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(3) Initials of the Referencer _____

MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

G.O. No. 1557	Press Mis.
143-144	
Dated 10-6-	1871.

Not to be folded or roughly handled

*Proceedings of the Madras Government, Public Works Department,
10th June 1871.*

No. 143. Read the following Proceedings of the Board of Revenue, dated 12th May 1871, No. 1,978 :—

Read the following letter from the Collector of Kurnool, to the Acting Secretary to the Board of Revenue, dated 19th April 1871, No. 122.

As directed in Board's Miscellaneous Proceedings, dated 17th February 1871, No. 516, I have the honour to submit a revised statement showing the amount of compensation for losses caused by the breach in the canal near the Hindry aqueduct.

2. In this statement the item of No. 487 for rearing trees, which was disallowed by the Board in the first instance, has been retained in accordance with the view expressed by the Consulting Engineer and approved of by Government in their Proceedings dated 10th February, No. 419. Without it the value of the trees alone, as settled by the Deputy Collector, will not fully compensate the Inamdar for the losses sustained by him.

3. Of the whole amount of compensation (Rupees 2,117-9-2) originally proposed, I think only Rupees 256-6-0 should be charged to Government, being the full value of the trees which were not affected by the breach, and which would not have been lost to the Inamdar but for the Company's application for the land under B class. Government being bound to supply this class of land free of charge to the Company, it follows that the trees which stood on the ground uninjured by the breach must be paid for by the Government and not the Company. Against this sum, however, should be set off the sale proceeds of these trees, which have been sold for Rupees 79, leaving only Rupees 177-6-0 to be actually paid by Government. The sum payable by the Company will thus be Rupees 1,861-3-2 minus the sale proceeds (namely, Rupees 91-13-0) of such of the trees, etc., for which compensation will have to be paid by them.

4. As regards the land measuring 1.36 acres, applied for under C class, I beg to refer the Board to my letter No. 7, dated 11th January 1871, giving cover to a letter from the Company's Executive Engineer, explaining that the land was not required for any particular purpose, but was only applied for because it had been destroyed by the breach, and would have to be purchased on that account.

5. Now however that it has been justly decided that the Company should bear all the losses caused by the breach, it is quite immaterial whether the land is made over to them or not. The Special Deputy Collector thinks that, if the land is transferred, Government would be gainers in the long run, as they would be entitled to the rent of the land from the Company. But I fear that the alleged profit will be more imaginary than real, as the Company being at liberty to relinquish the land whenever they choose, are sure to give it up the very first year after they are put in possession. Indeed, after the opinion so strongly expressed by the Consulting Engineer and Government, I very much doubt if the Company would now insist upon having the land at all.

6. The land has been deeply cut up, and during the freshes in the Hindry will be submerged, so that it is now utterly unfit for cultivation. To restore it

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to a cultivable state would, I think, be impracticable. Possibly it may recover itself in the course of time, from annual accumulations of silt, caused by the action of the river, but the contingency is so very remote that it would be the best plan to give fresh lands in exchange instead of proposing any money compensation, more especially as the damaged lands are rent-free Inams held on service tenure. I have accordingly included in the present statement only the value of the produce lost, and not the compensation for the injury done to the land in question.

7. The usual statements for the grant of new lands for this and the B class land will be forwarded in due course, so soon as I receive the necessary information from the Deputy Collector on special duty.

Revised Statement showing the amount of compensation for losses caused by the breach of the irrigation canal near the Hindry Aqueduct, Kurnool District.

Items.	Payable by the Irrigation Company.			Payable by Government.			Total.			Remarks.
	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	
Value of trees ...	966	10	0	239	6	0	1,206	0	0	The loss caused by the breach is charged entirely to the Irrigation Company, and only the value of the trees in B class land which were not injured by the breach is charged to the Government.
Cost of planting and rearing the trees ...	470	0	0	17	0	0	487	0	0	
Value of garden produce. For a stone-built picotta.	327	9	2				327	9	2	
	97	0	0				97	0	0	
Deduct sale proceeds of trees ...	1,861	3	2	256	6	0	2,117	9	2	
	91	13	0	79	0	0	170	13	0	
Total...	1,769	6	2	177	6	0	1,946	12	2	

Kurnool,
10th April 1871.

