



THE SENATE  
CONGRESS OF MICRONESIA  
P. O. BOX 825  
SAIPAN, MARIANA ISLANDS 96950

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2,6

SENATOR EDWARD DLG. PANGELINAN

Telephone - 6241 Office  
6290 Residence

COMMITTEES:

(Chairman) Health  
(Member) Ways and Means  
(Member) Future Political Status  
(Member) Budget and Program Planning

September 12, 1974

(Chairman) Marianas Political Status  
Commission

Attorney at Law

Howard P. Willens, Esq.  
1666 K. Street, N. W.  
Washington, D. C. 20006

Dear Howard:

I appreciate the opportunity of talking to you yesterday. I hope I had not kept you too late in the office.

As I have promised I am enclosing a partial payment of \$10,000.00 to your firm for services rendered. I regret that due to the Joint Land Committee's meetings in Washington, I am forced to finance the Committee's trip and at the same time to delay full payment of your bill. I am not at all pleased that the Commission is always behind with its payments to your firm, but I do intend to honor the bills of the Commission. The District Legislature once again appropriated during the last regular session a supplemental budget of \$85,000.00 to continue the activities of the Commission.

Enclosed please find copies of Resolution 1-1974 (Separate Administration), and Act No. 1-1974 (Return of Public Lands). I am please to report to you that Resolution 1-1974 was passed unanimously by the members, however, Act No. 1-1974 failed to be passed in its original version as recommended by the Commission. It appears that the members of the Legislature are not prepared to relinquish its control over matters as

cc w/encls: M. Helfen 9.20.74

cc all 7. 1974

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howard p. willens  
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politically sensitive as that of public lands. I understand and appreciate the concern of the Legislature and I believe it would require additional time and study before they would support our recommendation to designate a non-profit membership corporation. I am not totally disappointed with the outcome of the decision of the Legislature to designate the District Administrator for the time being as the legal entity. I believe that the members of the Legislature should be given sufficient time to study and review our recommendation and that during the February regular session appropriate amendments should be introduced.

The Commission members appreciate very much your generosity in going to Saipan to review with us the matters of separate administration and the return of public lands. We all await anxiously the outcome of the Joint Land Committee's session in Washington and we look forward to seeing you and Mike Helfer in the next session of negotiations before the end of the year.

Kindly convey my best regards to Mike and your associates and to Susan and the family.

With best wishes,

Sincerely yours,



Edward DLG. Pangelinan  
Chairman

*Read - Passed 9/17/74*

4TH. MARIANA ISLANDS DISTRICT LEGISLATURE

FIRST SPECIAL SESSION

RESOLUTION NO. 1-1974

INTRODUCED BY: HON. VICENTE N. SANTOS, SAIPAN

1. A RESOLUTION RELATIVE TO REQUESTING THAT THE  
2. MARIANA ISLANDS DISTRICT BE ADMINISTERED  
3. SEPARATELY FROM THE OTHER DISTRICTS OF THE  
4. TRUST TERRITORY OF THE PACIFIC ISLANDS

5. WHEREAS, the Charter of the United Nations and the Trusteeship  
6. Agreement between the United Nations and the United States of America  
7. require that the inhabitants of the Trust Territory be promoted toward  
8. self-government or independence as may be appropriate to the particular  
9. circumstances; and

10. WHEREAS, the people of the Mariana Islands District have for many  
11. years expressed their desire for a close and permanent political  
12. relationship with the United States; and

13. WHEREAS, the Reports received by the Mariana Islands District  
14. Legislature from the Marianas Political Status Commission show that  
15. the Commission and the United States Delegation are close to completing  
16. their work on an Agreement which would establish, upon termination of  
17. the Trusteeship, a self-governing Commonwealth of the Northern Mariana  
18. Islands in political union with the United States of America; and

19. WHEREAS, the Mariana Islands District Legislature believes that  
20. if the issues before the Marianas Political Status Commission and  
21. the United States Delegation are satisfactorily resolved, the Agreement  
22. will be approved; and

1. WHEREAS, approval of the Agreement will be an exercise of the  
2. inalienable and sovereign right of self-determination by the people  
3. of the Mariana Islands District conclusively demonstrating their desire  
4. for a close and permanent political relationship with the United  
5. States; and

6. WHEREAS, the future political status desired by the people of the  
7. Mariana Islands District is far different from that which has been  
8. chosen by the people of the other districts of the Trust Territory as  
9. expressed by their representatives in the Congress of Micronesia; and

10. WHEREAS, it has been repeatedly recognized within the Mariana  
11. Islands District, in the other districts of the Trust Territory, and  
12. within the United Nations that the people of the Mariana Islands  
13. District desire a political status which is far different from that  
14. desired by the people of the other districts of the Trust Territory;  
15. and

16. WHEREAS, in order to make the transition to their respective new  
17. political relationships and responsibilities as successful as possible  
18. for both the Mariana Islands District and the other districts of the  
19. Trust Territory it is necessary to prepare for the new political  
20. relationships and responsibilities before they come into effect; and

