

Crown Pastoral Land Tenure Review

Lease name: THE BURGAN

Lease number: PO 079

Due Diligence Report (including Status Report) - Part 2

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

Knight Kr Frank

KNIGHT FRANK HOUSE, 41-43 TARBERT STREET, P O BOX 27, ALEXANDRA NZ Phone: (03) 448-6935 Fax (03) 448-9099

FACSIMILE TRANSMISSION SHEET

FAX NO:

03 474 8995

NO OF PAGES (Including cover sheet) 1

ATTENTION:

Gary Patrick

COMPANY:

OPUS, Dunedin

FROM:

Lesley, Knight Frank (NZ) Limited

DATE:

24/9/99

SUBJECT:

FILES FOR STATUS CHECKS

PLEASE ADVISE IMMEDIATELY IF ANY PART OF THIS TRANSMISSION WAS NOT RECEIVED

Hi Gary

Further to your telephone call. After discussion with Ken Taylor, I can confirm that none of the below listed pastoral leases have recreation permits over them.

They are as follows:-

Contract 50175		Contract 50	0177
Po 181 Ps 055 Po 193 Po 053 Po 188 Po 365 Po 192 Po 237	Braeside Argyle Merivale Geordie Hills Long Acre Nine Mile Shirlmar Timburn	Po 343 Po 079 Po 280 Po 276 Po 290 Po 009	Otamatapaio The Burgan Kelvin Grove Stonehurst Silverbirch Hukarere

Can also confirm that Po 192 Shirlmar and Po 237 Timburn files, will be couriered to you today. You should receive them on Monday.

Regards

Lesley

Alexandra

THIS FACSIMILE CONTAINS INFORMATION THAT IS CONFIDENTIAL AND WHICH MAY BE SUBJECT TO LEGAL PRIVILEGE. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU MUST NOT PERUSE, USE, DISSEMINATE, DISTRIBUTE OR COPY THIS MESSAGE. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR PLEASE NOTIFY US IMMEDIATELY BY FACSIMILE OR TELEPHONE (CALL US PERSON TO PERSON COLLECT) AND RETURN THE ORIGINAL MESSAGE BY MAIL. THANK YOU.

" LEASED UNDER THE OFFICIAL INFORMATION ACT" nistry of Works nd Development

District Office

Govt. Life Insurance Bldg., Rattray St.



ag 강 환명하다 Private Bag, DUNEDIN

Telephone 771 480. Telex NZ 5728

Our ref 15/7/0/6

Your ref

Date

The District Land Registrar DUNEDIN

buiries to

I enclose, for deposit in your office, copy of a gazette notice together with a duplicate copy of the plan referred to therein.

Will you kindly register the document against all lands affected thereby, inform me when this has been done, and advise the number allotted to the document.

If you find the document doubtful or incorrect in any respect will you please refrain from registering it and inform me at once.

M M Duffy for District Commissioner of Works

Encl : Copy of NZ Gazette 15 November 1984 p 4879 Copy of plan SO 20953

The Purpose of Compensation Certificate No fulfilled.

has been

Please discharge.

Extract from N.Z. Gazette, 15 November 1984, No. 210, page 4879

Crown Land Set Apart for Irrigation Purposes, Block VIII, Loganburn Survey District, Silverpeaks 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 irrigation purposes.

SCHEDULE

OTAGO LAND DISTRICT

ALL that piece of land containing 597.80 hectares, being Section I, Block VIII, Loganburn Survey District; as shown marked 'A' on S.O. Plan 20953, lodged in the office of the Chief Surveyor at Dunedin.

Dated at Wellington this 8th day of November 1984.

