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MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.
Con-1073/60

G.O. No. 475 Press / Mis.

62.63
Dated 3—3— 18 60

Not to be folded or roughly handled

No. 62. Read the following Proceedings of the Board of Revenue, dated 13th February 1860, No. 771.

Read letter from the Collector of Chingleput, dated 8th July 1859, No. 242.

(In Consultation 11th July 1859, No. 3365.)

Read letter from the Collector of Madras, dated 8th February 1860, No. 34.

(In Consultation 10th February 1860, No. 636.)

Resolved that the above letters be submitted to Government with reference to Extract Minutes Consultation 20th November 1858, No. 2456.

In Consultation 24th November 1858, No. 5264. Pub. Works Dept. Public.

2. The above correspondence relates to the boundaries of the Adiyár river.

3. On the north bank the Engineer authorities deem it necessary to secure the plots of land now in the possession of Mr. J. B. Norton, in order to ensure proper control over the river.

4. One of these plots marked C. D. G. H. on the plan, was granted to Mr. Norton expressly on condition of its being given up, if required for public objects. Mr. Norton accordingly surrenders this portion and for the other marked E. F. B. he seeks compensation to the extent of Rupees 205-2-8, viz. Rupees 212-2-8 @ 50 Rupees per káni for the land four kánís, five grounds, 2620 feet and Rupees 93 for the trees on it.

5. The Board recommend that the Collector may be authorized to accept Mr. Norton's terms if he considers them equitable. The boundary should then be carefully marked so as to include all the Government land deemed necessary by the Engineer authorities.

6. On the south side of the river the old accounts of the Chingleput collectorate show that encroachments to the extent of kánís 22-4-8 have been made on the bed of the river. Of this extent kánís 6-14-8 are in the zamíndárí village of Adiyar and the remainder in the Government village of Kottúr.

7. In the latter village out of 15 k. 6 a. 0 c. enclosed only 5 k. 10 a. 2 c. have hitherto paid assessment and their occupation dates only from fasli 1265 and fasli 1267. The pattás seem generally to have been issued in the latter year and in one instance in fasli 1268 of 1858-59. It is not improbable that in the latter case the application for a pattá was induced by the knowledge that Government might require the land.

8. For the portions which have paid assessment and are held under pattás, compensation is payable and the Board recommend that the Collector may be authorized to arrange this, after ascertaining from the Chief Engineer how much is actually required.

9. The remaining land held without pattá and hitherto unpaid for, should be resumed, but such portion as the Engineer department do not require may be granted on pattá to the present holders, the full assessment being exacted in arrear from the date of occupation. The Collector should also hold the village officers answerable and amenable to punishment for having allowed Government land to be taken up without title or permission of their superior and without payment.

10. As regards the zamíndárí village, the same principle should be followed as the land is entered in the accounts "as river puramboku," all the land that is necessary should be resumed, but the occupants should be referred to the recipient of their assessment for compensation.

(A true Extract.)

(Signed) J. D. SIM,
Secretary.

No. 63. ORDER THEREON, 3rd March 1860, No. 475.

1. These papers relate to the boundaries of the Adiyár river, which have been encroached upon considerably. Colonel Lawford when Officiating Chief Engineer in 1858 brought* to the notice of Government that on the north side of the river two plots of land were required to be made over to Government for

* 20th October 1858 No. 4700.

just proved v.—

river conservancy purposes, while on the south side it was necessary to fix the village and river limits which appeared totally undefined, and concerning which no information was at once attainable from the Collector's office.

2. Government accordingly referred the matter to the Board of Revenue for early report, and directed them to "take immediate means to prevent encroachment beyond the river bank."

20th November 1858 No. 2456.

3. From the replies now received from the Collectors of Madras and Chingleput and the Board, it appears that of the two plots on the north side referred to by Colonel Lawford, one, marked C. D. G. H., was granted to Mr. Norton on the express condition of its being given up, if required for public purposes; there is therefore no difficulty about resuming possession of this piece of land. For the other one, marked E. F. B. and the ground between the red line and the river, in the premises noted in the map as Sir H. Davison's, altogether containing four kánis five grounds, 2,620 feet, Mr. Norton demands compensation at the rate of 50 Rupees per kání, amounting to Rupees 305-2-8, including 93 Rupees for the trees on the ground. The Government accordingly authorize the payment of this sum, provided it appears to the Collector and Board an equitable compensation. The Board will take care that proper boundaries are marked out and the land duly made over to the Engineer department.

