

MINUTES OF A 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 31ST DAY OF MARCH, 1953, AT 2:00 P.M.

-----

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

PRESENT

Joe B. Hogsett  
Houston Hill  
Dan H. Priest  
W. L. Pier

ABSENT

A. T. Seymour, Jr.

Also present were Messrs. Sidney L. Samuels, General Counsel of the  
District, C. L. McNair, General Manager of the District, and Marvin  
C. Nichols of the firm of Freese and Nichols, consulting engineers  
of the District.

Director Hogsett acted in his capacity as President, and  
Director Priest acted in his capacity as Secretary, whereupon pro-  
ceedings were had and done, as follows:

1.

The Directors had previously received copies of the minutes  
of meetings held as follows:

February 3, 1953 at 7:30 P.M.  
March 6, 1953, at 2:00 P.M.  
March 10, 1953, at 1:30 P.M.  
March 10, 1953, at 2:00 P.M.  
March 17, 1953, at 1:30 P.M.  
March 23, 1953, at 2:00 P.M.

Having found no objections thereto, it was ordered that they be  
approved, signed and placed on record.

2.

The Annual Audit Report for the year ending December 31,  
1952, and the reports for the months of January and February, 1953,

of the Auditors, Pitner and Adams, were ordered received and filed. The Annual Report to be attached to these minutes as Exhibit "A".

3.

On motion of Director Hill, seconded by Director Pier, it was resolved by the Board to publish notice of the intention of the District to sell to the public two tracts of land upon terms and conditions to be prescribed and imposed by its Board of Directors, which said lands are situated at an elevation above mean sea level 649 feet, forming margins and contiguous to the shoreline of Eagle Mountain Lake, and described as follows:

TRACT NO. 1 (2.16 acres of land, more or less, out  
(of the B. D. Henley Survey in Wise  
County, purchased from L. M. Yoakum.

TRACT NO. 2 (175 acres of land, more or less, out  
(of the J. Wilcox Surveys No. 50 and  
(No. 51, in Tarrant County, purchased  
from Stock Yards National Bank.

It was further stipulated by the Board that in the recitations of the advertisement it should be stated that with regard to the tract of 175 acres, generally known as "Stock Yards Bank Lands", it should be stated that no bid would be entertained for the purchase of said tract for a lesser price than \$45,000.00.

Motion having been made by Director Hill authorizing such advertisement, and seconded by Director Priest, it was unanimously carried, all the Directors voting "aye" thereon.

4.

The Auditors of the District, Messrs. Pitner and Adams, in their Annual Audit Report for the year ending December 31, 1952, to the Board of Directors, made the following recommendation: That

assets and properties taken over by Tarrant County Water Control and Improvement District Number One from Fort Worth Improvement District Number One (generally known as the "Levee District") and those acquired from the Tarrant County Tax Remission Fund should be listed in detail, so far as practicable, and submitted to the Directors for approval before being entered on the books of the District.

In this recommendation the Auditors erroneously styled Fort Worth Improvement District Number One, "Tarrant County Improvement District Number One", but undoubtedly meant to say Fort Worth Improvement District Number One. On the consideration of this phase of the report, it was the unanimous direction of the Board that Ben F. Hickey, Land Agent, be directed to give this matter his attention and to make up and prepare a list of properties that were turned over to the District by the Levee District, and also the amount of monies turned over by the Commissioners Court of Tarrant County, Texas, to this District out of the Tax Remission Fund, which was voted by the State Legislature following the disastrous flood in May, 1949.

In this connection, Mr. Hickey was further ordered and instructed that when such detailed list has been compiled, to turn same over to Pitner and Adams, the Auditors of the District, so that same may be entered upon the appropriate books of the District.

5.

The report of Messrs. Pitner and Adams, dated March 26, 1953, addressed to the Board of Directors, contained the further observation at the conclusion of such report:

"Payment of \$7,200.00 from the City of Fort Worth for land deeded to them on October 5, 1951, has not been received to date."

In consideration of this comment by the Auditors, it appeared that such comment related to a deed of conveyance from the District to the City of Fort Worth of a certain tract of land located in Tarrant County, Texas, consisting of parts of lots #33 and #34, Sylvania Addition, Second Filing, and Block "H", Chambers Addition, situated southwesterly of the tract to be acquired from J. M. Ellis for channel changes in the West Fork of the Trinity River. This deed, dated October 5, 1951, to the City recited a consideration of \$7,200.00 to be paid by the City of Fort Worth to the District.

