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CHAPTER 45.

*An act granting certain salt marsh, tide and submerged lands of the State of California to the city of Oakland, including the management, use and control thereof.*

[Approved by the Governor April 15, 1937. In effect August 27, 1937.]

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

SECTION 1. There is hereby granted to the city of Oakland, a municipal corporation of the State of California, and to its successors, all of the right, title and interest of the State of

Grant of  
tidelands to  
city of  
Oakland

California held by said State by virtue of its sovereignty in and to all lands, tidelands, salt marsh and submerged lands, whether filled or unfilled, included within that portion of the city of Oakland described as follows:

Description

Bounded on the west by the southerly production of the easterly line of Webster Street; on the north by the line of ordinary low tide; on the east by a line drawn parallel with and distant 250 feet eastwardly from the said southerly production of the easterly line of Webster Street; on the south by the southerly boundary line of said city of Oakland.

Conditions

To be forever held by said city, and its successors, in trust 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, 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 and accommodation of commerce and navigation, 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 fifty 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 fifty years), for purposes consistent with the trusts upon which said lands are held by the State of California, and with the requirements of commerce and navigation at said harbor.

(b) That said harbor shall be improved by said city without expense to the State, and shall always remain a public harbor 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 constructed on said lands, or any part thereof, for any vessel or other water craft, 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 or appliances 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.

Right to fish

(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 purpose.

Reservation of minerals

(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.

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