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MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE
HELD IN THE DISTRICT OFFICE ON MARCH 25, 1930 AT 3 P. M.

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

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

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

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

1. The Minutes of the meeting of March 18, 1930 were read, approved and ordered of record.

2. There was presented to the Directors an advisory opinion, dated March 25, 1930, signed by the attorneys for the District, concerning written request of the Honorable George W. Armstrong that this District become a party to legal proceedings which would seek to vacate the award of contract for structural steel and sheet steel piling made by McKenzie Construction Company to Fort Worth Structural Steel Company. Said opinion is attached to these Minutes as "Exhibit A" and is here referred to as a part hereof. Upon full consideration of the stated request and the delivered opinion, it was the sense of the directors that the request should be denied; and that each of the interested parties be furnished with a copy of the opinion as written, and given advice as to the action of the Board. It was so ordered.

3. There was presented to the directors/^acertain letter written by the Honorable Carl Faith, County Judge of Wise County, Texas, on March 20, 1930. This letter is attached hereto as "Exhibit B" and is made part hereof (reference also is here made to Exhibits "A" and "B" attached to the Minutes of the Meeting of March 7, 1930, which are here referred to as part hereof.) This letter relates to subjects as follows:

- (a) Contribution by this District to Highway construction in Wise County.
- (b) Compensation to be made for Highways to be submerged by the District.
- (c) Policy of this District concerning contribution to the interest and sinking fund to support bond issued by Road Districts, and now outstanding.
- (d) Concerning policy of this District as to the District paying taxes on Wise County lands, owned by the District, for the year 1930: Especially concerning such lands as had been leased by this District for commercial purposes.

After full discussion of these subjects, and having had advise of counsel, the directors were of the opinion that the request as to Highway and Road matters could not at this time be determined; that further investigation both by this District's engineers and by its attorneys was necessary before determination of the policy of the District.

As to the policy of the District concerning the liability of the District

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for taxes on Wise County lands owned by the District. It was the opinion of the Directors that said land and all of the same had been acquired purely for public use and purpose and not for the purpose or intent to earn a profit on the owning or holding of said land; further that the rental of certain of said lands for the year 1930 was of a temporary nature which would not impair or destroy the public character of the holding of such lands by the District: That by reason of these causes, the District should seek from the County Commissioners of Wise, Tarrant and Jack Counties, record exemption of the District's lands located in these several Counties. It was so ordered. With the direction to the attorneys of the District to appear at the several interested Commissioner's Courts and seek from them a recognition of the right of the District to be exempt from taxes.

4. Director Bewley, as Chairman of the Committee on Finance, presented a request of the Continental National Bank of Fort Worth, the District's Depository, for permission to withdraw from the securities pledged by said Bank to the District certain securities of the total par sum ONE HUNDRED FIFTY THOUSAND (\$150,000.00) DOLLARS. A specific description of said securities, together with written request for the withdrawal of same, are attached to these Minutes as "Exhibit C" and is here referred to as part hereof. It appeared to the District that the total deposits of the District in said bank as of this date are as follows:

CONSTRUCTION FUND	\$1,189,302.48
INTEREST & SINKING FUND	<u>45,396.17</u>
TOTAL	\$1,234,698.65

That if permission for the proposed withdrawal were granted, the District would still hold pledged and approved securities in the total sum of par value ONE MILLION TWO HUNDRED FIFTY THOUSAND (\$1,250,000.00) DOLLARS.

Director Bewley stated that in his opinion the request for withdrawal was one within the law and that in his opinion the District would, after such withdrawal, be amply secured for the balance of deposits as stated. The Directors gave full consideration to the request and recommendation. Whereupon Director Stripling made a motion that the withdrawal of securities as proposed do be approved and granted; that Director Bewley be authorized to release the described securities and to execute with the Depository Bank multiple reciprocal receipts in the usual form; further that one of said receipts be attached to the original bond of the Depository Bank as "Exhibit 3" and that one of such receipts be delivered to the Depository Bank. This motion was seconded by Director Hickman; upon a vote being taken the motion was carried and it is so ordered.

5. Thereupon there were presented to the Directors for examination and approval certain current payable claims against the District with voucher checks to cover the same as follows:

No. 2003, payable to Mrs. M.V. Rominger,	balance of consideration on land purchased by the District from C.O. Rominger & M.V. Rominger	\$58,533.85
No. 2004, Payable to C.O. Rominger,	balance of consideration for land purchased from M.V. & C.O. Rominger	\$25,500.00.

