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MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No.

1484

Press
Mis.

Dated

29-8-1871

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
29th August 1871.*

Read the following :—

No. 327. Proceedings of the Board of Revenue, dated 1st July 1871, No. 2,656.

Read the following letter from the Collector of Kurnool, to the Acting Secretary to the Board of Revenue, dated 11th February 1871, No. 35.

ADVERTING to the Notification published in the *Fort Saint George Gazette* of the 17th January 1871, regarding the introduction of the Ferry Act into this district, I have the honour to submit the following points for the consideration and orders of the Board.

2. Of the ferries mentioned in the above Notification only three* are annually leased out on behalf of Government in
Vide Procs. of Board, dated 20th April 1866,

...			
...			

No. 328. Proceedings of the Board of Revenue, dated 10th August 1871, No. 3,381.

Read the following letter from the Collector of Kurnool, to the Acting Secretary to the Board of Revenue, dated 28th June 1871, No. 220.

As promised in my letter No. 35, dated 11th February 1871, paragraph 3, I have the honour to forward a statement showing the amount of compensation to be paid to the owners of the present ferries, and request the Board to take necessary steps for early publication of the Notifications referred to in paragraphs 2 and 4 of my letter, as the current Fasly is about to expire.

ENCLOSURE No. 1.—Statement.

SUBMITTED to Government, in continuation of Board's Proceedings, dated 1st July 1871, No. 1,656.

2. In his letter, dated 11th February 1871, Mr. Chase, estimating the annual income of the Kurnool ferry at Rs. 800, calculated that at 25 years' purchase the amount of compensation would be Rs. 20,000. It appears, however, from the

*Proceedings of the Madras Government, Revenue Department,
29th August 1871.*

4. In order to protect the Government revenue derivable under the Act, another Notification should be published under Section 13, forbidding the plying of any private ferries within a certain distance, say three miles, above and below the points named in the notice. The due publication of these Notifications in the Government and District Gazettes will take a month or two at least, and as the best part of the ferrying season has already expired, and there will be only two months left for the close of the Fusly year before the Act can be finally brought into force, I would suggest the advisability of postponing its introduction till the commencement of the next Fusly year, which would obviate the necessity of paying compensation to the renters of the three Government Ferries referred to in paragraph 2 for any loss they may incur in consequence of the proposed reduced rates.

SUBMITTED to Government, with reference to Government Order, dated 10th January 1871, No. 63.

2. In his letter, dated 1st October 1870, Mr. Chase recommended that the provisions of Act I. of 1870 (Madras) should be applied to fourteen ferries in the Kurnool District. The required Notification was published in the *Fort Saint George Gazette* as directed in the order above quoted.

3. He now states that of the fourteen ferries only three are annually leased out by Government, and that the remaining eleven have been worked from time immemorial by private parties who have acquired a prescriptive right which cannot be disturbed. It appears to Government that the case must have been very imperfectly considered by Mr. Chase before he recommended the introduction of the Act at fourteen stations, at only three of which it now appears that it could be worked without resumption of existing rights on payment of compensation, of the existence of which rights the Collector made no previous mention; and as Government were necessarily ignorant of these details, no Notification has been published under Section 20 of the Act.

3. The Collector would also appear to be in error in supposing that any further Notification than that already published is necessary under Section 13 of the Act; but if the application of the law to the district be suspended, it will be unnecessary to consider this point further.

(True Extract.)

(Signed) W. HUDLESTON,

Secretary to Government.

To the Board of Revenue.

Exd. F. R. Bantleman.

*Proceedings of the Madras Government, Revenue Department,
29th August 1871.*

statement now submitted, that the net annual income is only Rs. 234, and that the compensation amounts to Rs. 5,850.

3. For ten other ferries it is proposed to grant compensation amounting to Rs. 2,725, being 25 years' purchase.

4. The Board recommend the payment of compensation on account of these ferries from Imperial Funds to be reimbursed afterwards from the Canal and Ferry Fund.

No. 329. ORDER THEREON, 29th August 1871, No. 1,484.

