

DUPLICATE

CLAIM

WAI 662

#1-1

RECEIVED

28/1/97

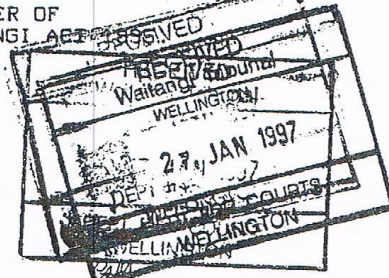
472

IN THE MATTER OF A CLAIM
BY PETER WAIREHU STEEDMAN AND OTHERS

AND

IN THE MATTER OF
THE TREATY OF WAITANGI ACT

The Registrar
Waitangi Tribunal
Level 2, 110 Featherston Street,
P.O. Box 5022
Wellington.



STATEMENT OF CLAIM

I Peter Wairehu Steedman, Storeman, of 6 Kingfisher Place, Taihape.

For myself and the descendants of Winiata Te Whaaro and Haapu of Ngati Paki.

CLAIM to be prejudicially affected by the actions of the Crown and it's Agents in that the Crown's actions or those of it's Agents being that of the Maori Land Court's actions in it's final judgement of the Mangoahane Number 1 hearings, in 1888. We hereby claim that because of these actions the Haapu of Ngati Paki has been severely affected by the loss of many of it's assets, mana, its resources contained within, and is inconsistent with the principles of the TREATY OF WAITANGI. That Ngati Paki has been denied access to and the use of the resources necessary for their economic and social development and therefore denied the participation in any monetary activities associated thereto.

THE TRIBUNAL IS REQUESTED TO RECOMMEND AN investigation into the actions of the Government's blatant legislative measures, and of policies, practices, acts, which assisted in the court of appeal to reverse earlier decisions, the purpose being to orchestrate the removal of Winiata Te Whaaro (see his files) from the land he was farming to accommodate the wishes of home steaders, (see Studholm File) the subsequent ransacking and burning of his whanau's whare's, (see files) the whare karakia and destruction of the urupa, the scattering of stock, the removal and arrest of WINIATA TE WHAARO and his whanau by the armed constabulary and sacking from their papakainga on Mangoahane number 1 or the lands known as 'POKOPOKO', also the inadequate compensation paid for the above losses

THE APPROXIMATE BOUNDARIES OF THE EFFECTED AREA

The Rangitikei River to the west hence up the Mangaohane stream to the north hence to Otupae No2 trig on Otupae Range also to the north to a point on the Taruarau stream hence downstream to the junction of the Ika-awa-tea stream hence upstream along the Ika-awa-tea stream to and up the Makirikiri stream hence in a direct line to the narrows on the Rangitikei river to the south.

Within these boundaries it is documented that there was approximately 10,000 acres in which Winiata farmed approximately 10,000 sheep, prior to 1888.
(research required)

OBJECT

To carry on, investigate and make such other claims as are deemed necessary and expedient within the delineated area should the need arise and which are not specifically or has been inadvertently mentioned.

RELIEF CLAIMED

THE WAITANGI TRIBUNAL IS REQUESTED TO RECOMMEND:

- The restoration to the Hapu of Ngati Paki of their Tino Rangatiratanga within the delineated area of Mangaohane NO 1.
- To recommend and arrange for the assessment and payment of compensation for loss of use and occupation
- To recommend the assessment of compensation and payment for the injustices suffered in the sacking of POKOPOKO which has been the cause of belittlement and embarrassment to the Hapu of Ngati Paki.
- That WINIATA TE WHAARO be completely exonerated from any charges that may have arisen from his actions prior to and after the event of the sacking.

PLACES OF HISTORICAL IMPORTANCE

To investigate the position relative to those areas and to seek such relief where necessary which would be dependant of such findings.

Papakainga - Pokopoko the burnt stumps of the foundations can still be seen.

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FILE

WAITANGI TRIBUNAL

Te Rōpū Whakamana i te Tiriti o Waitangi

REF: CI 0/1

14 February 1997

Peter Wairehu Steedman
6 Kingfisher Place
TAIHAPE

Tena koe

ACKNOWLEDGING APPLICATION TO REGISTER CLAIM

Thank you for your letter of 24 January 1997 in which you apply to register a claim with the Waitangi Tribunal.

