Proceedings of the Madras Government, Revenue Department,
14th May 1872.

No. 163. Read the following Proceedings of the Board of Revenue, dated 30th April 1872, No. 689 :—

Read the following papers :—

From A. McC. WEBSTER, Esq., Acting Collector of South Canara, to the Secretary to the Board of Revenue, dated Mangalore, 9th March 1872, No. 307.

[illegible]-Submitting with reference to the Board's Official Memorandum noted within, translation of the Tahsildar's report, explaining the circumstances under which he recommended a compensation of Rupees 1,071, to Yedtaro Daggappa Chetty, as also of the former order, and his reply thereto.

From J. STURROCK, Esq., Head-Assistant-Collector in charge of South Canara, to the Secretary to the Board of Revenue, dated Mangalore, 5th April 1872, No. 396 :—

ABSTRACT.—Submitting further explanation in connection with the claim for compensation preferred by one Daggappa Chetty for loss sustained by him in consequence of certain Catechu trees included in his farm having been subsequently transferred to the Bombay Presidency during the rectification of the boundary between the districts of North and South Canara.

SUBMITTED to Government with reference to G. O., dated 19th July 1871, No. 1,255.

2. It appears that though the boundary line with reference to which Daggappa Chetty claimed compensation was not sanctioned until December 1868 it had been marked out in 1865. The Tahsildar who recommended the grant of the compensation by mistake regarded the line as fixed when it was marked out in 1865. The Tahsildar's explanation forms an enclosure to the first letter recorded above.

No. 164. ORDER THEREON, 14th May 1872, No. 784.

Forests, No. 6.

ORDERED to be recorded.

(True Extract.)

(Signed) G. McWATTERS,

Acting Under-Secretary to Government.

To the Board of Revenue.
,, the Conservator of Forests.

Ed. F. R. Bantleman.

Collectors Office,
Mangalore, 5th April 1872.

2

№ 396

From,
J. Sturrock Esqre,
Head Assistant Collector in Charge
South Canara

To,
J. Grose Esqre,
Secretary to the Board of Revenue
Madras

Sir,

In reply to your Memorandum of the 22d March 1872 №429, I have the honor to state that when Mr Sewell in 1865 met the Assistant Collector of North Canara in order to settle a boundary dispute (1) which had arisen concerning some other Catechu Jungle, they (2) marked out a new line and proposed that it should be adopted as the boundary between North and South Canara. The Gorta Gudde Jungle lay to the north of this line, and in his original (3) petition Duggappa Shetti stated that on account of its being so situated he had refrained from cutting the Jungle. When the proposed boundary line was submitted to Mr Sadell he

(1) Vide Board's Proceedings 11th August 1866, №3602 –

(2) In October 1865

(3) dated 10th Septr 1868.

he suggested that the Honore river would form a more satisfactory boundary, and it was not until after a good deal of correspondence that the line proposed by Messrs Sewell and Watt was finally adopted, and in December 1868 the boundary stones were put up by the Assistant Collector of North Canara and myself.

× Notification, Govt of India 16th Sept 1867, No 4589 Home Dept.

2. On a reference from the Tahsildar in February 1868 I instructed him that the transfer of lands in rectification of the boundary line should date from the Notification of the Government of India of the 16th September 1867 defining the boundary - but as the North Canara authorities had already commenced collecting the revenue for the Fasly from some of the lands to be transferred to us, this was found to be inconvenient, and it was finally settled that the change in the payments of the revenue should commence from the date of the putting up of the boundary stones. This was a convenient arrangement as the stones were put up in December and the first Kist fell due in January.

3. So far as the cultivated lands were concerned the date of transfer was evidently that from which the occupants commenced to pay their dues to the Governments to which they were respectively transferred; and in the absence of any evidence to the contrary it must be assumed that the uncultivated land was transferred at the same time, but I think it highly possible that Duggappa Shetti believed that the transfer took place when the line was originally marked out, and it was to a great extent this consideration which induced me to recommend the return of the purchase money.

4. The Tahsildar who recommended the large compensation only joined the Taluk in December 1868. He knew that Government had confirmed the boundary line proposed by Messrs Sewell and Watt in 1865, and it apparently never occurred to him to enquire on what date the actual transfer might be said

said to have been carried out.

I have yea

(Signed) J. Sturrock

Head Assistant Collector

In charge.

(True Copy)

J Grose

Secretary

W. Locker

Capt

South Canara Collector's Office
Mangalore 9th March 1872.

No. 307.

From,

A. McL Webster Esq^re.,
Ag^g Collector of South Canara.

To,

J Grose Esq^re.,
Secretary to the Board of Revenue,
Madras.

