

Crown Pastoral Land Tenure Review

Property: Woodbank

Property number: Sc 079

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 CPL PRE TENURE REVIEW ASSESSMENT STANDARD 6:

Report Date: 11/12/2000 Report No: QVV 26 File Ref. CON/50239/09/12776/A-ZNO-01 Date sent to LINZ: /2/12/2000

LINZ Case No: 00/ Office of Agent: CHRISTCHURCH

RECOMMENDATIONS

- That the Commissioner of Crown Lands or his delegate note this Due Diligence Report which 1. has been prepared in accordance with the Pre Tenure Review Assessment Standard;
- That the Commissioner of Crown Lands or his delegate note that there are no incomplete 2. actions relative to the lease.
- That the Commissioner of Crown Lands or his delegate note that no potential liabilities have 3 been identified as a result of the file search.
- That the Commissioner or his delegate notes that there is a history of broom infestation on the 4 RELEASED UNDER THE lease.

Signed by Sub - Contractor: Name: D. McGregor

Accredited Agent

McGregor Property Services Limited

Signed by Contrac

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Name: B. Dench Team Leader for Tenure Review **Quotable Value (Valuations)**

Approved/Declined (pursuant to a delegation from the Commissioner of Crown Lands) by:

Name: 1 1 Date of Decision:

1. Details of Lease:	
Lease Name:	Woodbank
Location:	Woodbank Road approximately 10 Kilometres west of Hanmer Springs, North Canterbury.
Lessees:	Margot Joan Atkinson of Hanmer Springs, Farmer
Tenure:	Special lease of pastoral land under Section 67(2) and registered under Section 83 of the Land Act 1948.
Term:	33 years from 1 July 1992 (expires 30.6.2025).
Annual Rent:	\$630.
Rental Value:	\$42000.
Date of Next Review:	1 July 2003.
Land Registry Folio Ref:	C.L. 895/46 (Canterbury Registry).
Legal Description:	Rural Sections 40899 and 40900 situated in Blocks II, III, IV, VI & VII Tekoa Survey District.
Area:	1276.0000 hectares RELEASED UNDER THE OFFICIAL INFORMATION AC

2. File Search

Files held by agent Knight Frank (NZ) Ltd on behalf of LINZ:

File Reference Vo	lume First Foli	io Number Date	Last Folio Number	Date
Sc 079-SCH-01 1 Sc 079-SCH-02 2 Sc 079-SCH-03 3 Sc 079/1-SCH-01 1 Sc 079/1-SCH-01 2		** * * *	751 I - 0 - 2	28.07.75 0.07.92 08.06.99 22.12.99 28.04.00

Files held by agent Q.V. Valuations on behalf of LINZ:

File Reference:	CON/50231/09/12739/A-ZNO-01
Volume:	1
First folio:	1
Date:	11.08.2000
Last folio note:	File current (contains extracts of Tenure Review files).
Date:	-

3. Summary of Lease document: (CL 895/46)

3.1 Terms of Lease

The original Special lease was registered on 14 March 1962 as CL 895/46 and issued to Ian Hanmer Atkinson for a term of 33 years from 1 July 1959 at the annual rental of \$220. There was no stock limitation but there was provision for the lessee to judiciously stock the land at all time so as to prevent deterioration of the vegetative cover. The lease, over 1276.0000 hectares, was on expiry subsequently varied and extended for a further term of 33 years from 1 July 1992 at the Annual rental of \$630 based on the Rental Value of \$42,000and the terms and conditions remaining. In 1994 the lease was transferred to the current lessee Margot Joan Atkinson.

The Special lease was issued primarily because it was not possible to fix a stock limitation and that situation could not be accommodated within the Pastoral lease tenure.

Stock limitation in Lease:

No specific stock limitation. However the lease includes a clause - "(f) That the lessee shall at all times judiciously stock the said land so as to prevent deterioration of vegetative cover".

Commencement Date:

1 July 1959. Renewed for another 33 years from 1 July 1992 – Memorandum of Renewal No. A20012/1 registered 21 October 1992..

Other Provisions:

There are no other special provisions in the lease.

A copy of the lease is attached as Appendix 1.

