M.R.O. 1—10,006—28-2-50.

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(3) Initials of the Referencer _____

MADRAS RECORD OFFICE

Government of Madras

public works DEPARTMENT

G.O. No. 1388 Press
~~B.P. No.~~ ~~Mis.~~
1595-96 (Rly)
Dated 23rd May 1874 ~~195~~

Not to be folded or roughly handled

Proceedings of the Madras Government, Public Works Department, 23rd May 1874.

No. 495. Read the following letter from A. McC. WEBSTER, Esq., Acting Collector of Madras, to Colonel G. W. WALKER, R.E., Secretary to Government, Public Works Department, dated Madras, 23rd April 1874, No. 73:—

I HAVE the honour to submit copies of certain correspondence that has passed between the Consulting Engineer for Railways and myself.

2. The point at issue was whether land No. 7 in the Plan of the lands required for the Carnatic Railway Company was to be included under Class D. or A. It has been taken up to be given to the Male Orphan Asylum as a play-ground in lieu of a portion of the present play-ground, which has been made over to the Railway Company as a site for a goods station. I objected to its being included under Class D., as its compensation would in that case have to be paid from Provincial Funds. Colonel Shaw-Stewart quite agrees with me in opinion that the money should be paid from Railway funds, but states that even if it is classed under Class D. the latter funds would still be chargeable for its acquisition.

3. Our difference of opinion is caused by our reading paragraph 2 of the Government Order of 20th June 1873, No. 1,614, differently; Colonel Stewart holding that the order was passed with reference to a special case, the land not being included in the schedule at all, while I consider that the wording of the order seems to show that, in the opinion of Government, Class D. lands have to be paid for out of Provincial Funds generally.

4. I have the honour to request the instructions of Government as to whether land No. 7 should be included under Class D; and, secondly, whether compensation for lands of that class will have, as a rule, to be paid for from Provincial or Imperial Funds.

No. 496. ORDER THEREON, 23rd May 1874, No. 1,388.

RAILWAY, No. 59.

HIS Excellency the Governor in Council is of opinion that the land taken up for a play-ground for the Orphan Asylum, which is given in lieu of another piece surrendered to the Railway Company for permanent occupation, should be paid for from Imperial Funds and charged to State outlay in connection with Guaranteed Railways. As suggested by the Consulting Engineer for Railways in his letter No. 329, dated 9th April 1874, to the Collector of Madras, the land in question need not appear in the schedules, but the amount paid for it may be entered in the register opposite to the acreage of the present play-ground, an explanatory marginal note being attached.

2. Class D. lands are as a rule paid for from Imperial Funds, but the case disposed of in G. O., No. 1,614, dated 20th June 1873, is a special one, and those orders were not intended to have universal application.

(True Extract.)

Colonel, R.E.,
Secretary to Government.

To the Collector of Madras.
,, Consulting Engineer for Railways.
,, Revenue Department.

Exd. S. T. Austin.
Spare Copies

No. 242

Deputy Collectors office
Madras 26th February 1874

From

The Deputy Collector of Madras

To

The Asst Collector of Madras

Sir,

I think the spot marked 7 and situated to the south of the existing Male Asylum Road falls under Class A and not under D. I beg therefore to request that should you agree with me, that it is so, to obtain necessary instructions for the correction of the Schedule received with Government Order Public Works Department of the 16th September 1873 No 2292 A.

I have the honor to be
Sir
Your most obedient servant
(Sgd) R. Ragoonatha Row
Deputy Collector

(True copy)

F. Brandt
Asst Collector of Madras.

P.C.

P. No. 2595 A/74.

P.G. 723 May/74
In Bdle 95

№ 155. Madras Collector's Office
11th March 1874

From The Acting Collector of Madras.

To The Consulting Engineer for Railways.

Sir,

In forwarding a copy of a letter from the Deputy Collector of Madras № 242 of 26th ultimo, I have the honor to request that you will be good enough to inform me whether the Schedule annexed to the order of Government in question should be corrected as proposed by him. The land alluded to is to be given to the Civil Orphan Asylum in exchange for part of the play ground taken up for the permanent works of the Railway.

I have &c
(signed) A. McC Webster
Ag Collector of Madras

True Copy

F Brandt
Ag Collector of Madras.

Railway Department

Consulting Engineer's Office
No 255.

From Lieut Colt J.H.M. Shaw Stewart, R.E.
Consulting Engineer for
Railways.

To The Collector of
Madras.

