

MINUTE ITEM

1/26/73
ATD

5. RIGHT-OF-WAY FOR AN INDEFINITE PERIOD, SUBMERGED LAND IN THE BED OF CLEAR LAKE, OFFSHORE FROM CLEARLAKE OAKS, LAKE COUNTY; PACIFIC TELEPHONE AND TELEGRAPH COMPANY - W 20405, PRC 4725.9.

After consideration of Calendar Item 3 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. FINDS THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 83 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, UTILIZATION OF A RIGHT-OF-WAY AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZES THE ISSUANCE TO THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY OF A RIGHT-OF-WAY FOR AN INDEFINITE PERIOD FROM DECEMBER 22, 1972, PURSUANT TO SECTION 7901 OF THE PUBLIC UTILITIES CODE, FOR THE INSTALLATION AND MAINTENANCE OF A SUBMARINE TELEPHONE CABLE ON A PARCEL OF SUBMERGED LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 3 (2 pages)

CALENDAR ITEM

1/73
ATD
W 20405

3.

RIGHT-OF-WAY

APPLICANT: Pacific Telephone and Telegraph Company.

LOCATION: A 12.88-acre parcel of submerged land in the bed of Clear Lake, offshore from Clearlake Oaks, Lake County.

LAND USE: The installation and maintenance of a submarine telephone cable.

TERM OF PROPOSED LEASE: Indefinite period, from December 22, 1972.

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

PREREQUISITE TERMS: Applicant is lessee or permittee of upland.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Division 6, Parts 1 and 2.
- b. Administrative Code: Title 2, Division 3, Articles 1 and 2.
- c. Public Utilities Code: Section 7901.

OTHER PERTINENT INFORMATION:

- 1. The annual rental value of the site is estimated to be \$1,160 per annum.
- 2. An environmental impact report has been prepared and circulated to affected governmental agencies. No adverse comments were received.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

- 1. FIND THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 83 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, UTILIZATION OF A RIGHT-OF-WAY AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
- 2. AUTHORIZE THE ISSUANCE TO THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY OF A RIGHT-OF-WAY FOR AN INDEFINITE PERIOD FROM DECEMBER 22, 1972, PURSUANT TO SECTION 7901 OF THE PUBLIC UTILITIES CODE, FOR THE INSTALLATION AND MAINTENANCE OF A SUBMARINE TELEPHONE CABLE ON A PARCEL OF SUBMERGED LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20405

A strip of submerged land 50 feet wide, lying in the bed of Clear Lake, Lake County, State of California, and lying 25 feet on each side of the following described centerline:

COMMENCING at the joint use utility pole bearing the number 10 from which the corner common to Sections 30, 31, T 14 N, R 7 W, MDM, and Sections 25, 36, T 14 N, R 8 W, MDM, bears N 45° 25' 00" W 3,760.13 feet; thence along the centerline of that certain parcel leased from the State of California to the Pacific Telephone and Telegraph Company dated July 6, 1969, and designated as PRC 4262.9, S 11° 25' 00" E 275.00 feet to the TRUE POINT OF BEGINNING; thence from said point of beginning and leaving the centerline of said PRC 4262.9 N 87° 40' 05" W 7,717.26 feet; thence N 84° 35' 54" W 2,930.53; thence N 05° 40' 00" E 600.00 feet; thence S 84° 20' 00" E 5.00 feet to a joint use utility pole bearing the number 65-5 and the end of the herein-described centerline.

EXCEPTING THEREFROM any portion lying landward of the ordinary low water mark of Clear Lake.

ALSO EXCEPTING any portion lying within the before-mentioned lease PRC 4262.9.

Bearings and distances based on the California Coordinate System, Zone II.

END OF DESCRIPTION