

Crown Pastoral Land Tenure Review

Lease name : **RIVERSIDE**

Lease number: PO 372

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

From:LAND INFORMATION DUNEDIN

+64 3 474 5108

12/03/2002 10:38 #283 P.055/064

MEMORANDUM OF RENEWAL AND VARIATION REGISTER

OF PASTORAL LEASE

IN THE MATTER OF THE LAND ACT 1948

AND

IN THE MATTER OF PASTORAL LEASE NO P 372-REGISTERED AS REGISTER VOLUME 386 FOLIO7 RE OTAGO DISTRICT LAND REGISTRY FROM HER MAJESTY THE QUEEN TO PETER BERNIE SANDERS OF ALEXANDRA FARMER (51/100 SHARE) AND WAYNE THOMAS SANDERS OF CLYDE ORCHARDIST (49/100 SHARE) AS TENANTS IN COMMON IN EQUALS SHARES -THE SAID

PURSUANT TO SECTION 170 OF THE LAND ACT 1948 THE TERM OF THE ABOVEMENTIONED LEASE REGISTERED IN VOLUME 385 FOLIO7 21 OTAGO LAND REGISTRY IS RENEWED FOR A TERM OF 33 YEARS COMMENCING ON THE 1ST DAY OF JULY 1985. THE COVENANT TO PAY RENT AND THE RENTAL VALUE CONTAINED IN THE LEASE IS HEREBY VARIED BY DELETING THE SAID COVENANT AND SUBSTITUTING THE FOLLOWING:

YIELDING AND PAYING THEREFOR FOR THE FIRST 11 YEARS OF THE SAID TERM UNTO THE LAND CORPORATION LIMITED AT DUNEDIN THE ANNUAL RENT OF \$4,050.00 CALCULATED ON A RENTAL VALUE OF \$270,000.00 PAYABLE WITHOUT DEMAND BY EQUAL HALF YEARLY PAYMENTS IN ADVANCE ON THE FIRST DAY OF JANUARY AND THE FIRST DAY OF JULY IN EACH AND EVERY YEAR DURING THE SAID PERIOD OF 11 YEARS AND FOR THE NEXT TWO SUCCESSIVE PERIODS OF 11 YEARS OF THE SAID TERM A RENT DETERMINED IN RESPECT OF EACH OF THOSE PERIODS IN THE MANNER PROVIDED IN SECTION 132A OF THE LAND ACT 1948...

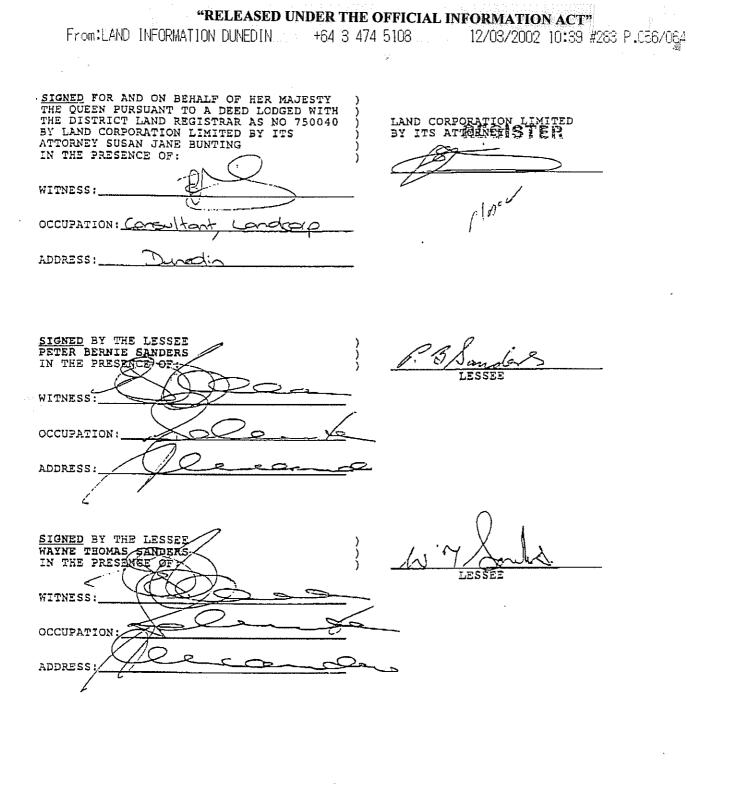
SAVE AS HEREBY EXPRESSLY VARIED ALL THE COVENANTS CONDITIONS AND RESTRICTIONS CONTAINED OR IMPLIED IN THE SAID MEMORANDUM OF LEASE SHALL REMAIN IN FULL FORCE.

IN WITNESS WHEREOF THE PARTIES HAVE HEREUNTO SUBSCRIBED THEIR NAMES THIS 25 DAY OF July 1997

Watthington tracking

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From:LAND INFORMATION DUNEDIN +64 3 474 5108 12/03/2002 10:39 #283 P.057/064

CERTIFICATE OF NON-REVOCATION OF POWER OF ATTORNEY

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¥,	SUSAN JANE BUNTING	•	•	•	•		
HERI	EBY CERTIFY -						

- 1. THAT by Deed dated the 12th day of June 1987 copies of which are deposited in the Land Registry Offices at -
 - AUCKLAND (North Auckland Registry) and there numbered B678573 BLENHEIM (Marlborough Registry) and there numbered 136439 CHRISTCHUECH (Cantarbury Registry) and there numbered 626366/2 DUNEDIN (Otago Registry) and there numbered 621189/1 GISBORNE (Foverty Bay Registry) and there numbered 167089.2 HAMILTON (South Auckland Registry) and there numbered H734177 HOKITIKA (Westland Registry) and there numbered H734177 HOKITIKA (Westland Registry) and there numbered 141782 NAPIER (Hawkes Bay Registry) and there numbered 478751.2 NELSON (Nelson Registry) and there numbered 269962.1 NEW PLYMOUTH (Taranaki Registry) and there numbered 341775 WELLINGTON (Wellington Registry) and there numbered 860782.2

LAND CORFORATION LIMITED at Wellington carrying on the business of land management appointed me its Attorney on the terms and subject to the conditions set out in the said Deed.

- <u>TRAT</u> at the date hereof I was Property Officer of the said Corporation.
- 3. THAT at the date hereof I have not received any notice or information of the revocation of that appointment by the winding up or dissolution of the said <u>LAND CORPORATION LIMITED</u> or otherwise.

SIGNED at Dunedin this 25th day of July 1951

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From:LAND INFORMATION DUNEDIN +64 3 474 5108 12/03/2002 10:39 #283 P.058/064

REGISTER

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MEMORANDUM OF RENEWAL OF FASTORAL LEASE

PARTICULARS ENTERED IN THE REGISTER AS SHOWN HEREIN ON THE DATE AND AT THE TIME STAMPED BELOW.

