M.R.O. 1—32 400—22-11-30

MADRAS RECORD OFFICE.

Government of Madras.

Marine DEPARTMENT.

G.O. No. 412 Press Mis.

Dated 29th November 1860

Not to be folded or roughly handled

Proceedings of the Madras Government, Marine Department,
29th November 1860.

No. 50. Read the following letter from Commander F. W. HOPKINS, I. N., Commanding H. M.'s Steamer "Dalhousie," I. N., to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 28th November 1860, No. 514.

I have the honor to enclose Orders, received from a Deputy Secretary to Government here, (whose signature I am unable to make out) and will feel obliged by your signing the Orders, if Government wish me to proceed with the Vessel, in her present state, to any place, except for the purpose of getting her docked.

I again most respectfully beg to report that the Vessel's bottom, and topside plates, are getting seriously injured, and I understood by the Orders of Government furnished me, that it was decided she was to go to Bombay, on her return here; and in accordance with the Orders, I have been preparing the Ship to go, and have landed stores, and several things required for carrying Troops, round here.

No. 51. ORDER THEREON, 29th November 1860, No. 412.

Resolved, in supersession of the Order of Government of the 28th instant, No. 407, that Commander Hopkins be directed to proceed with the Steamer "Dalhousie" to Bombay, calling at the intermediate Ports as may be required.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

28 Years; and thereby inflict further injuries to the said Church

Church and the object of the donors of the said fund. Such pretended representatives, having left the Community of Saint Peter's Church and joined the Portuguese Mission Chapel at Royapooram and not being yet satisfied with the injuries their relatives Nullaveran Annapillay Moodelly and others who were rejected by the Marine Board's decision of 30th August 1830, for a period of a quarter Century and upwards, have inflicted, and if possible, still would wish to prolong the wants and misery of the said Church. A revelation of their iniquitous proceedings for the above mentioned unhappy period, will constitute a subject of the deepest regret to the said Church and the peaceable Christian Inhabitants of Royapooram.

3. In Continuation to the pretensions of these pretended representatives I beg to refer, for the information of Government, to the 17th Para of my letter under reference, in which I have mentioned that, Nullaveran Anthony Moodelly, Aparapen Parcatomby Moodelly and Monte Appasawmy Moodelly, the then Headmen, respectively died without any Male Issue, leaving me the only surviving Headman &c.

Historical facts "Extant".

1st. Nullaveran Anthony Moodelly died, leaving no Male issue but only a Grand daughter named Chellacunnoo Ummall, the only daughter of his only Son Nullaveran Chindatay Moodelly deceased

1st. Nullaveran Anthony Moodelly having died without any Male issue to represent him, but only a grand daughter named Chellacunnoo Ummall, has a right — and Nullaveran Maria Dos Moodelly, the brother of Nullaveran Annapillay Moodelly deceased (who, in his life time, attempted the assumption of that headmanship, but was rejected by the Marine Board in their decision dated 30th Augt 1830, is not the Nephew or representative as he pretends of the said Nullaveran Anthony Moodelly deceased.

2nd Aparapen Parcatomby Moodelly died leaving no Male issue, also leaving an only Grand daughter named Chellacunnoo Ummall, the only

2nd. Aparapen Parcatomby Moodelly also having died without any Male issue to represent him, his Grand daughter Chellacunnoo Ummall has a right, and Aparapen Appasawmy Moodelly, his Nephew, some years ago, having joined the Adverse party and by the instigation of a Priest of the Portuguese Mission and in Conjunction with others of the Adverse Party, entered the Church of Saint Peter's, and Committed

committed a Riot wherefore he was tried at the Sessions, convicted and punnished by imprisonment, with the others.

3rd. Monte Appasawmy Moodelly died, leaving no Issue, but two Paternal Cousins viz. Monte Anthonyappen Moodelly and Monte Annapeak Moodelly, and Monte Annasawmy Moodelly who pretends himself as the Uncle of the said M. Appasawmy Moodelly which is not the case, but his Father-in-law, and which said M. Annasawmy Moodelly acted for some time as the treasurer of the Collections belonging to the Church and since is unwilling to render any satisfactory Account and in order to evade the reckoning he has joined the Adverse Party and is the principal mover and ring leader of such Party from the commencement of the unjust dispute.

3rd. Monte Appasawmy Moodelly, died leaving no Issue, but two Paternal Cousins named Monte Anthonyappen Moodelly and Monte Annapeak Moodelly.

For Opinion.

