

MINUTE ITEM

This Calendar Item No. 62
was approved as Minute Item
No. 2 by the State Lands
Commission by a vote of 2
to 0 at its 12/19/77
meeting.

CALENDAR ITEM
02.

12/77
W 21551
Scott
PRC 5421

GENERAL LEASE
RIGHT-OF-WAY USE

APPLICANT: The Pacific Telephone
and Telegraph Company
1426 Howe Avenue, Suite 50
Sacramento, California 95825

AREA, TYPE LAND AND LOCATION:
A 0.138 acre parcel of tide and submerged
land in the bed of Trapper Slough between
Upper Jones Tract and Middle Roberts Island,
San Joaquin County.

LAND USE: Replace existing overhead telephone cable
with an under water cable laid in the bed
of the Slough.

TERMS OF PROPOSED LEASE:
Term: Continuous use plus 1 year from
October 1, 1977.

CONSIDERATION: Exempt by law, Section 7901, Public Utilities
Code.

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is permittee of upland.

Filing fee and processing costs have been
received.

STATUTORY AND OTHER REFERENCES:

A. Public Resources Code: Div. 6, Parts 1 & 2.

B. Administrative Code: Title 2, Div. 3,
Arts. 1, 2, 10 & 11.

C. Public Utilities Code: Section 7901.

OTHER PERTINENT INFORMATION:

1. The annual rental value of the site
is estimated to be \$100.
2. The proposed project is to replace
an existing telephone line on poles

CALENDAR ITEM NO. C2. (CONTD)

by laying an under water cable across the bed of Trapper Slough. The replacement will not require any trenching, filling or removal of native vegetation.

3. This project is exempt from CEQA because it is a replacement and reconstruction of an existing facility which will be located on the same site.

Authority: Title 14, Section 15102, Class 2, Cal. Adm. Code; also 2 Cal. Adm. Code 2907, Class 1B provides for minor alteration of existing facilities.

4. This project is situated on State land identified as possessing significant environmental values pursuant to Public Resources Code 6370.1, and is classified in a use category, Class B which authorizes Limited Use.

Staff has coordinated this project with those agencies and organizations who nominated the site as containing significant environmental values. They have found this project to be compatible with their nomination.

APPROVALS OBTAINED:

Corp of Engineers, permit executed by Company;
Water Quality Control Board; July 21, 1977.

FURTHER APPROVALS REQUIRED:

State Reclamation Board, pending.

EXHIBITS:

A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.
2. FIND THAT GRANTING OF THE LEASE WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED

CALENDAR ITEM NO. C2. (CONTD)

PURSUANT TO SECTION 6370.1, OF THE PUBLIC RESOURCES CODE.

3. AUTHORIZE ISSUANCE TO THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY OF A CONTINUOUS USE PLUS 1 YEAR GENERAL LEASE - RIGHT-OF-WAY USE FROM OCTOBER 1, 1977; WHICH IS EXEMPT FROM CONSIDERATION BY LAW UNDER SECTION 7901, PUBLIC UTILITIES CODE; FOR THE REPLACEMENT, RECONSTRUCTION AND CONTINUED MAINTENANCE OF AN EXISTING TELEPHONE LINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 21551

A strip of land 20 feet in width, in the bed of Trapper Slough, being a portion of Section 21, T1N, R5E, 14DM, San Joaquin County, State of California, and lying 10 feet on each side of the following described centerline:

COMMENCING at the corner common to Section 15, 16, 21 and 22, T1N, R5E, 14DM; thence S 89° 26' W, 3101.3 feet along the north line of Section 21; thence S 40° 43' 30" W, 2282.03 feet to the POINT OF BEGINNING; thence S 69° 21' 50" E, 567.50 feet to the end of the herein described centerline.

EXCEPTING THEREFROM any portions lying landward of the ordinary high water marks of Trapper Slough.

END OF DESCRIPTION

Prepared

Checked

Reviewed

Date

246