

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, IN FORT WORTH, TEXAS, ON THE
13TH DAY OF OCTOBER, 1937, AT 3:00 P.M.

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

C. A. Hickman	Joe B. Hogsett
E. E. Bewley	W. S. Cooke
W. K. Stripling	

Also present for a conference with the Board were L. M. Barnes, Sr.,
and L. M. Barnes, Jr.

President Hickman acted in his capacity as President of the Board and Director Stripling acted in his capacity as Secretary, whereupon proceedings were had and done, as follows:

1.

Minutes of prior meetings were read, approved and ordered of record, as follows: September 16, 1937, at 2:30 P.M. and October 7, 1937, at 3:00 P.M.

2.

Attached to the minutes of this meeting as Exhibit "A" is a statement of the financial condition of the District as of this date. This shows consecutive and inclusive checks issued since the last regular meeting, having numbers 5578 and 5585 for the aggregate sum of \$5,775.00. It also shows proposed checks for the payment of accounts now due and payable by the District bearing consecutive and inclusive serial Nos. 5586 to 5615, for the total sum of \$1,597.43. Reference here is made to the exhibit as part of these minutes. There was full examination of the proposed checks and the data to support the same; whereupon Director Stripling made a motion, seconded by Director Cooke, that the interim voucher-checks be confirmed and that the accounts proposed to be paid by consecutive and inclusive checks Nos. 5586 to 5615 be approved for payment and that said checks do be executed and delivered to the respective

persons entitled to receive the same. Upon a vote being taken, the motion was carried and it was so ordered.

3.

Mr. L. M. Barnes, Sr., presented for consideration of the Directors lease to approximately five acres of land, C. E. Dicken, lessee, dated October 11, 1937. The lease on its reverse side bore an assignment of the lease from C. E. Dicken to L. M. Barnes. It also bore an indorsement signed by Mr. Barnes, dated October 11, 1937, as follows: "I, L. M. Barnes, as part consideration for the above assignment of lease, hereby agree that I will be bound by the terms of the within lease." Signed by L. M. Barnes. Mr. Barnes stated that the fifty boats which had been put on the lake by Mr. Dicken were under mortgage to the Union Bank & Trust Company for \$2,000.00; that only thirty-five of the boats were in place in the lake at the shore of the lease and that he desired them to be out of the way; that these boats were partially submerged and constituted an obstruction and hazard. He desired to know if the assignment would be approved and if he would be permitted to have a lease on the same property for the year 1938.

It was explained that the District would endeavor to have the Union Bank and Trust Company remove the boats, but without liability therefor; that the District could not make any commitment as to a lease for the succeeding year but that Mr. Barnes would have preferential consideration just as would have been given to Mr. Dicken had he continued to hold the lease; whereupon Director Strippling made a motion, seconded by Director Hogsett, that the assignment of the Dicken lease to Mr. Barnes be approved and ratified. Upon a vote being taken, the motion was carried and it was so ordered.

4.

The Directors were given advice that on October 12, 1937, the Special Commissioners appointed to condemn the easement sought by the District from W. M. McDonald and the Grand Lodge Free and Accepted Masons of Texas had made their

award condemning the property and assessing the damages at the sum of \$404.00, together with the costs of the court to be paid by the District, which costs were estimated not to exceed \$96.00. It was further explained that the owners or holders of interest in the land affected by the easement probably would appeal the award; that in the event of such an appeal, the District could not enter upon the land for constructing the levee without first having made lawful deposit of compensation, as awarded. That the District might elect to make such deposit with the Clerk of the Court or avail itself of the terms of the "Water Control and Improvement District Law, known as Section 2 of Chapter 23 of the Acts of the 42nd Legislature, Third Called Session, now known as Subdivision 126B of Article 7880 of Vernon's Annotated Texas Statutes for the year 1936, to which reference here is made as part hereof. Upon consideration of this matter, Director Hogsett made a motion, seconded by Director Bewley that the District elect to make deposit of the sum of \$500.00 in the Continental National Bank of Fort Worth, as the duly qualified statutory depository for the District, said sum of money to be held and paid out only in accordance with said Article 7880, Section 126B. Further that the District's Voucher-Check No. 5622 be drawn on the Construction Fund of the District, payable as required by said act of the legislature. Further that, the deposit so made be not used for any purpose other than that contemplated by the terms of said act. Upon a vote being taken, the motion was carried and it was so ordered.

