

Educational (1904) Department.

ORDINARY PRINTED.

G.O., No. 368

DATED 14-6-04

INDEXED

ORIGINAL

[Despatch Abstract.]

Prehistoric antiquities

Forwarding to Mr R. Bruce Foote a Statement of "differences" to be referred to the arbitrators appointed under the agreement between him and the Secy of State, dated 14<sup>th</sup> November 1898, regarding the Valuation of his Collection of— and requesting him to State whether the same may be accepted as correct.

# BACK PAPERS.

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# FURTHER PAPERS.

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No. 368.

From

H. D. TAYLOR, Esq., I.C.S.,  
Ag. Secretary to the Government of Madras,  
Educational department.

To

R. BRUCE-FOOTE, Esq., F.G.S.,  
THE ROOKERY,  
YERCAUD.

Dated Oolacamund, 14th June 1904.

SIR,

With reference to your letter, dated Mount Pleasant, 23rd May, declining to accept the offer of Rs. 15,000 made by Government for your collection of prehistoric antiquities, I am directed to forward for your acceptance a statement of "difference" to be referred to the duly appointed arbitrators under paragraph 3 of the agreement, and to request that you will state whether the same may be accepted as correct.

2. The name of the arbitrator appointed by Government will be intimated to you, shortly, it is hoped.

I have the honour to be,

Sir,

Your most obedient servant,

H. D. TAYLOR,  
Ag. Secretary to Government.

## ENCLOSURE.

STATEMENT of difference or dispute between Robert Bruce-Foote and the Secretary of State for India as to the price to be paid under the agreement, dated the 14th November 1898, by the Secretary of State to Robert Bruce-Foote for his collection of Indian prehistoric implements and other things included in the said agreement between the said parties.

The Government of Madras acting for the Secretary of State on the 12th April 1904 offered the said Mr. Robert Bruce-Foote the sum of Rs. 9,300 in full payment for the collection and a copy of the telegram conveying the said offer is appended: but Mr. Bruce-Foote by his letter of the 14th April 1904 (a copy of which is also appended) rejected the said offer. On this the Government in view of a speedy and final settlement of the matter and to avoid the delay of an arbitration, wrote Mr. Bruce-Foote the letter, dated 21st May 1904 (copy appended), in which they offered Mr. Bruce-Foote Rs. 15,000 for the said collection. But Mr. Bruce-Foote declined this modified offer in his letter, dated Mount Pleasant, Ootacamund, the 23rd May of 1904 (copy appended), on the ground that "he considered the offer far below the value of his specimens", and stated that he was "prepared to submit the question of the value to arbitration".

2. The question referred to the arbitrators appointed under the agreement hereinbefore recited is what is a "fair and reasonable price" for the said collection.

## EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O., No. 368, EDUCATIONAL, DATED  
14TH JUNE 1904.

[SUBJECT.—*Mr. Bruce-Foote's collection of Indian Prehistoric antiquities.*]

Letter No. 345, dated 6th June 1904, to the Government of India regarding the appointment of an arbitrator under the agreement with Mr. Bruce Foote regarding the valuation of his collection of prehistoric antiquities has issued.

2. A statement of "difference" between Government and Mr. Bruce Foote has now to be drawn up. Please see the Secretary's orders at Z on page 3 of the notes in G.O., Nos. 344, 345, dated 6th June 1904.

3. After this has been done the papers with notes will be printed.

P. T. THARYAN—7-6-04.

Statement of difference submitted.

A. GALLETTI—7-6-04.

Yes: and a printed copy attached.

G. S. F[ORBES].

Submitted to Honourable Member.  
I consider that the agreement should be referred to in the preamble.

Simply state the fact of the two officers and their rejection.

G.S.F.

2. In paragraph 2 it is doubtful whether Rs. 9,300, the actual value put up on the collection, or Rs. 15,000, the final offer, should be referred to as the basis of arbitration.

Paragraph 3.—Should Rs. 4,000, the value quoted by Mr. Bruce Foote, be specifically quoted?

No, printed—show proofs.

G.S.F.

3. As soon as the draft "statement of difference" is approved, copies of all important letters will be typed in readiness for the arbitrator—and notes will, if now deemed necessary, be printed up.

H. D. TAYLOR—8-6-04.

Please type the reference as revised. It is enough simply to set out the facts as to the two offers and append the correspondence. The catalogue should not be mentioned in the reference. We are not bound by it, nor do we know whether it is absolutely correct. The Secretary of State has a right to the whole collection. If a dispute arises as to what passes, that may be a matter for further arbitration.

G. S. F[ORBES]—9-6-04.

Please type half margin and flag the references. The agreement was, I think, printed not separately but only as an enclosure to the letter to India. If type has not been broken up, copies may be separately struck off.

2. Please select and mark copies of all important papers to be printed.

H.D.T.—10-6-04.

The draft statement of difference has been typed half margin and flagged.

But surely the office had the sense to get twenty copies at least of what was printed!

G.S.F.

2. The Lawrence Asylum Press here has been asked whether the type of the agreement is still standing. No reply has yet been received.

