

RECORD OF PROCEEDINGS

100 LEAVES

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE PUEBLO CONSERVANCY DISTRICT

September 19, 1941

A special meeting of the Board of Directors of The Pueblo Conservancy District was held at 2 P.M. September 19, 1941 in the office of the District, 207 Colorado Building. The meeting was called to order and presided over by John M. Holmes, president of the District.
Directors present: John M. Holmes; W. T. Mathis and Frank Pryor Jr.

Minutes of the meeting of March 24, 1941 were read and approved.

Mr. Holmes reported on the matter of the south abutment of West 4th Street that cars can no longer get in to the river bottoms at that point and therefore the emergency no longer exists.

The attached copy of Resolution of The Southern Colorado Power Company was read and the Secretary reported that deed for the ground in the old river channel had been given over to McGovern Coal Company upon receipt of this copy of resolution. (This under instructions of Mr. Rose, deed having been prepared by Mr. Langdon and held in the District office until resolution was received.

The attached report of Ross R. May who inspected the District in May of this year was read by Mr. Holmes. Mr. Holmes added that he had talked with Mr. May and Si Elliot, City Engineer, regarding findings in this report and it was the opinion of both of them that the conditions were not too serious but should be done in time. Mr. Mathis moved that the report of Mr. May be accepted and filed and Mr. Pryor seconded the motion. Upon being put to a vote the report was unanimously accepted.

The following bills were read and vouchers ordered drawn on the Treasurer for same:

10496 First National Bank, Pueblo	\$ 110 26
10497 Winifred Cross	100 00
10498 Southern Colorado Inv. Co.	41 00
10499 Frank Pryor Jr.	125 00
10500 W. T. Mathis	125 00
10501 John M. Holmes	1,175 00
10502 Winifred Cross	100 00
10503 Southern Colorado Inv. Co.	41 00
10504 First National Bank, Pueblo	17,195 00
10505 R. M. Ogle	23 75
10506 Winifred Cross	100 00
10507 Southern Colorado Inv. Co.	41 00
10508 Firemen's Fund, City of Pueblo	25 00
10509 Underwood and Underwood	100 00
10510 First National Bank, Pueblo	53,200 00
10511 Wilmington Savings Fund Society	1,250 00
10512 Knights Life Ins. Co. of America	600 00
10513 Winifred Cross	100 00
10514 Southern Colorado Inv. Co.	41 00
10515 Fountain Iron and Brass Foundry	5 50
10516 Winifred Cross	100 00
10517 Southern Colorado Inv. Co.	41 00
10518 First National Bank, Pueblo	66 84

SOUTHERN COLORADO POWER COMPANY



Pueblo, Colorado
February 6, 1942

The Pueblo Conservancy District
Pueblo, Colorado

This is to certify that the Directors of Southern Colorado Power Company at their meeting held August 5, 1941 adopted a resolution to accept The McGovern Coal Company, its successors and assigns, in place of The Pueblo Conservancy District with reference to the obligations of said District to Southern Colorado Power Company so far as concerns the plot of land along the northerly levee of the old channel of the Arkansas River immediately easterly of the easterly line of South Main Street in the City of Pueblo, Colorado.

Signed

SOUTHERN COLORADO POWER COMPANY

A handwritten signature in dark ink, appearing to be "M. J. Miller", written in a cursive style. The signature is written over a horizontal line.

Secretary

SOUTHERN COLORADO POWER COMPANY



Pueblo, Colorado

July 11, 1941

The Pueblo Conservancy District,
Pueblo, Colorado.

Gentlemen:

I am enclosing copy of a resolution which will be adopted by the Directors of Southern Colorado Power Company at their first meeting held after this date, the resolution being to the effect that the Company is willing to accept The McGovern Coal Company, its successors and assigns, in place of The Pueblo Conservancy District with reference to the obligations of said District to Southern Colorado Power Company so far as concerns the plot of land three hundred feet by one hundred sixteen feet in size along the northerly levee of the old channel of the Arkansas River immediately easterly of the easterly line of South Main Street in the City of Pueblo, Colorado.

Yours very truly,

A. N. Clark

President.

adopted

Aug 5, 1941

*as per telephone from
Geo W Preston*

2-5-'42

W Cross

WHEREAS, The McGovern Coal Company, a Colorado corporation, desires to purchase from The Pueblo Conservancy District a small plot of land lying within, and adjoining the north bank of, the old channel of the Arkansas River immediately east of South Main Street in the City of Pueblo, Colorado, which plot of land is described by metes and bounds as follows:

Beginning at a point on the Easterly property line of South Main Street and a distance of Five hundred ninety-four and three tenths (594.3) feet Southwest of the Northwesterly corner of Block 4, Central Pueblo, as recorded; thence Southerly, along the top of the Northerly river levee, at an angle of $60^{\circ}50'$ measured in the Easterly quadrant from said Easterly property line of South Main Street, a distance of Three Hundred (300) feet to a point; thence Southwesterly, and parallel to said Easterly property line of South Main Street, a distance of One hundred and sixteen (116) feet to a point; thence Northwesterly, at an angle of $99^{\circ}10'$ measured in the Northerly quadrant, a distance of Three Hundred (300) feet to a point where the Northerly line of the Southern Colorado Power Company Right of Way intersects the Easterly property line of said South Main Street; thence Northerly along the said Easterly property line of South Main Street, a distance of One hundred and sixteen (116) feet to the point of beginning. Containing 34,800 square feet.

AND WHEREAS said The McGovern Coal Company desires to construct and operate on said plot of land a gasoline filling and service station, and said The Pueblo Conservancy District is willing to sell and convey said plot of land to said The McGovern Coal Company, provided Southern Colorado Power Company will accept said The McGovern Coal Company as obligor, so far as relates to said plot of land only, under the provisions appearing in connection with Parcel 6 described in a certain deed dated August 18, 1926, between said The Pueblo Conservancy District and said Southern Colorado Power Company, which is recorded in Book 649 at Page 1 in the office of the County Clerk and Recorder of Pueblo County, Colorado;

NOW, THEREFORE, BE IT, AND IT IS HEREBY, RESOLVED By the Board of Directors of Southern Colorado Power Company that Southern Colorado Power Company hereby consents to accept said The

McGovern Coal Company as obligor in lieu of said The Pueblo Conservancy District as to the obligations of said The Pueblo Conservancy District with reference only to said plot of land being purchased by said The McGovern Coal Company under the provisions in said deed relating to Parcel 6 therein described.

Denver, Colo.
May 26, 1941

Mr. John M. Holmes, President
Pueblo Conservancy District
Pueblo, Colo.

Dear Sir:

In accordance with your request I have made an inspection of the property of the Conservancy District and enclose herewith my report. Because of the limited time available at this particular season and also due to the extent of the flow of water in the channel, I hope to have an opportunity to examine the lower part of the paving at some later date in the summer, and will report further after such examination.

If you desire any additional information or elaboration of any of the items of the report, please call upon me.

Very truly yours,


Ross R. May

PUEBLO CONSERVANCY DISTRICT

REPORT OF GENERAL INSPECTION, MAY, 1941

The following report is based upon a general inspection of the flood protection facilities of the Pueblo Conservancy District, made on May 10th and May 17th, 1941. In general, the condition of the property is about the same as was found last year and covered in report dated May 22, 1940, although the inspection this year included the Dry Creek levee and the Rock Canyon Barrier Dam which were not covered last year.

DRY CREEK RAILROAD BRIDGE

There is a break in the concrete at the top of the southeast abutment wall of the Dry Creek Railroad Bridge at the construction joint where the abutment wall joins the south girder of the bridge. The break appears to be the result of expansion and possibly some settlement of the abutment wall, but it is not serious and does not materially affect the strength or safety of the structure. Repair would be advisable more as a matter of appearance than of structural safety.

At the point where the earth levee bears against the southeast bridge abutment wall a small amount of fill is necessary to bring the levee up to full section.

MAIN LEVEE

As reported last year there are several small voids, probably caused by burrowing animals, under the top of the slope paving slabs along the upper part of the levee, which should be filled. A number of the paving slabs in the vicinity of the D. & R. G. W. R. R. ice house and westward were "sounded" by pounding with a hammer, but there was no indication of voids of any extent, and the paving, although it has settled to some extent, appears sound and in good condition.

There is a slight settlement in the top portion of the levee and paving at the west side of the Southern Colorado Power Company inlet structure causing a crack between the paving and the structure. It does not appear to be serious, but could be cleaned out and filled with mastic material. Several slabs in the vicinity of this structure were also sounded with the hammer, but no void detected. The noise of the river at this point, however, made sounding rather unsatisfactory, but there was no other indication of settlement in the earth levee.

The settlement of the levee in the vicinity of the Railway Express depot which throws the parapet wall somewhat out of line and grade, does not appear to have changed to any extent since last year.

At the pier of the Union Avenue viaduct extending through the north levee there are slight shrinkage cracks between the paving and the pier. It would be advisable to clean them out and fill with mastic.

The break and settlement in the parapet wall and levee paving at the east end of the D. & R. G. W. round house wall appear about the same as last year. The void under the paving at this point should be investigated

and filled. There is also a small break and settlement at the west end of the round house wall which probably is not recent, but was not reported last year. The cracks at the junction of the paving with the wall should be cleaned out and filled with mastic. The break in the parapet wall could be repaired with concrete, but such repair would have no particular value except appearance. At various points in this vicinity and eastward there are small "rat holes" under the top of the paving slabs which should be filled.

