

New claimOpotiki 4th August 88Oamaru

them, but I do not intend to appear for them because our claims, that of Whakatohea and Aitamamahaki have overlapped and in the settlement of hitherto on the Turanga side we have taken the Whakatohea under the custain of "aroha" and I prefer to have this to be dealt with in the same way by the Whakatohea? i.e I hope they will put in some of our (maraes) by way of aroha.

Court adjourned to 10a.m. on Saturday.

Monday 6th August 1888

Court opened at 10 a.m.

Present

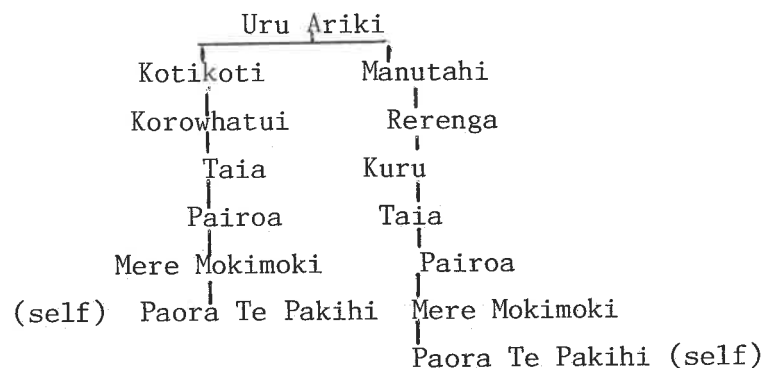
The same

20/-pd

Ngatira's case will be taken first.

2/-pd

Paora Te Pakihi sworn - The claim I make is by ancestry, conquest and constant occupation. My fires have been burning here up to the present. I also have pas on this block and cultivations. My first ancestor was



These 3 Kotikoti, Kai Whanaunga and Manutahi are the ancestors of all Ngatira. At this stage (of these 3) this land was claimed by conquest from Whakatane who were living at the time with Te Uruariki and both were owners of the land. Uruariki was not a tribe but an individual. He came originally from land which is outside this block.

I now propose to call my witness.

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2/-pd

Mini Tamaipara. sworn and cross examined by Poara Te Pakihi. I know the ancestor for this land. Uru Ariki. I am clear he was the ancestor as regards this land. I know that Whakatane was also one of the ancestors in possession of this land formerly. I also know the 3 children of Te Uru Ariki.

Kotikoti was 1st.- Korohatuhi was his son.
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 Korohatuhi
 |
 Tautapa
 |
 Hemaima
 |
 Wharenikau
 |
 Mini Tamaipara (self)

Kaiwhanaunga was after Kotikoti a younger brother
 |
 Kariahaupapa of his.
 |
 Hinerai
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 Rua-o-te-Moko
 |
 Hemaima
 |
 Wharenikau
 |
 Mini Tamaipara (self)

Manutahi was younger brother of Kaiwhanaunga. I know the pencil line on this plan from A and B. I know the Waioeka stream. I know the block of land between the stream and line and claim it on behalf of self and my tribe Ngati Ira. I also know the tribe who own outside my pencil line. It belongs to Ngatingahere and some other small hapus. I have cultivations from days of our ancestors on the land we claim and other property (fortified pas, store houses and others.). There were also fishing places belonging to my ancestors on this block. I also know that no objection was raised then to by others. I claimed beyond the confiscated line in former times. I know that Ngati Ira occupied the sea-ward portion of this land and are there now. Ngati Ira were occupants to sea-ward I say, but Tauha's people never occupied it. Know cause of conquest of this country from the Whakatane. They were

Transcript of Judge Wilson's notes on 9th
August '88 in re Tahora Nos 2 + 3.

"Rakuraku states that a surreptitious survey has been made of the country from Waikare Moana, Kahikatea, Waiotahi, Te Kahoroa, Waipawa, at Wairoa and at the N' Kahungunu country, and further states, I don't know how far due to the south. We (Tahora and Te Upokorohu) claim a very large part of this land, and N' Kahungunu own the Waipawa land I think. I claim that this land shall not be heard.

Tauha Nikora objects that the ownership of this land is unknown, and therefore it is right to have the land surveyed. Rakuraku to Judge - This surreptitious survey was made at the instigation of the last speaker. Tauha to Judge - A survey has been made.

