

DRAFT SCOPING REPORT APPENDICES

**SCHOONSPRUIT DAM PROJECT: DEVELOPMENT OF AN OFF CHANNEL STORAGE
DAM FOR IRRIGATION PURPOSES ON PORTION 3 OF THE FARM: VYEBOOM 414
JU. KOMATIPOORT AREA,
MPUMALANGA.
PROJECT NR: 1/3/1/16/1E-161**

PREPARED BY:



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FOR SUBMISSION TO:



**DEPARTMENT OF AGRICULTURE, RURAL DEVELOPMENT, LAND AND
ENVIRONMENT AFFAIRS, MPUMALANGA PROVINCIAL GOVERNMENT**

JUNE 2018

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MTPA	Mr. Frans Krige	1
DAFF	Mr. Zinzile Mtotywa	1
DAFF: LUSM	Mr. Frans Mashabela Ms. Rhulani Chavalala	1
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<u>TABLE OF CONTENTS</u>	<u>PAGE</u>
APPENDIX 1: Site Maps and Photographs	6
APPENDIX 2: Public Participation Process	23
APPENDIX 3: Documentation from DARDLEA	50
APPENDIX 4: Supportive Documentation	51
4.1. Title Deed and CC Document	
4.2. Land Claim Document	
4.3. Water Rights, Verification Process and Permits	

ABBREVIATIONS

ASAP	As Soon As Possible
Asl	Above sea level
cm	centimetre
DAFF	Department of Agriculture, Forestry and Fisheries
DARDLEA	Department of Agriculture, Rural Development, Land and Environmental Affairs
DWS	Department of Water and Sanitation
EAP	Environmental Assessment Practitioner
ECO	Environmental Control Officer
EIA	Environmental Impact Assessment
EIR	Environmental Impact Report
EMPr	Environmental Management Programme
ESCOM	Electricity Supply Commission
GPS	Geographical Positioning System
HIA	Heritage Impact Assessment
HIV	Human Immunodeficiency Virus
I&AP's	Interested and Affected Parties
IEM	Integrated Environmental Management
m	metre
mm	millimetre
m/s	metre per second
NA	Not Applicable
NDA	National Department of Agriculture
NEMA	National Environmental Management Act
MTPA	Mpumalanga Tourism and Parks Agency
OMPr	Operational Management Programme
PDI	Previously Disadvantaged Individual
RES	Rhengu Environmental Services
SABS	South African Bureau of Standards
SAHRA	South African Heritage Resources Agency
sqm	square metre

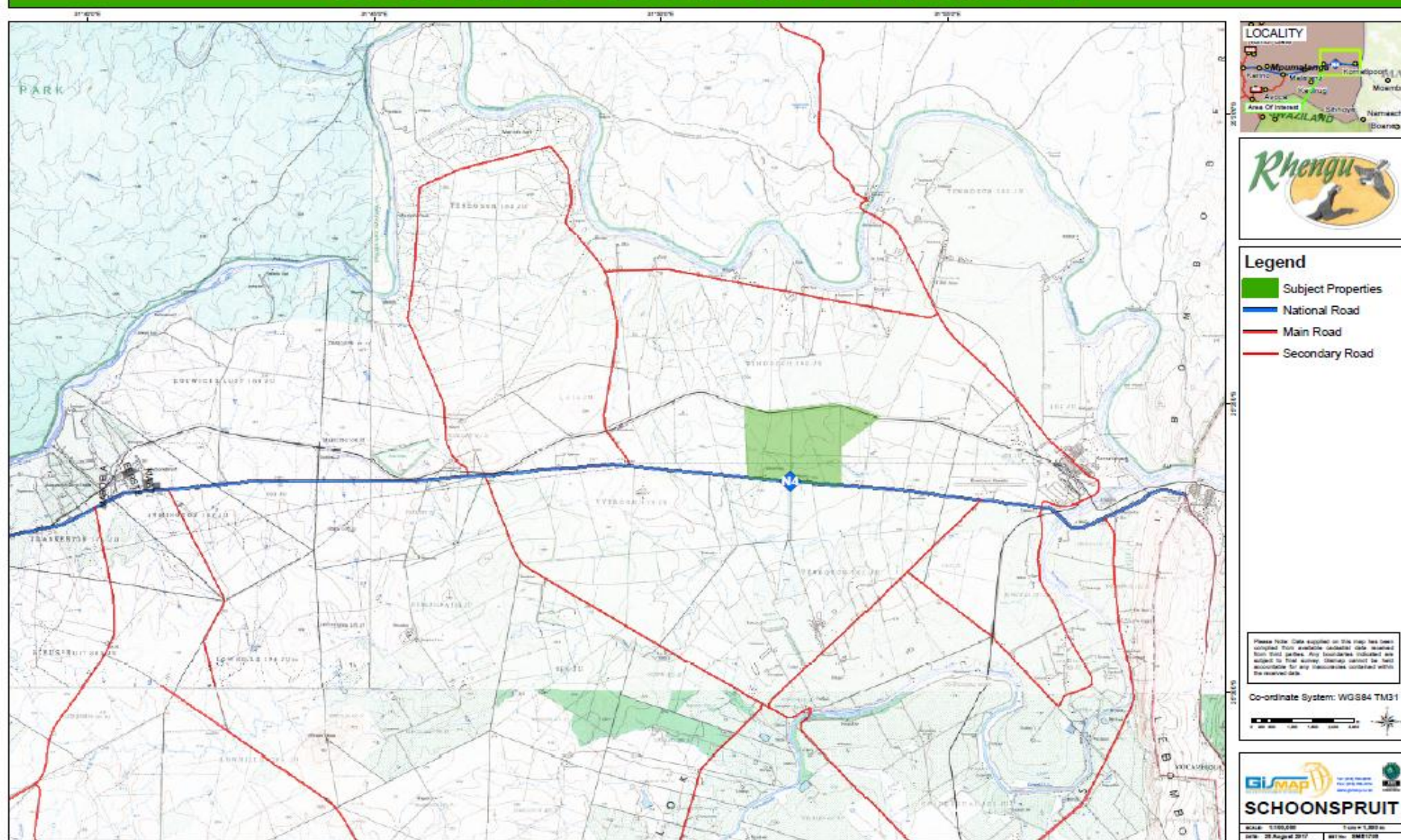
APPENDIX 1:
SITE MAPS
SITE PHOTOGRAPHS

GPS Positions of the Project Areas as per Maps included in Appendix 1: See Maps below.

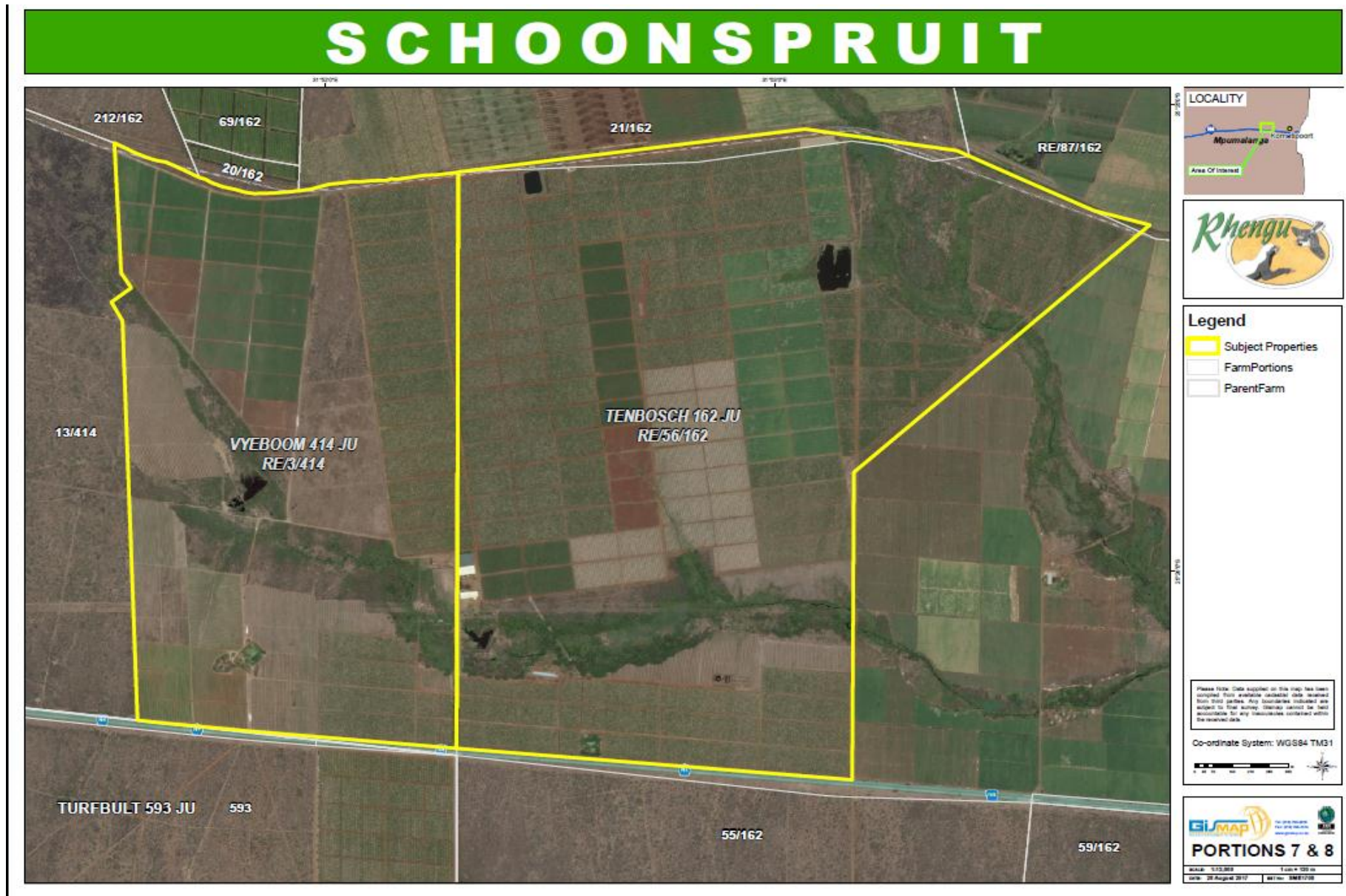
Alternative Site	South	East
A	25°26' 04.4"	031°51' 53.3"
B	25°26' 14.1"	031°52' 37.0"
C	25°25' 28.1"	031°53' 27.3"

LOCALITY AND TOPOGRAPHICAL MAP: PORTION 3 OF VYEBOOM 414 JU

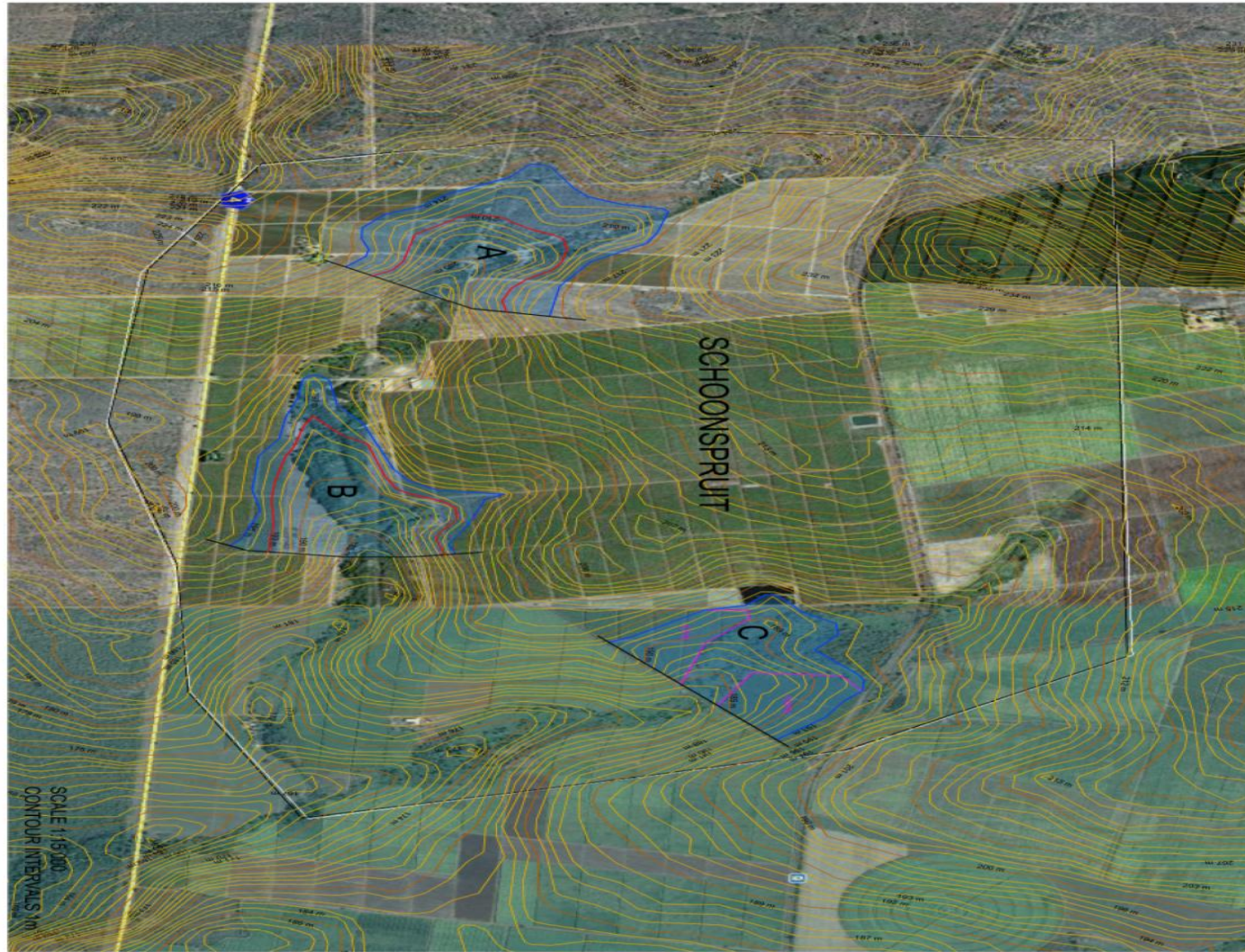
SCHOONSPRUIT



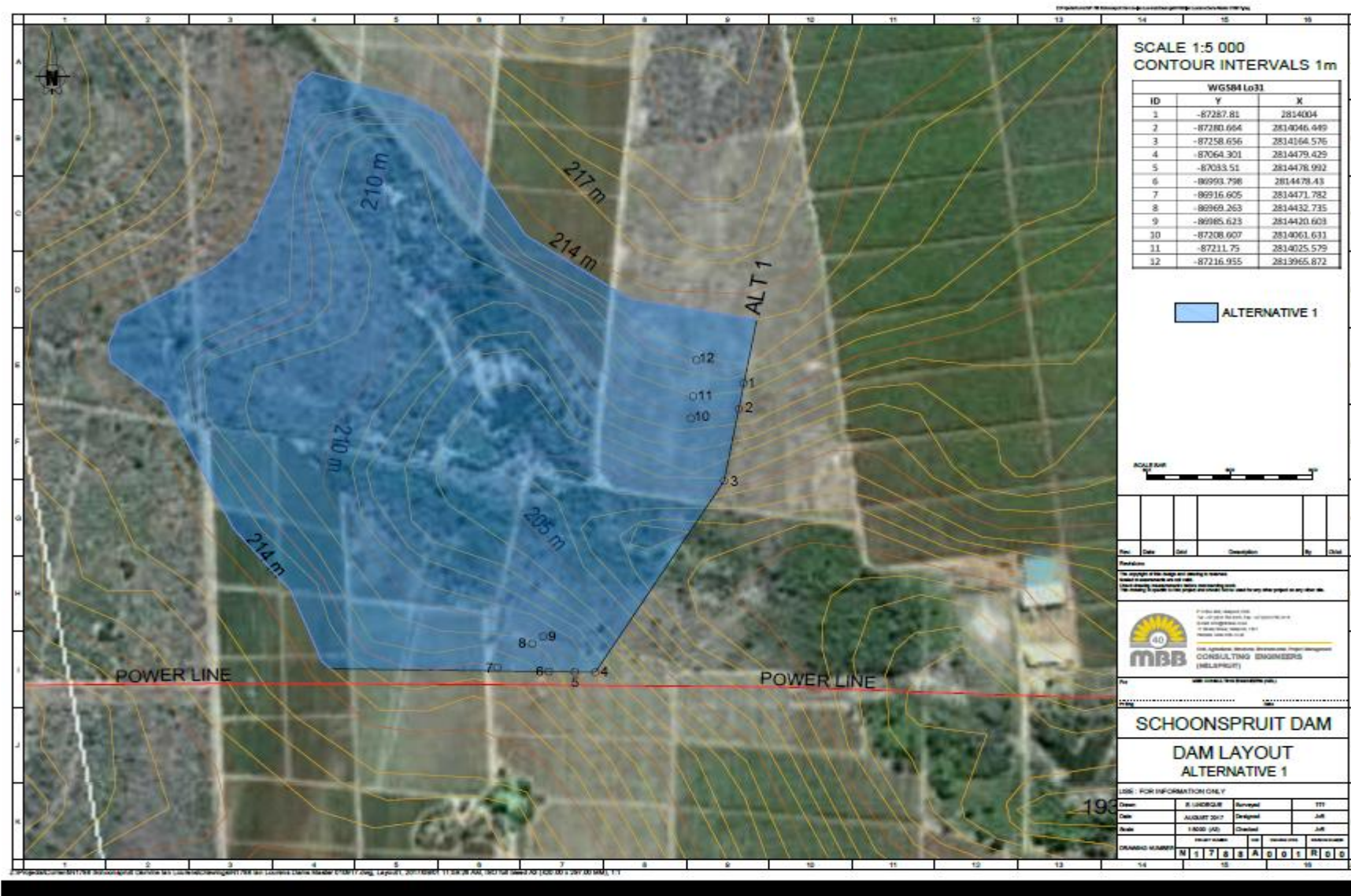
GOOGLE PROJECT MAP: PORTION 3 OF VYEBOOM 414 JU



