MINUTE ITEM

This Calendar Item No. C 8
was approved as Minute Item
No. 8 by the State Lands
Commission by a vote of 3
to [illegible] at its 9/26/82
meeting.

CALENDAR ITEM

C 08

8/26/82
WP 3753
Childress
PRC 3753

GENERAL LEASE - RIGHT-OF-WAY USE

APPLICANT: Pacific Telephone and Telegraph Company
3939 East Coronado Street, First Floor
Anaheim, California 92807

AREA, TYPE LAND AND LOCATION:
6.37 acres, more or less, of State school land, near Amboy, San Bernardino County.

LAND USE: Operation and maintenance of telephone lines and appurtenances.

TERMS OF ORIGINAL LEASE:
Initial period: 15 years from August 20, 1966.

Consideration: $32.27 per annum.

TERMS OF PROPOSED LEASE:
Initial period: 25 years from August 20, 1981.

CONSIDERATION: $100 per annum with the State reserving the right to fix a different rental on each fifth anniversary of the lease.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2003.

PREREQUISITE TERMS, FEES AND EXPENSES:
Filing fee and first year's rent have been received.

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S 16

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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.

AB 884: 1/15/83.

OTHER PERTINENT INFORMATION:

1. The original lease did not allow for any renewal options; however, miscellaneous correspondence and the 1967 Calendar Item did indicate there were to be three renewal options of ten years each. Both parties have agreed that the lease, PRC 3753.2 dated June 16, 1967, shall terminate on August 1981 and be replaced with the proposed lease.

2. This project is exempt from CEQA because it is an existing facility that is in an acceptable state of repair under 2 Cal. Adm. Code 2905, Class 1.

EXHIBITS:

A. Land Description.
B. Location Map.

IT IS RECOMMENDED THAT THE COMMMISSION:

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.

2. AUTHORIZE TERMINATION OF LEASE PRC 3753.2, DATED JUNE 16, 1967, EFFECTIVE AUGUST 19, 1981, AND ISSUANCE TO THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY OF A 25-YEAR GENERAL LEASE - RIGHT-OF-WAY USE FROM AUGUST 20, 1981; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF $100, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; FOR THE OPERATION AND MAINTENANCE OF TELEPHONE LINES AND APPURTENANCES, ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 3753

A strip of land 50 feet in width in Section 36, T6N, R11E, SBM, San Bernardino County, California, lying 25 feet on each side of the following described centerline:

BEGINNING at a point on the east line of said Section 36 which bears N 00° 10' W 2191.15 feet from the southeast corner of said Section 36; thence N 72° 01' 30" W 5552.55 feet to a point on the west line of said Section 36 and the terminus of the herein described centerline which bears S 00° 07' 30" E 1379.51 feet from the northwest corner of said Section 36; the sidelines of said strip of land shall be shortened or extended to terminate at the east and west lines of said Section 36.

END OF DESCRIPTION

REVISED JANUARY 12, 1982 BY TECHNICAL SERVICES UNIT, ROY MINNICK, SUPERVISOR.

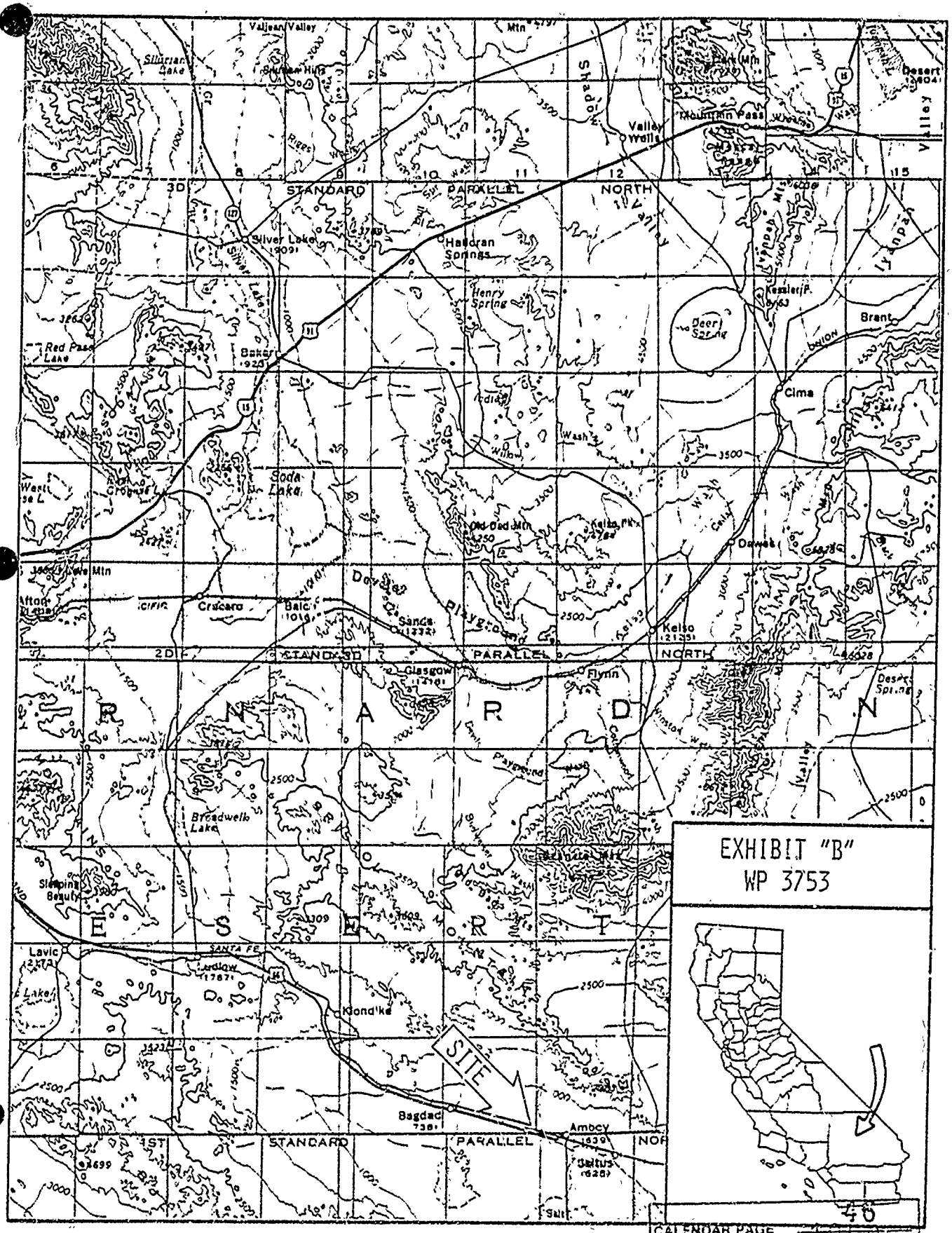

EXHIBIT "B"
WP 3753

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