

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

BEFORE THE 5TH CITY COUNCIL

EXCERPT FROM THE MINUTES OF THE 37TH REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF TAGUM, PROVINCE OF DAVAO DEL NORTE HELD ON MARCH 28, 2011 AT THE SP SESSION HALL.

PRESENT:

Hon. ALLAN L. RELON, MPA,	City Vice Mayor (Presiding Officer)
Hon. DE CARLO L. UY,	Member
Hon. MARIA LINA F. BAURA,	Member
Hon. ROBERT L. SO,	Member
Hon. JOEDEL T. CAASI,	Member
Hon. OSCAR M. BERMUDEZ,	Member
Hon. ALAN D. ZULUETA,	Member
Hon. GETERITO T. GEMENTIZA,	Member
Hon. TRISTAN ROYCE R. AALA,	Member
Hon. FRANCISCO C. REMITAR,	Member

ON OFFICIAL BUSINESS:

Hon. NICANDRO T. SUAYBAGUIO, JR.,	Member	
Hon. ALFREDO R. PAGDILAO,	Member	(ABC Representative)

ABSENT:

Hon. JACQUELINE GRACE Q. EDULLANTES,	Member	(SKF Representative)
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RESOLUTION NO. 311, s-2011

“A RESOLUTION AUTHORIZING THE CITY MAYOR, HON. REY T. UY, TO SIGN FOR AND IN BEHALF OF THE CITY GOVERNMENT, THE DEED OF SALE OF A PORTION OF LOT REGISTERED IN THE NAME OF PANCRASIA BAER, SITUATED IN BARANGAY NEW BALAMBAN, TAGUM CITY TO BE UTILIZED AS BIRD PARK AND OTHER TOURIST ATTRACTION OF THE LOCAL GOVERNMENT.”

WHEREAS, the City Government of Tagum desires to purchase parcels of land with an aggregate area of Fifty Six Thousand Thirty One (56,031) square meters more or less to be utilized as bird park and other tourist attraction as part of the program of the City Government;

WHEREAS, Pancrasia Baer has offered to sell her property to the City Government identified as Lot 2091 – B – 1, Psd – New, portion of Lot 2091 – B, Csd – 11 – 017762 covered by Original Certificate of Title No. P - 53758 located in Barangay New Balamban;

WHEREAS, in view of the present administration's priority program which 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 **THREE HUNDRED EIGHTY FIVE THOUSAND EIGHT HUNDRED FIVE (P385,805.00) PESOS** for land acquisition;

WHEREAS, on October 25, 2010, the City Appraisal Committee submitted its appraisal report with recommendation that the market value for Lot 2091 – B – 1, Psd – New with an area of 11,023 square meters is at Thirty Five (P35.00) Pesos per square meter;

WHEREAS, funding for this project is already appropriated in the Annual Budget for 2011;

WHEREAS, considering that all the necessary supporting documents are already in place, 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 the Deed of Sale of a portion of lot registered in the name of Pancrasia Baer particularly identified as Lot 2091 – B – 1, Psd-New, portion of Lot 2091 – B, Csd – 11 – 017762 with an aggregate area of Eleven Thousand Twenty Three (11,023) Square Meters situated in Barangay New Balamban, Tagum City.

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

DEED OF SALE OF A PORTION OF LOT

KNOW ALL MEN BY THESE PRESENTS:

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

PANCRASIA BAER of legal age, Filipino, widow and a resident of Barangay New Balamban, Tagum City, Davao del Norte, Philippines hereinafter referred to as the **VENDOR**;

-and-

The **CITY GOVERNMENT OF TAGUM**, a public corporation with office address at Rizal Street, 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

WHEREAS, the **VENDOR** is the registered owner of a parcel of land situated in Barangay New Balamban, Tagum City, Davao del Norte Philippines, particularly known as Lot 2091 – B, Csd – 11 – 017762 containing an area of 11,023 square meters and the same is covered and embraced by Original Certificate of Title No. P-53758.

That the **VENDEE** has offered to buy and the **VENDOR** has agreed to sell portion of the aforesaid property containing a total area of **ELEVEN THOUSAND TWENTY THREE (11023) SQUARE METERS**, more or less, which is more particularly described as follows:

LOT 2091 – B – 1, Psd – New

1 - 2 N. 18 deg. 54 E.,	16.65 m.
2 - 3 N. 77 deg. 14 W.,	7.10 m.
3 - 4 N. 88 deg. 21 W.,	8.24 m.
4 - 5 N. 05 deg. 47 E.,	99.74 m.
5 - 6 S. 86 deg. 03 E.,	96.46 m.
6 - 7 S. 06 deg. 36 W.,	117.81 m.
7 - 1 N 86 deg. 03 W.,	83.28 m.

Containing an area of **ELEVEN THOUSAND TWENTY THREE (11,023) SQUARE METERS**, more or less.....X X X X X X

NOW THEREFORE, for and in consideration of the sum of Three Hundred Eighty Five Thousand Eight Hundred Five (P385,805.00) Pesos, Philippine currency, receipt of which is hereby acknowledged by the **VENDOR**, to her entire satisfaction, by these presented to hereby **SELL, TRANSFER, and CONVEY** in a manner absolutely and irrevocably unto the said **VENDEE** his assignees and successors –in – interest of the above – described property free from all liens and encumbrances.

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

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

PANCRASIA BAER
Vendor

CITY GOVERNMENT OF TAGUM
Vendee

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

Represented by:

REY T. UY
City Mayor

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

Signed in the Presence of:

_____ **and** _____

ACKNOWLEDGEMENT

Republic of the Philippines)
Province of Davao del Norte) s.s.
City of Tagum)
X ----- X

-over-

BEFORE ME, this _____ day of _____, 2011 at Tagum City, personally appeared Pancrasia Baer and Hon. Rey T. Uy with their Community Tax Certificate 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 act and deed.

This instrument consisting of ____ page/s, including this page on which this acknowledgement is written all of which are signed by the parties and their instrumental witnesses on the day and place above – written.

WITNESS MY HAND AND SEAL at the place and the date first above – written.

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

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

CARRIED AND APPROVED.

I HEREBY CERTIFY to the correctness of the foregoing.

(Sgd) **REY A. BUHION**
Secretary to the Sanggunian

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

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