

**IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
COMMON LAW DIVISION**

No. S CI 2015 03054

IN THE MATTER of the *Property Law Act* 1958, Section 84

And

IN THE MATTER of an application by Caitlin Anne Sinnott, Lee Ellen Fox and Lachlan Scott Gray Sinnott for the modification of the restrictive covenant contained in Instrument of Transfer No. C788984 registered in the Land Titles Office in the Register Book and imposed upon the land more particularly described in Certificate of Title Volume 11543 Folio 551.

IN THE MATTER of an application by:

**CAITLIN ANNE SINNOTT, LEE ELLEN FOX AND
LACHLAN SCOTT GRAY SINNOTT**

Plaintiffs

AFFIDAVIT OF SERVICE

**(NOTICE OF THE PLAINTIFFS' APPLICATION GIVEN IN ACCORDANCE WITH THE
ORDER MADE BY THE HONOURABLE ASSOCIATE JUSTICE IERODIACONOU ON 27
JULY 2015**

Date of document:
Filed on behalf of:
Prepared by:
Kings Lawyers
101 West Fyans Street
GEELONG VIC 3220

September 2015
Plaintiff
Solicitors Code: P0017766
Tel No. 03 5221 7077
Email david@kingslawyers.com.au

I, DAVID RAYMOND KING of 101 West Fyans Street, Geelong, Victoria 3220, Legal Practitioner, **MAKE OATH AND SAY** as follows:

1. I am a Barrister and Solicitor of this Honourable Court and an Australian Legal Practitioner under the provisions of the *Legal Profession Act* 2004. I am the Principal of Kings Lawyers and have the care, conduct and management of this application for and on behalf of the Plaintiffs and I am duly authorized by them to make this Affidavit on their behalf.



2. I refer to the General Form of Order of The Honourable Associate Justice Ierodionou dated 27 July 2015 (“the Order”). Now produced and shown to me and marked “**DRK-1**” is a true copy of the Order.

3. Paragraph 1 of the Order dated 27 July 2015 orders that:

“By 5 August 2015, the Plaintiffs shall give notice of this proceeding to each person who is a registered proprietor or registered mortgagee of the land described in Schedule Two to this order by sending to that person by prepaid ordinary post at the last recorded address of that person appearing in the relevant register held by the Land Registry or rate book (if any) or otherwise to the last known address of that person a notice in the form of Schedule One to this order and a copy of this order.”

4. On 3 August 2015 I personally undertook and obtained land registry property searches for the properties described in Schedule Two to the said Order

5. On 4 August 2015 I provided notice of this proceeding in accordance with the said Order to each person who is the registered proprietor by ordinary prepaid post to that person at the last recorded address of that person appearing on the Land Registry property search and to each of the registered mortgagees by ordinary prepaid post addressed to the address registered on the mortgage documents.. Now produced and shown to me and marked “**DRK-2**” are a true copies of the land registry property searches for the properties described in Schedule Two, together with copies of the cover letters to the registered proprietors and registered mortgagees in accordance with the notification requirements of the said order.

6. On 7 August 2015 I received by ordinary return mail the notifications provided to Ms RA Smith, Mr and Mrs S J and B Y Hockey and St George Bank Ltd.

7. On 7 August 2015 I made application to the City of Greater Geelong for a copy of their rate records for the properties described in Schedule Two of the said Order and on 10 August 2015 I received by email in tabulated form the current recorded names and addresses as



requested. Now produced and shown to me and marked “**DRK-3**” is a true copy of the tabulated names and addresses received from the City of Greater Geelong.

8. On 10 August 2015 I provided notice of this proceeding in accordance with the said Order to the following owners whose addresses differed from that shown in the Land Registry property searches. Now produced and shown to me and marked “**DRK-4**” is a true copy of the covering letter sent with the formal notification documents:

D Armstrong – Porter and Dee Foley, 5 Aquilae Street Ocean Grove
Jepson Pty Ltd, PO Box 117 Gisborne
D and S Farrugia, 44 Sussex Street Sunshine North
A & C Gray, 13 Aries Court Ocean Grove
JE and M McAuliffe, 503/26 Queens Road St Kilda
RC Stipanov, PO Box 213 Bendigo
S & B Hockey, 123 Aldebaran Road Ocean Grove
A J Roberts Pty Ltd, 18 Sturt Street Ballarat

9. On or about 11 August 2015, I received return to sender mail from D Armstrong – Porter and Dee Foley, Mr and Mrs A&C Gray. Both of these registered proprietors have now been given notification as provided for in paragraph 8 above.
10. On or about 11 August 2015 I received a phone call from Mrs S Farrugia enquiring why she had received two separate notifications. I explained to her the general nature of the application and how the first notification had been sent to the address on the Land Registry search and that having reviewed the Council rate record book a further notice was sent to the more recent address. I explained that the order required notification to be given and she indicated that having read the original notification letter she understood that if she was not concerned about the application she need not do anything further
11. On 19 August 2015 I received an email from Cinque Oakley Senior lawyers acting on behalf of AJ Roberts Investments Pty Ltd requesting copies of court documents. Now produced and shown to me and marked “**DRK-5**” is a true copy of the request.



12. On 21 August 2015 I provided a detailed response by letter which was emailed with attachments to Cinque Oakley Senior Lawyers. Now produced and shown to me and marked “**DRK-6**” is a true copy of the response.
13. On 21 August 2015 I received by ordinary mail delivered to my office address 101 West. Fyans Street Geelong VIC 3220 a letter from Mr Anton Hooton of 10 Aquilae Street Ocean Grove advising that he and his family oppose the application. Now produced and shown to me and marked “**DRK-7**” is a true copy of the letter opposing the application.
14. On 24 August 2015 I received by ordinary mail a letter from Mr Craig Penhall of 7 Aquilae Street Ocean Grove bracket indicating that he opposes the application to modify the restrictive covenant on 6 Aquilae Street Ocean Grove Now produced and shown to me and marked “**DRK-8**” is a true copy of the letter.
15. On 26 August 2015 I received a hand delivered 2 page petition from Mr Anton Hooton of 10 Aquilae Street Ocean Grove. Now produced and shown to me and marked “**DRK-9**” is a true copy of the petition.
16. On 26 August 2015 at approximately 10.37am I received a phone call from Mr Anton Hooton of 10 Aquilae Street Ocean Grove requesting a copy of the documents filed with the court. I advise that I would either deliver or send him a copy of the documents. On 28 August 2015 I sent a copy of the originating motion, the affidavits of David Raymond King and Robert Walter Easton and the further affidavits of David Raymond King and Robert Walter Easton by email. Now produced and shown to me and marked “**DRK-10**” is a true copy of the email cover sheets.
14. On 1 September 2015 I received an email from Cinque Oakley Senior lawyers acting on behalf of AJ Roberts Investments Pty Ltd advising that they had received instructions to lodge a formal objection to the application.

A handwritten signature in blue ink, consisting of a large, stylized loop followed by a smaller signature below it.

15. That at the date of swearing this my affidavit other than deposed to above I have not received any enquiry or objection either written or verbal from any beneficiary or interested party.

SWORN by the said DAVID RAYMOND KING)

at Geelong in the State of Victoria this 8TH)

day of SEPTEMBER 2015)

Before me:

GERALD JAMES MILLER
13 Claremont Ave., Newtown. Vic. 3220
An Australian legal practitioner
within the meaning of the
Legal Profession Uniform Law (Victoria)
This affidavit is filed on behalf of the Plaintiffs

**IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
COMMON LAW DIVISION**

No. S CI 2015 03054

IN THE MATTER of the Property Law Act 1958, Section 84

And

IN THE MATTER of an application by Caitlin Anne Sinnott, Lee Ellen Fox and Lachlan Scott Gray Sinnott for the modification of the restrictive covenant contained in Instrument of Transfer No. C788984 registered in the Land Titles Office in the Register Book and imposed upon the land more particularly described in Certificate of Title Volume 11543 Folio 551.

IN THE MATTER of an application by:

**CAITLIN ANNE SINNOTT, LEE ELLEN FOX AND
LACHLAN SCOTT GRAY SINNOTT**

Plaintiffs

CERTIFICATE IDENTIFYING EXHIBIT

Date of document:
Filed on behalf of:
Prepared by:
Kings Lawyers
101 West Fyans Street
GEELONG VIC 3220

September
Plaintiff
Solicitors Code: P0017766
Tel No. 03 5221 7077
Email david@kingslawyers.com.au

This is the Exhibit marked "**DRK-1**" now produced and shown to **DAVID RAYMOND KING** at the time of swearing his affidavit on 8/9/15

Before me:



GERALD JAMES MILLER
13 Claremont Ave., Newtown. Vic. 3220
An Australian legal practitioner
within the meaning of the
Legal Profession Uniform Law (Victoria)

EXHIBIT "DRK-1"

Copy 27 July 2015 Court Orders

IN THE SUPREME COURT OF VICTORIA
AT MELBOURNE
COMMON LAW DIVISION

IN THE MATTER OF an application under section 84 of the *Property Law Act 1958*
(Vic)



IN THE MATTER OF an application by Caitlin Anne Sinnott, Lee Ellen Fox and Lachlan Scott Gray Sinnott for the modification of the restrictive covenant contained in an Instrument of Transfer No. C788984 registered in the Register Book of the Office of Titles affecting the land more particularly described in Certificate of Title Volume 11543 Folio 551 BY

S CI 2015 03054

BETWEEN:

CAITLIN ANNE SINNOTT, LEE ELLEN FOX &
LACHLAN SCOTT GRAY SINNOTT

Plaintiff

GENERAL FORM OF ORDER

ASSOCIATE JUDGE: The Hon. Associate Justice Ierodiconou
DATE MADE: 27 July 2015
ORIGINATING PROCESS: Originating Motion
HOW OBTAINED: By return of the Plaintiffs' originating motion
 filed on 15 June 2015
ATTENDANCE: Mr D King, solicitor, for the Plaintiffs

OTHER MATTERS:

- A. The Court notes that the benefit of the covenant attaches to some, but not all, of the other original lots on plan of subdivision no.LP55384, and to all original lots on plan of subdivision no.LP53844. The present expert evidence indicates that there are approximately 169 persons who have the benefit of the covenant.
- B. In accordance with the Court's current practice, direct postal notification of this application is confined to those lots which, in the Court's judgment, have the closest proximity to the subject lot and are therefore more likely to be potentially affected by the outcome of the


application. For convenience or possible future reference, Schedule Three to this order is a plan which depicts by red colouring those lots for which the Plaintiffs must give direct notification.

