M.R.O. 14—13,000—27-9-34.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 1185 Press ~~Mis.~~

65-70

Dated 8-7-1886.

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 5th July 1864.

No. 69. Read the following Proceedings of the Board of Revenue, dated 17th June 1864.

Read the following letter from J. W. B. DYKES, Esq., Collector of Nellore, to W. HUDLESTON, Esq., Secretary to the Board of Revenue, dated Nellore, 8th June 1864, No. 167 :—

SIR,

1. The Executive Engineer of the Madras Irrigation and Canal Company in charge of this Division having applied to me for permission to cut wood for making bricks, &c., in the neighbourhood of the Company's works at Someshwaram, and requested that 50 acres of land may be marked off for the purpose at 8 Annas per acre on the same terms as wood was granted them last year, I informed him that under the Rules since introduced in accordance with the Board's orders* for the preservation of jungles, the wood would have to be paid for at five Annas the bandy load, and could not be given on the same terms as last year, when the Rules approved of in the Board's Proceedings of the 9th October 1861 were in operation.

* 15th June 1863, No. 3,506.
16th July „ „ 4,414.

2. Mr. East, in reply, has referred me to the Rules for regulating the terms on which land required for the purposes of the Irrigation Company, sanctioned in Government Proceedings as per margin. And the land now applied for by the Company coming under Class C of the divisions of land approved in the Rules in question, being for the preparation of materials, Mr. East considers that it should be handed over to him for a rental as prescribed in those Rules ; and requests to know whether they are superseded by the Board's Rules for the preservation of jungles of November 1860, under Rule X of which 5 Annas per cart load is charged on all fuel, firewood, &c., cut for sale, and whether this latter order while general as regards the public is special as regards the Irrigation Company.

No. 1,565, dated 21 July 1860, Public Works Department, Public.

3. Under these circumstances, I have the honor to submit the correspondence for the Board's orders, and request early instructions.

From Collector to Executive Engineer, Nellore Division, Madras Irrigation and Canal Company, No. 115, dated 12th May 1864.
To do. from do. do., No. 88, dated 18th idem.

Submitted for the decision of Government. The Board do not for a moment suppose that the rule quoted by the Company's Engineer was intended to bear the construction now put upon it, viz., that Government is to rent wood-land to the Company at a nominal rate in order to provide fuel for their works. It would seem from Mr. Dykes's letter that in last year firewood was sold to the Company at the rate of 8 Annas for the growth on an acre of land. The Board cannot but consider the price absurdly low, even as a mere seigniorage, but it appears to have been settled in accordance with certain Rules drawn up and introduced by Mr. Dykes with the Board's sanction, which Rules have since been superseded by the Board's Rules for the conservancy of village jungles.

No. 70. ORDER THEREON, 5th July 1864, No. 1,155.

Forests.

1. In these Proceedings the Board of Revenue submit for decision, a claim preferred by the Executive Engineer of the Irrigation and Canal Company in Nellore to be allowed wood-land under Class C. at a nominal rate, in order to provide fuel for the works of the Company at Someshwaram.

2. The Government concur with the Board that this claim is quite untenable. Land falling under Class C, is land for brick-making, quarrying, ballast, &c., but it was never for a moment intended or deemed to include large tracts of forest or jungle land for firewood, which cannot be considered materials.

3. The Government also consider that the Company should be charged the same price for fuel as the public generally, and should be subject to the established Conservancy Rules. But they

are willing to grant the Company a distinct tract, if this will be more convenient to them. In this case their operations will be restricted to this tract, and they will be charged for the wood on it according to the established *rates*. The Board will accordingly instruct the Collector to make over to the Company (if they prefer this course) a definite extent of wood-land, proportioned to their actual wants, with its boundaries marked out. The land should be selected in a locality where felling will not be objectionable, and which can be re-planted as soon as cleared. The trees to be reserved, and all other conditions of the grant should be clearly stated in the Company's engagement.

4. The Conservator of Forests will be instructed to take an early opportunity of visiting the Nellore District, and conferring with the Collector as to the best means of conserving the timber in that District, without infringing on the prescriptive rights of the villagers, and of restoring the tracts which have been or may be denuded of timber.

