

MINUTES OF
CALLED MEETING
DECEMBER 3, 1975

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 3rd day of December, 1975, the Board of Directors for the Nueces County Water Control and Improvement District No.4, convened in a Called meeting at the Community Center in Port Aransas, Texas, there being present and in attendance the following members to-wit:

President	George Hawn
Vice President	Melvin M. Littleton
Secretary	J. O. Buddy Harris
Director	Carlos W. Moore
Director	A. A. Mora

District Staff:

Manager	Don Roy Farley
Executive Secretary	Nona Sherrill
Accountant	Joseph Roach
Engineer	Gene Urban
	Chuck Urban
Attorney	Charlie Zahn

Visitors:

Corpus Christi Caller	Ben Goodwin
South Jetty News	Steve Frishman
Mayor of P. A.	Dennis Dreyer
P. A. Ferry Sup't	Melvin Littleton

Meeting was called to order at 7:00 p.m.

Mr. Hawn, President of the Board, advised those in attendance that the purpose of the meeting was to hold Public Hearing concerning agreement to provide water and sewer services to lands lying on Mustang Island owned by Flato Corporation, Franklin Flato and Edwin Flato, Trustee.

Public
Hearing:

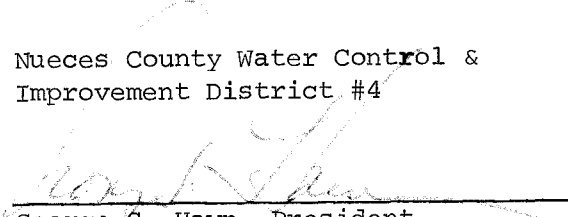
After an outline of existing conditions of the Nueces County Water District #4 with reference to providing water and sewer service to lands within the district by Don Roy Farley, district's manager and a review of a proposal submitted by Flato Corporation, Franklin Flato and Edwin Flato, Trustee, said review being given by Gene Urban, district's engineer and Charlie Zahn, attorney for the district, a Public Hearing was held on said proposals.

Agreement
between
Flato &
District:

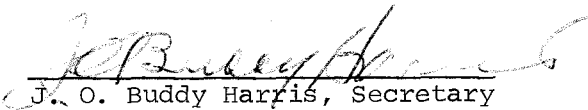
On motion by A. A. Mora and seconded by Carlos W. Moore, the Board of Directors of the Nueces County Water Control & Improvement District #4 authorized the President and Secretary to execute on behalf of the Nueces County Water Control & Improvement District #4 agreements for providing water and sewage services between the Nueces County Water Control & Improvement District #4 and Flato Corporation, Franklin Flato and Edwin Flato, Trustee. Motion carried. (A copy of said agreements are attached hereto and incorporated herein as if set out in full).

There being no further business to come before the board, upon motion duly made and seconded, meeting was adjourned at 8:50P. M.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


J. O. Buddy Harris, Secretary

AGREEMENT TO PROVIDE
WATER AND SEWAGE SERVICES

THE STATE OF TEXAS §

COUNTY OF NUECES §

This agreement made this the 3rd day of December, 1975, by and between Nueces County Water Control and Improvement District #4, a Water Control and Improvement District and Political Subdivision of the State of Texas, hereinafter referred to as the "District, and Flato Corporation, a corporation organized under the laws of the State of Texas, Franklin Flato and Edwin Flato, Trustee, hereinafter collectively referred to as "Flato";

W I T N E S S E T H:

WHEREAS, Flato Corporation, Franklin Flato and Edwin Flato, Trustee, have heretofore acquired acreage on Mustang Island in the County of Nueces, State of Texas, lying outside of the boundaries of Nueces County Water Control and Improvement District #4; and,

WHEREAS, Flato desires to provide an adequate supply of fresh, potable water to the occupants of these lands and to provide for sewage service thereto; and,

WHEREAS, the District and Flato have had numerous meetings and conferences and have entered into an agreement, hereinafter referred to as the "Agreement", a copy of which is attached hereto as Exhibit "A", providing among other things for the construction and financing of the water line and the sewage line and all necessary storage tanks, sewage lift and pumping stations and other facilities necessary to service the lands owned by Flato and to loop the water system of the District by laying a line from Park Road 22 to the existing line of the District lying on Mustang Island in order to better serve the water needs of the water users within the District; and,

WHEREAS, the District has agreed to provide an adequate supply of fresh, potable water to the occupants of the lands des-

cribed in Exhibits "B" and "C", hereinafter referred to as the "Flato Property", attached hereto and incorporated herein as if set out in full and to provide for sewage service thereto, said property being a portion of all property owned by Flato on Mustang Island; and,

WHEREAS, said Agreement by the District to provide water and sewage service to the Flato Property was subject to Flato providing the funds necessary to (1) lay the water from Park Road 22 to the North side of the Mustang Island State Park, (2) lay whatever lines were necessary to loop the existing system of the District, and (3) construct the necessary sewage lines, storage tanks, sewage lift and pumping stations and other related facilities; and,

WHEREAS, Flato has provided security satisfactory to the District guaranteeing the immediate obligations of Flato under said Agreement; and,

WHEREAS, the District now desires to make water and sewage service available to all of the Flato Property;

NOW, THEREFORE, FOR AND IN CONSIDERATION OF THE PREMISES, Flato and the District hereby agree as follows:

(1) The District agrees to furnish at all times after the date hereof a supply of fresh, potable water to the occupants of the property described in Exhibits "B" and "C" attached hereto and incorporated herein as if set out in full, regardless of the ownership of said property, and at all times after the date hereof to take, receive and treat sewage from said property, the furnishing of water and the taking, receiving and treatment of sewage being subject to the usual and customary charges paid by other users in the District for such services.

(2) The water and sewage contemplated herein shall be in quantities sufficient to serve the Flato Property as developed into the density, in accordance with the appraisals by Scruggs Love, Jr., M.A.I., and Richard L. Dugger, R.M., dated November 9, 1973,

and January 15, 1974, and as amended May 28, 1975, and in accordance with the letter from Scruggs Love to Gibraltar Savings Association, dated March 8, 1974, which minimum unit density is in accordance with the population forecast and engineering report prepared by Urban Engineering for Great Western Corporation.

This Agreement shall inure to the benefit of and be binding upon the parties hereto, their successors and assigns. This Agreement is executed further for the benefit of Gibraltar Savings Association and the Richard Carlyon Company.

Executed in duplicate originals the day and year first above written.

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT #4

By _____
George S. Hawn, President

ATTEST:

Secretary

FLATO CORPORATION

By _____
Edwin Flato, President

ATTEST:

Secretary

Franklin Flato, Individually

Edwin Flato, Trustee

MINUTES OF
SPECIAL MEETING
NOVEMBER 21, 1975

STATE OF TEXAS	X
COUNTY OF NUECES	X
CITY OF PORT ARANSAS	X

On this the 21st day of November, 1975, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a Special meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George Hawn
Vice President	Melvin M. Littleton
Secretary	J. O. Buddy Harris
Director	Carlos W. Moore
Director	A. A. Mora

District Staff:

Manager	Don Roy Farley
Accountant	Joseph Roach
Executive Secretary	Nona Sherrill
Attorney	Charlie Zahn
Engineer	Gene Urban

Visitors:

C. C. Caller	Ben Goodwin
South Jetty	Steve Frishman

Meeting was called to order at 9:05 A.M.

Approval of
loan documents
on Flato
Contract:

After review of future water and sewer service to Mustang Island by Gene Urban, district engineer and review of letters of credit from Mercantile Nat'l and C. C. National and loan commitments from Service Corporation of Texas and The Richard Carlyon Company by Charlie Zahn, district attorney, Mr. Zahn recommended to the board to approve loans and letters of credit subject to changes. Motion was made by Carlos W. Moore and seconded by J. O. Buddy Harris to send communication to The Richard Carlyon Company to approve all loan documents. Motion carried.

Public
Hearing:

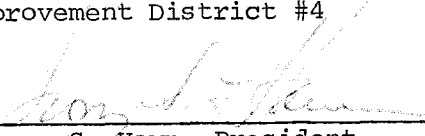
The board set a Public Hearing for December 3rd, Wednesday, 1975, at 7:00 P. M. at the Community Center in Port Aransas, Texas. Also, scheduled a workshop meeting at 6:00 P. M. December 3rd, at the Community Center. Following the Public Hearing, the board will take necessary action on Flato Contracts.

Maverick
Payment
Rejected:

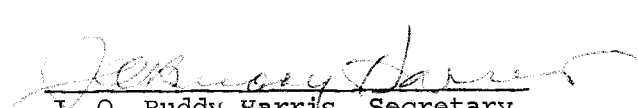
Maverick Construction Contract was reviewed by Charlie Zahn.
Maverick Construction sent the district $\frac{1}{2}$ cost of settlement proposal.
Motion was made by Carlos Moore and seconded by A. A. Mora to reject
check of \$500.00 from Maverick and to proceed with original proposal.
Motion carried.

There being no further business to come before the board,
upon motion duly made and seconded, meeting was adjourned at 11:10 A.M.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


J. O. Buddy Harris, Secretary

MINUTES OF
REGULAR MEETING
NOVEMBER 3, 1975

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 3rd day of November, 1975, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a Regular meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

Vice President	Melvin M. Littleton
Secretary	J. O. Buddy Harris
Director	A. A. Mora
Director	Carlos W. Moore

Absent:

President	George S. Hawn
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Cadena
Personnel
Grievance:

Meeting was called to order at 10:00 A.M. A closed session was held concerning personnel grievance by Johnny Cadena. Report is as follows; Two board members and two district employees, Melvin M. Littleton, Al Mora, Ted Esquivil and Adan Gomez, Jr. met in closed session on November 3, 1975 at 10:00 A. M. at the district office in Port Aransas, Texas to discuss grievance of Johnny Cadena. After discussion, meeting was dismissed and moved to open meeting of the board of directors for the Nueces County Water Control & Improvement District #4.

After review of grievance, a motion was made by Carlos W. Moore to deny grievance by Johnny Cadena. Further moved that Johnny Cadena be allowed to work in same capacity as hired for salary he receives at present time. Motion was seconded by Al Mora. Motion carried.

Motion duly made and seconded to waive the reading of the minutes of previous meeting.

Motion was duly made and seconded to approve all bills to be paid.

Fire Hyd-
rant &
Street
Patching:

After long discussion, it was recommended by Charlie Zahn that the following proposal be made to the City of Port Aransas on the Fire Hydrants and Street Patching;

1. The City of Port Aransas would meet all State Requirements on number of fire hydrants as required by the State Board of Insurance as of 1975.
2. The City of Port Aransas would release all fire plugs to NCWC&ID#4.

3. The City of Port Aransas would do all the street patching in exchange of the NCWC&ID#4 doing all maintenance of fire plugs.

4. No money be paid to the City of Port Aransas as it violates Texas Constitution Article 3, Section 52.

Motion was made by A. A. Mora to accept recommendation of Mr. Zahn and for Mr. Zahn to write a proposal of same to the City of Port Aransas with Mr. Hawn and Mr. Farley's signature. Motion was seconded by J. O. Buddy Harris. Motion carried.

Revenue Sharing
Allocations:

Discussion was held on Revenue Sharing Allocations. Motion was made by Carlos W. Moore for Mr. Zahn to write a letter to the City of Port Aransas requesting 50% of Revenue Sharing Funds. Motion was seconded by J. O. Buddy Harris. Motion carried.

Manager's
Report:

Manager's Report was given by Don Roy Farley. Mr. Farley recommended to the board to purchase a Veri-Kleen sand trailer from Naylor Pipe & Supply. Motion was made by C. W. Moore and seconded by J. O. Harris to purchase sand trailer as recommended. Motion carried with one abstaining vote from M. Littleton. Manager's report is on file in district office.

Veri-
Kleen
sand
trailer.

Financial report was given by Joe Roach, accountant. Copy on file in district office.

Delinquent
Tax
Study:

Delinquent Tax Study is being completed and upon completion, a letter will be sent to all delinquent tax payers to notify each person that a delinquent tax list will be published.

Flato Contract:

Flato Contract. Report given by Charlie Zahn that negotiations are on-going. Motion was made by Carlos W. Moore and seconded by J. O. Buddy Harris for Charlie Zahn to set attorney's fees in Flato Contract to be billed to Flato.

Storage
Tank
Maintenance:

Storage Tank Maintenance was discussed and it was decided by the board to wait on district's engineer, Gene Urban's recommendations to take action on maintenance program.

Par-X

Charlie Zahn reported that suit had been prepared and would be filed in the next week.

Delinquent
accounts &
Deposits:

After long discussion on delinquent accounts and deposits, it was recommended to the board by the committee, Don Roy Farley, Charlie Zahn and Nona Sherrill to take action as follows;

Raise deposits on renters to \$50.00 on 3/4" meter.

Raise deposits on residents to \$35.00 on 3/4" meter.

Raise deposits on residents to \$50.00 on 1" meter

Raise deposits on business to \$50.00 on 3/4" meter

Also at time of delinquent notice, customer will be notified that if his meter is disconnected due to non-payment of delinquent bill at designated time, an additional deposit will be required, plus reconnect and disconnect

Regular Meeting (con't)
November 3, 1975

and full payment of bill. C. Moore made a motion to accept recommendation of raises of deposits and letter to customers requiring seconded deposit if account isn't paid on time. Seconded by M. Littleton. Motion carried.


Report was given by Charlie Zahn on Lease Agreement with the State of Texas. Lease will be ready for signature at next meeting.

There being no further business to come before the board, upon motion duly made and seconded, meeting was adjourned at 11:30 A. M.

Nueces County Water Control &
Improvement District #4


Melvin M. Littleton, Vice President

ATTEST:


J. O. Buddy Harris, Secretary

MINUTES OF
SPECIAL MEETING
OCTOBER 21, 1975

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 21st day of October, 1975, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a Special meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George Hawn
Vice President	Melvin M. Littleton
Secretary	J. O. Buddy Harris
Director	A. A. Mora

Absent:

Director	Carlos W. Moore
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District Staff:

Manager	Don Roy Farley
Accountant	Joseph Roach
Attorney	Charlie Zahn
Executive Secretary	Nona Sherrill
Water Super.	Gail Holman

Visitors:

Johnny Cadena	Employee of District
Alfred Torres	Employee of District
Melvin Littleton	
Dennie Dreyer	Mayor of Port Aransas
Leonard Brown	Councilman
Bob Clark	
Ben Goodwin	Corpus Caller
Bob Thorpe	City Attorney

Meeting was called to order at 7:00 P. M. A motion was duly made and seconded to waive the reading of previous minutes.

Motion was made by J. O. Buddy Harris to approve all bills paid.

Seconded by A. A. Mora. Motion carried.

J. Cadena
hearing :

Johnny Cadena, employee for the district, presented letter to the board. Mr. Hawn read Johnny Cadena's grievance letter to the board. Upon recommendation from Mr. Zahn for the board to follow procedures written out in District Personnel Handbook-whereby two directors be appointed to meet with two employees and J. Cadena to discuss grievence. Mr. Hawn then appointed Melvin Littleton and Al Mora to meet with Johnny Cadena and two other employees and to be put on adgenda for meeting November 3, 1975 for committee report and action if need be.

City of P.A.
proposal
of Fire
Hydrants &
Street
Patching:

City of Port Aransas letter of proposal to NCWC&ID#4 with reference to Fire Hydrants and Street Patching was studied and after a long discussion, Mr. Hawn ask for boards approval for he and Mr. Farley to meet with City Councilmen for further discussion. Approval was given by directors.

Revenue
Sharing
Allocation:

Mr. Hawn also ask for the boards approval that he and Mr. Farley discuss the Revenue Sharing Allocations issue further with the City Council. Approval was given by directors.

Extension
of water &
sewer lines
Resolution:

Mr. Zahn reported on statistics of the inquiry from Ray Reeder and advised the board that he had responded with letters on October 13th and 17th. As on this date, there has been no correspondence with reference to letters. Mr. Zahn also recommended that board adopt policy with reference to extension of water and sewer lines on all properties lying within the district, except new subdivisions to be developed after the adoption of this resolution. The board made specific recommendation to the City of Port Aransas on extension of water and sewer lines in new subdivisions which recommendations are to become a part of the revised platting ordinance of the City of Port Aransas. Motion was made by J. O. Buddy Harris to accept resolution of extension of water and sewer lines. Seconded by A. A. Mora. Motion carried. (Copy of resolution and order is attached and becomes a permanent part of these minutes.)

Mr. Farley gave Manager's report. Copy on file in district office.

Mr. Roach gave Financial Report. Copy on file in district office.

Radio Antenna
Contract:

Mr. Zahn drew up contract with J. H. Rose Truck Lines for Radio Antenna Contract for board's approval. After discussion, motion was made by M. Littleton to approve contract subject to change to meet television interference requirements. Motion seconded by J. O. Buddy Harris. Motion carried.

Brown & Root
Contracts for
Labor &
Materials:

Mr. Zahn presented contract for Brown & Root, Inc. to district for labor for installation of 20" diameter cast iron water line. Motion was made by M. Littleton and seconded by A. A. Mora to accept contract as ammended. Motion carried.

Mr. Zahn presented contract for Brown & Root, Inc. to district for supplying of material to be used for the installation of 20" diameter cast iron water line. Motion was made by M. Littleton and seconded by A. A. Mora to accept contract as ammended. Motion carried.
(A copy of both contracts here to, ^{attached} and made a ^{permanent} part of these minutes.)

SPECIAL MEETING MINUTES (CON'T)
OCTOBER 21, 1975

Delinquent Tax: Delinquent Tax Study was discussed. More studies are being made to collect delinquent taxes.

Flato Contract: Mr. Zahn presented progress report with Flato Corporation.

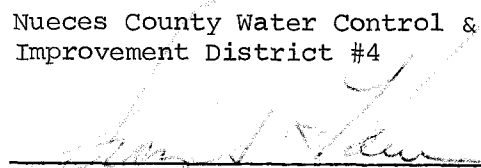
Tank Main-tenance Contract: Mr. Zahn reported to the board that Gene Urban, district engineer, has recommended that a new contract be obtained for Tank Maintenance. Mr. Zahn has corresponded with American Tank Company to terminate Maintenance Contract with the district. There has been no response.

Par-X Delinquent Account: Mr. Zahn gave a report on delinquent account of Par-X Corporation. J. O. Buddy Harris made a motion to proceed with ligation against Par-X Corporation if sum owed district is not paid as set out in letter of October 17, 1975 to Par-X Corporation by Mr. Zahn. Motion seconded by A. A. Mora. Motion carried.

The board ask Mr. Zahn, Mr. Farley and Mrs. Sherrill to reveiw procedure to collect delinquent water accounts and report at next meeting.

There being no further business to come before the board, upon motion duly made and seconded, meeting was adjourned at 10:15 P.M.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


J. O. Buddy Harris, Secretary

A G R E E M E N T

THE STATE OF TEXAS §

COUNTY OF NUECES §

This agreement, made and entered into this the _____ day of November, 1975, by and between the Nueces County Water Control and Improvement District #4, a water control and improvement district and political subdivision of the State of Texas, with its principal offices located in Port Aransas, Nueces County, Texas, and Brown & Root, Inc., a corporation organized under the laws of the State of Texas with its principal offices in Houston, Harris County, Texas, hereinafter referred to as "Contractor".

W I T N E S S E T H :

1. That for and in consideration of the payments and agreements hereinafter mentioned, to be made and performed by the Nueces County Water Control and Improvement District #4, hereinafter referred to as "District", Contractor hereby agrees to provide the material necessary to complete the construction of a twenty (20") inch diameter ductile cast iron water line including all appropriate cross connections and valves across the Southeastern corner of the property owned by Brown & Root, Inc. on Harbor Island in Nueces County, Texas, and to connect the same to the existing eight (8") inch and twelve (12") inch asbestos concrete lines belonging to the District in accordance with the specifications prepared by the Engineering Consultant for the District.

2. The Contractor hereby agrees to provide said materials within ten (10) days after the date written notice to do so shall have been given to it, subject to such extensions of time as may be agreed to by the District.

3. The District agrees to pay the Contractor for said labor the sum of Nine Thousand Eight Hundred Fifteen (\$9,815.00) Dollars, payable as set out in paragraph 4 hereinbelow.

4. It is agreed by and between the District and the Contractor that the sums to be paid the Contractor as a result of this agreement shall be deducted from sums owed the District as a result of the District providing water and sewer service to the Contractor as follows:

a. The Contractor shall pay the District the District's actual cost of water plus twenty (20%) percent.

b. The District will credit the Contractor with the difference between the District's cost of water from the San Patricio Municipal Water District and the usual and customary charge for such water to other users in the District until the entire principal sum owed by the District to the Contractor as a result of this agreement is paid in full.

c. The credit set out in paragraph 4b above shall be applied by the District to reduce the principal sum owed by the District to the Contractor on a monthly basis until the entire principal amount is paid in full or for a period of time not to exceed fifteen (15) years from the date of this Agreement, whichever event occurs first.

5. The District agrees that it will abandon that certain easement for right-of-way for water pipeline dated February 18, 1960 from Coy Burnett to the Nueces County Water Control and Improvement District #4 recorded in Volume 952, Page 565, et seq., Deed Records, Nueces County, Texas.

6. The Consulting Engineer of the District shall make periodic visits to the site to familiarize himself generally with the progress of the executed work and to determine if such work generally meets the essential performance and design features and the technical and functional engineering requirements of the Contract Documents; and further, to assure that the materials meet all requirements of the District.

7. The Contractor shall defend, indemnify and hold harmless the Owner and the Engineer and their respective officers,

agents and employees, from and against all damages, claims, losses, demands, suits, judgments and costs, including reasonable attorney's fees and expenses, arising out of or resulting from any defect in the materials which are the subject matter of this agreement.

8. All materials furnished by the Contractor shall be new.

9. Materials shall be standard products of manufacturers regularly engaged in the manufacture of such materials. Where two or more units of the same materials are required, they shall be products of the same manufacturer.

IN WITNESS WHEREOF, the parties to these presents have executed this agreement in the year and day first above written.

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT #4

By _____
George S. Hawn, President

ATTEST:

Secretary

BROWN & ROOT, INC.

By _____
President

ATTEST:

Secretary

RESOLVED, that from and after the date of the adoption of this resolution it shall be the policy of the Board of Directors of the Nueces County Water Control and Improvement District No. 4 that they will not build new water and sewer lines or extend existing water and sewer lines to provide service to residents of the District not now receiving water and sewer service.

FURTHER RESOLVED, that from and after the effective date of this resolution that it is the policy of the Board of Directors of Nueces County Water Control and Improvement District No. 4 that new lines for water and sewer service or the extension of existing water and sewer lines to provide service to residents of the District not now receiving water and sewer service shall be built by the builder-developer of the area to be serviced or by the owners of lots requesting water and sewer service on lots not now being provided water and sewer service by the District.

FURTHER RESOLVED, that it is the policy of the Board of Directors of the Nueces County Water Control and Improvement District No. 4 from and after the effective date of this resolution that once new lines for providing water and sewer service are installed by the builder-developer or owner of lots in an area not presently being served with water and sewer service by the District have been installed, then, in that event, the Board of Directors will upon inspection accept and approve said lines, provide water and sewer service and maintain said lines from and after the date of acceptance.

FURTHER RESOLVED, that upon application of 100% of all residents or owners of lots who would receive water and sewer service from the District as a result of the extension of an existing water or sewer line to the Board of Directors, and, on approval of the Board of Directors, the District would

A G R E E M E N T

THE STATE OF TEXAS §

COUNTY OF NUECES §

This agreement, made and entered into this the _____ day of November, 1975, by and between the Nueces County Water Control and Improvement District #4, a water control and improvement district and political subdivision of the State of Texas, with its principal offices located in Port Aransas, Nueces County, Texas, and Brown & Root, Inc., a corporation organized under the laws of the State of Texas with its principal offices in Houston, Harris County, Texas, hereinafter referred to as "Contractor".

W I T N E S S E T H :

1. That for and in consideration of the payments and agreements hereinafter mentioned, to be made and performed by the Nueces County Water Control and Improvement District #4, hereinafter referred to as "District", Contractor hereby agrees to provide the labor to commence and complete the construction of a twenty (20") inch diameter ductile cast iron water line including all appropriate cross connections and valves across the Southeastern corner of the property owned by Brown & Root, Inc. on Harbor Island in Nueces County, Texas, and to connect the same to the existing eight (8") inch and twelve (12") inch asbestos concrete lines belonging to the District in accordance with the specifications prepared by the Engineering Consultant for the District.

2. The Contractor hereby agrees to commence work within ten (10) days after the date written notice to do so shall have been given to it, and to substantially complete the same within thirty-six (36) hours after the date of the written notice to commence work subject to such extensions of time as may be agreed to by the District.

3. The District agrees to pay the Contractor for said labor a sum not to exceed Nine Thousand (\$9,000.00) Dollars.

agents and employees, from and against all damages, claims, losses, demands, suits, judgments and costs, including reasonable attorney's fees and expenses, arising out of or resulting from the performance of the work, provided that any such damages, claim, loss, demand, suit judgment, cost or expense:

a. Is attributable to bodily injury, sickness, disease or death or to injury to or destruction of tangible property (other than the work itself) including the loss of use resulting therefrom; and,

b. Is caused in whole or in part by any negligent act or omission of the Contractor, any Subcontractor, anyone directly or indirectly employed by any one of them or anyone for whose acts any of them may be liable, regardless of whether or not it is caused in part by a party indemnified hereunder.

11. Contractor agrees to comply with any and all laws, ordinances, regulations or rules of federal, state, county and city government or any subdivision thereof which are now existing or in effect or which may hereafter be promulgated or become effective.

12. Contractor agrees to tie in the existing cathodic protection system with the line to be built by Contractor.

13. After the pipe has been laid, all newly laid pipe, or any valved section of it, including service connections, shall be subjected to hydrostatic pressure of 150# per square inch. The pressure shall be built up by use of a hand pump or a small power pump and the pressure shall be held on the line for a period of 24 hours.

Before applying the specified test pressure, all air shall be expelled from the pipe. To accomplish this the meter stop valve at all service connections shall be opened and, if necessary, taps shall be made in the line at points of highest elevation and afterward tightly plugged. All exposed pipes,

fittings, valves, hydrants, and joints will be examined carefully during the test. All joints showing visible leaks shall be remade, or shall be cut out and replaced, at the Contractor's expense.

14. The Contractor shall be responsible for the care, preservation, conservation, and protection of all materials, supplies, machinery, equipment, tools, apparatus, accessories, facilities, all means of construction, and any and all parts of the work, whether the Contractor has been paid, partially paid, or not paid for such work, until the entire work is completed and accepted.

15. The Contractor shall, in lieu of submitting shop and/or setting drawings and schedules to the Engineer, notify the Engineer of the time Contractor contemplates beginning the work contemplated under this agreement. This notice shall be in sufficient time to allow the Engineer or one of his representatives to be present on the job site during the entire construction period set out in Paragraph 2 hereinabove. The Engineer shall have the right to review the construction of the line mentioned hereinabove, the type and quality of material used therein, and to review the progress of the construction in order to satisfy himself that the work is being completed in accordance with the requirements and standards set forth by the Board of Directors of the District. Contractor further agrees that in the event the Engineer determines that shop drawings are in fact necessary for the performance of this agreement, then said drawings shall be made on the job site by the Engineer in such a manner as to meet the requirements of the District.

IN WITNESS WHEREOF, the parties to these presents have executed this agreement in the year and day first above written.

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT #4

By _____
George S. Hawn, President

ATTEST:

Secretary

BROWN & ROOT, INC.

By _____
President

ATTEST:

Secretary

Statement of Fund & Investments Position

10-31-75

COLUMN WRITE

		1	2	3
1	Water Fund Account			\$ 504331
2				
3	Construction Account			64612
4				
5	Ad Valorem Tax Fund			187241
6				\$ 756184
7				
8	Investments:			
9	Certificate of Deposit - Water Fund	\$ 510000		
10	Repurchase Agreement	1100000		
11	TOTAL Water Fund			\$ 1610000
12	Certificate of Deposit - Ad Valorem Tax Fund	22590000		
13	Repurchase Agreement	1900000		
14	TOTAL Ad Valorem Tax Fund			\$ 24490000
15	Certificate of Deposit - Interest & Sinking Fund	\$ 1000000		
16	TREASURY NOTES - Interest & Sinking Fund	8064563		
17	TOTAL Interest & Sinking Fund			\$ 9064563
18				
19	Certificate of Deposit - Customer Meter Deposits			\$ 28,000.00
20	TOTAL Investments			\$ 376,645,63
21	TOTAL Cash and Investments			\$ 378,207,43
22				
23				
24				
25				
26	Payments Required within 15 Days:			
27	Maverick Construction Co.			\$ 646129
28	This item under discussion & negotiation.			
29	We are requesting a reduction of \$1,000.00 for			
30	Damage to our Sewer Pump at seven pump.			
31				
32				
33				
34				
35				
36				
37				
38				
39				
40				

Account Payable - Turcomphete

OCTober 31, 1975

Amount

1	Ayers Rental Tools Co.	2490
2	B. L. Moore & Son - Incomplete	2605
3	Bell's Service Center	725
4	Jack Bowman Co.	13870
5	Coast Materials - 5 Sacks Cement	2
6	Central Power & Light Co. - Incomplete	7798
7	City Machine & Iron Works	2300
8	Corpus Christi Pipe & Supply Co.	3716
9	Commercial Motor Co.	477
10	Corpus Christi Stamp Works	1250
11	Dickie's Work Clothes Rental	16700
12	Exxon Company, U.S.A.	36210
13	Fidelity Products Co. - map cabinet	22377
14	Fire Fox Corp.	3500
15	Fischer & Porter Co.	22870
16	Golden Anderson	6683
17	Gulfside Gas Company	328
18	The Island Pharmacy	477
19	John-Manville	22414
20	Metropolitan Life	48451
21	Naylor Supply Company	27086
22	Nixon Blueprint Co.	605
23	Norvell Wilder Supply Co. - Incomplete	15822
24	Patterson Industries, Inc.	6576
25	P. Tney Bowes	7950
26	Port Aransas Family Center - For Amp Meter	238
27	R & H Services	1350
28	Rockwell International	24285
29	The Rohan Co.	52074
30	SEC Corporation - Incomplete	21600
31	Trans-Tex Supply Co.	2930
32	U Phil Service Station - Ice	58
33	Western Auto Store - Aransas Pass	674
34	Wood Lumber Co.	1980
35	Xerox Corp.	6000
36	Incomplete Total	445896

Cash Disbursement List

January 31, 1977

COLUMN WRITE

		Check Number	Amount	Form	
1977	Paid To:				
1	1-3 Island State Bank	894	\$ 7000.00	C. D.	
2	1-3 W. Lawren	895	44.75	ReFund Meter Deposit	
3	1-3 G.O.F. - Lawren	896	5.25	✓	✓
4	1-7 Jenny Higgins Firestone	897	223.04	Tires	
5	1-7 Acetylene Oxygen Co.	898	9.00	Tank of oxygen	
6	1-7 Ag-Linx International, Inc.	899	9.45	Parts for truck	
7	1-7 B. Moore & Sons	900	53.44	Misc. Supplies	
8	1-7 City of Port Aransas	901	10.80	1 yd Asphalt	
9	1-7 ✓ ✓ ✓ ✓	902	9.00	Garbage Haul	
10	1-7 Gulfside Gas Co.	903	14.76	Gas - Office	
11	1-7 The Island Pharmacy	904	17.03		
12	1-7 Island Texaco	905	69.88		
13	1-7 Monroe, Calcutator Co.	906	11.60	2 Maint. Contracts	
14	1-7 Mustang Telephone Co.	907	123.59		
15	1-7 Norvel Wilder	908	41.07	Small Tools & Supplies	
16	1-7 Roush Exxon	909	16.72		
17	1-7 The Rohan Co.	910	583.98		
18	1-7 Stephens Computer Ctr.	911	116.40		
19	1-7 Turtle Cove Laboratory	912	7.50	Tests at Sewer Plant	
20	1-7 U. Phil Service Sta.	913	7.55		
21	1-7 Charles W. Zahn, Jr.	914	77.50		
22	1-7 General Operating Fund	915	7.50	ReFund Meter Deposit	
23	1-7 Hal Morris	916	7.50	✓	✓
24	1-7 ✓	917	-		
25	1-10 James Cook	918	15.90	ReFund Meter Deposit	
26	1-10 General Operating Fund	919	34.10	✓	✓
27	1-10 Paul Goosman	920	32.00	✓	✓
28	1-10 General Operating Fund	921	18.00	✓	✓
29	1-10 Kay Waldaip	922	33.50	✓	✓
30	1-10 General Operating Fund	923	16.50	✓	✓
31	1-11 Regan Schwartz	924	9.60	✓	✓
32	1-11 General Operating Fund	925	40.40	✓	✓
33	1-12 Employees Retirement System	926	3.50	Social Security	From the
34	1-13 Edward Roberts	927	10.00	ReFund Meter Deposit	Donation for
35	1-13 Mrs. W.S. Hamlin	928	10.00	✓	✓
36	1-13 Mrs. T. Wilson	929	20.00	✓	✓
37	1-13 E.W. Tarrant Estate	930	20.00	✓	✓
38	1-13 Fast 'N' E-Z Jan. Trol	931	20.00	To Re-Tack loose Carpet Office	
39	1-13 Port Theatre	932	10.00	ReFund Meter Deposit	
40	1-14 General Operating Fund	933	20.60	✓	✓
	Sub-Total		\$ 72650.81		

General Operating Fund

Cash Disbursement List

January 31, 1977

		Check Number	Amount	For -	
1-14	Ernie Torres	934	\$ 29.40	Re Fund Motor Deposit	1
1-14	Payroll Account	935	4289.12	Payroll Period 1/15/77	2
1-17	Frank O'Leary	936	33.80	Re Fund Motor Deposit	3
1-17	General Operating Fund	937	16.20	✓ ✓ ✓	4
1-18	Jack Borman Co.	938	40.43	Office Supplies	5
1-18	Conizo Auto Supply, Inc.	939	154.61	Truck Parts	6
1-18	Central Power & Light	940	69.69	Electricity	7
1-18	✓ ✓ ✓	941	970.69	✓	8
1-18	Geo. Clark Chevrolet Co.	942	165.03	Repair 57 Chev. Truck	9
1-18	Coast Materials, Inc.	943	4.00	Sand	10
1-18	Commercial Motor Co.	944	401.8		11
1-18	Compus Christi Paper Supply	945	435.36	Inventory	12
1-18	Pickles Work Clothes	946	115.00	Employee Unif. Forms	13
1-18	Enxow Co. USA	947	404.00	500 gals Gas - 500 Gals Diesel	14
1-18	Fowler Furniture Shop	948	78.96	Lockers	15
1-18	Gannett Oil Co.	949	28.36		16
1-18	Hatch Chemicals Co.	950	50.58		17
1-18	The J.K. Kahl Co., Inc.	951	130.45		18
1-18	Ox-Ford Chemicals	952	495.25		19
1-18	Bank-Way Institutional Grocery	953	56.16		20
1-18	Rockwell International	954	11.48		21
1-18	S.E.C. Corporation	955	384.75		22
1-18	San Patricio Municipal W. Dist.	956	4217.24		23
1-18	Urban Engineering	957	1218.21		24
1-18	Wallace & Tiegan	958	72.30		25
1-18	Xerox Corp.	959	65.00		26
1-18	Stephens Computer Center	960	75.00		27
1-18	Muecos Butane Gas Co.	961	12.00		28
1-18	San Jac Associates	962	499.88		29
1-18	Petty Cash Fund	963	110.47	Coffee, Fat, Travel, Supplies	30
1-18	General Operating Fund	964	12.00	Re Fund Motor Deposit	31
1-18	George E. Harris	965	3.00	✓ ✓ ✓	32
1-18	Estate of F.F. B. NOTLETON	966	10.00	✓ ✓ ✓	33
1-21	Eula Mae Richardson	967	10.00	✓ ✓ ✓	34
1-21	Rebecca James	968	10.00	✓ ✓ ✓	35
1-24	Eddie GULLOY	969	35.90	✓ ✓ ✓	36
1-24	General Operating Fund	970	14.10	✓ ✓ ✓	37
1-25	Glasson & Glasson	971	245.70	Aerial Photos	38
1-28	Petty Cash Fund	972	90.88	Travel, Supplies, Coffee	39
1-31	FAST "N" E-Z Saw, Trench	973	62.50	Office Cleaning	40

Cash Disbursement List January 31, 1977

COLUMN WRITE 3

1977	Check Number	Amount	Form
1-31 Payroll Account	974	4181.06	Payroll Period 1/31/77
1-31 Postmaster	975	85.23	Mail Billing
1-31 General Operating Fund	976	21.00	Re Fund Meter Deposit
1-31 William Moresch	977	29.00	✓
Void	978	- 0 -	
1-27 Gayla Vent	979	10.00	Re Fund Meter Deposit
1-27 City of Port Aransas	980	25.00	Rent Community Odey 5/5/77
1-27	981	30.00	Deposit - 5/15/77
1-31 Dr. Edward Pigotti, Jr.	982	24.50	Re Fund Meter Deposit
1-31 General Operating Fund	983	25.50	Re Fund Meter Deposit
TOTAL		\$ 9184.98	

SUMMARY OF THE TAX ACCOUNT AND THE DEBT SERVICE FUND
FOR THE PERIOD BEGINNING 10-1-76 and ENDING 1-31-77.

COLUMN WRITE @

		1	2	3
1	Balances as of 9-30-76			
2	Island State Bank		\$ 576.07	
3	Certificate of Deposit #1529		279,500.00	
4	U. S. Treasury Notes		80,645.63	
5	TOTAL FUNDS AVAILABLE AT 9-30-76			\$ 360,721.70
6	Tax Collections from 10-1-76 thru 1-31-77:			
7	Current Taxes -1976		\$ 167,888.59	
8	Less: Discounts Taken		5,036.60	
9	Less: 1% Collection Fee		1,628.52	
10	Balance is Funds Available from Current Taxes			\$ 161,223.47
11	Delinquent Tax Collections		\$ 9,171.26	
12	Add: Penalties and Interest		2,380.04	
13	Less: Collection Fee - 6%		691.48	
14	Balance is funds available -Delinquent Taxes			\$ 10,859.82
15	Interest Earned from Investments 10-1-76 thru 1-31-77			\$ 7,416.51
16	TOTAL FUNDS AVAILABLE			\$ 540,221.50
17	DISBURSEMENTS:			
18	Bond Payments-Principal		\$ 10,000.00	
19	Bond Payments-Interest		31,840.39	
20	Paying Agents Fees		42.90	
21	Tax Assessing and Appraising		2,694.67	
22	Due and Paid General Operating Fund		5,676.60	
23	Legal Fees -InRe: Flato		8,537.50	
24	Auditing		750.00	
25	TOTAL DISBURSEMENTS			\$ 59,542.06
26	BALANCE IS FUNDS ON HAND AT 1-31-77			\$ 480,679.44
27				
28	RE-CAP OF FUNDS AT 1-31-77			
29	Cash-Island State Bank			\$ 17,020.06
30	Cash-Mercantile National Bank at Dallas (Paying Agent)			10,963.75
31	Repurchase Agreement -Island State Bank due 2-3-77			29,000.00
32	Certificate of Deposit-Island State Bank due 2-3-77 D.D. #1597			343,000.00
33	U. S. Treasury Notes-Mercantile National Bank			80,645.63
34				\$ 480,679.44
35				

MINUTES OF
SPECIAL MEETING
SEPTEMBER 26, 1975

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 26th day of September, 1975, the Board of Directors for the Nueces County Water Control and Improvement District No.4, convened in a Special meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George Hawn
Vice President	Melvin Littleton
Secretary	J. O. Buddy Harris
Director	Carlos W. Moore

Absent:

Director	A. A. Mora
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District Staff:

Manager	Don Roy Farley
Accountant	Joseph Roach
Exec. Secretary	Nona Sherrill
Engineer	Gene Urban

Visitors:

Caller Times	Ben Goodwin
South Jetty	Steve Frishman
P. A. Mayor & Councilmen	Dennis Dreyer Ralph Keene Ed Tichy

Meeting was called to order at 9:00 A.M. Motion was duly made and seconded to waive the reading of the minutes of previous meeting.

Motion was made to approve all bills paid and payable by C. Moore.

Seconded by J. O. Harris. Motion carried.

Maverick Estimate #2: Motion was made by C. Moore to approve Estimate #2 of Maverick

Contract. Seconded by J. O. Buddy Harris. Motion carried.

Tax Roll 1975-1976: Motion was made by C. Moore to approve Tax Roll for 1975-1976.

Seconded by J. O. Harris. Motion carried. Tax Roll was then signed.

1975-1976 Budget 1975-1976 Budget Review. Motion was made by M. Littleton to

Proposal: approve a tentative budget for the coming fiscal year, beginning October 1, 1975. (Copy of 1975-1976 Budget attached and becomes a permanent part of these minutes.)

Wage Motion was made by C. Moore to approve wage proposal. Seconded
Proposal
1975/76: by J. O. Buddy Harris. Motion carried. Wage proposal is as follows:

Effective October 1, 1975

Rodolfo J. Vela	12%	\$ 700.00
Gail Holman	10%	710.00
Juan Cadena	5%	596.00
Adan Gomez, Jr.	5%	537.00
Teodora L. Esquivel	5%	605.00
Alfredo Torres	5%	466.00
Enrique P. Flores	5%	466.00
John Tracy	10%	525.00
Don Roy Farley	14%	1,000.00
Nona E. Sherrill	10%	618.00
Joseph A. Roach	14%	1,000.00

Brown & Root Contract: Brown & Root Contract for water line project at Harbor Island.
(Tabled)

Contractor water charge increase: Don Roy Farley recommended to the Board that a \$2.00 per thousand charge be made to contractors for water used and a \$15.00 reconnect and disconnect plus deposit of meter. Motion was made by C. Moore to accept recommendation of increase in charges to contractors. Seconded by J. O. Buddy Harris. Motion carried. M. Littleton abstaining from vote.

Radio & Antenna Offer: A general offer from an unspecified source was given to the directors for their consideration for radio equipment and a lease location for an extra antenna for the donor. As the offer was not specific and clear, the manager was asked to find out all specific data and submit to the board for their further consideration.

Request for Revenue Sharing Funds: After discussion, the board asked the manager to pursue a request from the City of Port Aransas and Nueces County for a share of the revenue that might pertain to water and sewer works.

Report on Flato & Water Supply: George Hawn, President of the Board, gave a full report on Items #8 & #9 of the agenda. (A full report is attached and becomes a permanent part of these minutes.)

Cathodic Protection Report: Cathodic Protection report of survey. Mr. Farley was instructed to consult with the district engineer and act accordingly to protect the water lines.

Manager's Report: Manager's report was given by Don Roy Farley. After discussion of

Coral Cay water needs: Coral Cay Condominium water needs, a motion was made by M. Littleton to authorize Don Farley to write letter in order to have the owners comply with their previous agreements. Seconded by J. O. Harris. Motion carried.

Sewer/sand pick-up mach: The board also authorized Don Farley to get all information and items to consider on sewer sand pick-up cleaning machine and report to next

Safety Equipment: meeting. Also to work with Gene Urban on safety equipment necessary for district purposes. Manager's report is kept on file in district office.

By the summer of 1977 there could be no more water available for expansion on Mustang Island, according to Nueces County Water Control and Improvement District No. 4 board president George Hawn. Recent pumping tests on the existing supply lines from the San Patricio district, this district's sole water source, indicate that 1.5 million gallons per day can be provided to the Island through the Harbor Island transmission lines. Present peak summer usage has reached 1.3 million gallons per day, leaving only a 200,000 gallon cushion.

The District Board of Directors, with their engineers, have, for more than a year now been exploring means of providing a vastly expanded source of supply to the district, as well as eliminating the risky aspect of a single source of water crossing Redfish Bay and Harbor Island. The solution toward which the board has been working involves a tie-in with the City of Corpus water system that now serves north Padre Island, thus providing the District with a dual source of water, as well as fewer miles of pipeline to be constructed when compared to greatly increasing transmission capacity from the San Patricio district source in Aransas Pass.

Means of financing a Padre Island connection that would tie to the south end of the District's existing line that ends with a 1/2 million gallon storage tank some 2 miles north of the Mustang Island State Park boundary were discussed at the Board's September 26 meeting.

It is evident that a bond issue will be necessary, but the amount of the needed bonds is not known at present, as a result of a number of "if's," all probably on the verge of being answered. With the District "going it alone" the needed funds to be supplied from bonds are estimated to be on the order of \$1.5 million, but three contributing possibilities enter the picture, each capable of reducing the necessary bond amount to face the District taxpayers. The first is that development plans for the Mustang Island State Park include the building of a water line from the north Padre Island source to the northern boundary of the State Park area, just 2 miles from the end of the District's existing line. The budgeted amount for this 8 inch line development is \$220,000, though costs have increased significantly since the budget proposal was written. With development of the Mustang Island State Park, the District would be able to oversize that line, at its expense, resulting in the available large source being that much closer to the end of the District system. Then the further District cost would be the additional 2 miles of transmission line to the storage tank.

The second possibility for reducing the required bond issue amount lies with water needs of nearly 3000 acres of land owned by the Flatos, with 1000 acres slated for early development, and the remaining 2000 acres

lying between the State Park and the south end of the District's system. The Flato organization land is at present not in the Water District, and did not contribute to the building of the line to service the adjacent properties sold by Terramar, who built the long Island transmission line and storage tank in return for guarantee of service. Thus, the board has been negotiating with the Flatos to provide a pro rata share of the construction costs of a Padre Island connection that would satisfy their projected needs of nearly 3 million gallons of water per day, as well as the future projected needs of the District. If negotiations, which include Flato's annexing his land into the District are successful, a direct payment of \$1.35 million will be made to the District, a portion being the Flato share of the 6 to 7 million gallon per day source. This would further reduce the amount of the District's bond requirement. The remainder of Flato's \$1.35 million, plus 10 acres of land would contribute to his access to sewage transmission and treatment.

The combination of the State Park and Flato participation could result in the District bond amount being on the order of about \$600,000 as opposed to the original \$1.5 million.

An additional iron in the fire is a District application for federal EDA grant money to help with the district's share of the construction costs. The application has "passed the first cut" and is still in the running, though competition for these federal development funds is stiff. EDA grants are usually 50% matching funds.

Negotiations with Flato interests are nearing an end, and when acceptable to both parties, a public meeting will be called by the District Board of Directors to explain the growth plans for the system, as well as seek public comment on the Flato agreement, with an eye toward developing the best agreement possible for all interests. When the amount of a bond issue proposal can be established, and the plans for the proposed project finalized, the District Board will then call a public hearing on the bond issue proposal.

Special Meeting ,
September 26, 1975 (Con't)

Financial
Report:

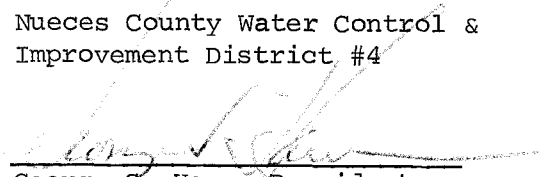
Financial Report included in Budget for 1975-1976.

Turtle

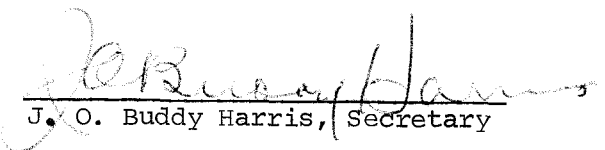
Cove Lab: was recommended by the board for Mr. Farley to verify that Turtle Cove is capable to make proper sewer test that would be acceptable^{to}₁ the proper agencies.

There being no further business to come before the board, upon motion duly made and seconded, meeting was adjourned at 11:30 A.M.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


J. O. Buddy Harris, Secretary

Nueces County Water Control and Improvement District #4

PROPOSED BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 1975
AND ENDING SEPTEMBER 30, 1976.

		1	2	3
		WATER	SEWER	
1	REVENUE:			
2	SALES- Utility Services	\$ 22960000	\$ 10856300	\$ 33816300
3	COST OF SALES:			
4	WATER PURCHASES	\$ 7000000	\$ -0-	\$ 7000000
5	NET GROSS REVENUE FROM SALES	\$ 15960000	\$ 10856300	\$ 26816300
6	OTHER REVENUE:			
7	TAPS, CONNECTIONS, ETC.	500000	\$ 100000	\$ 600000
8	INTEREST ON INVESTMENTS	100000	-0-	100000
9	MISCELLANEOUS REVENUE	100000	-0-	100000
10	TOTAL OTHER REVENUE	\$ 700000	\$ 100000	\$ 800000
11	TOTAL REVENUE	\$ 16660000	\$ 10956300	\$ 27616300
12	EXPENDITURES:			
13	DIRECT EXPENDITURES	\$ 8175300	\$ 5698400	\$ 13873700
14	GENERAL AND ADMINISTRATIVE	3675600	1757900	5433500
15	TOTAL EXPENDITURES	\$ 11850900	\$ 7456300	\$ 19307200
16	NET REVENUE- EXCESS (DEFICIT)	\$ 4809100	\$ 3500000	\$ 8309100
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CONTINUATION OF PROPOSED BUDGET FOR FISCAL YEAR ENDING
SEPTEMBER 30, 1976

WATER

SEWER

BOTH

DIRECT EXPENDITURES:

Salaries

\$ 3200000 \$ 2800000 \$ 6000000

Payroll Taxes

187200 163800 351000

Insurance- Employee Group

145000 90000 235000

Quality Control and Purification

500000 580000 1080000

Repairs and Maintenance- System

1000000 280000 1280000

Repairs and Maintenance- Equipment

400000 250000 650000

Repairs and Maintenance- Trucks

150000 55000 205000

Repairs and Maintenance- Terramar System

200000 -0- 200000

Cost of Taps and connections

600000 83600 683600

Testing of Lines

-0- -0- -0-

Supplies and Small Tools

400000 180000 580000

Engineering Expense

500000 480000 980000

Engineering Expense - Flato System

200000 -0- 200000

Utilities

350000 600000 950000

Utilities - Terramar System

18000 -0- 18000

Fuel - Oil and Gasoline

250000 90000 340000

Permits and Easements

-0- -0- -0-

Laundry and Uniforms

45000 35000 80000

Freight and Express

22500 7500 30000

Garbage Hauling

7600 3500 11100

TOTAL DIRECT EXPENDITURES

\$ 8175300 \$ 5698400 \$ 13873700

CONTINUATION OF PROPOSED BUDGET FOR THE FISCAL YEAR ENDING
SEPTEMBER 30, 1976

		1		2		3	
		WATER		SEWER		BOTH	
EXPENDITURES-GENERAL AND ADMINISTRATIVE							
1	Salaries and Wages	\$	1830000	\$	790000	\$	2620000
2	Payroll Taxes		107100		47500		154600
3	Payroll Reporting Fees		1000		400		1400
4	Insurance-Employee Group		55000		25000		80000
5	Insurance-General		400000		185000		585000
6	Maintenance and Repairs-Office Equipment		65000		25000		90000
7	Maintenance and Repairs-Building & Equipt.		50000		35000		85000
8	Utilities		75000		100000		175000
9	Telephone		135000		65000		200000
10	Office Supplies and Postage		210000		100000		310000
11	Copy Machine Rental and Supplies		55000		22500		77500
12	Janitorial Services and Supplies		65000		25000		90000
13	Coffee Bar Supplies		60000		25000		85000
14	Legal		100000		60000		160000
15	Accounting and Auditing		50000		40000		90000
16	Interest Expense		-0-		-0-		-0-
17	Advertising Expense		10000		10000		20000
18	Dues and Subscriptions		22500		5000		27500
19	Directors Fees		-0-		-0-		-0-
20	Election Expense		35000		7500		42500
21	Paying Agents Fees		-0-		-0-		-0-
22	Miscellaneous		150000		40000		190000
23	Bad Debt Expense		100000		50000		150000
24	Junked Assets		100000		100000		200000
25	TOTAL G. & A. EXPENDITURES	\$	3675600	\$	1757900	\$	5433500
26							
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MINUTES OF
SPECIAL MEETING
SEPTEMBER 2, 1975

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 2nd day of September, 1975, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a Special meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George Hawn
Vice President	Melvin M. Littleton
Secretary	J. O. Buddy Harris
Director	Carlos W. Moore

Absent:

Director	A. A. Mora
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District Staff:

Manager	Don Roy Farley
Attorney	Charlie Zahn
Exec. Secretary	Nona Sherrill
Accountant	Joseph Roach

Visitors:

South Jetty News	Steve Frishman
Caller Times	Ben Goodwin

Meeting was called to order at 9:00 A.M. Motion was duly made and seconded to waive the reading of the minutes.

Motion was made to to accept all bills paid and payable by C. Moore. Seconded by J. O. Harris. Motion carried.

Austin Eng.
Retainage:

Motion to accept and pay retainages of \$5,000.00 to Austin Engineering was made by C. Moore. Seconded by J. O. Harris. Motion carried.

Tax Rate
for 1975-76:

Tax Rate for year 1975-1976 was discussed. The resolution and order was read in full. Melvin Littleton made a motion that it be adopted. Seconded by Carlos Moore. Motion carried. Motion was Nueces County Water Control and Improvement District #4 set tax rate for 1975-1976 at .65¢ per each One Hundred Dollars assessed valuation. Resolution and order attached and becomes a permanent part of these minutes.

Brown & Root
Contract -
Transmission
Line:

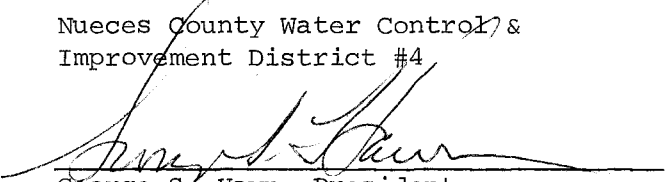
Charlie Zahn gave a report on progress of contract with Brown & Root for protection of NCWC&ID#4 transmission line at Harbor Island.

Financial Report given by J. Roach. Copy on file at district office.

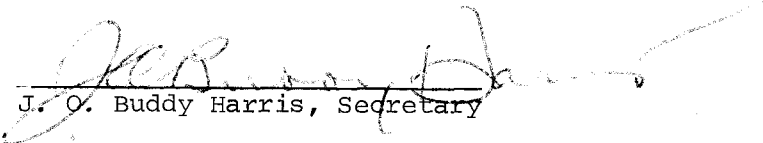
Manager's Report given by Don Roy Farley. Copy on file at district office.

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 10:00 A.M.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


J. O. Buddy Harris, Secretary

**NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT NO. 4**
PORT ARANSAS, TEXAS 78373

P. O. BOX 128
749-5201
AREA CODE 512

DELIQUENT TAXES

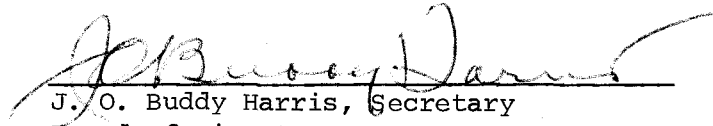
Within the next 30 to 60 days the Nueces County Tax Office will supply the Nueces County Water Control & Improvement District #4 with a complete Delinquent Tax Roll for the past years, up to and including 1974. When this is received, the Nueces County Water Control & Improvement District #4 will then follow the State Law Requirement of posting in the local newspaper the names of delinquent property owners and the amounts due. Furthermore, State Law provides that those property owners who are more than 6 months delinquent in taxes can have their water service terminated.

The Board of Directors of the Nueces County Water Control #4 would encourage delinquent taxpayers to bring their tax payments up to date as soon as possible. Delinquent taxpayers are a burden to those who do pay their taxes promptly and since prompt payment of taxes allows the Nueces County Water Control & Improvement District #4 to set the lowest possible tax rate which benefits all District Taxpayers.

Because of this the Nueces County Water Control & Improvement District will use all available legal means to bring delinquent taxes up to date.

BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4, that the President of the Board of Directors be authorized to set New Tax Rate for Year 1975-1976 for the Nueces County Water Control & Improvement District No. 4.

I, the undersigned, Secretary of the Board of Directors of Nueces County Water Control and Improvement District Number 4, do hereby certify; That the foregoing resolution and order was duly passed and approved and is in full force and effect. Witness my hand and seal of office this the 2nd day of September, 1975.