4. On the south side of the river the encroachments have been very considerable. From the statement submitted by the Collector of Chingleput, it appears that out of 22 k. 4 a. 8 c. which formerly were included in the river bed, the villagers of Adiyár (zamíndárí) have occupied 6 k. 14 a. 8 c. and those of Kottúr (Government) 15 k. 6 a. 0 c.: the encroachments in the former village dating 10 and 15 years back, and in the latter one or two. Of this only 1 k. 12 a. 4 c. in Adiyár and 5 k. 10 a. 2 c. in Kottúr have been assessed. The remaining 14 k. 14 a. 2 c. have never been brought to account, though enclosed and partly planted with cocoanut trees.

5. This the Government regard as a most unsatisfactory discovery; nor is their dissatisfaction diminished by the quiet way in which the Collector appears to treat the matter. The Board will report with reference to their observations at the close of paragraph 9 of their Proceedings above recorded, what measures have been taken to punish the village and táluq officials through whose negligence and connivance this encroachment was allowed. The Húzur establishment should also be held responsible for allowing a portion of "river purambóku" to be partially assessed and included in the rayats pattás.

6. The Governor in Council approves the measures proposed by the Board in paragraphs 8, 9 and 10 of their Proceeding, though as regards the compensation referred to in paragraph 8, it will be a question whether it should not be recovered from the parties who allowed the land to be so assessed.

7. The Board in communication with the Chief Engineer will cause the proper boundary on the south of the river to be laid down on the map originally prepared by Mr. Kennedy. The portion within such boundaries and the river should then be made over to the Engineer department.

8. The Government cannot conclude without remarking on the great delay in the disposal of this matter. Mr. Shubrick's letter is dated 8th July 1859, and yet no action appears to have been taken upon it up to this time. As regards the unavoidable delay referred to in Mr. Cunliffe's letter of the 8th February 1860, the Government cannot understand that seven months were required to furnish the very simple information required of him.

(Signed) T. PYCROFT,
Chief Secretary.

No. 31

Madras, 8th February 1860.

From

B. Cunliffe Esqr
Collector of Chingleput,

To

J. D. Sim Esqr
Secretary to the
Board of Revenue

Sir,

1. I beg now to forward the long delayed, though unavoidable, report as to encroachments on the lands on the south bank of the Adyar river, as directed in Board's Proceedings 24th June 1858, No. 3475.

2. Government are already in possession of the land between the river and what is called in the map, Peyhó Garden, and the only portions which they have to obtain are the plots marked b. e. f. and c. d. g. h. and the ground between the red line and the river in the premises noted in the map as Sir H. Davison's, but really the property of Mr. A. B. Norton. Of this latter too the ground to the Eastward of the line F. B. is that given by the Board to Mr. Norton in 1857, on the condition of receiving it again, if required for public purposes.

Board's Proceedings 24th June 1857.—

Mr.

3. Mr. Norton, therefore, restores this, and I will receive Compensation for the Land inside of the above line comprising 4:5:2020, and has consented to take Rs. 212:2:8 for the Land at the rate of 50 Rupees the Kani, and 93 Rupees for the trees upon it, making a total of Rupees 305:2:8.—

4. As Land must be Cut to clear with him on the western line, and this Land I await the instructions of the Board.—

5. I beg to return Mr. Kennedy's Plans. I have the honor to be,

Sir,

Your most Obedient Servt.

Madras,
8th February 1860.—
E. P. Ramasamy

Collector.

From
The Secretary to the Board of Revenue,
Fort St. George.

Dated 8th February 1860.
Received 9th ditto.

Sir,

In forwarding a Report, dated 13th ultimo, from the Executive Engineer, Chingleput, regarding the Land on the eastern bank of the Adyar river, I am directed by the Board of Revenue to request that you will submit the same to Government, with reference to Extract from Consultation, 24th November 1858, No. 2456.

2. The Board have the honor to enclose a Copy of a letter from the Collector of Chingleput, dated 8th July 1859, No. 242, and of a letter from the Collector of Madras, dated 8th February 1860, No. 34, on the subject.

3. The Board recommend that the Collector may be authorised to accept Mr. Norton's terms if he considers them equitable.

4. The Board also recommend that the Collector may be authorised to arrange for the payment of compensation for the land held without Puttah, after ascertaining from the Chief Engineer how much is actually required.

I have, &c.

(Signed) J. D. SIM,
Secretary.

To
T. PYCROFT, Esq.,
Chief Secretary to Government.

Copies to Collectors of Chingleput and Madras, and Chief Engineer, D. P. W.

Rec'd 12/60.

Dispatched to Chingleput, Madras, and Chief Engr. 13th Feb. 1860.

No. 771.

PROCEEDINGS of the BOARD of REVENUE, dated 13th February 1860.

