THE UNIVERSITY OF WYOMING MINUTES OF THE TRUSTEES

October 2, 1987

For the confidential information of the Board of Trustee

THE UNIVERSITY OF WYOMING

Minutes of the Trustees October 2, 1987

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THE UNIVERSITY OF WYOMING

Minutes of the Trustees October 2, 1987

A special meeting of the Trustees of the University of Wyoming was called to order by President Miracle at 1:40 p.m. on October 2, 1987 in the Board Room of Old Main.

ROLL CALL

The following Trustees were in attendance: Bussart, Dray,

Hinckley, Kirk, Mickelson, Miracle, Schuster, Schutte, Sharratt, Updike, and ex officio members Roark and Akers. Trustees Chapin and Rochelle and ex officio members Governor Sullivan and Lynn Simons were absent.

APPROVAL OF MINUTES

President Miracle asked if there were any corrections or

additions to the minutes of the meeting of September 19, 1987.

There were no corrections, and Mr. Bussart moved that the minutes of September 19, 1987 be approved as circulated. Mr. Updike seconded the motion, and it carried.

TRUSTEE AWARD OF MERIT PRESENTED TO KARLEEN B. ANDERSON Trustee Schuster presented the Trustee Award of Merit

to Karleen B. Anderson, recognizing 22 years of dedicated, loyal service given to the University of Wyoming. The Trustees expressed their personal thanks and deep appreciation to Ms. Anderson for the many kind, caring and selfless efforts she has given in their behalf over the years.

REORGANIZATION OF TRUSTEE COMMITTEE STRUCTURE

Mr. Hinckley presented a report to the Committee of the

whole from the Committee on Committees regarding a proposed reorganization of the Trustee committee structure. After discussion, it was moved by Mr. Updike and seconded by Mr. Bussart that the proposed reorganization of the Trustee committee structure be tabled for further study. The motion carried.

ANNOUNCEMENT

Mr. Vern Shelton announced that a press conference was sched-

uled for 2:30 p.m. on October 2, 1987 at the University of
Wyoming Foundation House and that Trustee President Miracle, Vice
President Bussart, and President Roark would be participating.

BUDGET COMMITTEE

President Miracle called on Chairman Bussart for a report

from the Budget Committee meeting held on October 2, 1987.

Committee members Dray, Kirk, Schuster, Schutte, Sharratt, and ex

officio member Miracle attended the committee meeting, along with
other Trustees and members of the University staff. Committee

member Chapin was absent.

FY 1989-1990 BIENNIAL BUDGET REQUEST, SECTION I STANDARD BUDGET The Budget Committee heard

President Roark's presentation

on the FY 1989-1990 biennial budget request contained in the Section I Standard Budget. Mr. Bussart reported that the Budget Committee recommended to the Trustees, the approval of the Section I Standard Budget and the tuition increase reflected therein as submitted in the October 2, 1987 Trustees' Report,

recognizing that the Standard Budget includes the \$15 million previously cut from the 1987-88 appropriation. Mr. Bussart moved that this Budget Committee recommendation be amended to change the word "includes" to the word "reflects" as follows: "that the Section I Standard Budget and the tuition increase reflected therein as submitted in the October 2, 1987 Trustees' Report and shown in Enclosure 1, green, be approved, recognizing that the Standard Budget reflects the \$15 million previously cut from the 1987-88 appropriation." Mr. Schutte seconded the amended motion. The amended motion carried.

FY 1989-1990 BIENNIAL
BUDGET REQUEST, SECTION I
EXCEPTION BUDGET

The Budget Committee the FY

1989-1990 biennial budget request contained in the Section I

Exception Budget. It was moved by Mr. Bussart and seconded by

Mr. Mickelson that the Section I Exception Budget as submitted

in the October 2, 1987 Trustees' Report and included as Enclosure

1, be approved. The motion carried. Mr. Dray is recorded as

Voting for the approval of the exception budget with the exception of the restoration of medical student contracts in the Human

Medicine program on which he abstained from voting.

