

Fort Worth Texas,

January 15th, 1926.

M I N U T E S of the Board of Directors of Tarrant County Water Control and Improvement District No. 1, held at its office in the Court house of Tarrant County, in Fort Worth, Texas on the 15th day of January A. D. 1926, at 4 o'clock P. M.

Presiding A. L. Baker, Vice President in absence of President Weeks: Present W. E. Bideker, H. M. Hightower and L. C. Abbott, when the following proceedings were had, to-wit: After dispensing with reading of minutes of last meeting, because same had not been prepared, the meeting was declared open by Vice President Baker for such other business as might come before it.

The following Bills were allowed at this meeting.

Election Expense as per expense accounts turned in for 91 voting precincts for election held Jan. 12, ---	\$1,408.00
To Charlie Thomas, Janitor for helping to get out election boxes, including checking all supplies, labelling all boxes, helping to check in and receive all returns, etc. etc. and for paying also two helpers, - - - - -	\$ 40.00
W. E. Bideker, Expense of Trip to Austin, for District State Board of Water Engineers, Austin, Texas. Registration fees, four projects, - - - - -	\$ 23.52
Notary Fee and telephone expense - - - - -	\$ 40.00
Fort Worth Star-Telegram, Printing Notice of Election -3 -	\$ 2.50
Fort Worth Press, " " " " +3 -	\$ 505.59
Stafford Lowden, Printing Election Supplies, - - - - -	\$ 178.80
Denver-Glen Furniture Co. Furnishing tables, chairs etc. and delivering all election boxes, 91 precincts -	\$ 351.52
Arlington Heights Service Station-Rent for polling place -	\$ 333.20
Earl W. Jennings, Rent for polling place -	\$ 5.00
Miss Jessie Royall, Helping hold Election, Prec't 60. -- -	\$ 5.00
	\$ 3.00
	<hr/>
	\$2,896.13

It appearing to the Board that Tarrant County Water Improvement District No. 1 and each member of the Board had been sued by W. W. Potts et al, seeking to have their lands excluded from the District through the Courts, It was ordered that a copy of the Citation served upon the District be filed and recorded as

a part of these minutes, which said citation is in words and figures as follows, to-wit:

THE STATE OF TEXAS.

To the Sheriff or any Constable of Tarrant County - Greeting:

You are hereby commanded to summon Tarrant County Water Improvement District No. 1 the Water Improvement District purported to be established within the boundaries of Tarrant County, Texas, by serving W. C. Weeks, A. L. Baker, L. C. Abbott, W. E. Bideker and H. M. Hightower, the five Directors of said Water Improvement District, acting in their said capacity as Directors, to appear before the District Court of Tarrant County, Texas, 96th Judicial District, at the Court house in the City of Fort Worth, at or before 10 o'clock A. M. on the monday next following the expiration of twenty-five (25) days from the date of issuance of this citation, said Monday being the 15th day of February, A. D. 1926 and then and there to answer the original petition of W. W. Potts, Andrew McLean, E. W. Bradshaw, Olive A. Pettinger, O. R. Pruitt, J. H. Knight, Maude B. Rogers, A. L. Williams, Leona Penny. Mrs. Alice L. Shirley, Nat Brooks, M. B. Ross, Mrs. A. W. Chapman, A. E. Baker, J. S. Murray, H. C. Gilbert, J. W. McLean, C. H. Putman, L. B. Brown, H. Howser, Oscar Peterson, W. R. Whitley, Ethel M. Donald, L. R. Pruitt, A. C. Allen, J. J. Davis, G. D. Allen, J. R. Faulker, John J. Putman, S. D. Penney, C. D. Neeley, B. L. Wagoman, J. C. Thompson, B. H. Chapman, R. L. Murray, T. J. Smith, J. G. Prewitt, R. L. Donald, Mrs. R. L. Cartwright, W. H. Irwin, Mr. and Mrs. Van Zandt Jarvis, John T. Overby, Anne Burgess Jarvis, C. M. White, Mrs. C. T. Whitley, Henry N. Grigsby and wife, Mrs. Henry N. Grigsby, E. A. Wheeler, C. W. Piper, E. Gray, S. L. Fowler, C. M. Oliver, Sylvia Moore Williams, W. E. Rogers, C. P. Shirley, Talbert Brooks, C. B. Team, L. T. Burford, D. J. Easley, Mrs. H. G. Strohl, J. F. Naugle, L. P. Street, Mrs. Willie H. Ligon, J. Ray White, O. E. Cass, attorney in fact for W. J. McBride estate, Frank G. Allen, W. J. Bates, L. Stateham, Melissa McLean, O. N. Morgan, Mrs. J. C. Shirley, W. R. Ross, T. C. Banks, J. Bob White, Mrs. John B. White, Jennie Lucille White, D. T. Simmons, C. S. Cantrell, Mrs. W. M. Price, J. S. Adams, Julia D. Putman, Ed. Peterson, J. N. Blevins, S. R. Baker, J. K. Peden, L. C. Holt, Mrs. N. C. McRae, A. Grant, N. E. Waldron, Mrs. Worthie B. Bardin, W. A. Tyson, K. M. Van Zandt, J. B. Singleton, P. C. Bishop, Mrs. T. N. Haney, John H. Bourland, J. E. Bourland, D. E. Price, W. M. Andrews, Mrs. R. Blevins, Knox Hutchison, O. A. Hiatt, C. E. Reynolds, L. P. Lowry, R. E. Ellis, T. C. Brooks, W. S. Tannahill, Charles L. Makoney, J. B. Baltzelle, C. H. Mosely, J. L. Portwood, J. N. McKee, W. L. English, W. C. Huddleston, G. W. Duke, J. R. Ellis, Thomas F. Boyer, Alfred Wills, Mrs. Ollie Pruitt, C. E. Mitchell, W. S. Burnett, Manager of J. I. Staley & Co.,

