

CHAPTER 1579

An act relating to the conveyance of land to the City of Long Beach.

[Approved by Governor July 12, 1961 Filed with
Secretary of State July 13, 1961]

In effect
September
15, 1961

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

SECTION 1. As used in this act:

(a) "Subject lands" means the real property described as follows: Subject lands

Parcel 1.

Blocks 50, 51, 52, 53, 54, 55, 56, 57, 58, 61, 62, 63, 64, 65, 66, 67, 68, 71, 72, 73, 74, 75, 76, 77, 78, 79, and that portion of Block 60 in Los Angeles County, of Alamitos Bay Tract, as per map recorded in Book 5 Page 137 of Maps, Records of Los Angeles County, State of California.

Parcel 2.

That certain parcel of land, consisting of a strip of land one hundred (100.00) feet in width, bounded on the Southwest by the Northeasterly line of said Alamitos Bay Tract, on the Northwest by the Northeasterly prolongation of the Northwesterly line of Block 79 of said Alamitos Bay Tract, on the Northeast by a line parallel to and distant Northeasterly 100.00 feet at a right angle from said Northeasterly line of said Alamitos Bay Tract, and on the Southeast by the Northeasterly prolongation of the Southeasterly line of Block 71 of said Alamitos Bay Tract.

Parcel 3.

That certain parcel of land, consisting of a strip of land one hundred (100.00) feet in width, bounded on the Southwest by the Northeasterly line of said Alamitos Bay Tract, on the Northwest by the Northeasterly prolongation of the Northwesterly line of Block 68 of said Alamitos Bay Tract, on the Northeast by a line parallel to and distant northeasterly 100 00 feet at a right angle from said Northeasterly line of said Alamitos Bay Tract, and on the Southeast by the Northeasterly prolongation of the Northwesterly line of Block 62 of said Alamitos Bay Tract.

Parcel 4.

That certain parcel of land described as follows: Beginning at the most easterly corner of Parcel 3 above described; thence Southeasterly to the most Westerly corner of "Parcel No. 2", as designated and described in the First Amended and Supplemental Complaint on file in that certain action pending in the Superior Court of the State of California, in and for the County of Orange, numbered 22975, entitled, "Los Angeles County Flood Control District, Plaintiff, vs. East Naples Land Company, et al, Defendants"; thence along the Southwesterly line of said "Parcel No. 2" south $40^{\circ} 20' 25''$ east 186.44 feet to the intersection of said line with the Southeast boundary line of the City of Long Beach; thence along said boundary line South $32^{\circ} 58' 15''$ west 94.63 feet to the Northeasterly line of said Alamitos Bay Tract; thence Northwesterly along the Northeasterly line of said Alamitos Bay Tract to the most Northerly corner of Block 62 of said Alamitos Bay Tract; and thence Northeasterly along the Northeasterly prolongation of the Northwesterly line of said Block 62 to the point of beginning.

Parcel 5.

That certain parcel of land bounded on the Northwest by the Southwesterly prolongation of the Northwesterly line of Block 50 of said Alamitos Bay Tract, on the Northeast by the Southwesterly line of said Alamitos Bay Tract and the Southwesterly line of said Tract No. 5325, on the Southeast by the Southeast boundary line of the City of Long Beach, and on the Southwest by the Southwest boundary line of the City of Long Beach.

Parcel 6

Block 19 of the Alamitos Bay Tract, as per map recorded in Book 5, Page 137, of Maps, Records of Los Angeles County, State of California.

Parcel 7.

Blocks A and B of Tract No. 5325, as per map recorded in Book 58, Page 54, of Maps, Records of Los Angeles County, State of California.

Parcel 8.

The sidewalk (10 feet wide) shown on Alamitos Bay Tract, as per map recorded in Book 5, Page 137, of Maps, Records of Los Angeles County, State of California, lying northerly of and adjacent to the northerly lines of Block 58 of said Alamitos Bay Tract and the southerly half of the sidewalk (10 feet wide) lying northerly of and adjacent to Block 57, of said Alamitos Bay Tract, and as vacated by order of the Board of Supervisors of said Los Angeles County and noted in Road Book 9, Page 324, on file in the office of said Board.

Parcel 9.

The northerly half of the sidewalk (8 feet wide) lying between Blocks 18 and 62 of Alamitos Bay Tract, as per map recorded in Book 5, Page 137, of Maps, Records of Los Angeles County, as vacated by order of the Board of Supervisors of Los Angeles County and noted in Road Book 10, Page 40, on file in the office of said Board.

Parcel 10.

A certain 15-foot strip of land adjoining Block 61 and that portion of Block 60 in Los Angeles County, of Alamitos Bay Tract, vacated by order of the Board of Supervisors of Los Angeles County, as shown on map recorded in Book 107, Pages 126 and 127, Miscellaneous Records of Los Angeles County, State of California.

Parcel 11:

72nd Place (formerly Avenue 19) lying between Blocks 61 and 62 of the Alamitos Bay Tract, as per map recorded in Book 5, Page 137, of Maps, Records of Los Angeles County, State of California, vacated by order of the Board of Supervisors of Los Angeles County, noted in Road Book 10, Page 40, on file in the office of said Board.

