

1913 SEP 10

INTRODICT

For Date of Birth  
Date of Issue  
For Date of Issue

Original  
Stamp  
25:0:0  
11/3

Prepared by: *Morton Le Gros*  
*44-299/A*  
*(1-2705)*  
TRANSFERRED TO *Durban Co. Auction*  
on *1.27* No. *34* 193  
*was of*  
*Done 1 July 1914 with Regd of 16/11/14*

*Lot 3 of 21-7449 ft Durban Lot*  
*1936 4c*

*Morton Le Gros*  
Conveyancer,  
SHEPSTONE & WYLIE,  
Solicitors, Conveyancers, etc.  
Municipal Buildings,  
West Street, DURBAN.

2465/1932

DEED OF TRANSFER

By Virtue of Power of Attorney

KNOW ALL MEN WHOM IT MAY CONCERN THAT :

HORACE BEAUCHAMP MORCOM. appeared before me,  
Registrar of Deeds for the Province of Natal, he the said  
Appararer being duly authorised thereto by a Power of Attorney  
granted to him by OLIVER LEA and CHARLES PHINEAS ROBINSON,  
in their respective capacities as the MAYOR of the BOROUGH  
OF DURBAN and the PRESIDENT of the COUNCIL of the NATAL

TECHNICAL /

ORIGINAL ONLY  
TO BE DESTROYED

TECHNICAL COLLEGE for the time being and as such Trustees for and on behalf of the said NATAL TECHNICAL COLLEGE authorised therein by virtue of Resolution passed at a meeting of the COUNCIL of the said NATAL TECHNICAL COLLEGE held on the 19th day of August 1932, the said Power of Attorney being dated at Durban on the 19th and 30th days of August 1932, in the presence of and certified by competent witnesses, which Power of Attorney and certified copy of the said Resolution were exhibited to me on this day.

AND THE APPEARER DECLARED THAT : -

WHEREAS by Deed of Transfer No. 2461/1929, dated the 22nd day of June 1929, the MAYOR, COUNCILLORS AND BURGESSES OF THE BOROUGH OF DURBAN transferred to ALEXANDER EATON and the said CHARLES PHINEAS ROBINSON, in their respective capacities as the MAYOR of the BOROUGH OF DURBAN, and the PRESIDENT of the COUNCIL of the NATAL TECHNICAL COLLEGE, DURBAN, both for the time being, and as such TRUSTEES for and on behalf of the said NATAL TECHNICAL COLLEGE their successors in office or assigns, certain six pieces of land therein more fully set out.

AND WHEREAS it has now been decided that the said pieces of land should be transferred to and vested in the Council of the NATAL UNIVERSITY COLLEGE, Pietermaritzburg.

AND WHEREAS the consent of the said MAYOR, COUNCILLORS AND BURGESSES OF THE BOROUGH OF DURBAN has been obtained to the said transfer, subject to all the conditions contained in the said original Deed of Transfer No. 2461/1929, in terms of Resolutions of the said Town Council passed at meetings held on the 8th December 1931 and 21st July 1932, certified copies of which Resolutions were also exhibited to me on this day.

AND /

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AND WHEREAS in terms of Section 5 (1) of Act No. 30 of 1923 the consent dated 22nd July 1932 of the Minister of Education for the Union of South Africa to the said transfer has also been obtained, which consent was also exhibited to me on this day.

NOW THEREFORE the Appearer further declared that his Principals had truly and legally alienated and that he, in his capacity aforesaid, did by these presents, cede and transfer in full and free property to and on behalf of the Council of the NATAL UNIVERSITY COLLEGE, Pietermaritzburg, their successors or assigns, certain six (6) pieces of freehold land being :-

FIRST : Lot U, Block Stella, situated on the Town Lands of the Borough of Durban, Province of Natal, in extent Six (6) Acres, Two (2) Roods, Ten decimal Eight Six (10.86) Perches.

As will more fully appear on reference to the Deed of Transfer in favour of Appearer's Principals No. 2461/1929, dated the 22nd day of June 1929, and to the diagram of the said Lot U annexed thereto.