Plaintiffs, filed in said Court on the 9th day of January A. D. 1926, against Tarrant County Water Improvement District No. 1, the water improvement district purported to be established within the boundaries of Tarrant County, Texas, and

W. C. Weeks, A. L. Baker, L. C. Abbott, W. E. Bideker and
H. M. Hightower, the five Directors of said Water Improvement
District, acting in their said capacity as directors,
Defendants,
for suit, said suit being numbered 72,002.

The nature of which demand is as follows, to-wit:

That the election creating or purporting to create the Tarrant County Water Improvement District No. 1 was called by the Commissioners' Court of Tarrant County, Texas, in response to a petition which represented, among other matters that the total cost of all the improvements contemplated to be made in said District would not exceed the sum of \$1,000,000.00 and that the election was ordered and the question voted upon as submitted in said petition.

That prior to the election which was ordered by the Commissioners' Court to determine whether or not the Tarrant County Water Improvement District No. 1 should be organized, the provision of the statute being Revised Statute 5107-17, to the effect that any property owner in Tarrant County, whose property was not susceptible to irrigation by gravity from the system to be provided, could, upon petition properly filed with the directors of the Water Improvement District be excluded from said district, was advertised through the County and was used as an argument in order to get votes favorable to the organization of said Water Improvement District.

That shortly after the said election was held, plaintiffs herein duly filed with the directors of the Tarrant County Water Improvement District No. 1 their petition praying that the lands owned by them in Tarrant County and described by said petition be excluded from the Tarrant County Water Improvement District No. 1 on the grounds that said lands were not susceptible to irrigation by gravity from the system to be provided, and for other reasons would derive no benefit from being included in said Water Improvement District and ought to be excluded. That the Directors postponed action on Plaintiff's petition and thereafter passed a resolution to the effect that the Tarrant County Water Improvement District No. 1 should become a "Water Control and Improvement District" and that it would be governed by the law which was passed by the Legislature of the State of Texas subsequent to the date of the organization of this Water Improvement District and subsequent to the date when Plaintiffs' petition was filed with them and subsequent to the date when the first hearing was had on said petition.

