

Public Works (1893) Department

RAILWAY BRANCH.

G.O., No. 736A

DATED 18th April

[Despatch Abstract.]

Acquisition of land for the South Indian
Railway in reserved forests. — Proceedings
in the Revenue Department regarding the
Communicated to the Consulting Engineer
for Railways.

[illegible]

G.O.	No.	Department.	Date.

G.O.	No.	Department.	Date.

The Government is of opinion that under rule 42 of the rules Communicated with G.O. No. 3979 Mys, dated 7th September 1892, and printed in B.P. No. 740, dated 24th December 1892, the South Indian Railway Company should

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Should not be called upon to pay the value of the trees standing on the land assigned to it in the present case, but that the trees in question should be removed and sold by the Forest Department, the sale proceeds being credited to Forest Revenue. The Board is requested to issue the necessary instructions to this end.

(True Extract)

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Palacuerce

Ag. Under Secretary to Govt.

to

The Commissioners of Land Revenue

" P. W. D. ✓

" Accountant General.

Govt. of {1893} Madras.
REVENUE.

To

The Public Works Department.

Dated

Recd. 13 - 4 } 73

Encl. /

Mis. G.O., 7th April 1893, No. 1335.
R.

SUBJECT.

Requesting the Board
of Revenue to issue instructions on
the subject that the S. I. R. Company
should not be called upon to pay
the value of the trees standing on the
land assigned to it, and that the
trees should be removed and
sold by the Forest Dept.

PUBLIC WORKS DEPARTMENT,
RAILWAY BRANCH.

B No. 736 R 718-4-73
PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following

Propo. of the Madras } H.R. 1335 No. 77 April 93
Govt. Revenue Dept. }

Communicated
to the Consulting Engineer
for Railways.

From
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To The Company for Ry
S. I. R. Co. Ry. Co.

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GOVERNMENT OF MADRAS.

REVENUE DEPARTMENT.

READ—again the following G.O., dated 8th October 1892, Mis. No. 4373, Revenue:—

Read—the following Proceedings of the Board of Revenue (Land Revenue), dated 20th August 1892, Forest No. 449:—

Read—the following letter from J. D. REES, Esq., C.I.B., Collector of Nilgiris, to the Secretary to the Commissioners of Land Revenue, dated Ootacamund, 1st July 1892, No. 600:—

I beg leave to refer the Board to the order of Government No. 292, dated 21st April 1891, whereby a grant was sanctioned to the St. Joseph's Roman Catholic Orphanage at Coonoor.

2. It is now reported that the pupils are being removed into the building which has been erected to the satisfaction of the Director of Public Instruction and the Executive Engineer.

3. After my recent inspection of the building, I have addressed the Chairman of the Town Council in view to the proper discharge of municipal obligations regarding the safety of the structure; but my present object in addressing the Board is to ask that a small area of land, about 2·40 acres in all, may be excluded from the River Reserve, Coonoor, after the necessary application has been made by Government to the Government of India under section 24 of Act V of 1882 (Madras) and made over to the institution free of assessment as a play-ground for the boys on the terms that (1) the land shall not be utilized for any other purpose except as a play-ground, and (2) the whole or any portion of it shall be liable to be resumed for default of condition (1), or whenever required for public purposes, without any claim on the part of the institution to compensation for improvements which may have been effected.

4. On a previous occasion in 1891, an application for this land was made by the Roman Catholic Bishop of Coimbatore, when the District Forest-officer reported that "there was no objection to the grant of the land from a forest point of view, as it was hardly worth reserving at all"; but the application as then made involved the diversion of the path from Coonoor towards the Commissariat buildings and as Mr. MacCartie considered that such diversion would cause inconvenience, he informed the Bishop that "the Chairman, Coonoor Municipal Council, was not willing to agree to the diversion of the path for reasons in which he concurred and that he did not consider that any case had been made out for addressing the Government of India."

