

# APPENDIX K

## SUMMARY OF HISTORICAL LAND USE AGREEMENTS BETWEEN THE U.S. AND THE CNMI

This appendix provides a historical timeline of land use agreements and real property relations between the U.S. military and the Commonwealth of the Northern Mariana Islands (CNMI) authorities. Land use agreements are shown chronologically by year, with the agreement title and a brief description of the contents.

**Table K-1. Land Use Agreements**

<i>Year of Agreement</i>	<i>Document Title</i>	<i>Description</i>
1944	Use and Occupancy Agreement for Area 4 N., Saipan, Mariana Islands	Government of the Trust Territory of the Pacific Islands, Saipan District, grants use of land to U.S. for Coast Guard Loran Station, Saipan.
1965	Lease Agreement	Grant to U.S.: 17,798 acres on Tinian, 206 acres (all of) Farallon de Medinilla. 20-year agreement with option for 10 more years.
1970	License to the Government of the Trust Territory of the Pacific Islands for the Use of Real Property Within a U.S. Military Retention Area, Tinian	U.S. provides license to the Government of the Trust Territory of the Pacific islands for the use of portions (1,311 acres) of leased lands on Tinian for cattle grazing and farming.
1971	Use and Occupancy Agreement for Land in the Trust Territory of the Pacific Islands, the Administrative Responsibility of the Department of Interior. U.S. Coast Guard Loran Station and Related Facilities, Saipan	Trust Territory grants U.S. rights to use land (22.6 acres) for Loran Station and other facilities (including housing) (Saipan).
1973	First Amendment of Joint Use Agreement for Isley Airfield, Saipan	Amendment to Joint Use Agreement for Trust Territory and U.S. Use of Isley Airfield. Amended to add one paragraph. Paragraph grants the Trust Territory use of additional areas required for Runway Clear Zone purposes.
1973	License to the Government of the Trust Territory of the Pacific Islands for the Use of Real Property within a U.S. Military Retention Area, Saipan	U.S. grants license to the Trust Territory to use a portion of Tanapag Harbor, Saipan. All of Tanapag Harbor had been granted to U.S. in 1944.

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<b>Year of Agreement</b>	<b>Document Title</b>	<b>Description</b>
1973	License to the Government of the Trust Territory of the Pacific Islands for the Use of Real Property within a U.S. Military Retention Area	U.S. grants license to the Trust Territory to use "Charlie Dock" (Tanapag Harbor, Saipan).
1975	Covenant to Establish a Commonwealth of the Northern Mariana Islands in Political Union with the United States of America	Mutually binding covenant. People of the CNMI guaranteed rights to self-determination.
1975	Technical Agreement Regarding Use of Land to be Leased by the United States in the Northern Mariana Islands	Sets forth the lands to be leased to the U.S. on Saipan, Tinian, and Farallon de Medinilla; conditions leasebacks, all in conjunction with the covenant establishing the CNMI.
1975	License to the Government of the Trust Territory of the Pacific Islands for the use of Real Property within a United States Military Retention Area	U.S. grants the Trust territory license to use additional portions of Tanapag Harbor, Saipan.
1976	Congressional Approval of Covenant to Establish a Commonwealth of the Northern Mariana Islands in Political Union with the United States of America	Public Law 94-241, Mar. 24, 1976, 90 Stat. 263
1976	License	U.S. licenses use of Area 15, Saipan (Nafutan-Obiam Bomb Dump) to the CNMI government for a term of 5 years.
1977	License to Government of Northern Mariana Islands for Use of Real Property within a United States Military Retention Area	U.S. grants use of additional lands at Tanapag Harbor to the CNMI government.
1977	Proclamation by the President of the United States of America	Proclamation by the President of the U.S. that the Covenant was approved by Congress, that the people of the CNMI have approved their constitution.
1978	Permit - Use by the United States of America of Farallon de Medinilla and a Portion of Tinian, Northern Mariana Islands	The CNMI grants permit to U.S. to enter and occupy a northern portion of Tinian for Amphibious assault training exercises and the entirety of Farallon de Medinilla for aircraft and ship ordnance impact target area.
1978	Use and Occupancy Agreement for Land in the Northern Mariana Islands, Coast Guard Loran Station and Related Facilities, Saipan, CNMI	The CNMI grant of use and occupancy (to U.S.) for Coast Guard Loran Station and for the housing of U.S. Coast Guard Personnel.
1978	Interim Permit for Use of Farallon de Medinilla and Portion of Tinian, Northern Mariana Islands	Provides for continued use of Farallon de Medinilla as a target impact range and a portion of Tinian for amphibious military training. Supersedes Permit NF(R)-28906.

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<b>Year of Agreement</b>	<b>Document Title</b>	<b>Description</b>
1979	Second Rental Agreement, Public Land Lease Agreement, Tinian, Northern Mariana Islands	Provides for renegotiation of rental agreement for Tinian.
1983	Lease Agreement Made pursuant to the Covenant to Establish a Commonwealth of the Northern Mariana Islands in Political Union with the U.S.	Renewal of lease for an additional 50 years (1983-2033); 17,089 acres on Tinian; 177 acres on Saipan; 206 acres on Farallon de Medinilla (the entire island).
1983	Land Acquisition and Deferred Payment Agreement Between CNMI, the Marianas Public Land Corporation, and the U.S.	Since the Marianas Public Land Corporation (the legal land entity under the constitution of the CNMI) had not acquired certain homestead parcels on Tinian, this agreement set forth a deferred payment plan for those parcels.
1983	Memorandum for the Assistant Secretary of the Navy. Assignment of Accountability for Leased Property in the Northern Mariana Islands	The Department of the Navy is assigned custody and accountability for leased areas in the CNMI on behalf of the Department of Defense.
1987	Agreement	Grant of land use for Tracking Station and rights-of-way for utilities lines (Saipan).
1987	Host-tenant Real Estate Agreement. Commander U.S. Naval Forces, Marianas Military Lease Area, Tanapag Harbor, Saipan, CNMI	Agreement to use 5 acres within Tanapag Harbor, Saipan as an Army Reserve center.
1988	Leaseback Agreement between CNMI and U.S.	Leaseback to the CNMI Tanapag Harbor only to exclude the 5 acres used for the Army Reserve Center.
1988	Leaseback Agreement between the CNMI and U.S.	Leaseback of 709 acres to Commonwealth Ports Authority (Tinian), West Field.
1994	Naval Facilities Assets Database Real Property Inventory; End of Year Processing and Disposal Agreement	Identifies: 177 acres leased on Saipan; 17,799 acres on Tinian (7,500 exclusive military, 709 acres leased back for West Field, and 8,345 acres leaseback for grazing); 206 acres (all of) Farallon de Medinilla for naval gunnery. U.S. disposes of the area south of West Field, containing approximately 1,245 acres.
1996	Partial Termination Agreement Between CNMI and U.S.	U.S. releases, remises, quitclaims to the Commonwealth: "that portion of...Saipan-Tanapag Harbor...39 acres"
1999	Partial Release of Leasehold Interest between CNMI and U.S.	U.S. releases leasehold interest in areas in the southern portions of Tinian.
2005	Memorandum of Understanding Proposed Partial Termination of Tinian Leasehold Interest and Release Process	Purpose of Memorandum of Understanding is to document the process to facilitate a possible termination.

Legend: U.S. = United States.