



EAST AFR. PROT.  
17371

374  
C O  
17371  
REC'D  
JUN 10

London

*Mwela Forest Concession*

910

June

Previous Paper

16/6/16

*Expresses surprise as to native claims which he thought had already been settled. Requests Mr. R. to enquire whether claims could be settled within a reasonable time, & asking for a map of proposed reservations.*

Mr. Read,

Lord Waleran certainly has some ground of complaint. I fear that I am to blame in the matter. It would have been better, when we received the Governor's despatch of the 28th of January <sup>(1894)</sup> to have asked him outright whether the native rights there referred to were of such a nature as to make it necessary to settle the lease locally instead of in this country. Instead of that, actuated very largely by the desire to get the lease through after the tiresome delays to which it has been subjected, I assumed that the native rights referred to would be covered by the standing clause, in the form of lease saving the customary rights of the natives (See clauses 20 and 21 of the lease enclosed in C.A./16976.), and therefore suggested on W/10269/ that we should offer to have the necessary agreement made in this country.

The

*Handwritten notes in left margin:*  
- a/c Copy comes for 350/ June ✓  
- 30 C. W. 26 June ✓

possibilities of compensating areas being granted in the immediate neighbourhood adding that we are committed to give Lord Waleran <sup>a net total area of</sup> 100,000 acres, ~~is not~~. We might then reply to this letter, again expressing Lord Cromer's regret that it has not been found possible after all to get the agreement settled in this country, saying that we have telegraphed to the Governor, and assuring Lord Waleran that there is no intention of departing from the conditions stated in the correspondence that has passed between him and this Office, particularly in the matter of area, ~~and~~ that so far as the Secretary of State can gather, it is only a question of deciding locally precisely what areas can be granted to make up the total of 100,000 acres.

When we get the Governor's reply to our telegram, we shall have to send him a copy of correspondence up to date, including a copy of the draft agreement in C.A./16976/, and instruct him to use every endeavour to arrive at a final settlement with Lord Waleran as expeditiously as possible, ~~and~~ impressing upon him that the principal conditions embodied in the correspondence with Lord Waleran are to be adhered to.

In the circumstances, any expense that may have been incurred in preparing the draft agreement in C.A./16976/ <sup>may</sup> ~~will~~ have to be borne by Protectorate funds. The expenditure will not be wasted, as the agreement ~~there~~ drafted will save most of the trouble of framing such an agreement in the Protectorate. We can wait until the final conclusion of the agreement before we

decide if the proceedings in the P.E. are  
expedient, Lord Wolmer may raise  
no objection to paying the whole cost of  
the preparation of the agreement. But  
the Crown Agents' solicitors ought not  
to be kept waiting for their fees so  
long. I would suggest therefore that  
the C.A. should be instructed to pay the  
expenses incurred to date from P.E.  
funds, saying that the question of  
claiming these expenses from the  
concessionaire will be considered later.  
This action might wait till we get the  
Governor's reply to our telegram.  
It is difficult to be sure yet what  
course the matter will take

HAB

June 9

Dr Fisher

Approved as proposed.

H J K

9/57

DR 10/6

JL 10/6

So received

28.  
12.62 at mce

C O  
17371  
REC'D  
RFG

373

44, HANS MANSIONS,  
S.W.

PRINTED FOR USE OF  
AFRICAN  
951  
GOVERNMENT OFFICE

June 8. 1910

My dear Sir,  
You will no doubt have  
seen the telegram No 76 from  
the former Bank Africa  
the letter sent me signed by  
Arthur on dated May 31. 1910  
I confess I being frankly  
surprised to hear about the  
restitution claims, as I was certainly  
under the impression that also

The Native claims in the [unclear] [unclear]  
had been settled when \$8,000

was deducted from the original [unclear]  
area, but it is widely [unclear]  
claims have arisen [unclear]  
dealt with. I wish to

been informed of the [unclear]  
despatch of Jan 22 1910 [unclear]  
he states that "having [unclear]  
from an [unclear] of the [unclear]

463  
5869

to be [unclear] place & that  
the [unclear] of the area [unclear]

to [unclear] [unclear] [unclear] [unclear]  
I have never heard of this

to [unclear] [unclear] [unclear] [unclear]  
substantiated the area

promised from [unclear] [unclear]  
to be [unclear] [unclear] [unclear]

but I presume I may take it  
to [unclear] the area [unclear]

was promised me [unclear] [unclear]

375

THE OGDEN  
WESTERN44. HANS MANSIONS.  
S.W.