(Signed) T. A. N. CHASE,
Collector.

SUBMITTED to Government with reference to Government Order 10th February 1871, No. 419, (Irrigation.)

No. 144.

ORDER THEREON, 10th June 1871, No. 1,557.

IRRIGATION, No. 6.

In their Proceedings dated 10th February 1871, No. 419, the Government had under consideration the question of the compensation payable on account of the damage caused by the breaching of the Madras Irrigation and Canal Company's Canal near the Hindry aqueduct in August 1870, and from the papers submitted it appeared that the amount recommended for payment on that account was Rupees 2,117-9-2 to be borne by the Company and the Government in the proportions of Rupees 526-7-10 and Rupees

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10th June 1871.*

1,591-1-4 respectively. To this arrangement the Consulting Engineer took exception, and urged that as the Company required the damaged land for repairing their canal, and applied for its transfer with a view to avoid the payment of compensation, they should bear the whole loss sustained by the owner of that land, the Government being responsible only for its present value. Concurring in these views His Excellency the Governor in Council requested the Board of Revenue to forward a revised statement showing the amounts required to be paid by the Government and the Company respectively.

2. The paper read at the head of these Proceedings includes the reply of the Collector of Kurnool to this requisition, from which it appears that, of the entire amount of compensation (Rupees 2,117-9-2) originally proposed, the portions payable by the Government and the Company are Rupees 256-6-0 and Rupees 1861-3-2 respectively, the former sum representing the full value of the trees standing on a part of the land to be transferred to the Company and which were not destroyed by the breach. Deducting from these amounts the sale proceeds of the trees which have been sold, the compensation payable by the Government and the Company will stand at Rupees 177-6-0 and Rupees 1,769-6-2 respectively.

3. His Excellency the Governor in Council authorizes the disbursement of the sum payable by the Government from the provision of Rupees 10,000 made in the current year's Imperial Budget for the purchase of land in the Kurnool District, and directs the Chief Engineer for Irrigation to arrange for the amount due by the Company being paid.

(True Extract.)

(Signed) J. CARPENDALE, Colonel, R.E.,
Secretary to Government.

To the Acting Chief Engineer for Irrigation.
.. Revenue Department.
.. Board of Revenue.

Exd. S. T. Augustin.

Public Works Department
No 155
Proceedings of the Madras Government
Under date the 10 Decr /71
Read the following

of the Board of Revenue H. E. No 19787/12th May 1871

In their Progs dated
10th February /71 to 419 the
Govt had under consid-
-eration the question of
the compensation payable
on account of the damage
caused by the breaching
of the Madras Irrigation
and Canal Company's
Canal near the Hindry
Aqueduct in August /70
and from the papers sub-
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Public Works Department
No 155
Proceedings of the Madras Government
Under date the 10 Decr /71
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sum representing the full
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in a part of the land to
be transferred to the Com-
pany and which were
not destroyed by the
breach. Deducting from
these amounts the sale
proceeds of the trees which
have been sold, the
compensation payable
by the Govt. and the Com-
pany will stand at
Rs 177-6-0 and Rs 1769-6-2
respectively.

His Excellency the
Govt.

Govt. in Council authorizes
the disbursement of the sum
payable by the Govt. from
the provision of Rs 10,000 made
in the current year's Imperi-
-al Budget for the pur-
-chase of land in the
Kurnool Dist., and directs
the Chief Eng^r for Irrigation
to arrange for the amount
due by the Company being
paid.

J. May 30th

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To
The Chief Eng^r for Irr.
Road Dept.
Board of Rev.
Agent & Messrs. I.C.C.
Decr 12/6/71

Cost of (1871) Inds.

PUBLIC WORKS.

To *Chief Eng. for
Irrigation*

Date

Recd.

Exp.

U. S. G. O. *Success* No. 1857

1/15/77

Nos. 1139/14

*Received of the Chief Engineer for
Irrigation the sum of \$100.00
for the purchase of materials
for the construction of the
canal at the mouth of the
river. The same was
received by the Chief Engineer
for Irrigation on the 15th day
of January 1877.*