The stated payments were based upon a certain agreement concerning the distribution of the balance of the consideration due, executed on March 22, 1930, by C. O. Rominger and M. V. Rominger. Attached to said agreement is an itemized statement of the entire transaction, which statement has been agreed to by both C. O. Rominger

and M. V. Rominger. Said signed agreement, together with statement, is attached to these Minutes as "Exhibit D" and is hereby made a part hereof.

After full consideration of the account of the two stated voucher checks, Director Bewley made a motion that the account and distribution thereof as requested do be approved; that the voucher checks do be executed and delivered to the respective persons entitled to receive the same. This motion was seconded by Director Hickman; upon a vote being taken the motion was carried and it is so ordered.

No. 2005, Payable to First National Bank of Rhome Texas,	Account of purchase of 24 acres of land in the name of W.W. Morris, et al	\$1,080.00
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Upon consideration of this account, Director Hickman made a motion that the account as requested do be approved; that the voucher check do be executed and delivered to person entitled to receive the same. This motion was seconded by Director Hogsett and upon a vote being taken the motion was carried. It is so ordered.

6. Thereupon there was submitted to the Directors the request by Mr. A. D. Hodgson, on behalf of his father, that this District give written assurance that Mr. Hodgson would be permitted to have a right of way easement at the extreme South end of the small tract of land immediately West of the abutment of the Eagle Mountain Dam, which small tract runs to the extreme South boundary of the Hodgson land. Upon consideration of this request, it was the opinion of the directors that the request should be referred to the engineers for recommendation and it was so ordered.

7. Thereupon there was presented to the Directors the synopsis of an oral request made by R. R. Harris and wife, Tennie Harris, who are the owners of the Newark Telephone Exchange. This request related to the necessity of Mr. Harris to provide some manner of carrying two of his telephone lines over the lake in order to substitute lines which now cross at the Harmon and Pope crossings. Upon consideration of this request, it was the sense of the directors that the communication should be referred to the District's engineers and attorneys for investigation and advisory reports. It was so ordered.

8. Thereupon the Land Committee made a report of proposed leases on District's lands as follows:

(a) To O. L. Kimbrough, lease on 99.4 acres of land purchased from E. A. Corbett, to expire December 31, 1930, for the sum of \$99.40 to be paid in advance.

(b) To W. D. Young, lease on the lands purchased from the McDaniel Heirs and the land purchased from the Easley Heirs, located in Wise County, Texas, totaling 439.95 acres of land, @ 50¢ per acre, payable in advance.

(c) To J. N. McKee, until December 31, 1930, lease on 49.67 acres of land, located in Tarrant County, Texas, for \$49.67 to be paid in advance. Being the R. A. Hudson land.

Directors Hickman and Stripling recommended that each of the proposed leases do be authorized and executed. Upon consideration of each of said proposals, Director Hogsett made a motion that the leases as proposed do be authorized and consummated in the usual manner. This motion was seconded by Director

Bewley. Upon a vote being taken, the motion was carried and it is so ordered.

No further business was presented and the meeting was adjourn-
ed.

W.K. Dripling.
As Secretary.

APPROVED:

E. Bewley
As President. *W.K. Dripling*

"EXHIBIT A"

3/25/30

TARRANT COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUMBER ONE

BOARD OF DIRECTORS

W. R. BENNETT, PRES.
E. E. BEWLEY, VICE-PRES.
W. K. STRIPLING, SEC'Y
JOE B. HOGSETT
C. A. HICKMAN

OFFICE 418 CAPPS BUILDING

PHONE 3-2848

ED. B. CHEATHAM, OFFICE

FORT WORTH, TEXAS.

March 25, 1930.

SIDNEY L. SAMUELS | ATTORNEYS
IRELAND HAMPTON |

HAWLEY AND FREESE
ENGINEERS

Board of Directors,
Tarrant County Water Control and
Improvement District Number One,
418 Capps Building,
Fort Worth, Texas.

