

Ecclesiastical (1897) Department.

ORDINARY MS.

G.O., No. 76

DATED 1-7-98

INDEXED.

12-12

[Despatch Abstract.]

In forming the Rev. Mr. Phillips of the London Mission Society that the Govt. has no desire to withdraw the grant, a heady made to the Society, of the building formerly used as a church at Tripasore, that a formal deed is necessary to give the Society a legal claim to the building; & stating, with remarks that on receipt of orders in the P.W.D. on certain questions connected therewith a pro-draft lease will be drawn up for the approval of the Rev. Mr. Phillips.

Recd & T
1-7-98

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

[Eccl.]
500-25-6-98.

Ecclesiastical (1899) Department.

CURRENT No. 197

Order

From
The Chairman of the
South India Committee of the
London Missionary Society,
Madras.
No. -

Dated 27th } May 1899
Received 31st }
Registered 1st June 1899
Enclosures 4
Spare copies.

SUBJECT.
Re the Tripasour Church
proposed Lease.

BACK PAPERS.

G.O.	No.	Department.	Date.
	81	Encl:	9.5.98
	124	"	7.10.98
	63	"	7.6.98

FURTHER PAPERS.

G.O.	No.	Department.	Date.



Kodakondal, Pulim Hills
May 27. 1899.

From Mr. Rev. Maurice Phillips, Chairman of the South India Committee of the London Missionary Society, Madras.
To the Chief Secretary to the Madras Government.

Sir,

1. I have the honour to acknowledge the receipt of the Proceedings of the Madras Government, Ecclesiastical Department, dated May 9th 1899; and also a draft lease with a plan; and a list of furniture in the old men's house, which was latterly used as a church at Tipson.

2. In these Proceedings I am asked to report whether I accept the terms of the proposed lease, and the valuation placed on the furniture by the Executive Engineer, Chingleput District.

3. I beg respectfully to submit to Government - (a) That the building in question was given over to me for the use of the London Mission, as it stands, without any terms or conditions whatever; (b) That I accepted the valuation placed on the furniture by the Executive Engineer, Chingleput District, and paid him the sum of Rupees 24-11-0 on the 1st October 1898; (c) That when I sent the cheque for the above sum I informed the Executive Engineer that I would take charge of the building immediately, which I did; and have used it the since as a school room for Christian and Hindu children; it is the only school at Tipson. I received a receipt for the money, but no reply as to whether I should take

SECRET
31 MAY 1940
GOVERNMENT OF INDIA

possession of the building is not. The salary of the caretaker, however, was stopped and so I concluded that he agreed to my taking possession of the building.

4. The front, about which so much is made in the letter of the Executive Engineer and the lease, is worth about Rupees 15, and as it was in a pretty condition I had it removed from the school. Children should prevent it. The building itself is worth about Rupees 900; if it were pulled down and the materials sold, the materials would fetch about Rupees 200.

5. I have put the papers with me but I believe that the above is a correct statement of the facts of the case. And I hope that Government will permit me to express my conviction that it is not its intention to purchase the front of the building which is so generously made to the London Missionary Society at the recommendation of the Viceroy the Archbishop and the approval of the Right Rev. Bishop Hall, and to offer it de novo on a lease, the conditions of which, I regret to state, I am unable to accept.

6. I return the draft lease, a copy of the letter of the Executive Engineer to the Government Solicitor and the map. I trust Government will be pleased to cause a map to be given me without the encumbrance of Z and Y, and with a right of entrance to the building through the doors of B. C. which, to my knowledge, have been used for that purpose for the last 35 years without any detriment to the S. P. M. to my knowledge. Should Government, however, prefer not to accede to this, I shall be glad to accept the present map.

I have, Sir, the honor,
Your most obedient servant
William Phillips

C 15/6/88.
0221/5/88

Geology DEPARTMENT.

No. 197 From the The Chairman of the, No. -, dated 27-5-1899.

S. J. Connelley of the L. L. S.

189

189

189

For order

In G.O. no 63 Suez
dated 7.6.98, it was resolved,
on the recommendation of the
Venerable the Archbishop, to
make over to the London
Missionary Society, the
unconsecrated building at
Tripasore, which had
formerly been used as a
church. No conditions
were stated in the G.O.,
but the Rev. Secy. was
requested to furnish a
plan of the site on which
the building stands, giving
the area, survey number
9e.

