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(2) Date of repair 21-12-1897

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MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

G.O. No. <u>3960</u>	Press <u></u>
<u>405-76</u>	Mis. <u></u>
Dated <u>21-12-1897</u>	

Not to be folded or roughly handled

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*Proceedings of the Madras Government, Public Works Department,
21st December 1867.*

No. 475. Read the following letter from H. P. STEPHENSON, Esq., and others, to His Excellency the Right Honorable the Governor in Council of Madras, Fort St. George, dated 8, St. Mary Axe, Leadenhall Street, (late 25, Poultry, E. C.,) London, 8th November 1867 :—

We were much disappointed and annoyed by a communication from Mr. Peter Orr, our representative at Madras, enclosing the following copy of Government Order No. 557, dated 23rd July 1867, No. 2,213 :—

CIVIL WORKS, No. 76.

1. "The Municipal Commissioners having now expressed their inability to incur the expense of applying gas to the lighting of Madras, the Government, on re-consideration of the offers which have been made by the promoters of a proposed Gas Company to undertake the lighting of the city, have deemed it necessary to change their views as to the desirability of encouraging the formation of a Company by the grant of any special concessions, and they accordingly resolve to return unexecuted the draft Agreement which accompanied Mr. Orr's letter of the 21st ultimo.

2. "If nevertheless a Company be formed for the purpose of carrying out the lighting of Madras with gas, the Government will provide a suitable site for the necessary works.

"(True Extract.)"

"(Signed) J. H. M. SILLAW STEWART,

"Under Secretary to Government."

Mr. Peter Orr having forwarded to us a copy of his letter to Government, dated August 3rd, 1867, in which he sets forth the whole matter, showing the injustice of the above order, we quite agreed with the whole tenor of his letter, and had hoped that it would have had the effect of inducing the Government to cancel the order before referred to; but we were sorry to find by a further communication received from Mr. Peter Orr, dated 12th September 1867, enclosing Government Order of which the following is a copy, that the Government had not done so :—

No. 295. 12th September 1867, No. 2,820.

CIVIL WORKS, No. 28.

"The Government having given the fullest consideration to Mr. Peter Orr's letter of 23rd August 1867, regret their inability to modify their Orders of the 23rd July last, No. 2,213.

"(True Extract)"

"(Signed) CHARLES A. ORR, Colonel, R. E.,

"Secretary to Government."

Under these circumstances we beg most respectfully to call your Lordship's attention to the fact that, acting entirely upon the faith of the credit due to the Government Order, dated 1st December 1866, No. 3,832, (Civil Works, No. 4,) &c., &c., &c., we have incurred considerable expense and loss of time in bringing the proposed Madras Gas Company to such a point that we were quite prepared to proceed with the formation of the Company on receipt of a telegram from Mr. Peter Orr announcing that Government had signed the Agreement.

We would humbly direct the attention of Government that, on receiving from Mr. Peter Orr, on January 5th, 1867, the printed Proceedings of the Madras Government, dated 1st December 1866, No. 3,832, (Civil Works, No. 4,) granting to us the special concessions therein set forth, we at once set about organizing the proposed Company, and having had interviews with several gentle-

men, preparing drawings, estimates, and descriptions, explaining and showing them the same, we had arranged for an influential Chairman and Directors, for a Solicitor, Engineers, Secretary, and Auditors. The draft of the Articles of Association was likewise under consideration. The special concessions granted by Government, embodying the views of the Municipal Commissioners, were put in the form of two Agreements by our Solicitor, one of which was signed by us, and, with the duplicate, was forwarded on May 25th last to Madras for execution, and on June 1st last we wrote to Mr. Peter Orr to telegraph to us that Government had signed the Agreement, so that no time should be lost in floating the Company.

3. Of course we cannot suppose that the Government by merely changing its views will cause a loss to be inflicted upon us, who were proceeding with perfect *bonâ fides*; therefore we would humbly submit to the honor and justice of your Lordship that we have a good claim upon the Government to be re-imbursed for loss of time, expense, and professional charges.

4. In anticipation that our claims will be considered fair and reasonable by the Government, we enclose a statement of the accounts of our Solicitor and Engineers.

STATEMENT OF ACCOUNTS.

Messrs. Stephenson and King.

For professional services rendered, viz.:—

Preparing drawings and descriptions of work, estimates in detail, correspondence and interviews with Consulting Engineer, Mr. T. G. Barlow, the Solicitor Mr. J. Holmes, with Messrs. Nicholson Foreman, R. J. Clarke, and Le Feune, &c., and, as Directors, Messrs. Williams and Marshall, as Auditors, &c., &c., &c.	£.	s.	d.
The works and Mains to cost £50,000. Commission at three quarters per cent. (say $\frac{3}{4}$ per cent.) on £50,000 (the usual charge for drawings and specification, &c., alone being $1\frac{1}{4}$ per cent.)	375	0	0
Mr. John Holmes, Solicitor, for correspondence, agreements, articles, attendance, &c.	89	17	6
	464	17	6

Transferred to the Public Works Department.

(Signed) R. S. ELLIS,

Chief Secretary.

No. 476.

ORDER THEREON, 21st December 1867, No. 3,960.

CIVIL WORKS, No. 75.

The Government are unable to entertain the claim submitted in this letter.

(True Extract.)

(Signed) CHARLES A. ORR, Colonel, R. E.,

Secretary to Government.

To H. P. Stephenson, Esq., and others.

Exd. S. T. Augustin.

Lt

No 3960

The Govt are unable to entertain the claim submitted in this letter.

H. P. Stephenson Esq
21st Dec 67

and others

W. H.

Chief Secretary

W. H.

Transferred to the Public Works Department.

Delivered to the printer on the 30th January 1868

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Smith, Smith & Son
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of front.

Amend. H. H.

Call on

Dec 8 & 9

Circulated for the orders

11 Dec 1867

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From

Me & King &

1867 Dec 10

No 3960. 21st Dec 1867

Submitting a claim
to be reimbursed for loss of
time & expense & in Con-
nection with the form-
ation of a Company
for the lighting of houses
with Gas.

For Orders