

(1) Number of pages 18

(2) Date of repair 27-7-40

(3) Initials of the Referencer _____

MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

G.O. No. 2897	Press
3-6	~~Mis.~~
Dated 1-12-1870.	

Not to be folded or roughly handled

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**Proceedings of the Madras Government, Public Works Department,
1st December 1870.**

Read the following papers :—

No. 3. From Mr. J. Tipping.

Requesting that he may receive a consideration of £500 in consequence of sickness and losses sustained in connection with works he undertook in Wynaad. } (Here enter 15th June 1870.)

No. 4. From the Special Executive Engineer, Wynaad.

Offers explanation in reference to Mr. Tipping's petition. } (Here enter 27th October 1870, No. 694.)

No. 5. From the same Officer.

Informing with reference to Mr. Tipping's statement that the Culloor bridge stood through two monsoons, but the abutments are cracked in several places and the girders are removed. } (Here enter 28th October 1870, No. 700)

No. 6. ORDER THEREON, 1st December 1870, No. 2,897.

CIVIL WORKS, No. 1.

In the lengthy memorial which Mr. Tipping submits with his letter above recorded the following claims are made :—

(1.) Balance alleged to be due for work done on the Culloor bridge as follows:—

	RS.	A.	P.
Brickwork as per account rendered	1,715	0	0
Shoring up girders	29	0	0
Turfing and dressing river banks	17	9	3
Box of tools, anvil, and grindstone, etc., say	50	0	0
	1,811	9	3

(2.) For the preparation of rough drawings furnished with his tender for the erection of certain iron bridges in Wynaad, and for interest and loss of profit by withdrawal of contract ... 3,085 1 0

2. The first of these claims having been referred to the Officer in charge of Public Works Operations in Wynaad, the Government observe from Major Kennedy's explanations, now before them, that he withheld certain payments on account of the Culloor bridge in consequence of the badness of the work, and that, when the claim now made was originally preferred, he sought an independent professional opinion of it, and this being in accordance with his own he considered Mr. Tipping's claim for further payment for the masonry of that bridge quite untenable, and he is confirmed in this view by the fact that, although the bridge has not fallen, the abutments are cracked and so shaken as to render the removal of the superstructure necessary.

3. With regard to the minor claims on account of the bridge Major Kennedy shows that the charge for shoring up the girders was incurred by Mr.

Tipping entirely in his own interest as, the work not having been then passed, he would have been the loser in the event of an accident.

4. Producing a receipt, Major Kennedy proves that payment was duly made for the tools delivered by Mr. Tipping and for which he would seem to demand re-payment.

5. The only item for which Major Kennedy is of opinion that Mr. Tipping has any grounds to complain of non-payment is the turfing of the river banks, which, though done unnecessarily and without orders, may, Major Kennedy thinks, be paid for at the rate current at the spot of 5 Annas for each 100 square feet of the 3,000 square feet at most laid down by Mr. Tipping.

6. As regards the claim for remuneration for the designs furnished by Mr. Tipping the Government see no reason to change their opinion that Rupees 400 will be an ample payment. There is nothing in the designs of any novelty, and it is clear Mr. Tipping furnished them as a Contractor, in explanation of tenders.

(True Extract.)

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N^o 694 ... Special Executive Engineer
Office, Wyn and Wythery
27th October 1870.
From,
The Special Executive Engineer
Wyn and Wythery
To,
The Secretary to Government
Department Public Works
Madras.
I have the honor to acknowledge the receipt of your Memorandum N^o 133 dated 21st October 1870.
I presume it is not considered necessary that I should follow Mr. Tipping's tender as his sentence through out his petition, and as I have no back case to defend by vituperation of the other side, the shorter my reply the better.
The item of Rs 17.15 claimed for M^ondroth is I suppose for work which I refused to pass, or measure, whether the amount is correct according to Mr. Tipping's own measurements, or

by Mr. Tipping may have been 2000
square feet and certainly could not
exceed 3000 square feet. I may per-
haps, although considering the work
unnecessary, have consented to pay
for it and I would propose that Mr.
Tipping should get my usual rates.

6. I have no knowledge of any
tools belonging to Mr. Tipping, such as
I found could be of any possible use to
me, I consented to take ~~some~~ more by
way of saving him tax than for any
other purpose: the accompanying re-
ceipt gives a list of these: had there
been any others they would have been
of course included; the receipt was
given after Mr. Tipping had left
Wynand, and represents the last trans-
action that took place with him.

7. If it is wished that I should
take any notice of anything more con-
nected with Mr. Tipping's petition I
think that he should, in the first place,
be called upon to entirely revise its
tone,

7d. 4.
tone! I should scarcely feel myself
justified in calling upon Mr. Springle
for statement of the transactions
alluded to, when I should be obliged
to furnish him with a copy of a do-
cument containing such uncal-
lous for impertinence, and insult, and as
Mr. Springle was the Officer who
first represented the defects of Mr.
Tipping's work, his statement would
be certainly necessary.

2 Brief Vouchers
from Mr. Tipping
of 9. April 1869.

1. do letter from
Mr. Hughes dated
20 Sept 1869.

