



Republic of the Philippines
Department of Environment and Natural Resources
Visayas Avenue, Diliman, 1100 Quezon City
Tel. Nos. (632) 8929-6626 to 29; (632) 8929-6633; to 35
Email: web@denr.gov.ph Website: www.denr.gov.ph



MEMORANDUM

FOR : The Regional Executive Director
DENR – Regions IVB, VI, & VII

FROM : The Undersecretary for Field Operations – Luzon, Visayas and Environment

SUBJECT : **REVERSION ORDERS FROM THE DEPARTMENT OF AGRICULTURE REGARDING THE EXPIRED, TERMINATED AND/OR CANCELLED FISHPOND LEASE AGREEMENT (FLA) AREAS IN BOHOL, MARINDUQUE, ILO-ILO AND CEBU**

DATE : AUG 30 2023

Referred herewith is the Memorandum dated 20 April 2023 of the Undersecretary for Policy, Planning and International Affairs, concerning the endorsement and copies of reversion orders from the Department of Agriculture (DA) on the expired FLAs which have been considered as underutilized and no longer suitable for fishpond purposes, whose locations are within your respective areas of jurisdiction.

Section 49 of RA 8550, otherwise known as the *Fisheries Code of 1998*, provides for the reversion of all abandoned, undeveloped or underutilized, and it states that:

“The DENR, in coordination with the Department, LGUs, other concerned agencies and Fisheries and Aquatic Resource Management Councils (FARMCs) shall determine which abandoned, underdeveloped or underutilized fishponds covered by FLAs can be reverted to their original mangrove state and after having made such determination shall take all steps necessary to restore such areas in their original mangrove state.”

While Section 14 of DA-DENR-DILG Joint Administrative Order (JAO) No. 1, Series of 2008 also declares that:

“These areas, upon proper notice to the respective lease holders, shall automatically revert to the mass of the public domain for eventual reforestation under the administration of DENR.”

Relative thereto, and pursuant to existing guidelines on the matter, you are instructed to assume jurisdiction over these FLA areas and conduct comprehensive evaluation for its eventual rehabilitation.

FOR STRICT COMPLIANCE.


ATTY. JUAN MIGUEL T. CUNA, CESO I



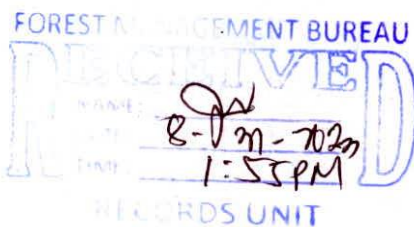
Republic of the Philippines
Department of Environment and Natural Resources
Document Action Tracking System
Document Routing Slip

Document No: DENRCO - AS RMD-2023-021368 Print Date: Thursday, August 24, 2023
Sender: ARLEIGH J. ADORABLE
Address: DENR FMB
Subject: MEMO DTD 08/23/2023 REVERSION ORDERS FROM THE DEPARTMENT OF AGRICULTURE REGARDING THE EXPIRED, TERMINATED AND/OR CANCELLED FISHPOND LEASE AGREEMENT (FLA) AREAS IN BOHOL, MARINDUQUE, ILOILO AND CEBU (W/ ATTACHMENTS)
Addressee(s): Office of the Undersecretary for Field Operations and Environment (OUFOE)
CC Addressee(s):
Date/Time Received: 08/23/2023 04:10:00 PM

ROUTING AND ACTION INFORMATION				
FROM	DATE/TIME RECEIVED	FOR/TO	DATE/TIME RELEASED	ACCEPTANCE REMARKS/ACTION REQUIRED/TAKEN REMARKS/STATUS
	08/24/2023 01:02:25 PM	DENRCO - AS RMD		
DENRCO - AS RMD		OUFOE	08/24/2023 01:02:30 PM	

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FMB to RAB, R6 + R7
8/20/23



five - 54



MEMORANDUM

FOR : **The Undersecretary for Field Operations**
Luzon, Visayas and Environment

FROM : The OIC - Assistant Secretary for Field Operations – Western
Mindanao and Director, in concurrent capacity

SUBJECT : **REVERSION ORDERS FROM THE DEPARTMENT OF
AGRICULTURE REGARDING THE EXPIRED, TERMINATED
AND/OR CANCELLED FISHPOND LEASE AGREEMENT
(FLA) AREAS IN BOHOL, MARINDUQUE, ILO-ILO AND
CEBU**

DATE : **AUG 23 2023**



This pertains to the Memorandum dated 20 April 2023 of the Undersecretary for Policy, Planning and International Affairs, concerning the endorsement and copies of reversion orders from the Department of Agriculture (DA) on the expired FLAs which have been considered as underutilized and no longer suitable for fishpond purposes.

Relative thereto, and pursuant to existing guidelines on the matter, attached is a draft Memorandum addressed to concerned Regional Executive Directors (REDs) with instruction to assume jurisdiction over these FLA areas, and conduct comprehensive evaluation for its eventual rehabilitation.

FOR CONSIDERATION AND SIGNATURE, PLEASE.

for: [signature]
ARLEIGH J. ADORABLE, CESO III



Republic of the Philippines
Department of Environment and Natural Resources
Visayas Avenue, Diliman, Quezon City
Tel Nos. 929-6626 to 29; 929-6633 to 35
Website: <http://www.denr.gov.ph> / E-mail: web@denrgov.ph
OUPPIA Tel. No. 928-1186 and 928-1195 email address: ouppia@denr.gov.ph
Voice-Over-Internet-Protocol (VOIP) Trunkline (632)7553330 local 1068

MEMORANDUM

FOR/TO : **The Undersecretary**
Field Operations – Mindanao

The Assistant Secretary
Policy, Planning and Foreign Assisted and Special Projects
and Director, Biodiversity Management Bureau
In concurrent capacity

The Assistant Secretary
Field Operations - Western Mindanao,
and Director, Forest Management Bureau
In concurrent capacity

The Director
Policy and Planning Service

FROM : **The Undersecretary**
Policy, Planning and International Affairs

SUBJECT : **REVERSION ORDERS FROM THE DEPARTMENT OF
AGRICULTURE REGARDING THE
EXPIRED/TERMINATED/CANCELLED FISH POND
DEVELOPMENT**

DATE : **APR 20 2023**



May we refer the attached Endorsements from Undersecretary Domingo F. Panganiban providing the DENR copies of the Reversion Orders issued by the Department of Agriculture regarding the expiration/termination/cancellation of Fishpond Lease Agreements (FLA) which have been classified as underutilized/unsuitable for fishpond purposes, as follows:

1. Modern Agribusiness Industrial and Development Corporation, FLA No. 4690 located in Brgy. Hinactacan, Jaro, Ilo-ilo City 6
2. Belle U. Avelino, FLA No. 4849-A, located in Brgy. Cayapang, Mogpog, Marinduque 4B
3. Clarito Monsanto, FLA No. 4363, located in Brgy. Panas, Candijay, Bohol 7
4. Estelita B. Saren, FLA No. 5828, located in Brgy. Panas, Candijay, Bohol 7
5. Central Visayas Aquatic Resources Corporation, FLA No. 4444 located in Brgy. Panas, Candijay, Bohol 4
6. Jaime Borja, FLA No. 2580, located in Brgy. Cogtong, Candijay, Bohol 7
7. Leopoldo Blaco, Sr., FLA No. 3861 located in Barangay Poblacion 1, Mabini, Bohol 2
8. Arsenia Torillo, FLA No. 4078-H, located Brgy. Liboron, Calape, Bohol 7
9. Sonia Bacol, FLA No. 5826, located in Brgy. Panas, Candijay, Bohol 2
10. Remberto Ybañes and Romulo Sogue, FLA No. 4458, located in Tugbungan, Consolacion, Cebu 2
11. Wengeli L. Acosta, located in Brgy. Tayud, Consolacion, Cebu 7
12. Gloria Tanilon, located in Brgy. Calawisan, Lapu-lapu, Cebu City (Block 3, Project No. 37-B) 7
13. Ian Niño Ando, located in Radar, Babag, Lapu-lapu City (Block 3, Project No. 37-B) 2

For appropriate action.

ATTY. JONAS R. LEONES

cc: Office of the Secretary

D- 34724



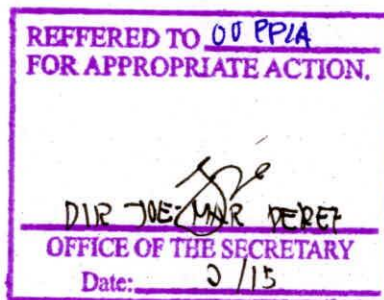
Republic of the Philippines
Department of Environment and Natural Resources
Document Action Tracking System
Document Routing Slip

Document No: DENRCO - AS RMD-2023-001162 Print Date: Friday, January 13, 2023
Sender: DOMINGO F. PANGANIBAN
Address: DEPARTMENT OF AGRICULTURE (OFFICE OF THE SECRETARY) - ELLIPTICAL ROAD, DILIMAN, 1100 QUEZON CITY
Subject: INDO DTD 10/11/2022 PERTAINS TO THE COPY OF THE ORDER ISSUED BY THE DEPARTMENT OF AGRICULTURE REVERTING TO THE ADMINISTRATIVE JURISDICTION OF THAT DEPARTMENT AN AREA COVERED BY TERMINATED FISHPOND LEASE AGREEMENT NO. 4690 (LOCATED IN BARANGAY HINACTACAN, JARO, ILOILO CITY)
Addressee(s): Office of the Secretary (DENRCO - OSEC)
CC Addressee(s):
Date/Time Received: 01/13/2023 03:15:00 PM

ROUTING AND ACTION INFORMATION				
FROM	DATE/TIME RECEIVED	FOR/TO	DATE/TIME RELEASED	ACCEPTANCE REMARKS/ACTION REQUIRED/TAKEN REMARKS/STATUS
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DENRCO - AS RMD		DENRCO - OSEC	01/13/2023 03:36:36 PM	

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1-13-23
4:12

NA/JIREH 1-16-23



3/1

Carissa, pls.

For consideration 62

For consideration

WITH ATTACHMENTS:

ASRMD 2023 002713
ASRMD 2023 002714
ASRMD 2023 002718
ASRMD 2023 003069
ASRMD 2023 002716
ASRMD 2023 002717
ASRMD 2023 032295
ASRMD 2023 062887
ASRMD 2023 001232
ASRMD 2023 003573
ASRMD 2023 002711
ASRMD 2023 002712

FONE MY - 24/45 1/16/23

313

00162



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

ENDORSEMENT
11 October 2022



Respectfully forwarded to the Honorable Secretary, Department of Environment and Natural Resources, Visayas Avenue, Diliman, Quezon City, the herein copy of the Order issued by this Department reverting to the administrative jurisdiction of that Department an area covered by terminated Fishpond Lease Agreement No. 4690.

Fishpond Lease Agreement No. 4690 previously issued to Modern Agribusiness Industrial and Development Corporation containing an area of 254.3571 hectares located in Barangay Hinactacan, Jaro, Iloilo City was terminated by this Department on March 6, 2019, due to its expiration and non-renewal of the lease by the lessee. The area is undeveloped, without any trace or remnants of dike structures indicating that no fishpond activity has ever taken place. It is a foreshore area totally covered with water, with portions now forming part of Guimaras Strait. No development can be introduced therein as it is widely exposed to tidal and surge actions, hence, no longer feasible for fishpond purposes.

In view of the foregoing and pursuant to Section 49 of Republic Act No. 8550 as amended by Republic Act No. 10654, we are hereby reverting the subject area containing 254.3571 hectares located in Hinactacan, Jaro, Iloilo City, Cebu to that Department.

DOMINGO F. PANGANIBAN
Senior Undersecretary



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

September 20, 2022

**In Re: ORDER REVERTING 254.3571
HECTARES RELEASED FOR FISHPOND
PURPOSES TO MODERN
AGRIBUSINESS INDUSTRIAL AND
DEVELOPMENT CORPORATION WITH
FLA NO. 4690 LOCATED IN HINACTAN,
JARO ILOILO TO THE JURISDICTION OF
THE DENR.**

X-----X

ORDER

This refers to the Memorandum from the Bureau of Fisheries and Aquatic Resources (BFAR) Director, dated 28 September 2021 received by the legal service last 14 October 2021, requesting for the reversion of 254.3571 hectares of lot released for fishpond purposes to MODERN AGRIBUSINESS INDUSTRIAL AND DEVELOPMENT CORPORATION located in HINACTAN, JARO, ILOILO. In the recent inspection conducted in the area, it was reported that it is no longer utilized and feasible/suitable for fishpond purposes, as no development can be introduced therein due to its exposure to tidal and surge actions; while a portion of the foreshore is totally covered with water, now forming part of Guimaras Strait. Hence, the entire area was recommended for reversion to the DENR.

In view of the foregoing findings of the inspecting team, and the review and recommendation of the BFAR director, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that *"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"* the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

WHEREFORE, premises considered, upon careful review of the request, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that *"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"* Hence, the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

SO ORDERED.

Quezon City, Philippines, _____, 20____



DA-CO-LS-MM20220919-00609

DOMINGO F. PANGANIBAN
Senior Undersecretary

Copy furnished via Registered Mail with Return Cards:

1.) MODERN AGRIBUSINESS INDUSTRIAL AND DEVELOPMENT CORPORATION
Jaro, Iloilo

Registry Receipt No. _____, date _____

2.) Regional Director
BFAR Regional Office VI
Iloilo City

Registry Receipt No. _____, date _____

Copy furnished via Personal Service:

3) Records Division
Department of Agriculture
Office of the Secretary
Elliptical Road, Diliman, Quezon City

4) NESTOR D. DOMENDEN, CESO IV
Executive Director III
OIC - Bureau of Fisheries and Aquatic Resources
Fisheries Bldg. Complex, Bureau of Plant
Industry Compound, Visayas Avenue,
Diliman Quezon City

Lat. 10°48'01.02
Long. 124°53'17

LOT 2300
STA. BARBARA CAD.

LOT 1
AREA = 1,986,902 sq. m.

GILBERTO CASTRO
Fis-OG-000370

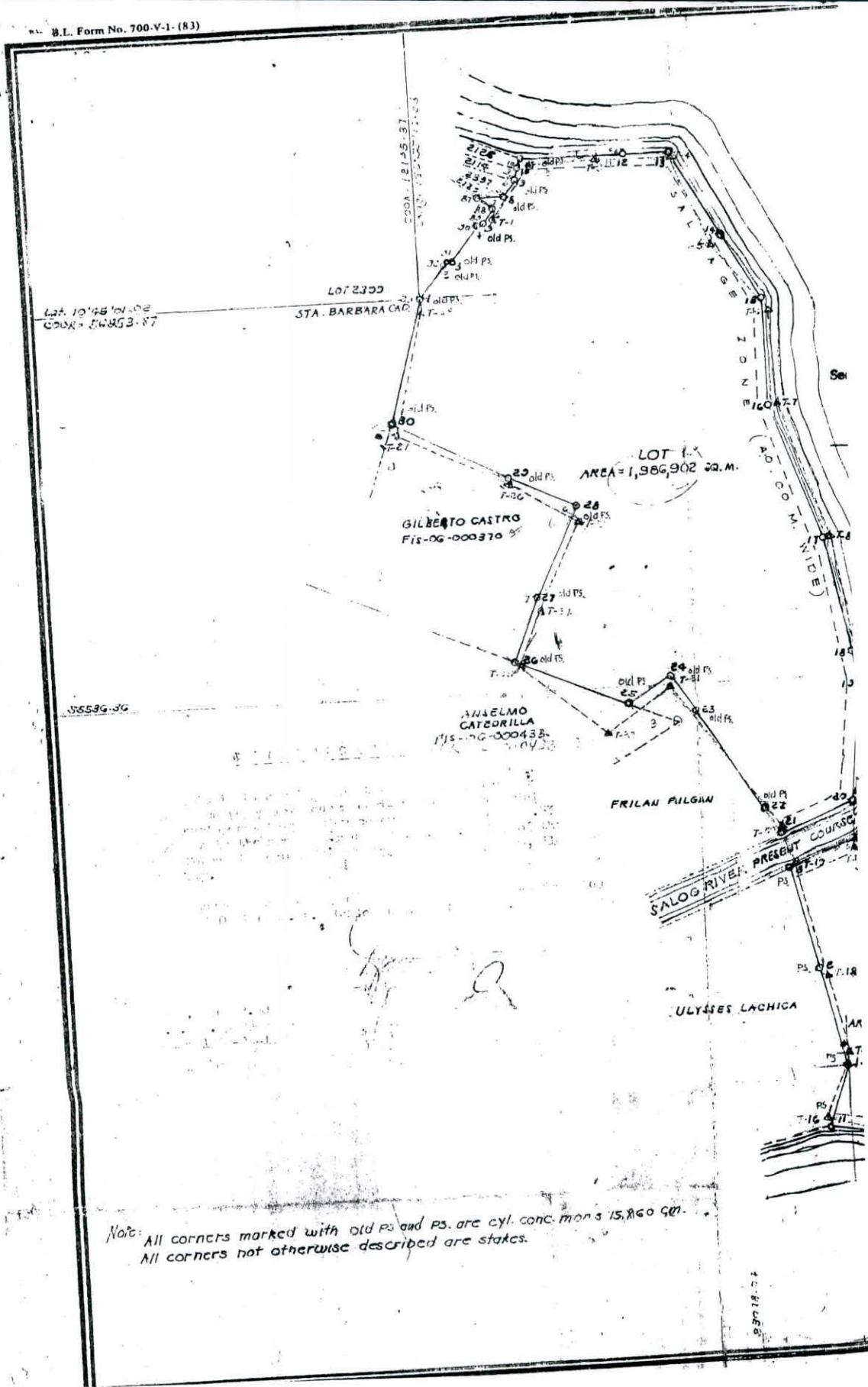
ANSELMO
CATEDRILLA
Fis-OG-000438

FRILAN PILGAN

SALOG RIVER
PRESENT COURSE

ULYSSES LAGHICA

Note: All corners marked with old PS and PS are cyl. conc. mon. 15,860 cm.
All corners not otherwise described are stakes.



TIE LINE 13		
FROM BSM NO. 63 CAD. 7 EXT.		
STA. BARBARA CAP. TO COR. 1		
LOT NO.	BEARINGS	DISTANCES
LOT 1	N. 82° 30' E.	1621.57M.
LOT 2	S. 49° 53' E.	3760.96M.

LOT 1		
LINES	BEARINGS	DISTANCES
1 2	N. 34° 48' E.	156.11 M.
2 3	S. 39° 35' E.	19.79 "
3 4	N. 37° 21' E.	151.48 "
4 5	N. 72° 34' E.	25.91 "
5 6	N. 33° 27' E.	63.90 "
6 7	N. 48° 31' W.	62.39 "
7 8	N. 77° 40' E.	90.10 "
8 9	N. 34° 27' E.	53.98 "
9 10	N. 35° 41' E.	36.05 "
10 11	N. 12° 25' E.	39.63 "
11 12	S. 89° 50' E.	250.00 "
12 13	S. 89° 50' E.	250.00 "
13 14	S. 28° 30' E.	315.55 "
14 15	S. 28° 31' E.	280.01 "
15 16	S. 03° 13' E.	350.50 "
16 17	S. 15° 51' E.	474.52 "
17 18	S. 10° 14' E.	378.32 "
18 19	S. 09° 54' E.	132.96 "
19 20	S. 04° 35' W.	380.29 "
20 21	S. 70° 48' W.	273.81 "
21 22	N. 33° 05' W.	95.01 "
22 23	N. 33° 04' W.	420.28 "
23 24	N. 33° 04' W.	110.00 "
24 25	S. 59° 02' W.	157.29 "
25 26	N. 67° 41' W.	415.09 "
26 27	N. 24° 55' E.	221.54 "
27 28	N. 24° 55' E.	370.99 "
28 29	N. 54° 51' W.	252.73 "
29 30	N. 54° 51' W.	402.88 "
30 1	N. 15° 06' E.	421.62 "

LOT 2		
1 2	N. 12° 00' W.	350.00 M.
2 3	N. 12° 00' W.	350.00 "
3 4	N. 73° 46' E.	236.33 "
4 5	S. 50° 04' E.	738.90 "
5 6	S. 15° 01' E.	399.39 "
6 7	S. 18° 01' E.	100.00 "
7 8	S. 11° 44' E.	431.66 "
8 9	S. 19° 50' E.	68.38 "
9 10	N. 62° 43' W.	905.61 "
10 11	N. 71° 12' W.	951.22 "
11 1	N. 20° 37' E.	205.01 "

ORIGINAL SIGNED

Secretary of Agriculture and Food

STRAIT

CERTIFICATION

I do hereby certify that this Land herein surveyed is within the admiralty and disposable block, Project No. 63-A Jaro, Plan LG 4 OIO, for Fishpond Development under Forestry Administrative Order No. 4-1953, dated Aug. 28, 1978 and certified correct.

ERNESTO F. CIRIACO
GEODETIC ENGINEER

CERTIFIED PHOTOCOPY

MARY JOY A. MALVAS
OIC, Records Section

PLAN OF LAND (FISHPOND) AS SURVEYED FOR MODERN AGRI-BUSINESS IND. & DEV. CORP. SITUATED IN THE

BARANGAY NO. _____ ZONE NO. _____
(BARRIO/DISTRICT): JINACTACAN
MUNICIPALITY OF: DISTRICT OF JARO
PROVINCE OF: CITY OF ILOILO
ISLAND OF: PANAY
CONTAINING AN AREA OF 243,571 SQ. M.

BEARINGS: GRID

SCALE 1:12,000

I certify that this is a correct plan of the land survey herein plotted in accordance with the original field notes and computations herewith submitted to the Bureau of Lands; that the data of said field notes were obtained from actual measurements and observations of the property whose boundaries were indicated to me by the claimant or his authorized agent; that adjoining owners or claimants were duly notified of the survey; and that the survey was executed by me in conformity with pertinent laws of the Republic of the Philippines and regulations of the Bureau of Lands.

Date of Survey: Feb. 9, 1985

ERNESTO F. CIRIACO
GEODETIC ENGINEER

Reg. Cert. No. 1217 Date: 9-02-66
License No. 1043135 Date: 1-22-85

ORIGINAL SURVEY: JAN. 1911- JUNE 1912

MINISTRY OF NATURAL RESOURCES

BUREAU OF LANDS

Region Office VI

ILOILO CITY, PHILIPPINES

I certify that the complete survey returns of the herein described survey, which are on file in this Office, were verified and found to conform with pertinent laws of the Philippines and with applicable regulations of the Bureau of Lands. In view thereof, approval of this plan is hereby recommended.

ALFREDO MUYARGAS
OIC, SURVEYS DIVISION

APPROVED:

This approved plan, however, should not be construed as title to the land.

ILOILO CITY, Philippines. Date: SEPTEMBER 13, 1985
FOR THE DIRECTOR OF LANDS:

ANACORITO GEOLINGO
ACG, REGIONAL DIRECTOR

Submitted to Region VI
ILOILO CITY, PHILIPPINES

9-11-85

DATE RETURNED: _____ REASON: _____ RECEIVED BY: _____

Position corrected by: 39' 35' 10.45 N 122 E by: R. ROSELOSE Date: 9/13/85

Field Notes checked by: _____

Computations checked by: _____

a. Astronomic: _____

b. Traverse: _____

c. Lot data: M. J. Mamin _____

Plotted, inked by: _____

Traced by: _____

Checked & verified by: G. ARCEL _____

Patented: 19 Patent No. _____

Decreed: 19 L.R.C. Rec. No. _____

Survey No. _____ Cad. _____ Pec. _____ Case _____

O.C.T. No. _____ Issued to: _____

T.C.T. No. _____

ADDITIONAL INFORMATION AFTER DATE OF APPROVAL

Fis-06-000501



Republic of the Philippines
Department of Environment and Natural Resources
Document Action Tracking System
Document Routing Slip

Document No: DENRCO - AS RMD-2023-002713 Print Date: Tuesday, January 31, 2023

Sender: DOMINGO F. PANGANIBAN

Address: DEPARTMENT OF AGRICULTURE

Subject: INDO DTD 12/23/2022 ENDORSEMENT RE: COPY OF THE ORDER ISSUED BY THE DEPARTMENT OF AGRICULTURE REVERTING TO THE ADMINISTRATIVE JURISDICTION OF THAT DEPARTMENT AN AREA COVERED BY TERMINATED FISHPOND LEASE AGREEMENT (FLA) NO. 4849-A CONTAINING AN AREA OF 5.0 HECTARES LOCATED IN BARANGAY CAYAPANG, MOGPOG, MARINDUQUE. (BELLE U. AVELINO)

Addressee(s): Office of the Secretary (DENRCO - OSEC)

CC Addressee(s):

Date/Time Received: 01/31/2023 11:00:00 AM

ROUTING AND ACTION INFORMATION				
FROM	DATE/TIME RECEIVED	FOR/TO	DATE/TIME RELEASED	ACCEPTANCE REMARKS/ACTION REQUIRED/TAKEN REMARKS/STATUS
	01/31/2023 10:09:34 PM	DENRCO - AS RMD		
DENRCO - AS RMD		DENRCO - OSEC	01/31/2023 10:09:34 PM	

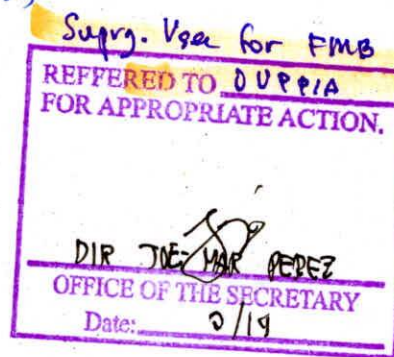
CARA

NA

2-1-23

2-1-23

10:40



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Carissa, pls

FORESTRY =



Republic of the Philippines
Department of Agriculture
BUREAU OF FISHERIES AND AQUATIC RESOURCES
Fisheries Building Complex, Bureau of Plant Industry Compound,
Visayas Ave., Diliman, Quezon City
Tel. No. 929-8074 | do@bfar.da.gov.ph | records@bfar.da.gov.ph



ENDORSEMENT
DEC 23 2022

Respectfully forwarded to the Honorable Secretary, Department of Environment and Natural Resources, Visayas Avenue, Diliman, Quezon City, the herein copy of the Order issued by this Department reverting to the administrative jurisdiction of that Department an area covered by terminated Fishpond Lease Agreement No. 4849-A.

Fishpond Lease Agreement (FLA) No. 4849-A previously issued to Belle U. Avelino containing an area of 5.0 hectares located in Barangay Cayapang, Mogpog, Marinduque, was cancelled by this Department on October 6, 2011, for cause. The area is abandoned, underdeveloped, now vegetated with naturally-grown mangroves of different species in almost the entire area; hence, no longer feasible for fishpond or aquasilviculture purposes.

In view of the foregoing and pursuant to Section 49 of Republic Act No. 8550 as amended by Republic Act No. 10654, we are hereby reverting the subject area containing 5.0 hectares located in Cayapang, Mogpog, Marinduque to that Department.

DOMINGO F. PANGANIBAN
Senior Undersecretary



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

In Re: ORDER REVERTING 5
HECTARES RELEASED FOR FISHPOND
PURPOSES TO BELLE U. AVELINO
WITH FLA NO. 4849-A LOCATED IN
BRGY. CAYAPANG, MOGPOG,
MARINDUQUE, TO THE JURISDICTION
OF THE DENR.

DECEMBER 23, 2022

X-----X

ORDER

This refers to the Memorandum from the Bureau of Fisheries and Aquatic Resources (BFAR) Director, dated 21 November 2022 received by the Department of Agriculture Legal Service last 22 December 2022, requesting for the reversion of 5 hectares of lot released for fishpond purposes to Belle U. Avelino, with FLA No. 4849-A, located in Cayapang, Mogpog, Marinduque. The area is now abandoned, underdeveloped, with naturally-grown mangroves of different species on almost the whole entire area, hence, no longer suitable for fishpond or aquasilviculture purposes.

In view of the foregoing findings of the inspecting team, and the review and recommendation of the BFAR director, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

WHEREFORE, premises considered, upon careful review of the request, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** Hence, the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

SO ORDERED.

Quezon City, Philippines, _____, 20____



DOMINGO F. PANGANIBAN
Senior Undersecretary

DA-CO-LS-MM20221223-01310

Copy furnished via Registered Mail with Return Cards:

1.) BELLE U. MARIANO
Brgy. Cayapang, Mogpog, Marinduque

Registry Receipt No. _____, date _____

2.) Regional Director
BFAR Regional Office IV – B - MIMAROPA
Calapan City, Oriental Mindoro

Registry Receipt No. _____, date _____

Copy furnished via Personal Service:

3) Records Division
Department of Agriculture
Office of the Secretary
Elliptical Road, Diliman, Quezon City

4) ATTY. DEMOSTHENES R. ESCOTO
Officer-in-Charge
Bureau of Fisheries and Aquatic Resources
Bureau of Plant Industry Compound, Visayas Ave.,
Diliman, Quezon City



Republic of the Philippines
Department of Agriculture
BUREAU OF FISHERIES AND AQUATIC RESOURCES
Region IV-B, MIMAROPA
PROVINCIAL FISHERY OFFICE
Capitol Compound, Boac, Marinduque
Tel No. (042) 332-0311, E-mail: pfomarinduque@gmail.com

RECOMMENDATION:

Based on the previous inspection conducted on the subject fishpond area, FLA No. 4849 - A(Cancelled) under the name of former leaseholder Belle U. Avelino, it was evident that due to non - utilization of the area for fishpond or mangrove-friendly aquaculture, thick vegetation of naturally grown mangrove species dominate almost over the entirety of the subject area. In view of the findings, this office recommends the area be reverted to its original state which is mangrove forest.


JOEL G. MALABANAN

OIC - Provincial Fishery Officer



04 March 2022

MEMORANDUM

FOR : **ELIZER S. SALILIG**
OIC-Regional Director
BFAR-MIMAROPA
Calapan City, Oriental Mindoro

SUBJECT : **FLA No. 4849-A (Cancelled)**
AVELINO, Belle U.
Mogpog, Marinduque

Area - 5.0000 Has.

FACTS/ INFORMATION:

On 17 November 2021, Alternate OIC-PFO Mr. Raffy D. Tumulac together with PFO staff Mr. Trysonel R. Minay and FPLEO Mr. Joemar Karon Galos conducted an ocular inspection of the Fishpond area covered by the aforementioned FLA (Cancelled). The said activity was conducted to determine its present physical status, the actual occupant/s and whether reforestation activities were undertaken along the dikes of the fishpond.


The actual occupant, Mr. Eraño Janda and also the Aquasilviculture Stewardship Contract (ASC) applicant of the said area was not around during the conduct of inspection. His caretaker which was newly hired did not even know the information background of the fishpond although she let the team conduct inspection.

Upon inspection, the team found out that almost 70 % of the area was thickly vegetated with mangroves, dominated by Rhizophora species. Observed also were the cut and cleared mangrove trees within the portion of the fishpond area which was done by Mr. Janda for the purpose of fishpond culture. The remaining portion of fishpond that suits fishpond culture has no cultured stocks, both main and secondary gates were broken and more or less fifty (50) percent of the secondary dikes erodes when stepped on, other portion have levelled down as well.

Furthermore, the area lies within the fifteen (15) hectares National Greening Program (2015) of the Department of Environment and Natural Resources - Provincial Environment and Natural resources Office (DENR - PENRO) Marinduque (enclosed herein the map showing the location of the fishpond and other related documents).

**RECOMMENDATION
/REMARKS:**

In view of the foregoing, the undersigned respectfully request the copy of order declaring the reversion into mangroves of the above subject FLA whether it is already reverted into mangrove or whatever standing order this subject holds.


JOEL G. MALABANAN
OIC-Provincial Fisheries Officer

SKETCH PLAN

o. 4849 - A(Cancelled)

AVELINO, Belle U.

Mogpog, Marinduque

Area - 5.0000 Has.

LEGEND:

-  - Main Concrete Gate
-  - Main Dike
-  - Secondary Dike
-  - Hut
-  - Rearing Pond
-  - Soil/Dry area
-  - Mangrove area
-  - Mangrove

ected by:


JOEL G. MALABANAN
Provincial Fisheries Officer

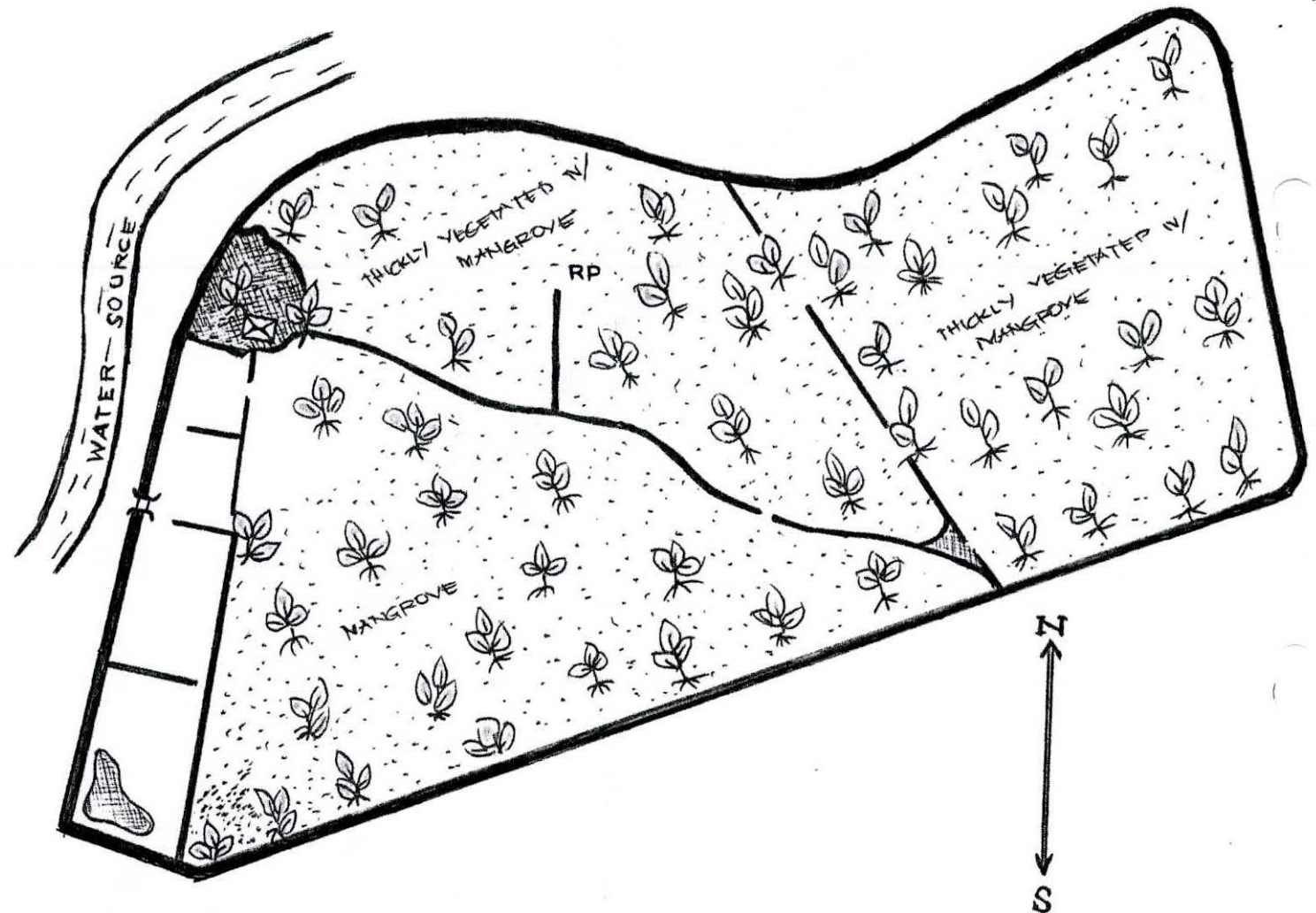
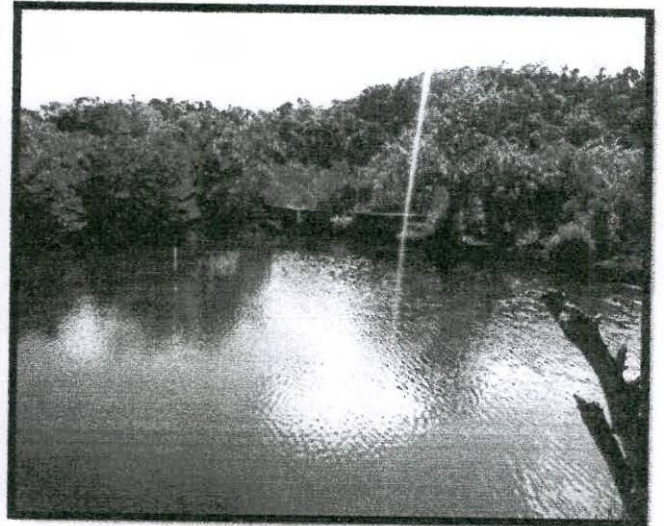
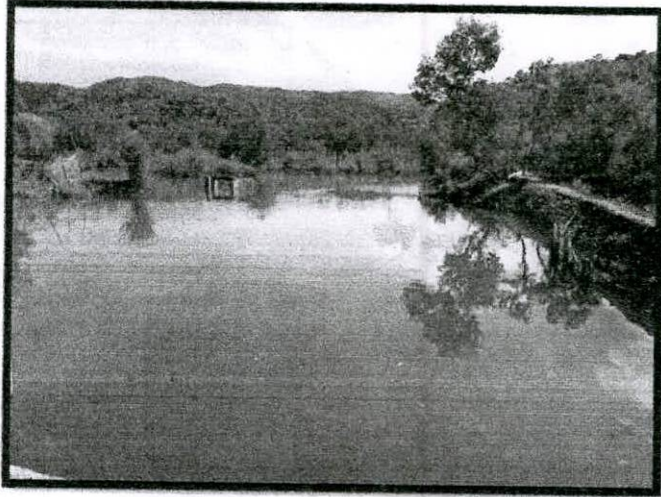
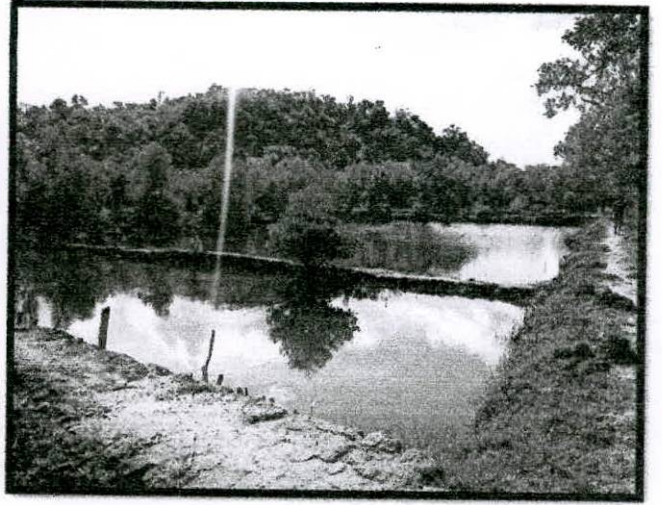


PHOTO DOCUMENTATION

Brgy. Capayang, Mogpog, Marinduque
17 November 2021







Republic of the Philippines
Department of Environment and Natural Resources
Document Action Tracking System
Document Routing Slip

Document No: DENRCO - AS RMD-2023-002714 Print Date: Tuesday, January 31, 2023
Sender: DOMINGO F. PANGANIBAN
Address: DEPARTMENT OF AGRICULTURE
Subject: INDO DTD 12/23/2022 ENDORSEMENT RE: COPY OF THE ORDER ISSUED BY THE DEPARTMENT OF AGRICULTURE REVERTING TO THE ADMINISTRATIVE JURISDICTION OF THAT DEPARTMENT AN AREA COVERED BY TERMINATED FISHPOND LEASE AGREEMENT (FLA) NO. 4363 CONTAINING AN AREA OF 20.0089 HECTARES LOCATED IN BARANGAY PANAS, CANDIJAY, BOHOL. (CLARITO MONSANTO)
Addressee(s): Office of the Secretary (DENRCO - OSEC)
CC Addressee(s):
Date/Time Received: 01/31/2023 11:00:00 AM

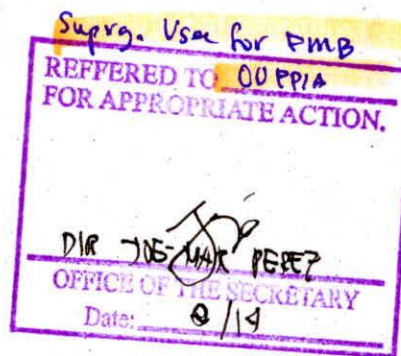
ROUTING AND ACTION INFORMATION				
FROM	DATE/TIME RECEIVED	FOR/TO	DATE/TIME RELEASED	ACCEPTANCE REMARKS/ACTION REQUIRED/TAKEN REMARKS/STATUS
	01/31/2023 10:11:04 PM	DENRCO - AS RMD		
DENRCO - AS RMD		DENRCO - OSEC	01/31/2023 10:11:06 PM	

CARA

2-1-23

10:40

NA 2-1-23



3/1

Carissa, pls

FORESTRY-



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City



ENDORSEMENT
DEC 23 2022

Respectfully forwarded to the Honorable Secretary, Department of Environment and Natural Resources, Visayas Avenue, Diliman, Quezon City, the herein copy of the Order issued by this Department reverting to the administrative jurisdiction of that Department an area covered by terminated Fishpond Lease Agreement No. 4363.

Fishpond Lease Agreement (FLA) No. 4363 previously issued to Clarito Monsanto containing an area of 20.0089 hectares located in Barangay Panas, Candijay, Bohol, was cancelled by this Department on January 15, 2009, for cause. The area is abandoned, undeveloped, now fully vegetated with mangroves of different species; hence, no longer feasible for fishpond or aquasilviculture purposes.

In view of the foregoing and pursuant to Section 49 of Republic Act No. 8550 as amended by Republic Act No. 10654, we are hereby reverting the subject area containing 20.0089 hectares located in Panas, Candijay, Bohol to that Department.

DOMINGO F. PANGANIBAN
Senior Undersecretary



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

**In Re: ORDER REVERTING 20.0089
HECTARES RELEASED FOR FISHPOND
PURPOSES TO CLARITO MONSANTO
WITH FLA NO. 4363 LOCATED IN
BRGY. PANAS, CANDIJAY, BOHOL, TO
THE JURISDICTION OF THE DENR.**

DECEMBER 23, 2022

X-----X

ORDER

This refers to the Memorandum from the Bureau of Fisheries and Aquatic Resources (BFAR) Director, dated 21 November 2022 received by the Department of Agriculture Legal Service last 22 December 2022, requesting for the reversion of 20.0089 hectares of lot released for fishpond purposes to **CLARITO MONSANTO**, with FLA No. 4363, located in Brgy. Panas, Candijay, Bohol. The area is now abandoned, underdeveloped and now fully-vegetated with mangroves of different species, hence, no longer suitable for fishpond or aquasilviculture purposes.

In view of the foregoing findings of the inspecting team, and the review and recommendation of the BFAR director, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

WHEREFORE, premises considered, upon careful review of the request, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** Hence, the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

SO ORDERED.

Quezon City, Philippines, _____, 20____



DA-CO-LS-MM20221223-01315

DOMINGO F. PANGANIBAN
Senior Undersecretary

[Handwritten signature of Domingo F. Panganiban]

Copy furnished via Registered Mail with Return Cards:

1.) CLARITO MONSANTO
Brgy. Panas, Candijay, Bohol

Registry Receipt No. _____, date _____

2.) Regional Director
BFAR Regional Office VII – Central Visayas
Arellano Blvd., Cebu City

Registry Receipt No. _____, date _____

Copy furnished via Personal Service:

3) Records Division
Department of Agriculture
Office of the Secretary
Elliptical Road, Diliman, Quezon City

4) ATTY. DEMOSTHENES R. ESCOTO
Officer-in-Charge
Bureau of Fisheries and Aquatic Resources
Bureau of Plant Industry Compound, Visayas Ave.,
Diliman, Quezon City

INSPECTION AND VERIFICATION REPORT

July 21, 2022

The Director
Bureau of Fisheries and Aquatic Resources
Fisheries Building Complex, BPI Compound
Brgy. Vesra, Visayas Ave., Quezon City

Thru: The Regional Director
BFAR-7, Cebu City

Sir:

The undersigned conducted an ocular inspection and verification on July 6, 2022, on the area subject of Order of Finality dated October 9, 2009, of the Department of Agriculture declaring its Order January 15, 2009, canceling FLA No. 4363 in the name of Clarito Monsanto, final and executory.

Records show that the subject area under FLA 4363 was issued to Clarito Monsanto on April 16, 1985, and expired on December 31, 2009, containing 20.0089 hectares located in Barangay Panas, Candijay, Bohol.

Records further show that the lessee failed to submit the required reports on the development, operation, and production of the fishpond area since the issuance of the lease in 1985, and that the lessee has likewise accumulated arrears on rentals with surcharges, in violation of terms and conditions of the lease agreement.

Records also show that an ocular inspection and verification was conducted in 2009 by Ma. Paz Loquellano, fishpond leasing Officer of the Bohol Provincial Fishery Office, Dao District, Tagbilaran City. It was reported that the area has no visible improvement and development and is thickly vegetated with Api-Api and Bakhawan trees as a consequence of the opposition and petition launched by the constituents of Panas, Candijay, Bohol. Likewise, the subject FLA was recommended for cancellation and the area be reverted to the administrative jurisdiction of the Department of Environment and Natural Resources.

The said FLA No. 4363 has been canceled per Order dated January 15, 2009, which was declared final and executory per DA Order of Finality dated October 9, 2009.

A recent ocular inspection conducted on FLA No. 4363 and found to be fully vegetated with mature mangrove species. There is no visible pond structure or traces of previous development. Based on the inspection team's assessment, the subject area is classified as an undeveloped, underutilized, and abandoned (AUU) FLA area. Due to the current physical status of the area, an Aquasilviculture Stewardship Contract (ASC)/

Fishpond Lease Agreement (FLA) is no longer appropriate. Given the foregoing facts, it is recommended that FLA No. 4363 in the name of Clarito Monsanto containing 20.0089 hectares located in Panas, Candijay, Bohol, be reverted to the administrative jurisdiction of the Department of Environment and Natural Resources (DENR).

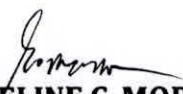
Submitted by:


JONA RHEN LAFUENTE
FRO I


SHELLA MAY LOPEZ
FRO I


JULIUS CAEZAR N. RUGAY
AQUA II

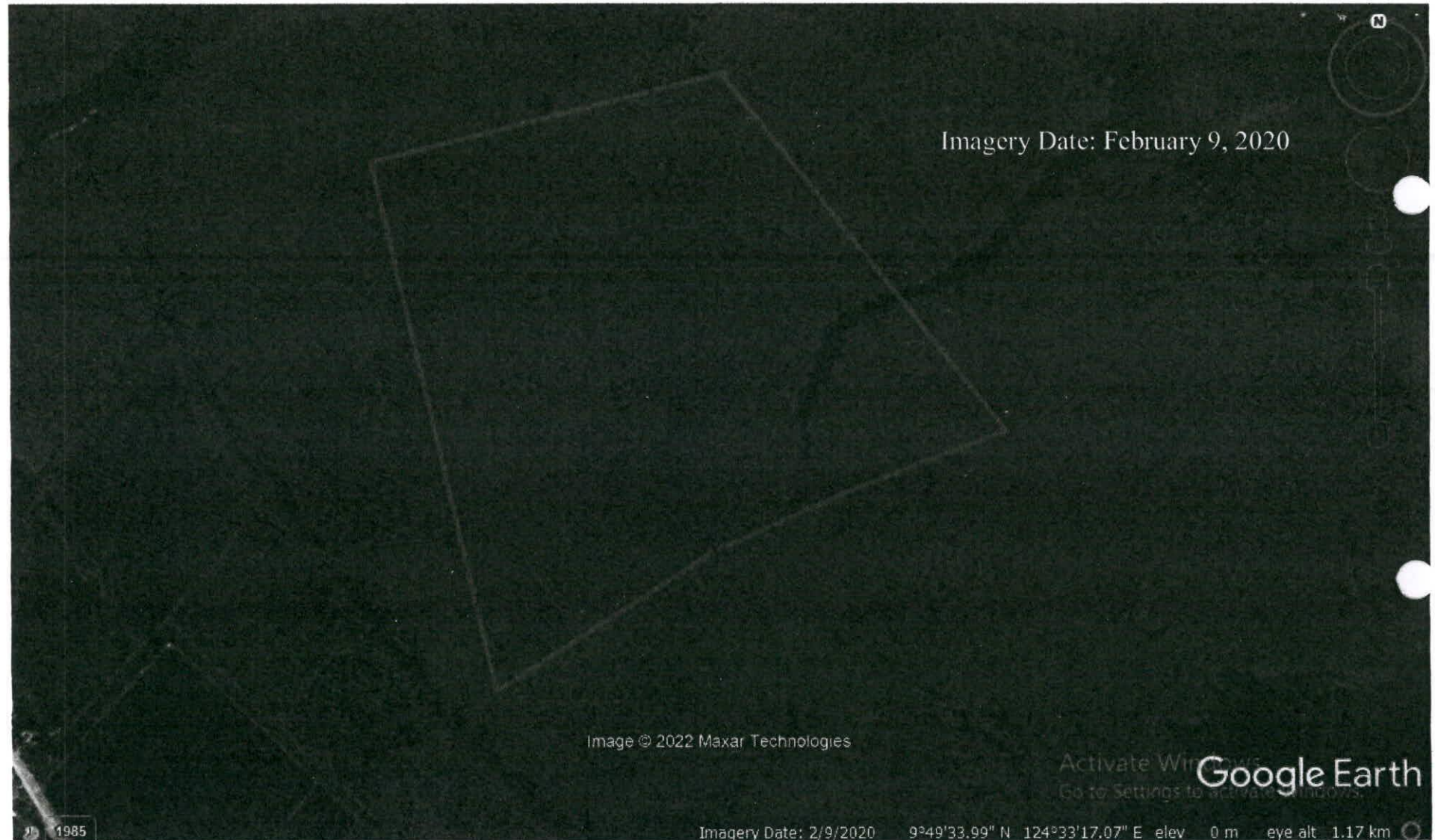

BILLY JOE TACATANI
Aquacultural Technician- II


EVANGELINE C. MORRE
SFRO/OIC, RLS

DRONE SHOT SHOWING THE RECENT PHYSICAL STATUS OF THE AREA COVERED WITH FLA NO. 4363 (TERMINATED)
CONTAINING 20.0089 HECTARES LOCATED IN PANAS, CANDIJAY, BOHOL



PICTURES SHOWING THE GOOGLE EARTH IMAGERY OF THE AREA COVERED WITH FLA NO. 4363 (TERMINATED)
CONTAINING 20.0089 HECTARES LOCATED IN PANAS, CANDIJAY, BOHOL





Republic of the Philippines
Department of Environment and Natural Resources
Document Action Tracking System
Document Routing Slip

Document No: DENRCO - AS RMD-2023-002718

Print Date: Tuesday, January 31, 2023

Sender: DOMINGO F. PANGANIBAN

Address: DEPARTMENT OF AGRICULTURE

Subject: INDO DTD 12/23/2022 ENDORSEMENT RE: COPY OF THE ORDER ISSUED BY THE DEPARTMENT OF AGRICULTURE REVERTING TO THE ADMINISTRATIVE JURISDICTION OF THAT DEPARTMENT AN AREA COVERED BY TERMINATED FISHPOND LEASE AGREEMENT NO. 5828 CONTAINING AN AREA OF 5.0006 HECTARES LOCATED IN BARANGAY PANAS, CANDIJAY, BOHOL (ESTELITA B. SAREN) (W/ ATTACHED LOT PLAN)

Addressee(s): Office of the Secretary (DENRCO - OSEC)

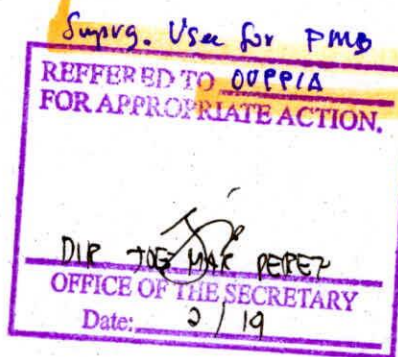
CC Addressee(s):

Date/Time Received: 01/31/2023 11:00:00 AM

ROUTING AND ACTION INFORMATION				
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DENRCO - AS RMD		DENRCO - OSEC	01/31/2023 10:24:27 PM	

CARON
2-1-23
10:40

NA 2-1-23



3/1

Carissa, pls

FORESTRY

805x



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City



ENDORSEMENT
DEC 23 2022

Respectfully forwarded to the Honorable Secretary, Department of Environment and Natural Resources, Visayas Avenue, Diliman, Quezon City, the herein copy of the Order issued by this Department reverting to the administrative jurisdiction of that Department an area covered by terminated Fishpond Lease Agreement No. 5828.

Fishpond Lease Agreement (FLA) No. 5828 previously issued to Estelita B. Saren containing an area of 5.0006 hectares located in Barangay Panas, Candijay, Bohol, was cancelled by this Department on October 18, 2012, for cause. The area is abandoned, undeveloped now fully vegetated with mangroves of different species; hence, no longer feasible for fishpond or aquasilviculture purposes.

In view of the foregoing and pursuant to Section 49 of Republic Act No. 8550 as amended by Republic Act No. 10654, we are hereby reverting the subject area containing 5.0006 hectares located in Panas, Candijay, Bohol to that Department.

DOMINGO F. PANGANIBAN
Senior Undersecretary



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

**In Re: ORDER REVERTING 5.0006
HECTARES RELEASED FOR FISHPOND
PURPOSES TO ESTELITA B. SAREN
WITH FLA NO. 5828 LOCATED IN
BRGY. PANAS, CANDIJAY, BOHOL, TO
THE JURISDICTION OF THE DENR.**

DECEMBER 23, 2022

X-----X

ORDER

This refers to the Memorandum from the Bureau of Fisheries and Aquatic Resources (BFAR) Director, dated 9 November 2022 received by the Department of Agriculture Legal Service last 22 December 2022, requesting for the reversion of 5.0006 hectares of lot released for fishpond purposes to **ESTELITA B. SAREN**, with FLA No. 5828, located in Brgy. Panas, Candijay, Bohol. The area is now abandoned, underdeveloped and now fully-vegetated with mangroves of different species, hence, no longer suitable for fishpond or aquasilviculture purposes.

In view of the foregoing findings of the inspecting team, and the review and recommendation of the BFAR director, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

WHEREFORE, premises considered, upon careful review of the request, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** Hence, the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

SO ORDERED.

Quezon City, Philippines, _____, 20_____



DA-CO-LS-MM20221223-01313

DOMINGO F. PANGANIBAN
Senior Undersecretary

Copy furnished via Registered Mail with Return Cards:

1.) ESTELITA B. SAREN
Brgy. Panas, Candijay, Bohol

Registry Receipt No. _____, date _____

2.) Regional Director
BFAR Regional Office VII – Central Visayas
Arellano Blvd., Cebu City

Registry Receipt No. _____, date _____

Copy furnished via Personal Service:

2) Records Division
Department of Agriculture
Office of the Secretary
Elliptical Road, Diliman, Quezon City

4) ATTY. DEMOSTHENES R. ESCOTO
Officer-in-Charge
Bureau of Fisheries and Aquatic Resources
Bureau of Plant Industry Compound, Visayas Ave.,
Diliman, Quezon City

INSPECTION AND VERIFICATION REPORT

July 20, 2022

The Director
Bureau of Fisheries and Aquatic Resources
Fisheries Building Complex, BPI Compound
Brgy. Vesra, Visayas Ave., Quezon City

Thru: The Regional Director
BFAR-7, Cebu City

Sir:

The undersigned conducted an ocular inspection and verification on July 5, 2022, on the area covered by FLA No. 5828 in the name of Estelita B. Saren containing 5.0006 hectares located in Barangay Panas, Candijay, Bohol.

Records show that the subject area under FLA No. 5828 was issued to Estelita B. Saren on June 10, 1996, and expired on December 31, 2020, containing 5.0006 hectares located in Barangay Panas, Candijay, Bohol.

Records showed that according to the inspection report from the Bohol Provincial Fishery Office, Tagbilaran City, dated May 26, 2012, it was reported that FLA No. 5828 is abandoned because there are no signs of any fishpond operations or the presence of the lessee. In addition, it was observed that the dike had deteriorated, secondary growth of mangrove vegetation can be seen, and tidal water flowed freely in the area that had once been an operational fishpond.

Records also show that the lessee neither paid the required fishpond rentals from 1996 to date nor submitted the required reports on the development, operation, and production of the leased area since the issuance of the lease in 1996. It is in violation of the terms and conditions of the lease granted as well as rules and regulations on the matter. Further, FLA 5828 was recommended for cancellation through a BFAR Memorandum dated September 28, 2012, and officially terminated through an Order issued by the Department of Agriculture dated October 17, 2012.

During the inspection, it was found out that FLA 5828 is fully vegetated with *Avicennia* sp. and *Sonneratia* sp. & other species of mangrove. Based on the inspection team's assessment, the subject area is classified as an undeveloped, underutilized, and abandoned (AUU) FLA area. Due to the current physical status of the area, an Aquasilviculture Stewardship Contract (ASC)/ Fishpond Lease Agreement (FLA) is no longer appropriate. Given the foregoing facts, it is recommended that FLA No. FLA 5828 issued to Estelita B. Saren containing 5.0006 hectares located in Barangay Panas, Candijay,

Bohol, be reverted to the administrative jurisdiction of the Department of Environment and Natural Resources (DENR).

Submitted by:


JONA RHEN LAFUENTE
FRO I


JULIUS CAEZAR N. RUGAY
AQUA II


SHELLA MAY LOPEZ
FRO I


BILLY JOE TACATANI
Aquaculture Technician- II



EVANGELINE C. MORRE
SFRO/OIC, RLS

IMAGE FROM A DRONE SHOT SHOWING THE RECENT PHYSICAL STATUS OF FLA NO. 5828 OF ESTELITA B. SAREN CONTAINING
5.006 HECTARES LOCATED IN BARANGAY PANAS, CANDIJAY, BOHOL



Drone shot taken: July 5, 2022

**IMAGE FROM A GOOGLE EARTH IMAGERY SHOWING THE RECENT PHYSICAL STAT
CONTAINING 5.006 HECTARES LOCATED IN BARANGAY PANI**





Republic of the Philippines
Department of Environment and Natural Resources
Document Action Tracking System
Document Routing Slip

Document No: DENRCO - AS RMD-2023-003069

Print Date: Friday, February 03, 2023

Sender: DOMINGO F. PANGANIBAN

Address: DEPARTMENT OF AGRICULTURE - ELLIPTICAL ROAD, DILIMAN, 1100 QUEZON CITY

Subject: INDO DTD 01/17/2023 COPY OF THE ORDER ISSUED BY THE DEPARTMENT OF AGRICULTURE REVERTING TO THE ADMINISTRATIVE JURISDICTION OF THAT DEPARTMENT AN AREA COVERED BY TERMINATED FISHPOND LEASE AGREEMENT NO. CONTAINING AN AREA OF 40.0 HECTARES LOCATED IN BARANGAY PANAS, CANDIJAY, BOHOL (CENTRAL VISAYAS AQUATIC RESOURCES CORPORATION) (W/ ATTACHED PLAN)

Addressee(s): Office of the Secretary (DENRCO - OSEC)

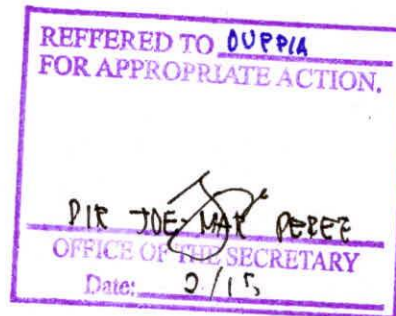
CC Addressee(s):

Date/Time Received: 02/02/2023 02:25:00 PM

ROUTING AND ACTION INFORMATION				
FROM	DATE/TIME RECEIVED	FOR/TO	DATE/TIME RELEASED	ACCEPTANCE REMARKS/ACTION REQUIRED/TAKEN REMARKS/STATUS
	02/03/2023 09:33:53 AM	DENRCO - AS RMD		
DENRCO - AS RMD		DENRCO - OSEC	02/03/2023 09:33:54 AM	

CARA
2-3-23
11am

NA 2-3-23



3/2

Carissa, pls

FORESTRY 58/109 2/3/23



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

3069

ENDORSEMENT

JAN 17 2023



Respectfully forwarded to the Honorable Secretary, Department of Environment and Natural Resources, Visayas Avenue, Diliman, Quezon City, the herein copy of the Order issued by this Department reverting to the administrative jurisdiction of that Department an area covered by terminated Fishpond Lease Agreement No. 4444.

Fishpond Lease Agreement (FLA) No. 4444 previously issued to Central Visayas Aquatic Resources Corporation containing an area of 40.0 hectares located in Barangay Panas, Candijay, Bohol, was terminated by this Department on June 23, 2015, due to its expiration and non-renewal of the lease by the lessee. The area is abandoned, with no visible pond structures or traces of previous development and now fully vegetated with mangroves; hence, no longer feasible for fishpond or aquasilviculture purposes.

In view of the foregoing and pursuant to Section 49 of Republic Act No. 8550 as amended by Republic Act No. 10654, we are hereby reverting the subject area containing 40.0 hectares located in Panas, Candijay, Bohol to that Department.

DOMINGO F. PANGANIBAN
Senior Undersecretary



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

**In Re: ORDER REVERTING 40.0
HECTARES RELEASED FOR FISHPOND
PURPOSES TO CENTRAL VISAYAS
AQUATIC RESOURCES CORPORATION
WITH FLA NO. 4444 LOCATED IN
BRGY. PANAS, CANDIJAY, BOHOL, TO
THE JURISDICTION OF THE DENR.**

JANUARY 17, 2023

X-----X

ORDER

This refers to the Memorandum from the Bureau of Fisheries and Aquatic Resources (BFAR) Director, dated 21 November 2022 received by the Department of Agriculture Legal Service last 13 January 2023, requesting for the reversion of 40.0 hectares of lot released for fishpond purposes to Central Visayas Aquatic Resources Corporation, with FLA No. 4444, located in Brgy. Panas, Candijay, Bohol. The area is now abandoned, with no visible pond structures or traces of previous development and now fully vegetated with mangroves, hence, no longer suitable for fishpond or aquasilviculture purposes.

In view of the foregoing findings of the inspecting team, and the review and recommendation of the BFAR director, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

WHEREFORE, premises considered, upon careful review of the request, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** Hence, the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

SO ORDERED.

Quezon City, Philippines, _____, 20____



DA-CO-LS-MM20230117-00069

DOMINGO F. PANGANIBAN
Senior Undersecretary

Copy furnished via Registered Mail with Return Cards:

1.) **CENTRAL VISAYAS AQUATIC RESOURCES CORPORATION**
Brgy. Panas, Candijay, Bohol

Registry Receipt No. _____, date _____

2.) **Regional Director**
BFAR Regional Office VII – Central Visayas
Arellano Blvd., Cebu City

Registry Receipt No. _____, date _____

Copy furnished via Personal Service:

3) **Records Division**
Department of Agriculture
Office of the Secretary
Elliptical Road, Diliman, Quezon City

4) **ATTY. DEMOSTHENES R. ESCOTO**
Officer-in-Charge
Bureau of Fisheries and Aquatic Resources
Bureau of Plant Industry Compound, Visayas Ave.,
Diliman, Quezon City

REPORT ON THE CONDUCT OF OCULAR INSPECTION AND VERIFICATION IN THE
FISHPOND AREA COVERED BY FLA 4444 (TERMINATED) ISSUED TO CENTRAL VISAYAS
AQUATIC RESOURCES CORPORATION LOCATED IN COGTONG, CANDIJAY, BOHOL

In compliance with Regional Memorandum bearing reference code FMRED/RLS 04-22-0472 dated April 27, 2022, the undersigned personnel conducted inspection and verification of the above subject area and observed the following to wit:

Records show that FLA 4444 was issued to Central Visayas Aquatic Resources Corporation on September 19, 1985 and expired on December 31, 2009 covering 40.0 hectares located in Cogtong, Candijay, Bohol. The same FLA was officially terminated and reverted to the administrative jurisdiction of DENR as per DA Order dated June 23, 2015.

Based on BFAR AquaR and the recent actual ocular inspection conducted on July 06, 2022, it was found out that the subject area under FLA 4444 is fully vegetated with mangrove species with no visible pond structures nor remnants of any development, rendering it unsuitable for aquaculture purpose.

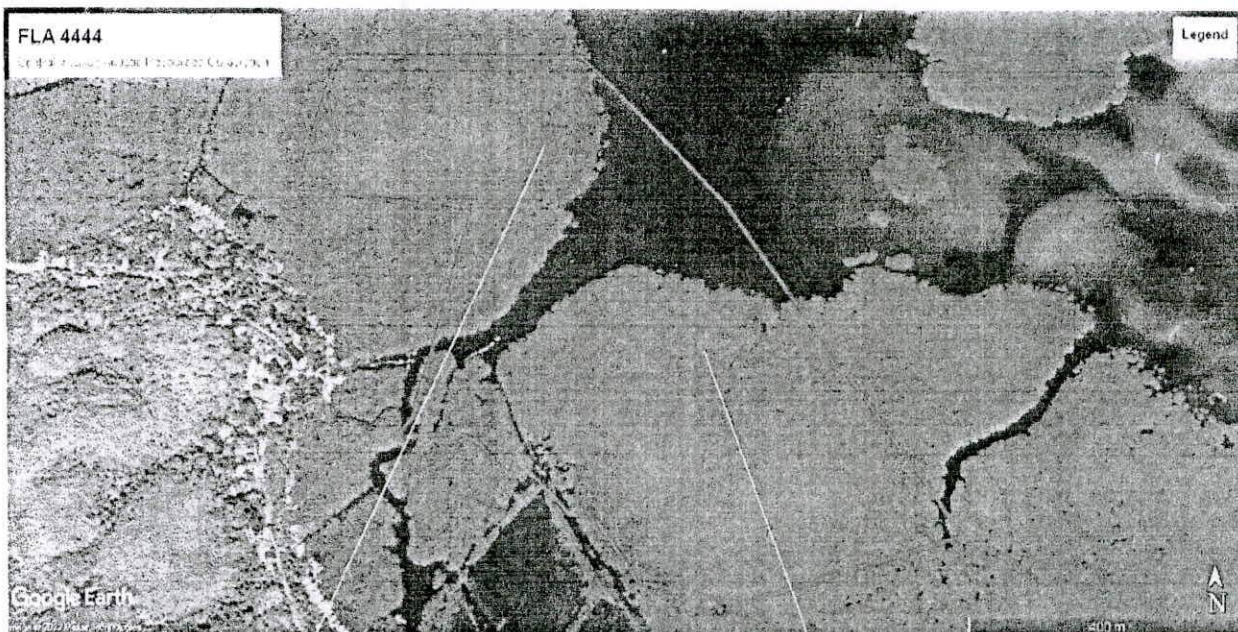
In view of the findings that the area is no longer feasible for fishpond nor aquasilviculture purposes, it is recommended that the area under FLA No. 4444 issued to Central Visayas Aquatic Resources Corporation covering 40.0 hectares located in Panas, Candijay, Bohol be reverted to the administrative jurisdiction of DENR subject to existing rules and regulations for reversion.

Prepared and verified by:


JONA RHEN E. LAFUENTE
Fishing Regulations Officer I

Noted:


CANDIDO T. SAMIJON
OIC - Bohol Provincial Fishery Office



BFAR AquaR satellite image and drone shot image of FLA 4444 issued to Central Visayas Aquatic Resources Corporation located in Panas, Candijay, Bohol



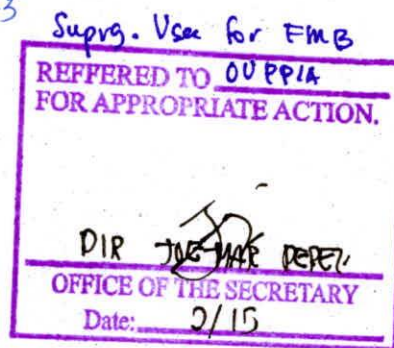
Republic of the Philippines
Department of Environment and Natural Resources
Document Action Tracking System
Document Routing Slip

Document No: DENRCO - AS RMD-2023-002716 Print Date: Tuesday, January 31, 2023
Sender: DOMINGO F. PANGANIBAN
Address: DEPARTMENT OF AGRICULTURE
Subject: INDO DTD 12/23/2022 ENDORSEMENT RE: COPY OF THE ORDER ISSUED BY THE DEPARTMENT OF AGRICULTURE REVERTING TO THE ADMINISTRATIVE JURISDICTION OF THAT DEPARTMENT AN AREA COVERED BY TERMINATED FISHPOND LEASE AGREEMENT (FLA) NO. 2580 CONTAINING AN AREA OF 47.2005 HECTARES LOCATED IN BARANGAY COGTONG, CANDIJAY, BOHOL (JAIME G. BORJA)
Addressee(s): Office of the Secretary (DENRCO - OSEC)
CC Addressee(s):
Date/Time Received: 01/31/2023 11:00:00 AM

ROUTING AND ACTION INFORMATION				
FROM	DATE/TIME RECEIVED	FOR/TO	DATE/TIME RELEASED	ACCEPTANCE REMARKS/ACTION REQUIRED/TAKEN REMARKS/STATUS
	01/31/2023 10:17:57 PM	DENRCO - AS RMD		
DENRCO - AS RMD		DENRCO - OSEC	01/31/2023 10:17:58 PM	

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2-1-23
10:40

NA 2-1-23



Carissa, pls

3/2

FORESTRY- 11/2/20 3/2/23



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City



ENDORSEMENT
DEC 23 2022

Respectfully forwarded to the Honorable Secretary, Department of Environment and Natural Resources, Visayas Avenue, Diliman, Quezon City, the herein copy of the Order issued by this Department reverting to the administrative jurisdiction of that Department an area covered by terminated Fishpond Lease Agreement No. 2580.

Fishpond Lease Agreement (FLA) No. 2580 previously issued to Jaime G. Borja containing an area of 47.2005 hectares located in Barangay Cogtong, Candijay, Bohol, was terminated by this Department on May 19, 2022, due to its expiration and non-renewal of the lease by the lessee. The area is abandoned, now fully vegetated with mangroves; hence, no longer feasible for fishpond or aquasilviculture purposes.

In view of the foregoing and pursuant to Section 49 of Republic Act No. 8550 as amended by Republic Act No. 10654, we are hereby reverting the subject area containing 47.2005 hectares located in Cogtong, Candijay, Bohol to that Department.

DOMINGO F. PANGANIBAN
Senior Undersecretary



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

**In Re: ORDER REVERTING 47.2005
HECTARES RELEASED FOR FISHPOND
PURPOSES TO JAIME G. BORJA WITH
FLA NO. 2580 LOCATED IN BRGY.
PANAS, CANDIJAY, BOHOL, TO THE
JURISDICTION OF THE DENR.**

DECEMBER 23, 2022

X-----X

ORDER

This refers to the Memorandum from the Bureau of Fisheries and Aquatic Resources (BFAR) Director, dated 10 November 2022 received by the Department of Agriculture Legal Service last 22 December 2022, requesting for the reversion of 47.2005 hectares of lot released for fishpond purposes to Jaime G. Borja, with FLA No. 2580, located in Brgy. Cogtong, Candijay, Bohol. The area is now abandoned, underdeveloped and now fully-vegetated with mangroves of different species, hence, no longer suitable for fishpond or aquasilviculture purposes.

In view of the foregoing findings of the inspecting team, and the review and recommendation of the BFAR director, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

WHEREFORE, premises considered, upon careful review of the request, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** Hence, the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

SO ORDERED.

Quezon City, Philippines, _____, 20____



DOMINGO F. PANGANIBAN
Senior Undersecretary

DA-CO-LS-MM20221223-01316

Copy furnished via Registered Mail with Return Cards:

1.) JAIME G. BORJA
Brgy. Cogtong, Candijay, Bohol

Registry Receipt No. _____, date _____

2.) Regional Director
BFAR Regional Office VII – Central Visayas
Arellano Blvd., Cebu City

Registry Receipt No. _____, date _____

Copy furnished via Personal Service:

3) Records Division
Department of Agriculture
Office of the Secretary
Elliptical Road, Diliman, Quezon City

4) ATTY. DEMOSTHENES R. ESCOTO
Officer-in-Charge
Bureau of Fisheries and Aquatic Resources
Bureau of Plant Industry Compound, Visayas Ave.,
Diliman, Quezon City

INSPECTION AND VERIFICATION REPORT

July 21, 2022

The Director
Bureau of Fisheries and Aquatic Resources
Fisheries Building Complex, BPI Compound
Brgy. Vesra, Visayas Ave., Quezon City

Thru: The Regional Director
BFAR-7, Cebu City

Sir:

The undersigned conducted an ocular inspection and verification on July 6, 2022, on the area covered by FLA No. 2580 (Terminated) in the name of Jaime Borja containing 47.2005 hectares located in Cogtong, Candijay, Bohol.

Records show that the subject area under FLA 2580 was issued to Jaime Borja on February 3, 1977, and expired on December 31, 2001, containing 47.2005 hectares located in Cogtong, Candijay, Bohol.

Records further show that the leasehold right over FLA 2580 was assigned by the lessee to the Development Bank of the Philippines (DBP) in consideration of a loan. For failure to pay the loan obligation, the same was foreclosed by the DBP. Mr. Virgilio Villacorta acquired the leasehold rights over FLA 2580 with the DBP. Thereafter, Mr. Villacorta executed a Deed of Waiver of Rights dated 7 October 1986 in favor of Mr. Edgar Bullecer involving the area under FLA 2580.

Records also show that the subject area under FLA 2580 was the subject of a complaint filed by the Samahang Nayon of Boyo-an, Candijay, Bohol, and the subject of Resolution No. 2 series of 1987 passed by the Officers of the Candijay Nipa Bakhawan Grower's Association (CNBGA) of Candijay, Bohol and Resolution No. 3 series of 1987 passed by the Barangay Council of Lungsodaan, Candijay, Bohol. In a Memorandum dated 1986-11-18 from BFAR Central Office, it was stated therein that the same FLA is one of the subjects of Resolution no. 15 series of 1986 passed by the Association of Barangay Captains of Candijay, Bohol. However, this Office has no copy of the said Resolution.

In a letter submitted to this Office dated September 10, 2019, the Rotary Club of Quezon City, Pearl of the Orient together with Buyuan Mangrove Association (BOMA) and Panadtaran Mangrove Association (PAMAS) requested the cancellation of FLA 2580 (Jaime Borja), FLA 2853 (Jose Borja), FLA 2511 (Rosire Farms Inc), and FLA 2510 (Teogenes Borja) relative to the group's intent to apply for a Rotary International Grant to fund a Mangrove Rehabilitation Project covering the aforementioned areas.

The said FLA No. 2580 has been canceled/terminated per Order dated May 19, 2022, the said order was forwarded to Bohol Provincial Fishery Office for the delivery of the said order to the lessee.

In a recent ocular inspection conducted on FLA No. 2580, it was found out that area is fully vegetated with matured mangrove species. There is no visible pond structure or traces of previous development. Based on the inspection team's assessment, the subject area is classified as an undeveloped, underutilized, and abandoned (AUU) FLA area. Due to the current physical status of the area, an Aquasilviculture Stewardship Contract (ASC)/ Fishpond Lease Agreement (FLA) is no longer appropriate. Given the foregoing facts, it is recommended that FLA No. 2580 in the name of Jaime Borja containing 47.2005 hectares located in Cogtong, Candijay, Bohol, be reverted to the administrative jurisdiction of the Department of Environment and Natural Resources (DENR).


Submitted by:


JONA RHEN LAFUENTE
FRO I


JULIUS CAEZAR N. RUGAY
AQUA II


SHELLA MAY LOPEZ
FRO I


BILLY JOE TACATANI
Aquacultural Technician- II


EVANGELINE C. MORRE
SFRO/OIC, RLS

GOOGLE EARTH IMAGERY AND DRONE SHOT SHOWING THE RECENT PHYSICAL STATUS OF FLA NO. 2580 (TERMINATED) CONTAINING 47.2005 HECTARES LOCATED IN COGTONG, CANDIJAY, BOHOL





Republic of the Philippines
Department of Environment and Natural Resources
Document Action Tracking System
Document Routing Slip

Document No: DENRCO - AS RMD-2023-002717

Print Date: Tuesday, January 31, 2023

Sender: DOMINGO F. PANGANIBAN

Address: DEPARTMENT OF AGRICULTURE

Subject: INDO DTD 12/23/2022 ENDORSEMENT RE: COPY OF THE ORDER ISSUED BY THE DEPARTMENT OF AGRICULTURE REVERTING TO THE ADMINISTRATIVE JURISDICTION OF THAT DEPARTMENT AN AREA COVERED BY TERMINATED FISHPOND LEASE AGREEMENT (FLA) NO. 3861 CONTAINING AN AREA OF 10.9646 HECTARES LOCATED IN BARANGAY POBLACION 1, MABINI, BOHOL (LEOPOLDO BLANCO, SR.) (W/ ATTACHED LOT PLAN)

Addressee(s): Office of the Secretary (DENRCO - OSEC)

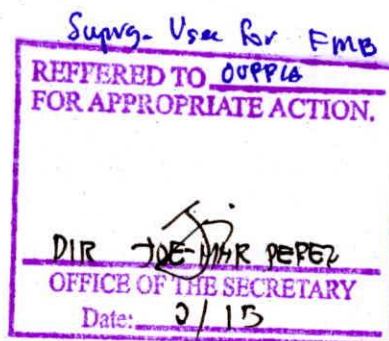
CC Addressee(s):

Date/Time Received: 01/31/2023 11:00:00 AM

ROUTING AND ACTION INFORMATION				
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DENRCO - AS RMD		DENRCO - OSEC	01/31/2023 10:21:48 PM	

CANA
2-1-23
10:40

NA 2-1-23



canessa, pls

3/2

FORESTRY

112/79

3/2/23



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City



ENDORSEMENT

DEC 23 2022

Respectfully forwarded to the Honorable Secretary, Department of Environment and Natural Resources, Visayas Avenue, Diliman, Quezon City, the herein copy of the Order issued by this Department reverting to the administrative jurisdiction of that Department an area covered by terminated Fishpond Lease Agreement No. 3861.

Fishpond Lease Agreement (FLA) No. 3861 previously issued to Leopoldo Blanco, Sr., containing an area of 10.9646 hectares located in Barangay Poblacion 1, Mabini, Bohol, was cancelled by this Department on August 1, 2006, for cause. The area is abandoned, now fully vegetated with mangroves; hence, no longer feasible for fishpond or aquasilviculture purposes.

In view of the foregoing and pursuant to Section 49 of Republic Act No. 8550 as amended by Republic Act No. 10654, we are hereby reverting the subject area containing 10.9646 hectares located in Poblacion 1, Mabini, Bohol to that Department.

DOMINGO F. PANGANIBAN
Senior Undersecretary



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

**In Re: ORDER REVERTING 10.9646
HECTARES RELEASED FOR FISHPOND
PURPOSES TO LEOPOLDO BLANCO, SR.
WITH FLA NO. 3861 LOCATED IN
BRGY. POBLACION 1, MABINI, BOHOL,
TO THE JURISDICTION OF THE DENR.**

DECEMBER 23, 2022

X-----X

ORDER

This refers to the Memorandum from the Bureau of Fisheries and Aquatic Resources (BFAR) Director, dated 10 November 2022 received by the Department of Agriculture Legal Service last 22 December 2022, requesting for the reversion of 10.9646 hectares of lot released for fishpond purposes to **LEOPOLDO BLANCO, SR.**, with FLA No. 3861, located in Brgy. Poblacion 1, Mabini, Bohol. The area is now abandoned with no visible pond structure nor remnants of any development, with about 90% thereof vegetated with mangroves, hence, no longer suitable for fishpond or aquasilviculture purposes.

In view of the foregoing findings of the inspecting team, and the review and recommendation of the BFAR director, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

WHEREFORE, premises considered, upon careful review of the request, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** Hence, the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

SO ORDERED.

Quezon City, Philippines, _____, 20____



DA-CO-LS-MM20221223-01312

DOMINGO F. PANGANIBAN
Senior Undersecretary

Copy furnished via Registered Mail with Return Cards:

1.) LEOPOLDO BLANCO, SR.
Brgy. Poblacion 1, Mabini, Bohol

Registry Receipt No. _____, date _____

2.) Regional Director
BFAR Regional Office VII – Central Visayas
Arellano Blvd., Cebu City

Registry Receipt No. _____, date _____

Copy furnished via Personal Service:

3) Records Division
Department of Agriculture
Office of the Secretary
Elliptical Road, Diliman, Quezon City

4) ATTY. DEMOSTHENES R. ESCOTO
Officer-in-Charge
Bureau of Fisheries and Aquatic Resources
Bureau of Plant Industry Compound, Visayas Ave.,
Diliman, Quezon City

**REPORT ON THE CONDUCT OF OCULAR INSPECTION AND VERIFICATION IN
THE FISHPOND AREA PREVIOUSLY COVERED BY FLA 3861 (CANCELLED)
ISSUED TO LEOPOLDO BLANCO SR. LOCATED IN DUNGO-AN, POBLACION I,
MABINI, BOHOL**

In compliance with Regional Memorandum from BFAR 7 Regional Director bearing reference code FMRED/RLS 04-22-0479, the undersigned conducted inspection and verification of the subject area. The hereunder facts and findings were observed and found to wit:

Records show that the subject area under FLA 3861 was issued to Leopoldo Blanco Sr. on August 12, 1983 and expired on December 31, 2007 containing 10.9646 hectares. Since the issuance of the lease, no annual report on the development, operation and production of the area has been submitted to this Office. Likewise, the lessee failed to pay the rental due for the area since 1989, which was a clear violation of the existing laws, rules and regulations governing fishpond lease agreement. Moreover, it was reported that the lessee died and the heirs have been advised to file their fishpond application to effect the transfer of rights in their favor. However, no application or even letter of intent to apply was ever filed or submitted to this Bureau.

Records further show that in an inspection report dated March 3, 2006 submitted by then Provincial Leasing Officer Ma. Paz T. Loquellano to the Regional Office, the area was already in an abandoned state, vegetated, non-operational with no visible improvements. It was also reported that portions of the area were occupied by squatters and another portion was also utilized as fish landing area by local fishermen. Based on those findings, the FLA covering the area was recommended for cancellation for multiple violations. Eventually, FLA 3861 was officially cancelled through DA Order dated August 1, 2006 for violations of the terms and conditions of the lease granted.

Records also show that, in another inspection report dated November 20, 2006 after the cancellation of the lease submitted by then Assistant PFO Jose B. Belga, the same FLA remained thickly vegetated with mangrove species and was not anymore suited for fishpond purpose, thus recommended for reversion to its original mangrove state.

In the course of inspection, it was found out that the subject area under FLA 3861 is still vegetated with mangrove species covering more than 90% of the area with no visible pond structures or even remnants of any development, rendering it not suitable anymore for aquaculture purpose. In view of the foregoing facts, FLA 3861 is hereby recommended for reversion to the administrative jurisdiction of DENR.



Map from AquaR showing the area covered by FLA 3861 issued to Leopoldo Blanco Sr. (Cancelled)



Pictures showing the actual present physical status of the subject area previously under FLA No. 3861 (Cancelled) issued to Leopoldo Blanco Sr. located in Dungo-an, Poblacion I, Mabini, Bohol

Prepared by

JONA RHEN E. LAFUENTE
Fishing Regulations Officer I

CHARIESSE C. BERGANTIN
Aquacultural Technician II

Noted:

CANDIDO T. SAMIJON
OIC – Bohol Provincial Fishery Office



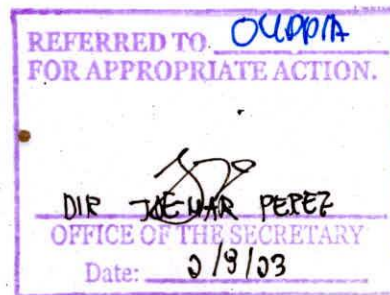
Republic of the Philippines
Department of Environment and Natural Resources
Document Action Tracking System
Document Routing Slip

Document No: DENRCO - AS RMD-2022-032295 Print Date: Thursday, December 22, 2022
Sender: DOMINGO F. PANGANIBAN
Address: DEPARTMENT OF AGRICULTURE - ELLIPTICAL ROAD, DILIMAN, QC
Subject: INDO DTD 12/22/2022 COPY OF THE ORDER ISSUED BY DEPARTMENT OF AGRICULTURE REVERTING TO THE ADMINISTRATIVE JURISDICTION OF THAT DEPARTMENT AN AREA COVERED BY TERMINATED FISHPOND LEASE AGREEMENT NO. 4078-H PREVIOUSLY ISSUED TO ARSENIA TORILLO
Addressee(s): Office of the Secretary (DENRCO - OSEC)
CC Addressee(s):
Date/Time Received: 12/22/2022 02:47:00 PM

ROUTING AND ACTION INFORMATION				
FROM	DATE/TIME RECEIVED	FOR/TO	DATE/TIME RELEASED	ACCEPTANCE REMARKS/ACTION REQUIRED/TAKEN REMARKS/STATUS
	12/22/2022 02:49:01 PM	DENRCO - AS RMD		
DENRCO - AS RMD		DENRCO - OSEC	12/22/2022 02:49:10 PM	

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Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City



ENDORSEMENT
08 November 2022

Respectfully forwarded to the Honorable Secretary, Department of Environment and Natural Resources, Visayas Avenue, Diliman, Quezon City, the herein copy of the Order issued by this Department reverting to the administrative jurisdiction of that Department an area covered by terminated Fishpond Lease Agreement No. 4078-H.

Fishpond Lease Agreement (FLA) No. 4078-H previously issued to Arsenia Torillo containing an area of 5.0 hectares located in Barangay Liboron, Calape, Bohol, was terminated by this Department on February 20, 2017, due to its expiration and non-renewal of the lease by the lessee. The area is abandoned, now fully vegetated with mangroves; hence, no longer feasible for fishpond or aquasilviculture purposes.

In view of the foregoing and pursuant to Section 49 of Republic Act No. 8550 as amended by Republic Act No. 10654, we are hereby reverting the subject area containing 5.0 hectares located in Liboron, Calape, Bohol to that Department.


DOMINGO F. PANGANIBAN
Senior Undersecretary

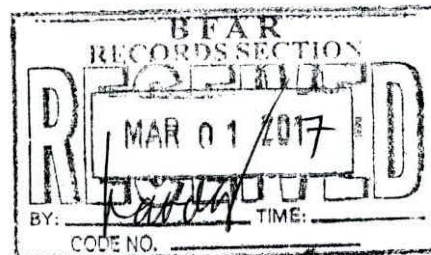


Republic of the Philippines
Department of Agriculture
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
Quezon City 1100, Philippines

SUBJECT:

**TERMINATION OF FISHPOND LEASE
AGREEMENT (FLA) NO. 4078-H ISSUED
IN THE NAME OF ARSENIA Z. TORILLO
COVERING AN AREA OF 5.0 HECTARES
LOCATED IN BARANGAY LIBORON,
CALAPE, BOHOL**

X-----X



ORDER

This treats of the termination of FLA No. 4078-H issued in the name of Arsenia Z. Torillo covering an aggregate area of five (5) hectares located in Brgy. Liboron, Calape, Bohol.

As culled from the records, the antecedent facts of the case, as follows:

1. Records show that FLA No 4078-H was issued to Arsenia Z. Torillo on March 11, 1992 and expired on December 31, 2007 covering an area of 5.0 hectares located in Brgy. Liboron, Calape, Bohol.

2. Records also show that in a recent ocular inspection conducted by representatives from the Bureau of Fisheries and Aquatic Resources (BFAR), Regional Office No. VII, Tagbilaran, Bohol, it was reported that the subject fishpond area was occupied by a certain Eleine Therese Albor of Loon, Bohol since 2012 by virtue of an alleged subleasing agreement with Arsenia Z. Torillo. The act of subleasing by Arsenia Z. Torillo to Eleine Therese Albor is in violation of Section 28 (g) of FAO 197-1, Series of 2012. Moreover, the area was not fully developed and not operational as the dikes were dilapidated and the gates were broken and unserviceable. Various species of mangroves have grown along the dikes.

3. Records revealed that in a letter dated September 01, 2010, the Bureau of Fisheries and Aquatic Resources (BFAR) informed Arsenia Z. Torillo of the ocular inspection and verification conducted on the subject fishpond and advised the latter of her failure to file her application for renewal of her FLA which has already expired last December 31, 2007.

4. Since no application was filed by Arsenia Z. Torillo, the BFAR deemed it proper to terminate the FLA No. 4078-H. Thus, in a Memorandum dated November 09, 2016, BFAR recommended that FLA No. 4078-H issued in the name of Arsenia Z. Torillo be terminated.

5. This Office noted that FLA No 4078-H already expired last December 31, 2007 and no subsequent application was filed by Arsenia Z. Torillo. Therefore, the FLA is deemed terminated by operation of law after its expiration and the lessee Arsenia Z. Torillo's failure to apply for renewal.

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WHEREFORE, premises considered, **FLA No. 4078-H** is hereby declared **TERMINATED**. Thus, the subject area is declared **VACANT** and **OPEN** to any qualified and interested applicants and **AVAILABLE** for Aquasilviculture Stewardship Contract (ASC) with preference to fisherfolk cooperative/association organized and registered under the laws of the Philippines and to Micro, Small and Medium Enterprises (MSMEs) pursuant to FAO 197-1, Series of 2012. Further, the cash bond posted by the FLA holder and the improvements thereon are declared **FORFEITED** in favor of the government.

The case carpeta is hereby returned to the Office of the Director, BFAR, for his disposition and appropriate action.

SO ORDERED.

Quezon City, Philippines, **12 0 FEB 2017**


EMMANUEL F. PIÑOL
Secretary

DEPARTMENT OF AGRICULTURE
In replying pls cite this code :
General Documents: **OSEC-01-17-0078**
Received : 01/06/2017 09:46 AM

Copy furnished:

Arsenia Z. Torillo
36-1 Belderol St.,
Tagbilaran City, Bohol

Cmdre Eduardo B. Gongona PCG (Ret)
Director, BFAR
PCA Bldg., Elliptical Road
Diliman, Quezon City

DA Legal Service
DA Records Division

117



Republic of the Philippines
Department of Environment and Natural Resources
Document Action Tracking System
Document Routing Slip

Document No: DENRCO - AS RMD-2023-002889

Print Date: Thursday, February 02, 2023

Sender: DOMINGO F. PANGANIBAN

Address: DEPARTMENT OF AGRICULTURE

Subject: LETTER DTD 12/23/2022 COPY OF THE ORDER ISSUED BY THE DEPARTMENT OF AGRICULTURE REVERTING TO THE ADMINISTRATIVE JURISDICTION OF THAT DEPARTMENT AN AREA COVERED BY FISHPOND LEASE AGREEMENT NO. 5826 CONTAINING AN AREA OF 5.0 HECTARES LOCATED IN BARANGAY PANAS, CANDIJAY, BOHOL (SONIA R. BACOL) (W/ ATTACHED PLAN)

Addressee(s): Office of the Secretary (DENRCO - OSEC)

CC Addressee(s):

Date/Time Received: 02/02/2023 08:30:00 AM

ROUTING AND ACTION INFORMATION				
FROM	DATE/TIME RECEIVED	FOR/TO	DATE/TIME RELEASED	ACCEPTANCE REMARKS/ACTION REQUIRED/TAKEN REMARKS/STATUS
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DENRCO - AS RMD		DENRCO - OSEC	02/02/2023 08:35:53 AM	

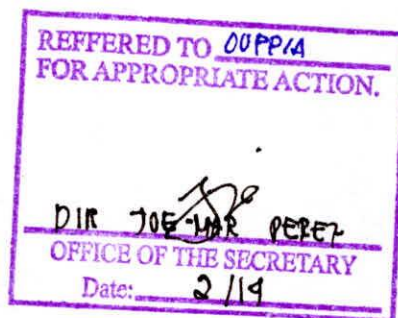
CARA

NR

2-2-23

2-2-23

11am



Carissa, pls.

FORESTRY- 56/106 2/2/23

22X



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

2889

ENDORSEMENT
DEC 23 2022



Respectfully forwarded to the Honorable Secretary, Department of Environment and Natural Resources, Visayas Avenue, Diliman, Quezon City, the herein copy of the Order issued by this Department reverting to the administrative jurisdiction of that Department an area covered by terminated Fishpond Lease Agreement No. 5826.

Fishpond Lease Agreement (FLA) No. 5826 previously issued to Sonia R. Bacol containing an area of 5.0 hectares located in Barangay Panas, Candijay, Bohol, was cancelled by this Department on October 17, 2012, for cause. The area is abandoned, undeveloped now fully vegetated with mangroves of different species; hence, no longer feasible for fishpond or aquasilviculture purposes.

In view of the foregoing and pursuant to Section 49 of Republic Act No. 8550 as amended by Republic Act No. 10654, we are hereby reverting the subject area containing 5.0 hectares located in Panas, Candijay, Bohol to that Department.

DOMINGO F. PANGANIBAN
Senior Undersecretary



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

**In Re: ORDER REVERTING 5
HECTARES RELEASED FOR FISHPOND
PURPOSES TO GREGORIO S. BACOL
WITH FLA NO. 5826 LOCATED IN
BRGY. PANAS, CANDIJAY, BOHOL, TO
THE JURISDICTION OF THE DENR.**

DECEMBER 23, 2022

X-----X

ORDER

This refers to the Memorandum from the Bureau of Fisheries and Aquatic Resources (BFAR) Director, dated 11 November 2022 received by the Department of Agriculture Legal Service last 22 December 2022, requesting for the reversion of 5 hectares of lot released for fishpond purposes to **GREGORIO S. BACOL**, with FLA No. 5826, located in Brgy. Panas, Candijay, Bohol. The area is now abandoned, underdeveloped and now fully-vegetated with different species, hence, no longer suitable for fishpond or aquasilviculture purposes.

In view of the foregoing findings of the inspecting team, and the review and recommendation of the BFAR director, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

WHEREFORE, premises considered, upon careful review of the request, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** Hence, the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

SO ORDERED.

Quezon City, Philippines, _____, 20____



DA-CO-LS-MM20221223-01311

DOMINGO F. PANGANIBAN
Senior Undersecretary

Copy furnished via Registered Mail with Return Cards:

1.) GREGORIO S. BACOL
Brgy. Panas, Candijay, Bohol

Registry Receipt No. _____, date _____

2.) Regional Director
BFAR Regional Office VII – Central Visayas
Arellano Blvd., Cebu City

Registry Receipt No. _____, date _____

Copy furnished via Personal Service:

3) Records Division
Department of Agriculture
Office of the Secretary
Elliptical Road, Diliman, Quezon City

4) ATTY. DEMOSTHENES R. ESCOTO
Officer-in-Charge
Bureau of Fisheries and Aquatic Resources
Bureau of Plant Industry Compound, Visayas Ave.,
Diliman, Quezon City

INSPECTION AND VERIFICATION REPORT

July 20, 2022

The Director
Bureau of Fisheries and Aquatic Resources
Fisheries Building Complex, BPI Compound
Brgy. Vesra, Visayas Ave., Quezon City

Thru: The Regional Director
BFAR-7, Cebu City

Sir:

The undersigned conducted an ocular inspection and verification on July 5, 2022, on the area covered by FLA No. 5826 in the name of Gregorio S. Bacol containing 5 hectares located in Barangay Panas, Candijay, Bohol.

Records show that the subject area under FLA 5826 was issued to Gregorio S. Bacol on June 10, 1996, and expired on December 31, 2020, containing 5 hectares located in Barangay Panas, Candijay, Bohol.

Records showed that according to the inspection report from the Bohol Provincial Fishery Office, Tagbilaran City, dated May 26, 2012, it was reported that FLA No. 5826 is abandoned because there are no signs of any fishpond operations or the presence of the lessee. In addition, it was observed that the dike had deteriorated, secondary growth of mangrove vegetation can be seen, and tidal water flowed freely in the area that had once been an operational fishpond.

Records also show that the lessee neither paid the required fishpond rentals from 1996 to date nor submitted the required reports on the development, operation, and production of the leased area since the issuance of the lease in 1996. It is in violation of the terms and conditions of the lease granted as well as rules and regulations on the matter. Further, FLA No. 5826 was recommended for cancellation through a BFAR Memorandum dated September 28, 2012, and officially terminated through an Order issued by the Department of Agriculture dated October 17, 2012.

During the inspection, it was found out that FLA 5826 is fully vegetated with nipa palm, *Avicennia* sp. and *Sonneratia* sp., & other species of mangrove. Based on the inspection team's assessment, the subject area is classified as an undeveloped, underutilized, and abandoned fishpond (AUU). Due to the current physical status of the area, an Aquasilviculture Stewardship Contract (ASC)/ Fishpond Lease Agreement (FLA) is no longer appropriate. Given the foregoing facts, it is recommended that FLA No. FLA 5826 issued to Gregorio S. Bacol containing 5 hectares located in Barangay Panas, Candijay,

Bohol, be reverted to the administrative jurisdiction of the Department of Environment and Natural Resources (DENR).

Submitted by:


JONA RHEN LAPUENTE
FRO I


SHELLA MAY LOPEZ
FRO I


JULIUS CAEZAR N. RUGAY
AQUA II


BILLY JOE TACATANI
Aquacultural Technician- II


EVANGELINE C. MORRE
SFRO/OIC, RLS

IMAGE FROM A DRONE SHOT SHOWING THE RECENT PHYSICAL STATUS OF FLA NO. 5826 OF GREGORIO S. BACOL
CONTAINING 5 HECTARES LOCATED IN BARANGAY PANAS, CANDIJAY, BOHOL.

Drone shot taken: July 5, 2022



**IMAGE FROM A GOOGLE EARTH IMAGERY SHOWING THE RECENT PHYSICAL STATUS OF FLA NO. 5826 OF GREGORIO S. BACOL
CONTAINING 5 HECTARES LOCATED IN BARANGAY PANAS, CANDIJAY, BOHOL.**

Imagery Date: February 9, 2020

FLA NO. 5826

Image © 2020 Maxar Technologies

Google Earth



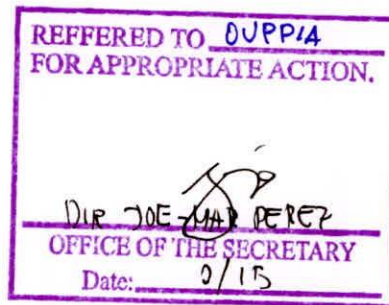
Republic of the Philippines
Department of Environment and Natural Resources
Document Action Tracking System
Document Routing Slip

Document No: DENRCO - AS RMD-2023-001232 Print Date: Monday, January 16, 2023
Sender: DOMINGO F. PANGANIBAN
Address: DEPARTMENT OF AGRICULTURE - ELLIPTICAL ROAD, DILIMAN, QC
Subject: LEGAL DTD 01/16/2023 ORDER IN RE: ORDER REVERTING 5 HECTARES RELEASED FOR FISHPOND PURPOSES TO REMBERTO YBANEZ AND ROMULO SOGUE WITH FLA NO. 4458 LOCATED IN TUGBUNGAN, CONSOLACION, CEBU, TO THE JURISDICTION OF THE DENR
Addressee(s): Office of the Secretary (DENRCO - OSEC)
CC Addressee(s):
Date/Time Received: 01/16/2023 11:10:00 AM

ROUTING AND ACTION INFORMATION				
FROM	DATE/TIME RECEIVED	FOR/TO	DATE/TIME RELEASED	ACCEPTANCE REMARKS/ACTION REQUIRED/TAKEN REMARKS/STATUS
	01/16/2023 11:29:15 AM	DENRCO - AS RMD		
DENRCO - AS RMD		DENRCO - OSEC	01/16/2023 11:29:16 AM	

CARA
1-16-23
4pm

NA/JINEH



3/6 Carmin ph.

FORESTRY-28/51

1/17/23



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City



**In Re: ORDER REVERTING 5 HECTARES
RELEASED FOR FISHPOND PURPOSES
TO REMBERTO YBAÑEZ AND ROMULO
SOGUE WITH FLA NO. 4458 LOCATED
IN TUGBUNGAN, CONSOLACION, CEBU,
TO THE JURISDICTION OF THE DENR.**

DECEMBER 21, 2022

X-----X

ORDER

This refers to the Memorandum from the Bureau of Fisheries and Aquatic Resources (BFAR) Director, dated 20 October 2022 received by the Department of Agriculture Legal Service last 20 December 2022, requesting for the reversion of 5 hectares of lot released for fishpond purposes to **REMBERTO YBAÑEZ AND ROMULO SOGUE**, with FLA No. 4458, located in Tugbungan, Consolacion, Cebu. In the recent ocular inspection conducted by BFAR Region VII, it was reported that the area is no longer suitable for fishpond or aquasilviculture purposes due to the following reasons:

- 1.) *The area is thickly vegetated with mangroves species and associates such as nipa palm, Rhizophora sp., Avicennia sp., etc;*
- 2.) *The area is used for duck raising as evident on the erected structure of the area;*
- 3.) *A drainage canal flows through the ares, carrying domestic waste from uptown residents and;*
- 4.) *The area is not easily reached by sea water during high tide.*

In view of the foregoing findings of the inspecting team, and the review and recommendation of the BFAR director, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

WHEREFORE, premises considered, upon careful review of the request, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** Hence, the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

SO ORDERED.

Quezon City, Philippines, _____, 20____

DOMINGO F. PANGANIBAN
Senior Undersecretary

Copy furnished via Registered Mail with Return Cards:

1.) **REMBERTO YBAÑEZ AND ROMULO SOGUE**
Banawa, Cebu City

2.) **Regional Director**
BFAR Regional Office VII – Central Visayas
Arellano Blvd., Cebu City

Copy furnished via Personal Service:

3.) **Records Division**
Department of Agriculture
Office of the Secretary
Elliptical Road, Diliman, Quezon City

4.) **NESTOR D. DOMENDEN, CESO IV**
Executive Director III
OIC - Bureau of Fisheries and Aquatic Resources
Fisheries Bldg. Complex, Bureau of Plant
Industry Compound, Visayas Avenue,
Diliman Quezon City



DA-CO-LS-MM20221221-01297

Registry Receipt No. _____, date _____

Registry Receipt No. _____, date _____



DA-CO-LS-MM20221221-01297



Republic of the Philippines
Department of Environment and Natural Resources
Document Action Tracking System
Document Routing Slip

Document No: DENRCO - AS RMD-2023-003573 Print Date: Wednesday, February 08, 2023
Sender: DOMINGO F. PANGANIBAN
Address: DEPARTMENT OF AGRICULTURE - ELLIPTICAL ROAD, DILIMAN, 1100 QUEZON CITY
Subject: INDO DTD 01/31/2023 ENDORSEMENT RE: COPY OF THE ORDER ISSUED BY THE DEPARTMENT OF AGRICULTURE REVERTING TO THE ADMINISTRATIVE JURISDICTION OF THAT DEPARTMENT AN AREA CONTAINING FIFTY (50) SQUARE METERS LOCATED IN TAYUD, CONSOLACION, CEBU.
Addressee(s): Office of the Secretary (DENRCO - OSEC)
CC Addressee(s):
Date/Time Received: 02/08/2023 01:40:00 PM

ROUTING AND ACTION INFORMATION				
FROM	DATE/TIME RECEIVED	FOR/TO	DATE/TIME RELEASED	ACCEPTANCE REMARKS/ACTION REQUIRED/TAKEN REMARKS/STATUS
	02/08/2023 04:14:16 PM	DENRCO - AS RMD		
DENRCO - AS RMD		DENRCO - OSEC	02/08/2023 04:25:12 PM	

CARA
2-9-23
ham
NA 2-9-23

REFERRED TO DUPPIA (CLA FMB)
FOR APPROPRIATE ACTION.

DIR JOE L. PEREZ
OFFICE OF THE SECRETARY
Date: 2/9

Carissa, pls.

FORESTRY, 62/118 2/9/23



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

ENDORSEMENT
JAN 31 2023



Respectfully forwarded to the Honorable Secretary, Department of Environment and Natural Resources, Visayas Avenue, Diliman, Quezon City, the herein copy of the Order issued by this Department reverting to the administrative jurisdiction of that Department an area containing fifty (50) square meters located in Tayud, Consolacion, Cebu.

The said parcel of public land is within Alienable and Disposable (for Fishpond Development), Block IV, Project No. 28-A per Swamp Zonification (SZ) No. 25 of Consolacion, Cebu certified under Forestry Administrative Order No. 4-1423 dated August 12, 1980. It is subject of a letter-request for reversion dated August 24, 2022 of Wengelia L. Acosta. In the recent ocular inspection conducted in the premises by representatives of the BFAR Regional Office No. VII, Cebu City, it was reported that the area subject of the letter of Mr. Acosta is dry land, situated along the national highway, with a residential house with a store, made of light materials erected thereon. Hence, the area is no longer suitable for fishpond or other aquaculture purposes.

In view of the foregoing and pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five (5) years from the date of such release shall revert to the category of forest land"***, we are hereby reverting jurisdiction of the subject area containing fifty (50) square meters described in the sketch plan prepared for Wengelia L. Acosta located in Barangay Tayud, Municipality of Consolacion, Province of Cebu, to that Department.


DOMINGO F. PANGANIBAN
Senior Undersecretary



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

In Re: ORDER REVERTING 50 SQUARE METERS RELEASED FOR FISHPOND PURPOSES UNDER BFD ADMINISTRATIVE ORDER NO. 4-1423 IN TAYUD, CONSOLACION, CEBU TO THE JURISDICTION OF THE DENR.

JANUARY 27, 2023

X-----X

ORDER

This refers to the Memorandum from the Bureau of Fisheries and Aquatic Resources (BFAR) Director, dated 18 January 2023 received by the Department of Agriculture Legal Service last 27 January 2023, requesting for the reversion of 50 square meters of lot released for fishpond purposes under Administrative Order No. 4-1423 located in Tayud, Consolacion, Cebu. The area was not subject of a fishpond application nor covered by any existing fishpond lease agreement. It was found to be primarily dry land situated along the national highway, upon which a residential house with a store was erected. Hence, it is no longer feasible for fishpond or other aquaculture purposes.

In view of the foregoing findings of the inspecting team, and the review and recommendation of the BFAR director, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

WHEREFORE, premises considered, upon careful review of the request, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** Hence, the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

SO ORDERED.

Quezon City, Philippines, _____, 20____



DA-CO-LS-MM20230127-00112

DOMINGO F. PANGANIBAN
Senior Undersecretary

27/01/2023 4:42 PM

Copy furnished via Registered Mail with Return Cards:

1.) WENGELIE L. ACOSTA
Tayud, Consoacion, Cebu

Registry Receipt No. _____, date _____

2.) Regional Director
BFAR Regional Office VII
Cebu City

Registry Receipt No. _____, date _____

Copy furnished via Personal Service:

3) Records Division
Department of Agriculture
Office of the Secretary
Elliptical Road, Diliman, Quezon City

4) NESTOR D. DOMENDEN, CESO IV
Executive Director III
OIC - Bureau of Fisheries and Aquatic Resources
Fisheries Bldg. Complex, Bureau of Plant
Industry Compound, Visayas Avenue,
Diliman Quezon City

INSPECTION AND VERIFICATION REPORT

September 13, 2022

The Director
Bureau of Fisheries and Aquatic Resources
Fisheries Building Complex, BPI Compound
Brgy. Vasra, Visayas Ave., Quezon City

Thru: The Regional Director
BFAR-7, Cebu City

Sir:

The undersigned conducted ocular inspection and verification on the area subject to the Wengelia Acosta's letter request for reversion, located in Tayud, Consolacion, Cebu containing 50 square meters.

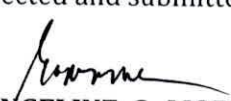
Based on the CENRO Certification dated July 14, 2022, the area is within alienable and disposable (For Fishpond Development) Block-IV, Project No. 28-A, per Land Classification Map No. S Z No. 25 (swamp zonification) of Consolacion, Cebu, certified under Forestry Administrative Order No. 4-1423 dated August 12, 1980.

On December 9, 2021 an on-site verification was conducted by Geodetic Engr. James Fuentes of CENRO Cebu City, with the presence of BFAR-7 RLS and Legal Unit personnel, and representative of James Alekhine Y. Tan. It was found out that the subject area is outside of the FLA or Fishpond lease application of Mr. James Alekhine Y. Tan (please see attached sketch).

Furthermore, another ocular inspection was conducted on August 31, 2022 by the undersigned accompanied by Wengelia Acosta. The area is located along the national highway. It is already a dry land. A house made of light materials that served as residence and store of Wengelia Acosta were observed in the area. In view of the current physical status, the area is no longer suitable for fishpond or other aquaculture purposes.

In view of the foregoing, it is recommended that the subject area be reverted to the administrative jurisdiction of the Department of Environment and Natural Resources (DENR).

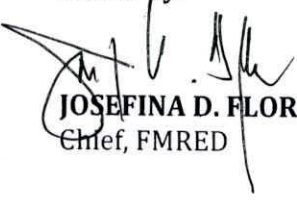
Inspected and submitted by:


EVANGELINE C. MORRE
OIC, RLS

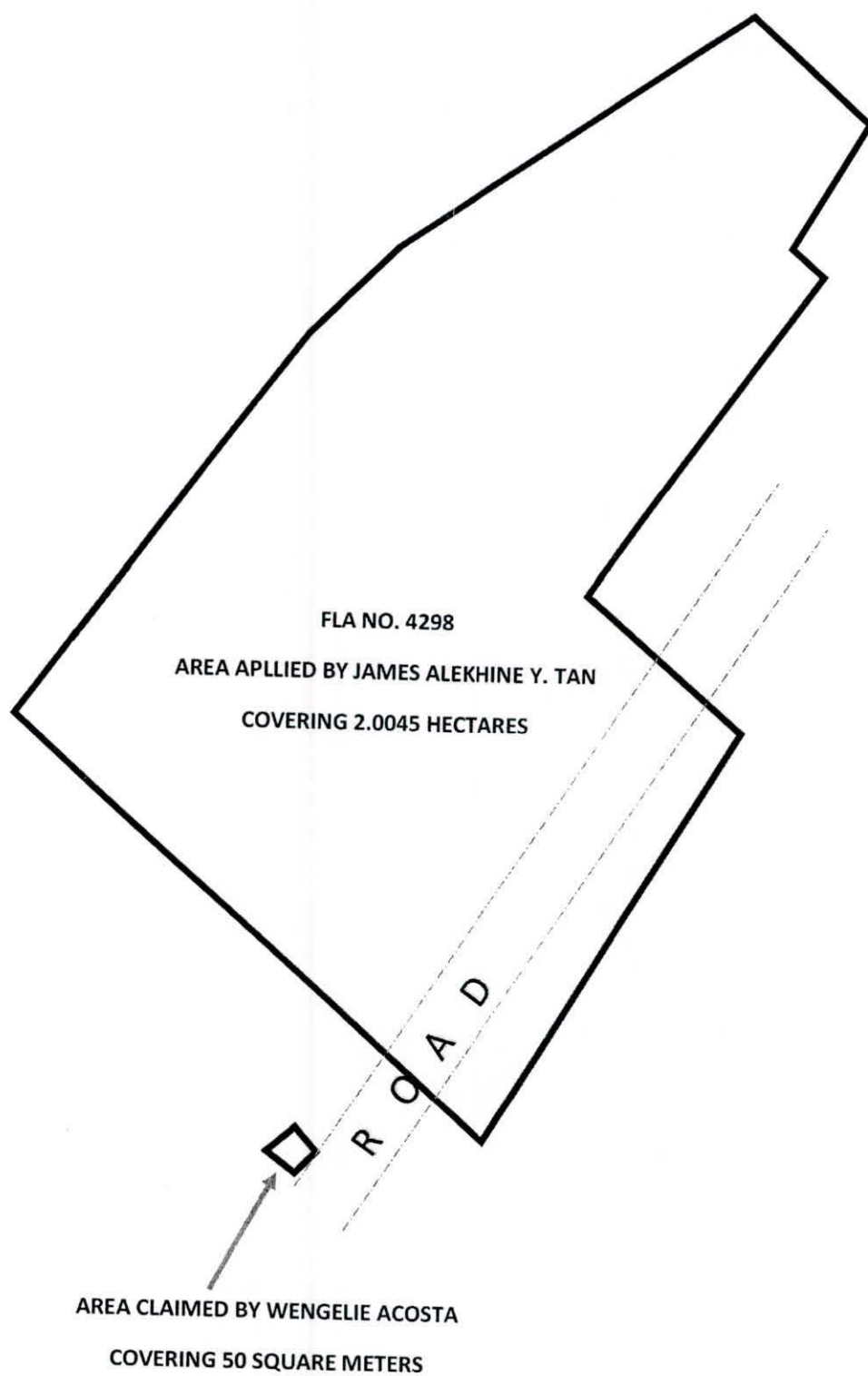

JULIUS CAEZAR N. RUGAY
AQUA II


SHELLA MAY E. LOPEZ
FRO-1

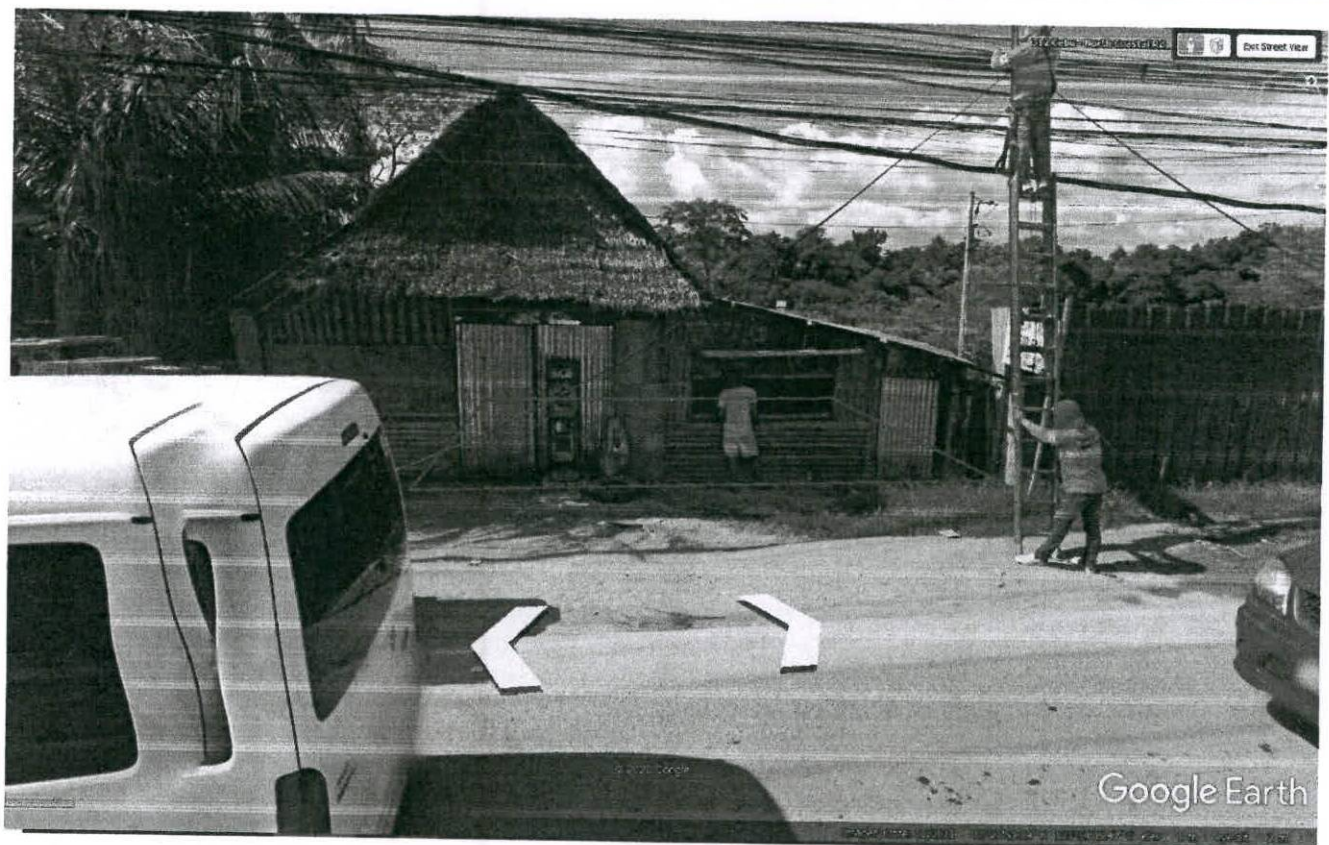
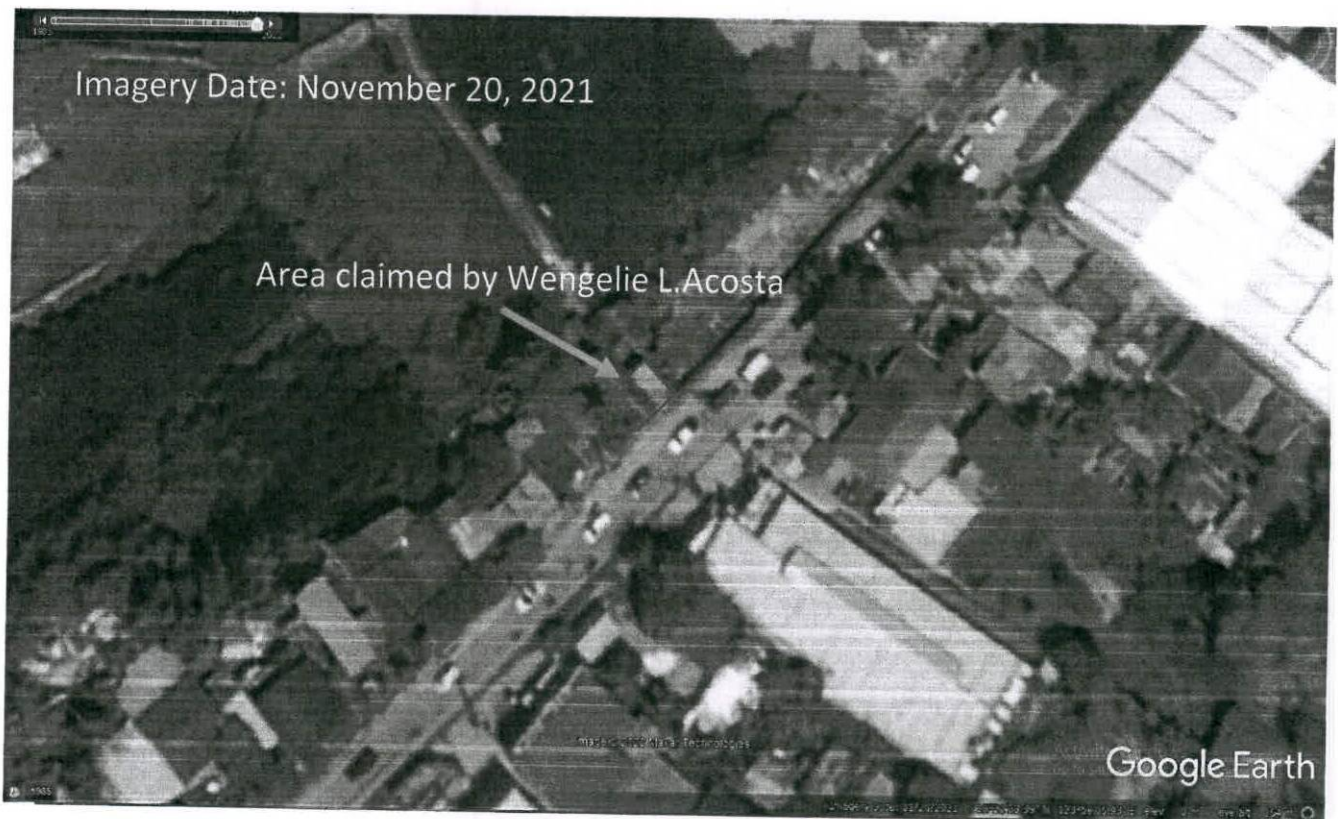
Noted by:


JOSEFINA D. FLORES
Chief, FMRED

SKETCH SHOWING THE RELATIVE POSITION OF THE AREA CLAIMED BY WENGELIE ACOSTA AND FLA NO. 4298 APPLIED BY JAMES ALEKHINE TAN LOCATED IN TAYUD, CONSOLACION, CEBU



**IMAGES FROM A GOOGLE EARTH IMAGERY SHOWING THE PHYSICAL STATUS OF THE AREA
SUBJECT OF THE LETTER REQUEST OF WENGELIE ACOSTA CONTAINING 50 SQUARE METERS
LOCATED IN TAYUD. CONSOLACION. CEBU**

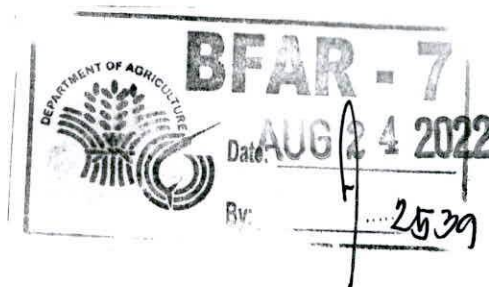


**IMAGES TAKEN ON AUGUST 31, 2022 SHOWING THE RECENT PHYSICAL STATUS OF THE AREA
SUBJECT OF THE LETTER REQUEST OF WENGELIE ACOSTA CONTAINING 50 SQUARE METERS
LOCATED IN TAYUD, CONSOLACION, CEBU**



August 24, 2022

ALLAN L. POQUITA, Ph.D.
Regional Director
BFAR Region 7
Arellano Blvd., Cebu City



Thru: Regulatory and Licensing Section
BFAR 7



Dear **Dir. Poquita**,

I am Wengelia L. Acosta, currently residing at Tayud, Consolacion, Cebu. I am writing this letter to express my intention for reversion of the dry land area containing FIFTY SQUARE METERS (50m²) which was classified and found to be within ALIENABLE AND DISPOSABLE (FOR FISHPOND DEVELOPMENT) Block 4, Project 28-A per Land Classification Map No. S Z No. 25 (Swamp Zonification) of Consolacion, Cebu certified under Forestry Administrative Order No. 4-1423 dated August 12, 1980.

Attached to this letter of intent is the CENRO Certification for your easy reference.

Hoping that this will merit my request. Thank you for your consideration.

Very Truly Yours,

Wengelia L. Acosta

WENGELIE L. ACOSTA

Bureau of Fisheries & Aquatic Resources

FMRED

Received by: *JFM*
Date: *8/25/2022* *1762* *P. 710*

Bureau of Fisheries & Aquatic Resources-7

Received by: *RBS*
Date: *08/25/22 - 116* *P. 226*

Republic of the Philippines
Department of Environment and Natural Resources
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Cebu City

CENRO, CEBU CITY (LANDS VERIFICATION)
WENGERLE LANIPA ACOSTA (Consolacion, Cebu)

July 14, 2022



CERTIFICATION

TO WHOM IT MAY CONCERN:

This is to certify that as per actual ground verification conducted by JAMES M FUENTES AND NOEL C. DEL MONTE, a tract of land containing an area of FIFTY (50) square meters, more or less, situated at Hwy. Tawud, Municipality of Consolacion, Province of Cebu, as shown and described in the sketch plan at the back hereof, as surveyed/prepared by Geodetic Engineer ROLANDO C. ARABANO, FOR WENGERLE LANIPA ACOSTA, was found to be within ALIENABLE AND DISPOSABLE (FOR FISHPOND DEVELOPMENT) Block-IV, Project No. 28-A, per Land Classification Map NO. S. Z. NO. 25 (SWAMP EXTERMINATION) of Consolacion, Cebu certified under Forestry Administrative Order No. 4-1423 dated August 12, 1980.

This certification is issued upon the request of WENGERLE LANIPA ACOSTA for the purpose of ascertaining the land classification status only and does not confer (imply) preferential/priority rights of possession until determined by competent authorities.

RAUL C. PASOS
CENRO Officer

SWORN STATEMENT

WE, JAMES M. FUENTES AND NOEL C. DEL MONTE after having been duly sworn to under oath in accordance with law do hereby depose and say that we personally verified the land classification status of the subject area and the result is the basis of the aforementioned certification.

NOEL C. DEL MONTE
Cartographer III

JAMES M. FUENTES
Engineer III

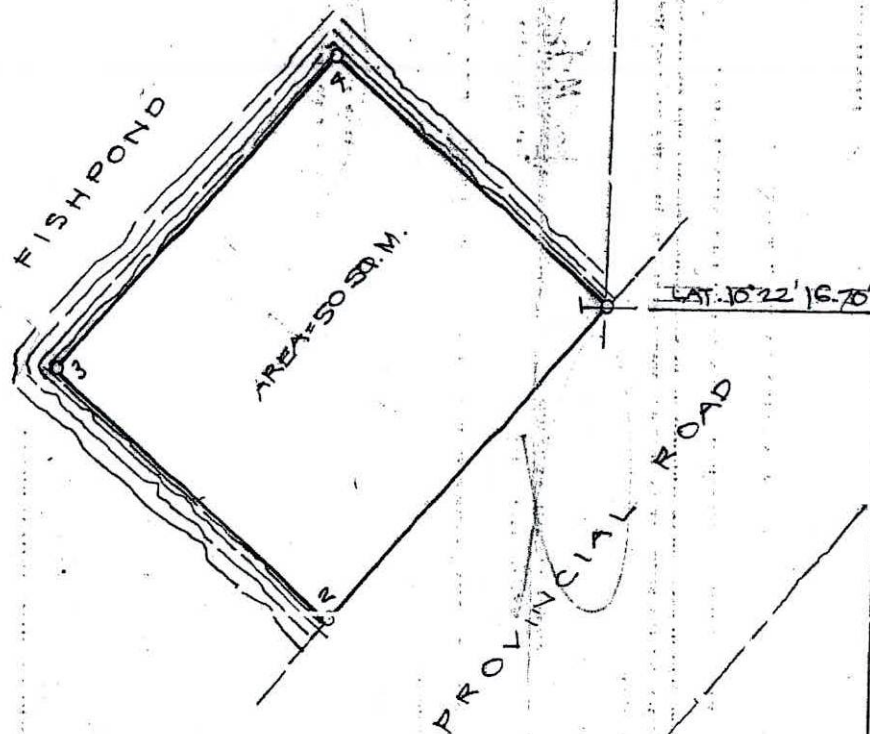
SUBSCRIBED AND SWORN to before me this 14th day of July 2022 at Cebu City, Philippines.

RAUL C. PASOS
CENRO Officer

Certification fee P20.00
OR NO 3002731 K
Issued on 7/15/22
Doc. Stamp 30.00
Issued by CENRO CEBU CASHIER

Technical Description

TECHNICAL DESCRIPTION		
LINE	BEARING	DISTANCE
1 2	S40°15'W	7.50 M.
2 3	N48°10'W	6.67
3 4	N40°15'E	7.50
4 1	S48°10'E	6.67
T.P. S22°57'W 731.14 M. FROM		
BLM NO. CAD. 545-D		



SKETCH PLAN

OF
LAND
AS PREPARED FOR
WENGELIE LANIPA ACOSTA
SITUATED IN THE

BARRIO OF: TAYUD
MUN./CITY OF: CONSOLACION
PROVINCE OF: CEBU
ISLAND OF: CEBU

Containing an area of 50 Sq.M.

BEARINGS: TRUE

SCALE 1:100

This is to certify that is true and correct plan of

(Certified Correct)

~~REYNOLDO S. ANCIANO~~

Geodetic Engineer

4933 10-27-98

Registration Certificate No. & Date of Issue

NOTE: This is issued thru the request of _____
FOR REFERENCE ONLY for Reference not for Registration
purposes.



Republic of the Philippines
Department of Environment and Natural Resources
Document Action Tracking System
Document Routing Slip

Document No: DENRCO - AS RMD-2023-002711 Print Date: Wednesday, February 01, 2023
Sender: DOMINGO F. PANGANIBAN
Address: DEPARTMENT OF AGRICULTURE
Subject: INDO DTD 12/23/2022 ENDORSEMENT RE: COPY OF THE ORDER ISSUED BY THE DEPARTMENT OF AGRICULTURE REVERTING TO THE ADMINISTRATIVE JURISDICTION OF THAT DEPARTMENT AN AREA CONTAINING 300 SQUARE METERS LOCATED IN CALAWISAN, LAPU-LAPU, CEBU CITY. (BLOCK 3, PROJECT NO. 37-B, GLORIA TANILON)
Addressee(s): Office of the Secretary (DENRCO - OSEC)
CC Addressee(s):
Date/Time Received: 01/31/2023 11:00:00 AM

ROUTING AND ACTION INFORMATION				
FROM	DATE/TIME RECEIVED	FOR/TO	DATE/TIME RELEASED	ACCEPTANCE REMARKS/ACTION REQUIRED/TAKEN REMARKS/STATUS
	01/31/2023 10:04:33 PM	DENRCO - AS RMD		
DENRCO - AS RMD		DENRCO - OSEC	01/31/2023 10:04:33 PM	

CARA
2-1-23
10:40

NA 2-1-23



3/1

Carissa, pls

FORESTRY-



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City



ENDORSEMENT

DEC 23 2022

Respectfully forwarded to the Honorable Secretary, Department of Environment and Natural Resources, Visayas Avenue, Diliman, Quezon City, the herein copy of the Order issued by this Department reverting to the administrative jurisdiction of that Department an area containing 300 square meters located in Calawisan, Lapu-Lapu City, Cebu.

The said area was the subject of a letter dated June 4, 2021 of Ms. Gloria Tanilon requesting the reversion thereof to the administrative jurisdiction of that Department. The area is a portion of public land found and certified to be within Forestlands (for Fishpond Development), Block 3, Project No. 37-B per Land Classification Map No. 3411 of Lapu-Lapu City, Cebu, certified as such under Bureau of Forest Development (BFD) Administrative Order No. 4-2049 dated June 29, 1987. The same was verified by this Office to be not covered by an existing fishpond lease agreement nor any pending fishpond lease applications. Upon ocular inspection and verification of the subject area, it was found to be built-up with two (2) unfinished houses made of light materials constructed therein. Hence, fishpond operation is no longer feasible.

In view of the foregoing and pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five (5) years from the date of such release shall revert to the category of forest land"***, this Department hereby reverts the subject area containing **300 square meters** located in **Barangay Calawisan, City of Lapu-Lapu, Province of Cebu**, to that Department.

DOMINGO F. PANGANIBAN
Senior Undersecretary



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

**In Re: ORDER REVERTING 300
SQUARE METERS RELEASED FOR
FISHPOND PURPOSES UNDER BFD
ADMINISTRATIVE ORDER 4-2049
DATED JUNE 29, 1987 LOCATED IN
CALAWISAN, LAPU-LAPU CITY, CEBU,
TO THE JURISDICTION OF THE DENR.**

DECEMBER 23, 2022

X-----X

ORDER

This refers to the Memorandum from the Bureau of Fisheries and Aquatic Resources (BFAR) Director, dated 10 November 2022 received by the Department of Agriculture Legal Service last 22 December 2022, requesting for the reversion of 300 square meters of lot released for fishpond purposes under BFD Administrative Order 4-2049 dated June 29, 1987, located in Calawisan, Lapu-Lapu City, Cebu. The area is within the built-up area, with two (2) unfinished houses made of light materials constructed therein, hence, no longer feasible for fishpond or aquasilviculture purposes.

In view of the foregoing findings of the inspecting team, and the review and recommendation of the BFAR director, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

WHEREFORE, premises considered, upon careful review of the request, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** Hence, the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

SO ORDERED.

Quezon City, Philippines, _____, 20____



DOMINGO F. PANGANIBAN
Senior Undersecretary

DA-CO-LS-MM20221223-01317

Copy furnished via Registered Mail with Return Cards:

1.) GLORIA TANILON
Calawisan, Lapu-Lapu City, Cebu

Registry Receipt No. _____, date _____

2.) Regional Director
BFAR Regional Office VII – Central Visayas
Arellano Blvd., Cebu City

Registry Receipt No. _____, date _____

Copy furnished via Personal Service:

3) Records Division
Department of Agriculture
Office of the Secretary
Elliptical Road, Diliman, Quezon City

4) ATTY. DEMOSTHENES R. ESCOTO
Officer-in-Charge
Bureau of Fisheries and Aquatic Resources
Bureau of Plant Industry Compound, Visayas Ave.,
Diliman, Quezon City

INSPECTION AND VERIFICATION REPORT

June 14, 2022

The Director
Bureau of Fisheries and Aquatic Resources
PCA Building, Elliptical Road
Diliman, Quezon City

Thru: The Regional Director
BFAR-7, Cebu City

Sir:

The undersigned conducted an ocular inspection and verification on the area subject of the letter of Ms. Gloria Tanilon located in Calawisan, Lapu-lapu City, Cebu containing 300 square meters requesting for the reversion of the same.

As per CENRO Certification dated May 3, 2021 the area was found to be within Forestland (For Fishpond Development) Block 3, Project No. 37-B, per Land Classification Map No. 3411 of Lapu-lapu City, Cebu certified under Forestry Administrative Order No. 4-2049 dated June 29, 1987. Further, records show that no FLA nor fishpond lease application has been filed covering the same area before this office.


During the inspection the undersigned were accompanied by Myrnali D. Saycon, sister of Gloria Tanilon. The area was observed to be already dryland and is somewhat reclaimed long ago. Two (2) unfinished houses made of light materials is also observed within the subject area. According to Ms. Saycon, the area was divided into two (2) lots, namely Lot 1160-L-1 and Lot 1160-L-2 with 150 square meters each (see attached plan). Ms. Saycon's sister, Before they bought it, they have no idea that the land classification of the area is for fishpond purposes, it was during the time that they requested for an endorsement from the LGU Lapu-lapu so that they can have a connection for electricity. According to Ms. Saycon, at the time they requested for an endorsement, the LGU required them to submit a tax declaration of the area issued in their name, however the tax declaration they have is still in the name of vendor of the area, further, with their attempt to secure a tax declaration they found out about the land classification, so the LGU advises them to visit BFAR 7 for further appropriate action that can be taken regarding the subject matter.

In view of the foregoing, this Office recommends the subject area be reverted back to the administrative jurisdiction of the DENR in the grounds that the area is no longer feasible for fishpond purposes.

Submitted by:


JULIUS CAEZAR N. RUGAY
AQUA II (OIC-FLU)


EUGENE JOSEPH R. ABRENILLO
FRO - I

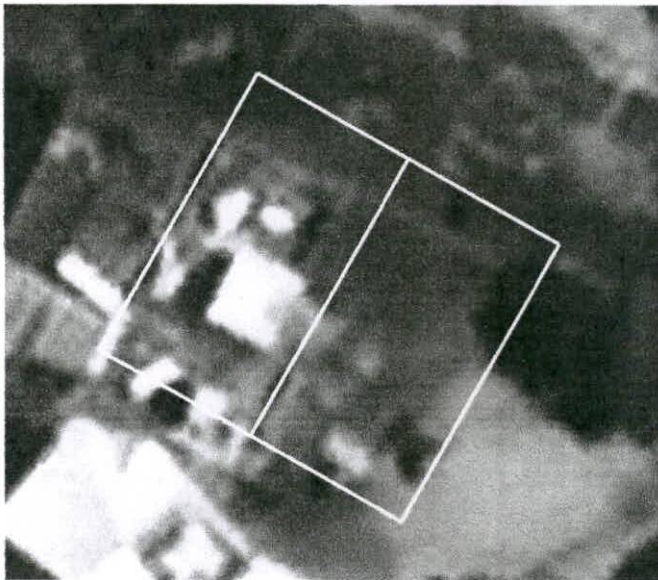

PETER M. FAJARDO
Aqua. Techno.

Noted by:


JOSEFINA D. FLORES
Chief, FMRED



SATELLITE IMAGERY OF THE AREA



**PICTURES SHOWING THE AREA SUBJECT OF THE REQUEST OF GLORIA TANILON
LOCATED IN CALAWISAN, LAPU-LAPU CITY, CEBU CONTAINING 300 SQUARE
METERS**



June 4, 2021

To:

Mr. Allan L. Paquita Ph.D
Regional Director
BFAR-7



I Gloria Tanilon would like to request for reversion over an area located in Calawisan Zone hitob Lapu-lapu City containing 150 square meter. In view of foregoing, base on my observation the area is no longer for fishpond operation. Looking forward on this matter.

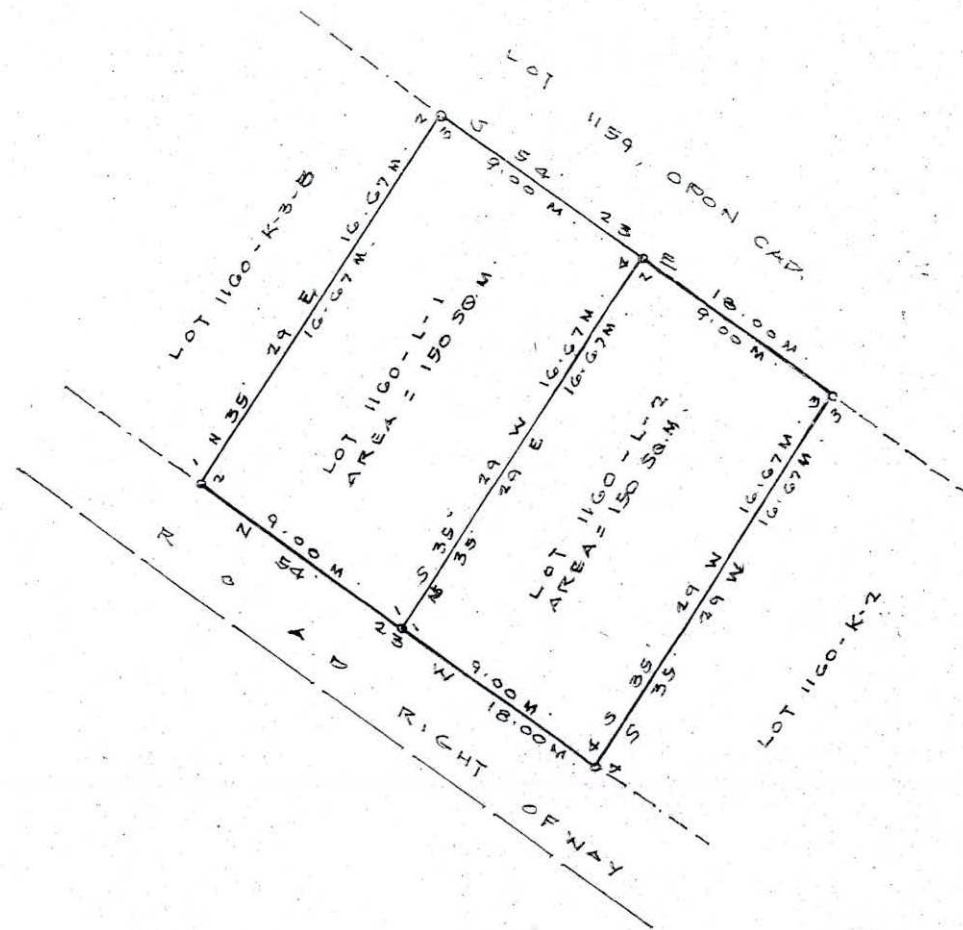
Respectfully Yours,
Gloria Tanilon
Gloria Tanilon

Bureau of Fisheries & Aquatic Resources - 7
FMRED

Received by: KESSA FAITH M. AGUSTO
Date: 04/06/21 6:42 (p.459)

Bureau of Fisheries & Aquatic Resources-7
RLS

Received by: angait
Date: 2021-06-04 p. 54



TIE LINE: LOT 1160-L-1 - S 39° 39' W, 684.19 M.
 LOT 1160-L-2 - S 39° 39' W, 684.19 M.
 EX. B.B. M. 4108, OPEN CAD.

SKETCH PLAN

OF
 LOT 1160-L, PSD-
 AS PREPARED FOR
 MARCELINO & ARMISELA REPOLLO
 SITUATED IN THE

BARRIO OF CALAWISAN (BABAG)
 MUN./CITY OF LAPU-LAPU
 PROVINCE OF CEBU
 ISLAND OF MACTAN

Containing an area of 300 Sq. M.

BEARINGS TRUE

SCALE 1: 200

This is to certify that this is true and correct plan of

(Certified Correct)

MARTIN B. BUNAGAN

Geodetic Engineer

3384 4/08/83

Registration Certificate No. & Date of Issue

NOTE: This is issued thru the request of GLORIA TANILON
 for Reference not for Registration purposes.



Republic of the Philippines
Department of Environment and Natural Resources
Document Action Tracking System
Document Routing Slip

Document No: DENRCO - AS RMD-2023-002712 Print Date: Tuesday, January 31, 2023
Sender: DOMINGO F. PANGANIBAN
Address: DEPARTMENT OF AGRICULTURE
Subject: INDO DTD 12/23/2022 ENDORSEMENT RE: COPY OF THE ORDER ISSUED BY THE DEPARTMENT OF AGRICULTURE REVERTING TO THE ADMINISTRATIVE JURISDICTION OF THAT DEPARTMENT AN AREA CONTAINING 191 SQUARE METERS LOCATED IN RADAR, BABAG, LAPU-LAPU CITY, CEBU. (BLOCK 3, PROJECT NO. 37-B, IAN NINO ANDO) (W/ ATTACHED LOT PLAN)
Addressee(s): Office of the Secretary (DENRCO - OSEC)
CC Addressee(s):
Date/Time Received: 01/31/2023 11:00:00 AM

ROUTING AND ACTION INFORMATION				
FROM	DATE/TIME RECEIVED	FOR/TO	DATE/TIME RELEASED	ACCEPTANCE REMARKS/ACTION REQUIRED/TAKEN REMARKS/STATUS
	01/31/2023 10:07:02 PM	DENRCO - AS RMD		
DENRCO - AS RMD		DENRCO - OSEC	01/31/2023 10:07:02 PM	

CARA
2-1-23
10:40

NA 2-1-23



Carissa, pls.

FORESTRY.



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City



ENDORSEMENT

DEC 23 2022

Respectfully forwarded to the Honorable Secretary, Department of Environment and Natural Resources, Visayas Avenue, Diliman, Quezon City, the herein copy of the Order issued by this Department reverting to the administrative jurisdiction of that Department an area containing 191 square meters located in Radar, Babag, Lapu-lapu City, Cebu.

The said area was the subject of an undated letter of Mr. Ian Niño Ando requesting the reversion thereof to the administrative jurisdiction of that Department. The area is a portion of public land found and certified to be within Forestlands (for Fishpond Development), Block 3, Project No. 37-B per Land Classification Map No. 3411 of Lapu-lapu City, Cebu, certified as such under Bureau of Forest Development (BFD) Administrative Order No. 4-2049 dated June 29, 1987. The same was verified by this Office to be not covered by an existing fishpond lease agreement nor any pending fishpond lease applications. Upon ocular inspection and verification of the subject area, it was found to be primarily dry land with a rocky foundation, upon which a residential building is being constructed; hence no longer feasible for fishpond purposes.

In view of the foregoing and pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five (5) years from the date of such release shall revert to the category of forest land"***, this Department hereby reverts the subject area containing **191 square meters** located in **Sitio Radar, Barangay Babag, City of Lapu-lapu, Province of Cebu**, to that Department.

DOMINGO F. PANGANIBAN
Senior Undersecretary



Republic of the Philippines
OFFICE OF THE SECRETARY
Elliptical Road, Diliman
1100 Quezon City

In Re: **ORDER REVERTING 191
SQUARE METERS RELEASED FOR
FISHPOND PURPOSES UNDER BFD
ADMINISTRATIVE ORDER 4-2049
DATED JUNE 29, 1987 LOCATED IN
RADAR, BABAG, LAPU-LAPU CITY,
CEBU, TO THE JURISDICTION OF THE
DENR.**

DECEMBER 23, 2022

X-----X

ORDER

This refers to the Memorandum from the Bureau of Fisheries and Aquatic Resources (BFAR) Director, dated 10 November 2022 received by the Department of Agriculture Legal Service last 22 December 2022, requesting for the reversion of 191 square meters of lot released for fishpond purposes under BFD Administrative Order 4-2049 dated June 29, 1987, located in Radar, Babag, Lapu-Lapu City, Cebu. The area is primarily dry land with rocky foundation and residential buildings being constructed at the time of inspection, hence, no longer suitable for fishpond or aquasilviculture purposes.

In view of the foregoing findings of the inspecting team, and the review and recommendation of the BFAR director, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

WHEREFORE, premises considered, upon careful review of the request, pursuant to paragraph (3), Section 43 of Presidential Decree No. 705 or the Revised Forestry Code, which states that ***"Mangroves and other swamps released to the Bureau of Fisheries and Aquatic Resources for fishpond purposes which are not utilized, or which have been abandoned for five(5) years from the date of such release shall revert to the category of forest land"*** Hence, the administrative jurisdiction to such portion of the land shall be reverted back to the Department of Environment and Natural Resources (DENR).

SO ORDERED.

