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MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 1227 Press / Mis.

352-353.

Dated 31-10- 1873.

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 31st October 1873.

No. 352. Read the following letter from Messrs. PARRY & Co., Madras, to the Hon. W. HUDLESTON, Chief Secretary to Government, Fort St. George, dated Madras, 30th September 1873.

We have the honour to enclose a letter from Mr. John Campbell on the subject of copper-mining operations in Nellore and Cuddapah, and shall feel obliged by your sending your reply to us for transmission to Mr. Campbell.

Enclosure No. 1

From J. CAMPBELL, Esq., to the Hon. W. HUDLESTON, Chief Secretary to Government, Madras, dated London, 25th August 1873.

I have the honour to beg the attention of the Government to the correspondence with myself in 1868 and 1869 and to the letter of the Government, No. 1,596, of the 5th June 1869.

2. During the extra time which the Government was so liberal as to grant me, I found my difficulty increased rather than diminished, and that it was impossible to start any new undertaking wherein was any speculative risk. I have been consequently obliged to delay and wait till the effects of the crisis had worn away.

3. I am happy to say that now again have found capitalists willing to go into this undertaking as soon as I can show them the actual concession of the Government. I have, therefore, the honour to send herewith an offer for the concession in more precise terms as to boundaries, which, I hope, will obviate the necessity of any delay in prospecting the country to fix localities. One great difficulty I had to encounter upon the last occasion was in not having the concession when I had the parties willing to go into it, and they became impatient at losing interest by waiting, and so made what they intended as a temporary investment, but which proved a permanent loss by the crisis.

4. I beg to submit that, until the concession be obtained, nothing definitive can be done, as it will form the basis of everything. As soon as obtained, a company will be formed with sufficient capital for working it, and the usual deposits paid, and future calls arranged, which will effectually bind to the work and prevent those contingencies that may arise from delay.

5. I would beg further to submit that Government can run no risk of injury, because, if the terms of the concession be not *bona fide* carried out, Government will have the power by the terms of it to vacate the concession, should they so think fit.

Begging of the Government to forgive me for the delay and trouble which the unfortunate crisis has occasioned, I have, etc.

That a concession or lease be granted to John Campbell, his heirs and assigns, for twenty-one years of the mining rights in the taluqs of Duppaud and Kumbum, Giddalore and Budwail, in the district of Cuddapah, and in the taluqs of Cottagherry, Kavaly, Duttalore, and Buddapoody, in the district of Nellore. That the said J. Campbell will undertake to carry on works in both districts as soon as the works in one are fairly started, or relinquish the right in the district in which he does not carry on work.

2. The said John Campbell will undertake to show, at the expiration of three years (calculating from twelve months after the date of the lease) that he has established, and is working the mines for raising copper ore, and to prove, by the accounts, that he has raised therefrom and exported, or has ready for exportation, a quantity of copper ore calculated to yield 200 tons of copper metal, and at the end of the next two years shall prove, by the accounts, that he has raised within that period a quantity calculated to yield 500 tons of copper, and at the end of the next five years that he has raised a quantity calculated to yield 1,000 tons of copper, or, if he

carries on the operation of smelting the produce as well as mining, that he shall have smelted within the first period 200 tons of copper; within the second period 500 tons of copper, and within the third period 1,000 tons of copper.

3. That the produce of the mines shall be entirely exempt from any duty or import whatever for the period of ten years, and that thereafter the amount of duty or import on such produce shall not exceed ten per cent. of the value according to the authorized tariff. Government to have the option to direct the levy of such duty on the raw produce or upon the copper prepared therefrom.

4. The Government do not undertake to oust any occupying ryots for mining operations; any such removal must be matter of private arrangement between the parties.

5. That a preference of renewal be granted to the lessee on payment of a moderate fine.

6. On failure of any of the above conditions, the lease shall be null and void if the Governor in Council shall so determine.

(Signed) J. CAMPBELL.

