1. Number of pages 8
2. Date of rep 12-8-37
3. Initials of

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MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

Cons. 13-10-57

G.O. No. 1919 Press Mis.

5857

Dated 13 — 10 — 1857.

Not to be folded or roughly handled

No. 58. Read the following Extract from the Proceedings of the Chief Engineer, dated 1st October 1857. No. 4118.

Read the following letter from Colonel W. H. ATKINSON, Civil Architect Presidency Division; to Colonel C. E. FABER, Chief Engineer, dated Pantheon road, 24th September 1857.

SIR,

I have the honor to report, that on the receipt of your Proceedings No. 2914 dated 13th Ultimo, to erect a compound wall on the ground adjoining the Male Asylum compound, as per estimate by the Civil Engineer Colonel Silver, dated 16th March last, sanctioned by Government in their Extract Minutes of Consultation No. 793 dated 27th April, the foundation for the wall was being excavated, when the Reddy Caste proprietors of the land came forward, and stopped its progress, on the plea that they have not as yet been paid for the same, and on my tendering to them the amount viz. Rupees 1,799-9-5, as is provided for in Colonel Silver's estimate, they refuse accepting it and state that unless Rupees 2,373-11-8, or the rate of 40 Pagodas the ground, is paid or promised to them, they will not allow the work to proceed. I laid the whole matter before the Commissioner of Police, who transferred it to the Civil Engineer, and the accompanying is a copy of that Officers reply No. 120, dated 21st Instant.

2. I have also addressed the Collector of Madras, requesting his assistance in the matter, but as will be seen by his reply dated yesterday to me, he is unable to render it till ordered by Government. I beg therefore to await your further instructions on the subject.

3. Colonel Silver estimated the Reddy's land, at the rate of 30 Pagodas the ground, in his estimate, which comes to Rupees 1,799-9-5 for the 17 Ground 333½ square feet, as per his measurement. This he apparently did on his own judgment, as stated in his letter. But the Reddys doubtless thinking they can now make a better bargain for themselves, stand out for a 40 Pagodas rate, or ⅓ more than Colonel Silver has allowed, without as they say his having consulted them in any way; so that they claim the same rate for this land, as they have already been paid at, for the new road in that spot.

4. I have endeavoured to compromise matters with these Reddies, by telling them, that if they would allow the work to go on, so that the wall might be built before the rains, that I would at once forward any representation of theirs to the authorities, in order that justice might be done to them.

5. But to this they decline to accede, unless I will guarantee to them the price they claim, which of course I tell them it is not in my power to do, reminding them at the same time of the Act to enforce the taking of land &c. required for public purposes. But to this they pay not the smallest attention.

6. The portion of wall to the length of 390 feet, marked No. 2 in the estimate, on the Male Asylum ground, is being proceeded with, as there is no dispute about it.

From Lieutenant Colonel A. C. SILVER, Civil Engineer; to Colonel J. C. BOULDERSON, Commissioner of Police, dated 21st September 1857, No. 120.

SIR,

I have the honor to acknowledge Colonel Atkinson's letter to your address, of date 16th September 1857, and in reply to inform you, that all the information bearing on the subject referred to in my office, is contained in my memorandum to your address of date the 9th Instant.

The value of the ground was estimated by me at Rupees 105, in consequence of my having only paid at the rate of Rupees 70, for the ground taken from the Male Asylum for the new road, and the fact of the Reddys having on a previous occasion sold adjacent ground on the North side to the Asylum for Rupees 70.

I paid the Reddy's at the rate of Rupees 140, for the ground taken from them for the new road; but that was in consequence of the road intersecting their land, and cutting off one portion of it entirely from the remainder.

they will not allow the work to proceed. I laid the whole matter

Fort Saint George, Public Works Consultation of 13th October 1857.

N. B.—The Reddys consented before me to accept Rupees 122-8 per ground; but for the reasons above given, I declined to estimate their land above Rupees 105 per ground.

From Colonel J. C. BOULDERSON, Commissioner of Police; to Lieutenant Colonel W. H. ATKINSON, Civil Architect P. D., dated 22nd September 1857.

In reply to his letter bearing date 16th September 1857, No. 532.

From B. CUNLIFFE, Esq., Collector of Madras; to Colonel W. H. ATKINSON, Civil Architect P. D., dated 23rd September 1857.

SIR,

Though the difficulty opposing your progress, in constructing the wall referred to in your letter of the 23rd Instant. No. 515, is apparent, I do not see in what manner I can render assistance.