Plaintiffs' allege that by reason of their property unjustly, inequitably and illegally included and attempted to be included in the Tarrant County Water Improvement District No. 1, and by reason of the unjust, inequitable and illegal refusal of the directors of the Tarrant County Water Improvement District No. 1, to exclude their lands as above described from the Tarrant County Water Improvement District, upon petition duly and legally filed and presented, that these Plaintiffs have been damaged in the sum of several thousand dollars.

W H E R E F O R E, PLAINTIFFS PRAY THAT BY ORDER OF THIS COURT THEIR PROPERTY BE EXCLUDED FROM AND BE NO LONGER A PART OF THE TARRANT COUNTY WATER IMPROVEMENT DISTRICT NO. 1. and that a writ of Mandatory Injunction issue directing the Directors of the Tarrant County Water Improvement District No. 1 to make an order excluding from Tarrant County Water Improvement District No. 1 the property belonging to the Plaintiffs herein. and,

YOU WILL DELIVER to said defendants, in person, a true copy of the Citation, within fifteen days from the date of issuance hereof.

HEREIN FAIL NOT, and have you then and there this WRIT, showing how you have the same.

WITNESS, G. S. Williams, Clerk of the District Court of Tarrant County, Texas.

ISSUED under my hand and seal of office, at Fort Worth, this the 14th day of January A. D. 1926.

(Seal) G. S. WILLIAMS, Clerk of the District Court, Tarrant County, Texas. By T. S. Clark, Deputy.

The above Citation was endorsed on back as follows:
File No. 72002.

CITATION
In District Court,
Tarrant County, Texas.

W. W. Potts et al

-vs-

Tarrant County Water Improvement
District No. 1.

Filed in Office of Tarrant Co
Water Improvement Dist. No. 1
January 15th, 1926.
J. H. Bullock, Assistant Secretary of Board.

Secretary, W. E. Bidaker stated that he and Manager-Engineer K. Robey ~~carried-out~~ carried out the desires of the Board, in making application through power of attorney from the Board, to the State Board of Water Engineers at Austin, Texas, for an extension of time in which to make preliminary investigation, prior to calling bond issue, and in this

connection Mr. Bideker stated that, at a cost of \$40.00, Registration fee for four projects contemplated by the District, extension was granted for a term of two and one half years for such preliminary investigation work.

He returned to this office the applications heretofore made by this Board to the State Board of Water Engineers on December 31st, together with the District's Check for \$1,000.00 which was not needed for re-filing, and which the Board ordered Assistant Secretary, Bullock to Cancel.

A check for \$25.00, which was amount of the last Registration fee paid on July 12, 1925, was also ordered to be cancelled as same was not used by the State Board of Water Engineers.

A committee was appointed at this meeting by Vice President A. L. Baker, to canvass the returns of an election held on January 12th, 1926, said committee being as follows to-wit:

Director W. E. Bideker
Director H. M. Hightower
Director L. C. Abbott. and, having

completed the canvass of the returns of said election, made the following report to the Board:

Fort Worth, Texas.
January 15th, 1926.

We, the Committee appointed to canvass the returns of an Election held by Tarrant County Water Improvement District No. 1, on January 12, 1926, beg to submit our findings as follows, to-wit:

For Directors (Five to be elected)

W. C. Weeks	Received	2405	Votes
W. E. Bideker	"	2090	"
H. M. Hightower	"	2398	"
L. C. Abbott	"	2452	"
A. L. Baker	"	2474	"
W. E. Selby	"	1363	"

For

For:

Becoming operative under Water Control and Improvement District Law, known as Senate Bill No. 169, as passed at its regular session by the Thirty-ninth Legislature of the State of Texas, authorized by Section No. 143, Chapter 25 of said law,

2,157 Votes.

Against:

Becoming operative under Water Control and Improvement District Law, known as Senate Bill No. 169, as passed at its Regular Session by the Thirty-ninth Legislature of the State of Texas, authorized by Section No. 143, Chapter 25 of said law,

1,899 Votes, or a majority for the proposition of 258 votes.

We, Your Committee, therefore declare the result of said election to be as follows, to-wit: W. C. Weeks, A. L. Baker and L. C. Abbott were elected to serve as Directors for said District for a term of two years, they having received the highest number of votes, and, W. E. Bideker, and H. M. Hightower were elected to serve as Directors for a term of one year, from and after January 12th, 1926.