HER MAJESTY THE QUEEN

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LESSOR

PETER BERNIE SANDERS WAYNE THOMAS SANDERS

LESSEE

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DISTRICT/ASSISTANT LAND REGISTRAR OF OTAGO

Correct_for the purposes of the Land Transfer Act



Solicitor for the Lessee



Begister copy for L. & D. at, 71, 72.

LAND CORPORATION LIMITED DUNEDIN

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Extract from N.Z. Guertie, 8 Dec. 1966, No. 76, page 2025

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Leasthold Estate in Lond Taken for the Development of Water Fower in Blockt V, VI, and XII, Coirnhill Survey District

BERNARD FERGUSSON, Governor-General

BERNARD FERGUSSON, Governar-General A PROCLAMATION FURSUART to the Public Works Act 1928, I. Brigadler Sir Bennard Edward Fergusson, its Governor-General of New Zealoach hereby proclaims and doctaro that the incushold estate in land described in the Subcolula herein, held from Har Majesity the Queen by Virtue of pastoral lease recorded in Youme 386, follo 7. Ouspa Land Registry, is baruby (aken for the dovelopment of water power (Raxburgh Power Project) iron and lier the 12th day of Descember 1966.

SCHEDULE

OTAOD LANS DISTRICT ALL those pieces of Jand situated in Oligo R.D., described as follows:
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 A. E. P.
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 3 1 0 01 Part Run 568, Block V, Cairphill Survey District;
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3 0 0 Part Rug 568, Block VI, Caltadill Survey Districts is 0 0 30 induced orange on plan M.O.W. 20750 (S.O. 0 0 20) 13450).
7 0 0 32
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9 0 124 Part Settion 8, Block VI, Caltadill Survey Districts calculated orange on plan M.O.W. 20750 (S.O. 1440).
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9 0 124 Part Settion 8, Block VI, Cairabili Survey Districts calculated orange on plan M.O.W. 20750 (S.O. 1440).
9 As the same are inore cattletidarly delineated on the plana marked M.O.W. 20055 (S.O. 1459) and M.O.W. 20750 (S.O. 13460) descrited in the office of the Minister of Works at Wellington and thereon calculated as above mentioned. (Direa under the hand of HE Eccellency the Governor-General, and issued under the Seni of New Zealand, this 20th day of October 1986.
[L.S.] PERCY B. ALLEN, Minister of Works.

Goo SAVE THE QUEEN!

(P.W. 92/12/47/6; D.O. 92/12/47/6)

R. E. Owen, Covernment rotater, Wallington, New Zeptand

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PARTICULARS ENTERED IN THE REGISTER-BOOT VOL. 386 FOLIO 7 4 M 180326 M 180358 20DEC 1966 AT 10.12 O'CLOCK. Assistant Eaud Registrat OTAGO

LAND 2 P Natura: / DEEligin How Firm. 20 DEC 1966 Τ.-. -10.12. 316 -9-

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Extract from N.Z. Gazette, 18 October 1984, No. 188, page 4512

Crown Land Set Apart for the Generation of Electricity in Cairnhill Survey District, Vincent County

PURSUANT to section 52 of the Public Works Act 1981, the Minister of Works and Development declares the land described in the Schedule hereto to be set apart for the generation of electricity.

SCHECULE

OTAGO LAND DISTRICT

ALL those pieces of land described as follows:

A. R. P. 16 0 32 28 0 0	Being Part Run 568, Blork XII, Caimhill Survey District; coloured orange on S.O. Plan 13459.
2 3 8 4 3 8 1 0 0 0 1 0 2 0 0 0 0 5	Part Run 568, Block V. Cairnhill Survey District; coloured orange on S.O. Plan 13459.
14 0 0 1 0 0 2 3	Part Run 568, Bleck V, Caimhill Survey District; coloured orange on S.O. Plan 13460.
$\begin{array}{cccccccccccccccccccccccccccccccccccc$	Part Run 568, Block 71, Cairnhill Survey District; > coloured orange on S.O. Plan 13460.
0 1 24	Part Section 8, Block VI, Caimhill Survey District; coloured orange on S.O. Plan 13460.
As shown	coloured on the plant of obside mentioned and is doub

As shown coloured on the plans as above mentioned and lodged in the office of the Chief Surveyor et Dunedin.

Dated at Wellington this 8th day of October 1984.

L OZICH, for Minister of Works and Development.

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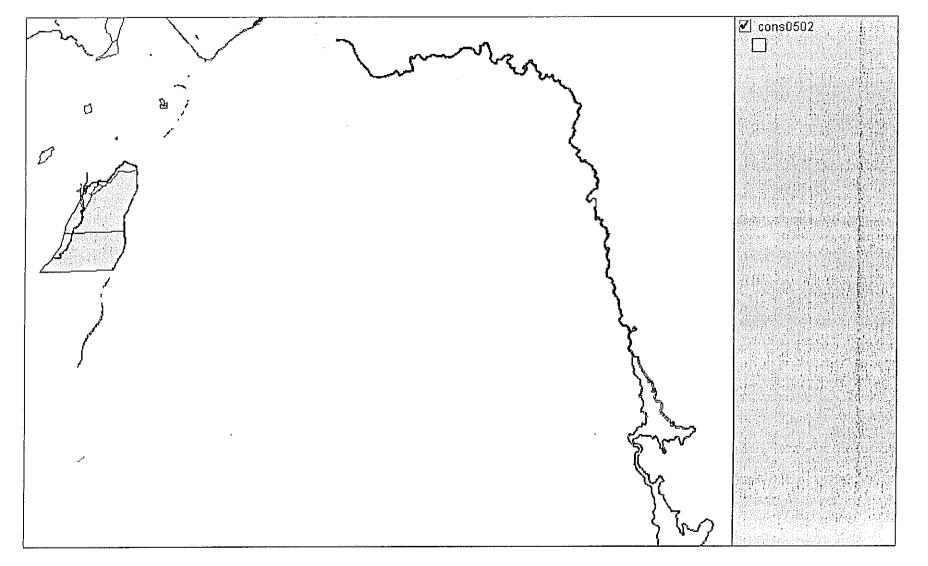
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COMPUTER INTEREST REGISTER UNDER LAND TRANSFER ACT 1952

Historical Search Copy



Part-Cancelled

IdentifierOT386/7Land Registration DistrictOtagoDate Registered04 May 1956 01:50 pm

Prior References OT337/27			
Туре	Lease under s83 Land Act 1948		
Area	5129.4386 hectares more or less	Term	33 years commencing on the first day of July 1952 and renewed for a further period of 33 years commencing on 1.7.1985
Legal Description	Section 8 Block VI Cairnhill Survey District, Run 568 and Run 569A		
Original Proprieto	ors		
	elisk Stations Limited		

