

APPLICATION FOR USE PERMIT

As provided in Sections 12 and 35 of  
Zoning Procedure Ordinance (No. 120), County of Santa  
Clara.

TO THE SANTA CLARA COUNTY PLANNING COMMISSION  
COURT HOUSE, SAN JOSE, CALIFORNIA

Date Filed April 26, 1939

The undersigned hereby applies for a USE PERMIT  
to erect and operate a cement mill on that certain property  
situated on Permanente Creek, about ten (10) miles due  
West of the City of San Jose, County of Santa Clara, State  
of California, which property is more particularly described  
in that certain lease and option to purchase dated March  
9, 1938 between Santa Clara Holding Company, Ltd., a  
corporation and HENRY J. KAISER COMPANY, a corporation,  
which said lease and option to purchase was recorded  
October 18, 1938 in Vol. 901 of Official Records, page 8,  
Records of Santa Clara County, California. Said property is  
legally described as:

Sections 16,17,18 and a part of 21, T. 7 S.  
R. 2 W. M.D.B. & M.;

said property is situated in Zoning District officially desig-  
nated as A-1 Zoning District; total acreage of the property  
covered by the aforementioned lease and option to purchase  
is approximately thirteen hundred (1300) acres. The  
dimensions of buildings are as shown on the accompanying  
plant lay-out, which contains, as well, numerous details  
of design, which may prove of value to your Honorable  
Body. There are no streets upon the property, or in the  
vicinity of the proposed plant.

The property is owned by the Santa Clara Holding  
Company, Ltd., a corporation, subject to the above referred  
to lease and option to purchase, which said lease and option  
to purchase has heretofore been assigned to the undersigned  
applicant.

The undersigned further states that, under the circumstances of this particular case:

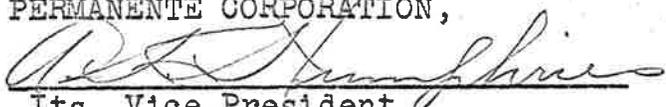
1. The establishment, maintenance and conducting of the use for which this permit is sought will not be detrimental to health, safety, morals, comfort, convenience or welfare of persons residing or working in the neighborhood of such use for the following reasons:

Said proposed plant is to be most modern design and fully equipped with Cottrell Dust Precipitating equipment, of the latest design, which said equipment is warranted by the manufacturers thereof to remove a minimum of 95% of all dust resulting from operation of the plant, leaving less dust than is contained in ordinary air. The plant is likewise of wet process design, which, in itself, reduces the dust hazard to a minimum. In addition to the above, the proposed plant is to be situated in an isolated position on the property in a canyon not in close proximity to any community or dwelling.

2. The proposed use will not be detrimental to the general welfare or injurious to property or improvements in the neighborhood of such use for the following reasons: (see description of plant contained under Number 1).

THE PERMANENTE CORPORATION,

By

  
Its Vice President

APPLICANT'S AFFIDAVIT

STATE OF CALIFORNIA )  
( ss.  
COUNTY OF SANTA CLARA)

I, A. K. HUMPHRIES, being duly sworn, depose and say:

That I am the Vice President of The Permanente Corporation, a corporation, which said corporation makes the foregoing application for use permit; that the owner of the property approves the application, and that the foregoing statement and all data, information and evidence herewith submitted are in all respects, to the best of my knowledge and belief, true and correct.

A. K. Humphries  
Vice-President The Permanente Corporation.

Subscribed and sworn to before me this 25th day of April, A.D., 1939.

J. V. Eudant  
Notary Public in and for the County of Santa Clara, State of California.

Phone No. Sutter 8940

Address: c/o Pacific Coast Aggregates,  
85 So. 2nd Street,  
San Francisco, California.

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This is to certify that the foregoing application has been inspected by me and was filed in the office of the Santa Clara County Planning Commission in accordance with the provisions of Section \_\_\_\_\_ of Zoning Procedure Ordinance, No. 120.

SANTA CLARA COUNTY PLANNING COMMISSION

By James M. Campbell

Date April 26, 1939

Use Permit Application No. 23

RECORDED  
INDEXED  
APR 27 1939  
COUNTY CLERK  
SANTA CLARA