

EAST AFR. PROT  
26403

26403  
JUL 14

Sheen, J.W.  
(thro' F.O.)

B.E.A. STREAM SAW MILLS  
COMPLAINT AGAINST CONSERVATOR OF  
FORESTS

1914

16th July

Last previous Paper.

Forwards papers and requests investigation.

96 enc. are voluminous  
Copy of l<sup>r</sup>, enc. in orig. to the  
Gov<sup>r</sup> for report, asking him to  
return the enc. with his reply.

- + inf. the writer that...  
...with the Gov<sup>r</sup>...

Vertical handwritten notes on the left margin:  
- 709 257/14  
- Duplicate of above draft sent 28 Aug 11  
- For Gov<sup>r</sup> 3003 B  
- 28/7/14  
- 28/7/14

W. Read

21/7/14

The LF to Gov<sup>r</sup> was one of the last  
despatches [50732068] which we  
distributed to the 28th. The enclosure  
came out of course to be reproduced, I  
checked the LF "enclosures" and in copy  
and as early available. Further despatches  
will follow. I don't suppose there is

Next subsequent Paper.

400  
238

The slightest chance of the original want  
was turning up, so the only thing we  
can do is to

? Explain the position to Mr. Skene  
and then to give us a paper on the  
copy or, if he could, a statement of  
his case

WAS  
19/14

at once

to J.R.

27/12/14

INCLOSURE

1.

The Dispatch No. of 19 477

Copy of letter  
No L. 20176-07/55

Land Department  
Transter B.S.A.  
282 Oct 28 1912

REC'D  
Recd 20 JUL 14

Sir.

Re application for plot Harding Street  
Transter - B.S.A Saw mills.

I beg to acknowledge the receipt of your  
letter No. S.M. 01.16.12 in relation to the  
contents of which are noted.

I hope to be able to auction  
further business plots in the near future,  
but the question as to what conditions  
shall be imposed is under consideration  
by His Excellency the Governor and  
until his instructions are received, I  
am unable to have the survey made.

Due notification of auction with  
full particulars will appear in the  
Official Gazette.

Yours faithfully  
Sd/ Mr. Dundas  
for Land Office

True Copy  
B. E. A. SAW MILLS  
for [Signature]

Copy of letter  
No L. 4196. 10/10/11

Said Department  
Natal, B. S. Africa  
D. J. J. J. J. J.

Re application for plot Harding Street  
Natal A Saw mill  
with reference to my letter of the  
10th instant herein I beg to inform  
you that the delay is caused by reasons  
I have conveyed to you in my letter of the  
10th instant last.

I must regret this delay but  
it is unfortunately unavoidable.

Yours  
D. J. J. J. J.

115

Navitas  
January 23<sup>rd</sup> 1918.

To  
His Excellency, the Governor  
New Mexico

Sir,

We beg to thank your Excellency for  
having granted our intervention in respect to  
the application for a special license to work a  
certain forest area, and our excuse for again  
bringing this matter to our notice is to enable  
us more fully & clearly to explain our position  
than was feasible in an intervening hearing.  
The ~~above~~ <sup>above</sup> mentioned Sawmilling firm  
working ~~in~~ <sup>in</sup> Government forest in this country  
has ~~not~~ <sup>not</sup> begun this business because at  
present has been prohibited by the Conservator  
of Forests to have opportunity to work in  
Government forests on the Department's tenure.  
In consequence of this accordance  
with new Forest Rules that were published in  
the "Government Gazette" dated 10<sup>th</sup> May 1912  
we applied for a grant of a Special license  
over a certain area of forest - this area had  
been back as June 1910 & ~~was~~ <sup>was</sup> then ~~the~~ <sup>the</sup> Chief  
Conservator

of forests been assured us as being at our disposal for milling purposes. Our application was evidently, not treated by the Conservator of Forests in accordance with the new Forest Rules but was refused by him without giving us any reasons although we had been assured by him that an application would be considered and that no other application for this area would be considered until we had had time to file our application.

In reply to our request to see given reasons for refusing our application, the Conservator of Forests informed us that it was in the interests of the Government not to grant the area of forest applied for to any one party, and that it was overlapped by two previous applications.

We then pointed out to the Conservator of Forests that in view of the letter of the late Chief Conservator of Forests, in which he put this area at our disposal as well as his assurance that we should be accorded the first opportunity of working Government forests, we had invested large sums of money in putting down what are now mature plant, timber, etc.