Interests

309273 Proclamation declaring the leasehold interest in the parts coloured Red on the plan hereon 76 acres 1 rood 2 perches (=30.8623 ha.) to be taken for the Development of Water Power (Roxburgh Power Project) from and after 12 December 1966 - 20.12.1966 at 10.12 am

624745 Gazette Notice declares parts Run 568 (30.6549 ha) and part Section 8 Block VI Cairnhill Survey District (1619m²) shown hatched off in black on diagram hereon to be set apart for generation of electricity - 1.11.1984 at 11.46 am

626106 CAVEAT BY HER MAJESTY THE QUEEN - 23.11.1984 AT 10.23 AM

794523.1 Memorandum renewing the term of the within lease for a further period of 33 years commencing on 1.7.1985 and fixing for the first 11 years the annual rent at \$4,050.00 calculated on a rental value of \$270,000.00 - 11.12.1991 at 10.48 am

829002 Land Improvement Agreement pursuant to Section 30A Soil Conservation and Rivers Control Act 1941 - 4.5.1993 at 9.13 am

936928.6 Variation of Lease terms contained herein - 23.9.1997 at 12.14 pm

937403.3 Mortgage to Rabo Wrightson Finance Limited - 2.10.1997 at 10.47 am

959823.1 Variation of Mortgage 937403.3 - 23.12.1998 at 9.05 am

5129699.1 NOTICE OF CLAIM PURSUANT TO SECTION 42 MATRIMONIAL PROPERTY ACT 1976 BY ROBYN LESLEY SANDERS - 20.12.2001 at 1:29 pm

L. & S. - F. 2



DEPARTMENT OF LANDS AND SURVEY

TELEGRAPHIC ADDRESS: 'LANDS'

FOR VERBAL INQUIRIES PLEASE ASK FOR Mr Clamp

TELEPHONE No. 770 650



OUR REFERENCE: WLK 13/9 YOUR REFERENCE:

1

DISTRICT OFFICE, P.O. BOX 896 DUNEDIN

12

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21 November 1984

The District Land Registrar Land Registry Office Justice Department Private Bag DUNEDIN

CAVEAT : P B & W T SANDERS AND HER MAJESTY THE QUEEN

The registration of the above Caveat is the responsibility of the Crown. As the fees would be paid from the Consolidated. Account, I would appreciate it if you would waive the payment of same.

Clamp

for Commissioner of Crown Lands

(N)

L. and D. 92

New Zealand,

CAVEAT FORBIDDING REGISTRATION OF DEALING WITH ESTATE OR INTEREST

To

of(°)r

in(4)

The District Land Registrar of the District of Otago

TAKE NOTICE that =h(=) HER MAJESTY THE QUEEN

 Name of Caveator.

(2) Occupation and address.

(3) Here state the nature of the estate or interest on the strength of which the caveat is lodged; connecting back to the registered wrietor of the

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claiming estate or interest(³) by virtue of an agreement to grant an easement in gross dated the 27th day of September 1984 and made between <u>PETER BERNIE SANDERS</u> and <u>WAYNE THOMAS SANDERS</u> the registered lessees of the land hereinafter described and <u>HER MAJESTY THE QUEEN</u> this caveator IN ALL THAT parcel of land containing 1.04 hectares be the same a little more or less (subject to survey) being Part Run 568 Cairnhill Survey District and part Section 8 Block VI Cairnhill Survey District and being part of the balance of the land comprised and described in Crown Pastoral Lease No. P.130 recorded as Register Volume 386 Folio 7 (Otago Registry) as the same is more particularly shown c with a ... bold black line: on the plan attached hereto

(4) Here describe the land.

> forbid the registration of any memorandum of transfer or other instrument affecting the said land until this caveat is withdrawn by me or by order of the Supreme Court, or until the same has lapsed under the provisions in that behalf contained in section 145 of the Land Transfer Act 1952 or any amendment thereof.

(5) Here provide an address within the registration district in which the land is situate. AND I appoint(5) The Commissioner of Crown Lands . C/- Department of Lands and Survey John Wickliffe House Princes Street DUNEDIN

as the place at which notices relating hereto may be served.

15+ Dated this

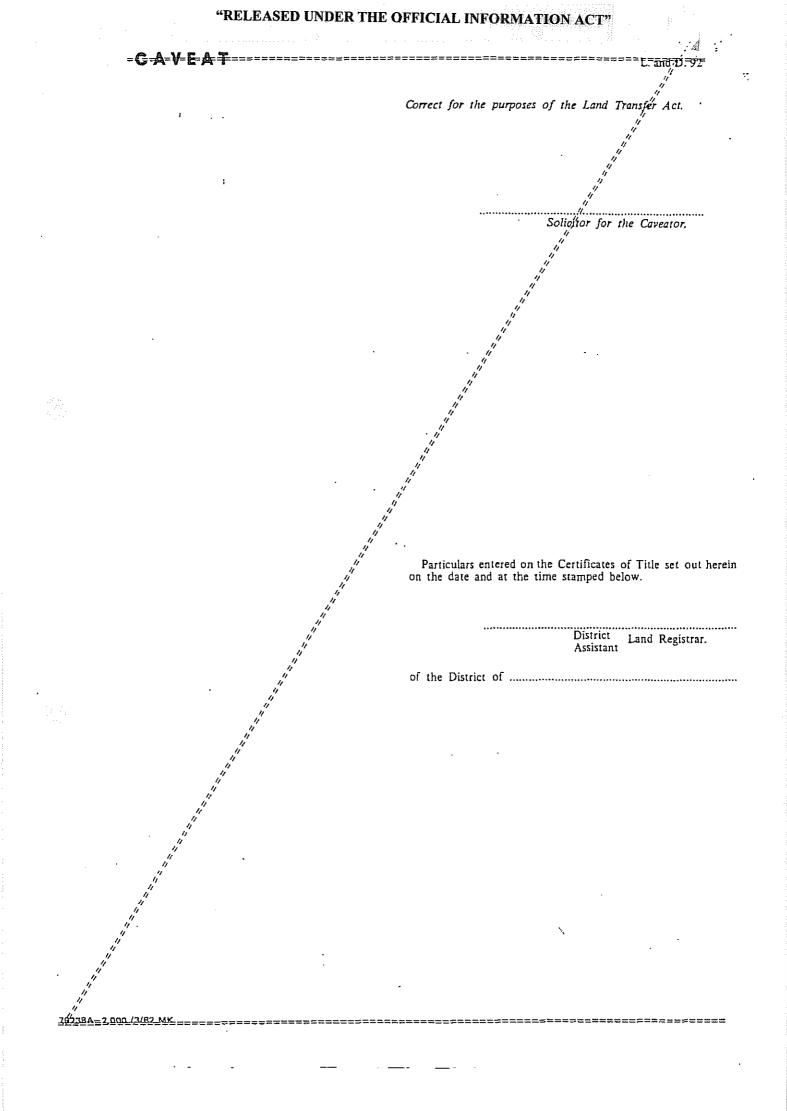
Assistant Commissioner Signed by the above-manes of Crown Lands for the land district of Otago pursuant to section 22 (3) of the New Zealand Walkways Act 1975 for and on behalf of Her Majesty the Queen as caveator. in the presence of -]

