M.R.O. 14—13,000—27-9-24.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 2309 Press Mis.

377. 378

Dated 29-10. 19 (8x)

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 29th October 1862.

No. 377. Read the following Proceedings of the Board of Revenue, dated 21st October 1862:—

Read the following letter from Lieutenant-Colonel C. A. ORR, R. E., to W. HUDLESTON, Esq., Secretary to the Board of Revenue, dated Mint, 18th October 1862, No. 19.

SIR,

1. With reference to the resolution of the Board of Revenue No. of the 14th instant, communicating to me an Extract from the Proceedings of Government under date the 11th idem, No. 2,198, with the papers noted in the margin, and requesting me to inform the Board under what terms, as far as I am acquainted with them, Mr. Merrall was permitted to build a house on the embankment of the channel at Bezoarah, I have the honor to state that I have a perfect recollection of having given Mr. Merrall clearly to understand that, although I did not take any measure to prohibit his placing his house on the site he had selected, there were great objections to his occupation of it, and that if he built on it he would do so entirely at his own risk, as the ground had been obtained for the use of the channel and might at any time be required for its enlargement.

1 Order of Government, Public Works Department.
1 Letter from the District Engineer, Kistna.
1 Do from the Collector of Kistna District.
1 Do. from do. do.

2. If, as Mr. Merrall mentions, the Collector has granted a permanent title to the ground on which the Bungalow lately in the possession of Dr. Nash stands, I think he has committed a mistake. That Bungalow was originally built by Captain Chambers for his temporary accommodation, and I believe he never for a moment anticipated retaining the site as a permanent holding, because he was well aware that an early enlargement of the channel was necessary, and that his occupation of any length of the embankment would be a serious obstruction to the execution of the work.

3. All the land required for the channels, including of course the space occupied by their embankments, or by the earth excavated for their formation, was obtained under Act XX of 1852, and was formally placed for that special purpose in the possession of the District Engineer. I am therefore at a loss to understand how the Collector could allot any portion of it to other purposes, or grant it away to private parties in perpetuity. If he could assign away a part, he could the whole, and it is obvious that as the channel could not then be completed, the object for which the land was obtained under the Act would necessarily be defeated.

4. The inference Mr. Merrall draws from the circumstance of my having sold to Government the Bungalow which I built near the Lock at Bezoarah is entirely erroneous. That Bungalow was erected on a very small triangularly shaped piece of ground, which is enclosed between the massive masonry walls connecting the Head Sluices with the Lock, and therefore occupies a site where it interferes, and can interfere with nothing. Being conveniently situated with respect to the District Engineer's Office and Workshops the Bungalow was a very desirable acquisition to Government, and was accordingly purchased from me for the price put upon it by the Engineer's Department without reference to the value of the ground, to which I never asserted any claim.

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1. Ordered to be submitted to Government, with reference to their Order, No. 2,198, Revenue Department, dated 11th October 1862.

2. Under the circumstances stated by Colonel Orr, and in view of Major Anderson's opinion, the Board consider that the grant of a permanent Title Deed would be very objectionable.

3. The purchase of the building by Government for a Soldier's Rest House would of course in no way preclude them from dealing with it and its site, as circumstances might render necessary, so that Major Anderson's recommendation of the purchase would have been in no way inconsistent with his present objection.

4. The Board resolve to call on the Acting Collector to report what occurred in the matter of Dr. Nash's Bungalow to which Mr. Merrall alludes.

(A true Copy and Extract.)
(Signed) W. HUDLESTON, *Secretary.*

Proceedings of the Madras Government, Revenue Department,
29th October 1862.

No. 378. ORDER THEREON, 29th October 1862, No. 2,309.

The Government concur with the Board of Revenue in the view they have taken of Mr. Merrall's claim for a permanent Title Deed for the land at Bezoarah on which he was permitted to build a house.

(Signed) A. J. ARBUTHNOT,
Chief Secretary.

it. and its site as circumstances might render necessary. So that Major Anderson's recommendation of the purchase would have been in no way inconsistent with his present objection.—

The Board resolve to call on the Acting Collector to report what occurred in the matter of Dr. Nash's Bungalow to which Mr Merrall alludes.—

/ A true Copy and Extract /

Secretary

The Honorable T. Pycroft
Chief Secretary to Government
with 4 Enclosures returned.

Pro. 11th October/62 N:155.156

Revenue 1862 Sept
Pro: of Govt Fo. Octoben.
No. 2937

Proceedings of the
Board of Revenue

Dated 21st
Desp 21
Rec 22nd
Enclos 4 Rets
} October 1862.

Pro. of the Bd of Rev. 4 Feby
163 & No 310. in Pro.

Submitting to Govt
a letter from Lieutt Colonel
E. A. Orr, informing of the
terms under which Mr Murrall
was permitted to build a
house on the embanke-
-ment of the Channel at
Bezoarah, and stating that
the Board consider that
the grant of a permanent
Title Deed for the house
would be very objection-
-able. — No 2309. 29 Octr
Written Order

No. 377 & 378.

C 27th Octr/62 R 27th

No. 2309.

The Government concur

with the Board of Revenue in the
view they have taken of Mr Murrall's
claim for a permanent Title Deed
for the land at Bezoarah on which
he was permitted to build a house.

First Sec.
29th Octr 62

14 Board of Rev. Sept 30
21 P. 70 Desp. with orig Enclosures