



12 - 1842/3
19 - 52
19 - 54
27 - 62
2 - 65-6
1336 - 1918.

ANNO QUINTO

VICTORIÆ REGINÆ.

No. 8.

An Act to provide for the Registration of Deeds, Wills, Judgments, Conveyances, and other Instruments.

WHEREAS it is expedient to prevent secret and fraudulent conveyances and to provide means whereby the title to real property may be more certainly known—

Be it therefore Enacted by His Excellency George Grey Esquire Governor and Commander-in-Chief of the Province of South Australia by and with the advice and consent of the Legislative Council thereof as follows—That is to say That from and after the first day of December next there shall be established at Adelaide a public office for the registration of deeds wills judgments conveyances and other instruments in manner hereinafter mentioned and it shall be lawful for Her Majesty Her heirs and successors and for the Governor for the time being subject to the approbation of Her Majesty from time to time to appoint a fit and proper person as and to be called the “Registrar-General” who shall have power to administer the oaths and execute the several powers and duties hereinafter mentioned and every such person at any time to remove and to appoint another to the said office in his stead and it shall in like manner be lawful for the Governor when and so often as may appear necessary to appoint any person to be Deputy Registrar to have and exercise the like powers as the Registrar-General and that where in this Act anything is appointed to be done by the Registrar the same may be lawfully done by the Deputy although not particularly named.

Registration office and Registrar to be appointed.

II. And

Registrar's oath.

II. And be it Enacted That every such General and Deputy Registrar before he enters upon the execution of the said office shall be sworn before the Judge or Chief Justice of the Supreme Court for the said Province who is hereby empowered and required to administer such oath in the words following:—"You shall truly and faithfully perform and execute the office of Registrar-General [or Deputy Registrar as the case may be] of the Province of South Australia in all things according to the Act of Council of this Province made in the fifth year of Her Majesty Queen Victoria, entitled 'An Act to provide for the Registration of Deeds Wills Judgments Conveyances and other Instruments.'"

Instruments to be registered and the effect of registration.

III. And be it Enacted That all deeds conveyances or contracts in writing other than leases not exceeding three years and all wills and devises in writing which have been heretofore or which shall hereafter be made or executed and of all judgments other than judgments or recognizances entered into in the name and on the proper account of Her Majesty Her heirs or successors which have been heretofore or which shall hereafter be obtained or entered of or concerning any lands tenements or hereditaments in the said Province or whereby the same may be in any ways affected in law or equity may after the commencement of this Act be registered in such manner as is hereinafter directed and that every such deed conveyance contract or judgment that shall at any time after the first day of March next be made and executed obtained or entered into shall be adjudged fraudulent and void at law and in equity against any subsequent purchaser or mortgagee or party for or upon valuable consideration unless such memorial thereof be registered as by this Act is directed before the registering of the memorial of the deed or conveyance contract or judgment under which such subsequent purchaser mortgagee or party shall claim and that every such devise by will where the devisor shall die after the said first day of March next shall be in like manner adjudged fraudulent and void against any subsequent registered purchaser or mortgagee for or upon valuable consideration and against any *bona fide* registered party having subsequent judgment unless a memorial of such will be registered at such time and in such manner as is hereinafter directed and that although such subsequent purchaser or mortgagee had notice of such prior deed conveyance contract judgment or devise before or at the time of the making of such subsequent deed conveyance or contract or of the entering or acknowledging such subsequent judgment.

Registration to be by memorial.

IV. And be it Enacted That all instruments except such land grants as are hereinafter mentioned shall be registered by memorial brought to the said registry office together with such instrument and the Registrar-General or his Deputy shall examine and compare the memorial with the instrument and shall if he finds the same correct endorse a certificate on such instrument that he has so examined the memorial thereof and finds it to be correct and such certificate may be in the form or to the effect of the Schedule

D to this Act annexed and shall in every case mention the day of the month and time of the day when such memorial was received by him which shall be deemed and taken to be the time of registration.