3.2 Area adjustments

There are no area adjustments affecting Tenure Review. Part Run 288 was partially surrendered out of the lease (by Document 417309/2 registered 20 January 1983) leaving RS 's 40899 and 40900 remaining.

3.3 Registered Interests

Mortgages:

There are no mortgages registered against this lease.

Land Improvement Agreement:

There is no current Land Improvement Agreement registered against the lease.

3.4 Unregistered Interests

Recreation Permits:

There are no recreation permits involving this lease.

Unsecured Debts:

None known.

4 Summarise any Government programmes approved for the lease:

There is no current Land Improvement Agreement. The property is not part of a Rabbit and Land Management programme.

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5 Summary of Land Status Report:

The Land Status Report by Opus International Consultants Limited on 17 November 1999 under Contract 50176, confirmed the status as Crown land under the Land Act 1948, leased pursuant to Section 67(2) and registered under Section 83 of the Land Act 1948 as CL 895/46.

The land is subject to Part IVA of the Conservation Act 1987 upon disposition.

No issues were identified as possibly requiring further investigation in the context of due diligence.

The minerals remain with the Crown as the land has never been alienated since the original acquisition.

A copy of the Land Status Report appended as Schedule A [minus enclosures]

6 Review of Topographical and Cadastral data:

Both maps attached to the Land Status Report show there are no telecommunication facilities, historic sites, transmission lines, local power lines, huts or airstrips on the property.

6.1 Marginal Strips:

The Land Status Report indicates the lease is subject to Section 24(9) Conservation Act 1987 whereby marginal strip provisions apply to the Grantham River, as created on renewal of the lease as at 1 July 1992 (SO 18840).

6.2 Fenced Boundaries v Legal Boundaries (peripheral):

If there is any deviation between the fenced and legal boundaries this can only be reconciled on survey.

7 Details of any neighbouring Crown or Conservation land:

Part Run 288 -(Area retired from Woodbank) on the western and northern boundaries is stewardship land held subject to Section 62 of the Conservation Act 1987.

Reserve 5126 - on the north castern boundary is State Forest by NZ Gazette 1962 P684 and forms part of the Hanmer Forest Park.

8 Summarise and uncompleted actions or potential liabilities:

There are no uncompleted actions or known potential liabilities.

APPENDICES

Schedule A - Land Status Report.

1. Copy of CL 895/46.



SCHEDULE A

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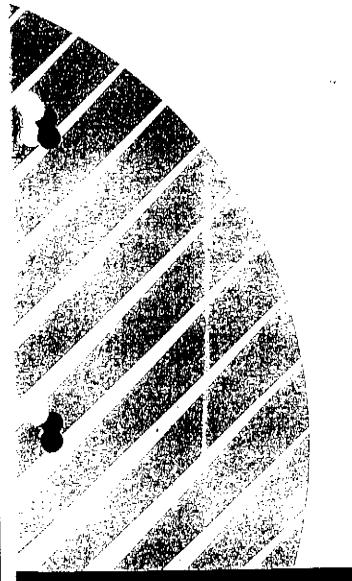
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WOODBANK

PASTORAL LEASE STATUS CHECK CONTRACT: 50176



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APPENDIX A – LAND STATUS REPORTS and supporting plans

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OPUS INTERNATIONAL CONSULTANTS LIMITED CHRISTCHURCH OFFICE

Project Number: G 002 - 53SR - 006 YC

This report has been prepared on the instruction of Land Information New Zealand in terms of Contract No: 50176 dated 23 September 1999 and is undertaken for the purposes of the Crown Pastoral Land Act 1998.

LAND STATUS REPORT for Woodbank Station LIPS Ref 12739
Property 1 of 1

Land District	Canterbury		
Legal Description	Rural Sections 40899 and 40900 situated in Blocks II, III, IV, VI and VII Tekoa Survey District.		
Area	1276.0000 hectares		
Status	Crown Land subject to the Land Act 1948.		
Instrument of title //lease	Balance Special Lease 895 / 46 pursuant to Section 67 (2) and registered under Section 83 of the Land Act 1948.		
Encumbrances	Subject to Part IVA of the Conservation Act 1987 upon disposition.		
Mineral-Ownership	Mines and Minerals are owned by the Crown because the lard has never been alienated from the Crown since its acquisition for settlement purposes from the original Maori owners under the 184 Kemp Purchase.		
Statute	Land Act 1948 and Crown Pastoral Land Act 1998.		

