

COMPLETED

23253 ¹⁰⁹³

[N.L.C.—16.]

APPLICATION TO SUCCEED.

(RULE 50.)



Te Ture Whenua Maori, 1931.

KI TE KOOTI WHENUA MAORI.
Waiariki District

E TONO ana ahau kia whakaturia ko ahau hei kai-riwhi mo Mini Tamaipaoa
(Name of deceased)

ki ona paanga i Lot 337 B. No.2 4 1/6 shares whenua
(Name of land) *(Waioko?)*

I mate ia i te 30 o nga ra o October, 1936
(Date of death)

Toku kainga kei Waioko, Opotiki
(Home of applicant)

Ko te poutapeta ko Waioko, Opotiki
(Postal address of applicant)

He mea tuhi i te 16 o nga ra o September, 1946
(Date)

Me tuhituhi to
ingoa ki kona.
(Signature of applicant)

Na

Applicant is Devisee of the above land under the Will of James Bishop who in turn is Devisee under the Will of the above deceased. Probate of the will of James Bishop was granted by the Aotea District Court on the 7th September 1942. Copy of Will and Codicils attached.

Henry M. Gregor
Kai-toto.
Bunkall & Clay,
Solicitors,
Opotiki.

SEARCH-NOTE. *Lot 337 BNO2. Pal Waioko*

Advertised for

An owner: *O.A.M. (deaths 29/188) in favour of James Bunkall solely*

370 wills { Will lodged: Waiariki Native Land Court Rotorua
Probate granted: 3rd September 1937

(see appen 203 this paper)

Area of Interest if ascertainable. } 4 1/6
If not, specify share. } of 7 1/6

shares in 13. 3. 29.3

Initials of Officer searching:

OPOTIKI 9 8 NOV 1946 257

*Probate granted by the Native Court
on 7/9/1962*

THIS IS THE LAST WILL AND TESTAMENT of me JAMES WILLIAM BISHOP (also known as Wharekiri Bishop) of Opunake in the Provincial District of Taranaki and Dominion of New Zealand Aboriginal Native Farmer I REVOKE all former wills and testamentary dispositions made by me and declare this to be my last and only Will and Testament I APPOINT my wife Whakarehu Bishop (otherwise known as Whakarehu Rakaipito) and Reginald Gordon Howell of New Plymouth in the aforesaid Provincial District Solicitor to be the Executrix and Executor and Trustees of this my Will I GIVE DEVISE AND BEQUEATH all my real and leasehold property situate in the Bay of Plenty District unto my daughter Herewaka Bishop of Opotiki in the Provincial District of Auckland absolutely but subject to any mortgages charges or liens that may exist thereon or thereover at my death I GIVE DEVISE AND BEQUEATH all the rest of my real and leasehold property and all my personal property of whatsoever kind and wheresoever situate unto my said wife Whakarehu absolutely but subject to the payment thereof of my just debts (other than debts secured by mortgage, charge or lien on real or leasehold property hereinbefore devised or bequeathed to my said daughter Herewaka Bishop) and funeral and testamentary expenses AND I DECLARE that the said Reginald Gordon Howell and every future trustee of this my Will who shall be a Solicitor shall be paid out of my estate the usual professional and other charges for all business transacted by him in connection with the trusts or executorship hereof whether of a strictly professional character or not.

J.W.B.
A.R.S.

IN WITNESS whereof I have hereunto signed my name to this my will this twentyfourth day of September one thousand nine hundred and thirty-six (1936).

J.W. Bishop.

SIGNED by the said James William Bishop (otherwise known as Wharekiri Bishop) as and for his last Will and Testament in the sight and presence of us both present at the same time who at his request in his sight and presence and in that of each other have hereunto subscribed our names as attesting witnesses AND WE HEREBY CERTIFY that the said Testator had a knowledge of the English language sufficient to enable him to understand and that he did clearly understand the meaning and effect of the said Will before he executed the same the word "personal" having been previously struck out and the word "leasehold" inserted in the eighteenth line hereof.

A. R. Standish,
Solicitor,
New Plymouth.

Percy Moke,
Licensed Interpreter,
First Grade,
New Plymouth.

I, PERCY MOKI of New Plymouth, Licensed Interpreter of the First Grade, one of the attesting witnesses to the foregoing Will HEREBY CERTIFY that I have a sufficient knowledge of the Maori and English languages to enable me to explain the meaning and effect of the said Will to the Testator James William Bishop (also known as Wharekiri Bishop) and that I did explain the meaning and effect thereof to him immediately before he signed the same AND that I am satisfied that he understood the meaning and effect thereof before he executed the same.

Percy Moke.

THIS IS A CODICIL to the last Will and Testament of me JAMES BISHOP otherwise JAMES WILLIAM BISHOP otherwise WHAREKIRI PIHOFA of Opunake in the Provincial District of Taranaki in New Zealand Farmer formerly of Opotiki in the Provincial District of Auckland in New Zealand, which said Will bears date the 24th day of September one thousand nine hundred and thirty-six.

I GIVE DEVISE AND BEQUEATH unto my nephew HENRY MCGREGOR of Waioeka Opotiki aforesaid Farmer absolutely all my lands or share interest or estates divided or otherwise in lands European or Maori unsold at the date of my death and situated within the Counties of Opotiki or Whakatane and or the Boroughs of Opotiki and Whakatane absolutely and in particular provided the same be then unsold Allotment One hundred and one (101) of the Parish of Waioeka containing forty-eight acres one rood and sixteen decimal two patches (48 ac. 1 r. 16.2p) and Sections situated in the Borough of Opotiki including in particular Sections Ninety-four (94) One hundred and thirty (130), One hundred and thirty-one (131), One hundred and thirty-two (132) and One hundred and thirty-three (133) of Section One Town of Opotiki and all my shares or interest divided or otherwise as aforesaid but unsold to which I am or may become entitled in terms of the last Will and Testament of my late Mother Mini Tamaipaoa who died at Waioeka Opotiki on the 30th October, 1936 and which Will bears date the 14th February, 1929 including as therein mentioned lands in the Blocks known as Opape, Whakapaupakini, Waiotahi 393, Waioeka 337 and all other Whakatane or Rangitaki lands.

IN ALL other respects I hereby confirm my said Will.

IN WITNESS WHEREOF I have hereunto set my hand this 13th day of May one thousand nine hundred and thirty-seven.

SIGNED by the said JAMES BISHOP as and for a Codicil to his last Will and Testament in the presence of us both present at the same time who at his request and in his sight and presence and in the sight and presence of each other have hereunto subscribed our names as attesting witness AND I the undersigned ERNEST ARTHUR BUNKALL hereby certify that the said James Bishop has a knowledge of the English Language sufficient to enable him to understand and that he does understand the meaning and effect thereof.

James Bishop.

T. Braae,
Accountant,
Opotiki.

Ernest A. Bunkall,
Solicitor,
Opotiki.

THIS IS THE SECOND CODICIL to the last will and testament of me JAMES BISHOP otherwise JAMES WILLIAM BISHOP otherwise WHAREKIRI BISHOP which will bears date the twenty-fourth day of September one thousand nine hundred and thirty-six.

I REVOKE the appointment in the said Will of Reginald Gordon Howell as one of my executors and trustees.

In other respects I confirm my said Will and the first codicil thereto bearing date the thirteenth day of May one thousand nine hundred and thirty-seven.

Dated this 2nd day of July 1942.

J.W. Bishop.

SIGNED by the said James Bishop otherwise James William Bishop otherwise Wharekiri Bishop as and for a second codicil to his last will and testament in the sight and presence of us both present at the same time who at his request in his sight and presence and in that of each other have hereunto subscribed our names as attesting witnesses AND WE HEREBY CERTIFY that the said Testator has a knowledge of the English language sufficient to enable him to understand and that he did clearly understand the meaning and effect of the said Will before he executed the same.

J.B. Jack,
Solicitor, Wanganui

G. Leach,
Licensed Interpreter, 1st Grade,
Wanganui.