

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 13TH DAY OF OCTOBER, 1953, AT 1:30 P.M.

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

PRESENT

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

ABSENT

A. T. Seymour, Jr.

Also present were Messrs. Sidney L. Samuels, General Council,
C. L. McNair, General Manager of the District, and Joe B. Mapes, of
the firm of Freese and Nichols, consulting engineers of the District.

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

1.

There was read and presented to the Board a letter dated
October 7, 1953, from Mr. E.S. Birdsong, City Secretary of the City of
Fort Worth, in which Mr. Hogsett as President of the Board was notified
that accompanying the letter was a certified copy of the Minutes of the
City Council accepting the East 4th Street Bridge. It appeared from
the contents of the proceedings of the City Council, that on the 23rd
of September, 1953, that Body met in regular session, with the majority
of the members of the City Council present, and that among other things,
the City Council of the City of Fort Worth at such meeting received a
report from the Director of Public Works, stating that the construction
of the new East 4th Street Bridge had been completed by Tarrant County

Water Control and Improvement District Number One, and that inasmuch as a request had been made by the District to the City of Fort Worth that the Bridge be accepted, on motion of Councilwoman Spurlock, seconded by Councilman Kane, the recommendation for the acceptance of the Bridge by City Manager Jones was adopted and carried.

These proceedings were certified by Mr. E. S. Birdsong, City Secretary of the City of Fort Worth, and sworn to by Mr. Birdsong on the 7th day of October, 1953, before Mr. Roy A. Bateman, a Notary Public in and for Tarrant County, Texas.

It was ordered by the Board that these two documents be received and filed, all the Directors present voting "aye" thereon.

2.

Report was received by the Board from Mr. Sidney L. Samuels, General Counsel of the District, that a contract had been drawn between the District and the town of Westover Hills for the supply of water to said town. The contract was read and considered by the members of the Board, and it was tentatively approved, but was not to be delivered until the matter of the siphon in Lake Worth had been satisfactorily arranged with the City Government of the City of Fort Worth. This was deemed necessary because in order to deliver the water to the town of Westover Hills, it was necessary that the water so to be delivered was to be conducted and conveyed through Lake Worth and by reason of this fact the matter of the use of the siphon was a fundamental requirement.

All the Directors present voted "aye" in respect to withholding the delivery of the contract until satisfactory arrangements were

effected between the District and the City Government of the City of Fort Worth.

3.

There was presented to the Board an experimental draft of a contract between the District and the Texas Electric Service Company concerning the Nutt Dam, and the removal thereof and the location of another dam south of the Nutt Dam across the Trinity River.

No action was taken thereon, but copies of the tentative draft were furnished to each member for consideration, study and revision, and thereafter to be taken up and considered.

4.

There was presented to the Board a contract of exchange of easement between the Corporation known as "Leonards" and the District. The contract related to an exchange of easement over certain properties in Field's Hillside Addition to the City of Fort Worth, Tarrant County, Texas, the exchange to take place between "Leonards" on the one side and the District on the other.

The contract recited that the District granted to Leonards, a Texas Corporation, an easement over, across and upon all of Blocks C-3, B-2, D and C, and all of Block A-1, except Lots 1 and 2 thereof, and Lots 3, 4, 5 and 6, in Block "O", all situated as aforesaid in Field's Hillside Addition to the City of Fort Worth, Tarrant County, Texas, for the purpose of enabling Leonards to operate and maintain a parking lot on said properties; in consideration of this conveyance by the District to Leonards, Leonards conveys to the District an easement over, across and upon all of Block lettered N, and also Lots 1, 2, and 8, through 13, inclusive, in Block "O" and Lots 1 and 2 in

in Block A-1, all in Field's Hillside Addition above mentioned, and also conveys to the District that part of Blocks 17, 20, 21 and 23, all in the Evans-Pearson-Westwood Addition to the City of Fort Worth, Tarrant County, Texas, presently owned by Leonards and lying south of the north boundary line of the new levee to be established by the United States Corps of Engineers and north of the Trinity River, said north line of the new levee being generally south of a line extending from the north corner of Lot 9, in Block 15, and the southeast corner in Lot 16, in Block 19, of the said Evans-Pearson-Westwood Addition, for the purpose of enabling the District to build levees and the draining, dredging, straightening and altering the present channel of the Trinity River and constructing, operating and maintaining such channel, levees and any and all other improvements in connection therewith.

