



KILIFI CITIZENS FORUM

2nd September, 2025

To
The Kilifi County Chief Officer,
Department of Lands, Housing and Physical Planning,
P.O Box 519
Kilifi - Kenya

Dear Sir,

INTRODUCTION

We, the representatives of Garashi Small Scale Farmers Umbrella (GASSFU) Community Based Organization, do hereby file this petition to the Kilifi County Chief Officer, Department of Lands, Housing and Physical Planning, for the interest of the entire community of Dololo Village, Bura Sub Location, Kayadagamra Location of Magarini Sub - County in Kilifi County. Our organization is registered under the State Department for Gender and Social Development and operates in Kilifi County. The organization is a local Community Based Organizations (CBOs) that brings together farmers to conduct agricultural activities for the benefits of their members in the described area. One of the areas where the Garashi Small Scale Farmers Umbrella (GASSFU) do their farming is at the Alitete Irrigation project area.

Description of the Land Parcel in question:

On 5th May, 2025, Kilifi Citizen Forum kindly on behalf of the Alitete small holder farmers wrote to the Kilifi County Chief Officer, Department of Lands, Housing and Physical Planning, requesting the office to provide a land surveyor to carry out a survey at the Alitete Irrigation project area and provide information and data found within the surveyor's preview.

- Extend of the plot boundaries and acreage report
- Ownership status
- Any maps and survey plan for the property

A PETITION PURSUANT TO ARTICLES 27, 28, 35, 40, 43, 60,61,63, 64, 66, 67, 68, 69, 70, 71, 72, 73, 74 OF THE CONSTITUTION OF KENYA FOR THE PROTECTION OF LAND AND OTHER COSTITUIONALLY PROTECTED RIGHTS AND FUNDAMENTAL FREEDOMS OF THE ALITETE (SMALL-HOLDER FARMERS), IN DOLOLO VILLAGE, BURA SUBLOCATION, KAYADAGAMRA LOCATION, MAGARINI SUB-COUNTY IN KILIFI COUNTY



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At this juncture, we would like to thank the office of the Kilifi County Chief Officer, Department of Lands, Housing and Physical Planning for giving the support of the surveyor. According to ground survey conducted by the Department of Lands, Housing and Physical Planning, County Government of Kilifi as per the request on 5th May 2025, the following refers:

1. Alitete Irrigation Scheme is found in Dololo Village, Kayadagamra Location, Garashi Ward, Kilifi County.
2. The parcel is neither surveyed nor registered. It has neither a registered number nor a title document.
3. The irrigation scheme covers 20.66 Ha. (51.05 acres)
4. The area is adjacent to River Galana.

HISTORICAL BACKGROUND:

1. The Garashi Community has been conducting farming activities in the above-mentioned parcel of land since sometimes in the 1990s.
2. During President Kibaki's tenure, in 2007, the parcel was transformed to an irrigation scheme. Since then, the official name changed to Alitete Irrigation Scheme.
3. The community has over the years received support from public benefit organizations like ActionAid and government agencies, the state department of agriculture, the County Government of Kilifi, among others.
4. In the Financial Year 2015/2016, Kilifi County supported the irrigation project by GASSFU with four water pumps and irrigation pipes that were erected in the farm.

We, the undersigned draw the following to the attention of the Kilifi County Department of Lands, Housing and Physical Planning:

1. **That, sometimes, in 2023 the** area Assistant Chief of Bura Sub-location, Mr. Kahindi Tabu Karisa, invited an investor known as Kanza Cattle Farm to carry out development programs on the Alitete irrigation project land. During the meeting, a section of the community was opposed to the intended investment plan.

