

HENRY - NAKAYAMA LEAD WALK - OUT

PROTESTING RETURN OF PUBLIC LANDS

(COM RELEASE) - Members of the Congress of Micronesia and elected representatives from several districts Wednesday (Dec. 11) walked out of a meeting called by the Department of Interior on the subject of return of public land.

The walkout was pre-

ceded by a lengthy statement delivered by House of Representatives Speaker Bethwel Henry of Ponape in which he concluded by saying that they had asked the previous day for assurances that the return of public lands would be accomplished by legislation, or that no Order

returning the lands would be issued without prior Congress participation and approval, and cited US for its refusal to compromise its position on the land issue.

"We are unable to continue our participation absent those assurances and under those condi-

tions. Do with our land what you will--but do so without our further participation," Speaker Henry and Senate President Tosiwa Nakayama then rose and left the meeting. They were followed by other members of the Congress leadership, and by members

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MARIANAS VARIETY NEWS VIEWS

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PLANS FOR TINIAN BASE DELAYED

Saipan - Ambassador Williams informed the Marianas Political Status Commission on December 10, that a review of U.S. defense plans has made necessary various adjustments in U.S. defense programs including adjustment in the plans and timetable for a military base on Tinian. This review has

been required in part because of the impact of inflation on the U.S. defense budget.

Ambassador Hayden Williams and the Marianas Political Status Commission have concluded one week of meetings in the Fifth Session of the Marianas Political Status

Con't on page 12

FOREIGNERS TO FARM SAIPAN?

Saipan - "Ten years from now Saipanese will contract foreigners (Okinawans and Japanese) to plant and harvest the produce grown on Saipan," observed Mr. Lester Weaver District Director of Agriculture. He added that as other jobs become available on Tinian and Rota, their farming busi-

nesses will also dwindle.

Saipan currently has about ten active farmers who provide the bulk of commercial produce sold on this island. All of these ten farmers are over 50 years of age; none of them are currently training or have plans to train others to take over their farms.

Con't on page 13

FORMAL COMPLAINTS AGAINST NABORS FILED

SAIPAN-It was confirmed this week with Chief Justice Harold Burnett that he has made initial contact with one attorney from Micronesia Legal Services Corporation, an attorney from the Attorney General's office as well as the Chairman of the Senate Judiciary Committee, Sen Andon Amaraich,

concerning a formal complaint he had received against the activities of William Nabors. The complaint sought Nabors disbarment from the Trust Territory Bar. Burnett has sought out these three individuals to investigate the serious allegations made against the local

Con't on page 10

BURNETT'S ORDER DFS INJUNCTION DISMISS

Saipan - "We are pleased that the decision was rendered in our favor," commented Dan Akimoto, Deputy District Administration for the Marianas, referring to the December 10 order by Chief Justice Harold W. Burnett which dissolved the temporary restraining order and denied the preliminary injunction against Duty Free Shoppers Limited.

The plaintiff, J.C. Tenorio Enterprises, also expressed optimism as the order further stated that the retail duty free outlet sought by D.F.S. "could not become effective by its terms, until the prime, duty free concession becomes oper-

ative." Judge Burnett noted "that there is no threat of immediate damage or loss to plaintiff which would require, or permit, equitable relief." Mr. Screen added, "We're hopeful that the Foreign Investment Board will rescind that amendment in that it's generally agreed that it's purpose was to allow International Shoppers Ltd. to operate a facility in the interim between the date the prime concession was awarded and the expected opening dated of the air terminal complex. We believe there is sufficient evidence in this case on the record that the amendment allow-

Con't on page 7

ISLEY TERMINAL BIDS OPENED

Saipan, (MNS) - - - Bids were open last week for the complete construction of the terminal building and all landscaping at the new Saipan International Airport at the Headquarters Director of Public Works office.

Three construction companies were represented at the bid opening. The low bidder was the Black Micro Construction Company, which submitted a bid of \$3,087,000 which includes \$2,787,00 for complete construction of the terminal building and \$300,000 for all landscaping.

The second lowest bidder was Shimizu/Sablan Construction Company, a joint venture construction company with a Japanese construction firm. The company submitted a bid of \$3,700,000, of which \$3,600,000 is for the complete construction of the terminal building and \$100,000 for all landscaping.

The highest bidder was Hawaii Dredging, Dillingham Corporation's Construction branch which bid \$4,800,000 of which \$4,400,000 for complete construction of the terminal building and \$400,000 for all landscaping.

The government engineer's estimate was \$4,074,800, of which \$3,939,300 for complete construction of the terminal building and \$135,500 for all landscaping.

Increment Two includes the departures building, main entrance area with a ramp system, the waiting room, duty free shop, restaurant and a bar, a flight kitchen, all of the airlines counter operations and two outside garden-waiting rooms.

The bid also includes a minor renovation of the departure's building presently under construction by the Sablan Construction Company. The renovation

is to convert that building into a fully operational arrival building. That particular building is scheduled for completion in June, 1975.

Increment Two also involves all landscaping, renovating the existing old Japanese communication building into a tourist information center, a maintenance building, car rental building, paving of parking area and some additional service roads that are not included under Increment One.

The restaurant, bar and duty-free shop are scheduled for completion on March 19, 1975. All other buildings should be completed 550 calendar days contract time from the date the contractors received a notice to proceed construction.

The government at present is evaluating the bids that were submitted. The government also reserves the right to reject any or all bids. The contract should be awarded to the contractor before December 18.

GUERRERO APPOINTED FOR MDL

Saipan - A new legislator has been appointed to fill a vacancy position in the Marianas District Legislature.

