

of the land and gave it to his
grandfather's adopted child Kōlisi. Kōlisi
was Peteti's ancestor. When Mr. Rewse
came Pōleamu complained to him about this.
So we all went to the land, and Mr. Rewse
said that this part was Tufui's. He
redivided the land so that Tufui's
and Tarvae's descendants should each
have half. But now, in about 1945,
Peteti has gone back into part of
my land.

¶ Xd. ct. The N.G. prevented me from going
to the land.

ROFC

Furami
Alphabe. L.G.

Wt. Witness:

Laina (f. 45 yrs) duly sworn states:-
Pōleamu claimed the land from
Mr. Rewse, who gave half each to
Tufui's and Tarvae's sides. But now
they have taken back our part.
Adamen
Alphabe. L.G.

ROFC

Case for plff. closed.

Dft.

Peteli duly sworn states :-
 I got my part from Tetabe,
 not from Kalise. Each branch of the
 family has a part here.
 x.d.-t. I dont know who Tuiam II
 got this land from. I dont know of
 any part of this land which belongs to
 Tuiam. Falami got his part through
 Kurois.

ROFC

Peteli
 Alyahne. L.G.

1st Witness

Novata (m. 45 yrs) duly sworn states :-
 I own the Great land. I have
 always seen Peteli there, and never
 Falami's people.

Novata
 Alyahne. L.G.

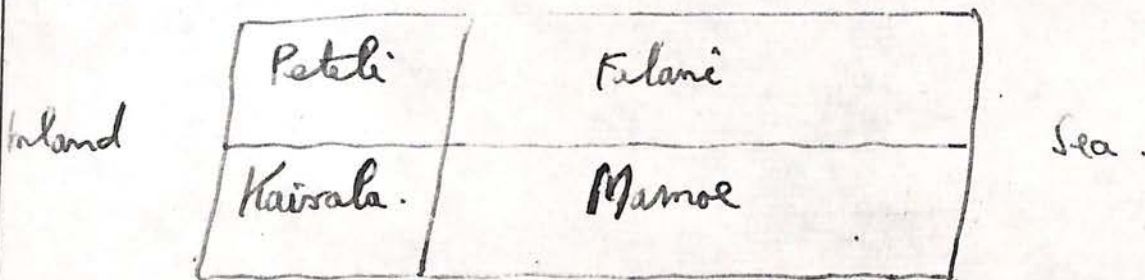
ROFC

2nd Witness:

Alapati (m. 43 yrs, Nat. Reg.) duly sworn states :-
 In 1933 we cut a big canoe on
 this land and there was no trouble.
 In 1937 I was living on it, and the
 others were living on their parts. Then
 Munoe said Falami had been cutting some

of my bees, so I went to see Kovele about it. Kovele said that he would tell Falani this part was ours, as their part was much bigger, and the boundaries were fixed by Mr. Rewse. After that there was no trouble until Kovele died in 1944. I put the matter up to the Kaibure and they told Falani not to go to the land. About 1943 Kovele planted the boundary between us with pulapula.

Xd. Ct. Mr. Rewse divided the land between Koluta and Tautu on one side and Pulwati on the other, and gave us a small part at one end.



My mother says Pokamu did this with Mr. Rewse.

Alapati
Alipate.

ROFC

Case for dft. closed.

Peff. recalled by the Ct., states :-
Xd. Ct. Alapati was not on the

Peff.

land in 1937.
x.d. u. Kovele said that Mr. Rewse had
given us Peteli's part.
x.d. ct. Did Kovele plant the boundary
between Peteli's part and yours?
Plff. avoided giving a direct answer
for some minutes, then replied in the
affirmative.

Falame
Dy Lake. L. G.

ROCC

warning-up:

The Committee held 3-0 that Mr.
Rewse allotted this part to Peteli,
and that this allotment was correct,
since Falame already has the largest
piece of this land. The L. G. concurred,
noting (as did the N.M.S.) that Nouata is
an independent witness, and also that
Falame's case broke down under cross
examination. See also 52/48 on p. 100 of vol. I.
It is clear that Falame never obtained
possession of this part of the land as a
result of Mr. Rewse's action, and his
lying on this material point discredits
his whole case.

finding:

Claim dismissed.
Before me,
Dy Lake.
L. G.

Kapuape (m. Funafuti 69 yrs.) v Salenga
(f. of Nintao 26 yrs.) Plaintiff present;
dependant represented by Siau
(f. of Nintao 45 yrs.)

Claim:

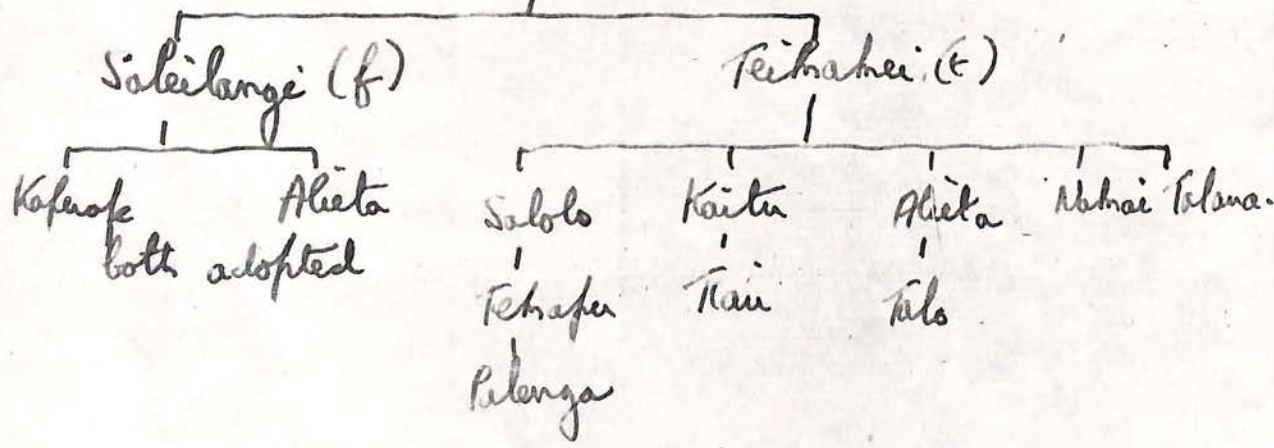
Kapuape claims his share of Salilangi's
lands under her will.

Hearing:
Plff.

Kapuape, plff., duly sworn states:-
Salilangi's will says that land
should share her portion of the
lands.

Alieta
family

Kaitu
Teiheta



Kapuape - O'Brien
Uytabe - L. G.

ROFC

Kapuape produced his copy of Salilangi's will, which
seems to be a share of what he had to say. It then referred to the record of
the case 80/48 in the Nintao Ct. on p. 154 of Vol. II
of the Nintao minutes.

Care for Peff. closed.

Dft.

Tiau duly sworn states --
Kopuape was only adopted by
Saleilangi because he was running loose
in the village. He is a bastard son
of a European (one of the O'Quens).

ROFC

Tiau
Alphabe. L. U.

X Witness:

Pitalo (f. 60 yrs) duly sworn states
I don't know the whole story of
these lands. I was at Nuitoo, but
was not in the house when Saleilangi
died. Tiau's story of the ngafa is
correct.

X her mark.

Alphabe. L. U.

ROFC

Care for dft. closed.

Summary-up:

The Committee held 7-0 that Kopuape and
Talo are entitled to Saleilangi's share of
the family lands under Saleilangi's will,
which they accept. The L. U. concurred.

The committee held unanimously that Saleilangi's share should be about 4 lands and 1 1/2 pits, and that Kapuape's and Tolo's portions thereof should be registered separately. The hunters were requested to arrange accordingly. Adjourned sine die. See p. 90

Claim No. 92/48
Form B No. 161.

9. VI. 48

Kapuape (m. 69 yrs) v. Falani (m. 52 yrs.) Both parties present.

Claim:

Kapuape claims a larger share of Tufui's lands through Saleilangi, whose hei he is.

Hearing: Aff.

Kapuape duly sworn states: -
~~Saleilangi~~ ^{ap. ap. Kōhea} (Falani's ancestor) was ~~Kaiti's~~ ^{Kaiti's} brother. When Saleilangi came here she told Pulevati that Kaiti had said that Kaiti and Kōhea were ~~kaitari~~ ^{kaitari}. So Kaiti's descendants were ~~kaitari~~ ^{kaitari}. But later, when Salolo came here, Kōveli would not let him be ~~kaitari~~ ^{kaitari}, but he gave him 8 lands and 3 pits. However, Salolo said we were originally ~~kaitari~~ ^{kaitari} on 41 lands and 21 pits, so we have far too small a share. Falani has now given us more land.

Xd. 27 Falani's people are ~~kaitari~~ ^{kaitari} at Nanumea and Neutao. Kōhehe. L.G. Rofc

Case for plff. closed.

Dft.

Falani July sworn states:-

All these lands were Tufui's. He and his wife agreed that Kōhea should have his lands here, while Kaiti should have her lands at Nanumea (she was a Nanumean). Tufui and his wife went to Nanumea, leaving Kōhea here. They took Kaiti with them, but when they reached N'imea, Fūta took him to help in the war.

Then in Palevati's day, Feihakēi came to try and get some lands here, but he did not succeed. He was followed by Fūta, Pūsen and Salolo, who were equally unsuccessful. Then Kaiti came and had a row with Kōveli, and the N.G. gave them the lands which they now have.

Vol. 11. We are not māitōsi at Nanumea.

Vol. 12. The lands here were divided equally between Salolo and Kōveli.

Farani.

Ugāhe. L.G.

ROFC

1st Witness: Luta (58 yrs) duly sworn states: -
 Palevati had these lands. Then
 Feikabaei came and did not succeed in
 getting any. He was followed by ~~the~~ ^{the} ~~sons~~ ^{sons}
 Fuatia, Pisey, Sabolo and Fuatia again, all
 of whom failed. Then Sabolo returned
 and had a row with Kaveli; and the
 N.C. gave him some lands.

Luta. R.O.F.C.
 Alphae. L.C.

An inspection of the lists shows that
 Kaitia's descendants have 9 lands and 3 pits
 from Tafui and his wife. Falam (Kohoa's descendant)
 admits to having 12 lands and 3 pits from
 the same source. Piff. says he has ~~the~~ ^{the} ~~land~~ ^{land}
~~and~~ ^{and} ~~the~~ ^{the} ~~land~~ ^{land} ~~of~~ ^{of} ~~the~~ ^{the} ~~land~~ ^{land}
 descendants still have 32 lands and 17 pits
 from the common ancestor, but he is unable
 to name them; nor is he able to say ^{on} what
 number of lands the N.V. based the
 division between Kaveli and Sabolo. Kohoa's
 descendants have 1 land and 2 pits at N'nea, Kaitia's name
 case for dft. closed.

Summing up: The Committee held 3-2 that the
 division made by the N.C. should be upheld.
 The L.V. held that according to custom

Kaiti's and Kōrea's descendants should have had equal shares, and dft. admits that that was the N.G.'s intention when they made the division. The L.W. held that the lands held by the respective parties should be inspected to ascertain which of them actually holds the greatest area of land. If dft. has more than plff. their holdings should be equalized.
 Adjourned sine die.

12. VI. 48.

Found that plff. holds 23,000 sq. yds of land in addition to those lands halved between them, while dft. holds 20,220 sq. yds.

See p. 84.

LANDS COURT NUI 11. VI. 48
 NATIVE MEMBERS - Josefa, Utime, Taku, Kaisala, Lema.
 ASSESSORS - Sosene.

Claim No. 93/48 11. VI. 48
 Form B No. 123.

Fitalo (m. of Nui 50 yrs) v Talaita (m. of Nui 28 yrs) Plaintiff present defendant represented by Tolonga (f. of Nui 30 yrs)
 heard jointly with Fitalo v. Tolonga B. 126.

Claim: Fitalo claims the reversion of Tetapuhie and Tennenlolo as Moulongo's child "mota".

Hearing: Plff. Fitalo duly sworn states:-
 Teubree gave this land to Moulongo to use, as he was a stranger from Vantupu, but he

did not give it to him to belong to him. When Moulongo went to Vaitupu, he told Niulosi he would leave these two lands in charge of his wife's family as he was coming back here. Niulosi then went to Nukunono, but when Samina visited him there in 1916 he said Moulongo died suddenly from a fall from a coconut tree into the sand without issue. That was after the flag.

Xd. Ct. - I don't know the ages of Teuhie and Moulongo, but Teuhie is from way back.

Xd. Ct. Niulosi never told me he tried to get these lands on any visit here. Kauna went with Moulongo to Vaitupu and did not return here.

X her mark.
 Dy Lake. L. A.

ROFC

Case for plff. closed.

Dft.

Tolonga duly sworn states: -
 show nothing of the previous history, but in 1933 Niulosi came to Tenei and claimed these lands. Tenei said he would not give them up, as Moulongo gave them to him in 1884 to

nominate's will, 1976, leaves Tekefahi to
Tahitua and Tebareaha (said to be Tennenlolo)
to Aeneta (Tolonga's child).

Case for Aft. closed.

Summing-up:

The Committee held 2-0 those lands
were given by Tahihei to Moulongo to be
his property. The L.C. agreed. They
held 2-1 that Moulongo gave them to
Tanei to be his property. The L.C. agreed with
the minority that Moulongo much more
likely merely gave them to his wife's
male to look after during their absence at
Kaitapu. Moulongo presumably expected to
revisit his wife's island from time to time
a present from a ^{stiff young party to} ~~man~~ ^{man} ~~can~~
"caretaker" is unusual, and two lands is too
high a price for a passage fare from Nui
to Kaitapu. The L.C. therefore held the
property in the two lands never passed to
Tanei and unless Moulongo's will (if
any) can be found at Kaitapu, the lands
should therefore revert to Tahihei's
descendants in Kaitasi.

look after himself

Adjourned sine die. See p. 69.

LANDS COURT NUI.

14. VI. 48

NATIVE MEMBERS & ASSESSORS - All present.

Claim No. 94/48
Form B - No. 163.

14. VI. 48.

Matio (m. of Nui 62 yrs) represented
by Sosene (m. of Nui 50 yrs) v. Katangi
(m. of Nui 65 yrs) Both parties present.

Claim:

Matio claims Tcholoholo was taken by
Katea under false pretences.

Placing: Pff.

Sosene duly sworn states:-

This land was ours, but in Awea's
day or after Katea took it saying he
would give us another land in exchange,
but he never did so.

xd-it I don't know exactly when
Katea took it, but before that time I used
the land.

Sosene

ROK

Aghabe. L.G.

Witness:

Sihale (m. 28 yrs) duly sworn states:-

This land was ours, but Katea
took it saying he would give us
part of Penjanui in exchange, but he
never did so. The part of Penjanui we
have now is from Kiwa. We got Tcholoholo

from	Katoha	Kawia
	Pogia	Valasi
	Kiwa	Palongo
	Alieta	Matio.
	Schale.	

Likkale
 Alykabe.

L. G.

ROFC

Case for plff. closed.

dft.

Katonga duly sworn states:-
 My father said this land was originally ours, but we exchanged it for one of J. Matoo's cows' lands, but I don't know the name of the land. Then Palongo came to my father and asked him to reverse the exchange. So we got back Teholoholo, but I don't know what land we give them in exchange, as my father never told me.
 I was not present at the meeting between Palongo and Katea.

ROFC

Katung
 Alykabe. L. G.

Case for dft. closed.

morning-up:

The Committee held 4-0 that Kulea never gave any land in exchange for Peholoholo which should therefore now be returned to Matio.

finding:

Peholoholo transferred to Matio, Matasi te farou a Pulongo, faman a Kewa.

Before me,
 Dykabe.
 L. G.

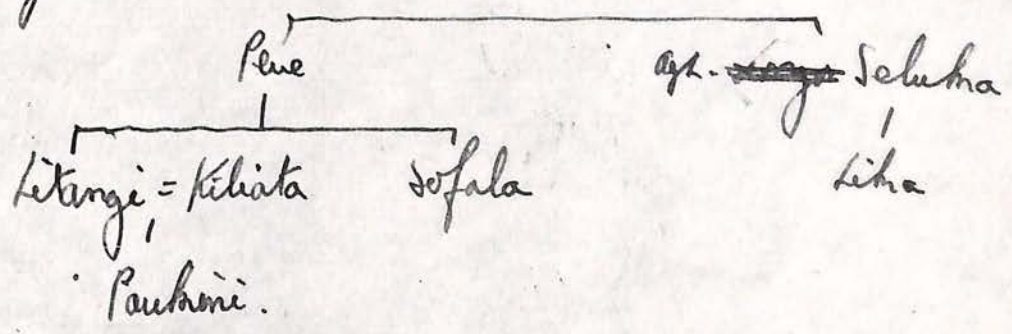
Claim No. 9543
 Form B No. 164.