L. OZICH, for Minister of Works and Development.

(P.W. 64/7/1/20/0; Dn. D.O. 15/7/0/6)

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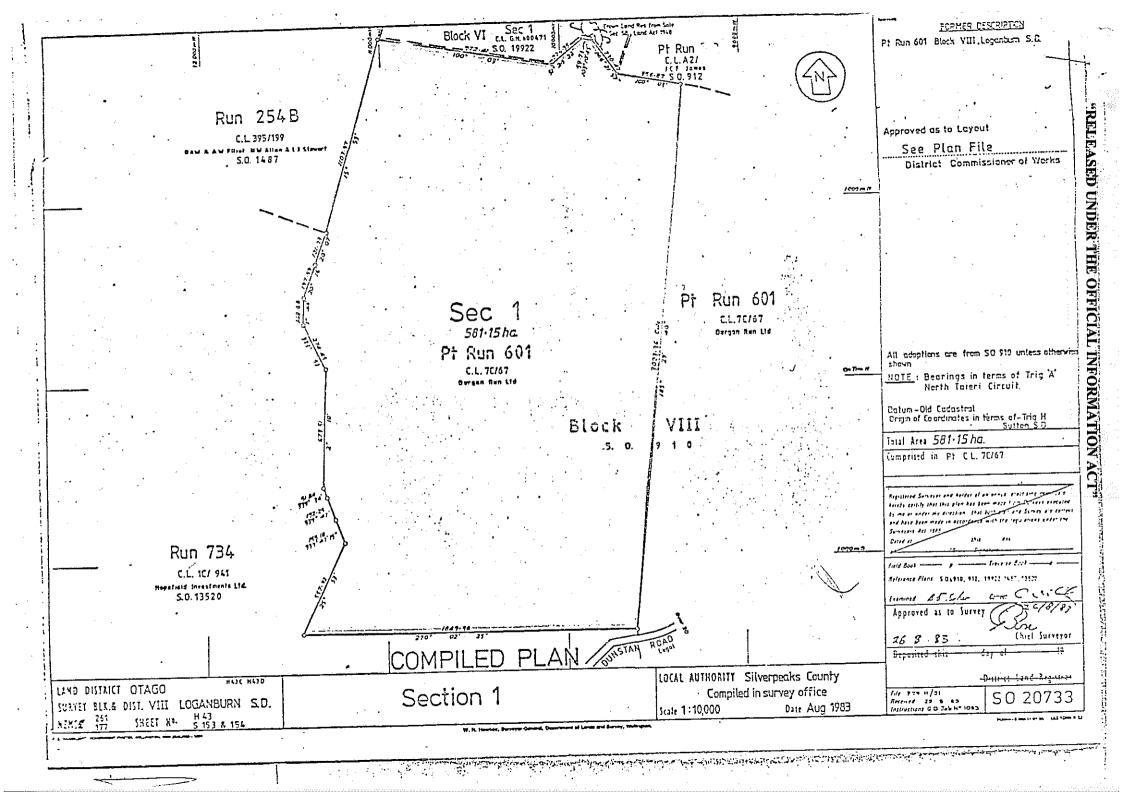
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Ministry of Works and Development,