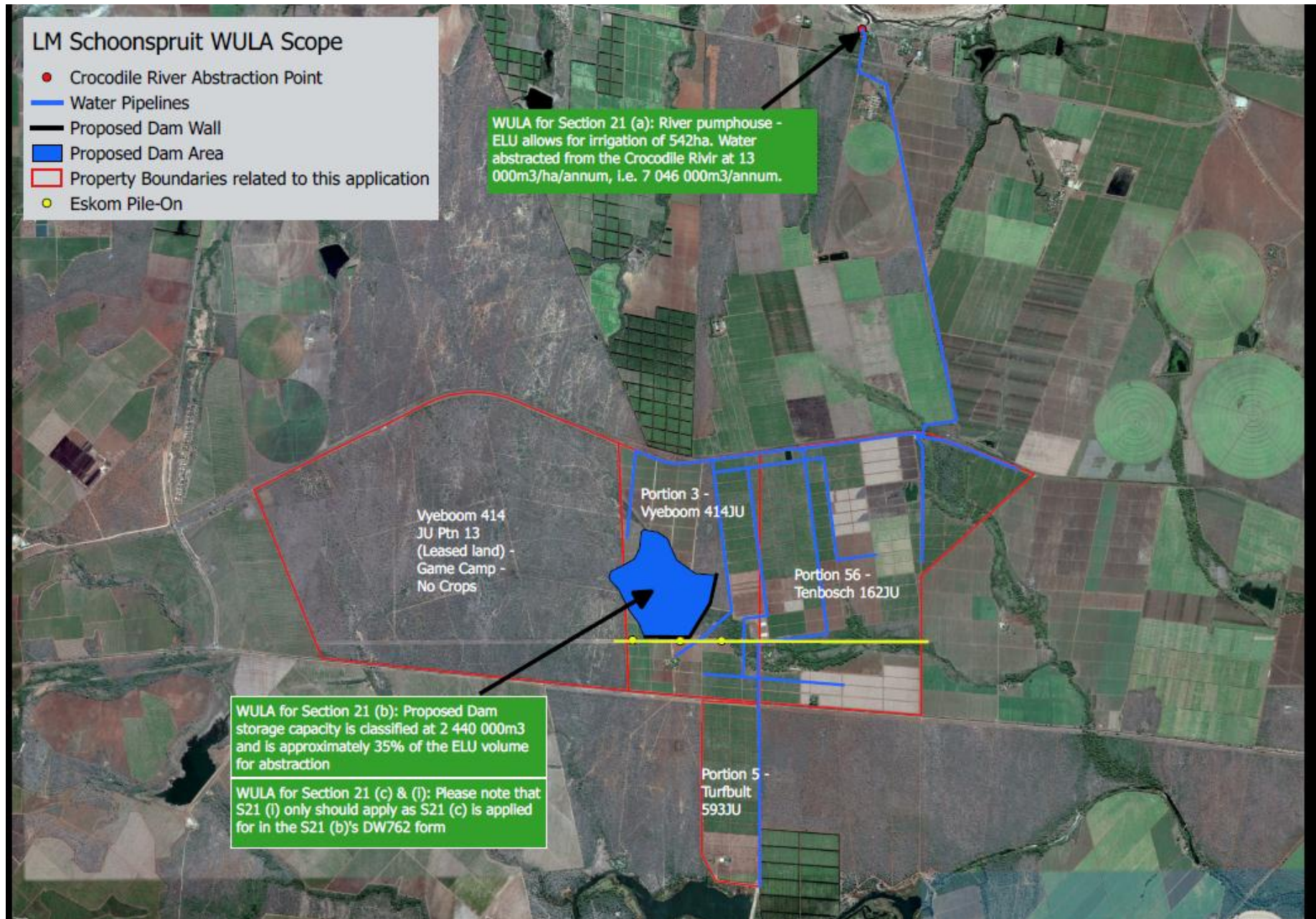
THREE ALTERNATIVE DAM SITE OPTIONS MAP: PORTION 3 OF VYEBOOM 414 JU

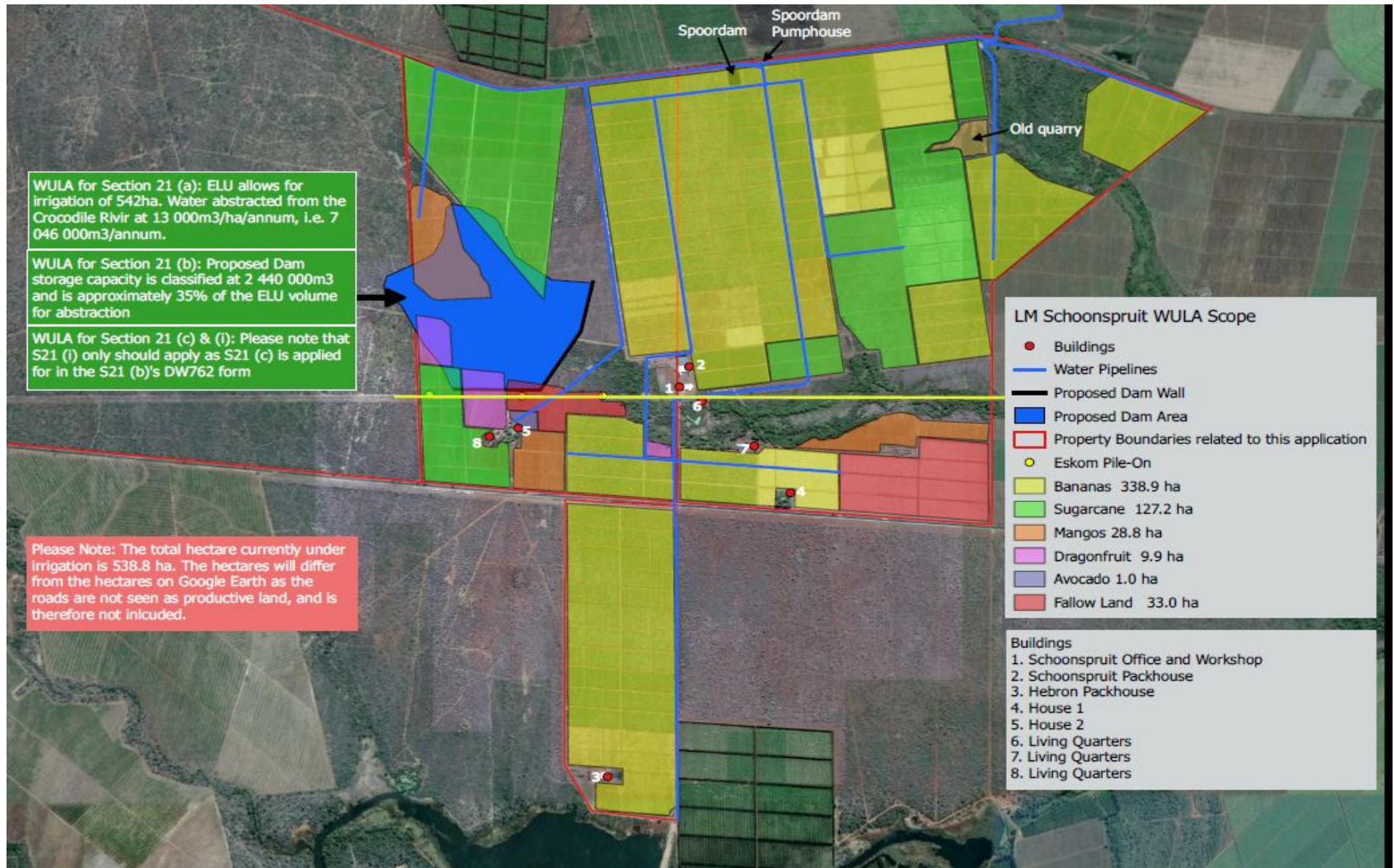


PREFERRED OPTION DAM SITE A MAP: PORTION 3 OF VYEBOOM 414 JU



WATER USES MAPS: PORTION 3 OF VYEBOOM 414 JU





Site Photographs: EIA: Portion 3 of Vyeboom 414 JU



Figure 1: Public Participation: Advertisement at Project Site Entrance off N4 Toll Road.

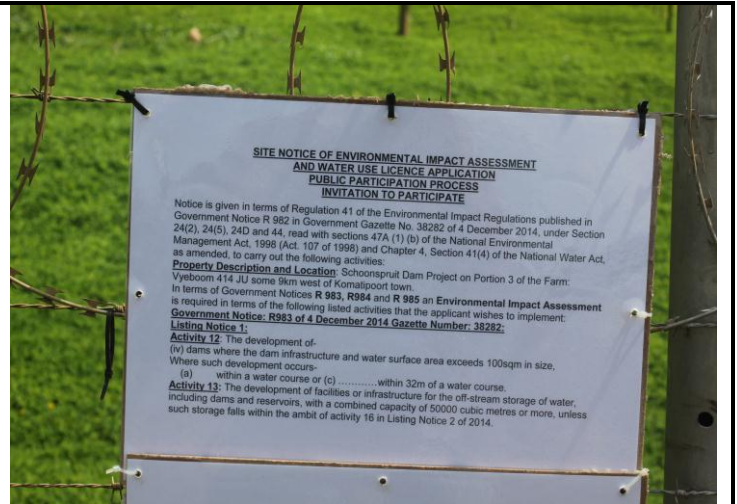


Figure 2: Public Participation: Close up view of Site Notice.



Figure 3: Public Participation: Advertisement at Project Site Entrance off N4 Toll Road.



Figure 4: Public Participation: Advertisement at Municipal Offices Komatipoort.



Figure 5: Public Participation: Advertisement at Farmers Co-op in Komatipoort.

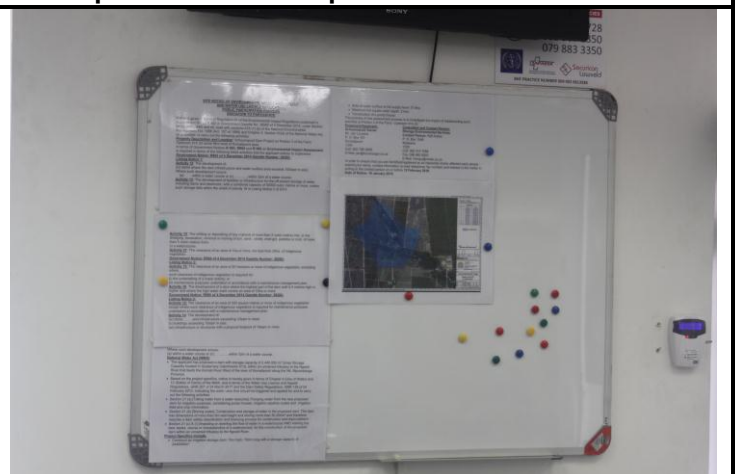


Figure 6: Public Participation: Advertisement at Farmers Co-op in Komatipoort.

Site Photographs: EIA: Portion 3 of Vyeboom 414 JU



Figure 7: Public Participation: Meeting with Officials from DWS: Dam Safety.



Figure 8: Public Participation: Meeting with Officials from DWS: Dam Safety.



Figure 9: Discussion with Government Officials.



Figure 10: Site Meeting with Government Officials.



Figure 11: Dam Site A. Preferred Option.



Figure 12: Dam Site A. Preferred Option.

Site Photographs: EIA: Portion 3 of Vyeboom 414 JU



Figure 13: Eskom input. Do not construct closer than 9m to the pylon. Noted.



Figure 14: Eskom input. Do not construct closer than 9m to the pylon. Noted.

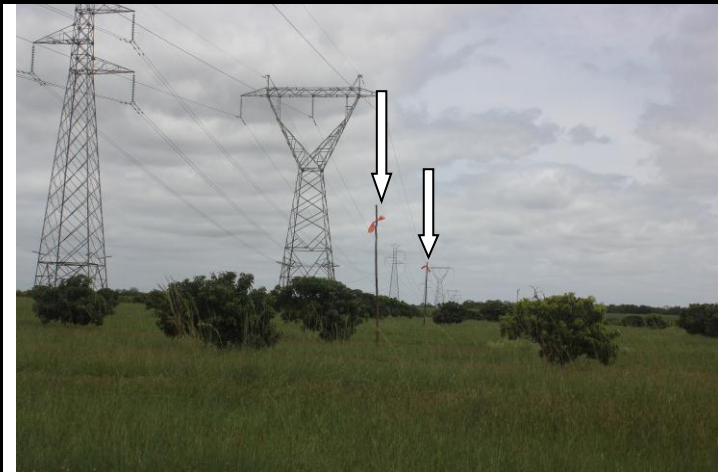


Figure 15: Dam Site A: Demarcated away from Eskom pylon. See flags.



Figure 16: Schoonspruit produces a variety of crops for the export market.



Figure 17: Schoonspruit produces a variety of crops for the export market.



Figure 18: Access routes to the project site are in place and functional.

Site Photographs: EIA: Portion 3 of Vyeboom 414 JU



Figure 19: Schoonspruit produces a variety of crops for the export market.



Figure 20: Farm equipment and storage facilities.



Figure 21: Pump houses and pipelines. Functional.



Figure 22: Warehouse, pack sheds and store rooms are in place.

APPENDIX 2:
PUBLIC PARTICIPATION PROCESS
ISSUES AND RESPONSES REPORT
INTERESTED AND AFFECTED PARTIES REGISTER
COPIES OF ADVERTISEMENTS, NEWSPAPER NOTICES AND MINUTES
COPIES OF E-MAIL CORRESPONDENCE
COPIES OF NOTIFICATIONS AND REPORT SUBMISSIONS

ISSUES AND RESPONSES REPORT:
SCHOONSPRUIT DAM PROJECT: DEVELOPMENT OF AN OFF CHANNEL STORAGE DAM FOR IRRIGATION PURPOSES ON PORTION
3 OF THE FARM VYEBOOM 414 JU, KOMATIPOORT AREA, MPUMALANGA

<u>Interested and Affected Party:</u> Note: Questions/queries posed by all parties during meetings, discussions and informal conversations are listed below and included in the report.	<u>Response</u>
<u>1. FM: Abstraction of Water:</u> Do I understand the project correctly when I say that no water will be abstracted from the River? 1.	<u>1. KV:</u> No. Water that is abstracted from the Crocodile River as per the farms water rights and allocation will be stored in the dam during times of water excess and flood events. The dam will be constructed off channel and will function as a balancing dam providing water during times of drought stress and when required. No new water will be sourced. <u>JL</u> reaffirmed the farms position that water allocated to the farm is not always used as they lack storage capacity and this water actually flows down into Mozambique and the sea. Their wish is now to store this water to provide a sustainable solution to the farms water needs going forward. Finally <u>KV</u> reiterated that annual water restrictions compounded the fact that water was in short supply from time to time, hence the need to store water when it is available.
<u>2. RC: Grazing pastures?</u> Will grazing pastures be affected?	<u>2. JL:</u> No grazing is provided for any animals on the farm This is a crop farm.
<u>3. RC: Orchard size in Project Area?</u> How much of the project area (57ha) is covered by orchard?	<u>3. RK:</u> Approximately half of the project area?
<u>4. RC: How big is the farm?</u>	<u>4. JL:</u> Approximately 700ha.
<u>5. FM: During the site visit at Option A:</u> Where will the dam wall be sited in relation to the Eskom pylon?	<u>5. KV and Project Team:</u> The dam wall be sited away from the pylon to the north-east and at least 9m or more in total away from the pylon.
<u>Interested and Affected Party:</u> Note: Questions/queries/comments submitted by Interested Parties on the contents of the Draft Basic Assessment Report.	
<u>None to date.</u>	

List of Participants in Discussions and Queries listed above:

- Mr. Frans Mashabela (FM) Department of Agriculture, Forestry and Fisheries: LUSM.
- Mr. Koos Van Rensburg (KV) Project Engineer.
- Mr. Barend Marx (BM) Project Engineer.

- Ms. Rhulani Chavalala (RC) Department of Agriculture, Forestry and Fisheries: LUSM.
- Mr. Jacques Le Grange (JL) Schoonspruit Farm.
- Mr. Jannes vd Merwe (JV) Schoonspruit Farm.
- Mr. Jan Lourens (JL) Applicant.
- Mr. Johan Enslin (JE) IWULA Consultant. Project Team Member.
- Mr. Ralf Kalwa (RK) Rhengu Environmental Services.

