

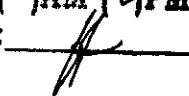


Office of the Governor of Guam

P.O. Box 2950 Hagåtña, Guam 96932
TEL: (671) 472-8931 • FAX: (671) 477-4826 • EMAIL: governor@mail.gov.gu

Office of the People's Speaker
vicente (ben) c. pangelinan

JUL 09 2004

TIME: 5:45 () AM () PM
RECEIVED BY: 

Felix Perez Camacho
Governor

Kaleo Scott Moylan
Lieutenant Governor

09 JUL 2004

Honorable Vicente C. Pangelinan
Speaker
I Mina Bente Siete na Liheslaturan Guahan
155 Hessler Street
Hagåtña, Guam 96932

Dear Mr. Speaker:

Hafa Adai! Transmitted herewith is Bill No. 288(LS), AN ACT TO AUTHORIZE THE LEASE TO THE *MANENGGON* MEMORIAL FOUNDATION OF LOT NO. 208, ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE *MANENGGON* RETENTION CAMPS OF WORLD WAR II, BY *ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED*, which I have signed into law as **Public Law 27-97**.

I commend the members of *I Liheslatura* for legislating the authorization of Lot No. 208, Estate No. 278 for the establishment of a memorial to commemorate the struggle and sacrifice of those who marched to *Manenngon* in 1944. After 60 years of pondering closure to that dark chapter and committing the Chamorro people's finest hour to the endless annals of history, the heroism and honor of that Great Generation will be memorialized for generations of our citizens to come.

While the Administration recognizes that it is appropriate for the government of Guam to provide these resources to commemorate the internment of the Chamorro people at the largest concentration camp during World War II, there are others who suffered similar fates at various sites throughout the island. I urge *I Liheslatura* to research and begin considering memorial sites for such places as *Fena, Faha, Tinta, Tai, Yigo, Hagåtña and Asinan*. The government must make every effort to preserve our heritage, especially the stories of the Chamorro people during that tragic period in our history.

We must ensure that the sacrifices of that Great Generation and their uncompromising patriotism and undying resolve are captured immediately. Many of those who survived the atrocities of the war have already gone to their rest and many more soon will leave us. Their stories are absolutely vital to the continuation of our unique way of life; and we

must demonstrate our commitment to venerating their remarkable triumph against freedom's oppressors.

I applaud *I Liheslatura* for contributing to the commemoration of our 60th anniversary of the Liberation of Guam by this effort. The government of Guam and many throughout our community are celebrating this milestone in a special way, placing an emphasis on preserving our history and our heritage. I invite the members of *I Liheslatura* to participate in these festivities and continue crafting policies that enhance this celebration of our freedom and the traditions of excellence that Great Generation passed along to us.

May God bless Guam's Great Generation and all those who continue in their commitment to safeguard our heritage.

Sins eru yan Magâhet,

A handwritten signature in black ink, appearing to read 'Felix P. Camacho', written in a cursive style.

FELIX P. CAMACHO

I Maga' Lâhen Guahan

Governor of Guam

Attachment

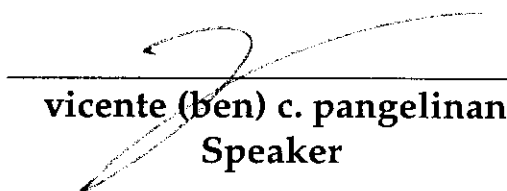
Cc: Honorable Tina Rose Muña-Barnes
Senator and Legislative Secretary

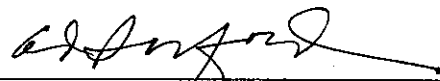
I MINA'BENTE SIETE NA LIHESLATURAN GUÅHAN
2004 (SECOND) Regular Session

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

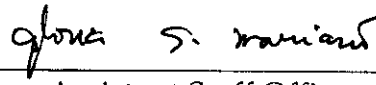
This is to certify that Bill No. 288 (LS), "AN ACT TO AUTHORIZE THE LEASE TO THE MANENGGON MEMORIAL FOUNDATION OF LOT NO. 208, ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED," was on the 18th day of June, 2004, duly and regularly passed.

Attested:



vicente (ben) c. pangelinan
Speaker


Antoinette (Toni) D. Sanford
Senator and Acting Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 21st day of June, 2004,
at 4:30 o'clock P.M.


Assistant Staff Officer
Maga'lahaen's Office

APPROVED:


FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: June 25, 2004

Public Law No. 27-97

I MINA'BENTE SIETE NA LIHESLATURAN GUÅHAN
2004 (SECOND) Regular Session

Bill No. 288 (LS)

As amended.

Introduced by:

v. c. pangelinan
T. R. Muña Barnes
Toni Sanford
R. J. Respicio
J. M. Quinata
F. B. Aguon, Jr.
J. M.S. Brown
F. R. Cunliffe
C. Fernandez
Mark Forbes
L. F. Kasperbauer
R. Klitzkie
L. A. Leon Guerrero
J. A. Lujan
Ray Tenorio

AN ACT TO AUTHORIZE THE LEASE TO THE
MANENGGON MEMORIAL FOUNDATION OF LOT NO.
208, ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED
TO THE GOVERNMENT OF GUAM BY MR. DWIGHT
LOOK WITH THE SPECIFIC CONDITION THAT THE
PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL
OF THE *MANENGGON* RETENTION CAMPS OF WORLD
WAR II, BY *ADDING A NEW ARTICLE 13 TO CHAPTER 68*
OF TITLE 21, GUAM CODE ANNOTATED.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. A *new* Article 13 is hereby *added* to Chapter 68 of Subpart E
3 of Title 21, Guam Code Annotated, to read as follows:

1 **“Article 13.**

2 **Section 69050. Legislative Findings and Intent.**

3 **Section 69051. Land Lease.**

4 **§69050. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
5 finds that on December 8, 1941, the Empire of Japan invaded and
6 captured the Island of Guam several hours after launching the attack
7 on Pearl Harbor that propelled the United States into World War II.

8 Guam was under Japanese rule for nearly three (3) years during
9 the War, the only populated American soil captured and occupied by
10 the enemy in World War II.

11 Their captors treated the people of Guam harshly. As
12 American liberation forces began their march across the Pacific, most
13 *Chamorros* were forced to move into concentration camps. The
14 invaders used many *Chamorros* as laborers for carrying supplies and
15 ammunition, and for building infrastructure to advance the Japanese
16 war efforts.

17 The largest of these concentration camps was located in the
18 Municipality of Yona, in an area known as *Manenggon*, at one time
19 housing over eight thousand (8,000) men, women and children who
20 had been forced to march to the remote site in early 1944.

21 Conditions in the camp were horrendous, the prisoners
22 constructing their rain shelters and sleeping areas from palm fronds.
23 Many captives suffered from malnutrition, dysentery and a long list
24 of other health problems. In addition, physical abuse inflicted on

1 those held in the camp was common, and beheading was a frequently
2 used punishment.

3 *I Liheslaturan Guåhan* further finds that each survivor's personal
4 and deeply moving stories of his or her ordeal and experiences must
5 be preserved and documented.

6 These stories, and the history of the imprisonment of *Chamorros*
7 in concentration camps in Guam during World War II, are a part of
8 our island's history. It is also essential that the stories, artifacts and
9 physical location of the campsite be incorporated in an appropriate
10 memorial that will enable present and future generations to learn
11 from and understand the horrors of war and a defining moment in
12 the history of our island.

13 It is the additional finding of *I Liheslatura* that the *Manenggon*
14 Memorial Foundation was established with the sole purpose of
15 recording, honoring and memorializing those who perished and
16 those who survived.

17 Further, the efforts of Ms. Rita Franquez must also be
18 recognized, as she was the responsible individual who approached
19 Mr. Dwight Look. Mr. Look, agreeing with Ms. Franquez, believed
20 that the *Manenggon* story must be told and forever remembered
21 through a monument in honor of those who endured captivity. In
22 order to see this goal come to fruition, Mr. Look deeded that portion
23 of his property upon which the Concentration Camp was located to
24 the government of Guam for the purpose of creating a memorial for
25 such a purpose.

1 It is, therefore the intent of *I Liheslaturan Guåhan* to lease the
2 property deeded to the government of Guam by Mr. Look to the
3 *Manenggon* Memorial Foundation so that a proper memorial may be
4 constructed and the stories, artifacts and site may be protected in
5 perpetuity.

6 **§69051. Land Lease.** The government of Guam shall lease to
7 the *Manenggon* Memorial Foundation, a Guam Non-Stock, Non-Profit
8 Corporation (“Lessee”), for One Dollar (\$1.00) per year, the parcel of
9 land identified in this Section for the purpose of establishing a
10 memorial of the *Manenggon* Concentration Camps of World War II
11 under the following conditions:

12 (a) The parcel is identified as Lot No. 208, in the
13 Municipality of Yona, containing an area of 1,076,578± square
14 feet or 100,018± square meters as shown on Land Management
15 Drawing Number 14-91T658, LM checked No. 050FY2000,
16 recorded under Document Number 616596;

17 (b) The parcel was deeded to the government of Guam
18 by Mr. Dwight Look in a Quitclaim Deed signed on July 8,
19 1998, and filed at the Department of Land Management on
20 September 8, 1998, for the specific purpose contained in
21 Quitclaim Deed Instrument Number 590177, to establish a
22 memorial of the *Manenggon* Concentration Camps of World
23 War II;

24 (c) The Lessee, a Guam Non-Stock, Non-Profit
25 Corporation filed under Charter Number D-13814 with the

1 Department of Revenue and Taxation, government of Guam,
2 on September 6, 2001, shall utilize the property solely for the
3 purpose contained in the Quitclaim Deed Instrument Number
4 590177;

5 (d) The Lease shall contain, at a minimum, the following
6 terms:

7 (i) The period of the Lease shall be for Twenty
8 (20) years with an option to renew three (3)
9 times for another twenty (20) years each;

10 (ii) The rate shall be One Dollar (\$1.00) per year,
11 payable on the date of the original execution
12 of the Lease and on each anniversary of that
13 date for the term of the Lease;

14 (iii) The Lease, *or* any portion of the property
15 covered thereby, shall *not* be sold, mortgaged,
16 assigned, sublet, hypothecated *or* otherwise
17 transferred *without* the consent of *I Maga'laha*
18 *Guåhan* and *I Liheslatura* by statute, and any
19 attempted alienation of any interest in the
20 Lease, *or* property covered thereby, without
21 such prior consent shall be void;

22 (iv) Any change in the tax status of the Lessee
23 shall require an immediate renegotiation of
24 the rate of the Lease. If such change shall be
25 to a For-Profit entity, the rate of the Lease

1 shall be *no less than* fifty percent (50%) of the
2 actual Lease market value of the property.

3 (e) The Attorney General of Guam shall incorporate the
4 provisions of this Article in the final Lease Agreement between
5 the government of Guam and the Lessee in such a manner as to
6 facilitate enforcement thereof. *I Maga'lahaen Guåhan* shall
7 execute all necessary documents to effectuate such Lease."



Mina' Bente Siete Na Liheslaturan Guahan

vicente (ben) c. pangelinan
Speaker

Committee on Utilities and land
Chairman

JUN 01 2004

Calvin

The 27th Guam Legislature
I MINA BENTE SIETE NA LIHESTURAN
155 Hesler Street
Hagåtña, GU 96910

The Committee on Utilities and Land, to which was referred **Bill No. 288 (LS) "AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION Lot No. 208 ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADD A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED,"** has had the same under consideration, and now wishes to report back the same with the recommendation to do pass.

The Committee votes are as follows:

<u>10</u>	To Do Pass
<u>0</u>	Not to Pass
<u>0</u>	Abstain
<u>0</u>	Inactive File

A copy of the Committee Report and other pertinent documents are attached for your immediate reference and information.

Sincerely,

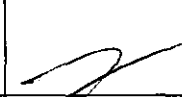

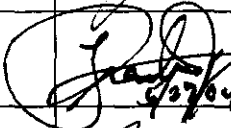
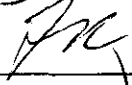
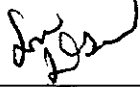
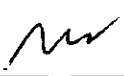



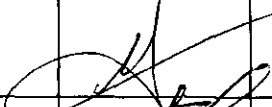

(Signature)
vicente (ben) c. pangelinan
Speaker & Chairman of the Committee on Utilities and Land

enclosure

Committee on Utilities and Land
I Mina'Bente Siete Na Libeslaturan Guahan

VOTING SHEET ON

Bill 288 (LS): "AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION Lot No. 208 ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADD A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED."

COMMITTEE MEMBER	INITIAL	TO PASS	NOT TO PASS	ABSTAIN	INACTIVE FILE
vicente (ben) c. pangelinan Chairman		✓			
Carmen Fernandez Member		✓			
Frank Aguon, Jr. Member		✓			
Randy Cunliffe Member		✓			
Lou Leon Guerrero Member		✓			
Rory Respicio Member					
Toni Sanford Member		✓			
Joanne Brown Member		✓			
Mark Forbes Member		✓			
Ray Tenorio Member		✓			

Committee on Utilities and Land
I Mina 'Bente Siete Na Liheslaturan Guahan

BILL 288 (LS)

“AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION LOT NO. 208 ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED.”

Public hearing was held by the Committee on Utilities and Land on Tuesday, May 4, 2004, at the Guam Legislature Public Hearing Room, at 9 a.m.

Witness Summary

Name	Representing	Testimony (written or oral)	Testimony (against or for)
Ms. Doris Flores Brooks	Office of Public Auditor	Written	Had concern over the Foundation
Mr. Antonio M. Palomo	Manenggon Memorial Foundation	Written and Oral	For
Mr. Ronald Teehan	Self	Oral	For, Amendments
Mayor Pedro Terlaje	Self	Oral	For
Vice Mayor Nancy Leon Guerrero	Self	Oral	For
Ms. Rita Franquez	Manenggon Memorial Foundation	Oral	For
Mr. Willy Flores	Chair, Manenggon Memorial Foundation	Written	For
Mr. Juan Garcia	Manenggon Memorial Foundation	Oral	For
Ms. Rosanna Barcinas	Guam Preservation Trust	Written	For
Mr. Larry Ramirez	Self	Oral	For
Mrs. Theresa Arriola	Self and Former Liberation Executive Committee	Oral	Tried to clarify some concerns/issues by Public Auditor and Senators.

