

1922

ENYA

14 452
CO
43481

FROM
INTERIOR
DEPARTMENT

TO
1922

DATE
8TH AUGUST 1922

NO
31 AUG 22

RE
COMMUNICATION

SUBJECT

ALIENATIONS OF LAND FROM NATIVE RESERVES

ITS with observations Return called for.
Regrets delay.

Mr.
Mr.
Mr.
Mr. [unclear]
Mr. [unclear]

Mr. [unclear] 17/8/22

J. H. [unclear] Smith

Mr. 8/17/22

Mr. [unclear]

Subsequent Paper

MINUTES

~~Mr. POTTER~~

1 minute after discussion with
to deal with the various Schedules
in order.

(Open to public inspection)
Schedule 1 There seems nothing in this
Schedule open to criticism. The various
alienations are either unimportant, or for the
benefit of natives, or already approved, but
(?) we might ask for further information with
regard to No. 2 - for what purpose was the
conservation of water power required and was
any compensation given to the natives.

(Open to public inspection)
Schedule 2 The grants are small and not
open to objection.

(Open to public inspection)
Schedule 3 Apart from the large aliena-
tions of which we have already approved, there
are really very few, and subject to No. 6 (see
below) being cleared up satisfactorily, there

seems

Handwritten notes:
Alfred - copy sent to Mr. [unclear]
to be kept by Mr. [unclear] to be sent to Mr. [unclear]

Subsequent Paper
50/9/22
38936

presumably fall under Class B.

The question arises whether there are really enough cases likely to arise under B. to make it worth while to alter the existing system, having regard to the criticisms

the Bill would put in the House if there is

to the Bill, the word "and" should be omitted to see it drafted as complete with the proposed alterations before anything is done to make a decision (which will probably come embodied as soon as Parliament meets)

As to the Bill, the first point is whether it can be moved to take down that it is no more than a Bill. It is a Bill in the ordinary sense of the word. (It is a Bill in the ordinary sense of the word.)

I think that the answer is "Yes" W. J. R.

If the answer is "Yes", then the proposed alterations as to the procedure of the Bill is immaterial, but it would be desirable to make alterations.

If the answer is "No", then there is no reason for objecting to the Government plan of the Bill, and it is better to leave it as it is.

It is a Bill in the ordinary sense of the word. It is a Bill in the ordinary sense of the word.

(a) The Bill is a Bill in the ordinary sense of the word. It is a Bill in the ordinary sense of the word.

Return. Schedule 3 is the important one. I think that it is 2+3

it got by then out, as the transactions
were completed in 1911 - at that time only
nearly all of the plants were in the
date of the report of the map
in question is clearly the map with
the 1911 of any other - the following
40399 - I am unable to find any other map with
the same title.

I think that the 1911 map
is the one which had been
transferred from the Northern
Division into the Southern Division
and which was then
reissued as the 1911 map.

There is a note on the map
which says that the map
was prepared from the Northern
Division into the Southern Division
and which was then
reissued as the 1911 map.

The map is
reissued as the 1911 map
of the Southern Division
and which was then
reissued as the 1911 map.

as far as
the map is
reissued as the 1911 map
of the Southern Division
and which was then
reissued as the 1911 map.

Mr. [Name]

Director of Botany

Dear Sir,
I have the pleasure
to inform you
that the map
of the Southern Division
of the Botanical
Garden, which was
reissued as the 1911 map,
is now ready for
publication.

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publication.

(1) of 5 of [Name]



45
GOVERNMENT HOUSE,
NAIROBI,
KENYA.

8th August, 1932.

43431

Sir,

I have the honour to transmit herewith for your information a return of alienations of land from Native Reserves, as requested in your despatch No. 1624 of 29th October. I greatly regret the delay in completing the return, as I informed you by my telegram No. 266 of 2nd August this was due to difficulty in tracing old references and compilation.

2. The return will I trust be found self-explanatory. It is based upon the maps of 1912 which showed as Native Reserves various areas which had never been proclaimed as such and which were at that date in occupation by natives and intended to be legally reserved for them in due course as time showed what areas were really necessary for different tribes and what could be alienated to non-natives without hardship to the natives.

3. In some of the areas shown as "Native Reserves" in the 1912 maps, native occupation was of a sketchy and non-permanent nature. In others of course, e.g. in Kavirondo, the land was thickly inhabited and the occupation attended back for several generations. It was from areas falling under the former category that any extensive alienations were made.

4.

