

Nat.—66.]

13/GG.

C.J. 1936/49.

N.D.

From The Registrar, ROTORUA

To

Our file: ... 25/9350

Your file:

Subject: ... APPLICATION UNDER SEC. 38/1931 FOR AMENDMENT OF SUCCESSION ORDER TO WERANA AKEAKE IN HIWARAU A BLOCK.

Date: ... 21/10/36

Previous ref.:

Enclosures checked:

see "Order/2/36—18064]

Opoteke



The Chief Judge,
Native Land Court,
WELLINGTON C.I.

The above application is referred.

The succession order to Werana Akeake was made on the 11th June, 1935, on an application lodged by Te Paea Wi Kotu. Copy of the Court's minutes on succession is enclosed.

Werana Akeake derived his interest in this block by succession order dated 18/8/79 to Hoani Akeake deceased.

The block is leased and the successors under the above order have drawn the proportion of rents due to them. If an order issues for the amendment of this order refunds can be made out of rents accruing to these persons, from other leased interests of theirs.

Registrar

Referred

to court



W Jones
23/10/36

Travis
REGISTRAR

OPOTiki 13-4-37

EXTRACT FROM OPOTIKI M.B. 28 PAGE 265.



Opotiki : 11th June, 1935.

Present : R.N. Jones, Chief Judge.

164. HIWARAU A. Werana Akeake

Te Paea Wi Kotu.

Haupai Marupo, sworn.

1902. Knew deceased. He died 26th February
He left no will. He left five children.

- Te Paea Wi Kotu f.
- Oketopa Wi Kotu f.
- Pomare Wi Kotu m.
- Kokere Wi Kotu m.
- Waireka Wi Kotu m.

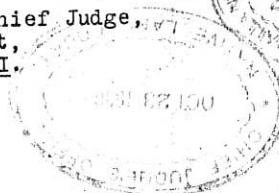
No objections.

8/- paid. Order in favour of five persons named.

9350

To

His Honour The Chief Judge,
Native Land Court,
WELLINGTON. C.I.



Sir,

Application is hereby made under Section 38 of the Native Land Act, 1931, for you to move the Court Native Land Court to inquire into and report upon an order made at Opotiki on the 11th June, 1935, wherein successors were appointed to the interests of Werana Akeake in Hiwarau A block, and if a favourable report is made by the Court that you amend the said order under the provisions of the above section of the Act.

The said order is wrong in that some of the right-ful successors have been left out of the order.

20025



Werana Akeake died 26th February, 1902, leaving Te Ani Kotu (alive), Mihirangi Kotu (alive), Rahi Kotu (alive) Hinehau Kotu (alive) and Wi Kotu (dead -leaving issue, those shown in the above succession order.)

The above children of Werana are full brothers and sisters.

Dated at Kutarere this 21st day of October, 1936.

Akihata Ranapiri

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OPOTIKI 13-4-37

THE NATIVE LAND ACT, 1931

In the Native Land Court }
of New Zealand }
Tairariki District: }

IN THE MATTER of the Hivaraui A2 Block

- AND -

IN THE MATTER of an application by
Akahata Ranapiri under Section 38
of the Act of 1931 for amendment of
an Order dated 11th June, 1935, appoint-
ing successors to Werana Akeake, dead.

At a sitting of the Court held at Opotiki on the
11th May, 1937, before Harold Carr, Esquire, Judge.

The Court begs to report that -

All parties interested were represented.

On the 11th June, 1935, an order was made appointing
Te Paau Wi Kotu and four others as successors to Werana Akeake.

The persons so appointed were grandchildren of the
said Werana being children of Wi Kotu Akeake who was one of five
children of Werana.

By some misunderstanding before Court the grandchildren
were recorded (erroneously) as the children of deceased.

The Court has amended the order referred to by
including the children with the grandchildren of deceased as
successors.

Pomare Wi Kotu one of the grandchildren referred to
was present and approved.

For the Court.

JUDGE.

The Chief Judge,
Native Land Court,
WELLINGTON.

THE NATIVE LAND ACT, 1931

In the Native Land Court
of New Zealand
Wairariki District: }

IN THE MATTER of the Hiwarau A2 Block

- AND -

IN THE MATTER of an application by
Akihata Ranapiri under Section 38
of the Act of 1931 for amendment of
an Order dated 11th June, 1935, appoint-
ing successors to Werana Akeake, decd.

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For the Court.

Hearne

JUDGE.

The Chief Judge,
Native Land Court,
WELLINGTON.



THE NATIVE LAND ACT, 1931

In the Native Land Court }
of New Zealand }
Wairariki District: }

IN THE MATTER of the Hiwarau A2 Block

- AND -

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Akihata Ranapiri under Section 38
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Pomare Wi Kotu one of the grandchildren referred to
was present and approved.

For the Court.

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JUDGE.

The Chief Judge,
Native Land Court,
WELLINGTON.





Native Land Court,

ROTORUA: 27th May, 1937.

MEMORANDUM for:

The Chief Judge,
Native Land Court,
WELLINGTON.



Hiwarau A - Werana Akcaka Deceased
Application under Sec.38/1931.

I forward you herewith Judge Carr's report
re the above matter.

[Handwritten signature]

REGISTRAR.

*Repsken/
Application dismissed
cont having made necessary
amendments*

*Repsken
3/6/37*



Native Land Court.

Wellington: 3rd June, 1937.

Present: R.N. Jones, Chief Judge.

1936/49 HIWARAU A BLOCK - WERANA AKEAKE (DECEASED).

Application of Akuhata Ranapiri
for rectification of a Succession
Order made on 11th June, 1935, in
respect of the interest of Werana
Akeake (deceased) in the Hiwarau A
Block.

This matter was referred to the Court for enquiry and
from the report it appears that although the Court intended
to grant succession to the children of deceased of whom there
were five one of these had died and left five children and
the names of these only are recorded in the Minute Book. The
Court has with consent amended this obvious error and included
the other four children of deceased. There is therefore no
necessity for the Chief Judge to act.

Application dismissed.

Native Land Court.

Wellington: 3rd June, 1937.

Present: R.N. Jones, Chief Judge.

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Application dismissed.

Native Land Court.

Wellington: 3rd June, 1937.

Present: R.N. Jones, Chief Judge.

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Application dismissed.

appln. file

26'

Application under Sec. 38/1931.

Record No. 25/9350

Block affected *Hiwarani A.*

Applicant *Akuhata Ranapiri*

Order affected *Success Order to Weraia Akeake dated 11.6.35.*

Nature of application *Application for amendment of above*

Success order

Dismissed.

Application received	21/10/36.
To C/J with report of Registrar	21/10/36.
Referred to Court for E & R	29/10/36.
Report of Court	14/5/37 : 29/130
Decision of Chief Judge	31/6/37.
Matter finally completed	31/6/37.

The Reg

I have decided to amend the S. order as to give effect to the intended decision of the court & the amount of interest should amount.

Chalmers m/s 24/11/37.

16 Jan. 11/15/37

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There is to be a special certificate.

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OPOTIKI 13-4-37