

10. 3-YEAR SALVAGE PERMIT, TIDE AND SUBMERGED LAND LOCATED ADJACENT TO SAN MIGUEL ISLAND, SANTA BARBARA COUNTY; GIBSON-PIERSON SHIP SALVORS, INC. - W 20787, PRC 4946.1.

After consideration of Calendar Item 8 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21065, 14 CAL. ADM. CODE 15037, AND 2 CAL. ADM. CODE 2910.
2. AUTHORIZES THE ISSUANCE TO GIBSON-PIERSON SHIP SALVORS, INC., OF A 3-YEAR SALVAGE PERMIT FROM AUGUST 29, 1974; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$1,265 AND IN ADDITION 25% OF THE NET SALVAGE VALUE OF \$25,000 OR LESS, AND 50% OF THE NET SALVAGE VALUE IN EXCESS OF \$25,000; SAID SUMS SHALL BE DUE ON THE FIRST OF EACH MONTH FOLLOWING SALE AND SHALL BEAR INTEREST AT THE RATE OF 7% PER ANNUM IF NOT PAID WITHIN 15 DAYS OF THE DUE DATE; WITH PROVISION OF PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$100,000/\$300,000 FOR PERSONAL INJURY AND \$50,000 FOR PROPERTY DAMAGE; FOR THE PURPOSE OF MAPPING, EXPLORING FOR, EXCAVATING, RECOVERY AND SALVAGE OF PERSONAL PROPERTY INCLUDING HISTORICAL AND ARCHAEOLOGICAL MATERIAL ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 8 (3 pages)

CALENDAR ITEM

8/74
AMB
W 20787

8.

SALVAGE PERMIT

APPLICANT: Gibson-Pierson Ship Salvors, Inc.

AREA, TYPE LAND AND LOCATION:

A 1,265-acre parcel of tide and submerged land located adjacent to San Miguel Island, Santa Barbara County.

LAND USE: Map, explore for, excavate, recover and salvage personal property, including historical and archaeological material.

TERMS OF PROPOSED LEASE:

Initial period: 3 years, from August 29, 1974.

Public liability insurance:

\$100,000/\$300,000 for personal injury
and \$50,000 for property damage.

CONSIDERATION: \$1,265 per annum and in addition 25% of the net salvage value of \$25,000 or less, and 50% of the net salvage value in excess of \$25,000. Said sums shall be due on the first of each month following sale and shall bear interest at the rate of 7% per annum if not paid within 15 days of the due date.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Parts 1 and 2.
- b. Administrative Code: Title 2, Div. 3, Arts. 1, 2 & 10.

OTHER PERTINENT INFORMATION:

The proposed permit, which has been coordinated with the Department of Parks and Recreation, will authorize the search for archaeological and historical documentation and salvage of the remnants of a sunken wooden vessel and its cargo. The Division completed an initial study of the proposed project, as required under 14 Cal. Adm. Code 15080. In its careful judgment, the Division considers there will be no disturbance or significant effect on the environment as defined by the State Guidelines (14 Cal. Adm. Code 15081) based upon the following:

- Base of operations for this project will be a 60-foot vessel, temporarily anchored over the site.
- Method of removal and salvage will be principally by hand with the possible aid of a small air-lifting device.

CALENDAR ITEM NO. 8. (CONTD)

- The ocean bottom of the salvage area is predominantly a hard rocky sea floor as substantiated by U. S. Coast & Geodetic Survey Chart No. 5116, San Miguel Passage, 6th Edition; and marine geologists that are familiar with and have examined the subject area.

The proposal is, therefore, classed as a "non-project" pursuant to environmental laws and an environmental impact report is not required.

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 21065, 14 CAL. ADM. CODE 15037, AND 2 CAL. ADM. CODE 2910.
2. AUTHORIZE THE ISSUANCE TO GIBSON-PIERSON SHIP SALVORS, INC., OF A 3-YEAR SALVAGE PERMIT FROM AUGUST 29, 1974; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$1,265 AND IN ADDITION 25% OF THE NET SALVAGE VALUE OF \$25,000 OR LESS, AND 50% OF THE NET SALVAGE VALUE IN EXCESS OF \$25,000; SAID SUMS SHALL BE DUE ON THE FIRST OF EACH MONTH FOLLOWING SALE AND SHALL BEAR INTEREST AT THE RATE OF 7% PER ANNUM IF NOT PAID WITHIN 15 DAYS OF THE DUE DATE; WITH PROVISION OF PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$100,000/\$300,000 FOR PERSONAL INJURY AND \$50,000 FOR PROPERTY DAMAGE; FOR THE PURPOSE OF MAPPING, EXPLORING FOR, EXCAVATING, RECOVERY AND SALVAGE OF PERSONAL PROPERTY INCLUDING HISTORICAL AND ARCHAEOLOGICAL MATERIAL ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20787

Those tide and submerged lands adjacent to the northwest side of San Miguel Island in the vicinity of Castle Rock, Santa Barbara County, State of California, lying within the following described area:

BEGINNING at a point in the Pacific Ocean located at $34^{\circ} 04' 15''$ north latitude, $120^{\circ} 25' 13''$ west longitude; thence southwesterly 1.4 miles, more or less, to a point located $34^{\circ} 03' 29''$ north latitude, $120^{\circ} 26' 43''$ west longitude; thence S $33^{\circ} 05' E$, 1.25 miles, more or less, to the ordinary high water mark of San Miguel Island; thence northeasterly along said ordinary high water mark to a point that bears S $33^{\circ} 05' E$ from the point of beginning; thence N $33^{\circ} 05' W$, 1.35 miles, more or less, to the point of beginning.

END OF DESCRIPTION