No. A805957

EASEMENT

FEES (office use)	$	¢
	12	—

Parties ....L.A. & M.R. BYATT.....
K.D. & K.L. PONSFORD
...N.P. & S.L. WRIGHT.....
and
.....
SHIRE OF KALAMUNDA

Lodged by WALSH & BARRETT, SOLICITORS
Address 297 MURRAY STREET, PERTH
Phone No. 22.2344

Use this space for instructions if any documents are to issue to other than lodging party.

PARTIALLY CANCELLED

Titles, Crown Leases, Declarations, etc., lodged with this document. (To be filled in by person lodging.)

1. Dup Easement
2. .....
3. .....
4. .....
5. .....
6. .....

Received items

No's 1

Rec. Clerk.

BELOW THIS LINE FOR OFFICE USE ONLY

Registered 4th April 1974

at 3:39 o'clock and

particulars entered in the Register Book.

Encumbrances not notified on face.

New Titles to issue or Endorsing instruction.

Initials of Signing Officer.

EXAMINED.

LT14
24
4
74

REGISTRAR OF TITLES.

DRAFTING

63910/10/69-10M-O/MGD

1957 RV-2

LANDGATE COPY OF ORIGINAL NOT TO SCALE 06/02/2025 02:25 PM Request number: 67754057

Landgate
www.landgate.wa.gov.au

WESTERN AUSTRALIAN STAMP DUTIES

119) Stamp Act 1921

General ... 640554 $ 0 0 GHUPLST $***0.00

PROPS STATE TAXATION

WESTERN AUSTRALIA.
Transfer of Land Act 1893 as amended

No. A805957

Blank Instrument Form (see footnote)

(type of nt here. a. EASEMENT

WE LAURENCE ALFRED BYATT, Valuer, and MAUREEN ROSE BYATT, his wife; KEITH DOUGLAS PONSFORD, Land Salesman, and KATHLEEN LILIAN PONSFORD his wife; NIGEL PAUL WRIGHT, Land Salesman and SUSAN LESLEY WRIGHT;= his wife; all C/- Lot 1469 Balfour Street GOSNELLS in the State of Western Australia (hereinafter called "the Transferors") which expression shall include the or the registered proprietor the balance registered proprietor for the time being of the land comprised in Certificate of Title Volume 1056 Folio 351 and being ~~the~~ portion of Swan Location 2159 being part ~~the subject~~ of diagram 10680 ~~as is shown on plan hereon coloured green~~ (hereinafter called "the said land") subject to the encumbrances notified hereunder. IN CONSIDERATION of the Town Planning Letter of Approval, Condition No.5 dated 23rd May 1973, File No. 33797 DO HEREBY TRANSFER AND AND GRANT to the Shire of Kalamunda, of Canning Road Kalamunda (hereinafter called "the Transferees") its surveyors, workmen, officers, servants and others acting under the authority of the Shire full power and authority from time to time as the occasion may require to enter upon the said land with such plant and tools as may be necessary for all or any of the following purposes: -

1. The Transferor hereby transfers to the Transferee the full and free right and liberty to enter upon the said land of the Transferor delineated and coloured blue in the plan in the Schedule hereto (by its agents and engineers servants workmen and others and with vehicles and plant) and to construct thereon such drains and works associated there with as it sees fit and at all times to discharge and to convey storm and other waste water along the drains so constructed and for this purpose to enter upon the said land of the Transferor delineated and coloured blue in the said plan (by its agents engineers servants workmen and others and with vehicles and plant) and to inspect cleanse take up and reconstruct the drains and works or any parts thereof.

2. The Transferor HEREBY COVENANTS with the Transferee so as to bind the land of the Transferor:-

(a) That the said drains and works shall at all times remain on the land of the Transferor and be used for the purposes aforesaid.

(b) That the Transferor will not plant or permit to be planted any trees or other plants which may damage or affect in any way the said drains and works and

(c) That the Transferorwill not without the prior written permission of the Transferee and subject to such conditions as the Transferee may impose erect any building or structure of any kind whatsoever on the said land delineated and coloured blue on the said plan.

1957 RV-2

NOTE: This Form may be used only when the "Box Type" Form is not suitable. It may be completed in narrative style.

