

**ACKNOWLEDGMENT**

**REPUBLIC OF THE PHILIPPINES** )  
**PROVINCE OF NEGROS ORIENTAL** ) **S.S.**  
**CITY OF DUMAGUETE** )  
**X-..... /**

BEFORE ME this 28th of May 2009, at Dumaguete City, personally appeared one Catherine Tolomia with CTC No. 89754 issued at Dumaguete City, Negros Oriental on January 05, 2009, and with two competent evidence of identity: SSS ID No. 98798, and Driver’s License No. 24679, known to me and to be the person who executed the foregoing instrument and she acknowledged to me that the same is her voluntary act and free will.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my notarial seal on 16th day of July 2009 at Dumaguete City.

**ATTY. JUAN DELA CRUZ**  
**Notary Public**  
My commission expires December 31, 2010  
ROLL No. 87654- March 13, 2001  
IBP O.R.No. 3828 / LIFE  
PTR No. 12345670 –January 02, 2009  
**BOTH ISSUED IN DUMAGUETE CITY**

Doc. No. 3480 ;  
Page No. 456 ;  
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**ACKNOWLEDGMENT**

**REPUBLIC OF THE PHILIPPINES** )  
**PROVINCE OF NEGROS ORIENTAL** ) **S.S.**  
**CITY OF DUMAGUETE** )  
**X-.....-/**

BEFORE ME this 17th of June 2009, at Dumaguete City, personally appeared one Catherine Tolomia with CTC No. 89754 issued at Dumaguete City, Negros Oriental on January 05, 2009, and with and GSIS E-card No. 110578, as competent evidence of identity; known to me and to me known to be the person who executed the foregoing instrument and she acknowledged to me that the same is her voluntary act and free will.

This instrument consists of two (2) pages including this page where this acknowledgment is written, signed by the parties and their witnesses at the left hand margin of page 1 and at the bottom portion of page 2 and refers to a Deed of Absolute Sale executed by Catherine Tolomia and James Teves.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my notarial seal on the day, year, and place first above-mentioned.

**ATTY. JUAN DELA CRUZ**  
**Notary Public**  
My commission expires December 31, 2010  
ROLL No. 87654- March 13, 2001  
IBP O.R.No. 3828 / LIFE  
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Doc. No. 3481;  
Page No. 457 ;  
Book No. IV ;  
Series of 2009.

JURAT

**SUBSCRIBED AND SWORN** to before me, in the City of Dumaguete, Province of Negros Oriental, this 16<sup>th</sup> day of July 2009, affiant exhibiting to me his CTC No. 89754 issued at Dumaguete City, Negros Oriental on January 05, 2009, and with two competent evidence of identity: SSS ID No. 98798, and Driver's License No. 24679.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

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Page No. 458 ;  
Book No. IV ;  
Series of 2009.

VERIFICATION

**VERIFICATION**

I, TAMARA T. TEVES, subscribing under oath, hereby dispose and say:

1. That I am the plaintiff in the instant case.

2. That I have caused the above complaint to be prepared and I have read and know the contents thereof.
3. That I have executed the same in my own free will and deed.
4. That the allegations therein are true to my knowledge.

IN WITNESS WHEREOF, I have hereunto affix my signature this 8<sup>th</sup> day of August 2009 at Dumaguete City.

**TAMARA T. TEVES**  
Affiant

**SUBSCRIBED AND SWORN** to before me, in the City of Dumaguete, Province of Negros Oriental, this 2<sup>nd</sup> day of September 2009, affiant exhibiting to me her CTC No. 292827 issued at Dumaguete City, Negros Oriental on February 08, 2009, and with two competent evidence of identity: PRC ID No. 398245, and SSS card No. 110578.

**ATTY. JUAN DELA CRUZ**  
**Notary Public**

My commission expires December 31, 2010  
ROLL No. 87654- March 13, 2001  
IBP O.R.No. 3828 / LIFE  
PTR No. 12345670 –January 02, 2009  
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Doc. No.     3483 ;  
Page No.    458 ;  
Book No.    IV ;  
Series of    2009.

CERTIFICATE OF NON-FORUM SHOPPING

**CERTIFICATION**

**I Hereby Certify;**

- a. That I have not commence any other action or proceeding involving the same issues in the Supreme Court, the Court of Appeals, or different Divisions thereof, or any other tribunal or agency.
- b. That no such action or proceeding is pending in the Supreme Court, the Court of Appeals, or different Divisions thereof, or any other tribunal or agency.

- c. That if I should learn that a similar action or proceeding has been filed or is pending before the Supreme Court, the Court of Appeals, or different Divisions thereof, or any other tribunal of agency. I hereby undertake to notify this Honorable Court within five (5) days from such notice.

**DIANA ELSA JANE J. SANTIAGO**

Affiant

**SUBSCRIBED AND SWORN** to before me, in the City of Dumaguete, Province of Negros Oriental, this 20<sup>th</sup> day of March 2009 affiant exhibiting to me his CTC No. 918171 issued at Dumaguete City, Negros Oriental on January 30, 2009, and with two competent evidence of identity: Company ID No. 574787, and GSIS E-card No. 777888.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

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Page No. 458 ;  
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**AFFIDAVIT OF ADJUDICATION  
BY SOLE HEIR OF ESTATE OF DECEASED PERSON**

**REPUBLIC OF THE PHILIPPINES** )  
**PROVINCE OF NEGROS ORIENTAL** ) S.S.  
**CITY OF DUMAGUETE** )  
X-----/

I, **DAPHNE G. GONZALES**, of legal age, single, and now residing at No. 58 Capitol Highway, Dumaguete City, after having been sworn in accordance with law, depose and say:

1. That I am the only surviving daughter of one, named Alberto Ballada, who died intestate in the City of Dumaguete, Philippines, on April 20, 2008 as evidenced by the Death Certificate issued by the Office of the Civil Registry hereto attached as ANNEX "A" and made an integral part of this Affidavit;

2. That said deceased left an estate consisting of a parcel of land with an area of 850 sq. meters more or less, located in the City of Dumaguete, as evidenced by Transfer of Title No. 75638 of the Registry of Deeds of Dumaguete City;

3. That the said parcel of land is more particularly described as follows to wit:

" A parcel of land, Lot No. 1742, situated in the Barangay Piapi, City of Dumaguete, Province of Negros Oriental, Island of Negros. Bounded on the NE by Lot 1743, on the SE by Lot 1741; on the SW by Lot 1744; and on the NW by Lot 1745 all of the subdivision plan... containing an area of Eight Hundred Fifty (850) Square Meters, more or less..."

4. That said deceased left no debts;

5. That pursuant to Rule 74, Sec. 1 of the Rules of Court, I hereby adjudicate unto myself the above described real estate by means of this affidavit and hereby files same with the Register of Deeds of Dumaguete City with the request that said adjudication be made effective without judicial proceedings as prescribed by the aforementioned Rules of Court.

IN WITNESS WHEREOF, I have hereunto set my hand this 17<sup>th</sup> day of June, 2009, in the City of Dumaguete, Philippines.

**DAPHNE G. GONZALES**  
Affiant

**SUBSCRIBED AND SWORN** to before me, in the City of Dumaguete, Province of Negros Oriental, this 14<sup>th</sup> day of March 2009, affiant exhibiting to me his CTC No. 856387 issued at Dumaguete City, Negros Oriental on January 15, 2009, and with two competent evidence of identity: Driver's License No. 292726 issued by LTO Dumaguete office and Company ID No. 151617.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

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Doc. No. 3489 ;  
Page No. 458 ;  
Book No. IV ;  
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## **PROMISSORY NOTE**

September 30, 2009

Dumaguete City, Negros Oriental, Philippines

I promise to pay TAMARA T. TEVES, the amount OF FIVE HUNDRED THOUSAND PESOS (P500,000.00) Philippine currency on December 31, 2009 with interest at Six Percent (6%) per annum until fully paid. The makers and endorsers severally waive presentment for payment, protest, and notice of non-payment of this note.

**ELLEN GRACE V. PURACAN**  
(maker)



**DEED OF SALE**

**KNOW ALL MEN BY THESE PRESENTS:**

I, **CATHERINE T. TOLOMIA**, of legal age, with residence and post-office address at 88 Locsin Street, Dumaguete City, for and in consideration of the sum of ONE MILLION FIVE HUNDRED THOUSAND PESOS (1,500,000.00) Philippine currency, to me in hand paid by

I, **LALAIN E. CIMA FRANCA** of legal age, with residence and post-office address at Brgy. Piapi, Dumaguete City do hereby SELL absolutely and unconditionally, unto the said CATHERINE T. TOLOMIA his heirs and assigns, that certain parcel of land, together with the buildings and improvements thereon, situated in Municipality of Jimalalud, Negros Oriental, and more particularly described as follows to wit:

“ A parcel of land, Lot No. 1234, situated in the Barangay of Baye, Municipality of Jimalalud, Province of Negros Oriental, Island of Negros. Bounded on the NE by Lot 2876, on the SE by Lot 2877; on the SW by Lot 2878; and on the NW by Lot 2879 all of the subdivision plan... containing an area of Two Thousand Five Hundred (2,500) Square Meters, more or less...”

of which I am the registered owner in fee simple in accordance with the Land Registration Act, my title thereto being evidenced by Original Certificate of Title No. 78986, issued by the Register of Deeds of Province of Negros Oriental.

It is hereby mutually agreed that the vendee shall bear all the expenses for the execution and registration of this deed of sale.

**IN WITNESS THEREOF**, I have hereunto signed this deed of sale this 20<sup>th</sup> day of May, 2009, at Dumaguete City, Philippines.

**LALAIN E. CIMA FRANCA**  
(Vendor)

**CATHERINE T. TOLOMIA**  
(Vendee)

SIGNED IN THE PRESENCE OF:

**LA DIONALDO**

**NONA PANIZALES**

**JOINT ACKNOWLEDGMENT**

BEFORE ME this 20<sup>th</sup> of May 2009, at Dumaguete City, personally appeared:

**CATHERINE T. TOLOMIA** with CTC No. 57623 issued at Dumaguete City, Negros Oriental on January 25, 2009, and with two competent evidence of identity: PRC ID No. 16453 and Company ID No. 110578;

**LALAIN E. CIMA FRANCA** with CTC No. 53724 issued at Dumaguete City, Negros Oriental on June 16, 2009, and with two competent evidence of identity: Metrobank Company ID No. 8171 and Passport No. 838219.

known to me and to be the same persons who executed the foregoing instrument and she acknowledged to me that the same is her voluntary act and free will.

This instrument consists of three (3) pages including this page where this acknowledgment is written, signed by the parties and their witnesses at the left hand margin of page 1 and at the bottom portion of page 2 and refers to a Deed of Absolute Sale executed by CATHERINE T. TOLOMIA and Imelda Sanchez.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my notarial seal on the day, year, and place first above-mentioned.

**ATTY. JUAN DELA CRUZ**  
**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

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Page No. 467 ;  
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DEED OF SALE OF UNREGISTERED LAND

**DEED OF SALE**

**KNOW ALL MEN BY THESE PRESENTS:**

I, **SHARADE E. PADILLA**, Filipino, married to ROMUALD PADILLA, of legal age, and with residence and post-office address at Ecoville Subdivision, Dumaguete City for and in consideration of the sum of FIVE HUNDRED THOUSAND PESOS (P 500,000.00), to her in hand paid by

**REGAL M. OLIVA**, Filipino, of legal age, with residence and post-office address at Tugas, Piapi, Dumaguete City, DOES HEREBY SELL unto the said SHARADE E. PADILLA, that certain parcel of land situated in Sibulan, Negros Oriental and more particularly described as follows, to wit:

“ A parcel of land, situated in the Barangay of Cangmating, Municipality of Sibulan, Province of Negros Oriental, Island of Negros. Bounded on the N by a field of corns; on the S by Papaya Plantation; on the W by a house owned by Councilor Jariol; and on the E by Lot 1253 all of the subdivision plan... containing an area of One Thousand Ninety Nine (1,099) Square Meters, more or less...”

That it is hereby declared that the boundaries of the foregoing land are visible by means of cement post; that there are no permanent improvements existing thereon; that the land is assessed for the current year at P 17,000.00 as per Tax Declaration No. 033-8790 of the Provincial Assessor’s office of Negros Oriental.

The above-described real estate, not having been registered under Act No. 496 nor under the Spanish Mortgage Law, the parties hereto have agreed to register this instrument under the provisions of Sec. 194 of the Revised Administration Code, as amended by Act No. 3344.

IN WITNESS WHEREOF, the parties hereto have signed this deed this 22<sup>nd</sup> day of May 2009, Sibulan, Negros Oriental, Philippines.

