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EMINENT DOMAIN AND RELATED PROVISIONS

Section 700. Recognizing the scarcity and special importance of land in the Northern Marianas Islands the government of the United States, may upon notice to the government of the Commonwealth, acquire for public purposes property in the Northern Marianas Islands for interest in property, including any temporary use, including that owned by or controlled by private parties or the government of the Commonwealth, by purchase, lease, exchange, gift, or otherwise under such terms and conditions as may be negotiated by the parties. Prior to making any such acquisitions from private parties, the government of the United States shall attempt to satisfy it's requirements from land held by the government of the Commonwealth or in trust for the people of the Northern Marianas Islands. In any acquisition by negotiation, the United States will seek the minimum amount of land and the most limited staten land, and will not seek to obtain title to land but instead will seek a long term lease, as may be necessary to accomodate the public purpose for which the land is sought.

Section 701. (A) The United States shall have and may exercise within the Commonwealth the power of eminent domain to the same extent and in the same manner

as it has and may exercise the power of eminent domain in a State of the Union, provided however that the United States shall not exercise the Power of Eminent Domain to acquire any interest in land within the Northern Marianas Islands until the Congress of the United States has by law explicitly authorized an approved the exercise of the Power of Eminent Domain to obtain a particular interest in a particular parcel of land within the Commonwealth. The United States will seek to obtain land in accordance with Section 700 before it exercises the Power of Eminent Domain under this section, and will exercise the Power of Eminent Domain only as a last resort in the event it is unable to acquire property or an interest of property by negotiation with private parties or with the government of the Commonwealth. Recognizing the scarcity and special importance of land in the Northern Marianas Islands, the United States will not take by Eminent Domain any greater amount of land or greater interest of land than the minimum necessary to accomplish the public purpose for which the land is sought, and specifically will seek to take a long term lease rather than title in all possible situations. Notwithstanding the provisions of this section, upon a determination by the President of the United States that an interest in land in the Northern Marianas Islands is needed for National Defense purposes, the

United States may take such an interest in the same manner as it can take an interest in land in the State of the Union, but such interest in land shall not extend beyond six months during which time Congressional approval of the exercise of eminent domain or negotiations of the owner of the property shall be sought. [trial by jury on just compensation]