We regret the delay in responding to you sooner.

If you require further information please contact the Acting Registrar, Geoff Melvin, to whom the application has been referred for registration.

Naku noa na

Lynette Fussell
For Registrar
WAITANGI TRIBUNAL

Served by
Department for Courts

Ka awhinatia e
Te Tari Kooti

Waitangi Tribunal

Level 2, 110 Featherston Street, PO Box 5022, DX SP22525, Wellington Central, Wellington, New Zealand

DUPLICATE

WAITANGI TRIBUNAL



Wai 662 #2.1

CONCERNING

the Treaty of Waitangi Act
1975

AND

a claim by Peter Wairehu
Steedman relating to the
Mangaohane No. 1 block

MEMORANDUM-DIRECTIONS OF TRIBUNAL

The Registrar will please enter this matter on the Register of claims and give it the next available wai number. The register should note that the claim was received on 27 January 1997.

The claim, lodged on behalf of the descendants of Winiata Te Whaaro and hapu of Ngati Paki, concerns the Mangaohane No. 1 block. It alleges that, as a result of legislation, and of Crown policies, practices and acts, Ngati Paki has been severely affected by the loss of mana and the loss of land and resources.

The claimant seeks a variety of relief, including the "restoration to the Hapu of Ngati Paki of their Tino Rangatiratanga" over the Mangaohane No. 1 block. To the extent, if at all, that the claimant is seeking the return of land which is private land (as defined by section 2 of the Treaty of Waitangi Act 1975), the Tribunal notes that, under section 6(4A) of the same Act, it is prevented from recommending the return to Maori ownership of any private land or the acquisition by the Crown of any private land. This restriction, however, is qualified by the resumption provisions of the Treaty of Waitangi Act 1975 (see sections 8A to 8HJ of the Act).

The claim will be heard with other claims with which it overlaps. The claim requires research to be completed before it can go to a hearing. The claimant's request for the Tribunal to commission a researcher to prepare reports on the claim will be responded to by a member of the Tribunal's staff.


The claimant may amend the claim at a later stage, if necessary.

The Registrar is to send a copy of this direction to the claimant and to give notice of the claim to:

Crown Law Office
Maori Land Information Office
Office of Treaty Settlements
Land Information New Zealand
Crown Forestry Rental Trust
Department of Conservation
Land Information New Zealand
Tuwharetoa Maori Trust Board

Rangitikei District Council
Manawatu-Wanganui Regional Council

DATED at Wellington this 10th day of March 1997



Deputy Chief Judge NF Smith
Deputy Chairperson
WAITANGI TRIBUNAL

DUPLICATE

RECEIVED Waitangi Tribunal WELLINGTON
16 APR 1997
DEPT FOR COURTS WELLINGTON

RECEIVED CLAIMANT 16/4/97 THS
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WAI 662/D

The Registrar
Waitangi Tribunal
Level 2, 110 Featherston Street
P.O. Box 5022
Wellington.

RE AMENDMENT TO WAI 662
MANGAHOANE NO 2

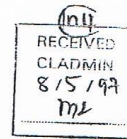
CLAIM # 1.1(a)
WAI 662.....

PAGE 237 TO 242 NAP M. B. 27 FEB 1885

- 1 THE COURT DELIVERED ITS JUDGEMENT IN THE MANGAHOANE CASE
- 2 THE COURT RECOGNISED THAT THE MANGAHOANE LANDS WERE
DIVIDED INTO TWO BLOCKS
- 3 THESE BLOCKS WERE.
 - (a) MANGAHOANE NO 1 BEING THOSE LANDS NORTH OF THE
MANGAHOANE STREAM
 - (b) MANGAHOANE NO 2 BEING THOSE LANDS SOUTH OF THE
MANGAHOANE STREAM
- 4 THE STREAM EXTENDED FROM THE RANGITIKEI RIVER IN THE WEST
TO THE POINT OF ITS SOURCE BELOW THE TRIG ON OIUPAE RANGE,
HENCE TO THE TRIG ON OIUPAE AND A DIRECT LINE TO A POINT
ABOVE THE JUNCTION OF THE TARAURAU STREAM AND THE TE IKA
WETEA STREAMS ON POHOKURA, HENCE SOUTH ALONG THE TE IKA
WETEA AND MAKIRIKIRI STREAM TO ITS SOURCE (AWARUA) HENCE
ALONG THE NORTHERN BOUNDARY OF WHAT IS NOW THE AORANGI-AWARUA
BOUNDARY HENCE TO THE RANGITIKEI RIVER THEN NORTH TO THE
STARTING POINT OF THE MANGAHOANE STREAM.
- 5 OUR CLAIM IS THE ENTIRE AREA OF MANGAHOANE NO 2 AS SHOWN
SEC 4 ABOVE.
- 6 IT IS NOT ON NO 1 AS SHOWN IN THE CLAIM WAI 662.
- 7 TO ASSIST IN THIS AREA MAP REFERENCE NZMF 261 SHEET U21
KERERU.

