

(1) Number of page 46
(2) Date of receipt 1-5-43
(3) Initials of the Receiver

CONCERNS BOTH BRITISH INDIA
AND INDIAN STATES.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. <u>77</u>	Press <u>Ms.</u>
Dated <u>23-12-43</u>	

Not to be folded or roughly handled

No. 333. Read the following letter from the Officiating Secretary to the Chief Commissioner of Mysore, to the Hon. D. F. CARMICHAEL, Secretary to Government, Revenue Department, Fort St. George, dated Mercara, 4th May 1876, No. 1,285-R7 :—

In continuation of this Office letter, No. 8,926-R28, dated 19th February last, forwarding the Officiating Chief Commissioner's Proceedings, noted in the margin, regarding the boundary dispute between Mysore and Malabar, I am directed to submit, for the information of His Grace the Governor in Council, copies of a report* and its enclosures received on the subject from the Commissioner of the Ashtagram Division.

2. It will be seen from this report that the boundary line in dispute was, with the approval of the Mysore and Madras Governments, determined by Dr. Cleghorn in 1859, and that large stones were erected as boundary marks. Mr. Jellicoe, Assistant Conservator of Forests, Mysore Range, and Abdul Khader, Amildar of the Hegadadevankota Taluk, state that the stones fixed at the time of Dr. Cleghorn's settlement are in their original position, and have not been tampered with. Under these circumstances, the Officiating Chief Commissioner defers offering any opinion on the points in dispute until the several lines have been surveyed, and the facts upon which the proposal for altering the existing line is based are more fully ascertained.

3. I am desired to take this opportunity of forwarding copy of another report, No. 930-352, dated 18th March last, with enclosures, received from the Commissioner of the Ashtagram Division regarding that portion of the boundary between Mysore and Malabar, beyond the Mango tree, on Shagabettin. This portion of the line was determined in 1868 by a Commission consisting of Captain vanSomeren and Mr. Wellesley on the part of Mysore, and Messrs. Underwood and Fullerton on that of Madras, and was approved by the Madras and Mysore Governments. It has now been brought to notice that Mr. Peet, Assistant Conservator in charge of the Wynad Forests, has cut a fresh line east of that fixed in 1868, and within the limits assigned to Mysore, to enable him to survey a line which he considers to be the correct boundary. As Mr. Jellicoe, of the Mysore Forest Department, and Mr. Peet differ in the identification of the line laid down by the Commission, I am to suggest that the Superintendent of the Madras Revenue Survey may be asked whether he cannot, with the aid of the report of this former Commission, identify the line. In case Colonel Hessay is unable to do so, the Officiating Chief Commissioner is of opinion that the best course will be to direct the two Members of the Commission who are now available, *viz.*, Captain vanSomeren and Mr. Underwood, to proceed to the spot and retrace the line as fixed in 1868.

4. In bringing Mr. Peet's improper proceedings to the notice of the Madras Government, Mr. Dalrymple requests that that officer may be cautioned against the repetition of such irregularities in future.

*Proceedings of the Madras Government, Revenue Department,
30th May 1876.*

Enclosure No. 1.

From the Commissioner, Ashtagram Division, to the Secretary to the Chief Commissioner of Mysore, dated Mysore, 18th March 1876, No. 941-G254.

Referring to your docket, No. 7427-1872, of the 22nd December last, and to the Proceedings of the Chief Commissioner, No. 8,925-R56, of the 10th February last, regarding the boundary dispute between Mysore and Malabar, I have the honor to submit, for the information of the Chief Commissioner, the enclosed report* on the subject from the Deputy Commissioner of Mysore.

* No. 1,604 of 23rd February 1876, with diagram, original, to be retained.

2. The boundary line between the two provinces was originally demarcated by Dr. Cleghorn in 1859, and having afterwards been accepted by the Mysore and Madras Governments, large stones were erected along it to serve as boundary marks. Mr. Jellison, Assistant Conservator of Forests, Mysore Range, and Abdul Khader, Amildar of Hegadadevankota, who were deputed to inspect the line, concurred in stating that the stones fixed by Major Gib remain in their original positions, and show the correct boundary, and that Mr. Peet's representations are based merely on statements made by a few Kurubers in his employ. This officer has, moreover, taken upon himself to cut a fresh line through a Mysore State Forest.

3. Under these circumstances, there is no reason to suppose that the boundary stones have been tampered with, and the charge appears to have been too hastily made. The final settlement of the question may, as suggested, be deferred till the Madras Revenue Survey has plotted the line.

From the Deputy Commissioner, to the Commissioner, Ashtagram Division, dated Mysore, 23rd February 1876, No. 1,604.

I have the honor to acknowledge the receipt of copy of the Secretary to the Chief Commissioner's docket, No. 7427-72, of the 22nd December 1875, giving cover to the Proceedings of the Madras Government on the subject of the statement made that the boundary stones put down between Mysore and Malabar, as decided by Dr. Cleghorn in 1859, had been lately tampered with.

2. As Mr. Jellison, the Assistant Conservator of Forests, had arranged to meet the Madras Forest and Revenue Survey officers for the inspection of the new line of boundary between Kekanahalli and Rampoor town, he was requested by me to inspect and report on the complaint made, for the first time, by the Forest officials of Wynad concerning the alleged tampering with the boundary stones that had been fixed by Majors Gib and Hunter in accordance with Dr. Cleghorn's decision.

3. It will be seen from Mr. Jellison's report* (copy of which is enclosed) that Mr. Peet has been rather premature in his assertions, and that there is little or no foundation, beyond a clerical error made by Dr. Cleghorn, as to the point of the compass, to bear him out in the selection of the line which he desires that the boundary should take. On the contrary, it is very plain from a reference to Dr. Cleghorn's diagram (copy of which is forwarded for ready reference) that the boundary line starts in the correct direction, and that the stones which were fixed along it by the officer deputed for the purpose by both Governments are in their original positions. Abdul Khader, the present Amildar of Hegadadevankota, who is a highly respectable and trustworthy Government official, distinctly denies that their position has been in a way altered. As observed by Mr. Jellison, the stones are of such size as to require the employment of several men to move them. It is, therefore, a matter for surprise that such importance should be attached to the bare allegation of some jungle Kurubers that the removal of the stones was reported by them many years ago to Mr. Turnbull.