**REGAL M. OLIVA**  
Vendor

**SHARADE E. PADILLA**  
Vendee

With my Marital Consent:

**ROMUALD PADILLA**

Signed in the presence of:

**MARYJUNE NAVARRO**

**PHINES PATALINGHUG**

## JOINT ACKNOWLEDGMENT

BEFORE ME this 23<sup>rd</sup> day of May 2009, at Dumaguete City, personally appeared:

**REGAL M. OLIVA** with CTC No. 90877 issued at Sibulan, Negros Oriental on January 26, 2009, and with two competent evidence of identity: PRC ID No. 21245, and GSIS E-card No. 67345;

**SHARADE E. PADILLA** with CTC No. 81745 issued at Sibulan, Negros Oriental on February 16, 2009, and with two competent evidence of identity: PRC ID No. 072278, and GSIS E-card No. 122009;

known to me and to be the same persons who executed the foregoing instrument and she acknowledged to me that the same is her voluntary act and free will.

This instrument consists of three (3) pages including this page where this acknowledgment is written, signed by the parties and their witnesses at the left hand margin of page 1 and at the bottom portion of page 2 and refers to a Deed of Absolute Sale executed by REGAL M. OLIVA and SHARADE E. PADILLA.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my notarial seal on this 4<sup>th</sup> day of July 2009 at Sibulan, Negros Oriental.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

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Doc. No. 5480 ;  
Page No. 356 ;  
Book No. IV ;  
Series of 2009  
NO. 10

## EASEMENT OF RIGHT OF WAY

### KNOW ALL MEN BY THESE PRESENTS:

This AGREEMENT OF EASEMENT OF RIGHT OF WAY, entered into this 7<sup>TH</sup> day of September, 2009 by and between **DAPHNE GONZALES**, owner of the dominant estate, of legal age, single, and resident of Barangay Batinguel, Dumaguete City, witnesseth:

That **CHRISTINE BACO** is the owner of a parcel of agricultural land located in the Batinguel Highway and more particularly described as follows, to wit:

“ A parcel of land, Lot No. 1234, situated in the Barangay of Batinguel, City of Dumaguete, Province of Negros Oriental, Island of Negros. Bounded on the NE by Lot 8767, on the SE by Lot 8768; on the SW by Lot 8769; and on the NW by Lot 8770 all of the subdivision plan... containing an area of Two Thousand (2,000) Square Meters, more or less...”

which property is covered by T.C.T. No. 39875 of the Register of Deeds of the City of Dumaguete;

1. That **DAPHNE GONZALES** is the owner of a parcel of land of residential lot located at Barangay Batinguel, City of Dumaguete, province of Negros Oriental, which lot is adjacent to “DAPHNE GONZALES” property, and more particularly described as follows, to wit:

“ A parcel of land, Lot No. 1256, situated in the Barangay of Batinguel, City of Dumaguete, Province of Negros Oriental, Island of Negros. Bounded on the NE by Lot 5223, on the SE by Lot 5224; on the SW by Lot 5225; and on the NW by Lot 5226 all of the subdivision plan... containing an area of Five Hundred (500) Square Meters, more or less...”

which property is covered by T.C.T. No. 7532 of the Register of Deeds of the province of Dumaguete City;

That **DAPHNE GONZALES**, in order to have an access to and from, and to cultivate, his above-mentioned land, and so as to have an outlet to National Highway , which is the nearest public road and least burdensome to the servient estate and to third persons, it would be necessary for him to pass through **Allan Solitaryo’s** property, and for this purpose, a path or passageway of not less than two (2) meters wide through the whole length of the western side of **DAPHNE GONZALES** property is necessary for the use of **PHINES PATALINGHUG** and for all his needs in cultivating his estate;

That said path or passageway is particularly described in the attached plan, “Annex A.”

WHEREFORE, for and in consideration of the sum of FIFTEEN THOUSAND PESOS (P 15,000.00) in Philippine currency, receipt whereof is hereby acknowledged by

**Allan Solitaryo**, the latter agrees and permits **DAPHNE GONZALES** to have a permanent easement of right of way over the above-mentioned property of said **CHRISTINE BACO** limited to not more than two (2) meters wide throughout the whole length of the western side of said property and as specifically indicated in the attached plan which is made an integral part of this contract, as “Annex A.”

It is further agreed that **CHRISTINE BACO** shall deliver unto **DAPHNE GONZALES** all the necessary papers, deeds, and titles in relation to the servient estate in order to facilitate the registration of the above-mentioned right of way, in accordance with law.

This agreement shall be binding between the parties and upon all their heirs, successors, and assigns.

**IN WITNESS WHEREOF**, the parties hereto have signed this agreement the day and year first above written, in the City of Dumaguete, province of Negros Oriental, Philippines.

**DAPHNE GONZALES**  
(owner of dominant estate)

**CHRISTINE BACO**  
(owner of servient estate)

Signed in the presence of:

**MELANIE ROSAS**

**ELLEN GRACE PURACAN**

#### **JOINT ACKNOWLEDGMENT**

BEFORE ME this 8<sup>th</sup> day of September 2009, at Dumaguete City, personally appeared:

**DAPHNE GONZALES** with CTC No. 93926 issued at Dumaguete City, Negros Oriental on January 27, 2009, and with two competent evidence of identity: SSS ID No. 989780, and Passport No. 5778;

**CHRISTINE BACO** with CTC No. 71225 issued at Dumaguete City, Negros Oriental on January 11, 2009, and with two competent evidence of identity: Company ID No. 7534 and Postal ID No. 5558;

known to me and to be the same persons who executed the foregoing instrument and she acknowledged to me that the same is her voluntary act and free will.

This instrument consists of four (4) pages including this page where this acknowledgment is written, signed by the parties and their witnesses at the left hand margin of page 1 and at the bottom portion of page 2 and refers to a Deed of Absolute Sale executed by DAPHNE GONZALES and Allan Solitaryo.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my notarial seal on the day, year, and place first above-mentioned.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

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Doc. No. 4001 ;  
Page No. 78 ;  
Book No. II ;  
Series of 2009.

## ANTE-NUPTIAL AGREEMENT

### KNOW ALL MEN BY THESE PRESENTS:

This ANTE-NUPTIAL AGREEMENT, entered into this 30<sup>th</sup> day of May, 2009, by and between **ROBERT PATTINSON**, of legal age and resident of Dumaguete City and **KRISTEN STEWART**, of legal age and resident of Dumaguete City.

Witnesseth:

1. That, the parties hereto are about to enter into a contract of marriage, tentatively scheduled to take place on November 25, 2009;
2. That they hereby mutually agree that their property relations as future spouses shall be under the regime of COMPLETE SEPARATION OF PROPERTY during the marriage;
3. That all the property, real and personal, now owned or hereafter to be owned by the future wife, KRISTEN STEWART, shall remain to be her own exclusive and separate property, subject to her sole disposition, administration, and enjoyment; while those of the future husband, ROBERT PATTINSON shall likewise remain to be his own absolute ownership, disposition, and administration;
4. That all earnings from any profession, business, or industry shall likewise belong to each future spouse;
5. That each future spouse shall proportionately bear the family expenses, including the rearing and education of future children that may be begotten or that may be adopted during the marriage;
6. That this agreement shall take effect upon the celebration of the marriage.

**IN WITNESS WHEREOF**, the parties hereto have signed their names unto his document of the above-mentioned date, in Dumaguete City, Negros Oriental, Philippines.

**ROBERT PATTINSON**  
*(Future Husband)*

**KRISTEN STEWART**  
*(Future Wife)*

Signed in the presence of:

**ASHLEY GREEN**

**NICKI REED**



**JOINT ACKNOWLEDGMENT**

BEFORE ME this 31<sup>st</sup> day of May 2009, at Dumaguete City, personally appeared:

**ROBERT PATTINSON** with CTC No. 85678 issued at Dumaguete City, Negros Oriental on January 04, 2009, and with two competent evidence of identity: PRC ID No. 97859, and Postal ID No. 22578;

**KRISTEN STEWART** with CTC No. 97562 issued at Dumaguete City, Negros Oriental on January 22, 2009, and with two competent evidence of identity: Driver's License issued by LTO Dumaguete and Cebu Pacific com[any ID No. 28365;

known to me and to be the same persons who executed the foregoing instrument and she acknowledged to me that the same is her voluntary act and free will.

This instrument consist three (3) pages including this page where this acknowledgment is written, signed by the parties and their witnesses at the left hand margin of page 1 and at the bottom portion of page 2 and refers to a Ante-Nuptial Agreement.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my notarial seal on the day, year, and place first above-mentioned.

**ATTY. JUAN DELA CRUZ**  
**Notary Public**

My commission expires December 31, 2010  
ROLL No. 87654- March 13, 2001  
IBP O.R.No. 3828 / LIFE  
PTR No. 12345670 –January 02, 2009  
BOTH ISSUED IN DUMAGUETE CITY

Doc. No. 4003 ;  
Page No. 125 ;  
Book No. III ;  
Series of 2009.

## Extrajudicial Partition of Real Estate

### PARTITION AGREEMENT

This AGREEMENT OF PARTITION, made and entered into by and between:

**LENIE ERAMES**, of legal age, single, residing at Dumaguete City; and **CINDY ERAMES**, of legal age, single, residing at Dumaguete City.

WITNESSETH:

WHEREAS, the above-named parties are the registered sole and exclusive co-owners of that certain parcel land situated in Barangay Sac-Sac, Bacong, Negros Oriental, and more particularly described as follows, to wit:

A parcel of land (Lot No. 2113 Pls.-759), situated in the Barangay Maayong Tubig, Municipality of Dauin, Province of Negros Oriental. Bounded on the NE., along line 3-4 by Lot 2113; along line 4-5 by Lot 2114; on the SE, along line 5-6 by Lot 2115; on the SW., along line 6-1 by Lot 1210; along line 1-2 by Lot 2116; and on the NW., along line 2-3 by Lot 2117, all of the subdivision plan. Beginning at a point marked "1", Pls.-759.

Thence N. 72 deg. 00'W.,	40.01 m. to point 2;
Thence N. 13 deg. 30'E.,	51.72 m. to point 3;
Thence S. 82 deg. 12'E.,	11.47 m. to point 4;
Thence S. 71 deg. 45'E.,	43.81 m. to point 5;
Thence S. 23 deg. 05'W.,	55.01 m. to point 6;
Thence N. 69 deg. 07'W.,	14.98 m. to point of

beginning. Containing an area of THREE THOUSAND SIX HUNDRED TWENTY (3,620.00) SQUARE METERS, more or less. All points referred to are indicated on the plan and marked on the ground by Pls. Cyl. Conc. Mons. 15 x 60 cm. dia. And the rest by stones, stakes and trees,

their title thereto being evidenced by Transfer Original Certificate of Title No. 4891 of the Register of Deeds of Negros Oriental;

WHEREAS, it is to the convenience and advantage of the said parties that the existing community of ownership between them be terminated and their respective shares and participation determined by mutual agreement and adjudication;

WHEREAS, for purposes of this partition agreement, the parties hereto have caused the above-described property to be subdivided into Lots Nos. 2113-A and 2113-B, per tracing cloth and blue print plan and technical descriptions, duly approved by the Land Registration Commission (LRC) which are attached hereto as Annexes "A" and "B", respectively, and made integral parts of this agreement;

WHEREAS, the parties hereto have mutually and voluntarily agreed, to partition and adjudicate among themselves their common property as above-described, in the manner following:

To **LENIE ERAMES**, the following Lot No. 2133 –A of the subdivision plan, and particularly described as follows: NE., along line 3-4 by Lot 2133; along line 4-5 by Lot 2134;

To **CINDY ERAMES**, the following Lot No. 2133 – B : on the SW., along line 6-1 by Lot 2101; along line 1-2 by Lot 2135;

**IN WITNESS WHEREOF**, the parties hereto have hereunto set their hands this 30<sup>th</sup> day of March, 2009, in Dumaguete City, Negros Oriental, Philippines.

**LENIE ERAMES**  
(co-owner)

**CINDY ERAMES**  
(co-owner)

Signed in the presence of:

**NATALIE GONZAGA**

**MATHEW GONZAGA**

**JOINT ACKNOWLEDGMENT**

BEFORE ME this 30<sup>th</sup> day of March 2009, at Dumaguete City, personally appeared:

**LENIE ERAMES** with CTC No. 282726 issued at Dumaguete City, Negros Oriental on January 22, 2009, and with two competent evidence of identity: SSS No. 977235 and PRC No. 575855;

**CINDY ERAMES** with CTC No. 282730 issued at Dumaguete City, Negros Oriental on January 26, 2009, and with two competent evidence of identity: Company ID No. 191817 and Driver's License No. 2876777 issued by LTO Dumaguete City;

known to me and to be the same persons who executed the foregoing instrument and she acknowledged to me that the same is her voluntary act and free will.

This instrument consists of three (3) pages including this page where this acknowledgment is written, signed by the parties and their witnesses at the left hand margin of page 1 and at the bottom portion of page 3 and refers to a Extra-Judicial Partition Agreement executed by Emily Grefaldia and Edlyn Grefaldia.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my notarial seal on the day, year, and place first above-mentioned.

