



ANNEX H

PLANNING PROPOSAL

2022 Housekeeping Amendment

Additional Information

Certificate of Title & Interests in Land

Item 1 - 60-62 Main Road, Boolaroo



NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: AUTO CONSOL 4982-185

SEARCH DATE	TIME	EDITION NO	DATE
-----	----	-----	----
1/3/2022	2:23 PM	6	2/4/2013

LAND

LAND DESCRIBED IN SCHEDULE OF PARCELS
LOCAL GOVERNMENT AREA LAKE MACQUARIE
PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND
TITLE DIAGRAM DP3494

FIRST SCHEDULE

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE (T D956360)

SECOND SCHEDULE (5 NOTIFICATIONS)

- 1 RESERVATIONS AND CONDITIONS IN THE CROWN GRANT(S)
- 2 340997 LAND EXCLUDES MINERALS AND IS SUBJECT TO RIGHTS TO MINE AS REGARDS LOT 5
- 3 569262 LAND EXCLUDES MINERALS AND IS SUBJECT TO RIGHTS TO MINE AS REGARDS LOT 4
- 4 G709484 EASEMENT FOR OVERHANGING EAVES & GUTTERING AFFECTING THE PART OF THE LAND ABOVE DESCRIBED SHOWN SO BURDENED IN VOL 4982 FOL 185
- 5 AH466262 LEASE TO ROBERT NEVILLE MASON OF LAKE CINEMA, CORNER OF MAIN ROAD AND SIXTH STREET, BOOLAROO. EXPIRES: 30/11/2017. OPTION OF RENEWAL: 5 YEARS.

NOTATIONS

UNREGISTERED DEALINGS: NIL

SCHEDULE OF PARCELS

LOTS 4-5 SEC. E IN DP3494.

*** END OF SEARCH ***

Dealing G709484:

MAY 7 1957

R.P. 15 **G709484**



New South Wales
MEMORANDUM OF TRANSFER
 REAL PROPERTY ACT, 1936



Fees:—
 Lodgment 2-0-0
 Enforcement 2-10-0
 1/10-1-12-0
 1/10-0-0
 1/10-0-0
 7/17/57

THIS SPACE TO BE LEFT FREE FROM NOTATION.

(Trusts must not be disclosed in the transfer.)

Typing or hand-writing in this instrument should not extend into any margin. Hand-writing should be clear and legible and in permanent black non-copying ink.

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

b Full postal address of transferee must be shown.

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

d If all the references must be conveniently inserted, a form of assent obtainable at L.T.O.'s may be added. Any assent must be signed by the parties and their signatures witnessed.

e If part only of the land comprised in a Certificate or Certificate of Title is to be transferred add "and being lot sec. D.P. ... of ... being the land shown in the plan annexed hereto," or "being the portion of the land in certificate (or grant) registered Vol. Fol. ... Where the consent of the local council is required to a subdivision the certificate and plan mentioned in the L.G. Act, 1919, should accompany the transfer.

f State not if necessary, or suitably adjust:
 (a) if any covenants are to be created or any exceptions to be made,
 (b) if the statutory covenants implied by the Act are intended to be varied or modified.

Covenants shall comply with the provisions of Section 88 of the Conveyancing Act, 1919-1933.

g A very short note will suffice.

Execution in New South Wales may be proved if this instrument is 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 witness should sign the certificate on the back of this form. As to instruments executed elsewhere, see back of form.

Repeat attestation if necessary.

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

I, THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE (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 Ten Shillings (£10/-) (the receipt whereof is hereby acknowledged) paid to it by JOHN GEORGE ATKINSON of 37 Fourth Street Poolaroo Boilermaker and DORREN MAY ATKINSON his wife (herein called transferees)

doth hereby transfer to the said transferees as tenants out of joint All such its Estate and Interest in ALL THE land mentioned in the schedule following:—

County.	Parish.	Reference to Title (d)			Description of Land (if part only). (e)
		Whole or Part.	Vol.	Fol.	
NORTHUMBERLAND	KAHIRAH	PART	4982	185	and being that part of Lot 5 Section E.D.P. 3494 as shown on plan annexed hereto and marked with the letter

And the transferee covenants with the transferor full and free right as appurtenant to the land described in Transfer dated the 1st day of December, 1956 between Henry Vincent Harris and Harry Lambert Wheeler both of Newcastle Solicitors and the said John George Atkinson and Dorren May Atkinson being the western moiety of the land comprised in Certificate of Title Volume 1561 Folio 2, permitting the encroachment of the building and eaves and gutter over ALL THAT piece of land as shown in the plan annexed hereto such easement to remain effect only whilst the building at present erected on the land comprised in the said Transfer dated the 1st day of December, 1956 hereinbefore referred to shall remain in its present position and such easement shall not apply to any new building erected thereon after the date of this Transfer and Grant.

ENCUMBRANCES, &c., REFERRED TO:
 Reservations exceptions covenants and conditions comprised in said Certificate of Title.

Signed at Speers Point the seventeenth day of January, 1957
 Signed in my presence by the transferor
 THE COMMON SEAL OF THE COUNCIL WHO IS PERSONALLY KNOWN TO ME OF THE SHIRE OF LAKE MACQUARIE was hereunto affixed by resolution passed on the seventeenth day of January 1957
 Signed Thomas Walton Shire Clerk.

PLAN REFILED IN PLAN ROOM AS E.I. 441843

Signed in my presence by the transferees
 JOHN GEORGE ATKINSON
 JOHN GEORGE ATKINSON
 DORREN MAY ATKINSON
 Transferee(s).

* If signed by virtue of any power of attorney, the original power must be registered in the Miscellaneous Register, and produced with each dealing, and the memorandum of non-attachment on back of form signed by the attorney before a witness.

† N.B.—Section 227 requires that the above Certificate be signed by each Transferor or his Solicitor or Conveyancer, and each on any person liable 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 signatures of the Transferees cannot be obtained without difficulty, and when the instrument does not impose a liability on the party taking under it. Where the instrument contains some special covenant by the Transferees or is not, not to a mortgage, encumbrances of land, the Transferees must accept personally.

G 709484

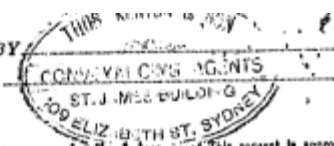
No. _____

1.

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.

CONSENT OF MORTGAGEE!
(N.B.—Before execution read marginal note.)

LODGED BY



This consent is appropriate to a transfer of part of the land in the Mortgage. The mortgage 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 this day of 19
Signed in my presence by

who is 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
Signed in the presence of—

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 is signed or acknowledged before one of these parties.

LEAVE THESE SPACES FOR DEPARTMENTAL USE.

INDEXED MEMORANDUM OF TRANSFER & GRANT OF EASEMENT
Checked by Particulars entered in Register Book
Volume 4982 Folio 185
" 7396 " 141
Passed (in S.D.B.) by
Signed by
the 28th day of January 1958 at
30 minutes past 2 o'clock in the afternoon.

DOCUMENTS LODGED HEREWITH
To be filled in by person lodging dealing.
Received Docs. No. 1
2
3
ALLOWANCE of 5/- to G 709485
reference of 221/- official
Deputy Registrar-General.

PROGRESS RECORD

	Initial	Date
Sent to Survey Branch		
Received from Records		
Draft written		
Draft examined		
Diagram prepared		
Diagram examined		
Draft forwarded		
Supt. of Engravers		
Cancellation Clerk		
Voc.		
Fol.		

EXECUTION OUTSIDE NEW SOUTH WALES.
Execution may be proved where the parties are resident—
(a) in any part of the British dominions outside the State of New South Wales by signing or acknowledging before the Registrar-General or Recorder of Titles of such Province, or before any Judge, Notary Public, Justice of the Peace for New South Wales, or Commissioner for taking affidavits for New South Wales, or 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, Governor's Resident, or Chief Secretary of such part or such part person as the Chief Justice of New South Wales may appoint.
(b) in the United Kingdom by signing or acknowledging before the Mayor or Chief Officer of any corporation or a Notary Public.
(c) in any foreign place by signing or acknowledging before (i) a British Consul, Office (which includes a British Ambassador, Envoy, Minister, Chargé d'Affaires, Secretary of Embassy or Legation, Consul-General, Acting Consul-General, Consul, Acting Consul, Vice-Consul, Acting Vice-Consul, Pro-Consul, Consular Agent and Acting Consular Agent), (ii) an Australian Consular Officer (which includes an Ambassador, High Commissioner, Minister, Head of Mission, Commissioner, Chargé d'Affaires, Consul-General, Consul, Vice-Consul, Trade Commissioner and Consular Agent), who should affix his seal of office, or the attesting witness may make a Declaration of the due execution thereof before one or such persons (who should sign and affix his seal to such declaration), or such other person as the said Chief Justice may appoint.

