

**CANCELLATION OF RECORDING
 OF ABANDONED EASEMENT**

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New South Wales

Section 49 Real Property Act 1900

PRIVACY NOTE: Section 31B of the Real Property Act 1900 (RP Act) authorises the Registrar General to collect the information required by this form for the establishment and maintenance of the Real Property Act Register. Section 96B RP Act requires that the Register is made available to any person for search upon payment of a fee, if any.

(A) TORRENS TITLE	Servient Tenement (land burdened)		Dominant Tenement (land benefited)	
(B) EASEMENT	Number of Easement		Nature of Easement	
(C) LODGED BY	Document Collection Box	Name, Address or DX, Telephone, and LLPN if any Reference (optional):		CODE R
(D) APPLICANT				
(E) PARTIES HAVING AN INTEREST IN THE DOMINANT TENEMENT	Name	Address	Nature of Interest	Land Benefited
(F) STATUTORY DECLARATIONS	By the applicant and other disinterested witnesses as to the non-use of the easement are annexured hereto and marked			

The applicant hereby—

1. applies to have the recording of the above easement cancelled as regards the folio(s) of the Register specified above; and
2. undertakes to pay any additional fee arising from the investigation of this application by the Registrar General.

(G) STATUTORY DECLARATION BY THE APPLICANT *

I,,
 solemnly and sincerely declare that to the best of my knowledge and belief the information shown under the heading “Parties having an Interest in the Dominant Tenement” at letter (E) above, and in any annexure referred to therein, is true and correct.
 I make this declaration conscientiously believing the same to be true and by virtue of the Oaths Act 1900 and I certify this application to be correct for the purposes of the Real Property Act 1900.

Made and subscribed at in
 on in the presence of—

Signature of witness: Signature of applicant:

Name of witness:

Address of witness:

Qualification of witness: Justice of the Peace Practising Solicitor Other qualified witness [specify]

* As the Department of Lands may not be able to provide the services of a justice of the peace or other qualified witness, the statutory declaration should be signed and witnessed prior to lodgment of the form at Land and Property Information Division. A set of instructions for completing this form is available from the Department of Lands, Land and Property Information Division.