Sectt. II-27—5,000—17-12-35.

Revenue (Special War) (1920) Department.

Ordinary SERIES.

G.O. No. 279 (War).

DATED 7-9-1920

159

[Despatch Abstract.]

Enemy Missions - Deeds of transfer.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

Sectt. II-43—22,102—6-2-23.

Revenue (Special) (1920) Department.

War

Ordinary SERIES.

G.O. No. 279 (Mis)

DATED 7. 9. 20.

[Despatch Abstract.]

Enemy Missions.

Papers relating to the deeds of transfer from the Custodian of Enemy property to the Board of Trustees - Recorded.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

Ref.4954-D-1/19. Malabar Collector's Office,
Calicut, 25th June 1919.

From

J.P. Hall Esq., I.C.S.,
Ag. Collector of Malabar.

~~2318~~ 2318
Typed
Reg: 28.6.19

RECEIVED
SECRETARY TO GOVERNMENT
27 JUN 1919

The Secretary to the Government of Madras,
Revenue (Special-War)Department,
Ootacamund.

Sir,

Ref: G.O. No.243 dated 30th May 1919.

In continuation of my telegram of the 21st instant I have the honour to state that the valuation of the properties of the Basel Mission Industrials has been completed and the Special Officer has taken up the valuation of the Mission section of the properties. The immoveable properties of the latter comprise 340 sub-divisions covering an extent of about 328 acres and are situated in 60 villages of the several taluks in the district. The work of valuing of these properties will take not less than six weeks more. I therefore request that the Special Officer's appointment may be extended for six weeks.

Ask for the details

I have the honour to be,

Sir,

Your most obedient servant,

Hermann Kamm
For Ag. Collector.

C.P.M.

CF

Rev (Spl) Dept

memo No. 2316/H-1/19 dt 8.7.19

With reference to his letter No 4954-D-1/19 dt 25.6.19 the Collector of Malabar is requested to forward to Govt at a very early date copies of schedules of properties of the Basel mission Industrials, etc ~~advance~~.

Dept Om 8.7.19
M 8.7.19
x0x6/8/7

To The Collector of Malabar
(Ext memo)

Dee 7.7.19

Cp.
8.7.19

When the Dept. finally decides to come back to work, he should explain why this simple Om. was not sent up a week ago. It is not Venkataramayya's fault.

Cp.
8/7/19

Reminded on 2-8-19

To be reminded again on 12-8-19

3

Telegram

Dis Kiate, malabar

780 [Please] expedite dispatch [of] schedules [of] Basel mission Industrials.

Despe 4/8

P C clerke
Dr
6.8.19

Lw
3.8.19
CRS
3.8.19

Lw
4.8.19

Commissioner
Coorg.

781 Reference my letter 14890 + 1 & 10.5.19. [Please] expedite despatch [of] schedules [of] Enemy mission properties. particularly Basel mission Trading Company

(the main file is in Tamil (old) depth. will be filled in before despatch)

Despe 4/8

P.C
Dr
6.8.19

Lw
3.8.19
CRS
3.8.19

Lw
4.8.19

2 4

Telegram Dospo 4/8 Express

[Captain] Done
Kellet Institute
Triplicane, madras

782

Your telegram 2nd Slip
Schedules Malabar and Coorg not ready
~~part~~ rest in press ~~and~~
~~part awaited~~. Trust
~~Must await~~ ~~to be prepared~~ by Trustees
~~Schedules~~ Should be
complete in fortnight but
cant promise.

Lee 3.8.19 CRS 3.8.19

DSPO 4/8 DE DS 6.8.19

CONFIDENTIAL.

5

C. O. 2.—T. P. B.—4-1919.—500.

No. 2938 Enc. 12

CURRENT NO. 2938-2953 PUBLIC (Minor) Rec'd 11.8.19

FROM

MAJOR C. T. C. PLOWDEN, I. A.,
SECRETARY TO THE CHIEF COMMISSIONER OF COORG.

To

The Secretary to the Government of Madras,
Revenue (Special Department (War)).

Schedules sent to Trs

Dated Bangalore, 8th augt 1919.

SIR,

Misplaced

With reference to the correspondence ending with your letter No.1479 W.3., dated the 20th May 1919, I am directed to forward 8 copies of the statements of movable and immovable properties belonging to the Basel Mission Trading Society in Coorg. Statements of the properties belonging to the Basel Mission are said to be under preparation and will be forwarded shortly.

I have the honour to be,
Sir,
Your most obedient servant,

Secretary to the Chief Commissioner.

DMP

Roc 495-4-D2-19

6

11 AUG 1919

Malabar Collector's Office,
Calicut, 9th August 19.

From

J. F. Hall Esq., I.C.S.,

Ag. Collector of Malabar,

Calicut.

CURRENT NO.
2966 1938
PUBLIC (Minor)
Rec'd 12.8.19

To

The Secretary to Government,

Revenue (Special War) Department.

Sir,

Schedules sent to Press

Government Memorandum - Revenue (Special War) Department No. 1479 W. 2 dated 20-5-19 - Basel Mission Industrials.

I have the honour to forward six copies of the schedules of the moveable and immoveable properties of the Basel Mission Industrials in Malabar. The value of the moveables comes to Rs.10,18,437-10-3 as against Rs9,64,439-9-11 estimated by the Basel Mission Trading Society and the value of immoveables comes to Rupees 11,14,728-14-0 as against Rs22,01,967-0-0 estimated by the Basel Mission Trading Society.

2. The list of the moveable properties does not include the value of the manufactured goods at the various factories. They have not been included in the list for the reason that they are ~~immoveable~~ immoveable and their stock varies from day to day. The total value of these goods on 30th June 19 as reported by Mr. Drysdale in his monthly statement for July 19 is Rs30[illegible],366-5-0 - vide copy of Mr. Drysdales statement enclosed.

Postponed

3. The total value of the Industrials in Malabar is therefore estimated as follows.

I. Immoveables Rs1114728-14-0

II. Moveables other than manufactured goods. 1018437-10-3

III. Manufactured goods 304366- 5-0

Total. 2437532-13-3

I have the honour to be,

Sir,

Your most obedient servant,

Ag. Collector.

8

Basel Mission Industrials, Malabar District

Statement showing the stock on hand on 30th June 1919.

Names of the establishments		Description of goods	Value	Total value
B.M.Tile Works,	Calicut	Roofing, Ridge and other tiles &c.	Rs.8979 .. 10	
Do.	Ferok.	Do Do.	18313 14 ..	
Do.	Codacal	Do Do	16640 7 6	
Do.	Palghat	Do Do	1220 3 6	45153 9 10
B.M.Weaving Establishment	Calicut	Cotton Suitings	Rs 12410 7 9	
		Household Linen	49463 6 4	
		Embroidery Goods	3368 7 9	
		Twist	74001 13 ..	
		Tailoring Goods	3926 13 5	146171 .. 3
Do.	Cannanore	Woven goods	28562 9 8	
		Twist	84479 1 3	113041 10 11
			Rs	304366 5 ..

Sd. L. Drysdale

True copy.

Ag. Collector.

9

Revs(pl) Dept

Further action to be taken (para 9 of F.) CRS 19/8

Memo No. 2953 H-1 & 19.8.19

Copies of the revised schedules of the properties of the Basel mission Trading Company received from Collectors are forwarded to the Custodian of Enemy Property, Madras who is requested to examine at a very early date them and to state whether they are in order and whether the descriptions of properties contained in them are adequate for purposes of registration.

Sd
18.8.19
CRS
19.8.19

Dsp & Encls
Norton
Dr
19.8.19

To
The Custodian
of Enemy Property
Madras (with copies of Schedules relating to the districts of Sikanara, Malabar, the Nilgris and Coorg)

Dr
19.8.19

Letter No. 2953 H-2 & 19.8.19
Ref. To

Dspd with Encls
Dr
19.8.19

The Rev. W. Meston M.A
B.D
Chairman Board of Trustees
of Enemy mission Properties
Christian College
Madras
(with Schedules)

2

10

Sir,

I am directed to forward copies of the revised schedules of the properties of the Basel mission Trading Company received from Collectors. The Custodian is being requested to examine them & state if they are adequate for purposes of registration.

Le
18.8.19
CRS
1919

Le
19.8.19

Memo-No. 2953 K-3 dt 19.8.19

A/Copy of the schedules of the properties of the Basel mission Trading Company in the District of South Kanara is forwarded to the Collector of South Kanara for checking with the original Statements forwarded by him. He is requested to treat the matter as specially urgent and to return the corrected proof at a very early date.

Le
18.8.19 CRS
1919

To the Collector of South Kanara (with proof of schedules)

who is requested to have them checked & return the corrected proof at a very early date. The matter should be treated as specially urgent.

Le
19.8.19

Despatched
CRS
1919

3—16.

11

Revenue Dept.

O.M. No. 2953 K-4 dt 27.8.19

With reference to the copies of the revised schedules of the properties of the Basel mission Trading Company forwarded to him with memo: 2953 K-1 dt 19.8.19 the Custodian of Enemy Property is requested to state whether in his opinion a revised vesting order is legally necessary in the case of the properties of the industrials comprised in the revised schedules.

CRS
1919

Le
20.8.19

To
The Custodian, Enemy Property

Received
27.8.19
27/8

Rem: 10.9.19

3—16.

REVENUE (Special-War) DEPARTMENT. C.F.—29.

27 AUG 1919 — UNDER SECRETARY TO GOVERNMENT (SPECIAL BOARD)

Received ..... 191 . Registered 191

CURRENT NO. 3235 PUBLIC (Miner)

Subject.

Basel Mission Trading Society.

Reporting that the statement of movable property belonging to the ------ has been compared with the statement already submitted to Government.

Enclosures.
No. Five
Spare copies

P & G. No. 172 M/19.

Station Ootacamund., Dated the 23rd. Aug. 1919.

From (Name) J.F.Bryant Esq., M.A.,I.C.S.,

(Designation) District Magistrate,
The Nilgiris.

To The Secretary to the Government of Madras,
Revenue (Special-War). Department.
Stonehouse Hill.

Sir,

In reply to Government Memo No.2953 W-3 dated the 19th.instant, I have the honour to report that the proof copy of the statement of movable property belonging to the Basel Mission Trading Society forwarded therewith has been compared with the list already submitted to Government.

2. It is observed that Cols.3,4,5 and 9 of the original statement showing the Registration Subdistrict, Taluk, village and any special marks on property respectively have been omitted in the proof copy received.

I have the honour to be,
Sir,
Your most obedient servant.

J. F. Bryant
District Magistrate

DESPATCHED 26 AUG 1919

14 D

C.F.—29.

REVENUE (SPECIAL WAR) **DEPARTMENT.**

25 AUG 1919

Received ..... 191 . *Registered* 30. 8. 1919

Subject.

CURRENT NO. 3270 PUBLIC (Miscr)

Basel Mission Industrials.

Submitting ~~herewith~~ the Final Balance Sheets of the ---------- for the 30th June 1919.

ENCLOSURES.
No. four.
Spare copies

Ref. on G.B. **No.** 611 Rev.19.

Station Mangalore , *Dated the* 25th August 1919.

From (Name) J. K. Lancashire, Esq., I.C.S.

(Designation) A.S. Collector of South Kanara.

To The Secretary to the Government of Madras,

Revenue (Special War) Department.

Madras.

Sir,

In continuation of my letters Ref. on G.B. --- No.611 Rev.19, dated the 30th June 1919 and the 5th -- July 1919, I have the honour to submit herewith the -- final Balance Sheets of the Basel Mission Industrials for the 30th June 1919.

I have the honour to be,

Sir,

Your most obedient servant,

P K Mambran

For AS. Collector. 25.8.19

25.8.19 25.8.19

Issue Branch.
Please take
Sincerely yours
M 15-11

15 11

Malpe Tile Works.

Balance Sheet pro 1918/1919.

	Dr.	Cr.
M. M. Branch, Mangalore	Rs. 38365-13- 0	
Stock Account	" 2518- 4- 7	
Material Account	" 3000- 0- 0	
Rice Account	" 162-13- 8	
Cash Account	" 3159- 3- 7	
Sick Fund Account		Rs. 4452-11-11
Exchange Account		" 4635- 0-11
M.H.G., Basel		" 38118- 6- 0
	Rs. 47206- 2-10	Rs. 47206- 2-10

Sd/ O. Wuthrich.

Basel Mission Mechanical Establishment.

Balance Sheet pro 1st July 1919.

	Dr.	Cr.
M.H.G., Basel		Rs. 34588- 7- 3
Stock Account	Rs. 7523-13- 1	
Sick Fund Account		" 2573- 5- 9
M.M.B., Mangalore	" 22597- 9-11	
Material Account	" 10000- 0- 0	
Exchange Account		" 3067- 3- 9
Cash Account	" 107- 9- 9	
	Rs. 40229- 0- 9	Rs. 40229- 0- 9

Mangalore, 15th July 1919.

Sd/ O. Wuthrich.

Mercantile Mission Branch, Mangalore.

Final Balance pro 30th June 1919.

		Dr.	Cr.
2.	M.H.G. Basel	Rs. 74232-11- 0	
13.	General Store	" 3201-14- 0	
45.	Kudroli Tile Works		Rs. 76025- 3- 6
56.	Jeppoo Tile Works		" 112993- 4- 2
60.	Ceramic Works	" 61043-11- 9	
69.	Malpe Tile Works		" 38365-13- 0
88.	Balmatha Weaving Establishment		" 92519- 9- 9
92.	Mechanical Establishment		" 22597- 9-11
119.	National Bank, Madras (fixed deposit)	" 50000- 0- 0	
"	National Bank, Bombay do.	" 50000- 0- 0	
128.	National Bank, Bombay	" 55365- 1- 1	
140.	M. M. Branch, Mercara	" 34535- 4-11	

		Dr.	Cr.
145.	Cannanore Weaving Establishment		Rs. 92- 0- 6
153.	M.M. Branch, T.W.D., Calicut		" 102034-14-10
162.	Messrs. Warden & Co., Bombay		" 3080- 7- 9
171.	Deposit Account		" 146505- 5- 5
200.	Deerholm bungalow		" 1632-11- 1
201.	Can. Chr. Family Prov. Fund		" 147- 4- 6
203.	M.H.G., Deposit Account	Rs. 180000- 0- 0	
205.	Cash Account	" 4643- 0- 3	
212.	Delcredere Account of G.T.A.		" 14780- 0-11
213.	Exchange Account of M.M.B.		" 1995- 1- 1
245.	Outstandings of G.T.A.	" 46212-10-10	
253.	National Bank, Madras	" 29781- 7- 9	
257.	Bank of Madras, Mangalore	" 23753- 8-10	
		Rs. 612769- 6- 5	Rs. 612769- 6- 5

Sd/ O. Wuthrich
23.7.19

(True Copy)

For Ag. Collector.

25/8

25/8-19 25.8.19

17 16

JEPPOO TILE WORKS.

Balance Sheet pro 1st July, 1919.

	Dr	Cr
Stock Account	Rs. 26030- 5- 4	
M. M. Branch, Mangalore	" 112993- 4- 2	
Sick Fund Account		Rs. 3795- 7- 3
Material Account	" 26100- 0- 0	
Tools & Plant Account	" 2100- 0- 0	
Saving Account		" 11110-14- 3
M. H. G. Basel		" 149675- 1- 8
Clay-field Account	" 11000- 0- 0	
Cash Account	" 1608- 5-10	
Exchange Account		" 19592-11-11
Rice Account	" 4342- 3- 9	
	Rs.184174- 3- 1	Rs.184174- 3- 1

Mangalore, 12th July 1919.

Sd/ O. Wuthrich.

/True Copy/

25/8/19

For Ag. Collector.

25-8-19 25.8.19

18 47

BASEL MISSION TILE WORKS KUDROLI.

Balance Sheet pro 1st July 19.

	Dr	Cr
Stock Account	Rs.32015- 7- 1	
Material Account	" 22100- 0- 0	
Tools & Plant Account	" 2000- 0- 0	
Clay-field Account	" 1760- 1-10	
Rice Account	" 3690- 0- 0	
M. M. Branch, Mangalore	" 76025- 3- 6	
Cash Account	" 2836- 7- 6	
M. H. G. Basel		Rs.116136- 4- 1
Saving Account		" 6289- 8- 9
Sick Fund Account		" 3356- 7- 8
Exchange Account		" 12644-15- 5
	Rs.140427- 3-11	Rs.140427- 3-11

Sd/ O. Wuthrich.

/True Copy/

25/8

For Ag. Collector.

25.8.19 25.8.19

19/96

BALMATTA WEAVING ESTABLISHMENT.

Balance Sheet, 1st July 1919.