At the north abutment of the lower D. & R. G. W. railroad bridge the settlement and cracks referred to last year appear about the same. The voids under the paving slabs should be filled and the cracks at the junction of the paving with the abutment cleaned out and filled with mastic.

There are a few small holes under the top of the paving between the lower railroad bridge and Santa Fe Avenue which should be filled. The shrinkage and settlement cracks at the Santa Fe Avenue bridge north abutment should be cleaned out and filled with mastic. At both sidewalk approaches of the north abutment the joints between the abutment portion and the bridge have separated to a distance of one to three inches. Although these openings do not constitute any danger, they could be filled and present a better appearance. The sidewalk approach at the northwest corner of the bridge rests on a cantilever beam from the bridge abutment. This beam shows fracture, but appears safe under ordinary conditions.

At the extreme easterly end of the concrete paved north levee where it joins the earth levee, foot travel over the slopes has worn down the section considerably smaller than the original size. As this would be a weak place in case of extreme high water, additional fill should be placed to build up to original dimensions or larger.

SOUTH LEVEE

There is no noticeable change in the settlement crack at the southwest abutment wall, Santa Fe Avenue bridge. At the southeast abutment there is evidence of impact by car or truck. The sidewalk approach beam and the cantilever beam upon which it rests are both fractured, but appear safe under ordinary conditions. The iron pipe hand rail along the sidewalk approach has been broken off and should be replaced as there is an unprotected drop of ten to fifteen feet along the sidewalk edge. The ornamental iron railing of the bridge itself has been bent by impact, but is not seriously damaged.

There is a void under the paving slab near the southeast abutment and several others eastward along the curved levee. These should be filled especially one about 75 feet east of the abutment where there is also a hole in the levee paving approximately at water line. Beyond the concrete paved south levee the jetty made of iron rails and wire mesh is in poor condition. The entire lower ribbon of wire mesh is gone and should be replaced, after which additional filling material, either riprap or brush should be replaced behind it.

Between Santa Fe Avenue and the lower railroad bridge there are several voids of considerable size as well as holes in the levee paving at water line. These holes, as well as the one east of Santa Fe Avenue, should be repaired with concrete when the flow of water in the river permits, and the voids in the earth levee then filled.

SOUTH BANK

The stone masonry fence post at the southeast abutment of the Union Avenue viaduct has settled and leans slightly to the south. The tension of the cables, aided by passersby who find it a convenient place to lean against or sit upon, has aggravated the movement. A timber brace recently has been placed which will prevent further movement. The post could be straightened by excavating and placing additional masonry or concrete foundation under it. The appearance of the stone paving placed last year would be improved if the excess excavated material left on the slope could be removed. However, this will be accomplished in time by rainfall.

DRY CREEK LEVEE

The shoulders of the Dry Creek levee especially at the north end have worn away and present a rather uneven appearance. There a number of holes in the top and sides, started by burrowing animals and increased by erosion, that should be filled. A few truck-loads of earth properly placed would materially enhance the appearance as well as the safety of the levee.

ROCK CANYON BARRIER DAM

The riprap placed in recent years on the earth section of the dam appears in good condition and has effectively prevented erosion. The concrete section of the dam shows some surface disintegration of the concrete at the construction joints, apparently where laitance accumulated during the pouring of the concrete. Patching or repairing with concrete would improve the appearance and possibly check further disintegration, but would be comparatively expensive and of doubtful value otherwise. Some patching has been done at some time in the past, with partial success. Most of the disintegration noted occurs in horizontal planes approximately half way up the height of the dam. Such disintegration as has occurred to date probably does not materially decrease the strength of the structure. The joints would not be subject to stress or water action until the accumulation of water behind the dam reached a depth of approximately fifteen feet; also, the worst instances appear on the downstream or east side of the dam.

There has been some surface erosion along the road into the dam site. At one point just inside the gate from the highway a gully has reached the road and has been partially checked with riprap. At another point near the Bessemer Ditch on the downstream side of the dam the loose rock wall placed to hold the roadway has been partially washed away. It seems advisable to check further damage by replacing the riprap and placing additional fill behind it.

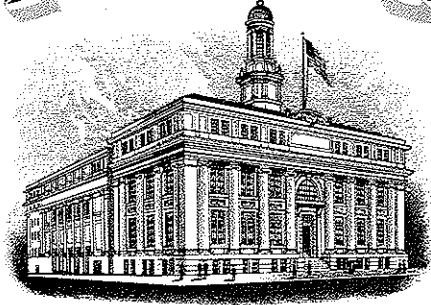
On both days when the inspection was made there was a flow of approximately 1000 cubic feet per second in the river, preventing inspection of the toe and lower part of the levee paving. There was no indication of serious damage or weakness at any point with the possible exception of the holes in the south levee paving. The improvements on the south bank, made under the W. P. A. project last summer appear to be functioning properly as there was a flow of water from most of the drainage pipes and no indication of movement of the toe wall or rock paving. The earth left in the channel from excavations has levelled off to some extent and will probably continue to do so with the additional flow of water to be expected during the spring and early summer.

It has been suggested that the north levee paving be tested by drilling and any voids thus discovered filled with a mud jack. This is a desirable project as there is no other satisfactory and feasible method of determining the condition of the levee under the paving. It should be remembered, however, that such work involves considerable expense and presents some difficulties, as the work would have to be done on the smooth and steep slope of the levee with machines of considerable weight. Should drilling disclose voids, the work and expense would be justified. A more comprehensive "sounding" of the slabs over the entire project by hammering or otherwise would be advisable before determining whether or not the drilling should be attempted.

Respectfully submitted,


Ross R. May

CITY OF PUEBLO



S. F. ELLIOT
CITY ENGINEER

C. R. STUDINSKI
ASS'T CITY ENGINEER
J. C. SEELYE
ASS'T CITY ENGINEER
R. T. LONGWORTH
ASS'T CITY ENGINEER
W. J. NAFF
CHIEF CLERK

PUEBLO, COLORADO

April 2, 1941

Pueblo Conservancy District
Pueblo, Colorado

Attention: Mr. John Holmes

Gentlemen:

Pursuant to my conversation with Mr. Holmes the City of Pueblo hereby requests that you give us permission to fill the old River Channel between Victoria Avenue and Main Street according to the plan now on file in the City Engineers office. This plan contemplates using the old channel for parking area in conjunction with the City Hall.

As outlined to Mr. Holmes this work will proceed immediately but will be done from time to time as city funds become available.

Trusting this meets with your approval and hoping to hear from you in the very near future I beg to remain

Very truly yours,

S. F. Elliot
City Engineer

SFE/CJS

April 5, 1941

City of Pueblo
City Hall
Pueblo, Colorado

Attention: S. F. Elliott

Gentlemen:

Replying to letter of April 2nd by Mr. S. F. Elliot in which you request permission from the Conservancy District to fill in the old river channel between Victoria Avenue and Main Street, we grant you this permission.

However, there is one fact that must be taken into due consideration. That is that the Southern Colorado Power Company has an easement of fifty feet in width down through this channel. Any work outlined by the City of Pueblo in the old river channel must therefore have the sanction of the Southern Colorado Power Company, as well as the Conservancy District.

Yours very truly,

THE PUEBLO CONSERVANCY DISTRICT

President

JMH:VM

M. B. VICK AND COMPANY

STATE AND MUNICIPAL BONDS

TELEPHONE FRANKLIN 2240

TELETYPE CGO 777

120 SOUTH LA SALLE STREET

CHICAGO

December 19, 1941

Pueblo Conservancy District
Box 675
Pueblo, Colorado

Attention: Winifred Cross

Gentlemen:

We have your letter this morning advising us that the attorneys have issued their opinion in the \$20,000 PUEBLO CONSERVANCY DISTRICT Bonds.

We also have received a statement from the Bank in Pueblo, Colorado and have mailed them their check directly.

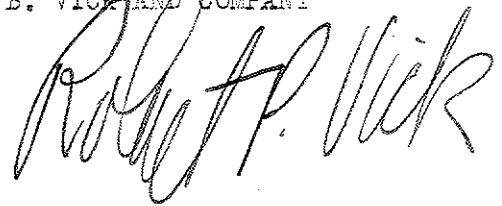
With reference to the Rocky Mountain Bank Note Company bill for lithographing the \$20,000 bonds, we wish to advise you that their Denver office has billed us for this work on November 26, 1941 and we have mailed them a check for this work on December 5, 1941.

Trusting that this will be satisfactory and thank you most kindly for your cooperation in this matter.

Very truly yours,

M. B. VICK AND COMPANY

By



RFV:mm

*This was
paid later*

Dec. 17, 1941

M. B. Vick & Company,
120 South LaSalle Street,
Chicago, Ill.

Gentlemen:

This morning we received copy of the legal opinion of James H. Pershing on the \$20,000.00 Pueblo Conservancy District bonds which we replaced for you. Since this would indicate the transaction is satisfactory in its entirety, we attach hereto the bills of Rocky Mountain Bank Note Company for lithographing the bonds (\$120.00) and The First National Bank of this city for transmitting the bonds to you. If you wish to make your draft to us it will be satisfactory and we will in turn pay these two companies, or you can pay them direct as you see fit.