- C. An awareness of the application to the surrounding neighbourhood ought to be created by the Court's second order which requires a public notice to be displayed on the subject property itself.
- D. The Court is satisfied that notice as provided by the orders below will sufficiently bring notice of the application to the owners of the benefited land.

THE COURT ORDERS THAT:

1. By 5 August 2015, the Plaintiffs shall give notice of this proceeding to each person who is a registered proprietor or registered mortgagee of the land described in Schedule Two to this order by sending to that person by pre-paid ordinary post at the last recorded address of that person appearing in the relevant register held by Land Registry or rate book (if any) or otherwise to the last known address of that person a notice in the form of Schedule One to this order and a copy of this order.
2. By 5 August 2015, the Plaintiffs shall display a copy of the notice in the form of Schedule One to this order enlarged to size A3 and encased in a waterproof cover by affixing it in a conspicuous position on the property at 6 Aquilae Street, Ocean Grove facing Aquilae Street, and such notice shall remain displayed until 2 September 2015.
3. The further hearing of this proceeding is adjourned to 9 September 2015 at 10.30am in the Supreme Court No.2, 436 Lonsdale Street, Melbourne.
4. The plaintiffs have liberty to apply.

DATE AUTHENTICATED: 29 July 2015



THE HONOURABLE ASSOCIATE JUSTICE IERODIACONOU



SCHEDULE ONE

NOTICE OF APPLICATION TO MODIFY A
RESTRICTIVE COVENANT LAND AT 6 AQUILAE STREET, OCEAN
GROVE CERTIFICATE OF TITLE VOLUME 11543 FOLIO 551

THIS NOTICE IS GIVEN BY ORDER OF THE SUPREME COURT OF VICTORIA

TAKE NOTICE that Caitlin Anne Sinnott, Lee Ellen Fox and Lachlan Scott Gray Sinnott are the registered proprietors of the land (**the land**) at 6 Aquilae Street Ocean Grove, Victoria being the land more particularly described in certificate of title volume 11543, Folio 551. They have applied to the Supreme Court of Victoria as Plaintiffs in proceeding S CI 2015 03054 for an order under section 84(1)(c) of the *Property Law Act 1958* that the restrictive covenant contained in transfer number C788984 registered on 29 May 1967 affecting the land be modified to allow the construction of two dwellings on the land.

TAKE FURTHER NOTICE that any person who claims to be entitled to the benefit of the covenant and who seeks to oppose this application should:

1. by 27 August 2015 give written notice to the owner's solicitors: Kings Lawyers of 101 West Fyans Street Geelong VIC 3200; and
2. appear in Court Number 2, Ground Floor, Supreme Court, 436 Lonsdale Street Melbourne on 9 September 2015 at 10:30 AM on which occasion the Court usually makes procedural orders for the future conduct of the application if it is opposed.

If no person appears to oppose the application, the Court may make the order sought.

Copies of all documents relating to this application and further information (including the names and addresses of any other objectors or persons) may be obtained from Kings Lawyers of 101 West Fyans Street Geelong VIC 3200.

The Court has authorised us to inform you that the costs of any persons opposing the application are in the discretion of the Court, and that it may be no more than one set of legal costs of separately represented person with the same or similar interests opposing the application will be allowed.

DATED August 2015



SCHEDULE TWO

Street Address	Lot number on plan
3 Aquilae Street	Lot 140 LP55384
4 Aquilae Street	Lot 158 LP55384
5 Aquilae Street	Lot 141 LP55384
7 Aquilae Street	Lot 142 LP55384
8 Aquilae Street	Lot 156 LP55384
9 Aquilae Street	Lot 143 LP55384
10 Aquilae Street	Lot 155 LP55384
3 Aries Crescent	Lot 1 TP93411
5 Aries Crescent	Lot 165 LP55384
7 Aries Crescent	Lot 166 LP 55384
9 Aries Crescent	Lot 167 LP55384
111 Aldebaran Road	Lot 138 LP55384
113 Aldebaran Road	Lot 139 LP55384
115 Aldebaran Road	Lot 159 LP55384
117 Aldebaran Road	Lot 160 LP55384
119 Aldebaran Road	Lots 1 and 2 RP17588
121 Aldebaran Road	Lot 162 LP55384
123 Aldebaran Road	Lot 163 LP55384

**IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
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No. S CI 2015 03054

IN THE MATTER of the Property Law Act 1958, Section 84

And

IN THE MATTER of an application by Caitlin Anne Sinnott, Lee Ellen Fox and Lachlan Scott Gray Sinnott for the modification of the restrictive covenant contained in Instrument of Transfer No. C788984 registered in the Land Titles Office in the Register Book and imposed upon the land more particularly described in Certificate of Title Volume 11543 Folio 551.

IN THE MATTER of an application by:

**CAITLIN ANNE SINNOTT, LEE ELLEN FOX AND
LACHLAN SCOTT GRAY SINNOTT**

Plaintiffs

CERTIFICATE IDENTIFYING EXHIBIT

Date of document:
Filed on behalf of:
Prepared by:
Kings Lawyers
101 West Fyans Street
GEELONG VIC 3220

September 2015
Plaintiff
Solicitors Code: P0017766
Tel No. 03 5221 7077
Email david@kingslawyers.com.au

This is the Exhibit marked "**DRK-2**" now produced and shown to **DAVID RAYMOND KING** at the time of swearing his affidavit on 8/9/15

Before me:



GERALD JAMES MILLER
13 Claremont Ave., Newtown. Vic. 3220
An Australian legal practitioner
within the meaning of the
Legal Profession Uniform Law (Victoria)

EXHIBIT "DRK-2"

**Copy of Land Registry searches, letters to owners and
letters to Mortgagees**

Our Ref: DRK:2015008

Your Ref:

3 August 2015

Ms M Clarke
11 Melrose Drive
KILMORE VIC 3764

Dear Ms Clarke

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

If you do not object to 2 dwellings being constructed on this land you need to do nothing further. If you would like further information in relation to the proceeding please do not hesitate to contact the undersigned. If you wish to object then you should follow the procedures outlined in the attached notice.

If you have any questions in relation to any of the above please do not hesitate to contact us.

Yours faithfully



David King
Kings Lawyers

contact no: (03) 5221 7077

email: david@kingslawyers.com.au

Encl.

Our Ref: DRK:2015008
Your Ref:

www.kingslawyers.com.au

P: 0352217077

M: 0488124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

3 August 2015

A.J. Roberts Investments Pty Ltd
14 Kent Street
BALLARAT VIC 3350

Dear Sir/Madam

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

If you do not object to 2 dwellings being constructed on this land you need to do nothing further. If you would like further information in relation to the proceeding please do not hesitate to contact the undersigned. If you wish to object then you should follow the procedures outlined in the attached notice.

If you have any questions in relation to any of the above please do not hesitate to contact us.

Yours faithfully



David King
Kings Lawyers

contact no: (03) 5221 7077
email: david@kingslawyers.com.au

Encl.



Our Ref: DRK:2015008
Your Ref:

www.kingslawyers.com.au

P: 035221 7077

M: 0488 124 931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

3 August 2015

Mr & Ms DA & DJ Armstrong-Porter & Foley
26 Kestrel Place
OCEAN GROVE VIC 3226

Dear Mr & Ms Armstrong-Porter & Foley

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

If you do not object to 2 dwellings being constructed on this land you need to do nothing further. If you would like further information in relation to the proceeding please do not hesitate to contact the undersigned. If you wish to object then you should follow the procedures outlined in the attached notice.

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Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

3 August 2015

Mr C Fenhall
7 Aquilae Street
OCEAN GROVE VIC 3226

Dear Mr Fenhall

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

If you do not object to 2 dwellings being constructed on this land you need to do nothing further. If you would like further information in relation to the proceeding please do not hesitate to contact the undersigned. If you wish to object then you should follow the procedures outlined in the attached notice.

If you have any questions in relation to any of the above please do not hesitate to contact us.

Yours faithfully



David King
Kings Lawyers

contact no: (03) 5221 7077
email: david@kingslawyers.com.au

Encl.



Our Ref: DRK:2015008
Your Ref:

P: 0352217077

M: 0488124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

3 August 2015

Jepson Pty Ltd
319 Mount Gisborne Road
GISBORNE VIC 3437

Dear Sir/Madam

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

If you do not object to 2 dwellings being constructed on this land you need to do nothing further. If you would like further information in relation to the proceeding please do not hesitate to contact the undersigned. If you wish to object then you should follow the procedures outlined in the attached notice.

If you have any questions in relation to any of the above please do not hesitate to contact us.

