

Crown Pastoral Land Tenure Review

Lease name: RAMSHEAD RUN

Lease number: PM 024

Due Diligence Report (including Status Report) - Part 3

This report and attachments results from a pre-Tenure Review assessment of the pastoral lease 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.

July

09

LAND STATUS REPORT

RAMSHEAD

for Tenure Review

Prepared by Don McGregor McGregor Property Services for and on behalf of Q.V.Valuations

February 2001

CONTENTS

- APPENDIX A LAND STATUS REPORT and supporting plans
 - SO Plans (additional)
 - Extract of CLR
 - Extracts of Allocation Maps
 - DOC Consultation
 - Information Supporting Mineral Ownership Investigation
 - Other Information
 - Information Supporting Notes to Report
- 2. APPENDIX B LAND STATUS REPORT (Certified Correct by Chief Surveyor)

APPENDIX A – LAND STATUS REPORTS and supporting plans

Q V VALUATIONS CHRISTCHURCH OFFICE

APPENDIX A

Project Number QVV 64

This report has been prepared on the instruction of Land Information New Zealand in terms of Contract No. 50241 dated 6 November and is undertaken for the purposes of the Crown Pastoral Act 1998.

LAND STATUS REPORT for Ramshead Tenure Review	LIPS Ref:12641
Property 1 of 1	

Land District	Marlborough.
Legal Description	Part Section 2, Block XXIV, Avon Survey District and Section 1, S.O. 6741.
Area	2346.1402 hectares.
Status	Crown land subject to the Land Act 1948.
Instrument of title / lease	Balance Pastoral Lease CL 1A/1033 pursuant to Section 66 and registered under Section 83 of the Land Act 1948 as varied by Memorandum of Renewal 184034.
Encumbrances	Subject to:
	1 86262 Encumbrance to the Marlborough District Council (as successor to the Marlborough County Council) as varied by Partial Discharge of Encumbrance 142453 requiring the Council's prior consent to Transfer, lease or otherwise deal with certain lands except in conjunction with the Pastoral lease.
	2 107938 Land Improvement Agreement under Section 30 of the Soil Conservation and Rivers Control Act 1941.
	Gazette Notice 154889 (N.Z. Gazette 1990 p3738) declaring part (651.7650 hectares) marked "A", "B" and "O" on DP 7395 to be protected private land for scenic purposes subject to the Reserves Act 1977.
	4 194369 Transfer granting a Forestry Right under the Forestry Rights Registration Act 1983 to PGG Trust Limited for a term of 30 years from and inclusive of 7 May 1997 and expiring on 6 May 2027.
	5 Part IVA of the Conservation Act 1987, upon disposition.
Mineral Ownership	The Mines and Minerals are owned by the Crown over a significant part of the land because it has never been alienated from the Crown since it acquisition for settlement purposes from the former Maori owners under the 1859 Kaikoura Deed of Purchase.
	Those parts Crown Granted in 1863 into private ownership wer subsequently acquired by the HMK as Crown land subject to the Lan Act in 1916 as part of an exchange proposal. The land was not acquire as a public work therefore the Crown is at liberty to invoke the standar

	Mineral restrictions.	
Statute	Land Act 1948 and Crown Pastoral Land Act 1998	
Data Correct as at [Certification Attached]	18 February 2001 Yes	

Prepared by Crown Accredited Supplier Don McGregor, McGregor Property Services Limited for and on behalf of Q V Valuations

NOTES: This information does not affect the status of the land but was identified as possible requiring further investigation at the due diligence stage: See Crown Pastoral Standard 6

- 1). As part of the Protected Private land area (registered as Gazette Notice 154889) the lessee agreed to the provision of a ROW to the Crown for practical access along the Dillon Creek to the Conservation land beyond (former Pastoral Occupation Licence area) as shown "C N" on D.P. 7395. While some preliminary action has been undertaken this ROW has not been created.
- 2). The original stock limitation is not recorded on the lease.
- 3). Transfer 9586 dated 2 April 1928 created in favour of the Crown and its lessees an appurtenant Right of Way easement across the adjoining freehold (originally "Tynterfield"). This ROW is not registered against the lease and it is likely that the subject lands have been affected by further subdivision.
- 4). An application for the operation of a tramping track with unguided walks was received from the lessee on 24 January 2000. Ther has been correspondence and it appears that the application is still being processed.

