

MINUTE ITEM

3. APPLICATION FOR APPROVAL OF SUBMARINE CABLE AND AERIAL WIRE CROSSING SUBMERGED LAND OF TUOLUMNE RIVER APPROXIMATELY ONE MILE SOUTHEAST OF THE CITY OF MODESTO, STANISLAUS COUNTY, THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY - W.O. 3658, P.R.C. 2631.9.

After consideration of Calendar Item 19 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE EXECUTIVE OFFICER IS AUTHORIZED TO EXECUTE AN AGREEMENT WITH THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY, PURSUANT TO THE PROVISIONS OF SECTION 7901 OF THE PUBLIC UTILITIES CODE AND ATTORNEY GENERAL OPINION NO. 52/56 AND IN THE FORM PREVIOUSLY APPROVED BY THE COMMISSION, APPROVING THE LOCATION OF TWO SUBMARINE CABLES, THREE AERIAL CABLES AND ONE PIPE CONDUIT, WITH THE NECESSARY APPURTENANCES, ACROSS THE FOLLOWING PORTION OF LAND:

A PARCEL OF SUBMERGED LAND 200 FEET WIDE IN THE TUOLUMNE RIVER, STANISLAUS COUNTY, APPROXIMATELY ONE MILE SOUTHEAST OF THE CITY OF MODESTO, AND LYING 100 FEET ON EITHER SIDE OF THE FOLLOWING-DESCRIBED CENTERLINE:

BEGINNING AT A POINT ON THE LOW WATER MARK ON THE LEFT BANK OF TUOLUMNE RIVER WHICH BEARS N. 0° 05' E., 1,176.18 FEET AND N. 80° 00' W., 50 FEET, MORE OR LESS, FROM THE SOUTH QUARTER CORNER OF SECTION 33, T. 3 S., R. 9 E., M.D.B. & M., THENCE FROM SAID POINT OF BEGINNING, N. 32° W., 360 FEET, MORE OR LESS, TO THE LOW WATER MARK ON THE RIGHT BANK OF THE TUOLUMNE RIVER, CONTAINING 1.66 ACRES, MORE OR LESS.

Attachment

Calendar Item 19 (1 page)

CALENDAR ITEM

19.

APPLICATION FOR APPROVAL OF SUBMARINE CABLE AND AERIAL WIRE CROSSING SUBMERGED LAND OF TUOLUMNE RIVER APPROXIMATELY ONE MILE SOUTHEAST OF THE CITY OF MODESTO, STANISLAUS COUNTY, THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY - W.O. 3658.

An application has been received from The Pacific Telephone and Telegraph Company for approval of location for two submarine cables, three aerial cables and one pipe conduit across the Tuolumne River east of Highway 99, near Modesto, Stanislaus County. The site will occupy an area 200 feet in width and 360 feet in length, containing 1.66 acres, more or less. The filing fee and expense deposit have been received.

In accordance with Section 7901 of the Public Utilities Code and Attorney General Opinion No. 52/56, the Commission previously approved the approval-of-location agreement form to be used for telephone and telegraph facilities crossing State lands. Neither rent nor bond is required.

IT IS RECOMMENDED THAT THE EXECUTIVE OFFICER BE AUTHORIZED TO EXECUTE AN AGREEMENT WITH THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY, PURSUANT TO THE PROVISIONS OF SECTION 7901 OF THE PUBLIC UTILITIES CODE AND ATTORNEY GENERAL OPINION NO. 52/56 AND IN THE FORM PREVIOUSLY APPROVED BY THE COMMISSION, APPROVING THE LOCATION OF TWO SUBMARINE CABLES, THREE AERIAL CABLES AND ONE PIPE CONDUIT, WITH THE NECESSARY APPURTENANCES, ACROSS THE FOLLOWING PORTION OF LAND:

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