5. The application, as now made, involves no diversion of the path and as the land applied for is admittedly of no value to Government or to the Forest Department, I think the matter is worthy of the attention of Government, for the land on the top of the hill whereon the large and handsome building is situated has been purchased by the Fathers since the Reserve was made, and, with the exception of this small plot, the little plateau belongs to them. It would, to say the least, be very useful as a play-ground and to round off their boundaries, but the application may be supported on stronger grounds than these, for the building itself runs to within 29 yards more

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or less, as I can certify from inspection, of the desired acquisition, and if the institution is worthy of a grant by Government of Rs. 12,500 and supplies a home for Catholic boys, an admitted want in this part of India, it may fairly ask for a plot of ground on which not a single tree or any kind of forest produce grows, which is indeed of no use to any other persons but the applicants.

6. I enclose Father Foubert's application and a plan, from which it will be evident that only that portion of the Reserve which lies between the path and the Orphanage premises is applied for.

7. Its area, boundaries and description are given in a draft notification, and I beg to recommend that action may be taken to exclude it from the Reserve.

ENCLOSURE No. 1.—Letter.

ENCLOSURE No. 2.—Draft notification under section 24.

ENCLOSURE No. 3.—Map.

Endorsement by J. W. CHERRY, Esq., Conservator of Forests, Southern Circle, dated Coimbatore, 11th July 1892, No. 1728.

Forwarded for favorable consideration.

Resolution—dated 20th August 1892, Forest No. 449.

Submitted to Government.

2. The Board supports the Collector's request that the sanction of the Government of India may be obtained to the disforestation of the 2.40 acres referred to and that this area be granted free of assessment for the use of the St. Joseph's Roman Catholic Orphanage at Coonoor, on the terms specified in paragraph 3 of the Collector's letter.

3. The draft notification under section 24 of the Madras Forest Act submitted by the Collector is in the form prescribed by the Government of India. The local Revenue and Forest authorities agree to the disforestation proposed.

(True Copies and Extract.)

(Signed) W. S. MEYER,
Acting Secretary.

To the Secretary to Government, Revenue Department,
with an application, a draft notification and a sketch.
Collector of Nilgiris.
Copy to the Conservator of Forests, Southern Circle.

Order—dated 8th October 1892, Mis. No. 4373, Revenue.

The Collector's proposal, supported by the Board of Revenue, is approved and the following letter will be despatched to the Government of India.

(True Extract.)

(Signed) C. A. GALTON,
Secretary to Government.

To the Commissioners of Land Revenue, with one enclosure.

Letter from C. A. GALTON, Esq., C.S., Secretary to the Government of Madras, Revenue Department, to the Secretary to the Government of India, Revenue and Agricultural Department, dated Fort St. George, 8th October 1892, No. 4374.

With reference to the provisions of section 24 of the Madras Forest Act V of 1882, I am directed to request that His Excellency the Governor-General in Council will be pleased to sanction the issue of a notification directing that the portion of the "River reserve," in the Nilgiri district, specified in the accompanying draft notification, shall cease to be reserved.

2. The necessary information regarding the extent, situation, &c., of the land as well as the reasons for disforesting a portion of the same are given in the draft notification above referred to which has been prepared in accordance with the instructions conveyed in your Circular No. 6-F., dated 10th March 1892.

Read—again the following G.O., dated 8th October 1892, Mis. No. 4375, Revenue:—

Read—the following Proceedings of the Board of Revenue (Land Revenue), dated 6th September 1892, Forest No. 481:—

Read—the following letter from E. P. POPERT, Esq., Conservator of Forests, Central Circle, to the Secretary to the Commissioners of Land Revenue, dated Point Calimere, 25th July 1892, No. 866:—

I have the honour to forward a draft notification with sketch-map for declaring unreserved, under section 24 of the Madras Forest Act (V of 1882), a certain portion of the Nabob's Tope Reserved Forest No. 52 in the Villupuram taluk of the South Arcot district, and request the same may be submitted for the sanction of the Government of India to its disafforestation. The land is required by the South Indian Railway Company for the erection of staff quarters and extension of engine-shed, and I approve of its disafforestation; the value of the standing trees Rs. 143-8-0 should, I am of opinion, be recovered from the Railway Company.

ENCLOSURE No. 1.—Draft notification.

ENCLOSURE No. 2.—Sketch.

Resolution—dated 6th September 1892, Forest No. 481.

Submitted to Government.

2. The Board recommends that the sanction of the Government of India may be obtained to the disafforestation of the land referred to.

