MRO 1—77,006—8-6-37.

(1) Number of pages_____

(2) Date of repair_____

(3) Initials of the Referencer_____

MADRAS RECORD OFFICE.

Government of Madras,

Public Works DEPARTMENT.

G.O. No. 2110 Press
194-95 -Mis-

Dated 17-8- 1871.

96

Not to be folded or roughly handled

Proceedings of the Madras Government, Public Works Department, 17th August 1871.

No. 194. Read the following Endorsement of the Under-Secretary to Government, for Acting Chief Engineer for Irrigation, dated Madras, 22nd July 1871, No. 54.—

From the Agent and Manager of the Madras Irrigation and Canal Company, to the Chief Engineer for Irrigation, dated Madras, 22nd July 1871, No. 321.

I observe with regret that in the Order of Government, No. 1,897, of the 18th instant, a reference is made to *myself*, and sentiments are attributed to *me* which I am unconscious of having expressed.

2. The Government speak of "*the disinclination of the Company's officers*" to allow the full depth of water to enter the canal.

3. As there are *only two* officers competent to deal *in any way* with the question, namely, the Agent, who is the Company's sole representative in India, and Mr. Latham, who is their Chief Executive Officer and the Agent's professional adviser, it obviously follows that the term "*Company's officers*" can only refer to myself, and I think it due not only to myself but to the *Company* whose rights and interests might be compromised by such a misapprehension to disclaim the sentiment attributed to me.

4. I have, therefore, the honour to request that you will do me the favour to represent to the Government that I do not recollect having had any opportunity of expressing or displaying the reluctance attributed to me.

5. The Government, in their Order of the 18th April, No. 1,089, declared the conditions under which the Main Canal would be considered to be in working order on the 1st July 1871. But neither since the 1st July nor indeed since the 18th April has any further communication been made to me on the subject.

6. I learned from *private sources* that the Government had directed an officer to inspect the canal, but no official communication whatever reached me from the Government on the subject, and I could only infer that the Government intended to satisfy themselves through that officer (as they had an unquestionable right to do without reference to me) upon all points as to the completion of the canal on the 1st July 1871.

7. I respectfully submit, for the consideration of the Government, that it was impossible for me, on the part of the Company, to take the initiative in proving any facts upon which the Government might require information or satisfaction. I naturally assumed that the officer deputed by Government to inspect would ascertain (without any interference on the part of the Company's officers) such points as he might have been instructed to investigate, and that with him it would rest to determine whether and how the Main Canal should after the 1st July 1871 be proved capable of carrying without breaching the full quantity of water for which it was designed.

8. Moreover, my mind was relieved of any sense of responsibility on the subject, by the following circumstance:—

Under the contract the Agent is, I believe, the only person recognized by the Government as the organ of the Company, and the Consulting Engineer is the officer through whom alone (as I have always understood) the Agent can, on

I have therefore the honor to request that you will do me the favour to represent to the Government

behalf of the Company, officially address the Government (see G. O., No 1,527, 4th July 1865, and No. 1,348, of 1st June 1866). I have, therefore, no right to take any official notice of what may pass between officers of the Government and the Company's employés on the works; but I do happen to know that Captain Scott so early as the 11th June asked Mr. Latham, the Company's Chief Engineer, what arrangements would be made for testing the canal, and he also asked him for a statement of his views and of any proposition he might have to make on the subject, and Mr. Latham did, I believe, reply fully and frankly; with the help of these private communications between those gentlemen, I had every right to believe that Captain Scott would advise the Government what further steps to take, and that it was my obvious duty to await the pleasure of the Government.

9. The only observation I have ventured to offer to you on the subject (so far as I can recollect) was (when I became aware that the interests of the ryots might be affected, and the interests of the public generally by the loss of revenue,) a suggestion to the effect that the Government would doubtless be disposed to postpone any extra filling of the canal until after their crops should have been gathered.

10. I trust that, upon a revision and examination of all that has passed since Government laid down the conditions of the test, they will be satisfied that I have never expressed, displayed, or betrayed, and indeed that I have had no opportunity of displaying any disinclination or reluctance to allow the Main Canal after completion, according to the contract, to be proved capable of carrying the full water for which it was designed, and that they will exonerate me from the imputation which has been cast upon me, and which might possibly be held to compromise the Company in regard to its good faith.

SUBMITTED to Government.

