

## CHAPTER 11

*An act relating to state property, including tide and submerged lands granted to the City of Vallejo, and in this connection authorizing the Director of Finance to dispose of property belonging to the State, and repealing Chapter 1937 of the Statutes of 1959.*

[Approved by Governor April 19, 1962. Filed with Secretary of State April 23, 1962.]

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

SECTION 1. The Director of Finance is hereby authorized to sell, exchange, or otherwise dispose of, for current market value and upon such terms and conditions and with such reservations and exceptions as in his opinion may be for the best interest of the State, all or any part of the following real property:

Parcel 1. Lot 19 in Block 50, in Ventura Cemetery, City of San Buenaventura, County of Ventura, State of California.

Parcel 2. Approximately 1.44 acres, being that portion of the Rancho San Antonio, in the City of Los Angeles, County of Los Angeles, State of California, as described in that certain deed recorded on March 6, 1940 in Book 17301 at Page 252, Official Records of Los Angeles County.

Parcel 3. Approximately 160 acres in the County of San Bernardino, State of California, being the Northeast  $\frac{1}{4}$  of Section 11, Township 8 North, Range 4 West, SBB&M.

Parcel 4. Lot 1 in Block 26 of the Town of Coachella, County of Riverside, State of California, as shown by Map on file in Book 4, Page 52 of Maps, Records of Riverside County; containing 6,250 square feet, more or less.

Parcel 5. Approximately 30.7 acres in the County of Riverside, State of California, being Lots "E" and "F" of Subdivision of Section 31, Township 5 South, Range 8 East, SBB&M as shown by Map on file in Book 5, Page 126 of Maps, Records of Riverside County.

Parcel 6. Lot 4 of the H. W. Stoll Tract in the City of Long Beach, County of Los Angeles, State of California, as per map recorded in Book 6, Page 99 of Maps, in the Office of the County Recorder; containing 6500 square feet, more or less.

Parcel 7. Approximately 11.6 acres in the City of Berkeley, County of Alameda, State of California, being the unused portion of the California School for the Deaf campus bounded on the east and south by the existing campus boundaries, on the west by the tennis courts and athletic field, and on the north by a ravine.

Parcel 8. Approximately 30 residences and sites, including existing streets and park area, comprising a total of approximately 7 acres, being the employees' residence area at the Preston School of Industry near the City of Ione, County

of Amador, State of California. Individual parcels may be sold for current market value to employees of the school.

Parcel 9. The Department of the California Highway Patrol building and site at 525 North Main Street in the City of Yreka, State of California.

Parcel 10. Approximately four acres along Akard Street and extending eastward along Locust Street, lying north of the Department of Fish and Game office building in the City of Redding, State of California, being a portion of the Department of Fish and Game site in said city; provided that the purchaser of such property agrees to construct improvements thereon and to lease the same to the State, acting by and through the Director of Finance, with an option in favor of the State to purchase such property and improvements, or providing that the property and improvements shall vest in the State upon expiration of the lease, and otherwise upon such terms and conditions as the Director of Finance deems to be in the best interests of the State. The proceeds of such sale, subject to Section 6 hereof, shall be paid into the Fish and Game Preservation Fund.

Parcel 11. Approximately one acre in the City of Fresno, County of Fresno, State of California, being a portion of the northeast  $\frac{1}{4}$  of the southeast  $\frac{1}{4}$  of Section 23, Township 14 South, Range 20 East, M.D.B.&M., being a portion of the Fresno Poultry and Animal Disease Diagnostic Laboratory, Department of Agriculture.

Parcel 12. Approximately four acres known as the Fall Creek Hatchery property of the Department of Fish and Game as described in that certain deed recorded on June 23, 1919, in Volume 100, Page 231. Official Records of Siskiyou County. The proceeds of such sale, subject to Section 6 of this act, shall be paid into the Fish and Game Preservation Fund.

SEC. 2. The Director of Finance is hereby authorized to quitclaim to the City of Holtville, in the County of Imperial, State of California, at no cost to the City, all Lots 1 through 7, Block 44, Townsite of Holtville, as per map number 908 on file in the Office of the County Recorder of Imperial County.

The City of Holtville, by deed dated June 28, 1957, granted this property to the State at no cost for an armory upon condition that it would revert to the city if construction of the armory was not commenced within five years. Due to reorganization of the California National Guard construction of the armory was never commenced and the site is no longer needed. A quitclaim by the State is necessary to clear title to the city.

