IN THE COUNTY COURT

OF VICTORIA

AT MELBOURNE

No. 380949 of 1988

BETWEEN:

GLENN ALEXANDER THOMPSON AND CHERYL MAREE THOMPSON

Plaintiffs

-and-

THE PRESIDENT, COUNCILLORS AND RATEYPAYERS OF THE SHIRE OF KYNETON

> firstnamed Defendant

-and-

THE KYNETON WATER BOARD (formerly THE KYNETON SHIRE WATERWORKS TRUST)

> secondnamed Defendant

DEFENCE OF THE FIRST AND SECONDNAMED DEFENDANTS

MADDOCK LONIE SCLICITORS 440 COLLING MELECURNE

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## GLENN ALEXANDER THOMPSON and CHERYL MARKE THOMPSON

Plaintiffs

-and-

## THE PRESIDENT, COUNCILLORS AND RATEPAYERS OF THE SHIRE OF KYNETON

Firstnamed Defendant

-and-

## THE KYNETON WATER BOARD (formerly THE KYNETON SHIRE WATERWORKS TRUST)

Secondnamed Defendant

## DEFENCE OF FIRST AND SECONDNAMED DEFENDANTS

To the Statement of Claim endorsed on the Writ herein the Defendants say as follows:-

- 1. a) The firstnamed Defendant admits each and every allegation contained in paragraph 1.
  - b) The secondnamed Defendant does not plead to paragraph 1 as it makes no allegation against it.
- 2. a) The firstnamed Defendant does not plead to paragraph 2 of the Statement of Claim as it makes no allegation against it.
  - b) The secondnamed Defendant admits each and every allegation contained in paragraph 2.

- 3. a) The firstnamed Defendant does not plead to paragraph 3 as it contains no allegation against it.
  - b) The secondnamed Defendant admits each and every allegation contained in paragraph 3.
- 4. a) Insofar as it contains any allegation against it the firstnamed Defendant admits each and every allegation contained in paragraph 4.
  - b) The secondnamed Defendant does not plead to paragraph 4 as it contains no allegations against it.
- 5. Insofar as it contains any allegation against them the first and secondnamed Defendants admit each and every allegation contained in paragraph 5.
- 6. a) The firstnamed Defendant does not plead to paragraph 6 as it contains no allegation against it.
  - b) The secondnamed Defendant admits each and every allegation contained in paragraph 6.
- 7. a) The firstnamed Defendant admits each and every allegation contained in paragraph 7.
  - b) The secondnamed Defendant admits each and every allegation contained in paragraph 7.
- 8. a) The firstnamed Defendant admits each and every allegation contained in paragraph 8.
  - b) The secondnamed Defendant does not plead to paragraph 8 as it contains no allegation against it.
- 9. a) Insofar as it contains any allegation against it the firstnamed Defendant does not admit the allegations in paragraph 9.
  - b) The secondnamed Defendant does not plead to paragraph 3