No. 353. ORDER THEREON, 31st October 1873, No. 1,227.

Miscellaneous.

THE Government having informed Mr. Campbell in June 1868 that they could only entertain an application for the lease of mining rights over a reasonable area, and having granted him a year to prospect and decide upon the localities for which he would desire a concession, that gentleman, in August of the same year, expressed his intention of coming to India, with a competent miner, in order to examine and select his ground.

2. At his own request, an extension of a year was subsequently granted to him, but it does not appear that Mr. Campbell has actually done anything in the way pointed out to him by the Government; and he now makes proposals very similar to those which he originally submitted.

3. Mr. Campbell will again be informed that the Government cannot entertain the question of granting him any concession until some sufficient evidence in detail is before them to enable them to judge whether or not there is a *prima facie* probability that the enterprise will succeed. Such evidence he has not yet furnished, but the Government are willing to allow him eighteen months in which to obtain and produce it; and he must understand that, should he remain inactive during this period, they will be unable to treat with him any further in the matter.

(True Extract.)

(Signed) J. STURROCK,
Acting Under-Secretary to Government.

To Messrs. Parry and Company.

Exd. F. R. Bantleman.

Madras 30th Sept 1873.

The Chief Secretary
to Government

Sir,

We have the honor to enclose a letter from Mr. John Campbell on the subject of Copper mining operations in Nellore and Cuddapah and shall feel obliged by your forwarding your reply to us for transmission to Mr. Campbell.

We have the honor to be
Sir
Your Obedient Servants

Govt. of [1873] Madras.

REVENUE.

To

Messrs. Parry and Co.

Dated October 31st.

Read.

G. O., 31st October 1873, No. 1,227.

OCTOBER
Nos. 352-353.

Copper Mines in Nellore and Cuddapah Districts.—Informing Mr. Campbell that the question of granting him any concession for working the — cannot be entertained until sufficient evidence is produced to enable the Government to judge whether or not there is a *prima facie* probability that the enterprise will succeed, and allowing him eighteen months for the purpose.

1227. 31.10.1873

To the Chief Secretary to Government — Madras.

Sir,

1. I have the honor to beg the attention of the Govt — to the correspondence with myself in 1868 + 1869 and to the letter of the Govt. N 1596 of the 5 June 1869 —

2. During the extra time which the Govt — was so liberal as to grant me, I found my difficulty encreased rather than diminished and that it was impossible to start any new undertaking wherein was any speculative risk — I have been consequently obliged today and wait till the effects of the crisis has worn away. —

3 I am happy to say that now again I have found Capitalists willing to go into this undertaking as soon as I can shew them the actual concession of the Government — I have therefore the honor to send herewith an offer for the concession in more precise terms as to Boundaries, which I hope will obviate the necessity of any delay in prospecting the country to fix localities — One great difficulty I had to encounter upon the last occasion was in not having the concession when I had the parties willing to go into it, and they became impatient at losing interest by waiting, and so made what they intended as a temporary investment, but which proved a permanent loss by the crisis —

4. I beg to submit that until the concession be obtained nothing definitive can be done, as it will form the basis of every thing — As soon as obtained a Company will be formed with sufficient capital for working it, and the usual deposits paid, and future calls

Rec'd 13th Sept 1873 No 30992

Rec'd 30th June/69 & Oct 1868 No 39.

Letter from Govt to Mr Ellis dated 30/10/68 No 1227 — 31 Oct 68

arranged, which will effectually bind to the work and
prevent those contingencies that may arise from delay.

