M.R.O. 1—32,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No. 1220 Press
~~Mis.~~

175-176

Dated 30-9-1861 ~~19~~

7/8

Not to be folded or roughly handled

9/15

Proceedings of the Madras Government, Judicial Department,
30th September 1861.

No. 175. Read the following letter from J. J. FRANKLIN, Esq., Superintendent of Marine; to the Secretary to Government, Judicial Department, Fort Saint George, dated 27th September 1861, No. 2,709.

I have the honor to forward Charter Party in triplicate on account of Convict George Curtis proceeding to England in the Ship "Isabella" in order that your signature may be affixed to two* parts and the triplicate returned for delivery to the Commander, the duplicate being transmitted to the Honorable the Secretary of State for India.

**Original and triplicate.*

No. 176. ORDER THEREON, 30th September 1861, No. 1,220.

The triplicate of the Charter Party duly executed by the Secretary to Government, will be returned to the Superintendent of Marine for delivery to the Commander of the "Isabella." The duplicate also executed will be forwarded to the Secretary of State, with the other documents relating to the Military offender, George Curtis.

(Signed) J. D. SIM,
Secretary to Government.

Exd. F. Cartledge.

Madras 26th September 1861

In Consideration of the payment to us as Agents for the Commander of the Ship "Isabella" by the Government of Fort Saint George of the sum of Company's Rupees (300 — —) Three hundred being two thirds of the passage money agreed to be paid by the said Government to the said Commander for the conveyance on the said vessel from Madras to England of one European Convict George Curtis. We do hereby guarantee the performance by the said Commander of all the Covenants stipulations and agreements contained in the annexed agreement or Charter Party and do hereby hold and make ourselves responsible to repay or refund and make good to the said Government all sofs damages and expenses which the said Government may sustain or be put to by reason or in consequence of the said Commander neglecting or omitting to fulfil or perform all or any one or more of the said Covenants stipulations and agreements so contained in the said Charter Party dated this 26th day of September 1861

A Arbuthnot & Co

Witness

G. Langford

Articles of Agreement made and entered into this Twenty Sixth day of September in the year of our Lord One thousand Eight hundred and sixty one

Between Richard Knollin Martin Master and Commander of the Ship — o Vessel called the Isabella of the Burthen of 755 Seven hun ed and forty three Tons register measure thereabouts belonging to the Port of London and now riding at anchor in the Madra Roads of the one part and The Right Honorable the Secretary of State for India in Council of the oth part Whereas the said Richard Knollin Martin has offered and proposed to the Government of Fort Saint George to convey one European Convicts now in the custody of the Comm missioner of Police at Madras and who ~~have~~ been legally sentenced to be transported to England and who ~~are severally~~ named or known by the names of George Curtis

and the descriptions of whose ~~respective~~ persons ~~are~~ set forth and specified in the Table marked with the letter A hereunto annexed from Madras to England on board the said Ship or Vessel called the Isabella at the rate of £50 Fifty Rupees for ~~each~~ Convict and has offered to enter into the covenants and agreements in these presents on his part contained which offer and proposal has been accepted by the Governor in Council of Fort Saint George acting on the behalf of the said Secretary of State in Council.

Now these presents witness that in consideration of the covenants and agreements hereinafter entered into by and on the part of the said Secretary of State in Council his Successors and Assigns he the said Richard Knollin Martin for himself his Heirs Executors and Administrators does hereby covenant promise and agree to and with the said Secretary of State in Council his Successors and Assigns in manner following (that is to say) that he the said Richard Knollin Martin shall and will within ten days from the date of these presents erect and make on board the said Ship or Vessel in the fore part thereof a prison of such size dimensions strength and construction as will be proper and fit to accommodate and secure the said one Convicts and on the same being completed he will report the same to the Superintendent of Marine at Fort Saint George and permit any person or persons authorized for the purpose by the said Superintendent of Marine to go on board the said Ship and inspect and survey the prison as ~~constructed and shall~~ and will make any such reasonable alterations or additions to the said prison as the said Superintendent of Marine or such person or persons so authorized shall on any such inspections and survey think necessary and also shall and will at his own expense provide and store on board the said Ship all such food water and other necessaries for the said Convicts during the said voyage as shall be approved of by the said Superintendent of Marine or the person or persons authorized as aforesaid. And that he the said Richard Knollin Martin shall and will within ten or more days after such prison shall be constructed and completed as aforesaid receive on board the said Ship the said one Convicts ~~respectively~~ named or known by the names of George Curtis

and that he will convey and transport ~~them~~ him from Madras direct to Blackwa

with sa[illegible]y and care on board the said Ship unless prevented by the act of God and on arriving there w[illegible] report to the said Secretary of State the arrival of the said Convicts and keep and detain the said Convicts in safety until an Officer or Officers duly authorized by the said Secretary of State shall demand and take charge of the said Convicts from the said Richard Krollin Martin and that he will deliver the said Convicts in custody to such Officer or Officers who shall so demand them on having a receipt for them signed by such Officer or Officers and also that from the time of the embarkation of the said Convicts in the Madras Roads until the arrival of the said Ship at Blackwall and the said Convicts being taken charge of there as aforesaid he the said Richard Krollin Martin shall and will at his own expense maintain and support or otherwise supply the said Convicts daily with good and wholesome food water and other necessaries according to the rate and scale hereunto annexed marked with letter B (except in case of unavoidable necessity happening during the said voyage not permitting) and will also afford and allow them such medical aid assistance and medicine as may be necessary and that in case any of the said Convicts shall die during the said voyage he the said Richard Krollin Martin will report to the said Secretary of State on his arrival the cause of the death of such Convict or Convicts and the nature of the illness of which such Convict or Convicts may have died with a detail of the medical aid and treatment which such Convict or Convicts experienced during any such illness and also shall and will keep and detain the said Convicts until they shall be so demanded and taken charge of as aforesaid in the prison so to be prepared as aforesaid except during illness and during four hours in each day or on such days as the state of the weather will allow during which he will allow the said Convicts (subject to all lawful exceptions rendered necessary for the preservation of requisite discipline on board the said Ship) to walk upon the deck of the said Ship for air and exercise and will during such time keep them properly and securely guarded and that he as well when the said Convicts are in the said prison place and keep a proper guard of not less than one man over the said Convicts and not less than two men when they are on deck to prevent their escape and these presents further witness that in consideration of the covenants and the agreements herein before entered into as aforesaid by and on the part of the said Richard Krollin Martin.

