

**Easement instrument to grant easement or *profit à prendre*, or create land covenant**

Sections 90A and 90F, Land Transfer Act 1952

**EC 6673134.5 Easement**

Cpy - 01/01.Pgs - 005.02/12/05.06:30



Encl: 312235305

Land registration district

**North Auckland**

Grantor

*Surname(s) must be underlined.*

**Barbara Jean Ward, Ivan Walter Harnett, Wayne Gregory Harnett, Dina Lisa Harnett and Gary Dwaine Milne**

Grantee

*Surname(s) must be underlined.*


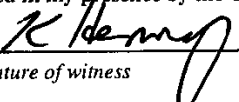

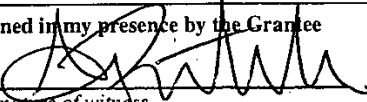
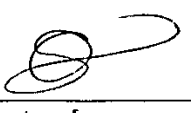
**TELECOM NEW ZEALAND LIMITED**

**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 5<sup>th</sup> day of November 2005

**Attestation**

 <b>Barbara Jean Ward</b> Signature [common seal] of Grantor	<b>Signed in my presence by the Grantor</b>  Signature of witness Witness to complete in BLOCK letters (unless legibly printed) Witness name <b>K.R. Hennessey</b> Occupation <b>Solicitor</b> Address <b>PO Box 75, Kaitake</b>
	<b>(cont. over..)</b>
 <b>Annabel Ritchie</b> Signature [common seal] of Grantee	<b>Signed in my presence by the Grantee</b>  Signature of witness Witness to complete in BLOCK letters (unless legibly printed) Witness name <b>Annabel Ritchie</b> Occupation <b>Acquisition Project Consultant</b> Address <b>Telecom Mobile Limited</b>
	 <b>Vicki M. Dempster</b> Signature [common seal] of Grantee

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

**Vicki M. Dempster**  
**Licensed Landbroker**  
**AUCKLAND**  
**Ph: 300 1273**

  
[Signer for] the Grantee

\*If the consent of any person is required for the grant, the specified consent form must be used.

Approved by the Registrar-General of Land, No. 1995/1002  
**Annexure Schedule**

Easement

dated

page

of

pages

attestation continued:

Executed by:

Ivan Walter Harnett

in the presence of:

*IWHarnett*

*[Signature]*  
BUILDON

BOX 81 OMARENG

Executed by:

Wayne Gregory Harnett

in the presence of:

*[Signature]*  
Dianne Cresswell  
Administrator  
160a Pakuranga Rd  
Pakuranga

*D Cresswell*

Executed by:

Dina Lisa Harnett

in the presence of:

*[Signature]*  
Dianne Cresswell  
Administrator  
160a Pakuranga Rd  
Pakuranga

*D Cresswell*

Executed by:

Gary Dwaine Milne

*[Signature]*

in the presence of:

*D Cresswell*  
Dianne Cresswell  
Administrator  
160a Pakuranga Rd  
Pakuranga

If this Annexure Schedule is used as an expansion of the instrument, all signing parties and either their witnesses or their solicitors must put their signatures or initials here

*IWHarnett* *KHarnett* *[Signature]* *[Signature]* *[Signature]* *RS*

**Annexure Schedule**

Insert type of instrument

Easement

Dated

Page

1

of

3

Pages

Continue in additional Annexure Schedule, if required.

**Certificate Of Non-Revocation Of Power Of Attorney**

We: **Craig Ritchie Bonnington**  
**Property Support Analyst**  
**Telecom New Zealand Limited**

and

**Christine Diana Marie Turner**  
**Environmental Manager**  
**Telecom New Zealand Limited**

hereby severally certify that:

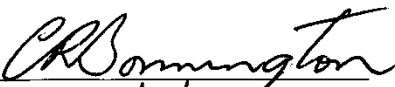
- 1 By a Power of Attorney dated 2 July 2001, we were, by virtue of being Authorised Signing Officers, appointed jointly as attorneys of Telecom New Zealand Limited on the terms and subject to the conditions set out in the Power of Attorney.
- 2 Copies of the Power of Attorney are deposited at Land Information New Zealand as follows:  
  
Auckland as D627839.1 New Plymouth as 481759.1 Christchurch as 5074754.1  
  
Hamilton as B674932.1 Napier as 719487.1 Dunedin as 5074473.1  
  
Gisborne as 234465.1 Wellington as 5074486.1
- 3 We executed the instrument to which this certificate relates under the powers conferred by the Power of Attorney.
- 4 At the date hereof we have not received any notice or information of the revocation of that appointment by the commencement of liquidation of Telecom New Zealand Limited or otherwise.

SIGNED at Wellington  
this 8 day of NOV

2005

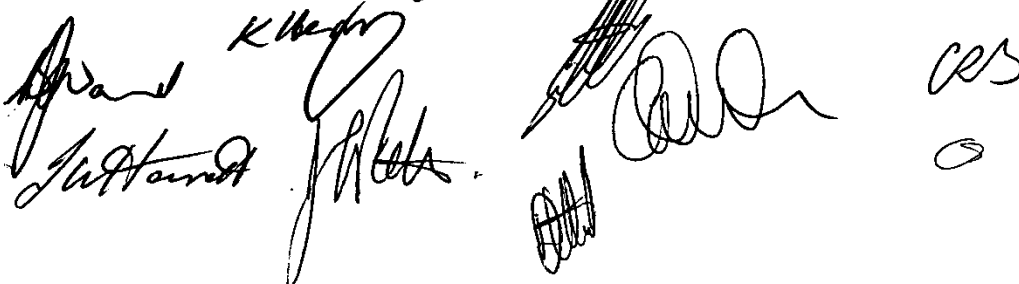
SIGNED at Wellington  
this 8 day of NOV

2005

  
Date: 8/11/2005

  
Date:

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.



Annexure Schedule 1

Easement instrument

Dated

Page 2 of 3 pages

Schedule A

Continue on 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)
Right to convey telecommunications and computer media	DP 357655	Lot 52	in gross

Easements or *profits à prendre* rights and powers (including terms, covenants, and conditions)

Delete phrases in [ ] and insert memorandum number as required.  
Continue on 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~~ ~~negotiated~~ [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 on 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.

*[Signatures and initials of signing parties and witnesses/solicitors]*

**Annexure Schedule 2**



Insert type of instrument

"Mortgage", "Transfer", "Lease" etc

Easement

Dated

Page **3** of **3** Pages

(Continue in additional Annexure Schedule, if required.)

1. The easement facility includes any "Lines", "Works", "existing Lines" and "existing Works" as defined in the Telecommunications Act 2001, owned by the Grantee.
2. This grant of easement is not in substitution for, and is without prejudice to, such statutory rights and authorities as the Grantee may have from time to time in respect of the servient tenement.

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.

*[Signature]* *[Signature]*

*RS* *①*

REF: 7025 - AUCKLAND DISTRICT LAW SOCIETY

*[Signature]* *[Signature]*

*[Signature]*