M.R. O. 1—39,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No.	2791	Press Mis.
93-94 Dated	6—11—	19 1868

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department,
6th November 1868.

No. 93. Read the following Proceedings of the Madras Government in the Public Works Department :—

Requesting the Collector of Madras to submit a statement of the measures which may have been adopted by him for a formal transfer of certain land at the Red Hills belonging to Messrs. J. T. Fowler, J. Bradshaw, and J. Cramp, which was taken up for public purposes, and to explain why a certain letter, addressed by the owners of the land, remained unnoticed in his office for several months. } (Here enter 28th October 1868, No. 3,391.)

No. 94. ORDER THEREON, 6th November 1868, No. 2,791.

Miscellaneous. Communicated to the Revenue Board.

(True Extract.)

(Signed) H. SEWELL,
Acting Under Secretary to Government

To the Board of Revenue, with Proceedings Public Works Department, No. 3,391.

Exd. S. T. Augustin.

Cont. in 1868, Madras.

REVENUE.

To

THE BOARD OF REVENUE.

Dated November, 1868.

Recd.

Read

G. O., 6th November 1868, No. 2,791.

NOVEMBER.

Nos. 93-94.

Land taken up for enlarging the Red Hills Tank.—Order requesting the Collector to report the measures adopted for securing its formal transfer from Messrs. Fowler, Bradshaw, and Cramp, communicated to Revenue Board.

Proceedings of the Madras Government, Public Works Department, 28th October 1868.

No. 600. Read the following letter from the Government Solicitor, Madras, to the Secretary to Government, Public Works Department, dated Madras, 8th October 1868, No. 579 :—

I have the honor to forward herewith, for orders of Government, a copy of a letter addressed to me by Messrs. J. T. Fowler, J. Bradshaw, and J. Cramp, under date the 1st instant, and of the enclosure therein referred to, relative to a claim they profess to have for compensation for certain land at the Red Hills alleged to belong to them, and to have been taken for public purposes.

From Messrs. J. T. FOWLER, J. BRADSHAW, and J. CRAMP, Madras, to H. J. BROCKMAN, Esq., Government Solicitor, dated Madras, 1st October 1868.

1. We have the honor of bringing to your notice the following facts relating to certain lands at the Red Hills, which were purchased by us in 1855, and since held partly under the Tope Rules, and partly under annual assessment.

2. About the beginning of March 1868 the Executive Engineer in charge of the works, for enlarging the Red Hill tank, entered on these lands and extended a bund, running across the bed of the Sooroopoodoo tank for about 100 or 150 yards upon our property.

3. We received no notice of any kind that our land was required and would be taken in this way, and therefore wrote a letter to the Collector of Madras on the subject.

4. A copy of our letter to the Collector is enclosed herewith, and will show at length, among other particulars, what we have done to improve the property.

5. No reply being given to this communication after waiting six months, we thought it necessary to take legal advice on the subject, and consequently consulted Mr. Tasker of the firm of Messrs. Shaw and Tasker, who addressed a letter to the Executive Engineer in charge of the works, and by him was referred back to the Collector of Madras, to whom we had applied in vain. Mr. Tasker now advises us to lay a statement of the case before you, with the object of your bringing it to the notice of Government.

6. We should have preferred to retain the land, but as there seems to be no choice left us in the matter, we can best leave it in your hands, feeling confident of your placing it before Government in such a light as to secure to us fair and equitable treatment.

(True Copy.)

(Signed) H. G. PRICHARD,
For *Government Solicitor.*

From Messrs. J. T. FOWLER, J. BRADSHAW, and J. CRAMP, Madras, to E. G. R. FANE, Esq., Collector of Madras, dated Madras, 23rd March 1868.

1. We have the honor of bringing to your notice that certain lands held by us at the Red Hills are about to be taken by Government, (as a matter of fact work has already been commenced,) and to request that you will grant us fair compensation for the portion required.

2. In making this request, we beg to state that in the years 1865 and 1866 we took up extensive tracts of waste and other lands in the villages of Ambathoor, Mathoor, at Guindy, and the Red Hills, for the purpose of planting trees, and, in steadily following this object since, have actually expended in money, without taking into consideration our own time and labor, a sum of upwards of Rupees (13,000) thirteen thousand, of which, if considered necessary, a detailed account showing every item can be submitted.