PUBLIC PARTICIPATION AND ROLEPLAYERS REGISTER:
INTERESTED AND AFFECTED PARTIES: SCHOONSPRUIT DAM PROJECT: DEVELOPMENT OF AN OFF CHANNEL STORAGE DAM
FOR IRRIGATION PURPOSES ON PORTION 3 OF THE FARM VYEBOOM 414 JU, KOMATIPOORT AREA, MPUMALANGA

Name; Company, Department	Postal Address	E Mail	Fax	Telephone or Cell Number	Attended Public Information Meeting
Enslin, Johan	Riverside Estate, Skeerpoort, 0232	iwulaspecialist@gmail.com	NA	072 332 2442	Yes
Le Grange, Jacques	Farm Schoonspruit Komatipoort, 1340	jacqueslg@lourensagri.co.za	NA	082 658 3250	Yes
Lindeque, Cor	NA	GM@Ilimafarm.co.za	NA	071 223 7701	No
Lourens, Jan	Farm Schoonspruit Komatipoort, 1340	jan@lourensagri.co.za	NA	082 786 4908	Yes
Marx, Barend	11 Streak Street, Nelspruit, P. O. Box 498, Nelspruit, 1200	barend@mbbnel.co.za	013 752 8213	083 354 5521 013 752 8213/6	Yes
Nel, Nico	NA	Nico.Nel@libuyile.co.za	NA	082 452 0839	No
Ngomane, Simeon	NA	ngomanes@telkomsa.net	NA	082 389 1702	No
Silinda, Meshack	NA	mt@silindaattorneys.co.za	NA	082 445 9127	No
Thiele, Gustav	NA	Gustav.thiele.6@gmail.com	NA	082 929 5002	No
Van Aardt, Willie	NA	Willie@komatigroup.co.za	NA	082 452 0497	No
Van Der Merwe, Jannes	Farm Schoonspruit Komatipoort, 1340	jannes@lourensagri.co.za	NA	082 579 9000	Yes
Van Rensburg, Koos	11 Streak Street, Nelspruit, P. O. Box 498, Nelspruit, 1200	JVR@mbbnel.co.za	013 752 8213	083 626 5767 013 752 8213/6	Yes
Van Dyk, Sieg				079 493 7768	No
Van Veyeren, Sean	NA	hotlines@lantic.net	NA	082 944 4571	No
Zitha, Lazarus	NA	zithen@gmail.com		072 434 3233	No

Government or Official Departments/Business Interests	Postal Address	E Mail	Fax	Telephone or Cell Number	Attended Public Information Meeting or other Focus Group Meeting
Beyers, Greg: RCL: Malelane	P. O. Box 47, Malelane, 1320	Greg.Beyers@rclfoods.com	086 606 2843	013 791 1274 082 551 6831	No
Chavalala, Rhulani: DAFF: LUSM	27 Brown Street, 2 nd Floor, Nelspruit, 1200	RhulaniC@daff.gov.za	013 754 0735	013 754 0729 078 608 3909	Yes
Khumalo, Nokukhanya: SAHRA	P. O. Box 4637, Cape Town, 8001	nkhumalo@sahra.org.za	021 462 4509	021 462 4502	No
Krige, Frans: MTPA	Private Bag X 11338, Nelspruit, 1200.	frans@mtpa.co.za	013 755 3928	013 759 5300	No. Submitted Apology
Labuschagne, Siebert: Eskom Lesufi, Yvonne	Eskom P. O. Box 579 Nelspruit, 1200	LabuscSJ@eskom.co.za LesufiMY@eskom.co.za			Yes, attended site specific meeting for Eskom pylons.
Mashabela, Frans: DAFF: LUSM	P. O. Box 8806, Nelspruit, 1200.	FransMas@daff.gov.za	013 754 0735	013 754 0730 072 130 1204	Yes
Mashele, Jan: Nkomazi Municipality	Private Bag X 101, Malelane, 1320.	Jan. Mashele@nkomazi.gov.za	013 790 0886	013 790 1303 082 265 0528	No
Matsane, Vuthari: IUCMA Dam Safety	13 Streak Street MAXMA Building, Nelspruit, 1200	matsanev@iucma.co.za		013 753 9000 062 234 5050	Yes with WULA Team.
O'Farrell, Nancy: Irrigation Boards	P. O. Box 382, Malelane, 1320	Nancy.putter@lantic.net	013 790 1233	013 790 0591	No
Shabangu, Sampie: IUCMA	13 Streak Street MAXMA Building, Nelspruit, 1200	shabangus@iucma.co.za		013 753 9000 062 907 9061	Yes with WULA Team.
Mtotywa, Zinzile: DAFF	Private Bag X 11243, Nelspruit, 1200.	ZinzileM@nda.agric.za	086 628 7137	013 754 0761 071 883 2768	No

MINUTES OF THE MEETING/DISCUSSIONS
HELD WITH INTERESTED AND AFFECTED PARTIES (I&AP's):
SCHOONSPRUIT DAM PROJECT: DEVELOPMENT OF AN OFF CHANNEL STORAGE DAM
FOR IRRIGATION PURPOSES ON PORTION 3 OF THE FARM: VYEBOOM 414 JU.
KOMATIPOORT AREA, MPUMALANGA.
27 FEBRUARY 2018
10H00

1. Participants:

- | | |
|------------------------------|--|
| • Mr. Frans Mashabela (FM) | Department of Agriculture, Forestry and Fisheries: LUSM. |
| • Mr. Koos Van Rensburg (KV) | Project Engineer. |
| • Mr. Barend Marx (BM) | Project Engineer. |
| • Ms. Rhulani Chavalala (RC) | Department of Agriculture, Forestry and Fisheries: LUSM. |
| • Mr. Jacques Le Grange (JL) | Schoonspruit Farm. |
| • Mr. Jannes vd Merwe (JV) | Schoonspruit Farm. |
| • Mr. Jan Lourens (JL) | Applicant. |
| • Mr. Johan Enslin (JE) | IWULA Consultant. Project Team Member. |
| • Mr. Ralf Kalwa (RK) | Rhengu Environmental Services. |

2. Apologies:

None.

3. Welcome and Background:

RK thanked the participants for the opportunity to meet. RK briefly explained the role of Interested and Affected Parties in an Environmental Impact Assessment (EIA) Process and encouraged everyone to participate in an open and transparent manner. Participants should feel free to voice their comments and provide input at any stage of the process. RK also gave an overview of the EIA process and the procedure of collecting information, the opportunity for I&APs to comment and the procedure for submitting the reports.

Furthermore, RK indicated that the purpose of this Meeting was also specifically planned to inform those parties which may be affected by the proposed dam. In this way the applicant wishes to maintain good neighbour relations and hopefully address any urgent issues timeously and in a sensitive manner.

This meeting is but one of a set of meetings which will be held during the Public Participation Phase. Comments and concerns raised today will be included in the participation process and by attending this meeting the farmers/participants have registered their interest in the project. These minutes will be included in the Environmental Assessment documentation.

- To comply with **Environmental Legislation** an **Application** will be submitted to the Department of Rural Development, Land and Environmental Affairs (DARDLEA) in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998), as amended and the Environmental Impact Assessment (EIA) Regulations of 2014.
- A number of activities which require approval by DARDLEA are listed in these regulations.
- The purpose of this assessment process is to investigate the impact of implementing such activities (i.e. developing a dam for storage of irrigation water) at the Farm: Vyeboom 414 JU Portion 3.

Having said this, Rhengu Environmental Services (RES) were appointed to undertake the assessment process. As part of this assessment process a **Public Participation Process (PPP)** must be initiated to involve all potential interested and affected parties.

RK explained the specifics of the proposed project as follows: Three development options (alternative sites) have been considered for evaluation (Map attached to Background

Information Document (BID) submitted to all parties): **Option A** has been identified as the preferred Option:

Key Specifics of the Project:

• **Magnitude and Need:**

- 57ha of land surface will be covered by the dam.
- The dam will function as an off channel storage/balancing dam to collect water during flood events and in times of water surplus to be used on the farm during times of drought stress and water shortage.
- The dam will be filled with excess water as per the water allocation and water rights allocated to the farm. No additional water or new water will be sourced.
- The property has existing allocated water rights for 542ha.
- The dam size: 15m high; 780m long.
- Spillway on left bank 2.5m wide.
- Capacity: The dam will store approximately 2.4million cubic metres of water (or in other words 33% of water rights will be stored in the dam).

• **Public Participation:**

- The proposed project was advertised in the local and regional newspaper the Lowvelder on **19 January 2018**.
- Site advertisements were placed on site at the N4; at the Municipal Offices and at the Farmers Co-op in Komatipoort.
- E-Mail invitations to this meeting were submitted to all direct neighbours, relevant Government Departments and Eskom.
- Eskom were identified early on in the process as an important affected party as the dam is located close to the overhead powerlines leading to Mozambique. The project team have confirmed that the dam may not be constructed closer than 9m from the base of the pylon structures.

• **Specialist Studies:**

- To ensure informed decision making a number of specialist studies have been commissioned and completed. Copies of the specialist reports will be included in the EIA documents. The following studies were undertaken:

- **Heritage Study:** An investigation into the cultural importance of the project site did not reveal any aspects or artefacts of significance or cultural value. The project site has been given the all clear from a heritage point of view.

- **Biodiversity Study:** Terrestrial- and Aquatic: **Dr. Andrew Deacon concluded the outcome of his study as follows:**

- "The best option for the dam building site from an environmental viewpoint is Option A for the following reasons:
- Although the dam will be developed in a Critical Biodiversity area (Ecological Support Area which represents a Protected Area buffer for the Kruger National Park) it will have minimal impact on the connectivity and migration corridors of the region.
- It is situated in an already disturbed area (agriculture, roads, borrow pit and dams).
- It is a seasonal or ephemeral drainage line that was transformed long ago.
- It is partially transformed by orchards.
- It is at the top of its catchment and thus will not impede any migration route upstream of the project area.
- It is surrounded by transformed agricultural lands.

- From an ecological viewpoint, there are no major impacts on the local environment when implementing Option A. Apart from debushing the proposed 57.6 ha representing the dam basin area (which consists of current orchards, riparian vegetation altered by increased seepage and some natural bush), there will be minimal adverse impacts on resident fauna and flora.
- The intact riparian zone of Option B, marshland and tall riparian woodland of Option C, currently represent viable (but unnatural) habitats for resident wetland animals, which also act as riparian corridors for migratory species. The viability of these man-induced wetlands renders these two options less justifiable as dam construction options. Should the authorities agree with this assessment, it is proposed that the project should go ahead together with the mitigation measures which will be supplied in the final EIA.”

Finally, RK reiterated that in parallel to the EIA process the applicant must submit a Water Use Licence Application (WULA) to the Department of Water and Sanitation (IUCMA, i.e. Catchment Management Agency). This process will be managed by Johan Enslin. JE informed the meeting as follows:

- The WULA process will run concurrently with the EIA process and both processes have been advertised together. This Public Participation Process (PPP) will support the WULA process. We will now generate information and we now require engineering designs, method statements including the Biodiversity Study Reports etc. which will be included in the WULA. These reports will be submitted to DWS (IUCMA) for evaluation, perusal and approval. The process can be resolved within 300 days or less. The correctness of the reports, detail of information provided and the input of all specialists will determine the final approval period. Dam Safety will play a major role in the approval process for this project.
- BM confirmed that a Preliminary Design Report has been submitted to the project team which will be required for the WULA process. Final Designs will be compiled once the WULA is approved. This will include detail studies of the geology and underlying soils. Currently the engineers believe that the soils in the basin will be suitable for construction purposes.

Alternative Options: All alternative options (A-C) for the project will however be considered during the assessment phase.

The following issues were raised by participants during the meeting:

Issue	Response
<p>1. FM: Abstraction of Water: Do I understand the project correctly when I say that no water will be abstracted from the River?</p>	<p>1. KV: No. Water that is abstracted from the Crocodile River as per the farms water rights and allocation will be stored in the dam during times of water excess and flood events. The dam will be constructed off channel and will function as a balancing dam providing water during times of drought stress and when required. No new water will be sourced.</p> <p>JL reaffirmed the farms position that water allocated to the farm is not always used as they lack storage capacity and this water actually flows down into Mozambique and the sea. Their wish is now to store this water to provide a sustainable solution to the farms water needs going forward.</p> <p>Finally KV reiterated that annual water restrictions compounded the fact that water was in short supply from time to time, hence the need to store water when it is available.</p>
<p>2. RC: Grazing pastures? Will grazing pastures be affected?</p>	<p>2. JL: No grazing is provided for any animals on the farm This is a crop farm.</p>
<p>3. RC: Orchard size in Project Area? How much of the project area (57ha) is covered by orchard?</p>	<p>3. RK: Approximately half of the project area?</p>
<p>4. RC: How big is the farm?</p>	<p>4. JL: Approximately 700ha.</p>
<p>5. FM: During the site visit at Option A: Where will the dam wall be sited in relation to the Eskom pylon?</p>	<p>5. KV and Project Team: The dam wall be sited away from the pylon to the north-east and at least 9m or more in total away from the pylon.</p>

General Comments:

- A site visit was arranged for two I&APs.

The meeting and site visit adjourned at 11h30.

COPIES OF ADVERTISEMENTS, NEWSPAPER- AND SITE NOTICES

CLASSIFIEDS

Friday January 19, 2018

Legals

0905 Auctioneers
0910 Public & Legal Notices
0915 Sales In Execution
0920 Tenders
0925 Estates
0930 Liquidations
0935 Town Planning
0940 General

0910
PUBLIC / LEGAL
NOTICES

NOTICE
NOTICE OF ENVIRONMENTAL IMPACT ASSESSMENT AND WATER USE LICENCE APPLICATION PUBLIC PARTICIPATION PROCESS INVITATION TO PARTICIPATE
Notice is given in terms of Regulation 41 of the Environmental Impact Regulations published in Government Notice R 982 in Government Gazette No. 38282 of 4 December 2014, under Section 24(2), 24(5), 24D and 44, read with sections 47A (1) (b) of the National Environmental Management Act, 1998 (Act. 107 of 1998) and Chapter 4, Section 41(4) and Chapter 12 of the National Water Act, as amended, to carry out the following activities:

Property Description and Location: Schoonspruit Dam Project on Portion 3 of the Farm: Vyeboom 414 JU some 9km west of Komatipoort town.

In terms of Government Notices R 983, R984 and R 985 an Environmental Impact Assessment is required in terms of the following listed activities that the applicant wishes to implement:

Government Notice: R983 of 4 December 2014 Gazette Number: 38282;
Listing Notice 1:
Activity 12:
The development of:
(iv) dams where the dam infrastructure and water surface area exceeds 100sqm in size, Where such development occurs:
(a) within a water course or (c)within 32m of a water course.

Activity 13: The development of facilities or infrastructure for the off-stream storage of water, including dams and reservoirs,



Lowveld High School

2018 - 2020

social document must
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and Pitch roller.

with a combined capacity of 50000 cubic metres or more, unless such storage falls within the ambit of activity 16 in Listing Notice 2 of 2014.

Activity 19: The infilling or depositing of any material of more than 5 cubic metres into, or the dredging, excavation, removal or moving of soil, sand, shells, shell grit, pebbles or rock, of more than 5 cubic metres from (i) a watercourse.

Activity 27: The clearance of an area of 1ha or more, but less than 20ha, of indigenous vegetation.....

Government Notice: R984 of 4 December 2014 Gazette Number: 38282;
Listing Notice 2:
Activity 15: The clearance of an area of 20 hectares or more of indigenous vegetation, excluding where such clearance of indigenous vegetation is required for:

(i) the undertaking of a linear activity; or
(ii) maintenance purposes undertaken in accordance with a maintenance management plan.

Activity 16: The development of a dam where the highest part of the dam wall is 5 metres high or higher and where the high water mark covers an area of 10ha or more.

Government Notice: R985 of 4 December 2014 Gazette Number: 38282;
Listing Notice 3:

Activity 12: The clearance of an area of 300 square metres or more of indigenous vegetation except where such clearance of indigenous vegetation is required for maintenance purposes undertaken in accordance with a maintenance management plan.

Activity 14: The development of:
(i) damsand infrastructure exceeding 10sqm in size
(x) buildings exceeding 10sqm in size;

(xii) infrastructure or structures with a physical footprint of 10sqm or more Where such development occurs-
(a) within a water course or (c)within 32m of a water course.

National Water Act (NWA):
• The applicant has proposed a dam with storage capacity of 2 440 000 cub. Gross Storage Capacity located in Quaternary Catchments X13L within an unnamed tributary to the Ngweti River that feeds the Komati River West of the town of Komatipoort along the N4, Mpumalanga Province.

• Based on the project specifics, notice is hereby given in terms of Chapter 4 (Use of Water) and 12 (Safety of Dams) of the NWA, and in terms of the Water Use License and Appeal Regulations, GNR 267 of 24 March 2017 and the Dam Safety Regulations, GNR 138 of 24 February 2012, indicating the water uses that should be triggered and applied for and to carry out the following activities:

• Section 21 (a) (Taking water from a water resource), Pumping water from the new proposed dam for irrigation purposes, considering pump houses, irrigation pipeline routes and irrigation field and crop information.

• Section 21 (b) (Storing water), Construction and storage of water in the proposed dam. The dam has dimensions of more than 5m wall height and storing more than 50 000 cub. and therefore requires a dam safety classification and licensing process for construction and impoundment.

