

SESSION II.
1923.
NEW ZEALAND.

NATIVE LAND AMENDMENT AND NATIVE LAND CLAIMS ADJUSTMENT ACT, 1921-22.

REPORT AND RECOMMENDATION ON PETITION No. 309/1920, OF HARE MARUATA AND OTHERS,
RELATIVE TO THE SUCCESSORS APPOINTED TO THE INTERESTS OF MARAEA WHAKAKI IN
PUHUNGA BLOCK.

*Presented to Parliament in pursuance of the Provisions of Section 35 of the Native Land Amendment
and Native Land Claims Adjustment Act, 1921-22.*

Native Department, Wellington, 31st July, 1923.

Re *Petition 309/1920—Maraea Whakaki (deceased)*.

ENCLOSED herewith I forward report of the Native Land Court, pursuant to section 35 of the Native Land Amendment and Native Land Claims Adjustment Act, 1921-22, regarding the succession to Maraea Whakaki (deceased) in the Puhunga Block.

I recommend that legislation be passed cancelling the order of the 7th March, 1917, with the object of having the matter fully heard by the Court.

The Hon. Native Minister, Wellington.

R. N. JONES, Chief Judge.

The Native Land Act, 1909, and the Native Land Amendment and Native Land Claims Adjustment Act, 1921-22.

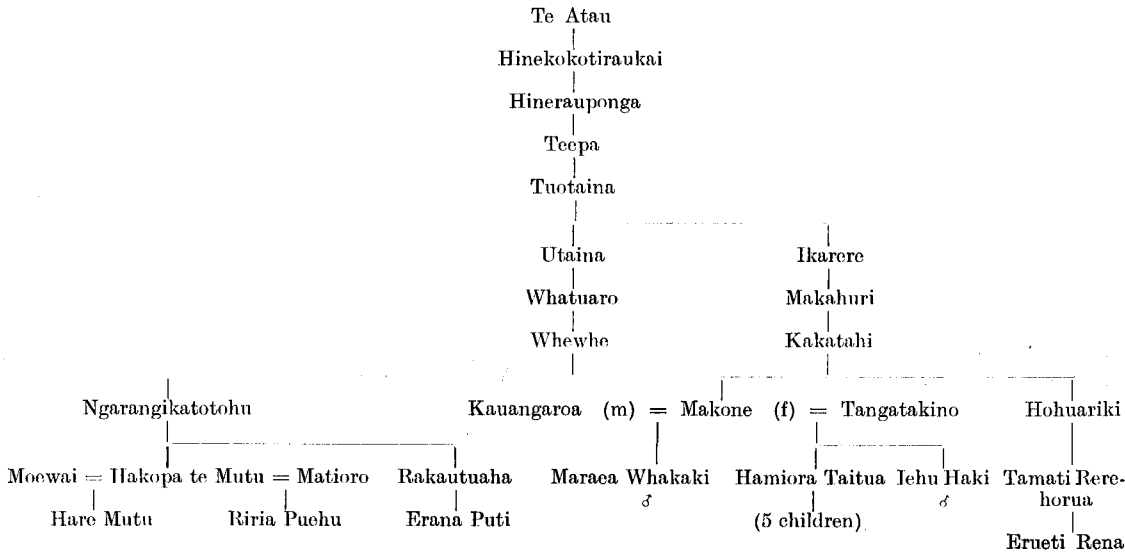
In the Native Land Court of New Zealand, Tairāwhiti District.—In the matter of Petition No. 309/1920, of Hare Maruata and others, *re* succession to Maraea Whakaki in Puhunga, and referred to the Court under the provisions of section 35 of the Native Land Amendment and Native Land Claims Adjustment Act, 1921-22.

At a sitting of the Court held at Kahukura on the 6th day of June, 1923, the Court made inquiry into the above matter, and reports as follows:—

1. All parties were represented before the Court.
2. The relationship of the different claimants is set out in the whakapapa annexed.
3. On the 29th September, 1904, Himiona te Moana (one-fifth), Hati Taitua (one-fifth), Mokena Horua (one-fifth), Hare Maruata (one-fifth), Wharau Taitua (one-fifteenth), Hamiora Taitua (one-fifteenth), and Riria Taitua (one-fifteenth) were appointed successors. The evidence then given shows that deceased had no children; had one brother, Hamiora Taitua, who left the above-named children and grandchildren.
4. On the 7th March, 1917, the Appellate Court, under section 50/1909, included the descendants of Ngarangikatotohu, on the grounds that the deceased derived part of her right from her father Kanangaroa, a brother of Ngarangikatotohu. (A copy of Appellate Court minutes is attached.) The petitioners were not represented before the Court.
5. Marae Whakaki, Hamiora Taitua, Iehu Haki, and Erueti Rena, shown on the whakapapa as descendants of Makahuri, are original owners, and their names appear on Wi Pahau's list as handed in at the original Court in 1884. This list is headed by Erueti Rena, who was an original claimant under Tuotaina.

6. No descendants or Ngarangikatotohu as shown on the attached whakapapa are original owners. From these facts the Court considers that the petitioners have justified their claim for a further hearing of this matter, and recommends accordingly.

H. CARR, Commissioner.



[Extract of Appellate Court minutes, from Appellate Court Minute-book, No. 17, pages 222 and 223.]

Tikitiki, Wednesday, 7th March, 1917.

JACKSON PALMER, Chief Judge ; W. E. RAWSON, Judge.

3. MARAEA WHAKAKI (DECEASED), Puhunga 2 Sec. 50/1909.

Hohepa Tangoiro, applicant. P. Ngata for appellant ; no respondent appears.

P. NGATA.—Facts simple. All other side know this case to be heard to-day, but I think they do not wish to appear. One half of interests have been allocated—this case refers to the unallotted half. Order was in favour of Himiona te Moana, Hamiora Taitua, and others. Made 29/9/04. I say they were only entitled to one half, my clients the other half. Maraea Whakaki got her rights from both father and mother. We say our party entitled to succeed are shown in whakapapa put in in Puhunga case and attached to that file (list 4). 6/262, 263, whakapapa of Hare Mutu.

Court.—That settles matter in absence of any explanation.

No objections.

Court order will be cancelled, and fresh order made in favour of the following :—

Apirana Tangoiro	.. m.	$\frac{1}{40}$	Trustees.	Tauranga te Hei	.. f.	$\frac{1}{72}$	Tauranga te Hei to be trustee.
Hohepa Tangoiro	.. m.	$\frac{1}{40}$		Keita te Hei	.. f.	$\frac{1}{72}$	
Paku Tangoiro	.. f.	$\frac{1}{40}$		Te Rere te Hei	.. f.	$\frac{1}{72}$	
Te Awhekaihe Tangoiro	f.	$13\frac{1}{40}$	Pene Heihi to be trustee.	Herewini te Hei	.. m.	$13\frac{1}{72}$	
Hare Taumaunu	.. m.	$\frac{1}{320}$	Pene Heihi to be trustee.	Nepia te Hei	.. m.	$11\frac{1}{72}$	
Hati Taumaunu	.. m.	$\frac{1}{320}$		Hohaia te Hei	.. m.	$\frac{1}{12}$	
Te Kume Taumaunu	.. f.	$21\frac{1}{320}$		Raiha te Aupouri	.. f.	$\frac{1}{24}$	
Te Toroa Taumaunu	.. m.	$17\frac{1}{320}$		Kereama Aupouri	.. m.	$\frac{1}{24}$	
Moni Taumaunu	.. m.	$13\frac{1}{320}$		Himiona te Moana	.. m.	$\frac{1}{10}$	
Hakopa Taumaunu	.. m.	$11\frac{1}{320}$		Hati Taitua	.. m.	$\frac{1}{10}$	
Erana Taumaunu	.. f.	$8\frac{1}{320}$		Mokena Hourua	.. m.	$\frac{1}{10}$	
Tuakana Taumaunu	.. m.	$5\frac{1}{320}$		Hare Maruhara	.. m.	$\frac{1}{10}$	
Wiremu Peihana	.. m.a.	$\frac{1}{16}$		Wharau Taitua	.. m.	$\frac{1}{30}$	
Hone te Rua	.. m.a.	$\frac{1}{16}$		Hamiora Taitua	.. m.	$\frac{1}{30}$	
Emere te Hei	.. f.	$\frac{1}{72}$		Riria Taitua	.. f.	$\frac{1}{30}$	

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