

(1) Number of pages _____

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MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

G.O. No. 2489	Press Mis.
227-229.	
Dated 11 — 9 —	1867.

Not to be folded or roughly handled

11

Proceedings of the Madras Government, Public Works Department.
11th September 1867.

Read the following letters :—

No. 227. From Colonel A. C. SILVER, Arbitrator on behalf of Government for land and buildings in Wall Tax Road, to the Secretary to Government, Department Public Works, dated Madras, 9th September 1867.

1. Adverting to Order of Government No. 2,747, of date the 6th instant, sanctioning the purchase of land and buildings required for the purpose of improving the approaches to the new central Railway Station, I have the honor to suggest that a declaration should be made that the land is required for public purposes, to enable the Collector of Madras to take possession under Act VI of 1857.

2. The boundaries are as follows :—

Bounded on the north by McGaskin's lane and Chella Mootoo street, on the south by Hospital road, on the east by Mint street, and on the west by Wall Tax road.

3. I make this suggestion under advice from the Government Solicitor, as being the safest and most judicious course to pursue, so as to avoid the trouble and expense of a regular legal conveyance from each of the land and house-holders to Government of their property.

No. 228. From the Acting Government Solicitor, Madras, to the Secretary to Government, Public Works Department, dated Madras, 9th September 1867, No. 605.

Dated 6th September 1867, No. 2,747, Department Public Works.

1. With reference to the Proceedings of Government noted in the margin, I have the honor to inquire, with refer-

ence to paragraph 2 of the Order of Government, whether it is the intention of the Government that the land and buildings, required to complete the approaches to the new Railway Station, should be taken up under Act VI of 1857, or whether they should be acquired by private contract.

2. In the former case the Declaration required by Act VI of 1857 should be issued by the Government, and the formalities therein prescribed should be adhered to. Under that Act none but the Collector, or a single arbitrator appointed by him, or three arbitrators, as the case may be, can make any award which shall be binding upon claimants to, and persons interested in, the land.

3. If, on the other hand, the land and buildings are to be purchased by the Government, it will be necessary in each case that the Title Deeds of the property claimed by each intending Vendor, should be properly examined, a conveyance should be executed to Government, and each such conveyance should be registered in accordance with the provisions of the Registration Act.

4. I have thought it right to submit these questions and suggestions to the Government, as it does not appear to me that the Government would be safe in paying to claimants of land merely upon Colonel Silver's award, without in the one case either a conveyance having been first executed by each owner of land to the Government, or, in the other, the provisions of Act VI of 1857 having been first strictly complied with.

*Proceedings of the Madras Government, Public Works Department,
11th September 1867.*

No. 229.

ORDER THEREON, 11th September 1867, No. 2,789.

RAILWAY, No. 15.

Obstructions having been found to exist to the purchase of the land referred to in the annexed Declaration, the Governor in Council resolves, under the provisions of Section 2 of Act VI of 1857, to direct that the said land be taken possession of on the part of Government, leaving claims for compensation for the land to be determined as provided in the said Act, and further to appoint the Collector of Madras, in communication with the Consulting Engineer for Railways, to carry this order into effect, and to execute any award, and to do all things necessary for completing the business of taking and paying for the said land, and for settling all disputes concerning it.

(True Extract.)

Colonel, R. E.,
Secretary to Government.

To the Acting Collector of Madras.
" Revenue Department.
" Government Solicitor.
" Controller of Public Works Accounts
To Colonel Silver.
To the Consulting Engineer for Railways

Under the provisions of Section 2 of Act No. VI of 1857, the Governor in Council of Fort St. George hereby declares that all that piece of ground bounded on the north by McGaskin's lane and Chella Mootoo street, on the south by the General Hospital road, on the east by Mint street, and on the west by Wall Tax road, is needed for a public purpose, and shall be taken up by Government at the public expense.

Colonel, R. E.,
Secretary to Government.

Exd. S. T. Augustin.

Madras 9th September 1867.

*From Colonel A.C. Silver
Arbitrator on behalf
of Government for land
and buildings in
Wall Tax Road.
To. The Secretary to Government
Department of Public Works
Fort St George
Sir,*

*Adverting to order of
Government No: 2747 of date
the 6th instant, sanctioning
the purchase of land and
buildings required for the
purpose of improving the
Approaches to the New Central
Railway Station, I have the
honor to suggest that a
declaration should be made
that the land is required
for*

For public purposes to enable
the Collector of Madras to
take possession under Act
VI of 1857 -

2. The boundaries are as follows-

Bounded on the North by
McJaskins Lane, and Chella
Moots Street. on the South
by Hospital Road. on the
East by Mint Street. and
on the West by Wall Lane
Road.

3. I make this suggestion under advice from the Government Solicitor as being the safest and most judicious course to pursue so as to avoid the trouble and expense

of a regular legal conveyance
from each of the Land and
House holders to Government
of their Property-

I have the honor to be,

Dir

Zuer Nacht obst Lwch.