• Section 21 (c) & (i) (Impeding or diverting the flow of water in a watercourse AND Altering the bed, banks, course or characteristics of a watercourse), for the construction of the proposed dam within an unnamed tributary to the Ngweti River.

Project Specifics include:
• Construct an irrigation storage dam: 15m high; 780m long with a storage capacity of

NOTICE
IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION:
PRETORIA
(Functioning as Mpumalanga circuit Court, Middelburg)
CASE NO: 1574/2017

In the matter between:
HOWARD BERCOWITZ
- APPLICANT
AND

FIVE ASSEGAIS COUNTRY ESTATE (PTY) LTD
(REGISTRATION NUMBER: 2000/005745/07)

- RESPONDENT
COURT ORDER
AFTER HEARING

Legal Representative on behalf of the Applicant, the following Order is made:

1. That the Respondent-company be and is hereby placed under provisional winding up in the hands of the Master of the High Court.
2. That all persons who have a legitimate interest are called upon to put forward their reasons why this Court should not order the final winding-up of the Respondent-company on 19 February 2018 at 10h00.

3. That a copy of this Order be forthwith served on the Respondent-company at its registered office.

4. That a copy of this Order be served on the employees of the Respondent.

5. That a copy of this Order be served on SARS.

6. That a copy of this Order be served on the Master of the High Court;

7. That a copy of this Order be published in the Government Gazette and the Lowvelder.

8. That notice of this Order is given to all known creditors by registered post.

9. Costs in the winding-up.
Registrar of the High Court Middelburg
-TA005152

0915
SALES IN EXECUTION

NOTICE
IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG DIVISION, PRETORIA)
CASE NO: 25487/2017

In the between:
NEDBANK LIMITED
(Formerly known as NEDCOR BANK LIMITED)

- PLAINTIFF
and
SNOKEY MOUNTAIN TRADING 121 CC
Registration number: 2008 /236110/23

- 1st DEFENDANT
AMOS TINHLONHLA MDLULI
ID: 740529 5324 085

- 2nd DEFENDANT
GLOWING SUNSET TRADING 148 CC
Registration number: 2004/028160/23

-3rd DEFENDANT
NOTICE OF SALE IN EXECUTION

IMMOVABLE PROPERTY
A sale in Execution of the under mentioned property is to be held without reserve at OFFICES OF THE SHERIFF OF THE HIGH COURT MBOMBELA (OLD NELSPRUIT), on 7 February 2018 at 09H00.

Full conditions of Sale can be inspected at the 99 JACARANDA STREET, WEST ACRES, MBOMBELA, and will also be read out by the Sheriff prior to the sale in execution. The Execution Creditor, Sheriff and/or Plaintiff's Attorneys do not give warranties with regard to the description and/or improvements.

PROPERTY: ERF 1499 NELSPRUIT EXTENSION 2 TOWNSHIP

REGISTRATION DIVISION JU MEASURING 3 458 SQUARE METRES

KNOWN AS: 14 SHEPPARD DRIVE, NELSPRUIT, EXTENSION 2

IMPROVEMENTS:
MAIN BUILDING:
ENTRANCE HALL, LOUNGE, DINING ROOM, KITCHEN,

On the 2nd day of FEBRUARY 2018 at 09:00 a sale by public auction will be held at 99 JACARANDA STREET, WEST ACRES, NELSPRUIT at which the Sheriff Nelspruit pursuant to a Judgement of the Court in this action, Warrant of Execution issued in terms thereof and attachment in execution made thereunder sell:

1. 1 x Land Rover HWL 424 MP
Conditions of sale are available for inspection at the Sheriff's office.

DATED AT MBOMBELA ON THIS 16TH DAY OF JANUARY 2018.

KRUGER AND PARTNERS INC.
Attorneys for Execution
Creditor

Proforum Building
5 Van Rensburg Street
MBOMBELA

Tel: 013-745-5300
Fax: 086-679-2954
e-mail: tbeckford@kmprok.co.za
REF: VK/to W3/16 - WSM1/5
-TA005277

KRUGER AND PARTNERS INC.

NOTICE
IN THE REGIONAL COURT FOR THE REGIONAL DIVISION OF MPUMALANGA HELD AT MBOMBELA

Case Number: MRCC 286/2016
In the matter between:
PROMINENT PAINTS (PTY) LTD

- Execution Creditor and
SOHO ELECTRONICS INTERNATIONAL CC
T/A SECUTEC

- Execution Debtor
NOTICE OF SALE IN EXECUTION

On the 2nd day of FEBRUARY 2018 at 09:00 a sale by public auction will be held at 99 JACARANDA STREET, WEST ACRES, NELSPRUIT at which the Sheriff Nelspruit pursuant to a Judgement of the Court in this action, Warrant of Execution issued in terms thereof and attachment in execution made thereunder sell:

1. 4 x Display Boards with instruments
2.1 x Sunbeam Coffee maker
3.1 x Wooden Cabinet
4.2 x Bar Chairs
5.1 x 2 Door Cabinet
6.1 x DVD System
7. Various fittings
8.6 x Boxes & BFR-DVR
9.2 x Boxes & BFR Cables
10.7 x Boxes & Distributors
11.3 x Shelves & Security Systems
12. Various camera systems and cables
13.1 x Desk
14.2 x Chairs
15.1 x Book Cabinet
16.2 x 2 Door Cabinet
17.13 x Office Chairs
18.10 x Steel Stands
19.1 x Board Room Table
20.2 x Wooden Cabinet
21. 6 x Leather Chairs
22.2 x Computer Screens
23. Various cables
24.1 x Screen
25.1 x Canon Printer
26.1 x Meccor Computer
27.1 x Bar Chair
28.1 x Coffee maker
29.1 x Complete Clutch Plate
30.1 x Guillotine
31.1 x Coffee Box
32.5 x Samsung Phones
33.1 x Roll Cable
34.1 x Cash Register
Conditions of sale are available for inspection at the Sheriff's office.

DATED AT MBOMBELA ON THIS 11TH DAY OF JANUARY 2018.

MACARTNEY ATTORNEYS
Attorneys for Execution
Creditor

C/O KRUGER AND PARTNERS INC.
Proforum Building
5 Van Rensburg Street
MBOMBELA

Tel: 013-745-5300
Fax: 086-679-2954
e-mail: tbeckford@kmprok.co.za
REF: VK/to P1/16KS EK5107
-TA005274

NOTICE

0935
TOWN PLANNING

KENNISGEWING
NELSPRUITSE
DORPSBEPLANNING
-SKEMA 1989

AANSOEK OM SPECIALE
GEBRUIKSGOEDKEURING
Kennis word hiermee gegee ingevolge Klousule 17(2) van die Nelspruitse

Dorpsbeplanningskema 1989, dat ek, die ondergetekende, van voorneme is om by die Mbombela Plaaslike

Munisipaliteit aansoek te doen om goedkeuring om ERF 7095, KANYAMAZANE - A

EXTENSION 5, OOK BEKEND AS LIXOXO UMGWACO te gebruik vir die doeleindes van 'n kleuterskool.

Daar word beoog om 'n KLEUTERSKOO, SPEELAREA OP DIE ERF OP TE RIG.

Volledige besonderhede is verkrygbaar by die onderstaande adres. Enigeen wat beswaar teen die voorgestelde gebruik wil aantekene moet sodanige beswaar, tesame met die redes daarvoor, skriftelik by die Mbombela Plaaslike

Munisipaliteit, Burgersentrum, Nelspruit en by die ondergetekende, nie later as agt-en twintig (28) dae vanaf die eerste kennisgewingsdag van die verskyning van hierdie advertensie indien, naamlik: 20 FEBRUARIE 2018

(Finale datum van aanvaarding van enige beswaar)

(Naam en adres van applikant)
JABULANI PATRICK
MAPHANGA
27 BUSH STRIKE STRAAT,
EXT 1, STONEHENGE, 1200

-TA00524;

NUPLAN
development planners
planning for better living

KENNISGEWING

VAN GROND
ONTWIKKELINGSAANSOEK
INGEVOLGE DIE MBOMBELA
BYWET OP RUIMTELIKE
BEPLANNING EN
GRONDGEBRUIKSBESTUUR
Ons, Nuplan Development Planners BK, het aansoek om grondontwikkeling ingedien ingevolge die Mbombela Bywet op Ruimtelike Beplanning en Grondgebruiksbestuur, 10 Julie 2015, soos volg:

A. Aansoek in gevolge Hoofstuk 5, Afdeling F, Artikel 55, vir die onderverdeling van Gedeelte 42 van Erf 2744, Sonheuwel Uitbreiding 1 in twee (2) gedeeltes (SD/17/00042), en gelyktydige konsolidasie van die nuwe gedeelte met Gedeelte 103 van Erf 2744 (CO/17/00035) in gevolge Artikel 61. Die doel van die aansoek is om die toegangsgesig se oorskrifding op Gedeelte 42 reg te stel om so ook die toegang na die Boulders Residensiële Landgoed te vergroot.

B. Aansoek in gevolge Hoofstuk 5, Afdeling F, Artikel 55, vir die onderverdeling van die Resterende Gedeelte van Gedeelte 42 van Erf 2744, Sonheuwel Uitbreiding 1 (SD/17/00066) in verskeie gedeeltes as erwe en strate. Dit doel van die aansoek is om erwe te skep as die tweede fase van die nuwe Boulders Residensiële Landgoed.

'n Afskrif van die aansoek en ondersteunende dokumentasie is verkrygbaar gedurende normale kantoor ure by die Kantoor van die Senior Bestuurder Grondgebruiksbestuur, Kantoor 205, Burgersentrum, 1 Nel Straat, Mbombela, 1201 kontak nommer: 013-759-2185.

ment Notice R 982 in
ment Gazette No. 38282
ember 2014, under
124(2), 24(5), 24D and
d with sections 47A (1)
e National Environmental
ment Act, 1998 (Act. 107
) and Chapter 4, Section
nd Chapter 12 of the al
Water Act, as
ed, to carry out the
g activities:
ty Description and
on: Schoonspruit Dam
on: Portion 3 of the Farm:
m 414 JU some 9km
f Komatipoort town.
s of Government Notices
R984 and R 985 an
mental Impact
sment is required in
f the following listed
as that the applicant
to implement:
ment Notice: R983 of 4
ber 2014 Gazette
r: 38282:
g Notice 1:
ty 12:
velopment of-
ms where the dam
ructure and water surface
ceeds 100sqm in size,
such development
-hin a water course or (c)
within 32m of a water
ty 13: The development of
s or infrastructure for the
eam storage of water,
ng dams and reservoirs,



Weld High School

- 2020

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by, Hockey,

Street, West
10 to 13:00)

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& Confidential'

TA5266

Number: 38282:

Listing Notice 3:

Activity 12: The clearance of an area of 300 square metres or more of indigenous vegetation except where such clearance of indigenous vegetation is required for maintenance purposes undertaken in accordance with a maintenance management plan.

Activity 14: The development of-

(iv) damsand infrastructure exceeding 10sqm in size
(x) buildings exceeding 10sqm in size;
(xii) infrastructure or structures with a physical footprint of 10sqm or more Where such development occurs-
(a) within a water course or (c)within 32m of a water course.

National Water Act (NWA):
- The applicant has proposed a dam with storage capacity of 2 440 000 cub. Gross Storage Capacity located In Quaternary Catchments X13L within an unnamed tributary to the Ngweti River that feeds the Komati River West of the town of Komatipoort along the N4, Mpumalanga Province.

- Based on the project specifics, notice is hereby given in terms of Chapter 4 (Use of Water) and 12 (Safety of Dams) of the NWA, and in terms of the Water Use License and Appeal Regulations, GNR 267 of 24 March 2017 and the Dam Safety Regulations, GNR 139 of 24 February 2012, indicating the water uses that should be triggered and applied for and to carry out the following activities:

- Section 21 (a) (Taking water from a water resource), Pumping water from the new proposed dam for irrigation purposes, considering pump houses, irrigation pipeline routes and irrigation field and crop information.
- Section 21 (b) (Storing water), Construction and storage of water in the proposed dam. The dam has dimensions of more than 5m wall height and storing more than 50 000 cub. and therefore requires a dam safety classification and licensing process for construction and impoundment.

- Section 21 (c) & (f) (Impeding or diverting the flow of water in a watercourse AND Altering the bed, banks, course or characteristics of a watercourse), for the construction of the proposed dam within an unnamed tributary to the Ngweti River.

Project Specifics include:
- Construct an irrigation storage dam: 15m high; 780m long with a storage capacity of 2440000cub
- Area of water surface at full supply level: 57.6ha
- Maximum full supple water depth: 214m.
- Construction of a pump house. The purpose of this assessment process is to investigate the impact of implementing such activities at Portion 3 of the Farm: Vyeboom 414 JU.

Applicant:
Schoonspruit Owner
Mr. Jan Lourens
P.O. Box 151
Komatipoort
1340

Cell: 082-786-4908
E-Mail: jan@lourensagri.co.za
Consultant and Contact Person:

Rhengu Environmental Services Mr. Jan Lourens
Contact Person: Ralf Kalwa
P. O. Box 1046
Malelane
1320

Cell: 082-414-7088
Fax: 086- 685-8003
E-Mail: rhengu@mwweb.co.za

In order to ensure that you are identified/registered as an interested and/or affected party please submit your name, contact information (e-mail; telephone; fax number) and interest in the matter in writing to the contact person on or before 12 February 2018.

Date of Notice:
19 January 2018.

TA005269

served on SARS.
6. That a copy of this Order be served on the Master of the High Court;
7. That a copy of this Order be published in the Government Gazette and the Lowvelder.
8. That notice of this Order is given to all known creditors by registered post.
9. Costs in the winding-up.
Registrar of the High Court Middelburg

TA005152

0915 SALES IN EXECUTION

**NOTICE
IN THE HIGH COURT OF
SOUTH AFRICA
(GAUTENG DIVISION,
PRETORIA)**
CASE NO: 25487/2017
In the between:
**NEDBANK LIMITED
(Formerly known as NEDCOR
BANK LIMITED)**
- PLAINTIFF
and
**SMOKEY MOUNTAIN
TRADING 121 CC**
Registration number: 2008
/236110/23

- 1st DEFENDANT
AMOS TINHLONHILA MDLULI
ID: 740529 5324 085
- 2nd DEFENDANT
GLOWING SUNSET TRADING
148 CC
Registration number:
2004/028160/23
- 3rd DEFENDANT
**NOTICE OF SALE IN
EXECUTION**

IMMOVABLE PROPERTY
A sale in Execution of the under mentioned property is to be held without reserve at **OFFICES OF THE SHERIFF OF THE HIGH COURT MBOMBELA (OLD NELSPRUIT)**, on 7 February 2018 at 09H00.

Full conditions of Sale can be inspected at the 99 **JACARANDA STREET, WEST ACRES, MBOMBELA**, and will also be read out by the Sheriff prior to the sale in execution. The Execution Creditor, Sheriff and/or Plaintiff's Attorneys do not give warranties with regard to the description and/or improvements.

**PROPERTY: ERF 1499
NELSPRUIT EXTENSION 2
TOWNSHIP
REGISTRATION DIVISION JU
MEASURING 3 458 SQUARE
METRES**

**KNOWN AS: 14 SHEPPARD
DRIVE, NELSPRUIT,
EXTENSION 2**

**IMPROVEMENTS:
MAIN BUILDING:
ENTRANCE HALL, LOUNGE,
DINING ROOM, KITCHEN,
LAUNDRY, STUDY, 10
BEDROOMS, 10
BATHROOMS, 2 GUEST
TOILETS, PATIO, LAPA
OUTER BUILDING: CARPORT,
CONFERENCE ROOM,
OFFICE, STORE, STAFF
QUARTERS - 2 BEDROOMS, 2
BATHROOMS**

**HACK STUPEL & ROSS
Attorneys for Plaintiff
PO BOX 2000, PRETORIA
TEL: 012-325-4185
REFERENCE: RICCO/DB
/GT11582**

TA005212



**NOTICE
IN THE MAGISTRATE'S
COURT FOR THE DISTRICT
OF MBOMBELA
HELD AT MBOMBELA**
Case Number: 3654/2016
In the matter between:
WOUTER MOCKE N.O.
- First Execution Creditor
**IZAK DE VILLIERS LESSING
N.O.**
- Second Execution Creditor
**SUSANNA VAN ZYL MOCKE
N.O.**
- Third Execution Creditor
and
**JACOBUS HERMANUS DE
WET**
- Execution Debtor
**NOTICE OF SALE IN
EXECUTION**

**PROMINENT PAINTS (PTY)
LTD**
- Execution Creditor
and
**SOHO ELECTRONICS
INTERNATIONAL CC
T/A SECUTEC**
- Execution Debtor
**NOTICE OF SALE IN
EXECUTION**

On the 2nd day of FEBRUARY
2018 at 09:00 a sale by public
auction will be held at 99
**JACARANDA STREET, WEST
ACRES, NELSPRUIT** at which
the Sheriff Nelspruit pursuant to
a Judgement of the Court in this
action, Warrant of Execution
issued in terms thereof and
attachment in execution made
thereunder sell:

1. 4 x Display Boards with
instruments
2.1 x Sunbeam Coffee maker
3.1 x Wooden Cabinet
4.2 x Bar Chairs
5.1 x 2 Door Cabinet
6.1 x DVD System
7. Various fittings
8.6 x Boxes & BFR-DVR
9.2 x Boxes & BFR Cables
10.7 x Boxes & Distributors
11.3 x Shelves & Security
Systems
12. Various camera systems and
cables

13.1 x Desk
14.2 x Chairs
15.1 x Book Cabinet
16.2 x 2 Door Cabinet
17.13 x Office Chairs
18.10 x Steel Stands
19.1 x Board Room Table
20.2 x Wooden Cabinet
21. 6 x Leather Chairs
22.2 x Computer Screens
23. Various cables
24.1 x Screen
25.1 x Canon Printer
26.1 x Mecer Computer
27.1 x Bar Chair
28.1 x Coffee maker
29.1 x Complete Clutch Plate
30.1 x Guillotine
31.1 x Coffee Box
32.5 x Samsung Phones
33.1 x Roll Cable
34.1 x Cash Register
Conditions of sale are available
for inspection at the Sheriff's
office.

