

1924

4

27

KENYA

C.O.
49084

17 OCT 24

DATE

15th September 1924.

GVERNOR CORYNDON. 1233

CIRCULATION :-

E.A.ESTATES LTD. EXCHANGE OF LAND.

Fwds further particulars regarding proposed exchange and trusts approval may now be given. Native question does not arise.

Previous Paper

m 7

49075

MINUTES

The Govt. has had the approval in writing in dated of 22 Sept. or 4 3985.

I am willing in this regard to alter the decision, but it is disappointing that the reports now sent do not allude to report of the RL, Hetal. So far, that is concerned, we are where we were on 4 3985.

Rel. rest., refer to the approval given on 4 3985.

Subsequent Paper

505/514/16

point on the report
 of the Lt. Mitchell
 was not enclosed, & that
 if the S. G. may
 assume that on the
 second group of three
 Trans. & 3000 persons
 mentioned in 43985 there
 are no natives, who have
 settled there since 1722.
 Other than those mentioned
 in 1722, who have settled
 there since that date.

C. S. 20.10.44

Enclosures of

PLAN (PROVISIONAL)
OF
LANDS SURVEYED
FROM
LONDIANI TO KISUMU

Scale 1:253440 1 Inch to 4 Miles

Kenya

KENYA.

No. 1233.

GOVERNMENT HOUSE,
NAIROBI,
KENYA



O.O.
49084
17 00 24

15th September, 1924.

Sir,

Despatch of 26th Sept. 1924:
Tel. of 10th Sept. 1924:
Tel. of 2nd Sept. 1924:
Despatch of 7th Sept. 1924:
Tel. of 5-8-24:
Tel. of 11-8-24:
U. Tel. of 15th Sept. 24:

With reference to my telegram No. 286 of the 15th September and the correspondence noted in the margin, I

have the honour to inform you that the farms which it is proposed to exchange with the East African Estates Limited are as follows:-

<u>Trans Ngwia</u>	L.O. 32 (1941) 31 (1940) 35 (1944)
<u>Uasin Gishu</u>	L.O. 8 (2101) 10 (2103) 11 (2104)
<u>Kibigori Uplands:</u>	L.O. 113 (3083) 114 (3084) (3085) 121 (3092)
<u>Kibigori Lowlands:</u>	L.O. 35 (1585) 36 (1584) 37 (1583) 38 (1582) as marked A, B, C and D in the plans forwarded with the despatch under reference.

I attach a map showing the position of these farms.

MAP:

- All these farms have been surveyed as Crown Lands for alienation and therefore any occupation by natives except under the Resident Natives Ordinance 33, 1918, and the Master and Servants Amendment Ordinance 7/1924, would have been unlawful. The question of actual occupation by natives was referred to the Chief Native Commissioner, who stated that he had no record of any native settlement upon them.
- The Resident Commissioners of Kitale and Kisumu, in whose districts these farms are situated, were then asked if any natives were, to their knowledge, living on them.

RIGHT HONOURABLE,

J. H. THOMAS, P.C., M.P.,

SECRETARY OF STATE FOR THE COLONIES,

DOWNING STREET, LONDON, S. W.,

KENYA
No. 1233.



GOVERNMENT HOUSE
NAIROBI
KENYA

49084
17 OCT 24

15th September, 1924.

Sir,

With reference to my telegram No.286 of the 15th September and the correspondence noted in the margin, I have the honour to inform you that the farms which it is proposed to exchange with the East African Estates Limited are as follows:-

Kenya despatch
705 of 26th
V. 1924:
C.O.Tel. of 10th
JULY, 1924:
C.O.Tel. of 2nd
August, 1924:
Kenya tel. of 7th
August, 1924:
Kenya Tel. of
25-8-24:
C.O.Tel. of
11-9-24:
C.O.Tel. of
11th Sept.24:

<u>Trans Nzoia</u>	L.O.32 (1941) 31 (1940) 35 (1944)
<u>Uasin Gishu</u>	L.O. 8 (2101) 10 (2103) 11 (2104)
<u>Kibigori Uplands:</u>	L.O.113(3083)114 (3084) (3085) 121 (3092)
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MAP:

- I attach a map showing the position of these farms.
- All these farms have been surveyed as Crown lands for alienation and therefore any occupation by natives except under the Resident Natives Ordinance 33, 1918, and the Master and Servants Amendment Ordinance 7/1924, would have been unlawful. The question of actual occupation by natives was referred to the Chief Native Commissioner, who stated that he had no record of any such occupation upon them.
 - The Resident Commissioners of Kitale and Kisumu, in whose districts these farms are situated, were then asked if any natives were, to their knowledge, living on them.

