

CERTIFIED TRUE COPY OF ENTRY OF JUDGMENT

REPUBLIC OF THE PHILIPPINES
COURT OF FIRST INSTANCE
Seventh Judicial District
Branch 28, Pasay City

WILSON P. ORFINADA
Plaintiff

-VS-

MACARIO RODRIGUEZ AND HEIRS
THE HEIRS OF DON MIGUEL AND
HERMOGENES ANTONIO RODRIGUEZ
DONA AURORA FABILA Y CARDONA
PATRICIA TIONGSON AND RICARDO
MANOTOC, ET. AL., PONCIANO PADILLA
AND HEIRS, FELIMON AGUILAR AND HEIRS
FORTUNATO SANTIAGO AND DR. FLORO
GARCIA AND HEIRS, MARIA PANTANILLA
SANTIAGO AND HEIRS, MARCOS
ESTANISLAO AND MAURICIO DE LOS
SANTOS AND HEIRS, ANTONIO, EULALIO
AND HEIRS, DON MARIANO SAN PEDRO Y
ESTEBAN AND MARIA SOCORRO CONDRADO
AND HEIRS, FLORENCIA RODRIGUEZ AND
HEIRS, DON ESTEBAN BENITEZ TALLANO,
ENGRACIO IGNACIO SAN PEDRO AND HEIRS
THE ADMINISTRATOR OF SANTOS-PASCUAL
BICUTAN MARKET, PEDRO GREGORIO AND
AGAPITO BONSON, ET.AL., BALBINO
FRANCISCO, DAHLIA FRANCISCO AND
FRANCISCO HOME, ET.AL., PEDRO ROXAS
ESTATE AND ALLEGE HEIRS, EUGENIO
MARCELO/JUAN JOSEF AND HEIRS
SANTIAGO GARCIA AND RICARDO GARCIA
ET.AL., JOSE CUENCA AND HEIRS,
MARIANO NONES AND HEIRS
ORTIGAS AND COMPANY PARTNERSHIP
THE ADMINISTRATOR OF PASAY AND
TRIPLE ESTATES, ET.AL., THE
ADMINISTRATOR OF MARICABAN ESTATE,
ET.AL., PERPETUA AND PERFECTO
AQUINO, ET.AL., ANTONIO FEAL ET.AL.
JOSE SALVADOR, ET.AL., MAGNO
FERNANDEZ AND HEIRS, DONA LOURDES
OCHOA Y CASAL, ET.AL., SIMONA ESTATE,
ET.AL., EXEQUIEL DELA CRUZ, ET.AL.,
GERVACIO LOMBO, ET.AL., FRANCISCO
SORIANO, ET.AL., QUINTIN MEJIA AND
CATALINO ESTANISLAO, ET.AL.,
JUANA CRUZ, ET.AL., GABINO JAVIER AND
HEIRS, THE MODESTO, EULALIO, TOMAS,
APOLONIO, PEDRO, FRANCISCO, AND

) LRC/CIVIL CASE NO. 3957-P
) For: Quieting of Titles/Reconve-
) yance of Real Properties with
) Reconstitution of TCT No.
) T-498 / 408 and of OCT No. T-
) 01-4, in accordance with
) Rep. Act No. 26 in the name of
) Don Gregorio Madrigal Acop,
) Don Esteban Benitez Tallano
) and Prince Julian Macleod
) Tallano

ANTONIO CRUZ, ET.AL., RAFAEL SARAQ,)
 ET.AL., JOSE OLIVER ET.AL.,)
 DOMINADOR DE OCAMPO, ET.AL.)
 ANTONIO AQUIAL, ET.AL.,)
 FELIX AND CLAUDIO OSORIO, ET.AL.,)
 REGINO DELA CRUZ, ET.AL., GIL SANTIAGO,)
 ET.AL., MARCIANO TUAZON AND TUAZON &)
 COMPANY, ET.AL., JULIAN AND JUAN)
 FRANCISCO, ET.AL., FRANCISCO MOTORS)
 CORPORATION AND ITS ADMINISTRATOR,)
 THE PHILIPPINE SHARE CORPORATION,)
 JOSE AND ANOTONIO SUZUARIGUE, ET.AL.)
 JOSE OLIVER, ET.AL., EDURADO AND DON)
 RAMON/MARCIANO FACUNDO, ET.AL.,)
 BERNABE CARDOSO, ET.AL., TEODORO)
 LIM AND FELIX BAEZ, ET.AL., PILAR)
 DEVELOPMENT CORPORATION AND ITS)
 ADMINISTRATOR, DR. NICANOR JACINTO,)
 ET.AL., FERNANDO JACINTO STEEL MILLS,)
 INC. AND ITS ADMINISTRATOR, BONIFACIO)
 REGALADO, ET.AL., VALINTINO GAJUDO/)
 CANDIDO CLEOFAS, ET.AL., FORT WILLIAM)
 MCKINLEY (FORT BONIFACIO) AND ITS)
 ADMINISTRATOR, PNR (FORMERLY MANILA)
 RAILROAD COMPANY) THE UNIVERSITY OF)
 THE PHILIPPINES, THE PHHC (NATIONAL)
 HOUSING AUTHORITY), THE BUREAU OF)
 FORESTRY, THE BUREAU OF LANDS)
 THE COMMISSIONER OF LAND)
 REGISTRATION COMMISSION (LRC))
 THE REPUBLIC OF THE PHILIPPINES AND)
 THE HONORABLE SOLICITOR GENERAL,)
 AND TO ALL WHOM IT MAY CONCERN))
 Defendants)

BENITO A. TALLANO)
 GREGORIO MADRIGAL ACOP)
 Intervenors)

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ENTRY OF JUDGMENT

I, **JOSE E. ORTIZ**, Clerk of Court of the Regional Trial Court, Branch III, formerly COURT OF FIRST INSTANCE, Branch XXVIII, Pasay City, do hereby certify that on February 4, 1972, a DECISION WITH COMPROMISE AGREEMENT, rendered in the above entitled Case in favor of the Late Prince Julian Macleod Tallano, et.al., and the heirs, by the **HON. CFI JUDGE ENRIQUE AGANA** was filed in this office, the EFFECTUAL AND DISPOSITIVE part of which reads as follows:

Page 30 (of said Judgment) “Besides, as furtherly claimed by the government in its position paper, there were frauds in the issuance of OCT No. 369, OCT No. 222, OCT No. 614, OCT No. 543, OCT No. 820, OCT No. 333, OCT No. 777, OCT No. 730 and 735, OCT No. 466 and OCT No. 56, OCT No. 413, OCT No. 684, OCT No. 4080, OCT No. 994, OCT No. 4085, OCT No. 632, OCT No. 339,

OCT No. 564, OCT No. 393, OCT No. 291, OCT No. 160, OCT No. 844, OCT No. 847, and obviously from OCT No. 01 to OCT No. 100,000 respectively, which were declared null and void, AB INITIO. And there after, these were cancelled by this court on the Motion of the Republic of the Philippines, represented by its Hon. Solicitor General Felix Makasiar, except that OCT No. 01-4, against the unlawful owners.

Page 49, “Indeed, long before hand, ownership of the noble clans, the Tallano-Tagean Clans, over the archipelago had been concretely rectified upon the creation of the Supreme Court in the year 1580. It decided the said case under the Royal Audiencia initiated by Governor General Miguel Lopez de Legazpi in 1572, where said Royal Decree of 1572 had been issued respecting ownership of the Royal Family to the entire archipelago with exemption that the portion of the island of Mindanao be reverted back to the Noble King’s cousins; the Sultans of Mindanao led by Sultan Sinsuat, Sultan Hadji Kiram Misuari, and Sultan Serongga, now in the name of Princes Aminah Tarhata Kiram, the granddaughter of King Luisong Tagean (Tallano) the land of promise, the Island of Mindanao, that should be inherited only by their relatives, Moslem families. The creation of Royal Audiencia, establishing Supreme Court in the Philippines had been successfully done on May 5, 1883, followed by the issuance of Supreme Court Decision deciding the portion of Mindanao were absolutely owned by three (3) aforementioned Sultans allowing their Moslem brothers to own portion of land they live in with preference over their Christian brothers.”

Page 52, (1st paragraph) “The Philippine Government under LRC/CIVIL CASE NO. 3957-P, controverting the evidences of the Plaintiffs and the Defendants, namely: Macario Rodriguez and Heirs, Wilson P. Orfinada and Heirs, Fortunato Santiago and the Heirs, Pedro Roxas and the Heirs, The San Pedro de Macati, The Triple and the Pasay Estates and its Administrators, The Don Mariano San Pedro Estates and Heirs, Jose Tuazon and Lourdes Tuazon Arroyo and Heirs, Dominador de Ocampo and the Heirs, the Administrator of Maricaban Estate, Patricia Tiongson and Ricardo Manotoc, Ponciano Padilla and Heirs, et.al., during the hearing and part of government position paper and documentary evidences, including those of circumstantial and testimonial evidences which were submitted in the Sala of Honorable CFI Judge Enrique A. Agana, Branch 28, Pasay City, it re-affirmed the legitimate Claim of the Tallano supported by the following evidences, to wit:

- 1) **OCT No. T-01-4**, in Certified True Copy procured by the Office of the Solicitor General and marked as “Exhibit E-1” (back title), which said Title is in the name of Prince Lacan Tagean Tallano and the same was on file in the Hon Registry of Deeds Office in Morong, now Province of Rizal, and had been transferred to the Province of Manila and lately to the Registry of Deeds of the Province of Bulacan.
- 2) **TCT No. T-408**, in Certified True Copy, procured also by the Office of the Hon. Solicitor General in the name of Don Gregorio Madrigal Acop, issued by the Registry of Deeds of Pasig, marked as “Exhibit A-1” (back of the Title) and made as integral part of the Republic of the Philippines position paper.
- 3) **TCT No. T-498**, in Certified True Copy, in the name of Don Esteban Benitez Tallano, a Certified True Copy issued to the Office of Hon. Solicitor General by the Hon. Register of Deeds of Malolos, Bulacan Certified True Copy by the Office of Provincial Assessor in Pasig for and in the name of the Hon. Solicitor General, and marked as “Annex B” and made as integral part of the government’s position paper.
- 4) Tax Declaration of the real properties covered by TCT No. T-498, in Certified True Copy, in the name of Don Esteban Benitez Tallano issued by the Provincial Assessor of the Province of Morong, now Rizal, but it was transferred to the Provincial

Assessor of the Province of Bulacan, as requested by the Office of the Hon. Solicitor General and marked as “Exhibit C” and the same was made as integral part of the government’s position paper.

- 5) Page 54, “Certified True Copy”, of the Approved Plan II-69, Decree No. 01-4, Protocol embracing the whole archipelago of the subject real properties for and in the name of the Prince Julian Macleod Tallano covering the properties under the OCT No. 01-4, and marked as “Exhibit D”, and made as an integral part of the government’s position paper.
- 6) Certified Approved Re-surveyed Plan, PSU-2031, Decree No. 297, of the real properties under TCT No. T-408 for and in the name of Don Gregorio Madrigal Acop containing an area of 125,326.37 hectares marked as “Exhibit E” and made as an integral part hereof for the position paper of the Republic of the Philippines.
- 7) Certified Approved Re-surveyed Plan, PSU 2031, Decree No. 297 of the real properties under TCT No. T-498 for and in the name of Don Esteban Benitez Tallano, covering an area of 271,276 hectares marked as an integral part of the government’s position paper.
- 8) Cash Voucher marked as “Exhibit A-2 to A-19”, as evidence of yearly payment of rental of the Republic of the Philippines to the landowner, Don Esteban Benitez Tallano and Gregorio Madrigal Acop. Said documents were issued by the Office of the President in the year 1966, upon request of the Solicitor General and made as an integral part of the government’s position paper.
- 9) Sworn Affidavit, paragraph C, of Hon. LRC Administrator Gregorio Bilog, Jr., which was incorporated in a government’s position paper declaring that OCT No. 01-4, which was registered in the name of the Late Prince Julian Lacan Tagean Tallano forged in favor of Don Hermogenes Rodriguez.
- 10) Paragraph D of the government position paper declaring that the following OCT/TCT(s) as fraudulent of no probative value, such as OCT No. 4136, OCT No. 369, OCT No. 408, OCT No. 498, OCT No. 779, OCT No. 333, OCT No. 222, OCT No. 291, OCT No. 160, OCT No. 242, OCT No. 632, OCT No. 339, OCT No. 2410, OCT No. 393, OCT No. 543, OCT No. 549, OCT No. 847, OCT No. 730, OCT No. 735, OCT No. 614, OCT No. 529, OCT No. 291, OCT No. 994, and TCT No. 2288, TCT No. 30226, TCT No. 8037, TCT No. 56339, TCT No. 281827, TCT No. 281828, TCT No. 302226, TCT No. 409, TCT No. 478, OCT No. 01 to OCT No. 4085, except that OCT No. 01-4, which were declared NULL and VOID Ab Initio. And that OCT No. 4086 up to Oct No. 100000 which were declared Null and Void Ab Initio by LRC Administrator Antonio Noblejas and was reciprocated by circumstances and severally upheld by the Supreme Court in the later years and made as integral part of the position paper of the Republic of the Philippines.
- 11) Certification of NBI Director Jolly Bugarin, with his Sworn Statement/Affidavit marked as “Exhibit D-34”, and made as an integral part of the government position paper manifested that all land titles were fraudulent and derived from spurious origin.
- 12) SWORN AFFIDAVIT, which was incorporated in government position paper, paragraph E, of Hon. LRC Administrator Antonio Noblejas declaring that both TCT No. T-408 and TCT No. T-498 were eligible and with probative value in favor of the LANDOWNERS, DON ESTEBAN BENITEZ TALLANO and DON GREGORIO MADRIGAL ACOP, marked as “Exhibit J” and made as an integral part of the government’s position paper.

- 13) Paragraph H of the government position paper, marked as “Exhibit L” and made as integral part of government’s position paper manifesting and declaring that Royal Decree No. 1571 and July 15, 1881 and that October 26, 1894, had recognized the eligible ownership of the landowner, Prince Lacan Tagean Tallano and eventually to Prince Julian Macleod Tallano I, over the land covered by OCT No. 01-4, thereby said land had been exempted from expediciencies and/or adjustments of its area, considering that the subject land had been titled for so long under the virtue of Royal Decree No. 01-4, protocol as adopted by the Royal Audiencia in the Philippines and had recognized as well by the Philippine Commission then, considering further that subject land, the same had gone under the Trial of Republic Act No. 2259, better known as Cadastral Act of 1914, that tested the credibility of the land area and its eligible ownership over the land.
- 14) Paragraph K of the government position paper, manifested with Supreme Court Chief Justice Jose P. Laurel’s dissenting opinion, it declared all Presidential Proclamation, Executive Orders, Letter of Instructions, or Decree of any purpose or purposes have no Force and Effect over real properties covered by Torrens Titles for and in the name of private person in the absence of just compensation.
- 15) Certified True Copy of the excerpts from the Sworn Testimonies of NBI Director Jolly Bugarin before the Senate Blue Ribbon Committee, headed by then Ex-Senate President Gil Puyat, and made as an integral part of the government position paper divulging several modus operandi of those in the LRC-Bureau of Lands before in conspiracy of those influential groups in the government in the massive issuance of fake land titles affecting the Titles of the Tallano, OCT No. 01-4, TCT No. T-498 and TCT No. T-408, in the name of Don Gregorio Madrigal Acop, in favor of the land grabbers and oligarch real estate developers, as they were benefited by those who could pay lucrative sum.
- 16) Page 62 “Besides, the legal ownership rights of the Tagean-Tallano heirs are fully supported by strong evidences of ownership over the land adopting the evidences of the Republic of the Philippines, but the claim for ownership of the government and that Paragraph 1 of the government’s position paper over the same subject land has been strongly opposed under the principle of PRIUS TEMPORE PORTIUS JURI by the Tallano-Acop considering that no less than amicus curae and this Court were the one that confirmed the legitimacy of the physical evidences of the land owners, besides the allege expropriation by the government over the subject land in favor of the legal owners/heirs had not been consummated that forced the Philippine government to file a Motion for the Issuance of Separate Decision with Compromise Agreement with the lawful owners to protect the actually occupied by the government buildings and its agency offices, including local government offices and instrumentalities.”
- 17) Page 96 “Similarly, the court cannot sustain the defense of the National Government, the Heirs of Hermogenes Rodriguez, the Heirs of Mariano Severo Tuazon and Tuazon Company, including the defense of the Ortigas and Company that they were not around as party-in-interest when the Decree of the Registration over the same subject land had been conducted in proceedings since in the rule of registration, decree of registration could not be re-opened by reason of absence, minority or by reason of disability of any person adversely affected by the said decree of registration, not even by any court proceedings in court, like this for instance, for reversing such judgment but may be subjected, nevertheless, to every right of any person including the government and its branches thereof, their interest had been deprived by actual fraud, should be filed in the Court of Origin or any court of competent jurisdiction within one year after the entry of such decree instituted as registered, which patently true in a Case of Cruz vs. Del Valle, 55 O. G. P. 9901, Nov. 23, 1952, CA; Samonte Et al. Vs. Descaller, et al., 107 Phil 198 (1960).