**DATED AT MBOMBELA ON
THIS 11TH DAY OF JANUARY
2018.**

**MACARTNEY ATTORNEYS
Attorneys for Execution
Creditor
C/O KRUGER AND PARTNERS
INC.**

Proforum Building
5 Van Rensburg Street
MBOMBELA
Tel: 013-745-5300
Fax: 086-679-2954
e-mail: tbeckford@kmpmk.co.za
REF: VK/to P1/16KS EKS10/7
TA005274

**NOTICE
IN THE MAGISTRATE'S
COURT FOR THE DISTRICT
OF MBOMBELA
HELD AT THE SUB DISTRICT
OF WHITE RIVER**
Case No. 511/2015
In the matter between:
**LÜNEBURG & JANSE VAN
VUUREN INC**
- PLAINTIFF
and
WILLIAS SOLANI MTHETHWA
- DEFENDANT

**NOTICE OF SALE
PURSUANT to a judgment by
the abovementioned Court on
the 17TH day of September
2015 the undermentioned goods
will be sold at 12h00 on the 6TH
of February 2018 by public
auction to be held at the
Sheriff's offices of
Thulamahashe situated at Stand
16, Kumani, Thulamahashe to
the highest bidder for cash,
namely:**

1 x WHITE ISUZU BAKKIE -
WITH REGISTRATION
NUMBERS AND LETTERS:
CWT 456 MP
**DATED at MBOMBELA on this
the 10th day of JANUARY 2018.**
**ATTORNEY FOR PLAINTIFF
LÜNEBURG & JANSE VAN
VUUREN INC**
15 VENTER STREET,
NELSPRUIT
TEL: 013-752-5411
FAX: 013-752-5584
EMAIL: rbell@jattorneys.co.za
REF: R BELL/MTH12/0002

TA005278

ondergetekende, nie later as
agt-en twintig (28) dae vanaf die
eerste kennisgewingsdag van
die verskryning van hierdie
advertensie indien, naamlik:
20 FEBRUARIE 2018
(Finale datum van aanvaarding
van enige beswaar)
(Naam en adres van applikant)
**JABULANI PATRICK
MAPHANGA**
27 BUSH STRIKE STRAAT,
EXT 1, STONEHENGE, 1200
TA005242



planning for better living
KENNISGEWING

**VAN GROND
ONTWIKKELINGSAANSOEK
INGEVOEGE DIE MBOMBELA
BYWET OP RUIMTELIKE
BEPLANNING EN
GRONDGEBRUIKSBESTUUR**
Ons, Nuplan Development
Planners BK, het aansoek om
grond ontwikkeling ingedien
ingevoel die Mbombela Bywet
op Ruimtelike Beplanning en
Grondgebruiksbestuur, 10 Julie
2015, soos volg:
A. Aansoek in gevolge Hoofstuk
5, Afdeling F, Artikel 55, vir die
onderverdeling van Gedeelte
42 van Erf 2744, Sonheuwel
Uitbreiding 1 in twee (2)
gedeeltes (SD/17/00042), en
gelyktydige **konsolidasie** van
die nuwe gedeelte met Gedeelte
103 van Erf 2744
(CO/17/00035) in gevolge Artikel
61. Die doel van die aansoek is
om die toegangsheg se
oorskryding op Gedeelte 42 reg
te stel om so ook die toegang na
die Boulders Residensiële
Landgoed te vergroot.
B. Aansoek in gevolge Hoofstuk
5, Afdeling F, Artikel 55, vir die
onderverdeling van die
Resterende Gedeelte van die
Gedeelte 42 van Erf 2744,
Sonheuwel Uitbreiding 1
(SD/17/00066) in verskeie
gedeeltes as erwe en strate. Die
doel van die aansoek is om erwe
te skep as die tweede fase van
die nuwe Boulders Residensiële
Landgoed.

'n Afskrif van die aansoek en
ondersteunende dokumentasie
is verkrygbaar gedurende
normale kantoor ure by die
Kantoor van die Senior
Bestuurder Grondgebruiksbes-
tuur, Kantoor 205,
Burgersentrum, 1 Nel Straat,
Mbombela, 1201 kontak
nommer: 013-759-2185.
Geskrewe kommentaar of
besware tesame met die redes
vir beswaar moet ingedien word
in die voorgeskrewe formaat
aan: Die Munisipale Bestuurder,
Posbus 45, Mbombela, 1200 of
by die Registrasie afdeling van
Rekords, Eerste verdieping,
Burgersentrum, 1 Nelstraat,
Mbombela; of gefaks word na
013-759-2070; of e-pos aan:
registry@mbombela.gov.za nie
later as 19 Februarie 2018.
Die formaat vir die kommentaar
vir besware is beskikbaar by die
Kantoor van die Senior
Bestuurder Grondgebruiksbes-
tuur, by die bogenemde adres of
op die Munisipaleit se webwerf
(www.mbombela.gov.za).
Enige persoon wat nie kan lees
of skryf nie mag met enige
personeel van die Kantoor van
die Senior Bestuurder
Grondgebruiksbestuur Afdeling,
gedurende kantoor ure
raadpleeg en bystand sal aan
sodanige persoon verleen word
om die beswaar of kommentaar
saam te stel.

Adres van agent:
**Nuplan Development Planners
BK,**
Posbus 2555, Nelspruit, 1200.
Tel: 013-752-3422,
Faks: 013-752-5795,
Epos: admin@nuplan.co.za,
Verw.: BCE-OV-001 &
BCE-OV-007

TA005272

COPY OF SITE NOTICE:

**SITE NOTICE OF ENVIRONMENTAL IMPACT ASSESSMENT
AND WATER USE LICENCE APPLICATION
PUBLIC PARTICIPATION PROCESS
INVITATION TO PARTICIPATE**

Notice is given in terms of Regulation 41 of the Environmental Impact Regulations published in Government Notice R 982 in Government Gazette No. 38282 of 4 December 2014, under Section 24(2), 24(5), 24D and 44, read with sections 47A (1) (b) of the National Environmental Management Act, 1998 (Act. 107 of 1998) and Chapter 4, Section 41(4) of the National Water Act, as amended, to carry out the following activities:

Property Description and Location: Schoonspruit Dam Project on Portion 3 of the Farm: Vyeboom 414 JU some 9km west of Komatipoort town.

In terms of Government Notices **R 983**, **R 984** and **R 985** an **Environmental Impact Assessment** is required in terms of the following listed activities that the applicant wishes to implement:

Government Notice: R983 of 4 December 2014 Gazette Number: 38282:

Listing Notice 1:

Activity 12: The development of-

(iv) dams where the dam infrastructure and water surface area exceeds 100sqm in size,

Where such development occurs-

(a) within a water course or (c)within 32m of a water course.

Activity 13: The development of facilities or infrastructure for the off-stream storage of water, including dams and reservoirs, with a combined capacity of 50000 cubic metres or more, unless such storage falls within the ambit of activity 16 in Listing Notice 2 of 2014.

Activity 19: The infilling or depositing of any material of more than 5 cubic metres into, or the dredging, excavation, removal or moving of soil, sand, shells, shell grit, pebbles or rock, of more than 5 cubic metres from-

(i) a watercourse.

Activity 27: The clearance of an area of 1ha or more, but less than 20ha, of indigenous vegetation.....

Government Notice: R984 of 4 December 2014 Gazette Number: 38282:

Listing Notice 2:

Activity 15: The clearance of an area of 20 hectares or more of indigenous vegetation, excluding where

such clearance of indigenous vegetation is required for-

- (i) the undertaking of a linear activity; or
- (ii) maintenance purposes undertaken in accordance with a maintenance management plan.

Activity 16: The development of a dam where the highest part of the dam wall is 5 metres high or higher and where the high water mark covers an area of 10ha or more.

Government Notice: R985 of 4 December 2014 Gazette Number: 38282:

Listing Notice 3:

Activity 12: The clearance of an area of 300 square metres or more of indigenous vegetation except where such clearance of indigenous vegetation is required for maintenance purposes undertaken in accordance with a maintenance management plan.

Activity 14: The development of-

- (iv) damsand infrastructure exceeding 10sqm in sizes
- (x) buildings exceeding 10sqm in size;
- (xii) infrastructure or structures with a physical footprint of 10sqm or more

Where such development occurs-

- (a) within a water course or (c)within 32m of a water course.

National Water Act (NWA):

- The applicant has proposed a dam with storage capacity of 2 440 000 m³ Gross Storage Capacity located In Quaternary Catchments X13L within an unnamed tributary to the Ngwetl River that feeds the Komati River West of the town of Komatipoort along the N4, Mpumalanga Province.
- Based on the project specifics, notice is hereby given in terms of Chapter 4 (Use of Water) and 12 (Safety of Dams) of the NWA, and in terms of the Water Use License and Appeal Regulations, GNR 267 of 24 March 2017 and the Dam Safety Regulations, GNR 139 of 24 February 2012, indicating the water uses that should be triggered and applied for and to carry out the following activities:
- Section 21 (a) [Taking water from a water resource], Pumping water from the new proposed dam for irrigation purposes, considering pump houses, irrigation pipeline routes and irrigation field and crop information.
- Section 21 (b) [Storing water], Construction and storage of water in the proposed dam. The dam has dimensions of more than 5m wall height and storing more than 50 000m³ and therefore requires a dam safety classification and licensing process for construction and impoundment.

- Section 21 (c) & (i) [Impeding or diverting the flow of water in a watercourse AND Altering the bed, banks, course or characteristics of a watercourse], for the construction of the proposed dam within an unnamed tributary to the Ngweti River.

Project Specifics include:

- Construct an irrigation storage dam: 15m high; 780m long with a storage capacity of 2440000m³
- Area of water surface at full supply level: 57.6ha
- Maximum full supply water depth: 214m.
- Construction of a pump house.

The purpose of this assessment process is to investigate the impact of implementing such activities at Portion 3 of the Farm: Vyeboom 414 JU.

Proponent/Applicant:

Schoonspruit Owner

Mr. Jan Lourens
P. O. Box 151
Komatipoort
1340
Cell: 082 786 4908
E-Mail: jan@lourensagri.co.za

Consultant and Contact Person:

Rhengu Environmental Services

Contact Person: Ralf Kalwa
P. O. Box 1046
Malelane
1320
Cell: 082 414 7088
Fax: 086 685 8003
E-Mail: rhengu@mweb.co.za

In order to ensure that you are identified/registered as an interested and/or affected party please submit your name, contact information (e-mail; telephone; fax number) and interest in the matter in writing to the contact person on or before **12 February 2018.**

Date of Notice: 19 January 2018.



COPIES OF E MAILS, NOTIFICATIONS AND RECEIPT OF DOCUMENTS

Eskom E Mails:

From: Rhengu Environmental Services [<mailto:rhengu@mweb.co.za>]

Sent: 21 July 2017 01:36 PM

To: YVONNE LESUFI; Siebert Labuschagne

Cc: 'Johan Enslin'; Andrew Deacon; rhengu@mweb.co.za; 'Jacques le Grange'

Subject: FW: SCHOONSPRUIT DAM KOMATIPOORT

Dear Yvonne

See acceptance of conditions signed and attached.

Regards,

Ralf Kalwa

From: Jacques le Grange [<mailto:jacqueslg@lourensagri.co.za>]

Sent: 21 July 2017 11:54 AM

To: 'Rhengu Environmental Services'

Subject: RE: SCHOONSPRUIT DAM KOMATIPOORT

Middag Ralf

Attached the signed acceptance of Eskom's conditions.

Kind regards

Jacques

From: Rhengu Environmental Services [<mailto:rhengu@mweb.co.za>]

Sent: 19 July 2017 15:55

To: 'Jacques le Grange' <jacqueslg@lourensagri.co.za>

Cc: rhengu@mweb.co.za

Subject: FW: SCHOONSPRUIT DAM KOMATIPOORT

Hi Jacques

See attached.

Regards,

Ralf

From: YVONNE LESUFI [<mailto:LesufiMY@eskom.co.za>]

Sent: 19 July 2017 12:44 PM

To: rhengu@mweb.co.za

Cc: Siebert Labuschagne

Subject: RE: SCHOONSPRUIT DAM KOMATIPOORT

G/day

Kindly receive the attached feedback from Eskom regarding the construction of irrigation dam, please note that our services are affected by the proposed development.

Please complete Annexes D and E on the attachment and return them to us before commencement of the project as proof that you are accepting the conditions.

Hope you find the attached in order

From: Siebert Labuschagne

Sent: 17 July 2017 11:45 AM

To: YVONNE LESUFI; Thakgalo Lechaba

Subject: FW: SCHOONSPRUIT DAM KOMATIPOORT

From: Rhengu Environmental Services [<mailto:rhengu@mweb.co.za>]

Sent: 14 July 2017 02:43 PM

To: Siebert Labuschagne
Cc: 'Jacques le Grange'; Andrew Deacon; 'Johan Enslin'; rhengu@mweb.co.za; 'Maritza Uys'
Subject: SCHOONSPRUIT DAM KOMATIPOORT

Hallo Siebert

See attached as requested.

Dankie,

Ralf

General E Mails:

From: Rhengu Environmental Services [mailto:rhengu@mweb.co.za]

Sent: 12 February 2018 09:08 AM

To: rhengu@mweb.co.za; Andrew Deacon; lbierman@mpg.gov.za; ZinzileM; 'Love Shabane'; jan.mashele@nkomazi.gov.za; 'Frans Krige'; hotlines@lantic.net; Gustav.Thiele.6@gmail.com; Nico.Nel@libuyile.co.za; Willie@komatigroup.co.za; GM@lilimafarm.co.za; mt@silindaattorneys.co.za; Siebert Labuschagne

Cc: 'Jacques le Grange'; 'Johan Enslin'; Maritza Uys

Subject: PUBLIC MEETING ON SITE SCHOONSPRUIT KOMATIPOORT

Dear Interested and Affected Party and Government Official

Please find attached a BID for the Environmental Impact Assessment on the Farm: Vyeboom near Komatipoort.

Please take note that the Public Meeting will be held on site on **27 February 2018 at 10h00.**

Please RSVP to me by close of business on **23 February 2018** to confirm your attendance.

Kind regards,

Ralf Kalwa
 Rhengu Environmental Services
 Cell: 082 414 7088

From: Johan Enslin [mailto:iwulaspecialist@gmail.com]

Sent: 12 February 2018 02:56 PM

To: Vutlhari Matsane; Sampie Shabangu; Cai Rongqiv; DamSafety@dws.gov.za; Ledwaba Kabelo; Mapule Sequmela

Cc: Rhengu Environmental Services

Subject: PUBLIC MEETING ON SITE SCHOONSPRUIT DAM PROJECT, KOMATIPOORT

Dear Interested and Affected Party and Government Official

Please find attached a BID for the Environmental Impact Assessment on the Farm: Vyeboom near Komatipoort.

Please take note that the Public Meeting will be held on site on **27 February 2018 at 10h00.**

Please RSVP to me by close of business on **23 February 2018** to confirm your attendance.

Kind Regards
Johan Enslin
IWULA Integrated Water Use License Application Management (Pty) Ltd

Fax: 086 457 4447
Cell: 072 332 2442
iwulaspecialist@gmail.com

From: Rhengu Environmental Services [mailto:rhengu@mweb.co.za]

Sent: 28 February 2018 07:37 AM

To: rhengu@mweb.co.za; iwulaspecialist@gmail.com; Fransmas@daff.gov.za; 'Koos van Renburg'; Barend Marx; RhulaniC@daff.gov.za; 'Jacques le Grange'; jannes@lourensagri.co.za; Jan@lourensagri.co.za

Subject: COPY OF MINUTES SCHOONSPRUIT DAM PROJECT

Dear All

Please find attached a copy of the minutes compiled of our meeting yesterday at Schoonspruit Farm.

Please send comments, corrections and changes by return mail by close of business on **2 March 2018.**

Thereafter I will include the minutes in the EIA Documents.

Many regards,

Ralf Kalwa
Cell: 082 414 7088
Rhengu Environmental Services

LETTER OF PERMISSION FROM ESKOM



Ralf Kalwa
Marhengu Environmental Services
PO Box 1046
Malelane
1320
RSA

Date: 18 July 2017

Enquiries: Yvonne Losufi
Tel +27 13 755 9658
Wayleavesmou@eskom.co.za
Our ref: LD-Inv/M/YL/116/2017
Your ref:

Dear Ralf

PROJECT REFERENCE: SCHOONSPRUIT FARM: CONSTRUCTION OF AN IRRIGATION DAM FOR AGRICULTURAL PURPOSES: KOMATIPOORT AREA

Your application dated 14 July 2017 refers.

