

MEETING OF THE BOARD OF TRUSTEES
OF THE
UNIVERSITY OF ILLINOIS

January 11, 1922

The January meeting of the Board of Trustees of the University of Illinois was held at the Blackstone Hotel, in Chicago, on Wednesday, January 11, 1922, at 10 o'clock a. m.

When the meeting was called to order, the following members were present: President Abbott, Mr. Blair, Mrs. Blake, Mrs. Evans, Mrs. Grigsby, Mr. Herbert.

President Kinley was present; also, during part of the day, Judge O. A. Harker, Legal Counsel, and Mr. Robert F. Carr and Mr. George Barr, members of the Stadium Committee of the Athletic Association.

MINUTES APPROVED

The Secretary presented the minutes of the meeting of December 13, 1921. On motion of Mrs. Blake, the minutes were approved as printed on pages 131 to 139 above.

MATTERS PRESENTED BY PRESIDENT KINLEY

The Board considered the following matters presented by the President of the University.

GREGORY LEGACY

(1) A statement that Mrs. Allene Gregory had decided, on advice of counsel, not to accept the proposal of the Board to consent to the distribution of the personal property in the estate of Mrs. Louisa Allen Gregory without first discharging the mortgage on the real estate in which interest is devised to the University of Illinois and Kalamazoo College, on condition that all the income derived from this real estate since the death of Mrs. Gregory be applied in discharge of the mortgage indebtedness. (See page 122.)

This report was received for record.

LOCATION OF MEDICAL LABORATORY AND LIBRARY

(2) A letter from Director C. H. Jenkins of the Department of Public Welfare consenting to the location of the new Medical Research Laboratory and Library building on state property in Chicago under control of the department.

This letter was received for record.

COMMITTEE ON COLLEGE OF MEDICINE

At this point, Mrs. Blake submitted the following report from the Committee on the College of Medicine and School of Pharmacy.

A meeting of the Committee on the College of Medicine and School of Pharmacy was held in Room 524, 72 W. Adams Street, Chicago, at 2:00 p. m. on January 6. There were present Mrs. Blake, Chairman, Dr. Noble and Mr. Abbott, of the Committee, and President Kinley. There were also present Judge Jenkins, Director of the State Department of Public Welfare, Dean Eycleshymer, Dr. Ochsner, State Architect Martin, Mr. Richard Smith, and Mr. Erickson of his office, Supervising Architect White, and Dr. Adler.

At the request of the Chairman, President Kinley stated that the purpose of the meeting was to decide upon assignment of space in the new Clinical Hospital Building among the various departments of the College of Medicine. He then called on Dean Eycleshymer, who said that some time ago an assignment of space had been made by the Department of Public Welfare, and although the apportionment of space made at that time was not an ideal apportionment for the College of Medicine, it had been accepted, as it was apparently what the Department of Public Welfare desired.

Dr. Noble stated that, in his opinion, in apportioning space the interests of the College and of the Department and the organized medical profession should both be taken into consideration, so that the best interests of the State as a whole should be served.

In the ensuing discussion, participated in by the Dean, the President, and the Director, it appeared that, as the Department's plans had undergone some modifications since the original assignment of space was made, it would be desirable to disregard that assignment and make a new assignment, better adapted to the present needs.

At the termination of the discussion President Kinley recommended that the Committee instruct the President to get from the Dean and faculty of the Medical College, with the advice of other people prominent in the medical profession, a recommendation for an allotment of space in the Clinical Hospital Building, and that after this be approved by the Department of Public Welfare it must be submitted to the Board for its action.

Upon motion, the President's recommendation was concurred in.

On motion of Mrs. Blake, the report of the Committee was adopted.

PORTRAIT OF REGENT PEABODY

(3) A recommendation that the sum of \$2,500, or so much thereof as may be necessary, be appropriated from general funds to secure an oil portrait of Regent Selim Hobart Peabody, for the University; and a request for authority to arrange for the publication of a biography of Dr. Peabody.

On motion of Mrs. Evans, the President of the University was authorized to procure a suitable portrait of Dr. Peabody, at a cost of not more than \$2500, and to arrange for the publication of a biography of Dr. Peabody. The appropriation for the portrait was made by the following vote: Aye, Mr. Abbott, Mr. Blair, Mrs. Blake, Mrs. Evans, Mrs. Grigsby, Mr. Herbert; no, none; absent, Mrs. Busey, Mr. Hoit, Mr. Noble, Mr. Small, Mr. Trimble.

