

MINUTES OF A CALLED MEETING OF THE BOARD OF DIRECTORS OF TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE, HELD IN THE DISTRICT OFFICE ON APRIL 12, 1929, AT 11 O'CLOCK A. M.

The roll call disclosed the presence of all of the directors, as follows:

- W. R. Bennett
- W. K. Stripling
- E. E. Bewley
- C. A. Hickman
- W. S. Cooke

At this meeting Director W. R. Bennett presided in his capacity as President; Director W. K. Stripling acted in his capacity as Secretary.

Petitions for exclusion of lands from the District (filed with these Minutes)

1. President Bennett presented to the Board for consideration and action petitions for exclusion of lands from the District as follows, viz:

- (a) The petition of C. A. Boaz and others, filed with the District on January 8th, 1929;
- (b) The petition of William Fay Kingsbury, et al, filed with the District on January 10th, 1929;
- (c) The petition of L. P. Reeves, filed with the District on January 16th, 1929;
- (d) The petition of G. P. Reves, filed with the District on January 16th, 1929;
- (e) The petition of M. G. Reeves, filed with the District on January 21st, 1929.

The designated petitions for exclusion of lands are attached to these Minutes as "EXHIBIT A" "B" "C" "D" and "E".

Report of District Engineers on said Petitions for exclusion of lands - Exhibit F

2. President Bennett further presented to the Directors the report of the District Engineers concerning the designated petitions for exclusion. Said report of said Engineers is attached to these Minutes as "EXHIBIT F" and is made part hereof.

See Minutes of April 2, 1929

3. Thereupon the President called to the attention of the Directors the Minutes of the Regular Meeting of the Board of Directors, held on April 2, 1929, at 10 o'clock a. m., at which time there did appear before the Board the following named persons, viz:

- C. A. Boaz, representing himself and the co-signers of said petition;
- William Fay Kingsbury, representing himself and the co-signers of that petition;
- L. P. Reeves, a Petitioner;
- G. P. Reves, a Petitioner;
- M. G. Reeves, a Petitioner; Also
- Honorable F. M. Bransford, who appeared as Attorney of record for each and all of the persons signing the above petitions.

President Bennett further called attention to the fact that said Minutes appeared of record in the minutes of the District in Book No. 7, pages 95 to 97; further, that said Minutes disclosed that said petitioners and counsel at that time and place, as stated in the minutes, did present to

the Directors all statements, evidence and reasons relied upon by them as the basis for the petitions for exclusion. Further, that the substance of these statements is contained in the minutes as recorded. Said minutes are here referred to as part of the Minutes of this Meeting.

Actual inspection of land by Directors and John B. Hawley, Engineer for the District.

4. It further appeared that on Friday, April 5, 1929, Directors Bennett, Bewley and Hickman, accompanied by John B. Hawley, Engineer for the District, made an actual inspection of each and every tract of land as defined in said petitions for exclusion, with reference to determining the physical and economical factors entering into said requests for exclusion. It further appeared from the statements of Directors Stripling and Cooke that while they had not inspected said lands in company with the other Directors and the Engineer, that they had made a thorough inspection of the entire territory in the District lying east of Fort Worth in order to advise themselves concerning matters set forth in said petitions for exclusion.

5. Thereupon there was full discussion of the merits of said petitions, and the statements, or evidence brought forward on said April 2, 1929.

Each and all Petitions denied - reasons therefor.

6. Thereupon it was declared to be the judgment of the Board that consummation of the plans of the District would be a benefit to all of the lands described in said petitions, and that the public benefit and utility did require that said lands do be retained in the District. Further, that any tax which might be imposed by the District on said lands would be adequately compensated to the owners of said lands, and each of them, by reason of the benefits to said lands which would be created by reason of the execution of the District's plans. Further, that the imposition of the tax burden by the District, would not, as to any one of the designated owners, constitute the arbitrary imposition of a confiscatory burden.

Formal denial of petitions for exclusion.

7. Thereupon, and upon formal motion, it was ordered that said petitions, and each of them, do be wholly denied. Said motion was duly seconded and upon a vote being taken, all the directors present and voting, each and all the directors voted for the motion and no director voted against it: It was so ordered.

There being no further business placed before the Board, the meeting was adjourned.

TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE,

*[Signature]*  
As President

*[Signature]*  
As Secretary

*[Signature]*

*[Signature]*

*[Signature]*

MINUTES OF A CALLED MEETING OF THE BOARD OF DIRECTORS OF  
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE, HELD  
IN THE DISTRICT OFFICE ON APRIL 12, 1929, AT 11 O'CLOCK A. M.

The roll call disclosed the presence of all of the directors, as follows:

W. R. Bennett  
W. K. Stripling  
E. E. Bewley  
C. A. Hickman  
W. S. Cooke

At this meeting Director W. R. Bennett presided in his capacity as President; Director W. K. Stripling acted in his capacity as Secretary.

Petitions for exclusion of lands from the District (filed with these Minutes)

1. President Bennett presented to the Board for consideration and action petitions for exclusion of lands from the District as follows, viz:

- (a) The petition of C. A. Boaz and others, filed with the District on January 8th, 1929:
- (b) The petition of William Fay Kingsbury, et al, filed with the District on January 10th, 1929:
- (c) The petition of L. P. Reeves, filed with the District on January 16th, 1929:
- (d) The petition of G. P. Reves, filed with the District on January 16th, 1929:
- (e) The petition of M. G. Reeves, filed with the District on January 21st, 1929.

The designated petitions for exclusion of lands are attached to these Minutes as "EXHIBIT A" "B" "C" "D" and "E".

Report of District Engineers on said Petitions for exclusion of lands - Exhibit F

2. President Bennett further presented to the Directors the report of the District Engineers concerning the designated petitions for exclusion. Said report of said Engineers is attached to these Minutes as "EXHIBIT F" and is made part hereof.

See Minutes of April 2, 1929

3. Thereupon the President called to the attention of the Directors the Minutes of the Regular Meeting of the Board of Directors, held on April 2, 1929, at 10 o'clock a. m., at which time there did appear before the Board the following named persons, viz:

C. A. Boaz, representing himself and the co-signers of said petition;  
William Fay Kingsbury, representing himself and the co-signers of that petition;

L. P. Reeves, a Petitioner;

G. P. Reves, a Petitioner;

M. G. Reeves, a Petitioner; Also

Honorable F. M. Bransford, who appeared as Attorney of record for each and all of the persons signing the above petitions.