This application affects Eskom Distribution Komatiport-Koorsboom 132kV overhead power line which traverses above property.

With reference to the attached locality map Eskom Distribution prefer alternative 2 as it is outside our power line servitude and will not affect functioning of Eskom's operation on the line.

Eskom will raise no objection to the above mentioned application, provided Eskom's rights and services are acknowledged and respected at all times.

Further to the above the following conditions must be adhered to and accepted in writing:

1. There is a 15 metres building and tree restriction either side of the center line of the 132kV, which must be adhered to in all future development. No construction will be allowed in these restriction areas and closer to the supporting mechanisms. Eskom rights are protected by wayleave agreement and servitude.
2. All work within Eskom's servitude areas will have to comply with the relevant Eskom earthing standards at the time of construction.
3. All work within Eskom Distribution reserve area and servitude must be done in accordance with the requirements of the *Occupational Health and Safety Act No. 85 of 1993 as amended*. Special attention must be given to the clearances between Eskom's conductors, structures, cables and electrical apparatus and proposed work as stipulated by *Regulation R15 of the Electrical Installations Regulations* of the aforementioned Act or any other legal requirement.
4. Structures not occupied by human beings on a semi or permanent basis are permissible where the clearances as defined in the last column of Regulation 15, pertaining to buildings, poles and structures not forming part of power lines are met. The assessor must be satisfied that these requirements are sufficiently rigorous, also in respect of the International Radiation Protection Association's recommendations in terms of Electric and Magnetic Fields. Eskom's contact person with regard to special EMF investigations is at Technology Services International

Mpumalanga Operating Unit
Asset Creation
28 Ferreira Street Nelspruit 1200
P O Box 579 Nelspruit 1200 SA
Tel +27 13 755 9174 Fax +27 13 755 9660 www.eskom.co.za
Eskom Holdings SOC Limited Reg No 2002/015527/30

A. J. N.

5. Eskom Distribution shall not be liable for the death of or injury to any person or for the loss of or damage to any property whether as a result of the encroachment or of the use of the area where

Eskom Distribution has its services, by the applicant, his/her agent, contractors, employees, successors in title and assigns.

6. Eskom Distribution's services and equipment must be acknowledged at all times and may not be tampered or interfered with. It is important to acknowledge and respect Eskom's Distributions services at all times. It will be required of the developer to familiarize himself/herself with all safety hazards related to electrical plant.

7. Eskom's rights and duties in the servitude shall be accepted as having prior right at all times and shall not be obstructed or interfered with. Please note: Where an electrical outage is required, at least fourteen working days is required for arrangement.

8. If and where applicable: Wherever any pipe crosses the Eskom services, the edge of the excavation shall not come within 10 metres of the Eskom services and structures. Any angles crossing should preferably be from 45° degrees to 90°. Cathodic protection must be installed to prevent corrosion of the pipe. Pipeline markers to be situated at 30 metre intervals and where the pipeline is crossing Eskom's servitude, the pipeline must be clearly marked.

9. The effective management and handling of waste is of crucial importance. No dumping shall be allowed within Eskom Distribution Servitudes. All unwanted waste (gaseous, liquid or solids) should be disposed of at a registered waste disposal site as stipulated under Section 20 of the Environmental Conservation Act (Act 73 of 1989). The applicant will adhere to all relevant environmental legislation. Any cost incurred by Eskom as a result of non-compliance will be charged to the applicant.

10. The use of explosives of any type within 500 metres of Eskom's services shall only occur with Eskom's previous written permission. If and whenever the applicant apply and if permission for the blasting process is granted the applicant must give at least fourteen work days prior notice of the commencement of blasting to The Eskom's authorized area representative for the Malelane Area: **Mr. Mishack Mabaso (Snr Supervisor) Tel: 013 791 0570 / 083 599 0969**. This allows time for arrangements to be made for supervision of and/or precautionary instructions to be issued in terms of the blasting operation.

11. The contractor in charge of the construction or maintenance work on site must at all times be in possession of the letter of approval of the service concerned, and as well as all plans that are required and that are referred to in the correspondence, so that during and inspection the contractor can present the documentation to Eskom official(s) when requested to do so. If no approval can be presented Eskom representative can order the contractor to cease all works until such approval can be presented

12. Eskom will recover costs from the applicant where any damages of Eskom assets and/or any penalties suffered by Eskom occur. The Applicant accepts costs if:

- Eskom pylons subside or are damaged as a result of blasting activities.
- Eskom has to incur any costs to comply with statutory requirements because of the applicants or applicant's contractor work or the presence of the equipment or plant in the reserve area. Such proven costs shall be refunded on demand.

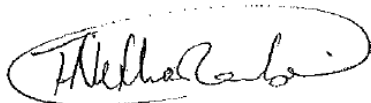
13. Any development, which necessitates the relocation of our services, will be to the account of the developer. If you decide on the option of relocation of the existing power lines, the Customer Services, Regional Key Customer Executive (08600 37666) should be contacted in connection with costs.


 J. J. N.

Should the applicant or his contractor damage any of Eskom services during commencement of any work whatsoever, then Eskom's 24 hour Contact Centre Tel: 08600 37566 must be dialed immediately to report the incident.

We thank you and hope you will find the above in order. Should you have technical queries on the Eskom standards and specifications please feel free to phone our Standard Implementation Department, contact person: **Osie Oosthuizen 013 755 9213 / Lumka Mahlangu 012 421 3251**

Yours sincerely



For Lydia Zeko
ACTING LAND DEVELOPMENT AND ENVIRONMENTAL MANAGER

CC SENIOR TECHNOLOGIST ENGINEER MR. OSIE OOSTHUIZEN
CC SENIOR SUPERVISOR FOR MALELANE CNC MR. MISHACK MABASO







Annex E - Indemnity

To: Eskom (Address)

Mpumalanga Operating Unit - Asset Creation

28 Ferreira Street, Orion Building

P O Box 1567 Nelspruit 1200 SA

Tel +27 13 755 9726 www.eskom.co.za

In consideration of Eskom having agreed to us using the Eskom servitude area situated at FARM TENBOSCH 162 JU PTN (SCHOOLSPRUIT) for purposes of..... And having regard that electricity is transmitted over the said servitude areas, we, the undersigned hereby agree and undertake:

1. To keep you indemnified and to hold you harmless against all loss, expense or damage from any cause arising including, but not limited to, death of or injury to any person or the loss of or damage to any property, which you may sustain as a result of having agreed to us using the abovementioned servitude areas or us not taking the required safety precautions with regard to the transmission of electricity and which are caused by our negligence or that of our employees contractors or agents.
2. To pay to you on demand whatever sum of loss or damages that is certified as such by an Eskom official, whose appointment and authority need not be proved, and such certificate shall be prima facie proof of the said loss or damages. We waive the benefits of the exceptions *non causae debiti, non numeratae pecuniae* and exclusion and any other exceptions which may be pleaded in respect of this indemnity.
3. If during the period of this indemnity any claim is made against Eskom by any third party for loss or damages from any cause arising out of our use of the abovementioned servitude area, including the taking of safety precautions by us or failure to do so, we will, immediately upon being notified thereof by you, at our own cost and expense undertake the defence of such claim in your name and for your benefit, subject to your instructions and input in such defence, Eskom's written consent shall be obtained before any settlement of compromise is agreed to or before any indulgence or waiver of rights are considered.
4. If any claim is instituted against us by any third party because of our presence and/or activities in the abovementioned servitude area we will immediately upon receipt or notification of such claim inform you accordingly and keep you informed until the matter is finalised.
5. This indemnity shall commence on the date of signature hereof and shall cease and terminate on the date that we stop using the abovementioned servitude areas subject thereto that it will still be of effect in losses, damages or claims arising before the termination date.

SIGNED AT KOMATIPORT THIS 21 DAY OF JULY (.....) (20..) 17..

WITNESS SIGNATURE OF AUTHORISED PERSON

Mpumalanga Operating Unit
Asset Creation
28 Ferreira Street Nelspruit 1200
P O Box 579 Nelspruit 1200 SA
Tel +27 13 755 9174 Fax +27 13 755 9660 www.eskom.co.za

Eskom Holdings SOC Ltd Reg No 2002/015527/30



Annex D - Letter of Consent

Application to encroach on Eskom's right

With reference to your application dated to 14 July 2017 (PROJECT REFERENCE: **SCHOONSPRUIT FARM: CONSTRUCTION OF AN IRRIGATION DAM FOR AGRICULTURAL PURPOSES: KOMATIPOORT AREA.**); permission is hereby granted under the conditions listed on the attached document. Kindly indicate your acceptance of these conditions by initiating each page and signing in the appropriate area on the last page of the second copy and returning this copy to Eskom at the following address: lesufimy@eskom.co.za or Wayleavesmou@eskom.co.za or NekhahTT@eskom.co.za

Should you have any questions, please do not hesitate to contact us at either of the following:

TEL NUMBER **Tel +27 13 755 9658**
 FAX NUMBER: **Fax 086 5373 074**
 ADDRESS: **28 Ferreira Street, Orion Building**
 P O Box 1567 Nelspruit 1200 SA

Yours sincerely

SIGNATURE

NAME: **Yvonne Lesufi**
 TITLE: **Ms.**

The Letter of Consent should contain two copies of the selected generic and specific conditions referring to the specific application received.

The second copy should have a clause at the bottom of the last page, as shown:

I, JOHANNES CORNELIS SWART LOURENS (FULL NAMES AND SURNAME)

Herewith unconditionally accept the stipulations in the Letter of Consent pertaining to my co-use of Eskom servitude.

SIGNED AT 21 THIS JULY DAY OF..... (MONTH) (YEAR) 2017

APPLICANT [Signature]
 WITNESS..... WITNESS [Signature]

Mpumalanga Operating Unit
 Asset Creation
 28 Ferreira Street Nelspruit 1200
 P O Box 579 Nelspruit 1200 SA
 Tel +27 13 755 9174 Fax +27 13 755 9660 www.eskom.co.za
 Eskom Holdings SOC Ltd Reg No 2002/015527/30

APPENDIX 3:
DOCUMENTATION WITH DARDLEA
None to date.

APPENDIX 4:
SUPPORTIVE DOCUMENTATION

4.1. TITLE DEED

4.2. LAND CLAIM DOCUMENT

4.3. WATER RIGHTS, VERIFICATION PROCESS AND PERMITS

4.1. TITLE DEED

SEELREG
STAMP DUTY R.....
FOOI
FEES R... 1000 - 00

Opgestel deur my;

TRANSPORTBESORGER
C.W. ENDRES

VERBIND	MORTGAGED
VIR FOR R. 18 400 000 - 00	
041683-07	
3	
12 03 07	

B	032855 07
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AKTE VAN TRANSPORT

100 RUCHESSHOUTE KVK LAUST
12 DESEMBER 2006 9

HIERMEE WORD BEKEND GEMAAK:

Annette Johanna Louw

DAT: CHRISTIAAN WILHEM ENDRES

Verskyn het voor my, die REGISTRATEUR VAN AKTES vir Gauteng te PRETORIA,
waartoe hy, die genoemde Komporant behoortlik daartoe gemagtig is kragtens 'n Volmag
geteken te KOMATIPOORT op die 6de DESEMBER 2006, en aan hom verleen deur

I.E. LOURENS SCHOONSPRUIT (EIENDOMS) BEPERK
Registrasienommer: 1996/17435/07

Welke volmag aan my getoon is.

LINDIWE
2007-04-18

En die genoemde Komporant het verklaar dat sy gemelde Prinsipaal waarlik en wettiglik verkoop het, en dat hy, die genoemde Komporant in sy voornoemde hoedanigheid by die Akte seeder en transporteer in volle en vrye eiendom aan en ten gunste van:

L M SCHOONSPRUIT FARMING (EIENDOMS) BEPERK
 Registrasienommer: 2006/016179/07

Diese opvolgers in Titel of Regverkrygendes

EEN

* **DIE RESTERENDE GEDEELTE VAN GEDEELTE 3 "GIDEONS HOOP"**
 van die plaas VYERBOOM 414
 Registrasie Afdeling J U, Provinsie Mpumalanga;

GROOT: 271,9152 (TWEË HONDERD EEN EN SEWENTIG komma NEGE EEN VYF TWEË) hektaar;

AANVANKLIK oorgedra kragtens Grondbrief T37709/1974 met kaart daarnaa geheg en gehou kragtens Akte van Transport T80801/1998

A. ONDERHEWIG aan die volgende voorwaardes en servitude :


"Specially subject to the reservation to the TRANSSAAL CONSOLIDATED LAND AND EXPLORATION COMPANY LIMITED (hereinafter referred to as the company). Of the following rights to minerals and other rights, subject to the conditions set out:-

- (i) The Company reserves and retains the full free and sole right and interest in and to all minerals, mineral substances and metals, oils, precious stones and coal, on in and under the said property, without any exception together with the sole right to deal with alienate and dispose of the same at will
- (ii) The Company reserves and retains the sole and exclusive right to prospect, exploit and mine for such minerals, mineral substances and metals, oils, precious stones and coal at any time on, in and under the land, and to deal with and turn to account, alienate and dispose of such rights or of such minerals etc, from time to time at pleasure.



- (iii) As far as possible the Company shall not interfere with the crops standing at the commencement of any prospecting operations upon the property, but should such interference be unavoidable, of which the Company shall be the sole judge, the Company shall compensate the Transferee for all damage caused by such operations to the Transferee's standing crops, the amount of such compensation, failing mutual agreement, to be submitted to arbitration in the usual way.

At the termination of prospecting operations all shafts and other open places made by the Company shall be properly filled up or fenced in by the Company at its own expense.

- (iv) The Company reserves and retains the right to take any of the land it may from time to time require for the erection of buildings, works, machinery and dwelling houses; for depositing sites for ore and ore tailings; for the storage of water and for all other purposes directly or indirectly connected with prospecting, exploiting or mining on the said land; the land so taken shall be re-transferred to the Company at its expense, and upon re-transfer it shall pay to the Transferee in respect of any such area a price to be mutually agreed upon, provided that if any dispute shall arise as to the price to be so paid the same shall be submitted to arbitration in the usual way. It is, however, distinctly understood that in the event of any dispute as above arising the arbitrator or arbitrators shall consider and decide upon only the agricultural value of any land which the Company may decide re-take, which agricultural value shall be in no way affected by the value of the mineral rights of the property.
- (v) The rights to minerals reserved by the Company shall include all such rights under the Precious and Base Metals Act, 1908 (Transvaal), or any other Act, appertain to the holder of mineral rights, but the Transferee shall, in event of Proclamation for gold, be entitled to all such rights as under the said Act appertain to an owner of the surface rights.
- (vi) The Company shall have the full right of way from the place of such prospecting, exploiting or mining, to the nearest Government road or highway, and also to the nearest convenient point on any neighbouring railway line. Should there be any road or track in existence on the property reasonably convenient for these purposes the Company shall use such road or track, but should there be no such reasonably convenient road or track, the Company shall have the right to make and use such a road or track, placing and maintaining gates in any fences which the road or track may pass through.
- (vii) In the event of the Company or its successors in title desiring to waive its title to all rights to minerals reserved by it and the rights attaching thereto as set forth and described in Conditions (i) and (vi) above, the Transferee
- 

or its successors in title shall, when called upon the Company or its successors in title, immediately take transfer of all such rights at its own cost.

- (viii) The Company reserves and retains the right to the use of all water on or connected with the said property necessary for prospecting and/or mining purposes, with the exception of any water obtained by the Transferee by the construction of any weirs or canals or any wells or boreholes sunk by the Transferee, and of surface water stored in any dams constructed by the Transferee as will more fully appear from Certificate of Mineral Rights No 29 / 1943RM, dated the 22nd January 1943, which said reservation was inspect of the whole farm Tenbosch aforesaid.
- B. Die voormalige Gedeelte 2 van die plaas TENBOSCH No 162, Registration Afdeling J U Mpumalanga, waarvan die hierby getraspoteerde grond 'n deel uitmaak, is SPESIAAL ONDERHEWIG aan die verpligting om 'n noodweg of pad te verleen ten gunste van die huurders of eienaars van die standplase bekend as "TENBOSCH STORE" en "BRIDGE STORE" na die naaste publieke weg.
- C. VERDER ONDERWORPE aan 'n Serwituut ten gunste van die Elektrisiteitsvoorsieningkommissie om elektrisiteit oor die eiendom te voer tesame met bykommende regte onderhewig aan konsolidasies soos meer volledig sal blyk uit Notariële Akte vna Serwitiit No 1575/68S gedateer 23 Desember 1968, en waarvan die lyne a b en c d op Kaart L G No A1556/72, aangeheg aan Grondbrief Nr T37709/1974, die middellyne van elektriese kraglyne met ondergrondse kables voorstel.
- D. Die voormalige Gedeelte 2 van die plaas TENBOSCH NO 162, Registrasie Afdeling J.U., Mpumalanga, waarna die hierby getranspoteerde grond 'n deel uitmaak, is VERDER ONDERHEWIG aan 'n Serwituut ten gunste van die Transvaalse Suiker Korporasie Beperk om elektrisiteit oor die eiendom te vervoer, tesame met bykommende regte onderhewig aan kondisies soos meer volledig sal blyk uit Notariële Akte van Serwituut NO 605 / 69S.
-
- E. VERDER ONDERHEWIG aan die voorwaarde dat die Suidf-Afrikaanse Spoorweg en Hawens-Administrasie soos omskryf in Artikel 1 van die Wet No 70 van 1957, te eniger tyd sodanige gedeelte van die grond hiermee getranspoteer, wat op 16 Augustus 1974 deur die genoemde Administrasie vir sy doeleindes geokkupeer of gebruik was, sonder betaling van vergoeding mag ontein.



