

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
11TH DAY OF OCTOBER, 1935, AT 3 P. M.

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

PRESENT

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

ABSENT

E. E. Bewley

At this meeting there were also present:

A. V. Sweeney, representing Butcher and Sweeney;
J. D. Johnson, representing Tarrant Construction Company; and
A. R. Martin, representing McKenzie Construction Company.

At this meeting C. A. Hickman, President, presided; W. K. Stripling acted in his capacity as Secretary.

At this time and place the following proceedings were had and done, v i z :

1.

Minutes of the meeting of October 3, 1935, were read, approved and ordered of record.

2.

In accordance with a prior notice to bidders for the work involved in placing the valves at the East Conduit at Eagle Mountain, there were presented to the Directors sealed bids, or proposals, as follows:

- (a) Butcher and Sweeney, a co-partnership, of Fort Worth, Texas, the sum\$ 2,834.00;
- (b) Tarrant Construction Company, of Fort Worth, a co-partnership, the sum\$ 3,025.00;
- (c) McKenzie Construction Company, a corporation, the sum\$ 3,966.00.

Each of said proposals was accompanied by a good faith check as required by the notice. The notice to bidders, and the detailed specifications, upon which said bids were based, appear as exhibits to the contract form to be used in completing the agreement between the District and the successful bidder: Reference is made thereto as part hereof.

Said sealed bids were opened and audibly read in the presence of all persons present. Thereupon the Directors had advice from John B. Hawley, as Engineer for the District, that, in his opinion, the stop log dam in place at the North end of the conduit would float to the top of the water at such time as the valves were in place and the pressure was equalized on both the up-stream and down-stream sides of the dam; that, assuming this to be the case (he had no doubt that it was the case), the bid of Butcher and Sweeney would result in the lowest completed cost of the work. The said three proposals (they being the only proposals tendered to the District) are attached to the Minutes of this Meeting, in folio, as "Exhibit A," and reference here is made thereto as part hereof. Upon consideration of this matter, Director Hogsett moved that the contract be awarded to Messrs. Butcher and Sweeney; subject only to their being required to enter into contract and bond in a form satisfactory to the Engineers and attorneys for the District and the further requirement that the Construction Bond be a Surety Company bond for a sum not less than \$2,000.00, which bond would be subject to the approval of this Board of Directors as to sufficiency thereof. Further that, the good faith check of Messrs. Butcher and Sweeney for \$100.00 do be retained by the District until such time as they may have complied with the requirements as to the contract and bond.

Further that, the proposals and bids of Tarrant Construction Company and McKenzie Construction Company do be rejected, and that their good faith

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checks do be instantly returned to them, respectively. Director Stripling seconded the motion. Upon a vote being taken Directors Hickman, Stripling, Hogsett and Cooke, voted for the motion, and no director voted against the motion. The motion was carried by a statutory majority and it was so ordered.

3.

Attached to these Minutes as "Exhibit B," is a statement of the financial condition of the District as of this day. This statement shows checks #4349 to #4377, for the aggregate sum \$13,395.23, authorized and issued since the last regular meeting. It also shows proposed voucher checks consecutive and inclusive serial numbers 4378 to 4417, for the aggregate sum \$1,939.01. There was consideration of these proposed voucher checks, together with the data to support the same, and it was found that each of said checks should be issued for the payment of sums now justly due and payable by the District, whereupon Director Stripling made a motion, seconded by Director Cooke, that said voucher checks do be executed and delivered to the respective persons entitled to receive the same, in payment of the several accounts upon which said checks were based. The motion was carried and it was so ordered.

4.