(Signed) A. deC. SCOTT, Captain, R.E.,
Under-Secretary to Government,
for *Chief Engineer for Irrigation.*

No. 195. ORDER THEREON, 17th August 1871, No. 2,110.

IRRIGATION, No. 16.

ORDERED to be recorded.

(True Extract.)

(Signed) A. deC. SCOTT, Captain, R. E.,
Under Secretary to Government.

Exd E C. Shunker.

No 321. Madras Irrigⁿ & C. Cᵒ
3 Madras 22 July 1871.

From,

The Agent and Manager,
M. I. & C Cᵒ.

To,

Major J. G. Ryves, R. E.
Chief Engineer for Irrigⁿ &
Joint Secretary to Government,
Madras.

Sir,

I observe with regret that in the Order of Government No. 1897 of the 18th instant a reference is made to myself, and sentiments are attributed to me which I am unconscious of having expressed.

The Government speak of "the disinclination of the Company's Officers" to allow the full depth of water to enter the Canal.

As there are only two Officers competent to deal in any way with the question, namely the Agent who is the Company's sole Representative in India and Mr. Latham who, is their Chief Executive Officer and the Agents professional Adviser, it obviously follows that the term "Company's Officers" can only refer to myself - and I think it due not only to myself but to the Company whose rights and interests might be compromised by such a misapprehension to disclaim the sentiment attributed to me.

I have therefore the honor to request that you will do me the favour to represent to the Government

The only observation I have ventured to offer to you on the subject (so far as I can recollect) was, (when I became aware that the interests of the Ryots might be affected - and the interests of the Public generally by the loss of Revenue) a suggestion to the effect that the Government would doubtless be disposed to postpone any extra filling of the Canal until after their crops should have been gathered.

I trust that upon a revision, and examination of all that has passed since Government laid down the conditions of the Test they will be satisfied that I have never expressed, displayed, or betrayed, and indeed that I have had no opportunity of displaying any disinclination or reluctance to allow the Main Canal after completion according to the contract to be proved capable of carrying the full water for which it was designed, and that they will exonerate me from the imputation which has been cast upon me and which might possibly be held to compromise the Company in regard to its good faith.

I have the honor to be
Sir,
Your most Obedt Servant,

Dr. Hartwell Kellock
Agent and Manager.

No. 321.
Rec.

From
The Agent & Manager
M. I. & C.

To
The Chief Engineer
for Irrigation.

Dated 22
Rec'd 22 July 1871

P. W. 3542/71.

Stating that the reference made in G.O. No. 1897 of 18 ult. reflection upon the Agent's observations thereon.

9

Letter from the Acting Chief Engineer for Irrigation and Joint Secretary to Government dated 22d July 1871. No. 54.

Circulated for Orders.

I would record that this letter is under board further controversy. Mr. Hawkins has made his protest apparently with the view of covering his responsibility with his employers. N.

This reference and explanation of the Agent and Manager Madras Irrigation and Canal Company seems very disingenuous.

On the 10th June the Company's Chief Engineer wrote that he had abandoned the idea of testing the Canal as the Government had not pressed

pressed the matter, and in consequence had dismissed all the staff engaged in construction. The Agent took no steps to alter this decision and action, and so acquiesced; and his letter to Government published with G.O. No 1897, 18th July 1871 proposing to Government to acquiesce in the postponement of the test seems to me to clearly identify him in the course of action adopted by the Company's Chief Engineer ~~as~~ does also the fact that the test has never been applied. I propose that the letter be recorded

C. Brg. 5th

No 54.

11-

From the Agent and Manager. Madras Irrigation and Canal Company.

No 321 of the 22nd July 1871. Disclaiming any reluctance to test the Canal with a full depth of water which reluctance he states is imputed to him in G.O. No 1897 of the 18th Instant

