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10/2/2014  
AT 11.45AM  
CID KISUMU

I am the above male adult an advocate of the High court of Kenya ad wish to state as follows;

That sometime in August – September 2013 one Vallery Jimoi Khazalwa was introduced to me by one Daniel Kalungo. Daniel Kalungo was my business partner then.

Vallery was then owner of a restaurant known as Morning blue along Odera Street, Kisumu and wished to sell the same. We were doing a business of hotel, Bar and Restaurant with Daniel Kalungo known as "47 Lodges on meeting the agreed price of 750,000/= which amount I paid and we wrote an agreement of sale.

Subsequently Vallery informed me she had a house for sale which her former husband had bought for her.

Her former husband one Rudy had found a new girlfriend and had threatened to j=kill her. She wanted him restrained from coming near her and she wanted me to file suit.

The said Rudy had bought her a house and she wanted to dispose of it. I contacted a land agent who found a buyer and they entered into an agreement. Vallery had title deeds in her name. the land parcels were Kisumu/Konya/5087 and 4794.

As an advocate, I investigated the titles. Though the agent we conducted a search of the titles and land office confirmed the same as genuine. We did search including one on the area of the transaction which confirmed that Vallery was the true and genuine owner of the parcels.

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The deal was sealed and on 20/9/2013, an agreement between buyer and seller signed and executed before me in my offices in the presence of witnesses. Subsequently I heard that one Rudi had original titles to the said parcels.

Earlier on sometime in Aug-Sep, 2013, I had been informed that the said Rudi had titles to the said parcels. I got his number from one David Siganga Advocate and called Rudi.

I asked Rudi for copies of titles if he had any but instead he started shouting on phone and threatened to kill people. The transaction was conducted after I conducted searches of the said parcels after the government confirmed titles and after payment of due rates and taxes to the government. I also wish to state that I tried on instruction from Vallery a suit restraining Rudi from coming Vallery as he had previously assaulted her and had threatened to hurt her on phone. The SUIT IS KISUMU CHIEF MAGISTRATE DIVORCE CAUSE NO.31/2013. We are unable to proceed with the suit because Rudi is unavailable for service. That is all I can state.