The fees are:—Upon lodgment (a) 1/- to 2/-, if accompanied by the relevant title or evidence of production thereof, (b) 2/- to 3/- otherwise. This fee includes endorsement on the first Certificate. In addition the following fees are payable:—(a) 1/- for each additional Certificate included in the Transfer, (b) 1/- for each new Certificate of Title issued, (c) 10/- where the Transfer obtains consent purporting to affect the use of any land, (d) 10/- where the Transfer is expressed to be made together with an agreement or expressed to reserve an easement in any way created or expressed, (e) 10/- where partial discharge of a mortgage is endorsed on the Transfer, (f) 1/- for each additional folio where the Certificate exceeds fifteen folios, (g) as approved, in cases involving more than one simple diagram or any diagram other than a simple diagram.
Transfers 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 real fee if desired.

Item 2 - 27C First Street, Cardiff



LAND
REGISTRY
SERVICES

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 30/196

SEARCH DATE	TIME	EDITION NO	DATE
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1/3/2022	2:28 PM	-	-

VOL 5150 FOL 246 IS THE CURRENT CERTIFICATE OF TITLE

LAND

LOT 30 IN DEPOSITED PLAN 196
AT COALBROOK
LOCAL GOVERNMENT AREA LAKE MACQUARIE
PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND
TITLE DIAGRAM DP196

FIRST SCHEDULE

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE (T C893704)

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

NOTE: THE LAND ABOVE DESCRIBED IS SHOWN AS RESERVE 20 LINKS WIDE IN
DP196

UNREGISTERED DEALINGS: NIL

*** END OF SEARCH ***

Item 3 – 27 First Street, Cardiff



**LAND
REGISTRY
SERVICES**

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 1/190522

SEARCH DATE	TIME	EDITION NO	DATE
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1/3/2022	2:32 PM	-	-

VOL 5139 FOL 18 IS THE CURRENT CERTIFICATE OF TITLE

LAND

LOT 1 IN DEPOSITED PLAN 190522
AT CARDIFF
LOCAL GOVERNMENT AREA LAKE MACQUARIE
PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND
TITLE DIAGRAM DP190522

FIRST SCHEDULE

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE (T C889620)

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 ***

Item 4 – 21 Narara Road, Cooranbong



NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 4/0/724

SEARCH DATE	TIME	EDITION NO	DATE
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22/4/2022	10:41 AM	1	25/3/2008

LAND

LOT 4 OF SECTION 0 IN DEPOSITED PLAN 724
LOCAL GOVERNMENT AREA LAKE MACQUARIE
PARISH OF DORA COUNTY OF NORTHUMBERLAND
TITLE DIAGRAM DP724

FIRST SCHEDULE

COUNCIL OF THE CITY OF LAKE MACQUARIE (R AD466549)

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

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 5/0/724

SEARCH DATE	TIME	EDITION NO	DATE
22/4/2022	10:42 AM	1	25/3/2008

LAND

LOT 5 OF SECTION 0 IN DEPOSITED PLAN 724
LOCAL GOVERNMENT AREA LAKE MACQUARIE
PARISH OF DORA COUNTY OF NORTHUMBERLAND
TITLE DIAGRAM DP724

FIRST SCHEDULE

COUNCIL OF THE CITY OF LAKE MACQUARIE (R AD466549)

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

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 6/0/724

SEARCH DATE	TIME	EDITION NO	DATE
22/4/2022	10:43 AM	1	25/3/2008

LAND

LOT 6 OF SECTION 0 IN DEPOSITED PLAN 724
LOCAL GOVERNMENT AREA LAKE MACQUARIE
PARISH OF DORA COUNTY OF NORTHUMBERLAND
TITLE DIAGRAM DP724

FIRST SCHEDULE

COUNCIL OF THE CITY OF LAKE MACQUARIE (R AD466549)

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

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 7/0/724

SEARCH DATE	TIME	EDITION NO	DATE
22/4/2022	10:38 AM	1	25/3/2008

LAND

LOT 7 OF SECTION 0 IN DEPOSITED PLAN 724
LOCAL GOVERNMENT AREA LAKE MACQUARIE
PARISH OF DORA COUNTY OF NORTHUMBERLAND
TITLE DIAGRAM DP724

FIRST SCHEDULE

COUNCIL OF THE CITY OF LAKE MACQUARIE

(R AD466549)

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 ***

Trust over 21 Narara Road, Cooranbong

Special Report of the Director Corporate Services to Ordinary Meeting of Council 9 July 2007



Special Report of the Director Corporate Services – Monday 9 July 2007

002 Cooranbong (Narara Road) - Transfer of Commonwealth Land to Council

Folder No: F2004/09382
Report By: Manager Property Services - Eric Neville - Ext. 1310

Précis:

Council holds the land subject of this report under lease from the Commonwealth until 30 June 2028. In 2004, the Commonwealth approached Council with a view to the transfer of title to the land to Council. Council subsequently resolved to accept title to the land and action to transfer the land has been proceeding.

The City Solicitor has advised that a further Council resolution is now required in specific terms, to allow the transfer to proceed.

Recommendation:

In connection with the transfer of title to Lots 4, 5, 6 and 7, Section O, DP 724, illustrated by hatching on the diagram in the appendix, Council resolves, upon transfer, to implement the terms of Trust as follows:

- a) The lands are to be made available for the use and benefit of the people of Australia as a reserve for the preservation and study of wildlife and to ensure that it is retained substantially in its natural state as a retreat for meditation and contemplation.
- b) The lands shall be contained in perpetuity for the aforesaid purpose.
- c) The reserves shall be open to the public at all practicable times.
- d) No operation for the recovery of minerals or the felling of timber shall be allowed in the reserves with the exception of any removal required for the operation and enjoyment of the reserve or rendered necessary for the reasons of safety.

Background:

Council holds the subject land, which comprises Lots 4, 5, 6 and 7, Section O, DP 724 containing an area of 2285m² illustrated on the diagram in the appendix, under lease from the Commonwealth, for open space purposes. The lease will expire on 30 June 2028. The land is zoned Open Space 6.1 under the Lake Macquarie Local Environmental Plan 2004.

The land was gifted to the Commonwealth many years ago to be held in trust as a nature reserve and following advice from the Commonwealth, Council resolved on 23 August 2004 to accept transfer of the land to be held as open space, on the basis that the transfer took place at no cost to Council.

Action to transfer the land has been proceeding and has been delayed because of the complexity of the manner in which the land was transferred to the Commonwealth. Transfer action is now nearing completion but requires a specific resolution of Council to implement the requirements of the Trust, as follows:

- a) The lands are to be made available for the use and benefit of the people of Australia as a reserve for the preservation and study of wildlife and to ensure that it is retained substantially in its natural state as a retreat for meditation and contemplation.
- b) The lands shall be contained in perpetuity for the aforesaid purpose.
- c) The reserves shall be open to the public at all practicable times.
- d) No operation for the recovery of minerals or the felling of timber shall be allowed in the reserves with the exception of any removal required for the operation and enjoyment of the reserve or rendered necessary for the reasons of safety.

Proposal:

That Council, upon transfer of Lots 4, 5, 6 and 7, Section 0, DP 724, resolves to implement the terms of the Trust.

Consultation:

The City Solicitor has been consulted in this matter.

Implications:

Policy Implications:

The action proposed is not outside current Council policy.

Environmental Implications:

The land proposed to be acquired is in its natural state and, as previously advised by the Community Planning Department, will provide a valuable addition to open space in the locality.

Social Implications:

There are no social implications arising from this matter.

Financial Implications:

The land is to be transferred to Council at no cost. Transfer will remove any obligation on Council to acquire the land under the planning instrument.

Risk and Insurance Implications:

There are no risk or insurance implications arising from this matter.

