

Geregistreer hierdie
Registered this.....

In die Register van
In the Register of..... Bk..... Fol.....

en in die Register van
and in the Register of..... Bk..... Fol.....

Aktekantoor
Deeds Office
Pietermaritzburg

Asst.-registrator van Aktes
Asst. Registrar of Deeds

IN ERROR 10/11/87

FOR FURTHER ENDORSEMENTS SEE
VIR VERDERE ENDOSEMENTE SIEN... *Page 5*

X 352187 S

Prepared by me

21/4 8

22/4

Apostolis

CONVEYANCER

Apostolis E.S.

DEED OF CESSION OF SERVITUDE

(In terms of Section 32 of the Deeds Registries Act, 1937
(No. 47 of 1937))

BE IT HEREBY MADE KNOWN :

THAT WHEREAS the undermentioned servitudes have been expropriated by the REPUBLIC OF SOUTH AFRICA for the South African Transport Services, by virtue of the powers conferred upon it by Section 2(1) of Act No. 70 of 1957 or any amendment thereof read with Act No. 63 of 1975, over/in and upon the undermentioned land which land is at present registered in the name of MARIANNHILL MISSION INSTITUTE, PINETOWN, NATAL under Deed of Transfer 757/1912 and Certificate of Consolidated Title 4313/1929

<p>ENDOSSEMENT Kragtens ARTIKEL 33 VAN WET 9 VAN 1989</p>	<p>ENDOSSEMENT BY VIRTUE OF SECTION 33 OF ACT 9 OF 1989</p>
<p>Kragtens ARTIKEL 3 VAN DIE WET OP DIE REGSOPVOLGING VAN DIE SUID- AFRIKAANSE VERVOERDIENSTE, 1989 VESTIG DIE BINNEVERMELDE EIENDOM/ EENDOMME NOU IN:</p> <p>TRANSNET BEPERK 90/00900/06</p>	<p>BY VIRTUE OF SECTION 3 OF LEGAL SUCCESSION TO THE AFRICAN TRANSPORT SERVICES 1989 THE WITHINMENTIONED PROPE- RTIES NOW VESTS IN:</p> <p>TRANSNET LIMITED 90/00900/06</p>
<p>EC 6750 / 1990</p>	<p><i>[Signature]</i></p>
<p>DATUM DATE 1991-06-19</p>	<p>REGISTRATEUR / REGISTRAR PIETER MARITZBURG</p>

274

[Faint handwritten notes]

REGISTERED BY THE REGISTRAR

[Faint, mostly illegible text at the bottom of the page]

AND WHEREAS a certificate has been furnished to me in terms of Section 32(4) of the Deeds Registries Act, 1937, by the cessionary to the effect that the provisions of any law in connection with the expropriation of such servitudes have been complied with;

NOW, THEREFORE, by virtue of the authority conferred upon me by Section 32 of the Deeds Registries Act, 1937, I, the Registrar of Deeds at PIETERMARITZBURG do hereby cede to the

REPUBLIC OF SOUTH AFRICA
for the South African Transport Services

its successors in title or assigns:-

- A. a pipeline servitude 6 metres wide with certain restrictions the centre line of which is represented by the line B, J13W, K13W, L13W, M13W, A22WK, B22WK, C22WK, D22WK, E22WK, F22WK, G22WK, H22WK, J22WK, K22WK, L22WK, M22WK, N22 WK, P22WK, Q22WK, R22WK, S22WK, T22WK, A23WK, B23WK, C23WK, C on General Plan S.G. No. 4409/1981 filed in the office of the Registrar of Deeds

on and over

REMAINDER of MARIANNHILL of the farm ZEEKOEGAT NO. 937 situate in the Pinetown Regional Water Services Area, Administrative District of Natal,

which servitude:-

1. Embraces the right to construct, install and lay on, over or under the servitude area a pipeline or pipelines for the conveyance of solids, liquids or gases, together with all works and appurtenances incidental thereto, including any beacons, signs, posts or other installations deemed necessary to demarcate the position or route of the pipeline(s) or the position of any installations connected therewith (hereinafter collectively called "the works"), as also the right to inspect, patrol, maintain, protect, repair, replace and operate the works, to perform all acts necessary for or reasonably incidental to the effective carrying out of any of the said operations, and to have and enjoy such rights of way and rights of free and unobstructed access to the servitude area over the said land along a route which is reasonable in the circumstances for the full and proper exercise of the rights aforementioned.
2. Makes the owner's and his successors' in the title right of ownership at the same time subject to the following restrictions, namely that without the written permission of the South African Transport Services:-
 - (i) they shall not construct or cause to be constructed any building, structure, tunnel, cutting, embankment, utility installation, dam wall or other works which encroach upon the servitude area;