2. Regarding the value of the land, the Civil Engineer is as good a judge as I am, and if the parties will not come to terms with him, the only alternative if the ground is absolutely required, is to take possession of it on the part of Government under Act VI of 1857; but if this course is to be pursued, the Department suggesting it goes up to Government on the subject, and I receive the orders of Government to take measures for securing the land.

3. I do not see how an arbitrary value can be fixed on private property by one of the contracting parties.

4. May I ask you to seek the measurements of the plot from the Civil Engineer, as they must be with him, and as my establishment has so much on hand, that I am anxious not to increase its work.

5. I gather from your letter, that you are merely to construct the wall, the land having been made over to you. In this case I would represent the cause of delay, and request further instructions. It will then be determined as to which Department shall make arrangements for obtaining the land.

(True Copies.)

(Signed) W. H. ATKINSON, Colonel,
Civil Architect P. D.

Resolved with reference to Extract Minutes Consultation, No. 1500, dated 3rd August 1857, to forward to Government copies of the foregoing correspondence, relative to the value of land required for the enclosure of the Male Asylum, and to recommend that the provisions of Act VI, of 1857, may be ordered to be enforced in this case.

(Signed) C. E. FABER, Colonel,
Chief Engineer.

No. 59. ORDER THEREON, No. 1919; dated 13th October 1857.

As it is necessary that some description of the land required for the enclosure of the Male Asylum Compound, should be given in the declaration to be made under the provisions of Act VI of 1857, the Government request that the Chief Engineer will furnish the necessary information for that purpose, at least to the extent required by Section 33 of the Act.

(Signed) H. FORBES,
Acting Secretary to Government.

No. 2118

Extract from the Proceedings of the Chief Engineer in the Department of Public Works Fort Saint George Under date the 1st October 1857.

Read the following

Civil Architects Office.

No 548.

From, Colonel W. H. Atkinson,
Civil Architect P. W. D.

To, The Chief Engineer, D. P. W.
Fort Saint George.

Sir

I have the honor to report, that on the receipt of your Proceedings No 2914, dated 13th Ultimo, to erect a compound wall on the ground adjoining the Male Asylum compound, as per Estimate by the Civil Engineer Colonel Silver, dated 16th March last, sanctioned by Government in their Extract Minutes of Consultation No 793, dated 27th April, the foundation for the wall was being excavated, when the Reddy Caste proprietors of the land came forward, and stopped its progress, on the plea that they have not as yet been paid for the same, and on my tendering to them the amount viz. Rupees 1799—9—5, as is provided for in Colonel Silver's Estimate, they refuse accepting it and state that unless Rupees 2373—11—8 or the rate of 100 Pagodas the ground, is paid or promised to them, they will not allow the work to proceed. I laid the whole

matter

matter before the Commissioner of Police, who transferred it to the Civil Engineer, and the accompanying is a copy of that Officers reply № 120, dated 21st Instant.

2 I have also addressed the Collector of Madras, requesting his assistance in the matter, but as will be seen by his reply dated yesterday to me, he is unable to render it till ordered by Government. I beg therefore to await your further instructions on the subject.

3 Colonel Silver estimated the Reddys land, at the rate of 30 Pagodas the ground, in his Estimate, which comes to Rupees 1799-9-5 for the 17 Grounds 333½ Square feet, as per his measurement. This he apparently did on his own judgement, as stated in his letter. But the Reddys seeing their way they can now make a better bargain for themselves, stand out for a 40 Pagodas rate, or 33⅓ more than Colonel Silver had allowed, without as they say his having ordered them in any way; So that they claim the same rate for this land, as they have already been paid, at, for the new Road in that Spot.

4 I have endeavoured to compromise matters with these Reddies, by telling them, that if they would allow the work to go on, so that the walls might be built before the rains, that I would at once forward any representation of theirs to the authorities, in order that justice might be done to them.

5 But to this they decline to accede, unless I will guarantee to them the price they claim, which of course I tell them it is not in my power to do, reminding them at the same time of the Act to enforce the taking of land &c required for public purposes. But to this they pay not the smallest attention.

6 The portion of wall to the length of 390 feet, marked № 2 in the Estimate, on the Male Asylum ground, is being proceeded with, as there is no dispute about it.

I have &c
Signed/ W. Fee Atkinson.
Colonel - Civil Architect &c.