THANK YOU
YOURS
FOR CLAIMANTS
PETER WAIREHU STEEDMAN.

P. Wairehu Steedman 11/4/97



WAITANGI TRIBUNAL

Wai 662 # 2.3

CONCERNING

the Treaty of Waitangi Act
1975

AND

a claim by Peter Wairehu
Steedman relating to the
Mangaohane No. 2 block

MEMORANDUM-DIRECTIONS OF TRIBUNAL

The Registrar is directed to add to Wai 662 the amendment to the claim received on 16 April 1997. The register entry should record the date of receipt of the amendment.

The amendment states that the claim concerns the Mangaohane No 2 block and not the Mangaohane No 1 block as stated in the statement of claim. The Registrar shall enter the amendment on the record of proceedings for Wai 662 as document 1.1(a) and the claim shall now be known as the Mangaohane No 2 Block claim.

The Registrar is directed to give notification of the amendment to those persons notified of the original claim.

DATED at Wellington this 7th day of May 1997

Chief Judge ETJ Durie
Chairperson

WAITANGI TRIBUNAL

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ANALYTICAL BIOGRAPHY OF WINIATA TE WHAARO
(Notes taken from Minutes and other sources beginning 1989.)
Peter Wairehu Steedman

Born in 1825 (1835) at Te Koutu Te Awarua Died 1911 Aged 86
Hapu - Te Ohuake - Haumoatahanga - Ngati Hauiti - Hinemanu -
- Ngai Te Ngahoa - Ngati Paki

Renata Kawepo born 1808 - Died 1888 - aged 80
Taken prisoner by Ngapuhi in 1823 aged 15 yrs - *Enc 1966*
Hapu - Hinemanu - Te Upokoiri - Honemokai and others

HISTORICAL EVENTS

*-Evidence given before the Investigation of the Awarua boundary Commission
in regards to the North West corner of the Ruahine range Fri Aug 28th 1990*
"I cannot tell my age but I think I was born at the time of the Haowhenua fight
in 1835

1835 Age 10yrs
-Battle of Roto a tara Heretonga.

1841 Aged 16yrs
In the early years he remained in the Mokai area near Te Awarua Pa on the
bank of the Rangitikei river with his family. Awarua MB During his teens
Winiata travelled all over Awarua M McGregor Mangaohane
(Awarua borders the Mangaohane Block and is approximately 15 km north
of the Te Awarua Pa)

1844 Winiata aged 19 yrs
Renata Kawepo aged 36 returned to Napier from Ngapuhi on the same vessel
as William Colenso. *Nap MB 9 p 215* (Been away 21yrs)
(Colenso went to get Renata because Hapuku was selling land.)

1845 Winiata aged 20yrs
William Colenso failed to reach Awarua (Mokai Patea) via the Ruahine Range
Nap MB p216

1847 Winiata aged 22 yrs
-William Colenso successfully reaches Awarua via Onetapu desert and
Moawhango river, 2nd attempt. M McGregor Mangaohane
M McGregor Mangaohane

1850 Aged 25
-Donald Mc Lean arrived in Heretonga

1851 Winiata aged 26 yrs

Winiata last cultivated on the west side of the Rangitikei at Te Pohue.
Awarua MB p328

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1857 Aged 32

Pakiaka war(D C working paper 1996)

