

13. At the time of registration of CS1134 the following relevant works had been carried out in relation to the construction and installation of the water supply and reticulation system:

- a) The lake referred to in the Submission had been constructed and was near full of water.
- b) Two 50,000 gallon concrete high level water tanks had been constructed in lieu of the single 100,000 gallon high level tank referred to in the Submission.
- c) The rising main had been laid between and connecting the lake and the high level tanks as referred to in the Submission.
- d) Primary reticulation pipes had been laid in the common property and connected to the concrete high level tanks to convey non domestic water from the tanks to the allotments as referred to in the Submission.
- e) The high level tanks contained water.

14. By reason of the matters referred to in paragraphs 5 - 13 above the Plaintiffs, as ~~beneficial owners of the land purchased by them~~ holders of an equitable interest in the land;

- a) had a right of access and an entitlement to the water supply and reticulation system within CS1134.