

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE
HELD ON THE 10TH DAY OF JULY, 1969 AT 11:00 A. M.

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

<u>PRESENT</u>	<u>ABSENT</u>
Joe B. Hogsett Lacy Boggess Wayne E. Newton Edward R. Hudson	Clyde A. Penry

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 Newton 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 June 26, 1969 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 Hudson, seconded by Director Newton.
voucher-checks #7339 thru #7436 inclusive, Maintenance Fund; voucher-
checks #2246 thru #2261 inclusive, Construction Fund; voucher-checks
#1820 thru #1853 inclusive, Revenue Fund and voucher-checks #152 and
#153 Social Security 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 Directors present voted aye thereon.

3.

Mr. Ben Hickey, General Manager, reviewed the status of Tract No. 28 owned by Willie Mae Edwards, et al, abutting on the Clear Fork of the Trinity River and being land more exactly described in conveyance as presented; and stated that the District, in connection with its lawful powers to construct or assist in constructing flood control structures, had entered into an agreement of cooperation with the Corps of Engineers, U. S. Army, covering the construction of flood control projects on the Clear Fork of the Trinity River, being generally known as Program D, and had undertaken to acquire land and easements for such construction by negotiation or exercise of the power of eminent domain as vested in it by law, and as result of previous negotiations the District was named as Grantee in certain Deeds now executed by the Owners, and that the Conveyance had been executed by the Owners for a nominal consideration upon the mutual intention and understanding of the District and Owners that certain lands of Owners, as a result of the engineering design of the flood control project, would be benefitted by the deposit of excavated material in the course of the construction of the project, and that such deposit was to be made by the Contractor's constructing such work under direction of the Corps of Engineers; however, all parties are now aware of the fact that there is an insufficient quantity of material to bring the Edwards lands to the grades and elevations mutually intended at the time that the Conveyances were executed,

and that consequently they will not have their abutting lands benefitted to the extent mutually intended at the time that the several conveyances were executed.

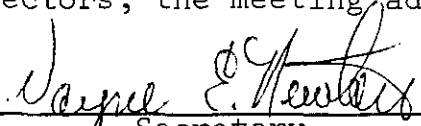
The Edwards through their attorney did appear before the Board of Directors on May 29, 1969 demanding that adequate consideration be paid for the land required and for damages to the remainder, or in the alternative that all of the Deeds and Easements heretofore executed by them be rescinded or cancelled.

Mr. Hickey stated that all parties have now negotiated a compromise and settlement of the differences and legal claims which have arisen by reason of the situation described, and have now arrived at a compromise and settlement of all of such claims and all damages and other claims for damaging or taking of land which might in any way now exist or hereafter arise as a consequence of the transaction, and that he would recommend that the District agree to pay to Owners the sum of \$120,714.34 as full payment and consideration for all of the lands and premises of Owners described in the conveyances as exhibited.

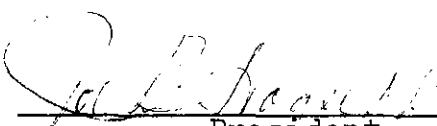
Following a general discussion of the matter, Director Hudson made a motion, seconded by Director Newton, that with the recommendation of management of the District, the amount of \$120,714.34 be paid the owners of Tract No. 28 upon execution of a release prepared by Mr. John M. Scott General Counsel for the District. Upon a vote taken all Directors voted aye and it was so ordered.

4.

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



Secretary



President