		Dr		Cr.
Stock Account, Weaving	Rs.	20,400- 0- 0		
" " Jersey	"	17,000- 0- 0		
Exchange Account			Rs.	14,533-13-3/- Bal
Saving Account			"	2,992-11-10
Cash Account	"	1,361- 8- 0		
Tools & Plant Account, Jersey	"	3,000- 0- 0		
Twist Account, Weaving	"	24,660- 0- 0		
" " Jersey		7,000- 0- 0		
Cannanore Weaving Establishment			"	2,631- 3- 0
Calicut Weaving Establishment			"	4,912- 9-11
M. H. G. Basel			"	145,294-15- 0
M. M. Branch, Mangalore	"	92,519- 9- 9		
Building Account	"	5,000- 0- 0		
Power Account	"	1,140- 0- 0		
Sick Fund Account			"	4,844- 2-11
Sick Fund Sundry Debtors' A/c.	"	487-14- 0		
Relief Account	"	910- 8- 2		
Sewing Account	"	1730- 0- 0		
	Rs.	175,209- 7-11	Rs.	175,209- 7-11

Sd/ O. Wuthrich.
18-7-19

/True Copy/

For Ag. Collector 25/8

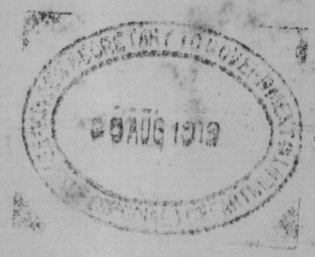
25.8.19 25/8/19

2049

C.F. 29—9,886—22-1-18.

DEPARTMENT.

Received ..... 191 . *Registered* ..... 191 .



Subject

ENCLOSURES.
No. Schedules
Spare copies

No. P180

Station Madras *Dated the* 27th August 191 9.

2-28/8

From (Name) D.Chamier Esq., Bar-at-law,

(Designation) Ag. Custodian of Enemy Property, Madras.

To The Secretary to the Government of Madras,

Revenue (Special) Department.

Ootacamund.

Sir,

pgante

With reference to memorandum No.2953 W-1, Revenue (Special-War), dated 19th August 1919, I have the honor to state that I consulted the Inspector General of Registration, Madras, regarding the revised schedules of the properties of the Basel Mission Trading Company. The Inspector General of Registration

has examined them and noted the following remarks:

South Kanara:

(1) The village referred to as Mangalore Town or Mangalore Municipality in several places is not found in the list of villages of the District.

(2) Page 3 of ~~the~~ proof--The name is printed as'Mangalore' instead of'Mangalore'.

(3) Item III of the printed schedule--Statement of money advanced on simple mortgages etc:
The names of the registration, sub district and registration district should be entered in the column headed 'Particulars of property mortgaged' and the village of Mangalore Town entered in that column is not found in the list of villages.

In the cases of houses included in the schedule the boundaries should be given.

In the entries under 'Sick Fund Kudroli Tile Works' even the numbers of the houses are omitted: and in one case,-item 5--mortgage by H.Soans dated the 27th August 1910 the name of the town is also wanting.

(4) Item VI list of lands over which the right to remove clay has been acquired.

The description in the column "Property sold" should include full description of the land from which clay is to be removed with survey numbers, or boundaries, name of village and of sub-district and district.

11. Coorg

There is no list of villages or of sub-districts relating to the province of Coorg available in this office and the practice in the office has been to forward copy of schedule to the Registrar of Coorg, Mercara, for check before accepting the document formally for registration. A reference has accordingly been made to that officer now.

III. Malabar:

(1) Calicut sub district--The desam of Kothooli amsam in which the properties lie should be specified.

(11) Calicut sub district--The names of the desam No.36 Karayamkannu is written as 'Karayakunnu'

(111) Codacal sub-district- The name of the desam Thandilakkara is misspelt as Thandikakara,

(1V) Ponnani sub-district: The desam Ponnani Nagaram is not found in the list of village but the name 'Ponnanilakkara' is found.

(V) Tellicherry sub district: The desam 'Mannayat' is not found in the list of villages.

(VI) Aliyur sub-district: Chombala appears to be a hamlet of Aliyur and not a main village. "

Subject to the above, the revised schedules appear to me to be ~~xx~~ in order.

The revised schedules are returned herewith.

I have the honor to be,

Sir,

Your most obedient servant,

Ag. Custodian of Enemy Property,
Madras.

pp29 B.H.-6/1.9/9 Rev (Spl) Dept

Letter
Ref

From The Custodian of Enemy Property

To Capt J. Dow
Repr Commr in mst Ltd

The Rev W. Meston M.A.-B.D
Chairman Board of Trustees
of Enemy mission Properties
Christian College
madras

(with a copy of pp 15-19 CF)

Sir,

I am directed to forward for your information the final Balance sheets of the Basel mission industrials for the period Ending the 30th June 19. furnished by the Collector of South Kanara.

Rev
31-8-19
RS
31-8-19

pp 15-19 CF

Despd with encl
Dr
2. Rec'd
W Rec'd
1/9

Memo

A list of the omissions pointed out by the D.S of Regn madras in the schedules of properties of the Basel mission Trading Co in the district of South Kanara is forwarded to the Collector of South Kanara

Historical

24

for check so that the corrections may be included in the proof copy of the schedules sent to him with memo No 2953 W-3 dt 19.8.19 p10 cf

~~and returned~~.

So
31.8.19
CRS
31/8/19

Lr.
1.10.19

To

The Collector. South Kanara (with the list of corrections on p24 cf)

Memo No 2953 W-7 dt 1.9.19
A copy of the list of balance sheet of the Basel Industrials for the period ending 30th June 1919 is forwarded to the Cust. of Enl. Prop^s for information.

Lr
1.10.19

To

The Cust. of Enl. Prop^s
Madras

Despatched
2.9.19
Dett 1/9

30 AUG 1919

25

CURRENT NO.
3294
PUBLIC (Miscl)

14 dt 1.9.19

Ref. 4954-D-1/19.

Malabar Collector's Office,
Calicut, 26th August 1919.

From

J. F. Hall Esq., I.C.S.,
Ag. Collector of Malabar.

To

The Secretary to the Government of Madras,
Revenue (Special-War) Department.

Sir,

Govt. Memo Rev. (Special-War) Department No. 1668 W.1 dated 29-5-19.

I have the honor to forward herewith a list of corrections to the schedule of properties of the Basel Mission Trading Company and to state that the schedules will be resubmitted when the valuation of the rest of the Mission property is complete.

I have the honour to be,
Sir,
Your most obedient servant,

Ag. Collector.

LPK.

No action is required on these corrections as the Collector has already sent revised schedules

LO

Errata to notification received with Government memorandum No. 1668 W-1 dated 29th May 1919 H & S

(Properties of the Basel Mission Trading Company)

Places	For			Read		
	Survey No.	Extent acres	Remarks	Survey No.	Extent acres	Remarks.
1	2	3	4	5	6	7
Page 2 Of flag (1)						
Under places 1 Kurumbranad Taluk read Chirakkal Taluk.						
Cannanore	73	·8		73	0.08	
	47	·9		47	0.09	
	48 2	·3		48 2	0.03	
	723	2.6		723	2.06	
	214	·4		214	0.04	
	38	·4		38	0.04	
Before Mannamangalam (Kollam) add 1A Kurumbranad Taluk.						
Mannamangalam (Kollam)	14 1	1.30		14 1	1.80	
	12 9	·7		12 9	0.07	
2. Palghat Taluk						
The correct name of the village is Kavalpadam and not Kavalpadamatam.						
Kavalpadam	22·865	5.8A		22·865	5.84	
	22·869	36		22·869	3.06	
	22·872	·9		22·872	0.09	
	21·$\frac{848}{2}$	·1		21 $\frac{848}{2}$	0.01	
	864	·6		$\frac{864}{2}$	0.06	
	24·$\frac{877}{2}$	·1		24·$\frac{877}{2}$	0.01	
Add	.	.		21·$\frac{864}{18}$	0.32	
Vadakanthara add				22 11	0.28	Simple lease
3. Ernad Taluk						
For Feroke. read Nallur (Feroke)						
	603 3	·6		603 3	0.06	

SECRETARY TO GOVERNMENT SPECIAL DEPARTMENT 30 AUG 1919

1	2	3	4	5	6	7
	637 1/B	·1		637 1/B	0.01	
	637 1/A2	·7		637 1/A2	0.07	
Add under Nallur (Feroke)				636 4	1.61	Jenmam
				605 1	1.07	Leasehold.
				2	1.03	
				604 2	0.26	
Add under Ernad Taluk						
Azhinilam Village				46 4	0.40	
				47 1	1.14	
Kakkoru Village				79 1	2.00	
				2	0.40	
			Portions of	81 .		
			Do.	83 1		
			Do.	83 5		
			Do	84 4	4.63	approximate.
			Do	83 4		
				83 2		
				83 3		
				112 2	0.96	
4 Calicut Taluk						
Nagaram						
add				59c 3	0.09	Kanam
				5	0.62	Jenmam excluding temple site

Leasehold for excavating clay for tile works.

Note. S. Nos $\frac{59}{c}/1$, $\frac{59}{c}/4A$, $\frac{59}{c}/11$, $\frac{59c}{8}$, $\frac{59c}{10c}$ and $\frac{62}{2}$ referred to under mission properties on page 10 are really properties belonging to the Basel Mission Industrials. Further the correct area of S. Nos $\frac{59c}{10c}$ and $\frac{62}{2}$ is ·01 and ·02 acres respectively and not ·1 and ·2 as given in the notification.

Kottuli – add Paravancheri to the name of the village. Kottuli is the name of the amsam and Paravancheri is the name of the desam.

Note. S. Nos $\frac{40}{4}$, $\frac{40}{5}$ and $\frac{44}{1A}$ shown under mission properties against this village on page 11 really belong to the Basel Mission industrials.

1	2	3	4	5	6	7
Add						
Kasba amsam						
Karayakunnu						
desam				90 2	·82	Jenmam

Note. S. Nos 89 and $\frac{90}{1}$ shown under Kasba on page 11 are in Karayakunnu desam of Kasaba amsam and belong to the Basel mission industrials.

Annasseri. S. Nos 2 and $\frac{7}{1}$ shown under Mission properties on page 11 really belong to the industrials

Cheruvannur S. Nos $\frac{275}{1}$, $\frac{316}{4}$, $\frac{278}{2}$ + $\frac{275}{2}$ shown on page 11 amongst Mission properties belong to the industrials.

Add				275 4	1.47	Jenmam.
5. Ponnani Taluk						
Ponnani Nagaram	add			30 60	0.10	Jenmam.
Tirunavaya	21	6	·3	21	6	0.03
	20	9	·3	20	9	0.03
	106	11	·2	106	11	0.02
		12	·2		12	0.02
	9	4	·6	9	4	0.06
	10	3	1·3	10	3	1.03
	27	11	·4	27	11	0.04
	25	1	7·2	25	1	7.02
	22	2	·33	22	2	0.35
	25	4	2·1	25	4	2.01
	38	8	·4	38	8	0.04
	39	1	2·8	39	1	2.08
	42	7	·3	42	7	0.03
	27	9	·1	27	9	0.01
	106	5	1·3	106	5	1.03
	47	10	·1	47	10	0.01

1	2		3	4	5		6	7
Tirunavaya	38	9	·1		38	9	0.01	
	10	4	·1		10	4	1.00	
	10	14	·1		10	14	0.01	
	20	10	·5		20	10	0.05	
	106	10	·4		106	10	0.04	
	9	2	2.A		9	2	2.04	
	22	1/B	·2		22	1/B	0.02	
	10	11	·1		10	11	0.01	
		12	·1			12	0.01	
		13	·7			13	0.07	
	41	4	·1		41	4	0.01	
	26	3	1.8		26	3	1.08	
		4	1.4		26	4	1.04	
	131	6	2.4		131	6	2.04	
	19	9	1.8		19	9	1.08	
	9	6	·6		9	6	0.06	
	24	B	·6		24	B	0.06	
		C	·2			C	0.02	
		D	·4			D	0.04	
	10	15	·1		10	15	0.01	
	4	12	·1		4	12	0.63	
	4	6	·74		4	6	0.55	

S. Nos $\frac{9}{5}$, $\frac{106}{2}$, $\frac{27}{5}$, $\frac{11}{4}$, $\frac{13}{6}$ and $\frac{13}{9}$ do not belong to the industrials.

Add					20	6	2.68	Kanam
						7	0.85	Do.
					27	3	2.78	Do.
					20	8	0.03	Do.
					21	5	0.40	Do.
					13	10	0.03	Jenmam.
Thiruthi	8	3	·2		8	3	0.02	
	14	13	·1		14	13	0.01	
	15	1	·2		15	1	2.00	
	15	6	·8			6	0.08	

1	2		3	4	5		6	7
Thiruthi	15	4	·9			4	0.93	
	14	10	·3		14	10	·03	
	15	5	·83		15	5	·08	
	25	7	·2		25	7	·02	
	25	2	2.8		25	2	2.10	
	26	11	·2		26	11	0.02	
	17	7	·8		17	7	0.08	
Add					25	4	7.08	Kanam
						3	0.30	
					24	11	0.10	
Add further Thandillakara Village					11	4	0.95	Kanam
					37	8	0.62	
					37	9	0.46	

II. Buildings page 5

Under Calicut - Tile works

In jail paramba compound for 4 dwelling houses.
read 5 dwelling houses.

Add - 5 dwelling houses in Chala paramba.

Under Cannanore. Weaving Compound for two dwelling houses
read 8 dwelling houses and widow lines

Add also.- Kottayam Taluk

Mannayat Village. Nettur weaving shed buildings and a well.

Kurumbranad Taluk

Chombala Village. Chombala ___ Do ___

(Sd)__ Sequiera
10-8-19.
Spl. Dy. Tahsildar

Ag. Collector

31 30

C.F.—29.

REVENUE (SPECIAL WAR) **DEPARTMENT.**

Received ..... 191 . *Registered* 191

CURRENT NO.
3298
PUBLIC (Secret)

30 AUG 1919

Rg. 1.9.19

Subject.

Basel Mission Industrials.

Submitting proof ~~copies~~ copy of the Schedules of the properties of the ---------- in South Kanara.

ENCLOSURES
No. Nil
Spare copies

Ref. on G.B. **No.** 1100 Rev.19.

Station Mangalore , *Dated the* 27th August **1919**.

From (*Name*) J. K. Lancashire, Esq., I.C.S.,

(*Designation*) Ag. Collector of South Kanara.

To The Secretary to the Government of Madras,

Revenue (Special War) Department.

Madras.

Sir,

I have the honour to return herewith duly ---- checked and corrected the proof copy of the Schedules of the properties of Basel Mission Industrials received with Government Memorandum No.2953-W.3, dated 19th ---- August 1919.

Plants

I have the honour to be,

Sir,

Your most obedient servant,

P Thambiah

For Ag. Collector.

27.8.19

DESPATCHED
27 AUG 1919

27.8.19 27.8.19

32/31

Rev & Spl Depts

Memo No. 2908 R-3 & 3.9.19

The corrected proof copy of the schedules of the properties of Basel mission Industrials forwarded with his letter No 1100 Rev & 27-8-19 is returned to the Collector of South Kanara for revision ~~in accordance~~ with reference to ~~his letter~~ the omissions pointed out by the Dy Regr Madras, a list of which is enclosed. He is requested to return the corrected prop at an early date.

Sd
3-9-19

CRS
3.9.19

Lr.
3.9.19

p 3 L cf

To
The Collector, South Kanara (with schedules + list of omissions on p 2 cf)

Dspd with encls
Dn
4.9.19

33 32

CURRENT NO.
3364
PUBLIC

Urgent.

P186
2-9-19

Rec'd 5.9.19

Madras, 2nd September 1919.

From

D. Chamier Esq., Bar-at-law,
Ag. Custodian of Enemy Property,
M a d r a s.

To

The Secretary to the Government of Madras,
Revenue (Special-War) Department,
Ootacamund.

Sir,

I have the honor to request you to be so good as to re-transmit to me for reference the revised schedules of the properties of the Basel Mission Trading Company, which were returned to you with my letter No.P180 dated 27th August 1919.

pp 20-22 ante

With reference to the enquiry in memorandum No.2953 W-4, Revenue (Special-War), dated 27th August 1919, as to whether a revised vesting order is legally necessary, I should examine the revised schedules and see

p 11 ante

34 97

2. 8

what material differences there are between these schedules and the schedules appended to the existing vesting order.

I have the honor to be,

Sir,

Your most obedient servant,

S Chamier

Ag. Custodian of Enemy Property,
M a d r a s.

35/34

Revenue (W) Dept.

Memo 2908 W-1 dt 6-9-19

With reference to his letter No P. 186 D 2.9.19. Copies of the revised schedules of the properties of the Basel mission Trading company are forwarded to the Custodian of Enemy Property, madras.

5.9.19 CRS 5/9/19

5.9.19

To

The Custodian of Enemy Property, Madras

(with schedules relating to the districts of Malabar, South Kanara, the Nilgiris and the Province of Coorg).

46/35

Rev (S pl) dept

memo 2908 W-5 8/9-9-99

Placed below

A proof copy of the Schedules of the properties of the Basel mission Trading Co. in the district of malabar is forwarded to the Collector of malabar who is requested to have them checked and return the corrected proof at a very early date. He is also requested to include in the proof copy of the schedules the omissions pointed out by the D.I. of Registration, madras (list enclosed). The matter should be treated as specially urgent.