Mr. William Merritt, Commissioner of Precinct No. 4 of Tarrant County, together with Mr. Kelley, Engineer for Tarrant County, appeared before the Board to present a request that this District do make available to the County money to be used by the County sufficient to construct a bridge over Briar Creek; construct an earthen embankment across the valley of Briar Creek and also to excavate a channel to relieve the sanded condition of Briar Creek from a point up-stream from the Bridge to the point where Briar Creek enters Eagle Mountain Lake. It was estimated that the cost of this work would approximate

\$6,000.00. It was reported that the condition of the road at the particular point was such that the Federal Government would abandon rural mail service to a number of families who were living on lands contiguous to Eagle Mountain Lake, unless the road be promptly repaired. It further was reported that the County had no funds available for this purpose at this time. Commissioner Merritt reported that the road had value almost entirely confined to serving lands owned by the District and that the road likewise was important as a means of children reaching the Liberty School House. He further reported that in case the District would give aid to overcome a present financial stress, he would be able to, during the coming year, construct several "all-weather" roads from the improved road from Azle to Boyd, leading to the East to the District's marginal land, and to a connection with the road upon which the repairs are sought. He stated that in his opinion these additional roads running from East to West would result in much increasing the useability and value of the District's marginal lands. He also made report of the fact that Mr. Marvin C. Nichols, of the District's Engineers, and Ireland Hampton, of the District's Attorneys, had made an inspection of the conditions at Briar Creek, jointly with him and Mr. Kelley. Mr. Nichols was not present, but Ireland Hampton made report that the inspection disclosed that the present condition of the road at Briar Creek was not due to the water level maintained in Lake Eagle Mountain; further that, in the opinion of the Engineer and himself, water level of 649 feet in Eagle Mountain probably could not affect the drainage at the point where the road in question crosses Briar Creek. Thereupon Commissioner Merritt insisted that the Directors give the matter further consideration and he and Mr. Kelley retired without any formal action

having been taken in the matter.

5.

No further business was presented and the meeting was adjourned.

W. N. Dimpeling
As Secretary

APPROVED:

C. H. Kuman
As President

(In Folio)
"E X H I B I T A"
10/11/35.

PROPOSAL

for the

Setting of four (4) 48-inch Ludlow Gate Valves,
Stems and appurtenances in the East Conduit of
Eagle Mountain Dam.

Fort Worth, Texas,
October 10, 1935

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

Gentlemen:

Pursuant to the enclosed Notice to Bidders, the undersigned Bidder hereby proposes to do all the work and furnish all necessary labor, tools, equipment, materials, apparatus and appliances, and to complete all the work upon which he bids, as provided by the attached specifications and shown on the plans, and binds himself on acceptance of his proposal to execute a contract and bond, according to the accompanying forms, for performing and completing the said work within the time stated for the following prices, to-wit:

The setting of four (4) 48" Ludlow Gate Valves and appurtenances, including 6 inch drain pipe and valve and all extension valve-stems, all concrete and the rescue and housing of all "portal stop-logs" the lump sum of

Twenty Eight Hundred thirty four (\$ 2834⁰⁰) Dollars

The undersigned bidder agrees to begin work within ten (10) days after written notice by the District or its Engineer and to complete same within 20 working days thereafter.

Enclosed herewith is a "good-faith" Certified (or Cashier's) check for \$100.00.

806 1/2 Taylor St.
Ft Worth
Address

Butcher & Sweeney
Bidder
Ray E. M. Butcher

(District's Note): Cashier's Check accompanying this bid, "Fort Worth National Bank, Check No. B290304, for \$100.00, check dated October 10, 1935."

PROPOSAL

for the

Setting of four (4) 48-inch Ludlow Gate Valves,
Stems and appurtenances in the East Conduit of
Eagle Mountain Dam.

Fort Worth, Texas,
October 10, 1935

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

Gentlemen:

Pursuant to the enclosed Notice to Bidders, the undersigned Bidder hereby proposes to do all the work and furnish all necessary labor, tools, equipment, materials, apparatus and appliances, and to complete all the work upon which he bids, as provided by the attached specifications and shown on the plans, and binds himself on acceptance of his proposal to execute a contract and bond, according to the accompanying forms, for performing and completing the said work within the time stated for the following prices, to-wit:

The setting of four (4) 48" Ludlow Gate Valves and appurtenances, including 6 inch drain pipe and valve and all extension valve-stems, all concrete and the rescue and housing of all "portal stop-logs" the lump sum of

Twenty Eight Hundred thirty four (\$2834⁰⁰) Dollars

This proposal is based on the assumption that the "Portal Stop Logs" were so placed that they will float to the surface, should they fail to do so, we are to be reimbursed for the cost of getting them loose.

