

Governor's Office
Nairobi

From the ...

(42)

my ...

In continuation of my despatch
n° 35 of 1st June at ... the
... of the ...
... of the ...

In consequence of a letter
received from the ... of ... the
... commissioner was despatched to
... Island ... to
... into the matters complained of

This report n° 32 of 9th June

attached

Yours faithfully ... of the
... action

Secretary of State
for the Colonies

of both parties is the welfare and the
people of the Talawa.

5. The report into the matter with
the Deputy Commissioner who noted that
friction between the people of the Talawa
and their various Divulhis had existed
for many years and that whatever the
faults of these Divulhis may have been
the people have always been disgruntled
therefore it is possible

6. Orders were sent to Mr. McCallum
that the Divulhis should be changed
and that the 1000 acre lands should be
removed to Darnu for a time and
then allowed to return.

As a matter of fact neither
of these suggestions were carried out
The Assistant Collector at Darnu was

sent to give the purchase exhibition
 a warning and the sub-Commissioner
 writing on 14th January reported that
 no further complaints had been
 received.

The February Mr. Mc Donnell
 who had on the 14th January returned
 to Larne on his report Mr. of the
 interesting that he had on
 the recommendation of the Sheriff of
 Larne removed the 4 men who were
 considered to be the leaders of the
 agitation against the Wall at Larne
 the necessary orders for deportation were
 sent to the sub-Commissioner.

Subsequently there was the
 flogging and the imprisonment of
 persons who came to lay complaints
 before Mr. Mc Donnell at Larne. the
 cases were taken up by Mr. Lacy and
 the Colonel Judge Bonham Carter
 was

was debated by the Acting Commissioner
to hold a thorough investigation, with
the results already reported in my
letter of the 29th ult.

in that department of expression
and in the manner of my being also
concerned in this unfortunate incident and
though the Government in the past
has not been able to ascertain whether
any of the acts was illegal, there
is a strong feeling that the
acts could have been conveniently
detained

and in this connection it
may be said that the temporary
removal of persons reported to be giving
trouble is not usually considered to
be a measure which with some
cautiousness is a partially
administered

admission is not that has something
to be noted to

As regards the second
removal of these people in February
it although that should not have
been done without orders and warrants
from this office, it is conceivable that
Mr. Donnell may have considered
the necessity of the removal of these people
to this place on the orders issued
on Mr. Donnell's report of 28th of the
17th of February when both the Secretary
and myself considered
the matter before us that temporarily
removal of these people from Lays
where they were understood to be
continually causing friction, was desirable
I am of opinion that Mr. Donnell
is probably right in his remarks as
to the advice he received from the
Sultan of Lays and the change of
attitude he expressed at the enquiry
held

before His Honor Judge Benjamin Carter
 for whom I was at home early last
 year both the Sultan of Ulu, who is
 an old man with a more respectable
 mien, and the wife of home were
 full of confidence as to the
 of the noble of days and never
 hinted as to there being anything
 wrong with the ~~...~~ of that island

It was unfortunate that I
 was unable to go to Singapore as
 I had intended - I only stayed two
 days in the Archipelago on my
 way to the island and at the last
 moment it was found that the
 tide would not suit

Looking to the facts, as brought
 to light by Mr. Benjamin Carter's enquiry
 it must be held that Mr. ...

failed to ascertain the true facts of the situation in brief, and throughout acted in an unprincipled and inconsistent (Wash.)

With regard to the third part of the dragging and imprisonment of Henry Wells came to light complaints, subsequently making out themselves to cover the illegality of his action. Mr. Mc Donnell's conduct is most severely condemned. A course of such conduct is horrible and is to be deplored.

The case is far as the people of England are concerned is closed and is reported in my own name of 14th Nov.

Mr. Mc Donnell has settled the claims of the payment of the sum of £850 to Mr. Lee on their behalf £250 of which I understand

understand represents the Law Officers
and the latter has furthered all
endeavors of action in regard to the
claims.

6. Mr. M. Boupall has no private
property his best are hood farmers
whom he calls upon for partially
support and he has to borrow the
greater part of the money to pay
his claims.

Mr. Boupall has committed
a very grave fault for the same time
he is an officer of fifteen years
service under the British East Africa
Company and His Majesty's Government
who has done excellent work in
the Protectorate. His name has
frequently figured in various
Public.

Blue Book, notably in Africa No. 6
 (1890) Captain Arthur Garding
 reflected on the following
 terms in his speech of 27 March
 1896 in connection with the Mysore
 rebellion

I desire to express my entire
 appreciation in the high terms in
 which he (Captain Garding) speaks of
 the services rendered by Mr. Mc Donnell
 that officers throughout of the
 country and its inhabitants his
 mastery of the native language in
 which he is a fluent and most
 eloquent speaker and the untiring
 energy he displayed both in
 assisting in the actual attacks upon
 the rebels and in winning over
 the hostile population by persuasion.

