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REPUBLIC OF THE PHILIPPINES  
REGIONAL TRIAL COURT  
NATIONAL CAPITAL JUDICIAL REGION  
Branch 111, Pasay City



ENRIQUE AGANA ET AL

Plaintiff

VS

MACARIO RODRIGUEZ  
AND HEIRS /THE HEIRS OF DON MIGUEL &  
HERMOGENES ANTONIO RODRIGUEZ ET AL  
DON ESTEBAN BENITEZ TALLANO &  
BENITO AGUSTIN TALLANO, DON GREGORIO  
MADRIGAL ACOP AND DON ANNACLETO  
MADRIGAL ACOP AND HEIRS  
MACARIO RODRIGUEZ  
AND HEIRS THE HEIRS OF DON MIGUEL &  
HERMOGENES ANTONIO RODRIGUEZ  
DOÑA AURORA FABELA Y CORDOVA  
PATRICIA TIONGSON/RICARDO MANOTOK  
PONCIANO PADILLA /DR NICANOR PADILLA  
CONDRADO POTENCIANO & HEIRS  
SINEN RAMOSO GABALDON  
THE ALLEGE FELIMON AGUILAR & CO  
FORTUNATO SANTIAGO AND MARIA  
PANTANILLA P. SANTIAGOAND HEIRS  
MARCOS ESTANISLAO AND MAURICIO  
DE LOS SANTOS/ HARRY STONEHILL  
ANTONIO / EULALIA RAGUA  
DON MARIANO SAN PEDRO Y ESTEBAN  
AND MARIA SOCORRO CONDRADO HEIRS  
THE HEIRS OF FLORENCIA RODRIGUEZ  
ENGRACIO SAN PEDRO AND HEIRS  
THE ADMINISTRATOR OF BICUTAN TALIPAPA  
MARKET / MAYSILLO ESTATE, ET. AL  
PEDRO GREGORIO / AGAPITO BONSON  
AND HEIRS / BALBINO FRANCISCO  
PEDRO ROJAS ESTATE AND HEIRS  
EUGENIO MARCELO / JUAN JOSEF  
SANTIAGO GARCIA AND HEIRS  
MARIANO NONES AND HEIRS  
ORTIGAS AND COMPANY PARTNERSHIP/  
COMPANIA AGRICOLA DE ULTRAMAR  
THE AYALA Y CIA AND CO.,  
JOSE YAO CAMPOS AND COMPANY  
GREGORIO ARANETA AND CO., INC.,  
THE ADMINISTRATOR OF PASAY AND  
TRIPLE ESTATES / AND THE MARICABAN  
ESTATE, THE HEIRS OF DON VICENTE  
MADRIGAL AND ITS ALLEGE ESTATE, THE  
PERPETUA AND PERFECTO AQUINO, ET. AL.,  
ANTONIO FAEL & THE ALLEGE ESTATE,  
THE ADMINISTRATOR OF ALLEGE SAN PEDRO  
ESTATE, JOSE SALVADOR / MAGNO FERNANDEZ /  
CANDIDA DE GUIA AND HER TENANTS  
HARRY STONEHILLS/TRUSTEE/MORGAGEE  
DOÑA DOLORES OCHOA CASAL, THE ALLEGE  
DELFIN CASAL ET AL, THE ALLEGE SIMONA  
ESTATE AND THE HEIRS, EXEQUIEL DELA CRUZ  
AND THE HEIRS GERVACIO LOMBO,  
FRANCISCO SORIANO QUINTIN-MEJIA /  
CATALINA ESTANISLAO AND THE HEIRS /  
JUANA CRUZ AND HEIRS GABINO JAVIER  
AND THE HEIRS, THE MODESTO, EULALIO, TOMAS,  
APOLONIO, PEDRO, FRANCISCO, AND

CIVIL CASE NO. 3957-P  
For Escheatment/Reconstitution/  
Reconveyance of Real Properties  
evidence of TCT No.T 408 in the  
name of DON GREGORIO MADRIGAL  
and Real Properties evidenced by  
TCT No.T 498 in the name of  
DON ESTEBAN BENITEZ TALLANO  
and Real Properties evidenced of  
OCT No.T 01-4 IN THE NAME  
OF PRINCE LACAN ULRIJAL  
BOLKIAH TAGEAN TALLANO  
PURSUANCE TO R.A. 26

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CLERK OF COURT

99-20-1912  
PASAY CITY

TRUTA  
Clerk of Court



ANTONIO CRUZ, RAFAEL SARAO,  
 JOSE OLIVER AND THE HEIRS  
 DOMINADOR DE OCAMPO BUHAIN, ET. AL.  
 MANUEL QUIOGUE, ESTANISLAO,  
 EDUARDO AND BERNABE CARDOSO AND  
 THE HEIRS, ANTONIO AQUIAL,  
 FELIX AND CLAUDIO OSORIO AND HEIRS  
 REGINO DELA CRUZ / GIL SANTIAGO  
 MARCIANO TUAZON AND J. TUAZON AND  
 COMPANY, JULIAN AND JUAN FRANCISCO  
 SARAO MOTORS / FRANCISCO MOTORS CORP.  
 PHILIPPINE SHARE COMPANY  
 PILAR DEVELOPMENT CORPORATION  
 TEODORO LIM, FELIX BAEZ AND HEIRS  
 VALINTINO GAJUDO / CANDIDO CLEOFAS  
 FORT WILLIAM MCKINLEY AND THE  
 MANILA RAILROAD COMPANY  
 UNIVERSITY OF THE PHILIPPINES, ITS ADMINIS-  
 TRATOR AND THE BOARD OF REGENT AND ITS  
 CHANCELLOR  
 THE COMMISSIONER OF LAND  
 REGISTRATION COMMISSION/ THE REGISTER  
 OF DEEDS OF ANGELES CITY/HON. REGIS-  
 TER OF DEEDS OF QUEZON CITY, THE HON. REG  
 OF DEEDS OF PASAY, THE HON. REG. OF  
 DEEDS OF MANILA, THE HON. REG. OF DEEDS  
 OF THE PROV. OF RIZAL IN PASIG, THE HON. REG  
 OF DEEDS OF THE PROV. OF BULACAN, THE  
 HON. REG. OF DEEDS IN NUEVA ECIJA, HON. REG.  
 OF DEEDS IN TARLAC, THE HON. REG. OF DEEDS  
 OF PAMPANGA IN SN FERNANDO, PAMPANGA,  
 THE HON. MANILA, THE HON. REG. OF DEEDS OF  
 CALOOCAN, MALABON & NAVOTAS, THE HON.  
 REG. OF DEEDS OF BAGUIO CITY, THE HON. REG.  
 OF DEEDS OF DAVAO CITY, THE HON. CITY GOVT.  
 OF MLA .THE CITY GOVT. OF BAGUIO/  
 THE CITY GOVT. OF PASAY AND ITS CITY COUNSELS  
 MAYOR PABLO CUNETA / THE PROV. GOVT. OF  
 CAVITE/ THE MUN GOVT. OF DASMARINAS/  
 THE MUN GOVT OF IMUS, CAVITE PROVINCE  
 THE MUN GOVT. OF BACOOR/THE CITY GOVT. OF  
 AND THE HON. REGISTER OF DEEDS OF  
 TAGAYTAY, ALL OF CAVITE PROVINCE  
 THE HONORABLE DIRECTOR OF BUREAU  
 OF LANDS THE DEPT OF PUBLIC WORK AND  
 HIGHWAY / REPUBLIC OF THE PHILIPPINES  
 Represented by its President, His Excellency  
 Ferdinand E. Marcos and its Hon. Solicitor  
 General Antonio Barredo

AND TO ALL WHOM IT MAY CONCERN

Defendants

BENITO AGUSTIN TALLANO/  
 PRINCE JULIAN MORDEN TALLANO  
 INTERVENORS

X-----X

## ORDER

HENRY TOLOSA, privy of Alejandro Licu, ( movant for brevity) filed a Motion To Dismiss the Motion To Enforce the Third Alias Writ and To Quash the same pursuant to the following grounds mentioned in paragraphs (a) (b) (i) of Sec. 1 of RULE 16 before this Court on 2nd of April 1990, and invoking defendant-farmer's rights against the implementation of Third Alias Writ of Possession with combined motion for the issuance of corresponding Writ of Mandamus to force the heirs of the owners of TALA ESTATE to issue

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the corresponding title of the land the herein movant has been tilling allegedly for more than twenty five years upon acquisition of his principal by purchase on March 5, 1965 from BENITO AGUSTIN TALLANO.

Another incident filed by TAN KIAN KING through Counsel ATTY. EDISTEO SORIANO, was a Second MOTION FOR RECONSIDERATION TO SET ASIDE the Resolution of Sept 10, 1987 denying the movant TAN KIAN KING motion that was filed to QUASH the Third Alias Writs of Possession and to set aside the petitioner's title TCT No.123095 together its mother title OCT No.4408 with Decree No.97227 from among 100,000 OCT(s) that were quieted and were declared null and void and they alleged such Resolution was received by the movant TAN KIAN KING only on July 11 1991 that caused the filing of said reconsideration on 16<sup>th</sup> of July of this year.

Another motion is a Motion of the Intervenor/Respondent seeking Court succor for their ancestral rights to be protected by issuance of WRIT OF PROHIBITORY MANDATORY INJUNCTION that must be enforced against mere usurpers/interlopers and or intruders using cancelled, declared null and void Land Titles not even repeatedly pronounced by this Court but even to the extent by unwavering pronouncement of the Highest Court of the Land that many times have already terminated such land titles' legal life to exist still remained proliferating with thriving such plunderous scam.

That the respondent further emphasize under the rule, an injunction which commands the performance of some positive acts. That it tends to do more than to maintain the status quo, generally it should not issue prior to final hearing, except in cases only in extreme urgency. It is a formal command couched in the form of an Order, writ or mandate which directs the person named therein to undo the wrong or injury with which they are changed. All are based upon broad principles of equity and may, in this discretion of the Court, particularly, this Order, be granted or denied in accordance with justice and equity of the case. (Republic Telephone Co vs. Director of Telecommunications, 63006-R December 18, 1981). And in as much as the requisites to issue the Order needed to protect, secure and to do the thing necessary to be done pursuant to the rights bestowed upon by the court for the interest of the TALA ESTATE owners heirs and the TENANTS are such rights have been found presents, necessarily to uphold and enforce under the following circumstances as;

- 1) The invasion to the rights of the Tala Estate Owner Heirs and its tenants-beneficiaries of the lot provided for the purpose, considering that around seven (7) residents and 14 farmers of the TALLANO CLANS in their several real properties were killed and disappeared, particularly in; 1) Residential/farm Land containing an area of 161.68 hectares, more or less located in Cainta, Province of Rizal, PSU 2031, Pla II-242 adjacent to Gate III of Brookside Subdivision, Corner Sunset Drive and formerly Daang Tikling now proposed Ortigas Ext., Brookside Subdivision, Cainta, Province of Rizal, while the truth such property is under Antipolo Cadastre, and not Cainta as claimed by David Go and or Francisco Reyes, 2) Tala Estate Real Property (formerly timber farm) with an area of 151.17 hectares portion of vast TALA ESTATE covered by Transfer Certificate of Title No.498 registered in the name of respondent Prince Julian Morden Tallano's Predecessor, Don Esteban Benitez Tallano, located in Tanza I and II, Barrio San Jose, Municipality of Antipolo, Province of Rizal, under the claim of Henry Tolosa and his Principal

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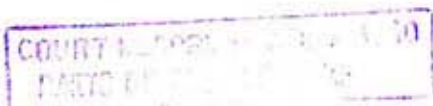


Alejandro Licu, 3) A commercial Lot No.8 Block 30 of Intramuros Subdivision, Intramuros, Manila located in Legazpe Street, Intramuros, City of Manila under the claim of Tan Kian King, 4) Real Property containing an area of 983 hectares located in the former TALA RANCH DE PUGAD LAWIN, Barangay Sauyo, Upper Banlat, Barangay Tandang Sora, Pingkian I, II and Pingkian 3, allegedly within the premises of Myrna Subdivision, under the claim of Domingo Roque and his heirs, Barangay Pasong Tamo, Quezon City and 5) 5 Building Condominium located in Lot 5 of the Subd. Plan Pcs, 3970 of corner of Tandandg Rosa and Korina street now Himlayan and Barangay Pasong Tamo, Quezon City, under the conflicting claim of the Spouses Francisco M Bautista/ Basilisa Bautista against Banco Filipino and PNB which such predicaments that the aggrieved surviving litigants have been sufferings due to that disregards of principle of stare decisis simply had caused of protecting their farms/houses and crops from Magellan's like manner of invading-land grabbing their dominions and their Real properties they are presently occupying proved such plea for the issuance of Writ is so material and substantial.

2) That the right of the Tala Estate Owners Heirs, thru its Judicial Administrator over these parcel of lands is clear and unmistakable upheld by this court against oppositors/other parties, usurpers, intruders and or interlopers which said rights of the Tala Estate owner heirs had been proven for quite some time against such defeated parties/usurpers and or intruders, interlopers which necessitate to restore to their possession in so far as the ownership of the TALA ESTATE OWNERS HEIRS over their vast estate have not lost it yet.

3) That the urgent and permanent necessity for the Writ to do by the TALA ESTATE OWNERS HEIRS and by their tenants against such unlawful obstruction and or that tend deliberately preventing them to implement such rights vested back to them by the Court without legal cause and or justifiable reasons where such writ and or mandate of the court is necessary to extend for the aggrieve parties avail such rights that intend to restrain by out of court force particularly in lieu of application for Building and or Mayor's permit for the TALA ESTATE OWNERS HEIRS and or the Tenant, specifically, Mr Benedicto Mayo and of his constructor and or builder to build and undertake building and or constructing his residential house and its appurtenance thereto, but he has been illegally prevented and or stopped by refusal of the concern authority and or government agency in the issuance of such mayor or BUILDING PERMIT. The court, in fairness must have to set aside such option but must have to attend with pursuance to the propriety rights of the TALLANO ROYAL FAMILY affirmed by this court in many proceedings.

This plea for the Court succor is to prevent serious damage that may harm the lawful land owners heirs and their tenants in various coercive origin in the absence of shelter to rest for the rest of their live that must be served by Concern Quezon City Mayor, Jun Simon, his subordinates and or by the Building Official In charge to the issuance of such Building Permit for the safety of the applicant. That instead to extend such responsibilities enshrined to them by our Constitution and related laws being elected public officials such mandated public service to serve with have been deliberately concealed denying if not forfeiting without valid cause the rights of Mr. Benedicto Mayo and other tenants to avail such BUILDING PERMIT for his



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house to be erected in Lot No.62 Magnolia Street, located in Myrna Subdivision, Pingkian III, Barangay Pasong Tamo, Quezon City, which he legally bought from the lawful owners, the TALA ESTATE OWNERS HEIRS, despite his willingness to abide the lawful requirements vested in accordance with the National Building Code. And that reasons of BENIDICTO MAYO the Applicant, for MAYOR and BUILDING PERMIT are found substantial without recourse for the issuance of such ORDER which was affirmed in a Case, Palejo vs. Court of Appeals, L-60800, October 28, 1982, 117 SCRA 668.

4) That among of which titles that were junked to the dustbin deserves to be buried forever are OCT No.333, OCT No.614, OCT No.543, OCT No.730 and OCT No.735, and OCT No.736 OCT No.4408, which said writ ought to issue and enforce protecting not only the heirs of TALA ESTATE owners but their lawful tenants holding Certificate of Possession and or Deed of Sales together of the General Public affected by both illegal and or manipulated Writ of Demolition and or eviction from the lot, House and or residential unit they are presently occupying, enforcing by the Court of Lack of Jurisdiction.

That Henry Tolosa (for emphasis supplied) and his principal, ALEJANDRO LICU insisting the approval of his Motion based of the followings grounds provided by the Revised Rules of Court of 1989.

- a) That the Court have no jurisdiction over the person of the defendant or over the subject of the action or suit;
- b) That the Court has no jurisdiction over the nature of the action or suit;
- c) That the claim on which the action or suit is founded in unenforceable under the provision of statute of frauds.

That the same motion is necessary for them (Henry Tolosa and Alejandro Licu) would enjoy the Real Estate Development Loan that Her Excellency, Madame President Corazon Aquino have been massively backing up through Government Housing Program in conduit with the SSS, GSIS and Dev. Bank of the Philippines in containing the tremendous growth of Squatters in Metropolis beside of our government's endeavour to provide decent shelter and community site to reside in for the less fortunate sector of our society.

The incidents involved several parcels of land portion of TALA ESTATE own by the herein respondent. One of these real properties is a parcel of land containing an area of 15,330 square meters situated in Sitio Tanza I, Barangay San Jose, Mun. of Antipolo, apportioned from a parcel of land with an area of 151.17 hectares portion of vast TALA ESTATE covered by Transfer Certificate of Title No.498 registered in the name of respondent Prince Julian Morden Tallano's Predecessor, Don Esteban Benitez Tallano, wherein the subject land containing an area of 15,330 square meters described and covers under Plan PSU 204745, LRC Case No. N-4861, LRC Rec. No.N-26924 situated in Sitio Tanza I, Barangay San Jose, Mun. of Antipolo, allegedly acquired by purchased from the respondent's father Benito Agustin Tallano is public land in character under OCT No.5091 in the name of Alejandro Licu, the principal which was apportioned and had allegedly applied and availed with a separate land title by Henry Tolosa.

The aforementioned motions lodged several big questions whether the concerns government agency is compellable by such writ mandating to issue

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27 MAR 1993  
COURT OF APPEALS  
MANILA

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corresponding title alleged by the movant Licu when such concern government agency refused to issue the same if it has evidence that the subject land had been included and titled already as well under existing Torrents Title, Transfer Certificate of Title No.T 498?, And would it not be precluded to penalize the concerns government officials of such Agency the LRA by brevity in defiance of such writ because of such reason?

