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who is quite a to the old etter him Rime + if the from the at being reduced, I do at see they the for 1 to object. I she have thought that the construction of their concrete trops ( 50 ft log, Imdustal) whit only the weeflow is taken by the Est, with have improved the watering facilities for Spt. til . Seventh. the maran A. J.R. 11/11/13

THE MAGADI SODA COMPANY, LIMITED.

M. SAMUEL & CO. MANAGERS

MANNE LONDON WALL 1883

Hall House

5627 Bishopsquite

H/T

Londoning . . . .

915, July 7:91

The Under Secretary of State, Colonial Office, S.W. 23739

世行的人 JUL 13

Sir,

Our Resident Engineer informs us that the Government of the East Africa Protectorate has withdrawn the right of using the water of the Figure Springs which was previously granted us. If it were not for our experience during the last few months, we should certainly not believe that such a thing were possible, but as it is the fourth time that the Government of the East Africa Protectorate has seen fit to override arrangements previously made, there is nothing left to us but to apply to you for redress.

When this Company was formed, we were assured that the Government would give us all due assistance in the carrying through of the very difficult task undertaken by us, but, instead of helping us, the present Government of the Protectorate is putting difficulties in our way which make our position absolutely untenable, as we never knew which of the decisions previously arrived at may be reversed at any mement. In view of the vital importance of the last injunction suddenly placed upon us by the Government we are reluctantly compelled to respect-

fully submit that means be devised not only to put this matter right, but to provide against a repetition of such occurrences in the future.

The Government has granted us the right to build a railway to link up the Magadi deposit with the Uganda Railway and one of the conditions imposed on us is that we should arrange for a water supply of 100,000 gallens per day. The fulfilment of this condition was rendered extremely difficult by the Government refusing to allow us to use any of the water in close proximity to the railway line. We then worked out a scheme for pumping water from the Upper Athi. The carrying out of this scheme was rendered impossible by the Government refusing to allow us the use of this water excepting on the condixion that the flow at the Athi River bridge was not diminished in any way, a condition which our experts stated to be impossible to comply with. We then, after considerable trouble and expense, and mainly on the recommendation of the late Mr Currie, worked out a scheme for obtaining the necessary water from the M'gong springs, and, after having obtained the consent of the Government to the execution of this scheme under certain conditions, for which we amply provided, the whole of the material for the construction of this water supply was sent out to East Africa and the arrangements for the carrying out of the scheme were made. We may mention that this scheme involves the Company in very heavy expenditure, as we

have to go thirty miles away to collect the water. If the Government new wishes to withheld also this source of supply from us, they practically make it impossible for us to find the water, and we fail to understand the reasons why the Government, having granted the right to build the railway, new wishes to preyent us from providing the water necessary for working that railway.

We understand from our Resident Engineer that the Governor has gone on a six weeks' safari and that the Colonial Secretary states that he is unempowered to discuss the matter meanwhile. We should like to point out that, even should the objection of the Governor be withdrawn on his return, the delay so caused will materially affect the Company, and the Board may consequently be compelled to justify to the shareholders their statement that the question of water supply had been satisfactorily settled - a statement which was based on the Government's letter dated 22nd January 1913, a copy of which is attached to our secompanying report.

We have the honour to attach a full report and maps, clearly explaining, we believe, the whole position, but it may be as well to point out that the whole of the water which it is intended to take from the N'sang springs has up to the present been granted to us exclusively for the purposes of the Magadi Branch line. In connection herewith we take the liberty of referring to the request which we respectfully submitted in our letter of the 8th May, wherein

int 9

asked that the use of such part of that water as may not be required for the railway should be granted to us, at least temporarily, for certain other purposes.

In our scheme the needs of the Masai have been fully previded for by means of troughs, at which they can water their cattle, automatic valves being fitted se that the water is shut off from our pipeline as seen as the level of the water in these thoughs drops below a certain point. Our pipe-line. therefore, would be fed solely by overflow, and we feel justified in stating that our arrangements will be such as to guarantee that the amount of water available for the Masai will not in any way be reduced by reason of our operations.

We should like to express our regret that circumstances beyond our control have forced us to approach you in such a way, which we should not have done had we been able to see any other possibility of safeguarding the legitimate and vital interests of the Company.

