

(1) Number of pages 12

(2) Date of repair 20-6-44

(3) Initials of the Referencer CS

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. <u>310</u>	Press ☒
	Mis. ☐
Dated <u>7-3-</u>	18 <u>84.</u>

Not to be folded or roughly handled

20-6-44

PROCEEDINGS OF THE BOARD OF REVENUE.

READ—the following letter from C. A. GALTON, Esq., Acting Collector of Malabar, to the Secretary to the Board of Revenue, dated Calicut, 7th November 1883, No. 4529:—

I have the honor to forward copy of the Head Assistant Collector's letter, No. 756, dated 4th ultimo, regarding a boundary dispute between Cochin and British territory near Vaniempara, and to state that there are in this district four boundary disputes on the Cochin frontier as noted below which require settlement:—

1. Near Vengoli Peak, between Cochin and the Kollengode Nambidy, a British subject.
 2. Near Vadakanchéri, between Cochin and Nellikal Edatil Achan (British subject).
 3. Near Vaniempara, between Cochin and Kannambra Nayar (British subject).
 4. In Pallatheri Amsam between Cochin and Kenath Achan (British subject).
- This is a minor dispute.

2. It is unfortunate that this last attempt at investigating the dispute No. 3 has failed, as there has been already protracted delay in settlement and the working season is short, as owing to the feverish nature of the locality, operations can only be conducted during the South-West monsoon from July to October and nothing can be done till next year. Meanwhile, I request that orders may be obtained—

(a) for a preliminary survey of those portions of the line in which the disputes lie. Ward and Connor's line should be cleared, and then the Commissioners can visit the spot and decide whether any modification is required, the surveyor being kept to survey any alternative line that may be approved by the Commissioners with a view to the preparation of a map to accompany their report;

(b) to authorize the Head Assistant Collector to incur any expenditure that may be necessary for clearing lines, &c., a permanent advance of, say, Rs. 100 being placed at his disposal. On completion of operations, an account would be rendered and the total cost be divided equally between the two Governments;

(c) to supply the Head Assistant Collector with the reports and the map specified in his last paragraph.

3. The duties of the Commissioners should also be defined, as it does not appear that up to this time any instructions whatever have been issued on the subject. Successive Head Assistants have been appointed from time to time to investigate, and I presume that what is intended is that they should see how far the boundary claimed by the subjects of either Government differs from Ward and Connor's line (which, although perhaps not correct at every point, has, I believe, been taken as the basis of settlement in determining the boundary throughout between British territory and the States of Cochin and Travancore), and that they should, where such boundary has been deviated from, endeavour to agree upon a line fair to both parties. If they can do so, that line should, I think, be provisionally demarcated and reported for confirmation by both Governments; when the Commissioners cannot agree, they should state their individual opinions for further orders, each submitting a report to his own Government. This was, I believe, the course adopted in dealing with the remainder of the boundary southwards and is the most convenient. A map must, of course, accompany the report showing Ward and Connor's line as well as any alternative line recommended by the Commissioners jointly, or when they disagree individually. The respective Governments will then be in a position to determine the points at issue.

4. I do not see that the cultivating ryots will have any cause of complaint, provided their occupancy is not disturbed, and I believe there is no intention of doing so. Their transfer from one landlord to another is no valid ground for granting compensation; they can either relinquish their lands or continue to hold on such terms as they may arrange with their new landlord.

ENCLOSURE No. 1.

From V. A. BRODIE, Esq., Acting Head Assistant Collector, to the Acting Collector of Malabar, dated Pálghat, 4th October 1883, No. 756.

I have the honor to inform you that I was joined at Vadakancherry, upon the 27th ultimo, by Mr. Kohlhoff, and that we together, upon the 28th and 29th, went over a portion of the boundary between Cochin and Malabar, in the neighbourhood of Vaniempara.

2. The only result, however, of our meeting is that we are both agreed that it is useless for us to attempt any demarcation in jungly tracts without the aid of a trained surveyor, for in many places our only guide must be Ward and Connor's map and field book. As only a very few of their stations remain, and these are sometimes miles apart, our only instrument—a rickety prismatic compass—can only involve us in confusion. Moreover, in these places where the accuracy of Ward and Connor's boundary is disputed, it will, I think, be very difficult or indeed impossible for us to make any report intelligible to a third party without the aid of a fairly accurate map showing the physical features of the country and the different boundaries asserted and the boundary we or either of us recommend for adoption.

3. I therefore request that you will obtain the consent of the British and Cochin Governments to the appointment of a trained surveyor to assist us in the demarcation and to act under our instructions.

4. I beg also that you will kindly authorize me to incur any expenditure necessary for clearing paths through the jungle to enable the surveyor to work, and for procuring and putting down suitable boundary stones at all points where the boundary changes its direction. Of course, the expense of a surveyor and of the demarcation should be borne equally by both Governments, but for the sake of convenience, it would be well if the whole were in the first instance met by me.