It is a pleasure to have found a most
 honorable fact in at length indicating
 this

8 and when he was recommended
 for the rule Commissioners of Tobacco
 in 1901 by Mr. Charles East
 dated to him in his telegram of the
 5th of May 1901 as the Commissioner and as
 possessing exceptional knowledge of
 the laws and business of dealers in
 tobacco

9 and in dealing with this
 case has been particularly diligent and
 may be considered the best in the
 District but throughout his
 career and Mr. Mr. Danfall
 himself has always been in our
 District with commencing interest
 to shortly a occasional time by the
 and a considerable part of his
 his

his sense was absent in the
 nature there is a little administration
 a fair of nature in the
 taking our nation but little a man
 what was possible, and he was not
 allowed to be present at the
 court held by Judge Burham

of these parts may
 fairly be taken into consideration by
 I must say with some
 hesitation I allowed these things to
 be written as they had been left
 in this direction had
 been contemplated by Mr. No. Doyll
 when the case came to my notice
 perhaps in the best interests of God
 that the cause should of possible
 be settled by these

... of all the facts
 ... would recommend
 ... of £ 8.50 be treated
 as a payment on behalf of Government
 that ... be paid by ... and that ...
 ... be paid £ 150 and

I ... to the position of Collector

Remitting your Lordship's orders

... employment ... on deputations
 for the ... country in connection
 with the ... of labour for the
 coast ... for ... his ...
 ... of the Coast districts ...
 ...
 ...

I have the honor to be

your Lord

your Lordship's

humble servant, obedient servant

W. ...

Governor

Enclosure No. 1 in Col. Sallie
sent dated 10th of January 1907.

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A. K. V.

In reference to the complaints of the Siya elders
Lialli of that town, I have the honour to report
to Siya on the 25th of April last in order to
conduct inquiry into the matter.

On my arrival I summoned the complainants to a baraza
with the village headmen accompanied by some 60 or 70
other persons. The ... was also present. I
enquired into the matter by visiting anyone who had
any complaints to make against ... as well as to the ...
... a native of Barawa, but resident in Siya
... said.

The ... devoted no ... the chiefdom of Kionwa ...
... but to annoy ...

... away by carpenter whilst repairing my canoe.
... back to ... of a plot of land I
... of six poles.

... to the farmer complainant, stood up and
...
... fine of Rs. 50 and Rs. 70 respectively.

... another Barawa relation to the former
...

... I filed a suit against a slave and obtained judgment
but the costs I have not yet received.

... after the above three men made their statement complet
... and no ... made the slightest

... in various letters
... which

... was not ... kept in close ... since the dismissal ... the service of ... at Siyu ... in December 1904.

... made ... the complaints ... All Mahomed from the elder ... because he forced the Bani rubber collectors ... his own price. ... the stakes of a ... he encroached on the ...

... not taken him away ... Pa. 10 for mono ... Sub ...

... paraza ... that ... addressed the ... the ringleaders ... charges against ... his duty loyally ... justice to them at ... I then called ... to make a suitable ... promptly did and the Liwali ... of this apology, so the paraza ended.

left Siyi the following day under the impression that they had been peacefully settled, but no sooner had I gone than the ringleaders collected about Rs. 500 purely to foment the agitation against the Liwali and he actually paid certain young men to insult the Liwali and his assistants.

As soon as this matter was reported to me I promptly arrested the two ringleaders and confined them in the Lamu Jail where I propose to detain them as political prisoners for a few months, trusting you will approve my action.

The Liwali of Siyi is the most active official in this district and he has a large following, and correctly packing the people with the interests of the people, and the Liwali should be supported by the elders who until the abolition of the present Liwali, could do exactly what he does now.

The Liwali has been in close touch with them and the result is that they practically control all the native affairs of the district and the principal officials taking care of the district.

The Liwali of Siyi has only one son Siyi in December 1900, the number of staffs in the district that month had been 200, the Liwali had gone on a visit to Malindi. In February 1901, he never had any staffs at all himself, he left Siyi in the hands of a Kathi who had all the staffs in his own hands. The above named elders lost their pick influence and the agitation to get rid of the Liwali.

As soon as their leaders had been removed to the jail the agitation promptly subsided.

I trust that you will give the Liwali of Siyi a fair trial and if you find him guilty of any offence you will send him to jail with imprisonment for a few months.

