	3114 G114C1 140. 2002/0000
Easement instrument to grant easement or pro	F1 3
Lasement instrument to grant easement or bro	<i>)III a prendre</i> or create land covenant
	and coveriant

	or profit a prenare,		٧
Sections 90A and 90F	, Land Transfer Act 19	EI 6054000 0 -	

ŧ

NORTH AUCKLAND

Grantor



Ei 6051990.6 Easemen Cpy - 01/01, Pgs - 017,22/06/84,09:33

Surname(s) must be underlined or in CAPITALS.

435 WEST LIMITED

Grantee

Surname(s) must be underlined or in CAPITALS.

435 WEST LIMITED

Grant* of easement or profit à prendre or creation or covenant

The Grantor, being the registered proprietor of the servient tenement(s) set out in Schedule A, grants to the Grantee (and, if so stated, in gross) the easement(s) or profit(s) à prendre set out in Schedule A, or creates the covenant(s) set out in Schedule A, with the rights and powers or provisions set out in the Annexure Schedule(s).

Dated this

19#

day of

Attestation

Signature [common seal] of Grantor

Signed in my presence by the Grantor

Signed in my presence by the Grantee

Signature of witness

Witness to complete in BLOCK letters (unless legibly printed) Witness name

Occupation

Address

Signature of witness

Witness to complete in BLOCK letters (unless legibly printed) Witness name

Occupation

Signature [common seal] of Grantee

Address

Certified correct for the purposes of the Land Transfer Act 1952.

*If the consent of any person is required for the grant, the specified consent form must be used. REF: 7003 - AUCKLAND DISTRICT LAW SOCIETY

Annexure Schedule 1



Easement instrument

Dated

Page | Q | of

Schedule A

(Continue in additional Annexure Schedule if required.)

Purpose (nature and extent) of easement, profit, or covenant	Shown (plan reference)	Servient tenement (Identifier/CT)	Dominant tenement (Identifier/CT or in gross)
Right of Way, Water Supply, Electricty & Telecommunications	"B" DP 329234	Lot 102 CT's 119464- 119473 inclusive	Lot 86 CT 119474
Stormwater Drainage	"CG"DP 329234	Lot 8 CT 119424	Lot 9 CT 119425 .
Stormwater Drainage	"CH" DP 329234	Lot 11 CT 119427	Lot 10 CT 119426
Wastewater Drainage	"DA" DP 329234	Lot 9 CT 119425	Lot 8 CT 119424
Wastewater Drainage	"DB" DP 329234	Lot 10 CT 119426	Lot 11 CT 119427

Easements or profits à prendre rights and powers (including terms, covenants, and conditions) Delete phrases in [] and insert memorandum number as required. Continue in additional Annexure Schedule if required.

Unless otherwise provided below, the rights and powers implied in specific classes of easement are those prescribed by the Land Transfer Regulations 2002 and/or the Ninth Schedule of the Property Law Act 1952.

The implied rights and powers are [varied] [negatived] [added to] or [substituted] by:

[Memorandum number

, registered under section 155A of the Land Transfer Act 1952].

[the provisions set out in Annexure Schedule 2].

Covenant provisions

Delete phrases in [] and insert memorandum number as required. Continue in additional Annexure Schedule if required.

The provisions applying to the specified covenants are those set out in:

[Memorandum number

, registered under section 155A of the Land Transfer Act 1952]

[Annexure Schedule 2].

All signing parties and either their witnesses or solicitors must sign or initial in this box