1861 Age 36 yrs

He first went to Pokopoko in 1861 with his uncle Wi Wheko in 1861 *Nap MB 9 p50*

Winiata went on a "Heke" with Ngai Te Upokoiri, he left from Puketara to Manawatu on to Heretonga. *Awarua MB p273* The purpose of the heke was the marriage of Horiama to Anaru at Manawatu and then accompanied Ngati Hinemanu back to Heretonga. *Awarua MB p289*

1863 Age 38

Irimana Ngaho living at Heretonga

1865 Age 40 yrs

Winiata and Potaka at Raukawa *Awarua MB p283*

1866 Age 41 yrs

Winiata living at Ohiti *Nap MB p220*

1868 Aged 43 yrs

Henare Akatarewa took sheep to Patea. *Awarua MB p 283*

1869 Aged 44 yrs.

-Riupunga, people fled for fear of 'Te Kooti' *Awarua MB p298*.

-Winiata and his brothers joined with Renata Kawepo and Henare Tomoama of Ngai Te Upokoiri a tribe closely related to Ngati Hinemanu Winiata's people under Colonel Mc Donnald against Te Kooti.

1870 Age 45 yrs

Renata Kawepo leases Owhaoko blocks to a Mr Rainy who through insufficient capital was forced to sell the lease after several years of farming. (approx 1876-77)
Awarua MB p298

1871 Aged 46 yrs

RT Batley went back to Birches employment *Awarua MB p298*

1873 Aged 48 yrs

Hiaka put sheep on Tutapapa *Awarua MB p298*

1875 Aged 50 yrs

Renata sent Anaru Wanakau to Manawatu to get Winiata and his brother (Irimana Ngahoa) to drive sheep to Patea. (check source may be Mangaohane MB 9)

-Irimana Ngaho went to live permanently at Mangaohane MB 9 p73

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1876 Aged 51 yrs

Winiata got sheep off Renata Kawepo *JS Ms Nap MB 9 p220*

EVIDENCE BY WINIATA IN AWARUA COURT 1891 *Awarua MB p 291*

Anaru and I took our sheep to "Waiokaha".

Out of our sheep **Karitiana** got his.

Hiaka's sheep were running at "Tutapapa" before we bought ours. His were the first sheep on this block.

Pirimoana's and Anaru's were the first sheep on "Kaingaroa"

Anaru's sheep were taken from "Waiokaha" and **Pirimoana's** from "Ohiti" (by Matarawi) *Awarua MB p298*

"I did not did not hear of any objections to those sheep going there"

"I was friends with Renata then, Whiu Donnally was made manager for Renata then."

"I went over to join Ngati Whiti against Renata."

"I did not look at Renata as being an important man with regard to lands, he was a large sheep owner." *Nap MB 9 p47 1874*

"He Renata did not drive me off the land (Mangaohane) and my sheep always remained on the land until Donnolly and others took possession of them."

In 1876 RT Batley drove sheep onto (Mangaohane No 2) for Karaitiana *TeRango, Kingi Topia, Tauake. (mention of TeKooti's raid) "*****"*

1877 Age 52 yrs

-John and Michael Studholme purchase from the Bank of Australasia the lease of Mt Meany (*Owhaoko Block adjoining the northern boundary of*

Mangaohane) with 19 years to run. (*Mangaohane*) *Mcgregor*

-The same year Renata set up Mrs Donnally with sheep

-Irene Married George Donnally

1879 Age 54 yrs

In 1879 Micheal sold his share to John as (note it was soon apparent that the country at 3000 feet above sea level was unsuitable for lambing and that lower country was needed, REPORT STATES

"MR STUDHOLME WAS THEREFORE COMPELLED BY FORCE OF CIRCUMSTANCES AND AS THE NECESSARY COMPLIMENT OF HIS "OWHAOKO PURCHASE TO ENTER INTO NEGOTIATIONS FOR THE LEASE OR PURCHASE OF THE MANGAHOANE BLOCK, WHICH HAD NOT YET BEEN BEFORE THE NATIVE LAND COURT". Report continues. (ref MS papers 272 J Studholme F 20)

1881 Age 56yrs

Renata Kawepo made application for title to certain of the MANAHOANE LANDS.

