

MINUTE ITEM

1/26/68

15. RIGHT-OF-WAY EASEMENT, SUISUN BAY NEAR BENICIA, SOLANO COUNTY; HUMBLE OIL & REFINING COMPANY - W.O. N-0084, P.R.C. 3891.1.

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

THE COMMISSION AUTHORIZES THE ISSUANCE TO HUMBLE OIL & REFINING COMPANY OF A 5-YEAR RIGHT-OF-WAY EASEMENT FROM JANUARY 1, 1968, IN CONSIDERATION OF TOTAL RENT IN THE AMOUNT OF \$120 AND PROVISION OF A \$1000 SURETY BOND, FOR INSTALLATION AND PROPER MAINTENANCE OF AN EFFLUENT PIPELINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, WITH LESSEE'S RIGHT TO RENEW FOR THREE ADDITIONAL PERIODS OF TEN YEARS EACH UPON SUCH REASONABLE TERMS AND CONDITIONS AS THE STATE MIGHT IMPOSE.

Attachment

Calendar Item 6 (2 pages)

6.

RIGHT-OF-WAY EASEMENT

APPLICANT: Humble Oil & Refining Company

LOCATION: A 30- x 160-foot strip of submerged land in Suisun Bay near Benicia, Solano County

PROPOSED USE: The installation and maintenance of a 12" pipeline for discharge of treated effluent water into Suisun Bay

TERMS: Initial period: 5 years, from January 1, 1968
Renewal options: 3 additional periods of 10 years each
Surety bond: \$1000

CONSIDERATION: \$120 total rental for the initial 5-year period

BASIS FOR CONSIDERATION:
6% of the appraised land value

PREREQUISITE ITEMS:

- (1) The U.S.A. Corps of Engineers has indicated that an Army permit will be issued.
- (2) The San Francisco Bay Regional Water Quality Control Board has adopted requirements pertaining to the pipeline.
- (3) An appropriate permit has been issued by the San Francisco Bay Conservation and Development Commission.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Pt. 2, Ch. 1, Secs. 6501-6509
- b. Administrative Code: Title 2, Div. 3, Secs. 2000-2011
- c. Commission policy: Minute Item 18 of November 16, 1959

OTHER PERTINENT INFORMATION:

The pipeline originates at Humble's Benicia Refinery and traverses an area included within a 1967 legislative grant to Benicia, continuing an additional 160 feet into the ungranted sovereign land area covered by the application.

EXHIBITS: A. Legal description B. Location map

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ISSUANCE TO HUMBLE OIL & REFINING COMPANY OF A 5-YEAR RIGHT-OF-WAY EASEMENT FROM JANUARY 1, 1968, IN CONSIDERATION OF TOTAL RENT IN THE AMOUNT OF \$120 AND PROVISION OF A \$1000 SURETY BOND, FOR INSTALLATION AND PROPER MAINTENANCE OF AN EFFLUENT PIPELINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, WITH LESSEE'S RIGHT TO RENEW FOR THREE ADDITIONAL PERIODS OF TEN YEARS EACH UPON SUCH REASONABLE TERMS AND CONDITIONS AS THE STATE MIGHT IMPOSE.

Attachment: Exhibit "A"

EXHIBIT "A"

Legal Description

A parcel of sub arged land in Suisun Bay near Benicia, Solano County, described as follows:

BEGINNING at a point in Suisun Bay from which the southeast corner of Humble Oil Company Parcel No. 3, as shown on the Record of Survey, Humble Oil Company Properties, Benicia Industrial Park, Benicia, California, which map was recorded December 27, 1966 in Book 10 of Surveys, page 27, Official Records of Solano County, bears North $35^{\circ} 17' 49''$ West 3,163.74 feet; thence from said POINT OF BEGINNING the following five courses:

- (1) South $2^{\circ} 43' 46''$ West 15.00 feet
- (2) South $50^{\circ} 38' 18''$ East 160.00 feet
- (3) North $39^{\circ} 21' 42''$ East 30.00 feet
- (4) North $50^{\circ} 38' 18''$ West 160.00 feet
- (5) South $31^{\circ} 43' 46''$ West 15.00 feet to the POINT OF

BEGINNING containing 0.165 acre.