

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 341	Press ~~Mis.~~
Dated 1-3-1918	6/7

Not to be folded or roughly handled

10-10-20

*Proceedings of the Madras Government, Judicial Department,
1st March 1867.*

No. 32. Read the following letter from the Superintendent of Marine, to the Chief Secretary to Government, Fort Saint George; dated Madras, 28th February 1867, No. 820.

I have the honor to forward the Charter Party (in triplicate), relating to the Military convict proceeding to England on the *Walmer Castle*, 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. 33. ORDER THEREON, 1st March 1867, No. 341.

The triplicate of the Charter Party will be signed by the Chief Secretary to Government and returned for delivery to the Commander of the *Walmer Castle*.

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

3. Ordered that the papers specified in the margin, relating to this convict, be forwarded to the Military Department, with reference to paragraphs 3 and 4 of the Order of the 24th December 1861, No. 1592.

1 Order of Penal Servitude.
1 Date of Trial.
1 Descriptive Register.
1 Order of Removal.
4 Documents.

(True Extract).

A. J. ARBUTHNOT,
Chief Secretary.

To the Superintendent of Marine, with Triplicate Charter Party.
,, Military Department, with Packet.

Edw. J. Tulloch.

Madras 20th February 1864 ²⁰

In consideration of the payment
to us as Agents for the Commander of the
"Hatter Castle" by the Government of Fort Saint
George of the sum of Rupees 246-10-8 Two hundred
and forty six Annas ten and Pice eight 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 a European Convict named John
Hurley 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 losses 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

This Twentieth day of February 1867

Witness

Benny
Agents of the
Walter Castle

Articles of Agreement made and entered into this *Twentieth* day of *February* in the year of our Lord One thousand Eight hundred and sixty *seven* Between *William Alfred Ridley Styles* Master and Commander of the *Ship* or Vessel called the "*Wainwright Castle*" of the Burthen of *(1064)* One thousand and *sixty four* Tons register measurement or thereabouts belonging to the Port of *London* and now riding at anchor in the Aldras Roads of the one part and The Right Honorable the Secretary of State for India in Council of the other part Whereas the said *William Alfred Ridley Styles* has offered and proposed to the Government of Fort Saint George to convey *one* European Convict now in the custody of the Commission of Police at Madras and who ^{has} been legally sentenced to be transported to *England* and who ~~is~~ ^{are} ~~severally~~ named or known by the names of *John Hurley*

and the descriptions of whose ~~respective~~ ^{is} 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 "*Wainwright Castle*" at the rate of *(340)* Three hundred and seventy *Papies* for ^{the said} 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 hereafter entered into by and on the part of the said Secretary of State in Council his Successors and Assigns he the said *William Alfred Ridley Styles* 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 *William Alfred Ridley Styles* shall and will within *five* 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* Convict 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 Convict during the said voyage as shall be approved of by the said Superintendent of Marine or the person or persons to be authorized as aforesaid. And that he the said *William Alfred Ridley Styles* shall and will within *three* days after such prison shall be constructed and completed as aforesaid receive on board the said *Ship* the said *one* Convict respectively named or known by the names of *John Hurley* and that he will convey and transport ^{him} ~~them~~ from Madras direct to *London*

with safety and care on board the said *ship* unless prevented by the act of God and on arriving there will 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 *William Alfred Ridley Styles* 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 ^{him} 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 *London* and the said Convicts being taken charge of there as aforesaid he the said *William Alfred Ridley Styles* 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 *William Alfred Ridley Styles* will report to the said Secretary of State on his arrival the cause of the death of ^{the said} such Convict or Convicts and the nature of the illness of which ^{the said} such Convict or Convicts may have died with a detail of the medical aid and treatment which ^{the said} such Convict or Convicts experienced during any such illness and also shall and will keep and detain the said Convicts until ^{he} 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 ^{him} 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 ^{his} men over the said Convicts and not less than *one* man when ^{he is} they are on deck to prevent ^{his} 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 *William Alfred Ridley Styles*