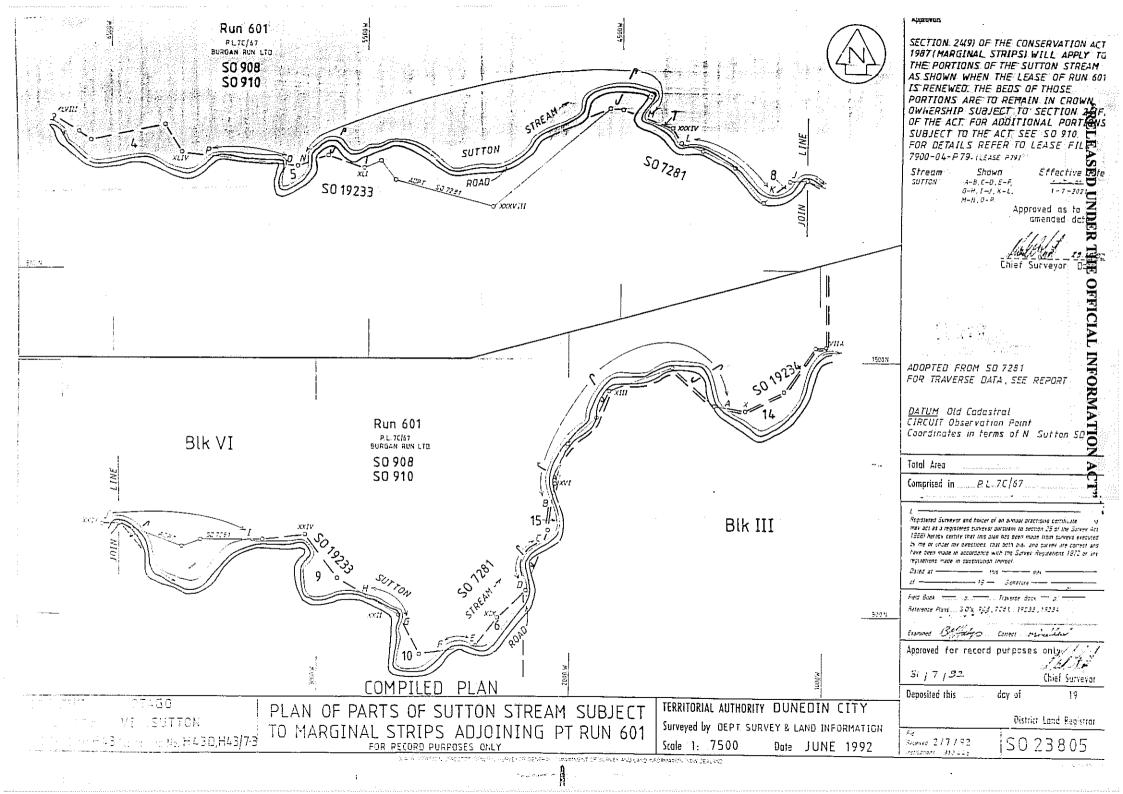


P.W. 365 (Rev. 12/81)

Compensation Certificate

79381H-2,000 /3/82 MK

To the District Land Registrar	OTAGO	····		Land Registry
Pursuant to section 19 of the Public Wo your Registry and a memorial of it register (a) Description of the land affected by	rks Act 1981, this Comed against the title to all	pensation Certifi	cate is forwarded to	٠,
581.1500 hectares be Sutton Districts mor SO 20733. Part cert	e particularly	describe	d as sectio	anburn and n 1 on
(b) Brief particulars of the Agreement	::			Date: 20/9/83
The Crown will acquired purposes and the own watering purposes. I over Run 601 for the	ers will be gr The Crown will	anted an be grant	easement fo ed an acces	r stock s easement
Consideration				
\$40 000 advance. To the Public Works Act		pursuant	to Part V	and VI of
(c) Names and addresses of parties to BURGAN RUN LIMITED a		· .	nany having	its registered
office at Dunedin.	, 1		,	1081200104
(d) (i) Place where Copy of Agreemen	t may be inspected: O	fice of District	Commissioner of W	orks, Ministry of Works
and Development,	Rattray	Street,	Dunedi	n
(ii) Hours during which a copy of on any day when Governmer			a.m. to 4 p.m.	
(iii) Reference by which Agreement		15/7/0	0/6	
This Compensation Certificate is signed	by me on behalf of the	Minister of Work:	s and Development	pursuant to an authority
given to me by him dated the 12th	day of	October		1982.
Dated at Dunedin	, this 33	day of	Septimber	19 8 3
		16	5-	
in the presence of— Witness: H4 Cich	Pers	on Authorised by t	he Minister of Works a	and Development.
Address: Right	Dr. Barrelle			
Address: 16 1 12:12:5 Occupation: 16 5 6	6.L			



Otago Regional Council

3129, MC030

CERTIFICATE UNDER S. 417 OF THE RESOURCE MANAGEMENT ACT 1991

oOo

Pursuant to Section 417(2) of the Resource Management Act 1991, the Otago Regional Council hereby certifies that:

Harry Wilkie and Elizabeth Barbara Wilkie C/o Anderson Lloyd Private Bag 1959, Dunedin

being registered as holders of Licence for a Water Race No. 121 Middlemarch Registry of the Warden's Court, are entitled to cut, construct, and maintain a race, to use as a race a natural channel (but only where that channel has been so used under the licences), to occupy (but only for the purposes of the construction, maintenance, and improvement of the race) the land forming the course of the race plus a three-metre strip on each side, to deposit within those strips any material removed from the race in the course of maintaining and improving it, and to convey water in the race, across the lands described in the Schedule, as indicated on the attached diagram.

M E Weaver

Manager Resource Administration

This Certificate is issued by the Chairperson of the Otago Regional Council, acting under powers delegated to her by the Council and not revoked at the date of issue

Common Seal

O PEGIONAL COUNCE

II p:\sl1\wilkie417.doc

R W Scott

Director Corporate Services

M L Rosson Chairperson

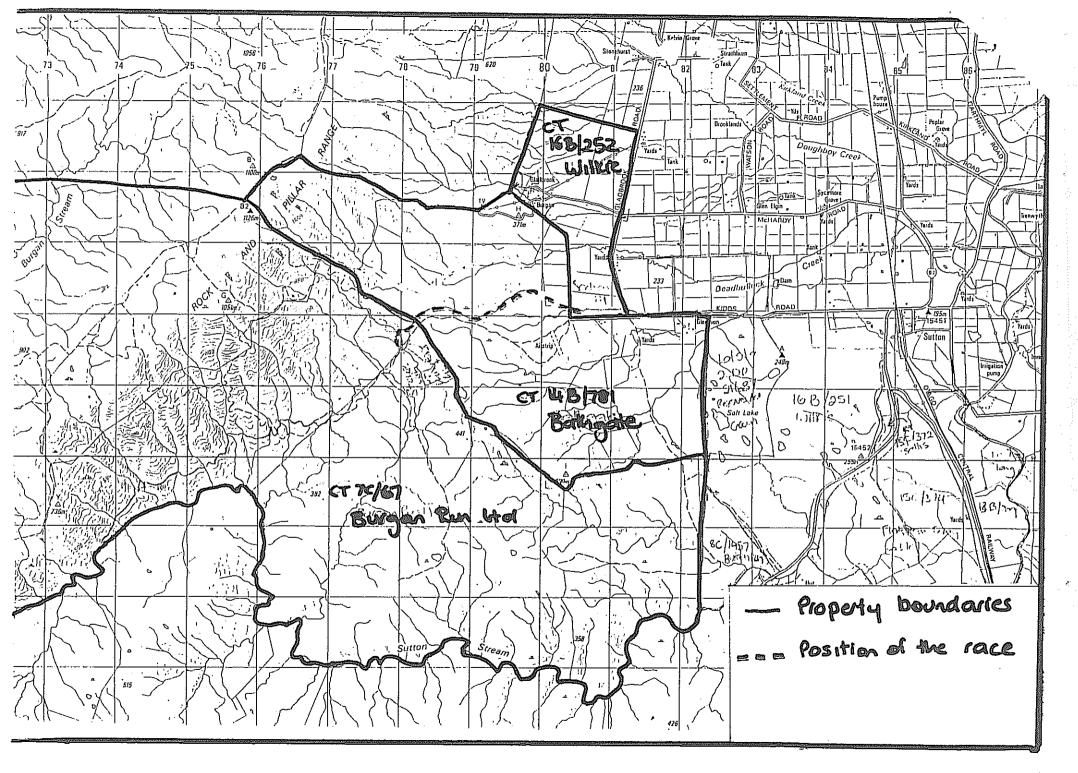
2/12/97



3129, MC030

SCHEDULE

Land Affected	Title Reference	
Secs 2, 9, 10, 13, 14 Blk V and Sec 1 Blk XIII Sutton Survey District	16B/252	Harry Wilkie and Elizabeth Wilkie
Secs 16, 17 and 18 Blk V Sutton Survey District	14B/781	Ian James Bathgate and Ross William Bathgate
Run 601 Loganburn and Sutton Survey Districts	7C/67	Burgan Run Ltd