Under the above related circumstances; I humbly submit it to the Consideration and Judgment of the Right Hononorable the Governor in council. Whether the representatives (as pretended) of the deceased Headmen (my Colleagues) are the real representatives? Whereas, if they were, they would be glad of my application for the benefit of our Church, and would evince a sincere desire to join me; but they having long ago left the Community of Saint Peter's Church and joined the Portuguese Mission Chapel in Royapooram and Constantly creating disturbances in the said Church, and as often punnished by the Authorities, and therefore inimical to the interests of the said Church, they are not what they pretend, nor care if the Church fund laid dormant for a Century to Come — hence they now come under the presumptive Plea of "Representatives" which they have only assumed in last week to try, if they cannot prevent, if possible, my application for the funds, to employ the same for its legetimate purposes Viz: the benefit of Saint Peter's Church. And

2dly. Whether a Public Religious Edifice, raised by my Ancestors, myself and other Christian Boat Owners, with good intentions, should be brought to ruin, on account of the disaffection of inimical Parties? and coin the Contributed Church funds, in the hands of Government, left for the support of

To,

J. Pycroft Esqre

Chief Secretary to Government.

Madras.

Sir,

With reference to my letter of the 15th February last, in regard to Saint Peter's Church at Royapooram and the formation of its funds — which letter I am informed was forwarded to the Marine Superintendant for the purpose of being reported upon — I beg further to bring to the Notice of Government that the Persons (noted in the margin) falsely alledging themselves to be the representatives of the deceased Headmen and Churchwardens, in my letter named (my Colleagues) and who with myself have had the quiet and peaceable possession of the said Church; I understand, have come forward before the Marine ~~Board~~ Superintendant, last week, and object to the funds being handed to me as the sole Surviving Headman, Contributor and Churchwarden of the said Church, without their Consent.

*Nullaverum Mewia Dass Moodelly, owner of a single Boat — Apparapeer Appasawmy Moodelly, a Peon in a Printing Office — Monte Annasawmy Moodelly a Cultivator.

Preamble — 2. I beg to state that, these pretended representatives, of whom, I shall hereafter mention, now arise, with no other view but to thwart me from my legal rights, as such Surviving Headman, to draw and appropriate the stipend allowed by the Regulations in my letter mentioned, and to its legitimate purposes, from the funds now lying dormant for the past 28 Years; And thereby inflict further injuries to the said

Church

Church and the object of the donors of the said fund. Such pretended representatives, having left the Community of Saint Peter's Church and joined the Portuguese Mission Chapel at Royapooram and not being yet satisfied with the injuries their relatives Nullaveran Annapillay Moodelly and others who were rejected by the Marine Board's decision of 30th August 1830, for a period of a quarter Century and upwards, have inflicted, and if possible, still would wish to prolong the wants and misery of the said Church. A revelation of their iniquitous proceedings for the above mentioned unhappy period, will constitute a subject of the deepest regret to the said Church and the peaceable Christian Inhabitants of Royapooram.

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For Opinion.

Under the above related circumstances; I humbly submit it to the Consideration and Judgment of the Right Hononorable the Governor in Council. Whether the representatives (as pretended) of the deceased Headmen (my Colleagues) are the real representatives? Whereas, if they were, they would be glad of my application for the benefit of our Church, and would evince a sincere desire to join me; but they having long ago left the Community of Saint Peter's Church and joined the Portuguese Mission Chapel in Royapooram and Constantly creating disturbances in the said Church, and as often punnished by the Authorities, and therefore inimical to the interests of the said Church, they are not what they pretend, nor care if the Church fund laid dormant for a Century to Come — hence, they now come under the presumptive Plea of "Representatives" which they have only assumed in late years to try, if they cannot prevent, if possible, my application for the funds, to employ the same for its legetimate purposes Viz: the benefit of Saint Peter's Church. And

2dly Whether a Public Religious Edifice, raised by my Ancestors, myself and other Christian Boat Owners, with good intentions, should be brought to ruin, on account of the disaffection of inimical Parties? and can the Contributed Church funds, in the hands of Government, left for the support of

of the said Church from its formation, be considered in the same light, as hereditary Property, on Account of the machinations of evil disposed and ignorant persons, who may setup any opposition as the parties above named now do, to lie dormant without its being laid out for the purposes for which it was intended.-

Prayer.

I humbly trusting that on Account of the miserable state of the said Church and its dependencies, my Application under reference, may be favorably considered by Government, as the only sole surviving and undisputed Principal Proprietor Headman and Warden in full power and possession of the Property and Management of the said Church of Saint Peter's at Royapooram.-

I Subscribe myself

Sir,

Your most Obedient and humble Servant

Royapooram the 8th day of April 1865.

