

Crown Pastoral Land Tenure Review

Lease name : THE JOLLIES

Lease number: PS 051

Due Diligence Report (including Status Report) - Part 4

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

"RELEASED UNDER THE OFFICIAL INFORMATION ACT" PASTORAL - DATA - HISTORY SHEETS

° P51 HO: Files DO:

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PART ONE

(J. THOMPSON, MANAGER) "THE JOLLIES"

NAME:

LESSEE:

EST ROBERT GEORGE SELBIE (MESSRS A.P. LANG & C.V. SHIRLEY) as executors

EYRE CREEK, NO. 3 R.D. LUMSDEN

DESCRIPTION

AND AREA:

ADDRESS:

Part runs 394A and Part Run 575 situated in Blocks IV and VII and Lot 2, D.P. 6761, being Part Section 42, Block XXXIX, 1919.6908 ha Eyre Creek Survey District

LOCATION:

On State Highway 6, 5 km from Five Rivers

300-1450 m ALTITUDE:

Southland C.C., Otago Mining Districts, Northern Southland P.D.B. LOCAL BODIES:

33 years from 1.7.59

TERM:

ANNUAL RENT:

CROWN IMPROVEMENTS:

Freehold 273 ha

\$80.00

Nil

OTHER LAND HELD:

404.6856 ha O/S & T/D. Balance in native state. sunny country very open. COVER AT TIME on dark side, LIMITED FIXED:

Well covered

Extract from N.Z. Gazette, 10 July 1969, No. 41, page 1282

Reservation of Land and Vesting in the Soil Conservation and Rivers Control Council

PURSUANT to the Land Act 1948, the Minister of Lands hereby sets apart the land described in the Schedule hereto as a reserve for soil conservation purposes; and, further, pursuant to the Reserves and Domains Act 1953, vests the said reserve in the Soil Conservation and Rivers Control Council, in trust, for that purpose.

SCHEDULE

SOUTHLAND LAND DISTRICT—SOUTHLAND COUNTY SECTION 156, Block VII, Eyre Survey District: area, 1669 acres 2 roods 30 perches, more or less (S.O. Plan 6857).

Dated at Wellington this 4th day of July 1969. DUNCAN MACINTYRE, Minister of Lands.

(L. and S. H.O. 15/244/41; D.O. 8/247)

A A AND DADE

A. R. SHEMRER, Government Printer, Wellington, New Zealand,

Extract from N.Z. Guzerre, 19 March 1998, No. 42, p. 980

Pursuant to section 7 (1) of the Conservation Act 1987, the Minister of Conservation and the Minister of Lands, the latter being the Minister responsible for the Department of State that has control of the land described in the Schedule hereto, hereby jointly declare that the land is held for conservation purposes and it shall hereafter be so held.

Schedule

Southland Land District-Southland District

51 hectares, more or less. being part Run 575; shown as "B" on S.O. 11860, situated in Block VII, Eyrc Survey District.

103 hectares, more or less, being part Run 575; shown as "C" on S.O. 11860, situated in Block IV, Eyre Survey District.

140 hectares, more or less, being part Run 394A; shown as "A" on S.O. 12054, situated in Block IV, Eyre Survey District.

Dated at Wellington this 8th day of September 1997. JOHN LUXTON, Minister of Lands.

HON. DR NICK SMITH, Minister of Conservation. (DOC File Ref: LAN 005)

Notice No. 1807

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Document Type		[Instrument]		Request Id	I	16308
Reference Number Land District Method of Delivery		TRANSF 105740.1		User.Id	ikirkdu	
		Southland		Request Date Client Reference	2970972001 6NLITR 027096YD THE JOLI	
		Post Park				
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"RELEASED UNDER THE OFFICIAL INFORMATION ACT" the District Land Registrar, Invercargill No. 1974/405 NEW ZEALAND

MEMORANDUM OF TRANSFER

Southland

...... Land Registry Office .HEREAS Her Majesty the Queen (hereinafter together with her successors and assigns called "the Grantor") is the owner of the land set out in the schedule below subject to such interests as are therein notified (hereinafter called "the said land") Salarz. 同意範疇構成によりという語言

