


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

Bill No. 1-33 (LS)

Introduced by:

Judith T. Won Pat, Ed.D. 

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

2015 JAN -5 AM 10:06



1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. *I Liheslatura* finds that Lot No.
3 5397, Municipality of Barrigada is registered in the name of the Government of Guam
4 as owner in fee simple, subject to a reversionary interest of the United States in the
5 event the lot is used for other than its intended purposes. Lot No. 5397 is commonly
6 known as the “Cliff Line Property”. Title in the name of the Government of Guam
7 was granted by the Superior Court of Guam on March 29, 1999, pursuant to a Petition
8 for Registration of Title to Land.

9 *I Liheslatura* notes that historically in January 1966 the Director of Land
10 Management of the Government of Guam filed and approved the establishment of
11 Conservation Areas. The administration of Lot No. 5397 is stated as follows: “This
12 area will be administered and controlled by the College of Guam in conjunction with
13 the Departments of Agriculture, Land Management and Public Works.” *I Liheslatura*
14 further finds that Public Law 22-18 designated Lot No. 5397 as Reserved Land to be
15 managed jointly by the University of Guam, the Department of Agriculture, the
16 Department of Park and Recreation for the Marine Lab Expansion, Conservation

1 Reserve and Prehistoric Site. Lot No. 5397 holds perhaps the best preserved tract of
2 limestone forest on Guam, resulting from the inaccessibility of the area due to the
3 difficult tower karst terrain that pervades it. Since January 1966 Lot No. 5397 has
4 been in the control of the University, where it has been a biological conservation site
5 for the purposes of advancing the conservation, protection and study of the natural soil
6 and water conditions and of all native plants, animal and water life. Further, Lot No.
7 5397 holds the University of Guam Marine Laboratory, Marine Laboratory Visitors
8 Housing Facility, and the Water and Environmental Research Institute (WERI). The
9 lot is used extensively by University classes for field trips and by University faculty in
10 the natural sciences for research. Future plans by the University include continued use
11 of the natural features of this lot in education and research, and accommodating
12 constructions of new facilities at the Marine Lab and WERI.

13 *I Liheslatura* finds that if title to Lot No. 5397 were transferred to the
14 University, the University would be free to proceed with specific projects and plans to
15 address these concerns. Inasmuch as the University has maintained administrative
16 control of Lot No. 5397 since January 1966, transfer of title of Lot No. 5397 to the
17 University would play a vital part in increasing the University's revenue sources,
18 fostering sustainability, and capacity building. It is for this particular reason that *I*
19 *Liheslatura* finds it is now appropriate and fiscally responsible that title of Lot No.
20 5397 be transferred to the University.

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

1 **Section 2. Transfer of Property.** Lot No. 5397, Municipality of Barrigada, is
2 hereby transferred to the University of Guam, pursuant to §60112, Chapter 60 of Title
3 21 Guam Code Annotated, for purposes of continuing the University’s mission of Ina,
4 Diskubre, Setbe. Any development on Lot No. 5397 shall be consistent with the
5 original intent of the Conservation Reserve, that of the advancement of the
6 conservation, and the protection and study of the natural soil and water conditions and
7 of all native plants, animal and water life.

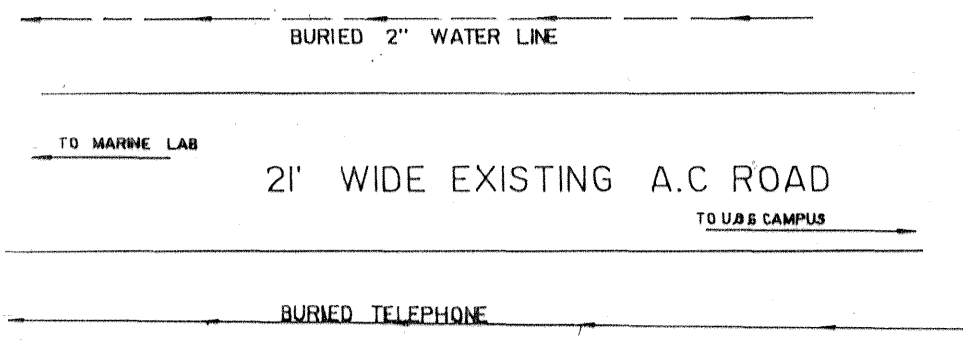
8 **Section 3. Exemption.** § 2107 of Title 2 Guam Code Annotated and the
9 Standing Rules of *I MINA’ TRENTAI TRES NA LIHESLATURAN GUÁHAN* relative
10 to land appraisals of land bills shall not apply to this Act.