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4. A copy of Mr. Jellison's report was, under these circumstances, forwarded to the Collector of Malabar, to whom I stated my willingness to proceed over the line of boundary on any day he might name. In his reply* (copy of which

* No. 333 of 5th February 1876.

is sent) he proposes that the settlement of the dispute by us may be deferred till the Madras Revenue Survey officials have plotted out the boundary lines according to the stones put down by Majors Gib and Hunter, and the new line marked out by Mr. Peet's Kurubers. There can be no objection on the part of the Mysore authorities to this reasonable proposal; but I make this report, in the mean time, to show the steps that have been taken by me in the matter.

5. Mr. Logan, in the latter part of his letter, refers to a dispute further on which has likewise arisen from Mr. Peet cutting a new boundary line of his own without intimation to the Mysore authorities. This matter will, however, form the subject of a separate representation.

From the Officiating Assistant Conservator of Forests, Mysore Range, to the Deputy Commissioner, Mysore District, dated Mysore, 15th January 1876, No. 543-286.

In reply to certain correspondence ending with your docket, No. 2,412, with its enclosures, (herewith returned), dated 4th January 1876, on the subject of the boundary dispute between Mysore and Malabar, I have the honor to report as follows.

2. Having visited the boundary between Mysore and Mudumalle, as has been already reported to you in my letter, No. 521-275, dated 7th instant, I proceeded, *viz* Vaddalore, in company with Mr. Fraser, Sub-Assistant, Madras Revenue Survey, to Rampoor expecting to meet Mr. Peet, Deputy Conservator, Wynad Forests, at that place, having asked that gentleman to arrange to meet me on the 5th or 9th in a damal offroad, dated 1st January 1876.

3. In the absence of Mr. Peet, I regret that I am not in a position to furnish a more detailed report, but must speak of things as I found them, together with evidence which I was able to gather bearing on the subject under report.

4. On arriving at Rampoor, I ascertained that Mr. Peet had paid a flying visit to this place on the 6th instant, and had returned to his camp.

5. On crossing the land at Rampoor I was struck by a line running through the thin Marigudi forest, which I found on inquiry to have been cleared by the Wynad Forest Duffadar Kalla, acting under orders received from the Deputy Conservator, and to be under survey by the Madras Revenue Survey Department.

The line would appear to run nearly in the same direction as that indicated by the letters *a, a, a*, in the accompanying sketch, and known as Colonel Mackenzie's line but only nearly, Mr. Peet having carried his line apparently without regard to either water shed or the old bandy-track.

I may here state in passing that this would have been noticed earlier had I not been under the impression that all work had been stopped in accordance with my letter, No. 433-283, dated 21st November, to the address of Mr. Peet, and his reply thereto, copies of which are enclosed.

6. In the latter part of paragraph 2 of his letter addressed to the Board of Revenue, dated 18th October 1875, Mr. Logan says: "The Board will also see from the correspondence that Dr. Cleghorn took the trouble to clear the line he thus decided upon." This agrees entirely with what was observed when going over the line as far as the Kallangudda, known also as Minchogol, in company with Mr. Fraser, as also with the statements of the Mukistan of Chendurudi and Kuruba Mada, son of Katha of Vaddalore, on the part of Malabar, and of Amildar Abdul Khader (at the time the stones were fixed an Overseer in the Mysore Forest Department), *viz*, that the stones which are very heavy and difficult to move, are at the present moment in their original positions. This would appear to at once confute Mr. Peet's statement.

7. I cannot agree with Mr. Peet in the deductions which he draws from paragraph 38 of Dr. Cleghorn's report. In the first place, Mr. Peet admits that there are two cart-tracks, whereas

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my information and I may add my observation goes to show that not only are there two but several tracks all debouching at one point, viz., the Rampoor ford; and this is very natural as the tracks do not appear to be village communications, but what may be termed "tops" or tracks leading into the interior of the forest which were formerly used for drawing out timber.

Again, Dr. Cleghorn states in paragraph 34: "The cart-track from the ford cannot possibly be mistaken as there is no other running west, and, if followed, all that is necessary will be to move the first stone to the Rampoor ford, and the second, where the road cuts Messrs. Ted and Captain Stephens's line, and to place a few intermediate marks along the eastern side of the road."

Here it will be observed that the road is said to run west notwithstanding which it is proposed to place a few intermediate marks along the eastern side of it. This must be a clerical error for southern, and if this view be taken it corresponds with Dr. Cleghorn's diagram with the stones put down, and my own observation, as I found that the old track runs on an easy gradient in a south-westerly direction, whereas Mr. Peet's line disregarding Dr. Cleghorn's sketch starts on in a direction nearly due west and up an impossible gradient about one in four.

Lastly, not only have there been clearly defined lines observable on each side of which trees have been felled evidently a long time ago (these have, in some cases, thrown out shoots as much as twenty feet in height). But Mr. Peet followed the boundary line as demarcated by the stones; he could not have failed to observe this.

3. With such facts coupled with the statements of parties on both sides already given in paragraph 5 of this letter, it would appear to be strange how the Board could have been led to draw such conclusions as those embodied in paragraphs 8 of the Proceedings, which are founded purely on one-sided statements, and which statements throwing grave reflections on the forest officers in the Mysore Commission and now brought forward for the first time.

To summarise, a certain line, viz., c, c was originally agreed to and marked by Messrs. Stephens and Ted in the year 1855, was modified by Dr. Cleghorn in 1859, and accepted by the Mysore and Madras Governments (22d March, No. 421, dated 30th March 1859, from J. B. Bourdillon Esq. to the Commissioner for the Government of the Territories of His Highness the Ruler of Mysore). After this, the stones were fixed along the line agreed upon by Major Cud, who was deputed by both Governments to demarcate the line as agreed upon. Mr. Peet nowhere touches the question of the so-called evidence of a few of his subordinates, chiefly Kurnibers, that the stones had been moved; but no complaint was made by the Wynad Revenue officers at the time, and Abdul Kader now Amildar of Hegaddevashan, distinctly denies the imputation, which denial is supported by Wynad men as referred to in paragraph 6 of my letter and by the result of my inspection.

