

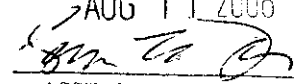
IN THE TRADITIONAL RIGHTS COURT
REPUBLIC OF THE MARSHALL ISLANDS

Ann Sheldon & Tabwi Nashion)
)
Plaintiffs,)
)
Vs)
)
Alden Jacklick & Enja Enos)
)
Defendants.)
_____)

High Court Civil Action No. 2003-197

LEMNAK IN UAK

FILED

AUG 11 2006

ASST. CLERK OF COURTS
REPUBLIC OF MARSHALL ISLANDS

Ilo June 7, 2006, High Court Civil Action No. 2003-197 ear jino ronjake eo an iman court eo an manit, ilo Courthouse eo ilo Jabor, Jaluit Atoll, Republic of the Marshall Islands, im jemlok ilo July 13, 2006 ilo Courthouse eo ilo Uliga, Majuro, Republic of the Marshall Islands. Case in aikuij kar emmakit non Jabor, Jaluit im kommone ronjake eo an kinke **witness-in-chief** eo an defendant, Mr. Mark Jacklick ejab maron travel non Majuro kin wot an ritto im mojno. Kin wot wawein in, Court in an manit ar etal im kommone ronjake eo an ilo Jabor, Jaluit. Ro uwan panel eo an Court eo an manit rar Associate Judge Botlang Loeak, Associate Judge Pro Tem Abji Jally, im Berson Joseph, Chief Judge, Traditional Rights Court.

Case in, High Court Civil Action #2003-197 ear itok non Court in an manit non jerbale abnono eo ikotan party kein. Menin konono eo elab ilo case in ej kin **won eo ekkar bwe en kabjer maron eo an Alab im Dri-jerbal** ilo Lokitak Wetu, Jabor, Jaluit Atoll. Bedbed wot iumin manit in ad elab an emon, court in an manit enaj kwalok an lemnak ikijien case in. Elab an Court in kile aurok eo an manit im ijo kunan non bukot mejlan ta eo ejimwe im emontata non party kein ilo ejelok jeb ak kalijeklok!

I. ABONONO EO ILO CASE IN:

- a) Kajitok No. 1 einwot kar jakemantak : Won eo ekkar im jimwe bwe en kabjer maron eo an Alab ilo Lokitak Weto?
- b) Uwak eo non kajitok No. 1: ANN SHELTON
- c) Kajitok No. 2 einwot kar jakemantak: Won eo ekkar im jimwe bwe en kabjer maron eo an Dri-jerbal ilo Lokitak Weto?
- d) Uwak eo non kajitok No. 2: TABWI NASHON
- e) Komlele ko ilo tu-kadu ikijien un ko rej kwalok uwak ko non kajitok No. 1 im 2 rej bedbed ioer:

1. Plaintiff Exhibit B: Bujen kalimur eo an Irojlaplap Kabua Kabua

Kalimur in ej kin Lokitak Weto, **im ejab Imonkitak**. Ekkar non melele ko walok jen case in, ejjelok weto Imonkitak ilo Jabor, Jaluit Atoll. Emaron kar bwid in jeje ak konono ak wawen ko jet. Kin menin, Court in an manit ejab lukkun lemnak bwe *nan in imonkitak* en juon nan in iakwelel ilo case in. Kalimur in ej make kalikar ke emwij im dredrelok an Irojlaplap Kabua Kabua kar kalikar **won eo ekkar im jimwe bwe en kabjer maron ko an Alab im Dri-jerbal ilo weto Lokitak**, einwot an kar likit eltan bein im sign. Court in an manit ar wor jidik **an ilbok** kinke dri kamol ro an Kabua Kabua ilo kalimur eo an rej Hiram Enos, im Anjok Briand, ro relukkun ebak im nukin defendants rein. Ilo mantin ailing kein jej ba , Hiram Enos ej jemen Rev. Enja Enos. Jouj im lale kalimur ne an Irojlaplap Kabua Kabua e oar komon ilo April 17, 1988. Ekkar non kalimur in, Alling T. Elmo ej Alab eo, im Yoshimi Nashion ej dri jerbal.

Eor juon an Irojlaplap Kabua Kabua letter non Mr. Lonlin Alik. Letter in ar jeje ilo July 17, 1991 im signed ilo July 26, 1991. Letter in ar jeje im jab ilok wot non Mr. Lonlin Alik im ro mottan, ak ar bareinwot jeje non aoleb armij in Jaulit – elabtata non council eo an Jaluit Atoll.