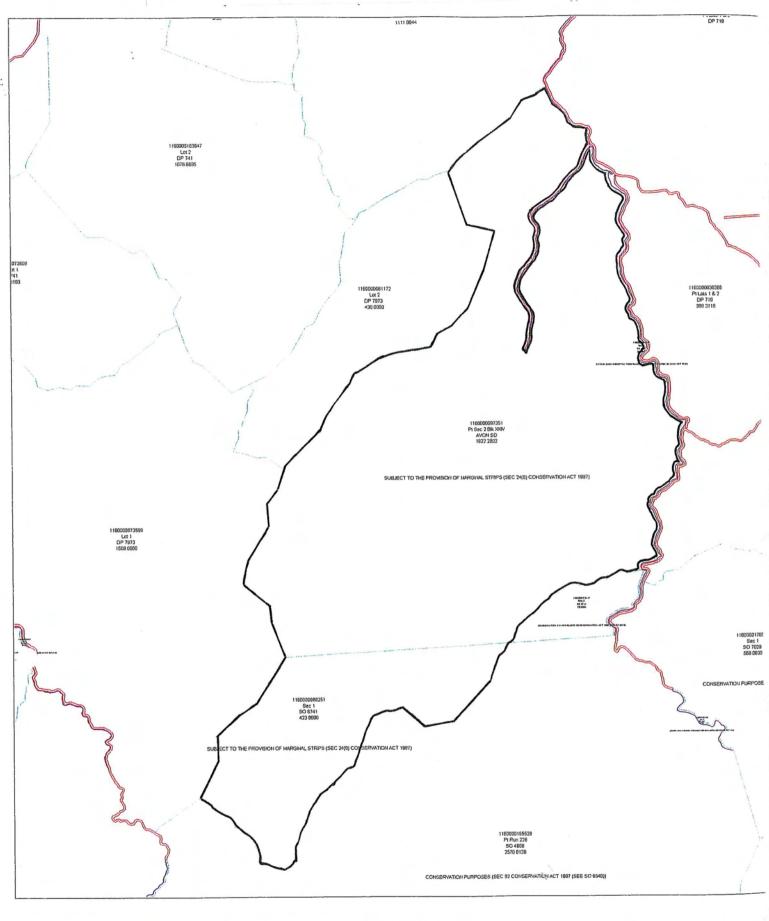
LAND STATUS REPORT for Ramshead Tenure Review	LIPS Ref
LANGUE CONTRACTOR OF THE CONTR	12641
Property 1 of 1	

Research Data: Some Items may not be applicable

SDI Prints Obtained	Yes.
NZMS 261 Ref	O29, P28 and P29.
Local Authority	Marlborough District Council.
Crown Acquisition Map	Kaikoura Deed of Purchase.
SO Plans	SO 4608 – Plan of Section 2, Block XXIV, Avon SD also Run 228, Blocks XXIV and XXV, Avon SD and Blocks VII and VIII Hodder SD. (Approved 18 March 1963).
	SO 6639 - Plan DOC Allocations (Approved 21 August 1987).
	SO 6640 - Plan DOC Allocations (Approved 21 August 1987).
	SO 6741T - Plan of Sections 1 and 2 (Approved 28 September 1988).
	SO 7182 - Plan of Waterways in P24 along which Section 24 Conservation Act 1987 applies.
	Other Plans
	DP's 740, 744 and 745 – Plans of Part Leefield Estate and Part Exchange of Blocks XVIII XXIII XIV and XXIV Avon SD. (Approved 24 March 1919).
	DP 7395 - Plan of Protected Private lands and Rights of Way over Part Section 2, Block XXIV Avon SD and Section 1, S.O.6741. (Approved 17 January 1989).
Relevant Gazette Notices	NZ Gazette 1963 p1307 (Proclamation 40419) Closed parts of the Road (Crown Grant Road to Dillons Run).
CT Ref / Lease Ref	CL 1A/1033 pursuant to Section 66 and registered under Section 83 of the Land Act 1948 as varied by Memorandum of Renewal 184034.
Legalisation Cards	Searched. Not applicable.
CLR	Confirms Pastoral lease tenure.
Allocation Maps (if applicable)	SO's 6639 and 6640. No allocations to DOC or SOE's. Adjoining land allocated to DOC by Allocation O29-4 CO.
VNZ Ref – if known	VR 20311/22706.
Crown Grant Maps	Parts Crown Grant G1/29 (No 125) and 2/39 (394). Copies attached.

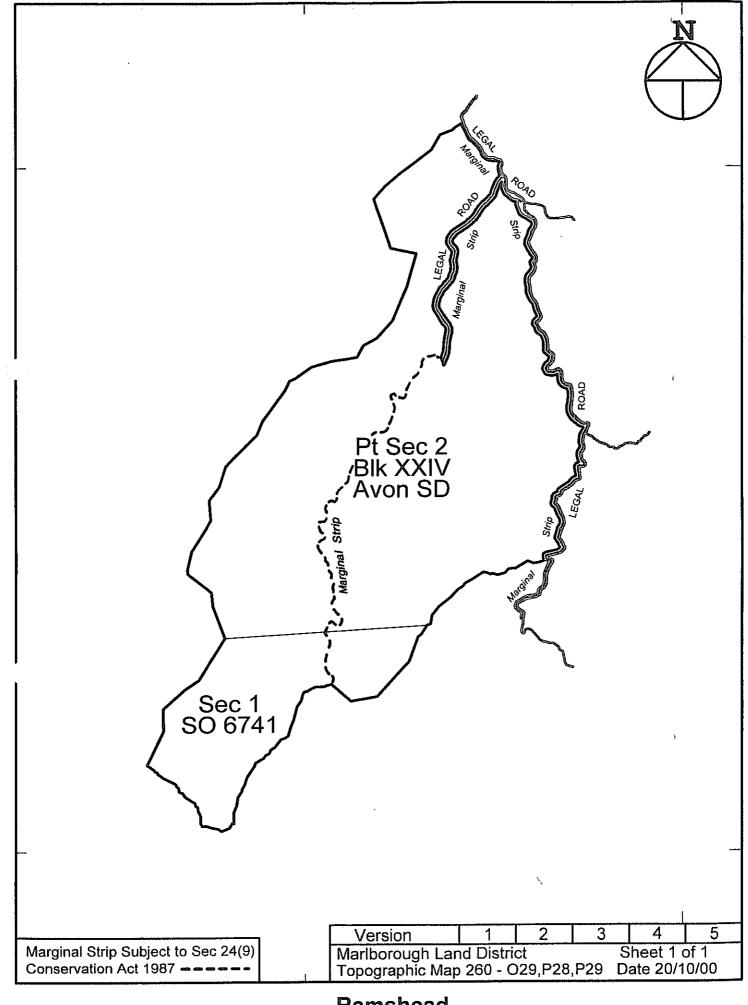
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If Land Marginal Strip:	
a) Type [Sec 24(9) or Sec 58]	a) Section 58 along Omaka River deemed to be Marginal strip. Specific appellations given to strips as shown on plan below. Section 24(9) along Dillon Creek.
b) Date Created	b) 6 December 1993 (SO 6741). 21 November 1995(SO 7182).
c) Plan Reference	c) SO 4608 (Sections 3 and 4). SO 7182.