Yours faithfully



David King
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101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

3 August 2015

Mr & Mrs DJ & SF Farrugia
6 Wildwood Court
ST ALBANS VIC 3021

Dear Mr & Mrs Farrugia

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

If you do not object to 2 dwellings being constructed on this land you need to do nothing further. If you would like further information in relation to the proceeding please do not hesitate to contact the undersigned. If you wish to object then you should follow the procedures outlined in the attached notice.

If you have any questions in relation to any of the above please do not hesitate to contact us.

Yours faithfully



David King
Kings Lawyers

contact no: (03) 5221 7077
email: david@kingslawyers.com.au

Encl.

Our Ref: DRK:2015008
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101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

3 August 2015

Mr AP Hooton
10 Aquilae Street
OCEAN GROVE VIC 3226

Dear Mr Hooton

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

If you do not object to 2 dwellings being constructed on this land you need to do nothing further. If you would like further information in relation to the proceeding please do not hesitate to contact the undersigned. If you wish to object then you should follow the procedures outlined in the attached notice.

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101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

3 August 2015

Mr & Mrs AL & C Gray
131 Oceanthrough Way
OCEAN GROVE VIC 3226

Dear Mr & Mrs Gray

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

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Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

3 August 2015

Mr CA Silverwood
5 Percival Street
OAK PARK VIC 3046

Dear Mr Silverwood

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

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101 West Fyans Street

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Kings Planning Law Pty Ltd

ACN 143 130063

3 August 2015

Ms RA Smith
7 Aries Crescent
OCEAN GROVE VIC 3226

Dear Ms Smith

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

If you do not object to 2 dwellings being constructed on this land you need to do nothing further. If you would like further information in relation to the proceeding please do not hesitate to contact the undersigned. If you wish to object then you should follow the procedures outlined in the attached notice.

If you have any questions in relation to any of the above please do not hesitate to contact us.

Yours faithfully



David King
Kings Lawyers

contact no: (03) 5221 7077
email: david@kingslawyers.com.au

Encl.



Our Ref: DRK:2015008
Your Ref:

P: 0352217077

M: 0488124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

3 August 2015

Mr & Mrs JC & MA Micallef
8 Menton Court
AVONDALE HEIGHTS VIC 3034

Dear Mr & Mrs Micallef

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

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Encl.



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Your Ref:

P: 0352217077

M: 0488124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

3 August 2015

Ms NT Baragry
111 Aldebaran Road
OCEAN GROVE VIC 3226

Dear Ms Baragry

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

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www.kingslawyers.com.au

P: 0352217077

M: 0488124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

3 August 2015

Ms AR Kirsch
113 Research Road
WARRANTYTE NORTH VIC 3113

Dear Ms Kirsch

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

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Yours faithfully



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Kings Lawyers

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email: david@kingslawyers.com.au

Encl.

Our Ref: DRK:2015008
Your Ref:

P: 0352217077

M: 0488124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

3 August 2015

Mr & Ms BR & JK Dynes & Bryant
115 Aldebaran Road
OCEAN GROVE VIC 3226

Dear Mr & Ms Dynes & Bryant

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

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Encl.

Our Ref: DRK:2015008
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P: 0352217077

M: 0488124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

3 August 2015

Ms RC Stipanov
9 Harpin Street
BENDIGO VIC 3550

Dear Ms Stipanov

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

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Our Ref: DRK:2015008
Your Ref:

P: 0352217077

M: 0488124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

3 August 2015

Mr A Yurcevic
Unit 1 119 Aldebaran Road
COLLENDINA VIC 3226

Dear Mr Yurcevic

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

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M: 0488124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

3 August 2015

Mr & Mrs GD & V Yurcevic
29 Spring Street
NIDDRIE VIC 3042

Dear Mr & Mrs Yurcevic

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

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Encl.

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Your Ref:

P: 0352217077

M: 0488124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

3 August 2015

Mr & Mrs SJ & BY Hockey
36 Heriot Street
LISMORE VIC 3324

Dear Mr & Mrs Hockey

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the owner of land within close proximity of the property and enjoy the benefit of the existing registered covenant. Attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

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P: 0352217077

M: 0488124931

101 West Ryans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

Our Ref: DRK:2015008

Your Ref:

3 August 2015

Australia and New Zealand Banking Group Limited
Level 4, 833 Collins Street
MELBOURNE VIC 3000

Dear Sir/Madam

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the Mortgagee of land within close proximity of the property which enjoys the benefit of the existing registered covenant. Attached are copies of the registered 'Mortgagee of Land' documents for properties that you have an interest in. Also attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

Please note that a similar letter and notice has been sent separately to the registered proprietors (Mortgagees).

If you do not object to 2 dwellings being constructed on this land you need to do nothing further. If you would like further information in relation to the proceeding please do not hesitate to contact the undersigned. If you wish to object then you should follow the procedures outlined in the attached notice.

If you have any questions in relation to any of the above please do not hesitate to contact us.

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Our Ref: DRK:2015008
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www.kingslawyers.com.au

P: 0352217077

M: 0488124931

101 West Pyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN: 143130063

3 August 2015

St George Bank Limited
158-164 Swanston Street
MELBOURNE VIC 3000

Dear Sir/Madam

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

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email: david@kingslawyers.com.au

Encl.



Our Ref: DRK:2015008
Your Ref:

www.kingslawyers.com.au

P: 035221 7077

M: 0488124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN:143130063

3 August 2015

Bendigo Bank Ltd
Fountain Court
Charing Cross
BENDIGO VIC 3550

Dear Sir/Madam

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

The Court has ordered us to give direct notice of this proceeding to you as you are the Mortgagee of land within close proximity of the property which enjoys the benefit of the existing registered covenant. Attached are copies of the registered 'Mortgagee of Land' documents for properties that you have an interest in. Also attached is a self-explanatory notice (Schedule 1) and a copy of the orders issued by the Court.

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Yours faithfully



David King
Kings Lawyers

contact no: (03) 5221 7077
email: david@kingslawyers.com.au

Encl.



Our Ref: DRK:2015008

Your Ref:

3 August 2015

National Australia Bank Limited
500 Bourke Street
MELBOURNE VIC 3000

Dear Sir/Madam

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

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Encl.



KINGS LAWYERS

www.kingslawyers.com.au

P: 0852217077

M: 0488124931

101 West Hyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN: 143130063

Our Ref: DRK:2015008
Your Ref:

3 August 2015

Commonwealth Bank of Australia
385 Bourke Street
MELBOURNE VIC 3000

Dear Sir/Madam

**Re: Application to Supreme Court to Modify Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

On their behalf we have made application to the Supreme Court of Victoria to modify the existing covenant that affects their land so as to allow 2 dwellings to be constructed each being a minimum of 900 square feet.

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Encl.



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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 08381 FOLIO 218

Security no : 124056313283N
Produced 03/08/2015 05:16 pm

LAND DESCRIPTION

Lot 140 on Plan of Subdivision 055384.
PARENT TITLE Volume 08353 Folio 213
Created by instrument B015023 09/11/1962

REGISTERED PROPRIETOR

Estate Fee Simple
Sole Proprietor

MARY GEMMA CLARKE of 11 MELROSE DRIVE KILMORE VIC 3764
AH944446K 12/05/2011

ENCUMBRANCES, CAVEATS AND NOTICES

MORTGAGE AH944447H 12/05/2011

NATIONAL AUSTRALIA BANK LTD

COVENANT D406326 30/05/1969

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section
24 Subdivision Act 1988 and any other encumbrances shown or entered on the
plan or imaged folio set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE LP055384 FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

Street Address: 3 AQUILAE STREET OCEAN GROVE VIC 3226

DOCUMENT END

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 08381 FOLIO 236

Security no : 124056313539K

Produced 03/08/2015 05:27 pm

LAND DESCRIPTION

Lot 158 on Plan of Subdivision 055384.
PARENT TITLE Volume 08353 Folio 213
Created by instrument B015023 09/11/1962

REGISTERED PROPRIETOR

Estate Fee Simple
Sole Proprietor

A.J. ROBERTS INVESTMENTS PTY LTD of 14 KENT ST BALLARAT
M758149T 23/03/1987

ENCUMBRANCES, CAVEATS AND NOTICES

MORTGAGE AD972903J 31/10/2005
NATIONAL AUSTRALIA BANK LTD

COVENANT C087657 19/11/1964

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section
24 Subdivision Act 1988 and any other encumbrances shown or entered on the
plan or imaged folio set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE LP055384 FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

Street Address: 4 AQUILAE STREET OCEAN GROVE VIC 3226

DOCUMENT END

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 08381 FOLIO 219

Security no : 124056313681F

Produced 03/08/2015 05:35 pm

LAND DESCRIPTION

Lot 141 on Plan of Subdivision 055384.
PARENT TITLE Volume 08353 Folio 213
Created by instrument B015023 09/11/1962

REGISTERED PROPRIETOR

Estate Fee Simple

Joint Proprietors

DAMON ARMSTRONG-PORTER

DYLAN JESSICA FOLEY both of 26 KESTREL PLACE OCEAN GROVE VIC 3226

AJ740053A 20/06/2012

ENCUMBRANCES, CAVEATS AND NOTICES

MORTGAGE AJ740054X 20/06/2012

NATIONAL AUSTRALIA BANK LTD

COVENANT C228245 28/05/1965

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section
24 Subdivision Act 1988 and any other encumbrances shown or entered on the
plan or imaged folio set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE LP055384 FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

Street Address: 5 AQUILAE STREET OCEAN GROVE VIC 3226

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 08381 FOLIO 220

Security no : 124056313749G
Produced 03/08/2015 05:39 pm

LAND DESCRIPTION

Lot 142 on Plan of Subdivision 055384.
PARENT TITLE Volume 08353 Folio 213
Created by instrument B015023 09/11/1962

