

1911

EAST AFR. PROT.



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REC'D
SEP 30 1911

Number
302

Date
September

of previous Paper
22650

MAJOR THE HON. H. C. GUEST, M.P.
APPLICATION FOR LAND

Submits for as to present position of application.

W. Reed

The information here given does not
at all square with the statement in
para. 5 of Major Guest's letter of the 11th
of July (22650).

Give him the substance of paragraph
of the despatch, with the slight editing
indicated.

WAB

Oct 3

W. F. ...
see 87c.

at once
H. J. R.

3/5

Handwritten: Copy above sent 578 10-04-11

26.

31626
30 SEP 11

GOVERNMENT HOUSE,
NAIROBI,
BRITISH EAST AFRICA

EAST AFRICA PROTECTORATE.

No. 502

September 7th, 1911.



Sir,

I have the honour to acknowledge the receipt of your despatch No. 401 of the 21st of July relative to an application made by Major the Hon'ble R.C. Ross, M.P., and others for a grant of land at Mamburi, and in obedience to your instructions to furnish you with a report on the

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+

2. In May 1906, Mr. B.G. Allen, Solicitor, of Nairobi, acting on behalf of Mrs. A. Gibson, Captain F.W. Barrett, Captain the Hon'ble B. Guest and Captain the Hon'ble F. Guest, applied for a grant of 5,000 acres each in the neighbourhood of Mamburi. These applications were registered, but owing to the extremely valuable nature of the land

THE RIGHT HONOURABLE
LEWIS HARCOURT, M.P.,
SECRETARY OF STATE FOR THE COLONIES,
DOWNING STREET,
LONDON, S.W.

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BRITISH EAST AFRICA

GOVERNMENT HOUSE,
NAIROBI,
BRITISH EAST AFRICA.

No. 500

September 7th, 1911.



Sir,

I have the honour to acknowledge the receipt of your despatch No. 401 of the 21st of July relative to an application made by Major the Hon'ble H.C. Arneson, M.A., and others for a grant of land at Mandruai, and in obedience to your instructions to furnish you with a Report on the subject.

2. In May 1906, Mr. B.G. Allen, Solicitor, of Nairobi, acting on behalf of Mr. D. Arneson, Captain F.W. Barrett, Captain the Hon'ble G. Guest and Captain the Hon'ble F. Guest, applied for a grant of 5,000 acres each in the neighbourhood of Mandruai. These applications were registered, but owing to the extremely valuable nature of the land

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

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land, and also to the fact that there had been previous applications, the registration was limited to 2,000 acres each, and the applicants were informed to this effect. In the meantime proofs of means were shown and all fees paid.

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2000/24

3. In October 1907 the question of the private ownership of land at the Coast was raised, and a report on the subject was submitted by my predecessor in his despatch No. 451 of that year. The members of the Syndicate were at the same time informed that while the greater portion of the land applied for by Mr. Arnason and Captain Barrett was undisputed, a part of the land applied for by the other two members of the Syndicate was claimed by private owners, and that until the claims to those titles had been thoroughly investigated, no deeds could be granted. Eventually, on completion of the survey, only 3,000 acres out of the 4,000 acres applied for by Mr. Arnason and Captain Barrett were found to be available.

4. The Syndicate were accordingly informed to this effect, and at the same time were asked if they would prefer to submit an application for the balance of 4,000 acres within another area, or to enter a fresh application elsewhere. They were also offered 2,000 acres on the East River in lieu of the land applied for near Nabru, but they refused.

5. A further communication was addressed to

them

+ No. 467 in Africa 18869

them at a later date and they were informed that a lease could be granted for 2,000 acres, if they so desired, whilst a fresh application for the balance of 6,000 acres to make up the original total of 8,000 acres could be submitted when the question of native claims was finally settled.

6. This offer was likewise declined but Mr. Allen replied that Mr. Arneson was willing to withdraw his application, if he could substitute therefor another for 4,000 acres on the Nandi Escarpment. The Land Officer was unable to entertain this application and informed Mr. Allen that Mr. Arneson would have to apply for land in Nandi in the usual manner, and would be treated on the same terms as an ordinary applicant.

