MINUTES OF A REGULAR 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 12TH DAY OF AUGUST, 1949, AT 10:00 A. M.

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The call of the roll disclosed the presence or absence of Directors, as follows:

PRESENT

ABSENT

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

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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.

The Directors had previously received copies of the Minutes of a Meeting held on July 15, 1949, at 1:30 P.M. Having found no objections thereto, it was ordered that they be approved, signed and placed on record.

2.

Attached to these Minutes as Exhibit "A" is a statement of the financial condition of this District to which reference is made. Exhibit "A" shows that interim voucher-checks #903 to #927, inclusive, for the total sum \$3,873.11 had been issued since the last meeting; also proposed voucher-checks #928 to #949, inclusive, for the total sum \$2,062.06. There was full consideration of the proposed voucher-checks and the data to support same, whereupon

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Director Hill moved, seconded by Director Priest, that the issued voucher-checks above listed be confirmed, and that the accounts payable be approved as covered by the proposed voucher-checks and that such checks be issued and delivered to the respective persons entitled to receive them. It was so ordered, subject to the usual audit.

3.

The monthly report dated August 12, 1949, of Mr. C. L. McNair, General Manager, for the month of July, 1949, was received, presented and ordered filed as Exhibit "B" to these Minutes.

4.

The monthly report of the Auditors, Pitner and Adams, for the month of June, 1949, was ordered received and filed.

5.

Mr. McNair then presented and recommended for approval to the Board two lease proposals, as follows:

(a) Proposal of Mr. W. E. Buckmaster, 4021 Collinwood, Fort Worth, Texas, on approximately 1.00 acre of land out of the District's E. A. Corbett Tract No. 324, and being lot No. 5, of sub-division, for the period August 1, 1949, to December 31, 1949, with option of renewal of the lease annually for the years 1950 and 1951. The cash consideration for the lease to be \$20.83, (basis annual rental \$50.00), for the remainder of the year 1949.

(b) Proposal of Mr. A. R. Cokendolpher, Route No. 2, Chico, Texas, for commercial use of that part of the Water Board's property bordering on what is known as Hannah's Slough in Bridgeport Lake, which joins his small camp situated on privately owned property.

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The annual cash consideration to be \$20.00.

Upon consideration of the said lease proposals, Director Priest moved, seconded by Director Hill, that the said proposals be approved and closed in the usual manner, subject to the payment of the agreed rentals and execution of written contracts in the form required by the District. It was so ordered.

6.

A letter or communication from R. E. Dickson, Attorneyat-Law, Fort Worth, Texas, dated July 14, 1949, on behalf of Thos. J. Benton was read before the Board. The substance of this letter consisted in a claim of Thos. J. Benton for purported damages growing out of the raising of the water level of Eagle Mountain Lake during the period of the Great War, which elevation of the level was made in response to requirements of the United States Government. The letter also contained a claim for refund of boat license privileges which had heretofore been paid, according to the allegations of the letter by Mr. Dickson, to the District.

On motion of Director Priest, seconded by Director Hill, the matter was referred to the General Counsel of the District for consideration.

7.

Next came before the Board for consideration, a letter dated August 2, 1949, on the letterhead of the Marine Aircraft Corporation of Fort Worth, Texas, signed by Mr. L. C. McCarty, Jr., President, in which the writer of the letter (Mr. McCarty) stated that pursuant to communications heretofore had by Mr. McCarty with the Board, the Marine Aircraft Corporation was desirous of acquir-

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ing in fee simple 100 acres of land adjacent to the Naval Air Station in the vicinity of Eagle Mountain Lake.

The matter having been discussed and it having been pointed out to the Board by the General Counsel that the claim of the Federal Government to possession of the land of which the 100 acre site is a part, had not been yielded and that the negotiations between the District and the Federal Government for the adjustment of this matter had not yet been concluded and, therefore, the sale of the property by the District to the Marine Aircraft Corporation, even if suitable terms could be agreed on, should be held in abeyance.