Amathappadamyshoo

The Sole surviving Headman, Warden and Principal Proprietor of Saint Peter's Church at Royapooram.-

Received since 1867 Dec 12

No. 148

A. Appadamy
Proprietor
Saint Peter's Church
Royapooram.

Rec'd 8 April 1865
Reg. No. 3

No. 108

In continuation of this letter of the 15th February I prefer his application for the funds for employing the name for the respectable gentleman of the Church for which purpose a certain representation made by Swan & Flew from his Grace the Archbishop of the Missionaries Headmen of the Church.

53.

of the said Church from its formation, be considered in the same light, as hereditary Property, on Account of the machinations of evil disposed and ignorant persons, who may set up any opposition as the parties above named now do, to lie dormant without its being laid out for the purposes for which it was intended.-

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Sir,

Your most Obedient and humble Servant

Royapooram the 8th day of April 1863.

Amatha Appadamy Moodly

The Sole surviving Headman, Warden and Principal Proprietor of Saint Peter's Church at Royapooram.-

Received 1863 Sept 5

No. 148

A. Appadaumy Moodelly
Principal Proprietor of St Peter's Church at Royapooram.

Sept 8 / Sept 3 April 1867

No. 108.

In continuation of this letter of the 15th February I refer this application for the Grant to Government the legitimate inheritance of the Parish for which I related in my recent petition Certain Representations made to Pavan Chetty Garu the Registrar of the Christians of the Church.

53.

No. 1003

Madras
Marine Supdt's Office
5th April 1861

From

J J Franklin Esquire
Superintendent of Marine

To

T Pycroft Esquire
Chief Secretary to Government
Fort Saint George

Sir

I have the honor to acknowledge receipt of the Proceedings of Government of the 6th February last, No. 42, and the reference of the 18th idem on the subject of the Royapooram Church Fund, which is held in deposit by the Superintendent of Marine and Master Attendant for the time being, pending the settlement of the differences which have arisen between the subscribers to the Fund

2 The Government are desirous of learning whether arrangements cannot be made for applying the Fund to the object for which it was raised

3 I have had before me most of the persons who claim to be headmen of the boatmen

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boatmen, and I regret to report that there appears no likelihood of their differences being amicably adjusted. The funds were raised from the Christian boatmen generally and were managed by their headmen, and although Annatha Appasawmy Moodliar, the petitioner, is undoubtedly one of them, it appears that there are others who have an equal claim to consideration.

4 The disputes between the headmen commenced in 1829/30 and all who were then in power with the exception of the petitioner are dead. Their representatives, or at least persons claiming to be such, are however alive, and they object to any portion of the Funds being made over to Annatha Appasawmy Moodliar. He mentions in the 17th paras of his letter to Government on which I am now reporting, Nullaveren Anthony Moodliar, Appasapen Periatomby Moodliar and Monte Appasawmy Moodliar, as his former Colleagues, and he bases his claim to be considered as the sole surviving headman on the fact of their having died without issue. But Nullaveren Murray Dass Moodliar as nephew of the 1st, Appasappen Appasawmy Moodliar as nephew of the 2d, and Monte Annasawmy Moodliar as uncle of the 3d, come forward and object to

to the funds being touched without the consent of all.

5 As before observed the differences are such that there is no likelihood of their agreeing to act in concert. I would suggest therefore that the Government law officers should be requested to consider whether it would not be advisable that the question of the proprietorship of the Fund should not be decided in the Supreme Court, all reasonable costs on both sides being paid out of them.

I have the honor to be
Sir
Your Most Obedt. Servant
[signature]
Superintendent of Marine

Marine Department.

Proceedings of the Madras Government.

Read the following letter:

Dr. War. General's Office,
Fort St. George, 27th Nov. 1860.

No. 396.

From, Major T. H. Scott,
Acting Quarter Master General
of the Army.

To, Colonel F. Marshall
Secretary to Government
Military Department.

Sir,

I have the honor, by order of His Excellency the Commander in Chief, to acquaint the Government, that the unexpected arrival yesterday from Rangoon of 53 Men, 5 Women, and 6 children of H. M. 68th and 69th Regiments, has rendered it difficult to provide for the cover of so many Europeans now here and at Poonamallee, and others expected from England by the "Barham", and the families by the "Aliquis". Poonamallee is now full, and, as a temporary measure,

I

Marine 1861 Dec. 5

No. 1148

The Superintendent of Marine

10 Nos

The Chief Secretary
to Government
Fort St. George

Dated 5th
Rec'd 5th Jan. 1861

No. 1003

Referring to the reference made to him on the subject of the Rangoonese Coastal Trade, and at the request of the Chief Secretary, and to make the Superintendent of the Marine, and Engineer in charge of the Harbour arrangements, cognizant of the object for which it was noticed, and suggesting that our Pilots in the Roadstead of the Rangoon River should be instructed to act in concert, that the question of the proprietorship of the steamer should be decided in the Supreme Court, all remarkable costs on both sides being paid out of it.