Committee on Utilities and Land
I Mina 'Bente Siete Na Liheslaturan Guahan

Bill 288(LS): AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION LOT NO. 208 ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED.

The Committee on Utilities and Land to which was referred **Bill 288 (LS)**, "AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION LOT NO. 208 ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED," conducted a public hearing on Tuesday, May 4, 2004, 9 a.m. at the Guam Legislature Public Hearing Room. Speaker vicente (ben) c. pangelinan conducted the legislative hearing. Also in attendance were Vice Chair Carmen Fernandez, Vice Speaker Frank Aguon, Jr., Senator Toni Sanford, Senator Robert Klitzkie, and Senator Tina Muña Barnes.

Speaker/Chairman: Let's now listen to testimonies on Bill Number 288, "An Act To Authorize The Governor To Lease To The Manenggon Memorial Foundation Lot No. 208 Estate No. 278, Municipality Of Yona, Deeded To The Government Of Guam By Mr. Dwight Look With The Specific Condition That The Property Be Utilized To Establish A Memorial Of The Manenggon Retention Camps Of World War II. " We have signed up Mr. Tony Palomo, Mr. Ronald Teehan, Mayor "Pedo" Terlaje. I saw him earlier. I think he might have had to go somewhere else. Vice-Mayor Nancy Leon Guerrero signed up also in favor of the bill. Ms. Rita Franquez, Mr. Willie Flores submitted written testimony. Mr. Juan Garcia was here earlier also and signed up in favor of the bill. We'd like to go ahead and then hear the testimony of Mr. Palomo and the Vice-Mayor.

Mr. Tony Palomo: Mr. Speaker, let me just explain that you know the other members of the Manenggon Memorial Foundation are not here. Many of them are off-island.

Speaker/Chairman: Okay.

Mr. Tony Palomo: Willie Flores is off-island, Justice B. J. Cruz is off-island, former Speaker Tony Unpingco is off-island, Father Eric Forbes is off-island. I believe Maryann Taitano is indisposed and I think former First Lady Geri Gutierrez has an official obligation, I believe, and so on behalf of the members of the Foundation, I'm here to give a written testimony on the bill.

Speaker/Chairman: Okay, thank you very much.

Mr. Tony Palomo: For your information, Mr. Speaker, we want to thank you for sponsoring the bill. And we are, of course, totally in favor. The bill is essentially simply to authorize the Governor to lease that portion of property in Yona comprising of about twenty seven acres that was deeded to the Government of Guam from the late Dwight Look to the Manenggon Memorial Foundation for the specific purpose of developing a memorial park honoring the thousands of our people who were in camp during the later stages of WWII, and if I may, I'd like to read the statement here.

Speaker/Chairman: Yes, you may.

Mr. Tony Palomo: And this is representing the whole members and by the way the whole members and by the way the other members of the Foundation are sitting next to you.

Speaker/Chairman: Yes and I just wanted to say ...

Mr. Tony Palomo: The very attractive senators.

Speaker/Chairman: Due recognition to—

Mr. Tony Palomo: Tina Barnes.

Speaker/Chairman: Tina Muña-Barnes and Senator Toni Sanford.

Mr. Tony Palomo: And Toni Sanford.

Speaker/Chairman: Okay, allow me to introduce the bill.

Mr. Tony Palomo: Buenas and saluda. On behalf of the Manenggon Memorial Foundation, we are happy to present our testimony in support of Bill Number 288, "An Act to Authorize the Governor to Lease to the Manenggon Memorial Foundation Lot No. 208, Estate No. 278, Municipality of Yona, deeded to the Government of Guam by Mr. Dwight Look with the Specific Condition that the Property be Utilized to Establish a Memorial of the Manenggon Retention Camps of World War II, by Adding a New Article 13 to Chapter 68 of Title 21, Guam Code Annotated. " This legislation has been a long time coming, and we sincerely thank you for taking the initiative to introduce it. It is a principle of our culture and traditions to respect those who have gone before us, and we are talking about the many many people who died during WWII and in the case of Manenggon and the other concentration camps and internment sites on Guam during World War II, an obligation sometimes is forgotten. It is this principle, tradition and oblation to which the Manenggon Memorial Foundation has dedicated itself. In the late 1980's, Ms. Rita Franquez, who is sitting next to me, long-time Chamorro rights advocate and a founding Manenggon Memorial Foundation Board Member, approached the late Dwight Look to request that property be set aside for the placement of a permanent shrine and memorial at the site of the Manenggon camp. Mr. Look, at Mrs. Franquez's persistence, donated approximately 27 acres of his property at the site where part of the camp existed. It took years and years but through concerted effort, we finally obtained the deed to the property from Mr. Look, and here we are now 60 years after, Manenggon Memorial Foundation is poised to begin construction of a permanent memorial to our heroes of World War II. While the foundation itself is newly formed, having been incorporated in 2001, the drive for this project has simmered in many minds since the close of World War II. Many prior to the foundation's formation carried the torch forward, and we now look forward to it finding its permanent home. Those who championed this cause included many past leaders, with former Senator Chilang Bamba

being among those most fervent, and they have provided us with inspiration for this work. But, for the record, the true inspiration for this project occurred in 1944 when thousands of our people were marched to Manenggon and other internment camps and holding sites to face an unknown fate. Many never made it back from those treks, and the many who did still carry the scars and bitter memories of the horrors of wartime incarceration and foreign rule. It is on their behalf that we have reached this point, and it is in their honor that we will continue to move forward. Although some memories of the survivors have been recorded for posterity, there is much to be done to continue recording these, and that is the other purpose of the Manenggon Memorial Foundation. The story of Manenggon need not be rehashed in this writing, as we could never state it as eloquently as those who were there. However, the importance of reinforcing our commitment to honor those who experienced Manenggon and the other internment camps and sites must never be forgotten. The Foundation continues, with its members' own time and resources, and the resources of those who wish to assist, to record these experiences wherever and whenever possible. And, Mr. Chairman, we have been doing this as much as we could, I, as the so-called historian, am obliged to lead this recordation documentation of the stories of the people who were at Manenggon and also at other areas. The memorial will serve as a protective depository and library for these testimonies and first-hand accounts. Unfortunately, we are not moving quickly enough. Most Manenggon survivors are now in their twilight years and were in their early or mid-teens at the camp. But we continue to push forward doing whatever we can wherever we can. Currently the Foundation is applying for public and private grants to record and protect first-hand testimonies where possible, because without these testimonies, the memorial would not even begin to adequately honor our heroes. Manenggon is the initial push to memorialize Guam's World War II concentration camps, being the largest camp, but the foundation's purpose is also to memorialize and honor our heroes from the other camps and internment sites. Manenggon is the starting point and from there we will exert our efforts to ensure that no Chamorro World War II hero, dead or alive, is forgotten. The voices and the pain from the past haunt us, the fortitude of the living survivors inspires us and the need to preserve this experience drives us. It has been a long, hard road to reach this point, and much more of the same lies ahead. Were it not for the passion for the project displayed by many, we could not have possibly reached this point. The next step after incorporation is to apply with the Department of Revenue and Tax to be granted a tax exemption. We have recently picked up the application and is in the process of completing the application requirements. It will be submitted to the Department of Revenue and Tax very shortly. The Chamorro Land Trust and the Governor of Guam have also granted us a temporary permit to begin work on the memorial, and building permits will soon be applied for. While discussing the property grant with Mr. Look, he stated, this was Mr. Look—by the way, he passed a few years ago in Texas. “I was beginning to wonder if anyone else cared about what happened (*to the Chamorros*) at Manenggon (*sic*). We were also of common agreement that the Government of Guam should lend its official approval to the project, thus the property was deeded to the Government, rather than directly to the Foundation as was the original plan. It is heartwarming to see your commitment to the Memorial through the introduction of this Act. We commend, thank and congratulate I Mina' Bente Siete Na Liheslaturan Guahan for introducing Bill 288. Si Yu'os ma'åse', Mr. Speaker. Thank you, thank you, members of the committee, we would be happy. Ms. Franquez would be the critical member of the Foundation and would be happy to respond to any question. (See Written Testimony)

Speaker/Chairman: Thank you very much...

Mr. Tony Palomo: And Nancy Leon Guerrero, the Vice-Mayor, is, I believe, is the younger survivors.

Speaker/Chairman: Ms. Franquez, you may proceed with your testimony. Si Yu'os ma'åse'.

Ms. Rita Franquez: Good morning. Good morning, everyone. Thank you for this great opportunity. And even though it has seemed it has taken decades, literally decades. But we're finally coming to a point where we say, okay, we can't ignore this process or this tragic event in our very often-tragic history but we are doing something about it now. And I would like to point at that sometimes we make haste very slowly but we are doing it and thank you. With there's so much to be done, yet the other day, just about a week ago I went to a meeting, a simple seminar ... conducted by Mr. Peter Onedera's Chamoru class. And I always heard the Chiguian, many massacres, many people who were killed. I've discovered that through documents and exploring the military documents of Chiguian we had found out this from this class who was doing a project on the massacres during the war, that as many as possibly two-hundred beheadings and bayonet killings of Chamoru people. When you consider that there were probably only twenty-one, twenty-three thousand max Chamorus, two hundred is decimation, so we have a lot to do, a lot of research and this evidence only came out because somebody was doing research. And they discovered it by the official military documents and they put northern Guam on a grid, the military did on grid ten, I'm making this up, on grid ten they found so many soldiers, Japanese soldiers on grid eleven they found so many. But they documented that there may be as many as over two hundred possibilities of beheading and bayonets. I always knew it was a lot like to me a lot at the time would have been thirty. Over two hundred is a phenomenal amount and in doing this I would like to say that we gather up all our tragedies and our loved ones and in each place that it happened, memorialize them there where it happened. But then in one big place we honor all of them, just in the event we missed somebody and through the generosity he, Mr. Look, he has made this possible for us. Because that is where it happened and that is his. And he gave it very willingly and very freely and to me that's what generosity of spirit, and thank goodness that he had that. There's only one thing in this bill that's kind of just a little bit of a question mark. That it would be, I think it's on the bottom, it says Page Six and then the top it says Page Seven, but item (1) its to be leased and what concerns me is that, all right, we lease it and the government is in control of it. I really would like something that says, even heard it here just this morning, that laws can be changed and do change and can be changed back again. I'd really like to see that nothing happens to this gift to a very significant event in our history. And I, we have a lot yet to do we are just starting its been a long time in coming. But we are really actually just starting. I would like to see this placed in the National Registry of Historic Places first, then perhaps it can be incorporated into the United States National Historic Park System because we sometimes do not have a very good record of service and maintenance, especially maintenance and that ensures if it becomes Historic National Register then becomes part of the U.S. National Historic Park System, it will be there for as long as we have the United States protecting it. And down the line. But I can see it. I just do not want to jeopardize anything that would somehow, this property slips through the cracks and because of law changing or being somewhat changed slightly for whatever reasons, that that happens. But that's down the line. In general, I support this and thank you for all those who have already died and who cannot thank you for trying to preserve their sacrifice and their legacy to this wonderful fantastic place we call home, Guam, and thank you very much.

Speaker/Chairman: Si Yu'os ma'åse', Ms. Franquez. Vice-Mayor.

Vice-Mayor Nancy Leon Guerrero: Good morning, everyone. My name is Nancy Leon Guerrero, currently Vice-Mayor of Tamuning and former prisoner at the Manenggon Camp. I was six years old at the time and I remember everything, from the

day the bombs fell on Sumay and we marched to our ranch back there in Mataogui, which is probably the lands that will never be returned because Naval Magazine put their bombs and their rockets and stuff in there. I remembered marching and hearing the cries of old women, babies and all that and I just was so surprised when I received a call yesterday from your office, Mr. Speaker asking me if I wanted to testify for this particular bill. I wasn't really aware that it was in existence. But when I heard about it, I thought I'm going to go, have to go. Whatever Mrs. Franquez said about the origins, whatever Mr. Palomo stated about the history, and then Mrs. Franquez's recommendation that the place be preserved and kept safe ... anybody's hands later changing the memorial, I would certainly second the motion for whatever they said. I didn't have an erudite testimony. I am not as eloquent as my colleagues here. But I do feel very strongly that those people who survive, to those who pushed themselves into the crevices of the rocks in order to find shelter, those who partook of the carabao meat, that my pet carabao supplied for the people there who were starving, I feel very strongly that all of those memories, all of those sacrifices of all of those people should be preserved and remembered and may it never happen again to our people. I feel very, very emotional about it at this point. Because I saw so many deaths, so many children my own age and maybe and younger who died because of lack of nourishment, because of all the suffering walking through the swordgrass and getting cut. And I just feel very strongly. Please let this happen and I only ask that aside from all the memories of Manenggon and all that, that the Memorial Foundation ... I saw in here something about the donation of ten thousand dollars and I don't see a financial statement and I'm sorry that's the training here. I don't know what happened to the ten-thousand dollars and how it is being spent. I only ask that a periodic statement be given to the people through the foundation, that they give an accounting of whatever donations and gifts are given to the foundation. But I endorse all their efforts and their hard work. I'm just sorry I did not participate earlier, because I didn't even know it existed. But you certainly have my undying support, the support of all my brothers. I didn't have any sister. My mother's long gone too. But it is something that I think that would create a bond for the Chamorus of the island because we went through it in one way or another. Our ancestors, if not us, I know I did, and I'll never forget it and I just hope that you will be the key to keeping this thing of the people of Guam, I really feel so strongly about that. Thank you.

Speaker/Chairman: Thank you very much, Madam Vice-Mayor. Senator Muña-Barnes.

Sen. Muña-Barnes: Thank you, Speaker. ... Thank you, Vice-Mayor Nancy, for bringing up a really good point, and thank you for your support, and before I do any of my testimony in support of the bill, Mr. Speaker, at this time just for public records, and so that we can clear the error based on what has happened to, I guess, funds that were apparently given to the corporation before it was originally incorporated, I'd ask at this time if someone who was very involved in the Committee, the Liberation festivities at that time, Ms. Chech Cruz or Mrs. Arriola please come back just so that we can get for public record the actual counting of what happened on the disbursement of the check that was released by the committee. If it's all right with you.

