



Office of the Governor of Guam

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Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

MAY 19 2010

2010 MAY 19 PM 3:42

The Honorable Judith T. Won Pat, Ed.D.
Speaker
Mina' Trenta Na Liheslaturan Guåhan
155 Hessler Street
Hagåtña, Guam 96910

Dear Speaker Won Pat:

Transmitted herewith is Substitute Bill No. 349-30 (COR) "AN ACT TO ADD A NEW §80105 (c) TO CHAPTER 80 OF TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO THE TRANSFER OF PROPERTY UNDER THE JURISDICTION OF THE PORT AUTHORITY OF GUAM TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION", which I signed into law on May 17, 2010 as Public Law 30-142.

Sins eru yan Magåhet,

MICHAEL W. CRUZ, M.D.
I Maga'låhen Guahan para pa'go
Acting Governor of Guahan

Attachment: copy of Bill

30-10-0460

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

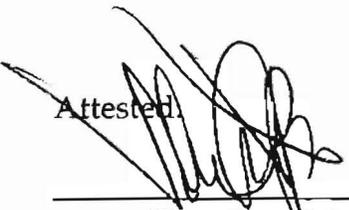
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Substitute Bill No. 349-30 (COR), "AN ACT TO ADD A NEW §80105 (c) TO CHAPTER 80 OF TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO THE TRANSFER OF PROPERTY UNDER THE JURISDICTION OF THE PORT AUTHORITY OF GUAM TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION", was on the 3rd day of May, 2010, duly and regularly passed.



Judith T. Won Pat, Ed. D.
Speaker

Attested:


Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 5th day of may, 2010, at
4:00 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



MIKE W. CRUZ, MD
GOVERNOR OF GUAM ACTING

Date: MAY 17 2010

Public Law No. P.L. 30-142

I MINA'TRENTA NA LIHESLATURAN GUAHAN
2010 (SECOND) Regular Session

Bill No. 349-30 (COR)

As Substituted by the Committee on
Appropriations, Taxation, Banking, Insurance,
Retirement and Land, and amended on the Floor.

Introduced by:

T. R. Muña Barnes
Telo Taitague
Judith T. Won Pat, Ed.D.
Judith P. Guthertz, DPA
T. C. Ada
F. F. Blas, Jr.
V. Anthony Ada
F. B. Aguon, Jr.
E. J.B. Calvo
B. J.F. Cruz
J. V. Espaldon
Adolpho B. Palacios, Sr.
v. c. pangelinan
R. J. Respicio
Ray Tenorio

**AN ACT TO *ADD* A NEW §80105 (c) TO CHAPTER 80
OF TITLE 21, GUAM CODE ANNOTATED, RELATIVE
TO THE TRANSFER OF PROPERTY UNDER THE
JURISDICTION OF THE PORT AUTHORITY OF
GUAM TO THE JURISDICTION OF THE GUAM
ANCESTRAL LANDS COMMISSION.**

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent.** *I Liheslatura* finds that
3 certain ancestral lands in the municipalities of *Piti*, *Sumay* and *Agat* were
4 condemned under Civil Action No. 5-49 by the Naval Government of Guam

1 creating the Apra Harbor Reservation Boundary. Eventually, the United States
2 quitclaimed portions of the Apra Harbor Reservation to the Government of Guam
3 in December 1984 containing certain parcels, with eventual transfer to the
4 Commercial Port of Guam, now known as the Port Authority of Guam (PAG), for
5 development. In formal conferences and legislative session meetings between the
6 PAG and *I Liheslatura* (the Legislature), it has been stated by the PAG board,
7 management, and personnel that the PAG *does not* have any future plans for the
8 development or use of certain portions of the parcels under their jurisdiction.

9 Therefore, *I Liheslatura* intends to transfer such land parcels and properties
10 to the Guam Ancestral Lands Commission so that the Guam Ancestral Lands
11 Commission *can and shall* proceed with the return of such land parcels and
12 properties to the original landowners or their estates, pursuant to the Commission's
13 enabling legislation and mandates.

14 **Section 2.** A new §80105(c) is hereby *added* to §80105 of Chapter 80,
15 Title 21, Guam Code Annotated, to read as follows:

16 “(c) Portions of Parcel 1 South of Route 18 and contiguous to the
17 North of Apra Harbor Parcel 6, also abutting Marine Corps Drive on the
18 east, specifically original lot: No. 166, originally owned by the Estates of
19 Jose C. Leon Guerrero; Joaquin C. Leon Guerrero; Gil C. Leon Guerrero;
20 Antonio C. Leon Guerrero; Filomena C. Leon Guerrero; Wenceslao C. Leon
21 Guerrero and William C. Leon Guerrero. The property *shall* be transferred
22 and *shall* be deeded to the Guam Ancestral Lands Commission within thirty
23 (30) days of the effective date of this Act. The Guam Ancestral Lands
24 Commission *shall* within one hundred eighty (180) days dispose of the land
25 parcel and lot transferred by this Act in a manner consistent with and
26 pursuant to its enabling legislation and its mandates. All pre-condemnation
27 roads, easements and bull cart trails *shall* remain as easements for public

1 access and utilities. The transferred property *shall* be zoned “A” –
2 Agricultural zone.”

3 **Section 3.** The Department of Land Management *shall* plot, plan, design,
4 and provide within sixty (60) days of enactment an aerial overlay map delineating
5 all roads, easements, bull-cart trails, and public access as to determine such access
6 or easements’ location in relation to the return subject lot so that *no* lot is
7 landlocked. The overlay *shall* show all original lot lines generally.

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