6. I would beg further to submit that Govt can run no
of injury because if the terms of the concession
not bona fide carried out, Govt will have the pow
by the terms of it to vacate the concession whenev
they so think fit —

Begging of the Govt to forgi
for the delay & trouble which the infatuate cu
has occasioned — I have the honor to be S
Yr most Obt Hble Servt
John Campbell
London 25th August 1893

1. That a concession or lease be granted to John Campb
his heirs & assigns for twenty one years of the mining
in the Talooks of Darsipand and Cumbum, Gidd
& Budwail in the District of Cuddapah and
the Talooks of Cottapherry, Kavaly, Duttalore,
Cuddapooby in the District of Nellore — that
said J. Campbell will undertake to carry on
works in both Districts as soon as the works in a
are fairly started or relinquish the right in the D
on which he does not carry on work —

2. The said John Campbell will undertake to thro

9

expiration of three years (calculating from 12 months
after the date of the lease) that he has established
and is working the mines for raising copper
ore, and to prove by the accounts that he has raised
therefrom and exported or has ready for exportation
a quantity of copper ore calculated to yield 200
tons of copper metal, and at the end of the next
two years shall prove by the accounts that he has
raised within that period a quantity calculated
to yield 500 tons of copper and at the end of the
next five years that he has raised a quantity
calculated to yield 1000 tons of copper, or if
he carries on the operation of smelting the produce
as well as raising it that he shall be required
within the first period 200 tons of copper, within the
second period 500 tons of copper and within the
third period 1000 tons of copper —

3. That the produce of the mines shall be entirely exempt
from any duty or import thereon for the period of five
years, and that thereafter the amount of duty or
import on such produce shall not exceed ten per cent.
of the value according to the authorised tariff —
Government to have the option to direct the levy of
such duty on the raw produce or upon the copper
prepared therefrom —

4. The Govt do not undertake to oust any occupying
ryots for mining operations, any such removal
must be matter of private arrangement between the parties.

That a preference of renewal be granted to the lessee on payment of a moderate fine —
On failure of any of the above conditions the lease shall be null and void if the Governor in Council shall so determine —

John Campbell

4 G 31/6 (a) & 1/73 No 135

4 G 30 2/73

Memo for plan on No 3092

Messrs. Parry & Co - Madras

Letter from Mr J. Campbell on the subject of copper mining operations in the Nellore Dt.

30th Sept 1873

In 1864 Mr J. Campbell applied to this Govt for a copper mining lease - In the G.O. dated 23 Jan 68 No 195, the Govt whilst declining to grant the exclusive privilege of working copper ores thought an extended range expressed their willingness to consider any definite application regarding a particular locality if satisfied of the competency of the applicants. They pointed out however that they could not undertake to evict occupying ryots, with whom therefore it would be necessary for the applicants to make their own arrangements.

I cannot gather that Mr Campbell has actually done any thing since 1868 - has he come out to the Nellore District? has he found what he wanted? I would take him at the application of the Secretary of State backed by the former

Dr Campbell Thompson applied for a mining lease of the whole of the Kellaw District for 21 years. The first again expressed their desire to so extended a range, but allowed one year from October 1868 to "prospect" the ground, and stated that they would be ready to grant a lease of any boundary selected if at the disposal of Govt.

The first reported their proceedings & the Secretary of State also approved of them, but desired that it should be carefully ascertained that capital would be forthcoming for the enterprise before granting the lease.

In March 1869 Dr Campbell asked for a further year within which to submit his proposals. This was granted on C. O. 8 June 1869, thus taking him to 1 Oct 1870.

June 1869 Dr Campbell has apparently taken no further steps in the matter but he now renews his application. Through Hays Davy Co for a mining lease of four square miles in Kellaw and four in Carlsdapah. His proposals are very similar to those made on the former occasion which were accepted by first except as to area. He explains that he cannot get up a company until

formation of a tramroad connecting it with the main line. Essential to the prosperity of the enterprise.

a concession as he seeks. It is admitted that he has met the requisite conditions & therefore to award him a lease first. is to look at the en-

on the price for four years from date and pay him a "Crown stand" for creating a Company - who may be required & may as such be main main to pro action - when he has formed his Company & made the necessary examinations of the country & invested [illegible] in the

he has the concession
a lease.