14. VI. 48

Kiliata (f. of Nui 62 yrs.) v Lika (m. of Nui 25 yrs.) Plaintiff present, defendant represented by Sofala (m. of Nui 53 yrs.)

Claim:

Paukoni (Kiliata's principal) claims the pit Tuhaha on the grounds that his father dug it.



Hearing: Pff:

Kiliata duly sworn states:—
 Letangie dug this pit. The land belonged to Pene and his brothers and there was an old well there, so with

Longa's permission Litangi enlarged it
 into a pit. The other family
 lands had already been divided, but
 this land was left for any member of
 the family who wished to go and
 work on it. On Litangi's death
 he said he left all his lands to
 Pambini, so Pambini should have this pit.
 x. U. Litangi dug this pit in 1911.
 He died before Pene.

Hiliata

Alphabe.

L. G.

ROCC

According to the N.G. Register of Deaths
 Litangi died in 1929, aged 40 yrs. He
 was therefore 22 when he dug the pit.

Case for plff. closed.

Dft.

Sofala Luby Sworn states:-
 This land and well was Pene's.
 He and Litangi dug the pit together.
 Litangi died one Sunday afternoon. I was
 present and he made no will. Pambini
 did not look after Litangi, I did.
 When Pene died he disinherited Litangi,
 as he had quarrelled with him.
 Sofala Alphabe. L. G. ROCC

(Case for dft. closed)

his 3 children ^{as} Pene's will, 1932, leaves his lands equally to
 "Sofala, Sueni, Toate. (Litang & bon
 ohiria arona)."
 Litang left no will.

Case for dft. closed.

Summary-up:

The Committee held 4-1 that Litang should get half this pit for having helped to dig it. The L.G. held that when the pit was dug the land belonged to Pene (or Pene & Longona etc), and that the property in it never passed to Litang. Litang was only 22 when he dug the pit and he was in duty bound to work on the family lands. Such is the custom in other families, nor do young men expect their parents to give them any special reward for so doing. The question of Litang's disinheritance is irrelevant to the claim, since Pff. is claiming this pit as a reward for Litang's work and not ~~as~~ by right of descent from Pene & Litang.

Finding:

Claim dismissed.

Before me

A. S. S.

L. G.

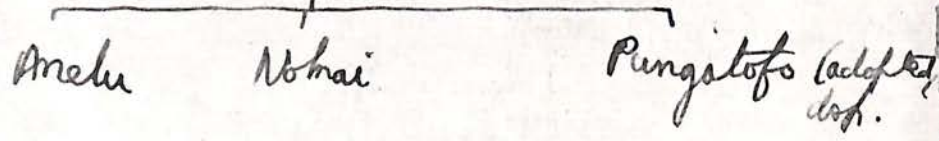
Claim No. 96/48
Form B No. 165.

14. VI. 48.

Tema (n. of Vaitupu 48 yrs) v Notai (f. of Nui 64 yrs) Both parties present.

Claim :

Tema claims Pungatofa's lands from
Taubai.
Pabahu



Hearing: Pff.

Tema duly sworn states :-
Pungatofa, a Vaitupuan, was adopted
by Pabahu, and Taubai gave him
these lands. Pungatofa left them to
Anelu and Notai, but I claim to
be heir. Anelu had no will. I am
the grandchild of Pungatofa's brother.

Tema
Alphabe. L. G.

ROFL

Pungatofa's will, 1903, leaves all his
lands in Nui to Anelu & Notai.

Case for pff. closed.

Case for plff. closed.

dft.

Tema duly sworn states :-
Kosina said Maele gave her this
islet for her sweet smelling flowers. I
suggested to Ioelu we plant it so
he did so. It is not joined to Sihale's
land. I don't know who Maele got it
from. I don't know if Kaiwa stopped
Ioelu planting it.

Tema
Aylake. L.G.

ROFL

Ex Witnesses:

~~Ioelu~~ Foloi duly sworn states :-
Ioelu and I planted this land before
the war. We were not stopped by
Kaiwa. We planted less than 18 trees
and then returned to the village.

Foloi
Aylake. L.G.

AOFL

Case for dft. closed.
Adjourned sine die for inspection of land.
See p. 84.

Claim No. 98/48
Tonn B No. 169.

14. vi. 48.

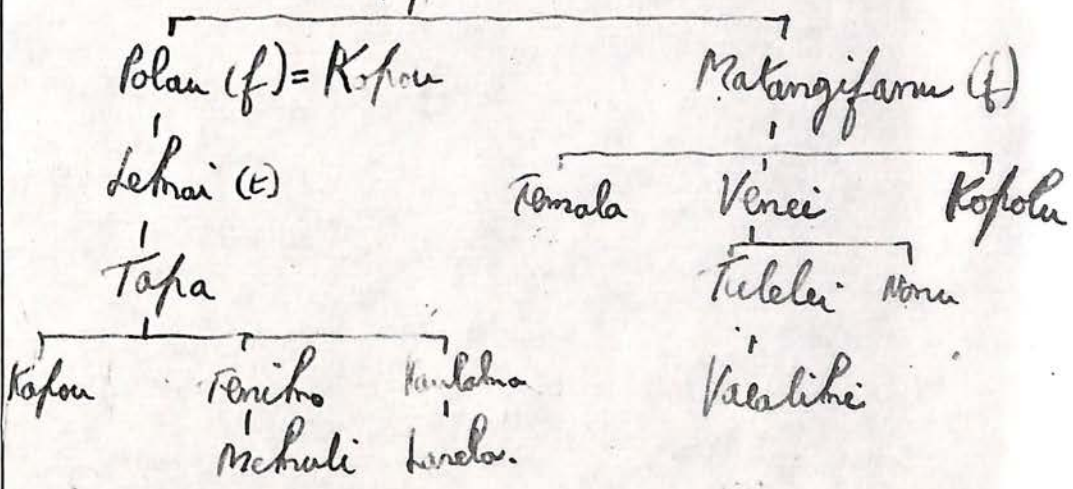
Vaaliki (m. of Niutao 88 yrs.) v Mekuli
(m. of Nui.) Both parties present

Claim:

Vaaliki claims Matangifaru's share of
lands from Tafi.

Hearing: Pff.

Vaaliki duly sworn states:-
Tafi



Matangifaru went to Ni'manga and
 married there. Tulelei came and lived
 here and had a share of these lands, but
 they had not been divided. When
 Tulelei went to Niutao, she left them
 in Tapa's charge. I came here in
 Capt. Allen's day, and Feriho
 agreed that we had a share of these
 lands, so I arranged that she should
 remain in charge of them, until any of
 our family came here.

I don't know how many lands Polau
 Matangifaru were heir to, but my
 mother said they were all with Tapa. We have none now.
 Dyakob. L. W. R.O.F.

Case for ~~plff.~~ ^{plff.} closed.

Dft.

Mehuli duly sworn states :-
 Vaaliki has got his share. My
 mother said that we were only holding
 one land and one pit of his. She
 said Venei gave their share to Kohupi
 to look after. Vaaliki also told me that
 the lands my mother had were not from
 this side of the family.
 X: st. I don't know where Vaaliki's
 lands are now, or how many there were.

Mehuli
 Alphahe. L.G.

ROFC

1st Witness:

Sosone (m. 60 yrs) duly sworn states.
 I am Kohupi's descendant. We
 are holding none of Vaaliki's lands. I
 never heard that Venei gave any to
 Kohupi to look after, and I don't
 even know if they were related.

Sosone
 Alphahe. L.G.

ROFC

2nd Witness

Lavela (f. 74 yrs) duly sworn states
 My mother said that there was

one land and one pit of Vaealiki's side still in Tapa's possession.

ROR

X her mark.
Uyuhue. L. C.

Case for aft. closed.

Summary-up:

The Committee held 6-2 that Polau's and Matanjifanu's descendants were entitled to equal shares; that Mehuli and rels. are at present holding all the lands; and that Vaealiki is entitled to his share. Mehuli now maintains that Tapa had very few lands, underwriting to give a different source for most of the 23 lands and 8 pits which he admitted in 64/48 were Tapa's. The Committee held he was lying, and that Vaealiki should be given half of all the lands previously admitted by Mehuli to be Tapa's. ~~Mehuli was lying but~~ ^{with no equalizing} ~~disagreed~~ on the grounds that Tapa must have got some of her lands from her father. They then held that since no proof was forthcoming, and on consideration of Tapa's family tree on both her paternal and maternal sides, it was fair to assume that half her lands - i.e. 11 1/2 lands and 4 pits - derived from Tapa, and Vaealiki was therefore entitled to 5 1/2 lands and 2 pits. The L. C. agreed.

The L. C. agreed

Adjourned sine die for division by the parties concerned.

See p. 83.

Hearing: Peff:

Asaia duly sworn states :-
I claim a share of Temau's
lands under her will, as we have none
at present. Her lands were Temanohu,
Teapantapu, Tetapehi and Temanipa; and
the pits Talwaha (Teitai), Talawa, and
Temanipa.

Roff

Asaia
Aylmer. L. H.

Temau's will, 1910, leaves her lands
equally to Sufanaia (Keanoa), Bahawa, and
Ihe, with a share for a grandchild.

Case for peff. closed.

Dft.

Mamoe duly sworn states :-
I only know of two lands of
Temau's: Talalolae and Teitewa
which we just got from Asaia in the
other claim. Temau had no pits.

J. Mamoe
Aylmer. L. H.

Roff

Case for dft. closed.

Claim No. 99/48
Form B No. 170.

14. VI. 48

Falani (m. of Nui 53 yrs) v Telo (G. of Nui 48 yrs. Both parties present.

Claim :

Falani claims a share of the inland side of Pukimilua.

Hearing: Ref.

Falani duly sworn states:
My claim is the same as in 74/48 on p. 165 of Vol. I.
x.d. it. Kilise has Kaubale's part. Taloa was no relative of Vaea's.

Falani
A. G. R. O. F. C.

1st Witness :

Kilise (m. 77 yrs) duly sworn states:-
Our mother said our land marched with Falani's from inland to the sea.
x.d. it. Kilise's part is next to mine. It came from Taloa. We had half each from Taloa.

Kilise
A. G. R. O. F. C.

Case for Ref. closed.

Dft.

Telo duly sworn states :-

Tangata had two Puhinilua's.
 One came from his father Tutuloo, ~~from~~ ^{from} Vaea's line. The other came from his mother, from Talae's line. Kauhale got it for looking after Tefoe.

JWS
 D. G. L. G.

RDE-

Case for dft. closed.

Summing-up:

The Committee were divided. See 73/48 and 74/48 on pp. 162 - 167 of Vol. I.

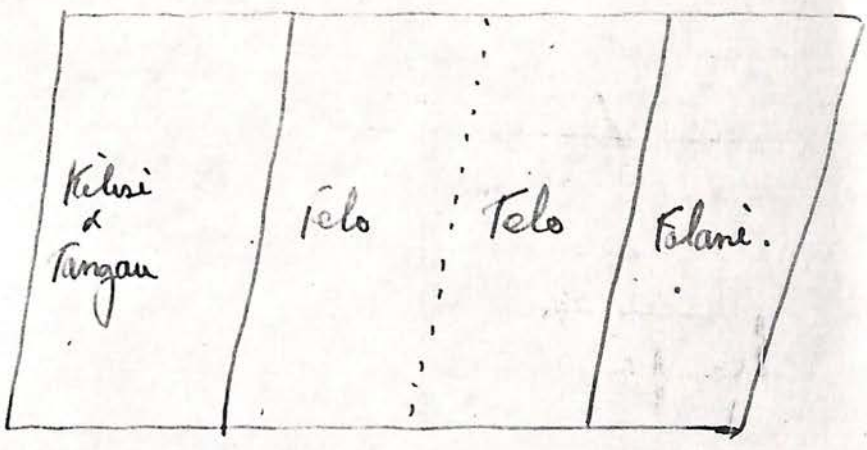
The L. G. held the position before 73/48 and 74/48 were decided was as follows :-

Telo from Talae	Telo from Kauhale ^{Kauhale} Kauhale.
--------------------	---

He further held, in accordance with the decisions in 73/48 and 74/48, that Kihini was entitled to half of the part from Talae, and Talani to half of the part from Kauhale.

Findings:

Pukimilua to be divided thus :-



The boundaries to be measured by the N.M.S. There will therefore be one Pukimilua ~~before~~ registered in the names of Kilisi and Tangua, one in Falani's name, and two in Telo's name (because one part comes from Tabe and the other from Kingale).

Before me,
Uy Tabe.
L.G.

LANDS COURT Nui 15. VI. 48.
 NATIVE MEMBERS - Tama, Temita, Kaisala, Falani, Takuo, Uetina Joseph
 ASSESSORS - Both absent.

Claim No. 100/48 15. VI. 48
 Form B No. 123
 Asaia (m. of Nui 64 yrs.) v Mamoe (m. of Nui 47 yrs.) Both parties present.
 See also 6/49 on p. 12 of Vol. I.

Claim: Asaia claims a share of Tama's lands, under her will.

Witness:
called by pff:

Katangi (69 yrs, m.) duly sworn states:-
My father said that Talwaha
was his hut that he gave it to
Tantu and Temau. He gave it to them
when he recovered some of the family
lands that were in other people's possession.

Katangi
Alyabe. L. G.

ROFC

summing-up:

The Committee held 6-0 that it was
proved that Talalobae, Teitewa and the
pit Talwaha were Temau's: but pff.
has failed to prove the others were also
Temau's. Therefore, under Temau's will,
Asaia should get $\frac{1}{3}$ of each of the above
lands and $\frac{1}{3}$ of the pit. The L.G.
agreed.

finding:

$\frac{1}{3}$ of Teitewa, $\frac{1}{3}$ of Talalobae*, and $\frac{1}{3}$
of the pit Teitai transferred to Asaia
and fanau a Regrod mutari.
Before me
Alyabe.
L. G.

* Its other name is Teapanitapu. Agt.

See 6/48 on p. 12 of Vol. I.

Claim No. 101/48
Form B No.

15. VI. 48

Faiפו (f. of Nui 48 yrs) v Mamol (m. of Nui 47 yrs)
Both parties present.

Claim:

Faiפו claims $\frac{1}{4}$ of the pit Taitai under
Teman's will.

Hearing: Reff:

Faiפו duly sworn states:-
Teman left me this pit in her
will as "te lantau"; I claim $\frac{1}{4}$ of it.

Faiפו
Alphabe. L.G.

ROFL

Lat Witness:

Maia duly sworn states:-
Vaanda told me Faiפו had
part of this pit as "te lantau".

Maia
Alphabe. L.G.

ROFL

~~Maia~~ Teman's will, 1910, says her grandchild
is to receive something from her estate.

It does not say which grandchild or what portion.

Case for plff. closed.

Dft.

Mamae duly sworn states :-
I received part of this pit under Fernau's will as lantau. I was said she was the grandchild referred to in the will. I have put it in my list as we are all still hakawai.

ROF

J. Chamae
dy take. L.G.

At Witness:

Aitome (over 60 yrs) duly sworn states:
I was present when the division of lands was made in Iou's day. A part of Tutai was given to Kme, Iilepa's child as "lantau" from Fernau. Kme gave it to Kawa to look after who passed it to ~~Kawa~~ Iou. Iou lived with Fernau.

Aitome
dy take. L.G.

ROF

Case for dft. closed.

Summing-up:

The Committee & L.G. held that 1/4 of this pit had already been transferred to Eme under the relevant clause in Pema's will, and Faipo must therefore fail in any claim against Mamoe. However, the pit should be registered in ~~Kaimata's~~ ^{the} name of Eme's child, Kaimata.

Finding:

1/4 of the pit Tetai to be registered in ~~Kaimata's~~ ^{the} name. Faipo's claim dismissed.

Before me,
Uy Lake.
L.G.

Claim No. 10248
Form B No. 46.

15. VI. 48.

Vele (m. of Nui 43 yrs.) v. Liupo (m. of Nui 33 yrs.)
Both parties present.

Claim:

Vele claims his side of the family never received their proper share of the family lands.

Verifying: Aff:

Vele duly sworn states :-
Kopungo = Kawale

Fakatofo (6)

Lana

Balongo
Putea
Kaisala

Korai (1)
Tepohai
Mipo

Claim No. 113/48
Form. B. No. 178.

