M.R.O. 14—18,000—27-9-24

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 1583 Press ~~Mis.~~

3-5

Dated 1-9 — 1864.

Not to be folded or roughly handled

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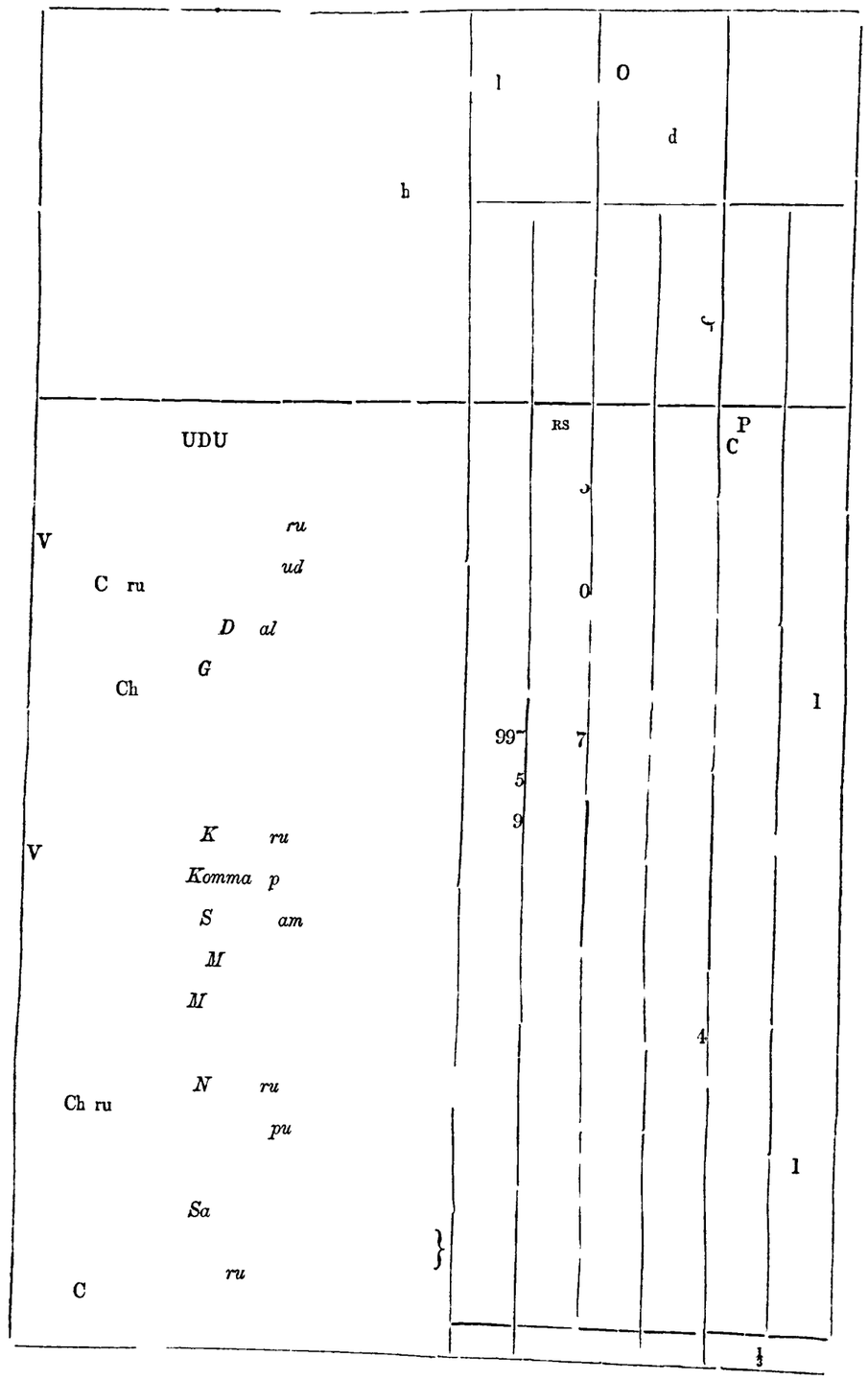
