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Fort Saint George, Revenue Consultation of 18th May 1858.

No. 27. Read the following Remarks of the Board of Revenue dated 7th April 1858, on a Tabular Report on lapsed Enams, No. 1189.

In Con. 7th April 1858. { No. 3688 From the Collector of Cuddapah dated 31st August 1857.
No. 3719 „ do. do. „ 31st August 1857.

No. 523. Though this enam is held without Sunnud, yet considering its long uninterrupted enjoyment by the Grantees family, the Board support the Collector's recommendation that a moiety amounting to Rupees 47-2-4½ be continued to the sister of the last holder during her life, as she appears to have no other means of support.

With regard to the portion alienated by the deceased, the Collector will report, with reference to the Board's Proceedings 19th February 1849 No. 387, whether the alienation occurred prior, or subsequent to the Notification of 27th July 1818, and on *C. O. B. 1st Vol. p.* 453. what evidence it rests.

No. 525. The deceased holder of this enam having left no heirs, and the parties, who lay claim to his share, viz., Rupees 68-14-3 having no right to succeed to it, the Board agree with the Collector that it should be resumed.

The other portion having been alienated by sale prior to the date of the Notification prohibiting the sale or mortgage of such enams and as there seems no reason to doubt the authenticity of the bills of sale, present possession should not be disturbed.

No. 526. It is not known when, or by whom, this enam was granted, nor is it traced in any accounts of an earlier date than that of the Survey. A portion of it has also passed out of the family of those who held possession at the time of the Survey. The 3 sons left by the deceased have succeeded to a Probita enam and Puttah lands assessed together at Rupees 16-9-11. Under these circumstances, the Board are not called upon to support the Collector's recommendation for the continuance of the entire lapsed share, but they propose to continue the inherited enam viz., Rupees 47-1-9 to the eldest son for life.

No. 528. This enam was recently alienated by gift to the deceased. The donor having died without heirs, and the two sons of the deceased being in the enjoyment of other enams amounting to Rupees 52-6-11, the Board concur with the Collector in the propriety of resuming the lapsed enam.

No. 539. Is similar to the preceding case, and for the same reason is recommended to be resumed.

No. 575. The last incumbent having left no heirs, and his cousins who hold a Curneki enam and other lands assessed at Rupees 62-13-2 having failed to establish their claim to his share, the Board agree with the Collector that it should be brought under assessment. They also propose that the portion viz., Rupee 1 Annas 7 Pice 7, said to have been alienated by gift 12 years ago, but of which no evidence is forthcoming should likewise be resumed.

The purchaser of the other portion assessed at Rupees 7-14-4 having been reimbursed, and the date of purchase being too recent (1849) to entitle him to hold the land any longer, the Board support the Collector's proposal for its resumption.

No. 584. Is stated to be of unknown origin though entered in the survey accounts of 1806 in the names of the father and grand-father of the deceased. Looking however at the fact of its long continued possession by the family, the Board concur with the Collector in recommending its continuance to the widowed sister of the deceased for her life, instead of being at once resumed.

No. 587. The land belonging to this enam having been submurged by a tank constructed 30 years ago by the Rajah, the Collector requests sanction to strike "it out of the enam accounts and enter it as Circar." The Board approve this course.

No. 589. The share held in this enam by the deceased is recommended to be resumed in default of heirs.

No. 592. It is not known how this enam came into the possession of Rajah Beg, whose name appears in the survey accounts as the holder. The Collector recommends the lapsed share being continued to his grand-daughter Janeebegum and to her son after her demise, because Government have recognized claims to succession through the female line. On the other hand, the Sub-Collector who investigated their claims recommends its resumption on the ground that they belong to a *divided* family and are not entitled to succeed. It is however to be observed that the term of a divided family is peculiar to Hindoos and that the Sub-Collector probably meant a different branch of the family. Before however disposing of this case the Board wish to know what was done with the share of Rajanbee, 3rd daughter of the said Rajah Beg, who enjoyed a share in this enam and died without issue in 1850.

No. 596. This enam has passed out of the family of the persons, in whose name it was registered at the time of the survey. The last holder having acquired it by bonâ fide purchase prior to the date of the Notification prohibiting the alienation of such enams, the Board support the Collector's recommendation that it be renewed in favour of his son Vencata reddy Naidoo for life.

No. 597. Is a similar case with No. 596, and for the same reason the Board concur with the Sub-Collector that it should be continued to Appiah reddy, the purchaser's son subject to report at his death.

No. 598. As this enam has always been looked upon as having but a doubtful title, and as the daughters of the deceased are married and not in destitute circumstances, the Board concur in the Collector's proposal to take this occasion for incorporating it with Seery lands, crediting to Government the proceeds which have accumulated since the death of the last holder.

