

EAST AFR. PROT.

C. O.
2793



27939

Origin
East. A. F.

~~FOR~~ FORFEIT CONCESSION

Date.

1912

2nd. Sept

Last previous Paper.

13/ 25702

Quoted reply sent to Secretariat letter of March 6th. Returns plan of the land and states that final settlement of boundaries depends upon local adjustment of boundaries among various claimants which await the sitting of the "Land Court". Is unwilling to accept any alteration of the principle providing that milled timber shall be the basis of the royalty payments but would welcome any reasonable system of checks.

Dir G. Fielder

as Mr. Belfield took part in the discussion here I think that it is desirable that he sh^d. have been say on this - + a copy of the l^{tr} might go to him by mail. Otherwise I would have suggested telegraphing, as it is very desirable that this matter sh^d. be settled as soon as possible.

Send copy of Capt. G.'s letter to the Dir? + ask him to send us his final recommendation as soon as possible - if practicable, by telegram? - + ask Dir. saying that we are in commⁿ with the local authorities + will

11-Sep.
Copy comes for 585 cases

For subsequent Paper

25702

will send a further reply as soon as
practicable?

H. J. R.

1879

I suppose we shall come to the end of
the - or of the - by - Sunday.

Altona
Dec 10

TELEGRAMS MARK
STATIONER'S MARK



C. O.
CAMP HALL - 708
STAFFS
September 2nd. 1912

The Under Secretary of State
The Colonial Office
Downing Street

67

Sir,

I have to acknowledge your letter of August 7th and to apologise for the delay in doing so. My excuse is that I have been travelling and had not my file of the correspondence with me.

The memorandum, copy of which you enclose, was sent to me for confirmation on March 6th 1912. On March 26th I replied as follows:

The Acting Chief Secretary, Nairobi.
Sir,

On my return to Nairobi I have this day received your letter of March 6th, No. S. 233, Vol. 3. The précis of the discussion is correct except that in line three of paragraph 2 the word "part" should be read as "part", and that the end of paragraph 4 should read "and approved the principle of the division of the land as shown thereon whereby the M'baraki portion of the division is to be leased to him".

signed
E. S. Grogan.

attached
96

The plan of the land which I return herewith, only sufficed to illustrate the principle of the agreement. It did not suffice to delimit finally the actual boundaries, because the Government had already stated that it did not in the event of the land which had been leased to me.

The details of the final adjustment of this question were the matter of separate and subsequent correspondence of which I have no copies here.

The principles however as between myself and the Government were agreed and the final settlement depends upon local adjustment of boundaries among various claimants which await the sitting of the Land Court.

DAMP HILL,
NE NEWCASTLE,
STAFFS.

MEMORANDUM
OFFICE STAFFS, L. STAFFS.

(2)

With reference to paragraph 2 of your letter: in a communication addressed by me to The Honble. The Crown Advocate under date of April 16th 1912 I defined my position in the following terms. "In the matter of 'method of royalty payment' I rely upon Clause 5 of the Provisional Agreement accepted by The Secretary of State in a letter dated February 10th 1911 whereby it is agreed that 'the forestal conditions of the license shall be such as may be agreed upon by Mr. Grogan and the Chief Conservator of Forests' ".

The memorandum of agreement re method of royalty payment between myself and the Chief Conservator, which was drafted and typed in the Forest Office, provides that "milled timber" shall be the basis of royalty payment.

For the reasons expressed at the meeting of July 26th last I am unwilling to accept an alteration of this principle, but I would welcome any reasonable system of checks which the Protectorate Government might devise provided that it is clearly laid down that such checks are only to apply to the protection of the Government against any evasion by me or my agents of the royalties payable on "the cubic contents of the serviceable sawable timber in the bole" which is Mr. Hutchins' definition of the basis of calculation from which the agreed formula of conversion was deduced.

I have the honour to be
Sir,
your obedient servant

Wm. S. Grogan

9/ 27939 Cab

27939



DRAFT

Cab (N^o 585)

oag

11 Sept 1912

MINUTE.

- Mr. Kepp 11/9
- Mr. Butler 11/9
- Sir G. Fiddes 21/8/5
- Sir H. Just
- Sir J. Anderson
- Lord Emmott
- Mr. Harcourt

with ref to my disp N^o 497 of
 the 10th of August, I have
 the honor to transmit to
 you a copy of ~~the~~ ^{the} ~~minutes~~ ^{minutes}
 further correspondence

with Captain G. Grogan relating
 to his first ^(in the early) ~~conception~~ ^{conception} of
 the matter may be
 to request that you will ~~be~~ ^{be} ~~kindly~~ ^{kindly}
 considered by Mr Keppell or
 before the next meeting
 his usual assumption of the
 name with the ~~assumption~~
 by the ~~Government~~ ^{Government} and has
 his full ~~recommendations~~ ^{recommendations}
 on the subject
 in the matter as soon as

N^o 21865

N^o 27939

Capt Grogan

27939

Capt Grogan

Wpitts. if practicable
by telegraph

Harcourt

1336/20

9 / 27939 sub

1939

110



Sup

Capt. S. Graham

11 Sept 1939

Recd 11/9

Wt but for

20/15

Sir,

I am etc to ask the receipt
 of your letter of the 2nd Sept.
 relating to your forest
 concession in the etc
 to inform you that he in
 communication with the local
 Government on the matter subject
 a further reply will
 be sent to you as soon
 as practicable.

x 27939

J. C. ...