N. 38005/7. No. 38 005/7.
SUBJECT CO 533/453 Previous

FILE C.

PETAT

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Publication (the ways of glogon) - 27 glogon and the man of the hatter of the same of the last of the same of the last of the same of the last of the

This is a petition from the Kiruyu who live in what is called the Tigoni township. The petition has been sent through the Acting Governor but, in accordance with the practice which appears to be generally followed in Kenya, they have sent a copy direct to the Secretary of State and copies to Mr. Lunn, M.F. and Charles Buxton in the hope that they will be able to put on pressure.

I have looked up the Tigoni case in the report and the evidence of the Land Commission. appears that, when about 1905 the Limuru area was alienated to white settlers, it was intended to alienate the whole lot. One of the Catholeo Missions applied for the area to build a house on it and the area was earmarked for the purpose in the Land Office. In the following year the Collector thought that the land had been alienated to a certain Mr. Duire and the Mission was told they couldn't have it, but no record was put into the Land Office and the Land Office thought that the land was still to be destined for the Missish. a result, the place eventually became an unallegated island in the middle of land which had been alienated. In time natives drifted tate it and the population now on the land socceeding to the figures given in the Land Commission's evidence is 167 men, 177 women, and 263 children, making a

total of 607. The area of the thing is

The Commission state that they find facts that the Kikuyu people had acquired some rights in the land before the time of the famine (1898-99), but their occupation was never very effective and when the famine popurred they left the area and did not return to it in any numbers until after the surrounding farms had been alienated. From time to time proposals have been made for shifting the secole and the District Commissioner five years ago put ference proposals for giving them a block of land of greater area in Compensation far hute, pleated trees and so forth. Commission say they are estisfied that every care was taken in putting these proposals sofore the actives, and, as a result, 6 out of the 10 Githaka helders agreed. When the Commission was appointed, however, they entertained such high hopes of what would happen that they all sithdres their agreement. The commission cars (paragraph 398) that they believe it to be to the advantage of the native and the record so a whole that they/should be ordered to quit figure and be accomposated as suggested. The natives now say that they don't want to move, and ergue that they ought to get compensation at various rates which they set out to the homorial. They may there are three secret trees on the plot and, if so, then the

Land Commission must be held to be quite wrong in its finding since there is hardly time for them to start sacred trees in the time during which the land has been occupied. One of their requests is that they may be allowed to choose their new land without reference to the District Commissioner or the Land Board. This refers to paragraph 395(e) of the Commission's Report which advises that each Githaks holder would be allowed to choose which block of new territory he would have his farm in but should not be allowed to choose the exact site, which was to be selected by the District Commissioner and the local Land Board.

There is probably something in the petition but what it is difficult to find out. The Carter Commission went carefully into the whole thing and found as a fact that the Kikuyu people had left the land derelict until at any rate after 1904. It is obvious that to get them out of the area would be in their own interests, but from looking at the evidence given before the Commission it is difficult to resist the conclusion that there may be more to be said against moving them than has been. Still, that is whet the Commission's weeter and it was their job to sift the evidence.

It is probable that a copy will come through the Acting Governor with his comments and I think all that is necessary is to tell the O.A.G. that this has been received, and that his comments will no doubt follow, and ask him to inform the

3 Ine Karioki (Kikuya Catal Rost) - Tel - 12.11.35 Protests egging amount of Tigoni inhabitation of States that objections will follow. signatories that the Secretary of State has received the memorial, A is a sees when we The position from The tituya Certial have not got the malained Brown hades the 13th of Mother, 1934 was be found at the is an 23034/5704 It was lent hier to the off & chien were Cat to the Garal Seculary Equ The arms is not underen agent from the band becomes · The program on hi as my a muller a def a necele . and a let Klickerye boto Landbarren Ropert from the ter of a self and nothing and of M. D. Fengels. be feet of when there and & main & stage my 5 km; com) for come love A Prespect spection in the Hage you often aster. Edina, forma . The man 1 1 7 May 1934 (No4 n on so that light a thing day 2304/34 PO. File) refus treety to the comes. The last's reply on that the can exists. hade it clear that petitions 15th 20 6.25 hust be retrieved in the paper hum. (Copie 1 the PO KA been sout to frauer in the soul DESTROYED PROCES STATUTE I count true that we have here juch H received in the Chilling Like by graphing the hear from the preum regarding the petition of 13 at 1946 or freezeys magnish The King Low Town Acre a petition 2 27 May 1935 do not some that must, he (A La Qui plu) who have the purpose " Cay had to fee by Ai devil with the most reference to petition of 186 above a cay of which we don't to him that , I rejent that he come N. Inhon rella the patitioners to be informed of Denimin of Col. legalation No.

