

Home (1918) Department.

(Eg^a)

Ordg SERIES.

G.O. No. 6

DATED 3-11-1918

INDEX

[Despatch Abstract.]

Deed of Conveyance.

Returning duly signed the deed of conveyance relating to the land acquired for a play ground for the S.P.G.mission school at Mandyal, Kurnool district.

PAPERS PUT UP WITH CURRENT No. _____

Papers of the department to which the current belongs.

Number.	Date.	Original (=O) or spare copy (=S.O.)	Remarks. (In this column such of the papers as have been removed for copying, printing, etc., should be marked with a cross.)	Initials of Referencer with date in token of return to Reference department.

Papers of other departments.

Department.	Number	Date.	Original (=O) or spare copy (=S.O.)	Initials with date of (1) Referencer acknowledging returns of the paper concerned or (2) Despatcher to denote the return of the papers to the department concerned.

Stock Form No. 135
5,000-10-6-05.

EDUCATIONAL DEPARTMENT.

Received  190, Registered *Educational* *C. No. 578 B* 190.
Regd 6.7.17
Subject.

Forwarding for signature a stamped engrossment of the deed of gift conveying the lands acquired for a play-ground to the -- S.P.G. Mission School at Nandyal.

ENCLOSURES.

No.
.....
Spare copies

R.C. No. 829/E&G of 1917.

Station K.U.R.N.O.O.L., Dated the 30th June 1917. 190

From (Name) H. C. Stokes, Esquire, C.I.E., I.C.S.,

(Designation) Collector of Kurnool.

To The Secretary to the Government of Madras.

Home (Educational Department).
Ootacamund.

Sir,

Referring to Government Order No. Mis., 851

(B) Home (Educational) dated 8th August 1916, I have the honour to forward herewith for signature a stamped engrossment of the deed of gift conveying the lands acquired for a play-ground to the S.P.G. Mission School at Nandyal, in favour of the Reverend Canon G.H. Smith M.A., who holds a Power of attorney for the Society.

2. The Reverend gentleman is now in Madras and his address is given in the margin. I request that --

The Reverend Canon G.H. Smith, M.A., } after the deed is signed by you
Secretary, M.D.C. S.P.G., }
Sullivan's gardens, Royapettah. } on behalf of Government it may

be sent to him direct for signature.

I have the honour to be,

Sir,

Your most obedient servant,

Yours sincerely

For Collector.

H. 3/30-6-17.

Home (2nd) Dept.

C. No. 5758

Memo. 5758-2 of 27.8.17

the deed of gift conveying the lands acquired for a play-ground for the S. P. G. Mission school at Nandgaol received from the Collector of Kurnool with his letter Re. no. 829 Bt. G. of the 20. 6. 17 is returned to him for ~~transformation~~ ^{alteration} into a conveyance by way of sale in accordance with the Advocate-General's opinion no. 139 of the 12. 7. 17 (copy enclosed).

page 1 of

pages 1-3 of 70 1022 2. 8. 17

20.8.17

24.8.17

27/8/17

To the Comr. of Kurnool
With a deed & a copy of the Ad. General's opinion

14.8 (48) 1111

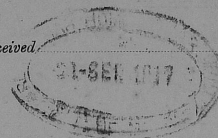
0213 713

1111

Stock Form No. 135
6,000-10-6-06.

EDUCATIONAL DEPARTMENT.

Received



190, Registered

Subject.

Submitting for orders a copy of the letter from the Government Solicitor in the matter of executing a conveyance for the land acquired in Nandyal for a play ground.

ENCLOSURES.

No.

Spare copies

R.C. No. 829/B&G of 1916

Station KURNOL., Dated the 17th September 1917.

From (Name) H.C. Stokes, Esquire, C.I.E., I.C.S.,

(Designation) Collector of Kurnool.

To The Secretary to the Government of Madras,

Home (Educational) Department.

Sir,

OOTACALUND.