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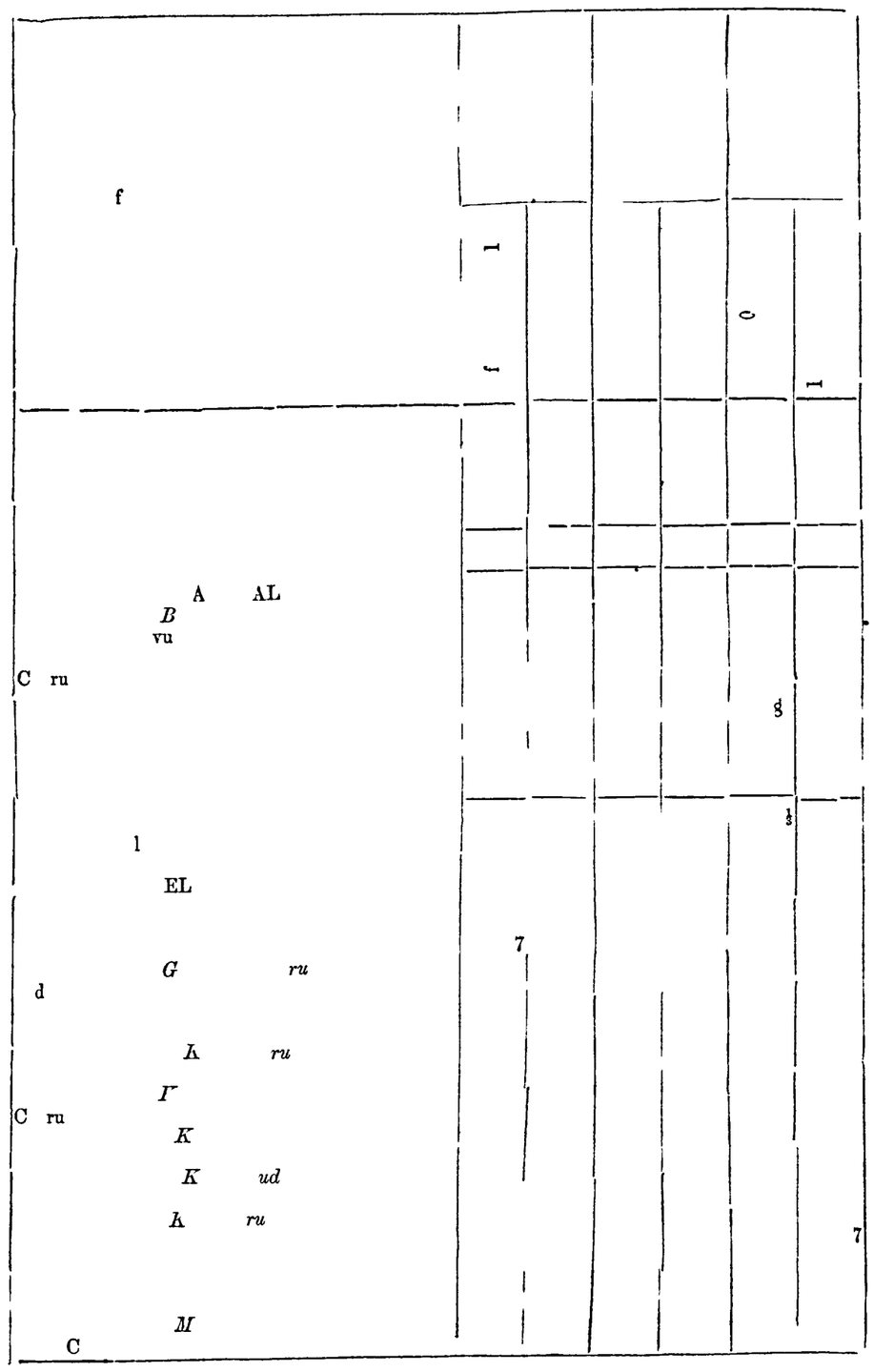
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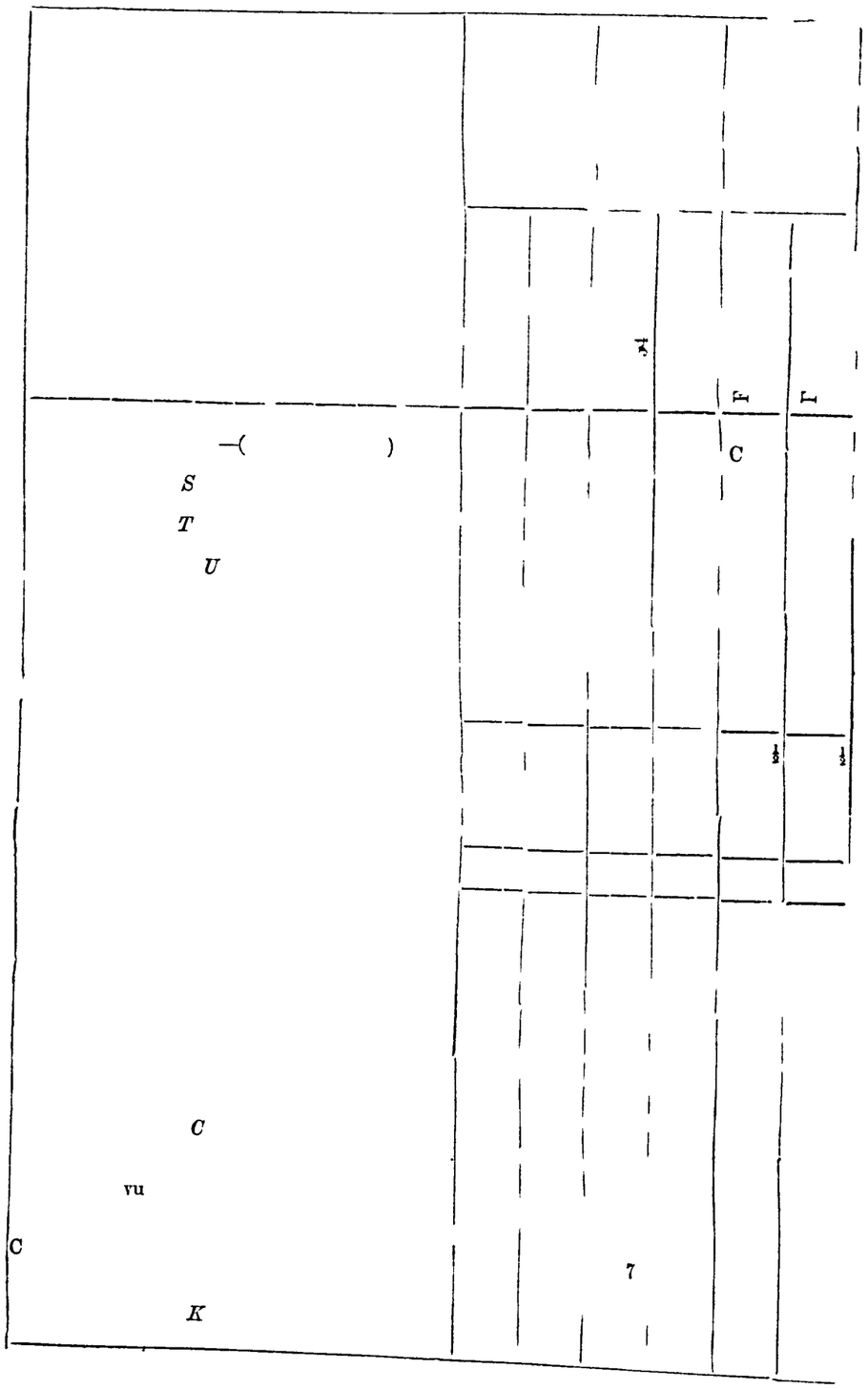
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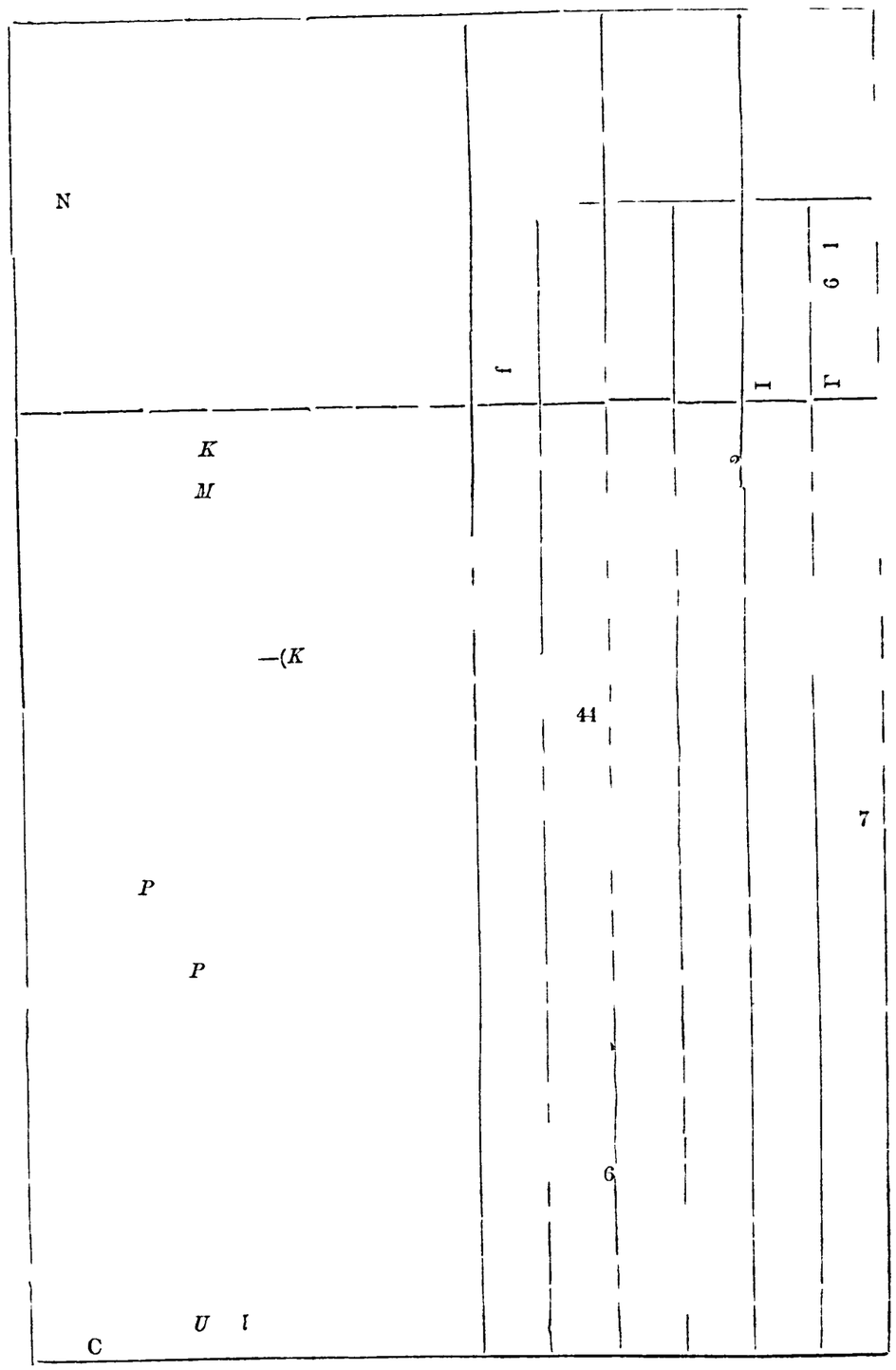