On the other hand the position of Movant, Tan Kian King, banking on paragraph[ i ] of Sec. 1 of the same Rule, Rule 16 of the 1989 Revised Rules of Court. And further allege his title TCT No.123095 derived from OCT No.4408 with Decree No.97227 should be spared from among 100,000 OCT(s) that were being quieted and were declared null and void for the reason OCT No.4408 was issued on 5th of September 1902, embracing Lot 8 Block 30 and is elder than the title of the surviving litigant, the HEIRS OF TALA ESTATE, represented by their COURT APPOINTED JUDICIAL ADMINISTRATOR, PRINCE JULIAN MORDEN TALLANO, a matter that must regain Court cognizance for its being superior title which dominate the title of winning party, OCT No.T 01-4 that was issued only OCT 4, 1904; and Tan Kian King Title is clearly elder than the title of the surviving litigant, the HEIRS OF THE OWNERS OF TALA ESTATE, represented by their COURT APPOINTED JUDICIAL ADMINISTRATOR, PRINCE JULIAN MORDEN TALLANO.

The respondent and the petitioner have a common defence they rebutted that the grounds asserted for clearly does not appeared to be indubitable that fall within the ambit of the statute of fraud. Respondent TALA ESTATE HEIRS likewise invoking the efficacy of Sec. 1 of Rule 18 of Revised Rules of Court of 1989 where that oppositors ALEJANDRO LICU and or TAN KIAN KING in a separate circumstances failed to submit their answer/reply within the time specified in the Rule. This state, the Court shall, upon motion of the plaintiff/aggrieved party and proof of such failure, declare the defendant/movant in default. Thereupon the Court shall proceed to receive evidence and render him judgment granting him such relief as the complaint/motion and the facts proven may warrant. This provision applies where no answer is made to a counter claim, cross claim, or third party complaint within the period provided in this rule. To recall respondents Licu and Tolosa filed on 2<sup>nd</sup> of April 1990 a motion for relief from Order of default of December 10, 1989 but from that time no action had been taken nor said relief had been filed except of March 10, 1990, which was almost 90 days had passed upon despite the respondent TALA ESTATE OWNERS HEIRS had made its reply to such MR of the movant beside of the fact said defence of the movants was not new, it was merely a rehearsal and repetitious of non meritorious defence, which was in contravention with the prerequisites prescribed by Sec. 3 of the Rule 18 of the Revised Rules of Court of 1989.

The findings of the Court can not be changed unless there are stronger evidenced that these titles that were subjected in quieting of under LRC/CIVIL Case No.3957-P CFI Branch 28 in Pasay City. But in the absence of it at present, it could not be up-surgd yet to resurrect all OCTs already nullified, enthombd declared null and void among of which are: OCT No.4408 OCT No.5091, together with OCT No.614, OCT No.333, OCT No.730, OCT No.735, OCT No.736, OCT No.355, OCT No.779, OCT No.543, OCT No.0-245, OCT No.1002, OCT No.17, OCT No.347, OCT No. 291 and OCT No. 172, OCT No. 30174 and OCT No. 477 OCT Nos. 1526, OCT No. 301 Original Certificate of Title (OCT) No. 13, OCT No. 33, OCT No. 38 OCT

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No. 334, OCT No. 374, OCT No. 336 & OCT No. 337, OCT. No. 1406, OCT. No. 633, OCT. No.121, OCT. No. 982, OCT No. 983, OCT No. 984 and OCT No. 994, Title (OCT) Nos. 4136. These are among the many land titles at the least estimate of 25 million titles inclusive of its transfer certificate titles that were quieted, declared null and void in an escheatment petition under LRC Case No.997-Q filed by the Republic of the Philippines.

In the antecedent fact, the case was formerly under LRC Case No.997 Q CFI Branch 28 in Quezon City filed by the Rep. of the Phil. against the Tallano Estate Owners Heirs, the TALA ESTATE for its acronym in short. This is a third judicial inquiry that disturbed anew the said OCT No.01-4 after it had passed upon the Land Registration Court proceedings pursuant to R.A 496 on Oct. 3, 1904. Then on the year 1913 at the passing of R.A 2259 the known Cadastral Act setting again the TALA ESTATE OWNERS before the judicial cavil, whether the owner was the paramount possessor of the vast estate which eventually ratified with the original Survey Plan of the Royal Family over the real property which originated from the ancestral property of the Clan as identified into Plan II-01 to II-56800 inclusive of Plan II-242. Then in this 3<sup>rd</sup> phase of judicial inquiry, it was in the ESCHEATMENT Case under LRC CASE No.997 Q CFI Branch 28 in Quezon City where the unsuccessful applicants Henry Tolosa and Alejandro Licu have been adjudged that they were not owner of the land they are claiming. They are precluded to avail and or to have a registrable title to embrace the land they allegedly purchased from the now Judicial Administrator's father, BENITO AGUSTIN TALLANO. A clear employment of strategy to avail titling clandestinely had made another try at independent set of land registration application for the land they are claiming upon anticipating it would not prosper to have title of the land in their own without passing from the TALA ESTATE OWNERS approval. This resulted for a motion of petitioner Henry Tolosa seeking anew a judicial relief now upon obtaining the denial of this court now Branch 28 Pasay City.

The effecting of the transfer of the the LRC Case No.997 in the Judicial Court, CFI Banch 28, here in Pasay City from Quezon City along with its Presiding Judge Enrique Agana by the Order of the then President, FERDINAND E MARCOS, had been ostensibly noted. It is another phase of changing legal course to save the former President's cronies interest attached with the Bureau of Land/DENR and of the LRC echelon if not a show force of coercion and harassment to the retiring noble Judge, my predecessor.

The case LRC No. 997 were consolidated with LRC Case No.117 now with LRC/CIVIL Case No.3957-P for the issuance of WRIT OF PROHIBITORY MANDATORY INJUNCTION that would compel the Land Registration Authority (LRA) Administrator to issue such decree and its corresponding land titles for the movants allegedly on want of justice and equity.

This Court has been invariant though confronting of the questions with the aforesaid actions, after the ESCHEATMENT CASE filed by the Republic of the Philippines against the TALLANO ROYAL FAMILY, for lack of merit, had been dismissed for quite period of time. That instead to observe the principle of stare decisis due to the fact the case had been rested for almost two (2) decades now it still ensued in hefty coercive argument of the Counsels of the Movants with the Respondent's Counsel on the matter of generating Court's Resolution, Order and or Judgment to revive the case already terminated. To that effect an intended applications for PROHIBITORY

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MANDATORY INJUNCTIO AND OR WRIT OF MANDAMUS under Rule 65 filed by the movants subjecting this Court to Order the Land Registration Authority (LRA) to issue the corresponding decree of registration and new title against the Tallano heirs and Prince Lacan Ulrihal Bolkiah Tagean Tallano legitimate holders of OCT No. 01-4, the title of large track of land (prominently known as TALA ESTATE. The movants, HENRY TOLOSA and another party/movant Tan Kian King reiterate his motion on the same course that lost already along with the Republic of the Philippines, original petitioner in the above entitled original case.

In this present controversy it intend to avail another tenor from variety of devious acts defeating the prior judgment rendered by the Land Registration Court under LRC/CIVIL Case No.997-Q now LRC/CIVIL Case No.3957-P that adjudged-ratifying the legitimate ownership of the TALLANO CLAN whose heirs are still much alive and kicking entitled to own said vast estate, the TALLANO Real Property, the known TALA ESTATE in brevity and not tagged as Friar Land that allegedly embraced by FRIAR LAND ACT 1120 which had been conceived by Ex. Congressman Mariano Marcos just to repel the Torrents System Act according to their needs against the TALA ESTATE Land titles.

Such ulterior agendas were pursued and have been manipulated clandestinely by the former Lawyer of the Tallano Royal Family, the son of former intruder, Atty. Ferdinand E. Marcos in conspiracy of the former Secretary of Justice and former Lawyer of the Royal Family, Don Francisco Ortigas, that have been resurfaced before and during Martial Law years and to the extent it proliferates even nowadays.

This how several OCT(s) born and have been fraudulently circulating covering several portions of such vast estate. Like OCT No. 355, purportedly registered in the name of COMPANIA AGRICOLA DE ULTRAMAR a realty firm where the DON FRANCISCO ORTIGAS & CO have been thriving with the use of such falsified land titles. That OCT No. 543 the alleged land title of TALA ESTATE under FRIAR LAND ACT No.1120 that have been confined limitedly in an aggregate land area of 6,997 hectares in TALA (Tallano) Hacienda in Caloocan City exploited by the petitioner and its Housing Agency, PHHC, through its name orchestrated by the Govt. of the Republic of the Philippines crooks officials, were the charged of the respondent that the Govt. authorities failed to rationalize their positions regarding the flooding land titles and of the legitimate existence of the TALA ESTATE OWNERS HEIRS regain no rebuttal from the petitioner, Republic.

That more over, OCT No. 614 embracing another alleged Friar Land manipulated and keeps on manipulating by some government officials for their own interest and not for the allege registered owner, Republic of the Philippines, rendered up to this time finds no room for the opposition neither substantial contravention from any detractor of the TALA ESTATE OWNERS HEIRS. Because the fact, that have been ignored such respondent accusations we can not discount a public opinion that it only serves as milking cows for those relatives of some employees and higher officials of the Bureau of Land, DENR, LRA and other government agencies like HIGC/NHA and Tax Mapping Division of Metro Manila Municipal and City Governments and or Public Corporation via selling Stewardship certificate, Free/Sales Patent Certificate and title, Antedated SURVEY PLAN and 5 years Ante Dated FREE PATENT for immediate issuance of TCT and the least

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issuance of Survey Plan derived merely from TAX MAPPING just push through such personal agendas. And this includes in sporadic incidents where those employees of Municipal/City Mayor Office of Metropolis including the office staffs of the lower and Superior Court. And to the extent even the employees of the Supreme Court are involved in this large scale swindling by releasing convincing resolution suited to the conspirator's appeal who obtained adverse judgment from the inferior court for immediate eviction of legitimate tenant and occupant as divulged by many Chief Justices that repeatedly pronounced on the declaration of spurious land titles. That despite of all it remains thriving in its unlawful existence. Like for instance that, as good example, On December 14, 1958 under Case No. G.R. No. L-13479, (En Banc Decision) it declared Null and Void-Original Certificate of Title (OCT) Nos. 735 and 730, with Decrees No. 15584 and 17431, that the Properties allegedly Situated in different area of Quezon City, where Don Facundo Esquivel was convicted in 2 counts of falsification of public documents in attempt of pushing a titling process to embrace around 1.5 hectares of land he was leasing from Don Esteban Benitez Tallano sometime on the year 1964 during the time of Quezon City Mayor Norberto Amoranto, whom he presented a falsified land title to obtain Building permit of the Nepa Q mart along Hiway 54 then now EDSA.

These are the same strategies that generates the construction of several commercial edifice in several land in the City of Manila, Pasay and Caloocan City of the Province of Rizal in the absence of land titles of the purported building owner who were just leasing from the lessor, owner, DON ESTEBAN BENITEZ TALLANO on the condition the turn over of the lot/land lease including its improvement after 35 years termination of lease agreement should be enforced by the TALA ESTATE OWNERS HEIRS when failed to comply voluntarily.

On February 29, 1972 G.R. No. L-30889 (En Banc Decision) The same Land titles; Certificate of Title (OCT) Nos. 735 and OCT No. 730 which embraced Property situated in Metro Manila Cities including People's Homesite & Housing Corporation, now NHA, Ateneo University, Maryknoll College, Loyola Memorial Park, & the Register of Deeds as defendants, seeking (a) revindiction of a property situated in Marikina, Rizal (now Loyola Heights, Quezon City), University of the Philippines, Varsity Hills, Inc., Ateneo de Manila, the People's Xavierville Estate, Inc., were suffered the same fate being the declared null and void of no probative values land titles where no legal right that could be obtained from it.

We can not deny that several Supreme Court Decisions were upsurge from different circulation, particularly, Land Case with G.R. No. L-26127 (En Banc Decision) promulgated on June 28, 1974 which declared Null and Void-no probative value that any body may be implicated to enjoy with the blessings of Original Certificate of Title (OCT) No. 735 with Decree No. 17431, which properties purportedly embraced therewith situated in Metro Manila Cities like in the Barrio of San Jose of Caloocan City, Santa Mesa, City of Manila, Diliman District of Quezon City, San Juan del Monte, now San Juan and Mandaluyong Province of Rizal while in truth the lands located in the Island of Visayas. This followed by the same judgment on January 29, 1988 G.R. No. 70484 SUPREME COURT DECISION: Declared null and void All derivative titles of purported Transfer Certificate of Title OCT No. 543 of Tala Estate, inclusively affected the names of the following holders namely; Antonio Tiu, Tomas B. Aguirre, Nancy Lim Ty, and Aguirre, Bonifacio

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Regalado, Henry Sy and the SM, David Go of Equitable Bank and, the Robinson which properties they were usurping situated in Caloocan City, Quezon City and Lagro and some area of the Province of Rizal That OCT No.543 purported it cover land in Tala Hacienda de Caloocan City but the truth its Decree No.6563 it covers land in Pangasinan and another Decree it covers land in Ozamis City.

That the same situation was divulged by Chief Justice Edgardo Paras on August 16,1967 under case No. G.R.L-24114(En Banc Decision) which declared Null and Void-Original Certificate of Title (OCT)No.735 and OCT No. 730, with Decrees No.15584 and 17431 it covers land of only an area of 5 hectares but it purportedly made it covers land in Quezon City and Pasig.

Another Supreme Court Decision, to contain such large scale racket, had pronounced vigorously all Original Certificate of Titles(OCT) and Transfer Certificate of Titles (TCT) derived from OCT No. 291 and OCT No. 172 which are Null and Void but persistently using the same to defraud not only our general public, not only our National Treasury but to the extent even our foreign investors have been victimized by those in the government instead to protect them in order to glamorize our economy by using the land which is primordial facility to every investor's business to succeed.

On March 30, 1988 G.R. No. L-26384, A Supreme Court Decision pronounced all Original Certificate of Titles (OCT) and Transfer Certificate if Titles (TCT) Derived From OCT Nos. 30174 and OCT No. 477 are Null and Void which said Properties actually situated in Barrio Totopiac, Orani, Bataan but it made it appeared such properties located in some area of City of Manila and Caloocan City. On April 5,1934 G.R. No. L-37434 (En Banc Decision) OCT Nos. 1526 and OCT 301 embracing Properties situated in the Province of Tayabas but it made it appeared it covers land in Pasay City and Makati, which Supreme Court Decision declared the illegal use of all Original Certificate of Titles (OCT) and Transfer Certificate of Titles (TCT) derived from OCT Nos. 1526, OCT 301 but again it made it appeared it embraced land already titled portion of TALA ESTATE situated in Sampaloc, Tayabas and Kadsia I, II and III of Mauban, Tayabas, now Quezon Province and are Null and Void.

That Supreme Court Decision: Under Case G.R. No. L-33952 pronounced On March 9,1987 All Original Certificate of Titles (OCT) and Transfer Certificate of Titles (TCT) Derived From ORTIGAS & Co. are Null and Void; Original Certificate of Title (OCT) No.13, OCT 33, OCT No.333, OCT 334, OCT 336 & OCT 337 by virtue of several decrees like; Decree No. 240, its land located in Unisan, Province of Quezon, Decree No.1942 it embraced land in Padre Garcia, Batangas Province and Decree No 1425 its Property Situated in Ozamis City and not in Metro Manila Cities/Municipalities like in Quezon City, Pasig, Rizal, Marikina, and Mandaluyong. Pursuance to a Resolution/Judgment of the Court on May 9,1990 A.C. No. 2033 and A.C. No. 2148 but by large scale deceits such Properties purportedly situated in Metro Manila Cities like Quezon City, Pasig, Rizal, Marikina and Mandaluyong, that resorted the same, with Supreme Court Decision under January 20,1989 Case G.R. No. L-49739 pronounced that All Original Certificate of Titles (OCT) and Transfer Certificate of Titles (TCT) derived From such OCT(s) are null and void ab initio, including said OCT. No. 1406 by reason that the land located in somewhere not in Metro Manila as appearing on the face of the documents, the titles that have been used.

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On January 20, 1989 G.R. No. L-49739 Properties situated in Quezon City by Supreme Court Decision, pronounced All Original Certificate of Titles (OCT) and Transfer Certificate of Titles (TCT) derived from OCT. No. 633 and of that OCT No. 543 embracing titled land of TALA ESTATE and the aforementioned real properties are Null and Void. That another titles embracing another titled land portion of TALA ESTATE by virtue of the strength of the Supreme Court Decision pronounced All Original Certificate of Titles (OCT) and Transfer Certificate of Titles (TCT) Derived From OCT. No. 121 are Null and Void on November 16, 1945 G.R. No. 780 (En Banc Decision) which Properties situated in Pampanga but it made it appeared embracing Barangay Tondo, City of Manila. That on April 15, 1943 under G.R. No. L-37434 (En Banc Decision) OCT. No. 121 embrace said Properties made it appeared situated, in Lucena, Sariaya, Candelaria, Tayabas Province now Quezon Province but actually it appeared in Davao del Norte.