The said piece of land is transferred :-

- (a) Subject to the servitude of right of way 20 feet wide in favour of the adjacent portion of the Town Lands of Durban, as created in said Deed of Transfer No. 2461/1929.
- (b) Subject to the following Special Conditions set out in the said Deed of Transfer No. 2461/1929 which read as follows :-

1. The said land is granted and is transferred to and vested in the Mayor of Durban and the President of the Council of the Natal Technical College both for the time being and their successors in office as Trustees for the Natal Technical College for the erection thereon by the Natal Technical College of buildings which shall be used solely for the purpose of the development of higher education in Durban ; reasonable access to the grounds to be at all times available to the general public.
2. Buildings to a value of at least Thirty Thousand Pounds (£30,000) Sterling shall be

erected /

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erected upon the said piece of land and the further five pieces hereby transferred, within a period of two (2) years from the 1st January 1929 as a first instalment of the scheme. Plans of all buildings including outbuildings proposed to be erected must be submitted to the Town Council for its approval before any building operations are commenced, and all plans must comply with the Durban Municipal Bye-Laws in force at the time of the erection of any buildings.

3. If at any time hereinafter the Transferees should be in breach of either of the foregoing conditions, then it is agreed that the Town Council shall, upon notice to the Transferees, be entitled to apply to the Supreme Court of South Africa, Natal Provincial Division, by way of motion or otherwise as the said Court may in its discretion direct, for an Order authorising the Registrar of Deeds to re-transfer the said land to it without liability to pay any compensation whatsoever in respect of any buildings erected or improvements effected upon the land at the date of such order.
4. Should the Town Council at any time require the said land or any portion or portions thereof for its own purpose it may apply for an Order as aforesaid, but in such event it shall be bound :-
  - (a) To pay to the Transferees as compensation for any buildings erected and improvements effected on the land so required at the date of such order, the value thereof to be fixed by a Sworn Appraiser in the Borough of Durban, who shall be nominated by the Town Council,
  - and
  - (b) If possible, to grant to the Transferees for the purposes contemplated by the terms of this Deed, a piece of land in extent equal or equal as nearly as possible to the said land so required, and situate in such locality as the Town Council may consider most suitable for the purpose.

SECOND : Lot U of H of MB 9 of Cato Manor No. 812 situated in the Borough of Durban, Province of Natal, in extent Seventeen (17) Acres, One (1) Rood, Thirty Five decimal Seven Nine (35.79) Perches :

As will more fully appear on reference to the Deed of Transfer in favour of Appearer's Principals No. 2461/1929, dated the 22nd day of June 1929, and to the diagram of the said Lot U annexed thereto.

The said piece of land is transferred : -

- (1) Subject to the servitude of road fifty feet wide and half width of portion of said road created

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*L. L. L.*

by Deed of Transfer in favour of the Mayor and Councillors of the Borough of Durban No. 1777/1920 dated 19th April 1920.

- (2) Subject to the servitude of right of way forty feet wide in favour of the Remainder of 45 of MB 9 aforesaid created by the said Deed of Transfer No. 2461/1929.
- (3) Subject to the servitude of right of way twenty feet wide in favour of the Remainder of H of MB 9 aforesaid, created by the said Deed of Transfer No. 2461/1929.
- (4) With the benefit of a road eighty feet wide over the Remainder of H of MB 9 aforesaid and Portion of the Remainder of 45 aforesaid, created by the said Deed of Transfer No. 2461/1929.
- (5) With the benefit of the use in perpetuity of all roads and rights of way laid off on the Remainder of the said Farm Cato Manor, in common with the other owners and occupiers of portions thereof as created or referred to in said Deed of Transfer No. 1777/1920.
- (6) Subject to the same Special Conditions set forth after the property first hereby transferred.

THIRD : <sup>Per</sup> Lot U<sup>2</sup> of H of MB 9 of Cato Manor, No. 812 situated in the Borough of Durban, Province of Natal, in extent Five (5) Acres, Two (2) Roods, Twenty Nine decimal Nought Six (29.06) Perches :

As will more fully appear on reference to the Deed of Transfer in favour of Appearer's Principals No. 2461/1929, dated the 22nd day of June 1929, and to the diagram of the said Lot U<sup>2</sup> annexed thereto.