Pl. proof CF
Dd 9.9.99

To the Collector of malabar
(with 8 schedules
+ list of omissions relating to malabar on pp21-22 CF)

Dd
18.9.99

CRS
18.9.99

Ex.
1894

86

Rev (spl) Dept

Letter No. 2905 H-6 & 20.9.19
Ref.

20/9/19

To

The Chief Commissioner
of Coorg.
Bangalore
(with a proof copy of the
schedules)

Disposition
encl
Dr
20.9.19

Sir,

I am directed to
for your information
forward a proof copy of
the schedules of the pro-
perties of the Basel mission
Trading Co. in the province
of Coorg and to request that
it may be duly checked and
returned to this Govt. at
an early date.

Lr
20.9.19

Lr
20.9.19

CRS
20/9/19

CURRENT NO.
8601/36/52
PUBLIC

V.C 37

Rg: 22.9.19

20 SEP 1919

P211
18-9-19

Custodian's Office, M a d r a s,
18th September 1919.

From

D. Chamier Esq., Bar-at-law,
Ag. Custodian of Enemy Property,
M a d r a s.

To

The Secretary to Government,
Revenue (Special), Department,
Ootacamund.

Sir,

I have the honor to report that the revised schedules have been compared in this office with the schedules to the vesting order, and material differences are found to exist. These differences are sufficient, in my opinion, to render it necessary to ask Government to request the Governor General in Council to issue an order amending the schedules of the original vesting order. In making this suggestion, I have not overlooked the general words at the conclusion of the schedules to the

vesting order which vest "all the other properties movable and immovable, belonging to the Basel Mission Trading Company in the Madras Presidency and in Coorg not hereinbefore specifically mentioned. ". It would be obviously convenient that the properties transferred to the Trustees should be specifically mentioned in the vesting order as far as it is possible to obtain details of them, and of course the Custodian should not run any risk of transferring to the Trustees properties which have not been clearly vested in him. It is important that the existing vesting order should not be cancelled; otherwise, the acts of the Custodian and of his agent Capt. Dove may be challenged as having been done without authority. If the existing vesting order is merely extended by amending its schedules, it will be kept alive, and the schedules alone will be altered.

2. In order to substantiate my opinion that an amended vesting order should be issued, I give the following details showing the differences between the revised schedules and the schedules to the existing vesting order:

a. Malabar: References are made in the revised schedules to about 270 survey numbers, 58 of which cannot be traced as having been vested in the Custodian by the existing vesting order.

b. South Kanara: References are made in the revised schedules to about 25 survey numbers in Kudroli Tile Works, of which only 11 can be traced to the vesting order with certainty. The remaining items in the revised schedules in South Kanara comprise about 111 survey numbers, and none of these can be traced with certainty to the vesting order.

c. Coorg: There are only three items relating to immovable property in the revised schedules and these correspond approximately with the items in the vesting order, but the descriptions in the vesting order are not full.

d. Nilgiris: All the items relate to movables in the rented building of the Mission and these are sufficiently covered by the vesting order: but if a fresh vesting order is to be issued, it would be desirable to make it complete by adding details for convenience of reference.

Movables: Numerous items of movable property

appear in the revised schedules which cannot be traced to the vesting order, because they are stated to appertain to items of immovable property and those items cannot be traced.

There are also some items in the vesting order which cannot be traced as having been included in the revised schedules: approximate details of these are:

	Vesting order	Place	Survey No.
Malabar.	page 680	Tirunavaya	13/6
	do.	"	13/9
	do.	"	9/5
	" 681	"	106/2
	do.	"	27/11
	do.	"	27/5

3. I had the advantage of an interview with Capt. Dove yesterday, and he considers that the revised schedules prepared by Government are as near an approach to accuracy as is likely to be obtained in the time which is available, and he suggests that it is not necessary to delay the execution of the deed of transfer to the Trustees merely because the details contained in the revised schedules have not as yet been incorporated in the vesting order. Capt. Dove also emphasises the necessity for completing the transfer with ~~x~~ urgency.

4. It is necessary to state for the information of Government that whereas the existing schedules occupy about three pages of print, the revised schedules will probably occupy about ~~120~~ 100 pages of similar print.

5. ~~Thax~~ In these circumstances, I have the honor to recommend:

i. That Government may decide that it is desirable to request the Governor General in Council to issue an order amending the existing vesting order by adding thereto the items in the revised schedules. On receiving intimation that Government decide to adopt this course I shall forward the schedules to be so added.

ii. That ~~the~~ Government will sanction my executing the deed of transfer to the Trustees forthwith without waiting for the amending order: and

iii. That I may incorporate the revised schedules in the deed of transfer in anticipation of such schedules being added to the vesting order by the Governor General in Council; and that I may

P.T.O.

make certain corrections of mistakes which occur

therein.

I have the honor to be,
Sir,
Your most obedient servant,

S Chamier

Ag. Custodian of Enemy Property, Madras.

Letter from Captain Dove, Madras, dated 17th September 1919.

x x x x

3. I saw the Custodian today. He is suggesting a new order amending the schedules to the original Vesting Order. This need not however, we both think, delay the Trustees signing the Trust Deed immediately. I shall now be leaving India within a limited number of weeks and it is I feel, very important that the following legalities should be completed before I go:-

(a) The execution of the Trust Deed so that the Trustees may give the power of Attorney to carry on

(b) The settlement with the Trustees and if possible with the Govt. of Madras of the terms of the transfer to the Commonwealth Trust.

When I leave there will be no one really in a position to finish negotiations with the Trustees.

If therefore you should be able to sanction the immediate execution of the Trust Deed I shall be much relieved and obliged.

x x x

44

Rev 7 spl) Dept

Telegram

Custodian of Enemy
Property, Madras

Dashes
24/9/19
972x

b37cF

Your letter P 211/L dated 18th instant stop. Send immediate draft amending Vesting order to sanction [of] Govt [of] India stop complete proof [of] Schedules [of] Basel Mission Trading Company follows.

Lee
26.9.19
CRS
24/9/19

Lr.
24/9/19

Memo No. 2953 W-8 dt 24.9.19

With reference to his letter No P. 211 dt 18-9-19, the Custodian of Enemy Property Madras is informed that Govt consider that the

45

transfer deed relating to the Basel mission Trading Co. should be executed only after the amending vesting order has been sanctioned by the Govt of India. He is accordingly requested to submit at once the necessary draft vesting order referred to in telegram No 9723 24.9.19 with the schedules for submission to the Govt of India. A complete proof copy of the schedules of the properties of the Basel mission Trading Co. is enclosed; any obvious mistakes therein may be corrected. Pending the ~~receipt of the~~ sanction of the G.o.I to the amending ~~vesting order~~ the Custodian is requested to have everything in readiness to execute the transfer deed as soon as the sanction of the Govt of India to the amending vesting order is received. This ought not to be much later than a fortnight after its submission

will be filled in after the Telegram is sent

To
The Custodian of Enemy Properties, Madras

24.9.19
CRS
24/9/19

Copies to Captain Done
Keller Institute, Tirupattur

Dsp vide enclosures 25/9/19

25/9/19

46

Rev Dept

Telegram

Custodian of Enemy Property, Madras.

993 Please expedite draft amending vesting order called for in Telegram 972 dated 24th instant.

Resp.

Dstd 29/9

P44C7.

P.C. 29.9.19

CRS 29.9.19

29/9/19

Letter should be headed with the name of the Estate.

Separate letters should be written regarding separate Estate.

No. 237

Enc.

47

Custodian's
ADMINISTRATOR-GENERAL'S / OFFICIAL TRUSTEE'S OFFICE,
HIGH COURT HOUSE,

Madras, 30th September 1919.

7 OCT 1919

CURRENT NO. 3804
PUBLIC

Ag 2.X.19

From

D. Chamier Esq., Bar-at-law,
Ag. Custodian of Enemy Property, Madras.

To

The Secretary to Government of Madras,
Revenue (Special) Department,
OOTACAMUND.

Sir,

I have the honour to acknowledge receipt of your telegram, No.972 and Memorandum, No.2953 W-8, Revenue (Special), dated the 24th September 1919. The Memorandum reached me only yesterday.

p 44 ante

p 44-45 ante

2. I have now prepared and submit herewith the necessary vesting order.

p 49 infra

3. It will be seen that I have substituted the revised schedules (Z) supplied by Government for the schedules (Z) to the original vesting order.

Vide printed marked at page (Z)

4. The two columns relating to the values of the several items and the column for remarks and perhaps the two columns containing the names of occupants of buildings and lands respectively might possibly have been omitted. It is, however, thought that the vesting order will be complete and serviceable if all these columns are included.

I have

A.O.T A.-5 (b)—9,004—20 1-1.

108

8

I have the honour to be,

Sir,

Your most obedient servant,

S Chamier

Ag.Custodian of Enemy Property,

Madras.

469

DRAFT VESTING ORDER.

In exercise of the powers conferred by section 7 of the Enemy Trading Act, 1916 (X of 1916) the Governor-General in Council is pleased to declare, with reference to the vesting order No.3349, dated the 22nd May 1919, relating to the property of the Mission Trading Company (of Basel) commonly known in India as the Basel Mission Trading Company, that the schedules annexed to the said vesting order be replaced by the schedules hereto annexed.

(I)

SCHEDULE I

(Revised Schedules) (2)

All other properties moveable and immoveable belonging to the Basel Mission Trading Company in the Madras Presidency and in Coorg not herein before specifically mentioned.

SCHEDULE II

All the undertaking and business of the Mission Trading Company (of Basel), otherwise the Basel Mission Trading Company, and all the goods, chattles, moneys, credits, debts, bills, goodwill, contracts, agreements, securities, and other assets whatsoever in India of the said company other than those mentioned in Schedule I.

S Chamier

Ag. Custodian of Enemy Property, Madras.

(including all patent rights vested in or used by the said Company and the right to use all trade names and ~~dest~~ descriptions hitherto used by it)

To be reminded on 7.10.19

BMTCo

50

Revd spo) 2cy

Telegram

Dis date Malabar

South Kanara

Chief Commr. Coorg

1027 Please Expedite despatch

Dospo 2/10.

[7] Schedules Basel Mission Trading Company sent for check. Stop extremely matter urgent.

P.C

Dospo 4.10.19 10 Am

Rem. on 7. x 19.

Sw 2.10.19

CRS 2.x.19

Lr. 2 x 19

Chief Commissioner Coorg.

Please expedite despatch [7] schedules [7] Basel mission Trading Company sent for check. Stop. matter urgent.

P.C

Sw 2.10.19

PTO

51

Letter No. 2953 H-9 dy 2.X.19
Ref.

To

The Secy to the Govt of India
Home Deptt
(with forty copies of Schedules)

Depo written mels
Dh
4.10.19
to Asst
to see
SV to
before issued
W

Sir,

I am directed to invite a reference to Commerce and Industry Deptt Notification No 3349 dated 22.5.19 vesting the properties of the Basel mission Trading Co. in the Madras Presidency and Coorg in the Custodian of Enemy Property, Madras.

2. With a view to the execution of a valid transfer deed and to prevent the possibility of future litigation resulting from obscure and incomplete data, it was found necessary to check and elaborate the description of the properties specified in the schedules annexed to the above-mentioned vesting order. Accordingly revised schedules of the properties of the Basel mission Trading Co. have been compiled. The Custodian

(I)

Scan
W

5V

p 32 CF

of Enemy Property, Madras is of the opinion that as material differences are found to exist between the original schedules and the revised ones, it is desirable to issue an amending vesting order will be necessary. He also considers that it is important that the existing vesting order should not be cancelled or otherwise, the acts of himself and of his agents, Captain John Doue, may be challenged as having been done without authority. The Governor-in-Council concurs in this opinion and I am accordingly to forward for the sanction of the G.G.I a draft amending vesting order prepared by the Custodian of Enemy Property, Madras. The revised schedules are being scrutinised by the district officers concerned and if any material alterations in them are found necessary they will be communicated by telegraph. I am to request that the amending vesting order may be issued with as little delay as possible

p 38 CF

p 44 CF

Lee
2.10.19

CRS
2.X.19.

Lee
2.X.19

53

CURRENT NO. 3827 PUBLIC

Ref.4954-D-1/19. Malabar Collector's Office,

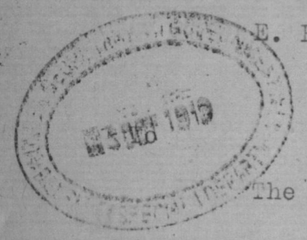
Calicut, 29th September 1919.

Rec'd 4.X.19

From

E. F. Thomas Esq., I.C.S.,

Ag. Collector of Malabar.



The Secretary to the Government of Madras,

Revenue Special Department.

Sir,

Ref. Govt. Memorandum No.2908 M-5 dated 19-9-19. p 35-ante

I have the honour to resubmit after correction the proof copy of the schedules of the properties of the Basel Mission Trading Society in Malabar. The corrections suggested by the Inspector General Of Registration have also been carried out.

2. The Special Deputy Tahsildar has since submitted a supplemental schedule for a house and well belonging to the society and lying in S. No.4/5 of Karathur village, Ponnani Taluk. This item was omitted in the original list and was discovered only when the Mission properties were valued. The Mission is also reported to claim jenmam right to S. No. 131/8 of Tirunavaya Village of Ponnani Taluk (item No.101 in the list of immoveable properties of the Basel Mission Trading Society already submitted) but till now no record has been produced in support of the claim.

Necessary entries have been made in the proof copy in respect of these two items and the abstract revised.

3. Six copies of the supplemental valuation statement are also submitted.

I have the honour to be,
Sir,
Your most obedient servant,

For Ag. Collector.

LPK 2

RECEIVED SECRETARY TO GOVERNMENT MADRAS
4 OCT 1919
REVENUE (SPECIAL) DEPARTMENT

54

C. O. 2.—P. P. B.—4-1919.—330.

No. 3518 Enc 2

FROM

MAJOR C. T. C. PLOWDEN, I. A.,
SECRETARY TO THE CHIEF COMMISSIONER OF COORG.

To

The Secretary to the Government of Madras,
Revenue (Special) Department.

Dated Bangalore, 2nd Oct. 1919.

SIR,

I am directed to return, duly corrected, the proof of the schedules of the properties of the Basel Mission Trading Company in Coorg, which was received with your letter No.2908 W-6., dated the 20th September 1919.

p 36 ante

I have the honour to be,
Sir,
Your most obedient servant,

V. N. Menon

For Secretary to the Chief Commissioner.

55

C.F.—29.

REVENUE (SPECIAL)(WAR) **DEPARTMENT.**

Received ..... 191 . *Registered* ..... 191 .

-8 OCT 1919

CURRENT NO. 3889 PUBLIC

Subject.

Basel Mission Industrials.

Rg! 9.10.19

Resubmitting the schedules of the properties of the ---------- after furnishing certain omissions.

ENCLOSURES.
No. .....
.....
Spare copies .....

Ref on G.O. No. 611 Rev dg.

Station Mangalore , *Dated the* 5th October 191 9.

From (Name) R. H. Ellis, Esquire, I.C.S.,

(Designation) Ag. Collector of South Kanara.

To The Secretary to the Government of Madras,

Revenue (Special)(War) Department.

Sir,

I have the honour to return herewith the corrected proof copy of the schedules of the properties of Basel --- Mission Industrials received with Government memorandum -- No. 2908 W-3, dated 3rd September 1919, with the omissions furnished.

plants

(2) In Item III of the printed schedule -"Statement of money advanced on simple mortgages etc."- the mulgeni ---- right over entire plots is mortgaged and this includes --- houses and other improvements on them by the mortgagor and hence the boundaries of such houses have not been furnished.

(4) Nos. 2, 4 and 5 under "Sick Fund - Kudroli Tile works" -

50

hold the respective lands on tenures other than mulgeni. The houses mortgaged in these cases which belong to the mortgagors stand on the survey number already mentioned in the schedule. Their dimensions and location in the respective survey numbers are as follows:-

No. 2. Joseph Chanilan.

One tiled house 47' x 33' situated 55 feet to the east of survey stone No. 3 of Town Survey No. 1156; another outhouse 19' x 16' to the north of the above house.

No. 4. Yoba Salins.

One tiled house 40' x 21' situated 38' to the south-east of stone No. 1 of Town Survey No. 770.

No. 5. H. Scans.

One tiled house 37' x 25' situated about 42' to the -- south-east of stone No. 4 of Town Survey No. 1156; another --- outhouse 32' x 20' to the north of the above.

I have the honour to be,

Sir,

Your most obedient servant,

K Ramanavadan Raja
6. 10. 19.
For Ag. Collector.

W.S.R./6-10.

Compd. B.A
6.10.19.

War.
G.P.O. 3987. 14-10-19 6

57

C.

POSTS & TELEGRAPHS.

REGISTERED HOME OFFICE
14 OCT 1919

This form must accompany any inquiry made respecting this Telegram.

Charges to pay. Rs. As.

Office Stamp. 61 OCT 1919 MADRAS

Handed in at (Office of Origin): Simla Hour 13 Minute 41

Special Instructions. 58e 84

To Madras Madras 1

Recd. here at H. 15 M.

