

NOTICE TO SURVEYORS T2/2002

EASEMENTS AND COVENANTS BROUGHT FORWARD ON DEPOSITED PLANS

Where it is necessary to bring forward an easement or covenant onto a new Deposited Plan of subdivision the depiction of that easement or covenant may require an interpretation by the surveyor of the original registered instrument, deed or document.

The endorsements of easements and covenants on certificates of title refer to the instrument, deed, document, plan or diagram creating them. Reference should always be made to the instrument, deed, document, plan or diagram to obtain complete graphical and written information. Surveyors should also refer to the previous paper titles for graphical information.

The surveyor is entirely responsible for the interpretation of which lots are burdened or benefited especially when an interest comes into close proximity to new lot boundaries created on a new deposited plan.

There may be situations where discrepancies exist in the graphical/spatial information available for an easement or covenant. Where practical, or in situations where there is doubt over which land is burdened or benefited, surveyors need to resolve any discrepancies, uncertainties and potential conflicts that may arise. In some situations ground proofing may be required to ensure the easement actually protects the utility installed. Where anomalies occur contact and resolution with the parties would normally be required.

In cases where discrepancies occur the surveyor should insert the following notation in the "comment" column of the Schedule of Interests if there is sufficient space available. Where there is insufficient space available in the Schedule of Interests then a reference (eg. "See note Z " – refer example DP 28967 attached) in the "comment" column to the notation included in the graphical area of the plan may be used. The notation should state:

"The easement/covenant dimensions and position on this plan is an interpretation. See original document "

Depending on the circumstances, surveyors may resolve to adopt the intent of the original document or adopt the original dimensions even if this results in a misclose. In either case, the above notation should be included on the plan to indicate that a discrepancy exists.

A surveyor cannot use this facility of interpretation to amend an existing easement position in relation to it being an encumbrance on an existing lot even if in his belief the easement is shown in error. Procedures of surrender by deed or amendment under Section 188 of the Transfer of Land Act are the only means to change the register in these circumstances.

IAN HYDE
REGISTRAR OF TITLES

1 February 2002

ED/VER. AMENDMENT BY SIGNATURE DATE

TOTAL AREA 636.5059 ha TYPE ... FREEHOLD.

PURPOSE ... SUBDIVISION.

PLAN OF

LOTS 502 & 503 AND EASEMENTS

DISTRICT ... WELLINGTON

TOWNSITE ...

DOLA FILE ...

LOCAL AUTHORITY ... SHIRE OF HARVEY

LOCALITY WOKALUP & WELLESLEY

INDEX ... HARVEY (25) SW

FIELD BOOK ... 85669

SCALE: 1:2500

0 100 200 300 400 500 600

ALL DIMENSIONS IN METRES

SURVEYOR'S CERTIFICATE - Completed

PETER STELL DRISCOLL

Surveyor's Certificate - Completed

I hereby certify that this plan is a correct representation of the survey and / or measurements made and that the survey is recorded in the field book lodged for the purposes of this plan and that it is in accordance with the relevant provisions of the Survey Act 1988 and that I am a duly qualified and licensed Surveyor in relation to which it is signed.

18.05.2001

19.05.2001

REGISTERED SURVEYOR

REGISTERED SURVEYOR

PETER DRISCOLL & ASSOCIATES PTY LTD

100 RIVER ST WOKALUP WA 6113

APPROVED BY

LOGGED

TYPE OF VALIDATION

FULL AMT

LEGAL COMPONENT

FILE

15803

WESTERN AUSTRALIAN PLANNING COMMISSION

DATE

11.12.2001

11.12.2001

DATE

SUBJECT TO

JL ORDER FOR BEALINGS

1.8.88

APPROVED

INSPECTOR OF PLANS & SURVEYS / AUTHORIZED LAND OFFICER

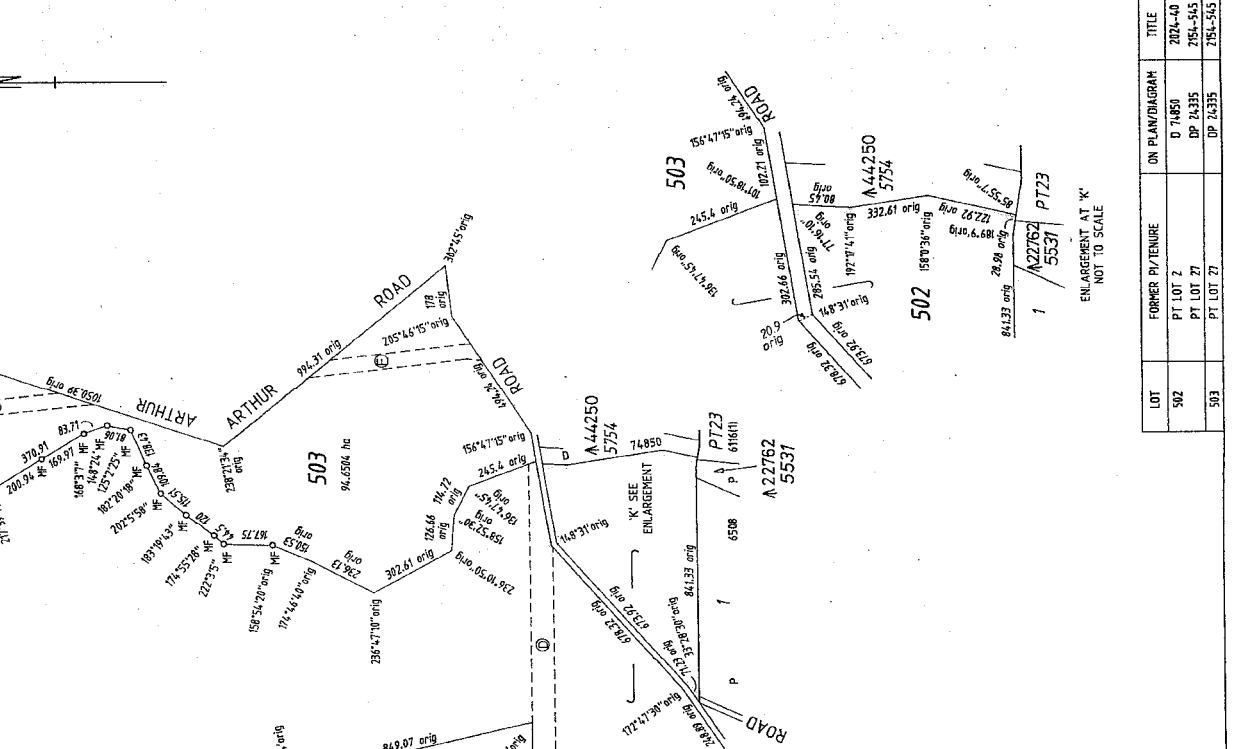
DATE

12.12.01

INSPECTOR OF PLANS & SURVEYS / AUTHORIZED LAND OFFICER

DATE

DEPOSITED PLAN	28967
SHEET	1 OF 1
EDITION	1
VERSION	1

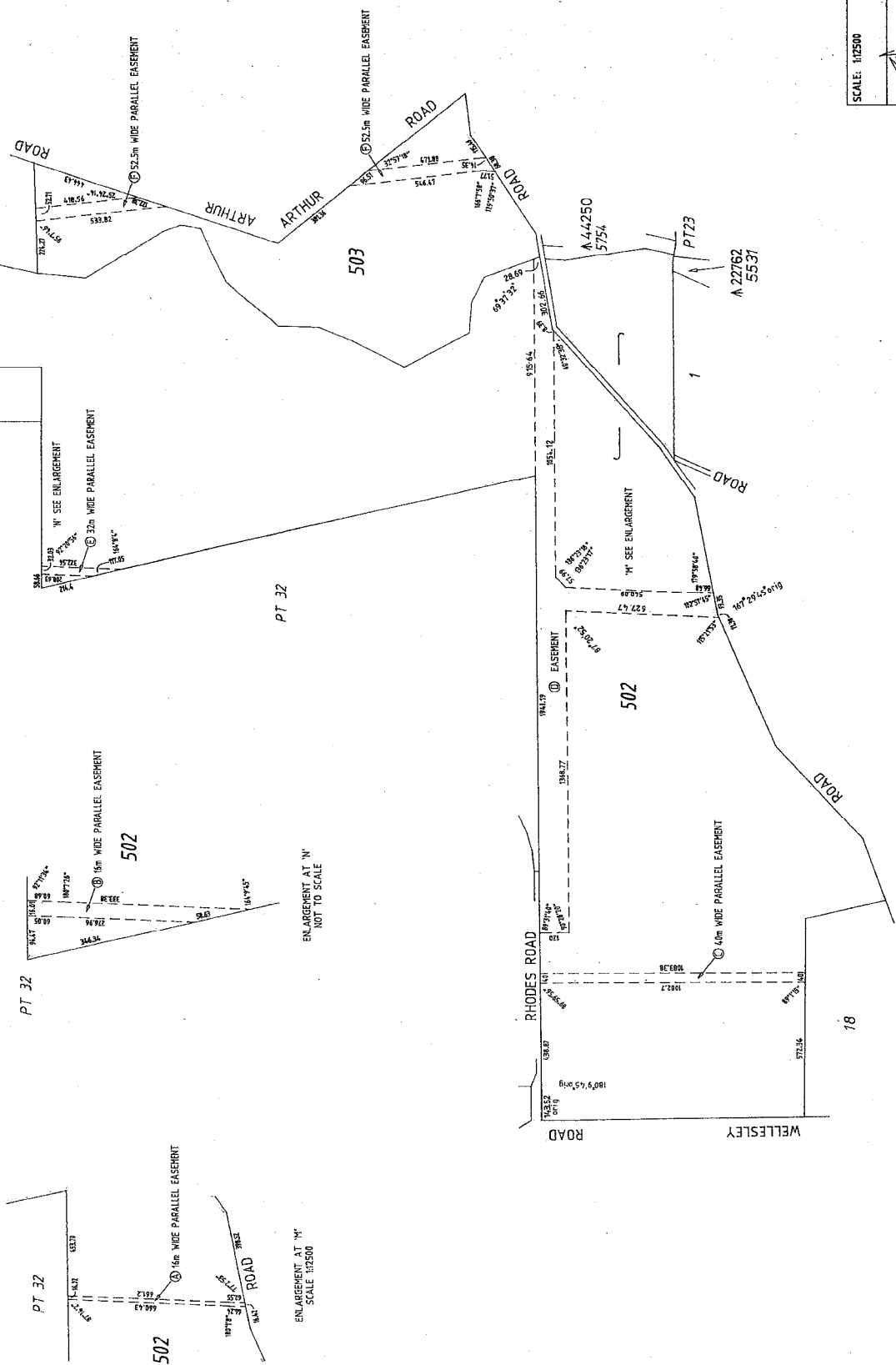
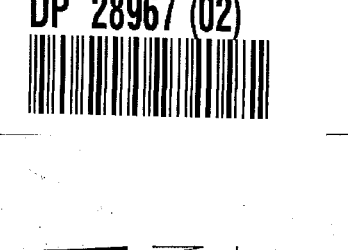


INTERESTS AND NOTIFICATIONS				
SUBJECT	PURPOSE	STATUTORY REFERENCE	BENEFIT TO	COMMENT
502	EASEMENT	DOC C767151	SEE DOCUMENT	
502	EASEMENT	DOC C794549	SEE DOCUMENT	
502	EASEMENT	DOC F379872	SEE DOCUMENT	
502	EASEMENT	DOC F739051	SEE DOCUMENT	
502	EASEMENT	DOC IH	WESTERN POWER CORPORATION	
503	EASEMENT	DOC IH	WESTERN POWER CORPORATION	

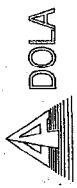


FOR HEADING SEE SHEET 1

ED/YER	BY	SIGNATURE	DATE



SCALE: 1:12500
 0 100 200 300 400 500 600
 ALL DISTANCES ARE IN METRES


DOLA
 Department of LAND ADMINISTRATION
 DEPOSITED PLAN
28967

DRAFTSMAN: *[Signature]*
 APPROVED BY: *[Signature]*
 WESTERN AUSTRALIAN PLANNING COMMISSION
 FILE: 115803
 FOR CHAIRMAN: *[Signature]*
 DATE: 11.12.2001

SHEET 2 OF 2
 EDITION 1 VERSION 1