From the Officiating Assistant Conservator of Forests, Mysore Range, to the Deputy Conservator of Wynad Forests, dated 21st November 1875, No. 433-225.

It is with the honor to inform you that orders were issued to the Ranger on the 20th ultimo to stop all felling in the portion of forest under dispute pending settlement, and to request that you will be good enough to issue like orders.

From the Deputy Conservator, Wynad Forests, to the Assistant Conservator of Mysore Forests, dated 22nd November 1875.

I have the honor to state that I have not replied to your letter in which you suggested Kurnibere as a place for meeting, since I have been expecting orders duly to proceed through Mysore and Madras but cannot start without them. I will write and give you a list of the places at which I shall halt on the route, in case you may be able to manage to be near any of them, in which case we shall be able to arrange a meeting.

*Proceedings of the Madras Government, Revenue Department,
30th May 1876.*

2. I will issue orders to stop the felling in answer to your letter, No. 433-225, of the 21st November 1875.

From the Acting Collector of Malabar, to the Deputy Commissioner of Mysore District, dated Chetmayi, 3rd February 1876, No. 338D.

Replying to your No. 2,560, dated 26th ultimo, I have the honor to suggest that we should defer any meeting for final settlement of the boundary from Rampoor northwards until after the Revenue Survey who are now at work on it can furnish us with plotted maps showing the two lines, viz., that marked out by your Forest Department stones and that which Mr. Peet has lately cleared.

2. With reference to this last-mentioned line, Mr. Peet wrote to me on the 10th ultimo as follows:—

"2. I am sorry, however, to have to state that I saw enough to show me that my strict orders had not been attended to, and the line had not been cut in accordance with what I hold to be Dr. Cleghorn's boundary. I received an intimation to cut a line as nearly as possible along what I considered to be Dr. Cleghorn's boundary, to enable the Survey Party to proceed towards the completion of their last year's work, the demarcation of the Poolpully forest, with the Mudumallay work already finished. I was just starting for Mysore, and therefore gave full instructions to my writer, gave him a copy of Dr. Cleghorn's letter, and sent him to trace the line. He states, however, that the Coorumbers would not listen to him and keep the bandy-track running west, but started a line (due west) a little above the bandy-track. This I found to be the case. The third stone was laid by Dr. Cleghorn at Devatakabetta. The line traced by my Coorumbers goes straight across country to Devatakabetta."

You will see, therefore, that the line has not been taken exactly as Mr. Peet directed, but it will give a sufficient approximation to enable us to come to a definite understanding. The Revenue Survey are also surveying the line marked by your Forest Department.

3. Beyond Devatakabetta (Ted and Stephens's third stone) the boundary seems to be clear as far as the large Mango tree.

4. Beyond the Mango tree the boundary again seems to be doubtful, as Mr. Peet considers your Forest Department, in clearing the line which exists at that point, have misinterpreted the decision arrived at by Mr. Underwood and Captain Pallerton on the one part, and Mr. Wollasley and others on the part of Mysore. I have asked Mr. Underwood to inspect the line as at present marked, and, if he is not satisfied with it, to have another narrow line cleared to enable the Revenue Survey officers to survey it also.

5. We can arrange to meet and settle both points finally as soon as the maps are ready. I am writing to ask Major Cudde to send copies to you as soon as they are ready.

From the Commissioner of Ashtagram Division, to the Secretary to the Chief Commissioner of Mysore, dated 18th March 1876, No. 999/182C.

Answering to previous correspondence on the subject of the boundary dispute between Malabar and Mysore beyond the Mango tree on Sheeshabetta, I have the honor to forward Major Hills Report,* No. 1,402, of the 23rd ultimo, and its enclosures, from which it will be seen

* In original with sketch, to be returned.

that the line in this portion of the boundary was determined in 1858 by Captain van Sonneren and Mr. Wollasley on the part of Mysore and Messrs. Underwood and Pallerton on that of Malabar; and that the Deputy Superintendent, Revenue Survey, and the Deputy Commissioner, Mysore, suggest that Captain van Sonneren and Mr. Underwood should inspect the line fixed by them in 1858, and accepted by the Mysore and Madras Governments, and report whether the present demarcation shows the correct boundary. The course suggested appears to be advisable, as a final settlement of the question can then be readily made, but it is perhaps not convenient for Captain van Sonneren to proceed to the boundary at present.

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30th May 1876.*

From the Deputy Commissioner, Mysore District, to the Commissioner, Ashtagram Division,
dated 23rd February 1876, No. 1,992.

Advancing to previous correspondence on the subject of the third boundary dispute which has arisen between Malabar and Mysore, I have the honor to forward a copy of the Deputy Superintendent of Revenue Survey's letter, No. 1,512/843, of the 16th December 1875, in which he suggests that Captain van Sonneren, the Conservator of Forests, and Mr. Underwood, the Deputy Collector of Wynnad, should go over the line of boundary which they fixed in 1868 with Messrs. Wallesey and Fullerton, and report whether it has been adhered to in the demarcation.

2. The adoption of the proposal is desirable, though little doubt exists in my mind that the boundary is correct, as Mr. Fullerton, the Assistant Conservator of Wynnad, reported that the line of trees had been felled according to the boundary determined upon. Copy of the Conservator of Forests' letter* on this subject,

* No. 7,147 of 6th December 1875.

together with its enclosure, is also put up with this report, which it must be borne in mind has no connection with Dr. Ogleburn's settlement, but relates to the boundary further on from the Yerramavinmura north-west to the junction of the Kadungal Holle with the Maruthalla (see sketch enclosed).

3. I trust that due notice may be taken of Mr. Peet's conduct in setting out a new line of demarcation into the Begur forest without the sanction of the Mysore authorities.

