

Guide to the application: Record/remove/consent to security interest

Clause 45 of the *Entitlements Contract* provides that a customer may grant and register with the company a lien, mortgage or charge to any third party over the customer's water entitlements and delivery entitlements, subject to various conditions. This application is used to:

- notify the company of such an interest; or
- removal of such an interest; or
- consent to transfer entitlements with such an interest

1 Checklist

The following is a list of documentation required for processing of this application:

1.1 Required for registration:

- Form 19 (NX/NXD), duly completed
- **Original Water Entitlements / Delivery Entitlements Certificate
- * Entitlements Contract, latest version duly executed by the customer, in duplicate
- **The application fee (refer to Schedule of Standard Service Charges; 'Other dealings') – Notification or removal of interest only

* Not required if notification being provided with another application or for consent.

** Not required for consent to transfer

Documentation should be submitted in a single parcel.

The Schedule of Standard Service Charges can be found at www.murrayirrigation.com.au under 'Customers' then 'Fees and prices', and any other forms referred to in this application under 'Customers' then 'Forms'.

2 General notes

- 1) The company is not bound to recognise any security interest in a customer's water entitlements unless such interest has been notified to the company using this application.
- 2) Only one security interest may be recorded in the company's registers
- 3) Recording of a security interest does not create any legal or equitable interest.
- 4) Any security interest over water entitlements or delivery entitlements is subject to the terms of the *Entitlements Contract* and applies to all entitlements held.
- 5) Murray Irrigation does not offer recording of interests in shares.
- 6) Only one application type per landholding per form may be submitted.
- 7) **Forms or pages that are not dated or otherwise complete may be returned.**

2.2 Security interests

- 1) If a mortgage, charge or caveat appears on the titles of the land, Form 19 – Security interest is required from each interested party to provide **consent** to the transfer. No application fee is required for **consent**.
- 2) If a mortgage, charge or caveat appears in Murray Irrigation’s registers, Form 19 – Security interest is required from each interested party to **remove** the interest, either partially or fully. An application fee applies.

Where the application deals with shares, water entitlements and delivery entitlements, in any combination, a single Form 19 – Security interest application to provide **removal & consent** may be submitted.

- 3) A Discharge of Mortgage may be provided in lieu of Form 19 – Security interest **consent**, if accompanied by written undertaking that it will be, or has been, lodged with NSW Land Registry Services. This will not replace Form 19 – Security interest for **removal**.

3 Completing the application

- 1) Only current forms will be accepted.
- 2) Type into interactive forms prior to printing/ all handwriting should be in BLOCK letters in blue or black ink.
- 3) **Entitlements Contracts must be submitted as original, current version documents only.**
- 4) All spaces on the form must be completed and any corrections initialled.
- 5) The application must be executed by ALL registered proprietors. If executing as attorney, please make appropriate note of the power of attorney.
- 6) For removal or consent of security interest the application must be executed by the interest holder or an authorised officer of the interest holder. If executing as attorney, please make appropriate note of the power of attorney.
- 7) Only one water entitlements holding may be specified per application.
- 8) **Do not submit this guide with the application.**

4 Submission and enquiries

Submit completed applications to:

Via email: register@murrayirrigation.com.au

Or;

By post or delivery:

Murray Irrigation Limited
PO Box 528
443 Charlotte St
DENILQUIN NSW 2710

For all enquiries regarding this application, please contact the Water Trade team via Customer Support :

T. 1300 138 265

Application: Record/remove/consent of security interest

Customer

Name:	
Mailing address:	
Landholding reference number/Water allocation account:	

Interest holder

Names(s) and ACN/ABN:	
Address:	

Particulars of security interest

Nature of interest:

Please tick applicable interest

Mortgage <input type="checkbox"/>	Charge <input type="checkbox"/>	Other <input type="checkbox"/>
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- RECORD** security interest in the register – water entitlements and/or delivery entitlements (insert numbers)
- REMOVE** security interest from certificate in the indicated amount; and consent to all dealings where ***water entitlements only are transferring.** **refer to 2.2 of application guide for details regarding removal (insert numbers – do not include shares)*
- CONSENT** to the transfer of; (insert numbers)

Shares		Water entitlements		Delivery entitlements	
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Release certificates on registration to: (name, address)	
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The interest holder and the customer request that Murray Irrigation Limited records in or removes from its registers the particulars of the security interest specified above and acknowledge that the security interest is held subject to the terms of the Entitlements Contract between the customer and Murray Irrigation Limited.

Dated:	
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Signed by the interest holder in the presence of:

	Name	Signature
Interest holder/Authorised officer of interest holder	Position held:	
Witness		

For recording of interest

Where the customer is an individual: Signed by the applicant in the presence of:

Where the customer is a company: Executed by the applicant in accordance with section 127 of the *Corporations Act 2001*:

	Name	Signature
Individual 1; or Secretary/Director		
Individual 2; or Director		
Witness		
Witness address		



Murray Irrigation

Payment

Cheque <input type="checkbox"/>	made payable to Murray Irrigation Limited: hand delivered to Deniliquin or Finley Office – <i>only available for mailed or hand delivered applications</i>	
Direct Deposit <input type="checkbox"/>	(BSB 062-533 Acct 1011 7736)	Ref: (LRN) <input type="text"/>
Credit Card <input type="checkbox"/>		

Credit Card Details: (*A 0.9% Surcharge applies to amounts over \$200. The card will be debited by the total cost)

Card Holders Name	Expiry Date	MASTERCARD	VISA
<input type="text"/>	<input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/>	<input type="checkbox"/>	<input type="checkbox"/>
Card Number	Debit Credit Card By:		
<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	\$	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	<input type="text"/> <input type="text"/>

Please note that applications may not proceed until payment has been received.