> NEE ZEALAND SPACE ALLY LAN 1

SCHEDULE A									
Estate:	Fce Simple	- Leasehold (Deiete	Licence those which do not	- Mortgago apply)	Encumbrance				
C.T. or Document No.		Area	Lot & D.P. No. or other Legal Description		Encumbrances, Liens and Interests Pastoral Lease No P51 SUBJECT TO Memoranda of Mortgage 034717.1, 195024 and WINNAWAY Notice 192767 of Statutory Land Char and 226058 Agreemer under Soil Conserv- ation and Rivers Control Amendment				
229/98		1911.5971 ha	part Runs 394A and 575 situated in Blocks IV and VII, Eyre District and Lot 2, Deposited Plan 6761 being part Section 42, Block XXXIX, Eyre District						

Act 1959 AND WHEREAS the said land is leased to ALEXANDER PHILLIP LAING Dunedin, Chartered Accountant, CLIFFORD VERNON SHIRLEY of 0f Invercargill, Law Clerk and ROBYNE FRANCES SELBIE of Dunedin, Widow (hereinafter called "the Lessees") under and by virtue of Crown Pastoral Lease No. P51 recorded as above

AND WHEREAS the Lessees have agreed to the grant of the Easements being made on the terms and conditions which hereinafter appear

AND WHEREAS the Land Settlement Board on behalf of the Grantor has agreed to transfer and grant unto SOUTHLAND COUNTY COUNCIL a Body Corporate under the Local Government Act 1974 (hereinafter together with its successors and assigns referred to as "the Grantee") an Easement in and over part of the said land along the line marked "Centre Line of Easement 10m wide" on the Plan Diagram attached hereto for the conveyance of water whether rain tempest spring soakage or seepage water from the dam constructed on the said land at the point marked "Toby Box" and "intake" on the said Plan through the said land for disposal thereof in such manner as the Grantee shall determine

NOW THIS MEMORANDUM OF TRANSFER WITNESSETH THAT in pursuance of the premises and in consideration of the sum of TEN CENTS (\$0.10) paid to the Grantor by the Grantee (the receipt of which sum the Grantor hereby acknowledges) and conditional upon the performance by the Grantee of the obligations hereinafter contained and in pursuance of Section 60 of the Land Act 1948 the Land Settlement Board on behalf of the Grantor as the owner of the said land at the request of the

I hereby certify that Part IIA of The Land Settlement Promotion and Land Acquisition Act 1952 does not apply to the within transaction.



Solicitor for the Transferee

Transfer correct for the purposes of the Land Transfer Act.

Lessees as witness their execution of these presents hereby transfers and grants unto the Grantee (so far as the Grantor lawfully may do so) as an Easement in gross full and free right liberty and licence for all time to onvey and drain water whether rain tempest spring soakage or seepage water in any quantity through over and along that part of the said land marked "Centre Line of Easement" on the said Plan and discharge the same beyond the said land and for such purposes from time to time to dig up to a depth of one metre and again fill in the soil of that part of the said land marked as above to alter repair and maintain the dam pipes conduits and/or drains and to lay down construct erect and make in through or under such part of the said land pipes conduits and/or drains of such size as the Grantee shall think fit for carrying and conveying the said water with such manholes valves and surface boxes as the Grantee shall think fit and from time to time to inspect maintain cleanse repair and/or remove such dam pipes conduits and/or drains manholes valves and surface boxes and to have for the same or any such purpose access across and upon such part of the land of the Grantor and by such route as is reasonable in the circumstances and from time to time to repair and maintain all works in connection therewith and also full power and authority for the Grantee its surveyors engineers workmen agents and servants with or without vehicles and machinery from time to time and at all times to enter and remain for any of the purposes aforesaid upon such portions of the said land as shall be necessary for such purpose and generally to do and perform such acts and things in or upon the said land as may be necessary or proper for or in relation to any purpose aforesaid and for the consideration aforesaid the Grantee doth hereby covenant and agree with the Grantor as follows:

That the Grantee shall and will at all times repair and maintain 1. all such dams pipes conduits and/or drains and all manholes valves and surface boxes as may be laid down, constructed or erected in or under the said land in pursuance of these presents in a good and efficient state of repair for the purpose for which the same are designed and will prevent the

That in the event of the Grantee entering into and upon the said 2. land for the purpose of repairing the dam pipes conduits and/or drains or laying down constructing or erecting any such pipes conduits and/or drains or for repairing and efficiently maintaining such dam pipes conduits and/or drains or any of them the Grantee shall and will carry out and complete the same with as little disturbance to the land as possible and shall and will immediately upon completion of any such work thereon restore the surface to the said land as nearly as possible to its original condition.

