

# Additional Information

Certificate of Title & Interests in Land



**LAND  
REGISTRY  
SERVICES**

9C Albert Street  
EDGEWORTH.

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH  
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FOLIO: 2/506929  
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SEARCH DATE	TIME	EDITION NO	DATE
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19/4/2018	8:50 AM	-	-

VOL 9614 FOL 196 IS THE CURRENT CERTIFICATE OF TITLE

LAND  
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LOT 2 IN DEPOSITED PLAN 506929  
AT EDGEWORTH  
LOCAL GOVERNMENT AREA LAKE MACQUARIE  
PARISH OF TERALBA COUNTY OF NORTHUMBERLAND  
TITLE DIAGRAM DP506929

FIRST SCHEDULE  
-----

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE (T J563079)

SECOND SCHEDULE (1 NOTIFICATION)  
-----

1 LAND EXCLUDES MINERALS AND IS SUBJECT TO RESERVATIONS AND  
CONDITIONS IN FAVOUR OF THE CROWN - SEE CROWN GRANT(S)

NOTATIONS  
-----

UNREGISTERED DEALINGS: NIL

\*\*\* END OF SEARCH \*\*\*



**LAND  
REGISTRY  
SERVICES**

38c Bayview Street  
WARNERS BAY.

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH  
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FOLIO: 1/651248  
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SEARCH DATE	TIME	EDITION NO	DATE
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19/4/2018	9:19 AM	-	-

VOL 10166 FOL 121 IS THE CURRENT CERTIFICATE OF TITLE

LAND  
-----

LOT 1 IN DEPOSITED PLAN 651248  
AT WARNERS BAY  
LOCAL GOVERNMENT AREA LAKE MACQUARIE  
PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND  
TITLE DIAGRAM DP651248

FIRST SCHEDULE  
-----

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE

SECOND SCHEDULE (1 NOTIFICATION)  
-----

1 LAND EXCLUDES MINERALS AND IS SUBJECT TO RESERVATIONS AND  
CONDITIONS IN FAVOUR OF THE CROWN - SEE CROWN GRANT(S)

NOTATIONS  
-----

UNREGISTERED DEALINGS: NIL

\*\*\* END OF SEARCH \*\*\*

38c Bayview Street  
WARNERS BAY.



LAND  
REGISTRY  
SERVICES

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 1/651248

SEARCH DATE	TIME	EDITION NO	DATE
19/4/2018	9:19 AM	-	-

VOL 10166 FOL 121 IS THE CURRENT CERTIFICATE OF TITLE

LAND

LOT 1 IN DEPOSITED PLAN 651248  
AT WARNERS BAY  
LOCAL GOVERNMENT AREA LAKE MACQUARIE  
PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND  
TITLE DIAGRAM DP651248

FIRST SCHEDULE

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE

SECOND SCHEDULE (1 NOTIFICATION)

1 LAND EXCLUDES MINERALS AND IS SUBJECT TO RESERVATIONS AND  
CONDITIONS IN FAVOUR OF THE CROWN - SEE CROWN GRANT(S)

NOTATIONS

UNREGISTERED DEALINGS: NIL

\*\*\* END OF SEARCH \*\*\*

A.296

PUBLIC ROADS ACT, 1902  
 PLAN OF ~~PROPOSED~~ ROAD

PAPERS: Roads 61-1094  
 LB 61-1229

Plan of public road proposed to be closed and sold to the Lake Macquarie  
 Shire Council in satisfaction of road purchase application.

PARISH KAHIBAH COUNTY NORTHUMBERLAND  
 LAND DISTRICT NEWCASTLE LAND BOARD DISTRICT MAITLAND  
 SHIRE LAKE MACQUARIE

Width of Proposed Road ..... links

SCALE 20 FEET TO AN INCH

AT WARNERS BAY

Lands proposed to be resumed for road are shown by red colour  
 Roads proposed to be closed are shown by blue colour  
 Roads proposed to be declared to be public road shown by dark brown colour

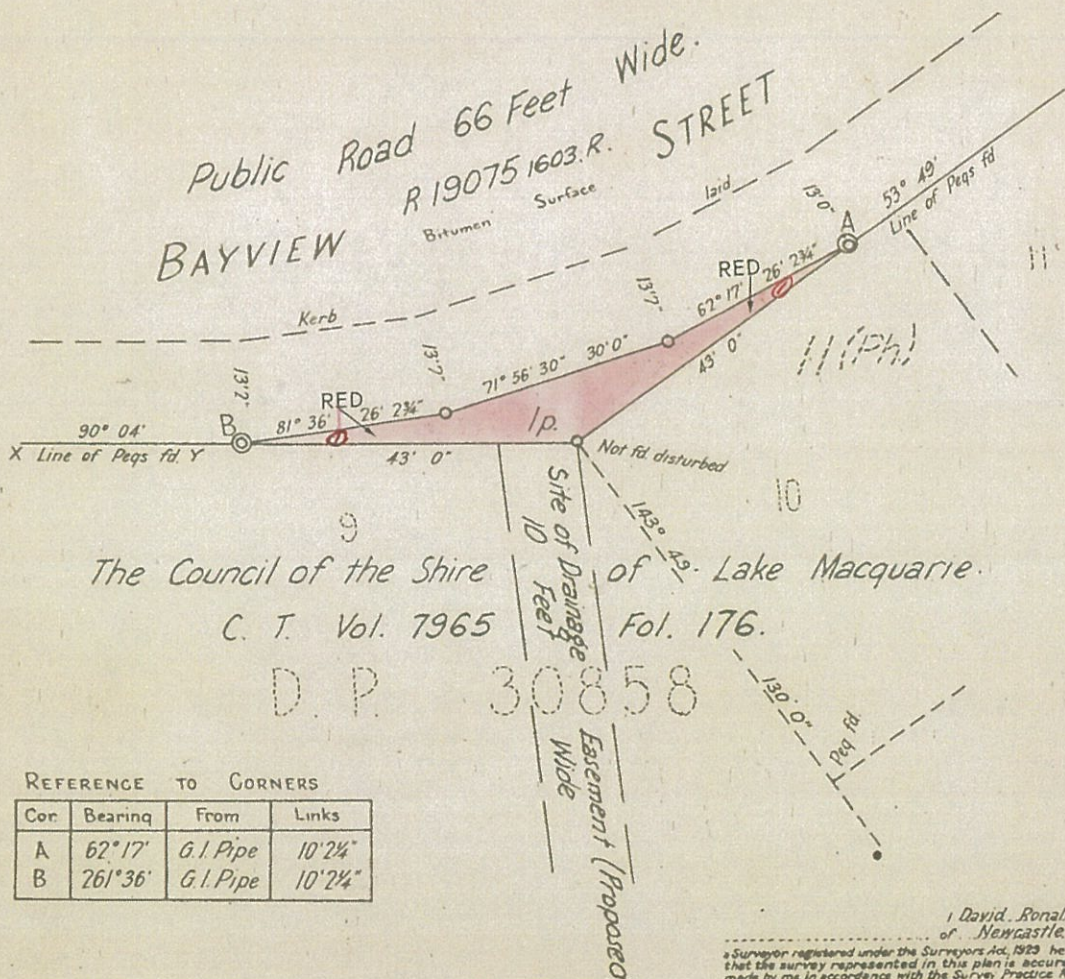
Public road proposed to be closed and sold shown by red colour.

NOTATION PLAN

Road closed. Gaz 31.7.64 fol 2396. 1p Sold to The Council of the Shire of Lake  
 Macquarie under Sec 20. P.Rds. Act. 1902. Rds 61-1094.

PLAN MICROFILMED

NO ADDITIONS OR AMENDMENTS TO BE MADE



The Council of the Shire of Lake Macquarie.  
 C. T. Vol. 7965 Fol. 176.

D. P. 30858

REFERENCE TO CORNERS

Cor.	Bearing	From	Links
A	62° 17'	G.I. Pipe	10' 2 1/4"
B	261° 36'	G.I. Pipe	10' 2 1/4"

ORIGINAL AVAILABLE

David Ronald Walpole  
 of Newcastle

A Surveyor registered under the Surveyors Act, 1923 hereby certify that the survey represented in this plan is accurate and has been made by me in accordance with the Survey Practice Regulations 1933 and the special requirements of the Department of Lands was completed on the 18th November 1960 and the reference marks have been placed as shown hereon

D. R. Walpole  
 Surveyor registered under the Surveyors Act 1923

I CERTIFY THAT THIS IS A CORRECT COPY of the original plan of survey and of all notations thereon now in my possession, I being the person having the custody thereof.

for District Surveyor, Roads Branch, 15.5.64

Transmitted to the District Surveyor with my letter of \_\_\_\_\_ No. \_\_\_\_\_  
 CHECKED & CHARTED by District Surveyor 25.1.64  
 EXAMINED by District Surveyor 3.3.1964  
 PLAN APPROVED by District Surveyor  
 Authorised Officer, 4.3.1964

AZIMUTH TAKEN FROM XY  
 FIELD BOOK LD.4220 PAGES 4....

Cat No R.28232.1603.



**LAND  
REGISTRY  
SERVICES**

37A Highfields Parade  
HIGHFIELDS.

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH  
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FOLIO: AUTO CONSOL 10035-151  
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SEARCH DATE	TIME	EDITION NO	DATE
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19/4/2018	9:07 AM	-	-

VOL 10035 FOL 151 IS THE CURRENT CERTIFICATE OF TITLE

LAND  
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LAND DESCRIBED IN SCHEDULE OF PARCELS  
LOCAL GOVERNMENT AREA LAKE MACQUARIE  
PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND  
TITLE DIAGRAM DP18348

FIRST SCHEDULE  
-----

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE

SECOND SCHEDULE (1 NOTIFICATION)  
-----

1 RESERVATIONS AND CONDITIONS IN THE CROWN GRANT(S)

NOTATIONS  
-----

UNREGISTERED DEALINGS: NIL

SCHEDULE OF PARCELS  
-----

LOTS 198-199 IN DP18348.

\*\*\* END OF SEARCH \*\*\*



**LAND  
REGISTRY  
SERVICES**

Apex Street BELMONT

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH  
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FOLIO: 41/557183  
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SEARCH DATE	TIME	EDITION NO	DATE
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18/9/2018	2:03 PM	-	-

VOL 11937 FOL 108 IS THE CURRENT CERTIFICATE OF TITLE

LAND  
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LOT 41 IN DEPOSITED PLAN 557183  
AT BELMONT  
LOCAL GOVERNMENT AREA LAKE MACQUARIE  
PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND  
TITLE DIAGRAM DP557183

FIRST SCHEDULE  
-----

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE (T N19506)

SECOND SCHEDULE (5 NOTIFICATIONS)  
-----

- 1 LAND EXCLUDES MINERALS AND IS SUBJECT TO RESERVATIONS AND CONDITIONS IN FAVOUR OF THE CROWN - SEE CROWN GRANT(S)
- \* 2 EXCEPTING THE ROAD SHOWN IN THE TITLE DIAGRAM
- 3 372914 RIGHT OF WAY APPURTENANT TO THE LAND ABOVE DESCRIBED AFFECTING THE PIECE OF LAND 50 LINKS WIDE SHOWN AS RESERVED FOR ACCESS TO WATERHOLE IN DP3562
- 4 DP557183 EASEMENT FOR ACCESS AFFECTING THE PART(S) SHOWN SO BURDENED IN THE TITLE DIAGRAM
- 5 R804604 EASEMENT FOR RISING MAIN AFFECTING THE LAND SHOWN SO BURDENED IN DP601046

NOTATIONS  
-----

UNREGISTERED DEALINGS: NIL

\*\*\* END OF SEARCH \*\*\*

NEW SOUTH WALES.