Thanking you for your patience in this transaction, we remain

Yours very truly,

THE PUEBLO CONSERVANCY DISTRICT

By

Secretary

STATEMENT

TELEPHONE 41

112-116 WEST 5TH ST



Rocky Mountain Bank Note Co.

ENGRAVERS - LITHOGRAPHERS - PRINTERS - STATIONERS

PUEBLO, COLORADO

PUEBLO CONSERVANCY DISTRICT
 C/O CECIL LEE IN COLORADO BLDG
 PUEBLO

TERMS:
 NET CASH

DATE	TICKET NO.	ARTICLES	TAX	DEBIT	CREDIT	BAL
11/14 19	21965	OCT 20 BONDS AS COPY		120 00	69 27	6 12

LAW OFFICES

PERSHING, BOSWORTH, DICK & DAWSON

EQUITABLE BUILDING

DENVER, COLORADO

JAMES H. PERSHING
 GEORGE L. NYE (1869-1934)
 ROBERT G. BOSWORTH
 LEWIS A. DICK
 CLYDE C. DAWSON, JR.

SAMUEL S. SHERMAN, JR.
 WINSTON S. HOWARD
 HAROLD E. POPHAM
 T. RABER TAYLOR
 LOUIS O. KELSO

December 15, 1941

The Pueblo Conservancy District
 Conservancy Bonds
 Reissue of
 \$5,000.00 Series 1952 - \$15,000.00 Series 1954
Dated April 1, 1925

WE HEREBY CERTIFY that we have examined certified copies of the proceedings of the Board of Directors of The Pueblo Conservancy District authorizing the cancellation of physically damaged bonds of said District in the amount of \$20,000.00, consisting of twenty bonds in the denomination of \$1,000.00 each, dated April 1, 1925, bearing interest at the rate of four and three-quarters per centum per annum, payable semiannually, the series, numbers and maturity dates of which were as follows:

<u>Series</u>	<u>Numbers</u>	<u>Denomination</u>	<u>Maturity Dates</u>
1952	17	\$1,000.00	December 1, 1952
1952	18	1,000.00	December 1, 1952
1952	19	1,000.00	December 1, 1952
1952	43	1,000.00	December 1, 1952
1952	44	1,000.00	December 1, 1952
1954	32	1,000.00	December 1, 1954
1954	33	1,000.00	December 1, 1954
1954	34	1,000.00	December 1, 1954
1954	35	1,000.00	December 1, 1954
1954	36	1,000.00	December 1, 1954
1954	37	1,000.00	December 1, 1954
1954	38	1,000.00	December 1, 1954
1954	39	1,000.00	December 1, 1954
1954	40	1,000.00	December 1, 1954
1954	41	1,000.00	December 1, 1954
1954	42	1,000.00	December 1, 1954
1954	43	1,000.00	December 1, 1954
1954	44	1,000.00	December 1, 1954
1954	45	1,000.00	December 1, 1954
1954	46	1,000.00	December 1, 1954

and authorizing the reissue of bonds of like date, interest rate, form, denomination, number, series and maturity date, and in all other respects identical with said cancelled bonds, except that the said reissued bonds bear the signatures of the

2.

President and Secretary and the coupons thereon bear the facsimile signature of the Treasurer holding office at the time of the issuance of said reissued bonds.

We have also examined certificates of the President, Treasurer and Secretary of said District, reciting the terms of the officers of the District, the due execution and signature of the reissued bonds, the adoption by the Treasurer of the facsimile signature on the coupons attached to said bonds, the delivery of the reissued bonds and the cancellation of the corresponding damaged bonds.

From our examination so made, it is our opinion that the said reissued bonds have been issued in full conformity with law and that said bonds are binding obligations of The Pueblo Conservancy District, in the State of Colorado, to the same extent and with the same effect, and represent the same indebtedness, as the originally issued bonds which were cancelled and for which said reissued bonds were substituted.

It is also our opinion that the holder of any reissued bond aforesaid is entitled to the same rights, privileges and powers as would have been the holder of any cancelled bond had the same not been cancelled.

Respectfully submitted,

PERSHING, BOSWORTH, DICK & DAWSON,

By James H. Pershing

JHP-R

Dec. 12, 1941

Fershing, Bosworth, Dick & Dawson,
Denver, Colorado.

Gentlemen:

RE: Re-issue of Pueblo Conservancy District
Bonds held by M. B. Vick and Company

Through a misunderstanding of conversation with Mr. Rose I failed to send in the papers which were to be executed by officers of the District, which were enclosed in your letter of November 25th. These papers have been signed and I enclose them herewith and am sorry for the delay. Trusting this makes the matter entirely satisfactory I remain

Yours very truly,

THE PUEBLO CONSERVANCY DISTRICT

By

Secretary

November 26, 1941

Pershing, Bosworth, Dick & Dawson
Attorneys at Law
Denver, Colorado

Gentlemen:

Re: Conservancy Bonds

I do not understand your letter of Nov. 25th. We require here no further proceedings or approving opinion. If you desire these certificates filled for use of your clients we shall be glad to comply; however, in accordance with instructions from Mr. Hutchinson, after telephoning to you, we shipped the bonds on Nov. 25th.

Very truly yours,

Chas. M. Rose

CNR/mlp

JAMES H. PERSHING
GEORGE L. NYE (1869-1934)
ROBERT G. BOSWORTH
LEWIS A. DICK
CLYDE C. DAWSON, JR.

LAW OFFICES
PERSHING, BOSWORTH, DICK & DAWSON
EQUITABLE BUILDING
DENVER, COLORADO

SAMUEL S. SHERMAN, JR.
WINSTON S. HOWARD
HAROLD E. POPHAM
T. RABER TAYLOR
LOUIS O. KELSO

November 25, 1941

Charles M. Rose, Esq.
Thatcher Building
Pueblo, Colorado

Dear Mr. Rose:

Re-issue of Pueblo
Conservancy Bonds
held by M. B. Vick
and Company

We have examined the bond forwarded to The International Trust Company by Miss Cross and find it in proper form.

Upon execution and return to us of two copies of each of the enclosed certificates, we shall forward to you immediately our approving opinion in order that the bonds may be delivered to M. B. Vick and Company.

We appreciate the careful assistance you have given us in this matter.

Very truly yours,

Pershing, Bosworth, Dick & Dawson

LOK:M
Encs.

THE PUEBLO CONSERVANCY DISTRICT

BOARD OF DIRECTORS
JOHN M. HOLMES, CHAIRMAN
W. T. MATHIS
FRANK PRYOR, JR.

JOHN M. HOLMES, PRES.
WINIFRED CROSS, Sec'y
R. C. THATCHER, TREAS.

PUEBLO, COLORADO

Nov. 25, 1941

M. B. Vick & Company,
120 South LaSalle Street,
Chicago, Ill.

Gentlemen:

The First National Bank of this city is today shipping to you the following Pueblo Conservancy District bonds:

4 3/4% Bonds No. 17, 18, 19, 43 and 44 of Series 1952
4 3/4% Bonds No. 32 to 46 inclusive of Series 1954

all dated April 1, 1925 and all with December 1, 1941 and subsequent coupons attached.

These bonds of course replace the \$20,000 in bonds which were returned to us in October for replacement because of flood damage.

Carbon copy of this letter is enclosed with the \$20,000.00 bonds listed above and will you kindly sign same and return to us upon receipt of these bonds. (The damaged bonds sent to us in October will not be cancelled until we receive your receipt for these replacement bonds).

Yours very truly,

THE PUEBLO CONSERVANCY DISTRICT

By *Winifred Cross*
Secretary

RECEIVED: November 27 1941

PUEBLO CONSERVANCY DISTRICT 4 3/4% Bonds: 17/19; 43/44 - Series 1952
" " " 4 3/4% Bonds: 32/46 - Series 1954
Dated April 1, 1925 and all with 12-1-41 and s.c.a.

M. B. VICK & COMPANY

By *Lloyd A. Shantz*

STATE OF COLORADO,
COUNTY OF PUEBLO,
THE PUEBLO CONSERVANCY
DISTRICT. } ss.

C E R T I F I C A T E

I, Winifred Cross, duly chosen, qualified and acting Secretary of The Pueblo Conservancy District do hereby certify as follows:

1. That from a date prior to the 1st day of September, 1941, continuously to the date of this certificate, the following were the duly appointed, qualified and acting Officers of The Pueblo Conservancy District:

John M. Holmes, President
Winifred Cross, Secretary
R. C. Thatcher, Treasurer.

2. That from a date prior to the 1st day of September, 1941, and continuously thereafter to the date of this certificate, the following were and are the duly appointed, qualified and acting members of the Board of Directors of The Pueblo Conservancy District:

John M. Holmes, Chairman
W. T. Mathis
Frank Pryor, Jr.

WITNESS my hand and the seal of The Pueblo Conservancy District, this 28 day of November, 1941.


Secretary, The Pueblo Conservancy
District.

(Seal)

STATE OF COLORADO,)
COUNTY OF PUEBLO,) ss.
THE PUEBLO CONSERVANCY)
DISTRICT.)

