

SUPPLEMENTARY DEED OF AGREEMENT

ST JOSEPH'S SCHOOL, DANNEVIRKE

THIS DEED OF AGREEMENT is made on the 17th day of December One thousand nine hundred and ninety (1990) BETWEEN THE ROMAN CATHOLIC BISHOP OF THE DIOCESE OF PALMERSTON NORTH a Corporation Sole (hereinafter with his successors referred to as "the Proprietor") of the first part and HER MAJESTY THE QUEEN acting by and through the Minister of Education (hereinafter referred to as "The Minister") of the second part

WHEREAS

- A By Deed of Agreement bearing date the 17th day of November 1982 as varied by any subsequent supplementary agreements (hereinafter referred to as "the Deed of Agreement"), the Minister and the Proprietor pursuant to section 7(2) of the Private Schools Conditional Integration Act 1975 established St Joseph's School, Dannevirke as an integrated school (hereinafter referred to as "the School").
- B The Proprietor and the Minister are now agreed on the need to redefine the Proprietor's Land as defined in the First Schedule of the Deed of Agreement pursuant to Section 7(9) of the Private Schools Conditional Integration Act 1975.

NOW THIS DEED OF AGREEMENT WITNESSETH THAT IT IS HEREBY COVENANTED AGREED AND DECLARED BY AND BETWEEN THE PARTIES HERETO AS FOLLOWS:

1. THAT the Deed of Agreement bearing date the 17th day of November 1982 is hereby amended by deleting and cancelling the First Schedule and the Plan annexed to the Second Schedule.

2. THAT the First Schedule and Plan attached to this supplementary Deed of Agreement are hereby substituted as the First Schedule defining the Proprietor's Land and the Plan annexed to the Second Schedule in the Deed of Agreement.
3. THAT the covenants conditions and restrictions contained and implied in the Deed of Agreement shall be read and construed subject to the modifications herein contained but in all other respects the Deed of Agreement is confirmed.

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

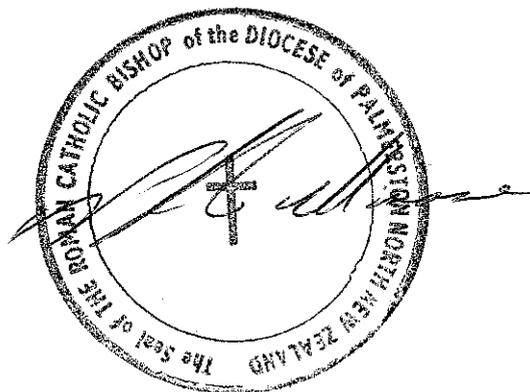
SIGNED by PETER JAMES CULLINANE
THE ROMAN CATHOLIC BISHOP OF
THE DIOCESE OF PALMERSTON NORTH
and sealed with his Seal of
Office in the presence of:

L. P. Broderick
115 Ruamahanga Crescent
Palmerston North.

SIGNED by WILLIAM RICHARDSON
Napier District Manager,
Ministry of Education pursuant
to authority delegated by the
Minister of Education acting on
behalf of HER MAJESTY THE QUEEN
in the presence of:

W. Richardson

PM Fitzgerald
13 Fitzroy Road
Napier



FIRST SCHEDULE

Description of total land, buildings and other improvements comprising the Proprietor's land of which the School premises form part

The Proprietor's Land

All that land, buildings and other improvements owned by the Roman Catholic Bishop of the Diocese of Palmerston North situate in Allardice Street, Dannevirke, being known as St. Joseph's School, Dannevirke, and being more particularly described as follows and delineated in green on the plan forming part of the Second Schedule hereto.

FIRSTLY, All that freehold parcel of land containing 900 square metres more or less situate in the Borough of Dannevirke being Lot 18 on Deposited Plan 1120 and being all the land in Certificate of Title Volume J4 Folio 1176 (Hawkes Bay Registry)
SUBJECT TO: Fencing covenant contained in Transfer 11095

SECONDLY, All that freehold parcel of land containing 900 square metres more or less situate in the Borough of Dannevirke being Lot 22 on Deposited Plan 1120 and being all the land in Certificate of Title Volume J4 Folio 1177 (Hawkes Bay Registry)

THIRDLY, All that freehold parcel of land containing 900 square metres more or less situate in the Borough of Dannevirke being part of Suburban Section 9 Dannevirke and being also Lot 23 Deposited Plan 1120 and being all the land in Certificate of Title Volume 57 Folio 179 (Hawkes Bay Registry)