Data Corrections an #	17 November 1999
[Certification:Attached]	Yes
Prepared by	Don McGregor
Crown Accredited Agent	Opus International Consultants Ltd, CHRISTCHURCH

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Research Data: Some Items may be not applicable

SDI Print Obtained	Yes		
NZMS 261 Ref	M 32		
Local Authority	Hurunui District Council		
Crown Acquisition Map	Kemp's Deed		
SO Plans	SO 13626 – (approved 13/06/1975) Plan of Run 18, R5126 and Run 288.		
	SO 15209 - (approved 10/09/1980) Plan of RS 40900.		
	SO 15210 – (approved 10/09/1980) Plan of RS 40899.		
	SO 18840 – (approved 14/05/1992) Plan of Waterways in Special Lease 895/46 along which S24 Conservation Act 1987 applies.		
Relevant Gazette Notices	N.A.		
CT Ref / Lease Ref	Balance Special Lease 895/46 pursuant to Section 67 (2) and registered under Section 83 of the Land Act 1948.		
Legalisation Cards	N.A.		
CLR	Confirms Special Lease tenure.		
Allocation Maps (if a pplicable)	No allocations to DOC or SOE. Extracts of DOC Allocation maps (SO 17134) and SOE (SO 17083) attached.		
VNZ Ref - if known	Not Known		
Crown Grant Maps	N.A		
If subject land Marginal Strip:			
a) Type [Sec 24(9) or Sec 58]	a) Section 24 (9) Conservation Act 1987 - Grantham River.		
b) Date Created	b) 1 July 1992 (Renewal).		
c) Plan Reference	c) SO 18840		

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LAND STATUS REPORT for Woodbank Station LI Property 1 of 1