2. on receipt of the

site plan, the Govt. Solicitor
was requested to prepare
the necessary documents of
transfer (S.O. R. No 124 Decree,
dated 7.10.98)

3. In his letter No 452
dated 12.10.98, the Govt. Solicitor
brought to notice certain
difficulties experienced by
him in drawing up the
conveyance, in regard to the
name of the person in whose
favour the conveyance should
be drawn, & the actual
premises to be conveyed.
He at the same time sub-
mitted a draft conveyance,
which was made over to the Rev.
Mrs Phillips, the Chairman
of the South Division Council
of the London University Society,
the building & land specified
in the Rev. Dept. plan,
without any particular
conditions attaching to the
transfer. The room
which Govt. intended to
make over to the L. U. S.
is the upper storey of

a building, built into
the rampart of the old
fort, the lower rooms
consisting of P. W. D. store
rooms, but the Rev. Dept.
plan & the draft deed
of conveyance included
the whole building, with
adjacent outbuildings &
land. The P. W. Dept.
was therefore requested
to furnish a fresh plan
showing the actual
premises to be conveyed.
4. On this, the Ex. Secy.
Chingleput division for-
warded direct to the
Govt. Solicitor, a plan
which showed clearly
the upper room to be
made over to the L. U. S.,
but he at the same
time, on his own
authority apparently,
specified certain con-
ditions which should
attach to the transfer -
these were: -

(1) That Govt. should not in any way be responsible for the safety of the ^{upper room} floor, which formed the ceiling of the lower rooms, because the timber of this floor was liable to decay in time, and the building would in that case have to be abandoned.

(2) That a new entrance door to the upper room, at a point marked A on the plan, should be ~~apportioned~~ opened by the L. M. S.; that two existing doors should be closed, & that the rampart adjoining the upper room, & a ramp & staircase leading to the rampart should be retained by the P. W. D.

(3) That a font in the upper room should be made over to the L. M. S. as a fixture.

5. The Govt. Solicitor then drew up a fresh draft deed, but as he considered that a deed of gift

would not be appropriate in the circumstances, he drew up the document in the shape of a lease, to run for so long as the floor of the upper room continued in a safe condition. The conditions imposed by the Executive Engineer were inserted in the draft lease, as also a fresh condition added by the Govt. Solicitor himself, viz: that the upper story should be used only as a church. The furniture in the room, was, in accordance with G.O. No 63 dated 7.6.98, to be taken over by the Rev. Mr. Phillips at a valuation to be fixed by the P. W. Dept. This valuation amounted in all to Rs 84-11-0.

6. Before anything further was done, the Rev. Mr. Phillips was asked in G.O. No 81 dated 9.5.99, whether he

(1) accepted the terms of the
draft lease, & also the
valuation placed on the furniture
by the P. W. Dept.

(2) 7. In his reply now
received, the Rev. Mr. Phillips
points out that in G.O.
No 63 dated 7.6.98,
the Govt. gave him the
room, as it stands, without
any terms or conditions
whatever; that he accepted
the valuation placed on the
furniture by the P. W. Dept.,
& paid him the sum of Rs. 84-11-00 in Oct. last, &
that he then took charge
of the room & brought it
into use as a school. He
states that the font, which
is in a rickety state, &
worth about Rs. 15, has
been removed by him, but
the school children should
break it, and he objected
to the valuation of Rs. 1200
a year on the room by the
Dept. - He thinks that

it is not the intention of
of Govt. to withdraw the
grant of the building already
made to the L. M. S., and
to offer it de novo, on
a lease, the conditions of
which he is unable to
accept. He asks that he
may not be required to
open a new entrance to
the room, and that he
may be permitted to
continue the use of the
ramp & the existing
entrance doors on the
rampart, which have been
used for the last 35 years
without detriment to the
P. W. bungalow.

