

**MINUTE ITEM**

This Calendar Item No. C32 was approved as Minute Item No. 32 by the California State Lands Commission by a vote of 3 to 0 at its 02-09-06 meeting.

**CALENDAR ITEM  
C32**

A Statewide PRC 2984 02/09/06  
S WP 2984 N. Lee

**ASSIGNMENT OF LEASES/PERMITS**

**LESSEES/ASSIGNORS:**

AT&T Corp., formerly known as American Telephone and Telegraph Company  
AT&T Communications of California, Inc.

**ASSIGNEE:**

AT&T Corp., A Wholly-Owned Subsidiary of SBC Communications, Inc.

**AREA, LAND TYPE, AND LOCATION:**

Certain sovereign and school lands throughout the State of California.

**AUTHORIZED USE:**

Continued use and maintenance of existing telecommunication facilities.

**LEASE TERMS:**

- PRC 2984.2: 49 years, beginning April 15, 1963.
- PRC 3135.9: Continuous use plus one year, beginning May 28, 1964.
- PRC 4892.9: Continuous use plus one year, beginning April 4, 1974.
- PRC 7166.9: Continuous use plus one year, beginning November 1, 1987.
- PRC 7202.2: 49 years, beginning May 9, 1988.
- PRC 7217.9: Continuous use plus one year, beginning July 1, 1988.
- PRC 7260.9: Continuous use plus one year, beginning October 27, 1988.
- PRC 7264.2: 30 years, beginning November 30, 1988.
- PRC 7428.2: 30 years, beginning August 1, 1990.
- PRC 7573.9: Continuous use plus one year, beginning October 1, 1991.
- PRC 7603.9: Continuous use plus one year, beginning January 10, 1992.
- PRC 7884.9: Continuous use plus one year, beginning February 27, 1996.
- PRC 7885.2: 49 years, beginning February 27, 1996.
- PRC 8154.1: 10 years, beginning April 20, 2000.
- PRC 8203.1: 10 years, beginning July 1, 2000.
- PRC 8204.1: 10 years, beginning July 1, 2000.
- PRC 8256.9: Continuous use plus one year, beginning February 5, 2001.
- PRC 8278.1: 10 years, beginning April 20, 2001.

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**CONSIDERATION:**

**PRCs 3135.9, 4892.9, 7166.9, 7217.9, 7260.9, 7573.9, 7603.9, 7884.9 and 8256.9:** No monetary consideration shall be charged for the placement, use and maintenance of fiber optics cables or other similar transmission devices placed by those qualifying under the scope of Section 7901 of the California Public Utilities Code.

The following leases do not qualify for rent-free status under Public Utility Code Section 7901:

**PRC 2984.2:** A total rental of \$150 for the lease term.

**PRC 7202.2:** \$412 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

**PRC 7264.2:** \$500 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

**PRC 7428.2:** \$599 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

**PRC 7885.2:** \$100 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

**PRC 8154.1:** \$118,814 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

**PRC 8203.1:** \$239,857 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

**PRC 8204.1:** \$96,697 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

**PRC 8278.1:** \$135,750 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

**OTHER PERTINENT INFORMATION:**

1. Assignee has the right to use the lands adjacent to the lease premises.
2. On November 18, 2005, SBC Communications, Inc. (SBC) acquired AT&T Corp., including all its subsidiaries and affiliates (AT&T). SBC has adopted the AT&T, Inc. name. AT&T Corp., formerly known as American Telephone and Telegraph Company, and its affiliate, AT&T Communications of California, Inc., currently lease certain State-owned sovereign and school lands for various telecommunication facilities situated throughout the State. These lease areas are authorized under a

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total of 19 leases and permits. AT&T has applied to assign its interest in 18 of these leases/permits to AT&T Corp., A Wholly-Owned Subsidiary of SBC Communications, Inc. The facilities authorized under the remaining permit, PRC 4662.9, are no longer in use and have been abandoned in place. Staff will present its recommendations regarding termination of this permit at a succeeding Commission meeting.

2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines [Title 14, California Code of Regulations, section 15060(c)(3)], the staff has determined that this activity is not subject to the provisions of the CEQA because it is not a "project" as defined by the CEQA and the State CEQA Guidelines.

Authority: Public Resources Code section 21065 and Title 14, California Code of Regulations, sections 15060 (c)(3) and 15378.

**EXHIBIT:**

- A. Site 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:**

AUTHORIZE THE ASSIGNMENT OF LEASE/PERMIT PRC NOS. 2984.2, 3135.9, 4892.9, 7166.9, 7202.2, 7217.9, 7260.9, 7264.2, 7428.2, 7573.9, 7603.9, 7884.9, 7885.2, 8154.1, 8203.1, 8204.1, 8256.9 AND 8278.1, GENERAL LEASES/PERMITS - RIGHT OF WAY USE, OF SOVEREIGN LANDS AND SCHOOL LANDS IN THE GENERAL LOCATIONS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART

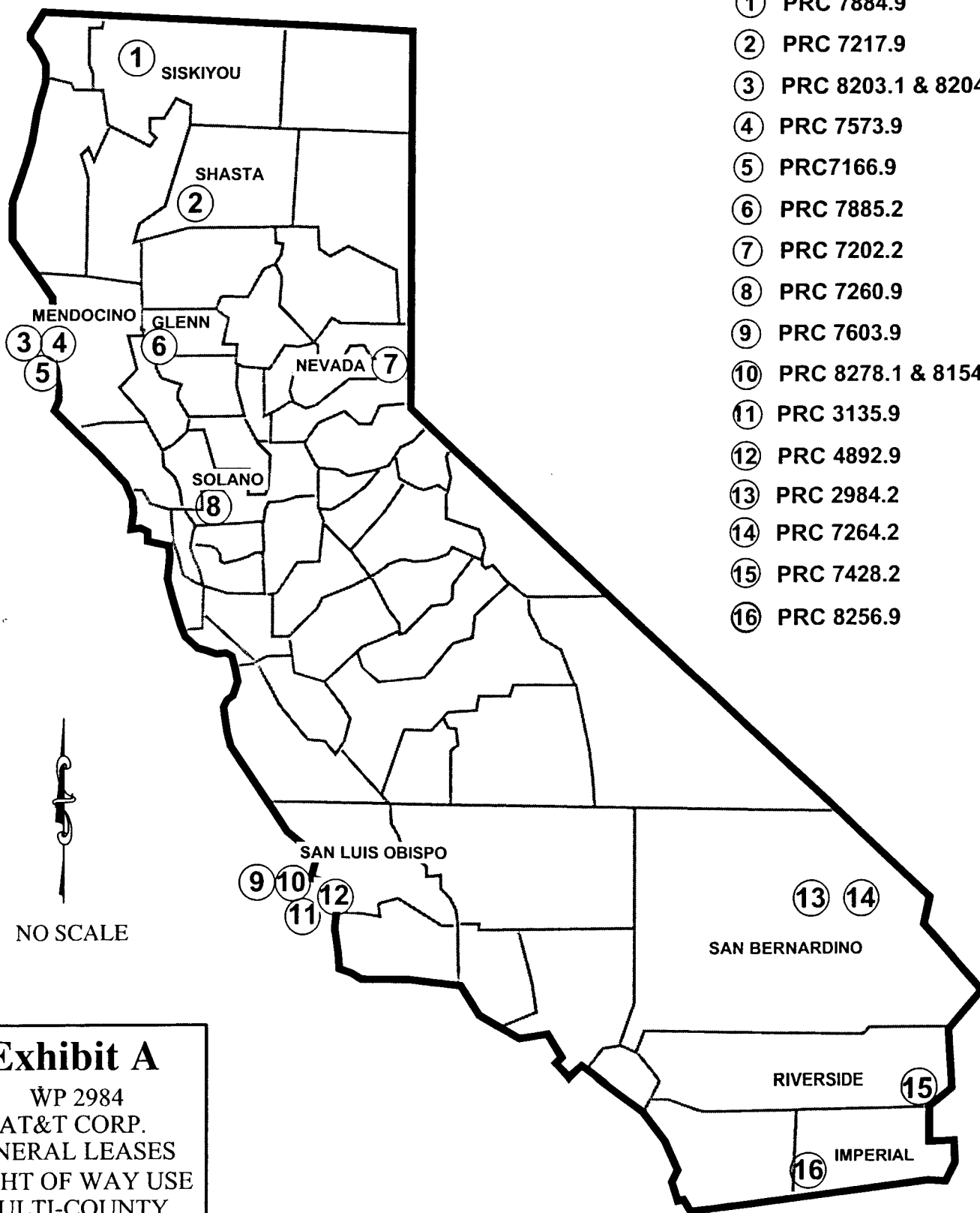
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HEREOF, FROM AT&T CORP., FORMERLY KNOWN AS AMERICAN TELEPHONE AND TELEGRAPH COMPANY, AND AT&T COMMUNICATIONS OF CALIFORNIA, INC. TO AT&T CORP., A WHOLLY-OWNED SUBSIDIARY OF SBC COMMUNICATIONS, INC.; EFFECTIVE NOVEMBER 18, 2005.

# 18 GENERAL LEASES FROM AT&T TO SBC COMMUNICATIONS

## LOCATIONS

- ① PRC 7884.9
- ② PRC 7217.9
- ③ PRC 8203.1 & 8204.1
- ④ PRC 7573.9
- ⑤ PRC 7166.9
- ⑥ PRC 7885.2
- ⑦ PRC 7202.2
- ⑧ PRC 7260.9
- ⑨ PRC 7603.9
- ⑩ PRC 8278.1 & 8154.1
- ⑪ PRC 3135.9
- ⑫ PRC 4892.9
- ⑬ PRC 2984.2
- ⑭ PRC 7264.2
- ⑮ PRC 7428.2
- ⑯ PRC 8256.9



### Exhibit A

WP 2984  
 AT&T CORP.  
 GENERAL LEASES  
 RIGHT OF WAY USE  
 MULTI-COUNTY

This Exhibit is solely for purposes of generally locating the lease premises, and is not intended to be, nor shall it be construed as, a waiver of limitation of any State interest in the subject or any other property.