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M.R.O. 1—77,006—8-6-37.

(1) Number of pages 6

(2) Date of repair 18-5-43

(3) Initials of the Referencer

CONCERNS BOTH BRITISH INDIA AND INDIAN STATES.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 761 4530 Press ~~Mis.~~

13-11

Dated 27. 10. 1883.

Not to be folded or roughly handled

GOVERNMENT OF MADRAS.

POLITICAL DEPARTMENT.

READ—the following paper:—

Proceedings of the Board of Revenue, dated 3rd October 1883, No. 2961.

Read—the following letter from J. STURROCK, Esq., Acting Collector of South Canara, to the Secretary to the Board of Revenue, dated Mangalore, 31st August 1883, No. 2240:—

On receipt of Board's Proceedings, dated 6th March 1883, No. 1973, communicating G.O., dated 1st March 1883, No. 918, directing that effect should be given to the decision in the Coorg-Canara boundary dispute, I addressed* the Commissioner of Coorg asking that the marks put down by the Coorg surveyors on the line adopted by the Government of India should be made permanent, and those on the alternative line removed.

* Letter dated 23rd March 1883, No. 677.

2. In reply the Commissioner of Coorg asked† me to depute some responsible official acquainted with the case to point out the line of boundary, and to see that the owner of land in South Canara who has benefited by the decision clears the forest for demarcation and survey and supplies stones for the purpose.

† Letter dated 3rd July 1883, No. 462.

3. On receipt of this letter I wrote‡ pointing out that the line adopted has been distinctly recorded in the survey map of Coorg and roughly demarcated, and suggesting that the permanent demarcation might be carried out by a competent surveyor working by the map without further reference to officials who have only a somewhat indefinite knowledge of the actual line decided on. At the same time, I stated that the Revenue Inspector would attend on any date intimated to the Tahsildar. As regards the cost I remarked that I did not see how it could be thrown on the Canara claimant who under recent orders§ of the Secretary of State is regarded as a mere farmer of the produce instead of the proprietor as he was believed to be when the dispute first arose, and after stating that it seemed to me that the cost must fall on public funds I expressed an opinion that, on application, the Government of Madras would be prepared to pay half the outlay as in the case of the demarcation of the boundary between Mysore and Canara.

‡ Letter dated 30th July 1883, No. 1945.

§ G.O., 31st May 1879, No. 1187 R.D., communicated in Board's Mis. No. 7016, dated 29th July 1879.

4. In a letter dated 24th August 1883, No. 688, the Commissioner states that the head surveyor reports that the line of boundary which should be surveyed, is not shown in the map of Coorg, and asking that a responsible official may be deputed.

5. In reply,‖ I have told the Commissioner the name and section of the map in which he will find the line and have stated that though an official will be sent, I think the surveyor should be held responsible that in the demarcation there is no material deviation from the line thus recorded.

‖ Letter dated 30th August 1883, No. 2235.

6. I trust that the Board will approve my action so far, and will apply to Government for return of the plans forwarded with Board's Proceedings, dated 19th December 1882, No. 3165.

7. The second point with regard to which I have to ask for orders, is the settlement of the compensation due to the Canara claimant. The Commissioner states* that a refund bill for the amount will be submitted on completion of the survey and in the meantime he asks for a copy of the Secretary of State's decision referred to in paragraph 3 *supra*. I do not see what bearing the Secretary of State's order has on any matter within the Commissioner's cognizance, nor do I see why the settlement of Katúr Kanna's claims should be any longer delayed, the line having already been surveyed and recorded in the map, demarcation alone being wanting. Possibly the Commissioner proposes to make a deduction on account of the cost of demarcation, but in the case of a demarcation between provinces it has not been usual, as far as I know, under any circumstances to charge the cost to private individuals, and in the present case, as the Board are aware, the Government now claim to be the proprietor of all the lands held on Kumari, Kan (jungle) or pepper shist.

* Letter dated 24th August 1883, No. 688.

8. Copies of the correspondence quoted are enclosed.

ENCLOSURE No. 1.

From J. STURROCK, Esq., Acting Collector of South Canara, to the Commissioner of Coorg, dated Mangalore, 23rd March 1883, No. 677.

With reference to the enclosed copy of the Board's Proceedings, dated 6th March 1883, No. 1973, Miscellaneous, I have the honor to request you will be so good as to direct that the marks put down by the Coorg surveyors on the line adopted by the Government of India may be made permanent and those on the alternative line removed.

2. I have the honor to invite your attention to Colonel Thomson's letter, dated 10th November 1875, No. 629, and to request that the amount realized by the Coorg Government on account of the tract in dispute since the year 1875 may be remitted to me for delivery to the Canara claimant.

ENCLOSURE No. 2.

From W. HILL, Esq., Commissioner of Coorg, to the Acting Collector of South Canara, dated 3rd July 1883, No. 462.

With reference to your letter, dated 23rd March 1883, No. 677, I have the honor to request that you will be so good as to depute some responsible official acquainted with the case to point out the line of boundary between Coorg and South Canara to the head surveyor when the rains are over, and to see that the owner of the land in South Canara who was benefited by the decision clears the forest for demarcation and survey and supplies stones for the purpose.