Options:

1. To proceed as recommended.

2. Not to proceed, in which case Council will forego the opportunity to acquire the land at no cost.

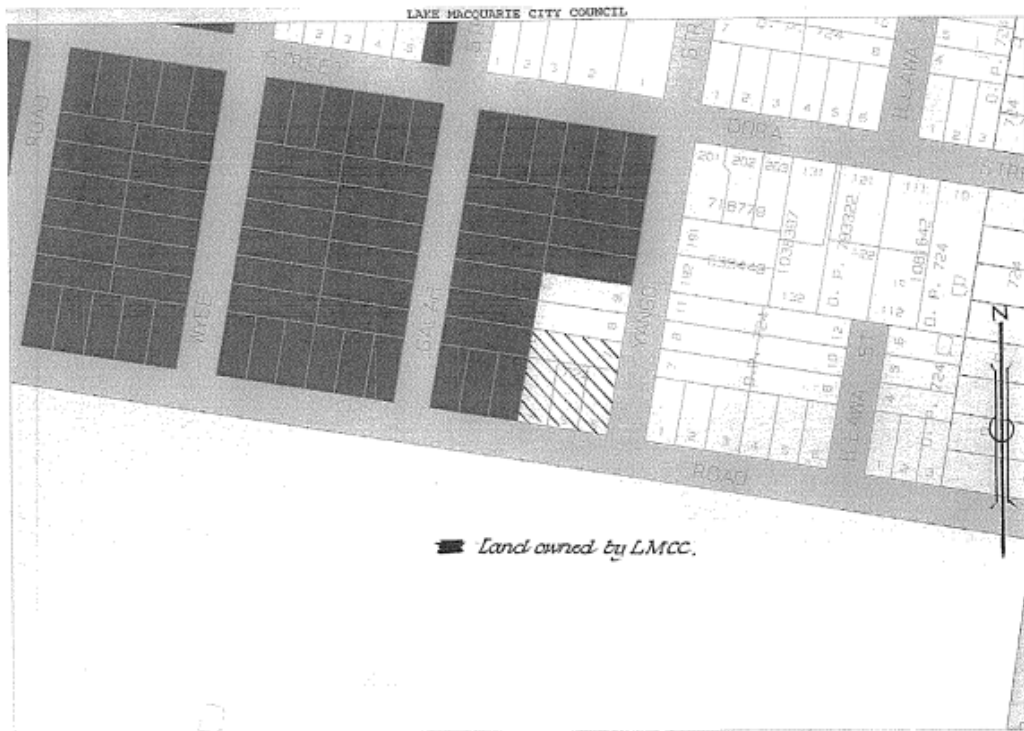
Conclusion:

The action proposed will allow the land to be transferred to Council in accordance with the previous resolution of Council.

Manager Finance & Administration - Ross Gilshenan

Internal Doc No:

Appendix A: Diagram showing area to be transferred – 2 pages



AAAAAappAA

(Carried)

002 Cooranbong (Narara Road) - Transfer of Commonwealth Land to Council

Folder No: F2004/09382
Report By: Manager Property Services - Eric Neville - Ext. 1310

153

Md. Cr. Hunter

Sd. Cr. Tammekand

In connection with the transfer of title to Lots 4, 5, 6 and 7, Section O, DP 724, illustrated by hatching on the diagram in the appendix, Council resolves, upon transfer, to implement the terms of Trust as follows:

- a) The lands are to be made available for the use and benefit of the people of Australia as a reserve for the preservation and study of wildlife and to ensure that it is retained substantially in its natural state as a retreat for meditation and contemplation.
- b) The lands shall be contained in perpetuity for the aforesaid purpose.
- c) The reserves shall be open to the public at all practicable times.
- d) No operation for the recovery of minerals or the felling of timber shall be allowed in the reserves with the exception of any removal required for the operation and enjoyment of the reserve or rendered necessary for the reasons of safety.

(Carried)

Recommendations of the Repol Committee – Monday 25 June 2007

154

Md. Cr. Hunter

Sd. Cr. Buck

The recommendations of the Repol Committee held on Monday 25 June 2007, be adopted as detailed below.

(Carried)

Item 5 - 48 Oakdale Road, Gateshead



NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 20/1115790

SEARCH DATE	TIME	EDITION NO	DATE
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22/4/2022	10:46 AM	4	2/3/2016

LAND

LOT 20 IN DEPOSITED PLAN 1115790
AT GATESHEAD
LOCAL GOVERNMENT AREA LAKE MACQUARIE
PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND
TITLE DIAGRAM DP1115790

FIRST SCHEDULE

COUNCIL OF THE CITY OF LAKE MACQUARIE

SECOND SCHEDULE (5 NOTIFICATIONS)

- 1 LAND EXCLUDES MINERALS (S.171 CROWN LANDS ACT 1989)
- 2 EXCEPTING LAND BELOW A DEPTH FROM THE SURFACE OF 20 METRES
- 3 DP1115790 RIGHT OF CARRIAGEWAY 20 METRE(S) WIDE AND VARIABLE APPURTENANT TO THE LAND ABOVE DESCRIBED
- 4 AE131867 LEASE TO LAKE MACQUARIE BUSINESS CENTRE LTD EXPIRES: 21/12/2015.
- 5 DP1217693 EASEMENT TO DRAIN WATER 3 METRE(S) WIDE AFFECTING THE PART(S) SHOWN SO BURDENED IN DP1217693

NOTATIONS

UNREGISTERED DEALINGS: NIL

*** END OF SEARCH ***

DP1115790

Registered: **18-8-2007**
 Title System: **TORRENS**
 Purpose: **SUBDIVISION**
 Ref. Map: **U6342-14***
 Last Plan: **DP729990**

PLAN OF SUBMISSION OF LOT 1908, D.P. 729990

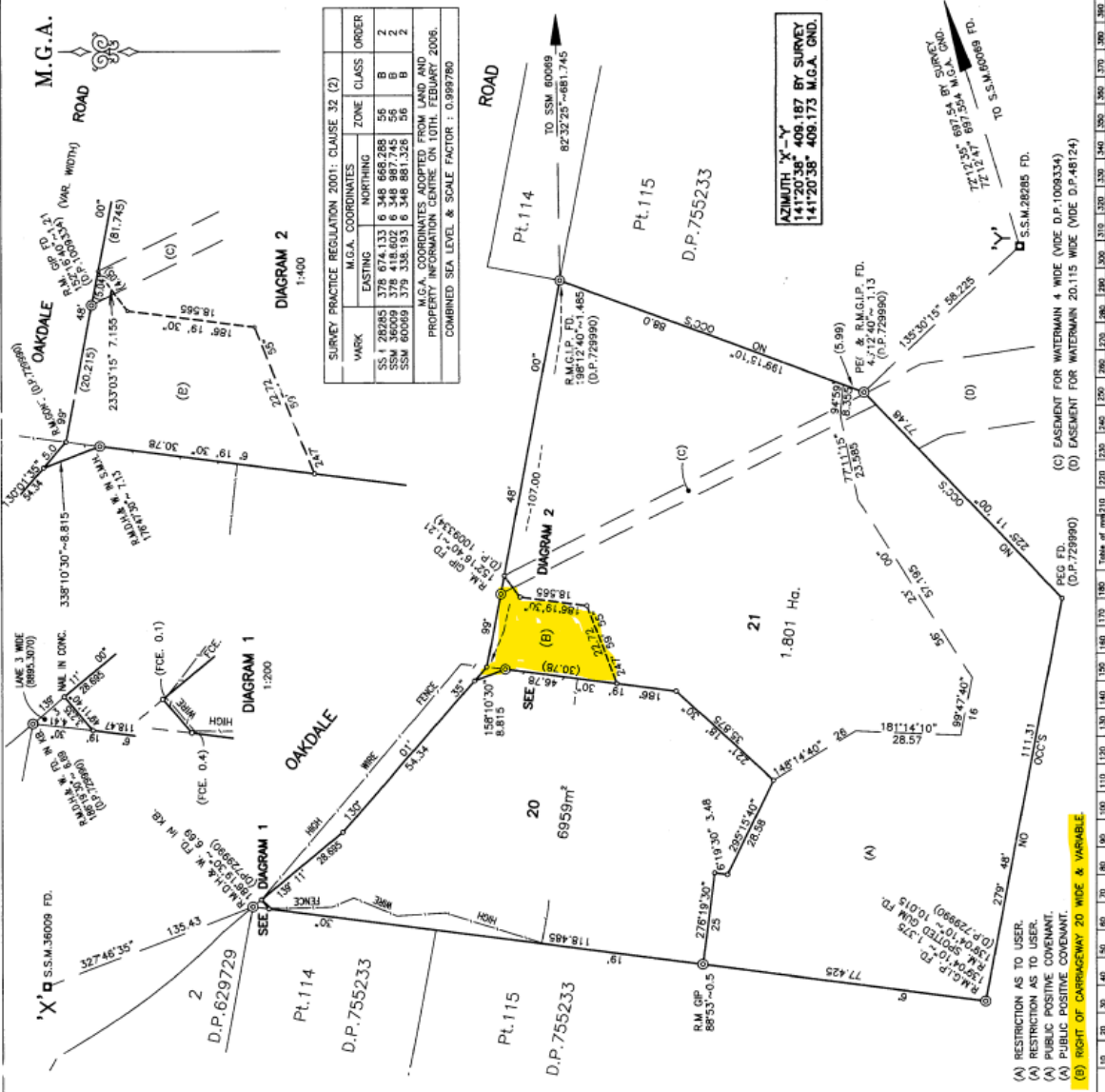
Lengths are in metres. Reduction Ratio: 1:750
LAKE MACQUARIE
GATESHEAD
KAHIBAH
NORTHLAND

This is a **Right-of-Way** plan in accordance with the **Survey Act, 2002** (Details of immovability)
 Survey Regulation, 2001
 Surveyor: **WILLIAM THOMPSON**
 Survey No.: **2216/2006**
 Date of Survey: **14/02/2006**
 The survey was conducted in accordance with the Survey Regulation, 2001 and was completed on **14/02/2006**.
 The survey was conducted in accordance with the Survey Regulation, 2001 and was completed on **14/02/2006**.
 The survey was conducted in accordance with the Survey Regulation, 2001 and was completed on **14/02/2006**.
 The survey was conducted in accordance with the Survey Regulation, 2001 and was completed on **14/02/2006**.

Please refer to the map for details of the survey/compensation.
 D.P. 729990
 D.P. 803334
 D.P. 833334
 D.P. 48174

PANEL FOR USE ONLY FOR statements of intention to dedicate public roads to create public reserves, of land or positive covenants.
PURSUANT TO SECTION 88B OF THE CONVEYANCING ACT 1919, IT IS INTENDED TO CREATE:

1. RESTRICTION AS TO USER. (A)
2. RESTRICTION AS TO USER. (A)
3. PUBLIC POSITIVE COVENANT. (A)
4. PUBLIC POSITIVE COVENANT. (A)
5. RIGHT OF CARRIAGEWAY 20 WIDE & VARIABLE. (B)



SIGNATURES AND SEALS ONLY
 THE COMMON SEAL OF THE COUNCIL OF THE CITY OF LAKE MACQUARIE was hereto affixed in pursuance of a resolution passed on **23rd** day of **April** 2007
MAYOR
GENERAL MANAGER

Department of Lands Approval
 (Authorized Officer) in approving the plan certifies that all necessary approvals in regard to the allocation of the land shown herein have been given.
 Signature: _____
 Title: _____
 Date: _____

Subdivision Certificate
 I certify that the provisions of s.108 of the Conveyancing Act 1919 have been complied with in relation to the subdivision of the land shown herein.
 Signature: _____
 Title: _____
 Date: _____

(A) RESTRICTION AS TO USER.
 (A) RESTRICTION AS TO USER.
 (A) PUBLIC POSITIVE COVENANT.
 (A) PUBLIC POSITIVE COVENANT.
(B) RIGHT OF CARRIAGEWAY 20 WIDE & VARIABLE.

Dealing AE131867:

Form: 07L
 Release: 2.1
 www.lands.nsw.gov.au

LEASE
 New South Wales
 Real Property Act 1900



AE131867W

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.

STAMP DUTY

Office of State Revenue use only

(A) **TORRENS TITLE**

Folio Identifier: 20/1115790

(B) **LODGED BY**

Document Collect	Name, Address or DX and Telephone	CODE
BOX 582W	DX 189 SYDNEY LLPN123426A PH 9233 1314 FAX 9233 2878	L
Reference:	LAKEMAC	

(C) **LESSOR**

COUNCIL OF THE CITY OF LAKE MACQUARIE
 of Administrative Centre, Main Road, Speers Point

The lessor leases to the lessee the property referred to above.

(D)

Encumbrances (if applicable):

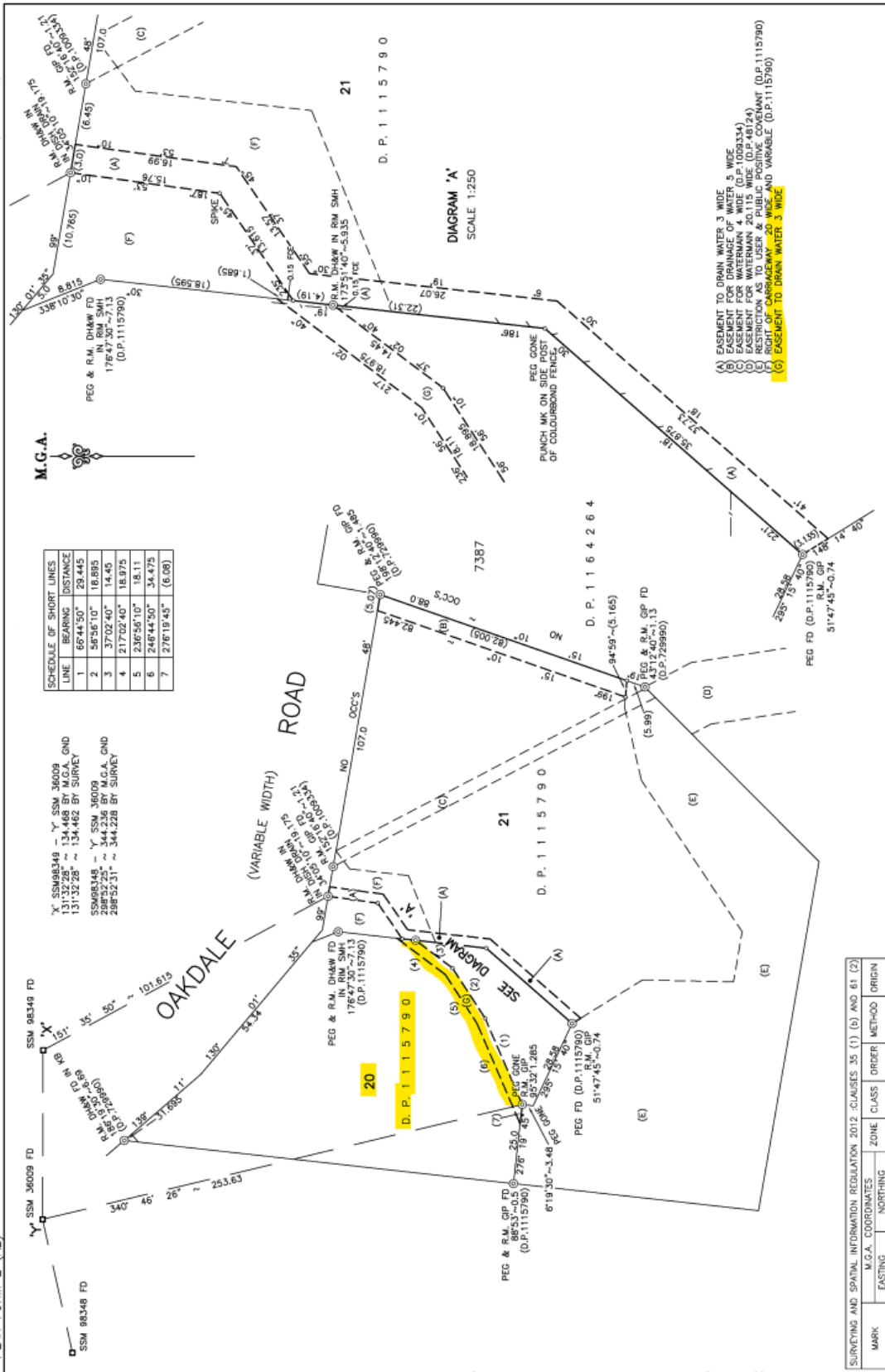
(E) **LESSEE**

LAKE MACQUARIE BUSINESS CENTRE LTD ACN 080 989 877
 having its registered office at 48 Oakdale Road, Gateshead.

TENANCY:

(G)

- TERM** Eight (8) years
- COMMENCING DATE** 22 December 2007
- TERMINATING DATE** 21 December 2015
- With an **OPTION TO RENEW** for a period of N.A.
 set out in clause N.A. of _____
- With an **OPTION TO PURCHASE** set out in clause _____ of N.A.
- Together with and reserving the **RIGHTS** set out in clause N.A. of N.A.
- Incorporates the provisions or additional material set out in **ANNEXURE(S)** A and B hereto.
- Incorporates the provisions set out in N.A. _____ in the Department of Lands, Land and Property Information Division as No(s). N.A.
- The **RENT** is set out in item No. 13 of Annexure A



SCHEDULE OF SHORT LINES

LINE	BEARING	DISTANCE
1	65°44'50"	23.445
2	56°56'10"	18.685
3	37°02'40"	14.45
4	217°02'40"	18.975
5	236°56'10"	18.11
6	246°44'50"	34.475
7	276°19'45"	(6.08)

X' SSM 98348 - Y' SSM 36009
 131.3228 ~ 134.468 BY M.G.A. GND
 131.3228 ~ 134.468 BY SURVEY

SSM 98348 - Y' SSM 36009
 444.228 BY M.G.A. GND
 288.5231 ~ 344.228 BY SURVEY

- (A) EASEMENT TO DRAIN WATER 3 WIDE
- (B) EASEMENT FOR DRAINAGE OF WATER 5 WIDE
- (C) EASEMENT FOR WATERMAN 4 WIDE (D.P. 1008334)
- (D) EASEMENT FOR WATERMAN 20 WIDE (D.P. 40124)
- (E) RESTRICTION AS TO THE PLACEMENT OF PILES
- (F) RIGHT OF CARRIAGEWAY 20 WIDE AND VARIABLE (D.P. 1115790)
- (G) EASEMENT TO DRAIN WATER 3 WIDE

SURVEYING AND SPATIAL INFORMATION REGULATIONS 2012 - CLAUSES 35 (1) (c) AND 61 (2)

MARK	M.G.A. COORDINATES	ZONE	CLASS	ORDER	METHOD	ORIGIN
SSM 36009	378 418.022	6	348	987	745	56
SSM 98348	378 519.226	6	348	888	592	56

M.G.A. COORDINATES ADOPTED FROM LAND AND SURVEY INFORMATION CENTRE ON 21ST, MAY 2015.

PROPERTY INFORMATION CENTRE ON 21ST, MAY 2015.

COMBINED SEA LEVEL & SCALE FACTOR 0.999775

PLAN OF EASEMENTS WITHIN LOTS 20 AND 21 D.P. 1115790

Surveyor: PETER WILLIAM THOMPSON
 Date of Survey: 06/06/2015
 Surveyor's Ref: F2011/01613

LCA: JANE MACQUARIE
 Locality: GATESHEAD
 Subdivision NO: —
 Lengths are in metres. Reduction Rate 1: 750

Registered

 DP1217693

Item 6 - 4a Clare Street, Glendale



LAND
REGISTRY
SERVICES

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 103/553828

SEARCH DATE	TIME	EDITION NO	DATE
-----	----	-----	----
22/4/2022	10:59 AM	-	-

VOL 11828 FOL 97 IS THE CURRENT CERTIFICATE OF TITLE

LAND

LOT 103 IN DEPOSITED PLAN 553828
AT EDGEWORTH
LOCAL GOVERNMENT AREA LAKE MACQUARIE
PARISH OF TERALBA COUNTY OF NORTHUMBERLAND
TITLE DIAGRAM DP553828

FIRST SCHEDULE

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE

SECOND SCHEDULE (6 NOTIFICATIONS)

- 1 RESERVATIONS AND CONDITIONS IN THE CROWN GRANT(S)
- 2 D392881 LAND EXCLUDES MINERALS AND IS SUBJECT TO RIGHTS TO MINE AFFECTING PART
- 3 D439903 LAND EXCLUDES MINERALS AND IS SUBJECT TO RIGHTS TO MINE AFFECTING PART
- 4 D439903 COVENANT AFFECTING PART
- 5 D392881 COVENANT AFFECTING PART
- 6 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 ***

Dealing D439903:

Req:R703507 /Doc:DL D439903 /Rev:24-Apr-1997 /NSW LRS /Pgs:ALL /Prt:22-Apr-2022 11:27 /Seq:1 of 4
 © Office of the Registrar-General /Src:HAZLETT /Ref:LMCC-LAKEMAC-W1786JM_4aClareStGLE

D439903

From: *Rawcliffe 4/6*
 Registrar ..
 Referee ..
 Certificate ..

MEMORANDUM OF TRANSFER
 (1926-45) ACT 1926

THE NEWCASTLE WALLSEND COAL COMPANY a Company duly incorporated by Act of Parliament and carrying on business at Sydney and elsewhere in the State of New South Wales (herein called Transferrer Company) 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 five pounds** (£ 75. 0. 0) (the receipt whereof is hereby acknowledged) paid to it by **RICHARD COLIN CARROLL of Wakefield Via Killingworth Saw Mill Proprietor**

RECORDED IN
 TRANSFER BOOK A2 19
350851
 (herein called "Transferee")

Doth hereby transfer to the said Transferee
 ALL such its Estate and Interest in ALL THE land mentioned in the Schedule following:

County	Parish	State if whole or part	Vol.	Fol.
Northumberland	Teralba	Part and being the land shown in Plan hereunto annexed with the letters 'A' on Deposited Plan No. 111	5215	111

RESERVING to the said Transferrer Company and its sequels in title and assigns all Coal and other minerals not including any minerals reserved to the Crown lying in and under the land hereby transferred TOGETHER with all necessary and proper rights underground rights of way and other underground rights powers and easements to enable it or them to get win work and transport all Coal minerals and other materials belonging to it or them AND the said Transferee Doth hereby for himself his heirs executors administrators and assigns and transferees or other the registered proprietor for the time being of the land hereby transferred covenant with the said Transferrer Company its sequels in title and assigns or other the registered proprietor for the time being of the land adjoining the land hereby transferred as follows THAT the said Transferrer Company its sequels in title or assigns or other the registered proprietor for the time being of the land adjoining the land hereby transferred shall not be liable to the said Transferee his sequels in title or assigns or other the registered proprietor or proprietors for the time being of the land hereby transferred for any pitfalls or subsidences which may have already or which may hereafter take place on or under the land hereby transferred or on any other land adjacent thereto or for any damage or nuisance occasioned thereby AND THAT the said Transferee his sequels in title or assigns or other the registered proprietor or proprietors for the time being of the land hereby transferred will for the benefit of the adjoining land of the said Transferrer Company abstain from using the land hereby transferred for any purpose requiring the erection of any fence dividing the land hereby transferred from such adjoining land without first obtaining the consent of the said Transferrer Company in writing but such consent shall not be necessary whenever any such fence shall be erected and maintained without expense to the said Transferrer Company AND THAT he or they will not carry on or permit to be carried on upon the land hereby transferred or any part thereof any chemical works or any noxious noisome dangerous or offensive art trade business occupation or calling AND LASTLY pursuant to Section 88 of the "Conveyancing Act 1919-1943" it is hereby declared (a) That the land to which the benefit of the last two preceding covenants are intended to be appurtenant is the residue of the land comprised in Certificate of Title Volume 5215 folio 111 ; (b) That the land which is subject to the burden of such covenants and the foregoing easements is the whole of the land comprised in this Transfer; (c) That the land to which the benefit of the foregoing easements are intended to be appurtenant is the residue of the land comprised in Certificates of Title Volume 2548 folios 65 and 66, Volume 45 folio 17, Volume 862 folio 232, Volume 3827 folio 205, Volume 2930 folio 147, Volume 2981 folio 196, Volume 2998 folio 119, Volume 3355 folio 161, Volume 3503 folio 143, Volume 3381 folio 140, Volume 3435 folio 151, Volume 3567 folio 229, Volume 3553 folio 230, Volume 3686 folio 164, Volume 3651 folio 77, Volume 3637 folio 84, Volume 3804 folio 114, Volume 3704 folio 176, Volume 3821 folio 179, Volume 3788 folio 25, Volume 3855 folio 63, Volume 3855 folio 211, Volume 3980 folio 206, Volume 4070 folio 47, Volume 4087 folio 237, Volume 4082 folio 46, Volume 4048 folio 120, Volume 5215 folio 110, Volume 5215 folio 111, Volume 4144 folio 220, Volume 4141 folio 232, Volume 4253 folio 153, Volume 4238 folio 179, Volume 4367 folio 165, Volume 4402 folio 205, Volume 5375 folio 238, and the whole of the land comprised in Certificate of Title Volume 3441 folio 133, Conveyance Book 1313 number 272. (d) That the said The Newcastle

*As per plan of 1911
 and map of 1911
 (111/111)*

Wallsend Coal Company or its successors are the parties by whom or by whose consent the said covenants and foregoing easements may be released varied or modified.

ENCUMBRANCES, &c., REFERRED TO.

RESERVATIONS to the Crown as contained in the original Grant or Grants and also noted on the said Certificate of Title.

IN WITNESS whereof the Common Seal of The Newcastle Wallsend Coal Company was hereto affixed at Sydney the thirtieth day of May 1945.

The Common Seal of The Newcastle Wallsend Coal Company was herewith affixed by order of the Directors present at and forming a Board of Directors of the said Company in the presence of

Edison
Secretary

St. John Broggin
J.W. Wilson
T.W. Kato
G. J. Kato
E. Kato

Transferee.

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

Signed in my presence by the Transferee WHO IS PERSONALLY KNOWN TO ME

J. J. Kelly
G. J. Kato
Transferee
Ref: 100
Newcastle

R. B. Carroll

Transferee.

Dealing D392881:

Fee:
 Judgment
 Endorsement
 Certificate
 £ : : 2.00
 FEE SIMPLE

D392881



THE NEWCASTLE WALLSEND COAL COMPANY a Company duly incorporated by Act of Parliament and carrying on business at Sydney and elsewhere in the State of New South Wales (herein called Transferrer Company; 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 one hundred and fifty pounds (£ 150. 0. 0) (the receipt whereof is hereby acknowledged) paid to it by JOHN NEIL CARROLL of Cardiff Crossroads Sawmiller

PLAN REFERRED TO PLAN CROSS

350286

(herein called "Transferee")

Doth hereby transfer to the said Transferee ALL THE land mentioned in the Schedule following:

County	Parish	State if whole or part	Vol.	Fol.
Northumberland	Teralba	Part and being <u>the land shown in Plan hereunto annexed and marked with the letter "A"</u>	5215	111

RESERVING to the said Transferrer Company and its sequels in title and assigns all Coal and other minerals not including any minerals reserved to the Crown lying in and under the land hereby transferred TOGETHER with all necessary and proper rights underground rights of way and other underground rights powers and easements to enable it or them to get win work and transport all Coal minerals and other materials belonging to it or them AND the said Transferee Doth hereby for himself his heirs-executors administrators and assigns and transferees or other the registered proprietor for the time being of the land hereby transferred covenant with the said Transferrer Company its sequels in title and assigns or other the registered proprietor for the time being of the land adjoining the land hereby transferred as follows THAT the said Transferrer Company its sequels in title or assigns or other the registered proprietor for the time being of the land adjoining the land hereby transferred shall not be liable to the said Transferee his sequels in title or assigns or other the registered proprietor or proprietors for the time being of the land hereby transferred for any pitfalls or subsidences which may have already or which may hereafter take place on or under the land hereby transferred or on any other land adjacent thereto or for any damage or nuisance occasioned thereby AND THAT the said Transferee his sequels in title or assigns or other the registered proprietor or proprietors for the time being of the land hereby transferred will for the benefit of the adjoining land of the said Transferrer Company abstain from using the land hereby transferred for any purpose requiring the erection of any fence dividing the land hereby transferred from such adjoining land without first obtaining the consent of the said Transferrer Company in writing but such consent shall not be necessary whenever any such fence shall be erected and maintained without expense to the said Transferrer Company AND THAT he or they will not carry on or permit to be carried on upon the land hereby transferred or any part thereof any chemical works or any noxious noisome dangerous or offensive art trade business occupation or calling AND LASTLY pursuant to Section 88 of the "Conveyancing Act 1919-1943" it is hereby declared (a) That the land to which the benefit of the last two preceding covenants are intended to be appurtenant is the residue of the land comprised in Certificate of Title Volume 5215 folio 111 ; (b) That the land which is subject to the burden of such covenants and the foregoing easements is the whole of the land comprised in this Transfer; (c) That the land to which the benefit of the foregoing easements are intended to be appurtenant is the residue of the land comprised in Certificates of Title Volume 2548 folios 65 and 66, Volume 45 folio 17, Volume 82 folio 232, Volume 3827 folio 205, Volume 2930 folio 147, Volume 2981 folio 196, Volume 2998 folio 115, Volume 3355 folio 161, Volume 3503 folio 143, Volume 3381 folio 140, Volume 3435 folio 151, Volume 3567 folio 229, Volume 3553 folio 230, Volume 3686 folio 164, Volume 3651 folio 77, Volume 3637 folio 84, Volume 3804 folio 114, Volume 3704 folio 176, Volume 3821 folio 179, Volume 3788 folio 25, Volume 3855 folio 63, Volume 3855 folio 211, Volume 3980 folio 206, Volume 4070 folio 47, Volume 4087 folio 237, Volume 4082 folio 46, Volume 4048 folio 120, Volume 5215 folio 110, Volume 5215 folio 111, Volume 4144 folio 220, Volume 4141 folio 232, Volume 4253 folio 153, Volume 4238 folio 179, Volume 4367 folio 165, Volume 4402 folio 205, Volume 5375 folio 238, and the whole of the land comprised in Certificate of Title Volume 3441 folio 133, Conveyance Book 1313 number 272. (d) That the said The Newcastle

6/15 partially consistent

Wallsend Coal Company or its successors are the parties by whom or by whose consent the said covenants and foregoing easements may be released varied or modified.

ENCUMBRANCES, &c., REFERRED TO.

RESERVATIONS to the Crown as contained in the original Grant or Grants and also noted on the said Certificate of Title.

IN WITNESS whereof the Common Seal of The Newcastle Wallsend Coal Company was hereto affixed at Sydney the *thirtieth* day of *May* 1945.

The Common Seal of The Newcastle Wallsend Coal Company was hereto affixed by order of the Directors present at and forming a Board of Directors of the said Company in the presence of

W. J. J. Scroggie
W. J. J. Scroggie
W. J. J. Scroggie
W. J. J. Scroggie
W. J. J. Scroggie

Allison
Secretary

Transferees.

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

Signed in my presence by the Transferee WHO IS PERSONALLY KNOWN TO ME

J. J. J. J. J.
J. J. J. J. J.
J. J. J. J. J.
Newcastle

J. J. J. J. J.

Transferee.

Item 7 - 62A Graham Street, Glendale



LAND
REGISTRY
SERVICES

NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 62/247342

SEARCH DATE	TIME	EDITION NO	DATE
-----	----	-----	----
22/4/2022	11:06 AM	-	-

VOL 12531 FOL 73 IS THE CURRENT CERTIFICATE OF TITLE

LAND

LOT 62 IN DEPOSITED PLAN 247342
AT CARDIFF
LOCAL GOVERNMENT AREA LAKE MACQUARIE
PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND
TITLE DIAGRAM DP247342

FIRST SCHEDULE

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE

SECOND SCHEDULE (4 NOTIFICATIONS)

- 1 RESERVATIONS AND CONDITIONS IN THE CROWN GRANT(S)
- 2 A926932 LAND EXCLUDES MINERALS AND IS SUBJECT TO RIGHTS TO MINE
- 3 A926932 COVENANT
- 4 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 ***

Dealing A926932:

Reg:R703526 /Doc:DL A926932 /Rev:29-Jul-2009 /NSW LRS /Pgs:ALL /Prt:22-Apr-2022 11:29 /Seq:1 of 4
© Office of the Registrar-General /Sro:HAZLETT /Ref:LMCC-LARENMAC-W1786JM 4a:ClareStOLE

Indorsement.....

Settles.....

MEMORANDUM OF TRANSFER

(REAL PROPERTY ACT, 1900.)



A9269326

SEMPLE

Handwritten notes:
3-2
6/10/18
26/4/22



A926932

16932

THE NEWCASTLE WALLSEND COAL COMPANY a Company duly incorporated by Act of Parliament and carrying on business at Sydney and elsewhere in the State of New South Wales 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 by memorandum underwritten or endorsed hereon, in consideration of ONE

HUNDRED AND TEN POUNDS FIVE SHILLINGS (£110: 5: 0)

paid to it by JAMES HALDENE McDONALD of West Wallsend Carpenter and THOMAS McDONALD of West Wallsend Engine Driver

the receipt whereof is hereby acknowledged,

doth hereby transfer to the said James Haldene McDonald and Thomas McDonald as Tenants in Common

ALL its Estate and Interest, as such registered proprietor, in ALL THAT piece of land containing eighteen acres one rood and twenty perches situate in the Shire of Lake Macquarie, Parish of Kahibah and County of Northumberland

being part of the land comprised in Certificate of Title

dated 21st January 1915 registered volume No. 2548 folio 64 and being Lot No. 16 as shown on Deposited Plan No. 8479

RESERVING to said Transferrer Company and its sequels in title and assigns all Coal and other minerals not including any minerals reserved to the Crown lying in and under the land hereby transferred ~~Together with all necessary and proper rights, powers and easements~~ underground rights of way and other underground to enable it or them to get win work and convey all Coal minerals and other materials belonging to it or them from and to the workings of its or their mines within the Municipality of Wallsend and the Shires of Lake Macquarie and Tarro AND the said McDonald James Haldene McDonald and Thomas / doth hereby themselves and their administrators and assigns and transferees or other the registered proprietor for the time being of the land hereby transferred covenant with the said Transferrer Company its and their sequels in title and assigns or other the registered proprietor for the time being of the land adjoining the land hereby transferred as follows That the said Transferrer Company its sequels in title or assigns or other the registered proprietor for the time being of the land adjoining the lands sold as aforesaid shall not be liable to the Transferee and their sequels in title or assigns or other the registered proprietor or proprietors for the time being of the land hereby transferred for any pitfalls or subsidences which may have already or which may hereafter take place on or under the land hereby transferred or on any other land adjacent thereto or for any damage or nuisance occasioned thereby AND FURTHER that the Transferee and their sequels in title or assigns or other the registered proprietor or proprietors for the time being of the land hereby transferred will for the benefit of the adjoining land of the Transferrer Company abstain from using the land hereby transferred for any purposes requiring the erection of any fence dividing the land hereby transferred from such adjoining land without first obtaining the consent of the Transferrer Company in writing Provided that such consent shall not be necessary whenever any such fence shall be erected and maintained without expense to the Transferrer Company.