Annexure Schedule

Insert type of instrument "Mortgage", "Transfer", "Lease" etc

Continuation of Schedule A

Continuation of Schedule A		(Continue in additional Annexure Schedule, if required		
Purpose (nature and extent) of easement, profit, or covenant	Shown (plan reference)		Dominant tenement (Identifier/CT or in gross)	
Party Wall	"E" DP 329234	Lot 12 CT 119428	Lot 13 CT 119429	
Party Wall	"F" DP 329234	Lot 13 CT 119429	Lot 12 CT 119428	
Party Wall	"G" DP 329234	Lot 13 CT 119429	Lot 14 CT 119430 .	
Party Wall	"H" DP 329234	Lot 14 CT 119430	Lot 13 CT 119429	
Party Wall	"I" DP 329234	Lot 14 CT 119430	Lot 15 CT 119431	
Party Wall	"K" DP 329234	Lot 15 CT 119431	Lot 14 CT 119430	
Party Wall	"L" DP 329234	Lot 15 CT 119431	Lot 16 CT 119432	
Party Wall	"M" DP 329234	Lot 16 CT 119432	Lot 15 CT 119431	
Party Wall	"N" DP 329234	Lot 16 CT 119432	Lot 17 CT 119433 .	
Party Wall	"O" DP 329234	Lot 17 CT 119433	Lot 16 CT 119432 ·	
Party Wall	"p" DP 329234	Lot 17 CT 119433	Lot 18 CT 119434 .	
Party Wall	"Q" DP 329234	Lot 18 CT 119434	Lot 17 CT 119433	
Party Wall	"R" -DP 329234	Lot 18 CT 119434	Lot 19 CT 119435 .	

If this Annexure Schedule is used as an expansion of an instrument, all signing parties and either their witnesses or solicitors must sign or initial in this box

X0403021.GIG.V1:me

Annexure Schedule

Insert type of instrument "Mortgage", "Transfer", "Lease" etc

Continuation of Schedule A

Dated 19th May, 2004 Page 4 of pages

(Continue in additional Annexure Schedule, if required.)

			oxare concume, il required.)
Purpose (nature and extent) of easement, <i>profit</i> , or covenant	Shown (plan reference)	Servient tenement (Identifier/CT)	Dominant tenement (Identifier/CT or in gross)
Party Wall	"S" DP 329234	Lot 19 CT 119435	Lot 18 CT 119434 ·
Party Wall	"T" DP 329234	Lot 20 CT 119436	Lot 21 CT 119437
Party Wall	"U" DP 329234	Lot 21 CT 119437	Lot 20 CT 119436 ·
Party Wall	"V" DP 329234	Lot 21 CT 119437	Lot 22 CT 119438 .
Party Wall	"W" DP 329234	Lot 22 CT 119438	Lot 21 CT 119437
Party Wall	"X" DP 329234	Lot 23 CT 119439	Lot 24 CT 119440
Party Wall	"Y" DP 329234	Lot 24 CT 119440	Lot 23 CT 119439 -
Party Wall	"AA" DP 329234	Lot 24 CT 119440	Lot 25 CT 119441
Party Wall	"AB" DP 329234	Lot 25 CT 119441	Lot 24 CT 119440 .

If this Annexure Schedule is used as an expansion of an instrument, all signing parties and either their witnesses or solicitors must sign or initial in this box.

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Annexure Schedule

Insert type of instrument "Mortgage", "Transfer", "Lease" etc

Continuation of Schedule A

Dated

19th May 2004 Page 5 of pages

(Continue in additional Annexure Schedule, if required.)

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Purpose (nature and extent) of easement, <i>profit</i> , or covenant	Shown (plan reference)	Servient tenement (Identifier/CT)	Dominant tenement (Identifier/CT or in gross)
Stormwater Drainage	"CJ" DP 329234	Lot 15 CT 119431	Lot 14 CT 119430 .
Stormwater Drainage	"CK" DP 329234	Lot 17 CT 119433	Lot 16 CT 119432 ·
Stormwater Drainage	"CL DP 329234	Lot 18 CT 119434	Lot 19 CT 119435 .
Stormwater Drainage	"CM" DP 329234	Lot 20 CT 119436	Lot 21 CT 119437
Stormwater Drainage	"CN" DP 329234	Lot 22 CT 119438	Lot 23 CT 119439
Stormwater Drainage	"CO" DP 329234	Lot 25 CT 119441	Lot 24 CT 119440
Stormwater Drainage	"DC" DP 329234	Lot 12 CT 119428	Lot 13 CT 119429

If this Annexure Schedule is used as an expansion of an instrument, all signing parties and either their witnesses or solicitors must sign or initial in this box.

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Annexure Schedule

Insert type of instrument "Mortgage", "Transfer", "Lease" etc

Dated 19th May, 2004 Page 6 of pages

Continuation of Schedule A (Continue in additional Annexure Schedule, if required.)