Civil Architects Office, Pantheon Road,
Madras 20th September 1857.

№ 120

From Lieutenant Colonel A. C. Silver,
Civil Engineer,

To, Colonel J. C. Boulderson,
Commissioner of Police
Madras

Sir,

I have the honor to acknowledge Colonel Atkinsons letter to your address, of date 16th September 1857, and in reply to inform you, that all the information bearing on the Subject referred to in my Office, is contained in my Memorandum to your address of date the 9th instant.

The value of the ground was estimated by me at Rupees 105, in consequence of my having only paid at the rate of Rupees 70, for the ground taken from the Male Asylum for the new Road; and the fact of the Reddys having on

Govt. Office

on a previous occasion Sold adjacent ground on the North Side to the Asylum for Rupees 70.

I paid the Reddys at the rate of Rupees 122, for the ground taken from them for the new Road; but that was in consequence of the Road intersecting their land, and cutting off one portion of it entirely from the remainder.

Civil Engineer's Office,
Madras 21st September 1857.

I have &c
(Signed) A. C. Silver,
Civil Engineer.

N. B. The Reddys consented before me to accept Rupees 122-8-0 per ground; but for the reasons above given, I declined to Estimate their land above Rupees 105-0-0 per ground.

From Colonel J. C. Boulderson,
Commissioner of Police.

To Lieutenant Colonel W. H. Atkinson,
Civil Architect P. D.

In reply to his letter bearing date 16th September 1857 No 1532.

Madras Police Commissioner's Office,
22nd September 1857.

(Signed) J. C. Boulderson,
Commissioner of Police.

Madras 23rd September 1857

From B. Cunliffe, Esqre
Collector of Madras.

To, Colonel W. H. Atkinson,
Civil Architect P. D.

Sir,

Though the difficulty opposing your progress, in constructing the wall referred to in your letter of the 23rd Instant, No 545, is apparent, I do not see in what manner I can render assistance.

Regarding

2 Regarding the value of the land, the Civil Engineer is as good a Judge as I am, and if the parties will not come to terms with him, the only alternative, if the ground is absolutely required, is to take possession of it on the part of Government under Act VI of 1857; but if this course is to be pursued, the Department suggesting it goes up to Government on the subject, and I receive the orders of Government to take measures for securing the land.

3 I do not see how an arbitrary value can be fixed on private property, by one of the Contracting parties.

4 I may I ask you to seek the measurements of the plot from the Civil Engineer, as they must be with him, and as my Establishment had to much on hand, that I am anxious not to impede its work.

5 I gather from your letter, that you are merely to construct the wall, the land having been made over to you. In this case I would, if I could avoid the cause of delay, urge frequent further instructions. It will then be determined as to which Department shall make arrangements for obtaining the land.—

I have &c
Madras 23rd September 1857

(Signed) B. Cunliffe
Collector

True Copies
(Signed) W. H. Atkinson Colonel
Civil Architect P. D.

Resolved with reference to Exc. Cons. Cons. No 1500, dated 3rd August 1857, to forward to Government copies of the foregoing correspondence, relative to the value of land required for the enclosure of the Male Asylum, and to recommend that the provisions of Act VI, of 1857, may be ordered to be enforced in this case.—

A True Extract
H. C. Fell Colonel
Chief Engineer.

To,
The Secretary to Government P. W. D.

S. of B.

Dft Corr: 4 August 57 No 71-75

No 5845 9.

Public Works 1857 Department
Corr: 13th October
No 1948

Extract from the Proceedings of the
Chief Engineer.

To The Secretary to Government.
F. W. D.

Dated 1st } October 1857
Received 14th }

No 4118.

Enclosures. None
Ex. from - Do 29th Oct 57.
No 2443 in C: 24 Rec

Communicating the correspondence
received from the Civil Architect &
relative to the value of lands required
for the enclosure of the Male Asylum
and Recommending that the provisions
of Act VI of 1857 may be ordered
to be enforced in this case.

No 1919. 13th Oct

With order of

No 1919.

As it is necessary that
some description of the land required
for the enclosure of the Male Asylum
Compound, should be given in the
declaration to be made under the pro-
visions of Act VI of 1857, the Govern-
ment request that the Chief Engr
will furnish the necessary informa-
tion for that purpose at least to
the extent required by Section 33 of the
Act.

Well

Fort St. George
13th Oct. 1857

Copies to the Chief Engr. Civil-14