

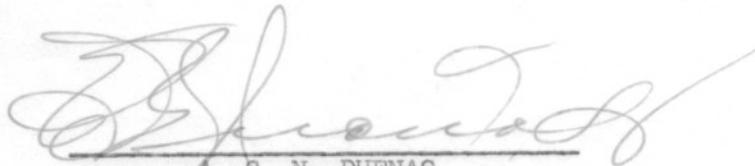
FIRST GUAM LEGISLATURE
1952 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill Number 233, "An Act to amend Article 6 of Public Law 33, First Guam Legislature, and to add Section 42(a) thereto, relating to the sale and transfer of Government owned land to religious and charitable nonprofit organizations", was on the 8th day of July, 1952, duly and regularly passed.


A. B. WON PAT
Speaker

ATTESTED:


A. S. N. DUENAS
Legislative Secretary

This Act was received by the Governor this 14th day
of July, 1952, at 4:33 o'clock P. M.


MANUEL F. L. GUERRERO
Acting Secretary of Guam

APPROVED:


R. S. HERMAN
Acting Governor of Guam

Dated: July 24, 1952

3 Introduced by _____
4 Antonio C. Cruz, by
5 request.

6 An Act to amend Article 6 of Public Law
7 33, First Guam Legislature, and to add
8 Section 42(a) thereto, relating to the
9 sale and transfer of government owned
10 land to religious and charitable non-
11 profit organizations.

12 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

13 Section 1. A new section to be numbered 42(a) is hereby
14 added to Article 6 of Public Law 33, First Guam Legislature, to read:

15 "Section 42a. The Governor of Guam is authorized to
16 sell parcels of land to religious or charitable nonprofit organiza-
17 tions at the fair value thereof. Provided, however,
18 that only land held by the government of Guam in fee simple
19 absolute, or to which hereafter the government of Guam may
20 be able to pass title with the consent of the Secretary of
21 the Interior shall be subject to the provisions of this
22 section. Any religious or charitable nonprofit organiza-
23 tion desiring to procure land pursuant to the terms hereof
24 shall submit to the Department of Land Management an appli-
25 cation on the form prescribed by the Director of Land
26 Management and approved by the Governor. A filing fee of
27 ten dollars (\$10.00) shall be paid with each application
28 and shall not be returned. Such form shall be subscribed
29 and sworn to by a duly authorized representative of the
30 organization, whose signature and authority shall be pro-
31 perly attested. The application must have the approval
32 of the Director of Finance and the Attorney General,
relative to the status of the organization as religious
or charitable nonprofit.

Following submission of the application, the

1 procedure relative thereto shall follow that prescribed
2 in applicable sections of this Act. Except, however, the
3 provisions relative to priorities, contained in Sections
4 40, 41 and 42 of this Act, and all other reference to
5 priorities shall have no application and shall not be
6 utilized in executing the provisions of this section. It
7 is the intent of this section that worthy religious and
8 charitable nonprofit organizations upon proper showing of
9 facts may be enabled to procure land reasonably necessary
10 to carry out their functions and purposes, without the
11 priority provisions of this Act.

12 In addition to the conditions precedent to the approval
13 of any application, set forth in Section 39 hereof, the Board
14 must find as a condition precedent to the approval of any
15 application under this section, that the land is reasonably
16 necessary to enable the organization to carry out the functions
17 for which the organization was established.

18 No land shall be conveyed or transferred hereunder for
19 agricultural, commercial, industrial or any other purpose
20 outside the scope of the functions for which the organization
21 was established and in which the organization customarily participates.
22 It is the intent of this section that conveyances or transfers of land
23 hereunder ultimately shall accrue to the benefit of the people of Guam
24 by assisting in provision for their religious, moral and social wel-
25 fare, and not for the personal gain of members of the organization."

26 Section 2. This is an urgency measure and shall take effect upon
27 approval by the Governor.
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