

THE MINUTES OF THE BOARD OF REGENTS
OF
THE UNIVERSITY OF TEXAS SYSTEM

Meeting No. 779

July 1, 1981

and

Meeting No. 780

August 13-14, 1981

Austin, Texas

Meeting No. 780

THE MINUTES OF THE BOARD OF REGENTS
OF
THE UNIVERSITY OF TEXAS SYSTEM

Pages 1-139

August 13-14, 1981

Austin, Texas

MEETING NO. 780

THURSDAY, AUGUST 13, 1981.--The members of the Board of Regents of The University of Texas System convened at 9:00 a. m. on Thursday, August 13, 1981, in the Stark Library on the Fourth Floor of the Main Building at The University of Texas at Austin, Austin, Texas, with the following in attendance:

ATTENDANCE.--Present

Chairman Powell, presiding
 Vice-Chairman Fly
 Regent (Mrs.) Blumberg
 Regent (Mrs.) Briscoe
 Regent Hay
 Regent (Mrs.) Milburn
 Regent Newton
 Regent Rhodes
 Regent Richards

Absent

FILE NO. I-5
 DOCUMENT ---
 REMARKS ---

Miss Glover, Recorder*

Chancellor Walker

Chairman Powell announced a quorum present and called the meeting to order.

RECESS FOR EXECUTIVE SESSION.--Chairman Powell stated that the Board would recess for an Executive Session to discuss matters in accordance with Article 6252-17, Sections 2(e), (f) and (g) of Vernon's Texas Civil Statutes: Litigation, Land Acquisition and Personnel Matters.

RECONVENE.--At 1:30 p. m., the Board reconvened in regular session in the Regents' Meeting Room on the ninth floor of Ashbel Smith Hall in Austin, Texas. Chairman Powell expressed appreciation to President Flawn and his staff for the very fine and informative presentation to the Board earlier that day.

RECESS FOR COMMITTEE MEETINGS (BUILDINGS AND GROUNDS COMMITTEE AND COMMITTEE OF THE WHOLE IN EXECUTIVE SESSION).--Chairman Powell announced that the Board would recess for the meeting of the Buildings and Grounds Committee and following this meeting, the Board would resolve into Executive Session of the Committee of the Whole and would not reconvene as a Board until 9:00 a. m. on Friday, August 14.

At 2:50 p. m., the Buildings and Grounds Committee adjourned after having considered all items on that Committee's agenda. The Board then recessed and immediately thereafter the Committee of the Whole met in

*In the absence of Secretary Thedford, Miss Margaret Glover recorded the Minutes of this meeting.

Executive Session in the Regents' Committee Room pursuant to V.T.C.S., Article 6252-17, Sections 2(e), (f) and (g) to discuss:

1. Pending and/or Contemplated Litigation - Section 2(e)
2. Land Acquisition, Purchase, Exchange, Lease or Value of Real Property and Negotiated Contracts for Prospective Gifts or Donations - Section 2(f)

U. T. Cancer Center: Recommendation for Authorization to Purchase Center Pavilion Hospital Property, Houston, Harris County, Texas

3. Personnel Matters [Section 2(g)] Relating to Appointment, Employment, Evaluation, Assignment, Duties, Discipline, or Dismissal of Officers or Employees
 - a. U. T. Board of Regents: Appointment of Officers
 - b. U. T. System Administration: Appointment of Officers
 - c. U. T. System: Personnel in 1981-82 Operating Budget
 - d. U. T. Health Science Center - Houston: Consideration of Recommendation of Hearing Tribunal Regarding Non-renewal of Faculty Member

* * * * *

Friday, August 14, 1981

At 9:10 a.m., the Board reassembled in the Regents' Meeting Room with the same attendance as at the meeting on Thursday, August 13, 1981.

U. T. BOARD OF REGENTS: APPROVAL OF MINUTES OF MEETINGS ON JUNE 11-12 AND JULY 1, 1981.-- Upon motion of Regent Richards, seconded by Regent Hay, the Minutes of the meetings of the Board of Regents of The University of Texas System held on June 11-12, 1981, in El Paso, Texas, and July 1, 1981, in Austin, Texas, were approved as distributed by Secretary Thedford. The official copies of these Minutes are recorded in the Permanent Minutes, Volume XXVIII, Pages 3429-4162 .

Attendance

INTRODUCTION OF FACULTY AND STUDENT REPRESENTATIVES AND DR. GEORGE HAMM, PRESIDENT OF U. T. TYLER.--Chairman Powell called on the chief administrative officers of the component institutions to introduce their respective faculty and student representatives:

FILE NO. 1-1
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REMARKS ---

U. T. Arlington

President Nedderman introduced:

Faculty Representative: Dr. Bill Pinney, Chairman
Faculty Senate

Student Representatives: Ms. Jodee Sharp, President
Student Congress
Mr. Rickie Windle, Reporter
Student Publications

U. T. Austin

President Flawn introduced:

Faculty Representative: Dr. Ray Sommerfeld, Chairman
Graduate Assembly

Student Representatives: Miss Julie Tindall, President
Senior Cabinet
Miss Amy Mashberg, General
Reporter, The Daily Texan

U. T. Dallas

President Jordan introduced:

Faculty Representative: Dr. John Wiorkowski, Associate
Professor of Statistics

Student Representatives: Mr. Randy Williams, President
of the Student Congress
Miss Sally Nance, Vice President
of the Student Congress

U. T. El Paso

President Monroe introduced:

Faculty Representative: Dr. James Day, Chairman
Faculty Senate

U. T. San Antonio

President Wagener introduced:

Faculty Representative: Dr. William G. Mitchell, Secretary
to The University Assembly and
General Faculty

Student Representative: Ms. Leigh A. Perry, Senior Repre-
sentative to the Student Represen-
tative Assembly

U. T. Tyler

President Hamm introduced:

Faculty Representative: Dr. Thomas A. Keagy, Assistant
Professor of Mathematics

U. T. Galveston Medical Branch

President Levin introduced:

Faculty Representative: Dr. Edmund W. Czerwinski, Assistant
Professor in Human Biological Chem-
istry and Genetics, Division of
Biochemistry

Student Representative: Dr. Michael Lewis, Graduate Student
in Pharmacology

U. T. Health Science Center - Houston

President Bulger introduced:

Student Representative: Mr. Norwood Knight-Richardson
Second Year Student, U. T.
Medical School - Houston

U. T. Health Science Center - San Antonio

President Harrison introduced:

Faculty Representative: Dr. Patty L. Hawken, Dean
U. T. Nursing School - San Antonio

Student Representative: Mr. Michael S. Reith, Senior Occu-
pational Therapy Program, U. T.
Allied Health Sciences School -
San Antonio

U. T. Cancer Center

President LeMaistre introduced:

Faculty Representative: Dr. Garth L. Nicolson, Florence
Maude Thomas Cancer Research
Professor of Biology

Student Representative: Mr. Danny R. Welch, Predoctoral
Fellow in Biology

U. T. Health Center - Tyler

Director Hurst introduced:

Faculty Representative: Gerard Landry, M.D., Assistant
Professor of Clinical Medicine

Chairman Powell offered a special welcome to Dr. George Hamm who became President of The University of Texas at Tyler on August 1, 1981, and stated that this was Dr. Hamm's first Board meeting in that official status. Further, he expressed deep appreciation to Mr. John R. Sawyer for serving as Acting President until Dr. Hamm assumed his new responsibilities.

RECESS FOR COMMITTEE MEETINGS.--The Board recessed for meetings of the Standing Committees.

RECONVENE.--When the committees had concluded their work (1:05 p. m.), the Board reconvened in open meeting and Chairman Powell called for the committee reports.

REPORTS OF STANDING COMMITTEES

REPORT OF SYSTEM ADMINISTRATION COMMITTEE (Pages 5 - 7).-- The following report of the System Administration Committee was submitted by Committee Chairman Fly. He stated that the recommendations had been approved in open session and moved the adoption of the report. The report was adopted without objection.

Report

The System Administration Committee in open session this morning approved after discussion but without objection the following recommendations of the administration and submits them in this report to the U. T. Board of Regents for formal approval:

Budget, Amendments 1980-81

U. T. System Administration, U. T. Austin, U. T. El Paso, U. T. Permian Basin, U. T. San Antonio, U. T. Galveston Medical Branch (U. T. Galveston Medical School and U. T. Galveston Hospitals) and U. T. Cancer Center: Amendments to 1980-81 Budget (11-B-81 and 12-B-81). --It is recommended by the appropriate chief administrative officers, concurred in by U. T. System Administration, that their respective 1980-81 Operating Budget be amended as indicated on the pages set out below:

FILE NO. 4
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REMARKS

The University of Texas System Administration, Page 6
The University of Texas at Austin, Page 6
The University of Texas at El Paso, Page 6
The University of Texas of the Permian Basin, Page 6
The University of Texas at San Antonio, Page 7
The University of Texas Medical Branch at Galveston
(U. T. Galveston Medical School and U. T. Galveston
Hospitals), Page 7
The University of Texas System Cancer Center, Page 7

The source of funds will be from departmental appropriations unless otherwise specified.

THE UNIVERSITY OF TEXAS SYSTEM ADMINISTRATION

-81 BUDGET

<u>Explanation</u>	<u>Source of Funds</u>	<u>Application of Funds</u>	<u>Effective Dates</u>
Legal Expenses and Other Services Transfer of Funds	From: Available University Fund Unappropriated Balance	To: <u>Legal Expenses and Other Services</u>	6-1-81
Amount of Transfer	\$117,082	\$117,082	

TITLE IV, CIVIL RIGHTS ACT

FILE NO. 0
DOCUMENT _____
REMARKS _____

THE UNIVERSITY OF TEXAS AT AUSTIN

80-81 BUDGET

<u>Explanation</u>	<u>Source of Funds</u>	<u>Application of Funds</u>	<u>Effective Dates</u>
Unallocated Faculty Salaries Transfer of Funds	From: Unappropriated Balance	To: Unallocated Faculty Salaries	5-1-81
Amount of Transfer	\$1,087,307	\$1,087,307	

THE UNIVERSITY OF TEXAS AT EL PASO

0-81 BUDGET

<u>Explanation</u>	<u>Source of Funds</u>	<u>Application of Funds</u>	<u>Effective Dates</u>
Computer Acquisitions Transfer of Funds	From: Combined Fee Revenue Bonds, Series 1979 \$121,012 Combined Fee Revenue Bonds, Series 1979 - Interest on Time Deposits 586,988	To: Computer Acquisitions	6-1-81
Amount of Transfer	<u>\$708,000</u>	<u>\$708,000</u>	

THE UNIVERSITY OF TEXAS OF THE PERMIAN BASIN

80-81 BUDGET

<u>Explanation</u>	<u>Source of Funds</u>	<u>Application of Funds</u>	<u>Effective Dates</u>
Unallocated Faculty Salaries Transfer of Funds	From: Unappropriated Balance	To: Unallocated Faculty Salaries	5-1-81
Amount of Transfer	\$ 75,828	\$ 75,828	

THE UNIVERSITY OF TEXAS AT SAN ANTONIO

80-81 BUDGET

Multidisciplinary Studies Bldg. (Phase II Bldgs.)

Item No.	Explanation	Source of Funds	Application of Funds	Effective Dates
	Plant Funds - Convocation Building Seating Project			
	Transfer of Funds	From: Unexpended Plant Funds - Combined Fee Revenue Bond Proceeds - Interest on Treasury Notes	To: Convocation Building Seating Project - Construction \$ 90,000 Equipment 410,000	
	Amount of Transfer	\$ 500,000	<u>\$500,000</u>	5-1-81

REF NO. 200
DOCUMENT
REMARKS

THE UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON

80-81 BUDGET

Item No.	Explanation	Present Rate	Proposed Rate	Effective Dates
	U. T. Galveston Medical School			
	Physiology and Biophysics Professor			
38.	Gabor Szabo (Tenure)			
	Total Compensation	\$ 45,192	\$ 53,000	5-1-81
	Source of Funds:			
	State Funds - Physiology and Biophysics Faculty Salaries (\$49,000)			
	Other than State - DHHS Grant (\$4,000)			

Item No.	Explanation	Source of Funds	Application of Funds	Effective Dates
39.	Medical Branch Hospitals			
	Transfer of Funds	From: Unappropriated Balance via Estimated Income	To: Medical Branch Hospitals - Unallocated Operating Account	
	Amount of Transfer	\$3,526.522	\$3,526.522	5-1-81

THE UNIVERSITY OF TEXAS SYSTEM CANCER CENTER

80-81 BUDGET

Item No.	Explanation	Source of Funds	Application of Funds	Effective Dates
5.	Plant Funds			
	Transfer of Funds:	From: Central Food Service Facility Auxiliary Enterprise Funds \$ 605,347	To: Hill-Burton Loan - Reserve Fund Account No. [REDACTED]	
	Amount of Transfer	Unappropriated Balance - General Funds via Estimated Income \$3,438,153 <u>\$4,043,500</u>	\$4,043,500	5-1-81

REPORT OF ACADEMIC AND DEVELOPMENTAL AFFAIRS COMMITTEE (Pages 8 - 29).--Committee Chairman (Mrs.) Blumberg stated that all matters of the Academic and Developmental Affairs Committee were considered in open session and the recommendations had been approved without objection unless otherwise indicated. She filed the following report. There being no objection, the report was adopted:

1. U. T. System: Docket No. 18 of the Chancellor of the System (Attachment No. 1)(Catalog Change).--Committee Chairman Blumberg reported that no exception had been received to Docket No. 18 of the Chancellor of the System. At the meeting no objections were offered during the consideration of the Docket, and the Docket was unanimously approved in the form distributed by the Secretary. It is attached (Attachment No. 1) following Page 139 and made a part of these Minutes.

FILE NO. 0
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It was expressly authorized that any contracts or other documents or instruments approved therein had been or shall be executed by the appropriate officials of the respective institution involved.

It was ordered that any item included in the Docket that normally is published in the institutional catalogs be reflected in the next appropriate catalog published by the respective institution.

2. U. T. Arlington: Authorization to Seek Permission from the Coordinating Board for a Bilingual Education Specialization for Elementary Education Certification and a Bilingual Education Endorsement to the Texas Teacher Certificate (Catalog Change).--Approval was given without objection to seek permission from the Coordinating Board, Texas College and University System for a Bilingual Education Specialization for Elementary Education Certification and a Bilingual Education Endorsement to the Texas Teacher Certificate at The University of Texas at Arlington. This specialization and bilingual education endorsement will not require the development of a new degree program and adequate facilities, faculty, library resources, and fiscal resources are available to support their implementation.

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If these programs are approved by the Coordinating Board, the next appropriate catalog published at U. T. Arlington will be so amended.

3. U. T. Austin: Appointments to Endowed Positions in (a) School of Law, (b) College of Business Administration and Graduate School of Business and (c) College of Engineering (Effective September 1, 1981).--By separate motions and without objection, approval was given to appoint the following at The University of Texas at Austin effective September 1, 1981:

FILE NO. 1000
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- a. Professor Edward R. Cohen, School of Law, to the Hines H. Baker and Thelma Kelley Baker Professorship in Law in the field of Jurisprudence (formerly referred to as the Mr. and Mrs. Hines H. Baker Professorship in Law in the field of Jurisprudence) for the 1981-82 academic year only
- b. Professors Barbara B. Aldave and George E. Dix co-holders of the James R. Dougherty Chair for Faculty Excellence in the School of Law for the 1981-82 academic year

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Both Professors Aldave and Dix have outstanding credentials as legal scholars and classroom teachers and fulfill the

criteria for appointment to this Chair. It was noted that the previous co-holders of this Chair were Professors Robert O. Dawson and Lucas A. Powe, Jr.

- c. Professor John F. Sutton, Jr., Dean of the School of Law, co-holder of the W. Page Keeton Chair in Tort Law for the 1981-82 academic year only

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Professor Sutton will be a co-holder of this Chair with Mr. W. Page Keeton.

- d. Dr. Robert A. Peterson, Professor of Marketing Administration, the first holder of the Sam Barshop Professorship in Marketing Administration

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- e. Dr. Robert C. Witt and Dr. Vijay Bawa, Professors in the Department of Finance, to hold two of the five CBA Foundation Professorships in the College of Business Administration and the Graduate School of Business

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- f. Dr. David L. Huff, Professor of Marketing Administration, the first holder of the Century Club Professorship in the College of Business and the Graduate School of Business

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- g. Dr. Darwin Klingman, Professor in the Department of General Business, the first holder of the Daniel B. Stuart Centennial Professorship in the Application of Computers to Business and Management in the Graduate School of Business

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- h. Dr. H. Grady Rylander, Jr., Professor of Mechanical Engineering, to the E. P. Schoch Professorship in Engineering

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On the effective date of this appointment, Professor Rylander will relinquish the J. C. Walter, Jr. Professorship in Engineering.

- i. Dr. John J. McKetta, Professor of Chemical Engineering, to the Joe C. Walter, Jr. Chair in Engineering

FILE NO. 1070
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It was noted that on the effective date of this appointment, Dr. McKetta will relinquish the E. P. Schoch Professorship in Engineering.

See Page 105 for the establishment of this Chair.

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- 4. U. T. Austin - Liddell, Sapp, Zivley & Brown Professorship in Banking, Financial, Commercial and Corporate Law: Professor Patricia Cain and Assistant Professor Jay L. Westbrook Named Professor and Fellow for 1981-82. --Without objection, Professor Patricia Cain and Assistant Professor Jay L. Westbrook were named Professor and Fellow, respectively, in the Liddell, Sapp, Zivley & Brown Professorship in Banking, Financial, Commercial and Corporate Law at The University of Texas at Austin for 1981-82. Both individuals have outstanding credentials as classroom teachers and fulfill the criteria for appointment to this professorship.

It was noted that these are initial appointments to this professorship.

5. U. T. Austin: Appointment of Mr. Keith C. Carter Fellow in the B. M. "Mack" Rankin, Jr. Professorship in Petroleum Land Management in the College of Business Administration Effective September 1, 1981. --Without objection, Mr. Keith C. Carter, Senior Lecturer in the Department of General Business, was named Fellow in the B. M. "Mack" Rankin, Jr. Professorship in Petroleum Land Management in the College of Business Administration at The University of Texas at Austin effective September 1, 1981. This appointment is in accordance with the conditions of the B. M. "Mack" Rankin, Jr. Professorship approved by the U. T. Board of Regents on October 12, 1979.
- FILE NO. 1000
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REMARKS _____

6. U. T. Austin: Appointment of (a) Professor Francisco Zapata Shaffeld for the 1981-82 Spring Semester, (b) Professor Maria da Conceição Tavares for the 1981-82 Spring Semester and (c) Professor Vicenta Cortés Alonso for the 1982-83 Fall Semester Visiting Professors to the Edward Larocque Tinker Chair in Latin American Studies. --Approval was given without objection to appoint the following Visiting Professors to the Edward Larocque Tinker Chair in Latin American Studies at The University of Texas at Austin in accordance with the provisions of this endowment:
- FILE NO. 1070
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- a. Professor Francisco Zapata Shaffeld, who is currently a research fellow and teaches at Centro de Estudios Sociológicos, El Colegio de Mexico, Mexico City, for the 1981-82 Spring Semester with appointment in the Department of Sociology
- b. Professor Maria da Conceição Tavares, who is currently Chairman of the post-graduate program in Industrial Economics at the University of Rio de Janeiro, Brazil, for the 1981-82 Spring Semester with appointment in the Department of Economics
- c. Professor Vicenta Cortés Alonso, who is currently a professor at the Universidad Complutense de Madrid in Spain, for the 1982-83 Fall Semester with appointment in the Department of History and the Graduate School of Library and Information Science

These appointments have the approval of the Tinker Professor Selection Committee.

7. U. T. Austin - College of Communication: Acceptance of Collection of Twenty Framed Photographs from the Dallas Times Herald (Regents' Rules and Regulations, Part Two, Chapter I, Section 1.2). --Without objection and in accordance with Section 1.2 of Chapter I of Part Two of the Regents' Rules and Regulations, authorization was given to accept a collection of twenty framed photographs valued at \$6,000 from the Dallas Times Herald for the College of Communication at The University of Texas at Austin.
- FILE NO. 919
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It was noted that the photographs will be displayed in the Communication Center at U. T. Austin and that Mr. Erwin H. "Skeeter" Hagler, Chief Photographer for the Dallas Times Herald, was awarded the 1980 Pulitzer Prize for feature photography for these photographs.

8. U. T. Austin: Establishment of "The Centennial Teachers and Scholars Program" Effective September 1, 1981. --In order to increase the number of endowed academic positions and the value of the related endowment accounts and to provide a means for recognizing teaching excellence at The University of Texas at Austin as a part of the centennial celebration, President Flawn and Chancellor Walker recommended:

- a. that The Centennial Teachers and Scholars Program be established to be effective September 1, 1981;
- b. that The Centennial Teachers and Scholars Program cease on August 31, 1983;
- c. that \$10 million in Available University Fund monies be earmarked for The Centennial Teachers and Scholars Program for the fiscal year beginning September 1, 1981; that, with the prior approval of the Board of Regents, additional Available University Fund monies (if needed and available) may be earmarked for the program during Fiscal Year 1982;
- d. that the President of U. T. Austin and the Chancellor of the U. T. System be instructed to recommend in the summer of 1982 an amount of Available University Fund monies to be earmarked for The Centennial Teachers and Scholars Program for the fiscal year beginning September 1, 1982;
- e. that the President of U. T. Austin and the Chancellor of the U. T. System be instructed to report to the Board in the summer of 1983 as to the desirability of continuing under another name a program of matching private grants for the endowment of academic positions out of the Available University Fund; and
- f. that The Centennial Teachers and Scholars Program operate within the following guidelines:
- (1) that matching monies be available only for grants from private sources in amounts that will, at a minimum, fully fund one of the endowed academic positions provided for in Section 4 of Chapter I of Part Two of the Regents' Rules and Regulations as the Section now reads or as it later may be amended;
 - (2) that once the condition in (1) above is met, the Board of Regents agrees to match from the Available University Fund each dollar granted by private sources, at the donor's option, as follows:
 - (a) the Board of Regents will provide matching monies in an amount sufficient to double the size of the grant for the establishment of one endowed academic position; or
 - (b) the Board of Regents will allow the grant to be divided and will provide matching monies on a dollar-for-dollar basis to each divided portion of the grant in order to establish additional endowed academic positions that require the same or a lesser minimal amount for establishment;

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- (3) that, other than the matching of private grants with Available University Fund monies, all provisions of Section 4 of Chapter I of Part Two of the Regents' Rules and Regulations as that section now reads or as it later may be amended will be in full force and effect;
- (4) that the investment procedures for the endowments established under The Centennial Teachers and Scholars Program be the same as those established for other endowments of academic positions;
- (5) that The Centennial Teachers and Scholars Program be effective for gifts received on or after September 1, 1981 and before or on August 31, 1983;
- (6) that matching monies made available under The Centennial Teachers and Scholars Program not be available for matching pledges that are not to be fulfilled before or on August 31, 1983; and
- (7) that matching monies made available under The Centennial Teachers and Scholars Program not be available for matching testamentary grants.

Following a detailed discussion, The Centennial Teachers and Scholars Program was approved as recommended with the understanding that Regent Newton and Chancellor Walker would confer with the State Comptroller regarding the possibility of an effective date earlier than September 1, 1981. The response to this inquiry will be reported to the Board at the next meeting along with any amendments that may be appropriate.

9. U. T. Austin - School of Law: Establishment of The University of Texas at Austin School of Law Continuing Legal Education, Inc. and The University of Texas at Austin School of Law Publications, Inc. and Approval of Articles of Incorporation, Bylaws and Directors (Amendment to Regents' Rules and Regulations, Part One, Chapter VII, Section 6, Subsection 6.3)(Internal Corporations).--
President Flawn and Chancellor Walker recommended:

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REMARKS —

- a. that the following two nonprofit corporations for The University of Texas at Austin School of Law be established as internal corporations and be added to the list of authorized internal corporations in accordance with Part One, Chapter VII, Section 6, Subsection 6.3 of the Regents' Rules and Regulations

- (1) The University of Texas at Austin School of Law Continuing Legal Education, Inc.

This corporation will perform those functions related to the continuing legal education programs of the School of Law at U. T. Austin that have heretofore been carried out by The University of Texas Law School Foundation in cooperation with the School of Law.

- (2) The University of Texas at Austin School of Law Publications, Inc.

This corporation will serve as the publisher of all legal journals and law reviews at the School of Law; will support and promote legal research and legal writing; and will award scholarships, fellowships, grants-in-aid, and loans to worthy law students, law researchers and law faculty to further the improvement and development of legal research and legal writing.

- b. that the Articles of Incorporation and Bylaws for these two corporations as set out on Pages 13 - 26 be approved
- c. that Mr. John F. Sutton, Jr., Mr. Mark G. Yudof and Mr. William W. Gibson, Jr., be named initial directors of the corporations
- d. that the Articles of Incorporation be filed with the Secretary of State
- e. that all funds of the corporations be required to be deposited and expended in accordance with established accounting procedures for Designated Funds at U. T. Austin

Without objection, the Academic and Developmental Affairs Committee approved these recommendations.

ARTICLES OF INCORPORATION

OF

THE UNIVERSITY OF TEXAS AT AUSTIN SCHOOL OF LAW CONTINUING LEGAL EDUCATION, INC.

We, the undersigned natural persons of the age of eighteen years or more, all of whom are citizens of the State of Texas, acting as incorporators of a corporation under the Texas Non-Profit Corporation Act, do hereby adopt the following Articles of Incorporation for such corporation:

ARTICLE ONE

The name of the corporation is The University of Texas at Austin School of Law Continuing Legal Education, Inc.

ARTICLE TWO

The corporation is a non-profit corporation, and shall have neither shares of stock nor stockholders.

ARTICLE THREE

The period of its duration is perpetual.

ARTICLE FOUR

The purpose or purposes for which the corporation is organized are:

To support the following charitable and educational projects:

- (1) to establish, maintain, operate and promote a program of continuing legal education on behalf of The University of Texas at Austin School of Law;
- (2) to support, assist and promote legal research and legal writing for the improvement of jurisprudence and the legal system and to support programs designed to improve legal education and professional education of members of the bar;
- (3) to support The University of Texas at Austin School of Law, its students, faculty and administration;
- (4) to do such other things necessary, appropriate or incidental to the foregoing purposes or any one or more of them, provided, nevertheless, that all of the assets, income and receipts of the corporation of whatsoever nature and wheresoever situated shall be dedicated exclusively to the promotion of the charitable and educational projects described herein, and provided further that no part of the net earnings of this corporation shall inure to the benefit of any individual and that no part of its activities shall include the carrying on of propaganda or otherwise attempting to influence legislation and that this corporation shall not participate or intervene in (including the publishing or distributing of statements) any political campaign on behalf of any candidate for public office or any other activity that would disqualify the corporation from qualification under Section 501(c)(3) of the Internal Revenue Code of 1954 or equivalent sections of later Revenue Codes or similar statutes of the United States of America;
- (5) to hold, manage, invest, reinvest, and otherwise distribute as herein provided all of the assets, income and receipts of the corporation so long as it shall maintain its corporate existence and if, for any reason, this corporation shall abandon the charitable and educational projects described herein or shall lose its corporate identity, then all of the assets of this corporation at that time shall be conveyed, transferred and delivered by the corporation to the Board of Regents of The University of Texas System for the benefit of The University of Texas at Austin School of Law, or if The University of Texas at Austin School of Law, is not then in existence the Board of Regents of The University of Texas System shall use such assets for the furtherance of the educational purposes of The University of Texas at Austin.

ARTICLE FIVE

The corporation shall have no members.

ARTICLE SIX

The board of directors of the corporation shall consist of the Dean of The University of Texas at Austin School of Law and two Associate or Assistant Deans of the Law School as nominated by the President of The University of Texas at Austin and approved by the Board of Regents of The University of Texas System.

ARTICLE SEVEN

All amendments of the charter and bylaws of the corporation must have the prior approval of the Board of Regents of The University of Texas System.

ARTICLE EIGHT

The street address of the initial registered office of the corporation is 727 East 26th Street, Austin, Texas, and the name of its initial registered agent at such address is John F. Sutton, Jr.

ARTICLE NINE

The number of directors constituting the initial board of directors is three (3) and the names and addresses of the persons who are to serve as the initial directors are:

<u>Name</u>	<u>Address</u>
John F. Sutton, Jr.	727 East 26th Street Austin, Texas 78705
Mark G. Yudof	727 East 26th Street Austin, Texas 78705
William W. Gibson, Jr.	727 East 26th Street Austin, Texas 78705

ARTICLE TEN

The name and street address of each incorporator is:

John F. Sutton, Jr.	727 East 26th Street Austin, Texas 78705
Mark G. Yudof	727 East 26th Street Austin, Texas 78705
William W. Gibson, Jr.	727 East 26th Street Austin, Texas 78705

IN WITNESS WHEREOF, we have hereunto set our hands this

_____ day of _____, 1981.

John F. Sutton, Jr.

Mark G. Yudof

William W. Gibson, Jr.

THE STATE OF TEXAS X

COUNTY OF TRAVIS X

I, _____, a Notary Public, do hereby certify that on this _____ day of _____, 1981, personally appeared before me John F. Sutton, Jr., Mark G. Yudof, and William W. Gibson, Jr., who each being by me duly sworn, severally declared that they are the persons who signed the foregoing instrument as incorporators, and that the statements therein contained are true.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year above written.

Notary Public in and for
Travis County, Texas

BYLAWS
OF
THE UNIVERSITY OF TEXAS AT AUSTIN SCHOOL OF LAW
CONTINUING LEGAL EDUCATION, INC.

ARTICLE I

NAME

The name of this corporation shall be The University of Texas at Austin School of Law Continuing Legal Education, Inc. Its charter is dated and executed _____, and filed in the Office of the Secretary of State of the State of Texas on _____, as from time to time amended.

ARTICLE II

PURPOSE

The purposes for which the corporation is formed are those many benevolent, charitable, scientific and educational undertakings detailed in Article Four of the Articles of Incorporation. There shall be no profits realized from the operation of the corporation. All of the income of the corporation as received shall be dedicated to, and all of its assets and operations shall be devoted to, the charter purposes of the corporation exclusively. There shall be no capital stock; there shall be no dividends paid. The corporation shall receive, hold and manage all funds entrusted to it in a manner best calculated to enable it to carry out the purposes for which it was formed and all funds shall be deposited and accounted for in the appropriate accounts of The University of Texas at Austin.

ARTICLE III

BOARD OF DIRECTORS

Section 3.1 Management; Powers. Subject to its Articles of Incorporation and these Bylaws, the corporation shall be governed and managed by its Board of Directors in accordance with the Rules and Regulations of the Board of Regents of The University of Texas System (Regents). Subject to these limitations and the limitations inherent in the charitable nature of the corporation the Board of Directors shall exercise all the powers held by the stockholders and directors of any ordinary business corporation organized under the laws of the State of Texas.

Section 3.2 Original Board. The original directors named in the Articles of Incorporation of the corporation shall comprise the initial Board of Directors of the corporation and shall serve until replaced.

Section 3.3 Number of Directors; Appointment. The Board of Directors shall consist of three persons: the Dean of The University of Texas at Austin School of Law (Law School) and two Associate or Assistant Deans of the Law School nominated by the President of The University of Texas at Austin and appointed by the Regents.

Section 3.4 Term. The Directors shall serve so long as they serve as Dean, Associate or Assistant Dean of the Law School unless sooner removed by the Regents.

Section 3.5 Meetings. The annual meeting of the Board of Directors shall be held at The University of Texas School of Law, 727 East 26th Street, Austin, Texas, in September, or at such other time and place as may be specified in the notice of such meeting. Upon call of the President or in his absence the Secretary (or if the President or in his absence the Secretary should be unwilling to call a meeting desired by two Directors, then any two Directors may, acting jointly issue such a call), a special meeting of the Directors shall be convened at any time at any place in Travis County, Texas, designated in the call, written notice of such special meeting to be given however at least twenty-four hours in advance, by mailing such notice to the last known address of each Director.

Section 3.6 Quorum; Voting; Unanimous Consent. Unless otherwise provided herein or by law, two-thirds of the qualified directors shall constitute a quorum for the transaction of any business at any meeting of Directors; all business shall be transacted by a majority of the directors present at any meeting at which a quorum is present. Any such meeting may be adjourned, whether quorum is had for the time and place of the meeting or not, to such later hour or such later day and hour and at the same place or such other place in Travis County, Texas, as those present shall then agree upon, and at any such adjourned session, any business may then be conducted to the same effect as if it had been conducted pursuant to a regular notice specifying the time and place for the meeting. Any business may also be transacted without a meeting provided that all of the qualified directors consent to such action, and the Secretary shall include the same in the minutes of the next meeting of the Board of Directors, effective, however, as of the time of obtaining the last consent necessary under the provisions hereof.

ARTICLE IV

OFFICERS

Section 4.1 Elected Officers. Officers of the corporation shall consist of the President, Vice President, Treasurer and Secretary, and such other officers as may be determined by the Board of Directors from time to time. Only the President shall be required to be a member of the Board of Directors. Officers shall be elected at the annual meeting of the Board of Directors which may also fill any vacancies or remove any officer at any time. Each officer shall have the duties usually associated with his office subject to such limitations or additions thereto as the Board of Directors may decide.

Section 4.2 Administration. The administration of the corporation shall be conducted in such manner as the Board of Directors may from time to time decide. The Board of Directors may appoint an Executive Director and such other administrative officials as it deems appropriate and delegate to any one or more of them such powers (including powers which would otherwise be held by an elected officer) as it may think appropriate and for the best interest of the corporation.

ARTICLE V

COMMITTEES

Section 5.1 Appointment. The President may appoint such committees as the President shall deem appropriate.

Section 5.2 Qualification. Any person interested in the work of the corporation is eligible to serve on any committee.

ARTICLE VI

MISCELLANEOUS PROVISIONS

Section 6.1 Fiscal Year. The fiscal year of the corporation is hereby established as being the same as that of The University of Texas at Austin.

Section 6.2 Financial Mechanics. All funds of the Corporation and donations to the Corporation shall be deposited and accounted for in the appropriate accounts of The University of Texas at Austin.

Section 6.3 Expenditures. The funds of the Corporation shall be used exclusively for those purposes enumerated in its charter and without in any way limiting such purposes may be used to pay for the travel, hotel, awards, honorarium, or other expenses of speakers, members of planning committees or other advisors, printing cost, promotion expense, receptions, acquisition of art to be used on conference programs, other incidental expenses incurred in the planning and presentation of conferences and for faculty development and student research assistants.

Section 6.4 Seal. The Board of Directors shall adopt a seal for the corporation, to be designed by the Secretary, and the seal as designed is hereby adopted.

Section 6.5 Amendments. These bylaws may be amended from time to time upon the favorable vote of a majority of the Directors at any meeting, the notice of which specified the substance of any such amendment, and the approval of such amendment by the Regents.

ARTICLES OF INCORPORATION

OF

THE UNIVERSITY OF TEXAS AT AUSTIN SCHOOL OF LAW
PUBLICATIONS, INC.

We, the undersigned natural persons of the age of eighteen years or more, all of whom are citizens of the State of Texas, acting as incorporators of a corporation under the Texas Non-Profit Corporation Act, do hereby adopt the following Articles of Incorporation for such corporation:

ARTICLE ONE

The name of the corporation is The University of Texas at Austin School of Law Publications, Inc.

ARTICLE TWO

The corporation is a non-profit corporation, and shall have neither shares of stock nor stockholders.

ARTICLE THREE

The period of its duration is perpetual.

ARTICLE FOUR

The purpose or purposes for which the corporation is organized are:

To support the following charitable and educational projects:

- (1) to promote legal education, research, and writing, through the establishment, maintenance and operation of one or more legal journals and law reviews at The University of Texas at Austin School of Law;
- (2) to support, assist and promote legal research and legal writing for the improvement of jurisprudence and the legal system;
- (3) to give scholarships, fellowships, grants-in-aid, and loans to worthy persons with particular emphasis on aid to law students, law researchers, and law faculty;

- (4) to do such other things necessary, appropriate or incidental to the foregoing purposes or any one or more of them, provided, nevertheless, that all of the assets, income and receipts of the corporation of whatsoever nature and wheresoever situated shall be dedicated exclusively to the promotion of the charitable and educational projects described herein, and provided further that no part of the net earnings of this corporation shall inure to the benefit of any individual and that no part of its activities shall include the carrying on of propaganda or otherwise attempting to influence legislation and that this corporation shall not participate or intervene in (including the publishing or distributing of statements) any political campaign on behalf of any candidate for public office or any other activity that would disqualify the corporation from qualification under Section 501(c)(3) of the Internal Revenue Code of 1954 or equivalent sections of later Revenue Codes or similar statutes of the United States of America;
- (5) to hold, manage, invest, reinvest, and otherwise distribute as herein provided all of the assets, income and receipts of the corporation so long as it shall maintain its corporate existence and if, for any reason, this corporation shall abandon the charitable and educational projects described herein or shall lose its corporate identity, then all of the assets of this corporation at that time shall be conveyed, transferred and delivered by the corporation to the Board of Regents of The University of Texas System for the benefit of The University of Texas at Austin School of Law, or if The University of Texas at Austin School of Law, is not then in existence the Board of Regents of The University of Texas System shall use such assets for the furtherance of the educational purposes of The University of Texas at Austin.

ARTICLE FIVE

The corporation shall have no members.

ARTICLE SIX

The board of directors of the corporation shall consist of the Dean of The University of Texas at Austin School of Law and two Associate or Assistant Deans of the Law School as nominated by the President of The University of Texas at Austin and approved by the Board of Regents of The University of Texas System.

ARTICLE SEVEN

All amendments of the charter and bylaws of the corporation must have the prior approval of the Board of Regents of The University of Texas System.

ARTICLE EIGHT

The street address of the initial registered office of the corporation is 727 East 26th Street, Austin, Texas, and the name of its initial registered agent at such address is John F. Sutton, Jr.

ARTICLE NIN

The number of directors constituting the initial board of directors is three (3) and the names and addresses of the persons who are to serve as the initial directors are:

<u>Name</u>	<u>Address</u>
John F. Sutton, Jr.	727 East 26th Street Austin, Texas 78705
Mark G. Yudof	727 East 26th Street Austin, Texas 78705
William W. Gibson, Jr.	727 East 26th Street Austin, Texas 78705

ARTICLE TEN

The name and street address of each incorporator is:

John F. Sutton, Jr.	727 East 26th Street Austin, Texas 78705
Mark G. Yudof	727 East 26th Street Austin, Texas 78705
William W. Gibson, Jr.	727 East 26th Street Austin, Texas 78705

IN WITNESS WHEREOF, we have hereunto set our hands this

_____ day of _____, 1981.

John F. Sutton, Jr.

Mark G. Yudof

William W. Gibson, Jr.

THE STATE OF TEXAS X

COUNTY OF TRAVIS X

I, _____, a Notary Public, do hereby certify that on this _____ day of _____, 1981, personally appeared before me John F. Sutton, Jr., Mark G. Yudof, and William W. Gibson, Jr., who each being by me duly sworn, severally declared that they are the persons who signed the foregoing instrument as incorporators, and that the statements therein contained are true.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year above written.

Notary Public in and for
Travis County, Texas

BYLAWS OF
THE UNIVERSITY OF TEXAS AT AUSTIN SCHOOL OF LAW
PUBLICATIONS, INC.

ARTICLE I

NAME

The name of this corporation shall be The University of Texas at Austin School of Law Publications, Inc. Its charter is dated and executed _____, and filed in the Office of the Secretary of State of the State of Texas on _____, as from time to time amended.

ARTICLE II

PURPOSE

The purposes for which the corporation is formed are those many benevolent, charitable, scientific and educational undertakings detailed in Article Four of the Articles of Incorporation. There shall be no profits realized from the operation of the corporation. All of the income of the corporation as received shall be dedicated to, and all of its assets and operations shall be devoted to, the charter purposes of the corporation exclusively. There shall be no capital stock; there shall be no dividends paid. The corporation shall receive, hold and manage all funds entrusted to it in a manner best calculated to enable it to carry out the purposes for which it was formed and all funds shall be deposited and accounted for in the appropriate accounts of The University of Texas at Austin.

ARTICLE III

BOARD OF DIRECTORS

Section 3.1 Management; Powers. Subject to its Articles of Incorporation and these Bylaws, the corporation shall be governed and managed by its Board of Directors in accordance with the Rules and Regulations of the Board of Regents of The University of Texas System (Regents). Subject to these limitations and the limitations inherent in the charitable nature of the corporation the Board of Directors shall exercise all the powers held by the stockholders and directors of any ordinary business corporation organized under the laws of the State of Texas.

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(Law School) and two Associate or Assistant Deans of the Law School nominated by the President of The University of Texas at Austin and appointed by the Regents.

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Section 3.6 Quorum; Voting; Unanimous Consent. Unless otherwise provided herein or by law, two-thirds of the qualified directors shall constitute a quorum for the transaction of any business at any meeting of Directors; all business shall be transacted by a majority of the directors present at any meeting at which a quorum is present. Any such meeting may be adjourned, whether quorum is had for the time and place of the meeting or not, to such later hour or such later day and hour and at the same place or such other place in Travis County, Texas, as those present shall then agree upon, and at any such adjourned session, any business may then be conducted to the same effect as if it had been conducted pursuant to a regular notice specifying the time and place for the meeting. Any business may also be transacted without a meeting provided that all of the qualified directors consent to such action, and the Secretary shall include the same in the minutes of the next meeting of the Board of Directors, effective, however, as of the time of obtaining the last consent necessary under the provisions hereof.

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Section 4.2 Administration. The administration of the corporation shall be conducted in such manner as the Board of Directors may from time to time decide. The Board of Directors may appoint an Executive Director and such other administrative officials as it deems appropriate and delegate to any one or more of them such powers (including powers which would otherwise be held by an elected officer) as it may think appropriate and for the best interest of the corporation.

ARTICLE V

COMMITTEES

Section 5.1 Appointment. The President may appoint such committees as the President shall deem appropriate.

Section 5.2 Qualification. Any person interested in the work of the corporation is eligible to serve on any committee.

ARTICLE VI

MISCELLANEOUS PROVISIONS

Section 6.1 Fiscal Year. The fiscal year of the corporation is hereby established as being the same as that of The University of Texas at Austin.

Section 6.2 Financial Mechanics. All funds of the Corporation and donations to the Corporation shall be deposited and accounted for in the appropriate accounts of The University of Texas at Austin.

Section 6.3 Expenditures. The funds of the Corporation shall be used exclusively for those purposes enumerated in its charter and without in any way limiting such purposes may be used for the preparation, printing and distribution of legal journals, law reviews, and other publications of the Law School.

Section 6.4 Seal. The Board of Directors shall adopt a seal for the corporation, to be designed by the Secretary, and the seal as designed is hereby adopted.

Section 6.5 Amendments. These **bylaws** may be amended from time to time upon the favorable vote of the majority of the Directors at any meeting, the notice of which specified the substance of any such amendment, and the approval of such amendment by the Regents.

10. U. T. Austin - College of Engineering Foundation and McDonald Observatory and Department of Astronomy Advisory Councils; Nominees. -- Two nominees each for membership on The University of Texas at Austin College of Engineering Foundation and McDonald Observatory and Department of Astronomy Advisory Councils were approved for terms expiring in 1984. The names of the nominees will be reported for the record after they have been contacted and have accepted the appointments.

(2)
FILE NO. 4
DOCUMENT
REMARKS

The University of Texas at Arlington
The University of Texas at Austin
The University of Texas at Dallas
The University of Texas at El Paso
The University of Texas at the Permian Basin
The University of Texas at San Antonio
The University of Texas at Tyler



The University of Texas Health Science Center at Dallas
The University of Texas Medical Branch at Galveston
The University of Texas Health Science Center at Houston
The University of Texas System Cancer Center
The University of Texas Health Science Center at San Antonio
The University of Texas Health Center at Tyler
The University of Texas Institute of Texan Cultures at San Antonio

THE UNIVERSITY OF TEXAS SYSTEM

601 COLORADO STREET AUSTIN, TEXAS 78701

October 28, 1981

Executive Vice Chancellor for Academic Affairs
Telephone (512) 471-3029

Mr. Arthur H. Dilly
Executive Secretary
Board of Regents
The University of Texas System
Box N
Austin, Texas 78712



Dear Mr. Dilly:

Acting President Clark at The University of Texas at Dallas has recently requested that the Margaret E. Jonsson Professorship, approved by the U.T. Board of Regents on February 13, 1981, be changed to the Margaret Fonde Jonsson Professorship, which the institution has learned is the preferred designation of the professorship.

I have approved this request, and have indicated to Dr. Clark that since the change is a minor one in the name of the professorship only, no further approval is required. This is to inform you of that change, for the record.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Bryce".

Bryce Jordan
Executive Vice Chancellor
for Academic Affairs

BJ:tvf

11. U. T. Austin (U. T. McDonald Observatory): Recommended Conditional Approval of Completion of ^{300"} 300-Inch Telescope Project (Withdrawn). -- The item relating to the completion of the 300-inch telescope project at The University of Texas at Austin McDonald Observatory at Mount Locke was withdrawn. FILE NO. 11
DOCUMENT
REMARKS
12. U. T. Dallas: Appointment of Dr. George Moushegian to the ^(Nonendowed) Margaret E. Jonsson Professorship Effective September 1, 1981. -- ^{See Letter} Without objection, approval was given to appoint Dr. George Moushegian, Professor of Human Development and formerly Dean of the School of Human Development and Director of the Callier Center for Communication Disorders at The University of Texas at Dallas, to the Margaret E. Jonsson Professorship effective September 1, 1981. FILE NO. 12
DOCUMENT
REMARKS
13. U. T. El Paso: ^{Non Health Related, Based on Model} Affiliation Agreement with the El Paso Runaway Center, Inc., El Paso, Texas. -- Unanimous approval was given to the affiliation agreement by and between The University of Texas at El Paso and the El Paso Runaway Center, Inc., El Paso, Texas. FILE NO. 400
DOCUMENT ✓
REMARKS
The agreement, executed by the appropriate officials of the institution and facility on May 11, 1981, to be effective upon approval by the U. T. Board of Regents, will provide training opportunities for social work students at U. T. El Paso.

This agreement follows the format for affiliation agreements for educational experiences in non-health related programs approved by the U. T. Board of Regents on October 24, 1980.

14. U. T. El Paso: ^{SEALS AND SYMBOLS} Designation of Official Colors for Use in Athletic Activities (Regents' Rules and Regulations, Part Two, Chapter I, Subsection 10.2). -- In accordance with Subsection 10.2 of Chapter I of Part Two of the Regents' Rules and Regulations, President Monroe and Chancellor Walker recommended that orange (Pan Tone Matching System No. PMS 166), Columbia blue (Pan Tone Matching System No. PMS 279), and white be designated the official colors for use in connection with athletic activities at The University of Texas at El Paso. FILE NO. 13
DOCUMENT
REMARKS

It was pointed out that the U. T. El Paso student body, Board of Directors of the Alumni Association, the Faculty Senate, and the Development Board endorsed the addition of Columbia blue to the existing orange and white colors which were designated as the official colors of U. T. El Paso by the U. T. Board of Regents on July 31, 1970.

This recommendation was approved without objection.

15. U. T. El Paso: Revised Athletic Fund Donor Plan. -- Unanimous approval was given to the following revised Athletic Fund Donor Plan for The University of Texas at El Paso effective immediately: FILE NO. 13
DOCUMENT
REMARKS

Copper Miner - contributors of at least \$200 but less than \$500

- a. Season ticket priority for two seats for both basketball and football
- b. One preferred parking space for both football and basketball

Silver Miners - contributors of at least \$500 but less than \$1,000

- a. Season ticket priority for up to ten seats for football and six seats for basketball
- b. Three preferred parking spaces for football; one reserved and two preferred parking spaces for basketball

Gold Miners - contributors of at least \$1,000 but less than \$2,500

- a. Two free Captain's Club seats for football
- b. Season ticket priority for purchase of up to 20 seats for football and ten seats for basketball
- c. One valet parking and three preferred parking spaces for football, two reserved and two preferred parking spaces for basketball

Platinum Miners - contributors of at least \$2,500 but less than \$5,000

- a. Four free Captain's Club seats for football
- b. Season ticket priority for purchase of up to 30 seats for football and 14 seats for basketball
- c. One valet parking, one VIP and five preferred parking spaces for football; one VIP parking space, three reserved and three preferred parking spaces for basketball

Diamond Miners - contributors of \$5,000 or more

- a. Eight free Captain's Club seats for football
- b. Season ticket priority for purchase of up to 60 seats for football and 20 seats for basketball
- c. Three valet parkings, two VIP and six preferred parking spaces for football; two VIP, five reserved and three preferred parking spaces for basketball

It was pointed out that contributions to the Athletic Fund Donor Plan will total approximately \$400,000 within two years and if it becomes necessary to use funds received for purposes other than scholarships, the funds will not be used for purposes that do not meet the requirements for tax-exempt gifts to the University.

Regent Powell commended President Monroe on this well conceived plan to increase private fund support for the athletic programs at U. T. El Paso.

Management, College of, Advisory Council

- 16. U. T. Permian Basin: Establishment of the College of Management Advisory Council and Nominees Thereto (Regents' Rules and Regulations, Part One, Chapter VII, Section 3). -- Upon the recommendation of President Cardozier and Chancellor Walker and in accordance with Section 3 of Chapter VII of Part One of the Regents' Rules and Regulations, authorization was given to establish an Advisory Council for the College of Management at The University of Texas of the Permian Basin.

FILE NO. 14
DOCUMENT
REMARKS

The membership of this advisory council was set at not more than 15 members, and initial nominees thereto were approved. The names of the nominees will be reported for the record after they have been contacted and have accepted the appointments.

REPORT OF BUILDINGS AND GROUNDS COMMITTEE (Pages 29 - 54). -- Committee Chairman Richards filed the following report of the Buildings and Grounds Committee stating that all actions had been taken in open session on Thursday (August 13) and that all items were approved unanimously unless otherwise indicated. The report was adopted without objection:

Report

- 1. U. T. System (University Lands) - Addition to Hal P. Bybee Building, Midland, Texas: Approval of Revised Final Plans, Submission of Project to Coordinating Board and Subject to Coordinating Board Approval, Authorization to Advertise for Bids. -- At the April 1981 meeting, the Buildings and Grounds Committee rejected all the bids received for the Addition to the Hal P. Bybee Building, Midland, Texas, because the bids exceeded the estimated total project cost of \$98,300 and instructed the Project Architect to revise the final plans and specifications and make all feasible changes to reduce construction costs.

A-K
FILE NO. 29
DOCUMENT
REMARKS

Following the presentation of the revised final plans and specifications, the Buildings and Grounds Committee without objection:

- a. Approved the revised final plans and specifications for the Addition to the Hal P. Bybee Building at an estimated total project cost of \$130,000
- b. Authorized the submission of the project to the Coordinating Board, Texas College and University System
- c. Subject to approval of the Coordinating Board, authorized the Office of Facilities Planning and Construction to advertise for bids which will be presented at a future Board meeting for consideration

It was noted that this addition will provide 1,500 square feet of space.

Additional

2. U. T. Arlington - Additional Parking Facilities: Report of Award of Contract to Pate Jones Asphalt, Inc., Fort Worth, Texas. --It was reported that in accordance with previous authorization for Additional Parking Facilities at The University of Texas at Arlington and following approval of the Coordinating Board, Texas College and University System, the U. T. Arlington Administration, with the concurrence of the Office of Facilities Planning and Construction, had awarded a construction contract for four parking lots to the lowest responsible bidder, Pate Jones Asphalt, Inc., Fort Worth, Texas, in the amount of \$343,000. These parking lots will provide a total of 732 parking spaces and the contract award is within the estimated cost of \$542,400.

FILE NO. 20
DOCUMENT
REMARKS

It was noted that five parking lots were authorized on October 23, 1980, but bidding for only four of the lots was requested. When the land acquisition for the site of the fifth lot is complete, bids will be requested and the contract award will be reported to the Board at a future meeting.

3. U. T. Austin - Chilled Water Distribution System - Modification on West Side of Campus: Award of Contract to Har-Con Corporation, Houston, Texas, and Additional Appropriation Therefor. --After reviewing the tabulation of bids received for the Chilled Water Distribution System on the West Side of the Campus at The University of Texas at Austin, the Buildings and Grounds Committee without objection:

FILE NO. 200
DOCUMENT
REMARKS

- a. Awarded the construction contract for the Chilled Water Distribution System - Modification on West Side of Campus to the lowest responsible bidder, Har-Con Corporation, Houston, Texas, in the amount of \$487,000
- b. Authorized a total project cost of \$577,470 to cover the construction contract award, landscaping repair, fees and related project expenses
- c. Appropriated additional funds in the amount of \$472,470 from the Available University Fund to provide for the total project cost, \$105,000 having been previously appropriated from proceeds of Permanent University Fund Bonds

It was noted that during production of the final plans and specifications, the Project Engineer determined that existing supporting stanchions would not have to be modified which substantially reduced the construction cost from the original estimate of \$2,400,000.

4. U. T. Austin - East Campus Site, Street and Parking Improvements: Approval of Preliminary Plans, Authorization to Prepare Final Plans and Additional Appropriation Therefor. --At the June 1981 meeting of the Board, the Project Architect, John C. Robinson, Jr., Austin, Texas, for the East Campus Site, Street and Parking Improvements at The University of Texas at Austin, presented the preliminary plans and specifications for this project. However, the Buildings and Grounds Committee thought the project was too costly and deferred action until the Project Architect could prepare two alternative proposals along with a breakdown of the component parts with logical stages and alternatives for presentation to the Committee.

FILE NO. 201
DOCUMENT
REMARKS

President Flawn summarized the salient features of this project as presented in the Material Supporting the Agenda and reviewed the two alternatives suggested by the Project Architect, and with the aid of slides, Mr. John C. Robinson, Jr., pointed out the existing conditions within the East Campus Site.

Following this presentation, the Buildings and Grounds Committee without objection:

- a. Approved the preliminary plans and specifications for East Campus Site, Street and Parking Improvements at an estimated total project cost of \$1,807,000
 - b. Authorized the Project Architect to prepare final plans and specifications to be brought to the Board for consideration at a future meeting
 - c. Appropriated additional funds in the amount of \$100,000 from Pooled Interest on Bond Proceeds and other Construction Funds for fees and related project expenses through completion of final plans and specifications, \$65,000 having been previously appropriated from Interest on Construction Funds Time Deposits for fees, surveys and related project expenses during preparation of preliminary plans
5. U. T. Austin - Engineering Facilities - Improvements for Departments of Chemical and Petroleum Engineering: Report of Feasibility Study; Authorization for Construction of Chemical and Petroleum Engineering Building; Approval of Site; Appointment of Calhoun, Tungate, Jackson & Dill Architects, Houston, Texas, Project Architect to Prepare Preliminary Plans and Appropriation Therefor. --At the May 1980 meeting, the Buildings and Grounds Committee authorized a feasibility study for Improvements for the Departments of Chemical and Petroleum Engineering at The University of Texas at Austin.

(2)
FILE NO. 200
DOCUMENT ✓
REMARKS

President Flawn emphasized the need for additional space for the Departments of Chemical and Petroleum Engineering and recognized Dr. Earnest Gloyna, Dean of the College of Engineering, who outlined the space problems and the safety hazards that currently exist.

Mr. Mace Tungate, Jr., representing the Consulting Architect, Calhoun, Tungate, Jackson & Dill Architects, Houston, Texas, presented a report on the feasibility study which examined the cost and operating advantages of renovating, expanding or supplementing the existing buildings when compared to a new and modern laboratory and teaching facility.

Following this presentation and a detailed discussion, the Buildings and Grounds Committee without objection:

- a. Authorized construction of a Chemical and Petroleum Engineering Building with an estimated construction cost of \$25,000,000 and an estimated total project cost of \$29,300,000, exclusive of departmental equipment which will be reported for consideration at a future Board meeting

- b. Approved the site which is northeast of the intersection of East 26th Street and Speedway
- c. Appropriated \$300,000 from the Available University Fund for fees and related project expenses through completion of preliminary plans, \$20,000 having been previously appropriated from proceeds of Permanent University Fund Bonds

Upon motion of Regent Powell, seconded by Regent Blumberg, and without objection, the firm of Calhoun, Tungate, Jackson & Dill Architects, Houston, Texas, was appointed Project Architect with authorization to prepare preliminary plans which will be presented for consideration at a future Board meeting.

Regent Rhodes expressed the hope that as new buildings are built they will be compatible with the type of architecture now being used on the U. T. Austin campus.

It was noted that this new building will contain approximately 210,000 gross square feet of space for departmental facilities, laboratories and limited general purpose classrooms, and when the Chemical and Petroleum Engineering Departments occupy this new building, approximately 84,000 combined gross square feet of space in the E. P. Schoch Laboratory and Petroleum Engineering Building will be available for reassignment.

6. U. T. Austin - Experimental Science Building - Remodeling Phase I for Microbiology and Zoology: Approval of Final Plans and Authorization to Advertise for Bids. -- Upon recommendation of President Flawn and Chancellor Walker, the Buildings and Grounds Committee without objection: FILE NO. 201
DOCUMENT
REMARKS

- a. Approved the final plans and specifications for the Experimental Science Building Remodeling Phase I for Microbiology and Zoology at The University of Texas at Austin at an estimated project cost of \$800,000
- b. Authorized the Office of Facilities Planning and Construction to advertise for bids which will be presented at a future Board meeting for consideration

It was noted that the remodeling includes approximately 10,700 square feet of laboratory facilities for the departments and improvements to the Microbiology Departmental office.

7. U. T. Austin (Balcones Research Center): Waiver of Underground Easement Policy and Easement Granted to City of Austin for Electric Service. -- Without objection, the underground easement policy was waived and a five foot by seventy-five foot easement was granted to the City of Austin to provide overhead electrical service to a portion of the Balcones Research Center property (The University of Texas at Austin) located at 10901 Research Boulevard which has been leased to the National Bank of Commerce for a Drive-Thru Bank. FILE NO. 457
DOCUMENT
REMARKS

It was noted that if and when the lease, which is set out on Pages 33-34, is terminated, the overhead lines can be removed.

EASEMENT

4195

THE STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF TRAVIS §

That the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, of Travis County, Texas, in and for the mutual benefits to all parties to this agreement, does hereby BARGAIN, SELL, and CONVEY unto the said CITY OF AUSTIN, a municipal corporation situated in Travis County, Texas, its successors and assigns, an easement and right-of-way across the following described real estate situated in Travis County, Texas, with the right to construct, operate, maintain, and repair its electrical lines along said easement for said purposes and including necessary poles and fixtures, and authority for cutting and trimming all trees along the line necessary to guy and brace poles to maintain the needed guy wires, together with the right of ingress and egress across which said easement is granted, being described as follows:

A strip of land five (5) feet in width, same being out of and a part of Lot 1, Oakview, Section 3, a subdivision in the City of Austin, Travis County, Texas, as appears of record in Book 79, Page 303, Plat Records of Travis County, Texas, the centerline of said strip of land being more particularly described by metes and bounds as follows:

BEGINNING: At a point in the west line of Lot 1, of the above said subdivision, said west line also being the east right-of-way line of Research Boulevard, and from which point of beginning the most northwesterly corner of said lot bears N 05°16' E, 160 feet;

THENCE: N 75°55' E, a distance of 75 feet to point of termination.

TO HAVE AND TO HOLD the above described easement, rights, and privileges unto the said CITY OF AUSTIN, its successors and assigns, forever, so long as same are used for said purposes, and when said easement is no longer needed to furnish electrical service, then all right, title, and interest in said easement

shall revert to the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM.

EXECUTED this the _____ day of _____, 1981.

ATTEST:

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

Betty Anne Thedford,
Secretary
Board of Regents of The
University of Texas System

By: _____
JAMES L. POWELL, Chairman

Approved as to Form:

Approved as to Content:

Timothy D. Shivers
University Attorney

James L. Powell

THE STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

BEFORE ME, the undersigned authority, on this day personally appeared JAMES L. POWELL, Chairman of the Board of Regents of The University of Texas System, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated, and as the act and deed of said Board of Regents of The University of Texas System.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this _____ day of _____, 1981.

Notary Public in and for
Travis County, Texas

My commission expires:

8. U. T. Austin (Marine Science Institute at Galveston) - Dockside Utility Building: Award of Contract to Holley Brothers Enterprises, Inc., Pasadena, Texas, Additional Appropriation Therefor and Inscription on Plaque. -- The Buildings and Grounds Committee reviewed the tabulation of bids received for the Dockside Utility Building at The University of Texas Marine Science Institute at Galveston and unanimously:

FILE NO. 200
DOCUMENT ✓
REMARKS ---

- a. Awarded the construction contract for the Dockside Utility Building to the lowest responsible bidder, Holley Brothers Enterprises, Inc., Pasadena, Texas, in the amount of \$969,000
- b. Authorized a total project cost of \$1,073,000 to cover the building construction contract award, movable furnishings and equipment, fees and related project expenses
- c. Appropriated additional funds in the amount of \$1,042,000 from proceeds of Permanent University Fund Bonds to provide for the total project cost, \$31,000 having been previously appropriated
- d. Approved the inscription as set out below for the plaque to be placed on the Dockside Utility Building [This inscription follows the standard pattern approved by the Board at the meeting held June 1, 1979]:

DOCKSIDE UTILITY BUILDING

1981

BOARD OF REGENTS

James L. Powell, Chairman
Sterling H. Fly, Jr., Vice-Chairman
Jane Weinert Blumberg
(Mrs. Roland K.)
Janey Briscoe
(Mrs. Dolph)
Jess Hay
Beryl Buckley Milburn
Jon P. Newton
Tom B. Rhodes
Howard N. Richards

E. D. Walker
Chancellor, The University
of Texas System
Peter T. Flawn
President, The University
of Texas at Austin

Rapp Fash Sundin, Inc.
Project Architect

Holley Brothers Enterprises, Inc.
Contractor

9. U. T. Austin (Marine Science Institute at Port Aransas) - Auditorium: Approval of Preliminary Plans, Submission of Project to Coordinating Board, Authorization to Prepare Final Plans and Additional Appropriation Therefor. -- Upon recommendation of President Flawn and Chancellor Walker, the Buildings and Grounds Committee without objection:

FILE NO. 200
DOCUMENT ---
REMARKS ---

- a. Approved the preliminary plans and specifications for the Auditorium at The University of Texas Marine Science Institute at Port Aransas at an estimated total project cost of \$1,550,000

- b. Authorized the submission of the project to the Coordinating Board, Texas College and University System
- c. Authorized the Project Architect to prepare final plans and specifications for consideration of the Board at a future meeting
- d. Appropriated additional funds in the amount of \$35,000 from proceeds of Permanent University Fund Bonds for fees and related project expenses through completion of final plans and specifications, \$15,000 having been previously appropriated from the same source for fees and related project expenses through completion of preliminary plans and \$10,000 having been previously appropriated from Interest on Construction Funds Time Deposits for the feasibility study including fees and related expenses
10. U. T. Dallas - Student Union Building - Completion of Food Service Facility; Report of Contract Award to Schoenle Construction Company, Richardson, Texas. --In accordance with previous authorization of the Board of Regents and following approval of the Coordinating Board, Texas College and University System, bids were called for and received for the Completion of the Food Service Facility in the Student Union Building at The University of Texas at Dallas. The U. T. Dallas Administration, with the concurrence of the Office of Facilities Planning and Construction, awarded a construction contract to the lowest responsible bidder, Schoenle Construction Company, Richardson, Texas, in the amount of \$230,500.

FILE NO. 202
DOCUMENT
REMARKS

It was noted that the estimated total project cost of \$355,000 was revised to \$263,500.

11. U. T. Dallas: Easement Granted to City of Richardson for Water Line. --Without objection, the Buildings and Grounds Committee granted a twenty-five foot wide easement as further described on Pages 37 - 39 along the Gulf, Colorado and Santa Fe Railway right-of-way on the campus of The University of Texas at Dallas to the City of Richardson for the rerouting of a water line. Following completion of the new water line, the City of Richardson will abandon the easement for the old water line.

FILE NO. 400
DOCUMENT
REMARKS

E A S E M E N T

THE STATE OF TEXAS Y

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF COLLIN I

The the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM (herein called Grantor), acting herein by and through its duly authorized Chairman, in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration in hand paid by the City of Richardson, Texas, receipt of which is hereby acknowledged, has GRANTED AND CONVEYED and by these presents does GRANT AND CONVEY unto the CITY OF RICHARDSON, TEXAS (herein called Grantee), an easement for the purpose of constructing, operating and maintaining a water line in, along, upon and across the following described property, owned by it and being situated in Collin County, Texas, a part of the John C. Campbell Survey, Abstract No. 241, and more particularly described as follows:

BEING a part of the John C. Campbell Survey, Abstract No. 241, in Collin County, Texas and being part of the land conveyed to the Board of Regents of The University of Texas System by deeds recorded in Volume 835, Page 713 and Volume 947, Page 439 of the Deed Records of Collin County, Texas and being more particularly described as follows:

COMMENCING at the intersection of the southeasterly right-of-way line of the St. Louis and Southwestern Railroad and the southwesterly right-of-way line of the Gulf, Colorado and Santa Fe Railroad;

THENCE S. 34° 39' 15" E., along the southwesterly right-of-way line of said Gulf, Colorado and Santa Fe Railroad a distance of 147.60 feet to the PLACE OF BEGINNING;

THENCE continuing S. 34° 39' 15" E., along the southwesterly right-of-way line of said Gulf, Colorado and Santa Fe Railroad, 663.38 feet to a point in the north right-of-way line of Renner Road;

THENCE S. 34° 20' 45" W. along the north right-of-way line of Renner Road, 26.78 feet to a point for corner;

THENCE N. 34° 39' 15" W., 25 feet from and parallel to the southwesterly right-of-way of the Gulf, Colorado and Santa Fe Railroad, 672.98 feet to a point for corner;

THENCE N. 55° 20' 45" E., 25 feet to the PLACE OF BEGINNING and containing 0.383 acres of land more or less.

TO HAVE AND TO HOLD the above described premises for the purpose specified unto Grantee, its successors and assigns, for the period of time which the same may be used and maintained by Grantee for such purposes. The water line to be constructed and maintained on the above described property shall be placed underground at a reasonable depth.

AND IT IS AGREED that the Grantee, in consideration of the benefits above set out, will remove from the property above described, such fences, buildings and other obstructions as may now be found upon said property. Grantee, its agents, employees, workmen and representatives shall have the right of ingress, egress and regress in, along, upon and across the premises for the purpose of making additions to, improvements on and repairs to such water line.

EXECUTED this the _____ day of _____, 1981.

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

Attest:

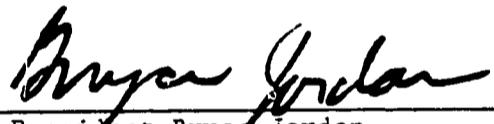
Secretary

by _____
Chairman James L. Powell

APPROVED AS TO CONTENT:



University Attorney



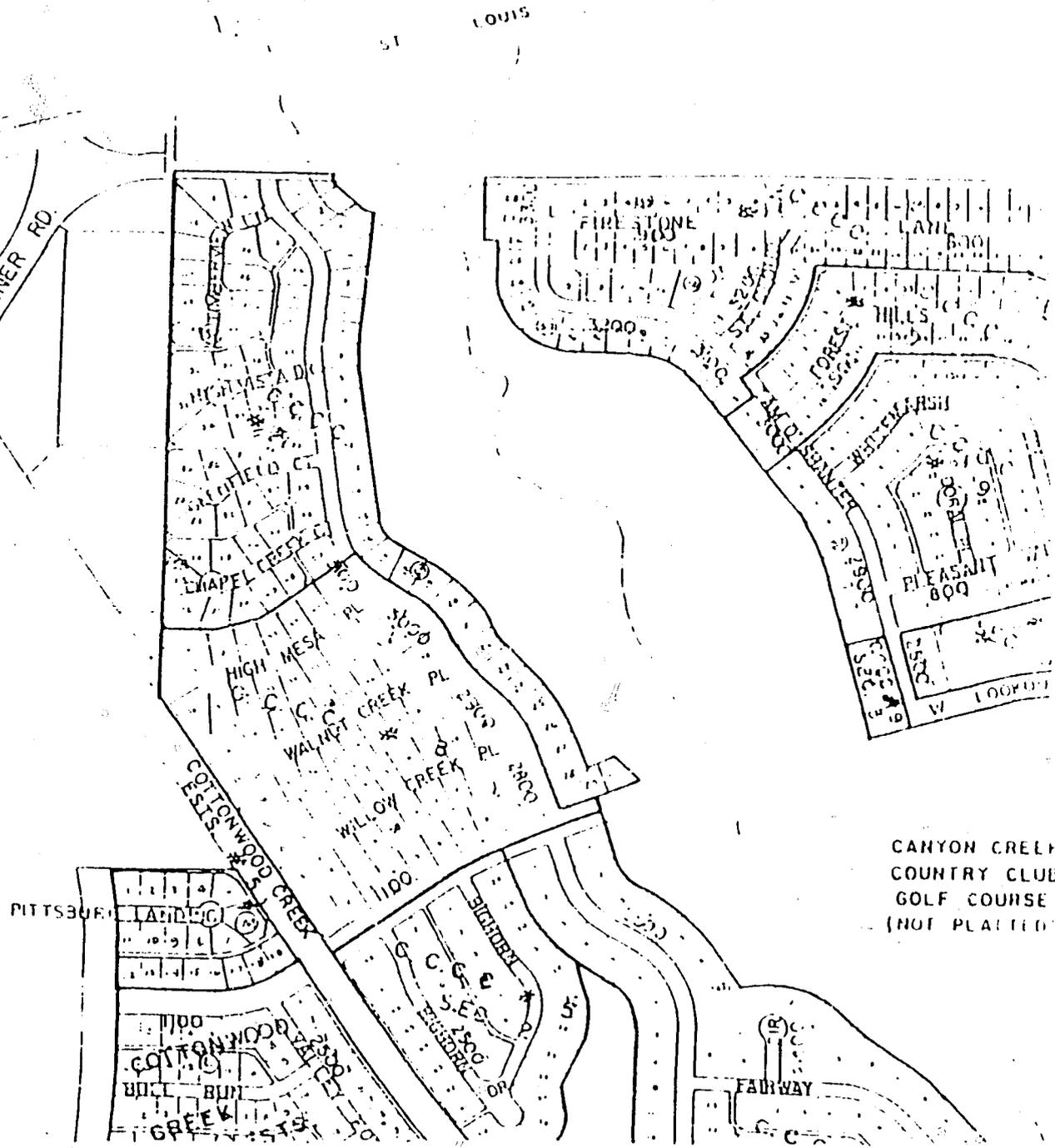
President Bryce Jordan
The University of Texas at Dallas

THE CITY OF RICHARDSON

Attest:

by _____

U.T.D.



100

12. U. T. Permian Basin: Lease Agreement with Ector County for Construction of Softball Facilities at Northeast Corner of Campus. --
 The Buildings and Grounds Committee unanimously approved a lease agreement with Ector County for the construction of softball facilities on 18.35 acres of land located in the northeast corner of the campus of The University of Texas of the Permian Basin.

FILE NO. 457
 DOCUMENT ✓
 REMARKS

The lease agreement, which is set out on Pages 40 - 44, is for an initial term of ten years with ten year renewals thereafter until 2011. However, the University may terminate the lease after the initial ten year term by giving a written notice of one year prior to the proposed termination.

It was noted that Ector County will construct, operate and maintain four softball diamonds with associated spectator seating, restroom facilities and parking and will maintain liability insurance and hold the University harmless from any and all liabilities on the leased premises. It was further noted that the University will have priority access to the facilities for formal class instruction subject to the approval of the Ector County Park Department.

LEASE AGREEMENT

THE STATE OF TEXAS)

KNOW ALL MEN BY THESE PRESENT:

COUNTY OF ECTOR)

WHEREAS, the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, at a regularly scheduled meeting of _____, 19____, authorized ECTOR COUNTY to lease a certain portion of the campus lands of the University of Texas of the Permian Basin, in the City of Odessa, Texas, upon which to construct a softball field and park;

NOW, THEREFORE, the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM and ECTOR COUNTY have mutually agreed that it would be for the best interest and convenience of all parties that the terms and conditions of the Lease as hereinbelow set out shall govern and control the tract above referred to.

This Lease Agreement is entered into and effective as of the _____ day of _____, 19____, by and between the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, "Lessor", and ECTOR COUNTY, "Lessee", and is as follows:

1. For valuable consideration paid and covenants herein contained on the part of Lessee to be kept and performed, Lessor does hereby lease to Lessee, and Lessee does hereby lease from Lessor, the following described

tract of land (the "leased premises") in its present condition, located in the City of Odessa, Ector County, Texas, to-wit:

BEING a tract of land out of Section 18, Block 41, T-2-S, T & P Railway Company Survey, Ector County, Texas, located in the NE1/4 of Section 18, more particularly described as follows:

BEGINNING at a point set in the Northeast part of Section 18, Block 41, T-2-S, T & P Railway Company Survey, Ector County, Texas, for the northeast Corner of Section 18 bears N 10 09' W 690 FEET and N 75 03' E 600 FEET;

THENCE S 10 09' E 750 FEET to a point for the S.E. Corner of this tract;

THENCE S 79 51' W 970 FEET to a point for the most Southerly S.W. Corner;

THENCE N 55 09' W 141.42 FEET to a point for the most Northerly S.W. Corner;

THENCE N 10 09' W 650 FEET to a point for the N.W. Corner of this tract;

THENCE N 79 51' E 945 FEET to a point for an Interior Corner;

THENCE N 10 09' W 75 FEET to a point in the South proposed R.O.W. for Sp 492

THENCE N 79 51' E 25 FEET to a point in the South proposed R.O.W. for SP 422;

THENCE S 10 09' E 75 FEET to a point for an Interior Corner;

THENCE N 79 51' E 100 FEET to the point of beginning, containing 18.35 acres.

2. This lease shall have an initial term of ten (10) years commencing on _____, 1981. It shall automatically be extended for an additional term of ten (10) years commencing on _____, 1991, unless notice is given as set out below, and shall automatically be extended for successive ten-year periods, unless notice is given as set out below, except that, if not sooner terminated, it shall not extend beyond _____, 2011.

However, anything herein to the contrary notwithstanding, should Lessor determine that the leased premises are required for use as a part of the campus of the University of Texas of the Permian Basin, Lessor may terminate this Lease by giving Lessee written notice at least one (1) year prior to the proposed termination date, except that it may not be so terminated during the initial 10 year period.

Should either Lessor or Lessee desire that this Lease not be automatically extended, either for the first 10 year extension period or for

any subsequent period, that party shall give notice to that effect not less than ninety (90) days prior to the date of expiration of the then current term of this Lease, such notice to be given in the manner set out elsewhere herein.

3. The premises leased hereunder shall be used by Lessee solely for the following:

For the operation of a quad softball diamond with associated services such as parking, restroom facilities, spectator seating and so forth.

The planning, construction, and operation of such park and associated parking facilities shall be accomplished by, and at the expense of, Lessee; provided, however, that all plans for improvements, modifications, site work, and additions to the leased premises must be approved in writing in advance by the President of The University of Texas of the Permian Basin.

Lessee further agrees that all costs related to the use, occupancy, or surrender of this property shall be borne by Lessee.

4. The facilities shall be available to faculty, staff and students at UTPB on the same basis as to residents of Ector County. For formal classes, the University will have priority access subject to approval of the Ector County Park Department. Priority access by the University shall not supersede activities scheduled by the Ector County Park Department.

5. Lessee shall not commit or suffer to be committed waste upon said premises, and shall keep said premises and the improvements and equipment thereon in good order and repair and in clean, safe and healthful condition, and shall comply with all state, federal and local laws, rules and regulations with regard to the use and condition of the demised premises and improvements and equipment thereon.

6. Lessee shall have the right, at any time during the term of this Lease, to remove all improvements and equipment owned or placed by it on said premises. At the termination of this Lease, Lessee shall promptly surrender the premises in substantially as good condition as when received, ordinary wear and tear and damage by fire or the elements alone excepted, and will fill all excavations, level, and restore the terrain to as nearly its present condition as is possible, and Lessor, at its option, may require the removal of any improvements.

7. It is agreed and understood that Lessor is not to be liable for any damages or injuries to any person or persons or property on account

of the occupancy, use, or improvements placed on said premises by the Lessee, its successors or assigns.

Lessee agrees to indemnify Lessor and to save Lessor harmless from any and all liability, damage, expense, causes of action, suits, claims, or judgments arising from injury to person or property in or on the leased premises.

Lessee agrees to secure and maintain, from a responsible and solvent company, the following coverage:

Public liability insurance covering both bodily injury and property damage protecting Lessor and Lessee from all claims of whatsoever character that may arise out of Lessee's use of the leased premises or the improvements thereon in an amount at least equal to \$100,000.00/\$300,000.00 covering bodily injury for each occurrence and \$100,000.00 covering property damage for each occurrence.

Lessee will furnish Lessor a copy of this policy.

8. Lessee shall pay all charges connected with the operation of said premises, including all taxes, assessments, and charges, general and specific, that may be levied or assessed against Lessee by reason of its use of said premises and improvements and equipment situated thereon.

9. This Lease and the rights and privileges hereby granted may be transferred or assigned by Lessee only after obtaining the written consent of Lessor to such transfer or assignment.

10. Nothing contained in this Agreement nor any development and use by Lessee shall ever be construed as the dedication of the Leased premises for park purposes.

11. All written communication and notices required hereunder shall be deemed to have been given if the same are reduced to writing and mailed by certified or registered mail by either party hereto to the other at the respective addresses of the parties shown below:

LESSEE: Gary L. Watkins
Ector County Judge
County Courthouse
Room 227
Odessa, Texas 79761

LESSOR: Dr. V. R. Cardozier
President
The University of Texas of
the Permian Basin
Odessa, Texas 79762

The parties hereto have executed this Agreement the _____ day
of _____, 19____.

ATTEST:

BOARD OF REGENTS OF
THE UNIVERSITY OF TEXAS SYSTEM

Betty Anne Thedford,
Secretary
Board of Regents of The
University of Texas System

Joe E. Boyd, Jr.
Vice Chancellor for Business Affairs

LESSOR

ATTEST:

ECTOR COUNTY PARK DEPARTMENT

Lucille Wolz
Ector County Clerk

Gary L. Watkins
Ector County Judge

LESSEE

Approved as to Contents:

Approved as to Form:

Tom E. Smith

University Attorney

13. U. T. Health Science Center - Dallas - Ambulatory Care Center:
Easement Granted to City of Dallas for Sewer Line. --Without objection,
the Buildings and Grounds Committee granted a ten foot wide easement
and right-of-way to the City of Dallas for construction and mainte-
nance of a city sanitary sewer main or mains at The University of
Texas Health Science Center at Dallas. The construction of the
Ambulatory Care Center on the campus requires the relocation
of a portion of an existing 10" sanitary sewer at the University's
expense. This easement, set out on Pages 45 - 47, will correct
the existing easement to coincide with the relocated sewer line.

FILE NO. 200
DOCUMENT 400
REMARKS

EASEMENT FOR UNDERGROUND SEWER PIPELINES

1907

THE STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF DALLAS §

That the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, acting herein by and through its Chairman, duly authorized to execute the herein easement, of the County of Travis and State of Texas, in consideration of the sum of Ten and No/100 Dollars (\$10.00) in hand paid, the receipt of which is hereby acknowledged, and in consideration of the special benefits to be derived by the property, has granted and conveyed unto the City of Dallas, a municipal corporation, and by these presents does grant and convey unto the City of Dallas, a right-of-way under, in, and along the hereinafter described property for the purpose of constructing and maintaining a city sanitary sewer main or mains, said property described as follows, to-wit:

Being a strip of land 10 ft. in width over, under, and across a part of that certain lot, tract or parcel of land lying and being situated in the City and County of Dallas, Texas, same being a tract of land out of the William B. Coats Survey, Abst. No. 236, being part of Block 6057, Official City Numbers of the City of Dallas, and being part of that property conveyed to the State of Texas by Southwestern Medical Foundation by a deed dated February 12, 1951, recorded in Vol. 3506, Page 9, Deed Records of Dallas County, Texas, said 10 ft. easement having a centerline more particularly described as follows:

COMMENCING at a point for corner at the intersection of the northwesterly right-of-way line of Amelia Street (60 ft. wide) and the southwesterly right-of-way line of Harry Hines Boulevard (100 ft. from centerline at this point);

THENCE along the southwesterly right-of-way line of said Harry Hines Boulevard, the following calls: North 44° 21' 40" West, a distance of 206.06 ft. to the beginning of a curve to the left;

THENCE in a northwesterly direction along said curve to the left having a radius of 11,359.2 ft., a central angle of 01° 46' 39", and an arc length of 352.4 ft. to the end of said curve to the left;

THENCE North 87° 17' West, a distance of 91.7 ft. to an angle point;

THENCE along a curve to the left whose tangent bearing bears North 46° 29' 13" West, having a radius of 11,299 ft., a central angle of 0° 39' 00", and an arc length of 128.2 ft. to the end of said curve to the left;

THENCE North 8° 31' West, a distance of 63.7 ft. to an angle point;

THENCE along a curve to the left whose tangent bearing bears North 47° 41' 41" West having a radius of 11,339 ft., a central angle of 0° 28' 19", and an arc length of 93.4 ft. to the end of said curve to the left;

THENCE North 48° 10" West, a distance of 405.06 ft. to an angle point;

THENCE North 79° 08' West, a distance of 58.3 ft. to an angle point;

THENCE North 48° 10" West, a distance of 179.7 ft. to an angle point;

HENCE along the common line of the Southwest Medical School tract and the Parkland Hospital tract South 0° 03' East, a distance of 104.71 ft. to an angle point;

HENCE continuing along said common line of the Southwest Medical School tract and the Parkland Hospital tract South 11° 09' 13" West, a distance of 26.23 ft. to a point for corner;

HENCE along the proposed common line of the Southwest Medical School tract and the Parkland Hospital tract South 78° 50' 47" East, a distance of 30.00 ft. to a point for corner;

HENCE continuing along the said proposed common line of the Southwest Medical School tract and the Parkland Hospital School tract South 11° 09' 13" West, a distance of 10.00 ft. to a point for corner;

HENCE continuing along the said proposed common line of the Southwest Medical School tract and the Parkland Hospital tract North 78° 50' 47" West, a distance of 66.48 ft. to an angle point;

HENCE continuing along the said proposed common line of the Southwest Medical School tract and the Parkland Hospital tract South 65° 29' 13" West, a distance of 26.51 ft. to a point for corner;

HENCE continuing along the said proposed common line of the Southwest Medical School tract and the Parkland Hospital tract South 24° 30' 47" East, a distance of 8.97 ft. to a point for corner;

HENCE South 65° 29' 13" West a distance of 12.55 ft. to the POINT OF BEGINNING said point being at Engineers Station 7+79.47, and being the centerline of a 10 ft. sanitary sewer easement as recorded in Volume 70074, Page 0846, of the Deed Records, City of Dallas, Dallas County, Texas;

HENCE along a curve to the right whose tangent bearing bears North 16° 49' 22" West having a radius of 200.00 ft., a central angle of 23° 26' 36", and an arc length of 81.83 ft. to the end of said curve to the right and to the end of the herein described 10 ft. wide sanitary easement.

There is also granted to the City of Dallas, its successors or assigns, any and all temporary working space on grantor's property abutting the above described easement which may be necessary for the construction and maintenance of said sewer main or mains.

TO HAVE AND TO HOLD the above described property unto the City of Dallas for the purposes hereinbefore provided, and said City of Dallas shall have the right to go upon the same for the purpose of repairing said sanitary sewer main or mains. That all expenses in the construction and maintenance of the said sanitary sewer main or mains shall be at the expense of the said City of Dallas and in the construction of said sanitary sewer main or mains should said City of Dallas find it needful to remove any improvements now on the above described property that such removal and the replacing of same shall be wholly at the cost of said City of Dallas. Nothing in this easement shall be

construed as a waiver by the City of Dallas of any connection charge or other charges imposed by ordinance or the Charter of the City of Dallas.

EXECUTED this the _____ day of _____, 1981.

ATTEST:

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

Betty Anne Thedford
Secretary
Board of Regents of The
University of Texas System

By: _____
JAMES L. POWELL, Chairman

Approved as to Content:

Joe C. Boyd

Approved as to Form:

Zimward Shivers
University Attorney

THE STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

BEFORE ME, the undersigned authority, on this day personally appeared JAMES L. POWELL, Chairman of the Board of Regents of The University of Texas System, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated, and as the act and deed of said Board of Regents of The University of Texas System.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this _____ day of _____, 1981.

Notary Public in and for
Travis County, Texas

My commission expires:

Renovation

- 14. U. T. Health Science Center - Dallas - Renovation of Locke Medical Building Phase I: Approval of Preliminary Plans, Submission of Project to Coordinating Board, Authorization for Approval of Final Plans; Subject to Coordinating Board Approval, Authorization to Advertise for Bids and Additional Appropriation Therefor. --The preliminary plans and specifications for Phase I of the Renovation of the Locke Medical Building at The University of Texas Health Science Center at Dallas were presented by Mr. Terrell Harper, representing the Project Architect, Harper, Kemp, Clutts and Parker, Dallas, Texas.

FILE NO. 2
DOCUMENT A
REMARKS —

The plans include the renovation of approximately 14,300 gross square feet of space on the second and third levels of the nine-story building to provide office and conference facilities for the departments of Allied Health Education, Rehabilitation and Physician's Assistants. Following the presentation and a brief discussion, the Buildings and Grounds Committee without objection:

- a. Approved the preliminary plans and specifications for Phase I of the Renovation of the Locke Medical Building at an estimated total project cost of \$500,000
- b. Authorized the submission of the total renovation project to the Coordinating Board, Texas College and University System
- c. Authorized the Project Architect to complete the final plans and specifications for Phase I for approval by the Office of Facilities Planning and Construction and President Sprague
- d. Subject to approval of the Coordinating Board, authorized the Office of Facilities Planning and Construction to advertise for bids for Phase I which will be presented at a future Board meeting for consideration
- e. Appropriated additional funds in the amount of \$28,000 from Dallas Health Science Center Unexpended Plant Funds for fees and related project expenses through completion of final plans and specifications for Phase I, \$32,000 having been previously appropriated from the same source for fees and related project expenses through completion of preliminary plans

It was noted that additional phases of the renovation will be submitted to the Board as soon as tenants relocate and the space becomes available. The estimated cost of all the phases of remodeling will be approximately \$3,000,000.

Renovation

- 15. U. T. Health Science Center - Dallas - Renovation of NAPA Building: Approval of Preliminary Plans, Submission of Project to Coordinating Board, Authorization for Approval of Final Plans; Subject to Coordinating Board Approval, Authorization to Advertise for Bids and Additional Appropriation Therefor. --Mr. David Braden, representing Dahl/Braden/Chapman, Inc., Dallas, Texas, the Project Architect,

FILE NO. 20
DOCUMENT A1
REMARKS —

presented the preliminary plans and specifications for the Renovation of the NAPA Building at The University of Texas Health Science Center at Dallas.

The project includes renovation of approximately 73,000 square feet of space on levels one and two of the 110,000 square foot three-level building.

In order to expedite the project, relieve overcrowded facilities on campus and allow relinquishment of leased space as quickly as possible, the Buildings and Grounds Committee without objection:

- a. Approved the preliminary plans and specifications for the Renovation of the NAPA Building at an estimated total project cost of \$1,215,000
- b. Authorized the submission of the project to the Coordinating Board, Texas College and University System
- c. Authorized the Project Architect to complete final plans and specifications to be approved by the Office of Facilities Planning and Construction and President Sprague
- d. Subject to the approval of the Coordinating Board, authorized the Office of Facilities Planning and Construction to advertise for bids which will be presented at a future Board meeting for consideration
- e. Appropriated additional funds in the amount of \$45,000 from Dallas Health Science Center Unexpended Plant Funds for fees and related project expenses through completion of final plans and specifications, \$15,000 having been previously appropriated from the same source for fees and related project expenses through completion of preliminary plans

It was noted that the minor revisions required on the third level of this building are being accomplished by the U. T. Health Science Center - Dallas Physical Plant staff.

- Renovation
16. U. T. Galveston Medical Branch (U. T. Galveston Hospitals) - Renovation and Addition to Graves Hospital: Addition Named Psychiatric Pavilion and Inscription on Plaque. -- The new psychiatric facility being constructed as an addition to Graves Hospital at The University of Texas Medical Branch at Galveston will house all of the patient treatment activities while the older Graves Hospital Building will house psychiatric support services and other ancillary functions; therefore, President Levin and Chancellor Walker recommended and the Buildings and Grounds Committee unanimously approved the naming of the Addition to Graves Hospital the Psychiatric Pavilion.

FILE NO. 2
DOCUMENT
REMARKS

The Committee also approved the inscription set forth on Page 50 for the plaque to be placed on the Psychiatric Pavilion. [This inscription follows the standard pattern approved by the Board of Regents on June 1, 1979.]

PSYCHIATRIC PAVILION

1980

BOARD OF REGENTS

Dan C. Williams, Chairman
 Thos. H. Law, Vice-Chairman
 Jane Weinert Blumberg
 (Mrs. Roland K.)
 Sterling H. Fly, Jr., M.D.
 Jess Hay
 Jon P. Newton
 James L. Powell
 Howard N. Richards
 Walter G. Sterling

E. D. Walker
 Chancellor, The University
 of Texas System
 William C. Levin, M.D.
 President, The University
 of Texas Medical Branch
 at Galveston

Koetter, Tharp, Cowell & Bartlett
 Project Architect
 J. W. Bateson Company, Inc.
 Contractor

Expansion

17. U. T. Galveston Medical Branch (U. T. Galveston Hospitals) -
Remodeling of Existing John Sealy Hospital (Original Building) -
Remodeling of Pulmonary Therapy Area and Histology Laboratory:
Award of Contract to Stone Construction Company, Inc., Houston,
Texas. --After reviewing the tabulation of bids received for Remod-
eling of the Pulmonary Therapy Area and the Histology Laboratory
of the Original John Sealy Hospital at The University of Texas
Medical Branch at Galveston, the Buildings and Grounds Commit-
tee without objection:

FILE NO. 20
 DOCUMENT 1
 REMARKS 1

- a. Awarded a construction contract for Remodeling of the Pulmonary Therapy Area and the Histology Laboratory of the Original John Sealy Hospital to the lowest responsible bidder, Stone Construction Company, Inc., Houston, Texas, in the amount of \$940,000
- b. Authorized a total project cost of \$1,100,000 to cover the building construction contract award, movable furnishings and equipment, air balancing, fees and related project expenses

It was noted that the source of funding for this project is a grant from The Sealy & Smith Foundation.

18. U. T. Health Science Center - San Antonio - Original Library
Building - Renovation: Authorization for Project, Appointment of
Chumney, Jones & Kell, San Antonio, Texas, Project Architect
to Prepare Preliminary Plans and Appropriation Therefor. --It
 was reported that the appropriations bill enacted by the 67th Legis-
 lature included an item for Major Repair and Renovation of the
 Original Library Building at The University of Texas Health Science
 Center at San Antonio with a total of \$180,000 being appropriated
 for the first year of the biennium beginning September 1, 1981, to
 allow for preparation of plans and specifications prior to completion

FILE NO. 20
 DOCUMENT 1
 REMARKS 1

of the new Library Building now under construction. The Legislature also appropriated \$2,100,000 for the second year of the biennium to provide for the renovation contract and completion of the project. Therefore, the Buildings and Grounds Committee unanimously:

- a. Authorized Renovation of the Original Library Building at an estimated total project cost of \$2,280,000
- b. Appropriated \$180,000 available on September 1, 1981, and \$2,100,000 available on September 1, 1982, by HB 656, Acts of the 67th Legislature for Major Repairs and Rehabilitation: Library Renovation at the U. T. Health Science Center - San Antonio for the total estimated project cost

Upon motion of Regent Powell, duly seconded, and without objection, the Buildings and Grounds Committee appointed the firm of Chumney, Jones & Kell, San Antonio, Texas, Project Architect to prepare preliminary plans and a cost estimate to be presented at a future Board meeting for consideration.

It was noted that the renovation project will permit the consolidation of space for all student services, student life functions and the Department of Computing Resources.

19. U. T. Cancer Center - Biomedical Resources Building: Award of Contract to Stone Construction Company, Inc., Houston, Texas. --FILE NO. **PHI**
The Buildings and Grounds Committee reviewed the tabulation of bids received for the Biomedical Resources Building at The University of Texas System Cancer Center and without objection: DOCUMENT REMARKS **1**

- a. Awarded a construction contract for the Biomedical Resources Building to the lowest responsible bidder, Stone Construction Company, Inc., Houston, Texas, as follows:

Base Bid	\$2,399,900
Alternate No. 1 (Utility Services for future Physical Plant Building)	<u>80,880</u>
Total Contract Award	<u>\$2,480,780</u>

- b. Authorized a total project cost of \$3,050,000 to cover the building construction contract award, movable furnishings and equipment, air balancing, fees and related project expenses

20. U. T. Cancer Center - Building to House Physical Plant Operations, Police Operations, Motor Pool and Central Stores: Approval of Final Plans, Authorization to Advertise for Bids and Additional Appropriation Therefor. --Following Coordinating Board, Texas College and University System, approval on April 24, 1981, the final plans and specifications for the project for a building to house Physical Plant Operations, Police Operations, Motor Pool and Central Stores at The University of Texas System Cancer Center
- FILE NO. **207**
DOCUMENT **1**
REMARKS **1**

were prepared by the Project Architect, John S. Chase, Houston, Texas. Without objection, the Buildings and Grounds Committee:

- a. Approved the final plans and specifications for a building to house Physical Plant Operations, Police Operations, Motor Pool and Central Stores at an estimated project cost of \$4,350,000
- b. Authorized the Office of Facilities Planning and Construction to advertise for bids which will be presented at a future Board meeting for consideration
- c. Appropriated additional funds in the amount of \$600,000 from Unexpended Plant Funds - Unexpended Balance, Account No. 106751 to complete project funding. Previously appropriated amounts total \$3,750,000 from General Funds Unappropriated Balances

It was noted that the project includes housing for physical plant operations, police operations, motor pool operations, central stores, paved areas for parking and motor pool functions, security fencing, fuel storage, storm drainage and a minimal amount of landscaping. The building is designed so that storage space can be easily doubled by adding a second floor in the storage area.

21. U. T. Cancer Center - New Research Building: Increase in Scope, Approval of Preliminary Plans, Authorization to Prepare Final Plans and Additional Appropriation Therefor. -- The Buildings and Grounds Committee in July 1980 authorized the preparation of the preliminary plans and specifications for the New Research Building at The University of Texas System Cancer Center. This authorization called for a building with approximately 100,000 square feet of space at an estimated project cost of \$12,500,000. Since that time it has been determined that this building should include research library facilities and other program requirements which would increase the size to approximately 132,000 square feet of space at an estimated cost of \$17,130,000. The Project Architect, Golemon & Rolfe Associates, Inc., Houston, Texas, included this additional space in the preliminary plans and specifications.

FILE NO. 2
DOCUMENT
REMARKS

Mr. Harry Golemon and Mr. John Crane, representing the Project Architect, presented these plans and specifications, and following a brief discussion, the Buildings and Grounds Committee without objection:

- a. Approved increasing the scope of the project to include research library facilities, resulting in authorization of a facility of approximately 132,000 square feet at an estimated cost of \$17,130,000
- b. Approved preliminary plans and specifications for the New Research Building as presented by the Project Architect

- c. Authorized the Project Architect to prepare final plans and specifications for consideration at a future Board meeting
- d. Appropriated additional funds in the amount of \$4,000,000 from available balances in Construction Project No. 703-291, Remodel Existing Building, and \$2,000,000 from Account No. 106751, Plant Funds Unexpended - Unappropriated Balance, to complete project funding. Previous appropriations total \$11,130,000 from General Funds Unappropriated Balances.

It was noted that this building will be an eight-level structure adjoining existing research facilities of the U. T. M. D. Anderson Hospital and Tumor Institute and will provide research library facilities and laboratory space for basic and clinical research.

22. U. T. Cancer Center - Rotary International House; Request for Feasibility Study, Appointment of Consulting Architect and Appropriation Therefor (Withdrawn). -- The item relating to the Rotary International House at The University of Texas System Cancer Center was withdrawn pending completion of an economic feasibility study. FILE NO. 2
DOCUMENT —
REMARKS —
23. U. T. Cancer Center (U. T. M. D. Anderson Hospital) - Standby Chilled Water System: Authorization for Project, Completion of Plans and Specifications, Bid Advertisement and Contract Award by U. T. Cancer Center Administration and Appropriation Therefor. -- Upon recommendation of President LeMaistre and Chancellor Walker, the Buildings and Grounds Committee without objection: FILE NO. 2
DOCUMENT —
REMARKS —
- a. Authorized the installation of a standby chilled water system for air conditioning of the original M.D. Anderson Hospital Building and the Gimble and Bates-Freeman additions by tying into the Texas Medical Center Thermal Energy Cooperative Association chilled water system at an estimated total project cost of \$150,000
 - b. Authorized completion of plans and specifications, bid advertisement and award of contract by U. T. Cancer Center Administration
 - c. Appropriated \$150,000 from Account No. 187276 - Physical Plant Repairs and Equipment for total project funding
24. U. T. Cancer Center (U. T. Science Park) - Research Division at Smithville - Laboratory Support Facility: Authorization for Project Appointment of Villalva - Cotera, Austin, Texas, Project Architect to Prepare Preliminary Plans and Appropriation Therefor. -- In order to provide space for additional animal housing, cage washing, a small shop facility and storage area at The University of Texas Science Park - Research Division at Smithville, the Buildings and Grounds Committee unanimously: FILE NO. 2
DOCUMENT —
REMARKS —
- a. Authorized construction of a support facility adjacent to two Research Division Laboratory buildings at Smithville at an estimated total project cost of \$750,000

- b. Appropriated \$750,000 from Account No. 187291 - Science Park Building Expansion for the estimated total project cost

Upon motion of Regent Newton, duly seconded, and without objection, the firm of Villalva - Cotera, Austin, Texas, was appointed Project Architect to prepare preliminary plans and a cost estimate to be presented for consideration at a future Board meeting.

It was noted that this building will contain approximately 11,000 square feet of space.

Attendance

INTRODUCTION OF MS. CAROL MOAK WITH LT. GOVERNOR'S OFFICE. -- Chairman Powell recognized Ms. Carol Moak, a specialist in higher education with the Lt. Governor's Office, and acknowledged with appreciation her attendance at the meeting.

FILE NO. I-
DOCUMENT ---
REMARKS ---

REPORT OF HEALTH AFFAIRS COMMITTEE (Pages 54 - 67). -- Prior to filing the report of the Health Affairs Committee, Committee Chairman Newton announced that David N. Herndon, M.D., would become Chief of Burn Services and Chief of Staff at Shriners Burns Institute in Galveston effective October 1, 1981 and commended Chancellor Walker and President Levin for their efforts in bringing Dr. Herndon to Galveston.

Committee Chairman Newton filed the following report of the Health Affairs Committee stating that all actions had been taken in open session and that all were approved unanimously unless otherwise indicated. The report set out below was adopted without objection:

Report

Based on Model

1. U. T. Austin: Affiliation Agreements with (a) City of Austin, Operator of Brackenridge Hospital, Austin, Texas, (b) Memorial Hospital of Galveston County, Texas City, Texas, and (c) St. Joseph Hospital, Fort Worth, Texas. -- Without objection, approval was given to affiliation agreements by and between The University of Texas at Austin and the following facilities. The agreements had been executed by the appropriate officials of the institution and facility on the dates indicated below to be effective upon approval by the U. T. Board of Regents:

FILE NO. 400
DOCUMENT 121
REMARKS ---

<u>Facility</u>	<u>Agreement Executed</u>
a. City of Austin, Operator of Brackenridge Hospital Austin, Texas	May 5, 1981

This agreement will provide training opportunities for students in the School of Nursing at U. T. Austin.

- b. Memorial Hospital of Galveston
County
Texas City, Texas July 13, 1981
- c. St. Joseph Hospital
Fort Worth, Texas July 13, 1981

The foregoing agreements will provide training opportunities for pharmacy students at U. T. Austin.

These agreements follow the format for affiliation agreements approved by the U. T. Board of Regents on December 16, 1977.

2. U. T. Austin: Affiliation Agreement with St. Mary's Hospital, Galveston, Texas. -- The affiliation agreement set out on Pages 55-61 by and between The University of Texas at Austin and St. Mary's Hospital, Galveston, Texas, was approved without objection. The agreement, executed by the appropriate officials of the institution and facility on June 16, 1981, to be effective upon approval by the U. T. Board of Regents, will provide training opportunities for pharmacy students at U. T. Austin.

FILE NO. 4
DOCUMENT
REMARKS

HEALTH CARE
EDUCATION EXPERIENCE PROGRAM
AFFILIATION AGREEMENT

THIS AGREEMENT made the 16th day of June,
1981, by and between The University of Texas at Austin ("University"),
and St. Mary's Hospital (Facility"), having its principal office at 404
Eighth Street, Galveston, State of Texas.

WITNESSETH:

WHEREAS, Facility now operates St. Mary's Hospital facilities located at 404 Eighth Street, in the City of Galveston, State of Texas, and therein provides health care services for persons in need of such services; and University provides an academic program with respect to health care; and,

WHEREAS, University periodically desires to provide health care related educational experiences for its students, which are not otherwise available to them under the existing program of University, by utilization of appropriate facilities and personnel of Facility; and,

WHEREAS, Facility is committed to a goal of providing the best obtainable supply of personnel educated in the field of health care as being in the best interests of Facility, and by affording health-care students the opportunity to participate in meaningful educational experiences as part of an academic health care program, through utilization of appropriate facilities and personnel of Facility; and,

WHEREAS, in order to accomplish such objectives, University and Facility intend to establish and implement from time to time, one or more educational experience programs which will involve the students and personnel of University, and the facilities and personnel of Facility;

NOW THEREFORE, in consideration of the premises and of the benefits derived and to be derived therefrom and from the program or programs established and implemented by said parties, University and Facility agree that any program agreed to by and between Facility and University, during the term of this Agreement, for purposes of achieving the above described objectives of said parties (hereinafter called "Educational Experience Program", or "Program"), shall be covered by and subject to the following terms and conditions:

1. The program shall not become effective until all agreements between the parties with respect to Program have been reduced to writing ("Program Agreement"), executed by the duly authorized representatives of Facility and University, and approved in writing by the Chancellor of The University of Texas System.

2. The Program may be cancelled by either party by giving such written notice to the other of its intention to terminate the Program as provided in the Program Agreement; provided, however, that the Program shall automatically terminate upon termination of this Agreement.

3. In the event of conflict between the text of Program Agreement and the text of this Agreement, this Agreement shall govern.

4. After Program Agreement becomes effective, no amendments thereto shall be valid unless in writing and executed by the duly authorized representatives of Facility and University, and approved by the Chancellor of The University of Texas System.

5. Except for certain acts to be performed by University pursuant to express provisions of this Agreement, Facility hereby agrees to furnish the premises, personnel, services, and all other things necessary for the Educational Experience Program, as specified in the Program Agreement, and, in connection with such Program further agrees:

(a) To comply with all Federal, State and Municipal laws, ordinances, rules and regulations applicable to performance by Facility of its obligations under this Agreement, and all applicable accreditation requirements, and to certify such compliance to University or other entity when requested to do so by University.

(b) To permit the authority responsible for accreditation of University's curriculum to inspect such facilities, services and other things provided by Facility pursuant to this Agreement as are necessary for accreditation evaluation.

(c) To appoint a person to serve for Facility as liaison (Liaison) to the faculty and students engaged in the Program.

6. University hereby agrees;

(a) To furnish Facility with the names of all persons assigned by University to participate in any program at Facility, together with such other pertinent information

which may be necessary for the Facility to determine the competence of the person to engage in activities at the Facility.

(b) To assign for participation in the Program only those persons (1) who have satisfactorily completed those portions of his/her curriculum which, according to Program Agreement, are prerequisite to such participation. University recognizes that Facility has a non-delegable duty to ascertain the qualifications of any persons assigned to a function in the Facility and therefore such assignments are subject to confirmation by Facility in the discharge of its quality assurance duty, and Facility reserves the right to withdraw all privileges from any persons assigned by University if in the opinion of the Facility said person fails to meet Facility's standards of quality of care and conduct.

(c) To designate a member of the University faculty to coordinate with Facility through its Liaison the learning assignment to be assumed by each student participating in the Program, and to furnish to Facility in writing the name of such faculty member.

7. All notices under this Agreement shall be provided to the party to be notified in writing, either by personal delivery or by United States mail. All notices under this Agreement shall be deemed given to a party when received by such party's designated representative.

8. All agreements between the parties on the subject matter hereof have been reduced to writing herein. No amendments to this Agreement shall be valid unless in writing and signed by the duly authorized representatives of the parties, and approved by the Board of Regents of The University of Texas System.

9. No oral representations of any officer, agent, or employee of Facility or The University of Texas System, or any of its component institutions, (including, but not limited to University), either before or after the effective date of this Agreement, shall affect or modify any obligations of either party hereunder or under any Program Agreement.

10. This Agreement shall be binding on and shall inure to the benefit of the parties and their respective successors and assignees; provided, however, that no assignment by either party shall be effective without prior written approval of the other party. A delay in or failure of performance of either party shall not constitute default hereunder, or give rise to any claim for damages, if and to the extent such delay or failure is caused by occurrences beyond the control of either party.

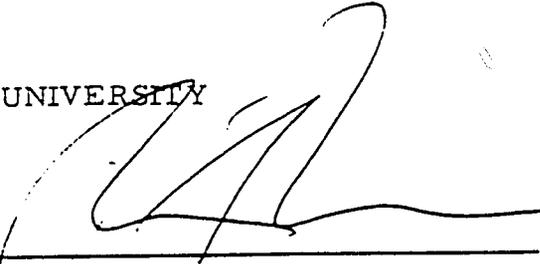
11. This Agreement shall not become effective unless and until approved by the Board of Regents of The University of Texas System. If so approved, this Agreement shall become effective on the date of such approval, and shall continue in effect for an initial term ending one (1) year after the date and year of execution by Facility and University, and after such initial term, from year to year unless one party shall have given ninety (90) days prior written notice to the other party of intention to terminate this Agreement. If such notice is given, this Agreement shall terminate: (a) at the end of the term of this Agreement during which the last day of such ninety (90) day notice period falls; or, (b) when all students enrolled in the Program at the end of the term of this Agreement have completed their respective courses of study under the Program; whichever event last occurs.

12. University shall, to the extent authorized under the constitution and laws of the State of Texas, hold Facility harmless

from liability resulting from University's acts or omissions within the terms of this Agreement; provided, however, University shall not hold Facility harmless from any claims, demands, or causes of action arising in favor of any person or entity, growing out of, incident to, or resulting directly or indirectly from negligence (whether sole, joint, concurring or otherwise) of Facility, its officers, agents, representatives, or employees, or any person or entity not subject to University's supervision or control.

13. University agrees to present certificates of insurance showing Professional Liability Insurance coverage in an amount not less than \$25,000 per claim and \$75,000 annual aggregate, before students participate in the program at the Facility, and to notify Hospital in writing of any revisions in this Professional Liability Insurance policy.

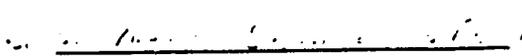
Executed by University and Facility on the day and year first above written, in duplicate copies, each of which shall be deemed an original.

UNIVERSITY


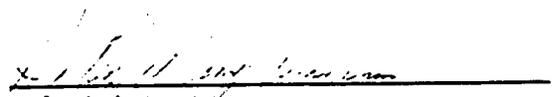
President

ATTEST:

FACILITY-ST. MARY'S HOSPITAL



Secretary, Local
Governing Board



Administrator
Sister Mary Cornelius Murphy

FORM APPROVED:

CONTENT APPROVED:

Kathryn Longley
General Counsel of the
System

Emmett Amund
Vice Chancellor for Academic
Affairs, UT System

Ed Walker
Chancellor, UT System

ATTEST:

THE BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

Secretary
Board of Regents of
The University of Texas System

Chairman, Board of Regents
UT System
JAMES L. POWELL, CHAIRMAN
*Board of Regents of
The University of Texas System*

Based on Model

3. U. T. Health Science Center - Dallas: Affiliation Agreement with Home Care of Dallas, Inc., Dallas, Texas. -- An affiliation agreement by and between The University of Texas Health Science Center at Dallas and Home Care of Dallas, Inc., Dallas, Texas, was approved without objection. The agreement, executed by the appropriate officials of the institution and facility on May 15, 1981, to be effective upon approval by the U. T. Board of Regents, will provide clinical training opportunities for students in the gerontology program at the U. T. Allied Health Sciences School - Dallas.

FILE NO. 4
DOCUMENT
REMARKS -

This agreement follows the format for affiliation agreements approved by the U. T. Board of Regents on December 16, 1977.

4. U. T. Health Science Center - Dallas: Memorandum of Affiliation with Olin E. Teague Veterans' Center, Temple, Texas. -- The Memorandum of Affiliation set out on Pages 62 - 63 by and between The University of Texas Health Science Center at Dallas and the Olin E. Teague Veterans' Center, Temple, Texas, was approved without objection to be effective upon approval by the U. T. Board of Regents and execution by the appropriate officials of the Olin E. Teague Veterans' Center.

FILE NO. 40
DOCUMENT
REMARKS -

This Memorandum of Affiliation will provide educational experiences for students in the physical therapy program at the U. T. Allied Health Sciences School - Dallas.

MEMORANDUM OF AFFILIATION

BETWEEN

THE UNIVERSITY OF TEXAS

AND

OLIN E. TEAGUE VETERANS' CENTER

It is mutually agreed by The University of Texas Health Science Center at Dallas and the Olin E. Teague Veterans' Center, Temple, Texas, that educational experiences for students in the Physical Therapy Program will be provided at the VA facility.

The faculty of UTHSCD will assume responsibility, in coordination with the VA Staff, for the assignment of students. There will be coordination planning by the facility and faculty members. While in the VA facility, students will be subject to VA rules and regulations.

The facility will retain full responsibility for the care of patients and will maintain administrative and professional supervision of students insofar as their presence affects the operation of the facility and/or the direct and indirect care of patients.

Students will receive an orientation to the facility. Faculty members and facility staff supervisors will evaluate the student's performance in mutual consultation and according to the guidelines outlined in the approved curriculum.

The institution complies with title VI of the Civil Rights Act of 1964, title IX of the Education Amendments of 1972 and section 504 of the Rehabilitation Act of 1973, and related regulations, and assures that it does not and will not discriminate against any employee or applicant for employment or registration in the course of study because of race, color, creed, sex, national origin, or handicap.

Nothing in the agreement is intended to be contrary to State or Federal laws. In the event of conflict between terms of this agreement and applicable State or Federal law, that State or Federal law will supersede the terms of this agreement. In the event of conflict between State and Federal laws, Federal laws will govern.

A periodic review of program and policies will be conducted under the auspices of the Office of Academic Affairs.

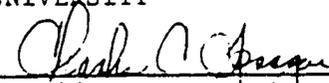
This Memorandum of Affiliation may be terminated by either party on notice to the other six months in advance of the next training experience.

ATTEST:

FACILITY

President, Olin E. Teague
Veterans' Center

UNIVERSITY



President
The University of Texas Health
Science Center at Dallas

FORM APPROVED:

Patricia Grogan
 General Counsel
 The University of Texas System

CONTENT APPROVED:

Waverly R. Harding
 Special Assistant to the Vice
 Chancellor for Health Affairs
 The University of Texas System

Ed Walker
 Chancellor
 The University of Texas System

ATTEST:

 Secretary, Board of Regents
 The University of Texas System

THE BOARD OF REGENTS OF THE
 UNIVERSITY OF TEXAS SYSTEM

 Chairman, Board of Regents
 The University of Texas System
JAMES L. POWELL, CHAIRMAN
 Board of Regents of
 The University of Texas System

- Based on Model
5. U. T. Galveston Medical Branch: Affiliation Agreement with Tropical Texas Center for Mental Health and Mental Retardation, Edinburg, Texas. -- Approval was given without objection to an affiliation agreement by and between The University of Texas Medical Branch at Galveston and Tropical Texas Center for Mental Health and Mental Retardation, Edinburg, Texas. The agreement, which had been executed by the appropriate officials of the institution and the facility to be effective upon approval by the U. T. Board of Regents, will provide clinical education experiences for students in the U. T. Galveston Allied Health Sciences School.

FILE NO. 40
 DOCUMENT
 REMARKS

This agreement follows the format for affiliation agreements approved by the U. T. Board of Regents on December 16, 1977.

- Based on Model
6. U. T. Health Science Center - Houston: Affiliation Agreement with The Methodist Hospital, Houston, Texas. -- An affiliation agreement by and between The University of Texas Health Science Center at Houston and The Methodist Hospital, Houston, Texas, was approved without objection. The agreement, which had been executed by the appropriate officials of the institution and the facility to be effective upon approval by the U. T. Board of Regents, will provide educational opportunities for students in the U. T. Nursing School - Houston.

FILE NO. 4
 DOCUMENT
 REMARKS

This agreement follows the format for affiliation agreements approved by the U. T. Board of Regents on December 16, 1977.

- 7. U. T. Health Science Center - Houston (U. T. Medical School - Houston):
Authorization to Submit to the Coordinating Board a Proposal to Change
the Division of Otolaryngology in the Department of Surgery to a Full
Department of Otolaryngology (Catalog Change). --Without objection,
 authorization was given for the Administration to submit to the Coordinating Board, Texas College and University System a proposal to change the Division of Otolaryngology in the Department of Surgery to a full Department of Otolaryngology at The University of Texas Medical School at Houston. This organizational and administrative change can be made without additional funding.
 FILE NO. A
DOCUMENT
REMARKS

If approved by the Coordinating Board, the next appropriate catalog published at the U. T. Health Science Center - Houston will be amended to conform.

- 8. U. T. Health Science Center - Houston (U. T. Medical School - Houston):
Authorization to Consolidate the Departments of Family Practice and
Community Medicine Into One Department to be Designated the Department of Family Practice and Community Medicine and to Report to
Coordinating Board (Catalog Change). -- Authorization was granted to
 consolidate the Departments of Family Practice and Community Medicine into one department to be designated the Department of Family Practice and Community Medicine at the U. T. Medical School - Houston of The University of Texas Health Science Center at Houston and to so notify the Coordinating Board, Texas College and University System for any appropriate action. It was reported that this change will not require additional expenditures above those currently available and/or projected for the two now-existing departments.
 FILE NO. A
DOCUMENT
REMARKS

If approved by the Coordinating Board, the next appropriate catalog published at the U. T. Health Science Center - Houston will be amended to conform.

- 9. U. T. Health Science Center - Houston (U. T. Allied Health Sciences School - Houston): Authorization to Seek Permission from Coordinating Board to Establish a Bachelor of Science in Perfusion Technology (Catalog Change). --Without objection, approval was given to seek permission from the Coordinating Board, Texas College and University System to establish a Bachelor of Science in Perfusion Technology at The University of Texas Allied Health Sciences School at Houston. Funds from legislative appropriations and other sources available to the U. T. Health Science Center - Houston will be adequate to support the program during the initial development phase and funds for continued support will be sought through legislative budget requests in the next biennium.
 FILE NO. A
DOCUMENT
REMARKS

If this program is approved by the Coordinating Board, the next appropriate catalog published at the U. T. Health Science Center - Houston will be so amended.

- 10. U. T. Health Science Center - Houston (U. T. Nursing School - Houston):
Authorization to Submit to the Coordinating Board a Proposal to Add a
Functional Track Within the Existing Master of Science in Nursing Program for a Nurse Practitioner With Specialization in Gerontology,
Emergency Care or Perinatology (Catalog Change). -- Unanimous approval was given for the Administration to submit to the Coordinating Board, Texas College and University System a proposal to add a
 FILE NO. A
DOCUMENT
REMARKS

functional track within the existing Master of Science in Nursing Program for a Nurse Practitioner with specialization in Gerontology, Emergency Care or Perinatology at The University of Texas School of Nursing at Houston. The track will require eighty-three (83) quarter hours and two academic years to complete as compared to fifty-five (55) quarter hours and five academic quarters for the current tracks as clinician, administrator or educator.

If approved by the Coordinating Board, the next appropriate catalog published at the U. T. Health Science Center - Houston will be amended to conform.

11. U. T. Health Science Center - Houston: Approval of a Corporate Liaison Program for Private Fund Development Purposes. -- Upon recommendation of President Bulger and Chancellor Walker, with the concurrence of the U. T. Health Science Center - Houston Development Board, unanimous approval was given for a Corporate Liaison Program as an additional technique for private fund development at The University of Texas Health Science Center at Houston.

FILE NO. 18
DOCUMENT
REMARKS -

It was pointed out that corporate membership in the program will be either \$10,000 or \$20,000 annually, based upon the size of the corporation, and will provide members with easy access to the faculty and resources of the U. T. Health Science Center - Houston. The initial program areas will be toxicology, technology development and health assessment and promotion, with programs in cell biology and analytical chemistry being considered. Specifically, corporate/industrial membership will include:

- a. Conferences with faculty and staff to discuss research and technology problems
- b. Seminars and symposia in special technical areas
- c. Continuing education programs
- d. Copies of the Texas Health Letter to employees
- e. Linkage with the U. T. Health Science Center - Houston television network for educational programming
- f. Consultation on employee health promotion programs

12. U. T. Health Science Center - Houston - Development Board; Nominee. -- A nominee for membership on The University of Texas Health Science Center at Houston Development Board for a term to expire in 1982 was approved without objection. The name of the nominee will be reported for the record after he has been contacted and has accepted the appointment.

FILE NO. 18
DOCUMENT
REMARKS -

AGREEMENT

THE STATE OF TEXAS :
:
COUNTY OF BEXAR :

This AGREEMENT made the 23 day of June, 1981, by and between the BOARD OF MANAGERS OF THE BEXAR COUNTY HOSPITAL DISTRICT, a political subdivision, hereinafter sometimes called "Hospital Board," and the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM for and on behalf of The University of Texas Medical School at San Antonio, hereinafter sometimes called "Medical School",

WITNESSETH:

WHEREAS, The Hospital Board and Medical School entered into an Affiliation Agreement August 12, 1968 whereby the facilities operated by the Hospital Board are designated as teaching facilities for the Medical School in order to obtain the common objectives for medical services and professional care of patients; and

WHEREAS, such agreement was amended October 6, 1970 by adding section 8a to authorize the Medical School to furnish certain management services to the Hospital Board; and

WHEREAS, The Hospital Board and Medical School have determined that it is in the best interest of both parties that Medical School no longer furnish the management services authorized by the amendment of October 6, 1970 but to continue the affiliation under the terms of original agreement dated August 12, 1968;

NOW, THEREFORE, in consideration of the mutual benefits the parties do agree as follows:

1. Paragraph 8a is hereby deleted, effective August 1, 1981.
2. The agreement dated August 12, 1968 shall remain in full force and effect.

EXECUTED by the parties on the day and year first above written.

ATTEST:

FACILITY

Sylvia Zamarron
Secretary, Board of Managers

Tom Frazier
Chairman, Board of Managers

UNIVERSITY

Frank Harmon
President
The University of Texas Health
Science Center at San Antonio

FORM APPROVED:

CONTENT APPROVED:

Kathryn Longley
General Counsel
The University of Texas System

Warren S. Harding
Special Assistant to the Vice
Chancellor for Health Affairs
The University of Texas System

Ed Walker
Chancellor
The University of Texas System

ATTEST:

THE BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

Secretary, Board of Regents
The University of Texas System

Chairman, Board of Regents
The University of Texas System

REPORT OF LAND AND INVESTMENT COMMITTEE (Pages 68 - 111). --
Committee Chairman Hay filed with the Secretary the following report of
the Land and Investment Committee stating that all items had been con-
ducted in open session and were unanimously approved unless otherwise
indicated. The report was adopted without objection:

The documents in this report will be executed in accordance
with the Regents' Rules and Regulations in effect at the time
of the meeting of the Land and Investment Committee. These
provide that the Chairman of the Board of Regents has authority
to execute any instrument authorized by the Board and that the
Vice-Chairman of the Board and the Chancellor, the Vice
Chancellor for Business Affairs and the Vice Chancellor for
Lands Management of the System may execute, unless other-
wise indicated in the report, all necessary instruments authorized
in this report when each has been approved as to form by an
attorney in the Office of General Counsel and as to content
by the appropriate official. These instruments relate to real
estate or mineral interests held or controlled by the Board of
Regents as a part of the Permanent University Fund or as a
part of any Trust or Special Fund.

I. PERMANENT UNIVERSITY FUND

A. INVESTMENT MATTERS

Report on Clearance of Monies to Permanent University Fund for May and June 1981 and Report on Oil and Gas Development as of June 30, 1981. --The following reports with respect to (a) certain monies cleared to the Permanent University Fund for May and June 1981 and (b) Oil and Gas Development as of June 30, 1981 were submitted by the Executive Director for Investments and Trusts:

FILE NO. 1000
DOCUMENT
REMARKS

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<u>Permanent University Fund</u>	<u>May, 1981</u>	<u>June, 1981</u>	<u>Cumulative This Fiscal Year (1980-1981)</u>	<u>Cumulative Preceding Fiscal Year (1979-1980)</u>	<u>Per Cent Change</u>
Royalty					
Oil	\$ 9,937,924.92	\$10,990,812.40	\$ 91,268,140.45	\$63,917,425.95	42.79%
Gas	3,746,557.91	2,801,188.33	32,020,912.51	29,487,486.17	8.59%
Sulphur	538,211.93	650,141.05	4,415,292.40	2,677,938.76	64.88%
Water	51,233.06	33,559.63	223,934.20	263,694.09	(15.08%)
Brine	3,593.75	4,961.04	49,082.38	34,544.06	42.09%
Rental					
Oil and Gas Leases	4,069.70	67,208.90	1,768,226.31	2,251,901.35	(21.48%)
Other		664.12	5,578.47	13,678.47	(59.22%)
Sale of Sand, Gravel, Etc.	3,460.00		41,218.19	40,163.73	2.63%
Gain or (Loss) on Sale of Securities	1,380,924.95	7,908,733.74	9,762,513.16	39,897.94	
Transfer from Special 1% Fee Fund			150,000.00	-0-	100.00%
Sub-Total	<u>\$15,665,976.22</u>	<u>\$22,457,269.21</u>	<u>\$139,704,898.07</u>	<u>\$98,726,730.52</u>	41.51%
Bonuses					
Oil and Gas Lease Sales	\$ -0-	\$ -0-	\$ 97,073,500.00	\$ -0-	100.00%
Amendments and Extensions to Mineral Leases	131,504.57	141,780.65	811,660.51	252,467.75	221.49%
Total Bonuses	<u>\$ 131,504.57</u>	<u>\$ 141,780.65</u>	<u>\$ 97,885,160.51</u>	<u>\$ 252,467.75</u>	
TOTAL CLEARANCES	<u>\$15,797,480.79</u>	<u>\$22,599,049.86</u>	<u>\$237,590,058.58</u>	<u>\$98,979,198.27</u>	140.04%

Oil and Gas Development - June 30, 1981
Acreage Under Lease - 1,020,373

Number of Producing Acres - 456,091

Number of Producing Leases - 1,923

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B. LAND MATTERS

1. Easements and Surface Leases Nos. 5436-5467, Material Source Permits Nos. 610-611, Assignment of Leases Nos. 3705, 4251 and 4712 and Potable/Industrial Water Contract No. 192. -- Applications for Easements and Surface Leases Nos. 5436-5467, Material Source Permits Nos. 610-611, Assignment of Leases Nos. 3705, 4251 and 4712 and Potable/Industrial Water Contract No. 192 that were recommended by the Vice Chancellor for Business Affairs were approved. All have been approved as to content by the appropriate officials. Payment for each has been received unless otherwise indicated, and each document is on the University's standard form when applicable and is at the standard rate effective August 1, 1979, (adopted June 1, 1979) unless otherwise indicated.

a. Easements and Surface Leases Nos. 5436-5467

FILE NO. 1000
DOCUMENT 327-70-
REMARKS

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
5436	American Telephone & Telegraph Co. (Renewal of 3277)	Surface Lease Radio relay station	Hudspeth	J & K	1.20 Acres	7/1/81- 6/30/91	\$ 3,000.00 (Full)
5437	American Telephone & Telegraph Co. (Renewal of 3273)	Surface Lease Radio relay station	Hudspeth	G	1.0 Acres	7/1/81- 6/30/91	3,000.00 (Full)
5438	Bigheart Pipe Line Corporation	Surface Lease Crude oil receipt & delivery station	Reagan	11	0.709 Acres	7/1/81- 6/30/91	2,000.00 (Full)
5439	Thomas Calvin Sellers & Paul L. Snelson	Surface Lease Mobile home park	Ward	16	17.43 Acres	8/1/81- 7/31/82	5,400.00*
5440	Sage Energy, Inc.	Surface Lease Oil field equip. yard	Reagan	11	200' x 200'	7/1/81- 6/30/82	500.00*
5441	T.L.H., Inc.	Surface Lease Office and truck yard	Ward	16	300' x 471'	7/1/81- 6/30/82	1,578.50*

*Renewable from year to year, not to exceed a total of Ten (10) years. Negotiated by the Manager of University Lands, Surface Interests.

1000

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
5442	Circle T Welding Service	Surface Lease Truck & welding yard	Reagan	11	200' x 250'	7/1/81- 6/30/82	\$ 700.00*
5443	DIAB, Inc. dba Diamond B Lease Works	Surface Lease Office & truck yard	Ward	16	150' x 250'	7/1/81- 6/30/82	600.00*
5444	Continental Telephone of Texas	Power Line Telephone line	Andrews	11	450 rods of buried line	4/1/81- 3/31/91	900.00
5445	Cap Rock Electric Cooperative, Inc.	Power Line Distribution	Reagan	58	468.49 rods of Single pole	5/1/81- 4/30/91	702.74
5446	M R Oil Company	Power Line Distribution	Winkler	17 & 21	302 rods of Single pole	1/1/81- 12/31/91	453.00
5447	Texas Electric Service Company (Renewal of 3293)	Power Line Distribution	Andrews, Crane Martin Ward	1, 4, 10, 11 & 12 31 & 30 7 16	1,120 rods of Single pole	8/1/81- 7/31/91	1,120.00
5448	Apache Gas Corporation	Pipe Line Gas line	Pecos	28	486.79 rods of 6 inch	3/1/81- 2/28/91	1,703.77
5449	BTA Oil Producers (Renewal of 3326)	Pipe Line Gas line	Ward	16	111.02 rods of 2-7/8 inch	9/1/81- 8/31/91	333.06
5450	Colorado River Municipal Water District (Renewal of 3291)	Pipe Line Water line	Ward	16	381.82 rods of 35 inch	6/1/81- 5/31/91	1,527.28
5451	El Paso Hydrocarbons Company (Renewal of 3302)	Pipe Line gas line	Hudspeth	"J"	1,075.21 rods of 4-1/2 inch	7/1/81- 6/30/91	3,225.63

*Renewable from year to year, not to exceed a total of Ten (10) years. Negotiated by the Manager of University Lands, Surface Interests.

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
5452	El Paso Natural Gas Company	Pipe Line Gas line	Pecos	23	95.76 rods of 4-1/2 inch	5/1/81- 4/30/91	\$ 335.16
5453	Exxon Pipeline Company (Renewal of 3206)	Pipe Line Crude oil	Andrews	9	6.6 rods of 4 inch	6/1/81- 5/31/91	200.00 (Min.)
5454	Exxon Pipeline Company (Renewal of 3215)	Pipe Line Crude oil	Crane	31	159.80 rods of 4 inch	5/1/81- 4/30/91	479.40
5455	Exxon Pipeline Company (Renewal of 3218)	Pipe Line Crude oil	Crane	31	86.10 rods of 4 inch	6/1/81- 5/30/91	258.30
5456	Exxon Pipeline Company (Renewal of 3219)	Pipe Line Crude oil	Andrews	9	193.10 rods of 4 inch	5/1/81- 4/30/91	579.30
5457	Fin-Tex Pipe Line Company (Renewal of 3258)	Pipe Line Oil line	Ward	16	178 rods of 4 inch	9/1/81- 8/31/91	534.00
5458	Gulf Oil Corporation (Renewal of 3317)	Pipe Line Water line	Crane	30	100 rods of 2-3/8 inch	9/1/81- 8/31/91	300.00
5459	Phillips Petroleum Company (Renewal of 3259)	Pipe Line Gas line	Ector	35	140.40 rods of 6-5/8 inch	7/1/81- 6/30/91	421.20
5460	Phillips Petroleum Company (Renewal of 3260, 3262 & 3311)	Pipe Line Gas line	Andrews	4, 10 & 13	1,600.20 rods of 6 inch	7/1/81- 6/30/91	4,800.60
5461	Phillips Petroleum Company (Renewal of 3261 & 3265)	Pipe Line Oil line	Andrews	9 & 13	179.70 rods of 4-1/2 inch	7/1/81- 6/30/91	539.10
5462	Phillips Petroleum Company (Renewal of 3296)	Pipe Line Gas line	Crane	30 & 31	2,034.60 rods under 12 inch	8/1/81- 7/31/91	6,103.80

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No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
5463	Phillips Petroleum Company	Pipe Line Gas line	Upton	58	91.58 rods of 6-5/8 inch	7/1/81-6/30/91	\$ 320.53
5464	Phillips Petroleum Company	Pipe Line Gas line	Andrews	9	473.26 rods under 12 inch	5/1/81-4/30/91	1,656.42
5465	Phillips Petroleum Company	Pipe Line Crude oil	Andrews	14	280.79 rods of 4-1/2 inch	5/1/81-4/30/91	982.77
5466	Northern Natural Gas Company	Pipe Line Gas line	Crockett	51	176.67 rods of 6-5/8 inch	7/1/81-6/30/91	618.34
5467	American Well Servicing Company	Surface Lease Office & truck yard site	Reagan	11	188' x 140'	7/1/81-6/30/82	1,300.00*

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*Renewable from year to year, not to exceed a total of Ten (10) years. Negotiated by the Manager of University Lands, Oil, Gas and Mineral Interests.

b. Material Source Permits Nos. 610-611

No.	Grantee	County	Location	Quantity	Consideration
610	Seidel, Inc.	Upton	Block 4	798 cubic yards of crushed base material	\$ 798.00
611	B & H Maintenance & Construction Company of Eldorado, Inc.	Crockett	Block 51	1,280 cubic yards of caliche	640.00

FILE NO. 1600
DOCUMENT 27
REMARKS

4335

FILE NO. 1009
DOCUMENT 37
REMARKS

c. Assignment of Leases Nos. 3705, 4251 and 4712

No.	Assignor	Assignee	Type of Permit	County	Consideration
3705	C. R. Winfield	Frank Ligon Oil Company	Surface Lease	Pecos	\$ 200.00
4251	C. R. Winfield	Frank Ligon Oil Company	Surface Lease	Pecos	200.00
4712	Chevron Pipe Line Company of El Paso	Navajo Pipe Line Company & Midland-Lea Pipe Line Company	Pipe Line	Hudspeth & Winkler	200.00

d. Potable/Industrial Water Contract No. 192

There are no standard agreements for water contracts. These have been negotiated by the Manager of University Lands, Oil, Gas and Mineral Interests. Rates are similar to those approved by the Board in recent years.

FILE NO. 1009
DOCUMENT 37
REMARKS

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No.	Grantee	County	Location	Period	Consideration
192	El Paso Natural Gas Company (Renewal of 72)	Andrews	Block 9	5/1/81- 4/30/86	\$ 1,000.00*

*The annual royalty is \$0.15 per 1,000 gallons of water produced, with a minimum of \$0.15 per acre per month.

4005

2. Permanent University Fund: Approval of Fees to be Charged for Instruments Furnished by the University Lands Accounting Office. -- Upon recommendation of Chancellor Walker, and without objection, the fees to be charged for instruments furnished by the University Lands Accounting Office were approved as follows:
- FILE NO. 1022
DOCUMENT
REMARKS

Preparation of Certificates of Fact

Certificates of Facts involving examination of one file	\$25.00
Each additional file	7.50
Each other certificate not otherwise provided for	7.50

Copies

All records of the University Lands Accounting Office per page \$ 1.00

West Texas Lands - Surface Leasing Policies

3. Permanent University Fund - University Lands: Amendment of Damage Schedule and Program. -- Upon recommendation of the Manager of University Lands - Surface Interests and Chancellor Walker, and without objection, the Damage Schedule and Program for University Lands was amended effective September 1, 1981, to read as follows:
- FILE NO. 1022
DOCUMENT
REMARKS

THE UNIVERSITY OF TEXAS LANDS
DAMAGE SCHEDULE EFFECTIVE SEPTEMBER 1, 1981

All monies received by The University of Texas System for damage to University Lands are to be used for the purposes of conservation, reclamation, and improvement of these lands; provided, however:

- a. Payment of the standard damage rates does not in any way limit the liability of a company or operator in an action at law for any damages caused by reason of acts of negligence.
- b. Compensation for acts of negligence, such as loss or injury to livestock or excessive grass damage, shall be paid directly to the grazing lessee.
- c. All damages for all non-drilling operations on revegetated areas shall be twice the current damage rate schedule. One-third of this new damage rate shall be paid directly to the grazing lessee and the other two-thirds to The University of Texas System, acting as agent for the grazing lessee.

In the event of a disagreement between the grazing lessee and the company or operator, the Manager of University Lands - Surface Interests or his representative will arbitrate and fix damage payments.

All checks submitted to The University of Texas System for damages are to be made payable to "The University of Texas System." All

damage payments should indicate county, section, block, and surface lease where damages were incurred.

All operators must notify both the Manager of University Lands - Surface Interests or his representative and grazing lessee before any operation begins.

No fences shall be cut or cattle guards installed without permission of the Manager of University Lands - Surface Interests or his representative.

All standard damage payments or correspondence concerning this schedule or policies shall be mailed to:

Mr. Billy Carr
 Manager of University Lands -
 Surface Interests
 P. O. Box 553
 Midland, Texas 79702

RATES

A. WELL LOCATIONS (As permitted by Railroad Commission)		
1.	15,000 feet or less (drilling depth)/location	\$2,000.00
2.	In excess of 15,000 feet (drilling depth)/location	3,000.00
3.	Re-entry (no charge until expiration or release of lease, then rates shown under 1 and 2 are to be followed)	
(THE ABOVE RATES INCLUDED SPACE FOR TANK BATTERIES, FLOW LINES, TEMPORARY WATER LINES, AND ELECTRIC LINES.)		
4.	Skidding of rig/rod	7.50
5.	New road construction (except on own lease) or use of existing ranch road/rod	4.00
B. PIPELINE CONSTRUCTION (OD diameters)		
1.	Line relocation per rod	2.00
2.	Lines under 12"/rod	4.00
3.	Lines 12" and under 36"/rod	6.00
4.	Lines 36" and over/rod	Negotiated
5.	Removal or replacement of buried lines/rod	2.00
C. POWER AND TELEPHONE LINE CONSTRUCTION		
1.	Single pole distribution/rod (33,000 volts maximum)	.75

2.	Single pole transmission/rod	\$.85
3.	Single pole telephone line construction/rod	.75
4.	Buried cables, rod	2.00
5.	H-frame/rod	2.00
6.	Steel tower/rod	4.00
7.	Removal or replacement of line/rod	1.00
8.	Removal of buried cable/rod	1.50

D. MATERIAL SOURCE PERMITS and road access

1.	Per pit entry and use of access road (Before caliche can be re- moved, permission must be obtained from the Manager of University Lands - Surface Interests or his representative and at his request pits must be leveled in an acceptable manner.)	500.00
2.	Opening of new pit and use of access road	700.00

E. GEOPHYSICAL OPERATIONS

Damage payments for geophysical operations shall be as follows: (Double through revegetated areas)

1.	Gravity meter and magnetometer survey operations per crew per day	150.00
2.	Single shot (reflection or refraction shooting per shot hole)	110.00
3.	Seismic weight-dropping, vibrators, dinoeis operations per mile	600.00
4.	Shooting crews per mile	650.00
5.	Velocity Survey	500.00
6.	Experimental Work	Negotiated

DAMAGE PROGRAM

All monies received by The University of Texas System for damage to University Lands are to be used for the purposes of conservation, reclamation, and improvement of these lands.

Providing the grazing lessee is under a flexible grazing lease, part of these monies may be used for repairs of existing improvements or as compensation for livestock and/or grass damages in a manner set out below.

In 1969, The University of Texas System started a damage program. In this program, The University of Texas System acts as agent for the grazing lessee and carries out the following functions:

1. collects damage payments for damages to each grazing lease
2. insures proper payment by matching damage checks with reports submitted by University Lands field representatives

3. maintains separate records for each grazing lessee of damage payments received for damage to each grazing lease
4. keeps all damage monies for each grazing lessee until approved ranch improvements and/or range conservation programs are made
5. reimburses each grazing lessee for such approved ranch improvements and/or range conservation programs for which receipts have been furnished and damage monies are available for that lease and grazing lessee. The grazing lessee may use 100% of damage monies for these purposes
6. reimburses each grazing lessee, under a flexible grazing lease, up to one-third of the damage monies for approved ranch repairs, at the option of The University of Texas System
7. reimburses each grazing lessee, under a flexible grazing lease, up to one-fourth of the damage monies collected for drilling operations as compensation for livestock and/or grass damages, at the option of The University of Texas System. This does not include damage monies collected for pipeline, seismograph, or any non-drilling operations
8. reserves the right to take all or part of any damage monies received during a single calendar year by a grazing lessee for livestock and/or grass damages associated with drilling operations that are in excess of the combined hunting and grazing lease fees in effect for that year
9. notifies quarterly, each grazing lessee the amount of damage money being held for each grazing lease
10. keeps records of ranch improvement and/or range conservation program expenses in excess of damage monies received for damage to a particular lease
11. pays for such expenses in the future should additional damage monies be received

The grazing lessee has the following responsibilities:

1. uses all damage monies received back on the land except for monies received as compensation for livestock and/or grass damages from drilling operations only
2. notifies the University Lands - Surface Interests office of any errors in the accounting of damage monies
3. uses approved Soil Conservation Service ranch improvements and/or range conservation programs or such improvements or programs that are approved by the Manager of University Lands - Surface Interests or his representative
4. provides receipts of expenditures for all ranch improvements, repairs and/or range conservation programs to the Manager of University Lands - Surface Interests or his representative for which reimbursement with damage monies is expected

Any earnings from the temporary investments of funds received for damage payments may be expended in connection with the University Lands conservation and land utilization programs as may be recommended by the Manager of University Lands - Surface Interests and approved by the Vice Chancellor for Lands Management.

West Texas Lands - Surface Leasing Policies

4. Permanent University Fund - University Lands: Revised Rate Schedule for (a) Pipe Line Easements, (b) Power and Telephone Line Easements, (c) Surface Leases (Other than Grazing), (d) Material Source Permits (Caliche, Etc.), and (e) Assignments, Transfer or Correction of Easements, Leases, Etc. -- Upon recommendation of the Manager of University Lands - Surface Interests and Chancellor Walker and without objection, the schedule of rates payable to The University of Texas System as consideration for grants of (a) Pipe Line Easements, (b) Power and Telephone Line Easements, (c) Surface Leases (other than grazing), (d) Material Source Permits (caliche, etc.), and (e) Assignments, Transfer or Correction of Easements, Leases, etc., was revised as set forth on Pages 79-81 to be effective September 1, 1981.

FILE NO. 1003
DOCUMENT
REMARKS

A. PIPE LINE EASEMENTS RATES

Standard rates for varying sizes of pipe line, OD diameters, the rates being per rod for a ten-year period, payable in advance:

- | | | |
|----|--|------------|
| 1. | New Pipe Line Construction Rate/Rod | |
| | a. Lines under 12" | \$ 4.50 |
| | b. Lines 12" and under 36" | 9.50 |
| | c. Lines 36" and over | Negotiated |
| 2. | Pipe Line Renewal Rate/Rod | |
| | a. Lines under 12" | 4.00 |
| | b. Lines 12" and under 36" | 5.50 |
| | c. Lines 36" and over | Negotiated |
| 3. | MINIMUM for a pipe line easement | 300.00 |
| 4. | FILING FEE in the amount of \$5.00 made payable to the General Land Office must be submitted with all easements. | |

B. POWER AND TELEPHONE LINE EASEMENTS

Standard rates for varying types of lines, the rates being per rod for a ten-year period, payable in advance:

- | | | |
|----|--|---------|
| 1. | New Single Pole Construction Rate/Rod | |
| | a. Single pole distribution (33,000 volts maximum) | \$ 1.75 |
| | b. Single pole transmission | 2.50 |
| | c. Single pole telephone lines | 1.75 |
| | d. Buried telephone cable | 2.50 |
| | e. H-frame pole construction | 5.00 |
| | f. Steel tower construction | 9.00 |

2.	Single Pole Renewal Rate/Rod	
	a. Single pole distribution (33,000 volts maximum)	1.25
	b. Single pole transmission	2.00
	c. Single pole telephone lines	1.25
	d. Buried telephone cable	2.00
	e. H-frame pole construction	4.00
	f. Steel tower construction	7.00
3.	MINIMUM for a power or telephone line easement	300.00
4.	FILING FEE in the amount of \$5.00 made payable to the General Land Office must be submitted with all easements.	
C. SURFACE LEASES (other than grazing)		
1.	Standard rates for various leases:	
	a. Plant sites, booster stations, etc., per acre per year (payable in advance for a ten-year period)	55.00
	b. Tower sites/year (payable in advance for a ten-year period)	400.00
	c. Business sites, residential sites and other miscellaneous leases (annual rental payment)	Negotiated
2.	MINIMUM for any type surface lease/year	300.00
3.	NO FILING FEE required	
D. MATERIAL SOURCE PERMITS (Caliche, etc.)		
1.	Standard rate for one project:	
	a. Per cubic yard, under 20,000 cubic yards	\$.75
	b. 20,000 cubic yards or over	Negotiated (\$.40 min.)
	c. Sale to highway construction	Negotiated
2.	Caliche Pit Reclamation Surcharge	
	a. All caliche sales per yard under 20,000 cubic yards	.25

- b. 20,000 cubic yards or over Negotiated
- c. Sale to highway construction Negotiated
3. MINIMUM for each permit 300.00
4. Separate check (made payable to The University of Texas System) must be submitted for State Sales Tax at the then current rate.
5. NO FILING FEE required.

E. ASSIGNMENTS, TRANSFER OR CORRECTION OF EASEMENTS, LEASES, ETC.

1. The only exception will be if other consideration, in the amount of \$200.00 or more, such as bonus for a grazing lease is paid to The University of Texas System. 300.00
2. FILING FEE in the amount of \$5.00 made payable to the General Land Office is required for assignments.
5. Balcones Res. Com: Research Project w/ Respect To Suitability of Lands for Grape Vineyard
 Permanent University Fund: Report on Request for Proposals for Consulting Services to Assess the Economic Feasibility of Vineyard/Winery Development on University Lands in West Texas - Recommendation to Accept Proposal and Appropriation Therefor (Deferred). --With regard to the report on request for proposals for consulting services to assess the economic feasibility of Vineyard/Winery Development on University lands in West Texas, action was deferred until the scheduled October meeting in order to allow additional review and analysis by the Board. FILE NO. 1070
 DOCUMENT
 REMARKS
6. Permanent University Fund - University Lands: Approval of Water Contract No. 193 Covering 13,549.6 Acres Out of Blocks 5 and 13, Crockett and Upton Counties, Texas, to Upton County Water District. -- Upon the recommendation of Vice Chancellor Boyd and Chancellor Walker, Water Contract No. 193 (Pages 83 - 99) covering 13,549.6 acres out of Blocks 5 and 13, Crockett and Upton Counties, Texas, was granted to Upton County Water District. The principal terms of the agreement are as follows: FILE NO. 1070
 DOCUMENT
 REMARKS

The effective date of the contract shall be August 14, 1981, and the primary term shall be for a period of ten (10) years, with four subsequent options to renew for ten-year periods.

For the first year of the original term during which initial construction occurs, the lessee shall pay as royalty the

greater of \$1.00 per acre or \$0.085 per 1,000 gallons of water produced. For the remaining nine (9) years of the original term, the annual royalty shall be the greatest of the following:

- a. \$2.00 per acre
- b. \$20,000
- c. \$0.085 per 1,000 gallons of water produced.

For the second ten-year term, the annual royalty shall be the greatest of the following:

- a. \$2.25 per acre
- b. \$25,000
- c. \$0.090 per 1,000 gallons of water produced, adjusted for the cost of living increase or decrease.

For the third ten-year term, the annual royalty shall be the greatest of the following:

- a. \$2.25 per acre
- b. \$25,000
- c. \$0.095 per 1,000 gallons of water produced, adjusted for the cost of living increase or decrease.

For the fourth ten-year term, the annual royalty shall be the greatest of the following:

- a. \$2.50 per acre
- b. \$25,000
- c. \$0.100 per 1,000 gallons of water produced, adjusted for the cost of living increase or decrease.

For the fifth ten-year term, the annual royalty shall be the greatest of the following:

- a. \$2.50 per acre
- b. \$25,000
- c. \$0.105 per 1,000 gallons of water produced, adjusted for the cost of living increase or decrease.

All terms of this agreement are in compliance with the policies, rules and regulations concerning ground water on University Lands as adopted by the U. T. Board of Regents on September 14, 1973.

In response to an inquiry by Chairman Powell, Mr. Laddie Long, Manager of University Lands - Oil, Gas and Mineral Interests, indicated that the water contract conforms to the Board of Regents ground water policy which forbids the use of ground water for purposes other than ordinary municipal use.

THE STATE OF TEXAS §
 COUNTIES OF TRAVIS
 AND UPTON §

WATER CONTRACT NO. 193
WATER RIGHTS LEASE

THIS AGREEMENT made and effective this the 14th day of
August, 1981, by and between THE BOARD OF REGENTS OF
 THE UNIVERSITY OF TEXAS SYSTEM, Austin, Texas, hereinafter
 styled "Lessor;" and UPTON COUNTY WATER DISTRICT, Upton County,
 Texas, a conservation and reclamation district, hereinafter
 styled "Lessee."

WITNESSETH:

I.

SUBJECT-MATTER OF LEASE:

In consideration of the royalties herein provided and the
 agreements of Lessee herein contained, Lessor hereby grants,
 leases and lets unto Lessee for the term hereinafter set out for
 the purpose of investigating, exploring, prospecting, drilling
 for and producing, for Lessee's purposes only, all the potable
 water or water capable of being made potable as located in, on
 and under the following described lands in Crockett, Reagan and
 Upton Counties, Texas, to-wit:

The following acreage out of Block 5, University Lands,
 Crockett, and Upton Counties, Texas:

All of Section 21
 All of Section 22
 All of Section 23
 All of Section 24

The following acreage out of Block 5, University Lands,
 Crockett County, Texas:

All of Section 25
All of Section 26
All of Section 27
All of Section 28
All of Section 29
All of Section 30
All of Section 31
All of Section 32
All of Section 33
All of Section 34
All of Section 35
All of Section 36

The following acreage out of Block 13, University Lands,
Crockett County, Texas:

All of Section 1
All of Section 2
All of Section 5
All of Section 6

Containing in the aggregate 13,549.6 acres of land, more or less, as shown on the attached plats marked Exhibits "A" and "B", together with the right (to be exercised upon the lands described herein) to lay, maintain, operate, repair, remove and replace such pipelines, pumping facilities, tanks, power stations, telephone and electric lines and other structures thereon, use existing roads, construct and maintain essential roads if existing roads are not adequate, and such other rights, if any, as may be necessary for the purpose of producing, storing, taking care of, treating, transporting and removing potable water or water capable of being made potable over, along, across and from the lands described herein, reserving to the Lessor herein, however, and excepting herefrom

1. all of the oil, gas and other minerals, except potable water or water capable of being made potable, located in, on and under and that may be produced from the lands described herein;

2. such water as may be required by Lessor's surface lessees on the lands described herein for domestic and livestock purposes of the tenants concerned, but not for irrigation or other purposes;
3. such water as may be required by Lessor's existing or future oil, gas and mineral lessees for oil, gas and mineral development; provided, however, that such water may not be utilized for pressure maintenance or water flooding projects; and,
4. all water underlying the lands described other than potable water or water capable of being made potable;

it being agreed in this connection that except for the water rights specifically granted in this lease agreement in accordance with the terms and provisions hereof, this agreement is subject to all existing and future oil, gas and mineral leases heretofore or hereafter executed by Lessor.

All water produced under the rights granted herein shall be used by the Upton County Water District for lawful purposes in compliance with the policies, rules and regulations of The Board of Regents of the University of Texas System. Lessee hereby agrees and acknowledges that it shall be prohibited for Lessee to sell, or to furnish in any manner, such water produced hereunder to any municipality or water distributing agency outside of Upton County without written approval of The Board of Regents of the University of Texas.

II.

TERM:

Unless sooner terminated by Lessee's release and surrender of this agreement or because of Lessee's breach, if any, of its obligations hereunder, this lease shall be and continue to remain in full force and effect for a term of ten (10) years from effec-

tive date hereof. Lessee shall have the option to renew this lease for each of four consecutive additional ten-year periods according to the same terms and conditions set out herein but subject to the royalty provisions contained in III below.

III.

ROYALTY:

For the first year of the original term hereof during which the engineering and initial construction of the water supply system will commence, Lessee shall pay to Lessor the sum of \$1.00 per acre or \$0.085 per 1,000 gallons for all water produced from the leased premises, whichever is the greater. For the remaining nine years of the original term hereof, Lessee shall pay annually to Lessor the greatest of the following:

1. \$2.00 per acre on all land covered hereby.
2. \$20,000.00, or
3. \$0.085 per 1,000 gallons for all water produced from the leased premises.

If Lessee elects to exercise the first option to renew as granted above, Lessee shall pay annually to Lessor the greatest of the following:

1. \$2.25 per acre on all land covered hereby.
2. \$25,000.00.
3. \$0.090 per 1,000 gallons for all water produced from the leased premises, or
4. the original rate of \$0.085 per 1,000 gallons for all water produced, adjusted for the cost of living increase or decrease as explained below.

If Lessee elects to exercise the second option to renew as granted above, Lessee shall pay annually to Lessor the greatest

of the following:

1. \$2.25 per acre on all land covered hereby.
2. \$25,000.00.
3. \$0.095 per 1,000 gallons for all water produced from the leased premises, or
4. the original rate of \$0.085 per 1,000 gallons for all water produced, adjusted for the cost of living increase or decrease as explained below.

If Lessee elects to exercise the third option to renew as granted above, Lessee shall pay annually to Lessor the greatest of the following:

1. \$2.50 per acre on all land covered hereby.
2. \$25,000.00.
3. \$0.100 per 1,000 gallons for all water produced from the leased premises, or
4. the original rate of \$0.085 per 1,000 gallons for all water produced, adjusted for the cost of living increase or decrease as explained below.

If Lessee elects to exercise the fourth option to renew as granted above, Lessee shall pay annually to Lessor the greatest of the following:

1. \$2.50 per acre on all land covered hereby
2. \$25,000.00.
3. \$0.105 per 1,000 gallons for all water produced from the leased premises, or
4. the original rate of \$0.085 per 1,000 gallons for all water produced, adjusted for the cost of living increase or decrease as explained below.

Reference is made to the Consumer Price Index of the United States Department of Labor, Bureau of Labor Statistics (or its equivalent in the event of title change), a copy of which is attached hereto as Exhibit "C". The term "price index," here-

after used, shall refer to the subgroup "Fuel and Utilities" in Table 1 (or its equivalent in the event of title change) of such Consumer Price Index.

The phrase used above, "adjusted for the cost of living increase or decrease as explained below" means that if the provision containing this phrase becomes applicable, the payments to Lessor shall be adjusted at the end of each 10-year period for the next succeeding 10-year period by the original royalty rate of \$0.085 per 1,000 gallons for all water produced being increased or decreased in the same proportion or percentage by which the price index has been increased or decreased since the effective date of this contract. Such increase or decrease shall be measured by comparison with such price index at its level for August, 1981. For example, if at the end of the first 10-year term of this lease such price index reflects a 10% increase over its August, 1981, level, the royalty rate for the ensuing 10-year period of the lease shall be increased from \$0.085 per 1,000 gallons to \$0.094 per 1,000 gallons. The increase or decrease shall be carried to four decimal places. If the fourth figure is four or less it shall be struck out and disregarded. If the fourth figure is five or more, it shall be struck out but the third figure shall become one figure greater. The royalties provided for herein shall be computed and paid monthly by check payable to The University of Texas System. This check accompanied by the sworn statement of Lessee showing the gross amount of water produced during the prior month, together with monthly copies of Lessee's meter readings and other memoranda reflecting the amount

of water produced, shall be sent to

Director
University Lands Accounting Office
P. O. Box 579
Austin, Texas 78767

on or before the 20th day of each succeeding month. Lessee is obligated to install and maintain such meters as may be required to measure in gallons the amount of water obtained from the lands described herein. On or before the expiration of 30 days following each anniversary date, Lessee shall pay to Lessor any additional monies due as shown in the royalty schedule above.

IV.

USE OF SURFACE:

As to any Lessor's lands not covered hereby, Lessor will grant to Lessee and Lessee will acquire from Lessor, at Lessor's standard rates then in force, such rights-of-way or easements as may be necessary or desirable in the exercise of the rights granted hereunder. As to lands covered hereby except where Lessor determines that Lessee's utilization of the surface shall require that certain rights to surface use be acquired by Lessee from Lessor under terms of a surface lease made separate and apart herefrom, Lessor grants to Lessee any rights necessary or incident to the exploration and development of the lands covered hereby for potable water or water capable of being made potable and for the production, removal and transportation of water therefrom, including without limitation the right to access over existing roads and to construct and maintain minimum essential roads over land covered hereby for such purposes if existing roads are not adequate, the right to install, on land covered hereby, pumps, pipelines and utility lines and such other equipment as may be nec-

essary for drilling and producing water wells, all without any additional costs or payments except for payments for surface damages as hereinafter set out and payments for surface leases that may be required. In the exercise of such rights, Lessee will not

1. locate its wells, pumps, pipelines, storage reservoirs, or other facilities in such manner as to interfere with the location of wells, pipelines or other facilities required in the development of said lands for oil, gas and other minerals under existing or future oil, gas and mineral leases; or
2. locate its wells at any location within 300 feet of any surface tenant's residence, water wells, surface tanks or other improvements not including fences now located on the premises.

Lessee shall not, except insofar as may be reasonably necessary in its production and use of subterranean water, commit any waste but, in the interest of conservation, it agrees that it will at all times use due diligence in its production and use of said water so as to prevent undue waste, loss or damage to said water supply by reason of its operations.

V.

SURFACE DAMAGES:

In conducting its operations on the lands involved herein, Lessee will pay surface damages to Lessor in accordance with The University of Texas Lands Schedule of Damages which is currently in effect. This fixed schedule of charges, however, shall not in any way limit the liability of Lessee in an action at law for any damages inflicted upon the surface lessees by reason of acts of negligence, if any, committed by Lessee in its operations, if Lessee is lawfully liable therefor. In the event

that, during Lessee's operations hereunder, any domestic or livestock water well being operated by the surface lessee or being operated under the jurisdiction of Lessor in the vicinity of this lease ceases to be productive due to the lowering of the ground water level by Lessee, Lessee does hereby agree at Lessee's option to refurbish the domestic or livestock water well to the original quantity of production or to provide, at the site of lost production, a permanent supply of water in an amount sufficient to compensate for that water production so lost. It is further understood if Lessee elects to refurbish the well the surface lessee will maintain the well thereafter. All water, along with necessary installation and reasonable maintenance to said site, so provided by Lessee shall be at the expense of Lessee and shall be free of any costs, charges or obligations whatsoever, present or future, to Lessor or the surface lessee. Lessor or the surface lessee shall not expand the water supply provided by Lessee without the written approval of Lessee.

VI.

GEOLOGICAL INFORMATION:

Lessee will furnish to Lessor, by mailing or delivering to:

Manager of University Lands
Oil, Gas and Mineral Interests
P. O. Drawer 553
Midland, Texas 79702

on or before each anniversary date of this contract hereunder during the life of this agreement copies of all well logs and reports on production tests on all wells drilled and tested during the term of this lease, whether or not said wells are com-

pleted as producers, together with a plat showing the location and proper designations of all such wells, so that said wells may be identified by reference to logs and test reports, and by inspection at such well sites by agents of Lessor. Lessee will also deliver to said Manager a copy of all reports submitted to the Director, University Lands Accounting Office, within five (5) days of submittal.

VII.

PLUGGING OF WATER WELLS AND REMOVAL OF CASING AND EQUIPMENT:

Lessee shall have the right at any time during or within a reasonable time after the expiration of this lease to remove all property, equipment and fixtures, except casing placed by the Lessee on the premises involved herein; provided that, at such time as Lessee elects to abandon any water well located upon the leased premises, he shall notify Lessor in care of the Manager of University Lands - Oil, Gas and Mineral Interests, P. O. Drawer 553, Midland, Texas 79702, of his intention to abandon the well concerned, after which Lessor shall have fifteen (15) days in which to ascertain whether said well shall be capped or plugged. The expenses of capping or plugging the wells shall be borne solely by Lessee. All wells must be plugged in whatever manner the Manager of University Lands - Oil, Gas and Mineral Interests may deem necessary. It is agreed and understood that the title to the casing in any well shall belong to Lessor, and Lessor shall not be required to pay or reimburse the Lessee for the salvage value thereof.

VIII.

LESSOR'S ACCESS TO LESSEE'S LEASED PREMISES AND RECORDS:

Lessor shall have access at all reasonable times to the leased premises and to Lessee's records for inspection by Lessor or its authorized agents and representatives.

IX.

RELEASE:

Lessee shall have the right at any time to surrender all or part of the water rights leased hereunder in increments of 1/2 section and to be relieved of all further obligations under this lease. Such release shall not relieve the Lessee of any obligations which may have heretofore accrued hereunder prior to the execution and recordation of its release.

X.

BREACH:

If Lessee fails to perform any of the obligations imposed upon it hereunder, Lessor may in such event and upon Lessee's failure to comply with such obligations and remedy its defaults, if any, within thirty (30) days after notice in writing to it by Lessor of Lessee's default, terminate this agreement without prejudice to any other legal remedy to which it may be entitled hereunder; provided, however, that if Lessee's failure to perform any of the obligations imposed upon it hereunder is occasioned directly or indirectly by any past or future acts, orders, regulations or requirements of the Government of the United States or of any State or other governmental body or any agency, officer representative or authority of any of them, Lessor shall not be entitled to terminate this agreement for Lessee's inability to perform unless such inability continues for a period of one hundred eighty (180) days from its inception.

XI.

BUY-OUT:

Lessee hereby grants to Lessor the right and option, upon termination of the original term or at the end of any ten-year extension thereof pursuant to the options granted to Lessee hereinabove, to exercise Buy-Out authority under policies, rules and regulations promulgated by The Board of Regents of the University of Texas System in compliance with the Constitution and laws of the State of Texas.

Notice of Lessor's intention to exercise this "Buy-Out Option" must be given in writing no later than six months prior to the expiration of the original term or of any extension period thereof.

XII.

ASSIGNMENT:

Lessee may not assign this lease in whole or in part without the prior written consent of Lessor.

XIII.

NOTICES:

All notices required hereunder shall be deemed to have been given if the same are reduced to writing and mailed by registered mail by either party hereto to the other at the respective addresses of the parties shown below:

-LESSOR-

Vice Chancellor for Lands Management
The University of Texas System
Austin, Texas 78712

-LESSEE-

Upton County Water District
Upton County Courthouse
Rankin, Texas 79778

Changes of address, if any, of either party hereto shall be forwarded to the other by registered mail if and when such change in address occurs.

XIV.

LEGAL REPRESENTATIVES, SUCCESSORS AND ASSIGNS:

This lease shall be binding upon and inure to the benefit of the parties hereto and their respective heirs, successors, legal representatives and assigns.

Signed by the respective parties on the dates shown by the notaries' acknowledgments and effective upon approval by The Board of Regents of the University of Texas System at its meeting on the 14th day of August, 1981.

THE BOARD OF REGENTS OF
THE UNIVERSITY OF TEXAS SYSTEM

By: _____
Vice Chancellor for Business Affairs
LESSOR

ATTEST:

Secretary

UPTON COUNTY WATER DISTRICT

By: _____
W. E. Rankin, President

LESSEE

ATTEST:

Howard J. Cormier
Howard J. Cormier, Secretary

Form Approved:

Richard Shivers
University Attorney

Approved as to Content:

Laddie F. Long
Manager of University Lands
Oil, Gas and Mineral Interests

Form Approved:

John Menefee
Upton County Water District
Attorney

THE STATE OF TEXAS)
COUNTY OF TRAVIS)

BEFORE ME, the undersigned authority, on this day personally appeared JOE E. BOYD, JR., Vice Chancellor for Business Affairs of The University of Texas System, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purpose and consideration therein expressed, in the capacity stated, and as the act and deed of said Board of Regents of The University of Texas System.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the _____ day of _____, A.D., 1981.

Notary Public in and for
Travis County, Texas

THE STATE OF TEXAS §
COUNTY OF UPTON §

BEFORE ME, the undersigned authority, on this day personally appeared W. E. Rankin, President of Upton County Water District, a conservation and reclamation district, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, and in the capacity therein stated, and the said instrument is the act and deed of the said Upton County Water District.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 30 day of June, 1981.

Yvonna Vick
Notary Public in and for Upton
County, Texas



YVONNA VICK
Notary Public, Upton County, Texas
My Commission Expires April 30, 1982

EXHIBIT "A"

PLAT OF SECTIONS 21 THRU 36 BLOCK 5, UNIVERSITY LANDS 10,952.0 ACRES

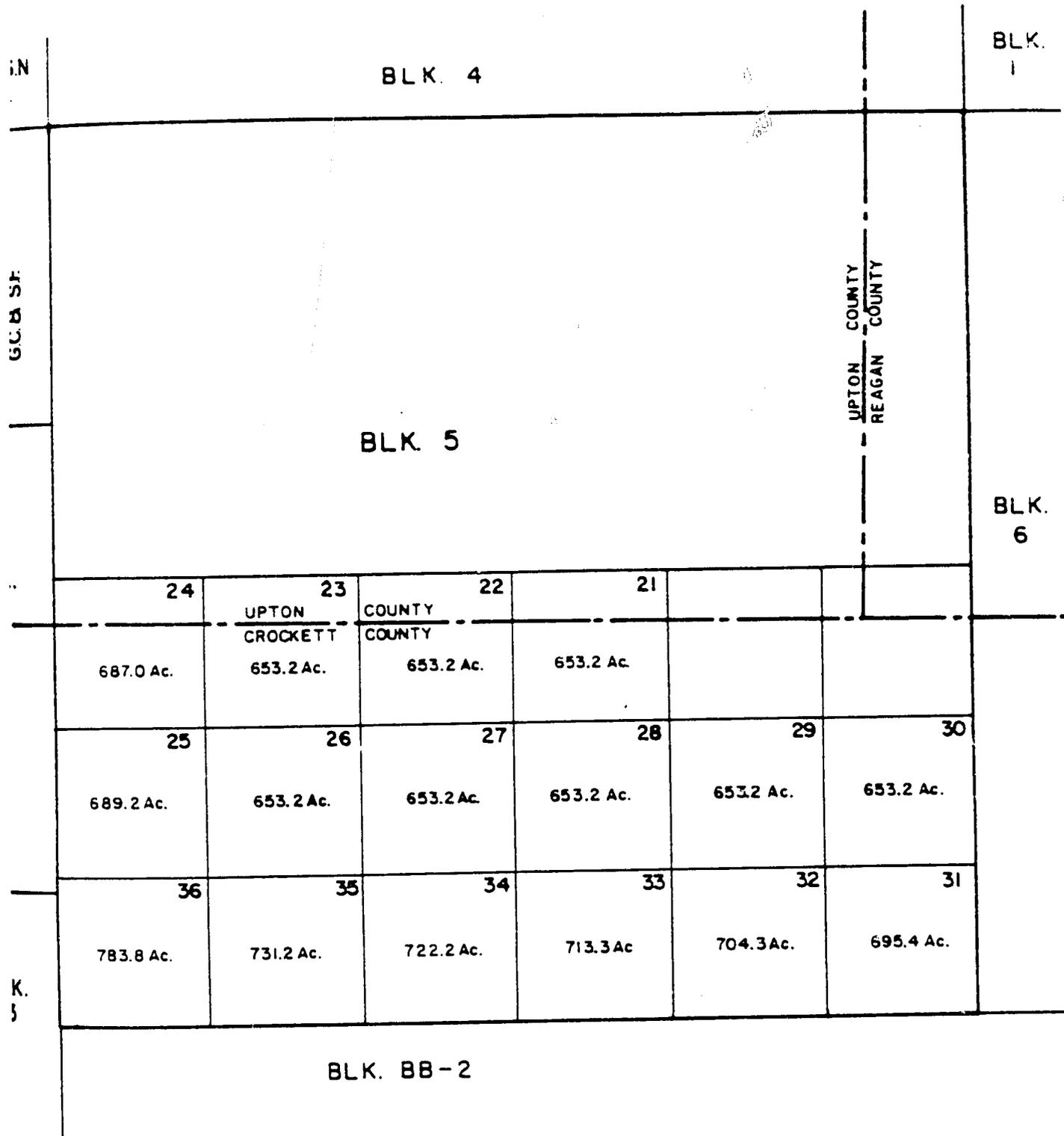


EXHIBIT "B"
PLAT OF
SECTIONS 1, 2, 5 AND 6
BLOCK 13, UNIVERSITY LANDS
2597.6 ACRES

4269

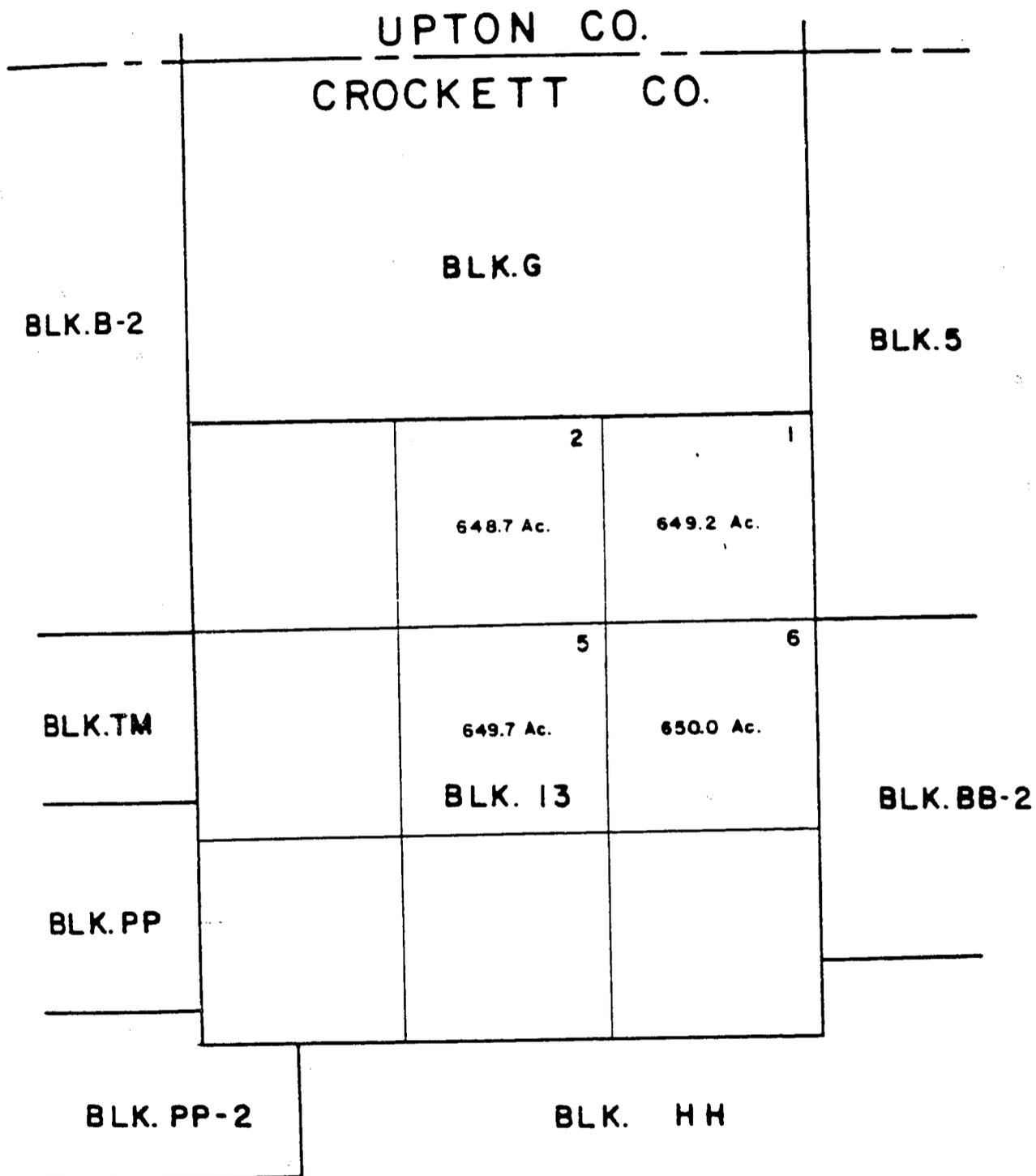


EXHIBIT 301
 Consumer Price Index — U. S. Average
 January 1981
 (1967=100)

	All Urban Consumers			Urban Wage Earners & Clerical Workers		
	Index	% Change From:		Index	% Change From:	
		1-80	12-80		1-80	12-80
All Items	200.5	11.7	0.8	260.7	11.7	0.8
Food and Beverages	261.4	10.1	0.8	262.1	10.2	0.6
Food	268.6	10.2	0.8	269.2	10.3	0.6
Food at home	265.6	10.4	0.6	265.1	10.4	0.5
Cereals and Bakery Prod.	262.9	12.3	1.7	263.0	12.1	1.3
Meats, Poultry, Fish, Eggs	255.1	7.2	-0.2	254.1	7.0	-0.4
Dairy Products	240.1	9.9	0.9	240.7	10.0	0.8
Fruits and Vegetables	257.6	12.1	0.8	255.1	12.3	0.5
Other foods at home	320.5	13.1	1.1	320.8	13.5	0.9
Food away from home	280.9	9.7	1.2	284.2	10.2	0.9
Alcoholic Beverages	193.7	8.0	1.1	195.5	8.8	0.9
Housing ^{1/}	279.1	12.9	0.8	279.1	12.9	0.7
Shelter	300.1	13.7	0.5	301.7	13.8	0.4
Rent, Residential	200.9	9.1	0.7	200.6	9.1	0.6
Other Rental Costs	273.9	9.1	2.3	273.6	9.0	2.4
Homeownership	335.8	14.8	0.5	338.6	14.9	0.3
Fuel & Other Utilities	296.7	14.7	2.3	297.5	14.8	2.3
Fuels	375.4	18.1	2.9	375.0	17.9	2.9
Fuel Oil, Coal, & Bot. Gas	625.9	21.8	6.9	627.9	21.9	7.0
Gas (piped) & Electricity	318.5	16.7	1.5	317.7	16.4	1.4
Household Furnishings & Oper.	212.6	8.0	0.5	209.7	7.6	0.3
Apparel and Upkeep	181.1	5.9	-1.5	180.8	6.5	-1.1
Apparel Commodities	172.6	5.1	-1.9	172.6	5.5	-1.5
Men's & Boys' Apparel	171.1	5.1	-1.8	171.7	5.7	-1.5
Women's & Girls' Apparel	152.1	0.4	-3.4	153.9	2.7	-2.7
Infants' & Toddlers' Apparel	249.7	11.0	-0.2	256.9	12.1	0.6
Footwear	194.9	6.1	-0.9	195.5	6.7	-0.6
Transportation	264.7	13.4	1.4	265.7	13.5	1.5
Private Transportation	252.9	12.6	1.3	264.4	12.9	1.4
Public Transportation	286.4	26.3	2.2	279.0	25.7	2.6
Medical Care	279.5	10.1	1.3	281.4	10.4	1.4
Entertainment	214.4	9.8	1.1	212.2	9.4	1.0
Other Goods and Services ^{2/}	226.2	9.6	0.7	224.4	8.9	0.6
Personal Care	222.5	9.0	0.7	221.1	8.2	0.5
All Items (1957-59=100)	303.0			303.2		

^{1/} Includes T.V. and sound equipment, formerly found in health and recreation.

^{2/} Formerly included alcoholic beverages, now found in food and beverages, but ~~on~~ includes personal care and education related expenses, formerly found in health and recreation.

II. TRUST AND SPECIAL FUNDS

A. GIFTS, BEQUESTS AND ESTATES

1. U. T. Arlington: Acceptance of Gift from Anonymous Donor and Establishment of the E. C. Barksdale Memorial Lectures. -- With out objection, approval was given to accept a gift of \$10,000 from an anonymous donor and to establish the E. C. Barksdale Memorial Lectures at The University of Texas at Arlington. The \$10,000 gift will be combined with \$10,000 currently on hand in the current restricted account entitled the E. C. Barksdale Lectures and \$10,000 from the President's Council Fund for a total of \$30,000.

It was noted that the income will be used to award prizes, publish essays and sponsor the annual E. C. Barksdale Student Lectures.

2. U. T. Austin: Acceptance of Gift from Mr. and Mrs. A. D. Abramson, Houston, Texas, and Establishment of the Wayne Abramson Endowed Presidential Scholarship. -- Unanimous approval was given to accept a gift of \$25,000 from Mr. and Mrs. A. D. Abramson, Houston, Texas, and to establish the Wayne Abramson Endowed Presidential Scholarship at The University of Texas at Austin, in memory of Mr. and Mrs. Abramson's son. Income will be used to award unrestricted undergraduate scholarships.

3. U. T. Austin: Establishment of The Rex G. Baker Chair in Natural Resources Law in the School of Law. -- At the request of the Law School Foundation (an external foundation) and upon recommendation of President Flawn and Chancellor Walker, The Rex G. Baker Chair in Natural Resources Law was established in the School of Law at The University of Texas at Austin in accordance with Regents' Rules and Regulations. This endowed academic position will be funded by the Law School Foundation and administered per the agreement with the Foundation.

4. U. T. Austin: Acceptance of Gift from the Abell-Hanger Foundation, Midland, Texas, and Establishment of the Community College Leadership Endowment Fund in the College of Education. -- Upon recommendation of President Flawn and Chancellor Walker and without objection, approval was given to accept a gift of \$25,000 from the Abell-Hanger Foundation, Midland, Texas, and to establish the Community College Leadership Endowment Fund in the College of Education at The University of Texas at Austin. Income is to be used for activities in community college education programs.

5. U. T. Austin: Establishment of the Concert Hall Named Seat Endowed Scholarship Fund in the College of Fine Arts. -- Without objection, approval was given to establish the Concert Hall Named Seat Endowed Scholarship Fund in the College of Fine Arts at The University of Texas at Austin.

Funds to establish the endowment fund will be from donors who contribute \$500 each to name a seat in the Concert Hall of the Performing Arts Center, in accordance with the Special Fund Development Campaign for the College of Fine Arts approved at the December 1980 meeting of the U. T. Board of Regents.

6. U. T. Austin: Acceptance of Gift from R. Lacy, Inc., Longview, Texas, and Establishment of the Ann Lacy Crain Scholarship Fund in the College of Fine Arts. -- Without objection, and with sincere appreciation, a gift of \$10,000 from R. Lacy, Inc., Longview, Texas, was accepted and the Ann Lacy Crain Scholarship Fund in the College of Fine Arts was established at The University of Texas at Austin. Income will provide scholarships for undergraduate or graduate students in the area of art history in the Department of Art. The recipients will be known as Ann Lacy Crain Scholars or Fellows. 1000
FILE NO. 649
DOCUMENT
REMARKS
7. U. T. Austin: Acceptance of Gift from The Clayton Fund, Houston, Texas, and Establishment of the Ellen Clayton Garwood Scholarship Fund in the College of Fine Arts. -- Without objection, and with sincere appreciation, a gift of \$10,000 from The Clayton Fund, Houston, Texas, was accepted and the Ellen Clayton Garwood Scholarship Fund in the College of Fine Arts was established at The University of Texas at Austin. Income will provide Scholarships for upper-division undergraduate or graduate students specializing in painting in the Department of Art. Recipients will be known as Ellen Clayton Garwood Scholars or Fellows. 1000
FILE NO. 649
DOCUMENT
REMARKS
8. U. T. Austin: Establishment of the Charles M. Duncan Endowed Fund in the School of Law (NO PUBLICITY). --At the request of the Law School Foundation (an external foundation) and upon recommendation of President Flawn and Chancellor Walker, the Charles M. Duncan Endowed Fund was established in the School of Law at The University of Texas at Austin in accordance with Regents' Rules and Regulations. This endowment will be funded by the Law School Foundation and administered per the agreement with the Foundation. 1002
FILE NO. 649
DOCUMENT
REMARKS
- The donor has requested no publicity with respect to this gift.
9. U. T. Austin: Establishment of (a) the Mike Hogg Professorship of Local Government in the College of Liberal Arts and (b) the Mike Hogg Professorship of Urban Policy in the Lyndon B. Johnson School of Public Affairs and Approval to Transfer Funds from the Mike Hogg Fund Current Restricted Account. -- Upon recommendation of President Flawn and Chancellor Walker and without objection, approval was given to establish (a) the Mike Hogg Professorship of Local Government in the College of Liberal Arts and (b) the Mike Hogg Professorship of Urban Policy in the Lyndon B. Johnson School of Public Affairs at The University of Texas at Austin and to transfer \$400,000 from the Mike Hogg Fund current restricted account to provide funding of \$200,000 for each professorship. The remaining \$200,000 accumulated income held in the current restricted account is to be used to support studies in local government and inter-governmental relations by all faculty members and graduate students in the Department of Government. (3)
FILE NO. 1000
DOCUMENT
REMARKS
10. U. T. Austin: Approval to Change the Fania Kruger Poetry Scholarship to the Fania Kruger Fellowship. --Without objection, approval was given to change the Fania Kruger Poetry Scholarship at The University of Texas at Austin to the Fania Kruger Fellowship as requested by Mrs. Sidney S. Smith, Mrs. Kruger's daughter, who was a major contributor in the establishment of the scholarship fund. This change is being made so that the fellowship can be awarded to undergraduate or graduate students in either prose or poetry. FILE NO. 1000
DOCUMENT
REMARKS

11. U. T. Austin: Acceptance of Gifts from Ms. Dunya Bean, and Mrs. Frances M. Buster, Dallas, Texas; Mrs. Victoria M. McHugh, Chevy Chase, Maryland; and Mr. Mike McCammon, San Angelo, Texas, and Establishment of the John H. and Lujza McCammon Endowed Scholarship in the Department of Geological Sciences. -- Without objection, and with sincere appreciation, approval was given to accept gifts totaling \$10,000 from Ms. Dunya Bean and Mrs. Frances M. Buster, both of Dallas, Texas; Mrs. Victoria M. McHugh, Chevy Chase, Maryland; and Mr. Mike McCammon, San Angelo, Texas, and to establish the John H. and Lujza McCammon Endowed Scholarship in the Department of Geological Sciences at The University of Texas at Austin. Income will be used to provide assistance to upper-division undergraduate students who are chosen on the basis of scholarship and financial need.
- (4) G+G
FILE NO. 1000
DOCUMENT —
REMARKS —
12. U. T. Austin: Acceptance of Gift from Mr. and Mrs. Gerald Kelleher, Rawlins, Wyoming, and Establishment of the Randy Kelleher Endowed Scholarship Fund in the College of Communication. -- Upon recommendation of President Flawn and Chancellor Walker, unanimous approval was given to accept a gift of \$10,000 from Mr. and Mrs. Gerald Kelleher, Rawlins, Wyoming, and to establish the Randy Kelleher Endowed Scholarship Fund in the College of Communication at The University of Texas at Austin, in memory of their son.
- G+G
FILE NO. 1000
DOCUMENT —
REMARKS —

Set out below is criteria for administering the scholarship as requested by Mr. and Mrs. Gerald Kelleher:

- a. The amount of the scholarship award may vary, depending on the income produced by the endowment.
- b. One scholarship will be awarded each year, beginning in September 1982, in two parts: one-half in the Fall semester, and one-half in the Spring semester.
- c. The recipient must be a student in the Department of Radio-Television-Film in the College of Communication at The University of Texas at Austin. The recipient must have a minimum of sixty hours undergraduate credit.
- d. The scholarship award will be based on ability and promise, with need considered in any final selection when ability and promise appear equal.
- e. Recipients of the scholarship must have a cumulative grade-point average of at least 3.0 (based on a four-point GPA in use in 1981).
- f. The scholarship will be open to all regardless of race, age, sex, creed or nationality.
- g. A recipient may reapply for this scholarship if the grade-point average stated above is maintained.

13. U. T. Austin: Establishment of the C. P. Snow Memorial Fund in the Humanities Research Center. --With funds totaling \$21,000 contributed in 1980 by various donors and a grant from the National Endowment for the Humanities and upon recommendation of President Flawn and Chancellor Walker, the C. P. Snow Memorial Fund in the Humanities Research Center was established at The University of Texas at Austin in memory of British author, C. P. Snow.

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Income from the endowment is to be used to pay travel expenses for scholars doing research at the Humanities Research Center. Recipients of grants from the fund will be called C. P. Snow Fellows.

14. U. T. Austin: Establishment of the Texas Commerce Bancshares, Inc. Centennial Professorship in Commercial Banking in the College of Business Administration and Graduate School of Business. --At the request of The Business School Foundation (an external foundation) and upon the recommendation of President Flawn and Chancellor Walker, the Texas Commerce Bancshares, Inc. Centennial Professorship in Commercial Banking was established in the College of Business Administration and Graduate School of Business at The University of Texas at Austin in accordance with the Regents' Rules and Regulations. This endowed academic position will be funded by The Business School Foundation and administered per the agreement with the Foundation.

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15. U. T. Austin: Approval to Dissolve the Albert Schweitzer Scholarship Fund and Establishment of the Zettie W. Cole Salathe Fund in Child Development in the Department of Home Economics. --Unanimous approval was given to President Flawn and Chancellor Walker's recommendation to dissolve the Albert Schweitzer Scholarship Fund and to establish the Zettie W. Cole Salathe Fund in Child Development at The University of Texas at Austin to be funded by the \$25,000 balance of the Albert Schweitzer Scholarship Fund. Income from the new endowment will be used to support early childhood education and will be administered by the Department of Home Economics.

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16. U. T. Austin: Acceptance of Gift from Mr. James G. Stockard, Fairfax, Virginia, and Establishment of the Carl and Agnes Stockard Memorial Endowment Fund in the Colleges of Education, Fine Arts and Natural Sciences. --Without objection, and with sincere appreciation, approval was given to accept a gift of \$21,300 from Mr. James G. Stockard, Fairfax, Virginia and to establish the Carl and Agnes Stockard Memorial Endowment Fund in the Colleges of Education, Fine Arts and Natural Sciences at The University of Texas at Austin. Mr. James G. Stockard's donation is to establish a living memorial in selected academic disciplines which most readily reflect the life-long interests of his deceased parents, who lived in Frost, Texas. The endowment is to remain open to additional donations from the donor or others, subject to prior approval of the U. T. Board of Regents.

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Set out below is criteria requested by the donor, Mr. James G. Stockard, for administering the funds:

1. The funds are to be invested in safe, high-yield U.S. Government securities or U.S. Government-backed securities such as Certificates of Deposit issued by banks and savings and loan associations with FDIC or FSLIC insurance protection or high-grade (AA or higher rating) corporate bonds.
2. Grants from the endowment income will be available to fund scholarships for deserving students who meet the University's selection criteria and who wish to begin or continue a course of study in the following disciplines at The University of Texas at Austin:

College of Education	:	Education
College of Fine Arts	:	Music
College of Natural Sciences	:	Biology, Botany, Home Economics, and Zoology
3. Earnings from the endowment will be divided as follows:
 - a. One-third of the income will alternate each year between the College of Education (education) and the College of Fine Arts (music).
 - b. The remaining two-thirds of the earnings will be awarded to students in the College of Natural Sciences with scholarship awards to alternate between botany and biology one year and home economics and zoology the next year.
4. U. T. Austin will have exclusive authority for selecting scholarship recipients in accordance with its usual standards and procedures; however, when eligible applicants include a high school graduate from the Frost, Texas community, that individual shall receive the grant if the Frost candidate(s) is equally deserving of the scholarship aid.
5. U. T. Austin will publicize this memorial endowment through appropriate media and will provide the donor with an annual statement on the activity of the endowment account to include the name, permanent address, amount of grant, academic discipline, and a short resume on each recipient. On the donor's death, these reports shall be provided to James G. Stockard, Jr., the donor's son.

17. U. T. Austin: Acceptance of Gift from The Harry Trueblood Foundation, Denver, Colorado, and Establishment of the Harry Trueblood Foundation Scholarship in Petroleum Engineering in the College of Engineering (NO PUBLICITY). --Without objection, and with sincere appreciation, approval was given to accept a gift of \$20,000 from The Harry Trueblood Foundation, Denver, Colorado, and to establish the Harry Trueblood Foundation Scholarship in Petroleum Engineering in the College of Engineering at The University of Texas at Austin.

The donor has requested no publicity with respect to this gift.

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It was noted that the income is to be used to award small grant scholarships in the range of \$500 to \$750 to help as many persons as possible with a small amount of money instead of fully underwriting one student.

18. U. T. Austin - College of Engineering: Establishment of the (a) Robert B. Trull Chair in Engineering, (b) Harry H. Power Professorship in Engineering, (c) George H. Fancher Professorship in Petroleum Engineering, (d) Carl R. Trull Endowed Presidential Scholarship Fund in Engineering, and Acceptance of Pledge from Mr. George H. Fancher, Jr., Denver, Colorado, to Complete Funding of the George H. Fancher Professorship in Petroleum Engineering. --Without objection, approval was given to establish the following in the College of Engineering at The University of Texas at Austin:

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a. Robert B. Trull Chair in Engineering	\$500,000.00
b. Harry H. Power Professorship in Engineering	100,000.00
c. George H. Fancher Professorship in Petroleum Engineering	50,000.00
d. Carl R. Trull Endowed Presidential Scholarship Fund in Engineering	62,606.12

These endowed academic positions and the endowed presidential scholarship will be funded by a gift of securities totaling \$712,606.12 from Mr. R.B. Trull, accepted by the Board of Regents at its meeting on June 12, 1981 and by the acceptance of a pledge of \$50,000 from Mr. George H. Fancher, Jr., Denver, Colorado, to complete the funding of the George H. Fancher Professorship in Petroleum Engineering. Mr. Fancher will pay the pledge in installments of \$25,000 in 1981 and 1982.

19. U. T. Austin: Approval to (a) Redesignate the J.C. Walter, Jr. Professorship of Engineering to the Joe C. Walter, Jr. Chair in Engineering, (b) Establish the Joe C. Walter, Jr. Endowed Presidential Scholarship Fund in the College of Engineering, and (c) Establish the Joseph C. and Elizabeth C. Walter, Jr. Geology Library Fund in the College of Natural Sciences. -- On June 12, 1981, the Board of Regents accepted a gift of securities valued at one million dollars from Mr. Joe C. Walter, Jr. on behalf of The University of Texas at Austin.

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Without objection, approval was given to:

- | | |
|---|-----------|
| a. Redesignate the J.C. Walter, Jr. Professorship to the Joe C. Walter, Jr. Chair in Engineering in the College of Engineering* | \$400,000 |
| b. Establish the Joe C. Walter, Jr. Endowed Presidential Scholarship Fund in the College of Engineering | \$100,000 |

The income from this fund shall be used for both graduate and undergraduate awards and each award shall be made in honor of John J. McKetta, Jr.

*See Page 9 for appointment to this Chair.

- c. Establish the Joseph C. and Elizabeth C. Walter, Jr. Geology Library Fund in the College of Natural Sciences \$500,000

Income shall be used for acquisition of new library materials, equipment for the use of such and minor remodeling expenses.

If the Geology Library or a substantial portion of the Geology Library should ever be removed from the Geology Building, this endowment shall be redesignated for such other use as may be determined by the Advisory Council of the Geology Foundation at The University of Texas at Austin.

20. U. T. Austin: Acceptance of Gift of Securities from Mr. Charles E. Yager, Fort Worth, Texas, and Establishment of The First Mr. and Mrs. Charles E. Yager Professorship, The Second Mr. and Mrs. Charles E. Yager Professorship and The Third Mr. and Mrs. Charles E. Yager Professorship in the Department of Geological Sciences. -- Without objection and with sincere appreciation, approval was given to accept 1,200 shares of Southland Royalty Company common stock valued at approximately \$31,875 from Mr. Charles E. Yager, Fort Worth, Texas, and to establish The First Mr. and Mrs. Charles E. Yager Professorship, The Second Mr. and Mrs. Charles E. Yager Professorship, and The Third Mr. and Mrs. Charles E. Yager Professorship in the Department of Geological Sciences at The University of Texas at Austin.

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It was noted that this gift of securities combined with a gift of securities valued at \$272,000, accepted by the Board on February 13, 1981, from Mr. Charles E. Yager will fund the three professorships with \$100,000 each.

21. U. T. Austin: Acceptance of Bequest from the Estate of Mrs. Lillian Weisberg, Dallas, Texas, and Establishment of the Louis Weisberg Memorial Chemistry Scholarship in the College of Natural Sciences. -- Without objection and with sincere appreciation, approval was given to accept a bequest of \$16,000 from the estate of Mrs. Lillian Weisberg, Dallas, Texas, and to establish the Louis Weisberg Memorial Chemistry Scholarship in the College of Natural Sciences at The University of Texas at Austin. The bequest is to be paid at the rate of \$4,000 annually over a four-year period from a trust established from Mrs. Weisberg's residuary estate.

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It was noted that with the approval of Mr. Thomas B. Roberts, Independent Executor of the estate and Trustee of the trust, the payments will be invested, along with income during this four-year period, with the first scholarship award from the endowed scholarship fund to be made in 1984-85.

22. U. T. El Paso: Acceptance of Gift from Mrs. Bernice Dittmer, El Paso, Texas, and Establishment of the Bernice Dittmer Endowed Presidential Scholarship Fund and the Bernice Dittmer Library Endowment Fund. --Without objection and with sincere appreciation, approval was given to accept a gift of 2,000 shares of Circle K common stock valued at \$33,380 from Mrs. Bernice Dittmer, El Paso, Texas, and to establish the Bernice Dittmer Endowed Presidential Scholarship Fund and the Bernice Dittmer Library Endowment Fund at The University of Texas at El Paso. The stock is to be sold and \$25,000 of the proceeds applied to the scholarship fund and the balance combined with previous gifts of \$4,000 to endow the library fund.
23. U. T. El Paso: Establishment of the Dr. William N. McNulty Endowed Memorial Fund in Geological Sciences. --Without objection and with appreciation, approval was given to establish the Dr. William N. McNulty Endowed Memorial Fund in Geological Sciences at The University of Texas at El Paso. This endowment will be funded with \$11,201 from gifts previously reported in the institutional docket. Income is to be used for grants to graduate students in the Department of Geological Sciences and departmental expenses.
24. U. T. El Paso: Acceptance of Bequest from the Unitrust of Dorrance D. Roderick, Deceased, El Paso, Texas, and Establishment of the Roderick Memorial Endowed Scholarship Fund (NO PUBLICITY). --Without objection and with sincere appreciation, approval was given to accept a bequest in the amount of \$37,500 from the unitrust of Dorrance D. Roderick, deceased, of El Paso, Texas, and to establish the Roderick Memorial Endowed Scholarship Fund at The University of Texas at El Paso.

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Set out below is an excerpt from the unitrust that provides the following:

"It is my desire that on my death the Trustee distribute the funds in the Trust to such of the following organizations as are then eligible to receive same under the provisions of the said Trust Indenture, in the following amounts:

University of Texas at El Paso, to be placed in a permanent fund, the income from which will be used to provide scholarships for music majors selected jointly by the President of the University and the Musical Director of the El Paso Symphony Orchestra \$37,500.00"

It was requested that no publicity be given to this matter

25. U. T. Health Science Center - Dallas: Acceptance of Gifts and Pledges from Various Donors and Establishment of the Mary Nell and Ralph B. Rogers Professorship in Immunology. --Without objection and with appreciation, approval was given to accept gifts totaling \$11,500 and pledges for \$88,500 from various donors

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and to establish the Mary Nell and Ralph B. Rogers Professorship in Immunology at The University of Texas Health Science Center at Dallas.

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A request to activate the professorship will be submitted upon completion of the outstanding pledges which are expected by December 13, 1981.

At the request of Committee Chairman Hay, President Sprague outlined the many civic accomplishments of Mr. Rogers and emphasized that the professorship is designed to show a special appreciation for his service as Chairman of the Board of Managers of the Dallas County Hospital District.

26. U. T. Health Science Center - Dallas: Report on Final Distributions From the Estates of Louis and Frances Cerf. --System Administration reported that Southwestern Medical Foundation on behalf of The University of Texas Health Science Center at Dallas had received the final distributions from the estate of Louis Cerf in the amount of \$13,345.45 and \$31,752.09 from the estate of Frances Cerf. Southwestern Medical Foundation will retain the funds until they are expended for cardiovascular research as directed by the wills of the decedents. The bequests from the estates of Frances and Louis Cerf were accepted by the Board of Regents at the meetings of June 9, 1978 and October 20, 1978, respectively.

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27. U. T. Health Science Center (U. T. Medical School - Houston): Acceptance of Pledge from Mr. H. Wayne Hightower and Family, Houston, Texas, and Establishment of the H. Wayne Hightower Professorship in the Medical Sciences. --Without objection and with sincere appreciation, approval was given to accept a pledge of \$100,000 from Mr. H. Wayne Hightower and family, Houston, Texas, and to establish the H. Wayne Hightower Professorship in the Medical Sciences at The University of Texas Medical School at Houston. The first payment of the pledge will be by transfer of stock valued at \$35,000 before the end of 1981, with the balance to be paid during the 1982 calendar year.

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In accordance with the donors' wishes, the professorship is to be awarded by the President to the individual who serves as Dean of the U. T. Medical School - Houston. The individual awarded the professorship as Dean may, at the President's discretion, continue to hold the professorship after relinquishing the deanship. In that event, once the holder of the professorship retires, it would again be awarded to the sitting Dean. If for any reason it is inappropriate for the Dean to hold the professorship, the President may award it to an outstanding world-class professor in the medical school.

The donor also requested that the holder of the professorship be called the H. Wayne Hightower Professor of the Medical Sciences with the option that the incumbent may use either that title or the H. Wayne Hightower Professor of (insert specific discipline) or both.

28. U. T. Health Science Center - Houston and U. T. Cancer Center: Authorization Given to the Houston National Bank, Independent Executor of the Helen Y. Sherwood Estate to Make Specific Distribution. -- Upon recommendation of Presidents Bulger and LeMaistre and Chancellor Walker, authorization was given to the Houston National Bank, Independent Executor of the Estate of Helen Y. Sherwood, (The University of Texas Health Science Center at Houston and The University of Texas System Cancer Center) to make distribution of specific personal items in accordance with a handwritten list by the deceased.

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Below is a provision of Mrs. Sherwood's will pertaining to the University:

"A. I have made or may hereafter, from time to time, make written memoranda in which I request that certain items of personalty (sic) be distributed to certain persons. I provide that the Executor of my estate and all beneficiaries of my estate shall follow and respect my wishes in this regard."

The value of these items is estimated not to exceed \$15,000.

29. U. T. Cancer Center (U. T. M. D. Anderson Hospital): Acceptance of Pledge from Mr. J. R. Brown, Houston, Texas, and Establishment of the Cicero Brown Chair. -- Without objection and with sincere appreciation, approval was given to accept a pledge of \$600,000 from Mr. J. R. Brown, Houston, Texas, and to establish the Cicero Brown Chair at The University of Texas M. D. Anderson Hospital and Tumor Institute in a vital area of clinical research.

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It was noted that the chair will not be activated until sufficient funds are available for support. The pledge is to be paid during the years 1981, 1982 and 1983 with the possibility that a portion of the pledge will be fulfilled by contributions from other members of the Cicero Brown Family.

30. U. T. Cancer Center (U. T. M. D. Anderson Hospital): Acceptance of Gift and Pledge From Mr. and Mrs. Wilton H. Fair, Tyler, Texas, and Establishment of the Mattie Allen Fair Research Chair. -- Without objection and with sincere appreciation, approval was given to accept a gift of \$100,000 and a pledge of \$500,000 from Mr. and Mrs. Wilton H. Fair, Tyler, Texas, and to establish the Mattie Allen Fair Research Chair at The University of Texas M. D. Anderson Hospital and Tumor Institute.

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The pledge commitment will be paid before the end of 1985 by additional personal gifts and possibly by the R. W. Fair Foundation and other members of the Fair Family. Testamentary provisions have been made by the donors to complete the pledge should circumstances beyond their control prevent them from completing the pledge during their lifetimes.

The donors have requested that appointments to the chair be for a period of five years and that an evaluation of work be made at that time to determine whether or not a reappointment is justified or if a new appointment might be in order. It is also requested that the initial appointee perform research in the area of genetics.

B. REAL ESTATE MATTERS

1. U. T. System - W. C. Hogg Memorial Fund: Oil and Gas Lease to Mr. Dale Johannsen, Mesquite, Texas, Covering 300 Acres in the Martin Varner Survey, Brazoria County, Texas. --An oil and gas lease was granted to Mr. Dale Johannsen, Mesquite, Texas, covering approximately 300 acres in the Martin Varner Survey, Brazoria County, Texas, (W. C. Hogg Memorial Fund), for a term of three years, 1/4 royalty, \$100.00 per acre bonus and \$5.00 per acre annual delay rentals. FILE NO. 1000 DOCUMENT --- REMARKS ---
2. U. T. System and U. T. Austin - W. C. Hogg Memorial Fund and Mike Hogg Fund: Sale of Two Tracts of Land in Houston, Harris County, Texas, Tract I Consisting of 19,051 Square Feet in Block 69, S. S. B. B., Located at the Corner of Capitol and Fannin to Sandridge, Inc., and Tract II Consisting of 15,781 Square Feet in Block 317, S. S. B. B., Located at the Corner of Main and Bell to Richland Properties, Inc. --At the meeting of the Board of Regents on February 13, 1981, authority was granted for the sealed bid sale of two tracts of land in Houston, Harris County, Texas. (2) FILE NO. 1000 DOCUMENT --- REMARKS ---
Richland Sandridge

Therefore, upon recommendation of Vice Chancellor Boyd and Chancellor Walker, unanimous approval was given to accept the high bids received for the sale of two tracts of land in Houston, Harris County, Texas, Tract I being 19,051 square feet in Block 69, S. S. B. B., located at the corner of Capitol and Fannin in the amount of \$3,011,000 by Sandridge, Inc., and Tract II being 15,781 square feet in Block 317, S. S. B. B., located at the corner of Main and Bell by Richland Properties, Inc. in the amount of \$2,777,456.

It was noted that Tract I is held in undivided interests: 31.49% for the Mike Hogg Fund at The University of Texas at Austin and 68.51% for the W. C. Hogg Memorial Fund of the U. T. System. Tract II is held entirely by the W. C. Hogg Memorial Fund.

- Property at 110-22 S. Mesa + 303-05 Overland - Sale to Louis Rosenbaum
3. U. T. El Paso - Josephine Clardy Fox Estate: Extension of Maturity of Vendor's Lien Note from Louis Rosenbaum and Miriam Rosenbaum. --Without objection, approval was given to extend the maturity of the Vendor's Lien Note due July 1, 1981, from Louis Rosenbaum and Miriam Rosenbaum in the current principal amount of \$275,000 for a period of ten years and to increase the interest rate from 8% per annum to 15 1/2% per annum. FILE NO. 1000 DOCUMENT --- REMARKS ---
4. U. T. San Antonio - George Muller Scholarship Fund: Sale of 6.45 acres in the Carl Kochzius Survey No. 622, Kendall County, Texas, to Rod D. and Rita Stephen, San Antonio, Texas. -- Unanimous approval was given to sell approximately 6.45 acres in the Carl Kochzius Survey No. 622, Kendall County, Texas, (George Muller Scholarship Fund at The University of Texas at San Antonio), to Rod D. and Rita Stephen, San Antonio, Texas, for a total consideration of \$17,500.00, less 10% real estate commission. The purchasers will make a cash down payment of \$2,700.00 and execute a ten-year, 10% note in the amount of \$14,800.00, payable in equal monthly installments of approximately \$195.59. FILE NO. 1000 DOCUMENT ✓ REMARKS ---

III. OTHER MATTERS

PUF and Trust and Special Funds: Report of Securities Transactions for Months of April and May, 1981. --In accordance with present procedure, the Report of Securities Transactions for the Permanent University Fund and Trust and Special Funds for the months of April and May, 1981 was mailed on July 14, 1981, by Secretary Thedford to the members of the Board of Regents. No comments were received. The report is incorporated in the Minutes in the form submitted (Attachment No. 2 following Page HT-3 of Attachment No. 1).

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REPORT OF BOARD FOR LEASE OF UNIVERSITY LANDS

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Vice-Chairman Fly reported that the Board for Lease of University Lands would meet in the General Land Office this date (August 14) following the meeting of the Board of Regents.

REPORT OF SPECIAL COMMITTEE

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REMARKS

U. T. DALLAS - REPORT OF SPECIAL COMMITTEE ON ENDOWMENT LANDS IN COLLIN AND DALLAS COUNTIES, TEXAS: APPROVAL OF OPTION-LEASE AGREEMENT WITH CHICAGO TITLE INSURANCE COMPANY, CHICAGO, ILLINOIS, COVERING APPROXIMATELY 5,000 SQUARE FEET OF LAND IN F. MCCULLOUGH SURVEY (PREVIOUSLY REPORTED AS THE JOHN C. CAMPBELL SURVEY), ABSTRACT 586, COLLIN COUNTY, TEXAS. --Regent Hay presented the following report of the Special Committee on Endowment Lands in Collin and Dallas Counties, Texas, which was adopted by unanimous vote:

Report

Pursuant to authority granted at the U. T. Board of Regents' meeting on April 9-10, 1981, the Special Committee on Endowment Lands in Collin and Dallas Counties, Texas, negotiated and approved the terms of an option-lease agreement with Chicago Title Insurance Company, Chicago, Illinois, covering approximately 5,000 square feet of land in the F. McCullough Survey (previously reported as the John C. Campbell Survey), Abstract 586, Collin County, Texas. The agreement, which was executed by Chairman Powell on June 5, 1981, grants the Tenant the option to lease the premises until December 31, 1982, upon payment of \$1,000.00 for each successive six-month option period. If the option is exercised, the lease will provide for a term of five years at an annual rental of \$4,800.00 and for three renewal options of five years each at annual rentals of \$7,056.00, \$10,368.00 and \$15,228.00, respectively.

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COMMITTEE OF THE WHOLE
(Pages 112 -124)

Chairman Powell filed the following report of the meeting of the Committee of the Whole which was conducted in open session. The report was adopted without objection:

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U. T. BOARD OF REGENTS - REGENTS' RULES AND REGULATIONS, PART ONE: AMENDMENTS TO CHAPTER I, SECTION 5 (OFFICERS IN THE OFFICE OF THE BOARD OF REGENTS) EFFECTIVE SEPTEMBER 1, 1981; AUTHORIZATION FOR EXECUTIVE SECRETARY TO MAKE EDITORIAL CHANGES THEREIN; AND AUTHORIZATION TO AMEND THE 1981-82 OPERATING BUDGET TO CONFORM THERETO. --Without objection, Section 5 of Chapter I of Part One of the Regents' Rules and Regulations was amended effective September 1, 1981 as set out below, and the Executive Secretary in consultation with the Chairman, the Office of the Chancellor, and the Office of General Counsel was authorized to make editorial changes within the remaining Chapters of the Regents' Rules and Regulations to conform to these amendments. Further, authorization was given to amend the 1981-82 Operating Budget to conform thereto.

Sec. 5. Officers in the Office of the Board of Regents.

- 5.1 Executive Secretary to the Board.--The Executive Secretary to the Board is the principal officer to the Board in the administration of the responsibilities of the Office of the Board of Regents and the principal staff officer to each member of the Board of Regents in the discharge of his or her responsibilities. In addition to the specific duties and responsibilities set forth in Section 5.3 of this Chapter the Executive Secretary to the Board shall advise and counsel with the Board regarding the design and implementation of policies and procedures by which the Board of Regents may more effectively fulfill its responsibilities regarding the governance and management of The University of Texas System.
- 5.2 Appointment.--At the meeting at which the Chairman and Vice-Chairman of the Board are elected, the Board shall elect an Executive Secretary who is not a member of the Board and who shall receive such compensation and have such staff as may be fixed by the Board. The Executive Secretary shall report and be responsible to the Board. The Executive Secretary shall serve subject to the pleasure of the Board and may be removed by the Board at any time. Upon the death, resignation, disability, removal, or disqualification of the Executive Secretary, the Board shall elect a successor Executive Secretary as soon as practicable.
- 5.3 Duties and Functions.--The duties and functions of the Executive Secretary shall include the following:
- 5.31 The Executive Secretary shall supervise the Office of the Board of Regents.
- 5.32 Meetings.--The Executive Secretary shall make preparations, including regental travel arrangements, for all meetings of the Board and its committees.

- 5.33 The Agenda.--Under the direction of the Chairman of the Board or the Chairman of a standing committee, the Executive Secretary shall prepare and distribute the Agenda and necessary supporting documentation for all meetings of the Board and its committees.
- 5.34 Open Meetings Act.--Under the direction of the Chairman of the Board or the Chairman of a standing committee, the Executive Secretary shall post notices of all meetings, and the subject matter thereof, as may be required under law.
- 5.35 Minutes.--The Executive Secretary shall record, prepare, and index the official Minutes of the Board and its committees and shall distribute copies thereof, including the annual budgets, to members of the Board and to other persons on the approved list. The official copy of the Minutes of the Board and its committees shall be kept in the Office of the Board of Regents, and certified excerpts from these Minutes shall be prepared by the Executive Secretary.
- 5.36 Documents.--The Executive Secretary shall keep on file in the Office of the Board of Regents all official documents, correspondence, and proceedings of the Board and its committees.
- 5.37 Seal.--The custody of the official seal of the System shall be with the Executive Secretary. The Executive Secretary shall affix such official seal to, and attest, all documents executed in the name of the Board and requiring attestation.
- 5.38 Rules and Regulations.--The Executive Secretary shall be charged with the responsibility of keeping current the Official Copies of the Regents' Rules and Regulations, and furnishing to members of the Board and the administrative officers on the approved list any changes or additions as soon as possible after the meeting at which they are finally adopted.
- 5.39 Reports.--As directed by the Board, the Executive Secretary shall:
- 5.391 define and establish routine reporting mechanisms, including;
 - 5.3911 determining the Board's information requirements;
 - 5.3912 structuring reporting procedures; and
 - 5.3913 gathering and summarizing reports and data for presentation to the Board on a routine basis; and
 - 5.392 prepare special reports, including;
 - 5.3921 requesting and gathering data from System Administration and component institutions;
 - 5.3922 conducting necessary analyses of data; and
 - 5.3923 summarizing facts and presenting reports for the Board's consideration.
- 5.3(10) Other Duties.--In addition, the Executive Secretary shall perform such functions and have such other duties and responsibilities as may be assigned to the Executive Secretary to the Board or as are usual and customary to the position of Executive Secretary and which assist the members of the Board in the discharge of their official duties.

- 5.4 Assistant Secretary to the Board.
- 5.41 The Assistant Secretary to the Board shall be appointed by the Executive Secretary to the Board with the concurrence of the Board of Regents and shall have such duties and responsibilities as shall be delegated by the Executive Secretary to the Board.
- 5.42 Upon the temporary absence of the Executive Secretary to the Board or upon the death, resignation, disability, or removal of the Executive Secretary to the Board, the Assistant Secretary to the Board will fulfill the duties of the Executive Secretary until such time as the Board shall elect a successor.

U. T. BOARD OF REGENTS - REGENTS' RULES AND REGULATIONS, PART ONE: AMENDMENTS TO CHAPTER III, SECTION 6, SUBSECTION 6.4 (USE, POSSESSION, OR SALE OF A DRUG OR NARCOTIC) AND CHAPTER VI, SECTION 6, SUBSECTION 6.12, SUBDIVISION 4 (LEASING OF SPACE TO STATE OR FEDERAL CREDIT UNIONS AND PLACEMENT OF UNMANNED TELLER MACHINES). --Without objection, Part One of the Regents' Rules and Regulations was amended as set out below:

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1. Section 6 of Chapter III was amended by deleting Subsection 6.4 in its entirety and by renumbering the remaining subsections accordingly
2. Subdivision 4 of Subsection 6.12 of Section 6 of Chapter VI was amended to read as follows:

(4) The operation by the institution or its subcontractor (through appropriate written agreements approved as to content by the President of the institution and the Chancellor, as to form by the Office of General Counsel, and by the Board of Regents through the Chancellor's Docket) of any bookstore, specialty store, laundry, cafeteria, state or federal credit union (the membership in which must be limited to students, faculty, and staff of the institution), unmanned teller machines (any agreement for the placement of which must include a provision expressly prohibiting advertising the location of the unmanned teller machine to the general public), or other service facility maintained for the convenience of the students, staff and/or faculty.

U. T. BOARD OF REGENTS - REGENTS' RULES AND REGULATIONS, PART TWO: AMENDMENT TO CHAPTER I, SECTION 4 (ENDOWED TEACHING FELLOWSHIPS). --Without objection, Part Two of the Regents' Rules and Regulations was amended by adding the following new Subsection 4.46 to Section 4 of Chapter I:

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- 4.46 Endowed Teaching Fellowships. The endowed teaching fellowship will be established with a minimum of \$50,000. Income from the endowment may be used to supplement the salary of the recipient of the fellowship for one academic year. The recipient may be a person of any academic rank, irrespective of tenure status, who has been selected for his or her teaching excellence through procedures established by the component institution. This one-year salary supplement shall be in addition to any mandated or merit salary increase.

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U. T. BOARD OF REGENTS: MISS BETTY ANNE THEDFORD APPOINTED SECRETARY EMERITUS.--Regent Hay moved that Miss Betty Anne Thedford be appointed Secretary Emeritus to the Board of Regents of The University of Texas System in recognition of her long and devoted service. Regent Briscoe seconded the motion which prevailed by unanimous vote.

U. T. SYSTEM: 1981-82 OPERATING BUDGETS INCLUDING AUXILIARY ENTERPRISES, GRANTS AND GOVERNMENT FUNDS, RESTRICTED CURRENT FUNDS AND MEDICAL SERVICES RESEARCH DEVELOPMENT PROGRAMS.--Chairman Powell called on Chancellor Walker to present the non-personnel aspects of the 1981-82 Operating Budgets for The University of Texas System. Chancellor Walker submitted the following statement:

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" Preliminary draft copies of the detailed budgets for 1981-82 were mailed to each of you on June 18, 1981. I would like to emphasize that the preliminary draft budgets were reviewed in detail by System Administration and the Chief Administrative Officer concerned. Appropriate changes and/or modifications were incorporated in the proposed budgets mailed to you on July 29, 1981. The budget summaries and supplemental materials which provide a comprehensive review of all of the budgets of the U.T. System, were also mailed to you on July 29, 1981.

"The recommendations for salary increases for all personnel are subject to the current regulations and directives included in the General Appropriations Bill. Article III, Section 22, of H.B. 656 reads as follows:

"Sec. 22. This section shall apply to these agencies of higher education not covered by Section 1, Article V, of this Act. Funds are provided in the appropriations made to those agencies covered by this section in sufficient amounts to permit annual salary increases as follows:

"(a) All regular employees, excluding rank faculty in the ranks of Professor, Associate Professor, Assistant Professor and Instructor in the general academic universities; professional positions in the Texas A&M Services; and faculty and professional positions in the health science centers and other medical education programs, shall receive a minimum annual salary increase

of 14.3% in fiscal 1982 and 8.7% in fiscal 1983. Such increase shall be in addition to the salary rates as of January 31, 1981, and shall apply to only those salaries paid from funds hereinabove appropriated.

"(b) Funds are provided in the appropriations to agencies covered in this section to permit salary increase in fiscal 1982 of 17.06% and 8.7% in fiscal 1983 for all employees excluded by the preceding section. Salary increases for these employees are to be awarded on the basis of merit and performance in accepted activities including teaching, research and service. Such increases, if any, are in addition to the salary rates as of January 1, 1981, and shall apply to only those salaries paid from funds hereinabove appropriated.

"It is expressly provided that institutional administrators may grant merit salary increases to employees whose job performance and productivity is consistently above that normally expected or required."

"In addition to, and in accordance with, the 1981-82 budget policies adopted by the Board of Regents at the meeting of February 12-13, 1981, the following guidelines were adhered to in the preparation of all operating budgets:

1. New faculty positions are based on conservative estimates of enrollment increases. Total faculty staffing was reviewed in terms of planned increases in work load.
2. New classified positions are requested only where increased work load justifies.

3. Maintenance, Operation, and Equipment items are based only on such amounts as are needed. Increases do not exceed 20% of amounts currently budgeted except as related to increased work load, to inflation, or to newly developing programs.
4. Travel funds are shown as separate line items.
5. All requests for Special Equipment have been supported with detailed descriptions and justifications.
6. Medical faculty salaries are within the limitation of Board of Regents policy.

"The overall budget increase from all fund sources is 22.6%. The educational and general budget is up approximately 22.7%, auxiliary enterprises are up approximately 21.8%, gifts, grants and other designated funds are up almost 26.2% and research is up approximately 18.6%.

"All budgets are within the resources available to the individual institutions.

"We have responded to a number of questions raised after you received the proposed budgets. The Chief Administrative Officers and the Chief Financial Officers of each of the component institutions are here if there are further questions you wish to ask concerning a particular institutional budget.

"I recommend approval of the 1981-82 Operating Budgets for The University of Texas System as submitted with permission to make editorial corrections and with authority to conform the System Administration Budget in line with actions taken at this Board meeting. Subsequent adjustments will be reported to the Board through the institutional Dockets."

Regent Newton was recognized. He moved that The University of Texas at Austin Marine Science Institute budget be amended by adding \$80,000 to be allocated as follows:

\$65,000 for Finfish Mariculture (\$35,000 for redfish and trout spawning and \$30,000 for biochemical research to support the finfish mariculture)

8,000 for the library (books and journals on oceanography, mariculture and marine chemistry)

7,000 for student assistance for research, for hands-on practical training

\$80,000

Vice-Chairman Fly seconded the motion, and without objection, the non-personnel aspects of the 1981-82 Operating Budgets for The University of Texas System as listed below were approved as amended.

These budgets are a part of the Minutes of this meeting, and the official copy is in bound Volume XXXVI entitled Annual Budgets for 1981-82:

The University of Texas System Administration (including the Available University Fund)
 The University of Texas at Arlington
 The University of Texas at Austin
 The University of Texas at Dallas
 The University of Texas at El Paso
 The University of Texas of the Permian Basin
 The University of Texas at San Antonio
 The University of Texas at Tyler
 The University of Texas Institute of Texan Cultures at San Antonio
 The University of Texas Health Science Center at Dallas
 The University of Texas Medical Branch at Galveston
 The University of Texas Health Science Center at Houston
 The University of Texas Health Science Center at San Antonio
 The University of Texas System Cancer Center
 The University of Texas Health Center at Tyler

These Operating Budgets include Auxiliary Enterprises, Grants and Government Funds, Restricted Current Funds and Medical Services Research Development Programs.

See Page 137 for action related to personnel aspects.

U. T. SYSTEM: GUIDELINES FOR THE ADMINISTRATION OF LINE ITEM SCHOLARSHIPS FOR THE 1982-83 BIENNIUM (APPROPRIATIONS BILL, SECTION 14, ARTICLE III, 67TH LEGISLATURE, R.S., 1981).--Section 14 of Article III of the Appropriations Bill of the 67th Legislature, Regular Session, 1981, provides that institutions may allocate and expend the actual receipts in such appropriation for student scholarships pursuant to the provisions of Sections 56.031 to 56.038, Subchapter C, Chapter 56, Title 3, Texas Education Code, cited as the Texas Public Education Grants Program. Also, Section 14 provides that copies of the rules and regulations adopted by an institutional governing board concerning the award of tuition scholarships should be filed with the Coordinating Board and the State Comptroller prior to disbursement of funds. In compliance with that section, Chancellor Walker recommended and the Committee of the Whole adopted the following rules and regulations for implementation at all component institutions of The University of Texas System for the 1982-83 biennium:

Rules and Regulations for Administration of
Line Item Scholarships
1982-83

1. Scholarships

- a. Scholarships from said fund may be awarded only to students who have been accepted for enrollment and who actually enroll on at least a half-time basis in the term or terms for which the scholarship is awarded.
- b. Scholarships are to be awarded based on the financial need of the applicant as determined by the component institution and based on accepted need analysis procedures generally in use in other "need based" financial assistance programs.
- c. Each student shall first utilize any other grant funds for support of educational expenses for which the student may reasonably be eligible before receiving state scholarship funds.
- d. The amount of the scholarship award, when combined with all other grant or gift funds awarded to the student, shall not exceed 70% of the reasonable expenses to be incurred by the student in the semester or term for which the scholarship is awarded.
- e. No student shall receive an amount in excess of demonstrated need.
- f. No more than 10% of total scholarship funds awarded through the program in a fiscal year shall be awarded to nonresident students.
- g. No award shall be made to alien students. For purposes of this program, an alien is a person who is neither a citizen, a national, nor a permanent resident of the United States.

2. Institutional matching share of earnings in the Federal College Work-Study Program

- a. Any or all of the scholarship funds appropriated may be

used for the institutional matching share of earnings in the College Work-Study Program.

- b. Funds used in this manner will not be subject to the restriction governing the scholarships.

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U. T. SYSTEM: APPROVAL OF NEW DENTAL INSURANCE PLAN; AWARD OF CONTRACTS FOR 1981-82 TO (1) BLUE CROSS-BLUE SHIELD FOR HEALTH INSURANCE AND (2) AETNA LIFE AND CASUALTY COMPANY FOR DENTAL INSURANCE. -- Upon a motion duly made, seconded by Regent Briscoe, the Committee of the Whole approved without objection a new dental insurance plan for employees of The University of Texas System and also awarded the 1981-82 health and dental insurance coverage to the lowest responsible bidders as follows:

- 1. Blue Cross and Blue Shield of Texas as the carrier for health insurance with monthly rates as follows:

	<u>1UT</u>	<u>2UT</u>	<u>Plan</u> <u>3UT</u>	<u>4UT</u>
Individual	\$ 64.62	\$ 53.33	\$ 36.05	\$ 28.71
Employee Child	116.63	96.33	76.85	62.73
Employee Spouse	155.15	128.24	103.65	84.61
Family	169.32	140.04	113.27	92.47

- 2. Aetna Life and Casualty Company as the carrier for dental insurance with monthly rates as follows with the understanding that any employee covered by health insurance will be required to carry dental insurance whereas coverage for family members will be optional:

Employee	\$ 6.11
Employee Child	15.24
Employee Spouse	11.46
Family	20.59

It was pointed out that the 67th Legislature increased the State employee appropriation for insurance for 1981-82 from \$40 to \$48 per employee per month.

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U. T. SYSTEM ADMINISTRATION AND U. T. AUSTIN: ESTABLISHMENT OF DATA PROCESSING REVOLVING FUND (AUTHORIZED BY H. B. 656, SECTION 16, ARTICLE III, 67TH LEGISLATURE, R. S., 1981). -- Without objection and in accordance with Section 16, Article III, House Bill No. 656, Acts of the 67th Legislature, Regular Session, 1981, authorization was given to establish a data processing revolving fund for the benefit of The University of Texas System Administration and The University of Texas at Austin. The title and purpose of the fund is as follows:

Data Processing/U. T. System Administration Revolving Fund

To provide data processing services to using departments within The University of Texas System Administration

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Sponsored Projects, Office of

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U. T. SYSTEM ADMINISTRATION AND U. T. AUSTIN: AMENDED LIST OF THOSE AUTHORIZED TO NEGOTIATE, EXECUTE AND ADMINISTER CLASSIFIED GOVERNMENT CONTRACTS (MANAGERIAL GROUP). --In order to bring up-to-date the list of officers cleared for access to classified material and to negotiate, execute and administer classified government contracts pursuant to the Security Agreement of The University of Texas System with the United States Department of Defense, the resolution adopted June 1, 1979, was amended to read as follows:

BE IT RESOLVED:

- a. That those persons occupying the following positions among the officers of The University of Texas System shall be known as the Managerial Group as described in the Industrial Security Manual for Safeguarding Classified Information:

E. D. Walker, Chancellor, Chief Executive Officer

Robert L. Anderson, Comptroller

A. J. Dusek, Director, Office of Sponsored Projects,
U. T. Austin; U. T. System Security Supervisor

Peter T. Flawn, President, The University of Texas
at Austin

Gerhard J. Fonken, Vice-President for Academic
Affairs and Research, The University of Texas
at Austin

G. Charles Franklin, Vice-President for Business
Affairs, The University of Texas at Austin.

- b. That the Chief Executive and the members of the Managerial Group have been processed, or will be processed for a personnel clearance for access to classified information, to the level of the facility clearance granted to this institution, as provided for in the aforementioned Industrial Security Manual and all replacements for such positions will be similarly processed for security clearance.
- c. That the said Managerial Group is hereby delegated all of the Board's duties and responsibilities pertaining to the protection of classified contracts of the Department of Defense or User Agencies of its Industrial Security Program awarded to the institutions of The University of Texas System.
- d. That the following named members of the Board of Regents shall not require, shall not have, and can be effectively excluded from access to all classified information in the possession of The University of Texas System and do not occupy positions that would enable them to affect adversely the policies and practices of the institutions of The University of Texas System in the performance of classified contracts for the Department of Defense, or User Agencies of its Industrial Security Program, awarded to institutions of The University of Texas System, and need not be processed for a personnel clearance:

Members of the Board of Regents:

James L. Powell, Chairman

Sterling H. Fly, Jr., M.D., Vice-Chairman

Jane Weinert Blumberg (Mrs. Roland K.)

Janey Briscoe (Mrs. Dolph)
Jess Hay
Beryl Buckley Milburn (Mrs. Malcolm)
Jon P. Newton
Tom B. Rhodes
Howard N. Richards

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U. T. ARLINGTON, U. T. AUSTIN, U. T. DALLAS, U. T. EL PASO, U. T. PERMIAN BASIN, U. T. SAN ANTONIO, U. T. TYLER, U. T. HEALTH SCIENCE CENTER - DALLAS, U. T. GALVESTON MEDICAL BRANCH, U. T. HEALTH SCIENCE CENTER - HOUSTON, U. T. HEALTH SCIENCE CENTER - SAN ANTONIO, U. T. CANCER CENTER, AND U. T. HEALTH CENTER - TYLER: APPROVAL OF TRANSFER OF FUNDS BETWEEN LEGISLATIVE APPROPRIATION ITEMS DURING THE 1982-83 BIENNIUM (ARTICLE III, H.B. 656, 67TH LEG., R.S., 1981). -- Upon motion duly made and seconded and without objection, the following resolution was adopted:

Pursuant to the appropriate transfer provisions of Article III, H.B. 656, 67th Legislature, Regular Session, 1981, it is hereby resolved that the State Comptroller be requested to make necessary transfers within the Legislative Appropriations from the General Revenue Fund for each of the following components as authorized by the Chief Financial Officers of The University of Texas System institution concerned:

The University of Texas at Arlington
The University of Texas at Austin
The University of Texas at Dallas
The University of Texas at El Paso
The University of Texas of the Permian Basin
The University of Texas at San Antonio
The University of Texas at Tyler
The University of Texas Health Science Center at Dallas
The University of Texas Medical Branch at Galveston
The University of Texas Health Science Center at Houston
The University of Texas Health Science Center at San Antonio
The University of Texas System Cancer Center
The University of Texas Health Center at Tyler

U. T. EL PASO: OLD GEOLOGY BUILDING RENAMED QUINN HALL (REGENTS' RULES AND REGULATIONS, PART ONE, CHAPTER VII, SECTION 1). -- In accordance with Section 1 of Chapter VIII of Part One of the Regents' Rules and Regulations and without objection, the Old Geology Building at The University of Texas at El Paso was named "Quinn Hall" in memory of Dr. Howard E. Quinn, Professor Emeritus of Geological Sciences, who died on February 4, 1976. Dr. Quinn retired from U. T. El Paso in 1965 after 41 years of dedicated and meritorious service.

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Outside Employment

U. T. SAN ANTONIO: AUTHORIZATION FOR MRS. M. DORA GUERRA TO SERVE ON THE TEXAS HISTORICAL RECORDS ADVISORY BOARD [REGENTS' RULES AND REGULATIONS, PART ONE, CHAPTER III, SECTIONS 13. (10) and 13. (11)]. -- Upon the recommendation of President Wagener and Chancellor Walker, permission was given for Mrs. M. Dora Guerra, Special Collection Catalog Librarian at The University of Texas at San Antonio, to serve as a member of the Texas Historical Records

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Advisory Board for a term expiring on January 23, 1984. Mrs. Guerra will receive only reimbursement for actual expenses.

This appointment is of benefit and creates no conflict with Mrs. Guerra's regular duties at U. T. San Antonio. It is in accordance with approval requirements for positions of honor, trust, or profit provided in Article 6252-9a of Vernon's Civil Statutes and Sections 13.(10) and 13.(11), Chapter III, Part One of the Regents' Rules and Regulations.

outside Employment

U. T. HEALTH SCIENCE CENTER - DALLAS: AUTHORIZATION FOR EDMOND E. GRIFFIN, Ph.D. TO SERVE ON THE TEXAS RADIATION ADVISORY COMMITTEE [REGENTS' RULES AND REGULATIONS, PART ONE, CHAPTER III, SECTIONS 13.(10) and 13.(11)]. --Without objection, permission was given for Edmond E. Griffin, Ph.D., Radiation Safety Officer at The University of Texas Health Science Center at Dallas, to serve as a member of the Texas Radiation Advisory Committee for a six year term. Governor Clements had recently appointed Dr. Griffin as a member of this committee. Dr. Griffin will receive no salary for services but may be reimbursed for actual expenses incurred in connection with attendance at Board meetings or for authorized business of the Board.

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This appointment is of benefit and creates no conflict with Dr. Griffin's regular duties at the U. T. Health Science Center - Dallas. It is in accordance with approval requirements for positions of honor, trust, or profit provided in Article 6252-9a of Vernon's Civil Statutes and Sections 13.(10) and 13.(11), Chapter III, Part One of the Regents' Rules and Regulations.

Outside Employment

U. T. GALVESTON MEDICAL BRANCH: AUTHORIZATION FOR WILLIAM C. LEVIN, M. D. TO SERVE ON THE BOARD OF DIRECTORS OF THE TEXAS COASTAL HIGHER EDUCATION AUTHORITY, INC., GALVESTON, TEXAS [REGENTS' RULES AND REGULATIONS, PART ONE, CHAPTER III, SECTIONS 13.(10) and 13.(11)]. --Upon the recommendation of Chancellor Walker, permission was given for William C. Levin, M.D., President of The University of Texas Medical Branch at Galveston, to serve as a member of the Board of Directors of the Texas Coastal Higher Education Authority, Inc., Galveston, Texas, for a term of three years. Dr. Levin will serve without pay.

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This appointment is of benefit and creates no conflict with Dr. Levin's regular duties at the U. T. Galveston Medical Branch. It is in accordance with approval requirements for positions of honor, trust, or profit provided in Article 6252-9a of Vernon's Civil Statutes and Sections 13.(10) and 13.(11), Chapter III, Part One of the Regents' Rules and Regulations.

U. T. GALVESTON MEDICAL BRANCH: ACCEPTANCE OF GRANT FROM HOUSTON ENDOWMENT INC., TO BE USED FOR RESTORATION OF ASHBEL SMITH BUILDING (OLD RED). --A \$500,000 grant was gratefully accepted from Houston Endowment Inc., to be used for the restoration of Ashbel Smith Building (Old Red) at The University of Texas Medical Branch at Galveston. The grant will be paid in two equal installments during 1981 and 1982.

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U. T. GALVESTON MEDICAL BRANCH - RENOVATION AND ADDITION TO GRAVES HOSPITAL: ACCEPTANCE OF GRANT FROM THE MOODY FOUNDATION TO BE USED FOR COMPLETION OF FIFTH FLOOR SHELL. --With sincere appreciation, a grant in the amount of \$1,000,000 was accepted from The Moody Foundation to be used for completion of the Fifth Floor Shell of the Graves Hospital at The University of Texas Medical Branch at Galveston. The grant will be paid in equal installments over a five year period commencing with the award of contract for the fifth floor.

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It was noted that a previous grant of \$500,000 was accepted by the Board in 1979 and that this additional grant will be used to complete the interior of the floor and prepare the space for laboratories and inpatient beds as originally proposed.

SCHEDULED MEETING. --It was ordered that the next meeting of the U. T. Board of Regents previously scheduled for October 8-9, 1981 be at The University of Texas at Tyler.

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COMMITTEE OF THE WHOLE - EXECUTIVE SESSION
(Pages 124-139)

Chairman Powell reported that the Committee of the Whole had met in Executive Session in the Regents' Committee Room on the ninth floor of Ashbel Smith Hall on Thursday afternoon (August 13) following the meeting of the Buildings and Grounds Committee and continued its meeting on Friday (August 14) following the Open Session of the Committee of the Whole at 11:10 a. m. to discuss matters in accordance with Article 6252-17, Sections 2(e), (f) and (g) of Vernon's Texas Civil Statutes: Litigation, Land Acquisition and Personnel Matters. See Page 2.

In response to Chairman Powell's inquiry as to whether any Regent desired to take action on any of the items discussed, the following were acted upon:

U. T. BOARD OF REGENTS: ACCEPTANCE OF RESIGNATION OF SECRETARY BETTY ANNE THEDFORD EFFECTIVE AUGUST 31, 1981. -- Regent Blumberg was recognized and moved that the Board accept the resignation of Miss Betty Anne Thedford as Secretary to the Board of Regents effective August 31, 1981. Regent Richards seconded the motion which carried by unanimous vote.

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On behalf of the U. T. Board of Regents, Regent Blumberg acknowledged with sincere gratitude the many years of dedicated and faithful service which Miss Thedford had provided to the Board of Regents and noted her appointment as Secretary Emeritus to the Board of Regents. See Page 115.

U. T. BOARD OF REGENTS: APPOINTMENT OF ARTHUR H. DILLY, ASSISTANT SECRETARY EFFECTIVE AUGUST 15, 1981, AND ELECTION AS EXECUTIVE SECRETARY EFFECTIVE SEPTEMBER 1, 1981.-- Regent Newton moved that:

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1. Mr. Arthur H. Dilly be appointed Assistant Secretary to the Board of Regents effective August 15, 1981
2. Mr. Dilly be elected Executive Secretary to the Board of Regents effective September 1, 1981
3. In the absence of the Secretary during the period August 15 through August 31, 1981, Mr. Dilly's duties and responsibilities shall be those as detailed in the Regents' Rules and Regulations, Part One, Chapter I, Section 5.

The motion was duly seconded and prevailed by unanimous vote.

U. T. BOARD OF REGENTS - REGENTS' RULES AND REGULATIONS, PART ONE: AMENDMENTS TO CHAPTER II, SECTIONS 1, 2, 3, 4, AND 5 EFFECTIVE SEPTEMBER 1, 1981; AUTHORIZATION FOR EXECUTIVE SECRETARY TO MAKE EDITORIAL CHANGES THEREIN; AND AUTHORIZATION TO AMEND THE 1981-82 OPERATING BUDGET TO CONFORM THERETO. -- Upon motion of Vice-Chairman Fly, seconded by Regent Hay, with Regent Blumberg voting "No," Chapter II of Part One of the Regents' Rules and Regulations was amended effective September 1, 1981, as set out below and the Executive Secretary in consultation with the Chairman, the Office of the Chancellor, and the Office of General Counsel was authorized to make editorial changes therein to conform to these amendments. Further, authorization was given to amend the 1981-82 Operating Budget to conform thereto:

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- a. Subsections 1.1 and 1.2 of Section 1 were amended to read as follows:
 - 1.1 The "System Administration" refers to the centralized and consolidated functions and operations of The University of Texas System.
 - 1.2 The University of Texas System.
The University of Texas System (herein sometimes called the "System") is composed of the System Administration and those institutions assigned by the Constitution or by the Legislature to be governed by the Board of Regents of The University of Texas System.
- b. Subsections 2.1 through 2.3 of Section 2 were renumbered as Subsections 2.1 through 2.7 of Section 2 and those Subsections and the heading of Section 2 were amended to read as follows:

Sec. 2. Office of the Chancellor.

- 2.1 The Office of the Chancellor is the office through which the Board of Regents exercises its powers and authorities in the governance of The University of Texas System.
- 2.2 The Office of the Chancellor consists of the Chancellor, the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Health Affairs and such direct supporting staffs for these officers

as may be required and provided for in the annual operating budget and amendments thereto. The Chancellor is the chief executive officer of the System and as such shall coordinate consultation among the principal officers of the Office of the Chancellor.

- 2.3 The Chancellor also is the chief operating officer of the System Administration, and directly reports to and is responsible to the Board. The following executive officers of the System Administration (as these officers are presently titled and their functions presently organized) directly report to and are responsible to the Chancellor: the Vice Chancellor for Administration; the Vice Chancellor for Business Affairs; the Vice Chancellor for Lands Management; and the Vice Chancellor and General Counsel. The following principal administrative officers of the System Administration (as these officers are presently titled and their functions presently organized) directly report to and are responsible to the Chancellor: the Executive Director for Development; the Assistant Chancellor for Planning; the Assistant to the Chancellor; and the Executive Assistant to the Chancellor.
- 2.4 The Executive Vice Chancellor for Academic Affairs is the chief operating officer of the System for Academic Affairs and, in consultation with the Chancellor, directly reports to and is responsible to the Board for the conduct of the academic affairs of the System. The chief administrative officers of the general academic institutions in the System and the chief administrative officer of the U. T. Institute of Texan Cultures at San Antonio, acting in a line capacity for the operation of their institutions, report to and are responsible to the Executive Vice Chancellor for Academic Affairs. The Vice Chancellor for Academic Affairs, as that officer is presently titled, directly reports and is responsible to the Executive Vice Chancellor for Academic Affairs.
- 2.5 The Executive Vice Chancellor for Health Affairs is the chief operating officer of the System for health-related education and health services in the System and, in consultation with the Chancellor, directly reports to and is responsible to the Board for the conduct of health-related education and the delivery of health services in the System. The chief administrative officer of each health-related institution in the System, acting in a line capacity for the operation of such officer's institution, reports to and is responsible to the Executive Vice Chancellor for Health Affairs. The Special Assistant to the Executive Vice Chancellor for Health Affairs directly reports and is responsible to the Executive Vice Chancellor for Health Affairs.
- 2.6 During the period of reorganization, the following officers shall continue to report and function as indicated:
- 2.61 The General Attorney and Associate General Counsel is an administrative officer of the System Administration and directly reports to and is responsible to the Vice Chancellor and General Counsel.
- 2.62 The Budget Director, the Comptroller, the Director of Accounting, the Director of Facilities Planning and Construction, the Director of Police, the Director of Special Services, the Executive Director for Investments and Trusts, and the System Personnel Director are administrative officers of the

System Administration; and each such officer directly reports to and is responsible to the Vice Chancellor for Business Affairs (except the Director of Accounting who reports as specified in Part One, Chapter II, Sec. 3.742 of these Rules and Regulations.)

- 2.63 The Director of the Institute of Higher Education Management directly reports to and is responsible to the Vice Chancellor for Academic Affairs.
- 2.64 The Manager of University Lands - Oil, Gas and Mineral Interests and the Manager of University Lands - Surface Interests are administrative officers of the System Administration and directly report to the Vice Chancellor for Lands Management.
- 2.7 Appointment and Tenure of Officers.
- 2.71 The Chancellor, the Executive Vice Chancellor for Academic Affairs, and the Executive Vice Chancellor for Health Affairs, shall be elected by the affirmative vote of a majority of the Regents in office and shall hold office without fixed term, subject to the pleasure of the Board.
- 2.72 All other executive and administrative officers of the System and System Administration shall be appointed by the Board after nomination by the Chancellor or the appropriate Executive Vice Chancellor. Officers so appointed shall not have tenure by virtue of their respective offices. They shall hold office without fixed term, subject to the pleasure of the Chancellor or the appropriate Executive Vice Chancellor. Their actions concerning such officers are in turn subject to review and approval by the Board.
- c. Subsections 2.4, 2.5, and 2.6 of Section 2 were renumbered as Subsections 2.8, 2.9, and 2.(10) of Section 2 respectively.
- d. Subsections 3.1 and 3.2 of Section 3 were renumbered as Subsections 3.1 through 3.4 of Section 3 and those Subsections were amended to read as follows:
- 3.1 Duties of Officers in the Office of the Chancellor.
- 3.11 Office of the Chancellor.
The Office of the Chancellor, by delegation from the Board, is authorized to exercise the powers and authorities of the Board in the governance of the System. The Office of the Chancellor will normally act through the chief administrative officer regarding the affairs of a component institution. The Office of the Chancellor, however, shall not be precluded from any direct participation and communication with institutional staff, faculty members, and groups. The major duties of the Office of the Chancellor include:
- 3.111 Advising and counseling with the Board with respect to the policies, purposes, and goals of the System: acting as executive agent of the Board in implementing its policies; representing the System in all other respects as deemed appropriate to carry out such policies, purposes and goals, and interpreting and articulating the System's academic, administrative

- and developmental policies, programs, needs and concerns to the general public and to other constituencies at the community, state, regional and national levels.
- 3.112 Directing the management and administration of System Administration and all component institutions of the System.
- 3.113 Presenting to the appropriate standing committees of the Board and to the Board nominations for all officers of System Administration, and for all officers of component institutions as provided in these Rules and Regulations.
- 3.114 Periodically reviewing the organization of the System Administration and the component institutions of the System and reporting to the appropriate standing committees of the Board and to the Board recommendations for changes in organization, assignments and procedures.
- 3.115 Preparing and approving appropriate recommendations to the Board and its standing committees either in the name of "The Office of the Chancellor" or as "The Office of the Chancellor concurs...." with the recommendation of the appropriate chief administrative officer of a component institution.
- 3.116 Preparing and approving annual operating budgets for the System Administration and the component institutions of the System and submitting such recommendations to the Board.
- 3.117 Preparing and approving biennial legislative submissions to the Legislative Budget Board and to the Governor for the System Administration and the component institutions of the System for the consideration of the Board in accordance with Section 6 of Chapter II of Part Two of these Rules and Regulations.
- 3.118 Developing and implementing programs for the most efficient management of personnel resources, and for long-range planning for academic programs, physical facilities and financial resources.
- 3.12 Primary Duties
- 3.121 The Chancellor. --The Chancellor has direct line responsibility for the centralized and consolidated functions and operations of The University of Texas System Administration, including: the University's external relations programs (including private fund development, state governmental relations, press relations, and federal relations); lands and investments (including management of trusts, trust lands, and trust assets; management of the Permanent University Fund Lands; and management of the investments of the Permanent University Fund); finance and administration (including facilities planning and construction, central budget control, activities of the System comptroller, audit procedures and policies, capital programs, personnel, institutional studies, and police operations); and the Office of General Counsel. The Chancellor shall prepare recommendations and supporting information on all

such operations for consideration by the appropriate standing committees of the Board and the Board of Regents.

3.122 The Executive Vice Chancellor for Academic Affairs. --

The Executive Vice Chancellor for Academic Affairs shall have as a prime responsibility the maintenance of high academic quality in the general academic components of the System. Through the chief administrative officers of the component institutions, he or she shall have direct line responsibility for the budgets, academic planning and programs, facilities planning and construction, and personnel (both academic and non-academic) of those components. In consultation with the Chancellor, the Executive Vice Chancellor for Academic Affairs shall prepare recommendations and supporting information on such matters for consideration by the appropriate standing committees of the Board and the Board of Regents.

3.123 The Executive Vice Chancellor for Health Affairs. --

The Executive Vice Chancellor for Health Affairs shall have as a prime responsibility the maintenance of high academic quality in the health-related teaching institutions and high quality health services in the health-care delivery institutions of the System. Through the chief administrative officers of the component institutions, he or she shall have direct line responsibility for the budgets, academic planning and programs, facilities planning and construction, and personnel (both academic and non-academic) of those components. In consultation with the Chancellor, the Executive Vice Chancellor for Health Affairs shall prepare recommendations and supporting information on such matters for consideration by the appropriate standing committees of the Board and the Board of Regents.

3.2 The Assistant to the Chancellor and the Executive Assistant to the Chancellor are the Chancellor's principal staff members in the Office of the Chancellor. During the period of reorganization, these officers shall continue to function in the Office of the Chancellor as follows:

3.21 Assistant to the Chancellor.

The Assistant to the Chancellor is an administrative officer of the System Administration. Subject to delegation by the Chancellor, the duties of the position include:

- 3.211 Providing assistance to the Office of the Chancellor and the Executive Assistant to the Chancellor in the coordination of materials submitted to the Board of Regents and its standing committees.
- 3.212 Coordinating, at the direction of the Chancellor, correspondence and requests from the component institutions.
- 3.213 Evaluating and coordinating the internal administrative procedures and supporting staff of the Office of the Chancellor.
- 3.214 Supervising the official files of the Office of the Chancellor relating to official documents and correspondence.

- 3.215 Submitting recommendations for training programs for support staff of the Office of the Chancellor.
- 3.216 Performing such other duties and responsibilities as may be directed by the Chancellor.
- 3.22 Executive Assistant to the Chancellor.
The Executive Assistant to the Chancellor is an administrative officer of the System Administration and is the principal assistant to the Chancellor in the administration of the responsibilities of the Office of the Chancellor. In this regard, the duties of the position include:
 - 3.221 Coordinating all matters between the Office of the Chancellor and the Office of the Board.
 - 3.222 Evaluating and coordinating the internal administrative procedures and supporting staff of the Office of the Chancellor.
 - 3.223 Advising the Office of the Chancellor on policies, purposes, and long-range planning for the System.
 - 3.224 Assisting the Office of the Chancellor in reviewing the management of component institutions.
 - 3.225 Managing such other duties and responsibilities as may be directed by the Chancellor.
- 3.3 During the period of reorganization, the Executive Director for Development and the Assistant Chancellor for Planning shall continue to function as follows:
 - 3.31 Executive Director for Development.
Subject to delegation by the Chancellor, the major duties of the Executive Director for Development include:
 - 3.311 Acting under the authority delegated by the Chancellor for private fund development for the System.
 - 3.312 Coordinating policies and activities involving internal foundations and University-related external foundations.
 - 3.313 Coordinating and cooperating with the chief administrative officers of the component institutions in development programs.
 - 3.314 Coordinating efforts of component institution officials to create a favorable climate for philanthropic support among various constituencies, including alumni, foundations, business and industry, associations, parents of students, friends and benefactors.
 - 3.315 Advising component institution administrative officials, deans, and directors on projects involving private gift support, suggesting possible granting agencies or benefactors, and assisting when needed in the preparation of grant proposals and their presentation.
 - 3.316 Administering procedures for the preparation of gift records, gift processing, gift acknowledgments, and gift docket for the Board.
 - 3.32 Assistant Chancellor for Planning.
Subject to delegation by the Chancellor, the major duties of the Assistant Chancellor for Planning include:
 - 3.321 Representing the System in its relations with state and local legislative bodies and agencies.
 - 3.322 Advising the Chancellor on relations with state and local legislative bodies and agencies.

- 3.215 Submitting recommendations for training programs for support staff of the Office of the Chancellor.
- 3.216 Performing such other duties and responsibilities as may be directed by the Chancellor.
- 3.22 Executive Assistant to the Chancellor.
The Executive Assistant to the Chancellor is an administrative officer of the System Administration and is the principal assistant to the Chancellor in the administration of the responsibilities of the Office of the Chancellor. In this regard, the duties of the position include:
 - 3.221 Coordinating all matters between the Office of the Chancellor and the Office of the Board.
 - 3.222 Evaluating and coordinating the internal administrative procedures and supporting staff of the Office of the Chancellor.
 - 3.223 Advising the Office of the Chancellor on policies, purposes, and long-range planning for the System.
 - 3.224 Assisting the Office of the Chancellor in reviewing the management of component institutions.
 - 3.225 Managing such other duties and responsibilities as may be directed by the Chancellor.
- 3.3 During the period of reorganization, the Executive Director for Development and the Assistant Chancellor for Planning shall continue to function as follows:
 - 3.31 Executive Director for Development.
Subject to delegation by the Chancellor, the major duties of the Executive Director for Development include:
 - 3.311 Acting under the authority delegated by the Chancellor for private fund development for the System.
 - 3.312 Coordinating policies and activities involving internal foundations and University-related external foundations.
 - 3.313 Coordinating and cooperating with the chief administrative officers of the component institutions in development programs.
 - 3.314 Coordinating efforts of component institution officials to create a favorable climate for philanthropic support among various constituencies, including alumni, foundations, business and industry, associations, parents of students, friends and benefactors.
 - 3.315 Advising component institution administrative officials, deans, and directors on projects involving private gift support, suggesting possible granting agencies or benefactors, and assisting when needed in the preparation of grant proposals and their presentation.
 - 3.316 Administering procedures for the preparation of gift records, gift processing, gift acknowledgments, and gift docket for the Board.
 - 3.32 Assistant Chancellor for Planning.
Subject to delegation by the Chancellor, the major duties of the Assistant Chancellor for Planning include:
 - 3.321 Representing the System in its relations with state and local legislative bodies and agencies.
 - 3.322 Advising the Chancellor on relations with state and local legislative bodies and agencies.

- 3.323 Informing appropriate administrative officers of current operations and long-range developments on the state level, which may affect the System.
- 3.324 Maintaining and distributing information on state programs to assure proper action by the System on applications and communications to federal and state agencies and offices.
- 3.325 Assisting the Vice Chancellor for Administration in monitoring federal activities of significance to the System.
- 3.326 Performing such other duties and responsibilities for the efficient operation of the System as shall be assigned by the Chancellor.

3.4 Vice Chancellor for Academic Affairs.

During the period of reorganization and subject to delegation by the Executive Vice Chancellor for Academic Affairs, the Vice Chancellor for Academic Affairs has the general assignment of assisting in the effective coordination of the general academic institutions. His duties may include:

- 3.41 Submitting to the Executive Vice Chancellor for Academic Affairs recommendations on the System programs in education, research, and public service, including general plans and operations of general academic institutions.
- 3.42 Reviewing and making recommendations on proposals from the general academic institutions requiring action by the Executive Vice Chancellor for Academic Affairs.
- 3.43 Working with the general academic institutions to develop general guidelines concerning faculty workload and faculty policies and recommending to the Executive Vice Chancellor for Academic Affairs System policies on these matters.
- 3.44 Preparing and submitting to the Executive Vice Chancellor for Academic Affairs long-range and immediate academic plans for the general academic institutions including programs for continuous evaluation of existing academic programs.
- 3.45 Pursuant to governing policies, recommending to the Executive Vice Chancellor for Academic Affairs the annual operating budget requests submitted by each general academic institution.
- 3.46 Recommending to the Executive Vice Chancellor for Academic Affairs legislative appropriation requests (and policies for the development of such requests) to be submitted by the System on behalf of the general academic institutions.
- 3.47 At the direction of the Executive Vice Chancellor for Academic Affairs, processing all academic matters for the System general academic institutions with the Coordinating Board, and coordinating other academic matters directed to the Coordinating Board.
- 3.48 At the direction of the Executive Vice Chancellor for Academic Affairs, coordinating the preparation of the agenda for meetings of the Council of Academic Institutions.
- 3.49 At the direction of the Executive Vice Chancellor for Academic Affairs, coordinating the development and implementation of the individual mission of the general academic institutions.
- 3.4(10) In matters involving joint programs between System general academic institutions and System health institutions, coordinating with the Executive Vice Chancellor for Health Affairs, at the direction of the Executive Vice Chancellor for Academic Affairs.

3.4(11) At the direction of the Executive Vice Chancellor for Academic Affairs, coordinating activities of the Institute of Higher Education Management with all System Components and other interested institutions of higher education and directing development of its programs to provide managerial training for persons in administrative positions in such institutions.

- e. Subdivision 3.22 of Subsection 3.2 of Section 3 was renumbered as Subsection 3.5 of Section 3.
- f. Subsections 3.3 and 3.4 of Section 3 were renumbered as Subsections 3.6 and 3.7 of Section 3, respectively.
- g. Subsection 3.5 of Section 3 was renumbered as Subsection 3.8 of Section 3 and was amended to read as follows:

3.8 Special Assistant to the Executive Vice Chancellor for Health Affairs.

During the period of reorganization and subject to delegation by the Executive Vice Chancellor for Health Affairs, the Special Assistant to the Executive Vice Chancellor for Health Affairs has the general assignment of assisting in the effective coordination of those component institutions concerned primarily with health sciences. His duties may include:

- 3.81 Submitting to the Executive Vice Chancellor for Health Affairs recommendations on System programs on health science education, research, and public service, including general plans and operations for the health institutions.
- 3.82 Reviewing and making recommendations on proposals from the health institutions requiring action by the Executive Vice Chancellor for Health Affairs.
- 3.83 Preparing and submitting to the Executive Vice Chancellor for Health Affairs long-range and immediate plans for health science education, research and public service for the health institutions.
- 3.84 Recommending to the Executive Vice Chancellor for Health Affairs the annual operating budget requests submitted by each health institution.
- 3.85 Recommending to the Executive Vice Chancellor for Health Affairs legislative appropriation requests (and policies for the development of such requests) to be submitted by the System on behalf of the health institutions.
- 3.86 At the direction of the Executive Vice Chancellor for Health Affairs, processing all matters for the System health institutions with the Coordinating Board, and coordinating other health education matters directed to the Coordinating Board.
- 3.87 At the direction of the Executive Vice Chancellor for Health Affairs, preparing the agenda for the meetings of the Council of Health Institutions.
- 3.88 At the direction of the Executive Vice Chancellor for Health Affairs, coordinating the development and implementation of interinstitutional programs to benefit the individual health institutions in the achievement of their missions.
- 3.89 At the request of the Executive Vice Chancellor for Health Affairs, interpreting the health institutions' policies and programs to health professional groups at the local, state and national levels, and coordinating efforts with such health professional groups and state and federal regulatory agencies to assist the health institutions in the achievement of their missions.

- 3.8(10) At the request of the Executive Vice Chancellor for Health Affairs, providing direction for the efficient and effective operation of The University of Texas System Medical-Dental Application Center.
- 3.8(11) At the request of the Executive Vice Chancellor for Health Affairs, directing the activities of the Institute for Health Policy and Planning and coordinating its activities with both state and federal governmental agencies and health professional groups.
- 3.8(12) At the request of the Executive Vice Chancellor for Health Affairs, coordinating with the Executive Vice Chancellor for Academic Affairs in matters involving joint programs between System academic institutions and System health institutions.
- h. Subsections 3.6 and 3.7 of Section 3 were renumbered as Subsections 3.9 and 3.(10) of Section 3 respectively.
- i. Subsection 3.8 of Section 3 was renumbered as Subsection 3.(11) of Section 3 and was amended to read as follows:

3.(11) Councils of the System.

3.(11)1 The System Council.

The System Council is composed of the Chancellor, the Executive Vice Chancellor for Academic Affairs, the Executive Vice Chancellor for Health Affairs, and the chief administrative officers of all the component institutions of The University of Texas System. The Chancellor shall serve as the Council's permanent chairman and shall conduct regular meetings to discuss those matters of general concern to the operation of The University of Texas System.

3.(11)2 The Council of Academic Institutions.

The Council of Academic Institutions is composed of the Executive Vice Chancellor for Academic Affairs, the Vice Chancellor for Academic Affairs, the chief administrative officers of the general academic institutions of the System, and the chief administrative officer of the U. T. Institute of Texan Cultures. The Chancellor serves as an ex officio member of this Council. The Executive Vice Chancellor for Academic Affairs shall serve as the Council's permanent chairman and shall conduct regular meetings to review common problems of planning, development, and operation of the several institutions represented. The Vice Chancellor for Academic Affairs shall be the permanent vice-chairman.

3.(11)3 The Council of Health Institutions.

The Council of Health Institutions is composed of the Executive Vice Chancellor for Health Affairs, the Special Assistant to the Executive Vice Chancellor for Health Affairs, and the chief administrative officers of the component institutions of the System concerned directly with health affairs. The Chancellor serves as an ex officio member of this Council. The Executive Vice Chancellor for Health Affairs acts as the Council's permanent chairman and shall conduct regular meetings to review common problems of planning, development, and operation of the several institutions represented. The Special Assistant to the Executive Vice Chancellor for Health Affairs shall be the permanent vice-chairman.

3.(11)4 The Business Management Council.

The Business Management Council advises the Chancellor in the areas of budgeting, business management, data processing, physical plant operations, planning, construction, and accounting systems development. The Council is composed of the chief business officers of the component institutions, the Chancellor, and the Vice Chancellor for Business Affairs. The Executive Vice Chancellor for Academic Affairs and the Executive Vice Chancellor for Health Affairs, or their delegates, serve as ex officio members of this Council. The Chancellor shall serve as the Council's permanent chairman and shall conduct regular meetings of the Council. The Vice Chancellor for Business Affairs shall be the permanent vice-chairman.

j. Section 4 was amended to read as follows:

Sec. 4. Chief Administrative Officers of Component Institutions.

4.1 The Board selects the chief administrative officer of each component institution.

4.11 When there is a vacancy or it is known that there is to be a vacancy in the office of a chief administrative officer of a component institution having faculty and students, an Advisory Committee shall be established to recommend candidates to the Board. The Executive Vice Chancellor having line responsibility for the operation of the institution where the vacancy has occurred or is to occur shall be chairman of the Advisory Committee. In addition to the chairman, committee membership is as follows:

The Chancellor

Three Chief Administrative Officers

(to be appointed by the Chairman of the Board from three of the component institutions)

Three Regents

(to be appointed by the Chairman of the Board)

Five Faculty members of the institution involved, at least three of whom shall have the rank of associate professor or higher (method of selection to be determined by the General Faculty of the campus)

One Dean

(for academic institutions to be selected by Dean's Council of the institution involved) (for health science centers to be the Dean of Medicine of the health science center involved)

Two Students from the institution involved

(method of selection to be determined by the Student Government of the campus involved or, if there be no Student Government, by the chief administrative officer of the institution)

President of the Ex-Students' Association of the campus involved or his designee (if institution does not have an active alumni organization, then a member of the development board or an interested layman to be appointed by the chief administrative officer of the institution involved.)

- 4.12 When there is a vacancy or it is known that there is to be a vacancy in the office of a chief administrative officer of a component institution not having faculty and students, an Advisory Committee shall be appointed by the Executive Vice Chancellor having line responsibility for the institution, subject to approval of the Chairman of the Board. The Executive Vice Chancellor having such line responsibility shall be Chairman of the Committee.
- 4.13 The Advisory Committee shall determine the availability of each candidate selected. To evaluate a candidate, the Advisory Committee shall set up criteria that relate to the needs of the individual component and shall seek advice on the ability of each candidate interviewed including advice from competent sources as to the candidate's administrative and business ability.
- 4.14 Finally, the Advisory Committee shall submit, through its Chairman, its recommendations with no preference indicated. Candidates submitted shall have received a majority vote of the Committee. If none of the names submitted in the report of the Advisory Committee is satisfactory to the Board, then the Board in its discretion may either name a new committee or proceed to select a chief administrative officer under such other procedures as in its discretion it may deem proper and appropriate.
- 4.2 Each chief administrative officer reports to and is responsible to the Executive Vice Chancellor having line responsibility for the institution, and serves without fixed term, subject to the pleasure of the appropriate Executive Vice Chancellor and approval by the Board.
- 4.3 Within the policies and regulations of the Board, and under the supervision and direction of the Executive Vice Chancellor having line responsibility for the institution, the chief administrative officer has general authority and responsibility for the administration of that institution.
- 4.31 Specifically, the chief administrative officer is expected, with the appropriate participation of the staff, to:
- 4.311 Develop and administer plans and policies for the program, organization, and operation of the institution.
- 4.312 Interpret the System policy to the staff, and interpret the institution's program and needs to the Office of the Chancellor and to the public.
- 4.313 Develop and administer policies relating to students, and where applicable, to the proper management of services to patients.
- 4.314 Recommend appropriate operating budgets and supervise expenditures under approved budgets.
- 4.315 Nominate all members of the faculty and staff, maintain efficient personnel programs, and recommend staff members for promotion, retention, or dismissal for cause.
- 4.316 Insure efficient management of business affairs and physical property; recommend additions and alterations to the physical plant.

- 4.317 Serve as presiding officer at official meetings of faculty and staff of the institution, and as ex officio member of each college or school faculty (if any) within the institution.
- 4.318 Appoint, or establish procedures for the appointment of, all faculty, staff, and student committees.
- 4.319 Cause to be prepared and submitted to the Office of the Chancellor the rules and regulations for the governance of the institution. When such rules and regulations have been finally approved by the Office of the Chancellor, they shall thereafter constitute the Handbook of Operating Procedures for that institution. Provided, however, that whether or not finally approved by the Office of the Chancellor, any rule or regulation in any such institutional Handbook of Operating Procedures that is in conflict with any rule or regulation in the Regents' Rules and Regulations, is null and void and has no effect, and whenever any such conflict is detected, the Office of the Chancellor and the chief administrative officer of the component institution shall immediately make such amendments to the institutional Handbook of Operating Procedures as may be necessary to eliminate such conflict.
- 4.31(10) Assume initiative in developing long-range plans for the program and physical facilities of the institution.
- 4.31(11) Assume active leadership in developing private fund support for the institution in accordance with policies and procedures established in the Regents' Rules and Regulations.

k. Subsections 5.1 and 5.2 of Section 5 were amended to read as follows:

- 5.1 The Board delegates to the Executive Vice Chancellor having line responsibility for the institution and that Executive Vice Chancellor, in turn, delegates to the chief administrative officer of each component institution the responsibility for the appointment and dismissal of all other administrative officers of each component institution, including vice presidents, deans, directors and their equivalents. However, prior approval of the appropriate Executive Vice Chancellor shall be necessary for each such permanent or acting appointment and for each such dismissal whether from a permanent or acting appointment. All such other administrative officers serve without fixed terms and subject to the pleasure of the chief administrative officer of the institution and the aforesaid approval of the Executive Vice Chancellor.
- 5.2 The Board delegates to the Executive Vice Chancellor having line responsibility for the institution and that Executive Vice Chancellor, in turn, delegates to the chief administrative officer of each component institution the responsibility for the permanent or acting appointment of department chairmen, department heads, and their equivalents. Such department chairmen, department heads and their equivalents serve without fixed terms and subject to the pleasure of the chief administrative officer of the institution.

U. T. SYSTEM: DR. BRYCE JORDAN ELECTED EXECUTIVE VICE CHANCELLOR FOR ACADEMIC AFFAIRS EFFECTIVE SEPTEMBER 1, 1981. -- Upon motion of Regent Hay, seconded by Regent Richards, Dr. Bryce Jordan was unanimously elected Executive Vice Chancellor for Academic Affairs of The University of Texas System effective September 1, 1981. FILE NO. 0
DOCUMENT
REMARKS

Chairman Powell indicated that the salary rate for Dr. Jordan would be negotiated and reported through the budgetary process and that Dr. Jordan would be provided with a house and utilities.

U. T. SYSTEM: CHARLES B. MULLINS, M.D., ELECTED EXECUTIVE VICE CHANCELLOR FOR HEALTH AFFAIRS EFFECTIVE SEPTEMBER 1, 1981. -- Upon motion of Vice-Chairman Fly, seconded by Regent Hay, and without objection, Charles B. Mullins, M.D., was elected Executive Vice Chancellor for Health Affairs of The University of Texas System effective September 1, 1981. FILE NO. 0
DOCUMENT
REMARKS

Chairman Powell indicated that the salary rate for Dr. Mullins would be negotiated and reported through the budgetary process and that Dr. Mullins would be provided with a house and utilities.

U. T. SYSTEM: APPROVAL OF PERSONNEL ASPECTS OF 1981-82 OPERATING BUDGETS. -- Upon motion of Regent Rhodes, seconded by Regent Hay, the Board approved the personnel aspects of the 1981-82 Operating Budgets for The University of Texas System. FILE NO. 4
DOCUMENT
REMARKS

See Page 118 for action related to non-personnel aspects.

U. T. HEALTH SCIENCE CENTER - HOUSTON (U. T. MEDICAL SCHOOL - HOUSTON): APPROVAL OF RECOMMENDATION OF HEARING TRIBUNAL REGARDING NON-RENEWAL OF GEORGE MCCULLARS, M.D. -- Chairman Powell reported that George McCullars, M.D., a nontenured Assistant Professor in the U. T. Medical School - Houston of The University of Texas Health Science Center at Houston, has alleged that the decision to non-renew his appointment at that institution was based upon Dr. McCullars' outspoken support of Dr. Don Cannon, former Chairman of the Pathology Department in the Medical School. Dr. McCullars was given the opportunity to prove his allegations before a faculty tribunal in accordance with the Regents' Rules and Regulations. FILE NO. 6
DOCUMENT
REMARKS

The faculty tribunal unanimously found that the evidence before them did not support Dr. McCullars' contention and that the decision to non-renew his appointment would have been made even if Dr. McCullars had made no public statements in support of Dr. Cannon.

Chairman Powell stated that the members of the Board had received and reviewed the transcript of the hearing and that the findings of the hearing tribunal were before the Board for approval, rejection, or amendment.

Upon a motion duly made and seconded by Vice-Chairman Fly and Regent Hay, the findings of the hearing tribunal were in all things approved by the Board.

U. T. CANCER CENTER - LAND ACQUISITION: AUTHORIZATION TO PURCHASE CENTER PAVILION HOSPITAL PROPERTY, HOUSTON, TEXAS, FROM HARRIS COUNTY. -- Upon motion of Regent Richards, seconded by Regent Hay, approval was given to purchase from Harris County the Center Pavilion Hospital property located on 4.38642 acres of land at the southeast corner of Holcombe Boulevard and Braeswood Street in Houston, Texas, adjacent to The University of Texas System Cancer Center, at a price not to exceed \$6,220,500.00.

FILE NO. 407
DOCUMENT ---
REMARKS ---

It was noted that the cost of acquisition of this property will be paid principally from funds in the University Cancer Foundation with perhaps \$1,000,000 of the total cost to come from General Funds Unappropriated Balances.

OTHER MATTERS

U. T. BOARD OF REGENTS: MR. HOWARD N. RICHARDS APPOINTED REGENTAL REPRESENTATIVE FOR INTERCOLLEGIATE ATHLETICS. In order to provide more effective coordination between the U. T. Board of Regents and the presidents of those components with intercollegiate athletic programs, Chairman Powell appointed Regent Howard N. Richards as Regental Representative for Intercollegiate Athletics.

FILE NO. A-1
DOCUMENT ---
REMARKS ---

U. T. BOARD OF REGENTS: RESOLUTION OF APPRECIATION TO MISS BETTY ANNE THEDFORD AND PRESENTATION OF GIFT. -- Chairman Powell recognized Regent Blumberg who read the following Resolution of Appreciation to Miss Betty Anne Thedford and moved its adoption. The motion was duly seconded, and the resolution was adopted by unanimous vote.

FILE NO. A-3
DOCUMENT ---
REMARKS ---

RESOLUTION OF APPRECIATION

WHEREAS, Miss Betty Anne Thedford has announced her resignation as Secretary to the Board of Regents effective August 31, 1981; and

WHEREAS, Miss Thedford has served with dedication, exceptional ability, high loyalty and integrity as Secretary to the Board of Regents for nearly thirty years; and

WHEREAS, During this long association she has won the fullest respect of each of the several Boards of Regents with whom she has served; and

WHEREAS, During this same long association she has represented The University of Texas System with honor and dignity; now, therefore, be it

RESOLVED, That the Board of Regents of The University of Texas System attest to the long, faithful and valued service of Miss Betty Anne Thedford and to the effectiveness, efficiency, and wise counsel she has brought to the Office of the Board of Regents; and, be it further

RESOLVED, That the original of this resolution be presented to Miss Betty Anne Thedford as a token of the esteem and appreciation of the Board of Regents of The University of Texas System, and that a copy be spread upon the minutes of this meeting so that those who come in the future will be aware of her invaluable service.

Adopted by unanimous vote this 14th day of August, 1981.

Board of Regents
of
The University of Texas System

/s/ James L. Powell
James L. Powell, Chairman

/s/ Janey Briscoe
Janey Briscoe
(Mrs. Dolph)

/s/ Jon P. Newton
Jon P. Newton

/s/ Sterling H. Fly, Jr.
Sterling H. Fly, Jr., Vice-
Chairman

/s/ Jess Hay
Jess Hay

/s/ Tom B. Rhodes
Tom B. Rhodes

/s/ Jane Weinert Blumberg
Jane Weinert Blumberg
(Mrs. Roland K.)

/s/ Beryl Buckley Milburn
Beryl Buckley Milburn

/s/ Howard N. Richards
Howard N. Richards

On behalf of the U. T. Board of Regents, Regent Blumberg presented an engraved silver tray to Miss Thedford in recognition of her dedicated and devoted service to The University of Texas System.

Miss Thedford graciously accepted this accolade and expressed her sincere appreciation to this Board and to former Boards of Regents for providing her the necessary things to have a wonderful career.

At this point, Chairman Powell advised Miss Thedford that the Board had today bestowed the title of Secretary Emeritus upon her.

ADJOURNMENT.--There being no further business, the meeting was adjourned at 1:25 p. m.

Margaret Glover
Recorder

August 26, 1981