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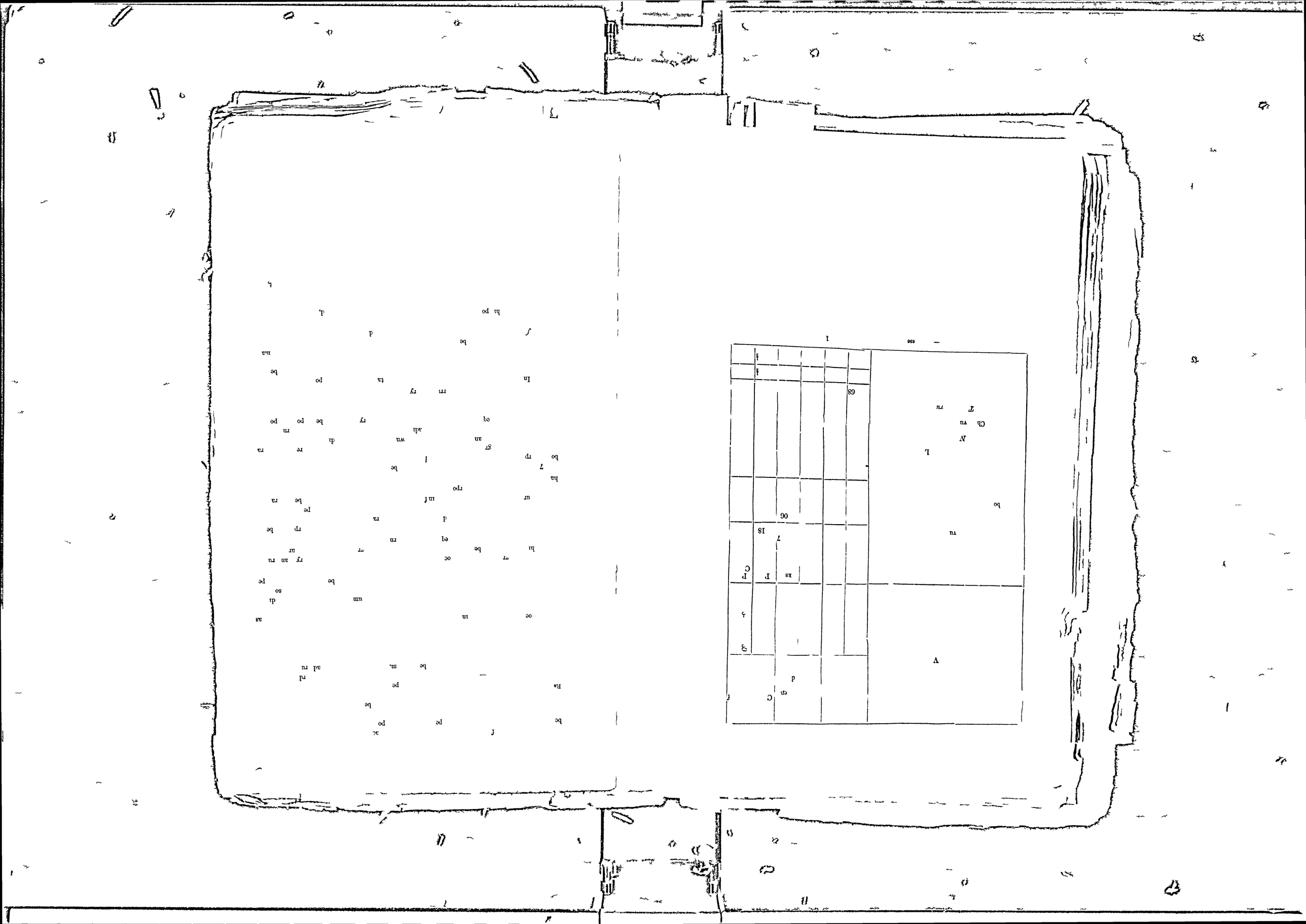