They -

THE RIGHT HONOURABLE,
J. H. THOMAS, P.C., M.P.,
SECRETARY OF STATE FOR THE COLONIES,
DOWNING STREET, LONDON, S. W.,

They both reported that the farms were unoccupied by natives. Copies of their reports are attached. I do not consider that any native question arises in this connection.

4. As regards unsuccessful applicants under the Soldier Settlement Scheme, I am advised that none of these areas contain farms suitable for small holders without capital, though divisible into 1000 acres blocks and suitable for settlers of some means.

5. It is the case that the titles for the land to be exchanged in the Highlands will provide for full development conditions as laid down in the Crown Lands Ordinance, 1915, while as regards the Coast and Taveta areas the old conditions of the original lease stand without diminution in spite of the large decrease in area.

6. Moreover, the Company will acquire land in the Highlands suitable for the production of coffee and maize on a large scale, and in this way capital will be attracted to the country and two of the principal crops of the Colony will receive encouragement.

7. As was pointed out in the despatch under reference, a large area at the Coast will be obtained and made available for cultivation, and in view of the local conditions, is a region where it is especially desirable to encourage production and where there are good opportunities for employment.

8. I trust, therefore, that in view of the advantages to be gained, you will approve the exchange as recommended.

I would point out that commitments entered into by the East African Estates Company in respect of areas in their Coast concession cannot be met until the whole exchange proposition is settled, while as regards the new Highland areas to be granted them, the Company's local representative strong-

Reports:

I have the honour to be,

Sir,

Your most obedient and humble servant,

R. B. Gordon

GOVERNOR.

INCLOSURES

large
In/Domestic No. 1233/61 15-9-1924

282

Handed in at Kisumu at 11.15 a.m.

To LANDS, NAIROBI:

Reference your telegram 25 to Districter, Kisumu.
Native occupation of farms mentioned small - Will inform
you exact extent early next week - Any native occupants
can be accommodated Central Kavirondo Reserve if necessary.

R E S I D E N T .

No. M/906.VII.

DEPARTMENT OF LANDS,

Nairobi,

283

14th August, 1924.

The Honourable,

The Colonial Secretary,

NAIROBI.

Reference your No.S.266/3/23 of 12th inst.

The Resident Commissioner, Kisumu, now reports that
there are no natives on the Kibigori farms.

Gd. H. F. Borrow:

For Commissioner of Lands.

M/906.VII.

DEPARTMENT OF LANDS.

Nairobi

283

14th August, 1924.

The Honourable,

The Colonial Secretary,

N A I R O B I .

Reference your No.S.266/3/63 of 12th inst:

The Resident Commissioner, Kisumu, now reports that
there are no natives on the Kibigori farms.

Sd. H. W. Borro

For Commissioner of Lands.

PUBLIC RECORDS OFFICE

File 49084/24 Kenya

281

10
11 22 OCT
12 22

DRAFT.

~~10~~
Incl

22 Oct 1924

1079

Amend
8/6/24
25/10/24

Mr Congdon

MINUTE.

I have to act the recd

Bull Oct 21
Machtig 27/10/24

of your despatch No 1233 of the
15th of Sept^r, regarding the
proposed exchange of farms
with the East African Estates
Limited, and I refer to my
tel. of the 23rd of September
conveying approval of the proposal

- Mr O. Davis
- Mr G. Grindle
- Mr H. Bond
- Mr J. Masterton Smith
- Mr Arnold
- Mr Thomas

(2398)

I should point out that

The report of the Resident

Commissioner at Kitale ^{E which} was

11/20/22 in paragraph 3 of your report to the

not enclosed in your despatch
enclosed in fact enclosed

as stated & would enquire
of 15/22 if you had to know

whether I may assume that

on the second group of three

Trans Azoria farms mentioned

in your tel. No 286 of the 15th

of Sept. there are no natives,

other than those removed

in 1922, who have settled

there since that date.

JTC

Signed J. H. THOMAS

Jan 43985/2