



EDDIE BAZA CALVO  
Governor

RAY TENORIO  
Lieutenant Governor

*Office of the Governor of Guam.*

**FEB 27 2015**

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

2015 MAR -3 PM 12:56

Dear Madame Speaker:

Transmitted herewith is Bill No. 1-33 (LS) "AN ACT TO TRANSFER TITLE OF LOT NO. 5397, MUNICIPALITY OF MANGILAO, TO THE UNIVERSITY OF GUAM," which was signed into law on February 25, 2015, as Public Law 33-02.

*Senseramente,*

**RAYMOND S. TENORIO**  
*I Maga'lahaen Guåhan, para pa'go*  
Acting Governor of Guam

33-15-0211  
Office of the Speaker  
Judith T. Won Pat, Ed.D

Date: 02-27-15  
Time: 4:40pm  
Received By: [Signature]

0211

P.O. Box 2950 • Hagatna, Guam 96932  
Tel: (671) 472-8931 • Fax: (671) 477-4826 • [governor.guam.gov](http://governor.guam.gov) • [calendar.guam.gov](http://calendar.guam.gov)



Eddie Baza Calvo



@eddiebazacalvo



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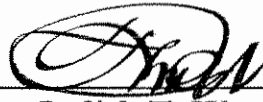


[governorofguam](http://governorofguam)

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

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

This is to certify that Bill No. 1-33 (LS), "AN ACT TO TRANSFER TITLE OF LOT NO. 5397, MUNICIPALITY OF MANGILAO, TO THE UNIVERSITY OF GUAM," was on the 20<sup>th</sup> day of February, 2015, duly and regularly passed.



Judith T. Won Pat, Ed.D.  
Speaker

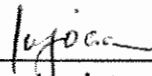
Attested:



Tina Rose Muña Barnes  
Legislative Secretary

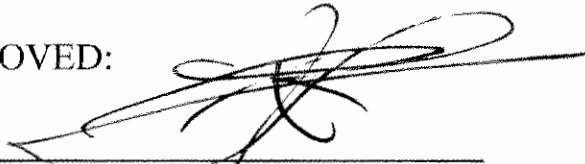
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This Act was received by *I Maga'lahen Guåhan* this 23<sup>rd</sup> day of Feb,  
2015, at 4:38 o'clock P.M.



Assistant Staff Officer  
*Maga'lahi's* Office

APPROVED:



RAYMOND S. TENORIO  
Acting Governor of Guam

Date: FEB 25 2015

Public Law No. 33-02

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

**Bill No. 1-33 (LS)**

As amended by the Author and the  
Committee on Transportation, Infrastructure,  
Lands, Border Protection, Veterans' Affairs and  
Procurement; and further amended on the Floor.

Introduced by:

Judith T. Won Pat, Ed.D.

T. C. Ada

V. Anthony Ada

FRANK B. AGUON, JR.

Frank F. Blas, Jr.

B. J.F. Cruz

James V. Espaldon

Brant T. McCreadie

Tommy Morrison

T. R. Muña Barnes

R. J. Respicio

Dennis G. Rodriguez, Jr.

Michael F.Q. San Nicolas

M. C. Torres

N. B. Underwood, Ph.D.

**AN ACT TO TRANSFER TITLE OF LOT NO. 5397,  
MUNICIPALITY OF *MANGILAO*, TO THE  
UNIVERSITY OF GUAM.**

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

2           **Section 1. Legislative Findings and Intent.** *I Liheslatura* finds that Lot  
3 No. 5397, municipality of *Mangilao*, containing an area of 6,096,159+/- square  
4 feet, or 566,351+/- square meters, or 139.95+/- acres; as shown on Drawing No.  
5 972, L.M. No. 110 FY90, prepared by Ronald G. Perry, PLS No. 33, dated

1 February 23, 1990, and recorded under Instrument No. 433246, is registered in the  
2 name of the Government of Guam as owner in fee simple, subject to a reversionary  
3 interest of the United States in the event the lot is used for other than its intended  
4 purposes. Lot No. 5397 is commonly known as the “Cliff Line Property”. Title in  
5 the name of the Government of Guam was granted by the Superior Court of Guam  
6 on March 29, 1999, pursuant to a Petition for Registration of Title to Land.

