

MINUTE ITEM

20. APPLICATION FOR LEASE FOR RIGHT-OF-WAY PURPOSES FOR DRAINAGE OUTLET OVER SUBMERGED LAND IN SAN JOAQUIN RIVER ABOUT 10 MILES SOUTHERLY OF STOCKTON, SAN JOAQUIN COUNTY; LIBBEY-OWENS-FORD GLASS COMPANY - W.O. 4191, P.R.C. 2854.1.

After consideration of Calendar Item 44 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE EXECUTIVE OFFICER IS AUTHORIZED TO ISSUE A 49-YEAR LEASE FOR RIGHT-OF-WAY PURPOSES TO LIBBEY-OWENS-FORD GLASS COMPANY, FOR THE TOTAL CONSIDERATION OF \$100, PAYABLE IN ADVANCE, COVERING PROPERTY DESCRIBED AS FOLLOWS:

A PARCEL OF TIDE AND SUBMERGED LAND TEN FEET WIDE IN THE SAN JOAQUIN RIVER, SAN JOAQUIN COUNTY, APPROXIMATELY 0.4 MILE NORTH OF THE MOSSDALE BRIDGE, LYING 5 FEET ON EITHER SIDE OF THE FOLLOWING-DESCRIBED CENTERLINE:

BEGINNING AT A POINT ON THE ORDINARY HIGH WATER MARK ON THE RIGHT BANK OF THE SAN JOAQUIN RIVER WHICH BEARS S. 02° 32' E., 5 FEET, AND S. 87° 28' W., 70 FEET MORE OR LESS FROM THE NORTHERLY OF THREE BRASS PLUGS SET IN CONCRETE, STAMPED R.C.E. 8189, SET AT THE WESTERLY SIDE OF THE TOP OF THE SAN JOAQUIN RIVER LEVEE, AS SHOWN ON THAT CERTAIN MAP ENTITLED "MAP OF SURVEY BEING A PORTION OF SECTION 3, T. 2 S., R. 6 E., M.D.B. & M." FILED IN BOOK OF SURVEYS VOLUME 11, AT PAGE 118, SAN JOAQUIN COUNTY RECORDS; THENCE S. 87° 28' W., 75 FEET, CONTAINING 0.02 ACRE MORE OR LESS.

Attachment

Calendar Item 44 (1 page)

CALENDAR ITEM

44.

APPLICATION FOR LEASE FOR RIGHT-OF-WAY PURPOSES FOR DRAINAGE OUTLET OVER SUBMERGED LAND IN SAN JOAQUIN RIVER ABOUT 10 MILES SOUTHERLY OF STOCKTON, SAN JOAQUIN COUNTY; LIBBEY-OWENS FORD GLASS COMPANY - W.O. 4191.

The Libbey-Owens Ford Glass Company has applied for a lease for right-of-way purposes to construct a drainage outlet over submerged land in the San Joaquin River (Exhibit "A"). This outlet will consist of a 20-inch diameter pipe which will be used to convey treated sanitary and industrial waste from their plant to the river.

The applicant has complied with the policies and regulations of the Central Valley Regional Water Pollution Control Board.

The statutory filing fee and the expense deposit have been paid.

The lease area is 10 feet wide, 70 feet long, and contains 0.02 acre. Since the calculated rent for 0.02 acre is less than the established minimum, the minimum rental of \$100 for a 49-year term would apply.

IT IS RECOMMENDED THAT THE EXECUTIVE OFFICER BE AUTHORIZED TO ISSUE A 49-YEAR LEASE FOR RIGHT-OF-WAY PURPOSES TO LIBBEY-OWENS FORD GLASS COMPANY, FOR THE TOTAL CONSIDERATION OF \$100, PAYABLE IN ADVANCE, COVERING PROPERTY DESCRIBED AS FOLLOWS:

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