Speaker/Chairman: Okay.

Sen. Muña-Barnes: Is that okay? Mr. Speaker, it was brought up at the meeting with the Governor, it was brought up at the foundation meetings, when I first came on board, when I, when we first found out about it. It was brought on the radios, interviews, but for public records I think it needs to be noted.

Speaker/Chairman: All right. I'll tell you what, we'll wait on that explanation until we get the other members of the panel if they have any questions of the witnesses. Senator Klitzkie, did you have a comment or question?

Sen. Klitzkie: I have a comment and then I share some of the concerns. Senator Muña-Barnes. My comment is that as a former history—well I guess once a history teacher, always a history teacher—as a history teacher, there is an awful lot to like in this bill and as one who has within his own house a survivor of Manenggon, although I don't know if I would concur with my primo here that she's in her twilight years. She probably still got a—

Mr. Tony Palomo: It would be me who is in that twilight years but not her, not the person you're talking about.

Sen. Klitzkie: She's still got a lot, so for that reason certainly there's an awful lot for me to like in this bill. ... It's a really great idea, certainly an idea, Mr. Speaker, the time for which has arrived perhaps ... arrived long ago, but I'm really concerned about the check here for ten-thousand dollars, for a couple reasons, starting out with the bill ... after the page that Rita mentioned on one of the terms with lease is that any change in the tax status of the lessee causes the rent to go up to fifty percent of the market value of the property, so as we sit here right now it's perhaps well that this bill has not passed because if the bill passed and the lease has been entered into, then the lease rental on that property is not a dollar a year, which is a rental, but half the market value of that property, which should be pretty substantial. ... Then the second thing is the letter from Doris Brooks.

Sen. Robert Klitzkie: So did that money ever find its way to the Foundation?

Speaker/Chairman: We'll get that answer with Ms. Arriola.

Sen. Robert Klitzkie: Okay, well I'll reserve on that question because, and then go on to the next one. Because if it did and you haven't perfected your tax-exempt status then you have taxable event of perhaps of \$10,000 dollars. Again a rather serious consideration so my hope would be that when the bill comes to the floor that it comes in a very clean state, so that these little questions needn't even be discussed, but they are very serious questions. And then finally ... I think Rita has a very intriguing suggestion, Mr. Speaker, that I don't know how the National Park Service operates. They seem only to want to take property that people don't want them to take. But perhaps I could defer to the superior expertise of the chairman of Parks and Recreation.

Sen. T. Muña Barnes: Thank you, working closely with Congresswoman on that for the record.

Speaker/Chairman: Thank you very much. Senator Sanford would you like to comment or question to the panel.

Sen. Toni Sanford: Thank you, Mr. Speaker. I just wanted to say that this bill is ... long overdue and I, too, like the panel members, feel that 60 years is enough time. And I ... you know very late in the game here I became the secretary of the board, and I've been very much wanting to move this project forward. And here, here we are and fully recognizing the fact, Mr. Speaker, that without this bill nothing else can happen, you know, so this is certainly the first step of many, many more and I just want to reiterate the concerns that Ms. Franquez here has noted. That ... you know, there are many, many other obstacles that we need to do including what Senator Klitzkie just noted about changing tax status and all. So there's a lot of work ahead, but I think that I would like to

propose an amendment, Mr. Speaker. If we can ... I can still ... to the bill ... to make a note that I think we should recognize Ms. Rita Franquez's effort at least in the general intent in legislative finding here. This statute goes on public record and I think we should recognize the fact that without your desire and your love for wanting to get a place to recognize the pains and trauma that our people went through during the war, this would not have been possible, Ms. Franquez, so Guam I think owes you a big Si Yu'os Ma'ase, you know. It was your determination and I guess your charisma with Mr. Look that this is made possible. This is 27 acres of private property that is deeded to Guam, our people and so I, Mr. Speaker, I think that is very, very important that we recognize that effort. Because it's people like Ms. Franquez that makes things like this possible so my support to this bill. I think that we ought to thank the Speaker definitely for wanting to get real serious with this and it's ... and you know we've talked about it. And there's too much talk that has happened and this is the first amendment to come.

Mr. Antonio Palomo: May I suggest another amendment? You know the ... on Page 2 that there were about over thousand people at Manenggon, but actually eight thousand people there. There's a big difference, because almost half of the population at that time ...

Sen. T. Muña Barnes: Went to Manenggon...

Mr. Antonio Palomo: ... went to Manenggon.

Speaker/Chairman: That'll be possible.

Mr. Antonio Palomo: And even the report by the Marines when they first came they set up a resettlement camp there. At the count there was much more than a thousand people.

Speaker/Chairman: We'll have that reflected in the record.

Mr. Antonio Palomo: And may I also mention that Mayor Terlaje ... before he left ... He would like to see some consideration as to having the mayor serve a function, because you know Manenggon is in Yona and the mayor should have some sort of a function in the kind of businesses that are coming into the area if that ever happens. I don't know how you can amend the bill.

Speaker/Chairman: Okay, well it would be the operations of ... that would be under the Foundation and I think maybe that's something ... and the Foundation can define for these things.

Mr. Antonio Palomo: Yea ... correct, correct. He just wants a role ... he or his successor.

Speaker/Chairman: Sure, yea. Ms. Franquez, did you want to say something else?

Mr. Rita Franquez: You honor me more than I deserve. This is very charitable and I am overwhelmed by your recognition, really. Because to me the one who, who deserves that is Mr. Look. He didn't begrudge anything, but let me share this with you, everything. I went past Ylig River, either going towards Inarajan or coming back, I always had this feeling I think we still, deep down in our souls we believe in sprits of something. Every time I went by, there's something in there in the Ylig River basin. In the Manenggon valley that seems to be very ... I, I don't know, just something there that was seem to be calling me ... And finally one day I said, "You know, there has to be a reason for this feeling and I just straight from Ylig River." I know where Dwight lives,

knocked on his door and I said, "You have a very historical site there, would you donate some land?" So we can put into the monument and to me I was thinking, Okay, a monument, you know, maybe about the size of the parking lot out there. And he says, Manenggon that's where worked at was really ... then I thought, well the spirit of whoever is in there is calling that we need recognition and you know what he ... Dwight said, Well I just sold some land and what did you have in mind? I said the river area, because that's where we were put the next one that came, goes farther in and so on down the line. We made a road by the thousand of our feet slippery, hard, hot, anyway. He said, "Okay, let me look at my map," and me ... I said I had visions of something like that parking lot. Anyways, just ... this is Manenggon and he took out his map. "I have 27 acres," and I just about fell off my chair when he said you could have it. So that is the generosity that goes along with this, with the tragic history we have often had. Many centuries we have had tragic history. This is one of the times we say, Okay, let's memorialize this. I can remember when they plowed under the Matapang, Matapang's Park now, many of our dead were buried there. Who knows maybe Matapang was, that's Matapang's land, that's his territory and I cried when I saw that place being plowed up for a sewer system. And here this man says, Okay preserve it, preserve it and that's what it will be. But I just thought I'd share it. He, he was most understanding ... he didn't play hard-to-get or just, "Hey do you realize that I could've sold this for maybe 7, 8 million," and he could've at that time. But he gave it freely, so I would like to the honor I am grateful for your recognition but, the honor goes to Mr. Look. Thank you.

Speaker/Chairman: Thank you. Senator Fernandez, did you have a—

Sen. Carmen Fernandez: Si Yu'os ma'ase' Mr. Speaker. I just want to say that I do support this bill. And thank you to you all for introducing it.

Speaker/Chairman: Si Yu'os ma'ase. Thank you very much. Any other members of the public wish to testify and then we'll have Ms. Arriola come up and testify. Ron, yes.

Mr. Ron Teehan: Thank you, Mr. Chairman. Just a couple of items ... more of a housekeeping type thing. Title 21 possibly is outdated, but looking at the article in new section to be added ... says Chapter 68, which is the development of government land. However, in sequence you have a 69-thousand series as listing the ... which would put it in a whole another category, improvement district law. The other ... thought I had was, as was mentioned earlier, the term of the lease of Subsection D, Roman one, where it says a period of 20 years with once to renew. Considering the number of years we waited for this to come to pass, I think that this section should be amended to be, to take it to the extent possible or reasonably possible ... a minimum of 99 years. This is something we do want to continue to exist in perpetuity. Another section I have some concern with, which was brought up by Senator Klitzkie, regarding the status of the Foundation of the changes to a for-profit automatically goes into 50 percent of the fair market value, well then should that come to pass, I think it's important to instead ask the question, "Why did that come to pass and instead of automatically kicking into a fee schedule perhaps there should instead be a review mechanism?" is to see how that would continue forward from the time the tax-exempt status or the structure of the organization, the Foundation is costing change. So, perhaps instead of atomically going into a new fee schedule, perhaps a mechanisms to ensure that, let's say something did happen to the Foundation, whatever the cause may be ... who knows over time, that somehow there's a mechanism put in place that ensures it continues—it continues, whether it be in partnership with the U.S. Park Service, local park services, Foundations or what have you, to keep it going in perpetuity.

The other thing is ... I really believe should come by way of the ... Chamorro Land Trust, okay. Because there is no mechanism for licensing, no leasing beyond 21 years, so this bill is absolutely necessary. And I'm, I am and so many are very grateful to you, Senator, and to your co-sponsors. I would like to see or at least ask you to consider a mechanism by which the Legislature approves this, that the commission shall establish a lease per period of whatever X number of years, okay. And we know that there's not ... at this time. Well, with confirmations these hearings this morning, the Commission may now have a quorum, but let it be a legislative mandate that they shall pay their respect through the Land Trust. A Chamorro entity for the benefit for our Chamorro people. And let's face it, those in Manenggon or at the other sites are our people, they are Chamorros and the membership of the Foundation is Chamorro. And again it fits solidly within the definition of eligible parties to participate, so out of respect to the Commission, yes, mandate it by law. The Commission shall lease it, and then have ... the Administrative Director to immediately take the necessary steps to execute the ... contracts or lease agreements necessary.

Speaker/Chairman: We'll review the deed, Ron, and see to it that's appropriate within the deed. But there were conditions in place upon the transfer of the deeds.

Mr. Ron Teehan: Because even, yes ... it was ... the deed was point-specific explicitly to the point where it shall be used for this. Of course, but that is to ... again to be consistent with the Land Trust, there is absolutely nothing in that contract to let the Land Trust-enabling legislation. Within the Land Trust, it says the Governor shall have no authority over the lands of the Commission. But, in the other hand ... I mean for argument's sake, the other side of that coin is if down the road the Land Trust were challenged, you don't ... the Foundation or this Manenggon caught in a crossfire. But we could predict down the ... that was just some thoughts I had to that.

Speaker/Chairman: Well, thank very much and I appreciate it. All right ... thanks, yes. Why don't we ... Okay, the panel is dismissed and then we'll hear from Mr. Ramirez and then Ms. Arriola. Larry, did you want to testify?

Mr. Larry Ramirez: Yes.

Speaker/Chairman: Okay, please have a seat.

Mr. Larry Ramirez: You know I am for this program, you know for the memorial. But I hope Mr. Craddick was here because if you look at that map you know. It's how much of that 27 acre is useable land. You look at that thing you know there is Y, a river shape ... that means that about maybe a third of that is wetland. And as you might know ... you look at that bend down there ... going down straight you know where it goes out to the sea. When it's high tide and there's a typhoon or a heavy rain then the water will back flow and you'll have flooding. All I hope is whoever is the engineer is, make a good planning, knows what he or she is doing. Because if we have a poor construction again we're going to have a building that is going to be about 4 to 5 feet under water during the rainy season. I am not an engineer, but I do live out in a wetland area I know, I know about nature. That's the only thing, you know ...

Speaker/Chairman: Okay.

Mr. Larry Ramirez: And I hope that whatever they do ... if they elevate it up, you know ... fill it up and do something. Or we going to have one of the worst constructional thing that's going to happen here in Guam for our memorial park. That's the only thing I'm testifying ... for.

Speaker/Chairman: Okay, thank you very much ... Mr. Ramirez. Ms. Arriola, on that question on the clarification.

Mrs. Therese Arriola: Thank you Mr. Speaker. Senator Sanford, Senator Tina Muña Barnes, Senator Klitzkie. I'll testify on the ... at the request of the inquires that were stated earlier.

Speaker/Chairman: Yea.

Mrs. Therese Arriola: My name is Therese, Theresa C. Arriola, formerly Theresa R. Cruz, and in my capacity back in September of 2001, I was a liberation executive committee member and ... I believe ... at the time, the check that's being referred to, Check 578 for \$10,000 that was written out to William B.S.M. Flores, better known as Senator Willy Flores. I was also a signatory of the check under my former name Theresa R. Cruz ... I will speak on behalf of my capacity back in 2001 as a liberation executive committee member. When the committee—the liberation committee, that is—approved, through a motion, the approval of \$10,000, it was to, Willy B ... Willy B.S.M. Flores. For the specific use for the Manenggon Memorial Foundation, and that specific use was for renditions that was going to be commissioned through Blue Revard for many possible areas of the Foundation, currently the plans, the preliminary plans and so I could only speak on what I know—that the committee did approve it for the purpose ... We did write out to Willy ... William B.S.M. Flores, because at the time he was the chair and the advocate at the time for the Memorial Foundation and ... That's all I can testify now.

... If I can switch over as a working committee member for the Manenggon Memorial Foundation and very passionate about the project, I fully support the intent of the legislation, Mr. Speaker, that you've agreed to sponsor ... introduce and I thank wholeheartedly and also as a granddaughter of a grandfather that I never met, because he was beheaded during the war, this project is very, very dear to me and ... as a working committee member, I will give you my personal word that I am working very closely with the chairman, Mr. Willy Flores, as well as the treasurer, Justice B.J. Cruz, to ensure that the financial documents as stated, and I believe it's stated, in Mr. ... Chairman's written testimony that was submitted to you earlier, that we are going to work on submitting the proper documents and I'm definitely going to work and I'm sure the board members here present will ensure that those of us working committee will make sure that with ... in conjunction with your committee, we're going to make sure that this bill is clean without any questions, without any holes, so that before it's brought to the floor, a lot of these concerns will be dealt with, and so on a personal note I will ensure that the proper financial statements and documents at Rev and Tax will be filed before then, working closely with your committee, of course.