5.

There was presented to the Directors for consideration certain correspondence with the State Administrator of P.W.A., wherefrom it appeared that the unforeseen delay encountered by the District had produced a condition under which the District's plan to complete Subdivision 2 of Section "B" of the levee, under contract for a grant from P.W.A., could not be completed within the time demanded by the Administrator, which was November 30, 1937. Under a letter

written by the State Administrator on October 2, 1937, instructions had been given that it would be prudent for the District to file a written petition for extension of time for completion of the work to May 30, 1938. Upon consideration of this matter, Director Stripling made a motion, seconded by Director Cooke, that the attorneys and engineers for the District be instructed to prepare a petition to P.W.A. for extension of time for completion of the levee to May 30, 1938, all to be done in the manner and form required by the Administrator. Upon a vote being taken, the motion was carried and it was so ordered.

6.

The Directors were advised that Mr. Frank Turner, a trustee of the Bridgeport Independent School District of Wise County, had orally given advice that the District now stood ready to accept payment of \$518.35 in full settlement of any claim which the School District may have under authorization for compensation allowed by H.B. #969, Acts of the 45th Legislature, Regular Session; whereupon Director Hogsett made a motion, seconded by Director Bewley, that the District's check drawn on its Maintenance Fund, Serial No. 5616 payable to Boon Gentry, County Treasurer of Wise County, Texas, for the use and benefit of said Bridgeport Independent School District for the sum of \$518.35, be issued and delivered to the appropriate officer of the District, upon condition, however, that the District cause to be included in its minutes a lawful order approving the settlement and acceptance of said sum as full compensation to the School District under said Act and that this District do be furnished a duly certified copy of the order. Upon a vote being taken, the motion was carried and it was so ordered.

7.

There was brought to the attention of the Directors the fact that included in the approximate 14,800 linear feet of new levee work on Subdivision 2 of Section "B" of the levee would be a number of tracts of land probably to be used for pasturage; thus subjecting the new earth work to be provided by the

District to serious injury, unless fencing was provided on the dry-toe of the levee. It was represented that the cost per linear foot would probably not exceed six cents; that it more probably would not exceed five cents per linear foot. Upon full consideration of this matter and recommendation of the engineers, Director Cooke made a motion, seconded by Director Hogsett, that the engineers for the District be authorized to amend their plans and specifications to include all or any part of 14,800 feet of four wire fence built to conform to the specifications approved by the engineers and to be provided only on those tracts of land where the engineers deem the fence to be needed for protection of the levee. Upon a vote being taken, the motion was carried and it was so ordered.

8.

There was presented to the Directors report of Pitner and Adams, Auditors for the District, dated September 22, 1937, showing the money transactions of the District for the month of August and the year to date. Each of the Directors had at a prior time received a copy of the report and each was familiar therewith. It was the sense of the Directors that the report required no specific action at this time and that the same should be received and filed in the usual manner: It was so ordered.

9,

Attention of the Directors was called to the fact that accumulation of District records had made it imperative that the District procure two additional document files. The matter was referred to Directors Hogsett and Cooke, as members of the District's Committee on Organization, with full authority to act in this matter: It was so ordered.

10.

President Hickman presented the matter of compensation to Miss Marjorie Rowell, as stenographer and clerk in the office of the District. There was full consideration of this matter; whereupon Director Hogsett made a motion, seconded by Director Bewley, that the compensation of Miss Rowell be fixed at

10
\$75.00 per month to accrue from October 1, 1937.

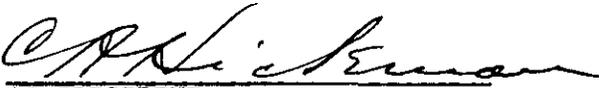
11.

There was brought to the attention of the Directors the fact that there are numerous boats on both lakes which have not been inspected or licensed. There was full discussion of this matter; whereupon the attorneys for the District were requested to work out some method for procuring compliance with the District's boat licensing law, avoiding if possible, prosecutions under the terms of the ordinance and endeavoring to procure decision of a test case which might give aid for procuring general voluntary compliance. They were given full authority to proceed in this matter: It was so ordered.

