

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

BEFORE THE 4TH CITY COUNCIL

EXCERPT FROM THE MINUTES OF THE 142ND REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF TAGUM, PROVINCE OF DAVAO DEL NORTE HELD ON MAY 04, 2010 AT THE SP SESSION HALL.

PRESENT:

Hon. ALLAN L. RELLON, MPA	City Vice Mayor (Presiding Officer)
Hon. MARIA LINA F. BAURA	Member
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. REYNALDO T. SALVE,	Member
Hon. FRANCISCO C. REMITAR,	Member
Hon. ALFREDO R. PAGDILAO,	Member (ABC Representative)

ON OFFICIAL BUSINESS:

Hon. CYRIL LEONARD L. MURING,	Member (SKF Representative)
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RESOLUTION NO. 1113, s-2010

“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 PARCELS OF LAND IDENTIFIED AS LOT 240-C-1, PSD-55132; LOT 9-G, PSD-82879 AND LOT 4, PSD-61752 REGISTERED IN THE NAME OF DAVAO RETIREE CORPORATION, SITUATED AT BARANGAY MAGUGPO EAST, TAGUM CITY FOR DEVELOPMENT PROJECTS OF THE LOCAL GOVERNMENT OF TAGUM.”

WHEREAS, the aforementioned parcels of land were acquired by the City Government on installment basis and were the subject of Deed of Conditional Sale dated February 27, 2009 ratified before Notary Public Roland G. Tumanda denominated as Doc. No. 203; Page No. 41; Book No. 110, series of 2009;

WHEREAS, in Resolution No. 658, series of 2009 passed by this august body on February 16, 2009 the Honorable Mayor Rey T. Uy was authorized to sign for and in behalf of the City Government of Tagum the Deed of Conditional Sale involving Lot Nos. 240-C-1, Psd-55132; Lot 9-G, Psd-82879 and Lot 4, Psd-61752 all registered in the name of Davao Retiree Corporation;

WHEREAS, as stipulated in the Deed of Conditional Sale, the remaining amount of Two Million One Hundred Seventeen Thousand Six Hundred Eighty Pesos (P 2,117,680.00) is due and demandable on the 2nd quarter of 2010, subject however to deductions mentioned in paragraph 3 (2) of the said contract of which the Deed of Absolute Sale shall be executed by both parties;

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 Absolute Sale of parcels of land registered in the name of Davao Retiree Corporation particularly identified as Lot Nos. 240-C-1, Psd-55132; Lot 9-G, Psd-82879 and Lot 4, Psd-61752 embraced by Transfer Certificates of Title No. T-159507; T-164356 and T-16178 respectively with an aggregate area of Fourteen Thousand Seven Hundred Six (14,706) square meters, more or less, all situated in Barangay Magugpo East, Tagum City in the amount of Four Million One Hundred Seventeen Thousand Six Hundred Eighty Pesos (P 4,117,680.00);

RESOLVE FURTHER, that the full text of the Deed of Absolute Sale shall 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:

DAVAO RETIREE CORPORATION, a corporation, created and existing under the laws of the Republic of the Philippines with its office address located at Purok Pine Tree, Mirafuentes District, Magugpo North, Davao del Norte, Philippines, represented herein by **MR. JAMES P. DUMAGAN, SR.** by virtue of Board Resolution No. 8, s-2006, hereinafter 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 parcels of land situated in Barangay Magugpo East, Tagum City, Davao del Norte, Philippines and embraced by Transfer Certificates of Title nos. T-159507; T-164356 and T-161788 and more particularly described as follows:

TRANSFER CERTIFICATE OF TITLE NO.
T-159507
LOT 240-C-1

A parcel of land (Lot 240-C01 of the subdivision plan (LRC) Psd-55132, being a portion of Lot 420-C, (LRC) Psd-50374, LRC (record No. H. Pat.), situated in the Barrio of Magugpo, Municipality of Tagum, Province of Davao, Island of Mindanao. Bounded on the SE., point 2 to 6, by Lot 384, Tagum Cadastre; on the SW., NW., and NE., points 6 to 8, 8 to 1, by Lot 240-C-3 of the subdivision plan; and on the E., points 1 to 2, by Hijo River. Beginning at a point marked "1" on plan being N., 87 deg. 17'E., 905.74 m. from BLLM 51, Tagum cadastre,
t h e n c e

S. 24 deg. 52'W.,	16.55 m. to point 2;
S. 87 deg. 17'W.,	6.11 m. to point 3;
N.69 deg. 41'W.,	22.98 m. to point 4;
N.89 deg. 09'W.,	79.08 m. to point 5;
S. 24 deg. 12'W.,	28.00 m. to point 6;
N.45 deg. 36'W.,	65.22 m. to point 7;
N.32 deg. 15'E.,	94.97 m. to point 8;
S.52 deg. 06'E.,	153.42 m. to point of Beginning.