Speaker/Chairman: All right, thank you very much, and we'll look forward to that, just to once again ensure that ... the bill as intended and of course ... benefits the Foundation who, in turn, their work will benefit the history of our people. And I think that's all what that's everyone's objective and we want to thank everyone for their presence this morning. If there'll be no further testimony and no further business before ... Senator Klitzkie did you have additional ...

Sen. Robert Klitzkie: I'm still a little vague as to what happened to the \$10,000 dollars?

Mrs. Therese Arriola: I would rather not speak on behalf of Willy Flores ... the executive committee. Again, the liberation executive committee gave it to ... wrote it out specially ... wrote the check out to Willy Flores as the president and also the major

since this is the 60th anniversary of Liberation as we celebrate that this year ... Auntie Rita noted that an appropriate memorial had been long time in the coming. And as we are discussing Manenggon today we also realize Auntie Rita brought up a point in our historian about the other sites, of the atrocities that took place and again we think about that, we think about Fena, Faha, Tinta, Chegiuhan and those are some that come to mind to me right now. For Senator Klitzkie's sake, I am working closely as oversight chair of community and culture with Congresswoman Bordallo to establish a national heritage area in Guam. And of course we'll not take away properties from, from the owners but this ... national heritage would protect and preserve unique natural cultural and historic resources and of course relating to experiences of our people during World War II. Of course, again Mr. Speaker, this national heritage area requires an act of Congress and to establish one here on Guam, could help ensure that we would have the resources and assistance that we would need from them to preserve each of these important historic sites and what better way than to work where our historian had noted, Uncle Tony Palomo, about Manenggon being the best place to start, had over eight thousand of our people were, were there at that concentration retention camp. Again, as noted by our testimonies presented today ... time is definitely running out to accurately record and document this history. And, and it's we have the appropriate memorial sites at each site. It's time to ... that we work on this place, we also need to provide the means for the public to have access to those recorded histories. Mr. Speaker, it is in my heart ... I believe we have not done enough to honor and memorialize the individuals and the events that happened during in ... and what better way to start ... This bill is an awesome start. I commend you for the introduction of this legislation. And letting me and my co-sponsor and ... my colleague Senator Sanford be apart of this introduction as, as when the presentation was given to us it was with the same vision and heart that we had to move this project forward and with the incorporation of this memorial foundation being in 2001 and just knowing that were getting things moving now. We got to, we got to pass all those hurdles and you giving us this bill is a very, very good start. And I want to thank you for that and if there's anything else that we can do to push this forward over, considering that there had been maybe some financial questionings in there, but I know ... that I believe in my heart that this foundation will be the best foundation to move this project forward for the sake of heroes and heroines that have given us the freedom that we live today. Thank you, Mr. Speaker.

Speaker/Chairman: Thank you very much, Senator Barnes ... and no further comments other than we need this memorial, so that we all can remember who the Marines liberated. Thank you very much. Committee is adjourned.

Findings and Recommendations

The Committee on Utilities and Land to which was referred **Bill 288 (LS)**, "AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION LOT NO. 208 ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED," reports back with its recommendation _____.



OFFICE OF THE PUBLIC AUDITOR

May 4, 2004

Honorable Vicente C. Pangelinan
Speaker and Chairman of the
Committee on Utilities and Land
27th Guam Legislature
Hagåtña, Guam 96910

Re: Bill 288

Dear Mr. Speaker:

The information contained herein is intended to assist you and your Committee in considering Bill 288, an act to authorize the lease of Lot 208, Yona, to the Manenggon Memorial Foundation.

The bill correctly notes that articles of incorporation as a nonprofit, non-stock corporation were filed on behalf of the Manenggon Memorial Foundation September 6, 2001. The Department of Revenue and Taxation issued Incorporation Certificate D-13814 to the Foundation the same date. But the Manenggon Memorial Foundation has not applied for tax-exempt status, nor has it filed with the Department the annual information return that is required of tax-exempt organizations under 11 GCA § 26110(c). Please see the attached declaration under penalty of perjury of Janice Benavente, Supervisor, Business Privilege Tax Branch, Department of Revenue and Taxation.

I also note that in our investigative audit of the Liberation Day Committee Funds and Activities for 2001 and 2002 we reported that in 2001 the Liberation Day Committee listed a \$10,000 donation to the Manenggon Memorial Foundation. However the check was made payable to and cashed by the President of the foundation as an individual.

The investigative audit was in error in stating that the Department of Revenue and Taxation had no record of the existence of the Foundation; what it had no record of was a request for tax-exempt status or the filing of annual information returns.

Senseramente,

Doris Flores Brooks, CPA, CGFM,
Public Auditor

Encl.: Business Privilege Tax Declaration
Liberation Day Check to Individual



OFFICE OF THE PUBLIC AUDITOR
April 30, 2004

Hand Deliver

Janice Benavente
Supervisor
Business Privilege Tax Branch
Department of Revenue and Taxation
Tiyán, Guam

Dear Ms Benavente:

I request that you confirm in writing the following facts:

- Manenggon Memorial Foundation, which was issued Certificate D-13814, September 6, 2001, as a nonprofit, non-stock corporation, has never applied for tax exempt status with the government of Guam; and
- Manenggon Memorial Foundation has not filed since it was incorporated September 6, 2001, the annual information return required by Section 26110(c) of Title 11 of the Guam Code Annotated.

This request is made in conjunction with official business of the Office of the Public Auditor. Thank you for your attention to our inquiry.

Senseramente,

Doris Flores Brooks, CPA, CGFM,
Public Auditor of Guam

Response

The two statements made above are true. Manenggon Memorial Foundation has not applied for tax exempt status with the Government of Guam and Manenggon Memorial Foundation has not filed an annual information return since its incorporation as required by 11 GCA § 26110(c). I declare under penalty of perjury that the foregoing is true and correct. Executed at Tiyán, Guam, April 30, 2004.

Janice Benavente,
Supervisor,
Business Privilege Tax Branch

LIBERATION DAY EXECUTIVE COMMITTEE
P O BOX 10510
TAMUNING, GUAM 96931

0578

59-101/1213

DATE Sept. 17, 2001

PAY
TO THE
ORDER OF

WILLIAM B.S.M. FLORES

\$ 10,000.00

*****Ten Thousand Dollars and No/100*****

MAITE #03

SIG. VERF. BY:

DATE VERF:

DOLLARS

Security features
included.
Details on back



First Hawaiian Bank
MAITE BRANCH
400 ROUTE 8
MONGMONG, GUAM 96927-2010

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BILL 288

VIDEO

Portrait of Guernica

"Witnesses to War"

With Kathy Coulter.

Two witnesses - Mrs Bobby
Siguera and Mrs Dorothy
Seagraves vehemently stated
that:

"Mornengo was a huge
concentration camp, lots of
people, - There was nothing
there - no shelter, drinking
water nor food."

I totally agree with their
statements!

5-4-04 - Jesus P. Sablon
565-5245 - Santa Rita

May 03, 2004

Honorable Vicente C. Pangelinan

Speaker, Mina' Bente Siete Na Liheslaturan Guahan
Hesler Place
Hagatña, Guam 96910

Re: Testimony in Support of Bill 288, "AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION LOT NO. 208 ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED"

Hafa Adai Señot Speaker:

On behalf of my grandparents, my parents, and our many elders who experienced the horrors of World War II, and the internment at Manenggon, and on behalf of the Manenggon Memorial Foundation, please accept my Dangkulu na Si Yu'us Ma'ase for the introduction of this bill. I support the bill in its intent and entirety, and I know that if he were alive, Dwight Look would echo these sentiments, as it was burning desire that this memorial be established. As you know, it was Mr. Look who donated this property for the establishment of the Manenggon Memorial.

The need to honor our World War II heroes and heroines was born out of the many stories and recollections passed down to us by the generation who lived it. When Rita Franquez first sat me down to talk about how she had convinced Dwight Look to donate property for the Manenggon Memorial, I knew that many prayers had been answered. These prayers were that we, as the generation succeeding the "tiempun i gera" heroes and heroines, could somehow raise tribute to their bravery and tenacity in ensuring the survival of the race despite the attempt by foreign invaders to suppress our way of life.

In 1997 Tan Rita expressed her frustration that Mr. Look had years before pledged this property for the Memorial, but it seemed that no one, to that time, was interested in establishing the Memorial. When I discussed this with Mr. Look, he made the observation that because he had pledged the property years before but no progress had been made on receiving the property or proceeding with the Memorial, he was beginning to wonder if anyone really cared about what happened at Manenggon. I assured him that there were many people who cared, and promised him the project would move.

Mr. Look at first wanted the property deeded to a private foundation, but agreed with me that the Government should have some vested interest in the Memorial. He then agreed to deed the property to the Government with the caveat that it was to be used only for the purpose of establishing the

Memorial in honor of those who were there, and that we (Tan Rita and I, and any others we could recruit to the cause) would dedicate ourselves to the project. And now, seven years later, I would like to personally thank you for seeing the need and agreeing to move forward with the project.

The Foundation consists of actual Manenggon survivors of other sites and their descendants, as well as those who are simply interested in making sure no one ever forgets what happened at these internment sites. Our work has sometimes been difficult, as it is often hard to move past our emotions and concentrate on the job at hand. But then, I believe we, as well as you and your Committee, understand that without the sentiment and emotion, the fire would not burn as brightly in our consciences to honor the memory of those who experienced the horrors of Manenggon and the other camps and sites.

We have had bumps in the road getting here, and will continue to overcome obstacles on the way to achieving our goal, but it is indeed a monument of statesmanship that the Legislature, under your leadership has deemed the project worthy of note and ratification by such an august body. It is refreshing to note that in these days of cynicism, the respect for our elders and heroes gone before us is still worthy of state recognition by I Liheslaturan Guahan.

The Foundation plans the following improvements over the next six years:

- The entrance monument to be unveiled this July
- A multi-denominational prayer chapel
- A mural wall and mini-theatre for hearing and viewing recorded interviews
- A world-quality museum
- Life-size dioramas depicting scenes from the camp and the march

The Memorial will be a monument to peace, and ability to move forward together. In honor of that, the prayer chapel will be accessible to people of all religious persuasions.

In addition, it is part of our by-laws that upon establishment of the Manenggon Memorial, the Foundation will move towards honoring the other encampments and internment sites as they, though smaller in magnitude, were just as important and affected our lives in the same way as Manenggon.

I will be off-island when the public hearing takes place, however former Senator Tony Palomo, himself a Board Member and official Foundation historian, will present testimony on behalf of the Foundation. The Committee will also be able to view the preliminary plans for certain aspects of the Memorial, specifically, the entrance monument to be unveiled in July.

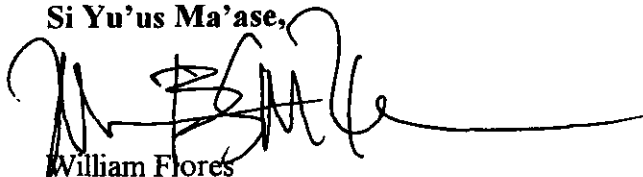
Honorable Vicente Pangelinan, Speaker
Testimony in favor of Bill 288
05/03/04

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The Manenggon Memorial Foundation, in conjunction with many private and non-profit organizations, the State Historic Preservation Office, the Department of Chamorro Affairs, the Guam Museum, the National Park Service, the Army Corps of Engineers, the Chamorro Land Trust, Department of Land Management, the Mayors' Council, the Yona and Talofoto Mayors' Offices, the Honorable Felix P. Camacho, Governor of Guam, and I Liheslaturan Guahan, will strive to ensure that the dignity and honor these hallowed sites deserve will be memorialized to remind all generations of what our people went through in the name of faith, family and liberty.

Fahnogogue Chamorro!!

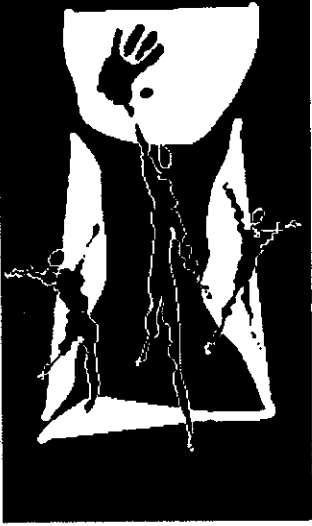
Si Yu'us Ma'ase,

A handwritten signature in black ink, appearing to read 'William Flores', with a long horizontal line extending to the right.

William Flores
Chair, Manenggon Memorial Foundation and
Descendant of Survivors of the Manenggon Concentration Camp

cc: Family and Estate of Mr. Dwight Look

MANENGGON MEMORIAL FOUNDATION



May 4, 2004

The Honorable Vicente C. Pangelinan, Speaker
Mina' Bente Siete na Liheslaturan Guåhan

Hafa Adai Señot Speaker Pangelinan:

Buenas and Saluda!! On behalf of the Manenggon Memorial Foundation, we are happy to present our testimony in support of Bill No. 288 "An Act to Authorize the Governor to Lease to the Manenggon Memorial Foundation Lot No. 208 Estate No. 278, Municipality of Yona, deeded to the Government of Guam by Mr. Dwight Look with the Specific Condition that the Property be Utilized to Establish a Memorial of the Manenggon Retention Camps of World War II, by Adding a New Article 13 to Chapter 68 of Title 21, Guam Code Annotated." This legislation has been a long time coming, and we sincerely thank you for taking the initiative to introduce it.

It is a principle of our culture and traditions to respect those who have gone before us, and in the case of Manenggon and the other concentration camps and internment sites on Guam during World War II, an obligation sometimes forgotten. It is this principle, tradition and oblation to which the Manenggon Memorial Foundation has dedicated itself.

In the late 1980's, Rita Franquez, long-time Chamorro rights advocate and a founding Manenggon Memorial Foundation Board Member, approached the late Dwight Look to request that property be set aside for the placement of a permanent shrine and memorial at the site of the Manenggon camp. Mr. Look, at Mrs. Franquez's persistence, donated approximately 27 acres of his property at the site where part of the camp existed. It took years and years but through concerted effort, we finally obtained the deed to the property from Mr. Look, and here we are now 60 years after Manenggon Memorial Foundation poised to begin construction of a permanent memorial to our own heroes of World War II.

