

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE
HELD IN THE DISTRICT OFFICE AT FORT WORTH, TEXAS, ON
THE 30TH DAY OF OCTOBER, 1959 AT 1:30 P. M.

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

PRESENT

Joe B. Hogsett
Houston Hill
Lacy Boggess
W. L. Pier

ABSENT

A. T. Seymour, Jr.

Also present were Messrs. John Scott of General Council for the District, Ben Hickey General Manager of the District, and Millard Parkhurst, of the law firm McCall, Parkhurst, Crowe, McCall and Horton, Bond Consultants for the District for the proposed bond election to be presented to the electors for an additional raw water supply for this area.

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

1.

On motion duly made and seconded, the minutes of the meeting held October 24, 1959 were read and approved by the Directors and it was accordingly so ordered.

2.

On motion of Director Hill, seconded by Director Boggess,

voucher-checks #14424 to #14485 inclusive, were approved and ordered paid, having theretofore received the approval and verification of Mr. J. M. Williams, County Auditor, who by virtue of the Statutes is the Auditor of this District as well. All the Directors voted aye thereon.

3.

President Hogsett presented to the Directors, Mr. Millard Parkhurst, bond consultant attorney for the District, and explained that Mr. Parkhurst was attending this meeting as per instructions issued by the Directors at the meeting held October 24, wherein management of the District was instructed to have the necessary instruments, as required by the laws governing such matters, prepared by the bond attorney for the official calling of an election to be held on December 2, 1959, in the amount of \$55,000,000.00 for an additional raw water supply for Fort Worth and Tarrant County, and asked Mr. Parkhurst to present the instruments necessary at this time to officially set the election date as of December 2, 1959; whereon Mr. Parkhurst presented the following prepared resolution, i.e.:

WHEREAS, Tarrant County Water Control and Improvement District No. 1 was created under Article XVI, Section 59 of the Constitution of Texas; and

WHEREAS, in order to accomplish the purposes for which said

District was created, it will be necessary to issue bonds payable from ad valorem taxes to be levied on all taxable property in the District and the revenues of the District; and

WHEREAS, an election should be held in the District for the purpose of authorizing the issuance of such bonds;

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1:

1. That an election be held in said Tarrant County Water Control and Improvement District No. 1 on the 2nd day of December, 1959, at which election the following proposition shall be submitted:

"Shall the Board of Directors of Tarrant County Water Control and Improvement District No. 1 be authorized to issue the bonds of said District in the sum of \$55,000,000.00, maturing serially or otherwise in not to exceed Forty (40) years from their date, for the purpose of providing a source of water supply for cities and other users for municipal, domestic, industrial and mining purposes as authorized by the laws relating to said District, by constructing a dam or dams and all works, plants and other facilities necessary or useful for the purpose of impounding, processing and transporting water to cities and others for municipal, domestic, industrial and mining purposes, and to pledge the net revenues from a contract to be made for the sale of water to the City of Fort Worth, and such other revenues as may be specified by resolution of the Board of Directors, and to levy and collect ad valorem taxes on all taxable property in the District for the payment of said bonds and the interest thereon?"

2. The election precincts of this District are hereby defined to be the same as the election precincts of the City of Fort Worth except as hereinafter provided with respect to certain areas of the District which are not within the City of Fort Worth, and the

number assigned to each District precinct shall be the same as the number assigned to the same City of Fort Worth precinct. Said election shall be held at each of the following polling places within said District, and the following named persons are hereby appointed as presiding officer of said election:

Precinct No. 1 at the Fire Hall, 2nd and Commerce, with Frank Leab as Presiding Judge.

Precinct No. 2 at the Civil Courts Building, 1st Floor, with Mrs. Zoe Rankin as Presiding Judge.

Precinct No. 3 at the Fire Hall, 16th and Jones, with Gist M. Thompson as Presiding Judge.

Precinct No. 4 at the Fire Hall, Texas & Cherry Streets, with Mrs. R. H. McLemore as Presiding Judge.

Precinct No. 5 at the E. Van Zandt School, 615 Missouri Avenue, with Mrs. Ora Mae Munchus as Presiding Judge.