J. O. Buddy Harris, Secretary
Board of Directors
Nueces County Water Control &
Improvement District #4

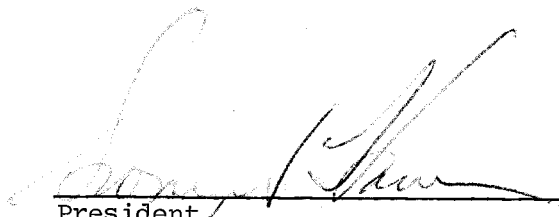
(seal)

AN ORDER LEVYING UPON THE ASSESSED VALUATION
OF THE PROPERTY WITHIN THE NUECES COUNTY
WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4
A CERTAIN SUM UPON EACH ONE HUNDRED DOLLARS
OF VALUATION

BE IT ORDERED BY THE BOARD OF DIRECTORS OF
THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT
DISTRICT NO. 4 AS FOLLOWS:

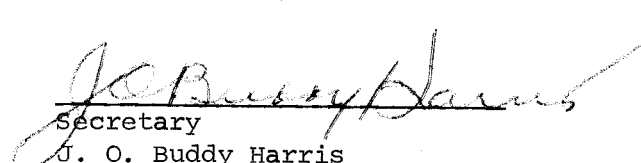
There is hereby levied on each One Hundred Dollars of the
assessed value of all property, both real and personal, within the
boundaries of the Nueces County Water Control and Improvement District
No. 4, except such property as may be by law exempt from taxation, a
tax rate of .65¢ per each One Hundred Dollars assessed valuation for
the purpose of meeting the requirements of said district for the fiscal
year ending 1975-1976.

PASSED AND APPROVED by the Board of Directors of the Nueces
County Water Control and Improvement District No. 4 the 2nd day of
September, 1975.



President
George S. Hawn

ATTEST:



Secretary

J. O. Buddy Harris

RESOLUTION AND ORDER SETTING NEW TAX RATE FOR YEAR 1975-1976 FOR THE NUECES COUNTY
WATER CONTROL & IMPROVEMENT DISTRICT NUMBER #4

On the 2nd day of September, 1975, the Board of Directors of Nueces County Water Control and Improvement District Number 4, convened in a Special session being open to the public at the regular meeting place thereof in said District, with the following members of the Board present;

President	George S. Hawn
Vice President	Melvin M. Littleton
Secretary	J. O. Buddy Harris
Director	Carlos W. Moore

and the following absent;

Director	A. A. Mora
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constituting a quorum, and among other proceedings had were the following;

The President of the Board presented a resolution and order setting new tax rate for year 1975-1976.

Minutes of September 2, 1975, reflect new tax rate for year 1975-1976.

THEREFORE, The Board of Directors organized a resolution to legally establish the new tax rate for 1975-1976.

The resolution and order was read in full and, after full discussion thereof, Mr. Melvin M. Littleton made a motion that it be adopted. The motion was seconded by Mr. Carlos W. Moore. The motion, carrying with it the adoption of the resolution and order, prevailed by the following vote;

Ayes: 4

Nayes: 0

The President then declared the resolution and order finally passed and adopted.

The resolution and order is as follows:

WHEREAS, Nueces County Water Control and Improvement District No. 4 set tax rate for 1975-1976 at .65¢ per each One Hundred Dollars assessed valuation.

MINUTES OF
REGULAR MEETING
AUGUST 4, 1975

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 4th day of August, 1975, the Board of Directors for the Nueces County Water Control and Improvement District No.4, convened in a Regular meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

Vice President	Melvin M. Littleton
Secretary	J. O. Buddy Harris
Director	A. A. Mora

Absent:

President	George S. Hawn
Director	Carlos W. Moore

District Staff:

Manager	Don Roy Farley
Exec. Secretary	Nona Sherrill
Accountant	Joseph Roach
Attorney	Charlie Zahn

Visitors:

Ray Reeder	Reeder Realty Co.
Robert Wright	Property Owner
Steve Frishman	South Jetty News

Meeting was called to order at 10:00 A. M. Motion was made to waive the reading of the minutes of previous meeting by A. A. Mora. Seconded by J. O. Harris. Motion carried.

Discussion was held on bid for new truck. A. A. Mora made a motion to approve all bills paid/payable. J. O. Harris seconded. Motion carried.

Payment of
new truck:

Motion was made by A. A. Mora to approve payment of \$3650.00 for 1 ton 1975 Chevrolet Cab & Chassis to Geo. Clark Chevrolet. Seconded by J. O. Harris. Carried.

Motion was made by A. A. Mora to pay \$108.00 to Geo. Clark Chevrolet for two tires, tubes and rims. Seconded by J. O. Harris. Carried.

Austin Engineer
Final Estimate:

Motion was made by A. A. Mora to pay Austin Engineers \$40,000.00 as part of final estimate on Water Contract of \$45,997.98. Balance will be paid upon completion, plus 30 days. Seconded by J. O. Harris. Carried.

Honeywell Maintenance Proposal-Tabled.

Sewer Extensions-
Oleander:

Sewer Extensions-After long discussion, motion by J. O. Harris

to authorize Charlie Zahn, distirct's attorney, to answer letter from Meredith & Donnell, attorneys at Law for Ray Reeder, concerning sewer on Oleander Street. Seconded by A. A. Mora. Carried.

Financial
Report:

Financial Report given by Joseph Roach. Copy is on file at district office.

Manager
Report:

Manager's Report given by Don Roy Farley. Motion was made by J. O. Harris to authorize Don Roy Farley to purchase two self-contained breathing apparatuses after comparative shopping. Seconded by A. A. Mora. Carried.

Flato
Development:

Flato Development-President Hawn, District Engineer Gene Urban, and Attorney Charlie Zahn propose to meet on August 13th, 1975, to work out remaining details on pro-rata share of water line proposed from Corpus Christi. The Board agreed that all details, when complete, will be made available for publication.

Statement
on State
Park Issue:

Associated with this water line development, a motion was made by J. O. Harris to accept the following statement for publication.

" If the State Park question on Mustang Island is resolved and the State Park is built, it will result in a substantial savings to the taxpayers of the NCWC&ID#4 for the needed looped water system to Corpus Christi for the future water consumption that will be required".

Seconded by A. A. Mora. Carried.

Brown & Root
contract on
steel line:

Brown & Root - After disucssion, a motion was made by J. O. Harris to authorize Don Roy Farley to prepare contract with Brown & Root to provide a steel line for the protection of NCWC&ID#4's transmission line on Harbor Island in the Brown & Root area. A. A. Mora seconded.Carried.

Tax Review - Tabled.

Deliquent Tax
Review:

Deliquent Tax Review - Attorney Zahn recommended to the Board of Directors to publish "Statement of Deliquent Taxes" drawn up by President

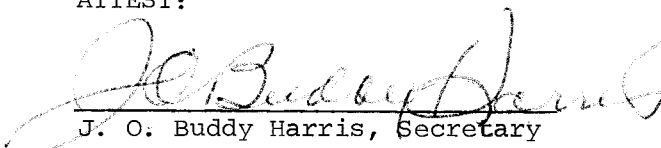
Deliquent Tax
Statement:

Hawn. J. O. Harris made a motion to adopt Deliquent Tax Statement as a policy of NCWC&ID#4. Seconded by A. A. Mora. Carried.
(Statement attached and becomes a permanent part of these minutes.

There being no further business to come before the Board,
upon motion duly made and seconded, meeting was adjourned at 11:30 A.M.

ATTEST:

Nueces County Water Control &
Improvement District #4


J. O. Buddy Harris, Secretary


Melvin M. Littleton, Vice President

MINUTES OF
SPECIAL MEETING

JULY 7, 1975

STATE OF TEXAS	X
COUNTY OF NUECES	X
CITY OF PORT ARANSAS	X

On this the 7th day of July, 1975, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a Special Meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George S. Hawn
Vice President	Melvin M. Littleton
Secretary	J. O. Buddy Harris
Director	A. A. Mora
Director	Carlos W. Moore

District Staff:

Manager	Don Roy Farley
Water Supt.	Gail Holman
Exec. Secretary	Nona Sherrill
Accountant	Joseph Roach
Lawyer	Charlie Zahn

Visitors:

Port Aransas Mayor	Dennis Dreyer
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Meeting was called to order at 9:00 A.M. Motion was made to vaive reading of minutes of previous meeting by A. A. Mora. Seconded by C. Moore. Motion carried.

Financial Report given by Joseph Roach. (Report for April and May) Copy on file in district's office.

Manager
Report:

Manager's Report given by Don Roy Farley. Mr. Farley recommended to the board to put Henry Flores and John J. Tracy, Jr. on permanent employment. Motion was made by Carlos Moore to place Henry Flores on permanent employment effective July 1, 1975. John J. Tracy, Jr. on permanent employment at \$2.75/hour effective July 1, 1975. Motion seconded by A. A. Mora. Motion carried with one dissenting vote. M. Littleton. (Manager's report on file at district office).

Protect water
supply at
Harbor
Island:

Construction to protect water supply line at Harbor Island
was discussed. Charlie Zahn and Gene Urban will make further study and
report to the board at later date.

J. Roberts
water &
sewer issue:

Charlie Zahn gave up-to-date report on John Robert's issue
with NCWC&ID#4 for water and sewer services.

New regulations discussed. No action taken.

Sewer Improvements
on East Street:

Letter was read from Dr. P. Parker Re: Sewer problems
on East Street. After discussion, motion was made by J. O. Buddy
Harris for the district forces to make necessary improvements on
East Street to correct sewer problems. Seconded by A. A. Mora.
Motion carried.

Texas State
Dept. of Health:

Texas State Department of Health letter was read. Re: District is in
Compliance with health regulation. ~~(Letter is attached and becomes~~
~~part of these minutes).~~ D.R.F.

Flato:

Flato development discussed. No action.

Tax values:

Review of tax valuations. No action.

Mustang Island
State Land:

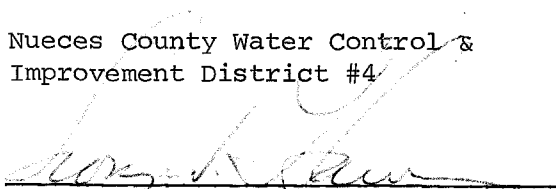
Lease on Mustang Island State Land. Hearing postponed. No action.

Federal & State
Program request
for grant:

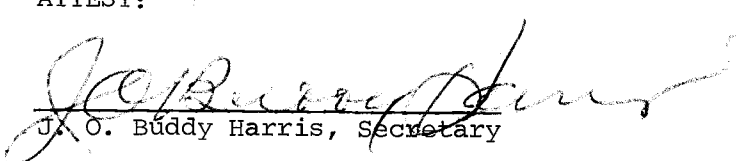
Federal and State Program discussed. Carlos W. Moore made
a motion to authorize Steve Frishman to write Economic Impact Statement
for Environmental Department Administration with reference to request for
grant. Seconded by J. O. Buddy Harris. Motion carried.

There being no further business to come before the board, upon
motion duly made and seconded, meeting was adjourned at 11:30 A.M.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


J. O. Buddy Harris, Secretary

MINUTES OF
SPECIAL MEETING

MAY 29, 1975

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 29th day of May, 1975 the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a Special Meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George Hawn
V. President	Melvin Littleton
Director	Carlos W. Moore
Director	A. A. Mora

Absent:

Secretary	J. O. Buddy Harris
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District Staff:

Attorney	Charlie Zahn
Manager	Don Roy Farley
Water Sup't	Gail Holman
Accountant	Joe Roach
Secretary	Nona Sherrill

Visitors:

John Roberts	
Mr. & Mrs. B. Bloetscher	
Robert Walts	
Louise Ferrari	
L. Hammerick &	
S. Frishman	South Jetty News
Mr. Morgan	City inspector

Meeting was called to order at 9:00 A.M. Motion was duly made and seconded to waive the reading of the minutes of previous meeting.

Motion was made by C. Moore and seconded by M. Littleton to accept minutes of previous meeting.

Motion was made by C. Moore to approve all bills paid or payable. Also that C. Zahn and J. Roach to figure Flato's portion of statement from C. Zahn for attorney's fee of \$1770.00. Motion was seconded by M. Littleton. Motion carried.

City Utility City of Port Aransas Utility Easement Request. Report given by
Easement
Request: C. Zahn. Mr. Zahn recommended to the Board that the City of Port Aransas give a legal discription before easement can be completed. Motion was duly made and seconded to table item until easement is complete.

Wage Adjustment: Wage adjustment scale review. Motion was made by C. Moore to raise the following;

	<u>Present</u>	<u>Adjustment</u>
Ted Esquivil	\$500.90	\$576.33
John Cadena	500.90	567.69
* Adam Gomez, Jr.	453.60	511.33

* Adam Gomez, Jr. will receive an additional \$50.00 raise on completion of additional sewer license.

These salary adjustments are effective as of June 1, 1975. On October 1, 1975, when the normal annual raises are reviewed, these raise adjustments will be taken into consideration for these three employees. Seconded by M. Littleton. Motion carried.

Whispering Sands & Oleander Sewer Lines: Review was given by Don Roy Farley on extension of sewer lines in the Whispering Sands and Oleander Street area. It was agreed by the Directors that these lines should be extended by the co-operation of the District and the individual land owners. The agreement provided for each property owner to pay proportionate share of the extension, with the District forces making the installation of the sewer line.

New Truck: Motion was made by A. A. Mora to authorize Don Roy Farley to purchase new truck for the District. Seconded by C. Moore. Motion carried.

Richard D. Magee Tax Collector: Motion was made by C. Moore to appoint Richard D. Magee Tax Collector for the Water Control & Improvement District #4 for the year 1975. Motion seconded by A. A. Mora. Motion carried.

Secretary Pro-tem: Motion was made by A. A. Mora to appoint C. Moore as Secretary Pro-tem. Motion seconded by M. Littleton. Motion carried.

Water Line J. Roberts Area: John Roberts gave a report to the Directors on his request concerning water line to his property and other concerned property owners in this area. After long discussion, motion was made by C. Moore that a study be made by Charlie Zahn and Gene Urban on looping line, easements and cost to property owners. Motion seconded by A. A. Mora. Motion carried.

Authorization to prepare Contract with Flato: Flato's request for service. Motion was made by A. A. Mora to authorize Charlie Zahn to prepare final contract for Flato properties for water and sewer service, with the understanding that legal expenses incurred by the District due to studys of Flato's properties, will be re-imbursed to the District and the same being a part of the contract for water and sewer services. Motion seconded by M. Littleton. Motion carried.

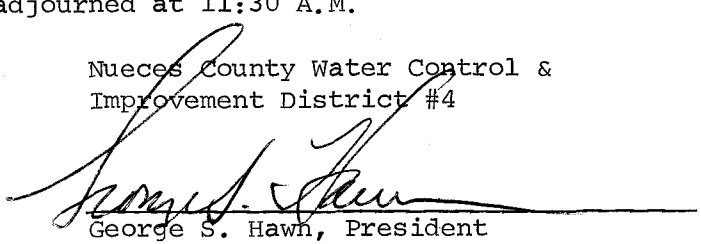
SPECIAL MEETING (CON'T)
MAY 29, 1975

Brown &
Root
Trans-
mission
lines:

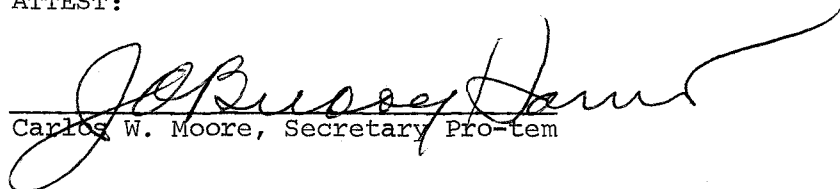
Brown and Root letter with reference to transmission line on Harbor
made by A. A. Mora
Island was read. Motion to authorize Gene Urban, Charlie Zahn and George Hawn
to proceed along lines of Brown & Root letter of May 20th, 1975, (Letter attached
and becomes a permanent part of these minutes) subject to two additional provisions-
cost of water and maintenance provisions. Motion seconded by M. Littleton.
Motion carried.

There being no further business to come before the Board, upon motion
duly made and seconded, meeting was adjourned at 11:30 A.M.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


Carlos W. Moore, Secretary Pro-tem

Brown & Root, Inc.

Post Office Box Three, Houston, Texas 77001

Hugh G. Bowles

Vice President

Western Hemisphere Marine Construction (713) 676-3521



20 May 1975

Mr. George S. Hawn, President
Nueces County Water Control &
Improvement District #4
100 Hawn Building
Corpus Christi, Texas 78401

Dear Mr. Hawn:

On March 14, 1975, we discussed several alternative plans with you and your engineering consultant, Mr. Gene Urban, for the revision to your transmission lines across the southeastern corner of our Harbor Island property. At that time a cost of \$25,000 was estimated for the installation of a new 20 inch diameter ductile cast iron water line including all appropriate cross connections and valves to the existing 8 inch and 12 inch asbestos concrete lines.

We agreed that Brown & Root, Inc. would undertake this new construction and would credit you with \$4,000 for the repurchase of your existing easement in which the abandoned portion of the 8 inch A.C. line is located. We would further allow a credit to you for the \$2,900 that you had intended to spend to parallel the 8 inch and 12 inch lines. We were willing to commence construction immediately with our own forces to install these improvements and requested that you give consideration to a proposal whereby we would recover the estimated difference of \$18,100 over a period of time by deductions from our water service payments. In other words we would prepay our water bills for whatever time it took to extinguish the cost difference.

You advised us during these discussions that a review by the Water District's legal consultant was necessary prior to a commitment on your part. We realize that you are limited by Texas Statutes and your own regulations, however, we are sure that a reasonable and equitable method can be formulated for a solution to our mutual problem. If you have any further questions or suggestions concerning these matters please advise.

~~1. repurchase of easement~~
~~B & R to do~~

~~2. to do improvement~~

~~3. credit of 10% of monthly water~~
~~bill to \$2 figure under~~

HGB/sp

Very truly yours,

Hugh G. Bowles
Vice President

cc: Mr. Don Roy Farley, District Manager, Port Aransas, Texas
Mr. Gene Urban, Engineering Consultant, P. O. Box 6355,
Corpus Christi, Texas 78411



May 15, 1975

Don Roy Farley
Nueces County Water Control & Imp. Dist. #4
Box 128
Port Aransas, Texas 78373

Dear Mr. Farley:

Enclosed please find a letter, which when properly executed will be my authority to proceed with the collection of taxes for the Water Control & Improvement District #4 for the year 1975.

It will be necessary that this form be signed by two members of your Board and returned to this office within the next twenty days.

Very truly yours

Richard D. Magee
Tax Collector
Nueces County, Texas

RDM:hb
enc.

Ret on 10 June 2 '75

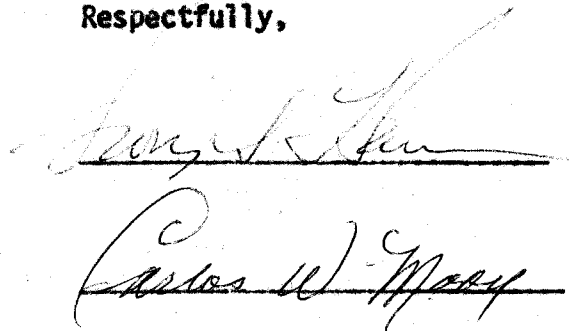
May 15, 1975

Mr Richard D Magee
Tax Assessor Collector
Nueces County
Corpus Christi, Texas 78403

Dear Mr Magee:

You are hereby notified that the Commissioners of
Nueces County Water Control and Improvement District
#4 met on the 29th day of May 1975 and agreed
to accept the discount as provided by S.B. No 402
approved May 18, 1939 and also to set penalty and interest
on taxes becoming delinquent as prescribed by law.

Respectfully,

A handwritten signature in cursive script, appearing to read "Carlos W. May", is written over a horizontal line.

Commissioners Nueces County Water
Control & Improvement District #4

MINUTES OF
REGULAR MEETING
MAY 5, 1975

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 5th day of May, 1975, the Board of Directors for the Nueces County Water Control and Improvement District No.4, convened in a Regular Meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

Vice President	Melvin M. Littleton
Secretary	J. O. Buddy Harris
Director	A. A. Mora

Absent:

President	George Hawn
Director	Carlos W. Moore

District Staff:

Manager	Don Roy Farley
Executive Secretary	Nona Sherrill
Accountant	Joe Roach
Attorney	Charlie Zahn
Engineer	Gene Urban

Visitors:

Flato Representatives	Edwin Flato Raymond Chilton
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South Jetty News	Steve Frishman
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Meeting was called to order at 10:10 A.M.

Motion was duly made and seconded to waive the reading of the minutes of previous meeting. Motion carried.

Motion was duly made and seconded to approve the minutes of previous meeting. Motion carried.

Motion was made by J. O. Buddy Harris to approve bills due and payable. Seconded by A. A. Mora. Motion carried.

Pay Scale
Study Tabled:

Motion was made by J. O. Buddy Harris to table pay scale study until next meeting. Seconded by A. A. Mora. Motion carried.

May 2, 1975 Agreement for Water & Sewage Service to Flato Corp. Charlie Zahn, Attorney for the District, reviewed with the Board, the May 2, 1975 Agreement for Water and Sewer Services between the District and Flato Corporation.

After discussion between the Board and Edwin Flato a motion was made by J. O. Buddy Harris and seconded by A. A. Mora that the Agreement of May 2, 1975, prepared by the District's Attorney, Charlie Zahn, be adopted by the Board with the following change:

The District will provide water and sewage service to Flato #2 and in turn Flato will escrow the monies necessary or provide a letter of credit for the construction of all the obligations of Flato under the May 2, 1975, Agreement.

Motion carried.

Motion was made by J. O. Buddy Harris and seconded by A. A. Mora that the District's Engineer and Attorney proceed with the necessary plans, specs and documentation to proceed with the District's obligations under the May 2, 1975 Agreement and also to make the necessary preparations for a public hearing on said proposals. Motion carried.

Pump Basis &
Meter Install-
ations Tabled:

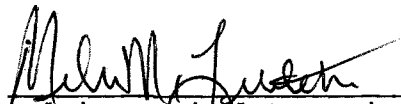
The Board rejected estimates given by Perry Construction and Austin Engineers for Construction of two pump basis and two meter installations. Item tabled until further study by Manager Don Roy Farley.

Utility Easement
for City Tabled:

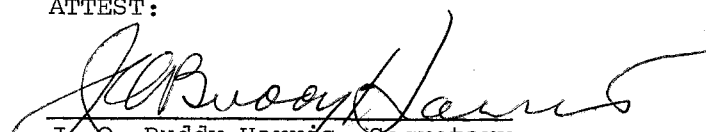
Motion was made and seconded to table Utility Easement for City at plant location until further study.

There being no further business to come before the Board upon motion duly made and seconded, meeting was adjourned at 12:30 P.M.

Nueces County Water Control &
Improvement District #4


Melvin M. Littleton, Vice President

ATTEST:


J. O. Buddy Harris, Secretary

MINUTES OF
SPECIAL MEETING
APRIL 18, 1975

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS

On this the 18th day of April, 1975, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a Special Meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George Hawn
Vice President	Melvin M. Littleton
Secretary	J. O. Buddy Harris
Director	Carlos W. Moore
Director	A. A. Mora

District Staff:

Manager	Don Roy Farley
Exec. Secretary	Nona Sherrill
Attorney	Charlie Zahn
Engineer	Gene Urban
Accountant	Joe Roach

Visitors:

Port Aransas City Judge	Sue Whisenhunt
Reeder Subdivision	Susan Reeder
South Jetty News	Steve Frishman

Meeting was called to order at 5:00 P.M.

Oath of Office: Judge Sue Whisenhunt administrated the Oath of Office to the newly elected directors, Carlos W. Moore and A. A. Mora.

New Officers for 75-76: Nominations were then opened for new officers for the 1975-1976 term. J. O. Buddy Harris made a motion to elect George S. Hawn as president by acclamation. Seconded by M. Littleton. Motion carried.

Carlos W. Moore made a motion to elect Melvin M. Littleton as Vice-President by acclamation. Seconded by A. A. Mora. Motion carried.

A. A. Mora made a motion to elect J. O. Buddy Harris as Secretary by acclamation. Seconded by Carlos W. Moore. Motion carried.

Motion was duly made and seconded to waive the reading of the minutes of previous meeting. Motion carried.

Motion was made by Carlos W. Moore to approve all bills paid. Seconded by J. O. Buddy Harris. Motion carried.

Financial Report and Budget Report was given by Joe Roach. (Copy on file in District Office).

Manager's Report was given by Don Roy Farley. (Copy on file in District Office).

Membership
Chamber or
Commerce:

Motion was made by Carlos W. Moore that the Nueces County WC&ID#4 become a member of the Port Aransas Chamber of Commerce. Seconded by M. Littleton. Motion carried.

Acceptance
Reeder's
Subdivision:

Report was given by Don Roy Farley on Reeder's Subdivision. Mr. Farley recommended that the Board accept the lines, both water and sewer since all District requirements have been met. Motion was made by Carlos W. Moore to accept water and sewer in the Reeder Subdivision. Seconded by J. O. Buddy Harris. Motion carried. Susan Reeder requested that the Nueces County Water Control & ID#4 set-up provisions to re-imburse owner of water line for tap-on by new customers. The Board discussed this and agreed that once the line was accepted by the District, the line belongs to the District. There would be no re-imbursements.

Whispering
Sands Sewer
Line-South
End:

Whispering Sands sewer line-south end. After long discussion, motion was made by Carlos Moore that Mr. Farley make-up an estimate of cost of laying of line. At that time, notify individual owners of property of their pro-rata share of the cost. Seconded by M. Littleton. Motion carried.

Texas Water
Quality
Board Hear-
ing:

Notice was read from Texas Water Quality Board of public hearing on May 7 and 14, 1975 in Uvalde and Corpus Christi, respectively. Re: Water Quality Management Plan for the Nueces Basin.

American
Petro-Fina
up-grade
storage
tanks:

Gene Urban read letter he wrote for District to American Petro-Fina on April 3, 1975. Re: Up-grading storage tanks on Harbor Island. Letter was also read from American Petro-Fina dated April 7, 1975. Re: Acknowledgement of District's letter and that it had been forwarded to proper offices.

Board of
Equalization:

Board of Equalization dates were presented to the Board for approval. Joint meeting at the Port Aransas Independent School-(City, School and Water District).

Minerals--Thursday, June 12, 1975, 9:00 A.M.
Local-----Wednesday, June 18, 1975, 9:00 A.M.

Motion was made by M. Littleton to accept the dates. Seconded by Carlos W. Moore. Motion carried.

SPECIAL MEETING (CON'T)

APRIL 18, 1975

5:00 P.M.

Letter of resignation was read from Edward L. Tichey as alternate on the Tax Equalization Board. (Letter attached to these minutes).

Motion was made by J. O. Buddy Harris to accept letter of resignation.

Seconded by C. Moore. Motion carried.

Carlos Moore made a motion to appoint Ray Dalton as alternate to the Board of Equalization. Seconded by A. A. Mora. Motion carried.

Tax Valuation Mr. Hawn reported to the Board on the Tax Valuation for 1975
for 1975:

and projected a substantial cut in the tax rate for 1975.

Upon motion made by Mr. J. O. Buddy Harris, duly seconded by Melvin Littleton, the following resolution was passed by the unanimous vote of Directors present;

Tax Assessor Be it resolved; that Joseph A. Roach be, and he is hereby,
Joe Roach: named Assessor of Taxes for the Nueces County Water Control and ID#4, pursuant to the provisions of Article 2791 of the Revised Civil Statutes of Texas, as amended. (Resolution attached to these minutes).

Austin Motion was made by Carlos W. Moore to approve Change Order #2
Engineering
Change Order of Austin Engineering Contract under present water construction. Seconded
#2 by J. O. Buddy Harris. Motion carried.

Navigation General discussion pertaining to Navigation District #1's
District #1: plans for bulkheading their land between State Ferrys and Federal Fish and Wildlife area.

District's General discussion on District's proposal to Flato and Flato's
Proposal
to Flato: counter proposal. Charlie Zahn ask the Board to authorize submission of April 10th, 1975, letter to Flato from District. Also to reject April 17, 1975 counter proposal from Flato. The Board gave Mr. Zahn their approval and to continue negotiations and report to Board at next meeting.

Texas Parks General discussion on holding order on Texas Parks and Wildlife
& Wildlife
Park Plans: Park Plans-south of Port Aransas.

Wage Scale: Discussion with the Board by Mr. Farley on ways and means to reconstruct wage scale. Motion was made by Carlos Moore for Mr. Farley to set-up rate schedule of wages and present to Board at next meeting. Seconded by J. O. Buddy Harris. Motion carried.

Merit
Raise:

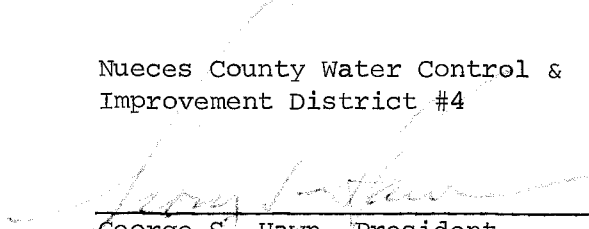
Motion was made by Carlos Moore to give a 10% Merit raise to Don Roy Farley and Joe Roach for outstanding work done. Effective as of April 15th pay period. Seconded by A. A. Mora. Motion carried.

Fire Hydrant
Study:

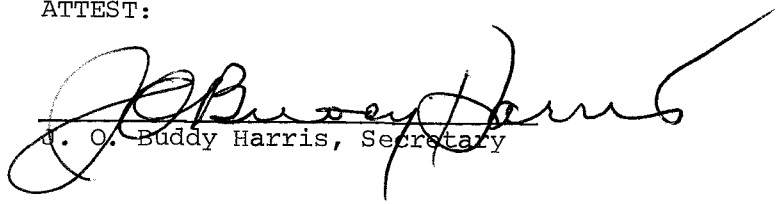
Fire Hydrant study was presented to the Board by Don Roy Farley, in regards to bringing fire hydrant standards up to the 1973 State Board of Insurance recommendations. The Board authorized Mr. Farley to co-operate with the City of Port Aransas, to bring study up to present date and to offer District's pro-rata portion of \$2500.00 and the City to bear \$4500.00 as thier proportionate share.

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 8:00 P.M.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


J. O. Buddy Harris, Secretary

Upon motion made by Mr. J. O. Buddy Harris, duly seconded by Mr. Melvin M. Littleton, the following resolution was passed by the unanimous vote of the Directors present;

Be it resolved; that Joseph A. Roach be, and he is hereby, named Assessor of Taxes for the Nueces County Water Control and Improvement District # 4, pursuant to the provisions of Article 2791 of the Revised Civil Statutes of Texas, as amended.

April 18, 1975
Port Aransas, Texas

Dear Sir:

Please except my resignation
as alternate on the Tax Equalization Board,
due to my recent election to the City
Council of Port Aransas.

Thank you.

Edward L. Pichry

MINUTES OF
SPECIAL MEETING

APRIL 9, 1975

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 9th day of April, 1975, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a Special Meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

Vice President	Melvin M. Littleton
Secretary	J. O. Buddy Harris
Director	Carl Castell
Director	Carlos W. Moore

Absent:

President	George S. Hawn
-----------	----------------

District Staff:

Manager	Don Roy Farley
Exec. Secretary	Nona Sherrill
Accountant	Joe Roach
Attorney	Charlie Zahn

Visitors:

South Jetty News	Steve Frishman
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Meeting was called to order at 6:00 P.M.

Purpose of meeting was to canvas votes of April 5th, 1975 Directors Election.

Motion was made by J. O. Buddy Harris to accept election returns as submitted by Judge Laurel Farley as follows;

A. A. Mora	194
Carlos W. Moore	158
Carl Castell	150.

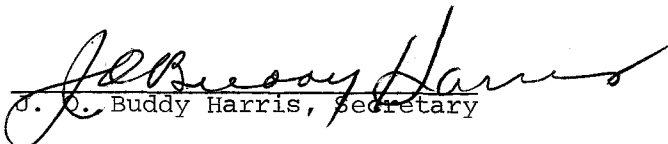
Motion was seconded by Carl Castell. Motion carried.

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 6:15 P.M.

Nueces County Water Control &
Improvement District #4


Melvin M. Littleton, V. President

ATTEST:


J. O. Buddy Harris, Secretary

Order Declaring Result of Directors Election

THE STATE OF TEXAS

COUNTY of NUECESOn this the 9TH day of APRIL, the Board of Directors of NUECESCounty Water Control and Improvement District No. 4 convened in SPECIAL session with the following members present, to-wit:

_____	President
<u>MELVIN M. LITTLETON</u>	Vice-President
<u>CARL CASTELL</u>	DIRECTOR
<u>CARLOS W. MOORE</u>	DIRECTOR
<u>J.O. BUDDY HARRIS</u>	Secretary,

and the following absent: GEORGE S. HAWN, PRESIDENT, constituting a quorum, and among other proceedings had by said Board of Directors was the following:There came on to be considered the returns of an election held on the 5TH day of APRIL, 19 75 for the purpose of electing TWO Directors to the Board of Directors of said District, and it appearingthat said returns were duly and legally made and that there were cast at said election 269 valid and legal votes; that each of the candidates in said election received the following votes:

NAMES OF CANDIDATES	TOTAL NUMBER OF VOTES RECEIVED
<u>A.A. MORA</u>	<u>194</u>
<u>CARLOS W. MOORE</u>	<u>158</u>
<u>CARL CASTELL</u>	<u>150</u>
<u>PETE PETERSON</u>	<u>7</u>
<u>WOODY OUSLEY</u>	<u>2</u>
<u>CARL CARLBERT</u>	<u>1</u>
<u>HARRY CARLBERT</u>	<u>1</u>
<u>DONNA MIGET</u>	<u>1</u>
<u>BURTON CURRY</u>	<u>1</u>

IT IS, THEREFORE, FOUND, DECLARED AND SO ORDERED by the Board of Directors of said District that A.A. MORA ANDCARLOS W. MOORE

received the highest number of votes at said election and are hereby declared duly elected members of the Board of Directors of said District, subject to taking their oaths and qualifying as provided under the laws of the State of Texas.

It is further found and determined that in accordance with the order of the Board of Directors the Secretary posted written notice of the date, place and subject of this meeting on the bulletin board, located in the administrative office, a place convenient to the public, and said notice having been so posted and remained posted continuously for at least 3 days preceding the date of this meeting.

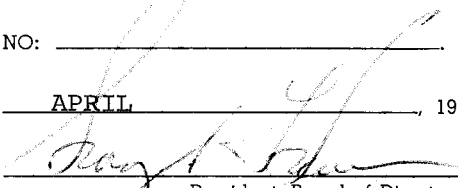
It is further found and determined that this district is located in 3 (three) or less counties and that written notice of the date, place and subject matter of this meeting was furnished to the County Clerk of each county in which this district is located and that said notices were posted by the County Clerk of each of said counties on the bulletin board at the door of the county courthouse for said county, a place convenient to the public, at least 3 days preceding the date of this meeting. The returns of said posting shall be attached to the minutes of this meeting and shall be a part thereof for all intents and purposes.*

It is further found and determined that this district is located in all or part of 4 (four) or more counties and that written notice of the date, place and subject matter of this meeting was furnished to the County Clerk of the county in which the administrative office of this district is located and that said notice was posted by said County Clerk on the bulletin board at the door of the courthouse for said county, at a place convenient to the public, at least 3 days preceding the date of this meeting. Written notice of the date, place and subject matter of this meeting was also furnished to the Secretary of State for posting on the bulletin board located at a place convenient to the public in the State Capitol. The returns of said postings shall be attached to the minutes of this meeting and shall be a part thereof for all intents and purposes.*

The above order being read, it was moved and seconded that same do pass. Thereupon, the question being called for, the following

members of the Board voted AYE: MELVIN M. LITTLETON CARL CASTELLCARLOS W. MOORE J.O. BUDDY HARRIS

, and the following voted NO: _____

PASSED, APPROVED AND ADOPTED this the 9TH day of APRIL, 19 75.
President, Board of Directors ofNUECES County Water Control

ATTEST:

and Improvement District No. 4
Secretary

*Strike this paragraph if it is not applicable.

MINUTES OF
SPECIAL MEETING

MARCH 25, 1975

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 25th day of March, 1975, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a Special meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George S. Hawn
Secretary	J. O. Buddy Harris
Director	Carlos W. Moore
Director	Carl Castell

Absent:

Vice President	Melvin M. Littleton
----------------	---------------------

District Staff:

Manager	Don Roy Farley
Water Sup't.	Gail Holman
Exec. Secretary	Nona Sherrill
Accountant	Joe Roach
Attorney	Charlie Zahn
Engineer	Gene Urban

Visitors:

South Jetty News	Steve Frishman
Mayor	Dennis Dreyer
American Tank Co.	Chester Barrett

Meeting was called to order at 7:10 P.M.

Motion was duly made and seconded to waive the reading of the minutes. Motion was made by Carlos W. Moore and seconded by J. O. Buddy Harris to approve minutes of previous meeting. Motion carried.

Motion was made by C. Moore to approve all bills paid. Seconded by J. O. Harris. Motion carried.

American Tank
Contract:

Chester Barrett, President of American Tank Co., reported on maintenance work completed on tanks and extra work billed to District. The Board would not authorize payment of extra work because work was not authorized. Motion was made by C. Moore to

pay original contract of \$3,235.00 and to re-negotiate new contract for maintenance on tanks. Seconded by J. O. Buddy Harris. Motion carried.

Financial Report: Financial Report for period ending February 28, 1975, was given by Joe Roach.

Water rate Increase From San Pat: Letter from San Patricio Water District. Re: Water rate increase from .30¢ to .33¢ per thousand. Letter attached and becomes a permanent part of these minutes.

Report from Manager: Manager Don Roy Farley gave a report of work and operation of the District. He requested hiring two additional outside employees. Board gave authorization for Mr. Farley to present recommendation of new employees to the Board for approval. It was also brought to the Board's attention of additional tools and equipment needed for the operation of the system. Austin Engineer's Contract was also discussed at this time. It was recommended by Urban Engineers, Mr. Farley and McCaughan and Ehleridge, inspection engineers, to grant a 20 working day extension on contract with Austin Engineering Co. Motion was made by J. O. Buddy Harris and seconded by Carlos Moore to grant Austin Engineering a 20 working day extension on contract. Motion carried.

Motion was made to table the following items;

7. Brown & Root, Inc. easement.
8. Navigation District #1 Contract.
9. District's interest in regards to proposed water system coming up Mustang Island by City of Corpus Christi and Texas Parks and Wildlife.
10. Flato's request for joining in proposed looping of lines as shown in item #9.

Motion made by C. Moore. Seconded by J. O. Buddy Harris. Motion carried.

General Land Office Report: Charlie Zahn reported on application to General Land Office for easement of land to adjoin sewer plant.

Policy needed for service calls was discussed and rejected.

Storage on 8" & 12" Transmission Lines: Storage for users of 8" and 12" transmission lines from Aransas Pass to Port Aransas was discussed. American Petro Fina have not responded to District's request to increase storage. The Board gave Gene Urban authorization to write American Petro Fina to follow-up District's request to furnish their needed storage within the next 60 days.

Fire Hydrants: Discussion of fire hydrants installation. The Board ask Gene Urban, Don Roy Farley and the City to review needs and means to install fire hydrants.

SPECIAL MEETING- (CON'T)
MARCH 25, 1975

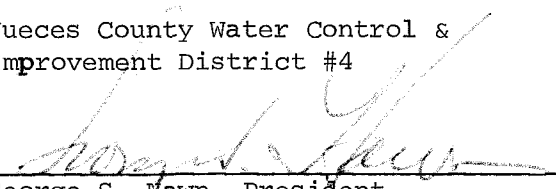
The Board discussed the need to initiate future sewer planning and for possible government grants.

Install
pumps &
meters/
AP. _____:

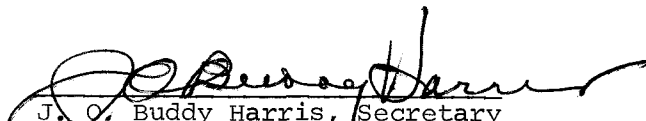
Installation of two (2) pumps and two (2) meters at Aransas Pass Pump Station by Austin Engineering Co. was discussed. J. O. Buddy Harris made a motion to authorize Don Roy Farley to execute change order to contract with Austin Engineering Co. to install two pumps and two meters at Aransas Pass Pump Station with cost not to exceed \$800.00. Seconded by Carlos Moore. Motion carried.

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 9:30 P.M.

Nueces County Water Control &
Improvement District #4


George S. Mawn, President

ATTEST:


J. O. Buddy Harris, Secretary

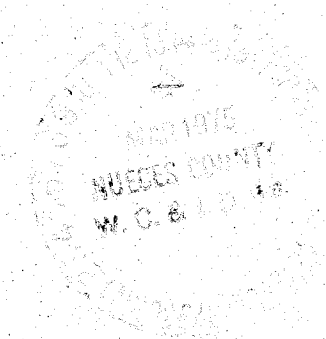
SAN PATRICIO MUNICIPAL WATER DISTRICT
INGLESIDE, TEXAS 78362

March 12, 1975

W. A. EDWARDS, PRESIDENT
W. D. MILLER, VICE-PRESIDENT
EMORY BROWN, SECRETARY-TREASURER
MRS. LEEA PHELPS,
ASSISTANT SECRETARY-TREASURER
Billie Jo Tennill, Director

HOMER R. HUNT, DIRECTOR
~~H. E. COOPER, DIRECTOR~~
W. F. BUTLER, DIRECTOR
GENE DRESSEN, DIRECTOR
J. B. O'MARA, DIRECTOR
W. C. ANDREWS, DIRECTOR

City of Odem
City of Taft
City of Portland
City of Gregory
City of Ingleside
City of Aransas Pass
Nueces County WCI District #4
Aransas County C&R District
Sun Oil Company - DX Division



In a meeting of the Board of Directors on March 11, 1975, the Board approved a 10% increase in water rates to the Cities, Districts and Sun Oil Company, to be effective with the March, 1975, water billing. This, in effect, increases your cost of water from .30¢ per M gallons to .33¢ per M gallons.

The attached copy of a letter dated September 19, 1974, advised you of the possibility of such rate increase.

Very truly yours,

SAN PATRICIO MUNICIPAL WATER DISTRICT

W. D. Miller
W. D. Miller, Vice-President

WDM:lp
encl.

SAN PATRICIO MUNICIPAL WATER DISTRICT
INGLESIDE, TEXAS 78362

W. A. EDWARDS, PRESIDENT
W. D. MILLER, VICE-PRESIDENT
EMORY BROWN, SECRETARY-TREASURER
MRS. LEELA PHELPS,
ASSISTANT SECRETARY-TREASURER
Billie Jo Tennill, Director

September 19, 1974

HOMER R. HUNT, DIRECTOR
~~H. R. HUNT, DIRECTOR~~
W. F. BUTLER, DIRECTOR
GENE DRESSEN, DIRECTOR
J. B. O'MARA, DIRECTOR
W. C. ANDREWS, DIRECTOR

City of Odem
City of Taft
City of Portland
City of Gregory
City of Ingleside
City of Aransas Pass
Nueces County WCI District #4
Aransas County C&R District
Sun Oil Company-DX Division

The City of Corpus Christi, by Ordinance passed and approved the 7th day of August, 1974, amended certain schedules so as to increase the water rates for customers using treated water. This Ordinance increased the cost of treated water to this District by 20%, which was effective at the September 1, 1974 billing, for August water use.

The District had not been officially notified by the City of Corpus Christi of such rate increase and did not know of such increase until the September 1st water bill was received. Therefore, the District has absorbed the 20% increase for the month of August, without any adjustment to the treated water customers of the District. We might note also, that the .30¢ per M gallon rate to the District's contract users of treated water has been in effect since September 1, 1969, although the District received a 5% increase in cost by the City of Corpus Christi at September 1, 1973.

Please be advised that this letter will put you on Notice that it is very possible that the Cities, Districts and other users of treated water will receive an increase in water rates. We are now having a review made of our rate structure and you will be further notified of our findings at a later date.

Very truly yours,

SAN PATRICIO MUNICIPAL WATER DISTRICT

W. A. Edwards
W. A. Edwards, President

MINUTES OF
SPECIAL MEETING
FEBRUARY 25, 1975

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 25th day of February, 1975, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a Special Meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George Hawn
Secretary	J. O. Buddy Harris
Director	Carl Castell

Absent:

Vice President	Melvin M. Littleton
Director	Carlos W. Moore

District Staff:

Manager	Don Roy Farley
Water Supt.	Gail Holman
Exec. Secretary	Nona Sherrill
Engineer	Dennis Lang

Meeting was called to order at 9:00 A.M.

Motion was made by J. O. Buddy Harris to waive the reading of the minutes of previous meeting. Seconded by Carl Castell. Motion carried.

Maverick
Const.
Awarded
Contract
(12" force
main)

Dennis Lang, Urban Engineer gave report on 12" force main bids. Maverick Engineers bid was tabulated and approved by Urban. Letter from Gene Urban was read Re: Recommendation to award contract to Maverick Construction Company. (Letter and tabulation of bids are attached to these minutes).

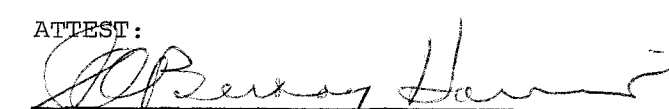
Motion was made by J. O. Buddy Harris to accept Urban's letter and to award contract to Maverick Construction Company. Seconded by Carl Castell. Motion carried.

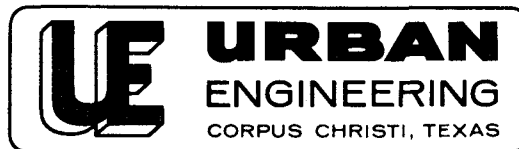
There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 9:10 A.M.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


J. O. Buddy Harris, Secretary



Job No. 9872

883-5581 - P.O. BOX 6355 - 3100 S. ALAMEDA

February 24, 1975



Mr. Don Roy Farley
Nueces County Water Control
and Improvement District #4
P. O. Box 128
Port Aransas, TX 78373

Re: Sanitary Sewer System

Dear Mr. Farley:

We have checked all the bids submitted for this project and certify that they are correct as submitted. We hereby recommend that the contract be awarded to Maverick Construction Company, the low bidder. Also, we have enclosed a copy of the bid tabulation.

Sincerely,


Eugene P. Urban, P. E.

/pb
Enc.

Bids Tabulated By:
Urban Engineering
2-20-75

BID TABULATION
SANITARY SEWER SYSTEM

FOR
NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT #4
PORT ARANSAS, TEXAS

BID DATE: 2-19-75
JOB NO: 9872

Item	Description	Quantity	Unit	Maverick Const. Co. P.O. Box 4141 Corpus Christi, TX 78408		Cactus Utility Co. P.O. Box 4228 Corpus Christi, TX 78408		Chapman Const. Co. P.O. Box 8255 Corpus Christi, TX 78412	
				Unit Price	Total Amt	Unit Price	Total Amt	Unit Price	Total Amt
1	12" PVC (SDR 41)	2,635	LF	5.77	15,203.95	6.21	16,363.35	5.20	13,702.00
2	10" PVC	46	LF	7.08	325.68	17.00	782.00	4.40	202.40
3	6" PVC for LS Piping & Temp Discharge	68	LF	5.10	346.80	4.55	309.40	3.10	210.80
4	6"x12" Reducer (PVC)	1	EA	154.42	154.42	129.00	129.00	107.00	107.00
5	6" Gate Valve	2	EA	343.97	687.94	210.00	420.00	423.25	846.50
6	6" E11 90° PVC	5	EA	83.56	417.80	29.75	148.75	216.50	1,082.50
7	6" Check Valve	2	EA	425.10	850.20	264.00	528.00	350.00	700.00
8	6"x4" Reducing Tee PVC	1	EA	42.37	42.37	43.00	43.00	41.25	41.25
9	4" Gate Valve	1	EA	168.60	168.60	153.00	153.00	126.79	126.79
10	4" Check Valve	1	EA	210.49	210.49	177.00	177.00	217.81	217.81
11	4" E11 90° PVC	2	EA	21.03	42.06	13.50	27.00	200.00	400.00
12	Submersible Pumps & Accessories	2	EA	6,043.40	12,086.80	13,579.00	13,579.00	4,864.50	9,729.00
13	Switch Assembly	1	EA		589.60	Included with #12			2,000.00
14	Cut holes in top of lift station	1	LS		1,415.00		354.00		1,500.00
15	Cut 4'x5' hole in wall	1	LS		368.50		560.00		2,000.00
16	Concrete Work & Grouting at Lift Sta	1	LS		162.14		942.00		500.00
17	Cap Existing 8" CI Pipe	1	LS		48.96		46.00		100.00
18	Tie into Existing 12" Force Main	1	LS		368.50		378.00		600.00
19	Plug 18" RCP at Existing Manhole	1	LS		36.85		17.25		400.00
20	Cut Existing 4" CIP & tie into new piping	1	LS		221.93		110.00		300.00

MINUTES OF
SPECIAL MEETING
FEBRUARY 19, 1975

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 19th day of February, 1975, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a Special Meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

Melvin M. Littleton	Vice President
J. O. Buddy Harris	Secretary
Carl Castell	Director
Carlos W. Moore	Director

Absent:

George S. Hawn	President
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District Staff:

Don Roy Farley	Manager
Gail Holman	Water Supt.
Nona Sherrill	Exec. Secretary
Joe Roach	Accountant
Charlie Zahn	Attorney
Gene Urban	Engineer
Dennis Lang	Engineer

Visitors:

Steve Frishman	South Jetty News
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Representatives from:

Austin Engineering Co.
Cactus Utility Co.
Chappman Construction Co.
Maverick Construction Co.
Perry Construction Co.

Meeting was called to order at 4:30 P.M.

Motion was made by J. O. Buddy Harris to waive the reading of the minutes of previous meeting. Minutes were approved. Seconded by Carl Castell. Motion carried.

Bids for
12" Force
Main:

Opening of bids for 12" force main and other sewer improvements was conducted by Gene Urban. Bids were as follows:

Austin Engineering Co.	\$ 46,620.50
Cactus Utility Co.	37,525.50
Chappman Construction Co.	41,795.86
Maverick Construction Co.	36,764.60
Perry Construction Co.	45,517.87

(Bid Information list is attached and becomes a permanent part of these minutes.)

Motion was made by Melvin Littleton to table bids until further study. Seconded by Carl Castell. Motion carried.

Melvin Littleton called the next meeting for the Board of Directors to be Tuesday, February 25th, 1975 at the district office at 9:00 A.M. for awarding of bids.

Motion was made by J. O. Harris to approve all bills paid and payable. Seconded by Carlos Moore. Motion carried.

Motion was made by J. O. Harris to table financial statement until later date. Seconded by Carlos Moore. Motion carried.

Thomas Y. Pickett Contract: Thomas Y. Pickett Mineral and Industrial Valuation Contract was presented to the board for approval. Motion was made by J. O. Harris to approve contract. Seconded by Carlos Moore. Motion carried. (Original contract is to be filed in safe).

Policy Developer's Plans: A policy for the District collecting the cost of reviewing Developer's Plans was recommended by Gene Urban. Policy as follows;

1. That the applicant be advised at the time of application that he will be charged the cost of reviewing his plans.
2. That the following schedule of deposits be established. The applicant should be informed that the cost may be less than or greater than the deposit and he will be refunded or billed accordingly.

<u>Project Size in Acres</u>	<u>Minimum Deposit</u>
1 Acre or less	\$ 100.00
5 Acres or less	150.00
10 Acres or less	200.00
15 Acres or less	250.00
20 Acres or less	300.00

For tracts in excess of 20 acres, a \$300.00 deposit to be collected and the applicant to be informed that he will be notified to make additional deposits if the cost exceeds the original deposit.

Motion was made by Carlos Moore to adopt the recommendation of Gene Urban. Seconded by J. O. Harris. Motion carried. (Letter attached)

Block Maps: Gene Urban discussed with the board the possibilities of finishing the Block Maps. Motion was made by J. O. Harris for Urban Engineering Co. to continue progress on maps and report in 30 days the cost involved. Motion seconded by Carlos Moore. Motion carried.

OSHA Tabled: Motion was made by Carlos Moore to table installation of OSHA approved safety devises until later date. Seconded by J. O. Harris. Motion carried.

Storage for Brown & Root Tabled: Motion was made by Carlos Moore to table Storage for Brown & Root at Harbor Island discussion until Urban Engineers makes further study. Seconded by J. O. Harris. Motion carried.

SPECIAL MEETING (CON'T)
FEBRUARY 19, 1975

Board of Equalization: Board of Equalization list was presented to the board for approval. List as follows;

Lynn Gavit
I. B. Magee
Tom O'Donnell
Edward Tichy-Alternate

Motion was made by Carlos Moore to approve list. Seconded by J. O. Harris.

Motion carried.

Navigation District #1 Re-negotiate: Motion was made by J. O. Harris to authorize President George Hawn and district's attorney, Charlie Zahn to re-negotiate terms of

present contract with Navigation District #1. Seconded by Carlos Moore.

Motion carried.

Cut-off Valve: Motion was made by Carlos Moore to authorize Don Roy Farley to meet with Mr. Morgan, City Inspector to determine if the City has an ordinance for cut-off valve on property owner's side of meter. If not, to authorize President George Hawn to write the City recommending adoption of such a provision. Seconded by J. O. Harris. Motion carried.

Fire Hydrants Tabled: Motion was made by Carlos Moore to table discussion of Fire Hydrants until disposition of letter from the District to the City is determined. Seconded by Carl Castell. Motion carried.

Advertise bids for pumps to be sold: Motion was made by J. O. Harris to authorize Don Roy Farley to advertise for bids to sell old pumps and motors. Seconded by Carl Castell. Motion carried.

Letter to City Re: 20" water line: Letter from President George Hawn to the City of Port Aransas was read. Re: 20" water line route. Motion was made by Carlos Moore to approve letter. Seconded by J. O. Harris. Motion carried. (Letter attached)

Storage for Fina Pipeline: Storage for Fina Pipeline at Harbor Island was discussed. Motion was made by Carlos Moore to authorize Gene Urban to continue negotiations with Fina Pipeline. Seconded by Carl Castell. Motion carried.

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 6:10 P.M.

Nueces County Water Control &
Improvement District #4


Melvin M. Littleton, Vice President

ATTEST:

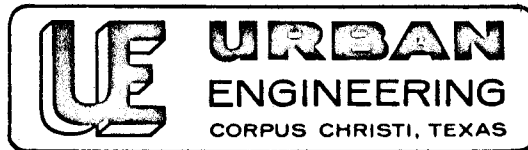

J. O. Buddy Harris, Secretary

BID INFORMATION
 FOR
 SANITARY SEWER SYSTEM
 FOR
 NUECES COUNTY
 WATER CONTROL AND IMPROVEMENT DISTRICT #4
 JOB NO. 9872

CONTRACTOR	TOTAL AMOUNT BID
1. Austin Engineering Co. P.O. Box 3255 Austin, TX 78764	\$ <u>46,620.50</u>
2. Cactus Utility Co. P.O. Box 4228 Corpus Christi, TX 78408	\$ <u>37,525.50</u>
Chappman Construction 3. XXXXXXXXXXXXXXXXXX P.O. Box 8255 Corpus Christi, TX 78412	\$ <u>41,795.86</u>
4. Keith A. Nelson Co. 1039 Milam Bldg. San Antonio, TX 78205	\$ _____
5. Maverick Construction Co. P.O. Box 4141 Corpus Christi, TX 78408	\$ <u>36,764.60</u>
6. Perry Construction Co. P.O. Box 215 Ingleside, TX 78362	\$ <u>45,517.87</u>

3

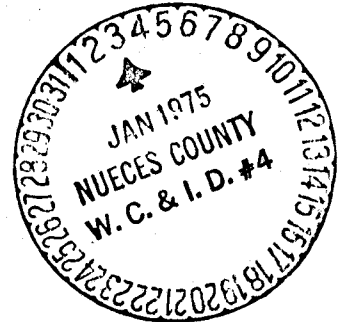
APPL. FOR



883-5581 - P.O. BOX 6355 - 3100 S. ALAMEDA

JOB No. 9872

DECEMBER 30, 1974



NUECES COUNTY WCID No. 4
P.O. Box 128
PORT ARANSAS, TEXAS 78373

ATTENTION: GEORGE HAWN, PRESIDENT

DEAR GEORGE:

AS PER THE BOARD'S REQUEST THAT WE RECOMMEND A POLICY FOR THE DISTRICT COLLECTING THE COST OF REVIEWING DEVELOPER'S PLANS, WE WISH TO MAKE THE FOLLOWING RECOMMENDATIONS:

1. THAT THE APPLICANT BE ADVISED AT THE TIME OF APPLICATION THAT HE WILL BE CHARGED THE COST OF REVIEWING HIS PLANS.
2. THAT THE FOLLOWING SCHEDULE OF DEPOSITS BE ESTABLISHED. THE APPLICANT SHOULD BE INFORMED THAT THE COST MAY BE LESS THAN OR GREATER THAN THE DEPOSIT AND HE WILL BE REFUNDED OR BILLED ACCORDINGLY.

