M.R.O. 14—10,000—21-4-22.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 1164 Press ~~Mis.~~

166-161

Dated 14-7-1869.

Not to be folded or roughly handled

No. 160. Read the following letter from JAMES FRASER, Esq., Collector of South Canara, to J. D. BOURDILLON, Esq., Secretary to Government, Fort St. George, dated Manga lore, 22nd June 1860, No. 19 :—

1. With reference to the Order of Government, dated 30th March last, No. 491, I have the honor to forward herewith a sketch of the ground required for the new lines of the 51st Regiment N. I. It shows the ground proposed to be purchased, and its position in regard to the existing Military Cantonment, and the town of Mangalore generally. The ground measures in all acres 39-8-$10\frac{11}{16}$, as sohwn in the margin.

	AC.	G.	A.
Land held on proprietary right.....	26	30	$3\frac{15}{16}$
Kumaki, or unassessed land, bordering on Estates, upon which value of houses, trees, &c., is payable.....	12	18	$6\frac{12}{16}$
	39	8	$10\frac{11}{16}$

2. Accompanying is a Memorandum showing the value demanded by the owner of the spots to be so taken up, and the prices fixed by the Tahsíldár with the aid of the Karanams, &c., with reference to the usual selling price for land in the District, and the proximity of this particular piece to the town. There is so great a difference between the amount claimed, and the appraisement made by the Government servants, that it is evident to me the owners ask not what they expect to get, or would accept, if offered ; but a sum from which they know an abatement must be made ; and they, therefore, like pedlars, fix their charge high, hoping the price offered will be proportionately high also. A good deal of the land is laid out in flower and vegetable gardens, from which the owners supply the Mangalore market. A larger profit is derived in this way than would accrue were the land cultivated with rice and ordinary bagayet crops. Taking these circumstances into consideration, I would recommend that a sum of Rupees 2,000 for proprietary land, and Rupees 614-13-4 for houses, trees, &c., on Kumaki land, as estimated upon a second valuation, be given as a fair compensation ; and that I be authorized to disburse the sums to the owners. Government having already sanctioned the sum of Rupees 2,263-3-9 under date the 11th November 1859, the difference to be now passed is Rupees 351-9-7.

3. In the event of the owners not agreeing to the terms now proposed, I beg that I may be permitted to take possession of the ground under the provisions of Act VI of 1857, as proposed by Mr. Fraser.

No. 161. ORDER THEREON, 14th July 1860, No. 1,164.

1. In an Order in the Military Department, 11th November 1859, No. 3,985, the Government sanctioned the purchase, at an estimated cost not exceeding Rupees 2,263-3-9, of certain ground required for the Military Cantonment at Mangalore ; and in an Order in the Revenue Department, 30th March 1860, No. 491, they called on the Collector to furnish particulars of its situation and extent in order to authority being given to take it under Act VI of 1857. The Collector now replies to this requisition.

2. From Mr. Fraser's letter and the sketch accompanying, the required ground appears to consist of two parcels of land, one within the Cantonment and the other on its north western extremity, measuring in all 39 Acres, 8 G. $10\frac{11}{16}$ A. It is also seen from a Memorandum submitted that the price claimed by the owners and the appraisement of the Táluq Officers differs very much ; but Mr. Fraser recommends the latter which amounts in the aggregate to Rupees 2,614-13-4, or Rupees 351-9-7 in excess of the sum formerly sanctioned.

3. The Government resolve that the following declaration be made and recorded, under the provisions of Section 2, Act VI of 1857 :—

" Whereas certain ground within and contiguous to the Military Cantonment at Mangalore, " partly proprietary and partly Kumaki and unassessed, and measuring in all 39 Acres, 8 G. $10\frac{11}{16}$ A., " is required for the purposes of the said Cantonment, the Governor in Council, in exercise of the " authority vested in him by the provisions of Act VI of 1857, does hereby declare the said ground " to be land required for a public purpose.

"The Governor in Council also resolves, under Section 3 of the said Act, to direct Mr. "J Fraser, the Collector of South Canara, to take the necessary measures for the acquisition of the "said land, and to adjust the claims to compensation on account if it in the manner provided by "the Act."

4. The Government have not thought it necessary to sanction any particular amount as compensation to be paid to the owners. The Collector will offer such price in such case as he considers suitable, remembering that the sale is not sought by the owners; and if he finds it impossible to bring the parties to reasonable terms, he will resort to the Act, and cause the land to be valued in the way therein laid down. He will bear in mind that it is not the wish of Government that the Act should be put in operation unless it is found impraticable to come to terms otherwise.

5. Referring to the opinion expressed by Mr. Fraser as to the exorbitancy of the terms asked, the Government observe that Mr. Fisher distinctly stated his expectation, in his letter to the Revenue Board of the 6th March last,* that it would be necessary to give much more than the amount of the valuation referred to by him.

* *Bd's. Procs. 15th March* 1860, *No.* 1,342.

(Signed) J. D. BOURDILLON,

Secretary to Government.

Memorandum shewing the Compensation proposed to be given to the owners of Land to be purchased for the use of of the Lines of the 51st Regiment N. I.

