

(1) Number of pages 16
(2) Date of repair 28-4-42
(3) Initials of the Referencer _____

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. <u>142</u>	Press <u>Mis.</u>
Dated <u>23-1-1871</u>	

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
23rd January 1871.*

No. 292. Read the following endorsement of the Secretary to Government,
Public Works Department, dated 17th January 1871 :—

Read the following letter from the Superintending Engineer, 2nd Division, to
the Secretary to Government, Public Works Department, dated Bezoarah,
9th January 1871, No. 139.

IN reply to G. O., No. 2, 4th instant, I have the honour to observe that
water for the removal of saline material from the soil may be furnished at times
when there is abundance of water in the canal. No injury will ensue from
occasional delay as would happen to irrigated crops.

2. I do not, therefore, see any reason to object to the Acting Collector's
proposal to supply water gratis whenever we can afford it to land suffering under
"sowdu" in any part of the delta.

TRANSFERRED to the Revenue Department, with reference to the orders in
that department, dated 19th December 1870, No. 2,061.

(Signed) CHARLES A. ORR, Colonel, R.E.,
Secretary to Government, P.W.D.

No. 293. ORDER THEREON, 23rd January 1871, No. 142.
COMMUNICATED to the Board of
Irrigation, No. 3. Revenue.

(True Extract.)

(Signed) C. D. MACLEAN,
Acting Under-Secretary to Government.

To the Board of Revenue.
,, the Public Works Department.

Exd. F. R. Bantleman.

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Irrigation, No. 3.

COMMUNICATED to the Board of

Revenue.

(True Extract.)

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Acting Under-Secretary to Government.

To the Board of Revenue.
,, the Public Works Department.

Exd. F. R. Bantleman.

No. 2

PROCEEDINGS OF THE BOARD OF REVENUE

Read again G. O., dated 21st August 1865

ABSTRACT.—*Irrigation works in Kistna District.*—Mr. C. G. Master's report on this subject, reviewed.

THE Board resolve to forward a set of Draft Rules, embodying the views of Government, to the Collectors of the Godavery and Kistna Districts for their remarks.

2. The Draft Rules are meant to be substituted for the "Rules for the Assessment of the Water-rate in the Godavery and Kistna Deltas," approved of in G. O., dated 31st October 1865, No. 2,665, and must be carefully examined.

(A true Extract.)

J. G. Mole
Secretary.

To the Collector of the Godavery District, with Rules.
To the Collector of the Kistna District do.

Copy to the Chief Secretary to Government, with Rules.

Ed. T. Cartledge.

16 of
G.O. of 1871/13
REVENUE.
THE BOARD OF REVENUE,
Secy, Secy, Secy

Dated January 23rd.
Recd.

G. O., 23rd January 1871, No. 142.

JANUARY.
Nos. 292-293.

Land suffering under "a rule" in Kistna District.—Letter from Supt. Irrigation Engineer and Division, on the proposal to supply water gratis whenever it can be afforded, communicated to Board of Revenue.

DRAFT RULES FOR LEVYING WATER-RATE IN THE KISTNA AND GODAVERY DELTAS.

RULE I.—The water-rates charged for irrigation in the Godavery and Kistna Deltas are as follow:—

- (1). For a single *wet* crop, Rupees 4 an acre.
- (2). For a second *wet* crop on irrigated land, Rupees 4 an acre, provided that the cultivator may compound for irrigation for two crops for a term of years not less than five ~~or in perpetuity~~ for Rupees 6-8-0 an acre.

N.B.—A second crop is a crop grown on land on which a first crop has been grown in the same *fasti*.

- (3). For a second *DRY* crop on irrigated land, Rupees 2 an acre, except where the land-holder has compounded under Clause 2.

