

H596490.3 EC

Approved by the District Land Registrars: North Auckland 4221/75, South Auckland H.008116/1974, Canterbury 957768, Marlborough 75776, Gisborne 112239.9, Hawkes Bay 303051, Taranaki 217464.1, Wellington A038045, Westland 45629.

EASEMENT CERTIFICATE

(IMPORTANT: Registration of this certificate does not of itself create any of the easements specified herein).

WE, WALLIS JAMES ROGER formerly of Auckland, Commercial Traveller but now of Ohope, Commercial Traveller and IAN DAVID PARK ROGER of Hamilton, Company Director, ~~Rachel Crawford Smith of Whakatane mechanic draughtsman and Arlene Smith his wife, Albert George Porteous of Taupo retired and Jacqueline Mary Porteous his wife, George Telford Austin of Wellington company director, and Gwendolyn Gray Austin his wife, Ronald James Wylie of Whakatane chemist and June Wylie his wife.~~

being the registered proprietor of the land described in the Schedule hereto hereby certify that the easements specified in that Schedule, the servient tenements in relation to which are shown on a plan of survey deposited in the Land Registry Office at HAMILTON on the

day of 19 85 under No. S35495 are the easements which it is intended shall be created by the operation of section 90A of the Land Transfer Act 1952.

SCHEDULE DEPOSITED PLAN NO.

Nature of Easement (e.g., Right of Way, etc.)	Servient Tenement		Dominant Tenement Lot No.(s) or other Legal Description	Title Reference
	Lot No.(s) or other Legal Description	Colour, or Other Means of Identification, of Part Subject to Easement		
Rights of Way and Drainage) part Lot 3	"A"	Lots 4 and 5	2D/400- 505 2D/1387 3A/263 2A/1223 32C/916 DPS 8517 3A/263 2D/1387 DPS 8517 5A/1223 2D/760
	) part Lot 4	"B"	Lots 3 and 5
	) part Lot 5	"C"	Lots 3 and 4
	) part Lot 4	"D"	Lot 5
	) part Lot 5	"E"	Lot 4
	) part Lot 9	"F"	Lots 10 and 11
	) part Lot 10	"G"	Lots 9 and 11
	) part Lot 11	"H"	Lots 9 and 10
	) part Lot 9	"I"	Lot 10
	) part Lot 10	"J"	Lot 9
Drainage) part Lot 6	"M"	Lots 3, 4 and 5	DPS 8517 3A/263 2D/1387 DPS 8517 5A/1223 2D/760
	) part Lot 9	"F"	Lots 3, 4 and 5
	) part Lot 10	"G"	Lots 3, 4 and 5
Sewage Right of Way	) part Lot 2	"N"	Lot 1
	) part Lot 9	"F" & "I"	Lots 1, 2, 3 and 4
) part Lot 10	"G", "J" & "K"	Lots 1, 2, 3 and 4	
) part Lot 9	"L"	Lots 3 and 4	

N.B. On no account should this margin be used

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State whether any rights or powers set out here are in addition to or in substitution for those set out in the Seventh Schedule to the Land Transfer Act 1952.

1. Rights and powers:

The rights of way over part Lot 10 D.P.S. marked "K" and part Lot 9 D.P.S. marked "L" in favour of the registered proprietors of Lots 1, 2, 3 and 4 D.P.S. 8517 (in the case of the said Lot 10) and the registered proprietors of the said Lots 3 and 4 D.P.S. 8517 (in the case of the said Lot 9), their tenants agents servants workmen licencees and invitees shall be restricted to the purpose of giving pedestrian access only to the said dominant tenements or any part or parts thereof, these rights being in substitution for those set out in the seventh schedule to The Land Transfer Act 1952.

N.B. On no account should this margin be used

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SIGNED by RODNEY CRAWFORD SMITH)
 and ARLENE SMITH the registered)
 proprietors of Lot 1 D.P.S.8517)
 comprised in Certificate of)
 Title 2D/1387 (South Auckland)
 Registry))

R.C. Smith
Arlene Smith

[Signature]
Solentia
Whakatare

SIGNED by ALBERT GEORGE PORTEOUS)
 and JACQUELINE MARY PORTEOUS the)
 registered proprietors of Lot 2)
 D.P.S.8517 comprised in)
 Certificate of Title 3A/263)
 (South Auckland Registry))

A.G. Porteous
J.M. Porteous

[Signature]
Solentia
Whakatare

SIGNED by GEORGE TELFORD AUSTIN)
 and GWENDA MAY AUSTIN the)
 registered proprietors of Lot 3)
 D.P.S.8517 comprised in)
 Certificate of Title 5A/1223)
 (South Auckland Registry))

G.T. Austin
G.M. Austin

[Signature]
Solentia
Whakatare

SIGNED by RONALD JAMES WYLIE)
 and JUNE WYLIE the registered)
 proprietors of Lot 4 Deposited)
 Plan S.8517 comprised in)
 Certificate of Title 2D/760)
 (South Auckland Registry))

R. Wylie
J. Wylie

[Signature]
Solentia
Whakatare

2. Terms, conditions, covenants, or restrictions in respect of any of the above easements:

The cost of maintaining in good order repair and condition the easements hereinbefore specified shall be paid by the registered proprietors of the dominant tenements, each registered proprietor contributing a fair proportion ^{according to} to use, the proportion in case of difference to be ascertained by a single arbitrator under the provisions of The Arbitration Act 1908 and its amendments.

N.B. On no account should this margin be used

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Dated this 5th day of March 1985.

Signed by the above-named

WALLIS JAMES ROGER

in the presence of

Witness:

Macquell

Occupation Solicitor

Address Wakaitane

Signed by the abovenamed IAN
DAVID PARK ROGER in the
presence of :-

Macquell
Solicitor
Wakaitane

W. Roger

I. V. Roger

EASEMENT CERTIFICATE

IMPORTANT: Registration of this certificate does not of itself create any of the easements specified herein.

Correct for purposes of the Land Transfer Act

McAgnell

(Solicitor for) the registered proprietor

~~The easements referred to
herein when created will be
subject to Section 309(1)(c)
Local Government 1974
Deleted 21/11/1986
AK~~

N.B. On no account should this margin be used

Particulars entered in the Register as shown in the schedule of land herein on the date and the time stamped below



PARTICULARS ENTERED IN REGISTER
LAND REGISTRY SOUTH AUCKLAND
ASST. LAND REGISTRAR *O. Hara*

320/1976

20/7/60

20/1/387

34/263

54/1/223

N.B. On no account should this margin be used 21 JUN 85 H 596490 3

Hamerton & Chappell
Solicitors
Whakatane