

CHAPTER 913

An act conveying certain tidelands and lands lying under inland navigable waters, situate in San Francisco Bay to the City of Sausalito, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, reserving rights to the State.

In effect
September
22, 1951

[Approved by Governor June 6, 1951 Filed with
Secretary of State June 6, 1951.]

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

Conveyance
of tide and
submerged
lands

SECTION 1. There is hereby granted and conveyed to the City of Sausalito, County of Marin, all of the tide and submerged lands of San Francisco Bay situated within and bordering the City of Sausalito, more particularly bounded and described as follows:

Beginning at a point at the intersection of the southerly line of Richardson Street in the City of Sausalito and the line of 9.0 feet of water at lowest tide as shown on Map No. 1 of Salt Marsh and Tide Lands situate in the County of Marin, State of California, surveyed in 1870 by G. F. Allardt and running

thence along the said line of 9.0 feet of water N. 06° 30' E., 623.43 feet; thence North 660.00 feet; thence N. 12° 00' W., 317.46 feet; thence North 184.80 feet; thence N. 26° 30' E., 236.28 feet; thence North 151.80 feet; thence, leaving the said line of 9.0 feet of water, North 22.78 feet; East 600.00 feet; thence South 315.86 feet; thence S. 26° 30' W., 235.75 feet; thence S. 12° 00' E., 297.72 feet; thence South 757.13 feet; thence S. 06° 30' W., 589.41 feet; thence West 600.00 feet to the point of beginning, together with those portions of Richardson Street and North Street in the City of Sausalito lying between the said line of 9.0 feet of water and the ordinary high water mark.

To be forever held by said city, and its successors, in trust ^{Conditions} for the uses and purposes and upon the express conditions following, to wit:

(a) That said lands shall be used by said city, and its successors, for the establishment, improvement and conduct of a harbor, including an airport or aviation facilities, and for the construction, maintenance and operation thereon of wharves, docks, piers, slips, quays and other utilities, structures, facilities and appliances necessary or convenient for the promotion and accommodation of commerce and navigation by air as well as by water, and for the construction, maintenance, and operation thereon of public buildings and public parks and playgrounds, and said city, or its successors, shall not, at any time, grant, convey, give or alien said lands, or any part thereof, to any individual, firm or corporation for any purposes whatever; provided, that said city, or its successors, may grant franchises thereon for limited periods (but in no event exceeding 50 years), for wharves and other public uses and purposes and may lease said lands, or any part thereof, for limited periods (but in no event exceeding 50 years), for purposes consistent with the trust upon which said lands are held by the State of California, and with the requirements of commerce and navigation at said harbor, and collect and retain rents from such leases.

(b) That said lands shall be improved by said city within 10 years of the effective date of this act without expense to the State, and shall always remain available for public use for all purposes of commerce and navigation, and the State of California shall have at all times, the right to use, without charge, all wharves, docks, piers, slips, quays, and other improvements and facilities constructed on said lands, or any part thereof, for any vessel or other water or aircraft, or railroad, owned or operated by the State of California.

(c) That in the management, conduct or operation of said harbor, or of any of the utilities, structures, appliances or facilities mentioned in paragraph (a), no discrimination in rates, tolls, or charges or in facilities for any use or service in connection therewith shall ever be made, authorized or permitted by said city or its successors.

(d) There is hereby reserved, however, in 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 for said purposes.

(e) There is hereby excepted and reserved to the State of California all deposits of minerals, including oil and gas, in said land, and to the State of California, or persons authorized by the State of California, the right to prospect for, mine, and remove such deposits from said land.

(f) The lands herein described are granted subject to the express reservation and condition that the State may at any time in the future use said lands or any portion thereof for highway purposes without compensation to the city, its successors or assigns, or any person, firm or public or private corporation claiming under it, except that in the event improvements have been placed upon the property taken by the State for said purposes, compensation shall be made to the person entitled thereto for the value of his interest in the improvements taken or the damages to such interest.

SEC. 2. The State Lands Commission shall, at the cost of the grantee, survey, monument, plat, and record in the office of the recorder of Marin County, the area of state lands described in this act.