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MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

G.O. No.	1589	Press
241-244		~~Mis.~~
Dated	9 6	18 65.

Not to be folded or roughly handled

*Proceedings of the Madras Government, Public Works Department,
9th June 1865.*

Read the following papers:—

No. 241. From MACDONALD RITCHIE, Esq., Secretary and Treasurer of the Red Hills Road Fund.

Offering, provisionally, the private road leading from Perambore to the Red Hills, Madras District. (Here enter 1st July 1864.)

No. 242. From the Proprietors of houses at the Red Hills.

Offering to Government, under certain conditions, the private road belonging to them and leading from Perambore to the Red Hills, Madras District. (Here enter — October 1864.)

No. 243. From the Government Solicitor, Madras.

Forwarding copy of Advocate General's opinion relative to Government taking over and keeping in repair an alleged private road leading from Perambore to the Red Hills, and said to belong to the Proprietors of houses at the Red Hills, with a copy of the draft letter from him to the Proprietors of Red Hills. (Here enter 5th June 1865, No. 317.)

No. 244. ORDER THEREON, 9th June 1865. 1,589.

CIVIL WORKS, No. 45.

1. In May 1864, His Excellency the late Commander-in-Chief recommended that, with a view to affording easy access to the new encamping ground at the Red Hills, a private road leading thereto from the Perambore Railway Station should be put into thorough order at a cost of Rupees 4,400. As, however, it appeared that there was a direct public road to the same place from the Custom House at the Presidency, the Superintending Engineer of the 4th Division was instructed to submit his opinion as to the advisability or otherwise of incurring the proposed expense. With reference to this requisition that Officer stated that although there was an excellent road from the Beach to the Red Hills, yet that he considered that the private road from Perambore should be repaired, as it would admit of troops coming down from the interior having an easy march to their camp.

2. Shortly afterwards Mr. Arthur Macdonald Ritchie offered, on the part of himself and other proprietors of houses at the Red Hills, to make over the private road in question on certain conditions, but, as this application was not considered by the Advocate General sufficient, another was subsequently made which met with approval, and a draft conveyance for giving effect to the contemplated transfer was prepared by the Government Solicitor.

3. This conveyance having been forwarded to the Superintending Engineer for the supply by him of certain information that was required to complete it, Colonel Boileau submitted a survey, showing both the roads leading from the Perambore Railway station to the Red Hills. He explained that the length of the so-called private road, which included portions under the charge of the Municipal Commissioners and belonging to Government, was 4 miles, 5 furlongs, 203 yards, while that of the public road was 4 miles, 7 furlongs, 179 yards, part of the latter being Trunk Road, No. VI. At the same time Colonel Boileau reiterated his opinion that the private road might with advantage be properly made at the public cost, but that it was not desirable that Government should bind themselves by such an engagement with the residents at the Red Hills as was set forth in the draft conveyance. These papers were communicated

*Proceedings of the Madras Government, Public Works Department,
9th June 1865.*

to the Government Solicitor, who now reports that, if Government are still desirous of having the private road transferred to them, the house-owners of the Red Hills are willing to make it over unconditionally. The Advocate General, however, submits for consideration whether it should be taken over at all, as it is only 400 yards shorter than the public road.

4. On full consideration of the subject the Governor in Council is of opinion that it will not be advisable to take over the private road, and to incur so large an expenditure as Rupees 4,400 in repairing a line of communication running parallel, at so short a distance, to a public road already made and carefully maintained.

(True Extract.)

(Signed) CHARLES A. ORR, Colonel, R. E.,
Secretary to Government.

To the Superintending Engineer, 4th Division.
" Government Solicitor.
" Military Department.

Exd. S. T. Augustin.

Copy Opinion.

If an agreement is to be executed, I do not see what better or other instrument could be prepared than that now submitted.

2. But with the information I now have, I would respectfully submit to His Excellency the Governor for his consideration in Council whether the private Road should be taken over at all.

3. It appears that there are two Roads leading to the Red Hills, and that the other is a very good one, and in excellent repair. So far as the Residents at the Red Hills are concerned, I gather that the Public Road is only 400 yards longer than the private Road. The object of the Government, as I understood, in taking over the private Road was not to meet the convenience of the householders at the Red Hills, but to secure a good Road to the Military encamping ground. It would appear that one Road is nearly as short as the other to that spot: and even if the public Road be slightly the longer, the difference must be trifling, as scarcely to require the public Road being supplemented by the private at considerable expense.

29th May 1865.

(Signed) John Brice Norton
Adm. Genl.

True Copy
J. A. Boyson
Govt. Secy.

N^o.

Madras June 1865.

From John Robert Boyson
Government Solicitor - Madras.