12.

No further business was presented and the meeting was adjourned.

APPROVED:


AS PRESIDENT


Acting AS SECRETARY

TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE
VOUCHER-CHECKS ISSUED SEPTEMBER 16, 1937 TO OCTOBER 6, 1937, INCLUSIVE

<u>NO.</u>	<u>I S S U E D T O</u>	<u>C O V E R I N G</u>	<u>A M O U N T</u>
5578	Board of Park Commissioners City of Fort Worth	(Money Consideration for Easement) (Deed, Levee Construction, B-2,) (Across Greenway Park)	\$ 215.00
5579	Mrs. Clara Bullard, Agent	(Easement Agreement, Levee Construc-) (tion, B-2, on land known as Wat-) (son's Addn. to the City of Fort Worth)	280.00
5580	Tarrant County Water Control and Improvement District Number One Construction Account	(Transfer of Funds from "Construction" Fund" to "Construction Account")	3,000.00
5581	Marjorie Rowell	Salary, September 1937	65.00
5582	B. W. Bintliff	(Salary, Sept. 1937 Custodian EM \$100.00) (Allowance, Sept. 1937 7.50)	107.50
5583	C. L. McNair	(Salary, Sept. 1937 Custodian BP \$ 80.00) (Allowance Sept. 1937 7.50)	87.50
5584	A. W. McDonald, Sec'y., Board of Water Engineers	(Reimbursement for amount paid to C.) (L. McNair, as Gage Attendant, Sept.) (1937)	20.00
5585	Mrs. Maud W. Johnson	(Money consideration for easement) (Deed on tract of land out of the) (W.H. Little Survey-Levee Construc-) (tion, B-2)	2,000.00
<u>T O T A L</u>			<u>\$ 5,775.00</u>

DISTRIBUTION OF VOUCHER-CHECKS #5578 TO 5585, INCLUSIVE

Office	\$ 65.00
Eagle Mountain Dam	107.50
Bridgeport Dam	107.50
Levee Improvement B-2	2,495.00
Transfer of Funds from "Construction" Fund" to "Construction Account")	3,000.00
<u>T O T A L</u>	<u>\$ 5,775.00</u>

TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE

VOUCHER-CHECKS #5586 TO #5615 INCLUSIVE

<u>NO.</u>	<u>I S S U E D T O</u>	<u>C O V E R I N G</u>	<u>A M O U N T</u>
5586	Hubert Wright	Labor, B.P.	\$ 4.80
5587	Hubert McDaniel	Labor, B.P.	1.80
5588	A-1 Typewriter Shop	(Typewriter Ribbon, Adjusting) (District's Typewriter, Rental) (of typewriter for 3 days)	2.75
5589	C. A. Hickman	Traveling Expense	9.00
5590	C. A. Hickman	Director's Fees	20.00
5591	E. E. Bewley	Director's Fees	10.00
5592	W. K. Stripling	Director's Fees	20.00
5593	Joe B. Hogsett	Director's Fees	20.00
5594	W. S. Cooke	Director's Fees	20.00
5595	Sidney L. Samuels	Legal Services	333.33
5596	Ireland Hampton	Legal Services	500.00
5597	E. B. Cheatham	Salary	200.00
5598	Hawley, Freese & Nichols	(ENGINEERING & SUPERVISION:) (Month of Sept. 1937, EM \$ 100.00) (Month of Sept. 1937, BP 100.00)	200.00

