

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 IN FORT WORTH, TEXAS, ON THE
12TH DAY OF DECEMBER, A. D. 1932, AT 3 P. M.

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

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

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

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

1.

Minutes of a Regular Meeting of the Board of Directors of
December 7, 1932, were read, approved and ordered of record.

2.

Messrs. Dudley K. Woodward (representing Trinityfarm Construction Company) and Mr. A. J. McKenzie (representing McKenzie Construction Company and Uvalde Construction Company) were present to resume discussion of the District's settlement with its contractors. Mr. Woodward, he being confirmed by Mr. McKenzie, stated that they would prefer not to press for a settlement until such time as the District and the Contractors might know the result of the District's invitation for bids on its bonds as set out in a circular dated December 10, 1932, whereupon Mr. Woodward and Mr. McKenzie retired.

3.

There was presented to the Directors for consideration a letter of Burch & Woodruff, Attorneys of Decatur, Wise County, Texas, dated December 1st, 1932. This letter sets up a proposal of the terms upon which the District may retain their services concerning matters not growing out of construction of the District's works. After consideration of this proposal it was the sense of the Dir-

28

ectors that the attorneys for this District endeavor to procure amendment of the proposal in the matter of compensation for a fractional part of a day of trial, or court room work, in such manner as to avoid the payment of \$25.00 for a fractional part of a day devoted to motions, or like ancillary proceedings, not being considered during the progress of a trial: It was so ordered.

4.

There was presented to the Directors for consideration the claim of Wise County against this District, growing out of the destruction of the County's bridge over Hunt's Creek, in Precinct No. 4 of said County. It appeared that said bridge had been actually lost through timbers cut to clear the Bridgeport Reservoir, which had floated down against the bridge. It further appeared that it was not clear as to whether this had been caused through the negligence of the Trinityfarm Construction Company, Inc., or through orders given by this District to the Contractors. Further, it appeared that Trinityfarm Construction Company had agreed with the District to enter a credit on the District's account, of one-half of any sum which might be paid by the District as an accord and satisfaction of said claim, but not to exceed a total of \$400.00. It further appeared that the Wise County Commissioners Court at this time would accept the sum \$300.00 as a full accord and satisfaction of said claim as against both the District and the Contractors. Upon consideration of said matter, Director Hickman made a motion that said accord and satisfaction do be effected on the basis hereinabove set out, and that the District's Voucher Check Number 3050, payable to the County Treasurer of Wise County, Texas, for the sum \$300.00, do be executed and transmitted to said Commissioners' Court in full payment and satisfaction of said claim, and as a final accord thereof;

29

Further, that one-half of said amount do be charged against said Trinityfarm Construction Company, and deducted from the amount now fixed as a balance due by this District to the Contractors. Adoption of this motion was seconded by Director Bewley. Upon a vote being taken the motion was carried and it was so ordered.

5.

There was presented for consideration an itemized account showing a balance due by the District to Hawley, Freese and Nichols, to cover the expense of Mr. Marvin C. Nichols, one of the Engineers, to Washington, concerning the application of this District for a loan from the Reconstruction Finance Corporation. Said account was for the total sum \$260.94. There was full consideration of this matter, whereupon Director Bewley made a motion that said account do be approved as due and payable and that the District Voucher Check No. 3049, for the sum \$260.94, payable to Hawley, Freese and Nichols, do be issued and delivered in satisfaction of said account. Adoption of the motion was seconded by Director Hogsett. Upon a vote being taken the motion was carried and it was so ordered.

6.

There was presented for consideration three itemized accounts showing the balance due by the District to Ireland Hampton, for the total sum \$828.64, covering two trips to Austin, Texas, and one trip to Washington, D. C., and all incident to prosecution of this District's Application for a loan from the Reconstruction Finance Corporation. There was consideration of this matter, whereupon Director Bewley moved that the said accounts as stated do be approved and that the District's Voucher Check in the sum \$828.64, payable to Ireland Hampton, do be issued and delivered to him in payment of said account. Adoption

of this motion was seconded by Director Hogsett. Upon a vote being taken the motion was carried and it was so ordered.

7.