Read letter from the Collector of Chingleput, dated 8th July 1859, No. 242.
(In Con. 11th July 1859, No. 3365.)

Read letter from the Collector of Madras, dated 8th February 1860, No. 34.
(In Con. 10th February 1860, No. 636.)

Resolved that the above letters be submitted to Government, with reference to Extract In Con. 24th Nov. 1858, No. 5264, P. W. D., Public. Minutes Consultation, 20th November 1858, No. 2456.

2. The above correspondence relates to the boundaries of the Adyar river.

3. On the north bank the Engineer authorities deem it necessary to secure the plots of land now in the possession of Mr. J. B. Norton, in order to ensure proper control over the river.

4. One of these plots marked C. D. G. H. on the plan, was granted to Mr. Norton expressly on condition of its being given up, if required for public objects. Mr. Norton accordingly surrenders this portion, and for the other marked E. F. B. he seeks compensation to the extent of Rupees 305-2-8, viz. Rupees 212-2-8, at 50 Rupees per kani for the land, (kanis 4, grounds 5, feet 2,020,) and Rupees 93 for the trees on it.

5. The Board recommend that the Collector may be authorised to accept Mr. Norton's terms if he considers them equitable. The boundary should then be carefully marked, so as to include all the Government land deemed necessary by the Engineer authorities.

6. On the south side of the river, the old accounts of the Chingleput Collectorate show that encroachments to the extent of kanis 22-4-8 have been made on the bed of the river. Of this extent kanis 6-14-8 are in the Zemindari village of Adyar, and the remainder in the Government village of Cottur.

7. In the latter village out of 15 C. 6 A. 0 C. enclosed only 5 C. 10 A. 2 C. have hitherto paid assessment, and their occupation dates only from Fasli 1265 and Fasli 1267. The puttahs seem generally to have been issued in the latter year and in one instance in Fasli 1268, A. D., 1858-59. It is not improbable, that, in the latter case, the application for a putta was induced by the knowledge that Government might require the land.

8. For the portions which have paid assessment, and are held under puttahs, compensation is payable, and the Board recommend that the Collector may be authorised to arrange this, after ascertaining from the Chief Engineer how much is actually required.

9. The remaining land held without putta, and hitherto unpaid for, should be resumed, but such portion as the Engineer Department do not require may be granted on putta to the present holders, the full assessment being exacted in arrears from the date of occupation. The Collector should also hold the village officers answerable and amenable to punishment, for having allowed Government land to be taken up without title or permission of their superior, and without payment.

10. As regards the Zemindari village, the same principle should be followed as the land is entered in the accounts as "River Porumboke," all the land that is necessary should be resumed, but the occupants should be referred to the recipient of their assessment, for compensation.

(A true Extract.)

(Signed) J. D. SIM,
Secretary.

To
T. PYCROFT, Esq., Chief Secretary to Government.
Copies to Collectors of Chingleput, and Madras, and Chief Engineer, D. P. W.

Exd. J. Wright.

In Con. 11th July 1859, No. 3365.

From C. J. SHUBRICK, Esq., Collector of CHINGLEPUT,

dated Sydapet, 8th July 1859, No. 242.

Referring to the Board's order, No. 4375 of the 24th November 1858, on Extract from Minutes of Consultation, No. 2456 of the 20th idem, relative to encroachments made into the boundaries of the Adyar river, I have the honor to state, that having had the river boundaries examined, and compared with the Pymash and Adungul accounts, it has been ascertained that cawnies 22-4-8, which ought to have formed part of the river bed, have been encroached upon, viz., cawnies 6-14-8 in the Zemindary village of Adyar, and cawnies 15-6-0 in the Government village of Cottoor. The encroachments in the former village being of 10 or 15 years' standing, and in the latter, of not more than one or two. Of the land encroached upon, cawnies 1-12-4, have been assessed with Rs. 9-4-4 in Adyar, and cawnies 5-10-2 with Rs. 6-4-3 in Cottoor. The remaining cawnies in both villages, cawnies 14-14-2 though enclosed, and some of them planted with cocoanut trees, have not been assessed.

2. Under these circumstances, I have given orders that the enclosed but unassessed portion of the river bed shall not be cultivated; and in regard to this portion and the cultivated portion I would beg to suggest that the District Engineer should be instructed to mark out what he considers requisite for the river bed, and after allowing or disallowing the occupant's claims for compensation according to circumstances, make the land over to him for purposes of conservancy, and with instructions to prosecute any future encroachments or trespasses that may be attempted.