- (4). For sugar-cane, betel, plantains, and other garden produce remaining on the ground for the time of two crops, Rupees 8 an acre, provided that the cultivator may compound for a term of years not less than five, ~~or in perpetuity~~ for Rupees 6-8-0 an acre, ~~but if no water is required for garden produce and an ordinary supply is taken for an ordinary crop, a single rate will be charged.~~

- (5). For a dry crop grown on land for which irrigation has never been supplied, or having been once supplied has been since discontinued under Rule III. Rupees 2 an acre, whether the crop be a first or a second crop. These rates shall be paid according to the kistbundy of the district.

- (6). Ryots taking water for a portion of a field will be charged for that portion only, but fractions of an acre will be taken as an acre in calculating the charge.

- (7). When the water used for irrigation cannot be obtained without raising it by ~~baling or mechanical contrivances~~, a deduction of one-fourth of the water-rate will be made.

RULE II.—(1). ~~Except in the case of isolated fields which, being surrounded by irrigation and not rendered unfit for wet crops by Soudoo or otherwise, are necessarily benefited by that surrounding irrigation,~~ cultivators will be allowed to take or to refuse irrigation for WET crops every year on condition that a formal application specifying the number and extent of the fields for which irrigation is sought or declined, be sent to the ~~Tahsildar through the Curnam~~ up to the following dates:—

Applications for irrigation to be supplied.

- (a). For a first crop, 30th June.

- (b). For a second crop, 30th November.

Applications for irrigation to be discontinued, 31st March.

If the application is for irrigation to be discontinued, the Curnam, in forwarding it, will report by endorsement whether the land is in the exceptional position described at the beginning of this rule or not.

- (2). When water is required for dry crops under Rule I., Clause 5, the application may be made at any time.

Board of Revenue,
MADRAS.

Rev. 1872. *Depu.*

PROCEEDINGS, 16TH OCTOBER 1872, No. 2,012.

Depu. Secy. 17/12
Encl. 2

Received

26/10/72

OCTOBER

No. 2,012.

Water-rate — in Godavery and Kistna Deltas.—A set of Draft Rules, proposed to be substituted for rules now in force for assessment of —, forwarded to Collectors concerned for their remarks.

7/11/72

26/10/72

28/10/72

(3). When water is not available for all applicants, the order in which applications should be admitted is to be as follows:—

(a). To compounders under Rule I, Clauses 2 and 3, preference being determined first by date of compounding and second by period compounded for.

(b). To applicants for water for two crops or one of sugar-cane, etc.

(c). To those who have received water longest, preference being given to those whose lands lie nearest the head of the channels.

(4). In the case of all applications for irrigation to be supplied, water being available, and of all applications for irrigation to be discontinued which do not fall within the scope of the exception, the Tahsildar will admit the application, enforce it to that effect, and give it back to the Curnam for delivery to the applicant.

(5). Printed forms of these applications will be kept in stock by the Curnam.

(6). A register of applications showing whether they have been admitted or rejected will be kept both by the Tahsildar and the Curnam.

(7). The Tahsildar will send extracts from his register to the Range Officer every week. The Curnam's register will be kept open to inspection by the villagers.

RULE III.—When land has once been irrigated as wet land it will be described as such in the accounts, and will be supplied with water and remain liable to the water-rate (water being available) until a formal application for the irrigation to be discontinued has been made and admitted in the manner prescribed in Rule II.

RULE IV.—Application for water for dry crops grown on dry land, i.e., land for which irrigation has never been supplied, or having been once supplied has been since discontinued under Rule III., may be made at any time to the Curnam, who will send one copy to the Delta Goomastah or Overseer and one to the Tahsildar.

RULE V.—When water is taken for land not previously irrigated before a formal application for it has been made, as prescribed in Rules II. and IV., a water-rate equal to once-and-a-half times the rate chargeable according to Rule I. will be rigidly exacted, and if no application is made or there is reason to suspect that the cultivator meant to evade payment, the rate charged shall be double that prescribed in Rule I.

RULE VI.—Zemindars and Inamdars will be allowed to compound for fixed yearly payments or according to the quantity of water supplied. When no such composition is made, the cultivators will be subject in all respects to the Rules, but the applications referred to in Rule II. will be sent to the Deputy Tahsildar in charge of the Zemindari.