We further declare and proclaim, that as a result of said election, this this District may and we recommend that it do invoke the provisions of what is known as Senate Bill No. 169, passed at the regular session of the Thirty-ninth Legislature of the State of Texas, found on page 86 of the acts of said regular session of said Legislature, and we further recommend that henceforth this District be organized under said law, and in conformity with its provisions and that its operations be conducted thereunder."

W. E. Bideker,
H. M. Hightower,
L. C. Abbott, Committee."

And,

As a result of said election, IT IS DECLARED, ORDERED AND DECREED by this Board of Directors, that the results of said election entitles, W. C. Weeks, A. L. Baker and L. C. Abbott to serve this District as Directors for a term of two years from and after January 12th, 1926, and that W. E. Bideker and H. M. Hightower are entitled to serve this District as Directors for a term of one year from and after January 12th, A. D. 1926, and,

As a further result of said election, IT IS DECLARED, ORDERED AND DECREED BY THIS BOARD, a quorum thereof being present and voting, that in conformity with an order passed by this Board on the 19th day of June, A. D. 1925, decreeing and ordering that this District become operative under the Water Control and Improvement District law, known as Senate Bill No. 169 passed at

the regular Session of the Thirty Ninth Legislature, that Tarrant County Water Improvement District No. 1, is now, and henceforth a Water Control and Improvement District and shall hereafter be known as Tarrant County Water Control and Improvement District No. 1 and shall be operative under and subject to all the provisions of said Water Control Law, and further it is considered to be and is organized fully under the terms of said law.

The following Statement of J. H. Bullock, Assistant Secretary of the Board of Directors was ordered to be recorded in these minutes, to-wit:

January 14th, 1926.

I, J. H. Bullock, Assistant Secretary of the Board of Directors of Tarrant County Water Improvement District No. 1, do hereby affirm and declare that the following statements are true to-wit:

On the morning of January 14th. 1926, at about 10 o'clock Messr's Felix Bransford and Alfred H. Eaton came into the office of Tarrant County Water Improvement District and asked where the envelopes containing the talley sheets, election returns etc. were, and I told them, whereupon, without further ceremony they took possession of the same, opened them and proceeded to begin comparing the returns with talley sheets, asking all manner of questions about this and that: I asked them if they were within their rights in doing this, as the complete returns had not come in and that the Board had not as yet met to canvass the returns. They answered me that they were wholly within their rights and that the returns were public property. Not being satisfied I, at once, telephoned Judge Sidney L. Samuels what had transpired and he told me to tell them that they had no right whatever to see said returns and talley sheets etc. until after the Board of Directors had met and formally canvassed the returns of the election, and that when this was done, they would have the right to be present and could have access to them then and afterwards. I conveyed this message to said Bransford and Eaton; Mr. Bransford, then telephoned Judge Sidney Samuels,

and when he had finished, he and Eaton resumed their checking and investigation of said returns. I again remonstrated with them, whereupon they both told me they knew that they were within their rights and refused to allow me to take said papers from them, but kept them until they had finished checking each envelope, which was addressed to the Secretary of the Board of Directors. Each told me to tell Mr. Samuels that they refused to heed his or my request, and that the only way they would desist was by being made to do so by legal procedure.

(Signed) J. H. Bullock, Assistant Secretary of the Board of Directors.

I was present in the office of Tarrant County Water Improvement District No. 1 on the morning of January 14th, 1926 and I know the above statements to be substantially true and correct.

(Signed) E. F. McMurtrey, Assistant Manager-Engineer of Tarrant County Water Improvement District No. 1 .

Manager-Engineer, K. Robey stated to the Board that he thought it would be wise to further investigate the possibilities of constructing a lake in Wise County near Bridgeport, whereupon the Board instructed said Robey with the assistance of Consulting Engineer Major John B. Hawley to make an inspection of said Pridgeport project and report to this Board just what further work will ne necessary.

There being no further business at this time, the Board Adjourned Subject to Call of President.

