

I MINA TRENTA NA LIHESLATURAN GUÅHAN
2009 (First) Regular Session

Bill No. 241-30(COR)

Introduced by:

v.c. pangelinan

AN ACT TO REPEAL §75104.1 OF CHAPTER 75, TITLE
21 GUAM CODE ANNOTATED RELATIVE TO LOT
NO. 237-6-1, AGAÑA.

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that
2 Section 6 of P.L. 22-152 added a new section, §75104.1 to Chapter 75, Title 21 Guam
3 Code Annotated, which authorized the Governor to transfer administrative control of Lot
4 No. 237-6-1, Agaña, to the Chamorro Land Trust Commission. This was done on the
5 presumption that Lot 237-6-1 Agaña was government owned land. Subsequently,
6 abstracts of title prepared by Pacific American Title Insurance and Escrow reveal that
7 said Lot 237-6-1, Agaña, is owned by the estate of Carmen Ojeda Herrero. Likewise,
8 research conducted by the Department of Land Management (DLM) further reveal that
9 ownership of Lot No. 237-6-1 belongs to the estate of Carmen Ojeda Herrero.
10 Additionally, the Chamorro Land Trust Commission (CLTC) has advised that they have
11 no interest in Lot 237-6-1, Agaña.

12 Therefore, because title to Lot No. 237-6-1 was never modified pursuant to
13 §75104.1, Chapter 75, 21 Guam Code Annotated and that both the DLM and CLTC have
14 provided documentation to support its repeal to clear the clouded title, it is the intent of *I*
15 *Liheslaturan Guåhan* to repeal §75104.1 of Chapter 75, 21 Guam Code Annotated.

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1 **Section 2. Section 6 §75104.1 of Chapter 75, Title 21 Guam Code Annotated**
2 **is hereby repealed in its entirety.**

3 **Section 3. Severability.** If any of the provisions of this Act or the application
4 thereof to any person or circumstance is held invalid, such invalidity shall not affect any
5 other provision or application of this Act which can be given effect without the invalid
6 provision or application, and to this end the provisions of this Act are severable.