The above mentioned deed had formerly been left with the City, pending the issuance of check or voucher for the amount of money recited for the consideration in the deed, but not having paid it as yet, Mr. Hickey called at the office of the City Secretary and procured the deed and brought it back to the office of the District.

On consideration of this matter, it was the unanimous resolution of the Board that Mr. Hickey, as the Land Agent of the District, should urge and press for the payment of the consideration recited in the deed, and that such deed should be retained by the District until such consideration was duly paid. All the Directors voted "aye" on this resolution.

6.

Mr. Marvin C. Nichols, Engineer of the District, presented to the Board an original communication dated March 26, 1953, addressed

to Mr. William Holden, Secretary Citizens Flood Control Committee, Fort Worth, Texas, signed by Mr. Simon Smith, 2101 Riverside Drive, Fort Worth, Texas, In substance, the writer stated that on Monday, March 23, 1953, he and Mr. Nichols proceeded over Sycamore Creek north of Lancaster Avenue and discussed a certain proposed improvement. Further, the two concluded that the double turn in the Sycamore Channel north of and near to Lancaster Avenue could be straightened out by clearing and cutting a new channel, and the dirt from the excavation could be placed as a levee along the west side of the creek across his property to the location of the proposed Expressway, making a levee approximately the height of Lancaster Avenue at the bridge. Further, that this, with the proposed Expressway would afford protection to the Lancaster Avenue area, and that he, Mr. Smith, would furnish the necessary right-of-way at no cost to the Water Board for the improvement. Mr. Smith concluded his letter by saying, that in the change of channel of Sycamore Creek and the levee as indicated, if carried out in the near future, he, Mr. Smith, would withdraw the protest that he had heretofore made against the Fort Worth Floodway Appropriation pending before the Committee of Congress, and that he, Mr. Smith, would assure his cooperation and that of the people in the Riverside Drive and Lancaster Avenue area. This letter is attached in folio to these minutes and made a part hereof.

It was moved and seconded that Mr. Marvin C. Nichols, Engineer of the District, be instructed to proceed with the agreement so stated by Mr. Smith.

7.

Mr. Nichols then exhibited to the Board copy of letter dated March 27, 1953, signed by Mr. Nichols and addressed to Mr. T. E. Bliss, Division Engineer, St. Louis, San Francisco and Texas Railway Company, 700 West Vickery Boulevard, Fort Worth 4, Texas. The letter refers to right-of-way arrangement necessary to be made between the District and the St. Louis, San Francisco and Texas Railway Company, together with basis of settlement for removal and re-laying of track of the railway company necessitated by the construction of a proposed levee on railroad right-of-way.

After the letter had been read to the members of the Board, it was unanimously resolved by the Board that an arrangement be made for the purpose of acquiring such right-of-way and for the cost of removing and re-laying the track, along the general terms outlined in the letter above mentioned.

Copy of the letter to Mr. Bliss is attached to these minutes and made a part hereof.

8.

Mr. Hogsett placed before the Board for its consideration, a letter dated March 28, 1953, from Mr. Fred H. Husbands, Executive Vice President and General Manager, West Texas Chamber of Commerce, Abilene, Texas,

In this letter, Mr. Husbands, on behalf of the West Texas Chamber of Commerce, requested the cooperation of the Board in respect to certain measures pending before the Legislature concerning water legislation prepared and sponsored by the Governor's Water Committee on Water Conservation. These Bills are Senate Joint

Resolution Number One, and House Bills No. 447 through No. 454, inclusive.

Mr. Hogsett requested Mr. Nichols to explain generally the purpose of these Bills. After such explanation, Mr. Hogsett was instructed by the Board to write a letter to Mr. Fred H. Husbands, Executive Vice President and General Manager of West Texas Chamber of Commerce, setting forth that this Board is favorable to the enactment of the above legislation. It was so ordered.

9.