The Court - It was only on the 7th instant that application was made for permission to have a survey made. Therefore if what Tauha says is true the survey has been made without permission, and the surveyor has rendered himself liable for breaking the law

Tahora Nos 2 + 3

I dismiss these claims Nos 8 + 9 on the application of Rakuraku for want of a plan, and because the survey, if any, has been illegally made, and because no one man, or no one party, could claim to survey this large territory"

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Killed because of the murder of my ancestor, they were driven off. They murdered Uru Ariki. The Whakatane were killed and driven off by the 3 children of Uru Ariki. Never heard that Reremoko drove them away. It was them that we made the entire conquest of this land. Don't know the origin of the Whakatane or where they came from. They were a very ancient people. I say positively that our other portion of the Whakatohe occupied the land we have indicated by our pencil line on this map. No canoes were ever built on this land by any other hapu but ours, nor did they occupy any houses or lived there. We had a burial place on the other side of the river, but don't know of any such place belonging to Ngati Ruamoko. They never had such a place. Oturoro was one of the pas (No 11) of our ancestors near the river. Uenuku (No 12) was another. Pawanui (No 13) was another fortified pa. Otukeka (No 14) was another. I know in the last named formerly. Raipawa (No 15) was another. The remains of these pas are still to be seen, but there were other sites of which have been obliterated by flood and winds. Matawhero (No 16) was a cultivation near the confiscated line. The stumps are to be seen (of the clearing), Kokopu (No 17) is a place I occupied and have had fruit trees planted there. Mohunuhuno (No 18) was a fern-root station. A stream of called Ohiritoa (No 19) was a place for eel fishing. Mangapumarumaruru (No 20) was another such place. To Kairekau (No 21) was a pa of cultivation. A flax plantation of our ancestors (No 22) I point out. A bird-catching place of our ancestors (No 23) I point out also. Te Waimanu was its name. Ngataierua (No 24) was a fishing station. Te U (No 25) was a fern-root station. It was owned by ancestor Uru Ariki and his 3 children.

To Court

New Domain

Opotiki 6th Augt '88

"Oamara"

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Killed because of the murder of my ancestor. They were driven off. They murdered Uru Ariki. The Whakotane were killed & driven off by the 3 children of Uru Ariki. I never heard that Ruamoko drove them away. It was then that we made the entire conquest of this land. Don't know the origin of the Whakotane or where they came from. They were a very ancient people. I say positively that no other portion of the Whakotane occupied the land we have indicated by our pencil line on this map. No canoes were ever built on this land by any other people but ours, nor did they occupy any houses or live there. We had a burial place on the other side of the river, but don't know of any such place belonging to the Ruamoko. They never had such a place.

30 (cont.) Oturono was one of the pa (No 11) of our ancestor near the river. Uenuku (No 12) was another. Pawanui (No 13) was another fortified pa. Otukaka (No 14) was another. I lived in the last named formerly. Raipawa (No 15) was another. The remains of these pas are still to be seen, but there are others the sites of which have been obliterated by floods and winds.

(No 16)
Matawhero was a cultivation near the conspicuous line
The stump are to be seen (of the clearing) Kokopu is a
(No 17)
place I occupied & have had fruit-trees planted there.
(No 18)
Mokumukumu was a fern-root station. A stream of
called Ohimitoa (No 19)
the same name was a place for eel-fishing. Mangapu
(No 20)
marumaru was another such place. Te Kairakau was
a pa of cultivation. A place plantation of our ancestors
(No 22) I point out. A bird-catching place of our ancestors
(No 23) I point out also. Te Waimaru was its name.
Ngataierua (No 24) was a fishing station. Te U (No 25) was
a fern-root station. It was owned by my ancestor Uru
Ariki & his 3 children

from the first. He was born just outside the "confiscated line".
 He lived on the land with the Whakatare. They occupied it
 together. Nihokoi was his birth-place & it is now in our
 occupation. He occupied both in the neighbourhood of his
 birth-place & now the part that we claim as it was all one
 block then. After Whakatare were driven off our ancestor
 occupied the land & maintained it & kept off all intruders.
 Raipawa I have pointed out (N^o 15), also Waimaru (N^o 23)
 The boundaries (eternal) I have given were pointed out to
 me by my ancestors. I know them to be correct. Don't know
 the origin of the line forming one of my eternal boundaries
 but I do know it as the line pointed out by my ancestors.

The part I have alluded to were fortified places and
 cultivations also of my ancestors. I was in occupation of
 different parts of this block before the fight with the Europeans
 took place, & when that took place I made my retreat &
 was enabled to live on the land for some time in different
 localities. The remains of old maori ports (carved) can
 now be seen. Te Skapare was mother of E. Wera Araki my
 ancestor. Terarake was father of E. Skapare. (but say who
 the owners of the land were before time of my ancestors
 but I know that from time of latter it was in their occupation
 & has been in ours up to the present. I say positively that there
 has been no conquest of it by foreign tribes - the only one being the
 one made by our ancestors. Omapora stream shown on
 plan. I know a native named Peatere & that he was
 a Whakatare. The Omapora stream I have already
 pointed out from its mouth to its source. I am not aware
 that Peatere was killed by Pakerani & Tehu on that stream.
 I am not aware that that was the cause of the fight between
 Kamoko and Whakatare.

(N^o 261)
 The principal is where the fight took place with Whakatare
 & they were driven off. It is an open piece of ground and was
 a cultivation. It was the first fight that ultimately led to

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from the first. He was born just outside the confiscated line. He lived on the land with the Whakatane. They occupied it together. Nihokai was his birth place and it is now our occupation. He occupies both in the neighbourhood of his birth-place. I own this part that we claim as it was all one block then. After Whakatane were driven off, our ancestor occupied the land and maintained it and kept off all intruders. Raipawa I have pointed out (No 15) also Waimanu (No23). The boundaries (external) I have given were pointed out to me by my ancestor. I know them to be correct. Don't know the origin of the line forming one of my external boundaries. But I know that it is the line pointed out by my ancestors.

The pas I have attended to are fortified places and cultivations also of my ancestors. I was in occupation of different parts of this block before the fight with the Europeans took place and when that took place I made my retreat and was made to live on the land for some time in different localities. The remains of old maori forts (carved) can now be seen. TeIKapare was mother of Te Uru Ariki my ancestor. Tararehe was father of TeIKapare. Can't say who the owners of the land were before time of my ancestors. But I know that from time of latter, it was in their occupation, and has been in ours up to present. I am certain that there was no conquest of it by Turanga tribes. The one being the one made by our ancestor. Omapora stream shown on plan. I know a native name Pawhero and that he was a Whakatane. The Omapora stream I have already pointed out from its mouth to its source. I am not aware that, Pawhero was killed by Pakeraia and Tahu on that stream. Am not aware that, that was the cause of the fight between Ramoko and Whakatane.

Hepiripiri (No 26) is where the fight took place with Whakatane and they were driven off. It is an open piece of ground and was a cultivation. It was the first fight that ultimately led to

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the Whakatane being driven off. Don't know Tauahoura (a person). Am not aware that he placed in charge of district after it was taken and for the purpose of keeping out intruders. I know Rangihawhata. He was a Rangitane. Am not aware that he was placed at a pa called Maraetahanui outside this block for the purpose of keeping off intruders. Tutamoe pa outside this block I don't know though the land. Not aware of any fights by Takutokopiha, Noa, Taukuru.. This stream is in Tahora (points it out). I am not aware that Kaka was taken captive as an infant and bought away on a basket. The name of that ridge (points it out) is Pukeroa I was in occupation as a kainga, I can point out on the spot the remains of the pas that I have mentioned.

2 p.m.

Te Assessor The Whakatane first occupied this land. At the time they were occupying this land Te Uru Ariki was a member of the Ngati Ira hapu. When Whakatane were driven off the land fell into hands of Kotikoti and his descendants. A portion of this block was confiscated by Government but afterwards a part was awarded to Ngati Ira. If I had been a neutral, my original claim would have been so good as to have attached my name to a place in the block so given.

To Judge I said we had 5 fortified pas. We erected them against the attacks of the Urewera, Ngati Kahungunu were also our enemies. Ngaitanga Mahaki were also. So were the Whanau Akai, Ngapuhi, Ngati Porou. The Ngapuhi made a ~~paid~~ as far as this place. Others I mean were possible enemies. The Urewera actually came twice. Ngati Kahungunu, Ngaitanga Mahaki actually came, Whanau Akai did not come, nor did Ngati Porou. Uru Ariki was murdered on the occasion of his going to take possession of this land.

2/-pd Aperahama Makao sworn - I am a Ngati Ira. I know the portion of the block now before the Court.

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Oamere

the Whakatane being driven off. ^{now} Dr. Faurahoua (a person) Am not aware that he was placed in charge of district after it was taken & for the purpose of keeping out intermeddles. I know Rangiwahaketa. He was a Rangitane. Am not aware that he was placed at a pa called Mareretahamuri outside the block for the purpose of keeping off intermeddles Tutamoa pa outside the block I don't know though I know the land. Not aware of any fortified ^{by} Takutakopika, Tean & Taupuriri. This stream is in Tahora (point it out) I am not aware that Kaka was taken captive as an infant & brought away in a basket. The name of that ridge (point it out) is Pukeroa & was in occupation as a Kainga. I can point out on the spot the remains of the pa that I have mentioned.

2 pm

To Assessor. The Whakatanes first occupied this land. At the time they were occupying this land Tu Uru Ariki was a member of the N' Ira hapu. When Whakatane were driven off the land fell into hands of Kopikopi & his descendants.

A portion of this block was confiscated by Govt but afterwards a part was awarded to N' Ira. If I had been a neutral my original claim wd have been so good as to have entitled my name to a place in the block to give.

To Judge

I said we had 5 fortified pas. We reached them against the attacks of the Wewera. N' Kahungunu were also our enemies. Ngaitanga Mahaki were also. So were the Whanau Akaia, Ngapuhi, N' Porou. The Ngapuhi made a raid as far as this place. Other Imaera were possible enemies. The Wewera actually came twice. N' Kahungunu, Ngaitanga Mahaki actually came. Whanau Akaia did not come, nor did N' Porou.

Uru Ariki was murdered on the occasion of his going to take possession of this land.

2/17

Aperahama Mahao sworn - I am a N' Ira.

I know the portion of the block now before the Court.

I also know the nature of the claim that I have on the land. I claim it thro' ancestry, consequent. In 1841 Aiki is the ancestor thro' whom I claim. He is the 1st ancestor

Wira Aiki

Kohokohi

Koao

Mautaiaka

Hokomoki

Apurahama Makani (1841) with 18th Ira.

I know the pencil line that indicates one of your boundaries. It commences at Te Moerangi, thence to Te Patao, thence to Te Taihoko on confiscated line. I also know that my ancestors had a pa a little distance from Te Tahora.

I know of a "tolarā" tree that was made into a canoe by Te Hiki & 6 or members of 18th Ira hapu on this block. I know that my ancestors had a fishing station between Tahora and Maratani on the Waioteka stream.

On the upper part of block (at No 25) my ancestors had a field for digging fern root. They had a plantation at Kohokohi (1841) which has been in our use also. They & we had a plantation in the immediate neighbourhood of heretaki.

The last battle that was fought was at mouth of Tahora stream when the land was taken by us and held possession of. Hepipipi was the first place of fight. The fight was against Whakakane who were broken. 2nd fight was outside the block. 3rd ditto. Then a complete conquest of the country was made by our ancestors & there was no more fighting. The fights outside the block were Aiki (between Waioteki & Waiwaka) and Otani. ~~the~~ the between Waioteki & Waiwaka. These fights were against Whakakane. They were destroyed, but there were some survivors. Don't know where latter went. No attempt attack has been made to dislodge us from this land ever since. We had the pa mentioned by the preceding entries. It was built for protection in the event of

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I also know the nature of the claim that I have on that land. I claim it through conquest. Te Uru Ariki is the ancestor through which I claim. He is the 1 ancestor.

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Uru Ariki
|
Kotikoti
|
Koao
|
Mautaiaha
|
Hokomoki
|
Aperahema Makau (self) with Ngai Ira.

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I know the pencil line that indicates one of your boundary. It commences at Te Moenui, thence to Te Patao, thence to Tutaitoko on confiscated line. I know that my ancestor had a pa a little distance from Te Tahora. I know of a "totara" tree that was made into a canoe by Te Hihi and or members of Ngati Ira hapu on this block. I know that my ancestor had a fishing station before Tahora and Maraetai on the Waioeka Stream. On the upper part of block (at No25) my ancestors had a field for digging fern-root. They had a plantation at Kokopu (No17) which has been in our use also. They and we had a plantation in the immediate neighbourhood of Maraetai. The last battle that was fought was at mouth of Tahora stream when the land was taken by us and held possession of. Hepiripiri was the first place of fight. The fight was against Whakatane who were beaten. 2rd fight was outside this block. 3rd ditto. Then a complete of the country was made by our ancestors and there was no more fighting. The fights outside this block were Aririki (between Waioiki and Waiweka) and Otane, between Wai-oeka and Waiotahi). These fights were against Whakatane. They were destroyed, but there were some survivors. Don't know where latter went. No attach has been made to dilodge us from this land ever since. We had the pas mentioned by the proceeding witness. They were built protection in the event of

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any attack, but none was made. The attacks said to be made by previous witness were made previously - i.e. return to the last battle I have mentioned at Tahora.

xex'd by Tauha Nikora - Te Uru Ariki and Whakatane occupied the land together.

They arrived simultaneously and took up different parts of the land. Formerly this land extended beyond the confiscated line

and the occupants were Whakatane, who were a numerous people and were known by the name of Ngati Ira. I know the pencil

line on map and it was the one laid down by my ancestors Koti-koti, Kaiwhanaunga Manutahi.

The pencil line was the boundary between Ngatingahere and my people. It was laid down by both sides. It was the first divisional line first referred to. The Whakatane were the sole occupiers of this land both before and after the conquest.

Don't know of any fights that took place near Ngataierua, under the leadership of the children/people of Ngaruamoko. Don't know that Pawhero was killed near Pa

Don't know that Whakatane was killed by Ngaruamoko's children.

I don't that Ruamoko was beaten in 1st engagement. Can't point out Kairakau on plan but could go to it on the land. We had a station along the ridge for the purpose of killing birds and rats.

Court adjourned at 4 p.m. to 10 a.m. tomorrow.

any attack, but none was made. The attacks said to be made by former witnesses were made previously - i.e. anterior to the ^{last} battles I have mentioned at Tabora.

xx³ by Tawha-tikora - Te Wira Ariki + Whakakane occupied the land together. They arrived simultaneously and took up different parts of the land. Formerly the land extended beyond the enclosed line & the occupants were the Whakakane, who were a numerous people. The descendants of Wira Ariki were a numerous people & were known by the name of Ng'Ira. I know the pencil line on map & it was the one laid down by my ancestors Kohikoti, Kai-whan-anga, Maruakahi, & their parents Hira Ariki.

The pencil line was the boundary between Ng'igahere & my people. It was laid down by both sides. It was the first divisional line that was made. Previously the land was held in common. The Whakakane occupied certain portions of the piece now before the court, but not beyond the divisional line just referred to. The Whakakane were the sole occupiers of this land both before and after the conquest. Don't know of any fights that took place near Ng'igahere, under the leadership of the children of Ng'amamoko. Don't know that Paikene was killed near Te
Don't know that Whakakane was killed by Ng'amamoko's children. I don't know that Ruanoko was killed in 1st engagement. (said point out Kairiokan on plain but could go to it on the land. we had a station along the ridge for the purpose of killing birds and rats.

court adjourned ^{at 4.15 pm} to 10 am tomorrow

To Assessors

by Fa

To Judge

New claim

Opotiki 7th Aug^t 88

Oamaru

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Tuesday 7th August 1888

Court opened at 10 am

Present

The same

Court informed natives that upon their representation of the insufficient accommodation provided by this Court-House the matter had been considered and an adjournment to Oamaru would be made if better accommodation could be had there. An answer to be returned at some future time.

N' Irai case resumed

Mani Inakare states that N' Irai case has been withdrawn.

20th Aperehama's examination continued.

To Assessor. I live at Waiwaka in the District of Opotiki but outside this block. I have lived on this block in former days. My also. I was born ^{outside} on this block at Papura. Kōhikōhi had 5 children. My father was born outside this block. I know the father of Mimi one of the witnesses in this case. Tamai-paora. Don't know where he was born. I know the father of Paora Te Pehi. ^{Tōhira} Pōhira was his name. Don't know place of his birth. The fathers all lived together on this very block now before the Court. Inatakanga was their Kaiunga. N' Irai lived there also. Some of our dead are buried on this block at a pa called Ohawaka. (Can't give the names of any of those buried there at the time that people were living there. Uru Ariki was killed because the Whites at one believed that he had come to seize the land. I was not a party to the survey of this block, nor was I aware that it was to be made. Paora & I & others of N' Irai were admitted into the award made by the Government. The N' Irai who were thus admitted have also an interest in the block now before the Court. A principal owner of the N' Irai ^{of land confiscated} was Te Heini Te Pōpo, Paora & Whāia were others.

To Judge. I live on this block before the war. That portion of the