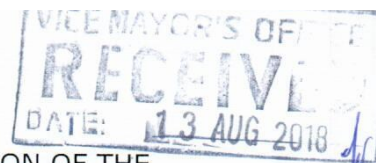


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
FOURTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,
ORMOC CITY HALL BUILDING
ON AUGUST 09, 2018

PRESENT:

Leo Carmelo L. Locsin, Jr.	City Vice Mayor & Presiding Officer
Vincent L. Rama,	SP Member, Majority Floor Leader
Tomas R. Serafica,	SP Member, Asst. Majority Floor Leader
Benjamin S. Pongos, Jr.,	SP Member
Eusebio Gerardo S. Penserga,	SP Member
Gregorio G. Yrastorza III,	SP Member
Nolito M. Quilang,	SP Member
John Eulalio Nepomuceno O. Aparis II,	SP Member
	Minority Floor Leader
Lea Doris C. Villar,	SP Member, Asst. Minority Floor Leader
Esteban V. Laurente,	Ex-Officio SP Member, Chapter President,
	Liga ng mga Barangay ng Ormoc
Jasper C. Yerro,	Ex-Officio SP Member, Chapter President,
	Panlungsod Pederasyon ng mga Sangguniang Kabataan ng Ormoc

ON LEAVE:

Mario M. Rodriguez,	SP Member, Presiding Officer "Pro-Tempore"
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RESOLUTION NO. 2018-200

A RESOLUTION GRANTING AUTHORITY TO THE CITY MAYOR RICHARD I. GOMEZ OR THE ACTING CITY MAYOR, FOR AND ON BEHALF OF LOCAL GOVERNMENT UNIT OF ORMOC CITY (LGU-ORMOC), AS DONEE, TO ACCEPT AND SIGN THE DEED OF DONATION WITH FRANCISCO R. SERAFICA, JR., AS DONOR, OVER A PORTION OF A PARCEL OF LAND LOCATED AT BARANGAY VALENCIA, THIS CITY EQUIVALENT TO AN AREA OF TWO THOUSAND EIGHT HUNDRED FIFTY-FIVE (2,855) SQUARE METERS.

WHEREAS, an Indorsement was forwarded to this august Body from the Office of the City Mayor dated July 30, 2018, requesting this august Body for the issuance of a Resolution granting authority to the City Mayor to accept and sign the attached DEED OF DONATION executed by Francisco R. Serafica, Jr., as Donor, in favor of the Local Government Unit of Ormoc City (LGU-Ormoc), as Donee, copies of the final Deed of Donation (Deed) and its annex are hereto attached as Annex "A" and made an integral part hereof;

WHEREAS, in an Indorsement dated July 25, 2018, the City Legal Officer respectfully forwarded to the Office of the City Mayor, the draft Deed by Francisco Serafica, Jr. in favor of LGU-Ormoc, further requesting that appropriate and immediate communication be made to the SP requesting the latter for authority of the Mayor to sign and accept the Deed of Donation, a copy of the said Indorsement is hereto attached as Annex "B" and made an integral part hereof;

WHEREAS, the Donor is the absolute owner of a parcel of land situated in Brgy. Valencia, Ormoc City more particularly described as follows:

"A parcel of land, Lot No. 8403-B of the subdivision plan Psd-37062, being a portion of Lot 8403, Ormoc Cadastre. Situated in Brgy. Valencia, Ormoc City, containing an area of THIRTY FOUR THOUSAND AND THIRTY FOUR (34,034) SQUARE METERS and covered by Transfer Certificate of Title No. 22143, of the Registry of Deeds of Ormoc City;"

WHEREAS, Mr. Francisco R. Serafica, for and in consideration of pure liberality, executed a Deed in favor of LGU-Ormoc, presents, transfers and conveys, unto LGU-Ormoc, a portion of afore-described parcel of land equivalent to an area of TWO THOUSAND EIGHT HUNDRED FIFTY-FIVE (2,855) SQUARE METERS which will be used by the latter for a public road, which portion is designated as Lot 8403-B-2 on a lot sketch plan attached to a copy of the Deed, a copy of the Transfer Certificate of Title are hereto attached as Annex "C" and made an integral part hereof;

WHEREAS, this august Body believes that said donation is done in good faith, is extremely beneficial to the Barangay, in particular, and to the City, in general, for the aforementioned donation purpose, and not made for the purpose of defrauding the Donor's creditors, having reserved for himself enough and sufficient property to meet his obligations;

WHEREAS, the said donated property shall be considered as forming part of City properties for public use pursuant to the applicable provisions of the Civil Code;

