





Letter from the Government Solicitor, Madras, prescribing the form of acknowledgment of the rights of Government over the foreshore by the owners of —, and suggesting steps for the enforcement of those rights, communicated to Collectors of Maritime Districts.

## GOVERNMENT OF MADRAS.

## MARINE DEPARTMENT.

READ—the following papers:—

From J. A. CUMMING, Esq., Acting Collector, Gódvári District, to the Secretary to Government, Marine Department, dated Cocanada, 13th September 1899, Ref. on C. No. 13 Acc.

With reference to G.O., No. 1041, Marine, dated 15th December 1898, the Gódvári District Port Conservancy Board, Cocanada, called upon the owners of private jetties at Cocanada port to acknowledge the absolute rights of Government to the foreshore on which their jetties abut. Copy of the form issued to each for signature is enclosed for information.

2. Some of the jetty owners have acknowledged the rights of Government and agreed to pay the rent prescribed in the Government order under reference. Others have paid the rent but have not acknowledged the rights of Government, and the rest have neither acknowledged the rights of Government nor paid the rent. A statement showing in separate columns the names of the above three classes of jetty owners at the port is enclosed for favour of perusal.

3. I have the honour to solicit orders (1) whether, in the opinion of Government, the form and terms of the acknowledgments taken are sufficiently formal to safeguard Government's title to the foreshore and (2) what further steps should be taken to enforce acquiescence in the case of those who have not yet acknowledged Government's rights.

ENCLOSURES.

COCANADA PORT OFFICE.  
July 1899.

From

G. W. WICKS, Esq.,  
PORT OFFICER,  
Cocanada.

To

Under instructions of the Cocanada Port Conservancy Board, I have the honour to request that you will sign and return the accompanying acknowledgment within ten days from receipt thereof.

Port Officer.

COCANADA

July 1899.

To

THE CHAIRMAN,  
COCANADA PORT CONSERVANCY BOARD,  
Cocanada.

SIR,

I hereby acknowledge the absolute rights of Government to the foreshore on which my jetty abuts and I undertake to pay the sum of Rs. 10, rent on each jetty per annum.

From ERNEST BARCLAY, Esq., Government Solicitor, Madras, to the Secretary to Government, Marine Department, dated 29th September 1899, No. 519.

I beg to acknowledge receipt of your memorandum, dated 25th instant, No. 494 E., and to return the papers forwarded therewith.

2. With regard to the form of letter from the Port officer, Cocanada, forwarding an acknowledgment for signature, I do not think that such letter requires any alteration; but, to the form of acknowledgment, I would suggest that the following words be added:

"and to remove such jetty when so required by Government and not to erect any other jetty building or structure on any part of such foreshore without the previous sanction of Government."

3. With regard to the steps to be taken to enforce the rights of Government, there is some difference as to the position of the different owners of the jetties, and I therefore think that the safest plan would be to treat them all as tenants of Government in respect of the land occupied by their respective jetties and to give them fifteen days' notice to quit, expiring at the end of a month, and, if this notice be not complied with, then to file suits to eject the owners of the jetties. I presume that these steps would only be taken in the cases of such owners of jetties as may fail to acknowledge the rights of Government to the foreshore or fail to pay the rent demanded.

ORDER—No. 966, Marine, dated 27th October 1899.

The letter of the Government Solicitor is communicated to Collectors of Maritime Districts for information and guidance.

(True Extract.)

(Signed) W. B. DEWINTON,  
Secretary to Government.

To the Presidency Port Officer.  
" Collectors of Maritime Districts.  
" the Revenue Department.  
" the Government Solicitor.

Exd. T. K. Narayana Aiyangar.

# BACK PAPERS.

| G.O. | No. | Department. | Date. |
|------|-----|-------------|-------|
|      |     |             |       |

# FURTHER PAPERS.

| G.O. | No. | Department. | Date. |
|------|-----|-------------|-------|
|      |     |             |       |

Ref No. 13 of 1899.

