

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE
HELD IN THE DISTRICT OFFICE IN FORT WORTH, TEXAS, ON THE
31ST DAY OF MAY, 1949, AT 11:30 A. M.

The call of the roll disclosed the presence of Directors
as follows:

PRESENT

Joe B. Hogsett
Houston Hill
Dan H. Priest
Gaylord J. Stone
W. L. Pier

Also present were Sidney L. Samuels, General Attorney, and C. L.
McNair, General Manager.

Director Hogsett acted in his capacity as President,
and Director Priest acted in his capacity as Secretary, whereupon
proceedings were had and done as follows:

1.

Mr. Joe B. Hogsett, President of the Board, referred
to the communication of May 30, 1949, set forth in the Minutes
of the Meeting of May 30th, 1949, in which the District was
requested by a Citizens Committee to act as an over-all authority
in the prevention of flood devastation. Mr. Hogsett further
stated that pursuant to instructions, the General Counsel of the
Board had drafted a reply to be submitted to the Board for its
consideration in which the Board agreed to accept such res-
ponsibility under certain limitations and conditions therein
set forth. Thereupon, the reply (a copy of which is attached

to these Minutes as EXHIBIT "A") was read in extenso before the Board.

At the conclusion of the reading of such reply, it was the unanimous sense of the Directors that the reply as prepared by the General Counsel should be accepted as the decision of the Board in such matter and that a copy of such reply signed by each one of the Directors, should be transmitted to the Chairman of the Citizens' Committee, with the further word that the Board would be glad to meet with the Committee at the session to be held on Wednesday, June 1, 1949, in the Longhorn Room of the Texas Hotel, in the City of Fort Worth.

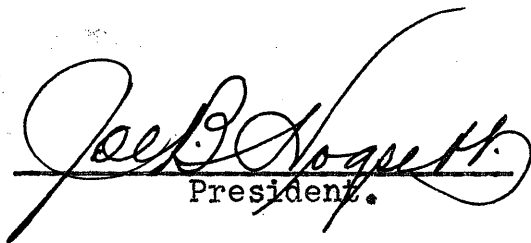
It was further agreed by the Directors that it should be made manifest at such meeting that the Board should act for the District in accordance with their lawful powers while coordinating with various other bodies and particularly with the United States Army Engineers, who were to make a survey and share in the production of plans to arrest floods; that the discretion reposed in the Board under the law as the representatives of the people in the District is, and was, one that should be carefully exercised and not surrendered or transferred to any other body or bodies but to be strictly preserved, according to the mandate of the law in such cases made and provided.

It was further agreed that should such reply be

accepted as satisfactory by such Citizens Committee and those in attendance thereon, inasmuch as such plans for flood prevention would evolve ultimately in the issue of bonds for the requisite improvements necessary for flood control, that the directors should meet as frequently from time to time as would be needful under the circumstances, and that such further steps should be taken as would seem proper under the law to conserve the welfare of the people of this area, and to shield its inhabitants from a recurrence of such catastrophe.

2.

There being no further business to be had or discharged, the Board then adjourned.



President.



Secretary.

May 31, 1949.

EXHIBIT "A" TO MINUTES OF
May 31, 1949, at 11:30 A.M.

Fort Worth Chamber of Commerce,
and
The Citizens' Flood Control Committee,
Fort Worth, Texas.

Gentlemen:

The Directors of the Tarrant County Water Control and Improvement District Number One acknowledge the receipt of your request that the District serve as "the overall flood control agency" to take appropriate steps in the interest of flood control in the Fort Worth area. The request has been carefully considered and the Directors of the District as citizens of Fort Worth feel impelled by the crisis in which we all should share, to accept the duty which you would have us perform. However, the limitations of the law under which we act may not be ignored in attaining the objections which your Committee has set before us. That you may have a clear conception of the limitation on the power of the District, the following conditions on which our acceptance is based should be explained and made a part of any plan of Flood Control on which the District may embark.

1.

Under the law, the District has no funds which may be devoted to any purpose other than the maintenance of its existing reservoir improvements at Eagle Mountain Lake and Bridgeport Lake. The funds to carry out a flood control program can be procured by the District only when complete engineering and cost data can be assembled, the approval of the State Board of Water Engineers secured, and bond election held and approved by the voters of the District.

2.

We assume that the Commissioners Court of Tarrant County will cooperate fully with the District in the application of the tax remission funds to minimize the cost of the flood control program to the tax payers of the District. We assume that we will have the complete cooperation of the authorities of the City of Fort Worth, the Fort Worth Improvement District and Tarrant County. The District is not equipped to perform

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the police function of closing levee gaps and drains in an emergency. We expect the City to cooperate with us and the Corps of Engineers to the end that the City will discharge the emergency police requirements which arise in the event of a flood emergency.

We shall expect the Fort Worth Improvement District to make available to us existing right-of-way grants for levee purposes under appropriate agreements to be negotiated at a later time.

3.

We understand that the "overall agency" is expected to cooperate with the Corps of Engineers of the United States Army in the integrated operations of the flood control project. In general we have the power so to do and will gladly cooperate. However, the Directors of the District are charged under law with the responsibility, in the last analysis of the proper and efficient operation of its properties and the discharge of its functions. We do not have the legal power to delegate this responsibility to others and of necessity will cooperate with the Corps of Engineers to the extent that the collective judgment of the Directors of the District finds that such cooperation is consistent with the best interests of the tax payers of the District and the responsibility imposed by law upon the Directors.

4.

Finally, you should understand that under the statutes which govern the District, its function is the construction, financing and maintenance of water control and flood improvements. The existing statutes give this District authority to act in the proposed flood control undertaking, subject to the requirements and conditions of which a part are suggested above and imposed by law.

5.

In addition to the conditions named above, it is proper to add that we request that your Committee sit as a Committee for the purpose of assisting the District in procuring the cooperation of other governmental authorities and of acquainting the public with the development of this program as it may unfold. With your assistance and the full cooperation of the

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authorities concerned, and subject to the limitations we have mentioned, we will accept the responsibility you have suggested and will carry it out to the limit of our authority under law.

We respectfully submit the foregoing and tender the same, under the explanations and limitations therein contained, as our acceptance of your request.

Very sincerely,

/s/ JOE B. HOGSETT

/s/ HOUSTON HILL

/s/ DAN H. PRIEST

/s/ GAYLORD J. STONE

/s/ W. L. PIER

Directors of Tarrant County
Water Control and Improvement
District Number One.

NOTE: Mr. Cheatham delivered the original and two carbon copies of this letter to Mr. Mayo Bowen at First National Bank, about 2:15 P.M. May 31, 1949.