V. And be it Enacted that in case an attesting witness to the execution of any instrument required by this Act to be registered shall attend before the Registrar-General or his Deputy or such other person authorized for that purpose as aftermentioned and shall by his oath or solemn affirmation prove the due execution thereof by the granting conveying or contracting parties or if any granting conveying or contracting party shall attend before the said Registrar or his Deputy or other person as aforesaid and acknowledge his execution thereof then the said Registrar-General or his Deputy shall cause to be made on every such instrument a certificate of such proof being given or acknowledgment being made as the case may be which certificate may be in the form or to the effect of Schedule B or C hereto annexed as the case may be.

Proof or acknowledgment of execution.

VI. Provided always and be it Enacted That the execution of any instrument executed within the United Kingdom may be proved or acknowledged before the Mayor or chief officer of any corporate town or before some Judge of any of the superior courts of record thereof and that the execution of any instrument executed in any Colonial Possession or Territory belonging to Her Majesty out of this Province may be proved or acknowledged before some Judge of any superior court of record within such Colonial Possession or Territory and that the execution of any instrument executed within this Province either at a greater distance than twenty miles from the said registry office or by persons or in the presence of witnesses who may be unable from sickness or any other infirmity to attend thereat may be proved or acknowledged before any Commissioner appointed in manner hereinafter mentioned and that a certificate on such instrument of the proof or acknowledgment of the due execution thereof signed by such Mayor chief officer Judge or Commissioner as the case may be shall have the same effect to all intents and purposes as the certificate of the Registrar or his Deputy And for the purpose aforesaid it shall be lawful for His Excellency the Governor to appoint by some instrument under his hand and seal as many Commissioners as he may think necessary to administer such oaths to witnesses and take such acknowledgments of parties as aforesaid.

VII. And be it Enacted That the memorial of every instrument shall be as nearly as may be in the form A of the Schedule to this Act annexed and shall contain the day of the month and the year of the date thereof and the names and additions of all the parties thereto or if the instrument be a will the name of the deviser and devisees and of all the witnesses to such instrument and the places of their abode and shall mention the nature of the instrument and the lands tenements or hereditaments contained in such instrument and

Contents of memorials.

and the names of all the districts or places within the said Province were any of them are lying or being in such manner as the same are mentioned in such instruments respectively or to the same effect and the said Registrar-General shall duly file all memorials in order of time as the same shall be brought to him and every memorial shall be numbered and the day of the month and year and the hour or time of the day when every memorial is registered shall be entered in the margin of the said memorial.

Inaccurate memorials.

VIII. Provided always that in every case when the Registrar-General shall find any inaccuracy in a memorial brought to him to be registered which he may deem to be material he may refuse to certify the same as correct: but he shall notwithstanding if the party requiring the same to be registered shall so request file such memorial and do all matters required to be done by him relating thereto in the same manner as with respect to other memorials except certifying that the same is correct and the registering such memorial shall have such effect only as the Supreme Court before which any question respecting the same shall be heard may determine.

Where there are more writings than one affecting the same lands.

IX. Provided always and be it Enacted That where there are more writings than one for making and perfecting any conveyance or security anywise affecting or concerning the same lands tenements or hereditaments it shall be a sufficient memorial and registry thereof if all the same lands tenements or hereditaments and the districts or places wherein the same lie be only once named or mentioned in the memorial of any one of the writings for perfecting the said conveyance or security and a reference be made to the memorial registered that contains or expresses the parcels with directions how to find the registry of the same.

Time for registering wills.

X. Provided also and be it Enacted That all memorials of wills that shall be registered in manner as aforesaid within the space of six months after the death of every respective devisor dying within the Province of South Australia or within two years after the death of every respective devisor dying upon or in parts beyond the seas shall be as valid and effectual against subsequent purchasers assurances or judgments as if the same had been registered immediately after the death of such devisor.

When party disabled to register will.

XI. Provided always and be it Enacted That in case the devisee or person or persons interested in the lands tenements or hereditaments devised by any such will as aforesaid by reason of the contesting such will or other inevitable difficulty without his or their wilful neglect or default shall be disabled to register the same within the respective times hereinbefore limited and that a memorial shall be entered in the said office stating such contest or impediment within the space of six months after the decease of such devisor who shall die within the said Province or within the space of two years next after the decease of such person who shall die upon or beyond

beyond the seas then and in such case the registry of such will within the space of six months next after his or their attainment of such will or probate thereof or removal of the impediment whereby he she or they are disabled or hindered to register the same shall be a sufficient registry within the meaning of this Act.