With reference to Government Memorandum No. 575-B-2 dated 27th August 1917, I have the honour to -- forward herewith for favour of orders a copy of the -- Government Solicitor's letter No. 1178 dated 11th September 1917 on the subject.

A copy of this office letter R.C. No. 829/B&G of 16 dated 20th February 1917 to the Government Solicitor referred to in his present communication is also herewith forwarded.

I have the honour to be,

Sir,

Your most obedient servant,

Shanmugam
18-9-17

For Collector.

H.S/18-9-17

18-9-17 18-9-17

P.L.O.

-2-

ENCLOSURE DEPARTMENT

Enclosure I.

Copy of letter from --Henry Brightwell, Government Solicitor
Madras.
To--The Collector of Kurnool.
Dated--11th September 1917.
No.--1178

I have the honour to acknowledge the receipt of your letter Reference C.No. 829/B&G of 1917 dated the 7th September 1917 with engrossment of the deed of gift in favour of the S.P.G. Mission which is returned herewith.

2. I am unable to see how in the present case a conveyance is the proper form of assurance. The lands were acquired by Government and the cost of the acquisition was as stated by you in your letter R.C.No. 829/B&G of 1916 dated 20th February 1917 - "That from a special grant made by the Government for the purpose and the Mission "paid nothing." A deed of gift is the proper form of assurance to be executed. It is not necessary therefore to alter it into a conveyance to bring it in accord with the opinion of the Advocate General No. 139 dated 12-7-1917. In my opinion the circumstances of the present case are different, and as there has been as stated by you no payment by the Mission to Government, the present case will not come under paragraph 6 of the Advocate General's opinion.

Enclosure II.

Copy of letter from--H.G.Stokes, Esquire, C.I.E., I.C.S.,
Collector of Kurnool.
To--The Government Solicitor, Madras.
Dated--the 20th February 1917.

In reply to your letter No. 156 dated 26th January 1917, I have the honour to inform you that the Revd. F.R. Bird, Manager of the S.P.G. School at Nandyal, says that the deed is to be executed in favour of the Society for the Propagation of the Gospel whose --- address is 15 Tilton Street, Westminster, England. The whole cost of acquisition was met from a special grant made by the Government for the purpose, and the Mission paid nothing.

2. The lands are situated in the registration sub-district of Nandyal in the registration district of Cuddapah cum Kurnool.

H.S./2 17-9-17.

Handwritten: 48-8-92
For Collector.

6

Government of Madras.
Home (Education) Department.

5

Memorandum No.575 B-3, dated the 1st October 1917.

In G.O., No.47 Educational, dated the 15th January 1915 the Government paid a grant of Rs.500 to the S.P.G. high school, Nandyal, towards the cost of acquiring a site for a play ground. The grant became the money of the school as stated by the Advocate-General in paragraph 6 of his opinion No.139 dated the 12th July 1917 and consequently the compensation of Rs.139-13-5 paid for the land should be regarded as having been paid from the school funds. The circumstances of the present case are not different from those relating to the case dealt with by the Advocate-General in his opinion referred to above. The Collector of Kurnool is accordingly requested to adopt the form of conveyance by way of sale in respect of the acquisition of land for a play ground for the S.P.G.Mission school at Nandyal.

(By Order)

o/e.

C. R

30. 9. 17.

R. R. R

1. 10. 17.

Registrar.

To

The Collector of Kurnool.

EDUCATIONAL DEPARTMENT.

Received 190 , Registered 190 .



Subject.

Forwarding a stamped deed conveying the lands acquired in Nandyal for a school play-ground and latrine in favour of the S.P.C. Mission for signature and return to Rev. Canon G.H. Smith.

ENCLOSURES.

No.

Spare copies

R.C. No. 812/B&G of 1917.

Station Kurnool. , Dated the 25th November 1917.

From (Name) H.G. Stokes, Esquire, C.I.E., I.C.S.,

(Designation) Collector of Kurnool.

To The Secretary to the Government of Madras.

Home (Educational) Department.

Sir,

M A D R A S.