While the foundation itself is newly formed, having been incorporated in 2001, the drive for this project has simmered in many minds since the close of World War II. Many prior to the foundation's formation carried the torch forward, and we now look forward to it finding its permanent home. Those who championed this cause included many past leaders, with former Senator Chilang Bamba being among those most fervent, and they have provided us with inspiration for this work. But, for the record, the true inspiration for this project occurred in 1944 when thousands of our people were marched to Manenggon and other internment camps and holding sites to face an unknown fate. Many never made it back from those treks, and the many who did still carry the scars and bitter memories of the horrors of wartime incarceration and foreign rule. It is on their behalf that we have reached this point, and it is in their honor that we will continue to move forward.

Although some memories of the survivors have been recorded for posterity, there is much to be done to continue recording these, and that is the other purpose of the Manenggon Memorial Foundation. The story of Manenggon need not be rehashed in this writing, as we could never state it as eloquently as those who were there. However, the importance of reinforcing our commitment to honor those who experienced Manenggon and the other internment camps and sites must never be forgotten.

Hon. William B.S.M. Flores
Chairperson

Hon. Antonio R. Unpingco
1st Vice Chairperson

Geraldine T. Gutierrez
2nd Vice Chairperson

Hon. Benjamin J.F. Cruz
Treasurer

Hon. Antoinette D. Sanford
Secretary

Pale' Eric Forbes, OFM Cap
Board Member

Rita Franquez
Board Member

Hon. Juan Garcia
Board Member

Hon. Tina R. Muña Barnes
Board Member

Hon. Antonio M. Palomo
Board Member & Historian

Marian Johnston Taitano
Board Member

The Foundation continues, with its members own time and resources, and the resources of those who wish to assist, to record these experiences wherever and whenever possible. The memorial will serve as a protective depository and library for these testimonies and first hand accounts. Unfortunately, we are not moving quickly enough. Most Manenggon survivors are now in their twilight years and were in their early or mid teens at the camp. But we continue to push forward doing whatever we can wherever we can. Currently the Foundation is applying for public and private grants to record and protect first-hand testimonies where possible - because without these testimonies, the memorial would not even begin to adequately honor our heroes.

Manenggon is the initial push to memorialize Guam's World War II concentration camps (being the largest camp), but the foundation's purpose is also to memorialize and honor our heroes from the other camps and internment sites. Manenggon is the starting point and from there we will exert our efforts to ensure that no Chamorro World War II hero, dead or alive, is forgotten.

The voices and the pain from the past haunts us, the fortitude of the living survivors inspires us and the need to preserve this experience drives us.

It has been a long, hard road to reach this point, and much more of the same lies ahead. Were it not for the passion for the project displayed by many, we could not have possibly reached this point. The next step after incorporation is to apply with the Department of Revenue and Tax to be granted a tax exemption. We have recently picked up the application and is the process of completing the application requirements. It will be submitted to the Department of Revenue and Tax very shortly.

The Chamorro Land Trust and the Governor of Guam have also granted us a temporary permit to begin work on the memorial, and building permits will soon be applied for.

While discussing the property grant with Mr. Look, he stated, "I was beginning to wonder if anyone else cared about what happened (*to the Chamorros*) at Manenggon (*sic*)." We were also of common agreement that the Government of Guam should lend its official approval to the project, thus the property was deeded to the Government, rather than directly to the Foundation as was the original plan. It is heartwarming to see your commitment to the Memorial through the introduction of this Act. We commend, thank and congratulate I Mina' Bente Siete Na Liheslaturan Guahan for introducing Bill 288.

Si Yu'us Ma'ase,



Tony M. Palomo
Board Member and Foundation Historian

c: All Senators
All Manenggon Memorial Foundation Board Members

FACSIMILIE FROM: GUAM PRESERVATION TRUST

Page 1 of 3

May 4, 2004

ATTN: Honorable Speaker v.c. pangelinan 472-3556
Honorable Senator Tina Muna-Barnes 472-3400
Honorable Senator Toni Sanford 479-8667

From: Rosanna P. Barcinas
Program Officer



GUAM PRESERVATION TRUST
INANGOKKON INADAHI GUA'HAN

1

P.O. Box 3036 • Agana, Guam 96910
Tel: (671) 472-9439/40 • Fax: (671) 477-2047

May 4, 2004

Honorable Speaker v. c. pangelinan
Chairman, Committee on Utilities and Land
27th Guam Legislature
155 Hesler Street
Hagatna, Guam 96932

Subject: Letter of Support for Bill No. 288
Ref: Lease to Manenggon Memorial Foundation

Dear Honorable Speaker v. c. pangelinan,

On behalf of the Guam Preservation Trust (GPT), I respectfully offer this letter in support of Bill No. 288 authorizing the Governor to lease Lot No. 208, Estate No. 278, in Yona to the Manenggon Memorial Foundation (MMF) which has been introduced by you and soon to be reported out of your Committee on Utilities and Land.

The GPT commends the existing language of Bill No. 288 that specifically dictates property use to one of establishing a Memorial of the Manenggon retention camps of World War II. For your information, I have had several planning meetings with members of the Foundation, in anticipation of applying for funding under our grant programs within the GPT. The Trust sees the Manenggon Memorial as an extremely worthwhile and overdue project necessary in documenting the plight of our Chamoru people at the end of WWII. It is quite sad that there are numerous WWII Japanese Bunkers and U.S. Military Memorials, although worthy in their own rights,

documented prior to sites and stories of our own people. The Trust commends you for Bill No. 288 and the attention that the Manenggon story will finally receive once this authorization to the Manenggon Memorial Foundation is finalized.

The GPT looks forward to following the development of the Foundation in support of its mission and their endeavors. For any questions or clarification, please feel free to call me at 472-9439 or page 721-2654.

Sincerely,



Rosanna P. Barcinas
Program Officer

Cc: All GPT Board of Directors
R. Santos, ASO

GUAM PRESERVATION TRUST

INANGOKKON INADAHÍ GUA'HAN

P.O. Box 3036 • Hagåtña, Guam 96932 • Tel: (671) 472-9439/40 • Fax: (671) 477-2047

May 21, 2004

OK
Bill
8/1

MEMORANDUM

TO: FILE

FROM: WILLIAM B.S.M. FLORES
CHAIRMAN
MANENGGON MEMORIAL FOUNDATION

SUBJECT: LIBERATION DAY DONATION TO MANENGGON MEMORIAL
FOUNDATION

I, William B.S.M. Flores, do hereby declare the following:

- (1) That I am the Elected Chairman of the Manenggon Memorial Foundation.
- (2) That on July 23, 2001, in behalf of the Manenggon Memorial Foundation, I formally requested from Ms. Linda Taitano Reyes, the President of the Department of Chamorro Affairs, in her capacity as Chairperson of the Liberation Day Queen's Committee and member of the 2001 Liberation Day Executive Committee, a grant of \$10,000 to the Foundation for the purpose of constructing a Memorial on 27 acres of property donated by Mr. Dwight Look on the site of the Manenggon Concentration Camp.
- (3) That the Liberation Day Executive Committee approved a \$10,000 disbursement from the proceeds of the 2001 Liberation Day Festivities to the Manenggon Memorial Foundation in my care, to support and advance the mission of the foundation. The disbursement was made to me as the principal agent acting in behalf of the foundation. The \$10,000 donation paid for the following:
- (4) That the donation was made in my name because the Foundation did not have the immediate administrative capacity to administer the grant.
- (5) That the grant was disbursed as follows:

- (A) Blu Rivard, Rivard Fine Art
\$7,500.00
(6/15/01 Manenngon Memorial Commission Agreement)
- (B) Reimbursement to William B.S.M. Flores
\$2,500.00
(Foundation Related Expenses)

nd



May 20, 2004

Office of the People's Speaker
Vicente (Ben) C. Pangelinan

The Honorable Ben C. Pangelinan
Speaker
27th Guam Legislature
Hagatna, Guam 96910

MAY 21 2004

TIME: 5:42 () AM () PM
RECEIVED BY: *[Signature]*

Hafa Adai Mr. Speaker:

Dangkulu na Si Yu us Ma'ase for conducting the Public Hearing on Bill 288, AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION LOT NO. 208, ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED. This formal recognition of Dwight Look's contribution towards a permanent Manenggon Memorial Park is a major step to finally giving the dignity and recognition Guam's heroes and heroines deserve, in their tragedies and triumphs during Guam's occupation.

Hon. William B.S.M. Flores
Chairperson

Hon. Antonio R. Unpingco
1st Vice Chairperson

Geraldine T. Gutierrez
2nd Vice Chairperson

Hon. Benjamin J.F. Cruz
Treasurer

Hon. Antoinette D. Sanford
Secretary

Pale' Eric Forbes, OFM Cap
Board Member

Rita Franquez
Board Member

Hon. Juan Garcia
Board Member

Hon. Tina R. Muña Barnes
Board Member

Hon. Antonio M. Palomo
Board Member & Historian

Marian Johnston Taitano
Board Member

It was brought to my attention that the Public Auditor wrote you with a concern over a \$10,000.00 contribution from the Liberation Day Committee to this project. The PA alluded to this concern in the 2003 audit of the Liberation Day Committee funds early in her term.

After the initial report was released and brought to my attention, I called the PA's office to discuss the matter with them. At that time they informed me they could not discuss the issue as it had been turned over to the AG office for their disposition. This was in response to my question about why the Foundation or I had never been contacted to discuss the contribution and what it was used for. At that point I called the AG's office, which in turn asked me to make sure our documents were ready if needed. I assured them that we would provide the documents and information when needed.

The strangeness of this whole scenario is that while the PA's office indicated they could not discuss the matter because it was with the AG's office, they continue to discuss it with others, as in the correspondence to you. To this date no one from the PA's office has asked me or the Foundation for an explanation, facts or documents to confirm what the funds were used for.

Prior to the incorporation of the Foundation in 2001, several people, including current and past Foundation members were working towards a Manenggon Memorial. One of the noted products of that work is the deed by Dwight Look for the property under discussion in Bill 288.

Several related efforts including recording survivors' accounts, creating a list of Manenggon internees, etc. were also undertaken. Other work included

conceptual designs, actual site surveys and planning efforts moving towards where we are today. As the corporation was yet-to-be-formulated, Artist Blu Rivard was commissioned by me to begin conceptual work on a life-size mural to be a key element of the Memorial. This commissioning was prior to the formation of the Foundation. Of course, Mr. Rivard began work and accruing expenses.

After the Foundation was formed and adopted our previous intents and efforts, one order of business was to request the Liberation Day Committee to pledge support for the Manenggon Project. Subsequent to that request we received word from the Liberation Day Committee affirming their pledge to the Manenggon Memorial Foundation in the amount up to \$100,000.00.

However, the Foundation insisted that any further artwork for the project be let for competition by local artists. A decision was made that the Foundation not continue Mr. Rivard's commission, but agreed that since his work to that date had been done for the Manenggon Project, whatever balance owed Mr. Rivard should be paid to him. The amount of \$10,000.00 was initially requested from the Liberation Day Committee to pay off Mr. Rivard's balance (I had previously, personally advanced him some funds for the mural project), and to reimburse me for some out-of-pocket expenses.

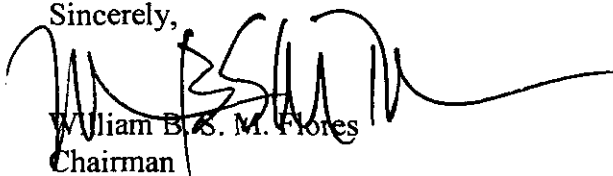
At that point the Foundation was just forming, and no checking account or financial facilities were in place for the Foundation. The decision was then made for the check to be written to me to pay Mr. Rivard the balance of his services for Manenggon (\$7,500.00) which had not been paid by me earlier, and reimburse me for up to \$2,500.00 worth of expenses for the project.

Mr. Rivard can be contacted to confirm the above. He is off-island but his contact information is available through Crown Bakery in Barrigada, as he recently married into the family which owns and operates the bakery.

It is unfortunate that this issue, which could have been resolved had the PA auditors simply contacted the Foundation or me, is being used to try and slow down the project for reasons unknown.

Please contact me at your convenience if you have any questions or require additional information regarding this matter.

Sincerely,



William B. S. M. Flores
Chairman

Manenggon Memorial Foundation

Cc: All Senators

Manenggon Board Members



Commission Agreement

This agreement is entered into by and between **Blu Rivard** herein referred to as (**Artist**), located in the village of Barrigada at 120 Justo St, and **William Flores** President/CEO herein referred to as (**Commissioner**) of the **Manenggon Memorial Foundation Care of WBFlores & Co** located at Ada's Commercial and Professional center. Suite 104-F in the village of Agana, Guam.

The Commissioner wishes to commission the Artist to create an original Acrylic painting on the War Memorial Wall of approximate 8'H x 20'W image size which shall be defined below in the subject matter and steps section. Whereas the artist shall create this image for the commissioner

Now therefore, for the consideration listed below the parties agree as follows:

The Commissioner wishes to compensate artist for original painting the minimum sum of \$25,000.00

The **Commissioner** agrees to break up Compensation into checks payable to Blu Rivard into increments: \$7,500.00 deposit non-refundable

A. The amount of \$5,000.00 shall be issued no later than three weeks after date of deposit.

B. The balance due upon completion, which shall be the sum of \$12,500.00 written into two separate, checks of in the amount of \$6,250.00 plus another for \$6,250.00 shall be the completed balance of the commission.

Arbitration: If Commissioner does not pay in full for the services rendered, then Commissioner shall be responsible for all reasonable attorneys fees and costs. in a court of law.

Subject Matter and Steps:

1. Manenggon March during WWII when the Japanese occupied Guam and the Chamorro people the Japanese military marched them to concentration camps.
2. Supplies will be ordered from stateside because of non-availability on Island.
3. Research shall be conducted including travel to location(s) for accuracy of painting. This is the most time consuming of the project aside from layout.
4. Recruiting live Chamorro models for photographing
5. Layout of the painting. How the painting will look after the research is completed based on photos, and what gets placed where etc...
6. Painting is completed it will be signed. A photographer will be hired to make photo transparencies of the image necessary for reproduction of prints, etc.