GIFT OF AN EDITION OF DANTE

(4) A report that, through the agency of Mr. Luigi Carnovale, the Italians of the United States have presented to the University of Illinois a copy of Hoepli's edition of heliochrome reproduction of a manuscript of Dante's Divine Comedy, recently issued in Milan.

I have accepted this under authority given me by the Board and report it that it may be recorded. I recommend that the Board also authorize me to express its thanks.

On motion of Mr. Blair, the President of the University was requested to express the thanks of the Board to the Italians of the United States.

During the presentation of item No. 4, Mr. Hoit and Dr. Noble took their places with the Board.

HIGHWAY NEAR EXPERIMENTAL TRACT

(5) A recommendation from the Department of Agronomy that the Board deny a request from the Highway Commissioner of Jasper County for a strip of land on the south side of the experimental tract near Newton, Illinois.

On motion of Mr. Hoit, this matter was referred to the President of the University with power to act.

REPORT ON THE PARR COKING PROCESS

(6) The following report:

At the meeting of July 26, 1920, there was submitted to your Board a proposed agreement concerning the manufacture of coke from bituminous coal under the so-called Parr Coal Coking Process. The matter was referred to the President of the Board and the President of the University with power to act (see page 19).

At the meeting of September 28, 1920, the matter was again brought to the attention of the Board with certain objections to the proposed contract. The matter was then turned over to a committee consisting of Mr. Ward, Mr. Trimble, Mr. Abbott, President Carr, and the President of the University (see page 72).

At the meeting of November 19, 1920, your committee recommended that action previously taken by the Board on August 16, 1918 (see page 152), authorizing the Comptroller to enter into a contract, be rescinded. The action was rescinded, and the matter was referred to the President of the Board and the President of the University for further inquiry (see page 112).

On February 18, 1921, your committee, the President of the Board and the President of the University, recommended that the President of the Board be authorized to appoint a commission of three prominent business men to give the Board an opinion on the claims of Messrs. E. B. Fulks and A. L. Kuehns to an in-

terest in the Parr Coking Process. This recommendation was adopted (see page 186).

Your committee accordingly made efforts to secure the advice of three such men. After long consideration your committee secured the consent of Hon. Silas H. Strawn, Mr. Charles H. MacDowell, President of the Western Society of Engineers, and Col. B. J. Arnold to consider the matter and advise the Board. A meeting of these three gentlemen was called at Mr. Abbott's office on December 9, 1921. To this meeting were invited the three gentlemen above named; Mr. E. B. Fulks and Mr. A. L. Kuehns, to whom Mr. A. T. Hert had transferred his interests in this series of experiments, whatever they may have been; Dean C. R. Richards, and Professor S. W. Parr.

On the day of the meeting it developed that Col. Arnold was in the East and would not return until later, and that Dean Richards was also in the East and could not be present. Mr. Strawn discovered that he or his firm in some way were the legal advisers of the American Creosoting Company, to which Mr. Fulks and Mr. Kuehns had formerly belonged, and therefore thought it improper for him to serve. Accordingly, he did not appear. The committee was in favor of not meeting, but Mr. Fulks said, over the telephone, that he would prefer to meet. There were present at the meeting, therefore, Mr. Abbott, President of the Board of Trustees, Mr. Fulks, Mr. Kuehns, Mr. MacDowell, Professor Parr, and the President of the University.

On instruction of the President of the Board, the President of the University stated the case briefly, having previously sent a similar brief statement to each of the gentlemen asked to advise us and also to Mr. Fulks, Mr. Kuehns, Professor Parr, Dean Richards, and the President of the Board of Trustees. The matter was discussed; the documents reciting previous action in and history of the whole matter were given to Mr. MacDowell. The meeting then adjourned.

On December 10 Mr. MacDowell wrote the President of the Board of Trustees as follows:

Mr. William L. Abbott, President of the Board of Trustees

DEAR MR. ABBOTT:

After a careful study of the letter and attached exhibits from C. R. Richards, Dean and Director of the College of Engineering of the University of Illinois, dated October 7, detailing the course of negotiations between the associates of A. T. Hert of the American Creosoting Company and representatives of the University in regard to the development of the so-called "Parr Coking Process," I have come to the following opinion:

After the completion of assignment to the University of the patents to be obtained by Parr and Layng, the University is the sole owner of the patents. Neither Mr. Hert's associates nor his assignees have any property rights therein.

