

MADRAS RECORD OFFICE.

Government of Madras.

Public DEPARTMENT.

G.O. No.	863	Prose ~~Mis.~~
Dated	16-7-	1968

Not to be folded or roughly handled

Proceedings of the Madras Government, Public Department,
16th July 1868.

No. 120. Read the following letter from the Superintendent of Marine, to the Chief Secretary to Government, Fort Saint George; dated Madras, 18th June 1868, No. 2172.

I have the honor to acknowledge receipt of the Proceedings of Government of the 12th instant, No. 721, recording correspondence on the subject of a damaged case of acids, the value of which the Right Honorable the Secretary of State for India observes should have been recovered from the Agents of the *John Allan*, the vessel in which they were brought out. The grounds for this decision are that the box had been on fire during its passage out; that such fire could not have originated within the case, as the contents were not combustible; and that it had been put out by sea water.

2. On turning to the Bill of Lading, I notice that the five cases of acids shipped on the *John Allan* were to be kept *on deck*, from which I conclude that the contents were of an inflammatory nature. The freight, £1 each case, likewise shows their character to have been dangerous, the rate being about treble that of the other Government cargo. The cases were consequently kept on deck during the voyage, and, of course, had to bear the risk of any damage likely to ensue thereby, of which wetting by salt water must be considered a part. Moreover, on deck it is difficult to understand how the case could have been subjected to fire externally, unless the ship herself was on fire.

3. Enclosed is a copy of the Hatchway Report given by the Agent for Government consignments, from which it will be seen that an entry appeared in the *John Allan's* log-book, to the effect that a case of acids was found to be leaking, and was consequently opened and repacked; and, moreover, that on two occasions she experienced severe weather during the passage out.

4. With these facts before me, I would respectfully suggest that no application for the recovery of the value of the acids be made to the Agents, as the damage appears to have been caused by salt water, one of the risks to which the cases under the Bill of Lading were liable.

HATCH REPORT.

In accordance with standing instructions, I this day examined the Hatches of the *John Allan*, and found them all well secured with tarpaulins and battens. The main and after hatches were opened in my presence, and, so far as could be seen, the cargo below was well stowed, and in good condition.

2. On the 24th October 1867 an entry appears in the log-book, to the effect that a case* of acids belonging to Government was observed to be leaking, and it was consequently opened and carefully repacked.

* No. 5.

3. The *John Allan* experienced heavy weather on 15th and 16th December 1867, and also on 24th, 25th, 29th, and 30th of that month.

MASTER ATTENDANT'S OFFICE,
MADRAS, 3rd February 1868.

(Signed) W. H. BARTLETT,
Asst. to Master Attendant.

(True Copy). (Signed) T. E. MARSHALL,
Asst. to Supt. of Marine.

No. 121. ORDER THEREON, 16th July 1868, No. 863.

Ordered that the following letter be addressed to the Secretary of State for India.
(Here enter 16th July 1868, No. 17).

(True Extract).

3x

Memo for order

Submit that under
the circumstances brought
to notice by the Capt
of Marine - it is not
desirable to attempt
by action to recover
from the Agents
of the 'John Allan'

not desirable, should
UDM

W/A

the value of the ^{case} cargo
of acids &c were damaged.

The Secretary of State

When presenting on to
this cause have
not all the facts
of the case before
them.

Recd

No 2172

Messrs

Marine Suppl's Office
18th June 1888

From

J J Franklin Esquire
Superintendent of Marine

To

The Honorable R S Ellis Esq
Chief Secretary to Government
Marine Department
Fort Saint George

Sir

I have the honor to acknowledge
receipt of the Proceedings of Government
of the 12th instant, No 721, recording corres-
pondence on the subject of a damaged case
of acids, the value of which the Right
Honorable the Secretary of State for
India observes should have been recovered
from the Agents of the 'Ishe Allen', the
vessel in which they were brought on.
The grounds for this decision are that
the box had been on fire during its passage
out: that such fire could not have originated
within the case, as the contents were not
combustible

combustible: and that it had been put
out by sea water.