To The Proprietors of Houses
at the Red Hills

Gentlemen,

1. Referring to your letter to the address of the Secretary to Government in the Department of Public Works without date but received by Government on the 15th October 1864. I have now the honor to inform you that Government declines to take over the Road in question upon or subject to the terms and conditions mentioned in your letter above noted or any of them or to come under any specified obligation or stipulation of any kind with respect to such Road.
2. Unless, therefore, you are willing to transfer to Government such interests as you may have in the Road unconditionally and leave Government to exercise its discretion in dealing with such Road as regards repairs and otherwise the contemplated transfer of the Road to Government must be abandoned.
3. If, however, on further consideration you should think it expedient to transfer the Road to Government on the terms stated in para 2 I will have the pleasure

of

Re
Government taking over and
keeping in repair an alleged
private Road leading from
Pannalore to the Red Hills
and said to belong to the
Proprietors of Houses at
the Red Hills.
(Copy)
Advocate General's opinion

Sept 20/65

Aug 20/65

In letter from Govt to Mr. B. to
be sent to Govt. P. M. D. No. 317.
dated 5th June 1865.

of sending for your perusal the Draft of the Conveyance
which I propose shall be executed.

I have the honor to be,
Gentlemen,
Your most obedient Servant,

Gov^t Sol^r.

N^o 317.

Madras 5th June 1865.

From John Robert Boyson.
Government Solicitor. Madras.

To Col^l. C. A. Orr. R. E.
Secretary to Government. P. W. D.
Madras.

Sir,

Dated 20th April 1865.
P. W. D. N^o 1052. —

1. With reference to the Proceedings of Government noted in the margin, I have the honor to report that, since those Proceedings reached me, I have had communication with Colonel Bailew, the Adjutant General and Mr Arthur M. Ritchie, acting for himself and other Proprietors of Houses at the Red Hills, on the subject of the proposed arrangement for Government taking over the control of the Road in question.

2. The result of my communication with Mr Ritchie has led me to believe that, if Government should still be desirous of having the transfer made, the Proprietors of Houses at the Red Hills will consent to make it unconditionally leaving the Road to be dealt with by Government in its discretion and in like manner with other Public Roads and upon this assumption I have drafted the letter (to the address of such Proprietors) of which I annex

Strong's Lane 28/12/65

20/12/65

a copy.

3. Before, however, dispatching this letter I think it desirable to submit to Government a copy of some further remarks on the subject by the Advocate General and to suggest, as deserving of further consideration at the hands of Government, whether under all the circumstances of the case as now disclosed in Col^l Boyleau's letter to Government of 12th April 1865 N^o 6495 and the Survey which accompanied it, there is such need for the Road in question or will be such resulting advantage to the Public from the continued use of it, either probable and anticipated or ascertained from past experience, as renders it expedient for Government to incur the expense of keeping up 2 Roads so contiguous to each other and differing so slightly in length, as the Roads in question.

I have the honor to be,
Sir,
Your most obedient servant,
J. R. Boyson
Gov^t Secy.

From, A. Macdonald Ritchie Esq^r
Secretary and Treasurer of
The Red Hills Road Fund.

To, Colonel C. A. Orr R. E.
Secretary to Government in
The Department Public Works.

Sir, Having been given to understand that the Government are desirous of establishing a Sanitarium for Troops at the Red Hills and require a Road of easy access thereto from Perambore, I on behalf and with the Consent of the Proprietors of Houses at the Red Hills have the honor through you to offer to the Government the Private Road belonging to the said Proprietors and leading from Perambore to the Red Hills on the following conditions:—viz^{ly}.

1. That the Government put the said Road in thorough repair for fast traffic.
2. That the Government keep the said Road in such thorough repair.
3. That in the event of the said Road not being kept in such repair then that the Government re transfer the same to the

Proprietors

27th Dec 1865. I am
Very truly
Yours
A. Macdonald Ritchie
To Mr. Orr, to Govt. C. A. Orr.
Perambore.

Dated 5th Jan 1866
Recd 6th Jan 1866

2 enclosed.
M.

Towards City Abroad
Opinion relative to Government
taking over and keeping in
repair an alleged private road
leading from Perambore to the
Red Hills and said to belong
to the Proprietors of Houses at
the Red Hills, with a copy
of the draft letter from him
to the Proprietors of the Hills.

1865.

1864-97 June 1865-

Proprietors of Houses at the Red Hills or such or one
of them as may at the time possess Houses or a House
there.

I have the honor to be,

Sir,

Your most obedient servant

Macdonald

High Court Madras

1st July 1864

Referred to the Govern-
ment Solicitor who will be requested

to state whether the offer made
by Mr. Ritchie may be con-
sidered sufficient to warrant the
Road from Perambore to the

Red Hills being taken over and
kept in repair by the Government as
proposed.

Macdonald

Coll. 18

Secy to Govt P.W.D.

Chepauk P.
6th July 1864

To The Government Solicitor, with copy
of G.O. Mch. 23rd 1864

No. 1810 - 23 May 1864
Read 7th July 1864 - 18th July 1864 -

W. 1864. To pay (b)

Money lent for same

N^o 2952

From the Hon^{ble} Council

At the Court

Secy and ~~Agent~~ ^{Traveller} ^{by the}

Dated at Red Hills Road 7th

July 1864

Ret^d 2^d

W 1864/15

Offering, provisionally
the private road leading
from Perambore to the
Red Hills, Madras District.