SIGNATURE AND DELIVERY
CERTIFICATE

We, the undersigned duly chosen, qualified and acting officers of The Pueblo Conservancy District stated opposite our names below, do hereby severally certify:

1. That on the 3rd day of October, 1941, there were presented to us by M. E. Vick and Company, of Chicago, Illinois, the following described bonds of The Pueblo Conservancy District for cancellation by the Secretary of the District:

<u>No.</u>	<u>Series</u>	<u>Denomination</u>	<u>Maturity Date</u>
17	1952	\$1,000	12-1-52
18	1952	1,000	12-1-52
19	1952	1,000	12-1-52
43	1952	1,000	12-1-52
44	1952	1,000	12-1-52
32	1954	1,000	12-1-54
33	1954	1,000	12-1-54
34	1954	1,000	12-1-54
35	1954	1,000	12-1-54
36	1954	1,000	12-1-54
37	1954	1,000	12-1-54
38	1954	1,000	12-1-54
39	1954	1,000	12-1-54
40	1954	1,000	12-1-54
41	1954	1,000	12-1-54
42	1954	1,000	12-1-54
43	1954	1,000	12-1-54
44	1954	1,000	12-1-54
45	1954	1,000	12-1-54
46	1954	1,000	12-1-54

bearing interest at the rate of four and three-quarters per cent. ($4\frac{3}{4}\%$) per annum, payable semiannually, represented by coupons bearing the lithographed facsimile signature of the Treasurer of the District, and due December 1, 1941, and semi-annually thereafter until the maturity date of said bonds.

2. That on the 25 day of November, 1941, the undersigned President did sign and the undersigned Secretary did attest and affix the seal of said District to The Pueblo Conservancy District Conservancy Bonds in the principal amount of Twenty Thousand Dollars (\$20,000.00), in the denomination of One Thousand Dollars (\$1,000.00) each, bearing interest at the rate of Four and three-quarters per cent. (4 $\frac{3}{4}$ %) per annum, payable semiannually, dated April 1, 1925, the series, numbers and maturity dates of which were as follows:

<u>No.</u>	<u>Series</u>	<u>Denomination</u>	<u>Maturity Date</u>
17	1952	\$1,000	12-1-52
18	1952	1,000	12-1-52
19	1952	1,000	12-1-52
43	1952	1,000	12-1-52
44	1952	1,000	12-1-52
32	1954	1,000	12-1-54
33	1954	1,000	12-1-54
34	1954	1,000	12-1-54
35	1954	1,000	12-1-54
36	1954	1,000	12-1-54
37	1954	1,000	12-1-54
38	1954	1,000	12-1-54
39	1954	1,000	12-1-54
40	1954	1,000	12-1-54
41	1954	1,000	12-1-54
42	1954	1,000	12-1-54
43	1954	1,000	12-1-54
44	1954	1,000	12-1-54
45	1954	1,000	12-1-54
46	1954	1,000	12-1-54

3. That attached to said bonds were interest coupons due December 1, 1941, and semiannually thereafter until the maturity date of each of said bonds, upon each of which coupons there was lithographed the facsimile signature of R. C. Thatcher, the undersigned Treasurer of said District, which signature the said Treasurer does hereby ratify and adopt as and for his own proper signature upon said coupons.

4. That upon the execution of said bonds, described in section 2, and containing the coupons, described in section 3, attached thereto, said bonds were delivered by mailing the same by registered mail to the said M. B. Vick and Company, of Chicago, Illinois.

5. That upon the delivery of said bonds, as aforesaid, the originals of said bonds, described in section 1 hereof, were by the Secretary of the District duly cancelled and the cancellation thereof noted in ink upon the face of each of said bonds and coupons, or by perforation thereof.

6. We further do severally certify that the bonds, described in section 2 hereof, together with the coupons attached thereto, as described in section 3 hereof, were delivered to said M. B. Vick and Company in substitution for the bonds, described in section 1 hereof, which had heretofore been damaged by water in such manner as to impair the salability of said bonds.

7. We further certify that the proceedings authorizing the issuance of said substituted bonds, duly taken by the Board of Directors of said District at a meeting held on the 19th day of September, 1941, have not been repealed, amended or changed, and the said proceedings are and will remain in full force and effect.


IN WITNESS WHEREOF, we have hereunto set our hands and the seal of said District at Pueblo, Colorado, this 17th day of ~~November~~ December, 1941.

J M Holmes (signed)
President of The Pueblo Conservancy
District.

R C Glatke (signed)
Treasurer of The Pueblo Conservancy
District.

Reinforced Cross
Secretary of The Pueblo Conservancy
District.

I hereby certify that I know the above named officers and I am familiar with their signatures, and that I have examined their signatures on the above Certificate and that such signatures are genuine, and that the officers are all officers indicated thereby.


Cashier
First National Bank of Pueblo

Nov. 25, 1941

H. B. Vick & Company,
120 South LaSalle Street,
Chicago, Ill.

Gentlemen:

The First National Bank of this city is today shipping to you the following Pueblo Conservancy District bonds:

4 3/4% Bonds No. 17, 18, 19, 43 and 44 of Series 1932
4 3/4% Bonds No. 32 to 42 inclusive of Series 1934

all dated April 1, 1925 and all with December 1, 1941 and subsequent coupons attached.

These bonds of course replace the \$20,000 in bonds which were returned to us in October for replacement because of flood damage.

Carbon copy of this letter is enclosed with the \$20,000.00 bonds listed above and will you kindly sign same and return to us upon receipt of these bonds. (The damaged bonds sent to us in October will not be cancelled until we receive your receipt for these replacement bonds).

Yours very truly,

THE PUEBLO CONSERVANCY DISTRICT

By

Secretary

RECEIVED: November _____ 1941

PUEBLO CONSERVANCY DISTRICT 4 3/4% Bonds: 17/19; 43/44 - Series 1932
" " " 4 3/4% Bonds: 32/42 - Series 1934

Dated April 1, 1925 and all with 12-1-41 and s.c.s.

H. B. VICK & COMPANY

By _____

THE INTERNATIONAL TRUST COMPANY

BOND DEPARTMENT

PRIVATE WIRE
TO ALL IMPORTANT
MARKETS

MUNICIPAL AND GOVERNMENT BONDS

ORDERS EXECUTED
FOR CORPORATION
BONDS AND STOCKS

DENVER, COLO.

November 24, 1941

REGISTERED INSURED

First National Bank,
Pueblo,
Colorado.

Gentlemen:

Attention: B. A. Carlile, Ass't. Cashier

We enclose herewith one \$1,000. bond No. 46 THE PUEBLO
CONSERVANCY DISTRICT 4 3/4% dated April 1, 1925 and
due December 1, 1954 with December 1, 1941 S.C.A.

This bond was received in your letter of November 21st
for inspection by Mr. Pershing's office. This inspec-
tion has been made and as requested we are returning the
bond to you and will ask that you kindly acknowledge
receipt of same by signing and returning tissue copy of
our letter.

Very truly yours,

THE INTERNATIONAL TRUST COMPANY

Bond Department

By



FJM K
enc.

*Return to
1st Dept
Mr. B.A. Condit
Bond Dept*

Nov. 21, 1941

The International Trust Company,
Denver, Colorado.

Gentlemen:

Attention: Bond Department

We attach hereto Bond No. 46, Series 1943, 4 3/4% with 12-1-41 and subsequent coupons attached of The Pueblo Conservancy District, which is one of twenty bonds which were replaced for E. B. Vick & Company of Chicago. This bond is being sent to you for inspection by Pershing, Nye, Tallridge & Bosworth. You may deliver this bond to Mr. Pershing who will call for same and after he has made his legal opinion on same he will return it to you and you in turn will send it back to the Pueblo Conservancy District, in care of First National Bank, and if they are satisfactory the twenty bonds will be sent on to Chicago. (This as per instructions of Mr. Hutchinson of this city-acting for Mr. Pershing).

Please sign the copy of this letter as of the date you receive this bond and return to us. Thanks.

Yours very truly,

THE PUEBLO CONSERVANCY DISTRICT

By

BOND NO. 46, Series 1943 4 3/4% Received:

To be transmitted to Mr. Pershing and then back to Pueblo Conservancy District, Pueblo, Colorado.

THE INTERNATIONAL TRUST COMPANY

By

F. J. Muck
DENVER, CO. *Bond Dept*

NOV 22 1941

November 21, 1941

Pershing, Nye, Tallmadge & Bosworth,
Denver, Colorado.

Gentlemen:

Attention: Mr. Pershing

At the request of Mr. Hutchinson, we have had the First National Bank of this city send by registered mail today to The International Trust Company of Denver:

Pueblo Conservancy District 4 3/4% Bond No. 46 Series 1954

for your inspection and legal opinion - as per copy of letter attached hereto. We did not send a bond from each of the 1952 and 1954 series of bonds to be replaced, since of course the only difference is the numbers and total number of coupons attached (coupons on 1952 series only going up to No. 56). We trust you will find this new replacement bond satisfactory and can return same soon with your opinion so that the whole twenty bonds can be transmitted to M. B. Vick & Company who are very anxious for these bonds. If we can be of any further service on same kindly call on us.

Yours very truly,

THE PUEBLO CONSERVANCY DISTRICT

By

Secretary

THE PUEBLO CONSERVANCY DISTRICT

BOARD OF DIRECTORS
JOHN M. HOLMES, CHAIRMAN
W. T. MATHIS
FRANK PRYOR, JR.