On motion of Director Hill, seconded by Director Priest, it was ordered that a letter be addressed by the General Manager of the District apprising Mr. McCarty of the situation and that he be advised that until the matter had been satisfactorily concluded between the District and the Federal Government, the District would be in no position to enter into negotiations with Mr. McCarty for the sale of the tract in question.

8.

There was brought to the attention of the Board the desirability on the part of the District to purchase from the Broadway Baptist Church of Fort Worth, Texas, a tract of land embracing approximately two and one-fourth acres which adjoins lands of the District whereon the Custodian's house is erected. Upon discussion of the matter, it appeared to the members of the Board that the purchase of this property from said church was one that would round out and facilitate the uses of the land owned by the District, and that it was ad-

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visable to conduct negotiations with the church for the purpose of acquiring the two and one-fourth acres for the District.

Thereupon, it was moved by Director Hill, seconded by Director Priest, that the matter of purchase and negotiations therefor be referred to the land committee and that the land committee should proceed with the negotiations for the purchase with the authorities of the church and report to the Board the terms, if any, upon which said land could be acquired by the District.

The motion was unanimously adopted, all the members voting "aye" thereon.

9.

A communication was also read from Mr. R. M. Pitner, who has been conducting the audit of the affairs of the District for a number of years, in which he submitted a price of \$600.00 per year for the services for the year 1949. Discussion followed the reading of the letter, and it was agreed that the amount proposed by Mr. Pitner was altogether reasonable.

On motion of Director Hill, seconded by Director Priest, the salary to R. M. Pitner as such auditor for the year 1949, was fixed at \$600.00. All the Directors voted "aye" thereon, and the motion was carried.

10.

The General Counsel of the District called to the attention of the Board the requirements of the law concerning the retention or exclusion of lands within the corporate limits

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of the City of Fort Worth, which had been annexed to the City of Fort Worth by Charter Amendments since April 5, 1929. The General Counsel further stated that by virtue of legislation which required such course, it was necessary to publish a notice in a newspaper of general circulation once a week for three consecutive weeks, pointing out that the Board would hear petitions for exclusions from the District on the part of owners thereof where such property was situated within the area of any one of said annexations since April 5, 1929. General Counsel further pointed out that under the terms of the law, the hearing on such petitions should be had not less than thirty days nor no more than forty days from the date of the first publication of such notice.

The General Counsel then presented and read to the Board the full text of such notice, which was ordered to be embodied in the Minutes and attached to same in folio.

The Board then directed that such publication should occur in two newspapers of general circulation in the City of Fort Worth, Texas, once a week for three consecutive weeks, and that such notices should be published as follows: In the evening edition of the Fort Worth Star-Telegram on September 12, 1949; September 19, 1949, and September 26, 1949; and in the daily edition of the Fort Worth Press on September 13, 1949; September 20, 1949 and September 27, 1949; and that the beginning date of such hearing, which should be included in such notice, was fixed at 10:00 A. M. October 17, 1949, in the office of the District in the Danciger Building, 508 Throckmorton Street,

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in the City of Fort Worth, Texas, and such hearings should be continued until the business in hand had been dispatched.

Thereupon, the Board considered the matter and approved the form of the notice and fixed the dates of publication and of the hearing as hereinabove set out and ordered and directed that such notice should be published as aforesaid.

On motion of Director Priest, seconded by Director Hill, the foregoing matters were approved and the publication ordered as hereinbefore specified--all the Directors voting "aye" thereon. Whereupon, the President declared the motion carried and adopted.

11.

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There being no further business before the Board, the Meeting adjourned.

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Exhibit "A" to Minutes of August 12, 1949, at 10:00 A. M.

TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE VOUCHER-CHECKS ISSUED JULY 15, 1949 TO JULY 30, 1949,

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#903 TO #927, INCLUSIVE.

