

to be selected to order of 6 Ad. to
referred for the approval of the S.P.A.

7/10/12

Ad. Coy

If you agree, so proceed.

W.H. Jones

Tolson

Atome
H.H.
4 Jan

C. O.
44415
Commissioner's Office,
NOV 21 1905
November 21st 1905

November 24th 1905.

WEST AFRICA PROTECTORATE.

No. 254

(Incl. 1.)

Sir,

I have the honour to report that during the course of the present year three or four applications have been received from gentlemen desirous of obtaining the sole right to prospect over certain areas for a given period with a view to selecting a block of land within those areas and working the minerals found thereon in accordance with the provisions of "The Mining Regulations, 1902". It was the wish of the late Commissioner to enter into an agreement with these prospectors, a copy of which I enclose herewith. This form, you will observe is practically similar to the one contained in the Marquess

of

H. H. Principal Secretary of State

for the Colonies,

Downing Street,

LONDON.

of Lansdowne's despatch No. 1035 of June 9th 1863.

2. I have the honour to request that I may be allowed to grant permits of this nature to well-to-do prospectors.

I have the honour to be,

Sir,

Your most obedient,

humble servant,

J. Hallam

44415

16 DEC 1905

339

AN AGREEMENT made the day of one
thousand nine hundred and , between SIR DONALD STEWART
K. C. M. G., His Majesty's Commissioner for the East Africa
Protectorate (hereinafter called the Commissioner), of
the one part, and

of the other part.

1. The Commissioner hereby grants to an
exclusive right to prospect for gold and other minerals
and precious stones, over the area of land more particular-
ly described in the Schedule and plan hereto annexed, not
exceeding square miles, for a period of
months from the date hereof, and will direct the Commissioner
of Mines, or the officer in charge for the time being of the
Department of Mines to issue a permit(hereinafter called
the permit) for the said prospecting rights.
2. The permit shall be in writing, shall state the name
of the person under whose direct charge the prospecting is
to be carried out, and shall be in force for months
from the date of this Agreement, during which period the
Commissioner will not allow any other person or persons to
prospect for gold and other minerals and precious stones
within the said area without the consent of .
Any change of the person under whose direct charge the
prospecting is to be carried out shall be notified to the
Commissioner.
3. There shall be paid to the Commissioner a fee of £. 25
in respect of the permit.
4. The permit shall confer no right on

to

to take and carry away any minerals or precious stones except as samples and for the purpose of making investigations as to their exploitation.

5. _____ agree to give to the Commissioner information as to any minerals or precious stones found in the said area, the benefit of all surveys of the said area, and generally to place at his disposal all the information they possess that may be of value for the development of the Protectorate.

6. _____ may at any time while the permit is in force surrender the same and take in exchange a ^{permit to} ~~lease~~ ^{only & develop} any block or blocks of land they may select within the area, not exceeding in the aggregate one square mile, and a ^{lease for a term of} ~~lease~~ of the gold and other minerals and precious stones on, in, or under the said land, either in their own name or in that of their nominees for any period not exceeding 21 years at such rent for the land and at such royalty on the minerals and precious stones raised as may be agreed upon between the Commissioner and

~~provided that~~

~~before the grant of the lease, satisfy the Commissioner as to the financial position of the proposed lessee.~~

7. All the operations of _____, whether under the permit or the lease, shall be carried out in accordance with the mining laws in force for the time being in the Protectorate, and _____ agree to be bound by the provisions of "The Mining Regulations, 1902" and any Rules thereunder, or of any Ordinance substituted therefor, even if the land contained in the said area or lease has been exempted from the operation of these Regulations.

8. Provided always that nothing herein shall affect the rights

for a period of 2 years or until the minerals
 more than £100 value of minerals or
 precious stones has been discovered
 (even found on surface) or payment
 of 2000/- has been made
 before the expiration of such period
 may surrender the same and take
 in exchange a lease of the land
 of the gold & other minerals & precious
 stones as aforesaid,

rights of natives^{or} third parties in or over any part of
the surface of the lands comprised in the said area or lease.

IN WITNESS WHEREOF the Commissioner has hereto set
his hand and seal, and the seal of _____ has
been hereto affixed _____ the day and year above written.

WITNESS to the signature)
of the Commissioner.....)

The seal of)
was hereto affixed in the)
presence of.....)

NO. 101 OF NOVEMBER 21ST 1907.

IN THE COURT OF THE DISTRICT JUDGE
OF THE DISTRICT OF COLUMBIA

.....

.....

.....

No. 674 of November 24th 1905.

Mr. P. J. Jackson's Journal

Inclusion

(.....)
(.....)
(.....)
(.....)
(.....)

Comme
4/4/15

t. A. P.

DRAFT

t. A. P.

Comme: A. P. Miller

MINUTE.

Mr. ~~W. S. P.~~

Mr.

Mr. Antrobus.

Mr. Cox.

Mr. Lucas.

Mr. Graham.

Sir M. Osmanney.

The Duke of Marlborough.

Mr. Lyttelton.

5 January 06

Sir

I have the honor to acknowledge the receipt of Mr. Jackson's deed No 634 of the 24th Nov: and to convey to you my approval of the same the issue to suitable persons of funds to purchase the minerals in the form submitted therein.

The area on which prospecting rights are granted shd. not exceed 200^{acres} nor the term of the lease permit longer than