**ATTY. JUAN DELA CRUZ**  
**Notary Public**

My commission expires December 31, 2010  
ROLL No. 87654- March 13, 2001  
IBP O.R.No. 3828 / LIFE  
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Doc. No. 4010 ;  
Page No. 112 ;  
Book No. III ;  
Series of 2009.

**DEED OF REAL ESTATE MORTGAGE**

**KNOW ALL MEN BY THESE PRESENTS:**

This contract of REAL ESTATE MORTGAGE made and executed by **NIKKI REED**, Filipino, of legal age, single, with residence and postal address at Poblacion, Bayawan City, Negros Oriental, Philippines, hereinafter called and referred to as MORTGAGOR, in favor of **JACKSON RATHBORNE**, Filipino, of legal age, and with residence and postal address at Bantayan, Dumaguete City, Negros Oriental, hereinafter called and referred to as MORTGAGEE,

**WITNESSETH:**

1. That I **NIKKI REED**, the mortgagor is the true, lawful and registered owner of a parcel of land together with all the improvements therein, covered by and registered under Original Certificate Title No. 384898 of the Register of Deeds of Negros Oriental, and which property is particularly described as follows:

**ORIGINAL CERTIFICATE OF TITLE NO. 384898**

“ A parcel of land, Lot No. 2129-M-2, Psd-05-13-0970, situated in Barangay Badeco, Municipality of Bayawan, Province of Negros Oriental, Island of Negros. Bounded on the NE, points 11,12 to 1 by Provincial Road; On the SE., & NE., points 1,2, to 3 by Lot 1604-M-1 of the subdivision plan; and points 3 to 4 by Lot 1604-N, Psd-07-03-002111;; on the SW., points 4,5,6,7, 8 to 9 by Lot 1692 xx x x containing an area of ONE THOUSAND TWO HUNDRED SEVENTEEN ( 1,217) SQUARE METERS, more or less.”

2. **THAT** this real estate mortgage is given as security for the payment of the mortgagee of a certain promissory note dated May 28,2009 for the sum of TWO HUNDRED FIFTY THOUSAND PESOS (P 250,000.00), with an interest of FIVE PERCENT (5% ) per month, to be paid on or before December 30,2009 according to the terms thereof and in the words and figures as follows:

*“FOR VALUE RECEIVED, I, NIKKI REED, of legal age, single, Filipino, and residing at Poblacion, Bayawan, Negros, Oriental, Philippines, do hereby promise to pay JACKSON RATHBONE or order the sum of TWO HUNDRED FIFTY THOUSAND PESOS (P 250,000.00) on or before November 24,2009, with an interest of FIVE PERCENT ( 5%) per month, with the understanding that to enforce the payment of this promissory note in case of failure to pay on agreed due date, I execute likewise a Deed of Real Estate Mortgage on my real estate property, with all the improvements therein, in favor of said JACKSON RATHBONE .”*

3. **THAT** the conditions of this Real Estate Mortgage are such that if the mortgagor shall well and truly pay or cause to be paid unto the mortgagee the aforesaid sum with accrued interest, then this mortgage shall be of no further force and effect; OTHERWISE, the same shall remain in full force and effect and shall be enforceable in the manner provided by law, and in order to enforce the payment of the said obligation, the mortgagee is herein granted power and authority to foreclose the above-described property extra-judicially, and for this

purpose, the herein mortgagee is hereby given the power and authority to be as she is hereby appointed as ATTORNEY-IN-FACT of the mortgagor to enforce the said extra-judicial foreclosure. In such case the mortgagor shall be charged 25% of the unpaid principal and interest as attorney's fee, plus cost of foreclosure, in addition to the principal loan and all unpaid interest and penalties.

**4. THAT for and in consideration of** the loan of TWO HUNDRED FIFTY THOUSAND PESOS (P 250,000.00), Philippine Currency , which the Mortgagor has obtained from the Mortgagee, and to secure the payment of the same, the mortgagor hereby transfers and conveys by way of mortgage unto the mortgagee, a parcel of land together with all the improvements therein found, situated in Barangay Badeco, City of Bayawan, Province of Negros Oriental, Island of Negros, as above-described.

**IN WITNESS WHEREOF**, I have hereunto set my hand this 5<sup>th</sup> day of June 2009, in the City of Bayawan, Philippines.

**JANESSE MARIE KILAYKO**  
Mortgagor

**JACKSON RATHBORNE**  
Mortgagee

Signed in the Presence of:

**TAYLOR LAUTNER**

**SELENA GOMEZ**

#### **JOINT ACKNOWLEDGMENT**

BEFORE ME this 5<sup>th</sup> day of June 2009, at Bayawan City, personally appeared:

**NIKKI REED** with CTC No. 99476 issued at Bayawan City, Negros Oriental on January 25, 2009, and with two competent evidence of identity: PRC ID No. 272626, and GSIS E-card No. 229997;

**JACKSON RATHBORNE** with CTC No. 746322 issued at Dumaguete City, Negros Oriental on January 06, 2009, and with two competent evidence of identity: PRC ID No. 271651, and SSS No. 682345;

known to me and to be the same persons who executed the foregoing instrument and she acknowledged to me that the same is her voluntary act and free will.

This instrument consists of four (4) pages including this page where this acknowledgment is written, signed by the parties and their witnesses at the left hand margin of page 1 and at the bottom portion of page 2 and refers to a Deed of Real Estate Mortgage executed by NIKKI REED and JACKSON RATHBONE.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my notarial seal on the day, year, and place first above-mentioned.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

**BOTH ISSUED IN DUMAGUETE CITY**

Doc. No. 1146;  
Page No. 23;  
Book No. I ;  
Series of 2009.

**DISCHARGE OF REAL ESTATE MORTGAGE**

**KNOW ALL MEN BY THESE PRESENTS:**

I, **JACKSON RATHBORNE**, of legal age, Filipino, single, and residing at Bantayan, Dumaguete City.

That I am the **Mortgagee** in that Deed of Real Estate Mortgage executed by on June 05, 2009 and noted as Doc. No. 1146 Page 23 ; Book I Series of 2009 of the Notarial Register of Atty. Joseph Simon L. Ramon, Notary Public for and in the City of Bayawan.

That having this date received the full amount of TWO HUNDRED FIFTY THOUSAND PESOS (P 250,000.00) from the Mortgagor, the said NIKKI REED together with accrued interests, I do hereby forever DISCHARGE, and CANCEL the mortgage above-adverted to, covering a parcel of land, covered by TCT No. 384898 of the Registry of Deeds of Negros Oriental

**IN WITNESS WHEREOF**, I have hereunto set my hand this 26<sup>th</sup> day of December 2009, in the City of Dumaguete, Philippines.

**JACKSON RATHBORNE**  
Mortgagee

WITNESSES:

**DAKOTA FANNING**

**KELLAN LUTZ**

**ACKNOWLEDGMENT**

**REPUBLIC OF THE PHILIPPINES            )**  
**PROVINCE OF NEGROS ORIENTAL) S.S.**  
**CITY OF BAYAWAN                            )**  
**X-.....-/-**

BEFORE ME this 17th of June 2009, at Dumaguete City, personally appeared one **JACKSON RATHBORNE** with CTC No. 746322 issued at Dumaguete City, Negros Oriental on January 06, 2009, and with two competent evidence of identity: PRC ID No. 271651, and GSIS E-card No. 682345, known to me and to be the person who executed the

foregoing instrument and he acknowledged to me that the same is his voluntary act and free will.

This instrument consists of two (2) pages including this page where this acknowledgment is written, signed by the parties and their witnesses at the left hand margin of page 1 and at the bottom portion of page 2 and refers to a Discharge of Real Estate Mortgage executed by PHINES PATALINGHUG.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my notarial seal on the day, year, and place first above-mentioned.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

BOTH ISSUED IN DUMAGUETE CITY

Doc. No. 4010 ;  
Page No. 11 ;  
Book No. 5 ;  
Series of 2009.



## DEED OF CHATTEL MORTGAGE

### KNOW ALL MEN BY THESE PRESENTS:

This **MORTGAGE**, made and entered into this 23<sup>rd</sup> of May, 2009, in the City of Dumaguete, Province of Negros Oriental, Philippines, by and between **CHRISTINE ANNE TORRES**, of legal age, single, and a resident of Daro, Dumaguete City, Philippines, **Mortgagor**, and **JASMIN PINSOY**, likewise of legal age, single, and residing at Dumaguete City, Philippines, **Mortgagee**,

### WITNESSETH:

That the **MORTGAGOR** does hereby convey, by way of mortgage unto the **MORTGAGEE** the following described personal property situated in Daro, Dumaguete City, Province of Negros Oriental, Philippines, and presently in the possession of said **MORTGAGOR**, to wit:

“HONDA XLmotorcycle with plate No. 7H-7898,  
Serial/ Chasses No. TH34234,  
Motor No. DY387288TK34”

That this **CHATTEL MORTGAGE** is given as security for the payment to said **MORTGAGEE** of certain promissory note dated on 20<sup>th</sup> of June, 2009 in the sum of Forty Five Thousand (Php 45,000.00), Pesos Philippine Currency, with interest thereon Five (5%) **PER CENT** per annum, which note is in words and figures as follows:

P 45,000.00

May 1, 2009

“Twelve months after date, for value I received, I promise to pay to the order of **JASMIN PINSOY**, the sum of Forty Five Thousand (Php45,000) Pesos, with interest at Five (5%) **PER CENT** per annum.

“If suit becomes necessary to collect said amount on this note, I hereby agree to pay as attorney’s fees, Ten (10%) **PER CENT** of the total amount found due.

**CHRISTINE ANNE TORRES**

That the condition of this obligation are such that if **MORTGAGOR**, his heirs, administrators, executors, and assigns shall well and truly performs and fulfill he full obligation above stated according to the terms thereof, then this obligation shall be extinguished; otherwise, it shall remain in full force and effect.

**IN WITNESS WHEREOF**, the **MORTGAGOR** has signed these presents at Dumaguete City, Philippines, on this June 1, 2009.

ANNE CHRISTINE TORRES  
Mortgagor  
TIN No. 103-878-542

SIGNED IN THE PRESENCE OF:

**ALICE CULLEN**

**CONNIE ANG**

**AFFIDAVIT OF GOOD FAITH**

**WE** severally swear that the foregoing mortgage is made for the purpose of securing the obligations specified therein and for no other purpose, and that the same is just and valid obligation and not one entered into for the purpose of fraud.

**CHRISTINE ANNE TORRES**

*Mortgagor*

TIN No. 103-878-542

**JASMIN PINSOY**

*Mortgagee*

TIN No. 149-210-871

**SUBSCRIBED AND SWORN** to before me this 17<sup>th</sup> June, 2009 at Dumaguete City, Philippines

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

**BOTH ISSUED IN DUMAGUETE CITY**

Doc. No. 4571 ;  
Page No. 13 ;  
Book No. IV ;  
Series of 2009.

**JOINT ACKNOWLEDGMENT**

**BEFORE ME** this 17th of June 2009, at Dumaguete City, personally appeared:

**CHRISTINE ANNE TORRES** with CTC No. 273773 issued at Dumaguete City, Negros Oriental on January 03, 2009, and with two competent evidence of identity: SSS ID No. 061780, and POSTAL ID No. 110578;

**JASMIN PINSOY** with CTC No. 543225 issued at Dumaguete City, Negros Oriental on January 16, 2009, and with two competent evidence of identity: PRC ID No. 092422, and GSIS E-card No. 712009;

known to me and to be the same persons who executed the foregoing instrument and she acknowledged to me that the same is her voluntary act and free will.

This instrument consists of four (4) pages including this page where this acknowledgment is written, signed by the parties and their witnesses at the left hand margin of page 1 and at the bottom portion of page 4 and refers to a Deed of Chattel Mortgage executed by ANNE CHRISTINE TORRES and JASMIN PINSOY.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my notarial seal on the day, year, and place first above-mentioned.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

**BOTH ISSUED IN DUMAGUETE CITY**

Doc. No. 4588 ;  
Page No. 321 ;  
Book No. IV ;  
Series of 2009.

**DISCHARGE OF CHATTEL MORTGAGE**

**KNOW ALL MEN BY THESE PRESENTS:**

I, JASMIN PINSOY, of legal age, Filipino, single, and residing at Daro, Dumaguete City.

That I am the **Mortgagee** in that Deed of Chattel Mortgage executed by **CHRISTINE ANNE TORRES** on June 17, 2009 and noted as Doc. No. 0706 Page 124 ; Book III Series of 2009 of the Notarial Register of Atty. Lilani L. Ramon, Notary Public for and in the City of Dumaguete.