The vacancy was created by the resignation of Congressman Felipe A. Salas when he was appointed as Associate District Judge for the Marianas District last month.

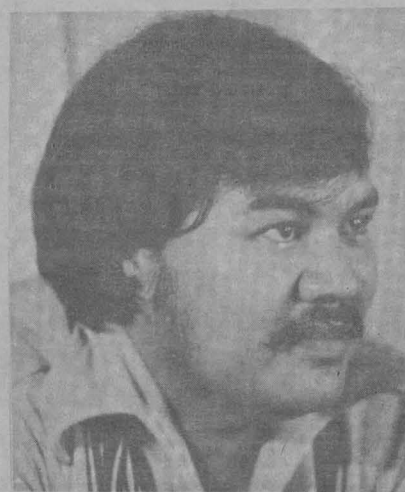
In a letter (Dec. 2) addressed to Mr. Jesus V. Deleon Guerrero, Speaker Vicente T. Camacho wrote, "I, as acting Mayor of the Municipality of Saipan, having the full power and authority of the chief executive, hereby appoint you as a member of the Fourth Marianas Island District Legislature, ef-

fective immediately, to fill the remaining term of former Congressman Felipe A. Salas."

Mr. Jesus Deleon Guerrero, a college graduate with BA in Business Administration, and a minor in Political Science (1971), is working in the Headquarters Economic Development Division as the Trust Territory Tourism Specialist. He has held this post for the past three years.

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ELAINE PERFORMING ON SAIPAN

SAIPAN—The most recent pride of the Saipan Continental Hotel is the renowned Ms. Elaine Stuart singing nightly at the Trader Bar with the band, the More or Less. They are all from Manila, Philippines.

Ms. Stuart specializes in Latin-type music, though, to keep up with the audience, she also sings requests. The music that she really excels in is mostly suited for middle-aged, and high class society. However, her voice, a rich falsetto, brings to life a whole new world of music for Saipan.

Her musical career started 10 years ago and

was partially obscured after marriage and bearing of two children. However, to continue her career in music, she separated from her husband and recommenced travelling to sing and entertain.

Though Ms. Stuart agrees that she has never had the opportunity to have a



originated by other artists, but in making a few changes in tempo or style, makes them into Elaine Stuart memories.

Ms. Stuart has entertained in Tokyo, Taipei, Hong Kong and Manila before appearing on Guam. She still wishes to travel and may go to sing in Singapore and Korea. Asked about the place she liked best, she immediately replied that she loves Saipan as it is so quiet and peaceful, and that the audience here is more appreciative. A lack of competition may also be another determining factor.

Ms. Stuart does have her own style. Standing on the stage crooning softly into the microphone, she sways provocatively to the rhythm, or switches to a fiery rock and roll number making pulses race and eyes glow.

For success, she thinks

it is very necessary to have a woman on the stage. A woman who does not have to be sexy or sensational, but just to have a good voice and merely be a woman. She has hopes for her children and wants them both to be pianists when they are old enough, though she wishes them an easier time than she had in climbing up the ladder of success. She attributes her pleasant stay here to Mr. Reynar Kinngy, an executive of the Continental Hotel in Guam. She has high hopes of her present engagement here extending if the Continental Hotel and the audiences here want her to.

ROTA SPECIAL ANNOUNCEMENT

A SURVEY IS CURRENTLY BEING CONDUCTED TO DETERMINE THE NEED TO FURNISH ROTA WITH TELEPHONE SERVICE, BOTH LOCALLY AND FOR OFF-ISLAND LONG-DISTANT SERVICE. TO ASSIST US IN OUR SURVEY, RESIDENTS AND COMMERCIAL BUSINESSES ARE ASKED TO SEND A LETTER OF INTEREST INCLUDING DESIRED SERVICE TO THE MICRONESIAN TELECOMMUNICATIONS CORPORATION, P.O. BOX 306, SAIPAN, MARIANA ISLANDS 96950.

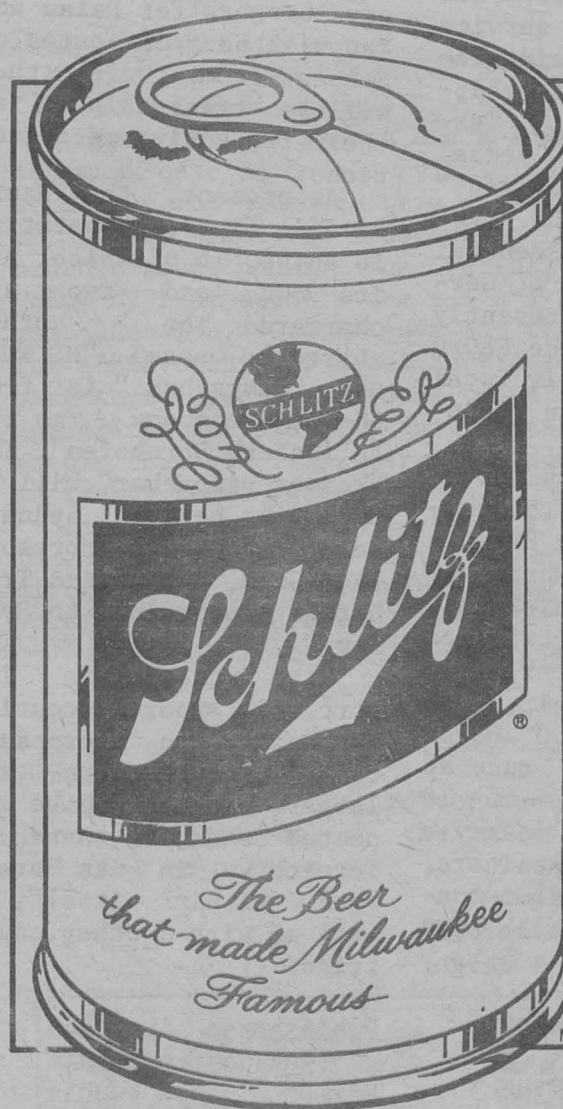
ESTA MA CONDUDUKTA I EXAMINACION, NUI PARA MA DETETMINA I NECESIDAD NUI PARA MA NACABALES I SETBISION TELEFON GI YA LUTA. I SETBISION TELEFON PARA UFA NACABALES GE HALOM YA LUTA YAN LOKUI HIYONG LUTA NUI MA FANANAHAN "OVERSEES" PARA UN ASISTE HAM GI EXAMINACION NAMI, TODOS I RESIDENTE YAN TIENDAN COMETCIAT MAN MA FAIFAISEN PARA U MA DESPACHA CATTAN INTERES PAT BENEFICIO NUI MA DISESEA NA SETBISIO. TODO CATTAN NUI PARA MA NA HANOA DEBI UMA DERIHE GUNATO GI MICRONESIAN TELECOMMUNICATIONS CORPORATION, P.O. BOX 306, SAIPAN, MARIANA ISLANDS 96950.