PROJECT SIZE IN ACRES

MINIMUM DEPOSIT

1 ACRE OR LESS	\$ 100.00
5 ACRES OR LESS	\$ 150.00
10 ACRES OR LESS	\$ 200.00
15 ACRES OR LESS	\$ 250.00
20 ACRES OR LESS	\$ 300.00

FOR TRACTS IN EXCESS OF 20 ACRES, A \$ 300.00 DEPOSIT TO BE COLLECTED AND THE APPLICANT TO BE INFORMED THAT HE WILL BE NOTIFIED TO MAKE ADDITIONAL DEPOSITS IF THE COST EXCEEDS THE ORIGINAL DEPOSIT.

NUECES COUNTY WCID No. 4

GEORGE HAWN, PRESIDENT

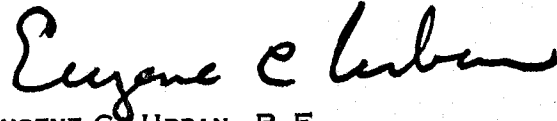
PAGE No. 2

IT IS OUR OPINION THAT THE ABOVE SCHEDULE WILL COVER NORMAL REVIEW PROCESSES. THIS COULD VARY WHERE THERE IS EXCESSIVE NEGOTIATIONS BETWEEN THE DEVELOPER AND THE DISTRICT.

SHOULD YOU DESIRE ANY ADDITIONAL INFORMATION, PLEASE CALL.

SINCERELY,

URBAN ENGINEERING

A handwritten signature in cursive script that reads "Eugene C. Urban".

EUGENE C. URBAN, P.E.

CC GEORGE HAWN

/BD

**NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT NO. 4
PORT ARANSAS, TEXAS 78373**

P. O. BOX 128
749-5201
AREA CODE 512

February 19, 1975

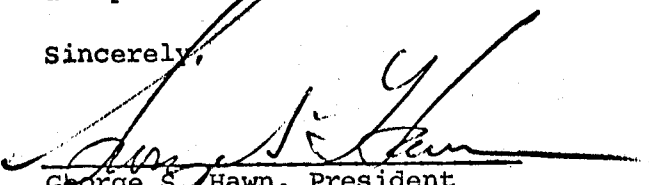
City Council
City of Port Aransas
P. O. Box 397
Port Aransas, Texas 78373

Councilmen;

It is our understanding that the City of Port Aransas has a future drainage system planned along Steamer Street that might require a change in the water district's 20" water line at the intersection of Avenue B and Steamer.

In the event such a change is required at the intersection, it will be at the sole expense of the Nueces County Water Control & Improvement District #4.

Sincerely,



George S. Hawn, President
Nueces County Water Control &
Improvement District #4

MINUTES OF
REGULAR MEETING
FEBRUARY 3, 1975

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 3rd day of February, 1975, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a Regular meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George S. Hawn
Vice President	Melvin M. Littleton
Director	Carl Castell
Director	Carlos W. Moore

Absent:

Secretary	J. O. Buddy Harris
-----------	--------------------

District Staff:

Manager	Don Roy Farley
Water Supt	Gail Holman
Exec. Sect.	Nona Sherrill
Accountant	Joseph Roach
Attorney	Charlie Zahn
Engineer	Gene Urban

Visitors:

Mayor	Dennis Dreyer
South Jetty News	Steve Frishman

Meeting was called to order at 10:05 A.M.

Motion was made by Carlos Moore to waive the reading of the previous meeting. Seconded by M. Littleton. Motion carried.

Financial
Report for
December:

Financial Report was reviewed. A copy is attached and becomes a permanent part of these minutes.

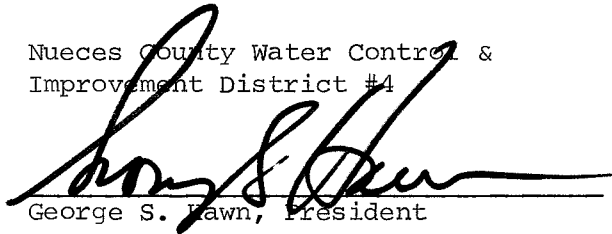
Order For
Election:

Motion was made by Carlos W. Moore to set Order For Election Procedure In Water District Directors Election. Seconded by M. Littleton. Motion carried. (Order For Election is attached and becomes a permanent part of these minutes.)

Thomas Y. Pickett Contract was tabled until next meeting.


There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 11:00 A.M.

Nueces County Water Control &
Improvement District #4



George S. Lawn, President

ATTEST:



Carl Castell, Secretary Pro-tem

Order For Election Procedure In Water District Directors Election

THE STATE OF TEXAS

COUNTY OF NUECES

On this the 3rd day of FEBRUARY, 19 75, the Board of Directors of

NUECES County Water Control and Improvement District No. 4 convened in

REGULAR session, open to the public, with the following members present, to-wit:

GEORGE S. HAWN, President,

MELVIN M. LITTLETON, Vice-President,

CARL CASTELL,

CARLOS W. MOORE,

Secretary,

and the following absent: J.O. BUDDY HARRIS, SECRETARY,
constituting a quorum, and among other proceedings had by said Board of Directors was the following:

WHEREAS Section 51.073 of the Water Code provides for elections on the second Tuesday in January and Section 51.0731 provides for elections on the first Saturday in April for those districts proposing or providing water and sewer services, or either, as the principal function of the district, and in accordance with

said two sections, this District shall hold its elections on APRIL, 5th, 1975

Whereas the laws of the State of Texas provide that the statutes regulating absentee voting are applicable to said Directors election in said District;

Whereas it is anticipated that the order calling the above mentioned directors' election will be passed by this Board on the 3rd day of FEBRUARY, 19 75;

Whereas at the next above mentioned directors' election there will be elected TWO directors for this district;

Whereas the laws of the State of Texas do not fully set forth the procedure to be followed by candidates filing for said office of Directors of said District, and this Board has the power and authority to establish said procedure, and in order to comply with the above mentioned provisions, it is reasonable to require that all persons desiring a place on the ballot as a candidate for director of said district must apply at least 20 days prior to the day of said election for his name to be placed on said ballot.

THEREFORE be it ordered by the Board of Directors of NUECES

County Water Improvement District No. 4:

1. That all candidates for the Board of Directors of said District at the election to be held on the 5th day of APRIL, 19 75, filed their application to become a candidate with the Secretary of this Board at WATER DISTRICT OFFICE in Port Aransas or before 20 days before the date of said election.

2. That all of said applications shall be substantially in the following form:

To The Secretary Of The
Board Of Directors Of

NUECES County

Water Control And Improvement

District No. 4

I hereby request that my name be placed upon the official ballot for the election to be held on the

_____ day of _____, 19____, as a candidate for director of said District.

I hereby certify that I am _____ years of age, a resident citizen of said District and own land subject to taxation in said District. That I have resided in the State of Texas for a period of 12 months and 6 months in said District next preceding said election and have been an actual bona fide citizen of said District for 6 months.

My occupation is _____, my Post Office is _____.

Please place my name on the official ballot as follows: _____

DATED this the _____ day of _____, 19____.

Name of Candidate

Received this the _____ day of _____, 19____.

Secretary, Board of Directors

All candidates shall file with said application the loyalty affidavit required by Art. 6.02 of the Election Code.

The Secretary of the Board of Directors shall conduct a drawing for the order in which names of the candidates for the above mentioned election are to be printed on the ballot and shall also post notice of the time and place of said drawing in accordance with the terms and provisions of Article 6.05c, Subdivision 3 of the Election Code.

It is further found and determined that in accordance with the order of the Board of Directors the Secretary posted written notice of the date, place and subject of this meeting on the bulletin board, located in the administrative office, a place convenient to the public, and said notice having been so posted and remained posted continuously for at least 3 days preceding the date of this meeting.

~~It is further found and determined that this district is located in 3 (three) or less counties and that written notice of the date, place and subject matter of this meeting was furnished to the County Clerk of each county in which this district is located and that said notices were posted by the County Clerk of each of said counties on the bulletin board at the door of the county courthouse for said county, a place convenient to the public, at least 3 days preceding the date of this meeting. The returns of said posting shall be attached to the minutes of this meeting and shall be a part thereof for all intents and purposes.*~~

~~It is further found and determined that this district is located in all or part of 4 (four) or more counties and that written notice of the date, place and subject matter of this meeting was furnished to the County Clerk of the county in which the administrative office of this district is located and that said notice was posted by said County Clerk on the bulletin board at the door of the courthouse for said county, at a place convenient to the public, at least 3 days preceding the date of this meeting. Written notice of the date, place and subject matter of this meeting was also furnished to the Secretary of State for posting on the bulletin board located at a place convenient to the public in the State Capitol. The returns of said postings shall be attached to the minutes of this meeting and shall be a part thereof for all intents and purposes.*~~

The above order being read, it was moved and seconded that same do pass. Thereupon the question being called for, the following members of the Board voted AYE: _____

MELVIN M. LITTLETON, _____, CARL CASTELL, _____, CARLOS W. MOORE

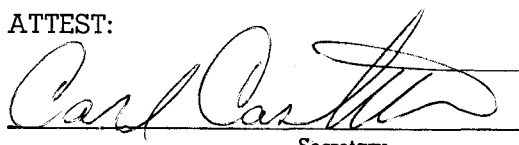
_____, and the following voted NO: _____

PASSED, APPROVED AND ADOPTED this the _____ 3rd _____ day of _____ FEBRUARY _____, 19 75



President, Board of Directors of _____ NUECES

ATTEST:



Secretary Pro-tem

County Water Control Improvement District No. _____ 4 _____

NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4

STATEMENT OF REVENUE AND EXPENDITURES

MONTH OF DECEMBER, 1974

REVENUE:

Sales-Utility Services

Less: refunds and allowances

NET SALES-UTILITY SERVICES

COST OF SALES-UTILITY SERVICES:

Water Purchases

NET GROSS REVENUE FROM SALES

OTHER REVENUE:

Utility Revenue-Taps, Connections, Etc.

Interest on Investments

Miscellaneous Revenue

TOTAL OTHER REVENUE

TOTAL REVENUE

EXPENDITURES:

Direct Expenditures

General and Administrative Expenditures

TOTAL EXPENDITURES

REVENUE EXCESS (DEFICIENCY) BEFORE DEPREC.

DEPRECIATION

NET REVENUE EXCESS (DEFICIENCY)

DIRECT EXPENSES:

Salaries

Payroll Taxes

Insurance-Employee Group

Quality Control and Purification

Maintenance and Repairs-System

Maintenance and Repairs-Equipment

Cost of Taps and Connections

Testing of Lines

Supplies and Small Tools

Engineering Expense

Utilities

Fuel-Oil and Gasoline

Permits and Easements

Laundry and Uniforms

Freight and Express

TOTAL DIRECT EXPENSES

	WATER	SEWER	BOTH
# 1114641 #	538594 #	1653235	
-0-	1395	1395	
# 1114641 #	537199 #	1651840	
# 308103 #	-0- #	308103	
# 806538 #	537199 #	1343737	
# 22450 #	-0- #	22450	
11695	-0-	11695	
2411	-0-	2411	
# 36556 #	-0- #	36556	
# 843094 #	537199 #	1380293	
# 497873 #	457708 #	955581	
201018	208266	409284	
# 698891 #	665974 #	1364865	
# 144203 #	<128775> #	15428	
377681	278071	655752	
# <233478> #	<406846> #	<640324>	
# 214484 #	205355 #	419839	
12548	12013	24561	
9975	2195	12170	
33684	41052	74736	
106411	70989	177400	
13018	15913	28931	
27298	-0-	27298	
-0-	-0-	-0-	
46781	40421	87202	
8400	8400	16800	
13942	50000	63942	
8178	8180	16358	
-0-	-0-	-0-	
2500	2500	5000	
654	690	1344	
# 497873 #	457708 #	955581	

NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4

STATEMENT OF REVENUE AND EXPENDITURES

MONTH OF DECEMBER, 1974

	1	2	3	
	WATER	SEWER	BOTH	
EXPENDITURES-GENERAL AND ADMINISTRATIVE				
Salaries and Wages	\$ 109297	\$ 109297	\$ 218594	1
Payroll Taxes	6394	6394	12788	2
Payroll Reporting Fees	-0-	-0-	-0-	3
Insurance-Employee Group	1137	1136	2273	4
Insurance-General	20465	20466	40931	5
Maintenance and Repairs-Office Equipment	18850	18850	37700	6
Maintenance and Repairs-Building & Equipt.	2262	2263	4525	7
Utilities	4000	11248	15248	8
Telephone	7769	7769	15538	9
Office Supplies and Postage	10025	10024	20049	10
Copy Machine Rental and Supplies	3000	3000	6000	11
Auditorial Services and Supplies	3232	3233	6465	12
Coffee Bar Supplies	3493	3492	6985	13
Legal	7500	7500	15000	14
Accounting and Auditing	-0-	-0-	-0-	15
Interest Expense	-0-	-0-	-0-	16
Advertising Expense	-0-	-0-	-0-	17
Dues and Subscriptions	2332	2331	4663	18
Directors Fees	-0-	-0-	-0-	19
Election Expense	-0-	-0-	-0-	20
Paying Agents Fees	-0-	-0-	-0-	21
Miscellaneous	1262	1263	2525	22
Bad Debt Expense	-0-	-0-	-0-	23
Junked Assets	-0-	-0-	-0-	24
TOTAL G. & A. EXPENDITURES	\$ 201018	\$ 208266	\$ 409284	25
WATER: Gallons				26
Purchased				27
Sold				28
Difference				29

NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4

STATEMENT OF REVENUE AND EXPENDITURES
FOR THE THREE MONTHS PERIOD ENDED DECEMBER 31, 1974

	Water	Sewer	Both
REVENUE:			
Sales-Utility Services	\$ 404,512.1	\$ 181,787.2	\$ 586,299.3
Leaky Refunds and Allowances	6,649	5,433	12,082
NET SALES-UTILITY SERVICES	\$ 403,847.2	\$ 181,243.9	\$ 585,091.1
COST OF SALES-UTILITY SERVICES:			
Water Purchases	\$ 109,200.3	- 0 -	\$ 109,200.3
NET GROSS REVENUE FROM SALES	\$ 294,646.9	\$ 181,243.9	\$ 475,890.8
OTHER REVENUE:			
Utility Revenue-Taps, Connections, Etc.	\$ 8,145.0	1,000	\$ 8,245.0
Interest on Investments	16,275	- 0 -	16,275
Miscellaneous Revenue	24.11	- 0 -	24.11
TOTAL OTHER REVENUE	\$ 100,136.4	1,000	\$ 101,136.4
TOTAL REVENUE	\$ 304,660.5	\$ 181,343.9	\$ 486,004.4
EXPENDITURES:			
Direct Expenditures	\$ 118,861.3	\$ 115,527.6	\$ 234,388.9
General and Administrative Expenditures	58,741.4	58,189.4	116,930.8
TOTAL EXPENDITURES	\$ 177,602.7	\$ 173,717.0	\$ 351,319.7
REVENUE EXCESS (DEFICIENCY) BEFORE DEPREC.	\$ 127,057.8	\$ 76,269.4	\$ 134,687.4
DEPRECIATION	113,304.3	83,421.3	196,725.6
NET REVENUE EXCESS (DEFICIENCY)	\$ 13,753.5	\$ <75,794.7	\$ <62,038.2
DIRECT EXPENSES:			
Salaries	\$ 570,064	\$ 547,513	\$ 1,117,577
Payroll Taxes	333,500	320,381	653,881
Insurance-Employee Group	32,796	21,636	54,432
Quality Control and Purification	127,904	145,170	273,074
Maintenance and Repairs-System	143,894	94,531	238,425
Maintenance and Repairs-Equipment	32,291	35,184	67,475
Cost of Taps and Connections	372,980	83,240	456,220
Testing of Lines	- 0 -	- 0 -	- 0 -
Supplies and Small Tools	64,221	51,436	115,657
Engineering Expense	71,262	45,561	116,823
Utilities	50,010	150,000	200,010
Fuel-Oil and Gasoline	14,125	14,128	28,253
Permits and Easements	- 0 -	- 0 -	- 0 -
Laundry and Uniforms	87,500	87,500	175,000
Freight and Express	26,380	10,120	36,500
TOTAL DIRECT EXPENSES	\$ 1,188,613	\$ 1,155,276	\$ 2,343,889

NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4

STATEMENT OF REVENUE AND EXPENDITURES

FOR THE THREE MONTHS PERIOD ENDED DECEMBER 31, 1974

EXPENDITURES-GENERAL AND ADMINISTRATIVE

	Water	Sewer	Both
Salaries and Wages	\$ 333739	\$ 333738	\$ 667477
Payroll Taxes	19524	19526	39050
Payroll Reporting Fees	138	137	275
Insurance-Employee Group	14952	5031	19983
Insurance-General	61397	61398	122795
Maintenance and Repairs-Office Equipment	20800	20800	41600
Maintenance and Repairs-Building & Equipt.	2262	2263	4525
Utilities	11665	23666	35331
Telephone	23332	23332	46664
Office Supplies and Postage	36620	36619	73239
Copy Machine Rental and Supplies	9000	9000	18000
Janitorial Services and Supplies	11444	11446	22890
Coffee Bar Supplies	8472	8469	16941
Legal	22500	22500	45000
Accounting and Auditing	-0-	-0-	-0-
Interest Expense	-0-	-0-	-0-
Advertising Expense	100	-0-	100
Dues and Subscriptions	10207	2706	12913
Directors Fees	-0-	-0-	-0-
Election Expense	-0-	-0-	-0-
Paying Agents Fees	-0-	-0-	-0-
Miscellaneous	1262	1263	2525
Bad Debt Expense	-0-	-0-	-0-
Junked Assets	-0-	-0-	-0-
TOTAL G. & A. EXPENDITURES	\$ 587414	\$ 581894	\$ 1169308

WATER: Gallons

Purchased

Sold

Difference

Nueces County Water Control & Improvement District 4

METER FUND BALANCE SHEET 12-31-74

COLUMN WRITE

		1	2	3	
1	Cash in Bank - Island State Bank		\$ 36719		1
2	Investments - Cert.ificates of Deposit		2900000		2
3	Accrued Interest Receivable		14500		3
4	Due From Other Funds - Water Fund		79500		4
5	TOTAL ASSETS			\$ 3030719	5
6					6
7					7
8	Customer Meter Deposits		\$ 1609428		8
9	Due To Other Funds - Water Fund		351467		9
10	TOTAL LIABILITIES			\$ 2960895	10
11					11
12	Interest Income on Investments			69824	12
13	TOTAL LIABILITIES & Income			\$ 3030719	13
14					14
15					15
16					16
17					17
18					18
19					19
20					20
21					21
22					22
23					23
24					24
25					25
26					26
27					27
28					28
29					29
30					30
31					31
32					32
33					33
34					34
35					35
36					36
37					37

Wheeler County Water Control & Improvement District #4

CONSTRUCTION FUND

Balance Sheet - 12-31-74

COLUMN WRITE

		1	2	3
1	Cash in BANK - Island State Bank	\$	199704	
2	Investments - Certificates of Deposit			
3	Restricted		11100000	
4	UN-Restricted		3500000	
5	Accrued Interest Receivable		73000	
6	Due From Other Funds - Sewer Fund		1541663	
7	Construction in Progress:			
8	Contract - Austin Engineering		16706072	
9	Engineering Costs & Expenses		3977697	
10	Permits & Easements		260000	
11	Bond Issue Expense		850000	
12	Miscellaneous Expense		925687	
13	TOTAL ASSETS			\$ 39133823
14	LIABILITIES:			
15	Accounts Payable	\$	1914664	
16	Due To Other Funds - Ad Valorem Taxes		14700	
17	- - - - Interest & sinking		87623	
18	TOTAL LIABILITIES			\$ 2016987
19	NET WORTH:			
20	Surplus Appropriated	\$	36593057	
21	Interest Income on Investments		523779	
22	TOTAL Net Worth			37116836
23	TOTAL LIABILITIES & NET WORTH			\$ 39133823
24				
25				
26				
27				
28				
29				
30				
31				
32				
33				
34				
35				
36				
37				
38				

Ad Valorem Tax Fund

Balance Sheet 12-31-74

COLUMN WHITE

1	Cash in Bank - Island State Bank	\$	23727.13	
2	Investments - Certificates of Deposit		245000.00	
3	Ad Valorem Taxes Receivable:			
4	Current ROLLS	\$	10001564	
5	Delinquent ROLL		68223.12	
6		\$	168238.76	
7	Less: Reserve For Uncollected Taxes		68223.12	
8	Accrued Interest Receivable		10001564	
9	Due From Other Funds - Construction Funds		122500	
10	TOTAL ASSETS		14700	
				\$ 370114.77
11	LIABILITIES:			
12	Accounts Payable - Trade	\$	1111.67	
13	Due To Other Funds - Interest & Sinking Fund		140439.39	
14	TOTAL LIABILITIES			\$ 141551.06
15	NET WORTH:			
16	Surplus - Unappropriated	\$	224409.98	
17	Add: Collection of Delinquent Taxes		5392.79	
18				\$ 229802.77
19	Revenue:			
20	Interest Income on Investments	\$	4372.72	
21	Penalties & Interest		810.03	
22	TOTAL Revenue		5182.75	
23	Expenses:			
24	Tax Assessing	\$	1111.67	
25	Tax Collecting		1578.80	
26	Discount Allowed		3731.34	
27	TOTAL Expenses	\$	6421.81	
28	Deficiency			< 1239.06
29	TOTAL LIABILITIES, NET WORTH & DEFICIENCY			\$ 370114.77

Nueces County Water Control & Improvement District #4

Interest and Sinking Fund Balance Sheet - 12-31-74

Assets:

Cash in Bank - Mercantile National
Investments - Certificate of Deposit
Investments - Treasury Notes
Accrued Interest Receivable
Due From Other Funds - Ad Valorem
Due From Other Funds - Construction
TOTAL Assets

\$ 664154
3500000
8064563
74562
14043939
87623

\$ 26434841

Liabilities:

Bond Interest Payable
Bonds Payable
Funds To Be Provided
TOTAL liabilities

\$ 4150130
242000000
(242000000)

\$ 4150130

Net Worth:

Surplus - Unappropriated
TOTAL

\$ 24664416

\$ 24664416

Revenue:

Interest Income on Investments
TOTAL Revenue

\$ 378068

\$ 378068

Expenditures:

Interest Expense on Bonds
Paying Agents Fees
TOTAL Expenditures
Deficiency

\$ 2757223
550

\$ 2757773

\$ (2379705)

TOTAL liabilities, Net Worth + Deficiency

\$ 26434841

MINUTES OF
EMERGENCY MEETING

JANUARY 28, 1975

4:30 P.M.

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 28th day of January, 1975, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in an Emergency meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

Melvin M. Littleton	Vice President
J. O. Buddy Harris	Secretary
Carl Castell	Director
Carlos W. Moore	Director

Absent:

George Hawn	President
-------------	-----------

District Staff:

Don Roy Farley	Manager
Gail Holman	Water Supt.
Nona Sherrill	Exec. Secretary
Joe Roach	Accountant
Charlie Zahn	Attorney
Gene Urban	Engineer
Dennis Lange	Engineer

Visitors:

Dennis Dreyer	Mayor
Steve Frishman	South Jetty News

Meeting was opened by a report given by Gene Urban, District's engineer, on Sanitary Sewer Improvements.

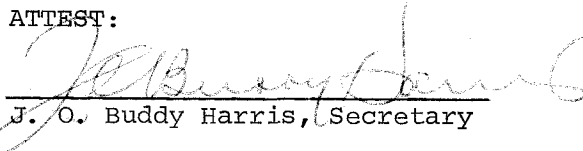
Motion was made to lay new sewer lines and revisions to lift stations by Carlos W. Moore. Seconded by J. O. Buddy Harris. Motion carried.

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 5:00 P.M.

Nueces County Water Control
& Improvement District #4


Melvin M. Littleton, V. Pres.

ATTEST:


J. O. Buddy Harris, Secretary

MINUTES OF
SPECIAL MEETING
December 18, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 18th day of December, 1974, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a Special meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George Hawn
Vice President	Melvin M. Littleton
Director	Carl Castell
Director	Carlos W. Moore

Absent:

Secretary	J. O. Buddy Harris
-----------	--------------------

District Staff:

Manager	Don Roy Farley
Water Supt.	Gail Holman
Executive Secretary	Nona Sherrill
Accountant	Joe Roach
Engineer	Gene Urban
Attorney	Charlie Zahn

Visitors:

South Jetty	Steve Frishman
-------------	----------------

The meeting was called to order at 5:05 P.M. M. Littleton made a motion to waive the reading of the minutes of previous meeting. C. Castell seconded. Motion carried.

Financial
Statement
October &
November:

Motion was made by C. Moore to approve financial statement, and to pay all bills. M. Littleton seconded. Motion carried. Statement attached to minutes.

M. A. Cage
Contract:

New contract with M. A. Cage for ad valorem property tax assessing was discussed. Motion was made to accept contract by M. Littleton. Seconded by C. Moore. Motion carried. Contract attached and becomes a permanent part of these minutes.

Re-purchase
Agreement:

Re-purchase agreement from Island State Bank was discussed. M. Littleton made a motion to approve re-purchase agreement. C. Castell seconded. C. Moore abstained from voting. Agreement attached and becomes a permanent part of these minutes.

Cost of Incentive pay raise was discussed. Motion was made by C. Moore to give cost
living
pay raise: of living raise as such;

Rudy Vela	\$ 157.38
Gail Holman	164.22
John Cadena	125.23
Ted Esquivil	125.23
Adam Gomez	113.40
Nona Sherrill	140.50
Joe Roach	100.00
Don Roy Farley	203.13

Motion was seconded by M. Littleton. Motion carried.
Cost of living increases to be reviewed at meeting October, 1975.

EPA Report EPA report was given by Gene Urban on emergency power to sewer
Gene Urban: plant.

Policy on Policy on developer's charges was discussed. Motion was made by
Developer's
Charge on C. Moore to set \$250.00 minimum charge for any Engineering Study, plans or
Engineering etc., or other expenses incurred by District in conjunction with developer's
Study or plans. Any expenses above \$250.00 will be brought to developer's attention
etc.: and further negotiation will be brought to the District. If expenses do not
exceed \$250.00, reimbursement will be made to developer.
Motion was seconded by C. Castell. Motion carried.

Policy for Discussion on policy to charge developers a set amount was held.
developer's
charges: The Board ask Gene Urban and Don Roy Farley to make a study and report at
next board meeting.

Acceptance Letter from Robert S. Marks, Vice President of Terramar, dated
of Terramar
Line: November 27, 1974, was presented to the Board. Re: Acceptance of Terramar
Line. Motion was made to accept 1st Ammendment to 2nd Supplemental Agreement
2nd Sup for water and sewer services to Terramar by Carlos Moore. Seconded by
Agreement: C. Castell. Motion carried. (Copy attached and becomes a permanent part
of these minutes).

Resolution Motion was made by Carlos Moore that the following resolution be
to accept
line: accepted;
That the water and sewage transmission lines and appurtenances
thereto which have been constructed and installed by Terramar along Mustang
Island are hereby accepted by the District.
Further Agreed that upon the acceptance of said lines the District
will take over the operation and maintenance of said lines and provide to
Terramar the rights and privileges granted other members of the District.
Motion was seconded by M. Littleton. Motion carried. (Resolution is
attached and becomes a permanent part of these minutes).

Agreement Letter from Robert Marks, Vice President of Terramar, dated
of sewerage
force main: December 18, 1974 was read. Re: Oral agreement of sewerage force main. The
agreement was accepted unanimously. (Letter is attached and becomes a per-
manent part of these minutes).

THE STATE OF TEXAS §
COUNTY OF NUECES §

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, the City of Port Aransas, Texas, a municipality incorporated under the general laws of the State of Texas, and the Nueces County Water Control and Improvement District No. 4, a water control and improvement district organized pursuant to the provisions of Article 16, Section 59, of the Constitution of the State of Texas, and the Port Aransas Independent School District, an independent school district organized under the laws of the State of Texas, have deemed that it is mutually advantageous to each said governmental agency to have their ad valorem property tax appraisal services and work jointly performed to the maximum practical and legal extent for said City, Water District and School District, as an economy and saving of public money in the expenses involved and as a greater convenience to the taxpayers involved; and

WHEREAS, the Mayor and City Councilmen of the City of Port Aransas, Texas, the Board of Directors of the Nueces County Water Control and Improvement District No. 4 and the Board of Trustees of the Port Aransas Independent School District, have, respectively, determined the necessity for the employment of a skilled appraiser and/or valuation specialist to assist the Tax Assessor of the City, Water District and the School District in the appraisal of all properties in said City, Water District and School District, respectively, and have also each ascertained and determined that the said M. A. Cage is experienced in such matters and capable at arriving at fair appraisals of property and skilled in all duties required of an Assessor of Taxes in accordance with the Constitution and laws of the State of Texas relating to taxation within cities, water districts and school districts, and are of the opinion and belief that M. A. Cage should be employed for the term, conditions and consideration hereinafter set forth.

NOW, THEREFORE, IN CONSIDERATION OF THE PREMISES, it is agreed by and between the Port Aransas Independent School District, acting by and through its Board of Trustees, the City of Port Aransas, Texas, acting by and through its Mayor and City Councilmen, the Nueces County Water Control and Improvement District No. 4, acting by and through its Board of Directors, hereinafter called "First Parties", and M. A. Cage, hereinafter called "Second Party", as follows:

I.

Second Party agrees to perform the following services for First Parties (City of Port Aransas, Texas, Port Aransas Independent School District and Nueces County Water Control and Improvement District No. 4) in a joint and consolidated capacity as contemplated under Article 2792, Vernon's Annotated Civil Statutes of Texas, and Article 51.595 of the Water Code of the State of Texas, between the three (3) said governmental agencies:

- (a) To appraise and maintain an annual survey, except as hereinafter stated, of all property customarily and legally taxed by said governmental agencies, keeping a full and complete record of the same.
- (b) To make and keep an annual abstract of all such property; inventory of all such unrendered property; calculation of tax due; rendition of assistance, attendance and presiding, to the extent provided by law, to and with the Boards of Equalization and their meeting; to supply all information and records required by the Boards of Equalization; preparation of tax rolls, preparation of tax statements and tax receipts from said rolls; and any and all other obligations and responsibilities heretofore customarily performed under his direction.
- (c) To furnish the designated Tax Assessor-Collector, who is authorized to act on behalf of the said governmental agencies, with the complete tax rolls, tax statements and tax receipts of said governmental agencies not later than the 1st day of October of each year during the term of this contract, which rolls then are kept by the Tax Collector.

II.

First Parties agree as follows:

- (a) To furnish Second Party with all supplies necessary in the performance of his duties, at the sole cost and expense of First Parties.
- (b) To pay Second Party the sum of Fifteen Thousand One Hundred Thirty Dollars and Twenty-Two Cents (\$15,130.22), for each year (Calendar tax year) during the term of this contract, for a total of Forty-Five Thousand Three Hundred Ninety Dollars and Sixty-Six Cents (\$45,390.66), which amount is to be prorated in equal quarterly payments and payable on the last day of each quarter during the term hereof.

III.

It is agreed by and between the parties hereto that this contract shall become effective as of the 1st day of January, 1975, and shall continue for the term of three (3) years thence next ensuing, ending December 31, 1977. In the event, during the term of this contract, Second Party should die or become incapacitated and be unable to continue his tax service work, Second Party, his heirs and/or legal representatives, as the case may be, shall be bound and obligated to do the work contemplated hereunder for the remainder of the year in which such death or incapacity occurs; but, on or before the expiration of such year, any Party hereto, or its heirs, successors or legal representatives, shall have the option to cancel this contract effective at the expiration of such calendar year.

IV.

In the event of litigation against any one of said governmental agencies, in connection with tax matters, by third parties, it is understood that legal services and costs related thereto are the sole responsibility of the governmental agency involved. In the event of anticipated litigation and/or litigation disputing the values placed upon taxable properties within the governmental agencies during the term of this contract, then in that event Second Party agrees to provide, if it should become necessary, competent and qualified testimony of the market values of all taxable property within the governmental agencies for the years during this contract without additional expense to the

agencies, even though said competent and qualified testimony is furnished after the date upon which this contract and agreement would otherwise expire.

V.

It is mutually understood between the parties that specialized appraisal services concerning the field of valuation of oil, gas, utilities and industrial properties shall be supplied by and the responsibility therefor assumed by the First Parties through a joint contract with Thomas Y. Pickett & Co., Inc. at a cost to be borne jointly by all three governmental agencies. Second Party agrees that he will cooperate with whatever appraiser is hired jointly by First Parties in determining the valuation of oil, gas, utilities and industrial properties.

VI.

It is mutually understood by all of First Parties, in order to benefit from the economies contemplated herein, that one and the same Collector of Taxes be designated to perform the functions for all three governmental agencies. It is further mutually understood that all of First Parties agree on the same uniform application of discount provisions of early payment of taxes and the designated Collector of Taxes shall so be instructed. The Nueces County Tax Collector is hereby designated Collector for all of First Parties, and it is understood by First Parties that fees charged for the collection of taxes by the Nueces County Tax Collector will be billed separately to each governmental agency as has been the customary practice in the past. It is further agreed by First Parties that the designation of the Nueces County Tax Collector as the Collector for all of First Parties shall not be changed and a new tax collector designated without the approval of all of First Parties.

VII.

It is further mutually agreed that Second Party shall furnish to each of the governmental agencies served by him

hereunder the estimated cost of reasonably necessary supplies for the work to be done by him as soon as possible each year hereof, so that the same can be properly budgeted to tax office supply expenses, and Second Party shall bill each governmental agency directly and separately for such supplies quarterly. This cost shall be divided by First Parties in the same manner set out in paragraph VIII hereinbelow. In this connection, it is understood that Second Party's IBM Systems and IBM punch cards, when used by Second Party under this contract, are not to be construed as records owned by either the City, School District or Water District, as said system and punch cards are owned solely by Second Party. In the event the same is requested, Second Party agrees to provide to any of First Parties a copy of the tax rolls to be placed in their usual and customary place of business.

VIII.

It is further mutually agreed that the divisions of the cost of services and expenses under this contract are to be borne 31% by the City of Port Aransas, 34.5% by the Port Aransas Independent School District and 34.5% by the Nueces County Water Control and Improvement District No. 4.

IX.

In the event of the failure to agree on an extension of this agreement beyond the three (3) year period, duplicates of all land and building record cards and abstract records of current ownership and values pertaining to property within the City shall be prepared by Second Party for delivery to each said governmental agency, but with the entire cost of such preparation being solely shared by said governmental agencies, and in the same proportion as all other expenses of the office operation. All such records pertaining solely to property situated within the School District and Water District and not subject to City taxes and pertinent to the School District and Water District function of assessing of

taxes shall be delivered to the Districts. If photostatic copies of renditions of property are desired, such costs will also be shared solely by the said governmental agencies.

X.

Any comprehensive tax survey with complete reappraisal of all taxable properties will not be considered as within the scope of this contract on the part of Second Party nor as an expense to be shared by the First Parties hereto, unless a special contract so providing is agreed upon by all parties. It is fully understood by the parties hereto that Second Party, as a portion of his obligation under this contract, will from time to time update appraisals on properties located within the governmental agencies. This updating of appraisals on properties located within the governmental agencies will not be considered as a comprehensive tax survey with complete reappraisal and will therefore not require a special contract between the parties.

XI.

The City, School District and Water District will select and appoint a combined Board of Equalization and provide for the compensation therefor, and will authorize and direct such Board to begin its work sufficiently early in the year to allow the Board of Equalization to complete its work and provide current property values to each party to this agreement in ample time for its use in budget planning, with the agenda of the Board of Equalization prepared so as to schedule the commencement of Board meetings on or about June 5 each year and the completion of its work as soon thereafter as possible. Second Party will assist the Tax Assessor and the Tax Assessor will advise and assist said Board of Equalization in discharging their duties. In order to achieve the economies contemplated herein, it is understood and agreed that the same uniform ratio value for assessment purposes will be applied on all properties and the same uniform application of the

65 and older Homestead exemption provision for those property owners qualifying be applied by each governmental agency hereto.

XII.

It is mutually understood and agreed by all parties hereto that the economies affected by the joint and consolidated approach contemplated hereby, is made possible by the use of one joint tax roll, joint billings, joint inventories and records and all other consolidated and joint techniques normally possible, and that all parties hereto will fully cooperate to that end, for the mutual benefits inuring to the parties hereto and the public served by them.

BY ORDER OF THE CITY OF PORT ARANSAS AND BY ORDER OF THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4 AND BY ORDER OF THE BOARD OF TRUSTEES OF THE PORT ARANSAS INDEPENDENT SCHOOL DISTRICT.

WITNESS OUR HANDS in quadruplicate originals, this 26th day of November, 1974.

FIRST PARTIES:

CITY OF PORT ARANSAS

By Dennis Dreyer
Mayor

ATTEST:

Mrs. Margaret Stovall
City Secretary

APPROVED/AS TO FORM:

Charles W. Zahn, Jr.
City Attorney

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 4

By Ray L. [Signature]
President, Board of Directors

ATTEST:

[Signature]
Secretary

PORT ARANSAS INDEPENDENT SCHOOL
DISTRICT

By Patricia L. Park
President, Board of Trustees

ATTEST:

J. J. [Signature]
Secretary

SECOND PARTY:

M. A. [Signature]
M. A. [Signature]

December 13, 1974

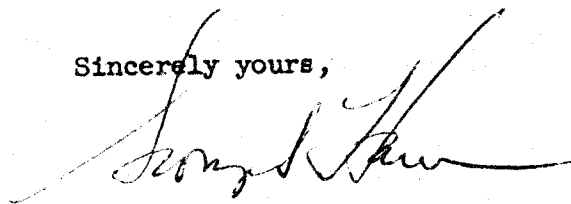
Mr. G. T. Gibson
President
Island State Bank
Box 428
Port Aransas, Texas 78373

Dear: Mr. Gibson,

In accordance with the repurchase agreement, please sell U. S. Securities at par value to the Water District not to exceed a total cash cost of \$ 25,000.00 on or before noon today.

The Water District agrees to sell to Island State Bank the above securities at par value on or before noon January 2, 1975. Original cost should be redeposited to the account drawn from. Please deposit the interest earned on the same deposit slip.

Sincerely yours,



REPURCHASE AGREEMENT

This agreement, entered into this 13th day of December, 1974,
by and between Nueces County Water Control and Improvement District #4 (herein
called the "Water District") and Island State Bank (herein called the "Bank"),
located at Port Aransas, Texas.

1. The Water District from time to time is in receipt of unusual income monies and is desirous of investing said monies for periods not to exceed thirty (30) days.
2. The Bank shall purchase and sell investment securities as the Water District may direct. Such securities which may be deposited by the Water District with the Bank under the terms of this agreement shall be considered to be a part of the account of the Water District and shall be held by the Bank in safekeeping for the account of the Water District until sold. Interest on such securities and the proceeds from the sale thereof shall be deposited in the Water District Account upon receipt.
3. Interest to be paid to the Water District by the Bank under the terms of this agreement shall be the average rate currently quoted for ninety (90) day Treasury Bills.
4. The Bank shall be fully justified in accepting and acting upon, without investigation, any certificate or notice furnished to it pursuant to the provisions of this agreement and which the Bank shall in good faith believe to have been duly authorized and executed on behalf of the party in whose name the same purports to have been made or executed.

In witness whereof, the Water District and the Bank have caused this agreement to be executed in their respective names and their respective seals to be impressed hereon and attested all as of the date and year first above written.

Nueces County Water Control & Improvement
District #4

By [Signature]

(Seal)

Attest:

[Signature]
Secretary pro tem

Island State Bank

By [Signature]

(Seal)

Attest:

[Signature]

LAW OFFICES
MAHONEY, SHAFFER, HATCH & LAYTON

PARKDALE PROFESSIONAL BUILDING 4411 GOLLINAR
CORPUS CHRISTI, TEXAS 78411

LEE MAHONEY
GEORGE W. SHAFFER
RICHARD J. HATCH
KIPLING F. LAYTON
KENNETH L. YARBROUGH

P. O. BOX 8369
TELEPHONE 854-4474
AREA CODE 512

CHARLES W. ZAHN, JR.

December 19, 1974

#74-381

Terramar Corporation
P. O. Box 896
Corpus Christi, Texas 78403

Attention: Mr. Robert Marks

Re: Contract with Nueces County
Water Control and Improvement
District No. 4

Gentlemen:

Enclosed is an executed duplicate original of the First Amendment to Second Supplemental Agreement for Water and Sewage Services which has been executed by the Board of Directors of the Nueces County Water Control and Improvement District No. 4. Also enclosed is a copy of the Resolution which was passed at a regular meeting of the Board of Directors of the Nueces County Water Control and Improvement District No. 4 held in the City of Port Aransas on December 18, 1974.

On behalf of the Board of Directors, let me thank you for your cooperation in this matter and assure you that if we can ever be of any further assistance, don't hesitate to call.

Very truly yours,

Original Signed By:
CHARLES W. ZAHN, JR.

Charles W. Zahn, Jr.
Attorney, Nueces County
Water Control and Improvement
District No. 4

CWZ/eg
Encs.

cc: Nueces County Water Control
and Improvement District No. 4
P. O. Box 128
Port Aransas, Texas 78373
w/encs.

December 18, 1974

Nueces County Water Improvement
District No. 4
Corpus Christi, Texas

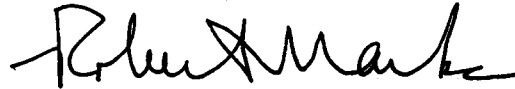
Gentlemen:

This will confirm our oral agreement of even date herewith that you may utilize the sewerage force main constructed by Terramar situated on Mustang Island for the purpose of tying in your sewerage facilities at a point lying between Park Road 53 and your existing Sewerage Treatment Plant. This utilization will not be construed as affecting the obligations of Terramar under Paragraph 2 of that certain First Amendment to Second Supplemental Agreement for Water and Sewerage Services dated December 18, 1974.

Yours very truly,

TERRAMAR CORPORATION

By

A handwritten signature in dark ink, appearing to read "Robert Marks", written over a horizontal line.

Robert Marks, Vice President

RESOLUTION OF NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT NO. 4

WHEREAS, the Nueces County Water Control and Improvement District No. 4 is a water control and improvement district organized under the laws of the State of Texas; and

WHEREAS, by instruments dated 26 April, 1972, 13 July, 1972, 12 January, 1973, and 27 June, 1973, the Nueces County Water Control and Improvement District No. 4, hereinafter called "the District", and Terramar Corporation, hereinafter called "Terramar", entered into Agreements whereby Terramar agreed to construct and install water and sewer transmission lines along Mustang Island, and the District, in turn, agreed to supply water to and receive and treat sewage from the occupants of Mustang Island; and

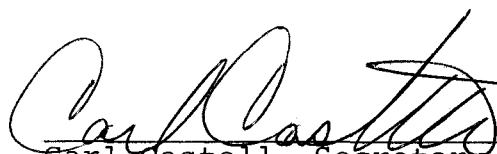
WHEREAS, the water and sewage transmission lines have been installed and said lines have been approved by the engineers of the District, and Terramar has requested acceptance of said lines by the District; and

WHEREAS, it is the desire of the District to accept, operate and maintain the water and sewage transmission lines and appurtenances thereto which have been constructed and installed by Terramar;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Directors of the Nueces County Water Control and Improvement District No. 4 that the water and sewage transmission lines and appurtenances thereto which have been constructed and installed by Terramar along Mustang Island are hereby accepted by the District.

IT IS FURTHER AGREED by the Board of Directors of the District that upon the acceptance of said lines the District will take over the operation and maintenance of said lines and provide to Terramar the rights and privileges granted other members of the District.

I, the undersigned, Secretary Pro Tem of the Board of Directors of the Nueces County Water Control and Improvement District No. 4, do hereby certify: That the foregoing Resolution and Order was duly passed and approved and is in full force and effect. Witness my hand and seal of office, this the 18th day of December, 1974.



Carl Castell, Secretary Pro Tem -
Board of Directors, Nueces County
Water Control and Improvement
District No. 4

(seal)

FIRST AMENDMENT TO
SECOND SUPPLEMENTAL AGREEMENT
FOR
WATER AND SEWAGE SERVICES

WHEREAS, Terramar Corporation, successor in interest to Great Western Corporation, a Texas corporation (hereinafter called "Terramar"), and the Nueces County Water Control and Improvement District No. 4 (hereinafter called "the District") have heretofore entered into an Agreement for Water and Sewage Services (hereinafter called the "Services Agreement"), dated April 26, 1972, covering Mustang Island, a subdivision of Nueces County, Texas, covering 280.605 acres of land, more or less, as shown by map or plat thereof recorded in Volume 38, page 130, Map Records of Nueces County, Texas; and

WHEREAS, Terramar and the District amended such Services Agreement by instrument dated July 13, 1972 (hereinafter called "First Amended Agreement for Water and Sewage Services"), which also covered and included Mustang Island, Section 2, a subdivision of Nueces County, Texas, covering 473.480 acres of land, more or less, as shown by map or plat thereof recorded in Volume 38, page 183, of the Map Records of Nueces County, Texas; and

WHEREAS, Terramar and the District entered into a First Supplemental Agreement for Water and Sewage Services dated January 12, 1973, covering Mustang Island, Section 3, a subdivision of Nueces County, Texas, covering 193.39 acres of land, more or less, as shown by map or plat thereof recorded in Volume 39, page 78, Map Records of Nueces County, Texas; and

WHEREAS, Terramar and the District entered into a Second Supplemental Agreement for Water and Sewage Services dated June 27, 1973, covering Mustang Island, Section 4, a subdivision of Nueces County, Texas, covering 450.614 acres of land, more or less, as shown by map or plat thereof recorded in the Map Records of Nueces County, Texas; and

WHEREAS, it is the desire of Terramar and the District to amend said Agreements by deleting paragraph 3 thereof; and

WHEREAS, it is the desire of Terramar and the District to amend said Agreements by amending paragraph 5 of the Second Supplemental Agreement for Water and Sewage Services and paragraph 4 of the other Agreements mentioned hereinabove; and

NOW, THEREFORE, for and in consideration of the premises, Terramar and the District hereby agree as follows:

1. That paragraph 3 in each of the Agreements mentioned hereinabove shall be deleted in full and that the deletion of the same shall not in any way affect the remainder of said Agreements except as provided in paragraph 2 below.

2. That paragraph 5 of the Second Supplemental Agreement for Water and Sewage Services and paragraph 4 of the other Agreements mentioned hereinabove shall be amended to read as follows:

"Terramar agrees to pay to the District, on an annual basis, the amount, if any, by which the District's actual cost of operating and maintaining the above described water and sewer transmission lines, together with the actual costs of operating and maintaining any other water or sewer lines which may be laid within Mustang Island, Sections 1, 2, 3 and 4, exceeds any sums paid to the District by users of such water or sewage lines for a period of five (5) years beginning January 1, 1975. In the event the District uses the water transmission line as a transmission line for users outside the District and other than Terramar, then in that event this paragraph shall be terminated as to any operating and maintenance costs attributable to such water line. And, in the event the District uses the sewer transmission line for users outside the District and other than Terramar, then in that event this paragraph shall be terminated as to any operating and maintenance costs attributable to such sewer line."

SA
or loop
the system

AGREED AND EXECUTED this the 18th day of December, 1974.

TERRAMAR CORPORATION

By *Robert Mark*
VICE- President

ATTEST:

Secretary

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 4

By *Don S. Hearn*
President

ATTEST:

Carl Castle
Secretary

THE STATE OF TEXAS §

COUNTY OF NUECES §

BEFORE ME, the undersigned authority, on this day personally appeared Robert Marks, Vice President of Terramar Corporation, a corporation, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity stated therein and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 18th day of December, 1974.

J. W. Gary
Notary Public in and for
Nueces County, Texas

J. W. Gary

THE STATE OF TEXAS §

COUNTY OF NUECES §

BEFORE ME, the undersigned authority, on this day personally appeared George S. Hawn, President of Nueces County Water Control and Improvement District No. 4, a corporation, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity stated therein and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 18th day of December, 1974.

Diane Dailey
Notary Public in and for
Nueces County, Texas

DIANE DAILEY
Notary Public, in and for Nueces County, Texas

Terramar

ROBERT S. MARKS
VICE-PRESIDENT

November 27, 1974

Mr. George S. Hawn
President
Nueces County Water Control &
Improvement District #4
100 Hawn Building
Corpus Christi, Texas 78401

Dear George:

In response to your letter of November 13, 1974, it is our position that there exists no contractual or equitable basis for predicated the NCWD#4's acceptance of the recently completed and approved water and sewer lines upon either (i) the added "assurance" of completion of the water storage tank currently under contract or (ii) the amendment of paragraph 3 of the Second Supplemental Agreement for Water and Sewer Services.

We would be happy to discuss these matters with you at your earliest convenience.

Very truly yours,


Robert S. Marks

RSM:jf

CONSTRUCTION CONTRACT

THE STATE OF TEXAS X

COUNTY OF NUECES X

The TERRAMAR CORPORATION, a Texas corporation, (hereinafter called "Owner") and PITTSBURGH-DES MOINES STEEL COMPANY, a Pennsylvania corporation, (hereinafter called "Contractor") hereby agree as follows:

1. Contractor agrees to construct for Owner in accordance with the Contract Documents the following:

Elevated Water Storage Tank (500,000 gallons) and appurtenances to serve Owner's Mustang Island development on Mustang Island, Nueces County, Texas, as set forth in the plans, specifications and contract documents prepared by Urban Engineering, Corpus Christi, Texas, Job No. 10003-00 (hereinafter called the "Project").

2. Contractor agrees to furnish, at its own expense, all labor, services, materials, tools, equipment and supervision necessary to the full and final completion of the Project, and everything incidental thereto, as shown on the Plans, stated in the Specifications, or properly inferable therefrom, all in accordance with the Contract Documents, as hereinafter defined.

3. In addition to this Construction Contract, the Contract Documents include the following instruments which are incorporated herein by reference as if they were fully set out hereinbelow, to-wit:

- a. Notice to Bidders.
- b. Proposal, dated December 10, 1973.
- c. Amended Proposal dated January 18, 1974.
- ✓ d. Conditions of the Contract (General and Special).
- e. Technical Specifications.
- f. Drawings.
- g. Borings.
- ✓ h. Addendum No. 1 dated November 20, 1973.
- ✓ i. Addendum No. 2 dated February 13, 1974.

4. Contractor agrees immediately to furnish to Owner a valid performance bond and payment bond, each in the full amount of the contract price on forms acceptable to Owner.

5. Contractor shall commence work on or before ten (10) calendar days from the date of this contract and shall complete the work on or before three hundred ninety (390) working days after the date of this contract.

6. The total base contract price is Two Hundred Eighty-three Thousand Eight Hundred and no/100 Dollars (\$283,800.00) subject to the escalation provisions set forth in the Amended Proposal dated January 18, 1974. If the Project is completed within said 390 working days, then the final contract price shall not exceed Three Hundred Six Thousand Five Hundred Fifty and no/100 Dollars (\$306,550.00) after the application of all escalation factors (hereafter called "guaranteed maximum price"). However, if the completion date of the Project is extended beyond said 390 working days by virtue of delays as to which Contractor has obtained an extension of time under the terms of the Contract Documents, then the final contract price shall be the base contract price plus all escalation adjustments, even if the guaranteed maximum price is exceeded. Interim and final payments shall be made as set forth in the Conditions of the Contract.

7. Contractor shall give Owner written notice of each price increase which would result in an escalation in the contract price within thirty (30) days after Contractor receives notice of such price increase. Contractor shall not be entitled to any escalation in the contract price with respect to any price increase of which Contractor fails to timely notify Owner under the terms of this paragraph.

Executed in Corpus Christi, Texas, on February 15, 1974.

ATTEST:

N. B. H.
ASS'Y - Secretary

TERRAMAR CORPORATION

By Robert M. Munk ^{Owner}
VICE President

PITTSBURGH-DES MOINES STEEL COMPANY
Contractor

By Brian D. Rodgers
BRIAN D. RODGERS
ATTORNEY-IN-FACT
(Title)

James R. Foster
WITNESS
JAMES R. FOSTER
ATTORNEY-IN-FACT
(Title)

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, That PITTSBURGH-DES MOINES STEEL COMPANY, Neville Island, Pittsburgh-15225, Pennsylvania, a Pennsylvania Corporation, has constituted and appointed, and does hereby constitute and appoint

-----BRIAN D. RODGERS-----

its true and lawful Attorney-In-Fact to execute proposals for the sale of materials or the construction of work, to make contracts for same, and execute Surety Bonds to be used in connection therewith. Such power shall include the execution of non-collusion certificates as may be required by such laws of New York as General Municipal Law Section 103d, Public Authority Law Section 2604 or State Finance Law Section 139d.

This appointment is made in accordance with Article IV, Paragraph 3 of the By-Laws of the Corporation as amended by the Board of Directors of the Corporation on April 5, 1971 and still in full force and effect:

Article IV, Paragraph 3:

"All proposals, commercial contracts, bonds, certificates, affidavits, and all other documents incident to the business of this Company shall be valid:

- (a) When signed by the Chairman of the Board, the President, a Vice-President, the Secretary & Treasurer or an Assistant Secretary, or other duly authorized representative or agent of the Company and when sealed with the seal of the Company; or
- (b) When executed by an Attorney-In-Fact."

IN WITNESS WHEREOF, PITTSBURGH-DES MOINES STEEL COMPANY has caused these presents to be signed by its President and its corporate seal to be thereunto affixed and duly attested by its Secretary this 4th day of June, 1971.

ATTEST:
(SEAL)

[Signature]
SECRETARY AND TREASURER

PITTSBURGH-DES MOINES STEEL COMPANY

By T. W. Fauntleroy
President

STATE OF PENNSYLVANIA)

)SS:

COUNTY OF ALLEGHENY)

On this 4th day of June 1971, before me personally appeared T. W. Fauntleroy, President of PITTSBURGH-DES MOINES STEEL COMPANY, who being duly sworn, said he resides in the State of Pennsylvania; that he is President of PITTSBURGH-DES MOINES STEEL COMPANY, the Corporation described in and which executed the foregoing instrument; that he knows the corporate seal; that it was so affixed by order of the Board of Directors of said Corporation, and that he signed his name thereto as President of said Corporation by like authority.

(SEAL)

STATE OF PENNSYLVANIA)

)SS:

COUNTY OF ALLEGHENY)

I, T. G. Morris, Secretary and Treasurer of PITTSBURGH-DES MOINES STEEL COMPANY, do hereby certify that the above and foregoing is a true and correct copy of Power of Attorney executed by PITTSBURGH-DES MOINES STEEL COMPANY, which is still in full force and effect.

IN WITNESS WHEREOF, I have signed this certificate at Neville Island, Pittsburgh, Pennsylvania, this 15th day of February, 19 74.

