## I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN 2015 (FIRST) Regular Session

Bill No.	137	33	(new)
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Introduced by:

T.C. ADA

AN ACT TO AMEND THE LAND TRANSFER FOR GEORGE TOVES AS AUTHORIZED BY P.L. 28-68 TO BE AREA FOR AREA NOT TO INCLUDE LAND USED BY A MILITARY UTILITY EASEMENT.

## BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that Public Law 28-68 authorized the area for area land transfer to Mr. George Toves for land needed to access the new Ukudu High School. The lot transferred to Mr. Toves, Lot No. 10120-21NEW-9, Dededo, includes a military utility easement, MU-T-10, which dissects the property and consists of approximately ±766 (seven hundred sixty-six) square meters. The military utility easement on Lot No. 10120-21NEW-9 has reduced the land available, which should be eight thousand three hundred seventy-three (8,373) square meters.

I Liheslaturan Guåhan finds the adjacent lot, Lot No. 10120-21NEW-8, Dededo, is an unused lot assigned to the Chamorro Land Trust Commission, and is land that could be used to compensate the land transfer to ensure a net of eight thousand three hundred seventy-three (8,373) square meters is exchanged. Therefore, approximately ±766 (seven hundred sixty-six) square meters of land from Lot No. 10120-21NEW-8, Dededo, not to include land assigned to MU-T-10 will be transferred to Mr. Toves and incorporated into Lot No. 10120-21NEW-9, Dededo.

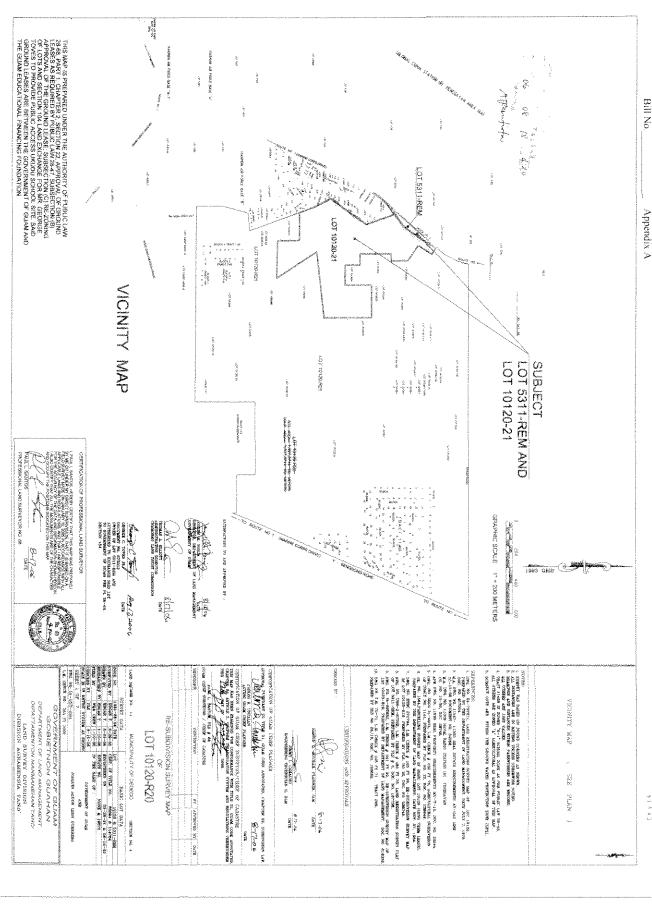
I Liheslaturan Guåhan further finds that this land exchange served a legitimate public necessity and that the transfer of government land for private land serves as due compensation.

**Section 2.** Public Law 28-68, Section 104 is hereby amended to read:

"Section 104. Land Exchange for Mr. George Toves to provide public access to Ukudu High School site:

"Land Exchange. I *Maga'lahen Guåhan* and the Chamorro Land Trust Commission shall cause and execute a consolidation and land exchange involving Basic Lot 5311-REM

- 1 Dededo privately owned by George Toves and a portion of Basic Lot 10120-R20 known as Tract
- 2 11406 owned by the Government of Guam to provide for access for the Ukudu High School Site
- and usable lots. The land exchange shall be on an area for area basis and shall not include the
- 4 area utilized by the military utility easement known as MU-T-10, as depicted on Exhibit A.
- 5 The provisions of this section shall be applicable to the Municipality Lease program for the
- 6 Ukudu school as provided for in Part I of this Act."
- Section 3. Transfer of Property. An area approximately  $\pm 766$  (seven hundred sixty-six)
- 8 square meters of Lot No. 10120-21NEW-8, Dededo, owned by the Chamorro Land Trust
- 9 Commission, not to include land assigned to the area designated by the military utility easement,
- MU-T-10, be transferred to Lot No. 10120-21NEW-9, Dededo, to compensate for the area of
- land used by the military utility easement, known as MU-T-10, in Lot No. 10120-21NEW-9,
- Dededo. As the area noted above is an approximation, the Department of Land Management
- shall prepare and record a new survey map to depict the change of boundaries and the true and
- correct area in this land transfer. Map No. 254FY2005, Sheet 7 of 7, in Exhibit A shows the
- existing lots with the military utility easement required to be corrected by this Act.
- Section 4. Exemption. §2107 of Title 2 Guam Code Annotated and the Standing Rules
- of I Mina Trentai Tres Na Liheslaturan Guahan relative to land appraisals of land bills shall not
- apply to this Act.
- Section 5. Issuance of Certificate of Title. The Department of Land Management shall
- issue a certificate of title for the newly consolidated Lot No. 10120-21NEW-9, Dededo, after the
- 21 completion of the land transfer within ninety (90) days of this Act.



BIII No