The said piece of land is transferred : -

- (1) With the benefit of servitude over the eighty foot road and portion of fifty foot road over the Remainder of H of MB 9 and the Remainder of 45 of MB 9 aforesaid, created by the said Deed of Transfer No. 2461/1929.
- (2) With the benefit of the use in perpetuity of all roads and rights of way laid off on the Remainder of the said Farm Cato Manor, in common with the other owners and occupiers of portions thereof, as created or referred to in said Deed of Transfer No. 1777/1920.
- (3) Subject to the same Special Conditions set forth after the property first hereby transferred.

FOURTH : Lot U of 45 of MB 9 of Cato Manor, No. 812, situated in the Borough of Durban, Province of Natal, in extent One (1) Road, Five

decimal /

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RECEIVED BY THE DEPARTMENT OF LANDS AND SURVEY

decimal Five Three (5.53) Perches :

As will more fully appear on reference to the Deed of Transfer in favour of Appearer's Principals No. 2461/1929, dated the 22nd day of June 1929, and to the diagram of the said Lot U annexed thereto.

The said piece of land is transferred :-

- (1) Subject to a servitude over that portion of right of way forty feet wide passing over the said piece of land in favour of the Remainder of the said Lot 45, as created by the said Deed of Transfer No. 2461/1929.
- (2) With the benefit of a servitude over that portion of road eighty feet wide passing through the Remainder of the said Lot 45 and Remainder of H of MB 9 aforesaid, as created by the said Deed of Transfer No. 2461/1929.
- (3) With the benefit of the use in perpetuity of all roads and rights of way laid off on the Remainder of the Farm Cato Manor, in common with the other owners and occupiers of portions thereof as created or referred to in the Deed of Transfer in favour of Thomas Andrew No. 201/1916, dated 3rd February 1916.
- (4) Subject to the same Special Conditions set forth after the property first hereby transferred.
- (5) Subject to the following further special condition that the Transferee and his successors in ownership shall not sell, let, lease or grant the use and occupation of the said property or any portion thereof to any Arab, Indian or person of Asiatic descent, as created or referred to in said Deed of Transfer No. 201/1916.

FIFTH : <sup>Per</sup> Lot 32 of Lot MB 9, Farm Cato Manor, situated in the Borough of Durban, Province of Natal, in extent One (1) Acre, One (1) Rood, Thirty Nine decimal Seven Four (39.74) Perches :

As will more fully appear on reference to the Deed of Transfer in favour of the Mayor and Councillors of the Borough of Durban, No. 941/1916 dated the 12th May 1916, to the Diagram annexed thereto, and to the Deed of Transfer in favour of Appearer's Principals No. 2461/1929, dated the 22nd day of June 1929.

The said piece of land is transferred ; -

- (1) With the benefit of the use in perpetuity of all roads and rights of way laid off on the Remainder of the Farm Cato Manor in common

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with the other owners and occupiers of portions thereof, as created or referred to in the said Deed of Transfer No. 941/1916.

- (2) Subject to the same Special Conditions set forth after the property first hereby transferred.
- (3) Subject to the following further special condition that the transferees and their successors in ownership shall not sell, let, lease or grant the use and occupation of the said property or any portion thereof to any Arab, Indian or person of Asiatic descent, as created or referred to in said Deed of Transfer No. 941/1916.

SIXTH : Lot H of SB<sup>10</sup> of the Farm Cato Manor No. 812, situated in the Borough of Durban, Province of Natal, in extent Eighteen (18) Acres, One (1) Rood, Thirty Nine decimal Four (39.4) Perches :

As will more fully appear on reference to the Deed of Transfer in favour of the Mayor and Councillors of the Borough of Durban No. 1600/1920 dated the 8th April 1920, to the diagram annexed thereto, and to the Deed of Transfer in favour of Appearer's Principals No. 2461/1929, dated the 22nd day of June 1929.

The said piece of land is transferred :

- (1) Subject to the servitude of half width of road fifty feet wide, as created by the said Deed of Transfer No. 1600/1920.
- (2) With the benefit of the use in perpetuity of all roads and rights of way laid off on the Remainder of the said Farm Cato Manor in common with the other owners and occupiers of portions thereof as created or referred to in the said Deed of Transfer No. 1600/1920.
- (3) Subject to the same Special Conditions set forth after the property first hereby transferred.