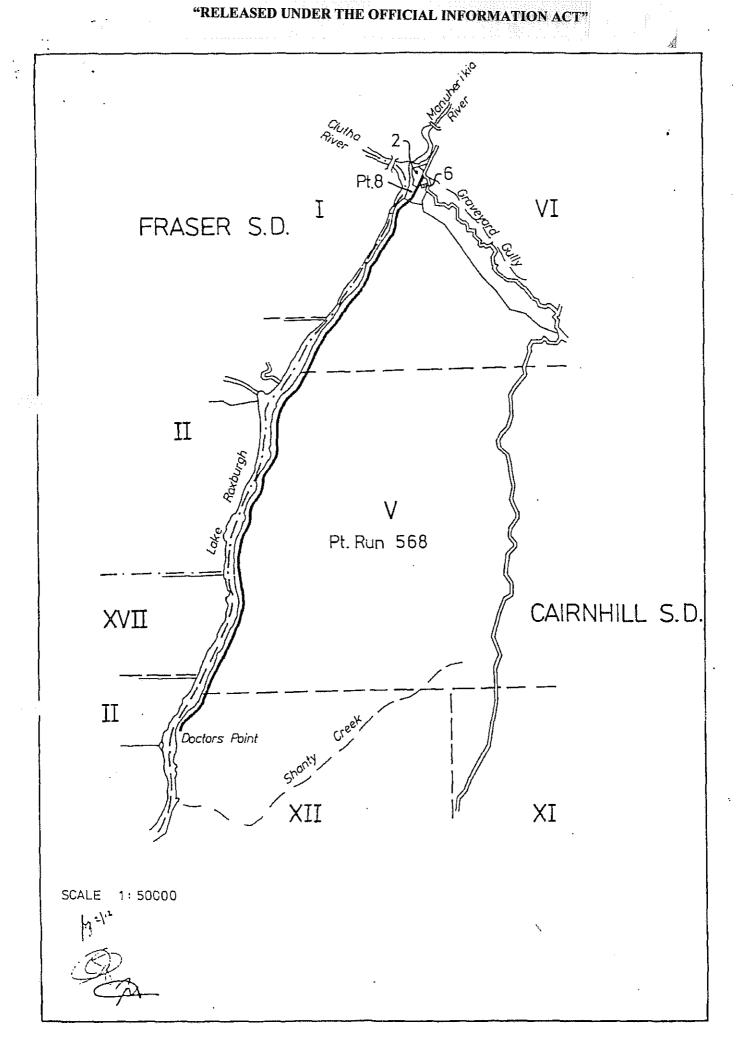
(6) Witness to sign here and add his occupation and address.

(6) ang ment Deptoplands & Surrey Lacdia

day of November 198L

N. glas





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CAVEAT

Correct for the purposes of the Land • Transfer Act

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Solicitor for the Caveator

Particulars entered on the Certificates of Title set out herein on the date and at the time stamped below

District Assistant

of the District of



Commissioner of Crown Lands, DUNEDIN.

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COMPUTER INTEREST REGISTER UNDER LAND TRANSFER ACT 1952

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Part-Cancelled

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IdentifierOT386/7Land Registration DistrictOtagoDate Registered04 May 1956 01:50 pm

Prior References OT337/27 Type Lease under s83 Land Act 1948 Area 5129.4386 hectares more or less Term 33 years commencing on the first day of July 1952 and renewed for a further period of 33 years commencing on 1.7.1985 Legal Description Section 8 Block VI Cairnhill Survey District, Run 568 and Run 569A Section 8 Block VI Cairnhill Survey District, Run 568 and Run 569A

Proprietors

Doctors Point & Obelisk Stations Limited

Interests

309273 Proclamation declaring the leasehold interest in the parts coloured Red on the plan hereon 76 acres 1 rood 2 perches (=30.8623 ha.) to be taken for the Development of Water Power (Roxburgh Power Project) from and after 12 December 1966 - 20.12.1966 at 10.12 am

624745 Gazette Notice declares parts Run 568 (30.6549 ha) and part Section 8 Block VI Cairnhill Survey District (1619m²) shown hatched off in black on diagram hereon to be set apart for generation of electricity - 1.11.1984 at 11.46 am 626106 CAVEAT BY HER MAJESTY THE QUEEN - 23.11.1984 AT 10.23 AM

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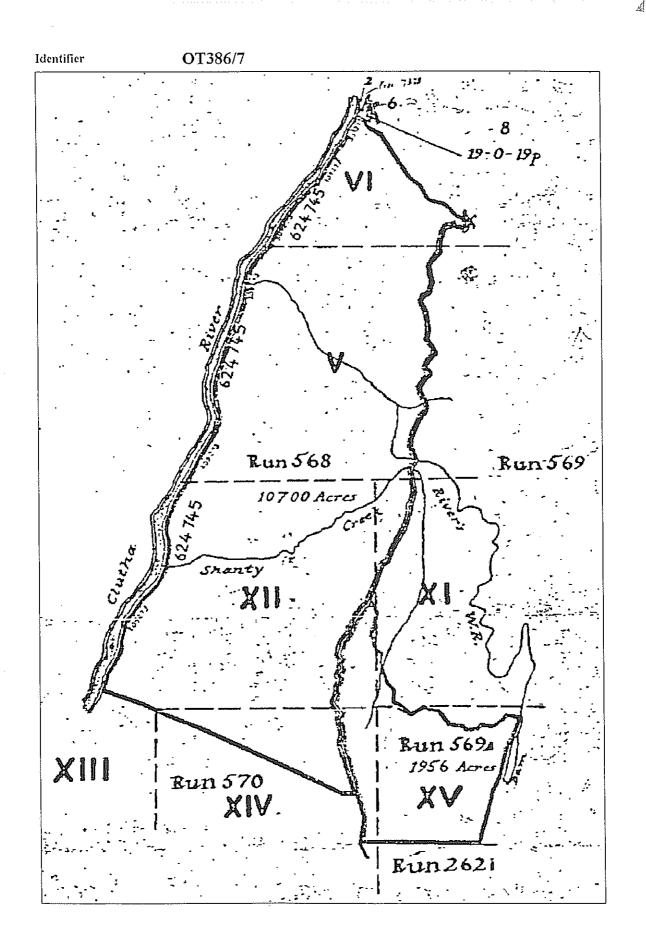
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MEMORANDUM OF VARIATION OF LEASE

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IN THE MATTER of the Land Act 1948

AND

IN THE MATTER of Lease No P372 Volume 386 folio 7 Otago Registry from Her Majesty the Queen to PETER BERNIE SANDERS AND LYNLEE SANDERS (JOINTLY 51/100 SHARE) AND WAYNE THOMAS SANDERS (49/100 SHARE) 4

The covenants conditions and restrictions contained or implied in the above-mentioned lease registered in Volume 386 folio 7 Otago Land Registry, are hereby varied as follows:

1. That should the Lessee with the constant of Her Majesty the Queen transfer, sublet or otherwise dispose of his interest in the land affected by the said lease or any part thereof to a company incorporated under the Companies Act 1955, then the following provisions shall apply.