11 **Section 4. Issuance of Certificate of Title.** The Department of Land
12 Management shall issue a certificate of title for Lot No. 5397 in the name of the
13 University of Guam within thirty (30) days of this Act.

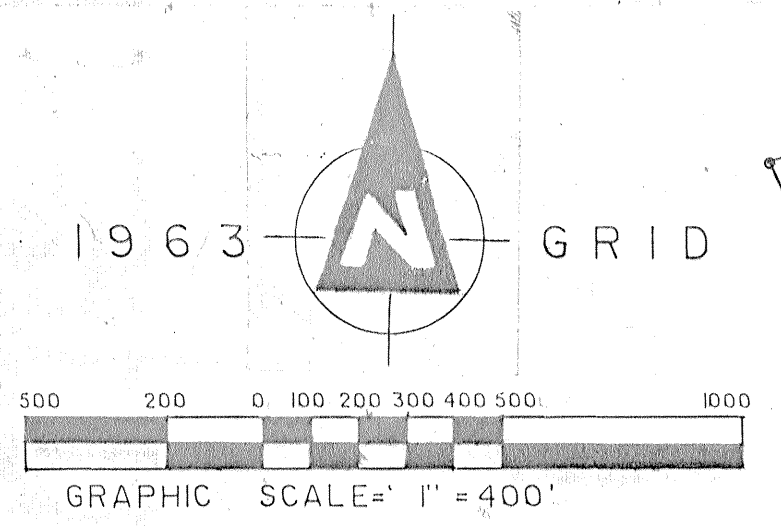
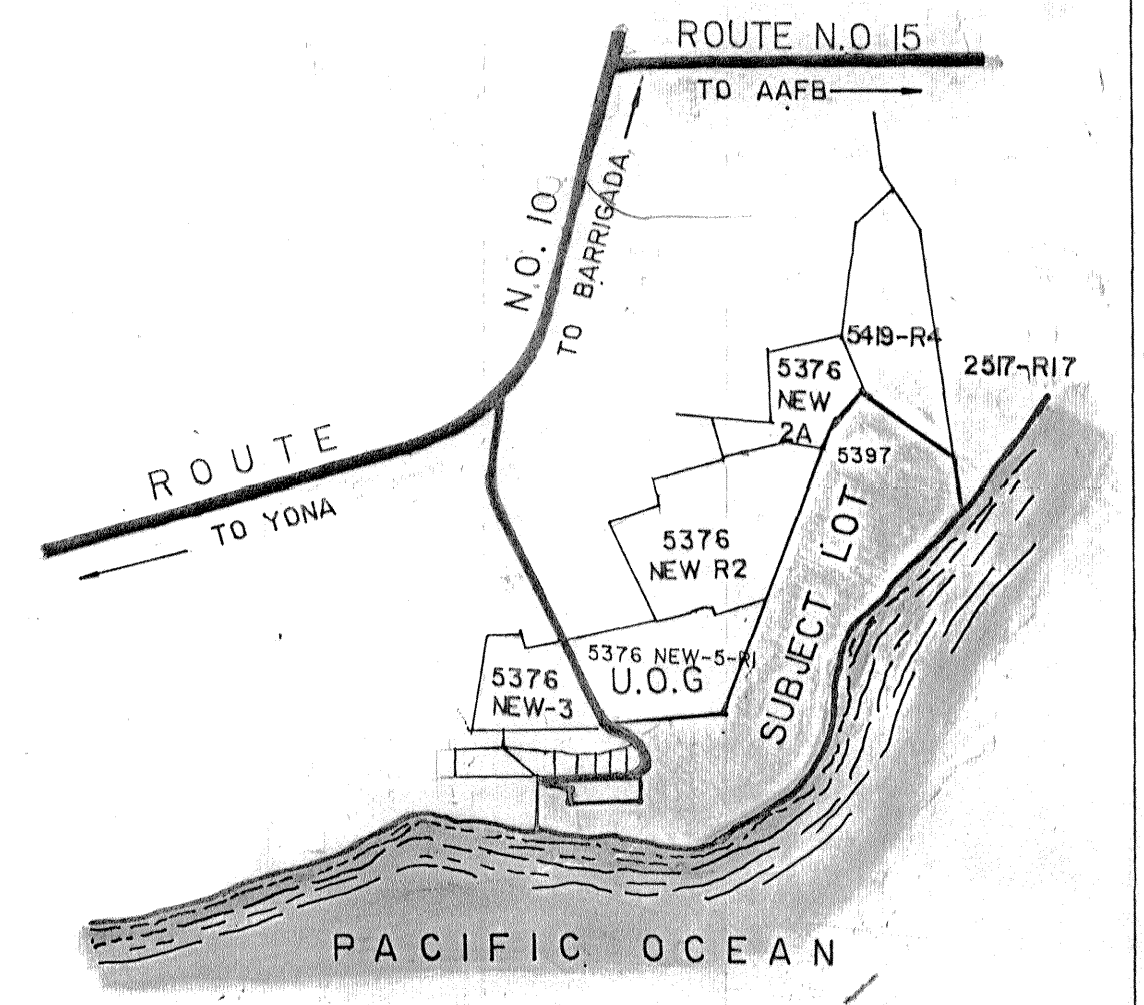
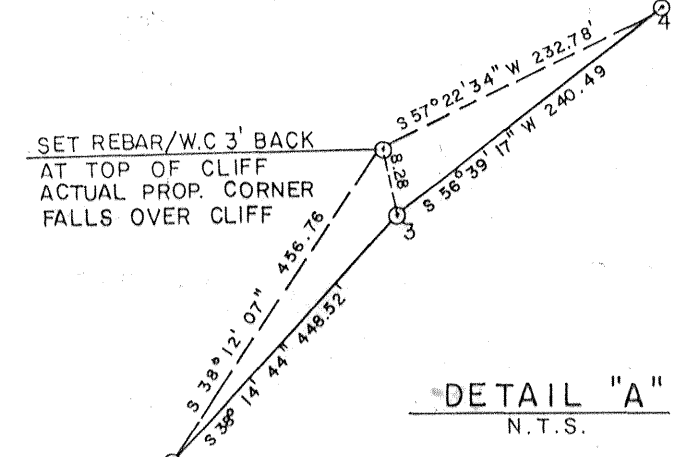
6980