21. WHEREAS, the administration of the Mariana Islands District  
22. separately from the other districts of the Trust Territory, after  
23. approval of the Agreement, is a necessary and appropriate step by  
24. which the Mariana Islands District can prepare for and move toward  
25. its future political status; and

1. WHEREAS, the Mariana Islands District has been previously  
2. administered separately from the other districts of the Trust Territory  
3. by the United States;

4. NOW, THEREFORE, BE IT RESOLVED BY the 4th. Mariana Islands District  
5. Legislature, Fourth Regular Session, that the Mariana Islands District  
6. Legislature requests, on behalf of the people of the Mariana Islands  
7. District, that the United States, as the Administrating Authority of  
8. the Trust Territory of the Pacific Islands, take all steps which are  
9. necessary and appropriate for the administration of the Mariana Islands  
10. District separate and apart from the administration of the other districts  
11. of the Trust Territory including; establishing a separate executive  
12. authority for the Mariana Islands District; terminating all of the  
13. responsibility and authority of the Congress of Micronesia respecting  
14. the affairs of the Mariana Islands District, and granting such  
15. responsibility and authority to the Mariana Islands District Legislature;  
16. terminating the participation of representatives of the Mariana Islands  
17. District in the Congress of Micronesia; providing for the retention of  
18. locally raised revenues by the Mariana Islands District and for their  
19. appropriation by the Mariana Islands District Legislature; assuring,  
20. in order to prepare for the full measure of local self-government which  
21. will exist under the future political status, maximum participation by  
22. the people of the Mariana Islands District in all aspects of local  
23. government; and taking all such other steps as may be proper to  
24. administer the Mariana Islands District separate from the other districts  
25. of the Trust Territory in accordance with the wishes of the people of  
26. this district; and

1. BE IT FURTHER RESOLVED, that the separate administration for the
2. Mariana Islands District should occur as soon as may be possible after
3. the approval of the Agreement concerning the future political status
4. of the district by the people thereof; and
5. BE IT FURTHER RESOLVED, that the precise date on which separate
6. administration will take effect and the terms of the separate
7. administration for the Mariana Islands District should be determined
8. in full consultation and cooperation with the Hold-Over Committee of
9. the Mariana Islands District Legislature, representatives of the
10. District Administration, the Mayors of the Municipalities of Saipan,
11. Tinian and Rota and the Speakers of the Municipal Councils of Saipan,
12. Tinian and Rota; and
13. BE IT FURTHER RESOLVED, that the President should certify to, and
14. the Legislative Secretary attest to, the adoption hereof and thereafter
15. transmit copies of the same to the General Assembly of the United
16. Nations, the Trusteeship Council of the United Nations, the Security
17. Council of the United Nations, the President of the United States, the
18. Secretary of the Department of State, the Secretary of the Department
19. of Interior, Members of the Senate Committee on Interior and Insular
20. Affairs and Members of the House Committee on Interior and Insular
21. Affairs, the High Commissioner, the President of the Senate of the
22. Congress of Micronesia, the Speaker of the House of the Congress of
23. Micronesia, the Marianas Delegation to the Congress of Micronesia, and
24. the District Administrator for the Mariana Islands District.

PASSED BY THE 4TH. MARIANA ISLANDS DISTRICT LEGISLATURE SEPTEMBER 7 1974.

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And Read 9/10/74 - Passed  
4TH MARIANA ISLANDS DISTRICT LEGISLATURE

FIRST SPECIAL SESSION

ACT NO. 1-1974 (As Amended)  
INTRODUCED BY: HON. POLITICAL COMMITTEE

1. AN ACT RELATIVE TO RETURNING ALL PUBLIC  
2. LANDS TO THE PEOPLE OF THE MARIANA ISLANDS  
3. DISTRICT AND TO DESIGNATE THE DISTRICT  
4. ADMINISTRATOR TO RECEIVE, HOLD AND ADMINISTER  
5. THE PUBLIC LANDS AS PRESCRIBED BY THE MARIANA  
6. ISLANDS DISTRICT LEGISLATURE *by resolution*

7. BE IT ENACTED BY THE 4TH MARIANA ISLANDS DISTRICT LEGISLATURE, THAT:

8. Section 1. Purpose. The purposes of this Act are to state the position of  
9. the people of the Mariana Islands District regarding the return  
10. of all right, title and interest in and to public lands  
11. presently held by the Government of the Trust Territory of the  
12. Pacific Islands pursuant to the Public Land Policy Statement  
13. issued by the United States as the Administering Authority on  
14. November 2, 1973; to designate the District Administrator of the  
15. Mariana Islands District to receive, hold and administer the  
16. public lands in trust for the people of the Mariana Islands  
17. District as <sup>shall be</sup> prescribed by the Mariana Islands District  
18. Legislature; <sup>by resolution</sup> and to assure the people of the Marianas that any  
19. existing claims, disputes, or ones that will be brought to the  
20. attention of the District Administrator will not be invalidated  
21. by the transfer of the public lands, and to that effect, the  
22. District Administrator will not sell, lease, or otherwise  
23. dispose of lands to which claims disputes exist and which the  
24. District Administrator has been put on notice, either actual or

1. constructive, until the claims disputes has been decided  
2. adversely to the claimant in a fair hearing, and all rights to  
3. appeal have been exhausted.