FOURTHLY, All that freehold parcel of land containing 900 square metres more or less situate in the Borough of Dannevirke being Lot 34 on Deposited Plan 1120 and being all the land in Certificate of Title Volume J4 Folio 1171 (Hawkes Bay Registry)
SUBJECT TO: Fencing covenant contained in Transfer 11096

FIFTHLY, All that freehold parcel of land containing 900 square metres more or less situate in the Borough of Dannevirke being Lot 33 on Deposited Plan 1120 and being all the land in Certificate of Title Volume J4 Folio 181 (Hawkes Bay Registry)

SIXTHLY, All that freehold parcel of land containing 900 square metres more or less situate in the Borough of Dannevirke being Lot 32 on Deposited Plan 1120 number 9 (nine) being all the land in Certificate of Title Volume J4 Folio 180 (Hawkes Bay Registry)

SUBJECT TO: Fencing covenant in Transfer 10841

SEVENTHLY, All that freehold parcel of land containing 900 square metres more or less situate in the Borough of Dannevirke being Lot 31 on Deposited Plan 1120 which said parcel of land comprises portion of suburban Section 9 Dannevirke and being all the land in Certificate of Title Volume B2 Folio 1356 (Hawkes Bay Registry)

EIGHTHLY, All that freehold parcel of land containing 900 square metres more or less situate in the Borough of Dannevirke being Lot 30 on Deposited Plan 1120 which said parcel of land is part Suburban Section 9 Dannevirke and being all the land in Certificate of Title Volume B4 Folio 161 (Hawkes Bay Registry)

NINTHLY, All that freehold parcel of land containing 2074 square metres more or less situate in the Borough of Dannevirke being Lot 27 on Deposited Plan 1057 and being all the land in Certificate of Title Volume J4 Folio 1172 (Hawkes Bay Registry)

TENTHLY, All that freehold parcel of land containing 2137 square metres more or less situate in the Borough of Dannevirke being Lot 37 on Deposited Plan 1057 and being all the land in Certificate of Title Volume J4 Folio 1174 (Hawkes Bay Registry)

ELEVENTHLY, All that freehold parcel of land containing 900 square metres more or less situate in the Borough of Dannevirke being Lot 35 on Deposited Plan 1120 and being all the land in Certificate of Title Volume K1 Folio 28 (Hawkes Bay Registry)

TWELFTHLY, All that freehold parcel of land containing 1011 square metres more or less situate in the Borough of Dannevirke being part of Lot 38 on a Plan deposited in the Land Registry Office at Napier under No. 1057 which said parcel of land is portion of suburban section 8 Dannevirke and being all the land contained in Certificate of Title Volume 65 Folio 56 (Hawkes Bay Registry)

SUBJECT TO: Fencing covenant in Transfer 10698

THIRTEENTHLY, All that freehold parcel of land containing 900 square metres more or less situate in Block III Tahoraiti Survey District being Lot 21 Deposited Plan 1120 and being all the land contained in Certificate of Title Volume M3 Folio 603 (Hawkes Bay Registry)
SUBJECT TO: Fencing covenant in Transfer 10841

FOURTEENTHLY, All that freehold parcel of land containing 900 square metres more or less situate in Block III Tahoraiti Survey District being Lot 20 Deposited Plan 1120 and being all the land contained in Certificate of Title Volume M3 Folio 601 (Hawkes Bay Registry)

FIFTEENTHLY, All that freehold parcel of land containing 900 square metres more or less situate in Block III Tahoraiti Survey District Being Lot 19 Deposited Plan 1120 and being all the land contained in Certificate of Title Volume M3 Folio 602 (Hawkes Bay Registry)
SUBJECT TO: Fencing covenant in Transfer 11872

There are debts owing by the Proprietor to:

- 1 The Diocesan Development Fund of the Diocese of Palmerston North.
- 2 The Housing Corporation of New Zealand.

SECOND SCHEDULE

Description of land, buildings and other improvements comprising the School premises

The School Premises:

All that part of the Proprietor's land as described in the **First Schedule** hereto, delineated in red on the annexed plan of the Proprietor's land, which forms part of this Schedule, **TOGETHER WITH** all the School buildings and other improvements thereon **SAVE AND EXCEPT** Block C and Block J more particularly delineated in blue on the annexed plan together with a reservation in favour of that excepted portion of full rights of ingress and egress to and from that excepted portion over the area shaded in yellow on the annexed plan from and to Allardice Street.

