

Minutes of Meeting.

Board of Trustees.

Philadelphia, January 12, 1906

A regular monthly meeting of the Board of Trustees of the Fairmount Park Art Association was held at the office of the Secretary, 320 South Broad Street, Philadelphia, at 3.45 o'clock P.M., to-day.

Present: -Mr. Dana, Mr. Cohen, Mr. Weygandt, Mr. Fox, Mr. Steinmetz, Mr. Crawford, Mr. Pepper, Mr. Miller.

In the absence of the President, Mr. Dana was called to the Chair.

The Minutes of the previous meeting were read and approved.

The following communications were received, -

- a) from Mr. Morris, accepting re-election as a Trustee.
- b) from Mr. Pepper, accepting election as a Trustee.
- c) from Mr. Morris, as Chairman of the Committee on Erection of the Japanese Temple Gate, suggesting that, in case the Commissioners of Fairmount Park are unable, or unwilling, to do so, this Association assume the expense of constructing a Japanese garden around the structure presented by Mr. Converse and Mr. Vauclain.
- d) from Prof. Warren P. Laird, of the University of Pennsylvania, urging action by this Association in the interest of securing a suitable site for the new Philadelphia Custom-House.
- e) from Mr. Steinmetz, urging some action in the interest of preserving the old Custom-House building.

The Secretary reported concerning the Annual Meeting of the Association, held on December 18th last, by submitting a copy of the Minutes of that meeting.

On motion, duly seconded, the presentation of all other reports was postponed and the election of Officers for the ensuing year was taken up.

The following officers were nominated, and the nominations were, on motion, duly seconded, closed. There being no opposition, the Secretary was instructed to cast one ballot for the ticket, which was done, and the following were duly declared elected:-

for President:-

John H. Converse,

for Vice-President:-

(vacancy)

for Additional Vice-Presidents:-

Charles C. Harrison LL.D.
Charles E. Dana,
Edgar V. Seeler,

for Treasurer:-

James W. Paul, Jr.

for Secretary:-

Leslie W. Miller.

On motion, duly seconded, Mr. James M. Beck was re-appointed Counsellor of the Association for the ensuing year.

*all officers notified
by letter 1/15/06*

Secretary reported that he had been given to understand by Mr. Jesse T. Vogles, Chief Engineer and Superintendent of Central Park, that the Commissioners of Central Park had no official record of the presentation of the bronze Cannon and Mortar which were temporarily placed beside the Columbus monument in the West Park in 1859, and that he had written to Mr. Vogles on December 21st last making a formal tender of these pieces to the Commissioners on behalf of the Association. A copy of the letter was submitted and approved.

The Secretary reported that, as instructed at the Annual Meeting of this Association letters, signed by the President and by himself had been sent to the United States Senators from Pennsylvania and the National Representatives from Philadelphia, communicating the action taken by the meeting in requesting their support of the movements for the abolition of the present duty on works of Art, and for the preservation of Niagara Falls. A copy of the letter was submitted, as were also the replies received as follows:- from Senators Knox and Penrose, and Representatives Wanger, Butler, McCreary, Moon, Adams, and Bingham. (all but Morrell and Castor)

Letter to Mr. Day 1/16/06
On motion of Mr. Steinmetz, seconded by Mr. Pepper, the thanks of this Board were extended to Mr. Frank Miles Day, for delivering the address at the last Annual meeting of the Association.

The Secretary submitted a draft of a circular letter which it was proposed to issue in the interest of increasing the membership of the Association, and also samples of embossing for the letter-head, the device being the seal of the Association. The draft of the circular letter was approved, with a few suggestions as to changes in the wording, and the Secretary's suggestions for the embossed stationery were also approved.

On motion of Mr. Cohen, duly seconded, the Secretary was authorized to prepare an issue of five thousand of these circular letters, the list to be carefully compiled by a Committee to be appointed by the Chair.

The Chair appointed to serve on this Committee:- Mr. Steinmetz, Chairman, Mr. Crawford, and Mr. Cohen.

notified 1/17/06
The Secretary presented the following bills, which were, on motion of Mr. Cohen, seconded by Mr. Steinmetz, approved:-

Jos. A. Steinmetz. Expenses incurred, Annual Meeting.....	\$ 139.75
L. W. Miller, Sundry " " for the Association....	260.30

On motion of Mr. Crawford, duly seconded, the following was adopted:-

RESOLVED-that the communications from Prof. Laird and Mr. Steinmetz be referred to the Committee on Works of Art with the request that the Committee act first for the preservation of the old Custom-House, and second, for the location of the new Custom-House in a way to begin a group of public buildings; and with the further request that the Committee invite the co-operation of other Associations and of individual citizens interested in the matter.

Letter to Mr. Day 1/16/06
Mr. Cohen, as Secretary of the Committee on Monumental Memorial reported that the Fidelity Trust Co., Trustee, through Mr. W. P. Gest, Vice-President

had notified the Committee that an arrangement had been concluded whereby the American Surety Co. had agreed to an examination of the plaster model of the statue of General McClellan by Paul W. Bartlett without prejudice to the existing suit. He also reported that the Committee had been called to meet in New York on January 25, the result of the meeting to be announced to this Board in due course.

Mr. Cohen, as Secretary of the Committee on Works of Art reported the meeting of the Committee held at the Baldwin Locomotive Works, January 10, 1906, following an inspection of the finished bronze statue of Matthias W. Baldwin by Herbert Adams, with the following resolution, for which the Committee asked favorable consideration by this Board:

"RESOLVED-that the Committee on Works of Art approves the statue submitted for inspection to-day, and recommends to the Board of Trustees that its approval be so recorded, and further, that Mr. Adams' request for an additional payment of \$2,000., requested in his letter of January 2, 1906, be authorized."

The report was adopted, and the recommendation approved.

Mr. Cohen, as Chairman of the Auditing Committee reported that the Annual Report of the Treasurer, Mr. James W. Paul, Jr. had been examined, audited, and found correct. The Committee, consisting of Mr. Justice (who was unable to be present), Mr. Morris, and Mr. Cohen, also examined and approved of the securities, mortgages, insurance policies &c. belonging to the Association.

Through Mr. Cohen, the Treasurer reported the investment on December 18, 1905 by purchase of City of Philadelphia 3 1/2% Bonds, due 1934 at 102-1/8 ex interest, amounting to \$16,340. On motion of Mr. Weygant this was approved.

Mr. Cohen, as Secretary of the Committee on Works of Art reported the meeting of the Committee held in New York December 19, 1905, following an inspection of the sketch model of a mounted Cow-Boy, submitted by Mr. Frederic Remington, with the following resolution, for which the Committee asked favorable consideration by this Board:-

"RESOLVED-that the Committee on Works of Art approves the sketch-model of a mounted Cow-Boy submitted for its inspection to-day by Mr. Frederic Remington, and recommends that the contract for the finished work be awarded to Mr. Remington on the terms recommended in his communication of April 12th, 1905."

