

View Instrument Details



Instrument No 9686891.1
Status Registered
Date & Time Lodged 18 June 2014 09:47
Lodged By Holden, Sian Rhiannon
Instrument Type Variation of Easement



Affected Computer Registers Land District

584164	Nelson
584165	Nelson
584166	Nelson
584167	Nelson
584168	Nelson
584169	Nelson
584170	Nelson
584171	Nelson
584172	Nelson
584173	Nelson
584174	Nelson
584175	Nelson
584176	Nelson
584177	Nelson
584178	Nelson
584179	Nelson
584180	Nelson
584181	Nelson

Affected Instrument Easement Instrument 9193871.7

Annexure Schedule: Contains 3 Pages.

Grantor Certifications

I certify that I have the authority to act for the Grantor and that the party has the legal capacity to authorise me to lodge this instrument ☒

I certify that I have taken reasonable steps to confirm the identity of the person who gave me authority to lodge this instrument ☒

I certify that any statutory provisions specified by the Registrar for this class of instrument have been complied with or do not apply ☒

I certify that I hold evidence showing the truth of the certifications I have given and will retain that evidence for the prescribed period ☒

I certify that the territorial authority has consented to this transaction and I hold that consent, or the affected easement is not the subject of a condition imposed by the territorial authority ☒

I certify that the Mortgagee under Mortgage 9287534.2 has consented to this transaction and I hold that consent ☒

I certify that the Mortgagee under Mortgage 9696451.2 has consented to this transaction and I hold that consent ☒

Signature

Signed by Sian Rhiannon Holden as Grantor Representative on 18/06/2014 09:45 AM

Grantee Certifications

I certify that I have the authority to act for the Grantee and that the party has the legal capacity to authorise me to lodge this instrument ☒

Grantee Certifications

I certify that I have taken reasonable steps to confirm the identity of the person who gave me authority to lodge this instrument ☒

I certify that any statutory provisions specified by the Registrar for this class of instrument have been complied with or do not apply ☒

I certify that I hold evidence showing the truth of the certifications I have given and will retain that evidence for the prescribed period ☒

Signature

Signed by Sian Rhiannon Holden as Grantee Representative on 18/06/2014 09:46 AM

***** End of Report *****

Easement variation instrument to vary easement or *profit à prendre* or land covenant
(Sections 90C and 90F Land Transfer Act 1952)

2009/6231EF
APPROVED
Registrar-General of Land

Grantor

WAHANGA LIMITED as to Certificates of Title 584164 to 584167 (inclusive), 584169, 584170 and 584173 to 584181 (inclusive), David KENT and Catherine Anne KENT as to Certificate of Title 584168, Peter Charles Alfred FOWLER and Christine Nancy FOWLER as to Certificate of Title 584171 and Dianne Elizabeth TILLIER and Malcolm TILLIER as to Certificate of Title 584172

Grantee

WAHANGA LIMITED as to Certificates of Title 584164 to 584167 (inclusive), 584169, 584170 and 584173 to 584181 (inclusive), David KENT and Catherine Anne KENT as to Certificate of Title 584168, Peter Charles Alfred FOWLER and Christine Nancy FOWLER as to Certificate of Title 584171 and Dianne Elizabeth TILLIER and Malcolm TILLIER as to Certificate of Title 584172

Variation of Easement, *profit à prendre* or Covenant

The terms, covenants or conditions contained in the easement(s), *profit(s) à prendre*, or covenant(s) set out in Schedule A are hereby varied, negated or added to, as set out in Schedule B.

Schedule A

Continue in additional Annexure Schedule, if required

Purpose of Easement; <i>Profit</i> or Covenant	Creating Instrument number	Servient Tenement (Computer Register)	Dominant Tenement (Computer Register) or in gross
Land Covenants	9193871.7	Lot 3 DP 454691 (CT 584164)	Lots 4-9 (CTs 584165 - 584170), Lot 13 (CT 584171), Lot 33 (CT 584172) and Lots 50-58 (CTs 584173 - 584181)
		Lot 4 DP 454691 (CT 584165)	Lot 3 (CT 584164), Lots 5-9 (CTs 584166 - 584170), Lot 13 (CT 584171), Lot 33 (CT 584172) and Lots 50-58 (CTs 584173 - 584181)
		Lot 5 DP 454691 (CT 584166)	Lot 3 & 4 (CTs 584164 and 584165), Lots 6-9 (CTs 584167 - 584170), Lot 13 (CT 584171), Lot 33 (CT 584172) and Lots 50-58 (CTs 584173 - 584181)