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1882 Age 57 yrs

- Winiata moved his sheep from Waiokaha to Pokopoko because his uncle (Noa) asked him to. *Awarua MB p328 Nap MB 9 p Check*
- May, title investigations and rehearing **RANGATIRA** block

1883 Age 58 yrs

- Surveyor D Kennedy's survey interrupted by natives on Otupae. (Renata?)
- Told them that Gov claiming a portion of the Mangaohane block.
- Winiata and Wi Wheko show a sketch plan of Koau to Kennedy
- Told to survey the Ika-Wetia stream.
- (predated commission of inquiry Awarua-Mangaohane p11)
- Note Winiata and brothers interrupts survey. (Mangaohane MB)

1884 Age 59 yrs

- New Claim "MANGAOHANE"** by Renata Kawepo *Nap MB 9*
- Aug Investigation of title **TE KAPU**

1885 Age 60 yrs

- New "**claims Judgement**" on MANGAOHANE block favour *Honemokai*.
Ngati Paki and Ngati Hinemanu claim disallowed
Nap MB p237-242

-**March 10th 1885 "Certificate of title"** issued and signed by Chief Judge H.J. Seth-Smith (Note) Attached memo to title.
'Cancelled on partition' I am given to understand that the **Supreme Court** quashed the certificate for the whole of Mangaohane'
No 1 was resolved as Chief Judge Seth-Smith did not order a rehearing of it.
Therefore my partition of it stands - but as to this I would like the Chief Judges opinion. Signed and dated C. O'Brien (O'Brien) 21-12-94 *See corr Na 84*

-**April 1885** Rehearing on the investigation of title.

-Judgement of Terina Mete and Ema Retimana.

1886 Age 61 yrs

- August 1886 Noa Te Hianga *also known as Noa Huke* **MANGAOHANE** asks for a rehearing, referred to government *Journals vol IV 1-2 p 40*

-Feb Title investigation **NGAURUKEHU**

-April Title investigation **AWARUA**

-Anaru Te Wanikau placed sheep on Timahanga after being turned off Kaiangaroa by Ngati Whiti (Judgement Timahanga p6-7) 1894

1887 Age 62 yrs

Title investigation **OWHAOKO** Blocks

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1888 Age 63yrs

- Oct; Owhaoko judgement
- Renata Kawepo passed away.

1889 Age 64yrs

- Rehearing of the Owhaoko Blocks
- Airini Donnelly produced a new 'will' claiming she was to inherit all of Renata's shares. (Mangaohane) *Mcgregor*

1890 Age 65yrs

- Petition by Winiata asking that legislation be passed to repeal the court decision of 1885 on Mangaohane. "Denied"
- 24 April Case begins for Ngati Whiti on Partition of Mangaohane No1 25/4/90 'Winiata in support of claimants' (Nap MB 20 P 368-392) He gives in depth coverage of his action in regards to Mangaohane No2 and of the politics surrounding his action and those of his colleagues of Ngati Whiti, Renata, Government, European influences, Ireni and George Donnelly, Studholms, ----
- Oct New claim **AWARUA BLOCKS** begins
- Sep Partition AWARUA MB 19 Note Agreement reached outside the court. P39-41
- Aug, 4th 'Awarua Commission Court', predates blk order file held in office, (in basement.) reference to Ruahine north east boundary of Awarua, also 'Awarua and Mangaohane Commission' CW Readon surveyor p10
- Awarua commission inquiry Thursday Aug 7th 1890.
- Mr J Cuff appears to represent Ng' Whiti, Ng'Hauiti, n'Ohuake, also asked to include Ng' Himemanu and Ng Upokoiri interests.
- Noa Huke reference to Ruahine Range" We hunted 'Parure birds' they are wingless and larger than kiwi, Winiata's parents went there to hunt also.
- Winiata visits Native Ministers office acting as spokesman on behalf of Ngati Whiti. (*Iharkara Te Rongo*) **AWARUA COMMISSION**

1890 19th Nov

Mr Morrison council for Winiata Te Whaaro Te Rina Mete Rena Maikuku application for a 'NOTICE OF MOTION' FOR AN INVESTIGATION INTO THE TITLE OF MANGAHOANE passed ON THE 18TH Nov 1884.