That having this date received the full amount of FORTY FIVE THOUSAND PESOS (P 45,000.00) from the Mortgagor, the said **CHRISTINE ANNE TORRES** together with accrued interests, I do hereby forever **DISCHARGE**, and **CANCEL** the mortgage above-adverted to, covering personal property as described hereto:

“HONDA XL motorcycle with plate No. 7H-7898,  
Serial/ Chasses No. ANS1562A-E76345,  
Motor No. DY38728TK34”

**IN WITNESS WHEREOF**, I have hereunto set my hand this 22<sup>nd</sup> day of July 2009, in the City of Dumaguete, Philippines.

**CHRISTINE ANNE TORRES**  
Mortgagee

WITNESSES:

**DIANA ELSA SANTIAGO**

**FERGIE SANTIAGO**

**ACKNOWLEDGMENT**

**REPUBLIC OF THE PHILIPPINES** )  
**PROVINCE OF NEGROS ORIENTAL** ) **S.S.**  
**CITY OF DUMAGUETE** )  
**X-.....-/**

BEFORE ME this 22<sup>nd</sup> day of July 2009, at Dumaguete City, personally appeared one **CHRISTINE ANNE TORRES** with CTC No. 27377 issued at Dumaguete City, Negros Oriental on January 03, 2009, and with two competent evidence of identity: PRC ID No. 061780, and GSIS E-card No. 110578, known to me and to be the person who executed

the foregoing instrument and she acknowledged to me that the same is her voluntary act and free will.

This instrument consists of three (3) pages including this page where this acknowledgment is written, signed by the parties and their witnesses at the left hand margin of page 1 and at the bottom portion of page 3 and refers to a Discharge of Chattel Mortgage executed by JOSHUA CIMAFRANCA.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my notarial seal on the day, year, and place first above-mentioned.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

**BOTH ISSUED IN DUMAGUETE CITY**

Doc. No. 4877 ;  
Page No. 257 ;  
Book No. V ;  
Series of 2009.

## CONTRACT OF LEASE OF COMMERCIAL BUILDING

### KNOW ALL MEN BY THESE PRESENTS:

1. That this **CONTRACT OF LEASE** is made and entered into by and between:

**TAMARA T. TEVES**, of legal age, single, Filipino, with residence and postal address at Talay, Dumaguete City, Negros Oriental, Philippines, herein called **LESSOR**;

And

**JAY CUEVAS**, of legal age, single, with postal address at Taclobo, Dumaguete City, Philippines, herein called the **LESSEE**,

### WITNESSETH:

2. That the LESSOR, hereby leases unto the LESSEE, and the latter hereby accepts the lease agreement from the former, a commercial space, No. 1 and 2, Ramon Building, located at Real Street, Dumaguete City, under the following terms and conditions:

- a) That the LESSEE shall leased property only as an office and shall not use it as a residence.
- b) That the LESSEE shall not place in the premises any fire hazards, which could be detrimental to the safety to all the lessees of the building.
- c) That the monthly rental shall be Thirty Thousand Pesos (P30,000.00), Philippine currency, to be paid by the LESSEE at the office of the LESSOR on or before the 15<sup>th</sup> day of each and every month. It is expressly agreed and understood that the payment of the rental herein stipulated shall be made without the necessity of express demand and without delay on any ground whatsoever.
- d) That the term of this lease is Five (5) years commencing on August 1, 2007 and expiring on August 1, 2010. It is expressly agreed and stipulated that an increase of ten percent (10%) per year based on the original monthly rental shall be added on the agreed monthly rental until this contract expires.
- e) That the LESSEE is expressly prohibited to sublet the leased premises to anyone, without the express consent of the LESSOR in writing.
- f) That without prior consent of the LESSOR, the LESSEE shall not make any alteration addition or improvements on the leased premises. Upon the expiration of the leased, such alterations, additions or improvements shall form part of the leased premises without cost to the LESSOR. However, the LESSOR reserves the right to require the lessee to correct and improve any alterations made by the LESSEE in the leased premises of the affected portion thereof at the same condition when the lease started.
- g) That all the ordinary repairs within the premises that arise in the daily use of the facilities therein shall be for the sole account and expense of the LESSEE, without right of reimbursement.
- h) That all charges of water, light, gas, telephone used within the premises shall be at the sole account of the LESSEE.

- i) That the LESSEE shall be responsible for the observance of sanitary and electrical regulations required or imposed by the government authorities regarding the use and habitation of the leased premises.
- j) That the LESSEE shall notify the LESSOR at least 30 days in advance should the LESSEE decide to abandon the leased premises.
- k) Those violations of any of the above terms and conditions will ipso facto produce the rescission of this contract of lease.

**IN WITNESS WHEREOF**, the parties hereto have signed this contract of lease this 24<sup>th</sup> day of August, 2007, in Dumaguete City, Philippines.

**TAMARA T. TEVES**

Lessor

**JAY CUEVAS**

Lessee

Signed in the presence of:

**TERESA TEVES**

**ELLEN PURACAN**

#### **JOINT ACKNOWLEDGMENT**

BEFORE ME this 17th of June 2009, at Dumaguete City, personally appeared:

**TAMARA T. TEVES** with CTC No. 14344 issued at Dumaguete City, Negros Oriental on June 15, 2009, and with two competent evidence of identity: PRC ID No. 061780, and GSIS E-card No. 110578;

**JAY CUEVAS** with CTC No. 143445 issued at Dumaguete City, Negros Oriental on June 16, 2009, and with two competent evidence of identity: PRC ID No. 072278, and GSIS E-card No. 122009;

known to me and to be the same persons who executed the foregoing instrument and she acknowledged to me that the same is her voluntary act and free will.

This instrument consists of four (4) pages including this page where this acknowledgment is written, signed by the parties and their witnesses at the left hand margin of page 1 and at the bottom portion of page 4 and refers to a Contact of Lease executed by MATT ALMAR J. MATURAN and FERGIE J. SANTIAGO.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my notarial seal on the day, year, and place first above-mentioned.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

**BOTH ISSUED IN DUMAGUETE CITY**

Doc. No. 5747 ;  
Page No. 231 ;  
Book No. IV ;  
Series of 2009.



**SALE OF PERSONAL PROPERTY**

**KNOW ALL MEN BY THESE PRESENTS:**

**I, SHARADE E. PADILLA, of legal age, single, Filipino, with residence and post-office address at Daro, Dumaguete City, FOR AND IN CONSIDERATION of the sum of Fifty Thousand Pesos (Php50,000.00) Philippine Currency, to me in hand paid to my full satisfaction by REGAL M. OLIVA, Filipino, with residence and post-office address at St. Louis Village, Dumaguete City DO HEREBY SELL unto the said REGAL M. OLIVA that motor vehicle described as follows, to wit:**

**MAKE: Honda  
TYPE: Wave  
MODEL: 2000  
ENGINE NO.: 1234  
SERIAL NO.: 546332**

**That I hereby warrant unto the said vendee, full title and ownership over the vehicle above described, free from all liens and encumbrances, in favor of any person or entity.**

**IN WITNESS WHEREOF, I have hereunto set my hand, this 17<sup>th</sup> day of June, 2009 at Dumaguete City, Philippines.**

**REGAL M. OLIVA  
VENDEE**

**SHARADE E. PADILLA  
VENDOR**

**Signed in the presence of:**

**PHINES PATALINGHUG**

**MAAN MEDINA**

**ACKNOWLEDGMENT**

**REPUBLIC OF THE PHILIPPINES )**

PROVINCE OF NEGROS ORIENTAL            )  
CITY OF DUMAGUETE                        )  
X-----/

BEFORE ME this 17th of June 2009, at Dumaguete City, personally appeared one **SHARADE E. PADILLA** with CTC No. 14344 issued at Dumaguete City, Negros Oriental on June 15, 2009, and with two competent evidence of identity: PRC ID No. 061780, and GSIS E-card No. 110578, known to me and to be the person who executed the foregoing instrument and she acknowledged to me that the same is her voluntary act and free will.

This instrument consists of two (2) pages including this page where this acknowledgment is written, signed by the parties and their witnesses at the left hand margin of page 1 and at the bottom portion of page 2 and refers to a Deed of Sale of Personal Property executed by SHARADE E. PADILLA and REGAL M. OLIVA.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my notarial seal on the day, year, and place first above-mentioned.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

BOTH ISSUED IN DUMAGUETE CITY

Doc. No.        3480 ;  
Page No.       456 ;  
Book No.       IV ;  
Series of       2009.

**DEED OF SALE OF MOTOR VEHICLE**

**KNOW ALL MEN BY THESE PRESENTS:**

I, **PHINES PATALINGHUG**, of legal age, single, Filipino, with postal address at Daro, Dumaguete City, Philippines, am the lawful and registered owner of a certain motor vehicle and more particularly described as follows;

Make: **TOYOTA**, Type: **1.6 GLI COROLLA**,  
Engine No: **PC-11223**,  
Serial No: **ABC66DEF-33445**,  
Chassis No: **0T84455667**,  
Reg. Cert: **12334556**,  
Plate No: **GAD 010**

1. That for and in consideration of **ONE HUNDRED FIFTY THOUSAND PESOS (P150, 000.00)**, in Philippine Currency, in hand paid to me in full satisfaction and acknowledged to have received from the vendee, **JOSHUA CIMA FRANCA** legal age, single and a resident of St. Louis Village, Dumaguete City, Philippines, by virtue of these presents, do hereby **SELL** the above described motor vehicle unto and in favor of the said **JOSHUA CIMA FRANCA**, the above described motor vehicle.

2. That I further declare that the said above described vehicle is free from liens and/or encumbrances and shall defend its ownership from any/all claim/s whatsoever;

3. That I have agreed with the herein **VENDEE** to cause the cancellation of my Certificate of Registration and transfer the same to her name.

**IN WITNESS WHEREOF**, I have hereunto set my hand this 17<sup>th</sup> day of August 2007 at city of Dumaguete, Philippines.

**PHINES PATALINGHUG**

Vendor

Signed in the presence of:

**NERIO D. ORAS**

**RAQUEL RETADA**

**ACKNOWLEDGMENT**

**REPUBLIC OF THE PHILIPPINES )**

**PROVINCE OF NEGROS ORIENTAL** ) **S.S.**  
**CITY OF DUMAGUETE** )  
**X-----/**

BEFORE ME this 17th of June 2009, at Dumaguete City, personally appeared one **PHINES PATALINGHUG** with CTC No. 14344 issued at Dumaguete City, Negros Oriental on June 15, 2009, and with two competent evidence of identity: PRC ID No. 061780, and GSIS E-card No. 110578, known to me and to be the person who executed the foregoing instrument and she acknowledged to me that the same is her voluntary act and free will.

This instrument consists of three (3) pages including this page where this acknowledgment is written, signed by the parties and their witnesses at the left hand margin of page 1 and at the bottom portion of page 3 and refers to a Deed of Sale of Motor Vehicle executed by PHINES PATALINGHUG and JOSHUA CIMAFRANCA.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my notarial seal on the day, year, and place first above-mentioned.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

**BOTH ISSUED IN DUMAGUETE CITY**

Doc. No. 3480 ;  
Page No. 456 ;  
Book No. IV ;  
Series of 2009.

## GENERAL POWER OF ATTORNEY

### KNOW ALL MEN BY THESE PRESENTS:

That I, **MATT ALMAR J. MATURAN**, of legal age, Filipino citizen, single and resident of Brgy. Banilad, Dumaguete City, Philippines, do hereby name, constitute, and appoint **FERGIE J. SANTIAGO**, of legal age, Filipino citizen, and resident of Pulang-tubig, Dumaguete City, Philippines, to be my true and lawful attorney-in-fact, for me and in my name, place, and stead, to do and perform the following acts and things, namely:

1. To manage and administer all my property, real or personal, that may be found in the Philippines;
2. To ask, demand, sue for, recover, collect, and receipt for any and all sums of money, debts, accounts, legacies, bequests, interests, dividends, demands, and other things of value of whatsoever nature or kind as may now be or may hereafter become due, owing, payable or belonging to me, and to have, use, attachment, or otherwise, and to compromise, settle, and agree for the same;
3. To buy or sell, hire or lease, mortgage, or otherwise hypothecate lands, tenements, and hereditaments or other forms of real property, upon such terms and condition and under such covenants as my said attorney shall see fit and proper;
4. To purchase and sell, mortgage, pledge, and otherwise hypothecate goods, wares, merchandise, chattels, choses in action, and other personal property in possession or in action;
5. To deposit money in any bank or banks and to withdraw the same by cheque, receipt, drafts, bills of exchange, promissory notes, letters of credit, guarantees, and all other writings, contracts and agreements; to borrow or lend money, with or without security, upon such terms and conditions as he/she, my said attorney, may approve; and to transact any and all business, operations, and affairs with any and all banking institutions in the Philippines as may be deemed necessary, proper, and convenient;
6. To attend any and all meetings. Special, regular, ordinary, of any and all firms, corporations, associations, societies or other concerns, of which I may now be or hereafter become a member or stockholder, and then and there to exercise my voice and vote and whatsoever other privileges, rights, and prerogatives as may correspond to me by reason of my membership, shares, or other participation therein;
7. To make sign, seal, execute, and deliver contracts, documents, agreements and other writings of whatsoever nature, kind, and description, with any and all third persons, concerns, and entities, upon such terms and conditions acceptable to my said attorney;
8. To prosecute and defend any and all suits, actions, and other proceedings in the courts, tribunals, departments, and offices of the Government of the Philippines, and to terminate, compromise, settle, and adjust the same and the subject matter thereof; and
9. To delegate in whole or in part any or all the powers and authorities herein conferred by means of an instrument in writing, in favor of any third person or persons whom my said attorney may select;

**HEREBY GIVING AND GRANTING** unto my paid attorney-in-fact full power and authority to do and perform any and every act and thing whatsoever requisite or necessary or proper to be done in and about the premises, as fully to all intents and purposes as I might or could do if personally present and acting in person, with full power of substitution or revocation; and

**HEREBY RATIFYING AND CONFIRMING** all that my said attorney of his/her substitute shall lawfully do or cause to be done under and by virtue of these presents.