> We have the honour to be. Sir.

Your obedient Servants.

THE MAGADI SOWA COMPANY ITTO Midrunelsles

12 July 1913 futtering and of we fait Hammet to sex the Mr. Read. 11 July wit 1 4 = C of the g of Sir G. Fiddes. July ugarding the Sir H. Just. Sir J. Anderson. action of the fort of the SAP. Lord Emmott. Mr. Harcourt. is withdrawing from the Trajadi 6. the right of rong the water of the N for Champ. 2. W/4: 4 in comm: Gt. with the for on the sepret - a further safty will be sent to you

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#### BODA COMPANY LIMITED

# ON NEGOTIATIONS re WATER SUPPLY FROM HILLS TO MAGADI BRANCH RAILWAY

N . GONG .

after several schemes for a railway water supply had been considered and abandoned Mr Ross meanwhile found a considerable quantity of water in the form of springs in the N' gong Hills. These springs eventually go to form the Kisserian and Rosnerley streams which disappear under the ground within a very short distance of the foot of the range, and it appeared to Mr Ross that, by putting in suitable troughs which the Masai cattle could use, there could be no. objection to our drawing off the surplus water which overflowed from these troughs. We enclose copy of a letter from our Resident Engineer dated 18th January 1913, in which application was made to the Government for permission to use this water, and a plan which was submitted at the same time showing the springs and streams in the N'gong Hills which it was proposed to use, is also attached. After many interviews with the Governor permission was granted us to use this water, and copy of the letter in which this permission was granted is enclosed.

Since the date of this letter, namely January of this year, we have presumed that the water question for the Magadi railway had been definitely settled and indeed a report was made to the Board to the effect that the N gong supply had been granted by the Government and was a satisfactery solution of the matter. On the 4th of this month, however, we gathered from a letter which we received from Mr Rose that some difficulty was being raised on the matter letter Mr Ross says:

<sup>&</sup>quot;I received the following telegram from the Chief Secretary to the Government on the 12th inst:-

'Following telegram received from Provincial Commissioner, 'Naivasha: Begins:- "Masai disturbed at Boda Company commencing to tap Kisserian and No.9 river to which 'Browne strongly objects in his 429/2 of 15th December 'Isli. Permission should not be granted.' ends. Please 'desist from tapping these springs until you have arrived 'at agreement with District Commissioner, N'gong.'

Er Ross goes on to say:

"I cannot definitely state what attitude the District."
Commissioner, Mr Browne, will take, but it seems an extraordinary thing for the Government to grant us rights to tap certain springs on plane which were laid before them and which received their full consideration and which evidently a little Masai grumbling now makes them raise the question of a further permission or something of the sort from the District Commissioner, R'gong."

He goes on to say:

"The fact that the Masai have the first call on the water by our automatic troughs should convince the Communent that the interests of the Masai are fully protected for in the scheme under which the water has been granted."

Our fears that the authorities were raising the question of this water supply again is confirmed by a telegram which we received on Friday and which reads as follows:-

"Governor instructs from N'gong weirs G and H only can be "tapped lower streams also additional three troughs be fed "from upper intake consider must be misunderstanding "through some misapprehension of Brownes but Governor un"approachable as left twenty seventh June six weeks safari "southwest Masai reserve Chief Secretary unempowered con"sider modification his absence projected work hung up "suggest get Colonial Office empower Chief Secretary with "Technical Advisers consider and decide whether sanctioned "scheme cannot be adhered to closely or fully without "detriment Masai and settle matter immediately"

If, as we take it from this telegram, the Governor now refuses to allow us to take any of the water from the lower streams except those marked G and H on the enclosed plan, we would point out that it derives us of nearly 90% of the water

available from these lower streams which would be equivalent to about 80% of the total water available from these lower attenden, and leaves us almost entirely dependent on the water from the upper streams, which have never given, even in the wet season, much more than 100,000 gallons per diem which we require and which will undaubtedly mean in the dry season that the railway water requirements will not nearly be provided for by the whole of the upper streams plus G and H of the lower streams Eurther the Masai would be entitled to deprive us also of this supply by watering their cattle exclusively from the troughs to be put in by us whilst the whole of the water of the lower streams might run to waste. We would point out that the attached plan showing the position of the streams, their estimated supply and the numbers under which they are known, was submitted to the Government before we received their letter of the 22nd January 1913, and it is inexplicable to us how the Government, having once sanctioned the scheme in which the streams and their outputs were definitely shown on a plan can now withdraw their sanction for the use of the water from the most abundant of those streams, and thus render the concession which they gave us practically worthless. In addition to the plan showing the position of the streams, we also attach a list showing the gaugings and the dates on which they were taken of both the upper and lower N'gong streams, and it can clearly be seen from this list that to deprive us of the lower streams except 0 and H practically deprives us of three quarters of the available supply.