3. The land at the Red Hills, about 90 cawnies in extent, is perhaps the most promising of the pieces we have taken up, upon which we have expended, including a moderate charge for our own time and labor, above Rupees 7,000. This amount would, however, have been considerably larger by this time, had we not given over planting as soon as we became aware that a large part of the land was to be taken by Government.

4. We beg respectfully to draw your attention to the fact that the money we have expended year by year has yielded no return whatever, but has been capital invested in the confident expectation that it would go to form a valuable property which would be a source of permanent income.

5. Further, we would remark that by losing a part, as is about to be the case, at the Red Hills, the proportionate value of the rest is lessened ; and what would be of sufficient importance to devote time and money to as a whole, may be evidently not worth our while to do for a part.

6. The following statement shows the amount of cost incurred on the Red Hills land up to February 1868, to amount to Rupees 7,465-14-1, viz. :—

	Rs.	A.	P.
Purchase of village rights	504	0	0
Labor	1,894	10	9
Keep of bullocks	545	4	8
Seeds and plants	87	8	6
Tools and sundries	189	3	4
Kist and Demarcation	176	4	3
Outstanding Kist, &c , not yet brought to account current ...	125	0	0
Interest on the above	618	14	7
Carriage hire	425	0	0
Superintendence (to end of February 1868)	2,900	0	0
Total ...	7,465	14	1

For this outlay we have dug two tanks, built two huts, and planted 1,200 fruit trees, (Tamarind, Jack, Orange, Mango, &c.) ; 5,000 Casuarinas ; 150,000 Velan and Korakopillay ; and fences of Korakopillay all round. Adverting to the item of superintendence in the above statement, it may be remarked that we have made eighty-five visits to the land ; some of these involving remaining all night, others the whole day, and others from five to six hours. There are also included under this head, time devoted to raising plants at our own houses, receiving visits twice or oftener a week from the Maistries, purchasing materials, keeping books, journeys to Horticultural Gardens, Ennore Cutcherry. The rate of Rupees 100 per mensem, at which we have calculated superintendence, is by no means an equivalent for our labor, or anything like what the same time devoted to other purposes would have returned ; but our object is to take a rate that cannot be called high. One other item only appears to call for particular remark, *viz.*, interest. At the end of October 1865 the exact amount of money paid by us was Rupees 1,101-0-7 ; this has been added to monthly as required, and we have calculated at 10 per cent. on the total at the end of each month (on carriage hire and superintendence no interest has been calculated). Having other investments returning us above 10 per cent., that has seemed to us a fair rate.

7. While deeply regretting the necessity that has arisen for our having to relinquish the best portion of our Red Hill land, we are willing to accept fair compensation, the rate of which may well be left to your judgment after perusal of the particulars herein submitted. We may, however, mention Rupees 200 per cawny as, in our estimation, the fair value of the land to us. Certainly we should not be prepared to part with it for less to any purchaser.

Requesting your favorable consideration, and a reply at your convenience, we have, &c.

(True Copy.)

30th September 1868. (Signed) J. CRAMP.

(True Copy of Copy.)

(Signed) H. G. PRICHARD,
For *Government Solicitor.*

Proceedings of the Madras Government, Public Works Department,
28th October 1868.

No. 601. ORDER THEREON, 28th October 1868, No. 3,391.

CIVIL WORKS, No. 90.

Resolved that the Collector of the Madras District be requested to submit without delay a statement of the measures which may have been adopted by him for securing a formal transfer of the land referred to in these papers, and to explain why the letter from the owners to his address, dated 23rd March 1868, has been permitted to remain unnoticed in his office for several months.

(True Extract.)

Colonel, R. E.,
Secretary to Government.

To the Collector of Madras.
,, Superintending Engineer, 4th Division.
,, Revenue Department.
,, Government Solicitor.

Exd. F. R. Bantleman.

Revenue Dept.
Proc. of Govt. for November
No. 3138.

Govt. of {1868} Madras.

PUBLIC WORKS.

To

THE COLLECTOR OF MADRAS.

&c. &c. &c.

Dated October 28th.

Read. 30th

Rec'd.

G. O., 28th October 1868, No. 3,991.

to Rev.

OCTOBER.

Nos. 600-601

Land.—The Collector of Madras requested to submit a statement of the measures which may have been adopted by him for a formal transfer of certain — at the Red Hills belonging to Messrs. J. T. Fowler, J Bradshaw, and J Cramp, which was taken up for public purposes, and to explain why a certain letter addressed by the owners of the land remained unnoticed in his office for several months.

Withdrawn

Rev. Dept. 2nd Nov. 68

No. 90494