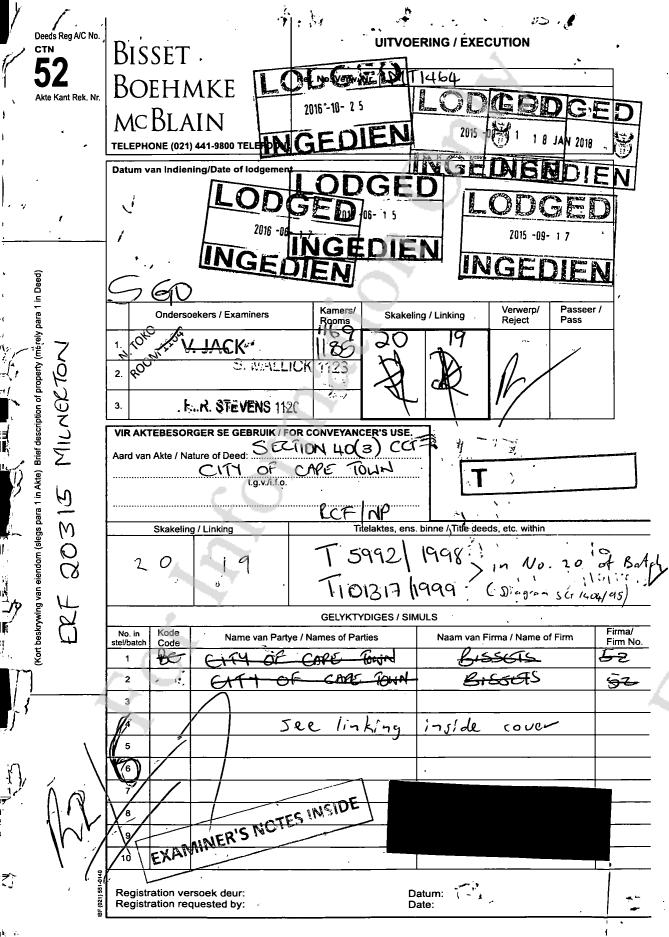
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10.	Τ	GROMAT / COCT	BISSETS	52
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Prepared by me,

ann

Conveyancer ROBERT CHRISTOPHER FERRANDI



DATA / CAPTURE

1 4 MAY 2018

LITHA MADAMA

nnn203**36**/2018

CERTIFICATE OF CONSOLIDATED TITLE

(Issued under the provisions of Section Forty of the Deeds Registries Act, No 47 of 1937.)

WHEREAS

CITY OF CAPE TOWN

has applied for the issue to itself of a Certificate of Consolidated Title under the provisions of Section Forty (40) of the Deeds Registries Act, 1937; and

DATA / VERIFY

15 MAY 2018

VAN WYK (1998)



Endorsement

By virtue of Notarial Agreement No $K_{-}^{000000387/2018}$ S, dated 14^{th} June 2016, the within mentioned property has been declared a Nature Reserve in terms of section 23(3) of The National Environment Management: Protected Areas Act No 57/2003, with ancillary rights.

As will more fully appear from said Notarial Deed.

Deeds Registry

Cape Town

Registrar of Deeds

0 8 MAY 2018

WHEREAS

CITY OF CAPE TOWN

is the registered owner of:-

ERF 22991 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province;

HELD BY Deed of Transfer Number T101317/1999

∠2. ERF 22985 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province

HELD BY Deed of Transfer Number T101317/1999

3. ERF 22986 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province

HELD BY Deed of Transfer Number T101317/1999

4. ERF 22981 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province

HELD BY Deed of Transfer Number T101317/1999

5. ERF 22982 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province

HELD BY Deed of Transfer Number T101317/1999

6. ERF 22983 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province

HELD BY Deed of Transfer Number T101317/1999

7. ERF 22984 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province

HELD BY Deed of Transfer Number T101317/1999

No. ERF 22987 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province

HELD BY Deed of Transfer Number T101317/1999

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HELD BY Deed of Transfer Number T101317/1999

ERF 22989 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province

HELD BY Deed of Transfer Number T101317/1999

11. ERF 20318 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province

HELD BY Deed of Transfer Number T5992/1998

which have been consolidated into the land hereinafter described;

NOW THEREFORE in pursuance of the provisions of the said Act, I, the Registrar of Deeds at Cape Town do hereby certify that the said

CITY OF CAPE TOWN

Its successors in title or assigns

, is the registered owner of

ERF 20315 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province

IN EXTENT: 85,9208 (EIGHTY FIVE COMMA NINE TWO ZERO EIGHT) HECTARES

As will appear from the annexed Diagram SG No. 1404/1995.

- I. In respect of that portion of the property represented by the figure A B a edge of vlei r b N2 on diagram SG No 1404/1995:
- I.1 Insofar as concerns the figure E edge of vlei z a edge of vlei D on Diagram SG No. 1906/1994 (represented by the figure b edge of vlei ab z edge of vlei r on Diagram SG No. 1404/1995:
 - A. <u>SUBJECT</u> to the conditions referred to in Deed of Grant issued under Act No. 15 of 1887 and Act No. 40 of 1895 on the 4th June 1920 (Cape Freeholds Volume 30 No. 23 Nos. VI. and VII of which read as follows:-

"V.....

- VI. That, with a view to the prevention of and the arresting of existing drift sands the grantee or future registered owners shall plant on the land hereby granted such trees, grasses or other sand binding vegetation as may be stipulated by the Department of Forests. The trees, grasses or other sand-binding vegetation shall be planted within such period as may be fixed by the aforesaid Department.
- VII. That the land hereby granted shall be subject to all such servitude or claims which now exist or may hereafter be established against the land, and that the grantee and all future registered owners shall hold the Government harmless against all claims arising as a result of the sale of the land."
- B. <u>SUBJECT FURTHER</u> to the terms of a servitude endorsement dated 28th April 1971 on Certificate of Consolidated Title No. T17121/1966 reading as follows:-

"By Not. Deed No. 160/1971 dated 2-12-1970 Erf 2273 Milnerton, meas 417, 8078 ha, held hereunder is subject to a servitude of pipeline within a servitude area 4,72m wide, the South-Eastern boundary of which is represented by the lines b.c. on Serv. Diagram 8349/68 annexed thereto in favour of:

- (a) Erf 6139 Milnerton, meas 2,1414 ha;
- (b) Erf 6138 Milnerton, meas 17,2845 ha;
- (c) Erf 6142 Milnerton, meas 12,3740 ha; and
- (d) Rem of Erf 6135 Milnerton, meas. 11,2507 ha, held under T2987/1965

With ancillary rights and subject to conditions as will more fully appear from said Not. Deed."

(the line zz¹ on Diagram SG No. 1404/1995 represents the South-Eastern boundary of pipeline servitude 4,72 metres wide)

INSOFAR as concerns the figure A B z edge of vlei E F on Diagram SG No. 1906/1994 (represented by the figure A B ab edge of vlei b N2 on Diagram SG No. 1404/1995):

SUBJECT to the conditions referred to in Deed of Transfer No. T372 dated 24th April 1890.

