

In the High Court of New Zealand
Nelson Registry

M. No. 49/86

IN THE MATTER of the Companies Act 1955, and IN THE MATTER of NELSON PACKHOUSE CO-OPERATIVE LIMITED, a duly incorporated company having its registered office at Nelson:

ADVERTISEMENT OF PETITION

NOTICE is hereby given that a petition first for an order that NELSON PACKHOUSE CO-OPERATIVE LIMITED accept the surrender of 326 of its shares held in the name of G. C. HOFLAND LIMITED and pay to G. C. HOFLAND LIMITED the value thereof and secondly for an order restraining NELSON PACKHOUSE CO-OPERATIVE LIMITED in general meeting from considering any resolution of which the likely consequence would be effectively to require MILES MORROW MIDDLETON and PEGGY MIDDLETON to subscribe for additional shares in NELSON PACKHOUSE CO-OPERATIVE LIMITED or otherwise increase their investment therein and thirdly for an order restraining NELSON PACKHOUSE CO-OPERATIVE LIMITED from authorising any compulsory surrender of any of its shares held in the name of WILLIAM JOHN EDMUND LYNCH and fourthly for such other order as may in the premises as shall be just and fifthly for an order that the costs of and incidental to the petition be fixed and paid by NELSON PACKHOUSE CO-OPERATIVE LIMITED, and in the alternative for the winding up of the above-named company by the High Court was, on the 14th day of October 1986, presented to the said Court by G. C. HOFLAND LIMITED, a duly incorporated company having its registered office at Motueka (as first petitioner) and MILES MORROW MIDDLETON of Redwoods Valley, near Richmond, fruitgrower and Peggy Middleton, his wife (as second petitioners) and WILLIAM JOHN EDMUND LYNCH of Redwoods Valley, near Richmond, fruitgrower (as third petitioner); and that the said petition is directed to be heard before the Court sitting at Nelson on the 3rd day of November 1986 at 10 o'clock in the forenoon; and any creditor or contributory of the said company desirous to support or oppose the making of an order on the said petition may appear at the time of hearing in person or by his counsel for that purpose; and a copy of the petition will be furnished by the undersigned to any creditor or contributory of the said company requiring a copy on payment of the regulated charge for the same.

J. M. FITCHETT, Solicitor for the Petitioner.

Address for Service: The offices of Messrs Rout Milner & Fitchett, Marble Arch, 167 Hardy Street, Nelson.

NOTE—Any person who intends to appear on the hearing of the said petition must serve on, or send by post to, the above-named, notice in writing of his intention to do so. The notice must state the name, address, and description of the person, or if a firm, the name, address, and description of the firm, and an address for service within 5 kilometres of the office of the High Court at Nelson, and must be signed by the person or firm, or his or their solicitor (if any), and must be served, or, if posted, must be sent by post in sufficient time to reach the above-named petitioner's address for service not later than 4 o'clock in the afternoon of the 31st day of October 1986.

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In the High Court of New Zealand
Auckland Registry

IN THE MATTER of Part II of the Partnership Act 1908, and IN THE MATTER of a special partnership known as the TE PUKE KIWI FRUIT SYNDICATE—KIWI FRUIT HOLDINGS LIMITED AND COMPANY (formerly called TE PUKE KIWI SYNDICATE—SHEFFIELD ENTERPRISES LIMITED AND COMPANY):

DISSOLUTION OF PARTNERSHIP

WE the persons named and described in the Schedule hereto and KIWI FRUIT HOLDINGS LIMITED, a duly incorporated company having its registered office at Auckland (called "the partners"), do hereby certify that by registration of this certificate we do hereby dissolve the special partnership under the provisions of Part II of the Partnership Act 1908; and do hereby certify pursuant to the provisions of section 62 of this Act as follows:

- (a) The special partnership is hereby dissolved as from the 30th day of September 1986.
- (b) All debts and liabilities of the special partnership due and payable at the 30th day of September 1986 or becoming due and payable after that date by reason of partnership activities carried on before that date shall be met from the realisation of the special partnership assets and from the common stock of the special partnership. The residue of the assets, if any, shall be apportioned between the partners according to the amount contributed to the common stock of the special partnership by each partner.

(c) The costs of preparation, registration and publication of this certificate shall be paid equally by the partners.

