

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

**BEFORE THE 5<sup>TH</sup> CITY COUNCIL**

**EXCERPT FROM THE MINUTES OF THE 3<sup>rd</sup> REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF TAGUM, PROVINCE OF DAVAO DEL NORTE HELD ON JULY 26, 2010 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. JOEDEL T. CAASI,	Member
Hon. OSCAR M. BERMUDEZ,	Member
Hon. GETERITO T. GEMENTIZA,	Member
Hon. TRISTAN ROYCE R. AALA,	Member
Hon. FRANCISCO C. REMITAR,	Member
Hon. ALFREDO R. PAGDILAO,	Member (ABC Representative)

**ON OFFICIAL BUSINESS:**

Hon. ALAN D. ZULUETA,	Member
Hon. CYRIL LEONARD L. MURING,	Member (SKF Representative)

**ON LEAVE:**

Hon. ROBERT L. SO,	Member
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**RESOLUTION NO. 32, S-2010**

**“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 DEED OF DONATION OF PARCEL OF LAND REGISTERED IN THE NAME OF ORVILLE HOMEOWNERS ASSOCIATION INCORPORATED LOCATED AT BARANGAY MAGUGPO SOUTH, TAGUM CITY, DAVAO DEL NORTE PROVINCE TO BE UTILIZED AS SITE FOR BASKETBALL COURT, PARKS AND PLAYGROUND, DAY CARE AND PUROK CENTER.”**

**WHEREAS**, Orville Homeowners Association intends to donate portion of lot for Basketball Court, Parks and Playground, Day Care and Purok Center to the City Government of Tagum in order that the same be maintained and sustained for purposes of future development;

**WHEREAS**, it is the concern of the City Government of Tagum to accept donations such as open spaces 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 Orville Homeowners Association;

**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 Deed of Donation of parcel of land registered in the name of Orville Homeowners Association located at Barangay Magugpo South, Tagum City, Davao del Norte Province to be utilized as site for Basketball Court, Parks, and Playground, Day Care Center and Purok Center;

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

**DEED OF DONATION INTER VIVOS**

KNOW ALL MEN BY THESE PRESENTS:

THIS DEED made and executed in Tagum City, Philippines, by and between:

ORVILLE HOMEOWNERS ASSOCIATION, INC., represented in this act, through Resolution No. 10, Series of 2006 by Ananias A. Brobo, President of the Association, of legal age, Filipino and a resident of Tagum City, Philippines hereinafter known and referred to as the DONOR;

-and-

CITY GOVERNMENT OF TAGUM, a public corporation with office address at Rizal St., 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.

-over-

**WITNESSETH**

That the DONOR is the registered owner of a parcel of land situated in the barrio of Magugpo, City of Tagum, Province of Davao del Norte, Island of Mindanao, Philippines, and particularly described as follows:

**TRANSFER CERTIFICATE OF TITLE NO. T-199896**

A parcel of land (Lot 721- B-2-A of the subdivision plan ( LRC ) , Psd-147862, being a portion of Lot 721 B-2 , Psd-48958 LRC Record No. H Pat V-6745 , situated in Barrio of Magugpo , Municipality ( now city ) of Tagum Province of Davao ( now Davao del Norte ) Island of Mindanao bounded on the North Points 6 to 7 by lot 721-B-2-B of the subdivision plan on the E points 7 to 1 by lot 715 on the SE points 1 to 2 by lot 2778 on the W points 2 to 4 by lot 724 all of Tagum Cadastre on the N and SW points 4 to 6 by lot 721-A psd – 48020 beginning at the point marked “1” on plan being S 45 deg. 48'E, 309.91 m. from BLLM no. 289, Tagum Cadastre, hence . . . x x x x x

Containing an area of Thirty Five Thousand Two Hundred Two (35,202) Square meters, more or less.

That the DONOR offered to donate portion of the above-described property in favor of the City Government of Tagum, which portion is more particularly described as follows:

a.) Advance Technical Description Basketball Court

S 82 deg 49 W 11.99 m to point 2;  
N 07 deg 13 E 30.28 m to point 3;  
S 82 deg 24 E 4.76 m to point 4;  
S 83 deg 24 E 7.25 m to point 5;  
S 07 deg 13 W 30.28 m to point of beginning

Containing an area of Three Hundred Sixty Three (363) Sq. M.

b.) Advance Technical Description - Park

N 85 deg 07 W 11.15 m. to point 2;  
N 00 deg 47 E 3.50 m. to point 3;  
N 06 deg 01 E 5.91 m. to point 4;  
N 85 deg 03 E 11.48 m. to point 5;  
N 06 deg 03 W 9.39 m. to point of beginning

Containing an area of One Hundred Seven (107) Sq. M.

c. Advance Technical Description – Daycare Center Site

S 82 deg. 49 E 11.29 m. to point 2;  
S 82 deg. 47 E 1.50 m. to point 3;  
S 81 deg. 59 E 11.40 m. to point 4;  
S 85 deg. 03 E 10.42 m. to point 5;  
S 82 deg. 52 E 7.65 m. to point 6;  
S 87 deg. 28 E 2.03 m. to point 7;  
N 13 deg. 51 W 6.35 m. to point of beginning;

Containing an area of Ninety Seven ( 97 ) Sq. M. more or less

S 05 deg 22 W 07.79 m. to point 2  
N 82 deg 44 W 01.50 m. to point 3  
N 83 deg 05 W 07.76 m to point 4  
N 06 deg 26 E 07.76 m. to point 5  
S 83 deg. 15 E 08.59 m. to point of beginning

Containing an area of sixty Seven ( 67 ) Sq. M. more or less

That for and in consideration of the improvements to be made by the DONEE in the premises needed by the government for Basketball Court, Park and Playground Day Care Center Site and Purok Center Site , and, as an act of cooperation, liberality and generosity, the DONOR, hereby voluntarily and freely gives, transfers and conveys unto the said DONEE, his executors and administrators, all of the rights, title and interest which the DONOR has in the above-described real property together with all the improvements found therein, free from all liens and encumbrances;

That the DONOR herein states, for the purpose of giving full effect and validity to this donation, that he has reserved for himself sufficient property, in full ownership or in usufruct, which is necessary and adequate for his support in consonance with his standing in the community;

**RESOLUTION NO. 32, s-2010**, cont'd:

That the DONOR further states, that this donation is not made for the purpose of defrauding his creditors, having reserved for himself enough and sufficient property to meet his just obligation;

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

That the DONOR hereby acknowledges notice of acceptance of this donation by the DONEE.

IN WITNESS WHEREOF, the DONOR and the DONEE have hereunto affixed their signatures this \_\_\_\_ day of \_\_\_\_\_ Tagum City, Philippines.

**ORVILLE HOMEOWNERS ASSOCIATION, INC.**  
DONOR

**CITY GOVERNMENT OF TAGUM**  
DONEE

Represented by :

Represented by:

**ANANIAS A. BROBO**  
President

**REY T. UY**  
City Mayor

Signed in the presence:

\_\_\_\_\_ and \_\_\_\_\_

**ACKNOWLEDGEMENT**

REPUBLIC OF THE PHILIPPINES )  
PROVINCE OF DAVAO DEL NORTE )  
CITY OF TAGUM .....)  
X-----X

**BEFORE ME**, this \_\_\_\_ day of \_\_\_\_\_, 2010, at Tagum City, personally appeared the following persons to wit:

NAME	CTC NO.	PLACE ISSUED	DATE ISSUED
ANANIAS A. BROBO	_____	_____	_____
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  
(Presiding Officer)