3. The following letters may be printed in addition to the agreement:—

Letter from Mr. Seton-Karr, dated 29th January 1904.  
 Telegram to Mr. Bruce Foote, dated 12th April 1904, No. 38.  
 Letter from Mr. Bruce Foote, dated 14th April 1904.  
 Memorandum No. 194, dated 16th April 1904.  
 Letter from Mr. Bruce Foote, dated 22nd April 1904.  
 Letter to Mr. Bruce Foote, No. 311, dated 21st May 1904.  
 Letter from Mr. Bruce Foote, dated 23rd May 1904.

P. T. THARYAN—10-6-04.

A. GALLETI—10-6-04.

The following may also be added:—

Mr. Bruce Foote's letter of 25th March 1904.

[In this letter he shows that he appreciates Mr. Seton-Karr's expert knowledge on palaeolithics but not on pottery—and states that his own valuation of his collection has been enhanced.]

Telegram to Mr. Bruce Foote regarding Mr. Seton-Karr's visit.

Mr. Bruce Foote's reply accepting the proposal.

G.O., No. 38, dated 19th January 1904, paragraphs 1 and 2.

H. D. TAYLOR—10-6-04.

Please comply.

H.D.T.—13-6-04.

Print up every scrap that has been written: it is necessary for the file in any case; and while the type is standing, we can select the letters, etc., to be given to the arbitrators and have separate copies of them struck.

2. When the agreement was printed how many copies were got?

G. S. F[ORBES]—11-6-04.

Submitted that 15 extra copies of the letter to India with the enclosures were struck off and we had them, but not of the agreement alone. Twenty copies of the agreement alone have now been obtained as the type was standing.

P.T.T.—13-6-04.

There are 15 extra copies of the letter to India and 20 copies of the agreement.

No, it is all repeated in other pages.

G.S.F.

Yes.

G.S.F.

Should Mr. Bruce Foote's long memorandum of 25 pages sent to Mr. Castlestuart Stuart in G.O., No. 311, dated 21st May 1904—be printed, or does Honourable Member refer only to correspondence between Mr. Bruce Foote and Government direct?

2. A draft is put up to Mr. Bruce Foote asking him to accept the statement of difference or should this lie over until we know definitely about Mr. Marshall's deputation?

H.D.T.—13-6-04.

No, on the whole, send the demi-official and the memorandum. It will clear the ground.

G.S.F.—13-6-04.

The letter to Mr. Bruce Foote with copy of statement of difference for acceptance may issue at once.

2. Then print up (a) notes, (b) direct correspondence in accordance with Honourable Member's instructions. Please instruct Press to treat as urgent.

H.D.T.—14-6-04.

[G.O., No. 368, Educational, dated 14th June 1904.]

Letter no. 368 Educational 14 June 1904

R. Bruce Foote

the Roebuck

Yes and

Li.

With reference to your letter

of 23rd May dated about Pleasant

28 May declining to accept the

of Rs 5000 offer made by Government for your

collection of prehistoric antiquities

I am directed to forward for

your acceptance a statement

of 'difference' to be referred

to the duly appointed arbitrators

under para 3 of the agreement, and

to report thereon for the note

whether the same may be accepted

or not.

2. The case of the

arbitrators appointed by Govt. will

be initiated to you, shortly, it

is hoped

14/6/04

13.6.04

S/S

Desp

14/6/04

Statement of difference or dispute between Robert Bruce Foote and the Secretary of State for India as to the price to be paid under the Agreement dated the 14th November 1898 by the Secretary of State to Robert Bruce Foote for his collection of Indian prehistoric implements and other things included in the said agreement between the said parties

1. The Government of Madras acting for the Secretary of State on the 12th April 1904 offered the said Mr. Robert Bruce Foote the sum of Rs. 9,500 in full payment

for the collection and a copy of the telegram

conveying the said offer is appended: but Mr. Bruce Foote by his

letter of the 14th April 1904 (a copy of which is also appended) rejected the said offer. On this the Government in view of a speedy and final settlement of the matter and to avoid the delay of an arbitration wrote Mr. Bruce Foote the letter dated 21st May 1904 (copy appended)

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Mr. Bruce Foote declined this modified offer in his letter dated Mount Pleasant, Cooy the 23rd of May 1904 (copy appended) on the ground that "he considered the offer far below the value of his specimens", and stated that he was "prepared

\* Page 3 of letter at flag 8 in G. no 344-45 ldl d1 6-6-04.

+ Flag Y in G. no 311 2dl d1 21-5-04.

⊙ Flag A in - 30-

R.

x Flag X in G. no 344-45 ldl d1 6-6-04.

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to submit the question of the value to arbitration".

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2. The question referred to the arbitrators appointed under the Agreement hereinbefore recited is what is a "fair and reasonable price" for the said collection.

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First copy sent to Press.

Returned for signature.

Despatched in print.

READ AGAIN G.O., No.  
199 .

, DATE

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT.

• LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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

N.B.—

- A = Print in full.
- B = Not to be printed.
- P = Print abstract only.
- Q = Print heading only.

NUMBER OF COPIES  
REQUIRED.

Order complete.  
Letter only.  
Order complete with Letter.

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