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- II. In respect of that portion of the property represented by the figure N2 b r edge of vlei a C D E F GH J K L M N P Q R S T U V c eastern bank on Diep River s H2 J2 K2 L2 M2 on diagram SG No 1404/1995
 - A. SUBJECT to the conditions referred to in Deed of Transfer No. T101317/1999.
 - B. <u>SUBJECT FURTHER</u> to the condition contained in Deed of Grant dated 3 September 1898 (Cape Quitrents Volume 38, No. 17) which reads as follows:-

"The Land thus granted being further subject to all such duties and Regulations as either are already, or shall in future be, established respecting Lands granted on similar tenure."

C. <u>SUBJECT FURTHER</u> to the terms of the endorsement dated 28th April 1971 on said Deed of Grant dated 3rd September 1898 (Cape Quitrents Vol.38, No. 17) reading as follows:-

"By Not. Deed No. 160/1971 dated 2-12-1970 the Rem. of Erf 3 Milnerton held hereunder, is subject to a servitude of pipeline within a Servitude area 4,72 m wide, the South-Eastern and South Western boundaries of which are represented by the lines A B b and C D E F G H J K L M N on servitude diagram 8349/1968 annexed thereto in favour of:

- (a) Erf 6139 Milnerton, meas 2,1414 ha;
- (b) Erf 6138 Milnerton, meas 17,2845 ha;
- (c) Erf 6142 Milnerton, meas 12,3740 ha; and
- (d) Rem of Erf 6135 Milnerton, meas. 11,2507 ha,

held under T2987/1965

with ancillary rights and subject to conditions as will more fully appear from said Not. Deed."

(The line zz¹ on aforesaid Diagram SG No. 1404/1995 represents the South-Eastern boundary of the pipeline servitude 4,72 metres wide and the line xyz on the aforesaid Diagram SG No. 1404/1995 represents the Southern boundary of a pipeline servitude 4.72 metres wide)

SUBJECT FURTHER to the terms of the endorsement dated 3rd September 1985 on said Deed of Grant dated 3rd September 1898 (Cape Quitrents Vol. 38, No. 17) reading as follows:-

"REMAINDER

By Deed of Transfer T32436/1985 the remainder of the within property, held hereunder is subject to the following conditions imposed by the Administrator in terms of Section 9 of Ordinance No. 33 of 1934 when approving the subdivision of Erf 3 Milnerton:



- The owner of this erf shall without compensation, be obliged to allow gas mains, electricity, telephone and television cables and/or wires and main and/or other waterpipes and the sewage and drainage, including stormwater of any other erf or erven to be conveyed across this erf, and surface installations, meter kiosks and service pillars to be installed thereon if deemed necessary the Local Authority in such manner and position as may from time to time be reasonably required. This shall include the right of access to the erf at any reasonable time for the purpose of constructing, altering, removing or inspecting any works connected with the above.
- 2. The owner of this erf shall be obliged, without compensation, to receive such material or permit such excavation on the erf, as may be required to allow use of the full width of the street and provide a safe and proper slope to its bank owning to difference between the levels of the street as finally constructed and the erf, unless he elects to build retaining walls to the satisfaction of and within a period to be determined by the Local Authority."
- III. In respect of that portion of the property represented by the figure H2 s eastern bank of Diep River c W X Y d eastern bank of Diep River e Z f eastern bank of Diep River g B1 C1 D1 E1 F1 h eastern bank of Diep River j M1 N1 k eastern bank of Diep River I P1 Q1 R1 aa V1 m western bank of Diep River Z1 A2 B2 C2 D2 n western bank of Diep River t F2 p western bank of Diep River q on diagram SG No 1404/1995
 - A. <u>SUBJECT</u> to the following conditions contained in Deed of Grant, Cape Quitrents Volume 42 Folio 13 dated 18 August 1906 reading as follows:-
 - "I. That all roads and thoroughfares being or existing on the said land, described in the plan or diagram of the same, shall remain free and uninterrupted, unless the same be closed or altered by competent authority.
 - II. That if at any time it should appear to the Governor upon petition of any adjacent or neighbouring proprietor that such adjacent or neighbouring proprietor requires a way or road of necessity, to or from the land of such adjacent or neighbouring proprietor, the owner of the land hereby granted shall be bound to grant such way or road of necessity, and to point out the direction and width thereof: Provided that in the case of a dispute or difference regarding such road, or its sufficiency, the direction and width of the road shall be decided upon by the Divisional Council of the Division in which the land is situated, Provided further, that the said owner shall not be bound to allow such road or thoroughfare across the land which shall at the time be in a state of cultivation or improvement and that compensation for the right of way and any damage done shall

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be paid for by the person or persons for whose benefit and upon whose application the said road is made according to determination by arbitration.

- III. That the Governor shall at all times have the right to make roads, railways, dams, aqueducts, drains and to conduct telegraphs over the said land for the benefit of the public and to take materials for these purposes, also to establish convenient outspans for the use of travellers, on payment to the proprietor of said sum of money as may be determined by arbitration: Provided that the arbitrators may set off against the loss or damage caused to the Proprietor, the benefit, instant or prospective, which he shall or may derive in consequence of the construction of any of the works.
- IV. That the Governor shall at all times have the right of resuming the whole or a portion of the said land if required for public purposes, on payment to the proprietor of such sum of money as may be mutually agreed upon by the parties concerned, or, failing such agreement, as may be determined by arbitration.
- B. <u>SUBJECT FURTHER</u> to the terms of the endorsement dated 6th June 1966 on said Deed of Grant dated 18th August 1906 (Cape Quitrents Volume 42, No. 13), reading as follows:-

"By Notarial Deed No. 382/1966 dated 12/4/1966 the Remainder of Erf 2 Milnerton measuring 33 morgen 4411 square feet held hereby is subject to a servitude of pipeline 30 feet wide in favour of the Remainder of Potsdam Railway Reserve measuring 211.3718 morgen held by Grant 31/1964 as shown by

- (a) figure AN Eastern Bank of Diep River PEFG inner edge of Diep River HJKLM on servitude diagram 5714/1965 annexed to the said Notarial Deed
- (b) figure abg Eastern Bank of Diep River f on servitude diagram 5715/1965 annexed to the said Notarial Deed.

which servitude includes the right to lay down, inspect, maintain and renew piping and free access for such purposes.

Subject to conditions as are more fully appear from the said notarial deed."

(The figure s1 s2 s3 T1 southern bank of Diep River s4 s5 s6 represents the servitude area referred to (a) above and the figure s fL1 M1 N1 sg represents area referred to in (b) above) on diagram 1404/1995.

C. <u>SUBJECT FURTHER</u> to the terms of the endorsement dated 6th June 1966 on said Deed of Grant dated 18th August 1906 (Cape Quitrents Volume 42, No. 13), reading as follows:-

"Remainder

Endorsement in terms of Section 13(3) of Act 28/1969 (National Monuments Act)

In terms of Section 10(1) of Act 28/1969, the Old Wooden Bridge situated on portion of the property has been proclaimed a monument by Proclamation No. 1555/87 dated 17/7/1987 as published in Government Gazette No. 10826/1987.