The Project Artist request that a completion of July 20, 2001 for research and completion of painting from the date agreement is signed by both parties, too the completion of the painting. This does not mean that the original shall take the full Date requested it is just the time frame for any incidentals that may occur.

Promotion: Commercial Commission for public viewing the Commissioner promises when promoting the image that the artist receives full recognition for the work of art. News paper articles, Magazines, TV news cast functions that promote the place where the art is exhibited. If the artist has made a partial donation this also shall be made public for its cause. Unless other wise expressed by the artist in writing.

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Continued from Commission agreement of Manengon Mural

Rights:

Artist shall turn ownership of the original painting when balance of amount is paid in full. The Commissioner shall own the original painting only! Commissioner does not own copyrights or publishing rights.

The Artist by law continues to own the copyrights to said original for reproduction, promotions and registry. Artist may choose for commissioner to use image for promotional purposes with royalty obligations.

Illness: Artist may request more time due to serious illness with doctor's restrictions in writing only.

Artist: I thank you for this opportunity and to be chosen for this exciting and challenging project. I openly commit my reputation in making this one of my finest works of art.

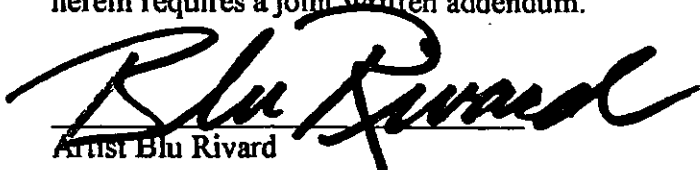
Changes: There can be no changes once the project is under way. If changes are agreeable with artist then it shall be reflected in last paragraph below. If not acceptable then the agreement stands as stated.

There will be no sketches made to show what finished results will be due to the artists ability to make an image more three dimensional and research involvement of the image

Commissioner has requested: Mural painting of the


1. **Manengon War memorial shall depict the march of the Chamorro People being sent to the concentration camps by the Japanese. It shall reveal the sympathetic as well as the cruelty jesters of the Japanese military during the march.**

Entire Agreement: The parties agree and acknowledge that this agreement, contains the entire agreement and that the parties, except as stated within these documents. No party has made any representations or warranties expressed or implied: and that any change to this agreement, except stated herein requires a joint written addendum.


Artist Blu Rivard


Commissioner William BWM Flores

June 15, 01, 2001
Dated

6/15, 2001
Dated 

CERTIFIED TRUE COPY OF ORIGINAL CONTRACT.







MURAL Considerations

1. **Location:** Safety is number one consideration: aside from comfortable lodgings, and supplies,
2. **If in hot climate areas:** Shade or canopies, and fans and Liquid refreshments for dehydration need to be added to expenses.
3. **High Walls:** Scaffold and limited to a certain height and Safety consideration.
4. **Time frame:**
5. **Weather Conditions** in the region for outside murals.
6. **Petitions to keep public at bay during critical or beginning stages of the Painting.**
7. **Helpers or Apprentices:**
8. **Availability and costs of supplies to destinations outside of continental US. for consideration for time allowances.**
9. **No personal or public viewing until project is complete. Unless otherwise stated by artist in writing.**
10. **No disturbances or interference with project until completion or Artist has right to not resume until interference has seized.**

col

July 23, 2001

Ms. Linda T. Reyes
President, Department of Chamorro Affairs
Building 101, H-Street
Tiyan, Guam 96910

Re: Proposed Manenggon Memorial Startup

Hafa Adai Ms. Reyes:

Congratulations on a successful Liberation Day celebration. We have heard nothing but compliments on how the Royal Court and Parade arrangements were handled. Please accept our appreciation for an efficient and effective effort.

As you know we have been discussing the Manenggon Memorial Foundation and our desire to construct first, a Manenggon Memorial, then successively memorial reminders at bivouacking and holding areas where Chamorro heroes and heroines endured indignities, mistreatment and cruelty at the hands of the Japanese intruders into our island. For too long now we have been at the pre-planning and discussion stage and it is time to begin construction of the memorial, and preserving the first-person accounts of those who survived that dark period in Chamorro history.

The Memorial is to be constructed at the Manenggon Valley on 27 acres of property donated by Mr. Dwight Look for this and only this purpose. The following is a list of efforts expended (and their status) to date:

- 1) Obtaining Property - We have a deed in hand for approximately 27 acres of property. The Department of Land Management is walking the property registration through the courts. Contact Person: Mr. Carl Aguon, Director.
- 2) Conceptual Design - We have a conceptual design for the memorial, the memorial rock wall, the prayer garden and chapel. Contact Person: Mr. William Flores.
- 3) Logo - We have a logo in hand. Contact Person: Mr. William Flores.
- 4) Artist's Depiction - We have contracted with a local artist to portray a lifelike representation of the march to Manenggon. Contact Person: Mr. William Flores.
- 5) First-Hand Video Interviews with Actual Survivors: We have some home videos with survivors telling their stories, but need to do this on a full-time basis to get as many as possible to tell their stories. We also need to expand this to family recollections of deceased camp survivors' stories passed on to their siblings and descendants. Contact Person: Mr. William Flores.
- 6) Roster of Manenggon Interees and Forced Marchers: We have a partial roster of survivors but need your good office to coordinate and verify the "official" list. Contact Person: Ms. Linda Reyes.

LReyes
Manenggon Memorial Foundation
07.23.01

Page 2 of 2

As you can see this project has been years in planning. Through the efforts of many before us, the story of Manenggon has refused to die, and now we have in our hands the ability to make it live forever through the memories of our heroes.

The project initial investment is expected to cost \$750,000.00 for the mural wall plus all the minimum infrastructure necessary to sustain it. We expect most of the initial funding for the project to come from corporate sponsors and grants, but need seed money to establish the initial funding source for the artwork. The balance of funding for the artwork will come from the corporate sponsors and grants, as will the funding for final design and actual construction.

We are hoping that to gain an initial grant of \$10,000.00 from your good office for startup costs and the initial deposit on the mural work.

It is our understanding that you may be meeting with your board this week, so we are hoping to be placed on your agenda for immediate consideration. I will be happy to meet with you and your Board to provide additional information or clarification on the project and our request.

Sincerely,



William B.S.M. Flores

The Manenggon Memorial Foundation

c/o Suite 104-F, Ada's Commercial & Professional Center

215-A East Saylor Street

Hagatña, Guam 96910

Tel: 479-3474/Fax: 479-3473

Handwritten initials

001353



Rivard Fine Art · 415 Chalan San Antonio · Suite 353-G · Tamuning, Guam USA 96911
 Ph.(671)734-9670 · E-mail Address: blurivard@guam.net · www.blurivard.com

Name Manenggon Memorial Foundation		Ship To: N/A		
Address:				
City:	State/Province: Guam	Zip/Country Code:		
Attention: William B.S.M. Flores President / CEO of Manenggon Memorial Foundation		Special Instructions:		
Phone Number: (671) 479-3404		Fax Number 647-4671		
P.O. Date August 20,01	Date Required Agreement signing July12. 01	Ship Via	F.O.B.	
		Terms: 1st Installment of agreement.		
Order No:	Description:	Quantity:	Unit Price	Total Amount
	First installment of agreement \$7,500.00 Research and data gathering on Manenggon War Memorial			
All Deposits are non-refundable after 48 hours. Credit only towards Artwork.		Shipping/ Handling	\$ N/C	\$ 7,500.00

Rivard Fine Art will not be held responsible for Art Damaged in Shipping or after customer receipt.

Thank you for your Order!

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Name	Manengoon Memorial Foundation		Ship To:	N/A
Address:				
City:	State/Province:	Guam	Zip/Country Code:	

Attention:	William B.S.M. Flores President / CEO	Special Instructions:	
Phone Number:	(479-3474)	Fax Number	647-4671

P.O. Date	Date Required	Ship Via	F.O.B.	Terms: Commission Agreement.
N/A	N/A			

Order No:	Description:	Quantity:	Unit Price	Total Amount
	Receipt of first installment of Manenggon Memorial Foundation Mura from Agreement signed July12,2001			\$7,500.00
Thank you! And may God Bless this Memorial				

All Deposits are non-refundable after 48 hours. Credit only towards Artwork.

Shipping/ Handling	\$	\$ 7,500.00
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Attention: William B.S.M. Flores		Special Instructions:		
Phone Number: 479-3474		Fax Number 647-4671		
P.O. Date Sept 18, 01	Date Required Oct 9, 01	Ship Via	F.O.B.	Terms: Commission Agreement.
Order No:	Description:	Quantity:	Unit Price	Total Amount
	Invoice for second installment for the Manenggon Memorial Foundation.			\$5,000.00
All Deposits are non-refundable after 48 hours. Credit only towards Artwork.			Shipping/ Handling \$	\$ 5,000.00

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Thank you for your Order!

Authorized signature

The Manenggon Memorial Project

September 4, 2001

Liberation Day Committee

Via: Handcarry

Subject: Request for Partial Drawdown, Authorized Funding

Hafa Adai:

On behalf of the Manenggon Memorial Foundation, I would like to thank the 2001 Liberation Day Committee for agreeing to provide funding as seed money for the development of the Manenggon Memorial. We are especially thankful for your consideration, as we are now at the point where the efforts of the many volunteered hours have resulted in the obtaining of the property, the development of a concept and finally the incorporation of the Foundation as a non-profit organization.


After many years of planning and hard work, we are excited to see our efforts beginning to bear fruit. It is especially appropriate that the Liberation Day Committee provide the seed funding, as the Manenggon experience will be forever tied into the Liberation of Guam. It was the heroes of Manenggon that kept alive the hope of liberation and freedom., and it is the memory of their bravery and determination which we seek to memorialize.

The Manenggon Project while focusing on Manenggon initially, will also develop memorials at the various concentration and staging camps where the Chamorro people were forced to gather just before they were to be killed. These other memorials will be subsequent phases to the Manenggon site project. As you can imagine, the Foundation has its work cut out, but our fire will not burn out. Virtually every Chamorro alive today has blood ties to Manenggon or the other camps where tragedies and triumphs often occurred simultaneously and right next to the other.

At this point we are requesting that the Committee release an allotment of \$10,000.00 for the administrative startup requirements including the letterhead and stationery, costs of incorporating, supplies and related requirements. The balance of the funding will be requested once these initial requirements are completed.

Your immediate attention to this request is appreciated.

Sincerely,



William Flores
President



Blu Rivard
Fine Art

Mr. William B.S. M. Flores
President / CEO of the
Manenggon Memorial Foundation

Subject: Manenggon Memorial Foundation Mural

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Although I was not physically there in that time just being at the Fena memorial were I talked with the First Lady Geri Gutierrez, it was very emotional with a lump in my throat and tears held back wanting to be released. As I gathered my composer from watching those I could see who relived those horrible times that seem to go in slow motion with no end in sight. I know and feel very proud to be apart of this project. I thank you for the honor Willy for asking me if I would be interested even though not many had taken an interest in. When all is said and done as you have seen my other works, it will be the finest recreated works of mine to date. Following this page is a productivity of research and development report.

Best regards,



Blu Rivard
Artist / Environmentalist

Rivard Fine Art
415 Chn San Antonio Ste. 353-G
Ph. (671) 734-9670 • Email: blurivard@guam.net
WWW.BLURIVARD.COM



Continued Manenggon Memorial Foundation Letter and productivity research report.

Now that the second increment due date is nearing, I wish to share my accomplishments toward the research and accuracy of my part of the project thus far:

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As you know I have taken some photos of the sight at Manenggon and its path along the river before the arrival at the concentration camps.

Visits to the War in the Pacific and speaking to Ann Dittmar Museum Curator.

Going through books and her personal books.

Jennings Bunn Naval Base Curator for the Marianna Military Museum

Salvation Army for clothing from the 40's for models or samples to be painted on models

Internet research for 40's clothing the Chamorro people wore, War time attire for Men, Women and Children.

Japanese infantry uniforms and weapons. Such as Katakana's (Samurai Sword) of which Japanese officers would used.

Contacts to the Philippines for clothing and uniforms through LJG Cecillo A. Gonzales Jr. NSCC

Materials

Most of the Acrylic Paints have been acquired

Other materials such as brushes are being researched.

Panels for the Mural

Some Materials will have to be purchased off island

And personally purchased

Props:

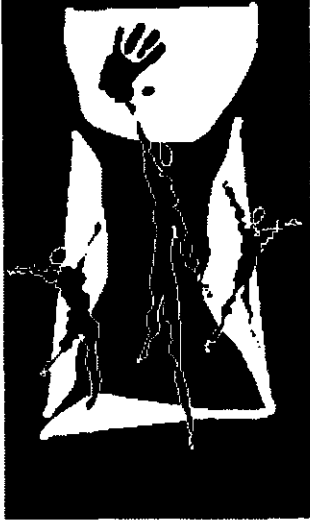
Announcements and interviews:

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The most difficult part will be the interviews of those that survived the Manenggon March and will share their sad and pain full recalls.

After the interviews and photos' are completed then the physical painting will commence. This requires meticulous, care full planning positioning to capture a three dimensional look. This should be close to life size.

**MANENGGON
MEMORIAL
FOUNDATION**



Hon. William B.S.M. Flores
Chairperson

Hon. Antonio R. Unpingco
1st Vice Chairperson

Geraldine T. Gutierrez
2nd Vice Chairperson

Hon. Benjamin J.F. Cruz
Treasurer

Hon. Antoinette D. Sanford
Secretary

Pale' Eric Forbes, OFM Cap
Board Member

Rita Franquez
Board Member

Hon. Juan Garcia
Board Member

Hon. Tina R. Muña Barnes
Board Member

Hon. Antonio M. Palomo
Board Member & Historian

Marian Johnston Taitano
Board Member

May 20, 2004

The Honorable Ben C. Pangelinan
Speaker
27th Guam Legislature
Hagatna, Guam 96910

Hafa Adai Mr. Speaker:

Office of the People's Speaker
vicente (ben) c. pangelinan

MAY 21 2004
TIME: 5:42 (1 AM) PM
RECEIVED BY: [Signature]

Dangkulu na Si Yu us Ma'ase for conducting the Public Hearing on Bill 288, AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION LOT NO. 208, ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED. This formal recognition of Dwight Look's contribution towards a permanent Manenggon Memorial Park is a major step to finally giving the dignity and recognition Guam's heroes and heroines deserve, in their tragedies and triumphs during Guam's occupation.