A Supreme Court Decision pronounced all Original Certificate of Titles (OCT) and Transfer Certificate of Titles (TCT) Derived From OCT. Nos. 982, 983, 984 and 994 the allege Maysilo Estate are Null and Void due to the fact the same parcels of land are portion of TALA ESTATE. That under the same manner, a Supreme Court Decision pronounced All Original Certificate of Titles (OCT) and Transfer Certificate of Titles (TCT) Derived From DON MARIANO SAN PEDRO are Null and Void, which decision promulgated on June 28, 1968 G.R. No. L-24796 and G.R. No. L- 25459 (En Banc Decision) that Original Certificate of Title (OCT) Nos. 4136 was declare Null and Void by the same ground violated the Torrens System Law. That said Property adversely affected thereby and totally nullified such vested rights against the Piadeco claims to be the owner of some 72,000 hectares of lands located in the municipalities of Angat, Norzagaray and San Jose del Monte, Province of Bulacan, and in Antipolo and Montalban, Province of Rizal. Piadeco's evidence of ownership consist of Titulo de Propiedad No. 4136, dated on April 25, 1894 and, that of a deed of absolute sale of July 12, 1962, evidenced by Titulo de Propiedad Numero 4136, in the name of Don. Mariano San Pedro y Esteban, dated April 25, 1894, being a gratuitous land title were nullified as well against any claimant, personal or juridical person due to the same reason the land adjudicated for issuance of such title already titled. On March 23, 1983 G.G. No. L-47385 (En Banc Decision) Original Certificate of Title (OCT) Nos. 614 & 543. Property Situated, Metro Manila, were declared null and void against President F.E. Marcos and of the Republic of the Philippines on the same principle that a land once already titled can no longer be subjected for second time around of property registration proceedings for the issuance of second land title.

That the Register of Deeds of Quezon City Examiner, MR. ADOLFO MAGALLANES, divulged that certain Ricardo Roque, being Barangay Captain of Barangay Bagbag, Novaliches Quezon City, has been using the same stealth and strategies with conspiracies of the employees of Mayor Jun Simon inserting in the City Assessor and Register of Deeds Office the names of imaginary claimants, for instance, Domingo Roque's allege successor in interest, Ricardo Roque and his heirs and or privies in connivance of Mayor Jun Simon, the suspect behind the burning of Quezon City Register of Deeds some years ago.

That in this series cycle of land scam it engendered the uninterrupted flooding of spurious land titles in the expense of legitimate land titles of several lands that were donated by Don Esteban Benitez Tallano to eligible

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and deserving beneficiaries like thirty five (35) hectares of land located along West Avenue Ext. and Mindanao Avenue where Veterans Memorial Hospital has been located for and was donated to the Phil. Veterans Legion the continuous services and welfares of World War II and Korean War Veterans and Orphan Heirs. That Fifteen (15) hectares of land for the Quezon Institute (QI) located in along E.Rodriguez Jr. Avenue, Quezon City. Another Ten hectares (10) of Land for the Quezon City General Hospital. One (1) Hectare for the SSS Building Site in East Avenue. One (1) hectare for the propose East Avenue Children Hospital. And Ten (10) hectares for the propose Site of the Provincial Capitol of the Province of Rizal located at Philcoa, along the Commonwealth Avenue, Quezon City. The Twenty Five Thousand Square Meters( or 2.5 hectares)for the Quezon City Hall Site, donated by Don Esteban Benitez Tallano to the People of Quezon City in Honor of the Late President Manuel L. Quezon. The five (5) Hectares site for General V. Luna Hospital was likewise donated to the Arm Forces of the Philippines and its members by Don Esteban Benitez Tallano. That 30% of 2,800 hectares located in Barangay Commonwealth, Batasan Hills, Barangay North and East Fairview has been allocated a total of 840 hectares for the Financial Requirements of the Quezon City Government. The 1,960 hectares of Raw Land the 70% of 2,800 hectares, which was donated to Dept of Justice, NBI, INP, Arm Forces and for Dept of Education Public Service Enhancement Purposes. The One (1) hectare DEP.ED. NCR Office has as well donated by Don Esteban Benitez Tallano to the Dept. of Education, Culture and Sports. And the rest intended for Don Esteban Benitez Tallano U.P. Scholarship Enhancement Program, which the subject donated lands were all titled emanated from TCT No.T 498. And were almost subjected to Multi Billion Housing Loan Scam for the interest of those influential local and National Government Officials which became the subject of inquiry of Ex. Senator Lorenzo Tanada.

This scheme, our national treasury has been usually compromised to be in usual distress with financial liquidity through indirect thievery involving some private banks and other conniving govt. financial institutions to the damage of our National Treasury's Cash Funds availability that may later on many banks would be facing financial atrocity that Japanese Investment Analyst had warned the Judicial Administrator the abrupt outburst to reality when failed to perceive at appropriate measure.

The aforesaid set ups of these scandalous manipulation exist through availment of the camouflage discounting window facility of the Government Housing Program through NHA formerly of People Homesite Housing Corporation (PHHC), Pag Ibig HDMF,SSS/GSIS, PNB and DBP. It usually drag our Central Bank of the Philippines to the upsurge unpaid Development Loan liabilities that rendered cash scarcity ends usually in assumption of developers/mortgagors' non probative value of collateralized real properties that made severe damage to the Filipino people in general. This critical economic adversities that would resurface in many phase would be felt not in this generation but for the next ten (10) years to come disclosed by the World Bank Economic Monitoring Team Officer that attended the recent hearing of this case, whom, the TALA ESTATE Judicial Administrator, PRINCE JUAN MORDEN TALLANO, was insinuated to lobby the appropriate suggested bills, THE ANTI PLUNDER LAW, ANTI MONEY LAUNDERING LAW and Anti Fake Land Title Bill. The recommending group of World Bank Economist' obsession is to rescue this economically, socially and politically ailing Nation in the Far East, while The Judicial

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Administrator's paramount objective is nothing personal but to redress our country and the entire Filipino people from the adverse affect of century's - acute financial- economic disaster.

With that farcical endeavours of the movant Alejandro Licu and his privy, Henry Tolosa again, it turn out it would be a matter of riding on the back of the owner's pet horse using its semblance of legality, particularly, in the name of legitimate heirs' predecessor, Benito Agustin Tallano. This is so, considering, the TALA ESTATE OWNER HEIRS and Court Appointed Judicial Administrator, PRINCE JULIAN MORDEN TALLANO, base on the documents denied such allegation of sales transaction between the parties. Such allegation was supported by substantial proofs that his father never signed any Deed of Conveyance beside of the fact that on that very date 5<sup>th</sup> of May 1965 his father was in state of comatose for more than 65 days since 1<sup>st</sup> of May 1965 when he had sustained the accidental severe gun shoot wound to his body during the hunting leisure of his Grand Father Don Esteban Benitez Tallano who was just arrived from Hawaii, U.S.A. Another point is that the area was a chunk of large timber plantation project were seeded en masse of 5 months old of variety of lumber trees, narra, mahogany and white lawaan, tangile, mulawen and particularly paper money trees which beside of environmental protection of this almost denuded nation it have been designed to supply our Central Bank requirements at the right time when the negotiation of Don Esteban Benitez Tallano, through government representation, for our own endeavour of minting and printing our currency had been attained independently from the IMF-WORLD BANK restriction in order to push through the much awaited winding up of our curtailed economy vigorously with the support of the million tons of Gold Reserves that would be restored back by the Government of the Republic of the Philippines to the lender, the TALLANO ROYAL FAMILY which would be realized 17 years from now.

On the other hand, how much Don Esteban Benitez Tallano had spent at P25.00 per square meter for an estimated land area of 625 hectares was around P156,250,000.00 for 25 million seedlings that were raised from Hawaii and had transported to the Philippines for specific environmental preservation purposes within which had already established the impossibility on the claim of the herein movant Licu and Tolosa to ignore it as simple as that. This precluded the movants' allegation the area was groomed for agricultural habitation. And it strongly proved the alleged deed of sale signed by said Benito Agustin Tallano 5<sup>th</sup> of May 1965 embracing land in Sitio Tanza I, Barangay San Jose Antipolo, Province of Rizal for and in favour of the Principal of Henry Tolosa, Alejandro Licu have no legal bearing to enjoy.

More over as rebutted by the Respondent Tallano, a record custodian of the Bureau of Land by the name of Fernando Dizon had submitted his sworn affidavit through Asst. Solicitor Romeo dela Cruz, denying the existence of the Plan PSU 204745, LRC Case No. N-4861, LRC Rec. No. N-26924 situated in, Sitio Tanza I, Barangay San Jose, Mun. of Antipolo, which was apportioned, they had applied and availed with a separate land title under OCT No.5091 in the name of Alejandro Licu or either in his name Henry Tolosa. Another factual testimonial evidence, Hon. Register of DEEDS OF THE PROVINCE OF RIZAL in Pasig, Oscar Eusebio divulged the alleged OCT No.5091 that was issued on the year 1966, had been stricken out from the record. It was because one Register of Deeds Staff, identified by the name of Eduardo Reynoso had just inserted such OCT No.5091 in the property

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registration book of Rizal, that signalled for a disciplinary action the LRC Commissioner Gregorio Bilog had applied and fired out said employee because the land title OCT No.5091, purported to cover land in the Municipality of Antipolo in the name of certain Alejandro Licu and his privy, HENRY TOLOSA is illegal because the truth its Decree No.N-106885 embracing residential land containing an area of 7,450 square meters in Rizal, Palawan and not in any place here in Province of Rizal particularly in the Municipality of Antipolo.

That in the case of Piedad Estate its name was derived from the great Grand Father of the Tala Estate heirs, the late Don Bartolome Tallano Piedad, another allege Friar with his spouse; which was tagged when the real property allocated in their names was apportioned from the TALA ESTATE by the use of TCT No.T 614 emanated from TCT No.T 498 and not as OCT No.614 that was falsified by Marcos cronies in the name of Republic of the Philippines for the enhancement of their ulterior personal motive. Like the incidents of diverting several parcels of land portion of TALA ESTATE to Payatas Estate using OCT No.333, the Marikina Estate using OCT No.730, OCT No.735 and OCT No.736, the OCT No.5091, the OCT No.543, OCT No. 291 and OCT No. 172, OCT No. 30174 and OCT No. 477 OCT Nos. 1526, OCT No. 301 Original Certificate of Title (OCT) No. 13, OCT No. 33, OCT No. 38 OCT No. 334, OCT No. 374, OCT No. 336 & OCT No. 337, OCT. No. 1406, OCT. No. 633, OCT.No. 121 OCT. No. 982, OCT No. 983, OCT No. 984 and OCT No. 994, Title (OCT) Nos. 4136, the survey plan was likewise emanated from the survey plan of the TALA ESTATE in the name of Prince Lacan Ulrijal Bolkiah Tagean Tallano which identified II-01 to Plan II- Plan II 01-II-56800 inclusive II-69 and II-242.

That in relation to said land scam which tagged as SAKSAK BUNOT TITLING SCHEME by Mr. Adolfo Magallanes of the Register of Deeds of Quezon City, discovered in his disclosure through Solicitor General, Sedfrey Ordonez that there are no such thing OCT No.614 and OCT No.333 that were recorded in the Property Registry Book of Quezon City. That, likewise, according to said LRC Examiner, there is no such name of Myrna Subdivision that was approved by the LRA with such land titles that the Office of the Register of Deeds of Quezon City have issued to cover several lots of allege Myrna Subdivision.

That what was appeared after the incident that razed the Quezon City Register of Deeds together of recorded documents and land titles. Some of which the land titles derived from Don Esteban Benitez Tallano ancestral land title, TCT No.T 498, were illegally substituted by derivative land titles of cancelled OCT No.614, OCT No.333 and OCT No.370, OCT No.375 and OCT No.376 which its transfer certificates of titles derived from it were sprouted like mush rooms during rainy season in the said office as divulged under oath in manifestation of said Mr. Adolfo Magallanes. And the sworn statement had coincided with the under oath position paper of Theodoro Bonifacio in assailing the wide spread use of fake land titles like OCT No. OCT No.543, OCT No. 291 and OCT No. 172, OCT No. 30174 and OCT No. 477 OCT Nos. 1526, OCT No. 301 Original Certificate of Title (OCT) No. 13, OCT No. 33, OCT No. 38 OCT No. 334, OCT No. 374, OCT No. 336 & OCT No. 337, OCT. No. 1406, OCT. No. 633, OCT. No. 121 OCT. No. 982, OCT No. 983, OCT No. 984, OCT No. 994, OCT No.333, OCT No.730, OCT No.735 and OCT No.736, OCT No.1002 and OCT No.5091 and other OCT, the saksak bunot land titles and out of the Land Registration Court Decrees with the

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same illegal origin that most of the [redacted] and it the works of the staff for [redacted] attitude to her/his principals who [redacted] for his/her employment with the Reg. of Deeds in Metropolis to do such manipulation like the following LAND TITLES AND DECREES; Decree No.1131 issued on 1st of August 1907 embracing Lot No.538 PSU 2031, Plan II 01-II-56800 inclusive II-69 of Cadastral Survey of Gapan, Nueva Ecija and the land located in Barrio Maginao, Gapan, and Nueva Ecija with only an area of 39,428 square meters

I OCT No.333

a) Decree No.6563 it covered only a land area of 4,475 square meters less than half a hectares

b) Decree No. 17431 allegedly was issued on 8<sup>th</sup> of July 1914 it embrace land area of 39,429 square under Plan II 01 to II-56800 inclusive II-69 meters located in Gapan Nueva Ecija and not embracing any land area in Quezon City as indicated on the said OCT No. 333 its land coverage embracing at fraudulently expanded area from Montalban up to Quezon City.

c) Decree No.1425 it embraced land with Plan PSU-109673 containing an area of 2,699,516 square meters, more or less located in Barrio Calunasan, Municipality of San Isidro, Province of Leyte and was decreed in the name of Eduardo Apostol proved it covers land in the Province of Leyte and not to any single square meter of land in Quezon City. That such Decree No. 1425 that had been allegedly issued to OCT No. 333.

II) That Land Title OCT No.344 and OCT No. 345 have been embracing land in San Juan and Mandaluyong but its decree embracing land in the Municipality of San Isidro, Province of Leyte for an area of only 1,700 square meters, more or less, as shown hereunder.

a) Decree 1425 covers title OCT No.345 over an area of 150 square meters, and it covers as well OCT No. 344 covering a parcel of land located in the area of Mandaluyong in the name of Elmer Inbentor which is farcical in nature.

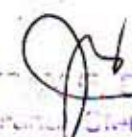
III) That OCT 614 its have also several decree (sic) to wit:

(a) Decree 4974 it covers lot No.5407 with an area of only 233 square meters located in Ozamis City and was issued to Consuelo Barloa on the 3<sup>rd</sup> day of April 1951 and never embracing land in Quezon City as it was made it appeared in several falsified derivative Transfer Certificate of Titles which usurped only the interest of the TALA ESTATE Owners' heirs over the said aforementioned lot which is portion of said vast estate, the Tala Estate.

(b) Decree No. 6667 it covers lot No. 911 embracing land area of 11,656 square Meters. That lots could be found and located in Barrio of Mairoc, Municipality of Unisan, Quezon and was Decreed in the name of Ramon Vera Cruz on the 12<sup>TH</sup> of March 1912 which likewise the products of farceur.

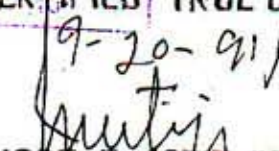
c) Decree No.4974 issued in the name of Consuelo Borloa married to Rafael Calalang of Ozamis City it covers land with an area of 233 square meters in Ozamis City and not as claimed embracing a parcel of land bearing lots 1093-B, Fls 1686-D, 958-B-2, Fls 1968-D & 711-A, Fls 159-D which allegedly

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surveyed in the name of Basilisa Roque, Carmen Roque and Justina Sarmiento on April 23, 1955 and was approved on January 14, 1957 by Zoilo Castrillo. The land area containing of 30,639 square meters allegedly located in the area of Lot 5 with consolidated Plan PCS-3970, being a portion of the consolidation of Lot 1093-B its Transfer Certificate of Title had been derived from said OCT No.543, On March 28,1983 G.G. No. L-47385 (En Banc Decision) Null and Void.

IV) OCT No.543

Its Decree No.4974 it covers land in Ozamis City.

V) OCT No.355

Its Decree No.4974 it covers as well land in Ozamis City and in Pangasinan

VI) OCT No.4408 with its TCT No.123095

Its Decree No.97227 was issued on 7<sup>th</sup> day of October 1920 to Filomino Pimentel containing an area of only 5,500 Square meter, located in Poblacion, Cagayan de Oro City, which were use in Housing Program in the matter of liquidating the yearly allocated multi billion national funds for that purpose. This is how the indirect thievery in our national treasury has been taken in place which proliferates up to the provinces.

VII) OCT No.4408 with Decree No.65556, under allege case No.106, R.L.R.O No.13181 allegedly issued to Spouses EXEQUIEL, AMPIL and PRISCILA MONZON of Cainta, Province of Rizal which allegedly it was issued on 5<sup>th</sup> day of November 1917 by CFI Judge W.E.MCNAHON. It made it appeared the subject land containing an area of 121.98 hectares (more or les) located along Daang Tikling but the subject land identifies as part of the TALA ESTATE, 161.68 hectares, more or less located in Antipolo, Province of Rizal, PSU 2031, Plan II-242 situated in the Municipality of Antipolo and not Municipality of Cainta, Province of Rizal as claimed by certain Dr. Francisco Reyes and David Go who were both defeated to the case by default which showed they were guilty of res judicata. And even if the Municipality of Cainta became town recently as it was pushed by Rizal Vice Governor, Francisco Sevilla, the uncle in Law of the former Judicial Administrator, Benito Agustin Tallano, it can not be a part of the Cainta because said lands jurisdiction were apportioned from the Marikina and Taytay Cadastre which made impossible to embraced said land under Plan II-242 which is falling under the independent Cadastral plan of the Antipolo Cadastre. This clearly stated in the synopsis of the alleged Decree II-242, which read as follows:

" A parcel of Land (Plan II-242) with, the buildings and improvement thereon, situated in the Municipality of Antipolo. Bounded on the NE by property of the Municipality of Antipolo, a creek and a trail; On the SE. by property of the Municipality of Antipolo and the Socabian River; On the SW. by the Socabian River and property of Justo Camarines; And on the NW by property of Joe Camarines, a trail and property of Gervacio Bernardo. On the last paragraph Quoted: Therefore, it is ordered that the said land be registered in accordance with the provision of the Land Registration Act in the name of said conjugal

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partnership of the Spouses, EXEQUIEL AMPIL and Priscila Monson, subject however, to such of the encumbrances mentioned in Article 39 of said Law as may be subsisting, and to - - - - -.

