

CHAPTER 534

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

[Approved by Governor May 2, 1953 Filed with
Secretary of State May 4, 1953]

In effect
September 9,
1953

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

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 an angle point in the southwesterly line of Railroad Avenue, City of Sausalito, said point being the most northerly corner of Block 270, as shown on "Map No. 1 of Salt Marsh and Tide Lands, Situate in the County of Marin, State of California, 1870," as surveyed by G. F. Allardt, Chief Engineer of the Tide Land Survey, in 1870, and of record by virtue of being filed in the office of the State Lands Commission at Sacramento, California. Thence from this angle point which is the true point of beginning running along the westerly line of Railroad Avenue, S. 7° 30' E., 814.947 feet to the northwesterly line of "B" Street, thence along the northwesterly line of "B" Street S. 33° 48' W., 264.0 feet to the northeasterly line of Humboldt Avenue, thence along the northeasterly line of Humboldt Avenue S. 56° 12' E., 60.00 feet to the southeasterly

Tidelands
conveyed

Description

line of "B" Street, thence along the southeasterly line of "B" Street N. 33° 48' E., 195.36 feet to the aforesaid westerly line of Railroad Avenue. Thence along the westerly line of Railroad Avenue, S. 7° 30' E., 760.713 feet, thence crossing Railroad Avenue East 253.821 feet to the westerly boundary line of the lands granted to the City of Sausalito by Chapter 13 of the Statutes of 1951, thence along said boundary line North 100.02 feet to the northwesterly corner of said tract, thence continuing along said boundary East 600.0 feet to the northeast corner of said tract, thence leaving said tract N. 13° 22' 48" W., 1,020.566 feet to the southwesterly line of Railroad Avenue, if extended southeasterly, thence along said Avenue line, so extended, N. 56° 12' W., 1,005.0 feet to the point of beginning. Subject to the Madden and Lewis lease.

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:

Use
prescribed

(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 for public recreational purposes, 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 whatsoever; 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, franchises and privileges.

Improvement

(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 consistent with the trust under which the State holds sovereign lands, 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.

No discrimination

(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. Rights reserved

(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. Survey, etc