Referring to Government Order Misc. No. 851 dated 8th August 1916 and Government Order No. 896 dated 7th July 1917, I have the honour to forward herewith a stamped deed conveying the lands acquired in Nandyal for a school play-ground and latrine in favour of the S.P.C. Mission and request that it may be signed by you and -- sent to the Rev. Canon G.H. Smith for signature. The address of the Reverend Gentleman is given in the margin.

*The Rev. Canon G.H. Smith, M.A.,
Secretary, M.D.C. S.P.C.,
Sullivan's gardens, Royapettah.

I have the honour to be,
Sir,
Your most obedient servant,

H.S/27-11-17.

Kanaraj
For Collector.

ms
14/10/19

8

Home (Eon) Depth.

CN. 1555B.

Memo. No. 1555 B-19(3+2+7)

The deed of conveyance of the
lands acquired for a play ground
and latrine for the S. P. G. high
school, Wandugal, Kurnool dt.,
received from the Collector of Kurnool
is forwarded to the Rev. Canon G. H.
Smith, M. A., Secretary, M. D. C.
S. P. G., for ~~attention~~ ^{signature} and return
to Govt. at an early date.

7.12.17

Ca
11.12.17

13721

2nd Dec 18
 To, The Rev. Amos A. Smith, M. A.
 Secretary, M. D. & P. G.
 Sullivan's Gardens, Rozapetta,
 with a deed [Registered].

1/10

1/10

1/10

1/10



THE SOCIETY FOR
THE PROPAGATION OF THE GOSPEL 976
IN FOREIGN PARTS.

REGISTERED.

No. 976

TELEPHONE NO. 383

Office of the Madras Diocesan Committee,
SULLIVAN'S GARDENS, ROYAPETTAH.



18th December, 1917.

From

The Rev. Canon G.H. Smith, M.A.,

Secretary, M.D.C.S.P.G.,

Sullivan's Gardens, Royapettah.

To

The Registrar,

Home (Education) Department,

Government of Madras.

Sir,

I have the honour to enclose the deed of conveyance
for the lands at Nandyal, Kurnool District duly signed
and witnessed in accordance with your memorandum No. 1555
B-1, of the 13th of December 1917.

I have the honour to be,
Sir,
Your most obedient servant,

G. Herbert Smith

Secretary, M.D.C.S.P.G.

Enc: 1.

Home (Sd) Department

Subject - Conveyance of land acquired for the S.P.G. school, Nandga.

[Enc. 575 B]. From the Collector of Kurnool, No. 829 B & G 8, 30-6.

The approximate cost of acquiring a site for the play-ground attached to the S.P.G. high school, Nandga was estimated at Rs 1000 towards which the Govt. sanctioned a grant of Rs 500 - please see page 4 & 8 of G.O. No. 47 Solh, the 15-1-15. The land was then acquired by the Govt. under the Land Acquisition Act - G.O. No. 551 Home (Sd) on the 8-8-16. The value of the land appears, however, to be only Rs 139-13-5. Since the entire cost of the land was thus met from the Provincial funds, the Govt. Solicitor has prepared a deed of gift instead of the ordinary deed of conveyance. Submitted that the question whether in such cases a deed of gift or a deed of conveyance is the appropriate one has been raised in the case of the Nadar's high school, Poraiyar, and it has been referred to the Advocate General for opinion. The signing of the deed in the present case may ^(therefore) be put off till orders are passed on the other case referred to above.

2. In the meanwhile the file may be forwarded to the S.P.G. uo. for remarks as to whether the grant of Rs 500 referred to above has been paid to the school authorities in full and if so, whether the excess over the Rs 139-13-5 should not be refunded by them and what steps he proposes to

Vide page 1 of the deed in the C.F.

(Revised file.)

This must have been 8/7/9

to take to recover the amount from the school authorities.

11-7-17
13-7-17

17-7-17

18-7-17
18-7-17
Current order, done
Recd 21/7

D.P. 2 (11-7)

18/7/17

No. 129 of 24.7.17

They have sent about Rs. 1556 regarding the pound and levelling it and otherwise making it fit for use.