XII. Provided nevertheless and be it Enacted That in case of any concealment or suppression of any will or devise no purchaser for valuable consideration shall be defeated or disturbed in his or their purchase or of his or their debts by any title made or devised by such will unless the will be actually registered within three years after the death of the devisor.

Wills concealed or suppressed. *W*

XIII. And be it Enacted That all memorials of judgments so to be registered at the said office shall be in writing and shall contain the names of the plaintiffs and defendants and the additions of the defendants the sum thereby recovered and the times of the signing thereof and that in order to the registry thereof the same shall be signed by the proper officer of the Court where such judgment is had or his deputy who are hereby respectively required to sign the same on being paid the sum of Two Shillings and Sixpence for the same which signature shall be a sufficient warrant to the said Registrar or his Deputy to register the same and give the certificate next hereinafter mentioned.

Registration of judgments. *W*

XIV. And be it Enacted That the said Registrar or his Deputy shall (if required) give a certificate in writing under his hand of every such memorial of any judgment brought to him to be so registered as aforesaid and in such memorial and also in such certificate to be so given shall mention the certain day and hour or time of the day on which such memorial is so registered and such certificate shall mention the number and reference of the memorial.

Certificate of judgments. *W*

XV. And be it Enacted That in case of any mortgage or judgment registered in the said registry office if at any time afterwards certificate shall be brought to the said Registrar or his Deputy signed by the mortgagee or mortgagees or by his or their executors administrators or assigns in case of a mortgage or in case of a judgment or by the plaintiff or plaintiffs his or their executors administrators or assigns or by the plaintiff's attorney and in each case attested by two witnesses whereby it shall appear that all moneys due upon such mortgage or judgment shall have been paid or satisfied in discharge thereof and one of such witnesses shall upon his oath or solemn affirmation before the said Registrar or his Deputy who are hereby respectively empowered to administer such oath or affirmation prove such moneys to be satisfied or paid accordingly and the signature of such certificate in the presence of both the said witnesses or if the mortgagee or mortgagees plaintiff or plaintiffs or his or their executors administrators or assigns shall attend before the said Registrar or his Deputy and (his or their identity being known to or proved upon oath or affirmation to the satisfaction of such Registrar or his Deputy) shall acknowledge such

Certificates of discharge of satisfied mortgages and judgments. *W*

such moneys to be satisfied or paid and such certificate to be signed by him or them that then and in every such case the said Registrar or his Deputy shall make an entry in the margin of the registry to which the same relates that such mortgage or judgment is satisfied according to such certificate to which the same entry shall refer and shall afterwards number and file such certificate in due order of time to remain upon record in the said registry office.

Particulars of certificates.

XVI. And be it further Enacted That every such certificate shall contain the following particulars—that is to say in case of judgments the names and additions of the plaintiffs and defendants, the time of the entering up or signing thereof, the sum or sums thereby recovered, and the date or dates of payment or other satisfaction of the amount *bonâ fide* due thereon, and in case of mortgages the names and additions of the original parties, the date of the instrument the sum thereby secured, and the time or times of payment or other satisfaction thereof and on the back of such verified certificate the Registrar shall immediately endorse the date when the same was received by him and the name and place of abode of the person proving the same.

Regulation as to keeping memorials, &c.

