

I Mina'Trentai Dos Na Liheslaturan Received
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
355-32 (COR)	T. C. Ada	AN ACT TO AUTHORIZE THE DEPARTMENT OF PUBLIC WORKS, GOVERNMENT OF GUAM, TO ACQUIRE LOT NO. 150-R3-1R/W, MERIZO, GUAM FOR THE PIGUA BRIDGE RECONSTRUCTION PROJECT.	6/17/14 4:50 p.m.	06/18/14	Committee on Public Safety, Infrastructure, & Maritime Transportation			



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature
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MAJORITY LEADER

Senator
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ASSISTANT MAJORITY LEADER

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V. Anthony Ada
Member
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Senator
Aline Yamashita
Member

June 18, 2014

MEMORANDUM

To: Rennae Meno
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio
Chairperson of the Committee on Rules

Subject: Referral of Bill No. 355-32(COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 355-32(COR)**.

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Dos na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os Ma'åse!

Attachment

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (Second) Regular Session

Bill No. 355-32 (cop)

Introduced by:

T.C. Ada 

**AN ACT TO AUTHORIZE THE DEPARTMENT
OF PUBLIC WORKS, GOVERNMENT OF GUAM,
TO ACQUIRE LOT NO. 150-R3-1R/W, MERIZO,
GUAM FOR THE PIGUA BRIDGE
RECONSTRUCTION PROJECT.**

2014 JUN 17 PM 4:05 CF

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*

3 finds the Department of Public Works (DPW) on behalf of the Government
4 of Guam, has prepared plans for the reconstruction and widening of the Bile
5 and Pigua bridges in Merizo. These bridges are an integral part of the island-
6 wide road improvement plan funded by the Federal Highway Administration
7 (FHWA). *I Liheslatura* further finds the bridges will be for public use.

8 *I Liheslatura* further finds DPW has successfully negotiated the
9 purchase of required lots from all private landowners required of the
10 Bile/Pigua Bridge Reconstruction Project (the Project), with the exception of
11 a portion of Lot No. 150-R3. The portion needed for public right of way has
12 been designated as Lot 150-R3-1R/W and represents 240sm (or 4.9%) of Lot
13 150-R3 which has a total area of 4,897sm.

14 *I Liheslatura* therefore intends to authorize the exercise of the power
15 of eminent domain, pursuant to 21GCA Ch. 15 §15105(b) to wit “*the power*
16 *of Eminent Domain may be exercised by the government of Guam upon the*
17 *authorization and appropriation of funds by the Congress of the United*

1 *States for public use within Guam ... the appropriation by the Congress of*
2 *the United States for a specific public use must also include a corresponding*
3 *authorization by the Guam Legislature via duly enacted legislation”.*

4 **Section 2. Authorization to condemn Lot No. 150-R3-1R/W.**

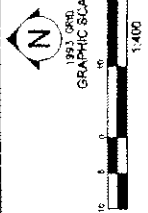
5 DPW is hereby authorized to condemn Lot No. 150-R3-1R/W,
6 Merizo, Guam, containing an area of 240 square meters, as shown on
7 Drawing No. DCA1-S-11-26 (Exhibit A) and in further detail in the
8 document labeled Guam Department of Public Works Road Plan (Pigua
9 Bridge) (Exhibit A-1), appended hereto, a copy of which was recorded with
10 the Department of Land Management, Government of Guam, on October 9,
11 2013, under instrument No. 857237; provided, however, that as a condition
12 to this approval, Lot No. 150-R3-1R/W the property shall be used for the
13 Project and, subject further to FHWA providing 100% of the condemnation
14 funds needed to fund the condemnation.