Schedule B

Continue in Annexure Schedule, if required

Paragraph 16 of the Land Covenants is hereby deleted and replaced with the following:

"16 Any building that exceeds any height restriction in respect of building imposed by the Tasman District Council (or its successors) under the terms of any resource consent obtained by Wahanga relating to the property"

Schedule A (continued)

Purpose (Nature and extent) of covenant	Shown (plan reference) DP 454691	Servient Tenement (Computer Register) DP 454691	Dominant Tenement (Computer Register) or in gross
As set out in Annexure Schedule		Lot 6 DP 454691 (CT 584167)	Lots 3-5 (CTs 584164 - 584166), Lots 7-9 (CTs 584168 - 584170), Lot 13 (CT 584171), Lot 33 (CT 584172) and Lots 50-58 (CTs 584173 - 584181)
		Lot 7 DP 454691 (CT 584168)	Lots 3-6 (CTs 584164 - 584167), Lot 8 & 9 (CTs 584169 & 584170), Lot 13 (CT 584171), Lot 33 (CT 584172) and Lots 50-58 (CTs 584173 - 584181)
		Lot 8 DP 454691 (CT 584169)	Lots 3-7 (CTs 584164 - 584168), Lot 9 (CT 584170), Lot 13 (CT 584171), Lot 33 (CT 584172) and Lots 50-58 (CTs 584173 - 584181)
		Lot 9 DP 454691 (CT 584170)	Lots 3-8 (CTs 584164 - 584169), Lot 13 (CT 584171), Lot 33 (CT 584172) and Lots 50-58 (CTs 584173 - 584181)
		Lot 13 DP 454691 (CT 584171)	Lots 3-9 (CTs 584164 - 584170), Lot 33 (CT 584172) and Lots 50-58 (CTs 584173 - 584181)
		Lot 33 DP 454691 (CT 584172)	Lots 3-9 (CTs 584164 - 584170), Lot 13 (CT 584171) and Lots 50-58 (CTs 584173 - 584181)
		Lot 50 DP 454691 (CT 584173)	Lots 3-9 (CTs 584164 - 584170), Lot 13 (CT 584171), Lot 33 (CT 584172) and Lots 51-58 (CTs 584174 - 584181)
		Lot 51 DP 454691 (CT 584174)	Lots 3-9 (CTs 584164 - 584170), Lot 13 (CT 584171), Lot 33 (CT 584172), Lot 50 (CT 584173) and Lots 52-58 (CTs 584175 - 584181)

		Lot 52 DP 454691 (CT 584175)	Lots 3-9 (CTs 584164 – 584170), Lot 13 (CT 584171), Lot 33 (CT 584172), Lot 50 & 51 (CTs 584173 & 584174) and Lots 53-58 (CTs 584176 – 584181)
		Lot 53 DP 454691 (CT 584176)	Lots 3-9 (CTs 584164 – 584170), Lot 13 (CT 584171), Lot 33 (CT 584172), Lot 50-52 (CTs 584173 - 584175) and Lots 54-58 (CTs 584177 – 584181)
		Lot 54 DP 454691 (CT 584177)	Lots 3-9 (CTs 584164 – 584170), Lot 13 (CT 584171), Lot 33 (CT 584172), Lot 50-53 (CTs 584173 - 584176) and Lots 55-58 (CTs 584178 – 584181)
		Lot 55 DP 454691 (CT 584178)	Lots 3-9 (CTs 584164 – 584170), Lot 13 (CT 584171), Lot 33 (CT 584172), Lot 50-54 (CTs 584173 - 584177) and Lots 56-58 (CTs 584179 – 584181)
		Lot 56 DP 454691 (CT 584179)	Lots 3-9 (CTs 584164 – 584170), Lot 13 (CT 584171), Lot 33 (CT 584172), Lot 50-55 (CTs 584173 - 584178) and Lots 57 & 58 (CTs 584180 & 584181)
		Lot 57 DP 454691 (CT 584180)	Lots 3-9 (CTs 584164 – 584170), Lot 13 (CT 584171), Lot 33 (CT 584172), Lot 50-56 (CTs 584173 - 584179) and Lot 58 (CT 584181)
		Lot 58 DP 454691 (CT 584181)	Lots 3-9 (CTs 584164 – 584170), Lot 13 (CT 584171), Lot 33 (CT 584172), Lot 50-56 (CTs 584173 - 584179) and Lot 57 (CT 584180)