Precinct No. 6 at the Church, 312 W. Cannon, with Sam J. Knight as Presiding Judge.

Precinct No. 7 at the Ernest Parker Jr. High School, 1015 S. Jennings, with Mrs. D. S. Grigsby as Presiding Judge.

Precinct No. 8 at the Magnolia Avenue Christian Church, 950 Magnolia (West) with J. J. Wright as Presiding Judge.

Precinct No. 9 at the Courthouse Basement, East End, with Mrs. Jack B. Rogers as Presiding Judge.

Precinct No. 10 at the Fire Hall, 1525 E. Hattie, with Mrs. Earl Miller as Presiding Judge.

Precinct No. 11 at the Fire Hall, 3401 Avenue I, with Robert A. Caraway as Presiding Judge.

Precinct No. 12 at the East Handley Elementary School, 2617 Mims Street, with Mrs. S. R. Hill as Presiding Judge.

Precinct No. 14 at St. Paul's Methodist Church, 920 Hammond, with William Gray as Presiding Judge.

Precinct No. 15 at Brooklyn Hts. Elementary School, 3800 Valentine with Weldon G. Carden as Presiding Judge.

Precinct No. 16 at Thomas Place Elementary School, 4150 Lafayette, with Mrs. J. A. Hughes, Jr. as Presiding Judge.

Precinct No. 17 at W. J. Turner Elementary School, 3001 Azle Avenue, with Mrs. W. S. Measures as Presiding Judge.

Precinct No. 19 at Perfecto Cleaners (Rear), 108 N. Riverside Drive, with J. D. Roberts as Presiding Judge.

Precinct No. 48 at Greines Furniture Company, 1332 N. Main, with T. A. Randle as Presiding Judge.

Precinct No. 49 at O. E. Kimmons Furniture Company, 124 W. Exchange with Mrs. Russell Babcock as Presiding Judge.

Precinct No. 50 at Washington Hts. Elementary School, 3300 N. Houston with Mrs. W. W. Farmer as Presiding Judge.

Precinct No. 51 at Diamond Hill Elementary School, 2901

Hutchison, with Louis I. Pratt as Presiding Judge.

Precinct No. 53 at the Fire Hall, 431 Fulton Street, with Mrs. Johnnie House as Presiding Judge.

Precinct No. 54 at Bruce Piano Company, 1514 Pennsylvania Avenue, with W. S. Kenyon as Presiding Judge.

Precinct No. 55 at Peter Smith School, 715 W. Second, with T. P. Shanahan as Presiding Judge.

Precinct No. 56 at Greater New Hope Baptist Church, 1515 Kennedy with Sidney Whitaker as Presiding Judge.

Precinct No. 57 at Paul Rathgeber & Co., 1415 Summit, with Robert C. Hoyt as Presiding Judge.

Precinct No. 58 at New Bethel Church, 1035 E. Annie, with Lela Cox as Presiding Judge.

Precinct No. 59 at Carter Metropolitan Church, 1115 Illinois with Mrs. W. B. Lacy as Presiding Judge.

Precinct No. 60 at Park Place Fire Hall, 1616 Park Place, with Mable Melton as Presiding Judge.

Precinct No. 61 at Perkins Grocery Store, 1259 E. Peach Street, with A. J. Pruett as Presiding Judge.

Precinct No. 62 at E. M. Daggett School, 658 Page Street, with E. G. Aycock as Presiding Judge.

Precinct No. 64 at W. Van Zandt School, 1200 University Drive, with Roscoe Horne as Presiding Judge.

Precinct No. 66 at Unitarian Church, East Sunday School Room, 2800 Purington, with Mrs. T. J. Stowers as Presiding Judge.

Precinct No. 67 at Denver Avenue Elementary School, 1412 Denver Avenue, with Mrs. Ellis Roark as Presiding Judge.

Precinct No. 68 at Rosen Hts. Baptist Church, 2504 Roosevelt Youth Center, with R. H. Bogard as Presiding Judge.

Precinct No. 70 at Harris Nurses Home, 1250 W. Rosedale, with Tom Wilkinson as Presiding Judge.

Precinct No. 71 at the Fire Hall, 1601 Lipscomb, with Mrs. Joe D. Calloway as Presiding Judge.

