and upon inquiry I was informed they were in the "Rare-Book room" where also was found a copy of "Ohio Lands" on sale at Logan's Book & News Store, less than two hundred feet away.

Mr. William M. Higley, a member of a pioneer family in Meigs County, some years ago, gave the then Treasurer of the Ohio University, several museum "relics", and claims he has never been able to see or hear of them since.

In November (24) 1942, I called at the office of the custodian and asked to see volume two of the Trustees' Record, and was told it could not be had without the permission of the Custodian, and that he was out.

Again in March (4) of 1943, I called at the office of the Custodian to see that volume and was told he was busy. I did not get to see the book.

For more than fifty years I have lived within five hundred feet of the University Library, and have done much more research work than any one else; and, aside from seeking the inspection of a book I knew was there, I never have patronized this library. It is useless as such. For years there has been general complaint that anything given the library becomes "lost".

In 1908, Professor [unclear] other museum articles in this country. He has a library, listing some of them in his personal

After his death remained in the basement, till about 19 [unclear] was moved to [unclear] charge till his death. In the same condition of the [unclear] of the 75,000 specimens and that the rest was as the respective [unclear]

A few days before the collection was marked. At once he

It is unfortunate that the "relics" of the settlement should have been so far from the eyes of the people than by letter no ears for that to

And above all, the collection, if not licensed, or allowed to remain, should be in the hands of the present generation wears."

The bones of the [unclear] 50 of "Athens County" to the Curator and [unclear] city. According to [unclear] 1938, the Curator [unclear] those of a dinosaur over a million years old and were over [unclear] ice cap, which once [unclear] continent, the dinosaur found his vegetation becoming petrified"

In 1908, Professor C. L. Martzoff began collecting "relics" and other museum articles, materials and things with which settlers made this country. He housed them in the basement of the Carnegie Library, listing some of them on "scraps" of paper, but far the most of them in his personal recollection.

After his death in 1922, this collection of museum materials remained in the basement, indifferently viewed by the occasional passers-by, till about 1930, when it, unclassified, unlisted, and unmarked, was moved to Agricultural Hall where Dr. W. A. Matheny assumed charge till his death in January (15) of 1943, lamenting the destructive condition of their (absence of) record; and realizing that most of the 75,000 specimens, were already but a "mess" of useless "junk"; and that the rest were destined progressively to become "junk" also, as the respective persons who knew of them, passed on.

A few days before his death, I asked Dr. Matheny what per cent. the collection lacked of being classified, codified, listed and marked. At once he answered: "One hundred per cent".

It is unfortunate, indeed, that this worthwhile collection of "relics" of the settlers of the "First Settlement" in the United States, should have been so destroyed; and the children of the future deprived of their sight. They could better comprehend them by seeing them than by letters, words, figures and/or sentences. "They have no ears for that to which experience has given no access."

And above all, this present generation should not be considered licensed, or allowed, to destroy them. Future generations, to the end of time, should be allowed the same privilege of seeing them that the present generation has. "No tears Dim the sweet look that Nature wears."

The bones of the mastodon found near Athens set forth at page 50 of "Athens County and Where and How to Find", were shown to the Curator and to the Professor of Geology of the Ohio University. According to the report of the Athens Messenger of May 29, 1938, the Curator expressed the opinion "that the teeth were possibly those of a dinosaur that roamed the valleys of Southeastern Ohio over a million years ago" . . . Creatures of this type, he said, weighed tons and were over 60 feet in length. With the coming of the glacial ice cap, which once extended over the Great Lakes portion of the continent, the dinosaur, which had a brain the size of a man's fist, found his vegetation cut off and eventually starved to death, his body becoming petrified". (Nothing petrified was found nearby).

The Geologist agreed with the main outlines of this suggestion, and said that the creature was probably a neolithic progenitor of the modern circus elephant and may have lived anywhere from a few hundred thousand to a million years ago."

Not a very learned disquisition and presentation to the child of "knowledge, being necessary to good government and the happiness of mankind," substituted for the facts necessary to the acquisition of information ("knowledge") mandated to the "legislature of the state", and, in turn, to the corporate entity, "The President and Trustees of the Ohio University."

Mr. Knox and I spent several months endeavoring, in vain, to locate the bones of the skeleton found within one-half mile of the university (see page 62 of "Athens County and Where and How to Find") with Dr. W. A. Matheny, the Curator (who had no personal knowledge of the matter; it being before his time). And thus ended the story due future generations to the end of time.

Mr. Archibald B. Walker came to Athens County in 1810 when ten years old, and died in 1886. He was intensely interested in the affairs which built and developed the vicinity into homes; and in the constructive business activities which made this country. He was the leader in the formation and support of a "Pioneer Society," being its Secretary and creative genius; and his "record" (8½ x 14 of over 300 pages of fine penmanship) formed the basic source of information from which his son, Charles W. Walker, wrote, in 1869, the "History of Athens County", which, however, does not include a very large amount of vital information, and a long list of the biography of the first settlers—the only source that ever existed or yet exists.