- F. KRAGTENS Notariële Akte K 2424/1976S gedateer 18 Augustus 1976, is die reg aan die Elektrisiteitsvoorsieningskommissie verleen tot (A) 'n Substasieterrein en (B) om elektrisiteit oor die hierinvermelde eiendom te vervoer, tesame met bykommende regte en onderworpe aan voorwaardes, soos meer volledig sal blyk uit gesegde Akte en kaart daarby aangeheg.

EN VERDER ONDERHEWIG aan sodanige voorwaardes as in genoemde Aktes vermeld staan of na verwys word.

TWEE

DIE RESTERENDE GEDEELTE VAN GEDEELTE 56 van die plaas TENBOSCH 162; Registrasie Afdeling J U, Prinsie Mpumalanga

GROOT: 431,6463 (VIERHONDERD EEN EN DERTIG komma SES VIER SES DRIE) hektaar;

AANVANKLIK geregistreer kragtens Sertifikaat van Verenigde Titel T17965/1979 met Kaart daaraan geheg en gehou kragtens Akte van Transport T80801/1998

- A. "Specially subject to the reservation to the TRANSVAAL CONSOLIDATED LAND AND EXPLORATION COMPANY LIMITED (hereinafter referred to as the Company), of the following rights to minerals and other rights, subject to the conditions set out:-

- (i) The company reserves the and retains the full free sole right and interest in and to all minerals, mineral substances and metals, oils, precious stones and coal, on in and under the said property, without any exception together with the sole right to deal with, alienate and dispose of the same at will.
- (ii) The Company reserves and retains the sole and exclusive right to prospect, exploit and mine for such minerals, mineral substances and metals, oils, precious stones and coal at any time on, in and under the land, and to deals with and turn to account, alienate and dispose of such rights or of such minerals etc, from time to time at pleasure.
- (iii) As far as possible the Company shall not interfere with the crops standing at the commencement of any prospecting operations upon the property, but should such interference be unavoidable, of which the Company shall



be the sole judge, the Company shall compensate the Transferee for all damage caused by such operations to the Transferee's then standing crops, the amount of such compensation, failing mutual agreement, to be submitted to arbitration in the usual way.

- (iv) The Company reserves and retains the right to take any of the land it may from time to time require for the erection of buildings, works, machinery and dwelling houses; for depositing sites for ore and/or tailings; for the storage of water and for all other purposes directly or indirectly connected with prospecting, exploiting or mining on the said land; the land so taken shall be re-transferred to the Company at its expense, and upon re-transferred it shall pay to the Transferee in respect of any such areas a price to be mutually agree upon, provided that if any dispute shall arise as to the price to be so paid the same shall be submitted to arbitration in the usual way. It is, however, distinctly understood that in the event of any dispute as above arising the arbitrator or arbitrators shall consider and decide upon only the agricultural value of any land which the Company may desire to re-take, which agricultural value shall be taken to be in no way affected by the value of the mineral rights of the property.
- (v) The rights to the minerals reserved by the Company shall include all such rights under the Precious and Base Metals Act, 1908 (Transvaal), or any other Act, appertain to the holder of mineral rights, be entitled to all such rights as under the said Act appertain to an owner of the surface rights.
- (vi) The Company shall have the full right of way from the place of such prospecting, exploiting or mining, to the nearest Government road or highway, and also to the nearest convenient point on any neighbouring railway line. Should there be any road or track in existence on the property reasonably convenient for these purposes the Company shall use road or track, but should there be no such reasonably convenient road or track the Company shall have the right to make and use such road or track, placing and maintaining gates in any fences which the road or track may pass through.
- (vii) In the event of the Company or its successors in title desiring to waive its title to all the rights to minerals reserved by it and the rights attaching thereto as set forth as described in Conditions (i) to (vi) above, the Transferee or its successors in title shall, when called upon the Company or its successors in title, immediately take transfer of all such rights as its own cost.
- (viii) The Company reserves and retains the right to the use of all water on or connected with the said property necessary for prospecting and/or mining purposes, with the exception of any water obtained by the Transferee by the construction of any weirs or canals or any wells or boreholes sunk by

the Transferee, and of surface water stored in any dams constructed by the Transferee, as will more fully appear from Certificate of Mineral Rights No 29/1943RM, dated 22nd January 1943, which said reservation was in respect of the whole farm Tenbosch aforesaid."

- B. Die voormalige Gedeelte van die plaas TENBOSCH No 162, Registrasie Afdeling J U, Mpumalanga, waarvan gedeelte van die eiendom hieronder gehou aangetoon deur die figuur a middel van spoorlyn d H J op die hieraangehegte kaart 'n gedeelte uitmaak, is spesiaal onderhewig aan die verpligting om 'n noodweg of pad te verleen ten gunste van die huurders of eienaars van die standplase bekend as "TENBOSCH STORE" en "BRIDGE STORE" na die plaaslike publieke weg.
- C. Die voormalige Gedeelte 2 van die plaas TENBOSCH No 162, Registrasie Afdeling J U, Mpumalanga, waarvan die eiendom hieronder gehou 'n gedeelte uitmaak is onderhewig aan 'n Serwituut tengunste van die TRANSVAALSE SUIKER KORPORASIE om elektrisiteit oor die eiendom te voer, tesame met bykommende regte en onderhewig aan kondisies soos meer volledig sal blyk uit Notariële Akte van Serwituut NO 605.69S.
- D. ONDERHEWIG aan die voorwaarde dat die Suid-Afrikaanse Spoorweg en Hawens-Administrasie soos omskryf in Artikel 1 van Wet No 70 van 1957, te eniger tyd sodanige gedeelte van die eiendom wat op 30 November 1970, en op 7 OKTOBER 1974, deur die genoemde Administrasie vir sy doeleindes geokkupeer of gebruik was, sonder betaling van vergoeding mag ontein.
- E. KRAGTENS Notariële Akte van Serwituut No 1575/68S, gedateer 23 Desember 1968, is die eiendom hieronder gehou onderhewig aan die serwituut ten gunste van die ELEKTRISITEITSVOORSIENINGSKOMMISSIE om elektrisiteit oor die eiendom te vervoer tesame met bykommende regte en onderhewig aan kondisies as uiteengesit in genoemde Notariële Akte, en soos meer ten volle sal blyk uit figure sp en rg op die hieraangehegte Kaart
-
- F. ONDERHIG aan die voorwaardes dat die eiendom hieronder gehou nie vervreem mag word binne 'n tydperk van 5 jaar gereken vanaf 30 NOVEMBER 1970, sonder die skriftelike toestemming van die Minister van Landbou verleen op sodanige voorwaardes as wat die Minister wesenlik ag, nie.
- G. KRAGTENS Notariële Akte K 8649/96S gedateer 30 Oktober 1996 is die hierinvermelde eiendom onderhewig aan 'n Serwituut van Pypleiding 5 meter wyd



soos aangedui deur lyn ABC op LG Kaart A 3090/96 ten gunste van Gedeelte 55 van die plaas TENBOSCH 162, J U, Mpumalanga, Groot 1296,2461 hektaar gehou kragtens Akte van Transport T31275/1980 en enige besondere regte soos meer volledig sal blyk uit gemelde Notariële Akte.

EN VERDER ONDERHWIG aan al sodanige voorwaardes as in genoemde Akes vermeld staan of na verwys word.

WESHALWE die Komparant afstand doen van al die reg en tittle wat sy gemelde Prinsipaal voorheen op genoemde eiendom gehad het, en gevolglik oor erken dat hy geheel en al van die besit daarvan onthef en nie meer daartoe geregtig is nie, en dat, kragtens hierdie Akte, die genoemde:

L.M. SCHOONSPRUIT FARMING (EIENDOMS) BEPERK
REGISTRASIENOMMER: 2006/016179/07

Diese Opvolgers in Titel of Regverkrygendes tans en voortaan daartoe geregtig is ooreenkomstig plaaslike gebruik, behoudens die regte van die Staat, en ten slotte erken hy dat die eiendom op die 30ste AUGUSTUS 2006 verkoop is vir 'n bedrag van R53 600 000.00 (DRIE EN VYFTIG MILJOEN SESHONDERDDUISEND RAND).

TEN BEWYSE WAARVAN ek, die genoemde REGISTRATEUR tesame met die Komporant q.q. HIERDIE Akte onderteken en met die Ampseël bekragtig het.

ALDUS GEDOEN EN GETEKEN op die Kantoor van die REGISTRATEUR VAN AKTES, te PRETORIA, op 12 03 07

q.q.

IN MY TEENWOORDIGHEID


 REGISTRATEUR VAN AKTES



BLADSY/PAGE

9

T32855

107

PARA 1

IN CORRECT PROPERTY DESCRIPTION	
GEWISSE KRAGTENS ART. 4 (1) (b) VAN WET 47 VAN 1937 OM TE LEES:	REGISTERED IN TERMS OF SECTION 4 (1) OF ACT 47 OF 1937 TO READ:
REMAINING PORTION 3	
BC117602 07	
2007-07-31	REGISTRATEUR/REGISTRAR

PARA

M.A.E/W.O.P

B.....
VERBIND MORTGAGED
vir for R. 11 000 000-00
Aktekantoor Deeds Office
Registateur Registrar

2007-07-31

AKTE VAN TRANSPORT



Professionele Diens
Professional Services

Posbus 652, Komatipoort, 1340

Esselens Engelbrechts


Prokureurs	Notarisse	Aktevervaardigers	Boedelberedderaars
Attorneys	Notaries	Conveyancers	Administrators of Estates

KOMATIPOORT: TEL: (013) – 7937783 janengel@mindmatters.co.za MALELANE (013) 7900898/9

SEELUS STAMP DUTY
FOOT FEES

R 650-00

Opgestel deur my;


TRANSPORTBESORGER
C.W. ENDRES

M.A.E

B.	125616 07
VERBIND MORTGAGED	
vir for R.	11 000 000.00
Aktehanter Deeds Office	Registrateur Gauteng

2007-07-31

101499/07

AKTE VAN TRANSPORT

HIERMEE WORD BEKEND GEMAAK:

Annette Johanna Louw

DAT:

CHRISTIAAN WILHEM ENDRES

Verskyn het voor my, die REGISTRATEUR VAN AKTES vir Gauteng te PRETORIA, waartoe hy, die genoemde Komporant behoorlik daartoe gemagtig is kragtens 'n Volmag geteken te KOMATIPOORT op die 1ste dag van MAART 2007, en aan hom verleen deur

LA LOURENS TURFBULT (EIENDOMS) BEPERK
Registrasienommer: 1975/000422/07

Welke volmag aan my getoon is.

En die genoemde Komporant het verklaar dat sy gemelde Prinsipaal waarlik en wettiglik verkoop het, en dat hy, die genoemde Komporant in sy voornoemde hoedanigheid by die Akte sedgeer en transporteer in volle en vrye eiendom aan en ten gunste van:

L.M. SCHOONSPRUIT FARMING (EIENDOMS) BEPERK
 Registrasienommer: 2006/016179/07

Diese opvolgers in Titel of Regverkrygendes

GEDEELTE 5 VAN DIE PLAAS TURFBULT NO 593
 Registrasie Afdeling J U, Provinsie Mpumalanga;

GROOT: 85,8580 (AGT VYF komma AGT VYF AGT NUL) HEKTAAR;

Soos aangetoon op Kaart LG Nr 707/2006 hierby aangeheg en gehou
 Kragtens Sertifikaat van Verenigde Titel T **101498/07**
 GABGSTRKANE

ONDERHEWIG aan, die volgende voorwaardes: -

- A. Die voormalige gedeelte 8 ('n gedeelte van gedeelte 3 :Gideons Hoop") van die plaas VYEBOOM 414 'n gedeelte waarvan hierby gehou word, is onderhewig aan die volgende voorwaardes: -

"SPECIALLY SUBJECT to the reservation to the TRANSVAAL
 CONSOLIDATED LAND AND EXPLORATION COMPANY LIMITED
 (hereinafter referred to as the Company), of the following rights to minerals and
 other rights, subject to the conditions set out -

- (i) The Company reserves and retains the full free and sole right and interest in and to all minerals, mineral substances and metals, oils, precious stones and coal, on in and under the said property, without any exception together with the sole right to deal with alienate and dispose of the same at will

(ii) The Company reserves and retains the sole and exclusive right to prospect, exploit and mine for such minerals, mineral substances and metals, oils, precious stones and coal at any time on, in and under the land, and to deal with and turn to account, alienate and dispose of such rights or of such minerals etc, from time to time at pleasure.

(iii) As far as possible the Company shall not interfere with the crops standing at the commencement of any prospecting operations upon the property, but should such interference be unavoidable, of which the Company shall be the sole judge, the Company shall compensate the Transferee for all damage caused by such operations to the Transferee's standing crops, the amount of such compensation, failing mutual agreement, to be submitted to arbitration in the usual way.

At the termination of prospecting operations all shafts and other open places made by the Company shall be properly filled up or fenced in by the Company at its own expense.

(iv) The Company reserves and retains the right to take any of the land it may from time to time require for the erection of buildings, works, machinery and dwelling houses; for depositing sites for ore and ore tailings; for the storage of water and for all other purposes directly or indirectly connected with prospecting, exploiting or mining on the said land; the land so taken shall be re-transferred to the Company at its expense, and upon re-transfer it shall pay to the Transferee in respect of any such area a price to be mutually agreed upon, provided that if any dispute shall arise as to the price to be so paid the same shall be submitted to arbitration in the usual way. It is, however, distinctly understood that in the event of any dispute as above arising the arbitrator or arbitrators shall consider and decide upon only the agricultural value of any land which the Company may decide to re-take, which agricultural value shall be in no way affected by the value of the mineral rights of the property.

(v) The rights to minerals reserved by the Company shall include all such rights under the Precious and Base Metals Act, 1908 (Transvaal), or any other Act, appertain to the holder of mineral rights, but the Transferee shall, in event of Proclamation for gold, be entitled to all such rights as under the said Act appertain to an owner of the surface rights.

(vi) The Company shall have the full right of way from the place of such prospecting, exploiting or mining, to the nearest Government road or highway, and also to the nearest convenient point on any neighbouring railway line. Should there be any road or track in existence on the property reasonably convenient for these purposes the Company shall use such road or track, but should there be no such reasonably convenient road or track, the Company shall have the right to make and use such a road or

track, placing and maintaining gates in any fences which the road or track may pass through.

- (vii) In the event of the Company or its successors in title desiring to waive its title to all rights to minerals reserved by it and the rights attaching thereto as set forth and described in Conditions (a) and (f) above, the Transferee or its successors in title shall, when called upon the Company or its successors in title, immediately take transfer of all such rights at its own cost.
- B. Die voormalige gedeelte 3 van die plaas TENBOSCH 162, Registrasie Afdeling J.U., Mpumalanga waarvan hierby getransporteerde grond 'n deel uitmaak is, SPESIAAL ONDERHEWIG aan die verpoligting om 'n noodweg of pad te verleen ten gunste van die huurders of eienaars van die standplase bekend as "TENBOSCH STORE" en "BRIDGE STORE" na die naaste publieke weg.
- C. VERDER ONDERWORPE aan 'n serwituut ten gunste van die Elektrisiteitsvoorsieningskommissie om elektrisiteit oor die eiendom te vervoer tesame met bykommende regte onderhewig aan kondisies soos meer volledig sal blyk uit Notariële Akte van Serwituut No 1575/68S gedateer 23 Desember 1968, en waarvan die lyne a b en c d op die Kaart LG A 1556/1972, aangeheg aan Grondbrief Nr. T37709/1974, die middellyne van elektriese kraglyne met ondergrondse kables voorstel.
- D. Die voormalige Gedeelte 3 van die plaas TENBOSCH NO 182, Registrasie Afdeling JU, Mpumalanga, waarvan hierby getransporteerde grond 'n deel uitmaak, is VERDER ONDERHEWIG aan 'n Serwituut ten gunste van die Transvaalse Suiker Korporasie Beperk om elektrisiteit oor die eiendom te voer, tesame met bykomende regte en onderhewig aan kondisies soos meer volledig sal blyk uit Notariële akte van Serwituut No 605/69S.
- E. VERDER ONDERHEWIG aan voorwaarde dat die Suid-Afrikaanse Spoorweg en Hawens-Administrasie soos omskryf in Artikel I van Wet 70 van 1957, te enige tyd sodanige gedeelte van die grond hiermee transporteer, wat op 16 Augustus 1974 deur die genoemde Administrasie vir sy doeleindes geokkupeer of gebruik was, sonder betaling van vergoeding mag onteien.