Precinct No. 73 at Rising Star Baptist Church, 1333 Evans Avenue, with H. H. Monroe as Presiding Judge.

Precinct No. 74 at D. McRae Elementary School, 3316 Avenue N, with Mrs. Viva Neel as Presiding Judge.

Precinct No. 75 at Wm. James Junior High School, 1101 Nashville, with George Meissner as Presiding Judge.

Precinct No. 76 at Lily B. Clayton School, 2000 Park Place, with Frank Crumley as Presiding Judge.

Precinct No. 77 at the Fire Hall, 2804 Lipscomb, with John S. McClane as Presiding Judge.

Precinct No. 78 at O. L. V., 3300 Hemphill, with Mrs. Matt Walker as Presiding Judge.

Precinct No. 79 at Worth Drug Store, 2250 Evans Avenue, with

Mrs. J. M. Waters as Presiding Judge.

Precinct No. 80 at R. Vickery Elementary School, 1905 E. Vickery, with Mrs. Lena B. Reynolds as Presiding Judge.

Precinct No. 81 at Alice E. Carlson Elementary School, 3320 W. Cantey, with Wm. M. Brown as Presiding Judge.

Precinct No. 82 at Riverside Elementary School, 420 North Riverside Drive, with Mrs. Valeria L. Childress as Presiding Judge. This Precinct includes all of the area of Fort Worth Precinct No. 82 and that portion of County election precincts numbers 131, 102, 82 and 42 which are within this District, but outside the limits of the City of Fort Worth.

Precinct No. 83 at Oaklawn Elementary School, 3220 Hardeman, with Mrs. W. T. Pernell as Presiding Judge.

Precinct No. 84 at Hemphill Presbyterian Church, 1701 Hemphill, with Mrs. Clarence Farmer as Presiding Judge.

Precinct No. 85 at Rosemont Junior High School, 1501 W. Seminary Drive, with Mrs. R. F. Curtner as Presiding Judge.

Precinct No. 86 at the Fire Hall, 1908 Carleton, with Charles Morgan, Sr., as Presiding Judge.

Precinct No. 87 at I. O. O. F. Hall, 1900 Gould, with Mrs. Felix Harrison as Presiding Judge.

Precinct No. 88 at Sagamore Hill School, 701 Hughes, with S. J. Vickers as Presiding Judge.

Precinct No. 89 at Morningside Elementary School, 2601 Evans Avenue, with Charles O. Patterson as Presiding Judge.

Precinct No. 90 at Progressive Church of God in Christ, 2010 Yuma, with Clyde Davenport as Presiding Judge.

Precinct No. 91 at The Beachcomber, Lake Worth, with Mrs. O. D. Carroll as Presiding Judge. This Precinct includes all of the area of Fort Worth Precinct No. 91 and that portion of County election precincts numbers 44, 45, 46 and 47 which are within this District but outside the limits of the City of Fort Worth.

Precinct No. 92 at the Boy Scout House, North Fort Worth Christian Church, 2422 Chestnut, with Mrs. E. L. Boswell as Presiding Judge.

Precinct No. 93 and 101 at Amon Carter Riverside High School, 3301 Yucca, with C. R. Albrecht as Presiding Judge.

Precinct No. 94 at Arlington Hts. Elementary School, 5100 El Campo, with Mrs. Helen Billingsley as Presiding Judge. This Precinct includes all of the area of Fort Worth Precinct No. 94 and that portion of County election precincts numbers 94 and 115 which are within this District but outside the limits of the City of Fort Worth.

Precinct No. 95 at Tillery Grocery & Market, 2202 Forest Park Blvd., with Mrs. Owen M. Jones as Presiding Judge.

Precinct No. 96 at E. M. Daggett Junior High School, 1108 Carlock, with Don E. Wheeler as Presiding Judge.

Precinct No. 97 at George C. Clarke School, 3300 S. Henderson, with Thomas R. High as Presiding Judge.

Precinct No. 98 at S. S. Dillow School, 4000 Avenue N, with W. R. Ford as Presiding Judge.

Precinct No. 99 at Handley High School, 2925 Haynie, with Mrs. J. P. Parker, Jr. as Presiding Judge.

