

13. RENEWAL AND AMENDMENT OF LEASE P R.C. 674.1, RIGHT-OF-WAY FOR BRINE PIPELINES IN ALVISO SLOUGH, SANTA CLARA COUNTY; LESLIE SALT CO.; W.O. 6396, P.R.C. 674.1.

After consideration of Calendar Item 14 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES:

1. THE ISSUANCE OF A TEN-YEAR RENEWAL TO LESLIE SALT CO. OF LEASE P.R.C. 674.1, BEGINNING NOVEMBER 28, 1966, AT AN ANNUAL RENTAL OF \$181.12;
2. THE AMENDMENT OF LEASE P.R.C. 674.1 BY DELETION OF THE ORIGINAL LEGAL DESCRIPTION AND THE SUBSTITUTION THEREFOR OF THE LEGAL DESCRIPTION ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment

Calendar Item 14 (2 pages)

CALENDAR ITEM

7/68
W.O. 6396

14.

RENEWAL AND AMENDMENT OF LEASE P.R.C. 674.1

APPLICANT: Leslie Salt Co.
LOCATION: Alviso Slough, Santa Clara County
PROPOSED USE: Right-of-way for brine pipelines
TERMS: Initial period: 15 years, from November 28, 1951
Renewal options: 2 additional periods of 10 years each
CONSIDERATION: \$181.12 per annum
BASIS FOR CONSIDERATION:
.063% of appraised value of land

PREREQUISITE ITEMS:

U.S.A. Corps of Engineers navigational permit issued
Applicant is owner of upland

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 18, 1959

OTHER PERTINENT INFORMATION:

The applicant requested approval of the first renewal option when the lease expired November 27, 1966. The renewal request was in abeyance pending the completion of title clarification, which has resulted in a new legal description of the area leased to Leslie Salt Co. The rental, based upon the appraised value of the land, was agreed upon with the applicant in 1967 prior to the one-cent-per-lineal-foot formula for pipelines.

EXHIBITS: A. Legal description B. Location map

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE:

1. THE ISSUANCE OF A TEN-YEAR RENEWAL TO LESLIE SALT CO. OF LEASE P.R.C. 674.1, BEGINNING NOVEMBER 28, 1966, AT AN ANNUAL RENTAL OF \$181.12;
2. THE AMENDMENT OF LEASE P.R.C. 674.1 BY DELETION OF THE ORIGINAL LEGAL DESCRIPTION AND THE SUBSTITUTION THEREFOR OF THE LEGAL DESCRIPTION ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

NO. 674 PUBLIC RESOURCES CODE SERIES

A strip of real property 100 feet in width, crossing Alviso Slough, situate in the County of Santa Clara, 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 South 66° 49' 46" East 230.0 feet from the westerly terminus of that certain course in aforementioned deed having a bearing and distance of North 66° 49' 46" West 884.4 feet; thence from said point of beginning North 1° 53' 21" West 501.35 feet, more or less, to a point on the north line of said Parcel "C" distant thereon South 66° 59' 57" East 100.0 feet from the westerly terminus of that certain course with a bearing and distance of South 66° 59' 57" East 532.3 feet in aforementioned deed; thence along said north line South 66° 59' 57" East 110.24 feet; thence South 1° 53' 21" East 501.70 feet, more or less, to said south line; thence North 66° 49' 46" West 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 1.0000600.