M.R.O. 14—10,000—21-4-22.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 2221 Press / ~~Mis.~~

408-409

Dated 23-11- 1860.

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department,
23rd *November* 1860.

No, 408. Read the following Proceedings of the Board of Revenue, dated 22nd November 1860, No. 5,441 :—

Read letters from the Collector of Tinnevelly, dated 13th and 15th November 1860, Nos. 441 and 477, submitting correspondence with the Master Attendant at Tuticorin, relative to the terms of the engagement of Mr. Burton, the European Diver obtained from Ceylon.

(In Cons. 19th and 20th November 1860, Nos. 5,966 and 6,000.)

1. The Board resolve to submit the above correspondence for the orders of Government with their recommendation that the terms now proposed by Mr. Burton in his letter enclosed in that from the Collector, dated 15th November 1860, be accepted.

In Cons. 20th November 1860, *No.* 6,000.

2. It is not very easy to determine from the Telegram received from Ceylon and communicated to the Board with the Government Proceedings of 3rd November 1860, No. 2,036, Revenue Department, whether the original terms were then understood to be that Mr. Burton should receive Rupees 20 per day, and his food for the days he might be employed, or Rupees 20 per day without reference to employment, receiving also rations when on board and actively employed and at other times providing himself, which last appears to be his own interpretation, but it is evident from the Telegram and Mr. Burton's letter to the Master Attendant at Colombo, copy of which is enclosed in the Collector's letter of 13th November 1860, that the proposed terms were capable of two interpretations, and it appears unlikely that a person in Mr. Burton's position would in this country engage on the former terms supposed above. Unless therefore the Government understood the terms of engagement in the way claimed by Mr. Burton at Tuticorin, it would seem desirable to close with his present terms which are far more definite.

In Cons. 6th November 1860, *No.* 5,700.

In Cons. 13th November 1860, *No.* 5,966.

(A true Extract.)

(Signed) W. HUDLESTON, *Acting Secretary.*

No. 409. ORDER THEREON, 23rd November 1860, No. 2,221.

1. The terms on which Mr. Burton was engaged were, as stated by the Colonial Secretary at Colombo, "£2 a day with his food, &c., while on board, and on shore to find himself," a free passage to the Coast and the choice of his own attendant. His own expressions to the Master Attendant at Colombo were "I wish to be found in food and materials besides "two pounds a day while on board, and while on share to find myself."

7th November 1860, *No.* 101.

2. On reaching Tuticorin Mr. Burton claimed the 2 £ per diem when on shore as well as when on board, whether employed or not. The Master Attendant and Collector demurred to this interpretation of the terms, and the result is a second proposition from Mr. Burton, in which he seeks an engagement on the Pearl Banks or elsewhere for six months certain at Rupees 480 per mensem reckoning from the day he left Colombo (5th November 1860) out of which he is to pay his assistant and two Lascars, to work the pumps when required. He is also to keep in order the apparatus, supplied by Government. In the event of his sickness, his salary is to continue, and medical aid is to be afforded at Government expense, provided his illness is not caused by any excess or unnecessary voluntary exposure.

3. In all respects the present proposal is more definite as well as more reasonable than the first one. It is supported by the Board on the supposition of Government differing from Mr. Burton in his interpretation of the original terms, and it is recommended by the Collector, from which the Government infer that Mr. Burton can be usefully and profitably employed for six months.

4. Under these circumstances Government sanction acceptance of the second offer.

5. The Government request the Board's attention to the manner in which the Collector has submitted this question. The whole material facts might have been given in a single sheet of paper, while, in reality, the Collector's letters convey but a partial statement of them, and no less than seven enclosures, of which only one was really necessary, are sent up to the Board and Government.

(Signed) J. D. SIM,
Acting Secretary to Government.

Encl. 1860 Despatch
Governor
No 2 2021

Despatch
No 22
Encl 2 of Letter
9 Aug. 1860
Received

Proceedings of the
Board of Revenue
Dated 20th

Submitting for orders letters from the Collr of Tinnevelly with the Boards recommendation that the terms now proposed by Mr Burton the European Diver obtained from Ceylon, be accepted.

Read 23 Nov 1860

Ansd 29 Nov 1860

Copy in Letter to Govt
29 Nov 1860

Pogt Revenue Vol 357-352
Pogt Revenue Vol 116-114

Encl in Despatch to Govt
No 2 2021 of 1860

No 5108.

No 2221. P.D.

Proceedings of the Madras Government
Under date the 23d November 1860.

Read the following Proceedings of the Board of Revenue.

No 2221

Submitting, for orders letters from the Collr of Tinnevelly with the Boards recommendation that the terms now proposed by Mr Burton the European Diver obtained from Ceylon, be accepted.

(Hereunto 22d November 1860 No 5441)

7 Nov 1860
No 101.

The terms on which Mr Burton was engaged were - as stated by the Colonial Secretary Colombo - "~~Two~~ £2 a day while on Work, & while on Board & while on Shore to find him. self" - on Service Package & the Coast & the selection of his own attendant - His own Expenses to the Madras attendant at Colombo Here "Suits to be found in Dress & Materials besides two pounds a day while on Board & while on Shore to find my self" On

On reading
Interrogation Mr Burton
claimed the 2 ₹ per
diem when on shore as well
as when on board -
& he then employed or
not - The Master
attendance & Mr
demurred to this in-
terpretation of the
terms and the result
is a second petition from Mr Burton,
in which he sees K.
on the Bank's establishment
an engagement for
6 months certain
at Rs 480 pr mensem
reckoning from the
day he left Colombo
(5 Nov. 1860) out of which
he is to pay his
Ass.t & two Lascars.
& work the Pumps
when required - He is
also to keep a Dhoney
proctor, subsist by
post. Since the event
of his sickness his
salary is to continue
& medical aid, he
attended at post &c.
gratis, provided his
illness is not caused
by any Excesses or unnecessary
voluntary Exposure -
Nothing is said
about food while
on board - But in
all other respects
the present proposal
is more definite as
well as more favourable
than the first one.
It is submitted by the Bd
on the supposition that
Govt. direct from
Mr Barton in his
interpretation of the

original terms & it is recommended by the Collr. from which the Pst. infer that Mr. Burton can be usefully and profitably employed for six months.

Under these circumstances for I cannot accept of the second offer ~~but~~ leaving the question of first & rise or grant to be settled by the Collr. as may appear to him just and customary.

The Pst. request the Bds attention to the manner in which the Collr. has ~~omitted~~ treated this question

The whole material facts may it have been ~~stated~~ given in a single sheet of paper - the while, in which the Collrs letters convey but a partial statement of them - and no less than seven enclosures - of which only one was really necessary - are sent up to the Bd & Pst.

I. D. L.

17 Copies
To the Board of Revenue Sept. 25
12 Stated Copies to do with G Order 26
3 — Accts Genls
3 — Civil Accts

25 10
5

Copy in a Letter to Govt
Dy 2d February 61 No 29.

Revenue 1860 Deptt.
Pro: of Govt for Novr.

No 2221.

Pro: of the Madras Govt
Dy 23d November 1860.

From the Bd of Revr
D/ 20th Decr/60 R. No 3059
in Pro: 17th January No 118.

Passing orders on
Boards Proceedings
relating to the terms of the
engagement of Mr. Burton,
the European Diver ob:
tained from Ceylon.

No 408 & 409.

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