

C.T. 588/287 with T. 363322, 5.8.53

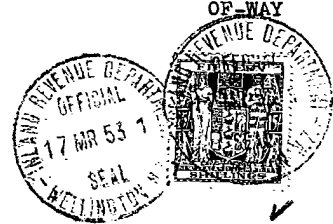
(Approved by the District Land Registrar, Wellington; No. 1414)

(C.)

[NEW ZEALAND

MEMORANDUM OF TRANSFER AND GRANT OF RIGHT-
OF-WAY

363388 TE



WHEREAS HILDA GERALDINE GARNER of Palmerston North, Married Woman,
is
(hereinafter with her executors, admin- ~~istrators~~ registered as the proprietor
strators and assigns referred to as "the Transferor")
of an estate in fee simple..

subject however to such encumbrances liens and interests as are notified by memor-
anda underwritten or endorsed hereon in all ~~these pieces~~ ^{these pieces} of land situated in the

Provincial District of Wellington containing

FIRSTLY: ELEVEN DECIMAL ONE EIGHT PERCHES (11.18pchs.) more or less, being

Lot 8A on Deposited Plan No. 16778 being part Hokowhitu No. 4 ~~part Lots 5 and 6~~

~~part of the land in Certificate of Title~~

Volume 588 Folio 287 (Wellington Registry) SECONDLY: ONE ROOD TWO DECIMAL

FIVE PERCHES (1rd. 2.5pchs.) more or less being Lot 8 on the said Deposited

Plan No. 16778 and being other part Hokowhitu No. 4 ~~part Lots 5 and 6~~

~~Deposited Plan 12577 part of the land in Certificate of Title Volume 588~~

Folio 287 (Wellington Registry), and THIRDLY: THIRTY-FIVE DECIMAL NOUGHT

FOUR PERCHES more or less being Lot 9 on the said Deposited Plan No. 16778

and being part Hokowhitu No. 4 ~~part Lots 5 and 6~~ Deposited Plan 12577

part of the land in Certificate of Title Volume 588 Folio 287 (Wellington

Registry) AND WHEREAS the Transferor has agreed to sell the lands firstly

hereinbefore described to THE MAYOR COUNCILLORS AND CITIZENS OF THE CITY OF

PALMERSTON NORTH (hereinafter with their successors and assigns called

"the Corporation") for the sum of ONE HUNDRED AND TWENTY POUNDS FIFTEEN SHILL-
INGS

but no Agreement in writing has been signed between the parties NOW THEREFORE

in consideration of the said sum of One hundred and twenty pounds fifteen shil-
lings
paid by the Corporation to the Transferor the receipt whereof the Transferor

doth hereby acknowledge the Transferor doth hereby transfer unto the Cor-

poration all her estate and interest in the said piece of land firstly here-

inbefore described PROVIDED ALWAYS that the Transferor doth hereby reserve

for herself as owner of the lands secondly and thirdly hereinbefore described

her servants, agents, workmen and visitors and all persons having business

~~in the Corporation of the sum of~~
with her full and free right liberty and license for ever and at all times

(but subject as hereinafter provided) to pass and repass on foot and with

~~paid to~~
or without vehicles of every description by day and by night over and upon

the lands firstly hereinbefore described for the purpose of giving access

to and from the lands secondly and thirdly hereinbefore described and

any parts thereof and to and from the public road such rights hereby created



*Land with described
Subject to ROW
Exd.
25.8.53
ab*

*169
any*

PLG. Aug
(~~the receipt of which sum~~ ~~hereby acknowledge~~) DO HEREBY TRANSFER to

~~the said~~ to be appurtenant to the lands secondly and thirdly hereinbefore described and to be in common with the Corporation and the owner and owners for the time being of the lands firstly hereinbefore described and their and each of their successors, executors, administrators and assigns and their ~~all~~ ~~interest in the said premises~~ and each of their servants, agents, workmen, visitors and persons having business with them and in common with such owners of adjoining lands to whom rights shall be granted as herein-after provided and in common with the servants, agents, workmen, visitors of and persons having business with such owners all of such rights to be with or without vehicles of every description and by day and by night at all times and forever PROVIDED ALWAYS that the Corporation and the owner or owners for the time being of the lands firstly hereinbefore described shall at any-time be entitled: -

(a) TO transfer the land firstly hereinbefore described either as one allotment or as two or three allotments having equal frontage to the

~~IN WITNESS whereof~~ ~~have hereunto subscribed~~ ~~name~~ ~~the~~ public road ~~and of~~ ~~the~~ and each having the same depth as the said Lot 8A.

(b) TO grant to the owner for the time being of Lot 209 Deposited Plan

PLG. Aug
~~Signed by the~~ 791 being part Sections 3 and 4 Hokowhitu being the lands now comprised in Certificate of Title Volume 148

~~as Transferor, in the presence of~~ Folio 287 (Wellington Registry) or to the several owners of any allotments into which

such lands shall be subdivided all such rights to pass and repass over the lands firstly hereinbefore described as are hereby reserved by the Transferor such rights to be appurtenant to the said lands now comprised in Certificate of Title Volume 148 Folio 287 (Wellington Registry) or to the several allotments into which the same shall be subdivided and such rights to be for such owners their and each of their servants, agents, workmen, visitors and all persons having business with them and in common with the owners for the time being of the lands secondly and thirdly hereinbefore described.

AND for the purpose of enabling such rights to be granted the Transferor doth hereby covenant that she her executors, administrators and assigns will execute such surrenders consents or other documents as shall from time to time be necessary for the purpose of making such further grant as hereinbefore described PROVIDED FURTHER that the Transferor her executors, administrators and assigns shall each do all such things as shall be necessary to comply with the By-Laws of the City of Palmerston North in respect of such right-of-way PROVIDED FURTHER that the cost of maintenance and repairs to such right-of-way shall be borne as follows: -

- (i) Until such further time as rights shall be granted to the owner or owners of the lands now comprised in Certificate of Title Volume 148 Folio 287 (Wellington Registry) in equal shares by the owners for the time being of the lands secondly and thirdly hereinbefore described
- (ii) Upon the granting of such further rights as aforesaid then the costs shall be borne one-third ($\frac{1}{3}$) by the owner for the time being of the

lands secondly hereinbefore described one-third ($\frac{1}{3}$) by the owner for the time being of the lands thirdly hereinbefore described and one-third ($\frac{1}{3}$) by the remaining owner or owners to whom such rights are subsequently granted PROVIDED LASTLY that all rights hereby reserved and provided for shall be subject to the parties entitled thereto at all times using his or her best endeavours to keep the said right-of-way clear and unobstructed by vehicles or in any other manner.

IN WITNESS whereof these presents have been executed this *eleventh* day of *March* One thousand nine hundred and fifty-three (1953).

SIGNED by the said HILDA GERALDINE
GARNER as Transferor in the presence
of:

H. G. Garner.

A. J. Pitt
Solicitor
Palmerston North

situated in Provincial District of Wellington

Коллеagues

Solicitor for Purchaser.

MRS. H. M. GARNER Vendor

THE MAYOR COUNCILLORS AND CITIZENS Purchaser
OF THE CITY OF PALMERSTON NORTH

Particulars entered in the Register Book Vol. 588

folio 284 24th August 1953 at 11.40 a.m.

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Instrument produced
the 4th day of August 1953
at 12.10 p.m. o'clock.



Land Registrar