806 1/2 Taylor St.
Ft Worth
Address

Butcher + Sweeney
Bidder
By E. M. Butcher

(District's Note): Cashier's Check accompanying this bid, "Fort Worth National Bank, Check No. B290304, for \$100.00, check dated October 10, 1935."

TARRANT CONSTRUCTION CO.

P. O. BOX 1025 685

FORT WORTH, TEXAS

October 10, 1935.

To the Board of Directors,
Tarrant County Water Control and
Improvement District Number One.

Gentlemen;-

In our proposal for Setting of four (4) 48-inch Ludlow Gate Valves, Stems and appurtenances etc., we have provided for a diver in connection with the removal of the stop-logs or bulk-head at the tunnel inlet.

If it is possible for us to get these logs out without the necessity of employing a regular diver, you may make a deduction of One Hundred Fifty and no/100 Dollars, (\$150.00) from our bid.

Respectfully submitted,

TARRANT CONSTRUCTION COMPANY

By

Jeff Johnson

P R O P O S A L

for the

Setting of four (4) 48-inch Ludlow Gate Valves,
Stems and appurtenances in the East Conduit of
Eagle Mountain Dam.

Fort Worth, Texas,
October 10, 1935.

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

Gentlemen;-

Pursuant to the enclosed Notice to Bidders, the undersigned Bidder hereby proposes to do all the work and furnish all necessary labor, tools, equipment, materials, apparatus and appliances, and to complete all the work upon which he bids, as provided by the attached specifications and shown on the plans, and binds himself on acceptance of his proposal to execute a contract and bond, according to the accompanying forms, for performing and completing the said work within the time stated for the following prices, to-wit:

The setting of four (4) 48" Ludlow Gate Valves and appurtenances, including 6 inch drain pipe and valve and all extension valve-stems, all concrete and the rescue and housing of all "portal stop-logs" the lump sum of

Three thousand and twenty five and 00/100 (\$ 3025⁰⁰) Dollars

The undersigned bidder agrees to begin work within ten (10) days after written notice by the District or its Engineer and to complete same within 30 working days thereafter.

Enclosed herewith is a "good-faith" Certified (or Cashier's) check for \$100.00.

*Fund National Bank of Fort Worth C.C. No 262540
in amount 100.00 heret. attached.
T.C.C.*

P.O. Box 685.
Fort Worth Texas.
A d d r e s s

Jeff Johnson
B i d d e r

PROPOSAL

for the

Setting of four (4) 48-inch Ludlow Gate Valves,
Stems and appurtenances in the East Conduit of
Eagle Mountain Dam.

Fort Worth, Texas,
October 10, 1935

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

Gentlemen:

Pursuant to the enclosed Notice to Bidders, the undersigned Bidder hereby proposes to do all the work and furnish all necessary labor, tools, equipment, materials, apparatus and appliances, and to complete all the work upon which he bids, as provided by the attached specifications and shown on the plans, and binds himself on acceptance of his proposal to execute a contract and bond, according to the accompanying forms, for performing and completing the said work within the time stated for the following prices, to-wit:

The setting of four (4) 48" Ludlow Gate Valves and appurtenances, including 6 inch drain pipe and valve and all extension valve-stems, all concrete and the rescue and housing of all "portal stop-logs" the lump sum of

Thirty-nine Hundred sixty-six and $\frac{11}{16}$ (\$3966 $\frac{11}{16}$) Dollars

The undersigned bidder agrees to begin work within ten (10) days after written notice by the District or its Engineer and to complete same within 45 working days thereafter.

Enclosed herewith is a "good-faith" Certified (or Cashier's) check for \$100.00.

1106 W. Commerce St
Dallas - Texas.
Address

Mc Kenzie Construction Company
W. A. Martin
Bidder

MCKENZIE CONSTRUCTION COMPANY

San Antonio, Texas.

FINANCIAL STATEMENT

Condition of Bidder at close of business month June 30, 1935.