The Conservator of Forests, however, refused

reconsider his decision, but in an interview with our representatives promised that although he would not consent to granting us a special licence as applied for, he would not allow anyone else to get a licence for this area, or allow anyone else to have timber raised there.

In the light of this promise, our surprise may be imagined when shortly afterwards we heard that a special licence had been granted on our part of the area to some one who had no Survey or any claim whatever to be considered in comparison with ours.

We then laid our application before your Excellency, to which you replied that after a full consideration of the matter no justification could be found for granting a monopoly over the area referred to, and you were consequently unable to entertain our application. We then applied through our Solicitors for an interview which you kindly granted us on Thursday, January 9<sup>th</sup> with yourself in the presence of the Conservator of Forests when you informed our representatives that no special licence would be granted to anyone unless you were satisfied that large sums of money would be spent in machinery

and plant for the purpose of hauling logs out of the forest and subsequent preparation of the timber.

This one representative explained to Your Excellency would be the Case in respect to our Firm's operation, under the license applied for.

Your only reason for refusing us a Special license was, as you said, that such a license would give us some sort of claim over the land in question, and that the Government would not want to be troubled with any of these rights over Crown Land, as it might at any time be required for some public purpose.

The Conservator of Forests admitted we had no other area of forest reserved, and that the only mature trees suitable for building & wagon timbers, &c, except the Forest of Kalam, were contained almost exclusively in this area. The Conservator of Forests also admitted that he did not think or know of anybody else who was likely to want this area of forest that we had applied for, owing to its distance from the Railway, & the fact that the scattered & difficult nature of the Country, made it very expensive.

to  
 We would like to submit that the reasons given us for refusing our application are not over-riding reasons for refusing to grant us a special licence over the land concerned as the new Forest Rules were made and to withdraw them applies if not to us as our licensees ?

We applied in accordance with these rules for a Special Licence not for a month but for an unlimited period of time over the land.

We beg to point out that the Forest Rules are reasonable provisions for safe guarding the Government in respect to the land concerned and even the Forest Officer himself shined these off recently for any public purpose (see para 6 Section 12, 3, 4). Therefore, and especially as the Conservator of Forests is of the opinion that no one else will desire to work this area, there seems to be no reason why we should not be granted a special licence over it, as applied for.

The delay in this matter & the refusal to grant us a special licence have already caused a great loss to the timber and building industries locally and it is feared it will stop any further progress from being made in the local timber industry as we are

are

not prepared to spend any more Capital  
 in putting down more machines & plant  
 for working forests & making roads to some  
 for many miles over very difficult Country,  
 and one which to have no exclusive rights  
 to fell the mature trees, as other parties may  
 come & be allowed to cut trees in the same  
 area, in competition with ourselves, & even use  
 our roads without having to pay, thus share  
 of the cost.

Instead of this area, if granted to us,  
 being in the nature of a monopoly, the fact of it  
 and the area being refused to be given out  
 on a special licence, as the similar con-  
 ditions & conditions in the Country a real  
 monopoly in local timber, and we can only  
 come to the conclusion that the Government  
 is thereby fostering such a state of affairs  
 in refusing our application. Such we  
 are firmly convinced would be the  
 result, though we think it will be of  
 benefit benefit matter to the Government nor  
 the public, as this course of action would  
 certainly stop all further development of  
 the local Saw-milling & timber industry,  
 nobody being found willing to invest their  
 money

money in putting down Sawmill machinery  
 unless they can have a guarantee of  
 mature trees suitable for millage to reach  
 such plant going for such a number of  
 years as to assure a return for their outlay,  
 the more so as the best and largest classes  
 of forests in this Country have already  
 been allowed by the Government to get into  
 the hands of one man.

We thus again beg to draw your  
 Excellency's attention to this matter, in view of  
 the serious increase involved towards the  
 Sawmilling industry, especially at this stage  
 of the progress of the Protectorate, when so much  
 building is being done in Navarato and  
 elsewhere, the demand for lumber being  
 far exceeding the supply.

Yours sincerely

Sir  
 Your Obedient Servant  
 (Sd) A. Brink  
 for B. E. A. SAW MILLS

True Copy,  
 for B. E. A. SAW MILLS  
 A. Brink

Copy of letter No 500 of 10<sup>th</sup> March 1912  
addressed to the Land Officer Nanster

I beg to apply for a certain piece  
of land being the reserved portion of Sublot  
of portion No. — marked on the Rough  
Sketch enclosed R.S. 4 has mills.