That the Grantee will from time to time repair and make good all з. damage to fences gates drains or other improvements in upon or around the said land caused by the carrying out by the Grantee of any of the works hereinbefore mentioned.

Nothing herein contained or implied shall be deemed to compel the 4. Grantee to conduct water through the said pipes conduits and/or drains and the Grantee may discontinue such conveyance of water at will.

That the Grantee shall indemnify Her Majesty the Queen and the Land 5. Settlement Board against all or any action claim injury damage or loss which may arise in any manner whatsoever from the creation of these Easements.

That the Grantee hereby covenants that on a Transfer of its 6. interest in these Easements it will obtain from the Transferee a covenant that the Transferee will carry out the provisions of clauses (1) (2) (3) and (5) above and that such Transferee will in his turn obtain a similar covenant from any Transferee from him.

IN WITNESS WHEREOF this Memorandum of Transfer has been executed this la∽ day of May 1983

RURAL BANKING AND FINANCE CORPORATION OF NEW ZEALAND as Mortgagee under Memoranda of Mortgage Nos. 034717.1 and 091207.2 HEREBY CONSENTS to the annexed Memorandum of Transfer granting Easements in favour of SOUTHLAND COUNTY COUNCIL.

DATED this / , day of

JI

1983

SIGNED for and on behalf of the RURAL BANKING AND FINANCE CORPORATION OF NEW ZEALAND as Mortgagee by

PAUL DEREK SKELT

in the presence of:

The RURAL BANKING AND FINANCE CORPORATION OF NEW ZEARAND by

acting for the said Corporation pursuant to Section 16 of the Rural Banking and Finance Corporation Act 1974

Witness:

Occupation:

Address: Rwy 1 Kunking & Finanic Corporation & New Zealand Inverse gill

SOUTHLAND CATCHMENT BOARD as chargeholder pursuant to Agreement 226058 under the Soil Conservation and Rivers Control Amendment Act 1959 and pursuant to Notice 192767 of Statutory Land Charge HEREBY CONSENTS to the annexed Memorandum of Transfer granting easements in favour of SOUTHLAND COUNTY COUNCIL.

DATED this

5TH day of

Jucy

1983

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THE COMMON SEAL of) SOUTHLAND CATCHMENT BOARD was) hereunto affixed in the) presence of:

RD 11 Ken al our ly



JANET McKAY SELBIE as Mortgagee under Memorandum of Mortgage 195024 HEREBY CONSENTS to the annexed Memorandum of Transfer granting Easements in favour of SOUTHLAND COUNTY COUNCIL.