Witness: the Hon. W.E.MACNAHON, Judge of said Court, the 5<sup>th</sup> day of November, A.D. Nineteen Hundred and Seventeen.

Very CLEARLY the Decree 65556 in the name of Spouses, EXEQUIEL AMPIL and Priscila Monson, is delinquent no probative value to obtain from it beside said land is portion of the TALA ESTATE within the Antipolo Cadastre that caused the Court to issue said Decree subject to the encumbrances mentioned in Article 39 of said Law as may be subsisting which referred to a third party, particularly, the Heirs of the TALLANO OWNERS who was adversely affected by said clandestine or out of court proceedings. This strongly manifest as well by Record Custodian Fernando Dizon denying the existence of such Decree No.65556 that confirmed by Antonio Noblejas, the LRC Administrator since the year 1964 up to the later part of 1985. In deed A sworn Affidavit of Fernando Dizon that had been submitted through Solicitor General Sedfrey Ordonez he totally disowned such manipulation pertains to the issuance of Decree No.65556 as one of the inquiry that were lodged against the LRC by Senator Jose W. Diokno, in relation to this case.

This is a gesture of un-denied deceptions by distortion of facts, modification and alteration of legal documents both for and in the name of Republic of the Philippines embracing the same lands, the known TALA ESTATE. That the owner heirs did not opposed it if its benefits would really goes to the government itself and to its citizens' welfare that it don't necessitate to defraud any one to attain such interest that some government officials have been doing to achieve their ulterior agendas.

But circumvention of truth and legitimate origin becomes rampant as bread and butter of selected parties. It deviated from people's economic advancement, that once upon the time Don Esteban Benitez Tallano had been cheered to disregard his interest of ownership over vast estate for that reason of allocating it for the welfare of general public. And to the extent of providing sustenance for the paramount needs of those members of judiciary and its law enforcement agencies, those that turned too old in serving the government. That there lives have been serves for at the expense of public service without any demand for higher compensation which for them is nothing more than what they aspired except for only enhancement of social, political and economic stability of this society of ours with ultimate vision for peace and order atmosphere that we must have experience equally under this democratic institution, which we relied there on, for our guaranteed security since the birth of this First Republic.

Contradictory to this, the baseless charge of the petitioner' Republic embodied in its original complaint the TALA ESTATE OWNER, PRINCE LACAN ULRIJAL BOLKIAH TAGEAN TALLANO was FRIAR that necessitate to escheat such vast estate its land title OCT No.T 01-4 duly registered in such name on OCT 3, 1904, under torrents system in accordance with R.A.496 (marked as ANNEX A) which incorporated as one among the offered evidences with the petition filed by the Republic Philippines. That said heirs of these Friars was

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nowhere to be found in this portion of the globe but, said claims was deliberately abandoned instead they re-aligned their allegations such vast TALA ESTATE has been embraced by several land titles of the Friars that were stayed in the Philippines during Spanish era like those mentioned above.

In the position of the defendant/respondent, the TALLANO HEIRS, they rebutted in the escheatment complaint filed by the petitioner, the Republic which claimed before that one of the heirs was PRINCE JULIAN MCLEOD TALLANO also a FRIAR who died in Jaro, Iloilo, right after he (PRINCE JULIAN MCLEOD) TALLANO awarded a parcel of land portion of said vast estate, to one of his relatives and Encomienderos, DON BENITO LIZAREZ, the second cousin of BENITO AGUSTIN TALLANO have no single evidence that had been presented to prove said predecessors of the Judicial Administrator are FRIARS.

The Court had observed such issues brought out against the petitioner which deviated from their original position is not an obviation from material fact that the TALA Estate owners are friars and neither belong to religious group. They changed their context anew. They alleged the owner of those parcels of lands covered by aforementioned land titles were Friars. And were the one that made re-conveyance of that lands to and in favour of the Republic of the Philippines. They alleged Benito Agustin Tallano, the father of the young and newly invested Prince of the Royal Family, Prince Julian Morden Tallano, who were as well allegedly died during World War II along their predecessors, DON ESTEBAN BENITEZ TALLANO, GREGORIO MADRIGAL ACOP, DON ANNACLETO MADRIGAL ACOP, DON BARTOLOME PIEDAD, DONA FRANCISCA TALLANO LOLOYMBOY, DONA MARIA TALLANO DE PANDI, RAJA MALINTA DE MARILAO VALENZUELA, who were also Friars which said allegations are mere hearsay that needs to be expunged from the record to simplify the issue rather than allow to be aggravated such adulterated positions of the petitioner Republic of the Philippines.

That they fraudulently revising out of several circumstantial history to support their wavering claims that the TALLANO CLAN although was the owner of said subject vast estate, the same, it was already re-conveyed in principle to the Republic of the Philippines by reasons the Royal Families left the earth on Sine Libres and no single heir survived.

That said ESCHEATMENT PETITION due to un-credible reason of their failures of disproving the allege existence of the legitimate heirs of the TALA ESTATE OWNERS, the case was dismissed with cost and exemplary damages had been awarded and be enforced its payment amounting to P3 billion pesos with incremental interest 7% p.a. until it would be fully paid by the petitioner which its dis-positive portion of said Decision read as follows: (Quote)

WHEREFORE, ESCHEATMENT against the TALA (TALLANO) ESTATE OWNERS and their heirs is hereby DISMISSED. And finding the petitioner, Republic of the Philippines' action was devoid of merit. It appearing that the applicant itself, now the same petitioner, for new registration of land title intend to embrace the same land in its name, the Republic of the Philippines, represented by its President, His Excellency, President Ferdinand E. Marcos and its Solicitor General at the conspiracy of the LRC Commissioner is illegal. That by reasons of circumvention of facts and circumstances, with falsification of Public documents, attuned to the illegal issuance of titles aforementioned without the mercy of the judicial court that have a proper jurisdiction to settle

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such controversy. And as supportive by distorted vital entries appeared in the subject documents that were presented by said petitioner as evidences in obtaining the order for registration of their title in their name is hereto is, as well, anomalous.

As soon as this decision shall become final, let the pending Writ of EXECUTION and corresponding application for the issuance of Writ of Preliminary Prohibitory Mandatory Injunction making the Temporary Restraining Order that has been issued be permanent, as prayed for by the defendant/respondent- Intervenor/Prince Julian Morden Tallano represented by his Atty. In Fact, Dr. Alejo Rizal Lopez is hereby granted. And, the same said writ, be enforced accordingly against the petitioner and all the parties/other defendants in this case and against the whole world on legal point and (for emphasis supplied) that the above entitled case is an ACTION IN RIM.

Further, this writ is enforceable after fifteen (15) years moratorium starting on the year 1992 and will be ended on 31<sup>st</sup> of December 2007, which its enforceability clause commence on January 1, 2008 until December 31, 2013 when satisfactorily securing the defendant/Intervenor and their lawful tenants/Lessee/Vendee holding document of Certificate of Sale/ Conveyance and or Certificate of Possession eligibly issued by said Court Appointed Judicial Administrator, Benito Agustin Tallano or by his successor, PRINCE JULIAN MORDEN TALLANO, from demolition and or eviction that both movant/claimants, oppositors, petitioner and or the local government unit of the place where the lots/land is/are located, and or Lawful Authority who intend to enforce said writ of eviction or demolition on legal point, that issue of possession and or ownership that have been raised by the party or parties concerns, using the aforementioned quieted land titles is moot and academic which negate the furtherance of their claim or claims over the portion of TALA ESTATE which have been meritoriously settled once and for all.

(Unquote)Relevance to and for the clear vintage of discussion, it is very illogical to appreciate one's tenor which does not conform with the tune of judicial tenet if after the finality of the decision the trial court could be disturbed, repeatedly if not endlessly confronting on the same subject matter already adjudged and conclusively determined, in the absence of certiorari and or injunction the superior court must have to issue against this inferior court upon motion of petitioner or interested party or parties to resolve both question of facts and law, if any there be, in setting aside the aforesaid Judgment rendered on 19 October 1970, that had been filed on 12<sup>th</sup> of Sept. 1988. But like this scenario, the same, was denied en-toto again by this Court for utter lack of merit and lapsed of time which ultimately showed no basis except to delay the administration of justice, instead, that must be accorded its execution for deserving litigant. And on the same grounds asserted for in this Motion in lieu of proving their allegation to show stronger reason why this court must deferred from its previous judgment which up to this time is un-acted upon to avail under the same right. It found out only the parties that were rendered the adversity of the execution of judgment which was already rested, merely, insinuating for the re-opening of the terminated case which was simply a repetitious-rehearsed allegations like as it were asserted again in this Motion for Reconsideration filed by one Henry Tolosa.

This Court warns those behind such attempts for committing mockery of justice by using court proceedings. Compromising the dignity of this Country's

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Judiciary with invariably manipulated legal remedies inveigled someone's hurricane of illegality to dominate someone's better possession than the orchestrated complainant/claimant that have no basis and without physical possession and on neither of the probity of possessory de juri which is beyond accepted jurisprudence designed only to the exploitation of one's real properties that never belong to the manipulator. The Court must have to rid of such diversification tactics in substitute of the judgment already rendered for quiet sometime in favour of the TALLANO CLAN and its heirs, which was already became final and executory. And in fact it was partially executed for and against the movants-oppositions and other parties implicated and who have submitted themselves to the jurisdiction of this court.

Further, it only turns apparent that another attempts of the oppositions to twist the people's last bastion of justice, that had been insinuating an ill motive in this Court. These are works of those that have stronger power and influence in the government, whose obsession are nothing but for personal interest. This is un-availing under blessing of fair judicial wisdom just to resist the enforcement of Judgment that this Court had issued on 19 October 1970 in the matter of an attempt of reconstituting the titles of allege FRIAR LANDS embracing OCT No.543 under Decree No.4974 which along with many OCT(s) these were also settled for the interest of Torrens System and for those who have the same interest in term of equity and justice, whose land holding location as encompassed by its Decree of Registration is far beyond what was inscribed the location on the very face of his/her land title where nowhere to be found in the said indicated location. But by manipulation, such land could be found in somewhere which is different on the face of the title that the Register of Deeds had issued to her/him that caused that following real properties are found conclusively verified portion of the TALA ESTATE as unearthed by NBI Jolly Bugarin, on the year 1968 supported by the separate investigation of the Chief of the Philippine Constabulary Crime Laboratory, Major Braulio Monge, recently, that was on the year 1987. Beside of the supporting documentary evidences in certified true copies that were submitted by OSG Antonio Barredo to the CFI Branch 28 then on 6<sup>th</sup> of May 1968, particularly, that OCT No.T-01-4 in Owner's Original Copy, in the name of Prince Lacan Ulrijal Bolkiah Taguean Tallano with several annotations, particularly, conveyances to the Heirs; PRINCE JULIAN MCLEOD TALLANO AND HIS WIFE, QUEEN LILIELOU KALANI KAMEHAMEHA, DON ESTEBAN BENITEZ TALLANO, DON GREGORIO MADRIGAL ACOP, DON ANNACLETO MADRIGAL ACOP, DON ESTEBAN BENITEZ TALLANO, DON JUAN ROXAS TALLANO, BENITO AGUSTIN TALLANO.

That TCT No.T 498 with annotations of conveyances as well with the following names DON ESTEBAN BENITEZ TALLANO, DON GREGORIO MADRIGAL ACOP, DON ANNACLETO MADRIGAL ACOP, DON ESTEBAN BENITEZ TALLANO, DON JUAN ROXAS TALLANO, BENITO AGUSTIN TALLANO embracing several thousands hectares of prime lands in Greater Manila Areas and other prime Cities and Municipalities of the Country. And in the name of DONA LOURDES TUAZON ARROYO with conveyance for an area of 2,980 hectares in Parang, Marikina Rizal, Senator Lorenzo Tanada with conveyance for an area of 700 hectares located in Sitio Lagro, Barangay Novaliches, Quezon City and with conveyance of 100 hectares in Iruhin Central, Tagaytay City, Senator Jose W. Diokno with conveyance for an area of 700 hectares in San Jose del Monte, Bulacan and another 15 hectares located Bo. Holy Spirit, Quezon City, Pinar del Rio Rizal. TCT No.T 408 with conveyance in the name of

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Senator Lorenzo Tanada and Senator Jose W. Diokno with conveyance for an area of 50,000 square meters over the reclamation area of Harry Stonehills and of Don Esteban Benitez Tallano, located along Dewey Boulevard Province of Manila then now City of Manila each as TALA ESTATE Lawyers.

That TCT No.T 408 with annotations of conveyances as well with the following names DON ESTEBAN BENITEZ TALLANO, DON GREGORIO MADRIGAL ACOP, DON ANNACLETO MADRIGAL ACOP, DON ESTEBAN BENITEZ TALLANO, DON JUAN ROXAS TALLANO, BENITO AGUSTIN TALLANO embracing several thousands hectares of prime lands in and other prime Cities and Municipalities of Greater Manila Areas. The annotation includes the 35 years since 1970 Deed of Donation in Usufruct embracing 2 hectares of commercial land located in Barangay Vitas, Tondo District, for the City Manila Government of Manila and the people of the City Government of Manila executed by Don Esteban Benitez Tallano, in honor of the donor's Compadre, Mayor Ramon Bagatsing, who extended cooperation in securing the Ancestral House of the Royal Family, which was exploited by the then First Lady Imelda Marcos into income generating theatre, she tagged by its name Metropolitan Theatre. This property has been located right in the opposite of Postal Office and Plaza Lawton, while, the rest of the area where Department of Education, Culture and Sport was formerly located containing an area of 1.5 hectares has been given by the Owner, Don Esteban Benitez Tallano as compensation to the good Mayor.

The documents of the lands hereunder likewise proved are portion of vast estate that were submitted by the Republic of the Philippines, through its Hon. Solicitor General Antonio Barredo on the year 1968 during the filing of ESCHEATMENT PETITION under LRC CIVIL Case No.997-Q CFI Branch 28 Quezon City then before it was transferred to Pasay City under the same LRC Case No. 997 which was consolidated with LRC 117 and LRC/CIVIL Case No.3957-P., as follows:

1) Land containing an area of 1,910 hectares in Barrio Baesa and Barrio Sangang Daan embracing Sitio Bago Bantay, now, Barrio Magsaysay and Sitio Pag-Asa, Sitio Piñahan and Sitio Kamias including the land that was land grabbed by Don Facundo Esquivel, where the Q-Mart have been constructed on a compromised made by the Counsel of Don Facundo Esquivel, Atty. Jose Rodriguez with Atty. Fernando Domingo to turn over said lot containing an area of 1.5 hectare which is portion of an aggregate land area of 70 hectares, to said Judicial Administrator, PRINCE JULIAN MORDEN TALLANO, under PSU 2031,Pla II 01-II-56800 inclusive II-69 at the stretch of 200 meters from point 1 to point 2 corner of Aurora Boulevard and Edsa (Hiway 54) East to West and from point 2 to point 3 by 3,500 meters more or less from corner of Edsa (Hiway 54) and Kamias Road and from South to North, point 3 to point 4 point 2,000 meters, and from West to East point 4 to point 1 point of beginning corner of Barrio Road and corner of Highway 54, now EDSA respectively, upon termination of the case finally for and in favour of the TALLANO HEIRS.

2) Another parcel of Land from the stretch of point 1 along Aurora at 700 meters from North East to point 2, Southwest corner of EDSA and Aurora Boulevard from point 2 corner of Aurora Boulevard and along EDSA (HI-WAY 54) to point 3 corner of Kamias Road, which is formerly of Barrio Piñahan, portion of TALA ESTATE containing an area of 910 hectares, inclusive of 8,379 square meters, PSU 2031,Pla II 01-II-56800 inclusive II-69, that was secured

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total land area of 857.70 hectares, PSU 2031,Pla II 01-II-56800 inclusive II-69 more or less, embracing the portion area of Alabang Muntinlupa,)

10) Tala Hacienda De Angono, Barrio San Jose Montalban, Province of Rizal in particular, containing an area of 17,884 hectares, PSU 2031,Pla II 01-II-56800 inclusive II-69 where the location of the varieties of Timber Trees like paper trees, narra, mulawen and yakal were seeded for the last 10 years since the year 1966 harvestable on the year 1986 but was raped by Marcos Cronies who denuded the forest and sold the logs and timbers disregarded the mother nature's revenge in the form of flash floods.

11) A parcel traverse from point 1 corner of Sunset Drive 3<sup>rd</sup> Gate of Brookside Subdivision, Antipolo, Province of Rizal, Antipolo Cadastree, Daang Tikling Street (now Ortigas Avenue Extension) to point 2 South East at coordinates of the stretch of 1,560 meters and from point 2 to point 3 Southwest at coordinates of 783 meters from point 3 to point 4 Northwest traversing at at coordinates of 1,760 meters and from point 4 to point 5 point traversing Northeast at coordinates of 783 meters from point 5 to point 1 point of beginning Southeast traversing at at coordinates of 200 meters containing an area of 161.68 hectares, more or less located in Antipolo, Province of Rizal, Antipolo Cadastree, PSU 2031,Pla II-242 potion of Plan II-56800.

12) Parcels of land containing an area of 80.890 square meters, more or less portion of lot in the name of Herminia Carino located in South Drive in Baguio City, covered by said Presidential Proclamation 773 PSU 2031,Pla II 01-II-56800 inclusive II-69. And another land with an area of 11,970 hectares in Green Valley, Dontogan, Baguio City, portion of TALA ESTATE evidenced by TCT No.T 01-4. PSU 2031,Pla II 01-to II-56800 inclusive II-69.