3. The local Revenue and Forest officers agree to the disafforestation proposed.

4. The Board concurs with the Conservator in the view that the value of the standing trees should be recovered from the Railway Company.

(A true Copy and Extract.)

(Signed) W. S. MEYER,
Acting Secretary.

To the Secretary to Government, Revenue Department,
with a draft notification and sketch.

Collector of South Arcot.
Conservator of Forests, Central Circle.
Copy to the Examiner of Forest Accounts.

Order—dated 8th October 1892, Mis. No. 4375, Revenue.

The Board's recommendation in para. 2 of its Proceedings read above is approved and the following letter will be despatched to the Government of India.

(True Extract.)

(Signed) C. A. GALTON,
Secretary to Government.

To the Commissioners of Land Revenue.

Letter from C. A. GALTON, Esq., C.S., Secretary to the Government of Madras, Revenue Department, to the Secretary to the Government of India, Revenue and Agricultural Department, dated Fort St. George, 8th October 1892, No. 4376.

With reference to the provisions of section 24 of the Madras Forest Act V of 1882, I am directed to request that His Excellency the Governor-General in Council will be pleased to sanction the issue of a notification directing that that portion of the Nabob Tope Reserved Forest, situated in the Villupuram taluk of the South Arcot district, which is specified in the accompanying draft notification, shall cease to be reserved.

2. The land in question is required by the South Indian Railway Company for the erection of staff quarters and extension of engine-shed, and the necessary information regarding its extent, situation, &c., is given in the draft notification above referred to which has been prepared in accordance with the instructions conveyed in your Circular No. 6-F., dated 10th March 1892.

READ—again the following G.O., dated 6th November 1892, Mis. No. 4890, Revenue:—

Read—the following letter from E. D. MACLAGAN, Esq., C.S., Officiating Under-Secretary to the Government of India, Revenue and Agricultural Department (Forests), to the Secretary to the Government of Madras, Revenue Department, dated Simla, the 28th October 1892, No. 1337-F.:—

In reply to your letter, No. 4374, dated 8th instant, I am directed to convey the sanction of the Government of India, under section 24 of the Madras Forest Act (V of 1882), to the exclusion, from reserved forests in the Nilgiri district, of the land specified in the draft notification appended to your letter.

Read—the following letter from E. D. MACLAGAN, Esq., C.S., Officiating Under-Secretary to the Government of India, Revenue and Agricultural Department (Forests), to the Secretary to the Government of Madras, Revenue Department dated Simla, the 28th October 1892, No. 1336-F.:—

In reply to your letter, No. 4376, dated 8th instant, I am directed to convey the sanction of the Government of India, under section 24 of the Madras Forest Act (V of 1882), to the exclusion, from reserved forests in the South Arcot district, of the land specified in the draft notification accompanying your letter.

2. I am to add that the provisions of paragraph 3 of the Circular Resolution of this Department, No. 6-F., dated the 3rd March last, have not been observed in respect of the present application.

Order—dated 8th November 1892, Mis. No. 4890, Revenue.

Ordered that the following letter be despatched to the Government of India.

(True Extract.)

(Signed) C. A. GALTON,
Secretary to Government.

Letter from C. A. GALTON, Esq., C.S., Secretary to the Government of Madras, Revenue Department, to the Secretary to the Government of India, Revenue and Agricultural Department, dated Fort St. George, 8th November 1892, No. 4891.

Adverting to Mr. MacLagan's letters, Nos. 1336 and 1337, dated 28th October 1892, I am directed to request that the originals of the notifications forwarded by this Government with my letters, Nos. 4374 and 4376, dated 8th October 1892, may be returned to me at an early date. I am further to request that instructions may be issued to have such originals invariably returned in future with the Government of India letters on the subject on the understanding that printed copies of the Proceedings of this Government embodying such notifications will be forwarded in their stead for the information of the Government of India.

READ—also the following letter from E. D. MACLAGAN, Esq., C.S., Officiating Under-Secretary to the Government of India, Revenue and Agricultural Department (Forests), to the Secretary to the Government of Madras, Revenue Department, dated Calcutta, the 15th December 1892, No. 1503-F.:—

In reply to your letter, No. 4891, dated 8th ultimo, I am directed to return the originals of the draft notifications as well as the sketch-maps, received with your letters, Nos. 4374 and 4376, dated the 8th ultimo, and to state that all similar originals and accompanying sketch-maps will, in future, be duly returned.