Precinct No. 103 at North Hi Mount Elementary School, 3801 W. Seventh Street, with Tom D. Taylor as Presiding Judge.

Precinct No. 104 at Forest Oaks Junior High School, 3221 Pecos, with George Garnett as Presiding Judge.

Precinct No. 105 at Meadowbrook Junior High School, 2001 Ederville Road with Garrett Morris as Presiding Judge.

Precinct No. 106 and 152 at Village Creek School, 4406 Carey, with Mrs. Joe Hatcher as Presiding Judge.

Precinct No. 107 at Memorial Christian Church, 805 W. Dickson, with Mrs. P. E. Porterfield as Presiding Judge.

Precinct No. 108 at the Fire Hall, University Drive and Berry, with J. Bob Roberts as Presiding Judge.

Precinct No. 109 at Oakhurst School, 2700 Yucca, with Mrs. R. E. Duke as Presiding Judge.

Precinct No. 110 at the Fire Hall, 1905 Belmont, with Mrs. J. H. Halmark as Presiding Judge.

Precinct No. 113 at Providence Baptist Church, Lake Worth, with Mrs. C. C. Witt as Presiding Judge.

Precinct No. 116 at University Drive Assembly of God Church, 3100 West Fifth Street, with Ralph M. Hester as Presiding Judge.

Precinct No. 117 at Bluebonnet Elementary School, 3201 S. Hills Drive, with Mrs. Roy Douglas as Presiding Judge.

Precinct No. 118 at Mary Louise Phillips Elementary School, 3020 Bigham Street, with Howard C. Brants as Presiding Judge. This Precinct includes all of the area of Fort Worth Precinct No. 118 and that portion of County election precincts numbers 118 and 144 which are within this District, but outside the limits of the City of Fort Worth.

Precinct No. 119 at Paradise Baptist Church, 121 Paradise, with Andrew L. Session as Presiding Judge.

Precinct No. 120 at Como Elementary School, 4000 Horney, with Mrs. Lillian Griffin as Presiding Judge.

Precinct No. 122 at Grace Baptist Church, 2560 Dodge, with Mrs. Bonnie Watson as Presiding Judge.

Precinct No. 123 at H. V. Helbing Elementary School, 3524 N. Crump with Mr. Charlie Blackwood as Presiding Judge.

Precinct No. 124 at Mrs. George Kuykendall's Residence, 2315 Goldenrod (Garage) with H. T. Bibb, Sr. as Presiding Judge.

Precinct No. 125 at Trinity Baptist Church, 620 Churchill Road, with Wallace Boling as Presiding Judge. This Precinct includes all of the area of Fort Worth Precinct No. 125 and that portion of

County election precincts numbers 63, 121 and 125 which are within this District but outside the limits of the City of Fort Worth.

Precinct No. 126 at John T. White Community Center, John T. White Road, with W. S. McClellan as Presiding Judge. This Precinct includes all of the area of Fort Worth Precinct No. 126 and that portion of County election precincts numbers 26, 148 and 126 which are within this District but outside the limits of the City of Fort Worth.

Precinct No. 127 at Dunbar Jr. & Sr. High School, 5100 Willie, with J. G. McDonald as Presiding Judge.

Precinct No. 129 at Ridglea Hills Elementary School, 6817 Cumberland Road, with J. R. Leeton as Presiding Judge.

Precinct Number 130 at Charlie Hillard Residence - Garage, 3801 En Canto, with Charlie Hillard as Presiding Judge.

Precinct No. 132 at Eastland Street Elementary School, 4108 Eastland, with Mrs. Donald L. Allie as Presiding Judge.

Precinct No. 133 at South Hills Elementary School, 3009 Bilglade, with H. K. Hall as Presiding Judge.

Precinct No. 134 at Westcliff Elementary School, 4300 Clay, with Mrs. J. A. Wolf as Presiding Judge.

Precinct No. 135 at Alta Mere Baptist Church, 3200 Ramona, with H. A. Worlow as Presiding Judge.

Precinct No. 136 at Wycliff Elementary School, 4920 Dilworth, with Sam H. Latimer as Presiding Judge.