Names of proprietors.	Value demanded by the Owners.			Compensation proposed by regular appraisement.			Difference.		
	For land to be taken up.	For trees, houses &c. on Kumaki land.	Total.	For land.	For trees, houses &c. on Kumaki land.	Total.	Between Col: 2 & 5.	Between Col: 3 & 6.	Total difference between the sum demanded by the owners & Government appraisement.
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.
	Rs a p.	Rs a p.	Rs a p.	Rs a p.	Rs a p.	Rs a p.	Rs a p.	Rs a p.	Rs a p.
Deu Shetti	400. " "	300 " "	700. " "	214. 1. "	151. 14. 6.	365. 15. 6.			
Salvador D'Souza	700 " "	" " "	700. " "	335. 8. 9.	" " "	335. 8. 9.			
Anthony Kumpti	400. " "	" " "	400 " "	262. 1. 9.	" " "	262. 1. 9.			
Ram Bhutta	400 " "	" " "	400 " "	280. 11. 8.	" " "	280. 11. 8.			
Luchsmi	500. " "	" " "	500 " "	320. 13. 4.	" " "	320. 13. 4.			
Venkappiya	200 " "	" " "	200 " "	96. 11. 11.	" " "	96. 11. 11.			
Luckshimana or Keshwaya	300 " "	" " "	300 " "	175. 12. 6.	" " "	175. 12. 6.			
Diogo Silvester Fernandes	" " "	175. " "	175. " "	" " "	88. 14. 2.	88. 14. 2.			
B. Venkappaya	" " "	600 " "	600 " "	" " "	332. 14. 6.	332. 14. 6.			
	2,900. " "	1075. " "	3,975. " "	1,685. 12. 11.	573. 11. 2.	2,259. 8. 1.	1214. 3. 1.	501. 4. 10.	1715. 7. 11.
				Revised valuation	2,000. " "	614. 12. 4.	2,614. 13. 4.		

Mangalore
22nd June 1860

J. Teasdale
Collector.

1860 Dept.

No 2.

In a letter from the Collector of South Canara dated 22nd June 1860.

No. 19.

P 1313/60

Memo shewing the Compentation proposed to be given to the Owners of Land to be purchased for the use of the Lines of the 51st Regt N.I.

Map
showing the location of the proposed
Site for the new Regimental Barracks
at the Fields
of Monmouth

No 1.
In a Letter from
the Co.ll Mr of South
Canada dated 22d
June 1860.
No 19.

R 1313/60.

Sketch of the
ground required
for the Lines of the
57th Regt N.S.

Revenue Department

No 1164

Proceedings of the Madras Government
Under date the 14th July 1860.

Read the following letter
from the Collector of South Canara.

Forwards a Sketch of the ground required for the new Lines of the 51st Regt N.I. and a memo shewing the value demanded by the owners of the spots.

(Here enter 22d June 1860 No 19)

In an order in the Military Dept, 11th Nov 59, No 3985, the Govt sanctioned the purchase, at an estimated cost not exceeding Rs 2263. 3-9, of certain ground required for the military cantonment at Mangalore; and in an order in the Revenue Dept, 30th March 60, No 491, they called on the Collr to furnish particulars of its situation and extent in order to authority being given to take it under act 6 of 1857. The Collr now replies to this requisition

2 From Mr. Fras letter & the sketch accompanying, the required ground appears to consist

of two parcels of ~~proprietary &~~ ~~unsurveyed~~ land, one within the cantonment and the other on its northwestern extremity, measuring in all Acres. g. d. 39. 8. 10 11/16. It is also seen from a memo submitted, that the price claimed by the owners and the appraisement of the taking officers differs very much; but Mr. Fraser recommends the latter which amounts in the aggregate to Rs. 2614. 13. 4, or Rs 357. 9. 7 in excess of the sum formerly sanctioned.

3. The Govt resolve that the following declaration be made and recorded, under the provisions of Sec 2 Act VI of 1857.

"Whereas certain grounds within and contiguous to the military cantonment at Mangalore, partly proprietary and partly Rumabi & unsurveyed, & measuring

acres. g. a
in all 39. 0. 10 16, is required
for the purposes of the said
Cantonment, the Gov: in Coun-
cil, in exercise of the authority
vested in him by the provisions
of Act VI of 1857, does hereby
declare the said ground to
be land required for a public
purpose.

"The Gov: in Council also
resolves, under Sec 3 of the said
Act, to direct Mr. J. Fraser, the
Colr of South Canara, to take
the necessary measures for the
acquisition of the said land,
and to adjust the claims to
compensation on account of it
~~them~~ in the manner provided
by the Act.

~~"It is to be understood that~~
~~this order is to be acted on in~~
~~respect to the above mentioned~~

~~lands only after the Colr shall have failed in his endeavours to purchasing it on reasonable terms~~ "

4. 4 The Govt have not thought it necessary to sanction any particular amount as compensation to be paid to the owners. The Colr will offer such price in each case as he considers suitable, remembering that the sale is not sought by the owners, and if he finds it impossible to bring the parties to reasonable terms, he will ~~in such case only, as stated in the declaration above recited,~~ resort to the Act, and cause the land to be valued in the way therein laid down. He will bear in mind that it is not the wish of Govt that

the Act should be put in opera-
tion - unless it is found impra-
ticable to come to terms other-
wise.

5 Referring to the opin-
ion expressed by Mr. Fraser
as to the exorbitancy of the terms
asked, the Govt observe that Mr.
Fisher distinctly stated his ex-
pectation, in his letter to the
Revenue Board of the 6th March
last, that it would be necessary
to give much more than the
amount of the valuation
referred to by him.

[signature]

Bds Rec: 15 March /60, No 1342.

11 Copies. Board of Revenue Circ: 16
1 " Collector of Customs. "

Revenue 1860 Departt.

Pro: of Govt for July.

No 1164.

Pro: of the Madras Government

14th July 1860.

From the Coll.r of South Canara 7/14 Augt 1860 & No 1637 in Pro: 14. Augt. No 1357.

Granting authority to take under act VI of 1857 certain ground required for the Military Cantonment at Mangalore

No: 160 & 161.