ORDER—dated 14th January 1893, No. 28, Revenue.

Forest, No. 13.

The notifications will now be published in the Fort St. George and the District Gazettes concerned, the 1st of

March 1893 being fixed as the date from which the areas to which they relate shall cease to be reserved.

(True Extract.)

(Signed) E. GIBSON,
Ag. Secretary to Government.

To the Commissioners of Land Revenue, with maps returned.
,, the Superintendent, Government Press, for publication of the notifications.

No. 28A.

Copy to the Government of India, Revenue and Agricultural Department.

(Signed) E. GIBSON,
Ag. Secretary to Government.

NOTIFICATIONS.

His Excellency the Governor in Council, with the previous sanction of the Governor-General in Council, is hereby pleased to declare, under the provisions of section 24 of the Madras Forest Act V of 1882, that the area specified below, which in Notification No. 232, dated 1st December 1884, was declared to be reserved forest under section 16 of that Act, shall cease to be reserved forest with effect from the 1st of March 1893.

14TH JANUARY 1893, Nos. 28, 28A, REVENUE.

Specification of land disforested.

Name of reserve or portion of reserve disforested.	District.	Nad.	Village.	Area in acres.
Portion of the river reserve, Coonoor ..	Nilgiri ..	Paranginad ..	Coonoor ..	About 2-10.

Boundaries—North.—A straight line drawn in a south-westerly direction from the south-west corner of field No. F-35 in a line with the southern boundary of that field to the bridlepeth from Coonoor to Wellington.
East.—The western sides of fields Nos. F-36 and F-37.
South.—A straight line drawn due west from the south-west corner of field No. F-37 in a line with the southern boundary of that field to the above-mentioned bridlepeth.
West.—The above bridlepeth to the starting point.
Brief description.—A small piece of land situated between the Roman Catholic school and the bridge road from Coonoor to Wellington and forming part of the eastern portion of the river reserve, Coonoor, field No. A-119 A.
Reasons for disforestation.—It is proposed to grant this portion as a playground for the boys of the St. Joseph's Roman Catholic Orphanage at Coonoor. It contains no trees and is of no value to Government or to the Forest Department.

His Excellency the Governor in Council, with the previous sanction of the Governor-General in Council, is hereby pleased to declare, under the provisions of section 24 of the Madras Forest Act V of 1882, that the area specified below, which in Notification No. 334, dated the 18th November 1889, was declared to be reserved forest under section 16 of that Act, shall cease to be reserved with effect from the 1st of March 1893.

Specification of land disforested.

Name of reserve or portion of reserve disforested.	District.	Taluk.	Village.	Area in acres.
Three continuous bits in S. No. 258 of Villupuram lying immediately east of the land occupied by the South Indian Railway Company within reserved forest No. 82 (Nabob's tope).	South Arcot.	Villupuram ..	Villupuram ..	1 97

Boundaries.—Three continuous bits, the measurements of each of which are given below and which are bounded on the north by the Nappalaiyam street, Villupuram, on the east by the Nabob's tope reserved forest, on the south by the South Indian Railway station compound, and on the west by the South Indian Railway line and engine-shed:—

1st bit ..	..	..	..	..	FT.	FT.
2nd bit ..	..	..	..	..	396	124
3rd bit ..	..	..	..	..	233	60
					420	60

Brief description.—Contains mango, palmyra, date, tamarind, goose, cashew, vembu, and karuvelam trees valued about Rs. 143-8-0.
Reasons for disforestation.—The land is required by the South Indian Railway Company for staff quarters and extension of engine-shed.

Exd. C. M. Brisson.

Govt. of {1893} Madras.
REVENUE.

Issued

Recd.

Encl.

G.O., 14th January 1893,
Nos. 28, 28A.

3535/93
JANUARY.

Reserved forests.

Notifications under section 24 of the Forest Act V of 1882 for excluding certain lands, from —, in the Nilgiri and South Arcot districts, ordered to be published in the Fort St. George and the District Gazettes concerned.