For further particulars refer to said proclamation from the Direction N.M.C on File 24/4/6/16"

- IV. In respect of that portion of the property represented by the figure 1 eastern bank of Diep River k on diagram SG No 1404/1995
 - A. SUBJECT to the conditions referred to in Deed of Transfer No. T101317/1999.
 - B. <u>SUBJECT FURTHER</u> to the condition contained in Deed of Grant dated 3 September 1898 (Cape Quitrents Volume 38, No. 17), which reads as follows:-

"The Land thus granted being further subject to all such duties and Regulations as either are already, or shall in future be, established respecting Lands granted on similar tenure."

C. <u>SUBJECT FURTHER</u> to the terms of the endorsement dated 3rd September 1985 on said Deed of Grant dated 3rd September 1898 (Cape Quitrents Vol. 38, No. 17) reading as follows:

"REMAINDER

By Deed of Transfer T32436/85 the remainder of the within property, held hereunder is subject to the following conditions imposed by the Administrator in terms of Section 9 of Ordinance No. 33 of 1934 when approving the subdivision of Erf 3 Milnerton:

1. The owner of this erf shall without compensation, be obliged to allow gas mains, electricity-, telephone- and television cables and/or wires and main and/or other waterpipes and the sewage and drainage,

including stormwater of any other erf or erven to be conveyed across this erf, and surface installations, meter kiosks and service pillars to be installed thereon if deemed necessary by the Local Authority in such manner and position as may from time to time be reasonably required. This shall include the right of access to the erf at any reasonable time for the purpose of constructing, altering, removing or inspecting any works connected with the above.

- 2. The owner of this erf shall be obliged, without compensation, to receive such material or permit such excavation on the erf, as may be required to allow use of the full width of the street and provide a safe and proper slope to its bank owing to difference between the levels of the street as finally constructed and the erf, unless he elects to build retaining walls to the satisfaction of and within a period to be determined by the Local Authority."
- V. In respect of that portion of the property represented by the figure m W1 X1 Y1 Z1 western bank of Diep River on diagram SG No 1404/1995
 - A. SUBJECT to the conditions referred to in Deed of Transfer No. T101317/1999.
 - B. <u>SUBJECT FURTHER</u> to the condition contained in Deed of Grant dated 3 September 1898 (Cape Quitrents Volume 38, No. 17), which reads as follows:-

"The Land thus granted being further subject to all such duties and Regulations as either are already, or shall in future be, established respecting Lands granted on similar tenure."

C. <u>SUBJECT FURTHER</u> to the terms of the endorsement dated 3rd September 1985 on said Deed of Grant dated 3rd September 1898 (Cape Quitrents Vol. 38, No. 17) reading as follows:-

"REMAINDER

By Deed of Transfer T32436/85 the remainder of the within property, held hereunder is subject to the following conditions imposed by the Administrator in terms of Section 9 of Ordinance No. 33 of 1934 when approving the subdivision of Erf 3 Milnerton:

The owner of this erf shall without compensation, be obliged to allow gas mains, electricity-, telephone- and television cables and/or wires and main and/or other waterpipes and the sewage and drainage, including stormwater of any other erf or erven to be conveyed across this erf, and surface installations, meter kiosks and service pillars to be installed thereon if deemed necessary by the Local Authority in such manner and

position as may from time to time be reasonably required. This shall include the right of access to the erf at any reasonable time for the purpose of constructing, altering, removing or inspecting any works connected with the above.

- 2. The owner of this erf shall be obliged, without compensation, to receive such material or permit such excavation on the erf, as may be required to allow use of the full width of the street and provide a safe and proper slope to its bank owing to difference between the levels of the street as finally constructed and the erf, unless he elects to build retaining walls to the satisfaction of and within a period to be determined by the Local Authority."
- VI. In respect of that portion of the property represented by the figure h G1 H1 J1 K1 L1 j eastern bank of Diep River on diagram SG No 1404/1995
 - A. SUBJECT to the conditions referred to in Deed of Transfer No. T101317/1999.
 - B. <u>SUBJECT FURTHER</u> to the condition contained in Deed of Grant dated 3 September 1898 (Cape Quitrents Volume 38, No. 17), which reads as follows:-

"The Land thus granted being further subject to all such duties and Regulations as either are already, or shall in future be, established respecting Lands granted on similar tenure."

C. <u>SUBJECT FURTHER</u> to the terms of the endorsement dated 6th June 1966 on said Deed of Grant dated 3rd September 1898 (Cape Quitrents Vol. 38, No. 17), reading as follows:-

"By Notarial Deed No. 382/1966 dated 12th April 1966 the Remainder of Erf 3 Milnerton held hereby is subject to a servitude of pipe line 30 feet wide in favour of the Remainder of Potsdam Railway Reserve measuring 211,3718 morgen held by Grant 31/1964 as shown by

- (i) figure NBCDP Eastern Bank of Diep River on Servitude diagram 5714/1965
- (ii) figure XWZf Eastern Bank of Diep River on Servitude diagram 5715/1965,

which servitude includes the right to lay down, inspect, maintain and renew piping and free access for such purposes.

Subject to conditions as are more fully set out in the said notarial deed with the said servitude diagram thereunto annexed.

(The figure s1 s2 s3 T1 southern bank on Diep River s4 s5 s6 represents the

servitude area referred to (a) above and the figure sf L1 M1 N1 sg represents area referred to in (b) above) on diagram SG No. 1404/1995).

SUBJECT FURTHER to the terms of the endorsement dated 3rd September D. 1985 on said Deed of Grant dated 3rd September 1898 (Cape Quitrents Vol. 38, No. 17) reading as follows:-

"REMAINDER

By Deed of Transfer T32436/85 the remainder of the within property, held hereunder is subject to the following conditions imposed by the Administrator in terms of Section 9 of Ordinance No. 33 of 1934 when approving the subdivision of Erf 3 Milnerton:

- 1. The owner of this erf shall without compensation, be obliged to allow gas mains, electricity-, telephone- and television cables and/or wires and main and/or other waterpipes and the sewage and drainage, including stormwater of any other erf or erven to be conveyed across this erf, and surface installations, meter kiosks and service pillars to be installed thereon if deemed necessary by the Local Authority in such manner and position as may from time to time be reasonably required. This shall include the right of access to the erf at any reasonable time for the purpose of constructing, altering, removing or inspecting any works connected with the above.
- 2. The owner of this erf shall be obliged, without compensation, to receive such material or permit such excavation on the erf, as may be required to allow use of the full width of the street and provide a safe and proper slope to its bank owing to difference between the levels of the street as finally constructed and the erf, unless he elects to build retaining walls to the satisfaction of and within a period to be determined by the Local Authority."
- In respect of that portion of the property represented by the figure f A1 g eastern bank VII. of Diep River on diagram SG No 1404/1995
 - **SUBJECT** to the conditions referred to in Deed of Transfer No. T101317/1999.
 - SUBJECT FURTHER to the condition contained in Deed of Grant dated 3 September 1898 (Cape Quitrents Volume 38, No. 17), which reads as follows:-

"The Land thus granted being further subject to all such duties and Regulations as either are already, or shall in future be, established respecting Lands granted on similar tenure."



