

MINUTE ITEM

1/29/70
CRK

9. 15-YEAR RIGHT-OF-WAY, T&S LAND IN SUISUN BAY, CONTRA COSTA COUNTY, FOR 12" EFFLUENT PIPELINE; ALLIED CHEMICAL CORPORATION - W-8644, P.R.C. 4410.1.

After consideration of Calendar Item 6 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ISSUANCE TO ALLIED CHEMICAL CORPORATION OF A 15-YEAR RIGHT-OF-WAY FROM JANUARY 1, 1970, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$27.72 WITH THE STATE RESERVING THE RIGHT TO REVIEW AND RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY; AND PROVISION OF A \$1000 SURETY BOND, FOR CONSTRUCTION AND MAINTENANCE OF ONE 12" EFFLUENT PIPELINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment

Calendar Item 6 (2 pages)

CALENDAR ITEM

1/70
W-8644
CRK

6.

RIGHT-OF-WAY

APPLICANT: Allied Chemical Corporation.

LOCATION: A 0.154-acre strip of tide and submerged land in Suisun Bay near Nichols, Contra Costa County.

LAND USE: A 12" effluent pipeline.

TERMS: 15 years, from January 1, 1970.
Surety bond: \$1,000.

CONSIDERATION: \$27.72 per annum during first five years with State reserving the right to review and reset a reasonable rental on each fifth anniversary.

BASIS FOR CONSIDERATION:
One cent per diameter inch per lineal foot of pipeline.

PREREQUISITE ITEMS:

U. S. Army Corps of Engineers permit issued.
Applicant is owner of upland.
Bay Conservation and Development Commission and Regional Water Quality Control Board permits issued.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Pt. 2, Ch. 1, Secs. 6501-6509.
- b. Administrative Code: Title 2, Div. 3, Arts. 1 & 2 as amended effective May 10, 1969.

EXHIBITS: A. Land description. B. Location map.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ISSUANCE TO ALLIED CHEMICAL CORPORATION OF A 15-YEAR RIGHT-OF-WAY FROM JANUARY 1, 1970, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$27.72 WITH THE STATE RESERVING THE RIGHT TO REVIEW AND RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY; AND PROVISION OF A \$1,000 SURETY BOND, FOR CONSTRUCTION AND MAINTENANCE OF ONE 12" EFFLUENT PIPE-LINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

All that real property situate in Suisun Bay, County of Contra Costa, State of California, described as follows:

COMMENCING at the northeast corner of a certain 30 acre tract described in deed from James K. Wilson, et al, to Charles K. McIntosh, dated May 21, 1912, recorded in Book 182 of Deeds, page 112, in the office of the Recorder of said Contra Costa County; thence from said point of commencement, N. 01° 13' 54" E. 601.26 feet; thence N. 75° 28' 06" W. 23.28 feet to the TRUE POINT OF BEGINNING; thence continuing from said true point of beginning

N. 75° 28' 06" W. 31.45 feet; thence
 N. 32° 00' 00" E. 69.30 feet; thence
 N. 44° 00' 00" E. 161.58 feet; thence
 S. 46° 00' 00" E. 30.00 feet; thence
 S. 44° 00' 00" W. 158.42 feet; thence
 S. 32° 00' 00" W. 56.70 feet to the true
 point of beginning.

EXCEPTING THEREFROM that portion lying above the ordinary high water line.