Attest:

W. E. Bann
Vice President.

[Signature]
Secretary.

stop

39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	TOTAL No. VOTES CAST	MAJORITY VOTES	REMARKS
----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----------------------	----------------	---------

70

Return of Election
 Held on Jan. 12, A.D. 1926,
 For Tarrant County Water Improvement District Number One
 Which is made a part of
 These minutes by order
 passed by the Board
 of Directors on January
 15th the date on which -
 Said return was canvassed.

RETURN OF ELECTION
 HELD ON JANUARY 12, A.D. 1926.
 FOR TARRANT COUNTY WATER IMPROVEMENT DISTRICT NUMBER ONE.
 WHICH IS MADE A PART OF THESE MINUTES, BY ORDER PASSED BY THE BOARD OF DIRECTORS ON JANUARY 15th, THE DATE ON WHICH SAID RETURN WAS CANVASSED.

Return of ANNUAL Election Held in Tarrant County, Texas, FOR TARRANT COUNTY WATER IMPROVEMENT DISTRICT No. 1.

85943 The Reimers Company, Fort Worth

Table with columns for wards (1-38) and rows for candidates (W.C. WEEKS, W.E. BIDEKER, H.M. HIGHTOWER, L.G. ABBOTT, A.L. BAKER, W.E. SELBY) and sections 'FOR becoming operative under WATER CONTROL AND IMPROVEMENT DISTRICT LAW, known as SENATE BILL No 169' and 'AGAINST becoming operative under WATER CONTROL AND IMPROVEMENT DISTRICT LAW, known as SENATE BILL No 169'. Each cell contains numerical data representing votes.

FOR becoming

operative under WATER CONTROL AND IMPROVEMENT DISTRICT LAW, known as SENATE BILL No 169

AGAINST becoming

operative under WATER CONTROL AND IMPROVEMENT DISTRICT LAW, known as SENATE BILL No 169

Return of *Annual* Election Held in Tarrant County, Texas,
 FOR TARRANT COUNTY WATER IMPROVEMENT DISTRICT No. 1.

85943 The Reimers Company, Fort Worth

OFFICE	NAMES OF CANDIDATES	81	82	83	84	85	86	87	88	89	90	91	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38
		TEXAS CHRISTIAN UNIVERSITY	RIVERSIDE NORTH	GLEN GARDEN	SEVENTH WARD S.W.	SEMINARY HILL	ARLINGTON HEIGHTS WEST	ELEVENTH WARD N.W.	SAGANORE HILL	MORNINGSIDE	LAKE VIEW	LAKE WORTH																											

DIRECTOR	W. C. WEEKS	1	22	38	23	34	20	40	22	30	14	16	3																											
"	W. E. BIDEKER	2	24	35	24	31	21	35	19	17	13	10	4																											
"	H. M. HIGHTOWER	3	25	32	26	35	20	38	26	32	14	18	3																											
"	L. C. ABBOTT	4	26	36	24	31	21	40	25	31	12	18	3																											
"	A. L. BAKER	5	25	38	25	32	18	39	26	29	14	18	3																											
"	W. E. SELBY	6	17	29	9	18	11	18	29	16	4	10	4																											
		7																																						
		8	139	208	131	181	111	210	145	133	71	90																												
		9																																						
		10																																						
		11																																						
		12																																						
		13																																						
		14																																						
		15																																						
		16																																						
		17																																						
		18																																						
		19																																						
		20																																						
		21																																						
		22																																						
		23																																						
		24																																						
		25																																						
		26																																						
		27																																						
		28																																						
		29																																						
		30																																						
		31																																						
		32																																						
		33																																						
		34																																						
		35																																						
		36																																						
		37																																						
		38																																						

1 2405 ✓
 2 2090 ✓
 3 2398
 4 2452
 5 2474
 6 1363

"Ex A" Minute Book 3,
 Filed Between Pages 10 & 11.

7 13,152
 8 13,152

11 2157

18 1899

FOR becoming

operative under WATER CONTROL AND IMPROVEMENT DISTRICT Law, known as Senate Bill No. 169

AGAINST becoming

operative under WATER CONTROL AND IMPROVEMENT DISTRICT Law, known as Senate Bill No. 169