As explained to you during my interview  
yesterday when you said you did not think  
this piece of land could be granted any longer,  
but that it would probably have to be put  
up to public auction. I still hope it will be  
granted us as we require it for erected  
premises in order to carry on part of our  
business. Our lease for the premises we occupy  
in Government Road + Victoria Street, Exeter  
in 12 months time — we are therefore compelled  
to get premises of our own at an early  
date so that we may get plans prepared &  
bassed & buildings erected before the expiration  
of the lease of our present premises.

We intend to use this land if granted us  
as the Head Quarters of our business, also retail  
premises for timber & joinery work etc. as well  
as an up-to-date wagon & carriage works, with

the necessary work shops stores &  
see would be desirable to put up proper  
buildings to approach them

On the West of the plot facing the river we  
we intend erecting our head office, shops, &  
show room

I am confident that the wagon  
industry is going to be a large & very important  
one in this country, & I trust this will be  
considered, & that this piece of land will  
be granted to my firm on reasonable terms -  
funding which it may be put up to public  
auction at an early date.

I thank you in anticipation of a  
favorable reply

Yours faithfully

*(Signature)*  
B. E. A. SOY MILLS

True copy  
for B. E. A. SOY MILLS  
*(Signature)*

4315

of letter  
No L. 4126 WT/ST

Land Department  
Nairobi  
21st May 1913

Sir

Re Application for plot Hurdere tract  
1/2 mile R.S. 1/2 mile

With reference to your two letters of the  
10th instant. I have to inform you that  
the Honorable the said Officer regrets the  
predicament in which you are placed, but  
he is unable to auction this plot for the  
present.

When auction takes place this plot  
will probably be divided into smaller  
ones and due notice of such auction  
will appear in the Official Gazette.

Yours sincerely,  
(Sd) J. M. Dundas  
for Land Officer

True copy  
L. B. E. A. S. M. T. S.

Land Department  
Nairobi  
6<sup>th</sup> June 1912

My letter  
No. L 4196 of 1912

Sir -  
Re Application for plot in Hardinge Street  
Nairobi P.O. 5 Sawmills

I am directed to acknowledge the receipt  
of your letter No P.M. 76 of the 29<sup>th</sup> ultimo.

The Honorable the Land Officer  
Commissioner has considered his decision as  
conveyed to you in my letter No L 4196 of the  
21<sup>st</sup> ult of 1912, nor is he yet in a position  
to fix any date when further business  
relative to the application.

You should watch the Official  
Gazette wherein all Government auctions  
of Crown Land are advertised

I am, Sir,  
Yours faithfully,  
The Land Officer.

Received  
for B. E. A. SAW MILLS  
H. A. C.

490

Land Department  
Dundas B.E.A.  
16th August 1912

Copy of letter  
No. 214/176 27/12

Re application for plot Hardware Street  
Dundas - B.E.A. Saw Mills  
with reference to your letter No. 508  
of the 10<sup>th</sup> instant, herein I beg to inform  
you that your communication dated  
the 10<sup>th</sup> ultimo has been received, and  
the matter is having consideration.

I am, &c.

Lt. Dundas  
for Land Officer.

True copy  
for B. E. A. SAW MILLS  
Act

Copy of a letter dated the 19<sup>th</sup> June 1910  
addressed to the Chief Conservator of Forests  
at ...

Dear Sir,  
We should be glad to have a favour if you  
would kindly inform us when we may expect  
the forest area in the Forest of ... which  
you promised us verbally, a couple of months  
ago would be marked out and settled reserved  
for us, will be settled.

We should also like to have any area  
of forest reserved on the north side of the  
Railway line as the podocarpus and other such  
trees (native) in our present area of forest are  
being cut out.

We would be glad to hear from you about the fact  
that about two years ago some of the  
forest area of forest near ... to ...  
we trust some will be ...  
going, in fact, we think that the ...  
forest suitable for ...  
including the Forest of ... should be reserved  
from ... on your promise that we should  
have the first opportunity to ...

Yours  
S. H. S.