The only agreement executed between Mr. Hert, his associates or assigns, and the University was that of 1916, under which Mr. Hert caused sundry funds and services to be placed at the University's disposal for the purpose of studying the general subject of the low temperature distillation of coal. It appears that Mr. Hert proposed doing this "without abridging in the least the Station's control over the results obtained; their interest, as I understand it, being solely that of parties who will benefit by such progress in the art as the Station may be instrumental in bringing about." And again, "In the course of our conversation they (Mr. Hert's representatives) stated that they were not particularly concerned in the production of a smokeless fuel, but that they were tremendously concerned over the possible failure in their supply of creosote, which was chiefly imported from Germany and the importation of which had been cut off because of the war." I am presuming, of course, that Mr. Hert's associates take no exception to these quoted statements of purpose.

As to matters of policy I am convinced that the only practical way in which the University may cause the commercial development of the Parr Coking Process to be attempted is by granting a temporary exclusive license for the use of the patents to parties of adequate means and experience. Because of the interest over a period of years which Mr. Hert's associates have apparently shown in the investigation and because of their practical experience in the general subject, and because I assume that they have adequate means at their disposal, I would consider the granting of a temporary exclusive license to these parties advantageous to the University. Should there by chance be other suitable parties also desiring exclusive license, I would consider the University legally at liberty to grant exclusive license to that organization which offered the most desirable terms. However, in considering the desirability of the various applicants and the terms of their proposals, I think that all doubts should be resolved in favor of the associates and assigns of Mr. Hert.

Yours very truly,

CHARLES H. MACDOWELL

In view of the above facts and advice your committee makes the following recommendations:

1. That, in view of the probably great economic importance of the discoveries by Professor S. W. Parr and associates in the process of coal distillation commonly known as the Parr Coal Coking Process, the University enter into a contract with some party or parties for the commercial development of this process under terms to be mutually agreed on, said terms to include an exclusive grant for a fixed term of years by the University to said party or parties for the commercial development of said process, and also to provide for the payment of a royalty to the University on terms to be determined and agreed on.

2. That a committee consisting of the present President of the Board of Trustees and the President of the University be authorized and directed, and they are hereby authorized and directed, to make inquiry in order to ascertain what party or parties, company or companies, are sufficiently interested and financially able to entertain a proposition to form a contract with the University for the commercial development of said Coal Coking Process under the general conditions prescribed in paragraph (1); and to report to the Board as soon as possible what party or parties, company or companies, are so interested, and the terms of a contract which any or all of those interested would be willing to make with the University.

3. That in entering into negotiations for the purpose described in paragraph (2) said committee shall conduct its inquiries on the clear understanding that at the present time no individual or company has any legal claim whatever upon, or any legal rights whatever to, any part or all of any or all processes discovered or devised in the series of experiments known as the Parr Coal Coking Process; but that all rights to the same rest exclusively in the University. However, the Board of Trustees acknowledges with gratitude the interest shown in these experiments by the former President of the American Creosoting Company and the assistance which he generously extended. The Board of Trustees further acknowledges that if legal representatives of said President of the American Creosoting Company are found by the Board of Trustees to be financially, industrially, and commercially equally able with any other individual, party, or company who may be interested in the commercial development of said process, to promote such commercial development, the Board will give them preferential consideration in making a contract for such commercial development, merely on the ethical grounds that those who have assisted in the scientific experiments from generous and unselfish motives have a moral claim to preferential consideration, other things being equal, in the commercial development of the process.

W. L. ABBOTT
D. KINLEY

On motion of Mr. Herbert, this report was adopted.

On motion of Dr. Noble, and in consideration of the assignment of the patent for the Parr process to the Board of Trustees, the Board voted to protect Professor S. W. Parr and Assistant Professor T. E. Layng against action by any parties arising out of the assignment of this patent.

STADIUM RECEIPTS

(7) A report that the receipts from Stadium pledges up to January 9, 1921, amounted to approximately \$167,000.

This report was received for record.

At this point, at 12:45 p. m., a recess was taken.

AFTERNOON SESSION, JANUARY 11, 1922

When the Board convened for the afternoon session of January 11, 1922, the same persons were present as during the morning session; and also Mr. Robert F. Carr and Mr. George Barr, representing the Stadium Committee.

STADIUM MANAGEMENT

The Board discussed the matter of providing for the management of Stadium funds and affairs, and referred the matter to the President of the University for consideration, for conference with other interested organizations, and for report to the Board at the next meeting.