formal education in music, she has taken courses in piano-playing and did learn to read notes while she was in Guam.

She has been playing with her present band for the last three months at the Continental Hotel in Guam. The oddity about the band is that this quartet does not use a guitar for lead, but plays the vibes, organ or a piano instead. Besides these, the other instruments they use are the base guitar and drums.

At the end of the three month period, the band will be returning to the Philippines, but Ms. Stuart has plans of remaining either here on Saipan or in Guam, for a little longer. She will try to get another band as her back-up once the present one leaves, and hopes to find a local band that could co-ordinate with her type of music. She has not made any of her own records yet, though plans for them are in the offing. She plays music

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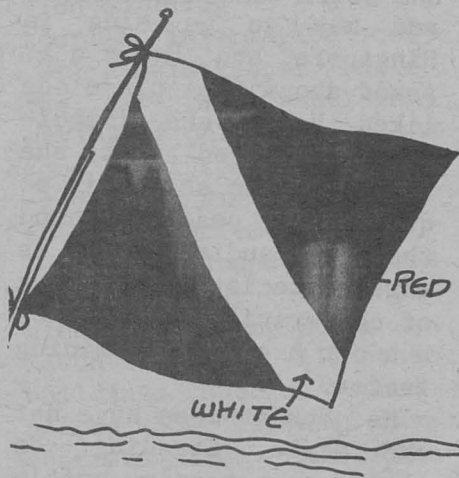
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SCUBA DIVER'S FLAG

Saipan-Scuba-divers often held their dives in open waters where boat traffic is sometimes a problem. This creates a major hazard to them, for they are liable to be hit by passing boats or any other vessels. However, various methods have been improvised by experts to prevent such disasters. One of these methods is the creation of the "Divers's Flag."

This flag can easily be recognized by its official color, which is reddish orange with a white stripe running diagonally from the top left corner to the lower right corner. If it is flying above the water, it is a signal to all boat

operators that a diver is underwater somewhere in the immediate vicinity. The flag is a warning and it is the boat operators' responsibility to reduce speed and stay well clear from the divers flag.



MORE SHIPS THRU MICRONESIA

Saipan - With a large increase in both imports and exports noticeable, another shipping line has now commenced its service throughout Micronesia. The latest addition to shipping in the Trust Territory is the vessel "MS Elizabeth Bornhofen," which belongs to the Robert Bornhofen Reederei Company of Hamburg, Germany, but is presently under charter to the Nauru Pacific Line. Their local agent is the Saipan Shipping Company.

The "Elizabeth Bornhofen" is under the command of Captain Halmuth Thompsen with Christoph Jamrosy as the Chief Mate and Hermann Simmerring as the Chief Engineer. The vessel has capacity of 9,300 tons on 8,900 Horse Power engines and runs at an average speed of 18 knots. It can carry a load of 290 containers, but, being a semi-container ship, may also carry other general cargo.

Its ports of call will be San Francisco, Honolulu, Majuro, Ponape, Truk and Saipan on a 40-day frequency. Cargoes for Palau and Yap will be offloaded on Saipan from where they will be trans-shipped to their respective destinations.

At present, the Nauru Pacific Line is operating 18 ships, 16 of which are its own, and two are chartered. The other chartered vessel, "MS Wesser Despacher," is from the same company as the "Elizabeth Bornhofen". The "Wesser Despacher" will be operating between Sydney, Melbourne, Port Moresby, Lae, Guam, Ponape and Truk before returning to Sydney.

With increase in import and export occurring so rapidly in Micronesia today, soon more and larger vessels may be expected to assist the Trust Territory in its trade both within itself, as well as with other countries.

Divers are requesting all boat operators to take extra precautionary measures when operating their boat where divers are known to be.

Dynamite fishing is not only illegal, but also constitutes an even greater threat to scuba-divers. If caught underwater within the exploding dynamite's vibrations, the diver is smashed. Such dynamite fishing related accidents are usually

fatal

Dynamite fishing is done only by lazy, irresponsible citizens and is highly dangerous, therefore greatly discouraged.

Scuba-diving is getting to be one of Saipan's best underwater sports. It involves a lot of danger, but if the safety rules are known and adhered by all who partake in this sport, then scuba-diving will continue to be an excellent underwater sport.