Miscellaneous.

UNDER all the circumstances of the case the Government are of opinion that it will be best to cancel altogether the

Notification introducing Act I. of 1870 (Madras) into the Kurnool District, which was published in the *Fort Saint George Gazette* of 17th January 1871, and allow matters to remain as they have hitherto been until the necessity for a change is more clearly established.

There is nothing to show that any of the ferries are badly worked, and the Government are not prepared to pay a large amount of compensation in order to secure the power of assuming the management.

The Board will ascertain from the Collector whether there is any objection to the adoption of this course.

be disturbed without granting compensation under Section 20 of the Act. He says the amount will not be large except for the ferry at Kurnool, which yields an income of Rs. 800 a year. The amount of compensation at 25 years' purchase would be about Rs. 20,000, which, Mr. Chase thinks, would soon be recouped under the operation of the Act by which travellers would be relieved from the arbitrary charges of the present ferrymen.

4. As the Canal and Ferry Fund will not admit of the payment of such a large amount at present, the Board recommend the payment of compensation on account of the Kurnool Ferry from Imperial Funds to be reimbursed afterwards from the Canal and Ferry Fund.

5. The Board recommend that the Notification regarding the ferries of the Kurnool District, published in the *Fort Saint George Gazette*, dated 17th January 1871, be cancelled, and that the following Notification be published in substitution thereof:—

NOTIFICATION.

UNDER Section 2, Act I. of 1870, (Madras Canals and Ferry Act,) His Excellency the Governor in Council is pleased to declare that the provisions of the aforesaid Act shall, from the beginning of Fusly 1281, apply to the undermentioned ferries in the Kurnool District, and is further pleased to fix the scale of fees payable for the conveyance of passengers, goods, carriages, carts, palanquins, and animals across such ferries as hereinunder notified. Under Section 13 of the aforesaid Act His Excellency in Council hereby forbids the transport of passengers, goods, carriages, carts, palanquins, or animals across the river Toombadra, within a distance of three miles above and below any of the undermentioned ferries in

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29th August 1871.*

any boats or rafts except such as are maintained or licensed under the provisions of the aforesaid Act.

Name of Talook.	Name of Village.	Name of river across which ferry is used.	SCALE OF FEES.	
			Item.	Rate.
Ramalkota.	Gunderevula... Timmanadoddi. Kondapuram.	Toombadra.	Every four-wheeled carriage ...	RS. A. P. 2 0 0
			Do. two-wheeled do. ...	1 0 0
			Do. cart drawn by two bullocks, buffaloes, horses, etc., if laden.	0 4 0
			Do. do. if not laden...	0 2 0
			Bullocks or buffaloes, if laden, per head ...	0 1 0
			Do. do. if not laden ...	0 0 6
			Every elephant ...	1 8 0
			Do. camel, if laden ...	0 8 0
			Do. do. if not laden ...	0 4 0
			Every horse, laden or ridden ...	0 1 6
			Do. unladen or led ...	0 0 9
			Every tattoo or mule, if laden or ridden ...	0 0 9
			Do. if unladen or led ...	0 0 6
			Every ass, if laden or ridden ...	0 0 6
			Do. if unladen or led ...	0 0 3
			Every goat, sheep, or pig ...	0 0 1
			Do. palanquin, dhooly, palud or	

Do. No. 2,772.
Do. 17th March 1868, No. 1,926.
Do. 25th Aug. 1868, No. 6,097.

* Gunderevula.
Timmanadoddi.
Kondapuram.

accordance with the practice that obtained when the villages belonged to the Bellary District. The remaining eleven ferries have been worked from time immemorial by private individuals, who have acquired a sort of prescriptive right which cannot

be disturbed except under the provisions contained in Section 20 of the Act, which empowers the local Government to abolish any existing ferries by a Notification published in the *Fort Saint George Gazette*, as prescribed in Section 5, and compensating the parties injured. So far as I am aware, such a Notification has not been published in the Gazette, and without this essential preliminary I do not think the provisions of the Act can be brought into operation.