APS1-52 and

2002 public your letter 2953 W-19 Oct 2° forwarding revised Vesting orders and schedules based industrials Can you supply forty printed copies of Schedules to Save reprinting here Home

N.B.—The name of the Sender, if telegraphed, is written after the text.

Jai Chand & Sons—3410—5-9-18—2,65,000 Bks. (Edn. III).

Telegram

Home Simla

1098 x

p 5 ef
Desp 15/10.

Reference [your] telegram 2002 Public 13th instant. Stop Forty copies [of] Basel mission Industrial Schedules will be sent soon.

P.C
Da 15
CRL
16/8 SH
15/8/19

Le
15.10.19
CRS
15.8.19

Le
15.8.19

Sent to the person 17.10.19

Letter should be headed with the name of the Estate.

Separate letters should be written regarding separate Estates.

No. 0237

Enc.

57 62

Bar.

G.No. 4129
21-10-19.

Custodian's office,
ADMINISTRATOR-GENERAL'S / OFFICIAL TRUSTEE'S OFFICE,
HIGH COURT HOUSE,
Madras, 20th October 1919.

20/10/19

SECRETARIAT GOVERNMENT OF MADRAS
20 OCT 1919
REVENUE (SPECIAL) DEPARTMENT

From

D. Chamier Esq., Bar-at-law,

Ag. Custodian of Enemy Property, Madras.

To

The Secretary to Government,
Revenue (Special) Department,
M a d r a s.

P 20 auth

Sir,

With reference to paragraph II of the remarks ~~of~~ ~~the remarks~~ of the Inspector General of Registration, Madras, quoted in my letter No.P 180, dated 27th August 1919, I have the honor to state that I have now heard from the Inspector General of Registration that the description of the schedules of the properties in Coorg is adequate for the purposes of registration and that the word 'ship' used in two places in the schedule should be 'shop'.

I have the honor to be, Sir,
Your most obedient servant,

D Chamier

CJ

Ag. Custodian of Enemy Property, Madras.

A O.T A.-5 (b)—9,004—20 1-1 .

Dar.

G.No. 4130

21-10-4.

60

O.&

POSTS TELEGRAPHS.

Received here at ____ H. ____ M.

MADRAS 20 OCT 19 G.T.O.

01161

C K BOMBAY S 20 22 - RESP MADRAS

= LONDON ANXIOUS THAT NEW SCHEDULES SHOULD

SPECIFICALLY INCLUDE PATENT RIGHTS AMONG PROPERTIES

VESTED GRATEFUL IF THIS POSSIBLE - DOVE -

This form must accompany any inquiry respecting this Telegram.

Lal Chand & Sons--2412--5-8-18--20,000 Sets. (Edn. II)

Dar.

G.No. 4145

23-10-4.

60 61

C. POSTS TELEGRAPHS.

NOTICE.
This form must accompany any inquiry made respecting this Telegram.

SECRETARIAT GOVERNMENT REVENUE DEPARTMENT
23 OCT 1919

Charges to pay. Rs. As.

Office Stamp. ADYAR 2200. 19

Handed in at (Office of Origin) Date. Hour. Minute. Service Instructions. Words.

Bombay 22 13 25 25

TO

Recd. here at 15 50 M.

Resp Gamblers gaw dans
Madras adyar
London anxious that new
Schedules should specifically
include patent rights among
properties vested grateful
if this possible — Dode

N.B.—The name of the Sender, if telegraphed, is written after the text.

Lal Chand & Sons—2760—30-8-17—99,000 Bks. (Edn. II.)

69

Revised Depts

Endt No. 2953-W-10 dt 23.10.49.

Referred to the

Custodian of Enemy Depts
Madras

for very early remarks.

Sd
23.10.49

CRS
23/X/49

Sd
23/X/49

Date 24/X/49

To

The Custodian of Enemy
Depts. Madras
(attn of Asst
Custy)

Letter should be headed with the name of the Estate.

Separate letters should be written regarding separate Estates.

No. 0246 63 Ch 4217 War

Enc.

Rcd: 28.X.19

Custodian's office,

ADMINISTRATOR-GENERAL'S / OFFICIAL TRUSTEE'S OFFICE,

HIGH COURT HOUSE,

Madras, 27th October 1919.

Estate of Basel Mission Trading Co. D. 27/10 V.C.

28 OCT 1919

From

D. Chamier Esq., Bar-at-law,
Ag. Custodian of Enemy Property,
M a d r a s.

To

The Secretary to Government,
Revenue (Special) Department,
Fort St. George, Madras.

Sir,

With reference to endorsement No. 2953 W-10, Revenue (Special), dated 23rd October 1919, received by me to-day, I have the honor to submit below a draft of an addition to schedule II of the new vesting order in respect of the properties of the Basel Mission Trading Company:

Cf p62 ante

Cf p49 ante

"including all patent rights vested in or used by the said Company and the right to use all trade names and descriptions hitherto used by it"

I have the honor to be, Sir,
Your most obedient servant,

D Chamier

Ag. Custodian of Enemy Property, Madras.

A.O.T. A.-5 (b)—9,004—20 1-1.

6.45 pm
31/7/20.

DP
29/10

Dept
Q2K
31/7/19

64

Rev(Spl) Deptt

Letter
of 29530-11 dt 30.x.19

To

The Secy to the G.o.I
Home Deptt

(with printing marked
on p 3 c f)

Sir,

I am directed to
invite attention to Mr.
Wadsworth's letter No 29530-9
dt 2.10.19 forwarding for
the sanction of the G.o.I a
draft amending vesting
order in respect of the
properties of the Basel mission
Trading Company. Captain
p 60 cf Dowe has since, at the instance of his home board (illegible)
that the schedule to the
vesting order should
specifically include patent
rights of the Industrials.
I am accordingly directed
to forward a draft for
p 62 cf addition to Schedule II
thereto obtained from the
Custodian of Enemy Propty,

p 54-52 ante

madras. and to request the sanction of the Govt of India to its inclusion in the final vesting order that will be issued.

I am also to forward printed/ separable/ forthwith copies of the Schedules asked for in telegram No 2002 Pub dt 13.10.19

Copies sent on 3-11-19 CH

Rec'd 29/10/19

C.3. POSTS & TELEGRAPHS. 00110

Received here at ____ H. M.

27NOV19

CHIEF SECRETARY TO GOVERNMENT OF MADRAS

X AF DELHI 26 STE 2-M 38 MADRAS 27 MAXIR 1919

= 2504 PUBLIC BASEL INDUSTRIALS IF DEED OF TRAINSFER BY CUSTODIAN TO TRUSTEES HAS BEEN EXECUTED PLEASE SEND COMPLETE COPY DIRECT TO KESTEVEN GOVERNMENT SOLICITOR CALCUTTA IF NOT EXECUTED PLEASE INFORM KESTEVEN BY

TELEGRAM = HOME

This form must accompany any inquiry respecting this Telegram.

Lal Chand & Sons—6641—14-3-18—48,000 Bks. (Edn. II).

Mcsk 28/11

67

Res(Spl) Dep

Telegram

Kesteven
Govt Solicitor
Calcutta

Dr/Ld 28/11

1244. Custodian, madras has not executed transfer deed of Basel Industrials to Trustees

Dr/Ld C.C.A. P.C 28/11/19

Sd
27.11.19 LDS

Sd 27.11.19

Home Delhi

P66 Cf 1245. Your telegram 2504 Public dated 26th instant Stop Custodian has not executed transfer deed Basel Industrials to Trustees Stop. ~~Good stop Industrials~~

Dr/Ld 28/11

Informed Govt Solicitor Calcutta stop

P.T.O

Madras Govt consider ~~about~~ amending
Vesting order ~~accordingly~~ P.C. Desp
Leg should issue before transfer
27.11.19 deed [is] ~~effected~~ executed.

BMR
27.11.19.

Leg
27/11/19

Sec
27.11.19

69

C. × OD POSTS & TELEGRAPHS

CURRENT NO.
~~0019~~
PUBLIC (MINOR)

48

Rep 5611/20.

NOTICE.

This form must accompany any inquiry made respecting this Telegram.

Charges to pay. Rs.

Office Stamp.

CHIEF SECRETARY TO GOVERNMENT OF MADRAS
6 JAN 1920

CATHEDRAL
5 JAN 20

Handed in at (Office of Origin).	Date.	Hour.	Words.	Office Instructions.	No. of Msge.
Delhi	5	14			9356

TO Madras

Recd. here at H. M.

Ms Leg.

If public enemy missions and Basel industrial please telegraph whether deeds of transfer of properties from Custodian to boards of trustees has been executed (2) if not when likely to be executed

- Home -

N.B.—The name of the Sender if telegraphed is written after the text.

Lal Chand & Sons

N.B.—The name of the Sender if telegraphed is written after the text.

Rec'd on
8/1/20
DS
8/1/20.

Mulk
8/1.

70

Telegram.

Home

Delhi.

13.

your wire 32 ~~dat~~ 5th instant ~~stop~~. Deeds of transfer of properties of Basel ~~mission~~ industrials and enemy missions from custodian to Board of Trustees not Executed stop Amending vesting order for Industrial properties awaited from Govt India please see telegram 1245 28th November stop Schedules of other Enemy missoin properties being revised & amending Vesting order necessary in their case before transfer deed can be Executed

Buck.
7.1.20.

Dept
8/1

M.E. DSP
CA
8/1/20

M67-68.

Dept
7.1.20

LDS
7.1.20.

C. Class Prefix } ____ Code ____ POSTS & TELEGRAPHS. No. 00753

MADRAS 10 JAN 21 R.T.O.

Recd. from ____ Sent at ____ H. ____ M. Office Stamp.

By ____ To ____

By ____

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions	Words.
Delhi	10	12	55		12

OFFICE SECRETARIAT GOVERNMENT OF INDIA 10 JAN 1920

TO

Recd. here at ____ H. ____ M.

CURRENT NO. 0025 PUBLIC (Minor)

Madras, Madras =

No-public Your letters october 2nd and 3d thand Your telegram January 8th Government India Con- Notanding Vesting orders in respect of enemy missions and Estates in Dvotrials are unnecessary and might give rise to difficulty and that there would be no objection to particulars of property being set out in greater detail in deeds Vesting orders Government India would be glad if with permission of His Excellency in Council immediate steps could be taken to execute deeds of transfer from Custodian to trustees

N.B.—The name of the Sender, if telegraphed, should be written after, but separated from, the text.

as it is most desirable that Legislation should be introduced at forthcoming Session of imperial Legislative Council and this is impossible until deeds have been executed letter of explanation follows by home mail

N.B.—The name of the Sender, if telegraphed, should be written after, but separated from, the text.

Telegram

48x Home Delhi.

Your letter 145 Public 15th instant stop Arranging execution ~~of~~ Transfer deeds of ~~Indian~~ Enemy Mission & Basel Industrial Property to Board of Trustees stop will wire when execution completed

BMR 19/1/20

Resp

D.No 1911

P.C D.No 19/1/20.

Copy to Govt Solicitor Madras.

LDS 19.1.20.

Sec 21.1.20

74 Urgent.

CW 353
War
No 22-1-20

22JAN 1920

No. 69.

Madras 21st January 1920.

From

C. Moresby

Ag: Government Solicitor

Madras.

To

The Secretary to Government

Revenue (Special-War) Department

Madras.

Sir

With reference to your Memorandum No.2523 W-2 of the 17th instant you state therein that the copies of -- schedules revised up to date will follow. The same have -- not been received by me as yet and as the matter is urgent I shall be obliged if you will kindly expedite the despatch of same.

I have the honour to be

Sir

Your Obedient Servant

C. Moresby

Ag: Government Solicitor.

Telegram.

Home Delhi.

Express.
Priority 87

Continuation wire 48 19th instant. ~~Execution~~ Transfer deeds Enemy mission and Basel Industrials, Executed Registration ~~has been~~ ~~will be~~ Completed today.

Resp.

Bmk.
27.1.20

P. C. 27/1/20

Dept 27/1

LDS 27.1.20.

27.1.20

Varet 442
28/1/20

Urgent-

28 JAN 1920

No. 88.

Madras 27th January 1920.

From

C. Moresby

Ag: Government Solicitor

Madras.

To

The Secretary to Government

Revenue (Special War) Department

Madras.

Sir

I telephoned to you today as follows :-

"The deeds of transfer of enemy Mission -----

"properties have been registered today and the

"matter is completed."

which I confirm.

I have the honour to be

Sir

Your Obedient Servant

C. Moresby

Ag: Government Solicitor.

Urgent

77

Resp.(War) 429

Regd. 27-1-1920.

No. 84

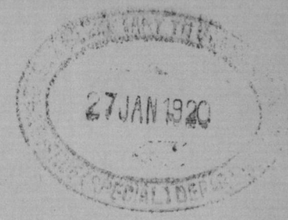
Madras 27th January 1920.

From

C. Moresby

Ag. Government Solicitor.

M a d r a s.



To

The Secretary to Government

Revenue (Special War) Department

Fort St. George.

Sir

With reference to Government Memorandum No.2523 W - 2 dated the 17th instant I received the last list of schedules yesterday the 26th instant only and I thereupon obtained the signatures to the two deeds of transfer of the parties thereto the last signature being obtained this morning when I telephoned you as follows:-

"With reference to Memorandum No.2523W-2 dated 17-1-20 the two "deeds of transfer from the Custodian of Enemy Property to the "Trustees have been executed by all parties. I am arranging "for the registration of the documents."

which I confirm.

I have the honor to be

Sir

Your most obedient servant

C. Moresby

Ag. Government Solicitor.

C.

POSTS & TELEGRAPHS

CURRENT NO. 6078

MADRAS FORT 28 JA 20 G.T.C.

NOTICE.

This form must accompany any inquiry made respecting this Telegram

Charges to pay. PUBLIC (Minor)

28-1-20.

CHIEF SECRETARY'S GOVERNMENT OFFICE MADRAS

Handed in at (Office of Origin).	Date.	Hour.	Ms'ge.	Service Instructions.	Words.
	28-1-1920				

TO Delhi

Madras Madras 2 13/55

274 public your telegram 67 Jany 27 please send immediately Copies transfer deeds enemy nuisons and basel Industrials as Executed necessary for purpose of drafting Validating legislation Rome

N.B.—The name of the Sender will be telegraphed, is written after the text.

Lal Chand & Sons—3410 - 5-9-13—2,65,000 Blks (Rdm. III).

T.M.
Issued
28/1/20

Tel
from the W.S. Registry
To the Govt Solicitor.

Please send to day for transmission to the Govt of India * copies of transfer deeds of enemy missions and Board Industrials as executed. The Govt have wired for the same and want them for the purpose of drafting validating legislation.

Bunk.
By order.

28/1/20

28.1.20
RC

2 Ch. 463 Revenue (Spl) Misc
Rgs 30.1.20

Urgent

No. 94.

Madras 29th January 1920.

80

From

Lett 30-1-20

C. Moresby

Ag: Government Solicitor

Madras.

To

The Secretary to Government

Revenue Special (War) Department

Madras.

Sir

With reference to your telephone Message of yesterday I have the honour to forward herewith copies of the two deeds of transfer as executed with the printed schedules attached thereto relating to the properties of the Basel Mission Trading Company and other enemy missions.

I have received the following telephone message from the Registrar of Assurances

"Please say whether the type of the schedules is standing
"at the Government Press if so please request the Superin-
"tendent Government Press to keep them standing for some -
"time more pending settlement of the number of copies --
"required for this Department. About 8 copies will be --
"required of the document of the Basel Mission Trading Co
"and 18 copies of the other document."

I request that arrangements may be made accordingly and that an additional copy may be supplied to me for record in my -- office.

I have the honour to be

Sir

Your Obedient Servant

C. Moresby

Ag: Government Solicitor.

F 81

Rev(Spl) (war)

Letter 4360-1 of 29/1/20

To

The Secretary to the Govt
of India, Home Dept

Sir,

With reference to your telegram no. 274 Public dated the 28th January 1920, I am directed to forward copies of transfer deeds of enemy mission properties and Basel Industrials ~~as~~ executed by the Custodian of Enemy Property Madras to the Board of Trustees on 27-1-20.

VNR 29.1.20

BMR. 29.1.20.

29/1/20

29.1.20

Ms.

The Govt. Solicitor has been asked for the copies. They are expected to-day.

VNR 29.1.20

BMR. 29.1.20.

29.1.20

Desptd by today's post (Repd) CR 30/1/20.

WTSt 29/1

C. Class / Prefix } ____ Code ____ POSTS & TELEGRAPHS. No. 0075

Recd. from ____ Sent at ____ PEB 5.20 3263

By ____ To ____

By ____

Handed in at (Office of Origin) | Date. | Hour. | Minute. | Service Instructions. | Words.

Recd. here at ____ H. ____ M.

TO

Recd 6 P.M.

Regr(Spl) was el.no.542

Regd 7 5.2.1920.

Metro madras

Fort

p81 anti

338 public your letter 436-W-1 ... 29 enclosing copies of transfer deeds ... missions and Basel industrial ... transfer final mission bungalow ... carbon pleadings to ... board trustees ... Bombay for immediate ... and for despatch to ... of copies transfer deed.

Home =

N.B.—The ... of the Sender, if telegraphed, ... written after, but separated from, the text.

