

## Sandra Zietlow

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**From:** SCOTT Robert W [Robert.SCOTT@rms.nsw.gov.au]  
**Sent:** Monday, 29 September 2014 1:07 PM  
**To:** Vanessa Barr  
**Subject:** Lot 118 DP 572524 (Ozone Street Chinderah)  
**Attachments:** 29092014124940-0001.pdf

The subject land together with Lot 71 DP 572523 will in the near future be submitted for sale by public auction - see attached.

During investigations it was noticed that the easement 5 wide over the subject land has been extinguished, probably at the resumption stage, and does not appear on the title.

Would Council please advise if they require the easement to be reinstated prior to sale of the land.

If Council requires reinstatement of the easement RMS will prepare a Transfer Granting Easement document for Council signature and upon return of the document RMS will lodge it at LPI.

Sale of the land would proceed and a special clause will be placed in the Contract advising that settlement of the sale will be subject to registration of the Easement to Drain Water.

Your early attention to this matter would be appreciated.

If you require further information please contact Robert Scott on 02 8588 5322

Regards

Robert Scott  
Property Sales Manager

-----Original Message-----

**From:** APIVC4475\_888979 [mailto:APIVC4475\_888979@rms.nsw.gov.au]  
**Sent:** Monday, 29 September 2014 12:50 PM  
**To:** SCOTT Robert W  
**Subject:** Scanned from MILL1301APIV4475PCL on IP 10.51.13.201

Number of Images: 3  
Attachment File Type: PDF

Device Name: APIVC4475\_888979  
Device Location: MILL1301APIV4475PCL at Miller St  
- see  
Before printing, please consider the environment

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OFFICE USE ONLY

PLAN FORM 4

D. P. 572524

Requirement: 28-10-1974  
C.A. No 92/74 OF 29.8.1974  
This System: TORRENS  
Purpose: SUBDIVISION  
Ref. Map: TWEED SH 18"

PLAN OF SUBDIVISION OF TORRENS  
174.

Production Rule R. 1000  
Lengths are in meters.  
Original: TWEED  
Leading: KINGSCLIFF  
Prefix: CUDGEN  
County: ROUS

1. ROBERT GODDARD KEVIN  
ABRAXON  
of the County of Rous, State of New South Wales, do hereby certify that the above is a true and correct copy of the original plan as submitted to me for registration, and that the same has been compared with the original and found to be a true and correct copy thereof.

LOT 118 IS TO BE ACQUIRED BY THE DEPARTMENT OF MAIN ROADS UNDER PT. 3(2) OF THE MAIN ROADS ACT 1955 IN CONNECTION WITH THE CONSTRUCTION OF A MOTORWAY BETWEEN SAND ROCK AND OZONE. THE POINTS PROCLAIMED AT

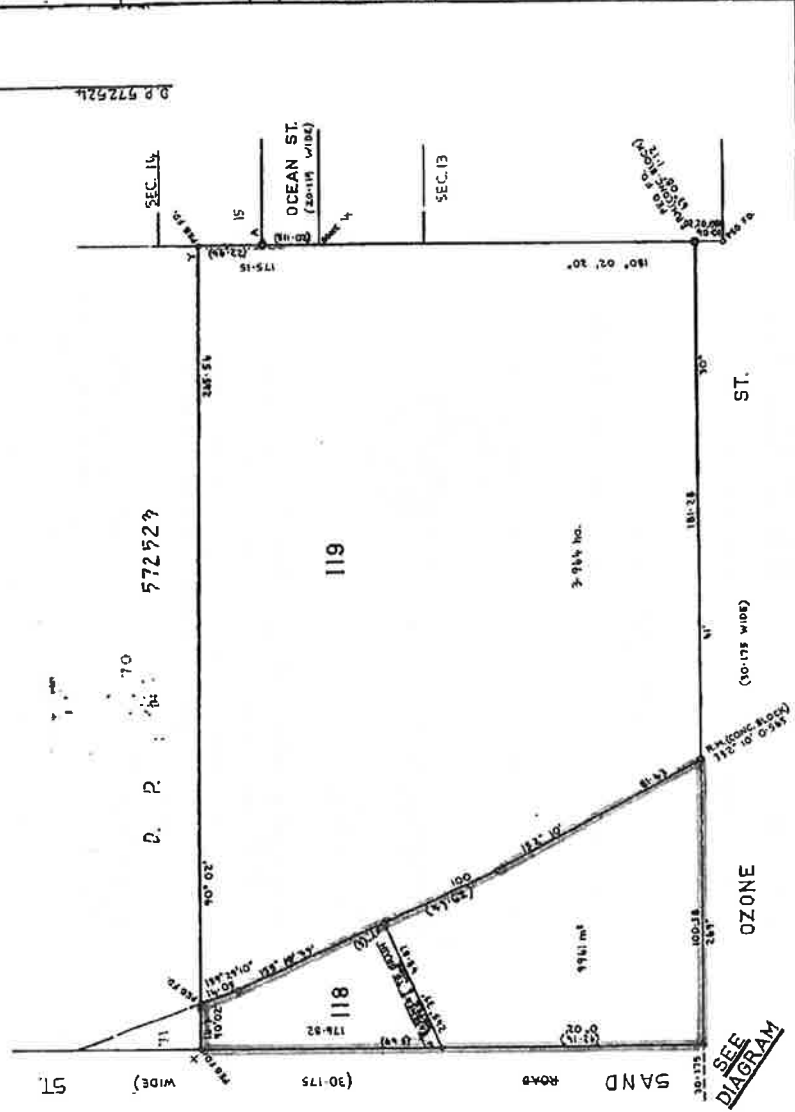
PURSUANT TO SECTION 88B OF THE CONVEYANCE ACT 1966 ARE AS INTENDED TO CREATE:  
1. EASEMENT TO DRAIN WATER 5 METERS WIDE.  
INSTRUMENT FILED AS P 50805