8. To give the L. M. S.
a legal right to the room,
a deed of some kind is
necessary, and as only a
portion of a building has
to be conveyed, an absolute
deed of gift would not
as opined by the Govt
Solicitor, he also opined

The life of the upper room
is dependent on that of the
lower & the former can only
be devised for such period
as the floor remains stable.
The P.W. Dept. might however
be asked to withdraw the
other conditions regarding a
new entrance door & the
closure of the existing doors.
The condition restricting the
use of the room for a church
or meeting house might
be dropped from the deed,
as the L.M.S. may be
trusted not to mis-use
the building, ^{which however is not consented.} The Rev. Mr.
Phillips might be allowed
to do as he likes with
the font, which can be
of no further use to Govt.
The valuation placed on the
building by the P.W. Dept.
is only nominal; it is
not entered in the lease
& no payment on account of
the building is demanded
from the L.M.S., but it

may affect the L.M.S. in
respect of the amount of
taxes to be paid for the
room, & the P.W.D. may
be asked to reduce the
figure if possible to Mr.
Phillips' estimate of Rs. 900.

C.
2.699

9/6/99

24th
13.6.99

The above proposals are accepted.

H.S.H.

20.6.99

Dr. H. S. H.
H. S. H.

NOT FOR THE ~~UNDER~~ SECRETARY.

Please see the note by the Secy. P. W. Dept.

The words "ceiling of the lower story" were taken from the Greenleaf letter at H. & the draft-lease - as pointed out by Mr. deWinton, however, it would be better to say "terminable upon the lower story being

A | default escape" - the walls of the lower story may possibly collapse before the ceiling shows signs of decay - I approved by the C.S. the word will be substituted.

C.S. for order
all
30/6/99.
C. 29-699-
Wm. A.
M. J. R.

C. No. 197 From the Rev. W. Phillips, No. —, dated 27-5-1899.
Chairman of the S. S. Society &
the S. W. Society.

..... 70 189

$$\frac{W_2}{3.7 \text{ g}}$$

Order no. ~~729~~ 71-7-28
mis

To the P. W. Dept.
for C. i

The Rev. Mr. Phillips will be informed that the Govt. has no desire to withdraw the grant, already made to the London Missionary Society in No. 63 Sealer, dated 7th June 1888, of the building formerly used as a Church at Tripalore, but that a formal deed is necessary to give the Society a legal claim to the building. The premises to be conveyed consist of an upper room the stability of which is dependent on that of the

lower story, and as an absolute deed of gift would not be appropriate under the ~~the~~ ^{under the} circumstances, it is proposed to draw up the document in the form of a lease, terminable upon the ~~ceiling of the~~ lower story being declared unsafe by a duly authorised officer of the Govt.

2. The question of rescinding the conditions prescribed by the Executive Engg. & Survey division with regard to the opening of a new door, & the refusal of a right of way to the existing entrance door of the upper room, as also the question of reducing the nominal valuation of the building to Rs. 900, the sum suggested by the Rev. Mr. Phillips, will be considered in the P. W. Dept.

3. The condition inserted in the draft lease by the Govt. Solicitor, restricting the use of the room to a

The words 'ceiling of' had better be changed to the roof
24.6.99

church or meeting house was not contemplated by Govt, and will be withdrawn, and no stipulation will be made with regard to the front being treated as a fixture.

4. On receipt of orders in the P. W. Dept. on the questions mentioned in ~~the~~ ^{of this order} para 2, the Govt. Solicitor will be requested to draw up a fresh draft lease for the approval of the Rev. Mr. Phillips.

(from orders)

Cy
24.6.99
 al
 27/6/99

11/8/99

24.6.99

To the Rev. Mr. Phillips,
 Chairman of the South
 Indian Committee of the
 London Missionary Society } 900
 P. W. Dept. with the } A & C.
 draft lease & plan } 400
 (to be returned) } 40
 Govt. Solicitor (A & C. only)

Desp'd.
 3.7.99.

Sh. Singh's letter was sent in order to the first teacher

When given for copying _____
 When copied _____
 When examined _____
 When signed _____

189 .

READ AGAIN G.O., No. _____, DATED _____
 189 .

CURRENT No. _____

ENCLOSURES TO C. No. _____

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILLED UP, BRING MEANT FOR DE-PATCH
 IN ORIGINAL.

A A A A A A A

N.B.—

A = Copy in full.
 B = Not to be copied.
 P = Copy abstract only.
 Q = Copy heading only.