President Bennett further called attention to the fact that said Minutes appeared of record in the minutes of the District in Book No. 7, pages 95 to 97; further, that said Minutes disclosed that said petitioners and counsel at that time and place, as stated in the minutes, did present to the Directors all statements, evidence and reasons relied upon by them as the basis for the petitions for exclusion. Further, that the substance of these statements is contained in the minutes as recorded. Said minutes are here referred to as part of the Minutes of this Meeting.

Actual inspection of land by Directors and John B. Hawley, Engineer for the District.

4. It further appeared that on Friday, April 5, 1929, Directors Bennett, Bewley and Hickman, accompanied by John B. Hawley, Engineer for the District, made an actual inspection of each and every tract of land as defined in said petitions for exclusion, with reference to determining the physical and economical factors entering into said requests for exclusion. It further appeared from the statements of Directors Stripling and Cooke that while they had not inspected said lands in company with the other Directors and the Engineer, that they had made a thorough inspection of the entire territory in the District lying east of Fort

Worth in order to advise themselves concerning matters set forth in said petitions for exclusion.

5. Thereupon there was full discussion of the merits of said petitions, and the statements, or evidence brought forward on said April 2, 1929.

Each and all  
Petitions  
denied -  
reasons there-  
for.

6. Thereupon it was declared to be the judgment of the Board that consummation of the plans of the District would be a benefit to all of the lands described in said petitions, and that the public benefit and utility did require that said lands do be retained in the District. Further, that any tax which might be imposed by the District on said lands would be adequately compensated to the owners of said lands, and each of them, by reason of the benefits to said lands which would be created by reason of the execution of the District's plans. Further, that the imposition of the tax burden by the District, would not, as to any one of the designated owners, constitute the arbitrary imposition of a confiscatory burden.

Formal denial  
of petitions  
for exclusion.

7. Thereupon, and upon formal motion, it was ordered that said petitions, and each of them, do be wholly denied. Said motion was duly seconded and upon a vote being taken, all the directors present and voting, each and all the directors voted for the motion and no director voted against it: It was so ordered.

There being no further business placed before the Board, the meeting was adjourned.

TARRANT COUNTY WATER CONTROL AND  
IMPROVEMENT DISTRICT NUMBER ONE,

(Signed) W. R. Bennett

As President

(Signed) W. K. Stripling

As Secretary

(Signed) C. A. Hickman

(Signed) W. S. Cooke

(Signed) E. E. Bewley

I hereby certify that the above and foregoing is a true copy of the minutes of Tarrant County Water Control and Improvement District Number One, concerning petitions for the exclusion of lands, as the same appears of record in the District's Minutes, Book No. 7, Pages 102 and 103. I further certify that the Documents attached hereto, marked Exhibit A, B, F, and G are the original documents, which are for this purpose removed from the Minutes and attached hereto.

Ed. B. Cheatham  
Custodian of Records of Tarrant County Water  
Control and Improvement District Number  
One.

January 4th, 1929

TO THE BOARD OF DIRECTORS OF THE TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE.

We, the undersigned, respectfully petition your Honorable Board to exclude from the Tarrant County Water Control and Improvement District Number One, the following described property belonging to us and now included within the boundaries of said District. The following described property is owned jointly by C. A. Boaz, W. P. Boaz, E. O. Boaz, Mrs. L. B. Comer and Mrs. C. C. Gumm, under an unrecorded Deed, and the Record Title is in Mrs. Mary Bell Boaz.

✓ ① 81-E/29-N 320 ACRES H. F. LARGENT SURVEY 12°

Beginning at the southeast corner of the H. B. Tuggle survey and the northwest corner of the J. F. Redding Survey.  
THENCE North 950 varas to the southeast corner of the G. B. Stanley Survey.  
THENCE East 1900 varas to the West line of the W. C. Trimble Survey.  
THENCE South with West line of said Trimble Survey 950 varas to North line of J. F. Redding Survey.  
THENCE West 1900 varas crossing the Trinity River several times to the place of beginning, being all the said H. F. Largent Survey.

✓ ② 83-E/29-N 160 ACRES M. G. ELKINS SURVEY 15°

On the waters of Village Creek, a tributary of West Fork of the Trinity River about eleven miles east of Fort Worth and,-  
BEGINNING at the northwest corner of the John Smith 320 acre survey.  
THENCE North 950 varas to a corner in the bed of the West Fork from which an elm 14 inches diameter bears South 1 degree, East 35 varas.  
THENCE East crossing said creek at 780 varas, in all 950 varas to the southeast corner of M. J. Bonner's 160 acre survey, an ash 10 inches diameter bears North 62 degrees West 4 8/10 varas and Elm 14 inches bears South 43 degrees East 6 4/10 varas;  
THENCE South with the west line of Joel Hallum's 320 acre survey 950 varas to his southwest corner;  
THENCE West 950 varas to the place of beginning.  
Being all of the M. G. Elkins Survey.

✓ ③ 83-E/29-N 59 ACRES OUT OF W. J. BONNER 160 ACRE SURVEY

The 160 acre Survey described as follows, - 12°  
Beginning at Jesse Overton's Southeast corner, a stake in timber, etc.  
THENCE South 140 varas to the West Fork 950 4/10 varas a haw, etc.  
THENCE West 950 4/10 varas, passing a bend of said river at 460 to 560 varas, a stake, etc.  
THENCE North 400 varas said river, 950 4/10 varas a stake in prairie on said Overton south line.

THENCE East 950 4/10 varas on ssid line to the place of beginning.

We omit bearing trees at "etc" (Abstractor)

48 ACRES OUT OF THE W. R. READER 320 ACRE SURVEY

④ 80-E/29-N

The three Hundred and twenty (320) acre survey is described below - \$ 12.00

BEGINNING at the S. E. Corner of the H. P. Tuggle's survey and the N. W. Corner of section 16 in township 1 South of the Range 4 west at a Hackberry 10" in diameter from the said Hackberry a chittim 8 in diameter vrs. N. 85 E 3 varas.

THENCE West 1900.4 varas to a stake in timber from which said stake a P. O. vrs. North 10 E 4 1/2 vrs.

THENCE South at 850 varas W. Fork in all 950.4 vrs to a stake in timber from which said stake a Burr Oak 30 in dia vrs. 21 1/2 E. vrs.

