

(1) Number of pages _____

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MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

G.O. No.	1698	Press Mis. _____
462-463 Dated	19. 6 -	1865.

Not to be folded or roughly handled

12/11/65

Proceedings of the Madras Government, Public Works Department,

19th June 1865.

No. 432. Read the following letter from Lieutenant-Colonel E. A. FOORD, R. E.,
Superintending Engineer, 5th Division, to Colonel C. A. ORR, R. E.,
Secretary to Government, Public Works Department, dated Salem, 7th
June 1865, No. 416:—

SIR,

1. In the Order of Government of the 4th of April 1865, No. 911, the Superintending Engineer was directed to obtain from Major Taylor an agreement conceding a right of way to the drain lately constructed through his compound at Bangalore.

2. I accordingly wrote to that Officer, and now forward his reply. It will be seen that he is willing to concede the right of way so long as he is owner of the property, but objects to have a note of the same entered on the Title Deeds, on the ground of there being already a right of way along the road bounding the property.

3. The rest of Major Taylor's letter is an explanation of the circumstances under which he accepted the sum of 3,000 Rupees as compensation for the damage done to his property.

From Major C. P. TAYLOR, Paymaster, Mysore Circle, to Lieutenant-Colonel E. A. FOORD, R. E., Superintending Engineer, 5th Division, dated Bangalore, 29th May 1865.

SIR,

1. In reply to your letter No. 242, 22nd May 1865, I have the honor to state that, so long as I am owner of this property, I have no objection whatever to concede the right of way to the drain lately constructed, for the purpose of examination, or repair; but, as there is already one right of way along the road at the bottom of my land, I could not without deteriorating the value of the place enter any further right in the Title Deeds.

3. It would appear by the order of Government forwarded with your letter, that I should, properly speaking, have scrupled to accept the compensation, on the ground that it was so out of all proportion to the damage done.

4. The question (at all times a difficult one to decide) was taken out of my hands altogether, and entrusted by the Officer Commanding the Division to a Committee of Officers, specially appointed for the purpose. As far as my private rights were concerned, their decision was final, and had they, after the fullest enquiry, taken the same view as Colonel Wilkieson did, and awarded me next to nothing, I should have been compelled to abide by their award.

5. It appears to me that Government are unaware of the constitution of the first Committee; that it was legally and properly constituted; and, that the interests of Government, and my private rights, were fully considered by a President appointed by the General Commanding; an Officer on the Government side, and one on my own, as owner of the property. I trust you will favor me by bringing this to the notice of Government, who will no doubt exonerate me from any blame in the matter, as throughout a vexatious and annoying interference with my private property, I have, as a servant of Government, pursued no other course but that of obedience to the various orders I have received on the subject.

No. 463. ORDER THEREON, 19th June 1865, No. 1,698.

MILITARY WORKS, No. 32.

The Government accept the terms on which Major Taylor proposes to concede the right of way to every part of the drain lately constructed through his compound, whenever it may be necessary to open it for examination or repair.

(True Extract.)

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

To the Superintending Engineer, 5th Division.
,, Military Department.

Exd. S. T. Augustin.

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Circulated for the
orders of Government.

W.D.

I suppose that we must accept
what Major Taylor is disposed
to give us. We cannot compel
him to give us more.

W.D. Jp.

No 1865 Paper
 Royal-Engineers
 From The Supg. Engineer
 5th Division
 To The Secretary to Govt.
 A.P.W.

Dated 7th June 1865
 Recd 8 " " "

No. 416
 Enclosure 1.

With an Order
 Forwards Major Taylor
 reply to an application
 made by the Superintendent
 Engineer for an agreement
 to concede a right
 of way to the drain
 lately constructed
 through his Compound.

No 1898-19th June 1865

Military Works
 The Government accept the
 terms on which Major Taylor proposes
 to concede the right of way to every
 part of the drain lately constructed
 through his Compound whenever it
 may be necessary to give it for examination
 or repair.
 Signed 21 June 1865
 The Secretary to Govt.
 A.P.W.

No 462-463
 10th June 1865 P. 112