M.R.O. 1—39,000—15-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No. 1164 Press Mis.

159-1-30

Dated 23 - 8 - 19 1885

2/6

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
23rd August 1865.

No. 169. Read the following letter from J. I. MINCHIN, Esq., President, Municipal Commission, Kurnool, to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George; dated Kurnool, 10th July 1865, No. 28.

The introduction of Act XXVI of 1850 having been sanctioned by the Governor in Council, for the Town of Kurnool, and Municipal Commissioners appointed, it would have been their duty ere this to apply for sanction to such Rules and Bye-laws as are necessary for duly carrying out the purposes of the Act, if a Bill, entitled the Towns' Improvement Act, 1865, had not at this time been under the consideration of the Madras Legislative Council.

2. It appeared advisable to the Commissioners to await the passing of the Towns' Improvement Act, to give them the necessary authority for carrying out the objects for which they were appointed; but as some time may yet elapse before this Act becomes law, and the distribution of water supplied by the Irrigation Company to the main streets of Kurnool has commenced, the Commissioners are compelled to apply to the Governor in Council to give them power, under Section VII, Clause 2, Act XXVI of 1850, to levy the water rate necessary to enable them to meet the demands of the Irrigation Company, and for the construction of channels of distribution.

3. The Municipal Commissioners, after full consideration, have determined on the following arrangement for the levy of the water rate, for which the sanction of Government is requested.

4. The water rate is to be levied on the occupants of houses according to the following classification:—

1*st Class.*—Houses where water is supplied by a private channel into a cistern on the premises, the occupants of which will pay from Rupee 1 to Rupees 5 monthly.

2*nd Class.*—Houses situated in streets along which a public channel runs, or in off streets within 75 yards of a public cistern, the occupants of which will pay from Annas 4 to Rupee 1 monthly.

3*rd Class.*—Houses situated in any quarter of the town for which a distribution channel is constructed, not falling under Class II, the occupants of which will pay from Annas 4 to Rupee 1 yearly.

5. The amount of rate to be levied on any of the above classes to be fixed by the Commissioners, on consideration of the circumstances and position in life of the occupant, and exemptions, or reductions, to be granted in special cases, on the ground of poverty.

6. Although the Commissioners are hereafter to purchase the water by volume from the Irrigation Company, no means can be devised for its measurement on distribution, while the system above proposed makes the charge in some measure commensurate to the benefit received, and the variable nature of the charge in the several classifications, according to the means of the tax payers, is not unfair, and is consonant to native feeling and practice.

Towns' Improvement Act
necessary authority for carrying out the objects for

7. As the Government may wish for information as to the mode of distribution, I beg to state that the water is carried in covered masonry channels, with open cisterns at convenient intervals, one being situated at the corner of every bye-street. The cisterns are so constructed that the water in them always stands at one level, as long as the channel is supplied. They are not accessible for bathers, and cannot, therefore, be polluted; while it is in contemplation, hereafter, to provide suitable bathing ghats for that purpose.

8. The construction of solid masonry channels of this description is of course expensive, and was estimated by Major Flint to cost Rupees 4000 a mile. About two miles have been completed at this rate, by contract, under Major Flint's supervision; but the work is, in places where cutting is required, so difficult, that it is feared that it will be necessary to raise the rates. It is probable that thoroughly to complete the works, a further outlay of Rupees 40,000 may be required.

9. At present the funds of the Municipality are almost exhausted, while the advisability of completing at least the main channels, in order to extend the benefits of the water supply, without delay, is obvious.

10. The Commissioners, therefore, request the sanction of the Governor in Council to raise a loan, on debentures, for the construction of this permanent work, upon the security of the water rate. It is believed that money could be raised freely for this purpose, at an interest of 9 per cent. The Commissioners request sanction for raising a sum not exceeding Rupees 20,000, at a rate of interest not exceeding 10 per cent. per annum, within the ensuing 12 months. The money would be raised in convenient sums, as required, and tenders invited for furnishing the same; the offer at the lowest rate of interest being accepted, if not in excess of the rate for which sanction is requested.

11. In addition to the interest on the loan, the Commissioners propose to lay aside a sum of not less than 10 per cent. on the amount of the mortgage, to form a Sinking Fund for its redemption. It will be the duty of the Commissioners so to regulate the incidence of the water rate, as to make it cover those liabilities, and at the same time to prevent its collections becoming needlessly large, and burdensome to the people.

12. During the last six months, every preparation has been made for the introduction of a fairly assessed water rate. The houses in all the streets have been numbered, and valued, and a Sub-Committee of the Commissioners is now engaged in fixing the amount of water rate to which the occupants of each house will be liable.

13. It will be necessary to raise a sum of, at least, Rupees 6000 yearly, to cover all the liabilities of the Municipality in payments to the Irrigation Company, interest on Debenture loan, and Sinking Fund for its reduction. The general rates for the different classes of house owners have been fixed on a consideration of the town statistics, so as probably to realize about that amount.

14. As the water was let into the main channel of the Fort and Town on the 1st July, when the necessary authority is received from Government, the collection of water rate will commence from that date for the quarters of the town as yet benefited, and will be extended to the other quarters on the completion of the channels.

Proceedings of the Madras Government, Judicial Department,
23rd August 1865.

