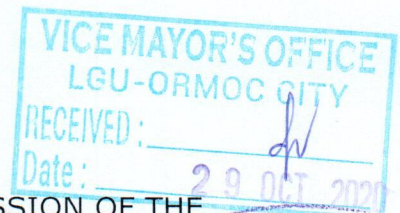
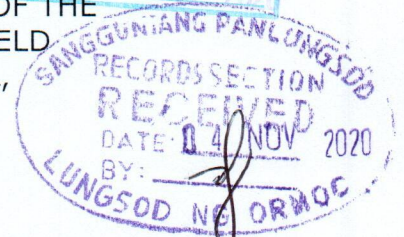


REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE  
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD  
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,  
ORMOC CITY HALL BUILDING  
ON OCTOBER 27, 2020



PRESENT:

Leo Carmelo L. Locsin, Jr.  
Benjamin S. Pongos, Jr.,  
Roiland H. Villasencio,  
Tomas R. Serafica,  
Nolito M. Quilang,  
Eusebio Gerardo S. Penserga,  
Jasper M. Lucero,  
Peter M. Rodriguez,  
Gregorio G. Yrastorza III,  
Lalaine A. Marcos,  
Esteban V. Laurente,

City Vice Mayor & Presiding Officer  
SP Member

SP Member, Majority Floor Leader  
SP Member

SP Member Asst. Majority Floor Leader  
SP Member

SP Member

SP Member

SP Member

SP Member

Ex-Officio SP Member, Chapter President,  
Liga ng mga Barangay ng Ormoc

Joan Marbie C. Simbajon,

Ex-Officio SP Member, Chapter President,  
Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

ON LEAVE:

Vincent L. Rama,

SP Member

**RESOLUTION NO. 2020-335**

**A RESOLUTION GRANTING AUTHORITY TO THE CITY  
MAYOR RICHARD I. GOMEZ/OIC MAYOR/ACTING  
MAYOR TO ACCEPT AND SIGN THE DEED OF  
DONATION TO BE MADE AND EXECUTED BY AND  
BETWEEN ATTY. ROY BERNARD C. FIEL, HEREIN  
REFERRED TO AS DONOR, IN FAVOR OF THE CITY  
GOVERNMENT OF ORMOC, HEREIN REFERRED TO AS  
DONEE, FOR A PARCEL OF LAND SITUATED AT  
BARANGAY BAGONG BUHAY, THIS CITY, FOR ROAD  
LOT PURPOSES.**

WHEREAS, the Fifteenth Sangguniang Panlungsod ng Ormoc was in receipt of a letter on its 3<sup>rd</sup> Endorsement from the Office of the City Mayor dated 6 October 2020, requesting for the passage of a resolution granting the City Mayor or his representative the authority to accept and sign the attached Deed of Donation (Deed for brevity), to be made and executed by and between Atty. Roy Bernard C. Fiel, herein referred to as "DONOR" and the Local Government Unit of Ormoc, herein referred to as the "DONEE," over a parcel of land situated at the abovementioned barangay;

WHEREAS, the DONOR, is the owner of a certain real property with improvements thereon, identified as Lot No. 5, containing an area of ONE THOUSAND SEVEN HUNDRED ELEVEN (1,711) SQUARE METERS and covered by Transfer Certificate of Title No. 44130 (TCT for brevity) of the Land Registry of Ormoc, a photocopy of the TCT is hereto attached as Annex "A" and made an integral part hereof;



WHEREAS, the attached Deed clearly encapsulates that as an act of liberality, magnanimity and generosity of the DONOR, considering that he recognizes and supports the noble tasks, duties and functions of the DONEE in promoting the welfare of the community, the former voluntarily and freely transfers and conveys absolutely unto the DONEE, its successors and assigns, all of his rights, title, participation and interests over the above-described real property, a copy of the Deed is hereto attached as Annex "B" and made an integral part hereof;

WHEREAS, the DONEE accepts the donation of the above-described parcel of land and the improvements thereon and expresses its gratitude and appreciation for the support, kindness and liberality of the DONOR;

WHEREAS, as per Item 1, Section 17.1 of BIR Revenue Regulation No. 12-2018, gifts made to or for the use of the National Government or any entity created by any of its agencies which is not conducted for profit, or to any political subdivision of the said government are exempted from donor's tax;

