

5. The only point in issue therefore was, what date did petitioner take possession of and reside on that area? On this point the Court ascertained from independent evidence—

(a.) That petitioner left her former home at Pihama, Taranaki, to take up her residence on this land about the beginning of 1908.

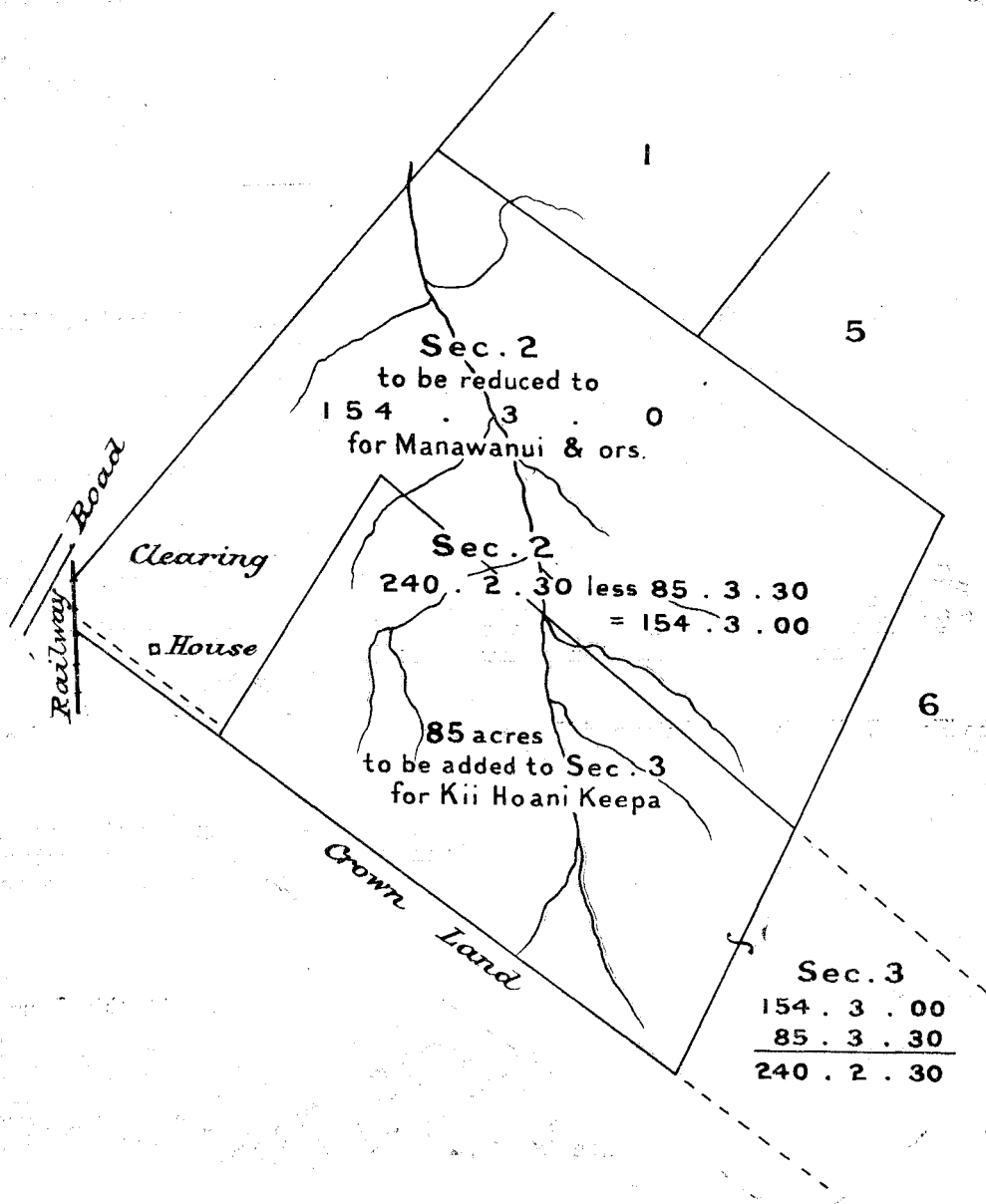
(b.) On communicating with Manawanui's European neighbours as to the date when she took possession, a reply as follows was received: "Tahora, 29th May, 1914.—Manawanui and husband took possession 8th April, 1908.—McCUTCHAN."

6. The Court therefore recommends that the partition of the 25th March, 1909, be varied by amending the boundary between Section 2 and Section 3 so as to make the area of Section 2 154 acres 3 roods, and Section 3 240 acres 2 roods 30 perches, by including the names at present in Section 2 as the owners of Section 3, reserving a right-of-way along the south-western boundary of Section 2 from the railway-line to Section 3 for the owners of Section 3.

7. Kii Hoani has agreed to this modification of the petition, as is evidenced by a memorandum from him attached hereto.

Given under the seal of the Court, this 2nd day of June, 1914.

J. B. JACK, Judge.



The Judge, Native Land Court, Aotea District.

Taumarunui, 1st June, 1914.

*Re Whitianga 2B.*

I now agree that the owners at present included in Section 3 should have their area located where Manawanui has effected improvements on Section 2 and thereabout, and that I and my people take our interest in Section 3, with an addition of area from Section 2 to make up the 240 acres to which we are entitled. We desire a right-of-way reserved along the south-western boundary of Section 2 as access to the top end of Section 3.

KII H. KEEPA.

On behalf of Manawanui I agree to this settlement.

POTANGO WAIATA.

Interpreted and witnessed by T. Hiroti, Licensed Interpreter, First Grade.

*Approximate Cost of Paper.*—Preparation, not given; printing (650 copies, including plan), £1 19s.