

Republic of the Philippines SANGGUNIANG PANLUNGSOD City Government of Naga

HON. CECILIA B. VELUZ-DE ASIS City Vice Mayor & Presiding Officer

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HON. JOSE B. PEREZ

HON. ANTONIO B. BELTRAN

HON. MARY KYLE FRANCINE B. TRIPULCA

RESOLUTION NO. 2023-010

RESOLUTION RATIFYING THE ADDENDUM TO THE DEED OF DONATION DATED JULY 20, 2020, EXECUTED BY MRS. GRACE DY OLIVAN AND THE CITY GOVERNMENT OF NAGA, REPRESENTED BY THE CITY MAYOR, HON. NELSON S. LEGACION, INVOLVING A PARCEL OF LAND CONTAINING AN AREA OF 738 SQUARE METERS LOCATED AT BARANGAY BALATAS, NAGA CITY: -

On joint and collective motion

WHEREAS, received by the Sangguniang Panlungsod for appropriate action is the letter dated December 28, 2022 of His Honor, the City Mayor, requesting for the ratification of the Addendum to the Deed of Donation dated July 20, 2020, executed by Mrs. Grace Dy Olivan and the City Government of Naga represented by the Honorable City Mayor;

WHEREAS, the subject property serves as an access road to the city's proposed Center for Safety and Resiliency, Balatas High School, Naga City Hospital, and other facilities

WHEREAS, copy of the said Addendum to the Deed of Donation is hereto attached as integral part of this resolution;



WHEREAS, finding the ratification of the Addendum to the Deed of Donation to be in order, and in recognition of the kindness and generosity of the Donor for the Donation of the parcel of land, the city government reiterates its expression of gratitude to the Donor, and undertakes to shoulder the payment and settlement of the Transfer of Tax due to the donation;

NOW, THEREFORE, on joint and collective motion of the 14th Sangguniang Panlungsod of Naga;



BE IT RESOLVED, as it is hereby resolved, to ratify the Addendum to the Deed of Donation dated July 20, 2020, executed by Mrs. Grace Dy Olivan and the City Government of Naga represented by the City Mayor, Hon. Nelson S. Legacion, involving a parcel of land containing an area of 738 square meters located at Barangay Balatas, Naga City.

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LET COPIES of this resolution be furnished His Honor, the City Mayor, the Donor, Ms. Grace Dy Olivan, and the City Legal Officer, for their information.

UNANIMOUSLY APPROVED.

Adopted: January 3, 2023

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WE HEREBY CERTIFY to the correctness of the foregoing resolution.

GIL A. DE LA TORRE

Secretary to the Sangguniang Panlungsod

CECILIA B. VELOZ-DE ASIS

City Vice Mayor & Presiding Officer

ADDENDUM

(TO THE DEED OF DONATION DATED JULY 20, 2020)

KNOW ALL MEN BY THESE PRESENTS:

This **ADDENDUM** is entered this ______, **2022** in Naga City, Philippines by and between:

GRACE DY OLIVAN, of legal age, Filipino, married to HOWARD OLIVAN, and a resident of Taal Street, Magsaysay, Naga City, Philippines, hereinafter referred to as the "DONOR".

-and-

CITY GOVERNMENT OF NAGA, a public corporation organized and existing under the laws of the Republic of the Philippines, represented by Hon. NELSON S. LEGACION, City Mayor, of legal age, married, Filipino and with office address at 2nd Floor, Naga City Hall Building, J. Miranda Ave., Concepcion Pequeña, Naga City, hereinafter referred to as the "DONEE".



Collectively, they shall be referred to as "PARTIES".