THE RIGHT HONOURABLE

WINSTON CHURCHILL, P.C., M.P.,

SECRETARY OF STATE FOR THE COLONIES,

DOWNING STREET, LONDON, S. W.,

4. You were informed in Sir Charles Bowering's despatch of 15th March of the position with regard to proclaiming Native Reserves under the Crown Lands Ordinance, 1915. This matter is being proceeded with, and it is hoped that shortly all the Reserves will be formally proclaimed.

I have the honour to be,

Sir,

Your humble, obedient servant,

Richard Borthwick

GOVERNOR.

Name of Reserve.	If proclaimed under Crown Lands Ordinance, 1915.	Area of Exsition.	Date.	Locality.	Purpose.	Remarks.
odi.	No.	5 acres.	16-12-1914.	Jagatus (Aiqui).	African Inland Mission Station.	Plot allotted to Church Missionary Society but abandoned by them and African Inland Mission permitted to occupy; not previously reported to Secretary of State.
	No.	5 acres.	2-2-1919.	Esprabet.	ditto	Approved by Government but subsequently abandoned by contractors; not previously reported to Secretary of State.
	No.	5 acres.	1-2-1918.	Sinbel (one) (Aijaba).	ditto	When Government originally held a plot in the Northern General Reserve (Aijaba); the plot at Sinbel was given them in exchange for the former, the latter having been moved from the Northern Reserve in 1912.
outh Kavirondc.	No.	10 acres.	3-6-1918.	Near Sais.	Evangelical Mission with hospital.	Approved in Secretary of State's Despatch No. 1078 of 1922. Confidential of 1922.
atto.	No.	5 acres.	—	Kiali.	Evangelical Mission; Native School.	Reported to Secretary of State for Sais by Confidential Despatch No. 145 of 28th June, 1922.
aba (Obuka).	No.	40 acres.	28-4-1919.	Chagetic.	Church of Scotland Mission; Medical Mission Station.	Approved in Secretary of State's Telegram of April 28th, 1922.
orth Kavirondc.	No.	30 acres.	—	Near Maseno.	Church Missionary Society; Medical training School for Natives.	Reported to Secretary of State for Sais by Confidential Despatch No. 861 of 28th June, 1922.

3. (Ward's lesson)

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to be ...

lots

20 x 20

Ward

... will ...

...

James ...

... from the ...
this ...

... position is ...
to show ... to give a
conclusion ... on the ...
... of the ...

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GOVERNMENT HOUSE
NAIROBI,
KENYA.

8th August, 1932.

43431

Sir,

488
1930/1
Return.

I have the honour to transmit herewith for your information a return of alienations of land from Native Reserves, as requested in your despatch No. 1684 of 29th October. I greatly regret the delay in supplying the return, as I informed you in my telegram No. 266 of 2nd August this was due to difficulty in tracing old references and compilation.

2. The return will I trust be found self-explanatory. It is based upon the maps of 1912 which showed as Native Reserves various areas which had never been proclaimed as such but which were at that date in occupation by natives and intended to be legally reserved for them in due course as time showed what areas were really necessary for different tribes and what could be alienated to non-natives without hardship to the natives.

3. In some of the areas shown as "Native Reserves" in the 1912 maps, native occupation was of a sketchy and non-permanent nature. In others of course, e.g. in Kavirondo, the land was thickly inhabited and the occupation extended back for several generations. It was from areas falling under the former category that any extensive alienations were made.

4.

THE RIGHT HONOURABLE

WINSTON CHURCHILL, P.C., M.P.,

SECRETARY OF STATE FOR THE COLONIES,

DOWNING STREET, LONDON, S. W.,

4. I enclose information of Sir Charles Sewring's
 despatch of 15th March of the position with
 regard to the Native Reserves under the
 Crown Lands Ordinance, 1915. This matter is being
 processed with, and it is hoped that shortly all
 the Reserves will be formally proclaimed.