Godavari District,  
Collector's Office,  
Cocanada, 13<sup>th</sup> September 1899.

FROM

J. A. CUMMING, Esq.,

ACTING COLLECTOR,

GODAVARI DISTRICT.

TO

THE Secretary to Government  
Marine Department  
Madras

SIR,

With reference to G.O. No. 1041 Marine,  
dated 15.12.1898, the Godavari District  
Ports Conservancy Board, Cocanada,  
called upon the owners of private jetties  
at Cocanada Port to acknowledge the  
absolute rights of Government to the  
foreshore on which their jetties abut.  
Copy of the form issued to each for  
signature is enclosed for information.

2. Some of the jetty owners have  
acknowledged the rights of Government  
and agreed to pay the rent prescribed  
in the G.O. under reference. Others  
have paid the rent but have  
not acknowledged the rights of  
Government and the rest have

acknowledged the right of  
government nor paid the debt. A  
statement showing in separate  
columns the names of the above  
three classes of jetties owners at  
the Port is enclosed for forwarding  
formal.

3. I have the honor to solicit  
orders (1) whether in the opinion  
of Government the form &  
terms of the acknowledgments  
taken are sufficiently formal  
to safeguard Government's ~~rights~~  
title to the franchise & (2) what  
further steps should be taken  
to enforce acquiescence in the  
case of those who have not  
yet acknowledged Government's  
rights.

I have the honor to be  
Sir,

Your Respected Servant

(sd) J. A. Cunningham  
Jt. Collector  
Munnab  
14/9/88  
For Collector

14/3/94

ad

E.3.  
12/1/94  
1337



..... July 1899.

G. W. WICKS, Esq.,

PORT OFFICER,

COCANADA,

To

Under instructions of the Cocanada Port Conservancy Board, I have the honor to request that you will sign and return the accompanying acknowledgment within 10 days from receipt thereof.

*Port Officer.*

COCANADA,

July 1899.

To

THE CHAIRMAN,

COCANADA PORT CONSERVANCY BOARD,

COCANADA.

SIR,

$\frac{I}{We}$  hereby acknowledge the absolute rights of Government to the foreshore  
on which  $\frac{my\ Jetty}{our\ Jetties}$   $\frac{Abuts}{Abut}$  and  $\frac{I}{we}$  undertake to pay the sum of Rs. 10, rent on  
each Jetty per annum.

81  
man test 81  
1337

Marine (1899) Department.

CURRENT No. 1337

Order

From The Govt. Solicitor  
General

No. 519.

Dated 29.9.88

Received 2-10-88

Enclosures { Plans, etc. } total 5  
also 5

Spare copies 1

SUBJECT.

Fraserhorn at Cochin  
Offering his opinion on the  
forms of agreement  
proposed by the Collector to  
enforce the rights of Govt. to  
the —

Man C. 2  
1087/88  
1337

FUNNEL

4948 25. 9. 99  
+ papers.

Marine Department

Ootacamund

I have the honor to be

Sir,

Your Obedient Servant

Ernest Barclay  
Government Solicitor

the new  
FURNISH

Dravide DEPARTMENT.

READ the following:—

Letter from the Collector of Godavari, Ref: on 13<sup>th</sup> date  
13<sup>th</sup> September 1899.  
Letter from the Government Solicitor, Madras, No. 319,  
dated 29<sup>th</sup> September 1899.

Circulated to

Private files at Secunderabad

4 C. to Govt. Sec.

ORDER.