No. 606. This enam, like the rest was held without a title, and descended to the last holder from her father in whose name it appears in the survey accounts. The Sub-division Sheristadar of Nellore lays claim to it by virtue of a deed of gift executed in his favour by his mother-in-law deceased, but as this document was executed subsequently to the Circular Order, of the 27th* July 1818, and the daughter is in very good circumstances, the Board seccond the Sub-Collector's proposal for its resumption, crediting the proceeds from the date of lapse.

* *Page 450, of Vol. I.*

No. 607. Comprises 3 different enams amounting in the aggregate to Rupees 8-12-7.

No. 1. Or the Bollumpully enam viz., Rupees 3-10, was enjoyed for more than half a century by the family and looking to its trifling value, the Board concur with the Collector that it should be continued to the last holder's daughter Rautsama for life. They recommend the resumption of the other two enams which were derived by the deceased from persons not related to him and the possession of which rested on no documentary evidence.

No. 608. Is an old grant having been conferred in 1780, and was inherited by the last holder, from his father. Adverting to the antiquity of the grant and the validity of the adoption made by the last holder, the Board concur in the Collector's proposal for registering it in the name of the adopted son, the female relatives of the deceased being under his immediate protection.

No. 610. The share of this enam held by the deceased was mortgaged by her 17 years ago. The Mortgagee, who has had possession since her death having paid himself and the daughters of the deceased having derived no support from it for the last 12 years, the Board concur with the Sub-Collector that it should be resumed. The Collector however, thinks it should be continued to the eldest daughter but as she is married into another family, the Board are of opinion that she has no claim to the lapsed share.

No. 612. Though held without Sunnud, this enam was in the enjoyment of the family prior to the date of the survey accounts. The adoption by the deceased of the present claimant having been made with the permission of the Collector in 1849, and the adopted son having no other means of subsistence, the Board support the Collector's recommendation that the enam amounting to Rupees 69-6-0 be continued to him for life. The other enam being entered as Government land in the accounts is recommended to be resumed.

No. 613. The last holder died without heirs and the parties, who lay claim, are members of another family unconnected by blood with the deceased, and are in possession of other enams. The lapsed share is therefore recommended to be brought under assessment.

No. 666. It is proposed by the Collector to continue the share held by the deceased to the widow of her brother-in-law, on the ground that she enjoyed it with the deceased, but as she belongs to another family and holds a Curnekei enam, the Board see no reason to continue the lapsed share to her.

No. 671. Recommended to be resumed in default of heirs.

No. 676. This grant was originally conferred for service, and as this is no longer performed, the Board wish to know on what grounds the Collector proposes to continue the enam to the eldest sister of the deceased. He will also mention whether they are married and what means of subsistence they possess.

No. 696. Recommended to be resumed on failure of heirs.

No. 701. As the service for which this enam was granted has long ceased to be performed and the family has succeeded to a Curnekei enam and other lands assessed at Rupees 29-9-9, the Board see no reason for supporting the Collector's recommendation for its continuance.

No. 704. Recommended to be resumed in default of heirs.

With regard to the Curnekei enam said to have been held by the deceased and now enjoyed by his relatives: the Collector will report whether they possess any well founded claim to its enjoyment; if not, whether there is any objection to its being re-annexed to the office to which it appertains.

2 21

Page 49 and 383 of vol. I. It is observed that the Collector has omitted to forward translations of the original documents. His attention will be called to the Circular Order of the 13th July 1826 and 29th September 1845.

(Signed) G. S. FORBES, *Secretary.*

No. 27 A. ORDER THEREON; No. 638; dated 17th May 1858.

1. Although the Proceedings of the Board containing their comments on this enam statement are dated as above, the statement itself was not received in the Government office until April 14th.

No. 523.		*A.*	*C.* *A.*
Extent, ...		41	28 2½
		Rs.	*A.* *P.*
Assessment, ...		98	1 1
Jody, ...		0	11 1
Value of share of deceased		94	4 9

2. The first case reported is that of an enam without grant, but registered in the name of one Venkat Row in the survey accounts. That individual's son died in 1850 and the lapse is reported to Government in 1858. The aged sister of the deceased seems the only member of the family left and the share enjoyed by her brother will therefore be continued to her for life. With regard to the portion alienated by the deceased, the Board have called for further information, and in disposing of the case, the Board will bear in mind that no alienation by gift under the present circumstances can be valid after the death of deceased's sister the only surviving member of the family. Should the donees die during her life time, the alienated portions may be allowed to revert to her, as has been the practice in similar cases.

525. *Extent,*		*A.*	*C.* *C.*
		19	7 8
		Rs.	*A.* *P.*
Assessment, ...		136	0 9
Jody, ...		51	11 2
Value of lapsed share, ...		68	14 3

3. The deceased is the sister's son of the registered holder. He died entirely without heirs 10 years ago. His share will be resumed: those of the parties who purchased of him will be taken into consideration when lapses occur.