To briefly recapitulate the matter we would point out that in Mr Ross's letter of the 18th January he applies for the whole of the supply from the higher springs exclusive of 15 and 16, these being the only ones which are ever used by the Masai and

then only occasionally, which gives a supply of 104,231 gallons per diem. This quantity, although the lowest gauging ever recorded by us, was taken in an extremely rainy year and therefore the margin of safety is nothing like sufficient. therefore, applied also in this letter to put in a lower main intake on the stream F at an elevation of 6,000 feet, where, by means of troughs the amount of water from the lower springs the full flow of which taken at the same time was estimated at about 425,000 gallons per diem excluding stream No.9 which it was never proposed to touch, could be used to make up the deficiency in the supply from the higher springs. It was also proposed to improve the watering place at stream No. 9 which. at present flows through marshy ground by putting in good stone watering places, and the Governor's letter of the 22nd January is in reply to Mr Ross's letter of the 18th January, in which these propositions were put forward, and agrees to his suggestions subject to a proper form of agreement being drawn up.

As we thought there might possibly be some mistake in Mr. Ross's telegram, which indeed was not quite clear to we, we cabled to him yesterday as follows:-

"Your cable 4th by lower streams do you mean lower weirs "as per your letter 25th November last If so it appears "to us Governor's instructions deprive Company of about "80 per cent of total supply. Cable reply".

and Mr Ross wires us to-day as follows:-

"Yes, lower wairs whereby supplementary supply reduced "80 per cent invalidating whole scheme. Also upper intake troughs place vital supply at mercy of massis."

THE MAUALI COM

", LTD,

MANAGERO,

The Hon. The Chief Secretary,
To The Administration,
East Africa Protectorate,
MAIRABI

Sir.

## H'gong Hills - Hagadi Railway - Water Supply

In secondance with your request of the 16th instant I now have the honour to forward under separate cover plan showing the position of the N'gong Springs, Streams and Weirs, and the line of proposed Concentration Pipes.

- (1) The gaugings of these springs and the surveying of the concentration pipe-line have been in hand from the middle of August until the end of November, and copies of the weekly gaugings obtained have from time to time been forwarded to the Government through the General Manager of the Uganda Railway.
- (2) By reference to the enclosed plan it will be seen that a group exprings rise above the 6700' elevation. These springs are not used by the Masai, and it is proposed to draw as much of our supply from them as possible. For this purpose we have to build intakes at these springs and lead the water from them to a central intake tank at an elevation of 6650' as shown.
- (5) Although the pipe-line has been staked out it is recommended that Springs Hes. 15 and 16 should not be tapped, but left for the Massi who at certain periods of the year bring up a few sattle to this vicinity which rises in a very much flatter lie of country than the rest of the upper group of springs.
- (4) The flow of these higher springs (exclusive of Nos.

  15 and 16) gave a total of 104,231 gallons per diem on 2nd Movember 1912, just before the November rains set in. This is the lowest gauging recorded by us after the recent dry season extend-

ing over a full five months.

- (5) This yield not providing a sufficient safety margin over our requirements, the lower springs and stream flows were therefore gauged. These gave on the same date (2nd November) a combined minimum flow of 425,533 gallens per diem excluding Stream No. 9 which gave a further flow of 33,724 gallens per diem on the same day.
- (6) To ensure the Railway supply we have, therefore, to put in a lower main intake on the stream "F" at an elevation of 6000°. Small intakes will be built on the lower streams at the points shown on plan, from which such water as may be required to make up the deficiency in the railway supply will be led by means of a pipe-line to the main lower intake. From this intake our 6" diameter main pipe-line runs for 35 miles to a large tank at Cairn Hill (elevation 5800°) From this tank the water flows by gravity along the railway as far as Koera Station fifteen miles from Lake Magadi.
- (7) Water from these lower streams will only be used when, and if, required to bring up the supply to the railway demand.