WHEREAS, in a letter dated 16 September 2020, from the City Planning and Development Officer, it stated therein that the subject lot intended for donation is suitable for a two-lane road and will link or connect to an existing road at Puraville Subdivision and Brgy. Bagong Buhay and further recommends for the acceptance of the said donation, a copy of the said letter is hereto attached as Annex "C" and made an integral part hereof;

WHEREAS, in a communication dated 28 September 2020 from the City Legal Office, it stated therein that it finds nothing objectionable to the attached Deed, a copy of the said communication is hereto attached as Annex "D" and made an integral part hereof;

WHEREAS, this august Body believes that said donation is done in good faith, of great help to the City and not made for purposes of defrauding DONORS' creditors, having reserved for himself enough and sufficient property to meet his obligations;

WHEREAS, the said donated properties shall be considered as forming part of the City's 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 for the best interest of the City and its inhabitants and likewise advantageous to the same therefore meriting this august Body's full support and favorable action;

NOW THEREFORE, on joint motion of SP Member Roiland H. Villasencio, Chairman, Committee on Public Properties and SP Member Benjamin S. Pongos, Jr., Chairman, Committee on Laws and Ordinances, severally seconded by SP Members Nolito M. Quilang, Esteban V. Laurente and Peter M. Rodriguez; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass A RESOLUTION GRANTING AUTHORITY TO THE CITY MAYOR RICHARD I. GOMEZ/OIC MAYOR/ACTING MAYOR TO ACCEPT AND SIGN THE DEED OF DONATION TO BE MADE AND EXECUTED BY AND BETWEEN ATTY. ROY BERNARD C. FIEL, HEREIN REFERRED TO AS DONOR, IN FAVOR OF THE CITY GOVERNMENT OF ORMOC, HEREIN REFERRED TO AS DONEE, FOR A PARCEL OF LAND SITUATED AT BARANGAY BAGONG BUHAY, THIS CITY, FOR ROAD LOT PURPOSES;

ADOPTED, October 27, 2020.



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

RESOLVED FURTHER, that copies of this resolution be furnished each to the City Mayor; the City Administrator; the City Legal Officer; the City General Services Office; CPDO; the City Assessor; the City Treasurer; the Donor, Atty. Roy Bernard C. Fiel; the City Local Government Operations Officer, DILG; and all other offices concerned for their information and guidance.

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the above resolution.

  
MARIA ANTONIETA G. CO HAT  
Secretary to the  
Sangguniang Panlungsod

ATTESTED:

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



1804 223  
1805 130

REPUBLIC OF THE PHILIPPINES  
DEPARTMENT OF JUSTICE  
Land Registration Authority  
QUEZON CITY

# Transfer Certificate of Title

No. 44136

ORION CITY

RAY HERNADEZ was born, of legal age, single and a resident of Arge. Juan Felipe Larraneta, Arge City, P.R., - - -

It is further certified that said land was previously registered on the \_\_\_\_\_ No. \_\_\_\_\_ of \_\_\_\_\_ in the year nineteen hundred and \_\_\_\_\_ H. A. \_\_\_\_\_ in the \_\_\_\_\_ of the \_\_\_\_\_ of the \_\_\_\_\_ of \_\_\_\_\_ by \_\_\_\_\_ Volume \_\_\_\_\_ page \_\_\_\_\_ as Original Certificate of Title No. \_\_\_\_\_ H. A. \_\_\_\_\_ pursuant to Decree No. \_\_\_\_\_ issued in L. C. Case No. \_\_\_\_\_ Brief No. \_\_\_\_\_ in the name of \_\_\_\_\_ et al. This certificate is a transfer from \_\_\_\_\_ Transfer Certificate of Title No. \_\_\_\_\_ 33453 & 35638 which is cancelled by using hereof in so far as the above described land is concerned.

Entered at 10th day of May  
in the year two thousand and four  
at 11:00 P. M.

अथवा

உதாரணம்: ௧. ௨. ௩. ௪. ௫. ௬. ௭. ௮. ௯. ௧௦.

ARTURO : BARRAZ  
"Requiem a Dico." //

\*State the civil status, name of spouse if married, age of 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 conjugal partnership, state the citizenship of both spouses.



