

I Mina Trentai Kuattro Na Liheslaturan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
255-34 (LS)	Thomas C. Ada	AN ACT TO AUTHORIZE A LAND EXCHANGE IN THE MUNICIPALITY OF ASAN INVOLVING 1,183 (+) SM OF AN ABANDONED AND UNUSED PORTION OF THE OLD PITI-AGAÑA ROAD, FOR (A) 112 (+) SM OF LOT 292-7-1, WHERE A GWA SEWER FACILITY IS ENCROACHING, AND (B) 1,072 SM OF LOT 293 BEACHFRONT PROPERTY FOR A PUBLIC PARK TO BE PUT UNDER THE ADMINISTRATIVE JURISDICTION OF THE MAYOR OF THE MUNICIPALITY OF ASAN.	3/12/18 4:00 p.m. AS CORRECTED 3/19/18 3:47 p.m.						

I MINA'TRENTAI KUÁTTRO NA LIHESLATURAN GUÅHAN
2018 (SECOND) Regular Session

Bill No. 255-34 (LS)

As Corrected by the Prime Sponsor.

Introduced by:

Thomas C. Ada

AN ACT TO AUTHORIZE A LAND EXCHANGE IN THE MUNICIPALITY OF ASAN INVOLVING 1,183 (+) SM OF AN ABANDONED AND UNUSED PORTION OF THE *OLD PITI-AGAÑA ROAD*, FOR (A) 112 (+) SM OF LOT 292-7-1, WHERE A GWA SEWER FACILITY IS ENCROACHING, AND (B) 1,072 SM OF LOT 293 BEACHFRONT PROPERTY FOR A PUBLIC PARK TO BE PUT UNDER THE ADMINISTRATIVE JURISDICTION OF THE MAYOR OF THE MUNICIPALITY OF ASAN.

CS 2018 MAR 19 PM 3:47

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Findings and Intent. *I Liheslaturan Guåhan* finds that the realignment of and transformation of the old Piti-Agaña Road in the 1950's into the present-day Route 1 Marine Corps Drive from the front main gate of Andersen Air Force Base Guam to the front main gate of Naval Station Guam resulted in the severance and creation of certain irregular and remnant parcels along the way.

I Liheslaturan Guåhan further finds that the abandonment of use of these portions does not relinquish ownership by the sovereign power and ownership of these portions remain in the Government of Guam.

I Liheslaturan Guåhan further finds that the owner (Mr. Sunilh Hiro Uttamchandani) of the adjacent contiguous lot had inadvertently built a concrete structure which encroaches into an abandoned portion of the Old *Agaña-Piti* Road.