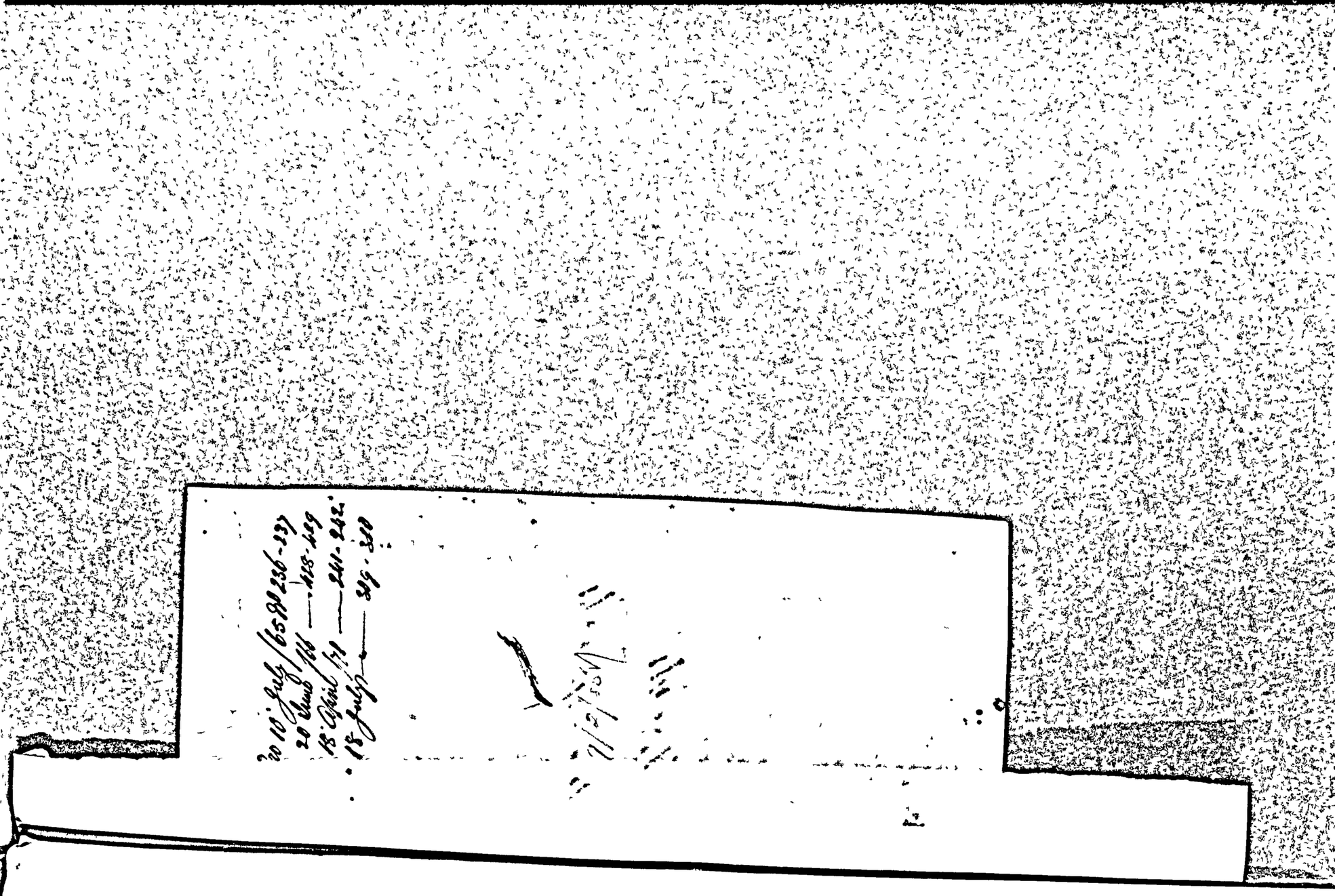
Submitted to Government.

Office of the Chief Engineer for Irrigation and Joint Secretary to Government Madras 22nd July 1871.

Addl. Secty.
Capt. R.E.
Under Secy. to Govt.
for Chief Engineer for
Irrigation and Joint
Secretary to Government.

To.

The Secretary to Government
Public Works Department



P. No 1871 Dept
No 54

From No 3542.

The Agent Engr for Lwr
& Jamaica Secretary to Govt

&

The Secretary to Govt &c.

Dated 22
Read 23 } July 1871

Enclosure 1.

Submits No 321 of the
22 July 71 from the Agent
Mr. I.C.C.Co disclaiming
any reluctance to test
the Canal —

With an order
No 2110-17 Aug 71

Print
Ordered to be printed
Ld. J. Lange
Dy Sec. Govt

Ch 4 Ex 2

Govt of [1871] Madras.

PUBLIC WORKS.

14

To

Dated

Rec'd

Encl.

G. O. 17 Augt 1871, 2110

Nos. 194 & 195

Cuddapah Ryl's Canal. Ex-

tension of the Chief Engr

for Irrign & submitting letter

from the Agent & Manager

disclaiming any reluctance

to rent the Ryl Canal,

recorded.