	NO.	ISSUED TO	COVERING	AMOUNT
1	903	Horace H. Bennett	(Bulldozer Work, May 24, 1949) (and June 7, 1949 to June 30,) (1949. Inclusive:	\$ 976.00
, J	904	Sidney L. Samuels	(Legal Services as General) (Attorney, July, 1949.)	300.00
	905	C. L. McNair	(Salary, July, 1949 \$600.00) (Less: Withholding Tax <u>51.10</u>)	54+8.90
	906	E.B.Cheatham	(Salary, July, 1949 \$350.00) (Less: Withholding Tax 27.10)	322.90
	907	Myrtle Hartmeister	(Salary, July, 1949 \$185.00) (Less: Withholding Tax <u>19.50</u>)	1 65 . 50
	908	B.W. Bintliff	(Salary, July, 1949 \$225.00) (Less: Withholding Tax 17.20)	207.80
	909	Will Massingill	(Salary, July, 1949 \$165.00) (Less: Withholding Tax <u>None</u>)	165.00
•	910	Texas Elec. Service Company	(Electric Service: Custodian's) (Residence at E. M. \$8.57) (E. M. Range Lights <u>6.12</u>)	14.69
	91 1	Texas Power & Light Company	(Elec. Service: Custodian's) (Residence, B.P. \$8.31) (B.P. Camphouse <u>4.36</u>)	12.67
	912	The Southwestern States Tel.Co.	Phone Service: B. P. Dam	7.30
	913	Southwestern Bell. Tel. ^C o.	(Phone Service: <u>3-2848</u> from) (July 11, 1949 to August 11,) (1949	29.15
	914 915 916 917 918 919	Southwest Stone Company Joe B. Hogsett Houston Hill Dan H. Priest Gaylord J. Stone W. L. Pier	228.15 Tons Crushed Stone, B.P. Director's Fees, July, 1949 Director's Fees, July, 1949 Director's Fees, July, 1949 Director's Fees, July, 1949 Director's Fees, July, 1949	202.68 10.00 10.00 10.00 10.00 10.00
	920	W. H. Hutcheson	(Salary, July, 1949 \$175.00) (Less: Withholding Tax9.40)	165.60
	921	Chas. J. Lamance	(Labor at E. M. July, 1949) (192 hrs. @ 75¢ per hr. \$144.00) (Less: Withholding Tax <u>None</u>)	144.00
	922	J. W. Lamance	(Labor at E.M. July, 1949) (192 Hrs. @ 75¢ per hr. \$144.00) (Less: Withholding Tax <u>None</u>)	144,00

TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE.				
VOU	CHER-CHECKS ISSUED JULY 15, 1949,	TO JULY 30, 1949, #903 TO #927,	INCL	
NO .	ISSUED TO	<u>COVERING</u>	AMOUNT	
923	J. L. Driskill	(Labor at E. M. July, 1949) (32 hrs. @ 75¢ per hr. \$24.00) (Less: Withholding Tax <u>1.40</u>)\$	22,60	
924	Bill King	(Labor at B. P. July, 1949) (197 hrs. @ 75¢ per hr \$147.75) (Less: Withholding Tax <u>8.75</u>)	139.00	
925	William J. Britton	(Labor at B. P.July, 1949) (25 da. @ \$135.00 per Mo.) (\$ 108.87) (Less: Withholding (TaxNone)	108.87	
926	Eddie Ray Starnes	(Labor at B.P. July,1949) (16 Hrs.: 75¢ per hr.\$12.00) (Less: Withholding Tax <u>1.30</u>)	10.70	
927	Continental National Bank Fort Worth, Texas.	Withholding Tax	135.75	
тот		◦ ◦ ◦ ◦ ◦ ◦ • • • • ◦ ◦ • • • • • • • • • • •	3,873.11	

DISTRIBUTION OF VOUCHER-CHECKS \$903 TO #927, INCL.