The report was accepted, and on motion, duly seconded, the following was adopted:-

RESOLVED-that the Committee on Works of Art be instructed to prepare a form of contract between the Fairmount Park Art Association and Mr. Frederic Remington in accordance with his communication to the Chairman of the Committee, Mr. L. W. Miller, of date April 12, 1905, to cover the preparation and completion in bronze of a statue of a mounted Cow-Boy for the sum of \$20,000., payments to be made in sums no greater than \$4,000. in any one calendar year, said form of contract, after approval by the Counsellor of the Association, to be submitted to Mr. Remington, and before the final signature of the papers, the same

Letter to Baldwin Locomotive Works 1/23/06

Letter to Mr. Remington 1/15/06

4.
to be approved by this Board.

The meeting was then adjourned,

Leslie W. Miller
Secretary.

A meeting of the Board of Trustees was duly called for Friday,
February 9, 1906 at 3.45 o'clock P.M., but no quorum was
present and no business was transacted.

Leslie W. Miller
Secretary.

Minutes of Meeting.

Board of Trustees.

March 9, 1906.

A regular monthly meeting of the Board of Trustees was held at the office of the Secretary, 320 South Broad Street, Philadelphia at 3.45 o'clock P.M. to-day.

Present:-Mr. Dana, Mr. Cohen, Mr. Fox, Mr. Hetherington, Mr. Steinmetz, Mr. Crawford, Mr. Miller. In the absence of the President, Mr. Dana occupied the Chair.

The minutes of the previous meeting were read and approved.

Communications explaining absence were received from Mr. Weygandt and Mr. Pepper. Communications explaining absence from the February meeting were presented from Mr. Weygandt, Mr. Converse, Mr. Seeler, and Mr. Fox.

Communications were received from Mr. Converse as President, Mr. Seeler as Vice-President, accepting re-election for the current year, and from Mr. Beck as Counsellor, accepting re-appointment.

The following communications were also received:-

- a) from Mr. Fox (2/9/06) reporting progress as Chairman of the Committee on Revision of Charter and By-Laws.
- b) from Geo. B. McClellan, Mayor of New York City (through Wm. A. Willis, Secretary) (1/30/06) stating that as the model had been removed from the bronze foundry where it had been inspected by the Committee on Monumental Memorial, he had been unable to inspect the model of the statue of Gen'l McClellan by Paul W. Bartlett.
- c) from Frederic Remington, (1/16/06) asking for an advance payment on account of the Cow-boy statue. A copy of the Secretary's reply (1/19/06) was submitted, stating that this would be in violation of the custom of this Association in such cases.
- d) from Frederic Remington, (1/20/06), in reply to the above, stating that he would begin the work and await the contract, also expressing his intention of pushing the work to a speedy completion.
- e) from Beck & Robinson, (3/7/06) enclosing draft of the contract with Mr. Remington.

The draft was read and after a full discussion it was agreed to rewrite Section III. as follows, and the contract was referred back to the Committee on Works of Art with instructions to submit the same to the Counsellor, and to report his opinion at the next meeting of this Board.

"Section III. The price to be paid to the said Remington and accepted by him in full payment of the said statue, including the base, is \$19,500. lawful money of the United States, in the sums and at the times following:-

" \$3,500. when the working model is completed.

" 4,000. when the full-sized model is approved and accepted, provided, however, that said payment be made not sooner than one year from last payment.

- " \$4,000. when statue in bronze is cast and approved, provided,
 " however, that said payment be made not sooner than one year
 " from last payment.
 " 4,000. when statue shall have been placed in Fairmount Park
 " and accepted as complete, provided, however, that said
 " payment be made not sooner than one year from last
 " payment.
 " 4,000. being the final payment, one year from ~~the~~ payment made
 " preceding, -or on the acceptance of the statue complete
 " in place."

The Secretary read a letter from the Pennsylvania Company for Insurances on Lives and Granting Annuities, executors of the estate of J. Dundas Lippincott, deceased, announcing the gift to the Association of the statuary and fountain that had formerly stood in the grounds of the Dundas mansion at Broad & Walnut Streets, Philadelphia, and further a bequest of \$5,000. to the Association. On motion, the Secretary was authorized to accept the gift and bequest with a proper expression of appreciation from the Board that the testator, Mr. Lippincott, so greatly honored as a citizen, had recognized the work of this Association and of its efforts toward the adornment of the Park and city.

It was further ordered that to the Committee on Works of Art should be entrusted the duty of receiving and caring for the statuary and fountain referred to.

Mr. Miller reported that as Chairman of the Committee on Works of Art he had, accompanied by Mr. Dana, and by Mr. E. L. Walker who has had supervision of the work of erecting the Japanese Temple-Gate, representing the donors, ~~he had~~ visited and inspected the building as completed, and had written to Mr. Converse on 2/3/06 (see P. 291 of letter-book), approving of the work on behalf of that Committee, and recommending that Mr. Sano, the former owner of the building and contents, be invited to delegate some one to confer with Mr. Barber, the Curator of Memorial Hall, regarding the proper installation of the contents of the Temple-Gate, which are to be deposited in Memorial Hall until such time as the Park Commission shall make provision for caring for them. (Mr. Converse's reply, 2/5/06, was also submitted.)

On motion, duly seconded, the following two resolutions were adopted:-

RESOLVED -that James W. Paul, Jr. be and is hereby appointed as an Attorney

in fact for this Association, for us and in our name and stead to appear in the office of the Recorder of Deeds in the County of Philadelphia or elsewhere, and to acknowledge and enter satisfaction on the margins of the record of any and all mortgages now belonging to, or which may hereafter at any time belong to the Fairmount Park Art Association; and this power to remain in force for the term of one year from the date of this meeting: and be it further

RESOLVED -that the Power of Attorney embodying this resolution in the form presented at this meeting be executed, in the absence of the President, by the Vice-President of this Association to the said James W. Paul Jr., as the Attorney in fact for the Association, under its corporate seal and attested by the Secretary.

The Secretary reported that as the Park Commissioners had no official record of the presentation to them of the bronze Spanish cannon and mortar placed by this Association beside the ~~EXX~~ Columbus

Letter to Penna Co
5-4-06

monument in the West Park in 1899, ~~xx~~ he had written to Jesse T. Vogdes, Chief Engineer and Superintendent on 12/21/1906 (letter-book p 223) making a formal tender on behalf of this Board. On motion, duly seconded, this action of the Secretary was approved.

The Secretary presented the Minutes of the Annual Meeting held December 18 last.

The Secretary presented a list of members in arrears for dues for two or more years, and it was, on motion, duly seconded,

RESOLVED-that in accordance with articles VI and XIII of the By-Laws, the Secretary be authorized to strike from the list the names of such members as are in arrears and as in his judgment may be considered proper.