Note,- The Bombay Govt have been already asked to have the property vesting in the Bombay Custodian transferred to the Board of Trustees. The Chairman of the Board may be asked if the transfer has been effected. A draft telephone is submitted.

Put. 6-2-20.

6.2.20

S 187 of Unlinked file.

8

From

The Under Secretary to Govt
Rev Spl Dept.

To

The Chairman, Board
of Trustees of Enemy
Mission Property
Christian College
Madras,

Sir

With reference to the ~~Copy~~ telegram to the Govt of Bombay No 39. d 17-1-20 Copy of which was forwarded to you with memo letter No 2523 W-2 d 17-1-20, will you kindly say whether the Custodian of Enemy Property Bombay has executed the transfer deeds of Basel mission property in Bombay in your favour & if so please send two copies of the deeds with the Schedules of the property for ~~d~~ as early as possible for despatch to the Govt of India who has asked for the same by wire.

BMK.
6.2.20

6.2.20

P 187 Cf.
linked file.

P 186-187 Cf
linked file.

89

167 Eks.—18-2-19.

C.F. 971.

OFFICE OF THE Rev Deptt.

Dated 6.2. 1922

Hours Minutes.

TELEPHONIC MESSAGE.

From Rev. W. Meston
Chairman,
Board of Trustees for Enemy Mission Property

To The Under Secretary to Govt.,
Rev (Special) Wing

In reference to your Communication by telephone to-day I have to state that the Custodian of the Enemy property, Bombay has not executed transfer deed of Basel Mission property in my favour.

B.
6/2

Dp.

Telegram.

Bombay Revenue ~~Bompol~~

Bombay.
and Delhi.

State express. 91 + 1

Dp 187-8892

(linked file)

Two pelgs
dated
7.2.20

Dp 82 CF

~~Reference~~ Continuation telegram 39 of 17th January stop India wire transfer Basel mission properties in Bombay to Madras Board Trustees should be completed immediately 2 copies [of] transfer deed despatched to India stop Please arrange transfer with Chairman Board Trustees direct Addressed ~~Bompol~~ Bombay repeated India for information

Bmd.
7.2.20.

7.2.20

P.C.
(with Copy of telegram 39 d-17-1-20 to India).

Dp
7/2/20

we might send a reminder tel^m as H.E. who has been interviewed by Mr Craik is anxious that ~~the~~ matter shd be pushed through.

LWS
23.2.20.

Telegram

Bombay Revenue
Bombay.

128
Reference my telegram
91 dated 7th inst. Govt.
~~Bombay~~ Governor in
Council obliged if
transfer Basel mission
properties in Bombay to
Madras Board Trustees
could be expedited.

Resp.

1 MAR 1920

No. War 7

Revenue Department (War)

Bombay Castle, 28th February 1920.

From

The Hon'ble Mr. P.J.Mead,C.I.E.,I.C.S.,

Chief Secretary to the Government of Bombay;

CURRENT NO. 853 War 1.3.20

To

The Secretary to the Government of Madras,

Revenue (Special-War) Department.

Sir,

With reference to the correspondence ending with your telegram No.128 dated 23rd February 1920, I am directed to forward for the information of the Government of Madras, the marginally noted* correspondence received from the Custodian of Enemy Property, Bombay, indicating the action taken by him in the matter of the transfer of the property of the Basel Mission to the Madras Board of Trustees.

2. I am to add that the Government of India have been informed of the action taken.

I have the honour to be,

Sir,

Your most obedient servant,

For Chief Secretary to Government.

W.P.

*Endorsement from the Custodian of Enemy Property, Bombay, No.C-213 dated 26th February 1920, with enclosures.

Endorsement from the Custodian of Enemy Property, Bombay, No.C-219 dated 26th February 1920 with enclosure.

Submitted for perusal. The Govt of India have been already informed that the delay in the transfer of the Basel mission property in Bombay need not delay the transfer of the Basel Industrials to the Commonwealth Trust Ltd. No action is necessary

2.3.20

2.3.20

88

Very urgent.

No. C212 of 1920.

Ballard Road,

Bombay, 26th February 1920.

From

H.C.B.Mitchell, Esquire,

Custodian of Enemy Property,

Bombay.

To

The Solicitor to the Government of Bombay.

Sir,

Re: Transfer of the property of the Basel Mission to a Board of Trustees.

I have the honour to state that under their Order No.3354 dated 22nd May 1919, the Government of India have vested in me certain movable and immovable property of the Basel Mission in the Dharwar and Bijapur Districts and that by their Order No.1559, dated 25th August 1919, they have directed me to transfer all this property to a Board of Trustees constituted for the purpose of administering the same. I have, therefore, to execute a Declaration of Trust in favour of the trustees in the form specified in the latter Order and under the instructions of the Bombay Government I am to request you to take the necessary steps in the matter. My file of correspondence bearing on the subject is sent herewith for ready reference.

2. The Vesting Order is very vague with regard to the description of the property vested in me. This point was brought to the notice of Government in my letter No.C-625, dated 9th August 1919, but, the Government of India decided not to amend the Vesting Order (vide Bombay Government's endorsement No.7, dated 20th January 1920, at page 103 of my file). I have, however, obtained from the Collectors of Dharwar and Bijapur complete lists of the Mission's property in their Districts. There were certain discrepancies in the lists which I have reconciled and the lists with the pencil alterations shown therein now seem to be in order. They should, therefore, form the schedules to the Declaration of Trust, and not

the schedule given in the Vesting Order. The Collector of Bijapur has promised further information in respect of columns 9,10,11 and 14, of the Mission's property in the village of Kardi. I have instructed him to furnish this information to you direct.

3. The title deeds of the property are in the possession of Mr. H.Eidenbenz of Calicut. On the completion of the Declaration of Trust he can be instructed to pass them over to the Board of Trustees.

4. Rev. E.Schwab of Betgeri-Gudug, the late Secular Agent to the Mission, has, in his letter dated 17th October 1919, brought to my notice the fact that certain houses and lands, whichx have been included in the Mission's property are held by the Mission on mortgage against certain loans advanced by it to the owners and that though in some cases the loans have been repaid, the houses mortgaged have not been reconveyed to the original owners. He, therefore, suggests that some arrangements may be made for the reconveyance before the Missionis property is transferred to the Board of Trustees.

The houses and fields referred to are as under:-

1. House No.1005 at Betegeri, Taluka Gudug, belonging to Christasappa Angadi.
2. House No.999 at Betegeri, Taluka Gudug, belonging to Solomawa Succare.
3. Field No.92 at Shagoti belonging to Jotewa Adina.
4. Field No.73 at Shagoti, Taluka Gudug, belonging to Ratanappa Ronada.
5. Field No.38 at Shagoti belonging to Emanuel Gowder.
6. Field No.147 at Hippargi, District Bijapur, belonging to Lingappa Patil.

Of these houses and fields those mentioned at Nos. 1 and 2 above have been specified in the list submitted by the Collector of Dharwar. As the loans advanced against these houses have not yet been fully repaid, I think that they can be included in the schedule of the property to be transferred to the Board of Trustees and it will be for them to reconvey these houses on full discharge of the debts. The fields mentioned at Nos. 3,4,5 and 6, have not been specified in the Collectors's lists. The loans advanced against these fields are said to have been already repaid. In that case, therefore, they need not be included in the schedule to be attached to the Declaration of Trust. If, however, they are included in some survey numbers mentioned in

in the Collectors' lists, steps will have to be taken for the reconveyance to the original owners. I have accordingly written to the Collectors of Bijapur and Dharwar asking them to let you know definitely whether these fields have been included in their lists or not. Copies of my letters to the Collectors Nos. C-214 and C-215, dated 26th February 1920, are enclosed.

5. I am to add that the Government of India have particularly instructed that the transfer of the property to the Board of Trustees must be completed immediately. I am, therefore, to request that you will be good enough to take up this matter at once.

I have, etc.,

Sd. H.C.B. Mitchell,

Custodian of Enemy Property.

No. C-213 of 1920

Ballard Road,

Bombay 26th February 1920.

Copy together with the copies of the letters to the Collectors of Dharwar and Bijapur forwarded with compliments to the Chief Secretary to the Government of Bombay, Revenue Department, for information with reference to Government endorsement, Revenue Department, No. War-7, dated 9th February 1920.

Sd. H.C.B. Mitchell,

Custodian of Enemy Property.

Immediate.

No. C-214 of 1920.

Ballard Road,

Bombay, 26th February 1920.

From

H.C.B. Mitchell, Esquire,

Custodian of Enemy Property, Bombay;

To

The Collector of Dharwar,

Dharwar.

Sir,

Sir,

91

Sir,

Re: Transfer of property of the Basel Mission to a Board of Trustees.

With reference to the correspondence ending with your letter No. W-72, dated 12th February 1920, received in my office on 20th idem, I have the honour to invite your attention to the extract from Rev. Schwab's letter accompanying my letter to you No.C-865, dated 27th October 1919. In that letter he refers to houses No.1005 and No.999 in the village of Betgeri and fields No.92, No.73 and No.38, in the village of Shagoti and adds that these houses and fields have been held by the Basel Mission as mortgages against certain loans advanced by it to the owners, and that the loans in respect of fields Nos. 92 and 73 have been repaid in full. In this connection, I am to observe that houses No.1005 and No.999 have been mentioned in the Mamlatdar's list accompanying your letter No.W-72, dated 23rd December 1919, but that the fields are not mentioned therein. I am therefore to request you to state whether these fields are included in any survey numbers specified in those lists.

2. With regard to field No.38 Rev. Schwab states that there still remains Rs.200 to be paid in satisfaction of the loan advanced against it. In the Mamlatdar's letter accompanying your letter No.72-W, dated 28th January 1920, it is however stated that the loan against survey No.38 has already been discharged in full. You are therefore requested to state whether the field No.38 is the same as the survey No.38 referred to in the Mamlatdar's letter.

3. The matter of the execution of the Declaration of Trust in favour of the Board of Trustees is now before the Solicitor to Government, Bombay, and I am to request you to communicate your reply to this letter to him direct in order to save time.

I have, etc.,

Sd. H.C.B.Mitchell

Custodian of Enemy Property.

92

Immediate.

No. C-215 of 1920.

Ballard Road,

Bombay, 26th February 1920

From

H.C.B. Mitchell, Esquire,

Custodian of Enemy Property, Bombay.

To

The Collector of Bijapur, Bijapur.

Sir,

Re: Transfer of the property of the Basel Mission to a Board of Trustees.

With reference to your letter No. C-7, dated 13th February 1920, I have the honour to state that I have now referred to the Solicitor to Government, Bombay, the matter of the execution of the Declaration of Trust in favour of the Board of Trustees. You are therefore requested to communicate to him direct the further information promised in paragraph1 of your letter under reference.

2. I am to refer you to the extract from Rev. Schwab's letter accompanying my letter No.C-866, dated 27th October 1919, in which he states that field No.147 standing in the name of the Basel Mission originally belonged to Lingappa Patil, that the Basel Mission acquired this field on mortgage against a loan advanced to Patil and that the loan was discharged in full by Patil some time ago. This field, however, is not mentioned in the list of the immovable property accompanying your letter dated 13th February 1920. You are accordingly requested to state whether this has been intentionally omitted from the list or whether it is included in some survey number specified therein.

3. I shall be obliged if you will communicate your reply direct to the Solicitor to Government, Bombay.

I have, etc.,

Sd. H.C.B.Mitchell,

Custodian of Enemy Property.

P.T.O.

93

Very urgent.

No.C-217 of 1920.

Ballard Road,

Bombay, 26th February 1920.

From

H.C.B.Mitchell, Esquire,

Custodian of Enemy Property, Bombay.

To

The Solicitor to the Government of Bombay.

Re:Transfer of the property of the
Basel Mission to a Board of Trustees.

Sir,

In continuation of my letter No.C-212, dated 26th February 1920, I have the honour to inform you that besides the property specified in the lists of the Collectors of Dharwar and Bijapur, the Basel Mission holds 372 shares of the nominal value of Rupee one each in the Bettigeri Urban Cooperative Credit Society, Ltd., Bettigeri, Gadag. These shares have not been particularly vested in me by the Government of India's Vesting Order No.3354, dated 22nd May 1919, but they are covered by the foot note to the Vesting Order, whereby " all other property, movable and immovable in the Bombay Presidency belonging to the Basel Mission" has also been vested in me. These shares should therefore be transferred to the Board of Trustees. I do not know the serixal Nos. which the shares bear and the exact name of the holders thereof. I am making the necessary enquiries in the matter and will furnish you with the particulars. In the meanwhile I am to request you to note that the transfer of these shares to the Board of Trustees has to be provided for in the Declaration of Trust.

I have, etc.

Sd. H.C.B. Mitchell,

Custodian of Enemy Property.

No. C-219 of 1920

Ballard Road,

Bombay, 26th February 1920.

Copy forwarded with compliments to the Chief Secretary to the Government of Bombay, for information in continuation of this office endorsement No.C-213, dated 26th February 1920.

Sd. H.C.B.Mitchell
Custodian of Enemy Property.

94

Recd at Madras 10/7/20

C.

CHIEF SECRETARIAT MADRAS GOVT. 10 JUL 1920

POSTS & TELEGRAPHS.

Charges to pay.

Rs. | As.

This form must accompany any inquiry made respecting this Telegram.

MADRAS DESPATCH 10 JUL 20 P.M.

Received from (Office of Origin) | Date | Hours | Minutes | Service Instructions. | Words.

Calcutta | 10 | 11 | 40 | 13/10 Ale | 74

Recd. here at | H. | M.

To

Superintendent Madras

St pro

Home Simla wires ninth inst begins

1810 public please telegraph whether trust deeds of transfer properties enemy missions and basel Industrial mission and bombay and Coorg to madras board of trusties executed & if so if attested were forwarded

N.B.—The name of the Sender, if telegraphed, is to be written after the text.

Lal Chand & Sons—2342 -15 10 [illegible] Lbs. (E. & A.)

To

Recd. here at | H. | M.

2 pleased to refer

with your letter 436 W January 29th

wire duly registered and also what be

value of Stamps affixed in each case

was information required very urgently

ends dg Deputy Collector

N.B.—The name of the Sender, if telegraphed, is written after the text.

Lal Chand & Sons—2342 -15 10 [illegible] Lbs. (E. & A.)

RK

95

	Initials.	Date.
Received in Fair-copying Section.		
Copied ..		
Examined ..		
Signed ..		
Despatched ..		

P.c do — date 12/7

Express

436W

top here 12/7

Telegram

Home Simla

(№1810 Public)

your telegram 9th inst Stop ~~Transfer~~ Trust deeds & Transfer properties Enemy missions and Basel Industrials Madras and Coorg vested in Custodian Madras executed were registered on 26th January this year Stop Value of Stamp affixed in each case Rupees fifteen Stop Trust deed & Transfer properties Basel mission Bombay not yet executed Stop registered

P.C ✓

Lee
11.9.20.

Hill
12.9.20

96

C No 2157 MW

CHIEF SECRETARIAT M MADRAS GOVT 14 JUL 1920

C. POSTS TELEGRAPHS

NOTICE

This form must accompany any inquiry made respecting this Telegram.

Re.

CHIEF SECRETARIAT M MADRAS GOVT 14 JUL 1920 to pay.

MADRAS FORT 14 JL 20 G.T.O.

Handed in at (Office of Origin)	Date.	Hour.	Words.	Service Instructions
Cotacamund	12	1.30	96	

Rec'd here at | £. | M.

TO Superatt madras

St fco

Bombay wires 13th inst begins C 555 reference letter C 502 may 3rd from Custodian enemy property bombay basel mission property stop following telegram received from home department simla begins 1811 X public 9th July please telegraph whether deed of transfer properties

N.B.—The name of the Sender, if telegraphed, is written after the words.

Sol. Thacker & Sons—2349—12.10.19—2,00,000 Elbs. (Edn. 1).

Rec'd here at | £. | M.

TO

basel mission in bombay presidency to madras board of trustees executed copy of which was forwarded with your letter 1108 dated may 7th A was duly registered information very urgently required ends please inform government of india direct whether Deed was duly registered ends

Deputy Collector Revenue Sp

N.B.—The name of the Sender, if telegraphed, is written after the words.

	Initials.	Date.
Received in Fair-copying Section.		
Copied ..		19/7/20
Examined ..		
Signed ..		
Despatched ..		19/7

Telegram

Home Simla

2137 W. Reference my telegram
No 436 W dated 12th inst
Stop Trust deed & transfer
properties Basel mission Bombay
already executed but
not yet registered stop
Letter follows

S. C

Lee
15.7.20

B.R.R.
19/7/20

Letter 2137 W - 18 (9-7-20

To

The Secy to the Govt
of India
Home Deptt

Sir,

In continuation of
this Govt's telegram No 2137 W dated 19-7-20
I am directed to state

(* to be filled in
after the issue
of the above telegram)

that the trust deed & transfer relating to the properties of the Basel mission in the Bombay Presidency already executed has not yet been registered. It is understood from the Chairman, Board of Trustees of Enemy mission properties that two of the Trustees (viz) messrs Oneston and Davies ~~have~~ resigned their seats after the execution of the deed and that legal opinion is being obtained as to whether their successors (viz) messrs Thorne and Paul Appaswamy can sign for them at the ~~time~~ registration of the deed. This is the cause of ~~for~~ the delay in the registration. I am to add that the deed will be registered soon.