1891 Age 66yrs

- July; Petition Rini Metekingi and others for a rehearing of Mangaohane. Refereed to government *Vol II 1-3 No 304*
- Sep, Judgement on **AWARUA BLOCKS**

1892 Age 67yrs

- Validation list released.
- August: Partition by surveyor for payment. *Journal Vol IV 1-2 No 59 p6*
- Oct : Petition by Winiata re Studholme purchase of Mangaohane by Chief

Judge

" Asks that legislation be enacted so determination of right in validating title to himself and his brothers". **Partial rehearing recommended by the Chief Judge**

8 Dec: Rehearing of the original Investigation of Title by Rena Maikuku. (Tamakorako) on MANGAOHANE No 2 Nap BM 29 Pages 185 to 175 & 276 to 384 WD 1160 (copy)
See Morrisons opening address re contest between people of Inland Patea and of Heretonga for lands beyond their natural boundaries in Patea.

Winiata koriro p 376-384 Re Rights of Ngati Hinemanu restricted to only some of her children through occupation, rightfull name of their hapu is Ngati Haumoetanga or Ngati Hau and Ngati Paki through their father TAUTAH
and not through Hinemanu. Hinemanu was born at Heretonga and run away to her mothers poeple in Patea when Whatuapiti wanted her where she married Tautahi.
- Letter written from RAL Batley to Studholme. Re allegations
Studholme diaries

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1893 Age 68yrs

-June- Sep Winiata Sells shares in Awarua No 4 - 3b

-Partition protest against validation list of 1892. Report "No recommendations"
Joun 1895 vol III.

-Irregularities in land purchases, amounts of money to be made?
H of R Joun Vol II G-1

-Sep 1893 Letter from Mr A Mckay to the Chief Judge Re validation of partition title for Mangaohane No 1

1894 Aged 69yrs

-June; Winiata sells shares in Awarua No1 d (Mokai - Te Koutu)

-July; **Rehearing Mangaohane sec 13 by Winiata** Judge Butler Ref Nap MB 33/77-247

Copy of **Judgement Winiata's Sec 13** in favour of Ngati Hinemanu and Ngati Paki to be included in Mangaohane No 2

(See C.T. 1885 March 10th memo Judge O'Brien)

Letter from John Studholm to his solicitor of Carisle & McLean Napier states that Winiata is running approx 10,000 sheep on Manaohane No 2 -----

1895 Aged 70yrs

- Jan; Restraining order against Winiata by G E G Robinson from interference North of the Pokopoko stream. Nap MB 38 p96
- Aug Winiata sells children's shares in Awarua 1d
- Nov Chief Judge Davy, Validation of title and Native land court certificate for Mangaohane No 2 (refer to prior sales of land to Townsent and Studholme (Div 6/1095) *(also see Dean Cowie Working paper p115-129 Purchasing in the Kaweka's)and secret sales*
See Studholm MS Letters
- Unable to locate court minutes refereed to in Miriam McGregors book on 'Mangaohane.' Studholm v Winiata *Winiata losses case on Mangaohane*

1897 Age 72yrs

- May 18th Winiata arrested.
- May 19th Winiata taken to Wellington
- POKOPOKO RANSACKED AND BURNT TO THE GROUND
- WINIATA'S PEOPLE SHOWN OFF THE LAND
- (ref studholm papers and NZ Herald 26th May 1997)
- (Winiata's File Alex Turnbull Library)
- (See Carrol files)

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Oral history

When Winiata was taken to Wellington he went on a hunger strike and was eventually released, meanwhile back at Mangaohane his people under the care of his son in law 'Hune Rapana' went to stay with Winiata's nephew Waikari Karitiana across the Rangitikei river from 'Waiokaha'. They then moved to Mangaone in the Awarua No 4 block approx 1 mile south of Taihape township, it is recorded that he Built a Whare (TAUTAHU) which was opened on 30th June 1896 approx 6 weeks after being shown off Mangaohane.

When the railway was surveyed through to Taihape Winiata again came into conflict with the authorities when he objected to the line passing approx 200m in front of his Marae, he interfered with the survey pegs, on this occasion he was arrested.

Winiata died in 1911 and rests on the hill behind the present day Winiata Marae