526. *Extent,*		*A.*	*C.* *C.*
		92	34 6
		Rs.	*A.* *P.*
Assessment, ...		98	5 11
Jody, ...		0	7 11
Lapsed share, ...		65	7 6

4. This lapse occurred in 1846. Deceased was the son and brother of the two registered holders. His eldest son has now held possession for 12 years, and the case will be open to consideration on his death. Such portions as have been obtained by gift, will be resumed at the death of the present holder.

528. *Extent,*		*A.*	*C.* *C.*
		23	19 15
		Rs.	*A.* *P.*
Assessment, ...		79	6 3
Jody, ...		14	13 2
Lapsed share, the whole.			
		A.	*C.* *C.*
529. *Extent,*		4	20 11
		Rs.	*A.* *P.*
Assessment, ...		13	5 3
Jody, ...		0	14 0
Lapsed share, the whole.			

5. In both these cases, the holders died without heirs, but alienated their shares to others before dying. The Government fully concur with the Collector and Board in the propriety of resumption. In case 528 column 3 the Collector says, it appears that this enam was granted by "the Rajah." Whether the Nawabs of the Mayana dynasty are meant is not known; the expression is very vague, and the whole of the statement referring to No. 528 is confused. For example column 5 is intended to contain the name of the deceased holder and column 7 to exhibit the names of his family; but the Collector has given the family of an individual in column 7, other and distinct from the person termed the last holder in column 5.

575. *Extent,*		*A.*	*C.* *C.*
		13	3 8½
		Rs.	*A.* *P.*
Assessment, ...		70	9 11
Deceased's share, ...		61	4 0

6. This will be treated as proposed by the Board of Revenue.

581. *Extent,*		*A.*	*C.* *C.*
		2	8 6
		Rs.	*A.* *P.*
Assessment, ...		36	4 5
Jody, ...		12	13 9
Lapsed share, ...		6	6 11

7. A widowed sister is the only relative who survives the deceased holder. The lapsed share will be continued to her for life. It is observed that the deceased is said to have alienated a portion of his share to one Venkatrama Josee in 1836, but the deed of sale is open to great suspicion apparently, and the purchaser seems to have disposed of his acquisition to others partly by sale, and partly by gift. Such proceedings are entirely inadmissible and the portions in question will be resumed on the death of the present holders.

Column 5

587. *Extent,* ... ... A. C. C. 5 1 10
Assessment, ... Rs. A. P. 17 14 8
Jody, ... 5 13 4

8. This enam is said to have been submerged 30 years ago by the waters of a tank then constructed. It is recommended that the grant be struck out of the enam accounts and entered as Government land. This course is approved; though it does not appear on what principle a deduction was made from the Zemindar's tribute, (it is presumed that the Poongadoor Zemindar is meant by the appellation "the Rajah") on account of a tank which he himself constructed, and by which he was to be the gainer; the Government however will not press the matter on account of the antiquity of the transaction.

589, 613, 671, 696, 704.

9. The five Nos. noted in the margin will be treated as recommended, the lapsed shares being resumed for want of heirs. With reference to the Curnums enam in No. 704, said to have been alienated from its proper object, the Government direct that the requisite enquiry be immediately held under Regulation VI. of 1831, and that a similar course be pursued in all such cases. No reference to Government is necessary previous to re-annexing such alienations to the office for the support of which they were granted.

592.

10. The Board have called for further information respecting case 592.

596. *Extent,...* ... ... A. C. C. 6 3 10
Assessment, ... Rs. A. P. 4 1 4

11. The deceased holder of this enam without Sunnud, was the brother of the purchaser in 1832, from the individual in whose name the grant is registered. It will now be continued to the son of the deceased for life, as proposed by the Board.

597. *Extent,...* ... ... A. C. C. 20 15 8
Assessment, ... Rs. A. P. 23 12 4

12. This grant was alienated from the family in whose name it is registered in the accounts, in 1833. It will be continued, as proposed, to the son of the purchaser, who has now deceased, for his life.

598. *Extent,...* ... ... A. C. C. 40 3 5
Assessment, ... Rs. A. P. 55 0 8

13. This enam was entered, it appears, as "doubtful" in the accounts in Fusly 1220. It will now be resumed as proposed by the Board, and the profits which have accrued since the death of the last holder be credited to Government. The remark of the Collector that the labour of collecting evidence in these lapsed enam cases is a most arduous addition to the already multifarious duties of a Tahsildar is fully concurred in by Government, and they hope to be, before-long, in a position to remedy the evils of which Mr. Murray complains.