C. <u>SUBJECT FURTHER</u> to the terms of the endorsement dated 3rd September 1985 on said Deed of Grant dated 3rd September 1898 (Cape Quitrents Vol. 38, No. 17) reading as follows:-

"REMAINDER

By Deed of Transfer T32436/85 the remainder of the within property, held hereunder is subject to the following conditions imposed by the Administrator in terms of Section 9 of Ordinance No. 33 of 1934 when approving the subdivision of Erf 3 Milnerton:

- 1. The owner of this erf shall without compensation, be obliged to allow gas mains, electricity-, telephone- and television cables and/or wires and main and/or other waterpipes and the sewage and drainage, including stormwater of any other erf or erven to be conveyed across this erf, and surface installations, meter kiosks and service pillars to be installed thereon if deemed necessary by the Local Authority in such manner and position as may from time to time be reasonably required. This shall include the right of access to the erf at any reasonable time for the purpose of constructing, altering, removing or inspecting any works connected with the above.
- 2. The owner of this erf shall be obliged, without compensation, to receive such material or permit such excavation on the erf, as may be required to allow use of the full width of the street and provide a safe and proper slope to its bank owing to difference between the levels of the street as finally constructed and the erf, unless he elects to build retaining walls to the satisfaction of and within a period to be determined by the Local Authority."
- VIII. In respect of that portion of the property represented by the figure t western bank of Diep River n E2 on diagram SG No 1404/1995
 - A. <u>SUBJECT</u> to the conditions referred to in Deed of Transfer No. T101317/1999.
 - B. <u>SUBJECT FURTHER</u> to the condition contained in Deed of Grant dated 3 September 1898 (Cape Quitrents Volume 38, No. 17), which reads as follows:-

"The Land thus granted being further subject to all such duties and Regulations as either are already, or shall in future be, established respecting Lands granted on similar tenure."

<u>SUBJECT FURTHER</u> to the terms of the endorsement dated 3rd September 1985 on said Deed of Grant dated 3rd September 1898 (Cape Quitrents Vol. 38, No. 17) reading as follows:-

"REMAINDER

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By Deed of Transfer T32436/85 the remainder of the within property, held hereunder is subject to the following conditions imposed by the Administrator in terms of Section 9 of Ordinance No. 33 of 1934 when approving the subdivision of Erf 3 Milnerton:

- 1. The owner of this erf shall without compensation, be obliged to allow gas mains, electricity-, telephone- and television cables and/or wires and main and/or other waterpipes and the sewage and drainage, including stormwater of any other erf or erven to be conveyed across this erf, and surface installations, meter kiosks and service pillars to be installed thereon of deemed necessary by the Local Authority in such manner and position as may from time to time be reasonably required. This shall include the right of access to the erf at any reasonable time for the purpose of constructing, altering, removing or inspecting any works connected with the above.
- 2. The owner of this erf shall be obliged, without compensation, to receive such material or permit such excavation on the erf, as may be required to allow use of the full width of the street and provide a safe and proper slope to its bank owing to difference between the levels of the street as finally constructed and the erf, unless he elects to build retaining walls to the satisfaction of and within a period to be determined by the Local Authority."
- IX. In respect of that portion of the property represented by the figure q western bank of Diep River p G2 on diagram SG No 1404/1995
 - A. SUBJECT to the conditions referred to in Deed of Transfer No. T101317/1999.
 - B. <u>SUBJECT FURTHER</u> to the condition contained in Deed of Grant dated 3 September 1898 (Cape Quitrents Volume 38, No. 17), which reads as follows:-

"The Land thus granted being further subject to all such duties and Regulations as either are already, or shall in future be, established respecting Lands granted on similar tenure."

C. <u>SUBJECT FURTHER</u> to the terms of the endorsement dated 3rd September 1985 on said Deed of Grant dated 3rd September 1898 (Cape Quitrents Vol. 38, No. 17) reading as follows:-

"REMAINDER

By Deed of Transfer T32436/85 the remainder of the within property, held hereunder is subject to the following conditions imposed by the Administrator in terms of Section 9 of Ordinance No. 33 of 1934 when approving the subdivision of Erf 3 Milnerton:



- 1. The owner of this erf shall without compensation, be obliged to allow gas mains, electricity-, telephone- and television cables and/or wires and main and/or other waterpipes and the sewage and drainage, including stormwater of any other erf or erven to be conveyed across this erf, and surface installations, meter kiosks and service pillars to be installed thereon of deemed necessary by the Local Authority in such manner and position as may from time to time be reasonably required. This shall include the right of access to the erf at any reasonable time for the purpose of constructing, altering, removing or inspecting any works connected with the above.
- 2. The owner of this erf shall be obliged, without compensation, to receive such material or permit such excavation on the erf, as may be required to allow use of the full width of the street and provide a safe and proper slope to its bank owing to difference between the levels of the street as finally constructed and the erf, unless he elects to build retaining walls to the satisfaction of and within a period to be determined by the Local Authority."
- X. In respect of that portion of the property represented by the figure d e eastern bank of Diep River on diagram SG No 1404/1995
 - A. SUBJECT to the conditions referred to in Deed of Transfer No. T101317/1999.
 - B. <u>SUBJECT FURTHER</u> to the condition contained in Deed of Grant dated 3 September 1898 (Cape Quitrents Volume 38, No. 17), which reads as follows:-

"The Land thus granted being further subject to all such duties and Regulations as either are already, or shall in future be, established respecting Lands granted on similar tenure."

C. <u>SUBJECT FURTHER</u> to the terms of the endorsement dated 3rd September 1985 on said Deed of Grant dated 3rd September 1898 (Cape Quitrents Vol. 38, No. 17) reading as follows:-

"REMAINDER

By Deed of Transfer T32436/85 the remainder of the within property, held hereunder is subject to the following conditions imposed by the Administrator in terms of Section 9 of Ordinance No. 33 of 1934 when approving the subdivision of Erf 3 Milnerton:

1. The owner of this erf shall without compensation, be obliged to allow gas mains, electricity-, telephone- and television cables and/or wires and main and/or other waterpipes and the sewage and drainage, including stormwater of any other erf or erven to be conveyed across this erf, and surface installations, meter kiosks and service pillars to be installed thereon of

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deemed necessary by the Local Authority in such manner and position as may from time to time be reasonably required. This shall include the right of access to the erf at any reasonable time for the purpose of constructing, altering, removing or inspecting any works connected with the above.

