

Aq 74517

STATE OF CALIFORNIA  
STATE LANDS COMMISSION  
STATE BUILDING  
LOS ANGELES, CALIFORNIA

No. P.R.C. 1411.9

268

## PUBLIC RESOURCES CODE SERIES

For such sole and exclusive purpose, and subject to such terms, conditions, restrictions, reservations, and limitations as are herein set forth:

The State of California, hereinafter designated as the State, acting through the State Lands Commission and pursuant to the authority contained in Division 6 of the Public Resources Code and the rules and regulations adopted thereunder, does hereby convey, demise and let to City of San Leandro, State of California, beginning July 12, 1954, a right-of-way easement over, in, and upon those certain tide and submerged lands situated in the County of Alameda, State of California, and more particularly described as follows:

A strip of land, 300 feet in width, and 11,500 feet, more or less, in length, lying in San Francisco Bay, parallel to and immediately adjacent and baywardly of the most westerly subdivision boundary line, across Sections 32 and 33, T. 2 S., R. 3 W., M.D.M., and Sections 4 and 9, T. 3 S., R. 3 W., M.D.M., as shown on Tide Land Commissioner's Map No. 1 of Alameda County, dated 1871, filed in the office of the Division of State Lands in Los Angeles, and having the following metes and bounds description:

Beginning at the southwest corner of Lot 24 in Section 33, T. 2 S., R. 3 W., M.D.M., as said lot is shown on "Sale Map No. 10 of Salt Marsh and Tide Lands, situate in the County of Alameda, State of California", filed June 9, 1888 in the office of the County Recorder of Alameda County in Map Book 17, page 30; thence along the westerly boundary line of Tide Lots as they are designated on said map, S 21° 48' E 7108.20 feet; thence S 33° 41' E 4085.51 feet; thence S 44° W 307.08 feet; thence N 33° 41' W 4182.23 feet; thence N 21° 48' W 7368.17 feet; thence N 73° 30' 40" E 52.27 feet; thence S 69° 43' E 334.09 feet to the point of beginning.

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Said right-of-way shall be used only for the construction, operation and maintenance of a sanitary/ outfall sewer channel which shall in all respects comply with all applicable laws, rules and regulations and shall in no way interfere with nor obstruct navigation. 268

Said easement shall continue and shall remain in effect only so long as the same shall be used, utilized, and maintained for the purpose herein specified, and any time upon the discontinuance of such use and maintenance for a period of 365 days said easement shall, at the option of the State and upon written notice thereof to the City of San Leandro, cease and terminate and the State shall have the right to forthwith re-enter upon and take possession of said right-of-way and at its option remove all, or any portion or portions, of any structures, roadways, and fills from said right-of-way at the cost and expense of said City of San Leandro

The State expressly reserves the right to grant easements or crossings, over, upon and under the said demised right-of-way and nothing herein contained shall be construed as limiting the powers of the State to lease, convey, or otherwise transfer or encumber, during the life of this said easement, all or any portion or portions of the hereinbefore described State lands for any purpose whatsoever not inconsistent or incompatible with the rights or privileges granted to the said City of San Leandro

There is reserved to the State all natural resources, timber, and minerals, including oil or gas in or above the described land, and the right to grant in, over, and across said lands, leases, easements and/or rights-of-way to extract or remove such natural resources, timber,

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or minerals as provided by law and the rules and regulations of the State Lands Commission and without compensation to the said City of San Leandro.

IN WITNESS WHEREOF, the parties hereto have executed this

this 11th day of August, 1954.

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STATE OF CALIFORNIA  
STATE LANDS COMMISSION

By Rufus W. Putnam  
RUFUS W. PUTNAM,  
Executive Officer.

PERMITTEE

City of San Leandro  
By Thomas W. Fitzsimmons  
Mayor

ATTEST:

H. H. Burbank  
City Clerk

AJ74517

RECORDED at REQUEST OF

City of San Leandro

At 7:00 Min. Past 2 P M.

AUG 26 1954

BOOK 7408 PAGE 463

OFFICIAL RECORDS OF  
ALAMEDA COUNTY, CALIFORNIA

Thomas W. Fitzsimmons  
COUNTY RECORDER

D.H.

18F

APPROVED AS TO FORM:

WALTER L. BOWERS  
FOR: ATTORNEY GENERAL

3/50

51.2

*Return to  
W.H. Sweeney  
City Clerk  
San Francisco*

FOR: VICTORIAN GENERAL  
MAYOR G. BOGERS

RECORDED AS TO BOOK

D.H.

COPY TO RECORDER

OFFICIAL RECORDS OF  
SAN FRANCISCO

AUG 28 1924

M. J. ...

RECORDED AT REQUEST OF

...