  Compensation Water
- (8) In the scheme as proposed to the Consulting Engineers, Springs Nos. 15 and 16 and stream No.9 (which latter gave a flew of 33,724 gallens per diem at our last lewest gauging) are to be left entirely for the Masai. Stream No.9 is the second largest in the N'gang Hills District and its whole flew will therefore always be entirely open to the Masai.

As it flows through somewhat marshy ground certain points to be selected by us on this stream will be cleaned out and, if necessary, pitched with stane to give the cattle comfortable watering places.

(9) A study of the map will show - apart from Stream
No. 9 - the fact of our having intakes so low on the lower streams

will always mean the easy access to the Massi of the stream flows "G", "H", "J" and the "Kisserian" above where we tap them and therefore before the water reaches our intakes. This of course would lead to pollution of the water.

In a measure to obviate any necessity for their watering above our Lower Intake, and again to guard against any possible chance of the Massi running short of water through our tapping the streams and springs - I propose to put in a set of congrete compensation water troughs in the vicinity of, and below, the main lower intake.

This set at first would consist of three concrete troughs each 50° leng, and of the type shown on attached print. A closed-in chamber would be fitted and se arranged that as seen as the level of the water in the trough began to fall the ball-valve would drop and the inflow at once recommence. This ball-valve acts automatically and would always ensure the Masai having the first call on the water should they require it. The troughs would be fed by a pipe-line from the lower intake.

Thus a permanent supply of 6,300 gallons - and as much further water as the cattle coming to the troughs could possibly require - would be assured.

If, later, it were found that more troughs are needed to accommodate the cattle, these could be added by us.

Government Station Supply

(10) Should the Government Station be transferred to this vicinity the supply for the station could always be obtained from our Lower Intake.

There will doubtless be cartain minor medifications of this scheme, but in its bread same the above represents that which we wish to adopt.

I therefore have the hencur to respectfully apply for its

approval by the Government,

I have the honour to be

Sir.

Your most obedient Servent.

(Signed) T.A. ROSS,

Resident Engineer - Magadi Railway.

N.B. The following plans &c. are forwarded under separate

Blue print - Type of Water Trough - No. T.l.

de. - Index Plan of Magadi Railway.

Plan tracing - Plan showing springs, streams and proposed Concentration Scheme, N'gong Hills - No. W. 23.

The Secretariat, HAIROBI, East Africa Protectorate.

January 22nd 1913.

Sir,

I have the honour to acknowledge the receipt of your letter No. H. 45 of the 18th instant containing certain proposals for a water supply for the Magadi Railway to be conveyed in pipes from the N'gong Hills.

- 2. Subject to the acceptance by your Company of an obligation to surrender without compensation to Government at any time, either temperarily or permanently the whole or any portion of the supply which may be required by Government whether for the use of the Masai or for any other Government purpose, the scheme as set forth in your letter is approved.
- 3. It will be necessary for the terms of the arrangement as finally concluded to be incorporated later in an agreement signed by a legally authorised representative of the Company.

I have the henour to be,

Blr,

Your most ebedient Servent,

(Signed) C.C. BOWERING

Chief Secretary to the Government.

T.A. Ross Esq., Resident Engineer, Magadi Railway.

F. =			
Date.		Height in inches.	Quantity Corrected Quantity as gallens quantity estimated by per day property (results sent home.)
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26th Oct. 2nd Nov. 9th Nov.	Nel. "R" Nel. "R"	1.4	69,640 69,640 77,307
26th Oct. 2nd Nov. 9th ov.	C. *R"	1.80 1.7 1.8	100,744 92,640 100,744
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### plexations of Allhael Weirs ( Lewer Streams)

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# PUBLIC RECORD OFFICE.

Two One Documents, being 2) a Plan showing springs, socans

- · proposed system of concentration Magadi Rusy
- 3) N'Gong Water supply plan showing uppera lower weirs a streams etc.

hasebeen removed to MP6G 87

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H Anderson