52

Superintendent of Marine

I have been obliged to put the detail of the 68th and 69th in the Artillery Barracks in the Fort. The "Dalhousie", by making one more Trip to Masulipatam, would relieve Poonamallee of 79 Men, and 2 Women, and the Commander in Chief, therefore, thinks it highly desirable, that, if possible, that should be arranged.—

2.— The Superintendent of Marine thinks, that nothing should interfere with her proceeding to Bombay; but, the circumstance of the pressing want of accommodation, present and prospective, especially as the Invalids cannot embark before some weeks, makes the voyage to Masulipatam a matter of great consequence to the welfare of the Troops.—

3.— A short voyage of 24 hours in this fine weather, might apparently be easily accomplished. There are several men now detained at Masulipatam, for want of passage.—

I have, &c.

(Signed) F. A. Scott, Major,
Ag. Dy. Mr. Genl.
of the Army.

Referred

15

Referred to the Marine Department for early consideration and orders.

Fort St. George,
27th Novr. 1860.

(Signed) H. Marshall, Colt.
Secy. to Govt.

Order thereon 28th November 1860, No. 1107.

Commander Hopkins is directed to proceed to Masulipatam with the details referred to, bringing back to Madras any persons who may be waiting for passage.

(True Extract.)

C. Macaw
Dy. Secretary to Govt.

To,
Commander Hopkins, I.N.
Commanding H. M's. Steam
Vessel "Dalhousie" &c.

Mr

Mr Kaun

Superintendent of Marine

Department 186 .

No.

Proceedings of the Madras Government.

Dated

[5016] Madras—Printed at the Government Press.

N.2.

1713

List showing the Boat Owners in the Marine Board List No. 2. of 1838. those of them who are alive and the Representatives of others who are deceased

Existing in 1838.				
No of Boats	Names of Boat Owners	Alive	Deceased	Heirs and representatives of the deceased Boat owners
6. 7. 74.	Iyavo Mudali		D	Thorasawmy Moodly, Son
23.	M Maruadoss M	alive		
33. 58	Gnanapragasum M		D	Nallaveram Maruadoss Mudali owner
39	M. Maruadoss M		D	Appapillay. Nephew
41. 46. 63 77. 78 79. 80 81. 91	M Chinnathumby M		D.	Annatha Appaswamy Mudali Son
45. 61.	N. Chinthathry M		D	N. Maruadoss Mudali Cousin
68	R Gnanapen M		D.	R Jacularaya Mudali Son
49. 68. 70 99. 90	A Aroolapa M		D	Aarappen Appaswamy Mudali Aroolappa's Employer
57	M. Rajanthrum M	alive		
59	M Coolappa Mudali		D	M Meriappa M Son
99	M Annapa M	alive		
96	M.T. Sowreacootty M		D	M.T. Appapillay M Son
9	K. Thonyappa M		D	R Arokiam M Nephew
83	C. Aroolappa M		D	

Superintendent of Marine.

No 1.

List showing the Boat Owners in the Marine Board's List of 1838 No 1, those of them who are alive and the representatives of others.

Existing in 1838. No. of Boats	Names of Boat Owners	Alive	Deceased	Heir and Representative of the deceased Boat Owners
1. 2. 3	N. Annapillay Mudali		D	N. Maruadoss Mudali Brother of the deceased
4	T. Soorimoottoo M		D	do. do — Heir
5	S. Arokium M		D.	S. Jacob Mudali Brother
8.	P. Arokium M		D	P. Vathagherry M. Son
10	M. Mariappa M		D.	M. Appapillay M. Cousin
11	A. Paraithumby M		D	A Rajanthrum M. Grandson
13. 14. 15. 16	Y. Appaswamy M	alive		
17. 18. 19	M. T. Thumbiappa M		D	M T. Puthoosawmy M. Son
29	M Mootoswamy M	alive		
30. 47.	N. Maruadoss M	alive		
32. 40. 65	M Appaswamy M		D	M Arrappa M. Cousin
55	M. Annaswamy M	alive		
77.	P. K Soorimoottoo M		D	P. Kittarimoottoo - Nephew
84	C. Iyaswamy M	alive		
50	K Sourcootty M		D	K. Dhavanum M. Nephew
54	T. L. Mauxcotty M	alive		
24	M Arokium M	alive		
12	M K Appaoo M	alive		
20	M. Karoonachellum	alive		
38	M Minkathru M		D	M. Mariappan M. Son
92	K Thariana M	alive		

Superintendent of Marine.