Living within one thousand feet of his home for more than fifty years; attending the same church with the family, I became intimately acquainted with several of his immediate descendants (children and grand-children) and of course learned of, and saw this book many times, as well as also the "Letter to his children".

Prizing this book as only descendants can, they could not consent to parting with it. Besides there was no one, nor any institution, to which it could be given, for "ever-preservation". However I constantly advised them to give it to the Ohio University, which was not complied with till two or three years ago, when in the hands of the last surviving grandchildren, it was given to the university. And I only was apprized of its location in 1941 when incidentally I was informed that it was in the "Rare-book room." This information is not known by the general public.

At the bequest of his life. This I believe.

After his death, of the university for magazine; (it was of and now the general

The first survey (14th range) was done in the direction of Rufus

On his plat of (date) "Plat of a new ship and fourteenth" suance of a resolve the River Ohio, pass O. U. page 75) ma framed and in the U vey", it has no cont

The next survey 1804 by Rufus Putnam the "resolution" of O. U., page 76) an such a plat be made Ohio University. T signed by Rufus P showed no (Court) lots appearing as and

This plat appeared, and another was discovered in Crawdoliars by The Ohio which it now is on

The final plat, by Rufus Putnam: parchment. (17" x nature" in a book, corder of Washing

At the bequest of his children, Mr. Walker wrote a reminiscence of his life. This I also advised the family to file with the Ohio University.

After his death, his son "loaned" this manuscript to a member of the university faculty, who had it published in a little known magazine; (it was of no interest elsewhere than in Athens County) and now the general public does not know of the existence of either.

The first surveying of the two college townships (8 and 9 of the 14th range) was done in 1800 by Levi Whipple of Marietta, under the direction of Rufus Putnam.

On his plat of the town of Athens, Mr. Whipple endorsed (no date) "Plat of a town with out lots, etc. Situate in the ninth township and fourteenth range in the Ohio Company's Purchase in pursuance of a resolve of the Legislature of the territory Northwest of the River Ohio, passed December 18th, 1799, (Legal History of the O. U. page 75) made by Levi Whipple Surveyor." (As this plat, framed and in the University Museum, was but a "Preliminary Survey", it has no controlling significance. It is but history only.)

#### ARCHIVES

The next survey and plat of the town of Athens, was made in 1804 by Rufus Putnam and Dudley Woodbridge, in accordance with the "resolution" of 1799 and the acts of 1800 (Legal History of the O. U., page 76) and 1804 (Legal History, page 99) directing that such a plat be made; and under the direction of the Trustees of the Ohio University. This plat was made upon fairly good paper and signed by Rufus Putnam and Dudley Woodbridge. However, it showed no (Court) Street between Washington and Union. All the lots appearing as and in one block.

This plat appears to have been so unsatisfactory that it was not used, and another was made instead. In the early part of 1938 it was discovered in Crawfordsville, Indiana, and was acquired for fifty dollars by The Ohio State Archaeological and Historical Society, with which it now is on file.

The final plat, (officially approved) then was made and signed by Rufus Putnam and Dudley Woodbridge. It was made on heavy parchment. (17" x 21"). When folded once, it fit nicely as a "signature" in a book, into which it was pasted, in the office of the recorder of Washington County, then including Athens County.

After the passage of the 1818 act (Legal History of the O. U., Page 68) providing "For the transcribing the records of the Ohio Company, in the office at Marietta, by William Rufus Putnam," this 1804 parchment plat was "removed" bodily from the records of Washington County and pasted (along its folded inner edge) into the back part of volume ten of the record of deeds in Athens County, and thereby became "filed" and "Recorded" in the latter county. There it remained, becoming loose some years before, until about 1927, when it "disappeared" and its whereabouts since is unknown.

Under date of May 1, 1844, E. H. Moore "Under the Direction of a Committee of the Board of Trustees of the Ohio University", made an "Amended Plat of the Town of Athens". This original plat, framed, is now in the office of the "Service Director" of the City of Athens. It should be returned to the University.

Contracts and the laws instructing and directing how and in what manner the lands be set aside for the support of the university; the preliminary surveys; the final sub-divisions of the tracts of land and their apportioning to the lessees; the plats laying out the town of Athens, and their subsequent erroneous and misfitting sub-divisions; the leases, deeds, plats, etc. of many and varied misfitting folios, are not collated and arranged or kept in a manner to be found; but instead, are scattered to the "four winds", and "lost".

Besides, the present personnel of the institution knows not what they be; their purpose or place. And, like unto the museum material, all is "junk" insofar as their imparting information and direction is concerned. To destroy its records is to destroy the thing itself.

The Ohio University could not have been located in a more promising, fertile and versatile field of information in Nature's laboratory where she generates organic substances, than in the Hocking Valley; wherein "knowledge, being necessary to good government and the happiness of mankind", and information lies upon every hand.

