

MINUTE

This Calendar Item No. C24
was approved as Min. Item
No. 24 by the State Lands
Commission by a vote of 3
to 0 at its 4/28/77
meeting.

CALENDAR ITEM
C24

4/77
WP 674
WP 675
GRH
PRC 674
PRC 675

RENEWAL AND AMENDMENT OF LEASES
PRC 674.1 AND 675.1

APPLICANT: Leslie Salt Co.
P. O. Box 364
Newark, California 94560

AREA, TYPE LAND AND LOCATION:
1.151 acres (PRC 674.1) and 4.27 acres
(PRC 675.1) of tide and submerged land in
the beds of Alviso Slough and Coyote Creek,
Alameda and Santa Clara Counties.

LAND USE: Salt brine pipeline rights of way.

TERMS OF ORIGINAL LEASE:
Initial period: 15 years from November 28, 1951.
Renewal options: 2 successive periods of 10
years each.
Consideration during first 10 year renewal:
\$181.12 (PRC 674.1) and
\$497.70 (PRC 675.1) per annum.

TERMS OF LEASE DURING ENSUING PERIOD:
Initial period: 10 years from November 28, 1976.

CONSIDERATION: \$181.12 (PRC 674.1) per annum; and \$497.70
(PRC 675.1) per annum, with the State reserv-
ing the right to fix a different rental on
each fifth anniversary of the lease.

BASIS FOR CONSIDERATION:
Minimum rental for this type of lease.

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:
A. Public Resources Code: Div. 6, Parts 1 & 2.
B. Administrative Code: Title 2, Div. 3,
Arts. 1, 2, 10 & 11.

OTHER PERTINENT INFORMATION:
1. An Environmental Impact Report is not re-
quired. This transaction is within the
purview of 2 Cal. Adm. Code 2907(a) which
exempts an existing structure or facility

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that is in an acceptable state of repair and there is no evidence of record to show injury to adjacent property, shoreline erosion, or other types of environmental degradation.

2. This project is situated on State land identified as possessing significant environmental values pursuant to Public Resources Code 6370.1, and is classified in a use category, Class "C" which authorizes Multiple Use.

Staff review indicates that there will be no significant effect upon the identified environmental values. This is an existing facility for which no adverse comments have been received.

EXHIBITS: A-1, A-2 - Land Description. B-1, B-2 Location Maps.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.
2. FIND THAT GRANTING OF THE LEASES WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE PUBLIC RESOURCES CODE.
3. AUTHORIZE ISSUANCE TO LESLIE SALT CO. OF 10-YEAR RENEWALS AND AMENDMENTS OF LEASES PRC 674.1 AND 675.1 FROM NOVEMBER 28, 1976; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$181.12 (PRC 674.1) AND \$497.70 (PRC 675.1) WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE FOR THE CONTINUED MAINTENANCE OF SALT BRINE PIPELINES ON THE LAND DESCRIBED ON EXHIBITS "A-1" AND "A-2" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibits "A-1" & "A-2"

EXHIBIT "A-1"

WP 674

A strip of real property 100 feet in width, crossing Alviso Slough, situate in the County of Santa Clara, California, described as follows:

BEGINNING at a point on the south line of Parcel "C" described in the Quitclaim deed from Leslie Salt Co. to the State of California, recorded February 1, 1968, in book 8013 of Official Records at page 378 in the Office of the County Recorder, Santa Clara County, said point being distant thereon S 66° 49' 46" E, 230.0 feet from the westerly terminus of that certain course in aforementioned deed having a bearing and distance of N 66° 49' 46" W, 884.4 feet; thence from said point of beginning N 1° 53' 21" W, 501.35 feet, more or less, to a point on the north line of said Parcel "C" distant thereon S 66° 59' 57" E, 100.0 feet from the westerly terminus of that certain course with a bearing and distance of S 66° 59' 57" E, 532.3 feet in aforementioned deed; thence along said north line S 66° 59' 57" E, 110.24 feet; thence S 1° 53' 21" E, 501.70 feet, more or less, to said south line; thence N 66° 49' 46" W, along said south line, 110.39 feet to the point of beginning, containing 1.15 acres more or less.

The California Coordinate System, Zone III, has been used as the basis of bearings. All bearings given are grid bearings. All distances given are grid distances. To convert to ground distances multiply grid distance by scale factor 1.0003500.

Prepared

M. J. [Signature]

Checked

R. D. [Signature]

Reviewed

G. J. [Signature]

Date

12/6/76

EXHIBIT "A-2"

WP 675

A strip of real property 100 feet in width crossing Coyote Creek, situated partly in the County of Alameda and partly in the County of Santa Clara, California, described as follows:

BEGINNING at an angle point in the north line of Parcel "O" in the deed from Leslie Salt Co. to the State of California, recorded on Reel 2119, Image 305, series BA 11640 Official Records in the Office of the County Recorder, Alameda County, said angle point being the westerly terminus of that certain course having a bearing and distance of S 78° 16' 30" E, 162.4 feet; thence from said point S 0° 40' 34" W, 1870.08 feet, more or less, to the north line of the lands of Leslie Salt Co.; thence along said north line N 81° 49' 00" E, 101.21 feet; thence N 0° 40' 34" E, 1840.96 feet, more or less, to the north line of said Parcel "O"; thence along said north line N 78° 16' 30" W 101.89 feet to the point of beginning.

The California Coordinate System, Zone III, has been used as the basis of bearings. All bearings given are grid bearings. All distances given are grid distances. To convert to ground distances multiply grid distance by scale factor 1.0000600.

END OF DESCRIPTION

Prepared

M.P. [Signature]

Checked

R.M. [Signature]

Reviewed

[Signature]

Date

12/12/76

[Signature]