



EAST AFR. PROT.  
21897

21837  
13 NOV 10

Serial 381  
Card A

MAPS OF NATIVE CLANDS

1910

in the Mwele Forest Concession and the East African Estates Concession.

Refers to maps forwarded in despatch 380 of 1910 and 382 of 1908. Sends memo by Mr Hollis and asks if that any question arise as to the ownership of land in that part of the Prot the two maps may be considered together.

Previous Paper.

21896  
21897

W. Read.

See minute & draft on Cor. 21896 below.

21896

July 23.

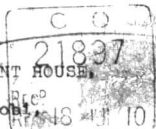
H. J. R.

23/VII

21896  
21897  
Disposal of

Subsequent Paper.

877



GOVERNMENT HOUSE,  
Nairobi  
June 18th 1910.

EAST AFRICA PROTECTORATE.

No. 381 A  
(Incl. 1)

My Lord,

In obedience to Your Lordship's instructions I submitted in my despatch No. 380 of the 16th instant a map on which are marked the areas affected by native rights on the concession applied for by Lord Kalaran. As this map was however compiled in order to show the land occupied or owned by natives on the grant made to the East African Estates Limited, so far as could be gleaned, it will be better that any remarks which I have to make on this map should form the subject of a separate letter.

+ *gm*  
21/8/10

Mr. Hollis  
Mar. 31st 09

2. A map showing the land claimed by and reserved for the natives South of Rab Mwaka Senge was compiled by Mr. Reddie and forwarded to Your Lordship's office by my predecessor in his despatch No. 382 of August 4th 1908, but owing to Colonel Owen Thomas objecting to the size of the areas set aside for the natives as being too large for their requirements, Mr. Hollis was instructed to visit the area and submit a fresh map. In furnishing this

+ *gm*  
32/3/10

map

THE RIGHT HONOURABLE

THE EARL OF CREWE, K.G.,

SECRETARY OF STATE FOR THE COLONIES,

DOWNING STREET, LONDON, S.W.

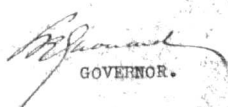
12/10/96 + N<sup>o</sup> 32397

8261-20

map, a copy of which is now being forwarded to Your Lordship; Mr. Hollis submitted the enclosed Memorandum and I would ask that if any questions arise in the future as to the ownership of the land in this part of the Protectorate the two maps may be considered together.

3. As already stated, no final arrangements with either of these large grants can be arrived at until the various native and other claims have been sifted and settled by the Land Titles Court.

I have, the honour to be  
Your Lordship's humble,  
obedient servant,

  
GOVERNOR.

In Dispatch No. 367 of 1917

## MEMORANDUM.

C O  
21837

As I reported on a former occasion the whole of a large part of the country inhabited by the Wa-Nyika tribes is divided up into districts in which only certain clans or families may settle and live. Ownership of or the right to sell the land is not claimed by the natives, but nobody may squat within the areas allotted to the different clans without first giving the elders a small present and receiving the necessary sanction. The Northern part of the Owen Thomas concession is inhabited by the Shimba Digo tribe, the southern part by the Digo and Turuma, and the western part (West of the Diefspecker and Macallister concession) by the Turuma. A certain number of Arabs are also settled along the coast and own small plantations.

In Mr. Reddie's map he has apparently included a great deal of unoccupied land in the Native Reserves, but he has as a rule been careful to mark off the land as divided up amongst the various clans. Thus, between Mihaka and Ukunda is a broad strip of good land which has probably never been cultivated or occupied but on which the people of these two villages have according to their own customs the right to settle should they desire to do so. I have marked this and similar areas as unoccupied land, and provided the elders are given their

and if they are consulted they will probably

is being prepared by the Survey Department that I have cut down the proposed Native Reserves, it will as a rule be necessary to pay the elders for the right to take up the waste land. Colonel Thomas informs me that his Syndicate will be quite willing to make such presents as are customary in order to win the good will of the natives.

The only area where there may be trouble is south of Tiwi, Waa and Cheteni. The natives of these villages have to a large extent embraced the Mahomedan religion and possibly claim now the right to alienate the unoccupied land situated in their districts. In fact, I heard some rumours that Indians were buying up some of the land as a speculation in case Colonel Thomas's Syndicate built a railway along the coast. I do not think, however, that the right of the natives to sell the land would hold good in a Court of law as this is not the custom of the tribe, and the custom of the tribe can hardly be changed by a change of religion.

Sd/- A.C. Hollis,  
Secretary for Native Affairs.

Nairobi,  
4th March 1909.