REGISTERED PROPRIETOR

Estate Fee Simple
Sole Proprietor

CRAIG JOHN PENHALL of 7 AQUILAE STREET OCEAN GROVE VIC 3226
AL896903M 19/05/2015

ENCUMBRANCES, CAVEATS AND NOTICES

MORTGAGE AL896904K 19/05/2015

COMMONWEALTH BANK OF AUSTRALIA

COVENANT D421952 18/06/1969

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24 Subdivision Act 1988 and any other encumbrances shown or entered on the
plan or imaged folio set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

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ACTIVITY IN THE LAST 125 DAYS

NUMBER		STATUS	DATE
AL896903M	TRANSFER	Registered	19/05/2015
AL896904K	MORTGAGE	Registered	19/05/2015

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

Street Address: 7 AQUILAE STREET OCEAN GROVE VIC 3226

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 10656 FOLIO 065

Security no : 124056313830T
Produced 03/08/2015 05:45 pm

LAND DESCRIPTION

Lot 156 on Plan of Subdivision 055384.
PARENT TITLE Volume 08381 Folio 234
Created by instrument AB229527B 19/04/2002

REGISTERED PROPRIETOR

Estate Fee Simple
Sole Proprietor

JEPSON PTY LTD of 319 MOUNT GISBORNE ROAD GISBORNE VIC 3437
AE979820R 29/03/2007

ENCUMBRANCES, CAVEATS AND NOTICES

COVENANT D406477 30/05/1969

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24 Subdivision Act 1988 and any other encumbrances shown or entered on the
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DIAGRAM LOCATION

SEE LP055384 FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

Street Address: 8 AQUILAE STREET OCEAN GROVE VIC 3226

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 08381 FOLIO 221

Security no : 124056313862J
Produced 03/08/2015 05:47 pm

LAND DESCRIPTION

Lot 143 on Plan of Subdivision 055384.
PARENT TITLE Volume 08353 Folio 213
Created by instrument B015023 09/11/1962

REGISTERED PROPRIETOR

Estate Fee Simple
Joint Proprietors

DAVID JOHN FARRUGIA
SUSANNE FARRUGIA both of 6 WILDWOOD CT ST ALBANS 3021
U397682E 10/09/1996

ENCUMBRANCES, CAVEATS AND NOTICES

MORTGAGE U397683B 10/09/1996

COMMONWEALTH BANK OF AUSTRALIA

COVENANT C152203 19/02/1965

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section
24 Subdivision Act 1988 and any other encumbrances shown or entered on the
plan or imaged folio set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE LP055384 FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NL

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

Street Address: 9 AQUILAE STREET OCEAN GROVE VIC 3226

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 08381 FOLIO 233

Security no : 124056313890D

Produced 03/08/2015 05:50 pm

LAND DESCRIPTION

Lot 155 on Plan of Subdivision 055384.
PARENT TITLE Volume 08353 Folio 213
Created by instrument B015023 09/11/1962

REGISTERED PROPRIETOR

Estate Fee Simple

Sole Proprietor

ANTONY PAUL HOOTON of 10 AQUILAE STREET OCEAN GROVE VIC 3226
AG004558B 01/08/2008

ENCUMBRANCES, CAVEATS AND NOTICES

MORTGAGE AL110995R 27/05/2014

AUSTRALIA AND NEW ZEALAND BANKING GROUP LTD

COVENANT D547792 30/10/1969

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section
24 Subdivision Act 1988 and any other encumbrances shown or entered on the
plan or imaged folio set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE LP055384 FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

Street Address: 10 AQUILAE STREET OCEAN GROVE VIC 3226

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 10174 FOLIO 876

Security no : 124056314327D

Produced 03/08/2015 06:24 pm

LAND DESCRIPTION

Lot 1 on Title Plan 093411R (formerly known as Lot 164 on Plan of Subdivision
055384).

PARENT TITLE Volume 08381 Folio 242
Created by instrument T004270L 25/03/1994

REGISTERED PROPRIETOR

Estate Fee Simple
Joint Proprietors

ANDREW LACHLAN GRAY
CAROLINE GRAY both of 131 OCEANTHROUGH WY OCEAN GROVE
T278509Y 30/08/1994

ENCUMBRANCES, CAVEATS AND NOTICES

MORTGAGE X366893L 15/03/2001
BENDIGO BANK LTD

MORTGAGE AE566805Q 24/08/2006
BENDIGO BANK LTD

COVENANT C087657 20/11/2001

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section
24 Subdivision Act 1988 and any other encumbrances shown or entered on the
plan set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE TP093411R FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 08381 FOLIO 243

Security no : 124056313956G
Produced 03/08/2015 05:54 pm

LAND DESCRIPTION

Lot 165 on Plan of Subdivision 055384.
PARENT TITLE Volume 08353 Folio 213
Created by instrument B015023 09/11/1962

REGISTERED PROPRIETOR

Estate Fee Simple

Sole Proprietor

CRAIG ASHLEY SILVERWOOD of 5 PERCIVAL STREET OAK PARK VIC 3046
AH029069T 10/02/2010

ENCUMBRANCES, CAVEATS AND NOTICES

MORTGAGE AJ145577G 22/08/2011

AUSTRALIA AND NEW ZEALAND BANKING GROUP LTD

COVENANT C087663 19/11/1964

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section
24 Subdivision Act 1988 and any other encumbrances shown or entered on the
plan or imaged folio set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE LP055384 FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 08381 FOLIO 244

Security no : 124056314000J
Produced 03/08/2015 05:57 pm

LAND DESCRIPTION

Lot 166 on Plan of Subdivision 055384.
PARENT TITLE Volume 08353 Folio 213
Created by instrument B015023 09/11/1962

REGISTERED PROPRIETOR

Estate Fee Simple
Sole Proprietor

ROSANNE MAREE SMITH of 7 ARIES CRESCENT OCEAN GROVE VIC 3226
AB803406P 10/01/2003

ENCUMBRANCES, CAVEATS AND NOTICES

MORTGAGE AB803407M 10/01/2003
COMMONWEALTH BANK OF AUSTRALIA

COVENANT C068471 27/10/1964

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24 Subdivision Act 1988 and any other encumbrances shown or entered on the
plan or imaged folio set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE LP055384 FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 08381 FOLIO 245

Security no : 124056314071G
Produced 03/08/2015 06:00 pm

LAND DESCRIPTION

Lot 167 on Plan of Subdivision 055384.
PARENT TITLE Volume 08353 Folio 213
Created by instrument B015023 09/11/1962

REGISTERED PROPRIETOR

Estate Fee Simple
Joint Proprietors

JOHN CHARLES MICALLEF
MARGARET ANNE MICALLEF both of 8 MENTON COURT AVONDALE HEIGHTS
L958205L 24/10/1985

ENCUMBRANCES, CAVEATS AND NOTICES

MORTGAGE AC765065N 27/03/2004
COMMONWEALTH BANK OF AUSTRALIA

COVENANT C087661

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24 Subdivision Act 1988 and any other encumbrances shown or entered on the
plan or imaged folio set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE LP055384 FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 08381 FOLIO 216

Security no : 124056314096E
Produced 03/08/2015 06:03 pm

LAND DESCRIPTION

Lot 138 on Plan of Subdivision 055384.
PARENT TITLE Volume 08353 Folio 213
Created by instrument B015023 09/11/1962

REGISTERED PROPRIETOR

Estate Fee Simple
Sole Proprietor
NOREEN THERESE BARAGRY of 111 ALDEBARAN RD OCEAN GROVE 3226
X423683S 18/04/2001

ENCUMBRANCES, CAVEATS AND NOTICES

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section
24 Subdivision Act 1988 and any other encumbrances shown or entered on the
plan or imaged folio set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE LP055384 FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 08381 FOLIO 217

Security no : 124056314122C

Produced 03/08/2015 06:05 pm

LAND DESCRIPTION

Lot 139 on Plan of Subdivision 055384.
PARENT TITLE Volume 08353 Folio 213
Created by instrument B015023 09/11/1962

REGISTERED PROPRIETOR

Estate Fee Simple

Sole Proprietor

ANNE ROBYN KIRSCH of 113 RESEARCH ROAD WARRANDYTE NORTH VIC 3113
AC793603C 14/04/2004

ENCUMBRANCES, CAVEATS AND NOTICES

MORTGAGE AC793604A 14/04/2004

ST. GEORGE BANK LTD

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section
24 Subdivision Act 1988 and any other encumbrances shown or entered on the
plan or imaged folio set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE LP055384 FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 08381 FOLIO 237

Security no : 124056314185H
Produced 03/08/2015 06:10 pm

LAND DESCRIPTION

Lot 159 on Plan of Subdivision 055384.
PARENT TITLE Volume 08353 Folio 213
Created by instrument B015023 09/11/1962

REGISTERED PROPRIETOR

Estate Fee Simple
Joint Proprietors
BERNARD ROBERT DYNES
JOHANNA KATE BRYANT both of 115 ALDEBARAN ROAD OCEAN GROVE VIC 3226
AB402666W 10/07/2002

ENCUMBRANCES, CAVEATS AND NOTICES

MORTGAGE AB402667U 10/07/2002
BENDIGO BANK LTD

COVENANT C183256 31/03/1965

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section
24 Subdivision Act 1988 and any other encumbrances shown or entered on the
plan or imaged folio set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE LP055384 FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