Parcel 12.

That portion of Ocean Boulevard in the City of Long Beach, California, between the southeasterly line of 72nd Place, formerly Avenue Nineteen, and the southeasterly line of 74th Place, formerly Avenue Twenty-one, as Avenue Nineteen and Avenue Twenty-one are shown on map of Tract No. 5325, recorded in Book 58, Page 54, of Maps, in the office of the County Recorder of the County of Los Angeles, vacated by order of the City Council of Long Beach, adopted March 1, 1955 and recorded in Book 47217, Page 84, of Official Records, Los Angeles County.

Parcel 13.

73rd Place in the City of Long Beach, California, formerly Avenue Twenty, between the southwesterly line of Ocean Boulevard and the southwesterly line of Tract No. 5325, as Avenue Twenty is shown on map of Tract No. 5325, recorded

in Book 58, Page 54, of Maps, in the office of the County Recorder of the County of Los Angeles, vacated by order of the City Council of Long Beach, adopted March 1, 1955 and recorded in Book 47217, Page 84, of Official Records, Los Angeles County.

Parcel 14.

74th Place in the City of Long Beach, California, formerly Avenue Twenty-one, between the southwesterly line of Ocean Boulevard and the southwesterly line of Tract No. 5325, as Avenue Twenty-one is shown on map of Tract No. 5325, recorded in Book 58, Page 54, of Maps, in the office of the County Recorder of the County of Los Angeles, vacated by order of the City Council of Long Beach, adopted March 1, 1955 and recorded in Book 47217, Page 84, of Official Records, Los Angeles County.

Parcel 15.

That portion of 15-foot alleys in the City of Long Beach, California, situated southwesterly of Ocean Boulevard in Block A of Tract No. 5325, as per map recorded in Book 58, Page 54, of Maps, in the office of the County Recorder of the County of Los Angeles, more particularly described as follows: Beginning at the most easterly corner of Lot 8, Block A, said Tract No. 5325; thence southwesterly along the south-easterly lines of said Lot 8 and Lot 9 and the prolongation thereof to the northeasterly line of Lot 3, said Block A; thence southeasterly along the northeasterly lines of Lots 3, 4 and 5, said Block A, to the most easterly corner of said Lot 5; thence northeasterly in a direct line to the most southerly corner of Lot 6, said Block A; thence northwesterly along the southwesterly line of said Lot 6 to the most westerly corner of said Lot 6; thence northeasterly along the northwesterly lines of Lot 6 and Lot 7, said Block A, to the most northerly corner of said Lot 7; and thence northwesterly in a direct line to the point of beginning, vacated by order of the City Council of Long Beach, adopted March 1, 1955 and recorded in Book 47217, Page 84, of Official Records, Los Angeles County.

Parcel 16.

All of the 15-foot alleys in the City of Long Beach, California, situated southwesterly of Ocean Boulevard in Block B of Tract No. 5325, as per map recorded in Book 58, Page 54, of Maps, in the office of the County Recorder of the County of Los Angeles, more particularly described as follows: Beginning at the most easterly corner of Lot 8, said Block B; thence southwesterly along the southeasterly lines of said Lot 8 and Lot 9 to the most southerly corner of said Lot 9; thence northwesterly along the southwesterly line of said Lot 9 to the most westerly corner of said Lot 9; thence southwesterly in a direct line to the most northerly corner of Lot 1, said Block B; thence southeasterly along the northeasterly lines of Lots

1, 2, 3, 4 and 5, said Block B, to the most easterly corner of said Lot 5; thence northeasterly in a direct line to the most southerly corner of Lot 6, said Block B; thence northwesterly along the southwesterly line of said Lot 6 to the most westerly corner of said Lot 6; thence northeasterly along the northwesterly lines of Lot 6 and Lot 7, said Block B, to the most northerly corner of said Lot 7; and thence northwesterly in a direct line to the point of beginning, vacated by order of the City Council of Long Beach, adopted March 1, 1955 and recorded in Book 47217, Page 84, of Official Records, Los Angeles County.

Parcel 17.

All that certain real property in the City of Long Beach, County of Los Angeles, State of California, described as follows: All that portion of Lot A-2 of Rancho Los Alamitos, as shown on Map No. 1 of a portion of the Rancho Los Alamitos, recorded in Book 700, Pages 138 and 139, of Deeds, in the County Recorder of Los Angeles County, bounded on the north by the northerly line of said Lot A-2, on the south by the northerly line of Alamitos Bay Tract, as shown on "Map of Alamitos Bay Tract", recorded in Book 5, Page 137, of Maps, records of Los Angeles County, and on the east by the northeasterly prolongation of the center line of 72nd Place (formerly Avenue 19), as shown on said "Map of Alamitos Bay Tract".

Parcel 18.