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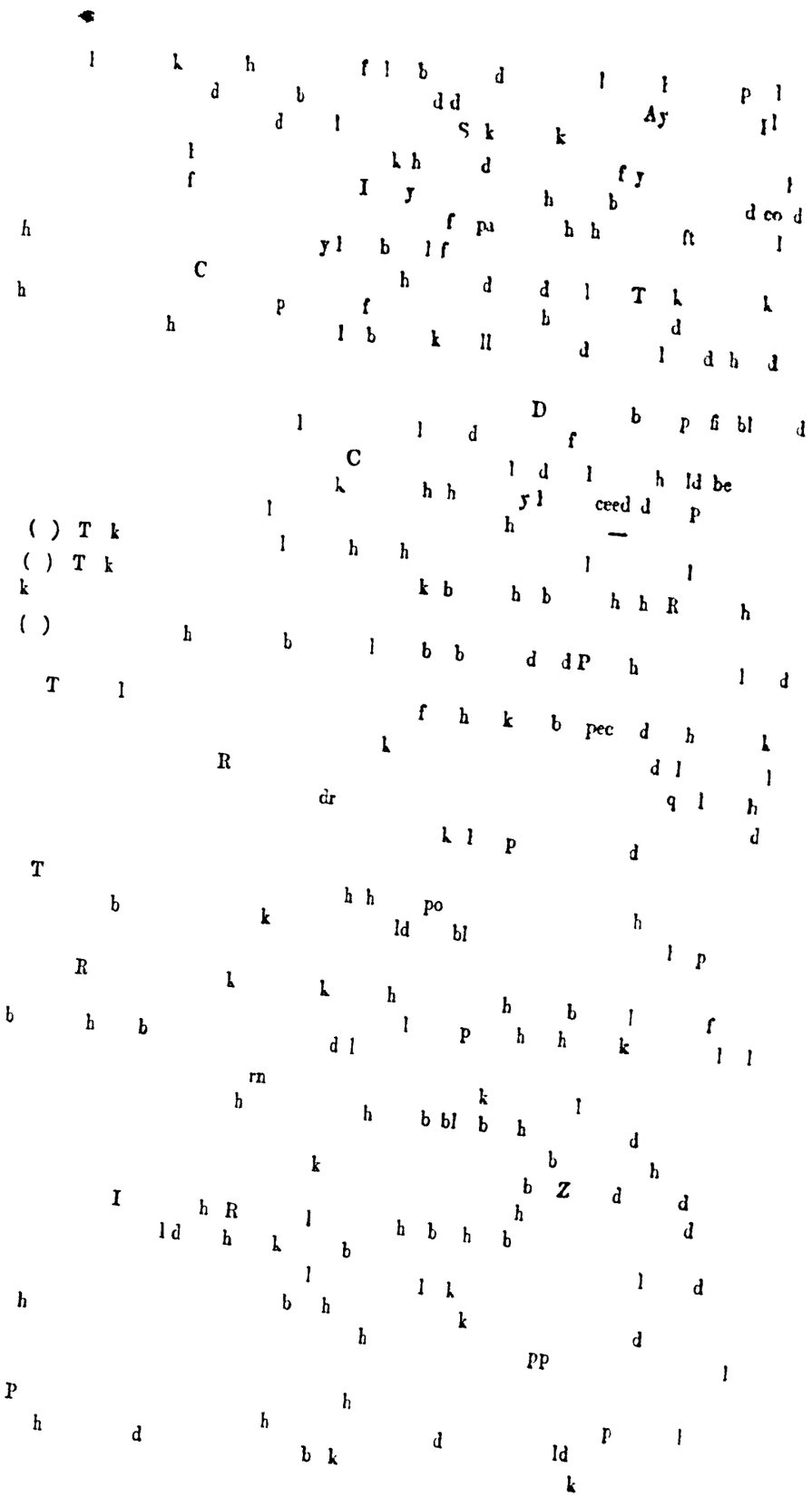
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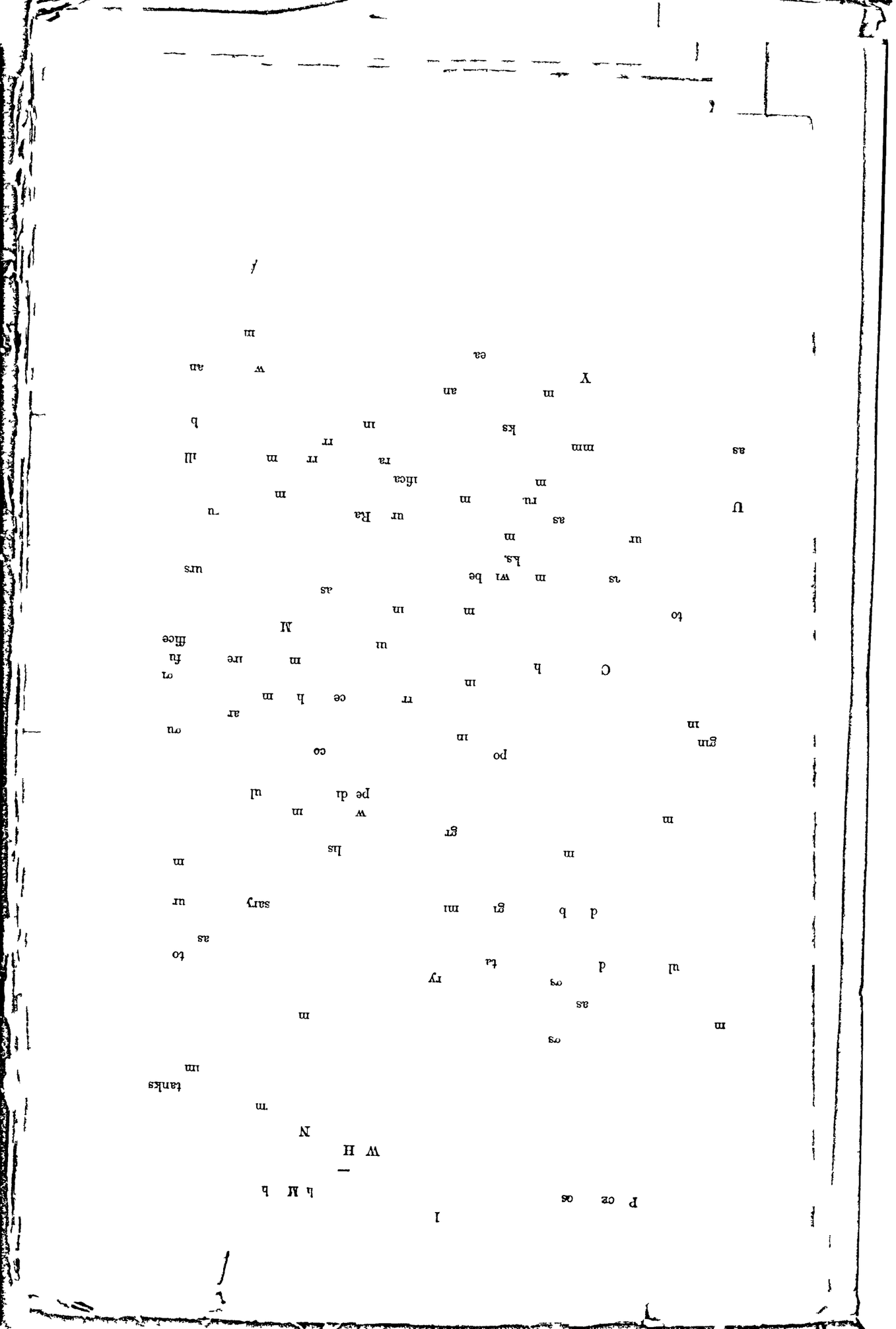
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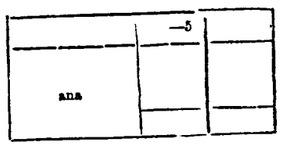