XVII. And be it further Enacted That all such memorials shall be kept for more easy reference bound up in the form of a book or otherwise sufficiently secured in such manner and in such numbers as the Registrar shall from time to time think fit but in all cases according to the order of the numbers marked on such memorials respectively and in order the better to facilitate the purposes of such reference every memorial which shall be delivered into the said office shall be written upon parchment or vellum or paper as may by rule or order made in manner aftermentioned be from time to time directed of the sizes respectively hereinafter mentioned that is to say every memorial of a deed will or other instrument of the length of twenty-two inches and the depth of sixteen inches and with a margin of four inches in width and every memorial of a judgment or certificate of a satisfied mortgage or judgment or of a warrant of attorney cognovit actionem or bill of sale of goods of the length of sixteen inches and depth of twelve inches and with a margin of three inches in width and no such memorial shall in any case be written upon except as to any oath certificate or endorsement appointed by this Act on more than one side thereof or nearer to the edge than half an inch in any part and no memorial written otherwise than in accordance with the preceding directions or having thereon any erasure or interlineation shall be received by the Registrar into his office: Provided that nothing herein contained shall be construed to prevent a memorial in any case from extending over more than one of such pieces of parchment and provided that the directions herein contained with respect to the dimensions of such memorials may be altered by any rule or order which may hereafter be in this behalf made in manner after provided.

Registration of land orders and land grants.

XVIII. Provided always and be it Enacted That all land grants made by virtue or in pursuance of the Act of Parliament passed in the

the Fourth year of His Majesty King William the Fourth intituled "An Act to erect South Australia into a British Province or Provinces and to provide for the colonization and government thereof" may be registered by depositing duplicates thereof in the said office which shall be filed and numbered in order of time and shall have an alphabetical index containing the names of the several parties whose land grants are so registered and such deposit shall have the same force and effect in all respects as if a memorial of such land grants had been registered as aforesaid.

XIX. And be it further enacted That a distinct index and series of numbers shall be kept by the Registrar for memorials of wills a distinct index and series of numbers for memorials of deeds and other instruments not being wills and a distinct index and series of numbers for memorials of judgments and certificates in which indexes shall in the case of wills be inserted the names of the several devisors and devisees and in the case of deeds and other instruments the names of the several parties thereto with accurate references to the appropriate number of the memorial to which any such entry shall relate and in all cases in which the name of any person being a party to any deed or other instrument shall have been distinguished in the memorial thereof as a bare trustee only and not otherwise interested the words "trustee only" shall in every index relating to the same memorial be written opposite to such party's name.

XX. And be it further Enacted That it shall be lawful for any person to deposit in the said Registry Office for safe custody any last will and testament of which the said Registrar shall first giving a receipt for the same immediately make a short entry in a book to be kept for that purpose to which book there shall be an accurate alphabetical index having reference therein as well to the name of the testator as to the person from whom the same shall have been received and the said Registrar shall carefully and securely keep all such wills in his said office Provided that every such will and testament shall be enclosed within a cover or envelope sealed with the seal of the testator or testatrix whose name shall be endorsed by the Registrar on such envelope or cover and every such will shall remain in the said office until the decease of the testator or testatrix unless he or she shall previously require the same to be delivered back and upon the death of the testator or testatrix the said Registrar shall after examining such will deliver the same to any executor named therein or in case of dispute to such person as the Supreme Court shall order)

XXI. And whereas it is expedient to facilitate the proof of instruments and to save expense arising from the frequent necessity of the production of title deeds and of making attested copies thereof —Be it further Enacted That if any party desiring to enrol any such deed or instrument in manner after provided in addition to having the same registered by memorial as aforesaid shall cause to be produced at the said office such original deed or other instrument with

System of indexes.

Deposits of wills for preservation. //

Repealed: 2246-1935.

Enrolment of instruments for proofs, &c.

Amended: 1336-1918: S.3.

with a full and correct copy thereof in manner after provided then on proof by an attesting witness to the satisfaction of the Registrar or of acknowledgment by the granting conveying or contracting parties thereto of the due execution of such deed or instrument by such granting conveying or contracting parties respectively the said Registrar shall examine and compare such copy with the original instrument so produced and shall if he finds the same correct endorse on such instrument and on such copy a certificate of enrolment specifying the time when such copy was so delivered to be enrolled and the name and place of abode of the person proving or acknowledging such instrument and shall sign such certificates respectively when so endorsed and the Registrar shall thereupon cause such copy to be enrolled in the said office and to be bound up in due order in the form of a book or otherwise filed and sufficiently secured in such manner and in such numbers together as may by order made in manner after provided be from time to time directed and shall mark the number of reference and the time of such enrolment on the margin of the memorial of such instrument Provided always that for more convenient enrolment every such copy so to be enrolled shall be made on skins of parchment or vellum of such uniform dimensions as may by any rule or order made in manner aftermentioned be from time to time directed.

