

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE
HELD ON THE 15TH DAY OF MARCH, 1976 AT 4:00 P. M.

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

PRESENT

Wayne E. Newton
Clyde A. Penry
J. Oliver Shannon
Paul W. Mason
C. Victor Thornton

Also present were Messrs. Joe B. Hogsett, Honorary Chairman of the
Board of Directors; John M. Scott, General Counsel for the District
and Ben Hickey, General Manager of the District.

Director Newton acted in his capacity as President and
Director Shannon acted in his capacity as Secretary, whereupon
proceedings were had and done as follows:

1.

On motion duly made and seconded, the minutes of the
meeting held February 26, 1976 were read and approved by the
Directors and it was accordingly ordered that such minutes be
placed in the permanent files of the District.

2.

On motion of Director Penry, seconded by Director Shannon
voucher-checks #17352 thru #17503 inclusive, Maintenance Fund in

the amount of \$372,312.17; Voucher-checks #4794 thru #4860 inclusive, Revenue Fund, in the amount of \$2,628,525.67; voucher-checks #3487 thru #3490 inclusive, Construction Fund, in the amount of \$34,874.72; voucher-checks #511 thru #516 inclusive, Interest and Sinking Fund, in the amount of \$800,907.54 and Voucher-Check # 4189 inclusive, Cedar Creek Construction Fund in the amount of \$255.35, were approved and ordered paid. All Directors voted aye thereon.

3.

President Newton stated that a resume, prepared by Mr. John M. Scott General Counsel for the District, of the damage claims, as presented to the District in March of 1964 through the Landowners Protective Association, et al, of Henderson and Navarro, Counties had heretofore been furnished the Directors; and reviewed briefly that the basis of the claims was that the Cedar Creek reservoir spillway discharge channel would empty into the Trinity River, water that formerly entered the river channel through the natural Cedar Creek channel some ten (10) miles down stream from the now discharge point of entry into the river and subject the landowners to flooding and threats of flooding to which the lands were not subjected to in a state of nature. During a lengthy discussion in which Mr. John M. Scott stated that in the original settlement in 1966 - a covenant was included in all settlements whereby all owners agreed that upon expiration of a ten (10) year period (1976) the District would have the right and option to extend the period for an additional five (5) years by paying or tendering to the owners, or their heirs, successors and assigns in the ownership of the lands involved, the sum of one ($\frac{1}{2}$) half of the amount heretofore paid for the ten (10) year period with-

out the necessity of any new or additional documents of any type and that the same terms of the original ten (10) year agreement would be binding for an additional five (5) year period following the expiration of the ten (10) year period; whereon, upon advise of Counsel for the District, Director Thornton made a motion, seconded by Director Penry and unanimously approved, that an amount equal to one ($\frac{1}{2}$) half of that amount heretofore paid to members of the Landowners Protective Association et al, of Henderson and Navarro Counties, all as recorded in the permanent records of the District, be now paid or tendered as set out in the original executed agreement.

4.

Management of the District reviewed the negotiations between representatives of Texas Power & Light Company and the District, a copy heretofore furnished the Directors, for the sale of raw water by the District; and during a detailed discussion Mr. John M. Scott, Counsel for the District explained some of the more pertinent factors of the contract; following the discussions Director Mason made a motion, seconded by Director Shannon and unanimously approved, that the contract now exhibited with the written approval of counsel, engineers and management of the District between Texas Power & Light Company and the District relating to the sale of raw water to be used in the generating plant located on Caney Creek in Henderson County be now approved and executed by the District.

5.

There being no further business before the Board of Directors, the meeting adjourned.


Secretary


President