M.R.O. 14—10,000—21-4-22.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 1912 — Press Mis.

121-122

Dated 8 - 9 1862.

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 8th September 1862.

No. 121. Read the following Proceedings of the Board of Revenue, dated 24th July 1862, No. 4,819 :—

Read the following letter from V. H. LEVINGE, Esq., Collector of Madura, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, Madras, dated Kodaikavel, 12th July 1862, No. 138.

SIR,

1. I have the honor to request the instructions of the Board of Revenue, how I am to act in the following cases :—

2. By a Circular* of the Board I have been directed to register all applications for waste land under the new Freehold Rules. I request to know whether I can put the applicants in possession or not.

* 9th April 1862, No. 2,348.

3. A Mr. Meadows, of the Church Mission Society, has applied for a piece of land about 3 acres at Kodaikavel for building purposes under the new rules, and wishes to take possession at once and commence operations, as his stay on the Hills is limited, but I have not allowed him to take possession pending a reference.

4. The Roman Catholic Mission have also applied for a large extent of land for farming purposes, and the American Mission also wish to take up more ground. The Sub-Collector also wishes to take a small plot to build a Bungalow and I should be glad to add 3 or 4 acres to my compound on the Hills, but I am uncertain whether I can give over the ground at once, and every one is also in a state of uncertainty as to what the Government terms will be. I believe if the doubt on that point was settled, a large quantity of land would be taken up, which is valueless to Government at present.

5. I have also to bring to notice that on my receiving the Board's Order to let Mr. Tapp have his land at 5 Rupees per acre, that I supposed the new rules were in force. I accordingly allowed the American Mission to take up 51 acres of land, which Government had sanctioned† their taking at 1¼ Rupee per acre under the old rules, but which they were unwilling to do and could not then afford to do, and to redeem it at 20 years' purchase on account of the difficulty they were in owing to the state of affairs in America.

† 22nd November 1860, No. 2,205, conveyed in Board's Procs. 26th November 1860.

6. The land had been put in auction by Mr. Ames, and the Mission purchased it for 1 Rupee, but they had not entered on it and were not going to do so, but hearing of Mr. Tapp getting his land for 5 Rupees per acre, they applied to me to let them take the piece they had applied for at that rate, and supposing I had authority under Lord Canning's Rules, I let them have it and at the same time they redeemed the quit-rent at 20 years' tax on the land already in their possession. Subsequently I received the Board's Orders not to sell, but to register all such applications.

7. I should have brought the above to notice at once, but was waiting to get a correct survey of the land from the Engineer's Department ; one is now under preparation which I will send down for the information of the Board, showing all the holdings on the Hills and the new applications.

8. I beg to be informed whether I am to intimate to the American Mission that the sale by me to them of the 51 acres at 5 Rupees is inadmissible, and therefore must be cancelled, or whether it may stand ; the 51 acres taken by them is mostly the steep side of a hill not fit for building or garden, but only for planting trees upon, and if they do not get it, no one else is likely to take it, lying as it does in a narrow strip between their Bungalows.

9. There is another point also on which I beg the Orders of the Board, that is, whether the swamp in the Basin of Kodaikavel is to be sold or reserved for the purpose of forming the bed of a lake.

10. A lake could be formed at a cost of between 7 and 10.000 Rupees by forming a dam 60 feet high across the river which runs out of the swamp ; this I have ascertained through the Department Public Works ; the lake would be of some extent and be a great ornament to the place and greatly add to its attractions, but unless Government gave the money or the greater part of it,

the rest to be raised by subscription, I do not see how funds are to be raised to form it, and if it cannot be made, it would be better to dispose of the land to any applicant, it would be valuable for meadow or for cultivating. The Roman Mission have applied for a portion of the swamp to make into a meadow, and have been informed by me that pending the settlement of the lake and price of land question they cannot take possession, neither are they willing to take land till they know the terms on which they are to get it.

1. As the Board are not in a position to dispose of the question raised by Mr. Levinge, they resolve to submit his letter for the orders of Government, observing at the same time that the Board's orders in the case of Mr. Tapp were not to let him have the land at Rupees 5 per acre, but to dispose of it under the Governor General's Resolution, and that they mentioned at the same time that the Subsidiary Rules of the local Government would be shortly published.

2. The Board would recommend that the Collector be instructed to reserve the land suitable for the formation of a lake.

(A true Copy and Extract.)

(Signed) W. HUDLESTON, *Secretary.*

No. 122. ORDER THEREON, 8th September 1862, No. 1,912.

1. The Board of Revenue submit for orders a letter from the Collector of Madura requesting instructions in respect to certain applications made to him for waste land under the new Rules.

