

# EASEMENT CERTIFICATE

South Auckland Land Registry Office

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

⌘ We, BEVERLEY ANN CAROLINE MCKENZIE of Hamilton, Widow and JULIE ANN SCOTT of Tamahere near Hamilton, Married Woman as tenants in common in equal shares

being the registered proprietor of the land described in Schedule 'A' hereto hereby certify that the easement 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 Hamilton on the \_\_\_\_\_ day of \_\_\_\_\_ 19 93 under No. S.64513 are the easements which it is intended shall be created by the operation of Section 90A of the Land Transfer Act 1952.

### SCHEDULE 'A'

C.T. Ref.	Nature of Easement (e.g. Right of Way etc.)	SERVIENT TENEMENT		Dominant Tenement Lot No. or other Legal Description
		Lot No. or other Legal Description	Identification of Part Subject to Easement	
Vol. 21C (Folio 1362)	Right of Way	Lot 1	"A"	Lots 2 & 3
"	Right of Way	Lot 1	"B"	Lot 2
"	Right to convey power and telephone services	Lot 3	"C"	Lots 1 & 2
"	Right to convey power and telephone services	Lot 2	"D"	Lots 1 & 3
"	Right to convey power and telephone services	Lot 1	"E"	Lots 2 & 3

1. The rights and powers set out in the Seventh Schedule to the Land Transfer Act 1952 are herein implied except as they are added to or substituted in Schedule 'B' hereto.

2. The terms, covenants, conditions, or restrictions set out in Schedule 'C' hereto shall attach to the easements specified therein.

Dated this 2nd day of February 1993

Signed by the above-named BEVERLEY ANN CAROLINE MCKENZIE and JULIE ANN SCOTT in the presence of

*B.A. McKenzie*  
*J.A. Scott*

Witness: *[Signature]*

Occupation: *Solicitor*

Address: *Hamilton*

Correct for the purposes of the Land Transfer Act

*[Signature]*  
Solicitor for the Registered Proprietor

## SCHEDULE 'B'

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:

#### (a) Right of way:

As implied by statute under the Land Transfer Act 1952.

#### (b) Right to convey electricity:

The full free uninterrupted and unrestricted right liberty and privilege for the Grantees and their tenants (in common with the Grantors their tenants and any other person lawfully entitled so to do) from time to time and at all times to take convey and lead electricity overhead or underground in a free and unimpeded flow (except when the flow is halted for any reasonable period necessary for essential repairs) and in any quantity consistent with the rights of other persons having the same or similar rights from the source of supply or point of entry as the case may be and following the stipulated course (where a course is stipulated) across the land over which the Easement is granted or created, together with additional rights incidental thereto similar to those set out in clause 5 of the Seventh Schedule of the Land Transfer Act 1952.

#### (c) Right to convey telephone services:

The full free uninterrupted and unrestricted right liberty and privilege for the Grantees and their tenants (in common with the Grantors their tenants and any other person lawfully entitled so to do) from time to time and at all times to take convey and lead telephone services overhead or underground in a free and unimpeded line (except when the line is interrupted for any reasonable period necessary for essential repairs) and of any number consistent with the rights of other persons having the same or similar rights from the source of the service or point of entry as the case may be and following the stipulated course (where a course is stipulated) across the land over which the Easement is granted or created, together with additional rights incidental thereto similar to those set out in clause 5 of the Seventh Schedule to the Land Transfer Act 1952.

**SCHEDULE 'C'**

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

(a) Right of way:

As implied by statute under the Land Transfer Act 1952 and the Property Law Act 1952.

(b) Right to convey electricity and telephone services:

The cost of maintenance of pipes, drains and cables for these services is payable in equal shares by those entitled to use the same except where the need for maintenance is directly attributable to the actions of one or some only of such users in which event the cost is to be borne wholly by that user or those users.

The Right of Way easement referred to herein when created will be subject to Section 243(9) Resource Management Act 1991

*Amund*  
MR

Pursuant to Section 107(9A) Public Works Act 1981 and Certificate B.214915-2 the easement <sup>set out</sup> ~~created~~ herein is appurtenant to the land in CT 510/636.

*[Signature]*

MR

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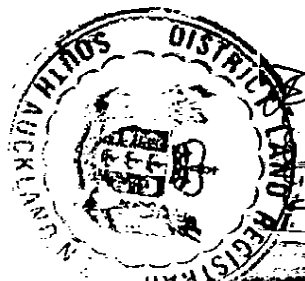
Pursuant to section 107(9A) Public Works Act 1981 and certificate B595643-1 the easement specified herein is appurtenant to the land in CT 510/636

*hst*  
*for the*

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

District Land Registrar  
Assistant of the District of

1.32 11.FEB93 B 125691.2  
PARTICULARS ENTERED IN REGISTER  
LAND REGISTRY SOUTH AUSTRALIA  
ASST LAND REGISTRAR  
*21/1/93*  
510/636  
637



REGISTER

K W TANNER  
SOLICITOR  
HAMILTON