

1923

KENYA

24 190

C O
33933
REC
REL 9 JUL 23

FROM *Criddale,
Asst. U.S. of S.*

DATE
4th July 1923

FOR CIRCULATION

SUBJECT

Mr. Dixon, Asst. U.S. of S.
Mr. [unclear]
Mr. [unclear]
Asst. U.S. of S.

*Liquidation of
Schauer, Walter, & Co., Ltd.*

Permit U.S. of S.
Part U.S. of S.
Secretary of State.

*ask if they are correct
in approaching the Co.
regarding delapidation
at Fortuna Farm.*

Previous Paper

MINUTES

*The extent of our knowledge about Fortuna
Farm is indicated in minute on 10566/23*

*The W.O. have evidently refused
to consider the claim on the ground that
the Farm was never occupied by the
military. Would you please advise
as to whether any claim rests on the
Govt. of Kenya in that case and what
reply should be given to the solicitors.*

(Pl. see your minute on 55500/21)

*It might be as well to begin by
asking W.O. what they have said
to Res. C.O. M.?*

Sd 11.7.23

Subsequent Paper

See Assignment of the 17th Jan

*1921 transferred to Hanton Catox any
claim by Schauer Walter & Co. against*

*and - 21 July 23
copy to W.O. - cont 10566 20 July 23
copy and of above (with note) - E. C. [unclear]
6th July 23 on 505/25
and - 20 July 23 on 54865/23
copy to W.O. (Pl) 10 MAR 1924 on 10533/24*

51480

MINUTES

MINUTES NOT TO BE WRITTEN
ON THIS SIDE.

the Imperial authorities, the Kenya Govt, the military authorities or the Controller of the company (52926/21).

According to 58006/21 the present claim represents a fund which has already been spent by our clients in restoring Fortune Farm which had been practically destroyed. There is no evidence that this destruction was the work of the Col. Govt and presumably it merely means deterioration while the property was in the hands of the Controller.

According to the last entry in 26664/22 Mr Adams was appointed Controller in his personal capacity & not as liquidator of Fortune Farm (though Mr Adams contests this). On this showing any claim would be against Mr Adams & not against the Kenya Govt or the present liquidator.

However this may be, I think that the claim should be resisted. It is an accepted principle that, where property dealt with under war legislation is subsequently restored to the owner, it is sufficient to restore the property as it stands. If claims for deterioration could be admitted

matter.

191

copy to O.A.G. for advice and say that the S. of S. assumes that the claim should be resisted ref. despatch on 58000/21

& reply that S. of S. is in command to O.A.G.

CWD

file as per
full report 4/13

11/13

17/1

as proposed - ref. 4
a 56460/23. but
and. for inf copy
of Co. letter of 4/11/22
or 46524/22 to wh.
ref. is made supra
W.C.B. Dip of 29/11/21
or 52500/21 for
copy letter of 25/11/21
mentioned.

Accd
17.7.23
a line

CRIDDLE, ORD & MUCKLE,
SOLICITORS,
COMMISSIONERS FOR OATHS.

J. M. L. CRIDDLE.
W. R. ORD.
ROBT MUCKLE.

Copy

C.O.
33933
REC'D
REC'D 9 JUL 23

Northern Assurance Buildings,
Collingwood Street,
Newcastle upon Tyne.

ROAD AT 9, SWIRBURNE STREET, GATEHEAD

Copy ~~ON 14th 1917~~ *ZC*

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
Henry

Reference is made to the letter of the 28th August last
concerning the application to the the office with regard to claims
in respect of ~~XXXXXXXXXXXX~~, as well as the suggestions and
other data in connection with the the office Bureau.

It was then referred to our letter of the 29th November
1917, and was then kept on of the files of the claims and ;
and the ~~XXXXXXXXXXXX~~ at ~~XXXXXXXXXXXX~~ the office of the claims being
the.

It was noted in this claim by the office which was
that the ~~XXXXXXXXXXXX~~ was also in possession of this particular
data and they ~~XXXXXXXXXXXX~~ with the claims and ~~XXXXXXXXXXXX~~.

It is noted that it is a fact that the ~~XXXXXXXXXXXX~~ Bureau
was notified in a letter to the Bureau on November 29th 1917
claim of an ~~XXXXXXXXXXXX~~ and is purchased against the Administrative
Department of the ~~XXXXXXXXXXXX~~. The ~~XXXXXXXXXXXX~~ of course, being then under
the control of the ~~XXXXXXXXXXXX~~ supplied for this purpose.

It should be noted that you will not be aware that

TELEPHONE NO. 1886 CENTRAL
111 GATESHEAD

TELEGRAMS, "BRIDDLER, NEWCASTLE-ON-TYNE"

CRIDDLE, ORD & MUCKLE,
SOLICITORS,
COMMISSIONERS FOR OATHS.