It is provided, however, in the conveyance from Leonards to the District, that Leonards retain the right to maintain a parking lot on said premises, subject to the rights of the District specified in the conveyance.

It is further stipulated in paragraph 2 of the conveyance that in order to remove any cloud from the title of Leonards, the District will execute a release to Leonards on the latter's property lying in the blocks in the Evans-Pearson-Westwood Addition north of the north line of the levee when the United States Engineers have definitely established said line by metes and bounds description.

It is also stated in paragraph 3 of the conveyance, that the mutual easement provided for in the document are intended to

cover and include land that may be within any public streets, alley or passageway surrounded by the above described land which has been or may hereafter be closed for public travel.

It is further stated that it is the intention of the parties to the exchange of easements that such easements cover all of the lands which, by the rerouting of the Trinity River, will then and thereafter be situated between the above described property in the Fields-Hillside Addition and the new channel of the Trinity River.

It was further stipulated therein that the District, however, reserves the right to grant an easement to the City of Fort Worth over that part of the lands above described, which lie between the center line of the new Trinity River Channel and a line parallel with and 230 feet south of the said center line of the new Trinity River channel.

It was further stipulated in paragraph 4 of the document that Leonards is granted permission to put a temporary or permanent type of surfacing on the ground suitable for a parking lot and is also permitted to construct a passenger loading station on the above described premises just down stream from the Henderson Street Bridge, but the plans for and the location of which must be approved in writing by the United States Corps of Army Engineers.

Provided, further that Leonards shall not construct or erect any improvements including excavation on the land covered by the easement granted, without the written consent of the District, and the consent of the United States Army, Corps of Engineers, and that Leonards is not to use the above described premises for over-night

parking of motor vehicles.

It was moved and seconded that the said exchange of easement as recited in said written document be approved by the Board, and that the same be executed on behalf of the District by the President. All the Directors present voted "aye" thereon.

5.

President Hogsett reported to the Board that the Fort Worth National Bank of Fort Worth had made reinvestment for the District as follows: Out of the proceeds of \$100,000.00 United States Treasury Bills, dated July 9, 1953, maturity October 8, 1953, owned by the Maintenance Fund, there was reinvested for the use and benefit of said fund, the sum \$99,647.00 in United States Treasury Bills, dated October 8, 1953, maturity January 7, 1954. The difference in the proceeds of the maturing bills and the cost of the bills dated October 8, 1953, maturity January 7, 1954, amounted to \$353.00, for which sum the Fort Worth National Bank of Fort Worth issued its Cashier's Check No. B 717889 for \$353.00 payable to the order of this District. The said Cashier's check was on October 9, 1953, deposited in the Continental National Bank of Fort Worth, the District's Depository, to the credit of the Maintenance Fund.

President Hogsett then reported that the above described securities are deposited in the safekeeping department of the Fort Worth National Bank of Fort Worth, for which the District holds the said bank's official Trust Receipt SK No. B 51490, for \$100,000.00 United States Treasury Bills dated October 8, 1953, maturity January 7, 1954, owned by the Maintenance Fund. The Trust Receipt was then presented to the Board for examination.

All the Directors present voted to receive the said Trust Receipt and ordered that it be deposited for safekeeping in lock box 984, at the Continental National Bank of Fort Worth, Texas, the Depository of the District, and that the action taken in the foregoing transaction, all and singular be ratified.

6.