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actions who feel that they K. C. A. . w dott : Kiknya Contact association . sugar a englay] Kings might have GD as more. He suply has some O No 200 W counts on the petter, and it is just the sort of case where Kenga and process to importion 6 45 1511 35 without letting anyone little at once done. So - A upt on what with a require for en anni to (2) and man which we the manning 100.75 see and letter from I district Know alla & deplicate of a day for long and ongo (page) that To of Hangable (is and) . 3/1/25 be shall have a separate deep about the Eigens be in refer to that as well & mill when the deep is to be expected . . 6 to Kenya 978 (4/2, 1,000) as to Kangalla Quanatiformy " by a let all manching 82 m 22001/2/21 hand not be next with the over the option a copy of bodies in the Hoff quain by an faling by oral on Monitor 19 for his title is long sent - and makes to be a of yell com S. J. Kappy I me a - sak they are Offic. Other Major Mider for that hay is the 1930. Alle is ad Freeze Att. J. ft. primary satisfactly det Satist from Marchae have Kinga have not answered one whether (no. 2) almost pettin (as:1) or Jyun at رجند عيش he mast auto again. the moter loving in he thank CH . I supplem missione was. that In a formal and w/wought sade hides has been made and selound yet have probably from soul

19 11.35. Grosemith.

Sir C. Parkinson Sir G. Tomlinson

Sir C. Bottomley

Sir J. Shuchburgh

Permit. U.S. of S.

Parly. U.S. of S.

Secretary of State.

38005/7/35.

To go by Air Mail.

Downing Street.

3 DEC 1935

Sir,

DRAFT.

KENY

GOVERNOR

URTHER ACTION.

I have etc. to refer to

Mr. Wade's despatch No. 361 of the 23rd of July regarding the removal of native occupiers of land in the

Highlands, and to enquire whether I may shortly expect a despatch in regard to the proposed modification of the recommendations in Sections 393 - 398 of the Kenya Land Commiss: Report.

In this connection I observe that I have not yet received your comments on the memorial from representatives of the Kikuyu in Tigoni ares, which was enclosed i

despatch No. 455 of the 24th of Fune.

(h. 2)

3. I emplose for your information a copy of a telegram addressed to me by Mr. Joses Karieki of the Kikuyu Control Association,

Bairobi, and copies of oprrespondence with Mr. J. Kenyatta — A copy of the letter dated — lith of occober, 1934, mentioned in the telegram was cont to you direct. — As a matter of procedure — shall be obliged if you will inform Mr. Asrical of the province of Colomial Regulations Nos.

280 and 104 1935 adults.

Lave, sic.

CELE . THOMAS

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1 Save, wi-

BA HOMAS

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grosemith.

4, 11.35.

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Sir C. Parkinson. Sir G. Tambasan.

Sir C. Battomicy

Sir J. Shuchburgh

Pomi. U.S. of S.

Parly. U.S. of S.

Secretary of State.

To go by Air Mail.

Downin

Downing Street.

3 DEC 1935

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Signed 4. H. THOMAS

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of the provisions of Colonial Regulations Nos.

180 and 184 (1930 existen).

T. North and

(Blenni) 4. H. THOMAS

-idPour

95, Cambridge Street, London, S.W. 1.

18th November 1935.

The Rt. Hop. Majorim MacDonald, Secretary of State for the Colonies ECRIVED Bowning Street, Whitehall, J.W.

4.NOV1935

Mir.

I have been instructed by the Eiknya Central Association of Kanya, acting an behalf of the Eiknya people, to draw your attention to the fact that the Kenya Severament le removing Akikaya from Tigoni, their ancestral land against their will.

This action is being carried out on the basis of the recommendation embedded in the Morris Carter Commission's Report.

We begoest respectfully to bring to your notice the fact that his Majesty's Imperial Dovernment has promised the Kikuyu people that no such action as referred to above would be taken to put the seconmendation of the Commission into offeet until cook time as the African people involved were made acquainted with the cald recommendations.

Purthermore, the Kikuyu inhabitants of the Tigoni ageshave always opposed any suggestion to remove them from their land, and amphatically stated their opposition to any such proposal at the time they gave their evidence before the Commission.

We, therefore, appeal to you to intervene on behalf of your petitioners with the Kenya Government to step the foreible eviction of the Eiksyn people at Tigeni, pending the arrival in Lendon of more detailed information concerning your petitioner's objections, as referred to in the attached cablegrom.