Sd
15.7.20.

BTR
19/7/20.

C. POSTS & TELEGRAPHS. Cl No. 218 Wer 17.7.20

NOTICE. This form must accompany any inquiry made respecting this Telegram.

Charges to pay. Rs. As.

CHIEF SECRETARIAT M MADRAS GOVT 17 JUL. 1920

Office of Origin and Service Instructions. 17 JL 20 G.T.O.

Handed in at (Office of Origin)	Date	Hour	Minute	Service Instructions	Words
To Collectorate Madras	14	17		Cl	
			Recd. here at	H.	M.

Imperial Trustees Basel Mission Home Bunder Lines Sixteenth inst begins 187 public last Sentence your telegram 436 15 July 12 telegraphs whether last words should be registered instead of Executed Stop bombay Govt in India forwarded Copy deed which purports to be executed and intimates that original forwarded you for registration Stop if registration still unaffected please expedite and telegraph Govt Madras when Completed ends

Deputy Collector

N.B.—The name of the Sender, if telegraphed, is written after the text.

Lal Chand & Sons—3342—12-19-19—3,00,000 Bks. (Edn. I).

Rev(Spl) Wardsh

Letter Ref. 21804-B23-720

To

The Rev D. G. M. Leith M.A
Chairman of the Board
of Trustees of Enemy
Missions Properties
Kellett Institute
Triplicane

Dispd 23/7/20

Sir,

I am directed to ~~request~~ enquire whether the transfer deed relating to the properties of the Basel mission in the Bombay Presidency has already been registered. If it is not so, I am to request that the matter may be kindly expedited as the Govt of India desire that the registration should be completed very soon.

Sd
21-7-20

BRR
22/7/20

WGA/20

101

The Kellett Institute, Triplicane,
Madras, 24th July 1920.

From

[illegible] Smith, M.A.,
Chairman, Board of Trustees for Enemy Missions,
Madras.

To

The Acting Chief Secretary to the Government of Madras,
Revenue Special War Department,
Ootacamund.

C.No 2260 War
Sir, 27/7/20

I have the honour to inform you that on July 23rd the Deed of Transfer of the Properties of the late Basel Mission in the Bombay Presidency from the Custodian of Enemy Property, Bombay, to the Board of Trustees, Madras, was registered at the Registrar's Office, Georgetown, Madras.

The Registrar, in view of the fact that the deeds indicated the values of properties, imposed a registration fee of Rs. 249/4/0. As it was necessary that the deed should be registered before July 30th to secure its validity I have paid the fee. I should be glad to know if the Government would be pleased to refund the fee paid by the Board of Trustees in asmuchas no fee for registration was considered necessary in the registration of the property in the Madras Presidency.

I have the honour to be,

Sir,

Your most obedient Servant,

D. S. M. Smith

Chairman, Board of Trustees for
Enemy Missions.

10

CHIEF SECRETARIAT
27 JUL 1910
MADRAS COVT

To

POSTS TELEGRAPHS.

MADRAS-FORT
27 JL 20
G.T.C.

NOTICE. This form must accompany any inquiry made respecting this Telegram.	Charges to pay. Rs.	As.	Office

Despatched from (Office of Origin).	Date.	Hour.	Minutes.	Service Instructions.	Words.
Cocanada	3	29	1/30	Tele	4-9

Received here at	Hour.	Minutes.
	12	34

To Secretary Board of Revenue

Home Simla wires 26th inst bearing 1964 Public
Your letter 2137 July 19th Kindly furnish copy
of conveyance deed. Gives 31st March as date
of execution. Please telegraph whether presented
for registration reference section 23.
Registration act ends

Deputy Collector / Revenue
Cpl

N.B.—The name of the Sender, if telegraphed, is written after the date.

Rel Council & Sons—3342—12-10-13—3,00,000 Sks. (Edn. I).

Deals with the time for
presenting documents
they four months

Expen

Telegram

Dcfp
No 2817
2260 W.

Home Simla

102 C.F

dp telegram how to return to me.
Sec
28.7.20

Your telegram 1964 Public dated 26th instant Slip Transfer deed Basel mission Properties in Bombay Presidency was registered on 23rd July ~~1st~~ in Madras.

P 101 C.F

P.C

Despd
28/7/20

Sd
27.7.20

BNR
28/7

	Initials.	Date.
Received in Fair-copying Section.		
Copied ..		
Examined ..	RMN	3/9/20
Signed ..		
Despatched ..	[illegible]	3/9

104 Revrs(Wms)dep(R)

Letter
Ref 2510/W-1883-9-20

To

The Rev D. G. M. Leith M.A.
Chairman. Board of Trustees
of Mercy mission Properties
Kellett Institute
Triplicane

Sir.

With reference to para 2 of your letter d 24.7.20 regarding the refund of the registration fee of Rs 249-4-0 paid by you for the registration of the Transfer Deed of the properties of the late Basel mission in the Bombay Presidency, I am directed to inform you that the fee was rightly levied and there is no provision for refund. No fee would have been levied if the deeds had indicated the values of properties.

Sd
1.9.20.

BRR
3/9/20

PIO/CF
3/9

Train to Cochin
26-I-19

All 29 I & pm

My dear Campbell

If the Schedules are ready would it be possible for them to be sent to Madras so that the Trustees Could sign this Trust deed which has now been engrossed for some time past. Thursday when they meet this would enable me to fill up a power of Attorney with them & get the power to carry on at once & to sail for England where it is important that I should see the Board before the new Manager sails. I believe from the wire you sent me that he is likely to be appointed early. I hope to reach Ceylon tomorrow (Sunday) & a wire could find me C/o Harrison & Crosfield in case the new Custodian has been authorised to grant me a power of attorney

Telegram sent to Madras address yesterday CRS

Thank you very much for letting me know that Simla has asked Whitehall again for instructions about a lease for opposed to a lease

I am

Yours sincerely

John Day

No action appears necessary. may be filed

Lee
1.8.19.
CRS
1.8.19

What is the exact position regarding these schedules? Are not all those relating to the Board Industrials in the hands of the printers & if ~~not~~ so, cannot we send the Trustees one of the manuscript copies?

Lw
2.7.19

P.T.O

C. POSTS & TELEGRAPHS.

NOTICE.
This form must accompany any inquiry made respecting this Telegram.

Charges to pay. Rs. As.

Office Stamp. G.T.O. MADRAS RECD. 24 AUG 19

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Madras T	2		17/-		28

TO Campbell

Recd. here at 18 H. 57 M.

Madras Revenue Board Stores Coly

Grateful if approximate time
when industrial Schedules and
Instructions ready for Legislature
Could be used affects Hy Plans
Love

N.B.—The name of the Sender, if telegraphed, is written after the text.

Lal Chand & Sons—3410—5-9-18—2,65,000 Bks. (Edn. III).

Rec'd 1 PM on 13.8.19.

The main file relating to this is in Pub (Col) Deptt.

Please see page 2 ante. It is said that Schedules relating to Basel mission Trading company were called for from the Collectors of malabar, the Nilgiris and South Kanara. The commissioner of Coorg was also requested to revise the schedules already sent by him. The schedules from the Collectors of the Nilgiris and South kanara have been received & and from that of Collector of malabar are still due. He has been once reminded.

Submitted that he may be reminded

Draft telegrams are submitted.

2. The manuscript Copy of the South Kanara Schedules is with Press and Copies are awaited. In reply to a reminder sent to the Press for the schedules, they state they would send them on 2.8.19. Perhaps they may be expected tomorrow from Madras ~~today~~. A/C Copy of the schedules from the Nilgiris printed is put up.

(D 4th ; Not recd till 3.8.19]

(y)

3 As regard trust deed Captain Done seems to be not correct in supposing that it is prepared here. The trust deed has to be made out by the Board of Trustees.

/think Capt Done understands the position.
Cv.

4th. Draft telegraphic reply to Captain Done is subt. Put up also DOS to Collr Malabar & Comm Coorg asking them how much longer the work is going to take & emphasising the necessity of getting the Industrials transferred at once.

Cv.
4/8/19

See 3.8.19 CRS 3829

(Telegram Nos 780 & 782 dd 4.8.19)

5

Draft D.O.s are subd.

Lee
5.8.19

CRL
5819

Lee
5.8.19

P.T.O.

6 110

Rev (Spl) Dept

D.O No. 2908 H-1 dt 5.8.19

Dear Mr Hall.

In continuation of telegram No 780 dt 4.8.19, I am desired to enquire how long the revision of the schedules of the properties of the Basel mission Industries will take to complete.

I am to point out that the final transfer of the properties from the Board of Trustees to the Commonwealth Trust is being held up until ~~to-day~~ of these schedules are ready. In view of the importance of the early transfer to the Commonwealth Trust, I am to request that the work of revising the schedules may ~~should~~ be pushed through and given priority over the work in connection with the Basel mission properties as quickly as possible.

Yours sincerely

L
5-8-19

To. J. F. Hall Esq I.C.S
Collector of Malabar

Rec'd by S.R.G 7/8/19

Lr
5-8-19
CRS
5-8-19

P.T.O.

1 7

111

D.O No. 2908 W-2 5.8.19

Dear Mr Cobb,

I am to ~~invite~~ invite a reference to Mr Campbell's letter No 1409 W-1 3 10.5.19 and ~~to enquire in continuation~~ of telegram No 781 S 4.8.19 and to enquire how long the revision of the schedules of the properties of enemy missions, particularly those of the Basel mission Industrials, will take to complete. I am to point out that the final transfer of the properties of the Basel Industrials from the Board of Trustees to the Commonwealth Trust is being held up ~~for want of~~ until the schedules are ready. In view of the importance of the early transfer to the Commonwealth Trust; I am to request that the work of revising the schedules of the Basel Industrials, in particular, may be pushed through as quickly as possible.

Yours sincerely.

To

The Hon'ble Mr. H.B. Cobb
C.S.I. C.I.E.
Chief Commissioner
of Coorg.

not put up. file in Political Dept.

p. c. f.

112

8

2979 1938

Malabar Collector's Office,
Calicut, 9th August 19.

My dear Wadsworth,

Your D.O.No. 2908 W-1 about the schedules of the properties of the Basel Mission Industrials. The schedules are ready and are being despatched today. The valuation has been very complicated and the final corrections were only made two or three days ago. ~~This~~ It has been rather a job making six copies of them. I am sorry that they have taken so long: but the valuation of properties in Malabar is always a difficult matter.

Yours sincerely,

UNDER SECRETARY TO GOVERNMENT
REVENUE (SPECIAL) DEPARTMENT
12 AUG 1919

113

(C.2953) From the Secy to the Chief Commissioner of Coorg
No 2938 8.8.19

(C.2966) From the Collector of Malabar No 4958 9.8.19

The schedules of properties relating to the Basel mission Trading Company are now complete. South Kanara and the Nilgiris districts Schedules have been printed and those of Malabar and Coorg have been sent to the Press. It is submitted that copies of the manuscript & printed schedules may be sent to the Custodian of Enemy Propty and one ___ each.

Yet to be attested & completed

Proofs of schedules relating to South Kanara and the Nilgiris may also be sent to the Collectors concerned for check and return as ordered by the Secretary.

Drafts are submitted

Done.

Lr.

18.8.19
CRS
19.8.19

How examine at once the question whether a revised vesting order will be necessary. If the original schedules were substantially correct, I think that (with the help of the saving clause in the order) all that will be necessary will be to use the revised schedules for the transfer deed. Lr. 19.8.19

The schedules attached to the orginal vesting order issued by the Govt of India with their notification N° 3349 B 22.5.19 are substantially correct. The revised schedules give in detail the properties originally vested with a few minor alterations.

2. It does not seem necessary to issue a revised vesting order because the schedules have been revised. ~~Even~~. The provision in the orginal vesting ~~order~~ viz "All the "undertaking and business of the "Mission Trading Company (of Basel), "otherwise the Basel Mission Trading "Company and all the goods, chattels "moneys, credits, debts, bills, goodwill "contracts, agreements, Securities and "other assets whatsoever in India of the "said company other than those "mentioned in the Schedule (I)" seems sufficient. The Govt of India also contemplate the issue of a validating ordinance which shall ~~ought to~~ contain a provision ~~provisions being~~ to legalise the vesting orders. Perhaps the Govt of India may be furnished with a copy of the revised Schedules when they are completed

printed up to that if they consider that a revised order is necessary they may issue it.

See
25.8.19

We are shortly to offer our opinion to the Govt. of India on the terms of the validating ordinance. Perhaps in our reply we may make mention of the ~~possibility~~ possible need for a fresh vesting order in view of the revision of the Schedules.

CRS
26.8.19

I don't think we need complicate the question of the validating ordinance further. Ask the Custodian whether for the interim purposes he considers a revised vesting order ~~is~~ finally necessary with regard to ~~their properties~~ with reference to the ~~furnish~~ copies of the revised schedules sent him. If he replies in the ~~have already been received~~, negative we can forward copies of the schedules to the G. of I. & state that as the alteration are not drastic we are acting on the assumption that a revised vesting order is unnecessary.

L.
26.8.19

Draft Sub.d

CRS
26.8.19

Jam
L.
26.8.19

pp 11 CF (memo N° 29530-4 & 27.8.19)

pp 12-13 CF (C. 3235) From the D. M. The Nilgiris N° 172 M & 23.8.19

pp 14-19 CF (C. 3270) Collector of South Kanara N° 611 Conf & 25.8.19

pp 20-22 CF. From the Custodian of Enemy Property, madras N° 180 & 27.8.19

The Schedules of the properties in the Nilgiri Dt may be sent to the press for final striking, the omissions — Cols: 3-5 + 9 + Rly O. pointed out by the Collector being shown to the Press.

p 18 CF

p 12 11 Cr.

2. The final Balance sheets of the Basel mission Industrials for the 30th June 19 now furnished by the Collector of South Kanara may be sent to the Press and Mr. Meston. Draft letter is subd.

pp 15-19 CF also to Custodian

And Capt. Dow Cr.

3. The corrections pointed out by the South Kanara Dt. of Registration in the Schedules may be sent to the Collector of South Kanara so that when returning the proofs after check he may include the corrections in it. The corrections in the Malabar Schedules may be sent to the Malabar Collector along with the proof which will be sent to him on receipt from the Press.

p 21 CF

11 Cr.

Draft memo is submitted

Sd
31.8.19.
CRS
31.8.19

Jame
Cr.
1.10.19

(Letter N° 29530-6 & 1.9.19)
(memo N° 29530-7 & 1-9-19)

117

(C. 3294) From the Collector of Malabar N 4954/3268-9

(C. 3298) " " " S. Kanara N 6082/3270-9

As the Collector of ~~Kanara~~ South Kanara had returned the corrected proof of the Schedules sent to him before the memo asking him to incorporate in the proof the omissions pointed out by the D. G of Regn^n., Madras, could issue, the memo was withheld. ~~It was not issued.~~ It is submitted that the corrected proof may be again sent to him for revision with reference to the ~~alterations~~ omissions pointed out by the D. G of Registration

Draft memo is subt.

(As the discrepancies of some properties and boundaries of some others are required they cannot be done in office)

Sd
3.9.09.

CRS
3/9/09

Jour
by.
3.9.09

(memo N 2908-W-3 dt 3-9-09)

(C. 3364) From the Custodian of Enemy Property Madras N P. 185 dt 2-9-09 forwarding the schedules

Draft memo is submitted

From, but have all these schedules been printed & if so why the necessity for sending copies backwards & forwards.

C.
5.9.09

Sd
5.9.09

P. 3567 [Issued as memo 2908-W-1 dt 7.9.09]

P&C With memo N 2953-W-1 dt 19-8-09 printed copies of the schedules relating to the

South Kanara and and the Nilgiris Dts and M.S.S copies relating to malabar and Coorg were sent to the Custodian Printed copies of the malabar and Coorg schedules were received only yesterday from Press.

2. The custodian might have retained the schedules sent to him on 19.8.49 but apparently he thought that as some of the schedules (malabar and Coorg) were in MSS they might be required here. When however, he was asked to advise as to the whether an fresh vesting order was legally necessary he asked for their return.

p 33 CF

3 Please see concluding portion of para 3 of notes on page 12 ante. A printed copy of the malabar schedule may now be sent to the Collector of malabar along with the corrections pointed out by the D.G of Regn. Draft is submitted.

pp 21-22 CF from by DG

4. Please see page 21 CF. As the D.G of Regn. has made a reference to the Registrar of Coorg about the schedules relating to that province, it is submitted that a proof copy of the schedules of Coorg

may be sent to the Chief Commissioner for check as soon as the Registrar's reply is communicated to us by the Custodian of Enemy Properties.