From the Deputy Superintendent, No. 1, Revenue Survey, to the Deputy Commissioner, Mysore District, dated Kallungal, 16th December 1875, No. 1,512/843.

I have the honor to acknowledge the receipt of your letter, No. 2,300, of the 11th instant, forwarding copies of correspondence relating to the Mysore and Wynnad boundary, and inquiring whether I am availing myself, concerning the demarcation of the boundary beyond the Mangle tree on the Sheegabetta slopes.

2. In addition to complete this portion of the boundary also this season, and I think that regarding it there should be no difficulty. A comparatively short interval has elapsed since the line was fixed, and of the officers who demarcated it, Mr. Underwood (on the Madras Government side) and Mr. Menon (on the Mysore side), and Captain van Sonneren (one of the Mysore representatives) are still alive. I would suggest, therefore, in this case, as the Forest Range officers on the two sides respectively in their interpretation of the decision jointly arrived at in 1868, that Captain van Sonneren and Mr. Underwood be requested to point out to the surveyor the line determined on by them and approved of by the two Governments as the boundary.

3. There is this decision of 1868 appears to be on paper, I can quite understand the difficulty of following it out on the ground, as no survey, even approximate, was made at the time, and as the nature of the country and the confusion as to the names of areas, &c., are circumstances in the way of satisfactory identification of any boundary, even though approximately defined.

From the Conservator of Forests, Mysore and Coorg, to the Deputy Commissioner, Mysore, dated Bangalore, 6th December 1875, No. 2,147.

In accordance with the orders contained in the Chief Commissioner's Proceedings, No. 6,471 of 1875, the following Mr. Logan, Assistant Conservator of Forests, Mysore, was directed to go on to the Wynnad District and meet the officers from the Madras side in the matter of the settlement of the boundary between Mysore and the Wynnad.

2. I send Mr. Logan a list of work items from what papers I had on the matter. They were few, and had reference only to the boundary from the Sheegabetta tree to the junction of the Kadungal stream with the Kadungal river as settled in 1868 by a Special Commissioner.

3. I now forward for your information and return when no longer required, letter No. 6,471 of the 11th instant, and letter No. 457 of 1875, both from the Assistant Commissioner to my address. The first has reference to the boundary settled by Colonel Clark and Mr. Logan, and the second to the settlement of the Forest Department, and cannot say

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30th May 1876.*

anything regarding it of my own knowledge. The second letter refers to the continuation of the boundary from the Sheegabetta tree to the Kadungal river. This line was fixed by Mr. Wallesey and myself on the part of Mysore and Mr. Underwood and Mr. Fullerton on the part of Madras in 1868. It appears that Mr. Peet, the Assistant Conservator, now in charge of the Wynnad, has out a line east of that fixed upon by the Commissioner in 1868 and accepted by the Mysore and Madras Governments. I do not know on what authority the Madras Forest officer has thus acted. The proper line is one easily to be recognised (if you will refer to the Proceedings on the subject), and Mr. Jelliose reports that though the posts have fallen the line is clear of trees.

4. A copy of this letter will be sent to Mr. Jelliose, who will now be instructed, in accordance with the Chief Commissioner's Proceedings, to report the final result to you.

From the Officiating Assistant Conservator of Forests, Mysore Range, to the Conservator of Forests, Mysore and Coorg, dated Mysore, 2nd December 1875, No. 457-219.

I have the honor to bring to notice that on my inspecting the boundary line between Mysore and Wynnad from the Kallhalla to the junction of the Maruthalla with the Kadungal Holle, I found that a fresh line had been recently set to the east of the boundary as laid down in 1868, i.e., within the limits of the Begur State forest.

2. On inquiry from persons on the spot, as well as from the Deputy Conservator, Wynnad Forests, whom I have since met, it would appear that this line was set by Mr. Peet's orders to enable him to survey a line which he considers the correct boundary.

3. I found that the line between the Kallhalla and the junction of the Maruthalla with the Kadungal Holle was free from growth as regards trees, but the grass was very high. With a single exception, all the posts which had been placed along the line had been knocked down by elephants.

4. As there is evidently a doubt in the mind of the Wynnad Forest officer regarding the accuracy of the existing line, I beg that the officer in charge of the Survey Party who is now engaged in examining the boundary between Rampor and the Yerramavinmura, be directed to continue his operations up to the junction of the rivers mentioned above with a view to verifying the accuracy of this line.

No. 334. ORDER THEREON, 30th May 1876, No. 717.

Miscellaneous.

Communicated to the Board of Revenue, the Collector of Malabar, the Conservator of Forests, and the Superintendent of Revenue Survey.

The Chief Commissioner of Mysore was informed on the 11th instant of the proposal to arrange a meeting between Mr. Logan and the Deputy Commissioner. As the present letter appears to have been addressed before receipt of that communication, there is no necessity for taking any action just now, and the Chief Commissioner will be informed accordingly.

(True Extract.)

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

To the Board of Revenue,
the Collector of Malabar,
the Conservator of Forests,
the Superintendent of Revenue Survey.

Edw. F. B. Dantleman.

No 1285 Mysore Chief Commissioner's Office
From

The Offg. Secretary to the
Chief Commissioner of Mysore,

To,

The Secretary to Government
Revenue Department,
Fort Saint George.

Dated Camp Mercara 4th May 1876.

Sir,

In continuation of this Office's
letter No 8926-P. 28 dated 19th February
last, forwarding the Offg. Chief Com-
missioner's Proceedings noted in the
margin, regarding the boundary dispute
between Mysore and Malabar, I am
directed to submit for the informa-
tion of His Grace the Governor
in Council copies of a report and
its enclosures received on the subject
from the Commissioner of the Ashtanagar
Division.

*
No 8925-P. 28
dated 19th
Feb'y. last.

*
No 9413-P. 4
dated 18th
March 1876.

CONCERNS BOTH BRITISH INDIA
AND INDIAN STATES.