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2. **THAT** in a subsequent letter, the assistant chief, sent an apology to the investor, in relation to the community's dissatisfaction, and instead, extended a further invite to him.
3. That in early 2024 the same area Assistant Chief of Bura Sub-location, Mr. Kahindi Tabu Karisa showed the investor boundaries of the parcel, without the consent of the community.
4. That, after the visit of the investor, the Assistant chief dislodged the community committee and installed a different committee.
5. That on the 19th August 2024, a sale agreement was signed before the sub-location assistant chief. It indicated that a consideration of Kshs. 800,000, with a deposit of Kshs. 200,000 being paid immediately while the balance of Kshs. 600,000 would be paid upon provision of completion documents. This agreement was commissioned by Deborah Mulemea Advocate, Malindi.
6. Thereafter a lease agreement was shared amongst the leadership for five years. This lease agreement has no date, and was not properly signed. The process of signing was incomplete.
7. The lease agreement was Commissioned by Obaga Muriuki Advocates based in Malindi. It was intended to run from 19th November 2024, and an annual consideration of Kshs. 200000 was expected to be paid.
8. That both the sale agreement and the lease agreement were signed by Ibrahim Mukhtar Abasheiki as a Director of Kanza Cattle farm Limited. From the community, the names William Bahati Kalume of identity card number 14498173, Festus Katana Thoya of identity card number 21512097, Sikubali Iha Mwandoro of identity card number 31771931, Joseph Ndaa Mramba of identity card number 37765768, Nyevu Katana Karani of identity card number 43767967, Irine Kombe Nzai of identity card number 60742567, Gladys Mwaro of identity card number 34673605, Sidi Koi Mwayele of identity card number 20346089, Kalume Charo Mwashangi of identity card number 38767308, John Sulubu Kagohu of identity card number 30950408, Haningtone Baya Thoya of identity card number 23104012, James Charo Sikubali of identity card number 21241440, Kaingu Charo Buya of identity card number 32007844, Aeeosocklar Mugono Sulubu of identity card number 13730632, Cosmas Charo of identity card number 13730656, Beatrice Kazungu Mwangandi of identity card number 20658246 and Emmanuel Kenga of identity card number 31556474. In December 2024, the Chief Daniel Murimi Kithi, Assistant chief Mr. Kahindi Tabu Karisa, MCA Hon. Theophilus Kalama Fondo, Kanza Cattle Farm Limited director, Ibrahim

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Mukhtar Abasheiki and the community held a meeting in regard to the purchase/leasing of the Alitete Irrigation Scheme and there was no amicable solution reached amongst the parties and the community leaders.

9. That in early December 2024, the community tasked the area assistant chief, the community committee and the area MCA to visit the ministry of lands and physical planning with strict instructions to revoke any form of agreement on the said parcel of land including the sale agreement and the lease agreement, but no response was provided to the community.

Therefore, our HUMBLE PETITIONERS PRAY to the Kilifi County Department of Lands, Housing and Physical Planning urgently;

1. That the department take the necessary actions to revoke any lease or agreement relating to the Alitete Irrigation Scheme be revoked.
2. That the Kilifi County Department of Land, Housing and Physical Planning to register the Alitete land of 50 acres under agriculture and the other 50 acres not yet put under agricultural activities as a community land, as per the Community Land Act, 2016.
3. That the Kilifi County Department of Agriculture, Livestock, Fisheries and Blue Economy support the community towards enhancing the farmer groups' activities by investing more public funds
4. That investigations be conducted to all public officers that were involved in the transaction and appropriate action be taken.
5. That the Dololo community will get a response of their prayers from the Kilifi County Department of Land, Housing and Physical Planning within fourteen (14) from the day the petition is submitted.

We are the undersigned petitioners:

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No.	PETITIONER	MAILING ADRESS/ CONTACT	NATIONAL ID NUMBER	SIGNATURE
01	Gladys Nazi	0719310642	11641786	
02	Mercyline Kadii George	0725370652	21438304	
03	Gladys Changawa	0710901036	14602974	
04	Lawrence Musuko	0790632295	33297403	
05	Jefa Kazungu	0727290844	33955642	
06	Rose Kashutu	0715375830	22130617	
07	Josephat Kesi Charo	0791782263	12845484	
08	Thomas Charo Chula		20587371	
09	Charo Mwayele Mbita	0706144010	5535110	

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