JOHN M. HOLMES, PRES.
WINIFRED CROSS, SECY
R. C. THATCHER, TREAS.

PUEBLO, COLORADO

Nov. 21, 1941

The International Trust Company,
Denver, Colorado.

Gentlemen:

Attention: Bond Department

We attach hereto Bond No. 46, Series 1954, 4 3/4% with 12-1-41 and subsequent coupons attached of The Pueblo Conservancy District, which is one of twenty bonds which were replaced for M. B. Vick & Company of Chicago. This bond is being sent to you for inspection by Pershing, Nye, Tallmadge & Bosworth. You may deliver this bond to Mr. Pershing who will call for same and after he has made his legal opinion on same he will return it to you and you in turn will send it back to the Pueblo Conservancy District, in care of First National Bank, and if they are satisfactory the twenty bonds will be sent on to Chicago. (This as per instructions of Mr. Hutchinson of this city-acting for Mr. Pershing.)

Please sign the copy of this letter as of the date you receive this bond and return to us. Thanks.

Yours very truly,

THE PUEBLO CONSERVANCY DISTRICT

BY

M. B. VICK AND COMPANY

STATE AND MUNICIPAL BONDS

120 SOUTH LA SALLE STREET

CHICAGO

TELEPHONE FRANKLIN 2240

TELETYPE CGO 777

Chicago, Illinois
September 2, 1941

The Pueblo Conservancy District
Pueblo, Colorado

Gentlemen:

We own and have possession of the following described bonds of The Pueblo Conservancy District:

\$20,000 PUEBLO CONSERVANCY DISTRICT COLORADO
 4-3/4% Conservancy Bonds
 Dated April 1, 1925 ✓✓✓ ✓✓
 Due \$ 5,000 12-1-52 #17/19; 43/44 - Series 1952 ✓
 15,000 12-1-54 32/46 - Series 1954 ✓
 all with 12-1-41 and s.c.a. with legal opinion by
 PERSHING, NYE, TALLMADGE & BOSWORTH

OK

The said bonds were physically located in the City of Pittsburgh, Pennsylvania, several years ago, at which time a flood occurred causing the bonds to become water soaked and the signatures thereon to become blurred and illegible. Upon a recent offer to purchase these bonds, the sale could not be effected because the prospective purchaser refused to accept the bonds in the condition in which they now are as the result of said damaging by water.

We wish, therefore, to request the directors of The Pueblo Conservancy District to authorize the issuance of new bonds in like form, to be signed by the present directors of the District and to be delivered to us upon surrender of the damaged bonds to the District for cancellation. We will reimburse the directors of the District for all charges incurred for rendering such service, will have the bonds printed, and will furnish the necessary legal services of bond counsel for the purpose of preparing proceedings and attending to the details of the transaction.

We will deeply appreciate the assistance of your Board in this matter.

Very truly yours,

M. B. VICK AND COMPANY

By

M. B. Vick

RPV:GB

37, 38, 39, 40, 41, 42, 43, 44, 45, 46

M. B. VICK AND COMPANY
CHICAGO

November 7, 1941

Fershing, Bosworth, Dick & Dawson
Equitable Building
Denver, Colorado

Re: PUEBLO CONSERVANCY DISTRICT BONDS

Gentlemen:

We have your letter of November 6, 1941 on the above matter and I am happy to hear from you that you are giving us your full cooperation to same.

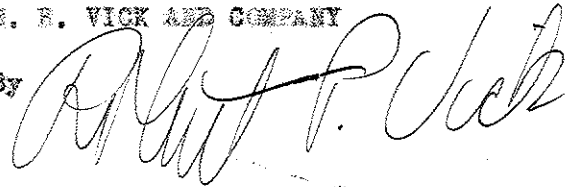
You can well understand, however, that we are disappointed in the way this matter has been handled as it certainly is taking a long time for the bonds to be converted. Apparently there is nothing we can do but be patient and wait and we do hope that the matter will be closed within the next few days.

Thank you for your sincere cooperation in this matter.

Very truly yours,

M. B. VICK AND COMPANY

By



RPV:mm

Winifred Cross, Secretary
Pueblo Conservancy District
Pueblo, Colorado

CLASS OF SERVICE

This is a full-rate Telegram or Cablegram unless its deferred character is indicated by a suitable symbol above or preceding the address.

WESTERN (49) UNION

R. B. WHITE
PRESIDENT

NEWCOMB CARLTON
CHAIRMAN OF THE BOARD

J. C. WILLEVER
FIRST VICE-PRESIDENT

SYMBOLS

- DL=Day Letter
- NT=Overnight Telegram
- LC=Deferred Cable
- NLT=Cable Night Letter
- Ship Radiogram

The filing time shown in the date line on telegrams and day letters is STANDARD TIME at point of origin. Time of receipt is STANDARD TIME at point of destination

RXVA32 12=WUX CHICAGO ILL 17 930A

1941 OCT 17 AM 8 50

MR WINIFRED CROSS=

SECY PUEBLO CONSERVANCY DISTRICT PB= 

PLEASE ADVISE COLLECT WHEN WE MAY EXPECT DELIVERY OF THE
SUBSTITUTE BONDS=

M B VICK AND CO.

6174

THE COMPANY WILL APPRECIATE SUGGESTIONS FROM ITS PATRONS CONCERNING ITS SERVICE

CLASS OF SERVICE

This is a full-rate Telegram or Cablegram unless its deferred character is indicated by a suitable symbol above or preceding the address.

WESTERN UNION (43)

R. B. WHITE
PRESIDENT

NEWCOMB CARLTON
CHAIRMAN OF THE BOARD

J. C. WILLEVER
FIRST VICE-PRESIDENT

SYMBOLS

DL=Day Letter

NT=Overnight Telegram

LC=Deferred Cable

NLT=Cable Night Letter

Ship Radiogram

The filing time shown in the date line on telegrams and day letters is STANDARD TIME at point of origin. Time of receipt is STANDARD TIME at point of destination

RXVA20 13=WUX CHICAGO ILL 3 925A

1941 NOV 5 AM 8 44

WINIFRED CROSS=

SECY PUEBLO CONSERVANCY DISTRICT PUEBLO COLO= *Re*

WHAT IS HOLDING UP DELIVERY OF THE TWENTY NEW BONDS PLEASE ADVISE COLLECT=

M B VICK AND CO.

THE COMPANY WILL APPRECIATE SUGGESTIONS FROM ITS PATRONS CONCERNING ITS SERVICE

M. B. VICK AND COMPANY

STATE AND MUNICIPAL BONDS

120 SOUTH LA SALLE STREET

CHICAGO

TELEPHONE FRANKLIN 2240

TELETYPE CGO 777

October 10, 1941

The Pueblo Conservancy District
Pueblo, Colorado

Re: Pueblo Conservancy District Bonds
Attention: Mrs. Winifred Cross, Secretary

Gentlemen:

We have your letter of October 8, 1941 advising us that you have received the twenty bonds mailed you for exchange and that you have placed same in safe keeping at the First National Bank in Pueblo, Colorado. You also mentioned that the President, Mr. Holmes, will not be available until the 22nd of this month. No doubt you realize, we are very anxious to get the new bonds and would appreciate your cooperation in expediting this matter if possible.

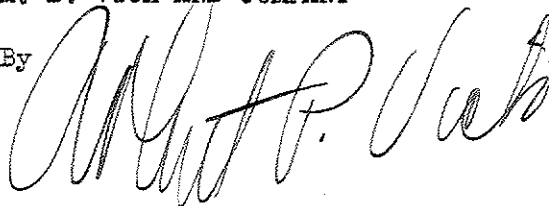
We would suggest that if the blank bonds are ready now or will be ready within the next few days, that you ship the bonds to Mr. Holmes for signature and after he returns the bonds, the other signature may be affixed thereto. This we offer merely as a suggestion and if practical, would appreciate your cooperation in carrying it out.

Thank you for your courtesy in this matter. We are,

Very truly yours,

M. B. VICK AND COMPANY

By



RPV:mm

Copies sent to:

Boettcher & Co.

and

Messrs. Pershing, Bosworth, Dick & Dawson

Oct. 8, 1941

M. B. Vick and Company,
120 South LaSalle Street,
Chicago, Ill.

Gentlemen:

Attention: Robert P. Vick

RE: Pueblo Conservancy District Bonds

The bonds were received from your office and are in the First National Bank here until such time as the substitute bonds can be furnished. That you may not be concerned about them, we thought it best to inform you that Mr. Holmes, president of the District and who of course would be one of the signers of the substitute bonds, is out of the city and is not expected back until about the 22nd of this month. The matter will of course be handled as quickly as possible.

Yours very truly,

THE PUEBLO CONSERVANCY DISTRICT

By

Secretary

October 9, 1941

September 29, 1941.

Pershing, Nye, Hollenback & Bosworth,
Equitable Building,
Denver, Colorado.

Gentlemen:

RE: Pueblo Conservancy District Bonds
M. B. Vick & Company

It is my understanding that Mr. Rose,
attorney for the District, wrote you regarding your letter
asking for copy of Mr. Thatcher's signature but expected
me to supply the signature.