**IN WITNESS WHEREOF**, I have hereunto set my hand at Dumaguete City , Philippines, on this 17<sup>th</sup> day of June, 2009.

**MATT ALMAR J. MATURAN**  
*Principal*  
TIN No. 123-432-243

SIGNED IN THE PRESENCE OF:

**SUZETTE MATURAN**

**CHARLES SANTIAGO**

**ACKNOWLEDGMENT**

**REPUBLIC OF THE PHILIPPINES** )  
**PROVINCE OF NEGROS ORIENTAL** ) **S.S.**  
**CITY OF DUMAGUETE** )  
**X-.....-/**

BEFORE ME this 17th of June 2009, at Dumaguete City, personally appeared one **MATT ALMAR J. MATURAN** with CTC No. 14344 issued at Dumaguete City, Negros Oriental on June 15, 2009, and with two competent evidence of identity: PRC ID No. 061780, and GSIS E-card No. 110578, known to me and to be the person who executed the foregoing instrument and she acknowledged to me that the same is her voluntary act and free will.

This instrument consists of four (4) pages including this page where this acknowledgment is written, signed by the parties and their witnesses at the left hand margin of page 1 and at the bottom portion of page 4 and refers General Power of Attorney executed by **MATT ALMAR J. MATURAN**.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my notarial seal on the day, year, and place first above-mentioned.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

**BOTH ISSUED IN DUMAGUETE CITY**

Doc. No. 3480 ;  
Page No. 456 ;  
Book No. IV ;  
Series of 2009.

**SPECIAL POWER OF ATTORNEY**

**KNOW ALL MEN BY THESE PRESENTS:**

That I, **FERGIE J. SANTIAGO**, of legal age, single, Filipino citizen, and resident of Banilad, Dumaguete City, Philippines., have made, constituted, and appointed, and by these presents do make, constitute, and appoint **RAQUEL RETADA**, of legal age, and resident of Banilad, Dumaguete City, Philippines my true and lawful attorney-in-fact for me and my name, place, and stead, to sell, mortgage, lease, agree for, or in any manner dispose of the land and building belonging to me situated at Banilad, Dumaguete City, embraced in and covered by Transfer/Original Certificate of Title No. T-3344., issued by the Register of Deeds of Dumaguete, upon such terms and conditions and under such covenants as he may deem fit;

**GIVING AND GRANTING** unto my said attorney full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done in and about the premises, as fully to all intents and purposes as I might or could do if personally present, and hereby ratifying and confirming all that my said attorney shall lawfully do or cause to be done by virtue of these presents.

**IN WITNESS WHEREOF**, I have hereunto set my hand at Dumaguete City., Philippines, on this 17<sup>th</sup> day of June, 2009.

**FERGIE J. SANTIAGO**  
*Principal*  
TIN No. 345-670-680

SIGNED IN THE PRESENCE OF:

**URIC RETADA**

**HANZ MATURAN**

**ACKNOWLEDGMENT**

**REPUBLIC OF THE PHILIPPINES** )  
**PROVINCE OF NEGROS ORIENTAL** ) **S.S.**  
**CITY OF DUMAGUETE** )  
**X-.....-/**



BEFORE ME this 17th of June 2009, at Dumaguete City, personally appeared one **FERGIE J. SANTIAGO** with CTC No. 14344 issued at Dumaguete City, Negros Oriental on June 15, 2009, and with two competent evidence of identity: PRC ID No. 061780, and SSS No. 110578, known to me and to be the person who executed the foregoing instrument and she acknowledged to me that the same is her voluntary act and free will.

This instrument consists of two (2) pages including this page where this acknowledgment is written, signed by the parties and their witnesses at the left hand margin of page 1 and at the bottom portion of page 2 and refers Special Power of Attorney executed by **FERGIE J. SANTIAGO**.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my notarial seal on the day, year, and place first above-mentioned.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

**BOTH ISSUED IN DUMAGUETE CITY**

Doc. No. 3480 ;  
Page No. 456 ;  
Book No. IV ;  
Series of 2009.

**ARTICLES OF INCORPORATION**  
**Of**  
**“ TWILIGHT CORP.”**

**KNOW ALL MEN BY THESE PRESENTS:**

That we, all of legal age, majority of whom are citizens and residents of the Philippines, have this day voluntarily associated ourselves together for the purpose of forming a non-stock corporation under the laws of the Republic of the Philippines.

**AND WE HEREBY CERTIFY:**

- I.** That the name of the said corporation shall be **TWILIGHT CORP.;**
- II.** That the purposes for which said corporation is formed are as follows:
  - 1.1 To establish a high tech Information technology for Communication System in the province of Negros Oriental, emphasizing the introduction of AQL Neutro-flag cell Installation in each locality for better communication;
  - 1.2 To promote easy-call-contact through “AQL Neutro-flag cell “ program to each urban and rural barangays including hinterland barangays even with no power connections;
- III.** That the term for which said corporation is to exist shall be **FIFTY (50) years** from and after the date of incorporation.
- IV.** That the name, nationalities and residences, of the incorporators of said corporation are as follows:

<b>Name</b>	<b>Nationality</b>	<b>Residence</b>
1. BELLA CULLEN	Filipino	Taclobo,Dumaguete City
2. EDWARD CULLEN	Filipino	Daro,Dumaguete City
3. ALICE CULLEN	Filipino	Daro, Dumaguete City
4. ROSALIE HALE	Filipino	Piapi, Dumaguete City
5. JASPER HALE	Filipino	Motong,DumagueteCity
6. EMMET CULLEN	Filipino	Daro, Dumaguete City
7. CHARLIE SWAN	Filipino	Motong,Dumaguete City

8. JACOB BLACK Filipino Motong,Dumaguete City

V. That the number of trustees of the corporation shall be eight (8) and shall be persons of good character and standing in the community.

VI. That the names and residence of the trustees of the corporation who are to serve until their successors are elected and qualified as provided by the By-laws as are follows:

<b>Name</b>	<b>Nationality</b>	<b>Residence</b>
1. BELLA CULLEN	Filipino	Taclobo,Dumaguete City
2. EDWARD CULLEN	Filipino	Daro,Dumaguete City
3. ALICE CULLEN	Filipino	Daro, Dumaguete City
4. ROSALIE HALE	Filipino	Piapi, Dumaguete City
5. JASPER HALE	Filipino	Motong,DumagueteCity
6. EMMET CULLEN	Filipino	Daro, Dumaguete City
7. CHARLIE SWAN	Filipino	Motong,Dumaguete City
8. JACOB BLACK	Filipino	Motong,Dumaguete City

VII. That the authorized capital stock of the said corporation is EIGHT HUNDRED THOUSAND PESOS (P 800,000.00) Philippine currency, and said capital stock is divided into EIGHT THOUSAND (8,000) SHARES with a par value of TEN THOUSAND PESOS (10,000.00) PER SHARE.

VIII. That the amount of said capital stock which has been actually subscribed is FIVE HUNDRED THOUSAND (P500,000.00), representing 55 % of the total subscribed shares, and the following persons have subscribed for the number of shares and the amount of capital stock set out after their respective names:

<b>NAMES</b>	<b>NO. OF SHARES</b>	<b>AMOUNT OF CAPITAL STOCK SUBSCRIBED</b>
1. BELLA CULLEN	625	62,500.00
2. EDWARD CULLEN	625	62,500.00
3. ALICE CULLEN	625	62,500.00
4. ROSALIE HALE	625	62,500.00
5. JASPER HALE	625	62,500.00
6. EMMET CULLEN	625	62,500.00
7. CHARLIE SWAN	625	62,500.00
8. JACOB BLACK	625	62,500.00
<b>TOTAL</b>	<u>5,000</u>	<u>500,000.00</u>

**IX.** That the following persons have paid on the shares of capital stocks for which they have subscribed, the amount of which are set out opposite their respective Names:

<b>NAMES</b>	<b>AMOUNT PAID ON SUBSCRIPTION</b>	
1. BELLA CULLEN	P	62,500.00
2. EDWARD CULLEN		62,500.00
3. ALICE CULLEN		62,500.00
4. ROSALIE HALE		62,500.00
5. JASPER HALE		62,500.00
6. EMMET CULLEN		62,500.00
7. CHARLIE SWAN		62,500.00
8. JACOB BLACK		62,500.00
TOTAL PAID UP CASH	P	500,000.00

**X.** That no transfer of stock which will reduce the ownership of Filipino citizens to less than the required percentage in the capital stock shall be permitted or allowed to be recorded in the books of the corporation and such restriction shall be printed on all the certificates to be issued by the corporation.

**XI.** That the un-issued shares of stocks shall be offered for sale exclusively to stockholders of the corporation. Any stockholders who desires to sell his or her shares of stock or any part thereof, shall make the offer in writing stating thereon the number of the shares offered for sale and the price demanded per share, which must not be lower than that the book value, giving exclusive preferences to prospective buyers in the following manner;

- A) To the corporation for which this purpose is given a period of thirty (30) days from receipt of the written offer to exercise the option;
- B) To the stockholders who are given the same period of time to act;
- C) Should neither the corporation nor the stockholders desire to buy the shares desired by them, their still remains share unsold, then the offer may be made to the third person under the same terms and conditions as those given to the corporation and stockholders.

**XII.** That Gina Alayon has been elected by the members as treasurer of the corporation, to act as such until his successor is duly elected and qualified in accordance with the By-Laws and that as such treasurer, he has been authorized from the corporation to receipt in its name all contributions and/or donations given to the corporation.

**IN WITNESS WHEREOF**, we have hereunto set our hands this 14<sup>th</sup> of February, 2009 in the City of Dumaguete, Philippines.

**INCORPORATORS:**

**BELLA CULLEN**

**EDWARD CULLEN**

**ALICE CULLEN**

**ROSALIE HALE**

**JASPER HALE**

**EMMET CULLEN**

**CHARLIE SWAN**

**JACOB BLACK**

**ACKNOWLEDGMENT**

**REPUBLIC OF THE PHILIPPINES    )  
PROVINCE OF NEGROS ORIENTAL    ) SS  
CITY OF DUMAGUETE                )**

**BEFORE ME**, a notary public in and for the city of Dumaguete, this 16<sup>th</sup> of February, 2009 personally came and appeared;

<i>Name</i>	<i>CTC Nos.</i>	<i>Date and place of Issue</i>
1. BELLA CULLEN	0656576-C	January 3, 2009, Dumaguete City
2. EDWARD CULLEN	938558-C	January 3, 2009, Dumaguete City
3. ALICE CULLEN	131245-C	February 2, 2009, Dumaguete City
4. ROSALIE HALE	123563-B	February 3, 2009, Dumaguete City
5. EMMET CULLEN	345656-B	January 3, 2009, Dumaguete City
6. JASPER HALE	060726-C	January 4, 2009, Dumaguete City
7. CHARLIE SWAN	8457676-C	January 2, 2009, Dumaguete Ci
8. JACOB BLACK	2947457-B	February 3, 2009, Dumaguete City

Known to me and to be the same persons who executed the foregoing Articles of Incorporation and acknowledged to me that the same is their own free and voluntary act and deed for the purposes and uses herein stated.

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

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

**BOTH ISSUED IN DUMAGUETE CITY**

Doc. No. 3480 ;  
Page No. 456 ;  
Book No. IV ;  
Series of 2009.

