

MINUTE ITEM

This Calendar Item No. C17  
was approved as Minute Item  
No. 17 by the State Lands  
Commission by a vote of 2  
to 0 at its 2/28/85  
meeting.

*12/9*  
*replace w/ formal revision*  
*when WP processes.*  
*sp*

CALENDAR ITEM

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C 17 1

02/28/85  
WP 4410 PRC 4410  
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S 7

APPROVAL OF A REPLACEMENT OF A  
GENERAL LEASE - RIGHT-OF-WAY USE

APPLICANT: Allied Corporation  
Nichols Road  
Pittsburg, California 94565

AREA, TYPE LAND AND LOCATION:  
A 0.154-acre parcel of tide and submerged land,  
located in Suisun Bay near Nichols Contra  
Costa County.

LAND USE: Maintenance of a 12" effluent pipeline.

TERMS OF ORIGINAL LEASE:

Initial period: 15 years beginning January  
1970.

Surety bond: \$1,000.

Consideration: \$7.72 per annum; five-year  
rent review.

TERMS OF PROPOSED LEASE:

Initial period: 15 years beginning January 1,  
1985.

Surety bond: \$5,000.

Public liability insurance: Combined single  
limit coverage of \$1,000,000.

CONSIDERATION: \$100 per annum; with the State reserving the  
right to fix a different rental on each fifth  
anniversary of the lease.

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**BASIS FOR CONSIDERATION:**

Pursuant to 2 Cal. Adm. Code 2003.

**APPLICANT STATUS:**

Applicant is owner of upland.

**PREREQUISITE CONDITIONS, FEES AND EXPENSES:**

First year's rent has been received.

**STATUTORY AND OTHER REFERENCES:**

A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.

B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884:

N/A.

**OTHER PERTINENT INFORMATION:**

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorical exempt project. The project is exempt under Class 1, Existing Facilities, 2 Cal. Adm. Code 2905(a)(2).

Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 2 Cal. Adm. Code 2905.

2. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. but will not affect those significant lands.

**EXHIBITS:**

- A. Land Description.
- B. Location Map.

**IT IS RECOMMENDED THAT THE COMMISSION:**

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICAL EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES, 2 CAL. ADM. CODE 2905(a)(2).

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2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
  
3. AUTHORIZE ISSUANCE TO ALLIED CORPORATION OF A 15-YEAR GENERAL LEASE - RIGHT-OF-WAY USE BEGINNING JANUARY 1, 1985; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$100; WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF A \$5,000 SURETY BOND; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$1,000,000; FOR MAINTENANCE OF A 12" EFFLUENT PIPELINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Non-substantial revision 12/9/85<sup>-3-</sup>

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EXHIBIT "A"

AND DESCRIPTION

WP 4410

All that real property situate in Suisun Bay, County of Contra Costa, State of California, described as follows:

COMMENCING at the northeast corner of a certain 30 acre tract described in deed from James K. Wilson, et al, to Charles K. McIntosh, dated May 21, 1912, recorded in Book 182 of Deeds, Page 112, in the Office of the Recorder of said Contra Costa County; thence from said point of commencement, N 01° 13' 54" E 601.26 feet, thence N 75° 28' 06" W 23.28 feet to the TRUE POINT OF BEGINNING; thence continuing from said point of beginning

N 75° 28' 06" W 31.45 feet, thence  
N 32° 00' 00" E 69.30 feet, thence  
N 44° 00' 00" E 161.58 feet, thence  
S 46° 00' 00" E 30.00 feet, thence  
S 44° 00' 00" W 158.42 feet, thence  
S 32° 00' 00" W 56.70 feet; to the  
point of beginning.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark.

END OF DESCRIPTION

REVIEWED JULY 19, 1984 BY BOUNDARY AND TITLE UNIT.