It was brought to the attention of the Board that the matter of a certain easement dated February 7, 1953, executed by James F. Sartain, and wife, Maybelle Boaz Sartain, in which, in consideration for the benefits to property owners in vicinity of the channel and the added protection to life and property and the further consideration of Three Hundred Fifty and No/100 Dollars, paid to the Grantors in the deed of easement by the District, the said Grantors (James F. Sartain and wife, Maybelle Boaz Sartain) did convey and grant a perpetual easement to the District over, upon and across certain lands in Tarrant County, Texas, consisting of a part of Lot 12, in Block 2 of Elizabeth Gounah's Addition and a portion of the J. L. Moore Survey, all in the M. Baugh Survey, in the City of Fort Worth, Tarrant County, Texas, and embracing a part of the tract conveyed to Maybelle Boaz Sartain by a Deed of Record in Vol. 1517, page 67, of the Deed Records of said Tarrant County, and in which said deed of easement the aforesaid properties, upon which said easement was acquired, are set forth by metes and bounds. The said deed of easement was filed

for record in Tarrant County, Texas, and duly recorded on March 10, 1953, in Vol. 2536, p. 174 of the Deed Records of Tarrant County, Texas.

It further appeared that this instrument was included among other instruments of conveyance submitted to the Board of Directors on the 11th day of February, 1953; voucher-check for the consideration of the easement (\$350.00) was further drawn and was made payable to the Grantors in such instrument, and delivered to them; but through inadvertence such instrument was omitted from the list of instruments set out in the minutes of February 11, 1953, and therefore, it becomes necessary to recite such instrument of easement and once again ratify the same and also the issuance of the voucher-check therefor hereinabove mentioned. On motion, such action was confirmed and ratified, and the acceptance of the easement and the issuance of the voucher-check hereby unanimously confirmed.

10.

Mr. Hogsett presented a letter from Mr. E.S. Birdsong, City Secretary, City of Fort Worth, relative to the acceptance of the contribution in the amount of \$50,000.00 tendered to the City of Fort Worth by the Tarrant County Water Control and Improvement District Number One by letter, dated March 18, 1953.

The letter from Mr. Birdsong stated that the City Council, in session March 25, 1953, had accepted the \$50,000.00 contribution by the Board to be used in connection with the construction of a by-pass during the period the West Seventh Street Bridge is under construction.

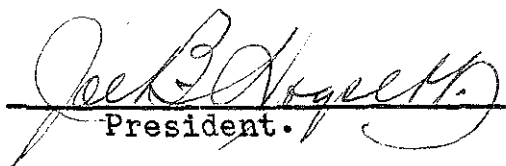


Upon consideration of the matter, the Board instructed Mr. Cheatham, the Office Manager, to secure from Mr. Birdsong a copy of the resolution of the City Council accepting the contribution from this Board.

It was so ordered.

11.

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

  
President.

  
Secretary.

To be attached to minutes of  
March 31, 1953, at 2:00 P.M.

March 26, 1953

Mr. William Holden, Secretary  
Citizens Flood Control Committee  
Fort Worth, Texas

Dear Mr. Holden:

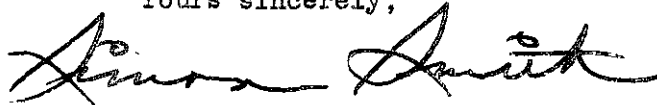
Since you have been in contact with the Water Board in regard to the situation in the Sycamore Creek area, I desire to furnish the following information:

On Monday, March 23, Mr. Marvin Nichols, Engineer for the Water Board, and I went over Sycamore Creek north of Lancaster Avenue and discussed a certain proposed improvement. We concluded that the double turn in the Sycamore channel north of and near to Lancaster Avenue could be straightened out by clearing and cutting a new channel, and the dirt from the excavation could be placed as a levee along the west side of the Creek, across my property to the location of the proposed Expressway, making a levee approximately the height of Lancaster Avenue at the bridge. This, with the proposed Expressway, would afford protection to the Lancaster Avenue area. I will furnish the necessary right of way at no cost to the Water Board for the improvement.

If the change of channel on Sycamore Creek and the levee as indicated are carried out by the Water Board in the near future, I will withdraw my protest against the Fort Worth Floodway Appropriation pending before the Committee of Congress, and can assure you of the cooperation of the people in the Riverside Drive and Lancaster Avenue area.