The Secretary reported that he had presented to the Historical Society of Pennsylvania and to the Penna. Academy of the Fine Arts, bound volumes of the Reports of this Association, making their sets complete to date.

The following ~~xxxxxx~~ preamble and two resolutions, moved by Mr. Cohen and seconded by Mr. Hetherington, were unanimously adopted:-

WHEREAS the Fairmount Park Art Association was founded in the year 1871, at which time Henry K. Fox, Esq. was one of the original members, as also one of those signing articles of incorporation, continuing to be a member of the Board of Trustees to the present time, devoting to the Association his best efforts toward the development of its scope and usefulness, therefore be it

RESOLVED-that on this approaching 35th anniversary of its foundation, the Board of Trustees of the Fairmount Park Art Association extends to Mr. Fox a message of congratulation, to which is added the earnest hope that he may always continue his interest in the work with which he has been so long identified, and be it further

RESOLVED by virtue of the privilege granted in the By-Laws, and in recognition of his continuous services to the Association, that the name of Henry K. Fox be added to the list of Honorary Members of the Fairmount Park Art Association.

Both Mr. Cohen and Mr. Hetherington spoke feelingly in behalf of these resolutions rehearsing the nature and extent of Mr. Fox's services to the Association, to which Mr. Fox, on the adoption of the resolutions, made a fitting response.

On motion of Mr. Crawford, duly seconded, the Chairman of the Committee on Works of Art was requested to represent this Association at a hearing on the Fairmount Park Parkway to be held at City Hall on the 19th inst.

On behalf of the Committee on Monumental Memorial, Mr. Cohen presented a copy of the Minutes of the meeting of that Committee held in New York on January 25, 1906, at the Henry-Bonnard Bronze Works, to inspect the model of the McClellan statue by Paul W. Bartlett. (for these minutes in full, see Committees' file under S.) The resolution as adopted by the Committee was confirmed by the Board, on motion. Mr. Cohen further stated that the receipt of this resolution had been acknowledged by Mr. Bartlett, Paris, February 15, in which letter Mr. Bartlett stated that he was coming to America in March to complete the statue. Mr. Cohen read a letter that he purposed sending

to Mr. Bartlett in reply, which, on motion, was approved. The letter stated positively that if Mr. Bartlett did not return at once to America and complete his commission, the Committee would recommend to the Trustee that no further delay be considered.

Mr. Cohen further reported that Mr. Boese had notified him that he was no longer Mr. Bartlett's attorney.

As Secretary of the Committee on Works of Art, Mr. Cohen reported that the bond furnished by Mr. Herbert Adams in connection with the Baldwin Memorial had been returned to him, as the work was completed.

On motion of Mr. Crawford, duly seconded, the Secretary was requested to send a copy of the minutes of the previous meeting to each member of this Board at least two days before each meeting, coupled with a reminder of the meeting.

The Secretary reported that he had on February 12 sent to Mr. Remington a warrant for \$500. covering the payment due him for making the sketch-model of the Cow-boy statue, already approved by this Board.

The Secretary presented a bill for expenses incurred for the Association, amounting to \$122.83, and warrants in payment of the same, which were approved and signed by the Chair.

The revised draft of the circular letter in the interest of increasing the membership of the Association which had been approved at the January meeting of this Board was again discussed and approved, with the understanding that it should not occupy over one page as issued.

The meeting was then adjourned,

L.W. Miller

Secretary.

Minutes of Meeting.

Board of Trustees.

April 27, 1906

The regular monthly meeting of the Board of Trustees was held at the office of the Secretary, 320 South Broad Street at 3.45 o'clock P.M. to-day.

Present:-Mr. Converse (in the Chair), Mr. Dana, Mr. Fox, Mr. Cohen, Mr. Justice, Dr. MacAlister, Mr. Weygandt, Mr. Pepper, Mr. Miller.

The reading of the minutes of the previous meeting was dispensed with, as copies had already been sent to each member of this Board.

Communications explaining absence were received from Mr. Seeler, Mr. Hetherington, Mr. Steinmetz, Mr. Warren.

The following communications were also received:-

- a) from Mr. Beck, as Counsel, submitting with his official approval, the form of contract with Mr. Remington for the Cow-Boy statue (letter of 3-22-06)
- b) from Frederic Remington (3-4-06) asking for the present status of the matter of the contract. (The Secretary stated that he had advised Mr. Remington that the matter would have the attention of the Board at this meeting.)

On motion, duly seconded, the form of contract as submitted at this meeting was approved, and the President and the Secretary were authorized to execute the same with Mr. Remington.

On motion) of Mr. Cohen, duly seconded, the matter of filling in the blanks in the contract (dates) and also the matter of attending to the insurance of the work ~~be~~^{was} referred to the Committee on Works of Art with power to act.

- c) from the Penna Co. (3-19-06 and 4-16-06) relating to the transfer to this Association of the statues bequeathed by the late J. Dundas Lippincott, as also to the bequest of \$5,000. which had been received and turned over to the Treasurer.

On motion of Mr. Cohen, seconded by Mr. Weygandt, it was voted to add the bequest of \$5,000. from the estate of the late J. Dundas Lippincott to the Permanent Fund of the Park Branch, unless some provision of the will is found to conflict with this.

- d) from James M. Beck, 4-3-06 suggesting that the Association might adopt the policy of tendering membership, subject to acceptance as a means of increasing its membership rolls.

The suggestion contained in Mr. Beck's letter was referred to the Committee on issuing of the circular letter in the interest of increasing the membership list.

- d) from the Public Art League of the United States, urging that this Association take part in securing from the present Congress the establishment of a National Advisory Board of Civic Art.

Mr. Fox, for the Committee on Revision of Charter and By-Laws presented the following Report:-

April 27, 1906

"To the Trustees of the Fairmount Park Art Association:-

"Your Committee which was appointed to revise the charter and by-laws begs leave to report:

"That at the inception of their labors, they were confronted with the fact that an amendment to the charter was applied for in the year 1893. It is apparent from the proceedings of the Court that the matter was duly proceeded with up to the time of the entry of the final decree. This decree provided that the application and certificate should be properly recorded, and that thereupon the amendment should be a part of the charter ~~xxxx~~ and organization of the Association. The certificate, however, was mislaid, and was never recorded, and therefore, the amendment never became effective as a feature of the charter. Diligent search was made and persistently followed in many directions, but the original paper was never found. The Committee, however, came into possession of the manifold copy of the original application, which disclosed the fact that the desired amendment consisted in adding in the second section of the charter, after the description of Fairmount Park, in the City of Philadelphia, the words 'and said City'.

"Your Committee, in view of these considerations, addressed themselves to a proper method of amending the charter of the Association, by broadening its scope and province, so that it should ultimately become the center of combined efforts to embellish and adorn the parkways and public places in the City of Philadelphia, and to promote and foster all that should make the City beautiful. Frequent conferences were held with the counsel of the Association, who have finally prepared the draft of an application to be made to the Court, embodying, as nearly as it can adapt them, the views that have been submitted looking to the accomplishing of the above objects.