3. As regards the compensation that will have to be paid to the present owners of these ferries, I shall submit a separate report as soon as I receive the necessary information from the talooks. But I may state at once, for the information of the Board, that the compensation will not be large in any of the villages except Kurnool, where I hear there are about 80 basket-boats plying in the river Tungabudra, which, at 2 Rs. a month for every boat, will yield a revenue of about 800 Rs. for the five months during which the river is not fordable. Calculated at this rate, the compensation for this one ferry may, perhaps, amount to a large sum;† but I

† At 25 years' purchase about Rs. 20,000.

have no doubt that Government will soon be reimbursed from the revenue that will

be derived under the operation of the Act, and travellers will not be at the mercy of the ferrymen, whose charges are quite arbitrary.

No. 3,381.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 10th August 1871.

Read the following letter from T. A. N. CHASE, Esq., Collector of Kurnool, to the Acting Secretary to the Board of Revenue, dated 28th June 1871, No. 220:—

As promised in my letter No. 35, dated 11th February 1871, paragraph 3, I have the honour to forward a statement showing the amount of compensation to be paid to the owners of the present ferries, and request the Board to take necessary steps for early publication of the notifications referred to in paragraphs 2 and 4 of my letter, as the current Fusly is about to expire.

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to be reimbursed afterwards from the Canal and Ferry Fund.

(A true Copy and Extract.)

J. G. Cole
Secretary

To the Secretary to Government, Revenue Department,
with one original statement.

Copy to the Collector of Kurnool.

Exd. T. Cartledge.

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REVENUE.

To

THE BOARD OF REVENUE.

Dated August 20th.

Recd.

Recd.

G. O., 29th August 1871, No. 1,484.

AUGUST.

Nos. 327-323.

Canals and Ferry Act I. of 1850.—Passing
orders on Revenue Board's Proceedings respecting
the postponement of the introduction of — into the
Kurnool District.

specified

No. 2,656.

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Proceedings, 10th August 1871, No. 3,381.
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Section 20 of the Act. He says the amount will not be large except for the ferry at Kurnool, which yields an income of Rupees 800 a year. The amount of compensation at 25 years' purchase would be about Rupees 20,000, which Mr. Chase thinks would soon be recouped under the operation of the Act by which travellers would be relieved from the arbitrary charges of the present ferry men.

4. As the Canal and Ferry Fund will not admit of the payment of such a large amount at present, the Board recommend the payment of compensation on account of the Kurnool Ferry from Imperial Funds to be reimbursed afterwards from the Canal and Ferry Fund.

5. The Board recommend that the Notification regarding the ferries of the Kurnool District, published in the *Fort Saint George Gazette*, dated 17th January 1871, be cancelled, and that the following Notification be published in substitution thereof :—

NOTIFICATION.

UNDER Section 2, Act I. of 1870, (Madras Canals and Ferry Act,) His Excellency the Governor in Council is pleased to declare that the provisions of the aforesaid Act shall, from the beginning of Fusly 1281, apply to the undermentioned ferries in the Kurnool District, and is further pleased to fix the scale of fees payable for the conveyance of passengers, goods, carriages, carts, palanquins, and animals across such ferries as hereinunder notified. Under Section 13 of the aforesaid Act His Excellency in Council hereby forbids the transport of passengers, goods, carriages, carts, palanquins, or animals across the river Toombadra, within a distance of three miles above and below any of the undermentioned ferries in any boats or rafts except such as are maintained or licensed under the provisions of the aforesaid Act.

