

**WOODWARD, ILES & FURNESS**

BARRISTERS & SOLICITORS

KEITH ALEXANDER WOODWARD, LL.B.  
D'ARCY WALTER ILES,  
CHARLES ALBERT CHAUVEL, LL.B.  
THOMAS ANTHONY KAY, LL.B.  
RICHARD RONALD KEARNEY, LL.B.

TELEPHONE 8849 (2 LINES)

TAK: BGP

The Registrar,  
Maori Land Court,  
ROTORUA.

Dear Sir,

Re: Ohiva Wharf Road Legalisation.

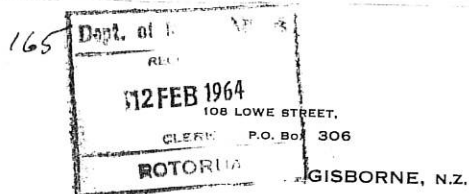
Certain lands adjacent to Ohiva Harbour are shown on S.C. Plan 4954 to be proclaimed as road. Messrs. Potts and Hodgson who were acting for the Opotiki County Council, commenced work on this matter some years ago, but the matter was never completed and the County have now asked us to endeavour to complete the legalisation at the earliest date possible. The main reason for the urgency is that various of the owners have subdivisions which are being held up pending completion of the road legalisation.

Most of the lands concerned in this road legalisation belong to Europeans and are being proclaimed road by consent under the provisions of section 29 of the Public Works Amendment Act, 1948.

Several pieces of land belong to Maori owners and we understand from Messrs. Potts & Hodgson that Orders were made under section 421 of the Maori Affairs Act, regarding legalising those portions as road. We have been unable to obtain from Potts and Hodgson any more explicit details regarding these alleged Orders and accordingly we write this letter to clarify the position.

The pieces of land concerned owned by Maoris to be taken for road, showing the exact area of land being taken are as follows:-

- (a) 0Ac. 2 Rd. 39.4 P. being part Allot 336 Parish of Waiotahi situated in Block VII Whakatane Survey District and being part of the land comprised and described in Certificate of Title Volume 66 Folio 157 and being coloured Orange on S.C. Plan 4954. The Land Registry title shows the registered proprietor as being Kipa Te Raihi of Maketu and no encumbrances are shown on the register.
- (b) 39.6 P. being part Allot 335 Parish of Waiotahi situated in Block VII Whakatane Survey District and being part of the land comprised and described in Certificate of Title Volume 66 Folio 155 Gisborne Registry, being coloured blue on S.C. Plan 4954. The Land Registry title shows the registered proprietor as being Ihaka Ngapauraua of Maketu and no encumbrances are shown on the register.



10th February, 1964.

12 FEB 1964

- (c) 1 Ac. 0 Rd. 20.5 P. being part Allot 337 Parish of ~~Waiotahi~~ situated in Block VII Whakatane Survey District ~~and being~~ part of the land comprised and described in Certificate of Title Volume 70 Folio 110 Gisborne Registry and being coloured Orange on S.O. Plan 4954. The Land Registry title shows the registered proprietor as being Kereopa Tukere of Ohiva. A registered Mortgage No. 118374 is shown on the title in favour originally of Mathew James Platt and by virtue of Transmission now in favour of Rebecca Margaret Platt, Herbert James Platt and Gertrude Mabel Gow as executors.
- (d) 3 Rd. 19.3 P. being part Allot. 342 Parish of Waiotahi situated in Block VII Whakatane Survey District and being part of the land comprised and described in Certificate of Title Volume 70 Folio 87 Gisborne Registry and being coloured Blue on S.O. Plan 4954. The Land Registry title shows the registered proprietor as being Wi te Ari of Opotiki and no encumbrances are shown on the register.
- (e) 1 Ac. 2 Rds. 15.6 P. and 1 Rd. 21.0 P. being Parts Allot. 125 Parish of Waiotahi situated in Block VII Whakatane Survey District and being generally on Deeds Index 1/0/270 Gisborne Registry, being coloured Blue on S.O. Plan 4954. The Land Registry title shows the registered proprietor as being Mereana Hauauru and no encumbrances are shown on the register.

34/129-31

1156

We should be pleased if you could check the position and confirm whether or not Orders have been made and also as to what further steps are required as far as your records show to complete legalisation of these pieces of land.

In view of the urgency of this matter we should be obliged if we could have your early reply herein. If you require any further details please do not hesitate to put a collect person to person call to the writer.

Yours faithfully,  
WOODWARD ILES & FURNESS,  
per

*Others under Sec 421 have roads proclaimed as Public Roads*

166

IDB:KK

Waiotahi Corres.

13 February 1964

Messrs Woodward, Iles and Furness,  
Barristers and Solicitors,  
P. O. Box 306,  
GISBORNE.

Dear Sirs,

*at Legislation*

OHIWA WHARF ROAD LEGISLATION

I wish to acknowledge receipt of your letter of 10th February concerning the above road, and advise that orders under Section 418 of the Maori Affairs Act 1953 have been made in respect of all blocks mentioned by you but I find no trace of any recommendations under Section 421 having issued.

The Court is at present sitting in Opotiki and on its return I shall search the Minute Books and advise you further when was done. On the face of it, however, it appears that Section 421 applications will need to be lodged. Would you therefore please check with the Chief Surveyor, Gisborne, and ascertain if the roadways have been surveyed. If not this will have to be done as diagrams in duplicate will be needed to complete the roadway orders.

If section 421 Certificates are necessary it is quite probable that the Judge will hear the applications without advertising in Chambers.

Yours faithfully,

*I*  
(I. D. Bell)  
for Registrar

*check minute Book  
on return of Opotiki  
dat.*

*18.11.1964*

Mr. Tolamaly  
Will you please have  
look at this.

Sec 421 orders have been made,  
but not drawn

Write A. Woodward, Jles &  
Furness and tell them what the  
present position is.

Robert

26/7/64

REP:KK Waiotahi Court Corres.

27 February 1964

Messrs Woodward, Isles and Furness,  
Barristers and Solicitors,  
P. O. Box 306,  
GISBORNE.

