
CHAPTER 687.

An act granting certain tidelands and submerged lands of the State of California to the county of Santa Cruz.

[Approved by the Governor July 16, 1935. In effect September 15, 1935.]

The people of the State of California do enact as follows:

Lands
granted to
county of
Santa Cruz.

SECTION 1. There is hereby granted to the county of Santa Cruz and to its successors all right, title and interest of the State of California, held by said State by virtue of its sov-

ereignty, in and to all those tidelands and submerged lands in the present county of Santa Cruz, and more particularly bounded and described as follows, to wit: All tidelands and submerged lands in Monterey Bay fronting the village of Capitola in said county, situated east of a prolongation of the easterly line of Forty-ninth Avenue, produced southerly, and west of a prolongation of the westerly line of Central Avenue, produced southeasterly; to be forever held by said county of Santa Cruz in trust for the uses and purposes and upon the expressed conditions following, to wit:

(a) That said lands shall be used by said county for the establishment, improvement and conduct of the harbor, and for the construction, maintenance and operation thereon of wharves, docks, piers, slips, quays and other utilities, structures and appliances necessary or convenient for the promotion of commerce, navigation and fisheries, and for the establishment and maintenance of bathhouses and bathing facilities and boathouses necessary or convenient for the inhabitants of said county, and said county shall not at any time grant, convey, give or alien said lands, or any part thereof, to any individual, firm or corporation for any purpose whatever; provided, however, that said county of Santa Cruz may grant franchises thereon for wharves, docks, piers, slips, quays, bathhouses and bathing facilities, boathouses and any other public uses and purposes, and may lease said lands, or any part thereof, for any of said uses or purposes hereinabove enumerated, for any purposes consistent with the trust upon which said lands are held by the State of California, and with the requirements of commerce or navigation of said harbor, to persons, firms or corporations for a period not exceeding fifty years; provided, however, that said county may have the right to renew such lease or leases for the further term not exceeding twenty-five years, or to terminate the same upon such terms, reservations and conditions as may be stipulated in such lease or leases.

Every such lease shall provide for the payment of rentals to the county of Santa Cruz, which said rentals shall be either at an agreed figure, or shall be arrived at in such manner as may be mutually agreed upon, and provided for in said lease or leases.

Said leases shall also provide that at no time during their term, shall the said county of Santa Cruz be required to make any improvements on or for the benefit of the leased lands. Every lease so executed shall reserve to the board of supervisors and to the people of the county of Santa Cruz the right and privilege by ordinance duly adopted, to terminate, change or modify such lease or leases on such terms, reservations and conditions as may be stipulated in such lease or leases.

(b) That said harbor shall be improved by said county without expense to the State of California, and shall always remain a public harbor for all purposes of commerce and navigation, and the State of California shall have at all times

Description.

Use.

Contents of leases.

the right to use, without charge, all wharves, docks, piers, slips, quays and other improvements constructed on said land or any part thereof for any vessel or other water craft or railroad owned and operated by the State of California.

Right to fish
and of access
to waters

SEC. 2. There is hereby reserved, however, for the people of the State of California the absolute right to fish in the waters of said harbor, with the right of convenient access to said waters over said lands when improved as aforesaid.

Minerals,
oil and gas

SEC. 3. There is hereby excepted and reserved to the State of California all deposits of minerals, including oil and gas, in the lands granted by this act.