Directors General Manager Office Legal Bulldozer Work	\$ 600.00 545.00 300.00 976.00
EAGLE MOUNTAIN LAKE:\$225.00Custodian's Salary\$225.00Assistant Custodian's Salary165.00Electric Service: (Custodian's Res.\$8.5714.69(Range Lights 6.1214.69Phone Service19.15Labor312.00	735.84
LAKE BRIDGEPORT: Custodian's Salary Electric Service (Cust. Res. \$8.31 (Camphouse <u>4.36</u> Phone Service Crushed Stone for road work Labor TOTAL	<u>666.27</u> \$ 3,873.11

TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE						
VOUCHER-CHECKS #928 TO # 949, INCLUSIVE.						
NO.	ISSUED TO	<u>COVERING</u>	MOUNT			
928	Danciger Building	Office Rent, August, 1949 \$	260.00			
929	Leonard's Farm Store	(1 Battery \$ 2.89) _{EM}) (Insulators 1.00))	3•89/			
930	Tri-County Elec. Cooperative, Ind	c.(Material, Labor and Trans-) (portation re-building & ex-) (tending service line to (Station "C", Aid to Naviga-) (tion Lights on Stock Yards) (National Bank Tract.)	238.67			
931	Warren Donaldson	(84 ft. 8" Sewer Pipe @ 25¢ \$21.00) (24 ft. 21" Culvert Pipe) (reinforced @ \$1.62 38.88) (24 ft. 15" Culvert pipe) (reinforced @ \$1.10 26.40)	86.28			
932	Johnnie Johnson Tire Company	(Repair Tractor Tire (1-10-28 Sec. \$8.68) (21 gal. Anti-freeze (at 20¢ gal	12.88			
933	Atkins Butane Gas & Equipment Company	(Repair Water Heater at Custo-) (dian's Residence, E. M.)	13.00			
934	Marion Herring Boat Works, Inc.	(Gas & Supplies for E. M.) (Patrol Boat \$76.60) (Haul out Boat <u>11.00</u>)	87.60			
935	Magnolia Petroleum Company	(<u>Oil & Gas, E. M</u> : (Boats \$18.19 (Trucks <u>28.06</u> \$46.75)				
		(<u>Oil & Gas. B. P</u> : (Truck <u>\$45.05</u>)	91.80			
936	Fort Worth Typewriter Exchange	(1 Black Typewriter Ribbon \$1.25) (1 Box #1475 Carbonpaper <u>3.50</u>)	4.75			
937	Acers Sign Company	(Repairing one Carter Point) (Direction Marker, one new) (Unit, E. M.)	7.50			
938 939	Continental Oil Company J. Edwin McKee, Postmaster	0il & Gas, District's Chev. Sedan 200 Three-Cent Postage Stamps	16.30			
940	Gowin Tractor Company	(Repair Ford Tractor E. M.) (Parts \$ 10.88) (Labor \$ 4.50) (Grease 3.65)	19.03			
941	Frank Kent Motor Company	(Repairs, parts and Labor) (E. M. Ford Truck.)	1 ⁴ .05			
942	Tri-County Electric Cooper- ative, Inc.	(Elec. Service for E. M.) (Range Lights.)	5.32			
943	Banner Service Station	(Oil & Gas & Parking District's) (Chevrolet Car during the) (month of July, 1949.)	21.55			

Continued.

