

I need only refer to one other point. Much stress was laid on the fact that the existence of Here Mokena was not made known to the Court at the investigation. Aperahama Patene, the conductor, who had no personal knowledge of the facts, told the Court that, so far as he knew, Ripeka Tangi's family were the only living descendants of Tahora.

Pita Tana in giving his evidence traced only his mother from Tahora. His explanation to myself was confused and unsatisfactory.

It is, however, as you know, quite a common practice for a witness to give only his own line of *whakapapa*; and if Here Mokena would make no claim, as petitioner asserts, it was quite likely that witness would not mention him.

Be that as it may, and even if the existence of Here Mokena were wilfully concealed, I am unable to see that it makes any difference. He cannot come in under the *take* found by the Court, and under any other *take* neither Here Mokena nor Ripeka Tangi herself has any right.

I therefore am unable to recommend any action.

CHAS. S. MACCORMICK, Judge.

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