- 2. The owner of this erf shall be obliged, without compensation, to receive such material or permit such excavation on the erf, as may be required to allow use of the full width of the street and provide a safe and proper slope to its bank owing to difference between the levels of the street as finally constructed and the erf, unless he elects to build retaining walls to the satisfaction of and within a period to be determined by the Local Authority."
- XI. In respect of that portion of the property represented by the figure R1 S1 T1 southern bank of Diep River U1 V1 aa on diagram SG No 1404/1995
 - A. <u>SUBJECT</u> to the following conditions contained in Deed of Grant, Cape Quitrents Volume 42 Folio 13 dated 18 August 1906, reading as follows:-
 - "I. That all roads and thoroughfares being or existing on the said land, described in the plan or diagram of the same, shall remain free and uninterrupted, unless the same be closed or altered by competent authority.
 - II. That if at any time it should appear to the Governor upon petition of any adjacent or neighbouring proprietor that such adjacent or neighbouring proprietor requires a way or road of necessity, to or from the land of such adjacent or neighbouring proprietor, the owner of the land hereby granted shall be bound to grant such way or road of necessity, and to point out the direction and width thereof: Provided that in the case of a dispute or difference regarding such road, or its sufficiency, the direction and width of the road shall be decided upon by the Divisional Council of the Division in which the land is situated. Provided further, that the said owner shall not be bound to allow such road or thoroughfare across land which shall at the time be in a state of cultivation or improvement and that compensation for the right of way and any damage done shall be paid for by the person or persons for whose benefit and upon whose application the said road is made according to determination by arbitration.
 - III. That the Governor shall at all times have the right to make roads, railways, dams, aqueducts, drains and to conduct telegraphs over the said land for the benefit of the public and to take materials for these purposes, also to establish convenient outspans for the use of travellers,

on payment to the proprietor of such sum of money as compensation as may be determined by arbitration: Provided that the arbitrators may set off against the loss or damage caused to the Proprietor, the benefit, instant or prospective, which he shall or may derive in consequence of the construction of any of the said works.

- IV. That the Governor shall at all times have the right of resuming the whole or a portion of the said land if required for public purposes, on payment to the proprietor of such sum of money as may be mutually agreed upon by the parties concerned, or, failing such agreement, as may be determined by arbitration.
- B. By Notarial Deed No. K382/1966 dated 12/4/1966 the Remainder of Erf 2 Milnerton measuring 27,8079 hectares and held by Deed of Grant, Cape Quitrents Volume 42 Folio 13 dated 18 August 1906 is subject to a servitude of pipeline 9.45 metres wide in favour of the Remainder of Potsdam Railway Reserve measuring 181,0468 hectares held by Deed of Grant 31/1964 as shown by:-
 - (a) Figure AN Eastern Bank of Diep River PEFG inner edge of Diep River HJKLM on Servitude Diagram 5714/1965 annexed to the said Notarial Deed.
 - (b) Figure abg Eastern Bank of Diep River f on Servitude Diagram 5715/1965 annexed to the said Notarial Deed, which servitude includes the rights to lay down, inspect, maintain and renew piping and free access for such purposes.

Subject to conditions as are more fully appear from the said notarial deed."

(The figure s1 s2 s3 T1 southern bank of Diep River s4 s5 s6 represents the servitude area referred to (a) above and the figure s fL1 M1 N1 sg represents area referred to in (b) above) on diagram 1404/1995).



AND that by virtue of these presents the said

CITY OF CAPE TOWN

Its successors in title or assigns;

NOW ARE AND HENCEFORTH shall be entitled thereto conformably to local custom, the State, however reserving its rights.

IN WITNESS whereof I, the said Registrar, have subscribed to these presents, and have caused the seal of office to be affixed thereto.

THUS done and executed at the Office on the Registrar of Deeds at CAPE TOWN on

-8 MAY 2018 ₽

REGISTRAR OF DEEDS



52 BISSET BOEHMKE MCBLAIN

PREPARED BY ME

CONVEYANCER ROBERT CHRISTOPHER FERRANDI

APPLICATION IN TERMS OF SECTION 40(3) OF THE DEEDS REGISTRIES ACT NO. 47 OF 1937

I, the undersigned,

ANDRE ALFRED HUMAN in my capacity as Manager: Property Development for the CITY OF CAPE TOWN

do hereby apply in terms of Section 40(3) of the Deeds Registries Act 47/1937 for the issue to me a Certificate of Consolidated Title in respect of.

1. ERF 22991 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province:

IN EXTENT: 17,0160 (SEVENTEEN COMMA ZERO ONE SIX ZERO)
HECTARES

HELD BY Deed of Transfer Number T101317/1999

2. ERF 22985 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province

IN EXTENT: 41,6013 (FORTY ONE COMMA SIX ZERO ONE THREE)
HECTARES

HELD BY Deed of Transfer Number T101317/1999

3. ERF 22986 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province

IN EXTENT: 25,8196 (TWENTY FIVE COMMA EIGHT ONE NINE SIX)
HECTARES

HELD BY Deed of Transfer Number T101317/1999

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4. ERF 22981 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province

IN EXTENT: 1447 (ONE THOUSAND FOUR HUNDRED AND FORTY SEVEN) SQUARE METRES

HELD BY Deed of Transfer Number T101317/1999

5. ERF 22982 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province

IN EXTENT: 3112 (THREE THOUSAND ONE HUNDRED AND TWELVE) SQUARE METRES

HELD BY Deed of Transfer Number T101317/1999

6. ERF 22983 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province

IN EXTENT: 1885 (ONE THOUSAND EIGHT HUNDRED AND EIGHTY FIVE) SQUARE METRES

HELD BY Deed of Transfer Number T101317/1999

7. ERF 22984 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province

IN EXTENT: 1140 (ONE THOUSAND ONE HUNDRED AND FORTY) SQUARE METRES

HELD BY Deed of Transfer Number T101317/1999

8. ERF 22987 MtCNERTON in the City of Cape Town, Cape Division, Western Cape Province

IN EXTENT: THIRTY ONE (31) SQUARE METRES
HELD BY Deed of Transfer Number T101317/1999

9. ERF 22988 MILNERTON in the City of Cape Town, Cape Division, Western Cape Province

IN EXTENT: 1479 (ONE THOUSAND FOUR HUNDRED AND SEVENTY NINE) SQUARE METRES

HELD BY Deed of Transfer Number T101317/1999

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ERF 22989 MILNERTON in the City of Cape Town, Cape Division, Western 10. Cape Province

IN EXTENT: 1148 (ONE THOUSAND ONE HUNDRED AND FORTY EIGHT) **SQUARE METRES**

HELD BY Deed of Transfer Number T101317/1999

ERF 20318 MILNERTON in the City of Cape Town, Cape Division, Western 11. Cape Province

IN EXTENT: 4597 (FOUR THOUSAND FIVE HUNDRED AND NINETY **SEVEN) SQUARE METRES**

HELD BY Deed of Transfer Number T5992/1998

WHICH properties have been consolidated into:-

ERF 20315 MiLNERTON in the City of Cape Town, Cape Division, Western Cape Province

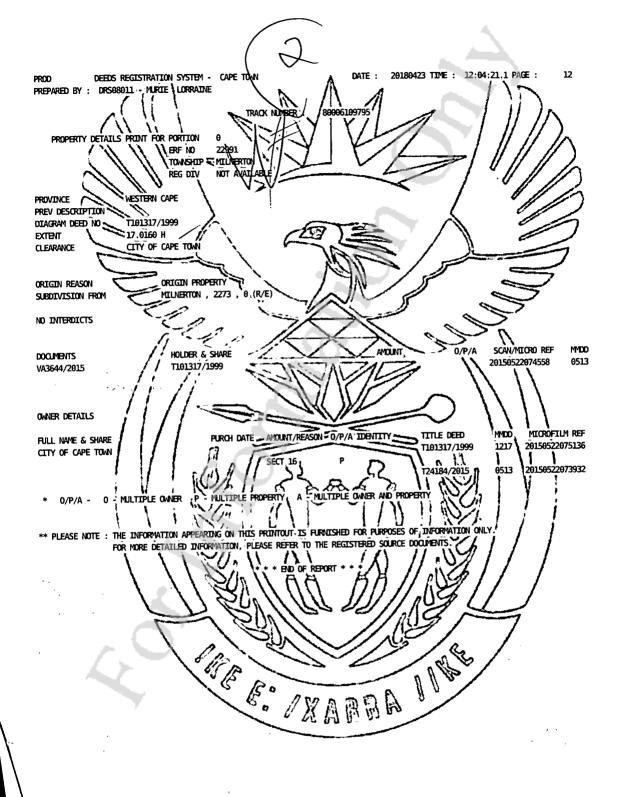
IN EXTENT: 85,9208 (EIGHTY FIVE COMMA NINE TWO ZERO EIGHT) **HECTARES**

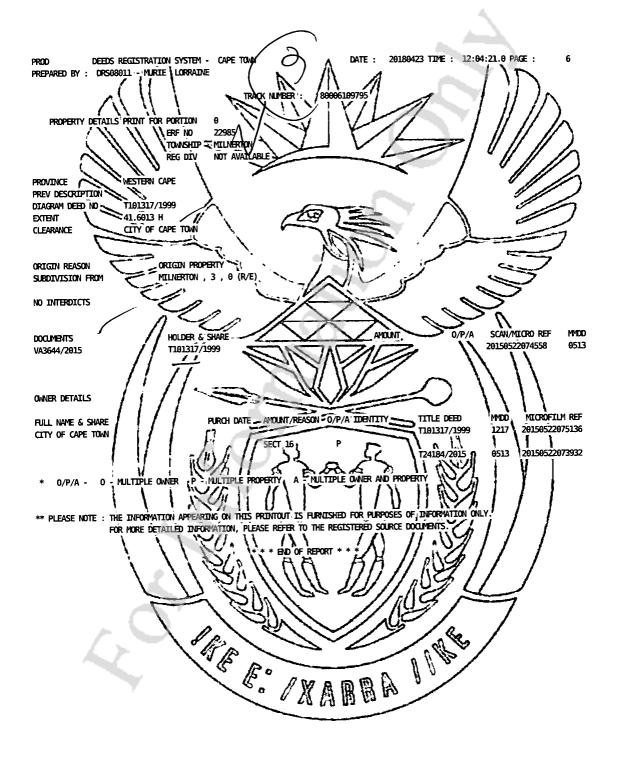
As will appear from Diagram SG Number 1404/1995

