

Statutes of California

1931

CONSTITUTION OF 1879

AS AMENDED

MEASURES SUBMITTED TO VOTE OF
ELECTORS
1930

GENERAL LAWS, AMENDMENTS TO CODES,
RESOLUTIONS AND CONSTITUTIONAL
AMENDMENTS

PASSED AT THE
REGULAR SESSION OF THE FORTY-NINTH
LEGISLATURE
1931



CALIFORNIA STATE PRINTING OFFICE
HARRY HAMMOND, STATE PRINTER
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CONCURRENT AND JOINT RESOLUTIONS

AND

CONSTITUTIONAL AMENDMENTS

the said date being not less than sixty days from the completion of the publication of such charter, as required by law; and that at such election a majority of the qualified electors of said city of San Diego voting thereat duly ratified the same; and I further certify that at all of the times herein mentioned the said city of San Diego contained a population of more than one hundred thousand inhabitants.

In witness whereof, I have hereunto set my hand and affixed the corporate seal of the city of San Diego, county of San Diego, State of California, this 13th day of April, 1931.

[SEAL]

ALLEN H. WRIGHT,
City Clerk of the City of San Diego.

In witness whereof, we have hereunto set our hands and caused the corporate seal of the said city to be affixed this 13th day of April, 1931.

HARRY C. CLARK,
Mayor of the City of San Diego.

[SEAL]

ALLEN H. WRIGHT,
City Clerk of the City of San Diego.

AND WHEREAS, Said charter has been submitted to the Legislature of the State of California for approval or rejection, without alteration or amendment, in accordance with section 8 of article eleven of the constitution of the State of California; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, a majority of all the members elected to each house voting therefor and concurring therein, That said charter as presented to, adopted and ratified by said city of San Diego, and as hereinabove fully set forth, be, and the same is hereby, approved as a whole as and for the charter of the City of San Diego, county of San Diego, State of California. Ratification.

CHAPTER 48.

Senate Joint Resolution No. 16—Relative to accepting amendments to permit from the government of the United States for the construction of approach roads and toll collection areas over certain rights of way leading to the Golden Gate bridge and relating to the retrocession by the congress of the United States of jurisdiction over said rights of way as relocated and said toll areas, bridge ends and bridge.

[Filed with Secretary of State April 29, 1931.]

WHEREAS, On February 13, 1931, the secretary of war, pursuant to authority vested in him by the laws of the United States, granted to the Golden Gate bridge and highway district certain rights of way upon which are to be located the approach roads, toll areas and bridge ends of the proposed Golden Gate bridge; and Change in Golden Gate bridge approach permits.

Same

WHEREAS, The said grant has been accepted by the Golden Gate bridge and highway district and also by the Legislature of the State of California under the terms of Senate Joint Resolution No. 11; and

WHEREAS, It has become advisable to realign and change the location of a certain portion of the right of way for an approach road across the Fort Baker military reservation in the county of Marin; and

WHEREAS, On the first day of April, 1931, the secretary of war did grant to the Golden Gate bridge and highway district an amended permit providing that the location of the center line of such right of way in the Fort Baker military reservation might be changed to the location shown upon the map attached to said amended permit of April 1, 1931; and

WHEREAS, It was however in said permit expressly provided that said amendment should not become effective and the original permit should remain unchanged thereby unless and until the said district should have accepted the said amendment and unless and until the State of California should have with respect to said amendment taken the same formal action which it was required to take with respect to the original permit and which is set forth in paragraph 11 and subparagraphs 11a, 11b and 11c of said instrument as a condition precedent to the taking effect thereof; now, therefore, be it

Resolved by the Senate and Assembly of the State of California, jointly, That said amendment dated April 1, 1931, to said permit dated February 13, 1931, granted by the secretary of war to the Golden Gate bridge and highway district, be and the same hereby is, together with each, all, every and singular the terms, conditions, limitations, reservations and requirements therein contained, accepted by and on behalf of the State of California; and be it further

Resolved, That the State of California does hereby make application to congress for a retrocession of jurisdiction over the rights of way as relocated and amended by said amended permit of April 1, 1931, in lieu of and superseding the application for retrocession of jurisdiction over the right of way heretofore granted across the Fort Baker military reservation in the original permit of February 13, 1931, in case the said relocated right of way is finally granted to the Golden Gate bridge and highway district; and be it further

Resolved, That the State of California will, in case such retrocession of jurisdiction is granted by congress, accept such retrocession of jurisdiction, and will assume the responsibility for managing, controlling, policing, and regulating traffic thereon, all subject to the following limitations and to such other limitations as congress may prescribe:

(a) That nothing in said permit contained shall be construed to give to the State of California or any of its agents, authority at any time to regulate traffic of military personnel or vehicles upon the said bridge or roads. All traffic upon said roads and upon said bridge shall be free from any tolls,

charges or any form of obstruction by state or other agencies, against military and naval personnel and their dependents, civilians of the army and navy traveling on government business under military authority, and government traffic.

(b) That whenever in the judgment of the secretary of war or his authorized representative any emergency exists which justifies it, he may assume exclusive control and management of said bridge and roads and may then in his discretion prohibit, limit or regulate traffic thereon.

(c) That nothing in said permit contained shall be construed to confer upon the state courts the right to try persons subject to military law for crimes or offenses committed on said roads, or upon said bridge within the boundaries of the respective military reservations involved, but the courts of the United States or military tribunals as now or hereafter provided by law, shall retain exclusive jurisdiction to try such persons for such offenses.

Be it further

Resolved, That the State of California does hereby agree to make such relocated right of way in the Fort Baker military reservation in said amended permit described a part of the system of public highways of the state; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, to the secretary of war, to each house of congress, and to the senators and representatives in congress of the State of California.

CHAPTER 49.

Senate Joint Resolution No. 17—Relative to memorializing congress to provide compensation, in lieu of taxes, for certain lands of the United States within the borders of the several states.

[Filed with Secretary of State April 29, 1931]

WHEREAS, The United States government has withdrawn and set apart within permanent national parks or forests, enormous tracts of land, approximately nineteen million acres in the State of California alone; and

Compensation for withdrawal of government land from taxation

WHEREAS, Among other reasons, this has been made possible by the owners of timber land trading in their "cut-over" lands to the government for selected "cuttings"; and

WHEREAS, The United States government pays no taxes on such lands resulting in throwing a heavy tax burden on privately owned property in the same political subdivision; now, therefore, be it

Resolved by the Senate and Assembly, jointly, That congress is urgently requested to appropriate sufficient money so that a sum of five cents per acre per year may be paid, in lieu of taxes, to the political subdivisions in which such lands