APPENDIX B CERTIFICATES OF TITLE





AUSTRALIA

| REGISTER NUMBER | 129/DP42725 | | DUPLICATE | EDITION | 4 | 15/10/2008 |

RECORD OF CERTIFICATE OF TITLE

VOLUME **2604**

FOLIO **885**

UNDER THE TRANSFER OF LAND ACT 1893

The person described in the first schedule is the registered proprietor of an estate in fee simple in the land described below subject to the reservations, conditions and depth limit contained in the original grant (if a grant issued) and to the limitations, interests, encumbrances and notifications shown in the second schedule.

REGISTRAR OF TITLES

LAND DESCRIPTION:

LOT 129 ON DEPOSITED PLAN 42725

REGISTERED PROPRIETOR:

(FIRST SCHEDULE)

PEET NO 73 PTY LTD OF LEVEL 7, 200 ST GEORGE'S TERRACE, PERTH

(T K722747) REGISTERED 23 SEPTEMBER 2008

LIMITATIONS, INTERESTS, ENCUMBRANCES AND NOTIFICATIONS:

(SECOND SCHEDULE)

1.	*J458278	NOTIFICATION CONTAINS FACTORS AFFECTING THE WITHIN LAND. LODGED
		5.10.2005.
2.	*J458279	NOTIFICATION CONTAINS FACTORS AFFECTING THE WITHIN LAND. LODGED
		5.10.2005.
3.	K240873	EASEMENT TO WATER CORPORATION FOR PIPELINE PURPOSES - SEE SKETCH ON
		DEPOSITED PLAN 55658 REGISTERED 25.6.2007.
4.	*K722748	CAVEAT BY FREDERICK ROY WILLIAMS AS TO PORTION ONLY LODGED 23.9.2008.

Warning: A current search of the sketch of the land should be obtained where detail of position, dimensions or area of the lot is required.

* Any entries preceded by an asterisk may not appear on the current edition of the duplicate certificate of title.

Lot as described in the land description may be a lot or location.

-----END OF CERTIFICATE OF TITLE-----

STATEMENTS:

The statements set out below are not intended to be nor should they be relied on as substitutes for inspection of the land and the relevant documents or for local government, legal, surveying or other professional advice.

SKETCH OF LAND: DP42725 [SHEET 1].

PREVIOUS TITLE: 1556-798.

PROPERTY STREET ADDRESS: 363 BALDIVIS RD, BALDIVIS. LOCAL GOVERNMENT AREA: CITY OF ROCKINGHAM.

INSTRUCTIONS

- 1. This form may be used only when a "Box Type" Form is not provided or is unsuitable. It may be completed in narrative
- 2. If insufficient space hereon Additional Sheet Form B1 should be used.
- 3. Additional Sheets shall be numbered consecutively and bound to this document by staples along the left margin prior to execution by the parties.
- 4. No alteration should be made by erasure. The words rejected should be scored through and those substituted typed or written above them, the alteration being initialled by the persons signing this document and their witnesses.

NOTES

- 1. Insert document type.
- A separate attestation is required for every person signing this document. Each signature should be separately witnessed by an Adult person. The address and occupation of the witness must be stated.

OFFICE LISE ONLY

K240873 E



REG \$ 82.00

LODGED BY

ADDRESS

PHONE No.

FAX No.

REFERENCE No ISSUING BOX No.

Freehills

QV.1 Building 250 St Georges Tce Perth WA 6000

Tel: 9211 7777 Fax: 9211 7878

LTO Box 116D Perth

PREPARED BY

Freehills Barristers & Solicitors

36th Floor, QV1 Building

250 St Georges Terrace Perth WA 6000

PHONE No. FAX No.

ADDRESS

PMW:APH:WATER:WILLIAMS:80207020 (08) 9211 7777

<u>(</u>08) 9211 7878

INSTRUCT IF ANY DOCUMENTS ARE TO ISSUE TO

OTHER THAN LODGING PARTY

JII 2007 03202 2604/885 MINTERS

TITLES, LEASES, DECLARATIONS ETC. LODGED

2604/885 Received Items

Registered pursuant to the provisions of the TRANSFER OF LAND ACT 1893 as amended on the day and time shown above and particulars entered in the Register.