2. On turning to the Bill of Lading
I notice that the 2 cases of acids shipped
on the "John Allan" were to be kept on
deck, from which I conclude that the
contents were of an inflammatory nature.
The freight in each case, likewise shows their
character to have been dangerous, the rate
being about treble that of the other Government
cargo. The cases were consequently kept on
deck during the voyage, and of course had
to bear the risk of any damage likely to
arise thereby, of which wetting by salt
water must be considered a part. Moreover
on deck it is difficult to understand how
the case could have been subjected to fire
externally, unless the ship herself was on
fire.

3. Enclosed is a copy of the Hatchway
report given by the Agent for Government
consignments, from which it will be seen
that an entry appeared in the "John
Allan's" log book, to the effect that a
case

case of acids was found to be leaking and
was consequently opened and repacked: and
moreover that on two occasions she experienced
severe weather during the passage out.

4. With these facts before me, I
would respectfully suggest that no appli-
cation for the recovery of the value of
the acids be made to the Agents, as the
damage appears to have been caused by
salt water, one of the risks to which
the cases under the Bill of Lading
were liable.

I have the honor to be

Sir

your most Obedt. Servant

Wm. H. C. Wm.

Superintendent of Marine

4
1888-89
L. A. 2

Ordered that following
letter be addressed to Messrs
of State for India.
(Done under seal in 1868).

Box 12 June/88 to 90-91.