Dear Sirs,

OHIWA WHARF ROAD LEGALISATION

Further to your letter dated 10 February 1964 and mine of 13 February 1964, I wish to inform you that the recommendations under Section 421 have issued, (Opotiki M.B.34/129 - 131). However, before the orders can be sent for proclamation purposes to the Commissioner of Works, the roadways must be completed by survey.

The usual procedure attached to cases of this nature is that when the survey is completed the plan is deposited with the Chief Surveyor who arranges to have it checked. He then completes diagrams for our Court Orders and sends them to this office together with four photostat copies and area schedules for the Courts approval. The consent of the local authority is also required for proclamation purposes.

The sections affected by this roadway and for which we require a survey, are as follows:

- (a) Parish of Waiotahi Allotment 125
- (b) Parish of Waiotahi Allotment 342
- (c) Lot 339 Parish of Waiotahi
- (d) Allot. No. 337 Parish of Waiotahi
- (e) Lot. 335 Parish of Waiotahi.

Yours faithfully,

*R.E.*  
(R. E. Polamalu)  
for Registrar

*Records*

*Please file - no action.*

*R.E. 27/2/64*

WOODWARD, ILES & FURNESS

BARRISTERS & SOLICITORS

KEITH ALEXANDER WOODWARD, LL.B.  
MARCY WALTER ILES,  
CHARLES ALBERT CHAUVEL, LL.B.  
THOMAS ANTHONY KAY, LL.B.  
RICHARD RONALD KEARNEY, LL.B.  
TAK: MA  
TELEPHONE 8949 (2 LINES)

108 LOWE STREET,

P.O. BOX 306 CLERK

ROTORUA  
GISBORNE, NZ.

Dept. 119

- 5 MAR 1964

3 March 1964

Registrar,  
Maori Land Court,  
ROTORUA

Dear Sir,

Your Ref: Waiotahi correspondence  
Re: Ohiwa Wharf Road  
Legalisation

Thank you for your letter of the 27th  
February which clarifies the position.

To our knowledge the survey is com-  
pleted and the plan has been deposited  
with the Chief Surveyor who has checked same.  
We are today requesting the Chief Surveyor  
to forward the copies requested by you.  
When we have received confirmation on this  
point we shall immediately write to you  
again.

- Waiotahi covered to*  
*1. Mr R. Polamalu noted 11/3/64*  
*2. Mr H. Martin*

Yours faithfully,  
WOODWARD ILES & FURNESS

per *[Signature]*

*Waiotahi comes*

*to me, please*  
*[Signature]*



## DEPARTMENT OF LANDS AND SURVEY

TELEGRAPHIC ADDRESS: "LANDS"  
 TELEPHONE No. 6762  
 OUR REFERENCE: 9/424  
 YOUR REFERENCE:  
 FOR VERBAL INQUIRIES  
 PLEASE ASK FOR MR



DISTRICT OFFICE,  
 P.O. BOX 589,  
 GISBORNE.

17 March 1964.

The Registrar,  
 Department of Maori Affairs,  
 Private Bag,  
ROTORUA.

PROPOSED ROAD THROUGH ALLOTMENTS 125,335,336,337,339  
 AND 342 PARISH OF WAIOTAHU. (OHIWA WHARF ROAD SURVEY  
 OFFICE PLAN 4954)

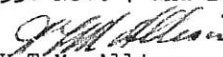
Would you please refer to Opotiki Minute Book Volume 34, Folio 129/131 dated 6 March 1957.

... At the request of Messrs Woodward, Iles and Furness, Solicitors for the Opotiki County Council, I forward herewith an up-to-date Area Schedule in quadruplicate and 4 Certified Plans showing the Roadway required to be legalized by Section 421/1953 through the above-mentioned Allotments. These plans and schedules are referred to in a letter from you to Messrs Woodward, Iles and Furness dated 27 February 1964, which I now have a copy of. This letter also includes reference to Court Order Diagrams being required, but I am unable to supply these for several reasons. Primarily, I have not as yet received a specific request from the Court for such diagrams, therefore I am unsure what form they should take. Diagrams merely repeating the information shown on the certified plans enclosed i.e. the areas of roadway to be declared road) could naturally be provided but if it is intended that the diagrams show the areas remaining in the allotments after the roadway is excluded, further chargeable work will be required. These allotments of Waiotahi Parish were defined on a very old plan (dated 1871), the coastline of which bears only a superficial resemblance to the coastline shown on S.O.4954 (dated 1956), which coastline was adopted from a survey dated 1950 (S.O.4698). The information shown on S.O.4954 is sufficient for a proclamation action under the Public Works Act but, in view of the coastline differences, I have insufficient information to guarantee Court Order diagrams of some of the parcels remaining after the roadway is excluded.

It would appear that action under the Maori Affairs Act was not envisaged when S.O. 4954 was approved and in fact the Land Transfer titles indicate that Allotments 125, 335, 336, 337, 339 and 342 are European lands owned by Maoris. I fully realize, however, the wide discretionary powers of the Court.

If Court Order diagrams are required in addition to the Certified Plans enclosed, would you please advise me urgently what form these should take and whether they should be charged to the Court or the Opotiki County Council.

In conclusion I would point out, regarding the procedure outlined in your letter of 27 February 1964 to Messrs Woodward, Iles and Furness, that my Department has had no official notification of the Court's action under Section 418/1953 and proposed action under Section 421/1953 as set out in the Court Minute of 6th March 1957. My knowledge of this Minute is purely fortuitous in that the Minute was included in your request dated 8 January 1963 for estimated survey costs re Waiotahi Sections 336 Nos. 1 and 2.

  
 H.T.M. Allison,  
 CHIEF SURVEYOR.

Encl: Plans  
 Schedules



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Waiootahi Corres.

REP:KK

23 March 1964

Messrs Woodward, Iles and Furness,  
Barristers and Solicitors,  
P. O. Box 306,  
GISBORNE.

Dear Sirs,

OHIWA WHARF ROAD

I have written to the Chief Surveyor, Gisborne, and advised that I require diagrams of the roadways to complete my Court Orders, and have also advised him that the costs of supplying such diagrams will be payable by the Opotiki County Council.