WHEREAS, this Sanggunian, after thorough examination of the aforementioned request by the City Mayor finds that it is to the best interest of the City and advantageous to the same, and further deems it proper and meritorious to authorize the City Mayor to sign the Deed of Donation and accept the said property for future use located at Barangay Valencia, this City;

WHEREFORE, on motion of SP Member Benjamin S. Pongos, Jr. Chairman, Committee Laws and Ordinances, severally seconded by SP Members Eusebio Gerardo S. Penserga, Gregorio G. Yrastorza III, John Eulalio Nepomuceno O. Aparis II, Lea Doris C. Villar, Esteban V. Laurente and Jasper C. Yerro; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a RESOLUTION GRANTING AUTHORITY TO THE CITY MAYOR RICHARD I. GOMEZ OR THE ACTING MAYOR, FOR AND ON BEHALF OF LOCAL GOVERNMENT UNIT OF ORMOC CITY (LGU-ORMOC), AS DONEE, TO ACCEPT AND SIGN THE DEED OF DONATION WITH FRANCISCO R. SERAFICA, JR., AS DONOR, OVER A PORTION OF A PARCEL OF LAND LOCATED AT BARANGAY VALENCIA, THIS CITY EQUIVALENT TO AN AREA OF TWO THOUSAND EIGHT HUNDRED FIFTY-FIVE (2,855) SQUARE METERS;

ADOPTED, August 09, 2018.

RESOLVED, FURTHER, that a copy of the final notarized Deed of Donation be submitted to this Sanggunian for its information and files;

RESOLVED, FINALLY, to furnish copies of this resolution each to the City Mayor of Ormoc Richard I. Gomez, the City Administrator, Mr. Vincent L. Emnas; the City Legal Officer, Atty. Jasper M. Lucero; the Register of Deeds, Ormoc City; the City Assessor; Mr. Francisco R. Serafica, Jr.; the OIC-City Director, DILG; and other concerned offices for their information and guidance.

CARRIED by SP Members present with one (1) Inhibition registered by SP Member Tomas R. Serafica.

I HEREBY CERTIFY to the correctness of the foregoing resolution.


MARIA ANTONIETA G. CO HAT
(OIC - SP Secretary)
Supervising Administrative Officer

ATTESTED:


LEO CARMELO L. LOCSIN, JR.
City Vice Mayor & Presiding Officer



Republic of the Philippines
OFFICE OF THE CITY LEGAL OFFICER
Ormoc City, Leyte

OFFICE OF THE CITY MAYOR	
RECEIVED	
DATE:	7-25-18
TIME:	2:55
SIGNATURE:	

25 July 2018

INDORSEMENT

Respectfully forwarded to the Office of the City Mayor the draft Deed of Donation by Francisco Serafica Jr., in favor of the Local Government Unit of Ormoc City as represented by the City Mayor Richard I. Gomez.

The undersigned requests that appropriate and immediate communication be made by the CMO to the SP requesting the latter for authority of the Mayor to accept the draft Deed of Danation.

For the consideration of the Office of the City Mayor.

ATTY. JASPER M. LUCERO
City Legal Officer

CORNELIA P. MAGLASANG
ADMINISTRATIVE AIDE I

DEED OF DONATION

KNOWN ALL MEN BY THESE PRESENTS:

This **DEED OF DONATION** made and executed by and among **FRANCISCO R. SERAFICA, JR.**, Filipino, of legal age, married and resident of Ormoc City, hereinafter referred as the **DONOR**; in favor of the **LGU-ORMOC CITY**, a municipal corporation created under the laws of the Philippines, represented by the City Mayor **HON. RICHARD I. GOMEZ, M.B.A.**, Filipino, of legal age, married, and resident of Ormoc City, hereinafter called the **DONEE**.

WITNESSETH:

THAT, the Donor hereto is the absolute owner of a parcel of land situated in Brgy. Valencia, Ormoc City, more particularly described as follows, to wit:

"A parcel of land Lot No. 8403-B of the subdivision plan Psd-37062, being a portion of Lot 8403, Ormoc Cadastre, situated in Brgy. Valencia, Ormoc City, containing an area of THIRTY FOUR THOUSAND AND THIRTY FOUR (34, 034) SQ., M. and covered by Transfer Certificate of Title No. 22143, of the Registry of Deeds of Ormoc City."

That for and in consideration of pure liberality, the said **DONOR** by these presents transfers and convey, by way of **DONATION**, unto the said **DONEE**, **A PORTION OF TWO THOUSAND EIGHT HUNDRED FIFTY FIVE (2, 855) SQ. M.** on the aforesaid parcel of land which will be used by the latter for public road, which portion is designated as **Lot 8403-B-2**, as shown on the sketch plan, hereto attached and made part hereof as annex.

That the **DONOR** has reserved so much of his property enough for his needs through-out his life.

That with the authority of the Sangguniang Panlungsod of Ormoc City, the **DONEE** hereby receives and accepts this gift and donation made by the **DONOR** and hereby expressed his appreciation and gratefulness for the kindness and generosity of the **DONOR**.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hand this _____, Ormoc City, Philippines.


FRANCISCO R. SERAFICA, JR.

Donor

LGU-ORMOC CITY

Donee

By:

With my marital consent:

JACQUELINE T. SERAFICA
Wife of Donor

HON. RICHARD I. GOMEZ, M.B.A.
City Mayor

Signed in the presence of and parties personally known to the witnesses:

BEFORE ME, this _____, Ormoc City, Philippines,
personally appeared the above named persons with their competent
identifications to wit:

Francisco Serafica Jr.
Richard I. Gomez, M.B.A.

known to me to be the same persons who executed the foregoing
instrument, and they acknowledged to me that the same are their free
act and deed.

This instrument consisting of two pages, including the page on
which this acknowledgement is written, has been signed by the parties
and their witnesses on the left margin and in each and every page hereof
and sealed with my notarial seal.

IN WITNESS WHEREOF, I hereunto set my hand, the day, year
and place above written.

Doc. No.
Page No.
Book No.
Series of 2018

Francisco Serafica Jr.

REGISTRY OF DEEDS FOR THE

No. 22143-

State the civil status, name of spouse if married, age if a minor, citizenship and residence of the registered owner. If the owner is a married woman, state also the citizenship of her husband. If the land is registered in the name of the owner as partnership, state the citizenship of both spouses.

It is hereby certified that this is a true electronic copy of the document on file in **Registry of Deeds of Ormoc City**, which consists of 5 page(s). This is a system generated Certified True Copy, and does not require a manually-affixed signature. Issued at **Registry of Deeds of Ormoc City**. Requested By: **H. SERAFICA**

Ref. No. : 2017002902
Date : 07/04/2017
Time : 09:58:09 AM

OR No. : 1013188062
OR Date : Jul 4 2017
Amt. Paid : 311.54

(When necessary use this page for the continuation of the technical description)

Entry No.

AETULO F. SUAREZ
Register of Deeds

(SGD.) GIL V. BARRIO, Reg. of Deeds

(SGT.) JILL V. MARSHALL, Rep. of Deaths

ARTURO F. SUAREZ
Register of Deeds

RECEIVED
JAN 10 1964

VERY NO.

MORTGAGE IN FAVOR OF DNB IN THE WHOLE AMOUNT OF PHILIPPINE PESO -

Two million five hundred seventy nine thousand only
3579000

DO NOT SECURE ANY AML

(Memorandum of Understanding continued on Page 100-11)

(Technical Description continued on Additional Sheet 1 Page 2)

[illegible]

18. 10. 1941. 11. 1941

[illegible]

Register of Deaths

Page 2 of 5

(Continuation of the Memorandum of Encumbrances from Page -A)

Entry No. 81877- Part 402 Of Lease-To Case of P.D. Ventilation Enterprises, Inc.:
 The mortgage inscribed herein is subject to a contract of
 lease No. 14 of Case (1) strip lease, effective in/on 1971 - 1993, inscribed
 at Vol. 56, Page 12, and Book No. CLVII, Series of 1996 of Notary Public of Ormoc City,
 Republic of the Philippines.

Date of instrument - - - January 12, 1996

Date of inscription - - - August 29, 1996

ARTURO P. SUAREZ
 Register of Deeds

Entry No. 105311- Cancellation of Mortgage: Conditions; The mortgage inscribed
 therein as Entry No. 81877 is hereby cancelled. Other conditions set forth in Doc.
 No. 56; Page No. 12; Book No. CLVII; Series of 1996 of Notary Public of Ormoc City,
 Republic of the Philippines.

Date of instrument - - - July 12, 1996

Date of inscription - - - July 29, 1996

ARTURO P. SUAREZ
 Register of Deeds

(Continued on Page -C) Register of Deeds

It is hereby certified that this is a true electronic copy of the document on file in Registry of Deeds of Ormoc City, which consists of 5 page(s). This is a system generated Certified True Copy, and does not require a manually-affixed signature. Issued at Registry of Deeds of Ormoc City. Requested By: H. SERAFICA

Ref. No. : 2017002902 OR No. : 1013188062
 Date : 07/04/2017 OR Date : Jul 4 2017
 Time : 09:58:09 AM Amt. Paid : 311.54

(Continuation of the Memorandum of Encumbrances from Page -B)

DEMO COPY

(Continued on Additional Sheet Page
Registry of Deeds

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