

**CALENDAR ITEM
C63**

A 34
S 17

09/01/11
PRC 8047.2
C. Hudson

CONTINUATION OF RENT

LESSEE:

Broadwing Communications, LLC, a wholly-owned subsidiary
of CIII Communications, LLC
1025 El Dorado Boulevard
Broomfield, CO 80021

AREA, LAND TYPE, AND LOCATION:

3.15 acres, more or less, of State school and lieu land within portions of Section 16, T8N, R17E, SBM, Sections 29 & 32, T12N, R20E, SBM, and Section 36, T10N, R19E, SBM, near the town of Homer, San Bernardino County.

AUTHORIZED USE:

Continued use, and maintenance of an underground one-inch diameter fiber optic communications cable encased in a two-inch diameter high density polyethylene (HDPE) conduit as shown on the attached Exhibit A.

LEASE TERM:

25 years, beginning August 1, 1998.

CONSIDERATION:

This lease provides that Lessor may modify the rent periodically during the lease term. Pursuant to this provision, staff conducted a review of the rent under this lease, and recommends rent be continued at \$651 per year, effective August 1, 2011.

OTHER PERTINENT INFORMATION:

On December 16, 1998, the Commission authorized a General Lease – Right-of-Way Use with IXC Communications Services Inc. for the installation of a one-inch diameter fiber optic cable encased in a two-inch diameter high density polyethylene (HDPE) conduit. On December 9, 2004, the Commission authorized an Assignment of Lease with BCSI, Inc. That lease will expire on July 23, 2023. Broadwing Communication, Inc. inspects its fiber optic communications cable annually.

CALENDAR ITEM NO. **C63** (CONT'D)

EXHIBIT:

- A. Site and Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

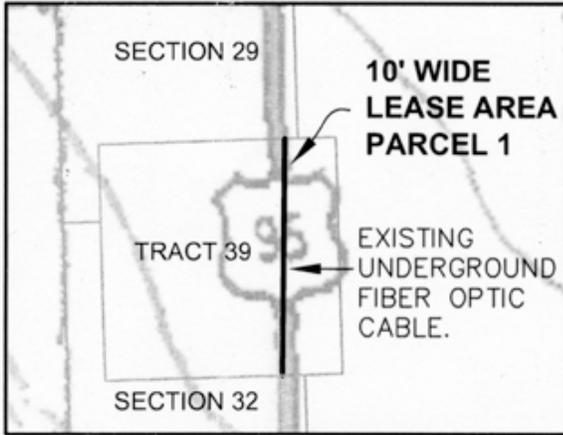
Find that the activity is not subject to the requirements of CEQA pursuant to Title 14, California Code of Regulations, section 15060(c)(3) because the activity is not a project as defined by Public Resources Code section 21065 and Title 14, California Code of Regulations, section 15378.

AUTHORIZATION:

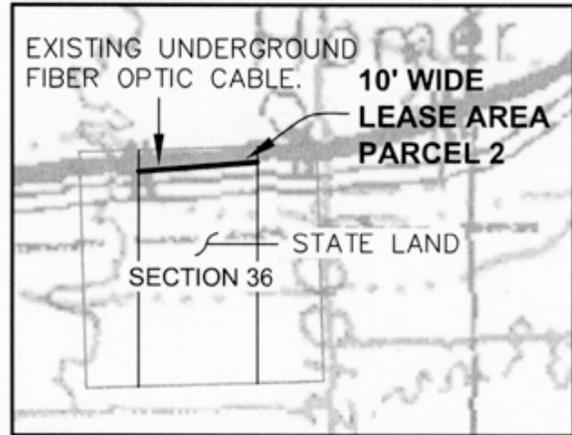
Approve the Continuation of Rent for Lease No. PRC 8047.2 at \$651 per year, effective August 1, 2011.

NO SCALE

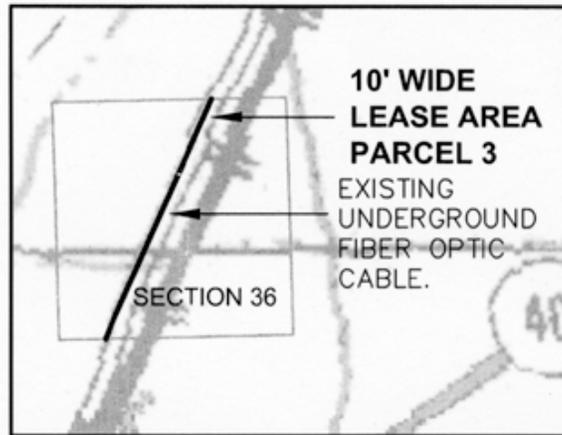
SITE



SECTIONS 29 & 32, TOWNSHIP 12 NORTH, RANGE 20 EAST S.B.M.



SECTIONS 36, TOWNSHIP 10 NORTH, RANGE 19 EAST S.B.M.

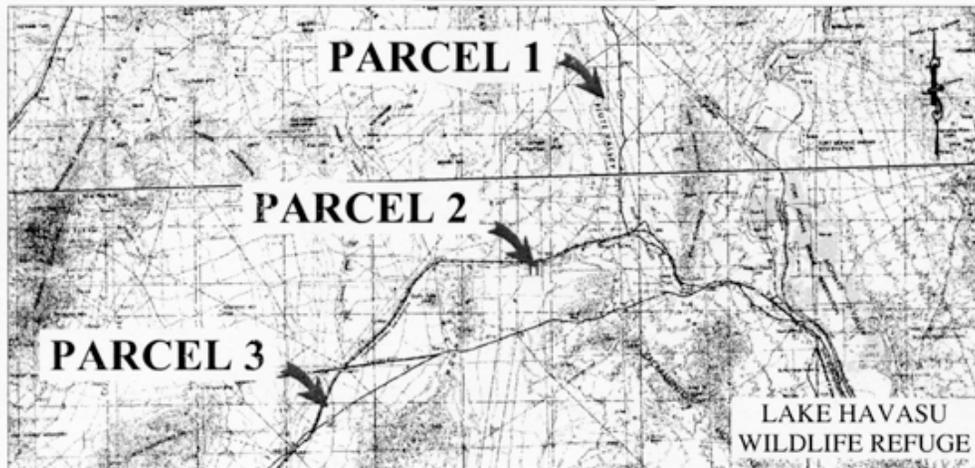


SECTIONS 16, TOWNSHIP 8 NORTH, RANGE 17 EAST S.B.M.

FIBER OPTIC CABLE, SCHOOL LANDS

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 8047.2
BROADWING COMMUNICATIONS, LLC
GENERAL LEASE-
RIGHT-OF-WAY USE
SAN BERNARDINO COUNTY