606. *Extent,...* ... ... A. C. C. 6 22 12
Assessment, ... Rs. A. P. 21 3 3

11. This enam is claimed by virtue of a deed issued in contravention of the Notification of 27th July 1848, and it will be resumed, and the proceeds, which have been in deposit since the death of the last holder, credited to the State, as proposed by the Board.

607. *Extent,...* ... ... A. C. C. 13 21 8
Assessment, ... Rs. A. P. 8 12 7

15. The origin of this grant is unknown. The first part of it was registered in the name of the father of the deceased in the accounts. This will be continued to the daughter for her life. The possession by the deceased of the other two portions is unaccounted for, and they will be resumed.

608. *Extent,...* ... ... A. C. C. 14 20 5
Assessment, ... Rs. A. P. 68 13 1

16. The last holder of No. 608 was the son of the party whose name appears in the accounts. It seems, from two Doombalas produced, that the grant is as old as 1780. But it is not apparent that the grant was originated by a competent authority, so as to give the heirs of the deceased an hereditary claim in perpetuity. Nevertheless the Government see no objection to registering it in the name of the adopted son who must support the female members of the family. It will be open to consideration at his death.

610. *Extent,...* ... ... A. C. C. 1 4 0
Assessment, ... Rs. A. P. 3 3 4

17. Will be resumed as proposed.

Fort Saint George, Revenue Consultation of 18th May 1858.

612. *Extent,...* ... ... A. C. C. 28 16 14
Assessment, ... Rs. A. P. 111 4 3

18. The last holder of this enam, of unknown origin, is reported to have been the son of the younger brother of the registered incumbent. He has left no relations, but has adopted a son, to whom the enam will be continued as a life grant as proposed. The enam held "under security" by the deceased was without grant, and unsupported by any entry in the accounts, and seems to have been considered doubtful as far back as 1808. It will of course be resumed; and the Government will be glad to know if many of these enams are held in Cuddapah "on security" pending enquiry. The relationship of the adopted son to the deceased should have been specifically stated in column 7.

606. *Extent,...* ... ... A. C. A. 7 28 15
Assessment, ... Rs. A. P. 79 6 10
Jody, ... 6 13 10

19. As the deceased has left no heirs, the claimant being only a connection by marriage, (brother-in-law's widow) and otherwise provided for, this grant will be assessed to the Government revenue.

676.

20. The information respecting this enam is imperfect—it will be included in the next return.

701. *Extent,* ... ... A. C. A. 0 6 7
Assessment, ... Rs. A. P. 1 8 9

21. This small enam may be continued to the mother and aunt of the deceased for their lives.

22. The Collector has, as the Board observe, omitted to forward translations of the original documents; that officer should also be reminded that it is necessary, in recounting the female members of a deceased enamdar's family, always to specify whether they are married or not.

(Signed) W. H. BAYLEY,
Acting Secretary to Government.

No. 1189.

Remarks of the Board of Revenue dated 7th April 1858, on a Tabular Report on lapsed Enams

In Cons. 7th April 1858 { No. 3698 *From the Collector of Cuddapah dated 31st August 1857.*
No. 3710 „ *do.* *do.* „ *31st August 1857.*

No. 523. Though this enam is held without Sunnud, yet considering its long uninterrupted enjoyment by the Grantees family, the Board support the Collector's recommendation that a moiety amounting to Rupees 17-2-4 be continued to the sister of the last holder during her life, as she appears to have no other means of support.

With regard to the portion alienated by the deceased, the Collector will report, with reference to the Board's Proceedings 19th February 1849 No. 387, whether the alienation occurred prior, or subsequent C. O. B. 1st Vol p 433 to the Notification of 27th July 1848, and on what evidence it rests.

No. 525. The deceased holder of this enam having left no heirs, and the parties, who lay claim to his share, viz., Rupees 68-14-3 having no right to succeed to it, the Board agree with the Collector that it should be resumed.

The other portion having been alienated by sale prior to the date of the Notification prohibiting the sale or mortgage of such enams and as there seems no reason to doubt the authenticity of the bills of sale, present possession should not be disturbed.

No. 526. It is not known when, or by whom, this enam was granted, nor is it traced in any accounts of an earlier date than that of the Survey. A portion of it has also passed out of the family of those who held possession at the time of the Survey. The 3 sons left by the deceased have succeeded to a Prohita enam and Puttah lands assessed together at Rupees 16-9-11. Under these circumstances, the Board are not called upon to support the Collector's recommendation for the continuance of the entire lapsed share, but they propose to continue the inherited enam viz., Rupees 47-1-9 to the eldest son for life.

No. 528. This enam was recently alienated by gift to the deceased. The donor having died without heirs, and the two sons of the deceased being in the enjoyment of other enams amounting to Rupees 52-8-11, the Board concur with the Collector in the propriety of resuming the lapsed enam.

No. 530. Is similar to the preceding case, and for the same reason is recommended to be resumed.