FY 1989-1990 BIENNIAL BUDGET President Roark presented the REQUEST, SECTION I EXPANDED BUDGET FY 1989-1990 biennial budget

request contained in the Section I Expanded Budget to the Budget Committee. Upon a motion by Mr. Bussart, seconded by Mr. Mickelson, it carried to approve the Budget Committee recommendations as follows:

- 1. Section I Expanded Budget as submitted in the October 2, 1987 Trustees' Report as shown in Enclosure 1.
- to the Governor with a letter of transmittal from the Trustees that strongly emphasizes the importance of the Standard, Exception and Expanded Budgets, and that the items contained therein are all essential to the continued excellence of the University, and are of critical importance to the interest of the State of Wyoming.

As a matter of information, a motion that the Expanded Budget be submitted to the Governor with the items in prioritized order with the microcomputer expansion - student access, parttime salary for student employment, and state-wide outreach as highest priority failed in the Budget Committee.

FY 1989-1990 BUDGET REQUEST, SECTION II Mr. Bussart moved approval of the Budget Committee's recom-

mendation of the proposed expenditure requests contained in the Section II Standard and Expanded Budgets as shown in Enclosure 2, blue. The motion was seconded by Mrs. Kirk, and it carried.

FY 1989-1990 BUDGET REQUEST, SECTION IV Mr. Bussart moved that the Budget Committee's recommen-

dation of the proposed expenditure and means of financing requests contained in the Section IV Standard and Expanded Budgets and attached hereto as Enclosure 3, pink, be approved. The motion was seconded by Mr. Schutte, and it carried.

CAPITAL CONSTRUCTION REQUEST, 1988 LEGISLATIVE SESSION

The Budget Committee recommended that the following budget

request for capital construction projects be submitted to the Governor and the 1988 Legislature.

N.E.		Project Budget
1	SAFETY	
1.	Design and Construction	
	Education Building Remodel	\$1,498,500
in	Arts and Sciences Building and Auditorium Remodel	2,265,000
1	Total	\$3,763,680
	ACADEMIC LIST	
2.	Construction, Geology Building Addition	\$12,760,227
3.	Construction, Commerce and Industry Addition	7,240,000
4.	Planning, Law Library Addition	147,135
5.	Construction, Afton Research and Extension Center	730,270
6.	Remodeling, Knight Hall	1,366,115
7.	Construction, Animal Science, Phase II	6,283,300
8.	Planning, Fine Arts Addition	652,050
9.	Fieldhouse Addition, East, Construction	2,500,000
10.	Planning, Library Addition	

After extensive discussion, Mr. Dray moved to amend the Capital construction request for the 1988 legislative session by adding a footnote stating that the safety items are priority number one, and that the Trustees are willing to defer all capital construction items, except for safety items, in light of the need for salary adjustments and increases for faculty and staff. The amended motion was seconded by Mr. Schutte, and it carried.

5

Four members voted yes and four members voted no, with President Wiracle breaking the tie by voting in favor of the amended motion.

7% CONTRACTION BUDGET REQUESTED BY THE GOVERNOR

In the meeting of the Budget Committee, President Roark

noted that he was presenting the University's list identifying programmatic reductions totaling seven percent of the General Fund Standard Budget (i.e., \$10,388,895 - Section I and \$48,172 - Section IV) without endorsement or recommendation, along with detailed information on the impact of each of the expenditure reductions and revenue increases on the University. Upon a motion by Mr. Bussart, seconded by Mr. Updike, it carried to approve the Budget Committee recommendations as indicated below.

- 1. That the words "and apply all athletic income to Section
 I funding" be stricken from the item "Reduce Athletic
 Programs to NCAA Division II "
- 2. That the Trustees transmit the 7% Contraction Budget, as amended, to the Governor as per his request, but that a transmittal letter be sent with the Contraction Budget clearly stating that the Trustees in no way endorse or approve the 7% Contraction Budget and, in fact, feel such a budget would have a devastating effect on the University which would corrode the level of excellence to a level of non-excellence from which the University may never be able to recover.

RATIFICATION OF EXECUTIVE COMMITTEE ACTION OF SEPTEMBER 24, 1987

President Miracle reported on the conference telephone

meeting of the Executive Committee of the Trustees which was held on September 24, 1987. Committee members Miracle, Mickelson, and Schutte participated, along with President Roark, Dr. Houston, and Dr. Simpson. Committee members Bussart and Dray did not participate.