Elab an alikar ta in Irojlaplap Kabua Kabua ej ba ilo letter in an. Ej ba, **“Ejelok bar juon naj kile rainin non kabjer maron kein ruo ilo weto Lokitak elane ejab Alab Alling T. Elmo, im Dri-Jerbal Yoshimi Nashion.”** Ejelok armij in Jaluit, elabtata Defendants rein rar jab maron kwalok air nan in jumae **jemlok eo an Irojlaplap Kabua Kabua.** Ekkar non nan in kamol ko an Mr. Lonlin Alik ilo telephone, juon eo me ar kanuij ebake Iroj Kabua Kabua, ear kwalok ke ej kememej wot ien eo ala bro rar **ilomej lo kilo kar jako an Dr. Miadher.** Ilotore eo Irojlaplap Kabua ar kwalok non aoleb alab ro an rar bed ke eor ruo (2) an alab kaal, juon iair ar Alling T. Elmo im Yoshimi Nashon, dri jerbal eo an weto Lokitak, Jabor, Jaluit Atoll. Mr. Mark Jacklick ar bed ilo toren ilomej eo, im ar jijet wot iturin Mr. Lonlin Alik. Ear ronjake aoleben konono ko an Irojlaplap Kabua Kabua kin maron ko ruo an Alab im Dri-Jerbal ilo weto Lokitak. Ke ej dredrelok an Irojlaplap Kabua Kabua konono, Mr. Lonlin Alik ear kajitok ibben Mr. Mark Jacklick im ba, ‘Kwoj konan ke kwalok AM NAN IN JUMAE jemlok ne an Kabua Kabua? Ear uwak im ba, **“Jab, ij kottar an Iroj ne mij.”** Juon in an Mark Jacklick JIRILLOK. Etoke ear jab kwalok an jab erra ibben Kabua Kabua ilo tore eo? Ilo mol, emonlok ne ear kebake. Nan im melele kein an Mr. Lonlin Alik rar recorded ilo juon ien kajitok-im-uwak ibben, im ibben counsel ro an party kein ilo June 21, 2006. Jouij im naj lale transcript eo an case in elane enaj dredrelok.

2. Defendant Exhibit 1: Juon Land Title Determination An Leroij Neimata N.

Kabua. Exhibit in ar jeje ilo August 10, 2000. Emotlok lalem yio kio jen tore eo ear kwalok an jab erra ibben Irojlaplap Kabua Kabua ikijien kar karok eo an kin weto Lokitak. Ilo tore eo ar jeje Defendant's Exhibit #1, kar lukkun konan eo an Leroij Neimata N. Kabua bwe Alab im Dri-Jerbal ro an weto Lokitak rej Mr. Mark Jacklick, im Mr. Alden Jacklick. **Eire-ruo-kolo**, kin menin ta eo manit in ad ej jiron kij? Emol, rainin Leroij Neimata N. Kabua ej bok jikin Irojlaplap Kabua Kabua. Ak ejab melemen bwe eor an maron non julok kalimur ko an Iroj eo moktalok jene.

Rainin, jej ron im lo jet **nan in jiron** ko elab air emon jen juon letter Mrs. Catherine Neimat Reimers ar jeje lok non Ms. Tiantaake Beero, council eo an plaintiff. Letter in ar jeje ilo June 21, 2006. Catherine Neimat Reimers ej nejin Leroij Neimata Kabua. Rainin, ekkar non nan kein an Catherine Neimat Reimers, **bwe jinen, ejjab bok kunan ilo case in**. Court in an manit ej tomak bwe Leroij Neimata N. Kabua emwij an oktak 180 degree jen lemnak eo an im ar kwalok ilo Defendant Exhibit #1.

II. Etan im Address ko an Dri Kamol ro an Dri-Abnono:

1. Rev. Jally Morris - Delap, Majuro, Republic of the Marshall Islands
2. Tarmeto Kabua - Rita, Majuro, Republic of the Marshall Islands
3. Lajang Kabua - Uliga, Majuro, Republic of the Marshall Islands
4. Nashon Jetnil - Uliga, Majuro, Republic of the Marshall Islands

III. Etan im Address ko an Dri Kamol ro an Dri Jumae Abnono:

1. Mark Jacklick - Jabor, Jaluit Atoll
2. Martha Amram - Jabor, Jaluit Atoll
3. Holden Milne - Jabor, Jaluit Atoll
4. Alden Jacklick - Rita, Majuro, Republic of the Marshall Islands

IV. Kein Kamol ko Enwij air drelontok einwot kein kamol ilo case in:

1. Kein kamol an Dri Abnono
 - a) Land Lease
 - b) Kalimur eo an Irojlaplap Kabua Kabua
 - c) Letter eo an Lonlin Alik jen Iroj Kabua Kabua
2. Kein kamol an Dri Jumae Abnono
 - a) Menmenbwij an family eo
 - b) Land Title Determination an Leroij Neimata N. Kabua

V. Wawen ko jet im panel in ej lemnak kaki ke elab air aurok:

- a) Ekkar non kalimur ne an Irojlaplap Kabua Kabua im ar jeje ilo July 17, 1991,
Lokitak Weto ej an Alab Tabwi ninnin jen jemen.
- b) Kalimur eo an Irojlaplap Kabua Kabua ej emon wot non rainin
- c) Jab iu-iun drake in jinme eo

KIO, KIN MENIN, ekkar non mantin ailing kein im bedbed wot ilo melele ko an case in, court in an Mani ej bar juon alen kwalok an lemnak einwot:

- a) Ann Shelton ej alab eo an weto Lokitak im,
- b) Tabwi Nashion ej dri jermal eo an weto Lokitak

Date: 8/11/06



BERSON JOSEPH
Chief Judge, TRC



BOTLANG LOEAK
Associate Judge, TRC



ABIJI JALEY
Associate Judge Pro Tem