Sir,

With reference to the Board's Official Memorandum dated 15th January 1872, No 65, I have the honor to submit for their information, translation of a report received from the acting Tahsildar of Kasaragode explaining the circumstances under which he proposed that a compensation of Rs 10/1 might be paid to Dugappa Shetty. I also forward a translation of the order calling on the Tahsildar to report the amount of compensation to be paid and of his reply thereto. The Board will perceive that the Tahsildar merely confined himself to answering the order he had received.--

I have &c
(Sd) A. McL Webster
Ag^g Collector

(True Copy)

J Grose
Secretary

No 1637/72

Enclosure in Ag^g Collector's
to the Board of Revenue's
Memo Chief Secretary
to Government, No. 689,
dated 30th April 1872,
No 689 -

Copy of letter from the
Head Assistant Collector
in charge of South Canara
submitting further explana-
tion in connection with
the claim for compensation
preferred by one Dugappa
Shetti for loss sustained by
him in consequence of
certain Cocoanut trees
included in the farm having
been subsequently transferred to the Bombay
Presidency during the rec-
-tification of the Boundary
between the two Districts
South Canara.

N D Sw Locker
Capt & Asst Agt

No 48

Revenue Millak

Kundapur
27th February 1869.

To

H. S. Thomas Esqre
Aj: Collector of South Canara

Petn of Venkappa Poonja, Tahsildar
of Kundapur Taluk.

Edatare Duggappa Shetti, who had
in 1864 leased for a period of 5 years the
Cateehu jungles in Padavari & Kasba
Baindur Villages in this Taluk, has
presented a Petition stating that in
settling the boundary between this District
and North Canara the Cateehu jungle
called Gorte, included within his farm,
has been transferred to the Honore Taluk
in the latter District, and that consequently
he could not work the said jungle, and
requesting therefore that he may be
compensated for the loss he has thus
sustained equal to the amount he
would have derived therefrom. With
reference to the order No 42 passed thereon
directing me to report whether the
jungle alluded to by the Petitioner
is included within his farm, and whether

1/1/72.

Enclosure in Proceedings
of the Board of Revenue
& the Secretary to Govt
Dated 30th April 1872,
No 689.—

Copy of letter from
the Acting Collector
of North Canara, dated
Kundapur 27th February 1869,
submitting Kundapur Tahsildar's
report on the Petition
of Cupparode Subbaiah
& Cupparode Subbaiah
the circumstances under
which he recommends
compensation of Rs 107
& Cudchan Duggappa
petty.—

it is a fact that it has been transferred to North Canara, and if so to state my opinion as to what amount may be permitted to him on that account, I beg to state as follows:-

No jungle called Gorte Gudde has been mentioned in the notice regarding the sale of Cateehu jungles published at page 82 of the District Gazette of 1864, but a jungle called Gartte Gudda appears to have been entered in the same.

It having appeared that the names of the Cateehu jungles were published in the Gazette according to the list sent by the Forest Department a reference was made to that Department. From the report of the Duffedar of the Forest Department, forming the enclosure of the Overseer's reply, as well as from the report submitted by the Dy Revenue Inspector, in accordance with a tatkid issued to him, after instituting enquiries of the villagers, it appears that there is no jungle called Gartte in the Padavan village as published in the Gazette, but that there is only one jungle called Gorte as stated

in the Petition. It appears that the name "Gartte" may have been entered by mistake for "Gorte".

By the boundary lately fixed the jungle called Gorte has in fact been included in the Honore Taluk within North Canara. The trees standing in that jungle have not as yet been cut down. From the report of the Head Inspector, made after instituting enquiries of the Villagers, it appears that there are (in it) altogether 6440 trees, large & small, that the Core of that number of trees will make 1530 loads, that on an average 80 loads of the same will give one Candy of Cateehu, thus making the whole quantity Candies 19-2-14 the value of which at the present rate viz 60 Rs per Candy will amount to Rs 1141-8- and that deducting Rs 765 being the expenses, at 40 Rs per Candy, which will have to be incurred for the manufacture of the Cateehu the Contractor would get a net profit of Rs 1147-8-

The Shekarnamah of Guruban Annappa & other respectable persons, taken down before me, is to the same effect

effect. It also appears from the state-
ments of the Shahazeurdars that there
are two kinds of Catechu, one formed
into Balls & the other into cakes and
that that in cakes is valued @ Rs 92
and that in balls at Rs 100 per candy.
The value therefore of the above mentioned
quantity viz Candies 19-2-14 at Rs 96
per Candy, the average price amounts
to Rs 1836, deducting from which
Rs 765 being the amount of expences
to be incurred for the preparation
of the same, there remains a net
profit of Rs 1071 which may, in my
opinion, be given to the Contractor.
I shall act up to such orders as you
may be pleased to issue

[Signed] Venkappa Punja
Sahsildar

(True Translation)

W. T. Brewster
Ag Collector

Encl.