No. 575. The last incumbent having left no heirs, and his cousins who hold a Curnoki enam and other lands assessed at Rupees 62-13-2 having failed to establish their claim to his share, the Board agree with the Collector that it should be brought under Assessment. They also propose that the portion viz., Rupee 1 Annas 7 Pice 7, said to have been alienated by gift 12 years ago, but of which no evidence is forthcoming should likewise be resumed.

The purchaser of the other portion assessed at Rupees 7-11-4 having been reimbursed, and the date of purchase being too recent (1840) to entitle him to hold the land any longer, the Board support the Collector's proposal for its resumption.

No. 584. Is stated to be of unknown origin though entered in the Survey Accounts of 1806, in the names of the father and grand-father of the deceased. Looking however at the fact of its long continued possession by the family, the Board concur with the Collector in recommending its continuance to the widowed sister of the deceased for her life, instead of being at once resumed.

No. 587. The land belonging to this enam having been submerged by a tank constructed 30 years ago by the Rajah, the Collector requests sanction to strike "it out of the enam Accounts and enter it as Circar." The Board approve this course.

No. 589. The Share held in this enam by the deceased is recommended to be resumed in default of heirs.

No. 592. It is not known how this enam came into the possession of Rajah Beg, whose name appears in the Survey Accounts as the holder. The Collector recommends the lapsed share being continu-

ed to his grand daughter Jancebegum and to her son after her demise, because Government have recognised claims to succession through the female line. On the other hand, the Sub Collector who investigated their claims recommends its resumption on the ground that they belong to a *divided* family and are not entitled to succeed. It is however to be observed that the term of a divided family is peculiar to Hindoos and that the Sub-Collector probably meant a different branch of the family. Before however disposing of this case the Board wish to know what was done with the share of Rajanbee, 3d daughter of the said Rajah Beg, who enjoyed a share in this enam and died without issue in 1550.

No. 590. This enam has passed out of the family of the persons, in whose names it was registered at the time of the Survey. The last holder having acquired it by bona fide purchase prior to the date of the Notification prohibiting the alienation of such Enams, the Board support the Collector's recommendation that it be renewed in favour of his son Venceta reddy Naidoo for life.

No. 597. Is a similar case with No. 590, and for the same reason the Board concur with the Sub Collector that it should be continued to Appiah reddy, the purchaser's son subject to report at his death.

No. 598. As this Enam has always been looked upon as having but a doubtful title, and as the daughters of the deceased are married and not in destitute circumstances, the Board concur in the Collector's proposal to take this occasion for incorporting it with Seery Lands, crediting to Government the proceeds which have accumulated since the death of the last holder.

No. 606. This enam, like the rest was held without a title, and descended to the last holder from her father in whose name it appears in the Survey Accounts. The Sub division Sheristadar of Nellore lays claim to it by virtue of a deed of gift executed in his favour by his mother-in-law deceased, but as this document was executed subsequently to the Circular Order of the 27th July 1843, and the daughter is in very good circumstances, the Board second the Sub Collector's proposal for its resumption, crediting the proceeds from the date of Lapse

* Page 630, of Vol. I.

No. 607. Comprises 3 different enams amounting in the aggregate to Rupees 6-12-7.

No. 1. Or the Bollampally enam viz., Rupees 3-10, was enjoyed for more than half a century by the family and looking to its trifling value, the Board concur with the Collector that it should be continued to the last holder's daughter Ruttamma for life. They recommend the resumption of the other two enams which were derived by the deceased from persons not related to him and the possession of which rested on no documentary evidence.

No. 608. Is an old grant having been conferred in 1780, and was inherited by the last holder, from his father. Adverting to the antiquity of the grant and the validity of the adoption made by the last holder, the Board concur in the Collector's proposal for registering it in the name of the adopted son, the female relatives of the deceased being under his immediate protection.

No. 610. The share of this enam held by the deceased was mortgaged by her 17 years ago. The Mortgagee, who has had possession since her death having paid himself and the daughters of the deceased having derived no support from it for the last 12 years, the Board concur with the Sub Collector that it should be resumed. The Collector however, thinks it should be continued to the eldest daughter but as she is married into another family, the Board are of opinion that she has no claim to the lapsed share.

No. 612 Tho' held without Sunnud, this enam was in the enjoyment of the family prior to the date of the Survey accounts. The adoption by the deceased of the present claimant having been made with the permission of the Collector in 1819, and the adopted son having no other means of subsistence, the Board support the Collector's recommendation that the Enam amounting to Rupees 69-6-0 be continued to him for life. The other enam being entered as Government land in the accounts is recommended to be resumed.

No. 613 The last holder died without heirs and the parties, who lay claim, are members of another family unconnected by blood with the deceased, and are in possession of other enams. The lapsed share is therefore recommended to be brought under assessment.