LAND STATUS REPORT fo	or Ramshead Tenure Review	LIPS Ref 12641					
Property 1 of 1		•					
Search continued							
If Crown land – Check Irrigation Maps	Searched – Not applicable.						
Mining Maps	Searched - Not applicable.						
If Road a) Is it created on a Block Plan – Section 43(1)(d) Transit NZ 1989	 a) SO Plan 4608 – (along Dillon Creek and River). b) Not applicable. 	i right bank of the Omaka					
b) By Proc	c) Not applicable.						
Other relevant information a) Concessions – Advice from DOC or Knight Frank.	a) No current DOC interests apart from Marg	inal strips.					
Doe of religit Frank.	Existence of concessions administered by K determined.	Enight Frank not					
b) Subject to any provisions of the Ngai Tahu Claims Settlement Act 1998	b) Searched - Not applicable						
c) Mineral Ownership	Mines and Minerals are owned by the Crown in respect of parts the current lease because the land has never been alienated from the Crown since its acquisition for settlement purposes from the former Macowners under the 1859 Kaikoura Deed of Purchase.						
	However parts of the lease have previous ownership. Following the Crown's purchase granted over Dillons Run. In 1863 Crown Grathe Run to Dillon [Crown Grants G1/29 (Crown Grant sections were "gridironed" by Crown Grant sections were "grid grid grid grid grid grid grid grid	e occupation licences were ints were issued over part of 125) and 2/39 (394)]. The					
	In 1916 some 2192 acres of Dillons freehold we the King by Conveyance 23030 (Deeds Indee 30/474 attached record the details) in exchangland being granted to Dillon (refer C's T 21/82 Following the exchange the land was let on Pain the current lease (CL 46/158, 46/185 and issue of the current Pastoral lease in 1963 closed by NZ Gazette 1963 p1307.	ex 5/36 and Deeds Register ge for 2428 acres of Crown 3, 23/127 and 128 attached). astoral tenures culminating CL 1A/1033). Prior to the					
	Since the affected Crown Grant lands were Public Works Act legislation (1882) and the public work in 1916, but as Crown Land subfacilitate an exchange, the Crown is at liber mineral restrictions.	land was not acquired for a ject to the then Land Act to					
d) Other Info	d) Not applicable						