They have seen any more therefor. I demand referring my part of the Rs. 500 sent back them.

(notes in C.A. 27-7-17)



Home (1904) Dep. 4

The opinion of the Advocate-General on the question of the nature of conveyance referred to at A on the previous page has since been received and the draft order on that case has been sent to Revenue for acceptance. The issue of orders on that case may be awaited.

2. Submitted that in the circumstances stated above hereto D.P. 2 the question of refund in this case may be given up.

30-7-17
1-8-17

3-8-17

21/8/17

1022
7-8-17

1022
1022
1022

Notes
21/8/17

Please see the Advocate General's opinion on page 1-3 of G.O. No. 1022 dated the 7. 8. 17. The deed of gift in the present case has to be modified into one of sale. It may be returned to ^{the Collector} for revision accordingly. A draft memo. is submitted for approval.

(M) 1-3 of G.O. No. 1022 dated the 7. 8. 17. The deed of gift in the present case has to be modified into one of sale. It may be returned to ^{the Collector} for revision accordingly. A draft memo. is submitted for approval.

20.8.17 [memo. no. 875 B-2 dt the 27. 8. 17]

pages 4 & 5 Cf.

[C.O. 1022 B-2]. From the Collector of Kurnool, No. 829 B & G 9, 12-9-17

Please see the Collector's letter on pages 4 & 5 Cf. Having regard to the Advocate General's opinion

(M) in para. b on page 3 of G.O. No. 1022 dated the 7. 8. 17 that the sum of the grant sanctioned by Govt. became the money of the school; the Collector was not justified in saying that the mission paid nothing; nor ~~did~~ the Govt. Solicitor appear to have been justified in attaching undue importance to the Collector's statement. Apart from this, it is not clear how in the Govt. Solicitor's opinion "the circumstances of the present case are different". Submitted that the position may be explained to the Govt. Solicitor and he may be requested to state why he considers that this case is different from the one already dealt with by the A.G. General.

page 5 Cf.

NOTES.

Page

4.13

2. A draft Memo. is submitted for approval

10/9/17
 Ld
 28/9/17

There seems to be no use in making any further reference to the Govt. Collector or to the Collector. The point raised has already been decided. The grant is to be regarded as the mission money & this must be conveyed by sale. We may tell the Collector to aid ask him to adopt that form of conveyance in the present case. Draft memo revised is for approval.

CR
 30/9/17 mm
 1/10/17

[Memo. No. 575B-3 d. to 1. 10. 17].

[Memo. No. 1555B]. From the Collector of Kurumal, No. 512 Bt & 2, to 25. 11. 17.

The deed may first be sent to the Rev. Smith for attestation. A draft memo. is submitted for approval.

7/12/16
 Ld
 8/12/16

CR
 11.12.17
 13/12/17

[Memo. No. 1555B-1 d. to 13. 12. 17].

NOTES.

Page 5. 14

[Case 1691 B]. From the Rev. Canon G. H. Smith, No. 976 B, 18. 12. 17.

A draft order is submitted for approval.

2. The Secretary has to sign the deed in the presence of two witnesses who will go to him when required.

20. 12. 17
J. H. Smith

20. 12. 17
(Submit to Leg on the reopening of the office)

Please let two witnesses bring this

up
3 21/18

[Name of the person who is to be the Secretary, K. H. Smith, No. 976 B, 18. 12. 17.]

1
bpm kept
at 100

16
15

THIS INDENTURE made the third day of January One thousand nine hundred and eighteen BETWEEN the Right Honourable the Secretary of State for India in Council (hereinafter called "the vendor") of the one part and the Society for the Propagation of the Gospel in Foreign Parts incorporated by Royal Charter of King William the Third of England and having its head office at No.15, Tufton Street Westminster England (hereinafter called "the Purchaser") of the other part.