INSTRUMENT NO: 2813/4

Plan Drawing only to appear in this space

PERMANENT MARK  
A 134° 02' 20" CONC. BLOCK 0-5

SOUTH WEST COR. ALLOT. 15 SEC. 13 (COR.) TO SANDROCK-NEWY 200-44  
S.S.M. 1070 TO S.S.M. 1072: 337' 22.00"



I, Jack Howard Gibson, Registrar General for New South Wales, certify that this instrument is a photograph made as a permanent record of a document in my custody this 28th day of October, 1974.

WARNING: CREASING OR FOLDING WILL LEAD TO REJECTION

PLAN FORM 4

THE REGISTRAR GENERAL, AUSTRALIA LIMITED  
Director  
Sydney

THE BOUNDARY OF LOTS 118 & 119  
AMEND TO 195° 33' AT SURVEYOR'S  
REQUEST TO 18-18-1974

THE BOUNDARY OF LOTS 118 & 119  
AMEND TO 195° 33' AT SURVEYOR'S  
REQUEST TO 18-18-1974

M.P.D.

D.P. 572524

P 050005

ITEMS OF TERMS OF MORTGAGES AND RESTRICTIONS AS TO USE OF LAND TO BE CREATED PURSUANT TO SECTION 88B OF THE CONVEYANCING ACT 1999

DP572521

PART 1 SHEET 1 OF 1 SHEET

Subdivision of the land covered by Council Clark's Certificate No. 92 of 1974

Vera Carver Holdings Pty. Ltd. of Suite 207, 6-8 Clacko Street, Crown West.

Easement to drain water 5 metres wide.

Plan:

Full name and address of proprietor of the land:

1. Identity of easement referred to in above-mentioned plan

SCHEDULE OF LOTS ETC. AFFRONTED

Lot, name of road or authority benefited

Ocean Street

Lot burdened

118

5th day of September 1974.



THE COMMON SEAL OF VERA CARVER HOLDINGS PTY. LIMITED was hereunto affixed in the presence of:

[Signature]

COMMERCIAL BANK OF AUSTRALIA LIMITED, the mortgagee of the land in Certificates of Title Volume 12443 Folios 113 and 115 under mortgage No. V961099 hereby consents to the within instrument.

The undersigned attorney hereby states that he has received no notice of the revocation of the Power of Attorney Registered No. Miscellaneous Register under the authority of which he has executed the within instrument.

COMMERCIAL BANK OF AUSTRALIA LIMITED by its attorney STEWART NOEL MACGREGOR in the presence of:

[Signature] P. B. SOUTHWELL, CLERK I.T.

THE COMMERCIAL BANK OF AUSTRALIA LIMITED

by its Attorney and I, the said Attorney, state that I have not received any notice of the revocation of the Power of Attorney, registered No. 14107 Miscellaneous Register under the authority of which I have just executed the within instrument.

[Signature]

AMENDMENTS AND/OR ADDITIONS MADE ON PLAN IN THE LAND TITLES OFFICE.

This negative is a photograph made as a permanent record of a document in the custody of the Registrar General this day, 3rd June, 1985





# Title Search

**InfoTrack**  
An Approved LPI NSW  
Information Broker

LAND AND PROPERTY INFORMATION NEW SOUTH WALES - TITLE SEARCH

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FOLIO: 118/572524

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SEARCH DATE	TIME	EDITION NO	DATE
12/8/2014	10:15 AM	1	9/8/2014

LAND

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LOT 118 IN DEPOSITED PLAN 572524  
AT KINGSCLIFF  
LOCAL GOVERNMENT AREA TWEED  
PARISH OF CUDGEN COUNTY OF ROUS  
TITLE DIAGRAM DP572524

FIRST SCHEDULE

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ROADS AND MARITIME SERVICES

SECOND SCHEDULE (0 NOTIFICATIONS)

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NIL

NOTATIONS

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UNREGISTERED DEALINGS: NIL

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

RS

PRINTED ON 12/8/2014

\* Any entries preceded by an asterisk do not appear on the current edition of the Certificate of Title. Warning: the information appearing under notations has not been formally recorded in the Register. InfoTrack an approved NSW Information Broker hereby certifies that the information contained in this document has been provided electronically by the Registrar General in accordance with Section 96B(2) of the Real Property Act 1900.