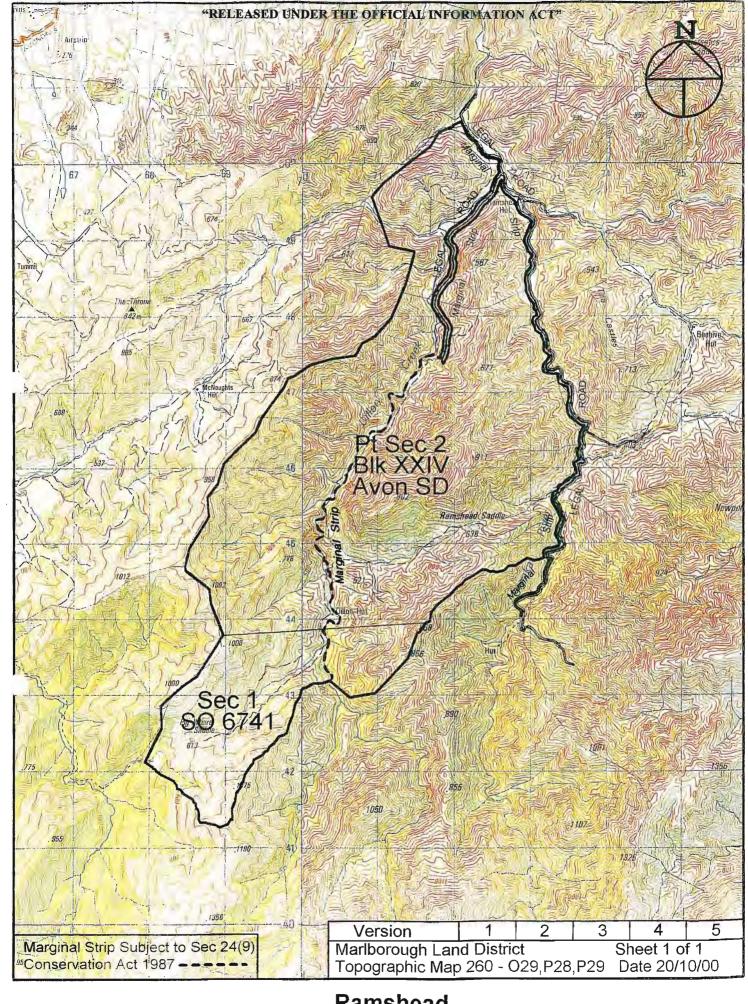


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Cadastral Information from LINZ Digital Cadastral Database (DCDB). CROWN COPYRIGHT RESERVED.