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LAND REGISTRY OTAGO

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والمرائب ومقادات المتعار إداريكتريان الإمار ويسمود اليسا

(Approved by the Registrar General of Land as No. 729079)

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TRANSFER

MEMORANDUM OF

ROBERT ALEXANDER WOOD, BERNARD JOSEPH O'DONNELL and JAMES KEMPSTER all of Dunedin, Solicitors are Firstly

, being: registered as proprietor

of an estate in leasehold

subject however to such encumbrances

liens and interests as are notified by memoranda underwritten or endorsed hereon in all

that piece of land situated in the LOGANBURN AND SUTTON SURVEY DISTRICTS

containing by admeasurement 6070.2846 ha

be the same a little more or less being Run 601 being all the land in Pastoral Lease described in Certificate of Title 7C/67

AND SECONDLY of an estate in fee simple in all that piece of land situated in the Sutton Survey District containing by admeasurement 97.9399 ha be the same a little more or less being Lot 1 Deposited Plan 175-77 and being all the land comprised and described in Certificate of Title Register Book Volume & Folio 1457 and being part of Section 7 Block III Sutton Survey District Part Cortificate of Title 3c/1317 subject to the reservations and conditions imposed by Section 59 of the Land Act 1948 and 549 t52 Amalgamation Application under Section 279 Local Government Act 1974

AND THIRDLY of an estate in fee simple in all that piece of land situated in the Sutton Survey District containing by admeasurement 1013-1052 ha be the same alittle more or less being Sections 2, 9, 10, 13, 14 Block V & Sections 1, 11, 12, 13 & 14 and parts of Section 15 Block XIII and Parts-of-Section-3-Block-III being all the land in Certificate of Title Register Book Volume 186 Folio 102 xxx 1015 85 SUBJECT TO Mortgage No. 512905/1 and Mortgage No. 512905/2 (and 549152 Amalgamation

Application under Section 279 Local Government Act 1974) and the Part Section 7 Block III Sutton District being subject to the reservations and conditions imposed by Section 59 of the Land Act 1948 & 8C/1456 ALSO SUBJECT to s308(4) Local Government Act

AND+ 203.0185 ha being Lots 2 and 3 Deposited Plan 17577 being the whole of the Land in Certificate of Title Register Book 8C/1456

In Unusideration of the sum of

by BURGAN RUN LIMITED a duly incorporated Company having its registered office at Dunedin.

the receipt of which sum is hereby acknowledged

do hereby transfer to the said BURGAN RUN LIMITED

7: 16: 1 80 hys?

(Dearle)

Firstly and Secondly/Herein but Reserving unto the transferors their administrators executors and assigns as shall be the registered proprietors for the time being of the land Thirdly herein described the right to construct, relocate, repair, deepen, widen and maintain a water race and transmit, water along the same without interuption together with reasonable access to effect the same and without being subject to drawing off of any of the said water along a line/commencing at the point marked "B" on Perosited Plant 17938

marked ugu and ending in a point marked by on Fraction and the reasonably necessary to effect the carriage of water from the Sutton Stream to the land thirdly herein described without undue interference with the rights of the registered proprietors of the land Firstly and Secondly described and the Otago Catchment Board or its replacement body shall be the umpire or shall appoint an umpire whose decision on any disputes arising hereunder shall be final to the end and intent that the easement hereby reserved shall be for ever appurtenant to the land Thirdly hereinbefore described for all purposes connected with the use and enjoyment thereof.

