15/

23rd day of

fully

1959

BETWEEN THE MELANESIAN MISSION TRUST BOARD a body corporate constituted under the Charitable Trusts Act 1957 (hereinafter called "the releasor") of the one part and THE BODY CORPORATE called THE MAYOR COUNCILLORS AND CITIZENS OF THE CITY OF AUCKLAND duly constituted under the provisions of the Municipal Corporations Act 1954 (hereinafter called "the Corporation") of the other part WHEREAS in subdividing its lands in Mission Bay in the City of Auckland the releasor was required to vest certain areas in the Corporation as reserves pursuant to the provisions of the Municipal Corporations Act 1933 which Act was then in force AND WHEREAS the Corporation required certain additional areas of the releasor's lands for reserves and agreed to pay the releasor for such additional lands AND WHEREAS in the negotiations to settle the price the Corporation was to pay the releasor for such additional lands the releasor claimed to be entitled to a contribution by the Corporation towards the cost of construction of Baddeley Street and Allum Street bounding part of such additional lands AND WHEREAS it has been agreed between the parties that the Corporation shall pay the releasor the sum of ELEVEN THOUSAND TWO HUNDRED POUNDS (£11,200) as the price for such additional lands and as a contribution towards the releasor's costs of construction of Baddeley Street and Allum Street aforesaid together with the further sum of SEVENTY FIVE POUNDS (£75) valuation fees incurred by the releasor NOW THIS DEED WITNESSETH that IN CONSIDERATION of the sum of ELEVEN THOUSAND TWO HUNDRED AND SEVENTY FIVE POUNDS (£11,275) paid by the Corporation to the meleasor (the receipt of which sum is hereby acknowledged) the releasor DOTH HEREBY COVENANT to transfer the lands described in the schedule hereto to the Corporation and DOTH FURTHER HEREBY RELEASE AND DISCHARGE the Corporation its successors and assigns from all

claims and demands whatsoever which it or its successors or assigns or any persons claiming through or under it or them may have against the Corporation for contribution towards the cost of construction of Baddeley Street and Allum Street aforesaid or towards the costs and expenses incurred by the releasor in settling the amount payable to it by the Corporation or on any account whatsoever in connection with the construction of the said streets or with settling the amount payable by the Corporation to it.

IN WITNESS WHEREOF these presents have been executed the day and year first hereinbefore written.

## SCHEDULE.

31 acres 22.4 perches more or less being Lots 76 and 89 on Deposited Plan number 36461 and Lot 178 on Deposited Plan number 36462 being portion of Allotments 28 and 29 District of Tamaki and part of the land comprised and described in Certificate of Title Volume 593 folio 154 Auckland Registry subject to building line restriction in order in Council number 12248.

THE COMMON SEAL of the MELANESIAN )

MISSION TRUST BOARD was hereunto )

affixed in the presence of:-

Trustees

and of:

Secretary to the said Board Auckland.

15/

23rd day of

tuly 1959

BETWEEN THE MELANESIAN MISSION TRUST BOARD a body corporate constituted under the Charitable Trusts Act 1957 (hereinafter called "the releasor") of the one part and THE BODY CORPORATE called THE MAYOR COUNCILLORS AND CITIZENS OF THE CITY OF AUCKLAND duly constituted under the provisions of the Municipal Corporations Act 1954 (hereinafter called "the Corporation") of the other part WHEREAS in subdividing its lands in Mission Bay in the City of Auckland the releasor was required to vest certain areas in the Corporation as reserves pursuant to the provisions of the Municipal Corporations Act 1933 which Act was then in force AND WHEREAS the Corporation required certain additional areas of the releasor's lands for reserves and agreed to pay the releasor for such additional lands AND WHEREAS in the negotiations to settle the price the Corporation was to pay the releasor for such additional lands the releasor claimed to be entitled to a contribution by the Corporation towards the cost of construction of Baddeley Street and Allum Street bounding part of such additional lands AND WHEREAS it has been agreed between the parties that the Corporation shall pay the releasor the sum of ELEVEN THOUSAND TWO HUNDRED POUNDS (£11,200) as the price for such additional lands and as a contribution towards the releasor's costs of construction of Baddeley Street and Allum Street aforesaid together with the further sum of SEVENTY FIVE POUNDS (£75) valuation fees incurred by the releasor NOW THIS DEED WITNESSETH that IN CONSIDERATION of the sum of ELEVEN THOUSAND TWO HUNDRED AND SEVENTY FIVE POUNDS (£11,275) paid by the Corporation to the meleasor (the receipt of which sum is hereby acknowledged) the releasor DOTH HEREBY COVENANT to transfer the lands described in the schedule hereto to the Corporation and DOTH FURTHER HEREBY RELEASE AND DISCHARGE the Corporation its successors and assigns from all

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