RULE VII.—No water-rate will be levied for a single crop on lands in Inams and Zemindaries which have been determined by the Collector under the orders of the Board of Revenue, to be entitled to irrigation from before the time the anicut was built as "mamool wet" lands.

RULE VIII.—Water will be granted free of charge on application to the Department Public Works Officers through the Collector for flooding lands made barren by "Soudoo," whenever a sufficient supply of water is available, for a period not exceeding two years, provided that if a crop or crops are raised on the land during this period half the usual water-rate will be charged.

RULES FOR THE ASSESSMENT OF THE WATER-RATE IN THE GODAVERY AND KISTNA DELTAS.

The new Revenue Settlement will be made in the Godavery and Kistna Deltas on the principle of an assessment of the land according to its natural capabilities without irrigation, and a separate water assessment to be levied as follows:

2. All lands now permanently supplied with the means of irrigation for a single wet crop, and which are now cultivated as Nunjah, and have actually been irrigated for two or more seasons, shall be classed as "irrigated" and charged Rupees 4 per acre per annum for water, in addition to their fixed land assessment. Such land shall not be transferred to Punjab unless the means of irrigation fail permanently.

3. Where water is supplied for a second crop of any description on Nunjah land, a water-rate of Rupees 4 per acre shall be charged for the same; but it shall be competent to any land-holder to compound for irrigation for two crops either for a term of years or in perpetuity, at the rate of Rupees 6-8-0 per acre, payable annually (in addition to the land assessment,) except on the occurrence of a total failure of water.

Such composition shall not be for a less period than five years, and if it be made without limit as to time, one clear year's notice of its discontinuance must be given.

Where it may be necessary to execute new works at Government cost in order to provide the required supply, such preliminary agreements for the continuance of the water-rate as may in each case appear necessary shall be taken from the land-holders for whose benefit the work is designed, but the fulfilment of the agreement will depend on Government sanctioning the proposed outlay for the works. Omitted

8. Where water is temporarily required for Panjah crops and dry land, application may be similarly made at any time, and the Collectors will arrange with Department of Public Works for the supply, if other exigencies will admit of it.

9. Where water is surreptitiously taken by Ryots, double the water-rate which would be chargeable according to these rules, shall be rigidly exacted, and the parties thus taking water will be further liable to a criminal prosecution. A modification where water is taken without leave but not with intent to cheat. Omitted

10. These rules shall apply to Zemindari and Inam lands, except where, in the case of Zemindaries, a composition shall have been made either for fixed yearly payment, or according to the quantity of water supplied. Provided always that no charge whatever shall be made under these rules for a single crop on Zemindari or Inam land where such lands are proved to have been customarily cultivated with wet crops under old tanks, channels, or by any other means of irrigation whatever, prior to the construction of the anicuts, or to have been charged in the accounts with such a rate of assessment as indubitably indicates the title of such land to water, or by the terms of the grant to have been given as Nunjah Inam.

11. The arrangement, whereby in a part of the Kistna Delta in the old Guntoor Division a consolidated water-rate of Rupees 4 per acre has been introduced, will be superseded by the present rules. But in the other parts of the Delta in that division where the

No. 248.

PROCEEDINGS OF THE BOARD OF REVENUE, dated 20th February 1873.

Read the following letters:—

From the Collector of the Godavery District, to the Secretary to the Board of Revenue, dated 27th November, and 4th December 1872, No. 367 and 378.
From the Collector of the Kistna District, to the Secretary to the Board of Revenue, dated 11th November 1872, No. 2,716.

ABSTRACT.—Submitting remarks on the Draft Rules for assessment of water-rate, with reference to Board's Proceedings, dated 15th October 1872, No. 2,012.

1. THE following alterations are proposed in the Draft Rules for the assessment of the water-rate in the Godavery and Kistna Deltas, forwarded to the Collectors of those districts with Board's Proceedings, 15th October 1872, No. 2,012:—

RULE I.

