M.R.O. 1—20,002—12-8-65.

(1) Number of Pages 8

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MADRAS RECORD OFFICE

GOVERNMENT OF MADRAS

Revenue DEPARTMENT

G.O. No. 1103 Press
~~B.P. No.~~ ~~Mis.~~

Dated 15.8.1876. ~~196~~ .

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department,
15th August 1876.

No. 140. Read the following Proceedings of the Board of Revenue, dated 10th August 1876, No. 2,040:—

Read the following letter from H. W. BLISS, Esq., Acting Collector of Madura, to C. A. GALTON, Esq., Acting Secretary to the Board of Revenue, dated 5th August 1876, No. 292:—

I HAVE the honor to submit, herewith, translation of a plaint in Original Suit No. 692 of 1875 on the file of the Madura Munsif's Court, but since transferred to the Subordinate* Court on my application, and in which the Deputy Collector on General Duties and the Range Officer have been made the 14th and 15th defendants, together with a draft of the written statement I propose to put in on their behalf; and to request sanction for the defence of the suit at the public expense.

* No. 59 of 1876.

2. This suit is closely connected with Original Suit No. 37 of 1875 on the file of the Subordinate Court which relates to the division dam in the Vadakarai channel, and the defence of which was sanctioned in G.O., dated 25th November 1875, No. 1,695, communicated by the Board in their Proceedings of the 26th idem, Miscellaneous No. 10,588.

3. The plaintiff in the present suit is 3rd defendant in Suit No. 37 of 1875 above referred to, and claims damage alleged to have been sustained by him by the lowering the dam above mentioned. The plaintiff has no individual right to the dam, and not therefore entitled to the damages sued for.

4. The value of the suit is Rupees 1,069-8-0, and it is posted for hearing on the 28th instant.

ENCLOSURE No. 1.—Translation of Plaint.

ENCLOSURE No. 2.—Draft Answer.

SUBMITTED to Government with the recommendation that the defence of the suit be sanctioned and the answer approved.

2. This suit relates to an irrigation dispute which is fully described in the Board's Proceedings recorded in G.O., dated 25th November 1875, No. 1,695. In order to regulate the distribution of water in the proportions of one-sixth to plaintiff's village, Vilamputty, and five-sixths to nine other villages, a flooring of uniform level with three vents was made in 1851 at the head of the common source of supply. The water for the nine villages passed through the middle vent into a main channel and the supply for Vilamputty through the other two vents into side channels. In 1867 it was found that this arrangement did not suit, and, in order to secure to Vilamputty its proper share of water, the floor of the middle vent was raised 21 inches. To this the people of the other villages objected, and eventually in 1875 it was arranged that the dam in the middle vent should be reduced to 10 inches. The object of Original Suit* No. 37 of 1875 is to have the original arrangement of 1851 enforced. While the plaintiff in the present suit sues for Rupees 1,069-8-0, damages alleged to have been sustained from

* G.O., 25th November 1875, No. 1,695.

want of water to cultivate his land owing to the arrangement of 1867 not having been maintained. The suit is posted for hearing on the 28th August 1876.

(A true Copy and Extract.)

(Signed) C. A. GALTON,
Acting Secretary.

No. 141.

ORDER THEREON, 15th August 1876, No. 1,103.

Miscellaneous.

THE defence of the suit is sanctioned as proposed. The result of the suit of 1875 should be reported.

(True Extract.)

(Signed) D. F. CARMICHAEL,
Secretary to Government.

To the Board of Revenue.

Exd. A. Grubert.

which was sanctioned in G.O. dated 25

Revenue Department.

1107/3

Proceedings of the Board of Revenue.

Dated 6th August 1876

Read the following:-

No. 292.

From

H. W. Blois Esqr.

Ag. Collector of Madura.

To C. A. Galton Esqr.

Ag Secretary to the

Board of Revenue

Madras

Sir.

I have the honor to submit herewith translation of a plaint in O.S. No. 692 of 1875, on the file of the Madura Munsiff's Court, but since transferred to the Subordinate Court, on my application, and in which the Deputy Collector on General duties and the Range Officer have been made the 14th and 15th Defendants, together with a draft of the written statement I propose to put in on their behalf, and to request sanction for the defence of the suit at the public expence.

2. This suit is closely connected with O.S. No. 37 of 1875 on the file of the Subordinate Court which relates to the diversion dam in the Vadakaraie channel and the defence of which was sanctioned in G.O. dated 25th

Govt. of India Madras

REVENUE.

To

THE BOARD OF REVENUE.

Dated August, 15th.

Read.

G.O., 15th August 1876, No. 1,103.

AUGUST.

Nos. 140-171.

Suit No. 59 of 1876 on the file of the Sub-Court of Madura.—Sanctioning the defence of—at public expense; and awaiting the report of result of the suit of 1876.

November 1875, No: 695, communicated by the Board in their Proceedings of the 26 Idem Miscellaneous No: 10.588

3. The Plaintiff in the present suit is 3rd Defendant in Suit No: 37 of 1875 above referred to and claims damages alleged to have been sustained by him by the lowering of the dam above mentioned. The plaintiff has no individual right to the dam and is not therefore entitled to the damages sued for.

4. The value of the suit is Rs 1069-8-0 and it is posted for hearing on the 28th Instant.

Collector's Office
Madura
5th August 1876.

Thavarse
(sd) H.W. Bliss
Asst Collector.

Submitted to Government with the recommendation that the defence of the suit be sanctioned and the answer approved.

This suit relates to an irrigation dispute which is fully described in the Board's Proceedings pended in G.O. dated 25th November 1875, No: 695. In order to regulate the distribution of waters in the prosecution of the plaintiffs village, Vellampatty and 5/6 to nine other villages — a flooring of uniform level with the three vents was made in 1857, at the head of the common source of supply. The water for the nine villages passed through the middle vent into a main channel and the supply for Vilampatty through the other two vents into side channels. In 1869, it was found that this arrangement did not suit and in order to secure to Vilampatty its proper share of water the floor of the middle vent was raised 2 Inches. To this the people of the other villages objected and eventually in 1875, it was arranged that the dam in the middle vent should be reduced to 6 Inches.

*G.O. 25 Nov 1875, No: 695

The object of O. Suit No 37 of 1875 is that the original arrangement of 1857 exposed Whilst the plaintiff in the present suit sues for Rs 1069-8-0 damages alleged to have been sustained for want of water to cultivate his land owing to the arrangement of 1869 not having been maintained.

The suit is posted for hearing on the 28th August 1876.

(Three pages Entered)

A.G. Walter
Asst Secretary.

To The Secretary to Government
Revenue Department with the
2 Inds: Returned.

Comps
Comparison
Free Draft

No 1107

The defence of the suit is sanctioned as proposed. The result of the suit of 1875 should be reported.

2nd Copy

To the Board of Rec. on Claims

15 August 1876

Letter to Augustus Hyde
dated 10 Aug 1876
re suit 13
encl ORD

Proceedings of the Board of Enquiry.

No 1107. 15 August 1876

Military Order

Ex Quartermaster's Letter from Officer Commanding Station Fort Bidwell, reporting U.S. &c. &c. Suit of 1876, on the Military Reservation of Fort Bidwell and Transmitting Proceedings of Board of Survey held at that Station, and Statement of Captain and Quartermaster Bayle Beaver, U.S. Army

C. 14 Aug 76. A 15 Aug.