Containing an area of **TEN THOUSAND (10,000) SQUARE METERS**, more or less. Xxx

TRANSFER CERTIFICATE OF TITLE NO.
T-164356
LOT 9-G

A parcel of land (Lot 9-G of the subdivision plan (LRC) Psd-82979, being a portion of Lot 9, (LRC) Psd-61752, LRC (record No. H. Pat.), situated in the Barrio of Magugpo, Municipality of Tagum, Province of Davao, Island of Mindanao. Bounded on the NE., point 2 to 3, by Lot 385, Tagum Cadastre; on the SE., to 4 by lot 9-H, of the subdivision

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plan; and on the ., and SW., points 4 to 1, by Lot 240-C-1, (LRC) Psd-55132; and on the NW., points 1 to 2, by Lot 9-F, on the subdivision plan. Beginning at a point marked "1" on plan being N., 84 deg. 01'E., 850.62 m. from BLLM 51, Tagum cadastre, t h e n c e

- N.34 deg. 46'E., 147.48 m. to point 2;
- S. 40 deg. 33'E., 27.76 m. to point 3;
- S. 32 deg. 44'W., 142.28 m. to point 4;
- N.52 deg. 06'W., 31.95 m. to point of Beginning.

Containing an area of **FOUR THOUSAND TWO HUNDRED FORTY FOUR (4,244) SQUARE METERS**, more or less. Xxx

TRANSFER CERTIFICATE OF TITLE NO.
T-161788
LOT 4

A parcel of land (Lot 4 of the subdivision plan (LRC) Psd-61752, being a portion of Lot 240-C-3, (LRC) Psd-55132, LRC (record No. H. Pat.), situated in the Barrio of Magugpo, Municipality of Tagum, Province of Davao, Island of Mindanao. Bounded on the NE., point 2 to 3, by Lot 5 of the subdivision plan; on the SE., points 3 to 4 by lot 240-C-1, (LRC) Psd-55132, on the SW., points 4 to 1, by Lot 10, and on the NW., points 1 to 2 by Lot 3, both of the subdivision plan. Beginning at a point marked "1" on plan being N., 84 deg. 54'E., 727.60 m. from BLLM 51, Tagum cadastre, t h e n c e

- N.32 deg. 50'E., 41.73 m. to point 2;
- S. 36 deg. 33'E., 11.02 m. to point 3;
- S. 32 deg. 15'W., 42.00 m. to point 4;
- N.45 deg. 28'W., 11.50 m. to point of Beginning.

Containing an area of **FOUR HUNDRED SIXTY TWO (462) SQUARE METERS**, more or less. Xxx

That the VENDOR has offered to sell and the VENDEE has agreed to buy the above-described properties containing an aggregate area of FOURTEEN THOUSAND SEVEN HUNDRED SIX (14,706) square meters together with all the improvements found thereon in the amount of FOUR MILLION ONE HUNDRED SEVENTEEN THOUSAND SIX HUNDRED EIGHTY (P 4,117,680,.00) PESOS, Philippine currency, subject to the terms and conditions herein stipulated below.

1. That payment of Capital Gains Tax, Transfer Fee, Documentary Stamps, Real Property Tax and notarization of documents shall be shouldered by the VENDOR.

The VENDOR now warrants the peaceful possession of the aforementioned properties by the VENDEE free from all liens and encumbrances.

IN WITNESS WHEREOF, the parties have hereunto set their hands this ____ day of _____, 2010 at Tagum City, Philippines.

DAVAO RETIREE CORPORATION
Vendor

CITY GOVERNMENT OF TAGUM
Vendee

Represented by:

Represented by:

JAMES P. DUMAGAN, SR.
CTC No. _____
Issued on _____
Issued at _____
TIN _____

HON. REY T. UY
CTC No. _____
Issued on _____
Issued at _____
TIN _____

Signed in the presence of:

_____ and _____

ACKNOWLEDGMENT

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

BEFORE ME, this ____ day of _____, 2010, at Tagum City, personally appeared James P. Dumagan, Sr., 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 three (3) pages, 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 on the date first above-written.

Doc. No. _____;

Page No. _____;

Book No. _____;

Series of 2010.

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)