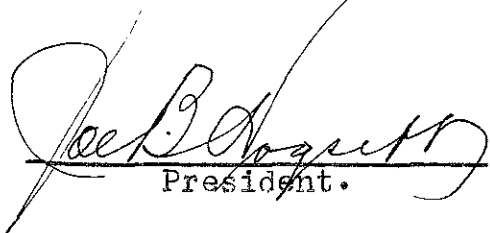
President Hogsett, in his capacity as Custodian of Pledges, presented reciprocal receipt marked Substitution and withdrawal of Securities, Exhibit No. 3, showing that he had on October 1, 1953, received from the Continental National Bank of Fort Worth, Texas, the depository of the District, certain United States 1-3/8% Treasury Notes Series A-1954 (fully described in said Exhibit No. 3) having par value of \$600,000.00 in lieu of other bond to secure deposits of Tarrant County Water Control and Improvement District Number One, the said receipt further shows that the Continental National Bank of Fort Worth, Texas, acknowledges receipt of withdrawal from pledge United States 2% Treasury Bonds of 1952/54 (fully described in said Exhibit No. 3) having par value of \$650,000. President Hogsett stated that the withdrawal of securities and the substitution of securities is in compliance with the terms of the Depositary Bond and Contract for pledge of collateral security, executed by the Continental National Bank of Fort Worth, Fort Worth Texas, on May 12, 1953, as official depository of Tarrant County Water Control and Improvement District Number One. He, Mr. Hogsett, further stated that the bonds aggregating \$600,000.00 received October 1, 1953, from the Continental National Bank of Fort Worth,

Texas, was by him placed in the dual lock or combination control deposit box in the burglar-proof vault of the Fort Worth National Bank, Fort Worth, Texas, on said date.

Thereupon, Director Hill moved, seconded by Director Priest, that the act of President Hogsett, in his capacity as Custodian of Pledges, be ratified and confirmed, further that one copy of said reciprocal receipt be attached to these minutes as Exhibit "A", and made a part hereof, and that another copy thereof be attached to the depositary bond and contract for pledge of collateral security as Exhibit No. 3 thereto, and to become a part thereof, as provided therein. Upon a vote being taken the motion was unanimously carried and it was so ordered.

7.

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



President.



Secretary.

SUBSTITUTION AND WITHDRAWAL OF SECURITIES

Exhibit "A" to minutes
of October 13, 1953
at 1:30 P.M.

EXHIBIT NO. 3

To be attached to and made a part of the "Depository Bond and Contract for pledge of Collateral Security," of Continental National Bank of Fort Worth, Fort Worth, Texas, dated May 12, 1953, to secure deposits of TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE.

On this the 1st day of October, 1953, The Continental National Bank of Fort Worth, Fort Worth, Texas, hereby acknowledges receipt of withdrawal of Securities heretofore pledged to secure TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE; said Securities are described in EXHIBIT NO. 1, attached to the Depository Bond and Contract for pledge of Collateral Security, and the same are described as follows:

United States 2% Treasury Bonds of 1952/54
dated December 1, 1944, due December 15,
1954 with December 15, 1953 and S.C.A.

Bonds #138712B, 140023C, 140611A, 140665E, 140911A	
5 Bonds @ \$10,000.00 each	\$ 50,000.00
 Bonds #48614D, 57340L, 57535E, 57704D, 57705E, 57706F	
6 Bonds @ \$100,000.00 each	<u>600,000.00</u>
Total	\$ 650,000.00

TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE, as of this date, does acknowledge receipt from the Continental National Bank of Fort Worth, Fort Worth, Texas, to be deposited as Collateral to secure the bond of said bank as the depository of this district, securities specifically described, as follows:

United States 1-3/8% Treasury Notes Series
A-1954 dated December 14, 1949, due March
15, 1954, with March 15, 1954 and S.C.A.

Treasury Notes #8532, 8533, 8534, 8535, 8536, 8537	
6 Treasury Notes @ \$100,000.00 each	\$ 600,000.00

The withdrawal of Securities and the Substitution of Securities as herein-above related is in compliance with the terms of the Depository Bond and Contract for pledge of Collateral Security, executed by the Continental National Bank of Fort Worth, Fort Worth, Texas, on May 12, 1953, as official Depository of TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE.

This Reciprocal Receipt is to be attached to the Depository Bond and Contract for pledge of Collateral Security executed on the 12th day of May, 1953.

WITNESS OUR hands on this 1st day of October, 1953.

CONTINENTAL NATIONAL BANK OF FORT WORTH
FORT WORTH, TEXAS

ATTEST:

Barry J. Hill
Cashier

By B. A. Davis
Vice President

TARRANT COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUMBER ONE.

By [Signature]
Custodian of Pledges.