222

- (ii) they shall not plant or cause to be planted any tree in such a position that the roots thereof encroach upon the servitude area or come into contact with the pipeline(s);
- (iii) they shall not undertake or cause to be undertaken within the servitude area, any drilling, piledriving, blasting or other activity, which is likely to damage or endanger the pipeline(s);
- (iv) they shall not erect or cause to be erected any dam wall or other structure, which might obstruct the natural flow of water, in any position such that inundation encroaches upon the servitude area; and
- (v) they shall not undertake or cause to be undertaken any activity which will reduce the soil cover over the pipeline(s);

provided that, except where the pipeline(s) has/have been built on or above the surface of the ground, the owner may use the servitude area for agricultural, pastoral or gardening purposes, but he shall not dig or plough to a depth greater than 0,50 metres below ground level, which shall mean the level of the ground over the pipeline(s) on completion of construction.

- 3. SHALL BE SUBJECT to the electric power transmission line servitude registered in favour of ESCOM in terms of Notarial Deed of Servitude 15/1936S
- B. a pipeline servitude 6 metres wide with certain restrictions the centre line of which is represented by the line D, B25WK, C25WK, D25WK, E25WK, F25WK, G25WK, H25WK, J25WK, E and F, A16W, B16W, C16W, D16W, E16W, F16W, G16W, H16W, G and K, N16W, P16W, Q16W, R16W, S16W, T16W, U16W, V16W, W16W, X16W, Y16W, Z16W, on General Plan S.G. No. 1321/1982 filed in the office of the Registrar of Deeds

on and over

REMAINDER of MARIANNHILL of the farm ZEEKOEGAT No. 937 situate in the Pinetown Regional Water Services Area, Administrative District of Natal

which servitude is more fully described in paragraphs A1, 2(i) to (v) above.

- 3. SHALL BE SUBJECT to a pipeline servitude in favour of Pinetown Regional Water Services Corporation in terms of Notarial Deed of Servitude K.300/1978S.
- 4. SHALL BE SUBJECT to the electric power transmission line servitudes registered in favour of ESCOM in terms of Notarial Deeds of Servitude K.31/1965S and 584/1979S.

22a

- C. a pipeline servitude 1,50 metres wide with certain restrictions the centre line of which is represented by the line E, U24WK, F on General Plan S.G. No. 2641/1980 filed in the office of the Registrar of Deeds

on and over

REMAINDER of MARIANNHILL of the farm ZEEKOEGAT No. 937 situate in the Pinetown Regional Water Services Area, Administrative District of Natal

which servitude is more fully described in paragraphs A1, 2(i) to (v) above

- D. a pipeline servitude 6 metres wide with certain restrictions the centre line of which is represented by the line A, W12W, X12W, Y12W, Z12W, AA12W, AB12W, AC12W, AD12W, AE12W, AF12W, AG12W, A13W, B13W, C13W, D13W, E13W, F13W, G13W, H13W, B, on General Plan S.G. No. 4409/1981 filed in the office of the Registrar of Deeds.

on and over

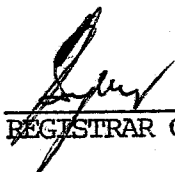
REMAINDER of the farm KLAARWATER No. 951, situate in the Administrative District of Natal,

which servitude is more fully described in paragraphs A1, 2(i) to (v) above.

3. SHALL BE SUBJECT to the electric power line servitudes registered in favour of ESCOM in terms of Notarial Deeds of Servitude 461/1958 and 612/1969S.

IN WITNESS whereof I, the said Registrar, have signed this deed and confirmed it with my seal of office at PIETERMARITZBURG on

1987-04-16


 REGISTRAR OF DEEDS

220