186/12

In Milness toherent We

have hereunto subscribed our

name S this

THEST

day of MAY.

one thousand nine hundred and eightyone

Signed by the above-named ROBERT ALEXANDER WOOD, BERNARD JOSEPH O'DONNELL & JAMES KEMPSTER GUTHRIE

as Transferor s in the presence of

Witness Michaelfulkert

Occupation . 200

Address Linecia

1

File No. P 79



MEMORANDUM OF DEALING WITH LEASE OR LICENCE

Lease or Licence No. P 79	Registered in	Vol70	, folio	67	******
Name of present lessee/licensee:	Norman Willia	am Allan as '	Prustee in t	he estate o	f
J A Roberts	454		为其正常的	ink mark 2	-
Description of land: Run 601 si					*******
Description of land: Run 601 81	tuated in Bloc	cks VIII and	IX Loganous	n Survey	
District and Blocks V ₉	VI, VIII, IX	and XI Sutto	n Survey Die	trict	******
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1441	0.000	L. Hamber	Commissioner of	Crown Lands.	

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ORDER OF LAND VALUATION TRIBUNAL

In the Land Valuation Tribunal

Dunedin Registry

No. LVP 285/80

INTHEMATTER of an application under the Land Settlement Promotion and Land Acquisition Act 1952 for consent to a sale of land

Between Estate James Alexander ROBERTSVendor/Lessex

and John Wilson BLAKELY as Agent

Purchaser/Łoszczx

BEFORE THE

OTAGO

LAND VALUATION TRIBUNAL

On the application of

Norman William ALLAN

for

the consent of the Land Valuation Tribunal to the sale

In respect of the land described in the schedule hereto

Androwhening

IT IS ORDERED that the consent of the Land Valuation Tribunal be granted to the transaction pursuant to Part II of the Land Settlement Promotion and Land Acquisition Act 1952:

ххримановыму приму конци

An estate in fee simple containing 98 hectares being part Section 7 Block III Sutton District and being a triangular block marked as 242 and OR OP the plan attached to Licence 369/58 Silverpeaks County Council being sold in conjunction with Leasehold under Pasturage Lease No. P79 bontgining 6070.2846 hectares being Run 601 Loganburn and Sutton Survey Districts