Chas. L. L. L. L. 16th
July 28th 17th 1868

Adm'd 1/24

Public 1885

10

10

1888. 1889. 1890. 1891. 1892. 1893. 1894. 1895. 1896. 1897. 1898. 1899. 1900. 1901. 1902. 1903. 1904. 1905. 1906. 1907. 1908. 1909. 1910. 1911. 1912. 1913. 1914. 1915. 1916. 1917. 1918. 1919. 1920. 1921. 1922. 1923. 1924. 1925. 1926. 1927. 1928. 1929. 1930. 1931. 1932. 1933. 1934. 1935. 1936. 1937. 1938. 1939. 1940. 1941. 1942. 1943. 1944. 1945. 1946. 1947. 1948. 1949. 1950. 1951. 1952. 1953. 1954. 1955. 1956. 1957. 1958. 1959. 1960. 1961. 1962. 1963. 1964. 1965. 1966. 1967. 1968. 1969. 1970. 1971. 1972. 1973. 1974. 1975. 1976. 1977. 1978. 1979. 1980. 1981. 1982. 1983. 1984. 1985. 1986. 1987. 1988. 1989. 1990. 1991. 1992. 1993. 1994. 1995. 1996. 1997. 1998. 1999. 2000. 2001. 2002. 2003. 2004. 2005. 2006. 2007. 2008. 2009. 2010. 2011. 2012. 2013. 2014. 2015. 2016. 2017. 2018. 2019. 2020. 2021. 2022. 2023. 2024. 2025. 2026. 2027. 2028. 2029. 2030. 2031. 2032. 2033. 2034. 2035. 2036. 2037. 2038. 2039. 2040. 2041. 2042. 2043. 2044. 2045. 2046. 2047. 2048. 2049. 2050. 2051. 2052. 2053. 2054. 2055. 2056. 2057. 2058. 2059. 2060. 2061. 2062. 2063. 2064. 2065. 2066. 2067. 2068. 2069. 2070. 2071. 2072. 2073. 2074. 2075. 2076. 2077. 2078. 2079. 2080. 2081. 2082. 2083. 2084. 2085. 2086. 2087. 2088. 2089. 2090. 2091. 2092. 2093. 2094. 2095. 2096. 2097. 2098. 2099. 2100. 2101. 2102. 2103. 2104. 2105. 2106. 2107. 2108. 2109. 2110. 2111. 2112. 2113. 2114. 2115. 2116. 2117. 2118. 2119. 2120. 2121. 2122. 2123. 2124. 2125. 2126. 2127. 2128. 2129. 2130. 2131. 2132. 2133. 2134. 2135. 2136. 2137. 2138. 2139. 2140. 2141. 2142. 2143. 2144. 2145. 2146. 2147. 2148. 2149. 2150. 2151. 2152. 2153. 2154. 2155. 2156. 2157. 2158. 2159. 2160. 2161. 2162. 2163. 2164. 2165. 2166. 2167. 2168. 2169. 2170. 2171. 2172. 2173. 2174. 2175. 2176. 2177. 2178. 2179. 2180. 2181. 2182. 2183. 2184. 2185. 2186. 2187. 2188. 2189. 2190. 2191. 2192. 2193. 2194. 2195. 2196. 2197. 2198. 2199. 2200. 2201. 2202. 2203. 2204. 2205. 2206. 2207. 2208. 2209. 2210. 2211. 2212. 2213. 2214. 2215. 2216. 2217. 2218. 2219. 2220. 2221. 2222. 2223. 2224. 2225. 2226. 2227. 2228. 2229. 2230. 2231. 2232. 2233. 2234. 2235. 2236. 2237. 2238. 2239. 2240. 2241. 2242. 2243. 2244. 2245. 2246. 2247. 2248. 2249. 2250. 2251. 2252. 2253. 2254. 2255. 2256. 2257. 2258. 2259. 2260. 2261. 2262. 2263. 2264. 2265. 2266. 2267. 2268. 2269. 2270. 2271. 2272. 2273. 2274. 2275. 2276. 2277. 2278. 2279. 2280. 2281. 2282. 2283. 2284. 2285. 2286. 2287. 2288. 2289. 2290. 2291. 2292. 2293. 2294. 2295. 2296. 2297. 2298. 2299. 2300. 2301. 2302. 2303. 2304. 2305. 2306. 2307. 2308. 2309. 2310. 2311. 2312. 2313. 2314. 2315. 2316. 2317. 2318. 2319. 2320. 2321. 2322. 2323. 2324. 2325. 2326. 2327. 2328. 2329. 2330. 2331. 2332. 2333. 2334. 2335. 2336. 2337. 2338. 2339. 2340. 2341. 2342. 2343. 2344. 2345. 2346. 2347. 2348. 2349. 2350. 2351. 2352. 2353. 2354. 2355. 2356. 2357. 2358. 2359. 2360. 2361. 2362. 2363. 2364. 2365. 2366. 2367. 2368. 2369. 2370. 2371. 2372. 2373. 2374. 2375. 2376. 2377. 2378. 2379. 2380. 2381. 2382. 2383. 2384. 2385. 2386. 2387. 2388. 2389. 2390. 2391. 2392. 2393. 2394. 2395. 2396. 2397. 2398. 2399. 2400. 2401. 2402. 2403. 2404. 2405. 2406. 2407. 2408. 2409. 2410. 2411. 2412. 2413. 2414. 2415. 2416. 2417. 2418. 2419. 2420. 2421. 2422. 2423. 2424. 2425. 2426. 2427. 2428. 2429. 2430. 2431. 2432. 2433. 2434. 2435. 2436. 2437. 2438. 2439. 2440. 2441. 2442. 2443. 2444. 2445. 2446. 2447. 2448. 2449. 2450. 2451. 2452. 2453. 2454. 2455. 2456. 2457. 2458. 2459. 2460. 2461. 2462. 2463. 2464. 2465. 2466. 2467. 2468. 2469. 2470. 2471. 2472. 2473. 2474. 2475. 2476. 2477. 2478. 2479. 2480. 2481. 2482. 2483. 2484. 2485. 2486. 2487. 2488. 2489. 2490. 2491. 2492. 2493. 2494. 2495. 2496. 2497. 2498. 2499. 2500. 2501. 2502. 2503. 2504. 2505. 2506. 2507. 2508. 2509. 2510. 2511. 2512. 2513. 2514. 2515. 2516. 2517. 2518. 2519. 2520. 2521. 2522. 2523. 2524. 2525. 2526. 2527. 2528. 2529. 2530. 2531. 2532. 2533. 2534. 2535. 2536. 2537. 2538. 2539. 2540. 2541. 2542. 2543. 2544. 2545. 2546. 2547. 2548. 2549. 2550. 2551. 2552. 2553. 2554. 2555. 2556. 2557. 2558. 2559. 2560. 2561. 2562. 2563. 2564. 2565. 2566. 2567. 2568. 2569. 25

1871

1890

22 } 22
 22 } 22

10/1/22

6/1/51

Continued from p. 10

Dear Mr. W. W. Phelps

1000

1

Capt. J. M.
 120. 121.

with an Order