

Kumision Inangokkon Tano' CHamoru
(CHamoru Land Trust Commission)

P.O. Box 2950 Hagåtña, Guåhan 96932

Phone: 671-300-3296 Fax: 671-300-3319

APPLICANT/LESSEE SUCCESSOR DESIGNATION FORM

Name of Applicant/Lessee: _____

Date of Birth: _____ Application Date & No. _____

21 GCA Chapter 75A §75A109 (1) Successors to Lessees and Applicants.

Upon the death of the lessee or applicant, his interest in the tract or tracts and the improvements thereon, including growing crops (either on the tract or in any collective contract or program to which the lessee is a party by virtue of his interest in the tract or tracts), shall vest in the relatives of the decedent as provided in this paragraph. From the following relatives of the lessee, or applicant, spouse, children, grandchildren, parents, grandparents, siblings, widows or widowers of the children or siblings, or nieces and nephews, the lessee or applicant shall designate the person or persons to whom he directs his interest in the tract or tracts to vest upon his death. Such person or persons must be qualified to be a lessee of Chamorro Land Trust Property, provided that such person or persons need not be eighteen (18) years of age; provided, further, however, that, if the person designated by the lessee:

- (A) is the lessee's spouse;
- (B) has been married to the lessee for at least the past seven (7) years;
- (C) is residing on the property with the lessee in a structure that has been approved as a residence at the time of the lessee's death and
- (D) is not an eligible beneficiary as defined under this Act, such person shall, upon the death of the lessee, receive a life estate in the remainder of the lease, and upon termination of the life estate, assignment of the lessee's remaining interest in the lease shall be governed by the applicable provisions of the Chamorro Land Trust Act as if the lessee had died without designating his or her spouse as a beneficiary.

Such designation must be in writing, must be specified at the time of execution of such lease or application with a right in such lessee or applicant in a similar manner to change such beneficiary at any time and shall be filed with the Commission and approved by the Commission to be effective to vest such interests in the successor or successors named. A lessee may elect to provide for the surrender of the lot upon death and may select a recipient for the proceeds from the surrender.

21 GCA Chapter 75A §75A101.2 Verification of Eligible Beneficiaries.

Individuals and their descendants who owned, occupied, farmed, or ranched lands acquired by the United States government between 1898 and 1968.

Required Document(s):

1. Documentary evidence of land ownership in substantially the same form as required by the Guam Ancestral Lands Commission or
2. A declaration or affidavit attesting land ownership or that they either occupied, farmed, or ranched land or are a descendant of such person. For persons who either occupied, farmed, or ranched, the one (1) year tenure need not have occurred immediately before acquisition if the person occupied, farmed, or ranched the land on or after December 8, 1941, and the land was acquired at any time after that date and up to 1950.
3. The birth certificate of the designated successor must be attached to this form. If necessary, also provide a birth certificate (s), death certificate (s), or certification (s) of birth for a qualified ancestor(s), i.e., parent, grandparent, etc.

_____ INITIAL DESIGNATION _____ SUPERCEDE

Name and Signature of Designated Successor: _____

Relationship to Applicant/Lessee: _____

Successor's Date of Birth: _____

Successor's Contact Number(s): _____

Successor's Email Address: _____

(DO NOT SIGN UNTIL IN THE PRESENCE OF A NOTARY PUBLIC)

APPLICANT/LESSEE'S SIGNATURE

DATE

Subscribed and sworn to before me this _____ day of _____, _____, by

_____.

Notary Public

COMMISSION APPROVAL PENDING THE QUALIFICATION AS AN ELIGIBLE BENEFICIARY

ADMINISTRATIVE DIRECTOR

DATE