

Crown Pastoral Land Tenure Review

Property: Domett Downs

Property number: 0o 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

File F	lef:	Oo095	Report No:	A2076	Report Date:	10 June 2002
LINZ	Ref:	12427				
Office	e of Agent:	Alexandra	LINZ Case N	No: -	Date sent to L	INZ:
REC	OMMEND	ATIONS:			RELEASED LINDE OFFICIAL INFORMA	R THE TION ACT
(1)	which ha		in a manner	similar to	egate note this Due Dil the Pre Tenure Review Frown Lands.	-
(2)				-	gate note that there are vn Property Managemen	
Signe	d by DTZ	New Zealand L	lmited:			
KRT		L R Taylo	3			
Appro	oved/Declin	ned (pursuant to	a delegation fr	om the Coi	nmissioner of Crown Lo	ands) by:
Name Date o	: of decision:					

(1) Details of licence:

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Licence name:

Domett Downs

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) File Search:

Files held by agent in Alexandra on behalf of LINZ:

File Reference	Volume	First Folio	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.

(3) Summary of licence document:

DELEASED WIDER THE OFFICIAL INFORMATION ACT

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.

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Area adjustments:

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 fence 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.



(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.

Report No: A2078

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 Losses Act 1998.

LAND STA	4 <i>TU</i>	S RE	PORT for DOMETT DOWNS	[LIPS ref.12427]	-
Property	1	of	1		

Land District	Otago
Legal 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	All Computer Interests Register OT 7658 pursuant to
Harris Mill	Crown Pastoral Land Act 1998.
Encumbration	- Subject to Part IVA Conservation Act 1987.
Mineral Ownership	Minerals remain with the Crown as the land has never
	been allenated 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.

ing correct as at	27 March 2002.
errification Attached	Yes

History Contracts	Murray Bradley	Moral	
Gravio Agerédited Agent	Knight Frank (NZ) Limited		\Box

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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 Leuses Act 1998.

LAND STATUS REPORT for D	OMETT DOWNS [LIPS ref. 12427]
Property 1 of 1	[EII O 161.12427]
	·
Land Putivict 1 1 2 1 1 2 1 2 1 2 1 2 1 2 1 2 1 2 1	Otago
Legal Description	Section 2 situated in Block V Domet Survey District.
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estfumentia lease	All Computer Interests Register OT 7658 pursuant to Crown Pastoral Land Act 1998.
neumli Mices (40 40 40 40 40 40 40 40 40 40 40 40 40 4	- Subject to Part IVA Conservation Act 1987.
Statute 10 10 10 10 10 10 10 10 10 10 10 10 10	Land Act 1948 & Crown Pastoral Land Act 1998.
7777	,
Data Correct as at	27 March 2002.
[[ertificing Attached]]	Yes
1100.11	M a
Prepared by	Murray Bradley
Couwn Acaredited Agont	Knight Frank (NZ) Limited
of the Surveyor-General pursuant to and described above is; Crown Land	
Max Warburton,Chief Surveyor Land Information New Zealand, Dur	nedin. DOMETT DOWNS RESEARCH - Property 1 of 1
	This is a second
Notes: This information does not affect he status of the land but was identified as possibly requiring further avestigation at the due diligence stage: see Crown Pastoral Standard 6 baragraph 6	NII.

LAND STA	ATU	S RE	[LIPS ref.12427]	
Property	1	of	1	

Research Data: <u>Some Items may be not applicable</u>

Property 1 of 1			
SDI Print Obtained	Yes		
NZMS 261 Ref	I 40 & I 41		
Local Authority	Waltaki District		
Crown Acquisition Map	Kemp Deed of Purchase.		
SO Plan	SO 19240-(May 1979) - Defines Section 2		
Relevant Gazette Notices	N/A		
CT Ref / Lense Ref	All CIR OT 7658		
Legalisation Cards	SO 19240 - Logalisation 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 lesue of POL		
b) Date Created	on 1 July 2001. b) 1 July 2001.		
c) Plan Reference	c) N/A		

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LAND STA	1 <i>TU</i>	S RE	[LIPS ref.12427]	
Property	1	of	1	