- (a) The provisions of Section 89 of the Land Act 1948, shall apply to all such transfers and other dispositions of shares in such a company as if such shares were interests in the said land and no share or shares in such company shall be transferred or otherwise disposed of by any shareholder without the consent of the Commissioner of Crown Lands.
- (b) The provisions of the Land Act 1948, with regard to the residence shall continue to be applicable to the said lease notwithstanding the transfer or other disposition to such company provided however that such provisions shall be deemed to be complied with by such company only if and when there resides on the said land a person who manages the land on behalf of such company and who has been approved in writing for that purpose by the Commissioner of Crown Lands.
- (c) A breach by the company or by any shareholder of all or any of the provisions of subclauses (a) and (b) hereof shall be deemed to be in breach of the covenants conditions and restrictions contained in the said lease entitling the lessor to exercise all or any of the powers conferred upon her by the said lease in such circumstances.
- 2. Save as hereby expressly varied all the covenants conditions and restrictions contained or implied in the Memorandum of Lease shall remain in full force.

CERTIFICATE OF NON-REVOCATION OF POWER OF ATTORNEY

I, DOROTHY PEARL SANDERS of Clyde, Widow, hereby certify:

1. THAT by deed dated the 22nd day of July, 1993, WAYNE THOMAS SANDERS appointed me DOROTHY PEAL SANDERS Attorney on the terms and subject to the conditions set out in the said deed a copy of which is lodged in the Otago Land Registry Office at Dunedin under No.

2. THAT at the date hereof I have not received any notice or information of the revocation of that appointment by the death of the said <u>WAYNE THOMAS SANDERS</u> or otherwise.

215 DATED this 15th day of July 1997

SIGNED by the said)DOROTHY PEARL SANDERS)in the presence of:-)

N.P. Sancluss.

KIM WHIPP LAW CLERK TO BODKINS SOLICITORS - ALEXANDRA

IN WITNESS WHEREOF the parties have hereunto subscribed their names this 21^{17} day of 34^{19} 1997.

Autanana

SIGNED by the Commissioner of Crown) Lands for and on behalf of HER) MAJESTY THE QUEEN in the presence) of:)

Witness:	Lesour	

Occupation: LYNETTE PORTER TEAM MEMBER NATIONAL OFFICE LAND INFORMATION N.Z. WELLINGTON

Address: <u>Clanne</u>

A

S. D. BROWN COMMISSIONER OF CROWN LANDS LAND INFORMATION N.Z. WELLINGTON

Signed by Peter Bernie Sanders
as Lessee:
Witness: <u>la lla</u>
CACLARKE
Occupation: John Source Tor

P.B.Sandes

Signed by Lynlee Sanders Lylee Sandere as Lessee:

Witness: GA CLARKE بمقر Source race Occupation: _

Address: alun Anexanora

 Signed by Wayne Thomas Sanders by his Attorney DOROTHY PEARL SANDERS as Lessee:
 10. P. Sancluss.

 Witness:
 Witness:

 Occupation:
 KIM WHIPP

 Address:
 SOLICITORS - ALEXANDRA

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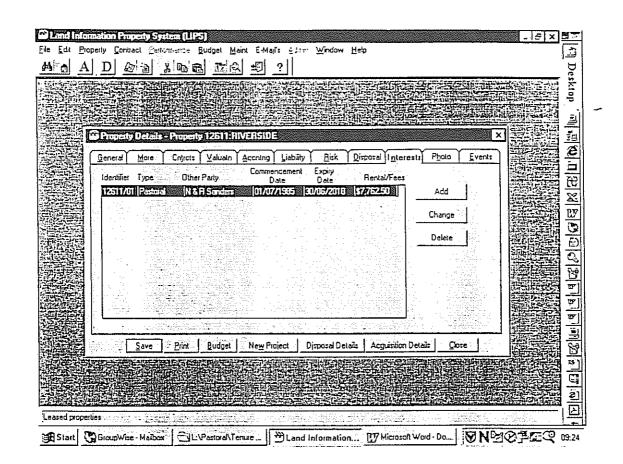
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	Identifier	Rental \$7,762,50	
	Other Parly N & A Sanders	Address Airport Rd	
	Type / Purpose Pastoral Lease	RD 1, Alexandra	
	Tem 33YEARS	Phone	
<i>9</i>	Commencement Date 01/07/1985	Fax	
	Expiry Date 30/06/2018 Yes - Is	the Interest current	
	Contingent Events		
	Conditions	- Add a new Event # 9. Fee New Event Review, Interest Renewal	
	Notes KF File Rel:Po 372 Lease begun case 39/5 effective 7.8.97	1/7/85; review, case 96/71; transfer	
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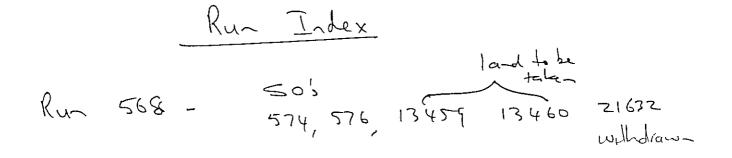
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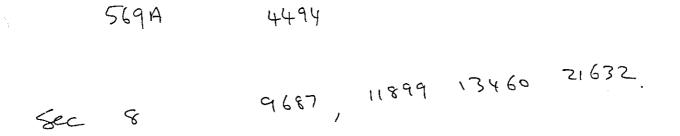