D.

No 2.

List showing the Boat Owners in the Marine Board's List of No 1 of 1838 who are alive and the representatives of those who are deceased

Marine Office
Dec 20 1874

List of Boat owners who concur in the prayer put forth in the Petition to the Right Honorable the Governor in Council in that a monthly sum should be paid from the Royapooram Church

1838.

No. of Boats	Owners Names	Signature	Former Owners
6. 7. 74	Iyavoo Mudali		
23	M. Maradoss M		
33. 58	Gnanapracasum M		
39	M. Maradoss M		
41. 46. 63. 77. 78. 79. 80. 81. 91	M. Shumathumby M		
45. 61	N. Chinthathry M		
48	R. Gnanappan M		
49. 68. 70. 89. 90	A. Anoolappa M		
51	R. Rajanthrum M		
59	M. Coolappa Moodly		
99	M. Armappa M		
96.	M. J. Soarracotty M		
9	K. Thomyappa M		
83	Cotrooappa M.		

Total Boats 30 & 14 Boat Owners

No. 1

C.

Lists showing the Boats in the Monsoon Report in the Board's list of 1838 who are absent and the Petitioners and those who are deceased

Manickpoor Dock
2d Feby 1839

Superintendent of Marine

A

No 1 Copy of
Marine Board's List of
Boat Owners of 1838.

Marine Bd Dept.
In No. 117.

B

No 2
Copy of Marine Board's
List of Boat Owners
of 1838

Marine Bd Dept.
In No. 117.

List of Boat Owners who are opposed to the pr
of the said Petition

23. 10

1838

No. of Boats	Boat owners Names	Signatures	Former Owne
1 2. 3.	N Annapullay Mdt	[illegible]	
4	T Souremoottoo Mdt	[illegible]	
5	S Arokium Mdt	[illegible]	
8	P. Arokium Mdt	[illegible]	
10	M Mariapa Mdt	[illegible]	
11	A Pariathumby Mdt	[illegible]	
13. 14. 15. 16	Y Appatwamy Mdt	[illegible]	
17. 18. 19	M T. Thumbeappa	[illegible]	[illegible]
29	M Mootteowmy. M	[illegible]	[illegible]
30 47.	N Macadop M	[illegible]	
32 40. 65.	M. Appatwamy M	[illegible]	
53	M. Annatwamy. M	[illegible]	
71	P. Ch Souremoottoo M	[illegible]	
84	C Syatwamy M	[illegible]	
50	K Sourracootty M	[illegible]	[illegible]
54	T. C. Maurcotty M	[illegible]	
24	M Arokium M	[illegible]	[illegible]
12	K M Appacoo M	[illegible]	
20	M Carronadalem M	[illegible]	
38	M Chinthathy M	[illegible]	
92	K Thariana M.	[illegible]	
Total Boats 31	& Boat Owners. 21.		

Copy

Ecclesiastical Department

No. 19

Extract from the Minutes of Consultation
d/ 18th January 1845

Read the following letter from the Revd. Manuel Anthony Martinus De Silva
Rec'd. 23d December 1844

Resolved that the Revd. M. A M. De Silva be informed that a Copy of his letter of the 29th October last has been forwarded to the Marine Board.

A true Copy
Signed J. F. Thomas
Actg Chief Secretary

To The Revd. M A M De Silva.

I have the honor to be
Sir
Your Most Obedient Servant
[illegible]
Superintendent of Marine

No. 105 b

Madras

Marine Superintendent's Office
11th April 1861

From

J J Franklin Esqre
Superintendent of Marine

To

T Pycroft Esqre
Chief Secretary to Government
Fort Saint George

Sir

I had the honor in my letter of the 5th instant No. 1003 to report that there was no likelihood of an amicable arrangement being effected between the various claimants to the Royapooram Church property. Since this I have received the accompanying petition from 15 Boatowners who pray that no portion of the Funds should be given over to Annatha Appasawmy Moodliar.

I have the honor to be
Sir
Your Most Obedient Servant

J J Franklin

Superintendent of Marine

Total Boats 31 | & Boat Owners. 21.