No. 666. It is proposed by the Collector to continue the share held by the deceased to the widow of her brother-in-law, on the ground that she enjoyed it with the deceased, but as she belongs to another family and holds a Curnekei enam, the Board see no reason to continue the lapsed share to her.

No. 671. Recommended to be resumed in default of heirs.

5 27

No. 676. This grant was originally conferred for Service, and as this is no longer performed, the Board wish to know on what grounds the Collector proposes to continue the enam to the eldest sister of the deceased. He will also mention whether they are married and what means of subsistence they possess.

No. 690. Recommended to be resumed on failure of heirs.

No. 701. As the Service for which this enam was granted has long ceased to be performed, and the family has succeeded to a Curnekei enam and other lands assessed at Rupees 29-9-9, the Board see no reason for supporting the Collector's recommendation for its continuance.

No. 705. Recommended to be resumed in default of heirs.

With regard to the Curnekei enam said to have been held by the deceased and now enjoyed by his relatives; the Collector will report whether they possess any well founded claim to its enjoyment; if not, whether there is any objection to its being re-annexed to the office to which it appertains.

It is observed that the Collector has omitted to forward translations of the original documents. His attention will be called to the Circular Order of 13th July 1820 and 29th September 1845.

Pages 42 and 353 of Vol. I.

H. FORBES, Esq.
Acting Secretary to Government R. D.

Secretary.

Copy to Collector of Cuddapah.

Enam's

Certificate from Board of Land Commissioners

Rec'd from Hon. Board of Land Commissioners

Dated Oct. 19th 1849

Land Letter Patent Cal.

Certificate dated Oct. 19th January

1849

Woodland Grant

See Patent Book

Letter from Board of Land Commissioners

by Pacific Coast

of the Land Commissioners

1858 for certain

Land

of

Rec. 1858 Dept.

No. 543

Remarks of the

Board of Revenue

Dated 7th

Rec'd 14 " " April 1858

36 Lots

Ex. Patent No. 1189

Vol. 6 Pg. 38. 17 Rec'd May 1860

Receiving

Exhibit Report of

Copied Papers in the

District of Petaluma

Reference to the various Legal instructions
on the matter, and he therefore requests
information upon certain points, of which the
first is whether Claims said to be considered
to have been transmitted irregularly in cases
in which prior Succession have been obtained
through the female line or by a Collateral
branch or in virtue of an illegal or a suppo-
sitious adoption, and if Consequently there
circumstances in respect to such succession
be [redacted] intended as affecting the prior
transmission of the Claim
2. The instructions contained in the
preceding
December last
or rather
[illegible]
this Office under date 21st De-
were meant to be in modification
of the Circular of 29th July 1818.
not intended that the transmission
of an Estate shall be deemed to be
irregular because it has been made
through a Collateral branch. For are claims
to succession to be treated as absolutely
barred because the Title of the Collateral Re-
moved has ceased the Degree of affinity
between such Collateral and the Ancestor
to be taken into Consideration if the
last transmission has occurred or the present

Claim

727

3

Claim be derived through a brother Uncle
or first Cousin of an undivided family
the Estate may be continued by the
local Authorities without Report. If the
Relationship to be more remote the Claim
must be necessarily inadmissible
but the case should be reported for
orders when prior Successions have been
obtained. If present claim may be derived
through the female line or by illegitimate or supposititious adoption the matter
should in like manner be Reported.
3. Whether Grants with or without
all such Conditions as the Report
for which they may have been made
of grants Estates have been obtained Col-
lateraly in the event of Claims of
Brothers of undivided family hav-
Considered admissible generally or the
instructions from the Board of Revenue
above quoted or whether the Report

to

Board's Letter

Claims

to the restriction to such cases in which
the prior transmission has been obtained
Collaterally otherwise than through the
Relationship mentioned

5th. Shall have been accrued in the
preceding para-transmission or claims through
a brother-Male in first Canon of succession
included shall only be admitted and
Evidence continued without reference to higher
authority-Reported to be made in Hindi
cases only where the relationship is
more distant

The Collector must ask
5 cases in which Decrees have been passed
by the Local Courts but which have not
been executed in consequence
of the receipt of the late orders prohibiting
the Cognizance on the part of the Judicial
Authorities of claims to succession to or partition
of Estates falling under Regulation
XIX of 1831 whether on the Application of
Parties such Decrees should be confirmed
and brought into execution or cancelled
Such cases should be referred
for

for orders with full explanations of all the
points connected with them

7th Should questions in circumstances
where Parties have let out their Estates
lands on lease to others for a specified
period in satisfaction of a Debt or
Mortgage the same on which Parties
or their Heirs in the event of their de-
cease / Complaints that the lessees or
Farmers of such estates refuse to surrender
the event of their death / refuse
to make over to them their Estates agree-
ably to the tenor of the Agreements entered
into or such cases to be enquired into
by the Collectors and the parties
concerned to be decided by them or
Commissioners appointed by the Court
of Sudder Dewanny Adawlut under
Regulation XIX of 1831

8th Such cases should be
investigated

Board's Ltr dt 7 Nov

Column 5

Endorsement.