THE said properties are transferred subject to all the terms of the original Government Grant in so far as same are now applicable.

WHEREFORE the said Appearer, renouncing all the right and title which the said OLIVER LEA and CHARLES PHINEAS ROBINSON in their respective capacities aforesaid and/or the said NATAL TECHNICAL COLLEGE hereinbefore had to the premises did in consequence also acknowledge the said NATAL TECHNICAL

COLLEGE /

*h. h. h.*

COLLEGE to be entirely dispossessed of and disentitled to the same, and that by virtue of these presents, the said Council of the NATAL UNIVERSITY COLLEGE, Pietermaritzburg, their successors or assigns, now are and henceforth shall be entitled thereto, conformably to local custom ; Government, however, reserving its rights ; and finally acknowledging the appraised value of the said pieces of land to be the sum of TEN THOUSAND POUNDS (£10,000).

AND the said Appearer further authorised hereto under and by virtue of a Power of Attorney granted to him by LEO SORMANY and ERNEST WILLIAM BARNES, in their respective capacities as the CHAIRMAN of the COUNCIL and the REGISTRAR for the time being of the said NATAL UNIVERSITY COLLEGE, authorised therein by virtue of a Resolution passed at a meeting of the Council of the said NATAL UNIVERSITY COLLEGE held at Pietermaritzburg on the 12th day of August 1932, the said Power of Attorney in favour of the Appearer being dated at Pietermaritzburg on the 12th day of August 1932, in the presence of and certified by competent witnesses, which last mentioned Power of Attorney and certified copy of the said Resolution were also exhibited to me on this day, did declare hereby to accept the said grant of the above properties from the said OLIVER LEA and CHARLES PHINEAS ROBINSON, in their respective capacities aforesaid, subject to all the terms hereinbefore contained.

IN WITNESS WHEREOF I, the said Registrar, together with the Appearer, have subscribed to these presents, and have caused the Seal of Office to be affixed thereto.

THUS DONE AND EXECUTED at the Office of the Registrar of Deeds at Pietermaritzburg, in the Province of

Natal /

*L. L. L.*



Natal, on the 29<sup>th</sup> day of the month of October  
in the year of our Lord One Thousand Nine Hundred and Thirty  
Two (1932).

*H. G. W. [Signature]*

In my presence,

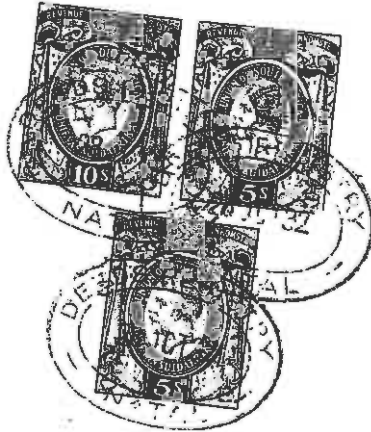
*[Signature]*  
Registrar of Deeds.

FEES	
Place	Date
Reg.	
Ser.	
CIN	

*Probably*  
Registered ~~Personal~~ Register  
La *RS* Folio *502, 504, 505 + 506*  
*RO Personal* *43 + 44*  
Registered ~~Property~~ Register  
Vol *16* Folio *1139*

*[Signature]*  
Registering Clerk.

*[Signature]*



*Para 4 Whole*

*sub Reservoir*

RETRANSFERRED 19 MAY 1949

*he City Council of the City of Durban*

No. *4126/1949*

A. v. REEDE

ASST. REGISTRAR OF DEEDS

*Para 2 Rem*

*930* *47* *1937*

*Free*

*University of Natal*

*Det. 244/51*

*15*

*Para 2 Rem.*

Kragtens Notariële Akte No. *385/61* gedateer *14.9.1960*  
 By Notarial Deed No. *385/61* dated *14.9.1960*

in alle hierinvermelde eiendom onderhewig aan *10' water pipeline streeklatered A.B.C.D. on semi diag. 5.5.1173/59*  
 the within-mentioned property is subj. or to *10' water pipeline streeklatered A.B.C.D. on semi diag. 5.5.1173/59*

in favour of *City Council*

akkantoor, Deeds Office, **PIETERMARITZBURG**, 1960

Registrateur van Aktes, Registrar of Deeds.