<u>NO.</u>	<u>I S S U E D T O</u>	<u>C O V E R I N G</u>	<u>A M O U N T</u>
5599	The Babcock Company	(2M 8 $\frac{1}{2}$ x 11 Glazed Onion Skin Paper) (2M 8 $\frac{1}{2}$ x 11 Glazed Onion Skin Paper) (1M 8 $\frac{1}{2}$ x 11 Shearleaf Paper)	\$ 10.40
5600	Wm. Capps Building Co.	Office Rent, Oct. 1937	40.00
5601	Gaither Oil Co.	Oil & Gas for Motor Boat EM	22.36
5602	Home Telephone & Electric Co.	Phone Service, E.M.	7.50
5603	Southwest Telephone Co.	Phone Service B.P.	5.20
5604	Southwestern Bell Telephone Co.	Phone Service 3-2848	14.25
5605	Texas Electric Service Co.	Electric Service, E.M.	7.82
5606	Texas Power & Light Co.	Electric Service, B.P.	13.10
5607	Well Machinery & Supply Co.	(2 Pyrene Fire Extinguishers EM \$14.00) (2 Pyrene Fire Extinguishers BP 14.00)	28.00
5608	H. D. Young, Postmaster	Postage Stamps	6.00
5609	Mrs. Happy Shelton, County Clerk	(Recording Deeds from Park Dept. of) (City of Fort Worth, and Mrs. Maud) (W. Johnson - Levee B-2)	2.25
5610	Magnolia Petroleum Co.	Oil & Gas for Motor Boat, B.P.	24.35
5611	Fort Worth Blueprint Co.	2 Topographic prints for Custodian BP	.54
5612	Stafford-Lowdon Co.	(Office Supplies \$9.20) (Binder Books used by the office) (and the two Custodians to pre-) (serve copies of Boat Inspection) (certificates and boat licenses 19.78)	28.98
5613	Geo. E. Nies, Jr.	(Services 3 days as Appraiser of Con- (demnation of land W. M. McDonald,) (Levee B-2)	15.00
5614	James T. Hobbs	(Services 3 days as Appraiser of Con) (demnation of land W. M. McDonald,) (Levee B-2)	15.00
5615	D. O. Brown	(Services 3 days as Appraiser of Con) (demnation of land W. M. McDonald,) (Levee B-2)	15.00
<u>T O T A L</u>			\$ 1,597.43

DISTRIBUTION OF VOUCHERS #5586 TO #5615, INCLUSIVE

Directors		\$ 99.00
Legal		833.33
Office		282.60
Boat License & Inspection		19.78
<u>EAGLE MOUNTAIN DAM:</u>		
Engineering & Supervision	\$ 100.00	
Phone Service	7.50	
Electricity	7.82	
Oil & Gas for Boat	22.36	
2 Pyrene Fire Extinguishers	14.00	151.68
<u>BRIDGEPORT DAM:</u>		
Engineering & Supervision	\$ 100.00	
Phone Service	5.20	
Electricity	13.10	
Oil & Gas for Boat	24.35	
Topographic Prints	.54	
Labor	6.60	
2 Pyrene Fire Extinguishers	14.00	163.79
<u>LEVEE IMPROVEMENT</u>		
Subdiv. 2, Section "B"		47.25
<u>T O T A L</u>		\$ 1,597.43

C O N D I T I O N O F F U N D S

	<u>CONSTRUCTION FUND</u>	<u>CONSTRUCTION ACCOUNT</u>	<u>MAINTENANCE FUND</u>	<u>INTEREST AND SINKING FUND</u>
BOOK BALANCE Sept. 16, 1937	\$ 50,721.38	\$ 338.51	\$ 19,292.50	\$ 51,977.10
RECEIPTS: Taxes, Penalty & Interest			149.06	5,217.25
Notes Receivable		10.00		
Interest on Notes Receivable		1.40		
Miscellaneous			1.45	
Boat Inspection Fees			95.00	
Boat Licenses			427.58	
Transfer of Funds from Con- struction Fund		<u>3,000.00</u>		
	<u>\$ 50,721.38</u>	<u>\$ 3,349.91</u>	<u>\$ 19,965.59</u>	<u>\$ 57,194.35</u>
DISBURSED: 9-16-37 to 10-6-37, Incl. By Vo. #5578 to #5585, Incl.	<u>3,000.00</u>	<u>2,495.00</u>	<u>280.00</u>	
	\$ 47,721.38	\$ 854.91	\$ 19,685.59	\$ 57,194.35
DISBURSED: 10-13-37, By Vo. #5586 to #5615 Incl.		<u>47.25</u>	<u>1,550.18</u>	
BOOK BALANCE: October 13, 1937	\$ 47,721.38	\$ 807.66	\$ 18,135.41	\$ 57,194.35