Thanking you for your cooperation in this matter, I am

Yours sincerely,



Simon Smith  
2101 Riverside Drive  
Fort Worth, Texas

REESE & NICHOLS  
DANCIGER BUILDING  
FORT WORTH 2, TEXAS

To be attached to minutes of March 31, 1953.  
at 2:00 P.M.

MAR 28 1953

March 27, 1953

TOWNSHIP

Mr. T. E. Bliss, Division Engineer  
St. Louis, San Francisco and Texas Railway Co.  
700 West Vickery Boulevard  
Fort Worth 4, Texas

Dear Mr. Bliss:

Re: Grandford Addition Levee

We are returning herewith your copies of deed and city ordinance covering your right of way for spur track to Holly Pumping Station. In the last paragraph on page 1 of the deed a call of 96,314 feet is given. This is evidently in error. We will appreciate your advising us as to this call.

Pursuant to our verbal agreement March 19, 1953 we have recommended to the Directors of Tarrant County Water Control and Improvement District No. 1 as follows:

1. Lump sum settlement on a unit price basis be made with the Frisco. The Frisco is to take up existing track. Frisco upon completion of the earth grade by District is to relay the track, furnish such new ties, ballast etc. as they may desire.
2. District to pay Frisco at the unit price of \$3.50 per linear foot of track taken up and relaid, estimated to be 2,700' for \$9,450.00.
3. District will prepare the earth grade for the track in accordance with plans heretofore agreed upon.
4. Frisco by appropriate agreement with District will grant District such right as you may have in respect to right of way for the proposed improvements.
5. District will join with Frisco in securing from City of Fort Worth such additional agreements as may be necessary in respect to your deed from the City dated April 10, 1931 and in City Ordinance No. 1717 dated April 10, 1931.
6. It is understood payments described in 1. and 2. above are based on track being out of service for the period required for the improvements.

C  
O  
P  
Y

MAR 28 1953

Mr. T. R. Bliss

Page 2

March 27, 1953

The Board of Directors of Tarrant County Water Control and Improvement District No. 1 on March 23, 1953 approved the above recommendation. The Board instructed Mr. Sidney L. Samuels, Attorney for the Board, Mr. Ben Hickey, Land Agent, and the writer to work out details of the agreements with representatives of the Police.

We will appreciate your advising us when the Police will be prepared to discuss the details of the necessary agreements.

Yours very truly,

BYRON AND NICHOLS

*Marvin C. Nichols*  
Marvin C. Nichols  
District Engineer  
TWC & ID #1

MHN:ds

cc: Sidney L. Samuels  
Ben Hickey  
TWC & ID #1  
Joe D. Hogsett

*Received from J.C. Olson  
3/25/1952*

THE STATE OF TEXAS )  
                          )  
COUNTY OF TARRANT )

KNOW ALL MEN BY THESE PRESENTS:

That by virtue of a Resolution duly passed and adopted by the City Council of the City of Fort Worth, said City of Fort Worth, of the County of Tarrant and State of Texas, for and in consideration of the sum of Ten (\$10.00) Dollars, and other valuable considerations, to it in hand paid by the St. Louis, San Francisco and Texas Railway Company, a Texas Corporation, as follows: Cash, the receipt of which is hereby acknowledged, has Granted, Sold and Conveyed, and by these presents does Grant, Sell and Convey, unto the said St. Louis, San Francisco and Texas Railway Company, a Texas Corporation, all that certain lot, tract or parcel of land lying and being situate in Tarrant County, Texas, and described as follows, to wit:

A certain strip or parcel of land lying, being and situate in the George Shield, and the J.M.C. Lynch surveys, the said strip of land being thirty (30) feet in width, that is to say, fifteen (15) feet on each side of the center line of a proposed spur track, said center being described as follows:

Commencing at the intersection of the north line of West Peter Smith Street, Fort Worth, Texas, with the center line of the main track of the St. Louis, San Francisco and Texas Railway:

Thence Northwesterly along said center line 121.6 feet;

Thence Northeasterly at right angles fourteen (14) feet;

Thence Northwesterly and Northerly curving to the right from a tangent parallel to said main track with a radius of 531.3 feet a distance of 287.2 feet for a point of beginning;

Thence continuing Northeasterly on last described curve a distance of 368.8 feet;

Thence on tangent to last described curve 769.7 feet;

Thence Northeasterly curving to the left with a radius of 2864.93 feet a distance of 355 feet;

Thence on tangent to last described curve a distance of 9631.4 feet to an intersection with the south line of North Street;

*As shown on copy furnished by Olson*

Saving and excepting, out of this description, all right of way heretofore acquired and the part which lies within the limits of Stayton, Jerome and West Jarvis Streets, and West Broadway and West Daggett Avenues.

