

MINA' TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

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MCD

Bill No. 104 (COR)

Introduced by:

B.J.F. Cruz

**AN ACT TO AUTHORIZE *I MAGA'LAHEN GUÅHAN*
TO SELL CERTAIN REAL PROPERTY TO ADJACENT
LANDOWNER.**

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

2 **Section 1. Legislative Findings and Intent.** The owner of Lot 1-3,
3 Block 6, Tract 149, Dededo has approached the Departments of Public
4 Works and Land Management to purchase a Rights of Way easement
5 fronting his property. Both departments do not object to the landowners
6 request but suggested to the landowner that all processes and procedures
7 needed to effect the sale such as appraisal, surveying, mapping and
8 recording fees will be at the expense of the landowner since the departments
9 are not budgeted for such propose. The Department of Public Works, Rights-
10 of-way division concluded that the public benefit and use of this portion of
11 the forty (40') feet has greatly diminished with a fence installation by Tumon
12 Village Apartment Development on their common boundary. The landowner
13 was also advised that to complete his request to purchase that portion of the
14 easement, the authorization to sell must be approved by *I Liheslaturan*
15 *Guåhan*.

16 **Section 2. Authorization to sell.** *I Maga'lahaen Guåhan* is authorized

1 to sell that portion of the forty (40') feet public easement fronting Lot 1-3,
2 Bloc 6, Tract 149, Dededo to Mr. Diosdado D. Mortera subject to the
3 following terms and conditions:

4 1. The purchase price shall be at fair market value as determined by a
5 Licensed Real Estate Appraiser. Cost of the appraisal service shall
6 be at the expense of purchaser.

7 2. Cost associated with the purchase such as survey, mapping and
8 recording fee shall be at the expense of the purchaser.