

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	57	Press
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91-92		
Dated	13 - 1 -	19 1864

7/7

Not to be folded or roughly handled

29/7

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*Proceedings of the Madras Government, Judicial Department,
13th January 1864.*

No. 91. Read the following letter from H. D. E. DALRYMPLE, Esq., Master Atendant in charge of the Marine Superintendent's Office; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Judicial Department, Fort Saint George, dated Madras, 12th January 1864, No. 93.

I have the honor to forward Charter Party in triplicate on account of convicts George Skinner, John Dacey, and Christopher Fisher proceeding to England on the Steam Ship "Mauritius," in order that your signature may be affixed to two* parts, and the triplicate returned for delivery to the Commander, the original being transmitted to the Honorable the Secretary of State for India.

* Original and triplicate.

No. 92. ORDER THEREON, 13th January 1864, No. 57.

The triplicate of the Charter Party will be signed by the Chief Secretary, and returned for delivery to the Commander of the "Mauritius."

2. The original also, duly executed, will be forwarded to the Secretary of State, with the other documents relating to the convicts.

(Signed) A. J. ARBUTHNOT,
Chief Secretary.

Exd. J. Tulloch.

Madras 11 January 1864

In consideration of the payment to us as Agents for the Commander of the Steam Ship "Mauritius" by the Government of Port Saint George of the sum of Rupees nine hundred (900) 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

+
George Skinner
John Dacey

Christopher Fisher three European Convicts. We do hereby guarantee the performance by the said Commander of all 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 loss damages and expenses which the said Government may sustain or be put to by reason or in consequence of the said Commander

neglecting

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 the eleventh day of January 1864

Witness
J. H. R. R. R.

Attest
J. H. R. R. R.

Articles of Agreement

made and entered into this Eleventh day of
January in the year of our Lord One thousand Eight hundred and sixty four
Between Timothy Thornhill Master and Commander of the Steamer or Vessel
called the Mauritius of the Burthen of 1451
2134 Tons register measurement or

thereabouts belonging to the Port of London and now riding at anchor in the Madras Roads
of the one part and The Right Honorable the Secretary of State for India in Council of the other part
Whereas the said Timothy Thornhill has offered and proposed to the Government of Fort
Saint George to convey Thence European Convicts now in the custody of the Commission 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 Skinner, John
Davy and Christopher Fisher

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
Steamer or Vessel called the Mauritius at the rate of 450
hundred and fifty Rupees for each Convict and has offered to enter into
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
Timothy Thornhill for himself his Heirs Executors and Administrators
hereby covenant promise and agree to and with the said Secretary of State in Council his Successors
Assigns in manner following (that is to say) that he the said Timothy Thornhill
shall and will within three days from the date of these presents erect
make on board the said Steamer or Vessel in the Hold Deck
thereof a prison of such size dimensions strength and construction as will be proper and fit to accommodate
and secure the said three 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
purpose by the said Superintendent of Marine to go on board the said Steamer 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 inspection
and survey think necessary and also shall and will at his own expense provide and store on board the

such food water and other necessaries for the said Convicts during their passage
authorized as aforesaid. And that he the said Timothy Thornhill
shall and will within one day after such prison shall be
constructed and completed as aforesaid receive on board the said Steamer the said three Convicts
respectively named or known by the names of George Skinner, John Davy
and Christopher Fisher

and that he will convey and transport them from Madras direct to London

with safety and care on board the said *steamer* unless prevented by the act of God and on arriving
ther will report to the said Secretary of State the arrival of the said Convicts and keep and detain the said
Conicts 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 *Timothy Thornhill* 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 *steamer* at *London* and the said
Conicts being taken charge of there as aforesaid he the said *Timothy Thornhill*
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 *Timothy Thornhill*
deat will report to the said Secretary of State on his arrival the cause of the
died of such Convict or Convicts and the nature of the illness of which such Convict or Convicts may have
such with a detail of the medical aid and treatment which such Convict or Convicts experienced during any
take illness and also shall and will keep and detain the said Convicts until they shall be so demanded and
hour a charge of as aforesaid in the prison so to be prepared as aforesaid except during illness and during *good*
Con in each day or on such days as the state of the weather will allow during which he will allow the said
boaricts (subject to all lawful exceptions rendered necessary for the preservation of requisite discipline on
keepd the said *steamer*) to walk upon the deck of the said Ship for air and exercise and will during such time
place them properly and securely guarded and that he as well when the said Convicts are in the said prison
men and keep a proper guard of not less than *two* men over the said Convicts and not less than *two*
cover when they are on deck to prevent their escape and these presents further witness that in consideration of the
ants and the agreements herein before entered into as aforesaid by and on the part of the said *Timothy*
Thornhill