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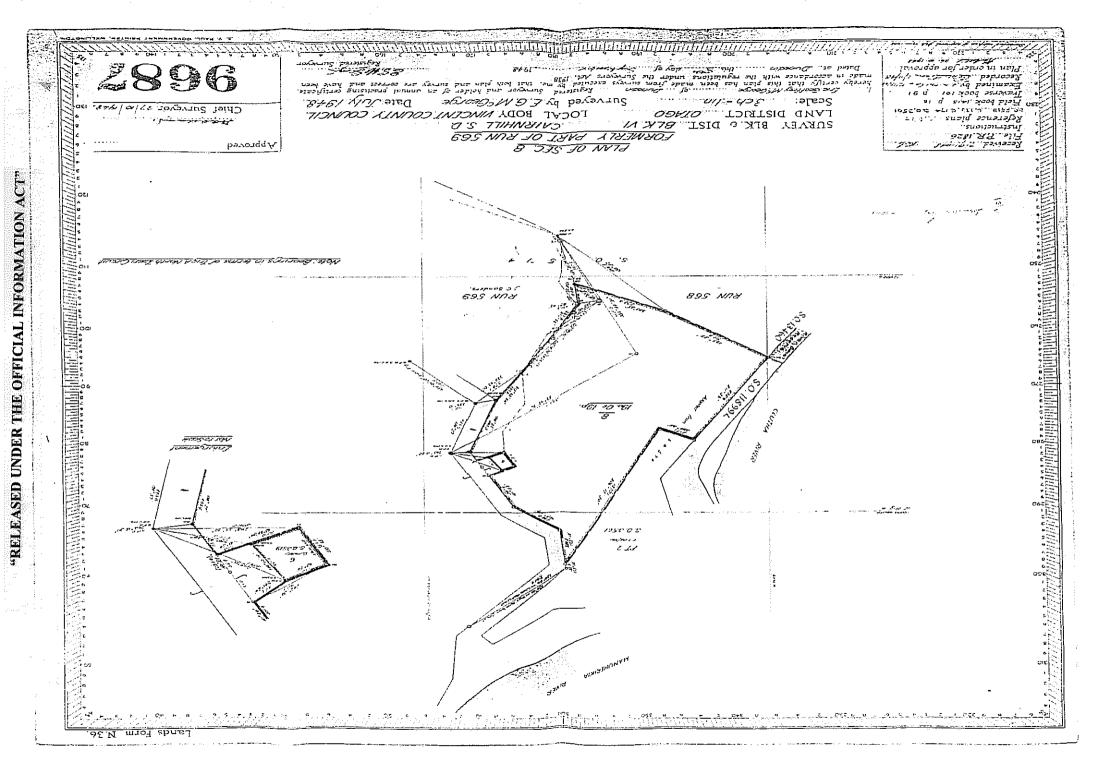
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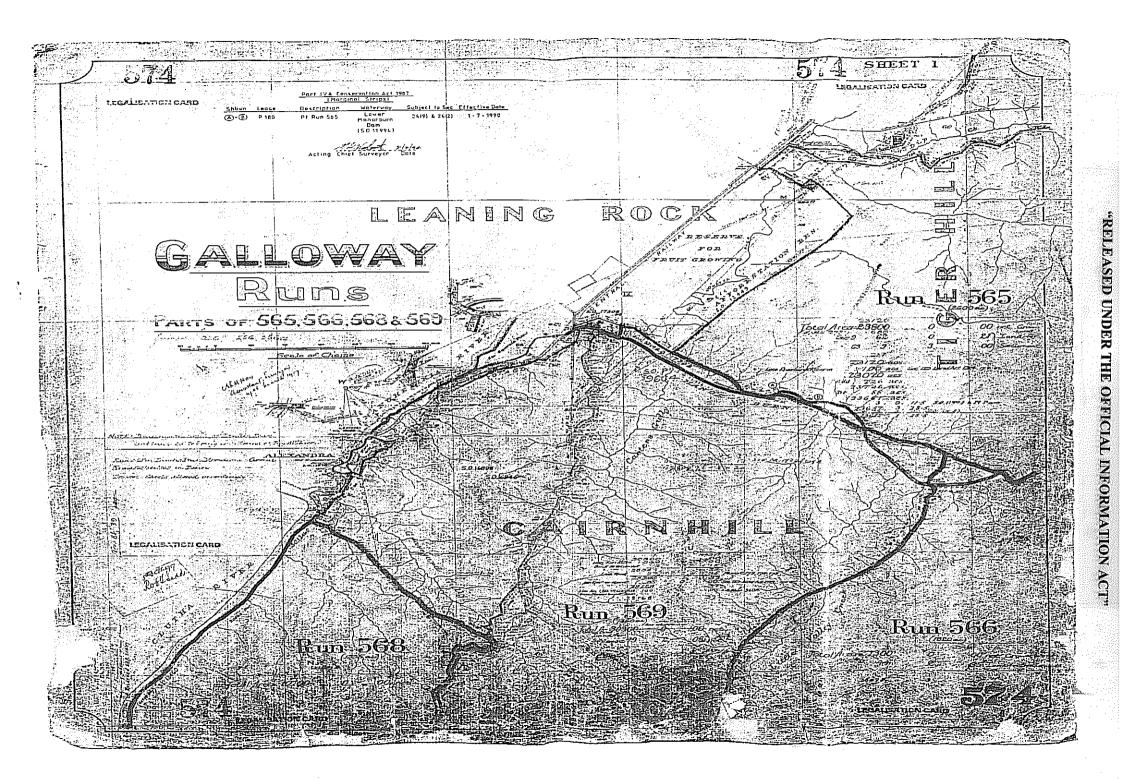


