

I Mina Trentai Kuáttro Na Liheslaturan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
277-34 (COR) As amended by the Committee on Environment, Land, Agriculture and Procurement Reform.	Thomas C. Ada	AN ACT TO AUTHORIZE THE DEPARTMENT OF PUBLIC WORKS, GOVERNMENT OF GUAM, TO CONDEMN 205± SQUARE METERS IN FEE SIMPLE OF LOT 10, SUBURBAN, MUNICIPALITY OF INARAJAN; AND TO CONDEMN 777± SQUARE METERS FOR A TEMPORARY CONSTRUCTION EASEMENT OF LOT 10, SUBURBAN, MUNICIPALITY OF INARAJAN, FOR THE ROUTE 4 AJAYAN BRIDGE REPLACEMENT PROJECT.	5/3/18 10:56 a.m.	5/10/18	Committee on Appropriations and Adjudication	7/13/18 2:00 p.m.	7/23/18 12:32 p.m. As amended by the Committee on Environment, Land, Agriculture and Procurement Reform.	Fiscal Note Request 5/10/18 Fiscal Note 5/21/18	EXHIBIT A
				5/11/18	Re-referred : Committee on Environment, Land, Agriculture, and Procurement Reform				
	SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	PUBLIC LAW	DATE SIGNED	NOTES	
8/27/18	AN ACT TO AUTHORIZE THE DEPARTMENT OF PUBLIC WORKS, GOVERNMENT OF GUAM, TO CONDEMN 205± SQUARE METERS IN FEE SIMPLE OF LOT 10, SUBURBAN, MUNICIPALITY OF INARAJAN, GUAM; AND TO CONDEMN 777+ SQUARE METERS FOR A TEMPORARY CONSTRUCTION EASEMENT OF LOT 10, SUBURBAN, MUNICIPALITY OF INARAJAN, FOR THE ROUTE 4 AJAYAN BRIDGE REPLACEMENT PROJECT.	8/28/18	8/28/18 5:16 p.m.	9/8/18	34-118	9/8/18	Received: 9/18/18 Mess and Comm. Doc. No. 34GL-18-2323.		



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor Of Guam.

SEP 18 2018

Honorable Therese M. Terlaje
Acting Speaker
I Mina'trentai Kudttro Na Liheslaturan Gudhan
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Vice Speaker Therese M. Terlaje
34GL-18-2323

SEP 18 2018

Time: *3:04 pm*

Received by: *[Signature]*

Dear Madam Speaker:

Transmitted herewith is Bill No. 277-34 (COR), "AN ACT TO AUTHORIZE THE DEPARTMENT OF PUBLIC WORKS, GOVERNMENT OF GUAM, TO CONDEMN 205± SQUARE METERS IN FEE SIMPLE OF LOT 10, SUBURBAN, MUNICIPALITY OF INARAJAN, GUAM; AND TO CONDEMN 777± SQUARE METERS FOR A TEMPORARY CONSTRUCTION EASEMENT OF LOT 10, SUBURBAN, MUNICIPALITY OF INARAJAN, FOR THE ROUTE 4 AJAYAN BRIDGE REPLACEMENT PROJECT," which was signed on September 8, 2018, as Public Law 34-118.

Senseramente,

EDDIE BAZA CALVO

2018 SEP 18 PM 3:41
[Signature]



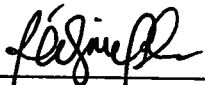
I MINA'TRENTAI KUÁTTRO NA LIHESLATURAN GUÁHAN
2018 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LÁHEN GUÁHAN*

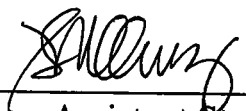
This is to certify that **Bill No. 277-34 (COR)**, "AN ACT TO AUTHORIZE THE DEPARTMENT OF PUBLIC WORKS, GOVERNMENT OF GUAM, TO CONDEMN 205± SQUARE METERS IN FEE SIMPLE OF LOT 10, SUBURBAN, MUNICIPALITY OF *INARAJAN*, GUAM; AND TO CONDEMN 777± SQUARE METERS FOR A TEMPORARY CONSTRUCTION EASEMENT OF LOT 10, SUBURBAN, MUNICIPALITY OF *INARAJAN*, FOR THE ROUTE 4 *AJAYAN* BRIDGE REPLACEMENT PROJECT," was on the 28th day of August 2018, duly and regularly passed.


Benjamin J.F. Cruz
Speaker


Attested:


Régine Biscoe Lee
Legislative Secretary

This Act was received by *I Maga'låhen Guåhan* this 28th day of AUGUST,
2018, at 5:16 o'clock P.M.


Assistant Staff Officer
Maga'låhi's Office

APPROVED:


EDWARD J.B. CALVO
I Maga'låhen Guåhan

Date: SEP 03 2018

Public Law No. 34-118

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

Bill No. 277-34 (COR)

As amended by the Committee on Environment,
Land, Agriculture and Procurement Reform.