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\$5.00 REWARD FOR THE RETURN OF TWO WALLETS WITH PAPERS AND CARDS STOLEN FROM THE McPHETRES RESIDENCE ON THE MORNING OF DEC. 11, CHALAN KANOA. CALL 9448 OR 9428

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MARIANAS
VARIETY NEWS
VIEWS

Publishers: Abed and
Paz Castro Younis
Editor: Abed Younis

A Personal View

By: JON A. ANDERSON

This has been quite a day! The movers came this morning, and after days of planning and preparation, boxing and wrapping, shifting and dusting, debating and finally discarding unwanted items, it was a relief to open the door and say, "have at it, boys!" They worked quickly. In less than a day the accumulated artifacts of a more or less typical American family of four disappeared in a blizzard of corrugated cardboard and masking tape. Someday next year, somewhere 9,000 miles or so from here, we will go through the reverse process, and will probably wonder why we didn't discard more of that stuff.

Moving is an experience, that's for sure. We've done it several times, but it doesn't get any easier. The hundreds of little details get jumbled in the mind, you find yourself forgetting what you started out to do five minutes before, remembering today to do what should have been done yesterday. The reluctance to leave old and good friends is tempered only somewhat by the excitement of the new, unknown adventure that waits at the other end, the new friends, the new place that will become "home."

As most readers of this newspaper know by now, we are leaving Saipan after four years here, to take up residence in Washington, D.C. I'll be trading the Micronesian News Service for the Voice of America, which if not a step up will at least get me on KJQR a little earlier. We're looking forward to the change, to the new challenges, but we are also sad to leave this beautiful island. From the altered perspective of a distant place, I expect to continue following events in Micronesia with great interest, and perhaps, occasionally, a piece by me will appear in these pages as I am able to cover events in the U.S. capitol which affect people here.

I leave a hundred unwritten columns behind, for this is a bad time to depart. The Marianas status talks are underway, the Congress convenes in January, the Constitutional Convention will meet next year, public land is to be returned, and a multitude of other events and subjects would provide the "meat" for many more columns if I were to stay. Things are moving in Micronesia--the future is full of promise. I am confident that

these events will be more than adequately covered though by the staff of this newspaper, by MNS, the Daily News, and the other media. Things have improved considerably in that respect since 1971. The people of Micronesia no longer can blame lack of information for their lack of knowledge of the events that shape their lives. If they are now aware, it is because they do not choose to be aware, since the sources of information are now there in abundance, particularly here on Saipan.

Journalism, especially in a small place such as this, is a very personal kind of profession. The journalist is vulnerable, available, known to his peers and even to the casual constituents who read, or listen to, his interpretations of events. That can make journalism a very tough calling, for a reporter is required to write and report fairly and objectively despite the inevitable pressures that result from this familiarity with his audience. To the extent that Saipan's young, relatively inexperienced journalists succeed at this task, they are to be commended, and I think they are succeeding more than ever before.

So I leave reluctantly, but with the sincere feeling that my place will quickly be taken by others, in many cases by Micronesian writers and reporters, who will do a more than adequate job. I wish them all the best. Micronesia is a great "beat." The story material is abundant. The readers and listeners are hungry to be told. They will be, I'm sure. Aloha.

LETTERS TO THE EDITOR

Dear Editor;

Micronesian Legal Services has taken the Continental Case to the U.S. Supreme Court. The amount of hours and human efforts that Legal Services put into this landmark case is beyond my imagination even as a law student. But through this case we have been assured our rights under the Trusteeship Agreement by the U.S. ninth circuit court. The over-all implications and value of that court's decision is also beyond my comprehension. Let me just say that it seems as though the achievements of Legal Services in Micronesia in the past three years have done more to promote the integrity and protect the rights of the Micronesian people than the Trust Territory administration has done in twenty seven years.

Micronesia is indeed grateful to Legal Services. Let us always be alert to support Legal Services in its difficult task of representing our interest. Its success is our success.

Sincerely,

Ramon G. Villagomez

SWIM TEAM TRYOUTS

ON DECEMBER 16th, 1974, THERE WILL BE TRYOUTS FOR A COMPETITIVE SWIM TEAM HERE ON SAIPAN, THE TIME IS

DECEMBER 16, 1974

7:00 - 9:00 P.M.

CONTINENTAL HOTEL SWIMMING POOL

SWIMMERS MUST BE ABLE TO SWIM AT LEAST 50 YDS, AND BE AT LEAST 10 YRS. OLD.

INTERESTED SWIMMERS AND PARENTS SHOULD ATTEND THIS MEETING. SWIMMERS BE PREPARED TO SWIM. QUALIFIED SWIMMERS WILL ALSO HAVE THE CHANCE TO COMPETE FOR MICRONESIA IN THE SOUTH PACIFIC GAMES IN AUGUST 1975.

FOR MORE INFORMATION CONTACT BILL OR JEANNIE SAKOVICH

NOTE:

All letters to the Editor must be signed with full name and address of the writer, letters not signed will not be printed.

The Editor

Marianas Variety News & Views

**MARIANAS
VARIETY** NEWS
VIEWS

Publishers: Abed and
Paz Castro Younis
Editor: Abed Younis

MLSC SEEKS SUMMARY JUDGEMENT AGAINST MOBIL

Saipan - Micronesian Legal Services Corporation filed in its Marshalls office, on December 9, on behalf of its client, Salvador Harris, et al., a MEMORANDUM OF LAW IN SUPPORT OF PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT against the defendants, Mobil Oil Micronesia, Inc. et al. A granting of summary judgment would acknowledge the facts and lead the way for a monetary settlement.

