

**THE NATIONAL WATERWORKS & SEWERAGE AUTHORITY,
PLAINTIFF-APPELLANT, VS. THE MUNICIPALITY OF ALCALA,
PANGASINAN AND CESAR B. MENDOZA, MUNICIPAL MAYOR,
DEFENDANTS-APPELLEES.**

G.R. No. L-28230. January 31, 1984

Ponente: AQUINO, J.

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AQUINO, J.:

On April 12, 1965 the National Waterworks & Sewerage Authority sued the Municipality of Alcala, Pangasinan and its officials for the expropriation for P380 of its entire waterworks system.

Upon motion of the defendants, the trial court dismissed the action on the ground that the NAWASA could not expropriate property already dedicated to public use (*Guido vs. Rural Progress Administration*, 84 Phil. 847).

The NAWASA appealed Republic Act No. 1383, which created the NAWASA and which was the legal basis for its complaint in this case, was repealed by Republic Act No. 6234, effective on June 19, 1971. It created the Metropolitan Waterworks and Sewerage System and dissolved the NAWASA. (See *City of Baguio vs. Nawasa*, 106 Phil. 144 and *Municipality of Paete vs. Nawasa*, L-21576, May 29, 1970, 33 SCRA 122.)

Justice Manuel M. Lazaro, Government Corporate Counsel and Presidential Assistant for Legal Affairs, admits that this case has become moot and academic and should be dismissed.

WHEREFORE, the case is dismissed. No costs.

SO ORDERED.

Makasiar, (Chairman), Guerrero, Abad Santos, De Castro, and Escolin, JJ., concur.
Concepcion, Jr., no part.

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