13) An Hacienda Casili de Tala 12,700 hectares PSU 2031,Pla II 01-to II-56800 inclusive II-69 of sugar/rice land located in Barangay Casili in Cabuyao and Sta., Rosa, Laguna and portion of Tagaytay City Cadastre, that by forced of Jose Yulo's Heirs and his Military cohorts had deprived the rights of the Tala Estate Farmers over the farm in Casili, Cabuyao and Sta Rosa, Laguna, including real property in Tagaytay where TALLANO FARMERS are tilling it but was maneuvered by Jose Yulo, who used his power in the Government being a Secretary of Justice with conspiracy of the TALLANO CLAN's overseer, FELINO KATIGBAK, which said real property must be restored to and in favor of the Tallano Clans, represented by its Judicial Administrator, Benito Agustin Tallano.

14) A parcels of Land containing an area of 37,970 hectares, embracing the perimeter Fence of the giant U.S. Air Force Base, formerly known as Stotsonberg, now Clark Air Force Base, the Home of 14<sup>th</sup> Fighter Wing Squadron of the United States of America, where the 4,000 hectares of such area had been awarded to Don Esteban Benitez Tallano overseer, Marciano Tayag, the now Grand Father of Cadre of CPP-KM, Ka Nilo Tayag, the same must be reverted back to said awardee to enjoy the benefits of it. This is also serves as Judicial Notice to the Whole World of the illegality and inhumane killings to the 100 Farmers of Don Esteban Benitez Tallano who were by forced were driven from the SACOBIA HACIENDA DE TALA by Marcos Military Men, where ancestral house in the said hacienda and that 15,000 mangoe trees were nourished while the said house was remodeled for more than 20 years now by said TALA ESTATE OWNERS, since the seedlings of said mango farms in the

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year 1962 while around 10,000 trunks have been planted by the farmers of the Clan with the supervision of Roger Tiglao, the relative of Don Esteban Benitez Tallano, for only 4 years old but these were all taken over by Marcos Military Men under the Command of General Fabian Ver and massacred other families-farmers-tillers who opposed the scavation over the place where the 5,000 metric tons of 12.5 kilos U.S Gold Nugget of the TALLANO ROYAL FAMILY that were kept under the House Dungeon were ferreted out to nowhere.

15) A parcel of Land containing an area of 11,800 square meters, located along Dewey Boulevard where the proposed-on going construction of Silahis Hotel owned by Owned by Rebecca Pallilio would be located whose Lawyer, ATTY. JUAN T. DAVID, had made a compromised with the Counsel of the TALA ESTATE, Atty. Virgilio Papa for the payment of said lot based on fair market value his client has been demanding to be paid to the Tala Estate Owners heirs upon termination of the case with finality to and in favor of the heirs of the TALLANO CLAN.

16) A parcel of land located in Intramuros District, originated from point 1 to point 2 N.E. along Calle Beatirio and Calle Cabildo, traversing at coordinates of a distance of 1,021 meters, bounded North East by Calle Legazpi thence from point 2 to point 3 traversing along Calle Legazpi at at coordinates of 1,315 meters South East bounded by Calle San Francisco from 3 to point 4, S. W. traversing at coordinates of 215 meters, along Calle San Francisco thence from point 4 to point 5 S. E traversing along Solana St., traversing at coordinates of 822 meters thence from point 5 to point 6 traversing along Calle Victoria S.W., traversing at at coordinates of 657 meters thence from point 6 to point 1 point of beginning g traversing at coordinates of 2,615 meters bounded on the South by Calle Beatirio, containing an area of 27,939 square meters, portion of Tallano Madrigal Acop Estate evidenced by TCT No.T 408 of the Register of Deeds of the Province of Rizal, formerly under the Province of Manila; where several title OCT No.4408 with Decree No.97227 TCT No.58101 of OCT No.4650 were found spurious and declared Null and Void by the Court of First Instance of Rizal on February 4, 1972 but remained encroaching over the lots portion of TALA ESTATE including those real properties under block 27 donated to the Archbishop of Manila and Roman Catholic Hierarchy, which the same were turned over back to lawful owner, Don Gregorio Madrigal Acop upon enforcement of Third Alias Writ of Possession recently by the Order of the Court.

That in due time this court have a conclusory reason to maintain all Original Certificate of Titles ranging from OCT No.T 01 to OCT No.T 100,000 at the helm of this government, now, petitioner, were quieted and its corresponding Decrees were declared null and void due to their supportive conclusion the land titles aforementioned are spurious in nature deserved to rid off in cognizance of the existence of said OCT No.T 01-4, that was issued longer ahead and as eldest land title than any one combined. This is the subject of the Republic of the Philippine Government cohorts in attending such diversionary tactics to forfeit said land using with purported another land titles over the same land of the TALLANO CLAN, in lieu of the said OCT No.T 01-4, TCT No.T 498 and TCT No.T 408 in the name of the petitioner if not in the name of its cohorts in disguise of ESCHEATMENT proceedings to the damage of the land owner heirs, the TALLANO Clan.

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That the lands covered by titles have been registered in the name of the Republic of the Philippines under FRIAR LANDS ACT No.1120 the allege Division of the Las Hacienda de Los Filipinas de TALA, the same said land titles have been quieted and declared null and void no probative value considering the same subject lands has been covered by torrents title as early on Oct. 3 1904 in accordance with torrents system under R.A.496 and was emanated from Propriedad de Terrenos Royal Decree 01-4 Protocol that was issued by British Governor to the Philippines, Dawson Drake in the name of said successful registrant, PRINCE LACAN ULRIJAL BOLKIAH TAGEAN TALLANO, a known owner of such ancestral dominion. This as well recognized by the United States of America, Great Britain, Royal Government of Spain and has been appearing in the TREATY OF PARIS that was signed on 10<sup>th</sup> of December 1898, which the United States demonstrated its firm stand in protecting the ancestral dominion, pursuance to paragraph 2 and 3 of Article VIII, Article IX, X, XI, XII, and inclusive of Article XIII of the Treaty, particularly the ownership and possession of the vast estate, the TALA ESTATE. This showed with the High Respect of countries signatories to the treaty by their manifestation in significance to the pronouncement of the King of England, King George III recognizing the Ancestral Right of the TALLANO ROYAL FAMILY that upheld the issuance of said OCT No.01-4 by the British Governor to the Philippines, Dawson Drake to and in the name of PRINCE LACAN ULRIJAL BOLKIAH TAGEAN TALLANO. And likewise, affirming the legitimate possession and ownership of said heirs predecessor, KING LUISONG TAGEAN TALLANO, the great son of the last successor of Mongolian Empire, King Mangu Khan, who colonized Asia and even China as appeared over the previous Land Case under RA 571 between Prince Julian McLeod Tallano and the Gobernador Cillio of the Province of Manila, Hermogenes Rodriguez, who lost his claim to said Prince Julian McLeod Tallano. And such title was pronounced by Royal Audiencia of Spain on 19 of April 1876 that supported the un-wavering noble cause of the United States of America for the inhabitants during the noble signing of such treaty. And said manifestation was read by the Secretary of the State for and in behalf of President William McKinley and of the people of the United States of America, in the City of Paris where great leaders of democratic nations including Don Esteban Benitez Tallano and his father, PRINCE JULIAN MCLEOD TALLANO were present that time in the said very significant occasion, here as follows;

(" We the People of the United States of America, for and in behalf our President, His Excellency, WILLIAM MCKINLEY, have faith in the high purposes and the noble spirit of the American people, their government and their Great President. In this crucial moment, your sentiment are our sentiments, your ideals and aims are our own, the freedoms that you are defending and for which you are willing to shed your blood are the freedoms which we cherish and for which we are willing to bleed and die. For weal or for woe, in victory or in defeat, we cast our fate with America and the great principles she is striving to uphold. We shall defend with our all this far flung frontier of American liberty and maintain untarnished honor and glory of the United States. (U.S. STATUTE AT LARGE, VOL., 30, PAGE 1754")

(unquote) Within that spirit of ideology the American had taught us during the noble days of signing of TREATY OF PARIS which was come into existence from that unchanged decisive action taken by TAGEAN (TALLANO) WARRIORS in securing dominion of their inhabitants in this once upon time we called it Isla Maharlika was based on Entry No. EDC-001-S-1565 appearing

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in the annotation of said OCT No.T 01-4 that said land title was registered in the name of KING PHILIP II by the FRIAR Provincial, Father Andres Urdaneta, but was cancelled by Her Majesty Queen of Regent of Royal Government of Spain under the same belief which the American had fought, after Her Majesty by humanitarian reasons, in the name of her August Son, Don Alfonso XIII, prevented the unnecessary shedding of blood from the inhabitants in honor of and for and in favour of King Luisong (Tagean) Tallano's son, the Nephew of the Queen of the Royal Government of Great Britain, Prince Julian McLeod Tallano, the predecessors of the heirs, the Tallano Clan in regard of previous recommendation on January 5, 1566.

Now it is very clear, there was a manifestation of new challenge has been kept such a courage for the oppressed as if a burning sword for vengeance. That it should be served as our guiding torch to be a stable nation in the Far East which our fore father had bestowed to us with American endless noble supports to the extent of sacrificing their thousand fold of American live to our soil which the whole globe had been experienced and experiencing. That American presence in every frontier of the globe is highly significant where we can trust to raise our decent un-disturb community beyond their vested interest but with valor to fight for freedom and liberty, their role they did it the same is to protect us and our ancestral domain we inherited from our concerns forefathers.

This was a gesture that we had once upon a time in the beautiful Kingdom of Hawaii where the last Monarch of the Kingdom of Queen Lilieluokalani Kamehameha and his Husband PRINCE OF REGENT, JULIAN MCLEO TALLANO had been fearlessly confronting inhumane power grabbing. But of the blending of American blood with Kenyan race the SAVE THE QUEEN episode in reality became successful not only that saved the live of the monarch leaders but of the actual avoidance of unmanageable bloodshed in the soil of Noble Kingdom, when OYANGO HUSSEIN OBAMA, unsung hero of the Island of Hawaii of 1896 and the father of the Kenyan Senior Governmental Economist, BRACK HUSSEIN OBAMA Sr. with mindless fears took a courage in his hand not only to rescue Her Majesty, and second Cousin, Queen Lydia Lilieloukalani Kamehameha and the Queen of Regent, Prince Julian McLeod Tallano but his paramount objective the safety of the people of the Island of Hawaii had without second thought penetrated the barrier whence freed the Island of Hawaii and its people from its definite conqueror. This what we miss such nobility must be treasured by us beyond envy and we have to obtain at all cost and we must have to preserve for general welfare. Yet, a matter that we have to adapt, to redo now with such bloody resistant against the dictator's successor for the same ill motive, particularly on this sacred hours of our mother land to hail its every avenue that turns darker to a brighter atmosphere where we must live in today. It would be dangerous than yester years when we failed by reason of reluctance to foster such courage. And if we remain silent and un-acted upon as a blind obedient we would be losing our patrimonial land to those, who mustering us to be their slave forever, with the conspirators of some of our government officials in exchange of the value of money for the future generation of their family and not for the Filipino citizenry. This was envisioned not by calculation but by actuarial analogy which nearer to its possibility than impossibility. And have been proven by many positive social indicators like on how the Government of China acted upon the containment of its population explosion considering that China have the biggest population not only in the orient but to the entire globe at estimated of around 1.4 billion people. While

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Philippine government officials who are behind the land scam as if in mindless state for the future of un-serve of those leaving on garbage pit for family survival. That dominion that we fought and we had secured it altogether against invaders after for more than four (4) centuries would be precisely economically and politically occupied by colonizing strangers that may render us all as squatters to our mother land, upon a designed bribery which some government official are susceptible to commit, such land loan collateral would be foreclosed by the conspiring banks for their Komentang buyers to ward our forever slavery.

In deed to recall such nobility of American Government, the Great Britain and of Government of Spain which they kept waging for global peace, unwaveringly upheld the absolute reversion of rights of the Royal King of Spain to and in favour of the King of Isla Maharlika, now, Philippines, King Luisong (Tagean) Tallano on 25<sup>th</sup> of October 1608.

That another land integral part of the evidences presented by the petitioner from the same vast estate, which had been resolved before our several generation by the Royal Audiencia both during Spanish time and of during the period of liberation to the Island by Great Britain, the same said ancestral rights was adapted by Carino case embracing land in Bagiuo City that was given to the Old Mateo Carino by now respondent-defendant's predecessor, Don Esteban Benitez Tallano, owner of said estate. Some years ago portion of it had been occupying by U.S. Military Base, now known Camp John Hay and the Clark Air Base. Beside, on 26<sup>th</sup> of April 1971 a Presidential Proclamation No.843 had been issued by His Excellency, PRESIDENT E. MARCOS, for the purpose of modifying the prior objective of such donation and acknowledged the same said Deed of Donation executed on 28<sup>th</sup> of March 1938 by Don Esteban Benitez Tallano covering the area of 808 hectares of land inclusive of the Ancestral House of the Tallano Royal Families which was renovated into a Hospital for the hansenites and for the purpose of containment of spreading leprosy in the Country as requested by then late President Manuel L. Quezon, who initiated the extension of such Tala Hospital in Culion Palawan for an area of around 150 hectares of formerly that was tagged as EMPIRE REASORT DE TALA in honor of the last Army of MADJAPAHET EMPIRE, headed then by Prince Julian McLeod Tallano.

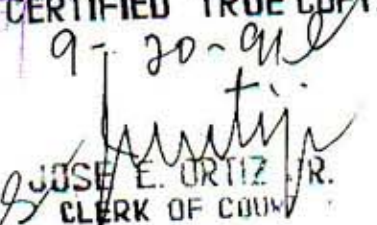
Recuperating the prolong lingering of injustice prejudicing the TALA ESTATE HEIRS, which they have been confronting as brought about by the circumvention of facts if not with direct connivance of the Land Registration Authority, this court opine base on documentary evidence presented by both parties which resurfaced the allege land titles were issued on different circumstances and dates to wit; An OCT No.543 was issued on 11<sup>th</sup> day of July 1910 by TRIBUNAL DEL REGISTRO DELA PROPIEDAD through its Official, RALF E. MCFIE of the Escribano del Tribunal. While OCT No.614 with Decree No.6667 was purportedly issued as well in the name of Republic of the Philippines on June 28 1910.

That while in another incident, movant ALEJANDRO LICU allege land title was issued some time on the year 1966. On another side MR.DAVID GO's claimed the landed Plan II-242 along Daang Tikling Road adjacent to Gate III of Brookside Subd., of Cainta Cadastre, are both outside legality sufficed to affirm any mandamus would not lie neither be survived to compel the LRA to

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issue the corresponding decree of registration. And such refusal is supportive by law and universal jurisprudence.

To remind the parties, we can not blame the LRA in his all out refusal to heed the Order of this Court dated 13<sup>th</sup> of July 1989. Otherwise if to force by the stronger writ it would be unconformable to our fundamental law of the land because of such illegality beside of embarrassment that this court may regain instead of commendation. That such semblance of irregularity it can not be validated by the Judicial Court except when both parties, the aggrieved and the offender, had compromised into to settle the same feud then it becomes the law of the case and stare-decisis would be observed after it becomes final and executory. But in this point at issue of reconstituting said FRIAR LANDS TITLES, OCT No.614, OCT No. 543 and the force re-issuance of the cancelled OCT No.5091 is so clear it is outside the bound of the law and of R.A. 496, that left the judicial cavil un-turn because no one had compromised neither the Government itself had done it such unlawfull.

As it was clarified once more, as the defence of the heirs of Prince Lacan Ulrijal Bolkiah Tagean Tallano they asserted, their title that hold certificate of title under the Land Registration Act which became indefeasible is in accordance to R.A.496. They emphasized in judicial virtue the Court of First Instance can not reform its limited power or jurisdiction to entertain proceedings for the registration of the same parcels of land already covered by the certificates of title of the TALA ESTATE OWNER heirs a clear rebuttal to the Henry Tolosa's claim and petitioner point of view, the Republic. And such case it had a precedent and had been decided based in the ruling of the Highest Court of the Land in the case of Rojas, et al. v. The City of Tagaytay, et al., G.R. No. L-13333, Rojas, et al., vs. City of Tagaytay and Hon. Jimenez, 106 Phil. 512, November 24, 1959; Duran vs. Olivia, 3 SCRA 154, September 29, 1961.

The Court has nothing to rebut per se against the TALA ESTATE OWNER HEIRS for it is quite impressive part of decisions referred to. And it has been well-settled judgment pursuance to jurisprudence that a Court of First Instance has no jurisdiction to decree repeatedly for the registration of land already decreed and registered by earlier registration proceedings which construed a second decree for the same land is null and void, as shown by the aforementioned Supreme Court Rulings that nullified OCT No 01 to OCT 100,000 leaving alone the OCT No.01-4 being the paramount title of them all. This is clearer than a broad day light as we goes by within the bound of the law and order, because whence once decreed by a court of competent jurisdiction, the title to the land thus determined is already falling to a res judicata binding the whole world, the proceedings being in rem.

The court, even the Supreme Court, can not undone what had been done for quite sometime. Since it has no power in a subsequent proceeding even in the instance of fraud and within the statutory period to adjudicate the same title in favor of another person. Furthermore, the registration of the property in the name of first registrant in the Registration Book had been placed as a standing notice to the whole world that said property is already registered in the name of successful applicant, said Prince Lacan Ulrijal Bolkiah Tagean Tallano, the once a upon a time a tolerant owner of Malacanang Palace but he never lost it, while, the truth due to clandestine deals of his relative Jose Fomiento, it made it appeared he just donated it at the token of P1,000.00 wholeheartedly beyond the claim of compliment which regained by his privy.