1 The private encroachment is shown in Exhibit A.

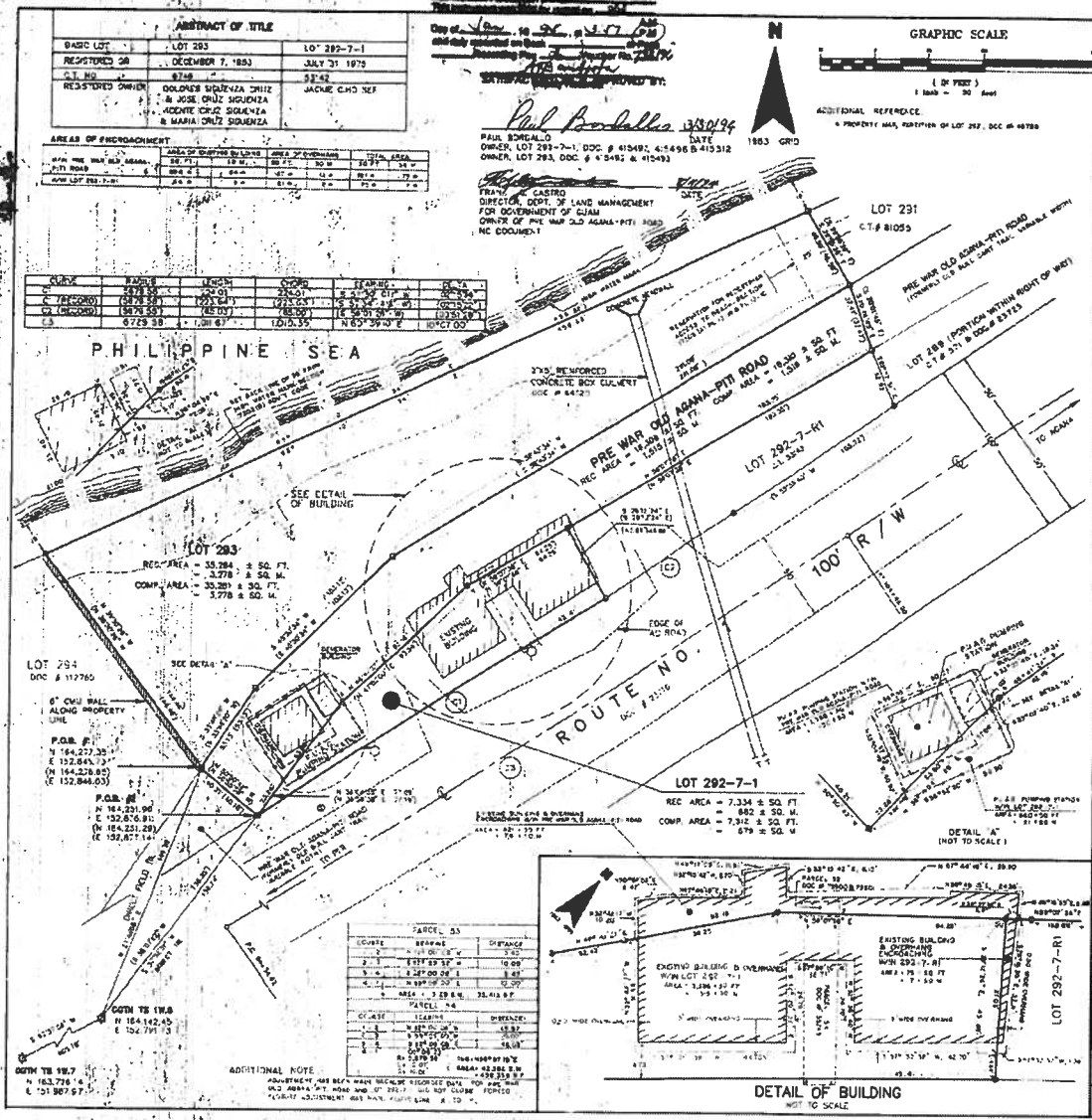
2 *I Liheslaturan Guåhan* also further finds that Guam Waterworks Authority
3 (GWA) had constructed a sewer pump station facility that is encroaching into the
4 adjacent and contiguous private property, occupying 112 square meters of private
5 property. The government encroachment is shown in Exhibit A.

6 **Section 2. Authorization for Land Exchange.** *I Mina'Trentai Kuåttro Na*
7 *Liheslaturan Guåhan* hereby authorizes *I Maga'låhen Guåhan* to exchange
8 approximately 1,183 square meters of an abandoned and unused portion of the *Old*
9 *Piti-Agaña Road in the Municipality of Asan* in exchange for (a) 112 square meters
10 of Lot 292-7-1, where a GWA sewer facility is encroaching, and (b) 1,072 square
11 meters of Lot 293 beachfront property for a public park to be put under the
12 administrative jurisdiction of the Mayor of the Municipality of *Asan*. Said Exchange
13 is depicted in Exhibit B.

14 **Section 3. Appraisals.** As the three (3) parcels are contiguous to each other
15 and this is an area for area exchange with no cash compensation, Title 2 GCA § 2107
16 (b) relative to appraisals of land *shall not* apply to this Act.

17 **Section 4. Severability.** If any provision of this law or its application to
18 any person or circumstance is found to be invalid or contrary to law, that invalidity
19 *shall not* affect other provisions or applications of this law that can be given effect
20 without the invalid provisions or applications and to this end the provisions of this
21 Act are severable.