Said strip or parcel of land containing 1.51 acres more or less.

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto the said St. Louis, San Francisco and Texas Railway Company, its successors and assigns forever, and the said City of Fort Worth does hereby bind itself, its successors and assigns, to warrant and forever defend all and singular the said premises unto the said St. Louis, San Francisco and Texas Railway Company, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

It is understood that the above conveyance is executed under the terms of a certain contract between the City of Fort Worth and the St. Louis, San Francisco and Texas Railway Company of date March 30, 1931, for the construction, maintenance and operation of a certain railway spur track connecting the water plant of the Grantor with the main line of railway of Grantee in the City of Fort Worth, Texas; and that, in accordance with the provisions of said contract, Grantee shall have the right at any time when in its opinion the business furnished by Grantor does not justify the maintenance of said spur track, or giving thirty (30) days notice in writing to Grantor of intention so to do, to discontinue the use of said spur track; and that in the event Grantor shall for any period of six successive months fail to carry on business at Grantor's said industry, such failure shall be deemed an abandonment of said industry, and this conveyance shall thereupon terminate without notice to Grantor or other action on the part of Grantee; and that upon any discontinuance of the use of said spur track or upon the termination of this contract in any manner, Grantee shall have the right to remove said spur track, together with the connections, switches, frogs and all other material used in connection therewith or any part thereof; provided, however, that in such event the title to any and all lands hereby conveyed to Grantee shall revert to and reinvest in Grantor if and when such track is removed.

Witness the signature of the said City of Fort Worth, acting by and through WILLIAM BRYCE, its Mayor, attested by the official seal of said City with the signature of the City Secretary and Treasurer, under the authority of the City Council of said City, this the 10th day of April, 1931.

CITY OF FORT WORTH

BY (Signed) Wm. Bryce,  
MAYOR

ATTEST: (SEAL)

(Signed) I. L. Vanzandt, Jr.,  
CITY SECRETARY-TREASURER.

APPROVED AS TO FORM:

(Signed) Goree, Odell & Allen,  
ATTORNEYS FOR TEXAS

THE STATE OF TEXAS    )  
                                  )  
COUNTY OF TARRANT    )

Before me, the undersigned authority, on this day personally appeared Wm. Bryce, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same as the act and deed of the City of Fort Worth, a municipal corporation of Tarrant County, Texas, and as the Mayor thereof, and for the purposes and consideration therein expressed.

Given under my hand and official seal, this 10th day of April A.D., 1931

(Signed) Alice B. Woodlan  
NOTARY PUBLIC IN AND FOR TARRANT  
COUNTY, TEXAS.

(SEAL)

STATE OF TEXAS        )  
                                  )  
COUNTY OF TARRANT    )

I hereby certify that this instrument was duly and correctly recorded this the 14 day of April A.D. 1931 at 1:49 o'clock P. M. in the Deed records of Tarrant County, Texas in Vol. 1133 Page 464.

Witness my hand and official seal the day and year above written.

ORVILLE BEALL  
Clerk of the County Court, Tarrant  
County, Texas

(SEAL)

By (Signed) Geo. C. Mosier,  
Deputy.

*Received from J. B. Kline  
of J. B. Kline*

ORDINANCE NO. 1717

AN ORDINANCE GRANTING THE ST. LOUIS, SAN FRANCISCO AND TEXAS RAILWAY COMPANY THE RIGHT TO CONSTRUCT, MAINTAIN, OPERATE AND REPAIR A CERTAIN SPUR TRACK IN, ON AND ACROSS CERTAIN PORTIONS OF STAYTON STREET, WEST BROADWAY AVENUE, WEST DAGGOTT AVENUE, JEROME STREET, WEST JARVIS STREET AND NORTH STREET IN THE CITY OF FORT WORTH, TEXAS; FOR A TERM OF TWENTY-FIVE YEARS FROM AND AFTER THE DATE OF PASSAGE AND APPROVAL HEREOF; AND PROVIDING THAT THIS ORDINANCE BE IMMEDIATELY EFFECTIVE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

SECTION I.