Transfer .....  
Endorsement .....  
Certificate .....  
24/9/03

37291  
372914T

MEMORANDUM OF TRANSFER

(26 Victoria No. 9.)



W. SOUTH-W. 2011

IN SIMPLE.

Dower should be negated, or the contingent interest... A statutory declaration should accompany, stating whether the Transferrer be married, and, if so, the date of marriage. If before January, 1837, the wife must execute and acknowledge release. A form for the latter purpose can be obtained at the Land Titles Office, or will be forwarded on application. If the marriage were since 1836 no dower attaches.

1 Name, residence, occupation, or other designation, in full, of Transferrer.

I, Matthew Spote Cobbin, of Belmont Lake Macquarie, Landowner

2 If a less estate, strike out "in fee simple," and interline the required alteration.

being registered as the proprietor of an Estate in fee simple<sup>b</sup> in the land hereinafter described, subject, however, to such encumbrances, liens, and interests, as are notified by memorandum

3 All subsisting encumbrances must be noted hereon. (See page 3.)

underwritten or endorsed hereon,<sup>c</sup>—in consideration of<sup>a</sup> the natural love and affection which I have for and cherish towards my daughter,

4 If the consideration be not pecuniary, alter accordingly.

Caroline Helen Brown the wife of James Brown of Belmont

5 Name, residence, occupation, or other designation of transferee.

paid to me by<sup>e</sup> Minor and for divers other good causes and considerations in hereto moving

If a minor, state of what age, and forward certificate or declaration as to date of birth. If a married woman, state name, residence, and occupation of husband.

the receipt whereof I hereby acknowledge,

f If to two or more, state whether as joint tenants or tenants in common.

do hereby transfer to the said<sup>f</sup> Caroline Helen Brown for her sole and separate use

g Area, in acres, roods, or perches.

ALL my Estate and Interest, as such registered proprietor, in ALL THAT piece of land containing<sup>g</sup>

h Parish or town, county.

eleven acres, two roods and eight perches situate<sup>h</sup> near Lake Macquarie in the Parish of Kahibah and County of Northumberland

i "The whole" or "part," as the case may be.

being<sup>i</sup> part of the land comprised in<sup>i</sup> Certificate of Title

j "Crown Grant," or "Certificate of Title."

dated 5<sup>th</sup> day of March 1892 registered volume No. 1048

k Repeat if more than one. These references will suffice, if the whole land in the grant or certificate be transferred. But if a part only (unless a plan has been deposited, in which case a reference to the No. of allotment and No. of plan will be sufficient), a description and plan will be required and may be inserted or annexed with this prefix:—"as delineated in the plan hereon [or annexed hereto] and described as follows, viz.:

folio<sup>k</sup> 69 being allotment number 4 on plan deposited in Registrar General's Office Sydney numbered 3562.

Together also with full and free right and liberty for the said Caroline Helen Brown her heirs and assigns at all times hereafter by day or by night and for all purposes with or without horses carts carriages or waggons laden or unladen, to go, pass, and repass and to drive cattle sheep and other animals along over and upon a road fifty links wide leading

Here also should be set forth any right-of-way or easement, or exception, if there be any such not fully disclosed either in the principal description or memorandum of encumbrances.

Any provision in addition to, or modification of, the covenants implied by the Act,



From the main road (Belmont to Newcastle) along  
the south boundary line of lot number One on said  
deposited plan for a distance of 15 chains 1/4 links

S: 3121

m If this instrument be signed or acknowledged before the Registrar-General or Deputy Registrar-General, or a Notary Public, a J. P., or Commissioner for Affidavits, to whom the Transferrer is known, no further authentication is required. Otherwise the ATTESTING WITNESS must appear before one of the above functionaries to make a declaration in the annexed form.

This applies only to instruments signed within the Colony. If the parties be resident without the Colony, but in any British Possession, the instrument must be signed or acknowledged before the Registrar-General or Recorder of Titles of such Possession, or before any Judge, Notary Public, Governor, Government Resident, or Chief Secretary of such Possession. If resident in the United Kingdom, then before the Mayor or Chief Officer of any Corporation, or a Notary Public. And if resident at any foreign place, then before the British Consular Officer at such place.

If the Transferrer or Transferee signs by a mark, the attestation must state "that the instrument was read over or explained to him, and that he appeared fully to understand the same."

n Repeat attestation for additional parties if required.

o For the signature of the Transferee hereto an ordinary attestation is sufficient. Unless the instrument contains some special covenant by the Transferee, his signature will be dispensed with in cases where it is established that it cannot be procured without difficulty. It is, however, always desirable to afford a clue for detecting forgery or personation, and for this reason it is essential that the signature should, if possible, be obtained.

In witness whereof, I have hereunto subscribed my name, at Newcastle  
the twentieth day of March in the year  
of our Lord one thousand eight hundred and ninety-nine

Signed in my presence by the said

Mathew Mote Cobbin

WHO IS PERSONALLY KNOWN TO ME

Thomas Torrey

Signed Thomas Torrey  
Newcastle

Matthew Mote Cobbin  
Transferrer.\*

(Who will also sign Declaration in accordance with Dower Note at the top of the 1st page.)

\* Accepted, and I hereby certify this Transfer to be correct for the purposes of the Real Property Act.

Signed in my presence by the said

Caroline Helen Brown

WHO IS PERSONALLY KNOWN TO ME

Thomas Torrey

Caroline Helen Brown  
Transferee.

(\*The above may be signed by the Solicitor, when the signature of Transferee cannot be procured. See note "o" in margin)

N.B.—Section 104 requires that the above Certificate be signed by Transferee or his Solicitor, and renders liable any person falsely or negligently certifying to a penalty of £50; also, to damages recoverable by parties injured.

See note "c," page 1.  
This, when filled up,  
should be signed by  
the Transferrer.  
A very short note of  
the particulars will  
suffice.

Reserving therout a reserve fifty Antea  
wide (for a roader trainway) as appears  
by the said plan the area of which is  
deducted from the total area.

*Matthew Mole Cobbin*

Transferrer.  
(See note p.)

FORM OF DECLARATION BY ATTESTING WITNESS.

Appeared before me at \_\_\_\_\_, the  
day of \_\_\_\_\_, one thousand eight hundred and

the attesting witness to this instrument, and declared that he personally knew  
the person signing the same, and whose signature thereto he has attested; and that the  
name purporting to be such signature of the said

\_\_\_\_\_ is his own handwriting, and that he was of  
sound mind, and freely and voluntarily signed the same.

May be made before  
either Registrar-  
General, Deputy  
Registrar-General, a  
Notary Public, J. P.,  
or Commissioner for  
A. E. Lavita.  
Not required if the  
instrument itself be  
made or acknowledged  
before one of these  
parties.  
Name of witness and  
residence.  
Name of Transferrer.  
Name of Transferrer.

Registrar-General,  
Deputy, Notary Public,  
J. P., or Commissioner

1/3 Mac 2nd 8 per Lot 14 of 3562  
Ph Khabah Co Northumberland



(Name).....  
(Address).....

Together with Right of way  
Reserving a road or tramway -

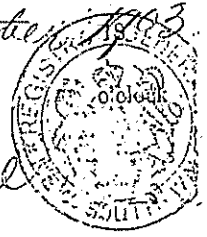
Matthew Mote Cobbin Transferror.

Caroline Helen Brown Transferee.

Particulars entered in the Register Book, Vol 10478

Folio 69

the 20 day of October 1903  
at ..... minutes .....  
in the afternoon



Deputy Registrar General.

SENT TO DRAFTING BRANCH	SEP 25 1903
RECEIVED FROM RECORDS	SEP 25 1903
DRAFT WRITTEN	21.10.03
DRAFT EXAMINED	22 do do
RETURNED TO RECORDS	23 do do
RETURNED FROM RECORDS	23.10.03
CERTIFICATE ENGROSSED	27.10.03
DIAGRAM COMPLETE	2.11.03
CERTIFICATE EXAMINED	3.11.03
ACCOUNTANT	2.11.03
DEPUTY REGISTRAR GENERAL	3.11.03
VOL. 1499	FOL. 59

37-911 to 921

SPECIAL ATTENTION IS DIRECTED TO THE FOLLOWING INFORMATION:-

No Transfer can be registered until the fees are paid.  
If a part only of the land be transferred, and it is desired to have a Certificate for the remainder, this should be stated, and a new Certificate will then be prepared on payment of an additional 20s.; but to save expense, if it be intended to make several Transfers of portions, the Certificate may remain in the Land Titles Office, either until the whole be sold, or formal application be made for a Certificate of subdividing residue.  
Rights in common must receive separate Certificates. 20s. will be required for each additional Certificate.  
Fees on Transfer are 10s., and 20s. for every new Certificate, whether issued to a Transferee or required for the residue. By the Amendment Act of 1873, the purchaser is not compelled to take out a Certificate of Title if the whole of the land is transferred, and he may have the original Title returned to him, with a memorial of his Transfer endorsed thereon, at a cost of 10s. only.  
The Transfer is complete from the moment it is recorded.  
Certificates will only be delivered on personal application of Purchasers or their Solicitors, or upon an order attested before a Magistrate.

Apex Street BELMONT



**LAND  
REGISTRY  
SERVICES**

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 1/511858

SEARCH DATE	TIME	EDITION NO	DATE
5/9/2018	11:24 AM	-	-

VOL 9947 FOL 126 IS THE CURRENT CERTIFICATE OF TITLE

LAND

LOT 1 IN DEPOSITED PLAN 511858  
 AT BELMONT  
 LOCAL GOVERNMENT AREA LAKE MACQUARIE  
 PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND  
 TITLE DIAGRAM DP511858

FIRST SCHEDULE

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE

SECOND SCHEDULE (2 NOTIFICATIONS)

- 1 LAND EXCLUDES MINERALS AND IS SUBJECT TO RESERVATIONS AND CONDITIONS IN FAVOUR OF THE CROWN - SEE CROWN GRANT(S)
- 2 EXCEPTING LAND BELOW A DEPTH FROM THE SURFACE OF 15.24 METRES OF THE 1 ROOD 2 PERCHES GRANT

NOTATIONS

UNREGISTERED DEALINGS: NIL

\*\*\* END OF SEARCH \*\*\*

Apex Street  
BELMONT
**LAND  
REGISTRY  
SERVICES**

 NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH  
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 FOLIO: 2/525267  
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SEARCH DATE	TIME	EDITION NO	DATE
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20/11/2018	2:55 PM	-	-

VOL 10636 FOL 177 IS THE CURRENT CERTIFICATE OF TITLE

 LAND  
 -----

 LOT 2 IN DEPOSITED PLAN 525267  
 AT BELMONT  
 LOCAL GOVERNMENT AREA LAKE MACQUARIE  
 PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND  
 TITLE DIAGRAM DP525267

 FIRST SCHEDULE  
 -----

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE (T K831655)

 SECOND SCHEDULE (3 NOTIFICATIONS)  
 -----

- 1 LAND EXCLUDES MINERALS AND IS SUBJECT TO RESERVATIONS AND CONDITIONS IN FAVOUR OF THE CROWN - SEE CROWN GRANT(S)
- 2 EXCEPTING LAND BELOW A DEPTH FROM THE SURFACE OF 15.24 METRES RESERVED BY CROWN GRANT OF POR 905
- 3 F146922 COVENANT

 NOTATIONS  
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UNREGISTERED DEALINGS: NIL

\*\*\* END OF SEARCH \*\*\*

Apex Street BELMONT



**LAND  
REGISTRY  
SERVICES**

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH  
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FOLIO: 2/519114  
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SEARCH DATE	TIME	EDITION NO	DATE
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18/9/2018	2:01 PM	-	-

VOL 10300 FOL 164 IS THE CURRENT CERTIFICATE OF TITLE

LAND  
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LOT 2 IN DEPOSITED PLAN 519114  
AT BELMONT  
LOCAL GOVERNMENT AREA LAKE MACQUARIE  
PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND  
TITLE DIAGRAM DP519114

FIRST SCHEDULE  
-----

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE

SECOND SCHEDULE (5 NOTIFICATIONS)  
-----

- 1 LAND EXCLUDES MINERALS (S.141 PUBLIC WORKS ACT, 1912)
- 2 LAND EXCLUDES MINERALS COMPRISED IN VOL 3898 FOL 146 AS REGARDS PART
- 3 LAND EXCLUDES MINERALS BY THE CROWN GRANT OF PORTION 31A
- 4 R804604 EASEMENT FOR RISING MAIN AFFECTING THE LAND SHOWN SO BURDENED IN DP601046
- \* 5 AE163972 EASEMENT FOR SEWERMAIN 4.0 WIDE AFFECTING THE SITE DESIGNATED (A) IN DP1062218

NOTATIONS  
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UNREGISTERED DEALINGS: NIL

\*\*\* END OF SEARCH \*\*\*

8A Kawara Place  
KAHIBAH.



LAND  
REGISTRY  
SERVICES

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 30/245090

SEARCH DATE	TIME	EDITION NO	DATE
12/6/2018	1:56 PM	-	-

VOL 12179 FOL 164 IS THE CURRENT CERTIFICATE OF TITLE

LAND

LOT 30 IN DEPOSITED PLAN 245090  
AT HIGHFIELDS  
LOCAL GOVERNMENT AREA LAKE MACQUARIE  
PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND  
TITLE DIAGRAM DP245090

FIRST SCHEDULE

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE

SECOND SCHEDULE (2 NOTIFICATIONS)

- 1 RESERVATIONS AND CONDITIONS IN THE CROWN GRANT(S)
- 2 K200000P CAVEAT BY THE REGISTRAR GENERAL FORBIDDING  
REGISTRATION OF INSTRUMENTS NOT AUTHORISED BY THE  
PROVISIONS OF THE LOCAL GOV ACT, 1919 RELATING TO  
PUBLIC RESERVES

NOTATIONS

UNREGISTERED DEALINGS: NIL

\*\*\* END OF SEARCH \*\*\*



**LAND  
REGISTRY  
SERVICES**

356A Awaba Road  
TORONTO

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH  
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FOLIO: 101/1228040  
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SEARCH DATE	TIME	EDITION NO	DATE
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19/4/2018	1:25 PM	1	8/5/2017

LAND  
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LOT 101 IN DEPOSITED PLAN 1228040  
AT TORONTO  
LOCAL GOVERNMENT AREA LAKE MACQUARIE  
PARISH OF AWABA COUNTY OF NORTHUMBERLAND  
TITLE DIAGRAM DP1228040

FIRST SCHEDULE  
-----

LAKE MACQUARIE CITY COUNCIL

SECOND SCHEDULE (8 NOTIFICATIONS)  
-----

- 1 LAND EXCLUDES MINERALS AND IS SUBJECT TO RESERVATIONS AND CONDITIONS IN FAVOUR OF THE CROWN WITHIN THE PART(S) SHOWN SO INDICATED IN THE TITLE DIAGRAM - SEE CROWN GRANT(S) AND MEMORANDUM S700000A
- 2 EXCEPTING LAND BELOW A DEPTH FROM THE SURFACE OF 20 METRES WITHIN THE PART(S) SHOWN SO INDICATED IN THE TITLE DIAGRAM - SEE GOV. GAZ. 19-3-1976 FOL. 1273
- 3 THE LAND WITHIN DESCRIBED IS PUBLIC RESERVE
- 4 DP1002247 EASEMENT TO DRAIN WATER 3 METRE(S) WIDE APPURTENANT TO THE PART(S) SHOWN SO BENEFITED IN THE TITLE DIAGRAM
- 5 DP1164349 EASEMENT TO DRAIN WATER 3 METRE(S) WIDE APPURTENANT TO THE PART(S) SHOWN SO BENEFITED IN THE TITLE DIAGRAM
- 6 DP1164349 RESTRICTION(S) ON THE USE OF LAND REFERRED TO AND NUMBERED (5) IN THE S.88B INSTRUMENT AFFECTING THE PART(S) SHOWN SO BURDENED IN THE TITLE DIAGRAM
- 7 DP1164349 EASEMENT TO DRAIN WATER 2 METRE(S) WIDE APPURTENANT TO THE PART(S) SHOWN SO BENEFITED IN THE TITLE DIAGRAM
- 8 DP1164349 RESTRICTION(S) ON THE USE OF LAND REFERRED TO AND NUMBERED (8) IN THE S.88B INSTRUMENT AFFECTING THE PART(S) SHOWN SO BURDENED IN THE TITLE DIAGRAM

NOTATIONS  
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UNREGISTERED DEALINGS: NIL



Government Gazette of the State of New South Wales (Sydney, NSW : 1901 - 2001), Friday  
19 March 1976 (No.39), page 1273

**NOTIFICATION OF VESTING OF LANDS IN PURSUANCE OF THE PROVISIONS OF SECTION 37AAA OF THE CROWN LANDS CONSOLIDATION ACT, 1913**

IN pursuance of the subject provisions, I, COLIN MURRAY FISHER, Minister for Lands, being of the opinion that—

- (a) the lands described in each Part of the First, Second, Third and Fourth Schedules hereto are respectively a public reserve within the meaning of the Local Government Act, 1919; and
- (b) it is proper that, having regard to the purpose (if any) for which the lands described in each of the Parts are used, those lands should be respectively vested in the council specified in each Schedule,

do, by this notification, respectively vest the lands described in each of those Schedules in the council specified therein for an estate in fee simple subject to the following reservations and exceptions unto Her Majesty, Elizabeth the Second, by the Grace of God Queen of Australia and Her Other Realms and Territories, Head of the Commonwealth, Her Heirs and Successors of—

- (i) all minerals which those lands contain with full power and authority for Her Majesty, Her Heirs and Successors and such person or persons as shall from time to time be authorized by Her Majesty, Her Heirs or Successors to enter upon those lands and to search for, mine, dig and remove those minerals;
- (ii) all such parts and so much of those lands as may hereafter be required for public ways in over and through the same to be set out by His Excellency the Governor for the time being of the State of New South Wales or some person by him authorised in that respect with full power for Her Majesty, Her Heirs and Successors and for His Excellency the Governor as aforesaid, by such person or persons as shall be by Her Majesty, Her Heirs or Successors or His Excellency the Governor as aforesaid, authorized in that behalf to make and conduct all such public ways; and
- (iii) the right of full and free ingress, egress and regress into, out of and upon those lands for the several purposes aforesaid or any of them.

The area of the lands described in each Part of the First.

Government Gazette of the State of New South Wales (Sydney, NSW : 1901 - 2001), Friday  
19 March 1976 (No.39), page 1273

The area of the lands described in each Part of the First, Second, Third and Fourth Schedules is limited to the surface and to a depth of 20 metres below the surface.

The Lands described in each Part of the First, Second, Third and Fourth Schedules hereto are respectively declared to be a public reserve for the purposes of the Local Government Act, 1919 .

This notification shall take effect on and from the date of publication of this Gazette.

Signed at Sydney this 27th day of February, 1976.

C. M. FISHER, Minister for Lands.

V.S. No. 13

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### FIRST SCHEDULE

#### Part 1

##### *Land District and City—Maitland*

Parish Maitland, County Northumberland, 7 335 square metres, in the Town of East Maitland, being the land bounded by Porter Avenue, Lawes Street, Brunswick Street and allotment 8, section 39 (Reserve 73956, for Public Recreation, notified 5th January, 1951). Plan N. 72-1367.

#### Part 2

##### *Land District and City—Maitland*

Parish Maitland, County Northumberland, 4.179 square metres, at Green Hills, being portion 399 (Reserve 88793, for Public Recreation, notified 8th December, 1972). Plan N. 8986-2111. Pks 76-144.

The lands in this Schedule are vested in The Council of the City of Maitland.

### SECOND SCHEDULE

#### Part 1

##### *Land District—Newcastle; Shire—Lake Macquarie*

Parish Teralba, County Northumberland, 12.902 hectares (including easements), at Wakefield, being portion 137, and land bounded by portions 137 and 4, and public road (Reserve 64581, for Public Recreation, notified 8th June, 1934). Plan N. 8932-2111.

#### Part 2

##### *Land District—Newcastle; Shire—Lake Macquarie*

Government Gazette of the State of New South Wales (Sydney, NSW : 1901 - 2001), Friday 19 March 1976 (No.39), page 1273

*Land District—Newcastle; Shire—Lake Macquarie*

Parish Kahibah, County Northumberland, 4.66 hectares (including easements), at Charlestown, being portion 23 (Reserve 37457, for Public Recreation, notified 19th March, 1904). Plan N. 3797-2111.

**Part 3**

*Land District—Newcastle; Shire—Lake Macquarie*

Parish Awaba, County Northumberland, 2.365 hectares, at Fassifern, being portion 259 (Reserve 55473, for Public Recreation notified 2nd June, 1922). Plan N. 5949-2111.

**Part 4**

*Land District—Newcastle; Shire—Lake Macquarie*

Parish Kahibah, County Northumberland, 1 227 square metres, at Blacksmiths, being allotment 16, section 11 (Reserve 83020, for Children's Playground, notified 27th January, 1961). Plan N. 8111-2111R.

**Part 5**

*Land District—Newcastle; Shire—Lake Macquarie*

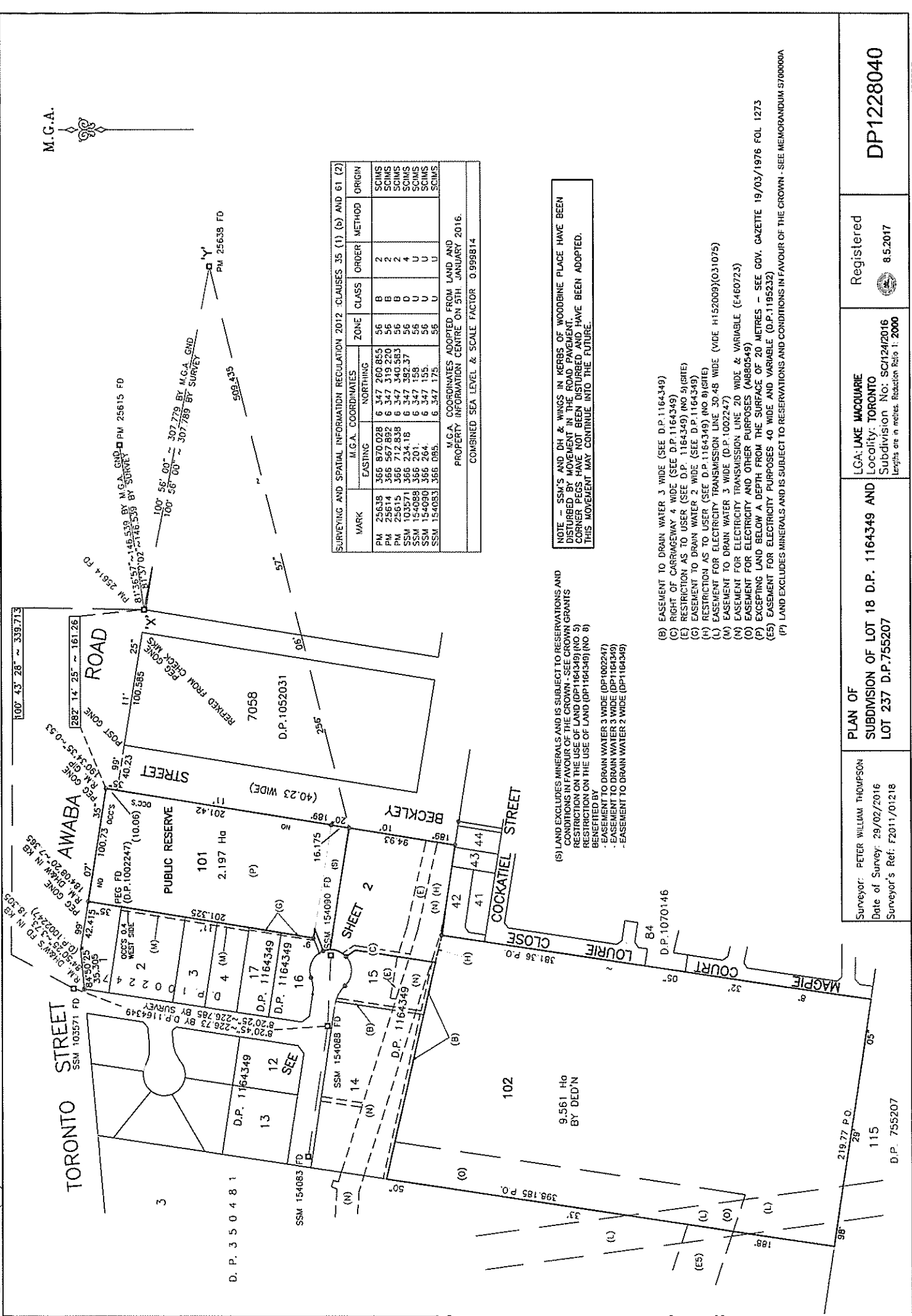
Parish Kahibah, County Northumberland, 1 530.2 square metres (in seven parts), at Gateshead, being lands bounded by (i) allotments 3 and 4, section 35, Stafford Close and Hazelton Grove; (ii) portion 426, allotment 16, section 35 and Alveston Close; (iii) allotments 14 and 15, section 35 and Alveston Close; (iv) allotments 1 and 2, section 36, and Alveston Close; (v) allotments 3 and 4, section 36 and Alveston Close; (vi) allotments 5 and 6, section 36 and Alveston Close; (vii) allotments 8 and 9, section 36, Hazelton Grove and Birkwood Street (Reserve 88800, for Plantation, notified 15th December, 1972). Plan N. 8909-2111.

**Part 6**

*Land District—Newcastle; Shire—Lake Macquarie*

Parish Awaba, County Northumberland, 2.023 hectares, at Toronto, being portion 237 (Reserve 83604, for Public Recreation, notified 1st December, 1961). Plan N. 4784-2111. Pks 76-144.

The lands in this Schedule are vested in The Council of the Shire of Lake Macquarie.



SURVEYING AND SPATIAL INFORMATION REGULATION 2012 CLAUSES 35 (1) (b) AND 61 (2)

MARK	M.G.A. COORDINATES		ZONE	CLASS	ORDER	METHOD	ORIGIN
	EASTING	NORTHING					
PM 25638	366 870 028	6 347 260 855	56	B	2		SCMS
PM 25614	366 567 892	6 347 319 220	56	B	2		SCMS
PM 25615	366 712 838	6 347 340 583	56	B	2		SCMS
SSM 103571	366 234 18	6 347 392 37	56	D	4		SCMS
SSM 154088	366 201	6 347 158	56	U	U		SCMS
SSM 154090	366 264	6 347 155	56	U	U		SCMS
SSM 154093	366 085	6 347 175	56	U	U		SCMS

M.G.A. COORDINATES ADOPTED FROM LAND AND PROPERTY INFORMATION CENTRE ON 5TH JANUARY 2016.  
 COMBINED SEA LEVEL & SCALE FACTOR 0.999814

NOTE - SSM'S AND DH & WINGS IN REFS OF WOODBINE PLACE HAVE BEEN DISTURBED AND WERE NOT BEEN DISTURBED AND HAVE BEEN ADOPTED. THIS MOVEMENT MAY CONTINUE INTO THE FUTURE.

- (B) EASEMENT TO DRAIN WATER 3 WIDE (SEE D.P. 1164349)
- (C) RIGHT OF CARRIAGEWAY 4 WIDE (SEE D.P. 1164349)
- (E) RESTRICTION AS TO USER (SEE D.P. 1164349) (NO. 5)
- (G) EASEMENT TO DRAIN WATER 2 WIDE (SEE D.P. 1164349)
- (H) RESTRICTION AS TO USER (SEE D.P. 1164349) (NO. 8)
- (L) EASEMENT FOR ELECTRICITY TRANSMISSION LINE 30.48 WIDE (VIDE H152009)(031075)
- (M) EASEMENT TO DRAIN WATER 3 WIDE (D.P. 1002247)
- (N) EASEMENT FOR ELECTRICITY TRANSMISSION LINE 20 WIDE & VARIABLE (E460723)
- (O) EASEMENT FOR ELECTRICITY AND OTHER PURPOSES (AB80549)
- (P) EXCEPTING LAND BELOW A DEPTH FROM THE SURFACE OF 20 METRES - SEE GOV. GAZETTE 19/03/1976 FOL 1273
- (ES) EASEMENT FOR ELECTRICITY PURPOSES 40 WIDE AND VARIABLE (D.P. 1195232)
- (F) LAND EXCLUDES MINERALS AND IS SUBJECT TO RESERVATIONS AND CONDITIONS IN FAVOUR OF THE CROWN - SEE MEMORANDUM 5700000A

(S) LAND EXCLUDES MINERALS AND IS SUBJECT TO RESERVATIONS AND CONDITIONS IN FAVOUR OF THE CROWN - SEE CROWN GRANTS RESTRICTION ON THE USE OF LAND (DP1164349) (NO. 5) BENEFITTED BY - EASEMENT TO DRAIN WATER 3 WIDE (DP1002247) - EASEMENT TO DRAIN WATER 3 WIDE (DP1164349) - EASEMENT TO DRAIN WATER 2 WIDE (DP1164349)

Surveyor: PETER WILLIAM THOMPSON  
 Date of Survey: 29/02/2016  
 Surveyor's Ref: F2011/01218

PLAN OF SUBDIVISION OF LOT 18 D.P. 1164349 AND LOT 237 D.P. 755207

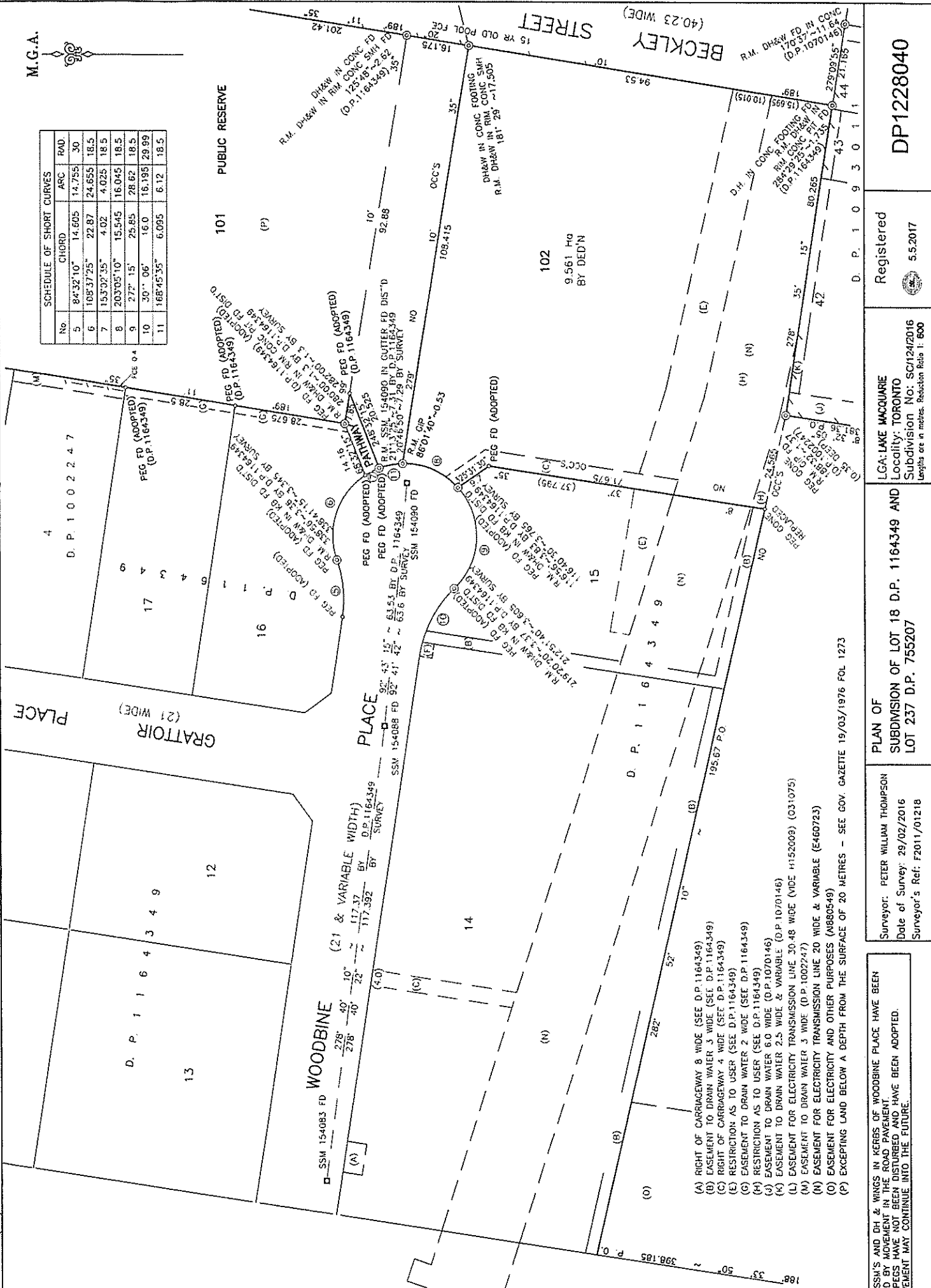
LCA: LAKE MACQUARIE  
 Locality: TORONTO  
 Subdivision NO: SC1242016  
 Lengths are in metres. Reduction Ratio 1: 2000

Registered 8.5.2017

DP1228040

M.G.A.

SCHEDULE OF SHORT CURVES			
No.	CHORD	ARC	RAD.
5	84°32'10"	14.605	14.755
6	108°37'25"	22.87	24.655
7	153°02'35"	4.02	4.025
8	203°05'10"	15.545	16.045
9	277°15'	25.85	28.62
10	30°06'	16.0	16.195
11	168°45'35"	6.095	6.12



NOTE - SSM'S AND DH & WINGS IN KERBS OF WOODBINE PLACE HAVE BEEN DISTURBED BY MOVEMENT IN THE ROAD PAVEMENT. CORNER PEGS HAVE NOT BEEN DISTURBED AND HAVE BEEN ADOPTED. THIS MOVEMENT MAY CONTINUE INTO THE FUTURE.

Surveyor: PETER WILLIAM THOMPSON  
Date of Survey: 29/02/2016  
Surveyor's Ref: F2011/01218

PLAN OF  
SUBDIVISION OF LOT 18 D.P. 1164349 AND  
LOT 237 D.P. 755207

LGA: LAKE MACQUARIE  
Locality: TORONTO  
Subdivision No: SCH242016  
Lengths are in metres. Reduction Ratio 1: 600

Registered  
5.5.2017

DP1228040

PLAN FORM 6

WARNING: Creasing or folding will lead to rejection

DEPOSITED PLAN ADMINISTRATION SHEET

Sheet 1 of 2 sheet(s)

SIGNATURES, SEALS and STATEMENTS of intention to dedicate public roads, to create public reserves, drainage reserves, easements, restrictions on the use of land or positive covenants.

IT IS PROPOSED TO DEDICATE WOODBINE PLACE AND THE EXTENSION OF GRATTOIR PLACE AND THE PATHWAY AS PUBLIC ROAD.

PURSUANT TO SECTION 88B OF THE CONVEYANCING ACT 1919, IT IS INTENDED TO CREATE:

1. RIGHT OF CARRIAGEWAY 8 WIDE (A).
2. EASEMENT TO DRAIN WATER 3 WIDE (B).
3. RIGHT OF CARRIAGEWAY 4 WIDE (C).
4. EASEMENT FOR ELECTRICITY AND OTHER PURPOSES 3.5 WIDE (D).
5. RESTRICTION AS TO USER (E).
6. EASEMENT TO DRAIN WATER 3.67 WIDE (F).
7. EASEMENT TO DRAIN WATER 2 WIDE (G).
8. RESTRICTION AS TO USER (H).

Use PLAN FORM 6A for additional certificates, signatures, seals and statements

Crown Lands NSW/Western Lands Office Approval

I.....in approving this plan certify (Authorised Officer) that all necessary approvals in regard to the allocation of the land shown herein have been given

Signature:..... Date:..... File Number:..... Office:.....

Subdivision Certificate

I certify that the provisions of s.109J of the Environmental Planning and Assessment Act 1979 have been satisfied in relation to:

the proposed..... Subdivision..... set out herein (insert 'subdivision' or 'new road')

G. Field

\* Authorised Person/General Manager/Accredited Certifier

Consent Authority: Lake Macquarie City Council

Date of Endorsement: 6 April 2011

Accreditation no: SC/21/2011

Subdivision Certificate no: DA/1413/2006/A

File no: DA/1413/2006/A

\* Delete whichever is inapplicable.



DP1164349 S

Registered: 12.5.2011

Title System: TORRENS

Purpose: SUBDIVISION

PLAN OF SUBDIVISION OF LOT 11 D.P. 1066866

LGA: LAKE MACQUARIE

Locality: TORONTO

Parish: AWABA

County: NORTHUMBERLAND

Surveying and Spatial Information Regulation, 2006

I, PETER WILLIAM THOMPSON of P.O. BOX 1906,

HUNTER REGION MAIL CENTRE, 2310

a surveyor registered under the Surveying and Spatial Information Act, 2002, certify that the survey represented in this plan is accurate, has been made in accordance with the Surveying and Spatial Information Regulation, 2006 and was completed on: 23rd FEBRUARY, 2011

The survey relates to .. LOTS 12-17, PART LOT 18 AND ROADS

(specify the land actually surveyed or specify any land shown in the plan that is not the subject of the survey)

Signature P. Thompson Dated: 29/3/11. Surveyor registered under the Surveying and Spatial Information Act, 2002

Datum Line: "X" - "Y" Type: URBAN

Plans used in the preparation of survey/compilation

- D.P. 1066866
- D.P. 1093011
- D.P. 1002247
- S.P. 82244
- D.P. 350481
- D.P. 645100
- D.P. 1070146
- D.P. 1002247

(if insufficient space use Plan Form 6A annexure sheet)

SURVEYOR'S REFERENCE: F2008/01594

PLAN FORM 6A (Annexure Sheet)

WARNING: Creasing or folding will lead to rejection

DEPOSITED PLAN ADMINISTRATION SHEET

Sheet 2 of 2 sheet(s)

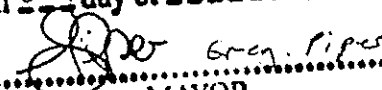

PLAN OF SUBDIVISION OF LOT 11 D.P. 1066866

DP1164349

Registered:  12.5.2011

Subdivision Certificate No: SC/21/2011

Date of Endorsement: 6 April 2011

THE COMMON SEAL of the COUNCIL  
of the CITY of LAKE MACQUARIE  
was hereto affixed in pursuance  
of a Council Resolution passed  
on 24 day of MAY 2010  
  
.....  
MAYOR Brian Bell  
  
.....  
GENERAL MANAGER



**Instrument setting out terms of Easements or profits a Prendre intended to be created or released and of Restrictions on the Use of Land or Positive Covenants intended to be created pursuant to Section 88B Conveyancing Act 1919.**

Lengths are in metres

(Sheet 1 of 3 sheets)



**DP1164349 B**

Plan of Subdivision of Lot 11 D.P. 1066866  
Grattoir Place, Toronto *Covered by*  
*Subdivision Certificate No. SC/21/2011*

Full Name and Address of the Registered Proprietor of the Land:

Lake Macquarie City Council  
126-138 Main Road, Speers Point

**PART 1 (Creation)**

Number of item shown in the intention panel on the plan	Identity of easement, profit à prendre, restriction or positive covenant to be created and referred to in the plan	Burdened lot(s) or parcel(s):	Benefited lot(s), road(s), bodies or Prescribed Authorities
1.	Right of Carriageway 8m wide (A)	Lots 13 and 14	Lake Macquarie City Council & the public
2.	Easement to Drain Water 3 wide (B)	Lots 14 & 15	Lot 18
3.	Right of Carriageway 4 wide (C)	Lots 14 & 18	Ausgrid ABN 67 505 337 385
4.	Easement for electricity and other purposes 3.5 wide (D)	Lot 13	Ausgrid ABN 67 505 337 385
5.	Restriction as to User (E)	Lots 15 & 18	Lake Macquarie City Council
6.	Easement to Drain Water 3.67 wide (F)	Lot 14	Lot 15
7.	Easement to Drain Water 2 wide (G)	Lots 12, <del>16 &amp; 17</del> Lot 16 Lot 17	Lots 13, <del>16 &amp; 18</del> Lot 18 Lot 16
8.	Restriction as to User (H)	Lot 18	Lake Macquarie City Council

*Burb*

*Burb*

**PART 2 (Terms)**

**TERMS OF RIGHT OF CARRIAGEWAY FIRSTLY REFERRED TO IN THE PLAN:**

The proprietor of the lot shall not, nor permit the parking of vehicles and/or obstruction that may deny usage of the land subject to the right of carriageway by Council and the public.

This right of carriageway is not to be released or extinguished until such time as construction and dedication of the extension of the road.

*Gian Ball*

*Gian*



Lengths are in metres

(Sheet 2 of 3 sheets)

**DP1164349**

Plan of Subdivision of Lot 11 D.P. 1066866  
Grattoir Place, Toronto covered by  
Subdivision Certificate No. SC/21/2011

Council indemnifies the owners of Lots 13 and 14 for any reasonable repairs of damage to the land subject to the right of carriageway caused as a consequence of usage by Council and the public.

**TERMS OF RIGHT OF CARRIAGEWAY THIRDLY REFERRED TO IN THE PLAN:**

A right of carriageway within the meaning of Schedule 4A Part 1 of the Conveyancing Act 1919 together with the right to park vehicles upon the right of carriageway.

**TERMS OF EASEMENT FOR ELECTRICITY AND OTHER PURPOSES FOURTHLY REFERRED TO IN THE PLAN:**

An easement is created on the terms and conditions set out in memorandum registered number AC289041. In this easement, "easement for electricity and other purposes" is taken to have the same meaning as "easement for electricity works" in the memorandum.

**TERMS OF RESTRICTION AS TO USER FIFTHLY REFERRED TO IN THE PLAN:**

The registered proprietor shall maintain and not permit the cutting, removal, injury or destruction of the trees and shrubs within the landscape screening zone identified on the approved plan without the written permission of Lake Macquarie City Council.

**TERMS OF RESTRICTION AS TO USER EIGHTHLY REFERRED TO IN THE PLAN**

Improvements or development activities (including buildings, sheds, garages, carports, storage areas or car parking) shall not be permitted within the area identified on the approved plan without the written consent of Council.

The restriction excludes construction or activities relating to the construction or maintenance of boundary fencing, landscaping or the electricity powerlines and towers.

The person having the right to release, vary or modify the right of carriageway, easements and restriction referred to in items 1-2 and 5-8 above is the Council of the City of Lake Macquarie, its successors or assigns.

Brian Beal



Lengths are in metres

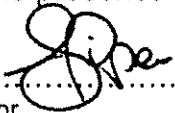
(Sheet 3 of 3 sheets)

**Plan: DP1164349**

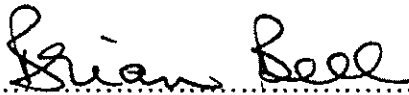
Plan of Subdivision of Lot 11 D.P. 1066866  
Grattoir Place, Toronto covered by  
Subdivision Certificate  
No. SC/21/2011



The Common Seal of Council of the City )  
of Lake Macquarie was affixed pursuant )  
to a resolution made on 24<sup>th</sup> May 2010 )  
in the presence of )

  
.....  
Mayor

**GREG PIPER**  
.....  
Name (please print)

  
.....  
General Manager

**BRIAN BELL**  
.....  
Name (please print)



**LAND  
REGISTRY  
SERVICES**

146C Princeton Avenue,  
ADAMSTOWN HEIGHTS.

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH  
-----

FOLIO: 138/252655  
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SEARCH DATE	TIME	EDITION NO	DATE
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20/4/2018	11:05 AM	-	-

VOL 13181 FOL 6 IS THE CURRENT CERTIFICATE OF TITLE

LAND  
-----

LOT 138 IN DEPOSITED PLAN 252655  
AT CHARLESTOWN  
LOCAL GOVERNMENT AREA LAKE MACQUARIE  
PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND  
TITLE DIAGRAM DP252655

FIRST SCHEDULE  
-----

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE

SECOND SCHEDULE (3 NOTIFICATIONS)  
-----

- 1 RESERVATIONS AND CONDITIONS IN THE CROWN GRANT(S)
- 2 254399 RIGHTS TO MINE
- 3 K200000P CAVEAT BY THE REGISTRAR GENERAL FORBIDDING  
REGISTRATION OF INSTRUMENTS NOT AUTHORISED BY THE  
PROVISIONS OF THE LOCAL GOVERNMENT ACT, 1919 RELATING  
TO PUBLIC RESERVES

NOTATIONS  
-----

UNREGISTERED DEALINGS: NIL

\*\*\* END OF SEARCH \*\*\*



254399  
2

in Grant of Sublet Title No 777 of 1892 to 766 of 1892...  
respectively 216 and 2442 and also within and under the  
said being the whole of the land comprised in Crown Grant  
dated the 1<sup>st</sup> December 1877 Registered Volume 217 Folio 38  
excepting from the said Crown Grant the following parts  
of land lying and being within and under the following parts  
of the lands heretofore mentioned which have been sold by the  
Havahak Coal Company Limited or its predecessors without any such  
minutes thereunto but not yet transferred.

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together with full power and authority to carry on mining operations  
lawfully and under any portion of the said lands and also to do all  
things necessary for the purpose of working and getting the said beds and seams  
of coal lying and being within and under the said lands.

In witness whereof, I have herewith subscribed my name, at  
the 12<sup>th</sup> day of July in the year  
of our Lord one thousand eight hundred and ninety - 1892

Edward Brown  
of the Havahak Coal Company

Transferor

If the instrument be signed without the presence of the Registrar, the Registrar, General or Deputy Registrar, General, or a Notary Public, or a J.P. or Commissioner for Affidavits, to whom the Transferor is known, no further authentication is required. Otherwise the attestation witness must appear before the Registrar, General or Recorder of the Colony, or in any British Possession, the instrument must be signed or acknowledged before the Registrar, General or Recorder of such Possession, or before any Judge, Notary Public, Governor, Government Resident, or Chief Secretary of such Possession. If resident in the United Kingdom, then before the Mayor or Chief Officer of any Corporation, or a Notary Public. And if resident at any foreign place, then before the British Consul or Officer at such place. If the Transferor signs by a mark, the attestation must state that the instrument was signed and attested in the presence of the attestation witness.

Signed  
by the said Edward Brown  
to me personally in view  
to me in my presence  
Edward Brown

(Who will also sign Declaration in margin (see with Dever Note at the top of the 1st page)

Accepted, and I hereby certify this Transfer to be correct for the purposes of the Real Property Act, 1891 and in the hall of the Registrar General  
James A. Robertson  
Attorney to Transferees

Signed in my presence  
John Robert Miller

WHO IS PERSONALLY

John Robert Miller

(\*The above may be signed by the Solicitor, when the signature of Transferees cannot be procured. See note "b" in margin.  
N.B. - Section 104 requires that the above Certificate be signed by Transferees or his Solicitor, and renders liable any person who signs or attests, certifying to a penalty of £200 in damages recoverable by parties injured.

6.1121

MEMORANDUM OF ENCUMBRANCES, &c., REFERRED TO.

3

to be "a" page 1.  
when filled up,  
to be signed by  
the Transferor.  
A very short  
the particulars  
suffice.

551'4



Registrar General's Department,

Draftsman's Branch,

Sydney, 15<sup>th</sup> May 1900.

re Transfer w. 254399

The Waratah Coal Company in liq<sup>n</sup>  
to The Lalesonian Coal Company Limited

The word limited should be struck out after  
The Waratah Coal Company.

The reference No. 959 of 1894 should be noted in copy.  
as such note contains the right to mines of coal etc.  
as to part of land <sup>included</sup> in Dep<sup>n</sup> Plan 216.

Attest

The Clk of the Court

Messrs. Allen & Allen  
Solicitors.

*[Signature]*  
19/5/00

The Clerk to the Registrar  
to inform.

FORM OF DECLARATION

See draft herewith  
30.0.00

May be made  
either Registrar  
General, Deputy  
Registrar General,  
Notary Public, or  
Commissioner  
Affidavits.  
Not required if  
instrument is self  
made or a trust  
before one of the  
parties.  
Name of witness  
Residence.  
Name of Transferor  
Name of Transferee

day of  
the attesting witness to this instru  
the person signing the name, and whose  
name purporting to be such signature of

sound mind, and freely and voluntarily sig

Public  
Notary

No. 154-199 Memorandum of Transfer of  
 Portions Lot 12.3.12  
 C. P. Klaw 3281  
 P.O. Kahuakoa  
 Co. Northumberland  
 also 1 ac part of portion 53  
 together with the mining rights etc  
 The Hanaia Coal Company

(4)

Lodged by  
 (Name) Allen Arthur Strickland  
 (Address) \_\_\_\_\_

03/3316

Vendor.  
 The Caledonian Coal Company  
 411  
 (Perpetual)

Particulars entered in the Register Book, Vol 1012

116 Vol 1012 207 Vol 1012 116 Vol 1012  
 31 July 1896

03/3316

Deputy Registrar General

Checked

Deputy Registrar General

12/11

RECEIVED  
 DRAFT PREP'D  
 DRAFT EXP  
 DIAGRAM  
 CERT. EXP

06.8.97	11/12
30.8.97	11/12
6.9.	11/12
15.9.	11/12
17.4.97	11/12

RECEIVED  
 DRAFT PREP'D  
 DRAFT EXP  
 DIAGRAM  
 CERT. EXP

11.5.3	11/12
6.8.3	11/12
20.8.3	11/12

Draft approved by  
 Colborne vide to 3. 3/12/97  
 L.S. 10/1/97

11.8.3

11.8.3

SPECIAL ATTENTION IS DIRECTED TO THE FOLLOWING INFORMATION:-

If a transfer is to be registered with the fees are paid, it is a part only of the land to be transferred, and it is desired to have a Certificate for the remainder, this should be stated, and a new Certificate will then be prepared on payment of an additional fee, and the fee will be refunded to the applicant if the whole is transferred. If it is intended to make several Transfers of portions the Certificate may relate to the Land Titles Office, either until the whole is sold, or from time to time as the land is sold.

Transfers of land may involve separate Certificates. There will be required for each additional Certificate.

The Registrar is empowered to issue Certificates, whether issued to a Transferee or otherwise, for the remainder of the land. By the Amendment Act of 1872, the purchaser is not to be bound to accept the same, and he may have the original Title returned to him, with a memorial of his Transfer and of the reason, at a cost of 10s only.

The only fee allowed on payment of application of Transferees or their Solicitors, or upon an order as directed before a Magistrate.

THE LAND TRANSFER ACT, 1862, AND THE LAND TRANSFER ACT, 1872, AND THE LAND TRANSFER ACT, 1877, AND THE LAND TRANSFER ACT, 1881, AND THE LAND TRANSFER ACT, 1884, AND THE LAND TRANSFER ACT, 1887, AND THE LAND TRANSFER ACT, 1890, AND THE LAND TRANSFER ACT, 1893, AND THE LAND TRANSFER ACT, 1896, AND THE LAND TRANSFER ACT, 1899, AND THE LAND TRANSFER ACT, 1902, AND THE LAND TRANSFER ACT, 1905, AND THE LAND TRANSFER ACT, 1908, AND THE LAND TRANSFER ACT, 1911, AND THE LAND TRANSFER ACT, 1914, AND THE LAND TRANSFER ACT, 1917, AND THE LAND TRANSFER ACT, 1920, AND THE LAND TRANSFER ACT, 1923, AND THE LAND TRANSFER ACT, 1926, AND THE LAND TRANSFER ACT, 1929, AND THE LAND TRANSFER ACT, 1932, AND THE LAND TRANSFER ACT, 1935, AND THE LAND TRANSFER ACT, 1938, AND THE LAND TRANSFER ACT, 1941, AND THE LAND TRANSFER ACT, 1944, AND THE LAND TRANSFER ACT, 1947, AND THE LAND TRANSFER ACT, 1950, AND THE LAND TRANSFER ACT, 1953, AND THE LAND TRANSFER ACT, 1956, AND THE LAND TRANSFER ACT, 1959, AND THE LAND TRANSFER ACT, 1962, AND THE LAND TRANSFER ACT, 1965, AND THE LAND TRANSFER ACT, 1968, AND THE LAND TRANSFER ACT, 1971, AND THE LAND TRANSFER ACT, 1974, AND THE LAND TRANSFER ACT, 1977, AND THE LAND TRANSFER ACT, 1980, AND THE LAND TRANSFER ACT, 1983, AND THE LAND TRANSFER ACT, 1986, AND THE LAND TRANSFER ACT, 1989, AND THE LAND TRANSFER ACT, 1992, AND THE LAND TRANSFER ACT, 1995, AND THE LAND TRANSFER ACT, 1998, AND THE LAND TRANSFER ACT, 2001, AND THE LAND TRANSFER ACT, 2004, AND THE LAND TRANSFER ACT, 2007, AND THE LAND TRANSFER ACT, 2010, AND THE LAND TRANSFER ACT, 2013, AND THE LAND TRANSFER ACT, 2016, AND THE LAND TRANSFER ACT, 2019.



**LAND  
REGISTRY  
SERVICES**

1A. Macquarie Street  
FENNEL BAY.

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH  
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FOLIO: 9/25866  
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SEARCH DATE	TIME	EDITION NO	DATE
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5/10/2018	3:34 PM	-	-

VOL 9446 FOL 122 IS THE CURRENT CERTIFICATE OF TITLE

LAND  
-----

LOT 9 IN DEPOSITED PLAN 25866  
LOCAL GOVERNMENT AREA LAKE MACQUARIE  
PARISH OF AWABA COUNTY OF NORTHUMBERLAND  
TITLE DIAGRAM DP25866

FIRST SCHEDULE  
-----

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE

SECOND SCHEDULE (1 NOTIFICATION)  
-----

1 LAND EXCLUDES MINERALS AND IS SUBJECT TO RESERVATIONS AND  
CONDITIONS IN FAVOUR OF THE CROWN - SEE CROWN GRANT(S)

NOTATIONS  
-----

UNREGISTERED DEALINGS: NIL

\*\*\* END OF SEARCH \*\*\*





F14DU22

R.P. 13

MEMORANDUM OF TRANSFER  
 (REAL PROPERTY ACT 1919)

0 25 11 49 J

0 25 11 49 J



Fees—  
 Lodgment ... 15.00  
 Endorsement...  
 Certificate ... 1.10.00  
 15.00  
 2.6  
 16.1.50

I, WILLIAM RAYMOND COBBIN of Belmont, Builder,  
 (herein called transferor)

being registered as the proprietor of an estate in fee simple in the land hereinafter described,  
 subject, however, to such encumbrances, liens and interests, as are notified hereunder, in  
 consideration of Seventy pounds

(£70-0-0) (the receipt whereof is hereby acknowledged) paid to me by  
ROBERT MONTGOMERY of Belmont Labourer, and MAISIE MONTGOMERY  
 his wife AND in consideration of the sum of Three Hundred and Seventy Five  
 Pounds (£375-0-0) (the receipt whereof is hereby acknowledged) paid to the  
 said Robert Montgomery and Maisie Montgomery his wife by JOHN STANLEY WITHERS  
 of Hamilton, Bricklayer. (herein called transferee)

do hereby transfer to the said transferee at the request and by the direction of the said  
Robert Montgomery and Maisie Montgomery (testified by their execution hereof)  
 All such my Estate and interest in ALL the land mentioned in the schedule following:

County	Parish	Reference to Title (c)			Description of Land (if part only)	(d)
		Whole or Part	Vol.	Fol.		
Northumberland	Kahibah	Part	5799	175	Part and being Lot 71 in Deposited Plan No. 19819	

And the transferee covenants with the transferor that any house which shall be erected on  
 the land shall be constructed in a good workmanlike manner and shall cost at  
 least three hundred and fifty pounds (£350-0-0) PURSUANT to Section 88 of the  
 Conveyancing Act, 1919-1943, IT IS HEREBY DECLARED (a) The land to which the  
 benefit of the abovementioned restrictive covenant is intended to be appurtenant  
 is the balance of the land in the said Deposited Plan (b) The land which  
 is to be subject to the burden of such covenant is the land hereby transferred  
 (c) The persons by whom or with whose consent the abovementioned covenant may  
 be released varied or modified are the transferor his executors administrator  
 or assigns.