Sir

In reply to your letter dated
11th instant, No 155, I have the honor to
state that I am of opinion that the
land in question belongs correctly to
Class D. In Class A is included only
the land which comes into the occupation
of the Railway Company and although
the latter part of paragraph 8 of the
letter from the Government of India
regarding the classification of land does
not appear to have contemplated a
case like the present, I think that the
definition of Class D, viz "land, which
"being required in consequence of the works
"of a Railway, still does not come into
"the occupation of the Railway Company"
correctly describes the land in question.

2 In a road diversion the land which

Dr. 2595. A/14.
2
Pg 1232 No 1174
Jr. Bk: 495.

x No 852 dated 21st January 1869.
Is this copy sent to the Collector for his information?
Yes.

which the road originally occupied is taken up by the permanent works of the Railway, and comes under class A, but the land required to replace it, is shown under class D. The case of the play-ground for the Male Orphan Asylum appears to me similar.

I have &c

Madras
13th March
1874

Signed W. H. Coaker.

for Consulting Engineer
for Railways.

/True Copy/

F Brandt
Acting Collector of
Madras.

W.W. 2595 A/74.
3

P.G. 23 June/74
In 18 Nos 95.

Railway Department. Consulting Engineer's Office
No 329. 9d

From
Lt. Coll. I.H.M. Shaw Stewart R.E.
Consulting Engineer for Railways.

To The Collector of
Madras.

Sir, Referring to my letter dated 13th ultimo No 255, and to your demi-official dated 12th instant, I have the honor to state that I concur in the opinion that the Compensation due for land marked / on plan No 101 should not be paid from Provincial Funds. I have hitherto been under the impression that class D lands, like all others, were paid for out of State Expenditure on Railways, and I did not, therefore, comprehend fully the question at issue. I shall feel obliged if you will favour me with a copy of the Order of Government in which it is laid down that the cost of class D land shall be debited to Provincial Funds.

On reconsidering the matter with
2 this additional information before me, I am of opinion that the land in question should not appear in the Schedules at all,

all, but that the amount paid for it should be entered in the Register opposite to the acreage of the present play-ground, an explanatory marginal note being attached. By this arrangement the area of class A land actually made over to the Company will be correctly shown. The cost of the present play-ground being the sum required to provide a new one in lieu of it.

I have &c

Madras
9th April
1874

(Signed) Shaw Stewart
Lt Col R.E.
Consulting Engineer
for Railways.

/True Copy/

F Brandt
Ag Collector of
Madras.

P.W. 2695 A/74

P.W. 923 May/74
L. 93 N. 495

No 207. Madras Collector's Office
13th April 1874

From The Ag. Collector of
Madras.

To The Consulting Engineer
for Railways.

Sir,

With reference to your letter No 329 of 9th instant, I have the honor to inform you that the order of Government laying down that the cost of Class D lands shall be debited to Provincial Funds, is to be found in G.O. No 1014 of 20th June 1873. P.W. Department and that a copy of the Order was sent to me with your letter No 221 of 3rd Ultimo.

I have &c

(Signed) A. McC Webster
Ag Collector of
Madras.

/True Copy/

F Brandt
Ag Collector of
Madras.

P.W. 2595 A/74.
5

Pg. 9/23. May/74
Sr. Sl. No. 495.

Railway Department. Consulting Engineer's Office
No 342.

From
Lt Col J.H.M. Shaw Stewart R.E.
Consulting Engineer for Railways.

To
The Collector of
Madras.

Sir

With reference to your letter dated 13th instant, No 209, I have the honor to observe that the order of Government you refer to applies, in my opinion, only to the particular case of land taken up in the vicinity of Stations in order to ensure sanitation. Such is the land marked 8 on plan No 101, to be acquired to the south of the proposed new road near the Male Orphan Asylum, and which, as explained in my letter dated 3rd March, 1874, No 221, has to be proceeded with Provincial Funds. The case of class D land generally is different, and the cost of this is debitable to Railway State Expenditure in the same manner as that of the other classes. The

land

Land near the Mettapollium Station referred to in the Proceedings of Government dated 20th June 1873, No 1614 was not included in the Schedules sent from this Office, but was acquired on the representation of the Collector of Coimbatore for a Government purpose.

All Class D land has hitherto been paid for out of State Expenditure, Railways, and is so entered in the yearly Statements of Land submitted by Collectors.

Should you still have any doubts on this matter, I would suggest your referring it for the decision of Government.

I have &c
(Signed) Shaw Stewart.
Lieut Col R.E.
Consulting Engineer for
Railways.

Madras
15th April
1874

(True Copy)

F. Brandreth
Ag Collector of
Madras

No 73

Madras Collector's Office
23rd April 1874

Canal near the Mettapollium Station

Enclosures in a letter from the Jr. Collector of Madras to the Secretary to Government Public Works Department dated 23rd. April 1874. No. 73.