That the St. Louis, San Francisco and Texas Railway Company be and it is hereby granted the right and privilege to construct, maintain, operate and repair a certain branch line or spur track connecting with its main line of railway in the City of Fort Worth, Texas, in, on and across the following described streets in the City of Fort Worth, for a term of twenty-five years from and after the date hereof, said streets being described as follows:

1. To extend in a northerly and southerly direction across Stayton Street a distance of 90.8 feet more or less from a point in the southwesterly line of said Street about 320 feet northwest of its intersection with the north line of West Peter Smith Street to a point in the northeasterly line of said Stayton Street about 240 feet northwest of its intersection with the north line of Wenneca Avenue.

2. To extend in a northeasterly and southwesterly direction across West Broadway Avenue a distance of 51.4 feet more or less from a point in the south line of said Avenue about 448.1 feet west of its intersection with the west line of Jerome Street to a point in the north line of West Broadway Avenue about 435.7 feet west of its intersection with the west line of Jerome Street.



3. To extend in a northeasterly and southwesterly direction across West Daggett Avenue for a distance of 74.6 feet more or less from a point in the south line of West Daggett Avenue about 250.9 feet west of its intersection with the west line of Jerome Street to a point on the north line of West Daggett Avenue about 225.5 feet west of its intersection with the west line of Jerome Street.

4. To extend in a northeasterly and southwesterly direction across Jerome Street for a distance of 67.2 feet more or less from a point in the west line of Jerome Street about 36.5 feet south of its intersection with the south line of West Jarvis Street to a point in the east line of Jerome Street about 1.4 feet south of its intersection with the south line of West Jarvis Street.

5. To extend in a northeasterly and southwesterly direction across West Jarvis Street for a distance of 74.6 feet more or less from a point in the south line of West Jarvis Street about 1.6 feet east of its intersection with the east line of Jerome Street to a point in the north line of West Jarvis Street about 56.9 feet east of its intersection with the east line of Jerome Street.

6. To extend in a northeasterly and southwesterly direction across North Street for a distance of 79.2 feet more or less from a point in the south line of North Street about 25 feet west of the northwest corner of Block "A" T.&P. Ry. Addition to a point in the north line of North Street about 251.3 feet west of its intersection with the west line of Fournier Street.

#### SECTION II

This ordinance shall be and become effective from and after the date of its passage as provided by law, and shall continue in effect for a period or term of twenty-five years from and after said date, and it is so ordained.

APPROVED AS TO FORM:

(Signed) Coree, Odell & Allen,  
Attorneys for Texas.

I, I. L. VanZandt, Jr., City Secretary-Treasurer, of the City of Fort Worth, Texas, do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 1717, adopted by the City Council at a regular meeting held on the 10th day of April, A.D. 1931, as same appears of record in the office of the City Secretary, recorded in Ordinance Book "H".

(SEAL)

(Signed) I. L. Van Zandt, Jr.,  
CITY SECRETARY-TREASURER.

STATE OF TEXAS        )  
                              )  
COUNTY OF TARRANT    )

I hereby certify that this instrument was duly and correctly recorded this the 14 day of April, A.D. 1931 at 1 o'clock 4 S P.M. in the Deed Records of Tarrant County, Texas in Vol. 1134, Page 152. Witness my hand and official seal the day and year above written.

(SEAL)

ORVILLE BEALL  
Clerk of the County Court, Tarrant  
County, Texas

BY

(Signed) Edna E. Dupuis,  
Deputy.

*Received from J. B. ...  
...*

ORDINANCE NO. 1717

AN ORDINANCE GRANTING THE ST. LOUIS, SAN FRANCISCO AND TEXAS RAILWAY COMPANY THE RIGHT TO CONSTRUCT, MAINTAIN, OPERATE AND REPAIR A CERTAIN SPUR TRACK IN, ON AND ACROSS CERTAIN PORTIONS OF STAYTON STREET, WEST BROADWAY AVENUE, WEST DAGGETT AVENUE, JEROME STREET, WEST JARVIS STREET AND NORTH STREET IN THE CITY OF FORT WORTH, TEXAS; FOR A TERM OF TWENTY-FIVE YEARS FROM AND AFTER THE DATE OF PASSAGE AND APPROVAL HEREOF; AND PROVIDING THAT THIS ORDINANCE BE IMMEDIATELY EFFECTIVE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

SECTION I.