The original complaint

of the case, made over two years ago, was prompted when "On January 28, 1972, without any warning or explanation for its action, Mobil's agent at the Majuro bulk plant told six of its customers that it would no longer sell gasoline or kerosene at wholesale prices to them. The six had been licensed by the Municipality of Dalap-Uliga-Darrit to make retail gasoline and kerosene sales. Because of Mobil's refusal to sell them any

more of its products, the six men were forced to end their business of selling Mobil petroleum products at retail. As a result, each suffered a monetary loss consisting of the average net profits accruing from gross gasoline and kerosene sales."

MLSC contends that Mobil's action in refusing to sell petroleum products to the plaintiffs was violative of a section of the Trust Territory's, Antitrust Act which reads, "It is illegal for one or more persons to create or use an existing combination of capital, skill, or acts the effect of which is (1) To create or carry out restrictions in trade or commerce, and (2) To prevent competition in the manufacture, making transportation, sale, or purchase of any merchandise, produce or commodity."

The memorandum in several places states that Mobil is the "sole wholesale supplier of petroleum

products including gasoline and kerosene of the Trust Territory."

Continuing it says, "During oral argument, counsel for Mobil asserted that the average gross sales and net profits of the plaintiffs were at issue..." but that "... Mobil denied these figures in its reply to Request for Admission, it did not file any affidavits to support its denial."

Donald Juneau, MLSC attorney for plaintiffs concluded, "Assuming, without conceding, that there is a genuine issue as the quantum of damages, this court may grant summary judgment on the basis of Mobil's liability to the six plaintiffs and set a trial to determine the extent of the damages."

WANTED

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MARIANAS VARIETY

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Burnett Order...

ing this interim operation was intended to and did in fact amend the prime concession permit which the proposal clearly stated could be restricted to Isley Field."

The order stated that "Plaintiff, as a member of a Joint Venture which was an unsuccessful bidder has no legal standing to challenge the decision of the High Commissioner to International Shoppers Limited (now Duty Free Shoppers Limited)."

D.F.S. was first granted business permit 83-74 on

July 1, 1974 which enabled it to operate hotel shopping arcades in the Marianas. Another business permit 96-74 was issued, authorizing D.F.S. to operate a prime concession at the new Saipan International Airport. In addition, D.F.S. received approval (Oct. 9) from the High Commissioner for an amendment to its original permit 83-74 thus authorizing the applicant to establish a retail outlet shop on Saipan.

Saipan businessmen have voiced complaints pre-

viously that the amendment would decrease local economic gain from the tourist industry but even more importantly "granting D.F.S. a retail outlet would violate the (original) conditions of the prime concession at Isley to D.F.S....," according to Mr. Joe Screen, General Manager for J.C. Tenorio Enterprises. Almost three weeks after making that statement, J.C. Tenorio Ent. filed a formal complaint (Nov. 27) against the High Commissioner seeking a temporary restraining order and a preliminary injunction which in effect would have prohibited any further activity of D.F.S. to complete its intended airport facility. Judge Burnett issued a temporary restraining order on the same day the complaint was filed.

Mr. Akimoto stated that

"any decision in the plaintiff's favor, we feel, would seriously hamper completion of this highly desirable airport in the time frame within which it must be finished." Burnett mentioned that "Time is therefore critical in terms of the government being free to proceed with contracts for the necessary construction.... To interfere with that schedule at this time would subject the government, and the public, to certain loss which would far outweigh any conceivable benefit to plaintiff."

District government officials were cautious to make any statements concerning this case as they feared comments would only stir up further court action by the plaintiff.

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Protesting Lands Return...

of the Ponape, Truk, Palau and Yap delegations.

Since the U.S. has so far refused to give assurances that the Congress of Micronesia will be involved in drafting and approving any secretarial order as mentioned in the position paper presented to the U.S. on Monday (Dec. 9) it would appear that status negotiations between the U.S. and the Congress will not be resumed.

The 1:00 P.M. meeting had been convened after Interior officials had met separately with Yap, Palau and the Marshalls which those districts requested and by the invitation of Director of Territorial Affairs Stanley S. Carpenter.

The purpose of the separate meeting was to discuss land problems unique to those districts.

The afternoon meeting was a plenary session with Interior, the districts and the Congress presenting closing remarks.

Saying that he wanted to: "Clear up any misunderstanding which you (Interior Delegation) may have created." In their briefing the previous afternoon, Speaker Henry said that he wanted to "set the record straight... hopefully once and for all."

The Speaker first pointed out that contrary to Carpenter's dispatch alleging that the Congress had two previous chances to act on return of land legislation, the administration took three months to draft the bill and submitted it one month after the start of the Second Regular Session of the Fifth Congress.

"This left the Congress with less than three weeks to consider what has been called the most important bill we have ever had the occasion to consider," he said.

He related that during the special session in

July, the bill was supported by all six districts and the Congress enacted it only to have the High Commissioner veto the measure.

He then said that since the U.S. delegation had taken considerable time to explain the U.S. Policy Statement the day before, "We think it is appropriate that we explain where the policy statement differs from Senate Bill 296."

The Speaker then listed the conditions which the Congress Bill met, and those which they changed which were not acceptable to the U.S. Accepted by the Congress were four provisions relating to: land for existing government uses and planned capital improvement projects, rights of homestead owners, and protection of land leases.

Those provisions which were changed by the Congress and were not acceptable to the U.S. involved: giving greater control of eminent domain to the districts, requiring the districts to "negotiate in good faith" for land leases for the U.S. Military; removal of the provision which would hold harmless the TT and U.S. government for damages to the land, and lastly, giving greater control to the districts on submerged land and waters.