Purpose (nature and extent) of easement, <i>profit</i> , or covenant	Shown (plan reference)	Servient tenement (Identifier/CT)	Dominant tenement (Identifier/CT or in gross)
Wastewater Drainage	"DC DP 329234	Lot 12 CT 119428	Lot 13 CT 119429
Wastewater Drainage	"DD" DP 329234	Lot 14 CT 119430	Lot 15 CT 119431 ·
Wastewater Drainage	"DE" DP 329234	Lot 16 CT 119432	Lot 17 CT 119433 .
Wastewater Drainage	"DF" DP 329234	Lot 19 CT 119435	Lot 18 CT 119434 ·
Wastewater Drainage	"DG" DP 329234	Lot 20 CT 119436	Lot 21 CT 119437
Wastewater Drainage	"DH" DP 329234	Lot 24 CT 119440	Lot 23 CT 119439

If this Annexure Schedule is used as an expansion of an instrument, all signing parties and either their witnesses or solicitors must sign or initial in this box.

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Annexure Schedule

Insert type of instrument "Mortgage", "Transfer", "Lease" etc

Continuation of Schedule A

Cor	Continuation of Schedule A		(Continue in additional Annexure Schedule, if required.)		
and ease	pose (nature extent) of ement, profit, ovenant	Shown (plan reference)	Servient tenement (Identifier/CT)	Dominant tenement (Identifier/CT or in gross)	
	ty Wall	"AC" DP 329234	Lot 27 CT 119443	Lot 28 CT 119444 ,	
Part	ty Wall	"AD" DP 329234	Lot 28 CT 119444	Lot 27 CT 119443	
Part	ty Wall	"AE DP 329234	Lot 28 CT 119444	Lot 29 CT 119445	
Part	ty Wall	"AF" DP 329234	Lot 29 CT 119445	Lot 28 CT 119444	
Part	ty Wall	"AG" DP 329234	Lot 29 CT 119445	Lot 30 CT 119446	
Part	ty Wali	"AH" DP 329234	Lot 30 CT 119446	Lot 29 CT 119445	
Part	ty Wall	"AI" DP 329234	Lot 30 CT 119446	Lot 31 CT 119447	
Part	ty Wall	"AJ" DP 329234	Lot 31 CT 119447	Lot 30 CT 119446 .	
Part	ty Wall	"AK" DP 329234	Lot 31 CT 119447	Lot 32 CT 119448	
Part	ty Wall	"AL" DP 329234	Lot 32 CT 119448	Lot 31 CT 119447 ·	
Part	ty Wall	"AM" DP 329234	Lot 32 CT 119448	Lot 33 CT 119449	
Part	ty Wall	"AN" DP 329234	Lot 33 CT 119449	Lot 32 CT 119448	
Par	ty Wall	"AO" DP 329234	Lot 33 CT 119449	Lot 34 CT 119450	

If this Annexure Schedule is used as an expansion of an instrument, all signing parties and either their witnesses or solicitors must eign or initial in this box.

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Annexure Schedule

Insert type of instrument "Mortgage", "Transfer", "Lease" etc

	Dated		Page 8 of 15 pages
 Continuation of Sch	edule A	(Continue in additional Anne	xure Schedule, if required.)
Purpose (nature and extent) of easement, <i>profit</i> , or covenant	Shown (plan reference)	Servient tenement (Identifier/CT)	Dominant tenement (Identifier/CT or in gross)
Party Wall	"AP" DP 329234	Lot 34 CT 119450	Lot 33 CT 119449 .
Party Wall	"AQ" DP 329234	Lot 34 CT 119450	Lot 35 CT 119451 ·
Party Wall	"AR" DP 329234	Lot 35 CT 119451	Lot 34 CT 119450
Party Wall	"T" DP 329234	Lot 20 CT 119436	Lot 21 CT 119437
Wastewater Drainage	"DU" DP 329234	Lot 30 CT 119446	Lot 29 CT 119445

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If this Annexure Schedule is used as an expansion of an instrument, all signing parties and either their witnesses or solicitors must sign or initial in this box.