AJ74517

INDEXED



ALLEGED

*Handwritten signature*

*Handwritten signature*

RECORDED

EXHIBIT ...

BY

STATE COMMISSION

STATE OF CALIFORNIA



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IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

RESOLUTION NO. 2437 C.M.S.

RESOLUTION AUTHORIZING EXECUTION OF EASEMENT (Outfall Sewer Channel)

Whereas, Easement No. P.R.C. 1411.9 Public Resources Code Series, granting a right-of-way easement for outfall sewer channel, said right-of-way being 300 feet wide and approximately 11,500 feet long, all as is more particularly described in said easement, has been presented to this City Council for execution; and

Whereas, the Director of Public Works and the City Manager have recommended that the same be executed:

Now, therefore, the City Council of the City of San Leandro does RESOLVE as follows:

That the Mayor be, and he hereby is directed to execute said easement on behalf of the City of San Leandro.

Introduced by Councilman Dunnigan and passed and adopted this 2d day of August, 1954, by the following called vote:

- Ayes: Councilmen: Bellini, Dunnigan, Frazier, Kant, Swift, Vlahos, Knick ( 7 )
- Noes: Councilmen: None ( 0 )
- Absent: Councilmen: None ( 0 )

THOMAS O. KNICK Mayor of the City of San Leandro

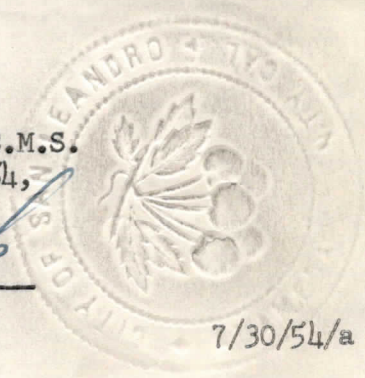
Attest:

H. H. Burbank City Clerk

I, the undersigned, H. H. Burbank, City Clerk of the City of San Leandro, hereby certify the foregoing to be a full, true and correct copy of Resolution 2437 C.M.S. adopted at a Meeting of said Council on August 2, 1954, at San Leandro, California.

8/26/54

H. H. Burbank City Clerk



7/30/54/a

54-387

24281



City Clerk

6/25/27

at San Antonio, California.  
a copy of a letter of said county on which is  
re. a list, time and collect copy of resolution  
City of San Antonio, hereby certify the following to  
I, the undersigned, H. H. Whitely, City Clerk of the

H. H. Whitely - City Clerk

*[Handwritten signature]*

City of San Antonio, Texas  
LUDWIG O. MILCK

Witness: O. Whitely None

(0)

Witness: O. Whitely None

(0)

Witness: O. Whitely None (1)

(1)

Witness: O. Whitely None

(0)

Witness: O. Whitely None

(0)

Witness: O. Whitely None

(0)

Witness: O. Whitely None

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Witness: O. Whitely None

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Witness: O. Whitely None

(0)

Witness: O. Whitely None

(0)

GOODWIN J. KNIGHT  
GOVERNOR



RUFUS W. PUTNAM  
EXECUTIVE OFFICER  
J. STUART WATSON  
ASSISTANT  
EXECUTIVE OFFICER

ROBERT C. KIRKWOOD  
CHAIRMAN  
HAROLD J. POWERS  
MEMBER  
JOHN M. PEIRCE  
MEMBER

## State Lands Commission

DIVISION OF STATE LANDS  
DEPARTMENT OF FINANCE  
STATE OF CALIFORNIA  
STATE BUILDING  
LOS ANGELES  
12

ADDRESS REPLY TO:  
STATE LANDS DIVISION  
302 STATE BUILDING  
LOS ANGELES 12, CALIFORNIA

REFER TO FILE NO.  
W. O. 1653  
W. O. 1635  
P.R.C. 1411.9

August 11, 1954

Mr. Richard F. Lovejoy  
Director of Public Works  
City of San Leandro  
San Leandro, California

Dear Mr. Lovejoy:

Enclosed are two fully executed copies of Easement P.R.C. 1411.9 covering the tide and submerged lands in San Francisco Bay to be occupied by your proposed sanitary outfall sewer channel.

Please accept our thanks for your courtesy and cooperation in this matter.

Yours very truly,

A handwritten signature in cursive script that reads "Leslie C. Burg".

LESLIE C. BURG  
Jr. Real Property Agent

ICB:ah

Enc.: Easement P.R.C. 1411.9 (2)

c.c. J. Kerwin Rooney, Port Attorney  
City of Oakland  
Grove Street Pier  
Oakland 7, California  
Attn: Mr. Edward A. Goggin, Assistant Port Attorney