Precinct No. 137 at Crestwood Elementary School, 3600 White Settlement Road, with E. L. Thompson as Presiding Judge.

Precinct No. 142 at Bruce C. Shulkey School, 5533 Whitman, with Roscoe Pool as Presiding Judge. This Precinct includes all of the area of Fort Worth Precinct No. 142 and that portion of County election precincts numbers 23 and 142 which are within this District but outside the limits of the City of Fort Worth.

Precinct No. 146 at Meadowbrook Cumberland Presbyterian Church, 5320 Norma, with Joe Loe as Presiding Judge.

Precinct No. 149 at Glen Park Elementary School, 3601 Pecos, with Mrs. Doris Cates as Presiding Judge.

Precinct No. 151 at St. James Presbyterian Church, 2200 Oakhill Road, with D. D. Autry as Presiding Judge. This Precinct includes all of the area of Fort Worth Precinct Number 151 and that portion of County election precincts numbers 36, 139 and 151 which are within this District but outside the limits of the City of Fort Worth.

4. That said election shall be held under the laws governing general elections except as otherwise provided in the laws relating to said District. Only legally qualified electors residing within said District who own taxable property in said District and who have duly rendered the same for taxation shall be qualified to vote, and each elector shall vote only in the precinct of his residence.

5. The ballots of said election shall have the following printed thereon:

"FOR THE ISSUANCE OF BONDS"
"AGAINST THE ISSUANCE OF BONDS"

6. Notice shall be given by publishing a substantial copy of this resolution in a newspaper having general circulation in Tarrant County. Such notice shall be published once each week for two consecutive weeks, the first publication shall be at least twenty-one days prior to the election.

Following the reading of the Resolution, Director Hill moved, seconded by Director Pier, that the Resolution as hereinabove copied verbatim, be adopted by the District, whereon all Directors present voted aye and it was so ordered.

4.

President Hogsett called to the attention of the Directors that a hearing date for Permit Applications Nos. 2139 and 2140, being the joint applications filed by the Trinity River Authority and the City of Houston, was set for 10:00 A.M. November 2, 1959 at Austin, Texas by the State Board of Water Engineers and that this District should adopt the policy best suited for the District regarding this matter, and presented the following Resolution for the consideration of the Directors, to-wit:

WHEREAS, the Trinity River Authority and the City of Houston have entered into a contract relating to the proposed construction

of certain reservoirs on the Trinity River to be known as the Livingstone Reservoir and the Wallisville Reservoir; and

WHEREAS, pursuant to and in accordance with the provisions of said contract the Trinity River Authority and the City of Houston have filed applications Nos. 2139 and 2140 with the State Board of Water Engineers concerning the right to impound and divert water on and from the Trinity River; and

WHEREAS, under said applications and the said contract both the Trinity River Authority and the City of Houston stipulate that the impoundments and diversions sought in said applications are to be subordinate and inferior to certain uses, impoundments and diversions of the waters of the Trinity River above the Livingstone and Wallisville Reservoirs as more specifically set out in said contract and in said application; and

WHEREAS, the purpose and provisions of the said contract and of the jointly requested terms which the applicants request the State Board of Water Engineers to include in said permit are intended to recognize and protect the interests of the City of Fort Worth and of Tarrant County and of all other users in the upper portion of the watershed of the Trinity River;

NOW, THEREFORE, BE IT RESOLVED by Tarrant County Water Control and Improvement District No. One: That this District does not protest the granting of Applications Nos. 2139 and 2140 in accordance with the purposes of the contract aforesaid and the subordination provisions applicable to the proposed reservoirs if the State Board of Water Engineers in the exercise of its discretion and

legal powers determines to grant said application in a manner legally sufficient to effectuate the purposes of the said contract of settlement.

BE IT FURTHER RESOLVED: That this District desires to reserve its right to protest the granting of Applications Nos. 2139 and 2140 permitting the impoundment or diversion of water at the proposed Livingstone and Wallisville Reservoirs in the event that the proposed impoundment and diversion of water is not made in such manner as to legally and effectively protect the vital interests of the City of Fort Worth and of Tarrant County.

That the attorneys for this District be directed to take all necessary and proper legal action to carry the policy of this District as expressed in this resolution into valid and effective legal finality.