THENCE East 430 vrs. to West Fork,

THENCE Across and down the said river 120 varas at 850 varas, said West Fork, at 180 varas sd. West Fork, at 1460 vrs. said West Fork. in all 1900.8 varas to a stake in timber from which stake, a Burr Oak 16 in dia vrs. N. 4 e 15 vrs.

THENCE North at 570 vrs. West Fork, in all 950.4 vrs. to beginning, variation 9 degrees 50' East, surveyed January 15th 1851.

⑤ 81-E/29-N

196 ACRES OUT OF THE JAMES E. REDDING SURVEY OF 280 ACRES.

\$ 12.00

The 280 acre survey is described as follows, -

BEGINNING AT THE SOUTHWEST corner of Hugh F. Largent's Survey of 320 acres at a Hackberry 10 inches diameter, in timber, and near the edge of a small prairie from which a chittim 9 inches diameter bears north 85 E. 3 varas.

THENCE with the South boundary of the said survey, East crossing the West Fork several times, and the time at 2080 varas co N. E. in all 2376 varas to a stake near the bank of the stream and in the South boundary line of Wm. C. Trimble Survey, N 63 East Hackberry 10 in dia bears North 10 E. 2 1/2 varas and a do 12 in dia brs S 40 W 10 vrs.

THENCE South 475 varas to stake in timber, hackberry 10 in dia vrs N 80 W 3 vrs.

THENCE West 1425 1/2 vrs to a stake in timber, hackberry 10 in dia bears N 80 W. 3 vrs and a do 10 in dia brs N 8 W 2 1/3 vrs.

THENCE South 475.2 varas to a stake in small prairie P. O. 12 in dia brs. S 34 W and a P. O. 6 in dia brs N 4 E 15 vrs.

THENCE West 950.4 vrs to a stake in timber B. J. 3 in dia brs S. 54 W 3 vrs and a do 18 in dia vrs. N. 4 E. 15 vrs.

THENCE North at 570 vrs said stream co. East in all 950.4 varas to the place of beginning.

⑥ 81-E/29-N

5 ACRES OUT OF THE H. ROBINSON 160 ACRE SURVEY

\$ 12.00

The 160 acres survey described as follows, -

Beginning 113 varas West of the northwest corner of the P. M. Truett 160 acres survey, a hackberry bears S 48 varas, an elm N. 66 degrees East 6 varas.

THENCE East 1838 vrs to a post oak,

THENCE East 1838 varas to a post oak, another bears West 24 varas, another bears North 15 varas.

THENCE North 486 varas a small post oak.

THENCE West with Reddens south line 1838 varas to the northeast corner of P. M. Truett 160 acre survey.

THENCE South with said line 486 varas to the place of beginning containing 160 acres.

25 ACRES OUT OF THE W. E. BALLARD 160 ACRE SURVEY

⑦ 83E/29-N

THE 160 acre survey described as follows, -

About eleven miles east of Fort Worth, beginning at the northwest corner of John Smith's Survey of 320 acres;

THENCE North 950 varas to corner in bed of West Fork of Trinity, an elm 14 inches, diameter, bears south 1 degree east 35 varas;

THENCE West 950 varas to a pile of stone a post oak 12 inches bears north 71 degrees West 8 varas. Do. bears S 43 degrees West 7 varas.

THENCE South 950 varas to Wm. Welch Survey.

THENCE East 950 varas to the place of beginning.

6 ACRES OUT OF THE 25 2/3 ACRES OUT OF THE EASTERN PORTION OF THE J. BROCKMAN SURVEY

J. Blackman

\$ 1500

⑧ 81-E/29-N

Partly out

Said twenty five and two thirds (25 2/3) acres described below, -

Situated about 5 1/2 miles north 80 East of Fort Worth,

BEGINNING at the northeast corner of the said Jacob Brockman survey;

THENCE South with its east line 660 varas to a corner of same;

THENCE East 114 varas to another corner of same;

THENCE South 485 varas to the southeast corner of said J. Brockman survey and being the northeast corner of the E. Jones survey;

THENCE West in the south line of said J. Brockman survey 192 varas;

THENCE North 1145 varas to the north line of said Brockman survey;

THENCE East 78 varas to the place of beginning.

15 ACRES OUT OF THE J. H. CONNER 63 ACRE SURVEY

⑨ 81-E/29-N

Said sixty three acres survey described as follows, -

\$ 1200

Beginning on the south line of the W. R. Reeder Survey in the middle of West Fort of the Trinity River;

THENCE East 30 varas with the south line of said W. R. Reeder survey to the northwest corner of the J. H. Conner sixty three acre survey;

THENCE South 184 varas to the southwest corner of said Conner survey, being the northwest corner of the H. Robinson 160 acre survey;

THENCE East with the north line of said Robinson survey 1837 varas to the northeast corner of said Robinson survey;

THENCE North 223 varas to the northeast corner of said J. H. Conner 63 acre survey.

THENCE West 482 varas to a stake in the E. line of said J. F. Redding Survey;  
THENCE South 39 varas;  
THENCE W. along the north line of said J. H. Conner survey to the place of beginning.

⑩ 81-E/29-N 60 ACRES OUT OF THE WM. NORRIS 320 ACRE SURVEY

Said Sixty (60) acres described as follows: \$ 15<sup>00</sup>

BEGINNING at the Northeast corner of said survey;  
THENCE West 356 varas to a stake in North line of said survey;  
THENCE South 950-4/10 varas to a stake in South line of said survey;  
THENCE East 356 varas to the southeast corner of said survey;  
THENCE North with the East line of said survey 950-4/10 varas to the place of beginning, and being 60 acres of land.

The grounds on which we respectfully ask that our property be excluded from said District are that it will not be benefited by being included within the boundaries of said District, FIRST, because we do not desire to irrigate said land and we do not understand that it is contemplated that such land will be irrigated, and in this connection we believe that about half of this land is so high that it would be impracticable to try to irrigate it. We desire further to state that we do not believe that irrigation would benefit any part of our land.

Our second reason for stating that our property would not be benefited by being included within the boundaries of this District is that about one-half of our land is not subject to overflow and we do not believe that the proposed system would prevent the other half of our land, as above described, from being subject to overflow. In this connection, we respectfully state that an occasional overflow such as occurs, does not injure our land, which is pasture land and not in cultivation. The overflow has a tendency to help the land and even if the proposed system would prevent our land from overflowing, it would not benefit our land.