Name of Talook.	Name of Village.	Name of river across which ferry is used.	SCALE OF FEES.	
			Item.	Rate.
Ramalkota.	Gunderevula...	Toombadra.	Every four-wheeled carriage ..	Rs. 2 0 0
	Timmanadoddi.		Do. two-wheeled do. ...	1 0 0
	Kondapuram.		Do. cart drawn by two bullocks, bullocks, horses, etc., if laden.	0 4 0
			Do. do. if not laden...	0 2 0
			Bullocks or buffaloes, if laden, per head ...	0 1 0
			Do. do. if not laden...	0 0 6
			Every elephant ...	1 8 0
			Do. camel, if laden ...	0 8 0
			Do. do. if not laden ...	0 4 0
			Every horse, laden or ridden ...	0 1 6
			Do. unladen or led ...	0 0 9
			Every tattoo or mule, if laden or ridden ...	0 0 9
			Do. if unladen or led ...	0 0 6
			Every ass, if laden or ridden ...	0 0 6
			Do. if unladen or led ...	0 0 3
			Every goat, sheep, or pig ...	0 0 1
			Do. palanquin, dhooly, palud or tonjon, with eight bearers and upwards ...	1 0 0
			Do. do. do. with six bearers ...	0 12 0
			Do. do. do. with four bearers...	0 8 0
			Do. do. do. with two bearers...	0 4 0
			Every foot-passenger ...	0 0 2

(A true Copy and Extract.)

J. G. M.
Acting Secretary.

To the Acting Secretary to Government, Revenue Department.
Copy to the Collector of Kurnool.

Ed. T. Cartledge.

he cannot afford to pay

specified

I really think we
had better cancel
the notifications in
this - if we can - I
leave matters as
they are till the Post
is amended - There
is nothing to show that
any of the Fellies are
badly worked - and
no incentive at all to pay

Canals and Ferry Act, No 1 of 1870.—Letter from Collector of Kurnool, suggesting advisability of postponing introduction of, into his District of Kurnool, of bill commencing of Fussy 1281, submitted to Government, with an amended notification regarding ferries of District, to be published in substitution of that appearing in *Port Saint Georges Gazette* of 17th January 1871.—Recommendation that amount payable as compensation to renters of Kurnool ferry be advanced from Imperial Funds.

specified in it. As it is
proposed to hold it in
abeyance as regards the
rest, the consideration of
compensation to the present
workers of those ferries
is premature. The Board
will state whether any
such declaration as
above suggested is in
their opinion needed.
2/ As the Govt. had no
previous knowledge of
the ^{details} ~~case~~ they have of
course not published
any Notification under
Section 20 Madras Act I
of 1870.

Some error the
can be set
J. D. S.

2/ If the Collector explained
matters to the Board in
the first instance, the
Board should have fully
stated the particulars
when they advised the Noti-
fication in their letter of
8th Nov. 1870.

3. As the Govt. have
delegated to the Collector
their powers under Sec. 13
of the Act, no notification
under that section is now
necessary.

L. B.

S. D. S.

C. No 2301/715 No 1484- 29 Aug/41
 Pro. Board of Revenue
 18 July 1891, No 2656
 In view of the
 circumstances of the
 case the following
 opinion is submitted
 to be taken into
 account. The
 fact is that the
 interest of the
 Government is
 to be protected
 in the case of
 the public land
 in the District of
 13 January 1891
 and allow matters
 to remain as they
 are to the best
 interest of the

L.S.

from change is more
clearly established.

There is nothing to
show that any of
the Smiles are badly
broken. and the
Govt. are not prepared
to pay a large amount
of compensation
in order to secure
the power of assuming
the management.

It will be ascertained
from the Col. & others
there is any objection
to the adoption of the
measure.

2. It appears to Govt.
that the case much
more than being

19
imperfectly considered
by W. Chamberlain
in recommending
the introduction of the
act at the stations,
about 3 of which it
now appears that it
could be better.
Without description
fixing it to the
pay of compensation
of the Govt. to the
Govt. 2: 8: 10. The Govt.
had no previous
intention - and as
Govt. are necessarily
ignorant of these
details as to the
law published
under Act. 20. of
the Act.

3. The Govt. also
appear to be in

error in supposing that
any fine has been
than that already published
is necessary under
Sec. 13. of the Act - but
if the application of the
law to the District be
suspended, it will be
unnecessary to consider
the point further.



14 Feb. 1850. (Revised)

Ms. A. 9. 2. 29

2

By the Hon. Secy.
of the Navy
to the Hon. Secy.
of the Treasury

Ms. A. 9. 2. 29

72