



OUTGOING

July 27, 2022

MEMORANDUM

FOR

The Regional Executive Director

DENR MIMAROPA Region

FROM

The In-Charge

PENRO Oriental Mindoro

SUBJECT

PET. NO. CLT22-2948

IN THE MATTER OF CORRECTION OF SURVEY PLAN NUMBER APPEARING IN THE TRANSFER CERTIFICATE OF

TITLE NO. T-105100

RODOLFO MANTARING MAGSINO, Petitioner

-versus-

REGISTER OF DEEDS OF ORIENTAL MINDORO, Respondent

Forwarded is a copy of Petition No. CLT22-2948 entitled In the Matter of Correction of Survey Plan Number appearing in the Transfer Certificate of Title No. T-105100, between Rodolfo Mantaring Magsino, Petitioner, and Register of Deeds of Oriental Mindoro, Respondent, from Atty. Larry Militar Quinton, Counsel for Petitioner.

For information and consideration.

EL V. SUPLEO Chief, Administrative Officer/Chief MSD In-Charge, Office of the PENRO

Tracking No.: 2207000756

TSD/RPS/Dhal

Ilang-ilang St., Sitio II, Suqui, Calapan City, Oriental Mindoro DENR Contact Nos. (043) 288-3017, Tel. Fax No. 288-3006

Republic of the Philippines REGIONAL TRIAL COURT

Fourth Judicial Region
Branch

Pinamalayan, Oriental Mindoro

Pinamalayan, Oriental Mindoro

2 9 JUN 2022

BY: Phigrands
TIME: 21 90 Pr

IN THE MATTER OF CORRECTION OF SURVEY PLAN NUMBER APPEARING IN THE TRANSFER CERTIFICATE OF TITLE NO. T-105100

PET. NO. <u>CLT22 - 2948</u>

RODOLFO MANTARING MAGSINO,

Petitioner,

~versus~

REGISTER OF DEEDS OF ORIENTAL MINDORO,

Respondent.

DENR-MIMAROPA REGION
PROVINCIAL ENVIRONMENT AND NATURAL
RESOURCES OFFICE
ORIENTAL MINDORO
PENRO TRACKING NO.
RECEIVED BY:
DATE:
TIME:

PETITION

COMES NOW, the Petitioner, through the undersigned Counsel, and unto this Honorable Court, most respectfully alleges:

- 1. *That*, the Petitioner is of legal age, single, Filipino ,and resident of Barangay Marfrancisco, Pinamalayan, Oriental Mindoro, where he may be served with summons and other processes of this Honorable Court;
- 2. That, Respondent Register of Deeds of Oriental Mindoro is an institution existing under Philippine Laws and may be served with summons and other processes of this Honorable Court at their office address at Barangay Sta. Isabel, Calapan City, Oriental Mindoro;
- 3. *That*, the Petitioner is the lawful and registered owner of a Three Hundred (300) square meter parcel of land, situated at Barangay Matuod-tuod, Pinamalayan, Oriental Mindoro, covered in and embraced by Transfer Certificate of Title No. T-105100:

(System Generated Copy of Transfer Certificate of Title No. T-105100 is attached hereto as Annex "A" and made an integral part hereof.)

- 4. That, said lot was carved out from Lot 1769 as indicated in cadastral Map of Pinamalayan, Oriental Mindoro; (Copy of duly certified CAD MAP of Pinamalayan Public land subdivision known as CM 13-02N. 121-28E is attached hereto as Annex "B" and made an integral part hereof.)
- 5. That, said parcel of land was subdivided as shown by subdivision plan Csd-12039-D and the lot subject of this petition is denominated as Lot 1769-D with its Technical Description likewise indicated thereto among others; (Copy of subdivision plan Csd-12039-D bearing the lot's correct technical description is attached hereto as Annex "C" and made an integral part hereof.)
- 6. That, however, a cursory reading of the lot description of the aforementioned parcel of land on its owner's copy of title and the one indicated in the subdivision plan Csd-12039-D, showed a difference reflected, as follows:

As stated in the owner's copy of Transfer Certificate of Title No. T-105100:

"A tract of agricultural public land situated in the Barrio of Marfrancisco, Municipality of Pinamalayan, Province of Or. Mindoro, Island of Mindoro, containing an are of 00 hectares, 03 area and 00 centares, according to the official plat of the survey thereof on file in the Bureau of Lands, Manila and described hereof. Beginning at a point marked "1" of Lot 1769-D, on Plan Csd-12039, S. being S. 23-02 W., 1468.41 m. from BLLM No. 1, Pls-83 x x x containing an area of THREE HUNDRED (300) SQUARE METERS. x x x"

While in the Csd-12039-D, it was shown as:

"A tract of agricultural public land situated in the Barrio of Marfrancisco, Municipality of Pinamalayan, Province of Or. Mindoro, Island of Mindoro, containing an are of 00 hectares, 03 area and 00 centares, according to the official plat of the survey thereof on file in the Bureau of Lands, Manila and described hereof. Beginning at a point marked "1" of Lot 1769-D, on Plan Csd-12039-D, S. being S. 23-02 W., 1468.41 m. from BLLM No. 1, Pls-83 x x x containing an area of THREE HUNDRED (300) SQUARE METERS. x x x"

(Technical Descriptions of the abovedescribed property is attached hereto as Annex "D" and made an integral part hereof.)

- 7. That, based on the certified technical description of the abovementioned lot issued by the Land Management Bureau (L.M.B.), the latter lot description is the correct data and consistent on the ground;
- 8. That, the abovementioned title of land is declared in the name of the herein Petitioner for taxation purposes at the Municipal Assessor's Office of Pinamalayan, Oriental Mindoro; (Photocopy of Tax Declaration No. 2015-090020-03643 is attached hereto as Annex "E" and made an integral part hereof.)
- 9. That, Petitioner is religiously paying the Real Property Tax and have no arrears thereof; (Certificate of Tax Payment and Official Receipt are attached hereto as Annex "F" and "G" and made an integral part hereof.)
- 10. That, in order to avoid possible property dispute in the future, there is a need to correct the survey plan number stated in the abovementioned title to conform to the actual figures on the ground;

PRAYER

WHEREFORE, premises considered, it is most respectfully prayed that after due notice and hearing, an Order be issued directing the Register of Deeds of Oriental Mindoro to correct the survey plan number in Transfer Certificate of Title No. T-105100 based on the subdivision plan Csd-12039-D.

Bansud for Pinamalayan, Oriental Mindoro, _2 2 JUN 2022

ATTY. LARRY MILITAR QUINTON

Counsel for the Petitioner
Unit C, Fabellon Building,
Poblacion, Bansud, Oriental Mindoro
Roll of Attorney's No. 58500
I.B.P. No. 168920/12-31-2021
P.T.R. No. 2117801/01-03-2022

M.C.L.E. Compliance No. VI – 0027666/04-05-19 Mobile No.: +639-30-886-5549

E-mail Add: larryquinton_13@yahoo.com

~ page 3 of 5 pages ~

Copy furnished:

OFFICE OF THE PROVINCIAL PROSECUTOR

Pinamalayan, Oriental Mindoro

THE REGISTER OF DEEDS OF ORIENTAL MINDORO

Sta. Isabel, Calapan City, Oriental Mindoro

OFFICE OF THE SOLICITOR GENERAL

134 Amorsolo Street, Legaspi Village, Makati City, Metro Manila

LAND REGISTRATION AUTHORITY

East Avenue, Corner Nia Road, Diliman, Quezon City

LAND MANAGEMENT BUREAU

Department of Environment and Natural Resources MIMAROPA Region Calapan City, Oriental Mindoro

VERIFICATION AND CERTIFICATION OF NON-FORUM SHOPPING

I, **RODOLFO MANTARING MAGSINO**, of legal age, Filipino, and a resident of Marfrancisco, Pinamalayan, Oriental Mindoro, after having been duly sworn to in accordance with law, hereby depose and say:

That, I am the Petitioner in the above-entitled petition;

That, I have caused the preparation of the foregoing petition;

That, I have read the same and understood the contents thereof and all the allegations therein are true and correct of my own knowledge and based on authentic documents available and hereby certify, that:

(a) the document is not being presented for any improper purpose;

- (b) the claims, defenses, and other legal contentions are warranted by existing law or jurisprudence or by non-frivolous arguments for modifying or reversing existing jurisprudence;
- (c) the factual contentions have evidentiary support or will have evidentiary support after availment of the modes of discovery; and
- (d) denials of factual contentions are warranted by evidence, or reasonably based on belief or lack of information;

That, I have not commenced any other action or proceeding involving the same issue in the Supreme Court, Court of Appeals, any divisions thereof, or any other tribunal or agency and that to the best of my knowledge, no such action or proceeding is pending in the Supreme Court, Court of Appeals, any divisions thereof, or any other tribunal or agency.

That, if there is any action or proceedings which I may discover or find to be pending in any of the different forums mentioned, I shall state the status thereof and shall undertake to inform and report the same to this Honorable Court within five (5) days from having knowledge thereof.

IN WITNESS WHEREOF,	I have hereto se	et my hand this	_day of <u>2</u>	2 JUN	2022 at
Bansud, Oriental Mindoro		, ,			

Bansud, Oriental Mindoro, affiants personally appeared and known to me personally to be the same person who executed this instrument. I hereby certify that I have personally examined the affiant and I am fully satisfied that the affiant have voluntarily executed this statement and they knew well all the contents for their given statements.

* DSE No. - 44/ * SSK Bo. - 41/ * \$022

ATTY. LARRY MILITAR QUINTON

Notary Public
Until June 30, 2022
I.B.P. No. 168920/12-31-2021
P.T.R. No. 2317801/01-03-2022
Bansud, Oriental Mandoro
Roll of Attorney's No. 38230

~ page <u>5</u> of <u>5</u> pages ~

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lodical Form No. 140 (Revised Lancery 1994)

No. 14025178/1

REPUBLIC OF THE PHILIPPINES DEPARTMENT OF JUSTICE Kand Registration Authority QUEZON CITY

REGISTRY OF DEEDS FOR THE

Transfer Certificate of Title

No. 7, 2 1 9 5 1 0 9

Prove of Oral Soft more particularly bounded and described as follows:

A tract of agricultural public land situated in the Darrio of Marwirenelebo, Municipality of Financiagan, Province of Or. Mincoro, Jeland of Mindoro, containing an area of OO heataren, OS area and DO centeres, according
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This confidence is a transfer from Original Certificate of Title No. 10 = 152(P=0.008) which is cancelled by some hereof in so far as the above described hand is conversed.

Entered at Galaran City, Ore Mindows Philipping on the 1th day of Veryalay or the year Market Annahastana, inc. the alphid at 11125 Bent

Regions of Deeds (

Matucetupe, Pipamelayan, Or. Minspen. Cheser's Pontal Address

*State the civil status, name of speause if married, are if a minor, editerachip and residence of the registered country. If the owner is a married woman, state also the editerachip of her husband. If the land is registered in the name of the conjugat partnership, state the citizenship of both spoaws.

This is a Certified True Copy of TCT T-105100 on file at Registry of Deeds of Calapan, Mindere Oriental. This consists of 5 page(s) and does not require a manually affixed signature pursuant to R.A. No. 8792. Printed at Registry of Deeds of Calapan, Mindoro Oriental. Requested By. ARON DE LUNA.

Ref. No.: 2022000293 OR No. : 1025850805 Date : 01/25/2022 OR Date : Jan 25 2022 : 10:41:12 AM Amt Paid: 1093.40

Page 1 of 5

(revision date: 2017.08.03)

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point of beginning, containing on area of THREE MUNIMOD (200) BEUARD REFIRE, All points referred to are indicated on the plan and are marked on the ground by F.S. syl. come, women, bounded on the N., along lines 1-2 by Lot 1769-M., Gad-12039-D; on the M., and N., along lines 2-3-6 by Lot 1769-J., Gad-12039-D; and on the L., along lines 4-1 by dational Road. Bearings true. This lot was surveyed in accordance with law and eviating regulations promulgated there—ander by S.N. Nationing, desdets Engineer, on August 24, 1907 and approved on Joly M., 1969, BOTEL This lot is identical to Dat halo, a portion of Levi 1969, Pleady (Philumeston), and is covered by F.LA. No. (ILL-1) 3245.

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Entry No. 7699.= Doe. No. 7699.= MORTHAGE.= In favor of the LAND BANK OF THE PHILIPPINES, Calapan Gity Branch.= Govering the parcel of land described in this TCT. No. T-105100, for the sum of ONE MILLION PEROS (P1,000,000.00) subject to all conditions stipulated in the said instrument executed by RODE. M. MAGSINO, single, before Notary Public CALIXTO A. TACULO, as per Doc. No. 741, Page No. 70, Rook No. III, Series of 2000, on file in this Registry.

Date of Instrument -- March 28,2000 at 10:58 a.m.

ATTY. ROBERT M. GUILLEMO
Actg. Register of Deeds

Entry No. 1999, Dos. No. 1997, North Flat or more A. in tover of LAND BANK OF THE PHILIPPINE. Covering the marcal of last coveribed in this TOT Mo. Two towns of the philippines with T-11970, T-200 from Mo and of ONE MILLION FLO INC. (P1.000,000,00) to the Million Flor Hundred Thoracan Profitain Proc. (P1.500,000,00) or an insteam of FIVE HUNDRED THORACH DEFOU (P500,000,00) subject to all a conditions stimulated in the said instrument executed by SCRIL MARCH. before Notary Public, LONGHALLE M. TANYAB as per Dos. No. 41, Page No. 10, Br. No. 1, Series of Jos., an file in the Recentry.

S. to be instrument - March 17, 2006

(Memerandam of Fire Duffill March 17, 2006 at 2103 FW. (Technical Description continued on Additional March 17, 2006 at 2103 FW.)

(Technical Description continued on Additional Sheet)

TIPOTONIA P. VILLAD

This is a Certified True Copy of TCT T-105100 on file at Registry of Deeds of Calapan, Mindoro Oriental. This consists of 6 page(s) and does not require a manually affixed signature pursuant to R.A. No. 8782. Printed at Registry of Deeds of Calapan, Mindoro Oriental. does not require a manually affice Requested By: ARON DE LUNA

Ref. No.: 2022000283 OR No.: 1025850805 Date : 01/25/2022 OR Date : Jan 25 2022 Time : 10:41:12 AM Amt. Paid: 1093.40

> Page 2 of 8 (revision date: 2017.08.03)

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Date of Instrument - - - - Nov. 02, 2004 Date of Inscription - - - Nov. 02, 2004 at 3143 pan-

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Ref. No.: 2022000293 OR No.: 1025650805 Date : 01/25/2022 OR Date : Jan 25 2022 Time : 10:41:12 AM Amt. Paid: 1093.40

Page 3 of 5

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Page 4 of 5

TCT No.: 064-T-105100

Page No.:5

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MEMORANDUM OF ENCUMBRANCES

Entry No.: 2018005801

Date: September 03, 2018 12:27:24PM

COURT DECISION: BY VIRTUE OF THE DECISION OF THE REGIONAL TRIAL COURT, IVTH JUDICIAL REGION BRANCH 42, FINAMALAYAN, OR. MINDORO UNDER PETITION NO. CLT17B2702, THE REGISTER OF DEEDS OF ORIENTAL MINDORO 1S HEREBY DIRECTED TO CORRECT THE FIRST NAME OF THE PETITIONER, RODOLFO MANTARING-MAGSINO FROM "RODEL" TO "RODOLFO" IN TCT NOS. T-105100, T-119795, T-126405 & T-128225, RENDERED BY HON. ERWIN Y. DIMAYACYAC, PRESIDING JUDGE.

DATE OF INSTRUMENT - APRIL 06, 2018

ATTY. EDMUND DANTE E. JANDA, MNSA Register of Deeds IV

Entry No.: 2019001114

Date: February 21, 2019 03:52:21PM

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AMENDMENT OF MORTGAGE: THE REAL ESTATE MORTGAGE ANNOTATED UNDER ENTRY NO. 2920, IN FAVOR OF LAND BANK OF THE PHILIPPINES HAS BEEN AMENDED AS FOLLOWS: FROM PHP2,650,000.00, TO PHP8,000,000.00, SUBJECT TO THE TERMS AND CONDITIONS SET FORTH IN THE ORIGINAL MORTGAGE, IN ACCORDANCE WITH DOC. NO. 101; PAGE NO. 22; BOOK NO. 17; SERIES OF 2019; OF NOTARY PUBLIC OF CALAPAN CITY, ORIENTAL MINDORO; ATTY, LEDELYN MONTESA CORPUZ; DATED FEBRUARY 11, 2019.

ATTY. WARREN-DERICK TACCAD LEGASPI Acting Registrar of Deeds

This is a Certified True Copy of TCT T-105100 on file at Registry of Deeds of Catapan, Mindoro Oriental. This consists of 5 page(s) and does not require a manually affixed signature pursuant to R.A. No. 8792. Printed at Registry of Deeds of Catapan, Mindoro Oriental. Requested By: ARON DE LUNA.

Ref. No.: 2022000293 OR No.: 1025850805 Date : 01/25/2022 OR Date : Jan 25 2022 : 10:41:12 AM Amt Paid: 1093.40

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Republic of the Philippines Department of Environment and Natural Resources MIMAROPA Region

TECHNICAL DESCRIPTIONS

Survey Plan No.

CSD-12039-D

Lot No.

LOT 1769-D

Portion of Lot

LOT 1769, PLS-83, (PHILCUSA-FOA), PINAMALAYAN PUBLIC LAND

SUBDIVISION

Land Owner/Claimant

LONISIO MAGSINO

Location

MATOODTOOD, PINAMALAYAN, ORIENTAL MINDORO

Boundaries:

Line	Direction	Adjoining Lots/Features
1-2	S	LOT 1769-E, CSD-12039-D, HERMINIGILDO LONTOC
2-3-4	W, N	LOT 1769-C, CSD-12039-D, LEONCIO MADRIGAL
4-1	Ē	NATIONAL ROAD (20.00 M. WIDE)

Tie Point: BLLM NO. 1, PLS-83, (PHILCUSA-FOA), PINAMALAYAN PUBLIC LAND SUBD. Lot Description:

Line	Bearing	Distance		
Tie Point - 1	S 23° 02' W	1468.41 m.		
1-2	N 88° 02' W	20.00 m.		
2-3	N 1° 58' E	15.00 m.		
3-4	S 88° 02' E	20.00 m.		
4-1	S 1° 58' W	15.00 m.		

Area

THREE HUNDRED (300) sq. m. more or less

Descriptions of corners

All corners are marked PS cyl. conc. mons. 15x60 cms.

Bearings

True

Date of Original Survey

July 10, 1955-July 15, 1956

Date of Survey

Aug. 24, 1967 July 26, 1969

Date Approved

SANTIAGO M. MATINING

Geodetic Engineer

Note: Lot 1769-D, shall be equivalent to Lot 4310, Pls-83, (Philcusa-Foa), Pinamalayan Public Land

Subdivision

Note: This Technical Description is based from the Records on file in this office as certified by Brian D. Aguinaldo, Administrative Officer III, Land Records

Section

Requested by : I. G. SIGUE Who paid the Cert. Fee: P50.00

under OR No. / date: 3402245530-09/22/2021

Prepared & Verified by:

Approved by:

JOCELYN A. SARILE

Chief, Survey & Control Section/

LAMS Coordinator

OIC, Chief, Surveys and Mapping Division

DENR by the Bay Bldg., 1515 Roxas Boulevard, Ermita, Manila DENR VOIP (02) 8248-3367/8249-3367 loc. 2701 Website: http://mimarepa.denr.gov.ph/ Email: mimareparegion@denr.gov.ph

Annex "E"

TAX DECLARATION OF REAL PROPERTY TD No.: 2016-090020-03043 Cancelled: Property Identification No.: 029-09-0020-027-14 OWNER MAGSINO, RODOLFO MANTARING (SINGLE) Address: MATUODTUOD, MARFRANCISCO, PINAMALAYAN, ORIENTAL MINDORO Telephone No.: Administrator/Beneficial User: TIN: Address: Telephone No.: MARFRANCISCO Location of Property: PINAMALAYAN, ORIENTAL MINDORO (Number and Street) (Barangay/District) (Municipality&Province/City) OCT/TCT/CLOA No.: T-105100 Survey No.: CSD-12039 Lot No.: DIK. No.:_ Dated: Cadastral Lot no: 1760-D Doundaries: North: LOT 1769-C South; LOT 1709-E East: NATIONAL ROAD West: LOT 1702-0 KIND OF PROPERTY ASSESSED: LAND: MACHINERY BUILDING: OTHERS No. of Storeys: Specify: Brief Description: Classification Market Value Area (sq.m.) Actual Use Vaaceauueut Level RESIDENTIAL OOE 99,600,00 RESIDENTIAL (URBAN) 19.920.00 TOTAL: 300 Php 99,600,00 Total Assessed Value NINETEEN THOUSAND NINE HUNDRED TWENTY PESOS ONLY (Amount in words) Taxable V. Exempt Effectivity of Assessment/Reassessment: RECOMMENDING APPROVAL: APPROVED BY CARLITO M. MEJICO, CPA, REB 02/28/2019 ONISIMO S. NALING, REA 02/28/2019 MUNICIPAL ASSESSOR Provincial Assessor Date This declaration cancels TD No.: 2015-090020-01770 (WHOLE) Previous AV, Php 19,920.00 Previous Owner: MAGSINO, RODEL M. (SINGLE) Memoranda: CORRECTION OF OWNER'S NAME PER COURT DECISION ANNOTATED AT THE BACK OF THE TITLE Annetations CERTIFIED TRUE-COLY OF

Notes: This declaration is for real property taxation purposes only and the valuation indicated herein are based on schedule of unit market values prepared for the purpose and duly enacted into an Ordinance by the **Sangguntang** Panlalawigan under Ordinance No. dated . It does not and cannot by itself alone confer any ownership or legal title to the property.

TAN DEVILARATION

3-74-7072



Republic of the Philippines PROVINCE OF ORIENTAL MINDORO MUNICIPALITY OF PINAMALAYAN

OFFICE OF THE MUNICIPAL TREASURER

CERTIFICATION

TO WHOM IT MAY CONCERN:

This is to certify	that, acc	ording to the re	ecords of this	office, the rea	l properties a	re declared f	or taxati	on purpose	s in the
name of			SINO, ROI						100
and the declared o that taxes thereon	wner of th for the ye	e real property ar 2022 is/are	/ies described already paid p	l below situati er Official Red	ed in the Mun ceipt issued a	icipality of PI nd/or presen	NAMALA ted as fo	YAN, this policy	province an
TAX DECLARATION NUMBER	PIN NO.	LOCATION OF PROPERTY	TITLE NO.	AREA	ASSESSED VALUE	TAX DUE	TAX YEAR	O.R. NO.	DATE
2015-090020-03643	027-14	MARFRANCISCO	T-105100	300.00 SQM	19,920,00	358.56	Full 2022	2014520	02/03/2022
This is to certify									ear 2022
Given on this _				on the request	of	RODOLI	OM. M	AGSINO	
for whatever legal	purpose it	may serve him	/her best.						
Prepared by:	ROI	LO. DE MES	M.	Appro	ved by:	PLARIDEI MUNICIPA	S. CUP	IADO URER	

CTC No.: 22606343 O.R. No.: 2588542 Date: March 24, 2022

Amount: 50.00

Documentary Stamp Tax PAID: 30.00

Republic of the Philippines REGIONAL TRIAL COURT

Fourth Judicial Region

Branch ___ Pinamalayan, Oriental Mindoro ~000~

IN THE MATTER OF CORRECTION OF SURVEY PLAN NUMBER APPEARING IN THE TRANSFER CERTIFICATE OF TITLE NO. T-105100

PET.NO.

RODOLFO MANTARING MAGSINO.

Petitioner.

-versus-

THE REGISTER OF DEEDS OF ORIENTAL MINDORO,

Respondent.

JUDICIAL AFFIDAVIT OF RODOLFO MANTARING MAGSINO

The examination of the Petitioner in this Judicial Affidavit was conducted and supervised by Atty. Larry Militar Quinton at his office at Unit C, Fabellon Building, Western Nautical Highway, Poblacion, Bansud, Oriental Mindoro. The Petitioner answered the questions asked of him fully conscious that he did so under oath and that he may face criminal liability for false testimony or perjury.

OFFER OF TESTIMONY:

The testimony of RODOLFO MANTARING MAGSINO is being offered to establish and prove the material allegations contained in the petition for correction of survey plan number appearing in the Transfer Certificate of Title No. T-105100 he filed against THE REGISTER OF DEEDS OF ORIENTAL MINDORO. That, he will attest that he is the lawful and the registered owner of the property subject of this petition; That, the said property was carved out from Lot 1769 of the subdivision plan Csd-12039-D; That, the same was later subdivided; That, however, a cursory reading of lot description of the said property, showed difference in its subdivision plan; He will likewise prove all other allegations in the instant Petition and identify relevant documents and testify on other matters in relation to this case.

- 1. Q: Please state your name and your other personal circumstances.

 A: I am RODOLFO MANTARING MAGSINO, of legal age, single, Filipino, and a resident of Barangay Marfrancisco, Pinamalayan, Oriental Mindoro, sir;
- 2. **Q:** Why are you here?
 - A: I am here to execute a Judicial Affidavit regarding the Petition for correction of survey plan number appearing in the Transfer Certificate of Title No. T-105100 I filed against the Register of Deeds of Oriental Mindoro, sir;
- 3. Q: Are you the registered owner of the property covered by the Transfer Certificate of Title No. T-105100?

 A: Yes sir:
- 4. **Q:** Do you have proof of the same?
 - A: Yes sir, I have here with me a System Generated Copy of Transfer Certificate of Title No. T-105100;

MANIFESTATION:

Counsel prays that the System Generated Copy of Transfer Certificate of Title No. T-105100, be marked in evidence of the Petitioner as **Exhibit** "__".

- 5. Q: Can you please state the circumstances leading to the filing of this case?
 - A: Yes sir. I bought the said property from Andres Manalo and said lot was carved out from Lot 1769 as indicated in Cadastral Map of Pinamalayan, Oriental Mindoro;
- 6. **Q:** Do you have proof of the same?
 - A: Yes sir, I have here with me a duly certified cadastral map of Pinamalayan Public land subdivision known as CM 13-02N.121-28E;

MANIFESTATION:

Counsel prays that the duly certified cadastral map of Pinamalayan Public land subdivision known as CM 13-02N.121-28E, be marked in evidence of the Petitioner as *Exhibit* "__".

7. **Q:** Then?

A: Said parcel of land was later subdivided as shown by subdivision plan Csd-12039-D and the lot subject of this petition is denominated as Lot 1769-D with its technical description likewise indicated thereto among others;

8. **Q:** Do you have proof of the same?

A: Yes sir, I have here with me a copy of subdivision plan Csd-12039-D and its Technical Descriptions;

MANIFESTATION:

Counsel prays that the subdivision plan Csd-12039-D and its Technical Descriptions, be marked in evidence of the Petitioner as *Exhibit* "__" and "__".

9. **Q:** What happened next?

A: It was later transferred in my name and now known as Transfer Certificate of Title No. T-105100;

10.**Q:** What else?

A: However, a cursory reading of the owner's copy of title registered in my name and the subdivision plan Csd-12039-D showed a big difference;

11.Q: Can you state what are the differences between the said documents?

A: Yes sir. Upon comparison of the owner's copy of Transfer Certificate of Title No. T-105100 and the survey plan number was erroneously stated thereon as "Plan Csd-12039" while it should be "Plan Csd-12039-D" based on the approved subdivision plan;

12.**Q:** What do you want now?

A: I filed this petition purposely to request this Honorable Court to correct the survey plan number appearing in the Transfer Certificate of Title No. T-105100 based on the approved subdivision plan Csd-12039-D;

13.Q: Is the property subject of this petition been declared for taxation purposes?

A: Yes sir:

JUDICIAL AFFIDAVIT OF RODOLFO MANTARING MAGSINO RODOLFO MANTARING MAGSINO vs. The Register of Deeds of Oriental Mindoro Petition for Correction of Survey Plan Number in TCT No. T-105100

14.**Q:** Do you have proof of the same?

A: Yes sir, I have here with me a copy of Tax Declaration No. 2015-090020-03643 and Tax Clearance. I am religiously paying the real property tax of the same and has no arrears thereof;

MANIFESTATION:

Counsel prays that the Tax Declaration No. 2015-090020-03643 and Tax Clearance be marked in evidence of the Petitioner as *Exhibit* "__" and "__", respectively.

- 15.Q: Is the said title ever used as bail bond for the provisional liberty of an accused person with pending criminal case?
 - A: No sir;
- 16.Q: Is the title ever subjected to any transaction of sale or civil action pending before any court or tribunal?
 - A: No sir;
- 17.Q: Is there anything more you want to say?
 - A: None, sir.
- 18.Q: Under your present oath, do you affirm and confirm the truthfulness and veracity of your judicial affidavit and your answers to the foregoing questions?
 - A: Yes, sir, I do.

MANIFESTATION:

Counsel	prays	this	Honorable	Court	that	the	foregoing	Judicial
Affidavit be ad								•

Respectfully	submitted	on	 at	Pinamalayan.
Oriental Mindoro.				•

of	IN WIT 2 2 JUN			OF, I have nsud, Orien			and this	da
			-			/		
					M			
				RODOLF	O/MANT Affiant	ARING	MAGSII	NO
				Gov't Issu	ed ID No.	0200399	3568	
				Issued on _				unidaces
				Issued by _	GIL, ROXAL	bouleyard,	Pasay	
REP	UBLIC O	F THE I	PHILIPP	INES)			
PRO	VINCE O	F ORIE	NTAL N	MINDORO) S.S			
MUI	NICIPALI	TY OF	BANSU	D), 44			
X					- X			

SUBSCRIBED AND SWORN to before me by the affiant on the date and place first above-written, after affiant personally appeared and have shown to me his government issued means of identification. I further certify that I have read to him the contents of the affidavit and found that affiant understood and voluntarily executed the foregoing.

WITNESS MY HAND AND SEAL.

Doc. No. 214; Page No. 44; Book No. V ; Series of 2022.

ATTY. LARRY MILITAR QUINTON

Notary Public
Until June 30, 2022
I.B.P. No. 168920/12-31-2021
P.T.R. No. 2317801/01-03-2022
Bansud, Oriental wandoro
Roll of Attorney's No. 58500

ATTESTATION

- 1. I, ATTY. LARRY MILITAR QUINTON, of legal age, under oath, depose and state:
- 2. That, I am the counsel who conducted and/or supervised the examination of the herein witness in the foregoing Judicial Affidavit;
- 3. *That*, I faithfully recorded or caused to be recorded the questions I asked in the corresponding answer that the witness gave; and

4. That, neither I nor any other person then present or assisting him

coached the Petitioner regarding her answers.
IN WITNESS WHEREOF, I have hereunto set my hand this day of at
ATTY. LARRY MILITAR QUINTON Affiant VIN: 5202-0013A-F1365LMQ10000 Issued by COMELEC, Bansud, Or. Mdo.
REPUBLIC OF THE PHILIPPINES) PROVINCE OF ORIENTAL MINDORO) S.S CITY/MUNICIPALITY OF Pinamalayan)
XX
SUBSCRIBED AND SWORN to before me this day of at Pinamalayan, Oriental Minaster affiant personally appeared and have shown to me his government issued means of identification. I further certify that affiant understood and voluntarily executed the foregoing. WITNESS MY HAND AND SEAL.
Doc. No. 20; Page No. 43; Book No. 50; Series of 2012. Notary Public - Oriental Mindoro Commission Expires on: December 31 2022 27th of July St., Zone III, Socorro, Or. Mindoro IBP OR Nos. 133563 (CV27) 8 133564; (2022) Nov. 26 2020 PTR No. 2406861. Jon. 04. 26(22) Socorro. Or. Mindoro Attantes/S Roll, No. 42085
Copy Furnished: MCLE No. VI-Durassa: Dea. 28, 2017: Valid Until: April 14, 2022
OFFICE OF THE PROVINCIAL PROSECUTOR Pinamalayan, Oriental Mindoro
THE REGISTER OF DEEDS OF ORIENTAL MINDORO Sta. Isabel, Calapan City, Oriental Mindoro
THE COMMISSIONER

Land Registration Authority
East Avenue Corner, Nia Road,

Quezon City

OFFICE OF THE SOLICITOR GENERAL

134 Amorsolo St., Legaspi Village, Makati City, Metro Manila

LAND MANAGEMENT BUREAU

Department of Environment and Natural Resources MIMAROPA Region Calapan City, Oriental Mindoro

EXPLANATION

The service of the foregoing JUDICIAL AFFIDAVIT OF RODOLFO MANTARING MAGSINO to the Office of the Provincial Prosecutor was done personally as mandated under the 1997 Rules of Civil Procedure while the service of the same to the rest was done through registered mail due to distance and lack of personnel to effect personal service.

ATTY. LARRY MILITAR QUINTON

Republic of the Philippines REGIONAL TRIAL COURT

Fourth Judicial Region

Branch ___ Pinamalayan, Oriental Mindoro ~oOo~

IN THE MATTER OF CORRECTION OF SURVEY PLAN NUMBER APPEARING IN THE TRANSFER CERTIFICATE OF TITLE NO. T-105100

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RODOLFO MANTARING MAGSINO,

Petitioner,

-versus-

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A: Yes sir;

JUDICIAL AFFIDAVIT OF RODOLFO MANTARING MAGSINO RODOLFO MANTARING MAGSINO vs. The Register of Deeds of Oriental Mindoro Petition for Correction of Survey Plan Number in TCT No. T-105100

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A: No sir:

16.Q: Is the title ever subjected to any transaction of sale or civil action pending before any court or tribunal?

A: No sir;

17.Q: Is there anything more you want to say?

A: None, sir.

18.Q: Under your present oath, do you affirm and confirm the truthfulness and veracity of your judicial affidavit and your answers to the foregoing questions?

A: Yes, sir, I do.

MANIFESTATION:

Counsel pra Affidavit be admitte	ys this Honorable ed as the direct testi		,	
Respectfully Oriental Mindoro.	submitted on _	MENTAL STATE OF THE STATE OF TH	_, at	Pinamalayan

•	
*	RODOLFO/MANTARING MAGSINO
	\(\textit{Affiant} \)
	Gov't Issued ID No. nannaggastia
	Issued on UIA
	Issued by 6111, Roxal Boulagerd, Parry
REI	PUBLIC OF THE PHILIPPINES)
PRO	OVINCE OF ORIENTAL MINDORO) S.S
MU	NICIPALITY OF BANSUD)
x	·

SUBSCRIBED AND SWORN to before me by the affiant on the date and place first above-written, after affiant personally appeared and have shown to me his government issued means of identification. I further certify that I have read to him the contents of the affidavit and found that affiant understood and voluntarily executed the foregoing.

WITNESS MY HAND AND SEAL.

Doc. No. 214; Page No. 44; Book No. W; Series of 2022.

ATTY. LARRY MILITAR QUINTON

Notary Public
Until June 30, 2022
I.B.P. No. 168920/12-31-2021
P.T.R. No. 2317801/01-03-2022
Bansud, Oriental Wandoro
Roll of Attorney's No. 58500

ATTESTATION

- 1. I, ATTY. LARRY MILITAR QUINTON, of legal age, under oath, depose and state:
- 2. That, I am the counsel who conducted and/or supervised the examination of the herein witness in the foregoing Judicial Affidavit;
- 3. *That*, I faithfully recorded or caused to be recorded the questions I asked in the corresponding answer that the witness gave; and

4. That, neither I nor any other person then present or assisting him

coached the Petitioner regarding her answers.
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ATTY. LARRY MILITAR QUINTON
Affiant VIN: 5202-0013A-F1365LMQ10000
Issued by COMELEC, Bansud, Or. Mdo.
REPUBLIC OF THE PHILIPPINES)
PROVINCE OF ORIENTAL MINDORO) S.S CITY/MUNICIPALITY OF Pinamaloyan)
XX
SUBSCRIBED AND SWORN to before me this day of
2 2 JUN 2022 at <u>Pinamalayan</u> , <u>Oriental Minafters</u> affiant personally
appeared and have shown to me his government issued means of identification. I further certify that affiant understood and voluntarily
executed the foregoing.
WITNESS MY HAND AND SEAL.
Dec No 24D
Page No. 45;
Book No. 30; Commission Expires on: December 31 2022 27th & July St., Zone III, Socorro, Or. Mindoro
BP OR Nos. 133563 (2021) & 133564; (2022) Nov. 26. 2020 PTR No. 2406861 Jan. 0c. 2022; Socorro Or Mindoro Astorney's Roll No. 42085
Copy Furnished: MCLE No. VI-0005353; Dec. 28, 2017: Valid Until: April 14, 2022
OFFICE OF THE PROVINCIAL PROSECUTOR
Pinamalayan, Oriental Mindoro
THE REGISTER OF DEEDS
OF ORIENTAL MINDORO
Sta. Isabel, Calapan City, Oriental Mindoro

~ page 6 of 7 pages ~

THE COMMISSIONER
Land Registration Authority
East Avenue Corner, Nia Road,

Quezon City

OFFICE OF THE SOLICITOR GENERAL

134 Amorsolo St., Legaspi Village, Makati City, Metro Manila

LAND MANAGEMENT BUREAU

Department of Environment and Natural Resources MIMAROPA Region Calapan City, Oriental Mindoro

EXPLANATION

The service of the foregoing JUDICIAL AFFIDAVIT OF RODOLFO MANTARING MAGSINO to the Office of the Provincial Prosecutor was done personally as mandated under the 1997 Rules of Civil Procedure while the service of the same to the rest was done through registered mail due to distance and lack of personnel to effect personal service.

ATTY. LARRY MILITAR QUINTON