## MEMORANDUM OF ENCUMBRANCES

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

Entry No. \_\_\_\_\_ (cont'd of tech. descriptions)

lines 17, 18 to 1 by Lot 5340-2, Cst-08-000043. Beginning at a point marked "1" on plan, bearing S. 44 deg. 05' E., 542.05 m. from S.W. cor. of Lot 11, thence S. 44 deg. 57' E., 4.00 m. to point 2; thence S. 44 deg. 06' E., 27.00 m. to point 3; thence S. 44 deg. 11' E., 22.00 m. to point 4; thence S. 27 deg. 32' E., 1.50 m. to point 5; thence S. 25 deg. 55' E., 1.50 m. to point 6; thence S. 44 deg. 31' E., 60.67 m. to point 7; thence S. 49 deg. 54' E., 10.00 m. to point 8; thence S. 44 deg. 32' E., 48.01 m. to point 9; thence S. 62 deg. 38' E., 1.50 m. to point 10; thence S. 64 deg. 15' E., 1.50 m. to point 11; thence S. 44 deg. 11' E., 22.99 m. to point 12; thence S. 27 deg. 32' E., 1.50 m. to point 13; thence S. 28 deg. 24' E., 1.50 m. to point 14; thence S. 44 deg. 35' E., 22.25 m. to point 15; thence S. 49 deg. 54' E., 6.51 m. to point 16; thence S. 44 deg. 36' E., 75.01 m. to point 17; thence S. 44 deg. 14' E., 31.07 m. to point 18; thence S. 44 deg. 06' E., 63.70 m. to the point of beginning, containing an area of ONE THOUSAND SEVEN HUNDRED EIGHTY-ONE (1,711) SQUARE METERS, more or less. All points referred to as indicated on the plan and marked on the ground as follows: point 1 & 18, by Old F.W. cyl. conc. mon. 15X60 cm., dia.; and the rest by F.W. cyl. conc. mon. 15X60 cm., dia.; bearings true; date of the original survey, Aug. 1935 - Mar. 1935, and that of the subdivision survey, executed by Candido C. Gomez, Geomatic Engineer on April 11-12, 2002 and approved on July 26, 2002.

ARTURO F. SALAS  
Register of Deeds

(200) RICARDO EDUARDO L. HAGA  
Registry register of "deeds"

CANCELLATION

(Memorandum of Encumbrances continued on Page \_\_\_\_\_ of \_\_\_\_\_)  
(Technical Description continued on Additional Sheet \_\_\_\_\_, Page \_\_\_\_\_)



Page \_\_\_\_\_ -B

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

NOTICE

THE REGISTERED OWNER IS REMINDED TO UPGRADE THIS PAPER TITLE TO  
eTITLE TO ENABLE THE FULL AUTOMATION OF REGISTRY TRANSACTIONS

NOTICE

JUN 07 2014

(Continued on Page \_\_\_\_\_ -C)

Register - Total



## DEED OF DONATION

KNOW ALL MEN BY THESE PRESENTS:

This Deed of Donation, made and executed in the City of Ormoc, Leyte, Philippines, by:

**ROY BERNARD C. FIEL**, of legal age, single, Filipino and with residence and postal address at Brgy. Don Felipe Larrazabal, Ormoc City, Leyte, hereinafter called the DONOR;

- IN FAVOR OF -

**THE LOCAL GOVERNMENT UNIT OF ORMOC CITY** represented by **RICHARD I. GOMEZ**, of legal age, Filipino, married and with address at New Ormoc City Hall, Anubing St., Cogon, Ormoc City, Leyte, hereinafter referred to as DONEE;

- WITNESSETH, that:

The DONOR is the owner of a certain real property with improvements thereon, situated at Barangay Bagong Buhay, Ormoc City, and more particularly described in the Transfer Certificate of Title No. 44130 of the Land Registry of Ormoc City as follows:

"A parcel of land (Lot 5 of the consolidation-subdivision plan, Pcs-08-000860-D) being a portion of Lot 5344-B & Lot 5344-C, allef Csd-08-000049, LRC Cad.Rec. No.1750, situated in the Brgy. Of San Isidro, City of Ormoc, Islam of Leyte. Bounded on the SW. along line 1 to 2 by Lot 5344-C, Csd-08-000049; on the WW., & SW. along lines 3,4,5,6 to 7 by Lot 2 of the subdivision plan; on the NW. along line 7 to 8 by Camasing Creek (Legal Basement 20.00 m. wide); on the NE. NW. and SW. along lines 8-9,10,11,12,13,14 to 15 by Lot 3 of the subdivision plan; on the NW. along lines 15 to 18 by Camasing Creek (Legal Basement 20.00 m. wide); on the NE. along line 16 to 17 by Lot 4 of this subdivision; and on the SE. along lines 17, 18 to 1 by Lot 5344-D, Csd-08-000049. Beginning at a point marked "1" on plan, being N. 24 deg. 09 'E., 520.06 m. from BLLM No. 41, Ormoc Cadastre; thence N. 46 deg. 57'W., 6.00 m. to point 2; thence N. 46 deg. 08'E., 27.00 m. to point 3; thence N. 46 deg. 11 'E., 22.00 m. to point 4; thence N. 27 deg. 32' E., 1.58 m. to point 5; thence N. 25 deg.55'W., 1.58 m. to point 6; thence N.44 deg. 31'W. , 68.67 m. to point 7; thence N. 49 deg. 54'E., 10.00 m. to point 8; thence S. 44 deg. 32 E., 68.01 m. to point 9; thence S. 62 deg. 38'E., 1.59 m. to point 10; thence N. 64 deg. 15'E., 1.59 m. to point 11; thence N. 46 deg. 11'E., 22.99 m. to point 12; thence N. 27 deg. 32'E., 1.58 m. to point 13; thence N. 26 deg. 24'W., 1.57 m. to point 14; thence N.44 deg. 35'W., 66.25 m. to point 15; thence N.49 deg. 54'E., 6.51 m. to point 16; thence S. 44 deg. 36'E., 73.81 m. to point 17; thence S. 46 deg. 14'W., 31.07 m. to point 18; thence S. 46 deg. 06'W., 63.20 m. to the point of beginning; containing an area of ONE THOUSAND SEVEN HUNDRED ELEVEN (1, 711) SQUARE METERS, more or less. All points referred to are indicated on the plan and marked on the ground as follows; point 1 & 18, by Old P.S. cyl. conc. Mons. 15X60 cm., dia.; and the rest by P.. cyl. conc. mons. 15X60 cm., dia.; bearings true; date of the original survey, Aug. 1938 – Mar.1935, and that of the subdivision survey, executed by Candido C. Gomez, Geodetic Engineer on April 11-12, 2002 and approved on July 26, 2002."

The DONOR recognizes and supports the noble tasks, duties and functions of the DONEE in promoting the welfare of the community in Ormoc City;

The DONOR desires to assist the DONEE and give further impetus to its numerous programs, project and activities for the benefit and welfare of the people of Ormoc City;



For and in consideration of the foregoing premises and as an act of liberality, magnanimity and generosity of the DONOR, the DONOR hereby voluntarily and freely TRANSFERS and CONVEYS ABSOLUTELY by way of DONATION unto the DONEE, its successors and assigns, all of his rights, title, participation and interests over the above-described real property, equivalent to one thousand seven hundred eleven (1,711) SQUARE METERS, together with all the improvements found therein, free from all liens, encumbrances and charges whatsoever, for the general welfare programs of the DONEE;

- The donation is subject to the following conditions:
1. The property donated shall be used solely by the DONEE for a road and for public use;
  2. The DONEE shall not assign and/or transfer the property to any person or entity;
  3. The DONEE must not use the property for any unlawful purpose/s;

The area donated is indicated in the sketch plan attached as Annex "A" and made an integral part of this instrument;

The DONEE hereby accepts the donation of the described parcel of land and the improvements found therein and hereby expresses its gratitude and appreciation for the support, kindness and liberality of the DONOR.

The DONOR does hereby states that for the purpose of giving full effect to this donation, that he has reserved for himself in full ownership sufficient property to support him in a manner appropriate to his needs.

IN WITNESS WHEREOF, the DONOR and the DONEE have signed this deed on \_\_\_\_\_ at Ormoc City, Leyte, Philippines.

