

CHAPTER 231.

An act granting to the city of Pacific Grove the title to certain portions of the water front of said city together with certain submerged lands in the bay of Monterey contiguous thereto.

[Approved by the Governor May 27, 1935 In effect: September 15, 1935]

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

Grant to Pacific Grove of certain State lands

SECTION 1. The State of California does hereby cede, grant and relinquish, forever unto the city of Pacific Grove, a municipal corporation organized and existing under the laws of said State, all the right, title interest, and estate, of said State of California, of, in or to, all of the real estate, lands and property, contiguous to said city of Pacific Grove and bordering on or in the bay of Monterey, and bounded and described, as follows, to wit:

Description

Beginning at the point of intersection of the southeasterly corporate limit line of the city of Pacific Grove produced, and the line of mean high tide of the bay of Monterey; thence northwesterly along said line of mean high tide to the intersection with the westerly corporate limit line of said city produced; thence N. 19° 22' E. along said westerly corporate limit line produced, to the point in the bay of Monterey where the depth of water in said bay is sixty (60) feet measured from the level of mean low tide; thence southeasterly along the line in said bay which line is at a constant depth of sixty (60) feet measured from the level of mean low tide, to the intersection with the southeasterly corporate limit line of said city produced; thence S. 58° 58' W. along said southeasterly corporate limit line produced, to the point of beginning.

Reservations

Provided, however, that the rights of any and all persons, if any exist, under any title derived from said State of California, in and to any part of said property and premises hereby ceded and granted, be and the same are, hereby reserved from the operation of this act. Provided, however, that, except as hereinafter set forth, no part of said real property shall be used, employed, leased or disposed of in any manner whatsoever for commercial, industrial or revenue producing uses or purposes.

Prohibited uses

Permitted uses

Provided, however, that all or any part of said real property may be used, employed, leased or disposed of except as herein-after provided, solely for public amusement and pleasure purposes including the use thereof for boat and yacht harbors, boating and yachting, swimming tanks and other like or kindred purposes.

Leases permitted

SEC. 2. The entire water front and lands hereby granted shall be held by the city of Pacific Grove and its lawful successors forever, for the use and benefit of said city, and shall not be subject to execution upon any judgment against said city; provided, however, that the following described portion of the real property hereby granted to said city and herein-

above described, may from time to time be let or leased for a term not exceeding twenty-five years, or for such less period as said city or its successors may deem to be most advantageous to said municipality, to wit: That portion of the above described lands lying within the following limits: Beginning at the intersection of the southeasterly corporate limit line of the said city of Pacific Grove with the mean high tide line of the bay of Monterey and running thence northwesterly along said tide line five hundred feet, thence leaving said tide line, north sixty degrees east to an intersection with a line projected north from the point of beginning, thence south to the point of beginning. Any lease made at any time for a term in excess of said maximum term hereinbefore prescribed shall be wholly void; provided, however, that not more than three hundred of said five hundred feet frontage of said water front last above described may be leased to any one lessee; and provided, further, that any and all vessels shall have the right to dock, land and discharge passengers or merchandise in, at and upon any wharf or pier erected or built upon property so leased as last above described upon the payment to any such lessee or lessees of reasonable dockage and wharfage fees and charges. Such fees and charges shall be regulated and prescribed in each such lease as from time to time may be determined by ordinance of said city of Pacific Grove or by statute of the State of California.

Description.

Limitations
on leases.

SEC. 3. Except as in this act otherwise prescribed, all valid rights of any and all persons, if such exist, in or to any part of said real property hereby ceded and granted to said city of Pacific Grove shall be and the same are hereby excepted and omitted from the provisions hereof.

Vested
rights.

SEC. 4. The purpose of this act is to correct an omission in the description of the lands described in that certain act of the Legislature of the State of California entitled "An act granting to the city of Pacific Grove the title to the water front of said city, together with certain submerged lands in the bay of Monterey contiguous thereto." Approved by the Governor, June 9, 1931.

Purpose of
act.Stats 1931,
p. 1428.

SEC. 5. All acts and portions of acts in conflict herewith are hereby repealed.

Repeals