WHEREAS the pieces or parcels of land and premises intended to be hereby granted conveyed and assigned were duly acquired by the Government of Madras under the provisions of the Land Acquisition Act 1894 for a play ground and for the construction of a latrine respectively for the S.P.G.Mission High School at Nandyal.

AND WHEREAS the compensation money was paid wholly out of public revenues.

AND WHEREAS the Government of Madras in their orders No.Mis.851 Home (Education) dated the eighth day of August one thousand nine hundred and sixteen and No.896 Home (Education) dated the seventh day of July one thousand nine hundred and seventeen directed that the said pieces or parcels of land should after acquisition be conveyed to the authorities of the said school by a formal deed of conveyance.

AND WHEREAS it has been agreed between the vendor and the purchaser that in consideration of the sum of One Hundred and ninety five Rupees four annas and three pies paid by the purchaser to the Government of Madras the vendor shall execute in favour of the purchaser such a conveyance of the said pieces or parcels of land^{as} is hereinafter contained subject to the terms and conditions hereinafter contained.

NOW THIS INDENTURE WITNESSETH that in pursuance of the said agreement and in consideration of the sum of One hundred and ninety five Rupees four annas and three pies so paid as aforesaid to the Government of Madras as the vendor doth hereby admit and acknowledge the vendor doth hereby grant convey and assign unto the purchaser its successors and assigns ALL THOSE pieces or parcels of land situate in the village of Nandyal in the Registration Sub District of Nandyal and being more particularly described in the schedule hereunder -- written TOGETHER with all buildings fixtures trees commons hedges ditches fences ways waters watercourses liberties privileges easements

advantages and appurtenances whatsoever to the said pieces or parcels of land and premises in any wise appertaining or heretofore occupied or enjoyed therewith AND all the estate right title interest and property whatsoever of the vendor into and upon the same premises TO HAVE AND TO HOLD the said pieces or parcels of land and premises hereby granted conveyed and assigned unto the purchaser its successors and assigns for ever AND the purchaser doth hereby for itself its successors and assigns covenant with the vendor his successors and assigns that the purchaser its successors and assigns will at all times hereafter pay the assessments and all taxes and cesses that may from time to time be imposed upon the said pieces or parcels of land and premises by the Government of India or the Government of Fort St. George or by any Local or Municipal authority.

IN WITNESS whereof the Honourable Diwan Bahadur Raghunatha Rao Ramachandra Rao the Secretary to the Government of Madras in the Home (Education) Department by order and direction of His Excellency the Governor of Fort St. George in Council acting for and on behalf of the vendor and the Reverend George Herbert Smith the duly constituted attorney of the purchaser have hereunto set their hands and seals the day and year first above written.

THE SCHEDULE ABOVE REFERRED TO.

ALL those pieces or parcels of land situate in the village of Gandyal in the Registration Sub District of Nandyal in the Registration District of Cuddapah cum Kurnool bearing respectively S.No.674/A and bounded on the North and East by S.No.674 on the South by S.No.675 A and on the West by S.No.676 and artisan Inam No.683 A and bounded on the North by S.No.684 on the East by S.No.683 on the South by S.No.682 and on the west by S.No.441 and containing respectively by admeasurement 3.04 acres or thereabouts.

Signed sealed and delivered by the)
above named R.Ramachandra Rao) (sd) R.Ramachandra Rao.
in the presence of -----) 3-1-1918.

1. P.Ramunni Nair,
Clerk, Home Dept.
3-1-18.

2. E.A.Venkiteswara Ayyar,
Clerk, Home Dept.
3-1-18.

Signed sealed and delivered by the above named George } (sd) G. Herbert Smith.
Herbert Smith in his presence of

1. V. R. Egbert, Manager, S.P.G. Office.
2. Raghobh Dhand Accountant, S.H.G. Office.

When given for copying

When copied

When examined

When signed

191

Serial AGAIN G.O. No.
191

DATED

Serial No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTS.

PAPERS NOT FILED UP, BEING MEANT FOR DISPATCH
IN ORIGINAL.

N.B. -

A = Copy in full.

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