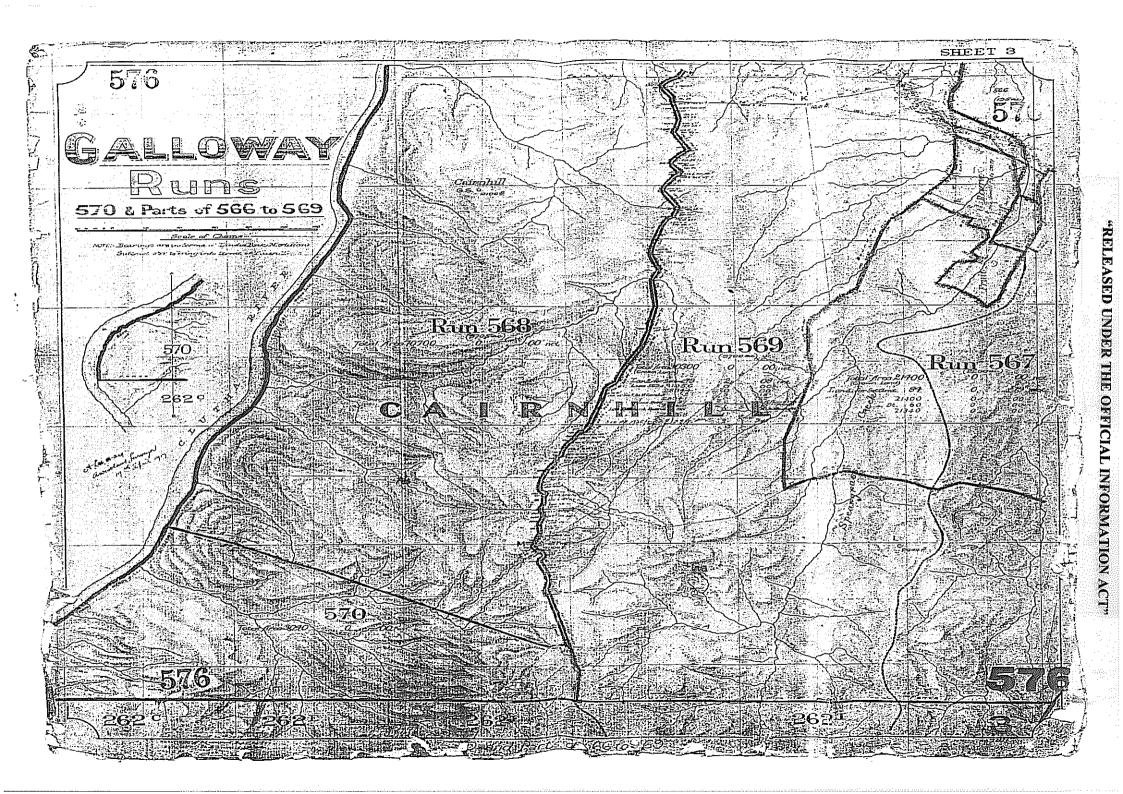


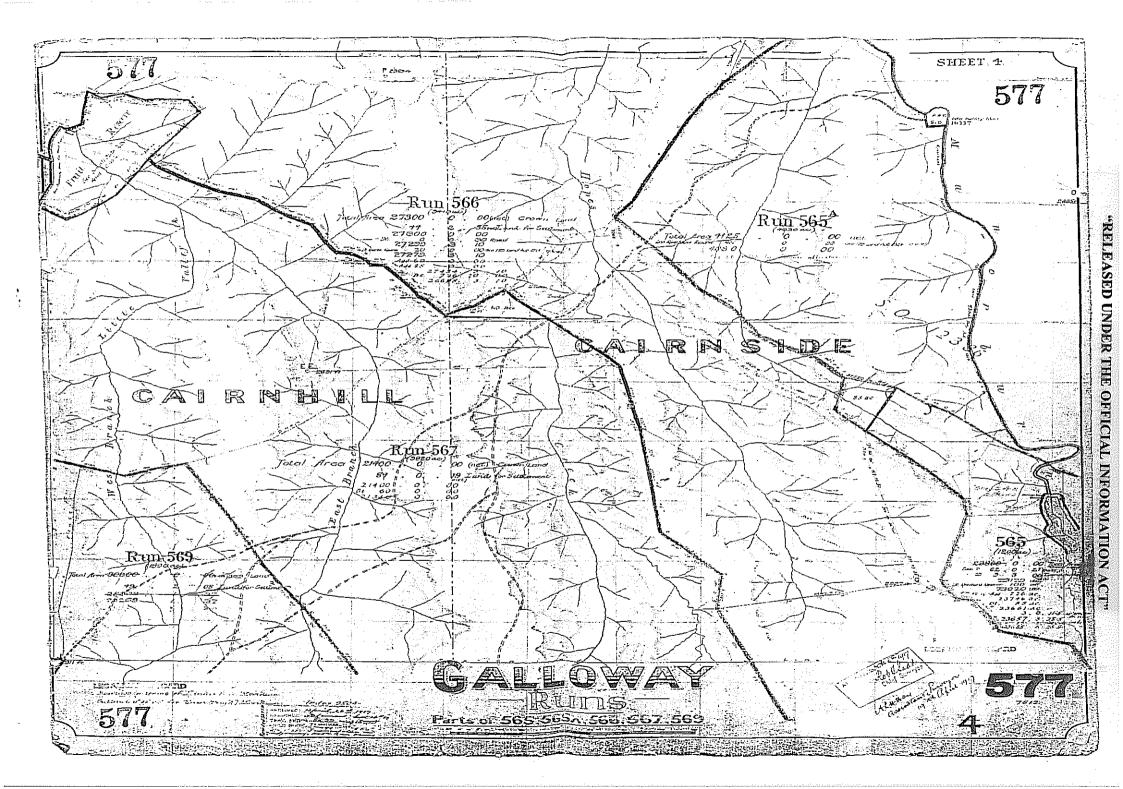
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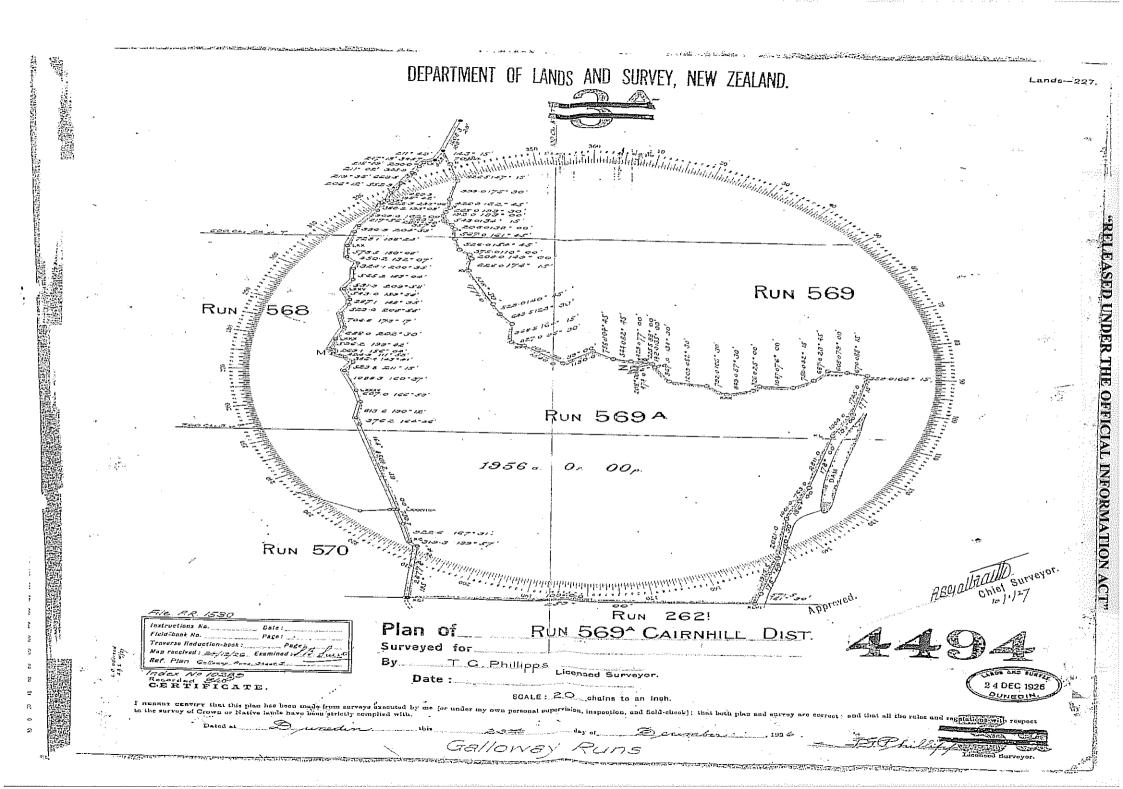
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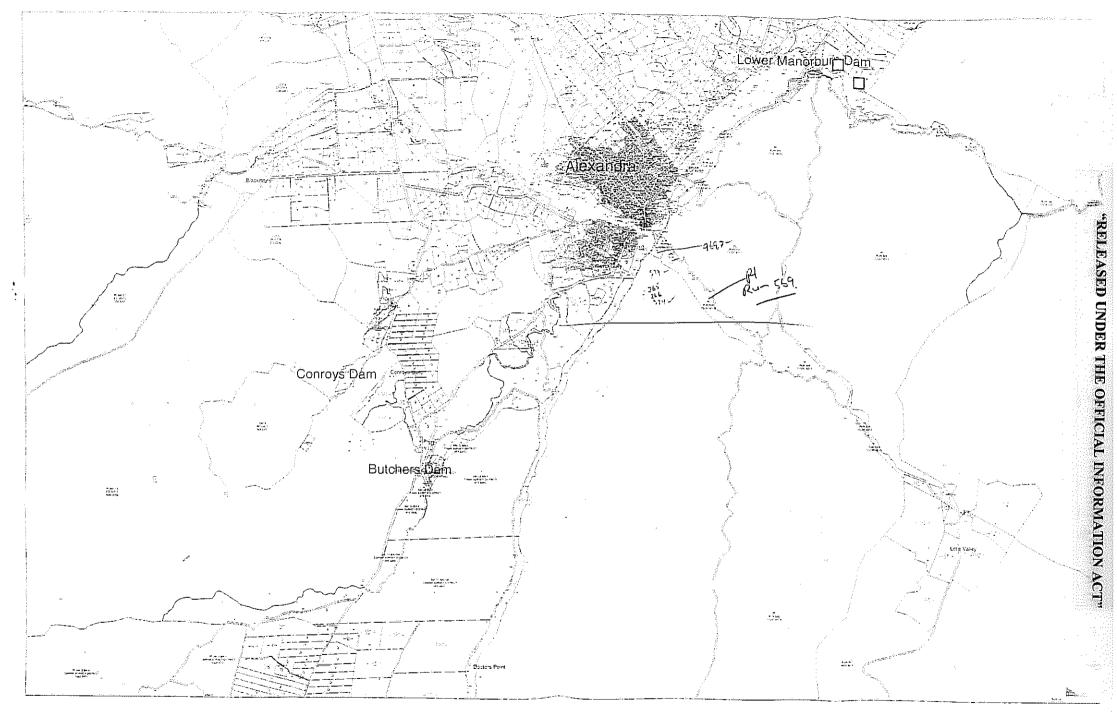