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Annexure Schedule

Dated		Page	of	NS	Pages
	Dated	Dated	Dated Page	Dated Page of	Dated Page Of S

Continuation of Schedule A

Purpose (nature and extent) of easement, <i>profit</i> , or covenant	Shown (plan reference)	Servient tenement (Identifier/CT)	Dominant tenement (Identifier/CT or in gross)
Party Wall	"AS" DP 329234	Lot 64 CT 119452	Lot 65 CT 119453
Party Wall	"AT" DP 329234	Lot 65 CT 119453	Lot 64 CT 119452
Party Wall	"AU" DP 329234	Lot 65 CT 119453	Lot 66 CT 119454
Party Wall	"AV" DP 329234	Lot 66 CT 119454	Lot 65 CT 119453
Party Wall	"AW" DP 329234	Lot 66 CT 119454	Lot 67 CT 119455
Party Wall	"AX" DP 329234	Lot 67 CT 119455	Lot 66 CT 119454
Party Wall	"AY" DP 329234	Lot 67 CT 119455	Lot 68 CT 119456
Party Wall	"AZ" DP 329234	Lot 68 CT 119456	Lot 67 CT 119455

If this Annexure Schedule is used as an expansi solicitors must put their signatures or initials here.

., an arguing parties and either their witnesses or their

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Auckland District Law Society

REF; 4135

Annexure Schedule

Dated



10 15 The May 2004 Page For pages

Continuation of Schedule A

(Continue in additional Annexure Schedule, if required.)

Purpose (nature and extent) of easement, <i>profit</i> , or covenant	Shown (plan reference)	Servient tenement (Identifier/CT)	Dominant tenement (Identifier/CT or in gross)
Wastewater Drainage	"DJ" DP 329234	Lot 64 CT 119452	Lot 65 CT 119453 .
Wastewater Drainage	"DK" DP 329234	Lot 66 CT 119454	Lot 67 CT 119455
Wastewater Drainage	"DL" DP 329234	Lot 68 CT 119456	Lot 69 CT 119457 .
Wastewater Drainage	"DR DP 329234	Lot 81 CT 119469	Lot 80 CT 119468
Wastewater Drainage	"DS" DP 329234	Lot 83 CT 119471	Lot 82 CT 119470
Wastewater Drainage	"DT" DP 329234	Lot 84 CT 119472	Lot 85 CT 119473

If this Annexure Schedule is used as an expansion of an instrument, all signing parties and either their witnesses or solicitors must sign or initial in this box.

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Annexure Schedule



Insert type of instrument "Mortgage", "Transfer", "Lease" etc

Dated 19th May, 2004 Page to of # pages

Continuation of Schedule A

(Continue in additional Annexure Schedule, if required.)

Purpose and exter easement, or covenant	nt) of <i>profit</i> ,	Shown (plan reference)	Servient tenement (Identifier/CT)	Dominant tenement (Identifier/CT or in gross)	1
Stormwater Drainage		"CP" DP 329234	Lot 65 CT 119453	Lot 64 CT 119452	
Stormwater Drainage		"CQ" DP 329234	Lot 67 CT 119455	Lot 66 CT 119454	
Stormwater Drainage		'CR" DP 329234	Lot 69 CT 119457	Lot 68 CT 119456 .	
Stormwater Drainage		°CW" DP 329234	Lot 80 CT 119468	Lot 81 CT 119469	
Stormwater Drainage		DS" DP 329234	Lot 83 CT 119472	Lot 82 CT 119470	٠
Stormwater Drainage		CY" DP 329234	Lot 85 CT 119473	Lot 84 CT 119472	

If this Annexure Schedule is used as an expansion of an instrument, all signing parties and either their witnesses or solicitors must sign or initial in this pox:

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Annexure Schedule

Insert type of instrument "Mortgage", "Transfer", "Lease" etc



Continuation - CC 1	Dated	19th May, 200	4 Page 4 of 12 pag
Continuation of Sch	ledule A	(Continue in additional A	nnexure Schedule, if require
Purpose (nature and extent) of easement, <i>profit</i> , or covenant	Shown (plan reference)	Servient tenement (Identifier/CT)	Dominant tenement (Identifier/CT or i gross)
Party Wali	"BA" DP 329234	Lot 68 CT 119456	Lot 69 CT 119457
Party Wall	"BB" DP 329234	Lot 69 CT 119457	Lot 68 CT 119456
Party Wali	"BC" DP 329234	Lot 69 CT 119457	Lot 70 CT 119458