The said Secretary of State in Council for himself and his Successors and Assigns doth hereby covenant promise and agree to and with the said Richard Krollin Martin his Executors and Administrators that the said Convicts shall be embarked on board the said Ship within ten or more days after the prison for their reception shall have been completed as aforesaid if the state of the weather will permit or as soon after the expiration of such two days as the weather will allow and shall and will as soon as may be possible after the said Convicts shall have been so embarked as aforesaid well and truly pay or cause to be paid to the said Richard Krollin Martin

his Executors or Administrators the sum of (300) Three Hundred Rupees

(being two-thirds of the amount so agreed to be paid to the said Richard Krollin Martin by the said Governor in Council of Fort Saint George acting as aforesaid at and after the rate of (150) One Hundred and Fifty Rupees for the passage of each Convict to Blackwall and shall and will on the said Secretary of State being satisfied that the said Convicts have been duly transferred by the said Richard Krollin Martin to the custody of such Officer or Officers duly authorized to receive them as aforesaid, that they have been properly treated by the said Richard Krollin Martin during the voyage and that the covenants and stipulations in these Articles of Agreement or Charter Party contained have been duly and satisfactorily fulfilled well and truly

pay or cause to be paid unto the said Richard Krollin Martin his Executors or Administrators in London the further sum of (150) One Hundred and Fifty Rupees being the remaining third of the amount so agreed to be paid by the said Governor in Council of Fort Saint George, acting as aforesaid by way of passage money for the conveyance of the said Convicts as aforesaid. In witness whereof the said Richard Krollin Martin and the Secretary on behalf of the Government of Fort Saint George acting in and behalf of the said Secretary of State have set their respective hand and seals, to one part of these presents to remain with the said Secretary of State and the said Richard Krollin Martin has also to another part of these presents also to remain with the said Secretary of State set his hand and Seal and to another part of these presents to remain with the said Richard Krollin Martin the said Secretary on behalf of the said Secretary of State has set his hand and Seal the day and the year first above written.

SIGNED Sealed and Delivered by the above named Richard Krollin Martin *at Madras (where Stamps are not in use) in the presence of*

Chas Pereira
H Langford

SIGNED Sealed and delivered by the above named Secretary *at Madras (where Stamps are not in use) in the presence of*

R Lushington
Registrar Government Office

Rich'd K Martin
Master

J W Sim
Secretary to Government

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Table A to which the foregoing Deed Poll refers.

Descriptive Ro[ll] of the undermentioned Convict

Name	Age	Height	Color of	Hair	Eyes	Complexion	Particulars marks
[illegible]orge Curtis	24	5	9	Hazel	Fresh		Tattooed on right arm a ship between it two flags crossed also in the upper angle & on the sides two branches of laurel Also a ship on the breast

TABLE of RATIONS to be issued to EUROPEAN CONVICTS proceeding to [illegible]

	Bread.	Rice.	Flour.	Ghee or Suet.	Pease or Dholl.	Sugar.	Tea.	Vinegar.	Mustard seeds.	Salt Beef.	Salt Pork.	Firewood	Water.
	lbs.	lbs.	lbs.	ozs.	pts.	ozs.	ozs.			lbs.	lbs.	lbs.	gals.
Sunday	[illegible]	[illegible]	[illegible]	1	0	2	[illegible]			[illegible]	0	4	1
Monday	[illegible]	[illegible]	[illegible]	1	0	2	[illegible]			[illegible]	0	4	1
Tuesday	[illegible]	[illegible]	0	0	[illegible]	2	[illegible]			0	[illegible]	4	1
Wednesday	[illegible]	[illegible]	[illegible]	1	0	2	[illegible]			[illegible]	0	4	1
Thursday	[illegible]	[illegible]	0	0	[illegible]	2	[illegible]			0	[illegible]	4	1
Friday	[illegible]	[illegible]	[illegible]	1	0	2	[illegible]			[illegible]	0	4	1
Saturday	[illegible]	[illegible]	0	0	[illegible]	2	[illegible]			0	[illegible]	4	1
	[illegible]	[illegible]	[illegible]	4	[illegible]	14	[illegible]	1 pints a week.	1 ozs. a week.	[illegible]	2	28	7

N. B.—Spirits should be issued only at the discretion of the Medical Officer when he may consider it necessary as an article of medicine.

Original

Dated 26th September 1861

Articles of Agreement or Charter Party for the conveyance of one European Convict to England on the Ship Isabella

Jud. Lr. to Engd. 8th October
No. 18 of 1861.

No 2709

From The Superintendent of Marine.

To The Secretary to Government.

Judicial Department.

Fort St. David George.

Sir I have the honor to forward Charter Party in triplicate on account of Convict George Curtis proceeding to England on the Ship "Isabella" in order that your signature may be affixed to two (Original and Duplicate) of the triplicate returned for delivery to the Commander the duplicate being transmitted to the Honorable the Secretary of State for India.

I have the honor to be
Sir
Your most obedient Servt

Madras.
Marine Superintendent's Office.
27th September 1861.

Superintendent of Marine.