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In another legal view, without skipping from R.A.496, the petitioner has bound with notice the land that should be applied is precluded for registration. The fact was already covered by a title so that he/she has no right whatsoever to apply for it.

Validation with judicial proceedings, the title embracing the same land covered by title that was registered ahead would contravene the very purpose of the Torrens System which the eldest is absolute title to the property and it guaranty its indefeasibility. Otherwise when pursuit beyond the Land Registration Act No.496 such proceedings rendered A Void Judgment.

As appended to the Motion in this Court, is one of the incidents to be resolved. It is the MOTION TO DISMISS filed by Henry Tolosa, his principal Antero Licu and Alejandro Licu on 2nd of April 1990. They impleaded in the motion are the heirs of Prince Lacan Ulrijal Bolkiah Tagean Tallano, Supreme Sultan Mohammad Julian Morden Tallano, LRC Commissioner Theodoro Bonifacio and Hon. OSG Sedfrey Ordenez assailing the Decision of February 4, 1972 rendered by this Court predecessor on the ground of Lack of Jurisdiction.

For clarification, on 10<sup>th</sup> of April 1990 along with TALA ESTATE HEIRS, through Counsel Lorenzo Tanada and Senator Jose W. Diokno joined by the Land Registration Commissioner and petitioner Republic of the Philippines, Through its Hon. OSG, SEDFREY ORDONEZ, filed unified opposition on the grounds of laches, moot and academic and the parties were guilty of estoppels considering that respondents Licu and Tolosa filed on 2<sup>nd</sup> of April 1990 their motion for relief from Order of default of December 10, 1989 but from that time no action had been taken up in relation to that incident nor no convincing evidence for the said relief had been filed to survive the much delayed legal remedy which was almost 240 days had passed. Another point, the defence of the movants was merely a rehearsal and repetitious of non meritorious defence in contravention with the prerequisites prescribed by Sec. 3 of the Rule 18 of the 1989 Revised Rules of Court that this court must have to take notice.

The MOTION FOR RECONSIDERATION allege that Transfer Certificate of Title (T.C.T.) No.498 issued by the Register of Deeds of Pasig, Rizal, on November 4, 1932, is spurious as manifest by the movants under following circumstances:

1) Respondents obtained T.C.T. No.T 498 by making it appear that it originated from Original Certificate of Title (O.C.T.) No.T 01-4 in the name of Prince Lacan Ulrijal Bolkiah Tagean Tallano. While the truth of the matter based on historical record Prince Lacan Ulrijal Bolkiah Tagean Tallano left the earth without issue. Beside, as appeared in the Official Gazette of 1932 only TCT No.T 498 that were issued that time it embraced Province of Manila and in some towns of Rizal, Pasig and Cainta, Taytay, Angono, Binangonan, Tagauig, Pateros, Makati, San Juan, Mandaluyong and Quezon City which out the Municipality of Antipolo.

2) However, O.C.T.No.T 01-4 was actually issued and registered pursuant to Free Patent No.014 of 1902 issued by the Governor General of the Philippine Islands, in reference not to discount, said title had been issued before hand on January 17, 1764 by British Governor in the Philippines Dawsson Drake, which was ratified only in the year 1932, covering a parcel of land described in PRE PATENT Plan F-01 under Commonwealth Act (C.A.), No. 141, situated in

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the area aforementioned with an aggregate area of only 171,789 hectares, no more no less..

On the contrary, the defense of the respondents have a mutual force that OCT. No.T 01-4 was registered to respondent' predecessor's in the name of PRINCE LACAN ULRIJAL BOLKIAH TAGEAN TALLANO in the Opecina de Cabildo in the early stage of 1764, that was on January 17, 1764 with his living successors that time in the person of his by gotten Son, Prince Julian Macleod Tallano and his wife, the Queen \*(Lydia) Lilieluokalani Kamehameha of Hawaii, the 2nd Degree of the former Kenyan Sr. Governmental Economist Barack Hussein Obama Sr. of Kenya and Hawaii. And was ratified under Mauro Law in 1886 then later was ratified by the Land Registration Court by the support of SALE PATENT CERTIFICATE No. PI-01, issued on 8 of December 1898, for being Titulo de compra which was ratified to titulo torrents upon substantial compliance of survey plan II-01 to II-56800. This Plan II01- II-56800 was resorted from the surveys undertaking by joint force of British Oceanographer and of Russian-American Geological Engineer on the year March 1761 that ended on November 28 1763. This was used as a pre-requisite set forth by the Land Registration Act. 496, as a basis of the issuance of said land title on Oct. 3 1904.

And title of the TALA ESTATE OCT No.T 01-4, that was issued on Oct. 3, 1904, it can not construed as Free Patent, per se, as alleged issued by the President of the Philippines on Oct. 3, 1904, because Free Patent Law known as Commonwealth Act (C.A.), No. 141, otherwise known as the Public Land Act took effect only on November 7, 1936. Therefore, a clear impossibility to issue the allege FREE PATENT which such allegation more on smears.

Contravene to petitioner's allegations, the Title OCT No.T 01-4 was embodied by Sales Patent in character and not FREE PATENT per se and was granted not by the President of the Philippines but British Governor Dawsson Drake on January 17, 1764 in favor of Prince Lacan Ulrijal Bolkiah Tagean Tallano. The same was affirmed by ROYAL AUDIENCIA on the year 1899 as TITULO DE COMPRA in exchange of \$20,000,000.00 US. Gold coins minted at 20,000,000 pieces at 25 grams per coins of 22 karats of gold from 1,000 tons of 12.5 U.S. Gold Nuggets as in compliance of the Cessation Treaty between Spain and the U.S.. which the TALLANO CLAN's predecessor was the one who assumed the payment of such \$20 million cessation requirement instead to wage our nation into a public auction like what happened to Mexico. In the passage of R.A 496 said OCT No.T 01-4 was dragged to another challenge with the Judicial Court under the jurisdiction of Land Registration Court which ratified said OCT No.T 01-4 from being titulo compra as Torrents Title on 17<sup>th</sup> of December 1903 with Writ of Mandamus issued by the Supreme Court commanding the Land Registration Court then to rectify the corresponding issued Land Title OCT No.01-4 which was granted on Oct 3, 1904, pursuance of R.A. 496.

Relative to the issue, it covers as well a parcel of land described in Plan PSU 204745, LRC Case No. N-4861, LRC Rec. No.N-26924 situated in Barrio Bosoboso, Mun. of Antipolo, consisting of 15,330 square meters. But due to erroneous entries that caused to embrace land in Antipolo by said OCT No.T 01-4 while its area of coverage up to the towns already mentioned by the Cadastral Court had restored the real property into correcting entries of registration that quieted all other OCT in lieu of OCT No.T 01-4 . On the basis of this Free Patent, as part of the manifestation of the petitioner HENRY TOLOSA said O.C.T. No.5091 was issued to Alejandro Licu on 2<sup>nd</sup> of February

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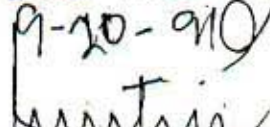
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1966, which connotes already null and void in the presence of eldest land title OCT No.T 01-4. On the same day, the nullified land titles were registered in the cancelled titles of Registration Book of the Registry of Deeds of Pasig, in Rizal, appearing on p. 71, Volume I-A.

The petitioner Republic of the Philippines through LRC Commissioner Theodoro Bonifacio and Counsel OSG, Sedfrey Ordonez presented a documents from docket section of the said agency, the LRC now LRA rebutting the allegation of the petitioner, Alejandro Licu and Henry Tolosa. In the documents were certified under oath, it appeared that there was no such thing as OCT No.5091 because it was among the many title that were automatically cancelled upon its issuance date which was appeared on the back of said OCT No.5091 and was cancelled land title on 4<sup>th</sup> of February 1966. While more than half million OCT that were issued before the war which were not salvaged during that period including OCT No.333, OCT MNo.614 and OCT No.543, beside, these were all spurious sufficient basis not to resurrect already quieted titles en toto on February 4, 1972 Judgment securing the interest of social stability and of registration under torrents system.

Beside in the interest of justice let us recall our observation that we had appeared personally from the testimonies of Mr. Alejandro Licu, to wit:

(Quoted and taken from previous Excerpts and Stenographic notes of the Court Stenographer Marivic S. Tibayan and Atty. Jose E. Ortiz, the Clerk of Court, OIC EX OFFICIO acting as Interpreter at around 10:35 a.m. 14 of August 1991, which proved Alejandro Licu testimonies became more material in the attainment of truth and justice when he was interrogated in an open Court)

Clerk of Court/ATTY. JOSE E. ORTIZ : Your Honor this is a cross examination to the Witness Alejandro Licu, a continuation of August 14 hearing on the pending Motion For Reconsideration and of Motion to Quash by reason of the allege existence of said OCT No.5091 filed by the petitioner Alejandro Licu and his privy, Henry Tolosa.

Atty.Feliciano Wycoco: Your Honor this is to shed light as to the veracity of the petitioner MR. ALEJANDRO LICU's claim, in open Court. He alleged he is the Holder of OCT No.5091 with a probative value, which necessitate him in the witness stand to testify in relation to the existence of OCT No.5091 in question which was a previous arrangement with the counsel of the movant.

Atty. Egmedion B.Castillon : Your Honor Please, for the Court to Note. The Counsel of the Respondent Tallano appearing before this Court may be not arm of authority from the respondent. Because the Counsel that representing the good client before was Ex Senator Jose W. Diokno.

Judge S. Sayo. . . Any comment from the respondent Tallano's Counsel?

Atty. Feliciano : Your Honor let me explain behind the circumstances. Due to the present ill health condition of the good Senator, I was given a WRITTEN AUTHORITY from him. Beside of being a legitimate Associate of good Senator's more than thirty (30) years Law Office to represent his Client, the TALA ESTATE OWNERS HEIRS, Spear-headed by the Court Appointed Judicial Administrator, Prince Julian Morden Tallano, whose invested title is Supreme Sultan

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ATTY EGDMEIO B. CASTILLON : Objection your Honor, the said Supreme Sultan has no personality in this Chamber of Justice to represent the TALA ESTATE OWNERS HEIRS.

ATTY. F. F. WYCOCO : Your kindly take notice the arrogance of my panero of taking a chance to bat in while I was on floor. May I move a little Court restriction to impose in this Court room to let the counsel finish his side before the counsel of other party be allowed to bat in.

JUDGE S.A.SAYO : Well... that's sparing ability of the other Counsel. Alright I sustain the Motion. Order to this Court shall be observed Counsels.

ATTY. EGMEDIO B. CASTILLON : I am sorry your Honor:

ATTY F.F. WYCOCO : Your Honor Please, let me finish my side. Now, My client, PRINCE JULIAN MORDEN TALLANO, was Invested for a higher title of Supreme Sultan on August 30, 1983 by his Royal House of Regent spearheaded by Sultan Kiram along of the rest of duly Organized Jabida Royal Liberation Forces of the Royal Family, let me, before this Honorable Court, Address him with the title of Supreme Sultan, who as well sent his ATTY IN FACT, MR. ALEJO RIZAL LOPEZ, who is now present in this Court Room armed as well with SPA issued by the Client of ATTY. JOSE W. DIOKNO & ASSOCIATES LAW OFFICE, Supreme Sultan Mohammad Julian Morden Tallano.

Atty. Egmedio B. Castillon Sr., No further comment your Honor. In fact, I just want to reiterate my stipulation with the Counsel of Respondent Tala Estate Heirs during recent hearing, provided, the right of my client over the titles in question shall be upheld when during comparison of my client's land title with respondent's land title before the LRA Deed Examiner, Adolfo Magallanes, to identify which of the titles shall be respected and, when confirmed the petitioner's title to have a probative value the respondent's title should be tear down before this court.

Judge S. Sayo... What is the pleasure of Respondent's Counsel.

Atty.Feliciano Wycoco. ...Please take note the offensive manifestation of my panero your Honor. While, in fairness, I have no objection... Your Honor... this is a Gentleman Stipulation, in order to break the rampant use of fraudulent land titles that victimize innocent parties and our fellow citizens and to the extent the Judges and Justices as lamented to me by Associate Justice Marcelo B. Fernan and Justice Munoz Palma.

These Justices were victimized by one Congressman, owner/developer of Tiera Pura and a prominent Family, owner/developer of Fil Invest I and II the former located in Tandang Sora, Quezon City and the latter located at North East of Batasan Hills and South Eastern of Barangay Silangan, and of South East of Batasan Hills, Quezon City. The worst was that even the poorest of the poor tenants of the TALA ESTATE HEIRS, who were just accommodated to live complaisantcy in their century Ranch located in Barangay Sauyo, Sitio Tandang Sora, Sitio Pinkian, Barangay Pasong Tamo Quezon City were even victimized by the heirs/privies of Domingo Roque, the former Ranch keeper of the TALLANO ROYAL Family by manipulation in conspiracy of one in the Register of Deeds of Quezon City using the cancelled land title OCT No.614 by the influence of the incumbent City Mayor. That based on the under oath affidavit of one Adolfo Magallanes, Deed Examiner of the Quezon City Register

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of Deeds said OCT No.614, OCT 333, OCT No.543, OCT No.730, OCT No.735 were many times declared null an void.

ATTY. EGMEDION B. CASTILLON.. Your Honor before this Court may we know from my panero the magnitude of the land that his Client TALA ESTATE OWNERS HEIRS have been claiming because I noticed to their mother Title OCT No.T 01-4 it embraced the whole Island of this Archipelago a matter that this Court rendered no jurisdiction to affirm the validity of said land title because of its invalidity in nature.

ATTY. FELICIANO F. WYCOCO. Your Honor, there is no law that it disregard the genuine authenticity of the land title by reason of larger size or of magnitude of its area of coverage. Beside in judicial inquiry what count the validity of such land title has not been focus to how big its area or size of its coverage but it should the authenticity of the documents supporting the ownership claim that the judicial court would have to conclusively determined, ratify and or affirm as it was ruled by the American Supreme Court in Republic/U.S. vs. Mateo Carino.

JUDGE S. C. SAYO : Counsels; the immediate belief which tend to construed some one land holding is fraudulent by reason of such rights of coverage is of the entire archipelago was many times destroyed the nation's good image and some time our luminaries from our foreign investors by reason of that ridiculous smear war. It was of that reason why they laugh us on how and the way other judges and justices had adjudge on land case like this by reason of sometime of race, color, influence and of the size of the land in question without resorting to the wisdom of the law and of the Court. My superior in the Highest Court of the land was once insulted me on resolving this case favorable to the heirs of the TALA ESTATE OWNERS by reason of his baseless slogan; accusing me of rendering judgment ratifying larger area of the land for the survived litigants, the heirs of the owners of the Tala Estate, which they called it the case was fantastic, laughable, impossible, unimaginable and assailable. But such inadvertent criticism of my Superior, had never gains supports from another 2 Associate Justices but much of their admiration on the way I responded that turned him JUGGLING CLOWN because my reason was that my conviction was based to the law, jurisprudence, circumstantial and documentary evidences besides of the conclusive findings of my predecessor whom I borrowed this courage to assert what is true in accordance to law and jurisprudence that cultures such ancestral rights we believe in enshrined to us by the Treaty of Paris. In fact I told him there is really TALA ESTATE where we anew all in our very elementary days in the college of law which said vast estate it embrace by RA. 1120. This vast ESTATE, THE TALA (TALLANO) ESTATE, or TALA ESTATE in brevity is so much better than what my superior in this Court had embraced the PIEDAD ESTATE. That later on its origin it embraced only less than hectares in Ozamis City, which caused him victimized when he purchased his glamorous house in the most publicized TIERA PURA VILLAGE which he based on beauty of cosmetic design of ambiance which blitz of beautiful european architectural design without realizing the value of its documents whether with probative value or not. Is that your attitude of attending the case of your clients you based to hearsay, gossip and illogical informatio counsel.?

ATTY. EGMEDION B. CASTILLON: I am so sorry your Honor because we have already the precedents in SAN PEDRO Case and Rodriguez Case ?

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ATTY. F. WYCOCO : That was the big mistake of the Judge that affirmed the case of Rodriguez which originated from less than half hectare in Iriga which the case was ACTION PERSONAE but it brought it here in the absence of further perusal and, the San Pedro Estate, with the same origin, it was ratified by the Supreme Court but later on because the DON MARIANO SAN PEDRO ESTATE have no origin that made the Supreme Court recalled its earlier ruling. In the case of TALA ESTATE it was the only estate that had been written in the book of law and registration court that when we perused its documents and its circumstantial history we can reach a correct conviction without acting to be more juggling comedian than the claimant if we rely to the weight of circulating gossip.

ATTY. F. WYCOCO : In the findings of two Justices Your Honor and, with the report of NBI Director Jose Toledo, the technical descriptions of the two giant villages and one proposed Myrna Subdivision were merely emanated from the TALA ( TALLANO) ESTATE OCT No.01-4. With the sad experiences of the two Justices, where their hard earned money out of their longer years of serving the people in public service, were just invested to this abusive land scam. That caused them even couched my client, SUPREME SULTAN MOHAMAD JULIAN TALLANO to lobby the law referred to ANTI FAKE LAND TITLE BILL, that will protect the legitimate land owners, the general public and to prevent our National Treasury to be a basin of indirect thievery in the pretext of Housing Program and with the use of fake land titles in the variety of transactions.

