

Dated at Wellington this 19th day of July 1983.

J. R. BATTERSBY,
for Minister of Works and Development.

(P.W. 23/670/2; Ak. D.O. 50/30/3/2/0)

16/1

Declaring a Water Supply Easement in Gross Acquired Over Land in Block IX, Paekakariki Survey District, and Block III, Belmont Survey District, Hutt County

PURSUANT to section 20 of the Public Works Act 1981, the Ministry of Works and Development declares that, an agreement to that effect having been entered into, an easement in gross in perpetuity for water supply purposes is hereby acquired over the land described in the First Schedule hereto and shall vest in The Wellington Regional Council on the 28th day of July 1983, and shall confer upon the said Council the full and free rights, liberties, licences, and privileges in perpetuity hereinafter set forth in the Second Schedule hereto but subject to the provisos set forth in the Third Schedule hereto.

FIRST SCHEDULE

WELLINGTON LAND DISTRICT

ALL those pieces of land described as follows:

- | | |
|------------------------|------------------------------------------------------------------------------------------------------------------------------------------|
| Area
m ² | Being |
| 948 | Part Lot 1, D.P. 28894; marked 'A' on plan.
Situated in Block IX, Paekakariki Survey District and Block III, Belmont Survey District. |
| 2170 | Part Section 12, Pauatahanui District; marked 'B' on plan.
Situated in Block III, Belmont Survey District. |

As shown marked as above mentioned on S.O. Plan 30935, lodged in the office of the Chief Surveyor at Wellington.

SECOND SCHEDULE

THE full and free right and liberty and licence in perpetuity to carry conduct and convey fresh water backwards and forwards under and along the said land; together with the further rights, liberties, licences, and privileges in perpetuity hereinafter set forth that is to say:

- (a) The right to enter upon all or any of the said lands to lay, construct, repair, renew, and maintain all necessary pipes together with all tobies, valves, and surface boxes of such internal diameter and of such material and at such depth as shall be necessary for any of the purposes hereunder.
- (b) The right to remove existing materials under or surrounding the watermain and replace with same or other materials as required for the purposes of laying or maintaining the watermain, chambers, and fittings.
- (c) The right to enter upon all or any of the said lands from time to time and at all reasonable times by its servants, agents, and workmen with all necessary tools, implements, plant machinery, and vehicles for the purpose of laying, constructing, repairing, renewing and maintaining all or any of the pipes, tobies, valves, and surface boxes.
- (d) The right to dig and break up the surface of the said lands or any parts thereof and generally to do and perform all acts and things as may be necessary or proper for any of the purposes herein mentioned.

THIRD SCHEDULE

THE registered proprietors of the land described in the First Schedule hereto will not without the prior approval of the Council in writing first had and obtained:

- (a) Place any buildings or fences upon or lay down any concrete yard over the easement or carry out any work thereon.
- (b) Permit any vehicle to be driven on or across the easement without such vehicle observing normal highway loading requirements or restrictions.
- (c) Alter or permit to be altered the existing ground level within the easement.
- (d) Lay or cause or permit to be laid or constructed any additional services within the easement.
- (e) Install erect or place any overhead electric power telegraph or other overhead cables or lines at a height of less than 5.5 metres above ground level existing over the easement.
- (f) Erect or plant or permit any power poles or trees to be erected or planted within the boundaries of the easement.

Dated at Wellington this 19th day of July 1983.

J. R. BATTERSBY,
for Minister of Works and Development.

(P.W. 50/239/6/20; Wn. D.O. 19/5/0/16)

16/1

Declaring a Water Supply Easement in Gross Acquired Over Land in Block III, Belmont Survey District, Hutt County

PURSUANT to section 20 of the Public Works Act 1981, the Minister of Works and Development declares that an agreement to that effect having been entered into, an easement in gross in perpetuity for water supply purposes is hereby acquired over the land described in the First Schedule hereto and shall vest in The Wellington Regional Council on the 28th day of July 1983 and shall confer upon the said Council the full and free rights, liberties, licences, and privileges in perpetuity hereinafter set forth in the Second Schedule hereto but subject to the provisos set forth in the Third Schedule hereto.

FIRST SCHEDULE

WELLINGTON LAND DISTRICT

ALL that piece of land situated in Block III, Belmont Survey District, being part Lot 2, D.P. 52127; as shown marked "A" on S.O. Plan 33262, lodged in the office of the Chief Surveyor at Wellington.

SECOND SCHEDULE

THE full and free right and liberty and licence in perpetuity to carry conduct and convey fresh water backwards and forwards under and along the said land; together with the further rights, liberties, licences and privileges in perpetuity hereinafter set forth that is to say:

- (a) The right to enter upon all or any of the said lands to lay, construct, repair, renew, and maintain all necessary pipes together with all tobies, valves, and surface boxes of such internal diameter and of such material and at such depth as shall be necessary for any of the purposes hereunder.
- (b) The right to remove existing materials under or surrounding the watermain and replace with same or other materials as required for the purposes of laying or maintaining the watermain, chambers, and fittings.
- (c) The right to enter upon all or any of the said lands from time to time and at all reasonable times by its servants, agents, and workmen with all necessary tools, implements, plant machinery, and vehicles for the purpose of laying, constructing, repairing, renewing, and maintaining all or any of the pipes, tobies, valves, and surface boxes.
- (d) The right to dig and break up the surface of the said lands or any parts thereof and generally to do and perform all acts and things as may be necessary or proper for any of the purposes herein mentioned.

THIRD SCHEDULE

THE registered proprietors of the land described in the First Schedule hereto will not without the prior approval of the Council in writing first had and obtained:

- (a) Place any buildings or fences upon or lay down any concrete yard over the easement or carry out any work thereon.
- (b) Permit any vehicle to be driven on or across the easement without such vehicle observing normal highway loading requirements or restrictions.
- (c) Alter or permit to be altered the existing ground level within the easement.
- (d) Lay or cause or permit to be laid or constructed any additional services within the easement.
- (e) Install erect or place any overhead electric power telegraph or other overhead cables or lines at a height of less than 5.5 metres above ground level existing over the easement.
- (f) Erect or plant or permit any power poles or trees to be erected or planted within the boundaries of the easement.