2. Referring to paragraph 3 of the Collector's letter, the Governor in Council directs that the 3 acres required by Mr. Meadows be made over to him under the Freehold Rules* of 1861; *i. e.*, they should be sold by auction at an upset price of 20 Rupees an acre.

* Proceedings, of Government, 30th April 1861, No. 971, paragraph 2.

3. The same course should be followed in respect to the lands applied for by the other parties mentioned in paragraph 4.

4. The American Mission should be permitted to retain the 54 acres, which it appears from paragraph 6 have already been made over to them by the Collector under the Resolution of the Government of India of October 1861. The recent Despatch† from the Secretary of State modifying the Rules of October 1861, it is observed, expressly states (paragraph 76) that the orders contained in it are not to have retrospective effect. The grant in question was made by a mistake, which occurred apparently from the word "dispose" in the Board's Order on the case of Mr. Tapp being used by them in one sense, and from its being applied by the Collector in another.

† To the Government of India, dated 9th July 1862, No. 14, in a Despatch to this Government of the same date, No. 17.

5. Mr. Tapp's grant, which is also referred to in paragraphs 5 and 6 of the Collector's letter, should for the same reasons be confirmed.

6. The swamp referred to in paragraph 9 should be rented out as pasturage for the present, as proposed by Mr. Levinge, but only on the understanding that the lease shall terminate on twelve months' notice being given that the land is required for public purposes. The land, while thus producing Revenue, will be available for the formation of a lake hereafter, if such a measure be deemed desirable and funds be forthcoming.

(Signed) P. P. HUTCHINS,

Acting Deputy Secretary to Government.

No. 4,819.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 24th July 1862.

Read the following letter from V. H. LEVINGE, Esq., Collector of Madura, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, Madras, dated Kodaikavel, 12th July 1862, No. 138:—

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2. By a Circular* of the Board I have been directed to register all appplications for waste land under the new Freehold rules. I request to know whether I can put the applicants in possession or not. (1)

* 9th April 1862, No. 2,348.

3. A Mr. Meadows, of the Church Mission Society, has applied for a piece of land about 3 acres at Kodaikavel for building purposes under the new rules, and wishes to take possession at once and commence operations, as his stay on the Hills is limited, but I have not allowed him to take possession pending a reference. (2)

4. The Roman Catholic Mission have also applied for a large extent of land for farming purposes, and the American Mission also wish to take up more ground. The Sub-Collector also wishes to take a small plot to build a Bungalow and I should be glad to add 3 or 4 acres to my compound on the Hills, but I am uncertain whether I can give over the ground at once, and every one is also in a state of uncertainty as to what the Government terms will be. I believe if the doubt on that point was settled, a large quantity of land would be taken up, which is value less to Government at present. (3)

5. I have also to bring to notice that on my receiving the Board's order to let Mr. Tapp have his land at 5 Rupees per acre, that I supposed the new rules were in force. I accordingly allowed the American Mission to take up 54 acres of land, which Government had sanctioned* their taking at 1 Rupee per acre under the old rules, but which they were unwilling to do and could not then afford to do, and to redeem it at 20 years' purchase on account of the difficulty they were in owing to the state of affairs in America.

* 22nd November 1860, No. 2,205, conveyed in Board's Proceedings 26th November 1860.

6. The land had been put in auction by Mr. Ames, and the Mission purchased it for 1 Rupee, but they had not entered on it and were not going to do so, but hearing of Mr. Tapp getting his land for 5 Rupees per acre, they applied to me to let them take the piece they had applied for at that rate, and supposing I had authority under Lord Canning's rules, I let them have it and at the same time they redeemed the quit rent at 20 years' tax on the land already in their possession. Subsequently I received the Board's orders not to sell, but to register all such applications.

7. I should have brought the above to notice at once, but was waiting to get a correct survey of the land from the Engineer's Department; one is now under preparation which I will send down for the information of the Board, showing all the holdings on the Hills and the new applications.

8. I beg to be informed whether I am to intimate to the American Mission that the sale by me to them of the 54 acres at 5 Rupees is inadmissible, and therefore must be cancelled, or whether it may stand; the 54 acres taken by them is mostly the steep side of a hill not fit for building or garden, but only for planting trees upon, and if they do not get it, no one else is likely to take it lying as it does in a narrow strip between their Bungalows.

9. There is another point also on which I beg the orders of the Board, that is, whether the swamp in the Basin of Kodaikavel is to be sold or reserved for the purpose of forming the bed of a lake.

