

**CALENDAR ITEM
C106**

A 33
S 16

12/18/15
PRC 8324.2
C. Hudson

REVISION OF RENT

LESSEE:

Level 3 Communications, LLC
1025 Eldorado Blvd.
Broomfield, CO 80021

AREA, LAND TYPE, AND LOCATION:

0.47 acre, more or less, of State school land, administered by the Commission as trustee, located in a portion of Section 36, Township 15 North, Range 7 East, SBM, west of Silver Lake, San Bernardino County.

AUTHORIZED USE:

Continued use and maintenance of 12 existing uncased high-density polyethylene (HDPE) innerducts, one of which contains one fiber optic cable with approximately 144 fibers.

LEASE TERM:

20 years, beginning April 1, 2011.

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 that rent be revised from \$511 per year to \$1,277 per year, effective April 1, 2016.

OTHER PERTINENT INFORMATION:

1. On September 1, 2011, the Commission authorized a General Lease – Right-of-Way Use to Level 3 Communications, LLC. The lease will expire on March 31, 2031.
2. Staff conducted the rent review called for in the lease and recommends that the rent be increased to \$1,277 per year, effective April 1, 2016.

CALENDAR ITEM NO. **C106** (CONT'D)

3. Approving the revision of rent is not a project as defined by the California Environmental Quality Act (CEQA) because it is an administrative action that will not result in direct or indirect physical changes in the environment.

Authority: Public Resources Code section 21065 and California Code of Regulations, Title 14, section 15378, subdivision (b)(5).

EXHIBIT:

- A. Site and Location Map

RECOMMENDED ACTION:

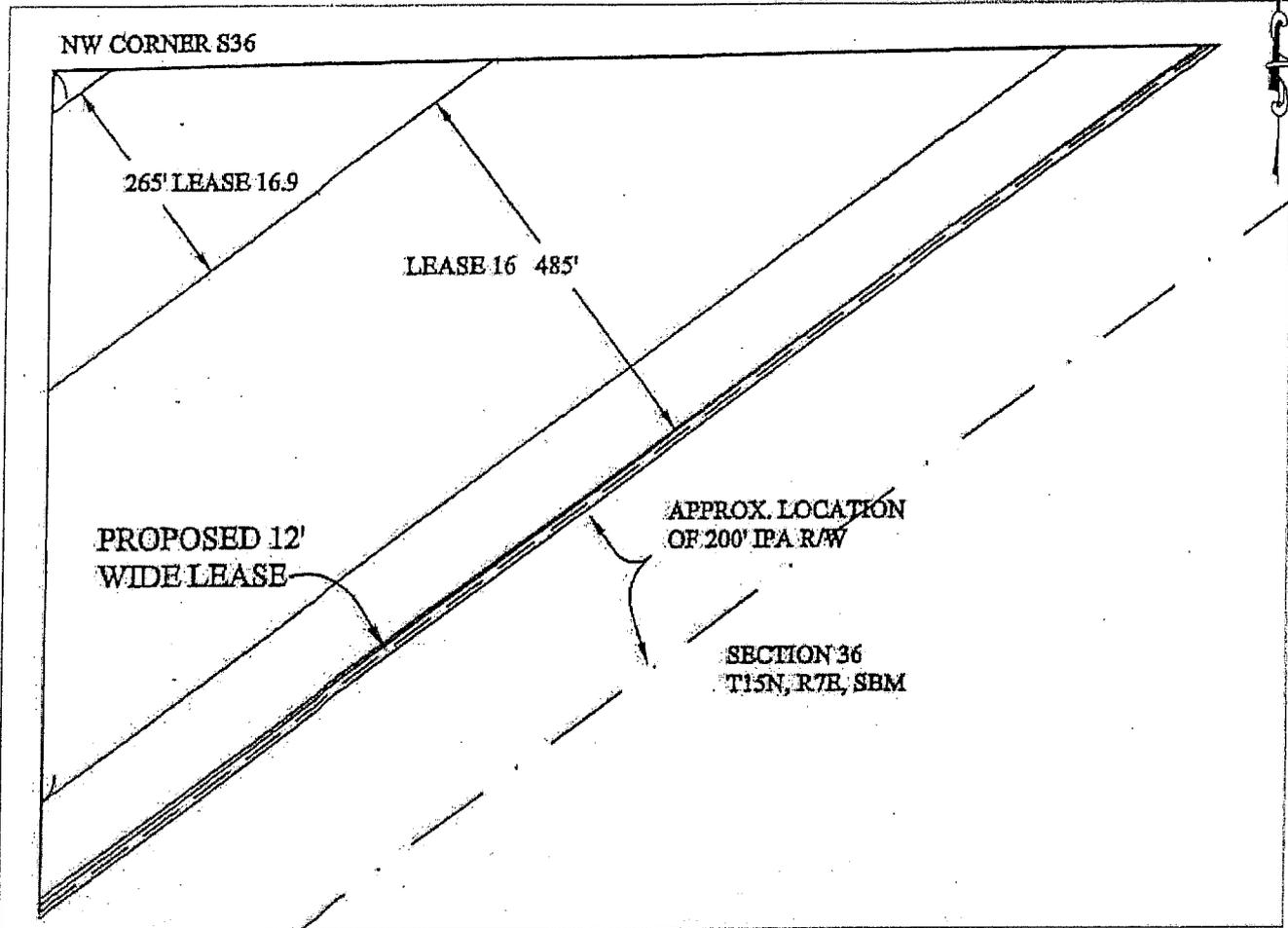
It is recommended that the Commission:

AUTHORIZATION:

Approve the revision of rent for Lease No. PRC 8324.2 from \$511 per year to \$1,277 per year, effective April 1, 2016.

NO SCALE

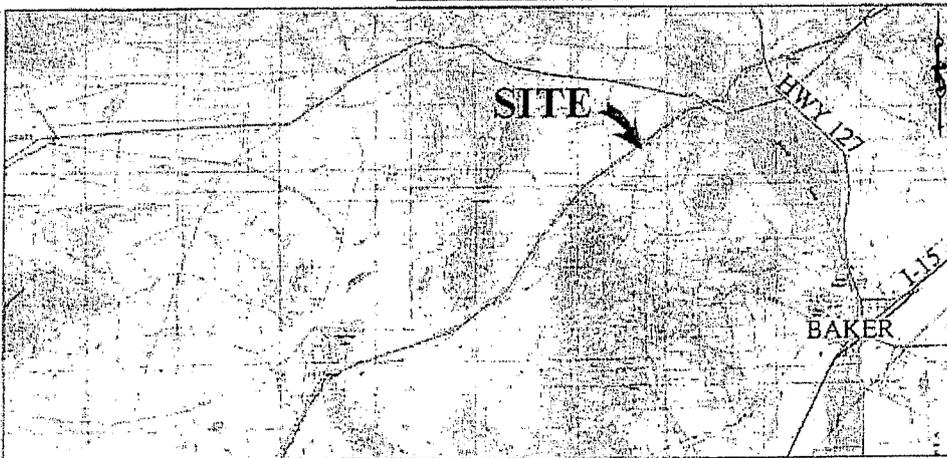
SITE



Section 36, T15N, R7E, SBM

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit A

PRC 8324.2
 LEVEL 3
 COMMUNICATIONS LLC
 APN 0544-191-19, 20
 GENERAL LEASE -
 RIGHT-OF-WAY USE
 SAN BERNARDINO COUNTY



MJP 10/14/15

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.