Therein lies the three basic factors of matter most useful to mankind: Geology; Botany and Zoology, each in the fullness thereof. Also there is to be found the remains of animals (mastodons) of perhaps hundreds of thousands of years ago; the corpus (except ice and excess of water) of the Glacial Age, and evidences on every hand of the unknown historic race of peoples (the mound-builders) who followed.

In each of these basing factors there lies exposed their component parts ready at hand for the taking: Of Geology, there are many

kinds of stone, sand, coals; oil, gas, salt, etc. value, and ready for use.

Botany here presents timbers, such as oak, etc. The most valuable to be found anywhere as well as the most

More than 150 of the activities of evidences the existence ago. Truly a most necessary to good go

Evidently in the schools and the more and textbooks should future generations in

In justice to them it should not be said actually "lost"; they to be found by the not. And if seen, it

Section 2794 convey or calculation is tain the contents of departure." What a (guide-book) on the measurements of a

What and who authorized "text-books" trigonometry, grammar, logic, etc. What legally authorized subject of "educational

What is a "teaching of knowledge or sentences; it only be pleased to do.

history of the O. U., records of the Ohio Rufus Putnam," this on the records of (ed inner edge) into s in Athens County, in the latter county. before, until about s since is unknown.

Under the Direction of Ohio University," "This original plat, actor" of the City of

directing how and in part of the university; of the tracts of land ing out the town of sitting sub-divisions; misfitting folios, are to be found; but in-

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a located in a more tion in Nature's lab- than in the Hocking to good government tion lies upon every

matter most useful to the fullness thereof. (mastodons) of per- corpus (except ice and ces on every hand of and-builders) who fol-

exposed their compo- nology, there are many

kinds of stone, sandstone, limestone, etc.; many varieties of clays and coals; oil, gas, salt, etc., without end. All of immediate commercial value, and ready for use.

Botany here presents herself in her fullness: and the most basic timbers, such as oak (of many varieties) pine, beech, walnut, hickory; etc. The most balanced, useful and complete list of botanical materials to be found anywhere; while Zoology comprises the most useful as well as the most balanced group of animals possible.

More than 150 pre-historic structures, evidences of the existence of the activities of an unknown race of people, while the mastodon evidences the existence of the zoology of perhaps millions of years ago. Truly a most prolific field for the acquisition of that "knowledge necessary to good government and the happiness of mankind."

Evidently in the Hocking Valley, was and is the place where "schools and the means of education should forever be encouraged;" and textbooks should be written on an endless number of subjects that future generations may know thereof.

In justice to The President and Trustees of the Ohio University it should not be said that these books, manuscripts, relics, etc. are not actually "lost"; they have not been filed, listed and/or recorded so as to be found by the general public whether they be known to exist or not. And if seen, the public does not know what it is beholding.

Section 2794 of the general code requires that "When the survey or calculation is to be used as evidence, all calculations to ascertain the contents of a tract of land . . . shall be made by latitude and departure." What and where is such a legally authorized "text-book" (guide-book) on the calculation of the contents and the correctness of measurements of a many sided geometrical plane figure?

What and where are there any constitutionally and legally authorized "text-books" on orthography, arithmetic, algebra, geometry, trigonometry, grammar, rhetoric, botany, zoology, archaeology, history, logic, etc. What and where are there ANY constitutionally and legally authorized "text-books" (guide-books) on ANY branch or subject of "education?"

What is a "text-book" (guide-book) on "education" and the acquisition of knowledge, cannot be told in letters, words, figures, and/or sentences; it only can be shown (by an ideograph) which I will be pleased to do.



And if the trustees do not undergo training for at least a year, and I do not live to produce such "text-books", they never can be produced; nor can the destruction of the facilities for "education" be averted.

Respectfully submitted,  
William E. Peters.

Athens, Ohio  
April 5, 1943.

NOTE: A copy of the foregoing report was given to each of the thirteen Trustees. None of them have ever responded.

The Ordinance of July 23, 1787 (1 Laws of United States, 573) placed the duty of providing trustees for the Ohio University in "the legislature of the state." In the charter of February 18, 1804 (2 Laws of Ohio, 193) and by joint resolutions by "the legislature of the state," the board of trustees was kept filled. However, since 1851, such trustees have been appointed by the governor and confirmed by the state senate.

Such appointments, so made, were and are in violation of the obligations of the charter of the Ohio University; and were and are unconstitutional and void, as held, in 1819, by the Supreme Court of the United States in the Dartmouth College case (4 Wheaton, 518)

To the Trustees of the

For more than all business, affairs, persons Athens County, and information.

I also have gathered other persons, as well as pioneer days written to

I have visited all ty; taken 1,582 pictures; burials; taken pictures; urements of many pre what may have been of the county, showing

I have published and referred therein; tail, may be found.

This collection I body provide a case

I would like this corner of the main 11 inches and the lower held large folioed in the room.

I also would like University, filed there of the attempt to re- in 1840-4, I obtained the library; and the was instrumental in

And that they your board adopt a be removed from the session.

Athens, Ohio  
April 5, 1943.