10. A lake could be formed at a cost of between 7 and 10,000 Rupees by forming a dam 60 feet high across the river which runs out of the swamp; this I have ascertained through the Department Public Works; the lake would be of some extent and be a great ornament to the place and greatly add to its attractions, but unless Government gave the money or the greater part of it,

the rest to be raised by subscription, I do not see how funds are to be raised to form it, and if it cannot be made, it would be better to dispose of the land to any applicant, it would be valuable for meadow or for cultivating. The Roman Mission have applied for a portion of the swamp to make into a meadow, and have been informed by me that pending the settlement of the lake and price of land question they cannot take possession, neither are they willing to take land till they know the terms on which they are to get it.

1. As the Board are not in a position to dispose of the questions raised by Mr. Levinge, they resolve to submit his letter for the orders of Government, observing at the same time that the Board's orders in the case of Mr. Tapp were not to let him have the land at Rupees 5 per acre, but to dispose of it under the Governor General's Resolution, and that they mentioned at the same time that the Subsidiary rules of the local Government would be shortly published.

2. The Board would recommend that the Collector be instructed to reserve the land suitable for the formation of a lake.

(A true Copy and Extract.)

Secretary.

To A. J. Arbuthnot, Esq., Acting Chief Secretary to Government.
Copy to V. H. Levinge, Esq., Collector of Madura.

Exd. J. Wright.

Rd. 21st Nov. 1862 Department.

PROCEEDINGS OF THE BOARD OF REVENUE,

Dated 24th July 1862.
Despatched 29th
Received

No. 4,819.

Submitting for orders a letter from the Collector of Madura requesting instructions regarding certain applications for waste land under the new Freehold rules with the Board's remarks thereon.

Rd. 24th Nov. 1862
No. 4819.

para 3.

para 4

para 6

2nd Share retrov[ed]
Specific object. [illegible]
Mistake occurred
a Share entitling [illegible]
Bill vesting the [illegible]
"disposed" in one clause
& the Civil & Religious
it in another.

IV. Wm Parker plaintiff
Should for the same
Lead and he confirming

V The Parties might
be allowed out of
Bathurst for the
Land - on the under
standing that
Leads should send
12 Months Notice

the Land is required
for public purposes.
This will bring in
Revenue while the
Land will be avail-
able for the formation
of a Canal hereafter
if such a measure
be desirable & found
to for the coming.

L. D.[illegible] 19.

I concur in this
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

Revenue Department

No. 19/2212

Proceedings of the Madras Government
Under date the 8th September 1862.

Read the following Proceedings
of the Board of Revenue.

Submitting for orders a letter from the Collector of Madura requesting instructions regarding certain applications for waste land under the new Freehold rules.

(Here enter 24th July 162 No. 4819)

The Board of Revenue
Submit for orders a letter from
the Collector of Madura re-
questing instructions in respect
to certain applications made
to him for waste land under the
new Rules.

2. Referring to para 3 of
the Collector's letter, the Governor
in Council directs that the 3
acres required by Mr. Meadows
be made over to him under the
existing freehold rules of 1861 i.e.
they should be sold by auction at an upset price
of 20 Rs an acre. The same course
should be followed in respect to
the lands applied for by the

Recorded 30 April 1861 No 971 para 2.

26 Aug Rep. Regr. Regr. Regr.

other parties mentioned in para 4.

4. The American Mission should be permitted to retain the 54 acres which it appears from para 6 have already been made over to them by the Collector under the ~~orders~~ resolution of the Govt of India of October 1861. The grant, ~~is assumed~~ in question was made by a mistake, which occurred apparently from the word "dispose" in the Board's order on the case of Mr Tapp being used by them in one sense, and from its being applied by the Collector in another.

5. Mr Tapp's grant which is also referred to in paras 5 and 6 of the Collector's letter should for the same reasons be confirmed.

6. The swamp referred to in para 9 should be rented out as pasturage for the present, as proposed by Sir Jennings, subject on the understanding that the lease shall terminate on 12 Months notice

Recd Despatch from the Secy of State to the Govt of India dated 9 July 1862 No 14 in a Despatch of this Govt of the same date No 17

modifying the Rules of Oct 1861, & it is observed, expressly stated, para 76) that the orders contained in it are not to have retrospective effect.—

being given that the land is required for public purposes. The land, while thus producing revenue, will be available for the formation of a lake hereafter, if such a measure be deemed desirable and funds be forthcoming.—

WTS

Sir

I am To the Bd of Rev Despt 9th

Registering certain applications for waste land under the new rules

Revenue 1862 Septr.
Pro: of Govt for Septr:

No. 1912.

Pro: of the Madras Govt.
Dt 8 September 1862:

Pro of the Bd of Revd 9 Octr/62
No 2845
Do Do 30 Octr/62 Cno 3042

Passing orders on Board's Proceedings submitting Madura Collector's letter requesting instructions in respect to certain applications for waste land under the new rules

No 21 & 22.