Research - continued

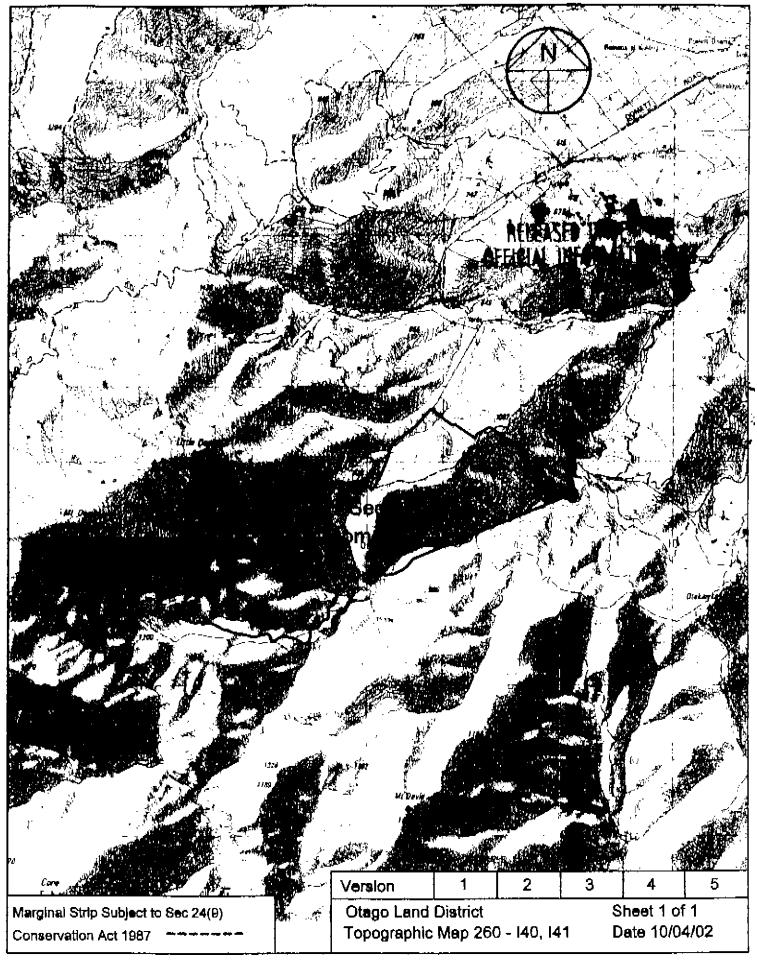
Property	1	Of	1				
lf Crown land	d - Check Irri	gation Maps		N/A			
Mining Maps				There are no Mining interests recorded within the boundaries of the Run in the National Mining Inde			
If Road							
	ited on a Blo Transit NZ .		ection	a) N/A b) N/A			
b) By Proc							
-, -, 1100				c) N/A			
c) Plan No							
Other Releva			" '				
a) ConcessiFrank,	ons - Advice	from DOC	or Knight	a) NIL			
b) Subject to Claims Se	any provisio		gai Tahu	b) Subject to Part 9 of the Ngal Tahu Claims Settlement Act 1998.			
c) Mineral Ownership				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). Contained in: (provide evidence): Formerly Part Run 28A (Lease no 20-CT 150/114-9 March 1908) being the earliest least issued after the establishment of Runs in the Otago District.			
d) Other Inf	ormation			d) NIL			



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 acres – 2r-oor
25/8/75	- Less 445562 Pari Section 27A (Part taken for road)	3103.7365 ha 2200 m ²
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 ² Otekaicke SD. Settlement situated in Blocks XII and XIII Macrowhenua SD (Appellation 522178/5) Total Revised area =	3080. 98 20
	- 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



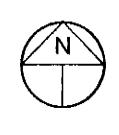


PO Box 13-343 Christohuron Phr 03-379 9801

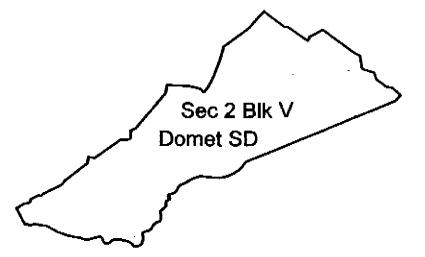
Domet Downs

Scale 1:50000

2000 2500 3000 3500 4000



RELEASED UNDER IN



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			11	Date 10/0	4/02	



Domet Downs

Scale 1:50000

0 500 1000 1500 2000 2500 3000 3500 4000 4500 5000

PO Box 13-343 Christohurch Ph: 03-379 9901

ATTACHMENT 1:

Recent copy of Occupation Licence document CIR OT7658.

OFFICIAL INFORMATION AND

Page 1

Report No: A2076



COMPUTER INTEREST REGISTER UNDER LAND TRANSFER ACT 1952

Search Copy



Identifier

7658

Land Registration District Otago

Date Registered

24 May 2001 09:00 cm

Prior References

OT8D/1163

Licence under \$53 Land Act 1948 Type

Area

575.0000 hactures more or less

Term

5 years commencing on the 1.7.2001

Legal Description Section 2 Block V Domet Survey District

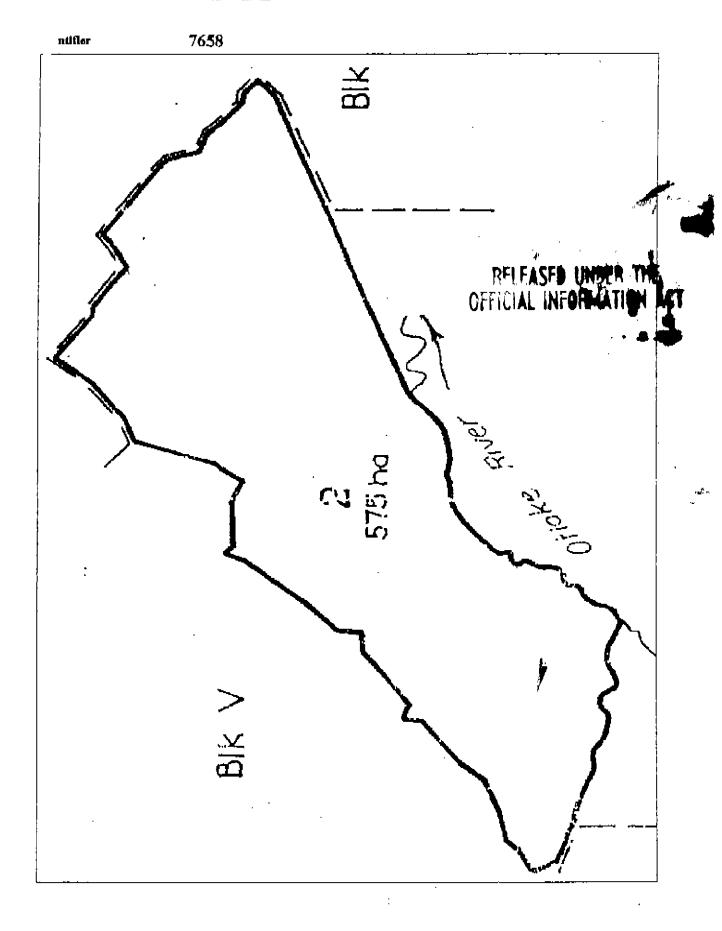
Proprietors

Brien Henry McCone

Interests

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





7658

Dommett Downs

OCCUPATION LICENCE

Under the Crown Pastoral Land Act 1998

Replacing License O95 (CT 8D/1163 Otago Registry)

Entered in the Register Bothis 24th day of MAY 290 at 9 o'clock

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

FOR A TERM of five (5) years commencing on the first day of July 2001; YIELDING and paying to the Licenson the annual rent of \$650.00 plus goods and services tax, payable 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 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 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 farm the land in a manner to promote soft conservation and prevent 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 Licensee:

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 destroying any such animals:





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.

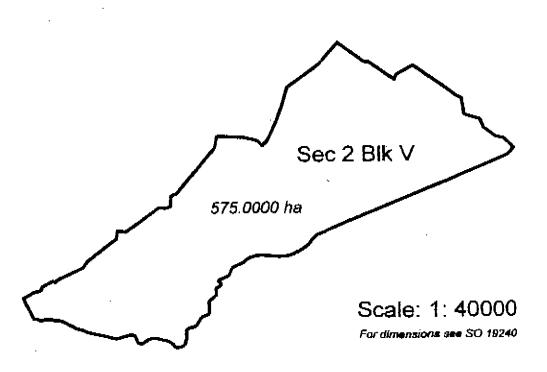
AND IT IS HEREBY DECLARED AND AGREED that these presents are intended to take effect us an Occupation Licence of land under section 14(7) of the Crown Pastoral Land Act 1998 AND the provisions of the Land Act and the Crown Pastoral Land Act and of any regulations made under them applicable to occupation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

SIGNED by ROD	of the Licensor has signed this Licence on this RT WILLIAM LYSAGHT) in from the Capacitations)	2012 day of February 2000 2001 Lasayes	7
WITNESS OCCUPATION ADDRESS	MICHAEL JOHN TODD PORTPOLIO MANAGER CROWN PROPERTY MANAGEMENT C/- LINZ, CHRISTCHURCH		
I hareby accept to atgreed this Licen SIGNED by Briss is in the presence of		ed herein and in witness thereof have	ţ [*] ,

Brisa Heavy M. Con

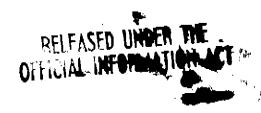
ADDRESS

RELEASED UNDER THE



ENCUMBRANCES

- Mortgage to Gillian Margaret McCone, Japo Elizabeth McCone, Sagan Mary McCone and Ross Clark McCone (782160/2)
- Mortgage to The New Zealand Quardian Trust Company Limited (\$98795/2)



ENCUMBRANCES

Mortgage to Offlian Margaret McCone, June Elizabeth McCone, Sasan Mary McCone and Rose Clark McCone (782160/2)

D/Sclarges/

Mortgage to The New Zealand Guardian Trust Company Limited (898795/2)

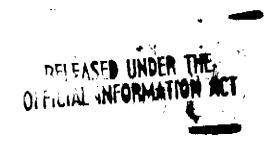
Mortgage to The New Zeeland Guardian Trust Company Limited (\$98795/2)

See 80/1163



ATTACHMENT 2:

Previous Occupations Licences.





COMPUTER INTEREST REGISTER UNDER LAND TRANSFER ACT 1952

Historical Search Copy

Identifier

OT8D/1163

Land Registration District Otago

Date Registered

24 December 1981 09:23 am

Prior References OT8A/1169

Туре

Lease under s83 Land Act 1948

Area

575,0000 heetares more or less

Term

21 years commonoing on the lat day of July 1980

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

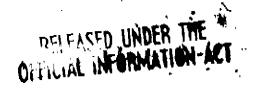
898795.2 Mortgage to The New Zealand Guardian Trust Company Limited - 22.12.1995 at 10.55 am

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



Not Registered under Land Transfer Act-Registered under Section Land Act, 1948

REGISTER .

L. & S.-B. 5

NEW ZEALAND

Entered in the Register-book, the

Ö W

Former Ref. Vol. 8A fol. 1169 (part)

L. & S. Ref. No. 0 95 24th day of December

o'alock

Pastoral Occupation Licence under the Land Act 1948

The Land Settlement Board (hereinafter referred to as "the Licensor") doth hereby licence and authorise

LYNDSAY ALEXANDER SMITH of Oticke Sheepfarmer

(hereinafter referred to as "the Licenseo") to occupy all

1982

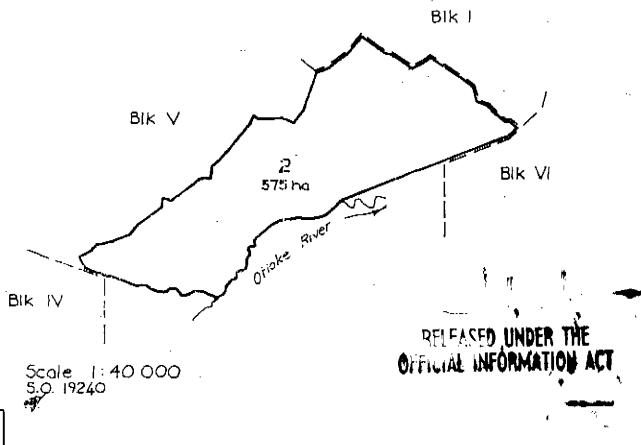
that parcel of land containing by estimation 575 heoteres more or less, situated in the Land District of

Otago

and being Section 2, Block V,

Donet Survey District

as the same is more particularly delineated with bold black lines on the plan hereon; together with the rights,



 years commencing on the 1st, day of casements, and appointmentes mercio ocioniquigi for a C in Oi-19.80 , together with the period between the date of this licence and the aforesaid J---y ay et 1980 : YIELDING and raying therefor unto the Department of Lands and the annual rent of \$ 2:0.00 y at , payable without demand by Dunedin 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 respect of the improvements specified in the Scientific (which has already (seen paid) and thereby deposit of \$ hereto the sum of S the lat day of language after by half-yearly instalments of 3

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 said term depasture on the land hereby demised more than 500* sheep which number shall not include more than breeding awas nor more than cattle which number shall not include more than breeding cows PROVIDED HOWEVER that the Licenseer may with the prior written consent of the Licenseer may with the prior written consent of the Licenseer may with the prior written consent of the Licenseer may with the prior written consent of the Licenseer may with the prior written consent of the Licenseer may with the prior written consent of the Licenseer may with the specified subject neverthermals.

OFFICIAL INFORMATION ACT

2. THAT the Licensee will at all times farm the land hereby demised in a manner to promote soil conservation and prevent crosson 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 1943 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.

4. ***

*atook units with the numbers, classes, times and area of graning to be agreed upon annually during the first 5 years of the said term between the Licenses 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 hereby agreed and declared by and between the Licenses and the Licenses:

THAT pursuant to the provisions of the Noxious Animals Act 1956 officers and employeer 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 goats, wild pigs, opossums or other animals which the said Service is charged with the daty of exterminating or controlling or for the purpose of destroying any such animals: Provided that such officers, employees and enter noths itsed nersons in the performance of the said duties shall at all times avoid undue disturbance of the License's stock.

AND it is hereby declared and agreed that these presents 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 such 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 IMPROVEMENTS I WONDOW FOR MORE PONCE

***2. The rent herein reserved and again at a date not less th Ambuna	may be reviewed on or after the 30th day of June 1987 an siven years Judy the date of the first such review.	
IN WITNESS whereof the Commissione: of a	forem Lands for the said Land Election on behalf of the Licenzor, has hereum	10
and this branch of the Hole Co Here will be to the		
20 (00 mand; mile)26-12 dit) '// //go	The state of the s	
Witness:	A Surviva Commissioner of Crown Lands.	
Occumentary Clark Delt of San	de + Survey VI	
Occupation	Commissioner of Ctown Lands.	*
Address: olivedly	,	
•		
	this Licence on the terms and conditions specified herein and in witness ther	đ٠
of have hereunto set my hand in the prose	nce of—	
	\\	
i li		

Occupation: SUFFERNACE CENTS OFFICE DAMAGE.

Occupation: SUFFERNACE CENTS OFFICE DAMAGE.

Occupation: SUFFERNACE CENTS OFFICE DAMAGE.

OCCUPATION: TO TAKE AND

Addiess: ABCINAL STATUTORY DECEMENTO TO

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Intercets at deter DISCHANGED C.T. 80/1167 748419/2 Transfer to Gunwallace Holdings 181132 Mortgage to 74 1 6 1963 4vances Limited - 21.2.1990 at 10.39 an on of New Corpo DISCHARGED at 2. jum (variled office muhimuta htly) 748419/3 maribaging to myndsay Alexander Smith and Jean, Butt aford Smith - 21.2.1990 DISCHARGED Corres Smith -181275 Mortsage Smith and Ja 18.8.1959 At \$1472 \$4 1989 at 10.39 533121/1 Morte DISCHARGED and Finance Corporation 748419/4 40239/01€ 1882R - 17.4.1980 at 2.26 100 EC 1962 Farmers Limited (Otago) Limited and Reid Parmers - 21.2.19**9**0 #t 533121/2 Mortugaltto The Bursh Bending and Finance Corporation of New Zealand - 17.4.1980 at 2725 m 1983 782160/1 Transfer to Brian Henry McCone 533121/3 Memorandom 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 Elizabeth McCone, Susan Mary McCone and Ross Clark McCone in <u>4. L. ft.</u> REPEARED UNDER THE 10.00 am 583419 Transmission of Mortgage 181275 to Jean Pringle Smith, Walter Raymond Clark Smith, OFFICIAL INFORMATION and Lyndsey Alexander Smith as executors antered 27.9.1982 at 11.55 am ional Bank of New Zeel-1970 588175/1 Certificate venting 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 Will the child A.L.R. 821134/6 Memorandum of Priority king and finance 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 A.L.R. 591944/2 Memorandum of Priority ranking Mortgage ranking Mortgage 591944/1 as Tiret Mortgage, Mortgage 533121/2 as second Mostgage, Mortgage 181275 as third Mortgage - 21.5.1983 at 11.18 am 898795/2 Mortgage to The New Zealand Guardian Trust Company Limited - 22.12.1995 at 10.55 am PElluseed 626738 Transfer of a 1/2 where to Jean Rutherford Smith of Otiake, Married Woman 898795/3 Memorandum of Priority - 4.12.1984 at 10.35 am.

A.L.R.

748419/1 Appelication gursuant to Section 25(1)(a) State-Wided Enterprises Act 1986 whereby bencorr Investments Limited is registered as proprietor of the within land 1 21.231938 at 110.39 am

ranking Mortgage 898795/2 as first mortgage and Mortgage 782160/2 as second mortgage - 22,12,1995 at 10.55 am

Pellinard.

A.L.R.



L. i.-B. 5

Former Ref. Vol. 307 fol. 18

PART CANCELLED
TO BE CONVERTED

Entered in the Register-book, the

30th RESISTER

he (

L. & S. Ref. No. 0 82

REGISTERED IN THE LAND REGISTRY OFFICE BUT NOT UNDER THE LAND TRANSFER ACT.

19 79

o'aloak

Pastoral Occupation Licence under the Land Act 1948

The Land Settlement Board (hereinafter referred to as "the Licensor") doth hereby diventes and authorise Lyndsay Alexander Smith of Otiake, Sheepfarmer

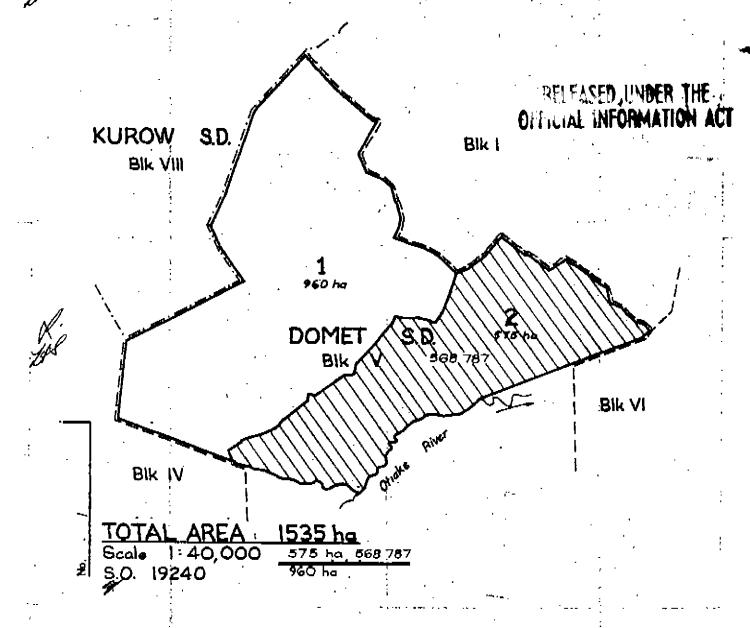
(hereinafter referred to as "the Licensee") to occupy all

that parcel of land containing by estimation 1535 hectares more or less, situated in the Land District of Otago Block V Domet Survey District

, and being Sections 1 and 2

.

as the same is more particularly delineated with bold black lines on the plan hereon; together with the rights,



Register sopy for L. & D. 49, 71, 72

casements, and appurtenances thereto belonging for a term of 5 years commencing on the 1st day of July 1975 together-witherther-period-between-the-date of this-licence-and-the-afericald literary of the day of 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-valso-paying-in-respective of the-improvements-specified-in-the-Schooling hereto-the-sunn-of-Schooling theorem by deposits of Schooling the laterary of January and the 1st day of July in each and every year of the said term. AND-valso-paying-in-respective of the-improvements-specified-in-the-Schooling thereto-the-sunn-of-Schooling theorem by deposits of Schooling the laterary of January and the 1st day of January and the laterary after by said the laterary of January and L

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 Crown Lands and the Chief Soil Conservator of the Vaitaki Catchment Commission.

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

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 goats, 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 shall 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 said 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 LINDER THE OFFICIAL INFORMATION ACT

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(F.SSINTAINE)	
IN WITNESS whereof the Commissioner of Crown	n Lands for the said Land District, on behalf of the Licensor, has herounted
so his hand, this 12th day of October	
	•
Witness: Cler Collins	JR. Sleave
Occupation: CLARK DOPT of LANDS &	BSWANDY
Address: DanierDin	Assistant Commissioner of Crown Lands.
	a Licence on the terms and conditions specified horsin and in witness there
h Xa	

Occupation Amer hald offer hands I famous deportament

B1228G-250/5,76 -a.7-

Licenses

Interests at date 10.132 Mortgage to Corporation of N at 2.35 pm (varied ding 181275 Mortania Cito Haymond Coorge Smith -18.8.1959 533121/1 Mortgage and Finance Comp w Zealand - 17.4.1980 **a**t 533121/2 Mortgage 138 The Rural Banking and Finance Comport to one New Zeeland - 17.4.1980 at 2,26 pp 533121/3 Memoraham of Priority ranking Mortrage 533 20 890 LPTEr mortgage, mortgage 181275 as a fourth mortgage 17. h. 1980 at 2.26 pm A.L.R. 568787) Festoral Occupation Licence 8D/1163 24.12.1981) issued for the within land. 568787 C.L.R. 583419 Transmid Property 181275 to whoud Clark Smith and Lyndsay Alexander Balah a entered 27.9.1982 at 11 588175/1 Certificate reating Routgese 181132 in The Rural Banking and Finance Corporation of New Zealand - 21.12.1982 at 10.15 am 591944/1 Martalle 104 104 Banking and Finance Corporat Bo land -591944/2 Memoral COBSCILLED vanking Mortgage 591944/1 As first Mortgage Mortgage 533121/20as second Mortgage, Mortgage 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 Woman -4.12.1984 at 10.35 am.

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

BALANGE REMAINING

AREA: 100 ha

DESCRIPTION: Yation | DIV V

OFFICIAL INFORMATION ACT

SEARCH COPY Date

OTEKAIKE

RENEWABLE LEASE OF RURAL AND PASTORAL LAND UNDER THE LAND ACT, 1924 FOR SETTLEMENTS ACT, 1926.

This Aced.

References, Val. 150 follo 114

July

through ains hundred and forth

between 1th Majanty the Kure (who, with his below and encounter, is herein

RAYMOND OFFICE SHITTS

CTIANS.

is the Dominion of New Zealand. the Domisics of New Zeeland, FARMER, from 1s. heroissiter referred to as "the Leres"), of the

imigran, 18 hardinafter influend to as "the Lerses"), of the other part;

Ethering the allotronic of land described in the Eirst Schedule hardto in rural and pastoral

Acquired by the Lessy under the Lond for Schilespeats Act, 104s (hardinafter office) "the said Act,");

And which his began acquired by the Lessy under the Lond for Schilespeats Act, 104s (hardinafter office) "the said regulations", the Lesses in the owner of a remarkable last of the said allotronic for a term of past argifulg on the thirtieth day of Junes the same theorem of a remarkable last of the said allotronic for the said and forty-one the said lesses being registered as Volume 120 Folio 124.

Chago Ragistry:

An interest the lesses has in target of the said Ant and the said Repair have all Regulators stratement of such last of renewal of such losses:

An interest the capital value of the said allotronic for the purpose of such measural bases be lived throughout allots the last allotronic for the purpose of such measural bases be lived throughout allots of the said allotronic for the purpose of such measural bases be lived through the last allotronic for the purpose of such measural bases be lived through the last allotronic for the purpose of such measural bases be like the last allotronic for the purpose of such measural bases be like the last allotronic for the purpose of such measural bases be like the last allotronic for the purpose of such measural bases be like the last allotronic for the purpose of such measural bases be last allotronic for the purpose of such measural bases be last the last allotronic for the purpose of such measural bases be last through the last all the last all the last allotronic for the last allotronic for the last allotronic for the last allotronic for the last all the last all

Hair, this Dich interprets that, is consideration of the rest hardest reserved, and of the covenants, conditions, and approximate heaville manished and implied and on the part of the Leases in he paid, showed, and performed, the Leaser data heavily demise and lease must be Leaser all this placement land containing by admissionment Reven the meant aix hundred and aixty-disc (7659) and being section numbered True in numbered True type, situated in the Land District of Otage and being section numbered True in numbered True in the land District of Otage (27a)

Two handred and sixty-five pounds ten shillings (#265-10-0):

sumperiod from the said flow day of Ju-ball-yearly in advance on the first day of Januar y ... one themsend who bundled and ... for ty-seque and the first day of July in such and every year during the mid been, no day of ... , one themsend sine beached a

- 1. Subject to the provisions of the mid segulations, the Lesses will saids on the demised had from the data of this lesse of
- 2. The Lemma will come a year charing the raid term, and at the proper season of the year, properly nice and tries all live funces now on demand both, or which many be planted theseon during the said term, and stab all goes not growing at froma, and also stab all bream, and other neurious plants.
- A. The Lamps will not take more than three crops, one of which must be a root drop, from the seam hard in execution; and will either a during our tennedictary after a third drop of any kind new the land down with good permanent sultivated gresses and eleven, and the kind to contain as pensure for at least three years from the harvesting of the last ctop before being again acopped.
- i. The Lemm will at all times during the said term so farm the dambad lend, if the area of the whole expends to 45 not less than one-half of the total area shall be maintained in personnel partors.
- S. The Lumne will not set the cultivated grow or clovers for key or seed during the first year from the time of saving as seald, nor at any time sequence from the dunion had so burn any stree grown thateum.
- 6. The Lames will whenever measure, but not less than once a year, during the mid term property clean and clear flows weeds, and stall stone during the said torm keep open all events, design, distance, and watercommen upon the stondard hand, and the numbed loans of Grown Lands (bereinsfor eathed "the Commissionery"), or any Floid Improved of the Land District wherein the mass becomery, without payment of any componenties to the Lange.
- T. In the event of the Leanes at any time failing to faithfully perform any of the foregoing coverants mining to the triuming of the foregoing coverants mining to the triuming the foregoing coverants mining from weeds, and beeping open all cracks, drains, distance, and watercounters, it shall be inwind for the Consmissioner to have such work data, and to second of the same from the Leanes in the same manner as rough.
- s. The Lames will jusy all takes, taxes, and secomments levied on or payable in suspect of the denied had during the said
- 2. The Lemma will us all times during the mid large large is good repair and condition, to the satisfaction of the all buildings and emptions for the time being standing on the decised land, and will not dectroy, pull down, or see any part thereof, without the previous permission of the Commissioner is writing.
- 10. The Leanes will not open up any mine on the demised land without the province paradiction of the Commissioner in writing. 1). The Laures will fully and prantically pay the runs bevelobefore spectral at the times and in the manner havelabelies

RELEASED JUNDER THE

Otokaike Settlement THE FIRST SCHEDULE HEREDVERFORE REFERRED TO 7660 2-00 Description of the Devices Land. ALL those pieces or percels of land in the Land District of Otago solutaining by admensurement Feren thousand ein hundred and sinty-nine (7649) cares two (8) roots more or less being Run numbered Twenty-eight A (28a) and Section numbered Twenty-eight A (27a) on the map of the Oteknike dettlement deposited in the affice of the Oteknike dettlement Dunedin; as the same abe more perticularly delineate on the plan drawn baryon and thereon adged red. Lur 28 Port 286 Lyz. 1669 - 7, 40₇ 3/01 - 1366 ha 2200 5/01 - 8/45 Lur 250 m. ¥a THE SECOND SCHEDULE MEREIMBEFORE REFERRED TO. Scale: I mile to an inch e now existing on the Descioni Land and Only Voltes. Tales. (a) Owned by the Lemor and included in the capital value —

Saction 87a:

Half value 34 chains posts stendards and wire fence,

Byrth boundary, at 6/- per chain

Whole value 75 chains posts, standards and wire fence,

subdivisional, at 5/- per chain

Bun 25a: 14 15 o Run 25at
Half value fence on north east boundary with Section 1
Block I Eurow Survey District, and
Half value fence part south east boundary with Run 255 10 76 6 (5) Owned by the Lease :-Dualling; double garage; suthouses; but; fowlhouses; shed; estings; chaffhouse; weelshed and yards; old house; sheep-dip; fanding; 3054 3054 Total volum mbelover, on behalf of the Lesser. figured by the above-to AATMOND GEORGE SMITH, REFERSED INDER THE OFFICIAL INFORMATION ACT **Ý**400 HOHASE;

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3.th it is bereity agreed and declared so follows, that is to say:—

(a) Subject to the provisions barein contained and implied, and also to those of the said Acts and the radii regulations, the provisions of the Land Act, 1824, and the regulations thereander with respect to applications for and the grant of receivable lanes, the simpletions and conditions subject to which much leases near be genered, the rights and params of the Land. Acts and the Commissions is relation to land and previous regulate, powers, and functions of the Land Reard and the Commissions is relation to land and previous comprised in such leases, and the cariety, interest, rights, decise, and liabilities of the leases, shall, so far as the same are applicable, apply to this hase as fully as if they were fully set out leaves, or the test of the said full payment of any truth hereby received, or of any other or the article and the Lands are the Lands decisions, or attractions berein austained or implied, and by himto be characted or performed, then and in any much case the Land Roard may, without any previous or other notion or demand, forfelt this lease, to the section shall be been another previously on the part of the Lands is becomed or determine, religion, anvertheless, to the provisions of the nearly such ferfaitures shall not affect say rights at transity on the part of the Lance to recover from the Langes any maney due to the lands of the carefulance or surrander of this lease, the provisions of the Land Act, 1998, respecting valuation of improvements and the payment or other disposal thereof shall, so far as the same are explicable, apply to the improvements and the payment or other disposal thereof shall, so far as the same are explicable, apply to the deemed to be them appealed in the decond financials hereto.

(d) For the purpose of distinguishing the improvements and the payment or other disposal tends in provements and their waits shall be deemed to be them appealed in the decond financials hereto.

(e) The right is reserved to the public to drive atomb through the pasteral portion of the demised land.

(f) And lastly it is hereby further agreed and declared that the right is reserved to the Order or to its delegated authority to take rithest compensation over any of the land disposed of, water resea and to lay pipes in despection therewith.

CETILIAL INFORMATION ACT

Otekaike Settlement THE PURST SCHEDULE REPRENSAPORE REFERRED TO 7660 -2 -00 Description of the Descript Land. ALL those pieces or percels of land in the Lend Dietrict of Otago dontaining by demeasurement Seven thousand air hundred and sixty-nine (765); sares two (2) repola more or less being Bun numbered teenty-eight A (28s) and Bestien numbered Teenty-away at (27s) on the map of the Otakinine Settlement deposited in the office of the Chiaf Surveyor at Domedin; as the same are more particularly delineated on the plan drawn hereon and thereon edged red. **L**un 28 8£ / Kur 25a Hur 286 Otiake 00, 3103 - 7365 he Live 200 m* 1200 3/03 - 5/65 no 🖋 Б. D ¥α THE SECOND SCHEDULE HEREINBEFORE REFERRED TO. Scale: I mile to an inch Improvements now existing on the Dominal Land and their Volum. Yeles. (c) Owned by the Lower and included in the expital value:—
Saution Fig.
Bell value 56 chains posts standards and wire fanne,
morth boundary, at 6/+ per chain
Whole value 75 chains posts, atendards and wire fence,
authorizing the fig. FICTOR Bun That value fence on north cost boundary tith Section 1 Block I Knrow Survey District, and East value fence part south cost boundary with Bun 168 14 15 ٥ (i) Owner by the Learn :-75 10 bealling; double garage; outhwases; but; forthonses; shed; duttage; charfthouse; woolshed and yarde; old house; sheep-dip; fending; 3054 3004 Total value 3130 Algored by wh Commissions, on bulant of the Lemon, in children 4 Day Egned by the above-passed EATHORD OFFICE SKITS OFFICIAL INFORMATI

manda ta ta mangana a sangka ang manang manana ang manana ang manana ang manana ang manana ang manana ang mana

CODA NUM

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445562 Gazette Notice proclaiming part of the within land (2200m²) to be taken for road and vesting the road in the Chairman Councillors and Inhabitants of the County of Waitaki = 25.8.1975 at 1.49 pm

OFFICIAL INFORMATION ACT