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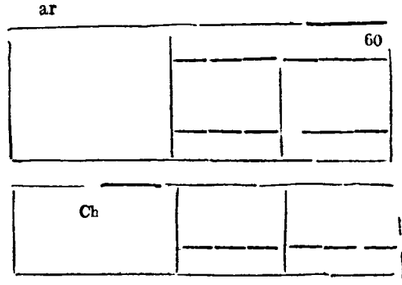
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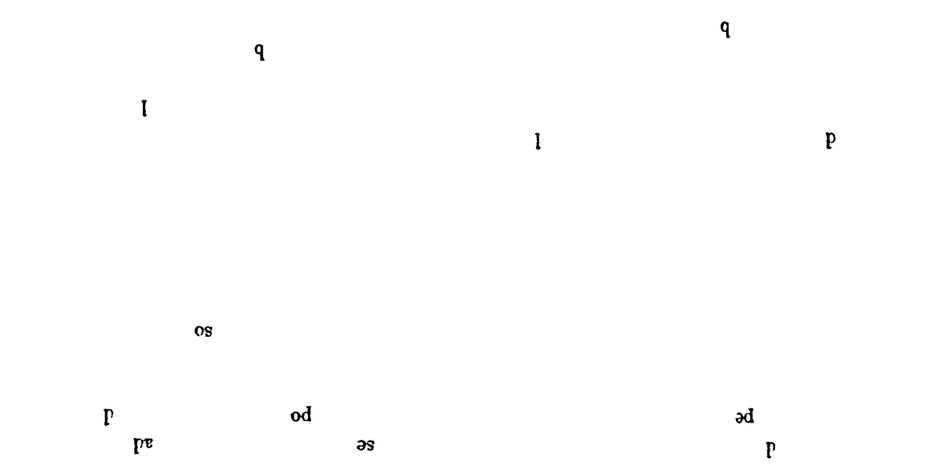
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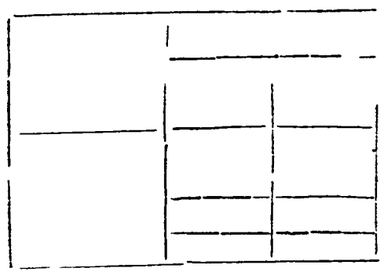