P. W. 2595 of 74.

P.C. 23 June 74
Ex Min. 495

No. 20: 1358. 23-5-74.

No. 73

Madras Collector's office
23rd April 1874

From

A. Mc. C. Webster Esqr.
Jr. Collector of Madras

To.

Colonel G. W. Walker R. E.
Secretary to Government
Public Works Department
Ootacamund

Sir,

I have the honor to submit copies of certain correspondence that has passed between the Consulting Engineer for Railways and myself.

2. The point at issue was whether land shewn in the plan of the lands required for the Carnatic Railway Company, was to be included under class D or A. It has been taken up to be given to the Male orphan Asylums as a playground in lieu of a portion of the present playground which has been made over to the Railway Company as a site for a Goods Station. I objected to its being included under class

class D. as its compensation would in that case have to be paid from Provincial Funds. Colonel Shaw Stewart quite agrees with me in opinion that the money should be paid from Railway Funds, but states that even if it is classed under class D. the latter funds would still be chargeable for its acquisition.

3. Our difference of opinion is caused by our reading para 2 of the Government Order of 20th June 1873 No 1614, differently- Colonel Stewart holding that the order was passed with reference to a special case, the lands not being included in the Schedule at all- while I considers that the wording of the order seems to shew that in the opinion of Government class D lands have to be paid for out of Provincial Funds generally.

4. I have the honor to request the instructions of Government as to whether land No 7 should be included under class D, and (secondly) whether Compensation for lands of that class will have as a

rule

1388

196

rule to be paid for from Provincial Imperial Funds.

I have the honor to be
Sir
Your most obedient servant

[illegible]
Asst Collector of Roads &c &c.

class D. as its compensation would in that

1888

P. W. D.

Proceedings of the Madras Government,

~~Under date the~~ 187 .

Read the following :—

From

The Collector of Madura } (No. 43 dated 23rd April 1874)

To His Excellency the Governor in Council in charge of the Public Department.

Sir,

I have the honor to report for the information of Government that I have this day granted to the Madura Railway Company the land required for the Railway Station at Madura.

2. The land is Government property and is situated in the Fasli village of Tallakulam. It is bounded on the North by the Madura and Dindigul road, on the East by the Railway line, on the South by the Madura and Melur road and on the West by the Madura and Tirumangalam road. It contains 6 acres 1 rood and 24 cawnies.

3. The land is required for the Railway Station and for the Engine Shed and Workshops.

4. The land is valued at Rs. 1,000 per acre and the total value is Rs. 6,150.

5. The land is required for the Railway Company's use in perpetuity.

6. I have the honor to request that the land may be granted to the Railway Company free of charge.

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

(Sd.) [illegible]

Collector.

Madura, 23rd April 1874.

P. W. D. Department.

Proceedings of Board dated 21st May 1874.

No. 1388.

The Collector of Madura.

The Director of Public Works.

The Secretary to Government, P. W. Department.

Dated 23rd April 1874. Received 24th May 1874.

No. 43.

Requesting orders whether certain land marked as Reg in the plan of the lands required for the Carnatic Railway Company should be included under class D. or A.

P. W. D. No. 1388. 25-5-74.

and charged to State
outlay in connection with
guaranteed Railways -
As suggested by the
Consulting Engineer for
Railways in his letter
No 329 dated 9th April 1874
to the Collector of Madras,
the land in question heed
not appear in the Sche-
-dules, but the amount
paid for it may be entered
in the Register opposite
to the acreage of the pre-
-sent play ground, an
Explanatory marginal
Note being attached -

Class D landsare

as a rule paid for from
Imperial Funds, but the
case disposed of in G O
No 1611 dated 20th June 1873
is a special one, and
those orders were not
intended to have uni-
-versal application -

Gpmw

To
The Collector of Madras
The C. Engr for Rys
The Revr Accts
& Copies dept & to all 2/6/74.

and charged to State
outlay in connection with
guaranteed Railways -
As suggested by the
Consulting Engineer for
Railways in his letter
No 329 dated 9th April 1874
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those orders were not
intended to have uni-
-versal application -

Gpmw

To
The Collector of Madras
The C. Engr for Rys
The Revr Accts
& Copies dept & to all 2/6/74.

2595 a

Govt. of 1874 Madras.

PUBLIC WORKS.

To

The Collector of Madras

Dated

Recd. Encl. 6.

G. O., 23 May 1874. No. 1388

Nos. 495-496.

Railway Intimating that the land given as a play ground to the Orphan Asylum in lieu of land transferred to the Carnatic Railway Co. should be paid for from Imperial funds, as that the orders of 20th June last were not intended to have universal application.

495-496.