It was brought to my attention that the Public Auditor wrote you with a concern over a \$10,000.00 contribution from the Liberation Day Committee to this project. The PA alluded to this concern in the 2003 audit of the Liberation Day Committee funds early in her term.

After the initial report was released and brought to my attention, I called the PA's office to discuss the matter with them. At that time they informed me they could not discuss the issue as it had been turned over to the AG office for their disposition. This was in response to my question about why the Foundation or I had never been contacted to discuss the contribution and what it was used for. At that point I called the AG's office, which in turn asked me to make sure our documents were ready if needed. I assured them that we would provide the documents and information when needed.

The strangeness of this whole scenario is that while the PA's office indicated they could not discuss the matter because it was with the AG's office, they continue to discuss it with others, as in the correspondence to you. To this date no one from the PA's office has asked me or the Foundation for an explanation, facts or documents to confirm what the funds were used for.

Prior to the incorporation of the Foundation in 2001, several people, including current and past Foundation members were working towards a Manenggon Memorial. One of the noted products of that work is the deed by Dwight Look for the property under discussion in Bill 288.

Several related efforts including recording survivors' accounts, creating a list of Manenggon internees, etc. were also undertaken. Other work included

conceptual designs, actual site surveys and planning efforts moving towards where we are today. As the corporation was yet-to-be-formulated, Artist Blu Rivard was commissioned by me to begin conceptual work on a life-size mural to be a key element of the Memorial. This commissioning was prior to the formation of the Foundation. Of course, Mr. Rivard began work and accruing expenses.

After the Foundation was formed and adopted our previous intents and efforts, one order of business was to request the Liberation Day Committee to pledge support for the Manenggon Project. Subsequent to that request we received word from the Liberation Day Committee affirming their pledge to the Manenggon Memorial Foundation in the amount up to \$100,000.00.

However, the Foundation insisted that any further artwork for the project be let for competition by local artists. A decision was made that the Foundation not continue Mr. Rivard's commission, but agreed that since his work to that date had been done for the Manenggon Project, whatever balance owed Mr. Rivard should be paid to him. The amount of \$10,000.00 was initially requested from the Liberation Day Committee to pay off Mr. Rivard's balance (I had previously, personally advanced him some funds for the mural project), and to reimburse me for some out-of-pocket expenses.

At that point the Foundation was just forming, and no checking account or financial facilities were in place for the Foundation. The decision was then made for the check to be written to me to pay Mr. Rivard the balance of his services for Manenggon (\$7,500.00) which had not been paid by me earlier, and reimburse me for up to \$2,500.00 worth of expenses for the project.

Mr. Rivard can be contacted to confirm the above. He is off-island but his contact information is available through Crown Bakery in Barrigada, as he recently married into the family which owns and operates the bakery.

It is unfortunate that this issue, which could have been resolved had the PA auditors simply contacted the Foundation or me, is being used to try and slow down the project for reasons unknown.

Please contact me at your convenience if you have any questions or require additional information regarding this matter.

Sincerely,



William B. S. M. Flores
Chairman

Manenggon Memorial Foundation

Cc: All Senators
Manenggon Board Members

Commission Agreement

This agreement is entered into by and between **Blu Rivard** herein referred to as (**Artist**), located in the village of Barrigada at 120 Justo St, and **William Flores** President/CEO herein referred to as (**Commissioner**) of the **Manenggon Memorial Foundation Care of WBFlores & Co** located at Ada's Commercial and Professional center. Suite 104-F in the village of Agana, Guam.

The Commissioner wishes to commission the Artist to create an original Acrylic painting on the War Memorial Wall of approximate 8'H x 20'W image size which shall be defined below in the subject matter and steps section. Whereas the artist shall create this image for the commissioner

Now therefore, for the consideration listed below the parties agree as follows:

The Commissioner wishes to compensate artist for original painting the minimum sum of \$25,000.00

The **Commissioner** agrees to break up Compensation into checks payable to Blu Rivard into increments: \$7,500.00 deposit non-refundable

A. The amount of \$5,000.00 shall be issued no later than three weeks after date of deposit.

B. The balance due upon completion, which shall be the sum of \$12,500.00 written into two separate, checks of in the amount of \$6,250.00 plus another for \$6,250.00 shall be the completed balance of the commission.

Arbitration: If Commissioner does not pay in full for the services rendered, then Commissioner shall be responsible for all reasonable attorneys fees and costs. in a court of law.

Subject Matter and Steps:

1. Manengon March during WWII when the Japanese occupied Guam and the Chamorro people the Japanese military marched them to concentration camps.
2. Supplies will be ordered from stateside because of non-availability on Island.
3. Research shall be conducted including travel to location(s) for accuracy of painting. This is the most time consuming of the project aside from layout.
4. Recruiting live Chamorro models for photographing
5. Layout of the painting. How the painting will look after the research is completed based on photos, and what gets placed where etc...
6. Painting is completed it will be signed. A photographer will be hired to make photo transparencies of the image necessary for reproduction of prints, etc.

The Project Artist request that a completion of July 20, 2001 for research and completion of painting from the date agreement is signed by both parties, too the completion of the painting. This does not mean that the original shall take the full Date requested it is just the time frame for any incidentals that may occur.

Promotion: Commercial Commission for public viewing the Commissioner promises when promoting the image that the artist receives full recognition for the work of art. News paper articles, Magazines, TV news cast functions that promote the place where the art is exhibited. If the artist has made a partial donation this also shall be made public for its cause. Unless other wise expressed by the artist in writing.

Continued from Commission agreement of Manengon Mural

Rights:

Artist shall turn ownership of the original painting when balance of amount is paid in full. The Commissioner shall own the original painting only! Commissioner does not own copyrights or publishing rights.

The Artist by law continues to own the copyrights to said original for reproduction, promotions and registry. Artist may choose for commissioner to use image for promotional purposes with royalty obligations.

Illness: Artist may request more time due to serious illness with doctor's restrictions in writing only.

Artist: I thank you for this opportunity and to be chosen for this exciting and challenging project. I openly commit my reputation in making this one of my finest works of art.


Changes: There can be no changes once the project is under way. If changes are agreeable with artist then it shall be reflected in last paragraph below. If not acceptable then the agreement stands as stated.

There will be no sketches made to show what finished results will be due to the artists ability to make an image more three dimensional and research involvement of the image

Commissioner has requested: Mural painting of the

1. **Manengon War memorial shall depict the march of the Chamorro People being sent to the concentration camps by the Japanese. It shall reveal the sympathetic as well as the cruelty jesters of the Japanese military during the march.**

Entire Agreement: The parties agree and acknowledge that this agreement, contains the entire agreement and that the parties, except as stated within these documents. No party has made any representations or warranties expressed or implied: and that any change to this agreement, except stated herein requires a joint written addendum.



Artist Blu Rivard

June 15, 01, 2001
Dated



Commissioner William BWM Flores

6/15, 2001
Dated

CERTIFIED TRUE COPY OF ORIGINAL CONTRACT.





MURAL Considerations

1. Location: Safety is number one consideration: aside from comfortable lodgings, and supplies,
2. If in hot climate areas: Shade or canopies, and fans and Liquid refreshments for dehydration need to be added to expenses.
3. High Walls: Scaffold and limited to a certain height and Safety consideration.
4. Time frame:
5. Weather Conditions in the region for outside murals.
6. Petitions to keep public at bay during critical or beginning stages of the Painting.
7. Helpers or Apprentices:
8. Availability and costs of supplies to destinations outside of continental US. for consideration for time allowances.
9. No personal or public viewing until project is complete. Unless otherwise stated by artist in writing.
10. No disturbances or interference with project until completion or Artist has right to not resume until interference has ceased.

July 23, 2001

Ms. Linda T. Reyes
President, Department of Chamorro Affairs
Building 101, H-Street
Tiyán, Guam 96910

Re: Proposed Manenggon Memorial Startup

Hafa Adai Ms. Reyes:

Congratulations on a successful Liberation Day celebration. We have heard nothing but compliments on how the Royal Court and Parade arrangements were handled. Please accept our appreciation for an efficient and effective effort.

As you know we have been discussing the Manenggon Memorial Foundation and our desire to construct first, a Manenggon Memorial, then successively memorial reminders at bivouacking and holding areas where Chamorro heroes and heroines endured indignities, mistreatment and cruelty at the hands of the Japanese intruders into our island. For too long now we have been at the pre-planning and discussion stage and it is time to begin construction of the memorial, and preserving the first-person accounts of those who survived that dark period in Chamorro history.

The Memorial is to be constructed at the Manenggon Valley on 27 acres of property donated by Mr. Dwight Look for this and only this purpose. The following is a list of efforts expended (and their status) to date:

- 1) Obtaining Property - We have a deed in hand for approximately 27 acres of property. The Department of Land Management is walking the property registration through the courts. Contact Person: Mr. Carl Aguon, Director.
- 2) Conceptual Design - We have a conceptual design for the memorial, the memorial rock wall, the prayer garden and chapel. Contact Person: Mr. William Flores.
- 3) Logo - We have a logo in hand. Contact Person: Mr. William Flores.
- 4) Artist's Depiction - We have contracted with a local artist to portray a lifelike representation of the march to Manenggon. Contact Person: Mr. William Flores.
- 5) First-Hand Video Interviews with Actual Survivors: We have some home videos with survivors telling their stories, but need to do this on a full-time basis to get as many as possible to tell their stories. We also need to expand this to family recollections of deceased camp survivors' stories passed on to their siblings and descendants. Contact Person: Mr. William Flores.
- 6) Roster of Manenggon Interees and Forced Marchers: We have a partial roster of survivors but need your good office to coordinate and verify the "official" list. Contact Person: Ms. Linda Reyes.

LReyes
Manenggon Memorial Foundation
07.23.01

Page 2 of 2

As you can see this project has been years in planning. Through the efforts of many before us, the story of Manenggon has refused to die, and now we have in our hands the ability to make it live forever through the memories of our heroes.

The project initial investment is expected to cost \$750,000.00 for the mural wall plus all the minimum infrastructure necessary to sustain it. We expect most of the initial funding for the project to come from corporate sponsors and grants, but need seed money to establish the initial funding source for the artwork. The balance of funding for the artwork will come from the corporate sponsors and grants, as will the funding for final design and actual construction.

We are hoping that to gain an initial grant of \$10,000.00 from your good office for startup costs and the initial deposit on the mural work.

It is our understanding that you may be meeting with your board this week, so we are hoping to be placed on your agenda for immediate consideration. I will be happy to meet with you and your Board to provide additional information or clarification on the project and our request.

Sincerely,



William B.S.M. Flores

The Manenggon Memorial Foundation

c/o Suite 104-F, Ada's Commercial & Professional Center

215-A East Saylor Street

Hagatña, Guam 96910

Tel: 479-3474/Fax: 479-3473

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Name Manenggon Memorial Foundation		Ship To: N/A		
Address:				
City:		State/Province: Guam		Zip/Country Code:
Attention: William B.S.M. Flores President / CEO of Manenggon Memorial Foundation		Special Instructions:		
Phone Number: (671) 479-3404		Fax Number 647-4671		
P.O. Date August 20,01	Date Required Agreement signing July12, 01	Ship Via	F.O.B.	Terms: 1st Installment of agreement.
Order No:	Description:	Quantity:	Unit Price	Total Amount
	First installment of agreement \$7,500.00 Research and data gathering on Manenggon War Memorial			
All Deposits are non-refundable after 48 hours. Credit only towards Artwork.			Shipping/ Handling	\$ N/C
				\$ 7,500.00

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Thank you for your Order!

Authorized signature _____

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Authorized signature

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September 4, 2001

Liberation Day Committee

Via: Handcarry

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President / CEO of the
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Best regards,

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Blu Rivard
Artist / Environmentalist

Rivard Fine Art
415 Chn San Antonio Ste. 353-G
Ph.(671) 734-9670 •Email: blurivard@guam.net
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May 21, 2004

MEMORANDUM

TO: FILE

FROM: WILLIAM B.S.M. FLORES
CHAIRMAN
MANENGGON MEMORIAL FOUNDATION

SUBJECT: LIBERATION DAY DONATION TO MANENGGON MEMORIAL
FOUNDATION

I, William B.S.M. Flores, do hereby declare the following:

- (1) That I am the Elected Chairman of the Manenggon Memorial Foundation.
- (2) That on July 23, 2001, in behalf of the Manenggon Memorial Foundation, I formally requested from Ms. Linda Taitano Reyes, the President of the Department of Chamorro Affairs, in her capacity as Chairperson of the Liberation Day Queen's Committee and member of the 2001 Liberation Day Executive Committee, a grant of \$10,000 to the Foundation for the purpose of constructing a Memorial on 27 acres of property donated by Mr. Dwight Look on the site of the Manenggon Concentration Camp.
- (3) That the Liberation Day Executive Committee approved a \$10,000 disbursement from the proceeds of the 2001 Liberation Day Festivities to the Manenggon Memorial Foundation in my care, to support and advance the mission of the foundation. The disbursement was made to me as the principal agent acting in behalf of the foundation. The \$10,000 donation paid for the following:
- (4) That the donation was made in my name because the Foundation did not have the immediate administrative capacity to administer the grant.
- (5) That the grant was disbursed as follows:

- (A) Blu Rivard, Rivard Fine Art
\$7,500.00
(6/15/01 Manenngon Memorial Commission Agreement)
- (B) Reimbursement to William B.S.M. Flores
\$2,500.00
(Foundation Related Expenses)



Mina' Bente Siete Na Liheslaturan Guåhan

vicente (ben) c. pangelinan
Speaker

Committee on Utilities and Land
Chairman

APR 23 2004

The Honorable Jose Terlaje
Mayor of the Municipality of Yona
c/o Mayors Council of Guam
P.O. Box 786
Hagatna, GU 96932

Dear Mayor Terlaje:

Please be advised that the Committee on Utilities and Land has scheduled a Public Hearing on Tuesday, May 4, 2004, at 9 a.m. in the Public Hearing Room of the Guam Legislature Building, on **Bill 288**, "AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION LOT NO. 208 ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED."

Your testimony on this bill would be greatly appreciated. I look forward to seeing you at the hearing.