ENCUMBRANCES, &c., REFERRED TO:

Reservations, notifications, conditions and covenants (if any) contained in  
 or referred to in the said Certificate of Title.

Signed at Belmont the 19<sup>th</sup> day of October 1919.  
 Signed in my presence by the transferor  
WILLIAM RAYMOND COBBIN  
 WHO IS PERSONALLY KNOWN TO ME  
*W R Cobbin*

*W R Cobbin*  
 Transferor.\*

Signed in my presence by the said  
ROBERT MONTGOMERY and MAISIE MONTGOMERY  
 WHO ARE PERSONALLY KNOWN TO ME  
*Robert Montgomery*  
*Maisie Nellie Montgomery*  
 And we hereby direct this Transfer.

*Robert Montgomery*  
*Maisie Nellie Montgomery*  
 And we hereby direct this Transfer.

Accepted, and I hereby certify this Transfer to be correct  
 for the purposes of the Real Property Act.  
TOA. ALISTER JOHNSON & McDONALD  
 SOLICITORS,  
 NEWCASTLE.

Signed in my presence by the transferee  
JOHN STANLEY WITHERS  
 WHO IS PERSONALLY KNOWN TO ME  
*John Stanley Withers*  
 Solicitor for the Transferee whose  
 signature cannot be obtained without  
 difficulty and do I transferor(s).

*John Stanley Withers*  
 Solicitor for the Transferee whose  
 signature cannot be obtained without  
 difficulty and do I transferor(s).

NOT TO BE ALTERED BY ERASURE OR BY ADDITION OF WORDS OR NOTES.  
 A very short note will suffice.

If executed within the State this instrument should be signed or acknowledged before the Registrar-General, or Deputy Registrar-General, or a Notary Public, a J.P., or Commissioner for Affidavits, to whom the Transferor is known, otherwise the attesting witness should appear before one of the above functionaries who, having questioned the parties should sign the certificate on the back of this form. As to instruments executed elsewhere, see instructions.

\* If signed by virtue of any power of attorney, the original power must be registered, and produced with each dealing, and the memorandum of non-revocation on back of form signed by the attorney before a witness.  
 N.B.—Section 117 requires that the above Certificate be signed by each Transferee or his Solicitor or Conveyancer and renders any person falsely or negligently certifying liable to a penalty of £50, also to damages recoverable by parties injured. Acceptance by the Solicitor or Conveyancer (who must sign his own name, and not that of his firm) is permitted only when the signature of the Transferee cannot be obtained without difficulty, and when the instrument does not impose a liability on the party taking under it. When the instrument contains some special covenant by the Transferee or is subject to a mortgage, encumbrance or lease, the Transferee must accept personally.  
 No alterations should be made by erasure. The words rejected should be scored through with the pen, and those substituted written over them, the alteration being verified by signature or initials in the margin, or noticed in the attestation.  
 Printed and Sold by the Government Printer, Newcastle, New South Wales.

THE NATIONAL BANK  
 OF AUSTRALASIA LIMITED  
 342-348 GEORGE ST.  
 SYDNEY

LODGED BY

NF 146922

CONSENT OF MORTGAGEE

I, CHARLES BEAUFORT GREAVES and PETER ERNEST BENNETT, the Trustees of  
 THE NORTHUMBERLAND PERMANENT BUILDING INVESTMENT LAND AND LOAN SOCIETY,  
 mortgagee under Mortgage No. B864424,  
 release and discharge the land comprised in the within transfer from such mortgage and all claims  
 thereunder but without prejudice to my rights and remedies as regards the balance of the land comprised  
 in such mortgage.

This consent is appropriate only to a transfer of part of the land in the Certificate of Title or Crown Grant. The mortgagee should execute a formal discharge where the land transferred is the whole of or the residue of the land in the Certificate of Title or Crown Grant or is the whole of the land in the mortgage.

Dated at Newcastle this \_\_\_\_\_ day of \_\_\_\_\_ 19 49.

Signed in my presence by CHARLES BEAUFORT GREAVES and PETER ERNEST BENNETT

*C. B. Greaves*  
*Peter E. Bennett*

personally known to me

Mortgagee

MEMORANDUM AS TO NON-REVOCATION OF POWER OF ATTORNEY

(To be signed at the time of executing the within instrument.)

Memorandum whereby the undersigned states that he has no notice of the revocation of the Power of Attorney registered No. \_\_\_\_\_ Miscellaneous Register under the authority of which he has just executed the within transfer.

Signed at \_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_\_

Strike out unnecessary words. Add any other matter necessary to show that the power is effective.

CERTIFICATE OF J.P. & C., TAKING DECLARATION OF ATTESTING WITNESS.

Appeared before me at \_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_ one thousand nine hundred and \_\_\_\_\_ and declared that he personally knew signing the same, and whose signature thereto he has attested, and that the name purporting to be such signature of the said \_\_\_\_\_ is \_\_\_\_\_ own handwriting, and that he was of sound mind and freely and voluntarily signed the same.

To be signed by Registrar-General, Deputy Registrar-General, a Notary Public, J.P., Commissioner for Affidavits, or other functionary before whom the attesting witness appears. Not required if the instrument itself be signed or acknowledged before one of these parties.

INDEXED	MEMORANDUM OF TRANSFER	DOCUMENTS LODGED HEREWITH. To be filled in by person lodging dealing.
Checked by	Particulars entered in Register Book, Volume 5799 Folio 175	Received Docs. Nos.
Passed (in S.D.B.) by	the 16 <sup>th</sup> day of February 1950	Receiving Clerk.
Signed by	minutes past 12 o'clock in the _____ noon	

LEAVE THESE SPACES FOR DEPARTMENTAL USE.

PROGRESS RECORD.

	Initials	Date
Sent to Survey Branch...		
Received from Records...	AB	25/1/50
Draft written ...		
Draft examined...	DBD	3.2.50
Diagram prepared	DB	12/50
Diagram examined	Int.	3.2.50
Draft forwarded		
Supt. of Engrs. & Clerks		
Cancellation Clerk		3/3/

Vol. 6093 Fo 227

EXECUTION OUTSIDE NEW SOUTH WALES.  
 If the parties be resident without the State, but in any other part of the British Dominions the instrument must be signed or acknowledged before the Registrar-General or Recorder of Titles of such Possession, or before any Judge, Notary Public, Justice of the Peace for New South Wales, or Commissioner for taking affidavits for New South Wales, or the Mayor or Chief Officer of any municipal or local government corporation of such part, or Justice of the Peace for such part, or the Governor, Government Resident, or Chief Secretary of such part or such other person as the Chief Justice of New South Wales may appoint.  
 If resident in the United Kingdom then before the Mayor or Chief Officer of any corporation or a Notary Public.  
 If resident at any foreign place, then the parties should sign or acknowledge before a British Minister, Ambassador, Envoy, Minister, Charge d'Affaires, Secretary of the Embassy or Legation, Consul-General, Consul, Vice-Consul, Acting-Consul, Pro-Consul, or Consular Agent, who should affix his seal of office, or the attesting witness may make a declaration of the due execution thereof before one of such persons (who should sign and affix his seal to such declaration), or any other person as the said Chief Justice may appoint.  
 The fees are:— Upon lodgment (a) 15/-, if accompanied by the relevant title or copies of production thereof, (b) 5/- otherwise. This fee includes endorsement on the first Certificate. In addition the following fees are payable:— (a) 5/- for each additional Certificate included in the instrument, (b) 1/- to 6/- for each new Certificate of the instrument, (c) 5/- where the Transfer contains covenant purporting to reserve an easement or to reserve an easement or in any way creates an easement, (d) 2/- where partial discharge of a mortgage is endorsed on the Transfer, (e) 1/- for each additional folio where the Certificate exceeds ten folios, (f) as approved in cases involving more than one simple diagram or any diagram other than a simple diagram.  
 Tenants in common must receive separate Certificates.  
 If part only of the land is transferred a new Certificate must issue for that part and the old Certificate will be retained in the Office. A new Certificate may be taken out for the residue if desired.

Dealing to follow.



**LAND  
REGISTRY  
SERVICES**

1A Macquarie Road  
FENNEL BAY.

LAND AND PROPERTY INFORMATION NEW SOUTH WALES - TITLE SEARCH  
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FOLIO: 5/209770  
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SEARCH DATE	TIME	EDITION NO	DATE
-----	----	-----	----
9/8/2017	11:56 AM	-	-

VOL 9149 FOL 247 IS THE CURRENT CERTIFICATE OF TITLE

LAND  
-----

LOT 5 IN DEPOSITED PLAN 209770  
AT FENNEL'S BAY  
LOCAL GOVERNMENT AREA LAKE MACQUARIE  
PARISH OF AWABA COUNTY OF NORTHUMBERLAND  
TITLE DIAGRAM DP209770

FIRST SCHEDULE  
-----

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE (T H975380)

SECOND SCHEDULE (2 NOTIFICATIONS)  
-----

- 1 LAND EXCLUDES MINERALS AND IS SUBJECT TO RESERVATIONS AND CONDITIONS IN FAVOUR OF THE CROWN - SEE CROWN GRANT(S)
- \* 2 THE LAND WITHIN DESCRIBED IS PUBLIC RESERVE

NOTATIONS  
-----

UNREGISTERED DEALINGS: NIL

\*\*\* END OF SEARCH \*\*\*



**LAND  
REGISTRY  
SERVICES**

36 Wommara Ave  
JEWELLS

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH  
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FOLIO: 1/652310  
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SEARCH DATE	TIME	EDITION NO	DATE
-----	----	-----	----
20/4/2018	2:51 PM	-	-

VOL 10652 FOL 143 IS THE CURRENT CERTIFICATE OF TITLE

LAND  
-----

LOT 1 IN DEPOSITED PLAN 652310  
LOCAL GOVERNMENT AREA LAKE MACQUARIE  
PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND  
TITLE DIAGRAM DP652310

FIRST SCHEDULE  
-----

THE COUNCIL OF THE CITY OF LAKE MACQUARIE

SECOND SCHEDULE (1 NOTIFICATION)  
-----

1 RESERVATIONS AND CONDITIONS IN THE CROWN GRANT(S)

NOTATIONS  
-----

UNREGISTERED DEALINGS: NIL

\*\*\* END OF SEARCH \*\*\*



NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

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FOLIO: 3/652312

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SEARCH DATE	TIME	EDITION NO	DATE
-----	----	-----	----
20/4/2018	2:52 PM	-	-

VOL 10652 FOL 145 IS THE CURRENT CERTIFICATE OF TITLE

LAND

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LOT 3 IN DEPOSITED PLAN 652312  
 LOCAL GOVERNMENT AREA LAKE MACQUARIE  
 PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND  
 TITLE DIAGRAM DP652312

FIRST SCHEDULE

-----

THE COUNCIL OF THE MUNICIPALITY OF LAKE MACQUARIE

SECOND SCHEDULE (2 NOTIFICATIONS)

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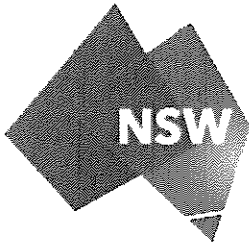
- 1 RESERVATIONS AND CONDITIONS IN THE CROWN GRANT(S)
- \* 2 B230971 LAND EXCLUDES MINERALS

NOTATIONS

-----

UNREGISTERED DEALINGS: NIL

\*\*\* END OF SEARCH \*\*\*



**LAND  
REGISTRY  
SERVICES**

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH  
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FOLIO: 2/652311  
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SEARCH DATE	TIME	EDITION NO	DATE
-----	----	-----	----
20/4/2018	2:52 PM	-	-

VOL 10652 FOL 144 IS THE CURRENT CERTIFICATE OF TITLE

LAND  
-----

LOT 2 IN DEPOSITED PLAN 652311  
LOCAL GOVERNMENT AREA LAKE MACQUARIE  
PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND  
TITLE DIAGRAM DP652311

FIRST SCHEDULE  
-----

THE COUNCIL OF THE MUNICIPALITY OF LAKE MACQUARIE

SECOND SCHEDULE (2 NOTIFICATIONS)  
-----

- 1 RESERVATIONS AND CONDITIONS IN THE CROWN GRANT(S)
- \* 2 B230971 LAND EXCLUDES MINERALS

NOTATIONS  
-----

UNREGISTERED DEALINGS: NIL

\*\*\* END OF SEARCH \*\*\*



**LAND  
REGISTRY  
SERVICES**

36A Wommata Ave  
JEWELLS.