2. (1). Clause 2.—To be restricted to wet crops and second crop defined to be a crop raised on land on which another crop has been raised in the same fasli.

(2). Clause 3.—Owners of gardens to be charged only the single rates which they take water not for garden produce but for an ordinary crop grown in the garden.

(3). Ryots taking water for a portion of a field to be charged for that portion only, fractions of an acre being counted as an acre.

(4). A deduction of one-fourth to be made when water is necessarily raised by mechanical means.

(5). If anicut water is used for land under tanks assessed as *wet*, a water-rate of 1 or 2 Rupees to be charged, or the land to be re-assessed as *dry* and the full water-rate charged.

(6). The circumstances under which remission will be granted to be mentioned, and the extent to which the Department Public Works Officers will have a voice in this matter.

(7). In Clause 4, the charge for *dry* crops irrigated on *dry* land should be Rupees 1 for each flooding.

(8). That less should be charged for a second than for a first crop as in the Rules circulated with Board's Proceedings, dated 10th June 1872, No. 955.

3. The last three suggestions do not commend themselves to the Board. Remissions are provided for in the Remission Rules, and Water-Rate Rules are not the place to define the extent to which the advice of Officers of the Department Public Works should be followed in the matter. Rupees 2 is not too

high a charge for watering a *dry* crop even if only one flooding is required. There is no sufficient reason for altering the existing practice under which as much is charged for a second as for a first crop.

4. With regard to the 5th suggestion, a report should be submitted on the present practice. The case is a very exceptional one and may be dealt with separately.

5. The first four suggestions will be embodied in the draft submitted to Government.

RULE II.

6. (1). The exception with regard to isolated fields benefited by surrounding irrigation to be omitted, and a new rule added to the effect that such lands will be charged.

(2). The word "necessarily" to be altered into "actually," and the Settlement Officer left to decide whether the land is benefited by the water or not, because in some cases land used for *dry* crops, mango plantation, etc., is not benefited.

(3). The Rule seems to imply that the cultivator must make his application for water every year, and that unless he does so water will not be given. This is inconsistent with Rule III. A list might be prepared by the Curnam after the 31st March showing lands irrigated for which application to discontinue irrigation had not been received.

(4). Applications for irrigation to be made before the 30th June for first crop and the 30th November for second crop. The period of application to be extended to the end of August, (the Deputy-Collector, Godavery).

(5). When water is not available for all applicants the order in which application should be admitted to be as follows:—

(a). To compounders under Rule I, Clauses 2 and 3, preference being determined first by date of compounding and second by period compounded for.

(b). To applicants for water for two crops or one of Sugar-cane, etc.

(c). To those who have received water longest, preference being given to those whose lands lie nearest the head of the channels.

(6). The Munsif and Curnam to report together on the situation of lands when discontinuance of irrigation is demanded.

(7). The forms of application to be printed.

7. With regard to isolated fields the Board think the Rule is clear. If they are fit for *wet* cultivation there is no hardship in charging them as *wet*. If not the Rule provides that no charge shall be made.

8. This Rule allows applications for irrigation to be granted or discontinued to be given every year, but Rule III. provides that if application for the supply of water to be discontinued is not made the supply shall be continued. This will be made a little clearer by an amendment of Rule III.

9. Suggestions 4 and 5 will be embodied in the Rule.

RULE III.

10. (1). The rule cannot be worked in Zemindari lands and should be applicable only to Ryotwari lands.

(2). If one ryot relinquishes land, and another ryot takes it on *durkhast*, it should be considered as *dry* until he applies for water even if the previous holder paid water-rate.

11. The Board cannot see why this rule is unsuited to Zemindari tracts. When Zemindars compound under Rule VI. it will be inapplicable, but they cannot be compelled to compound and there are several cases in which they have not done so.