He also stated that the Congress had changed a provision included by the TT which would have not allowed Micronesia land owners to go to court to contest prior determination and that this was also "unacceptable" to the U.S. In addition, he noted, that four other points proposed by the Congress were rejected in the veto message:

(1) That Lands and Surveys would provide technical assistance to the districts (2) that title to district lands would be returned within

four months after a district had complied with the law (3) that the High Commissioner would publish a list of all public lands in all categories (4) that military retention lands would be included in the return of public lands.

Speaker Henry then rejected the statement that the amount of land returned by the vetoed bill and by the secretarial order were the same.

"This is certainly not true in the Marianas. It is an exaggeration in Palau...there are also latent differences...which potentially affect every district. But more important than the acreage return is the degree of control which the people of Micronesia will have over those lands when they are returned," he said.

"Mr. Carpenter, if I may paraphrase your attempted justification, the

return of public land by Secretarial Order is neither flexible, nor permissive, nor apolitical, nor the most expeditious way to accomplish this goal."

He noted that the secretarial order could not be changed by the people of Micronesia and was thus, not as flexible as legislation passed by the Congress of Micronesia, where the people of Micronesia from the districts can appear at hearings on legislation to present their views and opinions. No such chance would be available to the people of Micronesia for a secretarial order drafted in Washington.

He then charged that "This very meeting is an attempt on your part to divide us because of our politics. You have the

Con't on page 9

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Delegations walk-out...

Con't from page 8
tives."

obligation to promote self government in Micronesia; yet by issuing a secretarial order you have denied our right to self-government."

"And finally, if you are really interested in an expeditious return of public lands, why have you held our lands for 30 years? And why can you not wait three more weeks for a new Congress to act? And why have you admitted that even if the Congress had provided the request "rubber stamp" to the U.S. Policy Statement you could not accomplish the return of public lands even within four months after a district had complied with the law."

The House Speaker then agreed with earlier statements that secretarial order would not be binding after the end of the Trusteeship, but that agreeing to unacceptable provisions during the transition may have an influence after termination.

"What is temporary for you may become permanent for us," he commented, adding that any district which accepts the return of public lands on any other conditions "will have sold its birth-right for something of little value."

Speaker Henry then turned to the charge that the matter was not a political one, arguing, "but insofar as it means that the two negotiating teams are not directly concerned with the issue in their negotiations."

Speaker Henry then said that the U.S. approach in this matter showed how the U.S. might act with regard to Micronesian interests under any kind of new political status.

"In this light," he continued, "we have made clear that we view your proposed action as a serious breach of trust, and we intend to take this view into consideration in the evaluation of any political status alterna-

"Over the past two days this meeting has only served to confirm our fear that you have come here not for any meaningful consultation with the people of Micronesia but to tell us, like a parent tells a small child, what you are going to do with our land," Henry said.

"Despite our expressed willingness to seek compromise through negotiations you have amended your policy statement not in the slightest particular. You have not agreed to accomplish our mutual goal over the return of public lands by mutually acceptable legislation."

"Despite our specific request in our opening statement, you have failed to agree that you will refrain from issuing an executive order without our prior approval. In effect your posture at this meeting has precluded any possibility of meaningful input into such an executive order, because you have not even shown us a draft of that order which you proposed to issue in the immediate future," he said.

He then ended by saying that Congress was unable to continue its participation because of the failure of the U.S. to provide the requested assurances, and after saying "Good Day" to all the participants, walked out of the meeting.

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Complaint against Nabors...

Con't from page 1

attorney,

Burnett acknowledged receipt of a letter over two months ago from Pedro P. Tenerio which alleged certain improprieties in Nabors' conduct as an attorney, including his activities before the Civil Aeronautics Board in the controversial Pan-Am Air Mike Saipan-Tokyo route case. Other complaints have been made against the local attorney but Burnett declined to name the sources.

In his brief on the Saipan-Tokyo air route case, Administrative Law Judge Greer Murphy stated, "To the extent that it is alleged that Nabors' activities did not meet the standards required of practitioners before the Board, those are matters that should be considered independently of this decision, and, if it appears that action is warranted, such action should be considered as a separate matter under the provisions of section 300.20. 66/"

"66/ The principal charge against Nabors grew out of the testimony of John Sablan, who was called as a witness by the Bureau. When it began to appear that Sablan's testimony might not be true, the administrative law judge asked whether he had personal counsel. Nabors stated that he deemed himself to represent Sablan. The following morning, counsel for Pan American submitted a statement of counsel setting forth what he believed to be the true facts. Nabors did nothing."

The chief Justice commented that he had been discussing a "number of facets of attorney discipline with his colleagues." He noted that the TT rules are probably deficient in this area of law but that the "past congress gave some attention to legislation as pertains to the bar. Generally it's a matter of legislation."

Suspension or simple reprimand are the usual types of attorney discipline; disbarment is the ultimate discipline, according to Burnett.

Burnett refrained from commenting further on the subject saying that since the charges are pure allegations at this point, it would be improper to discuss this.

Carlos Salii, Deputy Attorney General, said he couldn't comment on the case since he knew nothing about it other than the fact that a letter had been received in his office "concerning a complaint against an attorney". He said he didn't know who would be handling the case. Conflicting information came from Richard Miamoto who stated


that Carlos Salii was the attorney handling that matter.

MLSC sources also acknowledged receipt of Burnett's letter and stated that Ted Mitchell, Director of that corporation, had been requested to serve on the ad hoc committee investigating

the allegations.

Neither Sen. Amaraich nor Mr. Nabors were not available for comment on the subject.