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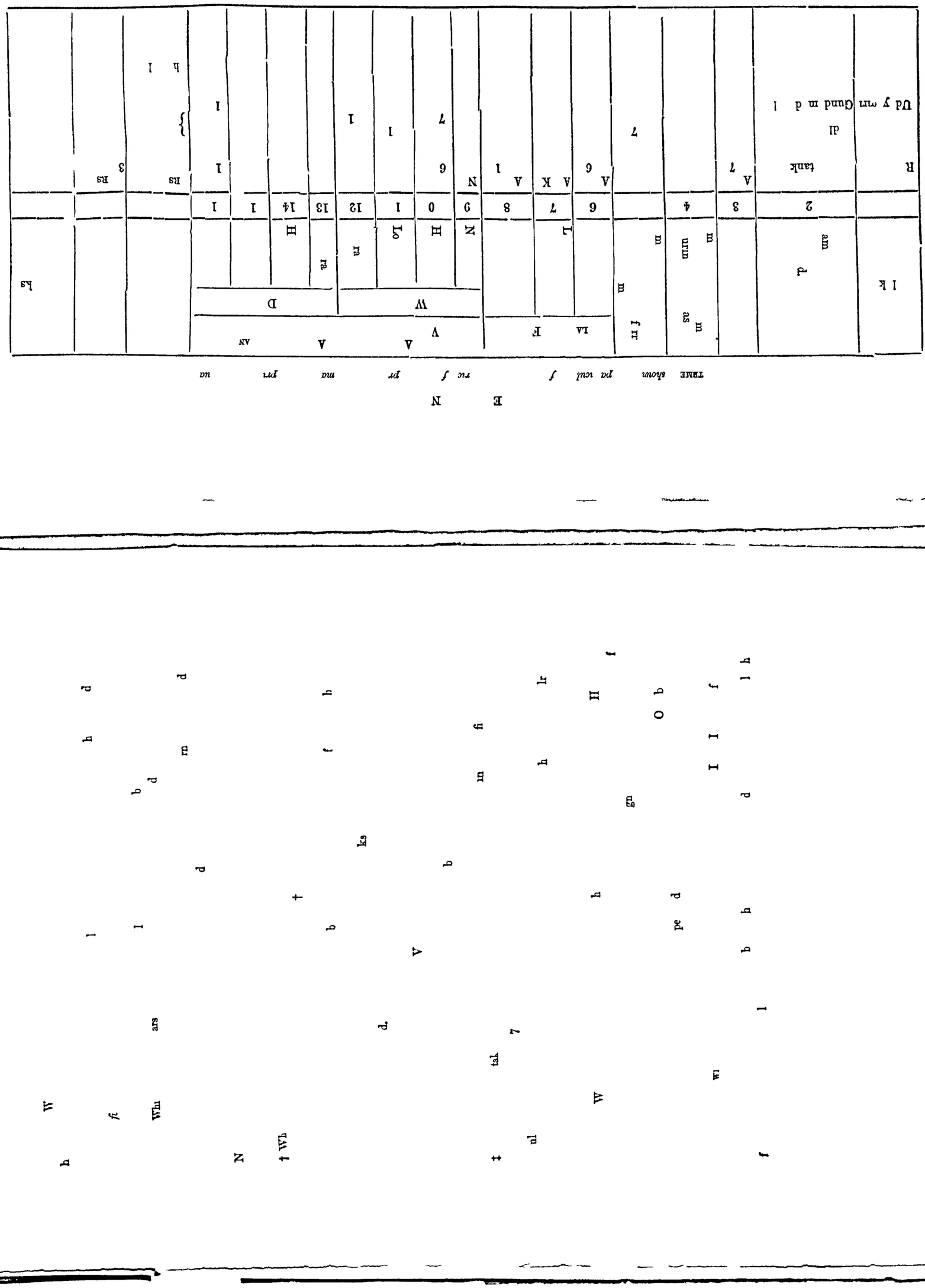
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Corrected copy