## **DEED OF DONATION OF REAL PROPERTY INTER VIVOS**

**KNOW ALL MEN BY THESE PRESENTS:**

1. That I, **MAICA CIMA FRANCA**, of legal age, single, and resident of St. Louis Village, Dumaguete City, Negros Oriental, Philippines, hereinafter called the **DONOR**, and **NORA ONG**, likewise of legal age, single and a resident of Daro, Dumaguete City, Negros Oriental, Philippines, hereinafter called the **DONEE**, witnesseth:

2. That the **DONOR** is the registered owner of a parcel of land, situated in Taclobo, Dumaguete City and covered by Transfer Certificate Title No. 1234, which said parcel of land is more particularly described and bounded, to wit:

**TRANSFER CERTIFICATE OF TITLE NO. 1234**

**LOT NO. 2345**

“A parcel of land known as (Lot No. 2345, before Lot No. 3456-D, psd –156, of the Cadastral Survey of Dumaguete, Cadastral Case No. 4, L.R.C. Cadastral ec. No. 143) situated in Taclobo, City of Dumaguete. Bounded on the N. by Lot 2233, 4455, and 6677; on the E. by Lots 1122, 1133, 1144 and 1155; on the S., by Lots 7711, 7722, and Lot 7733 (before Lot No. 8811-c, Cad. 123); and on the W., by Lot No. 9988, containing an area of THREE THOUSAND (3,000) square meters.”

3. That **FOR** and **IN CONSIDERATION** of the love and affection shown upon the **DONOR** to the **DONEE**, and as an act of gratitude and liberality on his part, the **DONOR** hereby voluntarily **GIVE by WAY OF DONATION**, unto the **DONEE**, the above described real property, together with all the improvements thereon, free from all liens, encumbrances and charges of whatever kind;

4. That the **DONOR** does hereby state, for the purpose of giving full effect to this donation, that he reserved for himself in full ownership sufficient property to support himself in a manner appropriate to his needs.

5. That the **DONEE** hereby accepts and receives this donation made in his favor by the **DONOR**, and hereby manifest his gratefulness for the latter’s generosity and liberality.

**IN WITNESS WHEREOF**, both parties have hereunto affixed their signatures this 17<sup>th</sup> day of June, 2009, Dumaguete City, Philippines.

**MAICA CIMA FRANCA**  
Donor

**NORA ONG**  
Donee

Signed in the presence of:

**GAB REYES**

**PEDRO TAN**

**JOINT ACKNOWLEDGMENT**

BEFORE ME this 17th of June 2009, at Dumaguete City, personally appeared:

**GAB REYES** with CTC No. 14344 issued at Dumaguete City, Negros Oriental on June 15, 2009, and with two competent evidence of identity: PRC ID No. 061780, and SSS card No. 110578;

**NORA ONG** with CTC No. 143445 issued at Dumaguete City, Negros Oriental on June 16, 2009, and with two competent evidence of identity: PRC ID No. 072278, and SSS card No. 122009;

known to me and to be the same persons who executed the foregoing instrument and she acknowledged to me that the same is her voluntary act and free will.

This instrument consists of three (3) pages including this page where this acknowledgment is written, signed by the parties and their witnesses at the left hand margin of page 1 and at the bottom portion of page 3 and refers to a Deed of Donation of Real Property Inter Vivos executed by GAB REYES and NORA ONG.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my notarial seal on the day, year, and place first above-mentioned.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

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Doc. No. 3480 ;  
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Series of 2009.



APPEARANCE AS COUNSEL

**REPUBLIC OF THE PHILIPPINES  
REGIONAL TRIAL COURT  
7<sup>th</sup> JUDICIAL REGION**

**BRANCH 30**

**DUMAGUETE CITY**

**PEOPLE OF THE PHILIPPINES,** Criminal Case: **124**  
Plaintiff,

- versus -

For: **Illegal Possession of  
Firearms Ammunitions**

**PHINES PATALINGHUG**

Defendant.

X-----/

**APPEARANCE AS COUNSEL**

**ATTY. JOSHUA CIMA FRANCA**  
**The Clerk of Court, RTC Branch 30**  
**Dumaguete City**

**Sir:**

Please enter the appearance of the undersigned as counsel for the defendant in the above-entitled case for all legal purposes.

Henceforth, it is respectfully requested that copies of all pleadings, motions be furnished the undersigned counsel at the address indicated below.

Dumaguete City, Philippines, July 22, 2009.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

**BOTH ISSUED IN DUMAGUETE CITY**

**CC: ATTY. RENE SAGUISAG**  
Counsel for the Plaintiff  
Dumaguete City

WITHDRAWAL OF COUNSEL

**REPUBLIC OF THE PHILIPPINES  
MUNICIPAL TRIAL COURT IN CITIES**

**BRANCH 1**

**DUMAGUETE CITY**

**GEORGE LIM,**  
Plaintiff,

**CIVIL CASE NO. 1323**

-versus-

**FOR: COLLECTION SUM OF  
MONEY**

**ATONG ANG,**  
Defendant.

x-----/

**WITHDRAWAL OF COUNSEL**

**ATTY. LEONARDO EMIT**  
**The Clerk of Court**  
**MTCC Branch 1**  
**Dumaguete City**

Please be informed that as of this date, the undersigned counsel for the plaintiff, before the Honorable Court most respectfully withdraws his appearance as counsel for the following grounds:

1. That in so many hearings conducted by this Honorable Court the undersigned counsel personally informed the plaintiff and despite notice of the previous hearings, they refused to attend hearings without giving any reason to undersigned counsel;
2. That pursuant to the rules, withdrawal of counsel should be with the conformity of his client, however, in the case at bar, Plaintiff, refused to go to the law office of the undersigned counsel in order to sign their conformity to the withdrawal;

**WHEREFORE**, it is respectfully prayed that the appearance of undersigned counsel be expunged from the records of the case and that I be relieved of all my responsibilities relative to this case.

Respectfully submitted.

June 17, 2009, Dumaguete City, Philippines.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

**BOTH ISSUED IN DUMAGUETE CITY**

**CC: ATTY. BERNARDO FORTON**

Counsel for Defendant

## DECLARATION OF MARINE PROTEST

I, **CAPT. CLARK KENT**, of legal age, single, a resident of Bantayan, Dumaguete City, and Master of the vessel **M/V SAMSON I**, hereby by this Declaration of Protest, freely and solemnly declare, depose, and state:

1. That on May 31, 2009, at about 3 o'clock in the morning, the said vessel, M/V SAMSON I collided off the Surigao Strait in Dumaguete City in Negros Oriental, with M/V DORA, a cargo ship owned by Mr. ALEX TAN;
2. As a result, the M/V SAMSON I sank. Several of her passengers perished in the sea tragedy;
3. The bodies of some of the victims were found and brought to shore, but the other ten (10) crew members of M/V SAMSON I were never found as of this date;
4. That the declarant Master and his crew exercised all care and extra diligent in preventing the collision;
5. That this Declaration is being presented within twenty-four hours from the time the collision took place, and the declarant Master does hereby protest, publicly and solemnly, against all persons whom this doth or may concern and particularly against the Master and Owner of the culpable vessel, M/V DORA, whereby the vessel M/V SAMSON I sank, through fault, negligence, omission and insufficiency of the vessel, M/V DORA, her Master, officers, and crew.

Done and protested at the port of Dumaguete City, Philippines, this day of June 22, 2009.

**CAPT. CLARK KENT**  
Declarant

**SUBSCRIBED** and sworn to before me, in the City of Dumaguete, this 22<sup>nd</sup> day of June, 2009 by **CAPT. CLARK KENT** with Community Tax Certificate No. 11122233 issued at Dumaguete City on 22<sup>th</sup> of May, 2009 and with two competent evidence of identity: PRC ID No. 061780, and SSS No. 110578.

**ATTY. JUAN DELA CRUZ**  
**Notary Public**

My commission expires December 31, 2010  
ROLL No. 87654- March 13, 2001  
IBP O.R.No. 3828 / LIFE  
PTR No. 12345670 –January 02, 2009  
BOTH ISSUED IN DUMAGUETE CITY

Doc. No.     3480 ;  
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Series of 2009.

NOTICE OF APPEALS

**Republic of the Philippines  
REGIONAL TRIAL COURT  
7<sup>th</sup> Judicial Region  
Branch 42  
Dumaguete City**

**PEOPLE OF THE PHILIPPINES**  
Plaintiffs,

**CRIMINAL CASE NO. 12345**  
**FOR:**  
**VIOLATION OF PD 1602**

- versus -

**MAICA CIMA FRANCA**  
Defendant,

x- ----- /

**NOTICE OF APPEALS**

COMES NOW, the defendant by the undersigned attorney, and hereby files notice of appeal from the judgment of this Honorable Court in the above-entitled case, dated May 23, 2009, a copy of which was received by us on May 25, 2009 and appeals the same to the Court of Appeals.

30<sup>th</sup> day of May, 2009.

**ATTY. JUAN DELA CRUZ**  
**Notary Public**

My commission expires December 31, 2010  
ROLL No. 87654- March 13, 2001  
IBP O.R.No. 3828 / LIFE  
PTR No. 12345670 –January 02, 2009  
**BOTH ISSUED IN DUMAGUETE CITY**

Doc. No. 3480 ;  
Page No. 456 ;  
Book No. IV ;  
Series of 2009.

PETITION FOR HABEAS CORPUS

Republic of the Philippines  
REGIONAL TRIAL COURT  
7<sup>TH</sup> Judicial Region  
Branch 39  
Dumaguete City

In the Matter of the Petition  
for the Habeas Corpus of  
**PEDRO TAN**

**JOSE LIM**

**Petitioner**

X-----X

Sp. Proc. No. **123-256**

**FOR: HABEAS CORPUS**

**PETITION FOR HABEAS CORPUS**

**COMES NOW** the petitioner by the undersigned attorney, and unto this Honorable Court, respectfully avers:

1. That the petitioner and the respondent are both of age, and residents of Brgy. Daro, Dumaguete City, Negros Oriental Philippines;
2. That the petitioner, **JOSE LIM** in whose behalf of **PEDRO TAN** this application is being made, is actually restrained of his liberty by the respondent, **SPO1 ANDY REYES** at the latter's residence at Brgy. Daro, Dumaguete City, Negros Oriental Philippines;
3. That this restraint of liberty consists of the following:

That on or about Twelve Fifty A.M. (12:50 am) on March 6, 2009, the Petitioner was illegally taken from his house and was detained for non payment of debt in the amount of Ten Thousand Pesos (Php. 10,000.00)

4. That this restraint of liberty of the petitioner by the respondent is without any legal authority;
5. That inspite of the fact that **PEDRO TAN** has been detained for more than Six (6) months, no formal complaint nor information has been filed against him nor judicial writ or order for him commitment has any time been issued so far.
6. That **PEDRO TAN** did not commit any offense for which he may be arrested or deprived of his liberty without any formal charge or judicial warrant.
7. That the petitioner through counsel has exhausted all efforts available at law, and that he has no other plain, speedy, and adequate remedy to protect his personal rights except by his application for a Writ of Habeas Corpus.

**WHEREFORE**, your petitioner prays that a Writ of Habeas Corpus be issued by this Honorable Court, directed to **SPO1 ANDY REYES**, commanding the latter to have the body of **JOSE LIM** before this Court at the time and place therein specified, and to summon the respondent **SPO1 ANDY REYES** then and there to appear and to show cause of the detention of said **PEDRO TAN**; and that after due proceedings, the said **JOSE LIM** be restored to his liberty and forthwith discharge from confinement.

8<sup>th</sup> day of June, 2009.

**ATTY. CATHERINE TOLOMIA**  
No. 38 S.L. Teves St., Calindagan, Dumaguete City  
**Counsel for the Petitioner**  
ROLL No. 877654- March 13, 2001  
IBP O.R.No. 38828 / LIFE  
PTR No. 612345670 –January 02, 2009  
BOTH ISSUED IN DUMAGUETE CITY

**VERIFICATION**

**REPUBLIC OF THE PHILIPPINES**  
**PROVINCE OF NEGROS ORIENTAL**  
**CITY OF DUMAGUETE** } **S.S.**

I, **PEDRO TAN**, after being sworn in accordance with law, deposes and says: That he is the plaintiff in the above-entitled case; that he caused the above complaint to be prepared and has read and knows the contents thereof; the allegations therein are true of his own knowledge.

**PEDRO TAN**  
*Affiant*

**SUBSCRIBED AND SWORN** to before me, in the City of Dumaguete, this 8<sup>th</sup> day of June, 2009 with Community Tax Certificate No.1234567 issued at Dumaguete City on June 2, 2009 and with two competent evidence of identity: PRC ID No. 061780, and GSIS E-card No. 110578.

**ATTY. JUAN DELA CRUZ**  
**Notary Public**

My commission expires December 31, 2010  
ROLL No. 87654- March 13, 2001  
IBP O.R.No. 3828 / LIFE  
PTR No. 12345670 –January 02, 2009  
BOTH ISSUED IN DUMAGUETE CITY

Doc. No. 3480 ;  
Page No. 456 ;  
Book No. IV ;  
Series of 2009.