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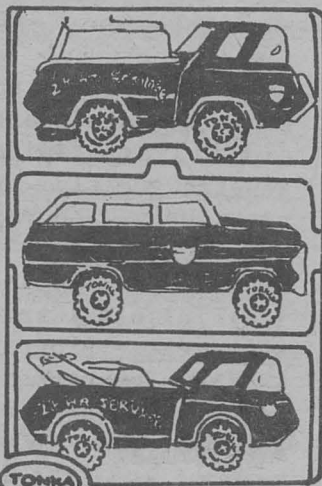
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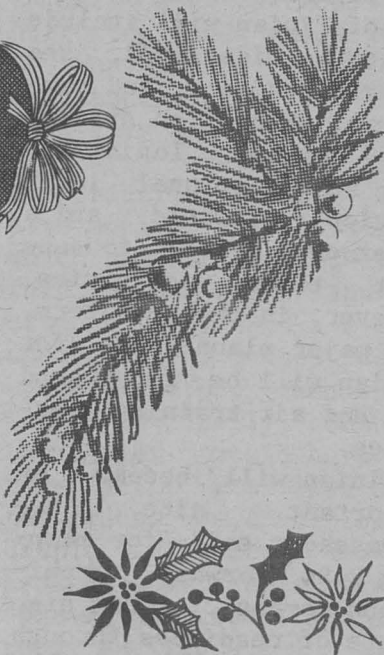
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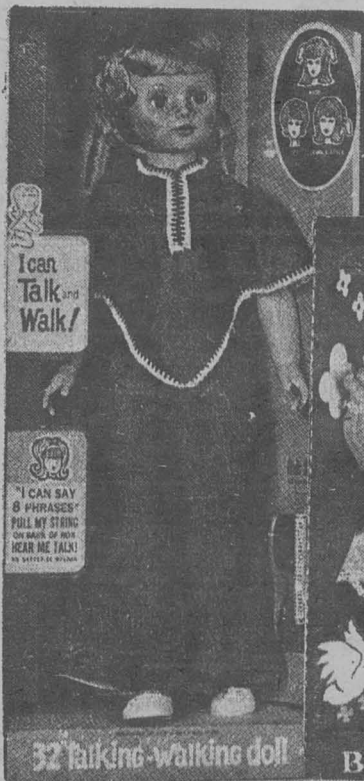
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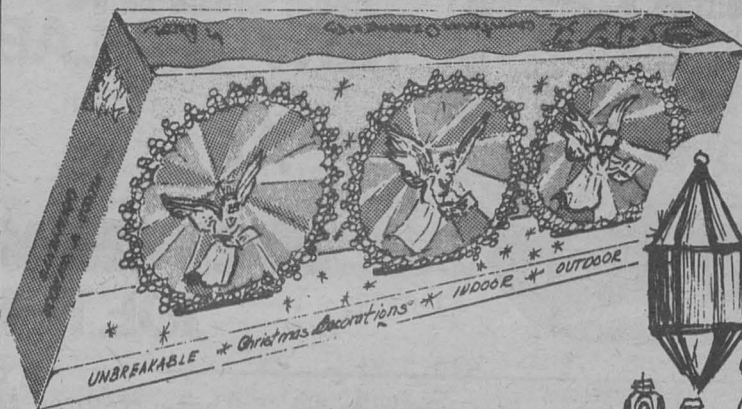
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Tinian Base...

Con't from page 1
Negotiations which began on December 5.

The meetings held thus far have been devoted to a careful review of a draft Covenant presented by the Joint Drafting Committee to establish a Commonwealth of the Northern Mariana Islands in political union with the United States. Substantial progress has been made in reaching agreement on the text of the draft.

Ambassador Williams said that the review has concluded that there continues to be an important defense requirement for the proposed Tinian military land needs as previously set forth and tentatively agreed to last May and it will remain necessary for the U.S. to acquire approximately 3,785 hectares on Tinian

in addition to the present military retention lands on Tinian. The long term use of Tinian will include joint service land, sea and air training and maneuvers, ammunition storage and forward logistics, with an operational joint service airfield and a developed harbor to support these activities. However, in the near term, the major planned use for Tinian will be for ground sea and air training exercises.

Tinian will become an important site, the Ambassador said, for keeping U.S. forward amphibious forces in a high state of readiness through combined exercises. It will be used by units of various sizes, up to 2,000 men, for ground operations and amphibious landings supported by

appropriate naval and air units.

Ambassador Williams pointed out that to support these operations and to facilitate the rapid build-up in an emergency and implementation of the full plans for Tinian, the harbor at San Jose will be rehabilitated and West Field will be upgraded, although the defense Department does not plan to reorient and lengthen West Field at this time. Ammunition storage may come later, and if it does, a wet slip for off loading ships will be built.

San Jose Harbor will be rehabilitated soon, which will include rebuilding the breakwater, dredging the channel and repairing the dock area. Other infrastructure improvements related to the harbor and airfield rehabilitation also may be possible. No permanent structures are now planned for Tinian,

and there are no plans for stationing permanent military personnel on Tinian in the near future.

Ambassador Williams said that this limited base concept will mean in the short term less in terms of local income from construction and continuous military presence. However, the present plans will result in the improvement of San Jose Harbor and West Field which are of primary interest to the people. In addition, more land will now be available for leaseback for agricultural purposes and grazing. In the meantime, he added, one would expect that Tinian will benefit greatly from the previously negotiated \$500,000 per year for a seven-year special fund for Tinian's Capital improvement program, plus Capital Improvement grants from regular operating funds of the future Government of the Northern Mariana Islands to be provided by the U.S. Also, he added agricultural development on Tinian will be encouraged and enhanced by the special loan fund reserved for farmers, fishermen and cooperatives provided for in the draft Commonwealth Agreement. Additionally, the various U.S. federal programs for such things as schools, public health and community development should also be of benefit to the people of Tinian.