(Signed) W HUDLESTON

Secretary

T J W B Duke Esq C B

Edward Wright

Dated 22nd March 1803

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PROCEEDINGS THE BOARD REVENUE,

Dated 20th Jul 1864.

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Revenue Department

Memo for order &c—

1 In this letter the Collector of Nellore requests that the Government will, in consideration of the circumstances which he brings to notice, allow that course to be adopted in regard to the village of Atluru which in their ord r of the 13th June last N—1006 they considered it would be inexpedient to permit as a general rule

2 From the correspondence forwarded by Mr Dykes it appears that it was with reference to this very village that the Board recommended the

Da
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Government—
partment—Fort St Geo
dated 9th July 1864—
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Rev 2041/64

Copies of Correspondence alluded to in Paragraph 7 of the above Communication (Requested to be returned)

the plan which as already observed, the Government thought inadmissable

3. The general rule which the Government wished to see carried out was that when a rumbi Tank had been made over to the Ryots of a village for repair and maintenance at their own costs or condemnation of the payment of a certain rate of assessment, further interference on the part of Govt as to how the work was to be performed which in proportion to each individual should pay per Rupee per was unnecessary and should

should be would be when the Government had to see was that all had the option of joining in the work and that all had agreed to pay and did pay the stipulated rate of assessment

4 All Ryots paid out flat in this case and notices were issued requesting to appear before the correspondence that the Ryots never did agree to pay any stipulated rate of assessment, there are a few exceptions, which the repairs were made having taken place prior to the issue of the Govt order of 23 December 1862 on the subject of issued Circulars

5 The general question as

as to the best mode of =
dealing with such tanks
has apparently been
occupying the attention
of the Collector of Nellore
for some time back
The correspondence re
ferred to in para 7 of
his present letter, and
which commenced in
September 1861, all
bears upon this subject
In a letter[+] dated Octo
ber 1862 the Collector
speaks (para 7) of the
village which is the
subject of the present
reference The average
revenue under its tank
from 1851 to 1855 was
Rupees 196 - from 1856
to 1860 nothing In
1862 the ryots acting
apparently under the
Collector's advice had
expended Rs 1250
more

[+] Proceedings Bd Rev dd 20 March 1863 No 1695A

more or less in repairs
and had requested
permission to occupy
the land for seven
years at the dry rates
of assessment which
averaged 1.9.0 per acre
Mr Dykes recommend
-ed that they should
have the land at Rs 5
per acre, the tank being
made over to them for
15 years at least with
certain privileges. Some
further correspondence
ensued and the Board
finally[+] considering
that the case was emi
-nently one for disposal
under the terms of the
G O dated 23d December
1862 authorized the
Collector

[+] 22 Augt 63 No 5250

6 Read to answer the
last under the last
at 3 Rs subsequently 2/2
It was adopted) an acre
and to adjust the petition
ment accordingly, the
repairs of the tanks
but, thereafter, left to the
Ryots

6 It was after the
issue of the order that the
difficulty arose which
has led to the present
correspondence It was
found that the actual
circumstances of the case
were not as represented
in the preceding / and
the repairs had been ef
fected by two a few with
funds borrowed from a
third the remaining ryots
declining to be responsible
for

8 2 Dec 1863 9 8110
17 June 1864 No 3718

for any of the expenditure
this willing to pay the
assessment to be for the last
7 It was under these
circumstances that the
Board, after further cor
respondence with the Collr
referred to the question
/ new cases of this nature
the fair return for their
expenditure could be
secured, to application
of might come forward
to restore a work and
the only arrangement
which they could suggest
was that the Government
should advance the
loan from the Ryots
and the difference be
tween that and the
favorable rate paid over
to the parties who had
advanced the money
I thus proposed the Gov
made the objections which
have already been noticed

13 June 1864 No 3006

in

9 The Board to whom the Collector of Nellore has forwarded a copy of his reference to Government ask whether the Alluru Ryots have positively refused to pay direct to the head man & Curnum who repaired the Tank the dispute which Mr Dykes proposes should be collected by Government and then paid to the same individuals The Board presume that such an arrangement would not be in contravention of the Government order They had previously remarked in their Proceedings of 20 July last at 4551 that they did not read the Government order as refusing the

+B 12th Augt/Bundle 5176

w para 3 above

8 Mr Dykes's present direct reference to Govt so apparently because the Board considered it undesirable to comply with his request that the case of the Village should be submitted for special orders, the Collr has, it seems already made payments to the Tank repairers on account of Fasl 1272 out of the assessment which should have been collected from the Ryots for that year and he now requests to be allowed to collect in addition to the "ordinary rates of assessment all irrigation under the Tank as may over & those not having repaired the Tank will be due after deducting Rs 2-8-0 "the rate now ordered to be collected on all the "rate fixed on the District in such cases where the act in question or there are no conflicting claims to be dealt with

* Pro 11 July/Bundle 5057

The

the favorable settlement to Villages in which irrigation works are repaired — at the private cost of a few instead of the whole of the Ryots alluding / presumedly to that part of the order which speaks of all having the option of joining &c.

+ 13th June last 1006

10 Have the Board rightly understood the meaning of Government? In this particular case — will the Government accede to Mr. Dykes's request or will they wait for his reply to the Boards Proceedings dated 12th August N° 5176?

The concession is to all — not to a favored few — therefore all are to have the option first of any decline, they are out of the Concern —

This may be allowed perhaps as a special Case — if the answer be in the negative —

11 I think that — Mr. Dykes, though in this letter

letter he asks for the concession in a particular case only, looks forward to a possible reversal of the order of the 13th June last For he contrasts / para / the refusal of Government ' to collect the " returns on private enter " prize with their intention of collecting for a more " formally composed com pany an aggregate — assessment of a similar description and he alludes / para 8 / to the importance of encouraging the outlay of private Capital which can only be done in — many Cases by letting men undertake at their single

'single cost what they
'have not sufficient con
fidence in each other
'to attempt jointly what
force is there in these
remarks?

cfll

The Secret is to keep
out of these transac
-tions - If put in ter
-fere, the end will
be resumption &
the Bank - Besides
I do not see how under
the Law put can he
this - how can they
Compel payments
of more than the 2/2
Rs per acre laid the
to the State? The
case of the Irr C
is slightly different
and the Experience
perhaps justifies
-Encouraging -!

I D S

Rev Depart

1583 17

Proceedings of the Madras Government
Received to the 1st April 1864

Read the following Proposal

From the Collector of Nellore
Submitting for consideration and orders the case of the Villagers of Allur some of whom having repaired the Village tanks the ryots holding land under it declare to be are the reparers undergoing for it the additional assessment proposed to be imposed on the land restored by those who restored the tanks at their own cost.