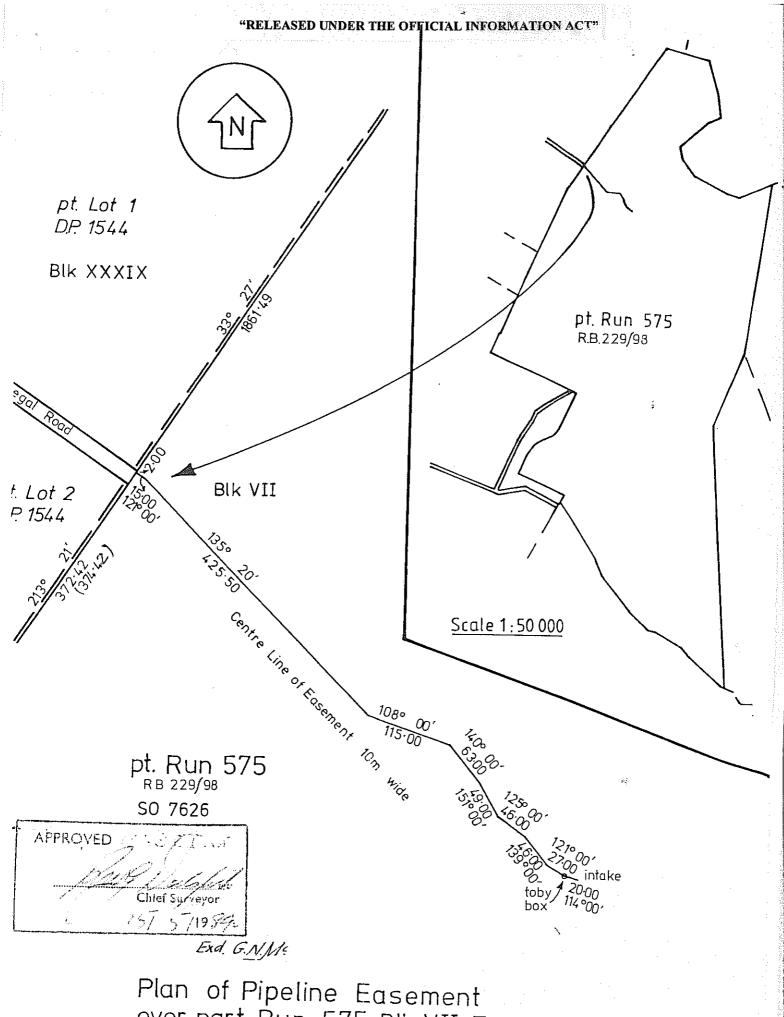
this 31 day of January DATED

1984 1987 H.P J- M. Steller Hic M.P.

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SIGNED by JANET MCKAY SELBIE as) Mortgagee in the presence of:)

Witness: 19 atthe Pollock J. P occupation: Tedeher Address: 32 BMCO SY Dunedin



over part Run 575 Blk VII Eyre S.D. RB.229/98 Scale 1:5000 April 1979

"RELEASED UNDER THE OFFICIAL INFORMATION ACT" ,IGNED for and on behalf of Her Majesty) the Queen by the Deputy Assistant) Commusioner of Crown Lands for the Land) Dist_ict of Southland in the presence of) Witness: Occupation: Cherk, Dept of Lands there Address Mieraro, 11 Deputy Assistant Commissioner of Crown/Lands THE COMMON SEAL OF SOUTHLAND COUNTY COUNCIL was hereunto affixed in the presence of: SIGNED by the said ALEXANDER PHILZIP LAING in the presence of: Occupation: ACCOUNTRY T. Address: .! S. S. et. ST. Dung Din. SIGNED by the said CLIFFORD VERNON SHIRLEY in the presence Witness:. Occupation; Address: Annereco 1 SIGNED by the said ROBYNEFRANCES) SELBIE in the presence of: Witness:. Occupation: RY. Selbie. Address: 10 2 · Elmaster 25- Ages SI POSTMASTER, MAORI HILL Dunedly . (AN OFFICER AUTMONTED TO TAKE A. RECEIVE STATUTORY DECLARATIONS.)

TRANSFER

Particulars entered in the Register at the date and at the time recorded below.

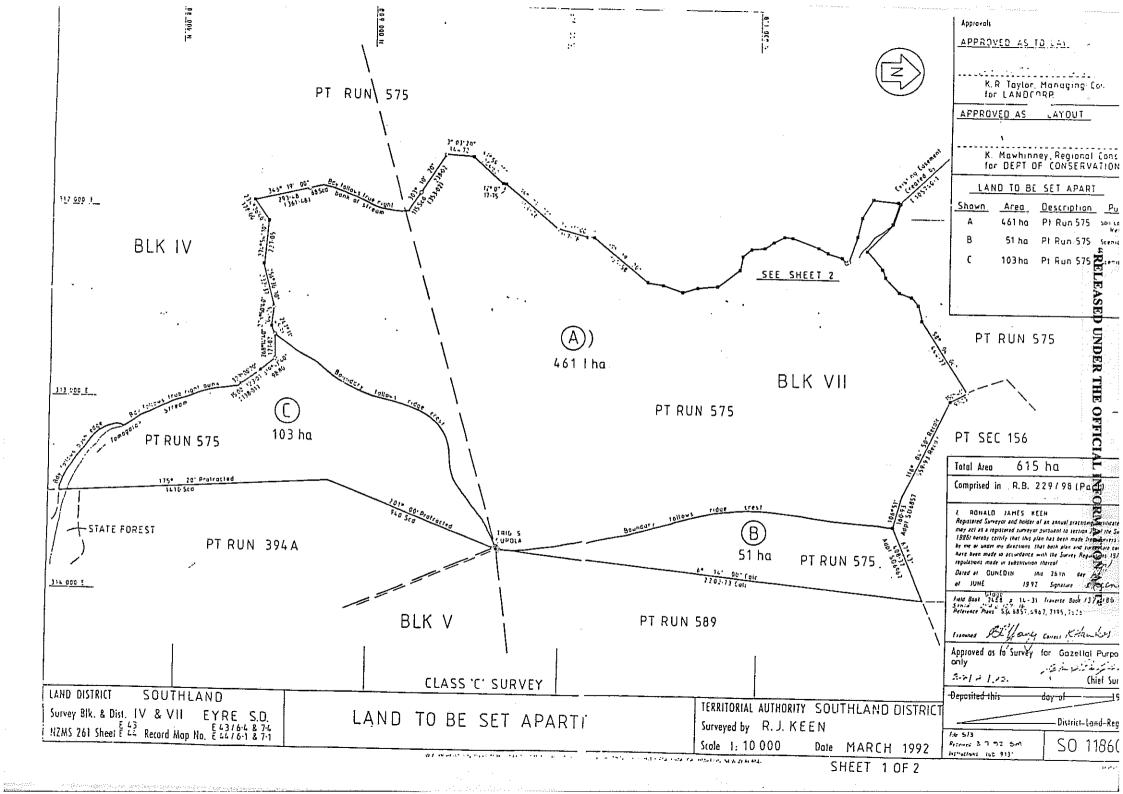
District Land Registrar Assistant of the District of Southland

