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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 OCTOBER 29, 1929, AT 3 P. M.

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

PRESENT

W. R. Bennett
W. K. Stripling
C. A. Hickman
Joe B. Hogsett
E. E. Bewley

At this time and place the following proceedings were had and done, viz:

1. Minutes of the called meetings of October 22, 1929, and October 25, 1929, were read, approved, and ordered of record.
2. Director Bewley, as Custodian of Pledges, did present to the Directors for confirmation a proposal to withdraw from pledge, and to substitute pledges, by the Texas National Bank. The pledges desired to be withdrawn are for the par value \$120,000.00. The pledges desired to be substituted are of the par value \$120,000.00. Director Bewley stated that in his opinion, considering the present amount of the District's Deposit, and the character of the collateral tendered, the District would be amply secured against loss. An itemized list giving specific description of the Securities so desired to be withdrawn, and the securities to be so deposited, is attached to these minutes as "Exhibit A". Said description is contained in a 'Reciprocal Receipt' signed by the Texas National Bank, by W. L. Smallwood, As Chairman, and this District, by E. E. Bewley. Reference is made to said exhibit as part of these minutes. Upon consideration of the proposal, Director Hogsett made a motion that the withdrawal and substitution of the Securities as proposed do be approved and confirmed; that Director Bewley do be empowered to consummate the substitution; further, that the duplicate of "Exhibit A" do be attached to the original bond of the Texas National Bank, as District Depository, as "Exhibit 8", as is provided for by the terms of said bond. Director Stripling seconded the motion. The motion was carried and it is so ordered.
3. Thereupon Mr. S. L. Samuels did present to the Directors for consideration a written schedule of charges formulated by Messrs. Burch and Woodruff of Decatur, Texas, as a basis for employment of them to represent the District as Attorneys, concerning matters arising in Wise and Jack Counties. Due to the lateness of the hour, it was the opinion of the Directors that this proposal be referred to the "Committee on Legal Matters", with a request that this Committee report recommendation to the Directors for consideration at the next meeting of the Board.
4. Mr. Freese, Engineer for the District, related his conversation with Mr. Birdwell, a County Commissioner for Wise County, Texas, and the County Engineer of Wise County, Texas, had on Saturday, October 26, 1929. He also exhibited to the Directors the plat of the area and certain detailed estimates of the value of existing County Roads, and the estimated cost of certain other County Roads proposed to be constructed by Wise County. The details, the proposals and requests were specifically shown by a map and other written data on the files in

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the District Records. Reference is here made thereto in aid hereof. Mr. Freese reported that he had explained to the Engineer of Wise County the necessity to make a more specific showing than that which was in hand; that it was therefore ^{not} necessary to give at this time of specific answer to the oral request as presented. Thereupon the Directors fully discussed this matter and received from the Attorneys an oral opinion substantially as follows, viz:

(a) That this District, under the provisions of Section 59 of Article 16 of the Constitution, and Chapter 25 of the Acts of the 39th Legislature, together with the amendments thereto, would not have the power ^{to} expend money on the construction of highways, or roads, other than such as might prove to be necessary, in order to effect the economical construction and maintenance of the District's Water Control works; that by reason thereof it necessarily followed that this District could not contribute to such work when it was being done by some other agency. (b) That in their opinion the authority of the District would perhaps be confined strictly to making to Wise County such compensation as would constitute the fair value of roads or highways actually to be submerged by water stored or retarded by the District's works; that any claim based upon lessening the value of an existing road, which might be severed by stored water, but not actually covered, would constitute a more difficult question as to which the Attorneys would desire to make the a more thorough investigation. (c) Further, that there was some question as to whether or not one governmental agency might enforce a demand against another governmental agency, which demand grew out of the doing of a matter in behalf of the public welfare. After full discussion, Director Stripling made a motion that the record in this matter be placed in the District files, for consideration at such time as the Wise County officers might comply with their agreement to give further data. Further, that the Attorneys do give to the Board a written opinion, concerning the power of the District to contribute to construction of highways paralleling the District's proposed reservoir, but not designed directly to serve the land lying immediately contiguous to the boundary of the reservoir. Director Hickman seconded this motion. The motion was carried and it is so ordered.

5. Thereupon the land Committee did present for approval certain recommendations for the purchase and leases of lands as to which accords had been reached by the Land Committee: (a) ✓ Wilkerson, et al, 214 acres, in fee, located in Wise County @ \$20.00 per acre; (b) ✓ S. Castleberry, Approximately 878 acres in fee, at \$30.00 per acre, subject to verification of the actual acres; Further, to lease this land to S. Castleberry, month by month from January 1, 1930, so long as Mr. Castleberry might desire to use the same, but not in any event to extend beyond January 1, 1931, the rental to be at the rate of \$50.00 per month, for each month or fractional part of a month that the land might be held in the possession of Mr. Castleberry. Further, that the owner should have the right to remove all improvements, except outside fences, at any time until he surrendered possession of the land under the rental agreement; (c) ✓ From the Cactus Hill Land and Cattle Company, 2390 acres of land, in fee, @ \$25.00 per acre, subject to verification of the actual acreage, also, subject to certain other terms in a written contract which was exhibited to the Directors, and which is now in the District's records. Among other things, it was provided that the Grantor might retain possession of this land until September 1, 1930, but should pay rental from January 1st, 1930, at the rate of \$83.33 per month, or fractional part of a month; it is provided, however, that the said Company might surrender