No. 170. ORDER THEREON, 23rd August 1865, No. 1164.

The Government are unable to accede to the request of the Commissioners to be allowed to raise a loan on Debentures, until such time as the Towns' Improvement Act shall become law and be applied to Kurnool.

2. The Government will be prepared to sanction rules for the levy of water rate, if they be submitted separately by the Commissioners under Act XXVI of 1850, and the levy will then become legal. The rules may refer to this subject only, and any regulations which may be necessary on other subjects may be afterwards dealt with on the Towns' Improvement Act coming into force.

(True Extract).

Chief Secretary.

To the President, Municipal Commission, Kurnool.

Ed. J. H. Burns.

Towns' Improvement ... necessary authority for carrying out the objects for

No 28

Tuticorin
10th July 1865

From,

James, Innes, Strachan Esquire
President Municipal Commissioner

To,

The Honorable A. J. Arbuthnot
Chief Secretary to Government
Fort Saint George

Sir,

1. The introduction of Act XXIII of 1850 having been sanctioned by the Governor in Council, for the town of Tuticorin, and Municipal Commissioners appointed, it would have been their duty ere this to apply for Sanction to such Rules and Bye laws as are necessary for duly carrying out the purposes of the Act, if a Bill, entitled the Towns Improvement Act 1865 had not at this time been under the Consideration of the Madras Legislative Council.—

2. It appeared advisable to the Commissioners to await the passing of the Towns Improvement Act to give them the necessary authority for Carrying out the objects for

for which they were appointed, but as some time may yet elapse before this Act becomes law, and the distribution of Water, supplied by the Irrigation Company, to the Main streets of Kurrool has Commenced, the Commissioners are Compelled to apply to the Governor in Council, to give them power under Section VII clause 2 Act XXVI of 1850, to levy the Water rate necessary to enable them to meet the demands of the Irrigation Company, and for the Construction of Channels of distribution.—

3. The Municipal Commissioners, after full Consideration, have determined on the following arrangement for the levy of the water rate, for which the Sanction of Government is requested.—

4. The Water rate is to be levied on the occupants of houses according to the following classification.—

1st Class. Houses where water is supplied by a private Channel into a Cistern on the premises, the occupants of which will pay from Re 1 to Rs 5 monthly.—

2nd Class. Houses situated in streets along which a public Channel runs, or in streets within 5 yards of a public Cistern, the occupants of which will pay from Annas 4 to Rupee 1 monthly.—

2/3 Class. Houses situated in any quarter of the town for which a distribution Channel is Constructed, not falling under class II, the occupants of which will pay from Annas 4 to Rupee 1 yearly.—

5. The Amount of rate to be levied on any of the above classes, to be fixed by the Commissioners on Consideration of the Circumstances, and position in life of the occupants, and exemptions, or reductions to be granted in special cases on the ground of poverty.—

6. Although the Commissioners are hereafter to purchase the water by volume from the Irrigation Company, no means can be devised for its measurement on distribution, while the system above proposed makes the charge in some measure Commensurate to the benefit received, while the variable nature of the charge in the several classifications according to the means of the tax payers is not unfair, and is Consonant to native feeling and practice.—

As

7. "As the Government may wish for information as to the mode of distribution, I beg to state that the water is carried in covered masonry channels, with open Cisterns at Convenient intervals, one being situated at the Corner of every Square Street. The Cisterns are to be constructed that the water in them always stands at one level, as long as the Channel is supplied; they are not accessible for bathers, and cannot therefore be polluted, while it is in contemplation hereafter to provide Suitable bathing Ghats for that purpose. Vide

8. The Construction of Solid masonry Channels of this description is of course expensive, and was estimated by Major Flint to Cost Rs. 4,000 a mile. about two miles have been Completed at this rate, by Contract, under Major Flint's supervision, but the work is, in places where cutting is required, so difficult, that it is feared that it will be necessary to raise the rates. It is probable that thoroughly to Complete the works a further outlay of Rupees 40,000 may be required.—

9. At present the funds of the Municipality

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter from the President Municipal Commissioner - Kurnool.

Here under 10th July 1865. No. 28

Order thereon 28th August 1865. No. 1164.

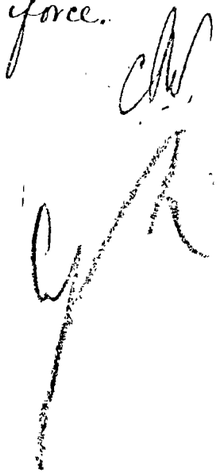
The Government are unable to accede to the request of the Commissioners to be allowed to raise a loan on Debentures until such time as the Towns Improvement Act shall become law and be applied to Kurnool.

2 The Government will be prepared to sanction rules for the levy of water rate if they be submitted separately by the Commissioners under Act 26 of 50, and the levy will then become legal.

The

The rules may refer to this subject only, and may be afterwards dealt with as the Towns Improvement Act coming into force.

{ Any regulations which may be necessary as to other subjects



To the President. Municipal Commissioners Kimmel

{ dated 25/8

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Special 1865. Department.

No. 1164.

PROCEEDINGS OF GOVERNMENT.

F.C. 1908.

Dated 23rd August 1865

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