



EAST AFR. PROT.
N^o 11106

C. O.
11 106
REC'D
RE-6678 MAR 07

Individual

(Subject)

James of Seawell
1907

Appl^g for Land

previous Paper.

Summito observ^g as to what he wishes done in regard to the properties

10130

(Minutes)

Mr. Read.

Sir K. Mackenzie's position in this matter is not yet clear, and the proposed agreement to be drawn up by C.A. will I presume be with Lady Mackenzie and Mr. Douglas.

The immediate matter is the map which Sir K. he wants to have prepared from the tracings attached to 10130. They are only copies of originals, which, so far as we know, were prepared by Mr. Douglas, partly by the Survey Dept, and I think we should make it clear that we regard them as purely provisional subject to the wish of the S.D. to let us have two copies of the sheet with the left hand on the tracings recorded with?

Copy sent to Cape on 3 April
Copy sent to Sir K. on 14 April

G.C.A. 10011
" R. 30/2

W. Reed

I was out with affs. to see H. M. and the
CA. when it appeared from 10/20, made me
the agreement. As Baxter Wright appears to
have contemplated its liquidation with
locality

was
44

above
H. J. R.
2/4

1170



11106 136
REGR
REC'D 28 MAR 07

The Secretary of State for the Colonies,
10, Whitehall, London, W.1.

With reference to an interview with the Colonial
Secretary for the East Africa Provinces,
and the Officials at the Colonial Office regarding the
application for which application has been made by my agent Mr. Joseph
Culver, I have the honor to advise the following observations
as to what I wish to be done in the properties with your
agent.

Mr. Poulton was sent by me to East Africa
last August under an agreement with Lady Mackenzie
to select and apply for three blocks of land of
10,000 acres each of the best available for cotton
and rice cultivation, and he was instructed to
apply in the name of his name, for one in that
of Mr. Poulton, and for one in that of Mr. W.
Burton.

For the two of the two last applications
he held Powers of Attorney from them, these have
exercised, but the names and particulars of the
land applied for by Lady Mackenzie's name and his
own near Malindi have reached you, the application
in Mr. Burton's name for a 10,000-acre block near
Kito, though stated by him to have been made, has
not yet been reported on.

I propose for the moment to take up the 20,000
acres selected by him near Malindi in his and Lady
Mackenzie's names, that are being sufficient at
present for the purposes I have in view, and I
cannot say I have any information regarding the

1170

With property to be received as title of importance. However, he has applied for land there, 137
and the report thereon shall have reached you, we
can easily arrange to incorporate this property in
the Company's possessions should everything be in
order, and it be deemed advisable.

The two areas of 10,000 acres each near Malindi,
of which I am informed temporary occupation has been
granted, are to be considered as one estate for the
purpose of transference to the Company now being
formed to work and develop them, and I do not wish
them to be divided except with your permission at
request. Should anything unforeseen happen, and
the formation of the Company not take place, it may
then be necessary for me to obtain your permission
to allow the two blocks to be dealt with separately,
giving Mr. Foulkes, perhaps, control of the one
applied for in his name, and Lady Mackenzie control
of the other applied for by her under her D.K., and granted
to her or her nominee, subject of course to the
requirements of the land laws of the Protectorate
for their respective development being complied with
by the grantees or their nominees. For the present,
however, I desire to control and deal with the two
10,000-acre areas as a whole for the purpose of
the Company as stated.

I have handed Mr. Adlis the two rough trac-
ings forwarded to me from Mairahi showing approxi-
mately the location of the lands applied for, and
I shall be glad if you will kindly give instructions
for a copy of the Ordnance survey of the district
near Malindi known as sheet 94 - 0 to be prepared
showing the two blocks of 10,000 acres in Lady
Mackenzie's and Mr. Foulkes' names marked thereon,
and have it sent to me.

pointed out to me the existing need of such a means

I shall also be obliged if you will now authorize the Crown Agents to prepare an Agreement on the usual lines between themselves as acting for the Colonial Office and someone who I shall nominate, whereby the lands specified in the Schedule annexed to the Agreement, being the 20,000 acres before mentioned, shall be granted to my nominee for the purpose of transferring to the Company he shall then have formed in consideration of his undertaking to form within six months from the date thereof a Limited Liability Company having a nominal capital of not less than £30,000, of which the sum of not less than £20,000 shall be specifically allocated and set aside for the development of these 20,000 acres for the purpose of growing and cultivating cotton and fibres in general accordance with the existing land laws of the Protectorate, and with the terms expressed in the letter received by me from the Colonial Office dated April 7th 1901.