Yours faithfully,



(R. E. Polamalu)  
for Registrar

171  
REP/MIF

Waioatahe Court Corres.

25 March 1964.


The Chief Surveyor,  
Department of Lands & Survey,  
P.O. Box 589,  
GISBORNE.

OHIWA WHARF ROAD SURVEY

Attention Mr H. T. M. Allison:

Your memorandum dated 17.3.1964 is acknowledged. I wish to confirm that diagrams are required to complete the roadway orders for those pieces of road laid off over Allotments 125, 335, 336, 337, 339 and 342, Parish of Waioatahe, and also the orders recommending that such roadways be proclaimed public roads. These diagrams should show the area of the roadway only.

Please now supply diagrams in triplicate to complete my Court orders and have the work charged to the Opotiki County Council.

  
(R. E. Polamalu)  
for Registrar

REP/MIF

Waioatahe Court Corres.

25 March 1964.

The County Clerk,  
Opotiki County Council,  
OPOTIKI.

Dear Sir,

OHWA WHARF ROAD LEGALISATION

I understand that you contacted Messrs Woodward, Isles and Furness, Solicitors of Gisborne and asked them to complete the legalisation of the roadway laid off over Allotments 125, 335, 336, 337, 339 and 342, Parish of Waioatahe.

...

I now forward herewith 4 copies of a Certified Plan and area schedules for endorsement of your Council's consent.

Legalisation of the roadways will be effected when your consent is received and the diagrams are supplied by the Chief Surveyor.

I have asked the Chief Surveyor to supply the required diagrams and to charge the cost of the work to you.

Yours faithfully,

*R.E.*  
(R.E. Polamalu)  
for Registrar

Encl.

*Recd*  
*Please file - no action*

*R. 10/4/64*

REP/MIF Waioatahe Court Corres.

25 March 1964.

The County Clerk,  
Opotiki County Council,  
OPCTIKI.

Dear Sir,

CHIWA WHARF ROAD LEGALISATION

I understand that you contacted Messrs Woodward, Isles and Furness, Solicitors of Gisborne and asked them to complete the legalisation of the roadway laid off over Allotments 125, 335, 336, 337, 339 and 342, Parish of Waioatahe.

... I now forward herewith 4 copies of a Certified Plan and area schedules for endorsement of your Council's consent.

Legalisation of the roadways will be effected when your consent is received and the diagrams are supplied by the Chief Surveyor.

I have asked the Chief Surveyor to supply the required diagrams and to charge the cost of the work to you.

Yours faithfully,



(R.E. Polamalu)  
for Registrar

Encl.

REP/MIF      Waioatahe Court Corres.

25 March 1964.

The Chief Surveyor,  
Department of Lands & Survey,  
P.O. Box 589,  
GISBORNE.

CHIWA WHARF ROAD SURVEY

Attention Mr H. T. M. Allison:

Your memorandum dated 17.3.1964 is acknowledged. I wish to confirm that diagrams are required to complete the roadway orders for those pieces of road laid off over Allotments 125, 335, 336, 337, 339 and 342, Parish of Waioatahe, and also the orders recommending that such roadways be proclaimed public roads. These diagrams should show the area of the roadway only.

Please now supply diagrams in triplicate to complete my Court orders and have the work charged to the Opotiki County Council.

*RP*  
(R. E. Polamalu)  
for Registrar

L. & S.—F. 2c

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DEPARTMENT OF LANDS AND SURVEY

Dist. of  
16 APR 1964  
DISTRICT OFFICE  
P.O. BOX 589,  
GISBORNE.

TELEGRAPHIC ADDRESS: "LANDS"

TELEPHONE No. 6762

OUR REFERENCE: 9/424

YOUR REFERENCE:



14 April 1964.

The Registrar,  
Maori Affairs Department,  
ROTORUA.

OHIWA WHARF ROAD : LEGALISATION

... As requested, I now forward Court Order Diagrams in triplicate showing the Roadway (pursuant Sec.418/53) through Allotments 125, 335, 336, 337, 339 and 342, Parish of Waiotahi to enable the Court to finalize its action under Sec. 421/53.

As directed I have charged the diagrams to the Opotiki County Council.

H.T.M. Allison  
Chief Surveyor

Per:

Encl: 18 diagrams.

*noted J.P. 7/5/64*  
*M. Polomalu*

- ① 1 copy of each diagram filed below with 3rd copy of roadway order transferred. filed in M.A. Binder
- ② Other 2 copies are filed with the roadway orders

186

Waiotahi Court Corres.

7 May 1964

The County Clerk,  
Opotiki County Council,  
OPOTIKI.

Dear Sir,

OHIWA WHARF ROAD LEGALISATION

Further to my letter dated 25 March 1964 advising that action was being taken to complete the legalisation of the roadway laid off over allotments 125, 335, 336, 337, 339, and 342, Parish of Waiotaha, I now wish to advise that the diagrams which were required to complete my roadway orders have been received from the Chief Surveyor.

Under cover of my letter dated 25 April 1964, I sent you four copies of a certified plan, and also area schedules for your Council's consent. Would you now return the plans and area schedules with your consent.

Yours faithfully,

*R.E.*

(R.E. Polamalu)  
for Registrar.

Waiotahi Ct. Corres.

11 May 1964

The County Clerk,  
Opotiki County Council,  
OPOTIKI.

Dear Sir,

OHIWA WHARF ROAD LEGALISATION :

Further to my letter dated 7 May 1964 and our telephone conversation of 8 May 1964, I wish to inform you that the certified plans and area schedules together with my letter of 25 March 1964 were sent to you by registered mail on 26 March 1964. The registration number is 1316.

Yours faithfully,

(R. E. Polamalu)  
for Registrar



2/6

Waioatahi Ct. Corres.

REP:KK

2 October 1964

The County Clerk,  
Opotiki County Council,  
OPOTIKI.

Dear Sir,

OHIWA WHARF ROAD LEGALISATION

Further to my letter of 11 May 1964 informing you that photostat copies of plan S.O.4954 L were sent to you by registered mail on 26 March 1964 - Registration No. 1316 - I would like to know whether your Council has completed their action.

My Court Order recommending that the roadway be declared a public road is now only held up pending the decision of your Council.

