

# Crown Pastoral Land Tenure Review

# Property: Domett Downs

# Property number: Oo 095

# Due diligence report (including status report)

This report and attachments results from a pre tenure review assessment of the land for the purpose of confirming land available for tenure review and any issues, rights or obligations attaching to it. The information is gathered from files and other sources available to the LINZ contractor. Part of the information relates to research on the status of the land, resulting in a status report that is signed off by a LINZ approving officer. The remainder of the information is not analysed for relevancy or possible action until required, and LINZ does not guarantee its accuracy or completeness as presented.

The report attached is released under the Official Information Act 1982.

# Copied September 2003

## **DUE DILIGENCE REPORT**

## **REVIEW OF OTHER CROWN LAND**

RECOMMENI	DATIONS:			 I.FASED LIVIDE IAL INFORMA	
Office of Agent	: Alexandra	LINZ Case N	No: •	Date sent to L	INZ:
LINZ Ref:	12427				
File Ref:	Oo095	Report No:	A2076	Report Date:	10 June 2002

- (1) That the Commissioner of Crown Lands or his delegate note this Due Diligence Report which has been prepared in a manner similar to the Pre Tenure Review Assessment Standard on instruction from the Commissioner of Crown Lands.
- (2) That the Commissioner of Crown Lands or his delegate note that there are no incomplete actions which require action by the Manager of Crown Property Management.

Signed by DTZ New Zealand Limited:

famith & Taylor

K R Taylor:

Approved/Declined (pursuant to a delegation from the Commissioner of Crown Lands) by:

Name: Date of decision:

(1)	Details of licence:	DELEASED INDER THE
	Licence name:	Domett Downs OFFICIAL INFORMATION ACT
	Location:	The property is accessed via a 4WD track from Domett Road approximately 18 kms from the township of Kurow. Full rural services are available at Oamaru approximately 65 kms distant.
	Licensee:	Brian Henry McCone
	Tenure:	Crown land subject to the Land Act 1948. Pastoral Occupation Licence Oo095.
	Term:	5 years from 1 July 2001.
	Annual Rent:	\$650 (plus GST)
	Rental Value:	Not applicable.
	Date of Next Review:	Licence expires 30 June 2006
	Land Registry Folio Ref:	Otago Land Registry CIR 7658
	Legal Description:	Section 2 Block V Domet Survey District, being all the land contained in CIR 7658.
	Area:	575 hectares more or less.
(2)	Elle Search:	

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(2) File Search:

Files held by agent in Alexandra on behalf of LINZ:

File Reference	Volume	First Follo	Date	Last Folio	Date
Oo095-SDN-01	1	1	25/6/1975	123	25/2/1991
Oo095	2	124	30/3/1994	140	3/4/2000
CON/50213/09/12427/ A-ZNO	3	1	4/7/2000	33	23/4/2002

File DPF 819 covering the period 5 December 1974 to 15 March 1983 was also reviewed. No previous records were available. It is considered that a complete record of the previous Pastoral Occupation Licence was available on files and that no relevant information was unavailable.

A renewable lease of rural and pastoral land under the Land Act 1924 and the Land for Settlements Act 1925 was taken up by Raymond George Smith from 1 July 1941. The lease formed part of the Otekaike settlement. This licence replaced an earlier licence that expired the preceding day.

The licence was issued for a term of 33 years with rights of renewal. The lease expired in 1974 and an action was commenced to obtain the fee simple of a portion of the lease. In 1975 Mr L A Smith was offered freeholding of 1476 ha and surrender of 1636 ha with the latter area being offered on a POL for 5 years from 1 July 1975. The stock limit was to be 500 su with an annual rent of \$250. During 1976 and 1977 Waitaki Catchment Commission undertook a run plan in relation to the property which included a retirement and surrender fence through a portion of the POL. On the completion of this fence which coincided with expiry of the licence an area of 960 ha was surrendered and the residual 575 ha offered as a new POL for a period of 21 years from 1 July 1980.

In 1982 Mr Brian Henry McCone applied to sub-lease the occupation licence along with other lands held by Mr Smith. In 1989 application was made to transfer the licence from Mr Smith to Gunwallace Holdings Limited and subsequently in 1990 to B H McCone the shareholder and director. Other actions during this period are of a routine nature with periodic reports on stock limitation, rental and burning.

In 2000, following passing of the Crown Pastoral Land Act in 1998 action was commenced for the review of the licence in terms of the CPL Act. The holder accepted a non-reviewable licence for a term of 5 years commencing on expiry of the previous licence on 30 June 2002.

A Conservation Resources Report has been completed in relation to the future review of this licence and the file also contains a Land Status Report. DELEASED UPPED THE OFFICIAL INFORMATION ACT

#### (3) Summary of licence document:

## Terms of licence:

The commencement date of the licence on Crown files is in agreement with the licence document (CRI 7658). The occupation licence was issued on 1 July 2001 under Section 83 of the Land Act 1948 for a term of 5 years. The ownership stated and the rental period is the same as used on Crown files and in this report.

No non-standard conditions are recorded. Conditions in the licence relate to the effect that it conveys no right of renewal, no right to the soil and no right to acquire the fee simple.

There are no Crown improvements.

## Stock limit:

300 su with the numbers, classes, times and area of grazing to be agreed between the licensee, the licensor and the Canterbury Regional Council periodically at the discretion of the bodies.

## **Renewals and variations:**

Pastoral Occupation Licence O82 was issued for a period of 5 years from 1 July 1975. On expiry Pastoral Occupation Licence Oo095 was issued for a period of 21 years from 1 July 1980. The current licence has been issued for a term of 5 years from 1 July 2001.

#### Area adjustments:

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082 was issued over an area of 1535 ha. On expiry 960 ha was surrendered leaving a balance 575 ha for which Pastoral Licence Oo095 was issued. There have been no subsequent area adjustments.

## **Registered Interests**:

Mortgages:

5052070.4 To Reid Farmers Finance (Otago) Limited and Reid Farmers Limited.

#### Other Interests:

There are no other interests registered against the licence.

I am not aware of any recreation permits that have been issued that affect the licence.

No mining or prospecting licences are issued over the licence.

## (4) Summarise any Government programmes for the licence:

A Run Plan was undertaken involving the licence and associated freehold lands of Mr Smith in the 1970's. Included in this Run Plan was the retirement fonce that separated the 960 ha area from the licence. There is no Run Plan agreement registered against the licence in relation to these works.

The property was not involved in the Rabbit and Land Management Programme.

No other Government programmes have been identified affecting the licence.

## (5) Summary of Land Status Report:

Copy attached as Schedule A.

## 5.1 The Pastoral Lease:

The Land Status Report confirms that the land is Crown land under the Land Act 1948.

The area of the licence is confirmed as 575 ha.

The only encumbrance recorded in the Land Status Report is that the licence is subject to Part IVA Conservation Act 1987 on disposition.

The legal description is confirmed as that being Section 2 situated in Block V Domet Survey District.

The Crown retains mineral ownership.

The Land Status Check did not identify any concessions or recreation permits.

It is noted that the marginal strips were created pursuant to Section 24 (9) Conservation Act 1987 on issue of POL on 1 July 2001. Also noted is that the licence is subject to Part 9 of the Ngai Tahu Claims Settlement Act 1998. The Land Status Report did not identify any issues requiring further investigation.

## 5.2 Other Land:

No other land is covered in the Status Check.

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## (6) Review of topographical and Cadastral data:

## Topographical Map:

There is a 4WD track leading to the north-western boundary of the property and extending partially within the property and into adjoining land giving access to the proximity of the Otiake River. The eastern extension of this track extends along the central ridgeline of the licence and into adjoining land. Access both to and within the property is of a 4WD nature and not on any legal road line. There are no other facilities or services shown on the topographical map. The north-western boundary is fenced in the proximity of the legal alignment as this was surveyed after the fence was constructed. A fence on the north-eastern boundary approximately follows the legal boundaries. Fencing following the Otiake River is very much on a give and take basis and are not necessarily on the boundaries. There are two subdivision fences within the licence, though these are not shown on the topographical maps.

## Cadastral Map:

Marginal strips are not shown on the map, however the property is subject to marginal strips under Section 24 (9) Conservation Act 1987 since the creation of the licence in 2001. There is no legal road access shown meeting the licence nor are there any legal roads shown within the licence.

## (7) Details of neighbouring Crown or Conservation land:

The licence adjoins the Mount Domett Conservation Area (Unit 140545) for much of the north-western boundary. There is no other Crown land adjacent to the licence.

## (8) Summary of uncompleted actions or potential liabilities:

There have been no uncompleted actions or potential liabilities identified in relation to this licence.

## The following issues are brought to your attention to note only:

- (1) There is no legal access to this licence.
- (2) A thorough search has been completed of the files and no ongoing commitment in relation to the licence has been identified.

## ATTACHMENTS:

- Schedule A Status Check.
- Attachment 1 Recent copy of Occupation Licence document CIR OT7658.
- Attachment 2 Previous Occupation Licences.

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## SCHEDULE A:

Status check.

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## ENIGHT FRANK (NZ) LIMITED

## Appendix A

This report has been prepared on the instruction of Land Information New Zealand in terms of the contract number 50268 dated September 2001 and is undertaken for the purposes of the Crown Pastoral Leases Act 1998.

 LAND STATUS REPORT for DOMETT DOWNS
 [LIPS ref. 12427]

 Property
 1
 of
 1

Land District .	Otago
Long Description	Section 2 situated in Block V Domet Survey District.
Area	575.0000 Hectares
Status	Crown Land subject to the Land Act 1948.
Instrument of lease is the state	All Computer Interests Register OT 7658 pursuant to
LAX of h Mild	Crown Pastoral Land Act 1998.
Encumbrances	- Subject to Part IVA Conservation Act 1987.
Mineral Ownership	Minerals remain with the Crown as the land has never
	been alienated since its acquisition for settlement purposes
	from the former Maori owners under the Kemp Deed of
	Purchase.
	Land Act 1948 & Crown Pastoral Land Act 1998.

and orrect as at	27 March 2002.	 
crification Attached	Yes	 

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tent ted by	Murray Bradley	Mary	
Grown Ageredited Agent	Knight Frank (NZ) Limited		
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## KNIGHT FRANK (NZ) LIMITED

## Appendix B

This land status report has been prepared on the instruction of Land Information New Zealand in terms of the contract number 50268 dated September 2001 and is undertaken for the purposes of the Crown Pastoral Leases Act 1998.

 LAND STATUS REPORT for DOMETT DOWNS
 [LIPS ref. 12427]

 Property
 1
 of
 1

Land Diarict	Otago
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	575.0000 Hectarcs
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Application lease	All Computer Interests Register OT 7658 pursuant to
	Crown Pastoral Land Act 1998.
Mancumit Paces Adding the state	- Subject to Part IVA Conservation Act 1987.
Statute	Land Act 1948 & Crown Pastoral Land Act 1998.

Data Compet as all	27 March 2002.	1
Alertification Attached	Yes	

Rrepared by	Murray Bradley	Mrall	i
Conwn Acciredited Apont 8%	Knight Frank (NZ) Limited		
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## **Certification:**

Pursuant to section 11(1)(l) of the Survey Act 1986 and acting under delegated authority of the Surveyor-General pursuant to section 11 (2) of that act, I hereby certify that the land described above is; Crown Land subject to the Land Act 1948.

Dertor ... ... ... ... ...

Date 17. 1. 4. 72002

Max Warburton, Chief Surveyor Land Information New Zealand, Dunedin.

DOMETT DOWNS RESEARCH - Property 1 of 1

Notes : This information does not affect the status of the land but was identified	NIL.	 	<u> </u>	·	
as possibly requiring further investigation at the due diligence stage : See Crown Pastoral Standard 6 paragraph 6					

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## LAND STATUS REPORT for DOMETT DOWNS

[LIPS ref.12427]

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Property 1 of 1

## Research Data: Some Items may be not applicable

Property 1 of 1				
SDI Print Obtained	Yes			
NZMS 261 Ref	I 40 & I 41			
Local Authority	Waitaki District			
Crown Acquisition Map	Kemp Deed of Purchase.			
SO Plan	SO 19240-(May 1979) - Defines Section 2			
Relevant Gazette Notices	N/A			
CT Ref / Lehse Ref	All CIR OT 7658			
Legalisation Cards	SO 19240 - Legalisation Card not found.			
CLR	N/A			
Allocation Maps (if applicable)	No allocations on the SOE/DOC/UCL Schedules were found within the boundaries of the pastoral run.			
VNZ Ref - if known	26060-30802			
Crown Grant Maps	The Crown Grant map for the Domet Survey District Identifies the former Run 28A			
If Subject land Marginal Strip:				
a) Type [Sec 24(9) or Sec 58]	a) Marginal Strips created pursuant to Section 24(9) Conservation Act 1987 on issue of POL			
b) Date Created	on 1 July 2001. b) 1 July 2001.			
c) Plan Reference	c) N/A			



## LAND STATUS REPORT for DOMETT DOWNS

[LIPS ref.12427]

Property 1 of 1

Decementary 1	Of	Г. <b>.</b>				
Property 1		1				
If Crown land - Check Irrig	ation Maps.		N/A			
Mining Maps			There are no Mining interests recorded within the boundaries of the Run in the Nutional Mining Index.			
If Road						
<ul> <li>a) Is it created on a Bloc</li> <li>43(1)(d) Transit NZ A</li> </ul>		tion	a) N/A			
<b>.</b> .			<b>b</b> ) N/A			
b) By Proc						
			c) N/A			
<u>c) Plan N</u> o						
Other Relevant Information	1					
<ul> <li>Concessions - Advice from DOC or Knight Frank.</li> </ul>		Knight	a) NIL			
<ul> <li>b) Subject to any provisions of the Ngai Tahu Claims Settlement Act 1998.</li> </ul>			<ul> <li>b) Subject to Part 9 of the Ngai Tahu Claims Settlement Act 1998.</li> </ul>			
<ul> <li>c) Mineral Ownership</li> <li>d) Other Information</li> </ul>			<ul> <li>c) Mines and Minerals are owned by the Crown because the land has never been alienated from the Crown since its acquisition for settlement purposes from the former maori owners under the Kemp Deed of Purchase(1848).</li> <li>Contained in : (provide evidence): Formerly Part Run 28A (Lease no 20-CT 150/114-9 March 1908) being the earliest lease issued after the establishment of Runs in the Otago District.</li> <li>All MI</li> </ul>			
			d) NIL			

Research - continued

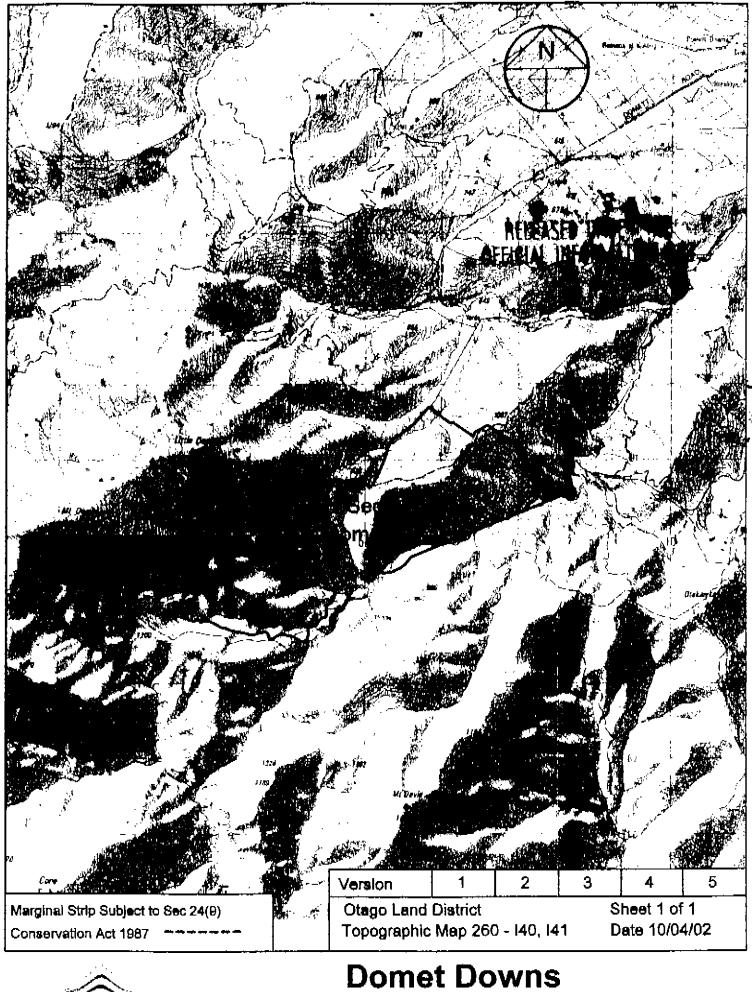




## **Reconciliation of Area**

## **Domett POL**

9/3/1908 –	Run 28A and Section 27A (CT150/114)	7669 acres -2r-oop		
1/7/1941	Run 28A and Section 27A (CT307/18)	7669 астеs — 2т-оор		
25/8/75	- Less 445562 Pari Section 27A (Part taken for road)	3103.7365 ha 2200 m <sup>2</sup>		
7/6/1979	Run 28A now known as Section 5 Block I (1337ha), Section 1 Block V (960 ha) and Section 2, Block V (575 ha) Domett S.D. (Appellation 517234/3) 2872ha			
	Part Section 27A now known as Sections			
	124A (208.5 ha) and 125A (4820) m <sup>2</sup> Otekaicke SD. Settlement situated in Blocks XII and			
	XIII Maercwhonus SD (Appellation 522178/5) 208.9820			
	Total Revised area =	3080. <b>982</b> 0		
	- Less Sections 124A and 125A, Blocks XII And XIII Macrowhenua SD and Section 5, Block 1 Donnett SP			
	(DPL 8A/1147)	1545.9820 ha		
	- Balance Remaining	1535.0000 ha		
1/7/1975	CT 8A/1169 used for Sections 1 & 2	1535.0000 ha		
24/12/1981	less - CT 8D/1163 issued for Section 2	575.0000 ha		
	Balance Remaining in CT 8A/1169	960.0000 ha		
1/7/2001	CT OT 7658 issued for Section 2	575.0000 ha		

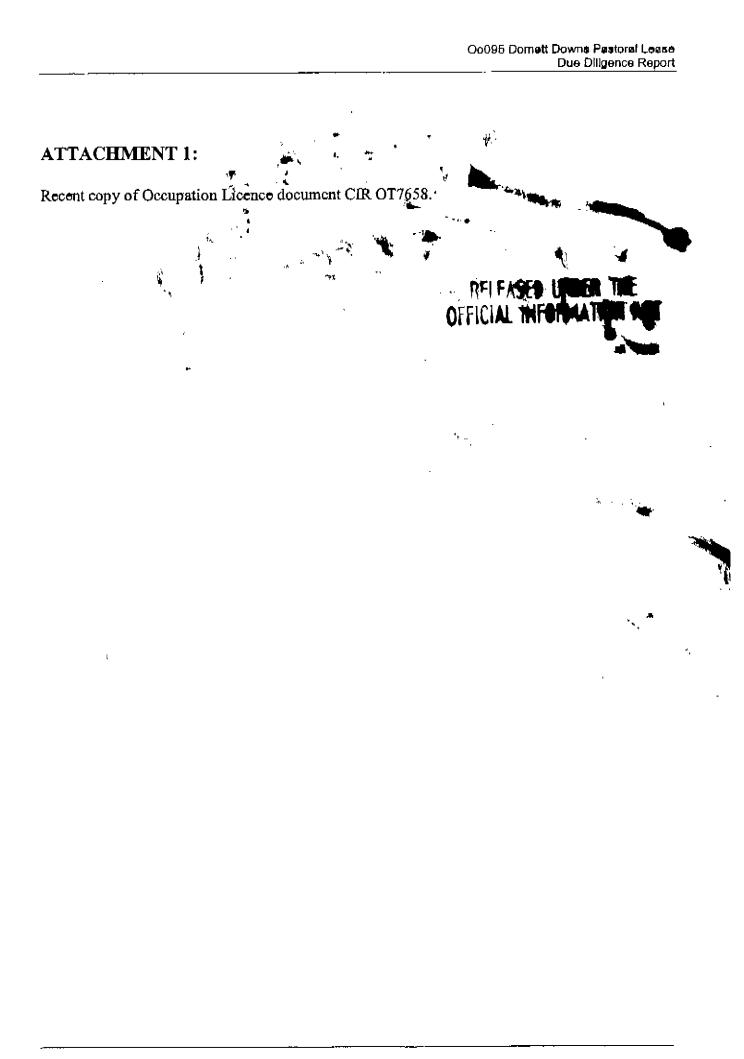


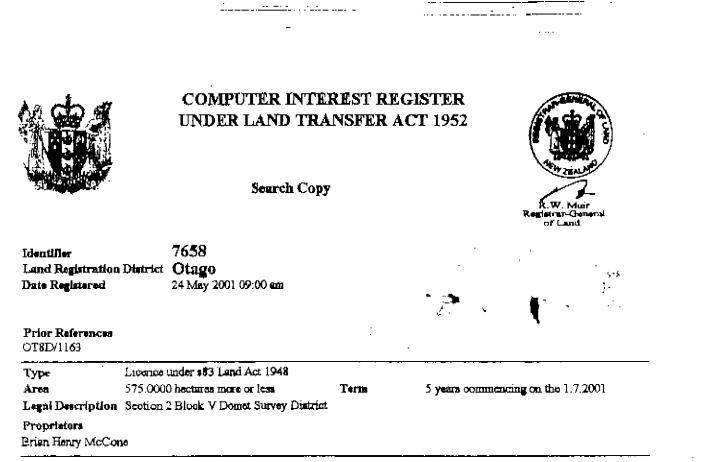
ANDERSEN & ASSOCIATES PO Box 18-343 Christofuron Ph: 02 379 0001 Scale 1:50000

	RELEASED UNDER THE OFFICIAL INFORMATION
	Sec 2 Blk V Domet SD
Marginal Strip Subject to Sec 24(9) Conservation Act 1987	Version     1     2     3     4     5       Otago Land District     Sheet 1 of 1       Topographic Map 260 - 140, 141     Date 10/04/02
	Domet Downs Scale 1:50000

PO Box 13-343 Christohuroh Ph: Δ3 378 9901

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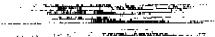


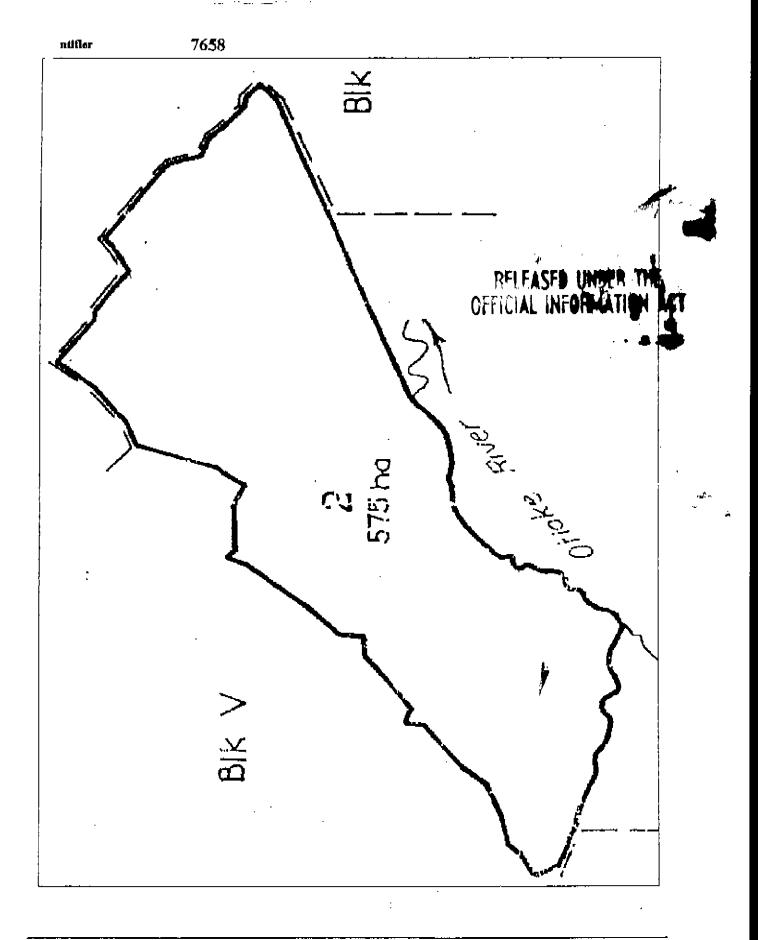


#### Interests

5052070.4 Mortgage to Reid Farmers Finance (Otago) Limited and Reid Farmers Limited - 26.6.2001 at 9:00 am





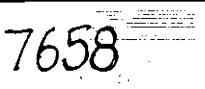


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## Dommett Downs

#### OCCUPATION LICENCE

Under the Crown Pastoral Land Act 1998 Replacing Liamas O95 (CT 8D/1163 Otago Registry)

Bauened in the Register Bould this 24<sup>th</sup> day of MAY 2000 2000 at 9 o'clock

The Commissioner of Crown Lands ("The Licensor") hereby licences and authorizes Brian Henry M<sup>\*</sup>Cone ("The Licensee") to occupy all that parcel of land containing by estimation 575 hectares, more or less, situated in the Otago Land District, and being Section 2, Block V, Domet Survey District, as defineated with bold black lines on the plan attached as Schedule One hereon; together with the rights, casemants, and appartenances thereto belonging;

FOR A TERM of five (5) years commencing on the first day of July 2001; YIELDING and paying to the Licensor the annual rent of \$650.00 plus goods and services tax, psyable without demand by equal half-yearly payments in advance on the first day of January and the first day of July in each year of the term of this licence.

AND SUBJECT also to the following terms and conditions:

- 1. THAT this licence conveys:
  - (a) No right of renewal:
  - (b) No right to the soil:

(c) No right to acquire the fee simple of the land.

- 2. THAT without decogning from or restricting the covenants contained and implied in this licence and on the part of the Licensee to be performed or complied with the Licensee will not at any time during the term depasture on the land more than 300 stock units with the numbers, classes, times and area of grazing to be agreed between the Licensee, the Licenser and the Canterbury Regional Council periodically at the discretion of the bodies.
- 3. THAT the Licensee will at all times form the land in a manner to promote soil conservation and provent erosion and will comply with the provisions of the Resource Management Act 1991 or any Act in substitution thereof.
- THAT the provisions of Part IVA of the Conservation Act 1987 apply.

#### AND IT IS HEREBY AGREED between the Licensor and Licenses:

5. THAT pursuant to the provisions of the Wild Animal Control Act 1977 or any Act passed in substitution thereof officers and employees of the Department of Conservation and other authorised persons shall at all times have a right of ingress, egress, and regress over the land for the purpose of determining whether the land or any adjoining land is infested with wild animals which the Department of Conservation is charged with the duty of exterminating or controlling, or for the purpose of determining any such animals:

RELEASED UNDER THE OFFICIAL INFORMATION ACT PROVIDED such officers, employees and other authorised persons in the performance of their duties shall at all times avoid undue disturbance of the Licensee's stock.

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AND IT IS HEREBY DECLARED AND AGREED that these presents are intended to take effect as an Occupation Licence of land under section 14(7) of the Crown Pastoral Land Act 1998 AND the provisions of the Land Act and the Crown Pastoral Land Act and of any regulations made under them applicable to occupation licences is binding in all respects upon the parties to this Licence in the same memor as if the provisions had been fully set out berein.

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In witness whereof the Licensor has signed this Licence on this 201 day of February 2000 2007 SEGNED by <u>**ROBERT** WILLIAM LYSAGHT</u>) pursuant to a delegation from the Control over ) of Crown Lands in the desay MICHAEL JOHN TODD WIINESS PORTFOLIO MANAGER ........... OCCUPATION CROWN PROPERTY MANAGEMENT ............... C/- LINZ. GHRISTCHURCH ADDRESS I haraby accept this Licence on the terms and conditions contained herein and in witness thereof have signed this Licence SIGNED by Brine Re in the presence of .......... WITNESS RELEASED UNDER THE OFFICIAL INFORMATION A OCCUPATION ADDRESS Brina Heary M Coos  $\boldsymbol{y}_{2}$ Sec 2 Blk V 575.0000 ha Scale: 1: 40000 For dimensions see SO 19240

#### ENCUMBRANCES

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RELFASED UNDER THE OFFICIAL INFORMATION

- Mortgage to Gillian Margaret McCone, Jaco Elimbeth McCone, Same Mary McCone and Ross Clark McCone (782160/2)
- Mortgage to The New Zealand Guardian Trust Company Limited (\$98795/2)

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#### **ENCUMBRANCES**

Mortgage to Gillian Margunst MoCone, June Elizabeth MoCone, Sasan Mary MoCone and Ross Clark MoCone (782160/2) Mortgage to The New Zaaland Guardian Trust Company Limited (\$98795/2) Mostgage to The New Zealand Guardian Trust Company Limited (\$98795/2) 50080/1163

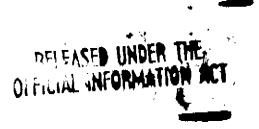
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Oo095 Domett Downs Pastoral Lease Due Diligence Roport

## ATTACHMENT 2:

Previous Occupations Licences.





## **COMPUTER INTEREST REGISTER UNDER LAND TRANSFER ACT 1952**

**Historical Search Copy** 



**OT8D/1163** Identifiler Land Registration District Otago **Date Registered** 

24 December 1981 09:23 am

## **Prior References**

OT8A/1169

Туре Агея

Lease under s83 Land Act 1948 575,0000 hectares more or less

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21 years commencing on the 1st day of July 1980

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Legal Description Section 2 Block V Domet Survey District

**Original Proprietors** Brian Henry McCone

#### Interests

782160.2 Mortgage to Gillian Margaret McCons and to Jane Elizabeth McCons and to Susan Mary McCons and to Ross Clark McCone in shares - 26.6.1991 at 10.00 am

898795.2 Mortgage to The New Zealand Guardian Trust Company Limited - 22.12.1995 at 10.55 am

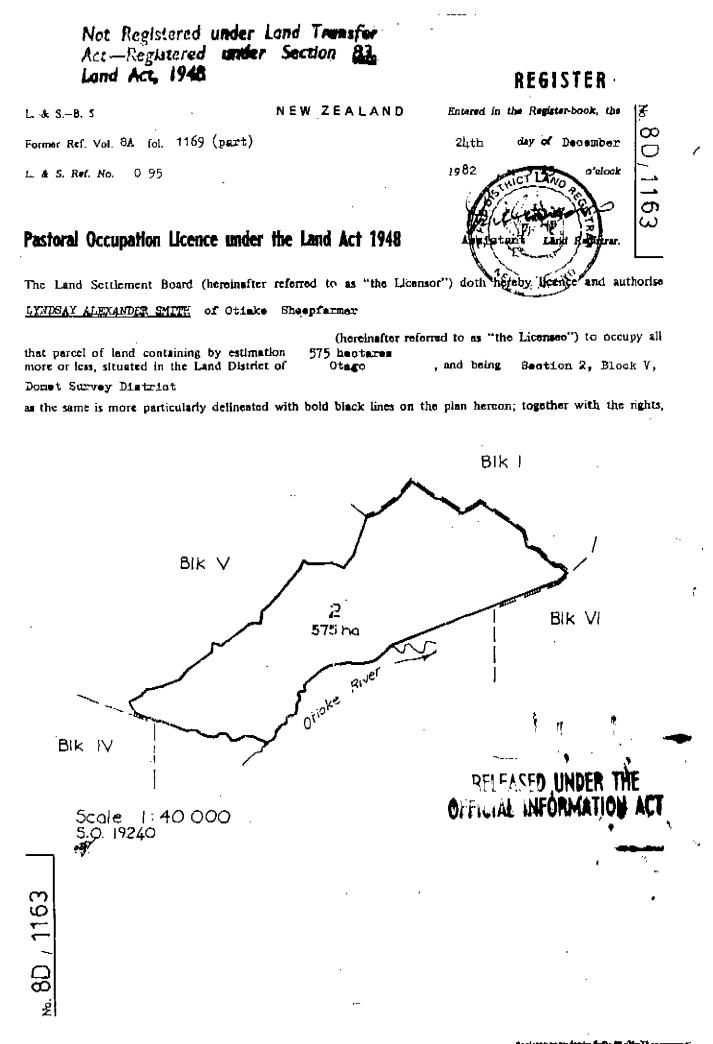
898795.3 Memorandum of Priority making Mortgages 898795.2 and 782160.2 first and second mortgages respectively -22,12.1995 at 10.55 am

5044333.1 Pastoral Licence CT 7658 issued - 24.5.2001 at 9:00 am 5052070.2 Discharge of Mortgage 782160.2 - 26.6.2001 at 9:00 am

5052070.3 Discharge of Mortgage 898795.2 - 26.6.2001 at 9:00 am

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casementa, and apportenances energy octonging for a C in OF- years commencing on the 1st, day of 19.80 , together with the period between the date of this licence and the aforesaid July hay of July 1980 ; YIELDING and raying therefor unto the Department of Lands and the annual rent of  $S \gtrsim 0.00$ y nt , payable without demand by ٤. Denedia equal half-yearly payments in advance on the 1st day of January and the 1st day of July in each and every year of the said term. AND also paying in response of the improvements specified in the Science hereto the sum of S by deposit of S \_\_\_\_\_\_ (which has already them plat) and thereby deposit of S hereto the sum of S the lat day of Langt after by <u>half-yearly instalmonts of 5</u> UNDER THE OJ.

AND subject also to the following terms and conditions:

1. THAT without derogating from or restricting the covenants contained and implied in this licence and on the part of the Licensee to be performed or complied with the Licensee will not at any time during the stid term depasture on the land hereby demised more than 300\* sheep which number shall not include more than breeding ewes nor more than cattle which number shall not include more than breeding cows PROVIDED HOWEVER that the Licenser may will the prior written consent of the Licensor carry such additional store on the terms and conditions as may therein be specified subject neverthe-Ender the sight of the Licenser to revolve on the terms and conditions as may therein be specified subject neverthe-Ender the sight of the Licenser to revolve on the terms and conditions as may therein be specified subject neverthe-

2. THAT the Licensee will at all times farm the land hereby demised in a manner to promote soil conservation and prevent erosion and will comply with the provisions of the Soll Conservation and Rivers Control Act 1941.

3. THAT pursuant to section 58 of the Land Act 1943 a strip of land not less than 20 metres in width along the banks of all rivers and streams which have an iverage width of not less than 3 metres is excluded from the within licence.

4. +\*

"atoak units with the numbers, classes, times and area of graving to be agreed upon annually during the first 3 years of the said term betwhen the bloenses and the Department of Lands and Survey and the Waitaki Catchment Commission and thereafter by agreement periodically at the discretion of the said bodies

AND It is horeby agreed and declared by and between the Licensor and the Licenses:

THAT pursuant to the provisions of the Noxious Animals Act 1956 officers and employeer of the New Zealand Forest Sorvice and other authorised persons shall at all times have a right of ingress, egress and regress over the land comprised in this licence for the purpose of determining whether such land or any adjoining land is infested with deer, wild goats, wild pige, opossums or other animals which the said Service is charged with the date of exterminating or controlling or for the purpose of destroying any such animals: Provided that such officers, employees and clifer public fixed persons in the performance of the 30-d duties shall at all times avoid undue disturbance of the Licer ce's stock.

AND it is hereby declared and agreed that these presen's are intended to take effect as a Pastoral Occupation Licence of pastoral land under section 66 of the Land Act 1948, and the provisions of the said Act and of the regulations made thereunder applicable to eu in licences shall be binding in all respects upon the parties hereto in the same manner as if such provision, had been fully set out herein.

#### SCHROLLE-OF IMPOUNDED FOR THEONOMY CONTRACTOR

\*\*2. The ront heroin reserved may be reviewed on or after the 30th day of June 1987 and again at a date not less than saven years lows the date of the first such review. Authornet

In witness whereof the Commissioner of Stown Lands for the sold Land Clarifor, on behalf of the Library, has become set his hand, this 26-44 day of *Manualum* 1981, In the pressure of-

Witnem: Occupation flash All of Landy + Survey ALLINE Commissioner of Crown Lands. y Address: Sundin 

i, the within named Lickness, hereby accept this Liconce on the terms and conditions specified herein and in witness thereof have becaused set my hand is the prosence of-

Winess: S. Mar	
Occupation: \$4777777777777777777777777777777777777	

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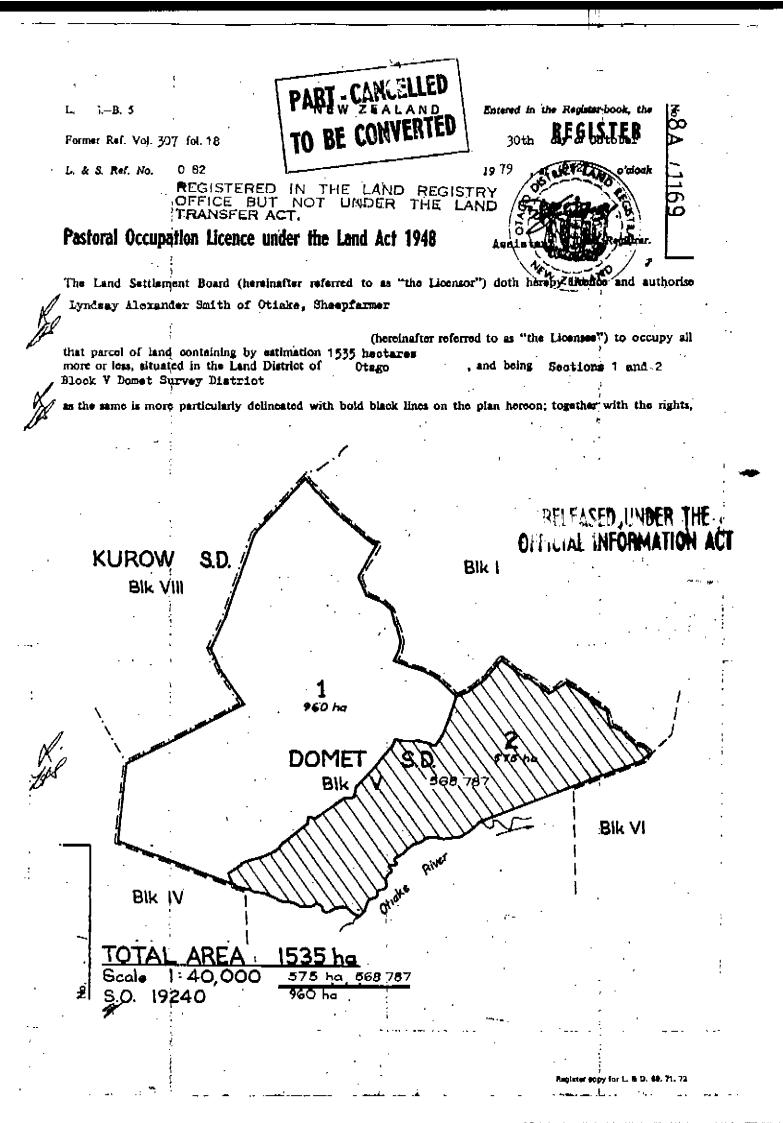
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OFFICIAL INFORMATION ACT

. . . . . . . . . . . . Interesta at date of Lange C.T. 80/1167 748419/2 Transfer to Gunwallace Holdings Limited - 21.2.1990 at 10.39 an on of New Corpo DISCHARGED at 2. 3. (vanied once multimutantly) 748419/3 marabager to mynusay Alexander Smith and Jew, Junit ford Smith - 21.2.1990 Dischargen Corr Smith -181275 Mortsage Smith and Je 18.8.1959 At 3142 MA 1989 at 10.39 533121/1 Morts DISCHARGED and Finance Corport for Zealand 748419/4 1023901C 1822R - 17.4.1980 at 2.2 100 EC 1992 Farmers Limited (Otago) Limited and Reid Parmers, K. 17 - 21.2.1990 #t 533121/2 Mortgeseltio/The Hura Benking and Finance Corporation of New Zealand - 17.4.1980 at 2726 4m1983 782160/1 Transfer to Brian Henry McCone 533121/3 Memorandum of Priority ranking mortgage 533121/1 as a second mortgage, mortgage 533121/2 as a third mortgage and of Otioke Farmer - 26.6.1991 at 10.00am mortgage 181275 as a fourth mortgage -17.4.1980 at 2.26 pm 782160/2 Mortgage to Gillign Margaret McCone, Jane Elizabath McCone, Susan Mary McCone and Ross Clark McCone in RETEASED UNDER THE .... 583419 Transmission of Mortgage 181275 to Jean Fringle Smith, Walter Raymond Clark Smith, OFFICIAL INFORMATION and Lyndsey Alexander Smith as executors antered 27.9.1982 at 11.55 am . 821134/5 Mortg State Act ional Bank of New 2011270EC199 588175/1 Certificate vesting mortgage 181132 in 23.12.1992 at 9 The Rural Banking and Finance Corporation of New Zealand - 21.12.1982 at 10.15 am 591944/1 Mortgage all the days L.L.R. 821134/6 Memorandum of Priority king and Tinance ranking Mortgage 821134/5 as first 1983 at 11.18 am mortgage and Mortgage 782160/2 as second mortgage - 23.12.1992 at 9.24 <u>A.L.R.</u> am 591944/2 Memorandum of Priority ranking Mortgage ranking Mortgage 591944/1 as first Mortgage, Mortgage 553121/2 as second Montgage, Mortgage 181275 as third Mortgage - 21.3.1983 at 11.18 am 898795/2 Mortgage to The New Zealand Guardian Trust Company A.L.R. Limited - 22.12.1995 at 10.55 am PElluzood 626738 Transfer of a 1/2 share to Jean A.L.R. Rutherford Smith of Otiake, Married Woman 898795/3 Mamorandum of Priority - 4.12.1984 at 10.39 am. ranking Mortgage 898795/2 as first mortgage and Mortgage 782160/2 as sacond mortgage - 22.12.1995 at A.L.R. 4<sup>0</sup> 748419/1 Appelication gursuant to Section 25(1)(a) State-Wind Entendieds Act 1986 whereby benacory investments Limited is registered as proprietor of the within land 2 P1.211948 at 10.39 am 10.55 am Pellisond A.L.R.



casements, and appurtenances thereto belonging for a term of 5 years commencing on the 1st day of July 1975, together=with=the=period=between=the=date=of=this=licence=and=the=aforsald Ist=day=of=reme=19===; YIELDING and paying therefor unto the Department of Lands and Survey at Dunedin the annual rent of \$250.00 payable without demand in equal half-yearly payments in advance on the 1st day of January and the 1st day of July in each and every year of the said term. AND=also=paying=h=respect=of=the=improvements=spoolfied=rn=the=Schodule hereto=the=sum=of=S=====by=depast=of=S========(which=has=already=boan=paidy=and=the=of=st=day=st=day=of=st=day=of=st=day=of=s

AND subject also to the following terms and conditions:

2. THAT the Licensee will at all times farm the land hereby demised in a manner to promote soil conservation and prevent erosion and will comply with the provisions of the Soil Conservation and Rivers Control Act 1941.

3. THAT pursuant to section 58 of the Land Act 1948 a strip of land not less than 20 metres in width along the banks of all rivers and streams which have an average width of not less than 3 metres is excluded from the within licence.

\* 500 stock units AND FURTHER THAT the numbers and classes of stock and the times and / areas of grazing are to be those agreed upon annually by the Commissioner of Grown Lands and the Chief Soil Conservator of the Waitaki Catchment Commission;

AND it is hereby agreed and declared by and between the Licensor and the Licensoe:

THAT pursuant to the provisions of the Noxious Animals Act 1956 officers and employees of the New Zealand Forest Service and other authorised persons shall at all times have a right of ingress, egress and regress over the land comprised in this licence for the purpose of determining whether such land or any adjoining land is infested with deer, wild gosts, wild pigs, opossums or other animals which the said Service is charged with the duty of exterminating or controlling, or for the purpose of destroying any such animals: Provided that such officers, employees and other authorised persons in the performance of the said duties whall at all times avoid undue disturbance of the Licensee's stock.

AND it is hereby declared and agreed that these presents are intended to take affect as a Pastoral Occupation Licence of pastoral land under section 66 of the Land Act 1948, and the provisions of the sold Act and of the regulations made thereunder applicable to such licences shall be binding in all respects upon the parties hereto in the same manner as if such provisions had been fully set out herein.

SCHEDULE OF IMPROVEMENTS BELONGING TO THE CROWN

NIL

RELEASED UNDERNTHE

OFFILIAL INFORMATION ACT

Accistant.

IN WITNESS whereof the Commissioner of Crown Lands for the said Land District, on behalf of the Licensor, has hereunto not his hand, this 122 day of October 1979, in the presence of-

Witnoss: Delerbeur / LR. gleane	•
Occupation:	
Address: Date DATE	

I, the within named Licensee, hereby accept this Licence on the terms and conditions specified herein and in witness thereof have hereunto set my hand in the presence of  $-\frac{1}{2}$ 

Witness h Agencie 1	Art linin
accepting Amir hild Effer hands & funners Reportant	Mart
Address Barreshin	[.icentee. 812286-250/0.76 - #3-1
for the second se	<b>111</b> 00-1301. In 3.1.

C.T. 84/1169

Intergets at date ١ DISCHA 1.132 Mortgage fto Corporation of N w Ż at 2.35 pm (varied and 181275 Mortani Cito Reymond George Smith -18.8.1959 Ð 533121/1 Morten Benking and Finance Cody w Zealand N - 17.4.1980 **a**t 533121/2 Mortger 73 Pho Rupel Banking and Finance Comparison of New Sealand -17.4.1980 at 8:26 pp A.L.R. 533121/3 Memorahdum of Priority ranking Mortage 533 21/1 as a social mortage, mortage 533 208901275 mortage and mortage 181275 as a fourth mortage -17.h. 1980 at 2.26 ym **A.L.**R. 568787 ) Festoral Occumation Licence 8D/1163 24.12.1981) issued for the within land. 568787 C.L.R. 583419 Transmit 181275 to ymond Clark Smith **t** ( and Lyndsay Alexander Baiah executors entered 27.9.1982 at 11 588175/1 Certificate mating Hortgage 181132 in The Rural Banking and Finance Corporation of New Zealand - 21.12.1982 at 10,15 am 591944/1 Mart Ale 4.L.R. Banking and Finance Corport Bo 21.3.1983 at Licy land∵-A.L.R. 591944/2 Memoral CBSC PATE ty ranking Mortgage 591944/1 As first Mortgage Montgage 533121/2 an second. Morthage, Morthage 181275 as third

Mortgage - 21.3.1983 at 11.18 am

A.L.R.

626738 Transfer of a 1/2 share to Jean Rutherford Smith of Otiake, Married Womap 4.12.1984 at 10.35 am.

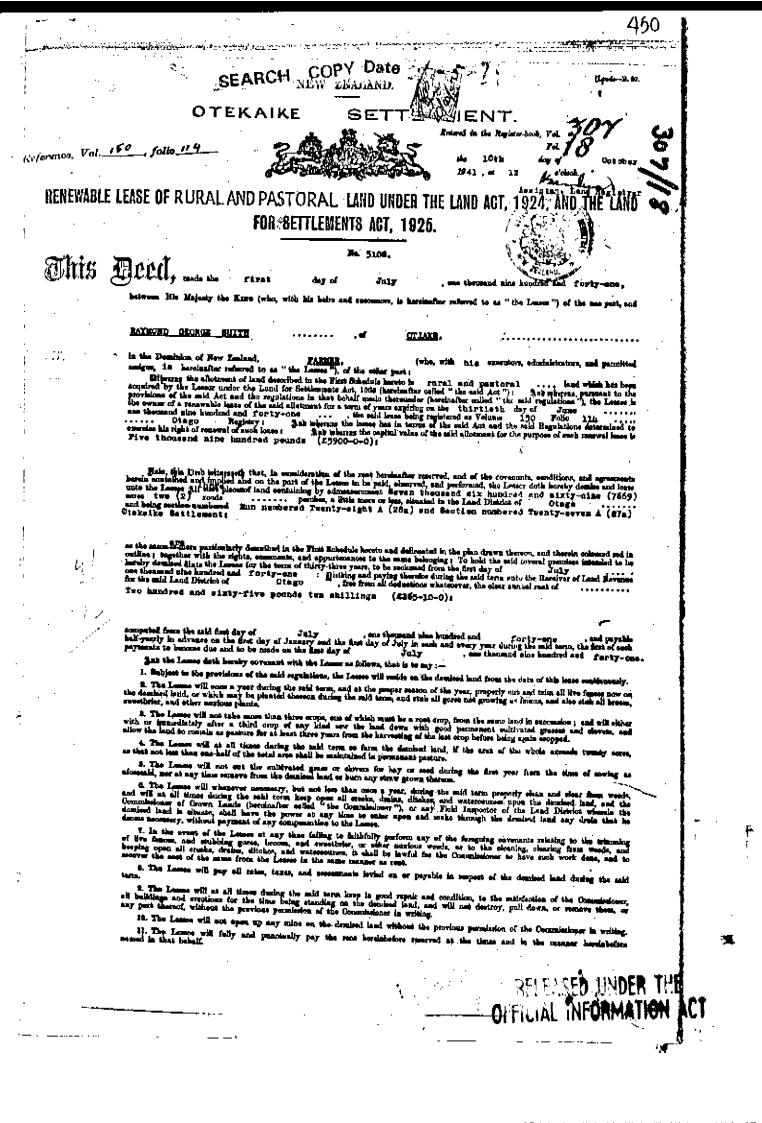
837394 Gasette Notice declaring the balance of the land is hereby for conservation purposes - 31.8.1993 at 9.14am

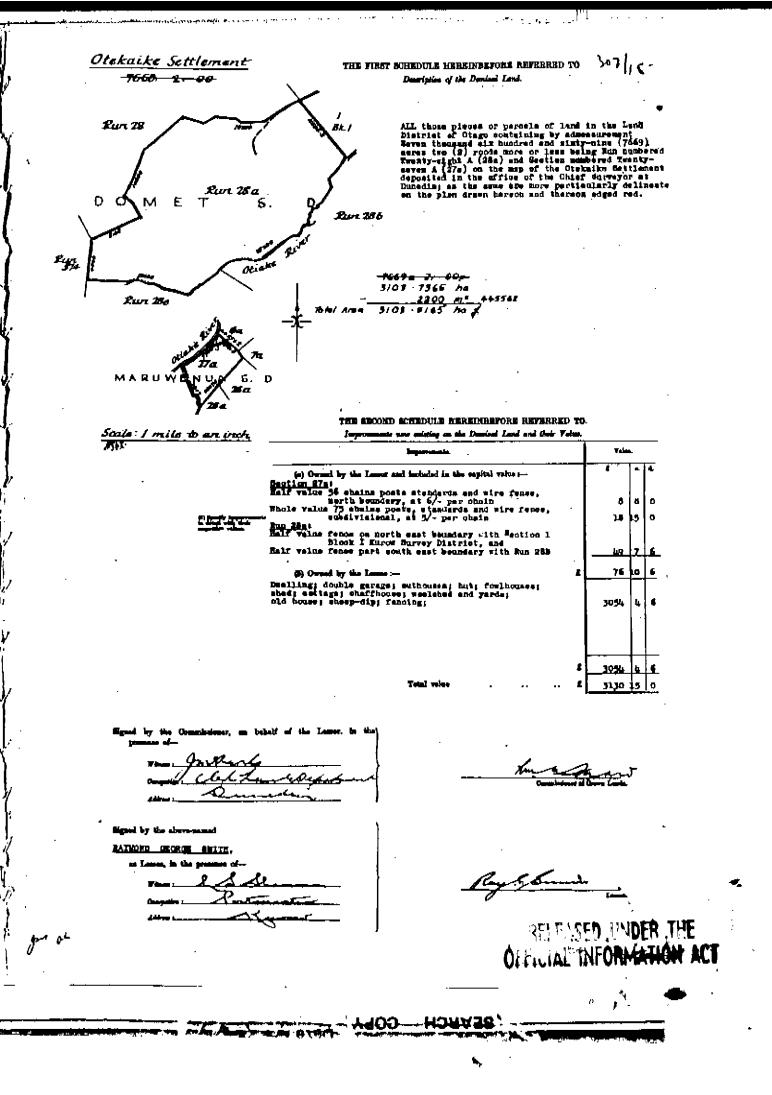
L.R.

BALANGE REMAINING	
AREA: The ha	ł
DESCRIPTION: School BINY	
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COPY , **SEARCH** 

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3ab it is betwhy agreed and declared as follows, that is to say :---

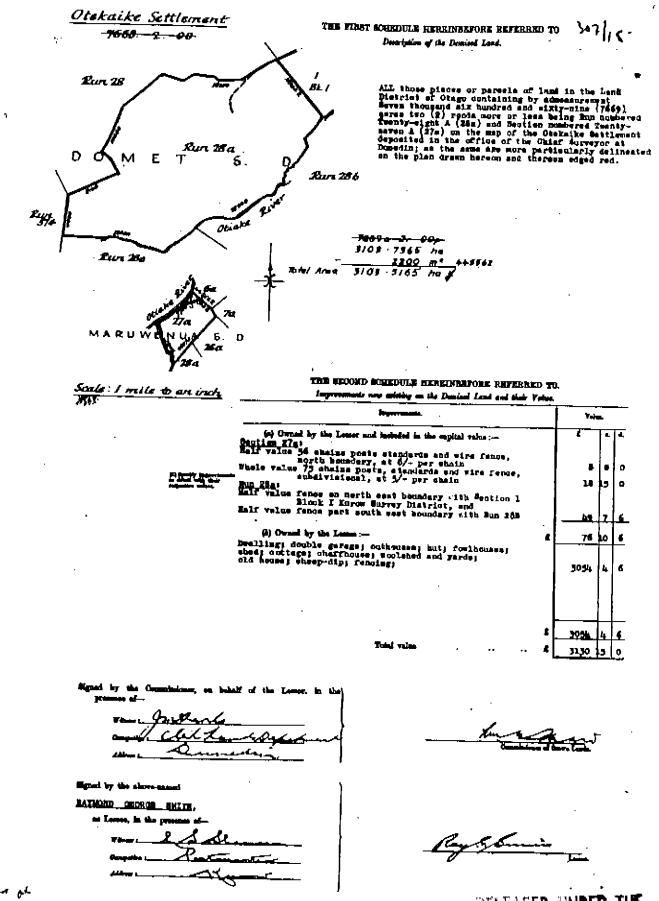
A . . . .

RELEASED UNDER THE OFFICIAL INFORMATION ACT

- (e) The right is reserved to the public to drive stock through the pusteral portion of the demined land.
- (f) And leasily it is bereby further egress and declared that the right is reserved to the Orown or to its delegated authority to take mitheut componention ever any of the land disposed of, water reasons and to lay pipes in dogreeties therewith.

1.44.2

the Commissioner of Grown Lands for the Land District of Otogo behalf of the L



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