Dated at

DUNEDIN

this

day of March

RIC 7

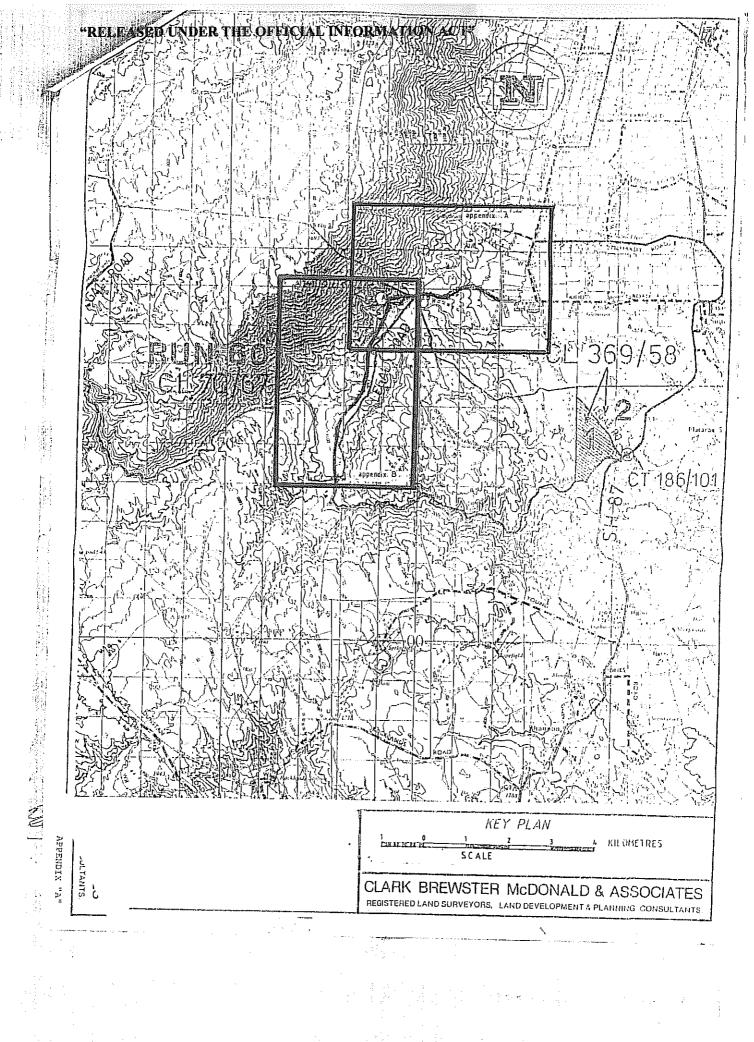
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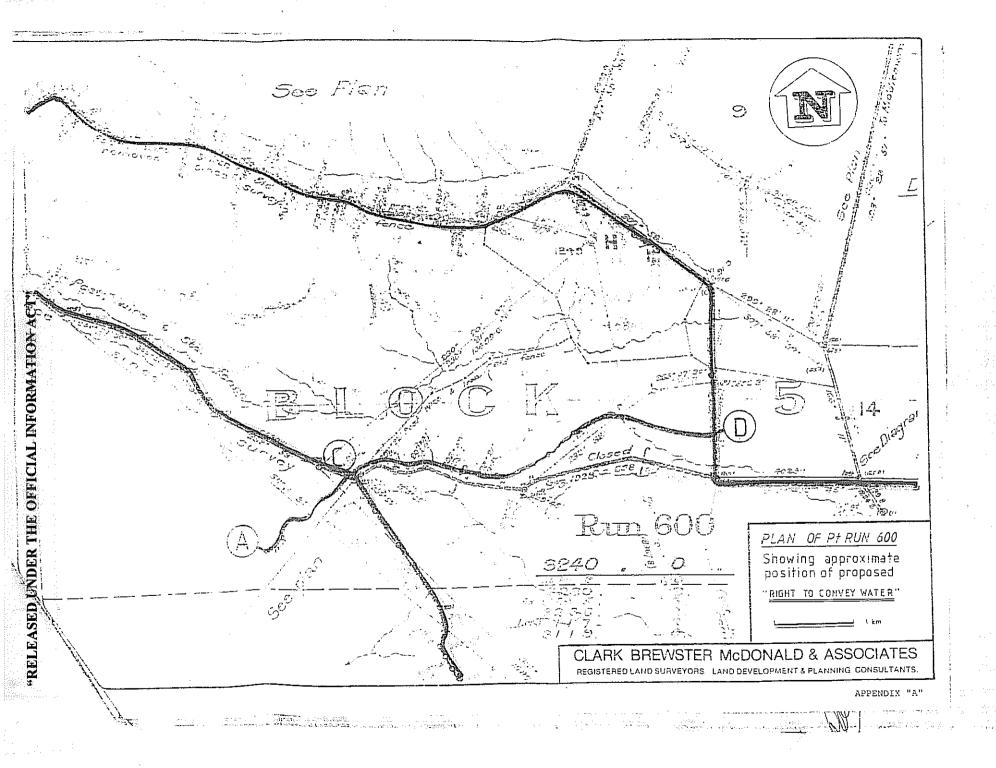
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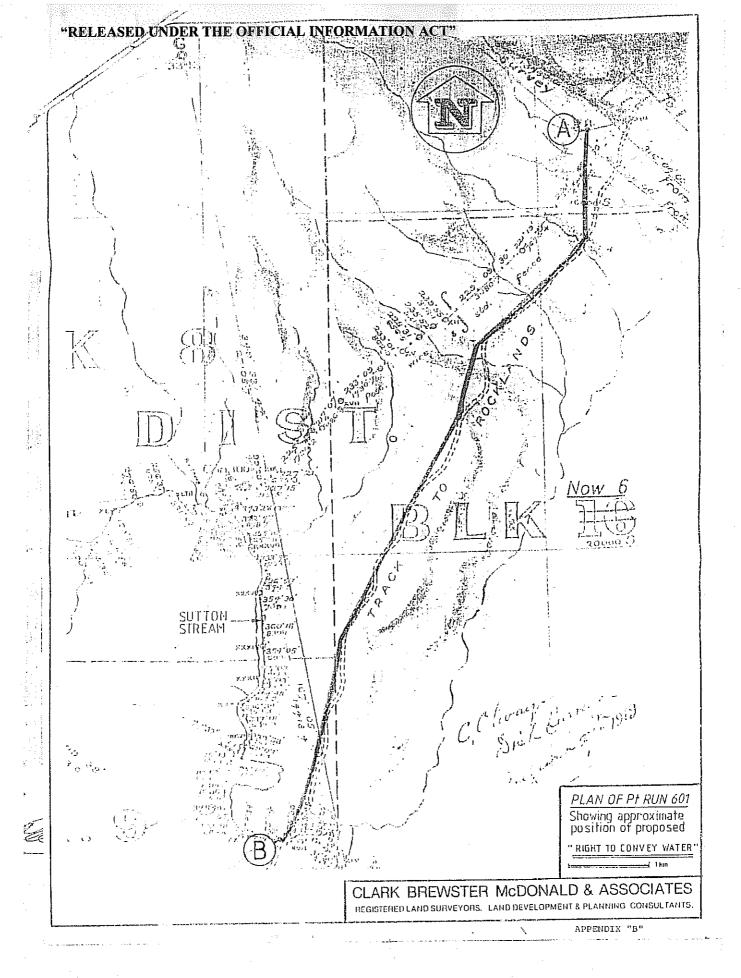
(Deputy) Registrar.
A. F. E. WOO! FOR!