Sd
18-9-49
CRS
18/9/49

Why not send it at once & send the Reg.r's remarks on later if reqd.?
Sd
18/9

(Letter memo N° 29080-5 Dt 19-9-49)

Draft letter to the Chief Commissioner of Coorg is submitted

Sd
20-9-49.
CRS
20/9/49

Sd
20/9

p.36 c.f. (Letter N° 29080-6 Dt 20-9-49)
(c. 3652) From the Custodian of Enemy Properties
pp 37-42 c.f. madras N° P 211 Dt 18-9-49.
(c. 3666) From the Captain Dt 17-9-49
p. 43 c.f.

The proposals of the Custodian of Enemy Properties, madras are contained in pages 41 & 42 c.f. (Para: 5).

Para: 5
(1):- In the circumstances stated by the custodian, (pp. 37-40 CF) the S.P.O may be requested to issue an order amending the Vesting order, relating to the

properties of the Basel mission Trading Company.

(2) The custodian may be asked to execute the deed of transfer to the Board of Trustees at once, without waiting for the amending order of the Govt of India. It is not likely that they will not object to our proposal to issue an amending order.

(3) Schedules relating to the Basel mission Trading Co. have all been printed up. The custodian may be furnished with a proof copy of them so that he may incorporate them in the deed of transfer.

7 orders.

Lee
22-9-49
CRS
22/9/49

If a revised vesting order is necessary it is difficult to see how the Custodian can execute the transfer deed (with the revised schedules) until the revised ~~schedules~~ vesting order has issued: for he would be transferring property to which his title is dubious. I suggest that we should write to the Custodian to submit the draft revised vesting order. We can get it

C. 22.9.19
B. 8
R. 23-9-19
5.10 pm.

up to Simla and back in a fortnight. Meanwhile the Custodian may have everything in readiness to execute the transfer as soon as we will obtain that the order has issued. It seems a pity after we have taken so much trouble to get our schedules right to risk bungling the transfer in order to save a fortnight. The reason for this hurrying is of course that Capt: Dove is most anxious to leave India at the earliest possible date for private reasons.

The Custodian may be asked to correct any obvious mistakes.

C.
22 9 19

H.H.

Draft V.O.
C
24 9 19

23.9.19

Draft telegram and draft memo to the Custodian are submitted

See
24.9.19
CRS
24/9/19

From
C
24/9/19

Telegm to Custodian E.P. 9728 24/9/19
memo to — do — 29530-8 24/9/19

The draft amending vesting order for the Industrials has not yet come in. Write to the

2W.

Custodian to expedite it.

S.W. 29.9.19.

Draft subd.

CRS
29-9-19.

Jour
to
1459

p.46 c.7. (Telegram N 993 D 29—9—19)

(C. 3804) From the Custodian of Enemy Property N
p 47-49 c.7. D 29-9-19

The schedules of properties of the Basel mission Trading Co. sent to the Collectors of Malabar and S. Kanara and the Chief Commissioner Coorg for check have not yet been received back. Draft telegrams to the Officers concerned are subd.

2 The amending Vesting order received from the Custodian of Enemy Property may be forwarded to the Govt of India. For the purpose of the amending Vesting order the proof Copy of the schedules ~~in the~~ as corrected by the Custodian seems sufficient. If it is found, on receipt of the corrected proof from the officers concerned, that there are many important corrections in the schedules, a corrected proof may be sent to India. Draft letter to India is subd.

Jour. Further reminder in five days. to.

to
2-10-19

CRS
2-10-19

Jour
to
2-10-19

(Telegram N° 1027 & 2.10.19)
(letter N° 2953 W-9 & 2.10.19)

(C. 3827) From the Collector of malabar N° 4934 & 7.9.19
(C.) " Chief Commissioner of Coorg N° 3518 & 2.10.19
(C. 3889) " Collector of S. Kanara N° 611 & 5.10.19
(C. 3987) Telegm " Govt. of India H.D 2002 Pub & 13.10.19

The Collectors of malabar and South Kanara and the Chief Commissioner of Coorg have returned their ~~corrected~~ Corrected. schedules. The Collector of malabar reports p.530-7. certain material additions to the original schedules sent by him. We stated in p.520-7. our letter N° 2953 W-9 & 2.10.19 to the Govt of India that we would telegraph to them if materials alleiations are made by the Collectors in the Schedules sent to them. The Govt of India now ask us whether we could send p 570-7. them 40 printed copies of the schedules of the Basel mission Trading Co. ~~Presumably they will require attached these schedules to their instructions~~ are required to be It is ~~therefore~~ submitted that the additions now made by the Collector of malabar need not be telegraphed to India but they may be incorporated in the printed schedules which we

are going to send them. In the meanwhile
You I hurry the press by. the corrected schedules may be sent to
the Press for striking off and the Govt
of India may also be informed that
40 printed copies will be sent to
From by 15/10/19 them. Draft telegram is submitted
2 Please see para 4 on page 14 to 15
ante. The Dy Registration has not
submitted any corrections to the Schedule
Perhaps they need not be awaited
for the striking off of the Schedules as they
will not perhaps be material.

See
15.10.19.
CRS
15.X.19

by
15/10/19

(Telegram No 1098 D 15.10.19)

(C. 4129) From the custodian pharmacy Inspn. No D 237 D 20.10.19
(C. 4130) Telegram from Captain Doue D 22.10.19
C. 4145

The Custodian may perhaps
be consulted in the first instance
Draft Endt is subd

See
23.10.19
CRS
23/X/19

Done
by
23/X/19

(Endt No 2953 W-10 D 23.10.19)

(C. 4217) From the custodian pharmacy Inspn. madras
No D 246 D 27.10.19

(IX) The press has sent a proof form proof

of the schedules of properties of the Basel mission industrials. The proof seems to be in order. For orders whether copies may be struck off so that we may send 40 copies to India as required by them.

I brought this last matter already by p63 CF

2. Draft letter to India forwarding the addition suggested by the Custodian about patent rights is submitted

Sec
29.10.19

S.
29/10/19

BMR.
29/10/19.

All
29.10.19

(Letter No 2953 W-II D 30.10.19)

(C. 4520) p66 CF. Telegram from the Govt of India H.D No 2504 Pub dt 26.11.19

It is submitted that the Custodian of Enemy Properties, Madras has not executed the transfer deed to the Trustees as the orders of the Govt of India issuing an amending vesting order in respect of the properties has not yet been received — vide pages 16-17 ante and memo No 2953 W-SD 24.9.19 on pages 44-45 CF. As requested by India we may inform Mr Kesteven, Govt Solicitor Calcutta that the deed has not yet been executed. We may also inform India that for the execution of the deed we are

p66 CF

awaiting their orders about the amending vesting order.

Draft telegrams are sudd- It

Lo 27.11.19 Bouch 27.11.19 is possible that the Govt of India have instructed the Govt Solicitor Calcutta to draft the Amending vesting order & the information about the execution of the transfer deed is probably required in connection with the drafting of the amending vesting order. We may however inform India definitely that ~~we are awaiting~~ the amending vesting order should issue before the deed is executed.

Bouch.
27-11-19.

Secy
Lds
27.11.19

Dlme
27.11.19

b 69- Telegram to Govt Solicitor Calcutta No 1244 d 28-11-19.

b 67-68 Telegram to the Govt of India No 1245 d 28.11.19.

b 69. Telegram from Govt of India No 32 d 5.1.20. The deeds of Transfer have not been Executed - The Govt of India were informed in Our telegram No 1245 d 28.11.19, ~~that~~ and were told that the Amending vesting order is awaited. ~~The Board of Trustees have A draft telegram to India is submitted.~~ In the case of Basel Industrials the Schedules have been sent to

b 67-68 cf.

23. (12)

vide linked file

India but the Schedule of properties of other missions is not yet ready. An amending vesting order will be necessary in their case also. A draft telegram to India is submitted.

Bulk.
7.1.20.

Issue telm
LWS
7.1.20.

Please see reply from the Govt of India at pp 71-72 c/f. Draft ~~letter~~ memos & draft letter submitted in linked file.

Bulk.
15.1.20.

15.1.20

P.T.O.

D.O.No. 145-Public.

GOVERNMENT of INDIA.
Home Department.
Delhi, the 15th January 1920.

My dear Sir,

Will you kindly refer to your letters Nos. 2953 W-9, and 2953 W-11, dated the 2nd and 30th October 1919, respectively, forwarding for the sanction of the Government of India draft amending vesting orders in respect of the properties of the Basel Mission Trading Company, and to your telegram No. 13, dated the 8th January 1919, intimating the intention of the Madras Government to forward similar draft amending orders in the case of the Enemy Missions. You have already been informed in the Home Department telegram, No. 103, dated the 10th January 1919, that the Government of India consider that the amending vesting orders are unnecessary and might give rise to difficulty. I am now to explain the position of the Government of India in this matter more fully.

2. As it appeared that the issue of the amending vesting order proposed by the Government of Madras might affect the title of the Custodian, and subsequently of the Trustees, to the properties, it was thought advisable to consult the Govemment Solicitor. A copy of the letter in which he has given his opinion is enclosed. Having regard to the provisions of Section 21 of the General Clauses Act, the Government of India are unable to accept the view of the Government Solicitor that no modification of the original vesting order is legally possible; they think that Section 7 of the Enemy Trading Act (X of 1916) must be read as empowering the Governor-General in Council by order to vest properties in the Custodian and to add to, amend, vary, or rescind any such order. But at the same time, while not giving away this principle, the Government of India agree with the Government Solicitor that, having regard to the wide terms of the original vesting order, there is no necessity for any amendment, and in view of possible difficulties being raised to such a course on the lines of his letter they think it would be better to follow his

advice

advice in the matter. There would apparently be no objection to the particulars of the property being set out in greater detail in the Deeds of Transfer than they were in the Vesting Orders.

3. In the Home Department telegram of the 10th January 1919 it was mentioned that the Government of India were anxious to introduce the legislation which is necessary to validate the transfers of the properties in question from the Custodian to the Board of Trustees at the forthcoming session of the Imperial Legislative Council, and that this could not be done until the deeds had been executed by the Custodian. The Government of India hope, therefore, that the Government of Madras will now arrange to have the deeds executed with the least possible delay, and they would be glad to be informed by telegram as soon as this has been done.

Yours sincerely,

H D Craik

The Hon'ble Diwan Bahadur
L.D. Swamikannu Pillai, Avl., I.S.O.,
Secretary to the Government of Madras,
Revenue (Special) Department.

Copy of D.O. No. 1033, dated the 4th December 1919, from the Solicitor to the Government of India, to H.D. Craik, Esquire, Home Department, Delhi.

I have received your D/O No. 2553 dated the 27th ultimo, with enclosures, regarding the proposals of the Madras Government for the amendment of the Vesting Order already made in the case of the Basel Mission Trading Company properties.

2. It does not appear whether the proposals have been submitted to the legal advisers of the Madras Government but I do not think they can have been as they appear to contemplate a modification of the original Vesting Order by a further Vesting Order and it does not appear to me that this is legally possible. The Vesting Order, once made, took effect once and for all according to its terms. This is made evident by the provisions of the Enemy Trading Act, which it may be noticed do not refer to or contemplate anything in the way of amendment, still less of cancellation. Consequently, in my opinion, nothing more could be effected by any further Vesting Order than the addition of property not included in the original one, if any such there be. If, on the other hand, any property specifically mentioned in the Schedule to the Order was included by mistake the Order, being limited to property belonging to the Trading Company, would probably be altogether ineffective as regards such property; but this would be merely the result of the facts as applied to the interpretation of the Order and would not require any amending order to effect it, even if such were possible. And even as regards the addition of any property not specifically included a new Order is in my opinion unnecessary and perhaps inadvisable.

3. Before going further I think it better to refer to the history of the Vesting Order as explaining the terms in which it is framed. If you will kindly refer to my D/O No. 328 of the 23rd April last to du Boulay you will see that in commenting on the terms of the draft of the Vesting Order in question, which with drafts of the others had been sent to me with Macleod's D/O No. 301-Pub. of the 20th idem, I pointed out what I considered to be the defects of the

draft

draft as then framed having regard to the fact that it related to the business of the Company as a going concern as well as to specific properties. I then had in mind exactly such considerations as are now put forward by the Madras Government as the reasons for an amending Vesting Order and specifically referred to the difficulty of an official such as the Custodian being asked to transfer property not specifically vested in him. I expect this is just the difficulty which underlies the present proposals. In ordinary circumstances I should have suggested the enumeration of such further details (e.g. patents) as are now proposed to be generally referred to with a preliminary enquiry as to what these were but in view of the great urgency which was then considered to exist and which was so strongly emphasized by du Boulay in his letters about this time (vide his D/O of the 25th April) I thought it useless to make a definite suggestion to this effect. And the reply to my suggestion was (in Rice's D/O of the 30th April) that it would be considered by the Legislative Department. There my part in the matter ended and the result was the issue of the Vesting Order in its present form.

4. To return now to the question at issue, the Vesting Order comprises (to the best of my recollection - I have no copy at the moment before me) all the property moveable or immoveable of the Company with the addition, in explanation of the Schedules to it, that this property is, so far, as may be specified in them. The Schedules therefore do not in any way control the generality of the description of the property vested and this, as it seems to me, must, its terms being all-comprising, include all the Company's property of whatever description including such property as patents and every item of property moveable or immoveable not specifically mentioned in the Schedules. In this latter connection I would refer to the fact that, according to my clear recollection, entire responsibility for the accuracy of the Schedules was placed upon the Madras Government. In a case of this kind, however, where so many items are involved, I should imagine it to be impossible, practically speaking, to secure precise and exact accuracy. Moreover there is no certainty that further discrepancies will not be

discovered

discovered and the issue of the further Order as desired may tend to throw doubt as to the inclusion of any now omitted from both the original and the amending Orders. I have not attempted and at the moment of writing have no means of making a comparison between the two but, whatever the discrepancies, I consider as I have said that they cannot affect the general description in the original Order. And as to the specific question of patents which is treated as of so much importance, I think there can be no doubt that they fall within the description of moveable property of the Company, while mortgages (according to different views expressed by the Courts in different connections) must be either moveable or immoveable.

5. For the reasons above stated I consider that the issue of a further Order of any description is not only unnecessary but inadvisable. And I ought to add in case I have not made this plain that nothing short of some form of written transfer by the Custodian can divest him of any property vested in him by the Original Order. No doubt it is proper that the transfer by him to the special trustees should contain as specific a description as possible of the property transferred including mortgages in particular and a general reference to all such special kinds of property as patents not individually described, but the fact that some of them are not specially mentioned in the Vesting Order in no way precludes this. It merely requires that the Custodian should be reasonably satisfied before executing the Deed of Transfer that everything mentioned in it exists as the property of the Company. In this connection I may mention that by a Deed executed in the form of the draft which has already been prepared, in the ordinary form applicable to such a case according to settled conveyancing practice, the Custodian will undertake no responsibility whatever if it should be found that any of the items described in the Deed or Schedule are afterwards found (through no fault of his) not to exist or not to be the property of the Company. It would no doubt have been more satisfactory if the descriptions in the Vesting Order and Schedules had exactly corresponded with those in the Deed but in the circumstances as above explained the discrepancies cannot now be helped and this does not seem to matter much,

much, though no doubt it may throw a little more responsibility, practical if not legal, on the Custodian.

6. As regards the terms of the Schedule proposed to be substituted, I would only observe that it appears to me, in the portion relating to moveable property, to aim at far too much particularity (e.g. on page 87 et seq.) in referring specifically to such items as single articles of furniture. As regards the general description on the penultimate page (last page of Schedule I), this exactly corresponds with and can, as I think, have no further effect than the general description above referred to in the present Vesting Order. And as regards Schedule II, this is just the form of general description which I contemplated in my D/O of 23rd April last, though I consider its effect also is covered by the description last referred to.

7. As Zorab is settling the Deed of Transfer I think it better to mention the point to him and if he has anything to say in qualification of the above I will write again or telegraph to you.

----------:o:----------

B22
c.20.1
R 1/1

30 184

As the Govt of India are anxious to introduce validating legislation ~~at the next~~ session ie. on 30.1.20, it is submitted that they may be informed by wire that we are arranging for the execution of the deeds before that time so that they may take steps to have the validating legislation introduced. A draft ~~Draft~~ telegram is submitted.
19.1.20

M-71-72 Cf
Para 3 p 25 Cf

vide pp 184-188 ante
file

Telegram despatched } p 73 Cf.

H.M. (Missions) after issue
LDS
9.1.20

Sec. 7.
Sec
19.1.20

Sent by mistake.

Please ask when execution is likely to be completed. We have only nine days.

21.1.20

V.E.
LDS
21.1.20

A draft telephone is submitted for approval.
KMR
22.1.20.

KRU
22.1.20

31 / 125

Telephone.

From the Under Secretary

To the Govt solicitor
Madras.

p 18/c linked file.

With reference to memo
No 2523 W-2 d 17.1.20
will you please say
when the execution of the
transfer deeds of properties
of Enemy missions & the
Basel miasion Trading Co,
~~will~~ is likely to be completed.
~~He~~ Clean copies of Schedules
are expected from the Press
today & will be sent to
you as soon as they are
received.

BMR.
22.1.20.

22/1 20

Issued
22/1/20

Urgent. 32

1274. Madras 22nd January 1920. 126

From

C. Moresby
Ag. Government Solicitor

Madras.