MRD
~~RESERVATIONS to the Crown as contained in the original Grant or Grants and also
noted in the said Certificate of Title.~~

Pursuant to Section 89 of the "Conveyancing Act 1919" it is hereby declared:-

(a) That the land to which the benefit of the last preceding covenant is intended to be appurtenant is the residue of the land as shown on Deposited Plan No. 8479

(b) That the land which is subject to the burden of such covenant is the whole of the land comprised in this Transfer.

(c) That the Transferrer Company its sequels in title or assigns are the parties by whom or by whose consent the said covenant may be released varied or modified.)

MEMORANDUM OF ENCUMBRANCES &c. REFERRED TO

RESERVATIONS to the Crown as contained in the original Grant or Grants and also noted in the said Certificate of Title

In witness whereof the Common Seal of the NEWCASTLE WALLSEND COAL COMPANY was hereto affixed at Sydney the *eighth* day of *March* in the year of our Lord one thousand nine hundred and *twenty three*.

The Common Seal of the NEWCASTLE WALLSEND COAL COMPANY was hereunto affixed by order of the Directors present at and forming a Board of Directors of the said Company in the presence of

Alexander
Secretary.

St. Be. Scroggs
W. J. ...
...
...

Transferrors.

Item 8 - 16 Skye Street, Morisset



NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 1/12/758707

SEARCH DATE	TIME	EDITION NO	DATE
-----	----	-----	----
22/4/2022	11:10 AM	-	-

VOL 1007 FOL 207 IS THE CURRENT CERTIFICATE OF TITLE

LAND

LOT 1 OF SECTION 12 IN DEPOSITED PLAN 758707
AT MORISSET
LOCAL GOVERNMENT AREA LAKE MACQUARIE
PARISH OF MORISSET COUNTY OF NORTHUMBERLAND
(FORMERLY KNOWN AS ALLOTMENT 1 OF SECTION 12)
TITLE DIAGRAM CROWN PLAN 1.2933

FIRST SCHEDULE

THE COUNCIL OF THE SHIRE OF LAKE MACQUARIE (T K250275)

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 ***

Item 9 - 38 Alison Street, Redhead



NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 50/844457

SEARCH DATE	TIME	EDITION NO	DATE
-----	----	-----	----
22/4/2022	11:12 AM	1	15/11/1994

LAND

LOT 50 IN DEPOSITED PLAN 844457
AT REDHEAD
LOCAL GOVERNMENT AREA LAKE MACQUARIE
PARISH OF KAHIBAH COUNTY OF NORTHUMBERLAND
TITLE DIAGRAM DP844457

FIRST SCHEDULE

LAKE MACQUARIE CITY COUNCIL

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 ***

Item 10 - 20 Ruttleys Road, Wyee



NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 495/755242

SEARCH DATE	TIME	EDITION NO	DATE
-----	----	-----	----
22/4/2022	11:15 AM	-	-

VOL 12210 FOL 182 IS THE CURRENT CERTIFICATE OF TITLE

LAND

LOT 495 IN DEPOSITED PLAN 755242
LOCAL GOVERNMENT AREA LAKE MACQUARIE
PARISH OF MORISSET COUNTY OF NORTHUMBERLAND
(FORMERLY KNOWN AS PORTION 495)
TITLE DIAGRAM CROWN PLAN 8583.2111

FIRST SCHEDULE

THE COUNCIL OF CITY OF LAKE MACQUARIE (T V452290)

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
 - 3 V452290 EASEMENT FOR TRANSMISSION LINE AFFECTING THE LAND SHOWN AS PROPOSED EASEMENT FOR TRANSMISSION LINE 70 WIDE IN DP636252
- * 0749325 EASEMENT VESTED IN NEW SOUTH WALES ELECTRICITY TRANSMISSION AUTHORITY

NOTATIONS

UNREGISTERED DEALINGS: NIL

*** END OF SEARCH ***

Dealing V452290:

Req:R703538 /Doc:DL V452290 /Rev:14-Aug-1997 /NSW LRS /Pgs:ALL /Prt:22-Apr-2022 11:30 /Seq:1 of 5
 © Office of the Registrar-General /Src:HAZLETT /Ref:LMCC-LAKEMAC-W1786JM 20RuttleysRd

RP 13A

STAMP DUTY



15 NOV



V452290

BRAY



TRANSFER (INCLUDING EASEMENT/COVENANTS)

REAL PROPERTY ACT, 1900
(See Instructions for Completion on back of form)

A 1 of 1 X
\$ 30.00 E

DESCRIPTION OF LAND
Note (a)

LAND being transferred		
Torrens Title Reference	If Part Only, Define Whole and Give Details	Location
VOLUME: 12210. FOLIO: 182.	WHOLE	PARISH: MORISSET. COUNTY: NORTHUMBERLAND LAND: WYEE.

TENEMENTS PANEL
Note (b)
This panel also to be completed for covenants by transferor

Servient Tenement (Land burdened by easement)		Dominant Tenement (Land benefited by easement)	
Torrens Title Reference	Torrens Title Reference	Torrens Title Reference	Torrens Title Reference
VOLUME: 12210. FOLIO: 182.			

TRANSFEROR
Note (c)

THE ELECTRICITY COMMISSION OF NEW SOUTH WALES, Hyde Park Tower, Cnr. Park and Elizabeth Streets, SYDNEY. N.S.W.	OFFICE USE ONLY N
--	----------------------

Note (d)

(the abovesaid TRANSFEROR) hereby acknowledges receipt of the consideration of \$ 70,000.00 and transfers an estate in fee simple in the land being transferred above described to the TRANSFEREE

TRANSFEREE
Note (e)

THE COUNCIL OF CITY OF LAKE MACQUARIE, Administrative Centre, SPEERS POINT. N.S.W.	OFFICE USE ONLY OVER
---	-------------------------

TENANCY
Note (f)

— as joint tenants/tenants in common —

PRIOR ENCUMBRANCES
Note (g)

subject to the following PRIOR ENCUMBRANCES 1. _____
 2. _____ 3. _____
 AND the TRANSFEROR—
 (i) GRANTS/RESERVES an easement as set out in SCHEDULE ONE hereto
 (ii) GRANTS/RESERVES the TRANSFEREE the right of way as set out in SCHEDULE ONE hereto
 AND the TRANSFEREE COVENANTS with the TRANSFEROR as set out in SCHEDULE ONE hereto

Note (h)

DATE OF TRANSFER *13th November, 1984*

We hereby certify this dealing to be correct for the purposes of the Real Property Act, 1900.

Signed for The Electricity Commission of New South Wales pursuant to a Delegation made on 22nd December, 1983.

EXECUTION
Note (h)

Signed in my presence by the Transferor who is personally known to me.

Signatures of Witness

Name of Witness (BLOCK LETTERS)

Address and occupation of Witness

Note (h)

Signed in my presence by the Transferee who is personally known to me.

