

Republic of the Philippines
Province of Davao del Norte
CITY OF TAGUM

BEFORE THE 5TH CITY COUNCIL

EXCERPT FROM THE MINUTES OF THE 28TH REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF TAGUM, PROVINCE OF DAVAO DEL NORTE HELD ON JANUARY 24, 2011 AT THE SP SESSION HALL.

PRESENT:

Hon. ALLAN L. RELLON, MPA,	City Vice Mayor (Presiding Officer)
Hon. DE CARLO L. UY,	Member
Hon. MARIA LINA F. BAURA,	Member
Hon. NICANDRO T. SUAYBAGUIO, JR.,	Member
Hon. ROBERT L. SO,	Member
Hon. JOEDEL T. CAASI,	Member
Hon. OSCAR M. BERMUDEZ,	Member
Hon. TRISTAN ROYCE R. AALA,	Member
Hon. FRANCISCO C. REMITAR,	Member
Hon. ALFREDO R. PAGDILAO,	Member (ABC Representative)
Hon. JACQUELINE GRACE Q. EDULLANTES,	Member (SKF Representative)

ON OFFICIAL BUSINESS:

Hon. ALAN D. ZULUETA,	Member
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SICK LEAVE:

Hon. GETERITO T. GEMENTIZA,	Member
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RESOLUTION NO. 225, s-2011

“A RESOLUTION AUTHORIZING THE CITY MAYOR, HON. REY T. UY, TO SIGN FOR AND IN BEHALF OF THE CITY GOVERNMENT OF TAGUM, THE DEED OF ABSOLUTE SALE OF LOT 13, CCS-11-001123 COVERED AND EMBRACED BY THE ORIGINAL CERTIFICATE OF TITLE NO. P-50357 REGISTERED IN THE NAME OF GELDA ONDAGAN, SITUATED IN BARANGAY SAN AGUSTIN, TAGUM CITY TO BE UTILIZED AS REFORESTATION AND WATERSHED AREA OF THE CITY GOVERNMENT OF TAGUM.”

WHEREAS, the City Government of Tagum desires to purchase a parcel of land with an aggregate area of One Hundred Thirty-Five Thousand One Hundred Seventy-Nine (135,179) square meters more or less to be utilized as planting area of trees in support to the clean and green program of the national government and for other purposes that the City Government may deem necessary;

WHEREAS, Gelda Ondagan in her letter on February 09, 2010 addressed to the Honorable Mayor, signify her intention to sell her property identified as lot 13, Ccs-11-001123 with an area of 3,462 square meters, covered and embraced by Original Certificate of Title No. P-50357 located in Barangay San Agustin, Tagum City;

WHEREAS, one way of supporting the national government's effort of greening the country, the city government sees the urgent need to plant trees to the denuded forest in the rural areas;

WHEREAS, the present administration priority program is geared towards the upliftment and security of the inhabitants of Tagum in pursuance to the vision for progress and prosperity, the City Government is considering the amount of One Hundred Twenty-One Thousand One Hundred Seventy (P121,170.00) Pesos for land acquisition;

WHEREAS, on December 2, 2010, the City Appraisal Committee submitted its appraisal report with the recommendation that the market value for Lot 13, Ccs- 11-001123 with an area of 3,462 square meters, covered and embraced by Original Certificate of Title No. P-51908 is Thirty Five (P35.00) Pesos per square meter or a total of P121,170.00 Pesos;

WHEREAS, funding of this project is already appropriated in the regular budget as certified by the office of the City Budget Officer;

WHEREAS, considering that all the necessary supporting documents are already in placed, it is just proper and appropriate that the purchase of the aforementioned property be now acted favorably with dispatch;

NOW THEREFORE, be it resolved by the Sangguniang Panlungsod of Tagum to authorize the City Mayor, Hon. Rey T. Uy, to sign for and in behalf of the City Government of Tagum the Deed of Absolute Sale of Lot 13, Ccs 11-001123 covered and embraced by original Certificate of Title No. P-50357, registered in the name of Gelda Ondagan, situated in Barangay San Agustin, Tagum City to be utilized as reforestation and watershed area of the City Government of Tagum.