LANDGATE COPY OF ORIGINAL NOT TO SCALE 06/02/2025 02:25 PM Request number: 67754057

Landgate
www.landgate.wa.gov.au

3. The Transferee HEREBY COVENANTS with the Transferor:-

(a) to exercise the easement hereby granted in such manner as to cause as little inconvenience as practible to the land of the Transferor and

(b) forthwith to remedy and make good any da age to the land of the Transferor which may result from the exercise of this easement by the Transferee.

4. The Transferor agrees to pay to the Transferee the cost of construct ions of the said drain under Clause 1 hereof.

IN WITNESS whereof the Transferor has set his hand and seal and the Transferee has affixed its Common Seal the day and year first hereinafter written.

DATED the 24th day of March 1974

LANDGATE COPY OF ORIGINAL NOT TO SCALE 06/02/2025 02:25 PM Request number: 67754057

Landgate
www.landgate.wa.gov.au

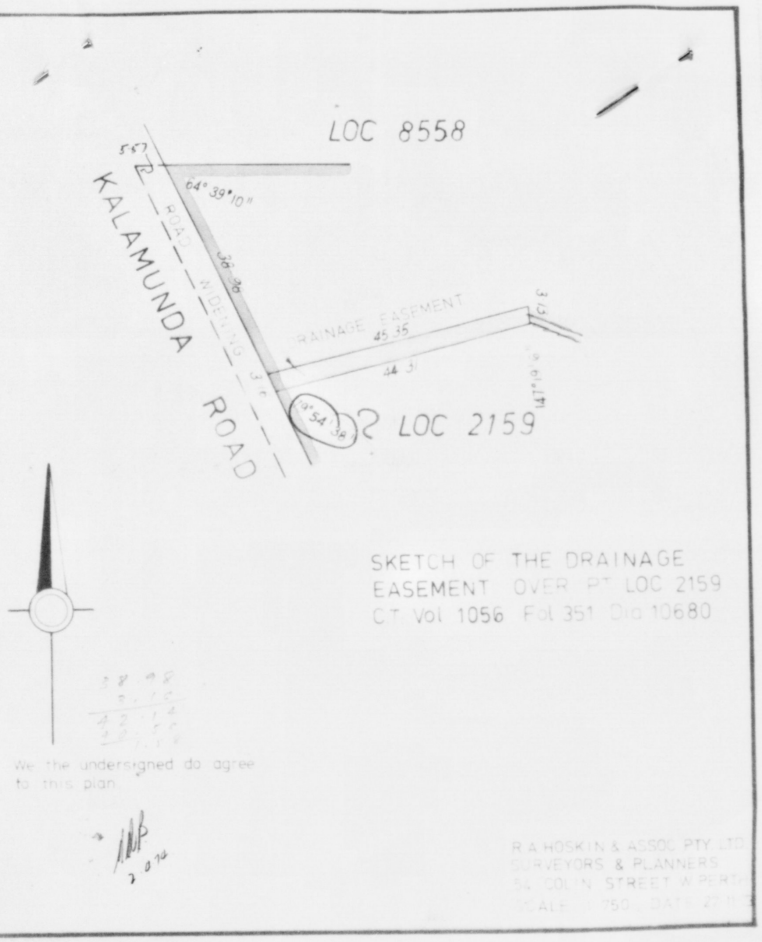
as to cause
Transferor

nd of the
asement by

of construct

seal and

year first



LANDGATE COPY OF ORIGINAL NOT TO SCALE 06/02/2025 02:25 PM Request number: 67754057
Landgate
www.landgate.wa.gov.au

er as to cause
the Transferor

land of the
s easement by

ost of construct

nd seal and

nd year first

97

Signed by the said:-

Laurence Alfred Byatt. L.A. Byatt

Maureen Rose Byatt. M.R. Byatt

Keith Douglas Ponsford. K.D. Ponsford

Kathleen Lilian Ponsford. K.L. Ponsford

Nigel Paul Wright.

Susan Lesley Wright. Susan Wright

A. Powell
A. Powell
A. Powell
A. Powell
A. Powell
A. Powell, Secretary,
121 Gwenyfred Road,
Kensington W.A. 6151

THE COMMON SEAL of the SHIRE OF KALAMUNDA was hereunto affixed by authority of a resolution of the Council in the presence of :

PRESIDENT

SHIRE CLERK

SHIRE OF KALAMUNDA COMMON SEAL

1957 RV.2

LANDGATE COPY OF ORIGINAL NOT TO SCALE 06/02/2025 02:25 PM Request number: 67754057

Landgate
www.landgate.wa.gov.au