As you already know from the Rocky Mtn.
Bank Note Company, the signature as well as full stone
for lithographing our bonds is intact at their plant
here and therefore it will be unnecessary for the signa-
ture to come forward.

Thanking you, we are

Yours very truly,

THE PUEBLO CO

Sept. 19, 1941

Boettcher and Company,
828 Seventeenth Street,
Denver, Colorado.

Attention: D. E. Lawrence

At a special meeting of the Board of Directors of The Pueblo Conservancy District held this afternoon, the resolution as sent down by you under date of September 15th was passed and I return herewith the original copy of this resolution together with signed certification of same by myself.

Mr. Rose, who was attorney for the District during all of its existence has passed on these papers and I attach also a copy of the letter he wrote authorizing the Board to go ahead on this transaction. In the first paragraph of his letter however, (5th line) I think his stenographer misunderstood his dictation for the fact is we have "unmutilated bonds" in our possession rather than "mutilated" as stated in this paragraph.

For your information, our bonds were printed in quantity and when it was known how many were to be issued to finance the District there were some of the 4 3/4% bond left unsigned. Mr. Rose recommended that they be held unsigned in a vault in care of Mr. Thatcher, Treasurer of the District in case an emergency might some time arise when a bond would need to be replaced.

Such an emergency has evidently arisen and we checked the bonds on hand in the vault. There are:

Bonds	1 to 5 inclusive,	Series	1952;
"	1 to 10	"	1954
"	1 to 10	"	1955

Since these unsigned bonds of the original issue are available Mr. Rose thought it would save expense of printing if you chose to use them and perhaps five of the 1955 bonds could be used along with the ten of the 1954 issue by removing one

1931, 01, 23

year's interest coupons which would reimburse the investor in a like amount for the bonds now held. However, this is only a suggestion and we will of course be governed by your wishes in the matter. It only seemed a way to save a considerable expense for the investor, printing and legal.

Also for your information, Mr. Holmes stated to one of the other directors this afternoon (I overheard the remark) that he was leaving October 1st for a vacation of three to four weeks, so if this transaction is to be finished soon we have only a little over a week to carry it out before he leaves. Otherwise it would be near the first of November before the bonds could be signed. Mr. Holmes is president of the Board and would necessarily sign the bonds in that capacity.

Mr. Rose suggests the bonds be sent in care of the First National Bank here to be inspected on their premises and where of course the exchange would be made since our signing would also take place in that bank.

Awaiting your further instructions, I remain

Yours very truly,

THE PUEBLO CONSERVANCY DISTRICT

Secretary

Such an emergency has evidently arisen and we checked the bonds on hand in the vault. There are:

- Bonds 1 to 5 inclusive, Series 1931
- 1931 " " " " " " " " " " " "
- 1932 " " " " " " " " " " " "
- 1933 " " " " " " " " " " " "

Since these unissued bonds of the original issue are available Mr. Rose thought it would save expense of printing if you chose to use them and perhaps live of the 1933 issue by removing one be used along with the ten of the 1934 issue by removing one

CHARLES M. ROSE
ATTORNEY AT LAW
THATCHER BUILDING
PUEBLO, COLORADO

September 16, 1941

Directors of the Pueblo Conservancy District
Pueblo,
Colorado

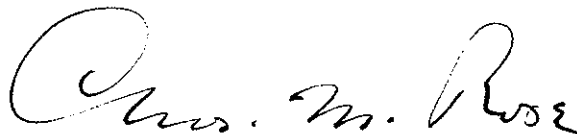
Attention Miss Cross:

Gentlemen:

The enclosed procedure for substitution of new bonds for bonds that are mutilated, is satisfactory. Have the resolution adopted pro forma as soon as possible; then notify Boettcher and Company that the resolution is passed and forward to them a certified copy. Also inform them that we have blank/mutilated bonds for the years they mention so that they will not need to go to printing expense. *W*

You will of course not execute or deliver these new bonds until the old ones are here for inspection and cancellation. If the inspection shows a mere mutilation not beyond the point where the original bonds can be identified, you may proceed to execute the new bonds in exchange without requiring a surety bond. If however, the mutilation is such that the original bonds cannot be identified, then you should require a surety bond as in case of lost bonds. That question of course, can only be determined upon inspection here.

Very truly yours,



Chas. M. Rose

CMR/MLP

2 Pm Friday -

BOETTCHER AND COMPANY

INVESTMENT BANKERS

828 SEVENTEENTH STREET

DENVER, COLORADO

NEW YORK CITY
52 WALL STREET
TEL. MANOVER 2-8140

CHICAGO
135 SO. LA SALLE STREET
TEL. STATE 2373

September 13, 1941

Res. 1 - Five - 1952 Series
Res. 1 - 10 - 1954 "
" 1 - 10 - 1955 "

Secretary,
Pueblo Conservancy District,
Pueblo, Colorado.

Dear Madam:

We enclose herewith three (3) copies of the proceedings which are to be executed by the Board of Directors of the Pueblo Conservancy District. May we ask that at a special session or your next regular meeting, you pass this resolution, fill out each copy and sign and seal them properly. After this has been done, please send us one executed copy for examination by the attorney so that we can be sure it is in proper order. We will then have the new bonds printed and present you with both the old mutilated bonds and the new ones. You can then destroy the old bonds and give us the new ones properly signed and sealed.

Your cooperation will be deeply appreciated and may we ask that you write us confirming that you have received the resolutions and telling us when the same will be passed.

Very truly yours,

BOETTCHER AND COMPANY

D. Lawrence

DFL mc

8/1953 Series

MINUTES OF A Special MEETING
OF THE BOARD OF DIRECTORS OF
THE PUEBLO CONSERVANCY DISTRICT.

Held on the 19 day of September, 1941.

A special meeting of the Board of Directors of The Pueblo Conservancy District was held in the office of the District at 207 Colorado Building, Pueblo, Colorado, at 2 o'clock, P. M. on the 19 day of September, 1941.

The meeting was called to order by J. M. Holmes

Directors present: J. M. Holmes
W. J. Mackie
Frank Taylor

Directors absent: none

J. M. Holmes acted as the Chairman of the meeting.

Director J. M. Holmes requested the permission of the Chairman to read a letter from M. E. Vick and Company, of Chicago, Illinois, and to have the same spread upon the minutes of the meeting, which permission was granted by the Chairman.

Thereupon Director J. M. Holmes read the said letter from M. E. Vick and Company, which was as follows:

Chicago, Illinois
September 2, 1941.

The Pueblo Conservancy District,
Pueblo, Colorado.

Gentlemen:

We own and have possession of the following described bonds of The Pueblo Conservancy District:

**\$20,000 PUEBLO CONSERVANCY DISTRICT COLORADO
4 1/2% CONSERVANCY BONDS**

Dated April 1, 1925

Due \$ 5,000 12-1-1952 #17/19; 43/44 - Series 1952
15,000 12-1-1954 #32/46 - Series 1954

all with 12-1-1941 and s.c.a. with legal opinion by
PERSHING, NYE, TALLMADGE & BOSWORTH

The said bonds were physically located in the City of Pittsburgh, Pennsylvania, several years ago, at which time a flood occurred causing the bonds to become water soaked and the signatures thereon to become blurred and illegible. Upon a recent offer to purchase these bonds, the sale could not be effected because the prospective purchaser refused to accept the bonds in the condition in which they now are as the result of said damaging by water.

We wish, therefore, to request the directors of The Pueblo Conservancy District to authorize the issuance of new bonds in like form, to be signed by the present directors of the District and to be delivered to us upon surrender of the damaged bonds to the District for cancellation. We will reimburse the directors of the District for all charges incurred for rendering such service, will have the bonds printed, and will furnish the necessary legal services of bond counsel for the purpose of preparing proceedings and attending to the details of the transaction.

We will deeply appreciate the assistance of your Board in this matter.

Very truly yours,

M. B. VICK AND COMPANY,

By _____

Thereupon the following resolution was introduced by
Director Traylor, who moved its adoption:

R E S O L U T I O N

WHEREAS, M. B. Vick and Company, of Chicago, Illinois,
the present owner and holder of certain bonds of The Pueblo
Conservancy District more particularly described as follows:

\$20,000 PUEBLO CONSERVANCY DISTRICT COLORADO
4 $\frac{3}{4}$ % CONSERVANCY BONDS
Dated April 1, 1925
Due \$ 5,000 12-1-1952 #17/19; 43/44 - Series 1952
15,000 12-1-1954 #32/46 - Series 1954
all with 12-1-1941 and s.c.a. with legal opinion by
PERSHING, NYE, TALLMADGE & BOSWORTH

which bonds were duly authorized by resolution adopted by the
Board of Directors of The Pueblo Conservancy District on
April 14, 1925, and were duly sold, executed, sealed and
delivered pursuant to resolutions duly adopted by the Board of
Directors of said The Pueblo Conservancy District; and

WHEREAS, said bonds have through accident become
damaged by water in such manner as to impair their salability;
and

WHEREAS, the said M. B. Vick and Company, of Chicago,
Illinois, has requested the Board of Directors of The Pueblo
Conservancy District to authorize the printing and issuance of
and to issue new bonds in form and number identical to the
bonds so damaged, and has agreed to reimburse the District
for all costs incurred in fulfilling such request, and to
furnish the necessary printed bonds in identical form to the
bonds so damaged for such purpose; and