Gentlemen:

This concerns your request for advice relating to a complaint of the Honorable George W. Armstrong, representing Fort Worth Steel Company, in which he complains that the spirit of your contract with Trinity Farms Construction Company and others has been violated in the instance of the placing of the contract for re-inforcing steel and sheet steel piling with the Fort Worth Structural Steel Company. We are advised as follows:

- (a) That both are bona fide and established Fort Worth business organizations:
- (b) That Mr. Armstrong's company smelt scrap steel and fabricate the result by use of local labor:
- (c) That the other company purchases steel in the open market and fabricate by use of local labor, there being no smelting process involved.

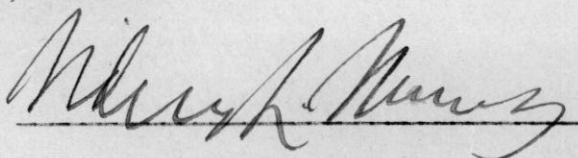
The complaint of Mr. Armstrong is based on a clause in your notice to bidders, which is as follows:

"In so far as practicable the contractor will be expected to use local labor and materials."

We are advised that McKenzie Construction Company (one of your joint contractors) placed the award on steel with Fort Worth Structural Steel Company for the reason that their bid was the lowest actual, responsible, specific bid filed with them, after request for bids had been made to various concerns, which included The Texas Steel Company.

Based on the foregoing facts, it is our opinion, as a matter of law, that you would not be justified in attempting to interfere with the award as made; further, that you should not permit use of the name of your District as a party plaintiff in any lawsuit which The Texas Steel Company may desire to institute for the purpose of endeavoring to vacate the award of the business.

Respectfully,



no
Ireland Hampton
Attorneys.

"EXHIBIT B"

3/21/30

CARL FAITH

County Judge of Wise County
Decatur, Texas

March 20, 1930

Hon. W. R. Bennett
Chairman Tarrant County Water Board
Capps Building
Fort Worth, Texas

Dear Sir:

Reference is made to your letters to Mr. Birdwell and Mr. Culwell, County Commissioners, Wise County, which were received several days ago. These gentlemen have referred this matter to me for further handling.

I note that you state that your board will render a decision as to its attitude toward the manner of compensation for road damages, taxes, etc., within the next thirty days from the date of your letter. I trust that you will be able to render this decision as soon as possible as it is very necessary that this county be informed of your attitude at an early date.

I would like to call your attention to the matter of current taxes for this year. We note that you are leasing a considerable portion of this land for commercial purposes and would like to know whether you expect to render an assessment on this property. It occurs to me that you will probably be in a position at this time to advise us your attitude pertaining to this item.

Assuring you of our cooperation in connection with your building program in Wise County, I am

Very truly yours,

Carl Faith
Carl Faith
County Judge



"EXHIBIT C"

3/25/30

CONTINENTAL NATIONAL BANK

OF FORT WORTH

CAPITAL \$ 750,000 — SURPLUS \$ 250,000

FORT WORTH, TEXAS

March 25, 1930.

J. G. WILKINSON, CHAIRMAN
 H. H. WILKINSON, PRESIDENT
 A. E. THOMAS, VICE-PRESIDENT
 ED. H. WINTON, VICE-PRESIDENT
 J. E. WILLIS, VICE-PRESIDENT AND TRUST OFFICER
 H. C. BURKE, JR., ASST. VICE-PRESIDENT AND ASST. TRUST OFFICER
 H. C. WALLENBERG, ASST. VICE-PRESIDENT
 JOHN H. ERIKSEN, CASHIER
 OSCAR VOGEL, ASST. CASHIER
 V. M. BLAKELY, ASST. CASHIER

PLEASE ADDRESS YOUR REPLY TO WRITER

Board of Directors,
 Tarrant County Water Control and
 Improvement District Number One,
 Fort Worth, T e x a s.

Gentlemen:-

This refers to and cancels our letter to you under date of March 18th, submitting our application for a substitution of \$617,000.00, par value, municipal securities, for \$600,000.00, par value, government securities, and requesting that we be permitted to withdraw \$100,000.00 Fourth Liberty Bonds.

Herewith properly executed you will find "Exhibit 3" "WITHDRAWAL OF SECURITIES", which becomes a part of the original bond under its terms and setting out a total of \$150,000.00 U. S. Fourth Liberty Loan, 4½%, Gold Bonds of 1933-38, which we wish to withdraw from the securities now pledged.