"Your Committee herewith present the letter of Messrs. Beck & Robinson, of counsel for the Association, submitting a proper resolution to be passed by the Board of Trustees, and a resolution to be passed by the Association itself, together with the drafted application to be made to the Court, and they recommend its adoption.

"Your Committee has also had under consideration the revision of the By-Laws, and herewith submit a proposed form of by-laws, which they recommend should, if approved by the Board, be enacted in the usual and legal manner. " (original report is filed under "F" in the

box-file of the Committee on Revision of Charter and By-Laws)

On motion of Mr. Cohen, seconded by Mr. Weygandt the Report was accepted, and the recommendations approved, and the following preamble and resolution, which accompanied the report, were adopted.-

WHEREAS, The Fairmount Park Art Association was incorporated under the Act of the Legislature of the State of Pennsylvania, approved the 2d day of February, A.D. 1872, for the purpose of accumulating a fund which shall be devoted to and expended in adorning Fairmount Park in the City of Philadelphia with statues, busts, and other works of art, either of a memorial nature or otherwise";

AND WHEREAS, application was made by the Fairmount Park Art Association to the judges of the Court of Common Pleas No. 1. ^{of December term 1892} No. 1162 for the purpose of amending its charter so "that the objects of the said corporation shall be the accumulation of a fund by means of annual contributions of small fixed sums of money by the members thereof, and by legacies, donations, &c., which fund, or the interest thereon,

shall be devoted to and expended in adorning Fairmount Park in the City of Philadelphia, and said City, with statues, busts and other works of art, ~~xxxxxxxxxxxxxxxxxxxx~~ either of a memorial nature or otherwise"; which said application, after being duly advertised, was granted by the said Court of Common Pleas No. 1 on the 27th day of March, A.D. 1893, and the said Court ordered and decreed that "Upon the recording of said certificate with its endorsements and this decree in the office of the Recorder of Deeds in and for said County, which is now hereby ordered, the said improvements, amendments or alterations shall be deemed and taken to be a part of the charter of the Fairmount Park Art Association";

AND WHEREAS, the said original application and decree has been lost and was never recorded, whereby the said Association has been advised by its counsel that the amendments applied for have not become effective;

AND WHEREAS, it is desirable that the power and the scope of this Association shall be extended so that it shall include not only the adornment of Fairmount Park, but also that its power should be so extended that it should include the adornment of the City of Philadelphia, its streets, avenues, parkways, and public places; and the promotion and fostering of the beautiful in the City of Philadelphia, in its architecture, improvements, and general plan;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees do hereby recommend to the members of this Association that an amendment to its charter should be applied for, so that the object and purpose of the Association should read substantially as follows:-

"That the objects of the said corporation shall be the accumulation of a fund, by means of annual contributions of fixed sums of money by the members thereof, and by legacies, donations, et cetera, which fund, or the interest thereon, shall be devoted to and expended in adorning Fairmount Park, and the streets, avenues, parkways and public places in the City of Philadelphia with statues, busts, and other works of art, either of a memorial nature or otherwise; and to promote and foster the beautiful in the City of Philadelphia, in its architecture, improvements and general plan."

AND BE IT FURTHER RESOLVED, that the Secretary be authorized and directed to transmit to the members of the Association at their next meeting a copy of this resolution and its preambles.

On motion of Mr. Pepper, seconded by Mr. Weygandt it was RESOLVED, that the revision of the By-Laws be deferred until the amendments to the Charter have been secured.

On motion of Dr. MacAlister, seconded by Mr. Dana, the Secretary was instructed to secure 30 signatures of members to the call for a special meeting of the Association to take action regarding the proposed amendments to the Charter, and he was given power to fix the date of such a meeting.

Mr. Cohen, for the Committee on Monumental Memorial submitted the correspondence ~~xxxxxxxxxxxxxxxxxxxx~~ regarding the contracts with Messrs. Ward and Bartlett which he had had with the Trustee, Mr. Wm. P. Gest, Mr. Coates, Mr. Bartlett, and Mr. Beck, Counsel for the Association, and offered the following, which was seconded by Mr. Dana, and adopted.

WHEREAS, the Board of Trustees, of the Fairmount Park Art Association, has received a communication from William P. Gest, Esq., Vice-President Fidelity Trust Co., Trustee of the Monumental Memorial under the will of Richard Smith, deceased, * in which the attention of this Board is called to the fact that the contract between the Trustee and Mr. J. Q. A. Ward of New York for the equestrian statue of General Hancock provided that in case of the death of Mr. Ward the commission devolves upon Mr. Paul W. Bartlett, and further, under the present condition of Mr. Ward having failed to complete any of the provisions of his contract beyond the submission of his original sketch model, the Trustee asks for an "expression of their opinion as to whether notice should not be given by the Trustee to Mr. Ward, definitely cancelling his contract on account of the non-performance of his obligations thereunder," and, further, "in view of the fact, also, that suit has been brought by the Trustee against Mr. Bartlett for the non-execution of ~~xxxxxxxxxxxx~~ the statue of General McClellan: therefore be it

RESOLVED, that this Board has carefully considered the question submitted, and while disclaiming any power or responsibility in the matter of the cancellation of the contract, desires to express its opinion at this time that if Mr. J. Q. A. Ward has failed to carry out his contract and the attorney for the Trust Company is of opinion that it can for this or any reason be legally cancelled, the Board of Trustees of the Fairmount Park Art Association is then of opinion that as matter of policy it should be cancelled so that a new contract could be executed with another sculptor.

*Letter to Mr. Wm. P. Gest
4/26/06*

* this letter was submitted at the meeting by Mr. Cohen, and is in his files, as Secretary of the Committee.

Mr. Converse reported that the Baldwin Statue had been erected and was ready for the unveiling, and submitted a general plan of the ceremonies of the unveiling, which included an address by some representative of this Association.

On motion of Dr. MacAlister, duly seconded, the suggestions made by Mr. Converse were approved and the matter of the duty of this Association in connection with the unveiling ~~was~~ referred to the Committee on Works of Art.

Mr. Cohen, for the Treasurer, submitted a report showing the aggregate in all funds of the Association at the present time to be \$137,567.59, and giving a summary of investments. (for the report in detail see letter-file, this date under P.)

The following bills were presented by the Secretary, and approved, and warrants in payment of the same were countersigned by the Chair.

Bureau Brothers, (4-6-06) Marking with the seal of the Association, 18 of the works of art presented to park and city.....\$ 111.

Bond Company (3-5-06) Stationery (for circular letters &c)..... 148.

L.W. Miller, for expenses incurred for the Association. 398.37

The meeting was then adjourned,

Leslie Miller

Secretary.

SPECIAL MEETING of the membership of the FAIRMOUNT PARK ART ASSOCIATION.