(Here enter 29 Aug 1864 No 32)

Proposal of the Board of Rev
Stating that it is doubtful whether he has distinctly proposed to the Allur ryots to pay to those who may undertake to take the difference between the Govt special rate per acre and the ordinary Nunjah assessment on other land

(Here enter 12 Oct 1864 No 5176)

I submit a letter received above the Collector

of Nellore requests that the Govt will consider the circumstance not which he brings to their notice that cannot be objected to in regard to the village of Alluru which on their order of the 15th Dec last Nov 1866 it was considered would be unprecedented to permit as a general rule

2 The correspondence forwarded by Mr Eyles appears that it was with reference to this very village that the Board recommended the plan which as already observed the Government thought unadvisable

advisable

3 The general rule which the Government wished to see carried out was that when a petition had been made over to the Ryots for village for repair and construction of tanks or canals, once determined upon as to how the work was to be performed, what proportion each individual should pay &c &c was necessary and should be avoided - What the Government had in view was that all had

of 23rd December 1862
on the subject of re
lative to
the Govt
ernment to be best
mode of deal with
ing with the appr
priated by the occupy
ing Chiefs to or
Nobles of Nellore
for repairs to back
The correspondence
referred to in para
graph two of his present letter,
and which commences
on September 1862,
will be found upon the
records of Govt in a letter
dated October 1863 the
Collector

+ Received Pub Dept
4/20 March 1863, 57695A

had the option of joining
in the work and that
all had agreed to pay
and did pay the stip
ulated rate of assess
ment
4 Mr Dykes points
out that in this case
no action was im
possible for want of
means, as it appears
from the correspondence
that the Ryots never
did agree to pay any
stipulated rate of as
sessment & the arrange
ment under which
the repairs were made
having taken place
prior to the issue of
the Govern t order

P

6 Acres 2 Ps 17
(Area 7) of the
village roberkeeth
Here Speel of the
present reference
The Cottage revenue
derivable from
1851 to 1855 was Rs
pees 196- from 1856
to 1860 & thence to
1862 the photo ac
-companying will serve
under the Collectorate
above had expended
Rs pees 1250, —
as re

6

more or less in repair
and has requested per
mission to occupy the
land for seven years at
the dry rates of assess-
ment which averaged
1 9 0 per acre Mr Dykes
recommended that they
should have the land at
Rs 3 per acre the tanks
being made over to them
for 15 year at least with
certain privileges Some
further correspondence has
ensued and the Board has
finally considering that
the case was eminently
one for disposal under
the terms of the G O
dated 23d December 1862
authorized the Collector
to asses the lands
under

22d August 1863
No 5250 —

under the tanks at 3 Rs
(subs quently at rate of 2½ Rs was adopted) an
acre and to adjust the
settlement accordingly
the repairs of the tanks
being, thereafter left
to the Ryots

× enter in margin

6 It was after the
issue of this order that
the difficulty arose
which has led to the
present correspondence
It was found that the
actual circumstances of
the case were not as
represented in the prece
ding para The repair
had been effected by two
men with funds borrow
ed from a third the

remaining

Pro 22d Decr 1863 No 8110
17th June 1864 No 3718

remaining Ryots declining
to be responsible for
any of the expenditure
the willing to pay the
usual rates for the lands

7 It was under these
circumstances that the
Board after further cor
respondence with the
Collector referred to Govt
the question how in
cases of this nature
the four returns for
their expenditure could
be secured to capitalists
who might come forward
to restore a work
and the only arrange
ment which they could
suggest was that the
full Assessment demand
should be levied from the
Ryots and the difference
between that and the

favorable

favorable rate paid over
to the parties who had
advanced the money
To this proposal the
Govt made the objection
which is borne already been
noticed in para 3 above

13th June/64 No 106

8 Mr Dykes present
direct reference to Govt as to
apparently because the Board
considered it undesirable to comply
with this request that the case
of this Village should be submitted
for special orders The Collector
has it seems already made pay
ments to the tank repairers on
account of Fasli 1272 on the
full assessment which was collected
from the Ryots for that year and he
now requests to be allowed to collect
in Alluri at the ordinary rates of
assessment on all irrigation under
the tank and pay over to those who
have repaired it the balance due after
deducting Rs 2 8 the rate now
ordered to be collected and the rate
fixed in this District in such cases
where the action is joint or there are
conflicting rights to be dealt with

The

* Pro 14 July/64 No 4551

9 The Board to whom
the Collector of Nellore has
forwarded a copy of his
reference to Government, ask
whether the Alluri Ryots
have positively refused to
pay direct to the head man
and Curnum who repaired the
Tank the difference which Mr
Dykes proposes should be col
lected by Government and
then paid to the same in
dividuals The Board pre
sume that such an arrange
ment would not be in con
travention of the Govern
ment order They had pre
viously remarked in their
Proceedings of 20th July
last No 4551 that they
did not read the Government
order

+ Pro 7/12 Sept/64 No 5176 the second paper recorded above

order as refusing the favorable settlement to Villages in which irrigation works are repaired at the private cost of a few instead of the whole of the Ryots alluding apparently to that part of the order which speaks of all having the option of joining &c.

* 13 June/64 Ks. 1006

Before passing orders on the particular case now br ught to their notice the Government wish to hear what the Collector has to say in reply to the query addressed to him by the Board. Her answer will be submitted as usual through the Board of Revenue Speaking generally the

the Government anticipate that endless trouble and inconvenient responsibilities would be incurred if they attempted to collect nuyah assessment and hand it over to private repairers of tanks

4 Sch Of and of Rev Dept 2d Dpt

Rec'd 13th June/64 Nos 145-146

Revenue 1864 Septr
Pro of Govt for Septr

at 1583

Pro of the Madras Govt
Dy 1st Septr 64

Requesting the
Collr of Nellore to report
thro the Board on the subject
of recovering the cost of
the repair of the Alluru
Village Tank from the
Ryots

N 305