

(1) Number of pages _____

(2) Date of report _____

(3) Initials of the Referencer _____

MADRAS RECORD OFFICE.

Government of Madras.

Public works DEPARTMENT.

G.O. No. 1033	Press
	Mis.
227-25	
Dated 13 4 1870.	

Not to be folded or roughly handled

Read the following papers.—

No. 223. From the Superintending Engineer, 4th Division, to the Secretary to Government, Public Works Department, dated Madras, 7th April 1870, No 145

I HAVE the honour to enclose the original documents as per margin with reference to the title-deeds of the St Thomas' Mount Artillery Mess-house and buildings.

From Government Solicitor to Superintending Engineer in charge of 4th Division, No 161, dated 31st March 1870

From do to do No 174, dated 6th April 1870

From Colonel R. Cadell, R. A., to the Superintending Engineer in charge of 4th Division, dated 4th April 1870

2. You will observe from the first of the letters above quoted, from the Government Solicitor to my address, to whom I had forwarded the title-deeds of

the property on their receipt, through Colonel Cadell, R. A., from the President of the Special Committee for the Adjustment of the Mess and Band Funds, that Mr Prichard points out the defective and incomplete state of these documents. On the receipt of his letter, and after a personal conference with the Government Solicitor, I applied to Colonel Cadell, from whom I received the deeds, to know if there were any other documents connected with the title which could be furnished to me, and I received his reply, herewith enclosed, pointing out the improbability of further papers, should a search be made, being found in the records of the Mess

3. It will be observed from Mr Prichard's second letter that he does not lay much stress on the legal objections which may be raised to the title-deeds, the property having remained in undisputed possession of the Mess for a long series of years, but he expresses a doubt as to the Committee having the constituted power to sell and assign the Mess-house property, and to distribute the purchase-money on behalf of their brother-officers.

4. I beg the orders of Government on this subject, and whether, satisfied with the title-deeds as they stand and the power and constitution of the Committee, they authorize the Government Solicitor to make out a conveyance of the Mess-house in favour of Government.

5. The title-deeds are in my possession, and will be forwarded if required

No 224. Endorsement of the Superintending Engineer, 4th Division, dated Madras, 11th April 1870, No 186.

From Colonel A. V. FALLS, R. A., President, Special Committee, to the Superintending Engineer in charge of 4th Division, dated Bangalore, 8th April 1870, No 13.

WITH reference to your letter, No. 39, dated 2nd instant, addressed to Colonel R. Cadell, R. A., Madras, and copy of letter, No 161, dated 31st March last, from the Government Solicitor which accompanied it, I have the honour to state—

1st—That the Special Committee of which I am President fully concurs in the reply sent to you by Colonel R. Cadell and dated 4th instant.

2nd.—That the Committee authorizes Colonel Cadell to act for them in the matter of the title-deeds of Mount Mess-house or in reference to any documents that may be necessary regarding the sale of this building and grounds

*Proceedings of the Madras Government, Public Works Department,
13th April 1870.*

3rd—The grant of the ground purchased by the late Madras Artillery, on which their Mess-house was built, must have been registered in the office of the Deputy Assistant Quarter Master-General of the Centre Division, or in that of the Quarter Master-General of the Army, a reference to which would, I feel sure, supply all that may be defective in the documents I have already forwarded, and which are the only ones to be found.

4th—The highest authorities in England and in India having recognized the right of the late Madras Artillery to dispose of their own property and divide the proceeds among the officers entitled to share therein, and the Special Committee of which I am now President having been appointed by His Excellency the Commander-in-Chief under instructions from the Madras Government for the purpose of carrying out the sale and division of the said property, it seems, I would respectfully urge, altogether superfluous that the subject-matter alluded to in the sixth paragraph of the Government Solicitor's letter under reference should be now re opened, having long since been finally disposed of.

SUBMITTED to Government in continuation of this office letter, No. 145, dated 7th April 1870

(Signed) J BEAN, Lieut-Colonel, R E,
Supg. Engineer in charge, 4th Division.

No. 225.

ORDER THEREON, 13th April 1870, No 1,033

MILITARY WORKS, No 10.

CONCURRING in opinion with the Government Solicitor that the defects which he has brought to notice in the title-deeds of the Artillery Mess-house at St Thomas' Mount are not of a very important character, His Excellency the Governor in Council resolves to authorize the purchase of the property to be completed on an assignment, which will be drawn up by the Government Solicitor, being executed on the part of the Special Committee representing the late Regiment of Madras Artillery.

2. With respect to the competency of that Committee to dispose of the property and to distribute the proceeds the Government do not consider themselves called upon to give an opinion.

(True Extract)

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

To the Superintending Engineer, 4th Division, with three enclosures.
,, Government Solicitor.

Exd. A. S. Rodgers.

145 Sup Engineers Office 4th Div
Madras 7th April 1870.

From

Lieut. Col J Bean R.E.

Superintending Engineer 4th Div

To

Colonel C. A Orr R.E.

Secretary to Government P.W.D.

Sir

I have the honor to enclose the original documents as per margin with reference to the title deeds of the Saint Thomas' Mount Artillery Mess House and buildings.

2. You will observe from the first of the letters above quoted, from the Government Solicitor to my address, to whom I had forwarded the title deeds of the property on their receipt, through Colonel Cadell R.E., from the President of the Special Committee for the adjustment of the Mess and Band Funds

I must, that Mr. Prichard points out the defective and incomplete state of these documents; by the receipt of his letter and after a personal conference with the Government Solicitor, I applied to Colonel Cadell, from whom I received the deeds, to know if there were any other documents connected with the title which could be furnished to me, and I received his reply, herewith enclosed, pointing out the improbability of further papers, should a search be made, being found in the records of the Mep.