In response to a call, signed by thirty members of the Association (in accordance with the provision of the By-Laws) (for these signatures see the file of the Committee on Revision of Charter and By-Laws, under "C",) the following notice was mailed to all members of the association on

May 8th, 1906, and due notice of the meeting was given in three daily papers of the City on Tuesday morning, May 15th. (Press, Ledger, Record.)

" Fairmount park Art Association, 320 South Broad Street, Philadelphia.

" A special meeting of the Association to consider a proposed amendment to the Charter by which the purposes of the Association shall be so extended as to include the adornment of 'the streets, avenues, parkways and public places of the City', and the promotion and fostering of 'the beautiful in the City of Philadelphia, in its architecture, improvements and general plan'; will be held at this office on Friday, May 18th at 4 o'clock P.M. A full attendance is desired.

"

LESLIE W. MILLER, Secretary.

"May 8, 1906."

In accordance with the above notice, a meeting of the Association was held at the office of the Secretary, 320 South Broad Street, Philadelphia on the afternoon of Friday May 18th, 1906 at 4 P.M.

A quorum of thirty members was present. In the absence of the President, Vice-President Dana occupied the Chair.

The object of the meeting was stated by the Chair, and the following preamble and resolution, adopted by the Board of Trustees at the meeting of April 27th, 1906, was then read by the Secretary:-

"WHEREAS, the Fairmount Park Art Association was incorporated under the Act of the Legislature of the State of Pennsylvania, approved the 2d day of February, A.D. 1872, for the purpose of accumulating a fund which 'shall be devoted to and expended in adorning Fairmount Park in the City of Philadelphia with statues, busts and other works of art, either of a memorial nature or otherwise';
"AND WHEREAS, application was made by the Fairmount Park Art Association to the Judges of the Court of Common Pleas No. 1 for the City and County of Philadelphia, of December Term, 1892, No. 1162 for the purpose of amending its charter so 'that the objects of the said corporation shall be the accumulating of a fund by means of annual contributions of small fixed sums of money by the members thereof, and by legacies, donations, etc., which fund, or the interest thereon, shall be devoted to and expended in adorning Fairmount Park in the City of Philadelphia, and said city, with statues, busts and other works of art, either of a memorial nature or otherwise'; which said application after being duly advertised, was granted by the said Court of Common Pleas No. 1 on the 27th day of March A.D. 1893, and the said Court ordered and decreed that 'Upon the recording of said certifi-

"cate with its endorsements and this decree in the office of the Recorder of Deeds in and for said County, which is now hereby ordered, the said improvements, amendments or alterations shall be deemed and taken to be a part of the Charter of the Fairmount Park Art Association;

"AND WHEREAS, the said original application and decree has been lost and was never recorded, whereby the said Association has been advised by its Counsel that the amendments applied for have not become effective;

"AND WHEREAS, it is desirable that the power and scope of this Association should be so extended that it should include the adornment of the City of Philadelphia, its streets, avenues, parkways and public places; and the promotion and fostering of the beautiful in the City of Philadelphia in its architecture, improvements and general plan;

"NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees do hereby recommend to the members of this Association that an amendment to its Charter should be applied for, so that the object and purpose of the Association should read substantially as follows:-

" 'That the objects of the said corporation shall be the accumulation of a fund by means of annual contributions of fixed sums of money by the members thereof, and by legacies, donations et cetera, which fund, or the interest thereon, shall be devoted to and expended in adorning Fairmount Park, and the streets, avenues parkways and public places in the City of Philadelphia with statues, busts and other works of art, either of a memorial nature or otherwise; and to promote and foster the beautiful in the City of Philadelphia, in its architecture, improvements and general plan.'

"AND BE IT FURTHER RESOLVED, that the Secretary be authorized and directed to transmit to the members of the Association at their next meeting a copy of this resolution and its preambles. "

General Wagner offered the following preamble and resolutions, and spoke

in explanation and support of them. They were duly seconded by Mr.

Weygandt, and unanimously adopted. -

WHEREAS, the Fairmount Park Art Association was incorporated under the Act of the Legislature of the State of Pennsylvania approved the 2d day of February, A.D. 1872, for the purpose of accumulating a fund which "shall be devoted to and expended in adorning Fairmount Park in the City of Philadelphia with statues, busts and other works of art, either of a memorial nature or otherwise";

AND WHEREAS, application was made by the Fairmount Park Art Association to the Judges of the Court of Common Pleas No. 1 for the City and County of Philadelphia, of December Term, 1892, No. 1162 for the purpose of amending its charter so "that the objects of the said corporation shall be the

accumulation of a fund by means of annual contributions of small fixed sums of money by ~~xxxx~~ the members thereof, and by legacies, donations etc., which fund, or the interest thereon, shall be devoted to and expended in adorning Fairmount Park in the City of Philadelphia, and said city, with statues, busts and other works, of art, either of a memorial nature or otherwise" which said application, after being duly advertised, was granted by the said Court of Common Pleas No. 1 on the 27th day of March A.D. 1893, and the said Court ordered and decreed that "Upon the recording of said certificate with its endorsements and this decree in the office of the Recorder of Deeds in and for said County, which is now hereby ordered, the said improvements, amendments or alterations shall be deemed and taken to be a part of the Charter of the Fairmount Park Art Association";

AND WHEREAS, the said original application and decree has been lost and was never recorded, whereby the said Association has been advised by its Counsel that the amendments applied for have not become effective;

AND WHEREAS, it is desirable that the power and the scope of this Association shall be extended so that it shall include not only the adornment of Fairmount Park, but also that its power should be so extended that it should include the adornment of the City of Philadelphia, its streets, avenues, parkways and public places; and the promotion and fostering of the beautiful in the City of Philadelphia, in its architecture, improvements and general plan;

NOW, THEREFORE, BE IT RESOLVED, that this Association apply to the Court of Common Pleas No. 1. of Philadelphia County for an amendment to its Charter, so that the object and purpose of the Association shall read substantially as follows:-

"That the objects of the said corporation shall be the accumulation of a fund by means of annual contributions of fixed sums of money by the members thereof, and by legacies, donations et cetera, which fund, or the interest thereon, shall be devoted to and

expended in adorning Fairmount Park, and the streets, avenues, parkways and public places in the City of Philadelphia with statues, busts, and other works of art, either of a memorial nature or otherwise; and to promote and foster the beautiful in the City of Philadelphia, in its architecture, improvements and general plan."

AND BE IT FURTHER RESOLVED, that the President and Secretary of this Association, in the name of the Association, shall forthwith apply to the Court of Common Pleas No 1. of Philadelphia County, for such an amendment.

The meeting was then adjourned,

L. W. Miller
L. W. Miller

Secretary.

A special meeting of the Board of Trustees of the Fairmount Park Art Association was held at the office of the Secretary, 320 South Broad Street at half past three o'clock to-day.