Another copy of the ... on my part  
 of said papers. Under the existing  
 circumstances I prefer to agree that  
 is the only thing to be done  
 It is certainly very surprising &  
 had I had known of the  
 receipt of Jan 28 I would have  
 been able probably been able to have  
 made arrangements to have  
 proceeded said in hand that

West Coast of Africa, but now I  
 would do much more to the  
 West - the sea.

Under the circumstances would  
 I not have been kind enough  
 to call to the foreman to ask  
 if there is a possibility of  
 these claims being settled  
 within a reasonable time and

if a map with the historical  
 references could be sent here  
 for me to see it over.

It would hardly be worth  
 my while to go out & find  
 there was no chance of my  
 being able to settle up anything  
 with the company.

Yours sincerely  
 J. Halloran

W. E. A. P. 378  
17371  
Sent Credit 60pm  
18/6



13 June  
Jewess

DRAFT.

Telegram

Governor

With ref. to your tel of 19 May

Nairobi (10115)

underref

MINUTE.

Mr. Butler June 13 76

Mr. Read 13

Mr. Fiddes.

Mr. Just.

Mr. Cox.

Sir C. Lucas.

Sir F. Hopwood.

Col. Seely.

Lord Crew.

Walter

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East Africa

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W. 17371

E. A. P. *et*

378

Seal Club 14  
60pm  
13/6



June 18260

13 June  
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Telegram

Governor

With ref to your tel of 19 May

Nairobi (18215)

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Mr. Butler June 13 76

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Sir C. Lucas.

Sir F. Hopwood.

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Lord Crewe.

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what reservations  
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amarously

W.  
1737

E. A. P.

S3C



15 June 1910

DRAFT

Lord Waterman.

My Lord,

MINUTE.

- Mr. Butler June 13
- Mr. Read 13
- Mr. Fiddes.
- Mr. Just.
- Mr. Cox.
- Sir G. Lucas.
- Sir F. Hepwood.
- Col. Seely.
- Lord Crewe.

I am directed  
by the Earl of Crewe  
to acknowledge the receipt  
of your letter of the  
8th of June  
relating to the  
Mulle Forest concession.

2. Lord Crewe

repeats that it has  
not been found

1737/20  
1737/20

of the ...  
with ...

2 d/15  
+ 1737/20

+ 706.20

possible after all  
to have the agreement  
relating to the  
concession settled in  
this country, and he  
notes that you are  
prepared to proceed  
to the E. A. P. for  
the purpose. A telegram  
has been sent to  
the Gov. of the Pro.  
as suggested in  
the ~~note~~ <sup>is suggested in</sup>  
~~case of the present~~  
~~make part of your~~  
letter under reply.

3. I am to  
explain that there  
is no intention of

W  
10265  
+

departing from the  
principal conditions  
of the proposed concession  
as settled in the  
correspondence of  
~~which a list~~  
enumerated in the  
letter addressed to  
you on the 11<sup>th</sup> of  
April last, and  
that, ~~as far as~~ as far  
as we understand  
the position, it is  
only a question of  
deciding locally  
what areas can be  
granted to make  
up the total area  
of 100,000 acres  
of ~~the~~ <sup>the</sup> ~~land~~ <sup>land</sup>

17371  
Gen. Secy. E.A.P.

*File*



DRAFT.

THE CROWN AGENTS  
FOR THE COLONIES.

*M*  
Downing Street,  
21 June, 1910.

MINUTE.

- Mr. Butler. June 20 *f.3.*
- Mr.
- Mr. Fiddes.
- Mr. Just.
- Mr. Cox.
- Sir C. Lucas.
- Sir F. Hopwood.
- Col. Seely.
- Lord Crewe.

Gentlemen,

With reference to the 5th paragraph of your letter Sec. E.A.P. of the 4th June, I am directed by the Earl of Crewe to inform you that he approves of your paying from East Africa Protectorate funds your solicitors' charges for the work which they have already done in preparing an agreement for the lease to Lord Valeran of land in the *Mwele* Forest district. The question of claiming

these

*draft also of Sec. E.A.P. 17371-20*  
*16976*