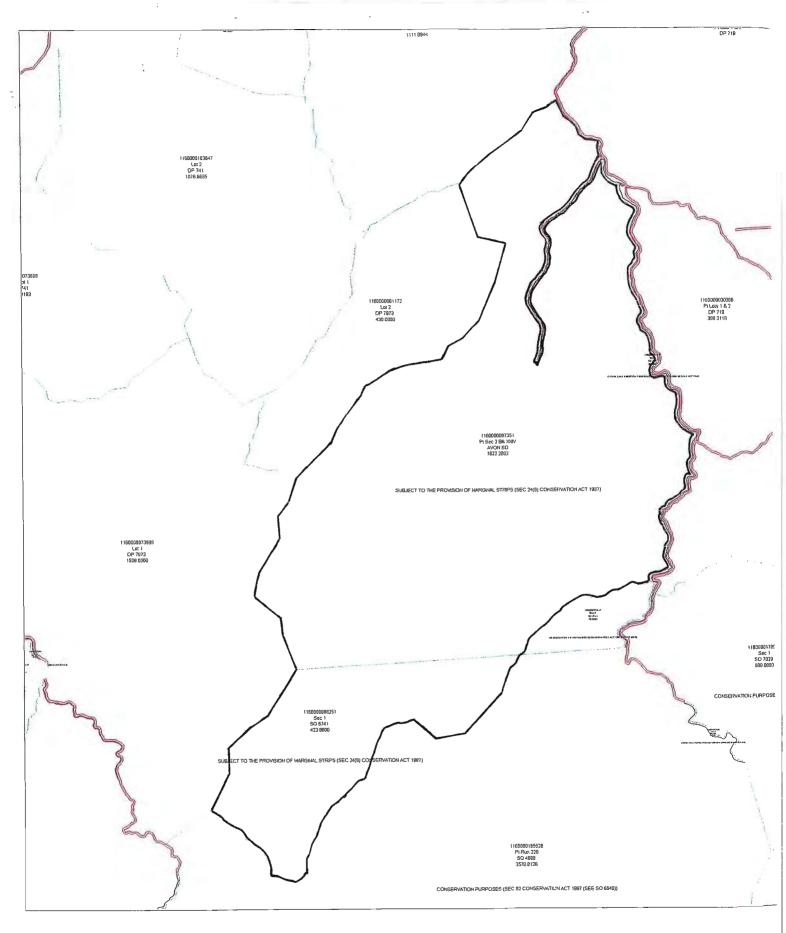
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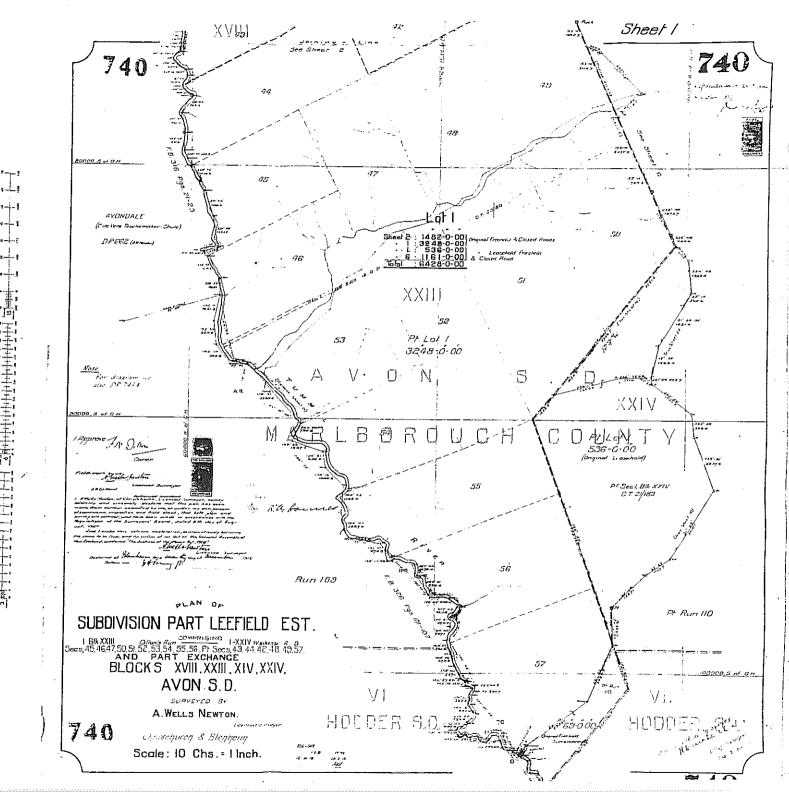
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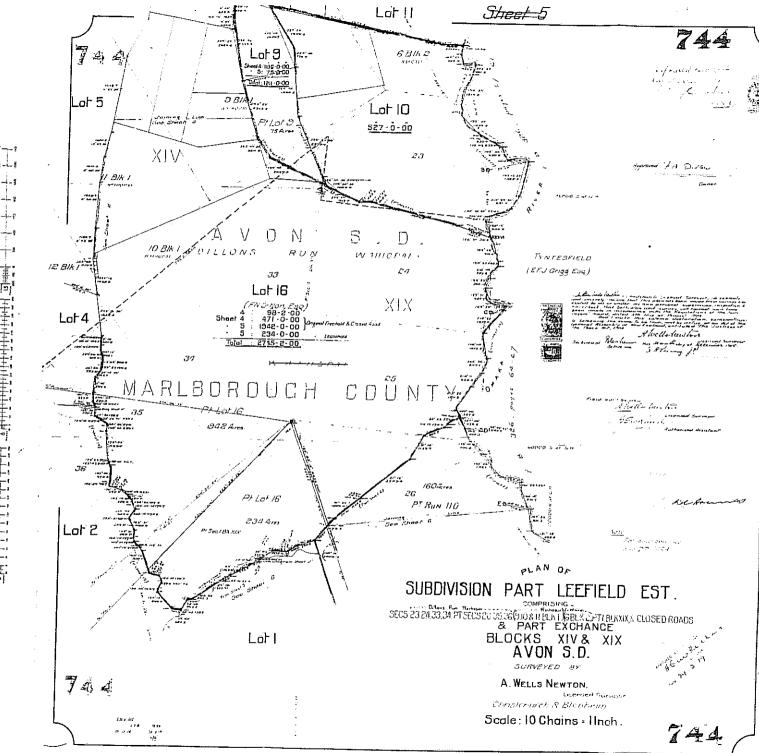
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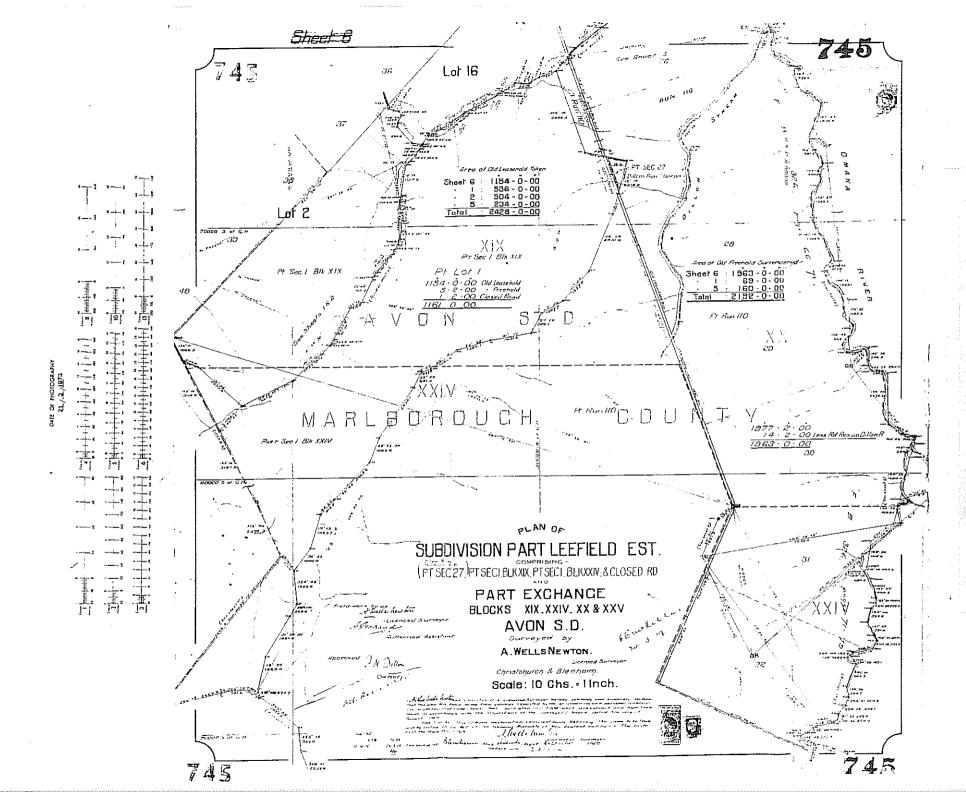
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Cadastral Information from LINZ Digital Cadastral Database (DCDB), CROWN COPYRIGHT RESERVED.

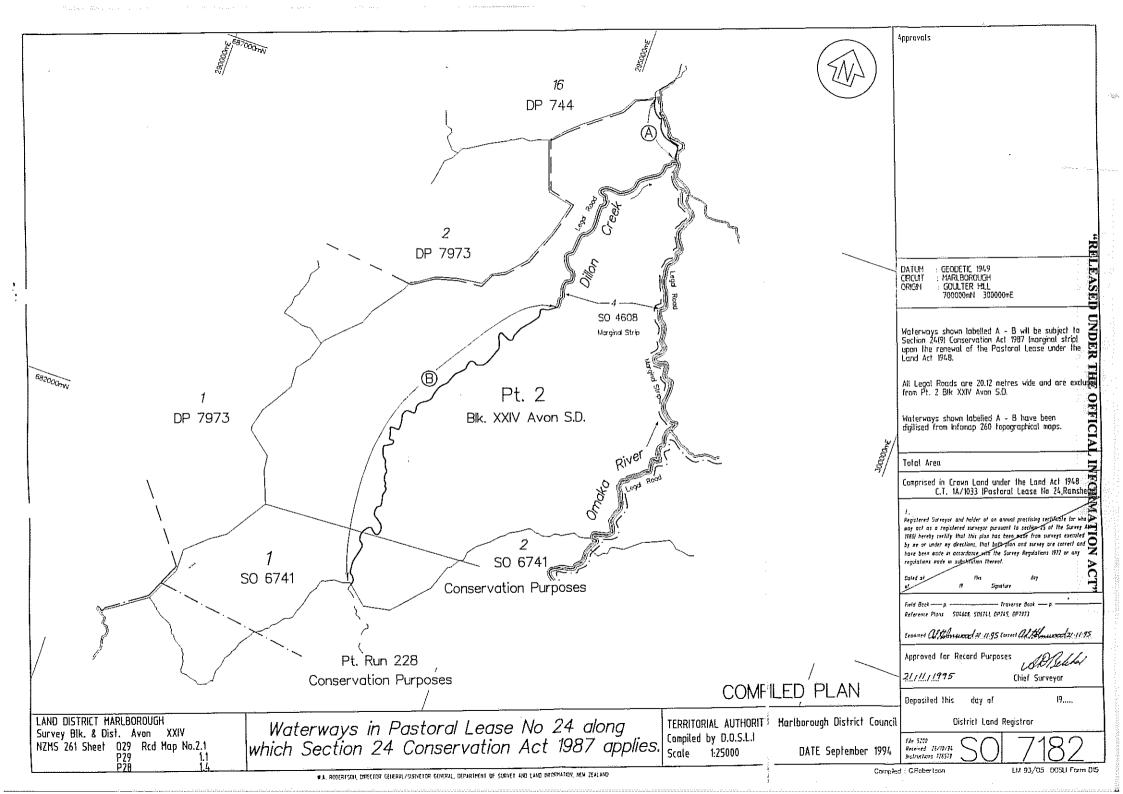
SO Plans (additional)

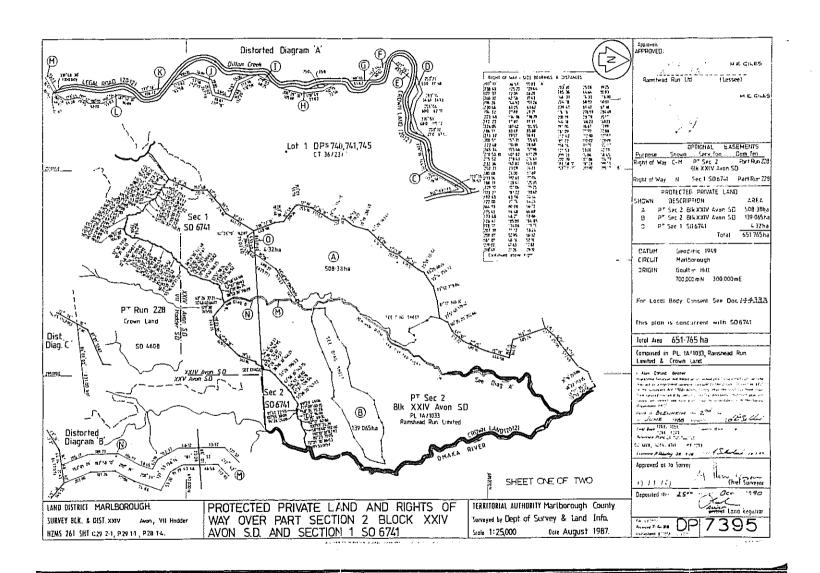


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Extract of CLR

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28 NOV 1986

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Blocks XXIII, XXIV, XXV Avon S.D.

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Sheet 029 CONSERVATION ACT 1987

No.	DESCRIPTION	AREA	DEEMED	CATE.G- ORY	AGREEMENT or COVENANT	CASE No
7	Part Run 108, situated in Blocks IV and VIII, Spray SD	540.6600	DOC	15		
	Parts Run 214, situated in Blocks III, VII, VIII, XI and	**************************************				
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CHIEF SURVEYOR

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State Forset land allocation approved by Special Hinieterial Coordinating Committee on 16 Hovember 1986;

Crown land allocation approved by the Special Hinisterial Coordinating Committee on 1 December 1986:

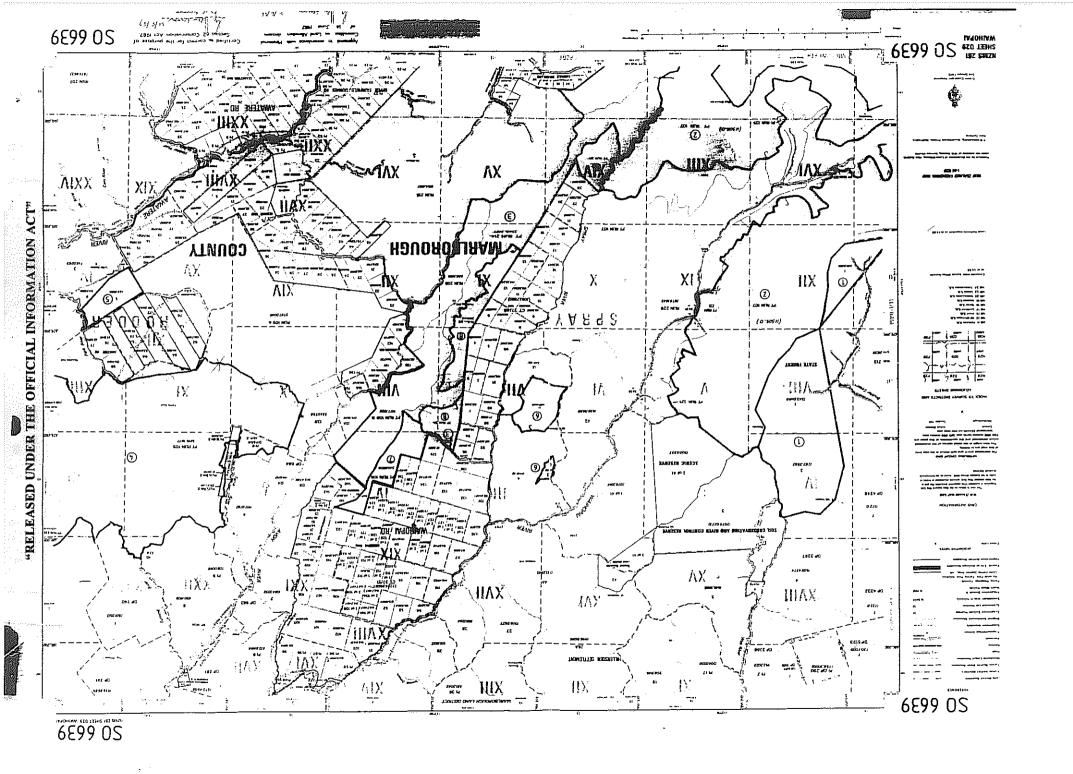
Crown land and State Forest land allocation approved by the Special Hinleterial Coordinating Committee on 11 January 1987;

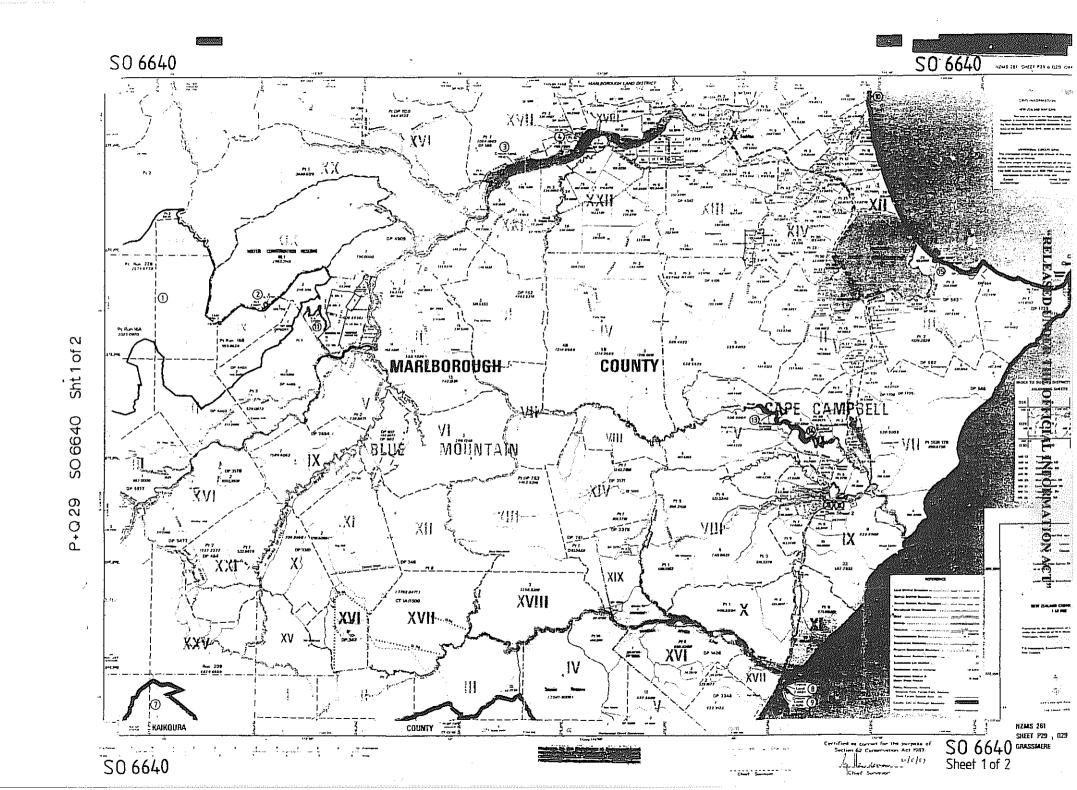
HOT USED

State forest land allocations approved by Cabinet following the Blakeley report on West Coast Forests.

Crown land and State Forest land allocation approved by the Spacial Highsterial Coordinating Committee on 11 Harch 1987.

Crown land subject to sections 66A,67,68 and 165 Land Act 1948 and unalienated crown land not previously accounted for approved in accordance with the Special Hunisterial Coordinating Committee's decision of 25 March 1987.





DOC Consultation

From: Ratcliffe, Colin NELSON/MARLBOROUGH CO <cratcliffe@doc.govt.nz>

To: 'donmcg@ihug.co.nz' <donmcg@ihug.co.nz>

Date: Monday, 27 November 2000 13:27

Subject: Pastoral Leases

I have finally had a chance to have a look at Camden and Ramshead for you and I can confirm that there is no DOC land within these apart from the Marginal strips,

Information Supporting Mineral Ownership Investigation PLAN OF RUN No. 110

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RUN 16A

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LOT 1

No. 299

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RUN

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16 B

License to occupy Crown Lands for Pastoral Purposes.

COMMERCES OLIVE MATSON, wife of William Alexander Watson, LAURIE WATSON, and COLIN JATSON, all -----, of Blenheim, Farmers,---acquired have entermed at anotion, under the provisions of the Land Act, 1984, and its amendments, a License to occupy for Pastoral Purposes All that area of Crown lands containing by estimation Fourteen thousand (14,000)----sores, more or less, and being Run number ------ One hundred and ten (110) ------ classed as County of _____ Larl borough _____ in the Land District of _____ Larl to rough ____ New/celend. as the same is delineated on the plan in the District Lands and Survey Office. (£ 174 10: 0), being the first half-year's rent in advance for such Run : The said OLIVE WATSON, LAUREN pastoral purposes for the term of twenty-one (21) ---- years, to be computed from the first day of March 1933, subject to all the provisions and conditions of the Land Act. 1698, and its amendments, so far as applicable hereto, and subject also thirty-five pounds (235) for the first five (5) years, Sixty pounds to the payment of an annual rent of (260) for the next five (5) years and Eighty-five pounds (255) for the remainder of the term of the Licenson (e-----); in equal parts, half-yearly in advance, on the first day of March and the first day of September in each and every year, payment for the first ball-year's rent having already been made, and the next of such half-yearly payments to be made on the first day of Jeptember, 19 33. Subject also to the conditions following, viz :ject also to the conditions following, viz:—

(1.) That if the licenseesor any person claiming an interest through or under 1mm shall make or cause to be made any agreement or contract, or shall give or cause to be given or taken any negotiable security for the purpose of defeating or evading the provisions of, or shall in any way whatsoever directly or indirectly commit or be privy to a fraud upon, the Land Act, 4989, and its amendments, this license shall be liable to be forfeited and revoked: and revoked:

(2.) That the licensee shall prevent the destruction or burning of timber or bush on the land comprised in this license, except as provided by section 237-of-the-Land-Act, 1988; 260 of the Land Act, 1924.

(3.) That the licensee shall prevent the growth or spread of gorse, broom, and sweetbrier, on the land comprised in this license, and shall with all reasonable speed remove or cause to be removed all gorse, sweethrier, broom, or other noxious weeds or plants, as may be directed by the Commissioner of Crown Lands; and

(4.) That the licenseconnal destroy all rabbits on the land comprised in this license, and shall prevent their increase

or spread, to the satisfaction of the Commissioner or an officer appointed by him to inspect the ground.

(5) That the Licensees shall put on the land comprised in this License, and thereafter *22 aintain, substantial improvements of a permanent character as follows:-(a) Within one year from the date of this License, to a value equal to one years rent payable under this License

o) Within six years from the date of this License, to a value equal to four year's reat payable ander this License 1924 And it is hereby declared that these presents are intended to take effect as a pasturage license only under the Land Act, 1906, and its amendments, and the provisions of those Acts applicable to such licenses shall apply berete as fully and

effectually as if the same had been set out herein at length, In minutes whereof the Commissioner of Crown Lands, on behalf of the Land Board of the _____tarlborough-___

Land District, listh hereunto set his hand, this ____gth_____ day of _______ December f______, 1932.

Within two years from the date of this License, to a value equal to two year's rent payable under this License.

WATSON

1:175, OLIVE WATSON, LAURIE WATSON and GOLIN /, the above-named disenseephereby accept this license on the Watson.

In and conditions specified therein.

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Coto terms and conditions specified therein.