WHEREFORE, your petitioners respectfully petition that there real property as above described be excluded from the Tarrant County Water Control and Improvement District Number One.

C. B. Boaz  
W. P. Today  
E. O. Boaz  
Mrs. L. B. Conner  
Feb 9



Mrs. C. C. Gumm  
C. C. Gumm

THE STATE OF TEXAS )  
COUNTY OF TARRANT )

BEFORE ME, the undersigned authority, a Notary Public, in and for Tarrant County, Texas, on this day personally appeared C. A. Boez, W. P. Boez, E. O. Boez, Mrs. L. B. Comer and Mrs. C. C. Gumm, who being by me duly sworn on oath state:

That all and singular the facts and statements contained in the above petition are true and correct.

C. A. Boez

W. P. Boez

E. O. Boez

Mrs. L. B. Comer  
L. B. Comer

Mrs. C. C. Gumm  
C. C. Gumm

Sworn to and subscribed before me, this the 7th day of January, A. D. 1929.

Alfred H. Eaton  
Notary Public, Tarrant County, Texas

3-1833

"EXHIBIT B"

Rec'd 9:35 AM JAN. 10 1929

*Wm F. Kingsbury*

-1-

A tract comprising in the aggregate 528 acres, more or less, being 521.5 acres more or less, in the J. J. Wingfield, and 6.5 acres in the Mary Lee surveys, about 15 miles East of Fort Worth.

January 4th, 1929

BEGINNING at the Northwest corner of said Wingfield Survey;

THENCE East with the North line thereof 1660 yds. more or less, to the Northwest corner of the tract set apart to Nannie H. Schooler by decree of the District Court of Tarrant County, Texas, dated March 1, 1893, and recorded at ...

**TO THE BOARD OF DIRECTORS OF THE TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. ONE.**

THENCE South with the west line of said Nannie H. Schooler tract 1640 yds. to the South line of the said Wingfield Survey;

THENCE West with the ... We, the undersigned, respectfully petition your Honorable Board to exclude from the Tarrant County

Water Control and Improvement District Number One, the following described property belonging to us and now included

within the boundaries of said District. The following described property is owned jointly by William Fay Kingsbury, James T. Kingsbury, H. B. Kingsbury and R. H. Kingsbury:

THENCE North with the ... described property is owned jointly by William Fay Kingsbury, James T. Kingsbury, H. B. Kingsbury and R. H. Kingsbury:

bury:

-2-

A part of the W. L. Lee Survey, located and situated in Tarrant County, Texas, described as follows:

BEGINNING at a stone which is 200 yds. South, 212 yds. East from the Northwest corner of said W. L. Lee Survey;

THENCE South 482 1/2 yds. to a stake;

THENCE East 300 yds. to the East line of said Lee Survey;

( See description of property on following page. )

THENCE North along ... from which a post oak bears North 60 degrees West 1 1/2 yds. and four post oaks from the same root bear South 88 yds.;

THENCE West 300 yds. to the place of beginning, and containing twenty-two and 1/2 acres of land exclusive of the right of way of the Chicago-Rock Island & Gulf Ry. Company.

-3-

All that certain tract or parcel of land situated in Tarrant County, Texas, described as follows:

86-1/2 acres off the East side of the J. J. Wingfield Survey in Tarrant County, Texas, and described by notes and corners as follows:

BEGINNING with the N. E. Corner of said Wingfield Survey;

THENCE West 265 yds. to the N. E. Corner of an 88 acre tract heretofore standing in the name of Emma S. Schooler;

THENCE South 1840 yds. to the S. E. Corner of said 88 acre tract in the South line of said Wingfield Survey and being the S. W. Corner of the 86-1/2 acre tract herein conveyed;

THENCE East with South line of said Wingfield Survey to the S. E. Corner of said Survey;

THENCE North 1840 yds. to the place of beginning.

(11) 84-E/30-N

A tract comprising in the aggregate 528 acres, more or less, being 521.5 acres, more or less, in the J. J. Wingfield, and 6.5 acres in the Mary Lee Surveys, about 15 miles East of Fort Worth.

BEGINNING at the Northwest corner of said Wingfield Survey; \$ 16<sup>00</sup>

THENCE East with the North line thereof 1666 vrs. more or less, to the Northwest corner of the tract set apart to Nannie H. Schooler by decree of the District Court of Tarrant County, Texas, dated March 1, 1893, and recorded at Page 499, of Book R, of the minutes of said court;

THENCE South with the west line of said Nannie H. Schooler tract 1840 varas to the South line of the said Wingfield Survey;

THENCE West with said line 325 varas, more or less to the center of the channel of Trinity River;

THENCE up said river with its meanders passing the Southeast corner of the tract set apart to Leonard P. Schooler, the Southeast corner of the tract set apart to C. C. Schooler and the Southeast corner of the tract set apart to W. L. Schooler by said decree of the District Court of Tarrant County, to the West line of said Wingfield Survey;

THENCE North with the West line of said survey 1690 varas to the beginning, and comprising within the above line the tracts set apart to W. L. Schooler, C. C. Schooler, Leonard P. Schooler, Joseph F. Schooler and Emma D. Schooler, by said decree of the District Court of Tarrant County;

(12) - 84-E/30-N

A part of the W. L. Lee Survey, located and situated in Tarrant County, Texas, described as follows; \$ 14<sup>00</sup>

BEGINNING at a stone which is 320 varas South, 312 varas East from the Northwest corner of said W. L. Lee Survey;

THENCE South 482½ varas to a stake;

THENCE East 300 varas to the East line of said Lee Survey;

THENCE North along said East line 482½ varas to a large flat stone, from which a post oak bears North 60 degrees West 1½ varas and four post oaks from the same root bear South 28 varas;

THENCE West 300 varas to the place of beginning, and containing twenty-two and 1/2 acres of land exclusive of the right of way of the Chicago-Rock Island & Gulf Ry. Company.

(13) 84-E/30-N

All that certain tract or parcel of land situated in Tarrant County, Texas, described as follows; \$ 10<sup>00</sup>

86-1/2 acres off the East side of the J. J. Wingfield Survey in Tarrant County, Texas, and described by metes and bounds as follows:

BEGINNING with the N. E. Corner of said Wingfield Survey;

THENCE West 265 varas to the N. E. Corner of an 88 acre tract heretofore standing in the name of Emma S. Schooler;

THENCE South 1840 varas to the S. E. Corner of said 88 acre tract in the South line of said Wingfield Survey and being the S. W. Corner of the 86-1/2 acre tract herein conveyed;

THENCE East with South line of said Wingfield Survey to the S. E. Corner of said Survey;

THENCE North 1840 varas to the place of beginning.