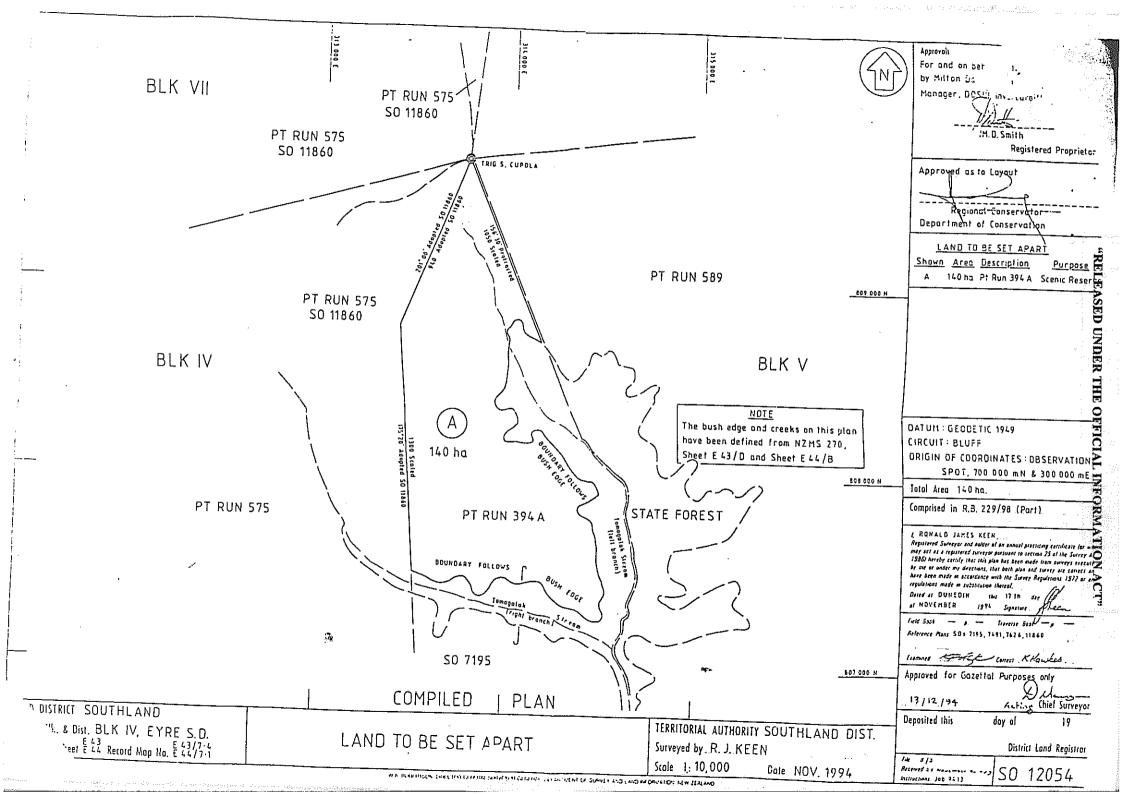
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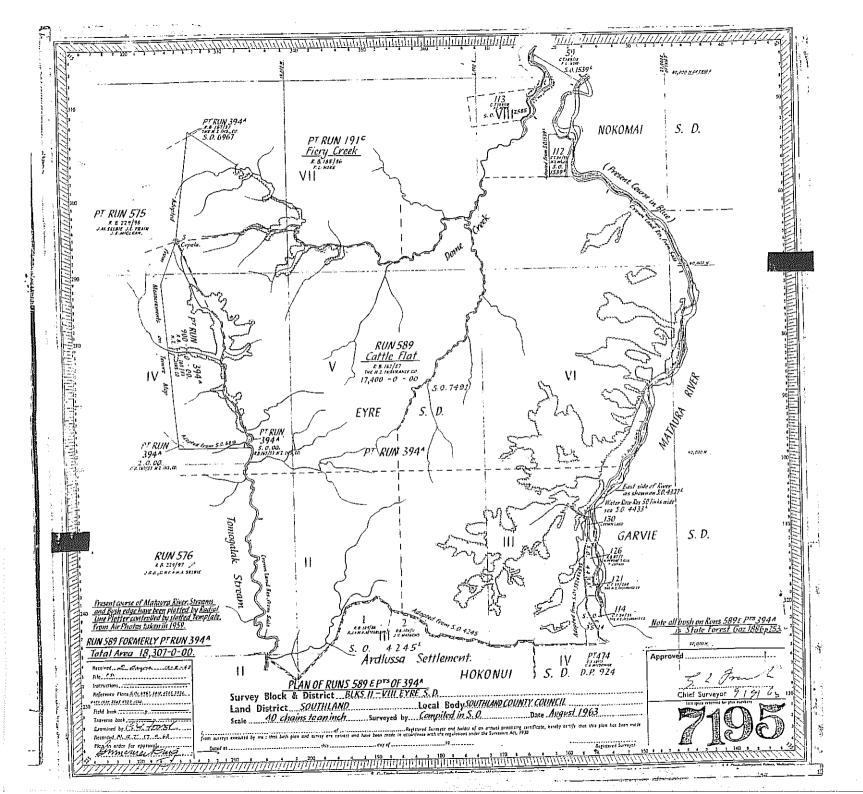