*Para 2, sub 1 = 8741 sq. ft.*

*Para 5, sub A = 993 sq. ft.*

*Council of the City of Durban*

*1564/1965*

*15. 10. 1965*

*Asst.*

Para 3 Lease 1 = 2.1784 Ac.

LEASED to  
VERHUUR aan Council for Scientific & Industrial Research

for a period of  
vir 'n tydperk van until 31<sup>st</sup> Dec. 2056

by  
kragtens 85/61

dated  
gedateer 9.11.61

Registered  
Geregistreer 2.11.1961

Deeds Office,  
Akteskantoor,  
**PIETERMARITZBURG,**

**E. L. VAN AARNT**  
Registrar of Deeds,  
Registrateur van Aktes

Para 6

BC 5670/86

ENDORSEMENT KRASTENS ARTIKEL 13 (3) VAN DIE WET  
ENDORSEMENT IN TERMS OF SECTION 13 (3) OF THE  
OF NATIONALE GEDENKWAARDIGHEDE 28/1969.  
NATIONAL MONUMENTS ACT 28/1969.

Gedeelte van binnegemeinde eiendom aangewys as Kaaf. SG.  
Portion of the within property indicated as Diagram SG

hierby gefassé is kragtens Artikel 13 (2) van  
Hierby nêrwith has been declared/inserted in a

Vol 23/1969 verklaar as/ingesluit in 'n Nasionale Gedenkwaardigheid.  
National Monument in terms of Section 13 (2) of Act 28/1969.

Koningswag 392 in Staatskoerant  
Kantoor in Government Gazette 6/11/3

gedateer 7/3/86 verwys.  
dated .. .. refers.

Plaek/Place P.M. B...  
Datum/Date 29/3/86

*[Signature]*  
Registrar of Deeds.

Para 2 Sub 3 (Road) = 70 ML

RETRANSPORTEER  
TRANSFERRED

aan Gatby  
to

Council of Graham

No. T. 17127/87 Restant 2064/87  
Remainder

**W. H. GRAHAM**  
1987-03-06  
Registrar of Deeds

REGISTERED IN THE DEEDS OFFICE

Pages 2, 5 and 6

Koninklijke Notariële Akte 2774/87, daterend 20 2 87  
 In de hiervoormelde akte is onder andere van de hiervoormelde zaak te zijner zijde  
 the within-mentioned property is subject to together with  
 the 4 properties as set out in  
 the above mentioned Notarial  
 Deed of Restraint dated 20 2 87  
 shall not be admitted, transferred  
 leased mortgaged or otherwise  
 to the City Council of Dublin

Als getuige, heb ik blijkende hiervoormelde Akte waarvan 'n afskrif  
 hiervoormelde Akte, een afskrif waarvan op verzoek van de hiervoormelde  
 is hiervoormelde Akte, een afskrif waarvan op verzoek van de hiervoormelde

Als getuige,  
 Pietermaritzburg,  
 1987-03-06

W. H. GRAHAM  
 Ass. Registrar of Deeds.

x. dealt with the one separate from the other

DIE GROOTTE VAN BINNEGEMELDE EIENDOM  
 THE EXTENT OF THE WITHIN-MENTIONED PROP-  
 ORTY IN METRIEKE MATE IS  
 ONLY CONVERTED TO METRIC MEASURES IS

See below HECTARES / METERS\*  
 HECTARES / METRES\*

W. H. GRAHAM  
 1987-03-06 Ass. REGISTRAR VAN AKTES  
 ASS. REGISTRAR OF DEEDS.

Page 2 . 6, 1144 ha  
 Page 5 5972 M<sup>2</sup>  
 Page 6 6, 9709 ha

Certified a true copy of original filed of record in this  
 Office.

Aktekantoor  
 Deeds Office  
 Pietermaritzburg

2013-07-30

Registratêr van Aktes  
 Registrar of Deeds