

IN THE MALAITA LOCAL COURT

LAND CASE NO:..3/75.....

DATE:10th July 1975..

Name of Land in dispute.....TOP URAIA or URAIAITOLO.....

V

Name of Plaintiff; Joe Kwaesiko of Sbitana village, North East Malaita.....

Name of Defendant: Frank Kabui of Manakwai village, North Malaita.....

DECREE

JUDGEMENT

Court finds that Frank Kabui is the true landowner of Joe Kwaesiko is his true relative and assistant in the land of Uraia. Court finds also that the land was not given to Kwaesiko freely by Tooniwane. But Kwaesiko is the caretaker or the controller of the land for sixty years in the absence of Frank Kabui. Nearly Frank Kabui is losing his land and his leading away nearly out of date and very old, but for he was the first man to settle on the land he should be the head.

It looks by the Court that Frank Kabui had forgotten all about his land, and no early properties, only his old Beuabu Uraia by named, and his old akalos (dead man) at the Beuabu of Uraia.

So therefore Joe Kwaesiko is his true land keeper and relative. Frank Kabui should not driven out Kwaesiko but to look at him as his brother and very good land keeper for sixty years and the land was safe for Frank Kabui to come in again and own it for them.

Court finds too that Joe Kwaesiko has many properties on the land. Kwaesiko's own properties such as bury grounds, ngali nut group and other fruit trees, village places and other things are 18 on the land of Uraia. Court sure that Uradaw's men were not friends to Uraia men, Uraia not handed over to the hands of anyone of Urudat's, but Masu, (J. Kwaesiko).

Spearline for Uraia, the right one. La'ane to Aina'aibu down to Kwairafosi sea coast north side. Then from sea coast Garota to Lika on to Raeariai up to La'ane east side. Court believe no other spearlines.

DECISION: Frank Kabui is the true landowner of Uraia. Joe Kwaesiko is the second or have the right in it.