*Not on paper of
such quality and
(1326-1918)*

|| Covenants for pro-
duction and attested
copies dispensed with.

XXII. And be it Enacted That in every case in which any such copy of any original instrument shall be so enrolled as aforesaid it shall not be necessary or incumbent upon the sale or other disposition of any part of the property therein named for any party to enter into any covenant for the production of such original instrument or to furnish any attested or other copy thereof.

Registrar's certificate,
to be evidence of due
execution, &c.

XXIII. And be it Enacted That the mere production of the certificate of the Registrar-General on any instrument required by this Act to be registered and appearing to be signed by him shall be deemed and taken to be conclusive evidence in every Court whatsoever of the due execution of such instrument in every case where the proof of the due execution thereof is certified by the said Registrar and in like manner his certificate shall be deemed conclusive evidence of the correctness of any memorial of any such instrument in every case where the correctness thereof is certified as to such matters and things mentioned in such memorial as are required by this Act to be specified therein and when any instrument has been enrolled in manner before provided an office copy certified by the Registrar to be a true copy examined with such enrolment shall be received and allowed in all Courts as sufficient evidence of such instrument and of all matters purporting to be endorsed thereon unless in any of the aforesaid cases the party against whom such instrument memorial or office copy shall be produced shall have given notice by plea or otherwise to the satisfaction of the Court of his intention to dispute the execution of such instrument or the truth of such memorial copy or certificate on the ground of fraud or forgery or of other cause of a like nature as for instance the
insanity

insanity imbecility or duress of the person whose execution of or signature to any instrument is disputed and the onus of proving such fraud forgery or other like cause as aforesaid shall in the first instance and in all cases lie on the party giving such notice.

XXIV. And be it Enacted That in case of the loss of any instrument or of the destruction thereof by fire or any accident the production of an office copy of the memorial thereof under the hand of the Registrar shall on proof of such loss or destruction be deemed and taken by the Court wherein the same shall be produced as evidence that such instrument contained the several matters mentioned in such memorial and all covenants and provisoes necessarily implied in an instrument of the like description.

On loss of instrument, memorial, or office copy to be evidence.

XXV. And be it Enacted That the Registrar shall at such hours as may by order in that behalf be appointed to make and permit to be made searches in the said office and give such office copies and certificates as may be necessary and that there shall be paid in respect of the several matters mentioned in Schedule F to this Act the respective fees therein also mentioned.

Searches, and office copies to be made, &c.

XXVI. And be it Enacted That if any such Registrar or his Deputy shall wilfully neglect his or their duty in the execution of the said office according to the rules and directions in this Act mentioned or wilfully commit or suffer to be committed any undue or fraudulent practice in the execution of the said office and be thereof lawfully convicted then such Registrar or his Deputy as the case may be shall pay treble damages with full costs of suit to every such person or persons as shall be injured thereby to be recovered by action of debt in the Supreme Court of this Province.

Neglect of duty by Registrar.

XXVII. And be it Enacted That if any person or persons shall at any time unlawfully forge counterfeit erase alter or deface any such memorial or certificate or instrument deposited or enrolled as is herein mentioned with intent in either of the cases aforesaid to injure or defraud any other person or shall unlawfully steal any such memorial and be thereof lawfully convicted such person or persons shall be deemed guilty of felony and be sentenced either to be transported for life or for a period of not less than seven years or to be imprisoned for any period not exceeding four years and to be kept to hard labor for all or any part of the said period and that if any person shall at any time wilfully make a false oath or affirmation before the said Registrar or his Deputy or before any Commissioner appointed as aforesaid in any of the cases herein mentioned and be thereof lawfully convicted such person shall be guilty of perjury and be liable to be transported for the term of fourteen years or to be imprisoned with hard labor for any term not exceeding three years.

Forgery, altering, &c.

