

*Subdivision No. 8*

List of additional names read out—No objections. List passed.

*Rawiri Karaha* : I apply for appointment of successors to Ka te Mili in No. 5, for 20 shares for her proper successors and 18½ shares for those subsequently included—

In No. 2—20 shares for her children.

In No. 8—15 shares for her children and 15 for additional names.

In No. 3—93 shares for additional names.

In No. 4—73 shares for additional names.

In No. 6—24 shares for additional names.

In No. 7—40 shares for additional names.

*Rawiri Karaha* (sworn) evidence signed.

Swearing, 2s. paid.

Order made accordingly.

(16) On 30th May and 3rd June the Court dealt with questions raised as between the sellers and the non-sellers, and after hearing submissions of counsel and conductors the Court declared as follows :—

*The Judge* : I am of opinion that the sellers have not parted with the whole of their interests. As to the division of the balance remaining over, I do not consider those who have small shares should be wiped out. As to the survey lien the non-sellers are equally liable with the sellers. The same with the costs on appeal, £530. The costs of £1,000 cannot be placed entirely on the sellers. I think that the sellers should get whatever balance they may be entitled to in the 13,000 acres, and not in the 3,900 leasehold. It is now a matter of arrangement. The liability as between the sellers and non-sellers can be ascertained in the £1,500 survey lien, £530 costs on appeal, and £1,000 Natives' costs. It can then be settled what area of the non-sellers to meet this liability shall be transferred to the sellers. The non-sellers up to the present have contributed nothing towards these liabilities, which have been borne entirely by the sellers.

*Rawiri Karaha* : I do not agree that I should not come into the 3,900 acres.

*The Judge* : I will not make it a hard-and-fast rule that the sellers shall all be outside the 3,900 A. leasehold.

(17) On the 29th and 30th June the Maoris came before the Court with their final lists of owners for the various subdivisions and the relative shares, the subdivision finally decided upon being now described by letters instead of numbers. These subdivisions included an area to be cut off and sold to defray various costs and expenses. The minutes of the opening of these proceedings are as follows :—

*Mr. Harris* : The Natives have completed the whole of the subdivision. Mr. Jackson has tabulated the results, which will be handed in to the Court. The piece cut off for sale contains 3,475 acres, to commence at Pouawa Stream at the point where the western boundary of the block leaves the said stream, and thence by a straight line northwards to Tauihu Peg on the surveyed line shown on plan No. 310 : thence west by the said surveyed line a distance of 30 chains : thence northeast to the main road : thence north by road 20 chains, and thence west by a swinging line to such a point on the western boundary of the block as shall include about 3,475 acres—exact area to be computed and checked from list.

Objectors challenged—No objections.

*The Judge* : Order will be made for above piece in the name of Henry Cheetham Jackson as trustee, for purposes of sale to clear off debts on the land, piece to be called Whangara C Block.

*Mr. Harris* : Other subdivisions have been agreed to, and we wish the arrangements come to put on record in the Court. The leasehold has been cut into two portions, one of 1,440 acres and one of 2,433 acres, and we ask that those two pieces be inalienable, but, of course, subject to existing lease to Seymour. We have agreed to the names to be put in these pieces and their relative shares.

*The Judge* : I will require these names and shares to be settled before we go further.

*Mr. Harris* : I have the names and shares in the tabulated list, but, of course, they are mixed up with the other questions.

*The Judge* : I must have separate lists for each subdivision.

*Mr. Harris* : We will supply lists either this afternoon or to-morrow.

*The Judge* : Very well, I will adjourn this case till to-morrow.

Mr. Harris submitted the final lists for all subdivisions other than the freehold awarded to Seymour, together with their boundaries and areas : objections were called for and dealt with, and orders were then made.

On 27th July Messrs. Jackson and Harris drew the attention of the Court to several errors in the draft decrees, and the Court made the necessary alterations to correct these.