Street Address: 115 ALDEBARAN ROAD OCEAN GROVE VIC 3226

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 08381 FOLIO 238

Security no : 124056314207J
Produced 03/08/2015 06:12 pm

LAND DESCRIPTION

Lot 160 on Plan of Subdivision 055384.
PARENT TITLE Volume 08353 Folio 213
Created by instrument B015023 09/11/1962

REGISTERED PROPRIETOR

Estate Fee Simple
Sole Proprietor

ROSEMARY CARMEL STIPANOV of 9 HARPIN STREET BENDIGO VIC 3550
AB840065E 29/01/2003

ENCUMBRANCES, CAVEATS AND NOTICES

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section
24 Subdivision Act 1988 and any other encumbrances shown or entered on the
plan or imaged folio set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE LP055384 FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 09466 FOLIO 222

Security no : 124056314261A

Produced 03/08/2015 06:17 pm

LAND DESCRIPTION

Unit 1 on Strata Plan 017588 and an undivided share in the common property for
the time being described on the plan.
PARENT TITLE Volume 08381 Folio 239

REGISTERED PROPRIETOR

Estate Fee Simple

Sole Proprietor

ALEXANDER YURCEVIC of UNIT 1 119 ALDEBARAN ROAD COLLENDINA
N455400K

ENCUMBRANCES, CAVEATS AND NOTICES

Any encumbrances created by Section 98 Transfer of Land Act 1958 or
Section 12 Strata Titles Act 1967 and any other encumbrances shown or
entered on the plan set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE RP017588 FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

Street Address: UNIT 1 119 ALDEBARAN ROAD OCEAN GROVE VIC 3226

OWNERS CORPORATIONS

The land in this folio is affected by
OWNERS CORPORATION PLAN NO. RP017588

DOCUMENT END

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 09466 FOLIO 223

Security no : 124056314286X
Produced 03/08/2015 06:19 pm

LAND DESCRIPTION

Unit 2 on Strata Plan 017588 and an undivided share in the common property for
the time being described on the plan.
PARENT TITLE Volume 08381 Folio 239

REGISTERED PROPRIETOR

Estate Fee Simple
Joint Proprietors

GEORGES DOMINIQUE YURCEVIC
VOULA YURCEVIC both of 29 SPRING STREET NIDDRIE 3042
J911521

ENCUMBRANCES, CAVEATS AND NOTICES

Any encumbrances created by Section 98 Transfer of Land Act 1958 or
Section 12 Strata Titles Act 1967 and any other encumbrances shown or
entered on the plan set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE RP017588 FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

Street Address: UNIT 2 119 ALDEBARAN ROAD OCEAN GROVE VIC 3226

OWNERS CORPORATIONS

The land in this folio is affected by
OWNERS CORPORATION PLAN NO. RP017588

DOCUMENT END

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 08381 FOLIO 240

Security no : 124056314222S
Produced 03/08/2015 06:13 pm

LAND DESCRIPTION

Lot 162 on Plan of Subdivision 055384.
PARENT TITLE Volume 08353 Folio 213
Created by instrument B015023 09/11/1962

REGISTERED PROPRIETOR

Estate Fee Simple
Joint Proprietors
GEORGE DOMINIQUE YURCEVIC
VOULA YURCEVIC both of 29 SPRING STREET NIDDRIE
K821262 28/03/1984

ENCUMBRANCES, CAVEATS AND NOTICES

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section
24 Subdivision Act 1988 and any other encumbrances shown or entered on the
plan or imaged folio set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE LP055384 FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

-----END OF REGISTER SEARCH STATEMENT-----

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REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

VOLUME 08381 FOLIO 241

Security no : 124056314241W

Produced 03/08/2015 06:15 pm

LAND DESCRIPTION

Lot 163 on Plan of Subdivision 055384.
PARENT TITLE Volume 08353 Folio 213
Created by instrument B015023 09/11/1962

REGISTERED PROPRIETOR

Estate Fee Simple
Joint Proprietors
STANLEY JAMES HOCKEY
BERYL YVONNE HOCKEY both of 36 HERIOT STREET LISMORE
G892756 07/12/1977

ENCUMBRANCES, CAVEATS AND NOTICES

MORTGAGE N484196B 30/05/1988
NATIONAL AUSTRALIA SAVINGS BANK LTD

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section
24 Subdivision Act 1988 and any other encumbrances shown or entered on the
plan or imaged folio set out under DIAGRAM LOCATION below.

DIAGRAM LOCATION

SEE LP055384 FOR FURTHER DETAILS AND BOUNDARIES

ACTIVITY IN THE LAST 125 DAYS

NIL

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

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**IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
COMMON LAW DIVISION**

No. S CI 2015 03054

IN THE MATTER of the Property Law Act 1958, Section 84

And

IN THE MATTER of an application by Caitlin Anne Sinnott, Lee Ellen Fox and Lachlan Scott Gray Sinnott for the modification of the restrictive covenant contained in Instrument of Transfer No. C788984 registered in the Land Titles Office in the Register Book and imposed upon the land more particularly described in Certificate of Title Volume 11543 Folio 551.

IN THE MATTER of an application by:

**CAITLIN ANNE SINNOTT, LEE ELLEN FOX AND
LACHLAN SCOTT GRAY SINNOTT**

Plaintiffs


CERTIFICATE IDENTIFYING EXHIBIT

Date of document:
Filed on behalf of:
Prepared by:
Kings Lawyers
101 West Fyans Street
GEELONG VIC 3220

September 2015
Plaintiff
Solicitors Code: P0017766
Tel No. 03 5221 7077
Email david@kingslawyers.com.au

This is the Exhibit marked “**DRK-3**” now produced and shown to **DAVID RAYMOND KING** at the time of swearing his affidavit on 8/9/15

Before me:



GERALD JAMES MILLER
GERALD JAMES MILLER
13 Clarendon Ave, Newtown, Vic. 3220
13 Clarendon Ave, Newtown, Vic. 3220
An Australian legal practitioner
within the meaning of the
Legal Profession Uniform Law (Victoria)
Legal Practitioner No. 123456

EXHIBIT “DRK-3”

Copy tabulated rate record names and addresses

OWNER DETAILS

<p>3 Aquilae Street, OCEAN GROVE VIC 3226</p> <p>Mary Gemma Clarke 11 Melrose Drive KILMORE VIC 3764</p>	<p>9 Aries Crescent, OCEAN GROVE VIC 3226</p> <p>John Charles Micallef and Margaret Anne Micallef 503/26 Queens Road MELBOURNE VIC 3004</p>
<p>4 Aquilae Street, OCEAN GROVE VIC 3226</p> <p>A J Roberts Investments Pty Ltd 18 Sturt Street BALLARAT VIC 3350</p>	<p>111 Aldebaran Road, OCEAN GROVE VIC 3226</p> <p>Noreen Therese Baragry 111 Aldebaran Road OCEAN GROVE VIC 3226</p>
<p>5 Aquilae Street, OCEAN GROVE VIC 3226</p> <p>Mr Damon Armstrong-Porter and Dylan Jessica Foley 5 Aquilae Street OCEAN GROVE VIC 3226</p>	<p>113 Aldebaran Road, OCEAN GROVE VIC 3226</p> <p>Anne Robyn Kirsch 113 Research Road WARRANTYTE VIC 3113</p>
<p>7 Aquilae Street, OCEAN GROVE VIC 3226</p> <p>Craig John Penhall 7 Aquilae Street OCEAN GROVE VIC 3226</p>	<p>115 Aldebaran Road, OCEAN GROVE VIC 3226</p> <p>Bernard Robert Dynes and Johanna Kate Bryant 115 Aldebaran Road OCEAN GROVE VIC 3226</p>
<p>8 Aquilae Street, OCEAN GROVE VIC 3226</p> <p>Jepson Pty Ltd PO BOX 117 GISBORNE VIC 3437</p>	<p>117 Aldebaran Road, OCEAN GROVE VIC 3226</p> <p>Rosemary Carmel Stipanov PO BOX 213 BENDIGO VIC 3550</p>
<p>9 Aquilae Street, OCEAN GROVE VIC 3226</p> <p>David John Farrugia and Susanne Farrugia 44 Sussex Street SUNSHINE NORTH VIC 3020</p>	<p>1/119 Aldebaran Road, OCEAN GROVE VIC 3226</p> <p>Alexander Yurcevic 1/119 Aldebaran Road OCEAN GROVE VIC 3226</p>
<p>10 Aquilae Street, OCEAN GROVE VIC 3226</p> <p>Antony Paul Hooton 10 Aquilae Street OCEAN GROVE VIC 3226</p>	<p>2/119 Aldebaran Road, OCEAN GROVE VIC 3226</p> <p>George Dominique Yurcevic and Voula Yurcevic 29 Spring Street NIDDRIE VIC 3042</p>
<p>3 Aries Crescent, OCEAN GROVE VIC 3226</p> <p>Andrew Lachlan Gray and Caroline Gray 3 Aries Crescent OCEAN GROVE VIC 3226</p>	<p>121 Aldebaran Road, OCEAN GROVE VIC 3226</p> <p>George Dominique Yurcevic and Voula Yurcevic 29 Spring Street NIDDRIE VIC 3042</p>
<p>5 Aries Crescent, OCEAN GROVE VIC 3226</p> <p>Craig Ashley Silverwood 5 Percival Street OAK PARK VIC 3046</p>	<p>123 Aldebaran Road, OCEAN GROVE VIC 3226</p> <p>Beryl Yvonne Hockey and Stanley James Hockey 123 Aldebaran Road OCEAN GROVE VIC 3226</p>
<p>7 Aries Crescent, OCEAN GROVE VIC 3226</p> <p>Rosanne Maree Smith 7 Aries Crescent OCEAN GROVE VIC 3226</p>	

**IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
COMMON LAW DIVISION**

No. S CI 2015 03054

IN THE MATTER of the Property Law Act 1958, Section 84

And

IN THE MATTER of an application by Caitlin Anne Sinnott, Lee Ellen Fox and Lachlan Scott Gray Sinnott for the modification of the restrictive covenant contained in Instrument of Transfer No. C788984 registered in the Land Titles Office in the Register Book and imposed upon the land more particularly described in Certificate of Title Volume 11543 Folio 551.