010750274

Consent

Peet No.73 Pty Limited (ACN 109 887 078) being the registered holder of Mortgage J919019 over the Land described in the within deed of easement consents to the within deed of easement.

THE COMMON SEAL of PEET NO.)
73 PTY LIMITED (ACN 109 887 078))
is fixed to this document in accordance)
with its constitution in the presence of:)

PEET
NO 73
PTY LIMITED

A.C.N.
109 887 078

*
COMMON SEAT

Signature of director

Signature of director/company secretary (Please delete as applicable)

WARNICK HEMSLEY

Name of director (print)

Name of director/company secretary (print)

Signed by Frederick Roy Williams in the presence of: Witness signs	J.R.4) Llums Frederick Roy Williams
Name (please print) 52 RAGIAN RD	
Address Address (continued) Business: Development	SUT MANAGER THE
Occupation	YELST'S I' LIST ONER WAR
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	SENTS ELITENDVIAM 688 V COLMENT VILLENACOU V
	•

Executed as a deed:

Signed by Josephus Johannes Henricus Mensink the Manager, Corporate Real Estate of Water Corporation (a Group E Attorney) and by Phillip Robert Bland the Manager Acquisitions of Water Corporation (a Group F Attorney) as the attorneys for Water Corporation who state that they have no notice of revocation of the Power of Attorney No J120221 dated 7 December 2004 under which they sign in the presence of:

45Adams

Witness

JODIEN SIOBAIN ADAMS

Name (please print)

629 NEWCASTLE STREET LEEDERVILLE WA 6007

Address

Address (continued)

BUSINESS SERVICES OFFICER
Occupation

Witness

JODIEN SIOBAIN ADAMS

Name (please print)
629 NEWCASTLE STREET
LEEDERVILLE WA 6007

Address

Address (continued)

BUSINESS SERVICES OFFICER
Occupation

/

Mensink

Name (please print)

Designated Post

Of Water Corporation

Attorney

Phillip Robert Bland
Name (please print)

Manager, Acquisitions

Josephus Johannes Henricus

Manager, Corporate Real Estate

of Water Corporation

Designated Post

Freehills Perth\004048775

Printed 30 April 2007 (15:12)

page 5

whole modification, removal or extinguishment of any right granted to the Grantee under this deed except with such prior written consent of all parties.

Schedule

1. Land

Lot 129 on Deposited Plan 42725 being the whole of the land comprised in Certificate of Title Volume 2604 Folio 885.

2. Easement Land

That part of the Land comprised in Deposited Plan Number 55658

3. Monetary or other Consideration

Nil

4. Encumbrances

Notification J458278

Notification J458729

Mortgage J919019

3 Grantee's Covenants

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By this deed the Grantee covenants with the Grantor and its successors in title, the registered proprietor or proprietors for the time being of the Land, to:

- (a) complete any work from time to time commenced on the Easement Land (Grantee's work) with all convenient speed;
- (b) fill in, consolidate and level off any holes or trenches made or caused by the Grantee's work on the Easement Land;
- (c) reinstate and make good the surface of the Easement Land following completion of the Grantee's work;
- (d) carry away all earth and rubbish occasioned by the Grantee's work;
- (e) whilst the soil or surface of the Easement Land is opened and during the progress of any construction, alteration, repair or maintenance work to a Pipeline or a Fitting on the Easement Land, to affix adequate warning signs or notices and ensure that the Affected Land is properly fenced off or guarded in order to eliminate, so far as is reasonably possible, the risk of injury or damage to persons and animals from that construction, alteration, repair or maintenance work; and
- (f) indemnify the Grantor and its successors in title against any loss, damage or liability suffered by any person other than the Grantee as a result of the negligence of the Grantee in relation to the exercise of its rights under this deed.

4 Registration

4.1 Registration

As soon as practicable after execution this deed will be registered at the Department of Land Information, Perth, Western Australia.

4.2 Further Assurance

Each party will do all things and execute all further documents, necessary to enable registration of this deed at the Department of Land Information, Perth, Western Australia and to give full effect to this deed.

