

ORDER VESTING LAND IN TRUSTEES

In the Maori Land Court
of New Zealand,
Waiariki District.

IN THE MATTER of Section 437 (4) of
the Maori Affairs Act,
1953.

AND

IN THE MATTER of the land known as
Allotment 311 Parish
of Waioeka.

AT a sitting of the Court held at Opotiki on the 23rd day of September
1965 before Bartholomew Sheehan, Esquire, Judge.

WHEREAS the land known as Allotment 311 Parish of Waioeka is Crown land
AND WHEREAS the said land was originally part of the Bay of Plenty
Confiscation Block AND WHEREAS the customary title to the said land
was extinguished when it was confiscated by the Crown AND WHEREAS
application has been made by the Minister of Lands for an Order
vesting the said Crown land reserved for the benefit of the
Whakatohea tribe in those persons as might be found by the Court to
be justly entitled thereto AND WHEREAS upon hearing the evidence
adduced the Court is satisfied that the members of the Ngaitama,
Ngati-Patu, Upokorehu, Ngatira, Ngati-Ngahere and Ngati-Rua subtribes
of the Whakatohea tribe are the persons entitled to such land NOW
THEREFORE pursuant to the provisions of Section 437 (4) of the Maori
Affairs Act 1953 IT IS HEREBY ORDERED that the estate in fee simple
in the Crown land known as ALLOTMENT 311 PARISH OF WAIOEKA containing
ten acres one rood twenty perches (10a: 1r: 20p) situated in Block
III Opotiki Survey District BE AND THE SAME IS HEREBY VESTED in the
persons named in the Schedule hereto as tenants in common in equal
shares as trustees UPON TRUST to hold the said piece of land for the
benefit of the six hapus they represent AND IT IS HEREBY FURTHER
ORDERED that leave be and the same is hereby reserved to the Court
at any time hereafter to define the trusts upon which the land should
be held.

AS WITNESS the hand of the Deputy Registrar and the seal of the Court.

(Sgd) H. P. Martin

DEPUTY REGISTRAR

SCHEDULE

1. Frank Matchitt m.
2. Hotu Mio m.
3. Te Onewhero Tamarau f.
4. ~~Perangi Tai m.~~
5. Wairata Walker f.
6. Watene Pene m.

AMC

the Whakatohea Maori Trust Board

P.O. BOX 207
OPOTIKI

22 February 1980

The Trustees,
Allotment 311 Parish,
Waiioeka,
"Otutaopuku"

The above land was invested to the Whakatohea Tribe on September the twenty-third (23 rd) 1965. The trustees six from each Hapu - Porangi Tai, and Te Onewhero, Tamarau, are now deceased. These two should be replaced by Ngatira and Upokorehe at the next executive meeting.

The remaining trustees are Wairata Walker, Ngatipatu; Frank Matchitt, Ngatingahere; Hotu Mio, Ngatirua; Watene Pene, Ngaitama.

The replacement of the two positions are urgent in our visions of utilising our waste land. The ten acres, one rood, twenty perches could be our Pa. Harakeke mo ta tatou "Wheketerere mahi kete."

Area's not used for planting crops, at Otutaopuku or any where else. Swamp areas. We are interested in.

Yours faithfully,

M E Delamere
NIRA - 0006 - 24

COMPLETED

M. E. Delamere
Secretary



Waioeka CC
Please quote this reference in
your reply

Telegraphic Address: MAORIFAIRS

MAORI LAND COURT

WAIARIKI DISTRICT

Government Buildings
Arawa Street
Telephone 82 189

Private Bag,
ROTORUA.

16 May 1980

Mr M Delamere
The Secretary
Whakatohea Trust Board
OPOTIKI

Dear Mr Delamere

In respect of our telephone discussion dated 8 May 1980, I enclose four copies each of 213 and 228 vesting forms, as requested.

...

Details of title, Allot 311 Parish of Waioeka, are included for your information.

There are six trustees acting on behalf of the six hapus of the Whakatohea tribe. They are Frank Matchitt, Hotu Mio, Te Onewhero Tamarau, Porangi Tai, Wairata Walker and Watene Pene, all of whom hold the land "as joint trustees" under the order section 60, following an amendment to the original 437(4) order dated 23 September 1965, in respect of how the land was held.

A Certificate of Title was issued on 30 June 1967 (the reference being ID/630) for an area of 10 acres 1 rood 20 perches, which was surveyed in May 1884, Plan No SO 2897.

Further particulars on how this land should be dealt with will be forwarded to you shortly.

Yours faithfully

W P Rika
for Registrar

Encl

Otaiapeku

APPLICATION TO TERMINATE A TRUST AND
REVEST IN BENEFICIAL OWNERS

The Maori Affairs Act 1953, section 444

In the Maori Land Court
of New Zealand
Waiaiki District

IN THE MATTER of Allotment 311
Parish of Waioeka
Block

WHEREAS the land known as Allotment 311 Parish of Waioeka
Block, being Maori freehold land is held upon trust by:

- Frank Matchitt
- Hotu Mio
- Te Onewhero Tamarau
- Porangi Tai
- Wairata Walker
- Watene Pene

It is the wish of those persons holding the land in a trustee
capacity that the land be vested in those persons beneficially
entitled

AND WHEREAS the persons beneficially entitled under the said
trust are the six hapus of the Whakatohea Tribe to be
represented by the Whakatohea Maori Trust Board constituted
by section 12 of the Maori Trust Boards Act 1955.

APPLICATION is hereby made for an order vesting the said
land in the said Whakatohea Maori Trust Board.

DATED the *30th* day of *May* 1980.

Fee: \$5.00

Applicant: *A. E. Delamater*

Address: *63 Brabant St*
Opotiki

(*Secretary Whakatohea*
Maori Trust Board)

Telegraphic Address: MAORIFAIRS



Waiioeka CC
Please quote this reference in
your reply

MAORI LAND COURT

WAIARIKI DISTRICT

Government Buildings
Arawa Street
Telephone 82 189

Private Bag,
ROTORUA.

27 May 1980

Mr M Delamere
Secretary
Whakatohema Maori Trust Board
PO Box 207
OPOTIKI

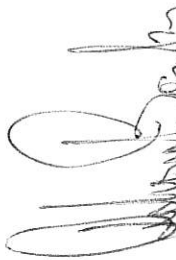
Dear Mr Delamere

PARISH OF WAIIOEKA LOT 311

Further to Mr Rika's letter of 16 May regarding the above block, please now find enclosed an application form to cancel the existing trust and to revert in the beneficial owners. This should be signed by one or more of the present trustees and returned to this office.

...

Yours faithfully


R I Banks
for Registrar

Encl

3-6-80

DEPARTMENT OF MAORI AFFAIRS

141127

4/6/1952

OFFICIAL RECEIPT

Received from

Cheque
 Money Order
 Postal Note
 Cash

...Whakatahara... Maori... Trust... Board...
 ...63... Broad... Street...
 ...Oreiki...

being Appln. fee See 444
 Allot 311 Parish of Waioeka Block

.....
 0326/20/2006

M.A. 260 Receiver: **D. H. MOORE** GA

5-00

Tutaerangi

Telegraphic Address: MAORIFAIRS



45/324
Please quote this reference in
your reply

MAORI LAND COURT

WAIARIKI DISTRICT

Government Buildings
Arawa Street
Telephone 82 189

Private Bag,
ROTORUA.

27 August 1980

Mr M Delamere
Secretary
Whakatohea Maori Trust Board
PO Box 207
OPOTIKI

Dear Mo

WAIIOEKA 311

...

Enclosed is a copy of the CT and survey plan for
Waiioeka 311.

If you give these to a surveyor he will have no
trouble locating the boundary pegs.

Yours faithfully

R I Banks
for Registrar

Encl



References
Prior C/T
Court Order P.R. 1B / 251
Transfer No.
N/G Order No.

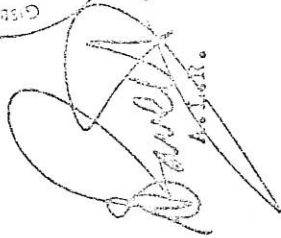

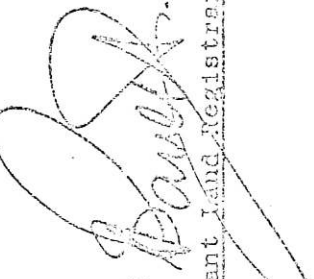
CERTIFICATE OF TITLE UNDER LAND TRANSFER ACT

This Certificate dated the 30th day of June 1908 was issued and sixty-seven under the seal of the District Land Registrar of the Land Registration District of GIBBORNE

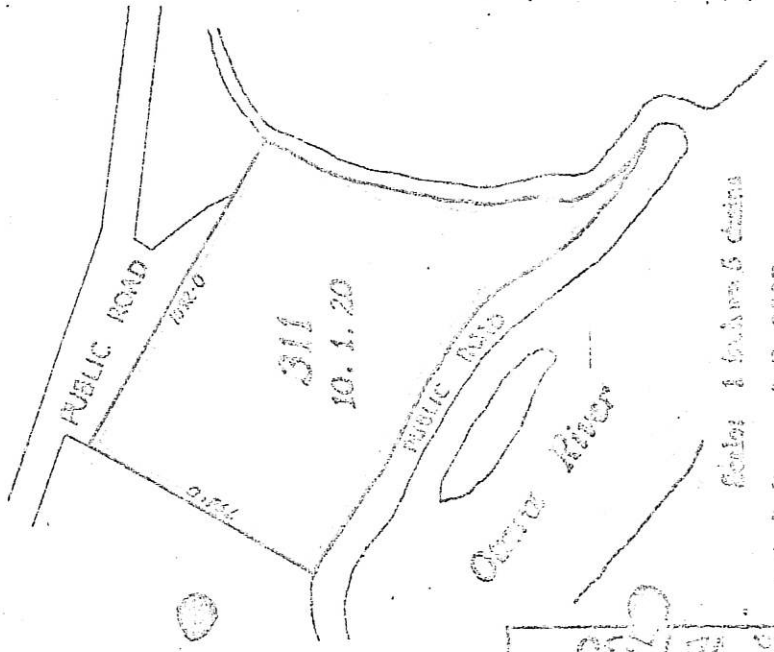
WHEREAS the DEEDS MENTIONED BY JOHN HIO BA, THOMAS WILSON, J. FORAN, J. W. M. MAIR, A. WILSON, J. AND GEORGE JOHN W, an tenants in common in equal shares are

is seized of an estate in fee-simple (subject to such reservations, restrictions, encumbrances, liens, and interests as are notified by memorial underwritten or endorsed hereon) in the land hereinafter described, delineated with bold black lines on the plan hereon, to be the several admeasurements a little more or less, that is to say: All that parcel of land containing 40 acres

being 20 perches more or less situate in Block III Opotiki Survey District being Allotment 311 Weiceka Parish,


Assistant Land Registrar



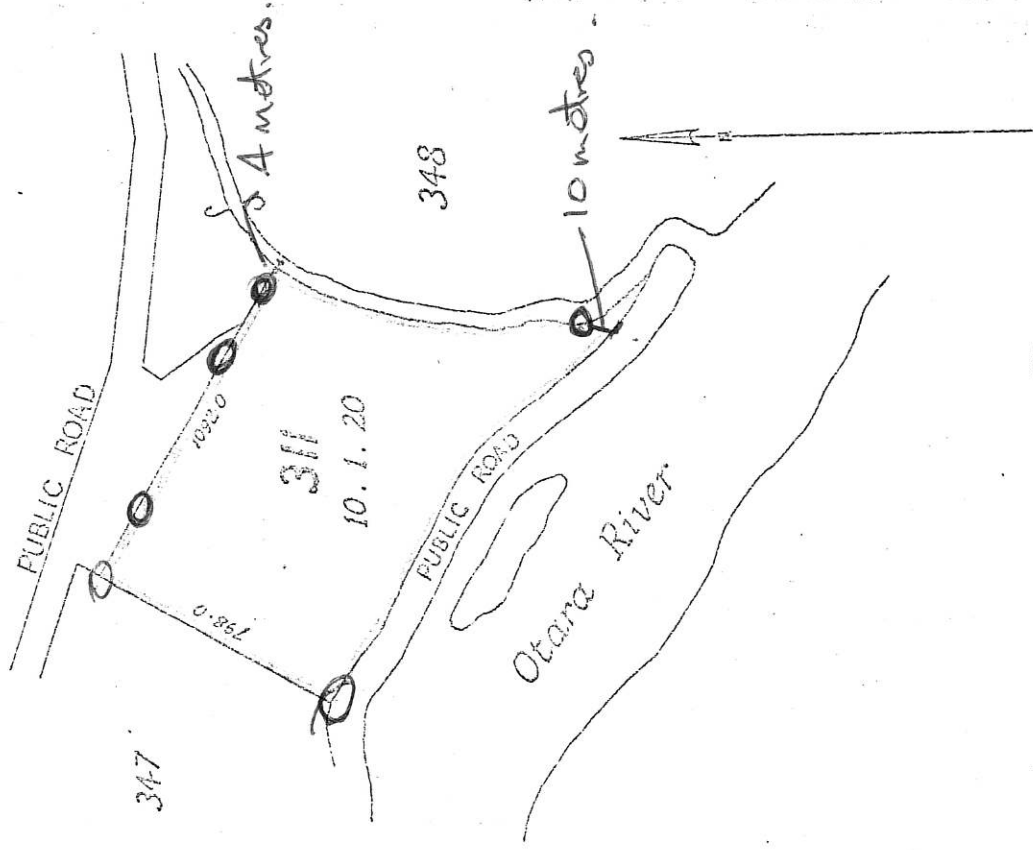
Maori Freehold Land.



Scale 1 inch = 6 chains

S.O. 2797

1908



Allotment 311

Waioeka Parish

Block III Opotiki S. D.

Gisborne Land District : Opotiki S. D.

Surveyed by J. I. Phillips - May, 1884

Scale : 5 chains to an inch

S. O. 2897

v. II.

Telegraphic Address: MAORIFAIRS



Opotiki Appln 24565
Please quote this reference in
your reply

MAORI LAND COURT

WAIARIKI DISTRICT

Government Buildings
Arawa Street
Telephone 82 189

Private Bag,
ROTORUA.

19 June 1981

The Secretary
Whakatohea Trust Board
PO Box 207
OPOTIKI

Dear Sir

ALLOTMENT 311 PARISH OF WAIOEKA

...

Attached is copy of order under Section 443 of the Maori Affairs Act 1953. Would you please return to this office the order sent to you on the 9 June, as that order as drawn, is not capable of registration.

Would you also please advise the name of the Board's Solicitor, he will have to be notified when the order has been sent for registration to enable him to complete the follow up action with the District Land Registrar.

Yours faithfully

Mrs M Sumner
for Registrar

Encl

ORDER APPOINTING A NEW TRUSTEE

The Maori Affairs Act 1953 Section 443

In the Maori Land Court
of New Zealand
Waiariki District

IN THE MATTER of the Maori freehold
land known as
Allotment 311 Parish
of Waioeka CT 1D/630

AT a sitting of the Court held at Opotiki on the 6th day
of August 1980 before Edward Taihakurei Junior Durie Esquire,
Chief Judge.

WHEREAS the Maori freehold land known as Allotment 311
Parish of Waioeka is held in Trust for Maoris by virtue of
section 437(4) of the Maori Affairs Act 1953

AND WHEREAS it is expedient that new trustees be appointed
NOW THEREFORE IT IS HEREBY ORDERED that the said land be
and the same is hereby vested in the Whakatohea Maori Trust
Board in substitution for the present registered proprietors

AS witness the hand of Norman Francis Smith a Judge and the
Seal of the Court