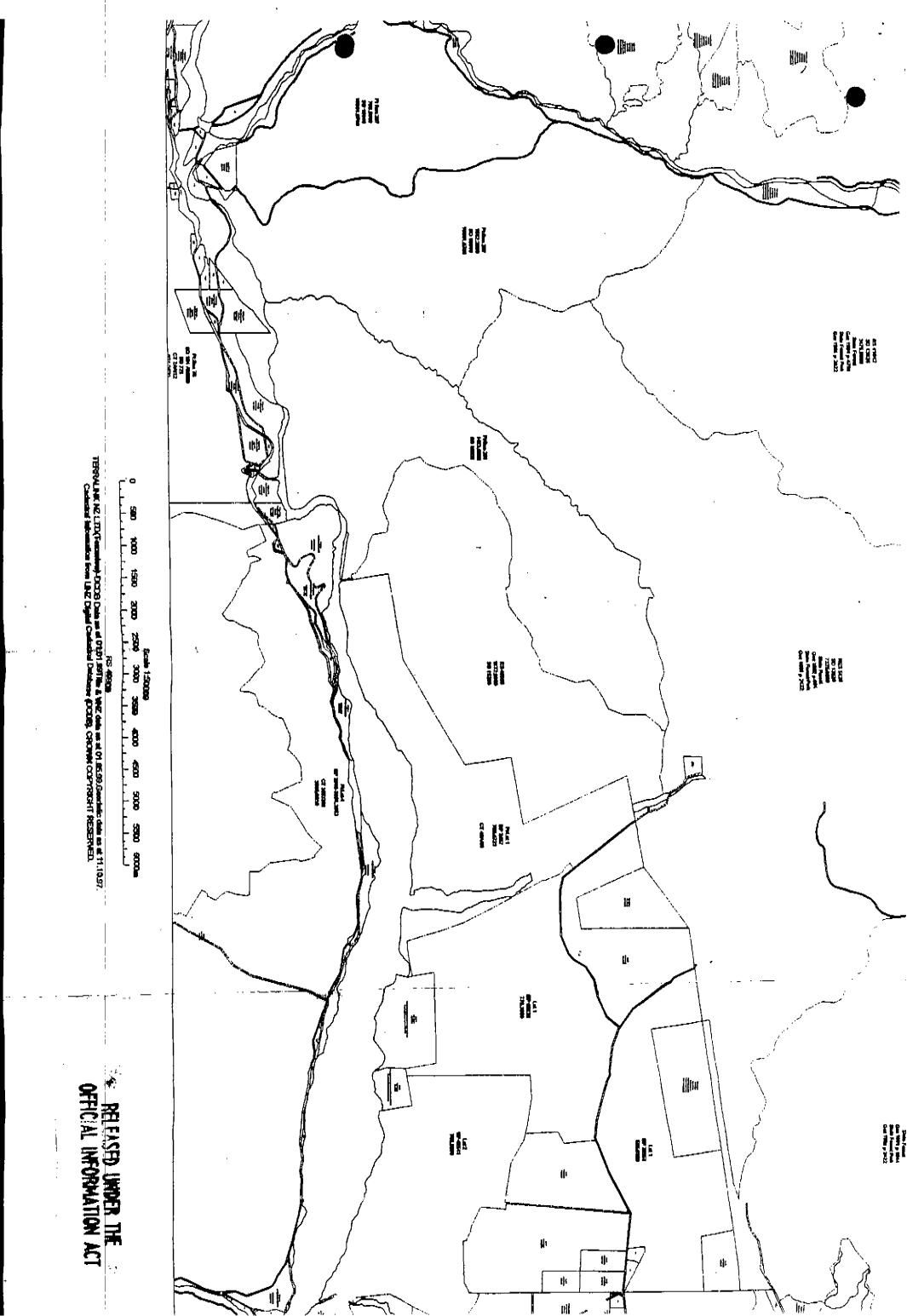
LIPS Ref 12739

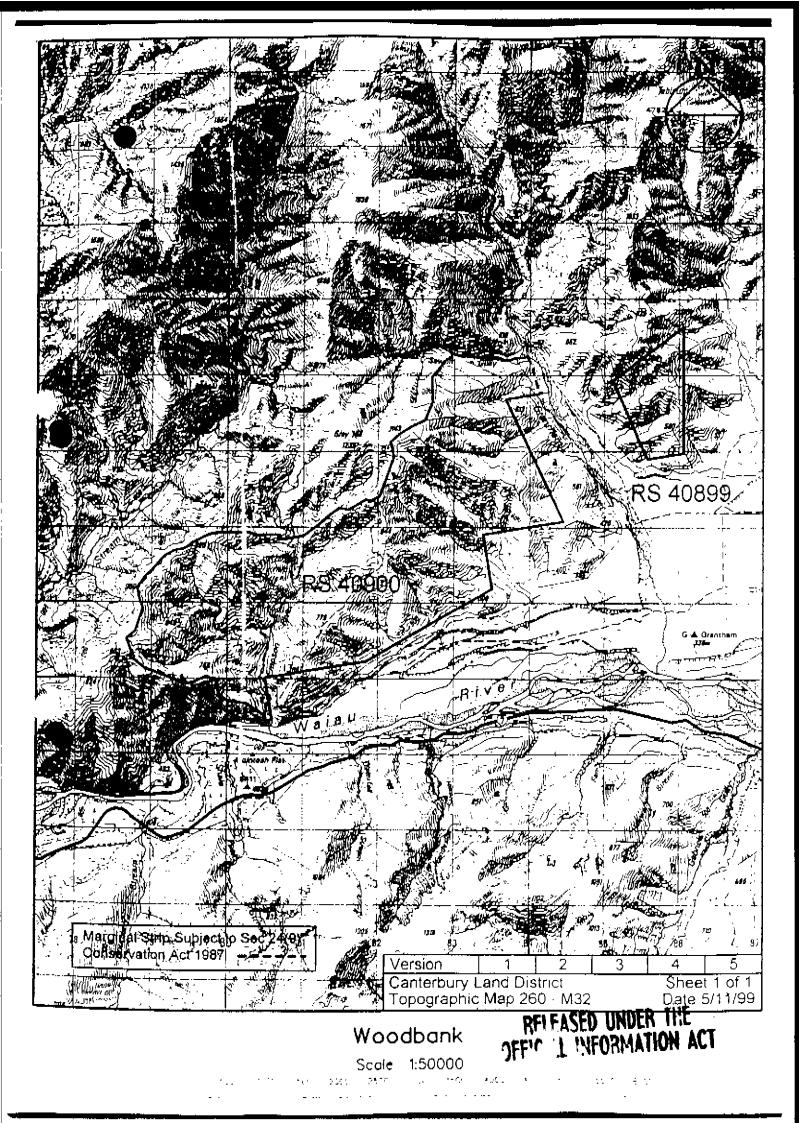
Research - continued

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If Crown land – Check Irrigation Maps.	N.A.
Mining Maps	N.A.
If Road a) Is it created on a Block Plan – Section 43(1)(d) Transit NZ Act 1989	a) SO Plan N.A.
b) By Proc	b) Proc Plan
	N.A.
) Gazette Ref	a) Gazette Ref.
	N.A.
Other Relevant Information a) Concessions - Advice from DOC or Knight Frank	 a) No current DOC concessions. (Area adjoining – Pt Run 288 – is held as Stewardship land in terms of Section 62 of the Conservation Act 1987). Existence of concessions administered by Knight Frank not determined.
b) Subject to any provisions of the Ngai Tahu Claims Settlement Act 1998	b) Searched. N.A.
) Mineral Ownership	c) Either
· · · · · · · · · · · · · · · · · · ·	Mines and Minerals are owned by the Crown because the land has never been alignated from the Crown since its acquisition for settlement purposes from the former Maori owners under the 1848 Kemp Purchase.
	Contained in [provide evidence].
d) Other Info	d) N.A.

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APPENDIX B – LAND STATUS REPORT (Certified Correct by Chief Surveyor)