NO. 29 -- PETITION FOR CHANGE OF NAME

**Republic of the Philippines**  
**REGIONAL TRIAL COURT**  
**7<sup>TH</sup> Judicial Region**  
**Branch 42**  
**Dumaguete City**



**In the Matter of the Petition  
For Change of Name of  
TOMAS TAN  
to  
TOMMY TAN**



**Spl. Proc.No. 233  
Case No. 123-122**

**PETITION FOR CHANGE OF NAME**

Petitioner, thru the undersigned counsel, before this office respectfully states:

- 1. That the petitioner is of age, single, and a resident of Brgy. Daro, Dumaguete City;
- 2. That he has been a bonafide resident of the Brgy. Daro, Dumaguete City, Negros Oriental since the year 2003, or for at least three (3) years prior to the date of the filing of this petition;
- 3. That his present name is **TOMAS TAN**;
- 4. That the name **TOMAS TAN** has bad connotation in the our community and criminal sting.
- 5. That for the best interest and peace of mind of the petitioner it is prayed that her name be changed to **TOMMY TAN**.

**WHEREFORE**, it is respectfully prayed that, after due notice and publication in accordance with the Rules of Court, and hearing, this Honorable Court adjudge that the petitioner’s name of **TOMAS TAN** be changed to **TOMMY TAN**.

17<sup>th</sup> day of June, 2009.

**ATTY. CATHERINE TOLOMIA**  
 No. 38 S.L. Teves St., Calindagan, Dumaguete City  
**Counsel for the Petitioner**  
 ROLL No. 877654- March 13, 2001  
 IBP O.R.No. 38828 / LIFE  
 PTR No. 612345670 –January 02, 2009  
 BOTH ISSUED IN DUMAGUETE CITY

**VERIFICATION**

**REPUBLIC OF THE PHILIPPINES**  
**PROVINCE OF NEGROS ORIENTAL**  
**CITY OF DUMAGUETE** } **S.S.**

I, **TOMAS TAN**, after being sworn in accordance with law, deposes and says: That he is the plaintiff in the above-entitled case; that he caused the above complaint to be prepared and has read and knows the contents thereof; the allegations therein are true of his own knowledge.

**TOMAS TAN**  
*Affiant*

**SUBSCRIBED AND SWORN** to before me, in the City of Dumaguete, this 18<sup>th</sup> day of June, 2009 with Community Tax Certificate No.1234567 issued at Dumaguete City on June 2, 2009 and with two competent evidence of identity: PRC ID No. 061780, and GSIS E-card No. 110578.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

**BOTH ISSUED IN DUMAGUETE CITY**

Doc. No. 3480 ;  
Page No. 456 ;  
Book No. IV ;  
Series of 2009.

Information for Damage to property through Reckless Imprudence

**REPUBLIC OF THE PHILIPPINES  
MUNICIPAL TRIAL CIRCUIT COURT  
7<sup>TH</sup> JUDICIAL REGION  
BRANCH 42  
DUMAGUETE CITY**

**PEOPLE OF  
THE PHILIPPINES,**  
Plaintiff,

-versus-

**ANDY TAN  
and  
EMIT TAN,**

Accused,

x-----/

**CRIMINAL CASE No. 678  
For: RECKLESS IMPRUDENCE  
RESULTING TO DAMAGE TO  
PROPERTY**

**INFORMATION**

The undersigned provincial prosecutor accuses **ANDY TAN** of **RECKLESS IMPRUDENCE RESULTING TO DAMAGE TO PROPERTY**, committed as follows:

That on the 10<sup>th</sup> day of June, 2009 about Eleven P.M.(11:00 pm), in the municipality of Sibulan, province of Negros Oriental Philippines, within the jurisdiction of this court, the accused **ANDY TAN**, being then the chauffeur of automobile with license plate No. **YCT-345**, willfully and unlawfully managed and operated the same while passing along the street of Brgy. Calo, Dumaguete City, Philippines in a negligent, careless and imprudent manner, without due regard to the traffic laws, regulations and ordinances of Sibulan, Dumaguete City and without taking the necessary precaution to prevent, causing by such negligence, carelessness, and imprudence the said automobile to strike and collide with motorcycle No. **YY-123** belonging to **JOSE SO**, thereby causing damage to said motorcycle amounting to the sum of Five Thousand Pesos (Php. 5,000.00), Philippine currency.

Contrary to law. Art. 365 of the Revised Penal Code.

17<sup>th</sup> day of June, 2009.

**ATTY. RUDY GASO**

*Asst. City Prosecutor*

**APPROVED BY:**

**ATTY. JOSE PRESO**

*City Prosecutor*

**WITNESSES:**

**ATONG ANG**

**CHAVIT SINGSON**

**BAIL RECOMMENDED : Php. 10,000.00**

**CERTIFICATION**

On my Oath of Office, I hereby certify that the foregoing information is filed pursuant to Section 7, Rule 112 of the Rules on Criminal Procedure, as amended, the accused not having opted to avail of their right to preliminary investigation and not having executed a waiver pursuant to Article 125 of the Revised Penal Code

**ATTY. RUDY GASO**

*Asst. City Prosecutor*

**SUBSCRIBED AND SWORN** to before me, in the City of Dumaguete, this 18<sup>th</sup> day of June, 2009 with Community Tax Certificate No.1234567 issued at Dumaguete City on June

2, 2009 and with two competent evidence of identity: PRC ID No. 061780, and SSS card No. 110578.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

**BOTH ISSUED IN DUMAGUETE CITY**

Doc. No. 3480;  
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Series of 2009.

**REPUBLIC OF THE PHILIPPINES  
MUNICIPAL TRIAL CIRCUIT COURT  
7<sup>TH</sup> JUDICIAL REGION  
BRANCH 42  
DUMAGUETE CITY**

**PEOPLE OF THE PHILIPPINES,**  
Plaintiff

-versus -

**ROLAND TAN,**  
Accused

x-----/

CRIMINAL CASE No. 322

For : **ACTS OF LASCIVIOUSNESS**

**INFORMATION**

The undersigned, provincial prosecutor, upon sworn complaint originally files by the offended party, accuses **ROLAND TAN** of the crime of an act **ACTS OF LASCIVIOUSNESS**, committed as follows:

That on the 1<sup>st</sup> day of June, 2009 at about Eight Thirty in the afternoon (9:30pm), in Looc St., Dumaguete City, province of Neros Oriental, Philippines, the said accused **ROLAND TAN**, actuated by lust, did then and there, willfully, unlawfully, and feloniously, commit an act of lasciviousness on the person of **ROSANA ROSES** by then and there embracing and kissing her and touching her breast and sexual organs, against her will, by means of force.

Contrary to law.

17<sup>th</sup> day of June, 2009.

**ATTY. ALMA SO**

**Assist. City Prosecutor**

**APPROVED BY :**

**ATTY. CORY ANG**  
*City Prosecutor*

**WITNESSES :**

**CINDY TAN**

Teacher, Banilad, Dumaguete City

**LANI TIU**

Housewife, Sta. Rosa St., Dumaguete City

**RODOLFO REYES**

Teacher, Looc, Dumaguete City

BAIL RECOMMENDED : **Php. 155,000.00**

**CERTIFICATION**

On my Oath of Office, I hereby certify that the foregoing information is filed pursuant to Section 7, Rule 112 of the Rules on Criminal Procedure, as amended, the accused not having opted to avail of their right to preliminary investigation and not having executed a waiver pursuant to Article 125 of the Revised Penal Code

**ATTY. ALMA SO**

*Asst. City Prosecutor*

**SUBSCRIBED AND SWORN** to before me, in the City of Dumaguete, this 17<sup>th</sup> day of June, 2009 with Community Tax Certificate No.1234567 issued at Dumaguete City on June 2, 2009 and with two competent evidence of identity: PRC ID No. 061780, and GSIS E-card No. 110578.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

**BOTH ISSUED IN DUMAGUETE CITY**

Doc. No. 3480 ;

Page No. 456 ;

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NO. 32 --- Information for Murder

**Republic of the Philippines**  
**Regional Trial Court**  
**7<sup>th</sup> Judicial Region**  
**Branch 42**  
**Dumaguete City**

**THE PEOPLE OF THE PHILIPPINES,**  
Plaintiff,

CRIM. CASE NO. **77844**

-VERSUS-

**FOR: MURDER**

**ROGER LEE**

Defendant.

X-----X

**INFORMATION FOR MURDER**

The undersigned accuses **ROGER** alias “**TOTO**,” of the crime **MURDER**, committed as follows:

That on or about the 28<sup>th</sup> of May, 2009, at about 1:30 in the afternoon, at Barangay Looc, Dumaguete City, Philippines, and within the jurisdiction of this Honorable Court, the above mentioned accused, with intent to kill and by means of treachery, did then and there willfully, unlawfully, and feloniously, attack and stab a certain **ANDY GO**, with the use of a long bolo commonly known as “pinuti,” with which the said accused was then armed and thereby, inflicting upon said victim fatal injuries which caused the death of the said **ANDY GO** shortly thereafter, to the damage and prejudice of the heirs of the victim.

Contrary to law as provided for in Article 248 of the Revised Penal Code.

Dumaguete City, Philippines, June 17, 2009.

**ATTY. NOEL SUNDANG**

Assistant Prosecutor

Approved: **ATTY. RODRIGO LOPES**  
City Prosecutor

WITNESS:



**LUDY TANAW**, of Barangay Looc, Dumaguete City

**PEDRO CLARO**, of Barangay Looc, Dumaguete City

NO BAIL RECOMMENDED.

**CERTIFICATION**

On my Oath of Office, I hereby certify that the foregoing information is filed pursuant to Section 7, Rule 112 of the Rules on Criminal Procedure, as amended, the accused not having opted to avail of their right to preliminary investigation and not having executed a waiver pursuant to Article 125 of the Revised Penal Code

**ATTY. NOEL SUNDANG**

*Asst. City Prosecutor*

**SUBSCRIBED AND SWORN** to before me, in the City of Dumaguete, this 17<sup>th</sup> day of June, 2009 with Community Tax Certificate No.17856567 issued at Dumaguete City on June 2, 2009 and with two competent evidence of identity: PRC ID No. 061780, and SSS No. 11088578.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

**BOTH ISSUED IN DUMAGUETE CITY**

Doc. No. 3480 ;  
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Book No. IV ;  
Series of 2009.

Information for Qualified Theft

**REPUBLIC OF THE PHILIPPINES  
MUNICIPAL TRIAL CIRCUIT COURT  
8<sup>TH</sup> JUDICIAL REGION  
BRANCH 34  
DUMAGUETE CITY**

**PEOPLE OF THE PHILIPPINES,**  
Plaintiff,

-versus -

**SAMSON LIM and  
ALAN TAN**

Accused

x-----/

CRIMINAL CASE No. **56478**

For : **QUALIFIED THEFT**

**INFORMATION**

The undersigned City Prosecutor accuses **SAMSON TAN**, as principal, and **ALAN TAN** as accessory, of the crime of qualified theft, committed as follows:

That on 21<sup>st</sup> day of May, 2009 at about Nine Thirty in the morning (6:30 a.m.) , in Brgy. Tinago, Dumaguete City, Philippines, within the jurisdiction of this court, the said accused being then and there an employee in the **JOLY Store**, and as such employee had access to the various departments and storerooms where articles, materials, and supplies of the said **JOLY Store** were stored, did then and there willfully, unlawfully, and feloniously, with grave abuse of confidence, with intent of gain and without the consent of the owner thereof, take, steal, and carry away from the said store, the following described property: **One (1) Sack of Rice, and Two (2) boxes Sardines** of the total value of **TWENTY FIVE THOUSAND Pesos ( Php. 25,000.00)** ,Philippine Currency, to the damage and prejudice of the said **JOLY Store**.

That the said **ALAN TAN** without having participated in said crime either as principal or accomplice, did then and there unlawfully take part subsequent to its commission by profiting himself and assisting the said accused **SAMSOM LIM** to profit by the effect of the crime, by then and there buying the said articles from the said **SAMSON LIM**, knowing that they had been stolen.

Contrary to Art. 310 of the Revised Penal Code.

24<sup>th</sup> day of May, 2009.