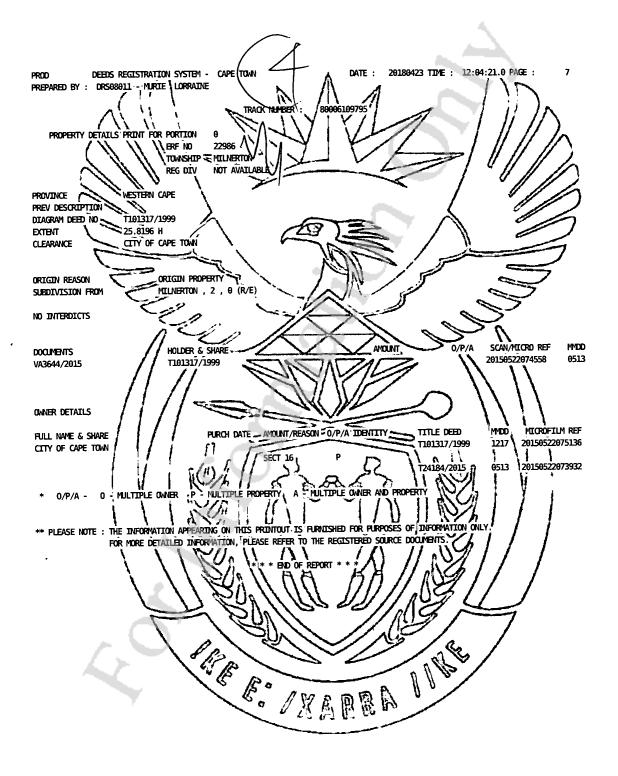
DATED AT CAPE TOWN

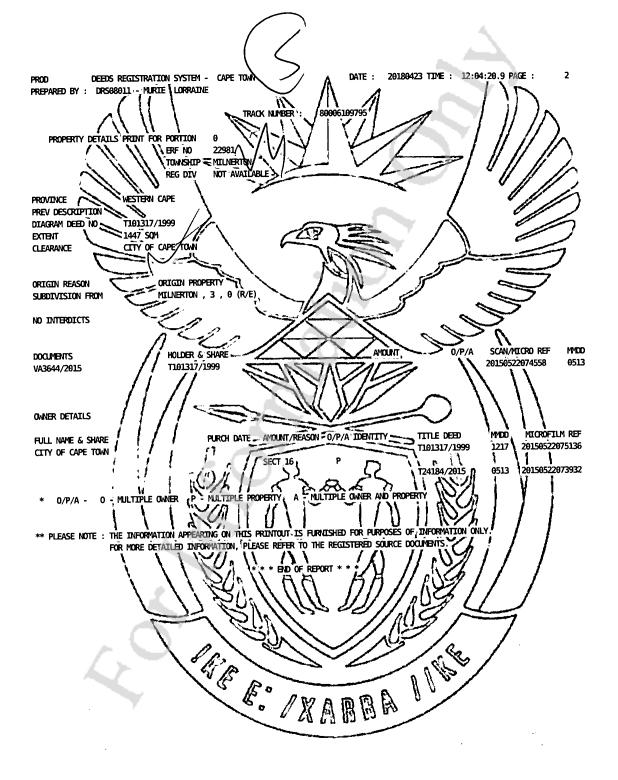
ON THIS 12TH DAY OF AUGUST 2015

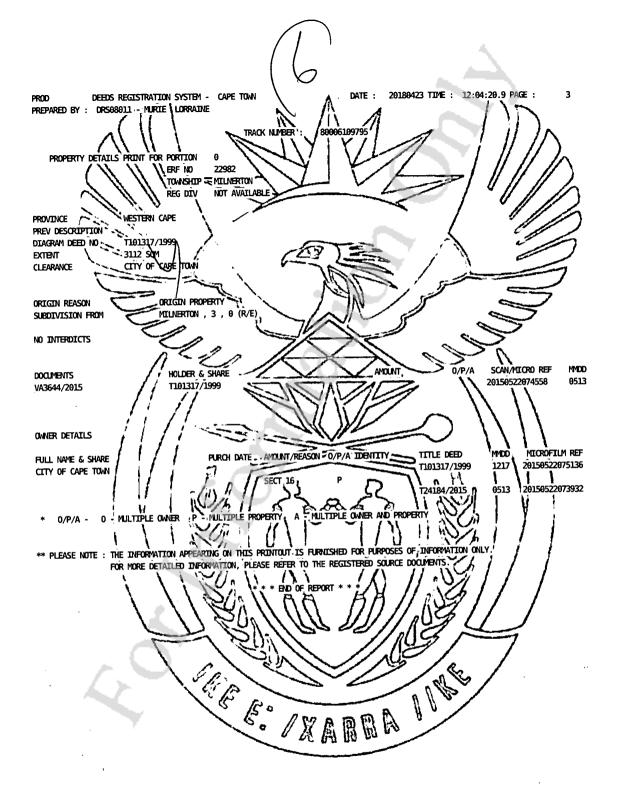
WITNESSES:

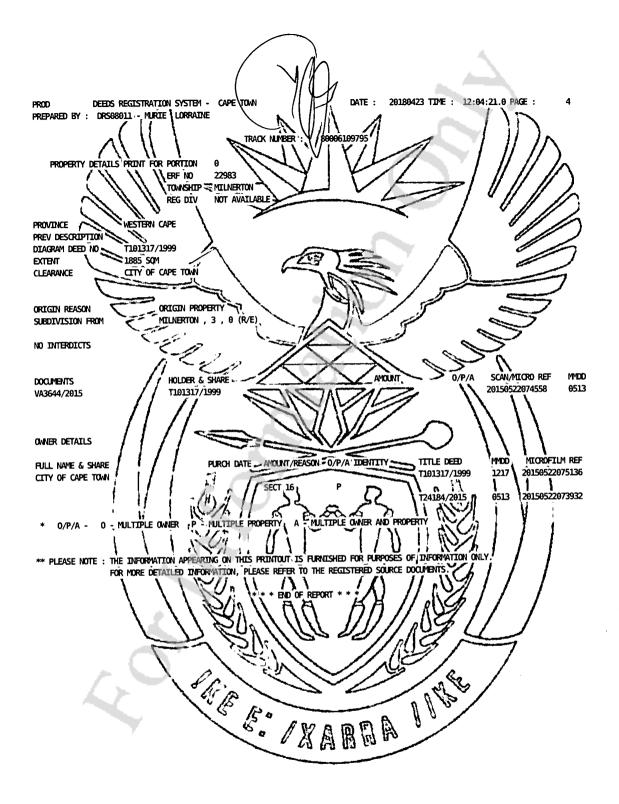


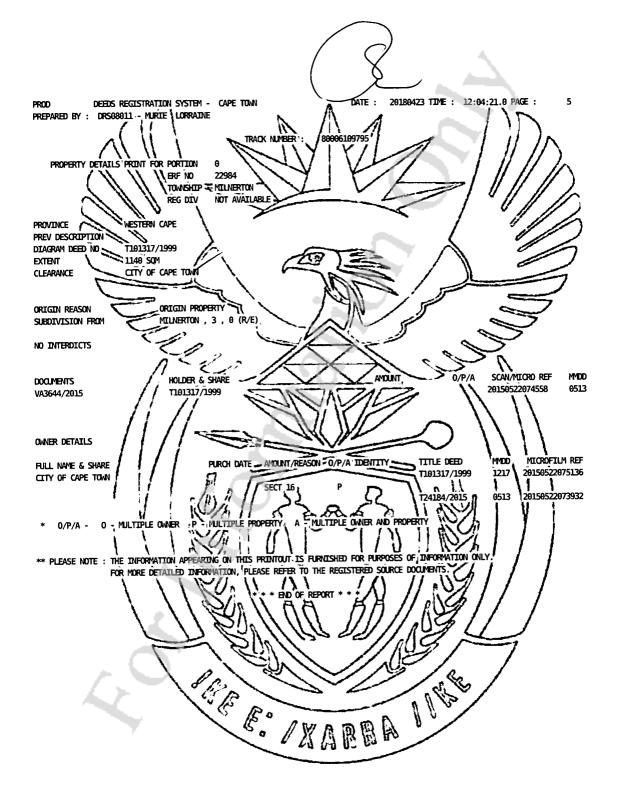


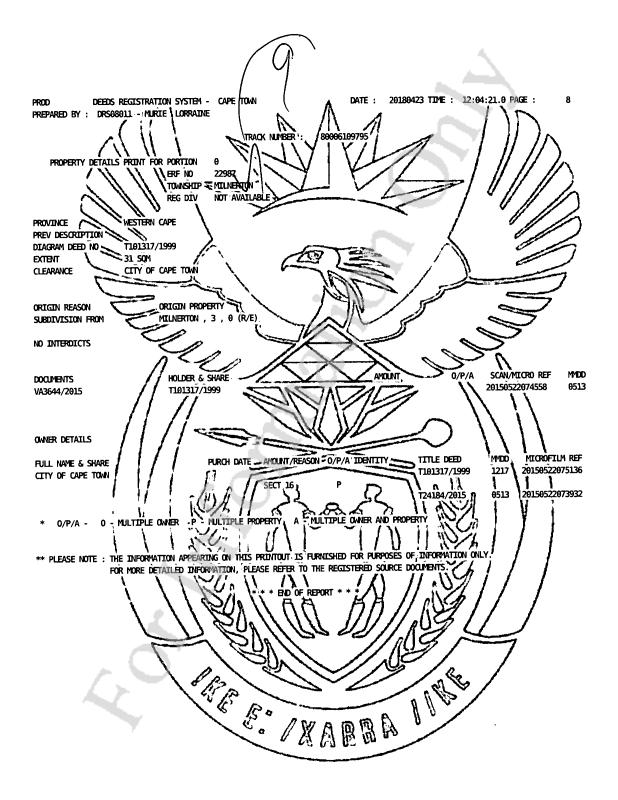


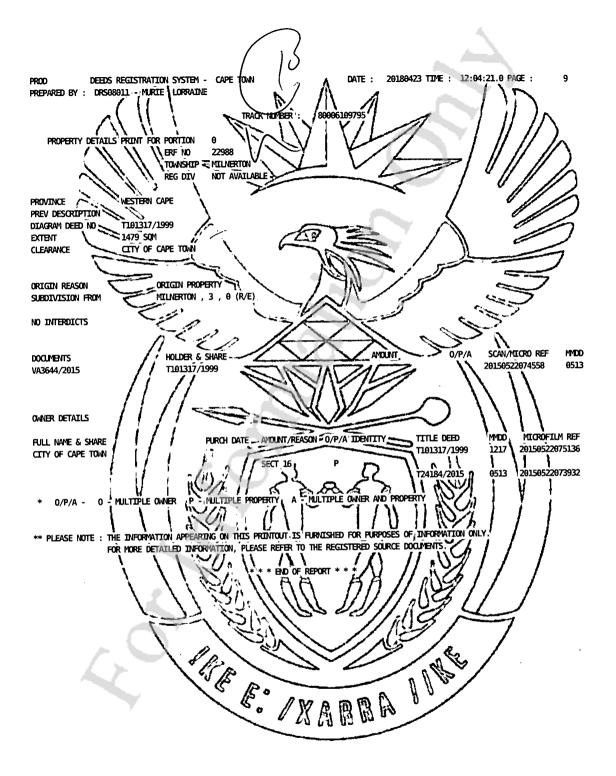


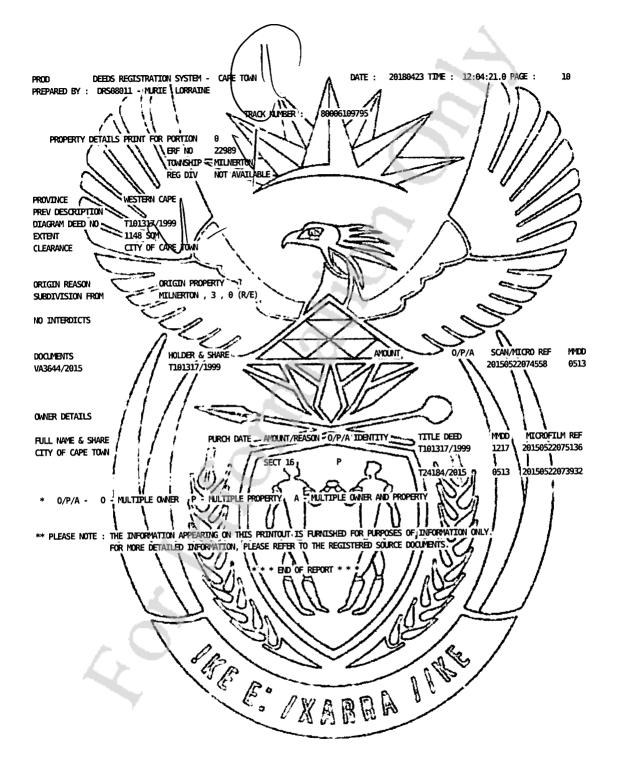


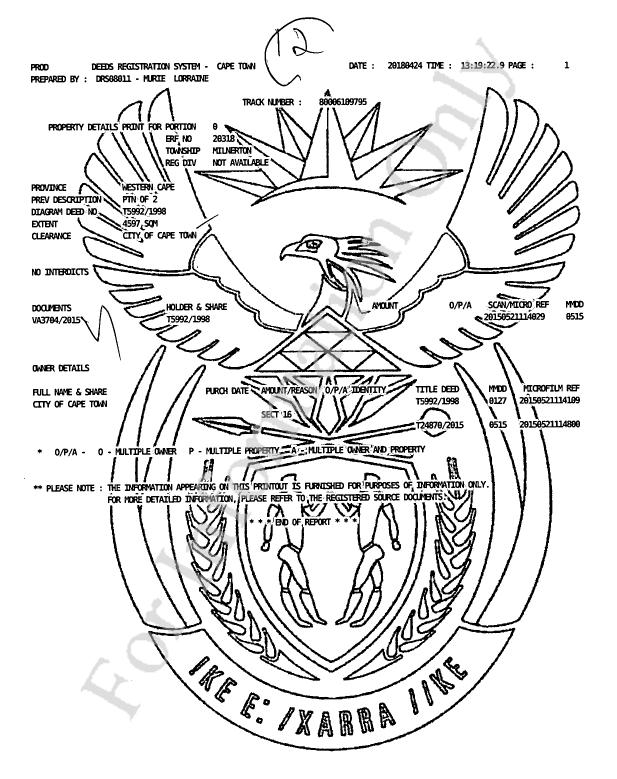


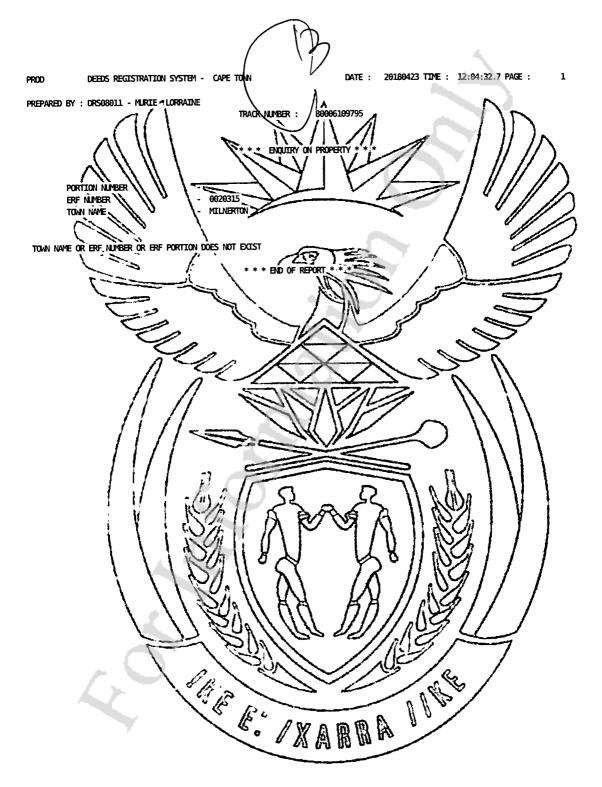












+ Condition V 1.r.o. the line note See Servitude X 72 Wind 19 is refer to. pow amplified, lise pass

4/ The Conclition & lag 4 chily amond in motivaled. 3) 100 any Compound II Du lette form 5 Re Corbban E: This lasher alwald flows Nem flest out of tall or should the purt clark out things to tement tell c/ Ne Consider Commelle figur in Conjunte 6) Perote 5 all Symmeth 10, What is the Position & 1/ hunsuits Despitates que suntate sus 2/ med state Be breated What sing sing 3 Den 1.17 8) from mo Comb

4) Have condition C amend as indicated This rose appears to law been raised. Proprie see copy of Sq 1906/94 new ledged. Pulace refortides. 5)Re components ii see title Para 5 ir condition E, this condition should have been left out of deed or must the pivot deed not change see components iv VIN DEED ,WHAT IS THE POSITION most desd- see doc bedged. res iro component iv and v cannot be plotted on diagram refer to / SGO components new Reconsider servitudes see servitude note 2 on diagram which must still be registered and servitude R. STEVENS 1120 note 3 PH. for note 3. Cond B Dragian new corrected by 500 to refer to Servinder already registered. Picale nade: Title has been followed. The land The doc le rose below: Please reconsider, as discussed, suce - deed appears correctly drawn. Condition See title. Redra marked R * See abou

