

# MEMORANDUM OF TRANSFER

675506.6

Under the Land Transfer Act, 1952  
BY WAY OF EASEMENT IN GROSS

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WHEREAS NGAHERE DEVELOPMENTS LIMITED a duly incorporated company having its registered office at Wellington (hereinafter with its successors and assigns and the registered proprietor for the time being of the undermentioned land referred to and included in the term "the transferor")

being registered as proprietor

of an estate in fee simple

6DC84 60521 17.3  
NEW ZEALAND LAND REGISTRY

subject however to such encumbrances, liens and interests as are notified by memoranda underwritten or endorsed hereon in those pieces of land situated in the Land District of Wellington containing 2.0579 ha

more or less being Lots 2 and 3 on Deposited Plan 57092 and being part of the land comprised and described in Certificate of Title Volume 250 Folio 193 (Wellington Registry) (hereinafter called "the said land")

AND WHEREAS the transferor has agreed to transfer and grant unto THE HOROWHENUA COUNTY COUNCIL (hereinafter with its successors and assigns called "the transferee") easements in and over such parts of the said land as are described in the Schedule hereto such easements being for the conveyance of sewage and for the disposal thereof in such manner as the transferee shall determine

NOW THIS TRANSFER WITNESSETH that in consideration of the premises the transferor doth hereby transfer and grant unto the transferee an easement of Right to Drain Sewage within the meaning of section 90D(1) of the Land Transfer Act 1952 through over and along those portions of the said land as are described in the Schedule hereto through pipes laid or to be laid under the surface of the said land provided that nothing herein contained or implied shall be deemed to compel the transferee to conduct sewage through any said pipes and the transferee may discontinue such drainage at will AND IT IS HEREBY DECLARED that the rights hereby granted are in the nature of an easement in gross.

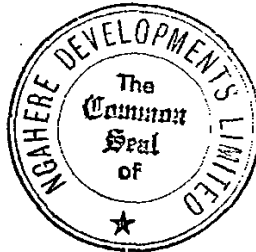
THE SCHEDULE

Right to Drain Sewage as follows:

- (i) All that portion of Lot 3 D.P. 57092 shown marked "A" on the said plan
- (ii) All that portion of Lot 2 D.P. 57092 shown marked "B" on the said plan

IN WITNESS WHEREOF the presents have been executed this 6th day  
of October One thousand nine hundred and eighty four (1984)

THE COMMON SEAL of NGAHERE )  
DEVELOPMENT LIMITED was )  
hereunto affixed by and in )  
the presence of: )



W. Brewer  
Director

[Signature]  
Director

~~IN CONSIDERATION OF~~

(the receipt of which sum is hereby acknowledged)

DO HEREBY TRANSFER to the said

all

estate and interest in the

~~said piece of land above described~~

~~IN WITNESS WHEREOF these presents have been executed this~~ day of

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SIGNED by the above named

~~in the presence of~~

Correct for the purposes of the Land Transfer Act.

**TRANSFER** of

*Proso*  
Solicitor for the Transferee.

NGAHERE DEVELOPMENTS LIMITED *Transferor*

I hereby certify that this transaction does not contravene the provisions of Part IIA of the Land Settlement Promotion and Land Acquisition Act 1952.

HOROWHENUA COUNTY COUNCIL *Transferee*

*Proso*  
Solicitor for the Transferee

~~The easements referred to herein when created~~  
~~are~~ will be subject to section 303(1) (a) Local Government  
Act 1974

Particulars entered in the Register at the date and at the time stamped below.

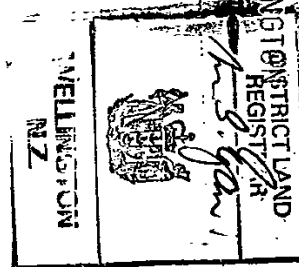
*District* Land Registrar  
*Assistant* of the District of Wellington

9.45 07.MAR85 675506.6  
PARTICULARS ENTERED IN REGISTER  
LAND REGISTRY WELLINGTON  
ASST. LAND REGISTRAR  
260/417  
260/418

*Sole Copy*

BRANDON BROOKFIELD TOWLE & BEYER  
BRANDON'S  
SOLICITORS  
WELLINGTON, N.Z.

THE CAXTON PRESS, CHRISTCHURCH



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