On the available Government Forests, we have now secured a grant of land from the Land Office in which to carry on Sawmilling. We may mention that we shall be commencing building operations on this land as soon as the building plans have been passed by the municipal Committee and we have now on order a new Sawmilling plant capable of turning out sawn timber at the rate of \_\_\_\_\_ feet per day of \_\_\_\_\_ hours. With this plant laid down and our present plant, the forest area in which we are at present working & with the forest of Dean the Kuboko Swamps & Camphor area will only keep our mill supplied for at the most 2 years, hence the urgency of our request for further areas of Government forest.

We are confident that if we are granted a sufficient supply of trees at a reasonable rate, and with a reasonable rate of freight on the Uganda Railway, that, with an up to date Sawmilling plant capable of meeting all the local demand for timber we, at least a number of years we shall be able to stop almost all importation of timber to this Country.

When we were in business two years ago

the local timber was looked upon as very inferior to imported on account of the saw-milling being that time being carried on by inexperienced men only, and on account of the timber being sold in...

We are pleased to say that in 1905 matters were better than in 1904. Our output was now with our small and unsuitable plant and premises we could not have done so well for a saw manufacturer & timber merchant had we had a large saw-mill & a large saw-works. Our timber is now in demand in the Colonies & many islands in America.

We find it difficult to find roads made to forests at present & inaccessible on account of the distance from roads and railways and the nature of the intervening country.

It is beyond our and the scope of my other Saw-milling. I am to construct roads to distant forests. Other things would reap the benefit by having the use of such roads for hauling timber from forests. As joining the forests we may be operating in. We consider it is expensive enough having to make roads in a scattered forest to enable us

(4)

... to get the logs hauled on to the main roads  
without having to make the main roads at  
our expense as well.

Forests that are now of no value (being unmanageable)  
would if roads were constructed to them  
become valuable & a source of income to Govern-  
ment in the near future, paying for the  
making & up keep of such roads.

We are aware that an enormous amount  
of timber is being imported to this Country with  
our new plant and plentiful supply of mature  
trees are ~~being~~ <sup>being</sup> ~~imported~~ <sup>imported</sup> ~~from~~ <sup>from</sup> the  
timber from the Navaho district and ~~from~~ <sup>from</sup> the  
district a ~~very~~ <sup>very</sup> ~~large~~ <sup>large</sup> ~~amount~~ <sup>amount</sup> of freight on the ~~road~~ <sup>road</sup> is  
necessary.

Trusting you will help us to ~~secure~~ <sup>secure</sup> the ~~timber~~ <sup>timber</sup>  
industry being carried on to the mutual benefit of  
Government & bona fide Saw millers & ~~guarantee~~ <sup>guarantee</sup> ~~us~~ <sup>us</sup>  
that we shall have the right to work available  
Government Forests to keep our mill supplied.

Young & Co.  
Ed. & Brunch

True Copy

Heb

1915

Copy of letter No S.M. 279 of 10 October 1912

Mr B. E. A. SAW MILLS

195

To His Excellency the Governor

B. E. A. Saw Mills

Your Excellency,

We beg to bring before your notice and ask your favourable consideration of an application made by us some time ago for a concession entitling us to the mature timber on the Northern side of the Uganda R., between the Njale Mission & Native Reserve. The application has been made to the Conservator of Forests, but although he has expressed his willingness that the matter should be laid before you, he does not see his way to grant the concession without your reference to you, which is in accordance of the recent Forest Regulations.

The facts of the case are shortly these -

We are the pioneer saw mills in this country. We have always worked Government forests, notwithstanding the fact that certain large landholders who have acquired considerable areas of forest have attempted to buy us out.

The correspondence with the Forest Dept. shows that, in the past we have done very considerable work

in the early stages of the Protection of our Forests that our work has been well done. The amount of timber available from the Forest Reserve we need to the very large expense in buying out plant and extending our premises and, at the present time a further Commission of machinery, is on order by us.

Owing to the fact that the present Railway System does not tap most of the large Forest areas, it is difficult to obtain suitable areas for working for saw mill purposes, and this difficulty has been increased by the fact that large areas have got into the hands of monopolists who have endeavoured to buy up all the saw mills in the Country.

We have at present an area reserved for us in the Forest of Dean but the timber contained in it consists chiefly of Cedar wood which is suitable for furniture & joinery purposes only, and for building purposes we require some concession reasonably near the Railway, out of which we can obtain a supply of timber for building purposes, pending the opening up of fresh Railways. The district for which we apply is practically the only one which has any forest of considerable extent, which is away

Local Railway Communications.