3. The enclosed statement gives the details of the river bed lands that have been found to be occupied.

4. The map has been sent to the Collector of Madras, but it is not necessary for the comprehension of this letter.

Enc.

STATEMENT showing the encroachments made upon the bed of the Adyar

Villages.	No.	Nunjah or Poonjah.	Shaygal Laik Anady and Porumboke.	Names of persons who have encroached upon the bed of the river.	Extent of land encroached into the river bed.	Cultivated land paying Assessment.		Land on which trees are planted.	
						Cawny.	Teerwah.	Cawny.	Teerwah.
1	2	3	4	5	6	7	8	9	10
					C. A. C.	C. A. C.	Rs. A. P.	C. A. C.	Rs. A. P.
Adyar Jary Jamun.	298	Nunjah..	River Porumboke.	Ally Mea Saib.....	0 1 6	.....	.....	.....	.....
				Tare Ally Kan.....	0 1 12	.....	.....	.....	.....
				Nabob's Garden.....	4 15 2	.....	.....	.....	.....
	299	Do.	Do.	Ram Sing.....	0 15 8	.....	.....	0 15 8	5 1 4
				Vencatasawmy Naick	0 12 12	0 12 12	4 3 0	.....	.....
	2			5	6 14 8	0 12 12	4 3 0	0 15 8	5 1 4
Ryotwar Cotoor.	849	Poonjah.	River, Porumboke.	Thomas Jurain.....	0 14 12	.....	.....	0 14 12	1 0 2
				Rungiah Naick.....	1 3 4	.....	.....	1 3 4	1 5 4
				Mootial Naick.....	0 5 4	0 5 4	0 5 8	.....	.....
				Vencatachella Pillay	0 8 12	.....	.....	0 8 12	0 9 8
	850	Do.	Do.	Do.....	0 6 0	.....	.....	0 6 0	0 6 7
				C. Peter.....	0 14 6	.....	.....	.....	.....
				Mr. Kennedy.....	0 9 10	.....	.....	.....	.....
	581	Do.	Do.	C. Peter.....	0 7 0	.....	.....	.....	.....
				Vencatachella Pillay.	1 1 4	.....	.....	1 1 4	1 3 5
				Mootial Naick.....	0 1 6	0 1 6	0 1 9	.....	.....
	852	Do.	Do.	Rungiah Naick.....	1 1 8	.....	.....	1 1 8	1 3 8
				Thomas Jurain.....	2 14 8	.....	.....	.....	.....
	853	Do.	Do.	Do.....	3 6 6	.....	.....	.....	.....
	855	Do.	Do.	Do.....	1 8 0	.....	.....	.....	.....
	6			6	15 6 0	0 6 10	0 7 5	5 3 8	5 12 10
2	8			11	22 4 8	1 3 6	4 10 5	6 3 0	10 14 2

SYDAPET,
5th July 1859.

1.

River in the limits of the undermentioned villages, Zillah Chingleput.

Description of trees.	Number of trees.			Total land paying Assessment.		Remaining waste land not paying Assessment.	Period of occupation.	Fusly when Puttah was issued.	Remarks.
	Large trees.	Small trees.	Total.	Cawny.	Teerwah.				
11	12	13	14	15	16	17	18	19	20
				C. A. C.	Rs. A. P.	C. A. C.			
.....	...	...	...	.....	.....	0 1 6	Before 10 or 15 years.		
.....	...	...	...	.....	.....	0 1 12	Do.		
.....	...	...	...	.....	.....	4 15 2	Time is unknown.....	.....*	* One mango tree & two navel trees are planted.
Cocoanut trees.	64	...	64	0 15 8	5 1 4	.....	Before 15 years.		
.....	...	...	...	0 12 12	4 3 0	.....	Do. 10 do.		
.....	64	...	64	1 12 4	9 4 4	5 2 4			
Cocoanut trees.	...	57	57	0 14 12	1 0 2	.....	Fusly 1267...	Fusly 1268.	
Do.	...	70	70	1 3 4	1 5 4	.....	Do. ...	Do. 1267.	
.....	...	...	...	0 5 4	0 5 8	.....	Do. ...	Do.	
Do.	...	54	54	0 8 12	0 9 8	.....	Do. ...	Do.	
Do.	...	30	30	0 6 0	0 6 7	.....	Do. ...	Do.	
.....	...	...	...	.....	.....	0 14 6	Do.		
.....	...	...	...	.....	.....	0 9 10	Do. 1265.		
.....	...	...	...	.....	.....	0 7 0	Do. 1267.		
.....	...	...	...	.....	.....	.....	Do. ...	Do. 1267.	
Do.	...	58	58	1 1 4	1 3 5	.....	Do. ...	Do.	
.....	...	...	...	0 1 6	0 1 9	.....	Do. ...	Do.	
Do.	...	42	42	1 1 8	1 3 8	.....	Do. ...	.....	20 Cocoanut trees are planted.
.....	...	...	...	.....	.....	2 14 8	Do.		
.....	...	...	...	.....	.....	3 6 6	Do.		
.....	...	...	...	.....	.....	1 8 0	Do.		
.....	...	311	311	5 10 2	6 4 3	9 11 14			
.....	64	311	375	7 6 6	15 8 7	14 14 2			

(Signed) C. J. SHUBRICK,
Collector.