Dated at Auckland this 30th day of September 1986.

The Common Seal of KIWI FRUIT HOLDINGS LIMITED was hereunto affixed in the presence of:

J. K. Radley and J. Hanna, Directors and acknowledged before me:

D. A. GRAHAM, Justice of the Peace.

Signed and acknowledged by the special partners being the persons named in the Schedule hereto by their attorney, Peter David Ellis in the presence of J. K. Radley, solicitor, Auckland, and acknowledged before me:

D. A. GRAHAM, Justice of the Peace.

THE SCHEDULE HEREINBEFORE REFERRED TO KIWI FRUIT HOLDINGS LIMITED & COMPANY

REGISTER OF SPECIAL PARTNERS AS AT 21 MARCH 1985

Names of Special Partners and Place of Residence	Amount Contributed to the Common Stock of the Partnership \$
Henry Rongamau Bennett, 26 Okawa Bay Road, R.D. 4, Rotorua	1,000
Margaret Claire Campbell, 42 Strasbourge Street, Martinborough, Wairarapa	1,500
Richard James Chamberlain and Olive Chamberlain (jointly), 125 Haukore Street, Tauranga	3,000
Bruce James Cox, 141 Garnet Road, Westmere	2,500
Judith Anne Crews, 121 Park Road, Palmerston North	1,500
Edgar Edward Dagley, 6 Maunganui Street, Birkenhead	3,000
Diane Maree Dohrman, 6 Berg Place, Whakatane	3,000
Minnie May Dumbleton, 505 Fitzroy Avenue, Hastings	500
Est Colin Cameron Dumbleton, care of The Public Trustee, P.O. Box 249, Hastings	500
John Harris Dwyer, 275 Glenfield Road, Glenfield, Auckland 10	1,000
Peter David Ellis and Cherryl Dorothy Ellis (jointly), 301A Kohimarama Road, Kohimarama	2,500
P. D. Ellis Trust, 301A Kohimarama Road, Kohimarama	1,000
Dorothy Christina Fisher, Waring Road, Taupiri	2,000
John McLoughlin Fisher, Waring Road, Taupiri	2,000
Maxwell Galbraith, 3 Balfour Crescent, Hamilton	3,000
Colin Bruce Gardner, Ballantyne Road, R.D. 2, Napier	2,000
Judith Anne Hanna, 46 Sylvan Park Avenue, Auckland 9	5,000
Jill Cecilia Keats, Awhiorangi Promenade, Swanson	2,000
Kiwi Fruit Holdings Ltd., care of Bennett MacKay, Mullany & Robinson, Chartered Accountants, P.O. Box 32, Te Puke	135,000
Philip Samuel Kolsby, 90 Mount Albert Road, Auckland	1,000
Blair & Kent Limited and Fashion Fabrics Limited, P.O. Box 5942, Auckland	1,000
George Lionel Meltzer, 40A Rawhitiroa Road, Kohimarama, Auckland 3	1,000
Margaret Ellen Morton, 5 Godfrey Place, Kohimarama	1,000
Dorothy May Phillips, 738A Cameron Road, Tauranga	5,500
Elizabeth Renne Phillips, 738A Cameron Road, Tauranga	5,000
Robert Ross, P.O. Box 62, Papakura	6,000
Keith Schofield, 44 Aberfoyle Street, Hillsdale, Hamilton	2,000
Nita Isabella Schofield, 44 Aberfoyle Street, Hillsdale, Hamilton	5,000
Nita Isabella Schofield (trustee), 44 Aberfoyle Street, Hillsdale, Hamilton	6,000
Ivan Charles Smith and Olive Emma Smith (jointly), Ohauti Road, R.D. 3, Tauranga	12,000
Ivan Charles Smith and Olive Emma Smith (trustees), Ohauti Road, R.D. 3, Tauranga	3,000
Arthur Tennock, 6 Dinglebank Road, Auckland 6	1,000
Mary Vivian, Flat 3, 111 Cook Street, Howick	3,500
Arthur Malcolm Whiting, 163 16th Avenue 2, Tauranga	1,000
Adrianne Woodward, 13 Zephyr Terrace, Governors Bay, R.D., Lyttelton	1,000
Lilah Yep (Miss), 3/21 Ellis Avenue, Mount Roskill, Auckland	2,000