I have the honour to be,

Sir,

Your humble, obedient servant,

Edward Mathay

GOVERNOR

Name of Reserve.	If proclaimed under Crown Lands Ordinance, 1915.	Area of Exclusion.	Date.	Locality.	Purpose.	Remarks.
Kikuyu (Kymbu).	Yes; but not at time of Exclusion.	269.18 aca.	4-3-1914.	Kabete.	Additional land area Kabete Laborator	328.97 acres of Crown Land added to Reserve in compensation; not previously reported to Secretary of State.
Nandi.	No; shortly to be proclaimed.	120 aca.	21-5-1915.	Southern boundary of Nandi Reserve.	Water for use of water	Boundary of Nandi Reserve is shown on map of 1915. It has been shown on map of 1915. It has been shown on map of 1915.
No.	No.	5 aca.	25-6-1919.			I want to see...
No.	No.	148 aca.		Trading Centre established at Mpesoni and Aldai, in which Temporary Occupation Licences have been granted.	one mill plot, on Oruba River, occupied by Waryun Singh.	I can only...
Kikuyu, Ngari District.	No; shortly to be proclaimed.	7 aca.		One trading centre reserve, in which Temporary Occupation Licences have been granted.	Three isolated mill plots granted on Temporary Occupation Licence.	I want to see...
Messi.	No; shortly to be proclaimed.	8000 aca.		Townships of Nerek, Mera, Ngong and Kajiedo of 2000 acres each reserved.	Fifty one trading Centres of 160 acres each reserved, in which 2 acre plots have been granted on Temporary Occupation Licences.	I want to see...

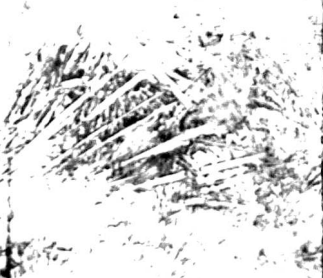
These subsequent to 1915 are governed by Section 57, Crown Lands Ordinance, 1915.

SCHEDULE 2.

ALIENATIONS FOR MISSIONARY PURPOSES.

Name of Reserve.	If proclaimed under Crown Lands Ordinance, 1915.	Area of Exemption.	Date.	Locality.	Purpose.	Remarks.
Madri.	No.	5 acres.	16-12-1914.	Jabaru (Aru).	African Inland Mission Station.	Plot granted to Church Missionary Society in 1913; abandoned by them and African Inland Mission permitted to occupy; not previously reported to Secretary of State.
Madri.	No.	5 acres.	2-8-1919.	Kupaboz.	ditto	Approved by Government but subsequently abandoned by the Society; not previously reported to Secretary of State.
Mural.	No.	5 acres.	13-2-1910.	Simbe area (Mural).	ditto.	This reserve was held a plot in the Northern Mural Reserve (Mural); the plot at Simbe was given them in exchange for the former, the latter having been moved from the Northern Reserve in 1912.
South Lavirando.	No.	10 acres.	2-6-1919.	Near Mural.	Seventh Day Adventists Mission with hospital.	Approved in Secretary of State's Despatch No. 1176.
ditto.	No.	10 acres.	---	Kisil.	Seventh Day Adventists Mission; Native School.	Reported to Secretary of State for sanction vide my Confidential Despatch No. 145 of 28th Nov. 1922.
Est. (Choke).	No.	40 acres.	28-4-1919.	Chogoria.	Church of Scotland Mission; Medical Mission Station.	Approved in Secretary of State's telegram of April 25th, 1922.
North Lavirando.	No.	80 acres.	---	Near Maseno.	Church Missionary Society; Medical training School for Natives.	Refer to Secretary of State for sanction vide my Despatch No. 861 of 28th June, 1922.