(Continuation of ATTY. F. Wycoco ) And in as much as according to the Decision of this Court and no less than the Office of Solicitor General that exposed the existence of 25 million land titles that used in the scam which usually suffers our national treasury, our Banking Industry by sucking our National Treasury's National Funds through SSS/PHHC Housing Program and Central Bank discounting window in conspiracy of some in our Land Registration Commission, with connivance of various Registers of Deeds particular in Metro Manila through the used of 25 million land titles emanated from OCT No.1 up to OCT No.100,000 inclusive of OCT No.333 OCT 543, OCT No.614, OCT No. 730, OCT No.735, OCT No.291, OCT No.355, OCT No.352, OCT No.374, OCT No.114, OCT No.1002, OCT No.174, OCT No.184, OCT No.10557, OCT No.9555, OCT No.17, OCT No.779, OCT No.994, OCT No.376, OCT No.371, OCT No.0-245, except of OCT No.01-4 which was in many instances it was proven its probity during the time of known luminaries, then former Solicitor General and then former Justice Antonio Barredo and OSG and then Former Justice Felix Makasiar, who were became significant pillars of the most noble Supreme Court of yesteryears.

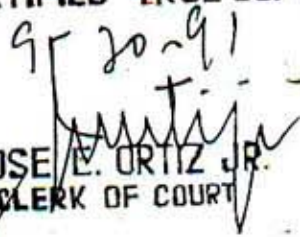
Your Honor I wish to impart anew in this Court the Under Oath Statement of ATTY. NESTOR PENA who was in many time became the subject of harassment because of his repeated refusal to issue the allege reconstituted land titles OCT No.333, OCT No.543, OCT 614, OCT 730, and OCT 735 which were as I mentioned a while ago these were among the 100,000 OCTs that were quieted, declared null and void and were finally cancelled not even by the inferior Court but even the Highest Tribunal of this land have done its very outspoken attribution. That ATTY. NESTOR PENA have been with the Register of Deeds of Quezon City, from the year 1973 to 1985 alone but his signature has been continuously exploiting up to the time when he was no longer connected with the Land Registration Authority. The SWORN AFFIDAVIT of the good member of the Bar through his ATTY. JUAN T. CORONEL had submitted

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disclosing

among

other

things:

a) During his time between 1978-to early part of 1984 he never learned that there were OCT No.614, OCT No.333, OCT 614, OCT 730, and OCT 735 that were recorded in the Real Property Registration Book.

b) What were available that time was the falsified tct(s) from falsified OCT No.543 of the Republic of the Philippines that dominated the eligible land title of TALA (TALLANO) ESTATE which were recorded in lieu of unreadable owner's original copy of TCT No.498 the torrents title that was transferred from the Register of Deeds of Rizal in Pasig to the Register of Deeds of Quezon City that covers around 271,702 hectares of land both forest and plain land but the copy of which was junked by the order of Mayor Adelina Rodriguez, resulting its reconstitution administratively in the name of Don Esteban Benitez Tallano and was transferred to Malolos, Bulacan due to its wider area of jurisdiction, that caused the immediate segregation of Malinta Estate, Lolomboy Estate and the Sta. Maria de Pandi Estate for the legitimate beneficiaries, the farmers in the communities and the residents thereof. That's all Your Honor.

Judge S. Sayo :...Alright ...Where is the witness Alejandro Licu.?

Clerk of Court/ATTY. JOSE E. ORTIZ : Alright... Any body by the name of Mr. Alejandro Licu please come and proceed to witness stand. (A male guy by the name of Alejandro Licu approached the witness stand)

Interpreter : What is your name? Alejandro Licu your Honor.

Interpreter : Do you swear to tell the truth and nothing but the truth?

Witness A. Licu ... Yes Your Honor.

Interpreter- : Please tell about your personal circumstances.

Witness A. Licu : I'm Alejandro Licu, Filipino, of legal age, and presently residing in Barangay Tanza Antipolo and farmer of big track of land.

Atty.Feliciano Wycoco. : ... With your permission Your Honor I would like to ascertain and quantify the legal characteristics of the title of the petitioner and his allegation that his land he is occupying located in Tanza I, Barangay San Jose, Municipality of Antipolo, had purchased by him on May 5, 1965 from the father of Supreme Sultan, Mohamad Julian Morden Tallano, and was applied for registration because the land public land in character which he availed the new title OCT No.5091 which he further alleged in our previous hearing the original is in his possession.

Judge S. Sayo... Go ahead Counsel.

Atty.Feliciano Wycoco. ... Mr. Witness in our recent hearing you mentioned that you are farmer and has been in possession of the original title of OCT No.5091, can you please present it now in Court ? And to whom the land that you are tilling and where is its exact location

ATTY. EGMEDIO B.CASTILLON Objection your Honor, the question profounded by my panero is misleading.

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Judge. S. Sayo : The Witness may answer?

Interpreter : Puwede daw po ninyo Sagutin Ginoong Licu.

Witness : A. Licu... I am so sorry your Honor, Wala pos a akin gang original. Ang nasa akin ay ito lamang Photostat copy ng nasabing titulo. At yung lupang sinasaka ko ay matatagpuan sa Tanza I at Tanza II, dati bahagi ng TALA HACIENDA DE ANGONO na mangahan na pag-aari ni Don Esteban Benitez Tallano, lolo ni BENITO AGUSTIN TALLANO, kung saan kay BENITO AGUSTIN TALLANO ko nabili and mahigit na 15 ektaryang kalupaan sa halagang P150,000.00 your Honor.

Interpreter : I am so sorry Your Honor. I don't have the copy of the original. What I have in my possession is mere Photostat copy of the said Title Your Honor. And the land I am tilling up to this time could be found in Tanza I, II Barangay San Jose, Antipolo. Formerly it was part of the TALA HACIENDA DE ANGONO. It was a Mango Farm before own by Don Esteban Benitez Tallano, the Grand Father of BENITO AGUSTIN TALLANO, to whom said 15 hectares I bought at the price of p150,000.00 Your Honor.

Atty. Feliciano Wycoco. ... How about the original copy that you mentioned during the hearing that it was in your possession?

Witness Licu... Actually your Honor none yet

Atty. Feliciano Wycoco. ... Why?... what happened to the original you alleged? And where this Photostat copy came from?

ATTY EGMEDION B. CASTILLON : Objection your Honor, the question is on fishing expedition.

Atty. Feliciano Wycoco, Your Honor there is no fishing expedition that my panero has been trying to prevent. I am only qualifying the witness' previous testimonies.

Judge S. Sayo : The question of the Counsel are very clear and concise. Go ahead witness Answer the Question.

Interpreter : Sagutin daw po ninyo yung tanong.

Witness/Alejandro Licu : Ito lamang po ang ibinigay sa akin ng taga Bureau of Lands Your Honor. Ang original copy ng OCT No.5091 ay kanselado po kung kaya hindi pa po maibigay sa akin ngayon Your Honor.

Interpreter. . This was given to me by the employee of Bureau of Lands of your Honor. And the ORIGINAL Copy was cancelled that is why it was not been given to me yet your Honor.

Atty. Feliciano Wycoco. ... What is the name of that employee?

Witness Licu. . . Fernando Dizon... Your Honor

Atty. Feliciano Wycoco.. . What is the position of this FERNANDO DIZON... do you remember?

Witness Licu. Yes Your Honor... He is at present a Record Custodian of the Bureau of Lands Your Honor.

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Atty.Feliciano Wycoco. ... Did you pay Mr. F.Dizon the title he gave to you?

Witness Licu. . .Yes Your Honor, P100,000.00 my initial payment Your Honor. And He advised me to take this Photostat copy temporarily while I was waiting the original copy of the title his office had been preparing and he told me I have to bring another P200,000.00 for the release of the original copy.

Atty.Feliciano Wycoco. . .What transpired next?

Atty. Atty.Feliciano Wycoco.. . .Mr. Witness did you hear me or did you understand my question?

Interpreter . . .MR. LICU. . . Ang tanong po sa inyo ni Senator Jose W. Diokno kung ano daw ang sumunod na pangyayari?

Atty. Feliciano F. Wycoco, Correction your Honor, Atty. FELICIANO F. WEYCOCO has been presently interrogating in this Court not Senator Jose. W. Diokno.

Interpreter. I am Sorry your Honor. Alright, Ginoong Licu paki sagot lang po ang tanong.

Witness Licu... Bumalik po ako at dala ko lang ang P100,000.00 upang down payment at i-follow up yung original na titulo kung yari na.

Interpreter : (Alejandro Licu's tagalog response interpreted to English) I arrived back to the office of Mr. Fernando Dizon your Honor carrying with me the amount of P100,000.00 for my partial down payment and I made follow up if ever Mr. Fernando Dizon had finish the original copy of said title your Honor.

Atty.Feliciano Wycoco...Then upon paying the amount of P100,000 as your down payment did Fernando Dizon had showed to you the original copy of the title OCT 5091?

Interpreter-. . . Ngayong binayaran mo na yung halagang P100,000.00 bilang iyung down payment ipinakita ba sa iyo yung original na kupya ng nasabing titulo?

Witness Licu...Opo Your Honor... at tinanong niya sa akin kung kailan iyung Balanseng P100, 000.00 at ang titulong ipinakita ay yung blanko at kailangan daw yung karagdagang P100, 000.00 para daw magawan ng original kasi kanselado na daw yung titulo na OCT No.5091 noon pang 1973 dahil sa kautusan ng Korte na kanselahin ang mga huwad na titulo tulad ng aking titulong hawak pagkat ang pinahalagahan ay ang tiulo ng TALA ESTATE, ang Titulo TCT No.498. Pero magagawan daw ng paraan pag nakumpleto ko na ang balance kong P100,000.00

Interpreter-... Yes Your Honor and he asked me when would I pay my balance of P100,000.00. And the title he showed to me was original blank title form that is why I need to settle my balance of P100, 000.00 for the issuance of the original copy of said OCT No.5091 because the OCT No.5091 was already cancelled since 1973 pursuant to the Order of the Court of annulling all spurious land titles like what I had. Because what the Court had recognized is the land title of the TALA ESTATE, TCT No.498. But according to him (Fernando Dizon) he can resolve the problem once I completed my balance of P100,000.00.

Atty.Feliciano Wycoco., .What happened next?

Interpreter-...Anon a raw ang sumunod na nangyari?

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Witness Licu...Nang bumalik po ako dala ko na ang pera bilang balance sa usapan namin subalit hindi na po niya tinanggap at ibinalik pa ang P50,000.00 at nagalit siya sa akin, bakit daw hindi ko sinabing natalo na ako sa mga TALLANO HEIRS. Kasama daw pala ako sa criminal Case No.27743 sa CFI Town of Pasig ng Probinsiya ng Rizal at isang nag ngangalang HENRY TOLOSA na nagbebenta ng rights sa kalupaan ng TALA ESTATE. At natalo na daw pala kami sa mga Tallano. Niloko ko daw siya at ang Opicina nila.

Interpreter- .I went back to the Office of Mr. Fernando Dizon carrying with me the amount of P100,000.00 for the payment of my balance and to follow up whether the original copy of said title had been finished by him. But he refused already to take the balance from me and he even refunded the fifty thousand from the P100,000 I paid to him in advance before. He even confronted me with anger questioning me why I did not tell the truth that we lost already to TALLANO in the Case in Pasay City. According to him I fooled him and his office where he was working.

Atty.Feliciano Wycoco..What transpired next?

Interpreter-...Ano raw ang sumunod na nangyari?

Witness : Alejandro Licu... Nagalit po ako sa panloloko niya sa akin kung kayat dumiretso ako sa Kuwarta ng Boss Nila at inireklamo ko siya.

Interpreter- (Alejandro Licu...I got angry and scolded him because he fooled me that's why I went directly to Office of His Boss and I complained Him.

Atty.Feliciano Wycoco... Then what else transpired next?

Interpreter - ...At ano raw ang ibang pang sumunod na pangyayari?

Witness Licu...Tinawag siya ng Boss niya na aking pinag reklamohan subalit ibang mukha po ang dumating ang pangalan nga ay Fernando Dizon subalit hindi siya ang Fernado Dizon na aking kausap.

Interpreter . . .He was called up personally by his boss whom, I complaint and presented him to me but I was mystified because the person whom I learned by the name of Fernando Dizon is different with the Fernando Dizon that was presented to me Your Honor.

Atty.Feliciano Wycoco. ...After you learned that the person certain Fernando Dizon's boss had presented to you was different from the person you deal and had acquainted with by the name of Fernando Dizon what had you done next.

Interpreter . Pagkatapos na malaman mo na ang iprenesenta sa iyo ng Boss ni Fernando Dizon ay iba sa nakilala at ka transaksyon mo anong sumunod na ginawa mo?

Witness/Alejandro Licu. .Kinausap ko yung aking pinagreklamohan kung puwedeng ipatawag lahat niya ang kanyang mga tauhan para makilala ko silang lahat at para malaman kung ang taong aking nakatransaksyon ay isa lamang impostor ng isang nagngangalang Fernando Dizon at pumayag naman siya your Honor.

Interpreter. (Alejandro Licu's response interpreted in English) I talked to the Boss of Fernando Dizon whom I complaint with if ever permissible to call all his staffs for my personal confrontation to in order to know whether the person that I dealt with by the name of Fernando Dizon was just impostor and he (the boss) agreed with me your Honor.

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Atty. Feliciano Wycoco. Then what happened when all the office staffs of the Higher Officer you complained with have presented to you?

Interpreter. At ano ang nagnyari nang ang lahat ng office staffs ng opisyal na pinagreklamohan mo?

Witness/Alejandro Licu.. Duon ko lang napag alaman na iyun palang ka deal ko para mai release ang titulo ng OCT 5091 ay nagngangalang Jose Santos kung kayat sa harap ko ay pinagalitan siya ng kanyang boss. At nagpaliwanag na hindi nya na nakuhang ipagtapat ang tunay niyang pangalan kasi alanganin siya sa transaksyon naming dahil kanselado na daw po your Honor yung titulong OCT 5091

Atty. Feliciano Wycoco... Then why is it you still insist in this Court and you keeps on claiming the probative value of your title despite of the fact the title in your possession have no probative value and before hand you knew already the efficacy of the Pasay City Court Judgment against your title?

Interpreter. . At bakit ipinipilit mo parin sa Korteng ito at patuloy ang iyong pag aangkin na may legal na halaga ang iyong ttitulo samantalang alam mo sa simula pa lamang ang titulo mo ay walang halaga at maging nang una paman alam mo na ang epekto ng kautusan ng hukuman ng Pasay City laban sa iyong titulo?

Witness Licu... Because I was encouraged by Jose Santos the person whom I dealt with whose name before he had introduced to me Mr. Fernando Dizon regarding big amount of take out in the amount of P1 million per hectare from Pag Ibig Mortgage and Housing Program if ever I poured squatters over the subject land where we intended for the re-issuance of cancelled OCT No.5091.

Witness Licu... Kasi po hinikayat ako ng taong nakilala kong una na Fernando Dizon kaugnay sa malaking halga na aking makukuha sa halagang P1 milyon bawat iktaryang kalupaan kung mapuno ko ng iskwater ang lupang kung saan ay nais ko muling mapa isyu ang titulo ng OCT No.5091 na kanselado na.

Atty. F. Wycoco.... Well that's all you honor so much enough and it was proven in this open Court the fraudulent characteristic of OCT No.5091, and I requested the Clerk of Court you Honor to mark this Photostat copy of OCT No.5091 as Annex 7 your Honor.

Judge Sofronio C. Sayo..Mark it.

Judge. S. Sayo. . Any re-direct for the Counsel of the petitioner?

Atty. Egmedion Castillon...No more your Honor. Any way I submit for the early resolution of the case your Honor.

Judge S. Sayo... Any Comment from the respondent's Counsel ?

Atty. Feliciano Wycoco. . I adapt the same position of the petitioner's counsel to close this controversy your Honor. Nevertheless, I would like to make a manifestation the testimonies of the witnesses together with the submitted Under Oath Affidavits of the Authority of the Bureau of Land and the LRA Examiner have been appended to the evidences that have been offered previously.

Judge S. Sayo... Alright Noted.

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(Unquote) After while of repeatesious positions of the petitioners and oppositors and, since there being no competent evidence to prove the allegations therein, In disposing of the case, the court held:

"Deliberating on the evidences as completely and clearly narrated and were presented above by the witnesses coinciding with the respondent counsel, prove beyond skeptical but with overwhelming indisputable position of the respondent/intervenor TALA ESTATE OWNERS HEIRS." And had ascertained with this long adversaries of trials the Original Certificate of Title No.T 01-4, together with the Transfer Certificate of Title No.T 498 with Transfer Certificate of Title No.T 408 all of the Registry of Deeds of the Province of Rizal in Pasig in the names of Prince Lacan Ulrijal Bolkihah Tagean Tallano, Don Esteban Benitez Tallano and Don Gregorio Madrigal Acop are conclusively determined by this Court as titles with probative values pursuance to a torrents system under R.A. 496.

It is no less significant to mention that the defendant/respondent TALA ESTATE owners heirs were in possession of the properties for more than five centuries even in the advent of Spaniard in this Island of the Philippines which said mother title derived from being Titulo Possessorio then was ratified for being a titulo de compra, then on October 3, 1904 it was registered for being titulo torrents. "With precision and clarity, the land in question is registered under the Torrens System. Under this system title of the defendants is made binding against the whole world, including the government"

That such possession of the TALLANO ROYAL FAMILY can be characterized as continuous, actual, public and adverse possession as established with competent evidence testimonial and documentary for more than 4 centuries. Undeniably even before the advent of spaniards, is more than the requirement for acquiring land under the possessory information. The required number of years is only twenty (20) years.

"Jurisprudentially, the main purpose of the Torrens System is to avoid conflicts of title in and to real estate, and to facilitate transactions relative thereto by giving the public the right to rely upon the fact of a Torrens Certificate of Title and to dispense with the need of inquiring further except when the party concerned has actual knowledge of facts and circumstances that should impel a reasonably cautious man to make such further inquiry (Capitol Subdivision, Inc. vs. Province of Negros Occidental, 7 SCRA 60; Pascua vs. Copuyoc, 77 SCRA 78).

Ruefully, they (Alejandro Licu and or His Privy, Henry Tolosa, being purchasers in good faith and for value, the posture of these defendant/respondent would certainly prevail against them for it was tersely said by many preceding cases.