XXVIII. And whereas frauds are frequently committed by means of secret warrants of attorney to confess judgment cognovit actionem and of secret assignments or bills of sale of goods and chattels whereby when the party giving the same is in failing circumstances

Registration of warrants of attorney, &c.

cumstances his goods may be taken by a friend or some favored creditor to the prejudice of his other just creditors Be it therefore Enacted That no judgment entered on a warrant of attorney or cognovit actionem or any bill of sale or assignment of goods and chattels shall be available against any assignee or creditor having a subsequent judgment against the party giving such warrant of attorney or bill of sale unless in the case of a warrant of attorney or cognovit actionem the same or the judgment thereon be registered or execution thereof be actually executed within five days after the same shall be given and in the case of a bill of sale or assignment unless the same shall be registered or *boná fide* actual possession of the goods and chattels mentioned therein be taken and kept in pursuance of such bill of sale or assignment within five days after the making thereof and in order to such registration a memorial shall be brought to the said Registry Office containing the several particulars in the form E of the Schedule to this Act annexed and signed by one of the parties to such security Provided that nothing herein contained shall extend to bills of sale of goods and chattels made by the Sheriff in pursuance of a writ of execution delivered to him.

Registration not to give greater effect to instruments, &c.

XXIX. Provided also and be it further Enacted That (except as aforesaid) nothing herein contained shall be deemed to give any greater effect or different construction to any deed conveyance or thing registered in pursuance of the provisions of this Act than would have been given to it had this Act not been passed.

Rules and orders as to the registration of fees, &c.

XXX. And be it Enacted That the Registrar-General with the approbation of the Judge or Chief Justice of the Province may from time to time make rules and regulations as to the days and hours when the Registry Office shall be open to the public for searches and filing memorials and other instruments and as to the size and shape of memorials and other instruments and generally for facilitating registration under this Act: Provided that such rules and regulations be published in the *Government Gazette* of the Province at least one month before the same shall come into operation.

Registrar to account for fees, &c.

XXXI. And be it Enacted That the said Registrar shall cause regular and true accounts to be kept of all fees collected and paid under this Act and shall at least once in every quarter of a year at such time as may in that behalf be appointed by the Governor verify the same before some Justice of the Peace and pay the amount thereof to the Colonial Treasurer to be applied to the public uses of the Province and support of the Government thereof.

GEORGE GREY,
Governor of South Australia.

*Passed in the Legislative Council this Nineteenth day of }
October, One Thousand Eight Hundred and Forty-one. }*

A. M. MUNDY,
Clerk of Council.

SCHEDULE

SCHEDULE A REFERRED TO.

Memorial.

Date of Instrument.	Names of Parties.	Names of Witnesses.	Nature of Instrument.	Description of the property conveyed.	(If a Conveyance or Mortgage) consideration and how paid. Or if a lease the amount of rent.	Any other particulars the case may require.
<p>First day of Dec. in the year of our Lord one thousand eight hundred and forty-one</p>	<p>Henry George Jones of Currie street in City of Adelaide baker of the first part Thomas Smith of Grenfell-street in Adelaide aforesaid grocer of the second part and James May of Sturt-street in Adelaide aforesaid gentleman of the third part.</p>	<p>William Tripp and James Wise both of Grote-street in Adelaide aforesaid clerks to Messrs. Smart & Wilson.</p>	<p>Mortgage in fee or for years (as the case may be) to the said Thomas Smith with power of sale or conveyance in fee or bargain and sale and release in fee or feoffment in fee or lease for 21 years.</p>	<p>All that piece of land containing twenty acres (be the same more or less) being parcel of Section 80 district C in the Provincial Survey bounded on the north by on the south by on the east by on the west by</p> <p>All that dwelling-house with the appurtenances situate in Hindley-street in the City of Adelaide on part of the town section No. containing in front from east to west thirty feet and in depth from north to south one hundred and five feet or thereabouts bounded on the north by Hindley-street aforesaid on the south by a garden part of the town section No. on the east by the dwelling-house of John White and on the west by the dwelling-house of Thomas Brooks.</p>	<p>Five hundred pounds whereof three hundred due from George Jones to Thomas Smith for money lent (or goods sold before the date of the deed) and two hundred pounds were paid in cash (or if a lease) seventy-five pounds.</p>	<p>The parcels mentioned in this memorial are the same as are mentioned in a deed purporting to be made between George Jones of the first part Thos. Smith of the second and the said James May of the third part a memorial whereof is registered No. (refer to the register) which deed has been cancelled because the said Henry George Jones is therein called Geo. Jones by mistake.</p>
<p>This memorial was received into the Registry Office this sixth day of Dec. 1841 at eleven o'clock in the forenoon and is entered in book 1 page 6.</p>						

SCHEDULE B.