The purpose of the conference telephone meeting was to discuss the proposed Anaconda Collection User Fee schedule and review a draft contract between the University of Wyoming and the Taggart Company of Cody, Wyoming, for installation of a 14-foot statue of the bucking bronc, "Steamboat," and his rider, proposed to be erected on the east knoll of the entryway to the Arena Auditorium. The Executive Committee minutes along with the suggested fee structure for the Anaconda Collection and the draft contract between the University of Wyoming and the Taggart Company are shown in Enclosure 4, tan.

It was moved by Mr. Bussart and seconded by Mr. Hinckley that the fee structure for the Anaconda Collection be ratified as shown in Enclosure 4. The motion carried.

It was moved by Mr. Mickelson and seconded by Mr. Bussart that the agreement between the University of Wyoming and the Taggart Company be ratified as included in Enclosure 4. The motion carried.

COMMITTEE OF THE WHOLE

President Miracle reported on the meeting of the Committee of

the Whole held on October 2, 1987. Trustees present were Bussart, Dray, Hinckley, Kirk, Mickelson, Miracle, Schuster, Schutte, Sharratt, Updike, and ex officio members Roark and

Akers, along with members of the University staff. Committee members Chapin and Rochelle and ex-officio members Governor sullivan and Lynn Simons were absent. Mr. Bussart moved approval of the following recommendation from the Committee of the Whole. The motion was seconded by Mrs. Kirk, and it carried.

ADMINISTRATIVE APPOINTMENT, WYOMING UNION BOARD

Under provisions of University Regulation (UNIREG) 245, Rev.

1, the Wyoming Union is operated in accordance with policies and regulations as formulated by the Wyoming Union Board. The Wyoming Union Board consists of five students appointed by the ASUW President with advice and consent of the ASUW Senate; a representative of the University administration appointed by the President of the University; one representative appointed by the Trustees of the University; and one faculty member appointed by the Faculty Senate.

Dr. James Todd served as the Trustee representative until his resignation.

The Committee of the Whole recommended that Daniel Baccari,
Acting Vice President for Finance, be appointed by the Trustees
to serve on the Wyoming Union Board until a permanent appointment
as Vice President for Finance is made.

NEW BUSINESS

Mr. Larry Garrett, Budget
Analyst for the Department of

Administration and Fiscal Control, asked to clear up a possible misunderstanding that may have occured as a result of comments he made to the Budget Committee meeting on October 2, 1987. Mr.

Garrett said there were indications of reports by some members of the media that the Governor had said that he may not need to accept the seven percent budget reductions. According to Mr. Garrett, the Department of Administration and Fiscal Control is not that far away from what the Governor had indicated.

Upon a recommendation by President Roark, Mr. Updike moved that the December 4-5, 1987 Trustee meeting date be rescheduled for December 18-19, 1987. The motion was seconded by Mr. Bussart, and it carried.

PUBLIC COMMENTS

Mr. Vern Shelton reminded the Trustees of the press con-

ference scheduled for the University of Wyoming Foundation House immediately following the Trustees' October 2, 1987 business meeting.

Mr. Eric Kirchner, reporter for the <u>Casper-Star Tribune</u>,
introduced himself to the Trustees and indicated that he would be
covering the Trustees' meetings in the future.

Mr. Scott Paige, reporter from KTWO television in Cheyenne, also introduced himself to the Trustees.

ANNOUNCEMENT AND DATE OF NEXT MEETING

There being no further business to come before the Trustees,

the meeting was adjourned at 2:40 p.m. The next meeting of the Trustees is scheduled for October 30-31, 1987.

Respectfully submitted,

Terri L. Given

NEW BUSINESS Amended: 10/31/87

AMENDMENT TO TRUSTEE REGULATIONS CHAPTER VII, SECTION 5, RETIREMENT

It was moved by Mr. Bussart, seconded by Mr. Sharratt, and carried that the minutes of October 2, 1987 be approved with the understanding that they be amended to reflect a motion that the Trustees adopted the Amendment to Trustee Regulations, Chapter VII, Section 5, Retirement at their October 2, 1987 meeting. The Section will now read as follows.

* * *

CHAPTER VII.

Section 5. RETIREMENT

Employees of the University are automatically included by state law in the Wyoming Retirement System and participation in the Federal Social Security program. The Higher Education Retirement Act of 1969 permits certain options by employees to utilize a portion of employer and employee contributions to the State Retirement System for a separate plan approved by the Trustees meeting Statutory requirements, which is available pursuant to agreement with the Teachers Insurance Annuity Association. Individual contributions, benefits, and options shall be administered in accordance therewith and any other controlling state or federal laws.

