



SUPREME COURT OF N.S.W.  
THE ORIGINAL OF THIS  
DOCUMENT WAS FILED ON

- 5 MAR 2007

**AFFIDAVIT OF FIONA CAROLINE CRISTIAN - COURT OF APPEAL**  
1<sup>st</sup> March 2007

**COURT DETAILS**

Court SUPREME COURT OF NEW SOUTH WALES  
Division Court Of Appeal  
List  
Registry Sydney  
Case number 40839/06

CLERK OF THE COURT

**TITLE OF PROCEEDINGS**

Claimant Fiona Caroline Cristian

Number of claimants 1

Opponent PERPETUAL LIMITED, formerly known as PERPETUAL TRUSTEES AUSTRALIA LIMITED [ACN 000 431 827]

Number of Opponents 1

**FILING DETAILS / ADDRESS FOR SERVICE**

Filed for Fiona Caroline Cristian: Claimant

Address for service 11 Roycroft Street Bowral NSW 2576  
Telephone 0418 203204  
Fax (02) 4861 1113

**AFFIDAVIT DETAILS**

Name Fiona Caroline Cristian  
Address 11 Roycroft Street Bowral NSW 2576  
Occupation Home duties.

On the 1<sup>st</sup> March 2007, I say on oath:  
I am the claimant and I believe that the information contained in this affidavit is true.

I truly believe that this application for leave to appeal should be expedited because the bank is executing the orders from an inferior court before the matter has been fully heard. Notice to vacate was delivered by sheriff and a security guard entered the property 21<sup>st</sup> February 2007.

SWORN... Bowral ... AT ... 2-3-07 ...

Signature of claimant... [Signature] ...

Signature of witness... [Signature] ...

Name of witness... CHARLES JOHNS ...

Capacity of witness... JUSTICE OF THE PEACE 107136 ...



**LOCAL COURTS & SHERIFF**  
**Attorney General's Department**  
New South Wales



Fiona CRISTIAN  
40 Warrain Crescent  
CURRARONG NSW 2540

Court House, Plunkett Street  
Nowra  
NSW 2541

Telephone: 02 44212135  
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23 January, 2007

Case Number: 700/2007/R0010460

**NOTICE TO VACATE**

Re: Sergeant J Stewart  
Writ of Possession  
Court Case No: 13403/06  
Creditor Reference: JAB/GTB/3301650

To: Fiona CRISTIAN or occupier,

**Perpetual Limited**

**(Claimant)**

**versus**

**Fiona CRISTIAN**

**(Defendant)**

The Sheriff is commanded to place the above named Claimant in possession of the lands and premises described hereunder.

All occupants are hereby warned that they must vacate the premises without delay - in any event no later than 11:00:00 AM Tuesday 20 February 2007 otherwise action to evict will proceed without further warning.

**LANDS AND PREMISES REFERRED TO**

Certificate of Title, Folio Identifier 54/755903 and known as 40 Warrain Crescent, Currarong in the state of New South Wales

  
**JOHN STEWART**

**Officer in Charge**

**Nowra Sheriff's Office**