24. VI. 48.

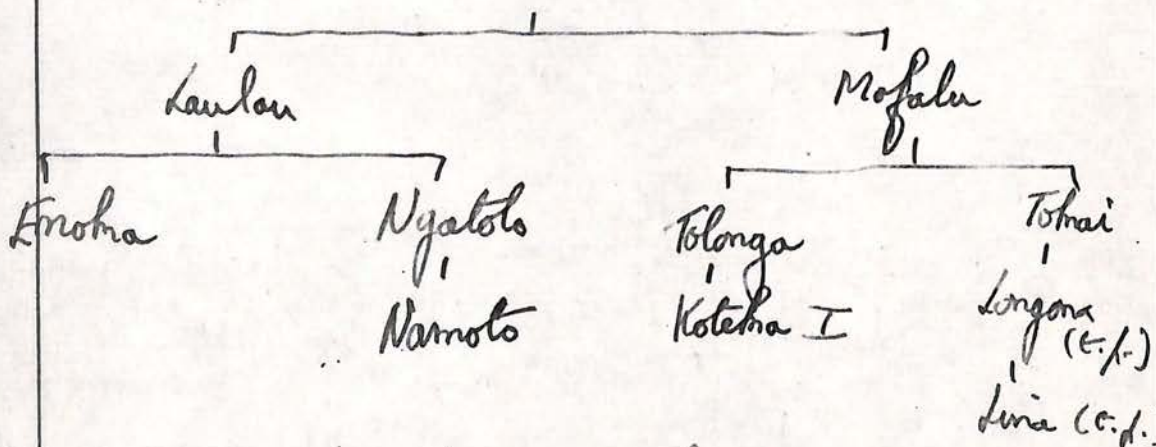
Namoto (m. 52 yrs) v. Lina (32 yrs f).
Both parties presents.

Claim:

Namoto claims this land Temanohu was never divided when the rest of the lands were divided.

Hearing: Pff.

Namoto duly sworn states
My mother said this land was omitted from the original division of the lands because the N.G. said it was too dark to do it that day. The division was done on Laulau's death.
Pitoe



Xd. Cr. We have one land from Laulau.

Xd. Cr. Laulau's descendants have 3 lands from him.

Xd. Cr. Laulau received no lands from any other source but his parents.

Xd. Cr. I don't know where Mofalu's lands are, but I think Koteha has them.

Namoto

ROFC

Alykhe. L.G.

Claim No. 112/48
Form B. No. 182

24. VI. 48.

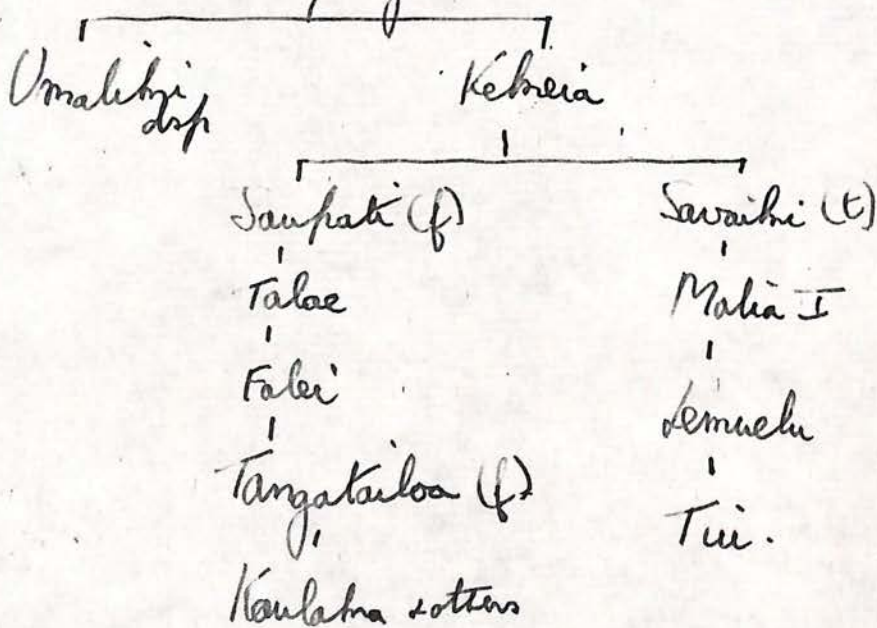
Kaulaha (f. Vaitupu, 40 yrs) v. Malia (f. 53 yrs)
Both parties present.

Claim:

Kaulaha claims she is mantasi on these lands etc.

Hearing: Plff:

Kaulaha duly sworn states :-
Maitongo



Malia I was adopted by Umalibi, who was childless. Malia had charge of all the lands, both Saupati's and Savaihi's, and Umalibi's. Before I went to Vaitupu Malia I had them. I lived with her and was mantasi. But when I returned now I found Malia II has got them. She took them on Malia I's death, after I went to Vaitupu

xl. Ct. I went to Vaitupu about 10 years ago.
 xl. Ct. The lands were taken before Māhia I's
 death, before I went to Vaitupu.
 xl. Ct. When I was here I lived with
~~my~~ Nouta's family. This claim
 derives from my father's side.
 xl. Ct. I was born in Vaitupu.

Kaulaha
 Dyhane. L. G.

ROFL

Māhia I died in 1924. Kaulaha is said to
 have returned to Vaitupu in 1919.

Witness:

Tui (m. 45 yrs) duly sworn states :-
 These lands were Omakihī's and

LANDS COURT Nui
 NATIVE MEMBERS & ASSESSORS - All present.

9. VI. 48

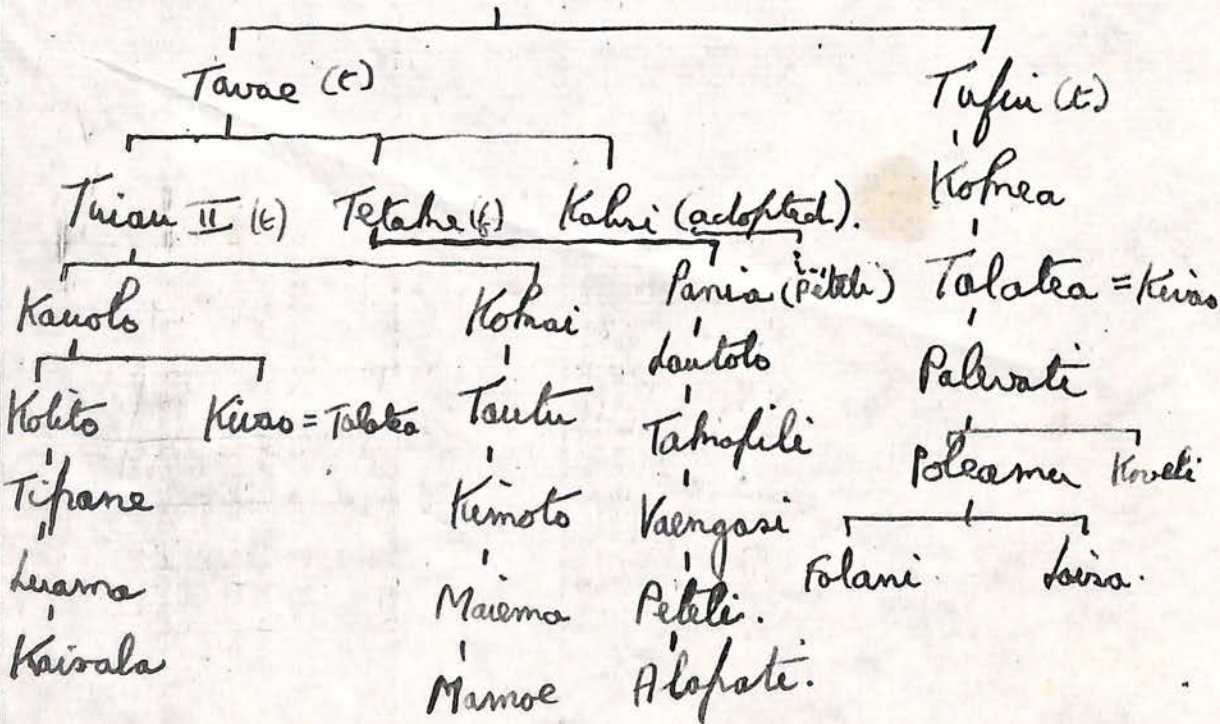
Claim No. 90/48
 Form B No. 152.

9. VI. 48

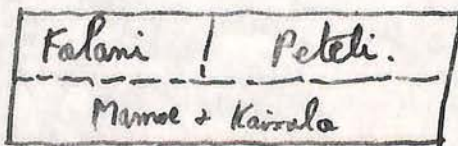
Salani (m. of Nui 52 yrs.) v Peteli (f. of Nui 68 yrs.) Both present.

Claim:

Plff. claims part of his share of Telihiaia (area) has been wrongfully taken from him by Peteli.



Inland side
 Second side



Telihiaia

Warning: Plff.

Folani duly sworn states:-
 Originally Tavae and Tufui had half each of this land. But on Talatea's

Summing-up: The Committee & L.G. held that 1/4 of this pit had already been transferred to Eme under the relevant clause in Terau's will, and Faipo must therefore fail in any claim against Marnoe. However, the pit should be registered in ~~Marnoe's~~ ^{Eme's} name of Eme's child, Kaimata.

Finding: 1/4 of the pit Tetai to be registered in ~~Marnoe's~~ ^{Kaimata's} name. Faipo's claim dismissed.

Before me,
Alyshane.
L.G.

Claim No. 102/48 15. VI. 48.
Form B No. 46.
Vele (m. of Nui 49 yrs) v Lupo (m. of Nui 33 yrs)
Both parties present.

Claim: Vele claims his side of the family never received their proper share of the family lands.

Hearing: Aff: Vele duly sworn states :-
Kopunga = Kawale

```

graph TD
    Kopunga[Kopunga = Kawale] --- Fafatoufa[Fafatoufa (5)]
    Kopunga --- Lupa[Lupa]
    Lupa --- Palongo[Palongo]
    Lupa --- Pouta[Pouta]
    Lupa --- Kairala[Kairala]
    Lupa --- Korai[Korai (5. p.)]
    Lupa --- Tapohui[Tapohui]
    Lupa --- Lupo[Lupo]
  
```


Lana was in charge of all the lands, but they were never divided. Fakahatoafe only had 3 lands & 3 pits and I have now got another in the Ct. from Mats. But Lana left all these lands to his adopted child.

ROFC

Ueli
Alphabie. L.G.

Case for plff. closed.

Dft.

Luipo, duly sworn, states: -
know nothing about my lands, but Lana left a will!

Luipo.
Alphabie. L.G.

ROFC

Lana's will, 1900, states Fakahatoafe already has his full share. Lana leaves all his lands to Palongo and Konai.

Luipo admits, on inspection of his list, that he now holds 18 lands and 3 pits from Lana's ~~family~~

22
Ht Witness

Kaisala (m. 55 yrs) duly sworn states :-
Dana's story was that
Fatmatoufe had this full share, and
also that he was an illegitimate
child.

x.d. or. Kofunga was his father and
Kaisale was his mother.

Kaisara
Uyaha. L. G.

ROFC

Case for dft. closed.

Summing-up:

The Committee held 3-0 that
Vele was entitled to a larger share
of lands Pulango and Dana
between them having cornered far too
large a share. The L. G. agreed.
Adjourned sine die for parties to
agree on details of transfer. See p. 110.

Claim No. 103/48

15. VI. 48

Form B No. 172.

Sosene (m. of 60 yrs) v Sikale (m. of 60 yrs)
28 yrs.) Both parties present.

Claim:

Sosene claims he never received a
fair share of the family lands.

Hearing: Plff.

Sosene duly sworn states:-

Katoma = Rewa

Kao = Kawa

Longia

Valosi

Kawa

Palongo

Aheta

Matis

Sihale

Both branches were haitasi. When the division was done by the W.G. the lands were divided equally, all except those in the bush, which were not divided.

ROF-

Sosene
Alhabe

Case for plff. closed.

Dft.

Sihale duly sworn states:-

My ancestor told me the lands were divided equally by Katoma and Kawa and thus they have remained until today. I gave one land (Puhimua) to Matis by agreement this month.

xl. et. I gave it to them because they said I had more than them.

S: Hale

Alhabe. L.G.

ROF-

An inspection of the lists shows that Matis has 21 lands and 7 pits and Simale 20 lands and 7 pits.

Adjourned sine die for measurement of lands. See p. 88.

Claim No. 104/48
Form B No. 48

15. VI. 48

Fitalo (f. of Mui 50 yrs) v Limpoo (m. of Mui 38 yrs) Both parties present.

Claim: Fitalo claims the reversionary right to Buariki.

Hearing: Plff.
Pae is a woman.

Fitalo duly sworn states:—
Taubiki took Pae, a stranger, as his friend. Taubiki gave her this land to use. On her death it passed into her son Limpoo's possession. But Pae died, and is not a blood relative, so I claim the land.

ROFL

her mark. X Alpha.
L. G.

Witness Kona, called by plff, states the land was Kona's, not Pae's.

Pae left no will.

Case for plff. closed.

Dft.

Lupo duly sworn states:-
 This land was Kenai's, not Pae's.
 (I don't know if Pae left a will.)

ROFC

Lupo.

Aly Lake. L.G.

At Witness:

Sosene (or. 60 yrs) duly sworn states:-
 According to my family, this
 land was Lupa's.

ROFC

Sosene

Aly Lake. L.G.

Case for dft. closed.

Summing-up:

The Committee held 4-0 this land
 was Kenai's, not Pae's, and Fitalo
 therefore has no claim. The A.G. agreed.

Finding:

Claim dismissed.

Before me,
 Aly Lake.
 L.G.

LANDS COURT NUI

16. VI. 48

NATIVE MEMBERS - Kaisala, Sofala, Taku, Utime Josefa.
ASSESSORS. - Sosene.

Claim No. 80/48

16. VI. 48

Form B No. 136.

Taku v Katangi.

See p. 177 of Vol. I.

The N.G. Vaitupu, states that Solomon
left no will.

Finding:

Tapontephe and the pit Tapontephe
transferred to Taku.

Before me,
Alyshe.
L. C.

Claim No. 105/48

16. VI. 48

Form B No. 175.

Kaisala (m. of Nui 55 yrs.) v Utime (m. of
Nui 62 yrs.) Both parties present.

Claim:

Kaisala claims that in the division of
bits obtained from Numea he should
have part of Tehatai.

Hearing: Aff:

Kaisala duly sworn states:-
I claim that Tapontephe is no
good as Afele has an appeal against it.
I wanted Tehatai to be divided between

us as it is by far the largest pit.
 'xd. Ct. My mother said that the
 lands from Koluma ~~Sept.~~ were divided
 before, and what we had was our
 share; but the lands & pits from
 Niimea should be divided equally.
 'xd. Ct. I don't know the names of our pits
 from Koluma, or how many we got.

Kaisara ROFC
 Aylake. L. G.

Case for plff. closed.

Dft.

Utome duly sworn states :-
 They have a land and two
 pits from Koluma already, whereas we
 have none. That is why I want to
 keep the largest one.
 'xd. Ct. Their two pits are at ~~Tevahaloa~~ ^{page}
 Tevahaloa.

Utome ROFC
 Aylake. L. G.

VEN
 Case for dft. closed.

Summing-up: The Committee held 2-1 that Vitime was entitled to the larger share of the pits recovered from Niimea, as Kaisala's line already has two to Vitime's none. The L. G. agreed.

Finishing: The following pits to Vitime and family :-
 Tehatai, half of Tehobu and half of Teabanga.
 To Kaisala & family: Nanyoto, half of Tehobu and half of Teabanga.
 Tapontepa to be held in trust by the descendants of Poomi and Tanofes.

Before me,
 Alphahe.
 L. G.

Claim 3/48.

Form B. No. 2.

16. VI. 48.

See Vol. I. pp. 6-7.

Fitalo v. Alimeti.

The lands and pits of the parties have been measured, with the following results.

	<u>Lands</u>	<u>Pits</u>
Fitalo	22,562 sq. yd.	794 sq. yds
Tauma	4,637 "	342 " "
Total	<u>27,199 sq. yd.</u>	<u>1137 sq. yd.</u>

Alimeti 14,096 sq. yd. 953 sq. yd.

Tehua's descendants therefore already hold a greater area of lands and pits than Lamuwa's.

The Committee held unanimously that Jeff. has her full share and should not be given any more.

Finding:

Claim dismissed.

Before me,
Alphona.
L. C.