Marine Dept.
Recd 11th

Copy of the Order of Government
8th January 1845

No. 105 b

Madras

Marine Superintendent's Office
11th April 1861

From

J J Franklin Esqre
Superintendent of Marine

To

T Pycroft Esqre
Chief Secretary to Government
Fort Saint George

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I have the honor to be
Sir
Your Most Obedient Servant

J J Franklin
Superintendent of Marine

No. 27

9

No. 1

Copy of the Order of Government
8th January 1845

Marine Dept.
Sd. No. 112

Total Boats 31	& Boat Owners. 21.	

To

J. J. Franklin Esqr.
Superintendent of Marine
&c. &c. &c.

Sir,

We the undersigned Headmen, Boat-owners, and Wardens of the Church of Saint Peters at Royapooram beg leave to submit for the consideration of your Honor and of His Excellency the Governor in Council, the following representation in reference to the Petition addressed to Government by Annathay Appasawmy Moodelly dated the 15th February last, and referred by them for your Report.

2. In October 1838 and with reference to a Petition addressed to Government by the said Annathay Appasawmy Moodelly and two others to wit Assarappen Appasawmy Moodelly and Nallaveran Chindathay Moodelly dated the 6 September 1838, and to a letter addressed to Government by Dr. O'Connor Vicar Apostolic of Madras, which were referred for

alive

Marine 1838 Sept.

No. 148

From
J. J. Franklin Esqr.
Superintendant of Marine
To
Appoorooth Esqr.
Chief Secy. to Gov.
&c. &c. &c.

Dated 11 March 1838
No. 2

Recd. 11 March 1838
No. 10.

Forwards a Petition from Annathay Appasawmy & others Boat-owners and Wardens of the Church of St. Peter at Royapooram, praying that a Grant may be given over to Annathay Appasawmy Moodelly, who has been acting since the death of his late father as Head man of the Boats belonging to the Church.

Vide letter on Records

47

for report, the Marine Board prepared two Lists of Boatowners as they stood opposed to each other, one for each party, and got them to sign the Lists respectively. These Lists must now be on the transferred Records of your Office. We are not aware whether the same were laid before Government at that time with the Marine Board's Report in reply to the above quoted order, but we beg now to submit copies of the two Lists, which we have in our possession for your ready reference.

Vide Order of Govt. 2nd October 1838 No 1672

Vide Lists A. B. and C. D.

3. You will observe from these Lists prepared as aforesaid by the Marine Board, and attested by the respective parties, that they contain the names of all the Boatowners at that time and that in none of these is Annathay Appasawmy Moodelly's name to be found, but only that of his father Myley Chinnathiamby Moodelly. Annathay Appasawmy Moodelly in his Petition to Government now under reference states that he was the owner of Fifteen Boats but from the List No 2. it will be seen, that his father had

no

No 41, 46, 63, 77, 78, 79, 80, 81 & 91.

no more than Nine Boats of the Nos noted in the margin. Your honor from hence could easily perceive whether there is any truth in Annathay Appasawmy Moodelly's statement of his having been the possessor of Fifteen Boats. If such was the case the Records of the Master Attendant should show as he collected the Boat tax, but in the List prepared in 1838, his father is shown to be the possessor of a less number than Annathay Appasawmy Moodelly claims the honor for. The List No 1 of one side shows Twenty one Boatowners, and Thirty one Boats, and the one No 2 in Annathay Appasawmy Moodelly's side shows only 11 Boatowners, and Thirty Boats. When there were so lately as in 1838, Boatowners Thirty five in number on both sides, how can Annathay Appasawmy Moodelly claims the whole fund of Saint Peter's Church as the sole surviving proprietor of it? Is it possible that all the Boatowners could be dead without leaving a single descendant? In para 18. of his Petition to Government. Annathay Appasawmy Moodelly mentions

alive

mentions one Boatowner to be surviving whose name and the part that he had in the Church's concern he sets aside, while he mentions of all others, whereby your honor will easily perceive the object and the motive that led him to it.

5. We beg herewith to submit two Lists of Boatowners showing the survivors and successors of those mentioned in the List prepared by the Marine Board in 1838 both on our side as well as on that of Annathay Appasawmy Moodelly; and from which your honor will observe that the 35 Boatowners are at this time perfectly represented. Having therefore so many Boatowners and representatives now we leave it to your honor to judge how far Annathay Appasawmy Moodelly's claim and pretention to be the sole surviving Boatowner and proprietor of the fund of Saint Peter's Church at Royapooram is correct or admissible.