After the above described bonds have been delivered to us, you will then hold a total of \$1,250,000.00, par value, various government securities, securing your balances totalling \$1,234,698.65, consisting of \$1,189,302.48 to the credit of Tarrant County Water Control and Improvement District Number One, Construction Fund, and \$45,396.17 to the credit of Tarrant County Water Control and Improvement District Number One, Interest and Sinking Fund.

Yours very truly,

Jno. H. Eriksen,
C a s h i e r

JHE:S
Encl.-4



"EXHIBIT 3"

"WITHDRAWAL OF SECURITIES"

ON THIS THE 25TH DAY OF MARCH, 1930, the CONTINENTAL 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 Exhibits "1" and "2" attached to the Bond of this Bank, as the District's Depository, and the same are specifically described as follows, viz:

		PLEGED BY		EXHIBIT NO.	A M O U N T
UNITED STATES FOURTH LIBERTY LOAN $4\frac{1}{2}\%$ GOLD BONDS OF 1933-38:					
Nos. J00006289, K00006290, A00006291, E00006295, F00006296, G00016247, K00066090, G00200177, D00283754, E00283755					
	DENOMINATION	10,000.	1		\$100,000.00
Nos. F00043906, J00047559, H00108198, J99, E00132805					
	DENOMINATION	10,000.	2		50,000.00
T O T A L					\$150,000.00

THE WITHDRAWAL of pledged securities hereby set out is due to the fact that the securities now under pledge are in excess of the amount required adequately to secure the District's deposits, and is in compliance with the law and the provisions of the contract between the Bank and the District.

This Receipt is hereby designated as "Exhibit 3", and is to be attached to the bond executed by said Bank on March 13, 1930.

CONTINENTAL NATIONAL BANK OF FORT WORTH, TEXAS,

BY: *M. H. Wilkinson*
As President

ATTEST:

J. W. Garner
As Clerk

TARRANT COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUMBER ONE,

BY: *W. W. Smith*
As Vice-President & Custodian of Securities.

"EXHIBIT D"

3/25/30

Fort Worth, Texas,
March 22nd, 1930.

Tarrant County Water Control and Improvement District No. 1,
Fort Worth, Texas.

Gentlemen:

Please issue checks as follows: Mrs. M. V. Rominger
Fifty eight thousand, five hundred thirty three Dollars and
eighty five cents (\$58,533.85), and to C. O. Rominger
Twenty five thousand, five hundred Dollars and no cents,
(\$25,500.00).

The above to be issued in final settlement of
Wise County Tract of Land, sold to the Tarrant County Water
and Improvement District No. 1, by the undersigned.

Yours very truly,

C. O. Rominger

M. V. Rominger

C. O. & M. V. ROMINGER LAND PURCHASE

7037.4 acres of land @ \$27.50 per acre	\$193,528.50	
706.61 acres of land @ \$27.50 per acre	<u>\$ 19,431.77</u>	\$ 212,960.27

LESS: Payments as follows:

Voucher #1777, Stock Yards National Bank, Loan	\$11,877.91	
" #1778, Ft.Worth National Bank, Loan	28,088.36	
" #1779, Dallas Joint Stock Land Bank, Loan	75,970.52	
" #1780, Robt.L.Taylor, Tax Collector, 1929 Taxes	1,952.21	
" #1781, First National Bank, Ft.Worth, Judgment held by First National Bank, Vicksburg, Miss.	3,003.41	
" #1849, Ft.Worth National Bank, Judgment held by American Bank & Trust Co. of Vicksburg, Miss.	2,769.72	
" #1861, C. O. & M. V. Rominger, On Account	<u>5,094.74</u>	\$128,756.87

LESS: Expense as follows:

Dallas Joint Stock Land Bank, Handling Charge	\$ 2.50	
Cates Abstract Company	33.00	
Abstract & Recording Expense	4.65	
Bridgeport Independent School Taxes	<u>129.40</u>	\$ 169.55

Total Deductions \$ 128,926.42

Balance Due \$ 84,033.85

In accordance with signed order of C. O. Rominger and M. V. Rominger, dated March 22nd, 1930, the balance, amounting to \$84,033.85, is to be paid immediately as follows:

Voucher #2003, Mrs. M. V. Rominger	\$58,533.85
Voucher #2004, C. O. Rominger	<u>25,500.00</u>

\$ 84,033.85