14 80-E/29-N

-4-

\$66.00

Being 19.56 acres of land out of the John Akers Survey in Tarrant County, more particularly described as follows:

BEGINNING 1188.42 varas East and 463.2 varas South of the Northwest corner of said Survey;

THENCE South 486.8 varas to the South Line of the said Akers Survey;

THENCE West with the South line of said Survey 238.42 varas to the Southeast corner of a 57-2/3 acre tract belonging to Geo. D. Hollingsworth;

THENCE North 486.2 varas;

THENCE East 238.42 varas to the place of beginning, containing 19.56 acres exclusive of the right of way of the Chicago, Rock Island and Gulf Railway, which crosses said tract and embraces .88 acres of land.

15 80-E/29-N

-5-

No check

at 180000 \$30.00

A part of the S. Elliott Survey, in Tarrant County, Texas, Patent No. 568, Volume 9, described by metes and bounds as follows:

BEGINNING at a stake in the North line of said Survey 1417.1 varas East of its Northwest corner and at the Northeast corner of a 33.3 acre tract out of said survey;

THENCE North 89-1/4 East with said North line 264-1/2 varas, to corner, a stake;

THENCE South 382-1/2 varas to the Trinity River;

THENCE up said river with its meanderings North 64 West 94-1/2 varas, South 84-3/4 West 90.3 varas North 81-1/2 West 90.4 varas to corner;

THENCE North 369 varas to the place of beginning.

16 80-E/29-N

-6-

\$40.00

All that certain lot, tract or parcel of land, being part of the G. B. Stanley and H. P. Tuggle Surveys in Tarrant County, Texas, more particularly described as follows:

BEGINNING in the north line of the said Stanley Survey 542 varas east of the N. W. Corner of said Survey and the S. W. Corner of the Geo. Akers Survey;

THENCE South 863 varas to a stake in an east and west fence;

THENCE East 60 varas to a stake;

THENCE South, at 13 varas crossing the middle of the tract of the C. R. I & G. Ry. Co. in all 167 varas to an iron pipe, whence a Spanish Oak bears N. 50 E. 3 1/2 varas;

THENCE East 650 varas to a stake; whence a 20 inch pecan bears S. 8 W. 3 varas;

THENCE North 80 varas to a stake;

THENCE West 143 varas to an iron pin, whence a pecan tree bears N. 31 1/2 E. 1 1/2 varas;

THENCE North 950 varas to the North line of said Stanley Survey;

THENCE West along said line 567 varas to the place of beginning, containing one hundred acres exclusive of the tract deeded to the C. R. I. & G. Ry. Co. by T. D. Hovenkamp, recorded in Vol. 170k page 395, Deed Records of Tarrant County, Texas.

(17) 80-15/29-N

-7-

\$ 40.00

All that certain parcel of land in Tarrant County, Texas, and described as follows:

Beginning at a stake in the South line of the H. P. Tuggle 320 acre Survey, 594.2 vrs. East of its Southwest corner, ad. place of beginning being the S. W. Corner of a 110-acre tract deeded by Samuel Boaz to Richard Boaz;

THENCE East with South line of said Tuggle Survey 653.2 vrs. to S. E. Corner ad. R. Boaz tract;

THENCE North 864.2 vrs. to a stake;

THENCE West at 165 vrs. Little Fossil Creek, in all 653.2 vrs. to a stake in West line said 110-acre tract;

THENCE South 864.2 vrs. to place of beginning, being the 100 acres set apart to Mary Melbourne by District Court of Tarrant County, Texas, in Cause No. 17011-, Bewley vs. Boaz, and being same property described in Deed Records said county, Book 355, P. 353.

(18) 80-E/29-N

-8-

\$ 30.00

All that certain Lot, tract or parcel of land in the H. P. Tuggle Survey in Tarrant County, Texas, more particularly described as follows:

BEGINNING at the Southeast corner of said Survey;

THENCE West along the South line of said Survey 653.2 varas;

THENCE North 950-4/10 varas to the north line of said survey;

THENCE East along the north line of said survey 653-2/10 varas to the N. E. corner of said survey;

THENCE South along the East line of said survey 950-4/10 varas to the place of beginning, containing 110 acres of land.

(19) 80E/29-N

-9-

\$ 40.00

All that certain tract of land, situated in Tarrant County, Texas, about  $3\frac{1}{2}$  miles northeast from the city of Fort Worth on the north side of the Trinity River, being parts of the S. Elliott and W. R. Reeder Surveys, and particularly described as follows, to-wit:

BEGINNING at a stone in the N. line of the S. Elliott Survey, 240 vrs. West of its N. E. Corner;

THENCE East 240 vrs. a stone the N. E. Corner of said Elliott Survey, and the N. W. Corner of the Wm. R. Reeder Survey, in all 452.2 vrs. an iron peg in the N. line of said Reeder survey;

THENCE S. 475 vrs. an iron peg;

THENCE West 212.2 vrs. a stone;

THENCE S. 190 vrs. the middle of the channel of the Trinity River;

THENCE up said River with its meanderings the following courses and distances: N.  $76^{\circ} 15'$  W. 45 vrs. N.  $52^{\circ} 30'$  W. 48.6 vrs. N  $45^{\circ}$  W. 48.6 vrs. N.  $33^{\circ} 15'$  W. 45 vrs. N.  $37^{\circ}$  W. 133.2 vrs. N.  $48^{\circ}$  W. 25 vrs;

THENCE N. 430 vrs. to the place of beginning, being 24-25/100 acres out of the S. Elliott Survey, and 17.9 acres out of the Wm. R. Reeder Survey.