5 General

5.1 Modification of rights

The rights granted to the Grantee under this deed will not be modified, surrendered, released or abandoned either wholly or partially except with the prior written consent of the Grantor and the Grantee and neither of those parties shall make application to any Court, the Commissioner of Titles, the Registrar of Titles or the Department of Land Information, Perth, Western Australia for the partial or

Freehills Perth\004048775

Printed 30 April 2007 (15:12)

page 3

- (A) make surveys and take levels of the Easement Land as it thinks fit;
- (B) construct, extend, maintain, alter and improve a Pipeline or a Fitting or any one or more of them through, under or upon the Easement Land:
- (C) open and break up the soil of the Easement Land and excavate and sink trenches for the purpose of constructing, extending, maintaining, altering or improving a Pipeline or a Fitting or any one or more of them;
- (D) open, cleanse and repair a Pipeline or a Fitting or any one or more of them; or
- (E) alter the position or construction of any Pipeline or Fitting within the Easement Land; and
- (b) from time to time and at all times after the date of execution of this deed to use a Pipeline for the passage of water.

2 Grantor's Covenants

By this deed the Grantor, for itself and its successors in title, the registered proprietor or proprietors for the time being of the Land, covenants with the Grantee:

- (a) not without the prior written consent of the Grantee on each occasion to:
 - (1) construct, make or erect or cause, permit or suffer to be constructed, made or erected any building or improvement or part of a building or improvement under, upon or over the Easement Land;
 - (2) plant, or cause, permit or suffer to be planted, any trees or shrubs on the Easement Land; or
 - (3) place, or cause, permit or suffer to be placed or to remain, on the Easement Land or any part of the Easement Land any thing or any part of a thing which does, or is likely to, prevent or hinder the Grantee in the exercise of its rights and privileges under this deed;
- (b) to indemnify, and keep indemnified, the Grantee from and against all damage:
 - (1) caused to a Pipeline or a Fitting or any one or more of them by, or arising out of, or incidental to, the construction, making or erection of any building or improvement constructed, made or erected on the Land by the Grantor or any employee, agent or contractor of the Grantor, or any other person for whom the Grantor is responsible or who is on the Land with the express or implied consent of the Grantor;
 - (2) caused by, or arising from, or incidental to, any damage to a Pipeline or a Fitting referred to in sub-paragraph (1).

This deed of easement

is made on 15 MAY 2007

between the following parties:

1. Water Corporation

a statutory body corporate established under the provisions of the Water Corporation Act 1995

of 629 Newcastle Street, Leederville, Western Australia

(Grantee)

2. Frederick Roy Williams

of Baldivis, Western Australia (Grantor)

DEE 17/05/07 15:05 002776638-001 FEE \$ ***********

ABN 66 012 878 529

SD \$ *****20.00 FEN \$*******.00

WESTERN AUSTRALIA STAMP DUTY

Recitals

A. The Grantor is registered as the proprietor of an estate in fee simple in the land (Land) described in Item 1 of the Schedule (Schedule).

B. The Grantor has agreed to grant the Grantee an easement under section 195 of the Land Administration Act 1997 (WA) as amended (Empowering Legislation) in respect of that part of the Land described in Item 2 of the Schedule (Easement Land) for all or any one or more of the purposes contained in this deed.

This deed witnesses

and the parties agree as follows:

1 Grant of easement

In consideration of the premises and for the consideration (if any) described in Item 3 of the Schedule, by this deed the Grantor, being registered as the proprietor of an estate in fee simple in the Land subject to the encumbrances (if any) described in Item 4 of the Schedule, for itself and its successors in title, the registered proprietor or proprietors for the time being of the Land, transfers and grants to the Grantee under, and in accordance with, the Empowering Legislation full and free right and liberty to and for the Grantee:

- (a) by its workmen, officers, servants, agents, contractors and others acting under the authority of the Grantee, with or without carriages or vehicles or motor or other mechanised vehicles laden or unladen, from time to time and at all times after the date of execution of this deed, to enter upon the Easement Land or any part of the Easement Land for all or any of the purposes of constructing, extending, maintaining, altering or improving:
 - (1) the existing pipeline or any other pipelines (each a **Pipeline**) for the carriage of waste water through, under or upon the Easement Land; and
 - (2) any apparatus (Fitting) connected with, and requisite to secure the safe and proper working of, a Pipeline and for all or any of those purposes to:

Freehills Perth\004048775

Printed 30 April 2007 (15:12)

page 1

BLANK INSTRUMENT FORM

Deed of Easement	(Note 1)
·	
1	



AUSTRALIA

REGISTER NUMBER
302/DP42725

DUPLICATE EDITION N/A N/A

N/A

RECORD OF CERTIFICATE

VOLUME LR3151

FOLIO **403**

OF

CROWN LAND TITLE

UNDER THE TRANSFER OF LAND ACT 1893 AND THE LAND ADMINISTRATION ACT 1997

NO DUPLICATE CREATED

The undermentioned land is Crown land in the name of the STATE of WESTERN AUSTRALIA, subject to the interests and Status Orders shown in the first schedule which are in turn subject to the limitations, interests, encumbrances and notifications shown in the second schedule.



