


I MINA'TRENTAI DOS NA LIHESLATURAN GUÁHAN
2013 (FIRST) Regular Session

Bill No. 259-32 (COR)

Introduced by:

V. C. Pangelinan 

AN ACT TO AUTHORIZE *I MAGA'LAHEN GUAHAN* TO EXCHANGE ON A VALUE FOR VALUE BASIS PRIVATELY OWNED PROPERTY LOCATED IN THE MUNICIPALITY OF BARRIGADA UPON CERTIFICATION BY THE DEPARTMNT OF PUBLIC WORKS FOR USE OF A PONDING BASIN FOR FLOOD MITIGATION FOR GOVERNMENT OF GUAM OWNED PROPERTY LOCATED IN THE MUNICIPALITY OF DEDEDO

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Intent. The owners of Lot Number 2264-1-R3, Estate No. 58813, in the Municipality of Barrigada find that their property is a natural collection of water from storms and heavy rains.. They have offered and requested that the government take their property to develop a ponding basin and water runoff collection to ease flooding in the village and in return be given government land in exchange.

I Liheslaturan Guahan hereby intends to allow the exchange of the privately owned lot for government land designated for land exchanges upon the certification by the Director of the Department of Public Works and the Engineering Division within the Department of Public Work that the privately owned lot is required by the government for a ponding basin and flood mitigation.

Section 2. Authorization for Land Exchange. (a) The Director of the Department of Public Works and the Engineering Division within the Department of Public Works *shall* determine and issue a written certification attesting to the

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1 requirement that the privately owned property described in Subsection (b) below is
2 required for flood mitigation and for public use as a ponding basin by the
3 government of Guam.

4 (b) Pursuant to Public Law 22-73, *I Liheslaturan Guahan* hereby authorizes
5 *I Maga'lahaen Guahan* upon the determination and certification as outlined in
6 Subsection (a) above to exchange on a value for value basis privately owned
7 property located in the Municipality of Barrigada described as:

8 Lot Number 2264-1-R3, Municipality of Barrigada, Guam
9 Estate No. 58813, containing an area of \pm 11,322.54
10 square meters, as marked and designated on Map Drawing
11 No. 828T63B, prepared by Juan T. Untalan, RLS No. 6,
12 dated October 1, 1963 and described on Document No.
13 467272, recorded at the Department of Land
14 Management, government of Guam. Certificate of Title
15 Number 91059.

16 with a portion of government of Guam property located in the Municipality of
17 Dededo designated for land exchange pursuant to Public Law 22-18 described as:

18 Lot No. 10120-R16 containing an area of \pm seventy (70)
19 acres.

20 (b) Survey Mapping and Registration. Notwithstanding any other provision
21 of law, the Director of the Department of Land Management shall perform or
22 cause to be performed the necessary survey, mapping, appraisal and registration of
23 the properties to be exchange.

24 **Section 3. Severability.** *If* any provision of this Act or its application to any
25 person or circumstance is held invalid, the invalidity *shall not* affect other
26 provisions or applications of this Act which can be given effect without the invalid
27 provision or application and to this end the provisions of this Act is severable.