Timber rights, and the right to gather and cultivate rubber in these 20,000 acres should be dealt with in this agreement, and powers given accordingly; and general powers for utilizing the Sabaki river for motive power and irrigation for the purposes of the estate should be included subject to the usual restrictions.

I desire also powers to be given to construct all necessary roads, buildings, factories and other works for the development and benefit of the estate under the general regulations of the Government, and further to build a tramway or light railway if deemed advisable from the property to the port of Malindi at the cost of the Company, subject of course to such conditions and restrictions as the Government may impose. I mention this as Mr. Folkes has pointed out to me the existing need of such a road.

of transport to the coast, and this the Company
may later on undertake to carry out.

8. I shall be glad to confer with the Crown Agents
as to any suggestions or amendments they may have
to make regarding this agreement so that the matter
may be carried through entirely with their wishes
and with those of the Colonial Office as expeditiously
as possible.

I have the honour to be, Sir,

Your obedient servant

Alfred Mackenzie 7 September 1882



1406
Pressing

DRAFT

The Director of Military Operations

The Under-Secretary of State for the Colonies presents his compliments to the Director and begs to transmit to him two plans which have been received from Sir Kenneth Mackenzie of Scotland in connection with certain applications for grants of land in the S.W. in which he is interested.

MINUTE

- Mr. Hottelby 3/4
- Mr. B. 30
- Mr. Antrobus
- Mr. Cox
- Mr. Lucas
- Mr. Graham
- Sir M. O'Malley
- Mr. Churchill
- The Earl of Elgin

~~(attached)~~

Sir Francis Deane will be glad if arrangements can be made for the same to be supplied with two copies of the sheet 940 of the Topographical Section maps of Africa with the information contained



1006 5/11

10

13 April 1907

DRAFT.

Mr. Kenneth Mackenzie
of Scattered, West

MINUTE

- Mr. Sedgwick 2/4
- Mr. Reid 2
- Mr. Andrews 2
- Mr. Cox
- Mr. Lucas
- Mr. Graham
- Sir M. O'Malley
- Mr. Churchill
- The Earl of Elgin

for copy

Sir,

I am directed by the Earl of Elgin to inform you in reply to your letter of the 27th of March, that the C.A. for the Co. have been requested to prepare an agreement for the lease of the two areas of 10,000 acres each near the line outlined for by Mr. Foulkes in the names of Lady Mackenzie and himself, on the conditions mentioned in your letter. But subject to the conditions being furnished, a satisfactory agreement as to financial resources & arrangements

Copy of the original

by A. & Co.

being made for the
in a hope of the desired
incorporation of the
troops
information contained
in the two plans which
you have supplied, but
you will of course
understand that this
can only be regarded
as a provisional
measure pending the
survey of the land
in question by the
local Survey Dept



M 500
1106

3 April 1907

DRAFT

Dear Agents

With reference to your
letter of the 5th Nov 1906
I am directed by the
Earl of Elgin to transmit
to you the accompanying
copy of a map of the
land in question which has
been received from the
Survey Commission of
the East on the subject
of an application by
Mr Joseph Forth for
grant of land in the
Protectorate in behalf
of Lady Mackenzie of
Castell and herself,
together with a copy of
correspondence with the
Kinnaird Mackenzie of
Glenelg
The same subject

MINUTE

- Mr. Secretary
- Mr. Reid
- Mr. James
- Mr. Cass
- Mr. Lums
- Mr. Gordon
- Mr. Macdonald
- Mr. Campbell
- The Earl of Elgin

For the minute

10/10/07
10/10/07
3 April 1907

1106 and then to 4/5

Copy of map paper

subject to your
obtain satisfactory
information as to the
financial resources of
the person concerned,
and also of the
your preparing an
yourself with the
present value of the
income for the grant
of the lease of the total
land area of 30,000
acres near the
as a woman's company
has been formed with
£20,000 definitely
allocated to the develop-
ment of the land, on the
conditions contained
in his letter of the 27th
of March.

3. With regard to the
rights reserved to
Sabah, it would
be

(The provisions have made no
provision for)

be made clear in the
agreement that the lease
shall be subject to any
provisions as to certain
rights which may
hereafter be made by
the Protectorate Government
A copy of the map
referred to in the letter
to the Hon. Mr. Mackenzie
will be sent to you later.
5. I am to request that
you will report as soon
as possible to the
financial position of the
Company, in order
that the Policy Committee
may be able to give
instructions for
the survey of the land.

113
R/S