20 80-E/29N

-10-

\$ 30.00

All that certain lot, tract or parcel of land lying and being situated in the County of Tarrant and State of Texas, and being 6-65/100 acres out of

the Sanders Elliott Survey, located about four miles North, sixty degrees East from Fort Worth, described by metes and bounds as follows:

BEGINNING at a stake in the north line of said survey 1190-6/10 varas from its northwest corner said stake being the northeast corner of a two-acre tract sold to Ross M. Arbuckle on July 20th, 1908;

THENCE North 89-1/4 degrees east along said north line 119-1/2 varas;

THENCE south 335 varas to the middle of the Trinity River;

THENCE up said river North 72 degrees West 123-1/2 varas to the southeast corner of above mentioned two acre tract;

THENCE North with the east line of said two acre tract 296 varas to the place of beginning and containing 6-65/100 acres of land more or less, as the case may be, and being 6-65/100 acres out of the 33-3/10 acre tract covered by L. J. Hawkins to A. Arneson on the 17th day of November, 1906, and recorded in Volume 234, page 284 Deed Records of Tarrant County, Texas.

(2) 80°E/29N.

-11-

\$30.00

All that certain tract or parcel of land, situated in the County, of Tarrant and State of Texas, more particularly described as follows, to-wit: 6.65 acres out of the Sanders Elliott Survey in Tarrant County, Texas, about 4 miles N. 60 deg. E. from Fort Worth, described by metes and bounds as follows:

BEGINNING at a point in the N. line of said Sanders Elliott Survey 1310.1 varas from its N. W. Corner, said beginning point being the N. E. Corner of a 6/65 acre tract sold by A. Arneson to C. E. Marlow on February 11th, 1908;

THENCE N. 89-1/4 deg. E. along said N. line 107 varas to N. E. Corner of A. Arneson 33.3 acre tract;

THENCE South 369 varas to S. E. Corner of same in middle of the Trinity River;

THENCE up said river north 72-3/4 deg. West 111 varas to S. E. Corner of said 6/65 acre Marlow tract;

THENCE N. along the E. line of said Marlow tract 335 varas to the place of beginning, being 6.65 acres out of the 33.3 acre tract conveyed by L. J. Hawkins to A. Arneson November 17th, 1906, and recorded in Vol. 234, page 284, of the Deed Records of Tarrant County, Texas, and being the same property conveyed by A. Arneson to Robert M. Welch by deed dated February 11, 1909, recorded in Vol. 308, page 169 of the Deed Records of Tarrant County, Texas;

The grounds on which we respectfully ask that our property be excluded from said District is that it will not be benefited by being included within the boundaries of said District, because we do not desire to irrigate said land and we do not understand that it is contemplated that such land will be irrigated. Whether we could get water to irrigate this land or not, we respectfully state that we do not want it and have no desire to irrigate and that irrigation would not benefit our land.

We further respectfully state that we do not believe that the proposed system would prevent our lands, as above described, from

Enclosed in No 20

being subject to overflowing, but whether the proposed system will prevent said land from being overflowed or not, we respectfully state that an occasional overflow such as occurs, does not injure our land, which is pasture land and not in cultivation. The overflow has a tendency to help the land.

WHEREFORE, your petitioners respectfully petition that their real property as above described, be excluded from the Tarrant County Water Control and Improvement District Number One.

Wm Fay Kingsbury

James L. Kingsbury  
By Alfred N. Eaton, Attorney.

W. B. Kingsbury

J. H. Kingsbury

THE STATE OF TEXAS)  
COUNTY OF TARRANT )

BEFORE ME, the undersigned authority, a Notary Public, in and for Tarrant County, Texas, on this day personally appeared William Fay Kingsbury, James T. Kingsbury, H. B. Kingsbury and R. H. Kingsbury, who being by me duly sworn on oath state:

That all and singular the facts and statements contained in the above petition are true and correct.

W<sup>m</sup> Fay Kingsbury

H. B. Kingsbury

R. H. Kingsbury

Sworn to and subscribed before me, this the 2<sup>th</sup> day of January, A. D. 1929.

Alfred W. Galton  
Notary Public, Tarrant County, Texas



REC'D. JAN 16 1929  
"Exhibit C" 2:45 PM

January 14th, 1929

THE STATE OF TEXAS )  
                          ) TO THE BOARD OF DIRECTORS OF THE TARRANT COUNTY  
                          ) WATER CONTROL AND IMPROVEMENT DISTRICT NO. ONE.  
COUNTY OF TARRANT )

I, the undersigned, respectfully petition your Honorable Board to exclude from the Tarrant County Water Control and Improvement District Number One, the following described property belonging to me and now included within the boundaries of said District. The following described property is owned by L. P. Reeves and consists of Twenty-five (25) acres:

(22) Abstract Number 944, Tract Number Two (2) in the W. R. Loving Survey in Tarrant County, Texas.

The grounds on which I respectfully ask that my property be excluded from said District is that it will not be benefited by being included within the boundaries of said District, because I do not desire to irrigate said land and I do not understand that it is contemplated that such land will be irrigated. Whether I could get water to irrigate this land or not, I respectfully state that I do not want it and have no desire to irrigate and that irrigation would not benefit my land.

I further respectfully state that I do not believe that the proposed system would prevent my land, as above described, from being subject to overflowing, but whether the proposed system will prevent the said land from being overflowed or not, I respectfully state that an occasional overflow such as occurs, does not injure my land, ~~which is pasture land and not in cultivation.~~ The overflow has a tendency to help the land.

WHEREFORE, your petitioner respectfully petitions that his real property as above described, be excluded from the Tarrant County Water Control and Improvement District Number One.

L. P. Reeves

THE STATE OF TEXAS)

COUNTY OF TARRANT )

BEFORE ME, the undersigned authority, a Notary Public,  
in and for Tarrant County, Texas, on this day personally appeared L. P.  
Reeves, who being by me duly sworn on oath states:

That all and singular the facts and statements con-  
tained in the above petition are true and correct.

L. P. Reeves

Sworn to and subscribed before me, this the 16<sup>th</sup> day  
of January, A. D. 1929.

Alfred W. Eaton  
Notary Public, Tarrant County, Texas.

JAN. 16 1929  
EXHIBIT D

January 14th, 1929

THE STATE OF TEXAS)

COUNTY OF TARRANT

TO THE BOARD OF DIRECTORS OF THE TARRANT COUNTY  
WATER CONTROL AND IMPROVEMENT DISTRICT NO. ONE.

I, the undersigned, respectfully petition your Honorable Board to exclude from the Tarrant County Water Control and Improvement District Number One, the following described property belonging to me and now included within the boundaries of said District. The following described property is owned by G. P. Reeves:

- ②③ Abstract 1521, Tract Number One (1) of W. C. Trimble Survey in Tarrant County, Texas, containing 268 acres,
- ②④ Abstract Number 1656, Tract Number Two (2) of the <sup>P.</sup> Witt Survey in Tarrant County, Texas, and containing 43 and a fraction acres,
- ②⑤ Abstract Number 1053, Tract Number Three (3) of the W. H. Morris Survey in Tarrant County, Texas, and containing 25 acres.