I would be pleased if you could advise as soon as possible whether consent to the roadway has been given by your Council and when I may expect to receive the photostat copies of the plan showing the roadway and the area schedules.

Yours faithfully,

*RP*  
(R. E. Polamalu)  
for Registrar

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Waioatahi Court Corr.

NCM:KEW.

13 November, 1964.

The County Clerk,  
Opotiki County Council,  
P. O Box 54,  
OPOTIKI

Dear Sir,

OHWA WHARF ROAD LEGALISATION.

On 9 October 1964 you advised that the Council's Solicitors had been written to in order to determine progress on consent to the above roadway.

Would you please advise the present position.

Yours faithfully,

(N. C. Munro)  
for Registrar.

*See of 229  
Reply in 10 days  
mail. no progress  
A/M to date.*

*##2*

*24/1/64*

*225 270*

6.11.64

Re. **LOT 336 PARISH OF WAIOTAHU** Block File No. **Waiotahi Ct. Corres.**

<p>To</p> <p>The District Land Registrar,  <b>Gisborne Land District</b>  <b>GISBORNE</b></p> <p>Herewith I forward the under-mentioned documents. Please acknowledge on the attached form.</p> <p><i>[Signature]</i>  <b>Deputy</b> Registrar.</p>	<p>From</p> <p>The Registrar, Maori Land Court,  <b>Private Bag</b>  <b>ROTORUA</b></p>
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SCHEDULE OF DOCUMENTS FORWARDED

- (1) **Certificate of Identity** 6.11.64
- (2) **Trustee Order dated 21st April 1941.**

Solicitors acting: **Messrs Buddle Harvey & Ramsay**  
**Barristers and Solicitors,**  
**WHAKA TANE**

*[Signature]*

Telephone - 306

229  
P.O. Box - 54

## OPOTIKI COUNTY COUNCIL

Dept. of Maori Affairs
RECORDS
-7 DEC 1964
CLERK
ROTORUA

COUNCIL CHAMBERS,  
ELLIOTT STREET, OPOTIKI,  
BAY OF PLENTY, N.Z.  
4th. December 1964.

The Registrar,  
Maori Land Court,  
Private Bag,  
ROTORUA.

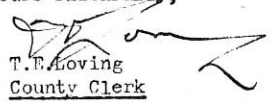
*File  
No. 11/10/64*

Dear Sir,

Your ref. Waiohahi Court Corres. - Ohiva  
Wharf Road Legalisation.

In reply to your letter of the 13th. November  
1964, I advise that I have again instructed the Council's  
solicitors to expedite the above matter.

Yours faithfully,

  
T. F. Loving  
County Clerk

*B/4  
14/2/65.*

NOV 1964  
CLERK Date forwarded from Maori Land Court,  
ROTORUA

228

*Like the*

6.11.64

Re. LOT 336 PARISH OF WAIOTAHU Block File No. **Waiotahi Ct. Corres.**

From

The District Land Registrar,  
Gisborne Land District  
GISBORNE

To

The Registrar, Maori Land Court,  
Private Bag  
ROTORUA

Received the under-mentioned documents.

Date: **16 NOV 1964** Deputy  
GISBORNE

*[Signature]*  
District Land Registrar.

SCHEDULE OF DOCUMENTS FORWARDED

- (1) Certificate of Identity 6.11.64
- (2) Trustee Order dated 21st April 1941.

Solicitors acting: **Messrs Buddle Harvey & Ramsay**  
Barristers and Solicitors,  
WHAKATANE

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NCM.SFB      Waiotahi Court Corres.

19 February 1965

The County Clerk,  
Opotiki County Council,  
P.O. Box 54,  
OPOTIKI.

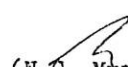
Dear Sir,

OHIWA WHARF ROAD LEGALISATION

Referring to your letter of the 4th December 1964, would you please advise whether your Council's decision on consent to the above roadway has been determined.

When replying would you please return the photostat copies of the plan showing the roadway and the area schedules.

Yours faithfully,

  
(N.C. Munro)  
for Registrar

*Re/ly to  
this was seen by  
me in mail folder  
but not on file*  
A  
24/3

*Consent in quadruplicate  
& 4 prints of plan  
recd. see p 258  
13.7.65*

*B/48/65*

NCM. NC

243

Waioatahi Court Corresp.

12 May 1965

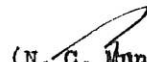
The County Clerk,  
Opotiki County Council,  
P.O. Box 54,  
OPOTIKI.

Dear Sir,

OHIWA WHARF ROAD LEGALISATION

Further to my letter of 19 February 1965 would you please advise the present position regarding the Council's consent to the above roadway.

Yours faithfully,

  
(N. C. Munro)  
for Registrar

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Waiotahi Ct. Corres.

MR K. ERU

OHINA WHARF ROAD - LEGALISATION

1. Mr Kay, a solicitor of Gisborne, who is acting for the Orotiki County Council rang yesterday asking what is required to complete the legalisation of this road.
2. I told him that the proclamation photostats have been with the Council or between the Council and its solicitors since December 1964 and we are unable to proceed any further until these photostats are returned with the Council's consent endorsed or attached. Mr Kay promised to see that the consents are endorsed and the photostats returned quickly.
3. Please make certain that the roadway orders and recommendation under section 421 have been drawn and signed and sealed so that we can send them to Wellington for the issue of a proclamation immediately we have received the plans from the County.

*H.P. Martin*  
(H.P. Martin)  
A.O. Titles  
18/5/65

*File'*  
1. See folder 185 for books concerned.  
2. Sec. 418/53 & 421/53 orders drawn - filed  
3. Orotiki pending P/Bale.

*H.P. Martin*  
3/6/65



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L. & S.—F. 2c

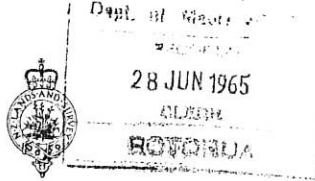
DEPARTMENT OF LANDS AND SURVEY

TELEGRAPHIC ADDRESS: "LANDS"

TELEPHONE No. 6752

OUR REFERENCE: 9/424

YOUR REFERENCE: Waiotahi Court  
Corresp.



DISTRICT OFFICE.

P.O. BOX 589,  
GISBORNE.

24 June 1965.

The Registrar,  
Maori Affairs Department,  
Private Bag,  
ROTORUA.

PROPOSED ROAD THROUGH ALLOTMENTS 125, 335, 336,  
337, 339 and 342 PARISH OF WAIOTAHU - RUATUNA ROAD TO  
OHIWA WHARF. SURVEY OFFICE PLAN 4954

Re Opotiki Minute Book 34 folios 129/131 and the proposed action on the above under Sections 418 and 421 Maori Affairs Act 1953.

The District Land Registrar, in the course of a Land Transfer dealing, approached me recently as to the status of the above formed road. A perusal of the plan shows that the legalization has not yet been gazetted although Court Order diagrams to enable you to proceed were forwarded to you in April 1964.

As some 14 months have now elapsed and I understand the Opotiki County Council originally requested that the matter be accorded some urgency, I would be pleased if you would let me know what progress has been made.

H.T.M. Allison  
Chief Surveyor

Per: *[Signature]*

*Waiotahi comes to  
me, please*

256

Waiotahi Corres.

HPM:GMC

29 June 1965

The Chief Surveyor,  
Dept. of Lands & Survey,  
P.O. Box 589,  
GISBORNE.

ROADWAY THROUGH ALLOTMENTS 125, 335, 336, 337,  
339 AND 342 : PARISH OF WAIOTAHU  
Your Ref: 9/424

1. The delay in having this road proclaimed a public road is entirely due to a holdup between the Opotiki County Council and its Solicitors.
2. Following receipt of the plan and diagrams in April 1964 I sent the proclamation photostats to the Opotiki County Council so that formal consent to the legalization could be obtained. These were returned to this office on 27 May 1965 and I could not proceed without them.
3. I expect that the recommendation under Section 421 with the necessary supporting papers will be sent to the Ministry of Works in Napier by the end of this week so that a gazette notice can be issued.

*H.P. Martin*  
(H.P. Martin)  
Deputy Registrar

*ms memo rec'd 25/6 12.7.65*  
*def 25/9*  
*rec'd 8.7.65*  
*18.7.65*

257.  
NCM:GMC

Waiotahi Ct. Corres.

9 July 1965

Messrs Woodward Iles & Furness,  
Barristers and Solicitors,  
P.O. Box 306,  
GISBORNE.


Dear Sirs,

OHIWA WHARF ROAD LEGALISATION

Thank you for the certified plan, area schedule, and Opotiki County Council consent forwarded with your letter of 25 May 1965.

The recommendations under Section 421 of the Maori Affairs Act 1953 are at present in the course of preparation and it is expected that they will be sent to the Ministry of Works in Napier within the next week.

Yours faithfully,

  
(N.C. Manro)  
for Registrar

*Ref. 260.*

JP:GMC

14 July 1965

The District Commissioner of Works,  
Ministry of Works,  
Private Bag,  
NAPIER.

ROADWAYS : PARISH OF WAIOTAHU 125, 335, 336  
NO. 2, 337, 339 AND 342

- ... 1. The following documents are enclosed in support of the recommendation that these roadways be created public roads:
- (a) Roadway Orders with plans, in duplicate.
  - (b) Recommendation, in duplicate.
  - (c) Consent of the Opotiki County Council, in duplicate.
  - (d) Area schedule, in quadruplicate.
  - (e) 4 prints of the roadways (Plan 4954).
2. Would you please arrange for these roads to be proclaimed public roads.

(N.C. Munro)  
for Registrar

Encls.

*3rd copy of roadway orders with plans  
+ Recommendation filed in ops m. B. Binder  
(ops 34/1-19-131) P. 15-7-65*

NCM:GMC

259  
Waiotahi Ct. Corres.

16 July 1965

The Chief Surveyor,  
Dept. of Lands & Survey,  
P.O. Box 589,  
GISBORNE.

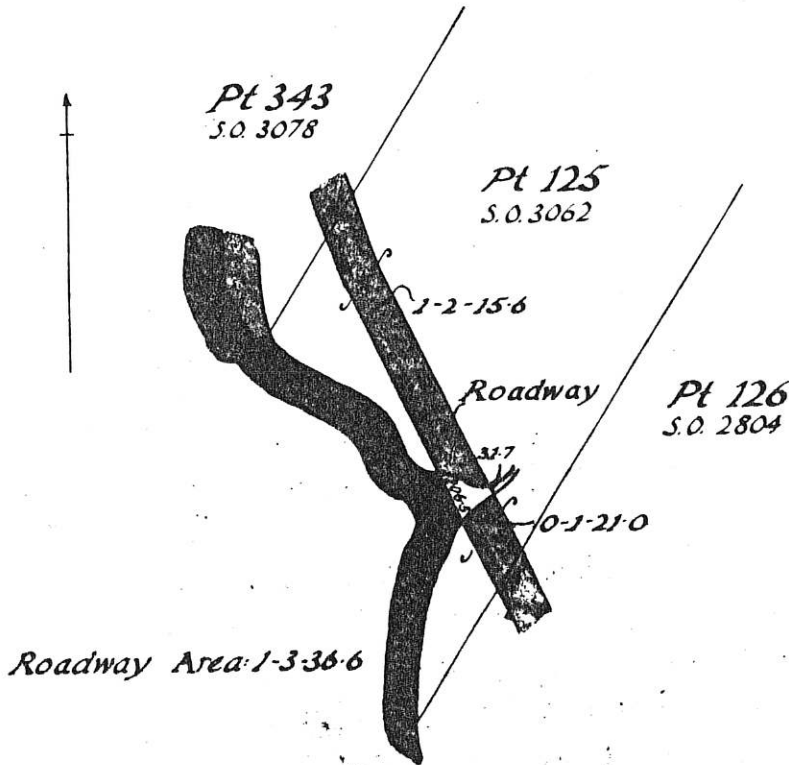
ROADWAY THROUGH ALLOTMENTS 125, 335, 336, 337,  
339 AND 342 : PARISH OF WAIOTAHU

Your Ref: 9/424

1. Further to my memorandum of 29 June 1965, the recommendation under Section 421 of the Maori Affairs Act 1953 and the necessary supporting papers were sent to the Ministry of Works in Napier on 14 July 1965.

  
(N.C. Minro)  
for Registrar

# GISBORNE LAND DISTRICT.



## Roadway through Allotment 125

Parish of Waiotahi

Blk VII Whakatane S.D.

Scale: 5 chains to an inch.

S.O. 4954L <sup>v. 190</sup>

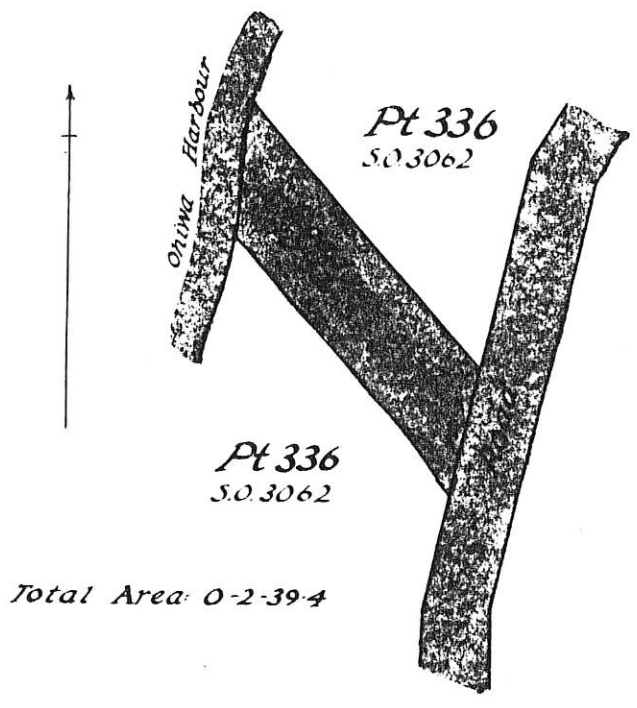
*Space copies of plans  
& consent of Ofo c.c.*



28 OCT 1964

257F

# GISBORNE LAND DISTRICT.



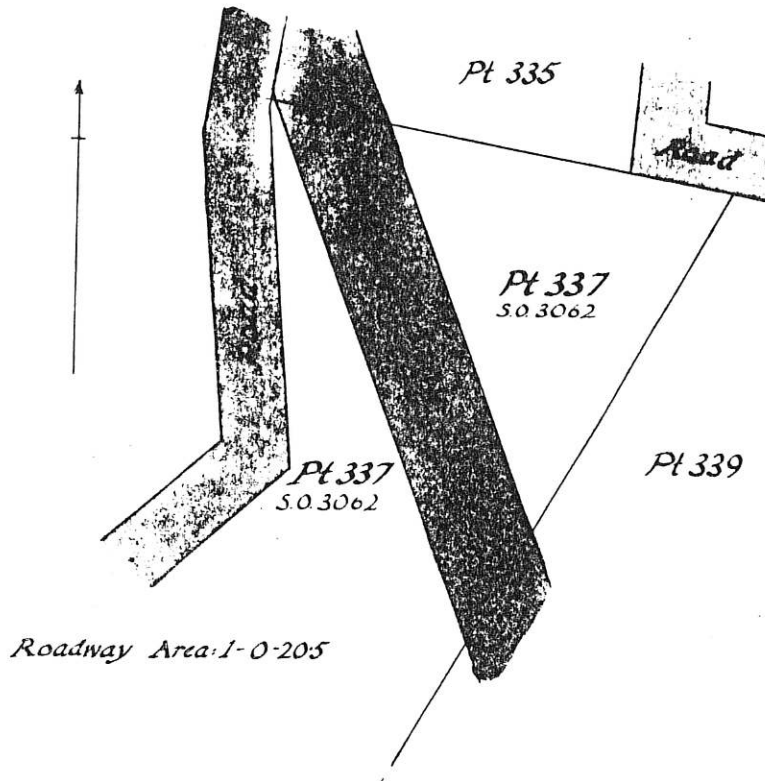
Total Area: 0-2-39-4

## Roadway through Allotment 336

Parish of Waiotahi  
 Blk VII Whakatane S.D.  
 Scale 2 chains to an inch.  
 S.O. 4954L



257E  
GISBORNE LAND DISTRICT.



*Roadway through Allotment 337*

*Parish of Waiotahi*

*Blk VII Whakatane S. D.*

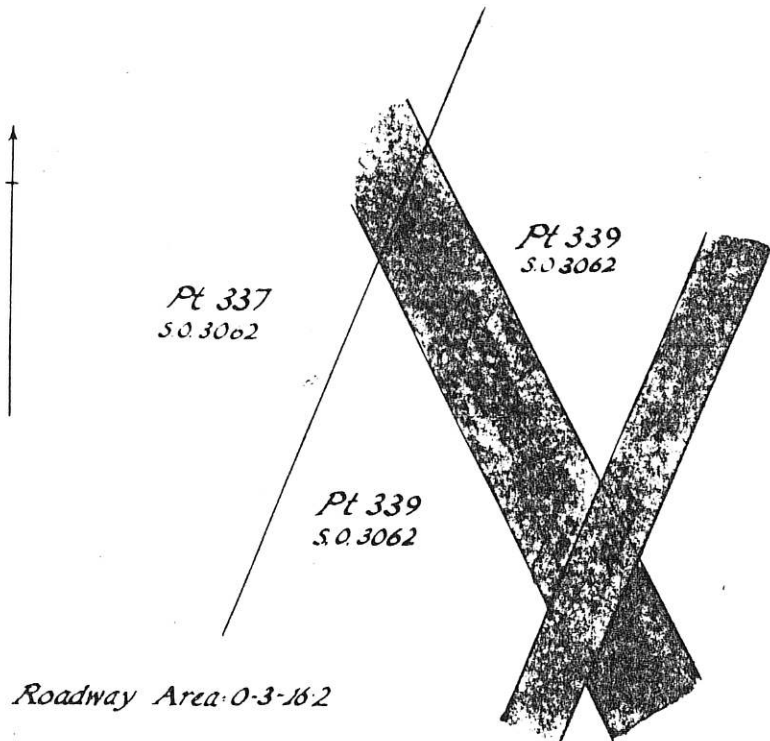
*Scale: 2 chains to an inch*

*S.O. 49544.*





# GISBORNE LAND DISTRICT.



## Roadway through Allotment 339

Parish of Waiotahi

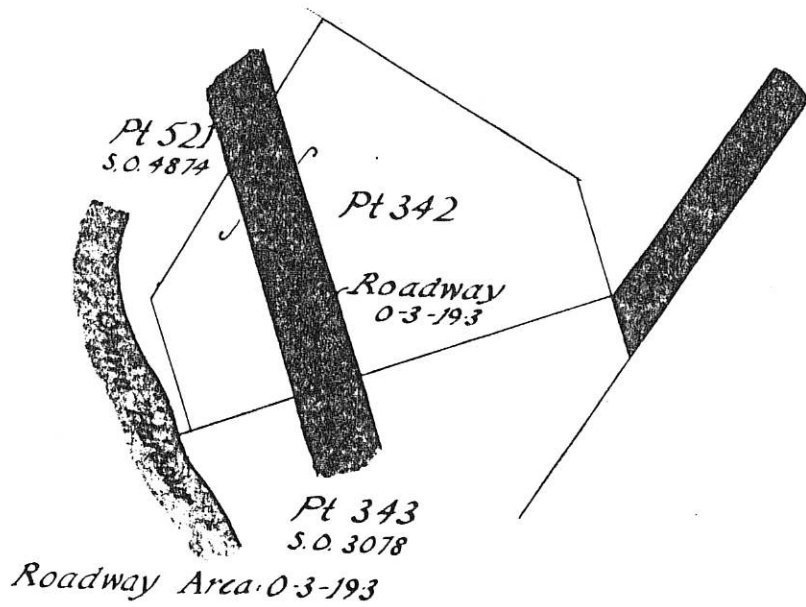
Blk VII Whakatane S.D.

Scale 2 chains to an inch.

S.O. 4954L



257C  
GISBORNE LAND DISTRICT.



*Roadway through Allotment 342*

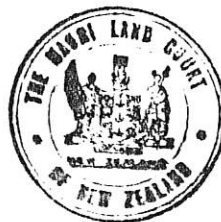
*Parish of Waiotahi*

*Blk VII Whakatane S.D.*

*Scale 3 chains to an inch*

*S.O. 4954L*

*A.S. 1*  
28 OCT 1964



Pursuant to Section 421 (3) of the Maori Affairs Act, 1953 and to a Resolution passed by the Opotiki County Council on the 25th day of May, 1965 the Opotiki County Council hereby consents to the Lands described in the Area Schedule and S.O. Plan 4954 annexed hereto being declared Road.

THE COMMON SEAL of the CHAIRMAN  
COUNCILLORS AND INHABITANTS OF  
THE COUNTY OF OPOTIKI was here-  
 unto was hereunto affixed this  
 25th day of May, 1965 in the  
 presence of:-

*b f Rau*

Chairman

*W J Blunt*

Councillor

*[Signature]*

County Clerk.

Pursuant to Section 421 (3) of the Maori Affairs Act 1953 and to a Resolution passed by the Otago County Council on the 25th day of May, 1965 the Otago County Council hereby consents to the Lands described in the Area Schedule and S.O. Plan 4954 annexed hereto being declared Road.

THE COMMON SEAL of the CHAIRMAN  
MEMBERS AND THE CLERK OF  
THE COUNTY OF OTAGO was here-  
unto was hereunto affixed this  
25th day of May, 1965 in the  
presence of:-

C. F. Rau Chairman

W. B. Armstrong Councillor

W. H. King County Clerk.

WOODWARD, ILES & FURNESS

BARRISTERS & SOLICITORS

ALEXANDER WOODWARD, LL.B.  
D'ARCY WALTER ILES,  
CHARLES ALBERT CHAUVEL, LL.B.  
THOMAS ANTHONY KAY, LL.B.  
RICHARD RONALD KEARNEY, LL.B.  
TAK:WG  
TELEPHONE 8949 (2 LINES)

108 LOWE STREET,  
P.O. Box 306

GISBORNE, N.Z.

25th  
25th May, 1965

Registrar,  
Waiariki District Maori Land Court,  
Private Bag,  
ROTORUA.

Your ref: Waiariki Court Correspondence

ATTENTION Mr Martin

Dear Sir,

Re: Ohiwa Wharf (now called Ruatuna) Road Legalisation

Further to our conversation with your Mr Martin last week we now enclose herewith the following:

1. 4 Copies of certified plan
2. 4 Copies of Area Schedule
3. 4 Copies of the Opotiki County Council consent.

We understand that on receipt of these documents you are now in a position to forward a recommendation of the Minister of Works.

We should be please to receive confirmation from you on this point.

Yours faithfully,  
WOODWARD ILES & FURNESS

per 

Wutahi comes.

253

MA 10  
26 May 1965

*File*  
*Maori Land CP Cont.*

TO THE DEPUTY REGISTRAR:

... For your information enclosed is one extract two cream laid copies of the Gazette Notice issued under Section 332 of the Maori Affairs Act 1953.

*Sturlock*  
*for* (P. McGarvey)  
Development

Encl.

*m Keenan*  
*Mr. Manso. I have taken a copy as T.N. and another for my Registration file. Herewith the others.*  
*[Signature]* 27/5.

Extract from *N.Z. Gazette*, 6 May 1965, No. 22, page 633

*Releasing Land From the Provisions of Part XXIV of the  
Maori Affairs Act 1953 (Whakatohea Development Scheme)*

PURSUANT to section 332 of the Maori Affairs Act 1953, the Board of Maori Affairs hereby declares that on and from the date of the publication of this notice in the *Gazette*, the land described in the Schedule hereto shall cease to be subject to the provisions of Part XXIV of the Maori Affairs Act 1953, the said land being so subject by virtue of a notice dated 18 December 1930, published in the *Gazette*, 23 December 1930, No. 90, Volume III, page 3908, and registered as No. W. 1697.

SCHEDULE

GISBORNE LAND DISTRICT

ALL those pieces of land described and situated as follows:

A. R. P.	Being
40 0 17	Lot 19d, Parish of Waiotahi, Block II, Opotiki Survey District. (No C/T).
22 2 17	Lot 19F, Section 1, Parish of Waiotahi (formerly part of 19F, Parish of Waiotahi), Block II, Opotiki Survey District. (No C/T).
18 2 36	Lot 19F, Section 2, Parish of Waiotahi (formerly part of 19F, Parish of Waiotahi), Block II, Opotiki Survey District. (No C/T).

Dated at Wellington this 30th day of April 1965.

For and on behalf of the Board of Maori Affairs:

B. E. SOUTER, Deputy Secretary for Maori Affairs.

(M.A. 63/41, 63/41A; D.O. MT 5-368, M.A. 10)

R. E. OWEN, Government Printer, Wellington, New Zealand.

Waiotahi Ct. Corres.

NCM:GMC

*J60*

16 July 1965


Messrs Woodward Iles & Furness,  
Barristers and Solicitors,  
P.O. Box 306,  
GISBORNE.

Dear Sirs,

OHIWA WHARF ROAD LEGALISATION

Further to my letter of 9 July 1965, the recommendation under Section 421 of the Maori Affairs Act 1953 and the necessary supporting papers were forwarded to the Ministry of Works in Napier on 14 July 1965.

Yours faithfully,

  
(N.C. Munro)  
for Registrar



WOODWARD, ILES & FURNESS  
BARRISTERS & SOLICITORS

KEITH ALDER WOODWARD, LL.B.  
D'ARCY WOODWARD ILES.  
CHARLES ALBERT CHAUVEL, LL.B.  
THOMAS ANTHONY KAY, LL.B.  
RICHARD RONALD KEARNEY, LL.B.

TELEPHONE 88 009 (2 LINES)

21 JUL 1965

ROTORUA

GISBORNE, N.Z.

19 July 1965.

TAK/KWL

In Reply, Please refer to  
Mr. Kay

The Registrar,  
Maori Land Court,  
Private Bag,  
ROTORUA.

*File No Action*

Dear Sir,

re: Ohiwa Wharf Road Legalisation -  
Your Reference Waiotahi Court  
Correspondence.

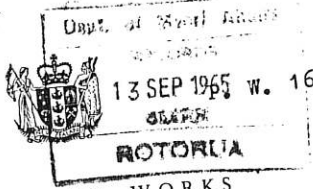
Thank you for your letter dated 9th July advising as to completion. We have let Ministry of Works, Napier know of the position.

Yours faithfully,  
WOODWARD ILES & FURNESS  
per

A

P.W. 150C  
(1/54)

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IN REPLY PLEASE QUOTE

MINISTRY OF WORKS

P.O. BOX 143,

Napier.  
10th September 1965.

The Registrar,  
Wairiki District Maori Land Court,  
Private Bag,  
ROTORUA.

Ohiwa Wharf Road Legalisation.

Your reference Waitahi Ct. Corred of 9th July 1965.

I enclose for your information 2 copies of a  
Proclamation declaring land in roadways in the Opotiki  
County to be road.

This Proclamation has been forwarded to the District  
Land Registrar, Gisborne for registration.

D. U. White.  
District Commissioner of Works.

per: *U. Seal*  
(U. B. Seal).

Records  
Waitahi comes to

me, please. *U. Seal*

no memo takes one copy, go T/W *U. Seal*  
TAKEN 12/9/65

266

Waiotahi Court Corres.

HPM.KM

16 September 1965


Messrs Woodward, Iles & Furness,  
Barristers and Solicitors,  
P.O. Box 306,  
GISBORNE.

Dear Sirs,

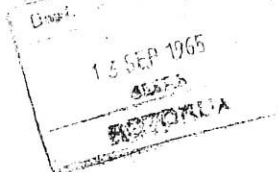
OHIWA WHARF ROAD LEGALISATION

In reply to your letter of 19 July the order in Council declaring the roadways to be road was issued on the 30th day of July 1965 and appears in New Zealand Gazette No.49 of 2 September 1965 at page 1454.

Yours faithfully,

  
(H. P. Martin)  
Deputy Registrar

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Extract from *N.Z. Gazette*, 2 Sept. 1965, No. 49, page 1454

*Declaring Land in Roadways Laid Out in Block VII,  
Whakatane Survey District, Opatiki County to be Road*

H. E. BARROWCLOUGH, Administrator of the Government  
A PROCLAMATION

PURSUANT to section 421 of the Maori Affairs Act 1953, I, Major-General the Right Honourable Sir Harold Eric Barrowclough, the Administrator of the Government of New Zealand, hereby declare the land described in the Schedule hereto and comprised in roadways laid out by the Maori Land Court by orders dated the 6th day of March 1957 to be road.

SCHEDULE

GISBORNE LAND DISTRICT

ALL those pieces of land situated in Block VII, Whakatane Survey District, Gisborne R.D., described as follows:

A.	R.	P.	Being
0	1	21	Parts Allotment 125, Parish of Waiotahi; coloured
1	2	15	6} blue on plan.
0	0	39	6 Part Allotment 335, Parish of Waiotahi; coloured
			blue on plan.
0	2	39	4 Part Allotment 336, Parish of Waiotahi; coloured
			orange on plan.
1	0	20	5 Part Allotment 337, Parish of Waiotahi; coloured
			orange on plan.
0	3	16	2 Part Allotment 339, Parish of Waiotahi; coloured
			blue on plan.
0	3	19	3 Part Allotment 342, Parish of Waiotahi; coloured
			blue on plan.

As the same are more particularly delineated on the plan marked M.O.W. 19625 (S.O. 4954), deposited in the office of the Minister of Works at Wellington, and thereon coloured as above mentioned.

Given under the hand of His Excellency the Administrator of the Government, and issued under the Seal of New Zealand, this 30th day of July 1965.

[L.S.] PERCY B. ALLEN, Minister of Works.  
GOD SAVE THE QUEEN!

(P.W. 35/523/1; D.O. 16/30/2)

R. E. OWEN, Government Printer, Wellington, New Zealand.