Quezon City, Philippines, _____, 20____



DA-CO-LS-MM20221223-01318

DOMINGO F. PANGANIBAN
Senior Undersecretary

Copy furnished via Registered Mail with Return Cards:

1.) IAN NIÑO L. ANDO
Babag, Lapu-Lapu City, Cebu

Registry Receipt No. _____, date _____

2.) Regional Director
BFAR Regional Office VII – Central Visayas
Arellano Blvd., Cebu City

Registry Receipt No. _____, date _____

Copy furnished via Personal Service:

3) Records Division
Department of Agriculture
Office of the Secretary
Elliptical Road, Diliman, Quezon City

4) ATTY. DEMOSTHENES R. ESCOTO
Officer-in-Charge
Bureau of Fisheries and Aquatic Resources
Bureau of Plant Industry Compound, Visayas Ave.,
Diliman, Quezon City

INSPECTION AND VERIFICATION REPORT

May 30, 2022

The Director
Bureau of Fisheries and Aquatic Resources
Fisheries Building Complex, BPI Compound
Brgy. Vesra, Visayas Ave., Quezon City

Thru: The Regional Director
BFAR-7, Cebu City

Sir:

The undersigned conducted an ocular inspection and verification on the area subject of the undated letter of Ian Niño Ando requesting for the reversion of an area designated as lot no. 1263-B-1 located in Radar, Babag, Lapu-Lapu City.

As per CENRO certification dated October 7, 2021, the lot 1263-B-1, PSD-07-06 was found to be within FORESTLAND (For Fishpond Development) Block-3 Project No. 37-B per Land Classification Map No. 3411 of Lapu-Lapu City, Cebu, certified under Forestry Administration Order No. 4-2049 dated June 29, 1987.

Lot 1263-B-1 containing 191 square meters is a portion lot 1263. Lot 1263 has a total area of 1,973 square meters and Pedro Ybañez is the registered claimant and issued with Tax Declaration No. 003-07629. Ms. Estrella Ybañez Cortes, a daughter of Pedro Ybañez executed a Deed of Absolute Sale in favor of spouses Rosette Alarde Ando and Ian Niño Libre Ando involving a portion of an area containing 191 square meters designated as Lot 1263-B-1.

Mr. Ando secures documents from the LGU of Lapu-Lapu City relating to his plans to build a house on the purchased lot. The LGU of Lapu-Lapu City advised him to get a certification as to the land classification status of the area from CENRO Cebu City. The area was found to be FORESTLAND (For Fishpond Development), and they were advised to write BFAR to request reversion since the area is currently a dry land.

During the inspection, a residential building is under construction. When we asked if Mr. Ando had obtained a building permit in the LGU, he said that he is currently complying the requirements for obtaining a building permit. He said the LGU gave him verbal permission to start construction while waiting for the building permit to be issued.

/ Lot 1263-B-1 is a dry land with a rocky foundation. located between two residential houses built many years ago, according to Mr. Ando. The current physical status of the area makes it clear that it is no longer suitable or feasible for fishpond purposes.

In view of the foregoing, this Office recommends the reversion of the area back to the administrative jurisdiction of the Department of Environment and Natural Resources (DENR).

Submitted by:

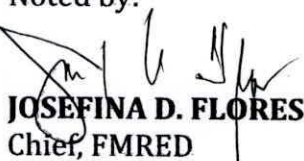

EVANGELINE C. MORRE
SFO / OIC RLS


JULIUS CAEZAR N. RUGAY
Aquaculturist II

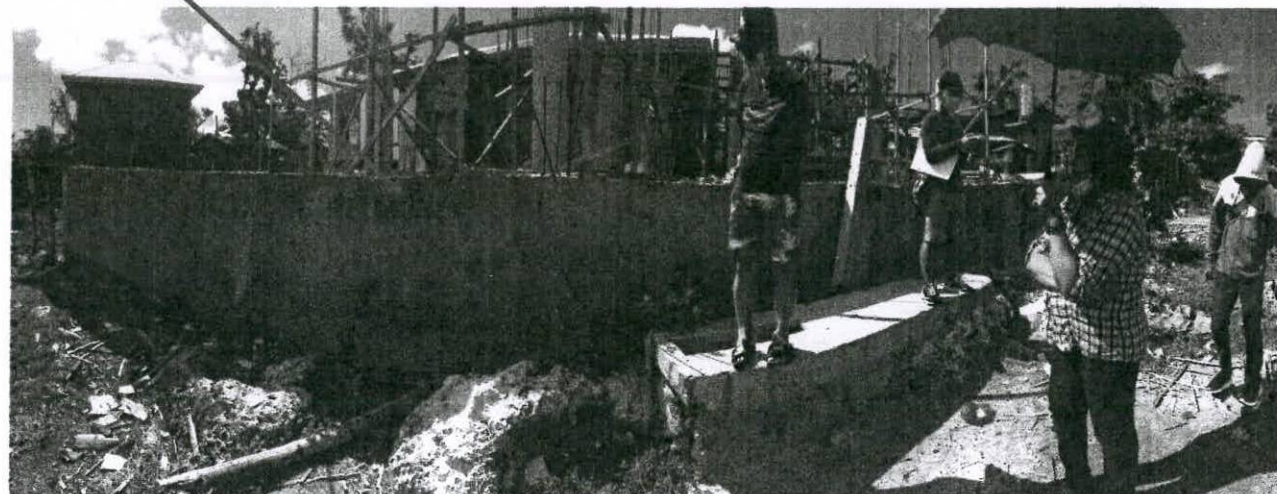
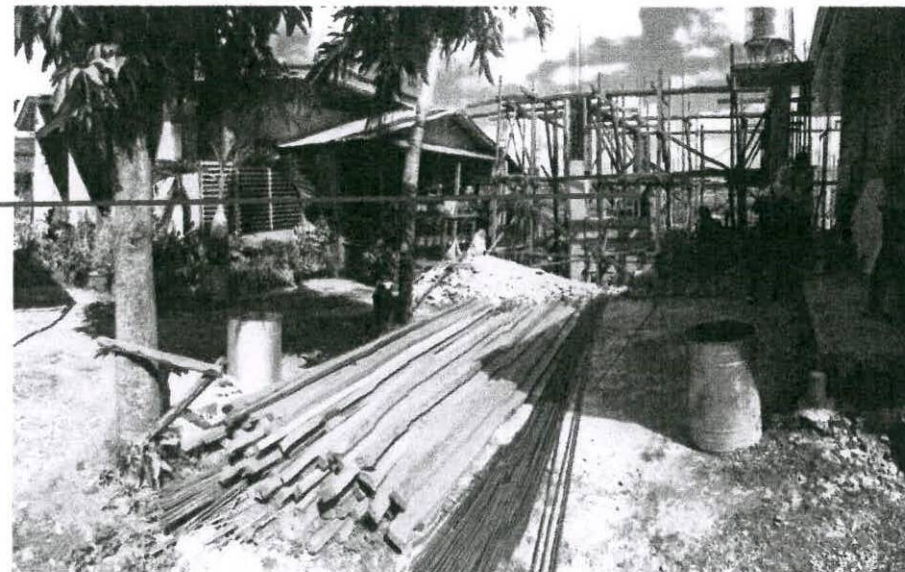

PETER M. FAJARDO
Aquacultural Technician II


BILLY JOE T. TACATANI
Aquacultural Technician II

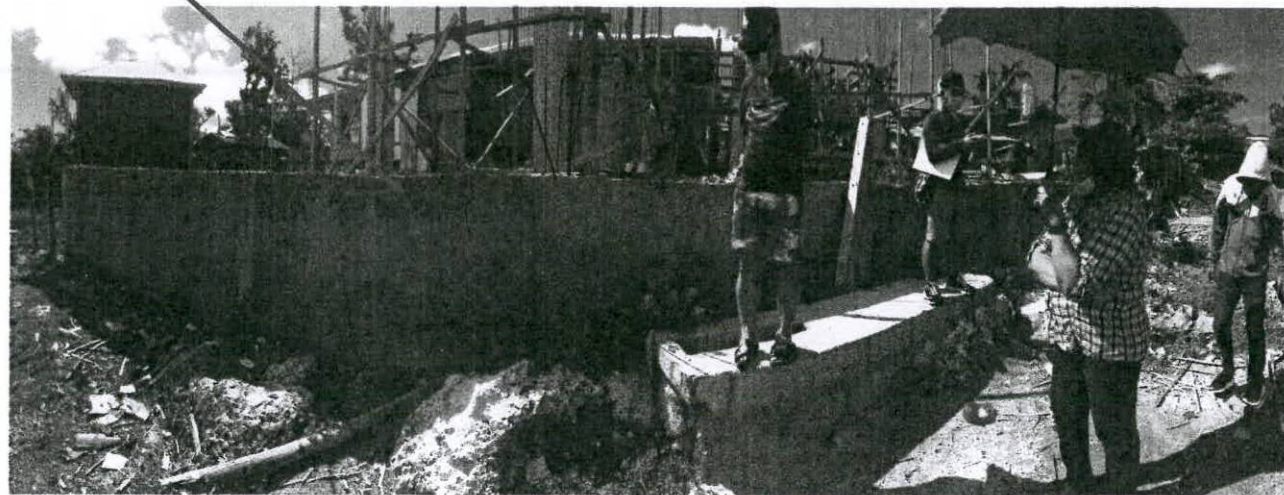
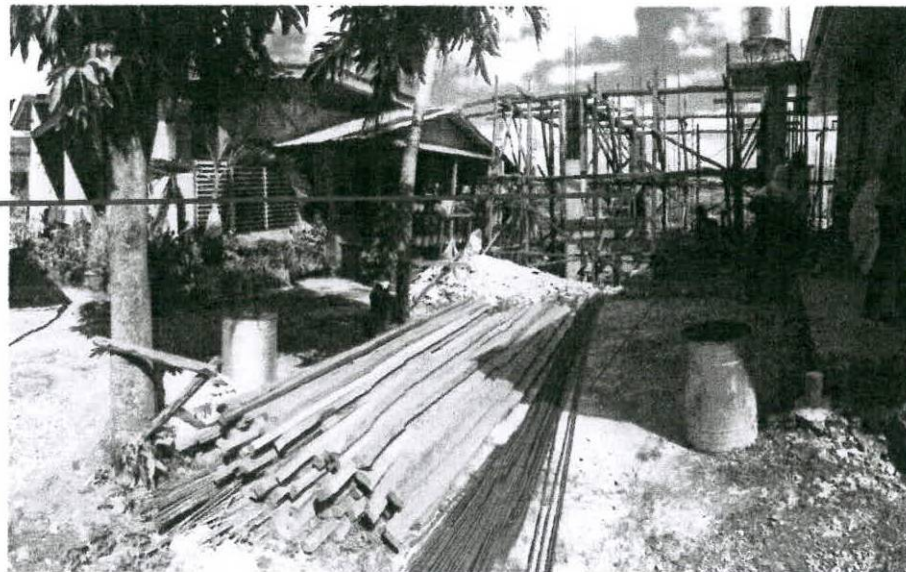
Noted by:


JOSEFINA D. FLORES
Chief, FMRED

PICTURES SHOWING THE GOOGLE EARTH SATELLITE IMAGERY AND THE RECENT PHYSICAL STATUS OF LOT NO. 1263-B-1 CONTAINING 191 SQUARE METERS LOCATED IN RADAR, BABAG, LAPU-LAPU CITY, CEBU



PICTURES SHOWING THE GOOGLE EARTH SATELLITE IMAGERY AND THE RECENT PHYSICAL STATUS OF LOT NO. 1263-B-1 CONTAINING 191 SQUARE METERS LOCATED IN RADAR, BABAG, LAPU-LAPU CITY, CEBU



DEED OF ABSOLUTE SALE

KNOW ALL MEN BY THESE PRESENTS:

This Deed of Absolute Sale, made and executed on December 31, 2020 at Lapu-Lapu City, Philippines by:

ESTRELLA YBAÑEZ CORTES, of legal age, Filipino, widow, and with residence at Purok Shooting Star, Babag, Lapu-Lapu City, hereinafter referred to as "VENDOR":

—in favor of—

SPOUSES ROSETTE ALARDE ANDO and IAN NIÑO LIBRE ANDO, legal age, Filipinos, and residents of Babag, Lapu-Lapu City, hereinafter referred to as "VENDEES":

WITNESSETH: THAT—

WHEREAS, the VENDOR is the absolute and registered owner of a parcel of land known as Lot No. 1263-B-1 consisting of ONE HUNDRED NINETY-ONE (191) square meters (the "PROPERTY"), more or less, situated in Babag, Lapu-Lapu City, covered by Tax Declaration No. 0003-06602, which she obtained by virtue of a Deed of Absolute Sale executed on May 30, 2000 duly notarized by Eliezer V. Cabrera, denominated as Doc. No. 488, Page No. 99, Book No. XXXIII, Series of 2000.

WHEREAS, the said property is part and parcel of the estate of the late Pedro Ybañez, the paternal grandfather of the VENDOR. The said estate has been partitioned as evidenced by a Deed of Partition Agreement executed on April 10, 2001 by Francisco M. Senerpida denominated as Doc. No. 232, Page No. 48, Book No. XXIX, Series of 2001.

WHEREAS, the VENDOR has offered to sell and the VENDEES have agreed to buy the property at the price and under the terms and conditions set forth herein below.

NOW, THEREFORE, for and in consideration of the foregoing premises and of the stipulations hereinafter provided, the parties hereto agree as follows, to wit:

Section 1. Absolute Sale and Purchase

a. SALE AND PURCHASE – For and in consideration of the Purchase Price received by the VENDOR, said VENDOR do hereby absolutely and irrevocably SELL, TRANSFER and CONVEY to the VENDEES, their administrators or assigns, and VENDEES do hereby PURCHASE from the VENDOR in consideration of the latter's covenants, representations and warranties, the PROPERTY together with all the rights, titles and interests of the VENDOR over and in the said PROPERTY.

b. CONSIDERATION – The Purchase Price for the sale to the VENDEES of the PROPERTY is **FIVE HUNDRED SEVENTY-THREE THOUSAND PESOS (PhP573,000.00)**, Philippine currency, ~~receipt~~ of which is hereby acknowledged by the VENDOR to her entire satisfaction.

Section 2. Representations and Warranties


a. The VENDOR hereby warrants that the PROPERTY is, and shall continue to be free and clear of all liens and encumbrances or claims whatsoever and, is and shall continue to be, not subject to any claim, set-off, easement or defense which will prevent the VENDEES from obtaining full and absolute ownership in fee simple over the PROPERTY and full possession of

DEED OF ABSOLUTE SALE
REAR - 71


the same.



b. The VENDOR warrants that she shall preserve and maintain peaceful possession of the VENDEES as a consequence of this deed.

IN WITNESS WHEREOF, the parties, hereto have hereunto affixed their signatures on the date and at the place first above written.


ESTRELLA YBANEZ CORTES
Vendor
Senior Citizen ID No. 8912


ROSETTE ALARDE ANDO
Vendee
Govt ID No.


IAN MINO LIBRE ANDO
Vendee
Govt ID No.

Signed in the presence of:  &  **CARTHA L. ANDO**

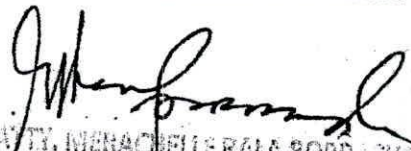
ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
LAPU-LAPU CITY) S.S.

BEFORE ME, a Notary Public of Lapu-Lapu City, Philippines, this December 31, 2020, personally appeared the persons whose names and signatures with their corresponding competent proof of identity written above, known to me and known to be the same person who executed the foregoing instrument consisting of two (2) pages, including the page whereon the acknowledgment is written and acknowledged before me that the same are their free and voluntary act and deed.


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

Doc. No. 143;
Page No. 57;
Book No. VII;
Series of 2020.


ATTY. MERACHELLE RALA BORDACHO
NOTARY PUBLIC
Notarial Commission No. 204-L, Lapu-Lapu City
Valid Until December 31, 2020
Unit 1, Soils Bldg. Bldg., Lapu-Lapu City 6026
Roll of Attorneys No. 62707
JRP License No. 0000167 / Cebu Province
JRP No. 788-003 / 12-03-2018 / JAC
JRP License No. 100-0000007

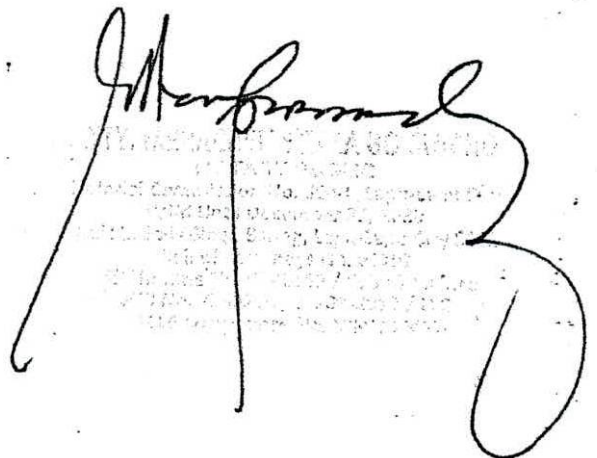
ACKNOWLEDGMENT RECEIPT

This is to acknowledge receipt the amount of FIVE HUNDRED SEVENTY-THREE THOUSAND PESOS (Php573,000.00) Philippine Currency, from SPOUSES ROSETTE ALARDE ANDO and IAN NIÑO LIBRE ANDO for the absolute sale of a parcel of land known as Lot No. 1263-B-1 consisting of ONE HUNDRED NINETY-ONE (191) square meters, more or less, located in Babag, Lapu-Lapu City, covered by Tax Declaration No. 0003-06602, which I obtained by virtue of a Deed of Absolute Sale executed on May 30, 2000 duly notarized by Eliezer V. Cabrera, denominated as Doc. No. 488, Page No. 99, Book No. XXXIII, Series of 2000, which is part and parcel of the estate of the late Pedro Ybañez, my paternal grandfather (the said estate has been partitioned as evidenced by a Deed of Partition Agreement executed on April 10, 2001 by Francisco M. Senerpida denominated as Doc. No. 232, Page No. 48, Book No. XXIX, Series of 2001.)


ESTRELLA YBAÑEZ CORTES
Vendor
Senior Citizen ID No. 8912

SUBSCRIBED AND SWORN TO BEFORE ME a Notary Public in Lapu-Lapu City on December 31, 2020, Vendor and husband exhibited to me their competent proof of identity as indicated above.

Doc. No. 124;
Page No. 57;
Book No. VII;
Series of 2020.


NOTARY PUBLIC
LAPU-LAPU CITY
I, Notary Public, do hereby certify that the foregoing is a true and correct copy of the original document as presented to me for recording.



Republic of the Philippines
PROVINCE OF CEBU
CITY OF LAPU-LAPU

Paid under OR# _____ dated: 10/21

ALAN A. PONGASI

ALAN A. PONGASI
OIC - City Assessor

TAX DECLARATION NO. : **003 - 07629**

PROPERTY INDEX NUMBER 153-02-0003-094-26

DECLARATION OF REAL PROPERTY

(FILED UNDER REPUBLIC ACT NO. 7160)

Owner(s) : YBAÑEZ, PEDRO

BABAG, LAPU-LAPU CITY

(Address)

Administrator _____

(Address)

DESCRIPTION AND OTHER PARTICULARS OF PROPERTY

Location of Property :

(Number & Street)

Babag

(Barangay / District)

Lapu-Lapu City, Cebu

(Municipality/City, Province)

Certificate of Title No. : _____

Cadastral Lot No. : 1263

Assessor Lot No. : 26

BOUNDARIES :

North : LOT 1262

South : LOT 1264

East : LOT 1265

West : LOT 1277

Kind	Area	Number	Class	Unit Value	Adjustments	Market Value	
Residential	1,973.00		R-2	1,600.00	0.00	3,156,800.00	T
TOTAL :	1,973.00 sq. m.			TOTAL :	0.00	3,156,800.00	

SWORN STATEMENT OF OWNER

Under the provisions of Republic Act No. 7160, I HEREBY CERTIFY that the current and fair market value (X) of the foregoing described property of which I am the owner/administrator, is to the best of my knowledge and belief as follows:

Land _____ P _____
Improvement _____ P _____
TOTAL VALUE _____ P _____

(Signature)

Subscribed and sworn to before me this _____ day of _____

person taking oath presenting Community Tax Certificate No. _____

issued on _____

the _____

at _____

(X) State in the nearest multiple of 10 as P950
instead of P948, P1000 instead of P1004.

(Signature of official administering oath)

(Official Title)

(Date)

ASSESSMENT BY

(CITY / PROVINCIAL ASSESSOR)

(BOARD OF ASSESSMENT APPEALS)

(CENTRAL BOARD OF ASSESSMENT APPEALS)

DATE : _____

Kind of Property	Actual Use	Market Value	Assessment Rate	Assessed Value	Taxable
LAND	RES. - RESIDENTIAL	3,156,800.00	4 %	126,270.00	
TOTAL :		3,156,800.00		126,270.00	

TOTAL ASSESSED VALUE : One Hundred Twenty Six Thousand Two Hundred Seventy Pesos
(Amount in Words)

(SGD.) BIENVENIDO P. HIYAS
City Assessor

Asst. City Assessor

(SGD.) ALAN A. PONGASI
Deputy

This declaration cancels Tax No(s). _____

003-06602

Tax under this declaration begins with the year 2018

Previous Owner : YBAÑEZ, PEDRO

Previous Assessed Value : 102,600.00

MEMORANDA :

Revised under Section 219 of RA 7160