[Signature]
HARRY W. HENDEL Notary Public
Coraopolis, Allegheny County, Pa.
My Commission Expires January 7, 1975

Know all Men by these Presents, That the FEDERAL INSURANCE COMPANY, 90 John Street, New York, New York, a New Jersey Corporation, has constituted and appointed, and does hereby constitute and appoint

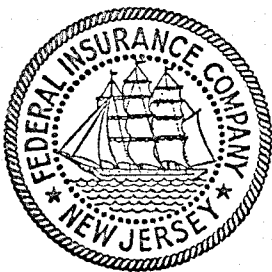
Edward L. Wallace, Jr., Verle A. Petri and Maxine R. Alexander of Houston, Texas -----

each its true and lawful Attorney-in-Fact to execute designation in its name and to affix its corporate seal to and deliver for and on its behalf as surety thereon or otherwise, bonds of any of the following classes, to-wit:

1. Bonds on behalf of contractors in connection with bids, proposals or contracts to or with the United States of America, any State or political subdivision thereof or any person, firm or corporation.
2. Surety Bonds to the United States of America or any agency thereof, including those required or permitted under the laws or regulations relating to Customs or Internal Revenue; License and Permit bonds or other indemnity bonds under the laws, ordinances or regulations of any State, City, Town, Village, Board or other body or organization, public or private; bonds to Transportation Companies, Lost Instrument bonds, Lease bonds, Workmen's Compensation bonds, Miscellaneous Surety bonds and bonds on behalf of Notaries Public, Sheriffs, Deputy Sheriffs and similar public officials.
3. Bonds and Undertakings required or permitted by law to be given or filed in any suit, matter or proceeding in any Court of the United States, or any State or other Court, or given to or filed with any Sheriff or Magistrate within any State, for the doing or not doing of anything specified in such Bond or Undertaking, in which the penalty of the bond or liability incurred under such undertaking does not exceed with respect to Fiduciary Bonds the sum of -----UNLIMITED----- Dollars (\$ UNLIMITED), and with respect to all other types of Court Bonds the sum of -----UNLIMITED----- Dollars (\$ UNLIMITED).

In Witness Whereof, the said FEDERAL INSURANCE COMPANY has, pursuant to its By-Laws, caused these presents to be signed by its Assistant Vice President and Assistant Secretary and its corporate seal to be hereto affixed this 30th day of November 1973

FEDERAL INSURANCE COMPANY
By



George McClellan
George McClellan
Assistant Vice-President

John MacGregor
John MacGregor
Assistant Secretary

STATE OF NEW YORK }

County of New York

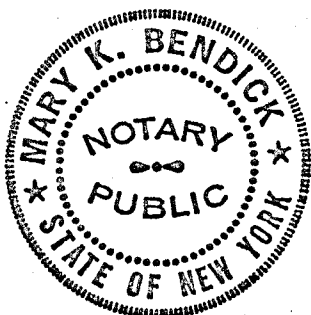
ss.:

On this 30th day of November 1973 before me personally came John MacGregor, to me known and by me known to be Assistant Secretary of the FEDERAL INSURANCE COMPANY, the Corporation described in and which executed the foregoing Power of Attorney and the said John MacGregor being by me duly sworn, did depose and say that he resides in the City of Short Hills, in the State of New Jersey; that he is Assistant Secretary of the FEDERAL INSURANCE COMPANY and knows the corporate seal thereof; that the seal affixed to the foregoing Power of Attorney is such corporate seal and was thereto affixed by authority of the By-Laws of said Company and that he signed said Power of Attorney as Assistant Secretary of said Company by like authority; that he is acquainted with George McClellan and knows him to be Assistant Vice-President of said Company, and that the signature of said George McClellan subscribed to said Power of Attorney is in the genuine handwriting of said George McClellan and was thereto subscribed by authority of said By-Laws and in deponent's presence.

Acknowledged and Sworn to before me
on the date above written

Mary K. Bendick

Notary Public
MARY K. BENDICK
Notary Public, State of New York
No. 24-0237960
Qualified in Kings County
Certificate filed in New York County
Commission Expires March 30, 1975



POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, That PITTSBURGH-DES MOINES STEEL COMPANY, Neville Island, Pittsburgh-15225, Pennsylvania, a Pennsylvania Corporation, has constituted and appointed, and does hereby constitute and appoint

-JAMES R. FOSTER-

its true and lawful Attorney-In-Fact to execute proposals for the sale of materials or the construction of work, to make contracts for same, and execute Surety Bonds to be used in connection therewith. Such power shall include the execution of non-collusion certificates as may be required by such laws of New York as General Municipal Law Section 103d, Public Authority Law Section 2604 or State Finance Law Section 139d.

This appointment is made in accordance with Article IV, Paragraph 3 of the By-Laws of the Corporation as amended by the Board of Directors of the Corporation on April 5, 1971 and still in full force and effect:

Article IV, Paragraph 3:

"All proposals, commercial contracts, bonds, certificates, affidavits, and all other documents incident to the business of this Company shall be valid:

- (a) When signed by the Chairman of the Board, the President, a Vice-President, the Secretary & Treasurer or an Assistant Secretary, or other duly authorized representative or agent of the Company and when sealed with the seal of the Company; or
- (b) When executed by an Attorney-In-Fact."

IN WITNESS WHEREOF, PITTSBURGH-DES MOINES STEEL COMPANY has caused these presents to be signed by its President and its corporate seal to be thereunto affixed and duly attested by its Secretary this 4th day of June, 1971.

ATTEST:
(SEAL)

T. G. Morris
SECRETARY AND TREASURER

PITTSBURGH-DES MOINES STEEL COMPANY

By T. W. Fauntleroy
President

STATE OF PENNSYLVANIA)

)SS:

COUNTY OF ALLEGHENY)

On this 4th day of June 1971, before me personally appeared T. W. Fauntleroy, President of PITTSBURGH-DES MOINES STEEL COMPANY, who being duly sworn, said he resides in the State of Pennsylvania; that he is President of PITTSBURGH-DES MOINES STEEL COMPANY, the Corporation described in and which executed the foregoing instrument; that he knows the corporate seal; that it was so affixed by order of the Board of Directors of said Corporation, and that he signed his name thereto as President of said Corporation by like authority.

(SEAL)

STATE OF PENNSYLVANIA)

)SS:

COUNTY OF ALLEGHENY)

Harry W. Hendel

HARRY W. HENDEL Notary Public

Coraopolis, Allegheny County, Pa.

My Commission Expires January 7, 1975

I, T. G. Morris, Secretary and Treasurer of PITTSBURGH-DES MOINES STEEL COMPANY, do hereby certify that the above and foregoing is a true and correct copy of Power of Attorney executed by PITTSBURGH-DES MOINES STEEL COMPANY, which is still in full force and effect.

IN WITNESS WHEREOF, I have signed this certificate at Neville Island, Pittsburgh, Pennsylvania, this 15th day of February, 1974.

(SEAL)

T. G. Morris
SECRETARY AND TREASURER

Certified Copy of
POWER OF ATTORNEY

~~Know all Men by these Presents.~~ That the FEDERAL INSURANCE COMPANY, 90 John Street, New York, New York, a New Jersey Corporation, has constituted and appointed, and does hereby constitute and appoint

Edward L. Wallace, Jr., Verle A. Petri and Maxine R. Alexander of
Houston, Texas -----

each its true and lawful Attorney-in-Fact to execute _____ under such
designation in its name and to affix its corporate seal to and deliver for and on its behalf as surety thereon or other-
wise, bonds of any of the following classes, to-wit:

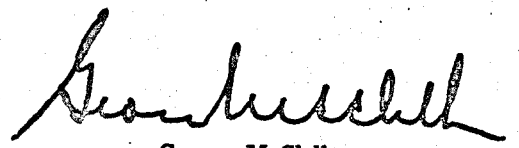
1. Bonds on behalf of contractors in connection with bids, proposals or contracts to or with the United States of America, any State or political subdivision thereof or any person, firm or corporation.
2. Surety Bonds to the United States of America or any agency thereof, including those required or permitted under the laws or regulations relating to Customs or Internal Revenue; License and Permit bonds or other indemnity bonds under the laws, ordinances or regulations of any State, City, Town, Village, Board or other body or organization, public or private; bonds to Transportation Companies, Lost Instrument bonds, Lease bonds, Workmen's Compensation bonds, Miscellaneous Surety bonds and bonds on behalf of Notaries Public, Sheriffs, Deputy Sheriffs and similar public officials.
3. Bonds and Undertakings required or permitted by law to be given or filed in any suit, matter or proceeding in any Court of the United States, or any State or other Court, or given to or filed with any Sheriff or Magistrate within any State, for the doing or not doing of anything specified in such Bond or Undertaking, in which the penalty of the bond or liability incurred under such undertaking does not exceed with respect to Fiduciary Bonds the sum of -----UNLIMITED----- Dollars (\$ UNLIMITED), and with respect to all other types of Court Bonds the sum of -----UNLIMITED----- Dollars (\$ UNLIMITED).

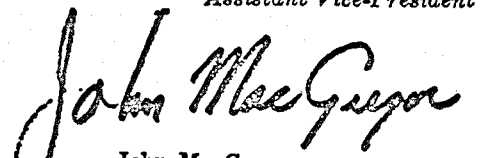
In Witness Whereof, the said FEDERAL INSURANCE COMPANY has, pursuant to its By-Laws, caused these presents to be signed by its Assistant Vice President and Assistant Secretary and its corporate seal to be hereto affixed this 30th day of November 1973

FEDERAL INSURANCE COMPANY

By




George McClellan
Assistant Vice-President

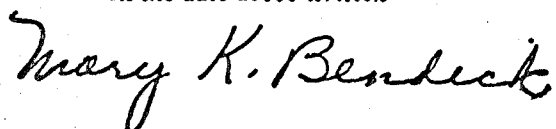

John MacGregor
Assistant Secretary

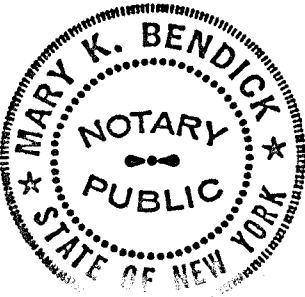
STATE OF NEW YORK }
County of New York }

ss.:

On this 30th day of November 1973 before me personally came John MacGregor, to me known and by me known to be Assistant Secretary of the FEDERAL INSURANCE COMPANY, the Corporation described in and which executed the foregoing Power of Attorney and the said John MacGregor being by me duly sworn, did depose and say that he resides in the City of Short Hills, in the State of New Jersey; that he is Assistant Secretary of the FEDERAL INSURANCE COMPANY and knows the corporate seal thereof; that the seal affixed to the foregoing Power of Attorney is such corporate seal and was thereto affixed by authority of the By-Laws of said Company and that he signed said Power of Attorney as Assistant Secretary of said Company by like authority; that he is acquainted with George McClellan and knows him to be Assistant Vice-President of said Company, and that the signature of said George McClellan subscribed to said Power of Attorney is in the genuine handwriting of said George McClellan and was thereto subscribed by authority of said By-Laws and in deponent's presence.

Acknowledged and Sworn to before me
on the date above written





Notary Public
MARY K. BENDICK
Notary Public, State of New York
No. 24-0237960
Qualified in Kings County
Certificate filed in New York County

CITY AND COUNTY OF NEW YORK: ss

I, the undersigned, Assistant Secretary of the FEDERAL INSURANCE COMPANY, do hereby certify that the following is a true excerpt from the By-Laws of the said Company as adopted by its Board of Directors on March 11, 1953 and amended May 27, 1971 and that this By-Law is in full force and effect.

"ARTICLE XVIII.

Section 2. All bonds, undertakings, contracts and other instruments other than as above for and on behalf of the Company which it is authorized by law or its charter to execute, may and shall be executed in the name and on behalf of the Company either by the Chairman or the Vice Chairman or the President or a Vice-President, jointly with the Secretary or an Assistant Secretary, under their respective designations, except that any one or more officers or attorneys-in-fact designated in any resolution of the Board of Directors or the Executive Committee, or in any power of attorney executed as provided for in Section 3 below, may execute any such bond, undertaking or other obligation as provided in such resolution or power of attorney.

Section 3. All powers of attorney for and on behalf of the Company may and shall be executed in the name and on behalf of the Company, either by the Chairman or the Vice-Chairman or the President or a Vice-President or an assistant Vice-President, jointly with the Secretary or an Assistant Secretary, under their respective designations."

And I further certify that I have compared the foregoing copy of the POWER OF ATTORNEY with the original thereof and the same is a correct and true copy of the whole of said original Power of Attorney and that said Power of Attorney has not been revoked.

And I further certify that said FEDERAL INSURANCE COMPANY is duly licensed to transact fidelity and surety business in each of the States of the United States of America, District of Columbia, Puerto Rico, and each of the Provinces of Canada with the exception of Prince Edward Island; and is also duly licensed to become sole surety on bonds, undertakings, etc., permitted or required by law.

Given under my hand and the seal of said Company at New York, N. Y., this28th.....day of

February....., 1974

E. Keegan
Assistant Secretary



CHUBB & SON, INC.

Manager

90 John Street, New York, N.Y. 10038

FEDERAL INSURANCE COMPANY

PERFORMANCE BOND

Bond No. 8063 76 49

Amount \$283,800.00

Know all Men by these Presents,

That we, PITTSBURGH-DES MOINES STEEL COMPANY, a corporation of the State of Pennsylvania,

(hereinafter called the "Principal"),
as Principal, and the FEDERAL INSURANCE COMPANY, of the City of New York, New York, a corporation duly
organized under the laws of the State of New Jersey, (hereinafter called the "Surety"), as Surety, are held and
firmly bound unto TERRAMAR CORPORATION

(hereinafter called the "Obligee"),

in the sum of Two Hundred Eighty-three Eight Hundred and No/100----- Dollars
(\$283,800.00), for the payment of which sum well and truly to be made, we, the said Principal and the
said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally firmly
by these presents.

Sealed with our seals and dated this 28th day of February
_____, A. D. nineteen hundred and seventy-four.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the Principal entered into a certain Contract with
the Obligee, dated February 15, 19 74 for Elevated Water Storage Tank (500,000
gallons) and appurtenances to serve Owner's Mustang Island development on Mustang Island,
Nueces County, Texas. Job No. 10003-00.

in accordance with the terms and conditions of said contract, which is hereby referred to and made a part hereof
as if fully set forth herein;

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, that if the above bounden Principal shall
well and truly keep, do and perform each and every, all and singular, the matters and things in said contract set
forth and specified to be by said Principal kept, done and performed, at the times and in the manner in said contract
specified, or shall pay over, make good and reimburse to the above named Obligee, all loss and damage which said
Obligee may sustain by reason of failure or default on the part of said Principal so to do, then this obligation shall be
null and void; otherwise shall remain in full force and effect.

PITTSBURGH-DES MOINES STEEL COMPANY

Principal

By

Brian D. Rodgers
BRIAN D. RODGERS

ATTORNEY-IN-FACT

FEDERAL INSURANCE COMPANY

By

Maxine R. Alexander
Maxine R. Alexander

Attorney-in-Fact

XXXX



90 John Street, New York, N.Y. 10038

FEDERAL INSURANCE COMPANY

PAYMENT BOND

Bond No. 8063 76 49

Amount \$ 233,800.00

Know all Men by these Presents,

That we, **PITTSBURGH-DES MOINES STEEL COMPANY**, a corporation of the State of Pennsylvania as PRINCIPAL, and **FEDERAL INSURANCE COMPANY**, 90 John Street, New York, N. Y., a corporation organized and existing under the laws of the State of New Jersey, as SURETY, are held and firmly bound unto **TARRAMAR CORPORATION**

hereinafter called the OBLIGEE, in the penal sum of **Two Hundred Eighty-three Eight Hundred and no/100**

----- (\$ 233,800.00) DOLLARS,
for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the Principal entered into a certain Contract with the Obligee, dated **February 15,** 19 **74**,
for **Elevated Water Storage Tank (500,000 gallons) and appurtenances to serve Owner's Mustang Island development on Mustang Island, Brazos County, Texas. Job No. 10003-00**

in accordance with the terms and conditions of said Contract, which is hereby referred to and made a part hereof as if fully set forth herein;

NOW, THEREFORE, if the Principal shall pay all lawful claims of sub-contractors, materialmen, or laborers for labor performed or materials furnished directly to the Principal, in the performance of said Contract, we agreeing that this bond shall be for the benefit of any sub-contractor, materialman or laborer having a just claim, then this obligation shall be void; otherwise to remain in full force and effect.

Sealed with our seals and dated this
A. D. nineteen hundred and **seventy-four.**

28th

day of **February**

PITTSBURGH-DES MOINES STEEL COMPANY

By: *Brian D. Rodgers*

BRIAN D. RODGERS

ATTORNEY-IN-FACT

FEDERAL INSURANCE COMPANY

By: *Maxine W. Alexander*

Maxine W. Alexander
Attorney-in-Fact

XXXX

Minutes of
Special Meeting
December 18, 1974 (Con't)

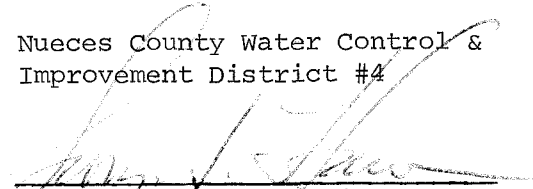
Construction Contract with Pittsburg-Des Moines for Terramar was presented to the Board by Charlie Zahn to be put on file at district office.

Preliminary plans for El Cortez were reviewed and discussed.

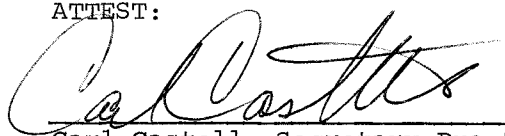
Proposal from Steve Frishman to represent the District as Environmental and Coastal Management Consultant was presented . Tabled until further discussion.

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 8:00 P.M.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


Carl Castell, Secretary Pro-tem

MINUTES OF
REGULAR MEETING
NOVEMBER 4, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 4th day of November, 1974, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a Regular meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	George Hawn
Vice President	Melvin Littleton
Secretary	J. O. Buddy Harris

Absent:

Director	Carl Castell
----------	--------------

District Staff:

Manager	Don Roy Farley
Superintendent	Gail Holman
Secretary	Nona Sherrill
Attorney	Charlie Zahn

Visitors:

South Jetty Newspaper	Steve Frishman
Prospective Director	Carlos W. Moore

Meeting was called to order at 10:05 A.M. Motion was made by M. Littleton to waive the reading of the minutes. Seconded by J. O. Buddy Harris. Motion carried.

Resignation
of Dallas:

J. O. Buddy Harris made a motion to accept the resignation of Andy Dallas as Director. Seconded by M. Littleton. Motion carried. Letter of resignation is attached and becomes a permanent part of these minutes.

Appoint-
ment of
new Director:

J. O. Buddy Harris made a motion to appoint Carlos W. Moore as director to fill vacancy. It was determined by the Board upon advise by the attorney that the nepotism statute of the State of Texas was not applicable as to Carlos W. Moore and the district secretary since the district secretary has been employed for a period in excess of two years. The Board was further advised that pursuant to section 51.358 of the Water Code, there will be no conflict as a result of the new director being on the Board of Director of the district's depository.

Motion was then seconded by M. Littleton. Motion carried.

Oath of Office was administrated to Carlos W. Moore by President George Hawn.

Cost of
Plans & Specs
cost to
individual:

Motion was made by M. Littleton that any funds incurred by the district as a result by the district engineers-reviewing proposed plans and specs- will be passed on to the developing entity submitting said plans. Seconded by Carlos Moore. Motion carried.

J. O. Buddy Harris made a motion to accept all bills paid and payable. Seconded by M. Littleton. Motion carried.

Letter to
City on
fire hydrant
and patching:

Charlie Zahn was asked by the board to send a letter to the City with a proposal concerning fire hydrants and street patching.

Terramar
Water &
Sewer Line:

Discussion was held on Terramar Water & Sewer Lines. Attention was brought that lines had completed all test, except minor few things. Acceptance by board was deferred for further negotiation.

Roach hired
accountant:

Motion was made by J. O. Harris to hire Joseph Roach as accountant to the district at \$800.00 per month retroactive to October 1, 1974. Also a merit raise of \$107.19 per month retroactive to October 1, 1974. Seconded by M. Littleton. Motion carried. Carlos W. Moore abstained from voting.

Merit raise
to Sherrill:

Personnel
Policy
approved:

Motion was made by J. O. Buddy Harris to accept Personnel Policy. Seconded by M. Littleton. Motion carried.

Utility
deposits
exempt:

Motion was made by J. O. Buddy Harris that the district will not require a deposit for services provided by the district to any utilities lying or situated within the district which are serviced by the district. All deposits of utilities be returned unless the district is required a deposit by same. Seconded by M. Littleton. Motion carried.

McCaughan &
Etheridge
Change Order
#1

Motion was made by Carlos W. Moore to approve change orders #1 by McCaughan & Etheridge in the amount of \$4,887.40. Seconded by J. O. Harris. Motion carried. (Items: 5, 7 & 8, 4 and 9 are reimbursable from City of P.A., Dr. Shotts and Ray Reeder as they were added at specific request for mutual benifet of themselves and the district.)

Review Master Plan of Sanitary Sewer System tabled until special meeting called.

Alarm signal:

Discussion of alarm signal of lift stations was held. It was recommended to contact McClannahan and Middleton Electric for best price on installation.

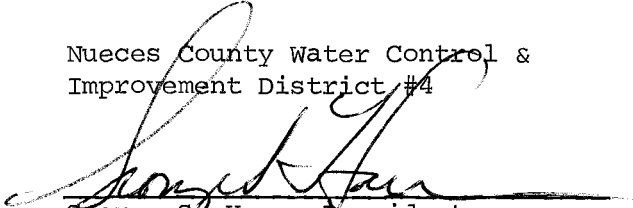
MINUTES OF
REGULAR MEETING
NOVEMBER 4, 1974 (CON'T)

Closing of
stock room:

Discussion was held on closing in the stock room. The board approved to close in stock room for inventory purposes.

There being no further business to come before the board, upon motion duly made and seconded, meeting was adjourned at 11:55 A.M.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


J. O. Buddy Harris, Secretary
11-10-74

September 27, 1974

Board Of Directors^F
Nueces County Water Control &
Improvement District Number 4
P.O. Box 128
Port Aransas, Texas 78373

Gentlemen:

I regret to inform the Board that I must tender my resignation as a member of the Board of Directors of The Nueces County Water Control & Improvement District #4, effective immediately.

I have found that my duties as Fire Marshall have become more involved in recent months and it is my duty to put my available time and effort elsewhere.

Sincerely,

A handwritten signature in cursive script that reads "Andrew J. Dallas". The signature is written in dark ink and is positioned to the right of the word "Sincerely,".

MINUTES OF JOINT WATER DISTRICT BOARD AND CITY COUNCIL MEETING

Tuesday, October 15, 1974, at 7:30 P.M.

In attendance: Water District Board members- all except Andy Dallas.

City Council members - all except Herb Hoover.

Others Present: Bill Telford-San Antonio

Fred Kaiser-San Antonio

Steve Frishman-South Jetty

J. Barr

Bill Gaskins

Melvin Littleton

Don Roy Farley, Water District Manager

Mrs. M. Stovall, City Secretary

Gene Urban, City Engineer, Water District Engineer

Charles Zahn, City Attorney, Water District Attorney.

The meeting began with a proposal by Bill Telford, San Antonio, to do a study of the community's need for a city administrator or manager. They had visited with Mr. Dreyer during the day. They were unable to quote a cost for this study at the time, but gave a 10-day period necessary to present a letter outlining their procedures and cost estimate as well as the length of time needed to complete a study. After their presentation seeking a consultant's job they departed to return to San Antonio, leaving them ~~without~~ without any firsthand information to be derived from the following joint meeting which would have given them a better understanding of our problems. No action taken or contemplated on this presentation by City of Water District.

Next was a general discussion opened by Mr. Dreyer, Mayor, concerning a City Manager. He offered a memo of a telephone inquiry and a conversation between Mrs. Stoval, City Secretary, and Mr. Fletcher, Municipal League Attorney, as to the city having a City Manager. Mr. Hawn expressed the opinion that communications between governmental agencies and the Municipal League attorney should be handled in a more businesslike manner by someone trained to discuss in legal terms the requirements as well as by letter so that the questions asked and responses can both be reviewed and placed in the proper City files. The responsibility for error or poor judgment would not be able to be pinned down in the method used and it was serious business for the Council and Mayor

to be making major decisions on such an informal presentation of information. Mr. Sanders expressed his view that the administrator approach would give the Council the opportunity to work with the man and method prior to going to the Manager system, which they could do at a later date. The gist of Mrs. Stovall's memo was to emphasize the Manager system since it was her impression that an administrator would have no legal right to manage City affairs for or at the discretion of the Council. As a result the Council leaned to the City Manager system which requires a vote of the community to approve the Manager form of government.

A presentation by Mr. Hawn, President of the Water District Board of Directors, outlined a number of reasons to show where experienced management would have been of very real benefit to the users and taxpayers of the Nueces County Water Control and Improvement District #4 which are the same people served by the City Council.

First was an explanation that the present water system has a 100% capability to deliver water to the Island of 1,500,000 gallons of water a day. Last summer, 1974, on many occasions, pumps were running 22 hours out of 24 hours and deliveries of approximately 1,250,000 gallons a day were taking place to customers. With the addition of Coral Cay and Bay Tree Condominiums and improvement of water pressure service in the older part of town and the staffing of the Sport Fisheries Institute, Water District will approach capacity during the summer of 1975 and by summer of 1976 the District would probably not be able to service the demand because of the limit on water that can be pumped from Aransas Pass. It was noted that during 1973 a contract by the previous Board of Directors of the Water District had committed water to 1400 acres of the Terramar development south of town, with Terramar to provide the watermain from the City water tower south to service the area in addition to \$85,000.00 cash. The problem with this deal is that the Water District has no excess water to supply and the last pipeline to Aransas Pass and under the Channel cost in excess of \$1,000,000.00. It was Mr. Hawn's opinion that if experienced management had been available with the City operating the Water District, the cost of a new line would have been borne by Terramar rather than shared by the taxpayers of the old system and that the City would have negotiated a voluntary annexation agreement that would have brought the Terramar property onto the City tax rolls at an earlier date giving the City a way to decrease taxes across the board.

MINUTES OF JOINT WATER DISTRICT BOARD AND CITY COUNCIL MEETING- (CON'T)

Tuesday, October 15, 1974

Second, since the Water District will probably be unable to service any additional growth in Port Aransas as of Summer, 1976, Mr. Hawn expressed concern that until the water supply is increased the City will have to be careful who they permit to build, otherwise they will be cutting service to Port Aransas old customers by this act. Fortunately, the State Park to the south of Port Aransas has announced their plans for development and will have a water line built to and through the length of the State Park with the City of Corpus Christi's help. Discussions with Corpus Christi have been held by Mr. Hawn and Mr. Urban concerning the oversize and extension of this line to connect to the south end of the new Terramar line and thus provide a new source of water to the District. Also, the Flato Interests have evidenced their desire to be provided service. Hopefully, by cooperation of all concerned we will gain a new water source and a loop of our system in this manner by Summer, 1976. Mr. Hawn expressed the belief that this effort in itself requires experienced management and that the central direction of the City and Water District efforts under the City Council and its manager is the most efficient way our future problems in this community can be dealt with. The obvious savings that would accrue to the City and Water District users and taxpayers can hardly be overlooked.

Third, Mr. Hawn expressed the opinion after a review of the Water District and City tax structure that the Harbor Island Industrial area is and has been assessed at a lower ratio than the balance of the City and Water District taxpayers. It is his opinion that tax money has been lost by City and Water District in past years that could easily have paid for experienced management.

Fourth, Mr. Hawn stated that the Water District in past years has operated on the basis of crisis management rather than proper planning because of the limited time elected officials could give to their duties even though they did their best. Ongoing and experienced management of the City and Water District under the control of the City Council would give our community the central direction needed to do the best job for the taxpayers and users of services. Everyone can remember the poor communications between the two public agencies. One area alone that would have saved our taxpayers money in both the City and Water District would have been experienced approach to applications for State and Federal grants which are available. These take several years or more to process and the usual elected official is around only a part of that time, and the City Secretary has no experience in this, so at this time no grant requests of any consequence are in

process by the City or the Water District. When you realize that the Federal Government pays as much as 80% of some sewer projects, but the taxpayers pay 100% of the cost in Port Aransas because we have no continuing management to process these requests, it is readily apparent what the experienced and ongoing management system would provide.

Fifth, Mr. Hawn pointed out that both the City and Water District have been losing as much as a Manager would cost by not having properly invested tax and operating funds. In cooperation with the local bank the Water District has doubled this interest earned over the past five months. Mr. Hawn attempted to show that experienced management of our City and Water District funds over a period of a year would cover a good portion of a manager's salary.

Sixth, the attached letter was sent to the City Council in response to their request and states the Water District's willingness to cooperate with the City Council for operation of the Water District.

Further discussion of these points by the Council and the Water District members brought forth the unanimous conclusion of all present that the community could not continue to operate without experienced and ongoing management. The mayor and mayor pro-tem (Dreyer and Brown) and Councilman Grosse felt that upper level management could not be established without an election indicating voter consent.

Dreyer: "We must bring the question of management before the people."

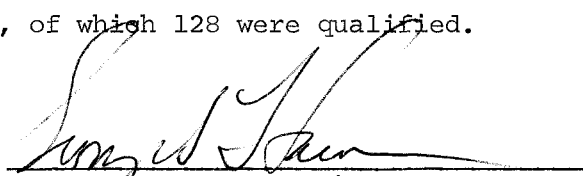
The election process for a City Manager form of government was discussed and a petition of 100 eligible voters' names requesting an election by Tuesday, November 22nd, would make it possible for the Mayor to call a special city election to be held November 5, 1974, the same day as the general election in order to get a good turnout and save the cost of a special election.

Petitions were prepared and Mr. Dreyer, the Mayor, asked to be the first to sign and then was followed by all present.

A total of 158 names were submitted to the City by 4:00 P.M. the following day, Wednesday, November 16th, of which 128 were qualified.

ATTEST:


J. O. BUDDY HARRIS, Secretary


George S. Hawn, President
Nueces County Water Control &
Improvement District #4

MINUTES OF
SPECIAL MEETING

September 26, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 26th day of September, 1974, the Board of Directors for the Nueces County Water Control and Improvement District #4, convened in a Special meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	George Hawn
Vice President	Melvin Littleton
Secretary	J. O. Buddy Harris
Director	Carl Castell
Director	Andy Dallas

Absent: None

District Staff:

Manager	Don Roy Farley
Water Supt.	Gail Holman
Executive Secretary	Betty Curry
Tax Assessor	Buddy Cage
Attorney	Charlie Zahn
Urban Engineer	Harold Sherer

Visitor:

Mayor	Dennis Drayer
South Jetty	Steve Frishman

Meeting was called to order at 7:10 P.M. M. Littleton made a motion to waive the reading of the minutes of the previous meeting. C. Castell seconded. Motion carried.

Tax Rate
explained by
Cage:

Buddy Cage explained the tax rate, the amount of assessed valuations. Also, discussed the re-valuation of the properties on

Tax Roll
signed:

Harbor Island. Mr. Hawn signed the tax roll as President of the District since Buddy Harris was late to the meeting. A motion was entertained ~~made~~ to nominate a Secretary Pro Tem. M. Littleton nominated Carl Castell. Nominations were closed. M. Littleton made a motion to elect Carl Castell as Secretary Pro Tem. Andy Dallas seconded. Motion carried.

Sect'y Pro
Tem.

M. Littleton made a motion to pay all outstanding bills. Buddy Harris seconded. Motion carried.

8% Pay Raise:

Wage increase of 8% with two employees receiving substantial raises before the 8% hike was discussed. The two employees that are to receive an adjustment are Nona Sherrill and Adan Gomez, Jr. After much discussion, it was decided an 8% pay raise across the board would be granted. Don Roy Farley asked that he be excluded from the pay raise because of his recent back surgery and the full pay he received while recuperating.

George Hawn made a recommendation that an 8% raise on present salaries be made now, with possibility of more adjustments to be made next meeting. Littleton made the motion on Mr. Hawn's recommendation. Buddy Harris seconded. Motion carried.

B. Curry
resignation:

Betty Curry's letter of resignation was read by Mr. Hawn. Buddy Harris made a motion to accept the resignation. M. Littleton seconded. Motion carried.

Budget
for 1975:

The proposed budget was gone over by the Board Members, with an explanation from Mr. Hawn as to showing the depreciation as an actual expense now. Buddy Harris made a motion to accept the proposed budget as presented for 1975. M. Littleton seconded. Motion carried. Copy attached and becomes a permanent part of these minutes.

San Pat
possible
increase in
water rates:

Letter from San Pat Municipal Water District was read, alerting the District to a possible hike in the cost of water. Letter attached.

Discussion
on General
Land Office
Lease:

Charlie Zahn reported on the lease of land through the General Land Office. The idea was for the City of Port Aransas to obtain the lease on 31 acres of land adjoining the sewer plant and to sub-lease 6 acres to the Water District for effluent drains. However, it is impossible for the City to lease land in that vicinity since it owns no land in that area. Charlie Zahn asked permission to lease the acreage for the District and to sub-lease the required number of acres to the City of Port Aransas. Buddy Harris made a motion to authorize Charlie Zahn to act as the District's agent to negotiate the lease from the General Land Office. Littleton seconded. Motion carried.

Discussion
on meter sizes
and deposits:

The policy on meter sizes for property owners and deposits on rental property was discussed. Charlie Zahn asked to be allowed to draft a policy on each of the above issues and bring them to the next meeting.

MINUTES OF
SPECIAL MEETING
SEPTEMBER 26, 1974

Report of
Joint Committee

M. Littleton reported on the Joint Committee Meeting.

Meeting: There were further discussions of the Joint Committee concerning the City taking over the water system. Under present state law, this can be accomplished by contractual agreements. The Water Board is unanimous in their opinion that as soon as the City has available a management system to run the Water District then the working out of the contract can proceed. The Joint Committee will be on the agenda of the next City meeting to discuss steps needed to proceed.

Joint Suit
for Bad Debts:

M. Littleton made a motion that any suit against a customer for water debts, or whatever, should be checked out with the City and if the City wished to sue the same person, Mr. Zahn could file jointly. Buddy Harris seconded. Motion carried.

Platting
Ordinance
Revised:

Buddy Harris made a motion that the Platting Ordinance be revised to include security bond for utilities and streets and plats have to be submitted 10 days in advance to the City, the Planning Commission and the District Engineers. M. Littleton seconded. Motion carried.

20" Line
Changed:

M. Littleton made a motion to change the route of the 20" line through the Gavitt property, from the middle of the proposed mall, to the southern edge of the property and along the southern edge of the baseball field adjoining the Presbyterian Church. Buddy Harris seconded. Motion carried.

Easements
for change
on 20" line:

Buddy Harris made a motion to authorize Mr. Hawn to execute the easements that Charlie Zahn would obtain for the line change.

M. Littleton seconded. Motion carried.

Zahn to
represent
District
at TWQB
Meeting:

Buddy Harris made a motion to authorize Charlie Zahn to be the District's representative at the Texas Water Quality Board hearing on October 4, 1974, and all other meetings where the District should be represented. M. Littleton seconded. Motion carried.

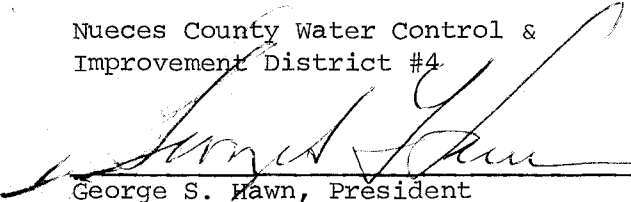
Letter to
Terramar:

Buddy Harris made a motion to authorize Mr. Hawn to draft a letter to Terramar, informing them that the line will not be accepted by the Board until such time as Phase I, as shown by plans and specs drawn by Urban Engineers, is completed and approved by the District Engineers. M. Littleton seconded. Motion carried.

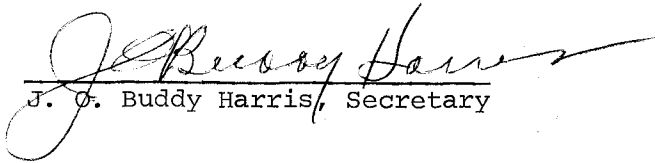
Date of next meeting will be set later. The office will be notified in time to post the notices.

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 10:30 P.M.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


J. O. Buddy Harris, Secretary

SAN PATRICIO MUNICIPAL WATER DISTRICT
INGLESIDE, TEXAS 78362

September 19, 1974

W. A. EDWARDS, PRESIDENT
W. D. MILLER, VICE-PRESIDENT
EMORY BROWN, SECRETARY-TREASURER
MRS. LEELA PHELPS,
ASSISTANT SECRETARY-TREASURER
Billie Jo Tennill, Director

HOMER R. HUNT, DIRECTOR
~~XXXXXXXXXXXXXXXXXXXX~~
W. F. BUTLER, DIRECTOR
GENE DRESSEN, DIRECTOR
J. B. O'MARA, DIRECTOR
W. C. ANDREWS, DIRECTOR



City of Odem
City of Taft
City of Portland
City of Gregory
City of Ingleside
City of Aransas Pass
Nueces County WCI District #4
Aransas County C&R District
Sun Oil Company-DX Division

The City of Corpus Christi, by Ordinance passed and approved the 7th day of August, 1974, amended certain schedules so as to increase the water rates for customers using treated water. This Ordinance increased the cost of treated water to this District by 20%, which was effective at the September 1, 1974 billing, for August water use.

The District had not been officially notified by the City of Corpus Christi of such rate increase and did not know of such increase until the September 1st water bill was received. Therefore, the District has absorbed the 20% increase for the month of August, without any adjustment to the treated water customers of the District. We might note also, that the .30¢ per M gallon rate to the District's contract users of treated water has been in effect since September 1, 1969, although the District received a 5% increase in cost by the City of Corpus Christi at September 1, 1973.

Please be advised that this letter will put you on Notice that it is very possible that the Cities, Districts and other users of treated water will receive an increase in water rates. We are now having a review made of our rate structure and you will be further notified of our findings at a later date.

Very truly yours,

SAN PATRICIO MUNICIPAL WATER DISTRICT

W. A. Edwards
W. A. Edwards, President

NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4

WATER SYSTEM

PROPOSED BUDGET

FISCAL YEAR ENDING SEPTEMBER 30, 1975

Revenues:

Water sales	\$ 205,000
Water taps and connections	9,000
Rental income	-
Interest income	3,000
Developers contributions	-
Other	<u>1,000</u>

Total Revenues

218,000

Expenses:

Water purchases	75,000
Salaries and wages	28,500
Maintenance and repair	22,000
Material and supplies	2,000
Payroll taxes	1,700
Group insurance	2,600
Other insurance	2,500
Telephone	1,000
Utilities	3,100
Office supplies	2,000
Legal	2,500
Accounting	2,000
Interest expense	500
Advertising	200
Dues and subscriptions	300
Fuel - trucks and equipment	1,500
Laundry and uniforms	800
Other expense	1,500
Engineering expense	6,000
Transfer to System Improvement Fund-Depreciation	46,000
Contingencies reserve	<u>5,000</u>

Total Expenditures

206,700

Excess of Revenues over Expenditures (or Surplus)

\$ 11,300

NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4

SEWER SYSTEM

PROPOSED BUDGET

FISCAL YEAR ENDING SEPTEMBER 30, 1975

Revenues:	
Service	\$ 80,000
Taps, connections, etc.	<u>3,500</u>
Total Revenues	<u>83,500</u>
Expenditures:	
Salaries and wages	28,000
Maintenance and repairs	8,000
Utilities	7,600
Supplies and small tools	1,000
Legal	1,000
Accounting	2,000
Cost of water purchased	3,000
Engineering	1,000
Fuel, oil and gas	1,000
Insurance	2,500
Office supplies and expense	1,300
Payroll taxes	1,700
Telephone	1,000
Other	500
Sewer testing	800
Transfer to System Improvement Fund-Depreciation	27,000
Contingencies reserve	<u>2,000</u>
Total Expenditures	<u>89,400</u>
Expenditures in Excess of Revenues (or Deficit)	<u>\$ 5,900</u>

September 26, 1974

Board of Directors
Nueces County Water Control &
Improvement District Number 4
P.O. Box 128
Port Aransas, Texas 78373

Dear Board Members:

It is with deep regret that I submit my letter of resignation, but I feel that the recent salary increases that were recommended by the Manager, and voted on by the Board are totally unfair. Since the old employees have been holding the District together, and running smoothly, but receiving only small wage increases each year, while the work load has almost doubled, I don't understand why the newest employees of the District can be singled out for such a large salary increase, PLUS the per centage of increase that we are all getting.

If this is an example of incentive pay raises, I'm sorry, but I can not go along with it.

I realize that a two week notice is due, but with the Auditor coming over at the end of this month, it would be a good time for me to leave, with a clean name and clean books for the District, thus saving the District money.

Sincerely,

Betty Curry

Copy: original in Employment Application

MINUTES OF
SPECIAL MEETING

August 28, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 28th day of August, 1974, the Board of Directors for the Nueces County Water Control and Improvement District No.4, convened in a Special meeting at the regular meeting place thereof, there being present and in attendance, the following members to-wit:

President	George S. Hawn
Vice Presidnet	Melvin Marco Littleton
Secretary	J.O. (Buddy) Harris
Director	Carl Castell
Director	Andy Dallas

Absent:

none

District Personnal:

Attorney	Dick Hatch
Attorney	Charlie Zahn
Manager	Don Roy Farley
Superintendent	Gail Holman
Executive Sec.	Betty Curry

Visitors:

Steve Frishman	South Jetty Editor
Melvin Littleton	Ferry Superintendent (Texas Highway Dept)

Meeting called to order at 7:08 P.M. with Carl Castell making a motion to waive the reading of the minutes of the previous meeting.

Andy Dallas seconded the motion. Motion carried.

J.O. (Buddy) Harris made a motion to pay all outstanding bills.

Andy Dallas seconded the motion. Motion carried.

Don Roy Farley informed the Board that Jim Pierson, the newest employee of the District, has resigned, and presented his letter of resignation. J.O. (Buddy) Harris made a motion to accept his resignation. Carl Castell seconded the motion. Motion carried. (Letter of resignation is attached, and becomes a permanent part of these minutes.) . .

Pierson
resignation

Budget

Copies of the nine months budget were furnished the Board members.
No comment from anyone.

Valuation
assessments
and tax
collections

Assessed oil valuations were gone over by the Board members, Mr. Hawn would like an explanation of how the valuation is arrived at, and : thinks it should be re-assessed. Melvin Littleton made a motion that Charlie Zahn, Buddy Harris, and George Hawn meet with Mr. Cage and get an explanation on the assessing of property, and to investigate the possibility of the District assessing and collecting it's own taxes, also Charlie Zahn is to check the reason why the District taxes cannot be on the same statement as the School and City. Carl Castell seconded the motion. Motion carried.

Dr. Orr's
case

Dick Hatch officially turned his records of Dr. Orr's case against the District over to Charlie Zahn, with an offer to help the District in any way he could in the future.

Joint Committee
Report

Additional
Sewage drainage

Melvin Littleton gave a report on the joint committee meeting of the District and City. When the City went to Austin to acquire more land for the dump, they got an extra 6 acres, which the General Land Office suggested that the City lease these 6 acres to the District for \$6.00 a year. These 6 acres are immediately south of the sewer plant. No action taken on this offer.

New Rates

The Board congratulated Steve Frishman on the nice write-up that he had in the South Jetty, concerning the proposed change in the water and sewer rates. Littleton made a motion to pass a resolution that the following rate changes be made:

The new minimum on all size meters is for 3,000 gallons of water.

3/4"	meter will have a	\$4.00 minimum
1"	meter will have a	6.50 minimum
1½"	meter will have a	13.00 minimum
2"st.	meter will have a	20.00 minimum
2" Comp.	meter will have a	26.50 minimum
3"Comp.	meter will have a	50.00 minimum
4"Comp.	meter will have a	65.00 minimum
6" Comp.	meter will have a	130.00 minimum.

All water over the minimum will be .93 per thousand gallons.

The new sewer rates will be:

Resident minimum will be \$4.00 for the first 10,000 gallons of water used and .37 for each additional thouannd.

Business minimum will be \$6.50 for the first 10,000 gallons of water used and .37 for each additional thousand.

J.O. (Buddy) Harris seconded the motion. Motion carried. (Resolution attached)
Steve Frishman suggested that a letter be sent to all big water users with an offer to assist them in any way we could.?????. A letter will be sent to all users in the near future notifying them of the rate increase.

This increase will go into effect with the October billing.

Storage
Capacity

A capacity test was conducted in August on our storage and pumping system, and 1,530,000 gals. per day can be delivered to our storage system. However a projected rate of usage shows that by next summer only 150,000 gallons of water will be all the excess we will have per day.

Terramar
contract
Revisions.

Mr Hawn reported on a meeting he had with Mr. Modesett, at which time Mr. Modesett stated that Terramar will release the clause in the contract with the Water District, that says only the City can tie onto Terramar's line without re-imbursing them. Mr. Hawn requested Charlie Zahn to look into the possibility of obtaining depreciation cost per year from Terramar.

Line from
Corpus

Mr. Hawn also reported that Flato has no need for water at the present time, therefore, if the District proposes a line up the island, they will have to do it on their own. The District can oversize the line from Corpus Christi to the north end of the State Park, from 12" to 30" for around \$300,000. To bring a larger line from Aransas Pass again it would be around \$1,000,000.

Charlie Zahn asked permission to use information gathered at this meeting, for a meeting in Victoria on Sept. 5, 1974, to help the State in a development program to increase the sources of fresh water. Permission was granted.

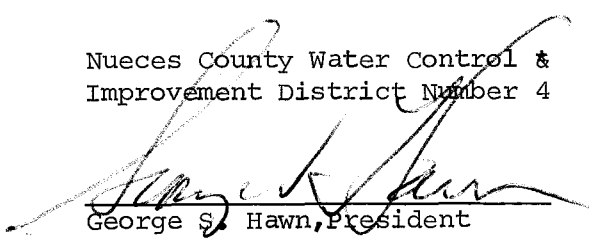
Pay Raise

A pay raise, recommended by Don Roy Farley was given to the Board members to study. No action was taken on it, and it was tabled till next meeting.

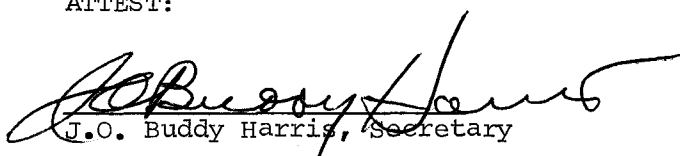
Next meeting will be either the 19th or 26th of Sept. It will be decided later.

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 9:30 P.M.

Nueces County Water Control &
Improvement District Number 4


George S. Hawn, President

ATTEST:


J.O. Buddy Harris, Secretary

RESOLUTION AND ORDER EXECUTING INCREASE IN WATER AND SEWER RATES FOR THE NUECES
COUNTY WATER CONTROL AND IMPORVEMENT DISTRICT NUMBER 4

On the 28th day of August, 1974, the Board of Directors
of Nueces County Water Control and Improvement District Number 4, convened in
a Special session being open to the public at the regular meeting place
thereof on said District, with the following members of the Board Present:

George S. Hawn	President
Melvin Marco Littleton	Vice President
J.O. (Buddy) Harris	Secretary
Carl Castell	Director
Andrew Dallas	Director

and the following absent;

none

constituting a quorum, and among other proceedings had, were the following;

The President of the Board presented a resolution and order increasing
water and sewer rates.

Minutes of August 28th, 1974, reflect increase in water and sewer rates.

THEREFORE, President of the Board of Directors presented a resolution
to legally establish the increase in water and sewer rates.

The resolution and order was read in full and, after full discussion
thereof, Mr. Littleton made a motion that it be adopted. The motion was
seconded by Mr. Harris. The motion, carrying with it the adoption of the
resolution and order, prevailed by the following vote:

AYES: five

NAYES none

The President then declared the resolution and order finally passed
and adopted.

The resolution and order as follows:

WHEREAS, Nueces County Water Control and Improvement District No.4
set the following new rates:

The new minimum on all meters will be for the first 3,000 gallons.

3/4" meter will have a \$4.00 minimum

1" meter will have a 6.50 "

1 1/2" meter will have a 13.00 "

2" St. meter will have a \$20.00 minimum

2" Comp. meter will have a \$26.50 minimum

3" Comp. meter will have a 50.00 minimum

4" Comp. meter will have a 65.00 minimum

6" Comp. meter will have a 130.00 Minimum

All water over the minimum will be .93 per thousand gallons.

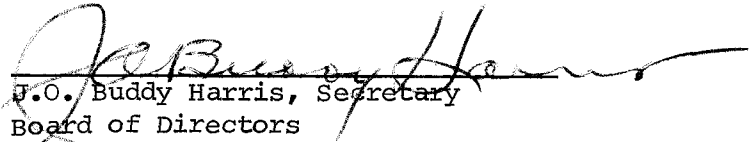
Sewer Rates will be as follows:

Resident minimum will be \$4.00 for the first 10,000 gallons of water
and .37 for each additional thousand gallons.

Business minimum will be \$6.50 for the first 10,000 gallons of water
and .37 for each additional thousand gallons.

BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO.4, that the President of the Board of Directors be authorized to increase water and sewer rates for the Nueces County Water Control & Improvement District No.4.

I, the undersigned, Secretary of the Board of Directors of Nueces County Water Control and Improvement District Number 4, do hereby certify; that the foregoing resolution and order was duly passed and approved and is in full force and effect. Witness my hand and seal of office this the 28th day of August, 1974


J.O. Buddy Harris, Secretary
Board of Directors
Nueces County Water Control &
Improvement District #4

(seal)

MCCAUGHAN & ETHERIDGE
CONSULTING ENGINEERS
320 WILSON BUILDING
CORPUS CHRISTI, TEXAS 78401

August 27, 1974



Austin Engineering Company
P. O. Box 3255
Austin, Texas 78764

Re: Water System Improvements
Nueces County WC&ID #4, Port Aransas
WORK ORDER

Gentlemen:

This is your Work Order to proceed with construction on the subject project. The District has returned two executed copies of the contract to you, one of which is for your bonding company. In accordance with the contract, you are directed to commence work within ten (10) Calendar Days from this date, and to complete the project within 120 Working Days from this date.

Please notify us at least 48 hours prior to beginning any work at the site, so that we can arrange our schedules for inspection.

Very truly yours,

MCCAUGHAN & ETHERIDGE

By Obie L. Etheridge
Obie L. Etheridge, P.E.

OLE:ink

cc: NCWC&ID #4

Texas Water Rights Commission
Attn: Mr. C. L. Miertschin

Budget note

9 months ending is June 30, 1974

* July water sales were \$22,396.00

August " " should
project approx. same - \$22,396.00
(No hurricanes hopefully)

Sept. water would project \$15,000.00
(last years sales approx. \$10,500.)

Conclusion:

Barring hurricanes, etc., proposed
budget appears to have been a
very good estimate of yearly
income.

* Sewer revenue & would apply to
favorable sewer budget.

NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4

WATER SYSTEM

REVENUES AND EXPENDITURES

BUDGETED AND ACTUAL

	Account Number	Proposed Budget	A C T U A L			
			3 Months Ended 12-31-73	6 Months Ended 3-31-74	9 Months Ended 6-30-74	12 Months Ended 9-30-74
Revenues:						
Water sales	401	\$ 160,000	29,892.49	62,045.47	103,836.95	
Taps and connections	402	9,000	1,037.50	2,932.50	4,132.00	
Rental income	411	-	-0-	-0-	-0-	
Interest income	421	1,000	-0-	-0-	-0-	
Other	*	200	207.54	218.18	500.70	
		<u>170,200</u>	<u>31,137.53</u>	<u>65,196.15</u>	<u>108,469.65</u>	
Expenses:						
Water purchases	585	66,000	13,302.00	19,257.63	33,915.15	
Salaries and wages	571	28,000	7,593.88	14,934.96	22,809.30	
Maintenance and repair	553	3,500	65.02	569.71	765.13	
Maintenance and repair	554	13,400	3,696.62	6,334.01	7,445.71	
Maintenance building	558	100	14.55	214.90	302.33	
Material and supplies	573	1,600	137.98	405.77	778.06	
Payroll taxes	572	1,700	424.62	854.12	1,324.52	
Group insurance	542	1,700	606.66	1,213.32	1,874.60	
Other insurance	541	2,300	-0-	1,218.50	3,914.50	
Telephone	581	800	169.69	569.71	582.46	
Power	567	2,900	484.77	1,074.03	1,819.25	
Utilities	582	100	4.81	18.66	27.58	
Office supplies	561	1,900	288.99	908.41	1,275.74	
Auditing	505	1,200	-0-	1,200.00	1,200.00	
Legal	545	1,800	370.50	854.00	1,324.91	
Interest expense	543	1,000	-0-	-0-	-0-	
Directors fees	515	820	220.00	500.00	500.00	
Advertising	501	100	48.39	56.39	81.21	
Dues and subscriptions	525	200	123.00	157.50	157.50	
Fuel - trucks and equipment	535	1,000	99.64	289.69	668.69	
Uniforms	598	800	76.50	441.23	543.73	
Other expense	**	1,000	125.58	1,223.32	1,324.59	
Engineering expense	546	4,000	1,188.18	4,483.70	4,683.70	
Total expenses		135,920	29,032.38	56,779.56	87,368.66	
Equipment and new lines	***	16,000	1,115.63	3,483.31	4,570.68	
Contingencies		18,280	-	-	-	
		<u>\$ 170,200</u>	<u>30,148.01</u>	<u>60,262.87</u>	<u>91,939.34</u>	
Cash and certificates of deposit						

* Includes all 400 accounts not already listed.

** Includes all 500 accounts not already listed.

*** Includes all current year debits to account 151 through account 155.

NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4

SEWER SYSTEM

REVENUES AND EXPENDITURES

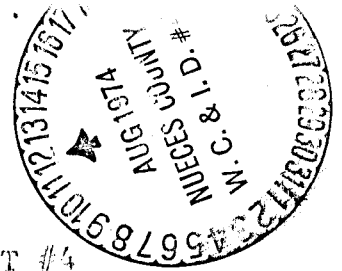
BUDGETED AND ACTUAL

			<u>A C T U A L</u>			
	Account	Proposed	3 Months	6 Months	9 Months	12 Months
	Number	Budget	Ended	Ended	Ended	Ended
	-----	-----	12-31-73	3-31-74	6-30-74	9-30-74
Revenues:						
Service	401	\$ 48,500	11,043.67	21,802.28	34,066.28	
Taps, connections, etc.	402	3,500	600.00	1,155.00	1,730.00	
Other	*	-	0	0	0	
		<u>52,000</u>	<u>11,643.67</u>	<u>22,957.43</u>	<u>35,796.28</u>	
Expenses:						
Salaries and wages	571	29,000	7,861.99	15,036.56	24,228.96	
Maintenance and repair	553	1,200	175.86	267.97	725.25	
Maintenance and repair	554	7,000	2,481.05	4,319.13	6,624.72	
Maintenance of building	558	100	0	4.75	4.75	
Sewer testing	600	700	159.00	339.00	588.00	
Electric power	567	5,500	844.73	2,410.02	4,046.58	
Utilities	582	100	4.81	18.68	23.45	
Supplies and small tools	573	1,000	143.34	321.05	439.74	
Legal	545	-	0	0	0	
Auditing	505	1,200	0	1,200.00	1,200.00	
Water purchased	585	2,500	0	0	0	
Engineering	546	500	0	0	0	
Fuel, oil and gas	535	900	90.15	280.22	506.13	
Insurance	541	2,300	0	0	0	
Office supplies	561	1,200	252.97	699.08	969.53	
Payroll taxes	572	1,700	460.99	880.73	1,411.76	
Telephone	581	800	169.69	397.28	582.49	
Other	**	300	0	0	0	
		<u>56,000</u>	<u>12,664.58</u>	<u>26,174.57</u>	<u>41,355.36</u>	
Total expenses						
Note payments to bank		1,308	357.00	714.00	236.55	
Equipment and new lines	***	4,000	519.07	2,266.46	3,414.03	
Deficiency		<u>(9,308)</u>	<u>(9,308.00)</u>	<u>(9,308.00)</u>	<u>(9,308.00)</u>	
		<u>\$ 52,000</u>	<u>4,212.65</u>	<u>19,847.03</u>	<u>35,697.94</u>	
Cash and certificates of deposit						

* Includes all 400 accounts not already listed.

