

IN THE MATTER

of a Conservation Covenant entered into pursuant to Section 77 of the Reserves Act 1977

WHEREAS

- A. EARLE LEWIS WORKE REID and ROBYN REID ("the Covenantors") are the registered proprietors of an estate in fee simple in that piece of land being area comprising 7140 square metres more or less being Lot 1 Deposited Plan 115838 being part Whauwhauounamu No. 1 Block and being the land comprised and described in Certificate of Title No. 65D/650 (North Auckland Registry) (hereinafter called "the land").
- B. THE WHANGAREI DISTRICT COUNCIL ("the Council") is the local authority within whose district the land is situated.
- C. The Council is authorised by Section 77 of the Reserves Act 1977 ("the Act") to obtain conservation covenants in respect of private land for the purposes of managing such land so as to preserve the natural environment, or landscape amenity, or wildlife or fresh water life or marine life habitat or historical value of such land.
- D. The Covenantors have agreed to grant to the Council a conservation covenant for the purpose and intent of preserving the natural environment of the land and to satisfy a condition in this regard of the Council's consent to a subdivision as evidenced by Deposited Plan 194780 ("the plan").

NOW THEREFORE in pursuance of this authority the Covenantors HEREBY GRANT to the Council a Conservation Covenant pursuant to Section 77 of the Act over that part of lot 2 on the plan as comprises 1004 square metres more or less and is shown marked thereon with the letter "A" (such area being hereinafter referred to as "the conservation area") to the intent that this covenant shall have effect in perpetuity or until the Council shall resolve to release this covenant.

THE Covenantors and the Council with the intent and so as to bind Lot 2 on the plan into whosoever hands such may come mutually covenant at all times to observe and perform the respective duties and obligations imposed upon them pursuant to the provisions of the Act and any statutory amendment or re-enactment thereof or any Act or Acts passed in substitution therefore.

THE COVENANTORS COVENANT WITH THE COUNCIL :

1. IN the event that stock are depastured on Lot 2 on the plan to then fence the boundaries of the conservation area with any such fence to be constructed as a result of stock being depastured on the said Lot 2 to be constructed to a standard equivalent to one of the specimen types of rural fence as provided for in the Second Schedule to the Fencing Act 1978.

2. TO maintain any such boundary fencing as may be required to the standard set pursuant to Clause 1 hereof.

IN WITNESS WHEREOF these presents have been executed this 26th day of July, 1999

SIGNED by EARLE LEWIS)
WORKE REID and ROBYN)
REID as Covenantors)
in the presence of :)

Earle Lewis
R Reid

Grant Currie
GRANT CURRIE
SOLICITOR
WHANGAREI

THE COMMON SEAL of THE WHANGAREI)
DISTRICT COUNCIL was hereunto affixed)
pursuant to Standing Order 4.5.2 this 6th)
day of August 1999 in the presence of :)



D.A. [Signature]
Council Secretary

CONSERVATION COVENANT

Correct for the Purposes of the Land
Transfer Act



Solicitor for the Whangarei District Council

E.L.W. & R. REID

"the Covenantors"

THE WHANGAREI DISTRICT COUNCIL

"the Council"

Particulars entered in the Register as shown herein
on the date and at the time endorsed below

.....
Assistant/District Land Registrar
of the District of North Auckland
.....

THOMSON WILSON
SOLICITORS
WHANGAREI

PRODUCED
INDEXED
11.00 01.SEP99
PARTICULARS ENTERED
LAND REGISTRY NORTH
ISLAND
12.28.54
3F
LANDZ COPY
REGISTERED
12.28.54
3F
DISTRICT OF NORTH AUCKLAND
LAND REGISTRY
NEW ZEALAND
RA
M. Wilson