Exhibit A Bill No. 255-34(LS)



SUBJECT LOT
LOT 293,
292-7-1, &
PRE-WAR OLD
AGANA-PITI ROAD

VICINITY MAP
NOT TO SCALE

LEGEND:

- ① WITH ADJUSTMENT AS NOTED
- ② CORNER AND INTERIOR POINTS
- ③ CORNER AND INTERIOR POINTS
- ④ INTERIOR CORNER, NOT SET BY PLASTIC CAP SET, MARKED PLAS FILE
- ⑤ MARK OF CONCRETE WITH YELLOW CAP
- ⑥ MARK OF CONCRETE WITH YELLOW CAP
- ⑦ MARK OF CONCRETE WITH YELLOW CAP
- ⑧ MARK OF CONCRETE WITH YELLOW CAP
- ⑨ MARK OF CONCRETE WITH YELLOW CAP
- ⑩ MARK OF CONCRETE WITH YELLOW CAP

NOTES:

- ALL DISTANCES AND DIMENSIONS SHOWN HEREON ARE IN FEET AND DECIMALS THEREOF EXCEPT THOSE DIMENSIONS SHOWN OTHERWISE AS METERS.
- BOUNDARIES SHOWN ON THIS MAP ARE BASED ON FIELD SURVEY MADE BY ME, AND I HAVE BEEN ADVISED BY THE REGISTERED OWNER THAT ALL DISTANCES AND DIMENSIONS SHOWN ON THIS MAP ARE CORRECT.
- PROPERTY SURVEY MAP, PARCELS OF LOT 293, DCC # 41577

CERTIFICATION
APPROVAL FOR THIS TITLE IS GIVEN BY CHAPTER 42, SUBSECTION 2(A)

