

Republic of the Philippines
REGIONAL TRIAL COURT
Fourth Judicial Region
Branch 38
Boac, Marinduque
Email: rtcboa038@judiciary.gov.ph

REPUBLIC OF THE PHILIPPINES,
represented by the Regional Director
of the Department of Environment
and Natural Resources (DENR) –
MIMAROPA Region,
Plaintiff,

-versus-

Civil Case No. 18-11
For: Cancellation of Title
and Reversion

MARCOPPER MINING CORPORATION
and THE REGISTER OF DEEDS OF
MARINDUQUE,
Defendants.

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AMENDED JUDICIAL AFFIDAVIT
(of Engr. Ernesto Villarico)

OFFER OF TESTIMONY:

The testimony of witness Engr. **Ernesto Villarico** is
being offered to prove that:

1. He is an employee of National Mapping and
Resource Information Authority (NAMRIA) with the
position of Engineer III;
2. Among the official documents in his
possession is the Land Classification Map No. 789 dated
22 November 1928;
3. There was no re-classification of the subject
lot to Alienable and Disposable land of the public domain
made by the Department of Natural Resources (DENR)

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nor through Presidential Proclamations and/or by
Congressional Acts; and

4. Other relevant matters.

Engr. Ernesto Villarico will also identify relevant documents and affidavit he executed and his signature appearing thereon.

(The direct examination of Engr. Ernesto Villarico shall be conducted by Associate Solicitor Rigel C. Bajande, with office address at the Office of the Solicitor General, 134 Amorsolo St., Legaspi Village, Makati City.)

(Engr. Ernesto Villarico shall answer the questions asked of him, fully conscious that he does so under oath, and that he may face criminal liability for false testimony or perjury.)

I, **Engr. Ernesto Villarico**, of legal age, currently employed as Engineer III at Land Classification Division of the National Mapping and Resource Information Authority with office address at Lawton Ave., Fort Bonifacio, Taguig City, after having been duly sworn in accordance with law, do hereby depose and state:

1. **Q: Do you know why you are here today?**

A: Yes sir, to give my testimony regarding the lot covered by TCT No. T-1339 located at Brgy. San Antonio, Sta. Cruz, Marinduque.

2. **Q: What makes you qualified to give testimony regarding this matter?**

A: I act on inquiries from the public regarding Land Classification Maps, I also prepare correspondence regarding land classification maps and mapping services, I supervise mapping activities and

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different maps and digital copies of land classification maps, and in which capacity I gained knowledge about the Land Classification Map No. 789 dated 22 November 1928

3. **Q: Mr. Witness, I am showing to you Land Classification Map No. 789 dated 22 November 1928, is this the same document you are referring to?**

A: Yes sir.

(Your Honor, the Land Classification Map No. 789 dated 22 November 1928 was previously marked as **Exhibit "A"** for the plaintiff.)

4. **Q: Are there any amendment to the said Land Classification Map No. 789 considering it was produced in 1928?**

A: None sir.

5. **Q: Are you aware of any documents under the custody of your office that the subject land covered by TCT No. T-1339 has been reclassified to an alienable and disposable land of the public domain by governmental acts, Mr. Witness?**

A: None sir.

6. **Q: Mr. Witness, do you have anything further to say?**

A: I would like to emphasize that the subject lot is within Block T which was previously designated as Block E.

7. **Q: Why do you say so, Mr. Witness?**

**AMENDED JUDICIAL AFFIDAVIT OF
ENGR. ERNESTO VILLARICO**

Republic v. Marcopper Mining Corporation
and Register of Deeds of Marinduque
Civil Case No. 18-11

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A: Because Block T Project No. 5 is the correct designated Block of the subject lot as stated in the said Land Classification Map.

8. **Q: Is there anything else you would like to add to your foregoing statements?**

A: None, sir.

This Judicial Affidavit is being made to attest to the truthfulness of the facts contained therein, and to serve as evidence in favor of the plaintiff.

Affiant further sayeth naught.

IN WITNESS WHEREOF, I have hereunto affixed my signature this 19 day of November 2021 at Boac, Marinduque.


ERNESTO VILLARICO
Affiant

JURAT

SUBSCRIBED AND SWORN to before me this 19 day of November 2021 at Boac, Marinduque, the affiant exhibit to me his Government issued Identification Card No. 00-0034 issued by NAMRIA.

Doc. No. 262;
Page No. 54;
Book No. 69;
Series of 2021.