Solicitors for the applicant:

Meesrs Tonkinson Wood & Adams Bros, P. D. Box 803. DUNEDIN







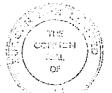
ANNEXED OR INTENDED TO BE ANNEXED TO MEMORANDUM OF TRANSFER
FROM ROBERT ALEXANDER WOOD, BERNARD JOSEPH O'DONNELL AND
JAMES KEMPSTER GUTHRIE TO BURGAN RUN LIMITED

THE COMMON SEAL OF BURGAN

RUN LIMITED was hereunto

affixed as Transferee in

the presence of:-



Governing Director

TRANSFER

Leasehold land

situated in the LOGANBURH & SUTTON SURVEY DISTRICTS

ROBERT ALEXANDER WOOD, BERNARD JOSEPH O'DONNELL & JAMESYKEMPSTER GUTHRIE

BURGAN RUN LIMITED

Purchaser

Particulars entered in the Register Book,

Fol.

Assistant/District Land Registrar of the District

SIM, McELREA, O'DONNELL & BORIGK, THOMAS,

SOLICITORS,

DUNEDIN.

EASED UNDER THE OFFICIAL INFORMATION ACT."

Correct for the purposes of "The Land Transfer Act "

Solicitor for the Purchaser.

ANNEXED OR INTENDED TO BE ANNEXED TO MEMORANDUM OF TRANSFER
FROM ROBERT ALEXANDER WOOD, BERNARD JOSEPH O'DONNELL AND
JAMES KEMPSTER GUTHRIE TO BURGAN RUN LIMITED

THE COMMON SEAL OF BURGAN

RUN LIMITED was hereunto

affixed as Transferee in

the presence of:-

THE CONTION OF OF

Governing Director



No.	Correct for the	ourposes of "The Land Tra	
TRANSFER OF Leasehold land		I ho	
		Solicitor for	the Purchaser.
situated in the LOGANBURIL & SUTTON SURVEY DISTRICT	<u>a</u> 	ar en	
ROBERT ALEXANDER WOOD, BERNARD JOSEPH O'DOINELL & JAMES KEMPSTER GUTHRIE Vendor			
BURGAN RUN LIMITED Purchaser			
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Assistant/District District			
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