12. When land has once been irrigated as *wet* land, and is described as such in the accounts, it must remain so, whoever the holder may be, until a formal application is made for the discontinuance of irrigation.

RULE IV.

13. (1). Instead of making the application to the Revenue Inspectors who are always on the move, they should be made to the Curnam, or "to the Revenue Inspector, Tahsildar, Deputy Tahsildar or Sheristadar," and the duplicate should be sent to the Overseer by the applicant himself.

(2). The Delta Goomastah should accept the *durkhast* when the application is presented to him, and the Tahsildar should register his copy in the Taluq Cutcherry.

14. The Board think it will be an improvement to make the Curnam the medium for conveying the application to the Delta Goomastah and the Tahsildar.

RULE V.

15. No alterations are suggested.

RULE VI.

16. (1). This Rule should be made applicable to Inamdars as well as Zemindars.

(2). The second sentence should be omitted because if cultivators in Zemindaries are to make application a separate staff of Revenue Inspectors will be necessary. The power to sell the lands of Zemindari tenants for arrears is doubtful. Zemindars will take advantage of this opening to make their tenants pay Government for the water, whilst they pay the same rent to their landlord.

(3). The wording is obscure (Head-Assistant Collector, Godavery District).

17. The Board agree that Inamdars should be placed on the same terms as Zemindars, but it is observed that they are not allowed to compound under the Rules now in force.

18. The difficulties pointed out in the 2nd suggestion are formidable, but they exist under the present Rules. Zemindars cannot be compelled to compound.

RULE VII.

19. No alteration suggested.

RULE VIII.

20. (1). If a crop is raised during the years that the land requires flooding half the usual water rate should be charged.

21. This is in accordance with G. O., dated 17th April 1871, No. 684. It will be embodied in the Rule, and the period during which free flooding is allowed will be limited to two years.

22. The Draft Rules thus amended will be submitted for the orders of Government with reference to G. O., dated 21st August 1872, No. 1,239. It will be observed that the arrangement is so different from that of the old Rules that nothing would be gained by showing the two sets of rules in parallel columns, but copies of both sets of Rules are submitted and attention is called to the passages in which they differ by printing them in italics, and by notes.

(A true Extract.)

Emle
Secretary.

To the Secretary to Government, Revenue Department,
with two enclosures.
,, the Acting Collector of the Godavery District, with do.
,, the Acting Collector of the Kistna District, with do.

DRAFT RULES.
I.—The water-rates charged for irrigation in the Godavery and Kistna Deltas are as follows :—

- (1.) For a single *wet* crop, Rupees 4 an acre.
- (2.) For a second crop of any description on irrigated land, Rupees 4 an acre, provided that the cultivator may compound for irrigation for two crops for a term of years not less than five or in perpetuity for Rupees 6-8-0 an acre.
- (3.) For sugar-cane, betel, plantains, and other garden produce remaining on the ground for the time of two crops, Rupees 8 an acre, provided that the cultivator may compound for a term of years not less than five or in perpetuity for Rupees 6-8-0 an acre.
- (4.) For a *dry* crop grown on land for which irrigation has never been supplied, or having been once supplied has since been discontinued under Rule III., Rupees 2 an acre.

These rates shall be paid according to the kistbundy of the district.

II.—Except in the case of isolated fields which, being surrounded by irrigation and not rendered unfit for wet crops by Soudoo or otherwise, are necessarily benefited by that surrounding irrigation, cultivators will be allowed to take or to refuse irrigation for *wet* crops every year on condition that a formal application specifying the number and extent of the fields for which irrigation is sought or declined be sent to the Tahsildar through the Curnam up to the following dates :—

Applications for irrigation to be supplied, 30th June.

Applications for irrigation to be discontinued, 31st March.

If the application is for irrigation to be discontinued, the Curnam, in forwarding it, will report by endorsement whether the land is in the exceptional position described at the beginning of this rule or not.

