

Dated

1 May

2006

IN THE MATTER of Sections 108(2)(f) and
109 of the Resource
Management Act 1991
("the Act")

COV 6913435.3 Covenant

Cpy - 01/01, Pgs - 003, 19/06/06, 13:30



DocID: 211779221

AND

IN THE MATTER of Resource Consent RC
055518/05 112400039

DEED OF COVENANT

SAN DONA OLIVES LIMITED at Ohoka
("Covenantor")

WAIMAKARIRI DISTRICT COUNCIL a
territorial authority for the purposes of the
Loan Government Act 1974 ("the Council")

RHODES & CO
SOLICITORS
CHRISTCHURCH

IN THE MATTER of Sections 108(2)(f) and
109 of the Resource
Management Act 1991
("the Act")

AND

IN THE MATTER of Resource Consent RC
055518/05 112400039

DEED OF COVENANT

PARTIES

1. **SAN DONA OLIVES LIMITED** at Ohoka ("the Covenantor")
2. **WAIMAKARIRI DISTRICT COUNCIL** a territorial authority for the purposes of the Local Government Act 1974 ("the Council")

BACKGROUND

- A. The covenantor is the registered proprietor of an estate in fee simple in the land described as 1524m² Lot 1 DP 303902 contained in Certificate of Title 15546 (Canterbury Registry) ("the land").
- B. The covenantor has been granted a resource consent for a subdivision of the land and the issue of a new separate title for the land.
- C. A condition of the grant of resource consent was that the covenantor enter into a covenant with the Council in the form below.

DEED

1. The covenantor covenants with the Council that the covenantor shall not:
 - (a) erect any buildings on the land to be used in whole or in part for residential purposes;
 - (b) allow any buildings to be used in whole or in part for residential purposes to be brought on to the land.
2. For the avoidance of doubt these covenants shall not be construed to prevent or restrict the registered proprietor of the land for the time being




erecting and maintaining on the land a building for the accommodation of an olive press and operating such press within such building.

3. The parties acknowledge that pursuant to Section 109(1) of the Act upon registration this Deed of Covenant will create in favour of the Council an interest in the land in respect of which it is registered and will run with the land and bind subsequent owners.

DATED this 1st day of May 2006

SIGNATURES

SIGNED by SAN DONA)
OLIVES LIMITED by two)
of its directors)



Graeme Keith Telford - Director

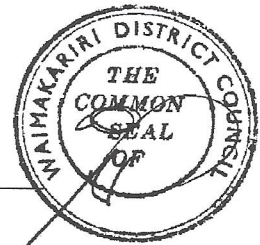


Reginald James Thomas Director

SIGNED by)
WAIMAKARIRI)
DISTRICT COUNCIL by)
its Principal affixing)
Administrative Officer by)
its Common Seal)

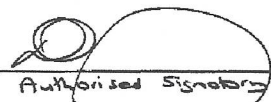


Authorized Signatory



Witness Signature

Witness Occupation



Authorized Signatory

Witness Address

Certified Correct for the purposes of The Land Transfer Act 1952



Solicitor for the Registered Proprietor