SEC. 3. The Director of Finance is hereby authorized to execute such documents as may be necessary to correct boundary lines between the Bieber Forest Fire Station and property owned by the County of Lassen situated in the Northwest  $\frac{1}{4}$  of Section 23, Township 38 North, Range 7 East, MDB&M, County of Lassen, State of California, provided there is no charge made in connection therewith by said county.

By deed dated July 15, 1946, the County of Lassen intended to donate a three-acre parcel between a corporation yard and a county park to the State for use as a forest fire station. Because the deed description was based on an incorrectly located monument, strips of land were left on each side of the fire station upon which the county and State have each constructed improvements on the other's land. Both the county and State are desirous of correcting the boundary discrepancy.

SEC. 4. A copy of each conveyance executed and delivered or received by the Director of Finance pursuant to this act shall be delivered to the State Lands Commission.

SEC. 5. Prior to the sale of parcels of property for value pursuant to this act, notice thereof shall be posted on the property to be sold and shall be published pursuant to Government Code Section 6061 in a newspaper published in the county in which the real property to be sold is situated; provided, the requirement shall not be applicable to the disposition of said parcels to any federal, state or local governmental agency.

SEC. 6. Any costs or expenses incurred in the sale or other disposition of any parcel herein referred to shall be reimbursed from the proceeds of such sale or disposition.

SEC. 7. Subject to Section 6 hereof, any moneys received from the sale or the disposition of said property shall be paid into the General Fund, except that any moneys received from the sale or the disposition of Parcels 10 and 12 shall be paid into the Fish and Game Preservation Fund.

SEC. 8 Chapter 1937 of the Statutes of 1959 is repealed.

SEC. 9. The authority vested in the Director of Finance, pursuant to Section 1, Chapter 6 of the Statutes of 1960, to dispose of that certain parcel of real property designated therein as Parcel 7, shall include the authority to enter into a long-term lease with the City of Napa upon such terms and conditions as the Director of Finance deems to be in the best interests of the State. Any such lease may include an option in favor of the City of Napa to purchase such real property.

SEC. 10. The parcel to which the provisions of Sections 10 and 11 of this act are applicable consists of that portion of the tide and submerged lands heretofore conveyed to the City of Vallejo upon certain trusts and conditions by Chapter 310 of the Statutes of 1913, more fully described as follows:

Bounded on the Northeast by the Southwesterly boundaries of lands heretofore conveyed by Patents from the State of California to private individuals as tideland surveys; and

Bounded on the West, Southwest and Southeast by a line particularly described as:

Beginning at a point located by commencing at the intersection of the South line of Pennsylvania Street with the East line of Santa Clara Street according to the official map of the City of Vallejo filed September 19, 1868 in Book 1 of Maps at Page 123; thence South  $88^{\circ} 53' 30''$  East, 655 feet to the True Point of Beginning (said true point of beginning being marked by Monument No. 101 of the Record of Survey and

Partition Map filed in the Office of the County Recorder of Solano County, California on April 29, 1952 in Book 2 of Surveys, Page 37); thence due South 114.85 feet to a point on the existing timber bulkhead constructed by the City of Vallejo during the year 1914; thence due South 293 feet to a point on the combined pierhead and bulkhead line as established by the U.S. Army Corps of Engineers; thence S.  $38^{\circ} 43' 53''$  E. along said combined U.S. Pierhead and Bulkhead line a distance of 4070.25 feet, more or less to a point on the Northwesterly boundary of the area described in Deed to Basalt Rock Company dated May 25, 1934 and recorded in the office of the County Recorder of said County in Book 124 of Official Records at Page 305; thence N.  $54^{\circ} 14' 45''$  E. along the boundary of the area described in said Deed a distance of 301.88 feet to a point on the aforementioned existing timber bulkhead constructed by the City of Vallejo in the year 1914; thence continuing N.  $54^{\circ} 14' 45''$  E. along said boundary described in Deed to Basalt Rock Company a distance of 220 feet, more or less, to a point on the Southwest boundary of Tideland Survey No. 25-A, sometimes referred to as No. 25.

SEC. 11 (a) In addition to the purposes expressed in Chapter 310 of the Statutes of 1913, the tide and submerged lands included in the parcel described in Section 10 may be used by the City of Vallejo and its successors for purposes in which there is a general statewide purpose as follows:

(1) For the establishment, improvement and conduct of a harbor, and for the construction, reconstruction, repair, maintenance, and operation of wharves, docks, piers, slips, quays, and all other works, buildings, facilities, utilities, structures and appliances incidental, necessary or convenient, for the promotion and accommodation of commerce and navigation.