- 18) Page 99 “Truly, the Republic of the Philippines had committed estoppel and had rebound to become not party in interest over the subject land in the presence of survivor-heirs. Occasionally, it must be obliged for re-conveyance for all the lands under its custody as illegal detainees, or in graceful sense, as trustee, for which it requires re-conveyance in favor of the principal trustor, as prescribed by the Civil Code of the Philippines.
- 19) Page 111 “Second sentence of the said Decision “. It is a universal acceptance, the Title of the land once registered under the Torrens System, is sufficient notice to the whole world because such action is AN ACTION IN Rem. All concerns, including the National Government and its agencies, should take notice of this rule that no one can plead by reasons of ignorance of registration.
- 20) Page 117, Dispositive part of said Decision

“Wherefore, in view of the Motion for the Resolution of Separate Decision with Compromise Agreement as submitted by the Republic of the Philippines thru its Hon. Solicitor General, the same had been granted and both owners and duplicate copies of the lost original of OCT No. 01-4 has been considered reconstituted with the same force and effect for and in favor of the HEIRS OF PRINCE LACAN ACUNA TAGEAN TALLANO and/or his successors in interest.”

- 21) Let this Decision with Compromise Agreement be enforced enjoining all concerned private persons and government authorities herein specified and everybody, natural or judicial person, to observe and address this Decision with Compromise Agreement observing the imprescriptibility period clause over its execution or issuance of its original and duplicate copies of OCT No. T-01-4, including its TCT No. T-408 and TCT No. T-498 and including the withdrawal of the deposited gold bullion from any government body, within/or without the archipelago, either a member of the United Nations, or any League of Foreign Nations, Federations, as long as within the bound and jurisdiction of International Court of Justice to serve for the lawful interest of the lawful beneficiaries of late Prince Julian Macleod Tallano and the whole Filipino people in general, otherwise, anyone who defies this order shall be dealt accordingly with the fullest force of the law.

SO ORDERED.

Pasay City, February 4, 1972.

And the same has, on April 4, 1972, become final and executory after the said date, no Motion for Reconsideration or Appeal had been filed.

Entered this 14th day of June 1972 in this Book of Entry of Judgments.

Issued this 14th day of September, 1982.

(Sgd) ATTY. JOSE E. ORTIZ

Clerk of Court

By:

ATTY. JOSE E. ORTIZ
Clerk of Court

Copy furnished:

Office of the President
The Republic of the Philippines
Malacañang Palace, Manila

Office of the Secretary of Justice
Padre Faura, Ermita, Manila

Office of the Solicitor General
Padre Faura, Ermita, Manila

Office of Land Registration Commission (LRC)

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