TARRANT COL	INTY WATER CONT	ROL AND IMPROVEMENT D	ISTRICT NUMBER	ONE		
	TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE VOUCHER-CHECKS #928 TO # 949 . INCLUSIVE.					
NO. ISSUED	ТО	COVERING		AMOUNT		
944 Rex H. Bird Mot	or Company	(One tire repair for (Pickup. (Welding on clutbh H (at Wellhouse motor) housing)	5.50		
945 Groves Shop		Repair work; B.P.Ma:	intenance	3.50		
946 Owen T. Funk		(Engineering Service (to 7-31-49, Inclus: (161 hrs. @ 2.50 per (Overhead & Continge (Auto mileage 562 m: (.07¢ per mile (Labor Hire	ive:) r hr.\$402.50) ency 46.43) i.@) 39.34)	534.60		
947 Horace H. Benne	. tt	(Bulldozer work: Div (races on E. L. Smi (6485 cu. yds. @ 129 (per cubic yd (Less: Triple "A" pa (ment on 4500 cu. Yo	th Lease .) ¢ \$778.20) ay	553.20		
948 C. L. Mc ^N air		(Reimbursement to h: (moneys expended for (of the District, Ju (to August 10, 1949)	r account) uly 12, 1949)	14.15		
949 E. M. Roseberry	Company	(Paint materials for (Eagle Mountain Dam		62.49		
TOTAL				\$ 2,062.06		
DISTRI	DISTRIBUTION OF VOUCHER-CHECKS #928 TO #949, INCL.					
General Manager Office Engineering Land Department Diversion Terraces o	on E. L. Smith	Lease	\$	51.25 271.50 534.60 65.28 553.20		
EAGLE MOUNTAIN LAKE:						
Elec. Service: Battery & Insul Rebuilding and to Station "C", Ford Truck General Mainter	ators extending serv Aid to Naviga ance	ice line tion Lights 238 1 ¹ 90	5.32 3.89 8.67 4.05 0.99			
Supplies for E. Repairs for Wat Supplies for Bo Oil & Gas:(Boa	er Heater at and hauling ts \$51.99	out boat 51	1.91 3.00 4.30			
	ck <u>28.06</u>		0.05	532.18		
LAKE BRIDGEPORT: Oil and Gas: (Tire Repair for Repair for Well General Mainten	Dodge Pickup house motor		5.05 .50 5.00 3.50	<u>54.05</u>		
TOTAL	0 • • • 0 0 •	• • • • • • • • •	• • • • • •	\$ 2,062.06		

CONDITION OF FUNDS

	MAINTENANCE FUND	INTEREST AND SINKING FUND
BOOK BALANCE: July 12, 1949 Cash	\$ 81,685.65	\$185,310.53
RECEIPTS: Taxes, Penalty and Int. Interest from Investments	2,397.00	8,560.68
in U.S. Securities Land Rental	70.00	1,250.00
Boat Licenses Miscellaneous	123.00 1.00	and an
	\$ 84,276.65	\$ 195,121.21
Less: Disbursed by Vo-cks. #903 to #927, Incl.	• <u>\$ 3,873.11</u>	ener bas bos des berge australitätigen magnetische das soller das soller das soller das soller
	\$ 80,403.54	\$ 195,121.21
Less: Disbursed by vo-cks. #928 to #949, Incl.	2,062.06	ting has been been and a state and a state
BOOK BALANCE: August 12, 1949:	\$ 78,341.48	\$ 195,121.21

NOTE: The Interest and Sinking Fund now owns \$350,000.00 par value United States Government Securities.

> The Maintenance Fund now owns \$200,000.00 par value United States Government Securities.

BOARD OF DIRECTORS

JOE B. HOGSETT, PRES. HOUSTON HILL, VICE-PRES. DAN H. PRIEST, SECY GAYLORD J. STONE W. L. PIER

TARRANT COUNTY WATER CONTROW AND IMPROVEMENT DISTRICT NUMBER ONE

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DANCIGER BUILDING - COR. 5TH AND THROCKMORTON STS.

PHONE 3-2848

FORT WORTH 2, TEXAS.

August 12, 1949.

SIDNEY L. SAMUELS, GENERAL ATTORNEY

C. L. MCNAIR, GENERAL MANAGER

ED. B. CHEATHAM, Office Manager

Exhibit "B" to Minutes of August 12, 1949, at 10:00 A. M.

To: The Board of Directors Tarrant County Water Control and Improvement District Number One

REPORT FOR JULY. 1949.

Gentlemen:

On July 7, Mr. Marvin C. Nichols and I made a thorough inspection of the Eagle Mountain Dam, Burgess Levee and all appurtenances.

Mr. Nichols will submit his report to the Directors.

The Custodian of both lakes have accomplished most of the work recommended to be done by Mr. Nichols.

Engineer Owen Funk has completed checking the elevations and shrinkage of Bridgeport and Eagle Mountain Lakes. His complete written report is in our files.

CONDITION OF THE LAKES.