Sub Letter from the Secretary to the Board of Revenue to the Collector Secretary to Government Revenue Department dated 7th April 1868 with Enclosure

Rs 5703/58

Copy of P.B.R. No. to the Collector of Cuddapah dated 14th February 1869.

Regarding the Inams.

10 27 f° 638

The Copy

Extract from the Minutes of Consultations

1st May

Under date the 17 April 1858

Read Letter from Right Hon.ble Lapsed Estates
Board dated 30th March 1857, 2nd Quarter
Memorandum with the Minute of the
Board of Revenue dated 7th April last

Although the Proceedings of the Board
of Revenue recommend this Estate
to Government as one dated subsequent to the
Statement, which was not received in the
Government Office until April 14th

The first case reported is that
of an Estate without grant, but registered in the name of one Venkata Ra
in the survey accounts. That individual died in 1830 and the
Estate is reported to Govt in 1858
The aged Sister of the deceased seems
the only Member of the family left
& the Estate enjoyed by her brother
will therefore be continued to her for
life. With regard to the Estates
alienated by the deceased, the Board
have called for further information
and in disposing of the case the
Board will bear in mind that

Clause 5

No 523.

	a	c	a
Extent	41.	28.	27/40
	R	a	P
Assessment	98	1	1
	R	a	P
Dry	0	11	1

Value of Share of deceased

an alienation by sale will be
[illegible] and land can be valid
after the death of deceased sister
the only surviving member of the
family should the donee die
during her lifetime the alienation
[illegible] may be allowed Percent
[illegible] has been the practice
[illegible] similar cases

525 Extent 9. 7. 24
Rent 36. 0. 0
Assd. 51. 11. 2
Value of Life Interest 68. 14. 5

526 Extent 92. 34. 6
Rent 98. 5. 11
Assd. 0. 7. 11
Value of Life Interest 65. 7. 6

527 Extent 23. 19. 15
Rent 78. 6. 5
Assd. 14. 13. 2
Value of Life Interest the whole

538 Extent 4. 20. 11
Rent 13. 5. 5
Assd. 0. 16. 0
Value of Life Interest the whole

for the deceased sister of the
[illegible] registered holder. She
died entirely without heirs
10 years ago. Her share will be
resumed. Role of the person
who purchased from him will be
taken into consideration when
[illegible] occurs.

The case deceased was the
sister and [illegible] registered
holder. She died without heirs
[illegible] year and the case will
be referred to collector on
her death. which [illegible]
[illegible] name has changed by

Circumstances it is recommended that
Life will be resumed at the death of
the present holder.

[illegible] both these cases the holders
died without heirs, but alienated
their shares before
dying. The Govt fully concur
with the Collector and Board
in the propriety of resumption
in case 528 cl 3 the Collector
says it appears that the person
who married the Rajah of Nuddea
the Nawab of the Suryana dynasty
the second is not known; the
[illegible] very vague, and the
[illegible] of the statement differing
in [illegible] 528 is confused; for
example cl 5 is intended to
explain the name of the deceased
holder and cl 7 to explain the
names of her family; but the
Collector has given the family
of an individual in cl 7, other
and distinct from the person
named the last holder in
column 5

6. Pursuit be treated as 575 Extent R. C. C.
proposed by the Board of the 15. 3. 8½
Revenue. Sept. 20 9. 11.

Deceased Khan R. C. C.
Extent 38 8. 5½
Sept. 36 4. 5
Dolly. 12 12 0
Lapsed Share 6 6. 11½

7. A widowed sister of the 584
only relative who survives
the deceased holder the
lapsed Share will be contin-
ued Wife for life.

It is observed that the deceased
is said to have alienated a
portion of his Share since Ven-
katrama Josee in 1836, but
the deeds of Sale & Puen & great
suspicion attach thereto, and the
purchaser seems to have dis-
posed of his acquisition so often
& hastily by sale & Kattly by left
hand proceedings are so highly
objectionable and the portion
in question will be resumed
on the death of the present
holder.

8. This Share is said to 587
have been attached Sequestered
by the warden of a Jaut then-

a. c. c.
Extent 5. 1. 10
R. a. ½
Sept. 17. 14. 8
Dolly 5. 13. 4

Cuddapah. It is recommended that
the fault be struck off the Revenue
Accts. and entered as Goshead
This course is approved; though it
does not appear what practi-
cable deduction can be made from
the Zamindar's Peishcush, it is neces-
sary that the Company should
be meant by the application the
Rajah of an account of a Jaut
which he himself constituted, &
by which he was to be the farmer
the Government with the Proce
-eds neither on account of the anti
-quity of the transaction.