Assot setion on your part will be greatly appreciated by the Eikkyu, as it will allow them the opportunity of again stating the reason they desire to remain in undisturbed pressures of the encestral land which they now accepts:

> I have the honour to be, Mir, Improbedient servest,

> > Semeral Secretary The Elksyn Control Association.

Brand 12-41- 85

We likely protecting against Districtor Elambs removing Tigoni inhabitations etc. socarding Carter Commissions Separt see Chapter VI Section Sim Note 3 and our letter 15.10.84. Our shiperions will follow.

Joses Emricki K.C.A. Smirobi.

falkGram from Joses Karioki K C A Nairobi to the Secretary of State, Colonial Office.

Dated 12th November, 1935 Received 10.29 a.m. 12th November.

The Kikuyu protesting against Districter Kiambu removing figoni inhabitations etc. according Carter Commissions deport see Chapter VI Section 217 Note 3 and our letter 13.10.34 our objections will follow.

13/23034/5/34

3. -

P.O. LIMURU. KENYA COLONY.

27th may 1935.

THE RIGHT HON'ABLE. THE SECREARY OF STATE FOR THE COLONIES.
THR' H.E. THEACTING GOVERNOR.
OF KENYA. NAIROBI.

COPY TO C.M.C. NAIROBI.

P.C. NYERI.

" CHARLESE. R. BUXTON 6 ERSKINE. HILL. GOLDEN. GREEN. LONDON.

DAVID LUNAN. M.P. C/O HOUSE OF COMMON .

Common Burns M. B. C. Limuru KIUKTU LOTAL PATRIOTS. (PRESIDENT-)

BOX 59 NAIROBI.

MECE / 250 M1 JUN 1935

SID/ fo Tigoni. people to the Kenya Government as well the Home-Government. because of our Tigoni land.

- they britens can exchange land with another, when the owners do not want the exchange? Them if that is so, we are ready for the exchange thousafear since others around us have lost theirs, but to express it fully to have no desire of this exchange.
- that we have to say in connection with the exchange off our land, is is that above all we wish to express our riverses. We are displeased then the Diagram in the blaces age 24, because you can also see that it looks like also read connecting the two locations of Headman Range and Headman Range and Headman Farmer and Headman Gathingo. This seems the forester lari has been troubling people of the two locations named above when they peas from the same as from the forest, so our "Githaka" is seed as for connecting link of the two reserves. (Island as for connecting link of the two reserves. (Island as for connecting link of the forest Officer's at the deverage of the Forest Officer's are the forest officer's

that purpose because we igner to the simple reason that we is the middle of the simple reason that we is the middle of the surposed farms, and no other to our constitution to the covernment is ? Which of the interest of the simple si

- All of which will emerge from the two sides that belong to the Forest Deprement.
- The "Githaka" shown on that named diagram is very unfertile, it is only part c that belong to Githirioni people which is fertile. Fart B the eastern side on the same diagram is very poor land that grows nothing edible even trees on it are "Ruthiron and Mikuhakuha" which a good sign in kikuyu land that shows at once the unfertility of soil; part A' is the same, and above all part B' has practically no meter.
 - B) although we have said above that we can exchange our land with another, we beg that we may be allowed to choose as it is said in thee K.L.C. Report page ii? section 395 (E) any land that we like, without any interferance from the D.C. or L.L.BOARD.
 - c) Again we pray that this map/be not thought of or considered deeply, because it's drawer is one with the knowledge of how to weak a tribe as ours be diminished, in many ways, through heavy expenses.
- b) We wish to mention that from "Tigoni to Githiripni" is io miles and the land that we prefer on the same side as of the one promised by the Land Commission is by the side of River Bathi Page 118 section 402 in the Report, a portion of Kinari which is about 18 miles from Tigoni, and is in between the Government Forest and the Native Reserve under Headman Nganga

If we have to be forced to leave Tigomi, the distance from to the land we are promised the to the other by Bathi river is mile of It so it is appears to us as a disturbance regarding that we have the best been shown.

- Them we refer to the Evidence page 23 para 40-8 as if we had said that we should be given one acre for it acres we did not say so rit was the wish of D.C. because we wanted to be given three times of Tigoni. If you refer to the evidence page 182 the evidence given by Lukn Wanganga he expressed how we are the against leaving Tigoni, but we were told that if we refuse to leave Tigoni we would lose our land as our neighbours arround then we give our evidence regarding Tigoni, none of us thought that land could be exchange for another, as it was lated down by the Land Commission, which reasons we do not know.
- that time who is now F.C. of kikuyu Province. He went with the Tigomi representatives to see what land would have been 2000000 accepted for the exchange, which was not minded how broad it was at that time .Kenya Government had decided to let free was that time surrounded by the Forest, but because of remembering that promise, we wrote to the F.C. to ask him whether was had to be given the land he showed us, our letter was dated for the reply was dated 4th April 1935. which he told us that we should not expect the land he showed us when he was D.C. at kinsbu. That we wish to say to the Government is that, if that primise was not kept, then we heater be allowed toromain at Tigoni.

- 5/ We sere told by the D.C. on the 9th march 1935, which was our fi first time, this shauri of land exchange or removing from Tigoni our land.
 - We were astonished to hear that if we refuse to shift we would be forced to do so the and this was the first "bdraza" in which the matter of Tigoni was discussed. We had only been informed about that Baraza at 6pm of 0/3/55. and that baraza had to meet the following day at d a.m. we were not pleased because we were not prepared. the baraza was concerning with counting our buts and other things such as trees & such things were least we wished to hear about The major things we wish to hear are related here below.
- On 9/4/55, there was a barese at Githirioni and some numbers of Klambu L.B.C. and all the Tigoni Githaka owners met and the D.C. when we reached there we were shown the boundries made by the Forester, we found that boundries we badly marked, and it was the day that we were shown the map on page 54 of the evidence, so we refused that land, because it has no water unfertile and very this, and in the diagram it appears like a neck of a Giraffe. The D.C. did not show as well, because he only showed us

where the Foreter and separated because when we read the map a time on page 64 in the Fridence we feel as if it is the Forests who had drawn the boundaries in the absence of the D.C. Hembers of L.H.C. Aid not approve of it for the same reasons we have said above

- 6/ Was we pray the Government that they may re-consider for usis that shear! In the report of K-k-G. page 11t chapter to she \$ 5000 5000 507 and in the Hwidence seemed, 100 100 given by take and people of Tigoni.
- 7/ We pray the marcyful Govt that we may be allowed to say our expenses at Tigoni when we will be removing without our consent how we should be given our chare. A to shooms what land we want beeting 504 [E] in the report rage 117 without being competied by the D.C. or the L.L. Nogard.
- Our compensation to be given according to our properties.

 In people the owners of the land, first to paid the cost
 theirs chambes, because they bear the cost of cultivate
 their land, through given some parteto their Theorets who
 give him in revurs some native beer or shape 12/- instead of
 beer scording to active custom, so he should say the number
 of screen cultivate, people being shes for yer on arre.

Geréssa with menure has separated cost

C/ Compensations for wattles end blue game a cast close one gam tree is making to off if it is out and rest of the feel one etast is cost shee is/ yer etast, such tree we charge is/ whether small or blg , wattles we charge if/ yer tree.

The tree such as magame our secred trees small does she is not tree. On the land there trees small out as a magame our secred trees small out as a magame our secred trees small she making trees for worship God, because our dident people will have no place of worship God.

Houses built with currugated Iron sheets , the owner may say the cost. Compensation of thatching reeds at Tigoni and kany River and Ithanje river which are very useful to us for thate? huts, an acre of it cost sh 120/- These Ithanje is widely used by people of locations under Headman Mukoma and Kihiko as well as (quartters).

Reeds enough for hut cost io/- . Cooker the owner of the Githaka may be allowed to say the number of acres he has .

We regret to say that the land where we have to be removed to has no Ithanje (reeds). So what shall we do about thatching of huts, and we cannot bear the cost of the C.I. sheets

On the whole area there two big Rivers and Tigoni and Ithanje and four other streams and many wells , well watered , we are astonishing to see the Got- forcing us to go on water-less land.

- E/ Compensation of crops we regret to say that some crops that grow at Pigoni land would not grow at that place such as sugar canes Bananas and which are essential to us. One planted sugar cane stem would cost sh 5/- and that of banana would cost sh io/- that is the custom *** exiting in kiambu District. wi wish to be allowed to quant these ourseves .
- We will stop there and hope that the Govt will consider our recests kindly, remembering that when you tell us some-thing of removing , it souse sounds as if you wish to diminish us . We hope that eg you give our"shauri" heartly consideration . Since we have passed all the necessry steps in the Govt and we have done it in vain , thats why we have send it to you

BORKER

	r objection will continue.	
	We have the Honour to be sir .	
	Yours Servents People of Tigoni. I. Suka Warganga. John Mbogwa	
sgd sgd	Jovenales Gitau. Jovenales Gitau Stanely Kinyanjui. Itania Kenyangu	