Encl.

effect. It also appears from the State-

3
Recd 1637/72 Dept
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Encls III

In a letter from the
Collector of South Canara
to the Secretary to the Board
of Revenue, Madras, dated
9th March 1872.

No 307.

In G Rect No 1273/72

Translation of the
Tahsildar's reply to
the order calling on him
to report the amount
of compensation to be
paid to Duggappa Shetty

Endorsement passed on Petition dated
10 September 1868, presented by Duggappa Shetty
Contractor of Catechu jungles, situated at
Baindur & Padwari villages, stating that the
trees standing at a place called Gorte in
the Padwari village have been included
within the boundary lately fixed upon as
that of North Canara, & requesting that he
might be permitted to fell those trees, or
that he might be allowed the compensation
equal to the amount which may be
realized from the said trees.

Order.

To the Kundapur Tahsildar.

In the notification published at
page 82 of the Dt. Gazette of 1864, regarding
the sale of Catechu jungles, no mention
appears to have been made of the Gorte
jungle alluded to by the petitioner. You will
enquire into the matter & report whether
it is a fact that the spot called Gorte
is within the petitioner's contract, also whether
the trees standing thereon have been included
within the limits of North Canara, & if so
what amount of remission may be made
to the petitioner for the trees so included.

7th October 1868.

Signed/ K. S. Thomas
Ag Collector.

(True translation)

Signed/ Illegible
Ag Collector.

5th 1872 Sept.
Rev: 1637/72
Encls: I.

In a letter from the Collector of South Canara to the Secretary to the Board of Revenue, dated 9th March 1872.

No 307

Judl Dept No 1273/72

Translation of a Report submitted by the Agt Sahebsar Assessor explaining the circumstances under which he recommended a compensation of Rs 10.71 to Gopatare vs Duggappa Shetty

Revenue Stella.

Camp Mangalore
2d March 1872.

To

A. McC Webster Esquire
Acting Collector of South Canara

With reference to your order No 60, I beg to state as follows.

The purport of the Petition No 42 of 1868 filed in the Nazir, in the first instance, by Gopatare Duggappa Shetty alluded to in the said order is to the following effect. That of the Jungles rented by him for the manufacture of Catechu the trees standing on Gorte Judde (hill) have been included within the boundaries fixed upon as that of North Canara, and that therefore an order should be issued permitting him to cut those trees or that he should be allowed compensation equal to the amount the said trees might yield. An order was thereupon passed calling for a report as to whether it is a fact that Gorte Judde and the trees standing thereon have been included within the boundary fixed upon as that of North Canara, and if so what amount should be remitted on account of compensation payable to the Petitioner on account of the trees so included. The purport

of

of this order was that in case Gorte
Sadde was actually included within
the boundary fixed upon as that of
North Canara, a report should be
submitted, only as to what amount
should be paid to the Petitioner. From
the enquiry instituted in the matter
through the Revenue Inspector &c., it
appears that Gorte Sadde was actually
included within the boundary fixed upon
as that of North Canara. A Report
was therefore submitted giving an estimate
of the amount the Petitioner was entitled
to, owing to the loss sustained by him,
calculated with reference to the amount
it would have yielded to the manufacture
of Catechu according to the terms of the
Contract, from the trees growing thereon, had
they not been included within the boundary
fixed upon as that of North Canara.
This calculation was made upon
the number of trees standing on the
hill. Opinion was not asked in the
said order as to whether or not com-
pensation should be paid. Hence the
question was not considered, nor was
opinion expressed on the subject in
my Letter. I beg to return herewith the
Enclosures of the Order.

Your most obedt. Servant
(Signed) Venkappa Punja
Ag. Tahseldar

(True Translation)

W. T. Wilmot
Ag. Collector

Revenue 1872. Dept.

Board of Revenue,

MADRAS.

Ft. 1637.

PROCEEDINGS, 30TH APRIL 1872, No. 689.

Dep. 10 May 72

Encl. 5

Received 11th.

APRIL.

No. 689.

Compensation—claimed by Daggappa Chetty, Catechu Contractor of South Canara District, for loss sustained by him in consequence of certain Catechu trees included in his farm having been subsequently transferred to the Bombay Presidency during the rectification of the boundary between North and South Canara,—Letters from Collector of South Canara, furnishing information called for regarding—, submitted to Government.

No. 784

Letter

14 Board's Rev. Proc. dated 15th May
13 Coll. of South Canara

No. 163–164

C. 13 Inward R. 14 May 72