15 **Section 3. Interest Condemned.**

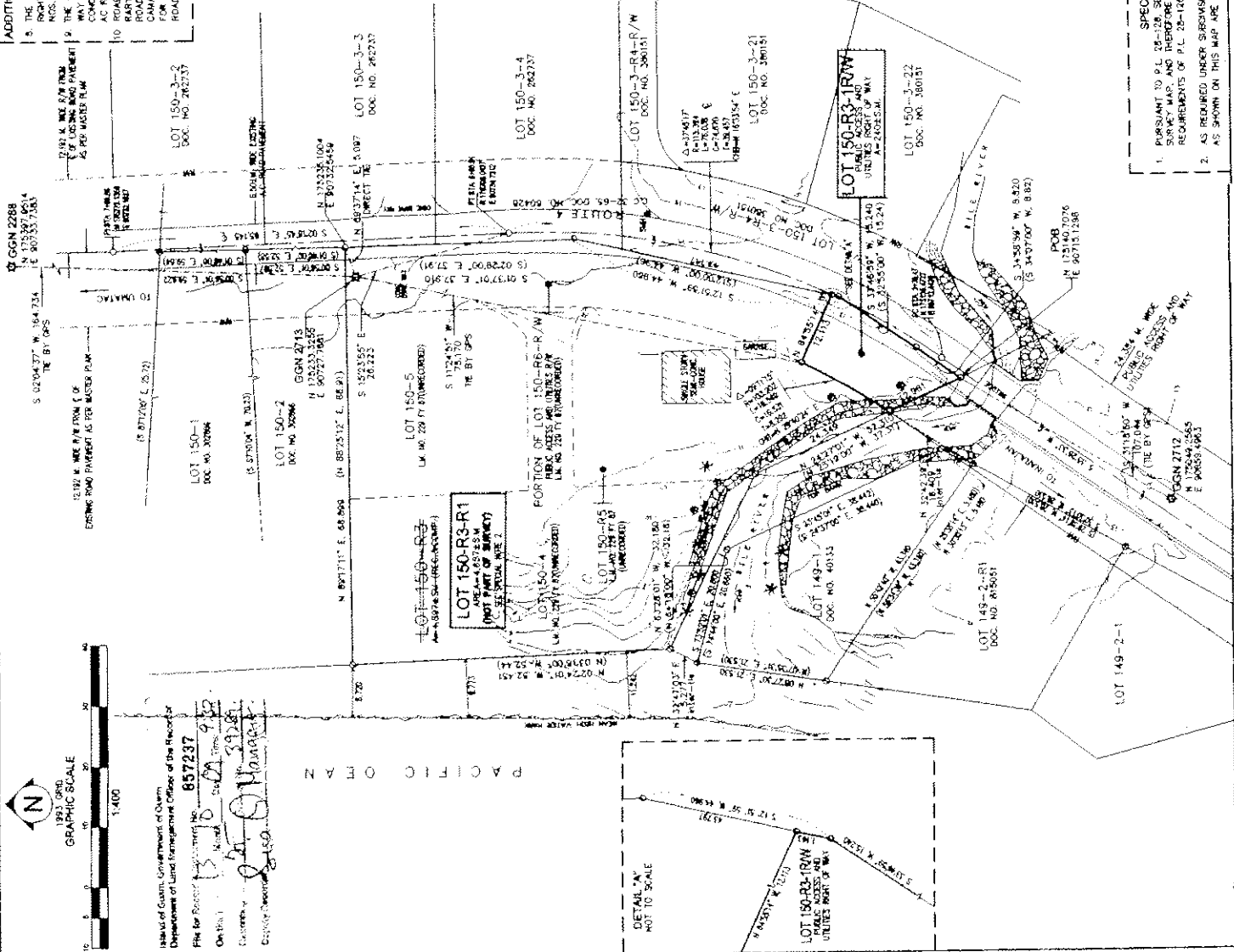
16 Upon confirmation of belief, based on appraisals of the property, the
17 sum of money estimated to be just compensation for the fee simple interest
18 taken in Lot No. 150-R3-1R/W is Twenty Three Thousand six hundred and
19 00/100 dollars (\$23,600.00).

20 **Section 4. Severability.** *If* any provision of this Law or its
21 application to any person or circumstance is found to be invalid or contrary
22 to law, such invalidity *shall not* affect other provisions or applications of this
23 Law which can be given effect without the invalid provisions or application,
24 and to this end the provisions of this Law are severable.

25 **Section 5. Effective Date.** This Act shall become effective upon its
26 enactment.



1st Lt. G. W. ...
 857237
 1st Lt. G. W. ...
 857237
 1st Lt. G. W. ...
 857237

[illegible]

ADDITIONAL NOTE:
11. ELEVATIONS OF CONTIGUOUS LINES AS SHOWN ARE IN FEET DERIVED FROM THE U.S.G.S MAP.
METRIC QUADRANGLE IS MONTE VIEJO
INTERNATIONAL MUNICIPALITY OF MEXICO,
GUATE.