The Ambassador concluded that the strategic importance of a military base on Tinian remains unchanged. Tinian is still considered highly important to the United States for its immediate value and for its great potential as a ready reserve and for a build-up in times of emergencies.

The United States and Marianas Political Status Commission will continue the discussion of the new Defense Department plans for Tinian at their next meeting after the Commission has had time to consider the information given it in yesterday's working session.

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to Farm Saipan?...

Con't from page 1

When some farmers were asked to comment as to why local people are not interested in farming, several answers were offered. First, "Nobody likes to do farming." It's hard, dirty tedious work that can end in disaster if a typhoon blows up. Most farmers are not able to pay \$5 a day "kid" wages which are now the going rate for hired help. Usually some sons of the farmers may help out on the farm on weekends but during the week they return to their steady employment.

"The government doesn't offer any help to the farmers" was another reason given by farmers for lack of interest in that occupation. Explaining further, one farmer stated it takes sometimes six months to get agriculture rental equipment to the farm. They blame this on frequent breakdown of machinery, delayed replacement of broken parts, and lazy operators. One farmer gave an example that he had contracted for 6 hours worth of plowing but after only 15 minutes of operation, the tractor broke down. He said it's been sitting in his field for a month and he wants it moved.

Mr. Weaver commented that he "hadn't caught any people sitting idle although I won't say they don't." He agreed the equipment does break down often due to the soil with exposed coral that tears parts and also due to the carelessness of operators. He added that often tangantangan stubs puncture tractor tires further delaying work. Repairing broken equipment can take as long as 5 months according to Weaver. The parts must be ordered from the States; he added that his department is attempting to stockpile some parts. He noted also that "we break parts here that are never broken in other parts of the world", due

to the terrain.

Weaver pointed out that in some instances people have rented agriculture equipment to clear house sites, rather than clear land for farming which is against department policy.

Farmers also are very interested in the government helping them secure crop insurance since this area of the world is often plagued by tropical storms which wipe out crops rapidly. The district legislature passed on September 2, a resolution "requesting the District Administrator to initiate a program of providing crop insurance for farmers in the Mariana Islands District against natural disaster." Mr. Weaver commented that the Distad asked that the Federal Crop Insurance Corporation in Washington, D.C. be applicable to the Marianas, but no formal record of that request was available at the Distad's office. Saipan and Guam insurance companies were not interested in providing crop insurance according to Mr. Weaver since the premiums would be fantastically high. A closed source has commented that the Marianas Political Status Commission has asked the U.S. delegation in the present status talks to investigate the possibility of crop insurance for this area; the U.S. agreed that it would check into the matter.

Farmers also cited the hassel involved in seeking a government agriculture loan as another thwart to farming. They stated too many personal questions are required and too much time is involved in applying for the loan.

On Monday (Dec. 9) at a meeting of the Marianas Farmers Association, Mr. Weaver explained to about 20 farmers present that the Economic Development Loan Fund now has available \$150,000 in commercial agriculture development funds available to Trust Territory citizens

on a "first come-first serve" basis. Pete Dela Cruz, Economic Development Officer, commented, "we're practically begging them to take it," but the farmers are "cautious in borrowing funds" according to Weaver who says "much can happen (typhoons) before they are payed back".

Weaver mentioned that historically farmers may have applied for loans which had not yet received funding thus their applications may have been stacked on someones desk up to 6 months. Then when the funds finally came in the farmer would have to reapply for the loan as the prices would be outdated. However, Weaver assures that the agriculture loan funds are already available and that "unless there is an error in the application, any present loan should go through within a month." The 3% interest EDLF funds require a 90% guarantee which usually means mortgage of the farmers' property as collateral but Weaver sees this "supervised credit" as the best way to handle the loans. He emphasized that "farmers are not usually involved in commercial business ways" such as applying for loans so they are very "sensitive in exposing their income and financial holdings in the loan process."

Weaver says "farmers are being encouraged to get the EDLF loans in order that they can buy their own tractors for seed bed preparation and thus not be dependent on the Agriculture Department for the final preparation."

When Mr. Weaver was asked a similar question as to why commercial farming is not popular, he strongly centered his comments on the educational system. "Agriculture as taught in grade school is inclined to turn students from agriculture. As taught at the Junior High level, classes usually don't carry the project to the point where the crop is harvested. After the

crop comes up, they go on to another subject and no longer maintain the garden area. What students see is that weeds come up, insects eat up the crop and so it seems a waste of time to them. How can you interest a student in becoming a farmer if all he sees is disaster."

Pete Dela Cruz in a Pacific Daily News Territorial Progress article notes that "The educational program of this district must be geared to the needs of the industries which will be flourishing" He says he sees "agriculture definitely" as a needed industry of the future. Weaver concluded that "if they're going to give any importance to agriculture, they'll (education department) have to change their schedule of teaching. It takes more than 1-2 hours per day."

Other hindrances to farming cited by Weaver included a neglected budget, lack of transportation of produce to markets a village home life that doesn't enable farming to be ingrained in young children, and snails which are "the major problem and major expense as far as actually harvesting a crop." Concerning the latter problem, he stated he has "been looking into eradication of snails," which projects to be a \$250,000 expense not including the aircraft to implement the project.

Lastly, a Saipanese who is a part time farmer and full time district agriculture employee points out that Chamorrans are used to subsistence farming not commercial farming. He noted commercial farming has only been introduced since the American occupation. He attributed agriculture's decline to "lack of desire" by the people as well as the current opportunity for a steady income in government jobs or private business.

The question still remains- what will happen to commercial agriculture in the future?

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