J. H. CRIDDLE,
W. H. ORD,
ROBT. MUCKLE.

*Northern Assurance Buildings,
2 Collingwood Street,
Newcastle-upon-Tyne.*

(ALSO AT 9, SWINBURNE STREET, GATESHEAD)

1911 12 20

IN RE THE ESTATE OF

THE COURT OF PROBATE IN AND FOR THE COUNTY OF NORTHUMBRIA
DOETH HEREBY CERTIFY THAT THE WILL OF THE DECEASED
HAS BEEN PROVED TO THE SATISFACTION OF THE COURT AND THAT
THE EXECUTOR HAS BEEN APPOINTED AND HAS TAKEN THE OATH OF OFFICE
AND THAT HE IS ENTITLED TO ADMINISTER THE ESTATE OF THE DECEASED
IN ACCORDANCE WITH THE PROVISIONS OF THE WILL AND THE ACTS
RELATIVE THEREUNTO.

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IN ACCORDANCE WITH THE PROVISIONS OF THE WILL AND THE ACTS
RELATIVE THEREUNTO.

Criddle Ord Muckle

N.I. 33938/23 Kenya.

25 July 1923

DRAFT.

Kenya
No 1008
O.A.G.

Amal.
5/14/20

MINUTE.

Mr. Seel 15/7/23

Mr. ~~Seel~~ Dis on. 18/7/23

Mr.

Mr. Davis

Sir G. Grindle.

Sir H. Road.

Sir J. Masterton Smith.

Mr. Ormsby-Gore.

Duke of Devonshire.

Criddle, Old Buckle 4.7.23. 33938/23

McC. O. 17. 4.8.22 34654/22

20/15

(56468/22)
 Sir
 With reference to the
 my
 Churchill's despatch No 1713
 of the 29th of Nov., 1922,
 I have etc. to do to
 you, for your ~~letter~~ ^{letter},
 the acc. copy of a
 letter from Messrs. Criddle,
 Old. and Buckle,
 regarding a claim
 for compensation in

126915/MS 9 - 6/11/23
 5/14/20
 Paper (w/attached)

request of dilapidations
at Fortuna Farm, formerly
the property of Messrs. Schauer,
Weller & Co.

2 I enclose also for
your information a copy
of C. G. letter of the 14th of August,
1922, to which Messrs Criddle,
Old and Nettle refer. A copy
of the letter from the firm
dated the 23rd of Nov. 1921, which
is also mentioned, was
enclosed with the ^{my Professor's} Churchill's
dept NO 1822 of the 29th of Nov.
1921

34654/22

58580/21

3. I presume that any

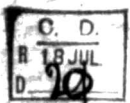
DRAFT.

2

MINUTE.

- Mr.
- Mr.
- Mr.
- Mr. Davis.
- Sir G. Grindle.
- Sir H. Read.
- Sir J. Masterton Smith.
- Mr. Ormsby-Gore.
- Duke of Devonshire

claim which may be
preferred by Messrs
Criddle Old & Nettle
on behalf of the Kenton
(East Africa) (in this respect)
Estate Ltd, should be
reverted; but I shall
be glad to be furnished
with a full report on the
matter.
(Signed) DEVONSHIRE



G N. 35938/73 Kenya


21 July 1973

DRAFT.

Gentlemen

Cuddles
, Kinchle

MINUTE.

- Mr. Seel ^{18/7/73}
- Mr. Parkinson 
- Mr.
- Mr. Davis.
- Sir G. Grindle.
- Sir H. Read.
- Sir J. Masterton Smith.
- Mr. Ormsby-Gore.
- Duke of Devonshire.

Carson.

2 Mr

I am able to attach the receipt
of your letter of the 4th July,
regarding dilapidations
in Kenya
at Fortuna Farm, formerly
the property of Messrs Schauer
Weller & Co., and to inform
you that the matter has
been referred to the
Gov. of Kenya for his


(Signed) M. J. READ

G.N. 35938/23 Kenya

C. D.
R 18 JUL
D 20

21 July 1923

2/26
DRAFT.

S
Gentlemen

Cradle
, Kuchle

MINUTE.

Mr. Seel ^{19/7/23}

Mr. Parkins *[Signature]*

Mr.

Mr. Davis.

Sir G. Grindle.

Sir H. Read.

Sir J. Masterton Smith.

Mr. Ormsby-Gore.

Duke of Devonshire.

Cassa.

20th

I am due to ask the receipt
of your letter of the 4th July,
regarding dilapidations
in Kenya
at Fortuna Farm, formerly
the property of Messrs. Schauer
Weller & Co., and to inform
you that the matter has
been referred to the
Govt. of Kenya for their
advice.

W. J. READ
(Signed) W. J. READ