(2) For all commercial and industrial uses and purposes, and the construction, reconstruction, repair and maintenance of commercial and industrial buildings, plants and facilities.

(3) For the establishment, improvement and conduct of an airport and heliport or aviation facilities, including but not limited to approach, takeoff and clear zones in connection with airport runways, and for the construction, reconstruction, repair, maintenance and operation of terminal buildings, runways, roadways, aprons, taxiways, parking areas, and all other works, buildings, facilities, utilities, structures and appliances incidental, necessary or convenient for the promotion and accommodation of air commerce and air navigation.

(4) For the construction, reconstruction, repair and maintenance of highways, streets, roadways, bridges, belt line railroads, parking facilities, power, telephone, telegraph or cable lines or landings, water and gas pipelines, and all other transportation and utility facilities or betterments incidental, necessary or convenient for the promotion and accommodation of any of the uses set forth in this section.

(5) For the construction, reconstruction, repair, maintenance and operation of public buildings, public assembly and

meeting places, convention centers, parks, playgrounds, bath-houses and bathing facilities, recreation and fishing piers, public recreation facilities, including but not limited to public golf courses, and for all works, buildings, facilities, utilities, structures and appliances incidental, necessary or convenient for the promotion and accommodation of any such uses.

(6) For the establishment, improvement and conduct of small boat harbors, marinas, aquatic playgrounds and similar recreational facilities, and for the construction, reconstruction, repair, maintenance and operation of all works, buildings, facilities, utilities, structures and appliances incidental, necessary or convenient for the promotion and accommodation of any of such uses, including but not limited to snack bars, cafes, restaurants, motels, launching ramps and hoists, storage sheds, boat repair facilities with cranes and marine ways, administration buildings, public restrooms, bait and tackle shops, chandleries, boat sales establishments, service stations and fuel docks, yacht club buildings, parking areas, roadways, pedestrian ways and landscaped areas.

(b) The city or its successors shall not, at any time, grant, convey, give or alienate lands included in the parcel described in Section 10, or any part thereof, to any individual, firm or corporation for any purposes whatever; provided, that said city, or its successors, may, notwithstanding any provision in Chapter 310 of the Statutes of 1913 to the contrary, grant franchises thereon for limited periods, not exceeding 99 years, for wharves and other public uses and purposes, and may lease said lands, or any part thereof, for limited periods, not exceeding 99 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, and collect and retain rents and other revenues from such leases, franchises and privileges. Such lease or leases, franchises and privileges may be for any and all purposes which shall not interfere with commerce and navigation. Nothing contained in this section shall be deemed to affect the validity or term of any franchise granted by said city under the Franchise Act of 1937 or said city's charter, and any such franchise shall be effective with respect to said lands.

(c) Said lands shall be improved without expense to the State; provided, however, that nothing contained in this section shall preclude expenditures for the development of said lands for any public purpose not inconsistent with commerce, navigation and fishery, by the State, or any board, agency or commission thereof, when authorized or approved by the city, nor by the city of any funds received for such purpose from the State or any board, agency or commission thereof.

(d) In the management, conduct, operation and control of said lands or any improvements, betterments, or structures thereon, the city or its successors shall make no discrimination in rates, tolls or charges for any use or service in connection therewith.

(e) The State of California shall have the right to use without charge any transportation, landing or storage improvements, betterments or structures constructed upon said lands for any vessel or other watercraft, aircraft, or railroad owned or operated by the State of California.

(f) There is hereby reserved to the people of the State of California the right to fish in the waters on said lands with the right of convenient access to said water over said lands for said purpose.

(g) There is hereby excepted and reserved in the State of California all deposits of minerals, including oil and gas, in said lands, 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 lands.

(h) Said lands 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, betterments or structures 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, betterments or structures taken or the damages to such interest.

(i) The State Lands Commission shall, at the cost of the city, survey and monument said lands and record a description and plat thereof in the office of the County Recorder of Solano County.

(j) If said lands, or any part thereof, are not used for the additional purposes authorized by this section within 10 years from the effective date of said section, or if such use is discontinued thereafter, the authorization to use said lands for such additional purposes shall automatically terminate and lapse.