MACALISTER BROS. *SOLICITORS* INVERCARGILL & WINTON, N.Z.

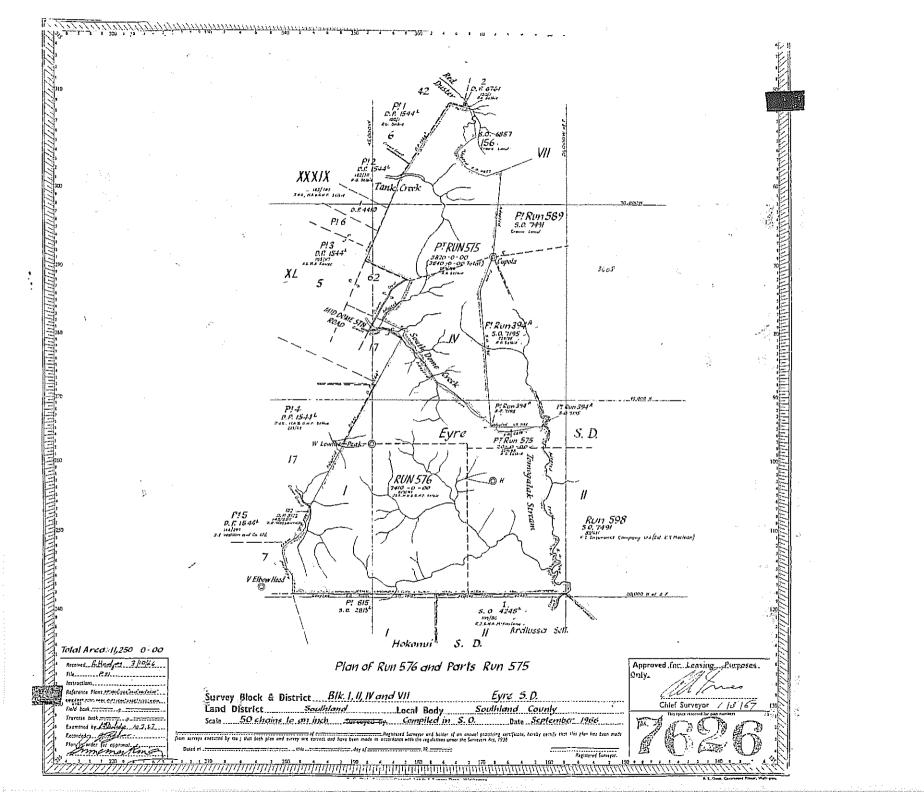
"BEEEASED UNDER THE OFFREAL INFORMATION ACT" GENERAL DRAUGHTING Verify desciption and area. Certified/Draft description and plans for gazettal (number of copies -2. Descriptions Plans Plan or maps (number of copies 3. () submission or proposals for: Plan is for Minister, H.O., F.O., Office only (delete those not applicable) _). Locality Map (number of copies _____ 4. Sale plan and locality map for Xerox reproduction. 5. Investigate status of land. 6. Is survey or compiled plan required before title can issue? If so, 7. please estimate and quote cost. Also advise if there are any other requirements. Marginal Lands plans and photo mosaics. 8. Diagram on attached documents. 9. Other work (see remarks). 10.) Description of property. (State section numbers, block and survey district). Hohmos-575 and 394 A suburited in Block, IS and Y Effet S P 1918.2008 KA. Area Remarks (if urgent reasons for deadline must be stated) For Correct Description a Area See Below istion Sheet No. 431 Ers 6 1 mus Aprainia & cushinley as-- "mathanstriendle executors 218-21-2-9-18 Section) Job requested by Section Officer Confirmed by Date For Draughting Division use only Part Run 394A and Parts Run 575, situated in Blocks IV and VII and Lot 2, Deposited Plan 6761, being part Section 42, Block XXXIX Erre Survey District, Area. 1919. 6908 ha. Ku for action. Job No. 328 Div. D/man Birf Referred to Keluna Section -6 SEP 1978 Divisional Draughtsman Your request herewith. I don't there we are scheme as regards dont lance.