**LOT 5397
RECORD AND FIELD DATA**

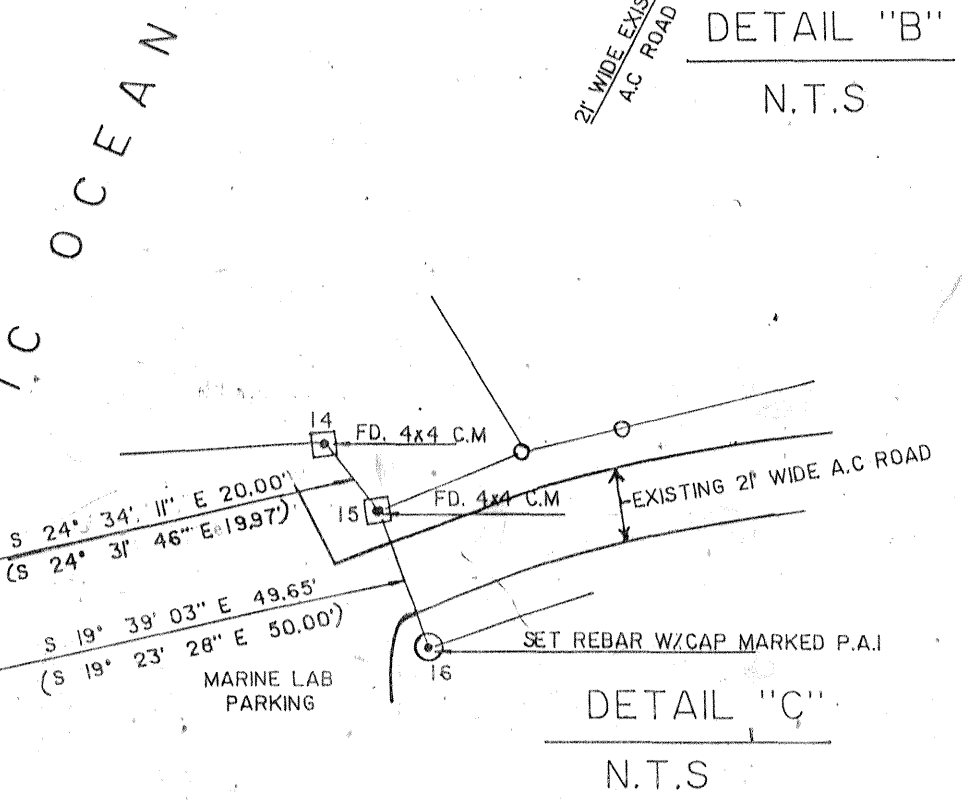
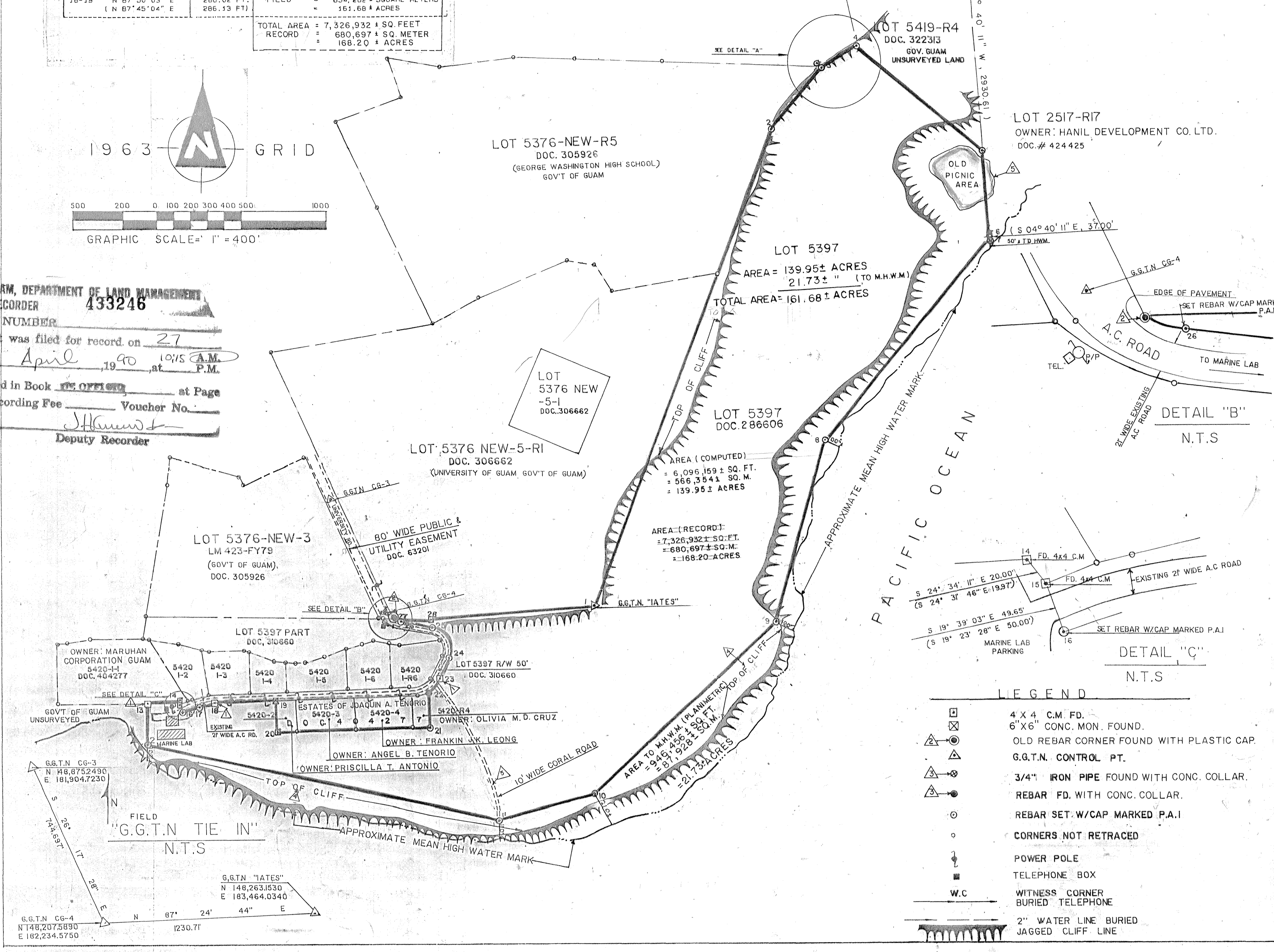
LINE	BEARING	DISTANCE	LINE	BEARING	DISTANCE
1-2	N 20° 27' 52" E	3004.23 FT.	17-22	S 02° 17' 26" E (S 02° 14' 56" E)	199.89 FT. 200.00 FT.
2-3	N 34° 54' 44" E	448.52 FT.	20-21	N 07° 43' 55" E (N 07° 45' 04" E)	907.41 FT. 907.45 FT.
3-4	N 56° 38' 17" E	240.49 FT.	23-22	N 02° 14' 56" W	219.77 FT.
4-5	S 49° 58' 32" E (S 49° 58' 32" E)	953.60 FT. 1313.51 FT.	22-23 A LONG CURVE		
5-6	S 04° 40' 11" E	511.64 FT.	CH.B. N 42° 12' 17" E (N 42° 16' 31" E)	C= 80.66 FT. C= 80.18 FT.	
6-7	S 04° 40' 11" E	37.00 FT.	A 33° 24' 34" L= 81.86 FT. R= 187.70 FT. (S 33° 02' L= 81.40 FT. R= 156.23 FT.)		
7-8	S 30° 38' 18" W (S 49° 58' 32" E)	1517.46 FT. 1313.51 FT.	23-24	N 25° 30' 00" E	138.48 FT.
8-9	S 14° 35' 19" W	1106.42 FT.	24-25 A LONG CURVE		
9-10	S 46° 17' 47" W	1476.27 FT.	CH.B. N 27° 33' 04" W C= 213.61 FT. (N 27° 33' 04" W)		
10-11	S 70° 45' 25" W	871.95 FT.	A 108° 06' 09" L= 246.79 FT. R= 133.27 FT.		