Claim 4/48.
Form B! No. 3

16. VI. 48.

See Vol. I, pp. 9-10.

Taima v. Alineti.

See 3/48 above. The Committee held unanimously that as Lamuwa's side holds less lands & pits than Tehua's, Jeff. cannot succeed against Alineti. However, when the original division was made Mutu received too little and Tautie too much. They therefore held Fitalo should compensate Taima for the loss of Pamao land and pit, since Lamuwa's share should have been drawn solely from Tautie's lands, Mutu already having too little.

Finding:

Pamao land and pit to remain in Alineti's possession.

One third of the land Tengege and the whole of the pit Nūtā transferred from Fitalo to Taima. (Nūtā is in Taima's list, as he and Fitalo are kaitiaki).

Before me,
Alyshah.
L. G.

AGREEMENT.

Utome and Kavola.

lands obtained from Naima as a result of the decision in 62/48 on p. 136 of Vol. I

The following lands transferred to Kavola as his individual share:
Ukinebo, Tetricai, Ternanohu, Talalolae, and Letahi.

Before me,
Alyshah.
L. G.

Nuimea v. Vitone and relatives.

Nuimea represented by Afele (m. 62 yrs), Vitone present
See case 62/48 on p. 136 of Vol. I.

Appeal:

Nuimea appeals against the transfer of the pit Taponteaba to Vitone and relatives on the grounds that this pit derived from his grandmother ~~Tabilopa~~ Tabilopa, and that it did not belong to Iosia's maternal line (Koumu).

Hearing:
Appellant:

Afele duly sworn states:-

This pit belonged to our family from long ago. When Peau's and Nuimea's lands were divided they received two pits each. Peau got Taponteaba and Talawa I. Nuimea got Taulabe and Talawa II.
x.d. Ct. This pit belonged to Nuimea's mother Tabilopa. She got it from her mother Koumatu. Peau was usually absent as he was a porter and Iosia was a Dresser, so we looked after their lands and pits. Therefore ours and their lands & pits were all together. But we had this pit before, whereas we only obtained Iosia's lands etc. from his mother's side about 1905, when we got them from Koluto and Kurlabehe.
x.d. Ct. I used to use this pit before we got possession of Iosia's lands from his mother. Vitone's side have no pit here,

no any pit bordering it. We have no other pit by the name of Tapontepa. xl. u. I dont know why Namei did not say this pit was different when the case was heard. Perhaps he did not know the story as he is young.

Afele
Alphabe . L. u. ROE

25. vi. 1888.

Numea (m. 24 yrs) deposes as follows :-
I dont know the pit Tapontepa. I used it because Ioria had it, but I dont know where he got it from. It was not one of the pits which Peau and I divided.

X his mark. ROE
Alphabe . L. G.

Numea, though very old and though his memory may perhaps not be as good as it was, is perfectly coherent and ^{appears} quite normal mentally.

Respondent:

Utine duly sworn states :-

My story is the same as before. My father told me this pit was ours from Poahi's family. He told us to claim it as Mele died childless and intestate.

When Peau returned from Samoa in 1892, Paia came to Poahi (Taitai was absent) and asked for her lands. Poahi said Tanafu had them. Paia went to Tanafu who tried to conceal the lands. So the matter was investigated by the old men and Paia got the lands stay including this pit. Later when Paia went with her husband to New Guinea she left them in ~~Loia's~~ ^{Loia's} ~~Murimurua's~~ ^{Murimurua's} charge, and he lived with Niuea.

Xd. Ct. Tanafu and Kohito used this pit. I never went to it, as I was still too young.

exd. Ct. We have no other Tapoteapa, and no pit next to it.

Utine
deposes. L.G.

ROFC

Witness

Kaisara duly sworn states :-

My mother said this pit was our family's, and given to Paia. She told us to get it if Loia died without children. I never used it myself, as it was too long ago.

Kaisara deposes. ROFC

LANDS COURT. NUI. 23. VI. 48. -
 Native Members: All present except Temeta
 and Sefala.
 Assessors absent.

106/48.
 B. 75.

23. VI. 48.

Tangan (m. 48 yrs) v. Mauatu (m. 37 yrs).
 Both parties present.

Claim: Tangan claims these lands belonged to
 Tangan I, but were wrongfully taken
 by Mauatu I.

Hearing: Peff: Tangan duly sworn states:-
 Tatai adopted Tangan I and left
 him these lands. ~~angan~~ ^{apt.} planted them
 and left them to Vavao. But while
~~that~~ Vavao was working at Ocean b.,
 his mother got a message from the N.G.
 not to go to these lands any more.
 This was not done properly by the N.G.,
 but by Katea and Marked Kless, who
 was married then to Lifenua (see 73/48
 on p. 162 of Vol. I).

ROFL

Tangan v.
 Uptake. L.G.

At Witness

Utine (m. 62 yrs) duly sworn states:-
 these lands were Tatai's, who

left them to ^{Tangan} ~~Vavao~~, as my father told
me. Tatai was his ancestor. Then in
Kalea's day, Manatu and Kleis took
them.

Hiteine
Alphabe. L. G. ROFC

Ind Witness

Nouata (m. 65 yrs) duly sworn states :-
My father said these were Tatai's,
and he left them to Tangan. Later,
Vavao came to Aneli, to suggest they try
and get them back, but Aneli said
he should do it on his own as our
branch of the family has no share in the
lands.

Nouata
Alphabe. L. G. ROFC

Tangan's will, 1890 leaves his lands to
Vavao, with a share for Teirola, and
says no one else has any right
to them.

Vavao's will, 1935, leaves all his lands
to Tangan and Namoit.

Case for plff. closed.

dft.

Manatu, duly sworn, states :-
I have nothing to say.

Manatu.
Alphabe. L.G.

ROFC

at Witness

Kilisi, duly sworn, states :-
(m. 48 yrs) These lands were looked after by Manatu I. When Tangau was dying, Manatu looked after him. So when Tangau made his will he said he and Manatu were *hantosi* on these lands, as his adopted child had enough from his wife's side. He did not leave them to Vavas. On Tangau's death Manatu had them.

xd. ct. I know nothing about any transactions in Katea's *dy*.

xd. ct. On Tangau's death, Manatu had them alone.

xd. ct. Manatu + Vavas were *hantosi*.

Kilisi

Alphabe. L.G.

ROFC

Case for dft. closed.

Summoning up:

The Committee held 5-0 that Tangau owned these lands (dft. admitted it), and that he left them to Vavas, as stated in the written will dated 1890. The L.G. concurred.

Finding:

Tehabai and Tsfontena and the pits
Tsfontebike and Tehua transferred to
Tangan and Namoi's descendants in
Maitasi.

Before me,
Aly Lake.
L. G.

107/48.

23. VI. 48.

B. No. [Same set of lands as in Form B. III].

Tangan (m. 48 yrs) v. Kelisi (m. 48 yrs).

Both parties present.

Claim:

Tangan claims these lands belonged to
Tangan and Namoi in Maitasi.

Hearing: Aff.

Tangan duly sworn states:-

My father said that Talai
left these lands to Tangan I and
Namoi in Maitasi, and that no one
else had any share in them. Namoi
said this ~~was~~ ^{is} Tangan's death.
Talai said that Taufili had no share.
Talai was not Taufili's direct
ancestor and may or may not have
been related. Anyway, this is a different
side of the family. Taufili's first wife
and Kopungali his second. Taufili's
father Alei was angry at Taufili
disobeying him over his 2nd marriage and

so he did not leave him any lands, but left them all to Tangou, whom he adopted as his real child. Taupili got no lands from his parents.

xd. ct. Talai is outside the direct line of descent. Talua and Alei were Paia's parents.

xd. ct. Did Taupili marry his sister
A. - No, Alei was not Taupili's father.
Kopungali was not a Nui person.

Tangan W. ROFC
Alphabe. L. G.

Case for plff. closed.

Dft.

Kelisi duly sworn states :-
Talai's lands were divided between Lefeneva and Kaumale. Lefeneva left her share to Taupili, who left them to Maata & Tangou in hantasi. (See 73/48 on p. 162 of Vol. I).

Kopungali was Taupili's first wife. She was a real Nui. On her death, Taupili married Paia.

xd. ct. In addition to the lands in the claim, Talai had Telupe and Temoa (now in Telo's list) and Helonge and Talwaha (in name).

xd. ct. Maata did not will these lands as he was still hantasi with Tangou.

Xd. u. We have no lands from Puiango.
ROFF

Kilisi

Aptame. L.G.

The Book of Nui Genealogy in the N.M.'s possession shows Kopungali is a real Nui. Mahatu's will, 1908, lists his lands but does not list these.

Case for dft. closed.

Summing-up:

The Committee held 5-0 that Kilisi and Tangau should be granted on these lands, since no adequate proof had been produced by plff. to show why ^{Mahatu should} ~~be~~ ~~disinherited~~ ~~if~~ they held that the question of Tangali's 1st & 2nd wives was too long ago in the "pouhiki" for the truth to be ascertainable. The L.G. agreed with the N.M.'s verdict, pointing out the inconsistencies in plff.'s story, but noticing also that Mahatu made no mention of these lands in his will.

The parties were requested to agree on a division of lands derived from Tallai.
Adjourned sine die See p. 80.

Claim No. 108/48

23. VI. 48

B. No. 55.

Tangan (m. 48 yrs) v. Isela (f. Niuto). Piff.
 present, dft. rep. her sister Silifo (f. 50 yrs, Niuto).

Claim: Tangan claims these lands etc. on the grounds they were wrongfully taken from his father by the N.G.

Hearing: Piff: Tangan duly sworn states: -
 Taha is and ^{Teiolo's} ~~the~~ lands were divided. Tunoa went to Niuto while Teiolo was still alive. My father said that if any child of Tunoa's turned up here, he could have the use of some of Tunoa's lands, but could not have his share divided. He could get support from them, without being "kastasi". Then later Lipeua came from Niuto and claimed a share of Tunoa's lands on the grounds she was Tunoa's adopted child. Vavao was absent. Sisie objected, but the N.G. halved the lands between Lipeua and Vavao. This was about 1918. I claim now that these lands should be returned to us and Isela should not eat on them, as she is of the adopted line, and Tunoa left no will.

Tangan. W.

ROFC

Alfabe. L. W.

Katangi, old man, states Liferua obtained ~~land~~ ^{these} lands at Nui after Mr. Rouse's time.

Case for plff. closed.

Dft.

Silifu duly sworn states:-
Tunooa went to Naitas, after dividing out his lands here. At Naitas he lived with my family and adopted my mother Liferua. He said she should "mai i oia manafa ihonei". So when she came here, she claimed to the N.G. who divided Tunooa's lands between Varao and her. Xd. a. This division was done about 1898, perhaps in Keta's day. Xd. a. I don't know how Liferua proved her story.

Silifu
Alyhabe. L.G.

ROFC.

Case for dft. closed.

Let Witnesses for plff.:-

Oitome (m. 62 yrs) duly sworn states:-
Liferua came and said she was Tunooa's adopted child, so she got half of all Tunooa's lands. Later Kaupula (member of N.G.) came from Vaitapu and said Tunooa had no will, so we should

Take the lands.

Yitine
Alphabe.

L. G.

ROFL

Adjourned re: die pending search for
Turoa's will at Kaitupa.
See p. 72.

Claim No. 109/48.
Form B. No. 176.

23. VI. 48.

Pff. rep. by ^{Natufetan} Aleri (m. 55 yrs) vs. Kaisala (m. 55 yrs).
by ^{off.} Tema (m. 60 yrs), dft. present.

Claim: Aleri claims a share of Ana's
lands under her will.

earing: Tema duly sworn states:-
pff. Aleri is Kopunga's blood child.
Ana left her lands to Kopunga.
(See 35/48 on p. 63 of Vol. I).

Tema ROFL
Alphabe. L. G.

Case for pff. closed.

dft.

Kaisala duly sworn states:-
 Ana - was motu; Kopunga had
 no will; so I got all Ana's lands in
 the Court.

Kaisara ROCC
 Alshabe. L.G.

Case for dft. closed.

Summing-up:

The Committee held 3-1 that since
 Kopunga had a blood child, his
 lands by adoption descend to it. They
 do not revert to the "blood" unless
 the holder dies both intestate and
 childless. The L.G. concurred.

The parties were therefore asked to
 agree upon Kopunga's share of $\frac{1}{3}$ of
 the estate. See p. 81.

Claim No. 110/48.
 Form B. No. 117

23. VI. 48.

Tolonga (f. 34yrs) v. Tangan (m. 48yrs).
 Both parties present.

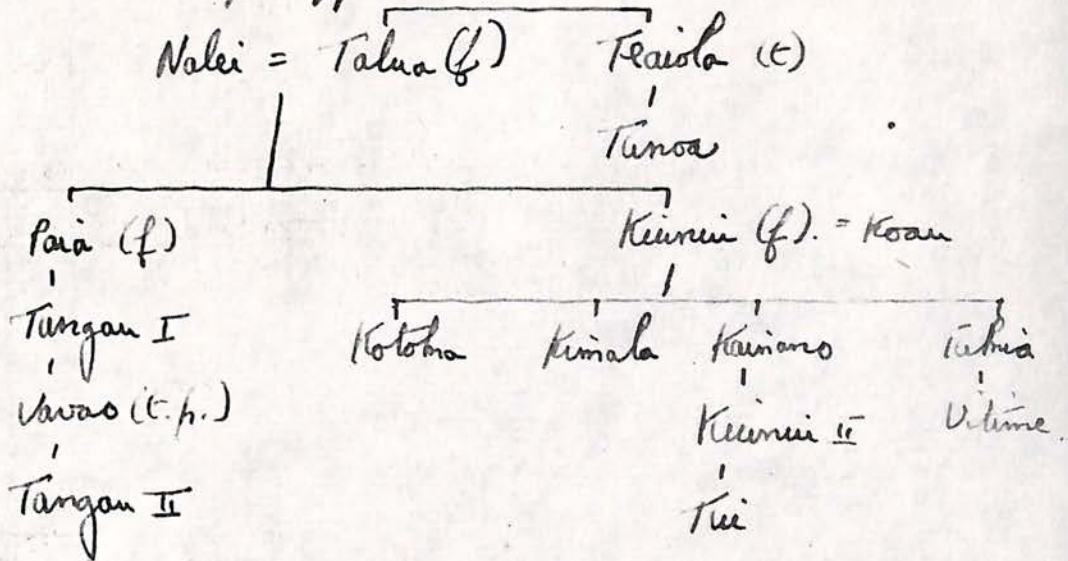
Claim:

Tolonga claims her branch of the
 family never received a proper share of
 Valer's and Talua's lands.

Tolonga now desires to be represented by Tui
 (Tolonga is pregnant).

examining:
J. Peff.

Tui (m. 42 yrs) for peff. dely sworn states: -



Nalei's and Taluea's lands were never divided. Paia had them all in her charge. On her death she left them to Tangan, who left some to his wife and some to Tubia - four to Tubia. We have no lands at all now from Nalei or Taluea. Tangan also has some of Teaiola's lands.

xd. ct. I never heard of Tunoa's will.

xd. ct. The 2 lands Utime says we got from Nalei come from Tubia.

ROSE

Tui
Alphahe. L.G.

Case for peff. closed.

Dft.

Tangan duly sworn states :-
 My father said Tubia was hantasi
 on Tangan's lands so he gave Tubia
 her shares. I never heard if Kiuini
 had a share.

x.d. Ct. Kiuini got four lands:
 x.d. Ct. Tubia got 4 lands from Tangan.
 I never heard that Kiuini got any.
 x.d. Ct. Tubia got her four lands as
 Tamapuhe. We have also got some
 of Teaiola's, and claim others from
 Kurela.

Tangan J.
 Alpheke . d. G.

ROFC

pt Witness

Vitome (m. 62 yrs) duly sworn states :-
 My mother said this was Tangan's
 share of lands, + we were not to go to
 them. She got 4 lands from ~~Tangan~~ ^{Tangan} as
 Tamapuhe. Kiuini also got 4 lands,
 of which Kistoba and Tubia had 1 each,
 and Kimala + Kiuiano 2 between them.
 This has just been transferred in the Ct.
 The reason Paia had so many
 more lands was that when Teaiola's
 son Tunoa died childless he gave all his
 lands to Tangan. Tangan + Tunoa lived
 together.
 x.d. Ct. I don't know how many lands
 Teaiola and Tolua each had, or how many

Nalei had. This story is my mother's.

Vitime ROEL.
 by letter. - L. G.

It appeared to the Ct. that plff. has good grounds for his claim. The case is therefore adjourned pending decision of dft. 's claim against Lasela.
 See p. 74.

~~May~~ LANDS COURT. NUI. 24. VI. 48.
 Native Members - Tama, Kavala, Vitime, Tabuo, Iosefa.

Claim No. 111/48. 24. VI. 48.
 Form B. No. 177

Vitime (m. 62 yrs) v. Matis. Plff. present,
 dft. rep. by brother Sorene (60 yrs. m.)

Claim: Vitime claims Tetawamang is his.

hearing: Plff.
 Vitime duly sworn states:-
 This is part of an islet where the sea washes over at Pongalei. In the old days Tama owned the whole islet. Then the Tapotani crowd took it by force, and divided it up, but they left Tama

this part. My father tried to plant it,
and some of the trees are bearing now.
The other part is barren. I don't know
exactly where Matio's boundaries are
but I own whole area. My land Tebuto
adjoins this part, but that came from Konai.

Witine ROFC
Alfabe. L. G.

Case for ~~plf.~~
~~plf.~~ closed.
agt.

Dft.

Sosene duly sworn states :-
My family's story is that this is
theirs. I don't know from whom we
got it or when. We don't use it as there
are no trees on it.

Sosene ROFC
Alfabe. L. G.

Case for dft. closed

Adjourned since the pending boundary
inspection. See p. 120.

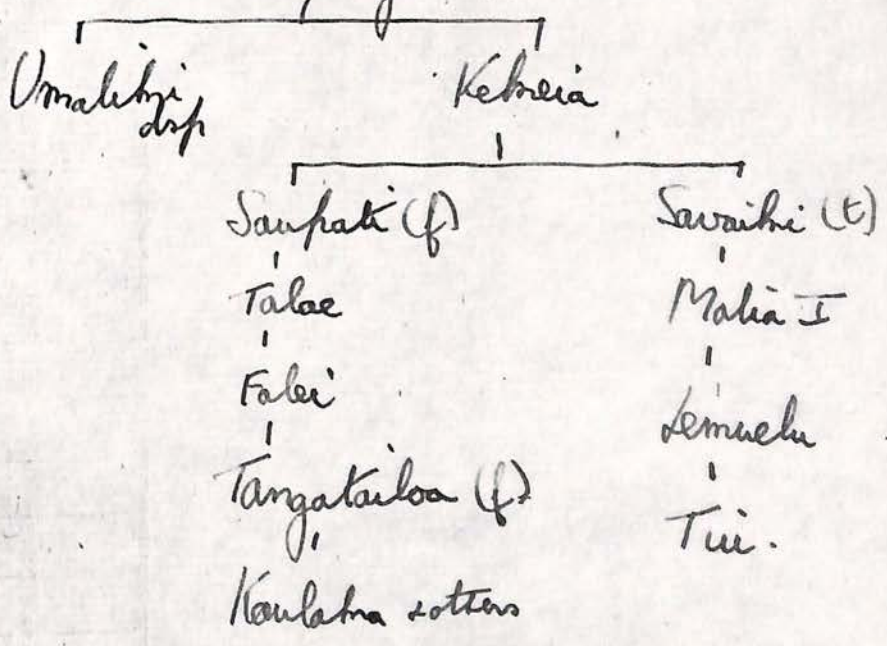
Claim No. 112/48
Form B. No. 182

24. VI. 48.

Kaulaha (f. Vaitupu, 40 yrs) v. Malia (f. 53 yrs)
Both parties present.

Claim: Kaulaha claims she is kaitasi on these lands etc.

Hearing: Plff: Kaulaha duly sworn states:-



Malia I was adopted by Umalihi, who was childless. Malia had charge of all the lands, both Saupati's and Savaihi's, and Umalihi's. Before I went to Vaitupu Malia I had them. I lived with her and was kaitasi. But when I returned now I found Malia II has got them. She took them on Malia I's death, after I went to Vaitupu.

xl. ut. I went to Vaitupu about 10 years ago.
 xl. ut. The lands were taken before Mahia I's
 death, before I went to Vaitupu.
 xl. ct. When I was here I lived with
~~my~~ age. Nouata's family. This claim
 derives from my father's side.
 xl. ct. I was born in Vaitupu.

Kaulakka
 Aghabe. L. G.

ROFC

Mahia I died in 1924. Kaulaha is said to
 have returned to Vaitupu in 1919.

Witness:

Tui (m. 45 yrs) duly sworn states:-
 These lands were Omahiki's and
 he left them to Mahia. Kaulaha
 has no share in them. I don't
 know how Omahiki and Kibera are
 related.

xl. ct. Omahiki and Kibera were brother
 and sister.

xl. ct. I changed my story because
 Kaulaha said it was wrong.

Tui
 Aghabe. L. G.

ROFC

and witness:

Katangi (21-68 yrs) duly sworn states:-
 Kébeia was not related to
 Kópunga, but we are related on
 Kátea's side.

Katangi
 Alpha. L. G.

R. O. F.

Case for plff. closed.

summing-up:

The Committee held ~~that~~ 3-0 that
 plff. had not proved a specific claim
 to the lands in the claim, but that, in
 spite of contradictions and inaccuracies, her
 descent from Kébeia was proved,
 and she was entitled to a share of the
 family lands. The Nui Book of
 Genealogy shows there were four brothers,
 Kemalle, Peiatoo, Teuhatea and Kópunga,
 and two sisters Kébeia and Pina. Under
 these circumstances, Kébeia's share is
 unlikely to have exceeded 2 lands and 1
 pit. The descendants of the four
 brothers should disgorge them between
 them. The L. G. agreed.
 Adjourned sine die for parties to
 come to an arrangement.

Before me
 Alpha.
 L. G.

See p. 119.

Form B. No. 195.

24. VI. 48.

Siata (f. 37 yrs) v. Koloua (f. 42 yrs).

The parties are descended from a common ancestor about six generations ago. Plff. claims to be haitasi, and does not ask for a division of the estate. Dft. admits plff.'s claim as her father admitted it before her. She does not know why Tevao did not register plff. as haitasi when registering the lands.

Neither party has the faintest idea how many of Nete's lands are derived from the common ancestor (Nete is Osea's father). The Ct. found that there were four sources from which Nete must have received lands, and they therefore held in the absence of any better evidence that one quarter of them came from the common ancestor. Nete had 31 lands and 7 pits which he left to Osea, and the Ct. therefore holds that Tevao's descendants are entitled to be haitasi on 8 lands and 3 pits.

AGREEMENT.

Te fanau a Tevao to be haitasi on the following lands and pits:- Temanipa II, Tehiaoe I, ~~Tehiaoe II~~, Tengea, Muliobi, Tutapa, Pongolei, Telua, Taponihola; and the pits Tefatu I, Tefatu II and Temanipa. Before me, A. G. Baker. L. C.

Claim No. 113/48
 Form. B. No. 178.

24. VI. 48.

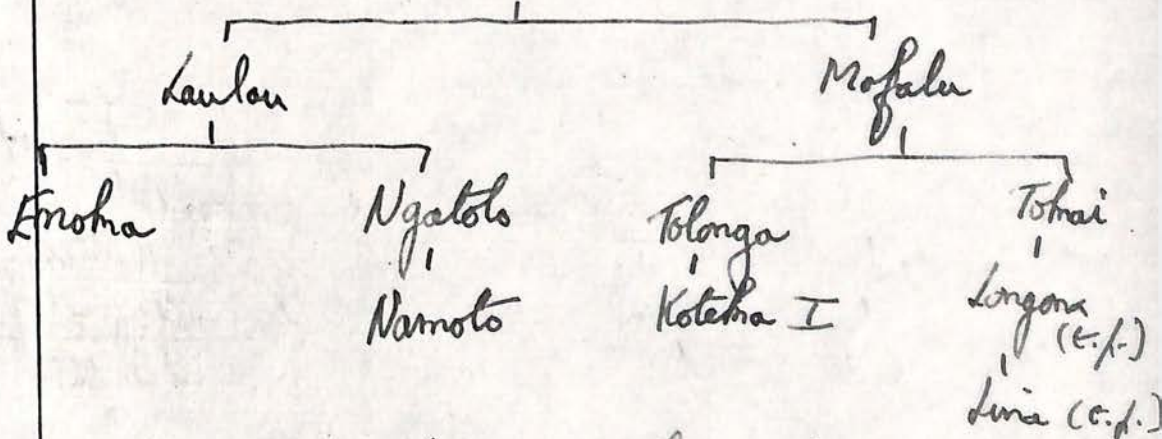
Namoto (m. 52 yrs.) v. Lina (32 yrs f.).
 Both parties present.

Claim:

Namoto claims this land Temanohu was never divided when the rest of the lands were divided.

Hearing: Reff.

Namoto duly sworn states
 My mother said this land was omitted from the original division of the lands because the N.G. said it was too dark to do it that day. The division was done on Laulau's death.
 Pitoe



xd. cr. We have one land from Laulau.

xd. cr. Laulau's descendants have 3 lands from him.

xd. cr. Laulau received no lands from any other source but his parents.

xd. cr. I don't know where Mafalu's lands are, but I think Koteha has them.

Namoto

ROFC

Alfabe. L.G.

Case for plff. closed.

dft.

Lina duly sworn states:
I have four lands from Mafolu's
line.

Lina. ROFF
Alykabe. L. G.

at witness

Kotema (f. 43 yrs) duly sworn states:-
I have only one land from
Mafolu's line.

Kotema ROFF
Alykabe. L. G.

Enoma, head of plff.'s family, has
22 lands and 9 pits from Lantau.

Case for dft. closed.

Summing up:

Plff. has entirely failed to produce
any evidence that Mafolu's side has
a larger share of land than Lantau's,
which is the only grounds on which he
could succeed. On the evidence produced

Kaulan's side has 22 lands and Mafahu's five. Whether or not the particular land Temanohue was halved is immaterial, as Kaulan has for the greatest share. The L.G. held there was no case to be submitted to the committee.

Findings:

Claim dismissed.

Before me,
Alyshah,
L.G.

Claim 114/48
Form B. No. 179

24. VI. 48.

Namoto (m. 52 yrs) v. Nohue (43 yrs. m.)
Both parties present.

Claim:

Namoto claims $\frac{1}{2}$ this land Temonipa is his.

Hearing: Piff

Namoto duly sworn states:-
This land, the whole of it, was
Kasia's

Kolohai (t)	Tauolo (t)	Talamata (f)	Katoanga (f)
Talinga		Tutara	⋮
Paulo		Pitai	⋮
Mafaha (t. f.)		Kaulan	⋮
Mafatoli (t)		Nyatolo	⋮
Nohue		Namoto	Uele.

This land was quartered among the four children, the girls taking the two inland pieces and the two boys the two seaward parts. But we have never received our share.

ROFC

Namoto.
Alphabe. L. G.

Pt Witness:

Uele (Mr. Uyois) duly sworn states:-
My mother said that this land was divided among the four, and that the boys had the seaward part and the girls the inland part. This division was done long before we were born.

Uele ROFC
Alphabe. L. G.

Case for plff. closed.

Dft.

Desires to be rep. by his uncle Punianga who, duly sworn, states:-
This land was Paulo's and he left it to my father whom he adopted. I know nothing about Namoto having a part here. I don't know Uele's boundary.
Punianga

Care for dft. closed.

Summing-up:

The Committee were evenly divided 1-1
on whether Namoto was entitled to a
part of this land.
Adjourned sine die for boundary
inspection.

Before me,
Alphabe.
L. C.

See p. 89.

LANDS COURT. NUI: 25. XI. 48.
Court as before.

Claim No. 43/48.

Form B. No. 123

25. VI. 48.

Fitalo v. Talaiha. See p. 11.

Fitalo v. Luamita.

The Native Govt., Vaitupu, states
that Moulongo left no will, and also
that he died before the flag.
In view of this latter fact, the L.C.
now agrees with the majority of the
Native Members that the land should
remain in Talaiha's possession. If Fitalo's
claim were correct, her family would
have re-entered the land in the
customary way, if necessary after a
inheretanga of the old men, before the
flag. It is only after the flag that

land transfer were brought to a standstill by European intervention. Niulani's family did not claim the land between Moulango's death and 1933.

Evidence:

Claim dismissed.
Before me,
A. G.
L. G.

Claim No. 82/48
Form B. Nos. 160 & 166

24. VI. 48.

See p. 194 of Vol. I.

Talita v. Niimea.

The C.L.C. advises plff.'s right depends solely on proof of paternity. The N.G. Vaitupu, having investigated the paternity of Talita reports as follows: -
"Iosia of Nui is Talita's father.
"Tongi mate a Taotas i te vaenga o Talita e fai i Nui, te fafine ne nofo ia Iosia i Vaitupu nei. Suabua ne nohimau mai Iosia ne fai hia lona mo Feoni he fafine atu lona tama i Vaitupu nei mo Talita he olo atu. mo lona hii Nui mama fafine atu lona."
The Committee held 6-1 this proves plff.'s case, and the L.G. agreed. Taotas is Niimea's sister, a Suabua & Feoni hii relatives.

Niimea was therefore requested to transfer land and 1 pt to Talita. See p. 82. Adjoined sine die. Before me,

Claim No. 108/48
Form B. No. 55.

25. vi. 48.

Tangan v. Lasele. See p. 53.

The N.G. Vaitupu report that Tunoa died intestate before the flag. Lasele died intestate in respect of her Nui lands.

Summing-up: The N.M.s held 5-1 that since Tunoa died intestate, as did Lasele, and aft. is unable to produce any satisfactory evidence to substantiate the N.G.'s action, the lands etc. should revert to Tangan; but three of them held that there was sufficient evidence that Tunoa devised to make some provision for Lasele to enable the Ct. to leave her 1 land and 1 pit. The L.G. concurred. He agreed there was insufficient evidence to give Lasele a good title to these lands etc., and further held there never had been sufficient grounds for giving her such a large share. He pointed out that Lasele cannot have been a proper adopted child of Tunoa's, since Tunoa did not take her to ~~the~~ Vaitupu but left her with her family at Nurtao (Lasele only went later on to Vaitupu). Also they were of opposite sexes, and there is no evidence that Tunoa was married.

On the other hand, it is very improbable ~~that~~ that on the arrival of an absolute stranger from another island, with no friends or relatives on Nui, the N.G. would give her half a Nui man's lands ~~without~~ unless she had some evidence to ^{apt.} support her story. The L.G. therefore agreed with the majority suggestion to leave Sifenea's children me^l land and one pit, to be regarded as a reward to their family in return for having looked after the stranger Tanoa J at Nui^l.

Sifefa then resigned her claim to those lands which Vitime claim, as she was holding them by the same title.

Finding:

Transferred to Tangau and fanau a Namoti:
Mahela, Oletenge (~~apt.~~ itai), Tebuto,
Pibento, Tetraneinei, Bahmatube, Tehirawanee;
and the pits Tearaten and Tanimeang.

Transferred to Langatili and fanau a Kimali:
Aontepa and Tetima; and ~~the~~ ^{apt.} half the
pit Telilipa.

Transferred to Tui and fanau a Kaimano: Oletenge (aita),
Buhinibua; and half the pit Telilipa.

Transferred to Vitime and fanau a Tubia: Teluanimanam
Tebud, Tebanganimanai, and the pit Teimana.

Transferred to Seleta and fanau a Kotoha: the pit
Tehua.
Before me, Aghabe. L. G.

Claim No. 110/48
Farm B. No. 117

25. VI. 48.

Tolonga v. Tangan. See p. 56.

Claim No. 108/48 Tangan v. Lorely having been decided in Tangan's favour, it now appears that Peia's ~~and~~ descendants ~~Kiimin's~~ now hold 22 lands and 10 pits from Nalei, Teaiola and Talua, while Kiimin's hold 2 lands (as from Kiimin). The parties are totally ignorant as to which of these lands are Nalei's and which are Teaiola's and Talua's. The Court therefore assesses them as follows: Nalei 12 lands and 5 pits, ~~and~~ Teaiola 10 lands and 4 pits, Talua ~~and~~ 2 lands and 1 pit. The Court accepts dft's claim that Teaiola left all his lands to Tangan, but holds that Nalei's and Talua's lands should be divided equally between Peia's and Kiimin's descendants. They should therefore each hold 7 lands and 3 pits from Nalei and Talua. The Court finds that at present Kiimin's descendants hold only 2 lands. Therefore 5 lands and three pits should be transferred to Kiimin's descendants in *mautasi*.

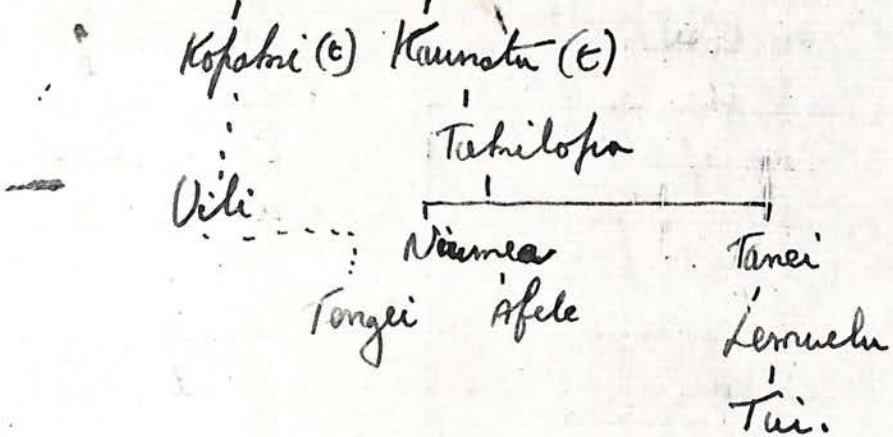
Adjourned sine die for parties to arrange transfers.
Before me
Alphahe L. G. See p. 80.

Niimea (m. 84) v. Tengei (m. Vaitupu).
 Niimea represented by Afele (m. 60yrs), Tengei
 by Kimiali (f. 22yrs).

Claim: Afele claims the estate from Kis was
 not properly divided.

Hearing:
 Speff.

Afele duly sworn states:-
 1st husband = Kis = 2nd husband



Kopahi went to Vaitupu and married there,
 so Kaunatu had all the lands from
 their mother. Later his descendant
 came back - Vili - and claimed Kopahi's
 share. On Tabilopa's death, he
 claimed to the N.G. that she had
 given him his share. The N.G. began
 to divide them, but in Mr. Kennedy's
 day Vili went to Vaitupu before the
 division was finished. So we were
 left with the undivided lands. But
 now Kimiali refuses to register us as
 mortgagors, so we claim our share.
 We have three lands were halved between
 us. We have two of the remainder and

they have the rest.

ROFC

Afele
Ugaha. L. G.

Witness:

Tui (m. 45 yrs) duly sworn states:-
 These lands were all Uopahi's
 and Kaimatu's. They passed into
 Tahilopa's possession, and Veli was
 Maitari. Then on Tahilopa's
 death he claimed a share. But only
 four of the lands were divided, and the
 rest left in Maitari.

Tui
Ugaha. L. G. ROFC

Tahilopa's will, 1902, states that
 Talaha should divide the lands between
 her own (Tahilopa's) children and Vele.

Case for plff. closed.

Dft.

Kimali, duly sworn states:-
 I know absolutely nothing
 whatever Tengei said the lands had
 been divided, and these were his

share. I know of no possible reason
 why Kōpahi should have a larger
 share than Kāmata, of their mother's
 lands. I don't know how many
 of Kio's lands they have.
 Kimmali
 Aghabe. L.G. ROFC

The parties' lists were then examined.
 Both sides lied grossly about the origin
 of their lands. Moreover, each side
 has in some cases registered the same
 land in his own list, but not claimed
 against the other party who has registered it
 too. After exhaustive enquiry it
 appears that Kio owned 21 lands.
 Niunua has undisputed possession of five
 of them. The remainder he either claims
 or has registered in his list, as well as in
 Fengei's. There are in addition three
 lands which have previously been
 halved between the parties.
 (are for aft. closed.

summary-up: The Committee held 5-1 that, in the
 absence of any valid reason to the
 contrary, Kāmata's and Kōpahi's
 descendants should have equal shares
 of Kio's lands. The L.G. agreed.
 The 21 undivided lands should therefore
 be divided 10½ each. The L.G. agreed.

Adjudged *remè die* for division.

Before me,
Alykabe.
L. G.

See p. 81.

Claim No. 116/48
Form B. No. 131.

25. VI. 48.

Vitane (m. 62 yrs) v. Nuvina (m. 44 yrs).
Plff. present, Aft. rep. Afele (m. 62 yrs).

Claim:

Vitane claims Talava pit belonged to
Iosia from Kowone.

Hearing:
Plff.

Vitane duly sworn states:-
I claim a small part of this
pit as it belonged to Iosia from our
family, and his line is mine.

Vitane ROFC
Alykabe. L. G.

Plff. Witness:

Falani (m. 52 yrs) duly sworn states:-
This pit was Iosia's, as I know
because he wanted to exchange it with
me. But I don't know from which
side of his family he got it.

Falani ROFC
Alykabe. L. G.

Case for plff. closed.

Dft.

Afele duly sworn states :-
Utome has no pits at Tolawa.
It was ours from Tabulopa and Peau
got a share of it in the division.

Afele
Alphabe. L. G. ROR

1st Witness

Niimea (m-8cyp) deposes as follows :-
This was ours from Tabulopa.
The part which Utome claims was
Iosia's, and it reverted to us on his
death.

Xd. ct. Peau and I had one pit
each in the village, this one Talawa.
I dont know Tabulopa. Iosia had it, but
I dont know where it came from.

X his mark.
Alphabe. L. G.

ROR.

Case for dft. closed.

Findings:

The Committee held 6-0 this pit
was Iosia's from his father Peau, and
has rightly reverted to Niimea. The
L. G. conformed.

Findings:

Claim dismissed. Before me, Alphabe. L. G.

LANDS COURT, NUI. 28.VI.48.
 Native Members - All present.
 Assessors - Sosene (C.K.)

Claim No. 110/48
 Form B. No. 117

28.VI.48.

Toloya v. Tangan. See p. 74.

Findings: Transfers have been arranged from Tangan to Kiumi's descendants as follows:-

Transferred to Lemgatiti and fanua a Kimala - Tetiha (to form part of her Tetiha from Kavela).

Transferred to Tui and fanua a Kaimano: Tamimeang (to form part of his Babimilua from Kavela).

See also 108/48 on pp. 72-73.

Before me,
 : Alpathe.
 L. C.

Claim No. 107/48

28.VI.48.

Form B. No. [Same as] See p. 50.
 in B. 111.

Tangan v. Kilisi.

Findings: The parties have agreed that the following lands be transferred to Tangan and

found a Namoiti as their share in vauae,
the remainder to remain in Kilini's possession:
Tenamo, Tetualua, half of Puhinilua.

See also 73/48 on p. 162 of

Before me, and 99/48 on p. 26. Vol. I
Alyshah.
L. G.

Claim No. 109/48.
Form B. No. 176.

24. VI. 48.

Alesi v. Kaisala. See p. 55.

Finding:

The parties have arranged that the following
lands and pits be transferred to Alesi :-
Sepolefo and $\frac{1}{4}$ of the pit Apoa
(i.e. half of Kaisala's part).

Before me,
Alyshah.
L. G.

Claim No. 115/48.
Form B. No. 186.

28. VI. 48.

Nuimea v. Tengie. See p. 75.

Finding:

The parties have agreed that Keo's
lands should be divided as follows :-
Nuimea and the other descendants of
Kaumatu to own the following lands :-

* See below.

Aontepa I, Aontepa II, Temanipa, Tehua,
 Teiaohili*, Tenamo I, Tehainga, Tepatupatu,
 Motuhikihiki, half Maungatapu, half
 Moai, half Tanlabe and half Tepe (or
 Tapitonea) and half Puhinilea.

Tongei and the other descendants of Kopohi
 to own ~~the~~^{the} following lands:-

Tepehua, Tenamo II, Tehohai, Temanohu,
 Tehia, Pihiaive, Tehanava, Telupe, Ompa,
 half Puhinilea, half Tanlabe, half Tapitonea
 (or Tepe), half Maungatapu, half Moai.

Before me,
 A. G. H. G.
 L. G.

Claim No. 88/48.

Form B. Nos. 160 & 166.

St. VI. P.P.

Tahita v. Numea.

See p. 70.

Finding:
 * See above.

The ~~parties~~ ~~parties~~ parties have
 arranged that the land Teiaohili* and
 the pit Teharivalimai be transferred
 to Tahita.

Before me,
 A. G. H. G.
 L. G.

Claim No. 98/48
Form B. No. 169.

28. VI. 48.

See p. 23.

Vaalihiki v. Mehuli.

The parties failed to agree upon a division of the estate owing to Mehuli's attempt to give Vaalihiki only 4 1/2 lands and one pit instead of 5 1/2 lands and 2 pits as ordered by the Court; and to give him lands from an outside source instead of those from their common ancestors. The division has therefore been arranged by the Native Members as follows :-

Findings:

Transferred from Mehuli to Vaalihiki and the descendants of Matangifanu:-
Taponihola, Tepunganimanai, Tebuka (eta), Pongalai (tari), and half Ternamiba; and the pits Tetoton I. and Teluanaine. The N.M.s are to demarcate the boundaries of the pit Tetoton, the whole of Taper's part going to Vaalihiki.

Transferred from Taanga to Vaalihiki and the descendants of Matangifanu :- Telopuha.

Before me,
A. H. H.
h. i.

Claim No. 72/48.

28. VI. 48.

Form B. No. 161.

Kapufo v. Faloni. See p. 8.

The Committee held 6-0 that in view of the comparative holdings, Faloni should give Kaitu's descendants his land Tepatupatu (1595 sq. yds) as this would equalize the holdings.

Finding:

Tepatupatu transferred to Palonga and the descendants of Kaitu in Kaitu.

Before me
By/Date.
L. G.

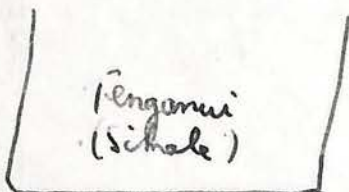
Claim No. 77/48.

28. VI. 48.

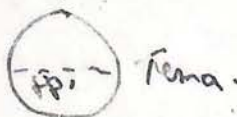
Form B. No. 167.

Sihale v. Tema. See p. 21.

The N.M.'s inspected the islet in question:-



22'



They held 6-0 it was Sihale's islet

and that his family merely allowed Fema's to get "manongi" from it. As there are now no "manongi" there, the right lapses and the land should revert to Sihale.

Finding:

Tenyamui islet transferred to Sihale.

Before me,
A. G. G.
L. G.

LANDS COURT NUI 2. VII. 48.
Native Members all present.
Assessor - Sosene. ~~Atty~~ agt.

Claim^{agt.}

~~Claim~~ ~~agt.~~ ~~claim~~

Claim No. 117/48 2. VII. 48.
Form B. No. 187

Vava (48 yrs, m., Nui) v. Maiango (f. Nui, 65 yrs)
Both parties present.

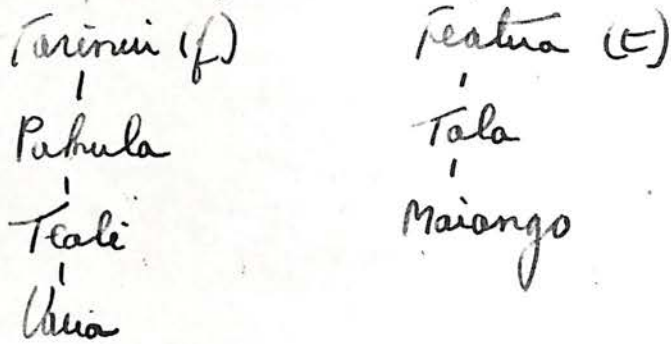
Claim:

Vava claims Piliacive was Tarimui's, and only in Teatua's side's charge as caretaker.

Hearing:
Aff:

Vava daly sworn states:-
This land belonged to Tarimui but was being looked after by her

brother Teatua's family



Pahula was a pastor, and absent most of the time, so they looked after the land. But now they have kept it, though it is ours.

ROFC

Olana
Alphabe. L. G.

Case for plff. closed.

dft.

Maiongo duly sworn states: -
When Pahula went as a pastor, he gave this land to Tala, but when he returned he did not come and ask for it back.
id. d. I don't know whether he gave it to Tala as caretaker or owner.

Maiano
Alphabe. L. G. ROFC

Case for dft. closed.

Summing-up:

The Committee held 7-0 this land was Vana's, and should be returned to him. The L. C. agreed.

Finding:

Piliave transferred to Vana, fanaa Pahua

Before me,
Alphabe.
L. C.

Claim No. 112/48
Form B. No. 188.

2. VII. 48.

Kapuafe (Mr. Fyfe, 10 yrs) vs. Falani (Nui. m. 52 yrs)
Both parties present.

Claim:

Kapuafe claims this land Telihiai on the grounds that Falani exchanged it for another land without authority.

Hearing:
Plff.

Kapuafe, duly sworn states:-
Kaitu and Apati told me they possessed Telihiai while they were here. Later Falani exchanged it for another land, Tehua I think. They are about the same size, or Telihiai may be bigger. Kaitu got it in the division of the estate. It was Tufu's.

Kapuafe
Case for plff. closed.
Alphabe. L. C.
ROFC

Dft.

Falani duly sworn & states :-
 We got this land from Karolo's
 side. Kaitu has therefore no claim to it.

Falani ROFC
 Aiyaha. L. G.

See 52/48 on p. 100 of Vol. I, and Falani v. Pelti.

Case for dft. closed.

Summing-up:

The Committee held 6-0 that Kaitu
 has no claim to this land as it derives
 from Falani's family ^{by} ~~to~~ another branch to
 which Kaitu (& Kapuape) are unrelated.
 Also the division between Kaitu &
 Kohua has already been settled by the Ct.
 See 92/49 on p. 3.

Finding:

Claim dismissed.
 Before me,
 Aiyaha.
 L. G.

Claim 103/48

Form B. No. 172

Dosome v. Sihale.

2. VII. 48.

See p. 35.

An inspection of the lands shows that Sitrale holds 24,186 sq. yds and Matis holds 22,853 sq. yds. The N.M.s and L.C. held that the holdings should be equalized.

Finding:

Pongalai, Telupe, and Teapunga transferred to Matis — Teapunga to form part of Matis's Teapunga as one land.

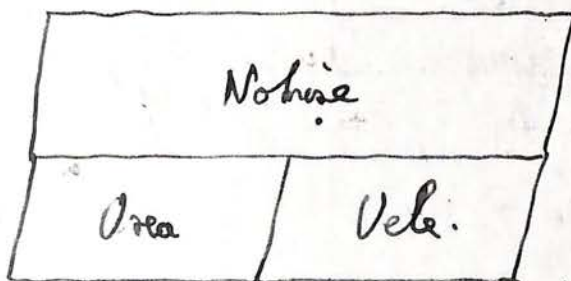
Before me,
Alphabe.
L.C.

Claim No. 114/48
Form B. No. 179

2.VII.48.

See p. 67.

Namoto v. Nohise.



The N.M.s held that this land was originally divided four ways between Teasia's four children and that Talamata's part should now be returned to Namoto and the descendants of Talamata. The L.C. concurred.

Findings:

The inland ~~part~~ ^{half} of Temaripa transferred to Namoto and ^{agh.} fanou a Palometa.

Before me,
Alyshah.
L. C.

Claim No. 11/48
Case B. No. 156.

2. VII. 48.

Kapuafu v. Palonga. See p. 6.

Ist. s. Mway, Tain, having gone to Naitao before the division was arranged, he made the division.

Findings:

The following lands transferred to Kapuafu and Talo in Naitao:-
Teiaohili, Tepatupatu, half Aontepa, half Tenimalepulepa, half Tenoan and half Taponipuha. (each of last 4 lands were previously halved between Palonga and Faloni. Faloni retains his halves. Kapuafu and Palonga therefore now hold 1/4 each of each land.)

The following pits transferred to Kapuafu and Talo in Naitao: half Taponipuha, half Tokiniwal and half Teleunipaha. (Similarly Faloni holds 1/2 of each pit, so Palonga & Kapuafu now hold 1/4 each.)

Before me,
Alyshah.
L. C.

LANDS COURT. No. 119

7. VII. 48.

Native Members - All present.
Assessor. - ~~Atato~~ Sorene.

Claim No. 119/48.

Form B. No. 189.

7. VII. 48.

Ereli (Nai, m, 3 yrs) vs. Tui (m. Nai, 45 yrs).
Both present.

Claim :

Ereli claims the reversion of Tefuhakua.

Hearing :
Plff :

Ereli duly sworn states :-

Tolanga = Kalisi = Kamawa.

Koteha

Taloha

Malia (adopted)

Talanga

Jemuelu

Ereli.

Tui

I am the blood, and Malia died intestate
so I claim this land.

R.O.C.

Benari
Alphabe. L.G.

Case for plff. closed.

Summary:

The Committee and L.G. held unanimously that

Under the circumstances described by plff. the land according to custom would pass to Tomuelu and not revert to the "blood". Dft. therefore has no case to answer.

Hearing:

Claim dismissed.

Before me,
Uly Lalo.
L. V.

Claim 120/48.

Form B. No. 144, 195.

7. VII. 48.

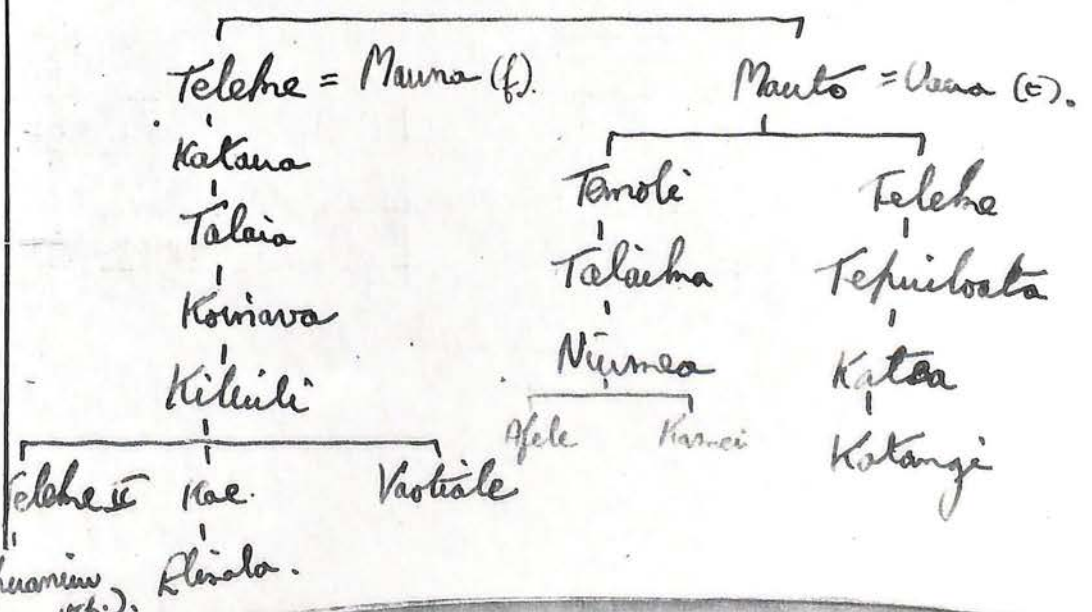
Plff. Elivala (m. 51yrs) v. Niimea (m. Nui, 84yrs)
Plff. rep. Tapuanui (Nui. f. 57yrs); dft. rep. Kamei (m. 62yrs)
Elivala v. Katorangi (m. Nui, 68yrs).

Claim:

Plff. claims to be kaitasi on Mauto's lands.

Hearing:
Plff:

Tapuanui duly sworn states:-
I claim that the descendants of Telehe II, Kae, and Votiale should be kaitasi on Mauto's lands.



xl-a. We have no lands at all from Telehe I. He went to Ni'mea so all the lands passed to Mauto's line. Afele told me that they were holding 3 lands and 1 pit of Telehe's, but that Katangi had halved the lands taking half for himself. The lands which Afele told me were Telehe's were Teuoni, Te'minga, Taula, and the pit Tapontebime.

xl-a. Telehe II staid with Ni'mea and Katea.

Tapanianin ROFC
Uy'atne. L.G.

The Ct. then sent for Afele, who normally acts as Ni'mea's proxy, but he was absent in the bush.

Case for plff. closed.

ift. Kamei duly sworn states:-
Tapanianin is right about the "ngofa" but Ni'mea says he does not know which are Mauto's and which are Vana's lands.
xl. it. He said he did not know Telehe's line, so his father never told him.

Kamei:
Uy'atne. L.G. ROFC

K. H. H. H.

Katangi (m. 68 yrs) duly sworn states :-
I don't know their line, and never
heard of a brother of Mauto's going to
N'mea. Telehe II lived here off and on,
but he never got any lands. He used to
live with N'mea's family.

Katangi
Uyake. L.C.

ROE

case for Afts. closed.

summing-up:

The N.M.s held 5-0 that Telehe & co.
were descended from Telehe I, brother of
Mauto, but they considered that it was
now very many generations ago and it
was uncertain which are Mauto's lands,
or whether Telehe I ever had a share
which passed to someone else on his
emigration to N'mea. The L.C. suggested
that Telehe & co. should be granted
the right to support from these lands
while they were at N'mea but should
have no property in the soil. The N.M.s
unanimously agreed with this solution.

Finding:

The descendants of Kae, Vastiale and Telehe II
(including his adopted child ^{with N'mea & Katangi party} *Tapanian) have a
~~joint~~ right of usufruct on the following
lands and pit, but they cannot be granted
a separate share in value, as they have

no right of ownership in the soil :-
In Numea's list: Taula, Tehaunga, and the
pit Tapotebibe,
In Katangi's list: Teuani.

Before me,
d/s. L. G.

Claim 121/48.
Form B. No. 196

7. VII. 48.

Elisala (m. 54yrs) v. Nohai (f. Nui, 60yrs).
Plff. ref. Tapuanui (f. Nui, 56yrs); dft. ref. Nohata (m. 42yrs)

Claim:

Plff. claim to be haitari on Ihanea's lands.

Witness:

Tapuanui duly sworn states :-

Mauna (f.) (see prev. page)	Ihanea (t.)
	Kalepo
	Pohaku
	Nohai.

We are blood descendants of Mauna, but
have no lands from her now, as the
family went to Numea.
Xd. Ct. Kalewa, Katana's wife, went to
Numea.
Xd. Ct. Telehe I did not go to Numea,

neither did Katana. He stayed here.

Japuanin
Alphabe. L.G.

ROFL

Case for plff. closed.

Summary: Plff.'s answers to the Ct.'s questions are a complete contradiction of her evidence in the previous case. In cases dating from so remote a time as this, it is only where ^{aght.} plff. has a coherent, ~~and~~ ^{clear-cut} case that he can succeed. Such ~~as~~ ^{as} contradictions as plff. has uttered ^{aght.} destroy ~~the~~ ^{the} credibility of her evidence, and since there is no other evidence upon which to judge, her claim must fail.

Findings: Claim dismissed.

Before me,
Alphabe.
L.G.

Claim 122/48
Form B. No. 198

7. VII. 48.

Katangi (m. 68 yrs) v. Abhai (m. 60 yrs).
Plff. present, aft. rep. Nohata (m. 45 yrs).

Claim: Katangi claims Taumauli is part of

Tengani + should therefore be included in the division of that land.

Hearing: Jaff.

Katangi duly sworn states:-
This is part of Tengani from
Tongiaba. My mother said that the
whole of this land was originally our
family's, the only part given to an
outsider, being that part which Tala has.
ROFC

Katangi
Alphabe. L.G.

Witness:

Tema (m. 62 yrs) duly sworn states:-
This is all part of Tengani.
This part is next to Ule's land.

Tema
Alphabe. L.G. ROFC

Witness:

Ule (m. 40 yrs) duly sworn states:-
I got my land from Malae subide
the nyofa of Tongiaba, but I know
nothing about Mvuta's part.

Ule
Alphabe. L.G. ROFC

Care for Jaff. closed.

dft.

Moata duly sworn states:-
 Tuimauli is separate from Tengani.
 We got it from Taubia 5 generations ago.
 It is joined to our part of Tengani
 because that is the part we took
 in the division of Tengani.

ROFL

Moata
 Dykabe. L. C.

Adjourned for inspection of land in question.

See p. III.

AGREEMENT: Niimea and Kite.

After hearing plff.'s claim that he was
 entitled to a share of lands from his
 paternal grandmother, dft. admitted it
 to be correct.

Finding:

Kaulua and the pit Tamainihua transferred
 to Niimea and the descendants of
 Kaitalo in Kaitusi, and also half Tehalopini.

Before me
 Dykabe.
 L. C.

Claim 123/48.
Farm B. No. 201.

7. VII. 48.

Numea (m. 84yrs) v. Mamoe (m. Nui, 47yrs).
Peff. rep. Kamei (m. 42yrs); dft. present.

Claim: Numea claims a share of lands through Kaitalo.

Kamei duly sworn states :-
Kobai = Paipua

Kaitalo (f)

Tautu

Talaha

Upa

Kimoto = Pele

Numea

Pahawa

Muema

Ete

Mamoe.

Numea says that Talaha got no lands from Kaitalo, as Tautu had them all. Talaha had many lands from Kumatu, so Tautu had charge of all these. xid. t. The land given to Pele was Talaha's from Telosi. Talawa was Tahilopa's. Oletenge also belonged to us from before.

Kamei:
Aghaha. L.G.

ROFC

Witners:

Tui (on 45 yrs) duly sworn states :-
 We claim a share of lands from
 Kaitalo as we got none.

ROFC.

J. C. Mamoë. L. C.

Case for plff. closed.

dft.

Mamoë duly sworn states :-
 We are holding none of their lands.
 They have $\frac{1}{2}$ share from our common
 ancestor. Kaitalo gave her share of
 lands to Pele as he had none (a King).
 She gave him Tevaimobie. She also had
 the pit Talava which they have now.

J. C. Mamoë. ROFC
 Ughabe ... L. C.

Case for dft. closed.

summing-up:

The Committee held that Kaitalo's
 line still have not their full share
 of lands in spite of the preceding
 agreement (p. 98), and that Mamoë should
 give them $\frac{1}{2}$ lands and 1 pit.

Funding:

Telipuahie
~~Teuamipahu~~ half Teuam, and $\frac{1}{3}$ of Teuamipahu
 transferred to Niimea. Before me, Ughabe. L. C.
 and J. C. Mamoë.

Claim 124/48
Form B. No. 203

7. viii. 48 i

Lina (f. Nai, 32 yrs) v. Malia II (f. Vaitupu).
Plff. present; dft - rep. Kotema (f. Nai, 43 yrs).

Claim:

Lina claims the pit Tentapuhai on the grounds it was Longona's, not Kaimata's.

Hearing:
Plff.

Lina duly sworn states:-
This pit was Longona's from
Tāhū, but Kaimata took it and gave
it to Malia.

Kaimata

Longona

Lina (t.p.).

Ad. it. I have some of Longona's lands
from Kaimata.

ROFL

Lina
deposes. L. C.

Case for plff. closed.

Dft.

Kotema duly sworn states:-
This was Malia I's from Kotema I,
but Kaimata owned the neighbouring
pit and she gave it to Malia in return

for looking after him. He said it was his own.

Botera
Aghahe.

L. G.

ROFC

Case for dft. closed.

Summing-up:

The Committee held 3-0 plff. had failed to prove this pit was not Kaimata's. The L. G. agreed, pointing out that even had she succeeded, she would have had to give Mahi to one of Kaimata's pits from her own lot in exchange, as Kaimata clearly intended one of his pits to go to Mahi.

Finding:

Claim dismissed.

Before me,
Aghahe.
L. G.

Claim 125/48.

Form B. No. 204

7. VII. 48.

Thabe (M. Nai, 2 yrs) v. Kotcha (f. Mui, 43 yrs)

Claim:

Thabe claims Tabolontite on the grounds Kotcha I intended to leave it to his mother.

Hearing:

Thabe duly sworn states:—

Koteha

Paima (t.p.)

Malia (t.p.)

Ikake.

Koteha willed 1 land and 1 pit to Paima, but when the will was being written Malia stopped Koteha from leaving the land to Paima, so it was not written in the will. We have no lands now from Koteha.

ROFC

Ikake

dy hake... L. G.

Koteha's will, 1903, leaves Paima one pit but no lands.

Case for plff. closed.

dft.

Koteha duly sworn states:- I never heard that Paima owned this land. She claimed it from Lemuel on his death, but he refused to give it to her as Malia never said it was Paima's.

Koteka

ROFC

dy hake... L. G.

Case for dft. closed.

Summary-up:

The N.M.s and L.C. held unanimously that Koteta's well as registered in the N.G. book should be upheld, Jeff. having no evidence to support his story.

Finding:

Claim dismissed.
Before me
Aytake.
L.C.

Claim 126/48.
Form B. No. 206

LANDS COURT. NUI. 8. VII. 48.
Native Members - Kairala, Falani, Iorifa.
Assessors - Nil.

Claim No. 126/48.
Form B. No. 206. 8. VII. 48.

Faifo (f. Mui, 5 yrs) v. Uele (m. Mui, 4 yrs).
Both present.

Claim:

Faifo claims a share of Taupaha's and Koria's lands.

Hearing: Jeff:

Faifo duly sworn states: -
Taupaha = Koria (after widow).

Tautu = Kanga Fekua

Malae

Eiti

Uele.

Femae

Uha

Pihawa

Eite

Vaeana (t.p.)

Faifo.

I claim a share of Tautu's lands under Temau's will, as Temau never got her share of lands. Tautu and Temau agreed Tautu would take charge of all the lands as he was the man, but Temau was still *kaitari* on them.

xl. c. I claim on behalf of Temau's blood descendants as well.

xl. d. The lands of Temau which Asaia got from Mamoē are different (see copy of inf. 28) those were Temau's lands from other people.

xl. e. I don't know from whom Temau got *Teitewa*. She got *Talalobae* from her father.

xl. f. Temau said the 3 lands and pits in the claim were Tautu's, and ~~but~~ ^{she} that *Malae* also had the rest, but she did not tell me their names.

xl. g. I don't know where *Teitewa* & *Talalobae* came from.

Jadipo ROFC
Alykabe. L. C.

W. W. Brown:

Asaia (m. 61 yrs) duly sworn states:-
I don't know whether Temau got any lands from Tautu, but she said her lands and his were never divided. I don't know from where she got the lands we have just got from Mamoē. ~~she~~ ^{she} I don't know where we got *Teitewa* and *Talalobae* from.

Asaia ROFC
Alykabe. L. C.

Temau's will, 1910, leaves her lands equally to Sepamaia, Puhawa and Ioue, and states her lands with Teohira have not been divided.

Case for pff. closed.

Dft.

Uele duly sworn states:-
 These lands which Fuijo claims came from Paanga and Fakatoafe, and not from Tautu. We have no lands at all from Tautu. Previously we had two from him - Teitewa and Talalobae - but Asia took them in my absence. Asia and Eite have Tautu's lands, perhaps. We are not ~~ways~~ related to Temau in any way. Ad. Ct. Temau was Tautu's sister. We have just become related to them at that point (sic).

KOFC

Uele
 Aghahne. L. G.

Witness called
 by Court.

Kite (f.), as usual, knows nothing whatever about anything.

See p. 116.

Adjourned to 9. vii. 20. for Mamoe's evidence.

Ad.

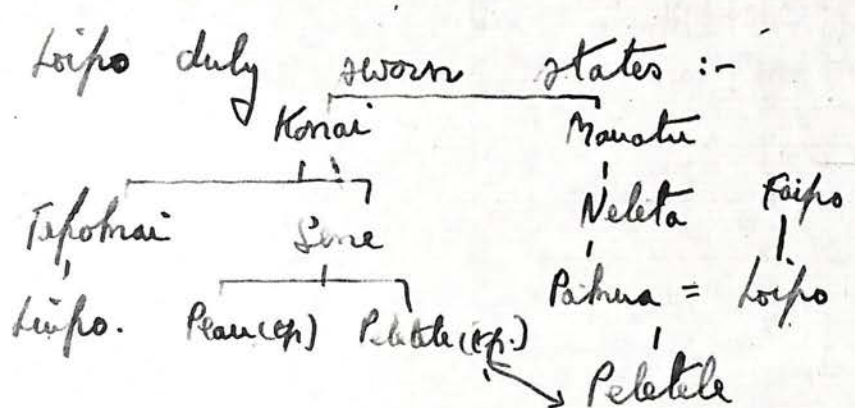
Claim 127/48.
Form B. No. 207.

8. VII. 48.

Pelele (t., 6 yrs) v. Lupo (m. 32 yrs)
Pff. rep. Lupo (f. 28 yrs); dft. present.

Claim: Pff. claims to be *kaitosi* on Sene's share of the family lands under his will.

Hearing: Pff:



Sene left no written will, but on his death he said Pelele should be *kaitosi* on his share of the family lands.
doipa.

Witness:

Faipe (f. 5 yrs) duly sworn states :-
I was present when Sene died.
He said three times Pelele e mai i na ~~manafa~~ manafa.
Faaipe

Case for plff. closed.

Dft.

Faifo duly sworn states:-
I was present when Sene died.
He said matou he moono ma
Peletete. Faifo was asleep and did
not hear.
Faifo.

St Witness

Emelia (f. 24 yrs) duly sworn states:-
Sene said he fuala fahalei
ma Peletete, he tauisi fahalei ni ei.
Emelia

Peletete was only 6 yrs old when
Sene died.

Case for dft. closed.

Summary-up:

The Committee held 3-0 Peletete
had been too young when Sene died to
have owned a share of lands. The h. c.
held this fact was ~~over-ruled~~ over-ruled
by Sene's clearly having ^{stated} stated that
he desired to make some sort of

provision for Peletele. The N.M.s then held that on the evidence, and in view of Peletele's tender years at the time of Sene's death, Peletele was entitled to $\frac{1}{4}$ of Sene's estate, Sene's other adopted child Pean retaining $\frac{3}{4}$ of the estate.

Finding:

Found that Korai's descendants are joint owners of $16\frac{1}{2}$ lands and 9 pits, and that Korai had 5 sons and 1 daughter. Sene's share on division of the estate would therefore be 3 lands and $1\frac{3}{5}$ pits. Peletele's share of ~~the~~ $\frac{1}{4}$ of Sene's is $\frac{3}{4}$ of a land and $\frac{1}{2}$ a pit.

Transferred to Peletele: Tohinae and ~~the~~ half of the pit Tamineang.

Before me,
 Dyke.
 L.C.

Claim 46/48
Form B. 65.

Uele v. Matis. See p. 87 of Vol. I

Claim 47/48
Form B. No. 66

Luipo v. Matis. See p. 89 of Vol. I

Claim 102/48
Form B. 46

Uele v. Luipo. See p. 33.

Form B. 45

Matis v. Luipo.

Findings:

The three parties have now agreed upon a redistribution of the estate as follows :-

Transferred from Luipo to Matis:
Half of Tengea; one third of Bahantou; half of
Telua (maelo); Oletenge.

Transferred from Luipo to Uele :-
Potonito; one third of Bahantou.

Transferred from Matis to Uele:
Half of Tutulele; half of Teaohili;
Tongamamas; Telualua; Amihai (muka).

Before me,
Alphahe.
L. G.

Claim No. 44/48
Form B. No. 63

P. VII. 48.

Katangi v. Matio. See p. 82 of Vol. I.

Findings:

Teluanimanam and the pit Telopu I.

Before me,
Alphabe.
L. Cr.

Claim No. 122/48
Form B. No. 198.

LANDS COURT. NO. 9. VII. 48.
Native Members - All present
Assessors - Alapati, N.M.

Katangi v. Nohai. See p. 96.

N.M.s. Faluni and Vitime inspected the lands, and held that although it marched with Tengani, it was not part of Tengani, belonging to Tongoiaba. The N.M.s all held that Taumauli originally belonged to Nei Taumauli, Nohai's ancestor from before the family married into Tongoiaba's family, and therefore Nohai is not holding Taumauli as part of the family land from Tongoiaba.

Taumauli Tongoiaba
Tuhia Maue

Katangi = Moleu

Tuhai
Pehaha

Alapati, Nohai.

Finding:

Claim dismissed.

Before me,
Alphabe.
L. G.Claim 128/48
Form B. 211

4. VII. 48

Masilota (8 yrs, m. Nui) v. Penianga (m. 60 yrs).
Plff. rep. mother Amoari; dft. present.

Claim:

Masilota claims the land + pit of
the bastard child.The Ct. called the Native Magistrate
Alapati.

Alapati duly sworn states:—

The Native Ct. investigated the
paternity of Masilota, and found that
the father was Leo, Penianga's son.
The Ct. therefore transferred to
Masilota the land Taporihola and the
pit Teluanipahu. I told Amoari to
put them in Masilota's list but
she did not do so.

Alapati
Alphabe. L. G.

ROFC

~~Native~~ Rep.

The Ct. then asked plff. and dft. if either of them had anything to say. They both replied in the negative.

Summing-up:

The L. G. held that the Native Ct.'s decision should stand.

Finding:

Taponihola ~~Taponihola~~ and the pit Telamipahu transferred ^{2/3} from Penianga to Misilota in conformity with the Native Ct.'s decision.

Before me,
A. G. L. G.

Claim 129/48.
Form B. 208.

9. VII. 48.

Tani (f. 28 yrs) v. Tahuo (m. 62 yrs).
Plff. rep. Unia (53 yrs, f.); dft. present.

Claim:

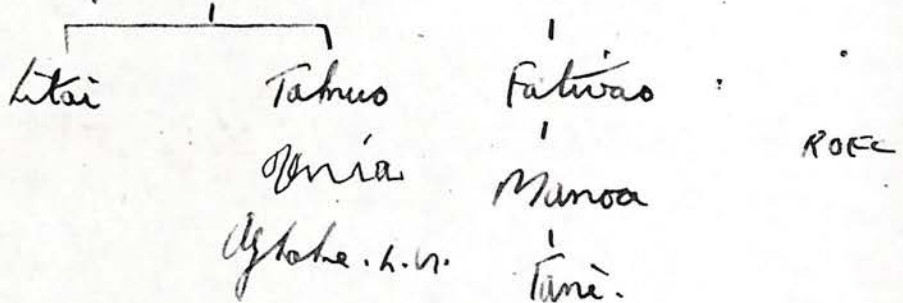
Tani claims a share of Kapua's lands under the latter's will in Manoa's favour.

Hearing:
Plff.

Unia duly sworn states:-
Kapua's will said Litai should give some lands to Manoa. So I claim

on behalf of Tani, Manoa's daughter.

Kāpua = Fatuhua = Kāe.



* Talalolae +
Tapontebihe.

Kāpua's will, 1899, leaves one* land
and *one pit to Fatuas, and also
says that Manoa should stay with
Litai who should "angana Manana".

Case for plff. closed.

Dft.

Tahus duly sworn states:
I don't know Onia's crowd.
Manoa has his share - Talalolae and
Tapontebihe. Tapontebihe was with
Litai and Manoa, but Litai said
it was Manoa's, so I gave it to
them on aft. ~~Manoa's~~ ^{Litai's} death.
Xd. Ct. They have no other lands
from Kāpua, as they are not related
to him. Manoa lived with Litai.
Tahus
Aphoe. L. G. ROFC

pt Witness: Amoasi (f. 38 yrs) duly sworn states:-
 but Litar said Tapontetube was theirs
 but mentioned no other land.

ROF

Amoasi
 Uyahne. L.G.

Case for dft. closed.

Summing-up: The N.M.s held 2-0 the meaning of
 Kapua's will was clearly that Manoo
 should get a land or more in addition
 to the land and pit left to
 Fatwao. The L.G. agreed.

Finding: Telaelehe and half the pit Tengeo
 (maeas) transferred to Tani.

Before me,
 Uyahne.
 L.G.

Claim 126/48
Form B. No. 206.

9. VII. 48.

Faipo v. Uele. See p. 104.

1st Witnesses
for defence.

Firi (f. 62 yrs) duly sworn states:
Tautu only had two lands,
which have now been transferred
to Asaia, Teitewa & Talalolae.
Ad. U. Tautu's parents were both
Nui people.

E. U. U.
Uy. U. U. L. U.

ROFL

2nd Witnesses:

Mamoe (m. 45 yrs) duly sworn states:
Teitewa and Talalolae were Tautu's.
Asaia now has them.

J. Mamoe.
Uy. U. U. L. U.

ROFL

Case for aft. closed.

Summing-up:

The N.M.s held 2-0 that Teitewa
and Talalolae were Tautu's, and
that Uele was holding the remainder
of Tautu's lands - an uncertain number.
The L. U. agreed. The N.M.s were
therefore rather inclined to think peff.
could succeed. The L. U. held peff.

could not succeed as she and her brother already hold 2 lands from Temau; they are only the adopted line; and Temau was the female line. He said Temau's blood descendants might possibly have succeeded.

Findings:

Claim dismissed.

Before me,
Alphabe.
L. G.

LANDS COURT. NO. 1.

10. VII. 48.

Native Members - Vitone, Kanola, Tahuo, Temita, Tena.

Claim 78/48
Form B. 121

Moele v. Terna. See p. 175, Vol. I.
10. VII. 48.

Claim 85/48
Form B. 150 & 151

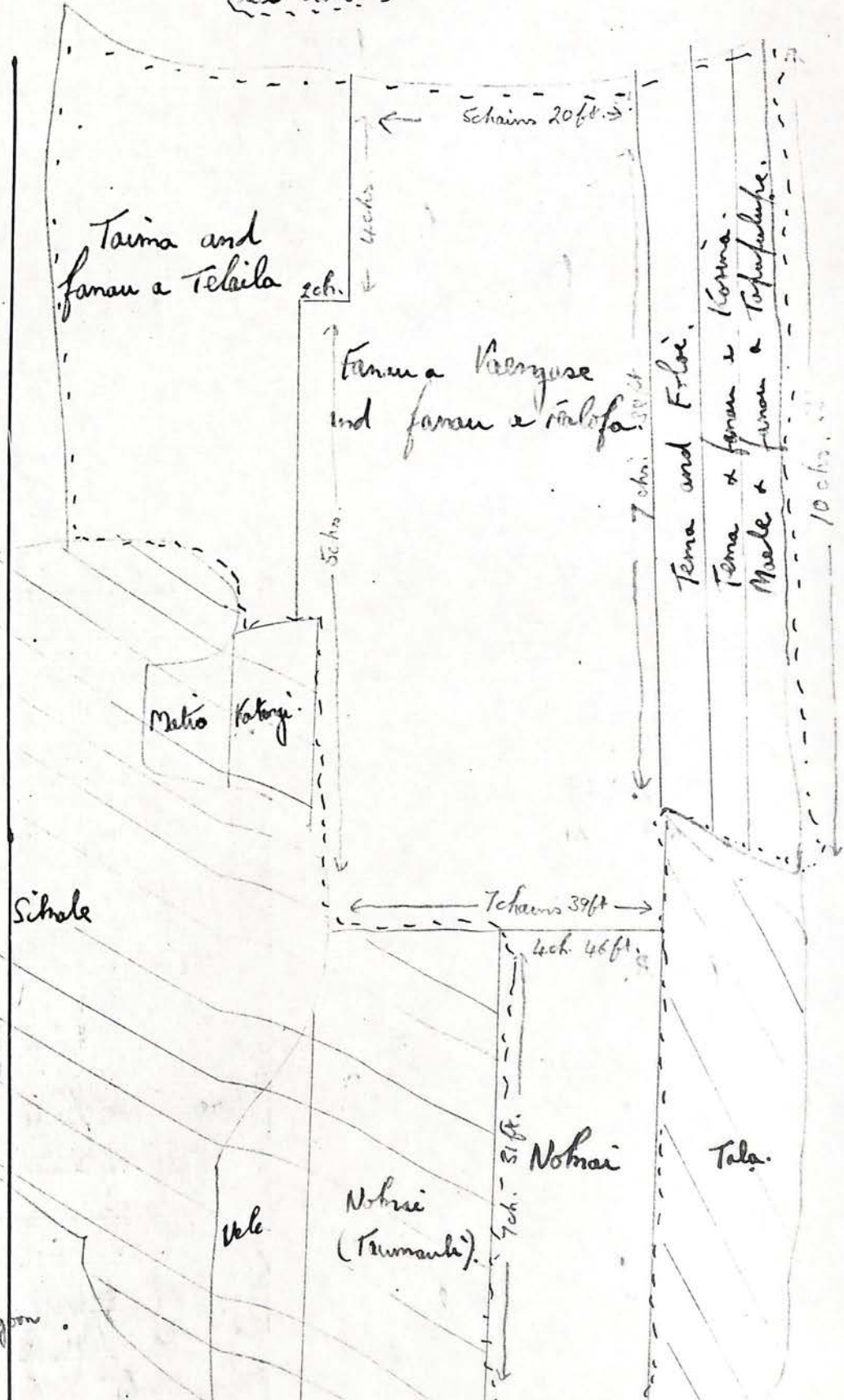
Kilikita v. Nohai. See p. 186 of Vol. I
" v. Terna.

Claim 89/48
Form B. 168.

Taina v. Nohai. See p. 196 of Vol. I

At the third attempt, the parties came to a mutual agreement to divide Tenganui as shown in the approximate sketch on next ~~last~~ page (from sketch by lands Clerk). The sketch is not to settle, and cannot be regarded as more than an approximate delineation.

Fenganui in red dots.



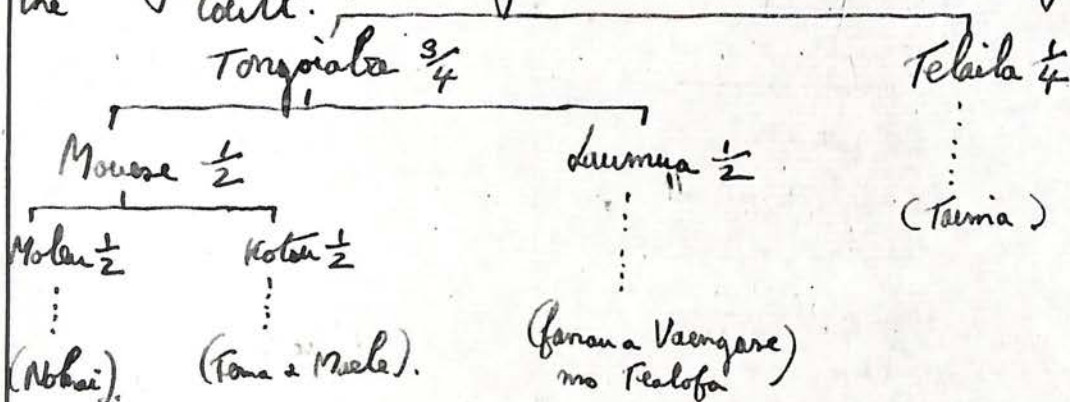
Shaded parts are other lands, not included in this division, but they are all called Fenganui except T'uum'auli



The boundary of Nohai's Taumauli is moved 3 yards of lagoonwards.

Tauma's part is approximately one quarter of the whole, and famou a Vaengare and the famou a Tealofa hold approximately half the remainder.

These boundaries have been drawn by mutual agreement, with the intention of achieving the following division approved by the Court.



Before me,
Alyshone,
h. Cr.

Claim No. 112/48.
Form B. No. 182.

10. VII. 48

Kaulaha v. Molia. See p. 61.

The parties concerned have now agreed upon the following transfers:

From Matio to Kaulaha and the descendants of Tenghapahi's

From Kebua :

finding:

From Katangi to Kaulaha and the descendants of
Kehria : Niato.

From Ponianga to Kaulaha and the descendants of
Kehria : the pit Taporipuha.

From Mehuli to Kaulaha and the descendants of Kehria:
half of the pit Taponanihalawa.

Before me,
Alphabe.
L.G.

Claim No. 111/48.

10. VII. 48.

Form B. No. 177.

Vitme v. Matio, represented by Kaisala.
See p. 59.

The L.G., N.M.s Tema, Temita and
Tahuo, and the parties in question
inspected the land Tetawarany in question
(on Angalei islet). Taloni and Afele & Nonata also present.
Except for the N.E. corner, planted
by Vitme's family, there are no
coconut trees growing on it, the only
growth being ngie. The whole area is
occasionally inundated at high tide.

Found that Vitme owns trees growing
at one end of area and a land
adjoining the area at the other end.
Matio owns no trees there and no adjoining
land. His representative was not very
certain of the boundaries of the parties

which he lays claim. The N.M. considered he should nevertheless be allotted $\frac{1}{3}$ of the area he claims. The L.G. disagreed, as he has no evidence to support his claim.

It further transpired that Vitime, Falani and Nouata have conflicting claims in the area. Found that the two latter own islets in the middle of the area and other lands bordering the area.

Finding:

That part of Tetawanang lining Nouata's islet with his land Tengenge transferred to Nouata, as Tetawanang.

That part of Tetawanang lining Falani's land Lolo with his islet Lolo transferred to Falani, as part of Lolo.

The passage between Falani's islet Lolo and Tema's land Tebut divided equally between Falani and Tema.

The remainder of Tetawanang transferred to Vitime.

Matio's claim dismissed.

Before me,
A. G.
L. G.

Agreement.

See Form B.84.

Malia, Penianga, Peteti, and Katangi stated before the Ct. that they agreed to divide the land Akhal so that each of them should have one quarter of the whole.

Before me
My name.
L. G.