515398 TE

[*Approved by the District Land Registrar, Wellington, No. 2086*]

[C] [New Zealand]

Memorandum of Transfer

Whereas WAIKANAE TRANSPORT LIMITED a duly incorporated company having its registered office at Waikanae and carrying on business as a Master Carrier is registered as the proprietor of an estate in fee simple subject however to such encumbrances liens and interests as are notified by memorandum underwritten or endorsed hereon in all that piece of land situated in the

Land District of Wellington

containing one rood twentyone and ninetyfour one hundredths perches (1 rd. 21.94 pers.) be the same a little more or less being part of the Native Land Court known as Ngarara West A Section 29 and being Lot 53 on Deposited Plan Number 18250 together with right of Way over Lot 52 on Deposited Plan Number 18250 Town of Waikanae Extension No. 25 created by Memorandum of Transfer Number 392594 and being the whole of the land comprised in Certificate of Title Volume A 1 folio 188 SUBJECT TO: Proclamation 5508 SUBJECT TO Right of Way in Favour of Lot 52 on the said Deposited Plan 18250 created by Transfer Number 392594 SUBJECT TO Fencing Covenant created by Transfer No. 405663 hereinafter referred to as the land Firstly described AND WHEREAS FRANCIS PERCIVAL KEMSLEY of Waikanae Company Director is registered as the proprietor of an estate in fee simple subject however to such encumbrances Liens and Interests as are notified by Memorandum underwritten or endorsed hereon in all that piece of land situated in the Land District of Wellington containing One rood thirtyseven and twentysix one hundredths perches (1 rd. 37.26 pers) be the same a little more or less situate in Block IX of the Kaitawa Survey District beingpart of the Native Land Court known as Ngarara West A Section 29 and being Lot 51 on Deposited Plan 18250 Town of Waikanae Extension No. 25 created by Memorandum of Transfer No. 392594 and being the whole of the land comprised in Certificate of Title Volume A 1 Folio 189 SUBJECT TO Proclamation 5508 SUBJECT TO right of way in favour of Lot 52 on the said Deposited Plan 18250 created by Memorandum of Transfer Number 392594 SUBJECT TO Fencing Covenant contained in Transfer Number 405665 hereinafter referred to as the land Secondly described AND WHEREAS the said Waikanae Transport Limited and the said FRANCIS PERCIVAL KEMSLEY are desirous of granting the one to the other mutual rights of way over parts of the lands hereinbefore firstly and secondly described NOW THEREFORE THIS TRANSFER WITNESSETH that in consideration of the premises the said WAIKANAE TRANSPORT LIMITED doth hereby grant and transfer to the said FRANCIS PERCIVAL KEMSLEY his executors administrators and assigns or other the owner or owners for the time being of the land secondly above described and his or her tenants agents servants workmen and visitors and all persons having business with them or with any of them from time to time and at all times hereafter at his or their will and pleasure to go pass and repass with or without vehicles horses or other animals carts carriages and motor vehicles of all descriptions through or over and along that portion of the land firstly described containing fivedecimal sixtwo perches (5.62 pers.) more or less and coloured yellow on Deposited Plan Number 18250 such easement of right of way hereby granted being in common with that of any other person or persons from time to time entitled thereto over the said portion of the land firstly described TO THE END AND INTENT that the easement of Right of Way hereby granted shall be for ever hereafter appurtenant to the land hereinbefore secondly described AND IT IS HEREBY DECLARED that the cost of

together with the right of way over Lot 52 DP 18250

maintaining repairing and keeping in good order the said area of land containing five and sixtytwo one hundredths perches (5.62 pers.) and coloured yellow on the said Deposited Plan shall be borne and paid for in equal shares by the registered proprietor for the time being of the land firstly hereinbefore described the registered proprietor for the time being of the land hereinbefore secondly described and the registered proprietor for the time being of Lot 52 on Deposited Plan Number 18250 as already provided by Memorandum of Transfer registered number392594. NOW THEREFORE THIS TRANSFER FURTHER WITNESSETH that in consideration of the premises the said FRANCIS PERCIVAL KEMSLEY DOTH HEREBY GRANT AND TRANSFER to the said WAIKANAE TRANSPORT LIMITED its successors and assigns or other the owner or owners for the time being of the land hereinbefore firstly described and his or her tenants agents servants workmen and visitors and all persons having business with them or with any of them from time to time and at all times hereafter at his or their will and pleasure to go pass and repass with or without vehicles of all descriptions through over and along that portion of the land secondly hereinbefore described containing five and sixtytwo one hundredths perches (5.62 pers.) more or less and coloured yellow on Deposited Plan Number 18250 such easement of right of way hereby granted being in common with that of any other person or persons from time to time entitled thereto over the said portion of the land secondly described

TO THE END AND INTENT that the easement of Right of Way hereby granted shall be for ever hereafter appurtenant to the land hereinbefore firstly described AND IT IS HEREBY DECLARED that the cost of maintaining repairing and keeping in good order the said area of land containing five and sixty two one hundredths perches (5.62 pers.) and coloured yellow on the said Deposited Plan shall be borne and paid for in equal shares by the registered proprietor for the time being of the land secondly hereinbefore described the registered proprietor for the time being of the land firstly hereinbefore described and the registered proprietor for the time being of Lot 52 on Deposited Plan number 18250 as already provided by Memorandum of Transfer

registered number 392594.

IN WITNESS WHEREOF these presents have been executed this 6th day of December One thousand nine hundred and sixtyone (1961).

THE COMMON SEAL of WAIKANAE TRANSPORT LIMITED was hereunto affixed in the presence of:-

WAIKANAE TRANSPORT LIMITED THE Common Seal OF

F.P.Kemsley Director

Witness's Name . . . . . A.M.Kemsley

Occupation. . . . . Accountant.

Address. . . . . Waikanae

SIGNED by the said FRANCIS PERCIVAL KEMSLEY in the presence of:-

F.P.Kemsley Company Director Waikanae

Witness's name . . . . . A.M.Kemsley

Occupation. . . . . Accountant

Address . . . . . Waikanae

515398

No.

Correct for the purposes of the Land Transfer Act

TRANSFER *of* FREEHOLD

situate in Land District of Wellington

Solicitor for the Transferee.

WAIKANAE TRANSPORT LIMITED ..... *Transferor*

..... *Transferee*

Particulars entered in the Register Book,

Vol. A1 Folio 3/188 and 1/189

14 DEC 1961

at 9:48 am/pm

The easement created by the within transfer is subject to the provisions of Section 9a Sub-section (3) (a) of The Land Subdivision in Counties Act 1946. See Section 10 of the Land Subdivision in Counties Amendment Act 1953.

Assistant ~~District~~ Land Registrar.

WELLINGTON

for a new title for each of the 6 pieces on the back produce and enter with transfers on 14/12/61 Release

LAND & DEEDS
Nature: Mortgage
Firm:
18 JAN 1962
Time: 2.20 p.
Fee: £ :8:
Abstract No. 137

LAND & DEEDS
Nature: Grant Row
Date: 14 DEC 1961
Time: 9:48
Fee: £ 1 :4:—
Abstract No 6736

CRAIG MORGAN & ~~KOE~~ HERON,
Solicitors,
Wellington and Lower Hutt.

Craig Morgan 1720