

Approved by the Registrar-General of Land, Wellington, No. B319989.1/93

C 708031.4

TE NL

Memorandum of Transfer

~~(herein called "the Transfer") being registered as property of~~

~~subject to such conditions and interests as are notified by memoranda underwritten
and filed hereon in the office of the Registrar-General of Land in the Land Office
containing~~

~~and being~~

NEW ZEALAND STAMP DUTY AK1
01/02/9500001001 NONIABLE \$1.00

Memorandum of Transfer

WHEREAS MARC WILLIAM CIOCHETTO, Drainlayer and KATHERINE LUCY CIOCHETTO Cosmetic Consultant both of Auckland

(herein called "the Transferor") being registered as proprietor of an estate in fee simple

subject however to such encumbrances, liens and interests as are notified by memoranda underwritten or endorsed hereon in the piece or pieces of land situated in the Land District of North Auckland containing 7911m² more or less being Lot 32 Deposited Plan 37794 and being part Allotment 25 Parish of Waikumete and being all the land comprised in Certificate of Title Volume 1027 Folio 103 (North Auckland Registry)

SUBJECT TO:

- 1 Agreement as to fencing in Transfer 505940
- 2 Mortgage Number C555777.4 to Countrywide Banking Corporation Limited (hereinafter called "the land firstly described")

AND WHEREAS JOHN STEPHEN OLIVER of Auckland, Salesman and NERYLIE JANE OLIVER his wife (hereinafter called "the Transferees") are registered as proprietors of an estate in fee simple in that parcel of land containing 908m² more or less being Lot 2 Deposited Plan 157491 being all the land comprised in Certificate of Title 94C/493 (North Auckland Registry)

SUBJECT TO:

- 1 Drainage rights created by Transfer T489849
- 2 Fencing agreement in Transfer 493409 (hereinafter called the "the land second described")

AND WHEREAS the Transferors have agreed to grant to the Transferees the right to drain water hereinafter appearing.

NOW THEREFORE this Memorandum of Transfer witnesseth that the Transferors do hereby transfer and grant unto the Transferees the full free uninterrupted and unrestricted right, liberty and privilege for the Transferees and their tenants from time to time and at all times to drain and discharge water (whether rain, tempest, spring soakage or seepage water) in any quantities over that part of the land firstly described marked "A" on Deposited Plan 161573 together with the additional rights incidental thereto set out in clause 5 of the Seventh Schedule of the Land Transfer Act 1952 to the intent that such rights to drain water shall be an easement forever appurtenant to the secondly described land.

[Handwritten signature]
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CERTIFICATE OF NON-REVOCATION

OF POWER-OF-ATTORNEY

I, **ROBERT WADE SHARP** of Auckland, New Zealand, Legal Executive to the Securities Manager - Securities Department, of **COUNTRYWIDE BANKING CORPORATION LIMITED** hereby certify:

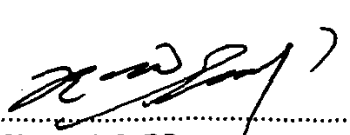
1. That by deed dated the 19th day of April 1994 copies of which are deposited in the Land and Deeds Registry Office at :

AUCKLAND (North Auckland Registry)	as No. C.598969.1F
BLenheim (Marlborough Registry)	as No. 174011
CHRISTCHURCH (Canterbury Registry)	as No. A.117588/1
DUNEDIN (Otago Registry)	as No. 855655
GISBORNE (Poverty Bay Registry)	as No. G.197157.1
HAMILTON (South Auckland Registry)	as No. B.204759
HOKITIKA (Westland Registry)	as No. 097950
INVERCARGILL (Southland Registry)	as No. 220092.1
NAPIER (Hawke's Bay Registry)	as No. 606826.1
NELSON (Nelson Registry)	as No. 338039.1
NEW PLYMOUTH (Taranaki Registry)	as No. 410641
WELLINGTON (Wellington Registry)	as No. B.368697

COUNTRYWIDE BANKING CORPORATION LIMITED a duly incorporated company having its registered office at Auckland, New Zealand and carrying on the business of banking appointed me its Attorney on the terms and subject to the conditions set out in the said Deed and the attached document is executed by me under the powers thereby conferred.

2. **THAT** at the date hereof I am the Legal Executive to the Securities Manager - Securities Department of the said Bank.
3. **THAT** at the date hereof I have not received any notice or information of the revocation of that appointment by the winding up or dissolution of the said **COUNTRYWIDE BANKING CORPORATION LIMITED** or otherwise.

DATED this 14th day of December 1994


.....
ROBERT WADE SHARP

(Priorities, variations, consents to any dealing and declarations of loss for loans under \$500,000)

H:\powattor\certs\vwscert1.doc

In Consideration of the sum of

paid to the Transferor by

(herein called "the Transferee") the receipt of which sum is hereby acknowledged Hereby Transfers to the
~~Transferee all the Transferor's estate and interest in the said piece or pieces of land~~

In witness whereof these presents have been executed this 14th day of December 1994.

Signed by the Transferor
MARC WILLIAM CIOCHETTO and
KATHERINE LUCY CIOCHETTO

M. W. Ciochetto
K. L. Ciochetto

~~XXXXXXXXXXXXXXXXXXXX~~
in the presence of:

(K. L. Sutton)

SIGNED by the abovenamed
JOHN STPHEN OLIVER and
NERYLIE JANE OLIVER
as Transferees in the presence)
of:

(John)
(Neryl)

H. P. 100
(K. L. Sutton) J. P.

In Consideration of the sum of

paid to the Transferor by

(herein called "the Transferee") the receipt of which sum is hereby acknowledged **Hereby Transfers** to the Transferee all the Transferor's estate and interest in the said piece or pieces of land

In witness whereof these presents have been executed this day of 19

Signed by the Transferor

(by the affixing of its common seal)
in the presence of:

No.

MEMORANDUM OF TRANSFER

Correct for the purposes of the Land Transfer Act 1952

M W & K L CIOCHETTO

Transferor

J S & N J OLIVER

Transferee

SOLICITOR FOR THE TRANSFEE

I hereby certify that this transaction does not contravene the provisions of Part IIA of the Land Settlement Promotion and Land Acquisition Act 1952.

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

SOLICITOR FOR THE TRANSFEE

Assistant / District Land Registrar of the

I hereby certify for the purposes of the Stamp and Cheque Duties Act 1971 that no conveyance duty is payable on this instrument by reason of the application of Section 24(1) of the Act and that the provisions of subsection (2) of that section do not apply.

District of

SOLICITOR FOR THE TRANSFEE

Countrywide Banking Corporation Limited as Mortgagee under and by virtue of Memorandum of Mortgage No.C555777.4 DO TH HERE BY CONSENT to the creation of the drainage easement referred to in the withwritten Transfer. But WITHOUT PREJUDICE to the mortgagees rights and remedies under the said mortgage.

Dated this 14th day of December 1994.

SIGNED BY COUNTRYWIDE BANKING CORPORATION LIMITED BY ITS ATTORNEY
ROBERT WADE SHARP

JAWC OGILVIE
BANK OFFICER
COUNTRYWIDE BANKING CORPORATION LIMITED
AUCKLAND

Sellar Bone & Partners
Solicitors
AUCKLAND

10.30 07.FEB.95 C708051.4