** Includes all 500 accounts not already listed.

*** Includes all current year debits to account 151 through account 155.



NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT #4

COMPARISON OF TOTAL VALUES

1973-1974

	1973	1974	INCREASE OR DECREASE (-)
Real Property	\$ 14,268,780	\$ 16,312,437	\$ 2,043,657
Personal Property	656,402	754,771	98,369
Oil, Gas, Utilities and Industrial	3,709,501	4,304,721	595,220
Total	\$ 18,634,683	\$ 21,371,929	\$ 2,737,246

MINUTES OF
REGULAR MEETING
AUGUST 5, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 5th day of August, 1974, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a regular meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	George S. Hawn
Vice President	Melvin M. Littleton
Secretary	J. O. Buddy Harris
Director	Carl Castell
Director	Andy Dallas

Absent:

None

District Staff:

Manager	Don Roy Farley
Water Supt.	Gail Holman
Exec. Secretary	Betty Curry
Engineer	Gene Urban
Attorney	Charles Zahn

Visitors:

Flato Corp. Edwin Flato and three associates.

Meeting was called to order at 10:00 A.M. Melvin Littleton made a motion to waive the reading of the minutes of previous meeting. J. O. Buddy Harris seconded. Motion carried.

Discussion
on services
to Flato
property:

Edwin Flato presented a proposal for a 6" line to be laid to the 1,000 acres nearest Port Aransas so 5.2 acres of it could be developed. Gene Urban said a 6" line would not be to the best interest to the District. Feasibility booklets and proposal booklets were given to board members by Mr. Flato.

In about 24 to 30 months, there will be a 12" line laid to the north end of the State Park property. This would offer another source of water for Port Aransas at comparable cost of what we are paying San Pat Water District and maintaining our lines. Mr. Hawn and Gene Urban have talked to Mr. Townsend and Mr. Cunningham in Corpus Christi and they are willing to work with the District to get water over here, if the District will pay for the oversizing of the

line to the State Park. Corpus Christi is willing to deal with the District as they did with the developers on Padre Island, as lots are sold, so much per lot or acre is put in escrow, to pay for line. Gene Urban recommended that the District deal with Flato the same way.

CEH An approximate cost of \$1,000,000.00 is needed to oversize the ^{12"}~~20"~~ line to the State Park and loop our system by joining with the Terramar line.

Flato tried to get the District to commit themselves as to whether they would serve him water or not. The District pointed out that it would be a three party deal, Terramar, District and Corpus Christi. The following problems would have to be worked out:

1. Participation (financial) in oversizing the 20" line to the State Park.
2. Getting water from the State Park, across the 2,000 acres of Flato's to the 1,000 acres lying just outside of Port Aransas.
3. A solution to Corpus Christi's charge of \$1,200 per unit or \$450. per lot.
4. Resolution of the Terramar contract.

Mr. Hawn agreed that Flato would be included in the negotiations with Corpus Christi City Officials, and if things could be worked out to supply him water, it would be after the present taxpayers were supplied.

As for as sewer services for Flato's 1,000 acre tract, they have obtained a 20-20 permit from the Texas Water Quality Board. End results would be to turn it over to the District.

Motion for Hawn to negotiate between C.C. & Flato:

Mr. Harris made motion to authorize Mr. Hawn to speak for the District in negotiations with the City of Corpus Christi and Flato. M. Littleton seconded. Motion carried.

Motion for Flato to be included in negotiations:

Mr. Harris made a motion that Flato be included in negotiations with Corpus Christi and the District to bring line up the Island to the District. C. Castell seconded. Motion carried.

Gene Urban and Harlan(Flato Rep.) are to meet and arrive at a consumption figure needed to negotiate with the City of Corpus Christi.

Charlie Zahn is to check on the possibility of annexation of all property involved.

Fireproof map & record container:

Discussion was held on storing records and maps in fireproof containers. Gene Urban suggested micro-filming records rather than fireproof containers. Mr. Hawn said he would check on a used fireproof file.

MINUTES CON'T.
REGULAR MEETING
AUGUST 5, 1974

Contract of
McCaughan &
Etheridge
studied:

Engineering contract of McCaughan & Etheridge was studied and compared with the recommended fees set by the State of Texas. Their fee is a little in excess of the suggested fee by the State.

The question of the District owning the fireplugs is to be looked into by Charlie Zahn.

Motion to set
1974-75 Tax
Rate:

Mr. Harris made a motion to pass a resolution to set the 1974-1975 tax rate at \$1.05 per hundred valuation. M. Littleton seconded. Motion carried. Resolution is attached and becomes a permanent part of these minutes.

Absenteeism
of Board
Members:

Discussion on the absenteeism of Board Members has held. Andy Dallas said his absenteeism was due to the added duties imposed on him as Fire Chief and new fire laws being made by the State. The decision as to rather he should resign or not was left to Mr. Dallas.

Personnel
Policy:

Personnel policy was studied. The following recommendations were given by the board members:

Holidays will be :

New Year's Day-----January 1
Memorial Day-----Last Monday in May
Independence Day-----July 4
Labor Day-----September 1
Veteran's Day-----4th Monday in October
Thanksgiving Day-----4th Thursday in November
Christmas Day-----25th December

Vacations will be determined by computing 12 working days for each year of employment, up to 15 years, then it will be 17 working days for each year of service, from then on. There can be an accumulation of 25 days maximum.

Sick leave is 1 day per month, accumulation of 90 days maximum.

Injury pay--Workman's Compensation and salary to maintain present salary, for as long as the Board decides.

Sick leave--for sickness only.

Emergency leave--any other time off.

Person's working in excess of 40 hours per week will be given compensatory time or at the discretion of the Board, can be paid overtime according to schedule.

If a holiday falls during an employees' vacation the employee will be given an extra day.

All leaves except emergency leaves shall be approved in advance.

Unauthorized absenteeism in excess of one day designates resignation.

All resignations should be in writing at least two (2) weeks prior to quitting time.

All hiring and firing will be done by the Board of Directors.

No relatives of less than the 3rd degree shall work in the same department except on approval of the Board.

Two rest periods per day will be provided-15 minutes each. One in morning--one in the evening.

Probationary time for new employees-90 days.

Pay scale as set out in City Personnel Policy Book was done away with.

All employees shall be hired at not less than the minumum of \$2.00 per hour.

No Christmas Bonus, Mr. Zahn said it was illegal.

Multiple billing: Multiple billing was discussed. The Board decided that each account be provided with only one bill. Each additional copy will be provided at a set fee.

Motion to rent Xerox: Mr. Harris made a motion to authorize the rental on Xerox machine. M. Littleton seconded. Motion carried.

Motion to negotiate for more land at sewer plant: Mr. Harris made a motion for Charlie Zahn to negotiate for 5 acres or more for drainage at sewer plant when he goes to Austin to see about obtaining additional property for City. Andy Dallas seconded. Motion carried.

Motion to file joint suit with Etters: Littleton made a motion for Charlie Zahn to file joint suit with City of Port Aransas against Jim Etters (Treasure Isle). Carl Castell seconded. Motion carried.

Motion to act on Bergman for hot check: M. Littleton made a motion for Charlie Zahn to take action on a \$135.00 hot check from Mr. Bergman on Daddy George's Pizzaria. B. Harris seconded. Motion carried.

Motion to purchase 3rd pump at sewer plant: M. Littleton made motion to purchase and install 3rd pump at sewer plant to eliminate sewage backing up in houses located in Mauback addition. B. Harris seconded. Motion carried.

Resolution Re: construction outside city limits: Resolution concerning construction outside of city limits is attached and becomes a permanent part of these minutes. Motion to pass resolution made by B. Harris. M. Littleton seconded. Motion carried.

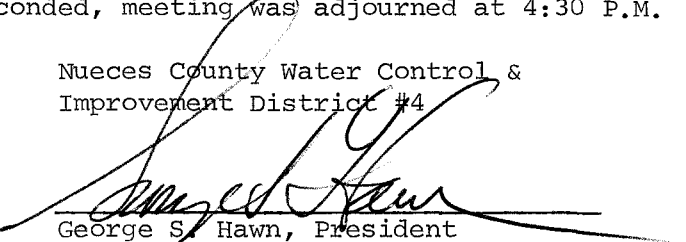
Water & sewer rates discussed: Changes of water and sewer rates discussed. Recommendations were made. No desision.

MINUTES CON'T.
REGULAR MEETING
AUGUST 5, 1974

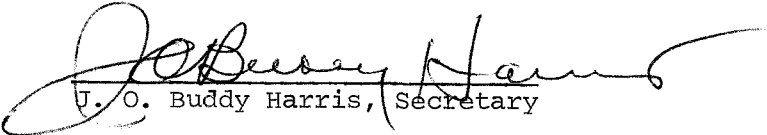
Date set for next meeting is August 28th, at 7:00 P.M. at District Office.

There being no further business to come before the Board,
upon motion duly made and seconded, meeting was adjourned at 4:30 P.M.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


J. O. Buddy Harris, Secretary

RESOLUTION
OF
NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT NO. 4

WHEREAS, Nueces County Water Control and Improvement District No. 4 is a Water Control and Improvement District organized under the laws of the State of Texas; and,

WHEREAS, Nueces County Water Control and Improvement District No. 4 has no provisions for platting and no building codes applicable to lands within the District and lying outside the corporate city limits of the City of Port Aransas, Texas; and,

WHEREAS, the City of Port Aransas, Texas, is a municipality incorporated under the General Laws of the State of Texas; and,

WHEREAS, the City of Port Aransas has adopted a platting ordinance and has also adopted the Southern Standard Building Code, 1969 Edition, 1971 Revision, as amended, the Southern Standard Gas Code, 1965 Edition, as revised and amended, the Southern Standard Plumbing Code, 1967 Edition, as revised and amended, the National Electric Code, 1971 Edition, as amended; and,

WHEREAS, it is the desire of the Board of Directors of the Nueces County Water Control and Improvement District No. 4 to require owners of property outside the city limits of Port Aransas who are requesting water service from the District to follow the codes and ordinances referred to hereinabove;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4, that:

(1) Every lot, parcel or tract of land outside of the city limits of the City of Port Aransas, Texas, for which application for water service is made to the District must be platted in accordance with the Platting Ordinance of the City of Port Aransas and the final plat thereof duly filed in the Nueces County Plat Records, or in the Plat Records of any other county where the said property, whether lot, parcel or tract, lies, if not within Nueces County.

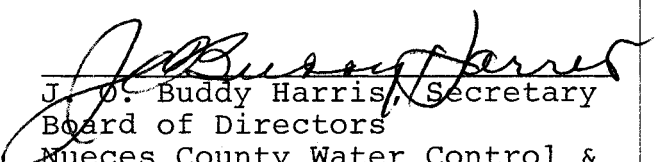
(2) If any property lies beyond the corporate limits of the City of Port Aransas, prior to delivery of District water to any part of such property or to any water line, water main, or related facility thereon, it is further mandatory that a written contract between the District and all owners of such property be entered into whereby said owners agree to construct all improvements on such property in accordance and compliance with the City of Port Aransas Southern Standard Building Code, 1969 Edition, 1971 Revision, as amended, the City of Port Aransas Southern Standard Plumbing Code, 1967 Edition, 1971 Revision, as amended, the City of Port Aransas Southern Standard Gas Code, 1965 Edition, as revised and amended, the National Electrical Code, 1971, as amended, all lawfully adopted rules and regulations applicable thereto, and such other regulations and requirements as the City Council of the City of Port Aransas may deem necessary and lawfully enforce relative thereto, and such owners shall consent by said contract to inspections of all such construction by duly authorized inspectors or representatives of the City of Port Aransas charged with enforcement of said Codes. Every such executed contract shall be filed with the District Secretary prior to delivery of water by the District and filed of record in the County Deed Records by the owner(s). As to any improvement the applicable Codes shall be those in effect at the time of commencement of such improvement.

(3) Prior to delivery of District water to any part of any property lying beyond the corporate limits of the City of Port Aransas, or partly within and partly without said corporate limits, or to any water line, water main, or related facility, it is mandatory that a contract of annexation between the City of Port Aransas and all owners of such property and of any easement or right of way required by the City connecting to such property, including the terms and conditions for extension and maintenance of water service, be executed by all parties for the annexation to the City of all such property. Every such executed contract shall be filed with the District Secretary prior to delivery of water by the City.

(4) Each contract for water service outside the City limits of the City of Port Aransas must receive approval by the City Council before the contract can become effective.

(5) Water service to areas outside the City limits of the City of Port Aransas may be provided from mains existing as of August 5, 1974, to property platted as of that date. No other water service will be provided outside the city limits after said date except in compliance with the Resolution.

I, the undersigned, Secretary of the Board of Directors of Nueces County Water Control and Improvement District Number 4, do hereby certify; That the foregoing resolution and order was duly passed and approved and is in full force and effect. Witness my hand and seal of office this the 5th day of August, 1974.


J. O. Buddy Harris, Secretary
Board of Directors
Nueces County Water Control &
Improvement District No. 4

(seal)

RESOLUTION AND ORDER SETTING NEW TAX RATE FOR YEAR 1974-1975 FOR THE NUECES
COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NUMBER #4.

On the 5th day of August, 1974, the Board of Directors
of Nueces County Water Control and Improvement District Number 4, convened in
a Regular session being open to the public at the regular meeting place
thereof in said District, with the following members of the Board present;

President	George Hawn
Vice President	Melvin M. Littleton
Secretary	J. O. Buddy Harris
Director	Carl Castell
Director	Andy Dallas

and the following absent;

None

constituting a quorum, and among other proceedings had were the following;

The President of the Board presented a resolution and order setting
new tax rate for year 1974-1975.

Minutes of August 5th, 1974, reflect new tax rate for year 1974-1975.

THEREFORE, The Board of Directors organized a resolution to legally
establish the new tax rate for 1974-1975.

The resolution and order was read in full and, after full discussion
thereof, Mr. J.O. Buddy Harris made a motion that it be adopted. The motion was
seconded by Mr. M.M. Littleton. The motion, carrying with it the adoption of the
resolution and order, prevailed by the following vote;

Ayes: 5

Nayes: 0

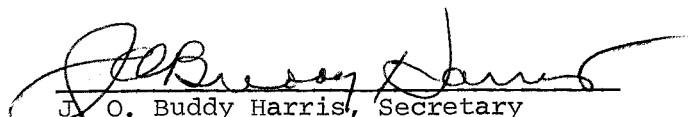
The President than declared the resolution and order finally passed
and adopted.

The resolution and order is as follows:

WHEREAS, Nueces County Water Control and Improvement District No.4
set tax rate for 1974-1975 at \$1.05 per hundred dollars valuation.

BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4, that the President of the Board of Directors be authorized to set New Tax Rate for Year 1974-1975 for the Nueces County Water Control & Improvement District No. 4.

I, the undersigned, Secretary of the Board of Directors of Nueces County Water Control and Improvement District Number 4, do hereby certify; That the foregoing resolution and order was duly passed and approved and is in full force and effect. Witness my hand and seal of office this the 5th day of August, 1974.


J. O. Buddy Harris, Secretary
Board of Directors
Nueces County Water Control &
Improvement District #4

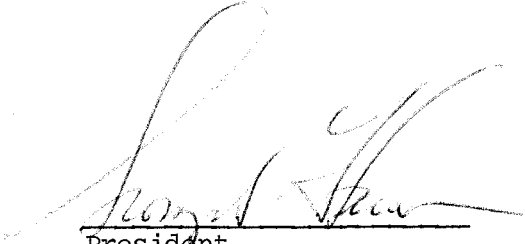
(seal)

AN ORDER LEVYING UPON THE ASSESSED VALUATION
OF THE PROPERTY WITHIN THE NUECES COUNTY
WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4
A CERTAIN SUM UPON EACH ONE HUNDRED DOLLARS
OF VALUATION

BE IT ORDERED BY THE BOARD OF DIRECTORS OF
THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT
DISTRICT NO. 4 AS FOLLOWS:

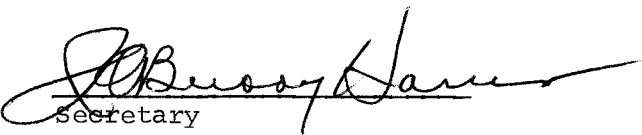
There is hereby levied on each One Hundred Dollars of the
assessed value of all property, both real and personal, within the
boundaries of the Nueces County Water Control and Improvement District
No. 4, except such property as may be by law exempt from taxation, a
tax rate of \$1.05 per each One Hundred Dollars assessed valuation for
the purpose of meeting the requirements of said district for the fiscal
year ending 1975.

PASSED AND APPROVED by the Board of Directors of the Nueces
County Water Control and Improvement District No. 4 the 5th day of
August, 1974.



President
George S. Hawn

ATTEST:



Secretary
J. O. Buddy Harris

MINUTES OF
CALLED MEETING
JULY 29, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 29th day of July, 1974, the Board of Directors for the Nueces County Water Control and Improvment District No.4, convened in a Called Meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	George Hawn
Vice President	Melvin Littleton
Secretary	J. O. Buddy Harris
Director	Carl Castell
Director	Andy Dallas

Absent:

None

District Staff:

Engineers	Frank McCaughan
	Obie Etheridge

Manager	Don Roy Farley
Executive Secretary	Betty Curry
Supertendent	Gail Holman

Visitors:

South Jetty Newspaper	Steve Frishman
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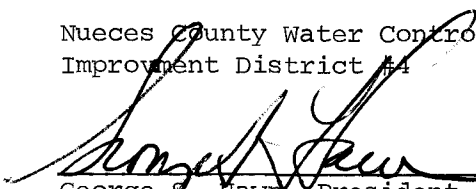
Meeting was called to order at 11:00 A.M. J. O. Harris made a motion to waive the reading of the previous minutes. M. Littleton sedonded. Motion carried.

Letter of Recommendation from McCaughanDirectors. Re: Concerning cutting of certain projects. Copy attached & Etheridge : Obie Etheridge read a letter of recommendation to the Board of Directors. Re: Concerning cutting of certain projects. Copy attached & Etheridge : and becomes a permanent part of these minutes.

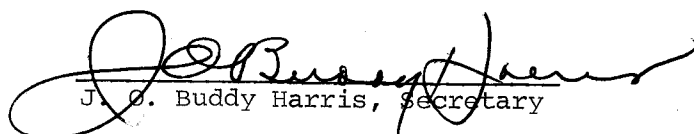
Resolution to award contract Austin Eng. J. O. Harris made a motion to pass a resolution to award the Contract to the Austin Engineering Company with the reduction of \$21,642.30, making the bid in the amount of \$283,058.80, subject to the approval of Texas Water Rights Commission. Andy Dallas seconded. Motion carried. Copy of resolution is attached and becomes a permanent part of these minutes.

There being no further business to come before the Board, upon
motion duly made and seconded, meeting was adjourned at 11:35 A.M.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


J. O. Buddy Harris, Secretary

McCAUGHAN & ETHERIDGE

CONSULTING ENGINEERS
320 WILSON BUILDING
CORPUS CHRISTI, TEXAS 78401

July 26, 1974

Nueces County Water Control &
Improvement District No. 4
P. O. Box 128
Port Aransas, Texas 78373

Re: Water System Improvements
File 192-PA-16

Gentlemen:

Attached are Xerox copies of the five proposals received July 24, 1974, for the construction of the above project, and two copies of a complete tabulation of the bids. We found no errors of mathematics in any of the proposals.

Austin Engineering Company was low bidder, both on the Base Bid at \$324,701.10 and the Alternate Bid at \$304,701.10. We do not believe the additional \$20,000 in order to get steel pipe on the 12" line in Aransas Pass would be a good buy, and therefore recommend that only the Alternate Bid be considered. We are also of the opinion that the \$1,200 bid for an optional second year of guaranty on paving maintenance would not be an effective use of the money, as you could repair quite a few failures for that amount.

It is our recommendation that a contract be awarded to Austin Engineering Company for their Alternate Bid of \$304,701.10. They have constructed a major water line project in Corpus Christi and a major sewer project in Alice under our supervision, and we do not hesitate to recommend them.

The project costs and funds available are estimated to be as follows:

Project Cost:

Construction	\$304,701.10
Engineering - Basic Fee (8.88%)	27,057.46
Engineering - Field Inspection, est.	<u>11,500.00*</u>
Estimated Project Cost	\$343,258.56

*Final amount will depend on Contractor's speed. Amount shown based on appx. 100 inspection days.

Funding:

Bonds issued	\$300,000.00
Less Fiscal Agent's fee	(8,500.00)
Const. Fund Cert. of Deposit	34,311.00
Other Cash in Const. Fund	<u>1,133.00</u>
Immediately Available	\$326,944.00
Est. Interest on Deposits	<u>7,656.00</u>
	\$334,600.00
Additional funds required	<u>8,658.56**</u>
	\$343,258.56

**At the end of the job it will be necessary to borrow approximately \$8,658.56 to make final payment to Contractor. Interest income shown is conservative and can probably be increased by careful management.

We believe the above to be within the District's funding capability, and recommend award of the contract.

Very truly yours,

McCAUGHAN & ETHERIDGE

By Obie L. Etheridge
Obie L. Etheridge, P.E.

OLE:ink
enc.

TABULATION OF BIDS
WATER SYSTEM IMPROVEMENTS
FOR THE
NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4
PORT ARANSAS, TEXAS

McCAUGHAN & ETHERIDGE
CONSULTING ENGINEERS

6:0
JULY

				AUSTIN ENGINEERING CO.		CACTUS UT
Item	Quan.	Unit	Description	Unit Price	Total Amt.	Unit Price
(PUMP STATION IMPROVEMENTS - ITEMS 1 and 2)						
1	1	LS	Revisions to Pump Plant in P. A.	\$36,600.00	\$ 36,600.00	\$32,011.00
1	2	LS	Elec. Work at Pump Station	7,000.00	7,000.00	5,500.00
					\$ 43,600.00	
(SUPPLY LINE IN BEASLEY AVENUE - ITEMS 3 THRU 8)						
3	270	LF	12" Pipe	10.10	2,727.00	10.70
4*(Base)	2,500	LF	12" Welded Steel Pipe	18.10	45,250.00	35.20
4(A)(alt)	2,500	LF	12" AC or Gray C.I. Pipe	10.10	25,250.00	10.00
5	20	LF	8" Pipe	7.10	142.00	13.15
6	1,380	Lbs	Gray Cast Iron Fittings	.70	966.00	1.52
7	3	Ea.	8" M. J. Gate Valves/boxes	260.00	780.00	315.00
8	50	LF	20" Steel encasement pipe	120.00	6,000.00	94.06
			Sub-Total Items 3 thru 8 - Base Bid (Item 4)		\$ 55,865.00	
			Sub-Total Items 3 thru 8 - Alt. Bid (Item 4A)		\$ 35,865.00	
(CONNECTIONS to 20-inch Channel Crossing on Harbor Island and at Port Aransas Pump Station - Items 9 thru 14)						
9	170	LF	8" AC pipe	17.10	2,907.00	8.70
10	100	LF	12" Pipe	10.40	1,040.00	15.20
11	336	LF	20" Pipe	24.60	8,265.60	25.25
12	1	LS	Gray Cast Iron Fittings	10,000.00	10,000.00	1,620.00
13	1	Ea.	20" Butterfly Valve/Box	2,500.00	2,500.00	3,104.00
14	1	LS	Rem. & Salv. of Pipe	2,000.00	2,000.00	988.00
			Sub-Total Items 9 thru 14		\$ 26,712.60	
(LINE FROM PUMP-STATION TO EL. TANK - Items 15 thru 20)						
15	80	LF	12" Pipe	10.40	832.00	12.30
16	4,625	LF	20" Pipe	23.60	109,150.00	26.50
17	11,335	Lbs.	Gray Cast Iron Fittings	.70	7,934.50	1.25
18	2	Ea.	20" Butterfly valves/Boxes	2,500.00	5,000.00	3,085.00
19	1	LS	Conn. 8" Line in Alister St.	500.00	500.00	1,422.00
20	1	LS	Conn. 6" Line in Avenue G	500.00	500.00	1,875.00
			Sub-Total Items 15 thru 20		\$123,916.50	
(VARIOUS OTHER WATER LINES)						
21	2,080	LF	4" Pipe	4.20	8,736.00	4.55
22	4,230	LF	6" Pipe	5.90	24,957.00	5.00
23	4,105	LF	8" Pipe	6.80	27,914.00	5.75
24	6,700	Lbs	Gray Cast Iron fittings	.70	4,690.00	1.00
25	6	Ea.	2" Gate Valves/Boxes	100.00	600.00	125.00
26	11	Ea.	4" Gate Valves/Boxes	140.00	1,540.00	171.00
27	13	Ea.	6" Gate Valves/Boxes	190.00	2,470.00	210.00
28	3	Ea.	6" Tapping Valves	400.00	1,200.00	586.00
29	6	Ea.	8" Gate Valves/Boxes	260.00	1,560.00	295.00
30	2	Ea.	8" Tapping Valves	470.00	940.00	771.00
			Sub-Total Items 21 thru 30		\$ 74,607.00	
TOTAL ITEMS 1 THRU 30 USING ITEM NO. 4					\$324,701.10	
TOTAL ITEMS 1 THRU 30 USING ITEM NO. 4(A)					\$304,701.10	
Optional 2-Year Paving Maintenance Guarantee					\$ 1,200.00	

UTILITY CO.			BURTEX CONST. INC.			MAVERICK CONST. CO.			HELDENFELS BROS.		
Total Amt.			Unit Price	Total Amt.		Unit Price	Total Amt.		Unit Price	Total Amt.	
\$ 32,011.00			\$23,000.00	\$ 23,000.00		\$21,644.44	\$ 21,644.44		\$38,000.00	\$ 38,000.00	
5,500.00			5,200.00	5,200.00		6,160.00	6,160.00		7,000.00	7,000.00	
<u>\$ 37,511.00</u>				<u>\$ 28,200.00</u>			<u>\$ 27,804.44</u>			<u>\$ 45,000.00</u>	
2,889.00	15.00	4,050.00			13.57	3,663.90		16.00	4,320.00		
88,000.00	50.75	126,875.00			43.00	107,500.00		No Bid	No Bid		
25,000.00	14.75	36,875.00			13.57	33,925.00		16.00	40,000.00		
263.00	15.00	300.00			8.44	168.80		11.00	220.00		
2,097.60	.80	1,104.00			.84	1,159.20		1.25	1,725.00		
945.00	331.00	993.00			304.43	913.29		360.00	1,080.00		
4,703.00	143.00	7,150.00			85.10	4,255.00		96.50	4,825.00		
<u>\$ 98,897.60</u>		<u>\$140,472.00</u>				<u>\$117,660.19</u>			<u>\$ No Bid</u>		
<u>\$ 35,897.60</u>		<u>\$ 50,472.00</u>				<u>\$ 44,085.19</u>			<u>\$ 52,170.00</u>		
1,479.00	11.50	1,955.00			8.44	1,434.80		17.15	2,915.50		
1,520.00	14.70	1,470.00			13.57	1,357.00		16.00	1,600.00		
8,484.00	26.40	8,870.40			28.35	9,525.60		28.75	9,660.00		
1,620.00	8,100.00	8,100.00			6,084.64	6,084.64		12,180.00	12,180.00		
3,104.00	3,400.00	3,400.00			3,602.50	3,602.50		3,380.00	3,380.00		
988.00	3,900.00	3,900.00			6,107.30	6,107.30		4,283.50	4,283.50		
<u>\$ 17,195.00</u>		<u>\$ 27,695.40</u>				<u>\$ 28,111.84</u>			<u>\$ 34,019.00</u>		
984.00	15.00	1,200.00			13.57	1,085.60		16.00	1,280.00		
122,562.50	27.75	128,343.75			28.35	131,118.75		27.00	124,875.00		
14,168.75	.81	9,181.35			.84	9,521.40		1.25	14,168.75		
6,170.00	340.00	680.00			3,602.50	7,205.00		3,380.00	6,760.00		
1,422.00	1,200.00	1,200.00			2,110.13	2,110.13		1,319.50	1,319.50		
1,875.00	1,200.00	1,200.00			1,775.41	1,775.41		1,100.00	1,100.00		
<u>\$147,182.25</u>		<u>\$141,805.10</u>				<u>\$152,816.29</u>			<u>\$149,503.25</u>		
9,464.00	5.65	11,752.00			6.35	13,208.00		7.10	14,768.00		
21,150.00	7.65	32,359.50			7.23	30,582.90		9.30	39,339.00		
23,603.75	8.75	35,918.75			8.44	34,646.20		10.00	41,050.00		
6,700.00	.80	5,360.00			.84	5,628.00		1.25	8,375.00		
750.00	125.00	750.00			96.42	578.52		113.00	678.00		
1,881.00	200.00	2,200.00			203.46	2,238.06		200.00	2,200.00		
2,730.00	240.00	3,120.00			294.79	3,832.27		300.00	3,900.00		
1,758.00	690.00	2,070.00			662.59	1,987.77		625.00	1,875.00		
1,770.00	320.00	1,920.00			422.74	2,536.44		360.00	2,160.00		
1,542.00	800.00	1,600.00			832.43	1,664.86		805.00	1,610.00		
<u>\$ 71,348.75</u>		<u>\$ 97,050.25</u>				<u>\$ 96,903.02</u>			<u>\$115,955.00</u>		
<u>\$372,134.60</u>		<u>\$435,222.75</u>				<u>\$423,295.78</u>			<u>\$ No Bid</u>		
<u>\$309,134.60</u>		<u>\$345,222.75</u>				<u>\$349,720.78</u>			<u>\$396,647.25</u>		
<u>\$ 15,000.00</u>		<u>\$ 2,000.00</u>				<u>\$ No Bid</u>			<u>\$ 1,000.00</u>		

WATER SYSTEM IMPROVEMENTS
FOR THE
NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT
PORT ARANSAS, TEXAS

McCAUGHAN & ETHERIDGE
CONSULTING ENGINEERS

				AUSTIN ENGINEERING CO.	
Item	Quan.	Unit	Description	Unit Price	Total Amt.
(PUMP STATION IMPROVEMENTS - ITEMS 1 and 2)					
1	1	LS	Revisions to Pump Plant in P. A.	\$36,600.00	\$ 36,600.00
1	2	LS	Elec. Work at Pump Station	7,000.00	7,000.00
					<u>\$ 43,600.00</u>
(SUPPLY LINE IN BEASLEY AVENUE - ITEMS 3 THRU 8)					
3	270	LF	12" Pipe	10.10	2,727.00
4*(Base)	2,500	LF	12" Welded Steel Pipe	18.10	45,250.00
4(A)(alt)	2,500	LF	12" AC or Gray C.I. Pipe	10.10	25,250.00
5	20	LF	8" Pipe	7.10	142.00
6	1,380	Lbs	Gray Cast Iron Fittings	.70	966.00
7	3	Ea.	8" M. J. Gate Valves/boxes	260.00	780.00
8	50	LF	20" Steel encasement pipe	120.00	6,000.00
Sub-Total Items 3 thru 8 - Base Bid (Item 4)					<u>\$ 55,865.00</u>
Sub-Total Items 3 thru 8 - Alt. Bid (Item 4A)					<u>\$ 35,865.00</u>
(CONNECTIONS to 20-inch Channel Crossing on Harbor Island and at Port Aransas Pump Station - Items 9 thru 14)					
9	170	LF	8" AC pipe	17.10	2,907.00
10	100	LF	12" Pipe	10.40	1,040.00
11	336	LF	20" Pipe	24.60	8,265.60
12	1	LS	Gray Cast Iron Fittings	10,000.00	10,000.00
13	1	Ea.	20" Butterfly Valve/Box	2,500.00	2,500.00
14	1	LS	Rem. & Salv. of Pipe	2,000.00	2,000.00
Sub-Total Items 9 thru 14					<u>\$ 26,712.60</u>
(LINE FROM PUMP-STATION TO EL. TANK - Items 15 thru 20)					
15	80	LF	12" Pipe	10.40	832.00
16	4,625	LF	20" Pipe	23.60	109,150.00
17	11,335	Lbs.	Gray Cast Iron Fittings	.70	7,934.50
18	2	Ea.	20" Butterfly valves/Boxes	2,500.00	5,000.00
19	1	LS	Conn. 8" Line in Alister St.	500.00	500.00
20	1	LS	Conn. 6" Line in Avenue G	500.00	500.00
Sub-Total Items 15 thru 20					<u>\$123,916.50</u>
(VARIOUS OTHER WATER LINES)					
21	2,080	LF	4" Pipe	4.20	8,736.00
22	4,230	LF	6" Pipe	5.90	24,957.00
23	4,105	LF	8" Pipe	6.80	27,914.00
24	6,700	Lbs	Gray Cast Iron fittings	.70	4,690.00
25	6	Ea.	2" Gate Valves/Boxes	100.00	600.00
26	11	Ea.	4" Gate Valves/Boxes	140.00	1,540.00
27	13	Ea.	6" Gate Valves/Boxes	190.00	2,470.00
28	3	Ea.	6" Tapping Valves	400.00	1,200.00
29	6	Ea.	8" Gate Valves/Boxes	260.00	1,560.00
30	2	Ea.	8" Tapping Valves	470.00	940.00
Sub-Total Items 21 thru 30					<u>\$ 74,607.00</u>
TOTAL ITEMS 1 THRU 30 USING ITEM NO. 4					<u>\$324,701.10</u>
TOTAL ITEMS 1 THRU 30 USING ITEM NO. 4(A)					<u>\$304,701.10</u>
Optional 2-Year Paving Maintenance Guarantee					<u>\$ 1,200.00</u>

BURTEX CONST. INC.

<u>Unit Price</u>	<u>Total Amt.</u>
\$23,000.00	\$ 23,000.00
5,200.00	5,200.00
	<u>\$ 28,200.00</u>
15.00	4,050.00
50.75	126,875.00
14.75	36,875.00
15.00	300.00
.80	1,104.00
331.00	993.00
143.00	7,150.00
	<u>\$140,472.00</u>
	<u>\$ 50,472.00</u>

11.50	1,955.00
14.70	1,470.00
26.40	8,870.40
8,100.00	8,100.00
3,400.00	3,400.00
3,900.00	3,900.00
	<u>\$ 27,695.40</u>

15.00	1,200.00
27.75	128,343.75
.81	9,181.35
340.00	680.00
1,200.00	1,200.00
1,200.00	1,200.00
	<u>\$141,805.10</u>

5.65	11,752.00
7.65	32,359.50
8.75	35,918.75
.80	5,360.00
125.00	750.00
200.00	2,200.00
240.00	3,120.00
690.00	2,070.00
320.00	1,920.00
800.00	1,600.00
	<u>\$ 97,050.25</u>

\$435,222.75\$345,222.75\$ 2,000.00MAVERICK CONST. CO.

<u>Unit Price</u>	<u>Total Amt.</u>
\$21,644.44	\$ 21,644.44
6,160.00	6,160.00
	<u>\$ 27,804.44</u>
13.57	3,663.90
43.00	107,500.00
13.57	33,925.00
8.44	168.80
.84	1,159.20
304.43	913.29
85.10	4,255.00
	<u>\$117,660.19</u>
	<u>\$ 44,085.19</u>

8.44	1,434.80
13.57	1,357.00
28.35	9,525.60
6,084.64	6,084.64
3,602.50	3,602.50
6,107.30	6,107.30
	<u>\$ 28,111.84</u>

13.57	1,085.60
28.35	131,118.75
.84	9,521.40
3,602.50	7,205.00
2,110.13	2,110.13
1,775.41	1,775.41
	<u>\$152,816.29</u>

6.35	13,208.00
7.23	30,582.90
8.44	34,646.20
.84	5,628.00
96.42	578.52
203.46	2,238.06
294.79	3,832.27
662.59	1,987.77
422.74	2,536.44
832.43	1,664.86
	<u>\$ 96,903.02</u>

\$423,295.78\$349,720.78\$ No BidHELDENFELS BROS.

<u>Unit Price</u>	<u>Total Amt.</u>
\$38,000.00	\$ 38,000.00
7,000.00	7,000.00
	<u>\$ 45,000.00</u>
16.00	4,320.00
No Bid	No Bid
16.00	40,000.00
11.00	220.00
1.25	1,725.00
360.00	1,080.00
96.50	4,825.00
	<u>\$ No Bid</u>
	<u>\$ 52,170.00</u>

17.15	2,915.50
16.00	1,600.00
28.75	9,660.00
12,180.00	12,180.00
3,380.00	3,380.00
4,283.50	4,283.50
	<u>\$ 34,019.00</u>

16.00	1,280.00
27.00	124,875.00
1.25	14,168.75
3,380.00	6,760.00
1,319.50	1,319.50
1,100.00	1,100.00
	<u>\$149,503.25</u>

7.10	14,768.00
9.30	39,339.00
10.00	41,050.00
1.25	8,375.00
113.00	678.00
200.00	2,200.00
300.00	3,900.00
625.00	1,875.00
360.00	2,160.00
805.00	1,610.00
	<u>\$115,955.00</u>

\$ No Bid\$396,647.25\$ 1,000.00

MINUTES OF
SPECIAL MEETING

JULY 24, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 24th day of July, 1974, the Board of Directors for the Nueces County Water Control and Improvement District No. 4., convened in a Special Meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	George Hawn
Vice President	Melvin Littleton
Director	Carl Castell

Absent:

Secretary	J. O. Buddy Harris
Director	Andy Dallas

District Staff:

Manager	Don Roy Farley
Executive Secretary	Betty Curry
Engineer	Gene Urban
Attorney	Charlie Zahn

Visitors:

List attached and becomes a permanent part of these minutes.

Meeting was called to order at 6:10 P.M. Carl Castell made a motion to waive the reading of minutes of previous meeting. M. Littleton seconded. Motion carried.

Bids opened
on \$300,000.
Bond
Construction:

Bids were opened on the \$300,000.00 Bond Construction. M. Littleton made a motion to table bids for further study and consideration. Carl Castell seconded. Motion carried.

Date of
letting
of bids:

Date was set for July 29, 1974, at 11:00 A.M. at the District Office for letting of the bids.

New Policy:

Board members are to be called the day of the meetings and reminded as to time of meetings.

Pooling
financial
resources:

Discussion was held concerning pooling financial resources between the City and Water District and investing monies at a maximum rate of interest.

Garbage
Collection
Studies:

Details of the Garbage Collection are being worked out by the City Officials, then it will be turned over to the District.

Special Meeting

NAME	REPRESENTING
Opie L. Etheridge	McConaghan & Etheridge
F. L. McConaghan	" "
Dennis Dreyer	Mayor
Paul W. Keller	Austin Engineering Co
Hugh Smith	Trans. & Supply
FRED G. SHAW	BURTEX
S. A. Dumas	BURTEX
E. C. URBAN	Nathan Em.
Barney Jarley Jr	Citizen
Henry Dudenman	"
H. J. Robinson	BURTEX CONSTRUCTORS, INC.
R. E. Powers	McAllen Pipe & Supply Co. Inc.
Rusty Logue	Clow Corp.
James K. Buckley	Austin Engineering Co
LUIS GARRA JR	HELDENFELS BROS.
Lew LARSON	CACTUS UT.
Jim Reeves	Rohan Co.
GARY BARROW	MAVERICK CONST.
JOE WILKIE	MAURICK CONST.
Steve Freshman	Southern Jetty
Donna Midget	Citizen

TABULATION OF BIDS
WATER SYSTEM IMPROVEMENTS
IN
PORT ARANSAS, TEXAS
NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NUMBER 4

McCAUGHAN & ETHERIDGE
CONSULTING ENGINEERS

6:00 P.M.
JULY 24, 1974

<u>BIDDER</u>	<u>Bid</u>	<u>TOTAL BASE BID</u>	<u>TOTAL ALT. BID</u>	<u>OPTIONAL 2-YR Paving</u>
<u>Burter Construction</u>	<u>5%</u>	<u>435,222.75</u>	<u>345,222.75</u>	<u>\$ 2,000</u>
<u>Maverick Construction</u>	<u>5%</u>	<u>423,295.78</u>	<u>349,720.78</u>	<u>- no figure</u>
<u>Austin Engineering Co</u>	<u>5%</u>	<u>324,701.10</u>	<u>304,701.10</u>	<u>\$ 1200</u>
<u>Hildemfels Bros.</u>	<u>unlimited</u>	<u>no bid</u>	<u>396,647.25</u>	<u>\$ 1000</u>
<u>Castus Utility</u>	<u>5%</u>	<u>372,134.60</u>	<u>309,134.60</u>	<u>\$ 15,000</u>

#1	36,600	11.	24.60	24.	70
#2	7,000	12.	10,000.00	25.	100.
#3	\$ 10.10	13.	\$ 2500	26.	140.
#4	18.10	14.	2,000	27.	190.
4-A	10.10	15.	10.40	28.	400
5.	7.10	16.	23.60	29.	260
6.	.70	17.	.70	30.	\$ 470
7	260.00	18.	2500		
8	120.00	19.	\$ 500		
9.	17.10	20.	500		
10.	10.40	21.	4.20		
		22.	5.90		
		23.	6.80		

285,000
304700

WATER SYSTEM IMPROVEMENTS - PORT ARANSAS, TEXAS - JULY 24, 1974
 NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NUMBER 4

BID OF Austin Engineering Co.

<u>Item</u>	<u>Quan.</u>	<u>Unit</u>	<u>Description</u>	<u>Unit Price</u>	<u>Total Amt.</u>
(PUMP STATION IMPROVEMENTS - ITEMS 1 and 2)					
1	1	LS	Revisions to Pump Plant in P. A.	\$36,600	
2	1	LS	Electrical Work at Pump Station	7,000	
(SUPPLY LINE IN BEASLEY AVENUE - ITEMS 3 THRU 8)					
3	270	LF	12" Pipe	\$10.10	
4*(Base)	2,500	LF	12" Welded Steel Pipe	18.10	
4(a)(Alt)	2,500	LF	12" AC or Gray C.I. Pipe	10.10	
5	20	LF	8" Pipe	7.10	
6	1,380	Lbs	Gray Cast Iron Fittings	.70	
7	3	Ea.	8" M. J. Gate Valves/boxes	260.00	
8	50	LF	20" Steel encasement pipe	120.00	
Sub-Total Items 3 thru 8 - Base Bid (Item 4)					\$
Sub-Total Items 3 thru 8 - Alt. Bid (Item 4A)					\$
(CONNECTIONS to 20-inch Channel Crossing on Harbor Island and at the Port Aransas Pumps Station - Items 9 thru 14)					
9	170	LF	8" AC pipe	17.10	
10	100	LF	12" Pipe	10.40	
11	336	LF	20" Pipe	24.60	
12	1	LS	Gray Cast Iron Fittings	10,000.00	
13	1	Ea.	20" Butterfly Valve/Box	2,500.00	
14	1	LS	Rem. & Salv. of Pipe	2,000.00	
Sub-Total Items 9 thru 14					\$
(LINE FROM PUMP STATION TO ELEVATED TANK - Items 15 thru 20)					
15	80	LF	12" Pipe	10.40	
16	4,625	LF	20" Pipe	23.60	
17	11,335	Lbs.	Gray Cast Iron Fittings	.70	
18	2	Ea.	20" Butterfly valves/Boxes	2,500.00	
19	1	LS	Conn. 8" Line in Alister St.	500.00	
20	1	LS	Conn. 6" Line in Avenue G	500.00	
Sub-Total Items 15 thru 20					\$
(VARIOUS OTHER WATER LINES)					
21	2,080	LF	4" Pipe	4.20	
22	4,230	LF	6" Pipe	5.90	
23	4,105	LF	8" Pipe	6.80	
24	6,700	Lbs	Gray Cast Iron fittings	.70	
25	6	Ea.	2" Gate Valves/Boxes	100.00	
26	11	Ea.	4" Gate Valves/Boxes	140.00	
27	13	Ea.	6" Gate Valves/Boxes	190.00	
28	3	Ea.	6" Tapping Valves	400.00	
29	6	Ea.	8" Gate Valves/Boxes	260.00	
30	2	Ea.	8" Tapping Valves	470.00	
Sub-Total Items 21 thru 30					\$
TOTAL ITEMS 1 THRU 30 USING ITEM NO. 4					\$
TOTAL ITEMS 1 THRU 30 USING ITEM NO. 4(A)					\$
Optional 2-Year Paving Maintenance Guarantee					\$

OFFICIAL BID FORM

Honorable President and Board of Directors
Nueces County Water Control and Improvement
District No. 4
Port Aransas, Texas

July 17, 1974

Gentlemen:

Reference is made to your "Official Notice of Sale" and "Official Statement", dated July 3, 1974, of \$300,000 NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4, WATER GENERAL OBLIGATION BONDS, SERIES 1974, both of which constitute a part hereof.

For your legally issued bonds, as described in said Notice, we will pay you par and accrued interest from date of issue to date of delivery to us, plus a cash premium of \$ None for bonds maturing and bearing interest as follows.

Maturity	Interest Rate	Maturity	Interest Rate	Maturity	Interest Rate
8-1-83	7.75 %	8-1-87	7.00 %	8-1-89	7.20 %
8-1-84	7.75 %	8-1-88	7.00 %	8-1-90	7.20 %
8-1-85	7.75 %			8-1-91	7.25 %
8-1-86	7.00			8-1-92	7.25 %

Interest cost, in accordance with the above bid, is:

Gross Interest Cost	\$ <u>308,675.00</u>
Less Premium	<u>0</u>
NET INTEREST COST	\$ <u>308,675.00</u>
EFFECTIVE INTEREST RATE	<u>7.262%</u>

We have a Check of the City National Bank, Austin, in the amount of \$6,000.00, which represents our Good Faith Deposit (~~XXXXXX~~) or (has been made available to you prior to the opening of this bid), and is submitted in accordance with the terms as set forth in the "Official Notice of Sale" and "Official Statement". Upon ~~XXXXXX~~ of the ~~XXXXXX~~ ~~XXXXXX~~ from the purchase price) or ~~XXXXXX~~

We agree to accept delivery of and make payment for the bonds at Bank, Austin, Texas, on August 20, 1974, or thereafter when tendered for delivery, pursuant to the terms set forth in the "Official Notice of Sale".

Respectfully submitted,

Underwood, Neuhaus & Co., Inc.

By

Kenneth Schwenke
Authorized Representative

ACCEPTANCE CLAUSE

Kenneth Schwenke
Vice President

The above and foregoing is hereby accepted by the Nueces County Water Control and Improvement District No. 4, on the 17th day of July, 1974.

[Signature]
President, Board of Directors
Nueces County Water Control and
Improvement District No. 4

OFFICIAL BID FORM

Honorable President and Board of Directors
Nueces County Water Control and Improvement
District No. 4
Port Aransas, Texas

July 17, 1974

Gentlemen:

Reference is made to your "Official Notice of Sale" and "Official Statement", dated July 3, 1974, of \$300,000 NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4, WATER GENERAL OBLIGATION BONDS, SERIES 1974, both of which constitute a part hereof.

For your legally issued bonds, as described in said Notice, we will pay you par and accrued interest from date of issue to date of delivery to us, plus a cash premium of \$ none for bonds maturing and bearing interest as follows:

Maturity	Interest Rate	Maturity	Interest Rate	Maturity	Interest Rate
8-1-83	<u>7 1/2%</u>	8-1-87	<u>7 3/4%</u>	8-1-89	<u>7 3/4%</u>
8-1-84	<u>7 3/4%</u>	8-1-88	<u>7 3/4%</u>	8-1-90	<u>7 3/4%</u>
8-1-85	<u>7 3/4%</u>			8-1-91	<u>7 3/4%</u>
8-1-86	<u>7 3/4%</u>			8-1-92	<u>7 3/4%</u>

Interest cost, in accordance with the above bid, is:

Gross Interest Cost

\$ 328,812.50

Less Premium

- 0 -

NET INTEREST COST

\$ 328,812.50

EFFECTIVE INTEREST RATE

7.73676%

Cashier's Check of the City National Bank Bank, Austin, Texas, in the amount of \$6,000.00, which represents our Good Faith Deposit (~~is attached hereto~~) or (has been made available to you prior to the opening of this bid), and is submitted in accordance with the terms as set forth in the "Official Notice of Sale" and "Official Statement". Upon delivery of the bonds, said check shall be (deducted from the purchase price) ~~and returned to us~~.

We agree to accept delivery of and make payment for the bonds at City National Bank, Austin, Texas, on August 20, 1974, or thereafter when tendered for delivery, pursuant to the terms set forth in the "Official Notice of Sale".

Respectfully submitted,

First Investment Co

Russell W. Pierce, Secretary

By Russell W. Pierce
Authorized Representative

ACCEPTANCE CLAUSE

The above and foregoing bid is hereby in all things accepted by the Nueces County Water Control and Improvement District No. 4, this the 17th day of July, 1974.

President, Board of Directors
Nueces County Water Control and
Improvement District No. 4

ATTEST:

Secretary, Board of Directors

Return of Good Faith Deposit is hereby acknowledged: _____

By _____

OFFICIAL BID FORM

Honorable President and Board of Directors
Nueces County Water Control and Improvement
District No. 4
Port Aransas, Texas

July 17, 1974

Gentlemen:

Reference is made to your "Official Notice of Sale" and "Official Statement", dated July 3, 1974, of \$300,000 NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4, WATER GENERAL OBLIGATION BONDS, SERIES 1974, both of which constitute a part hereof.

For your legally issued bonds, as described in said Notice, we will pay you par and accrued interest from date of issue to date of delivery to us, plus a cash premium of \$ 0 for bonds maturing and bearing interest as follows:

Maturity	Interest Rate	Maturity	Interest Rate	Maturity	Interest Rate
8-1-83	<u>7.90%</u>	8-1-87	<u>7.90%</u>	8-1-89	<u>7.90%</u>
8-1-84	<u>7.90%</u>	8-1-88	<u>7.90%</u>	8-1-90	<u>7.90%</u>
8-1-85	<u>7.90%</u>			8-1-91	<u>7.90%</u>
8-1-86	<u>7.90%</u>			8-1-92	<u>7.90%</u>

Interest cost, in accordance with the above bid, is:

Gross Interest Cost	\$ <u>335,750.00</u>
Less Premium	<u>0</u>
NET INTEREST COST	\$ <u>335,750.00</u>
EFFECTIVE INTEREST RATE	<u>7.90%</u>

Cashier's Check of the Island State Bank, Port Aransas, in the amount of \$6,000.00, which represents our Good Faith Deposit (~~enclosed herewith~~ or (has been made available to you prior to the opening of this bid), and is submitted in accordance with the terms as set forth in the "Official Notice of Sale" and "Official Statement". Upon delivery of the bonds, said check shall be (deducted from the purchase price) or (returned to us).

We agree to accept delivery of and make payment for the bonds at Bank, Austin, Texas, on August 20, 1974, or thereafter when tendered for delivery, pursuant to the terms set forth in the "Official Notice of Sale".

Respectfully submitted,

Island State Bank

By

George T. Gibson
Authorized Representative

ACCEPTANCE CLAUSE

George T. Gibson
President

The above and foregoing bid is hereby in all things accepted by the Nueces County Water Control and Improvement District No. 4, this the 17th day of July, 1974.

President, Board of Directors
Nueces County Water Control and
Improvement District No. 4

ATTEST:

Secretary, Board of Directors

Return of Good Faith Deposit is hereby acknowledged: _____

By _____

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OFFICIAL BID FORM

Honorable President and Board of Directors
Nueces County Water Control and Improvement
District No. 4
Port Aransas, Texas

July 17, 1974

Gentlemen:

Reference is made to your "Official Notice of Sale" and "Official Statement", dated July 3, 1974, of \$300,000 NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4, WATER GENERAL OBLIGATION BONDS, SERIES 1974, both of which constitute a part hereof.

For your legally issued bonds, as described in said Notice, we will pay you par and accrued interest from date of issue to date of maturity, plus a cash premium of \$ 39.88 for bonds maturing and bearing interest as follows:

Maturity	Interest Rate	Maturity	Interest Rate	Maturity	Interest Rate
8-1-83	<u>8.00%</u>	8-1-87	<u>8.00%</u>	8-1-89	<u>8.00%</u>
8-1-84	<u>8.00%</u>	8-1-88	<u>8.00%</u>	8-1-90	<u>8.00%</u>
8-1-85	<u>8.00%</u>			8-1-91	<u>7.75%</u>
8-1-86	<u>8.00%</u>			8-1-92	<u>7.75%</u>

Interest hereon, in accordance with the above bid, is:

Approximate Interest Cost

\$335,625.00

Less Premium

39.88

NET INTEREST COST

\$335,586.12

Effective Interest Rate

7.89614%

Check of the AMERICAN NATIONAL BANK, AUSTIN, TEXAS, in the amount of \$6,000.00, which represents our Good Faith Deposit (is attached hereto) or (has been made available to you prior to the opening of this bid), and is submitted in accordance with the terms set forth in the "Official Notice of Sale" and "Official Statement". Upon delivery of the bonds, said check shall be (deducted from the purchase price) or (returned to us).

AMERICAN NATIONAL BANK

We agree to accept delivery of and make payment for the bonds at AUSTIN, TEXAS Bank, Austin, Texas, on August 21, 1974, or thereafter when tendered for delivery, pursuant to the terms set forth in the "Official Notice of Sale".

Respectfully submitted,

HORNBLOWER & WEEKS - HEMPHILL, NOYES, INC.

PAUL WEBBER, JACKSON & CURTIS

by Roy L. Blanton
Authorized Representative

ROY L. BLANTON HWHN-CC, TEX.

ACCEPTANCE CLAUSE

The above and foregoing bid is hereby accepted by the Nueces County Water Control and Improvement District No. 4 this 17th day of July, 1974.

President, Board of Directors
Nueces County Water Control and
Improvement District No. 4

ATTEST:

Board of Directors

Return of Good Faith Deposit is hereby acknowledged:

RESOLUTION AND ORDER EXECUTING INCREASE IN WATER TAPS AND DEPOSITS FOR THE NUECES
COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NUMBER #4.

On the 12th day of June, 1974, the Board of Directors
on Nueces County Water Control and Improvement District Number 4, convened in
Special session being open to the public at the regular meeting place
thereof in said District, with the following members of the Board present;

President	George S. Hawn
Vice President	Melvin M. Littleton
Secretary	J. O. Buddy Harris

and the following absent;

Director	Carl Castell
Director	Andy Dallas

constituting a quorum, and among other proceedings had were the following;

The President of the Board presented a resolution and order setting
increase in water taps .

Minutes of June 12 , 1974, reflect increase in water taps .

THEREFORE, President of the Board of Directors presented a resolution
to legally establish the present water taps .

The resolution and order was read in full and, after full discussion
thereof, Mr. Melvin Littleton made a motion that it be adopted. The motion was
seconded by Mr. J. O. Buddy Harris. The Motion, carrying with it the adoption
of the resolution and order, prevailed by the following vote;

Ayes: 3

Nays: 0

The President then declared the resolution and order finally passed
and adopted.

The resolution and order is as follows:

WHEREAS, Nueces County Water Control and Improvement District No. 4

water taps as follows:

Effective June 13th, 8:00 A.M.

3/4"-----\$ 130.00

1 "----- 240.00

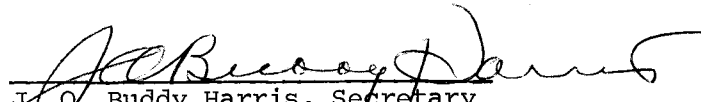
1½"----- 450.00

Anything over 2" be installed at cost to the District at time
of application.

BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO.4, that the President of the Board of Directors be authorized to set increase in present water taps.

I, the undersigned, Secretary of the Board of Directors of Nueces County Water Control and Improvement District No. 4, do hereby certify; That the foregoing resolution and order was duly passed and approved and is in full force and effect. Witness my hand and seal of office this the

12th day of June, 1974.


