

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE
HELD ON THE 16TH DAY OF APRIL, 1964 AT 11:00 A.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
Wayne E. Newton

Also present were Messrs. John M. Scott, General Counsel for the
District and Ben Hickey, General Manager of the District.

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

1.

On motion duly made and seconded, the minutes of the
meeting held March 30, 1964 were read and approved by the Directors
and it was accordingly ordered that such minutes be placed in the
permanent files of the District.

2.

On motion of Director Pier, seconded by Director Newton,
voucher-checks #1208 to #1275 inclusive, Maintenance Fund and voucher-
checks # 1457 to #1501, inclusive, Cedar Creek Construction Fund;

voucher-checks #126 and #127, Interest and Sinking Fund; voucher-checks #107 and #108, Social Security Fund and voucher-check #117 Revenue Fund were approved and ordered paid upon receiving 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 stated to the Directors that inasmuch as the election held on April 7, 1964 in the Town of Westover Hills resulted in an affirmative vote on the question of Westover Hills joining or being annexed to the Tarrant County Water Control and Improvement District Number One, and further that on April 13, 1964 the Commissioners' Court did find, and as is now recorded in the Deed Records, and on the Minutes of the Commissioners' Court, Tarrant County, that the election was duly called; that the election was held in accordance with law; that due returns of election was made by proper officials; that a majority of the qualified voters had voted in favor of all issues concerned, and that all that portion of the Town of Westover Hills which is not now contained in the Tarrant County Water Control and Improvement District Number One is hereby annexed to said District. Following a discussion, Director Boggess, recommended in the form of a motion, seconded by Director Hill, that inasmuch as the Town of Westover Hills was now duly annexed to this

District, that the Contract between this District and the Town of Westover Hills, as executed on December 11, 1953 and as amended on August 19, 1959, be on this date cancelled. Whereon all Directors voted aye thereon and it was so ordered.

4.

Mr. Ben Hickey, General Manager of the District, requested authority for the District to enter into Contracts for the purchase of the following described tracts of land required for the Clear and Reservoir Creek County Road and Highway No. 90/for the Cedar Creek Project, and on the following basis for payment, to-wit:

- (a) N. J. Mosley - .98 acre more or less - Lump Sum \$100.00.
- (b) Raymond Miller - 2.26 acres more or less - Lump Sum - \$1.00.
- (c) C. L. Brown - 2.42 acres more or less - exchange for 2.25 acres more or less District land.
- (d) Tract No. 20 - John W. Key et ux - consisting of 234.904 acres more or less at the agreed price of \$39,748.10 which includes payment for certain flood easements, road right-of-way, and full payment for and and all damages due to the taking, and severance.

HIGHWAY NO. 90:

- (a) Ben Richardson, Estate - .109 acre - Lump Sum \$100.00.

Following a detailed presentation of the Tracts and upon recommendation of management of the District, Director Hill, seconded by Director Newton, moved that the District be authorized to enter into Contract for the purchase of the above described tracts and on

the basis as shown. This meeting the approval of all Directors, it was so ordered.

5.

A general discussion of the status of the proposed Flood Control Program was held, especially that section affecting the West Fork of the Trinity, as more particularly described by the Corps of Engineers in their published detailed Report No. 1.

It was the continuing thought of the Directors, and their order, that the District follow the recommendations of the Executive Board of the Chamber of Commerce as outlined at a joint meeting of that body and Messrs. Marvin C. Nichols and Ben Hickey, on February 24, 1964.

6.

President Hogsett presented a Notice of Hearing, as received from the Texas Water Commission, that stated in substance a hearing would be held in the offices of the Commission on May 13, 1964 to hear the request of Gifford-Hill and Co., Inc., Dallas, Texas to impound and use water from an area of the Trinity River Watershed.

Following a general discussion of the matter, Director Hill made a motion, seconded by Director Pier, that upon the written recommendation of the Consulting Engineers for the District, the following Resolution be adopted, to-wit:

"WHEREAS, the Texas Water Commission on March 9, 1964 accepted for filing Application No. 2322 of Gifford-Hill & Company, Inc., Dallas 21, Texas, wherein the applicant seeks a Permit to appropriate 300 acre feet of Water annually for mining purposes from a 305 acre foot reservoir on an unnamed stream, tributary of Dry Creek, tributary of West Fork of the Trinity River in Wise County, Texas, and being more fully described in said Application; and

WHEREAS, the Tarrant County Water Control and Improvement District Number One has first and prior claim to said water by reason of Permit Nos. 1073, 1074 and Ammended 1074; and

WHEREAS, municipal uses have first priority, mining being relegated to a lower priority as provided for in Article 7471 of the Revised Civil Statutes of the State of Texas; and

WHEREAS, the yield of said watershed has heretofore been appropriated; and

WHEREAS, the appropriation of 300 acre feet per annum is greatly in excess of the yield of 305 acre foot reservoir; and

WHEREAS, the proposed storage reservoir was heretofore constructed without a permit; and

WHEREAS, there is no unappropriated water from said watershed; and

WHEREAS, the quantity is not now sufficient to supply present appropriators, and

WHEREAS, there are now substantial number of planned soil conservation reservoirs situated in the watershed and drainage areas;

NOW, THEREFORE, BE IT RESOLVED BY THE DIRECTORS OF TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE:

That it is in the best interest of the citizens of said Tarrant County Water Control and Improvement District Number One that this written objection to the granting of Permit Application No. 2322 be filed prior to the hearing date as set for May 13, 1964.

ADOPTED APRIL 16, 1964."

Whereon all Directors voted aye thereon and it was so ordered.

7.

President Hogsett presented a request from George Mitchell and Associates, assigned Oil and Gas lessees from the original Oil and Gas lease dated October 18, 1954 between Tarrant County Water Control and Improvement District Number One as Lessor, and Coke L. Gage Lessee as recorded in Vol. 84, Page 107 of the Deed Records of Wise County, Texas; wherein the Lessee requested, as required in the original Lease Agreement, the right to amend the ratio of required Grantors full fee mineral interest to the ratio of 122.23 acres covered by said lease and included in the proposed unit bears to the 352 acres included in unit, a description of same being the C. T. Lemay Gas Unit No. 2 with said 122.23 acres being more particularly described in the assignment dated May 17, 1955 from C. L. Gage to Christie, Mitchell and Mitchell Co. as recorded in Vol. 86, Page 45 of Deed Records, Wise County, Texas.

Following a discussion, Director Hill made a motion, seconded by Director Newton, that the Amendment as presented be executed by the District; whereon all Directors voted aye thereon and it was so ordered.

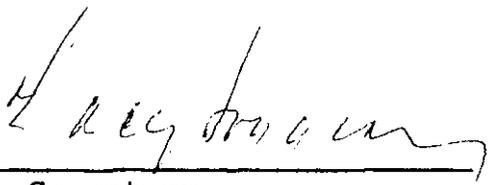
8.

President Hogsett presented to the Directors the Monthly Financial Report regarding receipts and disbursements for Program "A" and "B" and Cedar Creek, for the month of March, 1964, from the

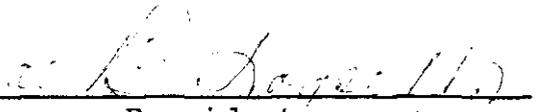
Auditor of the District, which were ordered accepted and placed on file in the District Records.

9.

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



Secretary



President