WHEREAS, such newly issued bonds are to be merely
substituted as the evidence of the original indebtedness and
obligation of the District now represented by the said bonds

heretofore described, and will neither diminish nor increase nor otherwise alter the rights, powers and liabilities of said The Pueblo Conservancy District with respect to said original obligation:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE PUEBLO CONSERVANCY DISTRICT that:

1. There is hereby authorized to be executed and delivered to M. B. Vick and Company, of Chicago, Illinois, conservancy bonds of The Pueblo Conservancy District in the amount of \$20,000, in the denomination of \$1,000 each, bearing interest at the rate of four and three-quarters per centum ($4\frac{3}{4}\%$) per annum, payable semiannually, dated April 1, 1925, the series, numbers and maturity dates to be according to the following schedule:

<u>No.</u>	<u>Series</u>	<u>Denomination</u>	<u>Maturity Date</u>
17	1952	\$1,000	12-1-52
18	1952	1,000	12-1-52
19	1952	1,000	12-1-52
43	1952	1,000	12-1-52
44	1952	1,000	12-1-52
32	1954	1,000	12-1-54
33	1954	1,000	12-1-54
34	1954	1,000	12-1-54
35	1954	1,000	12-1-54
36	1954	1,000	12-1-54
37	1954	1,000	12-1-54
38	1954	1,000	12-1-54
39	1954	1,000	12-1-54
40	1954	1,000	12-1-54
41	1954	1,000	12-1-54
42	1954	1,000	12-1-54
43	1954	1,000	12-1-54
44	1954	1,000	12-1-54
45	1954	1,000	12-1-54
46	1954	1,000	12-1-54

That said bonds shall have attached thereto interest coupons due December 1, 1941, and semiannually thereafter until the maturity date of each of said bonds; that the principal of and interest upon said bonds shall be payable at the office of

the Treasurer of said District in Pueblo, Colorado, or at the banking house of The Bankers Trust Company in New York City, U. S. A., at the option of the holder, unless said bonds shall be registered as provided in the Conservancy Act of Colorado; that said bonds shall be signed by the President of the District with the seal of the District thereunto affixed, attested by the Secretary of the District; that the interest coupons attached thereto shall bear the lithographed or engraved facsimile signature of the Treasurer of said District; that the said bonds and interest coupons to be thereto attached shall be in the following form, to-wit:

Series due 19____ \$1,000
No. _____

UNITED STATES OF AMERICA

State of Colorado.

THE PUEBLO CONSERVANCY DISTRICT.

CONSERVANCY BOND

KNOW ALL MEN BY THESE PRESENTS that The Pueblo Conservancy District, a legally organized conservancy district of the State of Colorado, acknowledges itself to owe and for value received hereby promises to pay to bearer ONE THOUSAND DOLLARS, on the first day of December, 19____, with interest thereon from the date hereof until paid at the rate of four and three-fourths per cent per annum, payable June first, 1925, and semi-annually thereafter on the first day of December and of June in each year on presentation and surrender of the annexed interest coupons as they severally become due. Both the principal of and the interest on this bond are hereby made payable in gold coin of the United States of America of the present standard of weight and fine-

ness, at the office of the Treasurer of said District in Pueblo, Colorado, or at the banking house of Bankers Trust Company in New York City, U. S. A., at the option of the holder.

This bond is one of a series of bonds issued by The Pueblo Conservancy District for the purpose of paying the cost of constructing a system for flood prevention and other works for said District, in fulfillment of the purposes for which said District was organized, and in anticipation of the collection of the several installments of an assessment duly levied upon lands and public corporations as political entities benefited by said improvement, in strict compliance with the Conservancy Act of Colorado, and pursuant to an order of the Board of Directors of said District, duly made and entered of record.

And it is hereby certified and recited that all acts, conditions and things required to be done in locating and establishing said District and in equalizing appraisals of benefits, and in levying assessments against lands and public corporations as political entities, benefited thereby, and in authorizing, executing and issuing this bond, have been legally had, done and performed in due form of law; that the total amount of bonds issued by said District does not exceed ninety per cent of the assessments so levied and unpaid at the time said bonds are issued, and does not exceed any legal limitation imposed by law.

And for the performance of all the covenants and stipulations of this bond and of the duties imposed by law upon said District for the collection of the principal of and the interest upon said assessment and the application thereof to the payment of this bond and the interest thereon, and for the levying of such other and further assessments as are authorized by law and as may be required for the prompt payment of this

bond and the interest thereon, the full faith, credit and resources of said The Pueblo Conservancy District are hereby irrevocably pledged.

IN TESTIMONY WHEREOF, the Board of Directors of The Pueblo Conservancy District has caused this bond to be signed by its president and sealed with the corporate seal of said District, attested by its secretary, and has caused the coupons hereto annexed to be executed by the facsimile signature of its treasurer as of the first day of April, 1925.

(SEAL)

President

ATTEST:

Secretary

(Form of Coupon)

\$23.75

No. _____

On the first day of December, 1941, The Pueblo Conservancy District will pay to bearer Twenty-three and 75/100 Dollars in gold coin of the United States of America, at the office of the Treasurer of said District in Pueblo, Colorado, or at the banking house of Bankers Trust Company in New York City, U.S.A., at the holder's option, being semi-annual interest due on that date on its Conservancy Bond dated April 1, 1925, numbered _____ of series due 19____.

Treasurer

2. That upon presentation to the Board of Directors of said bonds of the form, number, series and denomination set forth in this resolution, the president and secretary are hereby authorized to execute said bonds and attach thereto the

seal of the District, and the secretary is authorized to deliver said bonds to M. E. Vick and Company, of Chicago, Illinois, upon surrender and delivery up by said company of the following described bonds of The Pueblo Conservancy District for cancellation by said secretary:

<u>No.</u>	<u>Series</u>	<u>Denomination</u>	<u>Maturity Date</u>
17	1952	\$1,000	12-1-52
18	1952	1,000	12-1-52
19	1952	1,000	12-1-52
43	1952	1,000	12-1-52
44	1952	1,000	12-1-52
32	1954	1,000	12-1-54
33	1954	1,000	12-1-54
34	1954	1,000	12-1-54
35	1954	1,000	12-1-54
36	1954	1,000	12-1-54
37	1954	1,000	12-1-54
38	1954	1,000	12-1-54
39	1954	1,000	12-1-54
40	1954	1,000	12-1-54
41	1954	1,000	12-1-54
42	1954	1,000	12-1-54
43	1954	1,000	12-1-54
44	1954	1,000	12-1-54
45	1954	1,000	12-1-54
46	1954	1,000	12-1-54

bearing interest at the rate of four and three-quarters per cent. (4 $\frac{3}{4}$ %) per annum, payable semiannually, represented by coupons bearing the lithographed facsimile signature of the Treasurer of the District, and due December 1, 1941 and semiannually thereafter until the maturity date of said bonds.

3. The bonds with coupons attached hereby authorized to be executed, issued and delivered, shall, when duly executed, issued and delivered to M. E. Vick and Company, and when the bonds with coupons attached as aforesaid for which said newly issued bonds are to be substituted have been delivered up to the Secretary of the District and have been duly cancelled, and such cancellation noted in ink or by perforation upon the face thereof, be deemed to be fully substituted for said bonds of The Pueblo Conservancy District in every respect,

and shall be subject to the same rights, powers, liabilities, duties and security as the said original issued bonds of the District, and the holders thereof shall have rights, powers, duties, liabilities and security identical to the rights, powers, duties, liabilities and security which the holder or holders of the bonds and coupons for which such newly issued bonds and coupons are substituted would have had, had such bonds not been cancelled and had such bonds not been damaged by water as aforesaid.

4. The secretary of the District is hereby instructed, upon receiving the said damaged bonds of the number, maturity, series and denomination, with coupons attached, as above described from M. B. Vick and Company to cancel said bonds and coupons and to note the cancellation upon the face thereof in ink or by perforation.

The motion was seconded by Director Mathis and, when put to vote, resulted as follows:

Ayes - Directors: Pryor
Mathis
Holmes

Thereupon the Chairman declared the motion duly carried and the resolution adopted.

There being no further business to come before the meeting it was, upon motion, adjourned.

Winifred Cross
Secretary.

READ AND APPROVED:

M. Holmes
M. J. Mathis
Frank Pryor, Jr.
Directors.

} signed
9-19-40

STATE OF COLORADO,

COUNTY OF PUEBLO,

ss.

THE PUEBLO CONSERVANCY
DISTRICT.

I, Virgilio Cross, do hereby certify that I am the duly appointed and acting Secretary of The Pueblo Conservancy District, and have custody of the records of its proceedings, its files and papers; that the above and foregoing minutes, consisting of nine pages numbered from 1 to 9, inclusive, is a true and correct copy of so much of the minutes of the Board of Directors of said District at a meeting held on the 19 day of September, 1941, as relates to the authorization by the Board of Directors for the issuance of new bonds by the District to be substituted for certain damaged bonds owned and held by M. B. Vick and Company, of Chicago, Illinois.

I further certify that the said meeting was held as indicated in said record; that all of the officers of said District were present as indicated in said minutes.

GIVEN under my hand and official seal this 19 day of September, 1941.