No. 966-Mad 327-10-99

58

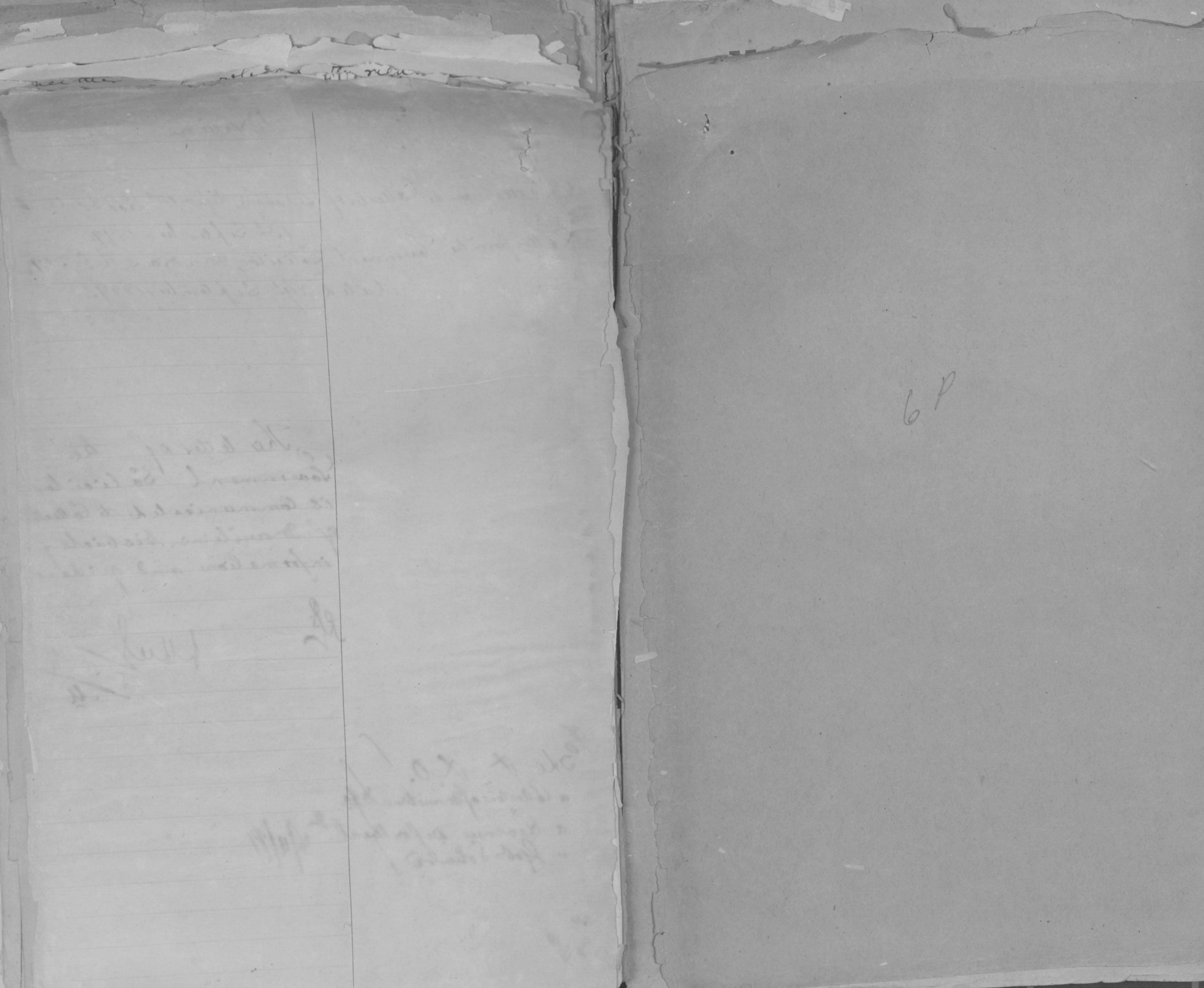
7.2.11  
13.10.99

The letter of the  
Government Solicitor  
is communicated to Collectors  
of Dravide districts for  
information and guidance.

LS

11/10/99  
11

To the D.O.  
" Collectors of Dravide Dist.  
" Revenue Department. 6/4/99  
" Govt. Secy



6P