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**1973 Senate Bill 661**

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**CHAPTER 76 , Laws of 1973**

**AN ACT** relating to the authority of the board of harbor commissioners of Milwaukee and granting certain lands, partly submerged in Lake Michigan, to the city.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. All the right, title and interest of the state of Wisconsin in the lands hereinafter described, whether any part or parcel thereof may be, at the time of the passage and publication of this act, dry or submerged under the waters of Lake Michigan are hereby ceded, granted and confirmed to the city of Milwaukee, a municipal corporation, for the purpose of improving, filling, and utilizing the same in aid of navigation and the fisheries and in addition for such further and other use which the board of harbor commissioners of the city of Milwaukee may deem appropriate and expedient and which the common council approves by resolution. Such land shall also be used for the purpose of establishing and maintaining thereon breakwaters, bulkheads, piers, wharves, warehouses, transfer sheds, railway tracks, airports, and other harbor facilities, together with such other uses not inconsistent with the improvement of navigation and fisheries in Lake Michigan, and the navigable waters tributary thereto, as the city may deem expedient.

SECTION 2. (1) The lands to be granted to the city of Milwaukee and to which this act applies are described as follows:

A parcel of submerged land in Lake Michigan, adjacent to the North Harbor Tract in the city of Milwaukee, extending from the southerly line of East Wisconsin Avenue extended, to the harbor entrance; and located 714 to 1,714 feet easterly of the present rubble mound shore line; said parcel being more particularly described as follows:

Beginning at a point in the south line of East Wisconsin Avenue extended, distant 1704.70 feet easterly from the easterly line of North Marshall street; running thence south  $8^{\circ}, 41', 37''$  west 3760.04 feet to a point; running thence south  $0^{\circ}, 45', 01''$  east 1165.24 feet to a point in the line of U.S. Monuments 305 and 307 extended, being a point on the north pier of the inner harbor entrance distant 465.02 feet easterly from U.S. Monument 307; running thence north  $87^{\circ}, 16', 39''$  east 1000.00 feet to a point; running thence north  $0^{\circ}, 45', 01''$  west 1044.66 feet to a point; running thence north  $8^{\circ}, 41', 37''$  east 3910.30 feet to a point on the south line of East Wisconsin Avenue extended; running thence south  $85^{\circ}, 46', 53''$  west 1025.94 feet to the point of beginning, being a parcel of submerged land in fractional sections twenty-eight and thirty-three, Township 7 North, Range 22 East in the Fourth Ward of the City of Milwaukee and containing 113.395 acres, more or less.

(2) This act also applies to lands previously granted to Milwaukee under chapter 151, laws of 1929, and lands hereby granted and added thereto, in accordance with the following description:

Beginning at a point in the south line of east Wisconsin Avenue extended easterly, distant 473.12 feet from the easterly line of Marshall street; running thence south  $16^{\circ}, 27', 52''$  west 2,247.04 feet to a point in the northerly line of Chicago street extended easterly, distant 661.50 feet from the easterly line of Jackson street; thence south  $7^{\circ}, 45', 22''$  west 1,516.67 feet to a point in the center line of Polk street extended easterly distant 331.30 feet from the easterly line of Jackson street; thence south  $9^{\circ}, 40', 29''$  east 1,213.37 feet to a point on the North Harbor Pier in the line of the United States government monuments numbers 305 and 307 extended westerly distant 69.32 feet westerly from United States government monument number 305; thence north  $87^{\circ}, 16', 39''$  east 600.17 feet along said line of United States government monuments numbers 305 and 307 to a point; thence north  $0^{\circ}, 45', 1''$  west 1,165.24 feet to a point; thence north  $87^{\circ}, 16', 39''$  east 714.13 feet to a point in the United States government pierhead line, as approved by the United States government October 20, 1919; thence north  $8^{\circ}, 41', 37''$

east 3,760.04 feet to a point in the southerly line of east Wisconsin Avenue extended easterly, distant 1,704.70 feet from the easterly line of Marshall street; thence south  $85^{\circ}$ , 46', 53" west 1,231.58 feet along the southerly line of Wisconsin Avenue to the point of commencement, being land mainly submerged, in fractional sections 28 and 33, township 7 north, range 22 east, in the third ward of the city of Milwaukee, and containing 137 acres more or less.

SECTION 3. The city of Milwaukee, shall not convey any portion or the whole of the lands so granted, ceded and confirmed, and described in SECTION 2 of this act, to any other party, either by warranty deed, quit claim, or in any other manner, except that it may convey to the government of the United States such portion thereof as may be desirable for the promotion of navigation; and it may also convey lands to any harbor district or other public corporation that may hereafter be organized, under any law of this state, for the purpose of maintaining and operating a public port; and it may further lease for an initial term not exceeding 30 years, such particular parcels or portions thereof as the board of harbor commissioners considers advisable, to parties desiring to employ such leased portions and parcels in a manner determined by the board of harbor commissioners to be for the best interests of port and harbor development.

SECTION 4. Whenever the city of Milwaukee conveys or attempts to convey the whole or any portion of the lands hereby granted, ceded or confirmed, to any other party except as herein provided, or uses the lands or any part thereof except as herein provided, such land, or any part thereof so conveyed or attempted to be conveyed or so used shall revert to the state.

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