The grounds on which I respectfully ask that my property be excluded from said District is that it will not be benefited by being included within the boundaries of said District, because I do not desire to irrigate said land and I do not understand that it is contemplated that such land will be irrigated. Whether I could get water to irrigate this land or not, I respectfully state that I do not want it and have no desire to irrigate and that irrigation would not benefit my land.

I further respectfully state that I do not believe that the proposed system would prevent my land, as above described from being subject to overflowing, but whether the proposed system will prevent the said land from being overflowed or not, I respectfully state that an occasional overflow such as occurs, does not injure my land, which is pasture land and not in cultivation. The overflow has a tendency to help the land.

WHEREFORE, your petitioner respectfully petitions that his real property as above described, be excluded from the Tarrant County Water Control and Improvement District Number One.

G. P. Reeves

THE STATE OF TEXAS )  
                          )  
COUNTY OF TARRANT )

BEFORE ME, the undersigned authority, a Notary Public,  
in and for Tarrant County, Texas, on this day personally appeared G. P.  
Reeves, who being by me duly sworn on oath states:

That all and singular the facts and statements con-  
tained in the above petition are true and correct.

✓ G P Reeves

Sworn to and subscribed before me, this the 16<sup>th</sup> day  
of January, A. D. 1929.

Alfred W. Eaton  
Notary Public, Tarrant County, Texas

Rec'd. Jan 21<sup>st</sup> 1929

"EXHIBIT E"

January 14th, 1929

TO THE BOARD OF DIRECTORS OF THE TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. ONE.

I, the undersigned, respectfully petition your Honorable Board to exclude from the Tarrant County Water Control and Improvement District Number One, the following described property belonging to me and now included within the boundaries of said District. The following described property is owned by M. G. Reeves, being the first tract:

BEGINNING in the south line of the W. R. Loving 619 acre Survey. 950 varas west of the S. E. corner of said Survey.

26 THENCE North 348 varas to the S. E. Corner of a 74 acre Tract of land deeded to Minnie P. McClure on the 16th day of April, 1917. Said deed being on record in Volume 521, Page 608, Deed Records, Tarrant County, Texas. Said point being also in the south bank of the Trinity River.

THENCE up said river south 60 1/2 Deg. West 729 varas to the S. W. corner of a 50 acre tract of land out of said Survey, deeded to Bertha Reeves on the 16th day of April, 1917. Said deed being on record in Volume 526, page 305, Deed Records, Tarrant County, Texas. Said point being also in the south bank of the Trinity River and in the south line of the W. R. Loving Survey.

THENCE east with said South line, 634 varas, to the place of beginning. Containing 20 acres, more or less.

27 SECOND TRACT: M. G. Reeves also owns 30 acres out of Tract 2, Abstract Number 944, W. R. Loving Survey.

THE THIRD TRACT:

28 Being 20-1/10 acres of land out of the W. R. Loving survey, Abstract No. 9044, certificate No. 170 out of tract No. 4, being the same land conveyed by C. C. Estill to J. M. Strange on the 5th day of March 1910, Recorded in Volume 325, Page 267, Deed Records of Tarrant County, Texas. To which said deed reference is hereby made for better description of said Second Tract.

The grounds on which I respectfully ask that my property be excluded from said District is that it will not be benefited by being included within the boundaries of said District, because I do not desire to irrigate said land and I do not understand that it is contemplated that such land will be irrigated. Whether I could get water to irrigate this land or not, I respectfully state that I do not want it and have no desire to irrigate and that irrigation would not benefit my land.

I further respectfully state that I do not believe that the proposed system would prevent my land, as above described, from being subject to overflowing, but whether the proposed system will prevent the said land from being overflowed or not, I respectfully state that an occasional overflow such as occurs, does not injure my land, which is pasture land and not in cultivation. The overflow has a ten-

dency to help the land.

WHEREFORE, your petitioner respectfully petitions that his real property as above described, be excluded from the Tarrant County Water Control and Improvement District Number One.

✓ M. G. Reeves

THE STATE OF TEXAS )  
                                  )  
COUNTY OF TARRANT )

BEFORE ME, the undersigned authority, a Notary Public, in and for Tarrant County, Texas, on this day personally appeared M. G. Reeves, who being by me duly sworn on oath states:

That all and singular the facts and statements contained in the above petition are true and correct.

✓ M. G. Reeves

Sworn to and subscribed before me, this the 18<sup>th</sup> day of January, A. D. 1929.

Alfred H. Eaton  
Notary Public, Tarrant County, Texas

11:50 AM  
1929

# "EXHIBIT F"

Fort Worth, Texas,  
March 5, 1929.

Mr. W. R. Bennett, President,  
Tarrant County Water Control and  
Improvement District No. 1,  
Fort Worth, Texas.

Dear Sir:--

In the matter of the petition of C.A. Boaz et al. for exclusion of certain lands from the District, (returned herewith) we have the honor to report: -

1. That in company with Mr. Wallace P. Boaz Mr. Hawley viewed the lands mentioned.

In large part the tracts lie in the area subject to overflow of the Trinity River; largely also they will be susceptible to irrigation, partly by canal and partly by pumping.

As indicated by figures from the County Tax Collector's books, their total assessed value (10 tracts) is \$11,396.39, an average of about \$13.00 per acre.

The total taxes levied by the District, at an average of 10¢ on \$100.00, will be but \$11.40 per year on the entire ten tracts.

We are of the opinion that future benefits to the lands will far exceed the amount of tax levied, and recommend that prayer of petitioners be denied.

2. In the matter of petition of W. Fay Kingsbury, et al., (returned herewith) asking for the exclusion of 16 tracts, Mr. Hawley examined the lands in company with Mr. W. Fay Kingsbury.

The total taxed value of all tracts mentioned in the petition - 1,040 acres - is \$25,013.23; at 10¢ on the \$100.00 levied by the District - the annual amount would be \$25.01.

Y-1-11-10-1929  
Certain parts of tract

The lands lie similarly to the Boaz lands above mentioned; future benefits will doubtless exceed the amount of taxes; we recommend that prayers of petitioners be denied.