2. It will be seen from this report that the boundary line in dispute was with the approval of the Mysore and Madras Governments determined by D^r Cleghorn in 1864 and that large stones were erected as boundary marks. Mr. Jellicoe, Assistant Conservator of Forests, Mysore Range, and Abdul Khader, Amildar of the Begaladevan Kote Taluk, state that the stones fixed at the time of D^r Cleghorn's settlement are in their original position, and have not been tampered with. Under these circumstances, the offg. Chief Commissioner defers offering any opinion on the points in dispute until the several lines have been surveyed and the facts upon which the proposal for altering the existing line is based, are more fully ascertained.

3. I am desired to take this opportunity of forwarding copy of another

Report No: 939-352 dated 18th March last, with enclosures, received from the Commissioner of the Ashokagram Division regarding that portion of the boundary between Mysore and Malabar, beyond the mango tree, on Theegabatta. This portion of the line was determined in 1868 by a Commission, consisting of Captain Vansomeren and Mr. Wellesley on the part of Mysore and Messrs Underwood and Fuller on that of Madras, and was approved by the Madras and Mysore Governments. It has now been brought to notice that Mr. Peet, Assistant Conservator in charge of the Wynad Forests, has cut a fresh line east of that fixed in 1868 and within the limits assigned to Mysore, to enable him to survey a line which he considers to be the correct boundary. As Mr. Jellicoe of the Mysore Forest Department and Mr. Peet

Mr. Peet differ in the identification
of the line laid down by the Commission;
I am to suggest that the Superintendent
of the Madras Revenue Survey
may be asked whether he cannot
with the aid of the report of the former
Commission identify the line. In case
Colonel Hecsey is unable to do so the
Offg. Chief Commissioner is of opinion
that the best course will be to direct
the two members of the Commission
who are now available, viz: Captain
Vandomeren and Mr. Underwood to
proceed to the spot and re-trace the line
as fixed in 1868.

4. In bringing Mr. Peet's in-
proper proceedings to the notice of
the Madras Government Mr. Dalryell
requests that that Officer may
be cautioned against the
repetition of such irregularities
- Sir

- Sir in future.

I have the honor to be,

Sir,

Your Most obedient Servant,

J. P. MacKinnon
Offg. Secretary.

C. A.

Genl No 941 } 1875/76
G. C. 354.

Ashtagram Comm^r Office
Mysore 18th March 1876.

The Secretary to the Chief Comm^r
of Mysore.

Sir,

Referring to your docket No 72 of the 22nd December last, and to the Proclamation of the Chief Commissioner No 5925 of the 19th February last regarding the boundary dispute between Mysore and Malabar I have the honor to acknowledge for the information of the Chief Commissioner the enclosed report on the subject from the Deputy Commissioner of Mysore.

2. The boundary line between the two Provinces was originally demarcated by D^r Cleghorn in 1859, and having afterwards been accepted by the Mysore and Madras Governments, large stones were erected along it to serve as boundary marks. Mr. Jellicoe, Assist^t Conservator of Forests, Mysore Range, and Abdul Kader, Amildar of Heggaddanahota, who were deputed to inspect the line,

No 1604 of 22nd 2-76
with Diagram
in original to
be returned.

Concur

concur in stating that the stones
fixed by Major Gib remain in their
original positions, and show the correct
boundary and that Mr Deets representa-
tions are based merely on statement
made by a few humblers in his employ.
This Officer has moreover taken upon
himself to cut a fresh line through a
Mysore State Forest.

Under these circumstances there
is no reason to suppose that the
boundary stones have been tampered
with, and the claim appears to have
been too hastily made. The final settlement
of the question may as suggested be
deferred till the Madras Revenue Survey
has plotted the line.

I have &c
Signed J. C. Gray
Commissioner
Ashtagram D.

At 1000 Deputy Commr's Office
Mysore District
Dated Mysore 23 Feb 1876
The Commissioner Ashtagram D.
I have the honor to acknowledge

the receipt of copy of the Secretary to the
Chief Commissioner's Order No. 7427 of the
22nd December 1875, giving order to the
proceedings of the Madras Government
on the subject of the statement made
that the boundary stones put down
between Mysore and Malabar's
decided by Dr. Cleghorn in 1860 had
been badly tampered with.

2. As Mr Jellicoe the Assistant
Conservator of Forests had arranged to
meet the Madras Forest and Revenue
Survey Officers for the inspection of the
new line of boundary between Nohankatta
and Poompore ford, he was requested
by me to inspect and report on the
complaint made for the first time by
the Forest officials of Wynad concerning
the alleged tampering with the boundary
stones that had been fixed by Major
Gibb and Hunter in accordance with
Dr. Cleghorn's decision.

3. It will be seen from Mr
Jellicoe's report (copy of which is enclosed)
that Mr Deets has been rather premature
in his assertions and that there is little
or no foundation beyond a clerical
error.

No 543 of 18th
250
January 1876

error made by Dr. Cleghorn as to the point of the compass to bear him out in the selection of the line, which he desires that the boundary should take. On the contrary it is very plain from a reference to Dr. Cleghorn's diagrams (copy of which is forwarded for ready reference) that the boundary line starts in the correct direction and that the stones which were fixed along it by the Officer deputed for the purpose by both Governments are in their original position. About Kheda the present Muldar of Beggardambote, who is a highly respectable and trustworthy Government official, distinctly denies that their position has been in any way altered. As observed by Mr. Jellicoe the stones are of such size as to require the employment of several men to move them. It is therefore a matter for surprise that such importance should be attached to the bare allegation of some jungle rascals that the removal of the stones was reported

* H.E. 338 of 5th
February 1876.

by them many years ago. Mr. Turnhill.
4. A copy of Mr. Jellicoe's report was under these circumstances forwarded to the Collector of Malabar, to whom I stated my unwillingness to proceed over the line of boundary on any day he might name. In his reply (copy of which is sent) he proposes that the settlement of the dispute by us may be deferred till the Mysore Revenue Survey officials have plotted out the boundary lines according to the stones put down by Majors Lobb and Hunter and the map line marked out by Mr. Peet. Turnhill. There can be no objection on the part of the Mysore authorities to this reasonable proposal, but I make this report in the meantime to show the steps that have been taken by me in the matter.
5. Mr. Logan in the latter part of his letter refers to a dispute further on which has likewise arisen from Mr. Peet cutting a new boundary line of his own without intimation to the Mysore authorities. This matter will however form the subject of a separate representation.