In the case of all applications for irrigation to be supplied and of all applications for irrigation to be discontinued which do not fall within the scope of the exception, the Tahsildar will admit the application, endorse it to that effect, and give it back to the Curnam for delivery to the applicant.

A register of applications showing whether they have been admitted or rejected will be kept both by the Tahsildar and the Curnam.

The Tahsildar will send extracts from his register to the Range Officer every week. The Curnam's register will be kept open to inspection by the villagers.

III.—When land has once been irrigated as *wet* land it will be described as such in the accounts, and will remain liable to the water-rate (water being available) until a formal application for the irrigation to be discontinued has been made and admitted in the manner prescribed in Rule II.

IV.—Application for water for *dry* crops grown on *dry* land, *i.e.*, land for which irrigation has never been supplied or having been once supplied has since discontinued under Rule III., may be made at any time to the Revenue Inspector who will send one copy to the Delta Gumasta or Overseer and one to the Tahsildar.

V.—When water is taken for land not previously irrigated before a formal application for it has been made as prescribed in Rules II. and IV., a water-rate equal to once-and-a-half times the rate chargeable according to Rule I. will be rigidly exacted, and if no application is made or there is reason to suspect that the cultivator meant to evade payment, the rate charged shall be double that prescribed in Rule I.

VI.—Zemindars will be allowed to compound for fixed yearly payments or according to the quantity of water supplied. When no such composition is made, the cultivators will be subject in all respects to the rules, but the applications referred to in Rule II. will be sent to the Deputy Tahsildar in charge of the Zemindari.

VII.—No water-rate will be levied for a single crop on lands in Inams and Zemindaries which have been determined by the Collector under the orders of the Board of Revenue to be entitled to irrigation from before the time the anicut was built as "mamool wet" lands.

VIII.—Water will be granted free of charge on application to the Department Public Works Officers through the Collector for flooding lands made barren by "Soudoo" whenever a sufficient supply of water is available.

1-1-95
28th March 1922 No 155
1873. *De fte*
BOARD OF REVENUE,
MADRAS.
Ch 595

PROCEEDINGS, 20TH FEBRUARY 1873, NO. 218.

De fte 1 March 1873
Encl 2

20th 617-16 Jan 1873

Received March 1/95

FEBRUARY.
No. 248.

9th April 1873
Draft Rules for Assessment of Water-rates in Godavery and Kistna Deltas, as proposed to be amended, submitted to Government for orders.

No 139

Superintending Engineer

San Francisco

9th January 1871

From Colonel J. J. Moherly R.E.

Superintending Engineer 2nd Div.

To Colonel C. A. Orr R.E.

Secretary to Government

S. P. A.

Sir

I in reply to G. O. No 2. 4th inst.

I have the honor to observe that water for the removal of saline material from the soil may be furnished at times when there is abundance of water in the canals. No injury will ensue from occasional delay as would happen to irrigated crops.

2 I do not therefore see any reason to object to the Acting Collector's proposal to supply water gratis whenever we can afford it, to land suffering under "sodhi" in any part of the Delta.

I have the honor to be

Sir

Yours Most Obedt Servant

J. Moherly Colonel R.E.

Superintending Engineer 2nd Div.

Dec. 3445/72

No 139

Superintending Engineer
San Francisco
9th January 1871

From Colonel J. J. Moherly R.E.
Superintending Engineer 2^d Div.
To Colonel C. A. Orr R.E.
Secretary to Government
D. P. A.

Sir

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Yours Most Obedt Servant

J. Moherly Colonel R.E.
Superintending Engineer 2^d Div.

Dec. 3445/72

1871 Dec 22
1889

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2. Horn

The Subscribers

To
The Secretary to
the Board of Civil

Patd 9 January 1891
176

There are however to object
to the collection of people and
to supply the water of a living
river with canals. As it is said, to
stand without being considered
in any part of the object.

17 January 1911

Ad-He orion

Ms. A. 2. 23. 17

Transferred

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Conrad T. Lee

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21. *Strophopogon* *Strophopogon* *Strophopogon*

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