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 *William Alfred Ridley Styles* his Executors and Administrators that the said Convicts shall be embarked on board the said *ship* within *three* days after the ^{his} 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 *William Alfred Ridley Styles* his Executors or Administrators the sum of *Rspees (246-10-8) Two hundred and*

four Annas ten and Pice eight being the amount so agreed to be paid to the said *William Alfred Ridley Styles* by the said Governor in Council of Fort Saint George acting as aforesaid at and after the rate of *(370)* *Three hundred and seventy* for the passage of ^{the said} such Convict to *London* and shall and will on the said Secretary of State being satisfied that the said Convicts ^{has} have been duly transferred by the said *William Alfred Ridley Styles* to the custody of such Officer or Officers duly authorized to receive ^{him} them as aforesaid, that ^{he has} they have been properly treated by the said *William Alfred Ridley Styles* during the voyage and that the covenants and stipulations in these Article of Agreement or Charter Party contained have been duly and satisfactorily fulfilled well and truly

pay or cause to be paid unto the said *William Alfred Ridley Styles* his Executors or Administrators in London the further sum of *Rspees (123-5-14) One hundred and twenty three Annas five and Pice four* 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 *William Alfred Ridley Styles* and 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 presents to remain with the said Secretary of State and the said *William Alfred Ridley Styles* 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 *William Alfred Ridley Styles* the said *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
William Alfred Ridley Styles at Madras
(where Stamps are not in use) in the presence of

W. A. Ridley Styles

SIGNED Sealed and delivered by the above named
W. A. Ridley Styles at Madras
(where Stamps are not in use) in the presence of

W. A. Ridley Styles

Table A to which the foregoing Deed Poll refers.

Descriptive Roll of the undermentioned Convict.

Name	Rank	Regiment	Age		Height		Color of		Particulars
			years	months	feet	inches	hair	eyes	
John Harlow	Private	102 nd Regiment of Inf.	28	3	5	9	Fresh	Grey	None with the exception of letters BC on the right breast.

B.

TABLE of RATIONS to be issued to EUROPEAN CONVICTS proceeding to ¹⁰England.

	Bread.	Rice.	Flour.	Ghee or Suet.	Pease or Dhol.	Sugar.	Tea.	Vinegar.	Mustard seeds.	Salt Beef.	Salt Pork.	Firewood.	Water.
	lbs.	lbs.	lbs.	ozs.	pts.	ozs.	ozs.			lbs.	lbs.	lbs.	gals.
Sunday.....	1 1/2	1 1/2	1 1/2	1	0	2	1			2 1/2	0	4	1
Monday....	1 1/2	1 1/2	1 1/2	1	0	2	1			2 1/2	0	4	1
Tuesday.....	1 1/2	1 1/2	0	0	1/2	2	1			0	1/2	4	1
Wednesday.....	1 1/2	1 1/2	1 1/2	1	0	2	1			2 1/2	0	4	1
Thursday.....	1 1/2	1 1/2	0	0	1/2	2	1	1/2 pints a week.	1/2 ozs. a week.	0	1/2	4	1
Friday....	1 1/2	1 1/2	1 1/2	1	0	2	1			2 1/2	0	4	1
Saturday.....	1 1/2	1 1/2	0	0	1/2	2	1			0	1/2	4	1
	4 1/2	3 1/2	1 1/2	1	1/2	11	1 1/2			2 1/2	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.

Ind. Let. to Eng.
11. 8
13/3/57

No. 312 1st March 1867.

The duplicate of the Charter Party will be signed by the Chief Secretary to Govt & returned for delivery to the Commander of the "Walmer Castle"

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

3. Ordered that the papers submitted in the margin, relating to this convict, be forwarded to the Military Department with reference to para 3 & 4 of the Order of the 21st Decr 1864. N. 1592.

- 1 Order of Penal Servitude.
- 1 State of Trial.
- 1 Descriptive Register.
- 1 Order of Removal.
- 4 Documents.

For Supdt. of Marine
with duplicate Charter Party
in Military Dept. (with Packet)

[Signature]

Judicial Letter to Eng 22 March 1867.

Dated 20th February 1867.

[Signature]

Articles of Agreement or Charter Party for the conveyance of a European Convict to England on the ship "Walmer Castle".