J. O. Buddy Harris, Secretary
Nueces County Water Control &
Improvement District #4

(seal)

GENERAL CERTIFICATE

THE STATE OF TEXAS § NUECES COUNTY WATER CONTROL
 §
COUNTY OF NUECES § AND IMPROVEMENT DISTRICT NUMBER 4

WE, the undersigned, President and Secretary, respectively, of the Board of Directors of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, of Nueces County, Texas, DO HEREBY CERTIFY as follows:

1. That the following is a true and complete statement of the outstanding bond indebtedness of said District as of the date hereinbelow shown:

<u>Kind Of Bonds</u>	<u>Date</u>	<u>Interest</u>	<u>Maturity</u>	<u>Amount Outstanding</u>
<u>Combination Ad Valorem Tax And Revenue Bonds</u>				
Series 1959 (Water)	9-1-59	4%	\$15,000 3-1-75/78	
			20,000 79/84	
			25,000 85/89	
			30,000 90/92	
			35,000 93	\$ 430,000
Series 1961 (Water)	9-1-61	4-1/2%	3,000 3-1-75	
			4,000 76/81	
			5,000 82/85	
			6,000 86/90	
			7,000 91/93	98,000
Series 1962 (Sewer)	4-15-62	3-5/8%	12,000 4-15-75	
			13,000 76/77	
			14,000 78/79	
			15,000 80/81	
			16,000 82/83	
			17,000 84/85	
			18,000 86	
			19,000 87	
			20,000 88/89	
			21,000 90	
			22,000 91	
			24,000 92/93	
			25,000 94/95	
			26,000 96	
			27,000 97	
			14,000 98	447,000
<u>Unlimited Tax Bonds</u>				
Water & Sewer Gen. Oblig. Series 1966	6-15-66	4-3/4%	5,000 6-15-75/86	
		5%	5,000 87/96	
				110,000

<u>Kind Of Bonds</u>	<u>Date</u>	<u>Interest</u>	<u>Maturity</u>	<u>Amount Outstanding</u>
<u>Unlimited Tax Bonds (Continued)</u>				
Water Gen. Oblig. Series 1969	1-10-69	3-1/2%	\$10,000 7-10-75/81 15,000 82/86 20,000 87 20,000 88/93 65,000 94 70,000 95/96 80,000 97/99 60,000 2000	\$ 790,000
Sewer Gen. Oblig. Series 1971	10-10-71	5% 7-1/2%	5,000 1-10-75/76 10,000 77/82 15,000 83 15,000 84/85 20,000 86/88 30,000 89/90	235,000
Sewer Gen. Oblig. Series 1972	1-10-72	5%	5,000 1-10-75/76	10,000
TOTAL OUTSTANDING BOND INDEBTEDNESS.				\$2,120,000
Amount of sinking funds on hand to credit of debt shown				\$ 207,271

2. That the boundaries of said District have not been extended, enlarged, or in any other manner whatsoever altered or revised since the issuance and approval of the last series of bonds on the faith and credit of said District, to wit: NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 SEWER GENERAL OBLIGATION BONDS, SERIES 1972, dated January 10, 1972, except by annexation orders passed by the District's Board of Directors annexing certain lands out of Surveys on Mustang Island, Nueces County, Texas, as follows:

(a) Order passed April 26, 1972 annexing 294.19 acres out of Surveys 591 and 592;

(b) Order passed July 12, 1972 annexing 498.18 acres out of Surveys 593, 594 and 595;

(c) Order passed January 11, 1973 annexing 201.34 acres out of Survey 590; and

(d) Order passed July 11, 1973 annexing 450.623 acres out of Survey 595.

3. That at all times during which proceedings were had relating to the aforesaid annexations of territory, the election for the issuance of \$300,000 Water System General Obligation Bonds, and the authorization of such bonds by resolution and order adopted this date, each member of the Board of Directors was more than twenty-one years of age, a resident citizen of the District, and owned land subject to taxation in the District.

4. (a) That at all times when proceedings were had relating to the aforesaid annexations of territory, the duly qualified and acting members of the Board of Directors and officials of said District were those shown in the respective proceedings.

(b) That on July 25, 1973, the date of passage of the resolution ordering a bond election, and on September 5, 1973, the date of passage of a resolution canvassing the returns of said election, the following were the duly qualified and acting members of the Board of Directors:

CARL O. PETERSON	President
ANDREW J. DALLAS	Vice President
H. L. WARD	Secretary
CARL CASTELL	Director
JOSEPH (J. E.) BELCHER	Director

(c) That at the present time the following are the duly qualified and acting members of the Board of Directors and officials of said District:

GEORGE S. HAWN	President
MELVIN M. LITTLETON	Vice President
J. O. HARRIS	Secretary
ANDREW J. DALLAS	Director
CARL CASTELL	Director
(MRS.) BETTY CURRY	Tax Assessor
RICHARD D. MAGEE	Tax Collector

5. That the present Directors and all officials of said District have supplied proper surety bonds for the current fiscal year, and that said bonds have been approved in the manner required by law.

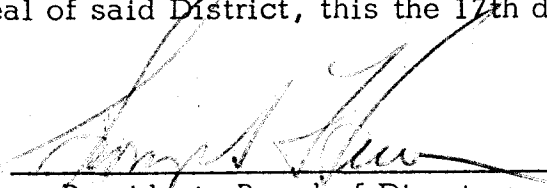
6. That said District has held hearings on taxation required by Chapter 3A of Title 128, Revised Civil Statutes of Texas, 1925, as amended, (now Subchapter L, Chapter 51, Texas Water Code), and has determined that all taxes shall be levied on the ad valorem basis.

7. That the District has not adopted a debt limitation.

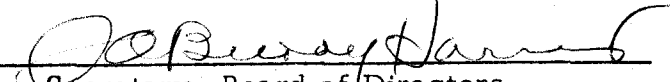
8. That there is not now pending, or to our knowledge threatened, any litigation of any nature questioning the organization of said District or the boundaries thereof, or restraining or enjoining the issuance and delivery of the proposed bonds or the levy and collection of taxes to pay the principal and interest thereof, or in any manner questioning the proceedings and authority under which the same is made or affecting the validity of the bonds thereunder.

IN WITNESS WHEREOF, we have hereunto subscribed our official signatures and impressed hereon the seal of said District, this the 17th day of July, 1974.

(District Seal)



President, Board of Directors
Nueces County Water Control and
Improvement District Number 4



Secretary, Board of Directors
Nueces County Water Control and
Improvement District Number 4

McCAUGHAN & ETHERIDGE

CONSULTING ENGINEERS

320 WILSON BUILDING

CORPUS CHRISTI, TEXAS 78401

July 29, 1974

Nueces County Water Control & Improvement District No. 4
P. O. Box 128
Port Aransas, Texas 78373

Re: Water System Improvements
File 192-PA-16

Gentlemen:

In accordance with your request that we give a revised recommendation regarding the award of the construction contract on the above project, reducing the amount to something near \$283,000, we submit the following:

We recommend that those lines which form major feeders and system "backbone" be retained in the project. We recommend that the following lines which would serve primarily for local distribution be eliminated, as follows and as shown on the attached map.

<u>Location and Size</u>	<u>Deduct Cost</u>
Oleander Street, 6" and 4"	\$ 5,138.00
Church Street, 4"	3,086.80
Laurel Street, 4"	1,351.00
Avenue C, 6"	3,568.50
Cotter & Tarrant Streets, 4"	504.00
Beach Street E. of Station, 8"	2,516.00
Palm, W. of Eleventh, 4"	1,634.50
Palm, E. of Eleventh, 4"	3,843.50
(Deduct)	<u>\$ 21,642.30</u>
Total Alternate Bid	304,701.10
Revised Total	<u>\$283,058.80</u>

The District's Resolution making the award must specifically note and approve the reduction and include the phrase "Subject to approval by the Texas Water Rights Commission." A letter of request for approval

of the change must be submitted to the Commission. (Lack of funds to do the entire project as bid would certainly qualify as justification.) As the change is less than \$25,000, the Executive Director will have the authority to approve the change without action by the full Commission.

The item revisions in the contract would be as follows:

<u>No.</u>	<u>Description</u>	<u>Unit Price</u>	<u>As Bid</u>	<u>Revised</u>	<u>Deduct</u>
21	4" Pipe	\$ 4.20	2,080 LF	0	\$ 8,736.00
22	6" Pipe	5.90	4,230 LF	3,070	6,844.00
23	8" Pipe	6.80	4,105 LF	3,735	2,516.00
24	C.I. Fittings	.70	6,700 Lbs	5,191	1,056.30
25	2" Valve	100.00	6	2	400.00
26	4" Valve	140.00	11	3	1,120.00
27	6" Valve	190.00	13	10	570.00
28	6" Tapping Valve	400.00	3	2	400.00
Total Reduction					\$21,642.30

It is therefore our recommendation that the contract be awarded to Austin Engineering Company, in the amount of \$283,058.30 as reduced, subject to approval of the reduction by the Texas Water Rights Commission, and that the President of the Board be authorized to execute the construction contract.

Very truly yours,

McCAUGHAN & ETHERIDGE

By Obie L. Etheridge
Obie L. Etheridge, P. E.

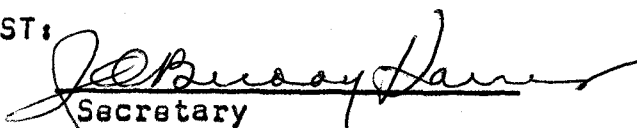
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enc.

BE IT RESOLVED, that the Board approves the reduction of the proposed water system improvement project by the elimination of certain lines, in the amount of \$21,642.30 reduction from the Total Alternate Bid, and hereby awards a construction contract to Austin Engineering Company in the amount of \$283,058.80, SUBJECT TO the approval of the changes by the Texas Water Rights Commission; and authorizes the President of the Board to execute the construction contract on the receipt of such approval.

The above RESOLUTION was approved by the Board of Directors of Nueces County Water Control and Improvement District No. 4 at a Special Meeting on July 29, 1974.


President

ATTEST:


Secretary

MINUTES OF
SPECIAL MEETING

JUNE 26, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 26th day of June, 1974, the Board of Directors for the Nueces County Water Control and Improvement District No. 4., convened in a Special Meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	George Hawn
Vice President	Melvin Littleton
Secretary	J. O. Buddy Harris
Director	Carl Castell

Absent:

Director	Andy Dallas
----------	-------------

District Staff:

Manager	Don Roy Farley
Water Superintendent	Gail Holman
Attorney	Charlie Zahn
Engineer	Gene Urban
Executive Secretary	Betty Curry

Visitors:

Coral Kay Rep.	Harlan Heitcamp
----------------	-----------------

Meeting was called to order at 7:12 P.M. with motion from M. Littleton to waive the reading of the minutes of previous meeting. J. O. Buddy Harris seconded. Motion carried.

M. Littleton made a motion to approve bills to be paid. J..O. Buddy Harris seconded. Motion carried.

Joint
Committee
Meeting:

Fire
Hydrants:

Report of Joint Committee Meeting. Each board member was furnished with a copy of minutes. Main issue being Water District/ City administrator. Fire hydrants and fee imposed on each was discussed. If agreeable to the City, the District will assume the responsibility of the hydrants and the \$1.50 per plug will not be charged to the City. There are 15-Tees on existing line that need fire plugs. New lines being laid needs provisions for Tees for fire protection. The District will also assume all privately owned plugs and future planning of plugs. In turn the District's street cuts will be patched by the City, if agreeable ? J. O. Buddy Harris made a motion that all taps outside city limits not be made until the builder complies with City Building Code. C. Castell

Taps
Outside
City
Limits:

MINUTES OF
SPECIAL MEETING

JULY 17, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 17th day of July, 1974, the Board of Directors for the Nueces County Water Control and Improvement District No.4, convened in a special meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	George Hawn
Vice President	Melvin Littleton
Secretary	J. O. Harris

Absent:

Director	Carl Castell
Director	Andy Dallas

District Staff:

Financial Advisor	Laddie Janecek
Attorney	Charlie Zahn
Executive Secretary	Betty Curry
Manager	Don Roy Farley
Water Superintendent	Gail Holman

Visitors:

Bidder	Roy Blanton
Developer	Ray Reeder

Meeting was called to order at 6:10 P.M. M. Littleton made a motion to waive reading of previous meeting. J. O. Harris seconded. Motion carried.

\$300,000.

Bids opened:

Bids were opened. Lowest bid was Underwood, Neuhaus & Co., Inc. at 7.26294%. Four bids were given and are attached and become a permanent part of these minutes.

1. Underwood, Neuhaus & Co., Inc.
2. Hornblower & Weeks-Hemphill, Noyes, Inc., Paine, Webber, Jackson & Curtis
3. Island State Bank
4. First Southwest Co.

Motion to accept Underwood, Neuhaus Bid. _____:

J. O. Harris made motion to accept bid of Underwood, Neuhaus & Co., Inc. at 7.26294%. Melvin Littleton seconded. Motion carried.

Mr. Hawn made note that he was disappointed in Island State Bank bid.

Mr. Janecek went over Bond Issue very throughly. Long discussion followed.

RESOLUTION AND ORDER AUTHORIZING ISSUANCE OF
\$300,000 "NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUMBER 4 WATER SYSTEM
GENERAL OBLIGATION BONDS, SERIES 1974," DATED
AUGUST 1, 1974

THE STATE OF TEXAS § NUECES COUNTY WATER CONTROL
 §
COUNTY OF NUECES § AND IMPROVEMENT DISTRICT NUMBER 4

ON THIS, the 17th day of July, 1974, the Board of Directors of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 convened in special session, being open to the public, at the regular meeting place thereof in said District, with the following members of the Board present:

GEORGE S. HAWN	PRESIDENT
MELVIN M. LITTLETON	VICE PRESIDENT
J. O. HARRIS	SECRETARY
ANDREW J. DALLAS	DIRECTOR
CARL CASTELL	DIRECTOR

and the following absent: Johnnie & Castell,
constituting a quorum; and among other proceedings had were the following:

The President of the Board presented a resolution and order authorizing the issuance of \$300,000 "NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 WATER SYSTEM GENERAL OBLIGATION BONDS, SERIES 1974," dated August 1, 1974.

The resolution and order was read in full and, after full discussion thereof, Mr. George S. Hawn made a motion that it be adopted. The motion was seconded by Mr. Melvin M. Littleton. The motion, carrying with it the adoption of the resolution and order, prevailed by the following vote:

AYES: Messrs. Hawn, Littleton, Harris,
Dallas and Castell.

NOES: None.

The President then declared the resolution and order finally passed and adopted.

The RESOLUTION AND ORDER is as follows:

WHEREAS Nueces County Water Control and Improvement District Number 4 has heretofore adopted a plan for improvements designed to furnish a water and sewer system for service within said District; and

WHEREAS the works, improvements and facilities heretofore accomplished by said District are found to be inadequate to fulfill the beneficial results which the District's location and conditions admit and demand and this Board of Directors finds that additional funds are required to construct and acquire additional water improvements and extensions in order to carry out the purpose for which the District was organized and to best serve the interests of the District; and

WHEREAS there has been filed in the office of the District an Engineer's report covering plans for making such improvements and extensions to the District's existing Water System now serving the area and inhabitants of the District, said report being accompanied by maps, plats, profiles and data fully showing and explaining same and having been heretofore approved by this Board; and

WHEREAS at all times since the organization of such District, to and including the present time, said District has continued to exercise all the powers and functions of a district created under Article XVI, Section 59, of the Constitution; and

WHEREAS, pursuant to an election duly and legally called and held for the purpose within the District on the 29th day of August, 1973, with the results thereafter officially canvassed and determined as being in favor of the proposition submitted for the issuance of \$300,000 ad valorem tax bonds for the purpose of financing improvements, extensions and additions to the District's existing Water System, this Board became authorized and empowered to issue such bonds; and

WHEREAS this Board of Directors has determined that it is desirable and necessary to issue at this time all of the bonds authorized as aforesaid; now, therefore,

BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4:

SECTION 1: That the bonds of said District, to be called "NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 WATER SYSTEM GENERAL OBLIGATION BONDS, SERIES 1974," in the total principal sum of THREE HUNDRED THOUSAND DOLLARS (\$300,000), shall be and same are hereby ordered to be issued on the faith and credit of said District under authority conferred by the Constitution and laws of the State of Texas, particularly Section 59 of Article XVI of the Constitution of Texas, and by V.T.C.A., Water Code, Chapter 51, for the purpose of financing improvements, extensions and additions to the District's existing Water System.

SECTION 2: That said bonds shall be dated August 1, 1974; shall be numbered consecutively from One (1) through Sixty (60); shall each be in the denomination of Five Thousand Dollars (\$5,000), aggregating the principal sum of THREE HUNDRED THOUSAND DOLLARS (\$300,000); and shall become due and payable serially, without right of prior redemption, on August 1 in each of the years in accordance with the following schedule:

<u>BOND NUMBERS</u>	<u>MATURITY</u>	<u>AMOUNT</u>
1 through 5	1983	\$25,000
6 through 10	1984	25,000
11 through 15	1985	25,000
16 through 20	1986	25,000
21 through 25	1987	25,000
26 through 30	1988	25,000
31 through 35	1989	25,000
36 through 40	1990	25,000
41 through 50	1991	50,000
51 through 60	1992	50,000

SECTION 3: That said bonds shall bear interest from date to maturity at the following rates per annum:

(a) bonds maturing in each of the years 1983 through 1988 at 7.75%;

(b) bonds maturing in each of the years 1986 through 1988 at 7.75%;

(c) bonds maturing in each of the years 1987 through 1988 at 7.75%;

(d) bonds maturing in each of the years 1988 through 1988 at 7.75%;

(e) bonds maturing in each of the years 1991 through 1991 at 7.75%;

(f) bonds maturing in each of the years 1991 through 1991 at 7.75%;

such interest to be evidenced by proper coupons attached to each of said bonds, and said interest shall be payable on August 1, 1975 and semiannually thereafter on February 1 and August 1 in each year.

SECTION 4: That both principal of and interest on said bonds shall be payable in lawful money of the United States of America, without exchange or collection charges to the owner or holder, upon presentation and surrender of bonds or proper coupons, at the MERCANTILE NATIONAL BANK AT DALLAS, Dallas, Texas.

SECTION 5: That said bonds shall be issued in the name of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 and shall be in substantially the following form:

NO. _____ UNITED STATES OF AMERICA \$5,000

STATE OF TEXAS

COUNTY OF NUECES

NUECES COUNTY WATER CONTROL AND IMPROVEMENT
DISTRICT NUMBER 4 WATER SYSTEM GENERAL OBLIGA-
TION BOND, SERIES 1974

KNOW ALL MEN BY THESE PRESENTS: That NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, in the County of Nueces, State of Texas, for value received, acknowledges itself indebted to and hereby promises to pay to bearer, without right of prior redemption, the sum of

FIVE THOUSAND DOLLARS

(\$5,000), in lawful money of the United States of America, on the FIRST DAY OF AUGUST, 19____, with interest thereon from the date hereof to maturity at the rate of _____ PER CENTUM (____%) per annum, payable on August 1, 1975, and semiannually thereafter on February 1 and August 1 in each year, and interest falling due on or prior to maturity hereof is payable only upon presentation and surrender of the interest coupons hereto attached as they severally become due.

BOTH PRINCIPAL of and interest on this bond are hereby made payable at the MERCANTILE NATIONAL BANK AT DALLAS, Dallas, Texas, without exchange or collection charges to the owner or holder.

THIS BOND is one of a series of Sixty (60) serial bonds, numbered consecutively from One (1) through Sixty (60), each in the denomination of Five Thousand Dollars (\$5,000), aggregating the sum of THREE HUNDRED THOUSAND DOLLARS (\$300,000), issued on the faith and credit of the District under authority conferred by the Constitution and laws of the State of Texas, particularly Section 59 of Article XVI of the Constitution of Texas, and by V.T.C.A., Water Code, Chapter 51; and said bonds are further authorized pursuant to an election duly ordered and held in said District on the 29th day of August, 1973, and a resolution and order duly passed by the Board of Directors of said District, of record in the Minutes of said Board; said bonds being issued for the purpose of financing improvements, extensions and additions to the District's existing Water System.

NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 covenants that it is a duly and legally existing Water Control and Improvement District under the Constitution and laws of the State of Texas, and that all acts, conditions and things required to be done precedent to and in the issuance of this series of bonds and of this bond have been properly done and performed and have happened in regular and due time, form and manner as required by law; that proper provision has been made for the levy and collection of taxes, without limit as to rate or amount, sufficient to pay this bond and the series of which it is a part, and the interest coupons thereto annexed as the same shall become due; that as collected such taxes shall be appropriated and applied exclusively to these designated purposes; and that the total indebtedness of said District, including the entire series of bonds of which this is one, does not exceed any statutory or constitutional limitation.

FOR THE FAITHFUL PERFORMANCE of all covenants, recitals and stipulations herein contained, and for the proper application of the proceeds of all taxes levied for the payment of principal of and interest on this bond and the series of which it is one, and for the faithful performance in apt time and manner of each official or other act required and necessary to provide for the prompt payment of the interest on and principal of this bond as the same mature, the full faith, credit and resources of said District are hereby irrevocably pledged.

IN TESTIMONY WHEREOF, the Board of Directors of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, in accordance with the provisions of Article 717j-1, V.A.T.C.S., has caused the seal of said District to be impressed or a facsimile thereof to be printed hereon, and this bond and its appurtenant coupons to be executed with the imprinted facsimile signatures of the President and Secretary of the Board of Directors of said District, as of the 1st day of August, 1974.

President, Board of Directors
Nueces County Water Control and
Improvement District Number 4

ATTEST:

Secretary, Board of Directors
Nueces County Water Control and
Improvement District Number 4

SECTION 6: That the interest coupons attached to said bonds shall be substantially as follows:

NO. _____ ON THE FIRST DAY OF _____, \$ _____
19_____,

the NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 of Nueces County, Texas, promises to pay to bearer, in lawful money of the United States of America, without exchange or collection charges to the owner or holder, at the MERCANTILE NATIONAL BANK AT DALLAS, Dallas, Texas, the sum of

_____ DOLLARS

(\$ _____), being _____ months' interest due that day on "NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 WATER SYSTEM GENERAL OBLIGATION BOND, SERIES 1974," dated August 1, 1974. Bond No. _____.

Secretary, Board of Directors

President, Board of Directors

SECTION 7: That the following certificate shall be printed on the back of each bond:

OFFICE OF COMPTROLLER	\$	
	\$	REGISTER NO. _____
STATE OF TEXAS	\$	

I HEREBY CERTIFY that there is on file and of record in my office a certificate of the Attorney General of the State of Texas to the effect that this bond has been examined by him as required by law, and that he finds that it has been issued in conformity with the Constitution and laws of the State of Texas, and that it is a valid and binding obligation upon said NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, of Nueces County, Texas, and said bond has this day been registered by me.

WITNESS MY HAND AND SEAL OF OFFICE at Austin, Texas, _____.

Comptroller of Public Accounts of the
State of Texas

SECTION 8: That the corporate seal of the District may be impressed on each of said bonds or, in the alternative, a facsimile of such seal may be printed on the said bonds. The bonds and interest coupons appurtenant thereto may be executed by the imprinted facsimile signatures of the President and Secretary of the Board of Directors, and execution in such manner shall have the same effect as if such bonds and coupons had been signed by the President and Secretary in person by their manual signatures. Inasmuch as such bonds are required to be registered by the Comptroller of Public Accounts of the State of Texas, only his signature (or that of a deputy designated in writing to act for the Comptroller) shall be required to be manually subscribed to such bonds in connection with his registration certificate to appear thereon, as hereinafter provided; all in accordance with the provisions of Article 717j-1, V.A.T.C.S.

SECTION 9: That to pay the interest on said bonds and to create a sinking fund for the payment of the principal thereof when due, there shall be levied, assessed and collected on all taxable property in said District for each year while any of said bonds are outstanding a continuing direct annual ad

valorem tax without limit as to rate or amount. All the proceeds of such collections shall be paid into the Interest and Sinking Fund for said bonds, and the aforementioned tax and such payments into said fund shall continue until said bonds, with interest thereon, have been fully paid and discharged, and such proceeds shall be used for such purpose and no other. For the payment of the interest on said bonds to become due in the first year and to create a sinking fund with which to pay the principal when due, there is hereby levied a sufficient tax on each one hundred dollars' valuation of taxable property in said District for the current year, and the same shall be assessed and collected and applied to the purpose named, and while said bonds or any of them are outstanding and unpaid, a tax each year at a rate from year to year as will be ample and sufficient to provide funds to pay the current interest on said bonds and to provide the necessary sinking fund, full allowance being made for delinquencies and costs of collection, shall be and is hereby levied for each year, without limit as to rate or amount, and said tax shall each year be assessed and collected and applied to the payment of the principal of and interest on said bonds.

SECTION 10: CUSIP numbers are to be printed on the bonds herein authorized. It is expressly provided, however, that the presence or absence of CUSIP numbers on the bonds shall be of no significance or effect as regards the legality thereof and neither the District nor attorneys approving said bonds as to legality are to be held responsible for CUSIP numbers incorrectly printed on the bonds.

SECTION 11: The District hereby covenants and certifies that on the basis of the facts, estimates and circumstances in existence on the date of issue, it is not expected that the proceeds of the bonds will be used in a manner that would cause such bonds to be "arbitrage bonds" within the meaning of Section 103(d)(2) of the Internal Revenue Code of 1954, as amended, or regulations thereunder applicable thereto. These covenants are made particularly for the benefit of the purchasers and holders from time to time of the bonds of this issue.

SECTION 12: That the President of the Board of Directors shall be authorized to take and have charge of all necessary orders and records pending investigation by the Attorney General of the State of Texas, and shall take and have charge and control of the bonds herein authorized pending their approval by the Attorney General and their registration by the Comptroller of Public Accounts.

SECTION 13: That the sale of the bonds herein authorized to *Underwritten, subscription & sale* at the price of par and accrued interest to date of delivery, plus a premium of \$ *three*, is hereby confirmed. Delivery of such bonds to said purchaser shall be made as soon as may be after adoption of this resolution and order, upon payment therefor in accordance with the terms of sale.

SECTION 14: That the purchaser's obligation to accept delivery of the bonds herein authorized is subject to its being furnished a final opinion of Messrs. Dumas, Huguenin, Boothman and Morrow, Attorneys, Dallas, Texas, approving such bonds as to their validity, said opinion to be dated and delivered as of the date of delivery and payment for such bonds. Printing of a true and correct copy of said opinion on the reverse side of each of such bonds, with appropriate certificate pertaining thereto executed by facsimile signature of the Secretary of the Board of Directors, is hereby approved and authorized.

ADOPTED AND APPROVED, this the 17th day of July, 1974.

ATTEST: *[Signature]*
[Signature]
Secretary, Board of Directors
Nueces County Water Control and
Improvement District Number 4

[Signature]
President, Board of Directors
Nueces County Water Control and
Improvement District Number 4

(District Seal)

STATEMENT OF TAXABLE VALUES

THE STATE OF TEXAS § NUECES COUNTY WATER CONTROL
 §
COUNTY OF NUECES § AND IMPROVEMENT DISTRICT NUMBER 4

I, the undersigned, Assessor of Taxes of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, Nueces County, Texas, DO HEREBY CERTIFY that the assessed valuation of taxable property in said District, as shown by the tax rolls of said District for the year 197~~4~~, which have been duly approved, and which is the latest official assessment of said District, is as follows:

TOTAL REAL AND PERSONAL PROPERTY VALUATIONS - \$ 21,414,932

WITNESS MY HAND AND THE SEAL OF SAID DISTRICT, this the 17th day of July, 1974.

Betty Curry

Assessor of Taxes
Nueces County Water Control and
Improvement District Number 4

(District Seal)

June 12, 1974

On this the 12th day of June, 1974, the Board of Directors for the Nueces County Water Control and Improvement District #4, convened in a special meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

Absent:

District Staff:

Visitors:

Meeting was called to order at 7:20 P.M. M. Littleton

J. O. Harris seconded. Motion carried.

Mr. Kocurek read letter from Touche Ross & Company .(Engagement between Touche Ross & Company and the NCWC&ID#4.) M. Littleton made a motion to renew letter of engagement with Touche Ross & Co. for audit for September 1974. J. O. Harris seconded. Motion carried.

The Board then reviewed the audit with Mr. Kocurek. The possibility of raising sewer and water rates was discussed. Mr. Farley is to make a comparative survey of surrounding areas, also, to value the usage of different accounts and report to the Board. Mr. Hawn suggested a future study of Board Policies with reference to deficit as shown on auditors report and policy as it relate to depreciation and how it reflects on the budget.(Copy of letter is attached).

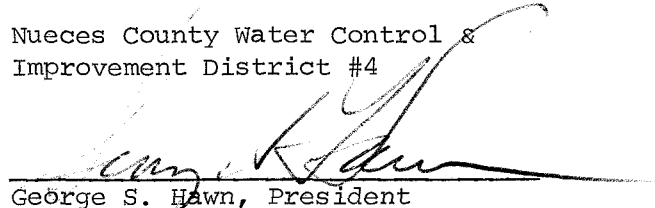
Minutes of Special Meeting (Con't)
June 12, 1974

Retirement of
John Nolan:

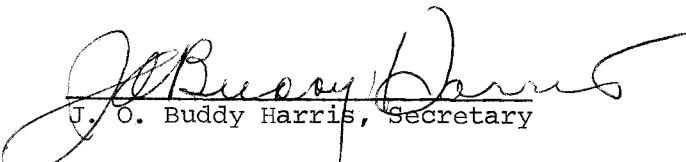
Mr. Farley brought to the District's attention the retirement of John Nolan. J. O. Harris made a motion to give John two weeks pay for his attitude and workmanship to the District. A letter of appreciation for service over the past years was sent with check. Motion seconded by M. Littleton. Motion carried.

There being no burthar business to come before the Board,
upon motion duly made and seconded, meeting was adjourned at 10:00 P.M.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


J. O. Buddy Harris, Secretary

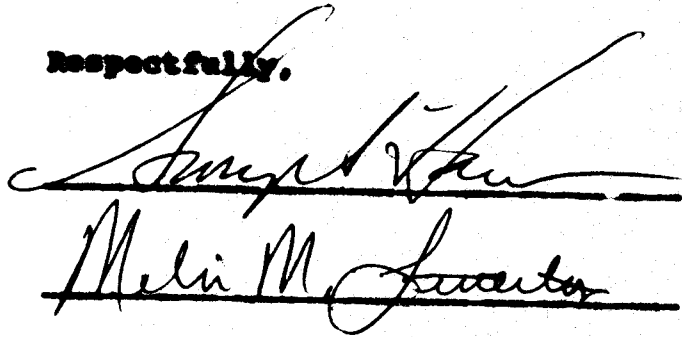
May 15, 1974

Mr Richard D Magee
Tax Assessor Collector
Nueces County
Corpus Christi, Texas 78403

Dear Mr Magee:

You are hereby notified that the Commissioners of Nueces County Water Control and Improvement District #4 met on the 12 day of June 1974 and agreed to accept the discount as provided by S.B. No 402 approved May 18, 1939 and also to set penalty and interest on taxes becoming delinquent as prescribed by law.

Respectfully,



The block contains two handwritten signatures. The first signature is written over a horizontal line and appears to be 'Samuel V. ...'. The second signature is also written over a horizontal line and is clearly legible as 'Melvin M. Swartz'.

Commissioners Nueces County Water
Control & Improvement District #4

May 17, 1974

Mr. Don Roy Farley
Nueces County Water Control and
Improvement District No. 4
P. O. Box 507
Port Aransas, Texas 78373

Dear Mr. Farley:

We are pleased to continue to serve as independent accountants for Nueces County Water Control and Improvement District No. 4.

This letter is being written to confirm and specify the terms of our agreement, and to clarify the nature and extent of the accounting services which we will provide.

The purpose of our engagement is to examine the District's financial statements for the year ended September 30, 1974, and evaluate the fairness of presentation of the statements in conformity with generally accepted accounting principles applied on a basis consistent with that of the preceding period.

Our examination will be conducted in accordance with generally accepted auditing standards which will include a review of the system of internal control and tests of transactions to the extent we believe necessary. Accordingly, it will not include a detailed audit of transactions to the extent which would be required if intended to disclose defalcations or other irregularities, although their discovery may result.

We direct your attention to the fact that management has the responsibility for the proper recording of transactions in the books of account, for the safeguarding of assets, and for the substantial accuracy of the financial statements. Such statements are the representations of management.

The objective of our examination is the expression of an unqualified opinion on the District's financial statements, dependent on the facts and circumstances at the date of our opinion. If our opinion will be other than unqualified, the reasons therefor will be fully disclosed.

✓ **Seas County Water Control and
Improvement District No. 4**

Page 2

In addition, we will submit, as a normal part of our examination, a letter advising you of opportunities we have observed for economies in or improved internal controls over, your operations. It is our practice to prepare a letter bringing such matters to the attention of the appropriate level of management.

Our fees are based on the amount of time required at various levels of responsibility, plus actual out-of-pocket expenses (travel, typing, telephone, etc.), payable upon presentation of our invoices.

If the foregoing is in accordance with your understanding, please sign and return to us the duplicate copy of this letter.

We very much appreciate the opportunity to serve you and trust that our association will continue to be a long and pleasant one.

Yours very truly,

Lauch Pass & Co.
Certified Public Accountants

Accepted:

By: 

Date: June 12, 1974

MINUTES OF
CALLED MEETING

June 3, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 3rd day of June, 1974, the Board of Directors for the Nueces County Water Control and Improvement District No. 4., convened in a called meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	George Hawn
Vice President	Melvin M. Littleton
Secretary	J. O. Buddy Harris
Director	Carl Castell
Director	Andy Dallas

District Personnel:

Financial Advisor	Laddie Janecek
Manager	Don Roy Farley
Executive Secretary	Betty Curry
District Attorney	Charlie Zahn

Meeting was called to order at 6:00 P.M.

Bond issue
discussed.

Mr. Janecek went over the bond payment plan with the Board members. The present bond issue program was discussed at great length. \$2,000,000.00 in assessed value is expected for the year of 1974, estimated by Buddy Cage, according to Mr. Janecek. Mr. Janecek recommended dropping the tax rate .05¢ per hundred in 1975.

Mr. Janecek said when selling bonds, it must be published in Corpus Christi Caller one time. Mr Janecek will take care of having this published.

Mr. Hawn inquired as to how the District could maximize their investment. Mr. Janecek advised him to contact each bank at maturity of presently held investments and decide how to better their investments. The only route available to the District is to invest in Treasury Bonds or Certificates of Deposits. Mr. Kocurek, representative from Touche, Ross Co., will be ask^{ed} to attend next meeting to answer questions concerning finances.

Due to increases in overall prices, it was recommended that bids be accepted and award contracts immediately or as soon as possible after bids are received.

Mr. Janecek recommended the Board authorize him to sell bonds. Dates were set for July 17th for sale of bonds. July 24th to accept bids for construction from contractors.

MINUTES OF
SPECIAL MEETING

MAY 22, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 22nd day of May, 1974, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a special meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	George Hawn
Vice President	Melvin Littleton
Secretary	J. O. Buddy Harris
Director	Carl Castell
Director	Andy Dallas

Staff Members:

Manager	Don Roy Farley
Water Superintendent	Gail Holman
Recorder	Nona Sherrill

Visitors:

Engineers- District	Frank McCaughan Obie Etheridge Gene Urban
Lawyer-District	Richard Hatch
Mayor-Port Aransas Councilman South Jetty Newspaper	Dennis Dreyer Leonard Brown Steve Firshman

Meeting was called to order at 7:00 P.M. Mr. Hawn entertained a motion to waive the reading of the minutes of previous meeting.

Carl Castell seconded. Motion carried unanimously.

Board of Directors approved all bills paid and also approved all checks by initial of over \$500.00.

Certificate of Deposit Study : Mr. Hawn recommended to the Board that he and Mr. Farley look into the most profitable way of investing certificate of deposits.

Water Project Report : Obie Etheridge reported on Water Project. Texas Water Rights Commission gave word to go ahead. All plans approved. Bids are to be published 21 days prior to meeting, three times, once a week. Dates were set for June 3rd, 10th, and 17th prior to meeting on June 26th. as publication of bids.

NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4

SEWER SYSTEM

REVENUES AND EXPENDITURES

BUDGETED AND ACTUAL

			<u>A C T U A L</u>			
	<u>Account</u>	<u>Proposed</u>	<u>3 Months</u>	<u>6 Months</u>	<u>9 Months</u>	<u>12 Months</u>
	<u>Number</u>	<u>Budget</u>	<u>Ended</u>	<u>Ended</u>	<u>Ended</u>	<u>Ended</u>
	<u>-----</u>	<u>-----</u>	<u>12-31-73</u>	<u>3-31-74</u>	<u>6-30-74</u>	<u>9-30-74</u>
Revenues:						
Service	401	\$ 48,500	\$11,043.67	21,802.43		
Taps, connections, etc.	402	3,500	600.00	1,155.00		
Other	*	-	-0-	-0-		
		<u>52,000</u>	<u>11,643.67</u>	<u>22,957.43</u>		
Expenses:						
Salaries and wages	571	29,000	7,861.99	15,036.56		
Maintenance and repair	553	1,200	175.86	267.97		
Maintenance and repair	554	7,000	2,481.05	4,319.13		
Maintenance of building	558	100	-0-	4.75		
Sewer testing	600	700	159.00	339.00		
Electric power	567	5,500	844.73	2,410.02		
Utilities	582	100	4.81	18.68		
Supplies and small tools	573	1,000	143.34	321.05		
Legal	545	-	-0-	-0-		
Auditing	505	1,200	-0-	1,200.00		
Water purchased	585	2,500	-0-	-0-		
Engineering	546	500	-0-	-0-		
Fuel, oil and gas	535	900	90.15	280.22		
Insurance	541	2,300	-0-	-0-		
Office supplies	561	1,200	252.97	699.08		
Payroll taxes	572	1,700	460.99	880.73		
Telephone	581	800	169.69	397.38		
Other	**	300	-0-			
Total expenses		56,000	12,644.58	26,174.57		
Note payments to bank		1,308	357.00	714.00		
Equipment and new lines	***	4,000	519.07	2,266.46		
Deficiency		(9,308)	(9,308.00)	(9,308.00)		
		<u>\$ 52,000</u>				
Cash and certificates of deposit						

* Includes all 400 accounts not already listed.

** Includes all 500 accounts not already listed.

*** Includes all current year debits to account 151 through account 155.

NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4

WATER SYSTEM

REVENUES AND EXPENDITURES

BUDGETED AND ACTUAL

	Account Number	Proposed Budget	3 Months Ended 12-31-73	6 Months Ended 3-31-74	9 Months Ended 6-30-74	12 Months Ended 9-30-74
A C T U A L						

Revenues:						
Water sales	401	\$ 160,000	29,892.49	62,045.47		
Taps and connections	402	9,000	1,037.50	2,932.50		
Rental income	411	-	-	-		
Interest income	421	1,000	-	-		
Other	*	200	207.54	218.18		
		<u>170,200</u>	<u>31,137.53</u>	<u>65,196.15</u>		
Expenses:						
Water purchases	585	66,000	13,302.00	19,257.63		
Salaries and wages	571	28,000	7,593.88	14,934.96		
Maintenance and repair	553	3,500	65.02	669.71		
Maintenance and repair	554	13,400	3,696.62	6,334.01		
Maintenance building	558	100	14.55	214.90		
Material and supplies	573	1,600	137.98	405.77		
Payroll taxes	572	1,700	424.62	854.12		
Group insurance	542	1,700	606.66	1,213.32		
Other insurance	541	2,300	-	1,218.50		
Telephone	581	800	169.69	569.71		
Power	567	2,900	484.77	1,074.03		
Utilities	582	100	4.81	18.66		
Office supplies	561	1,900	288.99	908.41		
Auditing	505	1,200	-	1,200.00		
Legal	545	1,800	370.50	854.00		
Interest expense	543	1,000	-	-		
Directors fees	515	820	220.00	500.00		
Advertising	501	100	48.39	56.39		
Dues and subscriptions	525	200	123.00	157.50		
Fuel - trucks and equipment	535	1,000	99.64	289.69		
Uniforms	598	800	67.50	441.23		
Other expense	**	1,000	125.58	1,223.32		
Engineering expense	546	4,000	1,188.18	4,483.70		
Total expenses		135,920	29,032.38	56,779.56		
Equipment and new lines	***	16,000	1,115.63	3,483.31		
Contingencies		<u>18,280</u>	<u>-</u>	<u>-</u>		
		<u>\$ 170,200</u>	<u>30,148.01</u>	<u>60,262.87</u>		
Cash and certificates of deposit						

* Includes all 400 accounts not already listed.

** Includes all 500 accounts not already listed.

*** Includes all current year debits to account 151 through account 155.

Minutes of
Special Meeting
May 22, 1974

(Con't)

Financial Report : Financial Report was reviewed. (Copy attached and becomes a permanent part of these minutes)

Board of Equalization: Board was reminded of Board of Equalization meeting the 23rd of May on minerals at the District Office at 10:30 A.M.

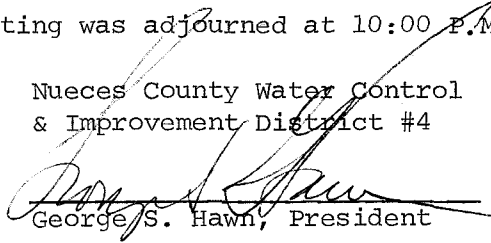
Duties of Manager: Mr. Farley, manager, ask for clarification on duties of managing personnel. The Board clarified that the manager had authority to hire or terminate employment and to regulate pay scale.

The Board ask Mr. Farley to furnish further information on tax assessing of minerals. Mayor D. Dreyer agreed to set-up a joint meeting of all taxing authorities; school, city and district, and have Mr. Cage and Mr. Pickett to attend.

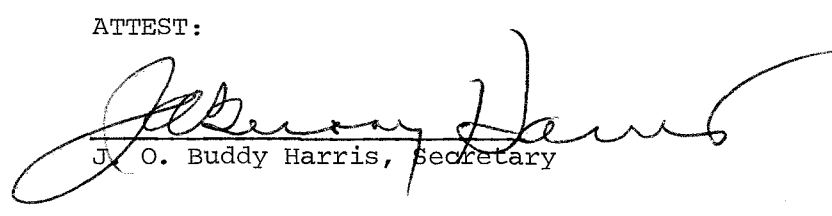
Raise in taps discussed: Mr. Farley discussed with the Board the rise of cost in the water taps and sewer taps . The Board ask him to make a study and present at next board meeting.

There being no further business to come before the board, upon motion duly made and seconded, meeting was adjourned at 10:00 P.M.

Nueces County Water Control
& Improvement District #4


George S. Hawn, President

ATTEST:


J. O. Buddy Harris, Secretary

MINUTES OF
REGULAR MEETING
MAY 6, 1974

STATE OF TEXAS	X
COUNTY OF NUECES	X
CITY OF PORT ARANSAS	X

On this the 6th day of May, 1974, the Board of Directors for the Nueces County Water Control and Improvement District No.4., convened in a regular meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	George Hawn
Vice President	Melvin Littleton
Secretary	J. Buddy Harris
Director	Carl Castell

Absent:

Director	Andy Dallas
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Staff Members:

Water Supt.	Gail Holman
Executive Secretary	Betty Curry

Visitors:

South Jetty Newspaper	Steve Frishman
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Meeting was called to order at 10:10 A.M. Mr. Hawn entertained a motion to waive the reading of the minutes of previous meeting. Carl Castell seconded. Motion carried unanimously.

Mr. Hawn read letters from McCaughan & Etheridge, City of Port Aransas and Texas State Board of Health with reference to okaying change of plans of 20" line to Avenue B.

Mr. Hawn read letter from McCaughan & Etheridge concerning the abandonment of Lot 5 for Lift Station, Terramar Division. J. B. Harris made a motion to release .02 acres of Lot 5. M. Littleton seconded. Motion carried unanimously.

Discussion was held on the elimination of the District Engineers and attorney, and go along with the City Engineers and attorney. Mr. Hawn suggested the District express our thanks to McCaughan & Etheridge and Mr. Hatch and that their services be phased out.

Mr. Harris made a motion that the District adopt the services of expences for the Urban Engineers and Mr. Charlie Zahn, with no overlapping of services between McCaughan & Etheridge and Urban Engineers, or between Mr. Hatch and Mr. Zahn.

MINUTES OF
CALLED MEETING
April 22, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 22nd day of April, 1974, the Board of Directors for the Nueces County Water Control and Improvement District Number 4, convened in a called meeting at the regular meeting palce thereof, there being present and in attendance the following members to-witt:

President	George Hawn
Director	Carl Castell
Director	Andy Dallas
	Melvin Marco Littleton
	J. Buddy Harris

Absent:

None

Visitors:

Engineer	Obie Etheridge
Attorney	Richard Hatch
Mayor Pro-Tem	Leonard Brown
Water Sup't.	Gail Holman
Mayor	Dennis Dreyer
South Jetty Newspaper	Steve Frishman
Local Businessman	Bob Clark
Local Businessman	Lynn Gavitt

Meeting was called to order at 7:10 P.M. with the reading of the minutes of the previous meeting. M. Littleton made a motion to accept the minutes as read. C. Castell seconded. Motion carried.

Mr. Etheridge went over revised plans with the Board concerning re-routing of 20" line from pump station to tower. Avenue B, was designated as being the cheaper route. Mr. Gavitt, property owner on Avenue B, was agreeable as far as easement.

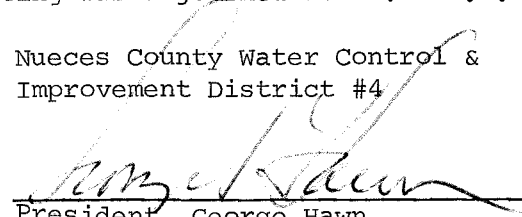
Mr. J. Buddy Harris made a motion to pass a resolution that the approved plans for the Water System Improvements be amended by; relocating the 20" line on Sheet 6 from Avenue A to Avenue B; changing layout of fittings on Sheet 3; and eliminating the small pump and electrical work at the Aransas Pass Station, on Sheets 4 and 10. Motion was seconded by Carl Castell. Carried unanimously. Resolution is attached and becomes a permanent part of these minutes.

Mr. Etheridge reviewed the sewer problem that causes a bottle-neck on Alister Street. The Proposed Sewer Improvement would include changing Lift Station on Cotter Street to a Pump Station. Gravity line on Alister Street would be changed to Pump System. Lift Station on Avenue G. would pump directly to Sewer Plant. A long discussion followed. Mr. Etheridge went over the entire Master Plan of Sewer Improvements with the new Board of Directors. Also, went over the problems of obtaining grants from the Government. Mr. Hawn recommended that Mr. McCaughan and Mr. Etheridge to proceed with detailed study on Sewer Improvements assuring the District that the Park would be taken care of as well as the waterfront developments.

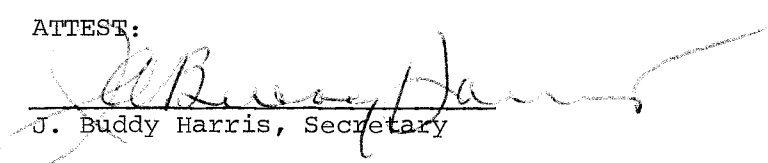
Mr. Hawn asked Mr. Etheridge to look into the possibility of County revenue sharing funds. Also, check dates on Water Quality Board appointment to determine feasibility of applying for grant in 1976.

There being no further business to come before the board, upon motion made by Mr. Hawn and seconded by Mr. Harris, meeting was adjourned at 10:15 P.M.

Nueces County Water Control &
Improvement District #4


President, George Hawn

ATTEST:


J. Buddy Harris, Secretary

RESOLUTION AND ORDER AMENDING APPROVED PLANS FOR THE NUECES COUNTY
WATER CONTROL & IMPROVEMENT DISTRICT NUMBER 4

On the 22day of April, 1974, the Board of Directors of Nueces County Water Control and Improvement District Number 4 convened in a called session being open to the public at the regular meeting place thereof in said District, with the following members of the Board present:

President	George Hawn
Director	Carl Castell
Vice President	Melvin Marco Littleton
Secretary	J. Buddy Harris
Director	Andy Dallas

and the following absent;

None

, constituting a quorum; and among other proceedings had were the following:

The President of the Board presented a resolution and order amending the approved plans for the Water System Improvements.

The resolution and order was read in full and, after full discussion thereof, Mr. J. Buddy Harris made a motion that it be adopted. The motion was seconded by Mr. C. Castell. The motion, carrying with it the adoption of the resolution and order, prevailed by the following vote:

Ayes: 5

Nayes: 0

The President then declared the resolution and order finally passed and adopted.

The resolution and order is as follows:

WHEREAS, the approved plans for the Water System Improvements be amended by: relocating the 20" line on Sheet 6 from Avenue A to Avenue B; changing layout of fittings on Sheet 3; and eliminating the small pump and electrical work at the Aransas Pass Station, on Sheets 4 and 10.

BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4: That the approved water system plans be amended.

MINUTES OF
SPECIAL MEETING

April 10, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 10th day of April, 1974, the Board of Directors for the Nueces County Water Control and Improvement District No. 4., convened in a special meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	Carl Peterson
Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell
Newly elected Directors:	George Hawn
	Melvin Marco Littleton

Absent:

Director	Robert Nelson
Newly elected Director	Buddy Harris

Visitors:

District Engineer	Obie Etheridge
District's Attorney	Richard Hatch
South Jetty Paper	Steve Frishman
City's Attorney	Charlie Zahn
City Councilman	Jay Sanders
Presbyterian Minister	Jim Ware

Meeting was called to order at 7:06 P.M. with the reading of the minutes of the previous meeting. Carl Castell made a motion to accept the minutes as read. H. L. Ward seconded. Motion carried.

H. L. Ward made a motion to pay current bills. Andy Dallas seconded. Motion carried.

H. L. Ward made motion to approve the canvass of the votes. Carl Castell seconded. Motion carried. New Directors are now legally elected. Oaths of Office were administered to all new board members, except Mr. Buddy Harris, who was not present.

Carl Peterson read letter from Mr. Farley to the Board of Directors since he was unable to attend the meeting.

Mr. Littleton made motion that all checks of under \$500.00 be signed by Manager and one of the office force. Also, the San Pat water bill be paid in same manner. Carl Castell seconded. Motion carried.

Mr. Hawn made a motion that Betty Curry be appointed as executive secretary. Mr. Littleton seconded. Motion carried.

Mr. Richard Hatch went into detail as to how the District was formed and how difficult it would be to merge the City and Water District. Mr. Hawn pointed out that changing circumstances might make it feasible to study this possibility further.

Mr. Etheridge went over the \$300,000.00 Bond Issue plans with the new Board Members. Presented letter from McCaughan & Etheridge, where Laddie Janecek had advised the District to advertise for bids.

Mr. Hawn made a motion to request the Engineers to re-examine present plans and return at earliest possible date as to why the plan was laid out like it is and possibility of laying line on Avenue C., instead of Avenue A. Mr. Littleton seconded. Vote was carried as follows;

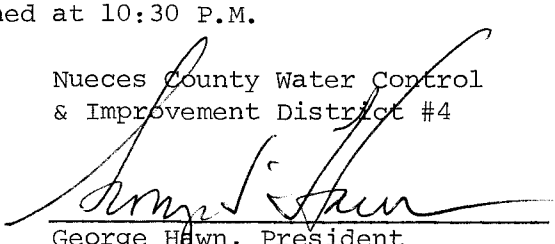
Ayes ; 3

Nayes; 1 (A. Dallas)

Mr. Etheridge will advise when study is complete and special meeting will be held.

There being no further business to come before the board, upon motion duly made and seconded, meeting was adjourned at 10:30 P.M.

Nueces County Water Control
& Improvement District #4


George Hawn, President

ATTEST:



April 10, 1974

To: Board of Directors - Nueces County Water Control
and Improvement District #4

From: Don Roy Farley - Manager

I regret not being able to attend this meeting, but hope recuperation from recent back surgery will go well and I will be able to return as soon as possible. Due to the nature of my surgery, an exact date of return is impossible to estimate. With the excellent cooperation of Superintendent Gail Holman, Office Manager Betty Curry and Secretary Nona Sherrill, I have been able to conduct important business by phone and by mail from my home.

I hope all members will feel free to visit or phone me at any time for any questions I might answer.

I have requested Betty to furnish new members with our last audit of the district. I have also requested District Engineer Obie Etheridge, from the firm of McCaughan and Etheridge, to give new members a brief picture of present, and immediate future plans.

Mr. Richard Hatch, attorney for the district will also be available for any information requested.

I have asked Betty to give some oral information to Board.

Superintendent Holman will also be present for any information desired.

Mr. Laddy Janecek, financial advisor for the district, can be present at any future meetings at the district's request.

Many of the district's customers, business representatives, and district personnel have called and visited me on district business, and I hope all directors will feel free to call or visit any time, until I can return to the office.

Sincerely,
Don Roy Farley

Order Declaring Result of Directors Election

THE STATE OF TEXAS
COUNTY of NUECES

On this the 10 day of APRIL, 1974, the Board of Directors of NUECES

County Water Control and Improvement District No. 4 convened in SPECIAL session with the following members present, to-wit:

CARL PETERSON, President
ANDY DALLAS, Vice-President
CARL CASTELL
H. L. WARD, Secretary,

and the following absent: ROBERT NELSON, constituting a quorum, and among other proceedings had by said Board of Directors was the following:

There came on to be considered the returns of an election held on the 6TH day of APRIL, 1974 for the purpose of electing THREE Directors to the Board of Directors of said District, and it appearing that said returns were duly and legally made and that there were cast at said election 485 valid and legal votes; that each of the candidates in said election received the following votes:

NAMES OF CANDIDATES	TOTAL NUMBER OF VOTES RECEIVED
<u>MELVIN M. LITTLETON</u>	<u>256</u>
<u>H. L. WARD</u>	<u>213</u>
<u>CARL PETERSON</u>	<u>230</u>
<u>BARNEY FARLEY, JR.</u>	<u>202</u>
<u>GEORGE HAWN</u>	<u>263</u>
<u>J. O. BUDDY HARRIS</u>	<u>240</u>

IT IS, THEREFORE, FOUND, DECLARED AND SO ORDERED by the Board of Directors of said District that GEORGE S. HAWN

MELVIN M. LITTLETON, J. O. Buddy Harris

received the highest number of votes at said election and are hereby declared duly elected members of the Board of Directors of said District, subject to taking their oaths and qualifying as provided under the laws of the State of Texas.

It is further found and determined that in accordance with the order of the Board of Directors the Secretary posted written notice of the date, place and subject of this meeting on the bulletin board, located in the administrative office, a place convenient to the public, and said notice having been so posted and remained posted continuously for at least 3 days preceding the date of this meeting.

It is further found and determined that this district is located in 3 (three) or less counties and that written notice of the date, place and subject matter of this meeting was furnished to the County Clerk of each county in which this district is located and that said notices were posted by the County Clerk of each of said counties on the bulletin board at the door of the county courthouse for said county, a place convenient to the public, at least 3 days preceding the date of this meeting. The returns of said posting shall be attached to the minutes of this meeting and shall be a part thereof for all intents and purposes.*

It is further found and determined that this district is located in all or part of 4 (four) or more counties and that written notice of the date, place and subject matter of this meeting was furnished to the County Clerk of the county in which the administrative office of this district is located and that said notice was posted by said County Clerk on the bulletin board at the door of the courthouse for said county, at a place convenient to the public, at least 3 days preceding the date of this meeting. Written notice of the date, place and subject matter of this meeting was also furnished to the Secretary of State for posting on the bulletin board located at a place convenient to the public in the State Capitol. The returns of said postings shall be attached to the minutes of this meeting and shall be a part thereof for all intents and purposes.*

The above order being read, it was moved and seconded that same do pass. Thereupon, the question being called for, the following

members of the Board voted AYE: CARL PETERSON, ANDY DALLAS,
H. L. WARD, CARL CASTELL

, and the following voted NO: NONE

PASSED, APPROVED AND ADOPTED this the 10 day of APRIL, 1974.

Carl Peterson
President, Board of Directors of
NUECES County Water Control

ATTEST:

and Improvement District No. 4

Secretary

*Strike this paragraph if it is not applicable.

MINUTES OF
SPECIAL MEETING

April 3, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 3rd day of April, 1973, the Board of Directors for the Nueces County Water Control and Improvement District No. 4., convened in a special meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	Carl Peterson
Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell
Director	Robert Nelson

Visitors:

District's attorney	Richard Hatch
McCaughan & Etheridge Rep.	Sammy Ingram
Water Sup't	Gail Holman

Meeting was called to order at 7:00 P.M. with the presentation of the following resolution;

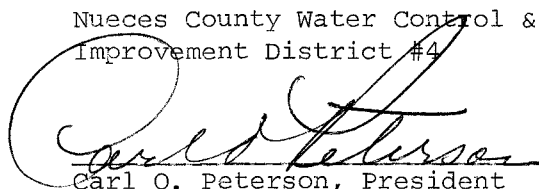
Resolution opposing the operation of a class I Industrial Waste Management Site in Live Oak County.

After a long discussion and explanation by Sammy Ingram, H. L. Ward made a motion to pass the above mentioned resolution. Andy Dallas seconded the motion.


A copy of said resolution is attached and becomes a permanent part of these minutes. Motion carried unanimously.

There being no further business to come before the Board, the meeting was adjourned at 7:50 P.M.