Sincerely,

vicente (ben) c. pangelinan
Speaker & Chairman on the Committee on Utilities and Land



Mina' Bente Siete Na Liheslaturan Guåhan

vicente (ben) c. pangelinan
Speaker

Committee on Utilities and Land
Chairman

APR 23 2004

Joseph M. Borja
Acting Director, Department of Land Management
P.O. Box 2950
Hagatna, GU 96910

Dear Mr. Borja:

Please be advised that the Committee on Utilities and Land has scheduled a Public Hearing on Tuesday, May 4, 2004, at 9 a.m. in the Public Hearing Room of the Guam Legislature Building on the following bills:

- **Bill 251**, "AN ACT TO TRANSFER PROPERTIES UNDER THE JURISDICTION OF THE DEPARTMENT OF PUBLIC WORKS THAT ARE LOCATED IN TIYAN, ALTERNATIVELY KNOWN AS THE FORMER NAVAL AIR STATION, AGANA (BREWER FIELD), TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION"; and
- **Bill 288**, "AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION LOT NO. 208 ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED."

Your testimony on these bills would be greatly appreciated. I look forward to seeing you at the hearing.

Sincerely,

vicente (ben) c. pangelinan
Speaker & Chairman on the Committee on Utilities and Land

155 Hesler St., Hagåtña, GU 96910

Tel: (671) 472-3552/4 - Fax: (671) 472-3556 - Email: senben@kuentos.guam.net



Mina' Bente Siete Na Liheslaturan Guåhan

vicente (ben) c. pangelinan
Speaker

Committee on Utilities and Land
Chairman

APR 23 2004

The Honorable Scott D. Duenas
President, Mayors Council of Guam
P.O. Box 786
Hagatna, GU 96932

Dear Mayor Duenas:

Please be advised that the Committee on Utilities and Land has scheduled a Public Hearing on Tuesday, May 4, 2004 at 9 a.m. in the Public Hearing Room, Guam Legislature Building, on the following items:

- Confirmation Hearing for Ms. **Annie R. Perez** as a member of the Chamorro Land Trust Commission;
- Confirmation Hearing for Mr. **Joseph M. Borja** as the Director of the Department of Land Management;
- **Bill 251**, "AN ACT TO TRANSFER PROPERTIES UNDER THE JURISDICTION OF THE DEPARTMENT OF PUBLIC WORKS THAT ARE LOCATED IN TIYAN, ALTERNATIVELY KNOWN AS THE FORMER NAVAL AIR STATION, AGANA (BREWER FIELD), TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION"; and
- **Bill 288**, "AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION LOT NO. 208 ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED."

Your comments and suggestions on any of the above-referenced matters are greatly appreciated.

Sincerely,

vicente (ben) c. pangelinan
Speaker & Chairman on Utilities and Land

155 Hesler St., Hagåtña, GU 96910

Tel: (671) 472-3552/4 - Fax: (671) 472-3556 - Email: senben@kuentos.guam.net



Mina' Bente Siete Na Liheslaturan Guåhan

vicente (ben) c. pangelinan
Speaker

Committee on Utilities and land
Chairman

APR 23 2004

Anthony Godwin
President, Guam Board of Realtors
P.O. Box 12158
Tamuning, GU 96931

Dear Mr. Godwin:

Please be advised that the Committee on Utilities and Land has scheduled a Public Hearing on Tuesday, May 4, 2004 at 9 a.m. in the Public Hearing Room, Guam Legislature Building, on the following items:

- Confirmation Hearing for Ms. **Annie R. Perez** as a member of the Chamorro Land Trust Commission;
- Confirmation Hearing for Mr. **Joseph M. Borja** as the Director of the Department of Land Management;
- **Bill 251**, "AN ACT TO TRANSFER PROPERTIES UNDER THE JURISDICTION OF THE DEPARTMENT OF PUBLIC WORKS THAT ARE LOCATED IN TIYAN, ALTERNATIVELY KNOWN AS THE FORMER NAVAL AIR STATION, AGANA (BREWER FIELD), TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION"; and
- **Bill 288**, "AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION LOT NO. 208 ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED."

Your comments and suggestions on any of the above-referenced matters are greatly appreciated.

Sincerely,

vicente (ben) c. pangelinan
Speaker & Chairman on Utilities and Land

155 Hesler St., Hagåtña, GU 96910

Tel: (671) 472-3552 / 4 - Fax: (671) 472-3556 - Email: senben@kuentos.guam.net



Mina' Bente Siete Na Liheslaturan Guahan

vicente (ben) c. pangelinan
Speaker

Committee on Utilities and land
Chairman

APR 23 2004

The Honorable Felix Perez Camacho
I Maga' Lahen Guahan
Office of the Governor of Guam
Suite 408 Pacific News Building
238 Archbishop Flores Street
Hagatna, GU 96910

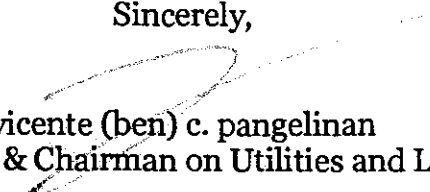
Dear Governor Camacho:

Please be advised that the Committee on Utilities and Land has scheduled a Public Hearing on Tuesday, May 4, 2004 at 9 a.m. in the Public Hearing Room, Guam Legislature Building, on the following items:

- Confirmation Hearing for Ms. **Annie R. Perez** as a member of the Chamorro Land Trust Commission;
- Confirmation Hearing for Mr. **Joseph M. Borja** as the Director of the Department of Land Management;
- **Bill 251**, "AN ACT TO TRANSFER PROPERTIES UNDER THE JURISDICTION OF THE DEPARTMENT OF PUBLIC WORKS THAT ARE LOCATED IN TIYAN, ALTERNATIVELY KNOWN AS THE FORMER NAVAL AIR STATION, AGANA (BREWER FIELD), TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION"; and
- **Bill 288**, "AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION LOT NO. 208 ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED."

The appropriate government agencies are invited to testify on the aforementioned items.

Sincerely,



vicente (ben) c. pangelinan
Speaker & Chairman on Utilities and Land

cc: Lt. Governor

155 Hesler St., Hagatna, GU 96910

Tel: (671) 472-3552/4 - Fax: (671) 472-3556 - Email: senben@kuentos.guam.net



The People

Mina' Bente Siete Na Liheslaturan Guahan

vicente (ben) c. pangelinan
Speaker

Committee on Utilities and Land
Chairman

APR 23 2004

The Honorable Douglas Moylan
Attorney General
Department of Law
Dipattamenton Lai
120 W O'Brien Drive
Suite 2-200E
Hagatna, GU 96910

Dear General Moylan:

Please be advised that the Committee on Utilities and Land has scheduled a Public Hearing on Tuesday, May 4, 2004 at 9 a.m. in the Public Hearing Room, Guam Legislature Building, on the following items:

- Confirmation Hearing for Ms. **Annie R. Perez** as a member of the Chamorro Land Trust Commission;
- Confirmation Hearing for Mr. **Joseph M. Borja** as the Director of the Department of Land Management;
- **Bill 251**, "AN ACT TO TRANSFER PROPERTIES UNDER THE JURISDICTION OF THE DEPARTMENT OF PUBLIC WORKS THAT ARE LOCATED IN TIYAN, ALTERNATIVELY KNOWN AS THE FORMER NAVAL AIR STATION, AGANA (BREWER FIELD), TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION"; and
- **Bill 288**, "AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION LOT NO. 208 ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED."

Your comments and suggestions on any of the above-referenced matters are greatly appreciated.

Sincerely,

vicente (ben) c. pangelinan
Speaker & Chairman on Utilities and Land

155 Hesler St., Hagatna, GU 96910

Tel: (671) 472-3552/4 - Fax: (671) 472-3556 - Email: senben@kuentos.guam.net



Mina' Bente Siete Na Liheslaturan Guahan

vicente (ben) c. pangelinan
Speaker

Committee on Utilities and Land
Chairman

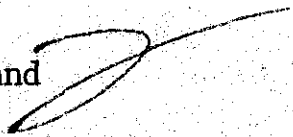
APR 23 2004

MEMORANDUM

TO: Chair, Committee on Rules
Executive Director

FROM: vicente (ben) c. pangelinan, Speaker
Chairman, Committee on Utilities and Land

SUBJECT: Public Hearing scheduled for 5/04/04



Please be advised that the Committee on Utilities and Land has scheduled a Public Hearing on Tuesday, May 4, 2004 at 9 a.m. in the Public Hearing Room, Guam Legislature Building, on the following items:

- Confirmation Hearing for Ms. **Annie R. Perez** as a member of the Chamorro Land Trust Commission;
- Confirmation Hearing for Mr. **Joseph M. Borja** as the Director of the Department of Land Management;
- **Bill 251**, "AN ACT TO TRANSFER PROPERTIES UNDER THE JURISDICTION OF THE DEPARTMENT OF PUBLIC WORKS THAT ARE LOCATED IN TIYAN, ALTERNATIVELY KNOWN AS THE FORMER NAVAL AIR STATION, AGANA (BREWER FIELD), TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION"; and
- **Bill 288**, "AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION LOT NO. 208 ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED."

cc: Protocol



Mina' Bente Siete Na Liheslaturan Guahan

vicente (ben) c. pangelinan
Speaker

Committee on Utilities and Land
Chairman

APR 23 2004

MEMORANDUM

TO: All Committee Members

FROM: vicente (ben) c. pangelinan, Speaker
Chairman, Committee on Utilities and Land

SUBJECT: Public Hearing scheduled for 5/04/04

Please be advised that the Committee on Utilities and Land has scheduled a Public Hearing on Tuesday, May 4, 2004 at 9 a.m. in the Public Hearing Room, Guam Legislature Building, on the following items:

- Confirmation Hearing for Ms. **Annie R. Perez** as a member of the Chamorro Land Trust Commission;
- Confirmation Hearing for Mr. **Joseph M. Borja** as the Director of the Department of Land Management;
- **Bill 251**, "AN ACT TO TRANSFER PROPERTIES UNDER THE JURISDICTION OF THE DEPARTMENT OF PUBLIC WORKS THAT ARE LOCATED IN TIYAN, ALTERNATIVELY KNOWN AS THE FORMER NAVAL AIR STATION, AGANA (BREWER FIELD), TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION"; and
- **Bill 288**, "AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION LOT NO. 208 ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED."

Your presence would be greatly appreciated.



Mina' Bente Siete Na Liheslaturan Guåhan

vicente (ben) c. pangelinan
Speaker

Committee on Utilities and land
Chairman

APR 23 2004

MEMORANDUM

TO: All Senators

FROM: vicente (ben) c. pangelinan, Speaker
Chairman, Committee on Utilities and Land

SUBJECT: Public Hearing scheduled for 5/04/04

Please be advised that the Committee on Utilities and Land has scheduled a Public Hearing on Tuesday, May 4, 2004 at 9 a.m. in the Public Hearing Room, Guam Legislature Building, on the following items:

- Confirmation Hearing for Ms. **Annie R. Perez** as a member of the Chamorro Land Trust Commission;
- Confirmation Hearing for Mr. **Joseph M. Borja** as the Director of the Department of Land Management;
- **Bill 251**, "AN ACT TO TRANSFER PROPERTIES UNDER THE JURISDICTION OF THE DEPARTMENT OF PUBLIC WORKS THAT ARE LOCATED IN TIYAN, ALTERNATIVELY KNOWN AS THE FORMER NAVAL AIR STATION, AGANA (BREWER FIELD), TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION"; and
- **Bill 288**, "AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION LOT NO. 208 ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADDING A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED."

Your presence would be greatly appreciated.

Twenty-Seventh Guam Legislature
MINA 'BENTE SIETE NA LIHESLATURAN GUÁHAN
Speaker vicente (ben) c. pangelinan
Chairman, Committee on Utilities and Land

Public Hearing 9:00 a.m., Tuesday, May 4, 2004

A G E N D A

- I. Call to Order:
- II. Announcement & Introduction of Members:
- III. Executive Appointments:

Department of Land Management

Chamorro Land Trust Commission

◦ Mr. Joseph Martinez Borja, Director
Department of Land Management

◦ Ms. Annie R. Perez, Member
Chamorro Land Trust Commission

IV. Legislative Measures:

- Bill No. 251: "AN ACT TO TRANSFER PROPERTIES UNDER THE JURISDICTION OF THE DEPARTMENT OF PUBLIC WORKS THAT ARE LOCATED IN TIYAN, ALTERNATIVELY KNOWN AS THE FORMER NAVAL AIR STATION, AGANA (BREWER FIELD), TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION."
- Bill No. 288: "AN ACT TO AUTHORIZE THE GOVERNOR TO LEASE TO THE MANENGGON MEMORIAL FOUNDATION Lot No. 208 ESTATE NO. 278, MUNICIPALITY OF YONA, DEEDED TO THE GOVERNMENT OF GUAM BY MR. DWIGHT LOOK WITH THE SPECIFIC CONDITION THAT THE PROPERTY BE UTILIZED TO ESTABLISH A MEMORIAL OF THE MANENGGON RETENTION CAMPS OF WORLD WAR II, BY ADD A NEW ARTICLE 13 TO CHAPTER 68 OF TITLE 21, GUAM CODE ANNOTATED."

**** Joint Hearing by Committee on Utilities and Land &
Committee on Appropriations & Budgeting, General Government Operations
Reorganization & Reform:**

- Bill No. 281: "AN ACT TO APPROPRIATE ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000) FROM THE GENERAL FUND TO THE GUAM WATERWORKS AUTHORITY FOR THE PURPOSE OF REHABILITATING THE SANTA RITA BOOSTER PUMP AND THE CONSTRUCTION OF NEW WATER TRANSMISSION LINES, ALL INTENDED TO IMPROVE WATER PRESSURE AND WATER SERVICE TO RESIDENTS OF SANTA RITA AND TO PERMIT I MAGA'LAHEN GUÁHAN TO DEFRAY SUCH EXPENSE TO THE GENERAL FUND VIA REVERSION OF ANY UNOBLIGATED OR LEFTOVER FUNDS IN VARIOUS CAPITAL IMPROVEMENT BONDS ."

- V. Remarks:
- VI. Adjournment: