

**COMPLIANCE  
TO THIRD ALIAS  
WRIT OF EXECUTION  
POSSESSION AND DEMOLITION**  
July 27, 2001



DEMOLITION, dated May 23, 1989, and the copy of which submitted to this office on July 27, 1989, most respectively states the following:

- 1) That we jointly and concurrently represent the Republic of the Philippines and its government agencies and instrumentation, through the Department of Justice in a different capacity, where the former is incumbent Secretary of Justice and the latter is an incumbent Administrator of the Land Registration Authority (LRA) for brevity, under the auspices supervision and control of the Department Justice;
- 2) That we received, acknowledged and made further examination the Order of the Court referred to THIRD ALIAS WRIT OF EXECUTION, POSSESSION AND DEMOLITION, dated May 23, 1989, on July 27, 1989, and the same we had read and understand substantially its effectual context and orders, among of which are as follows:
  - A) Ordering the Hon. Register of Deeds of the Province of Nueva Ecija to issue the reconstituted duplicate and original copies of Land Title, OCT No. 01-4, to and in favor of the Prince LAcan (Tagean) TAllano, Prince Julian Macleod Tallano, Don Esteban Benitez Tallano or to their immediate successor in interest, Mr. Julian Morden Tallano, whose Title of Prince was inherited from his predecessor and a Judicial Administrator of the Estate:
  - B) Ordering of the Hon. Register of Deeds of the Province of Rizal in Pasig to issue the reconstituted owner's duplicate and original copies of TCT No. T-408, to and in favor of the late Don Gregorio Madrigal Acop or to his immediate successor in interest, Mr. Julian Morden Tallano, a Judicial Administrator of the Estate:

- APPEND -

Based on our verification and to some salvaged record of the said Original Certificate Title No. T-01-4, the same has been transferred to the Hon. Registry of Deeds of Nueva Ecija in Cabanatuan City sometime in the year 1969 by virtue of the Subpoena Duces Tecum, which was issued under Civil Case No. 5143, in the Court of First Instance of Nueva Ecija, Branch 1, in a Case entitled, Republic of the Philippines (Land Authority) vs. Heraclio D. Diaz, when the subject land title had been disturbed and used by Intervenor, Benito A. Tallano, in controverting the validity of OCT No. 9950, embracing Lot No. 1467, 301, 883 and Lot No. 1885, while the truth, such prperties belong to the Tallano Estate, evidenced by OCT No. T-01-4 duly registered in the name of the late Prince Lacan (Tagean) Tallano.

That for equity and justice, we concurrently enforce, and now enforcing, supplementary directive to the concerns Hon. Register of Deeds of Nueva Ecija in Cabanatuan City, Hon. Register of Deeds of the Province of Bulacan in Malolos, and Hon Register of Deeds of the Province of Rizal in Pasig to issue the reconstituted original and duplicate copies of OCT No. T-01-4, TCT No. T-408 and TCT No. T-498 subject to the conditions prescribed in Sec. 13, Sec. 14 and Sec. 15 of the LRA Circular No. 13, in as much as the said Land Titles were reconstituted under Sec. 2 and Sec. 3 of R. A. No. 26, and pursuant to R.A. 496, Section 109, which said Reconstitution Proceeding and Process complied accordingly thereto, subject to limitations provided by Sec. 17 (A), (B) and (C) by R. A. 6732.

#### **COMPLIANCE AND DIRECTIVE TRANSMITTAL**

1) WHEREFORE, we concurrently transmit this Directive and commanding the Hon. Register of Deeds of the Province of Nueva Ecija in Cabanatuan City to issue the reconstituted owner's original and duplicate copies of the OCT No. T-01-4 and be

TEXT TO BE FOLLOWED ON THIS PAGE

In the Motion for Moratorium of Payment to the Tallano Clan, the Republic of the Philippines thru said then Hon. Solicitor General Sedfrey Ordonez demanded the period of payment to commence on January 1, 2001, considering the reckoning of the Moratorium period was on January 1, 1988 ending December 31, 2000, exactly another 13 years more.

In the said Motion in an open court, represented by Asst. Solicitor General Ramon A. Barcelona, the Hon. Solicitor General stipulated with the aggrieved party, the Tallano Clan, that physical submission of the subject bonds are no longer essential as requirements to collect the same, considering there were public knowledge that said original copies of the said Land Bank Bonds were declared lost and yet acceptable as liability of the national Government according to said Hon. Secretary Sedfrey A. Ordonez on the year 1988.

While the damages sustained by the landowner had appraised and adjudicated by the Court and LRC/Civil Case No. 3957-P, which are determined under Sections 101 and 102 of the Land Registration Act No. 496.

This Statement of Compliance is enforceable and confirmed as transmittal of Directive to the concerns Hon. Register of Deeds, until it fully comply the issuance of the subject Land Title and the Satisfaction of Payment of said P3 Billion Pesos, including its interests effective on the year 1968 until it would be fully paid, considering that the Republic of the Philippines has been subjected into a Decision with Compromise Agreement which has an imprescriptibility clause.

Anybody and any of the Register of Deeds and Staffs who defy this Order of Compliance and Transmittal of Directive would be sufficient ground on the part of



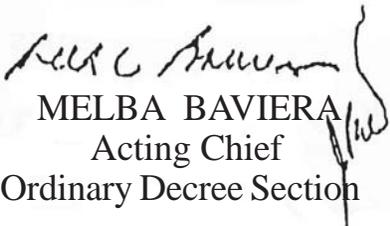
the Land Owner-Intervenor, Mr. Julian Morden Tallano, to file an appropriate court action for Obstruction of Justice with damages against defying-violating party, officer or staffs.

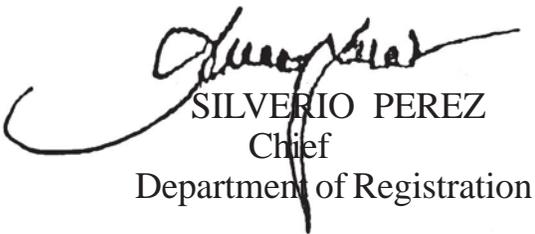
That we are absolutely enforcing this Statement of Compliance and Directives as per compliance to the **THIRD ALIAS WRIT OF EXECUTION, POSSESSION AND DEMOLITION** dated May 23, 1989, without prescription until it fully complied with

For equity and interest of justice.

Pasig City, August 17, 1989.

**VERIFIED BY:**

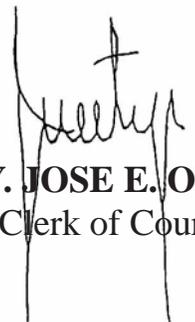
  
MELBA BAVIERA  
Acting Chief  
Ordinary Decree Section

  
SILVERIO PEREZ  
Chief  
Department of Registration

(Sgd) **HON. SEDFEY A. ORDONEZ**  
Secretary of Justice

  
By: **TEODORO G. BONIFACIO**  
Administration

Subscribed and Sworn to before me this 17<sup>th</sup> day of August 1989 here in Pasay City under LRC/Civil Case No. 3957-P, Manifestation and Compliance of department of Justice and Land Registration Administration.

  
**ATTY. JOSE E. ORTIZ**  
Clerk of Court

**Copy Furnished:**

Hon. Sedfrey A. Ordonez  
DOJ Secretary

Office of the Solicitor General  
Amorsolo St., Legaspi Village  
Makati, Metro Manila