MINUTE ITEM
This Calendar Item No. C27 was approved as Minute Item No. 27 by the California State Lands Commission by a vote of 3 to 0 at its 06/28/07 meeting.

CALENDAR ITEM
C27

A 34

S 18

06/28/07
PRC 7264.2
M. Clark

CONTINUATION OF RENT

LESSEE:

AT&T Corp., a Wholly-Owned Subsidiary of SBC Communications, Inc.
3001 Cobb Parkway, NW-Room 162
Atlanta, GA 30339

AREA, LAND TYPE, AND LOCATION:

Three parcels of school land totaling 1.70 acres, more or less, located near the city of Barstow and near the town Mountain Pass, San Bernardino County.

AUTHORIZED USE:

Continued use and maintenance of a fiber optic communications cable.

LEASE TERM:

30 years, beginning November 30, 1988.

CONSIDERATION:

This lease provides that Lessor may modify the rent periodically during the lease term. Pursuant to this provision, staff has conducted a review of the rent under this lease, and recommends that the rent be continued at $500 per year, effective November 30, 2007.

OTHER PERTINENT INFORMATION:

1. Lessee has a right to use the lands adjoining the lease premises.

2. On December 13, 1988, the Commission authorized a 30-year General Lease – Right of Way Use beginning November 30, 1988, to the American Telephone and Telegraph Company.

3. On August 22, 1990, the Commission approved an amendment of PRC 7264.2 to include a third parcel of State school land. On February 9, 2006, the Commission approved an assignment of the lease to AT&T

Corp., a Wholly-Owned Subsidiary of SBC Communications, Inc., effective November 18, 2005. This lease will expire November 29, 2018.

4. The lease is for an existing fiber optic communications cable that runs from San Bernardino, California to Las Vegas, Nevada.

EXHIBIT:

A. Site and Location Map

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

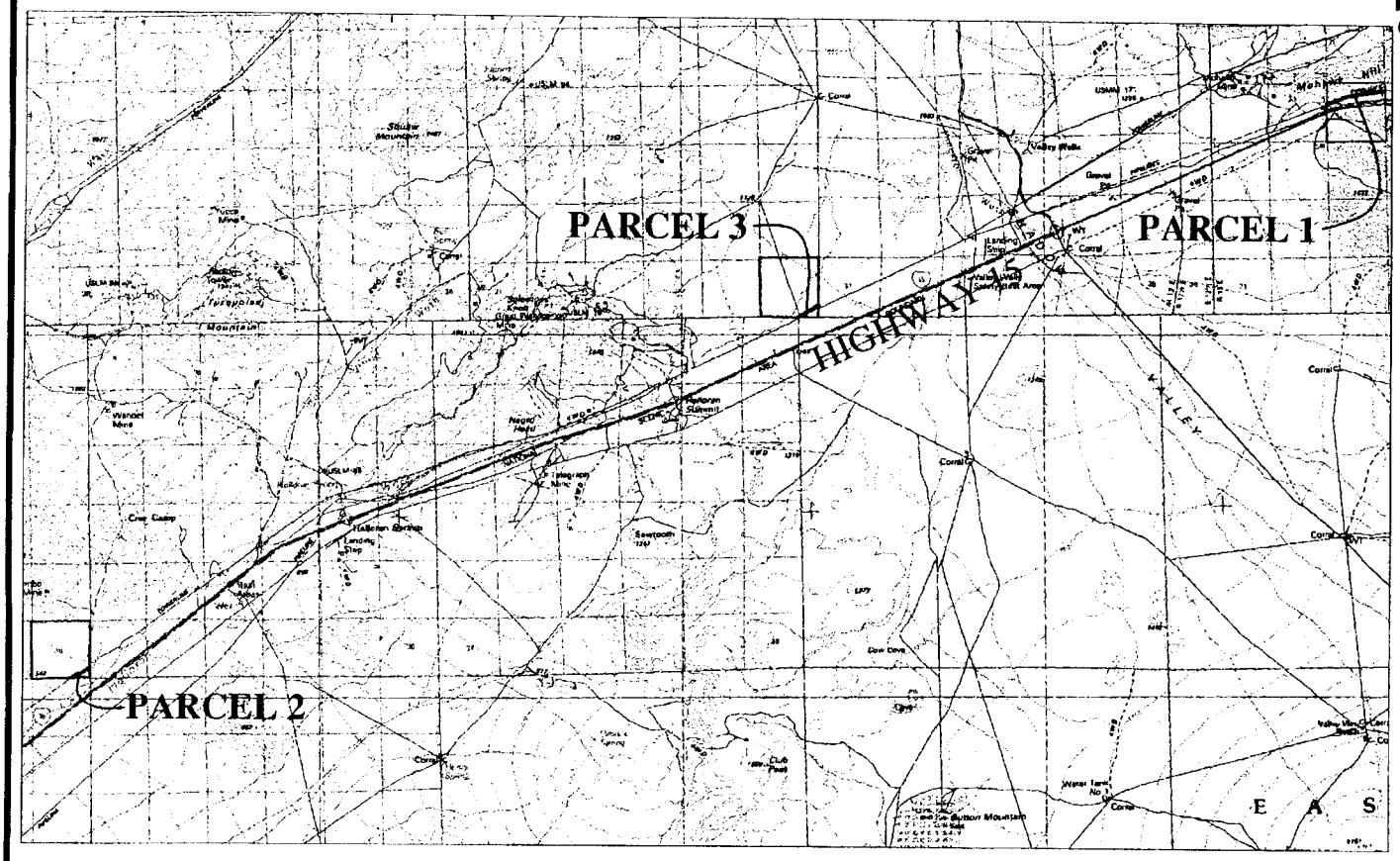
FIND THAT THE ACTIVITY IS NOT SUBJECT TO THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15060(c)(3) BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15378.

