

EDDIE BAZA CALVO
Governor



RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

April 12, 2013

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Dos Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

RE: Bill No. 7-32 (LS) – Public Law No. 32-013

Dear Madame Speaker:

Transmitted herewith is Bill No. 7-32 (LS), "AN ACT TO ADD A NEW §80105 (i) 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 April 11, 2013, as Public Law 32-013.

Senseramente,



EDDIE BAZA CALVO

Attachment: Copy of Bill

0275

32-13-275
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 4/12/13
Time 4PM
Received by RX

2013 APR 12 PM 4: 22

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session


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

This is to certify that **Bill No. 7-32 (COR)**, "AN ACT TO ADD A NEW §80105 (i) 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 1st day of April, 2013, duly and regularly passed.



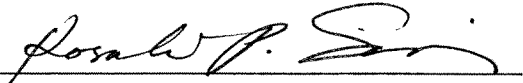
Judith T. Won Pat, Ed.D.
Speaker

Attested:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 2 day of April,
2013, at 12:10 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



EDWARD J.B. CALVO
I Maga'lahen Guåhan

Date: APR 11 2013

Public Law No. 32-013

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

Bill No. 7-32 (COR)

As amended on the Floor.

Introduced by:

Judith T. Won Pat, Ed. D.
Vicente (ben) C. Pangelinan
T. R. Muña Barnes
T. C. Ada
V. Anthony Ada
Frank B. Aguon, Jr.
B. J.F. Cruz
Chris M. Dueñas
M. T. Limtiaco
Brant T. McCreadie
Tommy Morrison
R. J. Respicio
Dennis G. Rodriguez, Jr.
Michael F. Q. San Nicolas
Aline A. Yamashita, Ph.D.

AN ACT TO ADD A NEW §80105 (i) 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
5 creating the Apra Harbor Reservation Boundary. Eventually, the United States
6 quitclaimed portions of the Apra Harbor Reservation to the government of Guam

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

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

12 **Section 2.** A new Subsection (i) is hereby *added* to §80105 of Chapter 80,
13 Title 21, Guam Code Annotated, to read as follows:

14 “(i) Portions of Parcel 1 South of Route 18 and contiguous to the
15 North of Apra Harbor Parcel 6, also abutting Marine Corps Drive on the
16 east, specifically original lot: No. 127 PI, originally owned by the Estate of
17 Maria Salas San Nicolas, Antonia Salas San Nicolas, Carlina San Nicolas
18 Rapolla, Joaquin S. San Nicolas, Juan S. San Nicolas, Maria S.-CI# 8383,
19 San Nicolas, Dolores Wusstig San Nicolas, Rosario San Nicolas Iriarte,
20 Consolacion S. San Nicolas, Ignacia San Nicolas Afleje, Dolores C. San
21 Nicolas, and Ana San Nicolas Sanford, in the municipality of *Piti*. The
22 property *shall* be transferred and *shall* be deeded to the Guam Ancestral
23 Lands Commission within thirty (30) days of the effective date of this Act.
24 The Guam Ancestral Lands Commission *shall* within one hundred eighty
25 (180) days dispose of the land parcel and lot transferred by this Act in a
26 manner consistent with and pursuant to its enabling legislation and its
27 mandates. All pre-condemnation roads, easements and bull cart trails *shall*

1 remain as easements for public access and utilities. The transferred property
2 *shall* be zoned “A” – 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.