We are prepared if we are given a concession to undertake that the Government may take any timber required for Government purposes.

It is a matter of very great expense to make arrangements for working a concession, and it is therefore reasonable that a saw mill should have rights which will enable them to work an area for some time, always of course under the direction of the Forester as to matters of price etc.

Roads and paths have to be made, and we have already done a considerable amount of road making which has proved a benefit to others.

It is essential for the welfare of forests that it should be thinned by the cutting of mature trees, and there is no other firm in the country which has any claim on the Government similar to ours. We would deem it a favour if you would give us the opportunity of placing our case before you in person, and meeting any objections which the Conservator of Forests may have, as of course you are the authorities of the Forest Department, & explaining the heavy loss which

which we must sustain if we cannot  
obtain a steady supply of timber for  
building purposes.

we are  
None Toolmen  
Bedient Servants  
W. J. S. Smith  
for **B. E. A. SAW MILLS**

Some Copy  
for **B. E. A. SAW MILLS**

*Smith*

142895

Forest Dept. 10  
Nainital. 498

November 27<sup>th</sup> 1908

Supply of Timber for B.S.A. Sawmill

Sir,

I have to acknowledge receipt of your letter of the 24<sup>th</sup> instant. Referring to my letter No 1005 dated Feb 17<sup>th</sup> 1908. I think, see that the laudable desire of yours form to obtain a sufficient quantity of wood to keep the mill going is guaranteed so far as it is possible for Government to do so without infringing the rights of the General public, & the paramount interests of the State & Railway.

With these necessary reservations I am happy to be able to give you the assurance that a large quantity of wood is a good consideration at present. You will be afforded the best opportunity of working mature timber on the B.S.A. Sawmill & elsewhere. In view of recent consumption with you as the market of a large quantity of timber for your mill the amount of wood to be supplied to you has been submitted, which if approved in its present form, will leave the effect of rendering impossible any further alienation of forest tracts, such as that which occurred in the case of

No. 2668

Forest Dept.  
Nainital

10  
498

November 27<sup>th</sup> 1908

Supply of Timber for BSA Sawmill

Sir,

I have to acknowledge receipt of your  
letter of the 23<sup>rd</sup> instant. Referring to my letter  
No. 1605 dated July 17<sup>th</sup> you will, I think, see  
that the laudable desire of your firm to  
obtain a sufficient quantity of wood to keep  
the mill going is guaranteed so far as it is  
possible for Government to do so without  
infringing the interests of the General public, or the  
paramount interests of the State.

With these necessary reservations I am  
happy to be able to give you the assurance that,  
so long as you will continue to supply as  
at present you will be able to supply  
of timber of your kind in the  
local forest. Since my recent  
conversations with you on the subject of  
supplying timber for your mill the  
draft of a Forest Conservation Act  
has been submitted, which, if approved in  
its present form, will have the effect of rendering  
impossible any further alienation of forest  
such as that which occurred in the case

(2)

499

of the uplands of East Africa Syndicate.  
The utilization of the such stocks of  
timber in the agreed limit and a course of  
transport from the Uganda R. to the Dohia  
forest are now engaging the attention of  
Government and I trust that, when the  
somewhat difficult problem is satisfactorily  
settled, you will be able to transfer the  
whole or portion of your milling operations  
to the Dohia forest, which has more of timber  
in ~~agreement~~ quantity in excess of that in  
the P. camp forest.

I have the honor  
to be,  
Sir,  
Your obedient servant,  
Chief Conservator of Forests.

Sincerely  
for B. E. A. SAW MILLS  
A. M. M.

of the complaints of East Africa Syndicate

The utilization of the great stores of  
timber in the Kenya Forest and a number of  
transport from the Uganda Reg. to the Kenya  
Forest are now engaging the attention of  
Government and I trust that, when these  
somewhat difficult problems are satisfactorily  
settled, you will be able to transfer the  
whole or portion of your milling operations  
to the Kenya Forest and the store of timber  
is ~~generally~~ greatly in excess of that in  
the Uganda Forests.

I have etc.

Yours sincerely,  
Chief Conservator of Forests

Yours truly  
for B. E. A. SAW MILLS  
A. M. M. M.

No 2382/10

Forest Dept.