Virgilio Cross
Secretary.

(DISTRICT SEAL)

STATE OF COLORADO,
COUNTY OF PUEBLO,
THE PUEBLO CONSERVANCY
DISTRICT.

ss.

THE PUEBLO CONSERVANCY DISTRICT BONDS
\$5,000 Series 1952; \$15,000 Series 1954
Dated April 1, 1925.

We, the undersigned officers of The Pueblo Conservancy District, Colorado, do hereby severally certify that the President signed and the Secretary attested, and attached the seal of the said District upon The Pueblo Conservancy District Conservancy Bonds described as follows:

<u>No.</u>	<u>Series</u>	<u>Denomination</u>	<u>Maturity Date</u>
17	1952	\$1,000	12-1-52
18	1952	1,000	12-1-52
19	1952	1,000	12-1-52
43	1952	1,000	12-1-52
44	1952	1,000	12-1-52
32	1954	1,000	12-1-54
33	1954	1,000	12-1-54
34	1954	1,000	12-1-54
35	1954	1,000	12-1-54
36	1954	1,000	12-1-54
37	1954	1,000	12-1-54
38	1954	1,000	12-1-54
39	1954	1,000	12-1-54
40	1954	1,000	12-1-54
41	1954	1,000	12-1-54
42	1954	1,000	12-1-54
43	1954	1,000	12-1-54
44	1954	1,000	12-1-54
45	1954	1,000	12-1-54
46	1954	1,000	12-1-54

That the Treasurer of the District adopted as and for his own, the facsimile signature engraved upon the coupons attached to said bonds dated December 1, 1941; that upon the date of such signing, execution and adoption, we each were and now are duly authorized and acting officers of said District, indicated by our signatures on said bonds; that the seal affixed to said bonds is the seal of said District, and that each of the coupons

attached to said bonds bears the facsimile signature of the Treasurer of the said The Pueblo Conservancy District.

We further certify that said bonds have been delivered to M. B. Vick and Company, of Chicago, Illinois, and that in place thereof the said M. B. Vick and Company have surrendered to the Secretary of the District the outstanding bonds of The Pueblo Conservancy District of like number, date, maturity, amount, and bearing like coupons except for the names of the officers whose signatures appear thereon, and that the bonds and coupons thus surrendered for cancellation have been duly cancelled and the cancellation noted upon the face thereof in ink or by perforation.

IN WITNESS WHEREOF, we have hereunto set our hands and the seal of said District at Pueblo, Colorado, and have authorized the delivery of this certificate to the said M. B. Vick and Company.

(SEAL)

President,
The Pueblo Conservancy District.

ATTEST:

Secretary,
The Pueblo Conservancy District.

I hereby certify that I know the above named officers and am familiar with their signatures, and that I have examined their signatures on the above certificate and that such signatures are genuine and that the officers are the officers indicated thereby.

By _____ BANK,

STATE OF COLORADO,)
COUNTY OF PUEBLO,)
THE PUEBLO CONSERVANCY) ss.
DISTRICT.)

THE PUEBLO CONSERVANCY DISTRICT BONDS
\$5,000 Series 1952; \$15,000 Series 1954
Dated April 1, 1925.

We, the undersigned officers of The Pueblo Conservancy District, Colorado, do hereby severally certify that the President signed and the Secretary attested, and attached the seal of the said District upon The Pueblo Conservancy District Conservancy Bonds described as follows:

<u>No.</u>	<u>Series</u>	<u>Denomination</u>	<u>Maturity Date</u>
17	1952	\$1,000	12-1-52
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34	1954	1,000	12-1-54
35	1954	1,000	12-1-54
36	1954	1,000	12-1-54
37	1954	1,000	12-1-54
38	1954	1,000	12-1-54
39	1954	1,000	12-1-54
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43	1954	1,000	12-1-54
44	1954	1,000	12-1-54
45	1954	1,000	12-1-54
46	1954	1,000	12-1-54

That the Treasurer of the District adopted as and for his own, the facsimile signature engraved upon the coupons attached to said bonds dated December 1, 1941; that upon the date of such signing, execution and adoption, we each were and now are duly authorized and acting officers of said District, indicated by our signatures on said bonds; that the seal affixed to said bonds is the seal of said District, and that each of the coupons

attached to said bonds bears the facsimile signature of the Treasurer of the said The Pueblo Conservancy District.

We further certify that said bonds have been delivered to M. B. Vick and Company, of Chicago, Illinois, and that in place thereof the said M. B. Vick and Company have surrendered to the Secretary of the District the outstanding bonds of The Pueblo Conservancy District of like number, date, maturity, amount, and bearing like coupons except for the names of the officers whose signatures appear thereon, and that the bonds and coupons thus surrendered for cancellation have been duly cancelled and the cancellation noted upon the face thereof in ink or by perforation.

IN WITNESS WHEREOF, we have hereunto set our hands and the seal of said District at Pueblo, Colorado, and have authorized the delivery of this certificate to the said M. B. Vick and Company.

(SEAL)

President,
The Pueblo Conservancy District.

ATTEST:

Secretary,
The Pueblo Conservancy District.

I hereby certify that I know the above named officers and am familiar with their signatures, and that I have examined their signatures on the above certificate and that such signatures are genuine and that the officers are the officers indicated thereby.

By _____ BANK,

RECORD OF PROCEEDINGS

100 LEAVES

10519 Winifred Cross	\$ 100 00
10520 Southern Colorado Inv. Co.	41 00
10521 John M. Holmes	5 00
10522 W. F. Mathis	5 00
10523 Frank Pryor	5 00

The attached letter from City of Pueblo engineer Si. Elliot was read with regard to filling in the old river channel by the City Auditorium. It was moved by Mr. Mathis that a letter be written to the City allowing them to fill in the channel for a parking space providing they gained consent of the Southern Colorado Power Company that it would not conflict with their easement for waterway. Motion was seconded by Mr. Pryor, the vote being unanimous in favor of same.

The attached letter from Boettcher and Company enclosing letter from M. B. Vick and Company, and letter of opinion from Chas. M. Rose was read by John M. Holmes. After discussion and explanation of the transaction and papers, it was moved by Mr. Pryor that the Board of Directors sign the minutes as submitted and certified by the Secretary and that the copies of these papers be made a part of these minutes. Mr. Mathis seconded the motion, the vote being unanimous in favor of working with these people in endeavoring to make proper substitution of the mutilated bonds.

Motion was made by Mr. Mathis and seconded by Mr. Pryor that sale of tax certificates as listed below by order of Mr. Holmes be approved. Vote was unanimous in favor of the motion.

87869, 88221, 90583, 90989	\$100.93	Victor & Mary Sevsek
91124, 87971, 85694, 88361, 81128	103 56	A. R. T. Miller
75195, 77953, 87800, 85478	200 29	McClelland Merc. Co.
88124	26 92	Victor Mena
92976, 90985	200 67	Wm. Milne
90838		
75243, 78008, 90561, 87853, 85540, 88182, 90947, 92938, 2377, 56280, 58125, 59824, 61613, 64776, 70879, 75244, 78009, 90562, 87854, 85541, 88183, 90948, 92939, 2378, 56281, 58126, 59825, 61614, 64777, 70880, 75245, 78010, 90563, 87855, 85542, 88184,		
90949, 92940	475.47	Jos. L. Peterson
92787	147 91	Frank Grabaski
85440, 88087, 90851, 92840,	210 00	L. J. Sark
64798	10 93	Frank Monak
75273	9 92	Frank Monak
92996, 87881, 81098,	15 35	St. Anthony's Church
58103, 59800, 61584, 64734,		
70817, 75165, 77922, 90495,		
87775, 85449, 88095, 90859,		
92849, 92847, 92850	407 34	E. F. Gobatti
92777, 92778	239 55	Pete Fronev
70904	10 07	Frank Monak
92993	36.29	Rudolph Kastellic
92827	23.88	C. C. C. White
85562, 88217, 90983, 92974	44 69	Frank Krasovec

RECORD OF PROCEEDINGS

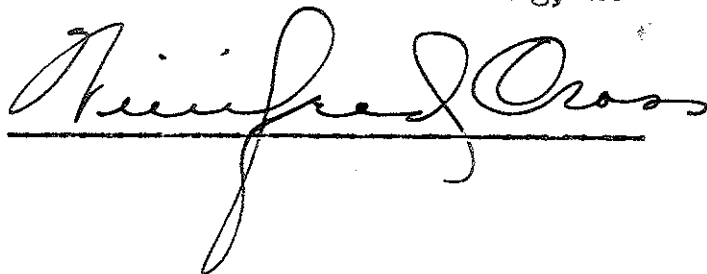
100 LEAVES

90638, 2432, 56321, 58163,
59864, 61661, 64845, 70995,
75385, 78138, 87931, 85645,
88312, 91070, 93056, 56320,
58162, 59862, 61660, 64843,
70993, 75383, 78137, 87930,
85644, 88311, 90637, 91069,
93055, 64839, 70987, 75375,
78132, 87925, 85637, 88304,
90633, 91062, 93047

832.85 John Gobatti

to be paid in installments.

There being no further business to come before the meeting, it was upon motion, adjourned.



A handwritten signature in cursive script, reading "Alfred J. Cross", is written over a horizontal line.