

2023 MAY 19 AM 10:36



Republic of the Philippines
OFFICE OF THE SOLICITOR GENERAL
134 Amorsolo St., Legaspi Village, 1229 Makati City, Philippines
Tel No. 89881674
Website: www.osg.gov.ph / Email: docket@osg.gov.ph

RECEIVED BY _____

LDC

May 1, 2023

ATTY. EMELYNE V. TALABIS, CESO IV

Director

Land Management Bureau (LMB)
880 F.R. Estuar Building Quezon Ave.
Brgy. Paligsahan, Quezon City

RE: REQUEST FOR INVESTIGATION REPORT
(ISSUANCE OF SALES PATENT NO. 1233
FOR LOT NOS. 1671 AND 2679 AWARDED
TO MAMERTO DE MESA LOCATED IN SAN
JOSE, OCCIDENTAL MINDORO)

Dear *Director Talabis*:

This refers to the case for cancellation of Original Certificate of Title No. S-81 (OCT No. S1) registered in the name of Mamerto De Mesa, which was dismissed by the Regional Trial Court, Branch 45, in Occidental Mindoro on the ground that only the State, through the Office of the Solicitor General (OSG), may file an action for reversion of the land subject of OCT No. S1.

To update, after your office, through Engr. Victor B. Balde of the Records and Knowledge Management Division, has replied to the OSG in a Letter dated September 7, 2017,¹ the undersigned has requested and received from various government agencies the certified true copies of the attached documents pertaining to the application of Sales Patent No. 1233 as well as documents pertaining to Lot Nos. 1671 and 2679, OCT No. S-81 and its derivative titles, including certifications and orders in relation to the said lands and titles.²

¹ A copy of the Letter dated September 7, 2017 is attached as Annex "A".

² Annexes "B" to "J".

Letter to LMB

May 1, 2023

X-----X

However, for the purpose of determining whether a case for reversion should be pursued, the OSG needs an Investigation Report from your office.³ It is not only the right but the duty of your good office to conduct the investigation.⁴

Such Investigation Report should provide: (a) clear and convincing evidence and not merely preponderance of evidence of fraud and misrepresentation committed against the government in securing the title sought to be cancelled, explaining the details attending the issuance of title over the alleged inalienable land, and (b) that the intended complaint for reversion is aimed at the return of the disputed portion of the public domain to the government, explaining why such the issuance of title deprived the State of the claimed property.⁵

In one case,⁶ your office issued Lands Circular No. 68, which indicated the contents of the Investigation Report as follows:

1. Caption and title of the case;
2. Statement as to how the case arose and by virtue of whose authority investigation was conducted;
3. Statement that notices have been sent to parties and how they were notified;
4. Statement as to when and where formal investigation was conducted;
5. Parties appearing thereat including the counsel representing them, if any, and their addresses;
6. Findings in the ocular inspection including the description of improvements and sketch of the land showing the portion contested and statement that efforts had been exerted to settle the case amicably between the parties;
7. Summary of the testimony of the parties and witnesses and enumeration and substance of the documentary evidence submitted by them;
8. Observation on the case including the demeanor of the persons who testified thereat; and
9. Recommendations

The undersigned would appreciate if your office can send the Investigation Report **on or before May 15, 2022**. Should you have queries, kindly contact the undersigned at 8817-9843.

³ Pinero v. Director of Lands, 57 SCRA 386, 392 (1974); Republic v. Lozada, 90 SCRA 503, 510 (1979); Ybanez v. Intermediate Appellate Court, 194 SCRA 743 (1991).

⁴ Nery v. Teves, 126 SCRA 90 (1983); Cebedo v. Director of Lands, 2 SCRA 25, 29 (1961); Nieto v. Quines, 6 SCRA 74, 81 (1962).

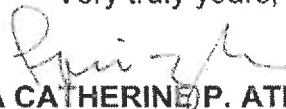
⁵ See SAAD Agro-Industries, Inc. v. Republic, 530 SCRA 522, 528-529 (2006).

⁶ Republic v. Transunion Corporation, G.R. No. 191590, April 21, 2014.

Letter to LMB
May 1, 2023
X-----X

Thank you.

Very truly yours,



KATRINA CATHERINE P. ATIENZA-DATO
Senior State Solicitor



JUN MARR M. DENILA
Associate Solicitor

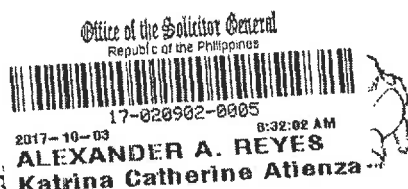
Noted:



MARISSA B. DELA CRUZ-GALANDINES
Assistant Solicitor General



Republic of the Philippines *old case*
Department of Environment and Natural Resources
LAND MANAGEMENT BUREAU
Plaza Cervantes, Binondo, Manila



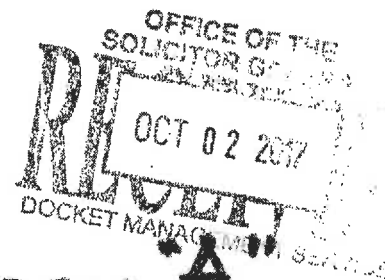
SEP 07 2017

SUBJECT:

Sales Patent No. 1233
Lot Nos. 1671 and 2679, Pls-33
San Jose, Occidental Mindoro

ATTY. MARISSA B. DELA CRUZ-GALANDINES

Assistant Solicitor General
Office of the Solicitor General
134 Amorsolo St., Legaspi Village
Makati City



Annex A

Madam:

This refers to your letter dated July 28, 2017 which was received by this Office on August 2, 2017 requesting for certified true copies of the following documents, to wit:

1. Certifications issued by Mr. Wilfredo M. Pagua, Land Management Officer III, DENR-CENRO, San Jose, Occidental Mindoro and Mr. Jose C. Mariano, former Chief, Records Management Division, Bureau of Lands dated January 13, 1986 and March 8, 1994, respectively, and
2. Documents pertaining to Sales Patent No. 1233 and all documents pertaining to Lot Nos. 1671 and 2679, OCT No. S-81.

Relative thereto, please be informed that per verification from our records, it appears that:

1. This Office have no copies of said certifications issued by the then Land Management Officer III Wilfredo M. Pagua, DENR-CENRO, San Jose, Occidental Mindoro and Jose C. Mariano, Chief, Records Management Division, Bureau of Lands dated March 8, 1994 and January 13, 1986, respectively pertaining to Lot No. 1671 situated in Labangan, San Jose, Occidental Mindoro.
2. Sales Patent No. 1233 was issued on March 8, 1954 in favor of Irene Balmedina covering the parcel of land (lot & survey no. not indicated) situated in Legaspi, Albay by virtue of Sales Application No. 7279, containing an area of 0.4854 hectare.

10/14

2. 1. 1. 12

3. Lot No. 1671, Pls-33 situated in San Jose, Occidental Mindoro has no record as per our lot index cards.
4. The certified true copies of documents pertaining to Lot No. 2679, Pls-33 are hereto attached for your ready reference.

May we suggest that similar request be addressed to DENR-CENRO, San Jose, Occidental Mindoro for a certified true copy of said certification, dated March 8, 1994.

Very truly yours,


ENGR. VICTOR B. BALDE
Chief, Records & Knowledge
Management Division
NR/AQA

Encls. As stated.

-610-

/lna

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF AGRICULTURE AND NATURAL RESOURCES
BUREAU OF LANDS
MANILA

H. A. No. 28-42 (E-28-94)

PROCESO MASATONAY
Applicant

Lot 1455-A, Cad-8091 is identical to
Lot No. 2679, Pls-33
BARRIO Pormago
MUNICIPALITY San Jose
PROVINCE Occidental Mindoro
AREA: 5.7897 Hectares

ORDER: ISSUANCE OF PATENT

OPERATION IN PATENT

From the records of this Office, it appears:

(1) That the above-noted application was filed on July 23, 1960 by PROCESO MASATONAY and was approved on July 25, 1960 for a tract of land described in the caption hereof;

(2) That the applicant is not the owner of more than twenty-four (24) hectares of land and is otherwise qualified to acquire a homestead;

(3) That the required homestead fee has already been fully paid;

(4) That the land applied for has been classified as alienable and disposable and is subject to disposition under the Public Land Law;

(5) That the final proof papers which have been submitted in connection with this application were found, upon examination, to have been properly accomplished;

(6) That upon investigation conducted by a representative of this Office for the purpose of verifying the statements contained in the final proof papers, it was found that the applicant has fully complied with the residence and cultivation requirements of the law;

(7) That there is no adverse claim to the land still pending determination; and

(8) That the claim of the applicant is, in all other respects, complete and there is no record in this Office of any obstacle to the issuance of the patent.

In view of the foregoing facts, the undersigned is of the opinion that the applicant has complied with the requirements of the law necessary for the issuance of patent to the land applied for.

WHEREFORE, the final proof submitted on this application is hereby approved, and patent to the land should be prepared for issuance in favor of the applicant. Once prepared, the said patent, together with this order and the entire records of this case, shall be submitted to the Office of the Secretary of Agriculture and Natural Resources, for signature and issuance.

COPY FURNISHED:

Mr. Proceso Masatongay
Calavag, Pormago, San Jose
Occidental Mindoro
VLO III-6, San Jose, Occ. Mindoro
The Prov. Assessor

VICTOR A. VALDELLON
Acting Director of Lands

VERIFIED:

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF AGRICULTURE AND NATURAL RESOURCES
OFFICE OF THE SECRETARY
DILIMAN, QUEZON CITY

1ST INDORSEMENT

Respectfully returned to the Director of Lands, Manila.

Homestead Patent No. 115393 has been signed and is issued as of

02/19/61

Department of Environment and Natural Resources
Lands Management Bureau - MMD
Manila

This is page 2 of a certified copy of a document
consisting of 2 pages copied from the records
of the Lands Management Bureau, DENR.

ENGR. VICTOR A. VALDELLON

CHIEF OF BUREAU

8/20/61

Annex "B"

[illegible]

CONFIDENTIAL - SECURITY INFORMATION

...

Reported on the 7., above line 1-0 by Oct 1936, File-33; on the 7., above line 1-0 by Oct 1937, File-33; on the 7., above line 1-0 by Oct 1938, File-33; on the 7., above line 1-0 by Oct 1939, File-33; on the 7., above line 1-0 by Oct 1940, File-33; on the 7., above line 1-0 by Oct 1941, File-33; on the 7., above line 1-0 by Oct 1942, File-33; on the 7., above line 1-0 by Oct 1943, File-33; on the 7., above line 1-0 by Oct 1944, File-33; on the 7., above line 1-0 by Oct 1945, File-33; on the 7., above line 1-0 by Oct 1946, File-33; on the 7., above line 1-0 by Oct 1947, File-33.

1992

This lot was purchased in accordance with 157 and existing rules
of the Board of Directors of the City of New York, and the same
was sold on August 10, 1910, and the proceeds of the sale were
deposited in the City of New York, and the same were used for the
purpose of the purchase of the lot.

1998

Department of Environment and Natural Resources
Lands Management Bureau - RMD
Manila

is page 2 of a certified copy of a document
tion of 2 pages copied from the records
the Lands Management Bureau, DENE.

ENGINEER TOR R. BALDS

Department of Environment and Natural Resources
Lands Management Bureau RMN

This is a certified copy of ORDER: 22 April 7
1265 consisting of
2 pages issued upon the request of William B. John, Army, Eagle Pass
 who paid a certification fee of \$15.00 to USDA Office of General
 Official Receipt no. 02 dated APR under

ENGE, VICTOR B. BAILEY
Chief, Records and Management
Management Division

Management Division
8/8/23/17

Republic of the Philippines
Department of Agriculture and Natural Resources
BUREAU OF LANDS
Manila

April 24, 1967

The Register of Deeds
Mamburao, Occ. Mindoro

1800

APR 24 1967

Annex "C"

Sir:

We are forwarding herewith the Patent described hereunder already transcribed on Judicial Form No. 100 for registration and issuance of owner's duplicate certificate of title in accordance with Section 122, Act No. 496.

Homestead/Free Patent/Sales Patent No. 115893
Date Issued April 18, 1967
Patentee PROCESO MANANGKAY
Address Calawag, Pornaga, San Jose, Occ. Mindoro
Location Pornaga, San Jose, Occ. Mindoro
Plan No. HA-28-42 Cad. Pls No. 33
Lot Nos. 2455-4, Cad-8091 Total Area: 5.7897 ha.
(Identical to Lot. 2679, Pls-33)

The grantee has been furnished a copy of this transmittal. Please advise him when the owner's duplicate certificate of title is read for delivery.

Kindly fill the form below and return same to this Office for record purposes as soon as the certificate of title is issued.

COPY FURNISHED;

Very truly yours,

Patentee

For the Director of Lands:

LEC, Manila

DLO -III-6, San Jose, Occ. Mindoro

DA HIEL SANSAN
Chief, Records

PLD

500

REGISTERED MAIL

In the matter of;

Patent No.

Dated

Cert. of Title No.

Homestead/Free Patent/Sales appl.

Date Issued

Applicant

Delivered To

Municipality

Province

Remarks

REGISTER OF DEEDS

Province of:

Department of Environment and Natural Resources
Lands Management Bureau RMO

This is a certified 1 copy of Patent consisting of 1 pages issued upon the request of Mamun B. Manangkay, Galindan who paid a certification fee of 12 under Official Receipt no. 88 dated 03

ENGR. VICTOR B. BALDE
Chief, Records and Knowledge
Management Division

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF AGRICULTURE AND NATURAL RESOURCES
BUREAU OF LANDS
MANILA

Annex "D"

Homestead Application No. 1234

Date of Application: 12/12/1912

Applicant: [Name]

ORDER APPROVAL OF APPLICATION

It appearing from the records of this application that the applicant possesses all the necessary qualifications to acquire homestead, and it being appearing that the public land applied for is situated in the municipality and province given in the heading of this order, has been classified and certified to as non-timber land by the Bureau of Forestry and only declared open to disposition, and that upon investigation conducted by an agent of this Bureau, it has not been found to be lawfully occupied, claimed or previously applied for by any other person, and it appearing further that the applicant has already paid the necessary initial fee, the said homestead application is hereby approved, and shall be recorded as Homestead Entry No. 1234.

This approval shall be subject to the provisions of sections 10 to 25 of the Act No. 118, 119, 120, 121 to 125 of the Public Land Act (Commonwealth Act No. 118, 119, 120, 121, 122, 123, 124, 125) and to the rules and regulations relating to the disposition of public lands that are in force or which may hereafter be issued in accordance with, and by virtue of, section 5 of Commonwealth Act No. 118, as amended, more particularly to the requirements that the applicant shall reside continuously in the municipality or municipal district where the homestead is located or in a municipality or municipal district adjacent thereto for at least one year within the period of five years immediately following the date hereof and shall cultivate at least one-fourth of the homestead before patent can be issued, and finally, to the following special condition to wit:

The applicant shall not permit, in any manner whatsoever, any person, corporation, association or partnership qualified to acquire public lands, to have any interest in, or rights to, the improvements now existing or that may hereafter be introduced on the land applied for; otherwise, this grant of entry will be revoked and the improvements will be forfeited to the Government.

The applicant shall keep not less than one-fourth (1/4) of the land applied for, planted to forest trees, or trees of economic value.

IN WITNESS WHEREOF, the Director of the Bureau of Lands, Department of Agriculture and Natural Resources, has hereunto set his hand and the seal of said Bureau, at Manila, Philippines, this 12th day of December, 1912.

Very truly yours,
Director

By: [Signature]
Assistant Director

For and on behalf of the Bureau of Lands,
Department of Agriculture and Natural Resources

Department of Agriculture and Natural Resources
Lands Management Bureau RMD
Manila

This is a certified 1/4 copy of Application consisting of 1 page issued upon the request of Manila, C. de la Cruz, Subdivision who has paid certification fee of 10.00 under 1234
Official record no. 1234 dated 12/12/1912

ENGR. VICTOR D. [Signature]
Chief, Records and Management Division

Republic of the Philippines
Department of Agriculture and Natural Resources
BUREAU OF LANDS
Manila

OPERATION IN PATENT

H. A. No. 28-42 (E-28-94) X
H. A. No. V-97278 :

PROCESO MASANGKAY
Applicant :

Lot No. 1455-A, Cad-8091 (Equivalent
to Lot 2679, Pls-33) A
San Jose, Occidental Mindoro

X - - - - - X

Annex 'E'

O R D E R

As the above-noted applications of Proceso Masangkay cover the same and identical tract of land, Homestead Application No. V-97278 being obviously unnecessary, is hereby rejected, forfeiting to the Government whatever amount has been paid on account thereof.

Conformably hereto, Homestead Application No. 28-42 (E-28-94) of said Proceso Masangkay shall continue to be given further due course.

SO ORDERED.

VICENTE A. VALDELLON
Acting Director of Lands
ECJ/egd

630

COPY FURNISHED:

Mr. Proceso Masangkay
Calauag, San Jose
Occidental Mindoro

The District Land Officer
Dist. No. III-6, Bureau of Lands
San Jose, Occidental Mindoro

Department of Environment and Natural Resources
Lands Management Bureau RMD
Manila

This is a certified copy of PROCESO consisting of

1 pages issued to Proceso Masangkay

who paid a certification fee of ₱ 100.00 under

Official Receipt no. 000 dated 07/07/77

ENGR. VICTOR B. CALDE
Chief, Records and Knowledge
Lands Management Bureau

07/07/77

Republic of the Philippines
DEPARTMENT OF AGRICULTURE & NATURAL RESOURCES
BUREAU OF LANDS
MANILA

Annex "F"

SIR:

You are requested to investigate and survey the tract covered by _____ application No. _____ Entry No. _____ of _____ filed in this Office on _____ and approved on _____ attention being invited to Sections 544 and 522 inclusive of the Manual of Instructions to Surveyors.

Location of the land applied for:

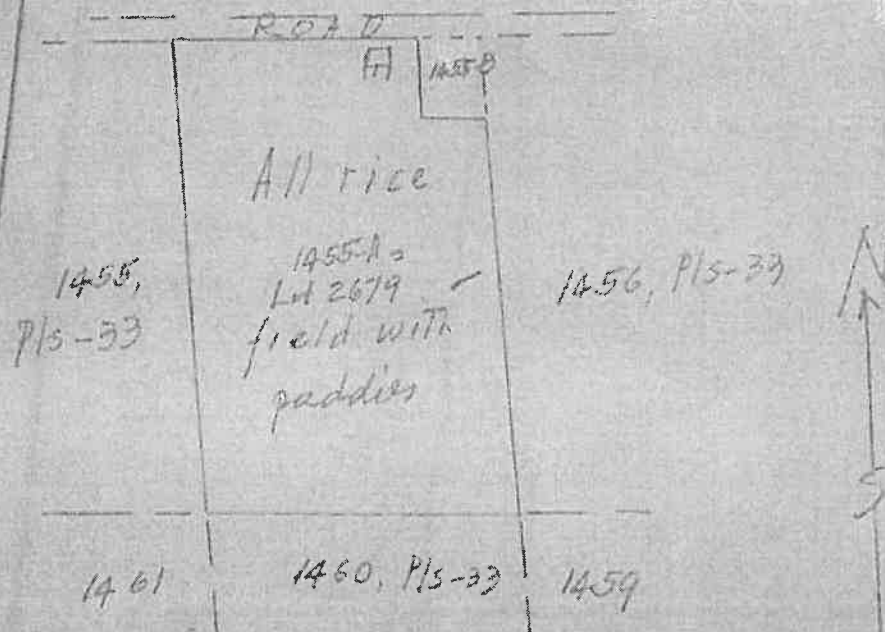
Sitio of _____ Barrio of _____
Municipality of _____ Province of Occidental Mindoro
Area _____

Final Proof papers were submitted on _____ and were found to have been properly accomplished.

The applicant states that he is _____ years of age and a citizen of the _____ and that his post office address is: _____

SKETCH OF THE LAND

(Survey this in accordance with Circulars 15 and 17, s. 1922). (In connection with the second paragraph of Section 6, Chapter III of the Rules and Regulations pertaining to public lands. Patent if issued will be under Act No. _____)



Complete report of the investigation and survey shall be made and returned with this order in accordance with the above mentioned paragraph of the Manual of Instructions.

Department of Environment and Natural Resources
Lands Management Bureau RMD
Manila

This is a certified phot copy of Sketch Map consisting of 1 pages issued upon the request of Armen B. dela Cruz Galan who paid a certification fee of P 8.00 under Official Receipt no. 46 dated 8/8/77

ENGR. VICTOR B. BALDE
Chief, Records and Knowledge
Management Division

8/8/77

AFFIDAVIT

REPUBLIC OF THE PHILIPPINES

PROVINCE OF OCCIDENTAL MINDORO

S.S.

MUNICIPALITY OF SAN JOSE

I, PROCESO MASANGKAY being first duly sworn, deposes and says that a copy of the attached notice of his intention to make final proof relative to his Homestead Application No. 28-42 was posted at the Municipal Building of the Municipality of San Jose Province of Oco. Mindoro on the bulletin board of the barrio where the land applied for is located, and in a conspicuous place on the land itself on the 16th day of March, 1965 and remained so posted for a period of thirty days, until the 19th day of April, 1965.

The changes in the boundaries of the land are due to

No changes

PROCESO MASANGKAY

Applicant

Subscribed and sworn to before me this 19th day of April, 1965 in the Municipality of San Jose, Province of Occidental Mindoro; affiant exhibited to me his Residence Certificate No. A-7672610, issued at San Jose, Oco. Mindoro, on March 15, 1965.

PABLO P. VILLANUEVA

Officer authorized to administer oaths under Section 103, Act No. 141, as amended

Department of Environment and Natural Resources

This is a certified phot copy of Affidavit consisting of 1 pages issued upon the request of Mano P. P. Cruz Galindan who paid a certification fee of ₱ 20.00 under Official Receipt no. 86 dated 4/19/65

ENGR. VICTOR P. BALDE

Chief, Records and Knowledge Management Division

Surveyed

Survey not warranted. Return for further instructions:

10

10

(Designation)

I have the honor to certify that I have been upon and examined the land applied for by _____ under _____ applied No. _____

(E. _____) located in the sitio of _____ Barrio of _____ Municipality of _____ Province of Occidental Mindoro, and found the following:

Total area applied for	hectares
Cultivation begun:	10
Area under actual cultivation:	hectares
Area cleared but not cultivated:	hectares
Area remaining untouched:	hectares
Improvements:	hectares

The land applied for corresponds to Lot No. _____ Cad. No. _____

The land was surveyed on _____
The correct name of the applicant is _____ married to _____

The applicant has _____ resided on the land, in the municipality where the same lies in a municipality adjacent to it, from _____ and has paid the amount of P. _____ corresponding to the final fee of his application as evidenced by Q. R. No. _____ dated _____. There are _____ relatives whose names and addresses are _____

The applicant died on _____ (a) He was legally married to _____ who has been occupying and cultivating the land since the death of her husband. (b) He had never been legally married but (c) The following are his nearest heirs: 1. _____ 2. _____ 3. _____

The above heirs are the _____ (State their relationship to the deceased)

REMARKS:

Land Investigator/D. P. D. Inspector

FIRST INDORSEMENT

District Land Office 28, Bureau of Lands, San Jose, Occ. Mindoro.

Respectfully forwarded to the Director of Lands Manila, with the information that the undersigned has examined the above inspection report and believes that the statements therein are correct. It is therefore recommended that patent be issued to the applicant.

District Land Officer

Department of Environment and Natural Resources
Bureau of Land Management
Manila

This is a certified 504 copy of Inspection report consisting of 1 pages issued upon the request of Manuel B. dela Cruz, Jr. who paid a certification fee of 10.00 under 622-0000
Official Receipt no. 000 dated 9/6/65

ENGR. VICTOR B. BALDE
Chief, Records and Knowledge

DEPARTMENT OF AGRICULTURE
BUREAU OF LANDS
MANILA

Annex "G"

NOTICE OF INTENTION TO MAKE FINAL PROOF

(Section 17, Commonwealth Act No. 141, as amended)

I, PROCESO MASANGKAY, of Calawag, Poroaga, San Jose, Occ. Mdo.
married to Amunacion Billones, who filed homestead application No. 28-42
for a tract of land described as follows:

Present boundaries: On the North by Farm Road; On the East by Lot No. 1455-B and
Lot No. 1456, Fls-33; on the South by Lot No. 1457, Fls-33; and on the West by
Lot No. 1454, Fls-33.

Lot No. 1455-A Cad-3091
Equivalent to 2679 and, or, Fls. No. Fls-33 or Survey No. _____

(NOTE: If there has been changes in the boundaries of the tract as originally applied for or as approved, proper explanation should be given in the affidavit on the back hereof.)

Situated in the sitio of Calawag, Barrio of Poroaga
Municipality of San Jose, Province of Occidental Mindoro
Philippines, and containing an area of 5 hectares, 78 area, and 97
centures.

DO HEREBY GIVE NOTICE OF intention to make final proof to establish my claim
to the land above described and shall prove my residence and cultivation before estate what
official, giving his name) Pablo P. Villanueva
Land Investigator at San Jose, Occ. Mindoro
at 10 o'clock A.M. on the 19th day of April, nineteen
hundred and sixty five (1965), by two of the following witnesses:

<u>VICTORINO MARIANO</u>	of <u>Poroaga, San Jose, Occ. Mindoro</u>
<u>CONCORDIO TENORIO</u>	of " " " " "
<u>FAUSTO MONING</u>	of " " " " "
<u>LEONIDO DE LOS SANTOS</u>	of " " " " "

This notice was posted on the 16th day of March, nineteen hundred
and sixty five (1965).

PROCESO MASANGKAY

Applicant

All adverse claims to the tract above described must be filed with the aforesaid official,
the District Land Officer at the locality or in the Bureau of Lands, Manila, on or before the
date specified in the above notice. Any claim not so filed will be forever barred. The Official
before whom the claim is presented shall forward the protest to the Bureau of Lands,
Manila, or to our District Land Officer at the locality. If the Official is an employee of
this Bureau and authorized to conduct investigation, he may execute the necessary investiga-
tion first before forwarding the papers to the District Land Officer or the Central Office.

Department of Environment and Natural Resources
Lands Management Bureau RMD

NICANOR G. JORGE
DIRECTOR OF LANDS

This is a certified copy of the final consisting of
1 pages issued upon the request of Proceso Masangkay
who paid a certification fee of P. 25.00 under
Official Receipt no. 100 dated 4/23/65

ENGR. VICTOR B. BALDE
Chief, Research and Records
Management Division

Philippines
DEPARTMENT OF AGRICULTURE & NATURAL RESOURCES
BUREAU OF LANDS
MANILA

FINAL PROOF HOMESTEAD
TESTIMONY OF APPLICANT
(Section 14, Commonwealth Act No. 141)

RECEIVED

SEP 7 1959

OFFICE OF THE

Annex "H"

I, Proceso Masangkay, being called as witness in his own behalf in support of homestead entry No. 28-94, testifies as follows:

Question - 1. What is your name, age, civil status, post-office address?

A. Proceso Masangkay, 65 years, married, Calasag, Poroaga, San Jose, Occ, Mindoro

Q-2. Where were you born and of what country are you a citizen?

A. I was born in Pordan, Antique, citizen of the Philippines

Q-3. Are you the identical person who made homestead entry No. 28-94, filed in the Bureau of Lands on the 1st of October, 1959, and what is the true description of the land now claimed by you? (If the land has been previously surveyed, give lot and survey number).

A. Yes sir, identical to Lot No. 2,55-A, Csd-8091 equivalent to Lot No. 2679, Pls-33, San Jose Public Land Subdivision.

Q-4. Have you ever built any house on the land or any where else within the municipality where the land is located or in another municipality adjacent to the same? (State the period of your actual residence and the kind and value of your house therein).

A. I have a Residential house on the land and resided therein with the members of my family from 1959 up to the present.

Q-5. Of whom does your family consist and have you and your family resided continuously in said house? (If married state the fact).

A. My family consist of my self, wife and 5 children who have resided therein continuously from 1959 up to the present.

Q-6. For what period or periods have you been absent from the homestead since making settlement, and for what purpose? and if temporarily absent, did your family comply with the requirement of the law regarding residence and cultivation of the land during such absence?

A. I have never been absent since I made settlement in the said homestead.

Q-7. How much of the land have you cultivated each season, and for how many seasons have you raised crops thereon?

A. I have fully cultivated the land, converted the same to rice field with rice puddles.

Q-8. Is your present claim used in any way for trade or business?

A. No sir, it is for family consumption only.

Q-9. What is the character of the land? Is it (rubber, mountainous, grazing or ordinary agricultural land)? (State its kind and quality and for what purpose it is most valuable).

A. The land is level and best suited for low-land rice, it is an ordinary agricultural land.

Q-10. Are there any indications of coal, salines, guano deposits or minerals of any kind? (If so, describe what they are, and state whether the land is more valuable for agriculture or for mineral purposes).

A. None sir

Q-11. Have you ever made any other homestead entry? (If so, describe the same).

A. No sir, except this one I am filing final proof papers

Q-12. Have you sold, conveyed or mortgaged any portion of the land in any way?

A. No sir

Department of Environment and Natural Resources
Lands Management Bureau - RMG

Manila

Q-13. Where you at the time your application was filed, the owner

This is page 1 of a certified copy of a document consisting of 2 pages copied from the records of the Lands Management Bureau.

ENGR. VICTOR B. BALDE

Chief Recorder

8/23/7

of the land in the Philippines or have you had the benefit of any gratuity of 24 hectares of land since the acquisition of these Islands by the United States?

A. None, sir.

Q-14 Describe by name and kind, any public lands application or any other made by you

A. None, sir.

Q-15. Who filed original application for the land which you now ask for price that person now?

A. Not applicable

Q-16. When and where did he die?

A. Not applicable

A-17. When did he first begin the cultivation of the land, and what area did he cultivate each year?

A. Not applicable

Q-18. When and where did he first establish his residence on the land, or elsewhere within a municipality where the land is located or within a municipality adjacent to the same, and did he continuously maintain his residence therein until the date of his death?

A. Not applicable

Q-19. What is your relation to him?

A. Not applicable

Q-20. Since his death have you continuously cultivated the land and established your residence thereon or elsewhere within the municipality where the land is located or in another municipality adjacent to the same?

A. Not applicable

ATTESTED BY:

VICTORINO MARIANO

Concordio Tronzo

CONCORDIO TRONZO

PROCESO CASARAY

Sign plaintiff with full Christian name

I HEREBY CERTIFY that the foregoing testimony was read to the claimant before it was signed by him; that the said witnesses attested to the truth and veracity of the statements contained herein; and that they acknowledged to me that the said statements are, to the best of their information, knowledge and belief, true and correct.

Witness my hand this 19th day of April 1963 in the Municipality of San Jose Province of Occidental Mindoro. Affiant exhibited to me his Residence Certificate No. A-2523610, issued by San Jose, Occidental Mindoro, on March 15, 1963.

PARLO P. VELAZQUEZ
Officer authorized to administer oath under Section 103, Commonwealth Act No. 103, as amended

Oath fee - - - - - \$1.00

Paid under O. R. No. E-126-259

Dated April 19, 1963

Land Investigator

Official Title

Lands Management Bureau - RMD
Manila

This is page 2 of a certified copy of a document consisting of 2 pages copied from the records of the Lands Management Bureau, DENR.

ENGR. VICTOR S. BALDE

Chief Registrar

Lands Management Bureau RMD
Manila

This is a certified phot copy of Final Proof of Ownership consisting of 2 pages issued upon the request of Mariano B. Balde who paid a certification fee of ₱10.00 under Official Receipt no. 100 dated April 19, 1963

ENGR. VICTOR S. BALDE

Chief Registrar

Annex "J"

I have the honor to certify that on Sept. 12, 1963 I personally vi-
sited and examined the land covered by Application No.
115 of PROCESO MACARIKAY located in the sitio of Paraga
Barrio of SALANGA Municipality of San Jose
province of Occidental Mindoro and found:

The land is level and most fitted for land ricefield. It is now fully cultivated to rice land with rice paddy.

3. That the applicant has placed posts or signs at the corners of the tract applied for and cut a trail along its boundaries as required by the regulations of the Bureau, and it was required to maintain the same.

4. The tract applied for is inside the Agri. zone. (Classification Project No.) established by the Bureau of Forestry. (If land is within unclassified region, state so. It is not sufficient to state that the land is outside the forest zone.)

5. That the tract applying for is _____ not claimed by _____
whose post-office address is _____

(In case of claims and conflicts, a separate detailed report must be submitted.)

6. That the applicant had been occupying and cultivating the land since 1950 by way of his application. A portion of one bag is now under cultivation and the improvements or standing crops are the following:

Permanent and events should be synthesized separately.

7. That the land applied for has been identified to be covered by _____
Sale Application No. V-1997 of _____ which
was rejected on grounds that _____ on July 25, 1960 _____ for the following reasons:
_____ for reason of death.

3. That the applicant is, not the owner, holder of, 24
 hectares of land, (Calculate the applicant by the owner of 24 hectares, or more, in
 case of homestead or the patent applications, or 144 hectares, in case of sales
 application, are number of parcels, located and area thereof)

5. The land applied for has been assessed at per acre for any agricultural or other purposes and the land of similar character is assessed at \$100.00 per acre. (This is applied in case of sale of lease application only).

Application to
G. L. R. Co. to purchase amount to 100 to 1,455-portion "A" of A. in Case No.
Ced. 116-12, San Jose Pub. Lands Unit

X can be used to indicate the end of a sentence.

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ENGR. VICTOR B. BALDI

1964-1965

8/23/17

11. That the applicant who is now residing at Calumpang, San Jose,
Occ. Mindoro. is really interested in the application and is
 in a position to pay the same in full of the area applied
 for. The applicant has a good title of not fixed, he, being a
freeholder of the land is the owner of the
land which is the subject of the application.
 of the road party is interested in the land which is the subject of the application. The por-
 tions cultivated by the applicant are the land which is the subject of the application and value
 of their improvement should be stated. The authority for the occupation
 should be determined and efforts should be made to secure one of the
 agreement or contract between the applicant and the local occupants.)
 12. That I have advised the applicant of the amount of P. 5.00
 as initial fee or as fee for issuance of a title and found that he
 has paid the amount of P. 5.00 as
 evidenced by Official Receipt No. 10. R. 3937060
 issued on Oct. 2, 1959 at San Jose, Occ. Mindoro.
 13. That the applicant or any other person is not directly
 or indirectly connected with the Bureau of Lands by reason of the following cir-
 cumstances:

14. That the applicant is not a member of any of the organizations mentioned in paragraph 4, Chapter III of the Rules and Regulations relating to Public Lands Administration and that application initial consent is not needed.

15. That the applicant is also the holder of None application
 No. None approved or patented on None

16. Remarks: That the said land has been occupied by the applicant, since
the occupation of his non prior to 1958 and has been fully cultivated every
and is now free from claims and conflicts.

In view of the foregoing, it is recommended that the above-mentioned ap-
 plication be approved retroactively on or as of July 25, 1960.

A sketch of the tract applied for showing the approximate dimensions, fol-
 lows (The sketch should be made in all cases except when the land is included
 in a cadastral survey and survey returns have already been forwarded to the Cen-
 tral Office).

Lot No. 1455, File 23, Portion "A"

R O A D

"B"

1455

1456

Very truly yours,

GENERO Z. SANTAY

Land Investigator/Inspector

INSTRUCTIONS TO THE APPLICANT: Plans must be filled. It it turns out that
 the land is presumably of the public domain and free from claims and conflicts,
 the files, large or heretofore applied in administrative region, should be asked
 to secure a provisional permit to occupy the land pending the approval of his ap-
 plication under the provisions of Administrative Order No. 8, upon pay-
 ment of the necessary fee.

1461

1460

1459

1458

District Land Office No. 23, San Jose, Occidental Mindoro.

Respectfully forwarded to the Director of Lands, Manila.

Recommending that the above application be approved retroactive on or as of
July 25, 1960.

Manila

Lands Management Bureau RMN
 Manila

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 consisting of 2 pages copied from the records
 of the Lands Management Bureau, DENR.

ENGR. VICTOR B. BALDE
 Chief, Records and Administration

This is a certified copy of copy consisting of
2 pages issued upon the request of Don B. Dela Cruz-Galante
 who paid a certification fee of ₱10.00 under
 Official Receipt no. 00 dated 00

ENGR. VICTOR B. BALDE
 Chief, Records and Administration

Annex "J"

Bureau of Lands No. 25-72

Order No.

I, the undersigned, hereby certify that the following is a true and correct copy of the original as the same appears in the records of the Bureau of Lands, Department of the Interior, Manila, Philippines.

Lot No. 1455, Portion A, Plo-33

Province of Panama Colon
Municipality of San Jose Occidental Mindoro

Area of 5.7297 hectares
in the name of Don Juan
Land of Don Juan
Don Juan, 35 yrs. old, Adela, 32 yrs. old, Anacleto, 20 yrs. old, Florentina, 18 yrs. old, Benigna, 24 yrs. old, Mahini, 24 yrs. old, Felismina, 24 yrs. old, and Dionisio, 30 yrs. old, who are my sons and daughters. 3 yrs. of exports.

PROCESO NASANGKAY

Don Juan, Antigua
Philippines
Solano, San Jose, Occ. Mindoro
Annunciation Billorea
Don Juan, Antigua
Don Juan, 35 yrs. old, Adela, 32 yrs. old, Anacleto, 20 yrs. old, Florentina, 18 yrs. old, Benigna, 24 yrs. old, Mahini, 24 yrs. old, Felismina, 24 yrs. old, and Dionisio, 30 yrs. old, who are my sons and daughters. 3 yrs. of exports.

Don Juan, 35 yrs. old, Adela, 32 yrs. old, Anacleto, 20 yrs. old, Florentina, 18 yrs. old, Benigna, 24 yrs. old, Mahini, 24 yrs. old, Felismina, 24 yrs. old, and Dionisio, 30 yrs. old, who are my sons and daughters. 3 yrs. of exports.

Don Juan, 35 yrs. old, Adela, 32 yrs. old, Anacleto, 20 yrs. old, Florentina, 18 yrs. old, Benigna, 24 yrs. old, Mahini, 24 yrs. old, Felismina, 24 yrs. old, and Dionisio, 30 yrs. old, who are my sons and daughters. 3 yrs. of exports.

Don Juan, 35 yrs. old, Adela, 32 yrs. old, Anacleto, 20 yrs. old, Florentina, 18 yrs. old, Benigna, 24 yrs. old, Mahini, 24 yrs. old, Felismina, 24 yrs. old, and Dionisio, 30 yrs. old, who are my sons and daughters. 3 yrs. of exports.

Don Juan, 35 yrs. old, Adela, 32 yrs. old, Anacleto, 20 yrs. old, Florentina, 18 yrs. old, Benigna, 24 yrs. old, Mahini, 24 yrs. old, Felismina, 24 yrs. old, and Dionisio, 30 yrs. old, who are my sons and daughters. 3 yrs. of exports.

Lands Management Bureau - RMD
Manila

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ENGR. VICTOR B. BALDE
Chief, Records and Management

10. I finally understand that any homestead applicant who willfully and knowingly submits false statements or swears false affidavits in connection with the foregoing application shall be deemed guilty of perjury and punished by a fine not more than five thousand pesos and imprisonment of not more than five (5) years and in addition thereto his application shall be cancelled and any amount paid on account thereof forfeited to the Government, and he shall not be entitled to apply for any public land in the Philippines.

His right hand thumb mark

Proceso Masangkay
(Applicant)

AFFIDAVIT

REPUBLIC OF THE PHILIPPINES
PROVINCE OF QUEZON
MUNICIPALITY OF San Jose

11. I, Proceso Masangkay, applicant, first having been solemnly sworn upon my oath depose and say: that I have read or have had read to me, and thoroughly understand, the foregoing application; that I signed said application, and this affidavit in the presence of the officer who administered the oath; and that each and every statement in said application is true and correct to the best of my knowledge and belief. SO HELP ME GOD.

Witness to Mark:

His right hand thumb mark

Porcino Insuara

Proceso Masangkay
(Applicant)

12. Before me, at the municipality aforesaid on this 1st day of October, 1959, personally appeared Proceso Masangkay, who is personally known to be the same person whose name appears in the foregoing application, and in my presence he signed the said application and subscribed and sworn to the foregoing affidavit.

13. The applicant declared to me his Residence Certificate No. A- 2513473 issued at San Jose, Quezon, on the 1st day of October, 1959. His age is 56 years of age, a native of Pandan, Antique. Married. Unmarried.

10/1/59
Notary Public

[Signature]
GERON Z. TANTAY

Land Investigator

Department of Environment and Natural Resources
Bureau of Land Management - RMD
Manila

ENTRY FEE - P5.00
CR-7-3937069 dated
Oct. 2, 1959, San Jose.

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ENGR. VICTOR B. BALDE

8/23/77

Department of Environment and Natural Resources
Lands Management Bureau RMD
Manila

This is a certified *copy* of *Homestead Application* consisting of *2* pages issued upon the request of *Proceso M. Masangkay* who paid a certification fee of *P5.00* under Official Receipt no. *00* dated *05*

ENGR. VICTOR B. BALDE