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH  
-----

FOLIO: 153/246099  
-----

SEARCH DATE	TIME	EDITION NO	DATE
-----	----	-----	----
20/4/2018	2:53 PM	2	17/8/2016

LAND  
-----

LOT 153 IN DEPOSITED PLAN 246099  
AT BELMONT NORTH  
LOCAL GOVERNMENT AREA LAKE MACQUARIE  
PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND  
TITLE DIAGRAM DP246099

FIRST SCHEDULE  
-----

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE

SECOND SCHEDULE (4 NOTIFICATIONS)  
-----

- 1 RESERVATIONS AND CONDITIONS IN THE CROWN GRANT(S)
- 2 LAND EXCLUDES MINERALS NOW COMPRISED IN VOL 3898 FOL 143
- 3 AK538904 THE LAND WITHIN DESCRIBED IS PUBLIC RESERVE
- 4 AK657090 EASEMENT FOR SEWERMAIN 4 WIDE AFFECTING THE PART DESIGNATED (E) SHOWN IN DP1048534

NOTATIONS  
-----

NOTE: LAND RESUMED FOR ELECTRICITY OF EASEMENT UNDER LG ACT GAZ  
1.5.81 FOL 2500: PT LOT 153 RESUMED & VESTED FOR EASEMENT FOR  
TRANSMISSION LINE GAZ 15.5.81 FOL 2715

UNREGISTERED DEALINGS: NIL

\*\*\* END OF SEARCH \*\*\*



Form: 01TG  
Release: 3.1

### TRANSFER GRANTING EASEMENT

New South Wales  
Real Property Act 1900

# AK657090D

**PRIVACY NOTE:** Section 31B of the Real Property Act 1900 (RP Act) authorises the Registrar General to collect the information required by this form for the establishment and maintenance of the Real Property Act Register. Section 96B RP Act requires that the Register is made available to any person for search upon payment of a fee, if any.

(A) TORRENS TITLE	Servient Tenement	Dominant Tenement
	Folio Identifier 153/246099	Easement in Gross pursuant to s 88A Conveyancing Act 1919

(B) LODGED BY	Document Name, Address or DX, Telephone, and Customer Account Number if any	CODE
	Collection Bo 47 V LLPN H.M. Allen & Co. 123012 E DX 437 Sydney Ph 9230 1100	<b>TG</b>
Reference: HW2007-2071		

(C) TRANSFEROR  
Lake Macquarie City Council ABN 81 065 027 868

(D) The transferor acknowledges receipt of the consideration of \$ 7,560.00 and transfers and grants—

(E) DESCRIPTION OF EASEMENT  
Easement for sewermain 4 wide shown as 'E' on DP1048534 and on the terms set out in Annexure A

out of the servient tenement and appurtenant to the dominant tenement.

(F) Encumbrances (if applicable):

(G) TRANSFEREE  
Hunter Water Corporation ABN 46 228 513 446

DATE 5 FEBRUARY 2016

(1) I certify that I am an eligible witness and that an authorised officer of the transferor signed this dealing in my presence. [See note\* below].

Certified correct for the purposes of the Real Property Act 1900 by the authorised officer named below.

Signature of witness: *C Cheryl Lebrod*  
Name of witness: CHERYL LEBROD  
Address of witness: 26 KENNEDY STREET  
SINGLETON 2530

Signature of authorised officer: *Katherine Ruth Cramp*  
Authorised officer's name: Katherine Ruth Cramp  
Authority of officer: Manager Property &  
Signing on behalf of: Business Development  
Lake Macquarie City Council

I certify that I am an eligible witness and that the transferee's attorney signed this dealing in my presence. [See note\* below].

Certified correct for the purposes of the Real Property Act 1900 by the transferee's attorney who signed this dealing pursuant to the power of attorney specified.

Signature of witness: *Cheryl Eube*  
Name of witness: Cheryl Eube  
Address of witness: 36 Honeysuckle Drive  
Newcastle NSW 2300

Signature of attorney: *Peter James Kembrey*  
Attorney's name: Peter James Kembrey  
Signing on behalf of: Hunter Water Corp  
Power of attorney-Book: -No.: 4695  
750

\* s117 RP Act requires that you must have known the signatory for more than 12 months or have sighted identifying documentation.  
ALL HANDWRITING MUST BE IN BLOCK CAPITALS Page 1 of 4 1303



## Annexure 'A' to Transfer Granting Easement

Parties: Lake Macquarie City Council ABN 81 065 027 868  
Hunter Water Corporation ABN 46 228 513 446

Dated: 5 FEBRUARY 2016

---

### Easement for Sewermain Terms

#### Part A

#### Definitions and interpretation

1 (a) The following terms have the following meanings:

**Ancillary Works** means works ancillary to the Pipeline whether above, on or below ground.

**Authorised Users** means Hunter Water's:

- (i) agents;
- (ii) employees;
- (iii) successors and assigns which are authorised to carry out the functions under the *Hunter Water Act 1991*; and
- (iv) All other Persons authorised to act on its or their behalf to do all things reasonably necessary or appropriate to carry out its functions under the *Hunter Water Act 1991*

**Burdened Owner** means the owner for the time being of the Lot Burdened and any Person having an estate or interest in the Lot Burdened.

**Easement Site** means that part of the Lot Burdened shown as easement for Pipeline on any plan registered with the New South Wales Department of Lands.

**Hunter Water** means the owner of the Pipeline and Ancillary Works, its successors and assigns.

**Lot Burdened** means the land over which the easement is granted.

**Person** includes a body corporate.

**Sewermain** means a pipeline or pipelines for the conveyance of water, recycled water, effluent or sewerage whether above, on or below the ground and all associated apparatus and equipment and any ancillary works.



**Part B**

**Easement for Sewermain**

2 Hunter Water and its Authorised Users may:

- (a) Construct, lay, maintain, repair, renew, cleanse, inspect, replace, divert or alter the position of any pipeline or any Ancillary Works in the Easement Site; and
- (b) Convey or permit the conveyance of water, recycled water, effluent or sewerage through the pipeline within the Easement Site.

**Part C**

**General provisions of easement**

3 For the purpose of exercising its rights under this easement, Hunter Water and its Authorised Users, may:

- (a) enter the Lot Burdened, with or without vehicles, plant and equipment, for any purpose permitted by this easement.
- (b) do anything reasonably necessary to obtain access to and pass along to the Easement Site.
- (c) do anything reasonably necessary for the exercise of Hunter Water's rights under this easement.

4 The Burdened Owner acknowledges that ownership of any pipeline or other Ancillary Works located in the Easement Site remains with Hunter Water.

5 Hunter Water covenants with the Burdened Owner that:

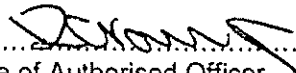
- (a) it will promptly repair the pipeline or any Ancillary Works on receiving your request to do so by the Burdened Owner;
- (b) in exercising its rights under this easement, it will procure that as little damage as practicable is done to the Lot Burdened;
- (c) it will procure that any damage caused to the surface of the Lot Burdened is restored as nearly as practicable to its original condition; and
- (d) subject to its rights under this easement, it will procure that the Burdened Owner's reasonable use or occupation of the Lot Burdened is not impeded.

6 Subject to its foregoing rights under this easement, the Burdened Owner covenants with Hunter Water that it will not:

- (a) do or allow anything which will interfere with, damage, or destroy the pipeline or will interfere with the effective operation of the pipeline or any Ancillary Work;
- (b) obstruct Hunter Water in the exercise of its rights under this easement; or
- (c) place any structures or improvements on the Easement Site without first seeking the consent in writing of Hunter Water which may be withheld in the absolute discretion of Hunter Water.

Executed for and on behalf of Lake Macquarie City Council by the authorised officer named below in the presence of:

  
.....  
Signature of Witness


  
.....  
Signature of Authorised Officer

CHERYL WOOD  
.....  
Name of Witness

KATHERINE CRAMP  
.....  
Name of Authorised Officer  
MANAGER, PROPERTY &  
BUSINESS DEVELOPMENT, LMCC  
.....  
Authority of Officer

21 LEANEDS STREET  
.....  
Address of Witness SINGLETON 2330

Signed Sealed and Delivered for and on behalf of Hunter Water Corporation by  
  
Peter James Kembrey  
  
it's duly constituted Attorney pursuant to Power of Attorney registered Book 4695 No 750

  
.....  
Attorney Signature

  
.....  
Witness Signature

CHERYL WUBE  
.....  
Name of Witness



**LAND  
REGISTRY  
SERVICES**

6 Tristana Close  
TERALBA.

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 32/716248

SEARCH DATE	TIME	EDITION NO	DATE
20/9/2018	1:48 PM	1	25/10/1985

LAND

LOT 32 IN DEPOSITED PLAN 716248  
 AT TERALBA  
 LOCAL GOVERNMENT AREA LAKE MACQUARIE  
 PARISH OF TERALBA COUNTY OF NORTHUMBERLAND  
 TITLE DIAGRAM DP716248

FIRST SCHEDULE

THE COUNCIL OF THE CITY OF LAKE MACQUARIE

SECOND SCHEDULE (4 NOTIFICATIONS)

- 1 RESERVATIONS AND CONDITIONS IN THE CROWN GRANT(S)
- \* 2 LAND EXCLUDES MINERALS AND IS SUBJECT TO RIGHTS TO MINE -SEE BK 1318 NO 572
- 3 DP716248 RESTRICTION(S) ON THE USE OF LAND
- 4 K200000P CAVEAT BY THE REGISTRAR GENERAL FORBIDDING UNAUTHORISED DEALINGS WITH PUBLIC RESERVES

NOTATIONS

NOTE: THE CERTIFICATE OF TITLE FOR THIS FOLIO OF THE REGISTER DOES NOT INCLUDE SECURITY FEATURES INCLUDED ON COMPUTERISED CERTIFICATES OF TITLE ISSUED FROM 4TH JANUARY, 2004. IT IS RECOMMENDED THAT STRINGENT PROCESSES ARE ADOPTED IN VERIFYING THE IDENTITY OF THE PERSON(S) CLAIMING A RIGHT TO DEAL WITH THE LAND COMPRISED IN THIS FOLIO.

UNREGISTERED DEALINGS: NIL

\*\*\* END OF SEARCH \*\*\*