Representation

I have &c
Signed W. Hill
Deputy Commissioner

Revenue Forests
General No 543 } 1875/76
In No 226 }
Office of the Deputy
Conservator of Forests
Mysore Range

To The Deputy Commissioner
Mysore District

Dated Mysore 15th Jan'y 1876

Sir

In reply to certain correspondence ending with your docket No 2412 with its enclosures (herewith returned) dated 4th January 1876 on the subject of the boundary dispute between Mysore and Malabar, I have the honor to report as follows.

Having visited the boundary between Mysore and Mudumalle, as has been already reported to you in my letter No 226 dated 1st Decr 75, I proceeded via Yedditore in company with

with Mr Fraser Sub Assistant Revenue Survey to Rampur, expecting to meet Mr Port Deputy Conservator Wynad Forests at that place, having wished that gentleman to arrange to meet me on the 8th or 9th on a day official dated 1st January 1876.
3. In the absence of Mr Port I regret that I am not in a position to furnish a more detailed report but must speak of things as I found them, together with evidence which I was able to gather bearing on the subject under report.

4. On arriving at Rampur, I ascertained that Mr Port had paid a flying visit to this place on the 6th instant and had returned to his camp.

5. On crossing the ford at Rampur, I was struck by a line running through the inner Wynad forest which I found on enquiry to have been cleared by the Wynad Forest Department lately acting under orders received from the Deputy Conservator and to be under

Survey

Survey by the Madras Revenue Survey Department.

The line would appear to run nearly in the same direction as that indicated by the letters a, a, a in the accompanying sketch, and known as Colonel Mackenzie's line but only nearly. Mr. Piet having carried his line apparently without regard to either watershed or the old bundy track.

I may here state in passing that this would have been noticed earlier had I not been under the impression that all work had been stopped in accordance with my letter No. 33 dated 21st November to the address of Mr. Piet and his reply thereto copies of which are enclosed.

In the latter part of para. 2 of his letter addressed to the Board of Revenue dated 18th October 1875 Mr. Logan says the Board will also see from the correspondence that D. Cleghorn took the trouble to clear the line he thus "decided upon". This agrees entirely with

what

what was observed when going over the line as far as the Mulleragudda and Kinnam also as Manohgal, in conformity with Mr. Fraser as also with the statements of the Inhabitants of Cherolapadi and Kuruba Mada son of Sivatha of Maddure on the part of Malabar land of Amildar Abdul Khader at the time the stones were fixed as a fence in the Mysore Forest Department vizt that the stones which are very heavy and difficult to move are at the present moment in their original positions. This would appear to at once confirm Mr. Piet's statement.

I cannot agree with Mr. Piet in the deductions which he draws from para. 33 of D. Cleghorn's report. In the first place Mr. Piet admits that there are two cart tracks, whereas my information and I may add my observation goes to show that not only are there two but several tracks all debouching at one point vizt the Damfur ford and this is very natural as the tracks do not appear to be village communications.

but

but what may be termed "top" or
tracks leading into the interior of the
forest which were formerly used for
dragging out timber.

Again, Dr. Cleghorn states in
para 34 "The cart track from the ford
cannot possibly be mistaken, as there
is no other running west and if followed
all that is necessary will be to move
the first stone to the Pamphor ford
and the second where the road cuts
Messer Tod and Captain Stephens line
and to place a few intermediate marks
along the eastern side of the road."

Here it will be observed that
the road is said to run west, notwithstanding
which it is proposed to place
a few intermediate marks along
the eastern side of it. This must be
a clerical error for southern, and if
this error be taken into correspondence
with Dr. Cleghorn's diagram with
the stones put down and my own
observation as I found that the old
track runs on an easy gradient in a

south

South-westerly direction, whereas Mr
Peel's line disregarding Dr. Cleghorn's
Sketch starts off in a direction nearly
due west and up an impossible gradient
about 1 in 4.

Thirdly - Not only have trees been
deeply blazed from the Pamphor ford
to the Mulleragudda, up to which point
I proceeded, but a very clear line is
observable on each side of which
trees have been felled evidently along
time ago, these have in some cases
thrown out shoots as much as 20 feet
in height. Had Mr Peel followed the
boundary line as demarcated by the
stones, he could not have failed
to observe this.

8. With such facts coupled with
the statements of parties on both sides
already given in para 5 of this letter,
it would appear to be strange how
the Board could have been led to
draw such conclusions as those embodied
in para 8 of the Proceedings, which
are founded purely on one sided

statements,

statements, and which statements throw-
ing grave reflections on the Forest
Officers in the Mysore Commission
are now brought forward for the
first time.

To summarize:

A certain line c.e.c.c. was originally
agreed to and marked by Major Stephens
and Tod in the year 1855 was modified
by Dr. Eglehorn in 1859 and accepted
by the Mysore and Madras Governments;
vide letter No 42 is dated 30th March
1859 from J. D. Bourdillon Esq. to the
Commissioner for the Government of the
Territories of H. H. the Raja of Mysore.
After this the stones were fixed along
the line agreed upon by Major Galt,
who was deputed by both Governments
to demarcate the line as agreed upon.
Mr. Peet now desires to reopen the
question on the so-called evidence
of a few of his subordinates chiefly
Kumbhars that the stones had been
moved, but no complaint was made
by the Wynnad Forest officials at the
time and Abdul Khader now Amildar

of Heggaddenam Kote distinctly denies
the imputation, which denial is sup-
ported by Wynnad men as referred
to in para 6 of my letter and by the
result of my inspection.

I have &c

Signed James S. Jellicoe
Off. Asst. Cons. of Forests
Mysore Range.

No 1-33 2/1875/76
2253

Asst. Conservator of Forests
Office
Mysore Range.

