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S.H.

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 DECEMBER 12, 1930  
BETWEEN THE HOURS OF 12 NOON AND 3:30 P.M.

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The call of the roll disclosed the presence of all of the Directors as follows:

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

Mr. W. R. Bennett Presided in his capacity as President; W. K. Stripling acted in his capacity as Secretary.

At this time and place S. L. Samuels and Ireland Hampton, Attorneys for the District were also present; and the following proceedings were had and done, viz:

1.

President Bennett announced that the object of the meeting was to examine in detail the claims heretofore presented by Wise County, Texas, relating to compensation stated to be due to that County by reason of the effect of Eagle Mountain and Bridgeport Lakes on the road system in said County.

2.

The specific claims together with the supporting maps and detailed specifications prepared by the Engineer of Wise County, and adopted by the County as the basis for its claim, were examined in all particulars. Among other data were maps showing the water storage lines and the abnormal flood lines to be produced by the construction of said lakes, together with a charting of those roads which would be submerged and as well those roads which Wise County would be forced to construct as facilities for travel now served by existing roads which cross one or the other of the lake basins.

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The Attorneys made report of their negotiations with Commissioners Birdwell and Culwell of Wise County, and as well made a statement detailing the negotiations with the Attorneys for Wise County. This report was to the effect that they were now advised by the Attorneys for Wise County that a complete accord and satisfaction, concerning all matters now in controversy with Wise County, or hereafter to be in controversy (in the absence of an accord and satisfaction), could be had by the payment of the sum \$45,000.00: That this was not a definite proposal, but was based purely on the opinion of the Attorneys for Wise County. The Attorneys for the District further stated that in their opinion there were certain phases of the law which might not prove to be covered by the Attorney General's opinion: That they were of the opinion that an accord should be sought, especially with a view to obtaining an obligation on the part of Wise County to maintain such parts of the existing nine (9) roads as would not be submerged (to be 18 stub roads), to the end that marginal lands owned by this District would not be impaired in value and that marginal lands belonging to others would continue to be served by roads, which would operate to protect this District against possible claims for damages: Further, to enable the District better to police its lands and water.

It was further explained by the Attorneys that Wise County would, however, exact two conditions which are:

(a) That the accord should not be held to cover claims which have arisen, or which in the future might arise, with reference to matters of taxation:

(b) That this District should vouch for the correctness of the findings of its own Engineers in the matter of predicting the water lines which would be produced by the erection of the two dams, to the end that if, in experience, higher water lines occurred, then that such injury as occurred by reason of the

excess should not be held to be within the accord now proposed.

4.

There was full consideration and discussion of all presented data, and the opinion as presented by the Attorneys, whereupon it was the sense of the Directors that final action should be delayed and an effort made to ascertain if an accord with Tarrant County can be obtained at a time prior to making firm answer to the Commissioners of Wise County. That further effort should be made to ascertain whether or not the District would be able to avoid litigation with Wise County, by the payment of some amount less than the proposed \$45,000.00.

No further business was presented and the meeting was adjourned.

W. K. Dupleix.  
As Secretary

APPROVED:

W. M. Sumner  
As President