

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF  
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE  
HELD ON THE 15TH DAY OF NOVEMBER, 1985 AT 9:30 A. M.

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

PRESENT

C. Victor Thornton  
George W. Shannon  
Wayne E. Newton  
Burford I. King

Also present were Messrs. Ben Hickey, General Manager  
for the District; Jim Oliver, Manager of Administration; James  
Strawn, Manager of Planning and Development; Bill Hilliard,  
Manager of Special Services; Mike Meza, Manager of Operations;  
R. M. Doby, Comptroller; and Woody Frossard, Manager of  
Environmental.

Director Thornton acted as President and Director  
Shannon acted as Secretary, whereupon proceedings were had and  
done as follows:

1.

On motion made and seconded, and with assurance from  
management that all requirements of law relating to the "open  
meeting" law had been met, the minutes of the meetings held  
November 4, 1985 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.

James Strawn briefed the Board on upcoming House Natural  
Resources Committee Hearings regarding the issuance of Water  
Rights Permits on a ten year basis.

Director Shannon moved that the Board support Senator Montford's position that in order for Texas to obtain maximum beneficial use of state water while protecting existing water rights, new appropriations must be granted on the basis of beneficial use and existing water rights must be protected by water master enforcement of priority water rights. Director King seconded and the vote in favor was unanimous.

3.

Management of the District requested authority to sell the following tracts of land now surplus to the requirements of the District to wit:

<u>BUYER</u>	<u>DESCRIPTION</u>	<u>APPRAISED VALUE AND CONSIDERATION</u>
O. B. Smith	.0463 acre tract at Eagle Mountain Lake	\$ 1,000.00
Edna Vance Mathews	.078 acre tract and .066 acre tract in J. Wilcox Survey at Eagle Mountain Lake	\$ 10.00

Both sales involved land owned by the District between buyer's properties and the lake. The land is inaccessible to anyone but the adjacent landowners and has been used as their own for years. Upon the recommendation of management, Director King moved to authorize the sale of the above listed tracts. Director Shannon seconded and the vote in favor was unanimous.

4.

Management of the District requested authority for the District to enter into eminent domain proceedings to acquire the following Richland-Chambers Pipeline right-of-way:

- I. 4.08 acres in easement from Roger W. Williams and wife, F. Helen Williams, Ellis County, Texas.

Director Newton moved to authorize condemnation proceedings to obtain right-of-way for a total of three (3) lines. Director King seconded and the vote in favor was unanimous.

Management of the District requested authority to enter into a contract for the purchase of the following described tracts of land required for Program E - Richland Creek Project, on the following basis of payment to wit:

- I. Tract No.s 92 & 241 - 73.81 acres in fee @ \$800.00 per acre; 14.88 acres in easement @ \$533.00 per acre from James O. Cook et al, Navarro County, Texas.
- II. Tract No. 205 - 87.99 acres in fee @ \$720.00 per acre from Tom Hancock, Navarro County, Texas.

Following a detailed presentation of the tracts and upon the recommendation of management, Director Newton moved, seconded by Director Shannon, that the District be authorized to enter into a contract for the purchase of the above described tracts on the basis shown. This meeting with the approval of all Director present, it was so ordered.

5.

Mr. Meza presented contract documents for Section II, construction of 90 inch pipeline - Richland Creek Project. He stated that the documents had been approved by counsel. The authorization to advertise for bids was requested with said bids to be opened December 12, 1985. Following a discussion and recommendation by the General Manager, Director Shannon made a motion to authorize the advertising for bids for construction of Section II, 90 inch pipeline - Richland Creek Project with bids to be opened at 11:00 A. M. December 12, 1985. Director Newton seconded the motion and it was so ordered.

CLOSED MEETING

OPENED MEETING

Upon a motion from Director King, seconded by Director Shannon, the following resolution was unanimously adopted:

WHEREAS, Tarrant County Water Control and Improvement District Number One (the District) is constructing the Richland Chambers Creek Reservoir in Freestone and Navarro Counties, Texas, and the reservoir when completed will inundate several oil fields and many oil and gas wells will have to be plugged before closure of the dam; and

WHEREAS, the District has been unable to acquire by negotiation the working interests listed and identified on Exhibit "A" attached hereto and there is no alternative other than either to postpone closure or to immediately conclude negotiated purchases to acquire such working interests or to acquire such working interests by condemnation:

NOW, THEREFORE, IT IS HEREBY RESOLVED:

The management and staff of the District are hereby authorized to immediately acquire by purchase all of the working interests listed and identified on Exhibit "A" attached hereto and if negotiations to acquire such properties by purchase fail, to acquire same by condemnation or eminent domain proceedings and are authorized to file such proceedings at such times as may to the management and staff seem appropriate in order to accomplish the purposes of closure of the Richland Creek Dam as scheduled.

TARRANT COUNTY WATER CONTROL AND  
IMPROVEMENT DISTRICT NUMBER ONE

/s/ Ben Hickey, General Manager

EXHIBIT "A"

APD Company  
Bledsoe Petro Corporation  
Exxon Corporation  
Four W Oil Company  
Olsan Brothers, Inc.  
Art Machin & Associates  
Mike Miller  
Petrocan Inc.  
Texaco Inc.  
Texas Oil & Gas Production Corporation  
Carl Westerman

Director King moved that Victor William Henderson be appointed to fill the vacant position on the Board. The vacancy is due to the death of Director Robert D. Alexander. Director Shannon seconded and the vote in favor was unanimous.

The following resolution was unanimously adopted:

RESOLUTION

At a meeting of the Board of Directors of Tarrant County Water Control and Improvement District Number One held on November 15, 1985, at 9:30 A.M., the following resolution was unanimously adopted:

This Board expresses its sincere appreciation for the dedicated service and contribution of time and talents to the District by Robert D. Alexander, who served as a Director from May 30, 1979 until the time of his death on October 11, 1985. During this period he served with distinction as a Director and Secretary of the Board.

Due to Director Alexander's knowledge and years of experience as a successful businessman he provided valuable assistance to Board members and staff alike, and his unselfish performance of his duties contributed to the successful accomplishment of ensuring an adequate water supply to our community for generations to come. He was truly one of the outstanding and dedicated citizens in our community, and he will be missed.

THEREFORE BE IT RESOLVED that the Board of Directors of Tarrant County Water Control and Improvement District Number one acknowledges the dedicated service and outstanding citizenship of Robert D. Alexander and honors his memory. Be it further resolved that this resolution be spread upon the permanent minutes of the District and a copy be transmitted to Mrs. Alexander.

Unanimously adopted the 15th day of November 1985.

/s/ C. Victor Thornton  
President

/s/ Burford I. King  
Vice President

/s/ George W. Shannon  
Secretary

/s/ Wayne E. Newton  
Director

/s/ Ben F. Hickey  
General Manager

8.

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

George W. Shannon  
Secretary

P. Victor Tompton  
President