A S S E T S

1. Cash on hand		\$		
In Bank		\$	<u>36,674.21</u>	
Elsewhere		\$	<u>1,500.00</u>	\$38,174.21
2. Accounts Redeivable from completed contracts (exclusive of claims not approved for payment)				16,609.65
3. Accounts receivable from other sources than above				40,956.99
4. Amounts earned on uncompleted contracts (not included in Item 3) Contract price on completed portion of uncompleted contracts less total cost of completed portion)				---
5. Deposits for bids or other guarantees				25.50
6. Notes receivable	Past due	\$	<u>—</u>	
	Due 90 days	\$	<u>27,769.82</u>	
	Due Later	\$	<u>—</u>	27,769.82
7. Interest earned				1,152.09
8. Real Estate				
Business property	Present Val.	\$	<u>19,872.78</u>	
Other property	" "	\$	<u>—</u>	19,872.78
9. Stocks and Bonds				
Listed on Exchange		\$	<u>40,337.51</u>	
Unlisted		\$	<u>68,425.00</u>	108,762.51
10. Equipment, machinery, fixtures		\$	<u>157,500.24</u>	
Less Depreciation		\$	<u>106,980.24</u>	50,520.00
11. Other Assets				<u>19,415.12</u>

TOTAL ASSETS.....\$323,258.67

LIABILITIES AND NET WORTH

Notes Payable	To banks regular	\$	<u> </u>	
	(For certified			
	Checks	\$	<u> </u>	
	Equipment Obligations	\$	<u> </u>	
	Others	\$	<u> </u>	\$ <u> </u>
Accounts Payable Current		\$	<u>10,029.08</u>	
	Past Due	\$	<u> </u>	\$ <u>10,029.08</u>
Real Estate Mortgages		\$	<u> </u>	
Other Liabilities		\$	<u> </u>	
Reserves		\$	<u> </u>	
Capital Stock	Paid Up Common	\$	<u>300,000.00</u>	
	Treasury	\$	<u>10,000.00</u>	<u>290,000.00</u>
Surplus		\$		<u>23,229.59</u>
TOTAL LIABILITIES.....				\$323,258.67

EXPERIENCE RECORD

List of projects bidder has successfully completed:

<u>Amount of Contract Award</u>	<u>Type of Work</u>	<u>Date Accepted</u>	<u>Name and Address of Owner</u>
\$ 26,697.54	Underpass	12/14/33	State Highway Com.
11,416.00	Storm Sewer	12/6/33	City of Dallas, Tex
29,544.00	Storm Sewer	2/21/34	City of Dallas, Tex
166,200.000	Storm Sewer	11/21/34	Const. Q.M. Fort Sam Houston
102,524.15	Highway Bridges	3/30/35	State Highway Com.

List of projects bidder is now engaged in completing:

<u>Amount of Contract Award</u>	<u>Type of Work</u>	<u>Date Accepted</u>	<u>Name and Address of Owner</u>
N O N E			

List of Surety bonds in force on the above uncompleted work:

<u>Amount of Contract Award</u>	<u>Amount of Bond</u>	<u>Name of Surety Co</u>
N O N E		

"E X H I B I T B"
10/11/35.

VOUCHER-CHECKS ISSUED SEPTEMBER 13 TO OCTOBER 4, 1935.