That portion of Lot A-2 as shown on Map No. 1 of a portion of the Rancho Los Alamitos, recorded in Book 700, Pages 138 and 139 of Deeds, in the office of the County Recorder of the County of Los Angeles, described as follows: Beginning at a point on the Northeasterly line of said Block 60, distant thereon North 57° 50' 37" West 76.49 feet from the most Easterly corner thereof, said point of beginning being the most Northerly corner of that certain parcel of land designated and described as "Parcel No. 3" in the First Amended and Supplemental Complaint on file in that certain action pending in the Superior Court of the State of California, in and for the County of Orange, numbered 22975, entitled "Los Angeles County Flood Control District, Plaintiff, vs. East Naples Land Company, et al, Defendants"; thence along the Westerly and Northerly boundary lines of "Parcel No. 2", as designated and described in said First Amended and Supplemental Complaint, North 18° 09' 45" East 39 07 feet; North 40° 20' 25" West 375.00 feet; and North 49° 39' 35" East 316.48 feet to a point in the Northeasterly line of said Lot A-2; thence along said Northeasterly line of said Lot A-2 North 65° 11' 00" West 372.56 feet, more or less, to the intersection of said Northeasterly line of said Lot A-2 with the Northeasterly prolongation of the center line of 72nd Place (formerly Avenue 19) aforesaid; thence along said Northeasterly prolongation of said

center line South 32° 09' 23" West 475.50 feet, more or less, to the intersection of said center line with the Northeasterly line of said Alamitos Bay Tract; thence along the Northeasterly line of said Alamitos Bay Tract South 57° 50' 37" East 18.00 feet to the most Northerly corner of Block 61 aforesaid; thence along the Northeasterly line of said Block 61 South 71° 5' 20" East 308.07 feet to the most Northerly corner of Block 60 aforesaid; thence along the Northeasterly line of said Block 60 South 57° 50' 37" East 323.51 feet to the point of beginning.

(b) "State" means the State of California, including any and all boards, officers, departments and commissions.

(c) "City" means the City of Long Beach, including any and all boards, officers, departments and commissions.

(d) "People's case" means that action numbered Second Civil No. 24616 now on appeal in the District Court of Appeal, Second Appellate District, Division Three, State of California.

Legislative
findings

SEC. 2. It is hereby found and determined:

(a) Because of geographical factors, the city can better administer for public use the subject lands for park, playground, marine, recreational and beach purposes than the State.

(b) The city is willing to accept such administration and control from the State upon the following conditions, which the State finds are necessary, reasonable and proper:

(1) The State shall convey to the city all its right, title and interest in and to the surface of the subject lands, and in and to all portions of the surface of said lands down to and including two hundred (200) feet below such surface. The State expressly reserves all rights it now has, if any, to use the surface of the subject lands and all portions of the subsurface of said lands down to and including 200 feet below such surface, for the development and production of oil, gas, other hydrocarbons and minerals from beneath those specific parcels of the subject lands involved in the aforementioned People's case, and for their recovery, removal, transportation, storage and sale.

(2) Such conveyance shall be consistent with and in furtherance of, and shall not affect, amend, replace nor modify those certain trust purposes and conditions as set forth in Chapter 102, Statutes of 1925, and Chapter 158, Statutes of 1935, whereby portions of the subject lands were originally conveyed to the City of Long Beach in trust.

(3) Such conveyance shall in no wise in any degree nor to any extent whatsoever affect, modify nor remove from judicial consideration the issues in the People's case. It is the intention of the Legislature that the People's case shall be completely unaffected by this statute, and that the court shall consider such case as though this statute never had been passed.

(4) That within 10 years from the effective date of this act said lands shall be substantially improved by said city and

if the Division of Beaches and Parks of the Department of Natural Resources determines that the city has failed to improve said lands as herein required, all right, title, and interest of said city in and to all lands granted by this act shall cease and said lands shall revert and rest in the State.

(5) The conveyance of that portion of the grant lying in Alamitos Bay between the extensions of 55th and 69th Places is made upon the express condition that the property conveyed hereby shall be used for a public park, or beach used by all the public for recreational purposes, and for no other purposes whatsoever, and should said property or any portion thereof be used for any other purpose, then, in that event, such portion of the property hereby conveyed shall immediately revert unto the grantor herein, its successors or assigns.

It is further provided that the property herein conveyed in Alamitos Bay between the extensions of 55th and 69th Places shall not be occupied by any seawall which will destroy the beach unless necessary for the preservation of public property, public health and safety, but, subject to such hereinabove stated exceptions, shall be used exclusively for a walk-in type of beach for use by all the public and the city shall maintain the same at its highest potential as a beach recreational area.

It is further understood that it is the intention of the City of Long Beach to move the Alamitos Bay Yacht Club from its present location to the easterly portion of the subject lands and it is understood that when such relocation is accomplished then the area now used by said yacht club will thereafter be used as a public beach for the use of all the public and will not again be occupied by any private yacht club or similar restrictive use.

SEC. 3. There is hereby granted to the City of Long Beach, ^{Grant to} a municipal corporation, in trust, all the right, title and interest of the State of California in and to the surface, and those portions of the subsurface, down to and including two hundred (200) feet below the surface of the subject lands, for the purposes, and subject to the conditions specified in Section 2. <sub>City of
Long Beach</sub>