WITNESSETH:

WHEREAS, on July 20, 2020, pursuant to a Deed of Donation dated July 20, 2020, acknowledged before Atty. Armeen Alain B. Gomez and docketed as Doc. No. 397, Page No. 81, Book No. XV, Series of 2020, the DONOR has donated in favor of the DONEE and the latter has accepted from the former a Seven Hundred Thirty Eight (738) square meter portion of the parcel of land covered by Transfer Certificate of Title No. 52140 which portion is more particularly described as follows:

"A PARCEL OF LAND, (Lot 3-L-4-8-A being portion of Lot 3-L-4-8, Bsd-05-000920 (OLT), situated in the Barangay Balatas, City of Naga, Island of Luzon. Bounded on the N., along lines 3-4-5-6-7-8-9-10-11-12-13-1 by Lot 3-L-4-8 (remaining portion); on the S., along line 1-2, by Lot 3-L-4-9; on the W., along line 2-3, by Lot 3-L-4-17; all of Bsd-05-001718 (OLT), Beginning at a point marked "1" on the plan being N. 88deg. 33' E. 1,071.53m. from BBM No. 9, Naga Cadastre,

thence S. 69 deg. 16'W. 78.22 m. to point 2; thence N. 22 deg. 22'E. 46.35 m. to point 3; thence S. 15 deg. 58' W. 3.34 m. to point 4; Judan O. Ly

thence	S. 03 deg. 14' W.	3.31 m. to point 5;
thence	S. 08 deg. 19' E.	2.73 m. to point 6;
thence	S. 20 deg. 26' E.	3.61 m. to point 7;
thence	S. 35 deg. 21' E.	4.17 m. to point 8;
thence	S. 48 deg. 37' E.	2.75 m. to point 9;
thence	S. 58 deg. 26' E.	2.39 m. to point 10;
thence	S. 68 deg. 33' E.	2.90 m. to point 11;
thence	S. 79 deg. 42' E.	2.92 m. to point 12;
thence	S. 88 deg. 23" E.	1.61 m. to point 13;
thence	N. 82 deg. 22' E.	41.64 m. to point of beginning,

containing an area of SEVEN HUNDRED THIRTY EIGHT (738) SQUARE METERS"

WHEREAS, during the negotiations for the Donation of the above-specified parcel of land, the DONEE, in recognition of the DONORS act of kindness and generosity, agreed to shoulder the payment of Transfer Taxes due the Donation;

WHEREAS, despite such agreement, however, said condition was inadvertently omitted from the Deed of Donation executed on July 20, 2020, hence, the necessity of entering into this Addendum to express in full the actual intents and covenants of the PARTIES:

NOW, THEREFORE, for and in consideration of the foregoing premises, the DONEE, in recognition of the kindness and generosity of the DONOR for the donation of the above-specified parcel of land, reiterates its expression of gratitude to the DONOR and hereby undertakes to shoulder the payment and settlement of the Transfer Tax due the above-mentioned Donation in favor of the DONEE.

N WITNESS WHEREOF, the parties have hereunto set their hands this ____, 2022 in Naga City, Philippines.

With marital consent:

I.D. B

TIN:

ARD OLIVAN

Spouse I.D. <u>504</u> - 90 - 0253 72

TIN:

CITY GOVERNMENT OF NAGA DONEE

TIN: _____

Represented By:

NELSON A. LEGACION LGUYO. No. 1612 City Mayor

SIGNED IN THE PRESENCE OF:

MICHAEL C. RACAL, J.D.

Angay tomber

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES }
NAGA CITY } SS.

DEC 2 7 20

BEFORE ME, a Notary Public for and in Naga City and Camarines Sur, this _____ day of ______, 2022, personally appeared GRACE DY OLIVAN, HOWARD OLIVAN, and NELSON S. LEGACION with their respective proof of identity as appearing above, below their respective names; known to me and to me known to be the same persons who executed the foregoing Addendum to the Deed of Donation dated July 20, 2020 and acknowledged to me that the same is their free and voluntary act and deed and that of the local government unit represented herein.

This Addendum to the Deed of Donation dated July 20, 2020 concerns a portion of a parcel of land covered by Transfer Certificate of Title No. 52140 situated at Barangay Balatas, Naga City, Philippines and consists of Three (3) pages including this page for the Acknowledgment and has been signed by the parties and their witnesses, and impressed with my notarial seal in each and every page thereof.

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

Doc. No. 424
Page No. 84
Book No. XXW

Series of 2022.

ATTY. ARMEEN ALAIN B. GOMEZ

UNTIL DED 31, 2022 IBP AR. NO 1025\1\3\2022 PTR NO. 15207#3\1\5\2022