Following the reading of the Resolution and of letters from the attorneys and the engineers for the District recommending that the Resolution be passed (copies of which are attached to these minutes); it was the unanimous opinion of the Directors, and their order, that the Resolution be placed on record with the State Board of Water Engineers.

5.

There was presented to the Directors a Right-of-Way Easement prepared by management and attorneys for the District, proposing to grant to the Natural Gas Pipeline Company an easement over District owned land (metes and bounds description more particularly described and on file in District office) in the Levi Howard Survey, Wise County, Texas, for the purpose of the placing of a 4-inch pipeline and necessary appurtenances, which will service, among others, the Christie, Mitchell

and Mitchell No. 7 Tarrant Water Board Well. Upon the approval of Director Hill and attorneys, and recommendation of management of the District, it was the unanimous opinion of the Directors and their order that the Right-of-Way instrument as presented be approved.

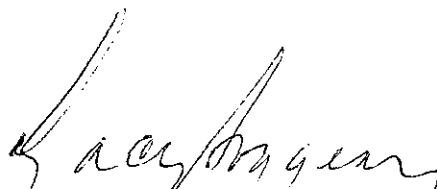
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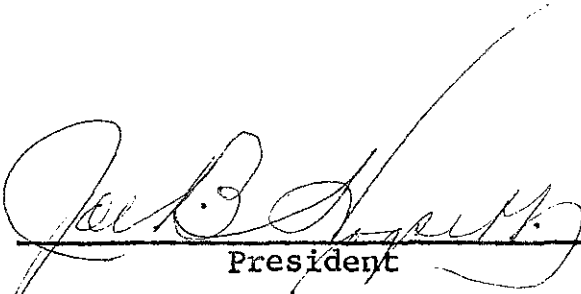
President Hogsett stated that the gaging station located on Cedar Creek near Maybank was scheduled to be discontinued, due to a lack of state funds appropriated by the Legislature to the State Board of Water Engineers, which gaging station previously had been operated on a 50/50 cooperative basis with the Surface Water Branch, U. S. Geological Survey, with the cost of operation and maintenance being a total of \$100.00 per month; and that management of the District had now recommended that the gage be kept in operation until the proposed dam on Cedar Creek, if approved, was completed as it was a necessary water stage recorder that had been in continuous service some twenty years and was most essential for inflow studies, and further that in the Cedar Creek Permit No. 1909 it was required that permit holder or assignee "make daily determinations of water surface elevations in the reservoir by means of a gage set to U. S. Geological Survey or U. S. Coast and Geodetic Survey datum". . . . "From such information, together with such other information as the Board may consider, the Board may determine the daily inflow to the reservoir to be constructed thereunder."

It was the unanimous opinion of the Directors, following a discussion in which the Attorney for the District strongly recommended the continuance of the gage and was also concurred in by engineers for the District, that the District participate in the cost of maintenance and operation as outlined in a contract to be prepared for execution by District.

7.

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


Secretary


President

FREESE, NICHOLS AND ENDRESS
CONSULTING ENGINEERS
DANCIGER BUILDING
FORT WORTH 2, TEXAS

S. W. FREESE
M. C. NICHOLS
S. G. ENDRESS

TELEPHONE
EDISON 2-4364

October 29, 1959

Mr. Joe B. Hogsett, President
Board of Directors
Tarrant County Water Control
and Improvement District No. 1
507 Danciger Building
Fort Worth, Texas

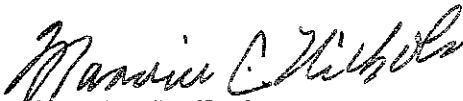
Dear Mr. Hogsett:

We have reviewed the Resolution which has been prepared in connection with Applications for Permits No. 2139 and 2140 of City of Houston and Trinity River Authority to the State Board of Water Engineers for the Livingston and Wallisville Reservoirs on the main stem of the Trinity River. It is our understanding that this Resolution will be considered by the Board of Directors at a meeting to be held October 30, 1959.

We recommend that this Resolution be approved.

Respectfully submitted,

FREESE, NICHOLS AND ENDRESS

By 
Marvin C. Nichols
District Engineers

MCN:lk