Introduced by:

Thomas C. Ada
FRANK B. AGUON, JR.
William M. Castro
B. J.F. Cruz
James V. Espaldon
Fernando Barcinas Esteves
Régine Biscoe Lee
Tommy Morrison
Louise B. Muña
Telena Cruz Nelson
Dennis G. Rodriguez, Jr.
Joe S. San Agustin
Michael F.Q. San Nicolas
Therese M. Terlaje
Mary Camacho Torres

AN ACT TO AUTHORIZE THE DEPARTMENT OF PUBLIC WORKS, GOVERNMENT OF GUAM, TO CONDEMN 205± SQUARE METERS IN FEE SIMPLE OF LOT 10, SUBURBAN, MUNICIPALITY OF INARAJAN, GUAM; AND TO CONDEMN 777± SQUARE METERS FOR A TEMPORARY CONSTRUCTION EASEMENT OF LOT 10, SUBURBAN, MUNICIPALITY OF INARAJAN, FOR THE ROUTE 4 AJAYAN BRIDGE REPLACEMENT PROJECT.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the Department of Public Works (DPW), Government of Guam, has completed
4 the lands acquisition plans for the Route 4 *Ajayan* Bridge Replacement Project (the
5 Project), which is an integral part of the island-wide road improvement plan that is

1 being funded by the Federal Highway Administration (FHWA). There is also a need
2 for a temporary construction easement to access power poles located on said parcel.

3 Title to Lot 10, Suburban, municipality of *Inarajan*, Estate Number 393,
4 containing an area of 72,464± square meters, as described in that Cadastral Map,
5 dated October 12, 1953, filed at the Survey Division, Department of Land
6 Management, Government of Guam, under Sepia No. I-28 (the *Inarajan* Parcel) is
7 in the name of Jesus Reyes Concepcion, Maria Concepcion Lujan, Jose Reyes
8 Concepcion, Dolores Concepcion Tedpahogo, Francisco Concepcion Cruz, Vicente
9 Reyes Concepcion, Ramon Reyes Concepcion ("*Concepcion Children*"), being the
10 heirs or devisees of the Estate of Vicente U. Concepcion, deceased. (See Exhibit A
11 - Guaranteed Claim No. 3794).

12 **Section 2. Authorization for DPW to Condemn a Portion of Lot 10,**
13 **Suburban, Municipality of *Inarajan*, Guam, for the Route 4 *Ajayan* Bridge**
14 **Replacement Project.** The Department of Public Works is hereby authorized to
15 condemn a two hundred five plus or minus (205±) square meter portion of Lot 10,
16 Suburban, municipality of *Inarajan*, Guam. As a condition of this authorization, Lot
17 10, Suburban, municipality of *Inarajan*, Guam, *shall* be used for the Route 4 *Ajayan*
18 Bridge Replacement Project, and subject further to FHWA providing one hundred
19 percent (100%) of the funds needed for the condemnation.

20 **Section 3. Interest Condemned.** The interest taken in Lot 10, Suburban,
21 municipality of *Inarajan*, Guam, is fee simple absolute.

22 **Section 4. Fair Market Value.** Upon information and belief, based on
23 appraisals of the property, the sum of money estimated to be just compensation for
24 the fee simple interest taken in Lot 10, Suburban, municipality of *Inarajan*, Guam,
25 is Two Thousand Dollars (\$2,000.00).

26 **Section 5. Authorization for DPW to Condemn a Portion of Lot 10,**
27 **Suburban, Municipality of *Inarajan*, Guam, for a Temporary Construction**

1 **Easement (TCE).** The Department of Public Works is hereby authorized to
2 condemn a 777± square meter portion of Lot 10, Suburban, municipality of *Inarajan*,
3 Guam, for a temporary construction easement. As a condition to this authorization,
4 Lot 10, Suburban, municipality of *Inarajan*, Guam, *shall* be used for the Route 4
5 *Ajayan* Bridge Replacement Project. The FHWA is solely responsible for providing
6 one hundred percent (100%) of the funds needed for the temporary construction
7 easement.

8 **Section 6. Interest Condemned.** The interest taken in 777± square meters
9 of Lot 10, Suburban, municipality of *Inarajan*, Guam, is a Temporary Construction
10 Easement for the Route 4 *Ajayan* Bridge Replacement Project. The 777± square
11 meters taken for the temporary construction easement will be returned to the original
12 owner, in the previous condition, once the project is completed.

13 **Section 7. Fair Market Value.** Upon information and belief, based on
14 appraisals of the property, the sum of money estimated to be just compensation for
15 the leasehold taking of a temporary construction easement in Lot 10, Suburban,
16 municipality of *Inarajan*, Guam, is Eight Hundred Eighty-five Dollars (\$885.00) per
17 annum. The project is estimated to take one and a half (1.5) years.

18 **Section 8. Severability.** If any provision of this Act or its application to any
19 person or circumstance is found to be invalid or contrary to law, that invalidity *shall*
20 *not* affect other provisions or applications of this Act that can be given effect without
21 the invalid provisions or applications, and to this end the provisions of this Act are
22 severable.

23 **Section 9. Effective Date.** This Act *shall* become effective upon enactment.