7. The last communication from Mr. Allen, written on 1 February 1911, shows that Mr. Arneson will withdraw his application for land at the Coast when other land is granted to him, and that the other members of the syndicate are willing to await the results of the investigation of coast titles, in the hopes of obtaining the land to which they claim they are entitled.

I have the honour to be,
SIR,
Your humble, obedient servant,

GOVERNOR.

(C.P. (Girouard))

Gov. Robert East

DRAFT

Major the Hon. H.C. Guest, M.P.



Good eve.

Sr.

act of
Mr. Butler 4
Mr. Reed 4
Mr. Fisher 4
for comm

With ref. to the letter from this
dept. of the 27th of July, ^{regarding the} ~~from the~~
telling you that we have now
received a report from the
Gov. of the East on the subject
of your application for a
grant of land at Mambrui,
for the purpose of ~~cultivation~~
~~cultivation~~

1700
85 of 187

The facts ^{are stated} of ~~the~~
the case as follows:

In May 1871. Mr.

Allen, a Soldier.

copy to you
for info. 1871

+R. 2260 + 1871

7

of the ~~land~~ along on
behalf of Mr. A. Arneson,
Captain F. W. Barrett,
Capt. H. F. Guest
respectively, applied for
a grant of 5000 acres
each ^{in name} in the neighborhood
of Maunabo. These
applications were registered
but owing to the extremely
valuable nature of the land
also the fact that there
had been previous applications,
the registration was confined
to 2000 acres each, &
~~the~~ ^{in addition to} ~~the~~ ^{the} ~~grant~~ were informed
to this effect. In the meantime
proper measures were
taken and all fees paid.

In Oct 1907 the location
of the private ownership

of the ~~land~~ at the forest was
raised. The members of
your syndicate were informed
that, while the Forest 81
portion of the land applied
for by Mr. Arneson &
Capt. Barrett was un-
disputed, most of the land
applied for by ~~the~~
Captain Guest ~~was~~ ^{was} ~~was~~
was claimed by private
owners & that ~~the~~ ^{the} ~~the~~
claims to them ~~had~~ ^{had} ~~had~~
been thoroughly investigated,
no deeds could be granted.
Eventually, on completion
of the survey, only 2000
acres out of the 2000
acres applied for by
Mr. Arneson & Capt.
Barrett were found to be
available.

The

~~The~~ ^{the} syndicate were
not accordingly out the
same time ~~and~~
asked whether if ~~it~~
prefer to submit an applicⁿ
for the balance of 4000 acres
within another year to
enter a fresh applicⁿ
all together ^{the} ~~an~~ ~~offer~~
2000 acres on the Jubba R.
~~was~~ ~~applied~~ in lieu
of the land applied for
in the Jubba R. but
this offer was refused.

A further course
was then addressed to ^{the} syndicate at a later date,
^{see} ~~was~~ ~~not~~ that a lease
could be granted for 2000
acres if ^{the} ~~an~~ ~~offer~~
submitted a fresh application
for the balance of 6000
acres to make up the original
total of 8000 acres could be
submitted. ~~then~~ ~~the~~ ~~offer~~
7

DRAFT

7 nation claims was finally
settled. 82

x. This offer was later
declined, but Mr. Allen
replied that Mr. Aden
was willing to withdraw
his applicⁿ, if he
might substitute therefor
another for 4000 acres
on the Nandi Escarpment
The Land Office was
unable to entertain this
applicⁿ or inform Mr.
Allen that Mr. Aden
would have to apply for
land in Nandi in the
usual manner, and
be treated on the same
terms as an ordinary
applicant.

x. The last course
from Mr. Allen, written

Feb. 1911, I have
that Mr. Anderson will
with your own cooperation
for land on the Coast
where other land is
granted to him, & that
the other members of
the Agri-
culture are
willing to assist the
results of the investigation
of Coast Titles, in the
hope of obtaining the
land which ~~they~~ ^{they} you
desire

W. G. Fisher