5. Mr. Kohlhoff, from conversation I have had with him, appears to be instructed merely to demarcate Ward and Connor's line, but if that is all we have to do, I do not see the use of our being appointed, as that could be much better done by a surveyor, whose work we certainly could not criticise. Further, I would point out that in many places a well and easily defined boundary exists at present which has long been recognized by the local authorities of both States, but which may not in many places coincide with the line taken by Ward and Connor, for they erected almost no permanent stations; the line they may have taken between the remaining stations is utterly unknown to the village and taluk authorities on both sides, and in many places the whole face of the country has since been changed from continuous and dense jungle to cultivated fields. I think myself that it would be better for us to demarcate the boundary as we find it where a mutually accepted boundary at present exists, and only resort to Ward and Connor's line in those jungly tracts where no boundary can satisfactorily be determined to be at present mutually accepted by both States. Otherwise, I fear we shall cause much hardship and discontent to many cultivators by suddenly transferring lands brought under cultivation at great expense from one State to the other, which means from one landlord to another, without compensation. Those who may reap by this where they have not sown will probably be grateful for the unexpected windfall, but the feelings of the losers will be very different. Are we in such cases empowered to award any compensation or arrange terms for the future between the winner and loser?

6. At present, of course, I do not know who have transgressed most, Cochin or British cultivators, but as I do know that not a soul knows the line taken by Messrs. Ward and Connor sixty years ago save at a very few points far distant from each other, it is only reasonable to conclude that many such cases will be found to have occurred upon both sides.

7. In conclusion, I have the honor to request early instructions on the above points and also that you will kindly procure from the Board of Revenue and forward me as soon as possible Ward and Connor's map and copies of the reports of the British Commissioners, Mr. Vaughan and Captain Blucker, dated 26th April 1816 and 15th November 1815, respectively, for my information.

RESOLUTION—dated 16th January 1884, No. 121.

Submitted for the orders of Government.

2. The Board observe that in G.O., dated 26th November 1883, No. 1460 (paragraph 6), a special provision of Rs. 36, 8 is added to the charges in the budget of the Survey Department for 1884-85, with a view to the survey of Malabar being pushed on with vigor; and they are of opinion that the demarcation and settlement of the boundaries enumerated in the Collector's letter should be deferred until the operations of the Survey Department reach that part of the district. Moreover, if Mr. Kohlhoff's instructions are, as Mr. Brodie says, merely to demarcate Ward and Connor's line, there is little use in Commissioners being appointed to do what a surveyor would do better. When the district survey comes to the boundary, Commissioners should be appointed, their duties being defined beforehand as proposed by the Collector. Ward and Connor's line should be cleared, and then any alteration jointly agreed to by the Commissioners could be demarcated and plotted. When the Commissioners are unable to agree, the alternative boundary lines could be surveyed and roughly demarcated, and when the points at issue were settled by the respective Governments, the temporary demarcation could be replaced by a permanent one.

(True Copies and Extract.)

Secretary.

To the Secretary to Government, Revenue Department.
 „ Collector of Malabar.
 „ Superintendent of Survey.

Exd. A. Raitt.

1026/1000

Revenue Department

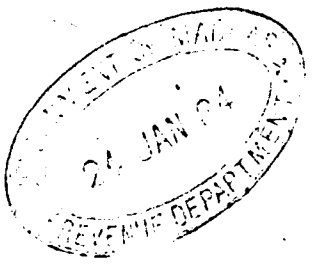
No. 499

REVENUE DEPARTMENT.

1884.

Board of Revenue,

MADRAS.



Printed January th.

P. J. S.

Proceedings, 16th January 1884, No. 121.

Recd 23/1/84

Submitting, with remarks, for the orders of Government, letter from the Collector of Malabar regarding boundary disputes between Malabar and Cochin.

REVENUE DEPARTMENT.

No. 499.

From

B? of Rev. . no. 21.

Dated 16th Jan 1884

FOR ORDERS *23102/703.*

The Board's proposal
is approved.

W. S. M.
18.7.84.

To the Board of Revenue.
Des. 17.3.84

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*Note. The Malabar
Survey will not be
affected by the final
order on the counter
dated 11th Dec.*

W. S. M.

FOR ORDERS.

310 Revd 7-3-1884

9
7TH MARCH 1884, No. 310, REVENUE.

GOVERNMENT OF MADRAS.
REVENUE DEPARTMENT.

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(True Copies & Extract.)

(Signed) E. GIBSON,
Secretary.

To the Secretary to Government, Revenue Department.

" Collector of Malabar.

" Superintendent of Survey.

ORDER—dated 7th March 1884, No. 310, Revenue.

Miscellaneous.

The Board's proposals are approved.

(True Extract.)

(Signed) H. E. STOKES,
Secretary to Government.

To the Board of Revenue.

Exd. J. W. Fischer.

40 copies.

24-11-93
28-2-15
24-7-16
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27-4-37 II

Prof. H. C. S. 773
24-2-1895
29-6-1905
11-1-08

Original

Govt. of (1884) Madras.

REVENUE.

Issued

Recd.

Encl.

G.O., 7th March 1884, No. 310.

MARCH.

Boundary

between Malabar and Cochin.—Board's proposals
in connection with the demarcation and settlement
of — approved.