

of the valuable interests of both, some of which are even in the blocks occupied by the next-of-kin. This view is apparently shared by the representatives and issue of the devisee under the will of Ngakete Hapeta, and they have offered to return some of the interests to the next-of-kin of both deceased.

The Court agrees that this is fair and wise under all the circumstances. The next-of-kin, on their part, have withdrawn any suggestion of "fraud" in the will and probate of Ngakete Hapeta, deceased, and all parties adhere to the proposed settlement in a spirit of friendship.

Such agreement for a settlement was arrived at after lengthy evidence and conference between representatives of the petitioners and the issue and representatives of the devisee under the will of Ngakete Hapeta, deceased—the present owners by succession.

Finalization of the matter was then of necessity held over to enable a complete search of all the lands of both Ngakete Hapeta and Ani Karo to be made and submitted to the Court and the interested parties.

A further sitting of the Court was held at Whakapara on the 15th July, 1941, and later at Utakura on the 16th and 17th July, 1941, before Maurice Vincent Bell, Esquire, Commissioner, at and by request of the Judge aforementioned.

The proceedings of the former sittings were recapitulated, and the complete search of the landed interests of both Ngakete Hapeta and Ani Karo was before the Court and was exhibited to the parties.

After full consideration by all parties, with the Court presiding, the parties representing the devisee of her issue under the will of Ngakete Hapeta, deceased, agreed to return to the next-of-kin respectively of Ngakete Hapeta and Ani Karo, both deceased, all lands derived by them under the will with the exception of the Rewarewa B 1A Block (Whangarei District) and the Whakanekeneke D 1 and D 2 Blocks (Hokianga District), three blocks of value to them.

The latter blocks are only affected in a small way—i.e., a proposed variation of the succession order in Rewarewa B 1A, while in Whakanekeneke D 1 a marae-site of 6 acres to 7 acres (the old Maraenui Pa) is provided for by the agreement, the marae to be for the whole of the next-of-kin of both Ngakete Hapeta and Ani Karo, both deceased, including the issue of the devisee under the will.

This arrangement in Whakanekeneke D 1 will be carried out on partition, when the marae-site will be defined and vested in trustees, and no alteration need be made to the existing succession orders in the Whakanekeneke D 1 and D 2 Blocks.

The next-of-kin of Ani Karo, deceased, thereupon decided to stand out of Hokianga Blocks in favour of the next-of-kin of Ngakete Hapeta, deceased, as provision had been made for the marae above mentioned, and they were satisfied. The Court also agrees with the wisdom of this action.

By consent and agreement of all parties the following arrangements were agreed to and are approved by the Court (as the next-of-kin affected are so numerous, representative successors have been arranged for many of the interests of small value):—

Rewarewa B 1A (area, 41 a. 2 r. 08 p.; value, £90).

The sole owner was Ngakete Hapeta. The present succession order in favour of the issue of the devisee under the will of Ngakete Hapeta, deceased, to be cancelled and a new succession order made as follows:—

Mere Ihaiia Hita	..	..	..	..	F. a.	As to 1 acre undivided.
and as to the balance, to—						
Komene Kake, <i>alias</i> Te Poro Kake	..	..	..	..	M. a.	} The surviving issue of the devisee under the will of Ngakete Hapeta, deceased. Equally.
Rihi Kake	..	..	..	..	F. a.	
Riria Kake	..	..	..	..	F. a.	
Heperi Kake	..	..	..	..	M. a.	
Karuru Kake	..	..	..	..	F. a.	
Raupia Kake	..	..	..	..	F. 20	
Eru Ngahoari Hetaraka	..	..	..	..	M. 14	
Trustee: Hohepa Heperi.						

Puketotara (7 shares; area, 7 acres (approximately); value, £5 6s. 7d.).

An undivided interest of Ani Kaaro, deceased. Present succession order in favour of issue of devisee under will of Ngakete Hapeta, deceased, to be cancelled and new succession order made in favour of—

Te Hoe Pita Heperi	..	..	..	..	M. a.	} Equally.
Warana Petimana	..	..	..	..	M. a.	

Puketotara (7 shares; area, 7 acres (approximately); value, £5 6s. 7d.).

An undivided interest of Ngakete Hapeta, deceased. Present succession order in favour of issue of devisee under will of Ngakete Hapeta, deceased, to be cancelled and new succession order made in favour of—

Te Hoe Pita Heperi	..	..	..	..	M. a.	Solely.
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Papakauri A 3 (1 share; area, 16 p.; value, 1s. 7d.).

An undivided interest of Ani Ngakete, deceased, not as yet succeeded to. To be vested by succession order in—

Te Hoe Pita Heperi	..	..	..	..	M. a.	Solely.
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Papakauri D 3 (1 share; area, 4 a. 1 r. 12 p.; value, £4 15s. 1d.).

An undivided interest of Ani Ngakete, deceased, not as yet succeeded to. To be vested by succession order in—

Ani Nehua (Mrs. Ani Birch)	..	..	..	..	F. a.	Solely.
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