IN THE MATTER of an application by:

**CAITLIN ANNE SINNOTT, LEE ELLEN FOX AND
LACHLAN SCOTT GRAY SINNOTT**

Plaintiffs

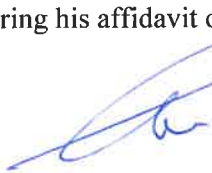
CERTIFICATE IDENTIFYING EXHIBIT

Date of document:
Filed on behalf of:
Prepared by:
Kings Lawyers
101 West Fyans Street
GEELONG VIC 3220

September 2105
Plaintiff
Solicitors Code: P0017766
Tel No. 03 5221 7077
Email david@kingslawyers.com.au

This is the Exhibit marked "DRK-4" now produced and shown to **DAVID RAYMOND KING** at the time of swearing his affidavit on 8/9/15

Before me:



GERALD JAMES MILLER
13 Claremont Ave., Newtown. Vic. 3220
An Australian legal practitioner
within the meaning of the
Legal Profession Uniform Law (Victoria)

EXHIBIT "DRK-4"

Copy cover letters to owners on rate record

Our Ref:DRK:2015008
Your Ref:

P: 0352217077

M: 0488124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

10 August 2015

A J Roberts Investments Pty Ltd
18 Sturt Street
BALLARAT VIC 3350

Dear Sir/Madam

**Re: Application to Supreme Court for Variation of Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

Last week we forwarded you correspondence to the address listed on the title to your land in Ocean Grove. We obtained the title details by carrying out a search of Land Titles Victoria.

Having checked your address details against the City of Greater Geelong's rate record we noticed that you have moved.

Accordingly please find enclosed a copy of the correspondence sent to you last week. This correspondence is being sent to you pursuant to orders of the Supreme Court of Victoria. The attached correspondence provides greater detail on why we have forwarded you this correspondence.

If you have any questions in relation to the above please do not hesitate contact us

Yours faithfully



David King
Kings Lawyers

contact no: (03) 5221 7077

email: david@kingslawyers.com.au

Encl.

Our Ref:DRK:2015008
Your Ref:

P: 0352217077

M: 0488124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

10 August 2015

Mr DA Armstrong-Porter and Ms DJ Foley
5 Aquilae Street
OCEAN GROVE VIC 3226

Dear Mr Armstrong-Porter and Ms Foley

**Re: Application to Supreme Court for Variation of Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

Last week we forwarded you correspondence to the address listed on the title to your land in Ocean Grove. We obtained the title details by carrying out a search of Land Titles Victoria.

Having checked your address details against the City of Greater Geelong's rate record we noticed that you have moved.

Accordingly please find enclosed a copy of the correspondence sent to you last week. This correspondence is being sent to you pursuant to orders of the Supreme Court of Victoria. The attached correspondence provides greater detail on why we have forwarded you this correspondence.

If you have any questions in relation to the above please do not hesitate contact us

Yours faithfully



David King
Kings Lawyers

contact no: (03) 5221 7077
email: david@kingslawyers.com.au

Encl.

Our Ref:DRK:2015008
Your Ref:

P: 0352217077

M: 0488124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

10 August 2015

Jepson Pty Ltd
PO Box 117
GISBORNE VIC 3437

Dear Sir/Madam

**Re: Application to Supreme Court for Variation of Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

Last week we forwarded you correspondence to the address listed on the title to your land in Ocean Grove. We obtained the title details by carrying out a search of Land Titles Victoria.

Having checked your address details against the City of Greater Geelong's rate record we noticed that you have moved.

Accordingly please find enclosed a copy of the correspondence sent to you last week. This correspondence is being sent to you pursuant to orders of the Supreme Court of Victoria. The attached correspondence provides greater detail on why we have forwarded you this correspondence.

If you have any questions in relation to the above please do not hesitate contact us

Yours faithfully



David King
Kings Lawyers

contact no: (03) 5221 7077
email: david@kingslawyers.com.au

Encl.

Our Ref:DRK:2015008
Your Ref:

P: 03 5221 7077

M: 0488 124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

10 August 2015

Mr & Mrs DJ & S Farrugia
44 Sussex Street
SUNSHINE NORTH VIC 3020

Dear Mr & Mrs Farrugia

**Re: Application to Supreme Court for Variation of Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

Last week we forwarded you correspondence to the address listed on the title to your land in Ocean Grove. We obtained the title details by carrying out a search of Land Titles Victoria.

Having checked your address details against the City of Greater Geelong's rate record we noticed that you have moved.

Accordingly please find enclosed a copy of the correspondence sent to you last week. This correspondence is being sent to you pursuant to orders of the Supreme Court of Victoria. The attached correspondence provides greater detail on why we have forwarded you this correspondence.

If you have any questions in relation to the above please do not hesitate contact us

Yours faithfully



David King
Kings Lawyers

contact no: (03) 5221 7077
email: david@kingslawyers.com.au

Encl.

Our Ref:DRK:2015008
Your Ref:

P: 0352217077

M: 0488124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

10 August 2015

Mr & Mrs AL & C Gray
3 Aries Crescent
OCEAN GROVE VIC 3226

Dear Mr & Mrs Gray

**Re: Application to Supreme Court for Variation of Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

Last week we forwarded you correspondence to the address listed on the title to your land in Ocean Grove. We obtained the title details by carrying out a search of Land Titles Victoria.

Having checked your address details against the City of Greater Geelong's rate record we noticed that you have moved.

Accordingly please find enclosed a copy of the correspondence sent to you last week. This correspondence is being sent to you pursuant to orders of the Supreme Court of Victoria. The attached correspondence provides greater detail on why we have forwarded you this correspondence.

If you have any questions in relation to the above please do not hesitate contact us

Yours faithfully



David King
Kings Lawyers

contact no: (03) 5221 7077
email: david@kingslawyers.com.au

Encl.

Our Ref:DRK:2015008
Your Ref:

P: 0352217077

M: 0488124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143 130 063

10 August 2015

Mr & Mrs JC & M Micallef
503/26 Queens Road
MELBOURNE VIC 3004

Dear Mr & Mrs Micallef

**Re: Application to Supreme Court for Variation of Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

Last week we forwarded you correspondence to the address listed on the title to your land in Ocean Grove. We obtained the title details by carrying out a search of Land Titles Victoria.

Having checked your address details against the City of Greater Geelong's rate record we noticed that you have moved.

Accordingly please find enclosed a copy of the correspondence sent to you last week. This correspondence is being sent to you pursuant to orders of the Supreme Court of Victoria. The attached correspondence provides greater detail on why we have forwarded you this correspondence.

If you have any questions in relation to the above please do not hesitate contact us

Yours faithfully



David King
Kings Lawyers

contact no: (03) 5221 7077
email: david@kingslawyers.com.au

Encl.

Our Ref: DRK:2015008

Your Ref:

10 August 2015

Ms RC Stipanov
PO Box 213
BENDIGO VIC 3550

Dear Ms Stipanov

**Re: Application to Supreme Court for Variation of Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

Last week we forwarded you correspondence to the address listed on the title to your land in Ocean Grove. We obtained the title details by carrying out a search of Land Titles Victoria.

Having checked your address details against the City of Greater Geelong's rate record we noticed that you have moved.

Accordingly please find enclosed copy of the correspondence sent to you last week. This correspondence is being sent to you pursuant to orders of the Supreme Court of Victoria. The attached correspondence provides greater detail on why we have forwarded you this correspondence.

If you have any questions in relation to the above please do not hesitate contact us

Yours faithfully



David King
Kings Lawyers

contact no: (03) 5221 7077

email: david@kingslawyers.com.au

Encl.

Our Ref: DRK:2015008

Your Ref:

10 August 2015

Mr & Mrs SJ & BY Hockey
123 Aldebaran Road
OCEAN GROVE VIC 3226

Dear Mr & Mrs Hockey

**Re: Application to Supreme Court for Variation of Restrictive Covenant
6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)**

We act for the owners of the above property.

Last week we forwarded you correspondence to the address listed on the title to your land in Ocean Grove. We obtained the title details by carrying out a search of Land Titles Victoria.

Having checked your address details against the City of Greater Geelong's rate record we noticed that you have moved.

Accordingly please find enclosed copy of the correspondence sent to you last week. This correspondence is being sent to you pursuant to orders of the Supreme Court of Victoria. The attached correspondence provides greater detail on why we have forwarded you this correspondence.

If you have any questions in relation to the above please do not hesitate contact us

Yours faithfully



David King
Kings Lawyers

contact no: (03) 5221 7077

email: david@kingslawyers.com.au

Encl.



**IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
COMMON LAW DIVISION**

No. S CI 2015 03054

IN THE MATTER of the Property Law Act 1958, Section 84

And

IN THE MATTER of an application by Caitlin Anne Sinnott, Lee Ellen Fox and Lachlan Scott Gray Sinnott for the modification of the restrictive covenant contained in Instrument of Transfer No. C788984 registered in the Land Titles Office in the Register Book and imposed upon the land more particularly described in Certificate of Title Volume 11543 Folio 551.