11-12	N 77° 15' 26" W	2155.18 FT.	25-26	N 00° 36' 09" W	194.38 FT.
12-13	N 00° 00' 00" E	263.68 FT.	26-27 A LONG CURVE		
13-14	N 85° 48' 42" E (N 85° 47' 43" E)	186.65 FT. 190.65 FT.	CH.B. N 68° 35' 51" W C= 40.75 FT. (S 23° 58' 35" L= 41.08 FT. R= 98.17 FT.)		
14-15	S 24° 4' 11" E (S 24° 31' 46" E)	20.00 FT. 19.97 FT.	27-28	S 89° 10' 25" E (S 89° 11' 17" E)	220.11 FT. 220.09 FT.
15-16	S 19° 39' 03" E (S 19° 23' 28" E)	49.65 FT. 50.00 FT.	28-1	N 05° 01' 33" E (N 05° 01' 44" E)	992.52 FT. 992.54 FT.
16-17	N 70° 35' 32" E	73.77 FT.	AREA = 6,095,159 ± SQ. FEET = 139.95 ± ACRES		
17-18 A LONG CURVE			AREA TO H.M. = 846,456 ± SQ. FEET = 19.35 ± ACRES		
CH.B. N 78° 10' 48" E C= 190.77 FT. (S 17° 13' 31" L= 191.47 FT. R= 636.86 FT.) (S 17° 03' 32" L= 191.48 FT. R= 640.00 FT.)			TOTAL AREA = 7,042,615 ± SQ. FEET = 161.68 ± ACRES		
18-19	N 07° 50' 03" E (N 07° 45' 04" E)	286.02 FT. 286.53 FT.	TOTAL AREA = 7,326,932 ± SQ. FEET RECORD = 680,697 ± SQ. METER = 168.20 ± ACRES		