To

The Secretary to Government
Revenue (Special) Department

Madras.

Sir

With reference to your telephone message of today I have to inform you that the documents are all ready and have been so for some time past, the only thing delaying the matter is the receipt of the schedules which I understand you are not able to send.

I have the honor to be
Sir
Your most obedient servant

C. Moresby

Ag. Government Solicitor.

Cl 22/1/20

Please see the Govt. Solicitor's letter at page 32. The schedules have not been received from the Press. The Press promised to send them today

BMR
22.1.20

Telephone to the Press at once & see them to send the schedules & by car urgently required

[illegible]
23.1.20

C.F. 271.

OFFICE OF THE _____

Dated _____ 191 .

_____ Hours _____ Minutes.

TELEPHONIC MESSAGE.

From The Supt Govt. Press

To The D.S. Reg Syd near

Ref. Tm of date re: Schedules of enemy mission property

Copies of the schedule of enemy mission property are being despatched Copies. S. Kanowa and Vellone Containing heavy corrections will be sent this evening

[illegible]
23/1/20

further tm. sent

Schedules received for the Press to send to the Govt. Solicitor.

138

34

505 Bks.—4-1-18.

C.F. 971.

OFFICE OF THE _____

Dated _____ 191 .

_____ Hours _____ Minutes.

TELEPHONIC MESSAGE.

From The Custodian enemy property

To The Supdt Rem (Spl war)

Reply

The Govt Solicitor informed me that he has sent the deed to the Collr of Madras today to be stamped I expect it to be sent to me for execution tomorrow & I shall execute it immediately after I receive

C.V.
26/1/20

Subs for perusal.

26.1.20.

26.1.20

50 Bks.—4-1-18.

C.F. 271.

OFFICE OF THE _____

Dated _____ 191 .

_____ Hours _____ Minutes.

TELEPHONIC MESSAGE.

From The Govt. Solicitor

To The Secretary Rev. (Appl. War)

With reference to memorandum No. 2523W-2 d/17-1-20. The two deeds of transfer from the Custodian of Enemy properties to the trustees have been executed by all parties - I am arranging for the registration of the documents

27/1/20.

W87

Issued 27/1/20

From

The Supt Rev Sol Dept

To the Govt Solicitor,

Your telephone of date to the Secretary will you kindly say when registrations of the deeds ~~is expected~~ to of transfer of Enemy Missions property is likely to be completed

Yours
27/1/20.

From Circulation
26.1.20

Secy

505 P[illegible]-1-18. C.F. 271.

OFFICE OF THE _____

Dated _____ 191 .

_____ Hours _____ Minutes.

TELEPHONIC MESSAGE.

From South Solicitor

To Secretary Revenue and as
Execution of deeds of Enemy
mission properties will be
Completed today

27/1/20

Evidently means registrations will be completed
today. vide pp 36-37 ante

A draft telegram is submitted for
approval
Basil.
27.1.20.

27.1.20

LGS
27.1.20

505 Pks.—4-1-18.

C.F. 271.

OFFICE OF THE

Dated 191 .

Hours Minutes.

TELEPHONIC MESSAGE.

From The Govt Solicitor

To The Secretary Rev (Spl-War)

The deeds of transfer of Enemy Mission properties have been registered to day and the matter is completed

27/1/20

27.1.20

MADRAS CHRISTIAN COLLEGE.

Mr. M Rau
Ld S
Ho. in

B&O

Madras, 16th February 1920.

143

Dear Mr Swmikannu Pillai,

Please excuse me for sending you a D.O. concerning a matter connected with the Board of Trustees appointed to administer Enemy Mission Property. I am in urgent need of copies of the deed of transfer from the Custodian to the Trustees and of the Schedules attached to the deed. I wish one copy of ~~each~~ the deed and schedules for each of the trustees, Mr Pate, Mr Davies, Mr Devadoss, Mr Leith, and myself. I wish also one copy for the Trustees' office, and one for the Commonwealth Trust Limited. Thus if you will kindly authorise your office to send me by bearer <u>seven</u> copies of the deed and schedule I shall be very grateful. It is difficult for us to go on with our work without the schedules; as chairman I am already stopped as I am unable to get legal advice in their absence.

Also will you be so good as to press upon the Govt of India government our request that legislation should be introduced without delay so as to expedite our transfer of the Basel Mission Trading Company to the Commonwealth. Working under a power of attorney is not satisfactory.

Yours sincerely,

W. Meston

D.O. 5242-1717-2-20

Dear Mr Preston.

Your D.O. of today. I am sending you a complete copy of the Schedules of the properties of the Industrials and of the Enemy missions transferred to the Board of Trustees. The copies of Schedules required by the other trustees are being printed & will be supplied as early as possible. The copies of deeds are not available in this office. I am instructing the Govt Solicitor to furnish you and the other trustees with the required copies.

2. As regards your request that ~~the Govt of India should be~~ pressed for the introduction of legislation ~~without delay so as to expedite~~ so that the transfer of the Basel Mission Trading Co to

WS 42

~~wealth~~ Commonwealth, may be expected,
I am to refer you to the
letter from the Govt of India
No 320 dd 3-2-20 forwarded
with my letter no 22754-7
dated 10-2-20, wherein the
Govt of India have stated
that the matter will be
dealt with as expeditiously
as possible. The transfer to
the Commonwealth can not
it seems, be effected, until
the properties of the Basel
mission in Bombay are
transferred to the Board
of Trustees. ~~The~~ In the circumstances no
useful purpose
would appear to be served
by addressing the Govt of India in
the circumstances and I
am to suggest to you to
take steps to expedite the
transfer of the ~~Bombay~~ mission properties
in Bombay to the Board

BNR.
16-1-20.

p 73 cf. in Cuttack file.
p 74 cf. ibid
p 83 cf.
h.. print

D Desp with Encl
CA 17/2 MC 16/2/20

To the Rev Mr Meson
CBE.
Chairman Board of Trustees
of Enemy mission properties
(with 4 copy of schedules)

fe Rt
16.2.20

WS 42

Recd 5.45 pm 16/2

Issued 16/2 5.50 pm

Telephone.
From the WS.
To
The Govt solicitor,
Madras.

Please supply as early
as possible ~~a copy~~ to
to the several trustees, ~~a copy each~~,
of the Boards of Trustees, viz,
of the deeds of transfer
~~from~~ of properties of
the Basel Mission Trading
Co & the Enemy missions,
from the Custodian to
the Board of Trustees. The
Rev Mr Meston requires ~~wants~~ a
copy very urgently. Please
also
send a copy of each of
the deeds to Govt

BNR.
16.2.20

fe Rt
16.2.20

D Desp 17/2
J
PC. MC 17/2

Copy to the Rev W.E. Meston
Chairman, Board
of Trustees of Enemy
mission property
Madras

Telegram from the Govt of India
Home Deptt No 1810 d 9.7.20

[This note is written after consulting the Rev Leith, the chairman of the Board of Trustees]

Please see our letter to India on page 81 Cf. The trust deeds of transfer of 2 Enemy mission properties and of the Basel Industrials in this Presidency and Coorg vested in the Custodian of Enemy Property madras were executed registered on the 26th January 20. The value of stamp affixed in each case is Rs 15. The trust deeds of transfer relating to the properties of the Basel mission in the Bombay has not yet been executed. It is understood from Mr. Leith that he is taking legal opinion as to whether the two new trustees messrs Paul Appaswamy and Brough can sign the deed. If they can, the deed will be executed registered very soon. If not, it is understood from Mr Leith, he shall obtain powers of attorney from Mr. Mesta who is in Scotland and Mr Davies who is in England. This course will delay the execution of the deed.

This information has not been incorporated in the draft telegram

Ans

Before inform Govt of India by letter the decision about Bombay deed

Telegd 12.7.20

W&S 45

Draft telegram to the Govt of India is submitted

Sec
11.7.20.

Fin
12.7.20

(Telegram N° 436 wd 12.7.20)

(C.2137) Telegram from the Govt of Bombay.
N°555 d 13.7.20.

[It is very much regretted for the confusion made by the office in regard to execution & registration]

The position about the Bombay trust deed is set out below:-

The deed has already been executed by the following trustees:-

(1) Mr Meston – Chairman
(2) Mr Leith
(3) Mr Devadoss
(4) Mr Thorne
(5) Mr Davies.

Nos (1) and (5) have since resigned their seats as trustees and in their places messrs Brough and Paul Appaswamy have been appointed. The question now is whether these two new trustees can sign during the registration of the deed in the place of Mr Meston and Mr Davies.

Draft letter to India amended.

telegram

Sec
15.7.20.

BJRR
19/7/20

(Telegram N° 2137 w d 19.7.20)
(Letter N° 2137 w-1 d 19.7.20)

(C. 2180) Telegram from the Govt of India N° 187 d 16.7.20

Please see pars 95 and 97 C.F.
It is submitted that Mr Leith, the Chairman of the Board of Trustees, may be asked whether the deed has been registered. If not, to expedite its registration. Draft letter is subd.

Lee
21.7.20

BJR
22/7/20

U Board

(Letter N° 2180 w-1 d 23.7.20)

(C. 2260) From the Chairman, Board of Trustees of Enemy mission Properties d 24.7.20.

Telegram from the Govt of India N° 1964 d 16.7.20

The Govt of India may be informed that the transfer deed of the Basel mission Properties in the Bombay Presidency was registered on the 23rd inst. Draft telegram is subd.

cf p 101 C.F.

2 Please see para 2 on page 101 C.F. and the Govt of India's letter on pages 5 to 7 of Govt N° 337 d 21.7.19. and the fo itself. According to para 4 of Govt of India's letter no registration fee should be charged if the value of the property affected by the deed is not expressed

(5)

p 6 ibid

U/L Board

p101 ct

Mr Leith himself states that "the deeds indicated the values of properties". Under the circumstances, the Registrar seems to have been justified in collecting the usual fees. The Home (Judl) Deptt may however be consulted on this point as well as on the question whether there is any provision for the refund of the fees collected. It will be seen from

(5) the correspondence and notes to ford 337 d 21.7.19 that special treatment has been all along accorded to the Enemy Mission Properties and the Basel mission Industrials.

Sd
27.7.20.

3 After the issue of the telegrams referred to in para 1 ante the case may be sent to Home (Judl) dept with reference to para 2.

Issue telegrams
BJRR

Home (Judl) u/o
BJRR
28/7

PT?

× Noted

× Dp (i)

× copied
K 2523 c
29/7

Bar no 20-2260/20

29.7.20

HOME DEPARTMENT
29 JUL 1920
GOVT OF MADRAS

Home (Jud'l) Dept.

Regr.

Please see para 4 of the Govt of India letter on P6 of G.O. 337 Rev (Spl) (Regn) dd 21.7.09 and paragraph 3 of the same order.

(5)

Page 119 of Regn Manl, Part I.

According to Rule 1 (3) of the Table of Fees, the maximum amount of ~~fees~~ registration fees need not be paid in the case of those documents in which no mention is made of the consideration for the transaction or the value of the property affected. It was on this acct that it was expressly directed in the order referred to above "that it is "unnecessary for the purposes of the Indian "Regn Act, to specify the value of the property "transferred". But it will be seen from

P 101 C.F

para 2 of Mr Leith's letter that as a fact, ~~the Dist Spdcifg~~ the values of properties".

P 122 of Regn Manl, Part II.

2 Registration Order 380

. Directs that — for the purpose of calculating "the registration fee, a registering officer cannot "go behind what is expressed in the document. "It is not within his province to take into "account matters other than those contained "in the instrument itself or to put any inter- "pretation in the document other than that which "the terms expressly convey". The Dt Regr was therefore right in collecting the fees payable under the rules in force.

(52)

3 There seems to be no specific provision either in the Act or in the Rules for a refund of fees properly levied, though refunds can be made of fees collected in excess or for work not performed by the Dept. It seems doubtful whether refunds can be sanctioned by Govt. ~~in particular case but may perhaps be specially sanctioned by executive orders given in the concluding sentence of Mr. Leith's Letter~~. The D.G. of Regn may be consulted etc.

DJ 30.7.20. M.V.V. 30.7.20

CR 4/8/20

MVV 3/8/20

(Copy 101 Ref. + papers 4884 of 19 not file needed above here)

Guide 25-23C-1

3/8/20

I Gof Regn 1/8/20

No. C. 1589 General.

Bf G. 95. 5.8.20

INSPR. GEN. OF REGN. 5-AUG 1920 MADRAS.

(5)

U.O. No.1589 Genl.

Office of the Inspector-General of Registration.

It is unnecessary in the case of transfers of enemy property to specify the value of the property transferred [G.O. 337, Revenue (Special), 21st July 1919]. The value of the property when mentioned in the document must be taken for assessing registration fees. Article 1 (g) of the Table of Fees applies to cases where neither the consideration for the transaction nor the value of the property affected is expressed. In the present case, the value of the property was given and fees were therefore rightly levied on that value.

War 900

153 50

There is no provision in either the Registration Act or the Rules for the refund of fees duly levied. Section 70 empowers the Inspector-General to remit fines at his discretion and Rule 180 empowers District Registrars to dispose of applications for refunds of fees and fines levied in excess. There is no provision for a refund of fees in this case.

CuSchmidt
19.8.20

Inspr. Genl. of Regn.

To

Home (Judicial) -- u.o.

Home (Jud) Dept

Submitted for orders

A
25/8/20

Abstract

Enemy missions papers relating to the Deeds of Transfer from the Austrian Rep of enemy subjects to Board of Trustees

Jdm
23.8.20

Pr. 25 10 War.
26-8-20

Jud 2525c-2
Pr
24/8/20

The fees were rightly levied & there is no provision to refund. The mistake was in the manner of the Execution of the document

Rev Spl

Mly
24/8/20

Rev Spl) um sepn

Draft letter to mr Leith is subd. After its issue the papers may be recorded in a

g.o Nº279
7-9-20.

BVR
3/9/

Go
1.9.20

24 AUG 1920

Regd 22.2.21

CURRENT NO. 0366 PUBLIC (Ins. VI)

154

C. POSTS TELEGRAPHS. 38

NOTICE.
This form must accompany any inquiry made respecting this Telegram.

Charges to pay. Rs. As.

Office Stamp. 21 FE 21

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Delhi	21			Ste X	40

TO Madras
Madras Fort.

Recd. here at H. M

P 1037
Pol 279
7.9.21

508 public your telegram 2260 dated 28th July 1920 transfer deed. Basel mission properties Bombay Presidency please report by clear the line telegram one serial

N.B.—The name of the Sender, if telegraphed, is written after the text.

TO II

Recd. here at 17 H. 8 M

Serial

Number two date of registration and three registering Office

= Home =

N.B.—The name of the Sender, if telegraphed, is written after the text.

Lal Chand & Sons—632—22-5-20—2,50,000 Lks. (1 dn. II).

	Initials.	Date.
Received in Fair-copying Section.		
Copied ..		
Examined ..		
Signed ..		
Despatched ..		

Given for issue at 11-50 A.M.
Sd 22-2-21

Issued Amb. 128 22-2-21

Telephone clerk

Please remind for a reply.

Sd 22-2-21

Issued after noon

Cut 22-2-21 3.45 P.M.

X / 155

Pub Dept

Special

Telephonic message

From

The Under Secy to Govt.
Public Depte

To

The Registrar of Assurances
Madras - Chingleput Dr.

Will you please furnish the following information relating to the transfer deed conveying the properties of the Basel mission in the Bombay Presidency from the Custodian of Enemy Depts, Bombay to the Madras Board of Trustees :—

1) Serial number
2) Date of registration
3) Registering office.

It is understood that the deed was presented at your

Office for registration on 23.7.20.
The information is ~~required~~ required for ~~furnishing~~ the work for reply
Govt of India by a clear line telegram.

P. C

See
22.2.21.

156
$101 y (m)

15/

O.F 271.

OFFICE OF THE _____

Dated _____ 191 .

_____ Hours _____ Minutes.

TELEPHONIC MESSAGE.

From The Registrar of Assurances.

To The U.S. Pub. Chas Dept.
Refs your Tele of date.

The document was registered on 5-8-20 as No 2497 of 1920 of Book I in the Registrar's Office Madras. (Thumbs

Cus
22.2.21

	Initials.	Date.
Received in Fair-copying Section.		
Copied ..		
Examined ..		
Signed ..		
Despatched ..		

158

Pub dept

Telegram

Clear the Line

Home, Delhi

Your telegram ~~dated~~ No 508 Pubbc dated 21st instant regarding transfer deed Basel mission Properties Bombay Presidency. Stop Document registered on 5th August last year as number 2497 of 1920 [of] Book I in Registrar office madras-chingleput

Lee
22.2.21

Registrar office
Madras chingleput
Seems peculiar.
I hope I am have
verified. Yesterday
from Lee Night
22.2.

Verified
Lee
22.2.21

16/1/23
27-1-23

When given for copying——
When copied——
When examined——
When signed—— } 192 .

READ AGAIN G.O. No. DATED
192 .

CURRENT No.

159

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT	A	A	A	A	A	A	A
LETTER OF GOVERNMENT.							
STATEMENT WITH DITTO.							
PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH IN ORIGINAL.							

N.B.—
A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading o