



GOVERNMENT OF THE FEDERAL REPUBLIC OF NIGERIA

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SUBJECT:	Uke Sobo (Sapele) Native Administration Forest Reserve	
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From: -

Chief. Alema Okonedo,
Abengborodo-Koko Area.

GCH

C/O J. A. Edwards, Esq.,
Timber Meadows, Fers,

3rd November, 1940.

* By Registered Post.

His Excellency,

Sir Bernard Bourdillon, G.C.M.G., K.B.E.,

Governor and Commander-in-Chief,

Colony and Protectorate of Nigeria,

Lagos, Nigeria, West African.

Copies to: -

1. His Honour, The Chief Commissioner,
West^{ern} Provinces, Ibadan, Nigeria.
2. The Resident, Warri Province,
Warri.
3. The District Officer, Ikrri-Sobo Division,
Warri.
4. The Senior ~~Inspector~~ Conservator of Forests,
i/c Ubiaja Circle, Ubiaja.
5. Ginnwa II, Olu of Warri,
President, Itsekiri Sub-Tribal Council,
Ode-Itsekiri, P.O. Box 66, Warri.

May it please your Excellency,

Western Unhobo (Okpe) Native Administration Forest Reserve

Inclusion of Ughokoko land within the said Reserve.


(A) This is the petition of Chief Okonedo as representing the
People of Abengborodo; Successor to the title of Alema (Umuegbi)

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founder of the town of Abengborodo; one of the ancient honoured and eminent ministers of State (Ojoyes) of the Olu of Ife - Kiri, - land; Member of the Koko - Council under the Ife - Kiri Native Administration in the Ikeri - Sobo Division of Warri Province, Nigeria, West Africa.

- (B) The humble petition of the Petitioner in his representative capacity is against the inclusion of the Ughetoko - land within the Western Urhobo (Okpe) Native Administration Forest Reserve without his knowledge and in a way tending to deprive him and his family of their possession and means of livelihood as far as the importance of land is concerned and his humble prayer to your Excellency on behalf of himself and family, is that the said land be excluded from the "Reserve" in the name of British justice, fairplay and righteous and just measures extended to all the subjects of His Majesty, the King - Emperor, represented by your Excellency as Governor and Commander - in - Chief of this great Dependency of Nigeria, since your petitioner is about being deprived of the rights due to him and the other members of his Progenitor's house as the descendants of Ojoye Alena of Abengborodo under the Olu's superior title as the Chief - Justice of Ife - Kiri lands and as members of the good British - Empire and loyal subjects of His Majesty, they and their property are under your Excellency's protection.

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The Petitioner's prayer is based on the following ground respectfully submitted for Your Excellency's consideration:-

1. "Ugbekoko Land" with the meaning of the land claimed, as the personal property of my family forms a portion of the land extending from Gbeloko Waterside to Sapele and some of the sub-portions of this mainland are called Ufon - Iyatsere and Ogorunde. The Alema sub-family of Abengborodo descended from the main Iyatsere-Family and this is known throughout Itsekiri land. The portion of this land due to Abengborodo people, according to our claim, was named "Ugbekoko" after the name of their father's slave called "Ekoko" who was placed on that land to farm for his Lord. It should be noted here that "Ugbekoko" is an Itsekiri word, meaning "Ekoko's farm" - (Ugbo - Ekoko) and, etymologically speaking, it is a compound word. This name given to this portion of land from time immemorial clearly defies the claim of any other tribe or clan as further expositions will show. "Iyatsere" here means one of the eminent Ojoes too. It was Iyatsere-Eghareghemi who founded "Ufon - Iyatsere" and during this time under review there was no one, Itsekiri or non-Itsekiri, who had any claim in common (in respect of this land) with the said Iyatsere whose descendants are

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now found all over the Country. The whole extent of the main portion of land belongs to "Iyabere" and through his descendants.

2. The people of Abengborodo made use of their land - (Ugbekoko) in different ways and one of these ways was to place their slaves on the land to work and farm for them and it was the head of these slaves who was called Eboke. After the abolition of the slave-traffic the placing-of-labourer-on-land system came into vogue. Labourers were placed on the land as tenants paying rent yearly to Abengborodo people many, many years even before the twentieth-century and there would have been a record over 120 years old to support this if the ability to read and write had been ours before this time under review. However, there came a time, like the period of the Renaissance in history, when people (in our part here) began to appreciate (not wholeheartedly then of course) that written documents would be of much importance in any transaction between two or more parties. This was an opportunity and the people of Abengborodo did not abuse it. In the year 1919 they entered into an agreement with some of the tenants living and working on their Ugbekoko-land. This indenture was dated 24/5/1919, Signed by Udun and Okomama for the people of Abengborodo and the

Tenants were Ayibiowu, Johnson, Daniel Ogbashankomi, Anomiana, Johnnie and Akpani. Some of them and the head, Ayibiowu, are still alive and are still working on the "Land" under Abengborodo people. The document was made many years ago and is subject to amendment between the parties according to the legal demand of the age. It is an agreement between two parties as "Land-Lords" and Tenants ~~made~~ as far as the conditions of "Tenancy" were concerned. This agreement made in 1914 is in our possession and copies are attached to this petition.

3. Historically speaking, there was a time when racial or Tribal migration came about and this was also true in our Country. This brought about also an inter-Tribal occupation of one portion of land used in common, but members of one tribe or clan respected (and must still respect) the sphere of influence of the other. Priority of occupation, the influence of might and other factors which were the basic conditions to be put into consideration in the matter of land ownership did not kill the good spirit of our intertribal hospitality hence we did - and do know - to bear in mind that our right over "Gbetoko land" as a part of a main portion of land was (and is) as respectable as the right of other members of any other tribe or clan over some other sub-portions of this same piece of land. There was

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no time when the facts of history as outlined above were abused, or attempted to be abused, successfully without being defeated, by the members of your Petitioner's family as neighbouring members of a sister-clan made no attempt to molest the right of the other; since we recognise the Olu's overlordship all other occupiers of portions of land within his territory must be known as his guest and people as well.

4. It was quite recently that the town of Abeugborodo was visited by one whiteman who told your Petitioner as representing the people of Abeugborodo that "Gbetoko" where they placed labourers as tenants had been made a part of the above Forest-Reserve. Your petitioner's surprise at hearing this was rather imagined than described. At the request of this Administrative officer at this interview, I detailed some of the members of my family to accompany him to Gbetoko and to show him the size and boundary, of the land belonging to us. This was done. The Administrative officer then told your Petitioner at this meeting that this very Gbetoko land had been made a part of the Western Urhobo (Okpe) Native Administration-Forest Reserve about seven years ago. This whiteman then went away. The next step, also surprising, was the prosecution instituted against the tenants of your Excellency's Petitioner placed on the land many, many years ago, for

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farming on the land within a Forest Reserve Area. This case came before the Magistrate, Limited - Power, Sapele. The accused pleaded (1) that they never knew that the land lived on by them was ever a part of a Forest Reserve Area; (2) that they never saw a Surveyor who came to survey this land; (3) that they would have kept their land lords informed of (1) and (2). had they known these prior to their being prosecuted and they also stated the matter that their land had been made a forest reserve over seven years ago. This was quite true hence this petition is addressed to your Excellency, the agreement (original copy) made in later years between these tenants and the representatives of your Excellency's Petitioner's family was tendered in evidence. The Court decided that the tenants should farm on the land this year only and to hold up till further investigations at the end of which they might be called up again to be heard.

5. The gravity of the situation compelled your Excellency's Petitioner to make a plaintive cry to the Olu of Itsekiri-land and the Resident, Warri Province, praying fervently that our land should not be taken away from us to form a part of a foreign Native Administration Forest Reserve. On the subject I addressed a petition dated 4/4/40 to the Resident, Warri Province; the copies of this petition were sent to the following under registered post: - (1) The Resident Warri Province, (2) The District Officer,

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i/c Sapele, (3) The Olu as President of the Itsekiri, Sub-Tribal - Executive - Council. The original copy of the petition was sent through the District-officer, i/c Sapele to the Resident. It is with gratitude that I have to remark that the Olu took up the matter with the Government through the District-officer, Isekiri-sobo Division. There were correspondences between him and the District-officer to this effect. The Olu was in sympathy with my just claim and he recommended that the land should be excluded from the Reserve. I made several visits to the Ode-Itsekiri in connection with this matter. One of these visits became coincidental, with the session of the Itsekiri-Sub-Tribal-Council at which I had the honour of being present. The District Officer was present too. As a result of the correspondences between him and the District-officer the matter of Gbeloko land was touched by him. In answer to questions put to the Council by the District-officer he was informed that the Itsekiri Authorities were aware of the notice whereby it was said that the above Reserve would be created; that they did not waste time to raise their protest against the making of the Reserve as a whole as the land was theirs by virtue of the Olu's superior title; that they were not made aware of the Settlement Court that had to determine the claims and rights of people to this land nor were they

again told of the time of its sitting. In reply, the District-Officer told the Olu that a new survey of the Wape Forest-Reserve was being done and that at its completion it would be possible that the Senior Assistant Conservator of Forests would recommend the exclusion from the Reserve of a certain Area. He then refrained, as he said, from taking any other action or giving any further advice until the above had been done. The letter he addressed to the Olu, according to what I was made to understand in reply to my complaint to him, confirmed the District-Officer's comments before the Council.

6. Your Excellency is to note that I and the majority of my people are illiterate and therefore we could not read any notice nor were we able to say where it was put outside. The Itsekiri-Executive-Council were not adequately put in possession of facts to enable them to take any action in the matter as the Central-Political Body dealing with the Government in all Itsekiri matters and affairs. I am compelled to cry to your Excellency for a timely action in the name of British-Justice and fairplay. I and the members of my family are made desperate and it is only your Excellency who can make the desired ruling to give us our natural right in the matter of this land. Our claim is just and in order and why then should we be made the victims of "dubious"

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if the District-Officer's words are taken seriously.
 Olu directly put the matter of Ugbekoko land
 before him and in his reply he said: "At the comple-
 tion of the new survey (of the Uke-Reserve) it would
 be possible for the Senior Assistant-Conservator of
 Forests to exclude^a certain area from the Reserve. "Who
 knows what area would be excluded, your Excellency?
 My petition, on behalf of myself and the members of my
 family, is at your disposal and I trust that I will
 not be denied of British-justice and fairplay in
 the name of the King-Emperor.

I should be grateful of your Excellency's kind
 reply.

God save the King!
 I have the honour to be,
 your Excellency's obedient-servant,

Alema Okonedo,

His
 X
 M.C.

W/W/MK.

G.R. Amadi (ann.)

free of charge

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Agreement

We the undersigned in the presence of the inhabitants of Abe Ngborodo hereby agree to make this agreement on behalf of certain area of land which we are occupying to earn our living.

2. We have first named agreed to pay to the inhabitants of Abe Ngborodo the sum of eight shillings no pence and no pence per man a year for any number of years we may be there on the land in question.

3. The seventh undersigned man agreed to give annually two tins (2) (large) of oil (Palm) as climbing the Palm-trees is his own occupation there.

4. (a) That an additional man or woman added to the number below should be reported to the representatives of Abe Ngborodo by Ayibiowa (Leader of the men living at Gbetoto). In default to report this and if it is known the owners (rightful) of Gbetoto Ayibiowa will have to pay for the number of years weeks, months or years the dwellers occupy the land should in case they go away clandestinely and refuse to pay. (B) If a newcomer wishes to stop on the land in question Ayibiowa who is to report the time of arrival to the land-lords is to be notified.

5. Those who have no wife or wives are allowed to get a boy to cook for them; but at the maturity of the boy who who is now become a man he too in turn must have to pay equal sums of whatever it is as the other men.

6. No man from Abe Ngborodo has right to encroach into the territory to do any manner of work. If this is so the man must be taken to the Abe Ngborodo people carry out any action whatsoever on him.

7. It is further agreed that notice can be given at any time to the dwellers of the said land to quit it if the land-lords see fit.

8. It is agreed too that the land Gbetoto is not sold to the undersigned men who are merely tenants but that these men are simply there to earn their daily subsistence.

Tenants

Tenant	his	X	mark
Ayibiowa	his	X	mark
Johnson	"	"	"
Daniel	"	"	"
Ogbahankoni	"	"	"
Inomama	"	"	"
Johnnie	"	"	"
Rkpami	"	"	"

Signed

Land-lords

1. Udan his X mt. / sqd.
2. Okomama his X mt. / sqd.

For the people of Abe Ngborodo

Witnesses to mts,

(sqd) P.W. AmadulCaru : Grabis (sqd)
Sapele 24/5/99

Dated this 24th day of May 1999

certified true copy

G.R. AmadulCaru

12/1/40

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13th January, 1941.

Recd 14/1.

The Resident,
Warri Province,
W a r r i.

Chief Alama Okonedo of Abeugborodo-Koko Area.

72 I am directed by the Chief Commissioner to inform you that a petition dated the 23rd of November, 1940, addressed to His Excellency the Governor, has been received in this office from Chief Alama Okonedo of Abeugborodo-Koko Area. His Honour is informed that copies of this petition have been submitted through the District Officer, Jekri-Sobo Division, and your comments are invited.

(Sgd) J. Ade. Ojo
Secretary,
for Western Provinces.

G.O.A.B.

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15/1/41

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NIGERIA

No. 43/1/1929/181

RESIDENT'S OFFICE,
WARRI PROVINCE,
WARRI.

22 January, 1941.

The Secretary,
Western Provinces,
Ibadan.

Chief Alema Okonedo of Abeugborodo-Koko Area.

With reference to your letter No. 8499/83 of the 13th January, 1941, the petition has been received. I am afraid that it will take some time before I can forward comments as the Senior Assistant Conservator of Forests Ubiaja is making a full investigation into these and other alleged farms within the Reserve and he informs me that he may have to ask the advice of the Conservator of Forests, Southern Provinces, Ibadan. moreover when his report is received, it will probably have to be considered by the Odogun Council before I can forward to you.

R. S. S. S.

RESIDENT,
WARRI PROVINCE.

S.W.P.

Toes in left 83, Se.

2. Await developments? Meanwhile, inclusion

with way across 82-72?

27/14

C.B.

P.W.

27/14

people

John 27/1

S.W.P.

1/6/41

to signature

Se

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1991/03.

27 January 1941.

Jan 27/41

Sir,

With reference to your petition dated the 23rd of November 1940, addressed to His Excellency the Governor, I am directed by the Chief Commissioner to inform you that the matter is receiving attention and that a response will be addressed to you in due course.

I have the honour to be,

Sir,

Your obedient servant,

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(Sgd) J.A. MacKENZIE

Secretary,
Western Provinces.

Chief Mess Okpoko,
Aguiboro-Koko Area,
c/o Mr. J. O. Edwards,
Timber Headquarters.

U. F. S. Uro, The Resident,
Warri Province,
Warri.

10. 6. 41/45.

10. 6. 41/45. 27 JANUARY, 1941.

Copy to:-

The Resident,
Warri Province,
Warri.

G. O. A. S.

For information with reference to your letter No. W. 437/1939/181 of the 22nd of January.

2. I am to request that the original of said letter may be forwarded to the petitioner.

Rec 27/2/41
Indemnity 24/2/41

28/1/41

Secretary,
Western Provinces.

MEMORANDUM

No. 437/1929/198.

3 March, 1941.

From Resident: Warri Province,

To The Secretary,

Warri.

Western Provinces,

Ibadan.

G.P., Lagos. 1489/33

Ukpe-Sobo Native Administration Forest Reserve.

With reference to your endorsement No. 8499/85 of the 27th of January, 1941, I forward in duplicate the report of the Assistant Conservator of Forests i/c Ubiaja Circle (Mr. D.M. McIntosh) and comments thereon by the District Officer, Jekri-Sobo Division (Mr. L.L. Cantle, M.M.). As not only the original petitioners (Chief Okonedo) were involved, but also the Fregene family and the village of Obotie, I considered it best for the Assistant Conservator to make a full survey of the position. The recommendations put forward are :-

- (a) The alteration of the Southern Boundary of the Reserve to exclude the village of Obotie.
- (b) The setting apart of a reasonable area of farmland for the inhabitants of the villages of Gbekoko (Chief Okonedo) and Utonyatsere (Fregene). The Assistant Conservator advocates that this shall remain as part of the Reserve but the District Officer wishes it to be excluded entirely as an enclave.

2. As regards (a) the original intention undoubtedly was to exclude Obotie from the Reserve and in fact until Mr. McIntosh pointed out that the boundary actually included Obotie, it had always been considered to be excluded. I recommend that the new trace as adjusted by the Conservator be gazetted as an amendment.

3. As regards (b) I prefer the District Officer's recommendation that these two enclaves be permanently excluded from the Reserve for the reasons he gives. They would similarly require demarcation and a gazette notice of amendment.

R. S. M.

RESIDENT: WARRI PROVINCE.

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6/3/41
6/3/41

Office of the Senior Asst. Cons. of Forests,
Ubiaja Circle,
Ubiaja, 20th February, 1941.

The Resident,
Warri Province,
Warri.

Ukpe-Joko Native Administration Forest Reserve.

With reference to your memorandum No. W.437/1929/153 of 17th January, 1941, I visited Utonyatsere and Ukekoko in the above reserve on 27th January, 1941 and toured with the Assistant District Officer, Mr. Hayley, between 31st January and 2nd February, when all the settlements accessible from the waterside were visited. During the latter tour two Ukpe chiefs, Ayomano and Unarin, accompanied the Asst. District Officer and myself. Later between the 5th and 12th February I cleaned part of the south boundary and cut a diversion to exclude Ootie.

2. The reserve was first proposed in July, 1929. The Ukpe Clan Council as Native Authority signified their approval on 16th July, 1931. The Notice of Intention to constitute the area a Native Administration Forest Reserve was made public on 22nd April, 1932. Claims were heard, investigated, and decided on 25th October, 1932. The reserve was finally constituted by Order No. 33 of 1933 appearing in the Supplement to Gazette No. 51 of 31st August, 1933.

3. Claims were made by a number of parties farming between Sapele and Ojigwa, and by Ootie. The proposed boundaries were cut in 1930, but the eastern boundary was moved westward beyond Ojigwa at the settlement. The Assistant Conservator of Forests, Mr. Robson present at the settlement reported that he had visited Ootie and found that the boundary passed just north of Ootie so that Ootie was not included in the reserve. During my inspection of the southern boundary from Ajakolo westwards I found that it crossed the Ootie-Goukurusu path, considerably to the south of Ootie, and am convinced from the evidence of the blazes made on the trees on the line, on the various occasions on which it was cleaned in the past, that it never followed a course to the north of Ootie. I am inclined to the view that the line seen by Mr. Robson to the north of Ootie was cut as a boundary to an area which it had been proposed to lease to Mr. I. F. Palmer for a

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rubber plantation, but which was not approved. Unfortunately I can find no report of any of the parties who dug or cleaned the southern boundary, drawing attention to the fact that it did not pass to the north of Ootie. As Ootie was ruled to be outside of the reserve at the time of settlement, my predecessor Mr. Gray, arranged for its exclusion, and I saw where a trace had been started by the Native Administration Surveyor to achieve this, but this adjustment would still have left the Gokurusu hamlet of Lopor inside the reserve. Using part of the Native Administration Surveyor's trace, and part of I.T. Palmer's trace, I have adjusted the southern boundary to exclude Ootie.

4. Beyond periodic clearings of the boundary the reserve seems to have received little attention until Mr. Gray inspected it in March, 1940, and instructed the newly appointed Native Administration Forest Guard in his duties. Mr. Gray's inspection revealed that farming inside the reserve was going on at several places and the N.A. Forest Guard brought a crop of cases to the court of the Magistrate Limited Powers Sapele. These cases were dismissed with a caution as the defendants pleaded that they did not know they were farming inside a reserved area. Since then no new farming has been done but there have been repercussions.

5. A number of the persons charged with farming in the reserve live at Utonyatsere and Gbekoko, and were in the habit of paying an annual rent of 10/- to 15/- to Elume Fregene and 8/- to Okenedo of Agbeborodo respectively. As soon as they were stopped farming they stopped paying the rent, and the petitions are the result.

6. I can find no record that either Utonyatsere or Gbekoko lodged claims to farming rights inside the reserve prior to settlement, although the Conservator of Forests, Benin, wrote on 23rd September, 1929, "An enclave would probably be required at Ootie and possibly at Gbekoko and Utlashiri" (Utonyatsere). Again the District Officer Sapele wrote on 23rd July, 1931, "The largest Jekri settlement in this area is the Otu Itsekiri Creek claimed by Ajogo Fregene, a member of the Dore Family. The Jekri settlements have in point of fact little or no interest in

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the hinterland as they are mere islands on the edge of the swamp". (Ajogo Fregene died in 1938 and Elume, the petitioner, succeeded him.)

7. In the second schedule to the order constituting the reserve, ^{rights were admitted, so that any right to farming} no farming ~~enjoyed~~ by the people of Utonyatsere and Gbekoko previous to reservation were extinguished, and these two settlements have only the right of occupancy scheduled for the various Jekri Fishing Camps. These camps were not specified. It cannot be disputed that the people of Utonyatsere and Gbekoko farmed on the land now inside the reserve, both before and since reservation.

8. When visited in January, 1941, the two hamlets of Utonyatsere were inhabited by one Itsekiri male, viz Elume Fregene who admitted that he resides there only spasmodically, and thirteen Sobos, although the Sobo community is said to fluctuate between thirteen and twenty. The Sobos all paid tribute to Elume Fregene in respect of their dwelling sites, their farms and the collection of Oil Palm fruits.

9. Elume Fregene has from time to time verbally to the writer, and in the Ukpe and Sapele Itsekiri Native courts stated his claims to the land at Utonyatsere and extending westward. On no two occasions have ~~his~~ his claims been identical, and they vary from the right of occupancy of Utonyatsere and the adjoining farmed land only, to ownership of the whole peninsula between the Benin River and the Majuku Creek including Gbekoko, Aronwon, Ajafele and the other fishing camps on the Benin River. To the Ukpe Council he represented that he inherited the right of occupancy of the village and farmlands of Utonyatsere through descent from a prominent Sobo woman Keke who married an Itsekiri ancestor and this is confirmed by the Ukpes while to the Itsekiri Native Court he represented that it was all within the Olu's land.

10. As the question as to the ownership of the land cannot be decided by an executive officer, it is up to Elume Fregene to seek a clear decision of title in the appropriate court and this he threatens to do. Meantime I am concerned only with the fact that the land is a forest reserve and beyond the right to

reside

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reside any rights enjoyed by Elume Fregene, and the other occupants of Utonyatsere previous to reservation were extinguished when the reserve was constituted.

11. If left at that, the position of the inhabitants of Utonyatsere in my opinion would be unsatisfactory, and it is unlikely that they could long resist the temptation to farm or make other uses of the reserves. I am prepared to recommend that a reasonable area of farmland adjoining Utonyatsere be demarcated for their use, and that they be allowed to collect palm produce over that area, which would remain forest reserve. I do not recommend that Utonyatsere and the adjoining farmland should be excluded from the reserve as an enclave, for were this done it might readily be inferred that the land was being handed over to Elume Fregene, and a decision as to the ownership had been reached, and the function of the court in this respect had been ignored.

12. The position at Gbekoko is somewhat parallel to Utonyatsere. The petitioner Okenedu, an Itsekiri Chief living at Agbeborodo was interviewed at Gbekoko along with the six householders now living there. They consist of three Yorubas and three Itsekiris. Two of the latter came to Gbekoko only three years ago, while the others claim to have settled from sixteen to thirty-three years ago. Okenedu claims the land as inherited from his father to whom it was given by a previous Olu. The extent of his claim is eastward to the swamp on the Utonyatsere path, thence all the land to the westward, lying between the Mayuku Creek and the Benin River, including the fishing camps of Bakana, Aja Mangoro, Aja Efele and Aronwon. He also claims ownership of the Mayuku Creek, but denies all knowledge of who owns the land to the south of the Mayuku Creek.

13. Like Elume Fregene, Okenedu threatens to prove his title in the appropriate court, and was recommended to do so. Again I am prepared to recommend the setting apart of a reasonable area of farmland for the use of the inhabitants of Gbekoko who were there before the reserve was constituted, but this area is to remain reserved. For a similar reason I do not recommend the exclusion

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68/03/23

exclusion of the farmland adjoining Gbekoko from the reserve.

14. Along with Mr. Hayley, A.D.C. I visited the various fishing camps within the reserve, on the Benin River bank. Of these, Nomo, Goyo Fregene and Ureni appear to be used seasonally only when swamps inside the reserve are full, and were deserted. At Bakana one German Fregene, a brother of Elume, was met. He claims to have founded the camp in 1915, but chief Omarin says that it was formerly occupied by Ijaws and German did not settle there until 1923. There are six other occupants, three of whom are Ukpes two Sobos from other parts and one Jekri. All stay at Bakana only periodically, and while one has been coming annually for twenty six years, others came for the first time only a year ago. All these six men pay annual tribute to German Fregene in return for which he lets them fish in the swamps inside the reserve. No farming is done here.

15. At Aja Mangoro German Fregene turned up again, and eight other men were seen. Of these latter one was an Ukpe, and the other seven were Sobos from other parts, all admitted paying 3/- each per annum as tribute (or rent) to German Fregene. They spend about half the year at this camp, and while three men started coming here only three years ago others claim that they have been coming regularly for twenty years. Again there are no farms.

16. At Ajafele (the village of Efele), an Itsekiri of Agbeborodo, chiefs Ayomano and Omarin confirmed that Efele was settled there by Chief Daw some 20 years ago. There are other six of Efele's male relatives residing here. They do not farm but they fish in the swamps within the reserve, which is contrary to the terms of the reserve settlement. Otherwise all was in order at this camp. Efele denied paying tribute or rent to anyone.

17. At Aronwon there are four householders, but the senior man Oruru was not seen. All are Ijaws. The three men seen had only been there for five years. They deny paying tribute to anyone.

18. In the terms of the second schedule to the order constituting the reserve the right to fish within the reserve is reserved to the communal owners. I am not clear as to whether

each

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each and every member of the community owning the reserve is entitled personally to exercise the right to fish in the reserve, or that the Communal Owners can regulate and control the right of fishing in the reserve, e.g. by allowing individuals to fish within the reserve on prepaid permits. Should such permits be issued the manner of disposal of fees and royalties would have to be approved.


19. The two camps at Ajakotie on the Benin Creeks were visited. Some farming of cassava and plantains is going on here and in 1940 one of the occupants Ewurufe was summonsed for making a new rubber plantation, but absconded, and was not tried. At both camps the inhabitants had fled on the approach of the launch. They are said to be Ukpes from Gbukurusu.

20. Ajakolo on the Mayuku Creek has long been deserted though a Gbukurusu man proposes to make a hut there this year, when he will farm outside the reserve.

21. The places named in the foregoing paragraphs are shown on the accompanying plan. The southern boundary only has been surveyed by the writer and the rest of the detail has been sketched and compiled from observations of the times taken by the launch. The position of Ajakotie and the course of the Benin Creek as shown are unlikely to be correct and I should like to make a survey of the waterways in order, accurately to ascertain the extent of the reserve.

22. The diversion of the southern boundary, before it can be recognised will require an amendment of the order constituting the reserve. Should the farming areas or other adjustments at Utonyatsere and Gbekoko be approved, amendment of the order will also be necessary. I therefore suggest that no action be taken as regards the southern boundary in the meantime, and that all three adjustments (if necessary) can be made in the one gazette notice.

(Sgd.) D.A. McIntosh
Asst. Conservator of Forests,
i/c Ubiaja Circle.

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Western Urhobo N.A. Office,
Jenri-Sobo Division,
Warri,
26th February, 1941.

The Resident,
Warri Province,
Warri.

Ukpe-Sobo Native Administration Forest Reserve.

In reference to letter No.461/181 of the 20th instant from the Assistant Conservator of Forests, Ubiaja, addressed to you I have to comment as follows :-

Paragraphs 1 and 2. The facts are as stated.


2. Paragraph 3. (last sentence). To exclude Ootie and presumably the hamlet of Tobor. This was Mr. Gray's intention and I am in full agreement with it.

Paragraph 4. This is so.

3. Paragraphs 6, 7, 8, 9 and 10. Neither Utonyatsere nor Gbekoko lodged claims but a general protest was made by the Itsekiris in writing which was not followed up at the time of the Reserve settlement. The attitude of the Ukpe Council in this matter is beyond comprehension. Chief Omarin maintains that the Fregene family obtained occupancy rights only from the Ukpes. Before me Elume Fregene agreed entirely with this. Yet Omarin pretends to have been ignorant of the fact that Fregene has been collecting rents from Ukpe Urhobos, his, Omarin's, own Clansmen. Again Chief Ayomano asserts that Fregene has the right to collect rents as he has been in the habit of doing.

4. Paragraphs 11, 12 and 13. The Assistant Conservator of Forests admits that the amount of timber and forest produce in areas he proposes to demarcate for farmlands is negligible. This being so I recommend that the areas should be excluded from the reserves as enclaves. There can be no question of Elume Fregene or Okonedu being allowed to think that a decision as to owner of land as between Itsekiri and Urhobo has been reached, our policy as regards these tribal land disputes is too well known.

5. We wish to avoid this form of litigation if possible. It is for this reason mainly that I recommend the enclaves, feel that if they are excluded from the reserve neither Fregene

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nor Okonedu are likely to press their claims again to land remaining within the Reserve and will be even less likely to go to the Courts to prove title to the small areas which will be excluded. Like the remainder of these disputes all over the Division the more we have to do with them, the worse they become. If we refuse to be drawn into them some compromise will be arrived at which will satisfy both parties.

6. Paragraphs 14-18. Fishing rights are reserved to the communal owners of the area. Permits should not be necessary as any disputes as between Ukpe-Urhobos should surely be settled in accordance with Native law and Custom in the Ukpe Clan Court. And again if the dispute is between Itsekiri and Urhobo we must stick to our general principle of immediate transfer to the High Court. The infringement of the communal owners' fishing rights should surely be safeguarded by themselves and not by the Forest Guard. In my opinion it is essential that he should interest himself purely in matters affecting Forestry.

7. I support all the recommendations then except that I press for the reasons stated that the areas demarcated for farming should be excluded from the Reserve entirely, as enclaves.

(sgd.) D.M. Cantle
District Officer,
Jekri-Soko Division.

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S.W.P.,


P.72, on, Sir. pp.72-82 - petition by Chief Alars Okonedo protesting against the inclusion of the Ugbekoko land within the Ukpe Sobo (Sapale) N.A. Forest Reserve, p.86, Resident's comments and recommendations; pp.87-92, A. G. of F.'s comments and recommendations; pp.93-94, D.O. Jekari-Sobo's comments and recommendations; p.95, a plan of the Ukpe Sobo N.A. Forest Reserve drawn to scale of 1 inch to 2 miles.

2. The Reserve was first proposed in July, 1929. The Ukpe Clan Council as Native Authority signified their approval on 16.7.31. Notice of intention to constitute the Reserve was published on 22.4.32. Claims were heard, investigated and decided on 25.10.32 and the reserve was finally constituted by Order No. 33 of 1933 published in Supplement to Gazette No. 51 of 31.8.33.

3. In the Order constituting the Reserve, the following rights in the Reserve were recognised :-

1. Farming rights within the Reserve:- Nil.
2. The right to reside within the Reserve is reserved to the inhabitants of existing Jekari fishing camps scattered throughout the Reserve.
3. All rights of way between villages within and around the Reserve shall be reserved to persons passing between such villages.
4. The rights to hunt and fish within the Reserve are reserved to the communal owners of the land, subject to the provisions of the Wild Animals Preservation Ordinance, Chapter 99.
5. The right to collect palm products within the Reserve is reserved to the communal owners of the land.
6. The right to the permanent cultivation of existing palm plantations, rubber plantations, cocoa plantations and kola plantations, and to the collection of fruit from existing trees, is reserved to the owners of such plantations and trees, provided that the area of these plantations and the number of these trees shall not be increased within the Reserve.
7. Rights to water and water-courses within the Reserve are reserved to the communal owners of the land subject to Sections 18 and 22 (h) of the Forestry Ordinance.

4. The petition by Chief Okonedo requests the exclusion of the Ugbekoko land from the Reserve for farming purposes. Apart from the fact that, at the time of the constitution of the Reserve,

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no farming right was claimed or recognised, the petitioner is now estopped by the proviso to Section 23 of the Forestry Ordinance,

(No. 38 of 1927) p.A 136 in the 1937 Legislation, from putting

forward claims in respect of any right in the Reserve. Furthermore, in view of

the elaborate precautions taken prior to the constitution of the

Reserve, vide para. 2 above, the petitioner's plea of ignorance can hardly be sustained.

5. However, on a survey of the whole position and of the *claims in respect of* rights in the Reserve now put forward by a number of interested parties, the Resident, after consultation with the A.C. of F. and the D. O. Jhari-Sobo Division, makes the following recommendations :-

(a) The alteration of the southern boundary of the Reserve so as to exclude the village of Obotie.

(b) The setting apart of a reasonable area of farm-land for the inhabitants of the villages of Obokoko (Chief Okonedo) and Utanyatsere (Fregene) as enclaves and that such enclaves be permanently excluded from the Reserve.

These recommendations, in effect, amount to a request for the reservation of a part of the Forest Reserve.

6. By virtue of the proviso to Section 23 of the Forestry Ordinance, the powers of the Governor under Section 16 are vested in the Resident but these powers may only be exercised provided that the person, possessing a right in respect of which he might have made a claim but who, through ignorance of the fact that an inquiry was being held or for other sufficient reason, failed to make such a claim, has claimed the right and has satisfied the Resident of his possession of such right, within one year of the date of delivery of the final judgment. The final judgment in respect of the Reserve was delivered on 25.10.32, a gap of about 8 years between then and the submission of the present petition, and thus the Resident is now estopped from exercising the powers vested in him in favour of the petitioner.

7. On the other hand, Section 28 of the Forestry Ordinance empowers a Native Authority, with the approval of the Governor *delegation 51(2) in* (delegated to H.H. by Public Notice No. 47 of 1930 published in Gazette No. 60 of 1940 at cover) to make an Order directing that from a date named therein any lands or any part thereof constituted a Native Administration Forest Reserve under Section 22 shall

cease

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cease to be a native administration forest reserve or a part of such reserve and thereupon from such date such land shall cease to be a native administration forest reserve or a part of such reserve:

Provided that the rights, if any, which may have been extinguished therein shall not revive in consequence of such cessation.

8. In the circumstances, H.H. may wish to signify his approval of one of the following two solutions of the present difficulty:-

- (a) the derereservation of a part of the reserve in accordance with the Resident's recommendations by an Order made by the Native Authority under Section 26 of the Forestry Ordinance.
- (b) the making of an Order under Section 28 of the Forestry Ordinance by the Native Authority that the Ukpe Sobo N.A. Forest Reserve as at present constituted shall cease to be a native administration forest reserve from a date named in the Order, and the ^{subsequent} ~~new~~ constitution of the area of the existing forest reserve, excluding the portion recommended by the Resident for exclusion, into a ^{new} native administration forest reserve.

Having regard to X p.86, (b) would appear to me to be the simpler of the two solutions and that which is capable of affording general satisfaction, without undue complication, in that it would ensure to all interested parties an opportunity to put forward claims to any rights in the ^{new} reserve which they may possess and to have such claims investigated and determined before the final constitution of the reserve.

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C.C. 9 7.

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Thank you 72 please. H.H.
will be grateful for your advice on these proposals. It seems a question of derereservation versus enclosure. The Resident is concerned with the Sobo & Jibi land problem & thinks the former method will not leave the latter with the impression that they

excising this area we have settled a
land claim in this favour. Personally
I do not follow this reasoning since
in future eyes designation of enclaves
amounts to one of the same thing.

Even if enclaves are formed they must
still remain as part of the reserve and
as such cannot be "permanently excluded".

Shelton

12-3-41

Schubert

S.W.P.

S.W.Ps.,

The definition of an enclave is given in Section II Part I,
of the Forestry Ordinance, 1937. It is an area completely surrounded
by a forest reserve and excluded from that forest reserve by an
Order made under the Ordinance. It seems to me, however, that the
situation inside the Reserve of the two villages of Utonyatsere and
Gbekebo makes it necessary to retain some control of their rural
activities. At the same time it seems almost certain that rights to
farm did exist and became extinguished by the act of reservation.
Permanent exclusion might lead to an influx of population with its
consequent problems including a tendency to forest offences.

In my opinion it would be as well to wait until the new
Amending Ordinance (see Gazette No. 13 dated 1st March, 1941) becomes
law and then to employ Clauses 6 and 7 to make adjustments which
would merely result in rights to farm being allowed in a defined
area in the Second Schedule to bona-fide inhabitants. The area would
be demarcated. Strangers could then be excluded.

I see no objection to the exclusion of the town of Obotie
from the reserve by an amending Order.

f. Nicholas
CHIEF CONSERVATOR.
19/3/41.

R.B. 1/4

1/4

20/3/41

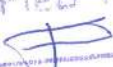
S.W.P.,

Fargate No. 13 8/3/41

Gibraltar, S.W.

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20/3/41

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Sent a copy of
above minutes to Res
reference p 26 for his
observations

C.B. 1/4

20/3/41

S.W.P.,

p. 101, Sec. in Resident's action
to C.E. & T.'s suggestions at p. 99.

You will wish to indicate
further instructions in the matter?

2. p. 102. C. S. I. may be
informed that the matter is
still receiving attention. That
a report thereon will be
submitted in due course?

10
10.4.41

hr 070

Deal with your
para 2 accordingly &
resubmit to me on
Tuesday morning

John 10/4

C.B.,

18.10

10.4.41

NIGERIA

No. W.437/1929/200.



RESIDENT'S OFFICE,
WARRI PROVINCE,
WARRI,

7 April, 1941.

The Secretary,
Western Provinces,
Ibadan.

Ukpe-Urhobo Native Administration Forest
Reserve.

P.100

With reference to your endorsement No.8499/100 of
the 21st of March, the District Officer, Jekri-Sobo
Division (Mr. L.L.Cantle) writes :-

".....I must say I am not convinced that to
grant farming rights over an area, which is useless
from a Forestry point of view, rather than to
exclude it entirely from the Reserve as an enclave,
is sound policy, especially in this case where any
rights granted to the squatter Itsekiris will be
taken as being tantamount to declaration of title
to the land. Whatever the experience of Forestry
Officers elsewhere, I am still of opinion that in
the special circumstances surrounding the Urhobo-
Itsekiri land questions, exclusion by enclave will
be best from all points of view."

2. I agree with him in this special case of Itsekiri-
Urhobo and I do not think that we need fear an influx of
population : the chiefs concerned can be warned against
this and I see no reason why they should not abide by such
a warning.

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Resident,
Warri Province.

subd. 10/4

In replying please
quote the number and
date of this letter.



Nigerian Secretariat,

Lagos,

8/11/41

Chief Aloma Okoro: Petition 2044

The Secretary,
Western Provinces,
Ibadan.

P. 72 I am directed to refer to a
petition from Chief Aloma Okoro,
Abeokuta-Ike Area, dated 23rd November,
1940, and on the subject of the inclusion
of Ugbokeke land within the Western United
(Ugbo) Private Administration Forest
Reserve, and to ask when a report may be
expected.

W. Paul

Chief Secretary to the Government.

Subd. JH
10/4

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155d
12/4.

No. 8499/104.
Ibadan, 2 April, 1941.

The Honourable
The Chief Secretary to the Government,
L a g o s.

Chief Alema Okonedo : Petition from.

162
With reference to your letter No. 23610/S. 982/6
of the 8th of April, I am directed by the Chief
Commissioner to inform you that the matter is still
receiving attention and that a report thereon will
be submitted in due course.

(Sgd) S. ADE OJO.

+ Secretary,
Western Provinces.

G.O.A.B.

12/4/41

S.O.P.

File re submitted re file from minute
at p. 103, Sec.

10
12/4/41

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14 May, 1941.

The Honourable,
The Chief Secretary to the Government,
L a g o s.

Chief Alama Okonedo : Petition from.

I am directed by the Chief Commissioner to refer to your letter No.23610/S.982/6 of the 8th of April, regarding a petition dated the 23rd of November, 1940, by Chief Alama Okonedo, representing the people of Abeugborodo, and to explain that investigation into the subject matter of the petition has delayed the submission of His Honour's comments thereon.

2. The burden of the petition is given in paragraph (B) thereof, namely, the inclusion, without the petitioner's knowledge, of Ugbekoko (Gbekoko) land within the Ukpe Sobo Native Administration Forest Reserve. In the subsequent paragraphs he has endeavoured to give the history of the land in question and his claims thereto.

3. The Ukpe Sobo Native Administration Forest Reserve was first proposed in July 1929. The Ukpe Clan Council as Native Authority signified their approval on the 16th of July, 1931. The notice of intention to constitute the area a Native Administration Forest Reserve was made public on the 22nd of April, 1932. Claims to interests in the land were heard, investigated and decided on the 25th of October, 1932. The Reserve was finally constituted by Order No.33 of 1933 which was published in the supplement to Gazette No.51 of the 21st of August, 1933. In this connexion, I invite attention to your letter No.20790/S.86/6 of the

28th

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FOR: DIRECTOR NA
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28th of February, 1933.

4. The petitioner is an Itsekiri and as the rights of other Itsekiri villages in the area were also involved, - the villages of Utonyatsere (owned by Chief Fregene) and Obotie - it was considered best for a full survey of the whole position to be undertaken at the same time.

5. An investigation by the Assistant Conservator of Forests in charge of the Circle revealed the fact that there was some doubt as to Obotie being included in the Reserve, for whereas it was reported by the Assistant Conservator of Forests who was present at the inquiry that the boundary of the Reserve was north of Obotie, so that Obotie was outside the Reserve, the boundary now runs considerably south of Obotie, thus bringing Obotie within the Reserve. As far as the villages of Utonyatsere and Gbekoko which are within the Reserve are concerned, records are silent as to whether claims to farming rights within the Reserve were lodged by Fregene, the owner of the former village, or by Okenodo the writer of the petition as regards the latter. Furthermore, it cannot be disputed that the people of these two villages farmed on the area now within the Reserve both before and since the constitution of the Reserve.

6. After careful consideration of the report by the Assistant Conservator of Forests, it was decided to exclude the whole of Obotie from the Reserve and to grant farming rights within the Reserve to the people of Utonyatsere and Gbekoko. An amending Order will be issued under Section 28 of the Forestry Ordinance to give effect to the exclusion of Obotie from the Reserve and, as regards the grant of farming rights in the other cases, action will be taken in accordance with Sections 6 and 7 of the Forestry (Amendment) Ordinance, 1941, No. 47 of 1941. The Resident, Warri Province

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In replying please
quote the number and
of this letter.



Nigerian Secretariat,

Lagos,

25th May, 1941.

The Secretary,
Western Provinces,
Ibadan.

Chief Alema Okonedo: petition .

109 I am directed to refer to your
letter No. 8499/109 of the 14th of May
and to say that a reply may be addressed
to the petitioner on the lines suggested
by His Honour.

Chief Secretary
Chief Secretary to the Government.

S.W.P.,
Tosun, P.
27/5/41 2. Endorse a copy to the
petitioner to inform petitioners
in terms of para. 7 p. III endorsed
27/5 when at post 8/10/41 page 2.

APRIMA T.S.
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No. 8499/111A.
Ibadan, 22 May, 1941.

Copy to:-
The Chief Conservator of Forests,
Ibadan.

For information with reference to your minute
dated the 18th of April, in this office. File No. 8499.

2. I am to say that His Excellency has instructed
that the petitioners may be informed on the lines suggested
by His Honour. The Resident has been requested to take
action accordingly, and also informed that action should
now be taken in accordance with the last sentence of
paragraph 6 of the above letter to the Chief Secretary.

(Sg-1) S. ADE OJO.

Secretary,
Western Provinces.

G.O.A.B.

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114

No. 8499/114.
Ibadan, 28 May, 1941.

4/3/12
Copy/to:-
The Resident,
Warri Province,
W a r r i.

See P 115
200d. 28/5/41

For information with reference to my
endorsement No. 8499/111 of the 14th of May.

109

2. I am to request that the petitioners
may be informed in the terms of paragraph 7 of
my letter No. 8499/109 of the 14th of May addressed
to the Chief Secretary a copy of which was
forwarded to you over my endorsement under
reference, and to say that action should now be
taken in accordance with the last sentence of
paragraph 6 of the letter.

(S34) S. ADE OJO.
Secretary,
Western Provinces.

G.O.A.B.

28/5/41

Pra 28/6/41


S.O.P.,

File resolution held for
instructions, P.

for developments
28/7/41

28/8/41
Engage the position
CB. P. 28/8/41

28/6/41
28/8/41
28/7/41

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115

30/8/41

No. 8499/115.
Ibadan, 30 August, 1941.

Resident Warri

see 116
136

114

My endorsement No. 8499/114 of 28th May. Petition from Chief Alema Okonodo. Request inform me present position in the matter.

(Sgd) D. O. JOHNSON.
Secretary,
Western Provinces.

G.O.A.B.

29/8/41

Bu. 30/9/41
2/9/41

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202

MEMORANDUM

No. 431/1929/221.

5 September, 1941.

From Resident: Warri Province,

To the Secretary,

Warri.

Western Provinces,

Ibadan.

G.P., Lagos. 1489/23

Chief Aleme Okonedo: Petition from.

115

With reference to your letter No. 8499/115 of the 30th of August, 1941, the whole matter has been held up as the Conservator of Forests, Ubiaja Circle, has been in hospital for some weeks with scarlet fever. As he has now been discharged, it is hoped that necessary action can be taken in the near future.

R. E. Auer.

Resident,
Warri Province.Bu
10/10/41

S.W.P.,

Tiser, P.

2. Await further

developments, etc., if

nothing is heard within a month.


2. Enquire the position again?

10/10/41

C.C.

Subd.

10/9

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10/11

yes please. We must
also ensure that
C.C. of 7. is aware of
the action which must
now be taken

John 27/5

C.B., B.

Enclose a copy of p. 109 to C.C. & F.
refer his minute at p. 106 & add
that v.s. has been directed that
petitioners may be informed
on the lines suggested by H.D.

to

27.5.41

P.B.

In the endorsement to Resident,
please add that action should
now be taken in accordance with
the last para sentence of para. 6.
and tell C.C. & F. that Resident
has been in touch with v.s.

to

ANOMALOUS T.S.
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08/05/25

MEMORANDUM.

No. 437/1929/224.

15 September, 1941.

From Resident: Warri Province,

To The Secretary,

W. P. P. 1.

Western Provinces,

Lagos.

G.P., Lagos. 1489/33

Chief Alama Okonedo: Petition from.

Further to my memorandum No. W.437/1929/221 of the 5th of September, the Conservator of Forests informs me that it will be impossible for him to undertake the necessary survey and demarcation until the dry season. Much of the land is under water at present.

Ba 1/2/42

R. S. A. M.

Resident,
Warri Province.

S. W. P.,

T. S. P.

2. Further developments may be awaited and, if no news is received by the end of November, the position may again be enquired.

Subd.
Th

18/9-18/9/41

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120

No. 3-17/122/226.
Residence, Office,
Barro Colorado,
Barro Colorado, November, 1941.

310

The Secretary,
Western Provinces,
Jamaica.

Chief Clerk (Kensho): petition from.

P. 117

Further to my letter No. 437/1929/224 of the 18th
of September, I have seen the Assistant Conservator of
Forests (Mr. Jackintosh) and he informs me that it will
be quite impossible to do the demarcation before
January owing to the wet nature of the ground. The
petitioners are aware of this.

S.W.P.
from 20 Feb. 117, Sa.
Bon. as at 7. 117?

He [unclear]

Resident,
Barro Colorado.

I.C.T.

S. [unclear]
Op 26/11/41 26.1.42

Rm 3/12/41
Inde 4.11 26.1.42

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oslos/25
26.1.42

The Resident,
Warri Province,
Warri.

Ubolaji, 12th March, 1942.

Ukpe 5000 N.A. Forest Reserve.

With reference to letter No. 649/111 of 14th May 1941 from the Secretary, Western Provinces, addressed to you, the southern boundary of the above reserve was adjusted last year to exclude the whole of Ootie from the reserve. I have recently made a survey of the farm lands adjoining the village of Utonyatsere and Gbekoko, and have demarcated temporarily these two areas. It will be noted from the plan enclosed herewith that the lands previously farmed by these villages are very limited owing to their low level, and a good deal of swamp had to be included in the areas demarcated.

2. A draft order excluding Ootie will be prepared if you will be so good as to let me know the names and titles of the members of the Ukpe Native Authority who are to execute it.

3. Before an order can be prepared under Section 7 of the Forestry (amendment) Ordinance, No. 47 of 1941, an inquiry by or under the direction of the native authority is necessary (Section 6 of the Forestry (amendment) Ordinance). I take it that this inquiry will settle the area over which and the persons to whom, farming rights are to be granted at Utonyatsere and Gbekoko.

4. The areas which have been demarcated temporarily, as near as is practicable, include all the farm lands adjoining the two villages. It is suggested that the following boundaries are adopted.

(a) Utonyatsere :- an area of 107 acres bounded as follows.

East:- Starting at a point on the Sapele-Utonyatsere path 2,780 feet west of where the Sapele-Utonyatsere path crosses the east Boundary of the Ukpe 5000 N.A. Forest Reserve, thence by a line cut on a bearing of 170° for a distance of 660 feet, thence by a line cut on a bearing of 260° for a distance of 750 feet to the Sapele-Umughele's Camp path, thence by the Sapele-Umughele's Camp path in a general southerly direction for a distance of 2,427 feet, thence by a line cut on a bearing of 80° for a distance of 792 feet, thence by a line cut on a bearing of 170° for a distance of 1,320 feet; thence

South:- By a line cut on a bearing of 260° for a distance of 1,245 feet; thence

West:- By a line cut on a bearing of 340° for a distance of 1,438 feet, thence by a line cut on a bearing of 310° for a distance of 1894 feet, thence by a line cut on a bearing of 324° for a distance of 1,125 feet; thence

North:- By a line cut on a bearing of 50° for a distance of 708 feet, thence by a line cut on a bearing of 115° for a distance of 1,053 feet, thence by a line cut on a bearing of 25° for a distance of 1,587 feet, thence by a line cut on a bearing of 80° for a distance of 660 feet; thence

East:- By a line cut on a bearing of 170° for a distance of 735 feet to the starting point.

(b) Gbekoko:- An area of 87 acres bounded as follows.

North:-

ASIONA T.S.
RECORDING SEARCH
08/05/23
F

North:- Starting at beacon placed on the north (right) bank of the Mayuku Creek at Gbekoko Waterside, thence by a line cut on a bearing of 350° for a distance of 234 feet, thence by a line cut on a bearing of 80° for a distance of 742 feet, thence by a line cut on a bearing of 170° for a distance of 264 feet, thence by a line cut on a bearing of 80° for a distance of 2,409 feet; thence

East:- By a line cut on a bearing of 170° for a distance of 1,386 feet; thence

South:- By a line cut on a bearing of 260° for a distance of 990 feet, thence by a line cut on a bearing of 290° for a distance of 660 feet, thence by a line cut on a bearing of 260° for a distance of 1,431 feet to the north(right) bank of the Mayuku Creek, thence

West:- By the north (right) bank of the Mayuku Creek down-stream to the starting point.

(All bearings are referred to true north.)

5. As regards the persons to whom farming rights should be granted, the following adult males were resident at Uton-yatsere in 1940-41 and 42. The number of years they are said or claim to have resided there is shown after each name.

Umughele's Camp:- Umughele 23, Okporo 23, Egaetie 12, Ofomala 12, Ariaja 7, Umushemi 6, Elogoro 5, Agnorishe 5, Agboro 3, Idu 3, Majemiteh and Omokoro (both sons of Umughele).

Elume's Camp:- Elume Fregene, Watigheren 12, Atikpekpe 6, Obirigoro 3, Okoro 3, Egeno 3, George 2.

Gbekoko:- Ariblowu the headman died in June 1941, so there are now only five permanent residents viz. Onafidon and Ogunmola sons of Ariblowu 33, Mene 20, Ilorin 4, Eminokaju 4.

6. The persons to whom farming rights are granted will also have to be granted rights to reside.

7. The inhabitants of Umughele's village and Gbekoko have respected the terms of reservation during the past year and have refrained from farming. Elume Fregene anticipated the order granting farming rights and made a new clearing of about two acres in 1942. My offer to compound this offence seems to have been the cause of another petition. Even when the two orders referred to above are made I have no doubt that petitions will continue. Until the Fregene claim is proved in the appropriate Court, need any credence be placed in the text of the petition of 4th March 1942?

(Sgd.) D. McIntosh
Assistant Conservator of Forests,
I/C Ubiaja Circle.

ABIDJA T.S.
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-OK: DAB-
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41

NIGERIA

No. W.437/1929/239.



RESIDENT'S OFFICE,
WARRI PROVINCE,
WARRI

20 March, 1942.

The Secretary,
Western Provinces,
I b a d a n.

Ukpe Sobo N.A. Forest Reserve -
Petition from Alema Okonedo.

With reference to your letter No.8499/115 of the 30th of August, 1941, I attach a copy of the report from the Assistant Conservator of Forests (Mr. Mc.Intosh) and the necessary action will follow. This has however brought forward another petition from Fregene of Utinyatsere addressed to His Excellency and copies are attached thereof. It seems quite clear from Mr. Mc.Intosh's report that the persons of this village have extended their farms without permission, and as usual they are relying on their own suggestion that they did not consent to the Forest Reserve. In a similar petition from Chief Cheluwa Muwuwu of Gbukurusu His Excellency declined to interfere in the matter - your letter No.8499/128 of the 12th of December, 1941, refers, and it is suggested that the petitioners be informed that they must be content with the enclave allocated to them by the Assistant Conservator of Forests.

Resident,
Warri Province.

COO.

ABIONA T.S.
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SIGN [Signature] 08/05/25
FOR: DIRECTOR NATIONAL
ARCHIVES

25/3

Pp. 137-9
461/232
12.3.42.

Pp. 140-3
4.3.42.

original at
p. 3 of cover

P. 128

See p. 147



RESIDENT'S OFFICE,
WARRI PROVINCE,
WARRI

The Secretary,
Western Provinces,
Ibadan.

20 March, 1942.

Ukpe Soko N.A. Forest Reserve -
Petition from Alema Okonedo.

With reference to your letter No. 8499/115 of the 30th of August, 1941, I attach a copy of the report from the Assistant Conservator of Forests (Mr. Mc. Intosh) and the necessary action will follow. This has however brought forward another petition from Fregane of Utinyatsere addressed to His Excellency and copies are attached thereof. It seems quite clear from Mr. Mc. Intosh's report that the persons of this village have extended their farms without permission, and as usual they are relying on their own suggestion that they did not consent to the Forest Reserve. In a similar petition from Chief Cheluwa Muwuwu of Gbukurusu His Excellency declined to interfere in the matter - your letter No. 8499/128 of the 12th of December, 1941, refers, and it is suggested that the petitioners be informed that they must be content with the enclave allocated to them by the Assistant Conservator of Forests.

Resident,
Warri Province.

000.

ASST. DIR. WARRI
CERTIFIED TRUE COPY
SIGN _____
FOR: DIRECTOR
08/05/42
JAI

OPY.

B

No. 461/228

On tour, Sapele, 28th Feb. 1942.

Elumne Fregene,
Utonyatsere
via Sapele.

Sir,

Farming in Ukpe Sobo N.A. Forest Reserve.

During my recent visit to Utonyatsere, I observed a new clearing for a farm, in the Ukpe Sobo N.A. Forest Reserve, extending over approximately two acres, which I am informed was made by you. This is contrary to Section 43 (b) and (f) of the Forestry Ordinance, No. 38 of 1937.

(2) Under section 51 of the Forestry Ordinance, I am prepared to compound this offence if you pay the sum of £5, (five pounds) as compensation, to the Ukpe Native Administration Treasury, at Orerekpe, before the fifteenth day of March 1942. In default you will be prosecuted.

I have etc.

(Sgd) D. McIntosh
Asst. Conservator of Forests
i/c Ubiaja Forest Circle.

gentle clerk.

Attch Ordinance No 47 of 1937,

para (para. 3, p. 137)

also.

26/2

ABIONA T.S.
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SIGN F 08/05/2025
FOR: DIRECTOR NATIONAL
ARCHIVES

Manager: Joseph Okitikpi

Office,
"Enughayin" Chambers
11, Palm Avenue,
Sapele

4th March, 42.

His Excellency the Governor,
Lagos, Thro: Chief Secretary to the Govt.
Thro: The Resident,
Warri Province,
W a r r i.

Sir,

UTINYATSERE - N.A. RESERVE.

I have the honour most respectfully to submit that this is hardly the time to litter your Excellency's desk with complaints but your petitioner feels very much the pinch of an oppression and for relief he hastens to your Excellency ~~for~~ :

- (1) Utinyatsere is the property of Chief Fregene Teye of Itsekiri Land, the father of your petitioner and the present head of the house.
- (2) In order to clarify the points at issue a succinct history of the territory is of vital importance.
- (3) The territory is situated few miles from Sapele on the Benin River waters; it extends some thirty miles on the banks of the river and into the interior not less than 30 miles approximately.
- (4) The wealth of the land consists of mahogany of all descriptions, palm trees, fertile soil for cultivation yielding enormous demand for the needs of several markets all around it.
- (5) The land was inherited by Chief Fregene Teye from his mother ~~KEKE~~ who was the cousin of an Okpe man by name OGIEGBA.
- (6) Chief Fregene was in possession of this land when he was barely a youth and before he became a chief with warrant and recognised by the Government as far back as 1875.
- (7) It may interest His Excellency to know that in the said Utinyatsere Chief Fregene harboured the slaves and labour with which he assisted the British Government during Nana's expedition 1894, Benin City Campaign 1897 and Ezeonomu (Kwale) campaign in 1902.
- (8) Undisturbed was his right of possession until he died on 15th August 1908 when the said right was passed to his eldest son AJOGO through whom all mahogany contractors paid their royalties to the Government treasury.
- (9) Ajogo died in November 1938 and the right of ownership of Utinyatsere became automatically vested in your petitioner who is the present head of FREGENE'S HOUSE.
- (10) The period of ownership covering over 70 years establishes a right that could not be disputed in law.
- (11) In 1932 a notification was published to the effect that Utinyatsere was to be constituted as Native Administration Reserve. Chief Dore and his councillors promptly and constitutionally opposed the issue and the proposal was set aside. A copy of Chief Dore's protest is attached marked "A".
- (12) It then transpired that one Chief A.E. Omarin an Okpe man and native of Aghalokpe, a foreigner in Sapele's territory, was instrumental to the proposal of bringing Utinyatsere into the Native Administration Reserve.
- (13) At the demise of Chief Dore in September 1932 the game was reopened.

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(14) In consequence, your petitioner including some of his brothers interviewed Mr. L.L. Cantle District Officer Warri, with Chiefs Nyemano and A.E. Omarin present both being Okpe Urhobos.

(15) Chief Nyemano openly warned Omarin to keep his hands from Utinyatsere the property of Chief Fregene from time immemorial.

(16) Further interview on the same subject was had at the Rest House Sapele with the A.D.O. Sapele and Conservator of Forests present.

(17) Amukpe was represented by four men at the interview.

(18) By the way, Sir, Amukpe is four miles from Sapele and the Okpe natives there are the descendants of OGIEGBA an Okpe influential chief who was a cousin to Chief Fregene.

(19) So, the four men from Amukpe attended the meeting with the express purpose to watch the interest of Chief Fregene and affirm his ownership of Utinyatsere.

(20) Here again Chief Nyemano (vide para 15 above) reiterated his remark before Mr. L.L. Cantle at Warri that the Conservator of Forests should not include Utinyatsere in N.A. reserve.

(21) The decision taken at both interviews (one at Sapele and another at Warri) was that the Governor was being communicated and your petitioner would be conveyed the reply when it arrived.

(22) Thrice your petitioner approached Mr. Cantle at Warri when the reply became overdue and in each case your petitioner was dismissed with the remark that there was no reply and that Utinyatsere would be acquired whether your petitioner liked it or not.

(23) Your petitioner as the present head of FREGENE'S HOUSE apart from enjoying the ownership of Utinyatsere is responsible to Itsekiri Native Administration for the collection of all tax from all residing in Utinyatsere.

(24) Ten days ago, Utinyatsere was invaded by Forestry staff with the Asst. Conservator of Forests on tour, planning and cutting away everything without formality.

(25) All those who live in Utinyatsere including your petitioners' labourers were bluntly instructed by the Asst. Conservator of Forests to stop paying their tax through your petitioner and to pay to Orere-Okpe instead.

(26) Your petitioner as a Chief has yet to be informed that the Asst. Conservator of Forests has been invested with the power to determine the question of taxation.

(27) To crown all the attached copy of letter from the Asst. Conservator of Forests on tour (marked "B") is interesting.

(28) With all due deference, sir, and in view of the complicated issue of the Reserve in question as affecting a private property of Chief Fregene, the execution of the order contained in the Asst. Conservator of Forests' letter 26th Feb. 1942 should be stayed until the whole issue has been defined:

- (a) Whether a concrete case has been advanced as to ownership of Utinyatsere as the property of *Chief Fregene*.
- (b) If so, whether Forestry Dept has the right to acquire a private property without the knowledge of the owner and against his consent.

(29) The entire house of Chief Fregene has unanimously instructed your petitioner to protest by all constitutional means that any attempt made to include Utinyatsere into the N.A. reserve must be opposed to the last, and your petitioner submit most reverently but seriously that Utinyatsere is the property of Chief Fregene and on no account your petitioner will agree to its being constituted as a reserve.

(30) Your petitioner believes that deprivation of individual's right is never encouraged under British rule and your Excellency's power is hereby solicited to uphold this principle in the interest of your petitioner whose right has been sorely threatened by the Assistant Conservator of Forests.

I have the honour to be,

Sir,

Yours very respectfully

ELUME FREGENE

His right thumb impression

Writer & witness to mark

4 copies

Interpreted in Itsekiri

ABIONA T.S.
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IGN 08/05/2008
OR DIRECTOR NATIONAL
ARCHIVES

6 April, 1942.

112
109
140-143
4th March, 1942.
139

The Honourable
The Chief Secretary to the Government,
L a g o s.

Ukpe Sobo Native Authority Forest Reserve.
Petition from Elume Fregene.

I am directed by the Acting Chief Commissioner to refer to your letter No. 23610/S.982/12 of the 23rd of May, 1941, in reply to my letter No. 8499/109 of the 14th of May, 1941, on the subject of certain farming rights within the Ukpe Sobo Native Authority Forest Reserve, and to forward a petition addressed to His Excellency by Elume Fregene of Utinyatsere, a village situated within the Reserve. A map of the reserved area in question is attached.

109
2. Petitioner is the Chief Fregene mentioned in paragraph 4 of my letter No. 8499/109 of the 14th of May, 1941. The position is that he has anticipated the action proposed in paragraph 6 of that letter and has extended his farming operations within the Reserve this year, contrary to Section 43 of the Forestry Ordinance, No. 38 of 1937. The Assistant Conservator of Forests, Ubiaja Circle, notified petitioner that he was prepared to compound the offence under Section 51 of the Ordinance on payment of £5 compensation, to be paid to the Western-Urhobo Native Treasury at Orerokpe. Petitioner, who is an Itsekiri and pays his tax to the Itsekiri Native Treasury at Warri, appears from paragraphs 23 - 27 of the petition to have deliberately misinterpreted the instructions of the Assistant Conservator as being connected with payment of tax.

3. The Assistant Conservator of Forests, Mr. Mackintosh, has informed the Resident, Warri Province, that the inhabitants of other adjacent villages in the Reserve, - e.g., Umughele's village and Gbekoko, - have respected the terms of reservation during the past year and have refrained from farming. The present petition is merely another attempt to prove, without resort to the Courts, ownership of land which is in dispute between the Itsekiris and the Urhobos, and to set aside the order made by the Assistant Conservator under Section 51 of the Ordinance.

124
127
4. I am to invite reference to the observations regarding the constitution of the Ukpe Sobo Native Authority Forest Reserve contained in paragraph 4 of my letter No. 8499/124 of the 3rd of December, 1941, to which your letter No. 38322/S.41/8 of the 9th of December, 1941, replied. In the matter of Chief Cheluma Mwuwu's petition His Excellency declined to interfere; in the matter of the petition now forwarded I am to recommend that petitioner should be informed that in anticipating the formal grant of farming rights

G.O.A.B.

4/4/42

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Wsp. 6/14

See 139

6 April, 1942.

The Honourable
The Chief Secretary to the Government,
L U G O S.

Ukpe Sobo Native Authority Forest Reserve.
Petition from Blume Freene.

I am directed by the Acting Chief Commissioner to refer to your letter No. 23610/S. 982/12 of the 23rd of May, 1941, in reply to my letter No. 8499/139 of the 14th of May, 1941, on the subject of certain farming rights within the Ukpe Sobo Native Authority Forest Reserve, and to forward a petition addressed to His Excellency by Blume Freene of Utinyatsere, a village situated within the Reserve. A map of the reserved area in question is attached.

2. Petitioner is the Chief Freene mentioned in paragraph 4 of my letter No. 8499/139 of the 14th of May, 1941. The position is that he has anticipated the action proposed in paragraph 6 of that letter and has extended his farming operations within the Reserve this year, contrary to Section 43 of the Forestry Ordinance, No. 38 of 1937. The Assistant Conservator of Forests, Ubiaja Circle, notified petitioner that he was prepared to compound the offence under Section 51 of the Ordinance on payment of £5 compensation, to be paid to the Western-Urhobo Native Treasury at Orerokpe. Petitioner, who is an Itsekiri and pays his tax to the Itsekiri Native Treasury at Warri, appears from paragraphs 23 - 27 of the petition to have deliberately misinterpreted the instructions of the Assistant Conservator as being connected with payment of tax.

3. The Assistant Conservator of Forests, Mr. Mackintosh, has informed the Resident, Warri Province, that the inhabitants of other adjacent villages in the Reserve, - e.g., Umughele's village and Gbekoko, - have respected the terms of reservation during the past year and have refrained from farming. The present petition is merely another attempt to prove, without resort to the Courts, ownership of land which is in dispute between the Itsekiris and the Urhobos, and to set aside the order made by the Assistant Conservator under Section 51 of the Ordinance.

4. I am to invite reference to the observations regarding the constitution of the Ukpe Sobo Native Authority Forest Reserve contained in paragraph 4 of my letter No. 8499/124 of the 3rd of December, 1941, to which your letter No. 38322/S. 41/2 of the 5th of December, 1941, replied. In the matter of Chief Cheluma Wana's petition His Excellency declined to interfere; in the matter of the petition now forwarded I am to recommend that petitioner should be informed that in anticipating the formal grant of farming rights

ABIDNA T.S.
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FOR ARCHIVES
08/05/42

146
- 2 -
rights within the Reserve he has committed an offence, and that His Excellency declines to interfere.

(Sg-4) J. A. MACKENZIE.

Secretary,
Western Provinces.

No. 8499/146.
Ibadan, 6 April, 1942.

Copy to:-

Resident Warri.

136 For information with reference to your letter
No. W. 437/1929/239 of the 20th of March.

A. V. SCALLON.

Secretary,
Western Provinces.

14/4/42
B. 6/5/42.
A.S.
6/4/42.
ABIONA T.S.
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SIGN J. 08/05/2025
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No. 8499/148.

Secretary's Office,
Western Provinces,
Nigeria.
Ibadan, 16 April, 1942.

The Resident,
Warri Province,
Warri.

Resp. 17/4.

Ukpe Sobo N.A. Forest Reserve:
Petition from Elume Fresena.

With reference to your telegram No.
367/437/1929 of the 15th of April, I am directed
by the Acting Chief Commissioner to say that
the Chief Secretary has been asked to return
the map which was forwarded to him, vide my
endorsement No. 8499/146 of the 6th of April.

147

146

A. V. SCALLON.

Secretary,
Western Provinces.

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In replying, please
quote the number and
date of this letter.



150
No. 23610/3.282/19

Nigerian Secretariat,

Lagos,

14 April, 1942.

Jobo N.A. Forest Reserve -
Petition from Elume Fregene

The Secretary,
Western Provinces,
Ibadan.

145
I am directed to refer to
your letter No. 8499/145 of the 6th of
April and to state that the petitioner
may be addressed as His Honour
recommends.

[Signature]
Chief Secretary to the Government.

Supd

*whose submitted with
a draft at once for
consideration, please.*

Supd.

17/4. over

20/4.

Adp.

20/4

20/4

ABIONA T.S.
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SIGN *[Signature]* 08/05/2025
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Despa 21/4/42

2/ APRIL, 1942.

Sir,

Your petition dated the 4th of March, 1942, on the subject of farming within the Ukpe-Sobo Native Authority forest reserve has been transmitted for His Excellency's consideration, and in reply I am to inform you as follows.

2. The grant of farming rights within the reserve to certain persons of Gb. Koko and Utinyatsere villages is under consideration and it was in connexion with this matter that the Assistant Conservator of Forests, Ubiaja Circle, visited the reserve earlier this year. You, among others, are known to have been for several years a resident of the village in the reserve known as Elume's Camp (Utinyatsere), and your name, with others, will therefore be considered in due course in connexion with the grant of farming and residential rights within the reserve.


3. These rights have not, however, yet been granted to any persons of Utinyatsere, nor is there any record that at the time of the reserve settlement you or any other person in that village claimed to establish such rights. When, therefore, the Assistant Conservator of Forests found that you had extended your farms within the reserve, (the right to farm not having yet been granted), he could either prosecute you under section 43 of the Forestry Ordinance or compound the offence under section 51 of the Ordinance. He decided upon the latter course, and in his letter No. 461/228 of the 28th of February, 1942, addressed to you, he ordered payment of £5 to the Western Urhobo Native Treasury at Orerokpe, being the Treasury of the Native Authority controlling the reserve. This action by the Assistant Conservator is in accordance with the law and has no connexion with tax collection; in the control of forest reserves the officers of the Forestry Department co-operate with the Native Authority.

4. With regard to the last two paragraphs of your petition, I am to point out that the Ukpe-Sobo forest reserve was constituted in 1933 after full enquiries lasting nearly four years and it is hardly conceivable that you were not aware of the proposal to constitute the reserve.

5. The position, therefore, is that in extending your farms in the reserve without waiting for farming rights to be granted to you you have taken the law into your own hands and

Chief Elume Fregene,
u.f.s. thro' The Resident,
Warri Province,
Warri.

G.O.A.B.

ABIONA T.S.
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SIGN  08/05/2025
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152
- 2 -
and have thereby committed an offence; and I am to inform you that His Excellency declines to interfere in the matter.

I have the honour to be,
Sir,
Your obedient Servant,

(Sgd:) J. A. Mackenzie
Secretary,
Western Provinces.

Despt: 21⁴/42
Copy to:-

Resident Warri.

For information with reference to my endorsement No. 8499/146 of the 6th of April. 146

2. I am to request that the original of this letter may be forwarded to the petitioner

F. V. SCALLON,

Secretary,
Western Provinces.

G.O.A.B.

21/4/42 (p. 149)

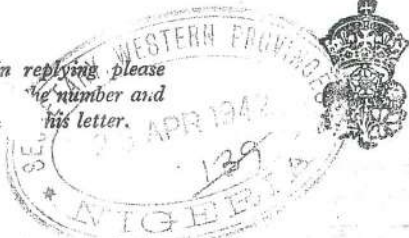
K.H.S.

21. 4. 42.

ABIONA T.S.
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SIGN F. O. S. f. w.
FOR: DIRECTOR NATION
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153
No. 23510/3.982/22

In replying, please
qu. the number and
date of this letter.



Nigerian Secretariat,
Lagos,

22nd April 1942.

Secretary, W.P.,

P. 143

Your ~~letter~~ letter
No. 8499/149 of the 16th of April.
Map returned herewith.

P. 139

W. T. Kaul
for Chief Secretary.

Cd.

Return map to Resident

Wani ref. p. 148, p.

C/S with the

Abul 25/4

resp.

note map returned to Resdh.
Wani under C.S. date of
27. 4. 42. *ref. 148.*
1.0. 27/4.

Smta.

Ch. 25/4.

Xd
CR 30/4

P.a.

also 27. 4. 42.

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FOR: DIRECTOR NATIONAL
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The Secretary,
Western Provinces,
I B A D A N.

No. R. 7/27A. 1324

Ukpe-Sobo N.A. Forest Reserve.

I forward herewith the attached Sub-jacket containing maps and descriptions (a) and (b) of the above named N.A. Forest Reserve for scrutiny and comments by the Crown Council.

2. It has already been submitted to the Surveyor-General and his comments are as follows :-

"The descriptions appear to be in order except that (1) in description (a) :-

N. boundary

"The village of Obotie" in line 4 should read "Obotie village"; "South (left) bank" in line 26 should read "Left bank"; the name "Hole-in-Wall" is given as "Holes in Walls" on Sheet 14 of map of Nigeria, Scale 1/500,000.
The area should read 2.245 sq. miles.

(ii) in description (b) :-

Schedule (A)

The area should read 180 Acres.

Schedule (B)

N. boundary

"north (right) bank" in line 1 should read "right bank";

S. boundary

"north (right) bank" in line 5 should read "right bank";

W. boundary

"north (right) bank" in line 1 should read "right bank".

The area should read 86 Acres."

OWO, 12/6/43.

LAOT/TOO.

AG: CONSERVATOR,
SOUTH-CENTRAL CIRCLE.

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NIGERIA.

No. of 194.

ORDER

made under

The Forestry Ordinance, 1937
(No. 38 of 1937)

Ukpe-Sobo Native Administration Forest Reserve.

In exercise of the powers conferred on Native Authorities by section 22 of the Forestry Ordinance, 1937, and by virtue of section 17 of the Interpretation Ordinance, 1939, it is hereby ordered with the approval of the Governor by the Native Authority for the Ukpe Sobo division of Warri Province as follows :-

Order No. 33 of 1933 constituting the Ukpe Sobo Native Administration Forest Reserve is hereby amended as follows:-


(a) Lands, the situation and limits of which are set forth in the first schedule hereto shall cease to be part of the Ukpe Sobo Native Administration Forest Reserve; and

(b) by the deletion of paragraph (1) of the second schedule to Order No. 33 of 1933 and the substitution therefor of the rights set forth in the second schedule hereto.

First Schedule.

All that piece of land containing 2.245 square miles or thereabouts, situated in the Jebri-Sobo Division of the Warri Province, the boundaries of which are as follows:-

North. - Starting from a point on the right bank of an unnamed tidal tributary of the "Hole-in-the-Wall" Creek (also known as the Benin Creek) one mile 400 feet west-south-west of Obotie village thence by a line cut on a bearing of 41 degrees for a distance of 1,023 feet, thence by a line cut on a bearing of 82 degrees for a distance of 5,121 feet, thence by a line cut on a bearing of 31 degrees for a distance of 2,706 feet, thence by a line cut on a bearing of 82 degrees for a distance of 1,782 feet, thence by a line cut on a bearing of 146 degrees for a distance of 2,378 feet, thence by a line cut on a bearing of 134 degrees for a distance of 429 feet, thence by a line cut on a bearing of 154½ degrees for a distance of 185 feet, thence by a line cut on a bearing of 135½ degrees for a distance of 313 feet, thence by a line cut on a bearing of 141½ degrees for a distance of 224 feet, thence by a line cut on a bearing of 159½ degrees for a distance of 376 feet, thence by a line cut on a bearing of 155½ degrees for a distance of 264 feet, thence by a line cut on a bearing of 229 degrees for a distance of 867 feet to the Obotie-Gbukurusu path, thence by the Obotie-Gbukurusu path in a general south-easterly direction

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1944

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The Forestry Ordinance, 1937

(No. 33 of 1937)

Upe-obo Native Administration Forest Reserve.

Published 200
N.A. Pub. Office
No. 3 of 1944.
1/18/1.

In exercise of the powers conferred on Native Authorities by section 22 of the Forestry Ordinance, 1937, and by virtue of section 17 of the Interpretation Ordinance, 1939, it is hereby ordered with the approval of the Governor by the Native Authority for the Upe-obo Area of Warri Province as follows :-

Order No 33 of 1937 constituting the Upe-obo Native Administration Forest Reserve is hereby amended as follows :-

(a) Lands, the situation and limits of which are set forth in the first schedule hereto shall cease to be part of the Upe-obo Native Administration Forest Reserve; and

(b) ~~by the deletion of Paragraph (1) of the second schedule to Order No. 33 of 1937 and the substitution thereof of the rights set forth in the second schedule hereto.~~ *is hereby deleted and is substituted therefor.*

First Schedule.

All that piece of land containing 2,445 square miles or thereabouts, situated in the Warri-obo Division of the Warri Province, the boundaries of which are as follows :-

North. - Starting from a point on the right bank of an unnamed tidal tributary of the "Hole-in-the-Hill" Creek (also known as the Wenin Creek) one mile 400 feet west-south-west of Mochie village thence by a line cut on a bearing of 41 degrees for a distance of 1,003 feet, thence by a line cut on a bearing of 82 degrees for a distance of 5,121 feet, thence by a line cut on a bearing of 31 degrees for a distance of 2,740 feet, thence by a line cut on a bearing of 22 degrees for a distance of 1,732 feet, thence by a line cut on a bearing of 146 degrees for a distance of 2,578 feet, thence by a line cut on a bearing of 17 degrees for a distance of 1,200 feet, thence by a line cut on a bearing of 154 degrees for a

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direction for a distance of 3,828 feet, thence by a line cut on a bearing of 92½ degrees for a distance of 3 miles 2,970 feet to a point on the left bank of the Mayuku Creek, at Ajakolo; thence

- South - By a line running due west to the "Holes in Walls" Creek; thence
- West - By the "~~Hole-in-the-Wall~~" Creek to its confluence with the aforesaid un-named tidal tributary, thence by the right bank of the aforesaid un-named tidal tributary upstream to the starting point.

All bearings and distances are approximate only, and latter refer to True North, having been adjusted from Magnetic bearings observed during February 1941.

Second Schedule.

- (1) (A) The right to farm is admitted to Umughele, Okporo, Egaetie, Ofomala, Ariaja, Unushemi, Biogoro, Aghorishe, Agboro, Idu, Najemitch and Omokoro, all of Umughele's Camp at Utonyatsere, and to Elume Fregene, Watigheren, Atikpekpe, Obirigoro, Okoro, Egeno and George, all of Elume's Camp at Utonyatsere, within an area of 180 acres or thereabouts, the boundaries of which are as follows :-

East.- Starting from a point on the Sapele-Utonyatsere path, 2,780 feet west of where the Sapele-Utonyatsere path crosses the east boundary of the Ukpe-Sobo Native Administration Forest Reserve, thence by a line cut on a bearing of 170 degrees for a distance of 660 feet, thence by a line cut on a bearing of 260 degrees for a distance of 750 feet to the Sapele-Umughele's Camp path, thence by the Sapele-Umughele's Camp path in a general southerly direction for a distance of 2,427 feet, thence by a line cut on a bearing of 80 degrees for a distance of 792 feet, thence by a line cut on a bearing of 170 degrees for a distance of 1,320 feet; thence

South.- By a line cut on a bearing of 260 degrees for a distance of 1,245 feet; thence

West.- By a line cut on a bearing of 340 degrees for a distance of 1,438 feet, thence by a line cut on a bearing of 310 degrees for a distance of 1,894 feet, thence by a line cut on a bearing of 324 degrees for a distance of 1,125 feet; thence

North.- By a line cut on a bearing of 50 degrees for a distance of 708 feet, thence by a line cut on a bearing of 115 degrees for a distance of 1,053 feet, thence by a line cut on a bearing of 25 degrees for a distance of 1,587 feet, thence by a line cut on a bearing of 80 degrees for a distance of 660 feet; thence

East.- By a line cut on a bearing of 170 degrees for a distance of 735 feet to the starting point.

- (B) The right to farm is admitted to Onafidon, Ogunmola, Mene, Ilorin and Emainokaju, all of Gbekoko, within an area of 86 acres or thereabouts, the boundaries of which are as follows,

North.- Starting from a beacon placed on the right bank of the Mayuku Creek at Gbekoko Waterside, thence by

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21 Distances and bearings are approximate only, and the latter refer to true north, having been adjusted from magnetic bearings observed during February 1941. 12.1 2.11 b.

Note. The name of the Hole-in-the-Wall Creek is incorrectly shown as "Holes in Walls" on sheet 14 of the map of Nigeria, scale 1/500,000."

10. (c) The right to mine is admitted to Humphreys, Moore, Bogotio, Morala, Arriaga, Tumbador, Siguara, Adirashio, Aguero, All, Pajonitan and others, all of Humphreys' land at Wanyatsara, and to Klum, Siguara, Atitashon, Atitashon, Atitashon, Siguara, Siguara, Siguara and George, all of Klum's land at Wanyatsara, within an area of 472 acres of Wanyatsara, the boundaries of which are as follows:-

cont. - Starting from a point on the Capele-Monysiaours path, 1,730 feet west of where the Capele-Monysiaours path crosses the east boundary of the Tule-Echo Native Administration Forest Reserve, thence by a line out on a bearing of 170 degrees for a distance of 660 feet, thence by a line out on a bearing of 201 degrees for a distance of 750 feet to the Capele-Monysiaours path, thence by the Capele-Monysiaours path in a general southerly direction for a distance of 1,437 feet, thence by a line out on a bearing of 80 degrees for a distance of 742 feet, thence by a line out on a bearing of 170 degrees for a distance of 1,325 feet; thence

North. - By a line cut in a bearing of 160 degrees for a distance of 1,245 feet; thence:

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- North. - By a line cut on a bearing of 50 degrees for a distance of 708 feet, thence by a line cut on a bearing of 145 degrees for a distance of 1,053 feet, thence by a line cut on a bearing of 25 degrees for a distance of 1,587 feet, thence by a line cut on a bearing of 80 degrees for a distance of 650 feet; thence
- East. - By a line cut on a bearing of 170 degrees for a distance of 755 feet to the starting point.

(B) The right to farm is submitted to Onafidon, Agwala, Nene, Ilorin and Uninokefu, all of Okeho, within a area of 87 acres or thereabouts, the boundaries of which are as follows:-

- North. - Starting from a bench placed on the right bank of the Bayeku Creek at Okeho, thence by a line cut on a bearing of 350 degrees for a distance of 234 feet, thence by a line cut on a bearing of 80 degrees for a distance of 742 feet, thence by a line cut on a bearing of 170 degrees for a distance 264 feet, thence by a line cut on a bearing of 80 degrees for a distance of 2,409 feet; thence
- East. - By a line cut on a bearing of 170 degrees for a distance of 1,556 feet; thence
- South. - By a line cut on a bearing 260 degrees for a distance of 990 feet, thence by a line cut on a bearing of 290 degrees for a distance of 660 feet, thence by a line cut on a bearing of 260 degrees for a distance of 1,430 feet to the right bank of the Bayeku Creek; thence
- West. - By the right bank of the Bayeku Creek down-stream to the starting point.

All distances and bearings are approximate only, and the latter refer to True North, having been adjusted from magnetic bearings observed during February 1942.

Made this Twelfth day of October 1943

	Witness	Signature	Initial	Mark
	A. S. Onari			
Deed	(Igbefo)			
	Ojegba			
	Aghotor			
	Avhiaroko			
	Majaine			
Deed	(Okene)			
	Hyeregba			
	Bakpolo			
	Oriteeje			
	Okiyaya			
	Oko			
	Ogholo			
	Akpeme			

Witness to marks

(SGD.) J. E. AKPOYOWARE
2nd Class Clerk.

Upo-fofo

Native capacity.

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Witness to Marks (sgd) J. E. AKPOYOWARE
2nd Class Clerk.
In presence of

(Sgd) A. Holden A.D.O.
for District Officer,
I/c Jekiri-Sobo Division

Approved this 24th day of January 1944.

(Sgd) G. C. Whitley

Chief Commissioner
Western Provinces.

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FOR: DIRECTOR GENERAL



No. W.R. 152/60.
Regional Forest Office,
Western Region,
Ibadan, 26th March, 1952.

The Hon. Civil Secretary,
Western Region,
Ibadan.

Western Urhobo Native Authority Forest Reserve
(Ulone sobo Forest) (Amendment) Order, 1952.

An amendment order (original and counterpart) is forwarded herewith for publication in the Regional Gazette please.

2. The amendment order follows on an inquiry carried out under section 23(5) of Cap. 75.

3. The area reserved under the new First Schedule does not include any land which was not included in the First Schedule to Order No. 33 of 1933 as amended by N.A. public Notice No. 3 of 1944.

4. The position with regard to rights admitted in the second Schedule to order No. 33 of 1933 as amended by N.A. public Notice No. 3 of 1944 is as follows:--

- | | | | | |
|----------|---|---|---|----|
| Right 1. | Areas concerned have been excised from the reserve. | | | |
| " 2. | covered by new right 3. | | | |
| " 3. | " | " | " | 4. |
| " 4. | " | " | " | 1. |
| " 5. | " | " | " | 2. |
| " 6. | No palm, rubber, cocoa or Kola plantations in the area now under reserve. | | | |
| " 7. | covered by new right 4. | | | |

5. prior to signature the amendment order was scrutinised and approved by the Honourable, the Legal Secretary, and by the director of surveys.

6. A map of the reserve - marked W.P.152/57 : 19/3/52 - is forwarded herewith. I should be grateful for return of this map in due course.

L. Wilson
CHIEF CONSERVATOR OF FORESTS,
WESTERN REGION.

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MADE UNDER

THE FORESTRY ORDINANCE

(CHAPTER 75)

WESTERN URHOB O NATIVE AUTHORITY FOREST RESERVE (UKPE SOBO FOREST)

(AMENDMENT) ORDER, 1952.

In exercise of the powers conferred upon Native Authorities by section 26 of the Forestry Ordinance, the following order has been made by the Western Urhobo Native Authority with the approval of the Resident, Warri Province to whom ~~the Governor has delegated the power of approval~~ *has been delegated:-*

1. This order may be cited as the Western Urhobo Native Authority Forest Reserve (Ukpe Sobo Forest) (Amendment) Order, 1952.
2. Order No. 33 of 1933 ~~as amended by N.A. Public Notice No. 3 of 1944~~ is hereby further revised and modified by revoking the First and Second schedules thereto and substituting the following therefor :-

FIRST SCHEDULE.

All that piece of land containing forty three square miles or thereabouts situated in the Western part of the Urhobo Division of the Warri Province and bounded as follows:- Starting from a point on the left bank of the Benin River where it is joined by the right bank of the Hole-in-the-Wall Creek (River Benin and Hole-in-the-Wall Creek, Nigeria Survey unnumbered Sheet of Warri Province 1:500,000 dated 1949) and marked by a pillar, by the left bank of the Benin River upstream in a general easterly direction for a distance of about 4,500 feet to a pillar; thence by a straight line cut on a bearing of 170 degrees for a distance of 530 feet to a pillar; thence by a straight line cut on a bearing of 53 degrees for a distance of 1,060 feet to a pillar; thence by a straight line cut on a bearing of 123 degrees for a distance of 710 feet to a pillar; thence by a straight line cut on a bearing of 93 degrees for a distance of 4,030 feet to a pillar; thence by a straight line cut on a bearing of 6 degrees 30 minutes for a distance of 530 feet to a pillar situated on the left bank of the Benin River; thence by the left bank of the Benin River upstream in a general east-north-easterly direction for a distance of about 2,700 feet to a

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DISTRICT (CHAPTER 75)

WESTERN URHOB0 NATIVE AUTHORITY FOREST RESERVE (UKPE SOBO FOREST)
(AMENDMENT) ORDER, 1952.

In exercise of the powers conferred upon Native Authorities by section 26 of the Forestry Ordinance, the following order has been made by the Western Urhobo Native Authority with the approval of the Resident, Warri Province to whom the Governor has delegated the power of approval *has been delegated:-*

1. This order may be cited as the Western Urhobo Native Authority Forest Reserve (Ukpe Sobo Forest) (Amendment) Order, 1952.
2. Order No. 33 of 1933 ~~as amended by N.A. Public Notice No. 3 of 1944~~ is hereby further revised and modified by revoking the First and Second schedules thereto and substituting the following therefor :-

FIRST SCHEDULE.

All that piece of land containing forty three square miles or thereabouts situated in the Western part of the Urhobo Division of the Warri Province and bounded as follows:- starting from a point on the left bank of the Benin River where it is joined by the right bank of the Hole-in-the-Wall Creek (River Benin and Hole-in-the-Wall Creek, Nigeria Survey unnumbered Sheet of Warri Province 1:500,000 dated 1949) and marked by a pillar, by the left bank of the Benin River upstream in a general easterly direction for a distance of about 4,500 feet to a pillar; thence by a straight line cut on a bearing of 170 degrees for a distance of 530 feet to a pillar; thence by a straight line cut on a bearing of 93 degrees for a distance of 1,060 feet to a pillar; thence by a straight line cut on a bearing of 123 degrees for a distance of 740 feet to a pillar; thence by a straight line cut on a bearing of 93 degrees for a distance of 4,030 feet to a pillar; thence by a straight line cut on a bearing of 6 degrees 30 minutes for a distance of 530 feet to a pillar situated on the left bank of the Benin River; thence by the left bank of the Benin River upstream in a general east-north-easterly direction for a distance of about 2,700 feet to a

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pillar; thence by a straight line cut on a bearing of 154 degrees
 for a distance of 660 feet to a pillar; thence by a straight line
 cut on a bearing of 69 degrees 30 minutes for a distance of 450
 feet to a pillar; thence by a straight line cut on a bearing of 327
 degrees for a distance of 790 feet to a pillar on the left bank of
 the Benin River; thence by the left bank of the Benin River upstream
 in a general north-easterly and then southerly direction for a
 distance of about 4 miles 930 feet to a pillar; thence by a straight
 line cut on a bearing of 229 degrees for a distance of 360 feet to a
 pillar; thence by a straight line cut on a bearing of 126 degrees for
 a distance of 800 feet to a pillar; thence by a straight line cut on
 a bearing of 48 degrees 30 minutes for a distance of 250 feet to a
 pillar on the left bank of the Benin River; thence by the left bank of
 the Benin River upstream in a general south-easterly direction for a
 distance of about 2 miles 3,453 feet to a pillar; thence by a straight
 line cut on a bearing of 163 degrees for a distance of 80 feet to a
 pillar; thence by a straight line cut on a bearing of 67 degrees for
 a distance of 180 feet to a pillar; thence by a straight line cut on
 a bearing of 343 degrees for a distance of 70 feet to a pillar on the
 left bank of the Benin River; thence by the left bank of the Benin
 River upstream in a general north-easterly direction for a distance
 of about 1 mile 1,220 feet to a pillar; thence by a straight line cut
 on a bearing of 101 degrees for a distance of 330 feet to a pillar;
 thence by a straight line cut on a bearing of 181 degrees 30 minutes
 for a distance of 1 mile 4,000 feet to a pillar; thence by a straight
 line cut on a bearing of 281 degrees for a distance of 660 feet to a
 pillar; thence by a straight line cut on a bearing of 318 degrees for
 a distance of 660 feet to a pillar; thence by a straight line cut
 on a bearing of 275 degrees for a distance of 330 feet to a pillar;
 thence by a straight line cut on a bearing of 170 degrees for a
 distance of 1,200 feet to a pillar; thence by a straight line cut on
 a bearing of 141 degrees 30 minutes for a distance of 230 feet
 to a pillar; thence by a straight line cut on a bearing of 88
 degrees for a distance of 330 feet to a pillar; thence by a straight
 line cut on a bearing of 56 degrees for a distance of 560 feet to a
 pillar; thence by a straight line cut on a bearing of 181 degrees 30
 minutes for a distance of 4 miles 700 feet to a pillar on the right

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bank of the Mayuku Creek; thence crossing the Mayuku Creek on a bearing of 181 degrees 30 minutes for a distance of 400 feet to a pillar on the left bank of the Mayuku Creek; thence by the left bank of the Mayuku Creek upstream in a general south-easterly direction for a distance of about 2 miles 600 feet to a pillar; thence by a straight line cut on a bearing of 270 degrees 30 minutes for a distance of 4 miles 2,400 feet to a pillar; thence by a straight line cut on a bearing of 360 degrees for a distance of 2,770 feet to a pillar; thence by a straight line cut on a bearing of 274 degrees 30 minutes for a distance of 3,960 feet to a pillar; thence by a straight line cut on a bearing of 326 degrees for a distance of 4,000 feet to a pillar; thence by a straight line cut on a bearing of 262 degrees for a distance of 1,830 feet to a pillar; thence by a straight line cut on a bearing of 211 degrees for a distance of 2,750 feet to a pillar; thence by a straight line cut on a bearing of 262 degrees for a distance of 3,830 feet to a pillar; thence by a straight line cut on a bearing of 307 degrees 30 minutes for a distance of 130 feet to a pillar; thence by a straight line cut on a bearing of 262 degrees for a distance of 530 feet to a pillar on the right bank of the Sound Creek; thence by the right bank of the Sound Creek downstream in a general south-westerly direction for a distance of about 530 feet to a pillar on the right bank of the Sound Creek where it is joined by the right bank of the Hole-in-the-Wall Creek; thence by the right bank of the Hole-in-the-Wall Creek downstream in a general northerly direction for a distance of about 4 miles 4,900 feet to a pillar on the right bank of the Hole-in-the-Wall Creek; thence by a straight line cut on a bearing of 158 degrees for a distance of 610 feet to a pillar; thence by a straight line cut on a bearing of 110 degrees 30 minutes for a distance of 4,290 feet to a pillar; thence by a straight line cut on a bearing of 360 degrees for a distance of 1 mile 400 feet to a pillar; thence by a straight line cut on a bearing of 270 degrees for a distance of 2,720 feet to a pillar; thence by a straight line cut on a bearing of 213 degrees for a distance of 760 feet to a pillar on the right bank of the Hole-in-the-Wall Creek; thence by the right bank of the Hole-in-the-Wall Creek downstream in a general north-westerly direction for a distance of about 8 miles

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bank of the Mayuku Creek; thence crossing the Mayuku Creek on a bearing of 181 degrees 30 minutes for a distance of 400 feet to a pillar on the left bank of the Mayuku Creek; thence by the left bank of the Mayuku Creek upstream in a general south-easterly direction for a distance of about 2 miles 600 feet to a pillar; thence by a straight line cut on a bearing of 272 degrees 30 minutes for a distance of 4 miles 2,400 feet to a pillar; thence by a straight line cut on a bearing of 360 degrees for a distance of 2,770 feet to a pillar; thence by a straight line cut on a bearing of 274 degrees 30 minutes for a distance of 3,960 feet to a pillar; thence by a straight line cut on a bearing of 326 degrees for a distance of 4,000 feet to a pillar; thence by a straight line cut on a bearing of 262 degrees for a distance of 1,830 feet to a pillar; thence by a straight line cut on a bearing of 211 degrees for a distance of 2,750 feet to a pillar; thence by a straight line cut on a bearing of 262 degrees for a distance of 3,830 feet to a pillar; thence by a straight line cut on a bearing of 307 degrees 30 minutes for a distance of 130 feet to a pillar; thence by a straight line cut on a bearing of 262 degrees for a distance of 530 feet to a pillar on the right bank of the Sound Creek; thence by the right bank of the Sound Creek downstream in a general south-westerly direction for a distance of about 530 feet to a pillar on the right bank of the Sound Creek where it is joined by the right bank of the Hole-in-the-Wall Creek; thence by the right bank of the Hole-in-the-Wall Creek downstream in a general northerly direction for a distance of about 4 miles 4,900 feet to a pillar on the right bank of the Hole-in-the-Wall Creek; thence by a straight line cut on a bearing of 158 degrees for a distance of 610 feet to a pillar; thence by a straight line cut on a bearing of 110 degrees 30 minutes for a distance of 4,290 feet to a pillar; thence by a straight line cut on a bearing of 360 degrees for a distance of 1 mile 400 feet to a pillar; thence by a straight line cut on a bearing of 270 degrees for a distance of 2,720 feet to a pillar; thence by a straight line cut on a bearing of 213 degrees for a distance of 760 feet to a pillar on the right bank of the Hole-in-the-Wall Creek; thence by the right bank of the Hole-in-the-Wall Creek downstream in a general north-westerly direction for a distance of about 8 miles

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to the starting point, excepting those areas of land within the boundaries described above the situation and limits of which are as follows :-

1. All that piece of land containing eightyseven acres or thereabouts situated in the central part of the Reserve immediately surrounding farmland belonging to the inhabitants of Ghekoko and bounded as follows :-

Starting from a point on the right bank of the Mayuku Creek at a distance of 300 feet measured upstream along the right bank of the Mayuku Creek from the point where the right bank of the Mayuku Creek is joined by the east bank of an unnamed Creek joining the Mayuku Creek and the Benin River and marked by a pillar, by a straight line cut on a bearing of 80 degrees for a distance of 910 feet to a pillar; thence by a straight line cut on a bearing of 170 degrees for a distance of 260 feet to a pillar; thence by a straight line cut on a bearing of 80 degrees for a distance of 2,400 feet to a pillar; thence by a straight line cut on a bearing of 170 degrees for a distance of 1,390 feet to a pillar; thence by a straight line cut on a bearing of 260 degrees for a distance of 990 feet to a pillar; thence by a straight line cut on a bearing of 290 degrees for a distance of 660 feet to a pillar; thence by a straight line cut on a bearing of 260 degrees for a distance of 1,430 feet to a pillar on the right bank of the Mayuku Creek; thence by the right bank of the Mayuku Creek downstream in a general northerly direction for a distance of about 1,600 feet to the starting point.

2. All that piece of land containing one hundred and seventy two acres or thereabouts situated in the eastern part of the Reserve immediately surrounding farmland belonging to the inhabitants of Elume camp and Umugele camp at Utonyatsere and bounded as follows :-

Starting from a point on the right hand side of the 1950 path from Sapele to Elume camp at a distance of 2,780 feet measured along the 1950 path from Sapele to Elume camp from the point where the 1950 path from Sapele to Elume camp crossed the cut line forming the eastern boundary of the Reserve and marked by a pillar, by a straight line cut on a bearing of 170 degrees for a distance of 660 feet to a pillar; thence by a straight line cut on a bearing of 260 degrees for a distance of 750 feet to a pillar on the left hand side of the 1950

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path from Mune camp to Umagele camp; thence by a straight line out on a bearing of 80 degrees for a distance of 792 feet to a pillar; thence by a straight line out on a bearing of 170 degrees for a distance of 1,320 feet to a pillar; thence by a straight line out on a bearing of 260 degrees for a distance of 1,250 feet to a pillar; thence by a straight line out on a bearing of 340 degrees for a distance of 1,450 feet to a pillar; thence by a straight line out on a bearing of 310 degrees for a distance of 1,890 feet to a pillar; thence by a straight line out on a bearing of 324 degrees for a distance of 1,130 feet to a pillar; thence by a straight line out on a bearing of 50 degrees for a distance of 700 feet to a pillar; thence by a straight line out on a bearing of 115 degrees for a distance of 1,050 feet to a pillar; thence by a straight line out on a bearing of 25 degrees for a distance of 1,590 feet to a pillar; thence by a straight line out on a bearing of 80 degrees for a distance of 660 feet to a pillar; thence by a straight line out on a bearing of 170 degrees for a distance of 740 feet to the starting point.

3. All that piece of land containing one decimal six acres or thereabouts situated in the eastern part of the Reserve west of Utonyatsare immediately surrounding the rubber plantation of Igoyo and bounded as follows :-

Starting from a point on the right hand side of the 1950 path from Gbekoko to Umagele camp at a distance of 2 miles 2,000 feet from Gbekoko measured eastward along the 1950 path from Gbekoko to Umagele camp and marked by a pillar, by a straight line out on a bearing of 87 degrees for a distance of 115 feet to a pillar; thence by a straight line out on a bearing of 148 degrees for a distance of 160 feet to a pillar; thence by a straight line out on a bearing of 212 degrees for a distance of 220 feet to a pillar; thence by a straight line out on a bearing of 297 degrees for a distance of 270 feet to a pillar; thence by a straight line out on a bearing of 25 degrees for a distance of 210 feet to a pillar; thence by a straight line out on a bearing of 87 degrees for a distance of 70 feet to the starting point.

4. All that piece of land containing decimal two of an acre or thereabouts situated in the south-east part of the reserve

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Immediately surrounding the rubber plantation of the Reserve, and bounded as follows :-

Starting from a point on the left hand side of the 1950 path from Umugole camp to Okwadikpor camp at a distance of 2,000 feet measured northward along the 1950 path from Okwadikpor camp to Umugole camp from the point where the 1950 path from Okwadikpor camp to Umugole camp is crossed by the cut line forming the eastern boundary of the Reserve and marked by a pillar, by a straight line out on a bearing of 326 degrees 30 minutes for a distance of 15 feet to a pillar; thence by a straight line out on a bearing of 45 degrees for a distance of 70 feet to a pillar; thence by a straight line out on a bearing of 114 degrees 30 minutes for a distance of 100 feet to a pillar; thence by a straight line out on a bearing of 218 degrees for a distance of 130 feet to a pillar; thence by a straight line out on a bearing of 326 degrees 30 minutes for a distance of 80 feet to the starting point.

All distances are approximate only, distances being those actually measured along the ground and not reduced to the horizontal.

All bearings are referred to True North and adjusted from Magnetic bearings observed during the months of January, February and March, 1950. All pillars are cement pillars.

SECOND SCHEDULE.

Rights within the Reserve.

To the communal owners of the Land.

1. The rights to hunt and fish.
2. The right to collect palm produce.
3. The right to maintain (for the purpose of residing) but not to extend the following seasonally occupied fishing camps :-

Camp 1. On the right bank of the Hole-in-the-Wall creek a distance of 2,000 feet measured downstream along the right bank of the Hole-in-the-Wall creek from the point where the right bank of the Hole-in-the-Wall creek is joined by the right bank of the Kuyum creek and consisting of two huts.

Camp 2. On the right bank of the Hole-in-the-Wall creek a distance of 1 mile 200 feet measured downstream along the right bank of the Hole-in-the-Wall creek from the point opposite the last hut of the Hole-in-the-Wall creek is joined by the right bank of the Liverpool Creek and consisting of three huts.

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Camp 3. Situated about 1 mile 2,600 feet northwest of Gbekoko and consisting of six huts.

Camp 4. On the east bank of an unnamed Creek a distance of 1 mile measured northward along the east bank of the unnamed Creek from the point where the east bank of the unnamed Creek joins the right bank of the Mayuku Creek and consisting of thirteen huts.

Camp 5. On the right hand side of the 1950 path from Gbekoko to Umugele camp a distance of 1 mile 2,470 feet measured eastward along the 1950 path from Gbekoko to Umugele camp from Gbekoko and consisting of seven huts.

Camp 6. One hut situated on the left bank of the Mayuku Creek a distance of 2 miles 1,140 feet measured upstream along the left bank of the Mayuku Creek from the point opposite which the right bank of the Mayuku Creek is joined by the east bank of the unnamed Creek and opposite the village of Gbekoko.

Camp 7. On the right bank of the Mayuku Creek a distance of 2 miles 840 feet measured downstream along the right bank of Mayuku Creek from the point where the right bank of the Mayuku Creek is joined by the cut line forming the eastern boundary of the Reserve and consisting of one hut.

Camp 8. 4,000 feet east of Camp 7 and consisting of seven huts.

Camp 9. 2,000 feet north of Camp 8 and consisting of three huts.

Camp 10. 2,000 feet south east of Camp 9 and consisting of nine huts.

Camp 11. 2,000 feet east of Camp 10 and consisting of 5 huts.

4. Rights of Way :-

To the general public :-

The portion within the Reserve of

The 1950 path from Ootla to Akakio.

The 1950 path from Gbekoko to Obwadiapow passing through Umugele camp.

The 1950 path from Umugele camp to Sagale passing through Elume camp.

The 1950 path from Mayuku Creek to fishing Camp 3.

The 1950 path from Mayuku Creek to fishing Camps 7, 8, 9, 10 and 11 and to Obwadiapow Camp.

The Mayuku Creek.

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The unnamed Creek joining the Benue River with the Mayuku Creek.

All other unnamed Creeks within the Reserve.

Made this 6th day of December 1951.

Chief D.O. Dafe

Esezi II Orodje of Okpe.

Esezi II Orodje of Okpe

J. Johnson Okene

1 sig:

J.A. Egbelughe J.A. Egbelughe
Admin. Clerk.

DISTRICT

for WESTERN URHOB O NATIVE AUTHORITY

DISTRICT

Signified in accordance with the Western Urhobo Native Authority Standing Rules 1949 dated the 11th day of January, 1949.

~~Dated this 16th day of January 1952.~~

~~Witness to signatures:-~~
~~Witness to signatures:-~~

~~Witness to signatures:-~~
~~Witness to signatures:-~~

In presence of

~~Witness to signatures:-~~
~~Witness to signatures:-~~

~~Witness to signatures:-~~
~~Witness to signatures:-~~

~~Witness to signatures:-~~
~~Witness to signatures:-~~

Approved this

25th

day of February 1952.

Resident J.H. Beeley
Warri Province.

Warri Province.

ABINIA T.S. 54/50/50
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54/50/50

*Extract from Western Region of Nigeria Gazette
No. 12 of 17th April 1952*

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W.R. N.A. Public Notice No. 3 of 1952

ORDER made under THE FORESTRY ORDINANCE (Cap. 75)

**WESTERN URHOB O DISTRICT NATIVE AUTHORITY FOREST
RESERVE (UKPE SOBO FOREST) (AMENDMENT) ORDER, 1952**

In exercise of the powers conferred upon Native Authorities by section 26 of the Forestry Ordinance, the following order has been made by the Western Urhobo District Native Authority with the approval of the Resident, Warri Province to whom power of approval has been delegated :—

1. This order may be cited as the Western Urhobo District Native Authority Forest Reserve (Ukpe Sobo Forest) (Amendment) Order, 1952.
2. Order No. 33 of 1933 is hereby further revised and modified by revoking the First and Second Schedules thereto and substituting the following therefor :—

FIRST SCHEDULE

All that piece of land containing forty-three square miles or thereabouts situated in the western part of the Urhobo Division of the Warri Province and bounded as follows :—

Starting from a point on the left bank of the Benin River where it is joined by the right bank of the Hole-in-the-Wall Creek (River Benin and Hole-in-the-Wall Creek, Nigeria Survey unnumbered Sheet of Warri Province 1/500,000 dated 1949) and marked by a pillar, by the left bank of the Benin River upstream in a general easterly direction for a distance of about 4,500 feet to a pillar ; thence by a straight line cut on a bearing of 170 degrees for a distance of 530 feet to a pillar ; thence by a straight line cut on a bearing of 93 degrees for a distance of 1,060 feet to a pillar ; thence by a straight line cut on a bearing of 123 degrees for a distance of 710 feet to a pillar ; thence by a straight line cut on a bearing of 93 degrees for a distance of 4,030 feet to a pillar ; thence by a straight line cut on a bearing of 6 degrees 30 minutes for a distance of 530 feet to a pillar situated on the left bank of the Benin River ; thence by the left bank of the Benin River upstream in a general east-north-easterly direction for a distance of about 2,700 feet to a pillar ; thence by a straight line cut on a bearing of 154 degrees for a distance of 650 feet to a pillar ; thence by a straight line cut on a bearing of 69 degrees 30 minutes for a distance of 450 feet to a pillar ; thence by a straight line cut on a bearing of 327 degrees for a distance of 790 feet to a pillar on the left bank of the Benin River ; thence by the left bank of the Benin River upstream in a general north-easterly and then southerly direction for a distance of about 4 miles 930 feet to a pillar ; thence by a straight line cut on a bearing of 229 degrees for a distance of 360 feet to a pillar ; thence by a straight line cut on a bearing of 126 degrees for a distance of 800 feet to a pillar ; thence by a straight line cut on a bearing of 48 degrees 30 minutes for a distance of 250 feet to a pillar on the left bank of the Benin River ; thence by the left bank of the Benin River upstream in a general south-easterly direction for a distance of about 2 miles 3,453 feet to a pillar ; thence by a straight line cut on a bearing of 163 degrees for a distance of 80 feet to a pillar ; thence by a straight line cut on a bearing of 67 degrees for a distance of 180 feet to a pillar ; thence by a straight line cut on a bearing of 343 degrees for a distance of 70 feet to a pillar on the left bank of the Benin River ; thence by the left bank of the Benin River upstream in a general north-easterly direction for a distance of about 1 mile 1,220 feet to a pillar ; thence by a straight line cut on a bearing of 101 degrees for a distance of 330 feet to a pillar ; thence by a straight line cut on a bearing of 181 degrees 30 minutes for a distance of 1 mile 4,000 feet to a pillar ; thence by a straight line cut on a bearing of 281 degrees for a distance of 660 feet to a pillar ; thence by a straight line

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cut on a bearing of 318 degrees for a distance of 665 feet to a pillar ; thence by a straight line cut on a bearing of 273 degrees for a distance of 330 feet to a pillar ; thence by a straight line cut on a bearing of 170 degrees for a distance of 1,200 feet to a pillar ; thence by a straight line cut on a bearing of 141 degrees 30 minutes for a distance of 280 feet to a pillar ; thence by a straight line cut on a bearing of 88 degrees for a distance of 330 feet to a pillar ; thence by a straight line cut on a bearing of 56 degrees for a distance of 580 feet to a pillar ; thence by a straight line cut on a bearing of 181 degrees 30 minutes for a distance of 4 miles 700 feet to a pillar on the right bank of the Mayuku Creek ; thence crossing the Mayuku Creek on a bearing of 181 degrees 30 minutes for a distance of 400 feet to a pillar on the left bank of the Mayuku Creek ; thence by the left bank of the Mayuku Creek upstream in a general south-easterly direction for a distance of about 2 miles 600 feet to a pillar ; thence by a straight line cut on a bearing of 272 degrees 30 minutes for a distance of 4 miles 2,400 feet to a pillar ; thence by a straight line cut on a bearing of 360 degrees for a distance of 2,770 feet to a pillar ; thence by a straight line cut on a bearing of 274 degrees 30 minutes for a distance of 3,960 feet to a pillar ; thence by a straight line cut on a bearing of 326 degrees for a distance of 4,000 feet to a pillar ; thence by a straight line cut on a bearing of 262 degrees for a distance of 1,830 feet to a pillar ; thence by a straight line cut on a bearing of 211 degrees for a distance of 2,750 feet to a pillar ; thence by a straight line cut on a bearing of 262 degrees for a distance of 3,830 feet to a pillar ; thence by a straight line cut on a bearing of 307 degrees 30 minutes for a distance of 130 feet to a pillar ; thence by a straight line cut on a bearing of 262 degrees for a distance of 530 feet to a pillar on the right bank of the Sound Creek ; thence by the right bank of the Sound Creek downstream in a general south-westerly direction for a distance of about 530 feet to a pillar on the right bank of the Sound Creek where it is joined by the right bank of the Hole-in-the-Wall Creek ; thence by the right bank of the Hole-in-the-Wall Creek downstream in a general northerly direction for a distance of about 4 miles 4,900 feet to a pillar on the right bank of the Hole-in-the-Wall Creek ; thence by a straight line cut on a bearing of 158 degrees for a distance of 610 feet to a pillar ; thence by a straight line cut on a bearing of 110 degrees 30 minutes for a distance of 4,290 feet to a pillar ; thence by a straight line cut on a bearing of 360 degrees for a distance of 1 mile 400 feet to a pillar ; thence by a straight line cut on a bearing of 270 degrees for a distance of 2,720 feet to a pillar ; thence by a straight line cut on a bearing of 213 degrees for a distance of 760 feet to a pillar on the right bank of the Hole-in-the-Wall Creek ; thence by the right bank of the Hole-in-the-Wall Creek downstream in a general north-westerly direction for a distance of about 8 miles to the starting point, excepting those areas of land within the boundaries described above the situation and limits of which are as follows :—

1. All that piece of land containing eighty-seven acres or thereabouts situated in the central part of the Reserve immediately surrounding farmland belonging to the inhabitants of Gbekoko and bounded as follows :—

Starting from a point on the right bank of the Mayuku Creek at a distance of 300 feet measured upstream along the right bank of the Mayuku Creek from the point where the right bank of the Mayuku Creek is joined by the east bank of an unnamed Creek joining the Mayuku Creek and the Benin River and marked by a pillar, by a straight line cut on a bearing of 80 degrees for a distance of 910 feet to a pillar ; thence by a straight line cut on a bearing of 170 degrees for a distance of 260 feet to a pillar ; thence by a straight line cut on a bearing of 80 degrees for a distance of 2,400 feet to a pillar ; thence by a straight line cut on a bearing of 170 degrees for a distance of 1,390 feet to a pillar ; thence by a straight line cut on a bearing of 260 degrees for a distance of 990 feet to a pillar ; thence by a straight line cut on a bearing of 290 degrees for a distance of 660 feet to a pillar ; thence by a straight line cut on a bearing of 260 degrees for a distance of 1,430 feet to a pillar on the right bank of the Mayuku Creek ; thence by the right bank of the Mayuku Creek downstream in a general northerly direction for a distance of about 1,600 feet to the starting point.

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2. All that piece of land containing one hundred and seventy-two acres or thereabouts situated in the eastern part of the Reserve immediately surrounding farmland belonging to the inhabitants of Elume camp and Umugele camp at Utonyatsere and bounded as follows :—

Starting from a point on the right hand side of the 1950 path from Sapele to Elume camp at a distance of 2,780 feet measured along the 1950 path from Sapele to Elume camp from the point where the 1950 path from Sapele to Elume camp crosses the cut line forming the eastern boundary of the Reserve and marked by a pillar, by a straight line cut on a bearing of 170 degrees for a distance of 660 feet to a pillar ; thence by a straight line cut on a bearing of 260 degrees for a distance of 750 feet to a pillar on the left hand side of the 1950 path from Elume camp to Umugele camp ; thence by the left hand side of the 1950 path from Elume camp to Umugele camp for a distance of 2,420 feet to a pillar on the left hand side of the 1950 path from Elume camp to Umugele camp ; thence by a straight line cut on a bearing of 80 degrees for a distance of 792 feet to a pillar ; thence by a straight line cut on a bearing of 170 degrees for a distance of 1,320 feet to a pillar ; thence by a straight line cut on a bearing of 260 degrees for a distance of 1,250 feet to a pillar ; thence by a straight line cut on a bearing of 340 degrees for a distance of 1,430 feet to a pillar ; thence by a straight line cut on a bearing of 310 degrees for a distance of 1,890 feet to a pillar ; thence by a straight line cut on a bearing of 324 degrees for a distance of 1,130 feet to a pillar ; thence by a straight line cut on a bearing of 50 degrees for a distance of 700 feet to a pillar ; thence by a straight line cut on a bearing of 115 degrees for a distance of 1,050 feet to a pillar ; thence by a straight line cut on a bearing of 25 degrees for a distance of 1,590 feet to a pillar ; thence by a straight line cut on a bearing of 80 degrees for a distance of 660 feet to a pillar ; thence by a straight line cut on a bearing of 170 degrees for a distance of 740 feet to the starting point.

3. All that piece of land containing one decimal six acres or thereabouts situated in the eastern part of the Reserve west of Utonyatsere immediately surrounding the rubber plantation of Igoyo and bounded as follows :—

Starting from a point on the right hand side of the 1950 path from Gbekoko to Umugele camp at a distance of 2 miles 2,000 feet from Gbekoko measured eastward along the 1950 path from Gbekoko to Umugele camp and marked by a pillar, by a straight line cut on a bearing of 87 degrees for a distance of 115 feet to a pillar ; thence by a straight line cut on a bearing of 148 degrees for a distance of 160 feet to a pillar ; thence by a straight line cut on a bearing of 212 degrees for a distance of 220 feet to a pillar ; thence by a straight line cut on a bearing of 297 degrees for a distance of 270 feet to a pillar ; thence by a straight line cut on a bearing of 26 degrees 30 minutes for a distance of 210 feet to a pillar ; thence by a straight line cut on a bearing of 87 degrees for a distance of 70 feet to the starting point.

4. All that piece of land containing decimal two of an acre or thereabouts situated in the south-east part of the Reserve immediately surrounding the rubber plantation of Mukoro, and bounded as follows :—

Starting from a point on the left hand side of the 1950 path from Umugele camp to Okwadiakpor camp at a distance of 2,900 feet measured northward along the 1950 path from Okwadiakpor camp to Umugele camp from the point where the 1950 path from Okwadiakpor camp to Umugele camp is crossed by the cut line forming the eastern boundary of the Reserve and marked by a pillar, by a straight line cut on a bearing of 326 degrees 30 minutes for a distance of 15 feet to a pillar ; thence by a straight line cut on a bearing of 45 degrees for a distance of 70 feet to a pillar ; thence by a straight line cut on a bearing of 114 degrees 30 minutes for a distance of 100 feet to a pillar ; thence by a straight line cut on a bearing of 218 degrees for a distance of 130 feet to a

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pillar ; thence by a straight line cut on a bearing of 26 degrees 30 minutes for a distance of 80 feet to the starting point. All distances are approximate only, distances being those actually measured along the ground and not reduced to the horizontal. All bearings are referred to true North and adjusted from Magnetic bearings observed during the months of January, February and March, 1950. All pillars are cement pillars.

SECOND SCHEDULE

RIGHTS WITHIN THE RESERVE

To the Communal Owners of the Land

1. The rights to hunt and fish.
2. The right to collect palm produce.
3. The right to maintain (for the purpose of residing) but not to extend the following seasonally occupied fishing camps :—

Camp 1.—On the right bank of the Hole-in-the-Wall Creek distance of 2,000 feet measured downstream along the right bank of the Hole-in-the-Wall Creek from the point where the right bank of the Hole-in-the-Wall Creek is joined by the right bank of the Mayuku Creek and consisting of two huts.

Camp 2.—On the right bank of the Hole-in-the-Wall Creek a distance of 1 mile 200 feet measured downstream along the right bank of the Hole-in-the-Wall Creek from the point opposite which the left bank of the Hole-in-the-Wall Creek is joined by the right bank of the Liverpool Creek and consisting of three huts.

Camp 3.—Situated about 1 mile 2,600 feet north-west of Gbekoko and consisting of six huts.

Camp 4.—On the east bank of an unnamed Creek a distance of 1 mile measured northward along the east bank of the unnamed Creek from the point where the east bank of the unnamed Creek joins the right bank of the Mayuku Creek and consisting of thirteen huts.

Camp 5.—On the right hand side of the 1950 path from Gbekoko to Umugele camp a distance of 1 mile 2,470 feet measured eastward along the 1950 path from Gbekoko to Umugele camp from Gbekoko and consisting of seven huts.

Camp 6.—One hut situated on the left bank of the Mayuku Creek a distance of 2 miles 1,140 feet measured upstream along the left bank of the Mayuku Creek from the point opposite which the right bank of the Mayuku Creek is joined by the east bank of the unnamed Creek and opposite the village of Gbekoko.

Camp 7.—On the right bank of the Mayuku Creek a distance of 2 miles 840 feet measured downstream along the right bank of Mayuku Creek from the point where the right bank of the Mayuku Creek is joined by the cut line forming the eastern boundary of the Reserve and consisting of one hut.

Camp 8.—4,000 feet east of Camp 7 and consisting of seven huts.

Camp 9.—2,000 feet north of Camp 8 and consisting of three huts.

Camp 10.—2,000 feet south-east of Camp 9 and consisting of nine huts.

Camp 11.—2,000 feet east of Camp 10 and consisting of five huts.

To the general public :—

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4. *Rights of Way*

The portion within the Reserve of :--

The 1950 path from Obotie to Ajakotie.

The 1950 path from Gbekoko to Okwadiakpor passing through Umugele camp.

The 1950 path from Umugele camp to Sapele passing through Elume camp.

The 1950 path from Mayuku Creek to fishing Camp 3.

The 1950 path from Mayuku Creek to fishing Camps 7, 8, 9, 10 and 11 and to Okwadiakpor Camp.

The Mayuku Creek.

The unnamed Creek joining the Benin River with the Mayuku Creek.

All other unnamed Creeks within the Reserve.

MADE this 6th day of December, 1951.

Chief D. O. DAFE,
ESEZI II, Orodje of Okpe } for Western Urhobo District Native Authority
J. JOHNSON OKENE

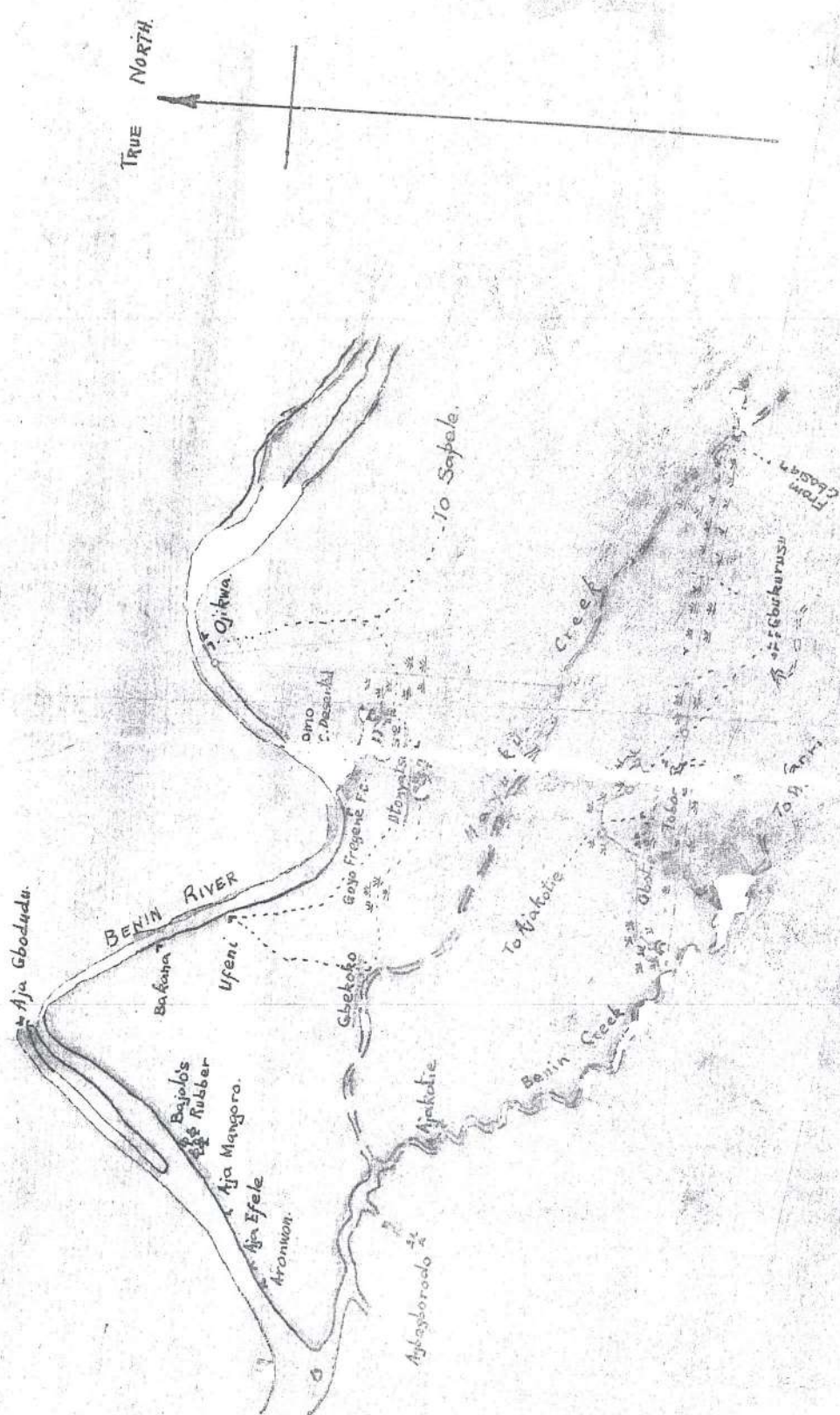
Signified in accordance with the Western Urhobo District Native Authority Standing Rules, 1949, dated the 11th day of January, 1949.

J. A. EGBELUGHE—*Administrative Clerk*
Witness to Signature

APPROVED this 25th day of February, 1952.


J. H. BEELEY,
Acting Resident, Warri Province

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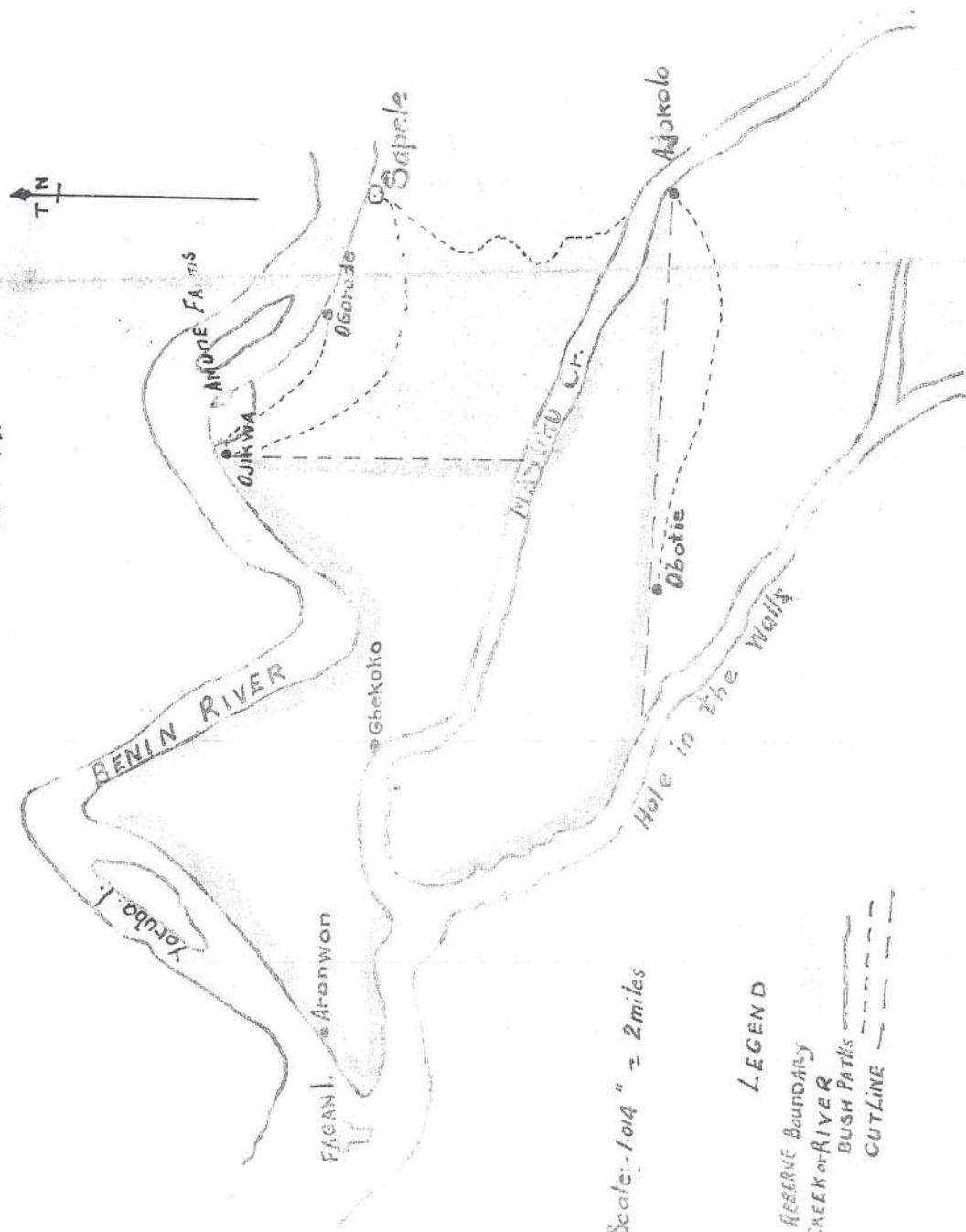


IKORODU FOREST RESERVE
 Southern Boundary only surveyed
 the rest sketched.

Scale 1 inch = 2 Miles.

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 FOR DIRECTOR NATIONAL
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UKPE SOBO NATIVE ADMINISTRATION FOREST RESERVE

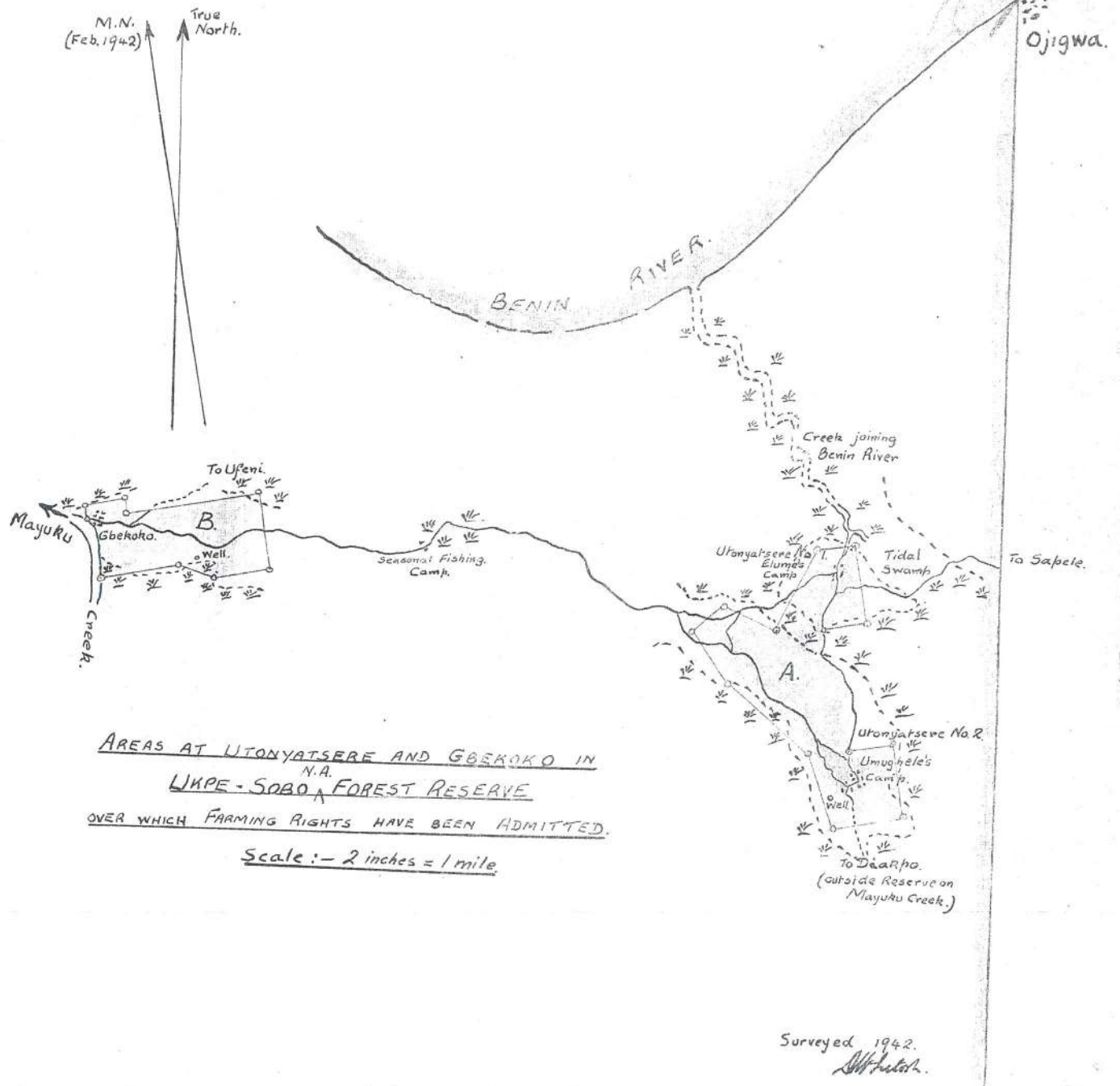


Scale: 1/4" = 2 miles

LEGEND

- RESERVE BOUNDARY
- CREEK or RIVER
- BUSH PATHS
- OUTLINE

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FOR: DIRECTOR NATIONAL
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Order

MADE UNDER

The Forestry Ordinance, 1937

(No. 38 of 1937)

UKPE-SOBO NATIVE ADMINISTRATION FOREST
RESERVE

In exercise of the powers conferred on Native Authorities by section 22 of the Forestry Ordinance, 1937, and by virtue of section 17 of the Interpretation Ordinance, 1939, it is hereby ordered with the approval of the Governor by the Native Authority for the Ukpe-Sobo Clan of Warri Province as follows:—

Order No. 33 of 1933 constituting the Ukpe-Sobo Native Administration Forest Reserve is hereby amended as follows:—

(a) Lands, the situation and limits of which are set forth in the First Schedule hereto shall cease to be part of the Ukpe-Sobo Native Administration Forest Reserve; and

(b) Paragraph (1) of the Second Schedule to Order No. 33 of 1933 is hereby deleted and the Second Schedule hereto is substituted therefor.

FIRST SCHEDULE

All that piece of land containing 2,945 square miles or thereabouts, situated in the Jekri-Sobo Division of the Warri Province, the boundaries of which are as follows:—

North.—Starting from a point on the right bank of an unnamed tidal tributary of the "Hole-in-the-Wall" Creek (also known as the Benin Creek) one mile 400 feet west-south-west of Obotie village; thence by a line cut on a bearing of 41 degrees for a distance of 1,023 feet; thence by a line cut on a bearing of 82 degrees for a distance of 5,121 feet; thence by a line cut on a bearing of 31 degrees for a distance of 2,706 feet; thence by a line cut on a bearing of 82 degrees for a distance of 1,782 feet; thence by a line cut on a bearing of 146 degrees for a distance of 2,378 feet; thence by a line cut on a bearing of 134 degrees for a distance of 429 feet; thence by a line cut on a bearing of 154½ degrees for a distance of 185 feet; thence by a line cut on a bearing of 135½ degrees for a distance of 313 feet; thence by a line cut on a bearing of 141½ degrees for a distance of 224 feet; thence by a line cut on a bearing of 159½ degrees for a distance of 376 feet; thence by a line cut on a bearing of 155½ degrees for a distance of 264 feet; thence by a line cut on a bearing of 229 degrees for a distance of 867 feet to the Obotie-Gbukurusu path; thence by the Obotie-Gbukurusu path in a general south-easterly direction for a distance of 3,828 feet; thence by a line cut on a bearing of 92½ degrees for a distance of 3 miles 2,970 feet to a point on the left bank of Mayuku Creek, at Ajakolo; thence

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South.—By a line running due west to the "Hole-in-the-Wall" Creek; thence

West.—By the "Hole-in-the-Wall" Creek to its confluence with the aforesaid unnamed tidal tributary; thence by the right bank of the aforesaid unnamed tidal tributary upstream to the starting point.

All distances and bearings are approximate only, and the latter refer to True North, having been adjusted from Magnetic bearings observed during February, 1941.

Note.—The name of the Hole-in-the-Wall Creek is incorrectly shown as "Holes in Walls" on Sheet 14 of the map of Nigeria, Scale 1/500,000"

SECOND SCHEDULE

(1) (A) The right to farm is admitted to Umughele, Okporo, Egageti, Ofomala, Ariaja, Unushemi, Biogoro, Aghorishe, Agboro, Idu, Majemiteh and Omokoro, all of Umughele's Camp at Utonyatsere, and to Elume Fregene, Watigheren, Atikpekpe, Obirigoro, Okoro, Egeno and George, all of Elume's Camp at Utonyatsere, within an area of 172 acres or thereabouts, the boundaries of which are as follows:—

East.—Starting from a point on the Sapele-Utonyatsere path, 2,780 feet west of where the Sapele-Utonyatsere path crosses the east boundary of the Ukpe-Sobo Native Administration Forest Reserve; thence by a line cut on a bearing of 170 degrees for a distance of 660 feet; thence by a line cut on a bearing of 260 degrees for a distance of 750 feet to the Sapele-Umughele's Camp path; thence by the Sapele-Umughele's Camp path in a general southerly direction for a distance of 2,427 feet; thence by a line cut on a bearing of 80 degrees for a distance of 792 feet; thence by a line cut on a bearing of 170 degrees for a distance of 1,320 feet; thence

South.—By a line cut on a bearing of 260 degrees for a distance of 1,245 feet; thence

West.—By a line cut on a bearing of 340 degrees for a distance of 1,438 feet; thence by a line cut on a bearing of 310 degrees for a distance of 1,894 feet; thence by a line cut on a bearing of 324 degrees for a distance of 1,125 feet; thence

North.—By a line cut on a bearing of 50 degrees for a distance of 708 feet; thence by a line cut on a bearing of 115 degrees for a distance of 1,053 feet; thence by a line cut on a bearing of 25 degrees for a distance of 1,587 feet; thence by a line cut on a bearing of 80 degrees for a distance of 660 feet; thence

East.—By a line cut on a bearing of 170 degrees for a distance of 735 feet to the starting point.

(B) The right to farm is admitted to Omafidon, Ogunmola, Mene, Ilorin and Eminokaju, all of Gbekoko, within an area of 87 acres or thereabouts, the boundaries of which are as follows:—

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North.—Starting from a beacon placed on the right bank of the Mayuku Creek at Gbekoko Waterside; thence by a line cut on a bearing of 350 degrees for a distance of 234 feet; thence by a line cut on a bearing of 80 degrees for a distance of 742 feet; thence by a line cut on a bearing of 170 degrees for a distance of 264 feet; thence by a line cut on a bearing of 80 degrees for a distance of 2,409 feet; thence

East.—By a line cut on a bearing of 170 degrees for a distance of 1,386 feet; thence

South.—By a line cut on a bearing of 260 degrees for a distance of 990 feet; thence by a line cut on a bearing of 290 degrees for a distance of 660 feet; thence by a line cut on a bearing of 260 degrees for a distance of 1,430 feet to the right bank of the Mayuku Creek; thence

West.—By the right bank of the Mayuku Creek downstream to the starting point.

All distances and bearings are approximate only, and the latter refer to True North, having been adjusted from Magnetic bearings observed during February, 1942.

MADE this 12th day of October, 1943.

	<i>Okakure</i>	Their
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A. E. OMARIN	do.	X
OMEGBA	do.	X
AGBOTOP	do.	X
AVHIOBOKO	do.	X
MAJAINI	do.	X
EYEREGBA	do.	X
BAKPOLO	do.	X
ORISEJE	do.	X
OKIYAYA	do.	X
OKI	do.	X
OGPOLO	do.	X
AKPOME	do.	X

Marka.

Upe-Sobo Native Authority.

Witness to Marks

J. E. AKPOYOWARE,
2nd Class Clerk.


In presence of

A. HOLDEN,
for District Officer,
i/c Jekri-Sobo Division.

APPROVED this 24th day of January, 1944.

G. C. WHITELEY,
Chief Commissioner,
Western Provinces.

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SIGN  08/05/2025
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