To
The Deputy Conservator of Wynnad
Forests.

Dated 21st November 1895.

Sir,

I have the honor to inform you
that orders were issued to the Ranger
on the 20th ultimo to stop all felling
in the portion of forest under dispute
pending settlement and to request that
you will be good enough to issue like
orders.

I have &c
Signed James S. Jellicoe
Off. Asst. Cons. of Forests
Mysore Range.

Ady. Conservator's Office
22nd November 1875

From
The Deputy Conservator
Wynaad Forests

To
J. F. Jellicoe Esqre
Officer Conservator of Mysore Forests

I have the honor to state
that I have not replied to your letter
in which you suggested Kichenkot
as a place for meeting since I have
been expecting orders daily to proceed
through Mysore and Ondra, but can
not start without them. I will write
and give you a list of the places at
which I shall halt on the route, in
case you may be able to arrange
to be near any of them in which
case we shall be able to arrange
a meeting.

I will issue orders to stop the
felling in answer to your letter of 21st

of

of the 21st November 1875.

I have the honor
Signed J. W. Seal
Deputy Conservator

(Copies)

Signed James J. Jellicoe
Off. Asst. Cons. of Forests
Mysore Range

Copy

Signed W. Hull
Deputy Commissioner

A 338 D.

Malabar Collectors Office
Camp Chittur 3rd February 1876

From
The Acting Collector of Malabar
To
The Deputy Commissioner
Mysore District

Sir
Replying to your No 2560 dated
26th ultimo, I have the honor to suggest
that we should defer any meeting
for final settlement of the boundary

from

from Pampur northwards until
after the Revenue Survey who are
now at work on it can furnish
us with plotted maps showing the
two lines viz. that marked out by
your Forest Department stones and that
which Mr. Peet has lately cleared.

2. With reference to this last
mentioned line Mr. Peet wrote to me
on the 10th ultimo as follows:

2. I am sorry however to have
to state that I saw enough to show
me that my strict orders had not
been attended to and the line had
not been cut in accordance with
what I hold to be Dr. Cleghorn's
boundary. I received an intimation
to cut a line as nearly as possible
along what I considered to be Dr.
Cleghorn's boundary to enable the
survey party to proceed towards the
connection of their last year's work
the demarcation of the Polpully
Forest with the Mudumalai work

already

already finished I was just starting
for Mysore and therefore gave full
instructions to my writer, gave him
a copy of Dr. Cleghorn's letter and
sent him to trace the line. He states
however, that the Coorumbars would
not listen to him and keep the
handy track running west but started
a line due west a little above
the handy track. This I found to be
the case. The third stone was laid
by Dr. Cleghorn at Denatahahetta. The
line traced by my Coorumbars goes
straight across country to Denatahahetta.
You will see therefore that the line has
not been taken exactly as Mr. Peet
directed but it will give a sufficient
approximation to enable us to come to
a definite understanding. The Revenue
Survey are also surveying the line
marked by your Forest Department.

3. Beyond Denatahahetta (Jod
and Stevens third stone) the boundary
seems to be clear as far as the large
Mango tree.

4. Beyond the mango tree the boundary again seems to be doubtful as Mr. Peet considers your Forest Department, in clearing the line which exists at that point, have misinterpreted the decision arrived at by Mr. Underwood and Captain Fullerton on the one part and Mr. Welleley and others on the part of Mysore. I have asked Mr. Underwood to inspect the line as at present marked and if he is not satisfied with it, to have another narrow line cleared to enable the Revenue Survey Officer to survey it also.

5. We can arrange to meet and settle both points finally as soon as the maps are ready. I am writing to Mr. Major Elcock to send copies to you as soon as they are ready.

I have &c.
Signed W. Logan
Dist. Collector.

(Copy)
Signed W. Hall
Dist. Commr.
Mysore Dist.

General No 939 } 1875/76. Ashagram Comr. Office
G. L. 352 }
Mysore 18th March 1876.

To The Secretary to the Chief Comr.
of Mysore.

Sir,
Adverting to previous correspondence on the subject of the boundary dispute between Malabar and Mysore beyond the mango tree on Sheegahetta, I have the honor to forward Major Hill's report No 1602 of the 23rd ultimo and its enclosures from which it will be seen that the line in this portion of the Boundary was determined in 1868, by Captain Vansomeren and Mr. Welleley on the part of Mysore, and Mr. Underwood and Fullerton on that of Madras, and that the Deputy Superintendent Revenue Survey and the Deputy Commissioner Mysore suggest that Captain Vansomeren and Mr. Underwood should inspect the line fixed by them in 1868 and accepted by the Mysore and Madras Governments.

* in original with sketch to be returned.

and

Francis H. Hall
 Secretary of the A. C. Hall
 Commission
 Washington D. C.

The Commissioner
of the
Patent Office

Adverting to previous corres-
pondence on the subject of the third
boundary stripe which has arisen
between Muslim and Mysore I have

12

2. The adoption of the proposal is desirable though little doubt exists in my mind that the boundary is correct as Mr. Fullerton the Assistant Commissioner of Wynned reported that the line of ~~land~~ had been surveyed according to the boundary determined upon Copy of the Commissioner of Forests letter on this subject together with its enclosure is also put up with this report which it must be borne in mind has no connection with Dr. Cleghorn's settlement, but relates to the boundary further on from the Jerramimara

* Receipt of
6th Dec^r 1875

worth

north meet to the junction of the
Kamigal hole with the main halla
(vide sketch enclosed).

3. ~~It is~~ that due notice may
be taken of Mr. Peet's conduct in
having cut a new line of demarca-
tion into the Begur forest without
the sanction of the Mysore authorities.

Yours &c
Signed W. Hill
Deputy Commissioner
Mysore District.

Rs 15/12
8/3
From
Revenue Survey Office
Camp Hollegal
16th December 1875.

To
The Deputy Superintendent
No 1 Revenue Survey
The Deputy Commissioner
Mysore District.