Present:-Mr. Converse (in the Chair), Mr. Fox, Mr. Weygandt, Mr. Cohen, Mr. Steinmetz, Mr. Pepper, Mr. Miller.

The ~~Secretary~~^{Chairman} stated that the meeting had been called to take action regarding the deposit of the Association with the Real Estate Trust Co., now in the hands of a receiver; and regarding the matter of endorsement by this Association of a history of Fairmount Park by Mrs. George B. Young. A copy of the call for the meeting was also submitted.

A letter from Mr. Cohen, for the Finance Committee, giving the approval of the following members of that Committee-Mr. Fox and Mr. Weygandt,- to the recommendations of the receiver, and

a copy of the letter of Receiver George H. Earle Jr. to the creditors of the Real Estate Trust Company were submitted by the Secretary.

Mr. Cohen also reported orally the recommendation of the Finance Committee that the assent of this Board be given to the plan of reorganization as proposed, and, on motion of Mr. Steinmetz, seconded by Mr. Weygandt, the recommendation of the Committee was accepted.

On motion of Mr. Weygandt, seconded by Mr. Pepper, it was

RESOLVED, that the proper officers of this Board be and hereby are authorized to assent to the plan of reorganization and adjustment proposed by the Receiver of the Real Estate Trust Company, for and on behalf of the Fairmount Park Art Association, for any moneys deposited by this Association.

The following resolution was offered by Mr. Cohen, seconded by Mr. Fox, and was unanimously adopted:-

RESOLVED, that power be given to the Finance Committee to sell the preferred stock in the reorganized Real Estate Trust Company, taken in part payment of the claims of the Association, at such times and on such terms as may seem best in the judgment of that Committee.

A history of Fairmount Park by Mrs. George B. Young, in manuscript, was presented, and the Chair stated that it was the author's desire, before publication, to have the work receive the endorsement of this Association.

On motion of Mr. Weygandt, duly seconded, the Secretary was instructed to prepare a letter to Mrs. Young, expressing the appreciation of this board of the purpose of the book and the spirit in which it was written.

The meeting was then adjourned

Ledia Miller

Secretary.

Minutes of Meeting. Board of Trustees. November 9, 1906

Regular meeting of the Board of Trustees, Fairmount Park Art Association, was held at the office of the Secretary, 320 South Broad Street, at 3.45 o'clock P.M. to-day.

Present:—Mr. Dana, Mr. Warren, Mr. Cohen, Mr. Morris, Dr. MacAlister, Mr. Steinmetz, Mr. Crawford, Mr. Seeler, Mr. Miller. In the absence of the President, Mr. Dana occupied the Chair.

The minutes of the last two meetings of this Board (April 27 and September 25) copies of which had been sent to every member, were approved.

Communications explaining absence were received from Mr. Converse, Mr. Fox and Mr. Weygandt.

A communication from Mr. Fox (November 7) was presented, stating that application to the courts for the amendments to the Charter has been duly made, and the final decree, granting the amendments is expected the latter part of the present month.

Mr. Miller, as Chairman of the Committee on Works of Art, reported that the contract with Mr. Remington for the execution of the Cow-Boy statue had been duly signed, sealed and executed in the form authorized by this Board at the meeting of April 27, and submitted a letter from Mr. Remington (May 19) acknowledging receipt of a copy of the contract.

A communication from Charles C. Harrison LL.D. presenting his resignation as Vice-President of the Association was presented, together with a copy of the Secretary's acknowledgment, promising the attention of this Board to the matter at this meeting.

On motion, duly seconded, the resignation of Mr. Harrison was accepted with regret.

The Secretary reported the sending of a letter to Mrs. George B. Young, as authorized at the meeting of this Board held on September 25 and in a form approved by the members in attendance at that meeting, to whom it had been submitted, and presented a copy of the letter as sent. A communication from Mrs. Young, acknowledging its receipt was also presented.

The Secretary presented a communication from the Pennsylvania Company, giving formal notice of the bequest to the Association by the will of the late J. Dundas Lippincott of the fountain and statuary formerly in the garden of the Dundas mansion at Broad & Walnut Streets, also the sum of five thousand dollars, all as a memorial to his grand-uncle James Dundas.

On motion of Mr. Cohen, duly seconded, both James Dundas, and J. Dundas Lippincott were made ~~Perpetual~~ Perpetual Members of this Association "In Memoriam". (Park Branch.)

Two letters from Mr. James M. Beck were presented (October 31 and November 7) suggesting that this Association take steps to assist the movement for an art gallery for the city.

Letter to Mr. Harrison
11/14/06

Letter to Mr. Beck
11/14/06

The proposition in Mr. Beck's letters was discussed by Dr. MacAlister and Mr. Warren. Dr. MacAlister warmly advocated the proposition made by Mr. John G. Johnson regarding the location of the art gallery at Broad & Pine Streets.

Mr. Cohen advocated making this matter the subject of the Annual Meeting, and on his motion, duly seconded, this suggestion was ordered to be referred to the Committee to be appointed to arrange for the coming Annual Meeting of this Association, with the recommendation that, before definite arrangements for the meeting are made, President Converse be asked to confer with Mr. Johnson and Mr. Widener; and, on Mr. Cohen's motion, duly seconded a sum, not to exceed one thousand dollars (\$1,000.) was placed at the disposal of the Committee on Annual Meeting for the furtherance of this project

Dr. MacAlister reported a recent visit to Mr. Ward's studio, and his own great satisfaction at the promise of the Hancock equestrian statue for the Monumental Memorial on which Mr. Ward is at present engaged.

Mr. Cohen submitted the following-

" Mr. President and Members of the Board of
 " Trustees:-
 " Mrs. Mary McHenry Cox, an honorary member of the Fair-
 " mount Park Branch of this Association, died on November 3, 1906.
 " In the years 1872 and 1873, a sum of money had been raised
 " by a committee of influential citizens for the purpose of
 " erecting a memorial to General George Gordon Meade, Philadel-
 " phia's greatest soldier, -its management, by request, being
 " undertaken at that time by the Fairmount Park Art Association.
 " For several years the fund showed but slight increases, when in
 " 1877, stimulated by a strong appeal in the Secretary's report
 " of that year, a committee of the Board of Trustees invoked the
 " aid of Miss Mary McHenry, who immediately established the
 " 'Women's Auxiliary Committee, Meade Memorial' over which she
 " ably presided, and under whose energetic procedure the necessa-
 " funds were obtained. On October 18, 1887, the statue in bronze,
 " suitably mounted on a granite pedestal and placed near Memori-
 " Hall, Fairmount Park, was unveiled with imposing ceremonies.
 " In recognition of this invaluable work, the Board created
 " Miss McHenry an honorary member, and it is now desired to put
 " upon record its sense of deep regret at the passing away of t
 " distinguished woman, identified for more than a generation
 " with the interests of this Association and with many other
 " good works leading to the welfare of Philadelphia and its
 " citizens".