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 *Timothy Thornhill* his Executors and Adminis-
trators that the said Convicts shall be embarked on board the said *steamer* within *three*
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 *three* 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 *Timothy Thornhill*
his Executors or Administrators the sum of *(900) Nine hundred Rupees*

or in Council of Fort Saint George acting as aforesaid at and after the rate of *(1450)*
four hundred and fifty Rupees for the passage of each Convict to *London*
and shall and will on the said Secretary of State being satisfied that the said Convicts have been duly trans-
ferred by the said *Timothy Thornhill* to the custody of such Officer or Officers duly
authorized to receive them as aforesaid, that they have been properly treated by the said *Timothy*
Thornhill 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 *Timothy Thornhill*
his Executors or Administrators in London the further sum of *(1450) four 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 *Timothy Thornhill* and the *Honorable the Chief*
Secretary on behalf of the Government of Fort Saint George acting for
and behalf of the said Secretary of State have set their respective hand and seals, to one part of these pre-
sents to remain with the said Secretary of State and the said *Timothy Thornhill*
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 *Timothy Thornhill*
the said *Honorable the Chief 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 } *T. Thornhill*
Timothy Thornhill at Madras }
(where Stamps are not in use) in the presence of }
J. W. Kimhardt

SIGNED Sealed and delivered by the above named }
The Honorable the Chief Secretary at Madras }
(where Stamps are not in use) in the presence of }
G. J. Cunningham
Chief Secretary
John Civil Service

Table A to which the foregoing Deed Poll refers.

Description Roll of the undermentioned Convicts

Name	Rank	Regiment	Age		Height below					Particular marks
			Years	Months	Feet	Inches	Lines	Centims	Cyrs	
George Skinner	Private	Kings Regiment of Dragoon Guards	29	6	5	$7\frac{3}{4}$				Dark eyes.
John Darcy	P.	No. 105 th Regiment of Foot Madras Light Infantry	24	10	5	4				Fresh brown.
Christopher Fisher Gunner		No. 514 of the C. Battery 20 th Brigade, Royal Artillery	27	6	5	$5\frac{1}{4}$				Pale light. Marked with letter D.

B.

TABLE of RATIONS to be issued to EUROPEAN CONVICTS proceeding to *England.*

	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.....	512	12	0	1	0	2	1			0	0	4	1
Monday.....	512	12	0	1	0	2	1			0	0	4	1
Tuesday.....	512	12	0	0	0	2	1			0	0	4	1
Wednesday.....	512	12	0	1	0	2	1			0	0	4	1
Thursday.....	512	12	0	0	0	2	1			0	0	4	1
Friday.....	512	12	0	1	0	2	1			0	0	4	1
Saturday.....	512	12	0	0	0	2	1			0	0	4	1
	4 1/2	3 1/2	1 1/2	4	1	14	1 1/2			2 1/2	2 1/2	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.

6a
No. 57 January 1864

The triplicate of the Charter Party will be signed by the Chief Secretary & returned to the for delivery to the Commander of the "Mauritius".

2. The Original also duly executed will be forwarded to the Secretary of State, with the other documents relating to the Convicts.

The Master Attendant in Charge of the Office of Supt. of Marine -
" With Triplicate Charter Party.

desp. 13/1/64

Despatch 11/4 January 1864.

Articles of Agreement as
Charter Party for the conveyance of
three European Convicts to England
on the steamer "Mauritius". -