Wardha

500

November 11<sup>th</sup> 1910

Dumries for future work

Sir,

In reply to your letter of the 10<sup>th</sup> instant which has remained without answer pending my absence from Wardha. A notice will shortly appear in the Official Gazette inviting tenders for the timber in a market area of some 400 acres in the Forest of Deant. As mentioned verbally, I agree with your suggestion that some consideration should be given to those mills already working the forest in the neighbourhood, and I am recommending that a reduction of 20% on the Gazetted rate be allowed to the B. & A. Sawmills and Messrs. Waters & Neilson this reduction to apply, in favour of these two firms only, as against all other abnormal tenders for forest in the neighbourhood.

Re: opening a road from Senega to the N. E. By if you can fix any approximate date for beginning operations in Senega, I should at once communicate such date to Government and that steps be taken to put the road in hand. I am also endeavouring to arrange

(2)

501

arrange with the Provincial Commissioner for  
the making of a road north from Lami  
to the Roosevelt Forest Station and thence  
onwards to the Chania.

I have seen

(Sd) J. Hutchins.

Chief Conservator of Forests.

True copy.

for B. E. A. SAW MILLS

Amuck.

50612

D/ 22<sup>nd</sup> June 1910

Extract from Letter No 1373/10 from the  
Chief Conservator of Forests to **B. E. A. SAW MILLS**

In reply to your letter of the 17<sup>th</sup> instant, as  
you are aware I look on your saw milling  
business as of the utmost importance for  
the development of the more accessible  
forests, & have lost no opportunity of  
facilitating your work.

2. I am writing to the Public Works Dept.,  
pointing out the necessity of a branch road  
northward through the forest from Lari or  
Escarpment. If the P.W. Dept. are unable  
to do anything in the matter, I shall hope  
before long to start work on this road with  
Forest funds.

With regard to the working of the forest  
north of the Railway, as you are aware, I  
discussed this matter with Mr. Morris,  
and we visited this forest together in February  
last. It is so full of so much cut up with native  
bees that for the first time in three miles there  
is a large area in which forest working  
could not be carried out. It has been  
arranged that whatever native cuttings  
visited was at Mr. Morris's disposal for  
milling purposes.

J. B. FAISAN MILLS

Shawmills

Copies of Letter 980/12

From the Conservator of Forests  
Transfer

12  
503

To Mr. B. A. Saunier

27<sup>th</sup> Sept 1912

With reference to your letter No. 7234  
of the 10<sup>th</sup> instant I have the honor to  
inform you that "marked timber" means  
timber trees marked for felling in accordance  
with the management of the forest.

I am sending you herewith a copy of  
the rules made for granting special licenses.

I regret I am unable to reconsider my  
decision with reference to your application  
conveyed to you in my letter No. 941/12 of 6/9/12.

I have ...

(Sd) E. B. de Lumbel  
Conservator of Forests

True copy

M. Saunier

Copy of a letter No 94/12. Dated September 1912.  
From the Conservator of Forests to the S.E.A.S. Mails

Sir

With reference to your letter No S. u/225  
of the 3<sup>rd</sup> instant in which you make  
application for the forests on the N. side of the  
River to be taken the line and extent from the  
forest of the P. & C. M. S. boundary  
throughout it to a point on the forest boundary  
where it is intersected by the S. river. I  
regret to inform you that your application  
cannot be entertained.

2. A license is hereby granted you for cutting  
a definite number of trees in parts of the  
forest applied for.

3. With reference to your application for all  
the Mugait trees between the Northern  
boundary of the area you applied for to  
the S. river, I am prepared to  
recommend your being granted a special  
license to cut all the marked Mugait  
timber in the Forest Reserve between the  
P. & C. M. S. Rivers.

no 94/12

(2)

505

I forward forward a cheque for Rs 95/-  
with reference to your communication  
with Mr. Jackson in this office on the 3<sup>rd</sup>  
instant, on the subject of making application  
for the Muzaiti timber both standing and  
fallen in the Native Reserve. I beg to inform  
you that the matter is now under  
consideration of the Government.

I remain, &c.

(Sd) J. Batterscombe  
Conservator of Forests

More copies  
for B. E. A. SAW MILLS  
Almush

Copy of letter from

No 988/2

The Forest Department  
Alwar B. E. A.  
September 9<sup>th</sup> 1912

Sir

With reference to your letter of the 9<sup>th</sup> instant, I have the honour to inform you that your application was refused for the reason that it was in the interests of the Government not to grant the area of forest applied for to any one party and it is also overlapped by two previous applications.

2. I was given to understand by you that the forest in which you wished the Forester to accompany Mr. Morrison was that on the Eastern Slopes of the Kithugi Escarpment, between Jari and the Chania River.

3. There is no objection by you having no gates or marked for you and the Forester at Jari can issue the necessary license.

I have to be  
(Sd) S. S. S. S.  
Conservator of Forests.

True copy  
to B. E. A. SAW MILLS

*[Signature]*

Copies

No 346

The Secretariat

Madras S.A.P.

February 6<sup>th</sup> 1913

Gentlemen

I have the honour to inform you that His Excellency has perused your communication of the 23<sup>rd</sup> ultimo and that in his opinion it throws no fresh light on the subject in regard to which his views & intentions were most carefully explained to Mr. B. S. S. S.

2 The representations made in your letter under reply have effected no change in His Excellency's views and he has nothing to add to what he said at the interview.

I have etc.

(Sd) W. J. J. J.

for Chief Secretary to the Government.

True copy

B. E. A. SAW MILLS

Secretary

No 3 4162

The Secretary

518

Director

November 23<sup>rd</sup> 1912

Sir

With reference to your letter of the  
11<sup>th</sup> instant October addressed to H.E. the Governor  
on the subject of your application for a  
Concession to cut mature timber on the  
North Side of the Uganda Ry. between the  
Riparian ~~Reserve~~ & the Native Reserve I  
desire to inform you that His Excellency  
~~after~~, after a careful consideration of the  
matter, can find no justification for granting  
a monopoly over the area referred to, and  
is consequently unable to entertain your  
application.

I have so

(Signed) J. Morrison

for Chief Secretary

True copy

B. E. A. SAW MILLS

M. M. M.

Box of letters No 511, 231

B. E. A. SAW MILLS

509

of 7<sup>th</sup> September 1912

To the Conservator of Forests

Waverley

Dear Sir

I have your receipt of your letter N<sup>o</sup> 75/12  
of the 6<sup>th</sup> instant wherein you state that our  
application for certain forest areas cannot be entertained.  
I would kindly inform you of the reasons for  
this refusal, which comes to me as a great surprise  
after the conversation about you said an application  
for this area would be considered. Moreover you  
allowed a forester to go with our Mr. Morson  
to inspect the area which had at some expense  
and also of a lot of valuable time. It would  
have been no object served in inspecting the forest  
if an application could not be considered at all.

We note certain ~~of the~~ ~~areas~~ ~~to be~~ ~~about~~

One of our subjects under discussion with Mr. Jackson  
seems to have been overlooked to have a number  
of alluvial trees marked in the area applied for as well  
as a number of secondary Sawyers thus to commence  
sawing up the timber.

Yours faithfully  
(Sd) A. Brumby

B. E. A. SAW MILLS

B. E. A. SAW MILLS

B. E. A. CUMMINGS

510

Application for Forest Land Survey  
dated 31<sup>st</sup> September 1912 - to the  
Conservator of Forests

to be, to apply for access for getting  
out of trees suitable for use  
of the building, furniture, & other use  
in an area bounded as follows: - Starting from the  
North West corner of the African Inland Mission  
Compound there is a straight line to a beacon  
in the Forest boundary on the north bank of the  
Diorcia River, thence along the forest boundary  
Southwards to the Railway line, and following the line  
to the E. A. Estates boundary, and following  
this boundary line between Native Reserve and  
Forest Reserve, and following this boundary line  
(a North-South line) to the starting point.

We estimate this area to be approximately  
10,000 acres & containing about 200,000 cu ft of forest  
land, the rest being mostly open grass land.

Owing to the very difficult nature of the  
area for transporting the timber to the Railway, & the  
absence of proper roads & bridges, and the forest  
being very scattered, we beg to request that  
the

Sm. 225 2/3/9/12

50

rates beyond five miles from the Ry. line be reduced to half, and a further reduction of 1% be allowed for every mile beyond the four miles from the Ry. line to enable us to sell the timber at a profit in competition with timber from the forest areas granted in very large areas and on conditions & rates which are much easier than the ordinary forest rules & rates.

We also beg to apply for a licence for all Muzaiti trees in the area between the Northern boundary of the area applied for above the Ikeru River. This timber is required for cutting into sizes suitable for furniture, joinery, carriage & building purposes more especially to complete the imported teak wood.

There are very few Muzaiti trees in the area first applied for hence this application.

We are the oldest established Saw Milling firm working Government forest, having the largest and most up to date plant of Saw milling as well as Planing, moulding, joinery & wheelright machinery in this country. This machinery & plant represents many thousand of £'s invested for the timber industry on a sound working basis.

Sun 225 d/3/9/2

511

as to supply the ever increasing demand for timber for building and other purposes.

Further we have erected a number of new additional machines & if these applications are granted as we intend to lay down a new plant for sawing logs in this area, it would be impossible to haul logs to the Railway line or on to the ~~road~~ main roads, owing to the hill nature of this area - and in many places it will only be possible to use the trees there by ~~cutting~~ them sawn up by pit sawyers.

In support of these applications we beg to refer you to the Hutchins letters to us assuring us that we should have the first right to any Government forest in this country as long as our mills were conducted in a proper manner.

We enclose cheque for Rs 10/-

Yours faithfully

(Ed) A. Hutchins

for B. E. A. SAW MILLS

True copy  
for B. E. A. SAW MILLS

Ref Copy

From B. E. A. SAW MILLS

20.

To the Conservator of Forests - number

No. 234 of 1906 September 1912.

5.

Dear Sir

In reference to your letters nos 944/10 & 958/12 in which you state that you are prepared to recommend a special licence being granted to clear all the marked Merzante timber between the Pass & Chama Rivers we should be obliged if you would kindly inform us what is understood by marked timber & a special licence.

You state that it is in the interests of the Government not to grant the area of forest applied for to anyone party, and it is also overlapped by two previous applications.

Regarding the first item we beg to point out that this is a very small area compared with what has been granted to other parties, & further only about one third of the whole area can be said to be forest land, and this small quantity of scattered forest is surely not worth to grant as it will not last our mill going for more than a few years.

Regarding the previous applications we should like to know if these applicants have any established sawmills & if they also have are they at present operating in Government forests.

B. E. A. SAW MILLS

(2)

San Jose 2/17/10 Continued

we again beg to refer you to all the promises & assurances from the Forest Department in past years. Our letter dated Nov. 21/08 reads as follows:-

I am happy to be able to give you the assurance that a large quantity of lumber will be well connected and at present you will be afforded the first opportunity of working mature timbers on the Escarpment & Eschmont. In a letter dated Dec 12/09 which refers to the forest north of the Railway & goes on to say that - It was then arranged that whatever mature timbers existed was at the hands disposal for milling purposes. Surely in the face of these and other assurances or the strength of which we have continued to enlarge our mills & increase our plant, you are bound to grant us this small area as we hold the first & best claim to it, & we hope you will reconsider your former decision.

Yours faithfully

J. E. King

B. E. A. SAW MILLS

True copy  
B. E. A. SAW MILLS  
Hess

514  
26403

JUL 14

*The communication herewith inclosed, which has been  
received at the Foreign Office, but which appears to be destined  
for the Colonial Office is transmitted  
with the compliments of the Under-Secretary of State for  
Foreign Affairs.*

*Foreign Office.*

*July 18<sup>th</sup> 1884*

26403/1914

513

East?

*[Handwritten signature]*

3 Sept. 1914.

Sir,

With reference to your letter of the 16<sup>th</sup> of July

I am directed to inform you that a

copy of your letter together with the

enclosure ~~is~~ <sup>is</sup> ~~in~~ <sup>in</sup> ~~form~~

were despatched to the

Gov. of the East ~~by~~

in July last by

~~London~~ mail steamer

The mails by that

steamer have not

been received in the

Port and it appears

that the despatch steamer

DRAFT.

J. W. Sheen Esq.

MINUTE.

Mr. ~~Sheep~~ 3/9/14

Mr. Bottomley 3/9/14

Mr.

Mr.

Sir G. Fiddes,

Sir H. Just.

Sir J. Anderson.

Lord Emmott.

Mr. Harcourt.

they will now be  
recovered.

I am to  
enquire whether you  
are in a position  
to furnish a further  
copy of the correspondence,  
and if not, to request  
~~that~~ you will submit a  
statement of your case  
with reference to the  
question of the supply of  
timber to the B. E. A.  
Steam Saw Mills Co., in  
order that ~~the~~ <sup>the</sup> ~~Board~~ <sup>Board</sup>  
may be enabled to  
communicate again with  
the Gov. on the subject.