

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (First) Regular Session

2011 MAY 23 11:15
MUN

Bill No. 201-31 (COR)

Introduced by:

v.c. pangelinan



**AN ACT TO AUTHORIZE THE DEPARTMENT
OF LAND MANAGEMENT TO EXCHANGE A
PORTION OF GOVERNMENT OF GUAM
LAND AND DEED LOT NO. 1NEW-6, WITHIN
BLOCK NO. 24, MUNICIPALITY OF
HAGATNA TO ADRIAN L. CRISTOBAL AND
CONCEPCION F. CRISTOBAL PURSUANT TO
CIVIL CASE CV230-88 RECORDED UNDER
DOCUMENT NO. 478218**

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
2 finds that Public Law 18-49 authorized the government of Guam to
3 exchange government-owned property with private property taken by the
4 government for the construction of the LBJ Elementary School in Tamuning
5 and the Tamuning Fire Station. Adrian L. Cristobal and Concepcion F.
6 Cristobal, herein referred to as the “Cristobals” were deeded Lot No. 12-2,
7 Ipan, Talofofu by the government of Guam in exchange for the Tamuning
8 properties.

9 *I Liheslaturan Guåhan* further finds that pursuant to Civil Case
10 CV230-88, recorded under Document No. 478218 stipulated that the
11 government of Guam was without any right of ownership to convey Lot No.

1 12-2, Ipan to the Cristobals. The government of Guam conceded to the
2 defect in said land exchange. It further stipulated that the Cristobals will
3 identify a lot in the government of Guam's inventory of lands for the
4 Cristobals to select from in order to obtain the consideration they bargained
5 for in said land exchange agreement.

6 *I Liheslaturan Guåhan* further finds that to comply with the stipulated
7 order, the Cristobals have identified properties within Block No. 24,
8 Municipality of Hagåtña, under the inventory of the Chamorro Land Trust
9 Commission (CLTC) and contiguous to Cristobals privately owned
10 properties Lot No. 139-1 and 140-1.

11 *I Liheslaturan Guåhan* further finds that the property chosen by the
12 Cristobals is within the inventory of the CLTC. *I Liheslaturan Guåhan*
13 wishes to replace the CLTC land authorized in this land exchange with
14 government of Guam lands reserved for land exchanges.

15 Therefore, *I Liheslaturan Guåhan* intends to fully resolve this long
16 standing land issue with the Cristobals by authorizing the Department of
17 Land Management to complete the land exchange of the government land
18 selected by the Cristobals, Lot No. 1NEW-6, as shown on survey map
19 recorded on Document No. 799055, recorded under Document No. 478218
20 pursuant to Civil Case CV230-88 and Public Law 18-49.

21 **Section 2. Land Exchange Authorization.** The Department of Land
22 Management is hereby authorized to exchange, on a value for value basis, a
23 portion of government of Guam, Track 11405 (Formerly Lot 10120-20, in
24 the Municipality of Dededo, containing seventy (70) acres which were
25 reserved pursuant to Public Law 22-18 for land exchanges) with Chamorro
26 Land Trust Commission property contained in the new consolidated Lot No.
27 1NEW-6 within Block No. 24, Municipality of Hagåtña and exchange

1 authorized in Public Law 18-49 and Civil Case CV230-88 as shown on Re-
2 Subdivision Survey Map, drawing number I4-06T702, L.M. Check No.
3 273FY2008, and recorded under document number 799055, November 24,
4 2009, prepared by Professional Land Surveyor No. 68, Paul L. Santos.

5 **Section 3. Authorization to Deed.** The *I Liheslaturan Guåhan* hereby
6 authorizes the Department of Land Management to issue a deed to Adrian L.
7 Cristobal and Concepcion F. Cristobal or their heirs for the consolidated Lot
8 No. 1NEW-6 within Block No. 24, Municipality of Hagatna pursuant to
9 Civil Case No. CV230-88 and Public Law 18-49.

10 **Section 4. Severability.** If any of the provisions of this Act or the
11 application thereof to any person or circumstance is held invalid, such
12 invalidity shall not affect any other provision or application of this Act
13 which can be given effect without the invalid provision or application, and to
14 this end the provisions of this Act are severable.