Inclusive No. 2 in (C) Saddle
cont: despatch (42) of 19 June 1907

COPY

L. A. M. U.

July 17th 1907

I have the honour to inform you that having visited Siyu
the day before last, a number of persons (some 15 or so) pre-
sented an unsigned petition in which it was stated that they
wished to again complain against the Liwali. On being asked
their reason, they were only able to recapitulate the general
statement previously made, that he fined them and they did
not like him. There is only one cause in my opinion for
these attacks on the present Liwali that being that a weak
one (the late Liwali, Isak bin Isa) has been replaced by a
strong one.

Residents in Siyu for years back have raised objections
to any form of Government which prevented their following
entirely their own devices, and they having temporarily re-
placed Mr. Kachouall, and set at liberty the men he imprisoned,
no doubt give them the impression that they can continue in
this manner until they are ordered to do otherwise by the authority.

I would point out that all the cases in which the Siyu
people object and criticize proceedings, and the verdicts
passed by the Liwali's Court, particulars of which I
have now ordered to be submitted, each month by all Liwalis
and Mutirs to myself to be forwarded to the High Court.

I would request permission that if this section of the
Siyu people persist in their attitude, to arrest the ring-
leaders, suggesting that they be deported under the Native
Courts Regulations, Section 77, as being dangerous to peace
and good order. As if this suggestion is allowed to

continue

H. M. Depute Commissioner,

Nairobi.

cently unchained, it is all probability will spread to
the other end, and wherever the disloyal spirits in Lamu
land.

Yours truly,

Sd/- J. S. F. WOOLFELAN.

As. Sub-Commissioner.

Lamu,

December 5th 1906.

...the two letters from the Wall
...receives these communications, prepared there
...by the Wall of Lamu. In the morning following my
arrival three hundreds of people including women gathered
...office. They were told unless they have cases to be
heard to go to the village. This they failed to do and
on my leaving the office a party of about made a demonstration
saying that they do not want Swana here any longer.

These differences between the Wall and the people of Siyu
are of long standing and it will be recalled that Douglas
arrested four of the principal men of that town in May and
last, asking that they be deported. These four men

shortly afterwards were returned to Siyu and the troubles have
increased. I have spent several days going into complaints
of both parties and a Mr. Hayward there for a short
time. I report that one of the things should be done,

(1) To remove the Wall's word for it that all the grievances
of the people are removed and arrest five or six of the
principal men of Siyu and either confine them in jail or
deport them for a period of several months, afterwards placing
them under bonds to be of good behaviour and to use their
influence to keep the village in order. Or

(2) To remove the Wall's bin Moto from Siyu and
fill with some other Wall from another Province or in any case
replacing him by some other native of Africa.

Deputy Commissioner

C. O. S. 100

(7) Dispensing with both the Walle of Siyu and Fasa replacing them by an Assistant Collector who would be responsible for all the taxes and supervise all the legal work of Siyu, Fasa and Mungas

The W.C. of Lamu entirely agrees with me that Waka bin Mungas will never be satisfactory to the people of Siyu and Fasa and there will always be difficulties as long as he is there but if we were to find a more satisfactory person, the people could probably be forced into obedience. There are no doubt the indolent, treacherous people though I am of opinion it will be seen by many of their complaints enclosed they have had several law cases.

I would personally strongly urge the third proposition and believe since the Auditor visited Fasa and Siyu it would be endorsed by the Audit Dept. & probably the Legal Department.

I have lately sent the Assistant Collector, Mungas to reside at Siyu for a few days.

I have drawn attention to this matter with diffidence knowing that Waka bin Mungas is considered by the Government a fit man for the post he occupies, but consider that the matter requires immediate notice and the present state of affairs alteration.

I have, &c.,

J. P. MCGILLAN.

Commissioner.

Inclosure No 4 to Col Sadler
cont despatch of 4 June 1907

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Mombasa
June 17th 1907

Your Excellency,

I have been negotiating with
a view to settling the claims of my
many and his clients and am now
happy to inform your Excellency that
this has been satisfactorily accomplished
and I enclose herewith a copy of the
Receipt and undertaking obtained
from M. de Bary, the original of which
has been forwarded to the Crown
Advocate. The amount of the settle-
ment is £850 being as to compensation
£600 and as to M. de Bary's costs

As I have had to rely on the kind
assistance of friends to obtain such
amount, and I shall be dependent on
my future salary to pay off the loans,
I would urgently beg your Excellency to
use your powerful influence on my behalf
with the Home authorities bearing
in mind my past services and the fact
that I have throughout acted as I
deemed best for the welfare of the country
in dealing with a very troublesome
1907/8.

Your obedient servant

W. H. East Africa Protectorate.

I should be very glad if a cable
 could be sent home to the Secretary
 of State informing Her Majesty's
 Government that the matter has
 been settled and will then of
 course mention my report on
 the whole matter

Yours etc

Edw. A. MacLaysall