7 *I Liheslatura* notes that historically in January 1966 the Director of Land  
8 Management of the Government of Guam filed and approved the establishment of  
9 Conservation Areas. The administration of Lot No. 5397 is stated as follows:  
10 “This area will be administered and controlled by the College of Guam in  
11 conjunction with the Departments of Agriculture, Land Management and Public  
12 Works.” *I Liheslatura* further finds that Public Law 22-18 designated Lot No. 5397  
13 as Reserved Land to be managed jointly by the University of Guam, the  
14 Department of Agriculture, and the Department of Parks and Recreation for the  
15 “Marine Lab Expansion, Conservation Reserve and Prehistoric Site.” Lot No. 5397  
16 holds perhaps the best preserved tract of limestone forest on Guam, resulting from  
17 the inaccessibility of the area due to the difficult tower karst terrain that pervades  
18 it. Since January 1966, Lot No. 5397 has been in the control of the University,  
19 where it has been a biological conservation site for the purposes of advancing the  
20 conservation, protection and study of the natural soil and water conditions and of  
21 all native plants, animal and water life. Further, Lot No. 5397 holds the University  
22 of Guam Marine Laboratory, Marine Laboratory Visitors Housing Facility, and the  
23 Water and Environmental Research Institute (WERI). The lot is used extensively  
24 by University classes for field trips and by University faculty in the natural  
25 sciences for research. Future plans by the University include continued use of the  
26 natural features of this lot in education and research, and accommodating  
27 constructions of new facilities at the Marine Lab and WERI.

1            *I Liheslatura* finds that if title to Lot No. 5397 were transferred to the  
2 University, the University would be free to proceed with specific projects and  
3 plans to address these concerns. Inasmuch as the University has maintained  
4 administrative control of Lot No. 5397 since January 1966, transfer of title of Lot  
5 No. 5397 to the University would play a vital part in increasing the University's  
6 revenue sources, fostering sustainability, and capacity building. It is for this  
7 particular reason that *I Liheslatura* finds it is now appropriate and fiscally  
8 responsible that title of Lot No. 5397 be transferred to the University.

9            Therefore, it is the intent of *I Liheslatura* to transfer Lot No. 5397  
10 exclusively to the University of Guam for the purpose of continuing the  
11 University's mission of *Ina, Diskubre, Setbe* and for purposes of increasing the  
12 University's revenue sources, capacity building and sustainability, while  
13 preserving the original intent in establishing the conservation area.

14            **Section 2. Transfer of Property.** Lot No. 5397, municipality of  
15 *Mangilao*, Guam, containing an area of 6,096,159+/- square feet, or 566,351+/-  
16 square meters, or 139.95+/-acres, as shown on Drawing No. 972, L.M. No. 110  
17 FY90, prepared by Ronald G. Perry, PLS No. 33, dated February 23, 1990, and  
18 recorded under Instrument No. 433246, is hereby transferred to the University of  
19 Guam, pursuant to §60112, Chapter 60 of Title 21, Guam Code Annotated, for  
20 purposes of continuing the University's mission of *Ina, Diskubre, Setbe*.

21            **Section 3. Use of Property.** The use of Lot No. 5397 *shall* be consistent  
22 with the original intent of the expansion of the Marine Lab, as a Conservation  
23 Reserve and Prehistoric Site; and for the specific use of the Water and  
24 Environmental Research Institute (WERI) or succeeding organization, and as  
25 related to the advancement of the conservation, and the protection and study of the  
26 natural soil and water conditions and of all native plants, animal and water life.  
27 Any plans to construct facilities for the expansion of the Marine Lab and WERI or

1 change from the intended use *shall* require the concurrence of *I Liheslaturan*  
2 *Guåhan* by statute.

3       **Section 4. Exemption.** § 2107 of Title 2, Guam Code Annotated, and the  
4 Standing Rules of *I Mina'Trentai Tres Na Liheslaturan Guåhan* relative to the  
5 appraisals of land *shall not* apply to this Act.

6       **Section 5. Issuance of Certificate of Title.** The Department of Land  
7 Management *shall* issue a certificate of title for Lot No. 5397 in the name of the  
8 University of Guam within sixty (60) days of enactment of this Act.