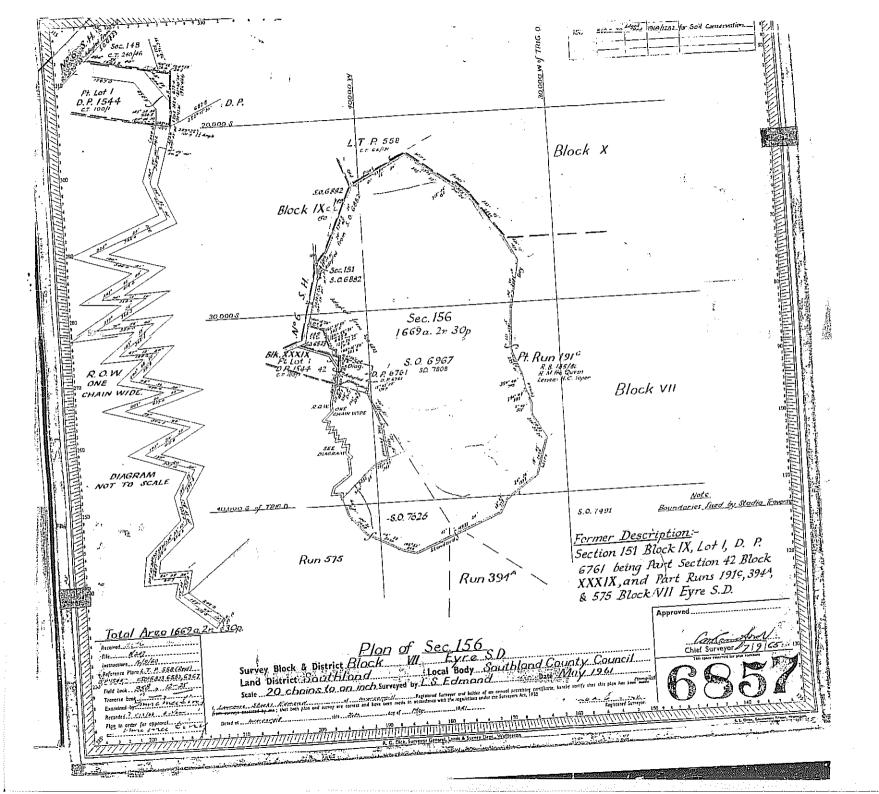


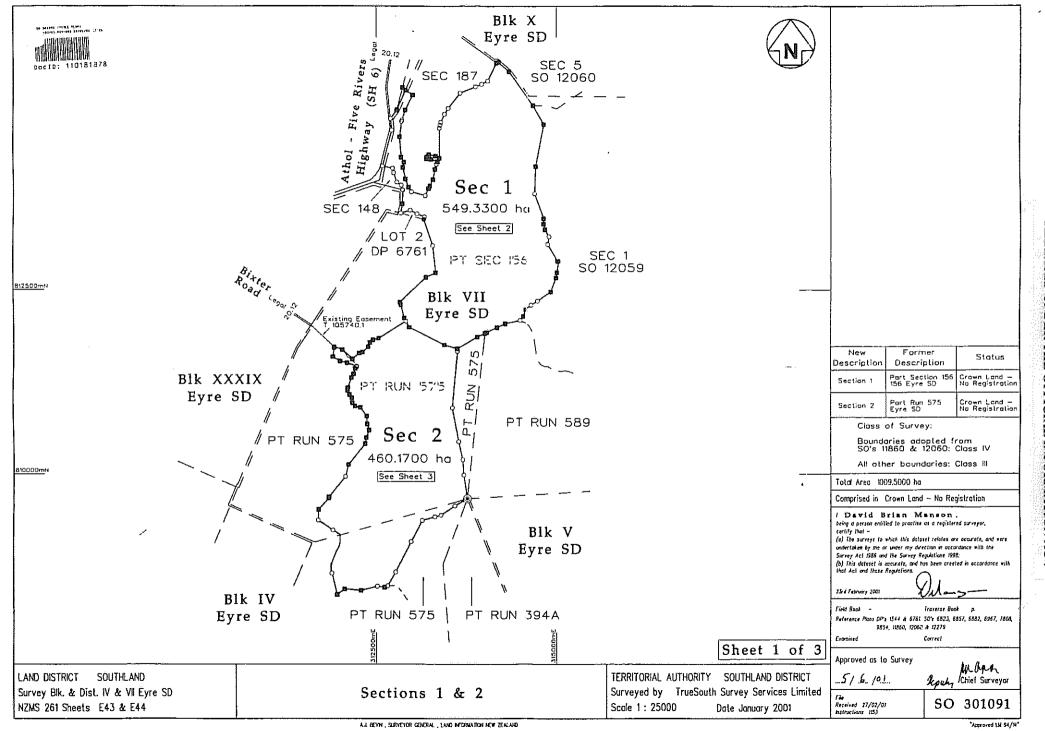