I shall be obliged by return
of the vouchers, and also of the letter
from Mr. Hughes, as soon as no longer
required.

I have the honor to be
Sir,
Your most obedient servant

Rt. B. Keene, Major
Special Executive Engineer
Wynand.

Special Engraving Office

Wytheville, W. Va., 28th

October 1870.

Spain

The Special Executive

Engraving Wytheville

The Secretary to Government

P. P. Works

Madrid.

Sir,

In continuation of my letter No 694 of yesterday's date I think it will be as well to prevent a wrong impression from Mr. Tippings' statement that the Callow Bridge has stood through two hurricanes, to state that this is certainly correct, but only so far that the abutments have not been actually washed away; but they are cracked in several places, and the girders were removed immediately after Mr. Tippings' departure as it was not safe to leave them resting on the abutments.

Very respectfully,
J. H. ...

Oct 28th 1870
July 28th 1871

The Special Executive

Engraving Wytheville

The Secretary to

Government

Wytheville

Oct 28th 1870

July 28th 1871

Engraving Wytheville

The Secretary to

Government

Wytheville

Oct 28th 1870

I have the honor to be,
 Sir,
 Your most obedt servant,

Art W. Newman Esq Major
 Spt. Engr. Wynnad

[Faint, mostly illegible handwritten text]

to the Spt. Engr. Wynnad
 that the Cullors bridge the
 through the Government,
 and the Spt. Engr. Wynnad
 and the Spt. Engr. Wynnad
 10 Dec 1870
 No 2897-30 Oct 1870

12 Dec 1870
 No 2897

Proceedings of the Madras Government
 Under date the 1st December 1870.
 Read the following
 From Mr J. Tipping - H.E. No. 515 June 1870
 From the Special Engr. Wynnad - H.E. No 694 7/7 Oct 1870.
 To - Do - Do - H.E. No 700 7/28 - - -

In the lengthy
 Memorial which Mr Tipping
 submits with his letter above
 recorded the following claims
 are made:-

- (1). Balance alleged to be due for work done on the Cullors bridge as follows:-

Brickwork as per account rendered -	Rs. 1,715-00
Shoring up girders -	29-00
Surfing and dredging river banks -	17-90
Box of tools, animal & grindstone &c, say -	50-00
	<u>1,811-90</u>
- (2). For the preparation of rough drawings furnished with his tender for the erection of certain iron bridges in Wynnad and for interest and loss of profit by withdrawal of Contract - 3,085-1-0

O. W. S. to L. 27 15
 May 18 30 1871

1870
 O. W. S. to L. 27 15
 May 18 30 1871

to the Secretary to
 Government
 O. W. S. to L. 27 15
 May 18 30 1871

Recd 27/12/70

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The first of these claims having been referred to the Officer in charge of Public Work Operations in Wynand, the Agent Reserve from Major Kennedy's explanations now before them that he withheld certain payments on account of the Fuloor Bridge in consequence of the badness of the work, and that, when the claim now made was originally preferred, he sought an independent professional opinion of it, and this being in accordance with his own consideration Mr. Tipping's claim for further payment for the masonry of that bridge appears untenable, and he is confirmed in this view by the fact that, although the bridge has not

fallen, the abutments are cracked and so shaken as to render the removal of the superstructure necessary.

With regard to the minor claims on account of the bridge Major Kennedy shows that the charge for shoring up the girders was incurred by Mr. Tipping entirely in his own interest as the work not having been then paid, he would have been the loser in the event of an accident.

Producing a receipt Major Kennedy proves that payment was only made for the tools delivered by Mr. Tipping and for which he would seem to demand repayment.

The only item for which, Major Kennedy is of opinion that Mr. Tipping

has any grounds to complain of non-payment, is the turping of the river banks, which, though done unnecessarily and without orders, may, Major Kennedy thinks, be paid for at the rate current at the flat of 5 Annas for each 100 square feet of the 3000 square feet at most laid down by Mr. Tipping.

As regards the claim for remuneration for the designs furnished by Mr. Tipping the Govt. see no reason to change their opinion that Rs. 400 will be an ample payment. There is nothing in the designs of any novelty, and it is clear Mr. Tipping furnished them,

as a Contractor, in explanation of tenders. (The Govt. have at their disposal the services of professional officers whose duty it is to prepare all such designs as may be required, and if Mr. Tipping has any claim otherwise than as a Contractor, it is against Major Kennedy and not the Government.)

I would omit this.
I must encourage
Mr. Tipping to
pursue his claim
against Major
Kennedy.

Al

To Major Kennedy / writes two receipts
and original letter
Mr. J. Tipping
Dec 22/1872

100-124266-18700-1

P. W. Dr to L. & Co. Ltd.
July 1st 1871

Op 2711 + 4372 4373

Govt. of 1870 Madras.

PUBLIC WORKS.

To Major P. B. Kennedy.

Dated



G. O. 2711 + 4372 28.97

Nos. 3 @ b

Works. Papering orders in the
Memorial from Mr. Lipping
submitting his claims for
certain works undertaken
by him in the Wynd.

Ms. 12.2.2.1870