ATTY. ALFREDO L. DE LUNA
NOTARY PUBLIC

Until December 31, 2021

Roll No. 29141

PTR No. 9342782 - 01-04-2021, Boac, Marinduque

IBP No. 1455-17 - 01-04-21, Marinduque Chapter

TIN 127-387-271 MCLE No. VI-0025544 /04-15-2019

Barangay Murallon, Boac, Marinduque

SWORN ATTESTATION

I, **RIGEL C. BAJANDE**, Associate Solicitor I of the Office of the Solicitor General, after being sworn in accordance with law, hereby state that:

1. I have faithfully recorded the questions I asked and the corresponding answers that the witness gave; and
2. No person then present or assisting me coached the witness regarding the latter's answers.


RIGEL C. BAJANDE
Associate Solicitor

SUBSCRIBED AND SWORN to before me this
19th day of November 2021 at Boac,
Marinduque, the affiant exhibit to me his Government issued
Identification Card No. 2019-09003 issued by the Office of the
Solicitor General.

Doc. No. 243;
Page No. 59;
Book No. 69;
Series of 2021.


ATTY. ALFREDO L. DE LUNA
NOTARY PUBLIC

Until December 31, 2021
Roll No. 29141

PTR No. 9342782 - 01-04-2021, Boac, Marinduque
IBF No. 145547 - 01-04-21, Marinduque Chapter
TIN 122-387-271 MCLE No. VI-0025544 /04-15-2019
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**AMENDED JUDICIAL AFFIDAVIT OF
ENGR. ERNESTO VILLARICO**

Republic v. Marcopper Mining Corporation
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Copy furnished:

ATTY. CLIFFORD E. CHUA

Counsel for MARCOPPER MINING CORP.

Chua Lim and Associates

Unit 304, 3rd Floor, The Oriental

Square Bldg., F. Ortigas Jr.,

Road Ortigas Center, Pasig City

**THE REGISTER OF DEEDS OF
MARINDUQUE**

Provincial Capitol Compound

Boac, Marinduque

DENR MIMAROPA REGION

1514, L & S Building, Roxas Boulevard,

Ermita, Manila

Email: mimaroparegion@denr.gov.ph

**DENR Mines and Geosciences Bureau
MIMAROPA REGION**

1514, L&S Building, Roxas Boulevard,

Ermita, Manila

EXPLANATION

The foregoing **Judicial Affidavit** is being filed and served by registered mail due to distance and lack of messenger.


RIGEL C. BAJANDE
Associate Solicitor I

Republic of the Philippines
Department of Environment and Natural Resources
**NATIONAL MAPPING AND RESOURCE
INFORMATION AUTHORITY**
Gen. A. Aragon Ave. P.O. Box 928, Taguig City

ID No. 00-0034

VILLARICO, ERNESTO S.
ENGINEER IV

DR. PETER N. TANGCO, CESO I
ADMINISTRATIVE MANAGER

IN CASE OF EMERGENCY NOTIFY:	
Jovita Villarico Sta. Barbara San Antonio Nueva Ecija 0908-811-88-44	
WEIGHT: 59.00 kg	HEIGHT: 1.85 m
EYES: Black	HAIR: Black
BIRTHDATE: Oct 22, 1961	BLOODTYPE: A+
TIN: 900-133-127	GS 3 CM-915290
ADDRESS: Sta. Barbara San Antonio Nueva Ecija	
OTHER IDENTIFICATION DATA:	
RELEVANT MEDICAL CONCERN:	
Diabetic	
SIGNATURE OF HOLDER	

REPUBLIC OF THE PHILIPPINES
Office of the Solicitor General

134 Amorsolo St., Legaspi Village, Makati City
Tel. Nos. 880-1234 (ext. 701-702/703) Fax: 880-1234



Employee ID No.:
2019-09003

Signature

BAJANDE, RIGEL C.
ASSOCIATE SOLICITOR I

Jose C. Calida
Solicitor General

Home Address:

415 DCA 1 2ND STREET BRGY. SAN
MIGUEL MANILA

Date of Birth: 08 Sep 1990

Sex: Male

GSIS BP No: 2005683211

TIN: 419-310-180-000

**PERSON TO NOTIFY
IN CASE OF EMERGENCY**

Name: Ma. Theresa C. Bajande

Address:

Nursery St. Masbate City

Contact Nos.: 09285082366



201909003