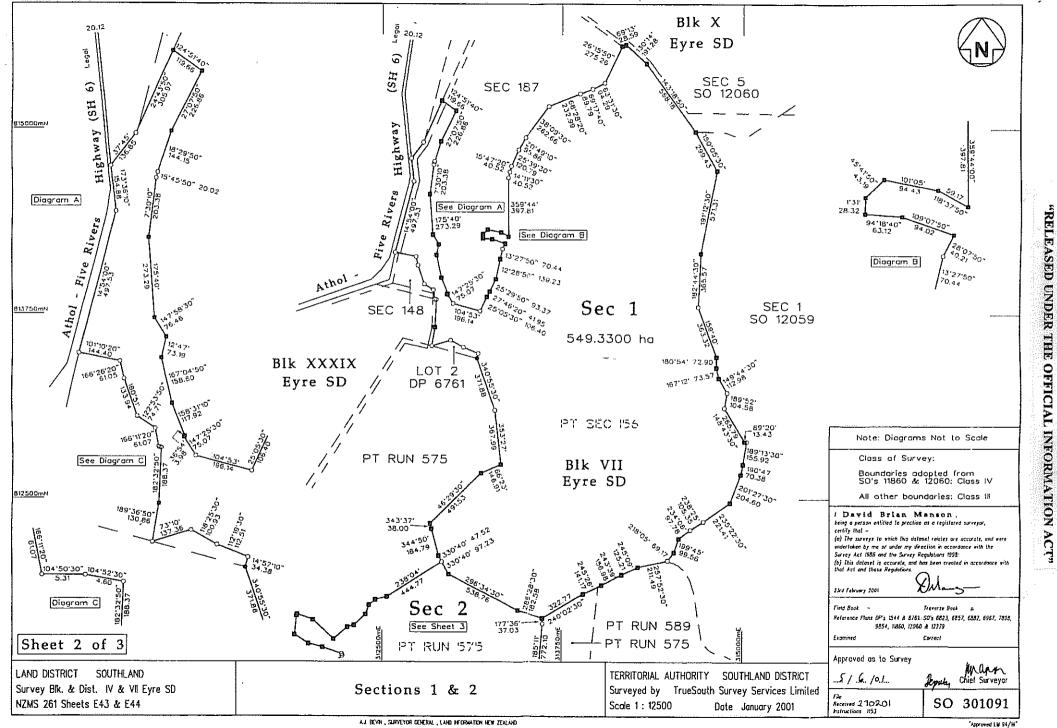








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