**ATTY. GARRY PAL**  
*Asst. City Prosecutor*

**APPROVED BY:**

**ATTY. JOEY DAWAT**  
*City Prosecutor*

**WITNESSES :**

**JOSE LIM**

Driver, Banilad, Dumaguete City

**MAICA CIMAFRANCA**

Housewife, Sta. Rosa St., Dumaguete City

**SUSAN GO**

Teacher, Looc, Dumaguete City

BAIL RECOMMENDED : **Php. 100,000.00**

**CERTIFICATION**

On my Oath of Office, I hereby certify that the foregoing information is filed pursuant to Section 7, Rule 112 of the Rules on Criminal Procedure, as amended, the accused not having opted to avail of their right to preliminary investigation and not having executed a waiver pursuant to Article 125 of the Revised Penal Code

**ATTY. GARRY PAL**

*Asst. City Prosecutor*

**SUBSCRIBED AND SWORN** to before me, in the City of Dumaguete, this 27<sup>th</sup> day of May, 2009, 2009 with Community Tax Certificate No.1234567 issued at Dumaguete City on June 2, 2009 and with two competent evidence of identity: PRC ID No. 0567780, and SSS No. 7876578.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

**BOTH ISSUED IN DUMAGUETE CITY**

Doc. No. 3480 ;  
Page No. 456 ;  
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PETITION FOR BAIL

**Republic of the Philippines  
REGIONAL TRIAL COURT  
7<sup>th</sup> Judicial Region  
BRANCH 42  
Dumaguete City**

**PEOPLE OF THE PHILIPPINES,**  
Plaintiff,

CRIMINAL CASE NO. 1234

- versus -

FOR: ACTS OF LASCIVIOUSNESS

**ARNOLD TAN,**  
Accused.

x-----/

**PETITION FOR BAIL**

**ACCUSED**, by undersigned counsel, and to this Honorable Court, most respectfully state:

1. That pending before this Honorable Court is the above-entitled case against the accused **ARNOLD TAN** for Acts of Lasciviousness filed by one **ALMA MORENO**;

2. That accused is presently detained at the Provincial Jail of Negros Oriental by virtue of Warrant of Arrest issued by this Honorable Court and no bail was recommended for his provisional liberty;

3. That as can be gleaned from the facts and circumstances of the above-entitled case, the investigating fiscal gave much weight and relied solely on the testimony of the complainant herself alleging that she was forced by the accused in having carnal knowledge with him;

4. That the alleged rape took place in one of the hotel rooms at WORLVIEN HOTEL a place of assignation of lovers desiring a private place;

5. That as held in the case of People of the Philippines versus Bocar, et. al., G.R. No. L-27120, March 28, 1969, citing therein the cases of Marcos vs. Judge Cruz, 67 Phil. 82, under our regime of laws, and concomitant with the legal presumption, of innocence before conviction, an accused is entitled to provisional liberty on bail, , the only exception being when he is charged with a capital offense and the evidence of his guilt is strong (Section 1(16), Article III, Philippines Constitution). But even in the latter instance, the regard reserved by the law of personal freedom is underscored by the provision placing upon the prosecution, not on the defense, the burden of proving that the accused is not entitled to bail (Section 7, Revised Rule 114), (underscoring ours);

6. That further in the cases of People vs. Hernandez, 99 Phil. 515, the right of bail was rightfully stressed as an aspect of the protection accorded individual freedom which, in hid eloquent language,” is too basic, too transcendental and vital in a republican state, like ours,...

and Dela Carama v. Enage. 41 SCRA 1, “before conviction, every person is bailable except if charged with capital offenses when the evidence of guilt is strong. Such a right flows from the presumption of innocence in favor of every accused who should not be subjected to the loss of freedom as thereafter he would be entitled to acquittal, unless his guilt be proved beyond reasonable doubt;

7. That the evidence of guilt is not strong as the only evidence presented by the Prosecution is only the claim of the complainant herself that she was forced by the accused in having carnal knowledge with him;

8. That the accused seeks that he be allowed to put up bail for his provisional liberty;

9. That the accused has no intention to flee and evade the processes of this Honorable Court;

**WHEREFORE**, premises considered, it is most respectfully prayed of this Honorable Court that accused be allowed to put up bail for his provisional liberty.

Respectfully submitted.

Dumaguete City, Philippines, June 30, 2009.

**ATTY. CATHERINE TOLOMIA**

No. 38 S.L. Teves St., Calindagan, Dumaguete City

**Counsel for the Accused**

ROLL No. 877654- March 13, 2001

IBP O.R.No. 38828 / LIFE

PTR No. 612345670 –January 02, 2009

BOTH ISSUED IN DUMAGUETE CITY

**CC: JOHN TEVES**  
CPO, Dumaguete City

**ATTY. ALEX L. DOMINGO**

No. 38 Roxas St., Daro, Dumaguete City

**Counsel for the Plaintiff**

ROLL No. 7878654- March 13, 2005

IBP O.R.No. 386628 / LIFE

PTR No. 612333670 –January 07, 2009

BOTH ISSUED IN DUMAGUETE CITY

**REPUBLIC OF THE PHILIPPINES )**  
**PROVINCE OF NEGROS ORIENTAL ) S. S.**  
**CITY OF D U M A G U E T E )**

**VERIFICATION/CERTIFICATION**

I, **ARNOLD TAN**, of legal age, SINGLE, Filipino, with residence and postal address at 22<sup>nd</sup> Floor ROSARIO BLDG., LOCSIN STREET, Dumaguete City, Philippines, after having been duly sworn to in accordance with law, do hereby depose and state:

That I am the petitioner of the above-entitled case; that I have caused the preparation of the foregoing Petition; that I have read and understood the allegations contained therein; and that all the allegations set forth are true and correct to the best of my knowledge and belief.

- Page four -

**IN WITNESS WHEREOF**, I have hereunto affixed my signature this 30<sup>th</sup> day of June 2009 at Dumaguete City, Philippines.

**ARNOLD TAN**

Affiant

**SUBSCRIBED AND SWORN** to before me, in the City of Dumaguete, this 30<sup>th</sup> day of June, 2009 with Community Tax Certificate No.1234567 issued at Dumaguete City on June 2, 2009 and with two competent evidence of identity: PRC ID No.7761880, and SSS No. 110578.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

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**REPUBLIC OF THE PHILIPPINES  
REGIONAL TRIAL COURT  
7<sup>th</sup> JUDICIAL REGION  
BRANCH 42  
DUMAGUETE CITY**

**PETITION FOR NATURALIZATION**

**COMES NOW** the petitioner, and unto this Honorable Court, respectfully avers:

1. That petitioner's full name is **JOSE CHAN**;
2. That his present place of residence is ROSARIO Village, Dumaguete City, Philippines;
3. That her former place of residence was Calindagan St. Dumaguete City, Philippines,
4. That he was born on November 15, 1978 in Seoul, South Korea , under whose laws Filipinos may become naturalized citizens or subjects thereof;
5. That he is married to **ALMA LIM** and is the father of Two (2) children;
6. That his wife **ALMA LIM** is Thirty (30) years old , having been born on March 2, 1978 in Dauin, Negros Oriental;
7. That the names, sex, date, age and place of birth and the residence of each of his children are as follows, to wit:

<u>NAME</u>	<u>SEX</u>	<u>AGE</u>	<u>BIRTH DATE</u>	<u>PLACE OF BIRTH</u>
NICK CHAN	Male	6y.o	Feb. 2, 2000	Dumaguete City
ANN CHAN	Female	8 yrs.Old	July 5, 1998	Dumaguete City

8. That he arrived in the Philippines from Beijing, China on January 20, 1994 at the Airport of Dumaguete City, on a Passenger Airplane named Air Philippines.
9. That he has resided continuously in the Philippines for not less than ten (10) years as a permanent resident immediately preceding the date of this petition; to wit: since August 5, 2005 and in the City of Dumaguete for at least one year;
10. That he speaks and writes English or Spanish, and Tagalog;
11. That his trade or profession is an Electrical Engineer in which he has been engaged since 1995, and from which he derives an average annual income of One Hundred Thousand Pesos (Php. 100,000.00), Philippine Currency;
12. That he is the owner of real estate, situated in Banilad, Dumaguete City worth not less than five thousand pesos (Php. 5,0000), Philippine currency;

13. That he has enrolled his minor children of school age in the following schools recognized by the Government, where Philippine history, government and civics are taught as part of the school curriculum, said enrollment having lasted during the entire period of his required residence in the Philippines:

<u>Name of Child</u>	<u>Name of School</u>
NICK CHAN	Don Bosco School
ANN CHAN	Don Bosco School

14. That he believes in the principles underlying the Philippine Constitution; is of good moral character and had conducted himself in a proper and irreproachable manner during the entire period of his residence in the Philippines in his relations with the constituted government as well as with the community in which he lives; has mingled socially with the Filipinos, and has evinced a genuine desire to learn and embrace the customs, traditions, and ideas of the Filipinos;

15. That he is not opposed to organized government or affiliated with any association or group of persons who uphold and teach doctrines opposing all organized government; that he does not defend or teach the necessity or propriety of violence, personal assault, or assassination for the success and believer in polygamy or in the practice of polygamy; that he has never been convicted of any crime involving moral turpitude; that he is not suffering from mental alienation or incurable contagious disease; and that he is not a citizen or subject of a nation at war with the Philippines;

16. That he has complied with the requirements of the Naturalization Law (C.A. No. 473) regarding the filing with the Office of the Solicitor-General of his bona fide intention to become a citizen of the Philippines;

17. That it is his intention in good faith to become a citizen of the Philippines and to renounce absolutely and forever all allegiance and fidelity to any foreign state or sovereignty, if this petition is granted, and particularly to uphold the Philippine Constitution of which at this time he is a citizen or subject and that he will reside continuously in the Philippines from the date of the filling of this petition up to the time of his admission to Philippine citizenship;

18. That he has not heretofore made petition for citizenship to any court.

19. That **ROGER GO** of legal age, residing at Calindagan, Dumaguete City, and **ALAN LIM** of legal age, residing at St. Louis Village, Dumaguete City; who are Filipino citizens, will appear and testify as witnesses at the hearing if this petition;

20. That attached hereto and made integral parts of this petition are:

(a) Affidavit of witnesses (Annex "A");

(b) A signed copy of petitioners' declaration of intention to become a citizen of the Philippines (Annex "B");

(c) Petitioner's certificate of arrival, signed and issued by the Commissioner of Immigration of the Philippines (Annex "C")



(d)Two photographs of petitioner duly autographed and signed (Annexes “D” and “E”).

**WHEREFORE**, your petitioner prays that he be admitted a citizen of the Philippines.

30<sup>th</sup> day of June, 2009 at Dumaguete City, Philippines.

**JOSE CHAN**  
Dumaguete City

**VERIFICATION**

**REPUBLIC OF THE PHILIPPINES**  
**PROVINCE OF NEGROS ORIENTAL**  
**CITY OF DUMAGUETE** } **S.S.**

I, **JOSE CHAN**, after being sworn in accordance with law, deposes and says: That he is the plaintiff in the above-entitled case; that he caused the above complaint to be prepared and has read and knows the contents thereof; the allegations therein are true of his own knowledge.

**JOSE CHAN**  
*Affiant*

**SUBSCRIBED AND SWORN** to before me, in the City of Dumaguete, this 30<sup>th</sup> day of June, 2009 with Community Tax Certificate No.1234567 issued at Dumaguete City on June 2, 2009 and with two competent evidence of identity: PRC ID No. 6061780, and SSS No. 18810578.

I, **JOSE CHAN**, do declare on oath that:

It is my intention in good faith to become a citizen of the Philippines and to permanently reside therein;

My full name is **JOSE CHAN**.

My age is Thirty (30) Years Old, and my occupation is an **Computer Programmer**.

I am Married to **ALMA LIM** who was born in Dauin, Negros Oriental on March 2, 1978, and now resides in ROSARIO Village, Dumaguete City.



**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

PTR No. 12345670 –January 02, 2009

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**AFFIDAVIT OF WITNESSES**

**ROGER GO**, Teacher of West City Elementary School, residing at Calindagan, Dumaguete City, and **ALAN LIM**, City Prosecutor, residing at Daro, Dumaguete City; and being severally, duly, respectively sworn, deposes and says: That **PEDRO ADOBO** is a citizen of the Philippines; and has personally known and acquainted in the Philippines with **JOSE CHAN** the applicant for admission for the Philippine citizenship, since October 25, 1994; that to his personal knowledge, the petitioner **JOSE CHAN** has resided in the Philippines continuously preceding the date of filing his petition of which this affidavit is a part, to wit, since that date last mentioned, and at the City of Dumaguete Province of Negros Oriental, continuously since October 25, 1994; that he has personal knowledge that the petitioner is and during all such periods has been a person of good repute, and morally irreproachable, attached to the principles underlying the Philippine Constitution, and well disposed to the good order and happiness of the Philippines; and that in his opinion, the petitioner has all the qualifications necessary to become a citizen of the Philippines and is not in any way disqualified under the provisions of Commonwealth Act No. 473, as amended.

**ROGER GO**

Affiant

**ALAN LIM**

Affiant

**SUBSCRIBED AND SWORN** to before me, in the City of Dumaguete, this 5<sup>th</sup> day of July, 2009 by **ROGER GO** with Community Tax Certificate No.112445 issued at Dumaguete City on 12<sup>th</sup> day of May, 2007, with two competent evidence of identity: PRC ID No. 8061780, and SSS No. 110578. And **ALAN LIM** with Community Tax Certificate No.112445 issued at Dumaguete City on 10<sup>th</sup> day of May, 2007, with two competent evidence of identity: PRC ID No. 6178, and SSS No. 11057.

**ATTY. JUAN DELA CRUZ**

**Notary Public**

My commission expires December 31, 2010

ROLL No. 87654- March 13, 2001

IBP O.R.No. 3828 / LIFE

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