I CERTIFY that William Tripp clerk to Messrs. Smart & Wilson of
 street in the City of Adelaide solicitors did this
 of make oath before me that he was present* with James Wise whose
 name appears on this deed as an attesting witness thereof and did see Henry Mortimer Jones within mentioned sign seal and deliver the same in the presence of the
 said James Wise and of him the said William Tripp.†

Signed
 A. B. Registrar-General.
 or C. D. Commissioner.

SCHEDULE C.

Certificate of acknowledgment by conveying Parties.

I CERTIFY that the above-named Henry Mortimer Jones came before me this
 day of December 1841 and acknowledged that the within deed of
 bargain and sale and release (as the case may be) was duly executed by him.
 Given under my hand this day of

A. B., Registrar-General.

SCHEDULE D.

Form of Certificate to be endorsed on the Instrument registered.

RECEIVED into the Registrar's Office this sixth day of December 1841 at eleven
 o'clock in the forenoon a memorial of the within instrument which memorial has
 been examined by me and found to be correct and is registered No. 1 [here state the
 reference.]‡

A. B. Registrar-General.

SCHEDULE E.

Whether Bill of Sale or Warrant of Attorney.	By whom given.	To whom given.	Amount for which the security is given and the consideration thereof.
Bill of Sale or Assignment of goods or furniture as the case may be and where situated.	John Wilson of Angas-street in the City of Adelaide ship-broker.	Thomas Grimes of Gouger-street in Adelaide aforesaid baker.	£300 for goods sold or £250 for money lent or as the case may be.
Warrant of Attorney.	James Williamson of Sturt-street Adelaide optician.	William Wise of Islington Village plasterer.	£200 for principal and interest due on a bill of exchange drawn by the said William Wise upon and accepted by the said James Williamson and now overdue.

* This certificate must be varied according to circumstances.

† In ordinary cases one witness is sufficient to a deed.

‡ If the Registrar thinks the memorial incorrect the part which states it to be correct must be omitted.

SCHEDULE F.

Fees to be taken in pursuance of the above Act.

	£	s.	d.
For enrolling any instrument.....			
For every folio of seventy-two words not exceeding ten folios	0	2	0
For every folio after the first ten	0	1	0
For receiving any will deposited	1	0	0
For giving out ditto	1	0	0
For registering every instrument of conveyance or mortgage legal or equitable when the consideration money expressed therein does not amount to fifty pounds	0	5	0
Where it amounts to fifty pounds and not to one hundred pounds	0	10	0
Where it amounts to one hundred pounds and not to two hundred pounds.....	0	15	0
Where it exceeds two hundred pounds	1	0	0
For registering every lease or instrument operating as a lease where the rent does not exceed fifty pounds	0	5	0
Where the rent exceeds fifty pounds	0	10	0
For registering every bill of sale warrant of attorney or cognovit actionem	0	10	0
For registering every other instrument not herein described.....	0	10	0
For taking an acknowledgment or proof by affidavit of the due execution of any instrument for each party sworn or making acknowledgment.....	0	1	6
For giving a certificate of such proof or acknowledgment	0	1	6
For every search	0	2	6
Where any instrument executed within the Province after the commencement of this Act is brought to be registered at a time later than one calendar month after its execution	An additional fee of five shillings for every calendar month not exceeding six which may have elapsed between the date of the instrument and the time of its production to be registered.		
For every office copy or certified extract.....	{ Two shilling for every folio of seventy-two words not exceeding five, and one shilling for every folio or part of a folio after the first five.		