I have the honor to acknow-
ledge the receipt of your letter No 2300

37
of the 11th Instant forwarding copies of
correspondence relating to the Mysore
and Wynnad boundary and inquiring
whether I can arrange for continuing
the demarcation of the boundary beyond
the Mango tree on the Shegahalla slopes.

2. I am anxious to complete
this portion of the boundary also this
season, and I think that regarding
it there should be no difficulty as
comparatively short interval has
elapsed since this line was decided
and of the officers who decided it Mr
Underwood (on the Madras Government
side) is still at Manantoddy and
Captain Vandomeren (one of the Mysore
representatives) in Mysore. I would
suggest therefore in this case, as the
Forest Range Officers on the two
sides differ widely in their interpre-
tation of the decisions jointly arrived
at in 1868 that Captain Vandomeren
and Mr Underwood be requested to
point out to the Surveyor the line
determined on by them and approved

of

of by the two Governments as the
boundary.

3. Plain as this decision of
1868 appears to be on paper I can
quite understand the difficulty of
following it out on the ground as no
survey even approximate was made
at the time, and as the nature of
the country and the confusion as to
the names of streams &c are serious
obstacles in the way of satisfactory
identification of any boundary, even
though apparently clearly specified.

I am &c

Respectfully Obedt Capt
Dy Superintendent
Peenue Survey

(Copy)

Respectfully
Dy Commissioner
Mysore District

Peenue Forests

Peenue Forests.
No. 2147.

30
Conservator of Forests Office
Mysore and Coorg.

The Deputy Commissioner
Mysore.

Bangalore 6th December 1875.

Sir,

In accordance with the orders
contained in the Chief Commissioner's
proceedings No. 5477 of the 6th ultimo,
Mr. Jellicoe Assistant Conservator of
Forests Mysore was directed by me
to proceed to the Wynand frontier and
meet the officers from the Mysore
side in the matter of the settlement
of the boundary between Mysore and
the Wynand.

He and Mr. Jellicoe on his work
I sent him what papers I had on
the matter. They were few and had
reference only to the boundary from
the Negahatta tree to the junction
of the Namagal stream with the
Kabbani river as settled in 1868.

by

by a special commissioner

3. I now forward for your information, and return when no longer required, letter No ⁴⁵⁴₂₁₇ of the 1st Inst and letter No 457-2nd inst, both from the Assistant Conservator to my address. The first has reference to the boundary settled by Colonel Clerk and Dr. Elghorn some time before the formation of the Forest Department and I cannot say any thing regarding it of my own knowledge. The second letter refers to the continuation of the boundary from the Shyela tree to the Kallani river. This line was fixed by Mr. Willester and myself on the part of Mysore and Mr. Underwood and Mr. Fullerton on the part of Madras in 1863. It appears that Mr. Deet the Assistant Conservator, now in charge of the Wagon Road has run a line east of that fixed upon by the Commissioner

41
in 1868 and accepted by the Mysore and Madras Governments. I do not know on what authority the Madras Forest Officer has thus acted. The proper line is one easily to be recognized (if you will refer to the proceedings on the subject) and Mr. Jellicoe reports that though the posts have fallen, the line is clear of trees.

4. A copy of this letter will be sent to Mr. Jellicoe, who will now be instructed in accordance with the Chief Commissioner's proceedings to report the final result to you.

I have &c

Wm. J. Vandamere Esq.
Conservator of Forests
Mysore and Coorg

Revenue District

General No 457-217
1875

Asst. Conservator
of Forests Office
Mysore Range

To The Conservator of Forests

Mysore and Coorg

Dated Mysore 2nd December 1875.

I have the honor to bring to notice that

that on my inspecting the boundary line between Mysore and Wynad from the Kalkhalla to the junction of the Mananthalla with the Carnagol Kalle; I found that a fresh line had been recently cut to the east of the boundary as laid down in 1868, i.e. within the limits of the Begur State forest.

2. On enquiry from persons on the spot, as well as from the Deputy Conservator Wynad Forest whom I have since met it would appear that this line was cut by Mr. Peet's orders to enable him to survey a line which he considers the correct boundary.

3. I found that the line between the Kalkhalla and the junction of the Mananthalla with the Carnagol Kalle was free from growth as regards trees but the grass was very high. With a single exception all the posts which had been placed along the

43
the line had been knocked down by elephants.

4. As there is evidently a doubt in the mind of the Wynad Forest Officer regarding the accuracy of the existing line, I beg that the Officer in charge of the survey party who is now engaged in examining the boundary between Pampura and the Yerramannamara be directed to continue his operations up to the junction of the rivers mentioned above with a view to ascertaining the accuracy of this line.

I have &c
Signed James S. Jellicoe
Off. Asst. Conservator
of Forest Mysore Range.

(Copies)
Signed W. Hill
Dy. Commissioner
Mysore District.

CC

4. Oct 1874 P 66-68
 9 Dec 75 - 126-28
 21 March 76 - 147-98
 11 May 90 - 92

1876. Depts
 No 225

From The Secretary to the Chief Commissioner
 Mysore.

To The Secretary to Government
 Revenue Department
 Fort Saint George.

Dated 4 May
 Despatched
 Received 22 May

ENCLOSURES NO.

General No. 1285
 R No. 7

14 Ld. O. B. of P. in Mysore
 15 Ld. O. B. of P. in Mysore
 20 Ld. O. B. of P. in Mysore
 21 Ld. O. B. of P. in Mysore

In continuation of this
 Office letter No 3926 dated
 17 February last, forwarded
 for information copies of
 correspondence regarding
 the boundary dispute between
 Mysore and Malabar.

Communicated to the Board of
 the Forests of Malabar, the Forester
 of Forests, and the Deputy
 the Chief Commissioner of Mysore
 was informed in the 11th instant
 of the proposal to arrange for
 a meeting between the
 and the Deputy Commissioner. As the
 present letter appears to have been
 addressed before receipt of that
 communication, there is no
 necessity for taking any other
 part now, and the Chief Commissioner
 will be informed accordingly.

With Orders
 22 May 1876

M. B.

1876. Depts
 No 225