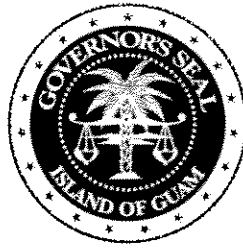


EDDIE BAZA CALVO  
Governor



RAY TENORIO  
Lieutenant Governor

*Office of the Governor of Guam*

MAR 07 2014

Honorable Judith T. Won Pat, Ed.D  
Speaker  
*I Mina'trentai Dos Na Liheslaturan Guåhan*  
155 Hesler Street  
Hagåtña, Guam 96910

32-14-1387  
Office of the Speaker  
Judith T. Won Pat, Ed. D  
Date: 3.10.14  
Time: 4:42pm  
Received by: [Signature]  
MAR 10 5:01

Dear Madame Speaker:

Attached is Bill No. 248-32 (COR), entitled, "**An act to appropriate \$25,000 from the General Fund to allow the government of Guam to pay for an inverse condemnation settlement pursuant to Superior Court of Guam Civil Case No. CV1158-12,**" which lapsed into law as new **Public Law 32-133.**

*Senseramente,*

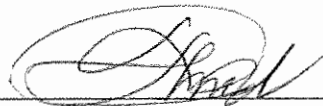
EDDIE BAZA CALVO

1387

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

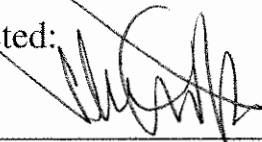
**CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN**

This is to certify that Bill No. 248-32 (COR), "AN ACT TO APPROPRIATE TWENTY-FIVE THOUSAND DOLLARS (\$25,000) FROM THE GENERAL FUND TO ALLOW THE GOVERNMENT OF GUAM TO PAY FOR AN INVERSE CONDEMNATION SETTLEMENT PURSUANT TO SUPERIOR COURT OF GUAM CIVIL CASE NO. CV1158-12," was on the 1<sup>st</sup> day of February, 2014, duly and regularly passed.



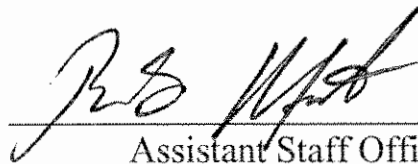
Judith T. Won Pat, Ed.D.  
Speaker

Attested:



Tina Rose Muña Barnes  
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 1<sup>st</sup> day of FEB,  
2014, at  
10:50 o'clock P..M.



Assistant Staff Officer  
*Maga'lahi's Office*

APPROVED:

EDWARD J.B. CALVO  
*I Maga'lahen Guåhan*

Date: FEB 14 2014

Public Law No. 32-133

*I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN*  
2013 (FIRST) Regular Session

**Bill No. 248-32 (COR)**

As amended on the Floor.

Introduced by:

Vicente (ben) C. Pangelinan

T. C. Ada

V. Anthony Ada

FRANK B. AGUON, JR.

B. J.F. Cruz

Chris M. Dueñas

Michael T. Limtiaco

Brant T. McCreadie

Tommy Morrison

T. R. Muña Barnes

R. J. Respicio

Dennis G. Rodriguez, Jr.

Michael F. Q. San Nicolas

Aline A. Yamashita, Ph.D.

Judith T. Won Pat, Ed.D.

**AN ACT TO APPROPRIATE TWENTY-FIVE THOUSAND DOLLARS (\$25,000) FROM THE GENERAL FUND TO ALLOW THE GOVERNMENT OF GUAM TO PAY FOR AN INVERSE CONDEMNATION SETTLEMENT PURSUANT TO SUPERIOR COURT OF GUAM CIVIL CASE NO. CV1158-12.**

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

2 **Section 1. Legislative Finding and Intent.** *I Liheslaturan Guåhan* finds  
3 that for over three (3) decades, Vincent C. Castro and Menilia C. Castro  
4 (collectively known as the Castros) have been waiting to be compensated for  
5 property the government of Guam took in January 29, 1979, and used it to  
6 construct a public road. The Castros' property is described as Lot No. 3340-2-2

1 (now known as Lot No. 3340-2-R1), which is 166 ±sq. m., as shown in Exhibit A,  
2 and it was used to widen *Chelenko* Road in the municipality of *Sinajana*, and is  
3 located in the village of *Ordot*.

4 *I Liheslaturan Guåhan* further finds that there were landowners whose  
5 properties were taken through court action to construct *Chelenko* Road, and who  
6 were paid for their properties. The government *did not* take the Castros' property  
7 in the same or any subsequent court action, yet their property was made part of  
8 *Chelenko* Road, and the Castros were never paid for their property. The 1979  
9 Declaration of Taking omitted the Castro property. On October 8, 2012, the  
10 Castros filed an inverse condemnation complaint against the government of Guam  
11 for the unlawful taking of their property.

12 *I Liheslaturan Guåhan* further finds that the Office of the Attorney General  
13 has worked with the Castros and their attorney to resolve this long-standing land  
14 taking, and have agreed to settle in the amount of Twenty-Five Thousand Dollars  
15 (\$25,000).

16 Therefore, *I Liheslaturan Guåhan* intends to appropriate the agreed  
17 settlement amount to the Castros, and to comply with the Superior Court Case No.  
18 CV1158-12.

19 **Section 2. Authorization to Appropriate.** *I Liheslaturan Guåhan* hereby  
20 appropriates the amount of Twenty-Five Thousand Dollars (\$25,000) from the  
21 General Fund to the plaintiffs, Vicente C. Castro and Menilia C. Castro, aka Millie  
22 D.C. Castro, in the Superior Court Case No. CV1158-12, to provide just  
23 compensation and to finally remove the liability that exists within the government  
24 of Guam. The Attorney General *shall* settle the case and execute all documents  
25 required to ensure the government will not be liable for any additional payments,  
26 and secure title to the property. The Castro plaintiffs *shall* be paid in full pursuant  
27 to the settlement within ninety (90) days of this Act; and any unpaid settlement

1 amount *shall* accrue interest at the rate of 6.5 % until paid, and said interest  
2 amounts are hereby appropriated on a continuing basis.

3 **Section 3. Severability.** If any provision of this Act or its application to  
4 any person or circumstance is held invalid, the invalidity *shall not* affect other  
5 provisions or applications of this Act which can be given effect without the invalid  
6 provision or application and to this end the provisions of this Act is severable.