

Approved by the District Land Registrar, South Auckland No. 351560
Approved by the District Land Registrar, North Auckland, No. 4380/81
Approved by the Registrar-General of Land, Wellington, No. 436748.1/81

EASEMENT CERTIFICATE

B400853.7
EC

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

~~MAHAKI~~ MAHAKI HOLDINGS LIMITED at Wellington

being the registered proprietor(s) 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 Wellington on the day of 19 under No. 79002 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. 79002

Nature of Easement (e.g., Right of Way, etc.)	Servient Tenement		Dominant Tenement Lot No.(s) or other Legal Description	Title Reference (Dominant Tenement)
	Lot No.(s) or other Legal Description	Colour, or Other Means of Identification, of Part Subject to Easement		
Water supply	Lot 1 DP 79002, CT 45B/816	J	part Muaupoko A2 section 2 Subdivisions 2A, 2B and 3, Muaupoko A2 section 2 Subdivisions 4, 5 and 6, part Muaupoko A8, A9 and B and part sections 6 and 7 Block XIII Kaitawa Survey District	45B/819

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:

See attached Schedule.

SCHEDULE

The following rights, powers, terms, conditions, covenants and restrictions in respect of the easement for water supply are in addition to those set out in the Seventh Schedule of the Land Transfer Act 1952.

1. Any line of pipes laid along the stipulated course marked "J" shall be maintained, repaired and replaced as is necessary to keep the same in good order and repair.
2. All costs of such maintenance, repair and replacement shall be borne by the registered proprietor of the Dominant Tenement. In the event of any subdivision of the Dominant Tenement then the costs of maintenance repair and replacement shall be borne by the registered proprietors for the time being thereof in such proportions as they shall mutually agree and failing agreement in proportion to the respective land areas owned by each proprietor.
3. Notwithstanding paragraph (2) where any maintenance, repair or replacement work is rendered necessary by reason of the wrongful act or neglect of either the registered proprietor of the Dominant Tenement or the registered proprietor of the Servient Tenement or their successors in titles or their servants or invitees then the costs of such maintenance, repair or replacement or such part thereof as may be appropriate shall be borne and paid by the party or parties in default.
4. Any dispute between the parties concerning the water supply easement or the cost of maintaining, repairing or replacing the same shall be referred to arbitration in a manner provided by the Arbitration Act 1908 or any Act passed in substitution for or amendment of the same.

GMW680

A handwritten signature in black ink, consisting of stylized, overlapping loops and lines, located in the bottom right corner of the page.

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

Dated this 19th day of October 1994

Signed by the above-named

**MAHAKI HOLDINGS
LIMITED**

in the presence of

Witness

Occupation

Address



Director



Director

REGISTERED IN DUPLICATE

EASEMENT CERTIFICATE

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

Correct for the purposes of the
Land Transfer Act

J.M. McPherson

Solicitor for the registered proprietor

Mi
B4406452 Transfer ^{and} surrender
of ^{the} water supply rights
(herein) over the part Lot 1
DP79002 marked "J"
on DP79002 as
appurtenant to Lot 1
DP79004 - 26.6.1995 at
3.15pm

J as
AUR

Transfer ^{partial} negating
B431428.1 ~~Cancellation~~
of the within water
Supply rights over
Lot 1 DP79002
marked "J" on DP79002
appurtenant to Lot 2
DP79003 - 1.5.1995
at 12.16pm

J. Orr
AUR

REGISTERED IN
DUPLICATE

BELL GULLY BUDDLE WEIR
SOLICITORS
WELLINGTON & AUCKLAND

9.46 25.OCT.194 B 400853
PARTICULARS ENTERED IN
LAND REGISTRY WELLINGTON
ASST LAND REGISTRAR
454/489
453/817
453/819
453/818
DISTRICT LAND REGISTRAR
WELLINGTON, N.Z.