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

For Orders – The claim of the Company's Officers seems to be quite untenable, as the Bd. maintain – But if their demands are likely to be large, I think it would be a fresh arrangement to grant them a distinct tract of land but their operations could be restricted – which could be selected in a locality where felling would not be objectionable, &

which could be replanted
as soon as cleared. The
C.o must of course buy
the same rate as the
public generally - and
must be aware of pro-
fiting valuable trees for
fuel. The price can be
fixed per acre as easily
nearly as per load.
The Conservator should, I
think, visit the Kellore Estate
and confer with the Colln
as to the best method of Conn.
securing the timber in it to that

infringing on the
prescriptive rights of
the villagers.

L. D.

The water privilege by the East on Calm,
nearly under Cairn from Hon, for the
Tailorage. The land hitherto entered in
Schedule C is land for which clergy,
for benefit, for ringing Hom—
but when name for a monument decement
Encludes for large tracts of forest
for the land for freedom - which
cannot be considered Entailed—

If operations are really going on
at Dowris Lower — which may
be ascertained in H P W Dept —

Rev = 1861 Depart.t
Pro: of Govt to Lucky.
No. 1571.

Proceedings of the
Board of Revenue

Dated 17-
Dep.d 17 } June 1861.
Rec.d 1861
Ed.d 2 Oct.r

No. 1116 1855 - 5 pkg

Committing for decision
letter from the Collector of
Tellore requesting instruc-
tions on certain points raised
by the Executive Engineer of the
Irrigation and Canal Company
regarding the felling of wood
for making bricks &c. in the
neighbourhood of the Compa-
nys works at Somasamoodrum.

The Company must pay from Executive Engineer pay
may at the market price. The Govt reserved
to themselves to fell at a less rate. but I have no
objection to their supplying themselves with
a few trees marked off, bottom which they
may cut firewood paying price to the
ordinary rate. Approved decisively

Revenue Department

No. 1153.

Proceedings of the Madras Government
under date the 5th July 1864.

Read the following
Proceedings of the Board
of Revenue.

Submitting for
decision, letter from the
Collector of Malabar requesting
instructions on certain
points raised by the Executive
Engineer of the Irrigation
and Canal Company
regarding the felling of
wood for making bricks
&c in the neighbourhood
of the Company's works at
Cheriyakovilakam.

(Here enter 1st & Previous
1864, No. 1)

In these Proceedings, the Board of Revenue submit for decision, a claim preferred by the Executive Engineer of the Irrigation and Canal Company in Malabar to a grant of wood from

under Clause C of Exemption Order in order to provide fuel for the works of the Company as hereinafter.

2. The Govt concur with the Board that claim is quite untenable. Land falling under Clause C viz, land for brick-making, quarrying &c, but if was never for a moment intended or deemed to include large tracts of forest or jungle land for firewood, which cannot be considered inalienable.

3 The Govt also consider that the Company should be charged the same price for fuel as the public generally and should be subject to the established Company rules. But they are willing to grant the

the Company existing contract if they will be more convenient to them. In this case their operations will be restricted to that tract, and they will be charged for the wood on it according to the established rules. The Board will accordingly instruct the Collector to make over to the Company (if they prefer this course) a definite extent of wood land, proportioned to their actual wants, with its boundaries marked out. The land should be selected in a locality where felling will not be objectionable and which can be explained as declared. The tract to be reserved and all conditions of the should be clear in the Company

engagement.

4. The Conservators of Forests will be instructed to take an early opportunity of visiting the Nellore district, and conferring with the Collector and to the best means of conserving the timber in that district, without infringing on the prescriptive rights of the villagers and of restoring the tracts which have been or may be denuded of timber.

J.D.S

Lr. to the Bd of Revenue, recd & encl. Despatch by
4 " Offrs Conservators of Forests,
21 " Collr Nellore -

Revenue 1864 Sept.
Rec. of Govt. for July.

No. 1553.

Rec. of the Madras Govt
25th July 1864.

From the Secretary to Govt
Madras Military Dept

From the Conservator
of Forests 22d April 1864
No 201

Considering the
claim to wood land
at a nominal rate on
the Anaimalai and Cannel
mullay Hills.

No 69 of 71.