

CHAPTER 1394

Stats 1915,
p 2549,
amended

An act to amend the title and Section 1 of an act entitled "An act granting certain salt marsh, tide and submerged lands of the State of California to the City of Redwood City, including the management, use and control thereof," approved July 13, 1945, relating to certain lands, salt marsh, tidelands, submerged lands, and swamp and overflowed lands.

In effect
September
19, 1947

[Approved by Governor July 12, 1947. Filed with Secretary of State July 12, 1947.]

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

SECTION 1. The title of the act cited in the title is amended to read:

Title

An act granting certain lands, salt marsh, tidelands, submerged lands, swamp and overflowed lands of the State of California to the City of Redwood City, including the management, use and control thereof.

SEC. 2. Section 1 of said act is amended to read:

Grant of
state tide-
lands to Red-
wood City

Section 1. There is hereby granted to the City of Redwood City, a municipal corporation of the State of California, and to its successors, all of the rights, title and interest of the State of California held by said State by virtue of its sovereignty in and to all lands, salt marsh, tidelands and submerged lands, swamps and overflowed lands, whether filled or unfilled, included within that portion of the City of Redwood City, County of San Mateo, State of California, particularly described as follows:

Description

Beginning at a point in the line of privately owned lands on the northwesterly bank of Redwood Creek, at the intersection thereof with the line of privately owned lands on the southerly bank of Corkscrew Slough in Sec. 5 of T. 5 S., R. 3 W.; running thence S. 45 degrees E. across Redwood Creek to the line of privately owned lands on the southeasterly bank of said creek; thence southwesterly along said line of privately owned lands to and across the mouth of West Point Creek to the line of privately owned lands at the junction of the southerly bank of said West Point Creek and the southeasterly bank of Redwood Creek; thence southeasterly along the line of privately owned lands on said southeasterly bank of Redwood Creek to the mouth of Boundary Slough; thence along the line of privately owned lands on the southeasterly bank of Boundary Slough and on the northerly bank thereof to the intersection of said line of privately owned lands with the northwesterly line of a public highway known as Harbor Boulevard; thence southwesterly along said line of said highway to the line of privately owned lands on the southerly bank of Boundary Slough; thence westerly and northerly along said line of privately owned lands on the southerly bank of said slough to the junction thereof with the line of privately owned lands on the southeasterly bank of

Redwood Creek; thence southwesterly, southerly, southeasterly, southwesterly and southerly along the line of privately owned lands of said bank of Redwood Creek to the northeasterly boundary line of Rancho las Pulgas; thence northwesterly along said boundary line and across Redwood Creek to the line of privately owned lands on the westerly bank of Redwood Creek; thence northeasterly, northerly, northwesterly, northerly, and northeasterly along the line of privately owned lands on the westerly bank of Redwood Creek across the mouth of Smith Slough and both mouths of Deepwater Slough to the point of beginning.

Also beginning at a point in the line of privately owned lands on the easterly bank of Redwood Creek at the intersection thereof with the line of privately owned lands on the northerly bank of a slough running through Swamp and Overflowed Lands Survey No. 15, sometimes known as Steinberger Creek; running thence southeasterly and easterly along the line of privately owned lands on the northerly bank of said Steinberger Creek to the easterly boundary line of said City of Redwood City; thence southerly along said boundary line to the intersection thereof with the line of privately owned lands on the southwesterly bank of said Steinberger Creek; thence northerly and westerly along the line of privately owned lands on the southerly bank of said Steinberger Creek to the intersection thereof with the line of privately owned lands on the easterly bank of said Redwood Creek; and thence northeasterly across said Steinberger Creek to the point of beginning; it being the intention of this act to convey to the City of Redwood City all right, title and interest of the State in and to the areas of Redwood Creek, Boundary Slough and Steinberger Creek within the City of Redwood City between the first course in the above description and the northerly boundary line of said Rancho las Pulgas.

To be forever held by said city, and its successors, in trust ^{Purposes} 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, only 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 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 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.

Reservations
to State

(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; provided, however, that dredging operations may be conducted by or on behalf of said grantee in any part of the granted areas for the improvement of navigation in Redwood Creek and the spoils resulting from such dredging may be disposed of at the discretion of the City of Redwood City, and if any monetary benefit is derived from the disposal of sand or shell, such benefit shall inure to the State of California.

(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 right of way 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.