Public Dept
Revenue Dept

№ 475

Proceedings of the Madras Government

Under date the 3d March 1860

Read the following

Proceedings of the Board of

Revenue

Submitting with remarks correspondence with the Collectors of Chingleput and Madras, relating to the boundaries of the Adyar River

(Here enter 13th Feby 1860 No 771)

1. These papers relate to the boundaries of the Adyar river, which have been encroached upon considerably. Colo Crawford when officiating Chief Engineer in 1858 brought to the notice of Government that on the North side of the river two pilots of land were required to be made over to Government for river conservancy purposes while on the South side it was necessary to fix the village and river limits which appeared totally undefined and concerning which no information

+ 20th Oct. 1858 No 4700

1860 Dept.

Enclosure with Proceedings of the Board of Revenue dated 3d March 1860 No 771.

Dated 12/60

Letter from the Collector of Chingleput to the Board of Revenue dated 8th July 1859 No 242 relative to the boundaries of the Adyar River

information was at once attainable from the Collector's office.

2. Government accordingly referred the matter to the Board of Revenue for early report, and directed them to "take immediate means to prevent encroachment beyond the river bank." 20th Nov. 1858 Rs. =

3. From the replies now received from the Collectors of Madras and Chingleput and the Board, it appears that of the two plots on the north side referred to by Col. Lawford, one, marked E.D.G.H. was granted to Mr. Norton on the express condition of its being given up, if required for public purposes; there is therefore no difficulty about resuming possession of this piece of land. For the other one, marked E.F.B. and the ground between the red line and

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4. On the south side of the river the encroachments have been very considerable. From the statement submitted by the Collector of Chingleput, it appears that out of K 22-4-0 A-C which formerly were included in the river bed, the

the villagers of Adyar (Gammandari) have occupied Rs. a. c. 6-14-8 and those of Kottur (Government) Rs. a. c. 15-6-0 :: the encroachments in the former village dating 10 and 15 years back - and in the latter one or two. Of this only Rs. a. c. 1-12-4 in Adyar and Rs. a. c. 5-10-2 in Kottur have been assessed. The remaining Rs. a. c. 14-14-2 have never been brought to account, though enclosed and partly planted with Cocoanut trees.

5. This the Government regard as a most unsatisfactory discovery; nor is their dissatisfaction diminished by the quiet way in which the Collector appears to treat the matter. The Board as will report with reference to their observations at the close of para 9 of their Proceedings above recorded, what measures have been taken to punish the village and

and Taluq officials through whose negligence and connivance this encroachment was allowed. The Kuzur Establishment should also be held responsible for allowing a portion of "River Puramboke" to be partially assessed and included in the raiyatwar pattas.

6. The Governor in Council approves the measures proposed by the Board in paras 8, 9 and 10 of their Proceeding, though as regards the compensation referred to in para 8, it will be a question whether it should not be recovered from the parties who allowed the land to be so assessed.

7. The Board in communication with the Chief Engineer will cause the proper boundary on the south of the river to be laid down

down on the Map originally prepared by Mr. Kennedy. The portion within such boundaries and the river should then be made over to the Engineer Department.

8. The Government cannot conclude without remarking on the great delay in the disposal of this matter. Mr. Shubrick's letter is dated 8th July 1859, and yet no action appeared to have been taken upon it up to this time. As regards the unavoidable delay referred to in Mr. Cunliffe's letter of the 8th February 1860, the Government cannot understand that seven months were required to furnish the very simple information required of him.

L W W
23/2/60

11 Copies. Board of Revenue Esqrs
10 " Chief Engineer
1 " Accountant General
3 " Civil Auditors

Public Works 1860 Dep.tt.
Pro: of Govt 10th March.

No 475.

Pro: of the Madras Govt.
Dy 3d March 60

Rec. Bn. Civ. Brir. R: 21
13 Augt 60.

On the subject of the boundaries of the Adigár river which have been encroached upon.

No 62 & 63.

24th July 61