On motion of Mr. Cohen, seconded by Mr. Warren it was

RESOLVED- that this Minute be entered of record to be published in the forthcoming Annual Report and that the same be inserted in the daily papers of Philadelphia.

The Secretary reported that the plan of re-organization of the Real Estate Trust Company, to which this Board assented at the meeting of September 25, had become operative and that he had turned over

✓ Letter to Mr. Johnson
 11/14/06

✓ copy of this minute sent to Jas. McHenry Esq 11/14/06
 ✓ copies sent to papers to be published 11/14/06

to the treasurer the whole amount standing to the credit of the Association on the books of the company, as follows:-

cheque.....	\$ 1,198.29
preferred stock....	2,300.
pref'd stock scrip.	96.58
	<u>\$ 3,594.87</u>

Letters from the Treasurer (October 16 and November 8), acknowledging receipt, first of ^{notice of} the amount due, and second of the remittance as above, were presented. The Treasurer's second letter stated that he was holding stock and scrip pending action of the Finance Committee to whom its disposal was referred by this Board at the meeting of September 25.

Mr. Warren called attention to the condition of the Baldwin statue and expressed the hope that something might be done to prevent the soiling of the monument by loungers &c. The matter was referred to the Committee on Works of Art.

Mr. Crawford asked whether the funds of the Association would warrant the making of a plaster model of the proposed improvement to the banks of the Schuylkill. Discussion developed the feeling that the time was opportune to give prominence to the discussion of this subject, but that the large drawing made by Prof. Cret and Mr. Zantzinger was probably a sufficiently definite expression of the ideas involved to serve as a basis for this discussion, at least for the present.

Dr. MacAlister moved the appointment of a Committee on Annual Meeting, and that the Committee be given power to fix the date of the meeting, in consultation with the President; it was so ordered. The Chair appointed the following -

Mr. Steinmetz (chairman) Mr. Crawford, Dr. MacAlister, and the President, Vice-Presidents and Secretary ex officio.

Mr. Crawford moved that the Committee be instructed to send invitations to the members of the Allied Organizations. The matter was referred to the Committee with power to act after consultation with President Converse.

Mr. Cohen having consulted with Mr. Morris, the only other member of the Finance Committee present, and having the latter's approval, offered the following, which was duly adopted-

The Secretary having reported that he had closed the account with the Real Estate Trust Company, receiving therefrom certain sums of money in cash, preferred stock, scrip &c. which he had sent to Mr. Paul, Treasurer of the Association, he asked for instructions from the Board as to future deposits of current receipts, therefore be it

RESOLVED-that the Secretary be instructed to open a new account with the Real Estate Trust Company, Broad & Chestnut Streets, in the name of L.W. Miller, Secretary, Fairmount Park Art Association, to deposit therein all current receipts, and to pay the same quarterly to Mr. James W. Paul, Jr. Treasurer of the Fairmount Park Art Association, allowing the interest as accumulated to

4.

remain with the Real Estate Trust Co. as a basis for the deposit.

The Secretary reported that in view of a communication from the American Civic Association, through Mr. Crawford, which required prompt attention he had sent, on November 7 to Secretary of War Taft the urgent protest of this Association against the further desecration of Niagara Falls, submitted a copy of his letter, and asked the approval of the Board for this action. On motion, duly seconded, the Secretary's action in this matter was approved.

The Secretary presented the following bills, which were duly approved-

Jas. W. Paul, Jr., Safe Rental & Typewriting (Oct. 31).....	\$14.25
L. W. Miller, expenses incurred (Nov. 9).....	215.86

The meeting was then adjourned,

Leslie W. Miller
Secretary.

The regular meeting of the Board of Trustees, Fairmount Park Art Association, was held at the office of the Secretary, 320 South Broad St. at 3.45 o'clock P.M. to-day.

Present:—Mr. Dana, Mr. Warren, Mr. Fox, Mr. Morris, Mr. Justice, Mr. Cohen, Mr. ~~Crawford~~ Crawford, Mr. Seeler, Mr. Steinmetz, Mr. Miller. In the absence of the President, Mr. Dana occupied the Chair.

The reading of the minutes of the previous meeting, copies of which had been mailed to every member of this Board, was dispensed with. (approval implied.)

Communications explaining absence were received from Mr. Converse, Mr. Pepper, and Mr. Weygandt.

The following communications were also received—

(1) from James O. McHenry (11-19) acknowledging receipt of resolutions passed by this board on the death of Mrs. John B. (Mrs. Mary McHenry) Cox.

(2) from James M. Beck, (11-23) suggesting that the Association try to collect \$100. annually from fifty members, so that a commission could be given every other year; also suggesting that a monument be erected to Lieut. Peary.

(3) from James M. Beck (11-30) suggesting that a bulletin, similar to that issued by the Municipal Art Society of New York, be published by this Association.

The matter was referred to the Chairman and Secretary.

(4) from Mr. Converse (12-13) returning with his approval the Secretary's draft of the Annual Report of the Board.

(5) from W^m P. Gest (5-2) acknowledging letter from the Secretary (4-27) in re contract with Mr. Ward. —

Mr. Fox, for the Committee on Revision of Charter and By-Laws, submitted the following Report, also a copy of the petition as made to the Court (this is in letter-file, this date, under F), and the original decree of the Court, granting the amendment (this is in the fire-proof with the original Charter).

"To the Trustees of the Fairmount Park Art Association—

"Your Committee upon the Revision and Amendmend of the Charter and By-Laws beg leave to submit a supplementary report, as follows—

"That pursuant to the resolutions adopted at the special meeting of the Association, on the 18th day of May last, a petition was presented to the Court of Common Pleas No. 1, asking for an amendment to the Charter, so that the purposes and objects of the Association should read as follows:—

"That the objects of the said Corporation shall be the accumulation of a fund by means of annual contributions of fixed sums of money by the members thereof, and by legacies, donations, et cetera, which fund, or the interest thereon, shall be devoted to and

" 'expended in adorning Fairmount Park and the streets,
 'avenues, park ways and public places in the City of
 'Philadelphia with statues, busts and other works
 'of art, either of a memorial nature, or otherwise;
 'and to promote and foster the beautiful in the
 'City of Philadelphia, in its architecture,
 'improvements, and general plan'.

"The petition was filed in Court on October 24th, 1906, and on the
 "same day the decree ordering publication of the application was
 "made, and after the return of the proof of publication, as ordered,
 "the Court, on the 27th of November, A.D. 1906, made a final decree,
 "granting the prayer of the petition, and ordering that the
 "petition and its endorsements, and the final order of the Court
 "be recorded in the office ~~ing~~ of the Recorder of Deeds, in and for
 "the County of Philadelphia, and that the same was so recorded at
 "Philadelphia, in Charter Book No. 34, page 99 etc. And the origin-
 "al petition, as referred to, together with the decrees endorsed
 "thereon, and the certificate of record is submitted with this
 "report.

" Your Committee asks that in ~~xxxxxx~~ respect to the amendments
 "to the Charter, it may be discharged from further consideration
 "of the matter.

" (signed) Henry K. Fox, Chairman.

"December 14, 1906"

(for the original copy of this Report see Report file, under
Revision of Charter & By-Laws.)

On motion, the Report was accepted and the Committee discharged as far
 as the amendments to Charter is concerned.

Mr. Fox spoke in regard to Mr. Robinson's very kind service for the
 Association in this matter and read a letter from him recommend-
 ing the adoption by this Board of the following preambles and
 resolution, which were, on motion of Mr. Seeler, seconded by Mr.
 Steinmetz, unanimously adopted:-

WHEREAS, the Fairmount Park Art Association was incorporated under
 the Act of the Legislature of the State of Pennsylvania, approved
 the 2d day of February A.D. 1872, for the purpose of accumulating
 a fund which "shall be devoted to and expended in adorning Fair-
 mount Park in the City of Philadelphia with statues, busts and oth-
 er works of art, either of a memorial nature or otherwise;"

AND WHEREAS, application was made by the Fairmount Park Art
 Association to the Judges of the Court of Common Pleas No. 1, for
 the City and County of Philadelphia, of December term, 1892, No.
 1162, for the purpose of amending its charter so "that the objects
 of the said corporation shall be the accumulation of a fund by
 means of ~~fixed~~ annual contributions of fixed sums of money by the
 members thereof, and by legacies, donations etc., which fund, or the
 interest thereon, shall be devoted to and expended in adorning
 Fairmount Park in the City of Philadelphia, and said city, with
 statues, busts and other works of art, either of a memorial nature
 or otherwise"; which said application, after being duly advertised,
 was granted by the said Court of Common Pleas No. 1 on the 27th
 day of March A.D. 1893, and the said Court ordered and decreed

that "upon the recording of said certificate with its endorsements and this decree in the office of the Recorder of Deeds in and for said County, which is now hereby ordered, the said improvements, amendments or alterations shall be deemed and taken to be a part of the Charter of the Fairmount Park Art Association."

AND WHEREAS, the said original application and decree has been lost and has never been recorded, whereby the said Association has been advised that the amendments applied for have not become effective;

AND WHEREAS, acting under and by virtue of the supposed authority contained in the said amendment to the charter of the Fairmount Park Art Association the Board of Trustees have expended certain moneys of the Association in the designing, constructing and erecting of certain statues or works of art, which have been placed in the streets and public places of the City of Philadelphia, as follows-

"The Lion & Serpent" by Barye, erected in Rittenhouse Square,
"Dickens & Little Nell" by Elwell, erected in Clarence H. Clark Park.

AND WHEREAS, by reason of the fact that the said amendment to the charter of this Association was not recorded, this Association has been advised by its counsel that there might be liability on the part of the Trustees of the Association by reason of their expending such moneys in the designing, constructing and erecting of statues or works of art outside of the limits of Fairmount Park, as not being authorized by the Charter, and as it is proper and right that the Trustees, who acted upon the faith of the supposed authority conferred upon them by reason of the said amendment, should be relieved from such responsibility, in so far as the Association can do so;

AND WHEREAS, by the decree of the Court of Common Pleas No. 1 of Philadelphia County, of December Term 1892, No. 1162, dated the 27th day of November, A.D. 1906, the Charter of this Association has been so amended, that it is now within the power and authority of the Trustees of this Association to place the statues, busts and works of art in the streets and public places of the City;

NOW THEREFORE, on motion, duly seconded, it was

RESOLVED that the acts of the former members of the Board of Trustees of ~~this~~ this Association in heretofore expending the moneys of this Association upon the statues erected, to wit:
"The Lion & Serpent" in Rittenhouse Square, and
"Dickens & Little Nell" in Clarence H. Clark Park, be and the same are hereby ratified, confirmed and approved.

Mr. Fox also submitted, in accordance with Mr. Robinson's recommendation, a form of resolution to be adopted by the Association at its next meeting.

Mr. Fox also expressed his appreciation of Mr. Robinson's services and recommended that at the first meeting after the Annual meeting Mr. Robinson be elected associate Counsel with Mr. Beck, if this proposal is agreeable to Mr. Beck.

*Letter D
Mr. Beck
12-17-06*

On motion of Mr. Seeler, duly seconded, the following was unanimously adopted-

RESOLVED that the Secretary be requested to express to Mr. D. Stuart Robinson the cordial thanks of the Board of Trustees of the Fairmount Park Art Association for his most efficient and untiring service in advising the Committee on amendment to the Charter of the Association for procuring the enactment thereof by the Court.

Mr. Steinmetz, for the Committee on Annual Meeting reported that invitations had been sent out as follows, almost seven thousand in number,-

- (a) to members of this Association
- (b) to list compiled by Howe Addressing Co. including the names to which the circular letter of last May was sent (circ 3500)
- (c) to members and officers, Penna. Academy of Fine Arts
- (d) to members, officers, and Associate Committee of Women of the Penna. Museum & School of Industrial Art.
- (e) to members and officers of the T-Square Club
- (f) to members of the American Academy of Political & Social Science in Phila. and vicinity.
- (g) to officers and faculty, University of Pennsylvania
- (h) to members of City Councils, and heads of City departments.
- (i) to the Board of Judges
- (j) to the Board of Education
- (k) to the Commissioners of Fairmount Park
- (l) to members of the Reception Committee
- (m) to the speakers of the evening.
- (n) to the City Editor of each Phila. newspaper and to the Secretary's personal list of members of the press.
- (o) to lists sent in by members of the Committee, of Reception Committee &c.

Mr. Steinmetz also reported that the Committee had engaged the Ball-Room of the Bellevue-Stratford and arranged as good a meeting as it knew how, and that the appropriation of \$1,000. would probably be spent.

The Secretary submitted a draft of the Annual Report, which was approved, and ordered to be presented at the Annual meeting.

Mr. Cohen, for Mr. Paul, submitted the Treasurer's Report for the fiscal year ending October 31 1906, which was approved, and ordered to be presented at the Annual meeting.

Mr. Cohen submitted two photographs of a statue of John Winthrop from Paul W. Bartlett (16 Rue du Commandant, Paris), also a letter from Mr. Ward to Mr. Gest, Trustee of the monumental Memorial, regarding his progress with the Hancock statue.

The Secretary submitted a list of members in arrears for dues.

On motion of Mr. Morris, the Secretary was instructed to write a personal letter to delinquents asking them to pay for the current year, and, after one month to drop those five years or more in arrears who do not respond.

The following bills were approved and ordered paid-

Beck & Robinson, ~~exp~~enses-advertising, court charges &c
in matter of securing and filing amentment to
the Charter.....\$ 43.40

L.W.Miller, sundry bills paid..... 296.91

The meeting was then adjourned,

Leslie W. Miller

Secretary