Members of the Faculty with tenure will be retired on July 1 after attaining the age of 70, or they may elect retirement options, in accordance with the terms and con-

ditions provided by state law. At the option of the Trustees, and with the concurrence of the individual faculty member, a recommendation for an annual extension of employment beyond age 70 in a capacity mutually agreed upon by the individual and the University may be presented to the wyoming Retirement Board, which under state law shall grant approval of the recommendation.

Each year the President of the University shall report to the Trustees the names and positions of all tenured faculty members who will have reached the age of 70 or over by July 1 of that year. This report shall carry a specific recommendation from the President concerning further appointment. Such recommendations shall be required for each successive one year appointment.

Faculty members officially retired may be recalled annually by the Trustees. Request for recall shall be made by the appropriate University officers with the consent of the retiree. Accrued limited service rights will not be affected by recall.

Employees who have completed 25 years of service with the University or who have attained the age of 60 with 15 years of immediately preceding University service shall at the time of retiring from University service be designated retired with regard to staff and Emeritus with regard to faculty in recognition of such service. A roll of such personnel shall be maintained and such personnel shall thereafter be afforded such University privileges as have

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been customary and as may appear appropriate from time to time in the future.

SUMMARY REQUEST

The proposed Standard, Exception and Expanded Budgets, in summary, are (FY 1987-88 appropriation provided for information only):

			1989-90 Bu	dget Request	
	FY 1987-88 Approp.	Standard Budget	Exception Budget	Expanded Budget	Tota1
Instruction and Research	120,504,063	114,887,593	1,810,292	6,659,048	123,356,933
Extension and Public Service	12,142,692	12,024,946		1,116,041	13,140,987
Intercollegiate Athletics	9,671,446	9,243,622		383,362	9,626,984
Maintenance, Operation and Repair of Plant	22,837,717	22,432,230		675,000	23,107,230
General Services	12,763,329	13,185,544		285,171	13,470,715
Student Services and Student Aids	11,411,191	11,641,727	116,689	112,928	11,871,344
Human Medicine	15,125,323	14,249,582	913,374		15,162,956
Wyoming Water Research Center	1,353,182	1,368,008		19,337	1,387,345
Tota1	\$205,808,943	\$199,033,252	\$2,840,355	\$9,250,887	\$211,124,494
			1989-90 Bu	dget Request	
	FY 1987-88 Approp.	Standard Budget	Exception Budget		
Means of Financin	ng				
General Fund	\$154,385,506	\$148,442,789	\$2,840,355	\$9,250,887	\$160,534,031
Agricultural Land Fund	1,200,000	900,000			900,000
University Land Fund	2,200,000	2,250,000			2,250,000
UW Fund	23,725,634	23,896,142			23,896,142
Sales & Service	4,051,188	3,964,469			3,964,469
Family Practice	2,250,000	2,550,000			2,550,000
Mineral Royaltie	s 12,892,440	12,014,235			12,014,235
Federal Fund	5,104,175	5,015,617			5,015,617
Tota1	\$205,808,943	\$199,033,252	\$2,840,355	\$9,250,887	\$211,124,494

SUMMARY REQUEST

The proposed Standard, Exception and Expanded budgets for Section II, in summary, are:

	1989-90 Budget Request			
	Standard Budget	Expanded Budget	Total	
Instruction and Research	\$ 42,904,316	\$4,799,873	\$ 47,704,189	
Extension and Public Service	3,081,498	65,028	3,146,526	
Intercollegiate Athletics	945,895	39,286	985,181	
Maintenance, Operation and Repair of Plant	254,635	12,531	267,166	
General Services	3,504,820	604,110	4,108,930	
Student Services and Student Aid	38,524,107	862,897	39,387,004	
Capital	1,400,000		1,400,000	
Debt Service	6,890,990		6,890,990	
Total	97,506,261	6,383,725	103,889,986	

The proposed FY 1989-90 budget request for Section IV is as follows:

					Budget R	equest	
	Standard Budget		ception udget		xpanded Budget	Tota	1
Expenditures							
Office of Development	\$1,228,262	\$		\$	114,219	\$ 1,342	,481
Art Museum				4	,522,737	4,522	,737
American Heritage Center		_		4	,334,700	4,334	,700
Total	\$1,228,262	\$		\$ 8	,971,656	\$10,199	,918
eans of Financin	g						
State General Fu	nd						
Office of Development	\$ 688,178	\$		\$	114,219	-\$ 802,	397
Art Museum				2,	709,385	2,709,	385
American Heritage Center				2,	427,275	2,427,	275
Total General Fund	\$ 688,178	\$		\$ <u>5</u> ,	250,879	\$ 5,939,	057
on General Fund	Sources						
W Foundation	540,084					540,	084
atching Funds Private) rt Museum				1,	813,352	1,813,	352
Merican Beritage Benter				1,	907,425	1,907,	425
otal – Non General Funds	540,084			3,	720,777	4,260,8	361
Total	\$1,228,262	\$		\$ 8,	971,656	\$10,199,	918

MINUTES OF CONFERENCE TELEPHONE MEETING OF THE EXECUTIVE COMMITTEE OF THE TRUSTEES OF THE UNIVERSITY OF WYOMING

September 24, 1987

A conference telephone meeting of the Executive Committee of the Trustees of the University of Wyoming was held on September 24, 1987 at 7:30 a.m. with Executive Committee members Miracle, Mickelson, and Schutte present. Trustees Bussart and Dray did not participate. President Roark, Dr. Houston and Dr. Simpson also participated in the conference call.

ANACONDA COLLECTION, USER FEE STRUCTURE

President Roark asked
Dr. Simpson to discuss the

proposed Anaconda Collection User Fee schedule. Dr. Simpson informed the Executive Committee that the proposed fee schedule is the work of consultant, John Wilson, as reviewed and modified by Anaconda Advisory Committee member, John Simons, President Roark, Pete Simpson, Robert Houston, and Gene Gressley. Dr. Simpson indicated that it represents a careful analysis of potential use balanced against the University's contract obligation with ARCO and the need to make the collection self-supporting.

Dr. Simpson then discussed each user class, annual fee, daily user rate fee, computer search days and limits, fee/minute, copy costs, and phone/letter fees and limits of the Anaconda Collection User Fee schedule. He noted a Couple of revisions which will be incorporated into the

revised fee schedule. After discussion, it was felt that the proposed fee schedule provides a good starting point. It was suggested that the fee schedule be re-written to improve clarity.

It was moved by Mr. Schutte and seconded by Mr.

Mickelson that the Executive Committee of the Trustees of
the University of Wyoming approve the acceptance of the
revised Anaconda Collection User Fee structure as shown in
Attachment 1; and submit the action for ratification to the
Trustees at the October 2, 1987 meeting. The motion
carried.

"STEAMBOAT" STATUE CONTRACT

Dr. Simpson reviewed a draft contract between the

University of Wyoming and the Taggart Company of Cody,
Wyoming, for installation of a 14-foot statue of the bucking
bronc, "Steamboat," and his rider, proposed to be erected on
the east knoll of the entryway to the Arena Auditorium. It
was noted that Mr. Baker prepared the draft contract from a
proposal submitted by Jeff and Gregg Taggart of the Taggart
Company, and the President's Executive Council reviewed and
endorsed the draft contract.

After discussion, it was moved by Mr. Mickelson and seconded by Mr. Schutte that the Executive Committee of the Trustees of the University of Wyoming accept the contract as amended (Attachment 2) with the provision that no further reproductions of any size or kind be allowed; and submit the action for ratification to the Trustees at the

october 2, 1987 meeting. The motion carried.

There being no further business, the meeting was adjourned at 8:20 a.m.