Party Wall "BD" Lot 70 CT 119458 Lot 69 CT 119457 DP 329234 Party Wall "BE" Lot 70 CT 119458 Lot 71 CT 119459 . DP 329234 Party Wall "BF" Lot 71 CT 119459 Lot 70 CT 119458 DP 329234 Party Wall "BG" Lot 71 CT 119459 Lot 72 CT 119460 · DP 329234 Party Wall "BH" Lot 72 CT 119460 Lot 71 CT 119459 DP 329234 Party Wall "BI" Lot 72 CT 119460 Lot 73 CT 119461 DP 329234 Party Wall "BJ Lot 73 CT 119461 Lot 72 CT 119460 DP 329234 Party Wall "BK" Lot 73 CT 119461 Lot 74 CT 119462 DP 329234 Party Wall "BL" Lot 74 CT 119462 Lot 73 CT 119461 DP 329234 Party Wall "BM" Lot 74 CT 119462 Lot 75 CT 119463. DP 329234

If this Annexure Schedule is used as an expansion of an instrument, all signing parties and either their witnesses or solicitors must sign or initial in this box.

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Annexure Schedule



Insert type of instrument "Mortgage", "Transfer", "Lease" etc

Dated 19th May 2004 Page Continuation of Schedule A

 Continuation of Schedule A		(Continue in additional Annexure Schedule, if required.)		
Purpose (nature and extent) of easement, <i>profit</i> , or covenant	Shown (plan reference)	Servient tenement (Identifier/CT)	Dominant tenement (Identifier/CT or in gross)	
Party Wall	"BN" DP 329234	Lot 75 CT 119463	Lot 74 CT 119462 .	
Party Wall	"BO" DP 329234	Lot 76 CT 119464	Lot 77 CT 119465 .	
Party Wall	"BP" DP 329234	Lot 77 CT 119465	Lot 76 CT 119464	
Party Wall	"BQ" DP 329234	Lot 77 CT 119465	Lot 78 CT 119466	
Party Wall	"BR" DP 329234	Lot 78 CT 119466	Lot 77 CT 119465	
Party Wall	"BS" DP 329234	Lot 78 CT 119466	Lot 79 CT 119467	
Party Wall	"BT" DP 329234	Lot 79 CT 119467	Lot 78 CT 119466	
Party Wall	"BU" DP 329234	Lot 79 CT 119467	Lot 80 CT 119468 ·	
Party Wall	"BV" DP 329234	Lot 80 CT 119468	Lot 79 CT 119467 .	

If this Annexure Schedule is used as an expansion of an instrument, all signing parties and either their witnesses or solicitors must sign or initial in this box

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Annexure Schedule

Insert type of instrument "Mortgage", "Transfer", "Lease" etc

Dated 19th May, 2004

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Continuation of Schedule A

(Continue in additional Annexure Schedule, if required.)

Purpose (nature and extent) of easement, <i>profit</i> , or covenant	Shown (plan reference)	Servient tenement (Identifier/CT)	Dominant tenement (Identifier/CT or in gross)
Stormwater Drainage	"CR" —DP-329234	Lot 69 CT 119457	Lot 68 CT 119456
Stormwater Drainage	"CS" DP 329234	Lot 71 CT 119459	Lot 70 CT 119458
Stormwater Drainage	"CT" DP 329234	Lot 73 CT 119461	Lot 72 CT 119460
Stormwater Drainage	"CU" DP 329234	Lot 77 CT 119465	Lot 76 CT 119464 .
Stormwater Drainage	"CV" DP 329234	Lot 78 CT 119466	Lot 79 CT 119467 .
Wastewater Drainage	"DL" DP 329234	Lot 68 CT 119456	Lot 69 CT 119457
Wastewater Drainage	"DM" DP 329234	Lot 70 CT 119458	Lot 71 CT 119459
Wastewater Drainage all	"DN" DP 329234	Lot 73 CT 119461	Lot 72 CT 119460 .
Wastewater Drainage	"DO" DP 329234	Lot 74 CT 119462	Lot 75 CT 119463
Wastewater Drainage	"CU DP 329234	Lot 77 CT 119465	Lot 76 CT 119464
Wastewater Drainage	"DQ" DP 329234	Lot 79 CT 119467	Lot 78 CT 119466