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OPUS INTERNATIONAL CONSULTANTS LIMITED CHRISTCHURCH OFFICE

Project Number : G 002 - 53SR - 006 YC

This report been prepared on the instruction of Land Information New Zealand in terms of Contract No: 50176 dated 23 September 1999 and is undertaken for the purposes of the Crown Pastoral Land Act 1998.

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Encumbrances	Subject to Part IVA of the Conservation Act 1987 upon disposition.	
Statute	Land Act 1948 and Crown Pastoral Land Act 1948.	

Data Correct.as at:	01 November 1999	
[Certification Attached]	 Yes	

Prepared by	Don McGregor
Crown Accredited Agent	Opus International Consultants Ltd, CHRISTCHURCH

Certification:

"suant to section 11(1)(l) of the Survey Act 1986 and acting under delegated authority of the (eyor – General pursuant to section 11(2) of that act, I hereby certify that the land described above is Couven Land subject to the Land Act 1948.

R. Moulles

J. 11, 99

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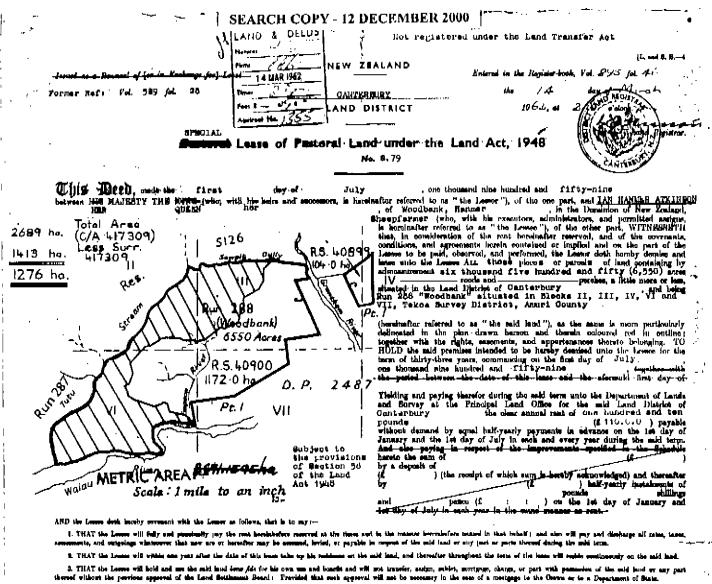
R Mouiton, Chief Surveyor Land Information New Zealand, Christchurch

APPENDIX 1

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EVECH COLY - 12 DECEMBER 2000