Respectfully submitted,

wen

Terri L. Given Deputy Secretary

SUGGESTED FEE STRUCTURE FOR ANACONDA COLLECTION

	Annual Fee	Daily User Fee	Computer Search	Copy Privileges	Phone or Letter Inquiry	Agent
PATRON Commercial	\$8,500	40 days free Extra days @ \$100/day	400 min. free Extra-\$2/min.	100 pgs. or sq.ft. @ \$1/pg or \$2/sq.ft.	50 @ \$20/hr.	yes
Non Commercial	\$8,500	40 days free Extra days @ \$100/day	400 min. free Extra-\$2/min.	100 pgs. or sq.ft. @ \$1/pg or \$2/sq.ft.	50 @ \$20/hr. or \$15 minimum	yes
Individual	\$1,800	10 days free Extra days @\$100/day	200 min. free Extra-\$2/min.	25 pgs. @ \$1/pg. or \$2/sq.ft.	20 @ \$20/hr. or \$15 minimum	yes
MEMBER Commercial	\$500	\$100/day	\$3/minute Limit: 100 minutes	-0-	10 @ \$20/hr. or \$15 minimum	no
Non Commercial *	\$200	\$20/day	\$1/minute Limit: 20 minutes	-0-	5 @ \$20/hr. or \$15 minimum	no
ASSOCIATE Academic	\$15	\$15/day	50¢/minute Limit: 20 minutes	-0-	5 @ \$20/hr. or \$15 minimum	no

^{*} Requires verification in writing.

PLEASE NOTE: Copying privileges beyond those allowed patrons must be negotiated.

AGREEMENT

This agreement is entered into between the University of Wyoming, hereinafter "University", the Taggart Company, 1238 Bleistein, Post Office Box 2548, Cody, Wyoming 82414, hereinafter "the Company," and Wapiti Bronze Company.

WHEREAS the State of Wyoming will be celebrating its Centennial in 1990, and the Company desires to assist the University in celebration of the State Centennial, the parties hereto agree as follows:

- 1. The Company agrees to incur all costs associated with the production, casting and transportation of a fourteen-foot version of a sculpture representative of the famous bucking house, Steamboat, and entitled "Fanning a Twister" as a gift to the University. Said gift shall be in no way contingent upon the marketing program described elsewhere in this Agreement.
- 2. The University agrees to pay the costs of site development and installation of the sculpture. The University agrees to locate the sculpture in the berm on the grassy knoll north of the football stadium and east of the basketball arena.
- 3. The University agrees that the formal dedication of the sculpture will take place during the Centennial year at the homecoming celebration.
- 4. The Company agrees to employ, at its expense, the Wapiti Bronze Company, and Wapiti Bronze Company agrees to produce and cast a limited edition of one hundred bronzes, which will be twelve-inch versions of the "Fanning a Twister" sculpture. Wapiti Bronze Company also agrees to produce six twelve-inch artist's edition bronzes, and the Company agrees to purchase these six artist's editions. The Company agrees that it will distribute the six artist's edition bronzes on the condition that they will not enter the market during the

lifetime of the recipient. Each artist's edition bronze will be purchased by the Company at the cost of two hundred and fifty dollars (\$250.00) each.

- 5. The Company agrees to pay promotional costs associated with the marketing of the remaining one hundred twelve-inch bronzes.
- 6. The University of Wyoming will use its best efforts to aid the Company in marketing the remaining one hundred twelve-inch bronzes at a cost of \$1250.00 (twelve hundred and fifty dollars) each. Specifically, the Alumni Association will make one or more mailings to University of Wyoming alumni.
- 7. The Company agrees to distribute the proceeds from the sales of the twelve-inch bronzes as follows:
 - a) \$250.00 (two hundred and fifty dollars) from each sale will be paid to
 Wapiti Bronze for casting costs;
 - b) \$1,000.00 (one thousand dollars) from the sale of each of the first thirty bronzes will be retained by the Company to reimburse it for the costs of the production and casting of the fourteen-foot version of the sculpture.
 - c) \$1,000.00 (one thousand dollars) from each sale of the thirty-first bronze through the fortieth bronze will be paid to Wapiti Bronze to reimburse it for promotional expenses incurred in connection with the sale of the bronzes;
 - d) \$1,000.00 (one thousand dollars) from each sale of the forty-first bronze through the one-hundredth bronze will be divided as follows: \$333.33 (three hundred thirty-three and 33/100 dollars) to Peter M. Fillerup, sculptor and \$666.67 (six hundred sixty-six and 67/100 dollars) will be donated to the University by the Company.

IN WITNESS WHEREOF, the parties	hereto have set their hands
this, 1987.	
FOR THE UNIVERSITY OF WYOMING By	FOR THE TAGGART COMPANY By
Title FOR THE WAPITI BRONZE COMPANY	Title
ByTitle	

Oct. 31, 1987