NO.	ISSUED TO	COVERING	A M O U N T
4349	Tarrant County Water Control and Improvement District Number One, Maintenance Fund	Repayment Emergency Loan made the "Construction Fund"	\$ 11,622.49
		Construction Custodian's Residence, BP	
4350	John Rhoades	(Carpenter W/E 9/13/35	11.50
4351	C. H. Elliott	(Carpenter W/E 9/13/35	4.00
4352	M. S. Carr	(Carpenter-Contractor W/E 9/13/35	12.00
4353	J. L. Davis	(Stone work W/E 9/13/35	20.00
4354	O. A. Welch	(6 Yds. Sand	4.50
4355	John Rhoades	(Carpenter W/E 9/20/35	16.87
4356	C. H. Elliott	(Carpenter W/E 9/20/35	19.87
4357	M. S. Carr	(Carpenter-Contractor W/E 9/20/35	22.00
4358	R. D. McDaniel	(Labor-Cement Work W/E 9/20/35	3.00
4359	E. L. Bays	(Labor-Cement Work W/E 9/20/35	3.00
4360 ¹ / ₂	O. A. Welch	(Truck Hire, Sand & Gravel W/E 9/20/35	9.75
4361	J. L. Davis	(Cement Work-Stone Work W/E 9/20/35	25.00
4362	A. T. Holt	(Tin Work W/E 9/20/35	3.50
4363	Tom L. Morrow	(Plastering Contract-Complete	98.00
4364	M. G. Nelms, District Clerk	Copy Judgment Entry, Ben Lyda et al v. this District	1.25
4365	V. A. Vance	Part Payment Land Purchase, EM	27.50
4366	V. A. Vance	Part Payment Land Purchase, EM	972.50
		Construction Custodian's Residence, BP	
4367	John Rhoades	(Carpenter W/E 9/27/35	16.50
4368	C. H. Elliott	(Carpenter W/E 9/27/35	14.00
4369	M. S. Carr	(Carpenter-Contractor W/E 9/27/35	18.00
4370	J. L. Davis	(Stone Work W/E 9/27/35	20.00
4371	Void	Void	Void
4372	Void	Void	Void
4373	Mrs. H. E. Turbeville	Core-drilling BP	290.00
4374	John B. Hawley	(Reimbursement for payments made Mrs. H. E. Turbeville, on Core Drilling, BP	100.00
		Construction Custodian's Residence, BP	
4375	John Rhoades	Carpenter W/E 10/4/35	20.00
4376	C. H. Elliott	Carpenter W/E 10/4/35	20.00
4377	M. S. Carr	Carpenter-Contractor W/E 10/4/35	20.00
T O T A L			\$13,395.23

Repayment of Emergency Loan Made Construction Fund	\$11,622.49
Certified copy Final Judgment, Ben Lyda et al Case	1.25
Land Purchase	1,000.00
Core Drilling, BP	390.00
Construction Custodian's Residence, BP	381.49
T O T A L	<u>\$13,395.23</u>

VOUCHER-CHECKS #4378 TO #4417, DATED OCTOBER 10, 1935

NO.	ISSUED TO	COVERING	A M O U N T
4378	C. A. Hickman	Director's Fees	\$ 20.00
4379	E. E. Bewley	Director's Fees	20.00
4380	W. K. Stripling	Director's Fees	10.00
4381	Joe. B. Hogsett	Director's Fees	20.00
4382	W. S. Cooke	Director's Fees	20.00
4383	Sidney L. Samuels	Legal Services	333.33
4384	Ireland Hampton	Legal Services	500.00
4385	E. B. Cheatham	Salary	200.00
4386	Alice McConnell	Salary	90.00
4387	D. T. Riggs	Salary as Custodian, EM	60.00
4388	C. L. McNair	(Salary, Custodian, BP \$100.00 (Allowance 7.50)	107.50
4389	R. D. McDaniel	Labor, Seepage Tests, Core Borings, BP	5.30
4390	E. L. Bays	Labor, Seepage Tests, Core Borings, BP	2.65
4391	J. O. Corley	Labor, Seepage Tests, Core Borings, BP	5.60
4392	Dan Jackson	Labor, Seepage Tests, Core Borings, BP	7.50
4393	C. F. Wilson	Labor, Seepage Tests, Core Borings, BP	6.10
4394	R. L. Davidson	2-Up Team & Driver, EM	27.00
4395	Lee Riggs	Labor, EM	2.70
4396	A-1 Typewriter Shop	Typewriter Ribbon	.75
4397	The Babcock Company	Stationery & Blank Paper	11.87
4398	Wm. Capps Building Company	Office Rent, October, 1935	40.00
4399	Clear-Copy Carbon Company	2 Boxes Carbon Paper	5.00
4400	Home Telephone & Electric Co.	Phone Service, EM	7.50
4401	Magnolia Petroleum Co.	5 # Cup Grease, EM	.52
4402	Texas Electric Service Co.	Minimum charge, Electric Service, EM	15.00
4403	Texas Power & Light Co.	Electric Current, BP	10.64
4404	Southwestern Bell Telephone Co.	(Phone Service, Office Phone \$ 13.60 (Telegram .42)	14.02
4405	Fort Worth Blueprint Co.	Prints	5.67
4406	John B. Hawley	Reimbursement Truck Hire EM	40.00
4407	Ireland Hampton	(Traveling Expense, Austin, Texas, and return (September 14, 15 and 16, 1935	27.48
4408	C. A. Hickman	Traveling Expense, use of personal car, 216 miles @ .05¢ per mile	10.80
4409	Nash Hardware Co.	1/2 Doz. Wire Brushes, EM	1.18
4410	Stafford-Lowdon Co.	2 Ring Binders, 2 Col. Pads	4.00
4411	J. W. Shelton, County Clerk	Recording Fees, Deeds, etc.	9.75
4412	Hawley, Freese & Nichols	Engineering & Supervision: Month of September, EM \$ 50.00 " " " BP 150.00	200.00
4413	Homer L. Baughman, Atty. of Record Laura Williams; Eliza Wil- liams	(Settlement of suit (Laura Williams vs. District	75.00
4414	VOID		VOID
4415	R. A. Hunter	Building Weir #2, Burgess Levee, E. M.	12.75
4416	Wm. Brigance	Building Weir #2, Burgess Levee, E. M.	6.40
4417	H. D. Young, Postmaster	100-3 Cent Postage stamps	3.00
		T O T A L	\$ 1,939.01