LAND DESCRIPTION:

LOT 302 ON DEPOSITED PLAN 42725

STATUS ORDER AND PRIMARY INTEREST HOLDER:

(FIRST SCHEDULE)

STATUS ORDER/INTEREST: RESERVE UNDER MANAGEMENT ORDER

PRIMARY INTEREST HOLDER: CITY OF ROCKINGHAM OF PO BOX 2142, ROCKINGHAM (XE K562625) REGISTERED 10 APRIL 2008

LIMITATIONS, INTERESTS, ENCUMBRANCES AND NOTIFICATIONS:

(SECOND SCHEDULE)

1. K562624 RESERVE 49555 FOR THE PURPOSE OF DRAINAGE REGISTERED 10.4.2008.
K562625 MANAGEMENT ORDER. CONTAINS CONDITIONS TO BE OBSERVED.
REGISTERED 10.4.2008.

Warning: A current search of the sketch of the land should be obtained where detail of position, dimensions or area of the lot is required. Lot as described in the land description may be a lot or location.

-----END OF CERTIFICATE OF CROWN LAND TITLE-----

STATEMENTS:

The statements set out below are not intended to be nor should they be relied on as substitutes for inspection of the land and the relevant documents or for local government, legal, surveying or other professional advice.

SKETCH OF LAND: DP42725 [SHEET 1].

PREVIOUS TITLE: 1556-798.

PROPERTY STREET ADDRESS: LOT 302 ZIG ZAG RD, BALDIVIS.

LOCAL GOVERNMENT AREA: CITY OF ROCKINGHAM.

RESPONSIBLE AGENCY: DEPARTMENT OF REGIONAL DEVELOPMENT AND LANDS (SLSD).

NOTE 1: K562622 CORRESPONDENCE FILE 00308-2008-01RO

INSTRUCTIONS

- 1. If insufficient space in any section, Additional Sheet Form B1 should be used with appropriate headings. The boxed sections should only contain the words "See Annexure".
- 2. Additional Sheets shall be numbered consecutively and bound to this document by staples along the left margin prior to execution by parties.
- 3. No alteration should be made by erasure. The words rejected should be scored through and those substituted typed or written above them, the alteration being initialled by the person signing this document and their witnesses.

NOTES

1. DESCRIPTION OF LAND

Lot and Diagram/Plan number or Location name and number to be stated.

Extent - Whole, part or balance of the land comprised in the Certificate of Crown Land Title to be stated.

The Certificate of Crown Land Title Volume and Folio number to be stated.

2. ENCUMBRANCES

To be identified by nature and number, if none show "nil".

- 3. RESERVE NUMBER/PURPOSE State the reserve number and purpose.
- 4. RESERVE NAME

EXAMINED

State the reserve name (optional).

INSTRUCT IF ANY DOCUM OTHER THAN LODGING F	MENTS ARE TO ISSUE TO PARTY
	" · -
TITLES, LEASES, DECLAR	RATIONS ETC LODGED
HEREWITH	
1	Received Items
2	Nos.
3	
4	Receiving Cler
5	
6	

K562624 XE
10 Apr 2008 13:47:23 Midland
CREATION - RESERVE (EXCEPT CLASS 'A')
(XE)

LODGED BY State Land Services

ADDRESS DPI - Metro - Box 98C

PHONE No. FAX No.

REFERENCE No. Ruth de Ridder 00308-2008 ph 9347 5058 fax 9347 5002

ISSUING BOX No.

PREPARED BY State Land Services

ADDRESS DPI - Metro - Box 98C

PHONE No. FAX No.



Registered pursuant to the provisions of the TRANSFER OF LAND ACT 1893 as amended on the day and time shown above and particulars entered in the Register.