4. Section 2. The District Administrator of the Mariana Islands District is  
5. hereby designated within the meaning of the Public Land Policy  
6. Statement of November 2, 1973, to receive, hold and administer  
7. the public lands within the Mariana Islands District as <sup>shall</sup> ~~may~~ be  
8. prescribed by the Mariana Islands District Legislature.

9. Section 3. The District Administrator shall have the following specific  
10. powers and duties:

11. A. To serve as a legal entity designated to receive  
12. and hold title of the public lands of the Mariana  
13. Islands (hereinafter called Trust Lands) in trust for  
14. the people of the Mariana Islands;

15. B. To administer, manage and regulate the Trust Lands  
16. for the benefit of the people of the Mariana Islands  
17. as <sup>shall be</sup> ~~prescribed~~ by the Mariana Islands District Legislature.

18. C. To do everything necessary, desirable, advisable, or  
19. convenient for the furtherance and accomplishment  
20. of such purposes and the achievement of the objective  
21. of the United States Policy Statement on Transfer of  
22. title to Public Lands from the Trust Territory of the  
23. Pacific Islands Administration to the District, dated  
24. November 2, 1973 (hereinafter called the Public Land



1. Policy Statement), and to do all other things
2. incidental thereto or connected therewith which are
3. not forbidden by applicable law;
4. D. To make formal agreements upon terms satisfactory to
5. the Mariana Islands District Legislature to meet the
6. land requirements of the United States to be designated
7. under the terms of a status agreement approved by the
8. people of the Marianas and the United States which
9. defines the future political status of the people of
10. the Mariana Islands; and
11. E. To annually present to the Legislature a report of
12. its activities and its proposed budget for its
13. activities for the ensuing year.

14. Section 4. Disposition of proceeds or revenue. All revenue, rents,  
15. royalties, payment or any other proceeds generated from the use,  
16. sale, and the administration of the lands held in trust for the  
17. people of the Mariana Islands District shall be deposited in the  
18. General Fund of the Mariana Islands District Legislature.

19. Section 5. Implementation of return of public lands. Upon enactment of  
20. this Act the ~~President~~ Hold-Over Committee of the Mariana  
21. Islands District Legislature ~~of his designee~~ is hereby  
22. authorized to request the United States and the Government of  
23. the Trust Territory of the Pacific Islands to take all steps

1. which are necessary and appropriate to effectuate the return of  
2. public lands within the Mariana Islands District as hereinbefore  
3. stated, including:

4.           --causing necessary alterations to be made in the laws of  
5. the Trust Territory of the Pacific Islands to permit a legal  
6. entity designated by the District Legislature to hold title  
7. to land, to grant the District Legislature the power of eminent  
8. domain, to permit the District Legislature to authorize a legal  
9. entity to exercise the power of eminent domain in the public  
10. interest;

11.           --causing the compiling and publishing of information as  
12. to size and location of each parcel of public land within the  
13. Mariana Islands District, including information as to whether  
14. the Government of the Trust Territory of the Pacific Islands  
15. intends to refrain from returning its rights, title and interest  
16. in such parcels in accordance with the Public Land Policy  
17. Statement of November 2, 1973, and information as to whether the  
18. land is subject of a lease or land use agreement or of a  
19. tenancy at will or by sufferance;

20.           --entering into discussions with the District Administrator  
21. leading to the transfer of all right, title and interest of the  
22. Government of the Trust Territory of the Pacific Islands in and  
23. to the public lands within the Mariana Islands District;

--~~completing~~ urging the completion of the cadastral program on public lands as quickly as possible; and

--taking such other steps as may be proper to effectuate the prompt return of public lands within this District in accordance with the limitations and safeguards set forth in the Public Land Policy Statement.

Section 6. Report to the Legislature. At or before the next regularly scheduled session of the Mariana Islands District Legislature the ~~President~~ Hold-Over Committee of the Mariana Islands District Legislature ~~or his designee~~ shall cause to be transmitted to the Legislature copies of all agreements made or proposed to be made by the District Administrator with the Government of the Trust Territory of the Pacific Islands or with the United States with respect to the transfer of public lands in the Mariana Islands District in trust for the people of the District.

Section 7. Prohibition. The District Administrator shall not, under any circumstances, do any act except as shall be specifically prescribed in the Trust Policy Guidelines adopted by resolution of the Mariana Islands District Legislature.

Section 8. Effective Date. This Act shall take effect upon approval by the District Administrator, or upon its becoming law without such approval.

PASSED BY THE 4TH. MARIANA ISLANDS DISTRICT LEGISLATURE SEPTEMBER \_\_\_\_, 1974.