ENCLOSURE No. 3.

From J. STURROCK, Esq., Acting Collector of South Canara, to the Commissioner of Coorg, dated Mangalore, 30th July 1883, No. 1945.

In reply to your letter of the 3rd July 1883, I have the honor to state that as the line to be adopted has been very distinctly recorded in the survey map of Coorg and roughly demarcated by the Survey Department, I think that the permanent demarcation might be carried out by a competent surveyor working by the map without any further reference to officials who have only a somewhat indefinite knowledge of the actual line which has been decided on. I have, however, sent orders to the Kúsaragód Tahsildar to direct the Revenue Inspector to attend on any date which may be intimated to him by the Soubadar of the taluk.

2. As regards the cost of demarcation I do not see how it can be thrown on the Canara claimant who, under recent orders of the Secretary of State, is regarded as a mere farmer of the produce of the jungle, and not the proprietor as he was believed to be when the dispute first arose. The cost must I think fall on public funds, and I have no doubt that the Madras Government will be prepared to pay half the outlay as in the case of the demarcation of the boundary between Mysore and Canara.

3. I take this opportunity of requesting your early attention to paragraph 2, of my letter, dated 23rd March 1883, No. 677.

ENCLOSURE No. 4.

From W. HILL, Esq., Commissioner of Coorg, to the Acting Collector of South Canara, dated 24th August 1883, No. 688.

With reference to your letter, dated 30th July 1883, No. 1945, I have the honor to state that the head surveyor reports that the line of boundary between Coorg and South Canara which should be surveyed is not shown in the map of Coorg referred to by you, and that unless some responsible officials were deputed to point out the actual line it would be very difficult for him to survey it.

2. A refund bill for the amount due to the Canara claimant will be submitted on completion of the survey. In the meantime I request that you will favor me with a copy of the Secretary of State's ruling referred to.

ENCLOSURE No. 5.

From J. STURROCK, Esq., Acting Collector of South Canara, to the Commissioner of Coorg, dated Mangalore, 30th August 1883, No. 2235.

In reply to your letter of the 24th August 1883, No. 688, I have the honor to state that the boundary line adopted will be found distinctly recorded in Section No. 1 of the Padinalknad taluk map and from paragraph 3 of Colonel Thomson's letter to the Chief Commissioner, dated 5th September 1878, No. 301—195, you will see that a plan was prepared on a scale of four inches to the mile. This plan was forwarded to the Government of Madras with my report on the boundary and I have now applied for its return. The data from which it was prepared will no doubt be found either in your office or in that of the Superintendent of Revenue Survey.

2. As already intimated in my letter of the 30th July 1883, No. 1945, I have instructed a Revenue Inspector to attend when called on, but the surveyor should be held responsible that in demarcating the line there is no material deviation from the line already surveyed and shown in the map.

3. I am addressing the Board of Revenue with reference to paragraph 2 of your letter and the subject generally.

Resolution—dated 3rd October 1883, No. 2961.

Submitted to Government.

2. The Board approve the Collector's action and request that the plans referred to at paragraph 6 may be returned (Board's Proceedings, dated 19th December 1882, No. 3165).

3. Adverting to paragraph 3, the Board consider that no portion of the cost of demarcation can properly be thrown upon Katúr Kanna, the Canara Wargdar, but that it should be met as proposed by Mr. Sturrock.

4. As regards compensation it is observed that, when the dispute arose, it was arranged that; pending its settlement, the proceeds of the cardamom jungle should be held under attachment by the Coorg authorities. By the decision ratified by the Government of India, Katúr Kanna is now entitled to receive the amount in deposit which should be paid without delay. Upon this point as well as regarding the cost of demarcation, the Board recommend that the Chief Commissioner of Coorg be addressed.

(True Copies and Extract.)

(Signed) E. GIBSON,
Acting Secretary.

To the Secretary to Government, Revenue Department.
Copy to the Collector of South Canara.

ORDER—dated 27th October 1883, No. 761, Political.

The plans received with Board's Proceedings, 19th December 1882, No. 3165, will be returned as requested.

2. The Right Honorable the Governor in Council concurs with the Board in thinking that the cost of demarcation should be debited in equal proportions to this Government and to Coorg. There seems no reason why the refund due to the Canara claimant Katúr Kanna should be postponed till after the completion of the survey. The Chief Commissioner will be addressed as recommended by the Board.

(True Extract.)

for Chief Secretary.

To the Board of Revenue, with plans.
" Revenue Department.

Exd. J. W. Fischer.

Revenue Dept.

No 7047

Govt. of {1883} Madras.

POLITICAL.

CONCERNS BOTH BRITISH INDIA AND INDIAN STATES.

Issued

Recd. 8/11/83 Encl.

G.O., 27th October 1883, No. 761.

OCTOBER.

GOVERNMENT OF MADRAS
8 NOV 83
REVENUE DEPARTMENT

Coorg-Canara Boundary.

Passing orders on Proceedings of the Board of Revenue submitting, with remarks, letter from Mr. Sturrock, Collector of South Canara, reporting the action taken by him to give effect to his decision in the — dispute.

With an order
8/11/83