FORM LAA-1015

SECTION 41

WESTERN AUSTRALIA LAND ADMINISTRATION ACT 1997 TRANSFER OF LAND ACT 1893 AS AMENDED

CREATION - RESER	VE (EXCE	PT CLASS	'A') (XE)			
DESCRIPTION OF LAND (NOT	E 1)			EXTENT	VOLUME	FOLIO
Lot 302 on Deposited	Plan 42725			Whole	2151	403
ENCUMBRANCES (NOTE 2)	2412-3-					
RESERVE NUMBER/PURPOS				11 - 8 - 1944		
Reserve 49555 for th		f "Drainage'	•			
RESERVE NAME (NOTE 4)						
THE MINISTER FOR LAND ORDERS THAT THE ABOV	S (IN THE NAM /E LAND BE R	ME OF AND ON ESERVED FOR	N BEHALF OF T R THE ABOVE F	THE STATE OF WE	STERN AUST	RALIA) TEREST
Dated this	10	day of	Anvi	/ i	n the year 2	צ נופ
ATTESTATION						
		SENIOR	STATE LAND OFF	 FICER OLITAN		
		STATE LA	AND SERVICES	<u></u>	•	

INSTRUCTIONS

- 1. If insufficient space in any section, Additional Sheet Form B1 should be used with appropriate headings. The boxed sections should only contain the words "See Annexure".
- 2. Additional Sheets shall be numbered consecutively and bound to this document by staples along the left margin prior to execution by parties.
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NOTES

1. RESERVE DESCRIPTION

Reserve number and details to be stated. The Volume and Folio numbers to be stated.

2. MANAGEMENT BODY

State the full name and address of the management body.

3. CONDITIONS

Specify all conditions to be observed by the lessee in the operation of the area affected by this permit.

4. EXECUTION

A separate attestation is required for every person signing this document. Each signature should be separately witnessed by an Adult Person. The address and occupation of the witness must be stated.

EXAMINED



MANAGEMENT ORDER (XE)

LODGED BY State Land Services

ADDRESS DPI - Metro - Box 98C

PHONE No. FAX No.

REFERENCE No. Ruth de Ridder 00308-2008 ph 9347 5058 fax 9347 5002

ISSUING BOX No.

PREPARED BY State Land Services

ADDRESS DPI - Metro - Box 98C

PHONE No. FAX No.

INSTRUCT IF ANY DOCUMENTS ARE TO ISSUE TO OTHER THAN LODGING PARTY

TITLES, LEASES, DECLARATIONS ETC LODGED HEREWITH

1 A ... / J

Received Items

2 OFACE

____ Nos.

4.

Receiving Clerk

N

5.____



Registered pursuant to the provisions of the TRANSFER OF LAND ACT 1893 as amended on the day and time shown above and particulars entered in the Register.

4 - 4



ORIGINAL

FORM	I AA.	1023

SECTION 46

WESTERN AUSTRALIA LAND ADMINISTRATION ACT 1997 TRANSFER OF LAND ACT 1893 AS AMENDED

MANAGEMENT ORDER (XE)

ANSFER OF LAND ACT 109.	3 43 AMENDED					
ANAGEMENT ORD	ER (XE)					
SERVE DESCRIPTION (NOT	「E 1)			EXTENT	VOLUME	FOLIO
555				Whole	315)	403
NAGEMENT BODY (NOTE 2	2)					
ty of Rockingham of	PO Box 2142	, Rocking	ham DC WA	6967		
NDITIONS (NOTE 3)				•		
be utilised for th	e designated	purpose o	of "Draina	ge" only.	,	
E MINISTER FOR LANDS (II E CARE, CONTROL AND M. NAGEMENT BODY FOR TH MINISTRATION ACT 1997, A NDITIONS STATED ABOVE	ANAGEMENT OF T IE PURPOSE FOR AND FOR PURPOS	THE ABOVE I WHICH THE	RESERVE BE LAND IS RES	PLACED WITE ERVED UNDE	H THE ABOVE DES R SECTION 41 OF	SCRIBED THE LAND
ated this	10	day of	Am.	-/	in the y	ear Zexiz
TESTATION			/			
		SENIOR Ś	TATE LAND C	PFICER		
		STATELA	ND SERVICES	PULITAN		