RESOLVED FURTHER, that the full text of the Deed of Absolute Sale shall be read as follows:

DEED OF ABSOLUTE SALE

KNOW ALL MEN BY THESE PRESENTS:

This **DEED**, made and executed in Tagum City, Philippines, by and among:

GELDA ONDAGAN, of legal age, Filipino, married to Emilio Ondagan and a resident of Barangay San Agustin, Tagum City, Davao Del Norte, Philippines, hereinafter known and referred to as the **VENDOR**;

-and-

The **CITY GOVERNMENT OF TAGUM**, a public corporation with office address at Rizal St., Tagum City, Philippines, represented herein by the City Mayor, **HON. REY T. UY**, likewise of legal age, Filipino, married and a resident of Tagum City, hereinafter known and referred to as the **VENDEE**.

WITNESSETH: That

The **VENDOR** is the registered owner of a certain parcel of land situated in Barangay San Agustin, Tagum City, Province of Davao del Norte, Philippines, particularly known as Lot 13, Ccs-11-001123 containing an area of 3,462 square meters and the same is covered and embraced by Original Certificate of Title No. P-50357 and more particularly described as follows:

ORIGINAL CERTIFICATE OF TITLE NO. P-50357 LOT NO. 13, CCS-11-001123

Port. of lots 16706, 16707, 16708, 16709, 16710, 16711, 16712, 16713, 16714 and 16715 all of Cad-276, located in Barangay San Agustin, Tagum City, Province of Davao del Norte. Bounded on the West along line 3-4 by lot 12; on the Northwest along line 4-5 by lot 10; on the East along line 5-1 by lot 14, all of the subd. Plan; on the South along lines 1-2 3 by lot 6109, Cad – 276 N. 35 deg. 56'E., 2,748.95 m. from BLLM No. 54, Cad-276 to corner 1. thence . . .

1-2	S 82 DEG. 21'W.,	47.57 M.
2-3	S 82 DEG. 21'W.,	22.12 M.
3-4	N 12 DEG.30'W.,	44.82 M.
4-5	N.74 DEG. 03'E.,	69.56 M.
5-1	S.12 DEG. 30'E.,	54.89 M.

Containing an area of THREE THOUSAND FOUR HUNDRED SIXTY TWO (3,462) SQUARE METERS, more or less xxx

That the **VENDOR** has offered to sell and the **VENDEE** has agreed to buy the above-described property together with all the improvements found therein.

NOW THEREFORE, for and in consideration of the sum of ONE HUNDRED TWENTY-ONE THOUSAND ONE HUNDRED SEVENTY (P121,170.00) PESOS, Philippine Currency, receipt of which is hereby acknowledged by the **VENDOR**, to her entire satisfaction, by these presents do hereby **SELL, TRANSFER, and CONVEY** in a manner absolutely and irrevocably unto the said **VENDEE** their assignees and successors-in-interest of the above-described parcel of land together with all the improvements from thereon free from all liens and encumbrances.

The **VENDOR** now warrants the peaceful possession of the property by the **VENDEE** or her duly authorized representative.

IN WITNESS WHEREOF, the Parties have hereunto set their hands this ___ day of _____, 2011 at Tagum City, Philippines.

GELDA ONDAGAN

Vendor
CTC No. _____
Issued on _____
Issued at _____
TIN _____

With my marital consent:

EMILIO ONDAGAN

Vendor's Husband

CITY GOVERNMENT OF TAGUM

Vendee

Represented by:

REY T. UY

City Mayor
CTC No. _____
Issued on _____
Issued at _____

-over-

Signed in the presence of:

_____] _____ and _____

ACKNOWLEDGEMENT

Republic of the Philippines)
Province of Davao del Norte)s.s.
CITY OF TAGUM)
X ----- X

BEFORE ME, this ____ day of _____, 2011 at Tagum City, Philippines personally appeared Gelda Ondagan and Hon. REY T. UY with their Community Tax Certificates indicated below their names and signatures, known to me to be the same persons who executed the foregoing instrument and they acknowledged to me that the same is their free and voluntary act and deed.

This instrument consisting of (____) page/s including this page on which this acknowledgment is written, all of which are signed by the parties and their instrumental witnesses on the day and place above-written refers to a Deed of Absolute Sale.

WITNESS MY HAND AND NOTARIAL SEAL at the place and on the date first above-written.

Doc. No. ____;
Page No. ____;
Book No. ____;
Series of 2011.

RESOLVED FURTHERMORE, that copies of this resolution be furnished to all offices concerned for their information and guidance.

CARRIED AND APPROVED.

I HEREBY CERTIFY to the correctness of the foregoing.

REY A. BUHION
Secretary to the Sanggunian

**ATTESTED AND CERTIFIED
TO BE DULY ADOPTED:**

ALLAN L. RELLON, MPA
City Vice Mayor
(Presiding Officer)