589. 617. 671: 696. 9. The Share has ceased in the
704. Register with be resumed as
recommended, the lapsed
Share in 1704 said Share. Shares being returned for want
been alienated from its proper of heirs. With 29. & the Commun
-ication
ceased, the Govt directed that the
requisite enquiry be immediately
held under Regn. of 1831, and that
a similar course be pursued in
all such cases by reference
592. Govt is necessary 10. The Board have called
further & examining such al- for further information respecting
-ienations & rejecting the claims the
to which they were found

Case 592.

596. Extent a. c. c.
Sept. 6. 5. 10
R. a. p.
4. 1. 4

11. The deceased holder of the
Share in question died without
the Western of the purchaser

from
1852, & the undivided whole
value to plaintiff is assessed.
It will now be continued with
-tion of the deceased for life, dispo-
-sed of by the Board.

12. Grignard was allowed 597. Est 20.15.0
from the family in which name 1961 23.12.4
it appeared in the accounts, in 1853.
It will be continued, as proposed, &
till the son of the purchaser who has now
deceased, for his life.

13. Grignam was placed to appear 598. a.c.c
in Dockyard in the accounts in 1820. Est. 40.13.5
It will be continued as proposed 1961 55.0.8
till the Board, and the last Widow
shall succeed since the death of
the last holder, credited to part
of the remarks of the Collector left
the whom of Collecting evidence in
the whom it was called a Rock
evidence addition of the usually sickly
present duties of invalidity & fully
incurred in by Grignam, and they life
of the regular Employment
Immediately the Wife of such Mr Murray
Grignam

606. Est. a.c.c 6.22.5
Abt. 22. 5.5

14 This Grignam is claimed by virtue
of a deed found in contravention
of the rescription of 27 July 1868,
said deed will be returned, and
the proceeds, which have been
in deposit since the death of
the last holder, credited to the
estate as proposed by the Board.

15. The age of this grant is
unknown. The first part of it
was registered in the name
of the father of the deceased in
the accounts. This will be continued
to the daughter for her life. The
pension to the deceased for the other
two portions is unaccounted for
and they will be resumed.

606. Grant a.c.c 14.20.5
Abt. 66.13.1

16 The last holder of No 606
was the son of the party whose
name appears in the accounts &
it appears from two documents
produced, that the grant was
1d in 1760. But it does not
appear that it was registered by the
Grignard
Competent authority, so as to
give the heirs of the deceased
any hereditary claim to the

tary. Nevertheless the Govt see no objection to expediting it as the cause of the adopted son who died in exclusive of the female members of the family. It will be open to consideration on the death

610 Est. 1.11.0
Eff. 3.3.6

of [illegible] entitled

612 Est. 28.16.14
Eff. VIII. 4. 3

to the last holder of this Steam, if unknown as yet, claimed to be entitled to have become the property of the younger brother of the deceased intestate. The Govt reserve to themselves the right to claim, on behalf of the Steam Fund, the Gratuity granted to the deceased

666. Est. a.c.a. 7.28.15
Eff. 79.6.10
Jody 6.13.10

676.

701. Estmt a.c.a. 0.6.7
Eff. 1.8.9

under regulations by the deceased which were without fraud and unauthorized by the Govt, in the account rendered by him of the effects of the deceased. And such claims if have been disallowed as fraudulent or doubtful as for back claims of Govt will of course be resumed and the Govt will be glad to receive any further information on the subject which may be held by the Papa or Secondary Pilots

F. Chas. M. Rae
Asst Sec Govt
Oct 27 15

Regulations of the adopted son if the deceased should have been specifically stated in cl. 7.

9. If the deceased has left no heirs, the claimant being only a connection by marriage (brother-in-law's widow) and otherwise provided for, the grant will be opposed & the Govt claims

20. The information respecting this Steam is imperfect & will be included in the next return

21. This small Steam may be entrusted to the Master and Crew of the deceased for their use

22. The Collector has, as the 5 above, marked & forwarded translations of the original documents that Office should also be furnished that it is necessary in reckoning the female members of a deceased Seamans family, always to specify whether they are married or not

1521

Receiver's Depositions
Dy. to Com. 15th May

Cap. 608

Exhibit Bill of Complt.
Dy. 17th May 1858

Com. 18th Sept. Lucy Smith Widow &c
Com. Dy. 10th June 1859

Answer, and Exhibits
Godden and Others Plaintiffs
& Capt. and Commissariat Defts
Feb. 1859. 2nd Quarter.

Cap. 274 & 278

C. 21 Hen. C. 27 & 28