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| ENCLOSURE   | 83.3 |
| EXHIBIT USE | 725  |

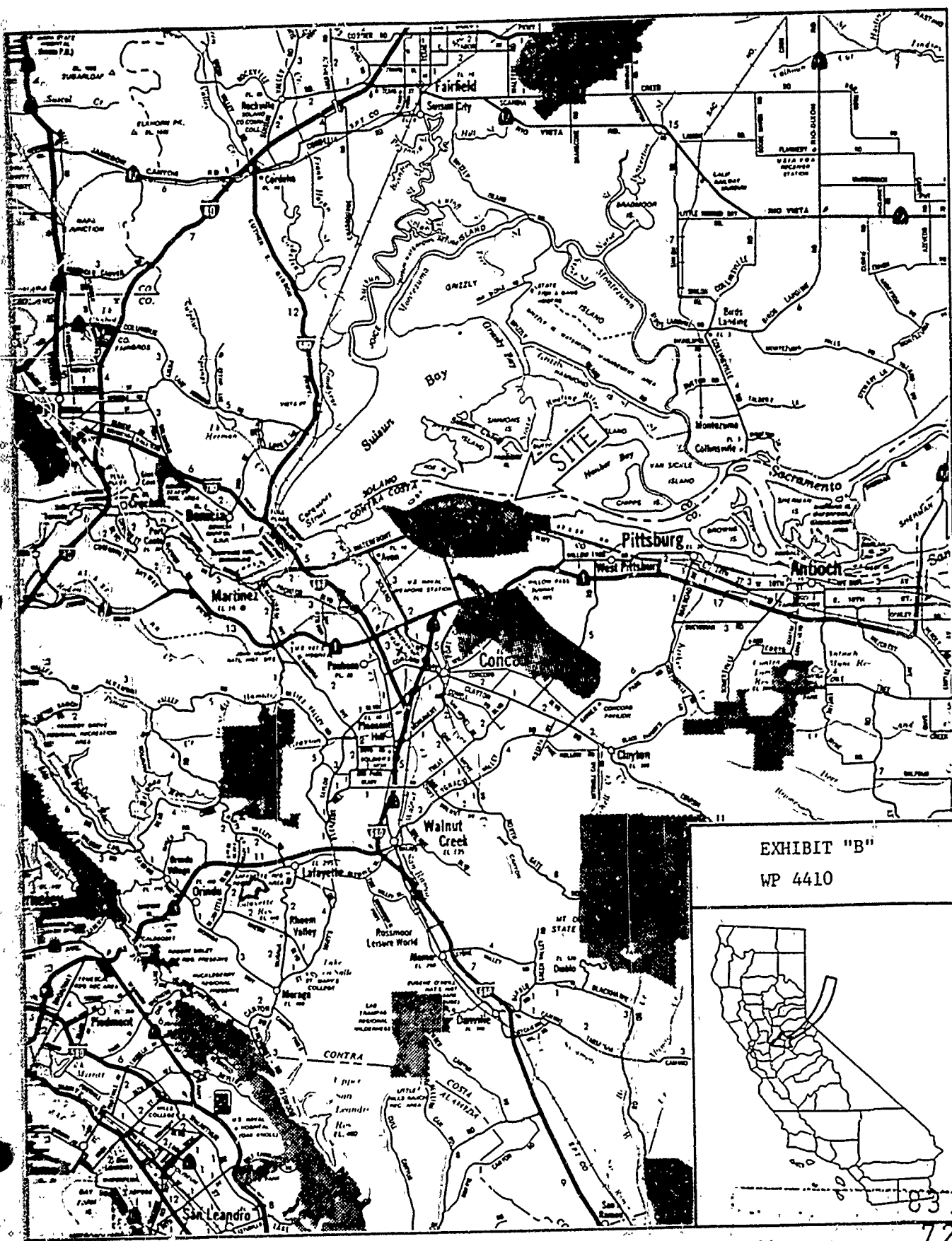


EXHIBIT "B"  
WP 4410