DISTRIBUTION OF VOUCHERS #4378 TO #4417, INCLUSIVE

Directors	\$ 100.80	Eagle Mountain Dam, Cont'd:	
Legal	860.81	Labor Operating valves	\$2.70
Settlement Laura Williams Suit	75.00	Works supplies	2.70
Office	368.64	Labor, Building Weir #2	19.15
Recording Deeds	9.75	Bridgeport Dam:	\$223.05
White Prints	5.67	Custodian's Salary and allowance	107.50
Eagle Mountain Dam:		Engineering & Supervision	150.00
Custodian's Salary	\$60.00	Electricity	10.64
Engineering & Supervision	50.00	Core boring tests	27.15
Team hire	27.00		295.29
Truck hire	39.00		
Phone Service	7.50		
Electric Service			
Minimum charge	15.00		
		T O T A L	\$1,939.01

CONDITION OF FUNDS

	<u>CONSTRUCTION FUND</u>	<u>MAINTENANCE FUND</u>	<u>INTEREST AND SINKING FUND</u>
BOOK BALANCE September 12, 1935	\$ 81,631.23	\$ 24,063.93	\$ 96,711.41
Receipts: Taxes, Penalty, etc.		176.81	2,740.54
Interest on Collector's D/B		.08	1.15
Interest on Bank D/B	16.79	6.05	45.77
Transfer of Funds		11,687.11	
Dividend, Texas National Bank	227.88		
Miscellaneous			
	<hr/> 81,875.90	<hr/> 35,933.98	<hr/> 99,498.87
Disbursements Vo. # 4349 to #4377, inclusive, September 13, to October 4, 1935:	<hr/> 13,395.23		
	68,480.67	35,933.98	99,498.87
Disbursements Vo. #4378 to #4417 inclusive	111.90	1,827.11	
BOOK BALANCE October 10, 1935	\$ 68,368.77	\$ 34,106.87	\$ 99,498.87

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DISBURSEMENTS TO BE MADE OUT OF INTEREST AND SINKING FUND BY DECEMBER 31, 1935

Auditing Tax Collections	\$525.00
November 15, 1935, Payment on Contract, Assessing & Collecting Taxes	1,000.00
December 31, 1935, Payment on Contract, Assessing & Collecting Taxes	<u>1,250.00</u>
TOTAL DISBURSEMENTS TO BE MADE BY DECEMBER 31, 1935	\$2,775.00
October 10, 1935, Cash in Interest & Sinking Fund (Book Balance)	99,498.87
UNENCUMBERED BALANCE OCTOBER 10, 1935	<hr/> \$ 96,723.87