IN THE MATTER of an application by:

**CAITLIN ANNE SINNOTT, LEE ELLEN FOX AND
LACHLAN SCOTT GRAY SINNOTT**

Plaintiffs

CERTIFICATE IDENTIFYING EXHIBIT

Date of document:
Filed on behalf of:
Prepared by:
Kings Lawyers
101 West Fyans Street
GEELONG VIC 3220

September 2015
Plaintiff
Solicitors Code: P0017766
Tel No. 03 5221 7077
david@kingslawyers.com.au

This is the Exhibit marked "DRK-5" now produced and shown to DAVID RAYMOND KING at the time of swearing his affidavit on 19/8/15

Before me:



GERALD JAMES MILLER
13 Claremont Ave., Newtown. Vic. 3220
An Australian legal practitioner
within the meaning of the
Legal Profession Uniform Law (Victoria)

EXHIBIT "DRK-5"

**Copy Cinque Oakley Senior Lawyers letter 19 August
2015**

21 AUG 2015



KINGS LAWYERS August, 2015

By Email: davidking@kingslawyers.com.au

David King
Kings Lawyers
PO Box 270
GEELONG VIC 3220

Dear Sir,

Re: Application to Supreme Court for Variation of Restrictive Covenant
Premises: 6 Aquilae Street, Ocean Grove
Our Ref. DAC:JT. Your Ref. DRK:2015008

I act for A. J. Roberts Investments Pty Ltd and refer to your letter of 10 August 2015.

Before making a decision, my client requests copies of:-

- 1) Building Permit (if any).
- 2) Drawings and specifications for the buildings.
- 3) Writ, Statement of Claim and other material filed with the Court.

You will be aware that my client owns the adjoining property and when it developed the land some years ago it complied with the covenant, so that it has a particular interest in the proposed development.

Finally, can you advise whether there are any other objections to date.

Yours faithfully,
CINQUE OAKLEY SENIOR

DEANA A. CINQUE

DEAN A. CINQUE
ANZIF LL.B

RICHARD E. OAKLEY
B.A. LL.B.

MELANIE R. SENIOR
B.A. (Hons) LL.B. MEC

STACEY M. FREE
B.A. LL.B. (Hons)

MICHELLE CINQUE
BAppSc LL.B

BOSWELL HOUSE
17 DAWSON STREET SOUTH,
BALLARAT, VIC. 3350

TELEPHONE (03) 5331 5466
FAX (03) 5331 4950

DX 35033, BALLARAT

P.O. BOX 716
BALLARAT, VIC. 3353

EMAIL:
admin@coslawyers.com.au

WEB:
www.coslawyers.com.au

Liability limited by a scheme approved
under Professional Standards Legislation

**IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
COMMON LAW DIVISION**

No. S CI 2015 03054

IN THE MATTER of the Property Law Act 1958, Section 84

And

IN THE MATTER of an application by Caitlin Anne Sinnott, Lee Ellen Fox and Lachlan Scott Gray Sinnott for the modification of the restrictive covenant contained in Instrument of Transfer No. C788984 registered in the Land Titles Office in the Register Book and imposed upon the land more particularly described in Certificate of Title Volume 11543 Folio 551.

IN THE MATTER of an application by:

**CAITLIN ANNE SINNOTT, LEE ELLEN FOX AND
LACHLAN SCOTT GRAY SINNOTT**

Plaintiffs

CERTIFICATE IDENTIFYING EXHIBIT

Date of document:
Filed on behalf of:
Prepared by:
Kings Lawyers
101 West Fyans Street
GEELONG VIC 3220

September 2015
Plaintiff
Solicitors Code: P0017766
Tel No. 03 5221 7077
Email david@kingslawyers.com.au

This is the Exhibit marked "**DRK-6**" now produced and shown to **DAVID RAYMOND KING** at the time of swearing his affidavit on 9/14/15

Before me:



GERALD JAMES MILLER
13 Claremont Ave., Newtown. Vic. 3220
An Australian legal practitioner
within the meaning of the
Legal Profession Uniform Law (Victoria)

EXHIBIT "DRK-6"

**Copy email response to Cinque Oakley Senior Lawyers
letter 21 August 2015**

Our Ref: DRK:2015008
Your Ref: DAC: JT

www.kingslawyers.com.au

P: 0352217077

M: 0488124931

101 West Fyans Street

Geelong Victoria 3220

PO Box 270

Geelong Victoria 3220

Kings Planning Law Pty Ltd

ACN 143130063

21 August 2015

Cinque Oakley Senior
Lawyers
PO Box 716
BALLARAT VIC 3353

By Email: admin@coslawyers.com.au

Dear Sir

**Re: Application to Supreme Court for Variation of Restrictive Covenant
Property: 6 Aquilae Street, Ocean Grove**

We refer to your letter dated 19 August 2015 advising you act for AJ Robert's Investments Pty Ltd and making further inquiries in relation to our client's application.

In response we advise as follows.

1. No building permit has issued yet as no building permit has been applied for.
2. Attached is an electronic version of the drawings which have been filed with the court
3. Attached is the statement of claim and 2 supporting affidavits. There have been two further affidavits filed which are also attached.

By way of explanation the further affidavits exhibit amended plans. You will note that the plans have changed from a single story development to a double story development. The buildings are also set back off the boundary in response to feedback provided by the city of Greater Geelong. Please note if our client's application to the Court is successful they will then make an application to the City of Greater Geelong for a planning permit. If a planning permit is granted a building permit will then be sought.

Finally at the time of writing there are no other objections.

If you have any questions in relation to the above please do not hesitate to contact us.

Yours faithfully



David King
Kings Lawyers

contact no: (03) 5221 7077

email: david@kingslawyers.com.au

Att.

**IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
COMMON LAW DIVISION**

No. S CI 2015 03054

IN THE MATTER of the Property Law Act 1958, Section 84

And

IN THE MATTER of an application by Caitlin Anne Sinnott, Lee Ellen Fox and Lachlan Scott Gray Sinnott for the modification of the restrictive covenant contained in Instrument of Transfer No. C788984 registered in the Land Titles Office in the Register Book and imposed upon the land more particularly described in Certificate of Title Volume 11543 Folio 551.

IN THE MATTER of an application by:

**CAITLIN ANNE SINNOTT, LEE ELLEN FOX AND
LACHLAN SCOTT GRAY SINNOTT**

Plaintiffs

CERTIFICATE IDENTIFYING EXHIBIT

Date of document:
Filed on behalf of:
Prepared by:
Kings Lawyers
101 West Fyans Street
GEELONG VIC 3220

September 2015
Plaintiff
Solicitors Code: P0017766
Tel No. 03 5221 7077
Email david@kingslawyers.com.au

This is the Exhibit marked “**DRK-7**” now produced and shown to **DAVID RAYMOND KING** at the time of swearing his affidavit on 8/9/15

Before me:



GERALD JAMES MILLER
13 Clarendon Street, Newtown, Vic. 3220
An Solicitor and Practitioner
with the Law Society of the
Legal Profession (Victoria)

EXHIBIT “DRK-7”

Copy Anton Hooton letter dated 10 August 2015

RECEIVED

21 AUG 2015

KINGS
LAWYERS

Mr David King
Kings Lawyers
101 West Fyans Street
Geelong Vic 3220

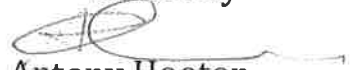
10th August, 2015

YOUR REF: DRK:2015008

Dear Mr King

I live and own the property at 10 Aquilae St, Ocean Grove with my family. I and my family oppose the application by your client; the owners of 6 Aquilae St, Ocean Grove (proceeding SCI 2015) to modify the existing covenant that we receive benefits from.

Your Sincerely



Antony Hooton
10 Aquilae St
Ocean Grove
Vic 3226

**IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
COMMON LAW DIVISION**

No. S CI 2015 03054

IN THE MATTER of the Property Law Act 1958, Section 84

And

IN THE MATTER of an application by Caitlin Anne Sinnott, Lee Ellen Fox and Lachlan Scott Gray Sinnott for the modification of the restrictive covenant contained in Instrument of Transfer No. C788984 registered in the Land Titles Office in the Register Book and imposed upon the land more particularly described in Certificate of Title Volume 11543 Folio 551.

IN THE MATTER of an application by:

**CAITLIN ANNE SINNOTT, LEE ELLEN FOX AND
LACHLAN SCOTT GRAY SINNOTT**

Plaintiffs

CERTIFICATE IDENTIFYING EXHIBIT

Date of document:
Filed on behalf of:
Prepared by:
Kings Lawyers
101 West Fyans Street
GEELONG VIC 3220

September 2015
Plaintiff
Solicitors Code: P0017766
Tel No. 03 5221 7077
Email david@kingslawyers.com.au

This is the Exhibit marked “**DRK-8**” now produced and shown to **DAVID RAYMOND KING** at the time of swearing his affidavit on 8/9/15

Before me:



GERALD JAMES MILLER
13 Claremont Ave., Newtown. Vic. 3220
An Australian legal practitioner
within the meaning of the
Legal Profession Uniform Law (Victoria)

EXHIBIT “DRK-8”

Copy letter from C Penhall dated 20 August 2015

RECEIVED

24 AUG 2015

KINGS
LAWYERS

Mr Craig Penhall
7 Aquilae Street
Ocean Grove 3226

20 August 2015

Kings Lawyers
101 West Fyans Street
Geelong 3220

Dear Mr King,

Re: Application to Supreme Court to modify restrictive covenant on 6 Aquilae Street Ocean Grove (Proceeding SCI 2015 03054)

I am writing to oppose the above application to modify the restrictive covenant on 6 Aquilae Street Ocean Grove.