possession of the land at the end of any calendar month after January 1st, 1930, (d)✓ To purchase from J. L. Pierce, in fee, 62.5 acres of land in Tarrant County, Texas, @ \$60.00 per acre; further to purchase an easement upon 2.29 acres of land, located partly in Parker County and partly in Tarrant County, Texas, @ \$3.00 per acre; (e) Proposal to lease to E. F. Liles, the land purchased from the Liles family for the term of one year from January 1, 1930, for the consideration \$200.00, to be paid in advance. Each of these proposals received full discussion as the same were presented; Upon conclusion thereof, Director Bewley did make a motion that each of the proposals as herein stated do be approved and confirmed and that authority do be given to consummate these proposals, as the same are stated. This motion was seconded by Director Hogsett. Upon a vote being taken the motion was carried and it is so ordered.

No further business being presented, the meeting was adjourned.

C. R. Hickman
acting Sec.

APPROVED:

W. W. Bennett

"EXHIBIT 8"

**WITHDRAWAL OF SECURITIES AND SUBSTITUTION
OF SECURITIES**

ON THIS 29th day of October, 1929, the Texas National Bank of Fort Worth, Texas, hereby acknowledges receipt of withdrawal of Securities heretofore pledged to secure Tarrant County Water Control and Improvement District Number One. Said securities are described in "EXHIBIT 2" attached to the bond of this Bank, as the District's Depository, and the same are specifically described as follows, viz:

<u>TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE, SERIES A, 5% BONDS, AS FOLLOWS:</u>	<u>DENOMINATION</u>	<u>AMOUNT</u>
No. 1538 to 1577, Inclusive	\$1,000.00	\$ 40,000.00
No. 1616 to 1625, Inclusive	1,000.00	10,000.00
<u>UNITED STATES TREASURY CERTIFICATES OF INDEBTEDNESS, T. D., BEARING 4½%, AS FOLLOWS:</u>		
No. 13141 to 13147, Inclusive	\$10,000.00	70,000.00
		TOTAL \$120,000.00

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TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE, as of this date, does acknowledge the receipt from the Texas National Bank of Fort Worth, Texas, to be deposited as collateral to secure the bond of said Bank as the Depository of this District, securities specifically described as follows, viz:

<u>ANDERSON COUNTY COURTHOUSE REFUNDING 5% BONDS, DATED JULY 15th, 1925, DUE APRIL 10th, 1944:</u>		
No. 66 to 67, Inclusive	\$ 1,000.00	\$ 2,000.00
<u>TARRANT COUNTY SPECIAL ROAD 5% BONDS, DATED OCTOBER 10TH, 1919, DUE OCTOBER 10TH, 1943:</u>		
No. 1582 to 1591, Inclusive	1,000.00	10,000.00
<u>TARRANT COUNTY SPECIAL ROAD 5% BONDS, DATED OCTOBER 10TH, 1919, DUE OCTOBER 10TH, 1945:</u>		
No. 1707 to 1713, Inclusive	1,000.00	7,000.00
No. 1719 to 1721, Inclusive	1,000.00	3,000.00
<u>TARRANT COUNTY SPECIAL ROAD 5% BONDS, DATED OCTOBER 10TH, 1920, DUE OCTOBER 10TH, 1943:</u>		
No. 3017 to 3041, Inclusive	1,000.00	25,000.00
<u>TARRANT COUNTY SPECIAL ROAD 5% BONDS, DATED OCTOBER 10TH, 1920, DUE OCTOBER 10TH, 1949:</u>		
No. 3352 to 3353, Inclusive	1,000.00	2,000.00
<u>FEDERAL FARM LOAN BONDS 4%, AS FOLLOWS:</u>		
No. 370651 to 370660, Inclusive	1,000.00	10,000.00
No. 371222 to 371231, Inclusive	1,000.00	10,000.00
No. 371756 to 371780, Inclusive	1,000.00	25,000.00
No. 372680 to 372684, Inclusive	1,000.00	5,000.00
No. M370296 to M370311, Inclusive	1,000.00	16,000.00
No. M372767 to M372770, Inclusive	1,000.00	4,000.00
<u>CITY OF FORT WORTH, TEXAS, SCHOOL BONDS 5%, DATED JULY 1ST, 1913, DUE JULY 1ST, 1953, OPTIONAL 1933:</u>		
No. 136	1,000.00	1,000.00

TOTAL \$120,000.00

The withdrawal of securities and the substitution of securities as herein above related is in compliance with the terms of the Bond executed by the Texas National Bank on April, 24, 1929, as Official Depository of the District.

This Reciprocal receipt is hereby designated as "Exhibit 8", and is to be attached to the bond executed by said Bank on April 24, 1929.

ATTEST:

As

TEXAS NATIONAL BANK OF FORT WORTH, TEXAS
BY M. L. Amador

As

TARRANT COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUMBER ONE,
By Vice President & Custodian of Securities