Name of Reserve.	If proclaimed under Crown Lands Ordinance, 1915.	Area of Station.	Date.	Locality.	Purpose.	Remarks.
Abadi-Kaviroro.	Not proclaimed.	5087 acs.	10-7-1912.	Kaimosi.	Area made available for cutting up into European farms.	This area lying between Ngosi and Kaviroro Reserves was not occupied by Natives and was not included in any definition of the Reserve boundaries; it was therefore properly speaking not an excision from a reserve. A portion of the land was used by natives in 1912 and the remainder allotted under the Ex-Soldier Settlement Scheme in 1919.
Nasai.	No. with shares proclaimed.	20700	1911.	Mogadi with Lakes Mogadi & Ngoson.	Extraction of Soda.	The concession was granted to the Mogadi Soda Company in 1900 & confirmed in 1911.
ditto.	ditto.	29000 acs.	1911.	Mogadi Railway Homes and Town-ship at Mile 25.	Purposes ancillary to Soda Industry.	ditto: large areas were added to the Nasai Reserve in compensation.
ditto.	ditto.	2066 acs.	1921.	Mile 42 Mogadi Railway.	Native locations for settlement of laborers on Mogadi works.	Granted to Mogadi Soda Company. Secretary of State accepted in his Despatch No. 127 of 23/11/1921. Monetary proceeds to be paid in funds.
ditto.	ditto.					Granted to Mogadi Soda Co. Secretary of State's consent. Despatch No. 127 of 23/11/1921.
	No.	5639 acs.	1919.	Kericho.	Grants under Ex-Soldier Settlement Scheme.	" 157 acres allotted to E.E.A. Aide Secretary of State's Despatch of 1st March, 1919 and Despatch of 12th August, 1919. (b) 1528 acres allotted to Ocala Syndicate. This area was shown in 1912 as part of Lumbwa Native Reserve but was no longer included therein in 1919, when the boundaries had been adjusted; the 2 grants referred to are only portions of the land allotted to the respective grantees, the remainder of the grants were never included in the Native Reserve.
Nasai.	No.	(a) 10000 acs.	27-8-1919.	Kipkarren River.	Ex-Soldier Settlement Scheme.	Granted to Griffiths New Zealand Syndicate. Vide my Despatch No. 1044 of 21st July, 1921.
		(b) 1103	ditto.	Basora Hills.	ditto.	" " G.W. and Miss Arnold.
		(c) 101	ditto.	Kipkarren River.	ditto.	Public Outspan.
		(d) 406	ditto.	Tuk Tuk River.	ditto.	Five allottees A farms, 100 acres each.
		(e) 4330	ditto.	Kipkarren	ditto.	Twenty seven allottees ditto. ditto.
		(f) 2240	ditto.	Basora Hills.	ditto.	Fourteen allottees ditto. ditto.
		(g) 3000	ditto.	ditto.	ditto.	Unallotted.
		(h) 11900	ditto.	ditto.	ditto.	ditto. the question of returning this

Name of Reserve.	If proclaimed under Crown Lands Ordinance, 1916.	Area of Excision.	Date.	Locality.	Purpose.	Remarks.
North Island		<p>4119.</p>	<p>192</p>	<p>Lalkipia</p>	<p>The ... Northern ... subject of ... writing ... e, at their request. The Lalkipia made for in ... ect.</p>	<p>your De ... my Dep ... No. 879 of 1921 intervening correspondence.</p> <p>A larger ... MS ...</p> <p>correspondence with the Secretary of on May 16th, 1912. No. 190 of October</p> <p>(S) (S) (S) No. 1313</p> <p>256 1921</p>
<p>...</p>		<p>...</p>	<p>192</p>	<p>North River Port Hall.</p>	<p>proposed to ... Swift and ... found ... with ... electric ...</p>	

43481/22 Kenya.

DRAFT.

Downing Street

21 October, 1922.

Sir,

I have the honour to
acknowledge the receipt of Sir R
Northey's despatch, No 1084 of
the 1st August, forwarding a

statement of the
alienation of land from Native
and transmit to you a copy of
the statement & proposed to

will class-
Schedule I numbers
been omitted.
decided as to alienations since 1912
my predecessor's copy - No 1624 of the

(53081/21) 29th October, 1921. I did not think it
necessary that these should be included,

as in the three cases referred to the
transactions were completed in 1911.
assume that the map of 1912 referred to
the map enclosed in Sir C. Bowring's

Confidential

CONFIDENTIAL
PROF. SIR R. CONYBEAR
Mr. Batterbee
Mr. Davis
Mr. G. Grindle
Mr. H. Read
Mr. J. Masterman Smith
Mr. Churchill

*Amoak
4052
13/10/22*

Indi

See Your 30/10/22

27 10 22

28

Draft return

*Comp. done on 29/10/22
after consultation with
the Attorney
CWB
2/11/22*

Confidential despatch of the 29th June, 1917. (40299/17)

3. You will further observe that in the case of No 6 (^{not No 4} ~~No 6~~ the Government's return), and No 7 (^{not No 5} ~~No 7~~ in the Government's return) of Schedule 3 I have caused a Colonial Office note to be added. As regards No 6 I do not appear to have received any previous information as regards the adjustment of the boundaries of the Mombasa Native Reserve, and I shall be glad to be informed when, in what circumstances, and for what reasons, the boundaries were adjusted. With reference to No 7 of Schedule 3 I understand that no allotment is to be made on the area referred to under No 7 without prior reference to the Secretary of State.

4. Regarding Sir E. Hartney's proposals I should await your views on the general question of reserves when you have had time to give a careful study to the subject.

I have etc.