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1. To extend in a northerly and southerly direction across Stayton Street a distance of 90.8 feet more or less from a point in the southwesterly line of said Street about 320 feet northwest of its intersection with the north line of West Peter Smith Street to a point in the northeasterly line of said Stayton Street about 240 feet northwest of its intersection with the north line of Wenneca Avenue.

2. To extend in a northeasterly and southwesterly direction across West Broadway Avenue a distance of 51.4 feet more or less from a point in the south line of said Avenue about 448.1 feet west of its intersection with the west line of Jerome Street to a point in the north line of West Broadway Avenue about 435.7 feet west of its intersection with the west line of Jerome Street.

3. To extend in a northeasterly and southwesterly direction across West Daggett Avenue for a distance of 74.6 feet more or less from a point in the south line of West Daggett Avenue about 280.9 feet west of its intersection with the west line of Jerome Street to a point on the north line of West Daggett Avenue about 225.5 feet west of its intersection with the west line of Jerome Street.

4. To extend in a northeasterly and southwesterly direction across Jerome Street for a distance of 67.2 feet more or less from a point in the west line of Jerome Street about 36.5 feet south of its intersection with the south line of West Jarvis Street to a point in the east line of Jerome Street about 1.4 feet south of its intersection with the south line of West Jarvis Street.

5. To extend in a northeasterly and southwesterly direction across West Jarvis Street for a distance of 74.6 feet more or less from a point in the south line of West Jarvis Street about 1.6 feet east of its intersection with the east line of Jerome Street to a point in the north line of West Jarvis Street about 56.9 feet east of its intersection with the east line of Jerome Street.

6. To extend in a northeasterly and southwesterly direction across North Street for a distance of 79.2 feet more or less from a point in the south line of North Street about 25 feet west of the northwest corner of Block "A" T.&P. Ry. Addition to a point in the north line of North Street about 851.3 feet west of its intersection with the west line of Fournier Street.

## SECTION II

This ordinance shall be and become effective from and after the date of its passage as provided by law, and shall continue in effect for a period or term of twenty-five years from and after said date, and it is so ordained.

APPROVED AS TO FORM:

(Signed) Goree, Odell & Allen,  
Attorneys for Texas.

I, I. L. VanZandt, Jr., City Secretary-Treasurer, of the City of Fort Worth, Texas, do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 1727, adopted by the City Council at a regular meeting held on the 10th day of April, A.D. 1931, as same appears of record in the office of the City Secretary, recorded in Ordinance Book "H".

(Signed) I. L. Van Zandt, Jr.,  
CITY SECRETARY-TREASURER.

(SEAL)

STATE OF TEXAS            )  
                                  )  
COUNTY OF TARRANT        )

I hereby certify that this instrument was duly and correctly recorded this the 14 day of April, A.D. 1931 at 1 o'clock 4 3 P.M. in the Deed Records of Tarrant County, Texas in Vol. 1134, Page 152.

Witness my hand and official seal the day and year above written.

ORVILLE BRALL  
Clerk of the County Court, Tarrant  
County, Texas

(SEAL)

BY  
(Signed) Fama F. Dupuis,  
Deputy.

APR 10 1931

Received from J. E. Allen  
3/10/1902

THE STATE OF TEXAS

COUNTY OF TARRANT

KNOW ALL MEN BY THESE PRESENTS:

That by virtue of a Resolution duly passed and adopted by the City Council of the City of Fort Worth, said City of Fort Worth, of the County of Tarrant and State of Texas, for and in consideration of the sum of Ten (\$10.00) Dollars, and other valuable considerations, to it in hand paid by the St. Louis, San Francisco and Texas Railway Company, a Texas Corporation, as follows: Cash, the receipt of which is hereby acknowledged, has Granted, Sold and Conveyed, and by these presents does Grant, Sell and Convey, unto the said St. Louis, San Francisco and Texas Railway Company, a Texas Corporation, all that certain lot, tract or parcel of land lying and being situate in Tarrant County, Texas, and described as follows, to wit:

A certain strip or parcel of land lying, being and situate in the George Shield, and the J.M.C. Lynch surveys, the said strip of land being thirty (30) feet in width, that is to say, fifteen (15) feet on each side of the center line of a proposed spur track, said center being described as follows:

Commencing at the intersection of the north line of West Peter Smith Street, Fort Worth, Texas, with the center line of the main track of the St. Louis, San Francisco and Texas Railway;

Thence Northwesterly along said center line 121.6 feet;

Thence Northwesterly at right angles fourteen (14) feet;

Thence Northwesterly and Northerly curving to the right from a tangent parallel to said main track with a radius of 531.3 feet a distance of 247.2 feet for a point of beginning;

Thence continuing Northwesterly on last described curve a distance of 361.8 feet;

Thence on tangent to last described curve 769.7 feet;

Thence Northeasterly curving to the left with a radius of 264.03 feet a distance of 355 feet;

Thence on tangent to last described curve a distance of 763.1 feet to an intersection with the south line of North Street;

*As shown on copy furnished by Allen*

Saving and excepting, out of this description, all right of way heretofore acquired and the part which lies within the limits of Barton, Jerome and West Jarvis Streets, and West Broadway and West Daggott Avenues.

WVH 301925

Said strip or parcel of land containing 1.51 acres more or less.

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto the said St. Louis, San Francisco and Texas Railway Company, its successors and assigns forever, and the said City of Fort Worth does hereby bind itself, its successors and assigns, to warrant and forever defend all and singular the said premises unto the said St. Louis, San Francisco and Texas Railway Company, its successors and assigns, against every person whatsoever lawfully claiming or to claim the same or any part thereof.

It is understood that the above conveyance is executed under the terms of a certain contract between the City of Fort Worth and the St. Louis, San Francisco and Texas Railway Company of date March 30, 1931, for the construction, maintenance and operation of a certain railway spur track connecting the water plant of the Grantor with the main line of railway of Grantee in the City of Fort Worth, Texas; and that, in accordance with the provisions of said contract, Grantee shall have the right at any time when in its opinion the business furnished by Grantor does not justify the maintenance of said spur track, or giving thirty (30) days notice in writing to Grantor of intention so to do, to discontinue the use of said spur track; and that in the event Grantor shall for any period of six successive months fail to carry on business at Grantor's said industry, such failure shall be deemed an abandonment of said industry, and this conveyance shall thereupon terminate without notice to Grantor or other action on the part of Grantee; and that upon any discontinuance of the use of said spur track or upon the termination of this contract in any manner, Grantee shall have the right to remove said spur track, together with the connections, switches, frogs and all other material used in connection therewith or any part thereof; provided, however, that in such event the title to any and all lands hereby conveyed to Grantee shall revert to and reinvest in Grantor if and when such track is removed.

Witness the signature of the said City of Fort Worth, acting by and through WILLIAM BRYCE, its Mayor, attested by the official seal of said City with the signature of the City Secretary and Treasurer, under the authority of the City Council of said City, this the 20th day of April, 1931.

CITY OF FORT WORTH

BY (Signed) Wm. Bryce,  
MAYOR

ATTEST: (SEAL)

(Signed) I. L. Yanzandt, Jr.,  
CITY SECRETARY-TREASURER.

APPROVED AS TO FORM:

(Signed) Cores, Gail & Allen,  
ATTORNEYS FOR TEXAS

THE STATE OF TEXAS )

COUNTY OF TARRANT )

Before me, the undersigned authority, on this day personally appeared Mr. Bryce, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same as the act and deed of the City of Fort Worth, a municipal corporation of Tarrant County, Texas, and as the Mayor thereof, and for the purposes and consideration therein expressed.

Given under my hand and official seal, this 10th day of April A.D., 1931

(Signed) Alice B. Woodlon  
NOTARY PUBLIC IN AND FOR TARRANT  
COUNTY, TEXAS.

(SEAL)

STATE OF TEXAS )

COUNTY OF TARRANT )

I hereby certify that this instrument was duly and correctly recorded this the 14 day of April A.D. 1931 at 1:49 o'clock P. M. in the Deed records of Tarrant County, Texas in Vol. 1133 Page 464.

Witness my hand and official seal the day and year above written.

ORVILLE BRADY  
Clerk of the County Court, Tarrant  
County, Texas

(SEAL)

By (Signed) Geo. C. Mosier,  
Deputy.