

FIRST GUAM LEGISLATURE  
1952 (SECOND) Regular Session

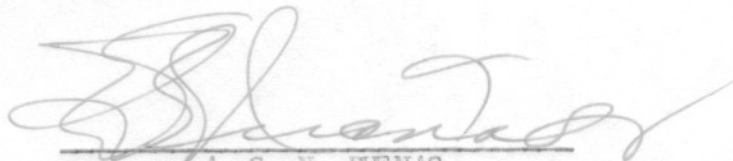
CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill Number 223, "An Act to amend Section 1174 of the Code of Civil Procedure of Guam relating to judgments in unlawful detainer proceedings", was on the 7th day of July, 1952, duly and regularly passed.



A. B. WON PAT  
Speaker

ATTESTED:



A. S. N. DUENAS  
Legislative Secretary

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This Act was received by the Governor this 10th day  
of July, 1952, at 3:34 o'clock P. M.



MANUEL F. L. GUERRERO  
Acting Secretary of Guam

APPROVED:



R. S. HERMAN  
Acting Governor of Guam

Dated: July 16, 1952

GOVERNMENT OF GUAM  
RECEIVED

FIRST GUAM LEGISLATURE  
1952 (SECOND) Regular Session

Bill No. 223

Introduced by \_\_\_\_\_  
E. T. Calvo

An Act to amend Section 1174 of the Code  
of Civil Procedure of Guam relating to  
judgments in unlawful detainer proceedings.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Sec. 1174 of the Code of Civil Procedure of Guam  
is hereby amended to read as follows:

"1174. Judgment, what it shall declare. If,  
upon the trial the finding of the court be in favor  
of the plaintiff and against the defendant, judgment  
shall be entered for the restitution of the premises;  
and if the proceedings be for an unlawful detainer  
after neglect, or failure to perform the conditions  
or covenants of the lease or agreement under which the  
property is held, or after default in the payment of  
rent, the judgment shall also declare the forfeiture  
of such lease or agreement if the notice required by  
Section 1161 of the code states the election of the  
landlord to declare the forfeiture thereof, but if  
such notice does not so state such election, the  
lease or agreement shall not be forfeited.

The court shall also assess the damages occasioned  
to the plaintiff by any forcible entry, or by any  
forcible or unlawful detainer, alleged in the complaint  
and proved on the trial, and find the amount of any  
rent due, if the alleged unlawful detainer be after  
default in the payment of rent. Judgment against the  
defendant guilty of the forcible entry, or forcible or  
unlawful detainer may be entered in the discretion of

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the court either for the amount of the damages and rent  
found due, or for three times the amount so found."

Section 2. This is an urgency measure and shall become  
effective upon its approval by the Governor.