(Sd) De Villiers

Confidential. despatch of the 29th June, 1917. (40399/17)

3. You will further observe that in
the case of No 6 (^{not No 4} ~~No 6 in the Governor's~~
~~return~~), and No 7 (^{not No 5} ~~No 7 in the Governor's~~
~~return~~) of Schedule 3 I have caused a
"Colonial Office note" to be added. As
regards No 6 I do not appear to have received
any previous information as to the
adjustment of the boundaries of the
Nairobi Reserve, and I shall have to be
informed when, in what circumstances, and
for what reasons, the boundaries were adjusted.
As regards ^{the} ~~the~~ ^{proposed} ~~proposed~~ to No 7 of Schedule 3
I have had in mind considerations that no allotment
shall be made from the area referred to under
(a) without prior reference to the Secretary of
State.

5. Regarding Sir E. Herbert's proposals
and the ^{line} ~~line~~ I would await your
views on the general question of
the reserves when you have had time to
give a special study to ~~the~~ ^{the} ~~subject~~.

I have etc.

(Sd) Devonshire

1922

KENYA

461

CO
43522
Rt
Rt 31 AUG 22

FROM
GOVERNMENT
MOUNTAIN

1083

DATE
8TH AUGUST 1922

FOR CIRCULATION :-

SUBJECT

Mr.
Mr.
Mr.
Mr. Brindle
Mr. H. Lambert
Mr. H. ...
Mr. ...

MOUNTAIN
MISSION TO ITALY

Reference is to the ...
of the ...
and ...

with

and

and

and

43863

*See to you 8 Sept 1922
with the Sec of ...*
ha
6/25

Subsequent report

23039

KENYA.
NO. 1083.



463
GOVERNMENT HOUSE,
NAIROBI,
KENYA.
31 AUG 32
8th August, 1922.

Sir,

33604

I have the honour to acknowledge the receipt of your telegram of the 14th ultimo reading as follows:-

" Please send by next mail full report as to the return of tribes from Wajir and Lorian into Jubaland"

and in reply thereto to submit the following.

2. When the possibility of the cession to Italy of Jubaland was first raised it was pointed out that, in the interest of the tribes inhabiting the Northern Frontier District, it was necessary that any new international boundary in that area should form the barrier to the movement of Somali tribes, who for some years previously had encroached on grazing grounds and water-holes in the neighbourhood of Eil Wak, Wajir and the Lorian.
3. It was considered advisable that, before the cession took place, the encroaching Ogaden should be moved eastwards into an area which would eventually become Italian territory and into proximity with kindred Somali tribes near the Juba River with whom they are in close association. The people whom it was proposed to move have, at present, interests in both these areas, and it was considered undesirable that they should retain such interests on both sides of the future international boundary.
4. The tribes in question are the Aulihan who had migrated

THE RIGHT HONOURABLE
WINSTON CHURCHILL, P.C., M.P.,
SECRETARY OF STATE FOR THE COLONIES,
DOWNING STREET, LONDON, S.W.

to the British, and the Mohamed Zubair who are divided into two sections, viz. cattle owners and camel owners, who had encroached on grazing grounds in the vicinity of Wajir. Owing to the apparent imminence of the alteration of the Anglo-Italian boundary, steps were taken in 1920 for the gradual removal of these nomadic people, and a beginning was made by the removal of the Mohamed Zubair cattle folk from the neighbourhood of Wajir to the Deshek Wana.

A. Negotiations between the British and the Mohamed Zubair were held, but no agreement was reached, and a final settlement was not reached. No further steps for the removal of the Sultanah and the Mohamed Zubair camel folk have been undertaken, and, in consequence, the camel and cattle people, fearing that they were not safe in the rest of their tribe, and having experienced a drought in their new habitat in 1921, drifted back to Wajir, bringing large numbers of cattle on the way. Orders have been issued that they must return to the Deshek Wana.

B. Movement of these tribes can only be effected in certain seasons, i.e. during the lesser rains in November and the big rains in April, and it is necessary that this Government should be warned, well in advance, when the cession of territory is likely to take place, so that the necessary steps for the orderly removal of the encroaching tribes can be taken. In anticipation of the cession of Jubaland only a small staff has been maintained in that province during the past two years, and this staff would have been insufficient to restrain these nomadic tribes from drifting back to the Northern Frontier District had they been moved when the matter first arose.

It has been estimated that the number of persons to be moved would amount to between 3,000 and 4,000, with some 50,000 animals, i.e. camels, cattle, sheep and goats.

I have the honour to be,

Sir,

Your humble, obedient servant,