<b>ROY BERNARD C. FIEL</b> Donor	<b>RICHARD I. GOMEZ</b> Donee
-------------------------------------	----------------------------------

SIGNED IN THE PRESENCE OF:

ACKNOWLEDGEMENT

Republic of the Philippines)  
City of Ormoc ) S.S

BEFORE ME, a Notary Public, for and in the City of Ormoc this \_\_\_\_\_ personally appeared the following with competent evidence of identity:

NAME	COMPETENT EVIDENCE OF IDENTITY:
ROY BERNARD C. FIEL	_____
RICHARD I. GOMEZ	_____

all known to me to be the same persons who executed the foregoing instrument and hereby acknowledged to me that the same is their free and voluntary act and deed. This instrument consisting of two (2) pages on which this acknowledgement is written refers to a DEED OF DONATION and has been signed by the parties and their witnesses and sealed with my notarial seal.

WITNESS MY HAND AND NOTARIAL SEAL.

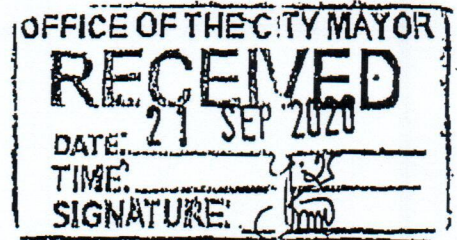


Doc. No. \_\_\_\_\_  
Page No. \_\_\_\_\_  
Book No. \_\_\_\_\_  
Series of 2020.

DEMO COPY

DEMO COPY





Republic of the Philippines  
CITY PLANNING AND DEVELOPMENT OFFICE  
Ormoc City

FOR : MA. VICTORIA LYRA DELA CERNA  
City Government Assistant Department Head I

SUBJECT : PROPOSED DONATION BY ROY BERNARD C. FIEL OF A PROPERTY  
SITUATED AT BRGY. BAGONG BUHAY, ORMOC CITY


DATE : 16 SEPTEMBER 2020

I. OBSERVATIONS/ACTION TAKEN

- A. Lot No. 5 (Consolidation subdivision plan, Pcs 08-00860 being a portion of Lot 5344-B and Lot 5344-C) owned by Roy Bernard C. Fiel, situated at Brgy. Bagong Buhay, Ormoc City designated as Road Lots (Refer to attached Property Identification Map).
- B. The subject road lot has widths of 10.0 meters, 6.5 meters and 6.0 meters (Please refer to attached sketch).
- C. The plotted road lot (Lot No. 5) intended for donation will link or connect to an existing road at Pura Villa Subdivision and Brgy. Bagong Buhay.

II. COMMENTS/RECOMMENDATIONS

- A. Lot No. 5 is suitable for a two lane road and can be connected to an existing public road.
- B. It is recommended to accept the said donation.
- C. For information and guidance.

  
RAUL E. CAM, CE, EnP, MPA  
City Planning & Development Coordinator



# OFFICE OF THE CITY LEGAL OFFICER

Ormoc City, Leyte

September 28, 2020

MAYOR RICHARD I. GOMEZ  
Ormoc City

OFFICE OF THE CITY MAYOR	
<b>RECEIVED</b>	
DATE:	28 SEP 2020
TIME:	1:45
SIGNATURE:	<i>[Signature]</i>

Dear Mayor Gomez:

This office is in receipt of an endorsement from your office, received on September 22, 2020, by Atty. Roy Bernard C. Fiel relative to his offer to donate one (1) parcel of land identified as Lot No. 5, covered by Transfer Certificate of Title No. 44130 located in Brgy. San Isidro, Ormoc City.

This office finds nothing objectionable to the offer and recommends that the draft Deed of Donation be referred to the Sangguniang Panlungsod for the issuance of a Resolution authorizing the City Mayor/ OIC Mayor/ Acting Mayor to accept the donated properties. Attached to this endorsement are the following:

- Machine copy of Transfer Certificate of Title No. 44130 (certified copy on file with this office);
- Draft Deed of Donation
- Tax Declaration No. 00004- 01592;
- Letter dated September 16, 2020, from City Planning and Development Officer dated September 16, 2020 with attached sketch plan.

For the consideration of the Honorable City Mayor.

Respectfully yours,

*[Signature]*  
JOSEPHINE A. MEJIA-ROMERO

Copy furnished:  
Atty. Roy Bernard C. Fiel

New Ormoc City Hall, Aunubing St., Cogon, Ormoc City  
(053)255-7395 loc. 1010 ++ clo.ormoc@gmail.com