Military
Arbitrator on behalf
of Government for land
and buildings in
Wall Lane Road

No 608

High Court House,

Madras 9th September 1857

From

H. J. Buckman,

Acting Government Collector,
Madras.

To
Colonel C. A. Orr, R. E.

Secretary to the Government
Public Works Department
Madras.

Sir,

1. With reference to the Proceedings of Government noted in the margin, I have the honor to enquire, with reference to para 2 of the order of Government, whether it is the intention of the Government that the land and buildings, required to complete the approaches to the new Railway Station, should be taken up under act VI of 1857, or whether they should be acquired by private Contract.

2. In the former case the Declaration required by act VI of 1857 should be issued by the Government, and the formalities therein prescribed should be adhered to. Under that act none but the Collector, or a single arbitrator appointed by him, or three arbitrators, as the case may be, can make any award which shall be binding upon claimants to and persons interested in the land.

3. If, on the other hand, the land and buildings are to be purchased by the Government, it will be necessary in each case that the Title Deed of the property claimed by each intending Vendor, should be properly examined, a conveyance should be executed to Government, and each such conveyance should be registered in accordance with the provisions of the Registration act.

Valid 6th Sept.
1857 no 2747.
D. H.

Copy to Mr. Col. Orr, Madras
of Mr. Secretary of 1857.

1857
Sept 11/57
Colonel A. C. Orr

Abolition of the
of Court for land
and buildings in
Madras

Mr. Secretary to Govt
D. P. W.

Sept 11/57

Oct 9th 1857
Recd 9th Sept 11/57

Suggests land
of private to Government
should be having
taken under

Oct 6th VI of 1857 -
no 2789 - 11th Sept 1857

1857

4 I have thought it right to submit these questions
^{suggesting} to the Government as it does not appear to me that the
Government would be safe in paying to Claimants of
land merely upon Colonel Selous's award, without in
the one case either a conveyance having been first
executed by each owner of land to the Government, or,
in the other, the provisions of act VI of 1857 having
been first strictly complied with.

I have the honor to be

Yours most obedient servant,

A. M. Brothman,

Acting Secretary

Commissioner of the General Land Office

Washington, D. C.

Dear Sir,

I have the honor to acknowledge the receipt of your letter of the 10th inst.

in relation to the above subject.

I am sorry to hear that you are unable to attend to the matter at present.

I will endeavor to have the matter attended to as soon as possible.

I am, Sir, very respectfully,

Your obedient servant,

A. M. Brothman,

2789 Public Works Department

PROCEEDINGS of the MADRAS GOVERNMENT.

Under date the 11th Sept 1867

Read the following

N. E. 9th Sept 1867
(Here enter No. 605 dated 9 Sept 1867.)

From Col A. C. Silver
Arbitrator on behalf of Govt. for
land & buildings in Wall Tax road
from The Ry Govt Sales. —

Objections having
been found to exist to the
purchase of the land referred
to in the annexed Declaration,
the Governor in Council
resolves under the provisions
of Section 2 of Act VI of
1857, to direct that the said
land be taken possession of
on the part of Government,
leaving claims for compensation
for the land to be
determined as provided in
the said Act, and further to
appoint the Collector of

Good work

Copy to Mr. Silver to England
27th February 1868

From Mr. Silver
27th Feb 1867
27th Feb 1867

From the
acting Secy to
Govt.

Letter
concerning Government
Debt.

Letter
dated 9th Sept 1867

No. 605

Submits certain questions
to Government relative to the land
and buildings required to be
left the appropriate to the
Railway station.

No. 218

2789-12789/67

Madras, in communication
with the Cons^g Engr for Railways,
to carry this order into effect,
and to execute any award,
and to do all things necessary
for completing the business
of taking and paying for
the said land, and for
settling all disputes concern-
ing it

5th The Ag Collector of Madras
21 " Rev. Secy ✓
1 " Govt. Solicitor ✓
4 " Comptroller ✓
1 Col. Silver ✓
5th The Cons^g Engr for Railways

50

7

Seque^{co} in deap? 11/9/67
Done — — 12/9/67

Under the provisions
of Section of Act No VI of
1857, the Governor in Council
of Port St George hereby
declares that all that piece of
ground bounded on the north
by Mr Gaskins lane and

Chella Mootoo Street, on
the south by the General
Hospital road, on the east
by Mint Street, and on
the west by Wall Tax
road, is needed for a
public purpose, and shall
be taken up by Govern-
ment at the public expense

W.B.

Copy in By Letter to England
of 10th February 1868

P. W. 1867. Department.

Proc. of Govt. for September
No. 2789

PROCEEDINGS OF GOVERNMENT *Madras*

Dated

11th September 1867

Issuing instructions
for taking possession under
Act VII of 1857 of land
near the General Hospital.
Required to complete the
approaches to the new Criminal
Station at Madras.

No. 227 @ 229