

FIFTH GUAM LEGISLATURE
1960 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill No. 379, "An Act to add Chapter 7 to Title XIX of the Government Code of Guam to exempt tracts of not less than one acre from the provisions of the Subdivision Law", was on the 5th day of August, 1960, duly and regularly passed.




A. B. WON PAT
Speaker

ATTESTED:



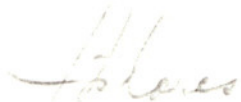
V. B. BAMBA
Legislative Secretary

This Act was received by the Governor this 18th day
of August, 1960 at 9:20 o'clock A. M.



MANUEL F. L. GUERRERO
Assistant Secretary of Guam

APPROVED:



JOSEPH FLORES
Governor of Guam

DATED: SEP 8 1960

2:40 P. M.

AN ACT TO ADD CHAPTER 7 TO TITLE XIX OF THE
GOVERNMENT CODE OF GUAM TO EXEMPT TRACTS OF
NOT LESS THAN ONE ACRE FROM THE PROVISIONS
OF THE SUBDIVISION LAW.

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

Section 1. Chapter 7 is hereby added to Title XIX of the
Government Code of Guam to read as follows:

"CHAPTER 7

TRACTS OF MORE THAN ONE ACRE:

EXEMPTION FROM THIS TITLE

Section 18600. Subdivision of tracts of land of more
than one acre. Notwithstanding any other provision of this Title, a
tract of land, the title of which has been registered under the provi-
sions of the Land Title Registration Act, may be divided into any
number of lots, parcels or tracts, for sale, lease or transfer, pro-
vided that each such lot, parcel or tract in such division shall be
more than one acre and shall have access to the territorial road system,
upon compliance with the provisions of this Chapter and submission of a
record of survey map.

Section 18601. Same: Preparation of record of survey map.
Any record of survey map under this Chapter shall be made by a cadastral
surveyor or civil engineer duly licensed under the laws of Guam and
shall be filed with the Executive Secretary for action by the Commission
and shall conform to the following:

(a) The map shall be clearly and legibly drawn in black
India ink on tracing cloth of good quality. All lines, letters,

figures, certificates, acknowledgments, and signatures shall be made with black waterproof India ink. It shall be so made that good legible blueprints and negatives can be made therefrom. Any map on which figures or letters are not clearly and distinctly shown or the legibility of which has been impaired by excessive erasing or other causes shall not be approved.

(b) Each sheet of such map shall be seventeen and one-half ($17\frac{1}{2}$) by twenty-nine (29) inches with a marginal line one (1) inch from each edge. The name, title, or other designation and all drawings, affidavits, certificates, acknowledgments, endorsements, acceptances of dedications and notarial seals shall be within said marginal lines.

(c) The scale of the map large enough to show all details clearly and enough sheets used to accomplish this end.

(d) The particular number of each sheet and the total number of sheets and its relation to each adjoining sheet shall be clearly shown on each sheet.

(e) The exterior boundaries of the land so surveyed.

(f) True north properly indicated and located on the map.

(g) Street and utility easements for access to each lot.

(h) Basis of bearing.

(i) The first page of a record of survey map shall contain the following executed Certificates of:

(1) Ownership in fee simple, consent to divide, dedication of streets, alleys, public ways, and any other property to be dedicated;

(2) Cadastral surveyor or civil engineer concerning accuracy of map;

(5) Director of Finance stating that taxes for the current taxable year are paid in full.

(j) Form for Certificates of:

- (1) Executive Secretary in regard to accuracy of map and qualification of division under this Title;
- (2) Approval by the Commission;
- (3) Acceptance of dedication by the Governor;
- (4) Recordation.

Section 18602. Additional material accompanying record of survey map. The following additional material shall accompany the Record of Survey Map:

(a) A complete copy of all survey and mathematical information necessary to locate all monuments and to locate and retrace any and all interior and exterior boundary lines appearing thereon, including the bearing and length of all curves, and such information as may be necessary to determine the location of centers of curves; and coordinates in feet the 1913 Army, 1945 LCC (Land and Claims Commission) or 1949 PIE (Pacific Island Engineers) triangulation system of all lot corners and reference points;

(b) A current certified copy of the Certificate of Title on file in the Records Section, Department of Land Management, to the land shown on the proposed Record of Survey Map.

Section 18603. Filing and recording fee. Before any Record of Survey Map is accepted for filing, the Executive Secretary shall collect a filing fee in the amount provided under Section 18105 of this Title and the recording fee.

Section 18604. Private streets. Private streets may be shown on any record of survey map if said streets are to be kept physically closed to public traffic or said streets are posted as private streets at all times. Any such private street shall be shown on such map by a heavy-dashed line. In the event a street is shown as a private street on any record of survey map, such street shall not be included within the territorial road system until title to or easement in said street is conveyed to the government by all persons, firms, corporations, partnerships or associations having the authority to do so and such conveyance is accepted by the Governor. Such street must first be improved at no cost or expense to the government and must conform to the minimum specifications and requirements prescribed under this Title for a street dedicated on a final subdivision map.

Section 18605. Lot number. No lot number shall be noted on any parcel in a record of survey map until such lot number has been issued by the Executive Secretary.

Section 18606. Commission approval required on Record of Survey Map. No record of survey map shall be recorded until such record of survey map has been approved by the Commission. No record of survey map shall be approved by the Commission unless such record of survey map conforms to all the requirements of this Chapter and to any applicable rules and regulations adopted by the Commission in furtherance of this Chapter. No person shall sell or assign, or offer for sale, any lot, parcel or site within a record of survey division until the record of survey map has been recorded."

Section 2. This Act is an urgency measure.

Approved September 8, 1960.