

A G E N D A

Kansas Historic Sites Board of Review
Memorial Building, Topeka
February 15, 1979 10:00 a.m.

1. Approval of minutes of previous meeting
2. Update on program activities
3. Discussion of the Lane University project
4. Report on the relationship of archeological survey to review of government projects
5. Consideration of National Register nominations
6. Selection of time of the next meeting
7. Other business
8. Adjournment

Inventory Number _____

REGISTER OF HISTORIC KANSAS PLACES--COVER SHEET

Name of Property _____

Location _____
(street and number)

(city, town, or vicinity location)

(legal description)

(county)

Owner of Property _____

(street and number)

(city, town, county)

National Register status:

date approved for nomination to the National Register by Kansas Historic Sites Board of Review _____

date entered in National Register _____

Description: _____

Significance: _____

Form prepared by _____ date _____

This property was approved for listing in the Register of Historic Kansas Places by the Kansas Historic Sites Board of Review on _____.
I hereby certify that this property is included in the Register of Historic Kansas Places.

State Historic Preservation Officer

Date

Properties Approved for Nomination to the National Register by the Kansas Historic Sites Board of Review But not yet Listed:

Anderson county

Tipton House, 812 West Fourth, Garnett

Chase county

Flat Top Quarry Site, Elmdale vicinity

Chautauqua county

Ernie's Rockshelter, Peru vicinity

Dickinson county

Belle Springs Creamery, Court and Cottage, Abilene
Prospect Park Farm (Taylor Farm), NE 1/4, Sec. 33, T 13 S, R 4 E, Chapman vicinity

Graham county

Penokee Stone Figure, Penokee vicinity

Labette county

Harmon Archeological Site, Chetopa vicinity

Leavenworth county

Leavenworth Landing, 201-211 and 215-221 Delaware, Leavenworth
Union Depot, 201 South Main, Leavenworth

Marshall county

Koester Block, block bounded by Broadway, Elm, Ninth and Tenth, Marysville

Nemaha county

St. Mary's Church, St. Benedict

Pawnee county

Meckfessel Archeological Site, Rozel vicinity
Witcher Archeological Site, Rozel vicinity

Shawnee county

Potwin Historic District, Topeka
Wakarusa Hotel, Wakarusa

Riley county

Manhattan State Bank, 400 Poyntz, Manhattan

Trego county

Walsh Archeological Site, Collyer vicinity

The Register of Historic Kansas Places includes all Kansas properties listed on the National Register of Historic Places and the following properties:

Clark county

Clark County State Lake Site 14CK306, Kingsdown vicinity

Marion county

First Presbyterian Church, 610 Lawrence, Marion

Riley county

Union Pacific Depot, First and Yuma, Manhattan

Shawnee county

Bethany Place, 833-835 Polk, Topeka

LANE UNIVERSITY HISTORIC STRUCTURE REPORT--Update

Following the November Review Board meeting, Richard Pankratz and Julie Wortman of the Historic Preservation Department met with Charles Hall and Julia Springer to discuss the Lane University Historic Structure report that had been submitted to the board. The brief written evaluation prepared by the staff was presented to Hall and Springer and this was discussed at length. Hall's view was that all the work necessary for the proper preparation of the report had been performed, that the readers of the report simply did not understand what such a report should be nor did they recognize that the Lane University report fulfilled all requirements of such a report. He offered the opinion that many of the revisions requested would be a waste of time to perform--especially the provision of cost estimates, work priorities and work phasings. Despite these comments, Hall did agree to make some changes to the report.

Dave Irvin of Hall's staff was assigned by Hall to prepare the revised report. Julie Wortman and Irvin consulted about the revisions by phone on one occasion and in person on January 24, 1979. In these discussions, Wortman emphasized the intended uses of the report (i.e., to expedite HCRS review of work, to insure minimum disturbance of surviving historic features, to insure accuracy of any restoration work to be performed, to provide a logical plan of work, to insure that all needed work is identified, to assist the project sponsors in acquiring financial backing and in possibly persuading donors to donate funds sufficient to complete given elements of the work). Wortman also emphasized the need to remedy the following deficiencies of the report: lack of clarity of presentation, lack of sufficient historical documentation for the original appearance of the building, lack of evaluation of the reliability of the historical evidence assembled, lack of reasonable work priorities and phasings, lack of cost estimates, and incompleteness of work descriptions.

The revised report was submitted in accordance with the deadline set by the board. The following is Wortman's evaluation of the revised report:

1. The "History" section remains unchanged. While in a later section a reference to the method of physical analysis used in investigating for original features is supplied, no evaluation of the reliability of the materials presented, including historic photographs and oral histories, for documenting restoration work is provided. Two historic photographs of the exterior of the building have been included.
2. The "Rehabilitation" section has been more extensively revised. A greater effort has been made to clarify the work to be done in light of surviving historic features and physical condition of materials. However, there is still considerable inconsistency and vagueness to the material. References are made to work that should be performed, but then the work is deleted from the schedules of work provided.

The greatest improvement is in the presentation of work priorities and proposed phasings of work, with appended cost estimates. This material greatly helps to clarify the project. It would have been of considerable benefit if some explanation had been provided of the work priorities as they relate to the proposed usage of the building and to the desirability of achieving occupancy as soon as possible. Moreover, the priorities and phasings presented still do not entirely make sense--a room-by-room phasing is a good idea given the piecemeal manner in which the project has been funded over the years, but the manner in which the work is delineated makes no provision for use of the building before total completion of the project (which may be a desirable goal in light of the sponsors' desire to use the property for "people programs"). Provision for handicapped access is not referenced anywhere in the work program, fire code compliance is given a low priority, etc.

PROPERTIES TO BE EVALUATED FOR NATIONAL AND/OR STATE REGISTER NOMINATION

Listed in order of consideration:

PROPERTY	Approved		Disapproved	Tabled
	State	National		
Old Carnegie Library Dodge City	X	X		
German-American Bank Topeka	X	X		
Bartell House (Lamer Hotel) Junction City	X	X		
Orpheum Theater Wichita	X	X		
Grand Opera House Topeka	X	X		
Lane Hart Hall Lindsborg	NOT PRESENTED			
Topeka State Hospital Topeka				X
Woman's Club Building Topeka	X	X		
Fire Station No. 9 Kansas City	NOT PRESENT- ED			
Kingman County Courthouse Kingman	X	X		

REVIEW BOARD TALLY SHEET

Property: Old Carnegie library, Dodge City

Motion by Sageser to APPROVE DISAPPROVE TABLE

Seconded by Smith

Vote

Name	YES	NO	ABSTAIN
Bibb <i>absent from meeting in afternoon</i>			
Engstrom	X		
Kiene	X		
Sageser	X		
Smith	X		
Snell	X		
Trauer <i>absent from meeting</i>			

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: _____

REVIEW BOARD TALLY SHEET

Property: Bartell House (Kamer Hotel) Junction City

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by Smith

Vote

Name	YES	NO	ABSTAIN
Bibb			
Engstrom	X		
Kiene	X		
Sageser	X		
Smith	X		
Snell	X		
Trauer			

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: _____

REVIEW BOARD TALLY SHEET

Property: Kingman County Courthouse, Kingman

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by Engstrom

Vote

Name	YES	NO	ABSTAIN
Bibb			
Engstrom			
Kiene			
Sageser			
Smith			
Snell			
Trauer			

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: _____

REVIEW BOARD TALLY SHEET

Property: Orpheum Theater, Wichita

Motion by Engstrom to APPROVE DISAPPROVE TABLE

Seconded by Smith

Vote

Name	YES	NO	ABSTAIN
Bibb			
Engstrom	X		
Kiene	X		
Sageser	X		
Smith	X		
Snell	X		
Trauer			

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: _____

REVIEW BOARD TALLY SHEET

Property: German - American Bank, Lopezka

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by Engstrom

Vote

Name	YES	NO	ABSTAIN
Bibb			
Engstrom	X		
Kiene	X		
Sageser	X		
Smith	X		
Snell	X		
Trauer			

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: _____

REVIEW BOARD TALLY SHEET

Property: Grand Opera House, Topeka

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by Snell

Vote

Name	YES	NO	ABSTAIN
Bibb			
Engstrom	X		0
Kiene	X		
Sageser	X	X	
Smith	X		
Snell	X		
Trauer			

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: nominated for interior

REVIEW BOARD TALLY SHEET

Property: Woman's Club Building, Topeka

Motion by Engstrom to APPROVE DISAPPROVE TABLE

Seconded by Snell

Vote

Name	YES	NO	ABSTAIN
<u>Bibb</u>			
Engstrom			
Kiene			
Sageser			
Smith			
Snell			
<u>Trauer</u>			

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: _____

REVIEW BOARD TALLY SHEET

Property: Topika State Hospital, Topika

Motion by Engstrom to APPROVE DISAPPROVE **TABLE**

Seconded by Sageser

Vote

Name	YES	NO	ABSTAIN
Bibb			
Engstrom			
Kiene			
Sageser			
Smith			
Snell			
Trauer			

Disposition: APPROVED DISAPPROVED **TABLED**

If disapproved, reasons were: _____

Kansas Historic Sites Board of Review

Meeting of February 15, 1979

The meeting of the Kansas Historic Sites Board of Review was called to order at 10:00 a.m. in the GAR Room of the Memorial Building by Chairman Engstrom. Members attending were J. Eric Engstrom, A. Bower Sageser, Joseph W. Snell, Carlyle S. Smith, Ralph Kiene, and James W. Bibb. (Mr. Bibb was absent from the afternoon session.) Also present was the staff of the Historic Preservation Department, Richard Pankratz, Martin Stein, Julie Wortman, and Sandra Slider.

Professor Sageser moved and Mr. Engstrom seconded the motion to approve the minutes of the previous meeting. The motion carried.

Mr. Pankratz gave an update on program activities. He reported that Kansas currently has 274 properties on the National Register, five having been added since the last board meeting. Mr. Pankratz also advised that the board recommend removing the Biehler Barn in Leavenworth county from the National Register because it had been destroyed by fire. Professor Sageser made the motion to recommend removal of the Biehler Barn; Mr. Engstrom seconded the motion, which carried.

Mr. Pankratz stated the board should clarify whether properties approved by the board for National Register nomination but rejected by the National Register office should be listed retroactively on the Kansas Register of Historic Places. Only a dozen properties would be affected. He recommended that Kansas register listing not be retroactive but include only those properties voted on by the board since October, 1978. Mr. Engstrom suggested individual review of all rejected National Register nominations.

Another policy question was raised by Mr. Pankratz: Should National Register nominations approved by the board but not yet acted upon by the Register office in Washington be listed on the state register? Professor Smith suggested that any property nominated by the board to the National Register should be immediately listed on the state register; this policy would be retroactive for those properties voted upon in the October and November, 1978 board meetings. Mr. Engstrom so moved with the addition that owners of properties rejected for National Register nomination prior to October, 1978 should be encouraged to resubmit their properties for state register consideration. Mr. Snell seconded the motion, which passed.

Mr. Pankratz asked the board to take some action to rescind approval of the nomination of three properties that had been approved for National Register nomination by the board six or seven years ago but never submitted to Washington because of objections by the owners or other problems. Professor Sageser moved that approval of the nomination of each of the three properties be rescinded: Oak Ridge, Douglas

county; Cato General Store, Crawford county; and the Santa Fe Railroad Depot, Burlingame. Mr. Engstrom seconded the motion which was approved by the board. It was understood that this action would not preclude reconsideration of these properties at a later date.

A brief synopsis of the twelve grant projects underway was given by Richard Pankratz.

According to information given the Historic Preservation Department, Governor Carlin is not opposed to funding private grant projects but believes that the state constitution prohibits it. However, a ruling by the Attorney General's office has been requested.

The Historic Preservation Department is currently accepting grant applications for the unassigned Federal FY 1979 funds until the end of February and for the Federal FY 1980 funds until April 1.

The Department of the Interior has given permission in writing to the Historic Preservation Department to hire an architect who does not meet their qualifications.

Mr. Pankratz stated the need for the board to decide before March 15 how to dispose of unassigned 1979 grant funds totaling nearly \$200,000. Grant applications for the 1979 funds will be accepted until February 28, 1979. Mr. Engstrom suggested a subcommittee, consisting of himself and Professor Sageser, confer by phone to determine disposal of the funds, so another board meeting would not have to be called. Mr. Kiene felt that two board members should not have to take all the responsibility for the allocation of grant funds. Professor Smith suggested a quorum vote (4) on the allocation of funds instead. Professor Sageser declared that because of the reservations expressed, the chairman should call a special meeting to deal with the grants.

Julie Wortman analyzed the Lane University Historic Structure Report, which was to be revised by the applicant for the February 15 meeting. She stated that the report still contained inconsistencies, factual discrepancies, contradictions, and an overall vagueness. She did not agree with the work priorities stated. For example, the plans do not allow use of the building before completion of the work. No handicapped access had been provided for in the plans. In summary, she declared it was not an acceptable report but could be used as a working paper from which to start.

The following resolution was proposed concerning the Lane University Historic Structure Report:

The report as resubmitted is accepted as a working paper. The board and staff continue to have certain reservations concerning the report. It is the board's intent that the project applicant and the Historic Preservation Department work closely together on this important project.

Professor Sagester made the motion to adopt the resolution; Mr. Kiene seconded it. The motion carried unanimously.

Martin Stein gave a report on the relationship of archeological survey to review of government projects prior to the board's recess for lunch at 11:30 a.m.

At the afternoon session beginning at 1:00 p.m., Julie Wortman presented three issues to be decided by the board. The first involved the Otto building in Manhattan, which the board had previously approved for nomination to the National Register. Since the nomination, the building has been altered and improper treatments have been applied, raising questions about the eligibility of the building. She showed slides of the work done since the nomination. There was some discussion by the board on the ramifications of allowing a building to be listed after improper treatments had been applied. The board was concerned about appearing to condone improper treatments to buildings.

Mr. Engstrom suggested getting a cost comparison of proper renovation treatments and the work the owners of the Otto building did to use as an example in educating property owners and to allay the fears of owners of potential National Register properties.

Mr. Kiene moved to rescind the National Register nomination of the Otto building. Professor Smith seconded the motion. Professor Sagester passed on the vote. The motion carried.

The question was raised whether the Otto building should be listed on the Kansas Register of Historic Places. Mr. Engstrom moved to list it on the state register; Mr. Kiene seconded the motion. The motion carried to list the Otto building on the state register with Professor Smith and Mr. Snell voting "no."

The Keefe House in Elk Falls had been turned down for National Register nomination by the board at a previous meeting for lack of historic integrity. Since that meeting, Senator Vermillion had written a letter to the Historic Preservation Department urging that the building be listed. Ms. Wortman explained the reasons for the board's action and informed the Senator that she would read the letter to the board. The letter was read to the board and after a brief discussion Mr. Engstrom moved that the board not reconsider the Keefe House for nomination. Professor Sagester seconded the motion, which carried. It was the consensus of the board that the Senator should be informed that other sites in the area could be evaluated for their eligibility through a survey.

Noting that the senator had blamed the Historical Society for the actions of the Historic Preservation Department and the review board, Professor Sagester stated that it was clear that the Historic Preservation Department should have its own stationery to separate the identities of the National Register program and the State Historical Society. The point was made by Mr. Snell that occasionally the Historical Society is hindered by negative reactions of the public to actions of the Historic Preservation Department or the Kansas Historic Sites Board of Review.

Julie Wortman next brought an issue before the board involving the Council Grove Methodist Church. There is controversy within the congregation on whether to tear down the old church and build a new one on the site or to rehabilitate the old church. Proponents of rehabilitation asked the board through a letter to the Historic Preservation Department to evaluate the potential for nomination of the church at the February 15 meeting. (The 30 day notification period had not been met due to a misunderstanding by the proponents on the deadline for submitting their nomination.) They felt it crucial for the board to give some opinion on the church at this meeting in order to save it from demolition. It was the consensus of the board that the church could be considered for National Register nomination at a future meeting.

Ms. Wortman next presented the proposed National Register nominations to the board. The motions made and votes on each property are as follows:

Professor Sageser moved to approve nomination of the old Carnegie Library in Dodge City. Professor Smith seconded the motion which carried unanimously.

Mr. Kiene made the motion to nominate the Lamer Hotel in Junction City. It was seconded by Professor Smith and unanimously approved.

The motion was made to nominate the Orpheum Theater in Wichita by Mr. Engstrom and seconded by Professor Smith. The motion passed unanimously.

Mr. Kiene moved to approve the Grand Opera House in Topeka for nomination, primarily because of its interior decoration. Mr. Snell seconded the motion. The motion carried but Professor Sageser voted against the nomination.

The motion to nominate the Kingman County Courthouse was made by Mr. Kiene and seconded by Mr. Engstrom. It carried unanimously.

Mr. Kiene made the motion to nominate the German-American Bank in Topeka. Mr. Engstrom seconded the motion which was unanimously passed.

Mr. Engstrom moved to approve the Woman's Club building in Topeka. Mr. Snell seconded the motion which passed unanimously.

The Topeka State Hospital was again brought before the board. It had been tabled at an earlier meeting at the urging of Mr. Bibb, pending the determination of the state's plans for use of the building. Since Mr. Bibb was not present and had not reported on the property, it was again tabled.

Mr. Pankratz informed the board that a meeting would need to be held in late May or early June to approve allocation of grant funds for Federal FY 1980. A meeting will be held in mid-March to review applications for the unassigned FY 1979 funds.

The meeting adjourned at 3:00 p.m.

A G E N D A

Kansas Historic Sites Board of Review

Memorial Building, Topeka

March 15, 1979, 10:00 a.m.

1. Approval of minutes of previous meeting
2. Update on program activities
3. Consideration and ranking of project applications for the unassigned Federal FY 1979 funds
4. Selection of time of next meeting
5. Other business
6. Adjournment

JOHN F. VERMILLION
 FIFTEENTH DISTRICT
 ELK, CHAUTAUQUA, MONTGOMERY
 COUNTIES
 1424 N. 8TH ST.
 INDEPENDENCE, KANSAS 67301



TOPEKA

SENATE CHAMBER

March 8, 1979

COMMITTEE ASSIGNMENTS
 CHAIRMAN LABOR AND INDUSTRY
 VICE-CHAIRMAN TRANSPORTATION AND UTILITIES
 MEMBER GOVERNMENTAL ORGANIZATION
 PUBLIC HEALTH AND WELFARE

Mr. Joseph W. Snell
 Secretary-Executive Director
 Kansas State Historical Society
 120 West Tenth Street
 Topeka, Kansas

Dear Mr. Snell:

Several months ago we sent a letter to your architectural historian, requesting that the Keefe House in Elk Falls be considered for nomination to the Register of Historic Kansas Places. Last October the historian wrote an encouraging letter, stating that this property had been submitted for nomination to the board of review. Then more recently, we were notified that the board had denied this request because of what could probably be called a lack of communication.

We would have to take issue with the board on several points. First of all, the property is not owned exclusively by Paul Bocquin, who submitted the original request, although it has been in the same family since 1895. It was only after recently discovering its historic significance (through painstaking research) that several individuals who are interested in preserving Elk County history agreed that it deserved recognition. In the account of the County Seat War, several reliably historic references were listed to verify this information. As far as we know, this is the only remaining landmark that can be directly associated with this war of the 1870s. For the review board to brush this off as irrelevant is shortsighted in our opinion.

One reason given for the rejection was that the house had been remodeled. It is true that some minor alterations have been necessary down through the past 106 years just to keep the house in repair. For example, it now has a fireproof roof instead of cedar shingles. The roof gables were in no way altered, just the shingling on top, so that it could be insured without exorbitant premiums. Elk Falls is a third class city in the state fire code.

The original siding is still underneath the present siding, which was added on the outside 35 years ago to cut down on painting costs. This outside siding could easily be removed to show the original if that is the only hangup, but of course

Letter dated 3/8/79
from Sen. Vermillion
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that would involve additional expense. We were not asking for funds in this request but if a total restoration would be required, some allocation of funds would be necessary. Also, the original porch in front rotted down years ago and had to be rebuilt but this doesn't really alter the appearance enough to make an issue of it. There still is the rock walkway around the house and in the backyard. The house has a colorful, sandstone rock foundation and screened-in porches in the rear. A rose that was set out in 1873 by the wife of the original owner, Representative E.S. Cummings, still blooms every spring.

It is unfortunate that the review board sent a representative to Elk Falls unannounced and attempted to view the property with no one present to show them around. The interior of the house is virtually unchanged, with iron hardware fixtures on several doors and brass lighting fixtures.

Ironically, the home of Governor Charles Curtis in Topeka now is an insurance company with a neon sign out in front, but it has qualified for the National Register of Historic Places. Its appearance has been altered considerably from earlier photos. So we would suggest that the review board is being overscrupulous and ignoring the history of southeast Kansas.

You may be interested to know that Paul Bocquin, who submitted the application, has publicized many historical events and landmarks as a news writer and photographer over the past 20 years. He was one of the original instigators in saving the Krone cabin north of Independence. This effort resulted in the organization of the Montgomery County Historical Society.

While working on the Augusta Gazette, Bocquin served on the board of directors of the Augusta Historical Society, during which time a new historical museum building was erected. He is a charter member of the Elk County Historical Society and has written three feature articles for the Elk County History book that will soon be published. His family roots date back five generations in Elk County and the former Howard County.

Mr. Snell, as you are aware, the Kansas Legislature has appropriated approximately \$500,000 to draw up plans for a new Kansas State Historical Museum that will cost an estimated \$10 million dollars. I hope that we can continue to maintain a good working relationship with your agency. Giving due consideration to the history of southeast Kansas would help to encourage our continued cooperation and support.

Very sincerely yours,
PEACE



John F. Vermillion

Enclosure
The Keefe House story

\$500,000 -- Federal FY 1979 Historic Preservation Fund allocation to Kansas

Projects included in the budget under consideration by the Legislature:

\$120,500 Friends University

19,985 Lane University

16,042 Brown Grand Opera House

4,985 Old Logan County Courthouse

2,000 Local surveys

34,389 Historic Preservation Department (as the budget currently stands; if the Legislature should increase the staff, additional funds will be needed. Note that part of the funding for the HPD will come from a previous survey grant.)

197,901 Total

50,000 Parsons Library (approved by board but not in Governor's budget because of question on its eligibility as public building at the time budget was prepared)

\$247,901 Funds considered to be assigned at this time

\$252,099 -- Federal funds remaining for assignment

Applications which can be considered by the board for the unassigned federal FY 1979 funds
The projects are listed below in each category in the order received.

Survey Applications

1. Wichita State University
request for funding second year of city archeologist program (Wichita Metropolitan Area Archeological Survey), match provided by university assistantship and indirect costs, applicant attended grants workshop.
Total cost \$8,000 Federal share \$4,000
2. University of Kansas
request for funding Stranger Creek Archeological Survey in Leavenworth county, match consists of salary and indirect costs.
Total cost \$49,221 Federal share \$24,610
3. Dickinson County Historical Society
request for assistance for historic resources survey in Abilene and the publication and dissemination of the results, match consists of \$1250 in cash and \$250 in in-kind services,
Total cost \$3,000 Federal share \$1,500
4. Riley County Historical Society
request for assistance in publication of results of survey in Manhattan, match will be funds of the organization. Attended grants workshop.
Total cost \$4,150 Federal share \$2,075
5. Emporians for Historic Preservation
request for assistance in hiring local volunteer survey coordinator, match to be provided by cash the organization will raise. (Because of the small request, another option exists for assisting this group-- the local survey money included in the agency budget.) Attended grants workshop.
Total cost \$1,250 Federal share \$625

Acquisition Applications

6. Ulrich House Acquisition
Request from Riley County Historical Society for assistance in purchasing the property, will continue to be used as residence initially but may possibly be used for offices in future, match provided by bank loan, attended grants workshop.
Total cost \$80,000 Federal share \$40,000

Development Applications

- 7: Columbian Building, Topeka
Request from Denis Kenney for following assistance:
Earlier application

Handicapped access	\$8,500	Architectural fees	\$6,000
Fire alarm system	6,069	Air conditioning	41,000
Guttering	1,200	Audit	1,000
Storm Windows	18,348	Misc.	1,000
Total	\$83,116	Federal share	\$41,558

 New application

Storm windows	\$95,635	Federal share	\$63,256
Fire escape	30,877	Match with cash and labor	
Total cost	126, 512		

8. Zimmerman House, Lawrence
 Request from Michael Shaw for the following:
- | | | | |
|------------------------------|---------|----------------------|---------|
| Repair roof | \$4,000 | Resurface porch roof | \$2,000 |
| " arched window | 2,000 | Rebuild porches | 4,000 |
| Examine eaves
and rebuild | 2,500 | Repaint exterior | 2,500 |
| Replace 2 rect.
windows | 1,200 | Total | 18,200 |
| | | Federal share | 9,100 |
- Match with cash; attended grants workshop
9. Warkentin Homestead, Halstead
 Request from Harley J. Stucky (Some items for which assistance was requested have already been done, so only roof work is listed below)
- | | | | |
|-----------------|--------|---------------|--------|
| House roof work | \$4390 | Total cost | \$9890 |
| Barn roof | 4500 | | |
| Outbuildings | 1000 | Federal share | \$4945 |
- Match with cash; attended grants workshop
10. Friends University, Wichita
 Request additional \$25,000 to be added to the FY 79 grant of \$120,500 for the main roof project (new slate); costs have risen since the original application was filed. Will use private funds for match
 Total project \$50,000 Federal share \$25,000; attended grants workshop.
11. Austin Bridge, Chanute vicinity
 Request from Neosho county commission; replace floor members, replace handrails on each side, install protective fencing, install pedestrian gates at each end, repair piers, weld 3 x 3 angles on west span. Will match with Federal revenue sharing funds; representative attended grants workshop.
 Total cost \$21,259 Federal share \$10,629
12. Lane University, Lecompton
 Request from the Lecompton Historical Society for funds to continue the project on the basis of work outlined in their "Historic Structure Report;" some of the work items contained in the report would not appear to be good expenditures of historic preservation funds. Will match with \$15,000 local funds and \$50,000 appropriation from the Legislature.
 Attended grants conference.
 Total project \$130,000 Federal share \$65,000

13. Mahaffie House, Olathe
Request from the City of Olathe for the following assistance:
- | | | |
|--|----------|-----------------------------|
| Stone wall/foundation deterioration | \$45,000 | Attended grants workshop, |
| Stabilize deteriorated fabric | 17,500 | will match with CDBG funds. |
| Rehabilitate unsafe mechanical/
electrical/plumbing systems | 30,000 | |
| Restore selected historical/
architectural elements | 18,000 | |
| Architectural and inspection fees | 9,500 | |
| Total | 120,000 | Federal share \$60,000 |
- Staff deleted one element of the application--\$30,000 for site development, including parking lot, relocation of entrance road, landscaping.
14. Angell House, Leavenworth
Request from Drs. McCollum for exterior work on main house and both exterior and interior work on carriage house
- | | | |
|----------------------|-----------|------------------------|
| Exterior of house | \$69,750 | |
| Ext. of carriage hs. | 31,950 | |
| Int. of carriage hs. | 41,250 | |
| Total | \$142,950 | Federal share \$71,475 |
- Will match with refinanced mortgage proceeds.
15. Dorland Building, White Cloud
Request from American Legion Post for \$500 to help repair separation of front wall from roof. Will match with their funds.
16. White Cloud School, White Cloud
Request from Mah-hush-kah Historical Society for matching grant of \$3410; requested items were not likely eligible activities; the applicant decided to withdraw application at this point and reconsider applying for some needed work that would be eligible.
17. Union Block, Oskaloosa
Request from Willem Helms for the following assistance:
- | | | |
|-------------------|---------|---------------------|
| New roofing | \$2,000 | |
| Repair parapet | 1,500 | Total cost \$8,000 |
| Plaster w. wall | 2,500 | Federal share 4,000 |
| Tuckpoint s. wall | 2,000 | |
- Attended grants workshop, will match with own labor
18. Constitution Hall, Leocompton
Request from Rebekkah Lodge for a new roof and painting north exterior wall. Total project cost \$1,025 Federal share \$512
Will match with their funds.
19. Price Villa, Atchison
Request from the Mount St. Scholastica Convent for the following assistance:
- | | | |
|---|---------|------------------------|
| Preparation of drawings of the building | \$3,400 | |
| Smoke detectors | 650 | |
| Repair roof | 4,100 | |
| Exterior masonry, clean and tuckpoint | 12,600 | |
| Total cost | 20,750 | Federal share \$10,375 |
- Will match with their own funds.
Staff talked with applicant and then deleted one additional item--\$20,750 for restoring wood finishes on interior

RANKING SYSTEM developed by HPD staff--March, 1979

The applications for unallocated FY 1979 grant funds were ranked by HPD staff by assigning points to the following categories and then averaging the raw totals:

I. Type of work to be performed.

This category addresses the nature of the work the applicant wishes to perform. The staff gave a high ranking to projects where the proposed work was necessary for the continued preservation or for the efficient usage of the property. In the staff's view, the better projects sought to maximize the historic character of the property while being practical.

II. Previous record of the applicant.

This category addresses the estimated capabilities of the applicant to perform the paperwork for the grant and to see that proper work is performed. Staff based their judgments on the apparent past performance of the applicant at the property and on the special qualifications the applicant might bring to the project through professional or other relevant work.

III. Sensitivity of the applicant to historic preservation methods and standards.

This category addresses the staff's evaluation of the applicant's comprehension of the meaning and application of the federal standards for historic preservation work. The staff also judged it to be important whether the applicant seemed firmly committed to bringing the project into conformance with the standards. The staff's evaluations reflect their feeling as to whether it will be possible to work effectively with the applicant in developing plans and specifications and as to whether the applicant will be able to accurately convey information on the project to visitors interested in historic preservation methods and philosophy. The applicants' attendance at the grants conference generally pushed their rating up.

IV. Public benefit.

This category addresses the degree of public benefit that could be derived from the project, considering whether it is a National Historic Landmark, how good a model the project would be for other work, the geographic distribution contributed, and the level of public access to be afforded.

V. Need

This category addresses the question of whether the applicant can go forward with the project without grant assistance--would the project be done or would it be substantially stalled if the grant were not to be awarded?

VI. Integrity.

This category addresses the amount of original materials and features still possessed by the property. Generally, all National Register properties have good integrity, but some have really outstanding integrity, and some, especially if they are part of a district, may have very poor integrity. The staff felt that properties with especially good integrity, because they represent an important contribution of authenticity, should receive some priority in consideration for assistance.

VII. Match.

In the interest of insuring applicant commitment to the project, of speeding and simplifying the implementation of the project, and of meeting federal guidelines, the staff gave a high ranking to firm assurances that a substantially hard match was available.

Order of staff ranking of all acquisition and development projects:

1. Mahaffie House
2. Austin Bridge
2. Ulrich House
4. Friends University
5. Zimmerman House
6. Columbian Building
7. Constitution Hall
8. Lane University
9. Price Villa
9. Warkentin Homestead
9. Dorland Building
12. Angell House
13. Union Block

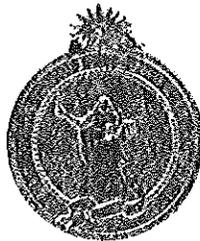
Allocation A
(If private projects are not included)

\$32,810	Full funding for all five survey applications
\$60,000	Mahaffie House
\$10,629	Austin Bridge
\$40,000	Ulrich House
\$25,000	Friends University
\$65,000	Lane University
\$10,375	Price Villa
\$ 512	Constitution Hall (?)
\$ 500	Dorland Building (?)
<hr/>	
\$244,826	Total

\$7,273 of the funds available are not assigned.

Allocation B
(If private projects are included)

\$32,810	Full funding for the five survey projects
\$33,500	Mahaffie House
\$10,629	Austin Bridge
\$40,000	Ulrich House
\$25,000	Friends University
\$ 9,100	Zimmerman House
\$63,256	Columbian Building
\$ 512	Constitution Hall (?)
\$37,292	Lane University
<u>\$252,099</u>	Total



STATE OF KANSAS

OFFICE OF THE ATTORNEY GENERAL

2ND FLOOR, KANSAS JUDICIAL CENTER, TOPEKA 66612

March 15, 1979

ROBERT T. STEPHAN
ATTORNEY GENERAL

MAIN PHONE (913) 296-2215
CONSUMER PROTECTION 296-3751
ANTITRUST 296-5299

ATTORNEY GENERAL OPINION NO. 79- 27

Mr. Joseph W. Snell
Executive Director and
State Historic Preservation Officer
Kansas State Historical Society
120 West Tenth Street
Topeka, Kansas 66612

Re: State Historical Society--National Historic
Preservation Act of 1966--Internal Improvements

Synopsis: Article 11, Section 9 of the Kansas
Constitution precludes the State Historical
Society from disbursing federal funds
to a private individual for the rehabilita-
tion or renovation of an historic building
or site, where such funds are appropriated
by the legislature for such purpose and
such building or site is used primarily
in connection with a commercial enterprise.

* * *

Dear Mr. Snell:

You inquire whether the Kansas State Historical Society, as the designated state agency to administer federal assistance under the provisions of the National Historic Preservation Act of 1966, 16 U.S.C.A. §470 (1974 & Supp. 1978), may disburse federal funds to private individuals pursuant to federal and state law. You advise that such federal funds are apportioned to the various states. The Kansas share is presented to the legislature as part of the governor's annual budget and appropriations to the Society for each specific project are then made by the legislature in its discretion. You further advise that application for federal funds has been made by a private owner of a building currently listed on the federal Register of Historic Places.

Mr. Joseph W. Snell
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March 15, 1979

Federal law clearly contemplates the award of grants-in-aid to private individuals for the protection, rehabilitation, restoration and reconstruction of historical buildings that qualify under the provisions of the act.

Section 470a of the referenced federal act provides:

"(a) The Secretary of the Interior is authorized . . .

. . . .

"(2) to establish a program of matching grants-in-aid to States for projects having as their purpose the preservation for public benefit of properties that are significant in American history, architecture, archeology, and culture"

Further, the Act defines "project" as meaning

"programs of State and local governments and other public bodies and private organizations and individuals for the acquisition of title or interests in, and for the development of, any district, site, building, structure, or object that is significant in American history, architecture, archeology, and culture, or property used in connection therewith, and for its development in order to assure preservation for public benefit of any such historical properties."
(Emphasis added.) 16 U.S.C.A., §470a
(1974 & Supp. 1978)

Likewise, the Kansas law would authorize the expenditure of federal grant-in-aid funds to private individuals. K.S.A. 75-2723(b) declares:

"The state historical society . . . shall have the right and is authorized and empowered to: . . . (2) Disburse federal and state funds to eligible local governments and private agencies and individuals as directed by the historic sites board of review according to priorities established in the Kansas preservation plan." (Emphasis added.)

Mr. Joseph W. Snell
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Without commenting on the eligibility of any particular applicant, we conclude that projects of private individuals were intended to be within the scope of the federal and state historic preservation laws. However, within the existing framework for appropriating and disbursing funds for specific projects, we also must conclude that the Kansas Constitution prohibits the proposed disbursement of federal funds to private individuals through the Kansas State Historical Society.

Article 11, Section 9 of the Kansas Constitution provides,

"The state shall never be a party in carrying on any work of internal improvement except that: (1) It may adopt, construct, reconstruct and maintain a state system of highways, but no general property tax shall ever be laid nor general obligation bonds issued by the state for such highways; (2) it may be a party to flood control works and works for the conservation or development of water resources."

The constitutional prohibition against state participation in works of internal improvement has been with us since statehood. The current exceptions to its proscriptions were added to allow limited state participation in highway development and flood control. And over the years it has been interpreted and applied in numerous instances, so that today its broad restraint of legislative action is more readily discernible.

The purpose of Article 11, Section 9 of the Kansas Constitution is to defend the state treasury from insolvency, "logrolling" and involvement in commercial enterprise. See State v. Kelly, 71 Kan. 811 (1905); State ex rel., v. Board of Regents, 167 Kan. 587 (1949).

Yet, in view of Article 11, Section 6 of the Kansas Constitution, which specifically authorizes the state to contract a public debt for "public improvements," the Kansas courts, from time to time, have been required to classify a given legislative endeavor as either a constitutional "public improvement" or an unconstitutional work of "internal improvement." In so doing, the court

Mr. Joseph W. Snell
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has framed its distinctions around the nature of the project and its relationship to the performance of necessary government functions. In Leavenworth County v. Miller, 7 Kan. 479, 493 (1871), Chief Justice Valentine declared:

"The state, as a state, is absolutely prohibited from engaging in any works of internal improvement. We will concede that this prohibition does not extend to the building of a statehouse, penitentiary, state university, and such other public improvements as are used exclusively by and for the state, as a sovereign corporation; but it does extend to every other species of public improvement. It certainly extends to the construction of every species of public improvement which is used, or may be used, by the public generally--by any and every private individual who may choose to use it--such as public roads, bridges, etc"

The court then added, by way of example, that the state, not cities or counties, is "prohibited from opening up or constructing any roads, highways, bridges, ferries, streets, sidewalks, pavements, wharfs, levees, drains, waterworks, gas works, or the like"

Two cases in particular are illustrative. The first is State ex rel. v. Board of Regents, supra, in which the court classified a university dormitory as a "public improvement" because of its obvious connection with a recognized governmental function, namely, education. The legislative action was held to be valid. On the other hand, in State v. Kelly, supra, the court held that a law attempting to establish, in connection with one another, an oil refinery and a branch penitentiary, was void as an unconstitutional attempt by the state to participate in an "internal improvement."

Applying the judicial determinations herein cited to the facts of the present situation, we can but determine that the proposed project would constitute an internal improvement. You advise that the private individual making application for a grant pursuant to the federal grant-in-aid program is engaged in a profit-making,

Mr. Joseph W. Snell
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commercial enterprise which proposes to rehabilitate and renovate a recognized historic site, namely, the Columbian Title Building in downtown Topeka, Kansas.

This building is not to be used exclusively or even primarily for the business of state government, but rather will be leased on a commercial basis. The fact that the owners and operators of the building may offer to comply with public access requirements, maintenance provisions or other contractual prerequisites to the approval of federal assistance does not alter the character of the project. Nor does the fact that the public may receive some benefit from the preservation of the building transform an obvious "internal" improvement into a "public improvement." See, In re Opinion of the Justices, 187 So. 244 (1939). As noted in Kelly, supra, the construction of an oil refinery would have benefited Kansans in 1905 but such benefit does not overcome the constitutional prohibition. Likewise, we cannot see how federal recognition of the importance of historic preservation would alter the nature of the enterprise herein described.

Of course, it is not enough to establish that the work to be done is an "internal improvement" within the meaning of Article 11, Section 9 of the Kansas Constitution, it also must be determined whether the state action involved makes the state a "party" to the internal improvement.

In State ex rel., v. Raub, 106 Kan. 196 (1920), prior to the amendment of Article 11, Section 9, the court held that, although the state could not engage in highway construction because such was an internal improvement, the state may regulate and coordinate local highway projects. The court said:

"The fact that state funds are expended for inspection and regulation does not make the state a party to the business or the work carried on. In the building of roads and bridges the state neither buys nor furnishes any material, and does not directly invest any money in the work. The state highway commission is performing a very important work in an educational and regulatory way and in coordinating the efforts of the communities and municipalities of the

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state to build and maintain trunk and lateral highways throughout the state, but important as the work is, it does not furnish a basis for the complaint that the state itself is engaged in carrying on a work of internal improvement."

On the other hand, the Kansas Supreme Court in State ex rel., v. Knapp, 99 Kan. 852 (1917), quoted with approval language of a Minnesota Supreme Court case, which said "[i]f one furnishes the money and directs the execution of an enterprise, he is a party in carrying it on." Id. at page 857.

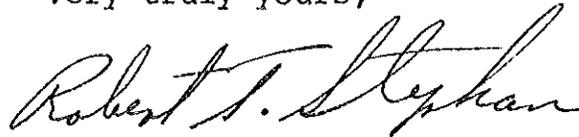
In the case of federal historic preservation funds disbursed under K.S.A. 75-2715 et seq., there can be little question but that the state of Kansas is, indeed, a "party." Such funds are deposited in the state treasury pursuant to the mandate of K.S.A. 75-3734 and are treated as other state moneys under K.S.A. 75-4201 et seq. The legislature may appropriate such moneys to the Society, following submission of the governor's budget report pursuant to K.S.A. 75-3721. No money may be expended from the state treasury without a specific appropriation made by law. Kan. Const. Art. 2, §24. The legislature, in its wisdom, may fund or refuse to fund individual projects submitted by the historical society in its annual budget, or place lawful restrictions on such expenditures. Except for state appropriations, federal funds would not be disbursed by the state historical society. Thus, by virtue of our appropriation process, the State is "a party in carrying on any work" herein described.

Therefore, in our judgment, Article 11, Section 9 of the Kansas Constitution precludes the State Historical Society from disbursing federal funds to a private individual for the rehabilitation or renovation of an historic building or site, where such funds are appropriated

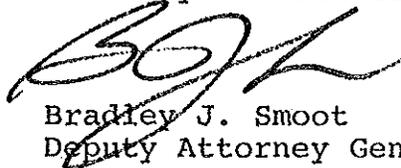
Mr. Joseph W. Snell
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by the legislature for such purpose and such building
or site is used primarily in connection with a commercial
enterprise.

Very truly yours,



ROBERT T. STEPHAN
Attorney General of Kansas



Bradley J. Smoot
Deputy Attorney General

RTS:BJS:gk

KANSAS HISTORIC SITES BOARD OF REVIEW

March 15, 1979

The March 15, 1979 meeting of the Kansas Historic Sites Board of Review was called to order by Mrs. Nancy Trauer at 10:00 a.m. in the GAR Room of the Memorial Building. As vice chairman Mrs. Trauer presided in the absence of Chairman Eric Engstrom. The following additional board members were present: A. Bower Sageser, Carlyle Smith, Joseph Snell, and Ralph Kiene. Historic Preservation Department staff present were Richard Pankratz, Martin Stein, Julie Wortman, and Sandra Slider.

Mr. Snell moved that the minutes of the previous meeting be approved. Professor Sageser seconded the motion, which carried.

Mr. Pankratz reported on the status of project activities. He discussed with the board the information that should be made available to the public from the National Register files. In the past, it has been the policy of the Historic Preservation Department not to release names and addresses of National Register property owners to businesses or individuals wishing to use them for such things as mailing lists or solicitations. Mr. Pankratz wondered what obligations the department had to protect the privacy of National Register property owners. It was the consensus of the board that names and addresses of owners should not be provided for mailing lists, but that the information on National Register forms is a matter of public record.

Copies of a letter from Senator John Vermillion to Joseph Snell were distributed to board members. Senator Vermillion commented on the board's rejection of the Keefe House for National Register listing at a previous meeting. Mr. Pankratz wanted to give the board the opportunity to comment or respond to the letter. Professor Sageser asked if the Historic Preservation Department had clearly stated to the senator that the board is appointed by the governor and that it is not a part of the Kansas State Historical Society. The answer was affirmative. No other comments were made.

Mr. Pankratz informed the board that the Historic Preservation Department was awaiting an Attorney General's opinion regarding the transference of grant funds to private property owners.

Before discussion of the grant applications for the remainder of FY 1979 money, Mr. Pankratz asked the board members to declare any conflict of interest with any of the projects. It was agreed that Professor Smith would disqualify himself from voting on the University of Kansas Department of Anthropology request for survey funding. Mr. Kiene wanted it noted for the record that he no longer is associated with the firm of Kiene & Bradley of Topeka but operates under his own name only. Professor Sageser stated that he had resigned all positions or offices with the Riley County Historical Society but still retains his membership.

\$ 1,500	Dickinson County Historical Society, local volunteer survey assistance
\$ 2,075	Riley County Historical Society, local volunteer survey assistance
\$ 625	Emporians for Historic Preservation, local volunteer survey assistance
\$60,000	Mahaffie House, Olathe
\$10,629	Austin Bridge, Neosho county
\$40,000	Ulrich House, Manhattan
\$25,000	Friends University, Wichita
\$65,000	Lane University, Lecompton
\$10,375	Price Villa, Atchison
\$ 512	Constitution Hall, Lecompton
\$ 500	Dorland Building, White Cloud
<u>\$244,826</u>	TOTAL

Mr. Pankratz asked the board if they would be agreeable to wait to allocate the remaining \$7273 in grant funds until the next board meeting. It was agreed.

The date of the next meeting was tentatively set for mid-May. The meeting adjourned at 2:00 p.m.

AGENDA

KANSAS HISTORIC SITES BOARD OF REVIEW

Memorial Building, Topeka

June 29-30, 1979, 10:00 a.m.

1. Approval of minutes of previous meeting
2. Update on program activities
3. Consideration and ranking of project applications for the Federal FY 1980 preservation funds
4. Consideration of nominations to the National Register of Historic Places and the Register of Historic Kansas Places
5. Selection of time of next meeting
6. Other business
7. Adjournment

PROJECT APPLICATIONS

Kansas State Historical Society	\$4,000
Emporians for Historic Preservation	1,250
City of Herington	3,750
Wichita State University	4,000
Mo-Kan Regional Council	12,450
Old Arkansas City High School, Arkansas City	61,000
Old Dodge City Public Library, Dodge City	129,509
Old Logan County Courthouse, Russell Springs	5,000
Watkins Bank, Lawrence	32,500
McCormick School, Wichita	50,000
Spooner Hall, Lawrence	75,000
Friends University, Wichita	79,750
Harvey House, Florence	4,309
Rush County Courthouse, LaCrosse	6,275
Douglas County Courthouse, Lawrence	52,250
Pittsburg Public Library, Pittsburg	10,027
Ark Valley Lodge, Wichita	6,250
Lane University, Lecompton	22,609
Salter Home, Argonia	20,000
Total requested	<u>\$579,804</u>

ACQUISITION AND DEVELOPMENT PROJECTS

Non-Public Buildings

Dodge City Public Library

Dodge City, Ford county

Request from Dodge City Arts Council for assistance in purchasing the old library. It is presently used as a private club and would be used as an arts center. Match to be provided by funds raised by applicant. Applicant attended grants conference.

Total cost \$55,000

Federal share \$27,500

Dodge City Public Library

Dodge City, Ford county

Request from Dodge City Arts Council for assistance in rehabilitating exterior and interior for use as an arts center, including roof, gutters, foundation work, window repair, rough-in of utilities, interior floor rehabilitation, etc. Match to be provided by funds raised by applicant. Applicant attended grants conference. (Project could be phased--Phase I total \$108,000)

Total cost \$204,019

Federal share \$102,010

Friends University

Wichita, Sedgwick county

Request from the university for assistance in rebuilding the north stair and north and south entrances, and for constructing a south stair to meet code. Match to be provided by the university's funds. Attended grants conference.

Total cost \$159,500

Federal share \$79,750

Harvey House

Florence, Marion county

Request from Florence Historical Society for assistance in installing storm windows and HVAC, and some exterior painting. Match to be provided by the organization's funds.

Total cost \$7,160

Federal share \$3,580

Lane University

Lecompton, Douglas county

Request from Lecompton Historical Society for assistance in continuing rehabilitation of Lane University. Match to be provided by applicant's cash. Applicant attended grants conference.

Total cost \$45,218

Federal share \$22,609

Old Logan County Courthouse

Russell Springs, Logan county

Request from the Butterfield Trail Association for assistance in installing new wood shingle roof. Match to be provided by organization's funds. Applicant attended grants conference.

Total cost \$10,000

Federal share \$5,000

Salter House

Argonia, Sumner county

Request from Argonia and West Sumner County Historical Society for assistance in exterior masonry repair, structural stabilization, new electrical system, roof, exterior trim repair and painting. Match to be raised by organization. Staff comment: The building has many structural problems and questionable efforts have been made in the past to solve them. We question whether the application is based on a full understanding and analysis of all the problems.

Total cost \$40,000

Federal share \$20,000

Watkins National Bank

Lawrence, Douglas county

Request from Douglas County Historical Society for assistance--installing storm windows. Match to be provided by funds raised by organization and possibly revenue sharing funds. Applicant attended grants conference.

Total cost \$65,000

Federal share \$32,500

ACQUISITION and DEVELOPMENT PROJECTS

Public Buildings

Old Arkansas City High School

Arkansas City, Cowley county

Request from Cowley County Community College for assistance with tuckpointing, exterior painting of wood and metal, rebuild tower framing and roof, repair and replace windows, rebuild stone entry steps. Building to be converted to fine arts center. Match to be provided by Community Development Block Grant funds.

Total cost \$124,155

Federal share \$61,000

Arkansas Valley Lodge No. 21

Wichita, Sedgwick county

Request from Sedgwick county for assistance in reroofing, repairing and replacing exterior windows, tuckpointing, and painting exterior trim. County's short range plans are to use the building for storage. Match to be provided by revenue sharing funds.

Total cost \$12,500

Federal share \$6,250

Douglas County Courthouse

Lawrence, Douglas county

Request from the county for assistance in refurbishing existing wood windows, installing storm windows, refurbishing nine entrance doors, adding two vestibules, routing and tuckpointing exterior masonry walls. Match to be provided by federal revenue sharing funds.

Total cost \$104,500

Federal share \$52,250

McCormick School

Wichita, Sedgwick county

Request for assistance from the Board of Education for rehabilitation/ replacement of heating system, window replacement, bell tower reconstruction and tuckpointing. Building use to be changed from attendance center to public school museum. Match to be provided by Board of Education funds and in-kind services.

Total cost \$100,000

Federal share \$50,000

Pittsburg Public Library

Pittsburg, Crawford county

Request from the City of Pittsburg for assistance in replacing the deteriorated stone steps of the library. Match to be provided by revenue sharing funds. Applicant attended grants conference.

Total cost \$20,054

Federal share \$10,027

Rush County Courthouse

LaCrosse, Rush county

Request from the county for assistance in installing storm windows, and repairing the roof. Match to be provided from federal revenue sharing or county funds.

Total cost \$12,550

Federal share \$6,275

Spoooner Hall

Lawrence, Douglas county

Request from University of Kansas for assistance with replacement of deteriorated red sandstone, handicapped access, site grading for protection of building. Building to be used by Museum of Anthropology. Match to be provided by funds requested from Legislature. Applicant attended grants conference.

Total cost \$189,000

Federal share \$75,000

SURVEY APPLICATIONS

Emporians for Historic Preservation

Request for funding second year of historic resources survey in Emporia. Funds will be used to employ survey coordinator and for publication of a brochure. Match to be provided by funds raised by the organization. Applicant attended grants workshop.

Total cost \$2,500

Federal share \$1,250

City of Herington

Request for assistance for historic resources survey in Herington. The city will contract with a qualified person to research buildings and sites that an earlier volunteer survey would identify as having potential significance. Match to be provided by CDBG funds and private funds.

Total cost \$7,500

Federal share \$3,750

Kansas State Historical Society

Request for funds to match state appropriation for engineering analysis of two state-owned historic sites--Fort Hays and Shawnee Mission.

Total cost \$8,000

Federal share \$4,000

Mo-Kan Regional Council

Request for assistance to conduct historic resources survey in Kansas area included in their planning region--Atchison county, Doniphan county, city of Horton. Funds for personnel to direct survey and supplies.

Total cost \$24,900

Federal share \$12,450

Wichita State University

Request for funding third year of city archeologist program (Wichita Metropolitan Area Archeological Survey). Match provided by university assistantship and indirect costs. Applicant attended grants workshop.

Total cost \$8,000

Federal share \$4,000

Rating Factors

Property Name	I	II	III	IV	V	VI	VII	Total
Old Arkansas City High School	1.5	2	2.5	1	2	2	1	12
Dodge City Public Library	1	3	1.5	1	2	2	2	12.5
Old Logan County Courthouse	1	2.5	2	2	2	2	1	12.5
Watkins Bank	1	2.5	2	2	2	1.5	2	13
McCormick School	1.5	2	2.5	1.5	3	2	1	13.5
Spooner Hall	1.5	2.5	2	1.5	3	1.5	2	14
Friends University	1	2	3	2.5	3	2	1	14.5
Harvey House	1	3	2.5	2.5	2	3	1	15
Rush County Courthouse	1	3	4	2	2	2	2	15
Douglas County Courthouse	1	2	2.5	3	4	2	1	15.5
Pittsburg Public Library	1.5	3	3	3	3	1.5	1	16
Ark Valley Lodge	1	2.5	2.5	2	4	4	1	17
Wane University	1.5	3.5	3.5	3	2	3	1	17.5
Salter Home	1	5	4	2.5	1.5	3	2	19

PROPERTIES TO BE EVALUATED FOR NATIONAL REGISTER OF STATE REGISTER LISTING

St. Benedict's College Historic District, Atchison (Atchison)
Stilwell Hotel, Pittsburg (Crawford)
Immaculate Conception Church, Leoville (Decatur)
Lyona United Methodist Church, rural Dickinson county
First Baptist Church, Wathena (Doniphan)
Stone Hall, Baker University (Douglas)
St. Catherine's Church, Catherine (Ellis)
"Sunnyland," Garden City (Finney)
Church of the Covenant, Junction City (Geary)
Old Opera House, Grainfield (Gove)
Cedar Valley Hall, Denison vicinity (Jackson)
I.O. Pickering House, Olathe (Johnson)
Mt. Zion Church, rural Cherryvale (Labette)
Kyne House, Lincoln (Lincoln)
Lane Hart Hall, Bethany College, Lindsborg (McPherson)
Main Building, Osawatomie State Hospital, Osawatomie (Miami)
G.M. Simcock House, Council Grove (Morris)
United Methodist Church, Council Grove (Morris)
Evangelical Covenant Mission Church, Osage City (Osage)
Anderson Hall, Kansas State University, Manhattan (Riley)
Old Kansas Newspaper Union Building, Topeka (Shawnee)
Topeka State Hospital, Topeka (Shawnee)
Topeka High School, Topeka (Shawnee)
Union Pacific Depot, Topeka (Shawnee)
Oak Grove School, Tecumseh (Shawnee)
Theodore Kreipe House, Tecumseh (Shawnee)
Old Oxford Mill, Oxford vicinity (Sumner)
Schloesser House, Fredonia (Wilson)
expansion, Westheight Manor District, Kansas City (Wyandotte)
Fire Station No. 9, Kansas City (Wyandotte)
Judge Gates Residence, Kansas City (Wyandotte)
Old George Rushton Baking Co., Kansas City (Wyandotte)

REVIEW BOARD TALLY SHEET

Property: Main bldg, Osawatomie State Hospital

Motion by Bibb to APPROVE DISAPPROVE TABLE

Seconded by Engstrom

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser	_____	_____	_____
Smith	_____	_____	_____
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: _____

REVIEW BOARD TALLY SHEET

Property: Theodore Kreipe House, Tecumseh

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by Engstrom

Vote

Name	YES	NO	ABSTAIN
Bibb			
Engstrom			
Kiene			
Sageser	_____	_____	_____
Smith	_____	_____	_____
Snell			
Trauer			

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: consider Oak Grove School & this as 1 nom to state register only.
Bibb moved table Trauer 2nd for rental
of further documentation

REVIEW BOARD TALLY SHEET

Property: Oak Grove School, Teoumsch

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by Snell

Vote

Name	YES	NO	ABSTAIN
Bibb		X	
Engstrom		X	
Kiene	X		
Sageser	_____		
Smith	_____		
Snell	X		
Trauer		X	

Disposition: APPROVED

disapproved ~~DISAPPROVED~~ *then* TABLED

If disapproved, reasons were: state

Board voted to consider it with Krespe House as 1
nomination tabled until have further documentation

REVIEW BOARD TALLY SHEET

Property: Topeka High School, Topeka

Motion by Trauer to APPROVE DISAPPROVE TABLE

Seconded by Kiene

Vote

Name	YES	NO	ABSTAIN
Bibb			
Engstrom			
Kiene			
Sageser	_____	_____	_____
Smith	_____	_____	_____
Snell			
Trauer			

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: NR Snell substitute
amendment table until NR listing can be
explained to Bd/Engstrom 2nd passed
TABLED

REVIEW BOARD TALLY SHEET

Property: old Ks Newspaper Union bldg, Topeka

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by Engstrom

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser			
Smith			
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: _____

REVIEW BOARD TALLY SHEET

Property: Union Pacific Depot, Topeka

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by Snell

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser			
Smith			
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: NR

REVIEW BOARD TALLY SHEET

Property: Anderson Hall, Ks State University

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by Trauer

Vote

Name	YES	NO	ABSTAIN
Bibb			X
Engstrom	X		
Kiene	X		
Sageser			
Smith			
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: NR

REVIEW BOARD TALLY SHEET

Property: I. O. Pickering House, Olathu

Motion by Trauer to APPROVE DISAPPROVE TABLE

Seconded by Engstrom

Vote

Name	YES	NO	ABSTAIN
Bibb	XXXX		X
Engstrom	X		
Kiene	X		
Sageser	_____		
Smith	_____		
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: NR

REVIEW BOARD TALLY SHEET

Property: Cedar Valley Hall, Denison vic.

Motion by Engstrom to APPROVE DISAPPROVE TABLE

Seconded by Snell

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser	_____	_____	_____
Smith	_____	_____	_____
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: _____

REVIEW BOARD TALLY SHEET

Property: Church of the Covenant, Junction City

Motion by Engstrom to APPROVE DISAPPROVE TABLE

Seconded by Trauer

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser	_____	_____	_____
Smith	_____	_____	_____
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: _____

REVIEW BOARD TALLY SHEET

Property: St. Catherine's Church, Cathouine

Motion by Keni to APPROVE DISAPPROVE TABLE

Seconded by Juan

Vote

Name	YES	NO	ABSTAIN
Bibb	XXXX	X	
Engstrom	X		
Kiene	X		
Sageser	_____	_____	_____
Smith	_____	_____	_____
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: state

REVIEW BOARD TALLY SHEET

Property: Stone Hall, Baker U.

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by Engstrom

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser	_____	_____	_____
Smith	_____	_____	_____
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: _____

REVIEW BOARD TALLY SHEET

Property: 1st Baptist Church, Wathena

Motion by Engstrom to APPROVE DISAPPROVE TABLE

Seconded by Bibb

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser	_____		
Smith	_____		
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: _____

REVIEW BOARD TALLY SHEET

Property: Lyona United Methodist Church, rural
Dickinson county

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by Engstrom

Vote

Name	YES	NO	ABSTAIN
Bibb	XXXXXXXXXX	X	
Engstrom	X		
Kiene	X		
Sageser	_____	_____	_____
Smith	_____	_____	_____
Snell		X	
Trauer		X	

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: state

REVIEW BOARD TALLY SHEET

Property: Evangelical Covenant Mission Church
Osage City

Motion by Bibb to APPROVE DISAPPROVE TABLE

Seconded by Kiene

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser			
Smith			
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: state

REVIEW BOARD TALLY SHEET

Property: Kyne House, Lincoln

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by Bibb

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser			
Smith			
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: state

REVIEW BOARD TALLY SHEET

Property: Mt Zion Church, ^{rural} Labette county

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by none

Vote

state

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser	_____	_____	_____
Smith	_____	_____	_____
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: WR Kiene with drew
nominatior Trauer nom. state
Kiene 2nd passed for state register

REVIEW BOARD TALLY SHEET

Property: G. M. Simcock House, Council Grove

Motion by ~~Kiene~~ Trauer to APPROVE DISAPPROVE TABLE

Seconded by Kiene

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser			
Smith			
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: NR

REVIEW BOARD TALLY SHEET

Property: "Sunnyland", Garden City

Motion by Bibb to APPROVE **DISAPPROVE** TABLE

Seconded by Kiene

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser			
Smith			
Snell	X		
Trauer	X		

Disposition: APPROVED **DISAPPROVED** TABLED

If disapproved, reasons were: _____

REVIEW BOARD TALLY SHEET

Property: George Kushon Baking Co, Ks City

Motion by Traver to APPROVE DISAPPROVE TABLE

Seconded by Kiene

Vote

state

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser	_____		
Smith	_____		
Snell	X		
Traver	_____	X	

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: NR

Bibb subst. future motion - state register
Engstrom - 2nd / passed Traver opposed
state register

REVIEW BOARD TALLY SHEET

Property: Judge Gates Residence, Ks City

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by Snell

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser	_____		
Smith	_____		
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: NR

REVIEW BOARD TALLY SHEET

Property: Air Station No. 9, Ks City

Motion by Engstrom to APPROVE DISAPPROVE TABLE

Seconded by Snell

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser	_____	_____	_____
Smith	_____	_____	_____
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: state register

REVIEW BOARD TALLY SHEET

Property: expansion, Westheight Manor Dist., Ks City

Motion by Trauer to APPROVE DISAPPROVE TABLE

Seconded by Snell

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser			
Smith			
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: NR

REVIEW BOARD TALLY SHEET

Property: St Benedict's College, Atchison

Motion by Trauer to APPROVE DISAPPROVE TABLE

Seconded by Kiene

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser			
Smith			
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: Church to ^{be} added
next meeting NR

REVIEW BOARD TALLY SHEET

Property: Lane Hart Hall, Bethany College

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by Trauer NR

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser	<hr/>		
Smith	<hr/>		
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: NR

REVIEW BOARD TALLY SHEET

Property: United Methodist Church, Council Grove

Motion by Bibb ^{to motion} to APPROVE DISAPPROVE TABLE

Seconded by Trauer

Vote

Name	YES	NO	ABSTAIN
Bibb			
Engstrom			
Kiene			
Sageser	_____		
Smith	_____		
Snell			
Trauer			

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: NR

substitute motion - state - Kiene, Engstrom 2nd
Bibb no all others yes
on state register

REVIEW BOARD TALLY SHEET

Property: Oxford Mill, ^{rural} Summer county

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by Trauer

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser	_____		
Smith	_____		
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: NR

dam not included / motion by
Kiene amended Engstrom 2nded

REVIEW BOARD TALLY SHEET

Property: Schleesser House, Fredonia

Motion by Engstrom to APPROVE DISAPPROVE TABLE

Seconded by Kiene

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser			
Smith			
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: state register only

REVIEW BOARD TALLY SHEET

Property: Open House, Grain field

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by Trauer + Snell

Vote

Name	YES	NO	ABSTAIN
Bibb	X		
Engstrom	X		
Kiene	X		
Sageser	X		
Smith			
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: NR

REVIEW BOARD TALLY SHEET

Property: Immaculate Conception Church, Leoville

Motion by Mrs Trauer to APPROVE DISAPPROVE TABLE

Seconded by Kiene

Vote

NR motion vote:

Name	YES	NO	ABSTAIN
Bibb			X
Engstrom		X	
Kiene	X		
Sageser			
Smith			
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

NR
If disapproved, reasons were: _____

Bibb - subst. fut motion Eng, 2nd
for state register Bill ~~only on in~~ + Engstrom
yes ~~from~~ on of subst. fut motion
on NR

REVIEW BOARD TALLY SHEET

Property: Stilwell Hotel, Pittsburg

Motion by Engstrom to APPROVE DISAPPROVE TABLE

Seconded by Kiene

Vote

Name	YES	NO	ABSTAIN
Bibb	_____	_____	_____
Engstrom	X		
Kiene	X		
Sageser	_____	_____	_____
Smith	_____	_____	_____
Snell	X		
Trauer	X		

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: Engstrom's motion
for state register only
Dick - substitute motion - NR - Mrs. Jewer 2 voted
approved for NR

PROPERTIES TO BE EVALUATED FOR NATIONAL AND/OR STATE REGISTER NOMINATION

PROPERTY	Approved		Disapproved	Tabled
	State	National		
Stilwell Hotel Pittsburg, Crawford county		X		
Immaculate Conception Church Leoville, Decatur county		X		
Old Opera House Grainfield, Gove county		X		
Schloesser House Fredonia, Wilson county	X			
Old Oxford Mill Oxford vicinity, Sumner county		X		
United Methodist Church Council Grove, Morris county	X			
Lane Hart Hall, Bethany College Lindsborg, McPherson county		X		
St. Benedict's College Historic District, Atchison, Atchison co.		X		
expansion, Westheight Manor District Kansas City, Wyandotte county		X		
Fire Station No. 9 Kansas City, Wyandotte county	X			
Judge Gates Residence Kansas City, Wyandotte county		X		
Old George Rushton Baking Company Kansas City, Wyandotte county	X			
"Sunnyland" Garden City, Finney county			X	
G. M. Simcock House Council Grove, Morris county		X		
Mt. Zion Church rural Cherryvale, Labette county	X			
Kyne House Lincoln, Lincoln county	X			
Evangelical Covenant Mission Church Osage City, Osage county	X			
Lyona United Methodist Church rural Dickinson county			X	
First Baptist Church Wathena, Doniphan county			X	
Stone Hall, Baker University Douglas county			X	
St. Catherine's Church Catherine, Ellis county	X			
Church of the Covenant Junction City, Geary county			X	
Cedar Valley Hall Denison vicinity, Jackson county			X	

PROPERTY	Approved		Disapproved	Tabled
	State	National		
I.O. Pickering House Olathe, Johnson county		X		
Main Building, Osawatomie State Hospital, Oswatomie, Miami county			X	
Anderson Hall, Kansas State Uni- versity, Manhattan, Riley county		X		
Old Kansas Newspaper Union Building Topeka, Shawnee county			X	
Topeka State Hospital Topeka, Shawnee county			X	
Topeka High School Topeka, Shawnee county				X
Union Pacific Depot Topeka, Shawnee county		X		
Oak Grove School Tecumseh, Shawnee county				X
Theodore Kreipe House Tecumseh, Shawnee county				X

Kansas State Historical Society

120 West Tenth • Topeka, Kansas 66612 • 913/296-3251

July 13, 1979

James W. Bibb

J. Eric Engstrom

Ralph E. Kiene, Jr.

A. Bower Sageser

Carlyle S. Smith

Mrs. Nancy Trauer

Dear Board Member:

Enclosed are the minutes of the June 29-30, 1979 meeting. We are also sending you materials relating to the state's new requirements for filing a Statement of Substantial Interest. A form is enclosed as well as an Ethics Commission memo on its applicability.

We are also sending copies of a number of letters relating to Chris Delaporte's (Director of the Heritage Conservation and Recreation Service) alleged statements about eliminating the State Historic Preservation Officers and running the program from Washington. We're confused at this point about who really said what.

The instructions we have received from HCRS for preparing the work program for next year indicate that states with relatively small programs, such as Kansas, are not going to fare very well. Funds will be allocated to the states on a competitive basis, half on the basis of the amount each state requests in relation to the total of all states' requests and half on the basis of HCRS staffers' evaluation of the state's preservation program. Telephone conversations with HCRS staffers subsequent to the board meeting indicate that there is a very real possibility that what is already a small survey and planning operation could have a loss of funds from last year's level; in other words, we might have a hard time getting sufficient federal money to operate the Historic Preservation Department at the same level as last year, to say nothing about funding a staff increase.

Sincerely,



Richard Pankratz
Historic Preservation Department



JOSEPH W. SNELL Executive Director
ROBERT W. RICHMOND Assistant Executive Director
PORTIA ALLBERT Librarian
EUGENE D. DECKER State Archivist
MARK A. HUNT Museum Director
THOMAS A. WITTY State Archeologist
JACK W. TRAYLOR Curator of Manuscripts
FORREST R. BLACKBURN Director of Publications
RICHARD D. PANKRATZ Director, Historic Preservation Dept.
LARRY JOCHIMS Research Historian
M. D. KIDWELL Fiscal Officer

OFFICERS: President, Philip H. Lewis, Topeka; 1st Vice-President, Sr. M. Evangeline Thomas, Salina; 2nd Vice-President, William E. Unrau, Wichita; Secretary, Joseph W. Snell, Topeka; Treasurer, Robert W. Richmond, Topeka

EXECUTIVE COMMITTEE: Clifford R. Hope, Jr., Garden City; Wilford Riegler, Emporia; Jane R. Robison, Dodge City; A. Bower Sageser, Manhattan; William H. Seiler, Emporia; Helen L. Smith, Colby; Floyd R. Souders, Cheney; Arthur J. Stanley, Leavenworth; Calvin Strowig, Abilene.

NYLE H. MILLER Executive Director Emeritus
EDGAR LANGSDORF Executive Director Emeritus



Maryland Historical Trust

June 6, 1979

Chris T. Delaporte, Director
Heritage Conservation and
Recreation Service
U. S. Department of the Interior
Pension Building
Washington, D. C.

Dear Chris:

One of your employees made a statement in our office here in Maryland during the last week that has given me cause for some concern. On Friday, June 1, an HCRS employee was visiting our office. In the course of a general conversation with my staff about future directions for the National Preservation Program, this person indicated that you are considering certain drastic nationwide measures. Specifically, that you are annoyed by the vocal opposition of some State Historic Preservation Officers to certain new policies of HCRS, and that if that opposition does not cease, there is some possibility of the National Preservation Program being run directly from Washington through the elimination of the State Historic Preservation Offices.

The State of Maryland has conducted a preservation program noted for its strong professionalism and, in recent months, ranked very high in national evaluations conducted by your Planning Branch and Grants Administration Division. I wish to assure you that I will continue to uphold the high professional quality of our program and that when new initiatives are detrimental to the interests of the State of Maryland I will not hesitate to inform you.

Obviously, I found your employee's statements disturbing and not at all in line with the record of accomplishment or the spirit of the close state/federal partnership that has existed in this program since the late 1960s. I would greatly appreciate any explanation or clarification that you could make concerning the accuracy of these statements.

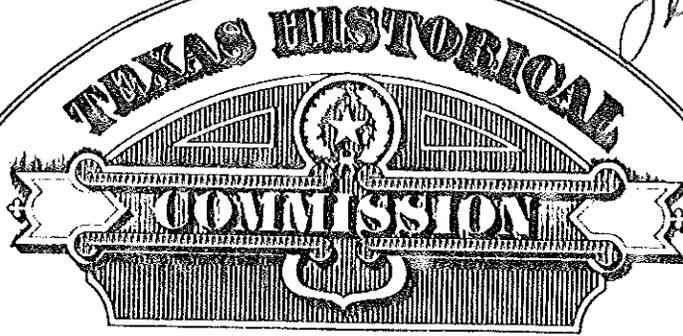
I will look forward to your early response.

Sincerely,
Rodney
J. Rodney Little
State Historic
Preservation Officer

RL:mms

cc: Gov. Hughes; Maryland Congressional Delegation; Sec. Andrus; All SHPO's

TRUETT LATIMER
EXECUTIVE DIRECTOR



*Joe - better not
this.*

P. O. BOX 12276
AUSTIN TEXAS 78711

June 13, 1979

Dear State Historic Preservation Officer:

As you know, I am Chairman of our Intergovernmental Relations/Select Committee that is charged with the responsibility of reviewing "proposals affecting the structure of the National Historic Preservation Program and to recommend legislation reflecting the views of the National Conference..."

My Committee will be meeting this month to begin work. Consideration of the Department of Interior's proposed National Heritage Policy Act will be our first priority. We will study the Heritage proposal in light of what we perceive as the needs of the National Program for the next decade.

As we embark on this effort to help chart the future course of the National Historic Preservation Program and the role of the states in its implementation, I wanted to notify each of you that your Committee will approach this assignment from an unbiased and independent position.

However, I am greatly distressed by a letter which each of us received this week from Rodney Little, the Maryland SHPO. The first paragraph of a letter he has written to Chris Delaporte, the Director of HCRS, is as follows:

"One of your employees made a statement in our office here in Maryland during the last week that has given me cause for some concern. On Friday, June 1, an HCRS employee was visiting our office. In the course of a general conversation with my staff about future directions for the National Preservation Program, this person indicated that you are considering certain drastic nationwide measures. Specifically, that you are annoyed by the vocal opposition of some State Historic Preservation Officers to certain new policies of HCRS, and that if that opposition does not cease, there is some possibility of the National Preservation Program being run directly from Washington through the elimination of the State Historic Preservation Offices."

The State Agency for Historic Preservation

State Historic Preservation Officer

June 13, 1979

Page 2

One of my staff members attended a conference in Santa Fe, New Mexico, and brought news to me of the debacle that occurred there on Friday, June 1, as it related to the State Historic Preservation Officer. By now I am sure you have received information of the details of this inexcusable action.

Since these events have occurred, I believe it is important that I now make known to each of you a conversation which was held in Tampa, Florida, on Monday, April 9, following the meeting of the Intergovernmental Relations Committee. In addition to me, those in attendance were Larry Tise, Bob Williams, Fred Williamson, Charles Lee, and Martha Bigelow. We met with Mr. Delaporte at his specific request. The essence of the meeting was that he wanted the National Conference to support the proposed Heritage Legislation and was extremely upset that the Intergovernmental Affairs Committee had not passed a resolution of support. He made it clear that he would view the failure of the conference to enact a supporting resolution as an act hostile to the Interior's interest and that if it was not forthcoming, we could not expect his support for our current program, the appropriations, or for reauthorization of the National Historic Preservation Program.

On Tuesday, afternoon, April 10, before the National Conference of State Historic Preservation Officers Board of Directors' Annual Meeting, Mr. Charles Lee, South Carolina, State Historic Preservation Officer, handed me a resolution he had written on scratch paper. He and I discussed the pragmatic realism of the Board of Directors passing such a resolution in favor of a "1979 National Heritage Policy Act" in view of the conversation with Mr. Delaporte the afternoon before.

I did introduce the Lee resolution relating to the Heritage Proposal and it was passed by the Board and the Conference as follows:

"RESOLVED, that the National Conference of State Historic Preservation Officers applauds President Carter's commitment to America's Heritage, expresses its great interest in the proposed National Heritage Program, and will use its best suitable efforts in working with the Secretary of Interior, the Director of the Heritage Conservation and Recreation Service and the leaders of Congress for the passage of a suitable National Heritage Policy Act of 1979."

Upon arriving in Tampa on April 8, I secured the latest version of the proposed act for the conference. In the view of several of us, it was ill-advised to express definitive support for a piece of legislation that was still evolving. The resolution supporting the "concept" of a "National Heritage Policy Act of 1979" was as far as we thought we could go at that time, particularly since the states had never even seen the proposed legislation.

State Historic Preservation Officer
June 13, 1979
Page 3

Since our meeting in Tampa, I understand that there have been several revised editions of the proposed Act, but neither I nor any members of my Committee have been privy to these.

As Chairman, I promise you that I will insure that the Committee objectively evaluates the current program to identify the program's present and future needs without regard to prior political considerations. There are no hidden agendas.

To assist the Committee, we will be circulating a questionnaire to each of you. Please make your responses as complete and forthright as possible so that the Committee can fully consider your views.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Truett Latimer". The signature is written in a cursive style with a large, stylized initial "T".

Truett Latimer
Texas State Historic
Preservation Officer

CC: Governor Clements, Texas Congressional Delegation, Secretary Andrus,
All State Historic Preservation Officers.



United States Department of the Interior

HERITAGE CONSERVATION AND RECREATION SERVICE
WASHINGTON, D.C. 20240

IN REPLY REFER TO:
H34-712

JUN 20 1979

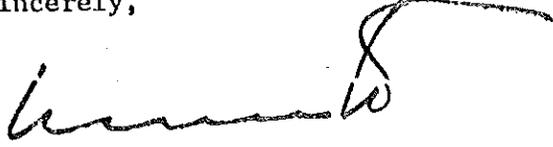
Mr. J. Rodney Little
State Historic Preservation Officer
John Shaw House
21 State Circle
Annapolis, Maryland 21401

Dear Rodney:

I am writing in response to your letter of June 6, 1979, concerning the remarks of Dr. James C. A. Thompson, the Heritage Conservation and Recreation Services employee who visited your office on June 1, 1979.

I have discussed this matter with Dr. Thompson and I am convinced that this incident resulted from a misunderstanding between your staff members and Dr. Thompson. I suggest that your staff members contact Dr. Thompson if any questions remain about the remarks. With the emphasis I have consistently placed upon decentralization of program responsibility to State Historic Preservation Officers, I fail to see how anyone could believe that I might consider converting the program to a purely Federal government operation. It is unfortunate that this simple misunderstanding has been amplified out of proportion, and I look forward to a continued close working relationship with you and your staff.

Sincerely,



Chris Therral Delaporte
Director

cc: Mr. Joseph W. Snell (Kansas-SHPO)



South Carolina Department of Archives and History
1430 Senate Street
Columbia, S. C.

P. O. Box 11,669
Capitol Station 29211
803 --- 758-5816

Mr. Truett Latimer
State Historic Preservation Officer
Texas Historical Commission
Post Office Box 12276
Austin, Texas 78711

June 27, 1979

Dear Truett:

Different people hear and interpret the same things different ways.

Returning from vacation, interrupted by my few hours with the Inter-governmental Relations/Select Committee in Washington on June 18, I find your letter to all SHPOs of June 13.

I know nothing of the Maryland or New Mexico incidents except what I have been told second-hand; but I was a witness and participant, as your letter indicates, to the events in Tampa. Indeed, the conversations mentioned took place in my room -- at my invitation as well as Chris Delaporte's.

Quoting your letter, I would substitute the word "unhappy" for the words "extremely upset" in the sentence, "The essence of the meeting was that he wanted the National Conference to support the proposed Heritage Legislation and was extremely upset that the Intergovernmental Affairs Committee had not passed a resolution of support."

I would disagree entirely with the following sentence: "He made it clear that he would view the failure of the conference to enact a supporting resolution as hostile to the Interior's interest and that if it was not forthcoming, we could not expect his support for our current program, the appropriations, or for reauthorization of the National Historic Preservation Program."

Instead I would say, "He made it clear that the proposed Heritage Program was of great importance to the administration, and that consequently he was asking us to support legislation enacting it. We, the SHPOs asked, expected, and received his support for our current program, increased appropriations, and reauthorization of the National Historic Preservation Program. It thus seemed to him only right to expect support of him in return."

I did not feel then, nor do I feel now, that he threatened in any way to withdraw his support of us.

Indeed Chris made it clear in conversation to me and Bob Williams before the passage of our resolution supporting a "Suitable National Heritage Policy Act" that he would testify to Congress that it was not the intention of Interior to dictate to the States how to implement the Heritage program; that it would be up to the States to decide whether or not they would have one, two, or three officials in charge of the historic preservation, outdoor recreation, and natural heritage programs at the State level.

Everything that I have heard from Chris since indicates to me that this continues to be his policy and attitude.

On June 18 we decided to send to all SHPOs copies of the draft Heritage legislation; items that the Select Committee felt should be taken care of either in the Bill, the legislative history, or the resulting procedures; and requests for their ideas. We then planned to meet on July 9 to discuss these, preparatory to meeting with Delaporte and appropriate members of his staff.

I feel strongly that we and HCRS can and must see things the same way, since we rise or fall together. I also feel that most if not all of the misunderstandings can be cleared up when this meeting between Delaporte and the Select Committee takes place.

Until then, I think we need a moratorium on recriminations.

Since you sent your letter to all SHPOs and Secretary Andrus, I am sending copies of this to them also, as well as to Chris Delaporte.

Sincerely,



Charles E. Lee
State Historic Preservation Officer

CEL/dkn

cc: State Historic Preservation Officers

Mr. Chris T. Delaporte

Mr. Cecil D. Andrus

KANSAS HISTORIC SITES BOARD OF REVIEW

June 29-30, 1979

The board convened at 10:00 a.m., June 29, in the GAR Room of the Memorial Building. Members present were James Bibb, Eric Engstrom, Ralph Kiene, Bower Sageser, and Nancy Trauer. Historic Preservation Department staff present were Richard Pankratz, Julie Wortman, and Sandra Slider. Mr. Pankratz presented written authorization for him to act as Joseph Snell's designee in Mr. Snell's absence. Chairman Engstrom read a letter from Carlyle Smith explaining that he could not attend the meeting because he is recovering from a heart attack.

Mr. Kiene moved that the minutes of the previous meeting be approved. Mr. Sageser seconded the motion, which carried.

An update of program activities was given by Mr. Pankratz. Preservation projects underway or soon to be include the following:

Friends University--north wing roof;

Marshall County Courthouse--contracts have been signed;

Spooner Hall--contracts have been signed;

Brown Grand Opera House--Phase I has been completed and Phase II is underway;

Smoky Valley Roller Mill--the agreement has not been signed, some local planning problems exist;

Pottawatomie Baptist Mission--difficulties continue; the Kansas State Historical Society faces loss of \$70,000 in federal funds at the end of October--bids increase even as scope decreases. Other projects will be hurt if these funds are not expended and Kansas' grant program will be penalized by the federal agency, Heritage Conservation and Recreation Service.

Kansas currently has 275 properties on the National Register. Two were added since the last board meeting: the Wakarusa Hotel in Shawnee county, and the old Dodge City public library. Eighteen approved properties are awaiting preparation of nomination forms.

The department has several temporary staff members and one new permanent position. Terry Marmet was hired June 4 to fill the architect's position. The department will provide him educational and training opportunities in historic preservation. Martin Stein has two people assisting him in archeological

survey and testing for the summer: David McKee and Keith Richardson. The first week of July will see the start of a six-month petroglyph study throughout the state. Brian O'Neill will conduct the survey. Dale Nimz is working on an industrial and engineering structures survey in cooperation with the Historic American Engineering Record for the summer.

This past winter the Historic Preservation Department contracted with the Museum of Natural History at the University of Kansas to conduct a feasibility study on computerizing properties in the inventory. Another contract has been written to proceed with the data processing. The department plans to request additional funds to continue the process next year.

A new preservation organization has been formed in the state this year, the Kansas Preservation Alliance. Julie Wortman has been working with them as an advisor.

Joseph Snell recently attend a meeting where it was announced that Governor Carlin is still attempting to push the constitutional amendment which would permit the transfer of federal grant money to private property owners. It will be considered by the next session of the state legislature.

The Finance Council approved \$50,000 for the Lane University project.

Mr. Pankratz reported that all left-over Federal FY 1979 funds, \$16,392, must be assigned by next week. Mr. Pankratz' recommendations to the board for funding were:

\$4000	Kansas State Historical Society--for two engineering studies
\$4309	Florence Historical Society--for the Harvey House project
\$8083	Pittsburg Public Library--for rehabilitation of front steps.

Mr. Pankratz had telephoned each pending project to determine which ones could best use the available funds. The projects recommended are all ready to go to work.

Joseph Snell has been informed by other State Historic Preservation Officers that the Heritage Conservation and Recreation Service is contemplating elimination of all State Historic Preservation Officer positions. The board will be provided copies of a letter expressing this plan so they may protest such action.

For FY 80, the Department of the Interior is reverting to the old method of fund distribution to the states. It is based on competition for funds. The more a state requests, the more it will receive. (Mr. Pankratz has received no word on whether public buildings will be eligible for grants for FY 80). Kansas will have no minimum guarantee of funds; its allocation will probably drop. Consequently, Joseph Snell, as State Historic Preservation Officer, sent a letter protesting that method of fund distribution to Congressman Sebelius, who is on the Department of the Interior subcommittee.

The allocation of FY 80 funds was the next item before the board. Information on the grant applications had been mailed to the members of the board prior to the meeting. The staff had ranked them according to criteria previously established.

Mr. Pankratz disqualified himself from voting on the grant allocations (as Mr. Snell's designee) and asked if any board members would refrain from voting on specific projects due to possible conflict of interest. Mrs. Trauer disqualified herself from voting on the old Dodge City library project; Mr. Sageser declared he would not vote on the Kansas State Historical Society project. They both were absent from the room during the discussion and voting on the respective projects.

The first applications considered were survey projects. The Historic Preservation Department's budget is funded under this heading, but no budget total for 1980 has yet been determined.

Mr. Bibb believed there may be a legal problem with funding a project to survey Kansas counties through the Mo-Kan Regional Council. He suggested the department check with the Attorney General's office. Mr. Kiene moved that the board approve all survey applications for FY 1980 money, except the Kansas State Historical Society project request for engineering analyses. Mr. Engstrom seconded the motion, which passed.

The board adjourned for lunch at 12:00. The board resumed its meeting at 1:30 p.m. and considered acquisition and development projects. Slides were shown of each property for which assistance was requested, and the project work was reviewed. Mr. Sageser was not present for the afternoon session.

Mr. Kiene moved that the Harvey House, the Pittsburg library, and the Kansas State Historical Society engineering analyses be approved for funding with the available FY 79 funds. Mrs. Trauer seconded the motion, which passed.

Mr. Bibb moved to delete the Salter House from the list of approved grants and to suggest to the applicants that they conduct an engineering analysis. Mr. Engstrom seconded the motion. It carried.

Later, Mr. Pankratz urged the board to rescind the motion about the Salter House in case the ban on funding public building projects was put into effect again next year. If the ban were in effect, Kansas would have a very small number of project applications to compete for the federal money and every possible application would be helpful. Mr. Bibb moved that the motion be rescinded; Mr. Kiene seconded it. The motion carried.

Mr. Kiene moved that the board put Lane University under Spooner Hall in the ranking, in order to complete the project as soon as possible. Mr. Bibb seconded the motion, which passed.

Mr. Bibb made a motion to approve the ranking of the remainder of the projects, except the old Dodge City public library, as the staff had determined. Mr. Kiene seconded the motion, which passed.

Mr. Bibb then made a motion to approve funding for the Dodge City library. The motion was seconded by Mr. Kiene and passed.

Listed below are the acquisition and development projects in the ranking approved by the board:

Old Arkansas City High School

Old Dodge City Public Library

Old Logan County Courthouse

Watkins Bank

McCormick School

Spooner Hall

Lane University

Friends University

Rush County Courthouse

Douglas County Courthouse

Arkansas Valley Lodge

Salter Home

The board then began consideration of National Register and state register nominations. First there was an extended discussion on the National Register criteria of eligibility. The Stilwell Hotel in Pittsburg was presented to the board for nomination. Mr. Engstrom made a motion, which was seconded by Mr. Kiene, to approve the building for the state register. Mr. Pankratz, as Mr. Snell's designee, offered a substitute motion to approve the hotel for the National Register. That motion was seconded by Mrs. Trauer. After considerable discussion, it was decided to postpone voting on either motion until Saturday, pending additional review by the staff of historic information on the building.

The meeting was adjourned at 4:30 p.m. on June 29, 1979.

The board reconvened at 9:30 a.m. in the GAR Room of the Memorial Building on June 30, 1979. Members present were Eric Engstrom, Ralph Kiene, Nancy Trauer

and Joseph Snell. Mr. Bibb came in after the discussion of the Stilwell Hotel. Staff members present were Richard Pankratz, Julie Wortman, Terry Marmet, and Sandra Slider.

Mr. Pankratz notified the board that new state regulations would require each member of the board to file a "Statement of Substantial Interest" for conflict of interest information.

The consideration of the Stilwell Hotel was the next item of business. Mr. Pankratz gave a more detailed history of the hotel, including the recent thwarted efforts of a developer to have it demolished for HUD subsidized housing. The substitute motion that had been offered to approve the building for the National Register was approved by all members present. Mr. Bibb came to the meeting after the discussion and after the vote had been taken, but indicated that he would not have voted for approval.

Mrs. Trauer moved to nominate the IMMACULATE CONCEPTION CHURCH in Leoville to the National Register. Her motion was seconded by Mr. Kiene. Mr. Bibb made a substitute motion, seconded by Mr. Engstrom, to list the property on the state register instead. The substitute motion failed to pass; Mr. Bibb and Mr. Engstrom had the only affirmative votes. The motion to nominate the property to the National Register carried. Mr. Kiene, Mr. Snell and Mrs. Trauer voted in the affirmative; Mr. Engstrom voted no; Mr. Bibb abstained.

The board unanimously approved the OPERA HOUSE in Grainfield for nomination to the National Register. Mr. Kiene made the motion which was seconded by Mrs. Trauer and Mr. Snell.

The SCHLOESSER HOUSE in Fredonia was unanimously listed on the state register. Mr. Engstrom made the motion for listing; Mr. Kiene seconded it.

Mr. Kiene made a motion to approve the OXFORD MILL, including the mill race, in rural Sumner county, for nomination to the National Register. Mrs. Trauer seconded the motion. Mr. Kiene made an amended motion not to include the dam in the nomination. Mr. Engstrom seconded that motion, which carried unanimously.

Mr. Bibb made the motion to disapprove the nomination of the UNITED METHODIST CHURCH in Council Grove. The motion was seconded by Mrs. Trauer. Mr. Kiene made a substitute motion, seconded by Mr. Engstrom, to approve it for state register listing. The substitute motion passed with Mr. Bibb voting negatively. The property was listed on the state register.

The board unanimously approved LANE HART HALL on the Bethany College campus in Lindsborg for National Register nomination. Mr. Kiene made the motion for approval which was seconded by Mrs. Trauer.

The BENEDICTINE COLLEGE NORTH CAMPUS HISTORIC COMPLEX, in Atchison, was unanimously approved for nomination to the National Register; however, the church that is part of the complex will not be considered for nomination until the next meeting of the board. Mrs. Trauer made the motion for approval, which was seconded by Mr. Kiene.

The proposed expansion of the National Register WESTHEIGHT MANOR HISTORIC DISTRICT in Kansas City, Kansas was unanimously approved. Mrs. Trauer made a motion for approval; Mr. Snell seconded it.

FIRE STATION NUMBER 9 in Kansas City, Kansas was unanimously approved for the state register. Mr. Engstrom made the motion for approval; Mr. Snell seconded it.

Mr. Kiene made a motion to approve the JUDGE GATES RESIDENCE in Kansas City, Kansas, to the National Register. Mr. Snell seconded the motion, which passed unanimously.

Mrs. Trauer made a motion to approve the GEORGE RUSHTON BAKING COMPANY in Kansas City, Kansas, for nomination to the National Register. Mr. Kiene provided the second. Mr. Bibb made a substitute motion to nominate the property to the state register only. Mr. Engstrom seconded that motion. The substitute motion passed with only Mrs. Trauer voting negatively. The property was listed on the state register.

The disapproval for listing "SUNNYLAND" in Garden City on either register was unanimous. Mr. Bibb made the motion for disapproval, which was seconded by Mr. Kiene.

The G. M. SIMCOCK HOUSE in Council Grove was unanimously approved for nomination to the National Register. The motion was made by Mrs. Trauer and seconded by Mr. Kiene.

Mr. Kiene made a motion to approve the MOUNT ZION CHURCH in rural Labette county for nomination to the National Register. The motion received no second. Mr. Kiene then withdrew his motion. Mrs. Trauer moved that it be nominated to the state register. Mr. Kiene seconded her motion, which passed unanimously.

The KYNE HOUSE in Lincoln was also unanimously approved for listing on the state register. The motion for approval was made by Mr. Kiene and seconded by Mr. Bibb.

The EVANGELICAL COVENANT MISSION CHURCH in Osage City was unanimously approved for listing on the state register. Mr. Bibb made the motion for approval which was seconded by Mr. Kiene.

Mr. Kiene made the motion to approve the LYONA UNITED METHODIST CHURCH in rural Dickinson county for listing on the state register. Mr. Engstrom seconded the motion. Mr. Engstrom and Mr. Kiene voted affirmatively. Negative votes were recorded by Mr. Bibb, Mr. Snell, and Mrs. Trauer. The nomination was disapproved.

The FIRST BAPTIST CHURCH at Wathena was unanimously disapproved by the board. Mr. Engstrom made the motion for disapproval; Mr. Bibb seconded it.

Mr. Kiene made the motion to disapprove STONE HALL at Baker University, Baldwin City, for nomination; Mr. Engstrom seconded the motion, which carried unanimously.

ST. CATHERINE'S CHURCH, Catherine, was approved for nomination to the state register only. Mr. Kiene made the motion for approval, which was seconded by Mrs. Trauer. Mr. Bibb had the only negative vote.

The CHURCH of the COVENANT in Junction City was unanimously disapproved for listing. Mr. Engstrom made the motion, which was seconded by Mrs. Trauer.

Mr. Engstrom made the motion to disapprove CEDAR VALLEY HALL near Denison for nomination to either register. Mr. Snell seconded the motion, which passed unanimously.

The I. O. PICKERING HOUSE in Olathe was approved for nomination to the National Register. Mrs. Trauer made the motion for approval and Mr. Engstrom seconded it. All members voted affirmatively, except Mr. Bibb, who abstained.

Although the MAIN BUILDING of the OSAWATOMIE STATE HOSPITAL, Osawatomie, and the CENTER BUILDING of the TOPEKA STATE HOSPITAL, Topeka, were presented to the board as separate nominations, the board voted on the two properties simultaneously. Mr. Bibb made a motion for disapproval of both properties for either register. Mr. Engstrom seconded the motion, which was passed unanimously by the board.

Mr. Kiene moved that ANDERSON HALL at Kansas State University, Manhattan, be approved for National Register nomination. Mrs. Trauer seconded his motion. Mr. Bibb abstained; all other members voted affirmatively.

The OLD KANSAS NEWSPAPER UNION BUILDING in Topeka was unanimously disapproved by the board for either register. Mr. Kiene made the motion for disapproval; Mr. Engstrom seconded it.

Mrs. Trauer made the motion to approve TOPEKA HIGH SCHOOL, in Topeka, for National Register nomination. Mr. Kiene seconded the motion. The board discussed the fact the school district administration objected to the building being nominated. Mr. Snell made a substitute motion to table consideration until he could explain to the administration the implications of National Register nomination. The motion was seconded by Mr. Engstrom and passed, thus tabling the nomination.

The UNION PACIFIC DEPOT, in Topeka, was approved for nomination to the National Register unanimously. Mr. Kiene made the motion for approval; Mr. Snell seconded it.

Mr. Kiene moved to list the OAK GROVE SCHOOL, near Tecumseh, on the state register. The motion was seconded by Mr. Snell. Mr. Kiene and Mr. Snell voted affirmatively, while Mr. Bibb, Mr. Engstrom, and Mrs. Trauer voted negatively. The nomination was disapproved. The THEODORE KREIPE HOUSE, near Tecumseh, (also near the Oak Grove School), was presented next. Mr. Kiene suggested that the two properties be considered as one nomination. It was the consensus of the board to consider them as such. A motion to list them on the state register was made by Mr. Kiene. Mr. Engstrom seconded it. Mr. Bibb made a motion to table the listing until the next meeting when further historical documentation could be provided. Mrs. Trauer seconded his motion, which carried.

In conjunction with its discussion of Stone Hall, the board decided to consider the de-listing of Parmenter Hall at Baker University at the next meeting, because of unsympathetic treatments to the structure. It was the consensus of the board that all new National Register property owners in Kansas should receive letters warning them that improper treatments applied to their structures may warrant the de-listing of their property from the National Register.

Mr. Pankratz informed the board that another meeting would be necessary in October.

The meeting adjourned at 2:30 p.m.

AGENDA
Kansas Historic Sites Board of Review
December 6, 1979 10:00 a.m.

1. Approval of the minutes of previous meeting
2. Election of chairman and vice-chairman
3. Update of preservation activities, including a report on the petroglyph survey
4. Consideration of annual work program for federal FY 1980
5. Recommendations for assigning federal FY 1980 funds, if sufficient information is available from the Department of the Interior.
6. Consideration of National Register nominations.
7. Selection of the next two meeting dates, perhaps in March and June.
8. Other business
9. Adjournment

KANSAS HISTORIC SITES BOARD OF REVIEW

December 6, 1979

The board convened at 10:00 a.m., December 6, in the conference room of the Memorial Building. Members present were Eric Engstrom, chairman, Nancy Trauer, A. Bower Sageser, James Bibb, Ralph Kiene, and Joseph W. Snell. Historical Society staff present were Richard Pankratz, Robert Richmond, Sandra Slider, Julie Wortman, Martin Stein, Terry Marmet, and Brian O'Neill.

Mrs. Trauer moved that the minutes of the previous meeting be approved; Professor Sageser seconded the motion, which carried.

The board voted on selection of officers for the upcoming year. (Mr. Engstrom had been chairman and Mrs. Trauer vice-chairman.). Mr. Snell nominated the present officers to the same positions. Professor Sageser seconded the motion. No other nominations were made. The motion carried.

Richard Pankratz gave an update on preservation activities. He mentioned that at the last board meeting the Historic Preservation Department was faced with a federal deadline of September 30, 1979 to commit federal FY 79 funds. All funds were committed by that date.

The first phase of the Pottawatomie Baptist Mission project is almost completed. The Brown Grand Opera House Phase II project is nearly finished and Phase III has been started. The Spooner Hall roof project is half completed. The Marshall County Courthouse, Austin Bridge, and other projects are all starting.

Mr. Pankratz informed the board that the Smoky Valley Roller Mill dam project had been cancelled because the applicant could not obtain property permits prior to construction. This summer the Historic Preservation Department gave them a deadline to get the permits. They were not able to comply. The Historic Preservation Department then requested the state Finance Council to authorize assistance to three other projects in order to expend the funds by September 30, 1980:

Old Arkansas City High School, Arkansas City	\$ 66,571
Pottawatomie Baptist Mission, Shawnee county	37,970
Parsons Library, Parsons	10,000

Contingency approval was also requested from the Finance Council to allot \$15,000 to the Mahaffie House project in Olathe if Kansas should receive more federal FY 79 funds. Mr. Pankratz asked the board to approve those actions. Mr. Kiene so moved; Mr. Bibb seconded the motion, which carried. Mr. Engstrom stated that the staff should have the freedom to do what was needed to assign and reassign funds.

Two project agreements which have been out from 40-60 days have not yet been signed and returned by the applicants. The projects are Lane University and the Ulrich House. Mr. Pankratz said he would take steps to see that this would not happen in the future by putting a 30 day limit on the return of the project agreements. He said some action would be taken in a month or two if these two project agreements had still not been returned.

Terry Marmet has been working on a draft of a grants manual to inform potential applicants and to instruct grant recipients in the course of a project. The department plans to have a grants workshop in February and will encourage potential applicants to attend. Attendance at the workshop will have a bearing on evaluation of applications.

Department of the Interior regulations on consideration of National Register nominations will change as of January 1, 1980. Public notice of each nomination to be considered will be required. In the past, only the property owner and the local governmental entity were informed. The regulations also require that the department must provide any interested person with copies of the nomination information submitted to the board. Mr. Pankratz said the department does not really have the funds to do all the notifying and copying. In addition, all nominations must be fully prepared before submission to the board. The Historic Preservation Department has not done this in the past. Mr. Pankratz also stated that the backlog of nominations (35) approved by the board but not yet submitted to Washington would have to be reconsidered by the board according to the new regulations.

Martin Stein has prepared the "State Historic Preservation Officer's Guide to Archeological Survey, Assessment, and Reports" for Kansas. It was prepared because out-of-state archeological contractors have expressed interest in working in Kansas and Mr. Stein has found variable degrees of completeness in archeological reports submitted to the department. Mr. Stein thought it necessary to identify standards for such reports and distribute those standards to archeologists, government agencies, as well as engineering firms working in the state. The Kansas Antiquities Commission was given the opportunity to comment on the guide.

Brian O'Neill, who was hired to conduct the statewide petroglyph survey beginning last July 1, presented an illustrated report on his findings. It was the first statewide archeological survey of any kind in Kansas. Originally, it was thought 20 petroglyph sites would be found but 70 have already been recorded. Mr. O'Neill stated the large number were recorded due to the help of interested amateurs. He discussed how the petroglyphs could be dated and how the information relating to them eventually utilized.

Mr. Pankratz stated that a supplemental state budget request had been submitted to continue funding for the petroglyph survey for an additional six months. Federal funding has already been approved; only a state match is needed.

Two objectives of the petroglyph survey are to prepare a thematic nomination of the sites and to issue a document to the public on petroglyph sites. A scholarly report may also be prepared if time permits.

The next item of business was the consideration of the "Annual Work Program for FY 1980" prepared by the Historic Preservation Department to meet Department of the Interior requirements. The plan has been reviewed by the DOI. The state will receive all survey and planning funds it requested which amount to \$106,000. After discussing the plan, the board approved a resolution stating that it had made the required review. Mr. Kiene introduced the resolution and Professor Sageser seconded it.

The staff discussed with the board the necessity for new positions to reduce the backlog of work and keep pace with increasing demands from the public. Mr. Engstrom called for an update report from the Historic Preservation Department on problems with staffing and work backlog at the next meeting.

The board next considered recommendations for FY 1980 funds. Kansas will probably have \$133,500 for acquisition and development. The prohibition on public building projects and the inability to pass grants to private property owners were detrimental to the state's program; only six projects totalling \$289,368 were considered eligible by DOI.

Mrs. Trauer declared a conflict of interest in consideration of funding for the old Dodge City Public Library.

The board then recessed for lunch at 11:45 a.m.

The board reconvened at 1:30 p.m. Various ways to divide the allocation among projects were discussed. Professor Sageser moved that the eligible projects be funded in the following manner:

Old Dodge City Public Library	\$93,000
Old Logan County Courthouse	5,000
Old Watkins National Bank	20,000
Lane University	15,500

Mr. Engstrom seconded the motion. Mrs. Trauer was not in the room when the vote was taken. The motion carried unanimously.

Mr. Pankratz asked if the \$133,500 allocation figure should prove incorrect, whether the staff should pro rate the projects that were not fully funded. It was the consensus of the board that the old Dodge City Public Library project should receive full funding and the other projects should be prorated as funds were available.

Nominations to be considered for the state or National Register were presented by Julie Wortman. TOPEKA HIGH SCHOOL was again presented to the board. At the last meeting, this property was tabled because the school board objected to its listing. The board had directed Ms. Wortman and Mr. Snell to explain National Register listing and its implications to the school board, because it apparently held misconceptions about National Register listing.

Mr. Snell and Ms. Wortman conferred with the Superintendent of Schools and his assistant last July. The superintendent agreed to explain the ramifications of listing to the school board and discuss it with them. Ms. Wortman stated that the meeting was terminated with the understanding that the Superintendent would send a letter to the review board if the school board had any additional comments. Both Mr. Snell and Ms. Wortman felt that the Superintendent's objections (and apparently the school board's) were alleviated, but the board wanted Ms. Wortman to obtain a written response from the superintendent before considering the property for nomination. Mr. Engstrom made the motion for tabling it. It was seconded by Mrs. Trauer and carried unanimously.

The JOHNSTON-LARIMER BUILDING and the nearby Carey House District in Wichita were discussed together by Ms. Wortman. The Johnston-Larimer Building has been the subject of great controversy between citizens of Wichita and the Urban Renewal Agency which owns it and is demolishing it. Ms. Wortman stated nomination of the building would be pointless because of its demolition. She suggested the board could voice its view on the eligibility of the building as it was prior to demolition. Mr. Bibb moved to disapprove it with the provision that the city be notified that prior to demolition it would have been eligible. Mr. Kiene seconded the motion, which carried.

Ms. Wortman stated the CAREY HOUSE HISTORIC DISTRICT would probably not meet National Register criteria because it has no easily discernible boundaries. It has been listed as a local landmark by the Wichita Historic Landmark Preservation Committee. She suggested that if the board thought the area had National Register potential it could be listed on the Register of Historic Kansas Places and the sponsor be requested to investigate whether a larger district could be formed for National Register listing. She believed that a larger viable district than that proposed for nomination did exist. Mr. Bibb moved that the district be put on the state register pending further study of its being part of a larger district which could be eligible for National Register listing. Professor Sageser seconded the motion, which was approved unanimously.

Another controversial nomination was the CARNEGIE LIBRARY in Ottawa. The local library association wants a new, larger library building. Many townspeople don't want the building demolished. Ms. Wortman read a letter from the City of Ottawa declaring they prefer the building not be nominated so they would have the option to tear it down. Ms. Wortman felt the building did meet National Register criteria and since listing would not prevent the city from dispensing with the building, it should be nominated. Mr. Bibb moved to table the nomination. The motion died for lack of a second. Mr. Kiene moved to approve the nomination. His motion was seconded by Mrs. Trauer and carried with Mr. Bibb and Professor Sageser voting no.

When the WOMAN'S CLUB of Manhattan came up for consideration, Professor Sageser disqualified himself from voting. Ms. Wortman stated that the property was threatened because the club lacked the monetary resources to support it. Mr. Kiene made the motion to list it on the National Register. It was seconded by Mr. Engstrom. The motion passed with Professor Sageser abstaining.

ST. BENEDICT'S PARISH CHURCH (part of the Benedictine College North Campus Historic Complex in Atchison, nominated at the last meeting) was considered as a separate entity at this meeting because the 30-day notice requirement had not been met by the last meeting. Professor Sageser moved that the building be approved for inclusion in the Benedictine College North Campus Historic Complex. Mrs. Trauer seconded the motion, which passed unanimously.

Mr. Pankratz informed the board that the date for a March meeting would be set as soon as possible. The meeting adjourned at 3:30 p.m.

FEDERAL FY 1980 ALLOCATION

Projects	Amount Requested	Possible Allocations A	Possible Allocations B	Possible Allocations C	Possible Allocations D
01d Dodge City Public Library	\$129,509	\$128,500	\$96,000	\$73,391	
01d Logan County Courthouse	5,000	5,000	5,000	5,000	
01d Watkins National Bank	32,500	--	32,500	32,500	
Lane University	22,609	--	--	22,609	
Friends University	79,750	--	--	--	
Salter House	20,000	--	--	--	
Total	\$289,368	\$133,500	\$133,500	\$133,500	

12-6-79

ACQUISITION AND DEVELOPMENT PROJECTS

Non-Public Buildings

1 Dodge City Public Library

Dodge City, Ford county

Request from Dodge City Arts Council for assistance in purchasing the old library. It is presently used as a private club and would be used as an arts center. Match to be provided by funds raised by applicant. Applicant attended grants conference.

Total cost \$55,000

Federal share \$27,500

Dodge City Public Library

Dodge City, Ford county

Request from Dodge City Arts Council for assistance in rehabilitating exterior and interior for use as an arts center, including roof, gutters, foundation work, window repair, rough-in of utilities, interior floor rehabilitation, etc. Match to be provided by funds raised by applicant. Applicant attended grants conference. (Project could be phased--Phase I total \$108,000)

Total cost \$204,019

Federal share \$102,010

5 Friends University

Wichita, Sedgwick county

Request from the university for assistance in rebuilding the north stair and north and south entrances, and for constructing a south stair to meet code. Match to be provided by the university's funds. Attended grants conference.

Total cost \$159,500

Federal share \$79,750

~~Harvey House~~

~~Florence, Marion county~~

~~Request from Florence Historical Society for assistance in installing storm windows and HVAC, and some exterior painting. Match to be provided by the organization's funds.~~

~~Total cost \$7,160~~

~~Federal share \$3,580~~

4 Lane University

Lecompton, Douglas county

Request from Lecompton Historical Society for assistance in continuing rehabilitation of Lane University. Match to be provided by applicant's cash. Applicant attended grants conference.

Total cost \$45,218

Federal share \$22,609

9
Old Logan County Courthouse

Russell Springs, Logan county

Request from the Butterfield Trail Association for assistance in installing new wood shingle roof. Match to be provided by organization's funds. Applicant attended grants conference.

Total cost \$10,000

Federal share \$5,000

6
Salter House

Argonia, Sumner county

Request from Argonia and West Sumner County Historical Society for assistance in exterior masonry repair, structural stabilization, new electrical system, roof, exterior trim repair and painting. Match to be raised by organization. Staff comment: The building has many structural problems and questionable efforts have been made in the past to solve them. We question whether the application is based on a full understanding and analysis of all the problems.

Total cost \$40,000

Federal share \$20,000

3
Watkins National Bank

Lawrence, Douglas county

Request from Douglas County Historical Society for assistance--installing storm windows. Match to be provided by funds raised by organization and possibly revenue sharing funds. Applicant attended grants conference.

Total cost \$65,000

Federal share \$32,500

REVIEW BOARD TALLY SHEET

Property: Jopuka High School, Jopuka

Motion by Engstrom to APPROVE DISAPPROVE **TABLE**

Seconded by Trauer

Vote

Name	YES	NO	ABSTAIN
Bibb			
Engstrom			
Kiene			
Sageser			
Smith <i>absent</i>			
Snell			
Trauer			

Disposition: APPROVED DISAPPROVED **TABLED**

If disapproved, reasons were: _____

REVIEW BOARD TALLY SHEET

Property: Johnston - Larimer Bldg, Wichita

Motion by Bibb to APPROVE DISAPPROVE TABLE

Seconded by Kiene

Vote

Name	YES	NO	ABSTAIN
Bibb			
Engstrom			
Kiene			
Sageser			
Smith <i>absent</i>			
Snell			
Trauer			

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: notify city would have been eligible prior to demolition

REVIEW BOARD TALLY SHEET

Property: Carey House Historic District, Wichita

Motion by B: W to APPROVE DISAPPROVE TABLE

Seconded by Sageser

Vote

Name	YES	NO	ABSTAIN
Bibb			
Engstrom			
Kiene			
Sageser			
Smith <i>absent</i>			
Snell			
Trauer			

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: state register - pending further study, that it would be part of a district eligible for NR

REVIEW BOARD TALLY SHEET

Property: Old Carnegie library, O'Hawa

Motion by Kiene ~~Bibb~~ to APPROVE DISAPPROVE ~~TABLE~~

Seconded by Trauer

Vote

Name	YES	NO	ABSTAIN
Bibb		X	
Engstrom			
Kiene			
Sageser		X	
Smith <i>absent</i>			
Snell			
Trauer			

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: NR

REVIEW BOARD TALLY SHEET

Property: Woman's Club of Manhattan

Motion by Kiene to APPROVE DISAPPROVE TABLE

Seconded by Engstrom

Vote

Name	YES	NO	ABSTAIN
Bibb			
Engstrom			
Kiene			
Sageser			X
Smith <i>absent</i>			
Snell			
Trauer			

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: NK

REVIEW BOARD TALLY SHEET

Property: St Benedict's Parish Church, Atchison

Motion by Sageser to APPROVE DISAPPROVE TABLE

Seconded by Trauer

Vote

Name	YES	NO	ABSTAIN
Bibb			
Engstrom			
Kiene			
Sageser			
Smith <i>absent</i>			
Snell			
Trauer			

Disposition: APPROVED DISAPPROVED TABLED

If disapproved, reasons were: NR

PROPERTIES TO BE EVALUATED FOR NATIONAL AND/OR STATE REGISTER NOMINATION

PROPERTY	Approved		Disapproved	Tabled
	State	National		
Topeka High School Topeka, Shawnee county				X
Johnston-Larimer Building Wichita, Sedgwick county			X	
Carey House Historic District Wichita, Sedgwick county	X			
Old Carnegie Free Library Ottawa, Franklin county		X		
Woman's Club of Manhattan Manhattan, Riley county		X		
Clapp Manor Wichita, Sedgwick	NOT CONSIDERED			
Powell Homestead rural Republic county	NOT CONSIDERED			
Residence, 405 Birch street Wakefield, Clay county	NOT CONSIDERED			
St. Benedict's Parish Church addition to Benedictine College North Campus Historic Complex Atchison, Atchison county		X		
Bethel A.M.E. Church Leavenworth, Leavenworth county	NOT CONSIDERED			
Free Methodist Church Williamsburg, Franklin county	NOT CONSIDERED			
Judge Nelson Timothy Stephens House, Lawrence, Douglas county	NOT CONSIDERED			

PROPERTIES TO BE EVALUATED FOR NATIONAL AND/OR STATE REGISTER NOMINATION

PROPERTY	Approved		Disapproved	Tabled
	State	National		
Topeka High School Topeka, Shawnee county				X
Johnston-Larimer Building Wichita, Sedgwick county			X	
Carey House Historic District Wichita, Sedgwick county	X			
Old Carnegie Free Library Ottawa, Franklin county		X		
Woman's Club of Manhattan Manhattan, Riley county		X		
Clapp Manor Wichita, Sedgwick	NOT CONSIDERED			
Powell Homestead rural Republic county	NOT CONSIDERED			
Residence, 405 Birch street Wakefield, Clay county	NOT CONSIDERED			
St. Benedict's Parish Church addition to Benedictine College North Campus Historic Complex Atchison, Atchison county		X		
Bethel A.M.E. Church Leavenworth, Leavenworth county	NOT CONSIDERED			
Free Methodist Church Williamsburg, Franklin county	NOT CONSIDERED			
Judge Nelson Timothy Stephens House, Lawrence, Douglas county	NOT CONSIDERED			