

11. INDUSTRIAL LEASE, SOVEREIGN LAND, STOCKTON SLOUGH, SAN JOAQUIN COUNTY,  
FOR SAND-BARGE LOADING; TOM M. HESS, INC. - W.O. N-0150, P.R.C. 4079.1.

After consideration of Calendar Item 8 attached, and upon motion duly made  
and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ISSUANCE TO TOM M. HESS, INC., OF A COMMERCIAL  
LEASE FROM MARCH 1, 1968, TO DECEMBER 31, 1969, IN CONSIDERATION OF ANNUAL  
RENT IN THE AMOUNT OF \$1,155.84, AND PROVISION OF A \$5,000 SURETY BOND AND OF  
PUBLIC LIABILITY INSURANCE IN THE AMOUNTS OF \$500,000/\$1,000,000 FOR PERSONAL  
INJURY AND \$500,000 FOR PROPERTY DAMAGE, FOR MAINTENANCE OF A BARGE LOADING  
FACILITY ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE  
A PART HEREOF.

Attachment  
Calendar Item 8 (2 pages)

8.

## INDUSTRIAL LEASE

APPLICANT: Tom M. Hess, Inc.

LOCATION: 2.24 acres of sovereign land in Stockton Slough in Stockton near Yale Avenue and West Fremont Street, San Joaquin County

PRESENT USE: The maintenance of a recently constructed sand-barge loading facility

TERMS: 1 year and 10 months from March 1, 1968  
Surety bond: \$5,000  
Public liability ins.: \$500,000/\$1,000,000 for personal injury and \$500,000 for property damage

CONSIDERATION: \$1,155.84 per annum

BASIS FOR CONSIDERATION:  
6% of appraised value of landPREREQUISITE ITEM:  
Applicant is lessee or permittee 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 facility is being used to unload sand onto barges for transportation to construction areas of Interstate Highway No. 5.

EXHIBITS: A. Land description B. Location map

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ISSUANCE TO TOM M. HESS, INC., OF A COMMERCIAL LEASE FROM MARCH 1, 1968, TO DECEMBER 31, 1969, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$1,155.84, AND PROVISION OF A \$5,000 SURETY BOND AND OF PUBLIC LIABILITY INSURANCE IN THE AMOUNTS OF \$500,000/\$1,000,000 FOR PERSONAL INJURY AND \$500,000 FOR PROPERTY DAMAGE, FOR MAINTENANCE OF A BARGE LOADING FACILITY ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

All that certain tide and submerged land in Stockton Slough, San Joaquin County, within the following described parcel:

BEGINNING at an iron pipe marking the intersection of a line running parallel with the Easterly and Westerly lines of, and bisecting Lot 22, Block 14 of the Terminal Tract, according to the official map of said tract, filed in Vol. 2 of Maps, Page 64, Official Records of San Joaquin County, with the South line of said Lot 22; thence along said line bisecting said Lot 22 N. 16° 26' 04" W. 202.86 feet to an iron pipe on the North line of said Lot 22; thence along the North line of said Lot 22 and Lot 21 of said block N. 83° 11' 56" E. 50.78 feet to an iron rod at a point on the Southerly line of the proposed Western Pacific Railroad right-of-way; thence along said right-of-way line S. 78° 00' E. 292.56 feet to an iron rod; thence continuing along said right-of-way line on a curve to the left, having a radius of 1,125 feet, an arc distance of 330.13 feet and a long chord which bears S. 86° 24' 25" E. 328.95 feet; thence leaving said right-of-way line, the following five courses:

- 1) S. 16° 26' 04" E. 135.14 feet
- 2) S. 00° 49' 21" E. 150.00 feet
- 3) S. 89° 10' 39" W. 640.00 feet
- 4) N. 0° 49' 21" W. 150.00 feet
- 5) N. 16° 26' 04" W. 20.5 feet to the point of beginning.

EXCEPTING from the above described parcel any land lying above or landward of the ordinary high water mark of Stockton Slough.