Director Hogsett made a motion that the District's Voucher Checks, in payment of the salaries of Mr. E. B. Cheatham and Alice McConnell in payment of salaries for October and November, do be issued and delivered as follows:

<u>VOUCHER NUMBER</u>	<u>PAYABLE TO</u>	<u>A M O U N T</u>
3051	E. B. Cheatham	\$ 400.00
3052	Alice McConnell	180.00

Adoption of this motion was seconded by Director Hickman. Upon a vote being taken the motion was carried and it was so ordered.

8.

There was presented for consideration an itemized statement dated October 22, 1932, wherein Mr. G. W. Duke, of Newark, Texas, presented claim for $5\frac{1}{2}$ days service rendered by him in investigating claims for damages alleged to have occurred by overflow in the Boyd and Paradise communities. The claim as stated was for compensation at the rate \$7.50 per day. The Directors were of the opinion that \$5.00 per day would be adequate compensation for such service, directed that Mr. Duke be so advised, and that an adjustment be sought on the basis of \$5.00 per day: It was so ordered.

9.

There was presented for consideration the claim of Continental National Bank of Fort Worth, for the sum \$1273.81, to cover the premium on Bank Burglary and Robbery policy issued by the Hartford Accident and Indemnity Company, by their policy No. 41287, for the sum \$1,515,000.00, to protect this District against loss of securities of the District now held by said Bank for

safekeeping. Said claim was set out in a letter from said Bank, dated November 21, 1932. Attached to said letter was a receipt of Head, Teas and Co. agents of Hartford Accident and Indemnity Company, showing that said premium had been paid to them by said Bank. There was consideration of this matter, whereupon Director Bewley made a motion that said claim do be approved as being now due and payable and that the District's Voucher Check No. 3053, payable to the Continental National Bank of Fort Worth, Texas, for the sum \$1273.81, do be issued and delivered to said Bank in satisfaction of its demand. Adoption of this motion was seconded by Director Stripling. Upon a vote being taken the motion was carried and it was so ordered.

10.

Attached to these Minutes as "Exhibit A," is a letter proposal by Home Telephone & Electric Co., dated December 12, 1932, wherein said Company proposes to furnish to the District telephone facilities to serve for communication with the Custodian of the Eagle Mountain works. There was full consideration of this matter and acceptance of the proposal was recommended by Mr. Marvin C. Nichols, as Engineer, whereupon Director Bewley made a motion that the proposal as written to be accepted and consummated as the act and deed of the District; further, that Home Telephone & Electric Co. do be so advised; further, that no other or further evidence of said contract be required. Adoption of this motion was seconded by Director Stripling. Upon a vote being taken the motion was carried and it was so ordered.

11.

No further business was presented and the meeting was adjourned.

APPROVED:

W. P. Bennett
As President

W. K. Stripling
As Secretary

JOHN B. HAWLEY
S. W. FREESE
M. C. NICHOLS
A. H. WOOLVERTON
H. A. HUNTER

"EXHIBIT A"
12/12/32.

HAWLEY, FREESE AND NICHOLS
CONSULTING ENGINEERS
407-410 CAPPS BUILDING
FORT WORTH, TEXAS

WATER SUPPLY
WATER PURIFICATION
SEWERAGE
SEWAGE TREATMENT
FLOOD CONTROL
APPRAISALS

Dec. 12, 1932

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

Gentlemen:

In accordance with our conversation with the Engineers for the District today we propose to furnish telephone service to Eagle Mountain Dam thru our Lake Worth exchange for the flat monthly rate of \$7.50; payable \$10.00 in advance being \$2.50 installation fee and one month's service. Thereafter the rate will be \$7.50 payable in advance.

In this connection it is understood that the District will furnish to the company from time to time the names of the parties entitled to use this telephone on business pertaining to the District. It is further understood that the District will restrict this phone to such parties to use the same for District business and will not permit the use of the telephone by other parties or persons.

Calls will be made collect thru the Lake Worth exchange a record being kept by the company but the bill to the District will be at the flat rate of \$7.50 per month.

Referring to the previous correspondence between the company and Mr. Nichols as engineer for the District, we would state that we will maintain a metallic circuit to Eagle Mountain replacing present poles with cedar poles as the occasion demands.

The above service is for single service and will not be placed on a party line.

Yours very truly,

HOME TELEPHONE & ELECTRIC COMPANY

BY *J. P. Bearden*