

1921

KENYA

292

2962

19 Dec 22

FROM GOVERNOR WORTHY 1727

DATE 7TH DECEMBER 1921

FOR CIRCULATION
Mr.
Mr.
Mr.
Mr. Grindle
Sir H. Lambert
Sir H. Road
Sir J. Maitland Smith
Mr. Wood
Mr. Churchill

SUBJECT
FORT HALL NATIVE RESERVE
LEASE OF AREA TO MESSRS SWIFT & RUTHERFORD

Reports terms of lease of 20 acres to Messrs S & R, for erection of hydro-electric power plant. Has decided in this case not to add an equivalent area of land to the Reserve as no good purpose would be served.

Previous Paper

MINUTES

Ag 6
530/21

In the meeting

1. In this connection generally the C.O. Dispatch of 30/10/21. Approval for alienation of 20 acres of in Fort Hall Reserve to Swift & Rutherford for the erection of a hydro-electric plant was given in that Dispatch.

2. It is a temporary, not a permanent alienation of land - & it is under Article 3(5) of that Disp. it is not necessary that an equivalent area should be added to the Reserve.

The Gov. is advised that there is no good reason for not making a 20 acre addition in this case because this land leased has not been used by natives in the past; the past year

Subsequent Paper

Ag 6
1466/22

Reserve is not thickly populated, & the natives
do get little value out
of so small an addition
as reserves.

This morning is, I think,
sound except that
I dislike the word
"addition of so small a
plot... & in para. 2,
as argument on these
lines is dangerous:
Maboth's vineyard was
probably quite "small".
But apart from this
point, I think the reserves
are good enough.

3. You will see that quite
correctly the Fort Hall Reserve
is to have the use of an
owner derived from the
rent.

No further approval is asked
for - I think that we
can - just by. ^{all}

Agree. The reserves are well equipped,
and are equipped to meet any
contingencies.

Car 25.1.22.

25.1.22
at [unclear]

I can't see how
my suggestion that we
should use together the
"little piece of land" but
I can do it if any one
wishes.



GOVERNMENT HOUSE,
NAIROBI,
KENYA.

7th December, 1921.

2882

Sir,

orig
36585/21

I have the honour to acknowledge the receipt of your despatch No. 1315 of 25th August, paragraph 5 of which conveyed approval to the lease of a plot of 20 acres, to be excised from the Fort Hall Native Reserve, to Messrs. Swift and Rutherford in connection with the erection of a hydro-electric power plant.

2. In reply to the question in paragraph 6 of your despatch I have to inform you that I am advised that in this case no good purpose would be served by adding to the Native Reserve an equivalent area of land, since in the past no use has been made by the natives of the piece of land to be leased to Messrs. Swift and Rutherford, and in any case the addition of so small a plot as 20 acres to the Reserve, which is not thickly populated at this point, would be of little value to the inhabitants. I have therefore decided to take no action in this direction.

3. For your information I have decided that the land shall be leased to Messrs. Swift and Rutherford on the following terms:-

Period

THE RIGHT HONOURABLE

WINSTON CHURCHILL, P.C., M.P.,

SECRETARY OF STATE FOR THE COLONIES,

DOWNING STREET, LONDON, S.W.

Period 99 years:

Rent Rs.100/- per annum:

User condition, restricted to purposes ancillary to a hydro electric installation, including the housing of employees.

The rent to be paid to the Native Reserves Trust Fund, to be utilized for the benefit of the Fort Hall Native Reserve.

I have the honour to be,

Sir,

Your humble, obedient servant,

Edward Nash

GOVERNOR.