Signatures of Witness

Name of Witness (BLOCK LETTERS)

Address and occupation of Witness

[Signature]
Delegated of the Commission

[Signature]
(Peter Allan Ross)
Signature of Transferee "E" Solicitor

TO BE COMPLETED BY LODGING PARTY
Notes (i) and (j)

LOGGED BY REED HANIGAN & CO 39 HUNTER ST., SYDNEY DX 452 BYDNEY, PH: 222 1400 39U		LOCATION OF DOCUMENTS CT OTHER <input checked="" type="checkbox"/> <i>Prod Dec</i> Herewith, In Reg.O. with Produced by	
Extra Fee 200 5385 A-B RA7	Checked by J.E.F.	REGISTERED 11-1-85 Registrar General	

SCHEDULE ONE HEREINBEFORE REFERRED TO

The Transferor hereby reserves

Notes (4) and (5)

RESERVING THEREFROM full and free right leave liberty and licence for the transferor its successors and assigns (being the Crown or a public or local authority constituted by Act of Parliament) its and their servants and all other persons authorised by it or them to act on its or their behalf -

- (a) to erect construct place inspect alter repair renew maintain and use through along and in and remove from the parcel of land shown as "proposed easement for transmission line 70 metres wide" within Deposited Plan 636252 ~~a copy of which is annexed hereto marked "A"~~ which parcel of land is hereinafter referred to as the "servient tenement" overhead electricity transmission mains wires and cables and the supports therefor (including towers and poles) and other ancillary works for the transmission of electricity and for the purposes incidental thereto and to repair inspect alter renew maintain use and remove any works of the aforementioned categories as are already erected constructed or placed in the servient tenement (the ownership of all of which works the transferee hereby acknowledged is vested in the transferor), and
- (b) to cause or permit electricity to flow or be transmitted through and along the said transmission mains wires and cables, and
- (c) with or without horses vehicles plant and equipment to enter and be in the servient tenement for the purpose of exercising any rights granted to it or them hereunder, and
- (d) to cut or trim or lop trees branches and other growths or foliage exceeding three metres in height which now or at any time hereafter may overhang encroach or be in or on the servient tenement and which may or may be likely to interfere with any right leave liberty or licence granted hereunder.

And the transferee doth hereby for itself its successors and assigns as owner or owners for the time being of the servient tenement covenant with the transferor its said successors and assigns that it or they will not -

- (a) do or knowingly suffer to be done any act or thing which may interfere with injure damage or destroy the said mains wires cables towers poles or ancillary works or any of them or obstruct prevent or interfere with the free flow of electricity through and along the said transmission mains and cables, and
- (b) erect or place or permit the erection or placing in or on the servient tenement of any building structure plant or apparatus without the permission in writing of the said transferor its said successors or assigns.

SCHEDULE TWO HEREINBEFORE REFERRED TO

The Transferee hereby covenants with

Notes (4) and (5)
Also complete
payments paid as
first of term


File 47864

TO: ~~MINISTER FOR ENERGY~~
FROM: PROPERTY OFFICER, ELECTRICITY COMMISSION OF NSW
SUBJECT: VALES POINT POWER STATION
PROPOSED SALE TO LAKE MACQUARIE MUNICIPAL COUNCIL

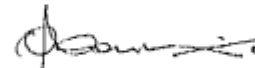
In 1980 the Commission acquired a parcel of rural land comprising some 18 hectares in Rattleys Road, Wyce, because of the affect of the nearby Coal Conveyor and possible flooding from the Vales Point Ash Dam.

Lake Macquarie Municipal Council wishes to purchase the property to establish sewage treatment works, which would be compatible with the Commission's activities in the area.

The Council has agreed to pay a purchase price of \$70,000.00 which has been determined in accordance with the Commission's established policy and procedures.

RECOMMENDATION

It is recommended that consent be given for the sale of Portion 495, Parish of Morisset, County of Northumberland in consideration of the payment of \$70,000.00 subject to the retention of an easement 70 metres wide to accommodate a Commission transmission line.



ACTING PROPERTY OFFICER

-3 JUL 1984

Handwritten notes:
Approved
Res. Jones
8/7

This is the Annexure marked "A" referred to in the Statutory Declaration of Brian James Butcher
BEFORE ME

NSGR/PROPERTY



300, September 1984

Dealing O749325:

Req:R703573 /Doc:DL O749325 /Rev:23-Jan-2008 /NSW LRS /Pgs:ALL /Prt:22-Apr-2022 11:32 /Seq:1 of 3
 © Office of the Registrar-General /Src:HAZLETT /Ref:LMCC-LAKEMAC-W1786JM_20RuttleysRd

97-11R



REQUEST
 Real Property Act 1900



0
749325

(A) **STAMP DUTY**
 If applicable.

Office of State Revenue use only

(B) **TITLE**
 Show no more than 20.

SEE SCHEDULE	
---------------------	--

(C) **REGISTERED DEALING**
 If applicable.

SEE SCHEDULE

(D) **LODGED BY**

L.T.O. Box	Name, Address or DX and Telephone	Dealing Code
1170R	PETER HOPLEY 9 MARTIN STREET ROSELANDS, NSW, 2196	
<small>REFERENCE (max 15 characters):</small>		

(E) **APPLICANT**

**THE NEW SOUTH WALES ELECTRICITY TRANSMISSION
 AUTHORITY**

(F) **REQUEST**

REQUESTS:
 The Registrar - General pursuant to Section 46C of the Real Property Act 1900, to record the NEW SOUTH WALES ELECTRICITY TRANSMISSION AUTHORITY as the proprietor of the estate and interest in the **casements defined in the Schedule hereto**, in respect of which the Electricity Commission of New South Wales is registered as proprietor, such estate and interest having been transferred to the New South Wales Electricity Transmission Authority by virtue of Clause 4 (1) of Schedule 2 to the Electricity Transmission Authority Act, 1994.

PETER HOPLEY
 Authorised Agent of
 New South Wales Electricity
 Transmission Authority

OFF BA N 502405

VALES POINT - SYDNEY WEST 330 KV TRANSMISSION LINE

INDEX	PLAN	TITLE & DESCRIPTION	METHOD OF CREATION	DEALING
195	P6409	LOT 1 DP 838622 FI 1 / 838622	TRANSFER and GRANT	K135456 EA
		LOT 2 DP 838622 FI 2 / 838622	TRANSFER and GRANT	K135456 EA
		LOT 3 DP 802592 FI 3 / 802592	TRANSFER and GRANT	K135456 EA
		LOT 4 DP 802592 FI 4 / 802592	TRANSFER and GRANT	K135456 EA
196	P6410	LOT 2 DP 732708 FI 2 / 732708	TRANSFER and GRANT } NOT ON REGISTER	K160116
		LOT 1 DP 732708 FI 1 / 732708	TRANSFER and GRANT	K160116
197	P6411	LOT 3 DP 573758 FI 3 / 573758	TRANSFER and GRANT	K349551 EA
198	P6412	LOT 2 DP 578207 FI 2 / 578207	TRANSFER and GRANT	K35184 EA
		LOT 10 DP 632550 FI 10 / 632550	TRANSFER and GRANT	K35184 EA
199	P6413	LOT 3 DP 617014 FI 3 / 617014	R.GG 23.7.1965 NO 95 FOL. 2375 } NOT ON REGISTER	
		LOT 4 DP 617014 FI 4 / 617014	R.GG 23.7.1965 NO 95 FOL. 2375	
201	P6415	LOT 1 DP 609224 FI 1 / 609224	R.GG 23.7.1965 NO 95 FOL. 2375 OFF BA N 607192	AA
203	P6555	LOT 177 DP 246359 FI 177 / 246359	TRANSFER and GRANT	K352432 ED
204	16987	LOT 495 DP 755242 FI 495 / 755242	TRANSFER and GRANT	V452290 EA
205	P17033	LOT 172 DP 755253 FI 172 / 755253	R.GG 17.8.1984 NO 125 FOL. 4196	W536342 EA
		LOT 30 DP 755253 FI 30 / 755253	R.GG 17.8.1984 NO 125 FOL. 4196	W536342 EA
		LOT 23 DP 753239 FI 23 / 753239 ?	R.GG 17.8.1984 NO 125 FOL. 4196 } NOT ON REGISTER	W536342
		LOT 84 DP 753239 FI 84 / 753239	R.GG 17.8.1984 NO 125 FOL. 4196	W536342
		LOT 72 DP 753239 FI 72 / 753239	R.GG 17.8.1984 NO 125 FOL. 4196 } NOT HELD IN ALTS	W536342
207	P18457	LOT 1 DP 238571 FI 1 / 238571	TRANSFER and GRANT	1163196 EA

* Current
P259102

0

749325

(G)

STANDARD EXECUTION

DATE 27th November 1995

Certified correct for the purposes of the Real Property Act 1900.
Signed in my presence by the Applicant who is personally known to me.

Elizabeth Mitchell
Signature of Witness
ELIZABETH MITCHELL

Name of Witness (BLOCK LETTERS)
4 NORTH LIVERPOOL ROAD, HECKENBERG, NSW, 2168
Address of Witness

Kevin Hopley
Signature of Applicant
Authorised Agent of
New South Wales Electricity
Transmission Authority

EXECUTION INCLUDING STATUTORY DECLARATION

I make this solemn declaration conscientiously believing the same to be true and by virtue of the Oaths Act 1900, and I certify this Application correct for the purposes of the Real Property Act 1900. Made and subscribed at in the State of on 19 in the presence of

Signature of Witness

Name of Witness (BLOCK LETTERS)

Address and Qualification of Witness

Signature of Applicant