If this Annexure Schedule is used as an expansion of an instrument, all signing parties and either their witnesses or solicitors must sign or initial in this box,

X0403035.GIG.V1:me

Annexure Schedule



Insert type of instrument "Mortgage", "Transfer", "Lease" etc	_				12 12
,	Dated	19th	May	2004	Page 4 pages
		(Contin	nue in addit	tional Anne	xure Schedule, if required.)

Annexure Schedule 2

Where there is a conflict between the provisions of Schedule 4 of the Land Transfer Regulations 2002 and the Ninth Schedule of the Property Law Act 1952 the provisions of Schedule 4 shall prevail.

The rights and powers implied in specific classes of easements as prescribed by the Land Transfer Regulations 2002 shall be extended to include the party wall easements contained herein.

у

If this Annexure Schedule is used as an expansion of an instrument, all signing parties and either their witnesses or solicitors must sign or initial in this box.

X0403022 GIG V1:me REF: 7025 – AUCKLAND DISTRICT LAW SOCIETY

Annexure Schedule - Consent Form

Land Transfer Act 1952 section 238(2)



Financial Trust Limited

Insert type of instrument "Caveat", "Mortgage" etc Page pages Transfer Capacity and Interest of Consentor (eg. Caveator under Caveat no./Mortgagee under Consentor Mortgage no.) Surname must be <u>underlined</u> or in CAPITALS Mortgagee under and by virtue of Mortgage FINANCIAL TRUST LIMITED No. D628193.3 Consent Delete Land Transfer Act 1952, if inapplicable, and insert name and date of application Act. Delete words in [] if inconsistent with the consent. State full details of the matter for which consent is required. Pursuant to [section 238(2) of the Land Transfer Act 1952]] Act [section of the [Without prejudice to the rights and powers existing under the interest of the Consentor] the Consentor hereby consents to: the Person giving consent hereby consents to the creation of the within casement pursuant to Section 90B of the Land Transfer Act 1952. **Dated** this 19th day of Attestation Signed in my presence by the Consentor Doug Somers-Edgar Director 1 Signature of Witness Financial Trust Limited
Witness to complete in BLOCK letters (unless legibly printed) Witness name Anne Somers-Edgar Occupation Director

An Annexure Schedule in this form may be attached to the relevant instrument, where consent is required to enable registration under the Land Transfer Act 1952, or other enactments, under which no form is prescribed.

Address

Signature of Consentor

Annexure Schedule - Consent Form

Land Transfer Act 1952 section 238(2)



nsert type of instrument 'Caveat", "Mortgage" etc	ADLS
Transfer	Page of pages
Consentor Surname must be <u>underlined</u> or in CAPITALS	Capacity and Interest of Consentor (eg. Caveator under Caveat no./Mortgagee under Mortgage no.)
435 WEST RESIDENTS ASSCOCIATION INCORPORATED	Encumbrance under and by virtue of Encumbrance No. 5664447.9
Consent Delete Land Transfer Act 1952, if inapplicable, and inse Delete words in [] if inconsistent with the consent. State full details of the matter for which consent is requi	
Pursuant to [section 238(2) of the Land Transfer Act	1952]
[section of the	Act]
[Without prejudice to the rights and powers existing u	under the interest of the Consentor
	004
Attestation	Signed in my presence by the Consentor
Authorised Signatory	Signature of Witness Witness to complete in BLOCK letters (unless legibly printed)
/ De of	Witness name
	Occupation
Awar nd Myraloy	Address
Signature of Consentor	

An Annexure Schedule in this form may be attached to the relevant instrument, where consent is required to enable registration under the Land Transfer Act 1952, or other enactments, under which no form is prescribed.