

MINUTE ITEM

This Calendar Item No. 6
was approved as Minute Item
No. 6 by the State Lands
Commission by a vote of 3
to 0 at its 7/22/82
meeting.

CALENDAR ITEM

C 0 6

7/22/82
W 22875
Gordon
PRC 6182

GENERAL PERMIT - RIGHT-OF-WAY USE

APPLICANT: Pacific Telephone and
Telegraph Company
1260 Fulton Avenue
Sacramento, California 95825

AREA, TYPE LAND AND LOCATION:
An 0.115-acre parcel of submerged lands
in the Kings River near Kingsburg, Tulare
County.

LAND USE: Construction, operation and maintenance
of telephone and telegraph facilities.

TERMS OF PROPOSED PERMIT:
Special: Continuous use plus one
year from July 1, 1982.

CONSIDERATION: Exempt from law, Public Utilities Code 7901.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2003 and Public
Utilities Code Section 7901.

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

Filing fee and processing costs have been
received.

STATUTORY AND OTHER REFERENCES:
A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
B. Cal. Adm. Code: Title 2, Div. 3; Title 14,
Div. 6.
C. Public Utilities Code Section 7901.

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AB 884: 6/3/83.

OTHER PERTINENT INFORMATION:

1. The annual rental value of the site is estimated to be \$100.
2. An EIR is not required. This transaction is within the purview of 14 Cal. Adm. Code 15103, Class 3(d), which exempts new construction of small structures.
3. This project is situated on State land identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in a use category, Class B, which authorizes Limited Use. The project as proposed will not have a significant effect upon the identified environmental values.

APPROVALS REQUIRED AND OBTAINED:

This facility is subject to the jurisdiction of the United States Army Corps of Engineers, California Department of Fish and Game, California Central Valley Regional Water Quality Control Board, California Reclamation Board and the County of Tulare. The proposed permit is conditioned on the approval of all agencies having jurisdiction.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH DOCUMENT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21084, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2905; AND FIND THAT THE PROJECT IS CONSISTENT WITH ITS USE CLASSIFICATION.
2. AUTHORIZE ISSUANCE TO THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY OF A CONTINUOUS USE PLUS ONE YEAR GENERAL PERMIT - RIGHT-OF-WAY USE, FROM JULY 1, 1982, WHICH IS EXEMPT FROM CONSIDERATION PURSUANT TO PUBLIC UTILITIES CODE 7901, FOR CONSTRUCTION, OPERATION AND MAINTENANCE OF TELEPHONE AND TELEGRAPH FACILITIES OVER, ACROSS AND UNDER THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

W 22875

A parcel of submerged land 10 feet wide in the Kings River in Section 36, T16S, R22E, MDM, Tulare County, California, lying 5 feet on each side of the following described centerline:

COMMENCING at a "brass cap on centerline monument" at Highway Station 557+67.60 P.O.T. as shown on Sheet No. 35 of 83, Route 4, Sec. E, approved March 19, 1956, on file in the District VI office of the California Department of Transportation, Fresno, California; thence N 28° 04' 25" E 75 feet to the POINT OF BEGINNING; thence N 61° 55' 35" W 2000 feet to the end of the herein described centerline.

EXCEPTING THEREFROM any portion lying landward of the ordinary low water mark of the Kings River.

END OF DESCRIPTION

PREPARED DECEMBER 8, 1981 BY TECHNICAL SERVICES UNIT, ROY MINNICK, SUPERVISOR.

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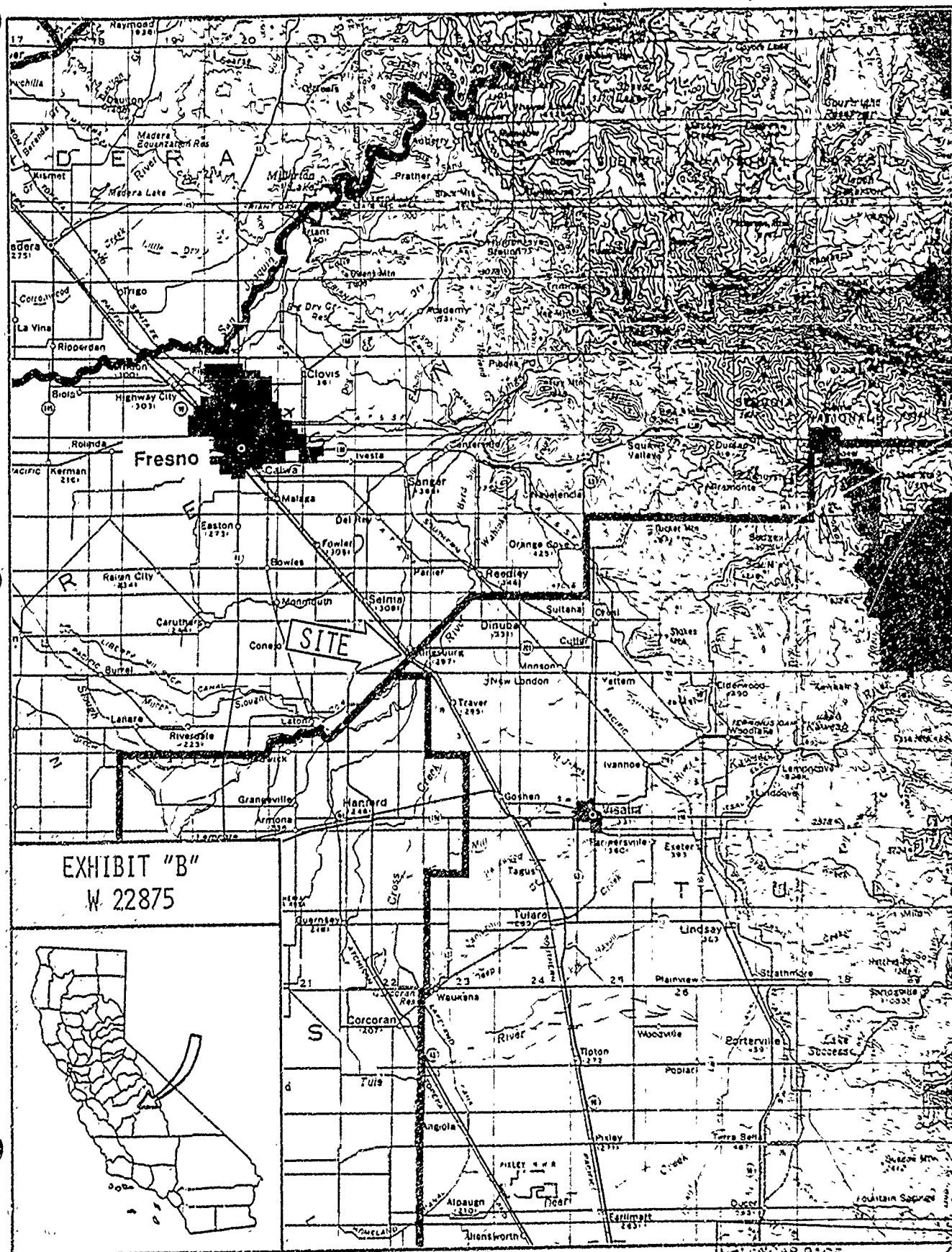


EXHIBIT "B"
W. 22875