I recently purchased my property at 7 Aquilae Street, and value the low density and privacy that this covenant provides to my young family.

The covenant was a major part in my decision to purchase in this area. I believe if this covenant modification is allowed it will set a precedent and result in further development in the area. This may decrease my property value due to the change in character of the neighbourhood.

This development will also increase the traffic and cars parking on the street, raising safety issues with many permanent young families living in the immediate vicinity.

There is available land and homes being built in new subdivisions such as Kingston, Yellow Gums and Oakdene, in addition to available land with bigger blocks for sale and existing dwellings within Ocean Grove. I fail to see the need for in-fill housing in this location at this time.

Regards,



Craig Penhall

**IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
COMMON LAW DIVISION**

No. S CI 2015 03054

IN THE MATTER of the Property Law Act 1958, Section 84

And

IN THE MATTER of an application by Caitlin Anne Sinnott, Lee Ellen Fox and Lachlan Scott Gray Sinnott for the modification of the restrictive covenant contained in Instrument of Transfer No. C788984 registered in the Land Titles Office in the Register Book and imposed upon the land more particularly described in Certificate of Title Volume 11543 Folio 551.

IN THE MATTER of an application by:

**CAITLIN ANNE SINNOTT, LEE ELLEN FOX AND
LACHLAN SCOTT GRAY SINNOTT**

Plaintiffs

CERTIFICATE IDENTIFYING EXHIBIT

Date of document:
Filed on behalf of:
Prepared by:
Kings Lawyers
101 West Fyans Street
GEELONG VIC 3220

September 2015
Plaintiff
Solicitors Code: P0017766
Tel No. 03 5221 7077
Email david@kingslawyers.com.au

This is the Exhibit marked “**DRK-9**” now produced and shown to **DAVID RAYMOND KING** at the time of swearing his affidavit on 8/9/15

Before me:



GERALD JAMES MILLER
13 Claremont Ave., Newtown. Vic. 3220
An Australian legal practitioner
within the meaning of the
Legal Profession Uniform Law (Victoria)







EXHIBIT “DRK-9”
Copy of Hooton Petition

RECEIVED
26 AUG 2015
DK

PAGE 1 OF 2
DATE 25/08/15
SENDER: A. HOOTEN,

ATTENTION: DAVID KING,
KINGS LAWERS
RE YOUR REF. DRK-2015 008.

We oppose the application by your client; the owners of 6 Aquilae St, Ocean Grove (proceeding SCI 2015) to modify the existing covenant that we receive benefits from.

NAME	ADDRESS	OWNER	RESIDENT	SIGNATURE	EMAIL
Rachel Creaves	15 Aquilae St Ocean Grove		<input checked="" type="checkbox"/>		rachi82008@hotmail.com
Michael	17 Aquilae St				
Johanna Bryant	115 Aldebaran Rd. Ocean Grove	<input checked="" type="checkbox"/>			
CLAUDIA LOWE	8 AQUILAE ST OCEAN GROVE	<input checked="" type="checkbox"/>			clowe@bigpond.com. As confirmed via phone call - 25/08/15. with A. Hooten
JOHN BALLARD	12 Aquilae St OCEAN GROVE	<input checked="" type="checkbox"/>			
SOE + DAVID	9. AQUILAE ST OCEAN GROVE	<input checked="" type="checkbox"/>			Suefar67@gmail.com - As per phone confirmation 25/08/15
Damon & Dylan	5 Aquilae St, Ocean Grove	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		damon@dapcreative.com.au

RECEIVED
26 AUG 2015

We oppose the application by your client; the owners of 6 Aquilae St, Ocean Grove (proceeding SCI 2015) to modify the existing covenant that we receive benefits from.

NAME	ADDRESS	OWNER	RESIDENT	SIGNATURE	EMAIL
ANTON + MELISSA HOOTON	10 AQUILAE ST. OCEAN GROVE	✓	✓		anton@flying works.com.au
LILIAN HUGHES	14 AQUILAE ST. OCEAN GROVE	✓	✓		
Craig Penhall	7 Aquilae st Ocean Grove	✓	✓		
BEN TURKSON	8, Aquilae St Ocean Grove	✓	✓		
PHIL HOOTON	8, Aquilae St Ocean Grove	✓	✓		
MONIQUE BREFFMANN	13, AQUILAE ST OCEAN GROVE	✓	✓		
RON FISHENDEN	11 AQUILAE ST OCEAN GROVE	✓	✓		

**IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
COMMON LAW DIVISION**

No. S CI 2015 03054

IN THE MATTER of the Property Law Act 1958, Section 84

And

IN THE MATTER of an application by Caitlin Anne Sinnott, Lee Ellen Fox and Lachlan Scott Gray Sinnott for the modification of the restrictive covenant contained in Instrument of Transfer No. C788984 registered in the Land Titles Office in the Register Book and imposed upon the land more particularly described in Certificate of Title Volume 11543 Folio 551.

IN THE MATTER of an application by:

**CAITLIN ANNE SINNOTT, LEE ELLEN FOX AND
LACHLAN SCOTT GRAY SINNOTT**

Plaintiffs

CERTIFICATE IDENTIFYING EXHIBIT

Date of document:
Filed on behalf of:
Prepared by:
Kings Lawyers
101 West Fyans Street
GEELONG VIC 3220

September 2015
Plaintiff
Solicitors Code: P0017766
Tel No. 03 5221 7077
Email david@kingslawyers.com.au

This is the Exhibit marked **“DRK-10”** now produced and shown to **DAVID RAYMOND KING** at the time of swearing his affidavit on 8/9/15

Before me:



GERALD JAMES MILLER
13 Claremont Ave., Newtown. Vic. 3220
An Australian legal practitioner
within the meaning of the
Legal Profession Uniform Law (Victoria)

EXHIBIT “DRK-10”

Copy email covers sheets to Hooton

David King

From: David King
Sent: Friday, 28 August 2015 4:25 PM
To: anton@flyingwoks.com.au
Subject: SCI 2015 03054- 6 Aquilae St Ocean Grove
Attachments: RWE Aff.pdf; DRK Aff & Exhibits.pdf; Originating Motion.pdf

Dear Anton

Further to our discussions please find attached electronic copies of the following filed Court documents.

1. Originating motion
2. Affidavit of David Raymond King and exhibits
3. Affidavit of Robert Walter Easton. (His exhibit, a planning report exceeds 100 pages and will be sent to you in a following email providing a link to a dropbox)

Please note that in addition to these documents 2 further affidavits were filed on 5 August 2015. Due to file sizes these will be forwarded in a further email to follow this email.

Yours faithfully

David King

KINGS LAWYERS

P. 03 5221 7077

M. 0488 124 931

E. david@kingslawyers.com.au

www.kingslawyers.com.au

101 West Fyans St (PO Box 270) Geelong 3220



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Accredited Specialist in Environment Planning & Local Government
Liability limited by a scheme approved under Professional Standards Legislation.

David King

From: David King
Sent: Friday, 28 August 2015 4:33 PM
To: anton@flyingwoks.com.au
Subject: SCI 2015 03054- 6 Aquilae St Ocean Grove Email 2- Further affidavits
Attachments: Further Aff DRK.pdf; further aff RWE.pdf

Dear Anton

As referred to in our earlier email today please find attached the following;

1. Further affidavit of David Raymond King dated 4 August 2015 (only including new exhibit 5 - New Plans).
2. Further affidavit of Robert Walter Easton dated 4 August 2015 (His exhibit, a planning report dated August 2015 exceeds 100 pages and will be sent to you in a following email providing a link to a dropbox).

Yours faithfully

David King
KINGS LAWYERS
P. 03 5221 7077
M. 0488 124 931
E. david@kingslawyers.com.au
www.kingslawyers.com.au
101 West Fyans St (PO Box 270) Geelong 3220



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David King

From: David King
Sent: Friday, 28 August 2015 5:01 PM
To: anton@flyingwoks.com.au
Subject: Robert Easton shared "10367 Supreme Report August.pdf" Pt 1 of Report

This link is to the Exhibit of Robert Eastons further affidavit



Robert used Dropbox to share a file with you!

[Click here to view.](#)

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Yours faithfully
David King
KINGS LAWYERS
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E. david@kingslawyers.com.au
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David King

From: David King
Sent: Friday, 28 August 2015 5:03 PM
To: anton@flyingwoks.com.au
Subject: FW: Robert Easton shared "10367e Supreme Attachments August Part 2 Attachments"

This link is to the Exhibit of Robert Eastons further affidavit Attachments



Robert used Dropbox to share a file with you!

[Click here to view.](#)

© 2015 Dropbox

Yours faithfully
David King
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David King

From: David King
Sent: Friday, 28 August 2015 5:15 PM
To: anton@flyingwoks.com.au
Subject: ^ Aquilae Easton Report June 2015
Attachments: Orid Aff Ex ! Report.pdf; Att to Or Aff P 1--40.pdf

Anton

We do not have a link to the original report of R Easton so we have attached it as a number of PDFs. This is part 1

David King

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David King

From: David King
Sent: Friday, 28 August 2015 5:28 PM
To: anton@flyingwoks.com.au
Subject: 6 Aquilae - Easton original report
Attachments: Att to Or Aff P 41-80 .pdf; Att to Or Aff P 81-110.pdf

Anton

This is Part 2.

You should now have all the documents we have filed in support of the application.

David King

KINGS LAWYERS

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M. 0488 124 931

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www.kingslawyers.com.au

101 West Fyans St (PO Box 270) Geelong 3220



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