3. In the matter of petitions of M. G. Reeves, G. D. Reeves and L. P. Reeves, (returned herewith), asking exclusion of 7 tracts of land, taxed value of all the lands if \$7,397.05. The lands are situated similarly to those of the Boaz's and Kingsbury's, above described; at 10¢ on the \$100.00, yearly taxes levied by the District will amount to \$7.40; future benefits to the lands will doubtless exceed the amount of taxes; we therefore recommend that prayer of petitioners be denied.

Transcript of acreage, taxable values, etc., taken by us from the County Records, is attached hereto.

Respectfully,

HAWLEY and FREESE,

By

*John B. Hawley*  
District Engineer .



OWNER	Sta.	SURVEY	Acreage in Petition		Acreage Assessed in Whole Tract		Total Assessed Value of Whole Tract		Assessed Value per Acre D. M. D.	Total Value of Acreage in Petition		DOUBLE AREAS		
			BEARING	DISTANCE	NORTH	SOUTH	EAST	WEST		NORTH	SOUTH			
Mary Bell Boaz (C.A. Boaz, Agent)	1	H.F. LARGENT		320		320		\$3840.00	\$12.00	\$3840.00				
"	2	M.G. ELKINS		160		160		\$2400.00	\$15.00	\$2400.00				
"	3	W.J. BONNER		59		59		720.00	12.20	720.00				
"	4	W.R. READER		48		48		500.00	10.42	500.00				
"	5	JAS. F. REDDING		196		229		2750.00	12.00	2352.00				
"	6	H. ROBINSON		5		160		1920.00	12.00	60.00				
"	7	W.E. BALLARD		25		159		2390.00	15.03	375.75				
"	8	J. BROCKMAN		6		25 3/4		300.00	11.69	70.14				
"	9	J.H. CONNER		15		63		750.00	11.90	178.50				
"	10	W.M. NORRIS		60		60		900.00	15.00	900.00			11,396.39	
W.F. Kingsbury, etc.	11	J.J. WINGFIELD				105 1/2	Assessed in separate tracts	2000.00	18.96	2000.00	Total of \$8500.00			
"	12	"				243 1/2		3650.00	14.99	3650.00				
"	13	"				171 35/100		2750.00	16.05	2750.00				
"	14	MARY LEA				7 1/2	100.00	13.33	100.00					
"	15	W.L. LEE	12	22 1/2		22 1/2	300.00	13.33	300.00					
"	16	J.J. WINGFIELD	13	86 1/2		86 1/2	860.00	9.94	860.00					
"	17	JOHN AKERS	14	19.56		38 1/2	2500.00	64.94	1270.23					
"	18	S. ELLIOTT	15	18(2)		18	500.00	27.78	500.00					
"	19	G.B. STANLEY H.P. TUGGLE	16	100		{ 93 3/4 (STANLEY) 10 (TUGGLE)	{ 3730.00 400.00 }	{ 39.16 40.00 }	{ 3997.00					
"	20	H.P. TUGGLE	17	100		100	4000.00	40.00	4000.00					
"	21	H.P. TUGGLE	18	110		80 30	{ 3200.00 300.00 }	{ 40.00 10.00 }	{ 3500.00	Total \$3500.00				
"	22	S. ELLIOTT	19	24.25		25	1000.00	40.00	970.00					
"	23	Wm. R. READER	20	17.3		20	800.00	40.00	716.00					
"	24	SANDERS ELLIOTT	21	6.65		6.65	200.00	30.07	200.00					
"	25	"	21	6.65		6.65	200.00	30.07	200.00				25,013.23	
M.G. Reeves	26	W.R. LOVING	26	20					270.20					
"	27	"	27	30		74	1000.00	13.51	405.30	Based on 74 Ac. Assessment				
"	28	"	28	20 1/10					271.55					
L.P. Reeves	29	"	22	25		50	1000.00	20.00	500.00					
G.P. Reeves	30	W.C. TRIMBLE	23	268		268	5300.00	19.78	5300.00					
"	31	P. WITT	24	43		43	400.00	93.02	400.00					
"	32	W.H. MORRIS	25	25		25	250.00	10.00	250.00				7397.05	
	33													
	34													
	35													
	36													
	37													
	38													
	39													

Figured from  
Assessed Acreage  
8c Total Assessed  
Values

43806.67

NOTE: These values are estimated on proportionate area basis, without regard to variations which might occur in

"EXHIBIT G"  
PART of "EX. F"

ENGINEERS' SUPPLEMENTAL REPORT CONCERNING  
PETITIONS FOR EXCLUSION OF LANDS  
FROM THE DISTRICT

Fort Worth, Texas,  
April 15, 1929.

TO THE BOARD OF DIRECTORS OF  
TARRANT COUNTY WATER CONTROL AND  
IMPROVEMENT DISTRICT NUMBER ONE,  
418 Capps Building,  
Fort Worth, Texas.

Gentlemen:

We desire, by this report, to supplement the report made to you by us on March 5, 1929, concerning factors proper to be considered under the present pending petitions for the exclusion of lands from the District. This report should be understood to be written confirmation of the oral report made to Directors W. R. Bennett, E. E. Bewley and C. A. Hickman, while actually viewing all of the lands described in the petitions for exclusion.

THE facts there determined by us are as follows, viz:

- (a) The controlling of the flood waters of the West Fork of the Trinity River will materially decrease the overflows which may be expected to cover a material part of the lands of each of the petitioning owners:
- (b) This minimizing of the flood exposure of said low lands will materially benefit the remainder of the lands in each stated ownership:
- (c) The lands desired to be excluded can, through minimizing floods, be bettered as to conditions of living and health:
- (d) The construction of the District flood control works will decrease periodic interruption of traffic caused by an excess of water on the roads and highways serving the described lands:
- (e) The construction of the District's works will make it possible to, in the future, provide for said lands water for irrigation, in certain cases by gravity, and other cases by pumping. A very material part of said lands are in our opinion of such character as to favorably respond to the use of water for irrigation:
- (f) Construction of the District's works will give a stimulation of both urban and rural values within the District, which will favorably affect the desirability of the lands of the Petitioners.

WE THEREFORE, and hereby, do again recommend that no part of the lands sought to be excluded by the Petitioners, be excluded:

That same, and all of the same should remain in the District.

Respectfully submitted,

HAWLEY & FREESE,

BY

H. W. Freese

and

BY

John B. Hawley.