Nueces County Water Control &
Improvement District #4


Carl O. Peterson, President

ATTEST:


H. L. Ward, Secretary

RESOLUTION BY THE NUECES COUNTY WATER CONTROL & IMPROVEMENT
DISTRICT NUMBER 4

On the 3rd day of April, 1974, the Board of Directors of Nueces County
Water Control & Improvement District Number 4 convened in called session
being open to the public at the regular meeting place thereof in said District, with the
following members of the Board present:

Carl Peterson	President
Andrew Dallas	Vice-President
H.L. Ward	Secretary
Carl Castell	Director
Robert Nelson	Director

and the following absent:

none

constituting a quorum; and among other proceedings had were the following:

The President of the Board presented a resolution opposing the operation of a
Class 1 Industrial Solid Waste Management Site in Live Oak County.

The Resolution was read in full and after full discussion thereof, Mr. H.L. Ward
made a motion that it be adopted. The motion was seconded by Mr. Andrew Dallas. The
motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: five (5)

Nayes: none

The President then declared the Resolution finally passed and adopted.

The Resolution is as follows:

**NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT No. 4
PORT ARANSAS, TEXAS 78373**

P. O. BOX 128
RI 9-5301
AREA CODE 512

RESOLUTION

- WHEREAS, South Texas Industrial Services, Inc. proposes to operate a Class I Industrial Waste Management Site in Live Oak County, Texas, for tars, pitches, solidified polymer resins, oils, organic sludges, inorganic sludges, spent solvents, paint skins and residues, spent catalysts, wood, paper, plastics, heavy metals, metal salts, metal containers and other materials; and
- WHEREAS, Toxic compounds to be land filled are chlorinated hydrocarbons and heavy metals; and
- WHEREAS, Hazardous metals to be land filled are heavy metal salts; and
- WHEREAS, this operation is proposed to be in the watershed of the Nueces River from which comes the only supply of water for the Nueces County Water Control & Improvement District No. 4 which supplies potable water to the City of Port Aransas, Texas, and to other developments on Mustang Island, Nueces County, Texas; and
- WHEREAS, the San Patricio Municipal Water District, which supplies water purchased from the City of Corpus Christi to Nueces County Water Control & Improvement District No. 4, such purchased water being obtained from the area of the watershed wherein the disposal site is located, is reportedly opposed to such disposal site; and

WHEREAS, the Coastal Bend Council of Governments, by Resolution No. 242 has supported the actions of the City of Corpus Christi, Texas, in the opposition to this disposal site; and

WHEREAS, the Lower Nueces River Water Supply District which owns and operates the Wesley Seale Dam and Reservoir, and sells water to the City of Corpus Christi, has supported the actions of the City of Corpus Christi for opposing this site; and

WHEREAS, the Executive Committee of the Nueces County Medical Society, by Resolution adopted February 11, 1974 opposes the operation of this site for medical health reasons; and

WHEREAS, the City Council of the City of Ingleside, Texas, by Resolution No. 147 has supported the actions of the City of Corpus Christi for opposing this site;

NOW THEREFORE BE IT RESOLVED, the Board of Directors of the Nueces County Water Control & Improvement District No. 4 hereby:

- (1) Commends the City of Corpus Christi for investigating and opposing the operation of an Industrial Waste Disposal Site in the vicinity of the water supply for all of the citizens of this area; and
- (2) Urges all others similarly situated to join in this opposition to any action that may possibly endanger our source of water supply; and
- (3) Requests that the Texas Water Quality Board rescind the Certificate of Registration for the Class I Industrial Waste Management Site which was issued, without Board action, on December 17, 1973; and

(3)

(4) Presents this resolution to the Texas Water Quality Board and to
such other persons and agencies as may be appropriate.

PASSED, RESOLVED AND APPROVED at a called meeting of the Board of
Directors of the Nueces County Water Control & Improvement District
No. 4 held in Port Aransas, Nueces County, Texas, on the 3rd
day of April, 1974.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4

By

Paul Peterson
President

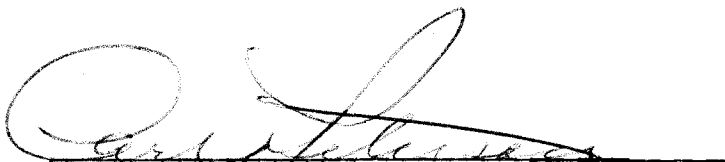
ATTEST:

J. P. [Signature]
Secretary

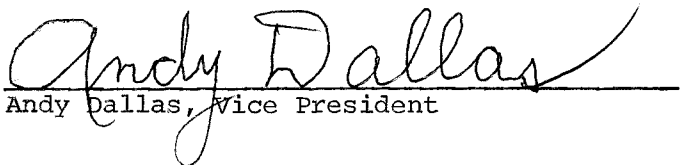
WAIVER OF NOTICE AND CONSENT TO SPECIAL MEETING

WE, the undersigned, being all the members of the Board of Directors of Nueces County Water Control and Improvement District Number 4, DO HEREBY WAIVE NOTICE of a special meeting of said Board to be held at 7:00 o'clock P.M. , on the 3rd day of April , 1974 , and DO WARRANT the holding of such meeting and the transaction of any and all business that may come before such meeting, including passage of a resolution opposing the operation of a Class 1 Industrial Solid Waste Management Site in Live Oak County.

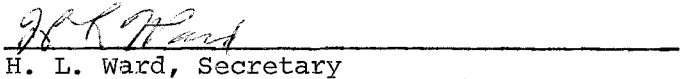
DATED at Port Aransas, Texas, this the 3rd day April,
1974 .



Carl Peterson, President
Nueces County Water Control &
Improvement District #4



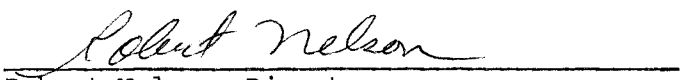
Andy Dallas, Vice President



H. L. Ward, Secretary



Carl Castell, Director



Robert Nelson, Director

MINUTES OF
SPECIAL MEETING

March 27, 1974

STATE OF TEXAS	X
COUNTY OF NUECES	X
CITY OF PORT ARANSAS	X

On this the 27th day of March 1974, the Board of Directors for the Nueces County Water Control and Improvement District No. 4., convened in a Special meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	Carl Peterson
Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell

Absent:

Director	Robert Nelson
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Visitors:

Water Sup't.	Gail Holman
Engineers	Obie Etheridge
	Rendell Webb
Mayor Pro Tem	Dennis Dreyer
Councilman and	
Spanish Village Manager	Ralph Keene

Meeting was called to order at 6:55 P.M. with the reading of the minutes of the previous meeting. Minutes were approved by motion made by Carl Castell and seconded by H. L. Ward. Motion carried.

Report was given from Obie Etheridge on re-vamping the Sewer System. Copy attached and becomes a permanent part of these minutes. A long discussion followed. Mr. Etheridge recommended a possible Bond Issue of \$325,000.00 dollars.

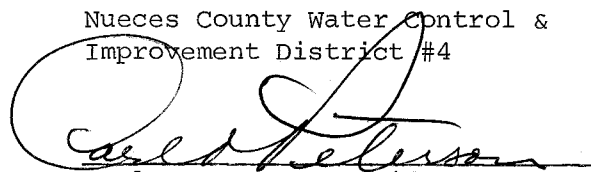
Board held discussion on sewer rate change on H. W. Carpenter property. This property is no longer a business. Board agreeded to lower sewer rate from \$5.50 to \$3.00.

Sewer applications were reviewed. Mr. Farley recommended Richy Sparks, however Jack Taylor was talked about again. Salary was discussed. Starting salary for sewer operator was set at \$2.25 per hour until such time as licenses are obtained. If R. Sparks is not available Adan Gomez is next in line.

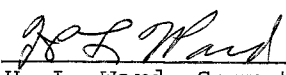
Mickey Gatewood was hired as part time help at \$2.25 per hour.

There being no further business to come before the board, upon motion
duly made and seconded, meeting was adjourned at 10:30 P.M.

Nueces County Water Control &
Improvement District #4


Carl Peterson, President

ATTEST:


H. L. Ward, Secretary

MINUTES OF
SPECIAL MEETING

March 18, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 18th day of March, 1974, the Board of Directors for the Nueces County Water Control and Improvement District No. 4., convened in a special meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	Carl Peterson
Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell
Director	Robert Nelson

Visitors:

Attorney for District	Richard Hatch
Urban Engineers	Larry Urban & Don Santi
McCaughan & Etheridge	Obie Etheridge
Dahlstrom Corp.	Mitchell Darby
Terramar Rep.	Raymond Chilton
Terramar Lawyer	J. W. Gary
Mayor-City of Port Aransas	Barney Farley, Jr.
Mayor-Pro tem	Dennis Dreyer
Water Supertendent	Gail Holman
Constable Port Aransas	Ben Cash
and other interested persons;	Ron Gonzalez
	Jim Swan
	Jack Modesett

Meeting was called to order at 7:00 P.M.

Letter was read from McCaughan and Etheridge about the line and the shape it is in.

Raymond Chilton stated that the line is not in a shape that it could be accepted.

Discussion by Larry Urban as to the reason for leaks being caused by rolled gaskets. Contractor had been using back hoe to put pipe together. Mr. Urban said that the tests will be made again with our engineers present. Mr. Urban said that the test was made today.

Mr. Etheridge ask that a check is made at the method of putting the lines to-gether. Mr. Etheridge also stated that he has heard that the forman was not experienced in this type of pipe line. Mr. Urban says that he knows that two of the men do have the experience.

Mr. Darby states that all leaks have been caused by rolled gaskets.

Mr. Urban asked Mr. Etheridge if they may proceed with future test. Mr. Darby says that they are ready for the line to be observed by McCaughan

and Etheridge Engineers.

Mr. Modesette said that he thinks that Terramar picked the Dahlstrom Corporation because they were the best they could get. Terramar intends to see that the line is right and that the Board of Directors for the District will be satisfied before the job is finished. Charley High is the Road Superintendent to rebuild the roads.

Jim Swan says that the remaining approximately 40,000 feet should be observed by someone from the District or their engineers.


Mr. Darby reported that all repairs have been successful.

During street repairs Concilman Herb Hoover will be contacted as to the re-routing of traffic.

Mr. Etheridge requests that he be put on the agenda for March 27, 1974, concerning revamping sewer system.

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 8:30 P.M.

Nueces County Water Control &
Improvement District #4


Carl Peterson, President

ATTEST:


H. L. Ward, Secretary

MINUTES OF
SPECIAL MEETING
MARCH 13, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 13th day of March, 1974, the Board of Directors for the Nueces County Water Control and Improvement District No.4., convened in a special meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	Carl Peterson
Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell
Director	Robert Nelson

Visitors:

Attorney for the	
District	Richard Hatch
Water Supt.	Gail Holman

Meeting was called to order at 7:00 P.M. with the reading of the minutes of the last meeting. H. L. Ward made motion to accept the minutes as read. Andy Dallas seconded. Motion carried.

Richard Hatch is working on delinquent taxes in conjunction with the school and it's pending.

H. L. Ward made a motion to sign applications for Winstorm Insurance. Andy Dallas seconded. Motion carried.

Andy Dallas made a motion to sign Workman's Comp. applications. H. L. Ward seconded. Motion carried.

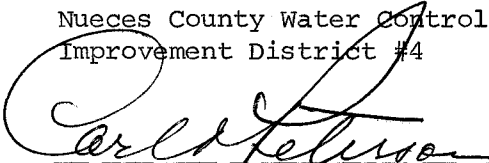
The subject of up-grading employee's hospital insurance was discussed. H. L. Ward made a motion to pay additional \$70.00 and up-grade the insurance. Carl Castell seconded. Motion carried.

Job applications were reviewed. Sewer man to replace John Nolan is undecided.


An all around helper, Mickey Gatewood was considered. Mr. Hatch has to be contacted as to legality since his mother works in the District's office.

There being no further business to come before the board, upon motion duly made and seconded, meeting was adjourned at 9:00 P.M.

Nueces County Water Control &
Improvement District #4


Carl Peterson, President

ATTEST:


H. L. Ward, Secretary

MINUTES OF
SPECIAL MEETING
FEBRUARY 20, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 20th day of February, 1974, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a special meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	Carl Peterson
Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell
Director	Robert Nelson

Visitors ;

Engineer	Obie Etheridge
Attorney	Richard Hatch
Flato Corp.:	Carl Strauss and Edwin Flato
	Frank Williams
	Jack McClare
Insurance	Jack McDavid
Water Supt.	Gail Holman
Manager	Don Roy Farley
City Council	Dennis Dreyer

Meeting was called to order with the reading of the previous meeting. Robert Nelson made a motion to accept the minutes as read. H. L. Ward seconded. Motion carried.

Edwin Flato ask to address the board with request for water and sewer services to property within the District's boundaries. Mr. Etheridge informed Mr. Flato that all developers must work out and construct their own service lines and then the District would accept them.

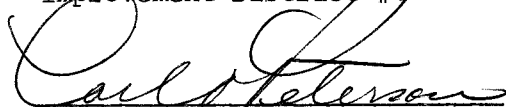
A discussion of the sewer situation in town was held. Mr. Etheridge said plans could be made now to releive it, but also informed the Board of the difficulty of obtaining a grant from the Federal Government.

Jack & John McDavid were next on the agenda. Cost of liability coverage for Board members, approximately \$180.00 per month. Workman's Comp - \$1,012.00, Automobile liability-\$2,321.00. \$1,485.00 windstorm on towers. Mr. McDavid is to get a key rate analysis on fire insurance. H. L. Ward made a motion for Mr. McDavid to write up new policies as they come due. Andy Dallas seconded the motion. Motion carried unanimously.


Delinquent tax statements were discussed. Mr. Hatch is working on a deal that he and Assistant ^{County} ~~District~~ Attorney, Ed Pritchard and Franklin Smith could collect them. Board gave Mr. Hatch the go ahead to pursue the plan to collect delinquent taxes.

There being no further business to come before the board, upon motion duly made and seconded, meeting was adjourned at 9:55 P.M.

Nueces County Water Control &
Improvement District #4


Carl Peterson, President

ATTEST:


H. L. Ward, Secretary

MINUTES OF
REGULAR MEETING
February 4, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 4th day of February, 1974, the Board of Directors for the Nueces County Water Control and Improvement District No. 4., convened in a regular meeting at the rgular meeting place thereof, there being present and in attendance the following members to-witt:

Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell
Director	Robert Nelson

Absent:

President	Carl Peterson
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Meeting was called to order at 10:00 A.M. with the reading of the minutes of the previous meeting. Robert Nelson made a motion to accept the minutes as read. Carl Castell seconded. Motion carried.

Andy Dallas made a motion to call election for April 6, 1974 at the Community Building with Mrs. Don Farley as presiding judge. Carl Castell seconded. Motion carried. Copy of said motion and resolution is attached and becomes a permanent part of these minutes.

Mr. Farley went over the request from Parks and Wildlife to store equipment on the vacant lot between the District and City. Andy Dallas made a motion to let them use the land and they pay for utilities. H.L. Ward seconded. Motion carried.


Easement for pressure line, was discussed, across the flats. Terramar is purchasing 2 acres to lay their pressure line and will deed to the District, room for easement.

Robert Nelson made a motion for Mr. Farley to advertise for applications for opening at the sewer plant. H. L. Ward seconded. Motion carried.


Plans for the Reeder development was discussed. Since there is only 25' dedicated streets, Mr. Farley is to check and see if there is another easement to make a wider street or is the 25' an ally rather than a street.

There being no further business to come before the board, upon motion duly made and seconded, meeting was adjourned at 12:00 noon.

Nueces County Water Control &
Improvement District #4


Carl Peterson, President

ATTEST:


H. L. Ward, Secretary

Order For Election Procedure In Water District Directors Election

THE STATE OF TEXAS

COUNTY OF NUECES

On this the 4th day of February, 19 74, the Board of Directors of _____

NUECES County Water Control and Improvement District No. 4 convened in

REGULAR session, open to the public, with the following members present, to-wit:

_____	President,
<u>Andrew Dallas</u>	Vice-President,
<u>Carl Castell</u>	Director
<u>Robert Nelson</u>	Director
<u>H L Ward</u>	Secretary,

and the following absent: Carl O. Peterson,
constituting a quorum, and among other proceedings had by said Board of Directors was the following:

WHEREAS Section 51.073 of the Water Code provides for elections on the second Tuesday in January and Section 51.0731 provides for elections on the first Saturday in April for those districts proposing or providing water and sewer services, or either, as the principal function of the district, and in accordance with said two sections, this District shall hold its elections on first Saturday in April

Whereas the laws of the State of Texas provide that the statutes regulating absentee voting are applicable to said Directors election in said District;

Whereas it is anticipated that the order calling the above mentioned directors' election will be passed by this Board on the 4th day of February, 19 74;

Whereas at the next above mentioned directors' election there will be elected THREE directors for this district;

Whereas the laws of the State of Texas do not fully set forth the procedure to be followed by candidates filing for said office of Directors of said District, and this Board has the power and authority to establish said procedure, and in order to comply with the above mentioned provisions, it is reasonable to require that all persons desiring a place on the ballot as a candidate for director of said district must apply at least 20 days prior to the day of said election for his name to be placed on said ballot.

THEREFORE be it ordered by the Board of Directors of NUECES

County Water Improvement District No. 4:

1. That all candidates for the Board of Directors of said District at the election to be held on the 6th APRIL day of ~~January~~, 19 74, filed their application to become a candidate with the Secretary of this Board at its office in Port Aransas ~~on or before 20 days before the date of said election~~ by 4PM Friday, March 15, 1974.

2. That all of said applications shall be substantially in the following form:

To The Secretary Of The
Board Of Directors Of

NUECES County

Water Control And Improvement

District No. 4

I hereby request that my name be placed upon the official ballot for the election to be held on the 6th day of April, 1974, as a candidate for director of said District.

I hereby certify that I am _____ years of age, a resident citizen of said District and own land subject to taxation in said District. That I have resided in the State of Texas for a period of 12 months and 6 months in said District next preceding said election and have been an actual bona fide citizen of said District for 6 months.

My occupation is _____, my Post Office is _____.

Please place my name on the official ballot as follows: _____.

DATED this the _____ day of _____, 1974.

Name of Candidate

Received this the _____ day of _____, 1974.

Secretary, Board of Directors

All candidates shall file with said application the loyalty affidavit required by Art. 6.02 of the Election Code.

The Secretary of the Board of Directors shall conduct a drawing for the order in which names of the candidates for the above mentioned election are to be printed on the ballot and shall also post notice of the time and place of said drawing in accordance with the terms and provisions of Article 6.05c, Subdivision 3 of the Election Code.

It is further found and determined that in accordance with the order of the Board of Directors the Secretary posted written notice of the date, place and subject of this meeting on the bulletin board, located in the administrative office, a place convenient to the public, and said notice having been so posted and remained posted continuously for at least 3 days preceding the date of this meeting.

~~It is further found and determined that this district is located in 3 (three) or less counties and that written notice of the date, place and subject matter of this meeting was furnished to the County Clerk of each county in which this district is located and that said notices were posted by the County Clerk of each of said counties on the bulletin board at the door of the county courthouse for said county, a place convenient to the public, at least 2 days preceding the date of this meeting. The returns of said posting shall be attached to the minutes of this meeting and shall be a part thereof for all intents and purposes.~~

~~It is further found and determined that this district is located in all or part of 4 (four) or more counties and that written notice of the date, place and subject matter of this meeting was furnished to the County Clerk of the county in which the administrative office of this district is located and that said notice was posted by said County Clerk on the bulletin board at the door of the courthouse for said county, at a place convenient to the public, at least 3 days preceding the date of this meeting. Written notice of the date, place and subject matter of this meeting was also furnished to the Secretary of State for posting on the bulletin board located at a place convenient to the public in the State Capitol. The returns of said postings shall be attached to the minutes of this meeting and shall be a part thereof for all intents and purposes.*~~

The above order being read, it was moved and seconded that same do pass. Thereupon the question being called for, the following members of the Board voted AYE: _____

Andrew Dallas

Carl Castell

Robert Nelson

H L Ward

_____, and the following voted NO: _____

None

PASSED, APPROVED AND ADOPTED this the 4th day of February, 1974

Andy Dallas

Andy Dallas

Vice-President, Board of Directors of

NUECES

ATTEST:

County Water Control Improvement District No. 4

H L Ward

H L Ward

Secretary

Order for Directors Election

THE STATE OF TEXAS

COUNTY OF NUECES

On this the 4th day of FEBRUARY, 19 74, the Board of Directors of NUECES County Water Control and Improvement District No. 4 convened in REGULAR session open to the public with the following members present, to-wit:

_____	President
<u>Andrew Dallas</u>	Vice-President
<u>Carl Castell</u>	Director
<u>Robert Nelson</u>	Director
<u>H.L. Ward</u>	Secretary

and the following absent: Carl O. Peterson, constituting a quorum, and among other proceedings had by said Board of Directors was the following:

Whereas on the 6th day of APRIL, 19 74, there will be elected three directors for this district;

Whereas this Board by order dated the 4th day of February, 19 74 established the procedure for candidates who desire to file for said election;

THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4:

That an election be held in said district on the 6th day of April, 19 74, for the purpose of electing three directors to the Board of Directors of said District;

That said election shall be held at the following places _____ in said District, and the following named persons are hereby appointed officers for said election. THERE SHALL BE ONLY ONE VOTING PLACE, to-wit:

~~XXXXXX Election Precinct XXXX~~ at the Community Building, in Port Aransas, Texas, within said District with Mrs. Don Farley as Presiding Judge, _____ as Assistant Judge and

~~XXXXXX~~ ~~XXXXXX~~ ~~XXXXXX~~

~~2. For Election Precinct No. _____ at _____ Building, in _____, Texas, within said District with _____~~

~~as Presiding Judge, _____ as Assistant Judge and _____~~

~~and _____~~

~~3. For Election Precinct No. _____ at _____ Building, in _____~~

~~_____ Texas, within said District with _____~~

~~as Presiding Judge, _____ as Assistant Judge and _____~~

The polls at each of the above designated polling places shall on election day be open from 7

o'clock a.m. to 7 o'clock p.m.¹

Mrs Betty Curry is hereby appointed Clerk for absentee voting,
and Mrs Nona Sherrill

are hereby appointed Deputy Clerks for absentee voting. The absentee voting for the above designated election shall be held at water district office in PortAransas within the boundaries of the above named district and said place of absentee voting shall remain open for at least eight hours on each day for absentee voting which is not a Saturday, a Sunday, or an official State holiday, beginning on the 20th day and continuing through the 4th day preceding the date of said election. Said place of voting shall remain open between the hours of 8AM and 5PM on each day for said absentee voting. The above described place for absentee voting is also the absentee clerk's mailing address to which ballot applications and ballots voted by mail may be sent.

~~The following named persons have duly filed as candidates for said election in accordance with the above mentioned order for election procedure in Directors Election passed by this Board, and their names shall be placed on the ballot for said election in accordance with a drawing held by the Secretary of this Board in the following order:~~

Notice of said election shall be given by publication of a copy of this order once a week for three consecutive weeks in a newspaper of general circulation published in the county in which this district is located, or if none is published in said county, in the nearest county thereto; the first publication shall be at least 21 days prior to the date of election, and not more than 35 days prior thereto. Immediately after said election has been held, the officers holding the same shall make returns of the result thereof in triplicate, one being retained by the Presiding Judge, one delivered to the President of this Board, and one delivered to the Secretary. The ballot box and other election records and supplies shall be delivered to the Secretary at the office of the District and be preserved as provided by law in said office except that the Stub box shall be returned to the District Clerk for this County.

It is further found and determined that in accordance with the order of the Board of Directors the Secretary posted written notice of the date, place and subject of this meeting on the bulletin board, located in the administrative office, a place convenient to the public, and said notice having been so posted and remained posted continuously for at least 3 days preceding the date of this meeting.

~~It is further found and determined that this district is located in 3 (three) or less counties and that written notice of the date, place and subject matter of this meeting was furnished to the County Clerk of each county in which this district is located and that said notices were posted by the County Clerk of each of said counties on the bulletin board at the door of the county courthouse for said county, a place convenient to the public, at least 3 days preceding the date of this meeting. The returns of said posting shall be attached to the minutes of this meeting and shall be a part thereof for all intents and purposes.*~~

~~It is further found and determined that this district is located in all or part of 4 (four) or more counties and that written notice of the date, place and subject matter of this meeting was furnished to the County Clerk of the county in which the administrative office of this district is located and that said notice was posted by said County Clerk on the bulletin board at the door of the courthouse for said county, at a place convenient to the public, at least 3 days preceding the date of this meeting. Written notice of the date, place and subject matter of this meeting was also furnished to the Secretary of State for posting on the bulletin board located at a place convenient to the public in the State Capitol. The returns of said postings shall be attached to the minutes of this meeting and shall be a part thereof for all intents and purposes.*~~

The above order being read, it was moved and seconded that same do pass. Thereupon, the question being called for, the following members of the Board voted AYE: _____

, Andrew Dallas, Carl Castell, Robert Nelson and H. L. Ward

_____, and the following voted NO: None

PASSED, APPROVED AND ADOPTED this the 4th day of February, 1974

Andy Dallas
Vice- President, Board of Directors of
Nueces County Water Control

ATTEST:

H L Ward
H L Ward

Secretary

and Improvement District No. 4³

¹Art. 2.01 of the Election Code provides that polls shall be open from 7:00 a.m. to 7:00 p.m., provided that by order of Commissioners' Court in counties of less than 100,000 polls may be open one hour later and in counties of 1,000,000 or more polls may be open one hour earlier.
*Strike this paragraph if it is not applicable.

Notice of Water Control and Improvement District Directors Election

THE STATE OF TEXAS

COUNTY OF NUECES

TO THE RESIDENT QUALIFIED VOTERS OF NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT NO. 4:

Take Notice that an election will be held on the 6th day of APRIL, 19 74, at the
places, in the manner, and for the candidates for the office of said district, as set forth in the attached copy
of an order for directors' election, duly entered by the Board of Directors of said above mentioned district
on the 4th day of February, 19 74. Said attached Order for Directors' Election is
made a part of this notice for all intents and purposes. Also, see attached copy of Order For Election
Procedure in Water District Directors Election, which copy is made a part of
this notice for all intents and purposes.

Andy Dallas
President, Board of Directors

R L Ward
Secretary, Board of Directors

MINUTES OF
REGULAR MEETING
January 23, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 23th day of January, 1974, the Board of Directors for the Nueces County Water Control and Improvement District No. 4., convened in a Special meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	Carl Peterson
Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell
Director	Robert Nelson

Visitors:

Manager	Don Roy Farley
Water Supt.	Gail Holman

Meeting was called to order at 7:00 P.M. with the reading of the minutes of the previous meeting. Andy Dallas made a motion to accept the minutes as read. Robert Nelson seconded. Motion carried.

Subject of tap charges and deposits on meters was discussed. Mr. Farley went over the proposed increase with the Board. The decision at this time was not to change the rates.

The subject of the law suit by Dr. Orr was discussed. Mr. Farley went over the papers and the answer by Dick Hatch. Mr. Hatch has filed answer on Monday or Tuesday, 21st or 22nd, January, 1974, with County Clerk, Nueces County, with copy to all agencies concerned.

H. L. Ward made a motion to call an election on April 6, 1974, and appoint Laurel Farley as judge for said election to be held at the Community Center. Robert Nelson seconded. Motion carried.

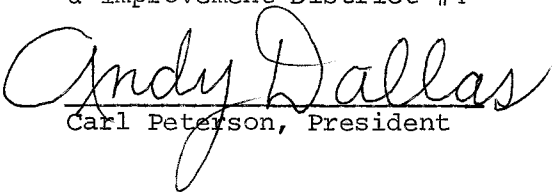
The subject of additional wellpointing equipment came up. The Board authorized Mr. Farley to purchase \$732.00 worth of equipment to complete wellpoint system 100%.

The Board discussed the line that Terramar is laying. (4 to 5 leaks shown on first filling at 50 lbs. pressure. H. L. Ward made a motion to have Mr. Farley notify, by phone and letter, Mr. Chilton of the uneasiness of the Board members concerning the leaks in the lines. Carl Castell seconded.

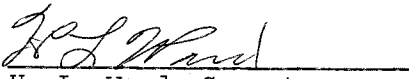
Motion carried.

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 9:15 P.M.

Nueces County Water Control
& Improvement District #4


Carl Peterson, President

ATTEST:


H. L. Ward, Secretary

MINUTES OF
SPECIAL MEETING

January 9, 1974

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 9th day of January, 1974, the Board of Directors for the Nueces County Water Control and Improvement District No. 4., convened in a special meeting at the regular meeting palce thereof, there being present and in attendance the following memeber to-witt:

President	Carl Peterson
Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell
Director	Robert Nelson

Visitors:

Attorney	Dick Hatch
Manager	Don Roy Farley
Water Supt.	Gail Holman
Auditors	Willie Kocurek & Woods Mathews
Insurance	Mr. McDavid & Mr. Noonan

Meeting was called to order at 7:02 P.M. with the reading of the previous minutes. H. L. Ward made motion to accept minutes. Andy Dallas seconded. Motion carried.

H. L. Ward made motion to appoint Robert Nelson as new director to replace Joseph Belcher. Andy Dallas seconded. Motion carried.

Changes on the tower that Terramar is going to build were discussed. Board was in agreement with changes as specifications were better than present tower.

Deliquent accounts were gone over by the Board members. Nothing was decided.

Auditor's reports were examined. Some suggestions were made concerning perpetual inventory records and bookkeeping.

Retirement benefit program was outlined by Mr. Noonan and discussed by the board members. Mr. Noonan will send Mr. Hatch IRS laws to study. Mr. Farley is to present both programs to Touche Ross Co. for inspection and decide which would benefit the employees and the district the most.

Mr. Hatch recommended that the form to be filled out for information concerning liability insurance on the Board Members.

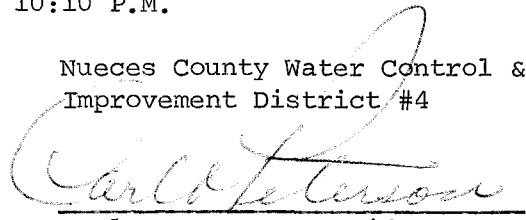
Andy Dallas made motion to pay Dr. Orr \$2,500.00 for easement for new 20" line from pump house to tower that District proposes to build. H. L. Ward seconded. Motion carried.

Mr. Farley has contacted Mr. Chilton, reminding him that \$50,000.00 is now due and payable. Mr. Chilton wanted to wait till line is finished before paying (approximately end of January). The Board instructed Mr. Farley to tell Terramar to pay up now.

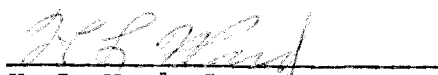
Tap fees (water), were discussed. Tap fees for 3", 4" and 6" were too high. Board agreed to have Mr. Farley review actual cost of tap and check minutes to see when tap fees were set.

There being no further business to come before the board, upon motion duly made and seconded, meeting was adjourned at 10:10 P.M.

Nueces County Water Control &
Improvement District #4


Carl Peterson, President

ATTEST:


H. L. Ward, Secretary

MINUTES OF
SPECIAL MEETING
December 12, 1973

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 12th day of December, 1973, the Board of Directors for the Nueces County Water Control and Improvement District No. 4., convened in a special meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	Carl Peterson
Vice President	Andy Dallas
Director	Carl Castell
Secretary	H. L. Ward

Visitors:

Manager	Don Roy Farley
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Meeting called to order at 7:00 P.M. with the reading of the minutes of the previous meeting. H. L. Ward made a motion to accept the minutes as read.

Andy Dallas seconded. Motion carried.

A long discussion was held concerning the condition of Station Street and what could be done to get it fixed.

Carl Castell made a motion to accept the Cathodic protection for another year.

H. L. Ward seconded. Motion carried.

A Director is going to be appointed to fill Joseph Belcher's vacancy. Some discussion was held but no decision was made.

Holidays for '74 were asked for. The list of holidays for '73 was examined.

The Board approved everything on list except Good Friday. List of holidays are attached and become a permanent part of these minutes.

Cost of living raise was discussed. The percentage raise was vetoed. H. L.

Ward made a motion to give \$25.00 per month raise. Carl Castell seconded.

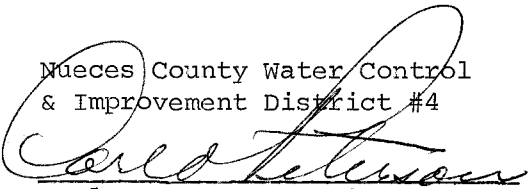
Raise is retroactive to December 1, 1973. Motion carried.

Specifications on Terramar's storage tank is not to be lower than present tower standards.

Cost of sewer taps were discussed. (\$115.00 for 4"--\$150.00 for 6") down to certain depth. As of January 1st sewer taps will be raised. Carl Castell made a motion. Andy Dallas seconded. Motion carried. Resolution and order are attached and become a permanent part of these minutes.

Retirement fund was discussed. Travelers Insurance program was gone over.
Mr. McDavid is to come over for meeting in January to explain more thoroughly.
The Board tentatively agreed to this plan.
There being no further business to come before the board, upon motion duly
made and seconded, meeting was adjourned at 9:00 P.M.

Nueces County Water Control
& Improvement District #4


Carl Peterson, President

ATTEST:



H. L. Ward, Secretary

RESOLUTION AND ORDER EXECUTING INCREASE IN SEWER TAPS FOR THE NUECES COUNTY WATER
CONTROL & IMPROVEMENT DISTRICT NUMBER 4.

On the 12th day of December, 1973, the Board of Directors
of Nueces County Water Control and Improvement District Number 4, convened in
Special session being open to the public at the regular meeting place
thereof in said District, with the following members of the Board present;

President	Carl Peterson
Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell

and the following absent;

constituting a quorum, and among other proceedings had were the following;

The President of the Board presented a resolution and order setting
the present sewer tap increases to be effective January 1, 1974.

Minutes of December 12th, 1973 minutes reflect increase in sewer taps.

THEREFORE, President of the board of Directors presented a resolution
to legally establish the present sewer tap increases.

The resolution and order was read in full and, after full discussion
thereof, Mr. Carl Castell made a motion that it be adopted. The motion was
seconded by Mr. Andy Dallas. The motion, carrying with it the adoption
of the resolution and order, prevailed by the following vote;

Ayes: 4

Nays: 0

The President then declared the resolution and order finally passed
and adopted.

The resolution and order is as follows:

WHEREAS, Nueces County Water Control and Improvement District N.O.4
sewer taps are:


Effective January 1, 1974

4" Sewer Tap-----\$115.00

6" Sewer Tap-----\$150.00

BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF THE NUECES
COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4, that the President
of the Board of Directors be authorized to set increase in present sewer taps,
to be effective January 1, 1974

I, the undersigned, Secretary of the Board of Directors of Nueces
County Water Control and Improvement District Number 4, do hereby certify;
that the foregoing resolution and order was duly passed and approved and is
in full force and effect. Witness my hand and seal of office this the
12th day of December, 1973.



H. L. Ward, Secretary
Board of Directors
Nueces County Water Control &
Improvement District #4

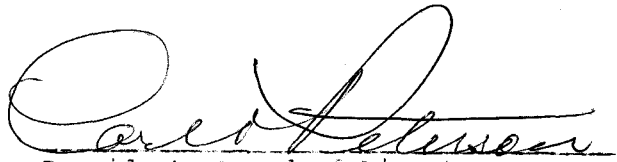
(seal)

WAIVER OF NOTICE AND CONSENT TO SPECIAL MEETING

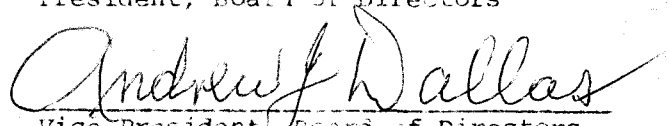
WE, THE UNDERSIGNED, being all the members of the Board
of Directors of NUECES COUNTY WATER CONTROL AND IMPROVMENT DIS-
TRICT NUMBER 4 in Nueces County, Texas, DO HEREBY WAIVE NOTICE
of special meeting of said Board to be held at 7:00
O'clock P .M., on the 12th day of December ,
1973 , and DO WARRANT the holding of such meeting and to the
transaction of any and all business that may come before such meet-
ing including Passing a resolution and order increasing present
sewer taps.

DATED at Port Aransas, Texas, this the 12 day of December

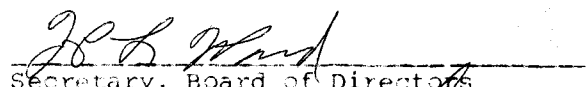
1973 , _____



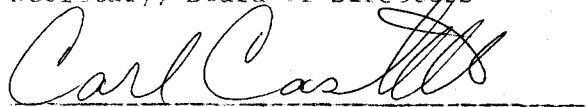
President, Board of Directors



Vice President, Board of Directors



Secretary, Board of Directors



Director

(This office was vacant at this time)
Director

APPROVED HOLIDAYS FOR DISTRICT #4 FOR 1973 and 1974

- | | |
|---------------------|-------------------|
| 1. New Years | Dec.31 and Jan. 1 |
| 2. Memorial Day | May 27 |
| 3. Independence Day | July 4 |
| 4. Labor Day | September 2 |
| 5. Veterans Day | October 28 |
| 6. Thanksgiving | November 28-29 |
| 7. Christmas | December 24-25 |

MINUTES OF
SPECIAL MEETING
November 28, 1973

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 28th day of November 1973, the Board of Directors for the Nueces County Water Control and Improvement District No. 4., convened in a special meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

Vice-President	Andy Dallas
Secretary	H. L. Ward
Director	Joseph Belcher
Director	Carl Castell

Absent:
President Carl Peterson

Visitors:
Richard Hatch Attorney
Don Roy Farley Manager
Gail Holman Water Supt

The meeting was called to order at 7:00 P.M. with the reading of the minutes of the previous meeting. Andy Dallas made the motion to accept minutes as read. Carl Castell seconded. Motion carried.


The subject of the Christmas Bonus was discussed. Also the presentation of the Bonus checks and how to go about presenting them to the employees. Mr. Farley brought it to the Board's attention that the minutes reflect that in the past it was the District's policy to give a weeks pay. Andy Dallas made a motion to give each one a weeks pay. Carl Castell seconded. Motion carried. Plans for a Christmas get-to-gether with the Board and employee will be worked out later.

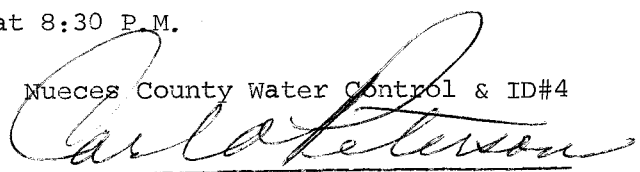
The Board members executed the agreement between Piper Land Co., Terramar and the District. Copy attached and becomes a permanent part of these minutes. Letter from McCaughan to Urban Engineers concerning accepting the line that Dahlstrom Co. has laid. Letter is on record in District office.

The subject of hiring another hand come up. The Board discussed it. No decision.

There being no further business to come before the board, upon motion duly made and seconded, meeting was adjourned at 8:30 P.M.

ATTEST


H. L. Ward, Secretary

Nueces County Water Control & ID#4

Carl O. Peterson, President

**NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT NO. 4
PORT ARANSAS, TEXAS 78373**

P. O. BOX 128
749-5201
AREA CODE 512

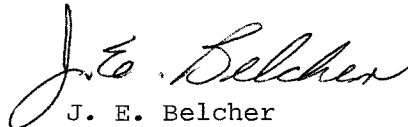
November 28, 1973

To the Board of Directors of the
Nueces County Water Control and
Improvement District No 4

Gentlemen:

I expect to be away from the district of periods of time which will make it very difficult for me to perform my duties as a director and I hereby submit my resignation to become effective 8AM December 1, 1973. I have enjoyed serving as a member of the Board of Directors and wish the board will continue to serve the patrons of the district as efficiently as in the past.

Sincerely yours


J. E. Belcher

**NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT NO. 4
PORT ARANSAS, TEXAS 78373**

P. O. BOX 128
749-5201
AREA CODE 512

November 28, 1973

Island State Bank
Port Aransas, Texas

Gentlemen:

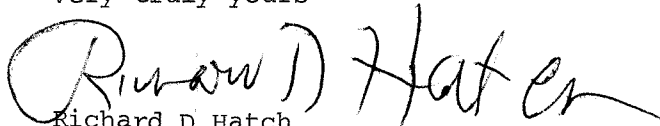
I refer to the resolution of the Board of Directors of the Nueces County Water Control and Improvement District No. 4 dated the 14th day of November, 1973 and relating to the borrowing of \$2,700.00 from the bank. The district has borrowed funds from the bank on several occasions in the past and I have in each instance approved the legality of the transaction provided that the money borrowed is to be repaid out of funds to become available during the district's fiscal year which ends September 30, 1974.

I have been assured by members of the Board of Directors that there will be funds of the district coming available during this current fiscal year with which to repay the \$2,700.00 plus interest if borrowed from the bank, and I do hereby approve the legality of the transaction.

The form of the note to be used can be the form generally used by the bank to evidence such transactions.

If you need anything further in connection with the proposed loan, please call me at my office in Sinton, 364-1503.

Very truly yours

A handwritten signature in cursive script that reads "Richard D Hatch". The signature is written in dark ink and is positioned above the printed name and address.

Richard D Hatch
Attorney at Law
Room 102, Courthouse
Sinton Texas 78387

RESOLUTION AND ORDER AUTHORIZING THE BORROWING OF MONEY FROM THE ISLAND STATE BANK, PORT ARANSAS, TEXAS TO PURCHASE TWO METERS TO BE INSTALLED AT PUMP STATION IN ARANSAS PASS, TEXAS

On the 14th day of November, 1973, the Board of Directors of Nueces County Water Control & Improvement District #4 convened in Special session being open to the public at the regular meeting place thereof in said District, with the following members of the Board present;

President
Vice President
Secretary
Director

Carl Peterson
Andy Dallas
H. L. Ward
Carl Castell

Absent:

Director

Joseph Belcher

, constituting a quorum; and among other proceedings had were the following:

The President of the Board presented a resolution and order authorizing execution and delivery of a note payable to Island State Bank, Port Aransas, Texas, to evidence indebtedness of the District to said bank when \$ 2,700.00 is borrowed for the purpose of obtaining funds to be used as follows:

For the purchase and installation of two meters at District's Aransas Pass pump station.

The resolution and order was read in full and, after full discussion thereof, Mr. Carl Castell made a motion that it be adopted. The motion was seconded by Mr. Andy Dallas. The motion, carrying with it the adoption of the resolution and order, prevailed by the following vote:

Ayes 4

Nayes 0

The President then declared the resolution and order finally passed and adopted.

The resolution and order is as follows:

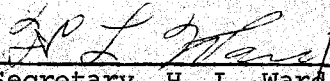
WHEREAS, Nueces County Water Control and Improvement District No. 4 needs to borrow \$ 2,700.00 from the Island State Bank, Port Aransas, Texas, for the purpose of obtaining funds to be used as follows:

For purchase and installation of two meters at District's Aransas Pass pump station. Board determined that: Metering devices are necessary to determine water pumped and water received and to determine leaks in line from Aransas Pass Pump Station to the storage tanks in Port Aransas.

Mr. Don Roy Farley, Manager of Nueces County Water Control & Improvement District #4 has the District's authorization to execute loan from Island State Bank, Port Aransas, Texas.

BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO.4, that the Manager, Don Roy Farley be authorized to borrow \$2,700.00 from Island State Bank, Port Aransas, Texas to purchase and install two meters at District's Aransas Pass Pump Station.

I, the undersigned, Secretary of the Board of Directors on Nueces County Water Control and Improvement District Number 4, do hereby certify: That the foregoing resolution and order was duly passed and approved and is in full force and effect. Witness my hand and seal of office this the 14th day of November, 1973.


Secretary, H. L. Ward
Nueces County Water Control &
Improvement District #4

(Seal)

MINUTES OF
SPECIAL MEETING

November 14, 1973

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 14th day of November, 1973, the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a Special meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	Carl Peterson
Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell

Absent:

Director	Joseph Belcher
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Visitor:

Manager	Don Roy Farley
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Meeting was called to order at 7:00 P.M. with the reading of the minutes
Andy Dallas made a motion to accept the minutes as read. H. L. Ward
seconded. Motion carried.

H. L. Ward made a motion to pay all outstanding bill. Andy Dallas seconded
the motion. Motion carried.

Discussion was held on insurance on buildings at the sewer plant.
Since there is no insurance on these buildings, the Board ask Mr. Farley to
check on this.

The Coral Cay project was discussed. Letter from McCaughan &
Etheridge was read. Re: Letter was to developers concerning a fire plug
behind their meter. After much discussion, Andy Dallas made a motion
to accept Coral Cay's plans subject to them putting turbine meter in place
of detecting device, also paying \$250.00 inspection to the District prior
to construction and they will tap the 6" line under our supervision. Carl
Castell seconded motion. Motion carried.

Mr. Farley is to confer with McCaughan and Etheridge concerning a charge for developers to cover the engineers fee on all new development.

Carl Castell made a motion to pass a resolution to authorize Mr. Farley to borrow \$2,700. from the Island State Bank to buy and install one 8" and one 12" meter with protective boxes to be installed in Aransas Pass. Andy Dallas seconded motion. Motion carried. Resolution and order is attached and becomes a permanent part of these minutes.

Carl Castell made a motion to purchase an add and listing on the H. G. Olsen School Calander. H. L. Ward seconded the motion. Motion carried.

Letter from McCaughan & Etheridge concering easements from Piper land was read. Mr. Farley read the entire agreement between Terramar and Piper to the Board members. A long discussion followed. H. L. Ward made a motion for the President to execute the documents subject to Mr. Harch's correction. Carl Castell seconded the motion. Motion carried.

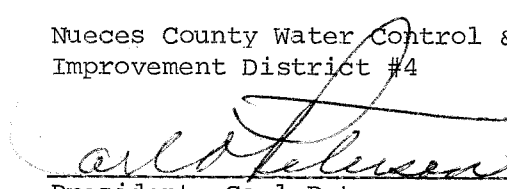
Letter to Mr. Hatch from McCaughan & Etheridge was read concerning sewer lines up the island from Terramar property. H. L. Ward made a motion to pass a resolution and president to execute the same; -The postponing of sewer lines in Section #4 annexed area; - at such time that District's attorney is satisfied with the legal papers. Resolution and order is attached and becomes a permanent part of these minutes.

Letter was read from the Port of Corpus Christi Navigation District to Mc Caughan & Etheridge with reference to the estimated need of water for developing of docks at Harbor Island.

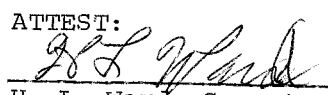
H. L. Ward made a motion to pass resolution setting present water rates. Carl Castell seconded motion. Motion carried unanimously. A copy of the resolution and order is attached and becomes a permanent part of these minutes.

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 9:30 P.M.

Nueces County Water Control &
Improvement District #4


President, Carl Peterson

ATTEST:


H. L. Ward, Secretary

RESOLUTION AND ORDER AUTHORIZING EXECUTION OF POSTPONEMENT OF SEWER SERVICE
OF SECTION #4 AGREEMENT BETWEEN NUECES COUNTY WATER CONTROL AND IMPROVEMENT
DISTRICT # 4 AND OWNERS OF ANNEXED AREA.

On the 14th day of November, 1973, the Board of Directors of Nueces County Water Control and Improvement District Number 4 convened in Special session being open to the public at the regular meeting place thereof in said District, with the following members of the Board present:

President	Carl Peterson
Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell

Absent:	
Director	Joseph Belcher

, constituting a quorum; and among other proceedings had were the following;

The President of the Board presented a resolution and order authorizing execution of postponement of agreement between Nueces County Water Control & Improvement District #4 and owners of annexed area.

The resolution and order was read in full and, after full discussion thereof, Mr. H. L. Ward made a motion that it be adopted. The motion was seconded by Mr. Carl Castell. The motion, carrying with it the adoption of the resolution and order, prevailed by the following vote:

Ayes 4

Nayes 0

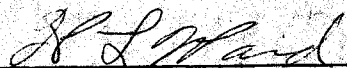
The President then declared the resolution and order finally passed and adopted.

The resolution and order is as follows:

WHEREAS, Nueces County Water Control & Improvement District No. 4 postpones agreement between District and owners of annexed area, known as Section #4, comprising 450.614 acres of land out of Surveys No. 593,594, and 595 on Mustang Island, Nueces County, Texas, lying westerly of the westerly right-of-way line of Park Road No. 53 (hereinafter called "Mustang Island, Section 4") being the same property described in that certain "Second Supplemental Agreement for Water and Sewage Services" executed by and between Terramar Corporation and Nueces County Water Control and Improvement District No. 4 (hereinafter called "District") dated June 27, 1973.

BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4, that the President of the Board of Directors be authorized to execute the postponement of sewer service of Section #4 agreement between Nueces County Water Control and Improvement District #4 and owners of annexed area.

I, the undersigned, Secretary of the Board of Directors of Nueces County Water Control and Improvement District Number 4, do hereby certify: That the foregoing resolution and order was duly passed and approved and is in full force and effect. Witness my hand and seal of office this the 14th day of November, 1973.


Secretary, Board of Directors
Nueces County Water Control
& Improvement District #4

(Seal)

WAIVER OF NOTICE AND CONSENT TO SPECIAL MEETING

WE, THE UNDERSIGNED, being all the members of the Board of Directors of NUBES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 1 in Nubess County, Texas, DO HEREBY WAIVE NOTICE of special meeting of said Board to be held at ^{7:00} ~~Nubess Co. Water Dist #4 office~~ 9 .M., on the 14th day of Nov., 1973, and DO WAIVE the holding of such meeting and to the transaction of any and all business that may come before such meeting.

1. Coral Cay project approved.
2. Terramar postponement of sewer in Sect #4 annexation.
3. Approval of Terramar, Piper and District agreement on water and sewer services.

DATED at Port Anderson, Texas, this the 14th day of November, 1973.

Carl Peterson
President, Board of Directors

Andrew J. Dallas
Vice President, Board of Directors

B. L. [Signature]
Secretary, Board of Directors

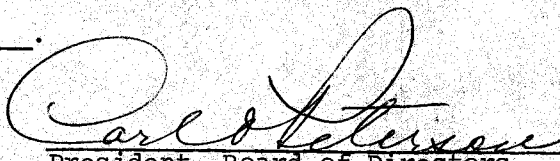
Carl Castle
Director

J. E. Belcher
Director

WAIVER OF NOTICE AND CONSENT TO SPECIAL MEETING

WE, THE UNDERSIGNED, being all the members of the Board of Directors of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 in Nueces County, Texas, DO HEREBY WAIVE NOTICE of a special meeting of said Board to be held at 7:00 O'Clock P. M., on the 14th day of November, 1973, and DO WARRANT the holding of such meeting and to the transaction of any and all business that may come before such meeting including the passage of a resolution and order setting present water rates.

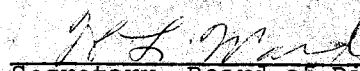
DATED at Port Aransas, Texas, this the 14th day of November, 1973.



President, Board of Directors



Vice-President, Board of Directors



Secretary, Board of Directors



Directors



Directors

RESOLUTION AND ORDER EXECUTING WATER RATES FOR THE NUECES COUNTY WATER
CONTROL & IMPROVEMENT DISTRICT NUMBER 4.

On the 14th day of November, 1973, the Board of Directors
of Nueces County Water Control and Improvement District Number 4, convened in
Special session being open to the public at the regular meeting
place thereof in said District, with the following members of the Board
present;

President	Carl Peterson
Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell

and the following absent;

Director	Joseph Belcher
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constituting a quorum, and among other proceedings had were the following;

The President of the Board presented a resolution and order setting
water rates.

Minutes of August 26th, 1969 reflects change in water rates but
resolution is not reflected in the minutes. Also, minutes of January 11,
1973 reflects change in water rates but does not have resolution to that
effect.

THEREFORE, President of the Board of Directors presented a resolution
to legally establish the present water rates.

The resolution and order was read in full and, after full discussion
therof, Mr. H. L. Ward made a motion that it be adopted. The motion
was seconded by Mr. Carl Castell. The motion, carrying with it the
adoption of the resolution and order, prevailed by the following vote;

Ayes: 4

Nayes: -0-

The President than declared the resolution and order finally passed
and adopted.

The resolution and order is as follows:

WHEREAS, Nueces County Water Control and Improvement District No. 4
water rates are:

RESOLUTION AND ORDER (CON'T)

<u>TYPE METER</u>	<u>MINIMUM RATE</u>	<u>WATER MINIMUM</u>	<u>ADDITIONAL WATER</u>
3/4"	\$ 3.00	2,000 Gals	.75/1000 gals.
1"	5.00	"	"
1½"	10.00	"	"
2" ST	15.00	"	"
2" COMP	20.00	"	"
3" COMP	40.00	"	"
4" COMP	50.00	"	"
6" COMP	100.00	"	"

McCAUGHAN & ETHERIDGE
CONSULTING ENGINEERS
320 WILSON BUILDING
CORPUS CHRISTI, TEXAS 78401

November 7, 1973

Mr. Dick Hatch
Courthouse
Sinton, Texas

Re: Piper Easement for Mustang Island project

Dear Mr. Hatch:

In the last two or three days, Terramar and Piper have reached agreement on the 20' easement and provision for water service to the Piper land. Judge Prowse prepared the enclosed agreement, which makes the District a party. I sat in on some of the talks, and required several changes for the protection of the District, and it is now satisfactory to us from the standpoint of engineering. I am delivering the other four signed copies, including the original, to Mr. Farley, and he will be expecting to hear from you as to the legal sufficiency. He has said on the phone that the Board may yet have to go ahead and hold a meeting next Wednesday, although they had hoped to pass this one. The Flato property is now positively eliminated from the design of the system, and Urban Engineering is in the process of making plan changes required for future service to Piper.

Very truly yours,

Att.

McCAUGHAN & ETHERIDGE

By Obie L. Etheridge

Obie L. Etheridge, P.E.

cc: NCWCID#4 w. 4 att.

November 10, 1973

Dear Mr. Etheridge: I have examined the proposed instrument and approve same as to legality and am furnishing a copy of your letter and this reply to Mr. Don Roy Farley so that he may so inform the Board of Directors of the Nueces County Water Control and Improvement District No. 4. I am delivering the copy of the agreement which you mailed me to Mr. Farley with my approval indicated on the first page of the instrument.

Very truly yours

Richard D Hatch
Richard D Hatch

copy for Mr. Farley

STATE OF TEXAS
COUNTY OF NUECES

This Agreement made this 2th day of November, 1973, between Nueces County Water Control and Improvement District No. 4, a conservation district and a political subdivision of the State of Texas, hereinafter referred to as the "District", Terramar Corporation, a Texas corporation, (as successor in interest to Great Western Corporation, a Texas corporation), hereinafter referred to as "Terramar", and Piper Land Company, a general partnership composed of W. T. Piper, Jr. and Howard Piper of the County of Clinton, State of Pennsylvania and Thomas F. Piper of the County of Nueces, State of Texas, all as general partners, hereinafter referred to as "Piper"; WITNESSETH:

THAT WHEREAS, Terramar has heretofore acquired extensive acreage on Mustang Island in the County of Nueces, State of Texas, lying outside of the boundaries of Nueces County Water Control and Improvement District No. 4 and Terramar has heretofore entered into agreements with the District for the annexation of a substantial portion of said lands and desires to provide an adequate supply of fresh, potable water to the occupants of these lands and to provide for sewage service thereto; and

WHEREAS, the District and Terramar have had numerous meetings and conferences and have entered into various agreements providing among other things for the construction and financing of the water line and the sewage line and all necessary storage tanks, sewage lift and pumping stations and other facilities hereinafter referred to as the "project"; and

WHEREAS, the District has agreed to furnish the necessary rights-of-way and easements upon lands being traversed by said lines and upon which some of the facilities will be located, excepting however, certain rights-of-way and easements which Terramar has agreed to furnish; and

WHEREAS, Piper and Mustang Beach Development Corporation, a Texas corporation identified with Piper in the development of lands on Mustang Island originally acquired by Piper, desire to have an additional supply of fresh, potable water available and sewage service, if feasible, for the future developments of its lands;

AND WHEREAS, the District has been negotiating with Piper for the acquisition of a right-of-way and easement twenty feet (20') in width adjoining the easterly right-of-way line of Texas Park Road No. 53 and running parallel therewith from the northerly boundary line of Survey No. 587, originally patented to Isaac B. Boone by virtue of Land Scrip No. 241 Thomas Toby, Abstract No. 41, in a southerly direction to the southerly boundary line of a 640 acre tract of land originally patented to Edward Hall by virtue of Toby Scrip 227, Abstract No. 160, and Piper is willing to convey such right-of-way and easement to the District for use in the construction and operation of the project upon the terms and conditions and for the consideration hereinafter set out.