'A purchaser in good faith is one who buys property of another without notice, that some other person has a right to, or interest in such property and pays a full and fair price for the same, at the time of such purchase, or before he has notice of the claim or interest of some other persons in the property.'

That the LRA reluctant to heed upon such Judicial Order even to the extent of by the writ of mandamus compelling it to issue a decree of registration is not amenable pursuance to torrents system rather than a commission of negligence or nonfeasance in the performance of its duty vested by the law. The Land Registration Authority itself is justifiable, imperative at all cost. Beside, the probable duplication of title over the same parcel of land, such issuance of

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another over the same land contravene the policy and the purpose, and thereby may possibly explore economic havoc to the nation, not only its banking industry because of such uncontrollable scam in land registration. Its total trade and commerce would be destroyed as well as the integrity of the Torrens System of Registration.

Every decree of registration shall bind the land on the place indicated thereat, and quiet title thereto, subject only to the exceptions stated in the following section. It shall be conclusive upon and against all persons, including the Insular Government and all the branches thereof, whether mentioned by name in the application, notice, or citation, or included in the general description "To all whom it may concern."

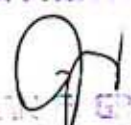
Such decree shall not be opened by reason of the absence, infancy, or other disability of any person affected thereby, nor by any proceeding in any court for reversing judgments or decrees; subject, however, to the right of any person deprived of land or of any estate or interest therein by decree of registration obtained by fraud to file in the competent Court of First Instance a petition for review within one year after entry of the decree, provided no innocent purchaser for value has acquired an interest. Upon the expiration of said term of one year, every decree or certificate of title issued in accordance with this section shall be incontrovertible. If there is any such purchaser, the decree of registration shall not be opened, but shall remain in full force and effect forever, subject only to the right of appeal hereinbefore provided within the prescription period to such action.

Provided, however, that no decree or certificate of title issued to person not party to the appeal shall be cancelled or annulled. But any person aggrieved by such decree in any case may pursue his remedy by action for damages against the applicant or any other person for fraud in procuring the decree. Whenever the phrase "innocent purchaser for value" or an equivalent phrase mentioned in this Act, it shall be deemed to include an innocent lessee, mortgagee, or other mortgagee for value. (As amended by Sec. 3, Act No. 3621; and Sec. 1, Act No. 3630, and PD 1529, Sec. 39)

In deed the TALA ESTATE, known as HACIENDA FILIPINA DE TALA had satisfactorily complied all the requirements set forth during the Land Registration Act No.496 pursuant to Torrens System and such title and possession to the land has been maintained even during the Cadastral Proceedings that no one among the holder of such allege land titles and possession other than the heirs of the owner of the TALA ESTATE upon passing the Cadastral Act 2259 survived, except, the legitimate owner heirs who was able to prove their legitimate possession to the vast estate. To proved the OSG with the assistance of the Bureau of Land they furnished this Court a micro film copy of said OCT No.T 01-4, appearing thereon, (sic) marked as Annex A, with the Decree No.01 which was amended into No.297 with Technical Description of the land ( sic) Marked as Annex B.

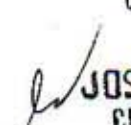
Now, by mere reason of losing the case to the legitimate heirs of the owner of vast estate, the navigator has been facing risk by trying to cross upon against the course of the big waves of the sea to the tune of defeating it overwhelmingly its natural course, or swallowing what oneself had becomes spiteful upon what he spitted out to the floor for being guiltiness which said nature of practice is illogical if not dangerous. Along the same incident when a

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litigant had presented his evidence. If it is removed from public officer it can no longer retract neither question its integrity from it when its value it favors the opposing party otherwise a recourse against said presentor would be meted out for it is harsh. And even in jurisprudence it gives its judicial wisdom to beneficially adapt for good, to wit:

These with legal reasons it necessitates to enforce such prerogative rights to serve by the heirs of TALA ESTATE OWNERS those already recognized owners of residential lots and farms who were just evicted from it by influence of those in the authority even in the absence of conclusive evidences against the legitimate tenants-beneficiaries, specifically, for the preservation of their rights. That by law should be upheld those ancestral rights rather than to witness the eventual embattle force against invading... land grabbing spree to their dominion. That in their deprived point of view, they regarded that it deem equitable to secure their ancestral land and interest by all means regardless to the spent of their blood and sweat which a primordial in character to defend it against oppression en-claved in with every individual provided for in our 1935 Constitution, a matter that we have to prevent so it necessitates to respect lawful rights of the TALA ESTATE HEIRS, whose aspiration is to provide it for those who lawfully needs it.

The ownership of the Tallano Clan over the subject real property evidenced by OCT No. T 01-4, TCT No 408 and TCT No.T 498, however, have been undoubtedly proven after long court proceedings and heavy trials of the said case that once proven no one and nobody that have better right that can determine the validity of such land title in question but simply by a Court's function vested in it.

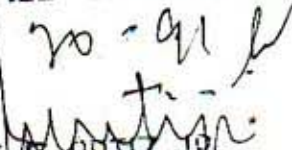
That under the admitted jurisprudence, it is the Court who have a jurisdiction to pronounce as to the validity of ownership status of the land ratifying land title for and in favor of the legitimate land owner, or whoever claimant for a parcel of land, and not of any government agencies, even the LRC and those from the Executive Branch of the Government, regardless of their position they have, and when they try, are merely usurping of power and authority of the Judges of the Judicial Court of proper jurisdiction, who have AN AUTHORITY TO DO SO, which is tantamount of abuse of discretion when not respecting the principle of "SEPARATION OF POWER" of the Executive, Judiciary and of its legislative branch. That said separation of power doctrine is the ultimate stabilizer of the nation politically, socially and economically, which are eminent rights of the people to be respected and have been enjoins every individual concerns thereto instead of transgressing of its true norm of legal conduct.

It was repeatedly pronounced by the Supreme Court that; when once a Decree of Registration is made by virtue the Torrens System, and at the same time had passed within which that Decree may be questioned, the title is perfect and cannot later on be questioned, particularly, on the stance of the TALA ESTATE LAND TITLES. The Supreme Court of the United States in a certain case, has strongly banging with his cavil the extreme of echoing once more what it said over the undeaf ears of those who deliberately could not hear, that dragging the successful litigant to an atmosphere where there would be no end to litigation if every obstinate litigant could, by repeated appeal or actions, compel a court to listen to culturing criticism on its opinions or speculate on chances from changes in its judgment. The very purpose of the TORRENS

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SYSTEM would be destroyed if the same land may be subsequently brought under second action for Registration. The lower Court has no jurisdiction to ORDER THE ISSUANCE OF A DECREE OF REGISTRATION AFTER THE AGGRIEVED PARTY HAS PERFECTED ITS APPEAL absolutely.

In view of the foregoing, it is not proper and outside the parameter of the law and commerce of man under torrents system to require the LRA to issue a decree of registration over the land already titled and registered pursuant thereto. It would, however, sustainable to avoid multiplicity of suits in term of needless delay in registration. This Court maintains its earlier findings which is more appropriate in as much as the same has been final and had been executed for so long.

"To the extent of being repetitious, this Court reiterates that a trial court or a labor arbiter can no longer change or modify a decision of the Tribunal which its judgment had long become final and executory (Acamps vs. Guino, 13 SCRA 685 (1965). In such a situation; the trial court loses jurisdiction over the case except to execute the final judgment. Any amendment or alteration made which substantially affects the final and executory judgment is null and void for lack of jurisdiction, including the entire proceedings held for that purpose (There is, therefore, no need to discuss the issues raised by the petitioner in relation to said proceedings)."

"Verily, there can be no dispute on the well settled rule that every litigation must come to an end. Access to the court is guaranteed by law. But, there must be a limit to it. Once the appellant's right has been adjudicated in a valid final judgment, as in the case at bar, he should not be granted an unbridled license to come back for another trial even at the risk of legal infirmities and errors that the judgment may contain." (Ngo Bun Tiong vs. Sayo. et al. 163 SCRA 237 (1988);

WHEREFORE, the motion for interlocutory action filed by the Republic of the Philippines is hereby DISMISSED. And, as well, the MOTION of ALEJANDRO LICU AND HENRY TOLOSA to restore their title OCT No. 5091 into the Property Registration Book and their Motion to QUASH THE THIRD ALIAS WRIT are hereby denied with cost, penalizing them with damages in the amount of P1.00 every square meter every month until they fully settled in cash to the heirs and or to the Judicial Administrator of Tala Estate. Failure to satisfy the awarded damages as prayed for an equivalent of imprisonment of one (1) month in every P5,000.00 unpaid liability shall be enforced against said parties, their privy or their successor in interest until it has been fully satisfied the awardee, the heirs of the owners of TALA ESTATE.

The same force and effect shall be applied with this Writ implementing its force and effect against Claimants; the heirs of Domingo Roque, his privy or privies and his successors in interest continuously harassing intimidating the lawful tenants of the TALA ESTATE holder of eligible documents with Certificate of Conveyance number staying/residing in and or occupying the real properties that covered by OCT No.T 01-4, TCT No.T 498 and TCT No.T 408.

Ordering the Office of the Mayor and or the Office Building Official and any of the Law Enforcement Authority including Barangay Official of Barangay Pasong Tamo to observe due respect to the Writ of Prohibitory Mandatory Injunction in lieu of MAYOR AND BUILDING PERMIT, that concern government officials refused and keeps on refusing to issue, permit and or allowing said

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Benidicto Mayo, his successor and his builder/constructor to build and or construct his house for maintenance thereto to be erected at Lot No.62 Magnolia Street, Myrna Division, Pingkian III, Barangay Pasong Tamo, Quezon City, which lot No. 62 was legally bought by him (Benedicto Mayo) from the lawful owners, the TALA ESTATE OWNERS HEIRS, provided, all the requirements set forth by the National Building Code would be complied with without recourse. Therefore, it is only justifiable for this Court to grant and hereby granted the WRIT TO CONSTRUCT AND BUILD A RESIDENTIAL HOUSE, PERMANENT STRUCTURES OR NOT to Benedicto Mayo and his Successor and or privy, otherwise, when restraint this Court will not hesitate to impose a severe penalty with damages against any one behind the obstruction of justice.

Ordering the members and officers of the Bliss Home Owners Association and, as well, those illegal occupants/tenants using ownership document/possession other than from the legitimate property owner, the TALA ESTATE OWNERS HEIRS, in maintaining his/her-their illegal possession in any room of five (5) (Bliss) Bagong Lipunan Condominium Building, located in Lot No.5 and Lot No.6 along formerly Korina street, now Himlayan Street corner of Tandang Sora Street, Barangay Pasong Tamo, Quezon City, to vacate and pay at least P10,000.00 a month per unit which will take effect immediately upon the controversy of the TALA ESTATE HEIRS, their Privies, Spouses Francisco M. Bautista and Basilisa Bautista, National Investment Dev. Corporation, Banco Filipino and its receivership Phil. National Bank, had been settled by this Court by virtue of this Writ of Prohibitory Mandatory Injunction to implement its efficacy until it would be fully satisfied for and in favour of the Heirs of the TALA (TALLANO) ESTATE OWNERS. Failure to comply this writ a penalty of P15,000.00 per month as back rental computed per unit starting on January 1989 up to the time of full compliance of this mandamus, otherwise, when, disobeyed an imprisonment of one (1) month in every unpaid P5,000.00 awarded back rental shall be enforced accordingly.

Ordering the Land Registration Authority and its concern Register of Deeds to observe and be enjoined by the mandamus to issue the corresponding segregated title embracing the segregated parcel of land portion of Tala Estate to and in favour of the heirs of the owner and or in favor of a person who legitimately obtained Deed of Reconveyance, Sale and or Deed of Donation in his/her name legitimately executed by the JUDICIAL ADMINISTRATOR, BENITO AGUSTIN TALLANO of the vast estate, the TALA ESTATE.

And Ordering, the Government of the Republic of the Philippines to observe due respect to the titles that were issued to the heirs of the land owner heirs, among of which and particularly OCT No.T 01-4, in the name of PRINCE LACAN ULRIJAL BOLKIAH TAGEAN TALLANO, TCT No.T 498 in the name of Don Esteban Benitez Tallano, TCT No. T 408 in the name of Don Gregorio Madrigal Acop and or to their successors in interest represented by their former Court Appointed Judicial Administrator, BENITO AGUSTIN TALLANO, now his successor in interest PRINCE JULIAN MORDEN TALLANO.

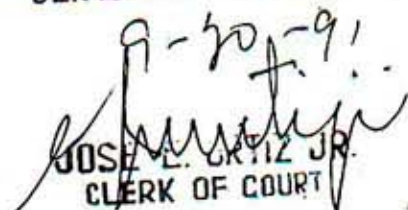
Commanding as well any Court Sheriff of MTC and or, member of Police Authority and or NBI including the Office of the Municipal/City Mayor of the town and City where the portion of vast estate is located to observe the WRIT OF PRELIMINARY MANDATORY INJUNCTION which is permanent in nature in enforcing RESTITUTORY INTERDICT and or to restore and or place the heirs of

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TALA ESTATE OWNERS, represented by Court Appointed Judicial Administrator, Prince Julian Morden Tallano or his lawful tenants/eligible representative without required bond in order to resurface justice that was concealed for quite so long without just cause except of implicating the TALA ESTATE OWNER HEIRS of mere coercive pain which this Court found no option except at warrantable recourse pursuant to the judgment already rendered to restore him and or his tenant/lessee physically to the lot and or structure where they were evicted and or demolished and or with Break Open Order to enter any building or fence to place said Judicial Administrator of the TALA ESTATE and or his lawful tenant/privy to the real properties both building and or lot with or without fence evidenced by TCT No.T 408 and TCT No.T 498 where that the TALA ESTATE HEIRS had been deprived and or lost to another by reason of stealth and strategies or of illegal squatting.

Commanding and or enjoining likewise, the Management of Manila Electric Company and Concerns Manila Water Administrator and or its local agency or Local District Offices in the localities where their line of business being Public Utility Entities are to serve the basic needs of the people, particularly, of providing the POWER AND WATER SUPPLY, which they contracted with the Government to render the same at the best and diligent services to every citizen, specifically, to the TALA ESTATE OWNERS heirs/tenants, who are victims of illegal eviction and demolition that rendered them homeless which necessitate this ORDER to enforce said RESTITUTORY INTERDICT in order to serve them with their constitutional rights to abode that required such supplemental public utility facilities (Power and Water Services) to serve to the victims of injustice without discrimination provided the corresponding payment has been equally settled for the satisfaction of such public utility Entity or Entities. This is mandatory in character which is one of the best solutions to contain power and water pilferage that often becomes an alibis of these public utilities when service charge rate intend to increase by them for recovery of such waste cost via illegality.

Commanding and or enjoining the enforcing Sheriff to observe the CEASE AND THE DESIST ORDER and refrain from enforcing ejectment, demolition and or break open to either residential or commercial structure of the affected tenants/occupants of the TALA ESTATE, where the land is covered by TCT No. T 498 and TCT No.T 408, and particularly, those living in the area of within the premises of 161.68 hectares, more or less, in Daang Tikling, now, Ortigas Ext., located in Gate 3 Brookside Subd., Cainta, Province of Rizal, under the Plan PSU 2031, Plan II 69, Decree No.297, TCT No.T 498. And those lawful tenants of the TALA ESTATE OWNERS HEIRS, living in Amparo, Village, Barangay 179, including those Living in the area of Barangay 178, Cmarin District, TALA HACIENDA, Caloocan City, the same shall be spared from demolition and or eviction.

The Sheriff of the Court, Law Enforcement Authority have been, likewise, enjoined to respect this Writ of Prohibitory Mandatory Injunction to refrain and or stop from demolishing and or evicting the tenants living in the lot along Legazpi Street, Intramuros, Manila which is allegedly covered by TCT No.123095 together its mother title OCT No.4408 with Decree No.97227 that were among 100,000 OCT(s) that were being quieted and were declared null and void embracing Lot 8 Block 30 under the claim of TAN KIAN KING.

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Enjoining as well the Court Sheriff and law Enforcement Authority of Quezon City and of Municipality of Antipolo Province of Rizal, to observe cease and desist order, refrain and be restraint to demolish and or enforce eviction against the Lawful Tenants holding of Deed of Sale and or Occupancy Permit issued legally by the Judicial Administrator of TALA ETATE OWNERS heirs residing in the area of Myrna Village, Pingkian I, II and III, Pasong Tamo, Quezon City and, more particularly, those tenants staying in the lots allegedly under the claim of Domingo Roque's heirs and successors, Ricardo and Renato Roque respectively. This includes those tenants living in the area of Sitio Tanza I, II, Barrio San Jose, Municipality of Antipolo, Province of Rizal specifically those staying in the lot under the claim of certain Henry Tolosa the same shall be spared from evicting and or demolishing their structures and or improvement thereon where the efficacy of the Prohibitory Mandatory Injunction is enforceable to secure such tenants rights, otherwise, fullest force of the law shall be dealt with accordingly against those offenders or who defy this writ.

This Writ is supplemental to a writ previously issued dated 28<sup>th</sup> of July 1990.

The validity of the WRIT OF PROHIBITORY MANDATORY INJUNCTION shall commence and enforceable on the 1<sup>st</sup> of January 2008 up to December 31, 2013 as in compromised by concern parties in open Court after the lapse of fifteen (15) years moratorium had took effect on 1<sup>st</sup> of January 1992 ending December 31 2007, respectively.

FAIL NOT, FULLEST FORCE OF THE LAW SHALL BE APLLIED AGAINST WHO VIOLATES AND DEFY THIS WRIT OF PROHIBITORY MANDATORY INJUNCTION.

SO ORDERED.

Pasay City, 19 September 1991

(Sgd.) SOFRONIO C. SAYO  
Presiding Judge

SCS/JEO



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