RESERVOIR	LAKE LEVEL	DATE	CAPACITY ACRE FEET
Bridgeport	813.0	7- 1-49	173,000
Bridgeport	811.7	8- 1-49	163,900
	1.3		9.100
Eagle Mountain	649.48	7-1 - ¹ +9	217.60
Eagle Mountain	647.70	8- 1- ¹ +9	201.300
	1.78		16,260
Bridgeport down	1.3 feet	Loss 9,100 Ac. :	feet.
Eagle Mountain do	wn 1.78 "	Loss <u>16,260 Ac.</u> :	feet.
Total decrease in	storage	25,360 Ac.	feet

Respectfully, C.L. M. Mar

NOTICE TO ALL PERSONS OWNING PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF FORT WORTH

In conformity with the provisions of Acts of 1925, 39th Legislature, Chapter 25, Page 86 thereof, and the Act of 1929, First Called Session of 41st Legislature, Page 205 thereof, which acts are embraced in Art. 7880-75 in Vol. 21, Page 295 of Vernon's Civil Statutes of the State of Texas, the Tarrant County Water Control and Improvement District Number One is entitled to include and does now include within its boundaries the present entire corporate limits of the City of Fort Worth, Texas, and the property therein contained.

Now, therefore: in obedience to the terms of said legislation a hearing will be held and conducted by and before the Directors of the said Tarrant County Water Control and Improvement District Number One for the purpose of receiving evidence and considering the exclusion from or the retention in the boundaries of said District of any part of the lands which by virtue of the law have been included within the territorial boundaries of the City of Fort Worth and thereby included within the boundaries of the Tarrant County Water Control and Improvement District Number One, since April 5, 1929. Such lands so included within the aforesaid boundaries since the last mentioned date, being the lands annexed to the City of Fort Worth under provisions of Charter Amendments duly adopted by said City, the effective dates of such amendments and the record thereof in the original minutes of the City of Fort Worth being respectively each as follows:

ORDINANCE NO.	DATE OF ADOPTION	MINUTE <u>BOOK E</u>	S AGE
1720 2184 2210 2216 2297 2297 2298 2379 2393 2396 2402 2464 2541 2544 2692 2693	June 3, 1931 December 8, 1943 July 26, 1944 September 20, 1944 September 20, 1944 September 12, 1945 February 20, 1946 March 6, 1946 December 18, 1946 February 19, 1947 March 5, 1947 March 5, 1947 March 26, 1947 June 16, 1948 June 16, 1948 July 20, 1949	G-1	26056564932088372314 19212088372314

All persons owning property within the areas specified in the annexations thereof above mentioned, may present petitions to the Directors of the District for the exclusion of such lands from the territorial boundaries of the said Tarrant County Water Control and Improvement District Number One, and shall be permitted to offer evidence in support thereof, or any interested property owner may appear and contest any such proposed exclusion and tender and adduce evidence in support of such contest. In all cases where exclusion is sought, the petition shall be in writing with name and address of petitioner, and shall be filed not later than ten days next prior to the day fixed herein for the beginning date of such hearing in the office of said District in the Danciger Building, 508 Throckmorton Street in the City of Fort Worth, Texas. The petitions for exclusion shall describe the metes and bounds of the lands so sought to be excluded and the grounds therefor, which grounds are those set forth in the Act of the 39th Legislature, P. 106, Ch. 25, Sec. 76; and the Act of the 40th Legislature First Called Session, P. 496, Ch. 107, Secs. 9 and 10 and the Acts of the 41st Legislature, P. 578, Ch. 280, Sec. 8, which acts are embraced in Art. 7780-76 in Vol. 21 on pp. 296-297 of Vernon's Civil Statutes of the State of Texas.

The **17th** day of <u>October</u>, 1949, at 10:00 a.m. in the office of the District. at the address above mentioned, is set as the day and date for such hearing, which hearings may be conducted from day to day until the business in hand has been dispatched.

This notice is published pursuant to the order of the Board of Directors of Tarrant County Water Control and Improvement District Number One duly made and adopted on the **l2th**day of <u>August</u>, 1949.

ATTEST:

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TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE. IMPROVEMENT By President.