CHECKED BY :

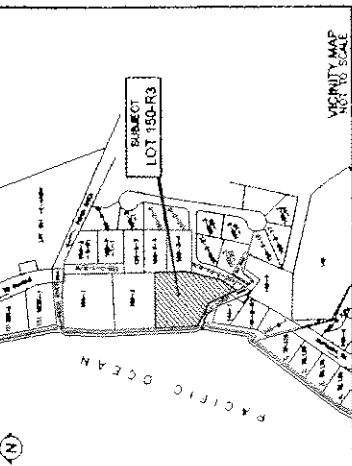
[illegible]

4/17/13 DATE
CARL GOUNGOURTZ DIRECTOR
DEPARTMENT OF PUBLIC WORKS
GOVERNMENT OF QUEBEC
PAUL L. SANTUS 10-8-13
ASSTG. DIRECTOR, D.L.M.

NOTES

ACTING EXECUTIVE SECRETARY
GRANT LAND USE COMMISSION

LAW, THE DESCRIPTION OF LOT 150-R3-R1,
ORIO DATA AND NOT FIELD COMPOSITION.



REFERENCES:
DOCUMENT NO. 14333
CARTOGRAPHY SURVEY MAP OF LOT 140-2-61, PREPARED BY PLS 73, LHM, NO. 134-F1, 15-SEP-70, DOC. NO. 815051

NOTES:
SURVEY WAS BASED ON FOUND PROPERTY CORNERS AS SHOWN ON THIS MAP.
1. ALL DISTANCES ARE IN METERS.
2. ALL BOUNDARIES AND DISTANCES IN PARENTHESES ARE RECORD DATA. ALL OTHERS ARE CALCULATED.
3. SUBJECT LOT IS ZONED "A" AGRICULTURAL PER 1967 OPTICAL ZONING MAP, 5-DEC-74.
4. SUBJECT LOT IS OUTSIDE THE HIGHWAY RIGHT-OF-WAY.
5. ALL B-LINES ARE AS SHOWN AS OF APPROVAL OF THIS MAP.
6. POINT OF NATURAL CENTERING IS IN PILE.

SYMBOLS:
● GROUND CENTER
● GROUND CORNER
● ROAD (NOT SET)
● FENCE (NOT SET)
● SET NO. 4 REBAR WITH CAP MARKED PLS 65
● SET NO. 4 REBAR WITH CAP MARKED PLS 65
● SET NO. 4 REBAR WITH CAP MARKED PLS 73, DOC. NO. - NONE

● SINKER MANHOLE (SINK)
● PLANT
● STREAM FLOW

CERTIFICATE OF GUAM CHIEF SURVEYOR
THIS MAP HAS BEEN EXAMINED FOR CONFORMANCE WITH TITLE 21, GUAM CODE


GUAM CHIEF PLANNER / DEPT OF CONSUMER
 APPROVAL PURSUANT TO TITLE 21 GUAM CODE ANNOTATED, CHAPTER 82,
 SUBDIVISION 1 AND 2
 GUAM CHIEF PLANNER
 DATE 9-10-2018

CERTIFICATE OF SURVEYOR

WE, HECTOR G. DOMAZIO, HEREBY CERTIFY THAT THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION THAT IT IS BASED ON THE FOLLOWING DATA:

1. A FIELD SURVEY CONDUCTED WITH ALL APPROPRIATE LAWS AND REGULATIONS, THAT I AM RESPONSIBLE FOR THE ACCURACY OF ALL DATA AND INFORMATIONS SHOWN HEREON. I FURTHER CERTIFY THAT THE MEASUREMENTS WERE MADE IN ACCORDANCE WITH THE STANDARDS INDICATED ON THIS MAP.

Hector G. Domazio 7/29/12

REV	BY	DESCRIPTION	DATE
		 PROFESSIONAL LAND SURVEYOR NO. 83 4. ENGINEERING (ENVIRONMENTAL) 5. CONSTRUCTION MANAGEMENT PLANNING 6. CONSTRUCTION MANAGEMENT 7. ESTIMATION/COMPLETION 8. OPERATING INFORMATION SYSTEMS 9. 3D FILE (1991)	

LOT 150-R3 (SEVERANCE OF ROAD RIGHT OF WAY)		SEC. 2	
MUNICIPALITY OF MERRID		LOT DATA	
DATE	LOT NO. 150-R3		
FIELD MET AND CREW	6/29/11		
BOOK NO. (DAVIDSON-2007) 16-1	SECTION OF T14E R2S 1214S		
COMPLETED	103	REGISTERED ON NOVEMBER 21, 1941	
DATE	F53	IN THE NAME OF	
RECORDED	190	OCT. 2011	
		DAVIDSON B. CREW	

CHECKED	NOV 20 2011		
SATISFACTORY TO & APPROVED BY:			
(SIGNED PLANT)			
ENC. NO. 004N-S-11-26	SCALE: 1:400	L.M. INCORPORATED NOV 21 2011	