COMMITTEE ON CHICAGO MEDICAL DEPARTMENTS

On motion of Mrs. Blake, the name of the Committee on the College of Medicine and the School of Pharmacy was changed to the Committee on the Medical Departments.

ARCHITECTS ENGAGED

President Abbott reported that arrangements had been concluded by the Executive Committee with the firm of Schmidt & Garden to act as architects of the Medical Laboratory and Library building, and with Mr. Charles A. Platt as architect of the Agriculture building and to make a study of the Campus plan.

LANDSCAPE DEVELOPMENT NEAR HORTICULTURE BUILDING

On request of Mrs. Blake, the President of the University was requested to present information concerning the plans for the permanent landscape development of the ground near the new Horticulture building.

DINNER FOR MR. HENRY BACON

On motion of Mr. Blair, the President of the University and the President of the Board were requested to represent the University and to carry its greetings to Mr. Henry Bacon, an alumnus of the University, on the occasion of a dinner in his honor in commemoration of his election to the American Academy of Arts.

AUDIT REPORT

The Secretary presented for record a report from Arthur Young & Company, certifying to the accuracy of the Comptroller's report of receipts and disbursements for the quarter ending Sept. 30, 1921.

APPOINTMENTS TO FILL VACANCIES

The Secretary presented also for record the following list of appointments made by President Kinley.

Bloom, Margaret, Clerk and Stenographer in the College of Education, at a salary of one hundred twenty-five dollars (\$125) a month, from January 1, 1922, to September 1, 1922, subject to the rules of the Civil Service Commission. This appointment supersedes her previous appointment. (December 22, 1921)¹

Brennan, Mary E., Bookkeeper in the office of the Supervising Architect, at a salary of one hundred thirty dollars (\$130) a month, from January 1, 1922, to September 1, 1922, subject to the rules of the Civil Service Commission. This appointment supersedes her previous appointment. (January 5, 1922)

Capron, Ruth B., Secretary to the Dean of the College of Liberal Arts and Sciences, from December 1, 1921, to September 1, 1922, at a salary of one hundred twenty dollars (\$120) a month. This appointment supersedes her previous appointment. (December 17, 1921)

Conway, Lauretta, University Junior Stenographer in the Department of Animal Husbandry, at a salary of seventy-five dollars (\$75) a month, from January 1, 1922, to September 1, 1922, subject to the rules of the Civil Service Commission. (December 28, 1921)

Doyle, Roger, Laboratory Attendant in Ceramic Engineering, from January 1, 1922, to August 31, 1922, at a salary of one hundred twenty-five dollars (\$125) a month. (November 23, 1921)

Gast, W. F., Assistant in Business Organization and operation, for five months, beginning February 1, 1922, at a salary of one hundred twenty dollars (\$120) a month. (January 5, 1922)

Gray, H. M., Assistant in Accountancy, for five months, beginning February 1, 1922, at a salary of one hundred twenty dollars (\$120) a month. (December 24, 1921)

Higginson, G. D., Assistant in Education, on half-time, for five months, beginning February 1, 1922, at a salary of seventy dollars (\$70) a month. (December 22, 1921)

McWilliams, Jennie L., Stenographer in the Military Department, at a salary of one hundred dollars (\$100) a month, from January 1, 1922, to September 1, 1922, subject to the rules of the Civil Service Commission. This appointment supersedes her previous appointment. (January 9, 1922)

Mitchell, F. R., Research Assistant in Railway Engineering, in the Engineering Experiment Station, from January 16, 1922, to August 31, 1922, at a salary of one hundred eighty-three and one-third dollars (\$183.33) a month. (January 3, 1922)

Murchison, Gladys E., Junior University Stenographer in the Military department, at a salary of eighty dollars (\$80) a month, from January 1, 1922, to September 1, 1922, subject to the rules of the Civil Service Commission. (December 21, 1921)

Newcomb, E. E., Assistant in Military Bands, for one and one-sixth months, beginning October 15, 1921, at a salary of one hundred dollars (\$100) a month. (December 24, 1921)

¹The date in parenthesis is the date on which the appointment was made by the President of the University.

Rosebery, C. J., Keeper of Alumni Records, from November 1, 1921, to August 31, 1922, at a salary of two hundred fifty dollars (\$250) a month. (December 20, 1921)

Staley, S. C., Director of the Men's Gymnasium and Associate in Physical Education for Men, for eight months, beginning January 1, 1922, at a salary of two hundred dollars (\$200) a month. (December 17, 1921)

The Board adjourned.

H. E. CUNNINGHAM
Secretary

W. L. ABBOTT
President