AUTHORIZATION:

APPROVE THE CONTINUATION OF RENT FOR LEASE NO. PRC 7264.2 AT $500 PER YEAR, EFFECTIVE NOVEMBER 30, 2007.

NO SCALE

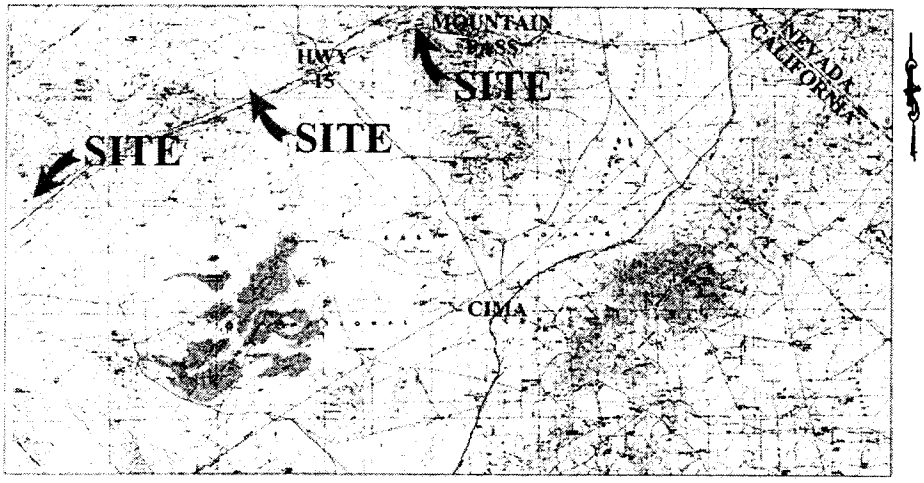
SITE



SCHOOL LANDS
Portions of - Section 16, T16N, R13E, SBM; Section 36, T16N, R11E, SBM; Section 36, T15N, R9E, SBM.

NO SCALE

LOCATION

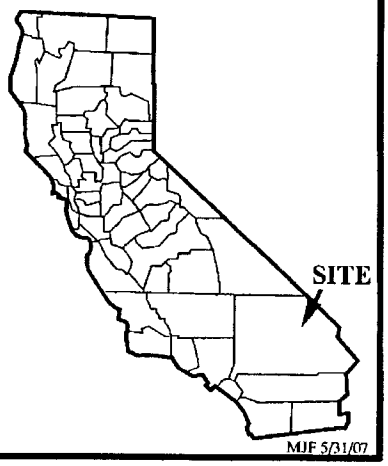


MAP SOURCE: USGS QUAD

This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

Exhibit A

PRC 7264.2
AT&T
GENERAL LEASE
RIGHT OF WAY USE
SAN BERNARDINO COUNTY



MJF 5/31/07