3. It will be observed from Mr. Prichard's second letter that he does not lay much stress on the legal objections which may be raised to the title deeds, the property having remained in undisputed possession of the Mep for a long series of years, but he expresses a doubt as to the Committee having the constituted power to sell and assign the Mep.

M House

M House property, and to distribute the purchase money on behalf of their brother Officers.

4. I beg the orders of Government on this subject, and whether, satisfied with the title deeds as they stand and the power and constitution of the Committee, they authorize the Government Solicitor to make out a conveyance of the Mep House in favor of Government.

5. The title deeds are in my possession and will be forwarded if required.

I have the honor to be
Sir

Your most obedient servant

Reverend Lieut Col R
Superintending Engineer in charge
of 4th Division

7273 Bangalore 8 April 1870

From Colonel A. V. Falls R. A.
President Special Committee

To Lieut Colonel J. Bean R. A.
Superintending Engineer
In Charge 4th Division
Madras

Sir
In reference to your letter of 30 dated
2 instant addressed to Col. R. Cadell
R. A. Madras, and copy of letter of 161
dated 31st March last, from the Government
Solicitor which accompanied it, I have
the honor to state
1st That the Special Committee
of which I am President fully concurs
in the reply sent to you by Colonel R.
Cadell and dated 4th instant.
2nd That the Committee recommends
Col. Cadell to put questions in the matter
of the Little Bazaar of Mount Ship Home
or in reference to any documents
that may be necessary regarding the
sale of this building or grounds.
3rd The front of the ground per-
meated by the Late Madras Railway on
which this Ship Home was built, must
have been registered in the Office of the
Asst. D. M. General of the Central Division
or in that of the District Magistrate General

Mr. P. M. M. M. M. M.
from the ground of the 30
The duplicate in the
4th Division
The Secretary to Govt
Mr. P. M. M.

20th 1903 April 1870

Ob 145
M. A. S.

Submitting for order
original correspondence
with reference to the
title deeds of the 1st
Thomas's Mount Ship
Home and building
No 10033-134 July 70.

No 223

of the Army, & reference to which would
I feel sure supply all that may be
defective in the Documents I have
already forwarded, and which are
the only ones to be forwarded.

4 The highest authorities in
England are in Dublin having received
the right of the late Marquis, entitled to dispose
of their own property, and divide the
proceeds among the Officers entitled
to share them; and the Special
Committee of which I am now President
having been appointed by Sir E. the
Commander in Chief, under instructions
from the Marquis Government for
the purpose of carrying out the sale
and division of the said property,
it seems, I should say faithfully
and, altogether, in compliance with
the subject matter alluded to in
the 6th para of the for. Solicitor's
letter under reference, should
be now it is opened, having long
since been finally disposed of.

I have to have the

Sir

Yours obedt Servant

W. Wallis Bond, R. A.
President, Special Committee
appointed by Sir E. the Com. in Chief under
instructions from Government, for clearing the
Accounts of, and distributing the funds

of the late Marquis, entitled to the

N. 186

Submitted to Government in
continuation of this Office letter N. 145
dated 7th April 1870.

Mean L. Col. R. B.
Supz Engr in ch: 4th D.

Supz Engr Office 1st D.
Madras 17th April 1870

To.
Colonel C. A. Orr R. E.
Secretary to Government P. W. D.
Fort Saint George

Stone
Colonel of P. W. D. R.
General & Special Ins.

Chief
Office

M 1460/71

Regarding the title of
of the P. W. D. R.
Office Madras

1033-134

1033-134 April 17th

Submittal letter
from Colonel G. D. Fells
Mr. A. President of the
Committee regarding the
title deeds of the
Munim-Regal House.

dated 11th April 1870
No. 12 April 1870

The Secretary to
Government
The Secretary to
Government
The Secretary to
Government
The Secretary to
Government

P. W. Department
No 1033
Proceedings of the Madras Government

Under date the 13th April 1870.

Read the following

The Superintendent
Engineer in ch. to the
S. H. E. No 145 of 7th April 1870
do do do do 1870

Concurring in
opinion with the Govern-
ment Solicitor that the
defects which he has
brought to notice in
the Title Deeds of the
Artillery Mess House
at St Thomas Mount
are not of a very im-
portant character. His
Excellency the Governor
in Council resolves to
authorize the purchase
of the property to be
completed on an as-
signment, which will

P.
A.
D.S.

be drawn up by
the Government Solicitor,
being executed on
the part of the Special
Committee representing
the late Regiment
of Madras Artillery.

With respect to the
competency of that
Committee to dispose
of the property and to
distribute the proceeds
the Government do not
consider themselves
called upon to give
an opinion -

W.D.

to S. des. to the 13/4/70.
J.C. 27/4/70

Line 1426
Capt. of 1870: 311 Decr.

PUBLIC WORKS.

The Superintending Engr.
4th Division

Dated

Recd

Page 1

G. O. 13 April 1870, No 1033

Nos. 223 @ 225

Artillery Mess House at S. Thomas
Memorandum presented for
amplifying the purchase of the Artillery Mess
House at S. Thomas' Mount,
Chadras P., ~~being a separate~~
on an agreement which will be
drawn up by the Jd. Solicitor,
being executed under the
Special Committee representing
the Late Regt. of Madras Artillery