NOT REQUIRED

CHECKED BY:
Paul B. Bordallo
11-15-79

DATE:
11-15-79

REGISTERED LAND SURVEYOR NO. 49
PAUL B. BORDALLO
P.O. BOX 8218 DUNAGAN CANTON, TEL. 846-7603

RETRACEMENT SURVEY MAP
OF
LOTS 293, 292-7-1 & PRE-WAR OLD AGANA-PITI ROAD
MUNICIPALITY OF ISIJA
SECTION 20 - SECTION 2

DATE:
11-15-79

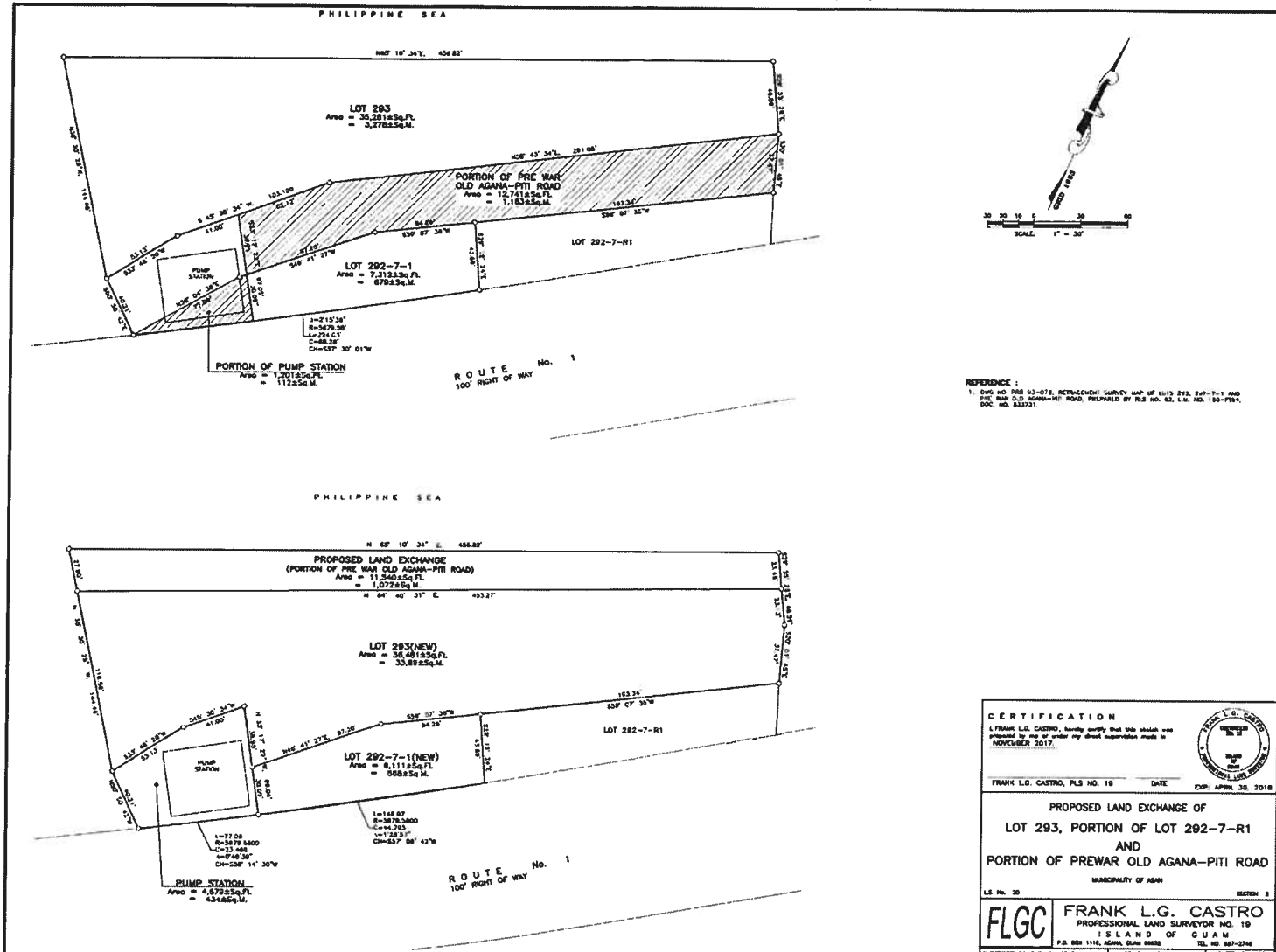
LOT:
LOT 293, 292-7-1 & PRE-WAR OLD AGANA-PITI ROAD

OWNERS:
DOLDES SIQUENZA CHIZ & JOSE CRUZ SIQUENZA & MARIA CRUZ SIQUENZA

SCALE:
SCALE 1"=50'

150-FY84

Exhibit B Bill No. 255-34(LS)



REFERENCE:
1. GSD NO. 198 93-076, RECTANGULAR SURVEY MAP OF LOTS 293, 292-7-1 AND PORTION OF PRE WAR OLD AGANA-PITI ROAD, PREPARED BY PLS NO. 42, L.M. NO. 180-PTK, DOC. NO. 83271.

CERTIFICATION
I, FRANK L.G. CASTRO, hereby certify that this sketch was prepared by me or under my direct supervision and is true and correct as of the date hereon.
NOVEMBER 2017.

FRANK L.G. CASTRO, PLS NO. 19 DATE: **APRIL 30, 2018**

PROPOSED LAND EXCHANGE OF
LOT 293, PORTION OF LOT 292-7-1
AND
PORTION OF PREWAR OLD AGANA-PITI ROAD
MUNICIPALITY OF AGANA

L.S. No. 20 SECTION 3

FLGC **FRANK L.G. CASTRO**
PROFESSIONAL LAND SURVEYOR NO. 19
ISLAND OF GUAM
P.O. BOX 1116, AGANA, GUAM 96932 TEL. NO. 687-2246

SURVEYOR'S CHARTER NO. 1071-11-08 SERIAL 12088 NUMBER SHEET NO. Y OF 1