6. The Petitions presented to Government dated the 6th September 1838. as well as the one dated the 7th October 1842. were signed not only by Annathay Appasawmy Moodelly but also by

by two others styled Headmen viz Assarapen Appasawmy Moodelly and Nallaveran Chinda Ary Moodelly. The last named person is dead but Assarapen Appasawmy Moodelly is still alive and how could Annathay Appasawmy Moodelly say that all are dead and that he alone is alive.

7. On the 21st of May 1828 the Marine Board to obviate the difficulty and inconvenience to the said Church from the disagreement and division of Boatowners, caused the nomination of two persons on each side and they appointed those that were so nominated as Wardens of the Church and entrusted to them the Keys of the Church and the administration of its affairs, until the dispute regarding the Headmenship should be brought to a settlement, and these four Church Wardens are;

On one side	On the other side
Chowry Iyasawmy Moodelly and Thundal Appacoolly Moodelly	Chinapillay Chowrymootoo Moodelly and Monte Marry dass Moodelly

Of these Thundal Appacoolly Moodelly of the one side, and Chinapillay Chowrymootoo Moodelly on the other side died, but the other two are still alive

alive, and such being the case & they being also Boatowners how can Annathay Appasawmy Moodelly assert that there is no Church Warden Boatowner or Headman alive?

8 In paras 6 and 7 of Annathay Appasawmy Moodelly's Petition to Government under notice, he states that the disputes regarding Headmenship were decided by arbitration in 1831, but he no where refers you to the opposite decision of two of the arbitrators and confirmed by the Bishop of Saint Thome, and registered in the Supreme Court on the 7 August 1830 nor to the proceedings had by the Marine Board and by the Government in 1833, when Government put a stop to the collection of Tax on Boats, and the disbursement of any money out of the Church fund in order to bring these disputes to a settlement. He no where also alludes to the Marine Board's proceedings in 1838 and subsequent years on account of these disputes remaining unterminated. If the disputes on that matter had been settled in 1831 why did the Marine Board prepare in 1838 two Lists of divided Boatowners and contributors to the Church Fund; and in this circumstance

Annathay

Annathay Appasawmy Moodelly's intention to mislead your honor will be apparent. From your own knowledge of the matter, and from the Records of your Office your honor can perceive how Annathay Appasawmy Moodelly attempts in his Petition to canvass the facts of the case in order to serve his own ends to get the possession of the Church funds.

9 Annathay Appasawmy Moodelly lays the greatest stress upon his being an Headman and the only surviving one at present; but he does not state who appointed him or who recognized his right of being an Headman. Even if he was an Headman and the only surviving one at present, it must be remembered that the fund is not of the Headmen but of the Boatowners, and no Headman can certainly have a right to that Fund in prejudice to the rightful parties. This is proved by a reference to the Marine Board's letter dated the 7 August 1810. If in the Regulation made in 1826 and approved of by the Acting Bishop of Saint Thome the four Headmen were

joined

joined to the 10 Directors and the Vicar of the Church in the administration of the Church affairs, it was done out of complacency to their rank and position, and they have no right to the Church Fund unless they were also Boatowners and contributors to that Fund.

10. In para 10th of Annathay Appasawmy Moodellys Petition he falsely states that the Vicar of the Church 1st made away with sacred utensils and other articles belonging to the Church of the value of about 5,000 Rupees, but he omitted to mention that these Articles, though deposited in the house of the Vicar were in charge and under the Keys of the four Wardens appointed by the Marine Board as mentioned in para 7th of this address, and who, up to that time had the administration of the Church affairs or the charge of its property. He also omitted to mention that Dr. Oconnor then took clandestine possession of the Church from the said Vicar the Revd. M. A. M D'Silva, and that the Revd. M. Moriarty during the absence of the Revd D'Silva broke open the door of the Rectory and took possession of

of all the Church properties that were therein secured by the Wardens. If two of the Church Wardens on the other side did not join Dr. Oconnor all the four Wardens should have prosecuted Mr. Moriarty for these properties; but divided as they were, the result was doubtful.

