

MINUTE ITEM

9. APPLICATION FOR RIGHT-OF-WAY EASEMENT FOR PIPE LINE INTO TIDE AND SUBMERGED LANDS OF THE SAN JOAQUIN RIVER TWO MILES EAST OF ANTIOCH, CONTRA COSTA AND SACRAMENTO COUNTIES, FIBREBOARD PAPER PRODUCTS CORPORATION - W.O. 3393, P.R.C. 2529.1.

After consideration of Calendar Item 12 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE EXECUTIVE OFFICER IS AUTHORIZED TO ISSUE A 49-YEAR RIGHT-OF-WAY EASEMENT TO FIBREBOARD PAPER PRODUCTS CORPORATION OVER TIDE AND SUBMERGED LANDS OF THE SAN JOAQUIN RIVER DESCRIBED AS FOLLOWS:

PARCEL 1

BEGINNING AT A POINT ON THE ORDINARY HIGH WATER MARK OF THE LEFT BANK OF THE SAN JOAQUIN RIVER, SAID POINT BEING N. 59° 32' 10" E. 512.49 FEET AND N. 24° 47' 50" W. 158.48 FEET FROM CALIFORNIA LANDS COMMISSION MONUMENT "BOARD 1947" AND N. 44° 43' 15" E. 150.82 FEET FROM STATION 4 AS SHOWN ON THE J. G. BARNARD PLAT ENTITLED "FIBREBOARD PRODUCTS INC. - EAST ANTIOCH - PARTS OF SECTIONS 8, 9, 16 AND 17, T. 2 N., R. 2 E., M.D.M.", DATED JANUARY 1948; THENCE N. 24° 47' 50" W. 2587.79 FEET TO THE MEAN HIGH TIDE LINE ON THE SOUTH BANK OF WEST ISLAND; THENCE N. 64° 29' 50" E. 100.03 FEET; THENCE S. 24° 47' 50" E. 2267.23 FEET, S. 65° 12' 10" W. 24.82 FEET, S. 24° 47' 50" E. 293.67 FEET TO A POINT ON SAID ORDINARY HIGH WATER MARK; THENCE S. 44° 43' 15" W. 80.25 FEET TO THE POINT OF BEGINNING, CONTAINING 5.733 ACRES, MORE OR LESS.

PARCEL 2

A 100-FOOT STRIP BEING 50 FEET ON EITHER SIDE OF A CENTERLINE DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE MEAN HIGH TIDE LINE ON THE NORTH BANK OF WEST ISLAND, SAID POINT BEING S. 64° 29' 50" W. 50.01 FEET AND N. 24° 47' 50" W. 903.33 FEET FROM THE MOST NORTHERLY POINT IN PARCEL 1 ABOVE; THENCE CONTINUING N. 24° 47' 50" W. 335.67 FEET, CONTAINING 0.771 ACRE, MORE OR LESS.

THE RENTAL FOR THE 49-YEAR TERM IS \$2,316.24, PAYABLE AT THE RATE OF \$47.26 ANNUALLY, WITH THE FIRST AND LAST YEARS' RENT PAYABLE IN ADVANCE.

Attachment

Calendar Item 12 (2 pages)

CALENDAR ITEM

12.

APPLICATION FOR RIGHT-OF-WAY EASEMENT FOR PIPE LINE INTO TIDE AND SUBMERGED LANDS OF THE SAN JOAQUIN RIVER, TWO MILES EAST OF ANTIOCH, CONTRA COSTA AND SACRAMENTO COUNTIES, FIBREBOARD PAPER PRODUCTS CORPORATION - W.O. 3393.

An application has been received from Fibreboard Paper Products Corporation for a right-of-way 100 feet in width across the South Channel of the San Joaquin River, crossing privately owned West Island and ending in the North Channel of the San Joaquin River 335.67 feet riverward of the north bank of West Island. The proposed right-of-way, excluding the area in West Island, contains approximately 6.504 acres.

The right-of-way is to be used for an effluent pipe line from the applicant's pulp mill on the south bank of the South Channel of the San Joaquin River. The Regional Water Pollution Control Board has stated that there is no objection to this line.

The expense deposit and statutory filing fee have been paid. No bond is required.

At the estimated value of \$500 for the site, the land rental for a 49-year right-of-way would be \$2,316.24 for the 49-year term. No bond is required.

IT IS RECOMMENDED THAT THE EXECUTIVE OFFICER BE AUTHORIZED TO ISSUE A 49-YEAR RIGHT-OF-WAY EASEMENT TO FIBREBOARD PAPER PRODUCTS CORPORATION OVER TIDE AND SUBMERGED LANDS OF THE SAN JOAQUIN RIVER DESCRIBED AS FOLLOWS:

PARCEL 1

BEGINNING AT A POINT ON THE ORDINARY HIGH WATER MARK OF THE LEFT BANK OF THE SAN JOAQUIN RIVER, SAID POINT BEING N. 59° 32' 10" E. 512.49 FEET AND N. 24° 47' 50" W. 158.48 FEET FROM CALIFORNIA LANDS COMMISSION MONUMENT "BOARD 1947" AND N. 44° 43' 15" E. 150.82 FEET FROM STATION 4 AS SHOWN ON THE J. G. BARNARD PLAT ENTITLED "FIBREBOARD PRODUCTS INC. - EAST ANTIOCH - PARTS OF SECTIONS 8, 9, 16 AND 17, T. 2 N., R. 2 E., M.D.M.", DATED JANUARY 1948; THENCE N. 24° 47' 50" W. 2587.79 FEET TO THE MEAN HIGH TIDE LINE ON THE SOUTH BANK OF WEST ISLAND; THENCE N. 64° 29' 50" E. 100.03 FEET; THENCE S. 24° 47' 50" E. 2267.23 FEET, S. 65° 12' 10" W. 24.82 FEET, S. 24° 47' 50" E. 293.67 FEET TO A POINT ON SAID ORDINARY HIGH WATER MARK; THENCE S. 44° 43' 15" W. 80.25 FEET TO THE POINT OF BEGINNING, CONTAINING 5.733 ACRES, MORE OR LESS.

PARCEL 2

A 100-FOOT STRIP BEING 50 FEET ON EITHER SIDE OF A CENTERLINE DESCRIBED AS FOLLOWS:

CALENDAR ITEM 12(CONTD.)

BEGINNING AT A POINT ON THE MEAN HIGH TIDE LINE ON THE NORTH BANK OF WEST ISLAND, SAID POINT BEING S. 64° 29' 50" W. 50.01 FEET AND N. 24° 47' 50" W. 903.33 FEET FROM THE MOST NORTHERLY POINT IN PARCEL 1 ABOVE; THENCE CONTINUING N. 24° 47' 50" W. 335.67 FEET, CONTAINING 0.771 ACRE, MORE OR LESS.

THE RENTAL FOR THE 49-YEAR TERM IS TO BE \$2,316.24, PAYABLE AT THE RATE OF \$47.26 ANNUALLY, WITH THE FIRST AND LAST YEARS' RENT PAYABLE IN ADVANCE.