F. Kragtens Notariële Akte K 2424/1976S gedateer 18 Augustus 1976, is die reg aan die Elektrisiteitsvoorsieningskommissie verleen tot (A) 'n Substasie en (B) om elektrisiteit oor hierdie hierinvermelde eiendom te voer, tesame met bykommende regte, en onderworpe, soos wmeer volledig sal blyk uit gesegde Akte en Kaart daarby aangeheg.

G. Kragtens Notariële Akte K1584/2004S gedateer 17 September 2003, is die binne gemelde eiendom onderhewig aan:

- a. Twee ewigdurende serwitute vir die installering, oprigting en gebruik van die pyplyn en werke en die reg om die pyplyn en werke van tyd tot tyd te patrolleer, inspekteer, instand te hou, hernieu verwyder en om te verlé, ten gunste van Sasol Gas Beperk.
- b. 'n Tydelike serwituut vir die duur van konstruksie van die pyplyn en werke binne die tydelike serwituutgebied, ten gunste van Sasol Gas Beperk.

SOOS meer volledig sal blyk uit bogmelde eiendom.

H. ALL rights, title and interest and delegation of all its obligations according to Notarial Deed of Servitude No K1584/2004S were ceded from Sasol Gas Limited to THE REPUBLIC OF MAZAMBIQUE PIPELINE INVESTMENTS CO (PTY) LTD by virtue of Notarial deed K2065/2006S dated 30 March 2006.

I. Hierdie gedeelte is onderhewig aan 'n Serwituut van Reg van Weg nege meter wyd, die oostelike grens waarvan aangedui word deur die lyn BC op kaart LG no. 707/2006, ten gunste van die restant van die Plaas Turfbult No. 593 Registrasie Afdeling JU, Provinsie Mpumalanga.

EN VERDER ONDERWORPE AAN SODANIGE VOORWAARDES SOOS IN GENOEMDE Akte vermeld staan of na verwys word

WESHALWE die Komparant afstand doen van al die reg en title wat sy gemelde Prinsipaal voorheen op genoemde eiendom gehad het, en gevolglik oor erken dat hy geheel en al van die besit daarvan onthef en nie meer daartoe geregtig is nie, en dat, kragtens hierdie Akte, die genoemde:



L.M. SCHOONSPRUIT FARMING (EIENDOMS) BEPERK
REGISTRASIENOMMER: 2006/016179/07

Diese Opvolgers in Titel of Regverkrygendes tans en voortaan daartoe geregtig is ooreenkomstig plaaslike gebruik, behoudens die regte van die Staat, en ten slotte erken hy dat die eiendom op die 16DE FEBRUARIE 2007 verkoop is vir 'n bedrag van R2 415 000,00 (TWEDE MILJOEN VIER HONDERD EN VYFTIEN DUISEND RAND)

TEN BEWYSE WAARVAN ek, die genoemde REGISTRATEUR tesame met die Komporant q.q. HIERDIE Akte onderteken en met die Ampseël bekragtig het.

ALDUS GEDOEN EN GETEKEN op die Kantoor van die REGISTRATEUR VAN AKTES, te PRETORIA, op 2007-07-31

q.q.

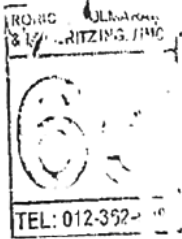


IN MY TEENWOORDIGHEID



REGISTRATEUR VAN AKTES






Prepared by me,


 CONVEYANCER
 CW ENDRES

POWER OF ATTORNEY TO TRANSFER


 We, the undersigned,

HILGARD ANDRIES CORNELIUS LOURENS

Identity Number: 810523 5018 08 1

**DULY AUTHORISED THERETO BY A RESOLUTION OF THE DIRECTORS OF
 LA LOURENS TURFBULT (PTY) LTD
 Registration Number 1975/000422/07**

do hereby nominate, constitute and appoint:

CHRISTIAN WILHELM ENDRES and *for* Annette Johanna Louw

 with power of substitution, to be our lawful attorney and agent, in our name, place and
 stead to appear at the office of the Registrar of Deeds at **PRETORIA**, and there as our act
 and deed to pass transfer to:

L.M. SCHOONSPRUIT FARMING (PROPRIETARY) LIMITED
 Registration Number 2006/016179/07

of the following property, namely:

 PORTION 5 OF THE FARM TURFBULT 593
 REGISTRATION DIVISION J.U., PROVINCE MPUMALANGA

 IN EXTENT: 85,8580 (EIGHTY FIVE COMMA EIGHT FIVE EIGHT ZERO)
 Hectares

 HELD BY CERTIFICATE OF ^{REGISTERED} ~~CONSOLIDATED~~ TITLE T _____

sold to him by us by Private Treaty on 16 February 2007, for the sum of R2 415 000.00 (TWO MILLION FOUR HUNDRED AND FIFTEEN THOUSAND RAND) which has been duly secured; and generally for effecting the purposes aforesaid, to do whatsoever shall be requisite as fully and effectually, to all intents and purposes as might or could do, if personally present and acting therein; hereby ratifying, allowing and confirming and promising and agreeing to ratify, allow and confirm all and whatsoever our said Attorney and Agent or substitute, shall in our name lawfully do or cause to be done, by virtue of these presents.

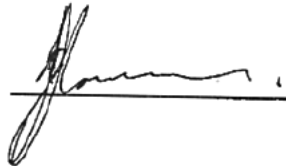
SIGNED at KOMATIPOORT


on 1 MARCH 2007

in the presence of the undersigned witnesses.

As Witnesses

1. 

2. 


 y
 HILGARD ANDRIES CORNELIUS LOURENS
 (for LA LOURENS TURFBULT (PTY) LTD)

SARS ROCHIE HOLMANS
DEBITZING IMC


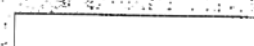
TRANSFER DUTY **TD5**
Receipt or exemption certificate
Transfer Duty Act, 1949 and Value-Added Tax Act, 1991 Part 2

Details of seller/transferor
Full name of seller/transferor: **LA LOURENS.TUREBULT (PTY) LTD**
Identity/Trust/CC/Company number: **1975/000422/07** VAT number: **4570122186**

Details of purchaser/transferee
Full name of purchaser/transferee: **L.M. SCHOONSPRUIT FARMING (PROPRIETARY) LIMITED**
Identity/Trust/CC/Company number: **2006/016179/07** VAT number or income tax number if not a VAT vendor: **412.0230406**

Details of sale transaction
Date of transaction: **16 February 2007** Bought by: ☒ Private treaty ☐ Public auction
Consideration: **R2 415 000.00**
Description of property (as per Deeds Registry): **PORTION 5 OF THE FARM TURFBULT 593
REGISTRATION DIVISION J.U. PROVINCE MPUMALANGA
IN EXTENT: 85,8580 (EIGHTY FIVE COMMA EIGHT FIVE EIGHT ZERO) Hectares**
Physical address: **KOMATIPOORT** Postal code: **1340**
Property is: ☒ Improved ☐ Unimproved
Nature of property: ☐ Primary residence ☐ Other residential property ☐ Small holding ☒ Farm
☐ Commercial building ☐ Industrial building ☐ Other, specify

Calculation of VAT payable
VAT rate: ☒ Standard ☐ Zero
1. Payment of the VAT is tendered herewith
2. The output tax will be declared in the VAT201 return for the period **R**
3. The supply is that of a going concern which qualifies for the zero rate **R**

Declaration by Conveyancer/Attorney
JOHANNES CHRISTIAAN ENGELBRECHT at ESSELENS ENGELBRECHTS INC (full name) hereby certify that this is a true copy of the transfer duty receipt / exemption certificate drawn from the SARS website (e-filing only).
Signature:  Date: 

RECEIPT/EXEMPTION
RECEIVED FOR REVENUE
NATANGEN/INKOMSTE
NELSPRUIT

TRANSFER DUTY
DUTY IN TERMS OF THIS PROPERTY IS EXEMPT FROM TRANSFER
DUTY IN TERMS OF SECTION 26 OF THE TRANSFER DUTY ACT, No. 40/49.
RECEIVED FOR REVENUE DATE **2007-03-16**

SOUTH AFRICAN
16 MAR 2007
REVENUE SERVICE

SA REVENUE SERVICE
PRIVATE BAG/PRIVAATSAK X11294
2007-03-16
NELSPRUIT 1200
SA INKOMSTE DIENS

4.2. LAND CLAIM DOCUMENTS



OFFICE OF THE LAND CLAIM COMMISSIONER: LOGEMENT - MPUMALANGA PROVINCE
18 BELL STREET, BELL TOWERS BUILDING NELSPRUIT
PRIVATE BAG X 11330
NELSPRUIT, 1200
TEL : 013 752 4054
FAX : 013 752 3859/2643

ENQ : MR LV MASUKU
REF: SA CILLIERSmr

DU TOIT-SMUTS & PARTNERS

ATTENTION: SA CILLIERS

RE: YOUR ENQUIRY: LAND RESTITUTION CLAIMS AGAINST THE FOLLOWING PROPERTY IN
TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO.22 OF 1994

DETAILS OF PROPERTY DESCRIPTION

Property Description	Comments
Province of Mpumalanga Magisterial District: Property: ➤ Portion 3 of the farm Vyeboom 414 JU	According to our Database, there is currently no registered land claim which was lodged against the mentioned property.

1. The above mentioned matter and your enquiry received on 23 October 2017, refers.
2. **TAKE NOTICE** that land claims are lodged with the office of the Commission in accordance with the historical and or present property descriptions of the dispossessed properties and therefore may not match the current property description as described in your correspondence in respect of the above-mentioned properties.
3. However, if the historical description of any of the above property has changed since 1913, or you are aware of any other local or official name by which it was then described or currently known, kindly supply us with such information to enable us to search further.

4. **TAKE NOTICE FURTHER THAT** while the Regional Land Claims Commission:
Mpumalanga has taken reasonable care to ensure the accuracy of the above-mentioned information,
the Commission cannot be held accountable if, through the process of further on- going investigation,
additional information may be found that contradicts paragraph 2 above.

Yours Faithfully

E.S. Nkosi
.....

Mr. E.S. NKOSI
CHIEF DIRECTOR
OFFICE OF REGIONAL LAND CLAIMS COMMISSION
DATE: 02/11/2017



REGIONAL LAND CLAIMS COMMISSION: MPUMALANGA PROVINCE
 30 SAMORA MACHELL DRIVE, RESTITUTION HOUSE, NELSPRUIT
 PRIVATE BAG X 11330
 NELSPRUIT, 1200
 TEL : 013 756 6000
 FAX : 013 752 5410

ENQ : MR LV MASUKU
 REF : SA CILLIERS/nrmvw

DU TOIT-SMUTS & PARTNERS

ATTENTION: SA CILLIERS

LAND RESTITUTION IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO. 22 OF 1994

I refer to your enquiry, dated 10 October 2017.

Please note that a claim for the restitution of land rights has been lodged against the following property:

Property Description	Comments	File number	Claim Status
Province: Mpumalanga Magisterial District: Nkomazi Property: ➤ Portion 56 of the farm Tenbosch 162 JU	➤ There is currently a registered land claim which was lodged against the farm	❖ KRP124645	Settlement Phase

It is not within the powers of the Commission on Restitution of Land Rights to grant or withhold permission for the development or alienation in respect of land being claimed until such a claim has been gazetted, unless such development would constitute an obstruction to the achievement of the aims and objectives of the Restitution of Land Rights Act 22 of 1994. In such instances application can be made in the Land Claims Court in terms of Section 6(3) of the Restitution Act; this can be done at any stage after the claim has been lodged - even before the publishing of such a claim in terms of Section 11 of the Restitution of Land Rights Act 22 of 1994.

While the Regional Land Claims Commission: Mpumalanga

has taken reasonable care to ensure the accuracy of the above-mentioned information, the Commission cannot be held accountable if, through the process of further investigation, additional information is found that contradicts this communication.

The records in the Records Management Section of the Department of the Rural Development and Land Reform reflect in respect of the following property Tenbosch 162 JU which is situated in the Nkomazi Local municipality, Ehlanzeni District in Mpumalanga Province.

Kind regards



Mr. E.S. NKOSI
CHIEF DIRECTOR
OFFICE OF REGIONAL LAND CLAIMS COMMISSION
DATE: 02/11/2017

4.3. WATER RIGHTS, VERIFICATION PROCESS AND PERMITS

Suite 801, 8th Floor
The MAXSA Building
13 Streak Street
Mbombela

Private Bag X11214
Mbombela
1200

Tel 013 753 9000
Fax 013 753 2786



Enquiries: Verification Office
Reference: 414JU/3
E-mail: verification@iucma.co.za

I E Lourens Schoonspruit (Pty) Ltd

FORMER INKOMATI WATER MANAGEMENT AREA, WITHIN THE INKOMATI-USUTHU WATER MANAGEMENT AREA

CROCODILE RIVER MAJOR IRRIGATION BOARD - ONDER

VYEBOOM 414, JU, PORTION 3, SIZE 0.0000 ha: DECLARATION OF WATER USE AS AN EXISTING LAWFUL WATER USE IN TERMS OF SECTION 33(2) OF THE NATIONAL WATER ACT, 1998 (ACT 36 OF 1998)

Under Section 33(2) of the National Water Act, 1998 (Act 36 of 1998) ["the Act"], the following volume(s) are declared as existing lawful water use(s) on the above mentioned property:

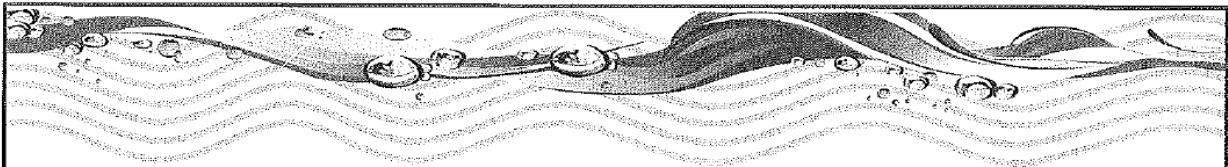
<i>Type of water use</i>	<i>Volume (m³/annum)</i>
Taking of water for irrigation purposes	180.80 2,350,400.0000
Taking of water for non-irrigation purposes	
Storing of water	

This use may be continued with under Section 34(1) subject to any existing conditions or obligations attached to the use until a licence replaces it.

In terms of Section 148(1)(e) of the Act you may appeal against this declaration to the Water Tribunal within 30 (thirty) days from the date of this letter. The Water Tribunal can be contacted as follows:

The Registrar of the Water Tribunal, Mr Robert Mabe
Water Tribunal
Private Bag X316
Pretoria
0001

Tel: 012 336 7034
E-Mail: maber@dws.gov.za



A copy of the appeal must be submitted to this office

The Inkomati-Usuthu Catchment Management Agency (IUCMA) will amend your registration certificate or the registration certificate of the applicable Water Management Institution to reflect the above details. If an appeal is lodged, the certificate may be amended again depending on the outcome of the appeal.

Yours faithfully

Dr THOMAS GYEDU-ABABIO

CHIEF EXECUTIVE OFFICER

DATE: 8/1/2016

Suite 801, 8th Floor
The MAXSA Building
13 Streak Street
Mbombela

Private Bag X11214
Mbombela
1200

Tel 013 753 9000
Fax 013 753 2786



Enquiries: Verification Office
Reference: 162JU/56
E-mail: verification@iucma.co.za

L M Schoonspruit (Pty) Ltd

Pos.

FORMER INKOMATI WATER MANAGEMENT AREA, WITHIN THE INKOMATI-USUTHU WATER MANAGEMENT AREA

CROCODILE RIVER MAJOR IRRIGATION BOARD - ONDER

TENBOSCH 162, JU, PORTION 56, SIZE 0.0000 ha: DECLARATION OF WATER USE AS AN EXISTING LAWFUL WATER USE IN TERMS OF SECTION 33(2) OF THE NATIONAL WATER ACT, 1998 (ACT 36 OF 1998)

Under Section 33(2) of the National Water Act, 1998 (Act 36 of 1998) ["the Act"], the following volume(s) are declared as existing lawful water use(s) on the above mentioned property:

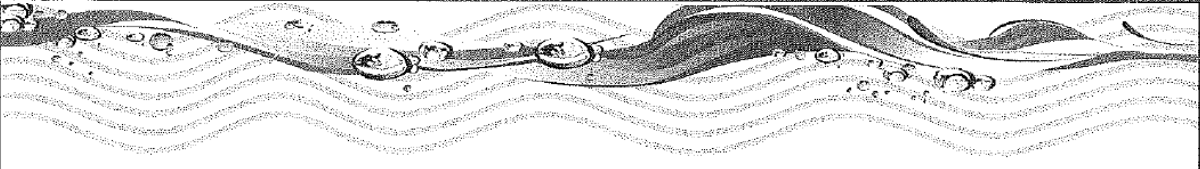
Type of water use	Volume (m ³ /annum)
Taking of water for irrigation purposes	361.2 4,695,600.0000
Taking of water for non-irrigation purposes	
Storing of water	

This use may be continued with under Section 34(1) subject to any existing conditions or obligations attached to the use until a licence replaces it.

In terms of Section 148(1)(e) of the Act you may appeal against this declaration to the Water Tribunal within 30 (thirty) days from the date of this letter. The Water Tribunal can be contacted as follows:

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Yours faithfully



Dr THOMAS GYEDU-ABABIO

CHIEF EXECUTIVE OFFICER

DATE: 8/11/2016