CHECKED BY:
 U/A [Signature] 3-14-90
 PLANNER - D.L.M. DATE
 Jimmy L. Amador 3-1-90
 SURVEY TECHNICIAN - D.L.M. DATE
 Ramon V. Ortega, Jr. 3/20/90
 SURVEYOR - D.L.M. DATE



TERRITORY OF GUAM, DEPARTMENT OF LAND MANAGEMENT
 OFFICE OF THE RECORDER 433246
 INSTRUMENT NUMBER
 This instrument was filed for record on 27 April 1990 at 10:45 A.M.
 Day of April, 1990 at 10:45 P.M.
 duly recorded in Book 972 at Page 972
 Recording Fee Voucher No. [Signature]
 Deputy Recorder



- LEGEND**
- 4" X 4" C.M. FD.
 - 6" X 6" CONC. MON. FOUND.
 - OLD REBAR CORNER FOUND WITH PLASTIC CAP
 - G.G.T.N. CONTROL PT.
 - 3/4" IRON PIPE FOUND WITH CONC. COLLAR.
 - REBAR FD. WITH CONC. COLLAR.
 - REBAR SET. W/CAP MARKED P.A.I.
 - CORNERS NOT RETRACTED
 - POWER POLE
 - TELEPHONE BOX
 - WITNESS CORNER BURIED TELEPHONE
 - 2" WATER LINE BURIED
 - JAGGED CLIFF LINE

NOTES:

- SURVEY WAS BASED ON RECOVERED CORNERS AS SHOWN.
- ALL DISTANCES ARE IN FEET UNLESS OTHERWISE NOTED.
- BEARINGS AND DISTANCES IN PARENTHESIS ARE RECORD, ALL OTHERS ARE G.G.T.N. 1963.
- THIS MAP SUPERSEDES MAP, RECORDED UNDER DOC. # 431165.

REFERENCES:

- DWG. NO. C-4 677506, LOT 5397, PREPARED BY R.L.S. NO. 33 DOC. 286606
- DWG. NO. L-629, LOT 2517-R-16, 1243-FY85, DOC. 359731 PREPARED BY R.L.S. NO. 24
- DWG. NO. IS-0479, LOT 5376 NEW-2A, 306FY79, DOC. 305143 PREPARED BY R.L.S. NO. 23
- DRP-0988, LOT 5420-1, 444-FY88, DOC. 404277, PREPARED BY R.L.S. NO. 44
- 423 FY79, LOT 5376 NEW-R2, DOC. 305926 PREPARED BY R.L.S. NO. 37
- 14-77106, LOT 5376 NEW-5-RI, DOC. 306662, 442-FY79, PREPARED BY R.L.S. NO. 44

CERTIFICATIONS:

I, RONALD G. PERRY, hereby certify that this map was prepared by me or under my direct supervision, that it is based on a field survey made in New 1987, in conformance with all applicable laws and regulations.

[Signature] 2-23-90
 RONALD G. PERRY, R.L.S. # 33 DATE

Approval pursuant to Public Law 6-134, Government Code of Guam.

U/A [Signature] 3-14-90
 TERRITORIAL PLANNER DATE

This map has been examined for conformance with the requirements of Chapter 9, Title XIV Government Code of Guam and regulations hereunder on this 14th day of March, 1990.

[Signature] TERRITORIAL SURVEYOR

REVISION	DATE	BRIEF DESCRIPTION	BY	APPROVED
1	3/19/90	ADDED NOTES, 10' WIDE CORAL ROAD @ OLD PICNIC AREA	R.G.P.	[Signature]
2	3/19/90	ADDED TOP OF EDGE CLIFF LINE, VARIES FROM 30FT. TO 280 FT. HIGH ABOVE M.H.W.M.	R.G.P.	[Signature]
3	3/19/90	ADDED WITH CONC. COLLAR	R.G.P.	[Signature]
4	3/19/90	CORRECTED CORNERS & ADDED CORNERS SYMBOLS	R.G.P.	[Signature]

SURVEY DATA	DATE	PERRY ASSOCIATES, INC. SURVEYORS P.O. BOX 4230 AGANA, GUAM 96910
FIELD: LHL/DEE	NOV. 89	
BOOK NO. 972	12	
COMPUTED: L.S.N	NOV. 89	
LAND REGISTRATION SURVEY OF OF BASIC LOT 5397 MUNICIPALITY OF BARRIGADA L.S. 18 SEC. 3 - L.S. 27 SEC. 2		
APPROVED & SATISFACTORY TO:	DATE	
[Signature]	3-14-90	
F.L.C. CASTRO, DIR. OF L.M.		
LAND MANAGEMENT DATA	IN NAME OF:	
L.M. CHECKED NO.	GOVERNMENT OF GUAM	
110 FY 90	SHEET: 1 OF 1	DRAWING NO. 972

