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**Marbev Trust**

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THIS DEED is made the 3<sup>rd</sup> day of August 2017

**BETWEEN:**

Marbev Holdings Pty Ltd ACN 620 778 476 of 56 Portrush Road, Payneham, South Australia 5070.  
(Trustee)

**AND**

Mark Andrew McPeake and Beverly Gloria McPeake as Trustees for McPeake Constructions Pty Ltd Superannuation Fund of 73 Lansdowne Terrace, Vale Park, South Australia 5081.  
(Beneficial Owner)

**RECITALS**

- A. The Trustee and the Beneficial Owner mutually agree that the Trustee shall hold the property specified in the Schedule ("**Property**") as bare trustee for the Beneficial Owner.
- B. The Beneficial Owner confirms that it enters into this Deed as Trustee of **McPeake Constructions Pty Ltd Superannuation Fund**.

**WHEREAS:**

**1. Name of Trust**

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- 1.1 The Trust hereby constituted shall be known by the name set out in the Schedule.

**2. Operative Provisions**

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- 2.1 This Deed supersedes any previous deed entered into between the Trustee and the Beneficial Owner, wherein the Deed purports to establish a Bare Trust in respect to the Property specified in the Schedule.
- 2.2 The Trust is hereby declared and established by the Trustee's execution of this Deed.
- 2.3 The Property will at all times be held by the Trustee upon trust for the Beneficial Owner who has provided all of the purchase moneys.
- 2.4 The Beneficial Owner is and at all times has been absolutely entitled to the benefit of the Property, together with all earnings, profits or gains accrued or to accrue in respect of the Property.

- 2.5 The Trustee has not and will not provide any of the purchase moneys and the real purchaser is the Beneficiary.
- 2.6 The Beneficial Owner has a right to acquire legal ownership of the Property by making one or more payments after acquiring the beneficial interest in the Property.
- 2.7 The Trustee or the Trustee's successors or assigns will execute and deliver, when called upon by the Beneficial Owner, a transfer of the Property to the Beneficial Owner.
- 2.8 The Trustee has been authorised to complete any purchase, sale of land agreement and registration of transfer of the Property as instructed by the Beneficial Owner.
- 2.9 The Trustee undertakes to deal with the Property and exercise and perform all the rights duties and powers relating to the Property only as directed by the Beneficial Owner.

### **3. General**

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#### **3.1 Capacity**

Each party represents to the other that it has full power, capacity and authority to execute and perform its obligations under this Deed and all necessary corporate, shareholder and other action (if necessary) has been taken to authorise the execution and performance of the same.

#### **3.2 Governing law**

This Deed is governed by and shall be construed pursuant to the laws, both common and legislative, for the time being and from time to time in force in the State or Territory where the Property is located.

### **SCHEDULE**

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- Item 1 – Trust Name:** Marbev Trust
- Item 2 - Property:** 4 View Court, Carrickalinga, South Australia 5204

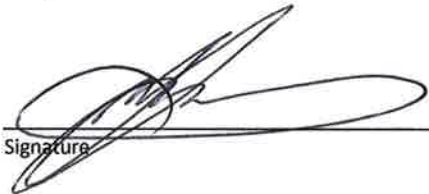
Executed as a Deed.

EXECUTED by Marbev Holdings Pty Ltd ACN 620 778 476 in accordance with Section 127 of the Corporations Act in the presence of:

  
\_\_\_\_\_  
) Director  
) Mark Andrew McPeake  
) 73 Lansdowne Terrace  
) Vale Park, South Australia 5081

  
\_\_\_\_\_  
Director  
Beverly Gloria McPeake  
73 Lansdowne Terrace  
Vale Park, South Australia 5081

SIGNED by the Trustee Mark Andrew McPeake as an individual in the presence of:


  
\_\_\_\_\_  
Signature

  
\_\_\_\_\_  
Witness

  
\_\_\_\_\_  
Full Name of Witness

SIGNED by the Trustee Beverly Gloria McPeake as an individual in the presence of:

  
\_\_\_\_\_  
Signature

  
\_\_\_\_\_  
Witness

  
\_\_\_\_\_  
Full Name of Witness