1. TERRAMAR AGREES -

- A. To construct the project in accordance with the plans and specifications prepared by Urban Engineering for Terramar and approved by the District, together with any amendments, revisions and change orders heretofore and hereafter made with the approval of the District, all of said plans and specifications, together with amendments, revisions and change orders heretofore and hereafter made to be filed in the offices of the District, to furnish a set of said plans and specifications, together with amendments, revisions and change orders heretofore and hereafter made with the approval of the District to Piper Land Company. Terramar further agrees that the project will be completed at such date as the District and Terramar have heretofore agreed upon but in no event shall completion thereof be later than one and a half (1 1/2) years from date hereof.
- B. To finance all costs of construction of the project and to recover such costs of construction in the manner heretofore agreed upon by the District and Terramar; EXCEPT HOWEVER, Piper and Mustang Beach Development Corporation and their successors and assigns shall only be obligated to pay the amount hereinafter set out without interest thereon and in the manner specified notwithstanding anything to the contrary contained in any of the agreements between the District and Terramar and its predecessors in interest.
- C. To transfer title to the project to the District and to permit the District thereafter to own and operate the project.
- D. To furnish some of the rights-of-way and easements for such project in accordance with its agreements with the District.
- E. To permit Piper and/or Mustang Beach Development Corporation and their successors and assigns to tap the water line from time to time, the number of taps and the size of each tap being subject to the approval of the engineers for the District, using the same density of population figures in estimating water consumption for the occupants of the lands being subdivided and developed by Piper and/or Mustang Beach Development Corporation and their successors and assigns as is being used by Terramar and its successors in interest on the lands being subdivided and developed by them.
- F. To permit Piper and/or Mustang Beach Development Corporation and their successors in interest to utilize the 12" force main sewer line upon approval by the engineers for the District with Piper and/or Mustang Beach Development Corporation and their successors and assigns bearing any additional

costs involved in the construction of such facilities as may be necessary in order for Piper and/or Mustang Beach Development and their successors and assigns to utilize the 12" force main sewer line.

2. PIPER AGREES -

- A. To convey a right-of-way and easement twenty feet (20') in width adjoining the easterly right-of-way line of Texas Park Road No. 53 and running parallel therewith from the northerly boundary line of Survey No. 387, originally patented to Isaac W. Soene by virtue of Land Scrip No. 241 Thomas Toby, Abstract No. 43, in a southerly direction to the southerly boundary line of a 640 acre tract of land originally patented to Edward Hall by virtue of Toby Scrip 247, Abstract No. 160, for the purpose of the construction, operation, repair, removal and replacement of the project; the right-of-way and easement shall be conveyed to the District upon the conditions set out in the attached instrument marked Exhibit A and made a part hereof for all purposes; to convey a temporary right-of-way and easement for construction purposes only thirty feet (30') in width and adjoining the abovementioned right-of-way and easement on the east and running parallel thereto the entire length thereof, said temporary right-of-way and easement to terminate upon completion of construction of that part of the project located on the right-of-way and easement conveyed to the District by Piper, as aforesaid; neither the District nor Terramar will be obligated to pay Piper any cash consideration for the aforesaid right-of-way and easements since the undertakings, covenants and provisions to be kept, observed and performed by the District and Terramar as set out herein constitute the consideration therefor.
- B. To pay to Terramar or to whomsoever it designates, the sum of Seventy Two Thousand Five Hundred Twenty Dollars (\$72,520.00) without interest in the following manner: 1/4th of the above amount will be paid when Piper and/or Mustang Beach Development Corporation or their successors and assigns make the first tap on such line and for each tap thereafter a like sum will be paid to Terramar or to whomsoever it designates until the entire sum of Seventy Two Thousand Five Hundred Twenty Dollars (\$72,520.00) has been paid; provided however, should all or any part of the original Seventy Two Thousand Five Hundred Twenty Dollars (\$72,520.00) remain unpaid five (5) years from date hereof, Piper will pay or cause same to be paid to Terramar or to whomsoever it designates on such date.
- C. To pay any additional costs involved in the construction of such facilities as may be necessary in order for Piper and/or Mustang Beach Development Corporation and their successors and assigns to utilize the 12" force main sewer line in the event they or any of them should elect to do so and the engineers for the District approve such plans.

3. THE DISTRICT AGREES -

- A. To accept the water line and sewer line, storage tanks, sewage lift and pumping stations and other facilities comprising the project upon completion by Terramar; and to own and operate such water line and sewer line, storage tanks, sewage lift and pumping stations and other facilities comprising the project and to repair and replace such parts of the project as may need repairs and replacement from time to time.
- B. To furnish, to the extent of the capacity of the project to deliver it, a supply of fresh, potable water to Piper and/or Mustang Beach Development Corporation and their successors and assigns at the same rates and charges prevailing throughout the District; provided Piper shall have complied with platting requirements of State law and local jurisdiction and shall have planned, constructed, and dedicated to the District such water distribution and water storage facilities as are required by the District, or made agreements therefor satisfactory to the District for such land as is to be served.
- C. To permit Piper and/or Mustang Beach Development Corporation and their successors and assigns to tap such water line at such places and with such size taps as they desire subject to the approval of the engineers for the District; and the tap fee or fees to be charged Piper and/or Mustang Beach Development Corporation and their successors and assigns shall be the same as the charges prevailing throughout the District for similar size taps; and in acting upon requests by Piper and/or Mustang Beach Development Corporation and their successors and assigns to tap such water line and the size of each of said taps the engineers for the District shall use the same density of population figures in estimating water consumption for the occupants of the lands being subdivided and developed by Piper and/or Mustang Beach Development Corporation and their successors and assigns as is being used by Terramar and its successors in interest on the lands being subdivided and developed by them or any of them, and the available water therefrom shall be allocated on a fair and equitable basis.
- D. To refuse to approve any amendments, revisions or change orders to the plans and specifications prepared by Urban Engineering for Terramar and approved by the District, referred to as the project, which would have the effect of reducing the capacity of such water and sewer lines serving the property of Piper and Mustang Beach Development Corporation.

This agreement shall enure to the benefit of and be binding upon the parties hereto, their successors and assigns.

EXECUTED in quadruplicate originals the day and year first above written;

NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT NO. 4

ATTEST:

H. L. Ward
H. L. Ward
Secretary and Director

Carl Castell
Carl Castell, Director

Carl O. Peterson
Carl O. Peterson
President and Director

Andrew J. Dallas
Andrew J. Dallas
Vice-President and Director

Joseph Belcher
Joseph Belcher,
Director

ATTEST:

Nick B. Herman
Nick B. Herman
Its Asst. Secretary

TERRAMAR CORPORATION

By: R. L. Chilton, Jr.
R. L. Chilton, Jr.
Vice-President

PIPER LAND COMPANY,
A General Partnership

By: Thomas F. Piper
Thomas F. Piper,
A General Partner

THE STATE OF TEXAS I
COUNTY OF NUECES I

BEFORE ME, the undersigned authority, on this day personally appeared Carl O. Peterson, President and Director; Andrew J. Dallas, Vice-President and Director; H. L. Ward, Secretary and Director; Carl Castell, Director and Joseph Belcher, Director, known to me to be the persons and officers of Nueces County Water Control and Improvement District No. 4, whose names are subscribed to the foregoing instrument and jointly and severally acknowledged to me that the same was the act of the said Nueces County Water Control and Improvement District No. 4, and that they executed the same as the act of the said Nueces County Water Control and Improvement District No. 4 for the purposes and consideration therein expressed, and in the capacities therein stated, being thereunto duly authorized by law and by Resolution of the Board of Directors of Nueces County Water Control and Improvement District No. 4.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 3 day of November, 1973.

Dec

W. R. Ellis
Notary Public in and for
Nueces County, Texas

W. R. ELLIS

Notary Public in and for Nueces County, Texas

THE STATE OF TEXAS I
COUNTY OF NUECES I

BEFORE ME, the undersigned authority, on this day personally appeared R. L. Chilton, Jr. Vice President of TERRAMAR CORPORATION, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said TERRAMAR CORPORATION, a Texas corporation, and that he executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 7th day of November, 1973.

Mary Alice Salazar
Mary Alice Salazar
Notary Public in and for
Nueces County, Texas

STATE OF TEXAS I
COUNTY OF NUECES I

BEFORE ME, the undersigned authority, on this day personally appeared Thomas F. Piper, known to me to be the person and partner whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same as the act of Piper Land Company, a general partnership firm of which he is a general partner, for the purposes and consideration therein expressed and in the capacity stated therein, and that he was authorized to do so.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 7th day of November, 1973.

Mary Alice Salazar
Mary Alice Salazar
Notary Public in and for
Nueces County, Texas

THE STATE OF TEXAS

COUNTY OF NUECES

**RIGHTS-OF-WAY AND EASEMENTS FOR
CONSTRUCTION AND OPERATION OF
UNDERGROUND WATER AND SEWER
LINES**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Piper Land Company, a general partnership composed of W. T. Piper, Jr., and Howard Piper of Clinton County, Pennsylvania, and Thomas F. Piper of Nueces County, Texas, hereinafter called "Grantor", HAS GRANTED AND CONVEYED and by these presents DOES HEREBY GRANT AND CONVEY unto the Nueces County Water Control and Improvement District No. 4 (hereinafter called "Grantee") rights-of-way and easements in, under and over the following described tracts of land situated on Mustang Island in Nueces County, Texas, to-wit:

FIRST RIGHT-OF-WAY ^{AND} EASEMENT

A right-of-way and easement twenty feet (20') in width adjoining the easterly right-of-way line of Texas Park Road No. 53 and running parallel therewith from the northerly boundary line of Survey No. 587, originally patented to Isaac W. Boone by virtue of Land Scrip No. 241 Thomas Toby, Abstract No. 43, in a southerly direction to the southerly boundary line of a 640 acre tract of land originally patented to Edward Hall by virtue of Toby Scrip 227, Abstract No. 160, as more specifically described on the plat attached hereto, marked Exhibit B and made a part hereof for all legal purposes.

SECOND RIGHT-OF-WAY ^{AND} EASEMENT

A temporary right-of-way and easement for construction purposes only being thirty feet (30') in width and adjoining the above described right-of-way and easement along its easterly boundary line and running parallel thereto its entire length, and being more particularly described in Exhibit A.

together with the free ingress, egress and regress to and for Grantee, for the purpose of constructing, laying, maintaining, servicing, repairing, inspecting, removing, replacing, substituting and operating one or more water and sewer lines, subject to the conditions, exceptions and reservations hereinafter set forth;

TO HAVE AND TO HOLD all and singular, the said rights and privileges to Grantee and its successors in interest, so long as said premises are used for any of the purposes herein specified; however, if such rights-of-way and easements should cease to be used for any of the purposes herein conveyed, or

should be abandoned by Grantee or its successors in interest, then same shall revert to Grantor, its successors and assigns.

The foregoing rights-of-way and easements are conveyed and accepted subject to the following conditions, exceptions and reservations, to-wit:

1. The above described rights-of-way and easements are hereby conveyed to the District for the sole purpose of constructing, laying, maintaining, servicing, repairing, inspecting, removing, replacing, substituting and operating one or more water and sewer lines, and except as provided herein, no other utilities, private, public or non-profit, shall be permitted to use all or any part thereof without the prior written consent of Grantor and Grantee.
2. The Second Right-of-Way and Easement described above is conveyed as a temporary construction easement and shall terminate as soon as construction is completed on that part of the initial water line and sewer line project located on the above described First Right-of-Way and Easement.
3. Grantor hereby reserves and retains for itself, Mustang Beach Development Corporation, a Texas corporation, and their successors and assigns, the right to lay additional water or sewer lines either parallel to, over or under the water lines and sewer lines layed within such easement by the Grantee; however, the location of such lines to be layed by Grantor, Mustang Beach Development Corporation, and their successors and assigns, shall be subject to the approval of the engineer of the Grantee as to the depth and spacing of such additional lines.
4. Grantor reserves unto itself, its successors and assigns, the right to use the surface of the above described property in any manner not inconsistent with the rights-of-way and easements herein granted, including, but not limited to, the construction of paved or allweather streets, roads and alleys, curbs, drainage facilities, sidewalks, screening, landscaping and other non-permanent improvements thereon; and, if Grantee should damage such improvements in its utilization of such rights-of-way and easements, it shall restore same to the condition as they existed prior to such damage by Grantee.

EXECUTED this 7th day of November, 1973.

PIPER LAND COMPANY,
A General Partnership

by:

Thomas F. Piper

THOMAS F. PIPER,
A General Partner

STATE OF TEXAS I

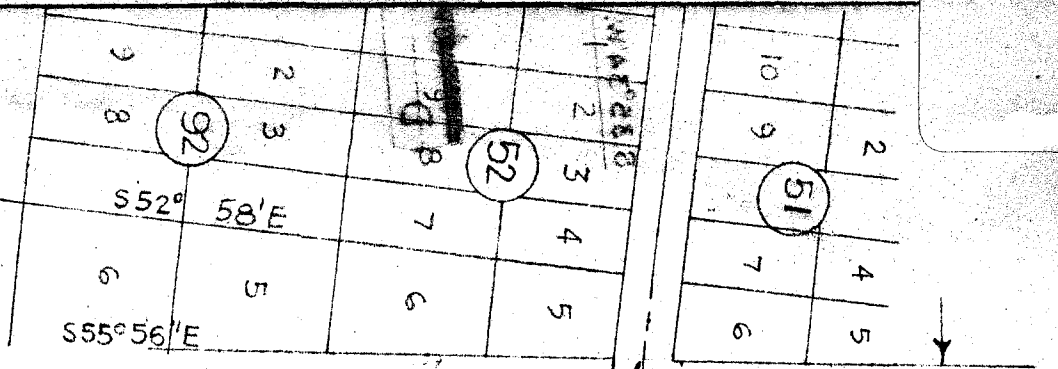
COUNTY OF NUECES I

BEFORE ME, the undersigned authority, on this day personally appeared Thomas F. Piper, known to me to be the person and partner whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same as the act of Piper Land Company, a general partnership firm of which he is a general partner, for the purposes and consideration therein expressed and in the capacity stated therein, and that he was authorized to do so.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 7th day of November, 1973.

Mary Alice Salazar

Mary Alice Salazar
Notary Public in and for
Nueces County, Texas



HUMBLE FEE

ACCESS ROAD No. 1-A

PIPER LAND CO.

ACCESS ROAD No. 1

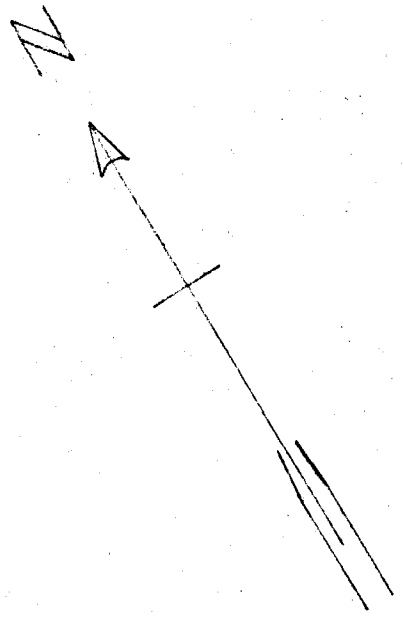
MUSTANG

ISLAND

JOHN GRANT ET AL.

SUR. 587

L.S. 241



3465.02'
WC 587

N. 59° 00' W.

S 35° 34' W.

120'

20'

4346.51
4893.17

100'

HUMBLE FEE

LAND CO.

ROAD

5341.31

4934.78

20'

JOHN GRANT ET.AL.

SUR. 588

LS 227

60'

60'

3065.35 WC. 588

SAM E.
WILSON
SUR. 590
L.S. 192

EXHIBIT "B"

UTILITY EASEMENT
PIPER LAND CO.
MUSTANG ISLAND, TEXAS

MCCAUGHAN & ETHERIDGE ENG.
CORPUS CHRISTI TEXAS
OCTOBER 1972 DWG. 6564-B

SCALE: 1"=400'

Exhibit A
minutes

STATE OF TEXAS }
COUNTY OF NUECES }

This Agreement made this 7th day of November, 1973, between Nueces County Water Control and Improvement District No. 4, a conservation district and a political subdivision of the State of Texas, hereinafter referred to as the "District", Terramar Corporation, a Texas corporation, (as successor in interest to Great Western Corporation, a Texas corporation), hereinafter referred to as "Terramar", and Piper Land Company, a general partnership composed of W. T. Piper, Jr. and Howard Piper of the County of Clinton, State of Pennsylvania and Thomas F. Piper of the County of Nueces, State of Texas, all as general partners, hereinafter referred to as "Piper"; WITNESSETH:

THAT WHEREAS, Terramar has heretofore acquired extensive acreage on Mustang Island in the County of Nueces, State of Texas, lying outside of the boundaries of Nueces County Water Control and Improvement District No. 4 and Terramar has heretofore entered into agreements with the District for the annexation of a substantial portion of said lands and desires to provide an adequate supply of fresh, potable water to the occupants of these lands and to provide for sewage service thereto; and

WHEREAS, the District and Terramar have had numerous meetings and conferences and have entered into various agreements providing among other things for the construction and financing of the water line and the sewage line and all necessary storage tanks, sewage lift and pumping stations and other facilities hereinafter referred to as the "project"; and

WHEREAS, the District has agreed to furnish the necessary rights-of-way and easements upon lands being traversed by said lines and upon which some of the facilities will be located, excepting however, certain rights-of-way and easements which Terramar has agreed to furnish; and

WHEREAS, Piper and Mustang Beach Development Corporation, a Texas corporation identified with Piper in the development of lands on Mustang Island originally acquired by Piper, desire to have an additional supply of fresh, potable water available and sewage service, if feasible, for the future developments of its lands;

AND WHEREAS, the District has been negotiating with Piper for the acquisition of a right-of-way and easement twenty feet (20') in width adjoining the easterly right-of-way line of Texas Park Road No. 53 and running parallel therewith from the northerly boundary line of Survey No. 587, originally patented to Isaac W. Boone by virtue of Land Scrip No. 241 Thomas Toby, Abstract No. 43, in a southerly direction to the southerly boundary line of a 640 acre tract of land originally patented to Edward Hall by virtue of Toby Scrip 227, Abstract No. 160, and Piper is willing to convey such right-of-way and easement to the District for use in the construction and operation of the project upon the terms and conditions and for the consideration hereinafter set out.

1. TERRAMAR AGREES -

- A. To construct the project in accordance with the plans and specifications prepared by Urban Engineering for Terramar and approved by the District, together with any amendments, revisions and change orders heretofore and hereafter made with the approval of the District, all of said plans and specifications, together with amendments, revisions and change orders heretofore and hereafter made to be filed in the offices of the District; to furnish a set of said plans and specifications, together with amendments, revisions and change orders heretofore and hereafter made with the approval of the District to Piper Land Company. Terramar further agrees that the project will be completed at such date as the District and Terramar have heretofore agreed upon but in no event shall completion thereof be later than one and a half (1½) years from date hereof.
- B. To finance all costs of construction of the project and to recover such costs of construction in the manner heretofore agreed upon by the District and Terramar; EXCEPT HOWEVER, Piper and Mustang Beach Development Corporation and their successors and assigns shall only be obligated to pay the amount hereinafter set out without interest thereon and in the manner specified notwithstanding anything to the contrary contained in any of the agreements between the District and Terramar and its predecessors in interest.
- C. To transfer title to the project to the District and to permit the District thereafter to own and operate the project.
- D. To furnish some of the rights-of-way and easements for such project in accordance with its agreements with the District.
- E. To permit Piper and/or Mustang Beach Development Corporation and their successors and assigns to tap the water line from time to time, the number of taps and the size of each tap being subject to the approval of the engineers for the District, using the same density of population figures in estimating water consumption for the occupants of the lands being subdivided and developed by Piper and/or Mustang Beach Development Corporation and their successors and assigns as is being used by Terramar and its successors in interest on the lands being subdivided and developed by them.
- F. To permit Piper and/or Mustang Beach Development Corporation and their successors in interest to utilize the 12" force main sewer line upon approval by the engineers for the District with Piper and/or Mustang Beach Development Corporation and their successors and assigns bearing any additional

costs involved in the construction of such facilities as may be necessary in order for Piper and/or Mustang Beach Development and their successors and assigns to utilize the 12" force main sewer line.

2. PIPER AGREES -

- A. To convey a right-of-way and easement twenty feet (20') in width adjoining the easterly right-of-way line of Texas Park Road No. 53 and running parallel therewith from the northerly boundary line of Survey No. 587, originally patented to Isaac W. Boone by virtue of Land Scrip No. 241 Thomas Toby, Abstract No. 43, in a southerly direction to the southerly boundary line of a 640 acre tract of land originally patented to Edward Hall by virtue of Toby Scrip 227, Abstract No. 160, for the purpose of the construction, operation, repair, removal and replacement of the project; the right-of-way and easement shall be conveyed to the District upon the conditions set out in the attached instrument marked Exhibit A and made a part hereof for all purposes; to convey a temporary right-of-way and easement for construction purposes only thirty feet (30') in width and adjoining the abovementioned right-of-way and easement on the east and running parallel thereto the entire length thereof, said temporary right-of-way and easement to terminate upon completion of construction of that part of the project located on the right-of-way and easement conveyed to the District by Piper, as aforesaid; neither the District nor Terramar will be obligated to pay Piper any cash consideration for the aforesaid rights-of-way and easements since the undertakings, covenants and provisions to be kept, observed and performed by the District and Terramar as set out herein constitute the consideration therefor.
- B. To pay to Terramar or to whomsoever it designates, the sum of Seventy Two Thousand Five Hundred Twenty Dollars (\$72,520.00) without interest in the following manner: 1/4th of the above amount will be paid when Piper and/or Mustang Beach Development Corporation or their successors and assigns make the first tap on such line and for each tap thereafter a like sum will be paid to Terramar or to whomsoever it designates until the entire sum of Seventy Two Thousand Five Hundred Twenty Dollars (\$72,520.00) has been paid; provided however, should all or any part of the original Seventy Two Thousand Five Hundred Twenty Dollars (\$72,520.00) remain unpaid five (5) years from date hereof, Piper will pay or cause same to be paid to Terramar or to whomsoever it designates on such date.
- C. To pay any additional costs involved in the construction of such facilities as may be necessary in order for Piper and/or Mustang Beach Development Corporation and their successors and assigns to utilize the 12" force main sewer line in the event they or any of them should elect to do so and the engineers for the District approve such plans.

3. THE DISTRICT AGREES -

- A. To accept the water line and sewer line, storage tanks, sewage lift and pumping stations and other facilities comprising the project upon completion by Terramar; and to own and operate such water line and sewer line, storage tanks, sewage lift and pumping stations and other facilities comprising the project and to repair and replace such parts of the project as may need repairs and replacement from time to time.
- B. To furnish, to the extent of the capacity of the project to deliver it, a supply of fresh, potable water to Piper and/or Mustang Beach Development Corporation and their successors and assigns at the same rates and charges prevailing throughout the District; provided Piper shall have complied with platting requirements of State law and local jurisdictions and shall have planned, constructed, and dedicated to the District such water distribution and water storage facilities as are required by the District, or made agreements therefor satisfactory to the District for such land as is to be served.
- C. To permit Piper and/or Mustang Beach Development Corporation and their successors and assigns to tap such water line at such places and with such size taps as they desire subject to the approval of the engineers for the District; and the tap fee or fees to be charged Piper and/or Mustang Beach Development Corporation and their successors and assigns shall be the same as the charges prevailing throughout the District for similar size taps; and in acting upon requests by Piper and/or Mustang Beach Development Corporation and their successors and assigns to tap such water line and the size of each of said taps the engineers for the District shall use the same density of population figures in estimating water consumption for the occupants of the lands being subdivided and developed by Piper and/or Mustang Beach Development Corporation and their successors and assigns as is being used by Terramar and its successors in interest on the lands being subdivided and developed by them or any of them, and the available water therefrom shall be allocated on a fair and equitable basis.
- D. To refuse to approve any amendments, revisions or change orders to the plans and specifications prepared by Urban Engineering for Terramar and approved by the District, referred to as the project, which would have the effect of reducing the capacity of such water and sewer lines serving the property of Piper and Mustang Beach Development Corporation.

This agreement shall enure to the benefit of and be binding upon the parties hereto, their successors and assigns.

EXECUTED in quadruplicate originals the day and year first above written.

NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT NO. 4

ATTEST:

H. L. Ward
H. L. Ward
Secretary and Director

Carl Castell
Carl Castell, Director

Carl O. Peterson
Carl O. Peterson
President and Director

Andrew J. Dallas
Andrew J. Dallas
Vice-President and Director

Joseph Belcher
Joseph Belcher,
Director

ATTEST:

Nick B. Herman
Nick B. Herman
Its Asst. Secretary

TERRAMAR CORPORATION

By: R. L. Chilton, Jr.
R. L. Chilton, Jr.
Vice-President

PIPER LAND COMPANY,
A General Partnership

By: Thomas F. Piper
Thomas F. Piper,
A General Partner

THE STATE OF TEXAS I

COUNTY OF NUECES I

BEFORE ME, the undersigned authority, on this day personally appeared Carl O. Peterson, President and Director; Andrew J. Dallas, Vice-President and Director; H. L. Ward, Secretary and Director; Carl Castell, Director and Joseph Belcher, Director, known to me to be the persons and officers of Nueces County Water Control and Improvement District No. 4 whose names are subscribed to the foregoing instrument and jointly and severally acknowledged to me that the same was the act of the said Nueces County Water Control and Improvement District No. 4, and that they executed the same as the act of the said Nueces County Water Control and Improvement District No. 4 for the purposes and consideration therein expressed, and in the capacities therein stated, being thereunto duly authorized by law and by Resolution of the Board of Directors of Nueces County Water Control and Improvement District No. 4.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 3 day of ~~November~~, 1973.

December

W. R. Ellis

W. R. ELLIS Notary Public in and for
~~Notary Public, in and for Nueces County, Texas~~ Nueces County, Texas

THE STATE OF TEXAS I

COUNTY OF NUECES I

BEFORE ME, the undersigned authority, on this day personally appeared R. L. Chilton, Jr., Vice President of TERRAMAR CORPORATION, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said TERRAMAR CORPORATION, a Texas corporation, and that he executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 7th day of November, 1973.

Mary Alice Salazar

Mary Alice Salazar
Notary Public in and for
Nueces County, Texas

STATE OF TEXAS I

COUNTY OF NUECES I

BEFORE ME, the undersigned authority, on this day personally appeared Thomas F. Piper, known to me to be the person and partner whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same as the act of Piper Land Company, a general partnership firm of which he is a general partner, for the purposes and consideration therein expressed and in the capacity stated therein, and that he was authorized to do so.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 7th day of November, 1973.

Mary Alice Salazar

Mary Alice Salazar
Notary Public in and for
Nueces County, Texas

BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4, that the President of the Board of Directors be authorized to set the present water rates.

I, the undersigned, Secretary of the Board of Directors of Nueces County Water Control and Improvement District Number 4, do hereby certify; That the foregoing resolution and order was duly passed and approved and is in full force and effect. Witness my hand and seal of office this the 14th day of November, 1973.

N L Ward

Secretary, Board of Directors
Nueces County Water Control
& Improvement District #4

(seal)

MINUTES OF
REGULAR MEETING
November 5, 1973

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 5th day of November, 1973, the Board of Directors for the Nueces County Water Control and Improvement District No. 4., convened in a regular meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	Carl Peterson
Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell
Director	Joseph Belcher

Visitors:

Manager Don Roy Farley

Meeting was called to order at 10:00 A.M., with the reading of the minutes of the previous meeting. H. L. Ward made motion to accept the minutes. Carl Castell seconded. Motion carried.

H. L. Ward made motion to pay all outstanding bills. Carl Castell seconded. Motion carried.

Don Roy Farley gave a report on completion of work on Sewer Plant.

General discussion was held on laying pressure lines.


Discussion was held on Coral Cay Re: line size and meter size.

Letter from Booth,^{MAN} Huguenium, Dumas and Morrow concerning copies of certificates of annexation of Terramar property.


Discussion was held on the difference in meter readings between San Pat meter and our meter. Mr. Farley reviewed the test already conducted on the lines to the Board members. Long discussion followed. Joseph Belcher suggested installing meter at our tank in Aransas to measure intake, thus double checking San Pat's meter. H. L. Ward suggested a pressure check on our line to determine any leakage. A long discussion was held on the above mentioned remedies. Carl Castell made a motion to authorize Mr. Farley to purchase what was necessary to run a pressure check on the lines to determine where we are losing water. Andy Dallas seconded. Motion carried.

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 11:20 A.M.

Nueces County Water Control &
Improvement District #4


Carl Peterson, President

ATTEST:


H. L. Ward, Secretary

MINUTES OF
SPECIAL MEETING
OCTOBER 24, 1973

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 24th day of October, 1973, the Board of Directors for the Nueces County Water Control and Improvement District No. 4., convened in a special meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	Carl Peterson
Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell

Absent:	
Director	Joseph Belcher

Visitors:

Manager	Don Roy Farley
Water Supt.	Gail Holman

Meeting was called to order at 7:00 P.M. with the reading of the minutes of previous meeting. Andy Dallas made motion to accept the minutes as read. H. L. Ward seconded it. Motion carried.

Letter from McCaughan & Etheridge to Parks and Wildlife Dept. was read. Re: concerning water and sewer services to Park.

Trouble with the Lift Station at Ave. G & 11th St. was discussed. McCaughan & Etheridge recommended a Peabody-Barnes, 2 HP pumps-120 GPM- with 25' head, 250 GPM with 15' head at \$400.00 each. H. L. Ward made a motion to purchase two pumps as mentioned above. Andy Dallas seconded it. Motion carried.

Letter was read from Texas Water Rights Commission.. Re: concerning new rules and regulations governing districts; and the amendment needed to correct \$1.05 per \$1,000. to \$1.05 per hundred on Information Form needed by TWRC and all other countys.


Discussion was held on repairing or replacing line from Ave. G. and Alister Lift Station to Sewer Plant. No decision was made, but further study will be continued.

Discussion on retirement system. Board will continue study.

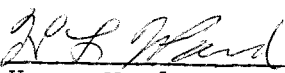
Discussion on sickness and accident policy for District employees. Board will continue study.

There being no further business to come before the board, upon motion duly made and seconded, meeting was adjourned at 8:30P.M.

Nueces County Water Control
& Improvement District #4


Carl Peterson, President

ATTEST:


H. L. Ward, Secretary

MINUTES OF
REGULAR MEETING
OCTOBER 10, 1973

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 10th day of October 1973, the Board of Directors for the Nueces County Water Control and Improvement District No. 4., convened in a regular meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell

Absent:

President	Carl Peterson
Director	Joseph Belcher

Visitors:

Financial Advisor	Laddie Janecek
Manager	Don Roy Farley
Supt.	Gail Holman
Lawyer	Dick Hatch

Meeting was called to order at 7:00 P.M. with the reading of the minutes of the previous meeting. H. L. Ward made a motion to accept minutes. Andy Dallas seconded. Motion carried.

Resolution passed authorizing application to the Texas Water Rights Commission for approval of bond. Mr. Dallas made motion, Mr. Castell seconded motion. Motion carried. Copy attached and becomes a permanent part of these minutes.

Letter from State Board of Insurance was read by Don Roy Farley, Re: Thanking the district for our part in fire key rate.

Three additional easements have been obtained from Terramer,; Ada Wilson & Flato. These have been recorded.

Letter from Parks & Wild Life to Urban Engineers, Re: Requesting information for service to Park.

Letter from Dalström Construction Co. Re: Concerning repair of streets and roads and their responsibility to the City.

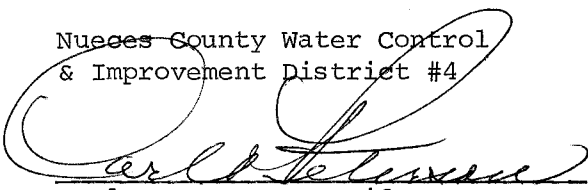
Mr. Hatch went over the easements needed to lay new lines under the \$300,000. bond issue.

Dick Hatch reported on Max Luther meeting. No answer as of yet.


The subject of posting bonds instead of paying a large deposit was discussed. Dick Hatch will check into it further and will let Don Roy Farley know. In the event that a bond is put up and bill not paid, the District would have to sue the Bonding Co. to collect. All alternatives will be explored and will be discussed again at a later date.

There being no further business to come before the board, upon motion duly made and seconded, meeting was adjourned at 8:30 P.M.

Nueces County Water Control
& Improvement District #4


Carl Peterson, President

ATTEST:


H. L. Ward, Secretary

RESOLUTION AUTHORIZING APPLICATION TO THE
TEXAS WATER RIGHTS COMMISSION FOR APPROVAL
OF BONDS

THE STATE OF TEXAS } NUECES COUNTY WATER CONTROL AND
 }
COUNTY OF NUECES } IMPROVEMENT DISTRICT NUMBER 4

ON THIS, the 10th day of October, 1973, the Board of Directors of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 convened in special session, being open to the public, at the regular meeting place thereof in said District, with the following members of the Board present:

CARL O. PETERSON	PRESIDENT
ANDREW J. DALLAS	VICE PRESIDENT
H. L. WARD	SECRETARY
CARL CASTELL	DIRECTOR
JOSEPH BELCHER	DIRECTOR

and the following absent: Peterson and Belcher, constituting a quorum; and among other proceedings had were the following:

The President of the Board of Directors introduced the following resolution:

A RESOLUTION by the Board of Directors of Nueces County Water Control and Improvement District Number 4 authorizing application to the Texas Water Rights Commission for approval of bonds to be issued by said District.

WHEREAS the Nueces County Water Control and Improvement District Number 4 was established as a conservation and reclamation district under the provisions of Article XVI, Section 59, of the Texas Constitution, and Chapter 3A, Title 128, V.A.T.C.S., now V.T.C.A., Water Code, Chapter 51; and

WHEREAS, at an election held for the purpose on the 29th day of August, 1973, bonds of said District to the total principal amount of \$300,000 were approved for the purpose of financing improvements, extensions and additions to the District's existing Water System, and, inasmuch as the proceeds of said bonds are needed for their intended purposes, it now becomes proper for this Board to make application to the Texas Water Rights Commission for approval of said bonds as required by law; now, therefore,

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4:

SECTION 1: That in accordance with the provisions of Section 51.421 of the Texas Water Code, the Secretary of the Board be and he is hereby authorized and directed to prepare, make and execute an appropriate application in writing, addressed to the Texas Water Rights Commission, requesting said Commission to approve

the issuance of \$300,000 general obligation bonds of the District for the purpose of financing improvements, extensions and additions to the District's existing Water System.

SECTION 2: That the District's Secretary and/or Attorney, in conjunction with its Consulting Engineers and Financial Advisors, is hereby authorized to make presentation of the aforesaid application and to represent the District before the Texas Water Rights Commission in that connection.

The foregoing resolution having been read in full, Mr.

Dallas moved its adoption. Mr. Castell
seconded the motion and, upon the question being called for, the following Directors voted "AYE": Messrs. ~~Peterson~~, Dallas, Ward, Castell and ~~Belcher~~; and none voted "NO."

PASSED AND ADOPTED, this the 10th day of October, 1973.

Andrew J. Dallas
Vice President, Board of Directors
Nueces County Water Control and
Improvement District Number 4

ATTEST:

J. L. Ward
Secretary, Board of Directors
Nueces County Water Control and
Improvement District Number 4

(District Seal)

APPLICATION FOR APPROVAL OF BONDS

THE STATE OF TEXAS	X	NUECES COUNTY WATER CONTROL AND
	X	
COUNTY OF NUECES	X	IMPROVEMENT DISTRICT NUMBER 4

TO THE TEXAS WATER RIGHTS COMMISSION, AUSTIN, TEXAS:

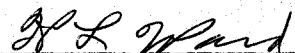
The NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, acting pursuant to a resolution passed and adopted by its Board of Directors on the 10th day of October, 1973, presents this, its application for approval of bonds, to the Texas Water Rights Commission as required by Section 51.421 of the Texas Water Code, and in such regard respectfully represents as follows:

1. That the District desires to issue and sell ad valorem tax bonds in the principal sum of \$300,000 for the purpose of financing improvements, extensions and additions to the District's existing Water System, the issuance of such bonds for such purpose having been duly approved at an election held August 29, 1973.
2. Submitted in conjunction herewith is a copy of the Engineers' report containing data, profiles, maps, plans and specifications prepared in connection with the project for which the aforementioned bonds are to be issued.
3. Attached hereto is a copy of the resolution of the Board of Directors authorizing execution and presentation of this application. Also submitted herewith is the District's check or voucher in the sum of \$25.00, payable to the Texas Water Rights Commission, representing the filing fee for this application.

WHEREFORE, the Board of Directors of the Nueces County Water Control and Improvement District Number 4, respectfully requests that in consideration of the foregoing and upon such investigation as the Texas Water Rights Commission considers proper, its resolution approving the engineering plans, specifications and estimate of costs in the sum of \$350,000 for the District's project aforementioned and the issuance of \$300,000 of bonds for the purpose of financing said improvements be entered.

DATED, this the 10 day of October, 1973.

Respectfully submitted,



Secretary, Board of Directors
Nueces County Water Control and
Improvement District Number 4

(District Seal)

STATEMENT OF TAXABLE VALUES

THE STATE OF TEXAS }
COUNTY OF NUECES }

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUMBER 4

I, the undersigned, Assessor of Taxes of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, Nueces County, Texas, DO HEREBY CERTIFY that the assessed valuation of taxable property in said District, as shown by the tax rolls of said District for the year 1973, which have been duly approved, and which is the latest official assessment of said District, is as follows:

TOTAL REAL AND PERSONAL PROPERTY
VALUATIONS \$18,634,683.00

WITNESS MY HAND AND THE SEAL OF SAID DISTRICT, this the
10 day of October, 1973.

Betty Curry
Assessor of Taxes
Nueces County Water Control and
Improvement District Number 4

(District Seal)

THE STATE OF TEXAS X
 X
COUNTY OF NUECES X

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUMBER 4

I, the undersigned, Secretary of the Board of Directors of the Nueces County Water Control and Improvement District Number 4, DO HEREBY CERTIFY:

1. That this certificate is executed for the information of the Texas Water Rights Commission.

2. That the following is a list of the names and addresses of the officers and members of the Board of Directors of the District, showing the date that the term of office of each Director shall expire:

<u>Board of Directors</u>	<u>Address</u>	<u>Term Expires January</u>
CARL O. PETERSON, President	Port Aransas, Texas	1974
ANDREW J. DALLAS, Vice President	Port Aransas, Texas	1975
H. L. WARD, Secretary	Port Aransas, Texas	1974
CARL CASTELL, Director	Port Aransas, Texas	1975
JOSEPH BELCHER, Director	Port Aransas, Texas	1974

3. That the District has complied with the provisions of Subchapter D of Chapter 50 of the Texas Water Code and Rule 505.3 of the Texas Water Rights Commission.

4. That the boundaries of the District have not been altered or in any manner revised since the Texas Water Rights Commission approved the District's engineering projects and the issuance of bonds designated "Nueces County Water Control and Improvement District Number 4 Sewer General Obligation Bonds, Series 1972," dated January 10, 1972, in the sum of \$25,000, except by annexation orders passed by the District's Board of Directors annexing certain lands out of Surveys on Mustang Island, Nueces County, Texas, as follows:

(a) Order passed April 26, 1972 annexing 294.19 acres out of Surveys 591 and 592;

(b) Order passed July 12, 1972 annexing 498.18 acres out of Surveys 593, 594 and 595;

(c) Order passed January 11, 1973 annexing 201.34 acres out of Survey 590; and

(d) Order passed July 11, 1973 annexing 450.623 acres out of Survey 595,

information concerning all of which has heretofore been forwarded to the Texas Water Rights Commission.

5. That none of the proceeds of the bonds in the principal sum of \$300,000 which were voted at an election held in said District on August 29, 1973 are to be employed in the purchase of fire hydrants or any other type of fire equipment.

WITNESS MY HAND AND THE SEAL OF SAID DISTRICT, this the 10 day of October, 1973.

R. L. Ward
Secretary, Board of Directors
Nueces County Water Control and
Improvement District Number 4

(District Seal)

MINUTES OF
REGULAR MEETING
SEPTEMBER 26, 1973

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 26th day of September, 1973, the Board of Directors for the Nueces County Water Control and Improvement District No. 4., convened in a regular meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	Carl Peterson
Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell
Director	Joseph Belcher

Visitors:

Manager	Don Roy Farley
Water Supt.	Gail Holman
Engineers	McCaughan, Frank
	Obie Etheridge
Lawyer	Dick Hatch

Meeting was called to order at 7:00 P.M. with the reading of the minutes of the previous meeting. Minutes were approved.

Motion was made to pay all outstanding bill. H. L. Ward made motion. Carl Castell seconded. Motion passed.

Letter and plans were presented to the Board from McCaughan and Etheridge..
Re: Motors and pumps for chlorinators for sewer plant.

Letter was read from McCaughan Etheridge to Urban. Re: Terramar easements from Texas Highway Department for water and sewer line. (approval)

Letter from McCaughan & Etheridge to Urban. Re: Same as letter above with permits to move lines.

Letter from McCaughan & Etheridge to Mr. Hatch was read. Re: Proposal of new route for 20" line crossing private property. Report was given by Mr. Hatch. The Board then gave Mr. Hatch authorization to present letter to Mr. Luther attorney for Mr. Orr, asking to purchase easement for the District. This was made a motion by H. L. Ward and seconded by Andy Dallas. Motion was passed.

H. L. Ward made a motion to pass resolution presented to the Board by Mr. Hatch requesting easements from Navigation District No. 1. Andy Dallas seconded. Motion passed. Resolution becomes a permanent part of these minutes. Copy attached.

Motion was made by H. L. Ward to approve 1973 Tax Roll. Seconded by Joseph Belcher. Motion passed.

Letter was read by Obie Etheridge. Re: Terramar land consideration... Option #3-596,597, & 1/2 598. Also Mr. Etheridge read letter regarding Flato land on same matter.

Discussion was held on problem with American Petro-Fina Water usage off of pressure line. Also discussion on water analysis of San Pat to water front. McCaughan & Etheridge made a recommendation of minimum size storage tank of 20,000 gallons. Tabled until later time.

Mr. Farley ask Board about the possibility of water users putting up a Bond on large amounts of deposits. The Board set a new policy:

Bonds could be made in-line of deposits. Mr. Farley will look into the matter further.

Mr. Farley ask Board to consider making policy, Re: to employee relation to job. Such as sick leave, vacation, part-time employment and etc. Mr. Farley will make a study and present to Board at later meeting.

Mr. Farley gave a report on pay-raise scale for last five years. He ask the Board to consider and report later.

Board agreed that all overtime is due time and 1/2 pay. This includes minutes-secretary at all after hours meetings.

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 9:40P.M.

^{County}
Nueces, Water Control & Improvement
District #4

Andrew J. Dallas
Carl Peterson, President


ATTEST:

H. L. Ward
H. L. Ward, Secretary


A RESOLUTION REQUESTING NEW EASEMENTS FROM
NUECES COUNTY NAVIGATION DISTRICT NO.1

RESOLVED THAT THE DISTRICT REQUEST NUECES COUNTY NAVIGATION DISTRICT NO. 1 FOR A NEW EASEMENT ON TERMS SUBSTANTIALLY AS SHOWN ON ATTACHED INSTRUMENT WHICH HAS BEEN PREPARED BY THE ATTORNEY FOR THIS DISTRICT, AND THAT ALL ELECTED OFFICIALS OF THIS DISTRICT SIGN THERE APPROVAL ON THE INSTRUMENT TO EVIDENCE ACCEPTANCE OF THE EASEMENT AND AGREEMENT UPON ITS TERMS AND CONDITIONS, ESPECIALLY THE AGREEMENT TO FURNISH WATER TO THE MULTIPURPOSE DEEP-DRAFT INSHORE PORT FACILITIES WHEN CONSTRUCTED.

DULY ADOPTED BY THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4 THIS THE 26th DAY OF SEPTEMBER, 1973.


Carl O. Peterson, President

ATTEST:

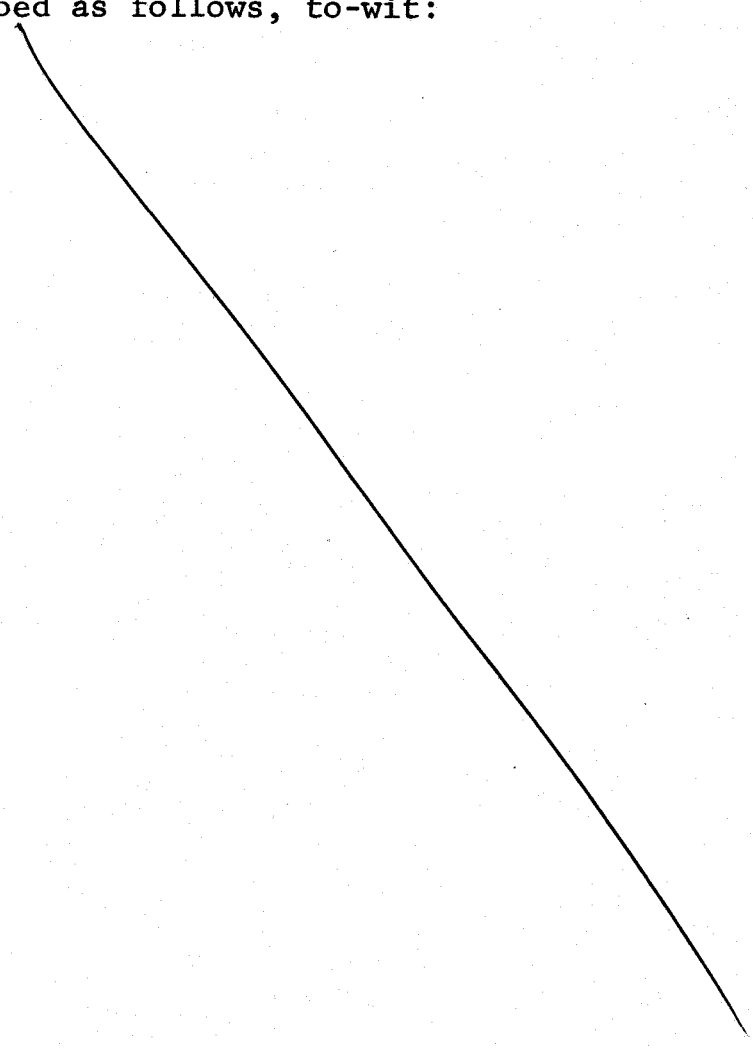

H. L. Ward
Secretary

THE STATE OF TEXAS

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF NUECES

THAT Nueces County Navigation District No. 1, hereinafter referred to as Grantor, acting herein by and through its Navigation and Canal Commissioners hereunto duly authorized, for and in consideration of the sum of One (\$1.00) Dollar to it in hand paid by Nueces County Water Control and Improvement District No. 4, a Conservation District and a political subdivision of the State of Texas, hereinafter referred to as Grantee, the receipt and sufficiency of which is hereby acknowledged, and further in consideration of the agreements and covenants of the said Nueces County Water Control and Improvement District No. 4 herein contained, has except as hereinafter provided, GRANTED and CONVEYED, and by these presents does GRANT and CONVEY unto the said Nueces County Water Control and Improvement District No. 4, its successors and assigns, and legal representatives, two easements situated in the County of Nueces, State of Texas, and being more particularly described as follows, to-wit:



DESCRIPTION OF LEASED LAND AND NEW EASEMENT FOR WATER LINE

DESCRIPTION OF LEASED LAND:

Beginning at the Southeast corner of a parcel of land 75' x 140' which is now leased to the Nueces County Water Control & Improvement District No. 4 for water storage and pumping facilities, said point being in the north line of Port Street (60 feet wide) approximately 200.9 feet westerly from its intersection with the west line of Cotter Street, in Port Aransas, Texas;

Thence S 84° 48' W, along the north line of Port Street, at 75.0 feet passing the Southwest corner of said 75' x 140' parcel, in all 175.0 feet to a point for corner in the north line of Port Street;

Thence N 13° 04' W, a distance of 240.0 feet to point for corner;

Thence N 84° 48' E, parallel with Port Street, at 100.0 feet passing the Northwest corner of a parcel of land 100' x 100' which is now leased to the Nueces County Water Control & Improvement District No. 4, in all a distance of 200.0 feet to the Northeast corner of said 100 x 100 foot parcel of land;

Thence S 13° 04' E, along the east line of the 100 x 100 foot parcel, 100.0 feet to its southeast corner;

Thence S 84° 48' W, with the south line of said 100 x 100 foot parcel a distance of 25.0 feet to the Northeast corner of the 75 x 140 foot parcel of land;

Thence S 13° 04' E, with the East line of the 75 x 140 foot parcel of land, 140.0 feet to the place of beginning, and containing 1.01 Acres more or less, including two tracts 75 x 100 and 100 x 100 previously leased to the Nueces County Water Control & Improvement District No. 4.

EASEMENT FOR WATER LINE:

Beginning at a point in the center of an existing water line easement from the Nueces County Navigation District No. 1 to the Nueces County Water Control and Improvement District No. 4, said point being 100.0 feet north from the north line of Port Street (60 feet wide).

Thence N 84° 48' E, parallel with and 100 feet from the North line of Port Street, 156.9 feet more or less to the west line of the above described 1.01 Acre Tract.

The first tract described is for providing a site for water storage reservoirs, additional water lines and other facilities and other improvements and uses as may be convenient, beneficial and useful in carrying out the purposes of Nueces County Water Control and Improvement District No. 4; and the other tract is to be used for an underground water line only; and a plat is attached hereto and made a part hereof for further identification of the easements.

DESCRIPTION OF LEASED LAND AND NEW EASEMENT FOR WATER LINE

DESCRIPTION OF LEASED LAND:

Beginning at the Southeast corner of a parcel of land 75' x 140' which is now leased to the Nueces County Water Control & Improvement District No. 4 for water storage and pumping facilities, said point being in the north line of Port Street (60 feet wide) approximately 200.9 feet westerly from its intersection with the west line of Cotter Street, in Port Aransas, Texas;

Thence S 84° 48' W, along the north line of Port Street, at 75.0 feet passing the Southwest corner of said 75' x 140' parcel, in all 175.0 feet to a point for corner in the north line of Port Street;

Thence N 13° 04' W, a distance of 240.0 feet to point for corner;

Thence N 84° 48' E, parallel with Port Street, at 100.0 feet passing the Northwest corner of a parcel of land 100' x 100' which is now leased to the Nueces County Water Control & Improvement District No. 4, in all a distance of 200.0 feet to the Northeast corner of said 100 x 100 foot parcel of land;

Thence S 13° 04' E, along the east line of the 100 x 100 foot parcel, 100.0 feet to its southeast corner;

Thence S 84° 48' W, with the south line of said 100 x 100 foot parcel a distance of 25.0 feet to the Northeast corner of the 75 x 140 foot parcel of land;

Thence S 13° 04' E, with the East line of the 75 x 140 foot parcel of land, 140.0 feet to the place of beginning, and containing 1.01 Acres more or less, including two tracts 75 x 100 and 100 x 100 previously leased to the Nueces County Water Control & Improvement District No. 4.

EASEMENT FOR WATER LINE:

Beginning at a point in the center of an existing water line easement from the Nueces County Navigation District No. 1 to the Nueces County Water Control and Improvement District No. 4, said point being 100.0 feet north from the north line of Port Street (60 feet wide).

Thence N 84° 48' E, parallel with and 100 feet from the North line of Port Street, 156.9 feet more or less to the west line of the above described 1.01 Acre Tract.

The first tract described is for providing a site for water storage reservoirs, additional water lines and other facilities and other improvements and uses as may be convenient, beneficial and useful in carrying out the purposes of Nueces County Water Control and Improvement District No. 4; and the other tract is to be used for an underground water line only; and a plat is attached hereto and made a part hereof for further identification of the easements.

Provided, however, this easement is granted to Nueces County Water Control and Improvement District No. 4, subject to the following conditions covenants and reservations, and to the outstanding rights hereinafter mentioned, to-wit:

(a) The rights of the State of Texas and its assigns under the mineral reservation to the State contained in Patent No. 217 dated January 24, 1950 and recorded in Volume 455, page 586, of the Deed Records of Nueces County, Texas, which Patent was to Nueces County Navigation District, and also all rights reserved to the State of Texas, and its assigns, under the laws of Texas.

(b) This conveyance is subject to the rights, if any, of the owners of other lands in the area, and this grant is expressly made without any warranty of title or possession whatsoever.

(c) It is expressly understood that the rights, privileges and easements herein granted and conveyed to Nueces County Water Control and Improvement District No. 4 shall terminate upon the abandonment of the new ground storage reservoir and additional water lines and other facilities and improvements placed on said tracts of land by Nueces County Water Control and Improvement District No. 4.

(d) This conveyance is subject to the rights of the United States of America under easement heretofore granted and is subject to the rights of the holders of all other easements heretofore granted by this District and affecting the premises.

(e) This conveyance is subject to the rights of the County of Nueces, State of Texas under deed dated the 28th day of February, 1952 from Nueces County Navigation District No. 1 to the County of Nueces, State of Texas, of record in Volume 549 at page 307 et seq., Deed Records of Nueces County, Texas.

(f) THE PRINCIPAL CONSIDERATION FOR THE EXECUTION AND DELIVERY OF THIS EASEMENT BY THE NUECES COUNTY NAVIGATION DISTRICT

NO. 1 IS THE AGREEMENT OF THE BOARD OF DIRECTORS OF NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4 TO FURNISH WATER TO THE MULTIPURPOSE DEEP-DRAFT INSHORE PORT FACILITIES WHEN CONSTRUCTED.

TO HAVE AND TO HOLD all and singular the rights, privileges, easements and interests, as aforesaid, to Nueces County Water Control and Improvement District No. 4, its successors and assigns and legal representatives, for so long as said lands are used for the purpose herein stated.

WITNESS our hands this _____ day of _____, A.D. 1973.

NUECES COUNTY NAVIGATION DISTRICT NO. 1

By _____
William E. Carl Chairman

Robert E. Sallee Vice-Chairman

Stanley J. Hultman Secretary

Its Navigation and Canal Commissioners

ATTEST:

Assistant Secretary

THE STATE OF TEXAS

COUNTY OF NUECES

BEFORE ME, the undersigned authority, on this day personally appeared WILLIAM E. CARL, ROBERT E. SALLEE, and STANLEY J. HULTMAN, known to me to be the persons whose names are subscribed to the foregoing instrument as the Board of Navigation and Canal Commissioners of the Nueces County Navigation District No. 1, and acknowledged to me that they executed the same as the act and deed of said District

for the purpose and consideration therein expressed and in the capacities therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the _____ day of _____, A.D. 1973.

Notary Public in and for Nueces County

ABOVE EASEMENT ACCEPTED ON TERMS AND CONDITIONS SET OUT ABOVE.

NUECES COUNTY WATER CONTROL AND IMPROVEMENT

DISTRICT NO. 4 BY ITS BOARD OF DIRECTORS

<u>Carl O. Peterson</u>	President
<u>Andrew J. Dallas</u>	Vice-President
<u>H. L. Ward</u>	Secretary
<u>J. E. Belcher</u>	Director
<u>Carl Castell</u>	Director

STATE OF TEXAS

COUNTY OF NUECES

BEFORE ME, the undersigned, a Notary Public in and for said County and State, on this day personally appeared CARL O. PETERSON, ANDREW J. DALLAS, H.L. WARD, J.E. BELCHER, and CARL CASTELL, known to me to be the persons and officers whose names are subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said Nueces County Water Control and Improvement District No. 4, and that they executed the same as the act of such district for the purposes and consideration therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 26th day of September, 1973.

Betty Curry
Betty Curry
Notary Public in and for Nueces County