11. The Revd. D'Silva however prosecuted Mr. Moriarty, and as it is perfectly known in Madras recovered a fine of One Rupee. It is for the Court costs arising from this suit that Annathay Appasawmy Moodelly and others combined with Dr. Oconnor applied to Government for the disbursement of it, and the Government without a reference to the Marine Board, as it is usual in such cases, and without knowing whether those who signed the application, and the Bill were the recognized Headmen and Church Wardens or not, ordered payment, but on a reference to the Proceedings of the Marine Board and the Government, of dates subsequent to 13th September 1836, it will be seen that they have drawn the money by deceit; for the Order for payment was recalled, when it was too late.

of Marine assumes that [illegible] to [illegible] at once - [illegible]

12. Annathay Appasawmy Moodelly states in para 13th that in consequence of the decision of the Supreme Court in 1836 and afraid of being prosecuted for the Court costs, and for making away with the Church property, the Revd Mr D'Silva left the Country and was never heard of ever since, but it will be seen by the accompanying copy of an Order of Government dated the 18 January 1845, the Revd Mr D'Silva was still in the country even nine years after, and did not run away, and the statement of Annathay Appasawmy Moodelly is therefore untrue and malicious.

13. Annathay Appasawmy Moodelly states in para 16 of his Petition that he was the principal Proprietor of the said Church, and always had possession, and he is still in peaceable possession of the said Church, and in the management of all the affairs appertaining thereto. But when Dr Tennelly is ejected thence from which we hope will not be ere long. Annathay Appasawmy Moodelly will then find that he was mistaken in boasting of his peaceable possession and management.

14

14. There are many points which Annathay Appasawmy Moodelly has brought forward and which if we were to take notice will only unnecessarily occupy your honor's valuable time and attention, but we shall be prepared to afford further explanation on such points as your honor may desire, and we need only refer you to our Petition dated November 1842, and its several enclosures, as they contain much information on the subject.

15. We therefore humbly pray under these circumstances that as Annathay Appasawmy Moodelly is not the right party, and the only proprietor of Saint Peters Church at Royapooram, the Fund of that Church should not be delivered to him, or entrusted to his administration, and that his Petition should be rejected and receive no notice from Government.—

Royapooram
8th April 1861

We remain, Sir,
Your Obedt. Servants.

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

To Dalhousie
Mult- Madras Marine Board
2 Enclosures Rebaitla Court
Off Boardhouse —
Fort St. George
Madras, Mose 22nd Jany

No. 514.

Sir,

I have the honor to enclose Orders, received from a Deputy Secretary to Govt. here, whose Signature I am unable to make out, and I will feel obliged by your signing the Orders, if Govt. wish me to move with the Vessel in her present state, to any place, except for the purpose of getting her docked —

I again most respectfully beg to report that the Vessel's bottom, and topside plates, are seriously injured, and I understood by the Orders of Govt. furnished me, that it was decided she was to go to Bombay, on her return here; and in accordance with the Orders, I have been preparing the Ship to go, and have landed Stores, and several things, required for Carrying Troops, round here —

I have the honor to be,
Sir,
Your most obedt. Servt.
H. W. Hopkins
Comdr. Mil. St. "Dalhousie" Pm

Commander Hopkins
Comd. Mil. St. "Dalhousie" Pm
Fort St. George
Madras
Sir,
I have the honor to acknowledge the receipt of your letter of the 22nd Inst. and in reply to state that the Orders which you have received from the Government Secretary, are those which I have signed, and I request you will proceed with the Vessel under your Command to Bombay, on her return to Madras, you will report the state of her bottom, and the extent of her injuries, for the information of Government.
I have the honor to be,
Sir,
Your obedt. Servt.
[illegible]
Secy. to Govt.

+ to expend all possible
his keeping service

I received this last night — I do not think that Capt. H. should be required to go to Bombay in the face of his objections — I learn that he contends to set his vessel aground off Coconada which, probably, would injure her — The Sup of Marine is anxious that the Dalhousie should go to Bombay at once — and to avoid this

43

Marine Department.

Proceedings of the Madras Government.

Read the following letter from the Commander H.M.S. Steamer "Dalhousie" Lt.

(Here enter 28 Novr. 1860, No. 514)

Order thereon 29th November 1860, No. 412.

Resolved, in supersession of the Order of Govt. of the 28 instant No. 407, that Commander Hopkins be directed to proceed with the Steamer "Dalhousie" to Bombay calling at the intermediate ports as may be required.—

To the Comdr. H.M. Str "Dalhousie" Lt.
" Superintendent of Marine.
" Military Department.

dispd 29th

Marine 1860 Dept.

From
The Commander of the "Dalhousie"
No. 514.

S. O. No. 412

28th
29th Nov. 60.

Read Nov. next

No. 412.

Letter that he cannot proceed to Burmah in accordance with Order No. 407 of 28th Nov. & that the Mughlai necessary that the Vessels proceed with the utmost Bombay for the purpose of shipping her Docks.

50

Marine Department 1860.

No. 412.

Proceedings of the Madras Government.

Dated 29th November.

Marine

50 & 57.

2046] Madras—Printed at the Government Press.