



Memorandum of Transfer

WHEREAS, JOHN COX, of Auckland, Carpenter, and DOROTHY FLORENCE COX his .
Wife (hereinafter referred to as "the Transfers^{are}, being registered as the proprietors
of an estate in fee simple
subject, however, to such encumbrances, liens, and interests as are notified by.

memoranda underwritten or endorsed hereon in those pieces of land containing .
together 1 acre 1 rood 24.4 perches more or less being Lots 2, 3, 5, 14, .
20 and 22 on a Plan deposited in the Land Registry Office at Auckland .
under Number 38709 being parts of Allotment 147 of the Parish of Waikomi-
ti and parts of the land comprised in Certificates of Title Volume 853
Folio 51 Auckland Registry, and Volume 904 Folio 53.

*fc.
D.F.C.*

*page 88 on
next page*

AND WHEREAS the Transferors have requested The Body Corporate Known as .
The Glen Eden Town Board of Glen Eden (hereinafter referred to as "the
Transferee") to approve of the sub-division created by the said Deposited
Plan Number 38709 and to accept dedication of a road shown on the said .
Plan which the Transferee has agreed to do upon the Transferors granting.
the easements hereinafter set forth NOW THIS AGREEMENT WITNESSETH that in
pursuance of the said Agreement and in consideration of the premises the
Transferors DO HEREBY TRANSFER AND GRANT as an easement in gross unto .
the Transferee its successors and assigns full right liberty and license.
at all times hereafter to concentrate storm water on and drain the same .
from the roads shown on the said Deposited Plan on to the lands herein-
before described with full power to the Transferee its successors and .
assigns without in any way limiting the rights hereinafter granted to .
enter on to the said pieces of land and to dig such drain and make such .
excavations on the said land as the transferee may deem necessary to ob-
tain the benefit of the grant hereby made and to concentrate such water .
on to all or any part or parts of the said pieces of land without being .
responsible for any damage caused thereby or by the deposit of silt or .
debris brought on to the said land or any part or parts thereof by such .
water and the Transferors for themselves, their and each of their execu-
tors and administrators assigns and the registered proprietor for the .
time being of the said pieces of land do hereby covenant with the Trans-
feree its successors and assigns that they the Transferors their and each
of their executors administrators and assigns and the Executors, Admini-
strators and assigns of such registered proprietor or proprietors as .
aforesaid will not at any time hereafter do or permit any act which will
in any way interfere with the free passage of water onto the said pieces
of land AND IT IS HEREBY DECLARED that the rights and immunities from .
liability which the Transferee may now or hereafter possess by virtue of
any statute or at common law shall not be prejudiced by the foregoing .
grant and no liabilities shall be created or deemed to be created upon .
the Transferee in respect of the flow of water or solids from the point .
or points at which the same may enter upon or be deposited upon the said .
pieces of land.

MEMORANDUM OF ENCUMBRANCE

- 1. Agreement as to fencing contained in Transfer No. 325240.
- 2. Order in Council 12895.

IN WITNESS WHEREOF we have hereunto subscribed our names this 27th .
day of August One thousand nine hundred and fifty-one.

SIGNED by the abovenamed JOHN COX }
in the presence of :- _____ }

John Cox

A. Henderson
.....
Solicitor
.....
Auckland

SIGNED by the abovenamed DOROTHY }
FLORENCE COX in the presence of :- _____ }

Dorothy F. Cox

A. Henderson
.....
Solicitor
.....
Auckland

497495

No. of

5 Correct for the purposes of the Land Transfer Act.

Transfer of

Grant of Drainage Easement.

Murphy

Solicitor for the Transferee.

JOHN COX & ANOR. Transferees.

I HEREBY CERTIFY that no "Alien" within the meaning of the Aliens' Land Purchase Regulations 1942/77 acquires under and by virtue of the within Instrument any estate or interest either at law or in equity in breach of the said Regulations.

THE GLEN EDEN TOWN BOARD Transferees.

Solicitor for the Transferee.

Particulars entered in the Register Book, Vol. 1008

Folio 75

the 31st day of August 1951
at 2.5 o'clock, p.m.

C.R. Dainton

Dist. Land Registrar of the District of Auckland.

(6)
21/8/51
25
12
Quentin Wilson

WYNYARD, WILSON & BAXTER

SOLICITORS

AUCKLAND

