

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

BEFORE THE 4TH CITY COUNCIL

EXCERPT FROM THE MINUTES OF THE 120th REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF TAGUM, PROVINCE OF DAVAO DEL NORTE HELD ON NOVEMBER 23, 2009 AT THE SP SESSION HALL.

PRESENT:

Hon. ALLAN L. RELLON, MPA	City Vice Mayor (Presiding Officer)
Hon. ROBERT L. SO,	Member
Hon. DE CARLO L. UY,	Member
Hon. RAYMOND JOEY D. MILLAN,	Member
Hon. VICENTE C. ELIOT, SR.,	Member
Hon. JOEDEL T. CAASI,	Member
Hon. ALAN D. ZULUETA,	Member
Hon. NICANDRO T. SUAYBAGUIO, JR.,	Member
Hon. FRANCISCO C. REMITAR,	Member
Hon. ALFREDO R. PAGDILAO,	Member (ABC Representative)

ON LEAVE:

Hon. MARIA LINA F. BAURA	Member
Hon. REYNALDO T. SALVE,	Member

ABSENT:

Hon. CYRIL LEONARD L. MURING,	Member (SKF Representative)
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RESOLUTION NO. 963, S-2009

“A RESOLUTION AUTHORIZING THE CITY MAYOR, HON. REY T. UY, TO SIGN AND ACCEPT FOR AND IN BEHALF OF THE CITY GOVERNMENT OF TAGUM, THE EXTRA – JUDICIAL SETTLEMENT OF ESTATE WITH DEED OF DONATION OF ROAD LOT REGISTERED IN THE NAME OF ROSARIO RAFAEL LOCATED AT BARANGAY MAGUGPO SOUTH, TAGUM CITY, DAVAO DEL NORTE.”

WHEREAS, Rosario Rafael Esteban, et al., intends to donate a parcel of land to the City Government of Tagum in order that the same be maintained and sustained and for purposes of future development;

WHEREAS, it is the concern of the City Government of Tagum to accept donations such as open spaces, road lots and community facilities to complete and maintain the development of all facilities for the use of its constituents;

WHEREAS, this august body deems it proper to authorize the City Mayor to sign and accept, in behalf of the City Government of Tagum, the Deed of Donation of Road Lot No. 6, Pcs-11-002754, containing an area of 123 sq. meters;

NOW THEREFORE, be it resolved by the Sangguniang Panlungsod of Tagum to authorize the City Mayor, Hon. Rey T. Uy, to sign and accept for and in behalf of the City Government of Tagum, the Extra – Judicial Settlement of Estate with Deed of Donation of Road Lot registered in the name of Rosario Rafael located at Barangay Magugpo South, Tagum City, Davao del Norte;

RESOLVED FURTHER, that the full text of the Deed of Donation Inter Vivos shall be read as follows:

EXTRA JUDICIAL SETTLEMENT OF ESTATE WITH DEED OF DONATION INTER VIVOS

KNOW ALL MEN BY THESE PRESENTS

EDEN GRACE R. ESTEBAN, single;
ESTRELLITA E. MICAROS, married to Rico B. Micaros, all of legal age, Filipinos and residents of Tagum City, Philippines, hereinafter known and referred to as the **HEIRS – DONORS**;

-and-

CITY GOVERNMENT OF TAGUM, a public corporation with office address at Rizal Street., Tagum City, Philippines, represented in this act by its City Mayor, REY T. UY, who is of legal age, Filipino, married and a resident of Tagum City, hereinafter known and referred to as the **DONEE**.

WITNESSETH

That the **HEIRS – DONORS** are the legitimate and compulsory heirs of the late **PEDRO J. ESTEBAN**, who died on October 10, 2004 at Tagum Doctor's Hospital, Tagum City.

That the said deceased died intestate, without Testament and without leaving any debts whatsoever;

That at the time of his death, he left a real property covered by Transfer Certificate of Title No. T-137382, situated in the Barrio of Magugpo South, City of Tagum, Province of Davao del Norte;

That pursuant to Rule 74, Sec. 1 of the Revised Rules of Court of the Philippines and all being with full capacity to contract, the above-named parties do hereby adjudicate unto themselves the aforesaid property which is particularly described as follows:

TRANSFER CERTIFICATE OF TITLE NO. T – 137382

"A parcel of land (Lot 6, Pcs-11-0022754 (Road), being a portion of Lots 7121-E-3-D, 7121-E-3-E & 7121-3-F, Psd-11-054788), situated in the Barrio of Magugpo, Municipality (now City) of Tagum, Province of Davao (now Davao del Norte, Island of Mindanao. x x x x x

Containing an area of **ONE HUNDRED TWENTY THREE (123) SQUARE METERS**.

That for and in consideration of the improvements to be made by the **DONEE** in the premises needed by the government for Road Right-of-Way purposes and as an act of cooperation, liberality and generosity, the **HEIRS-DONORS**, hereby voluntarily and freely give, transfer and convey unto the said **DONEE**, their executors and administrators, all of the rights, title and interest which the **HEIRS-DONORS** have in the above-described real property together with all the improvements found therein, free from all liens and encumbrances;

That the **HEIRS-DONORS** herein state, for the purpose of giving full effect and validity to this donation, that they have reserved for themselves sufficient property in full ownership or in usufruct, which is necessary and adequate for their support in consonance with their standing in the community;

That the **HEIRS-DONORS** further state, that this donation is not made for the purpose of defrauding their creditors, having reserved for themselves enough and sufficient property to meet their just obligation;

That the **DONEE** hereby receives and accepts this donation made in favor of the City Government of Tagum and expresses appreciation and gratefulness for the generosity and civic-mindedness of the **HEIRS – DONORS**;

That the **HEIRS-DONORS** hereby acknowledge notice of acceptance of this donation by the

CITY GOVERNMENT OF TAGUM
DONEE

Represented by: **REY T. UY**
City Mayor

Signed in the Presence:

Perfecto T. Cagaanan, Sr. and _____

ACKNOWLEDGEMENT

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

BEFORE ME, this ____ day of _____, 2009, at Tagum City, personally appeared the following persons, to wit:

NAME	CTC NO.	PLACE ISSUED	DATE ISSUED
Rosario Rafael	10340075	Tagum City	02-04-08
Noramie E. Aquiatan	04989225	Tagum City	03-10-08
Joebert R. Esteban	_____	_____	_____
Mirasol R. Esteban	_____	_____	_____
Ma. Elizabeth E. Llenes	_____	_____	_____
Eden Grace R. Esteban	12713198	Davao City	01-04-08
Estrellita E. Micaros	_____	_____	_____
Rey T. Uy	_____	_____	_____

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 ____ (__) pages, including the page on which this acknowledgement is written has been signed by the parties and their instrumental witnesses.

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

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

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