N^o 241

117

2291589.95 June 1865

as may at the time possess Houses or a House
there.

We have the honor to be,

Sir,

Your most obedient servants

Mardonat & Co

J. R. Stephens

A. Comaracoor

Summora road

A. J. Martin

Referred to the Government
Solicitor for report, with reference
to para 5 of his letter No. 103
dated 16th July 1864.

Chepauk
15th Decr 1864

Amulak M. P. O. R. B.
Secy to Govt P. W. D.

To

The Government

Solicitor

to be returned

Recd 17th inst and returned 22nd Oct 1864.

W. 1864 De pout
N^o 44 79

From the Proprietors
of Houses at
the Red Hills

Red Hills
Perambore

W 4720/64

Offering to Govt.,
under certain conditions,
the Private road belonging
to them and leading from
Perambore to the Red Hills,
Madras St.

C 1242

no. 1589 - 9th June 1865

Civil Works Public Works Dept

No 1589 Government
Proceedings of the Madras
Under date the 9th June 1865
Read the following

From Macdonald Ritchie Esq^r
Secretary & Treasurer of the
Red Hills Road Fund
Offering, provisionally, the
private road leading from Perambore
to the Red Hills, Madras District.
(Here enter 1st July 1864)
From the Proprietors of Houses at the
Red Hills.

Offering to Government under
certain conditions, the private road
belonging to them and leading from
Perambore to the Red Hills, Madras Dist.
(Here enter October 1864)

From the Government Secretary,
Madras
Forwarding copy of letter to Govt.
General's opinion relative to Govt.
taking over and keeping in repair
an alleged private road leading
from Perambore to the Red Hills and
said to belong to the Proprietors of
Houses at the Red Hills, with a copy
of the draft letter from him to the Pro-
prietors of Red Hills. (Here enter 5th June 1865)

In May 1864, His Excellency
the late Commander in Chief
recommended that with a
view to affording easy
access to the new encamping
ground at the Red Hills
a private road leading
thence from the Perambore
Railway Station should be
put into thorough order
at a cost of Rs 4400. Rs.
However, it appeared that
there was a direct public

Road to the same place from the
Custom House at the Presidency
the Sup^r Engineer of the 4th
Division was instructed to
submit his opinion as to the
advisability or otherwise of
incurring the proposed expense.
With reference to this requisition
that Officer stated that although
there was an excellent road
from the beach to the Red
Hills yet that he considered
that the private road from
Perebore should be repaired
as it would admit of Troops
coming down from the hills
-terrier having an easy march
to their camp -

Shortly afterwards Mr. Arthur
Macdonald Ritchie Officer, on
the part of himself and other
Proprietors of Houses at the
Red Hills, to make over
the private road in question
on certain conditions, but as
this application was not
considered by the Advocate
General sufficient, another
was subsequently made which
met with approval, and
a Deft conveyance for

being effect to the contemplated
transfer was prepared by the
Government Solicitor - 29

This conveyance having
been forwarded to the Sup^r
Engineer for the supply by
him of certain information
that was required to complete
it, Colonel Bailean submitted
a survey, showing both the
roads leading from the
Perebore Railway Station
to the Red Hills - He explained
that the ^{length of the} so called private
road, which included portions
under the charge of the
Municipal - Municipality and
belonging to Government, was
4 miles, 5 Furlongs, 203 Yards
- ~~and~~ while that of the
public road was 4 miles
7 Furlongs, 179 Yards, part
of the latter ~~now~~ being ~~part~~
Road No VI - At the same
time Colonel Bailean reinter-
ated his opinion that the
private road might with
advantage be properly made
at the public cost, but that
it was not desirable that
Government should bind

themselves by such an engagement
 with the Residents at the Red
 Hills as was set forth in the
 Draft conveyance. These papers
 were communicated to the
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 now reports that, if Govt.
 are still desirous of having
 the private road transferred
 to them, the House Owners at
 the Red Hills are willing
 to make it over uncondi-
 tionally. The Advocate
 General, however, submits
 for consideration whether
 it should be taken over
 at all as it is only 400
 yards shorter than the public
 road.

On full consideration
 of the subject the Governor
 in Council is of opinion
 that it will not be ad-
 visable to take over the
 private road, and to incur
 so large an expenditure
 as \$4000 in repairing
 a line of communication
 running parallel to the

a distance to a public
 & already made and
 carefully ~~maintained~~
 maintained

C. A. S.

By the Sup^d Eng^r & Dir^r ✓
 Gov. Solicitor - ✓
 Military Dep^t - ✓

21/4

Dec 9th 1890

40 V 1888 Depart
Pro: of Govt for June

1889.

Pro: of the M, Govt
of 9 June/88

Correspondence
relative to Govt taking
over private road
leading from Pexham
bore to the Red Hills.
With orders thereon.