Since 1868, however, the
views of the Madras Govt.
in regard to the rights of
the State in minerals have
apparently undergone a
change - It will be seen
that at that time they
were prepared to grant
a lease for minerals
leaving the terms to arrange.
for compensation to surface
owners, which should terms be same
they then thought there willing to accede
surface owners must no be used unto
right below the surface. taking in at Lds
But in Jany 1872, they subsequent changes
endorsed the opinion of mine as the
of the Board of Revenue that Govt
"that except in port waste in to Govt Lds
into & for as the

rights of the land
holders the friends
terms of the Govt
cession can be
settled.

Campbell's present
objection is con-
cerned but I think
he ought to warn
him that the orders
passed in the Case
in the in 18 months
or 2.

L & L.

† See letter
dated Aug 21
numbered 460
11 Jan 1872.

I concur - the area
asked is excessive & I advise
that in addition some attach
is Zemindari judge of the
names

22/10

Govt cannot entertain
the question of granting

15

"in which no claims of the
"community have by custom
"or otherwise any claim
"the State has no right
whatever to the produce
of mines".

This view is evidently
at variance also with
that held in 1872 by the
Govt of India also that
apparently adopted the
Secy of State for India
that the Govt is the ordinary
"owner of all minerals
"below the surface and
can convey to whom it
"sees the power of working
"such minerals"

Orders are requested

WD.

Confession in this case,
until some suspend
evidence in detail is
before them & enable
them to judge that whether
it ought there is a prima
facie probability that
the interference will
succeed. Mr Campbell
(as before remarked)
does not appear to have
furnished us with
any such evidence -

When he has done so,
it will be a question whether
1. to grant the Confession
in toto & ought it to be provided
that if in the opinion of the

is sufficient proof has
been made in the
Company's operations within
a certain specified
time, they may cancel
the Confession - or

(2) to visit the
holders the Company is about
formed, & then grant the
Confession -

Some individual thinks
that if we adopt the
2nd rather than the 1st
of these alternatives, it
will be impossible for Govt.
to
will be impossible for
from a Company; and
this wd a subject for

Memo for Orders

Letter from Messrs Parry & Co enclosing one from Mr John Campbell on the subject of copper mining operations in the Nellore Dt

repet. if Govt is really of any probability of profitable mining operations being carried on

Oct 26/73

Revenue Dept

No 1224

Pros of the Madras Govt

Under date the 3rd Octr 1873.

Read the following letter from Messrs Parry & Co Madras

Submitting letter from Mr John Campbell on the subject of Copper mining operations in the Nellore Dt requesting a reply thereto for transmission to that gentleman.

M.R. 30 September 1873

The Govt having informed Mr Campbell in June 1868 that they could only entertain an application for the lease of mining rights over a reasonable area and having granted him a year to prospect and decide upon the localities for which he would desire a concession that gentleman

Oct 30/10

e. 17 Oct 73 R 25 Oct 73 Rl 30/10 k. 31/10

gentleman in August of the same year expressed his intention of coming to India with a competent miner in order to examine and select his ground.

2. On his own request an extension of a year was subsequently granted to him but it does not appear that Mr. Campbell has actually done anything in the way pointed out to him by the Govt, and he now makes proposals very similar to those which he originally submitted.

3. Mr. Campbell will again be informed that the Govt. cannot entertain the question of granting him any concession until some sufficient evidence in detail is before them to enable them to judge whether or not there is a prima facie probability that the enterprise will succeed. Such evidence he has not yet furnished but the Govt are willing to allow him 18 months in which to obtain & produce it, and he must understand that should he remain inactive during this period they will be unable to treat with him any further in the matter.

Mem. Panj Govt. Dec 13/80

Q.O

On letter from Messrs Finlay
Ho. enclosing one from Mr
John Campbell on the
subject of opperations
with Willow Bottnet

c. 30 Oct 73 R. 31 Oct