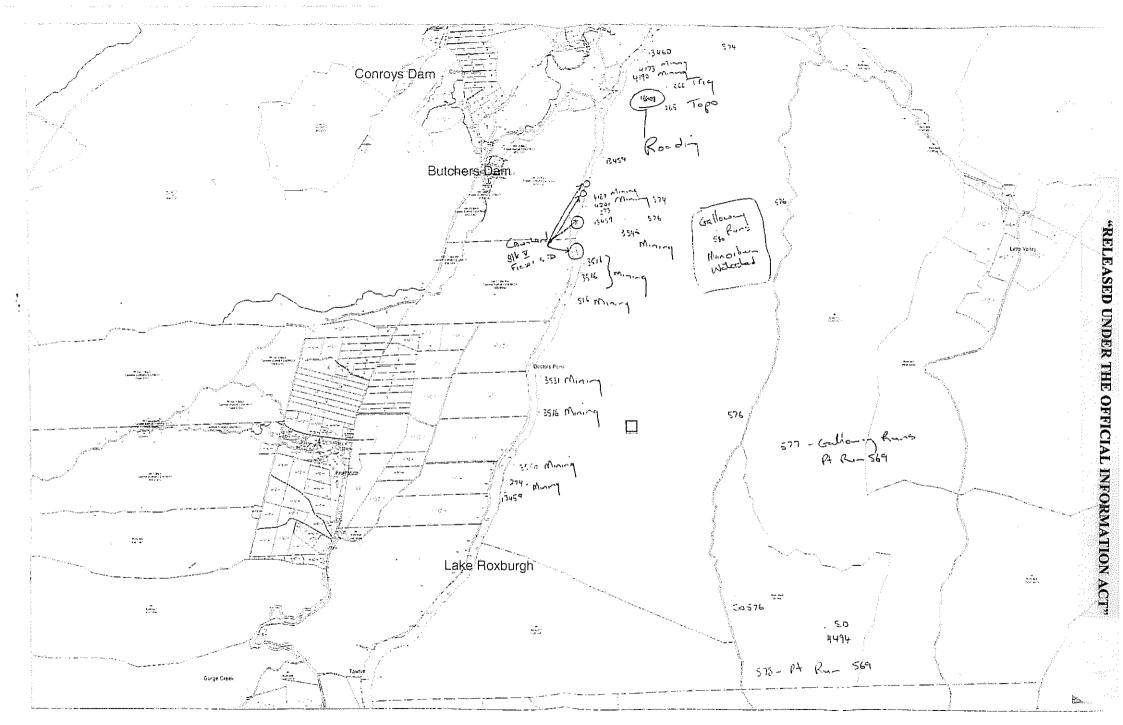






Scale 1.50000 0 500 1000 1500 2000 2503 3500 3500 4000 4500 5000 5500 6000m

PT RUH 558 TERRALINK INTERNATIONAL 2001 - CRS Survey and Tille Data as al 68 May 2002Valuation data as at 66 May 2002Geodetic data as at 11.10.97 Cadastral Information from LINZ Core Report ⁶2516m (CRS) CROWIT COPYRIGHT RESERVED



500 1000 1500 2000 2500 3000 3500 4600 4500 5000 5500 6000m

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PT RUN 568 TERRALITIK INTERNATIONAL 2001 - CRS Survey and Title Data as al-06 May 2002Valuation data as at 06 May 2002Geodetic data as at 11:10:97 Cadistical Information from LITIZ Core Reco^{rd System} (CRS). CROWN COPYRIGHT RESERVED