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## 'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden'

<b>Holding Institution</b>	British Library: India Office Records and Private Papers
<b>Reference</b>	IOR/F/4/2224/110757
<b>Date(s)</b>	5 Jun 1844-10 Sep 1847 (CE, Gregorian)
<b>Written in</b>	English in Latin
<b>Extent and Format</b>	1 item (13 folios)
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### About this record

The item consists of copies and extracts of correspondence and minutes cited in, or enclosed with, a Military Letter from the Government of Bombay to the East India Company Court of Directors, dated 10 September 1847.

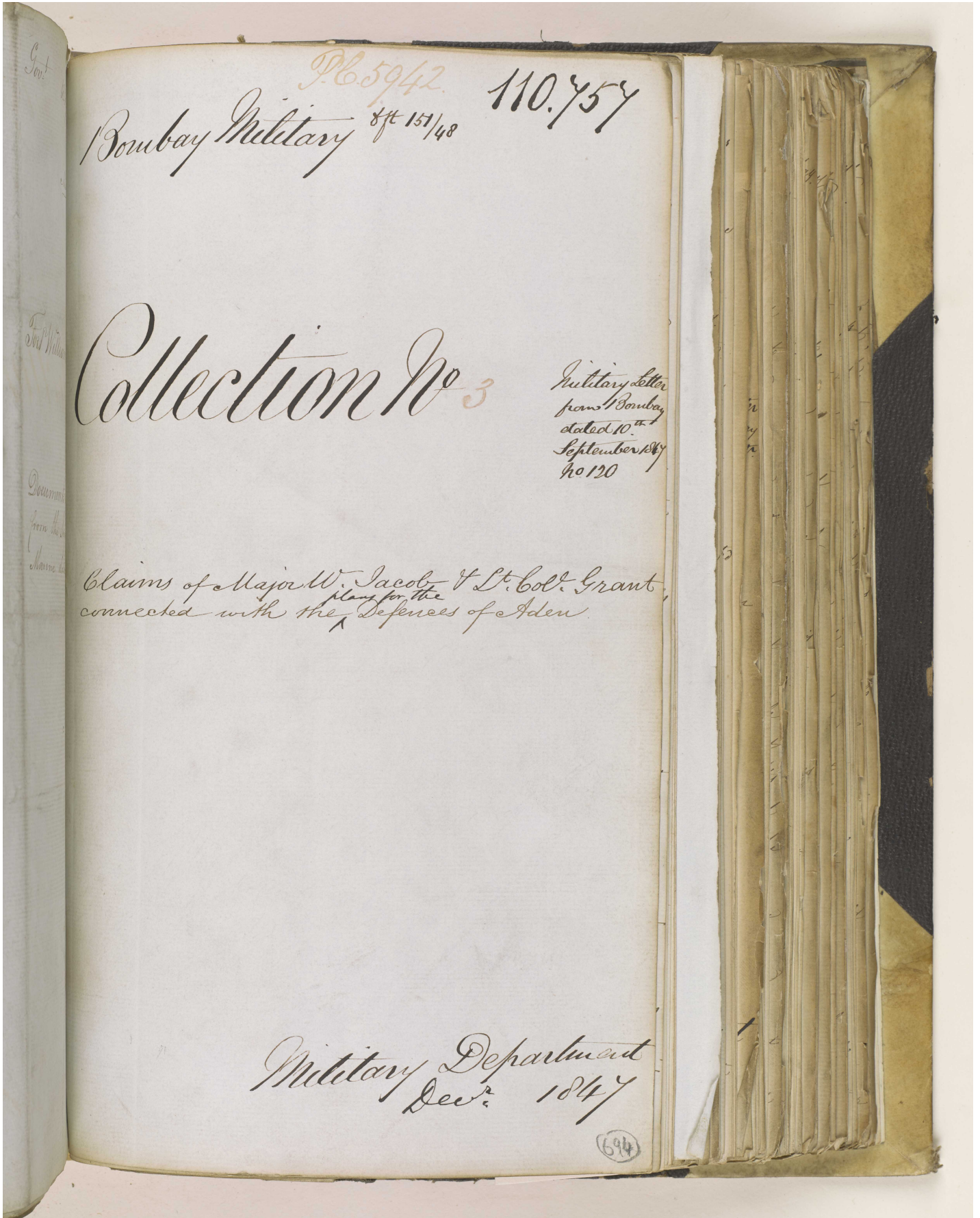
The item relates to requests for remuneration made by Major William Jacob, Bombay Artillery, and Lieutenant-Colonel Charles William Grant, Superintendent Engineer, following their work on the new defences at Aden. The item includes discussions by members of the Government of Bombay Council and the Governor-General of India as to whether the men should be remunerated or whether this might set an 'embarrassing precedent'. In particular, the Governor-General's correspondence cites several examples of similar scenarios where officers have not been remunerated beyond the usual allowances. The requests are forwarded on to the Court of Directors for their consideration.

As well as the above, the item's correspondents also include the Military Board, Bombay.

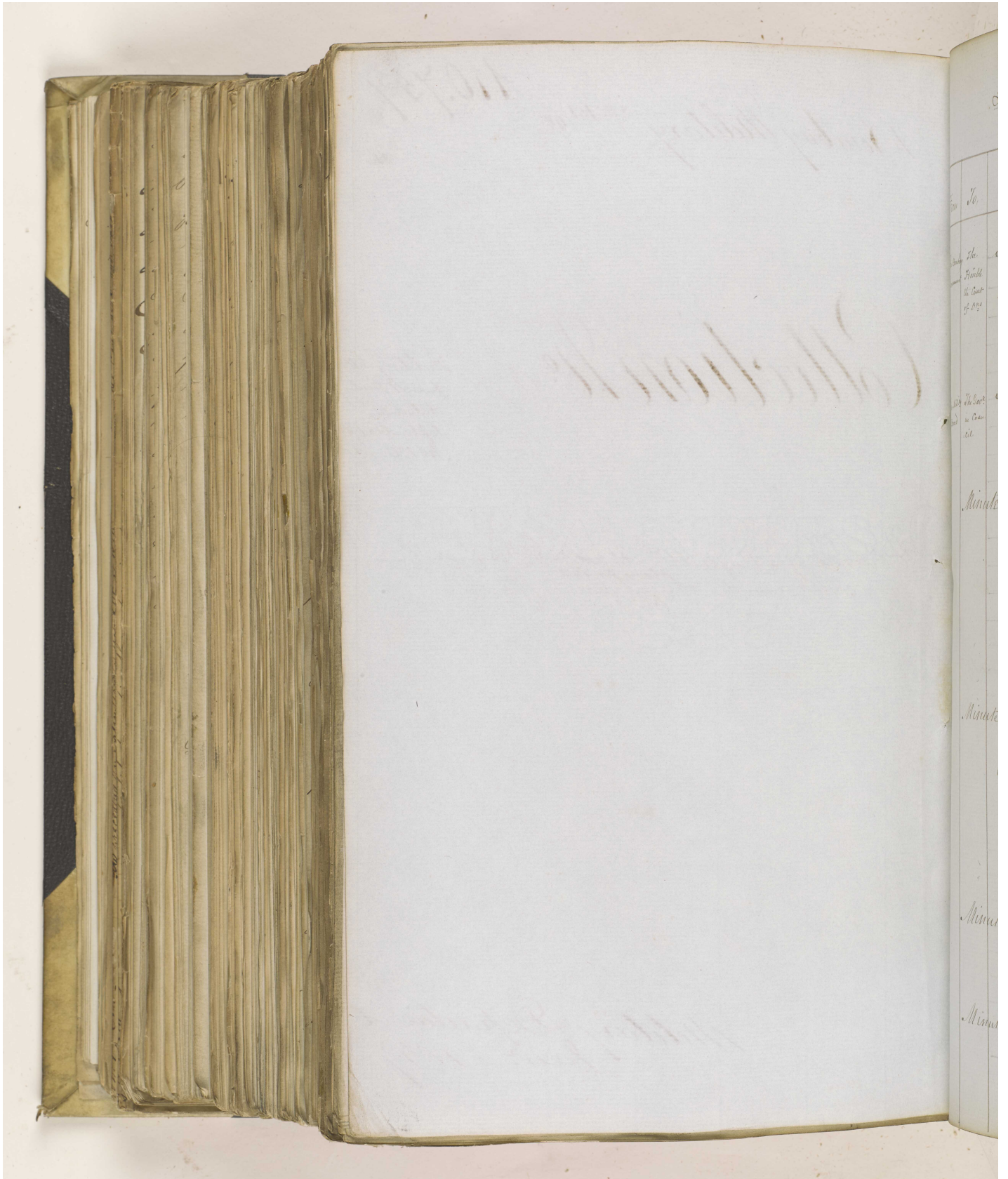
Most of the material dates from 1846-47, except from minor extracts of letters cited in Jacob's letter. These extracts date from 1844.

The title page of the item contains the following references: 'Bombay Military', 'P.C. [Previous Communication] 5942, Draft 151/48', 'Collection No. 3' and 'Military Department, Dec[embe]r 1847'.

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [694r] (1/56)



'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [694v] (2/56)



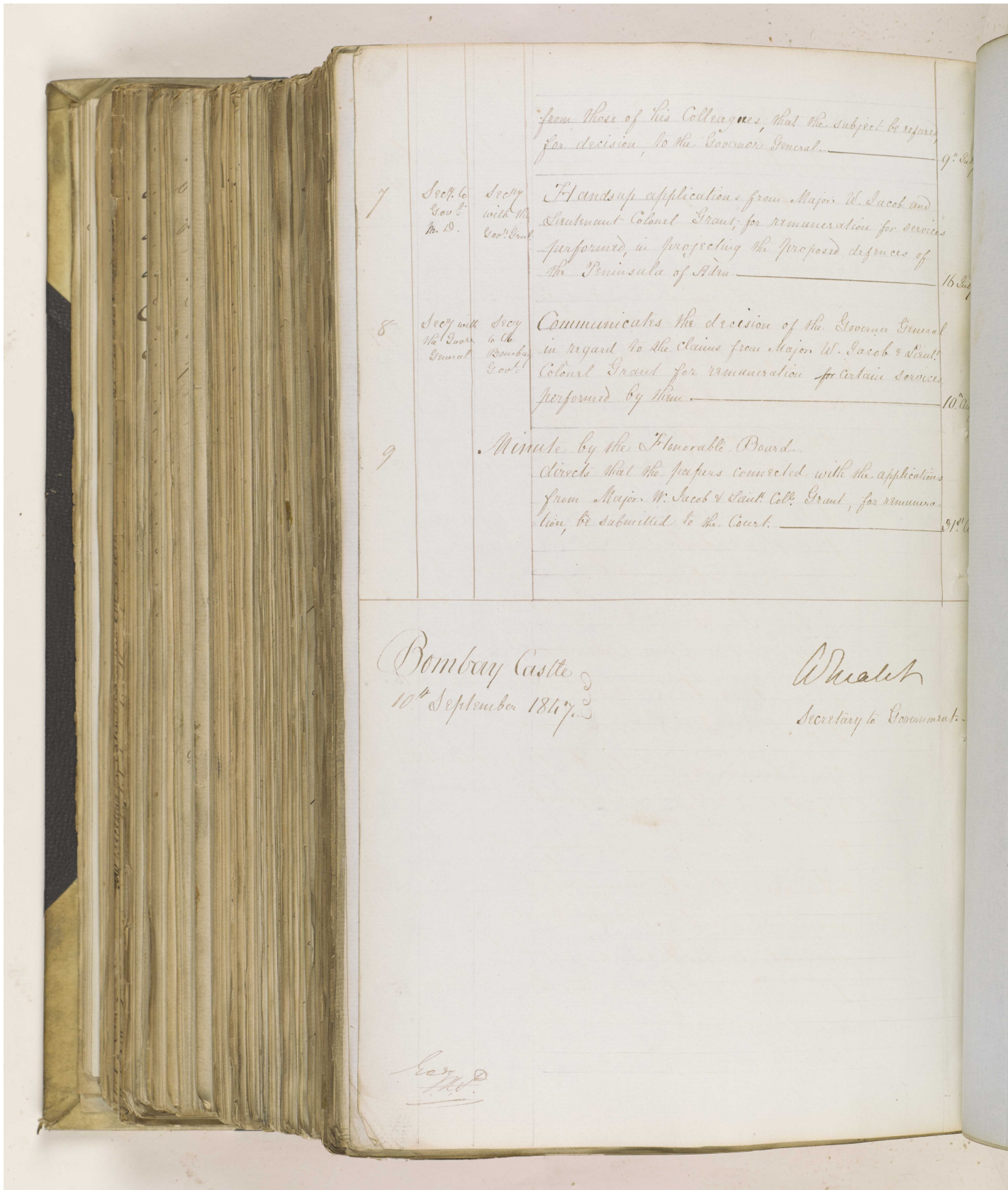
'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [695r] (3/56)

List of Contents of the Packet:-

From	To	Subject	Dates of Docs
The Secretary Government	The Honble the Court of Dir.	Submits for consideration proceedings relative to a claim preferred by Major W. Jacob and Lieut Colonel Grant, for remuneration for the duty performed by them in projecting the proposed defences of the Peninsula of Aden.	18 <sup>th</sup> Sept.
The Secy in Council	The Govt. in Council	Submit two letters from Major Jacob & Lieut Col. Grant, soliciting a remuneration for the duty performed by them in projecting the proposed defences of the Peninsula of Aden.	18 <sup>th</sup> May
		Minute by the Honorable the Governor. States that he cannot recognize the claim of Major Jacob and Lieut Col. Grant for remuneration for services performed by them in projecting the defences of the Peninsula of Aden, as the Government has a right to require and employ the entire time and labours of its officers in whatever direction the public service may require.	15 <sup>th</sup> June
		Minute by the Honble Mr. Reid. States that whilst he concurs in the opinion expressed by the Honorable the President, yet he thinks that it would scarcely be just, on the part of the Government to impose on an officer, holding an appointment to which only small salary is attached, duties of great labor and responsibility without considering his claim to remuneration.	24 <sup>th</sup> June
		Minute by the Honble Mr. Willsoughby. Considers Major Jacob & Lieut Colonel Grant entitled to some remuneration for the services they have performed.	25 <sup>th</sup> June
		Minute by the Honorable the Governor concurred by the Board. States that as the views he has taken of the question differ from	

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'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [695v] (4/56)



'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [696r] (5/56)

Military Letter from Bombay  
dated 10<sup>th</sup> September 1847 No 170

1. We have the honor to forward Copies of our proceedings relative to claims preferred by Major W. Jacob of the Artillery and Lieutenant Colonel C. W. Grant of the Engineers, for remuneration for the duty performed by them, in projecting the proposed defences of the Peninsula of Aden, together with copy of a despatch from the Secretary with the Right Honble the Governor General of India dated the 10<sup>th</sup> August last on the subject.

2. We would respectfully observe that Major Jacob equally with Lieutenant Colonel Grant, devoted his time and talents to the completion of the Aden plans and reports, after the return of the Committee to Bombay —  
The

(696)

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [696v] (6/56)

The Statement made in Major Jacob's letter is quite correct viz. "for the greatest portion of the two years and one month that I was employed on the Aden duties in India, I held charge also of my own department, performing the double duties on the Salary of the Powder Agency alone - and Government sustained, during the greatest part of that period, no additional expense in having to pay for a substitute as Powder Agent."

3. The claims of Major Jacob and Lieutenant Colonel Grant, rest on the same ground viz the accession of trouble and work imposed after the return from Aden, while engaged in drawing up their plans and reports, in addition to the performance of their ordinary duties.

4. With this explanation, we beg to commend the subject to the favorable attention of your Honble Court.

now the  
after the  
St. August  
from the  
Grant's  
in 1747

Monday  
B. Office  
May 1847

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [697r] (7/56)

3

N<sup>o</sup> 2572 of 1847

From the Military Board  
To The Honble G. R. Clerk

Governor and President in Council

Dated 13<sup>th</sup> May 1847

Honble Sir,

We have the honor to sub-

mit the accompanying letters as per

Letter from Major W. Jacob  
dated Brighton Surrey  
31<sup>st</sup> August 1845  
Letter from Lieut. Col. W.  
Grant dated Muballesh.  
Nov 11<sup>th</sup> May 1847

Margin from Major W.

Jacob and Lieutenant

Colonel Grant, soliciting

a remuneration for the

duty performed by them

in projecting the proposed Defences of  
the Peninsula of Aden -

2 Colonel Grant also requests  
further remuneration for the duty he  
continues to perform as Superintending  
Engineer Aden.

3 We beg most strongly to  
recommend these applications for  
the favorable consideration of your  
Honble Board -

We have the honor to be  
Sd<sup>g</sup> Geo. Moore Lieut. Col.  
Military and General  
" Geo. Jellicoe Lieut. Col.  
Commandant  
Chief Engineer  
" J. Swanson Major  
Member Brity Board -

Bombay  
Military B<sup>d</sup> Office,  
13<sup>th</sup> May 1847

(697)



To  
The Secretary to the Military Board  
Bombay

Sir,

The final decision of the Government of India having at length been given to the defences of Aden as projected by the Special Committee, of which Lieutenant Colonel C. W. Grant and myself were the Members, and orders having been given for those Defences to be commenced upon, I trust I may now without impropriety, respectfully solicit of the Military Board and Government an indulgent consideration of the nature and extent of the duty performed. -

It is upon record, that we received our orders to proceed to Aden in November 1842, that we left India for Aden by Steamer on the 5<sup>th</sup> December 1842, that the conclusion we arrived at of the impolicy of proceeding with the interior defences which we found in progress and which if our plans were approved of, would all require to be removed, led to my sanctioned return to Bombay by Steamer on 13<sup>th</sup> February 1843, when

WJG

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [698r] (9/56)

5

own views as thus explained and our suspension of the existing works received the approval of Government pending the completion of our detailed plans and report then under preparation.

I returned to Aden by Steamer of the 1<sup>st</sup> March 1843, and the preliminary Survey being all completed the Special Committee left Aden for the Presidency on the 13<sup>th</sup> April 1843 from which time till the 2<sup>nd</sup> January 1845, when I quitted India on furlough embracing a period of two years and one month, we were almost without intermission employed in the preparation of reports and plans connected with the Aden defences, and in replying to references from the Governor General and Bombay Government on every variety of Subject connected with the Aden public Works, either those in progress or projected, and upon the revision of the originally planned defences which revision arose <sup>of the original views of the character</sup> out of the defences requisite for Aden as subsequently entertained by the Authorities, and not from any defect of design or omission in the Committee's project, and therefore involving additional labor for which the Committee were

in  
(698)

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [698v] (10/56)

in no way respon-  
sible in support of  
which it is only ne-  
cessary to refer to  
the complete appro-  
val our original  
plans received from  
the Home Authori-  
ties on the opinion  
of Major General  
Pasley G. O. Royal  
Engineers, who was  
consulted thereupon  
by the Hon'ble  
Court as per annexed  
Extracts.

Hon'ble Court's letter No. 29 5<sup>th</sup> June 1844  
Military Department  
"We desire to express our high sense  
of the professional knowledge, skill and  
zeal displayed by Major Jacob and Grant  
in executing the Government's orders  
to them by your Government."

Extract from Govt. Letter No. 2900  
Bombay Castle 1<sup>st</sup> August 1844

"It is a pleasing duty of the Hon'ble  
the Governor in Council to communicate  
to the Special Committee the high-  
ly gratifying testimony borne by the  
Hon'ble Court and by His Excellency the  
Governor General to the value of their  
labors, and at the same time to add an  
expression of the high satisfaction which  
this Government has derived not only from  
the decided professional talent that has  
been displayed but from the zeal and  
industry which the Special Committee  
have manifested throughout the under-  
taking"

Situated as I there am, it is  
not in my power to cite precedents in  
support of my appeal; but they are not  
wanting; and I trust it will not be consi-  
dered either unreasonable or improper  
in me to indulge the hope that the  
successful execution of onerous and  
highly responsible duties undertaken  
in addition to the ordinary employment  
of its Officers should in the present case  
be considered by Government worthy of  
a corresponding remuneration. - A

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [699r] (11/56)

7

A reference to the voluminous Aden Reports and plans submitted to Government in triplicate will relieve this Statement from a suspicion of an endeavour unduly to magnify the extent of the Committers work the preparation of these in original as well as the copies of some of them now before the Court involved no slight degree of personal labor extending throughout a lengthened period of time performed from nearly any recreation in the intermissions of our other duties and my appeal will be strengthened I trust by the fact that for the greatest portion two years and one month that I was employed on the Aden duties in India, I held charge also of my own department performing the double duties on the Salary of the Powder Agency alone, and that Government sustained during the greatest part of that period no additional expense in having to pay for a Substitute as Powder Agent

My representation will I trust meet with an indulgent and liberal consideration as coming from one who without presumption it may be in

Yours  
(699)

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [699v] (12/56)

truth be affirmed has throughout nearly  
31 years of Public Service made the  
Interests of Government his own, as attested  
especially by the substantial reductions  
in the cost of the Gun powder and the  
successful establishment of the percussive  
Gun cap Manufactory at Bombay  
Craydon Juny I have the honor to  
Aug. 31. 1845. sign W. Jacob  
Major Bombay Artillery

To

The Secretary to the Military Board  
Bombay

Sir,

As my appointment of Super-  
intending Engineer of Aden has virtually  
cancelled my duties as Member of the  
Special Committee on the Aden Defences,  
I trust I may now, with Major Jacob  
the other Member of the Committee,  
most respectfully solicit of the Military  
Board and Government an indulgent  
consideration of the nature and extent  
of the duties performed by that Committee.  
Major Jacob whose application  
on the same subject bearing date bearing  
the 31. August 1845. I have now the honor  
to

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [700r] (13/56)

9

to annex has so clearly pointed out the extent and importance of the duties entrusted to us up to his departure for England on the 2<sup>d</sup> January 1845, that I have little to add to what he has written except that from that date until the 1<sup>st</sup> November 1845 or nearly two years more - I was continually employed as the remaining member of the Special Committee in projecting and drawing plans for new Landward Defences revised agreeable to the directions of the Right Honorable the Governor General in answering all references made to me regarding the progress of the works at Aden and every thing connected with the construction of the Defences, regarding which the Military Board were pleased to write in July 1845. That they assured me that "they as well as higher Authorities, appreciate the great aid I had afforded by my able and careful revision of the reports Plans and propositions of the Executive Engineer, and which for such purposes rendered the official appointment of Superintending Engineer unnecessary".

J  
700

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [700v] (14/56)

3 I shall not recapitulate the claims for consideration urged by Major Jacob, but would most respectfully beg attention to the very onerous and responsible nature of the duties imposed upon the Members of the Special Committee involving a very large outlay of public money, and as I am proud to believe that we were selected by Government for this responsible trust from the peculiar qualifications for the Service we were supposed to possess, and as these duties have been performed entirely in addition to those of our respective appointments, I feel a confident trust that Government will award some remuneration for extra services thus rendered—

4 In addition to the highly favorable and flattering testimonials to our exertions and labors as Members of the Special Committee quoted by Major Jacob, I have so frequently since that Officer's departure been honored with similar expressions of approval from the Authorities in India that I feel a proud confidence that my labours  
in.

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [701r] (15/56)

11

in this duty have been fully and freely appreciated, and I am the more emboldened now to urge upon the liberal consideration of Government the grant of some reward for these extraordinary services - from understanding that a precedent is to be found in a late grant of the Honble Court of Directors to Lieutenant Colonel Irvine of the Bengal Engineers in circumstances of a similar nature, not to mention some that have occurred in our own Presidency, and trust that this will be considered as sufficient grounds for these our applications being submitted to the Supreme Government or Honble the Court of Directors for their approval.

5. Whilst therefore I trust that Government will give their liberal consideration to my claims when employed in conjunction with Major Jacob and for nearly two years subsequent to his departure, as Member of the Aden Special Committee during the whole of which period with the exception of the 4 months we were at Aden, I also conducted without intermission the whole duties of my appointment of Superintending Engineer

(701)



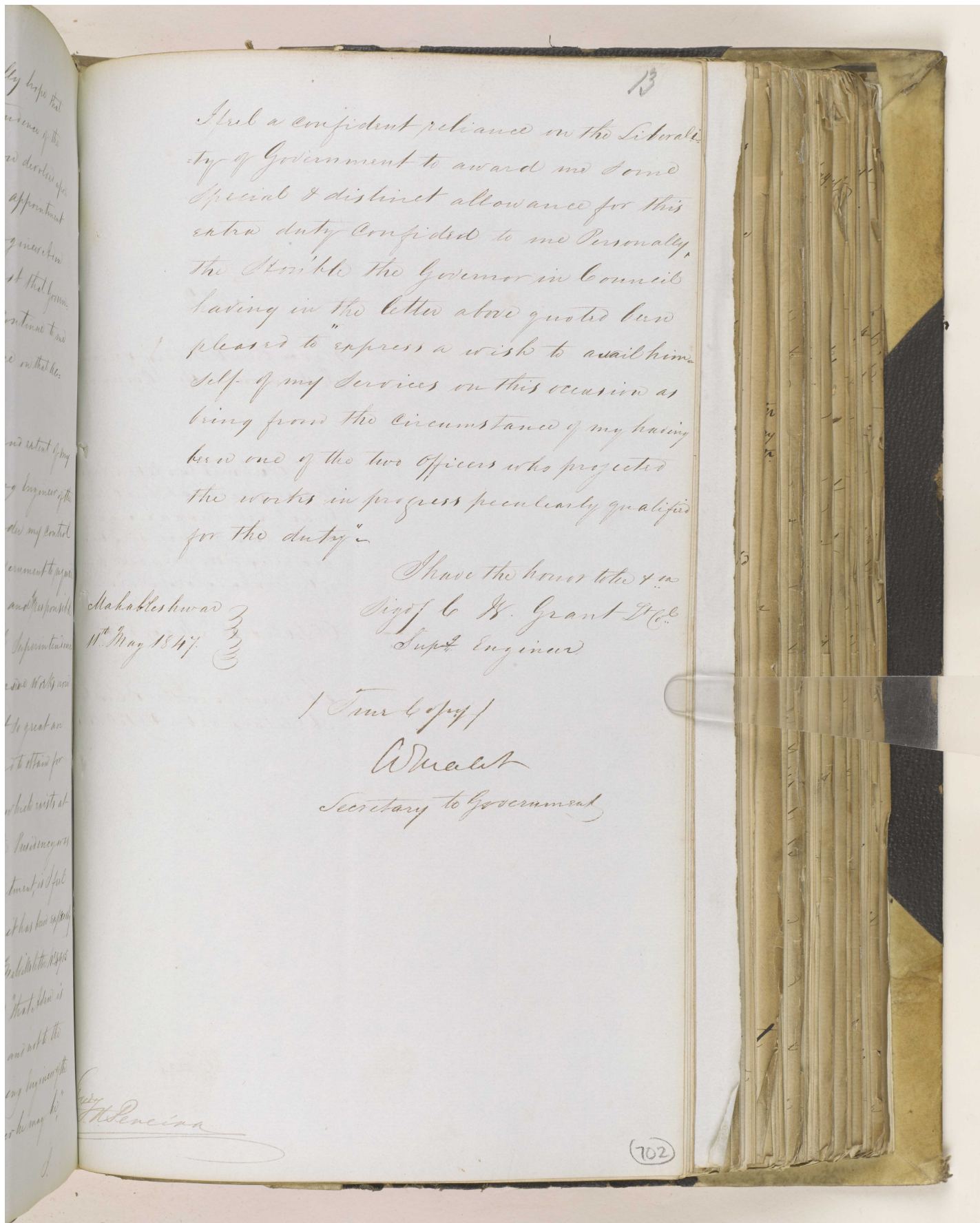
'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [701v] (16/56)

S. P. I most respectfully hope that as the entire Superintendance of the works at Aden has now devolved upon me consequent on my appointment as Superintending Engineer at Aden on the 5<sup>th</sup> November last that Government will liberally continue to me some Special allowance on that account.

The nature and extent of my duties as Superintending Engineer of the extensive province under my control is too well known to Government to require any remark from me, and the responsible nature of the Professional Superintendance of the important Defensive Works now constructing at Aden at so great an outlay of Public Money and to obtain for which, that Supervision which exists at every other Station in the Presidency was the object of my appointment, is I fully appreciate, and as it has been expressly declared (see Genl. Col. Melville's letter No. 4915 of the 29<sup>th</sup> Oct. 1845. Para. 7) "that Aden is attached to me personally and not to the range of the Superintending Engineer of the Southern Provinces whoever he may be,"

J.

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [702r] (17/56)



13

And a confident reliance on the Liberali-  
ty of Government to award me some  
Special & distinct allowance for this  
extra duty confided to me Personally,  
The Honble the Governor in Council  
having in the letter above quoted been  
pleased to express a wish to avail him-  
self of my Services on this occasion as  
being from the Circumstances of my having  
been one of the two Officers who projected  
the works in progress peculiarly qualified  
for the duty:-

I have the honor to be  
Signed G. H. Grant Lt Col  
Supt Engineer

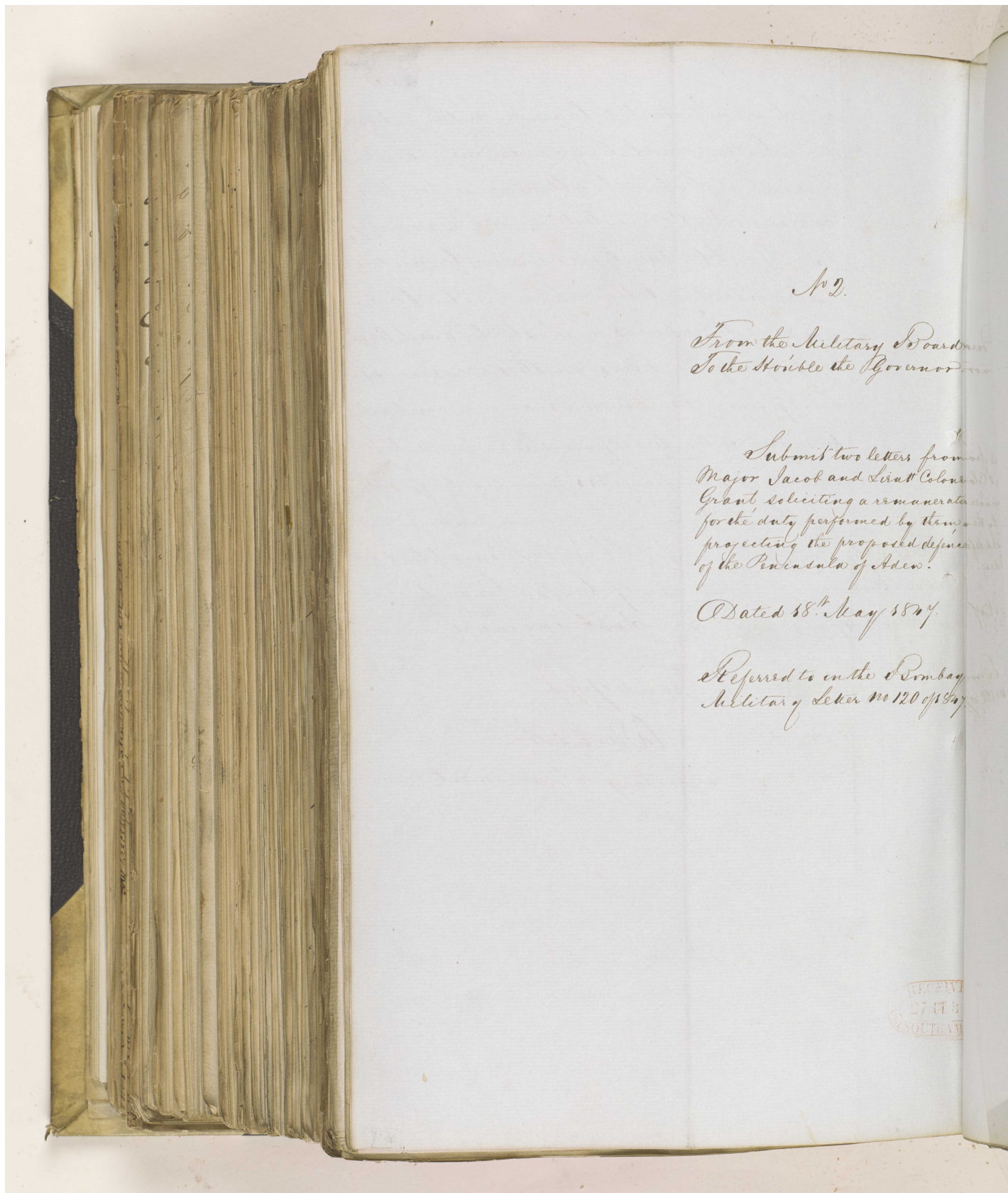
Mahableshwar  
11th May 1847

(True Copy)  
Wheat  
Secretary to Government,

Wheat

(702)

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [702v] (18/56)



No 2.

From the Military Board  
To the Honble the Governor

Submit two letters from  
Major Jacob and Lieut Colonel  
Grant, soliciting a remuneration  
for the duty performed by them  
projecting the proposed defences  
of the Peninsula of Aden.

Dated 18<sup>th</sup> May 1824.

Referred to in the Bombay  
Military Letter No 120 of 1824.

RECEIVED  
27 FEB  
SOUTHEAST

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [703r] (19/56)

15

Minute by the Honible the Governor  
dated 15<sup>th</sup> June 1847.

Lieutenant Colonel Grant  
of the Engineers, and Major Jacob of the  
Artillery, were ordered by Government  
in 1842 to proceed to Aden to examine  
into the works then under construction  
there, and to report upon the best mode  
of fortifying that Peninsula.

In the performance of the duty  
assigned to them, these officers displayed  
high professional talent, and great zeal  
and ability which elicited the warm  
commendations of the Indian and Home  
Governments. But neither the Governor  
General, nor the Double Court while  
expressing their Satisfaction derived from  
the manner in which the Commission  
was executed, ever alluded to the pro-  
priety of conferring a pecuniary re-  
ward upon the officers employed, and  
to bestow such gratuity now, after the  
lapse of so long a time, since the com-  
mission must be considered to have closed,  
might form an embarrassing precedent  
and lead to claims in other quarters for  
remuneration for services well perform-  
ed but past and concluded long ago.

It is undoubtedly true that  
the

(703)

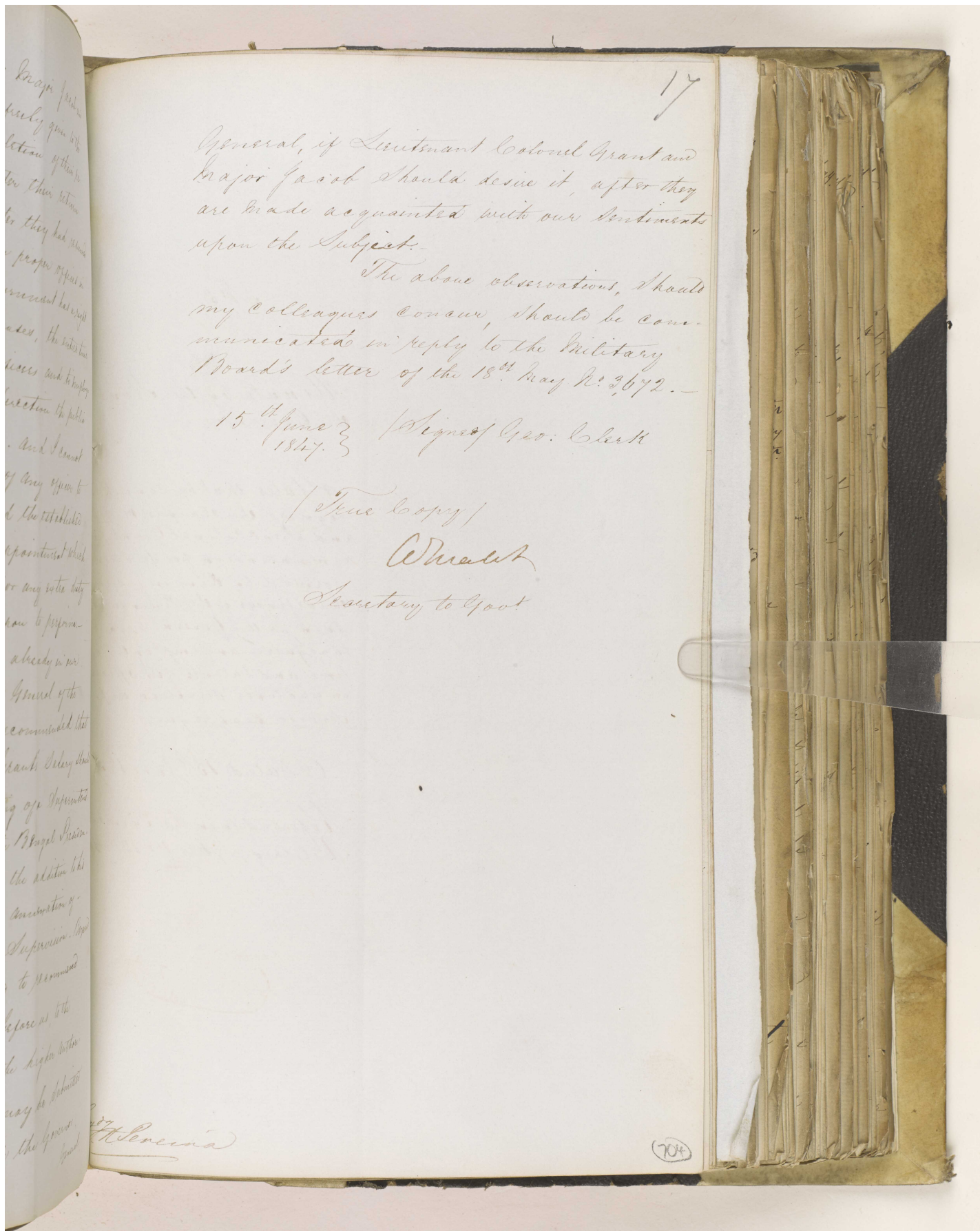
From the...  
Submitted to  
Major Jacob and  
Grant selected  
for the duty...  
of the Peninsula  
Dated 18<sup>th</sup> June  
Refused to...  
Military...

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [703v] (20/56)

the time and labor of Major Jacob and Colonel Grant were freely given to the execution and completion of their reports and plans after their return from Aden, and after they had resumed the duties of their own proper offices in India. But the Government has a right to require, when it pleases, the entire time and talents of its officers and to employ them in whatsoever direction the public service may demand. and I cannot recognize the claim of any officer to remuneration beyond the established allowances of his appointment which are always liberal, for any extra duty he may be called upon to perform.

We have already in our letter to the Governor General of the 27<sup>th</sup> May last, recommended that Lieutenant Colonel Grant's salary should be raised to the footing of a Superintending Engineer under the Royal Presidency, in consideration of the addition to his charge caused by the annexation of Aden to his circle of supervision. Beyond this I am not prepared to recommend the application now before us, to the favorable attention of the higher authorities, but the papers may be submitted to the Right Honorable the Governor General.

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [704r] (21/56)



17  
General, if Lieutenant Colonel Grant and Major Jacob should desire it, after they are made acquainted with our sentiments upon the Subject.

The above observations, should my colleagues concur, should be communicated in reply to the Military Board's letter of the 18<sup>th</sup> May N<sup>o</sup>. 2672.

15<sup>th</sup> June 1847. Signed Geo. Clerk

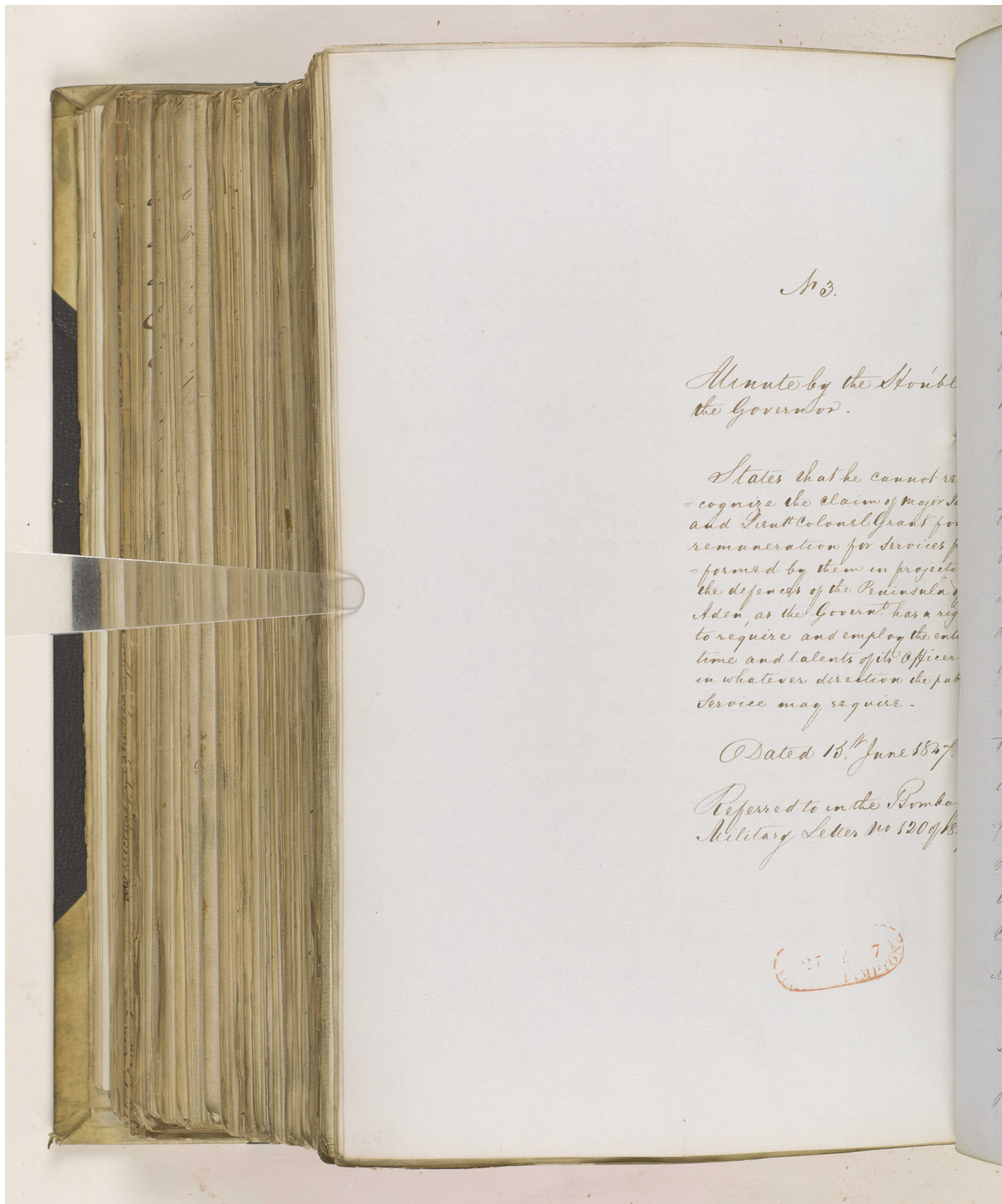
(True copy)

Wheat

Secretary to Govt

(704)

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [704v] (22/56)



No. 3.

Minute by the Honble  
the Governor.

States that he cannot re-  
-cognize the claims of Major  
and Lt Col Grant for  
remuneration for services per-  
-formed by them in projects  
the defences of the Peninsula of  
Aden, as the Govern<sup>t</sup>. has a rig<sup>t</sup>  
to require and employ the ent<sup>ire</sup>  
time and talents of its Officers  
in whatever direction the pub<sup>lic</sup>  
service may require.

Dated 15<sup>th</sup> June 1827.

Referred to in the Bombay  
Military Letter No 120 of 18.



'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [705r] (23/56)

19  
Minute by the Hon'ble Mr. Reid.  
dated 24 June 1847.

Lieutenant Colonel Grant while employed on the Aden Committee was so in the strict line of his professional duty. The same can scarcely be said at least to the same extent of Major Jacob.

The Government has unquestionably the right to require all the time and talents of its officers, in whatever way it may deem the public service to demand, but it ought to consider the question of remuneration in reference to the nature of the duties imposed on them. It would scarcely be just to impose on an officer holding an appointment to which a very small salary is attached, other duties of such labor and responsibility without considering his claim to further remuneration.

It may possibly be that Lieutenant Colonel Grant and Major Jacob, being in receipt of their salaries

as  
705



'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [705v] (24/56)

as Superintending Engineer, and  
Gun powder Agent were amply re-  
munerated for devoting a portion of  
their time to the Aden Defences. But  
I should be sorry to see their claims  
sent on to higher Authority with an  
opinion so decidedly adverse as that  
recorded by the Honble the President.  
These Officers have certainly done  
good Service to the State, and I would  
leave it to the Supreme Government  
or the Honble the Court to decide on  
their present representations.

24<sup>th</sup> June 3  
1847

Sign'd L. R. Reid

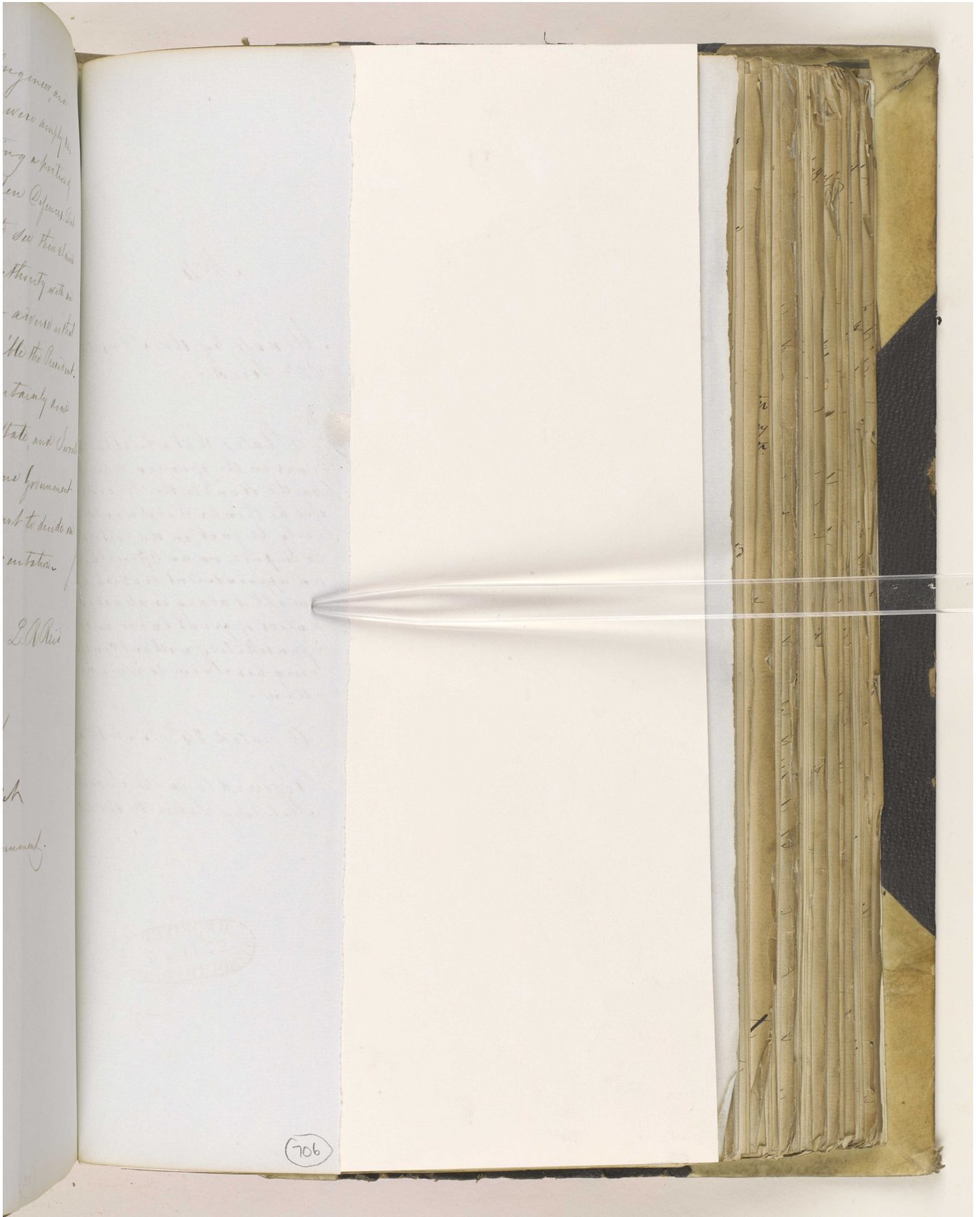
(True copy)

W. M. A. S.

Secretary to Government.

*[Handwritten signature]*

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [706r] (25/56)





No 11.

Minute by the Honble  
Mr Peck.

States that whilst he con-  
-curs in the opinion expressed  
by the Honble the President  
yet he thinks that it would be  
-early be just on the part of the  
to impose on an Officer, holding  
an appointment to which an  
-small salary is attached, for  
duties of great labor and res-  
-ponsibility, without consider-  
-ing his claim to remunera-  
-tion -

Dated 24<sup>th</sup> June 1829.

Referred to in the Bombay  
Military Letter No 120 of 1829.



'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [707r] (27/56)

21

Minute by the Honble W. Pitt Rivers  
dated 25<sup>th</sup> June 1847.

I think the application of  
Major Jacob and Lieutenant Colonel  
Grant should be submitted for the  
favorable consideration of the Right  
Honble the Governor General of India.

The duty in which they were  
employed was special and was perform-  
ed in a manner highly creditable to  
them and evincing great zeal and pro-  
fessional knowledge of a high order.  
It likewise subjected these officers to  
considerable personal trouble and in-  
convenience, and to some expence for  
which it appears to me they are entitled  
to some extra remuneration.

Had Major Jacob and Lieut.  
Colonel Grant merely performed the  
duty for which they were selected, at  
Aden receiving the salaries of their res-  
pective situations, the duties of which  
were performed by other officers, their  
claim for extra remuneration would  
not perhaps be so strong. It is however

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'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [707v] (28/56)

a well-known fact, that these duties did not cease on their return from Aden, but continued to be performed by them with zeal and ability for a long period subsequently, in addition to the duties of their ordinary offices-

25<sup>th</sup> June  
1847

Signd J. P. Willoughby

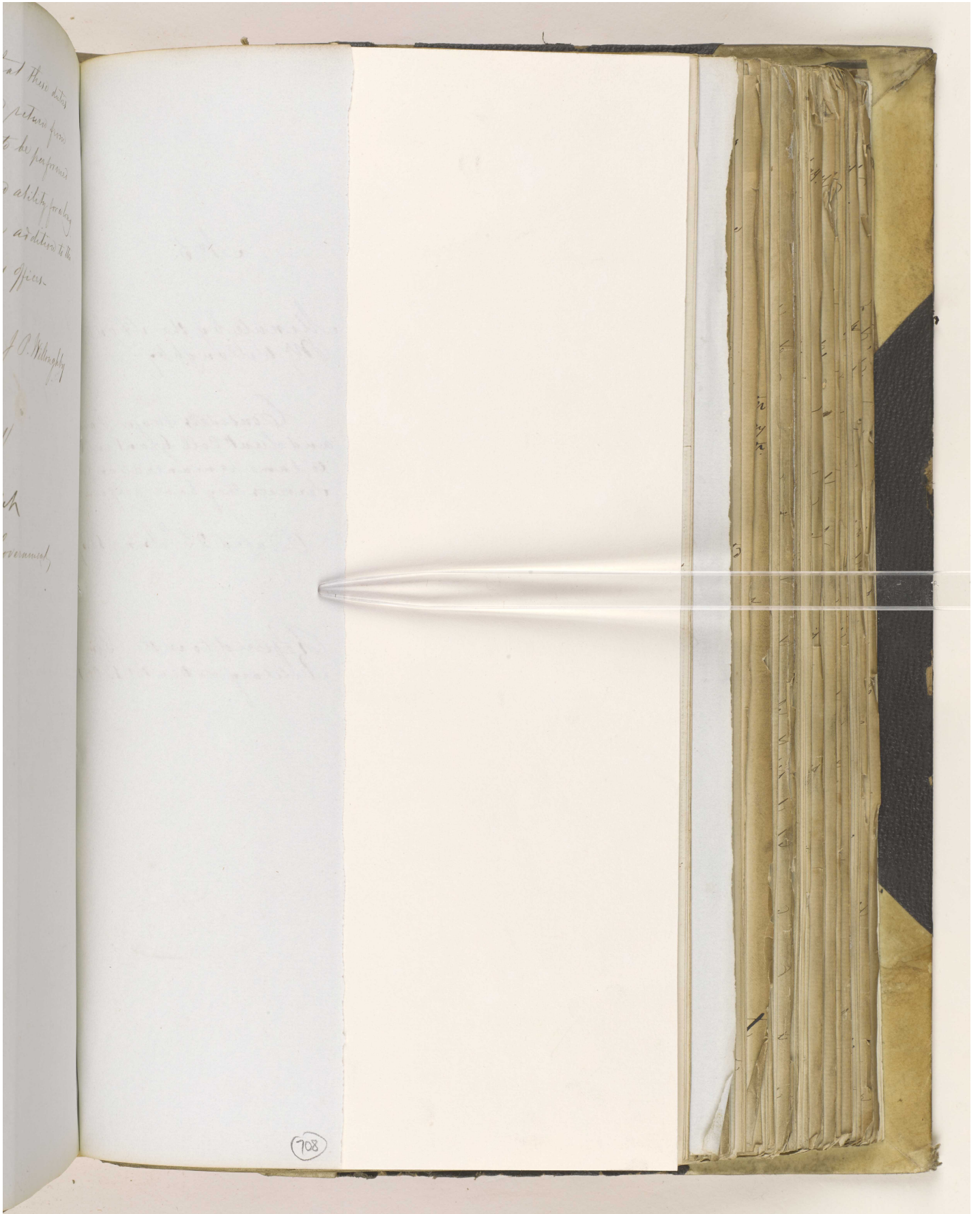
/ Enclosed

W. M. A. L. H.

Secretary to Government,

W. M. A. L. H.

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [708r] (29/56)



'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the  
defences of Aden' [708v] (30/56)



'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [709r] (31/56)

23

Further Minute by the Honble the Governor dated 9<sup>th</sup> July 1817.

I have already stated at length the opinions which I entertain on this question; and as these differ from the view taken by my colleagues, I can have no objection to the case being submitted for the consideration of the Right Honble the Governor General.

I beg however to remark with regard to the grounds for a compliance with the application preferred, which are stated by Mr. Willoughby, that I have recorded my sentiments with regard to "personal trouble and inconvenience", but with respect to "expense", I never doubted that these officers were entitled to compensation for any additional expense entailed upon them by the additional duties they were called upon to perform. I do not suppose, however, that any such extra expenses have been allowed to remain unliquidated by the Government.

9<sup>th</sup> July 1817. / Signed G. Clerk

[True copy]

Wm. A. Clerk

Secretary to Govt.

709



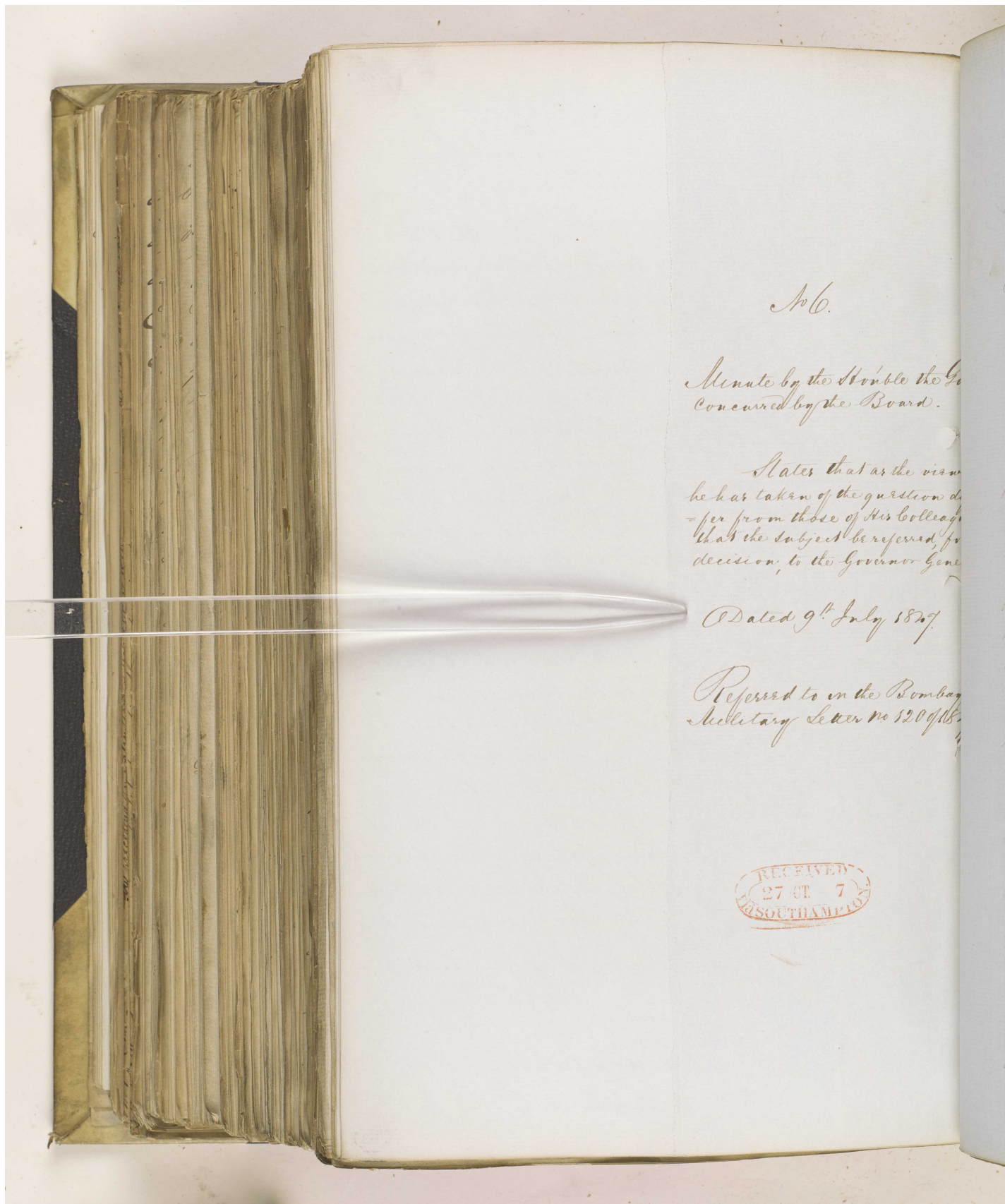
'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the  
defences of Aden' [709v] (32/56)



'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [710r] (33/56)



'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [710v] (34/56)



'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [711r] (35/56)

25

N<sup>o</sup> 3064 of 1847

To the Secretary to Government  
Military Department  
To the Secretary with the Right Honble  
the Governor General  
Dated 15<sup>th</sup> July 1847

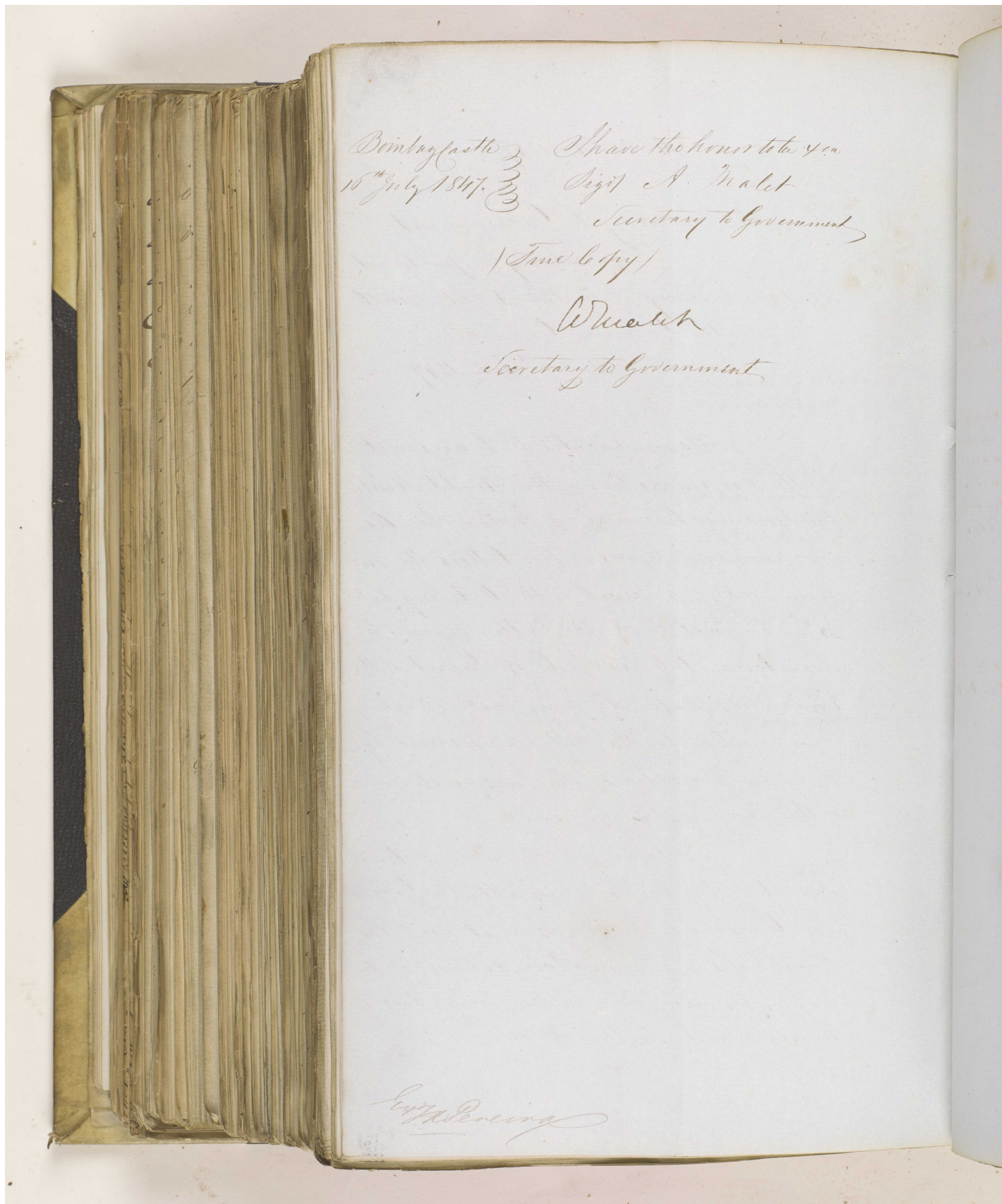
Sir,

I am directed to transmit  
for the consideration of the Right Honble  
the Governor General of India the ac-  
companying copies of two letters the one  
from Major W. Jacob of the Artillery dated  
31<sup>st</sup> August last, the latter from  
Lieutenant Colonel C. R. Grant of the  
Engineers dated 11<sup>th</sup> May last, soliciting  
remuneration for the duty performed by  
them in projecting the proposed defences  
of the Peninsula of Aden

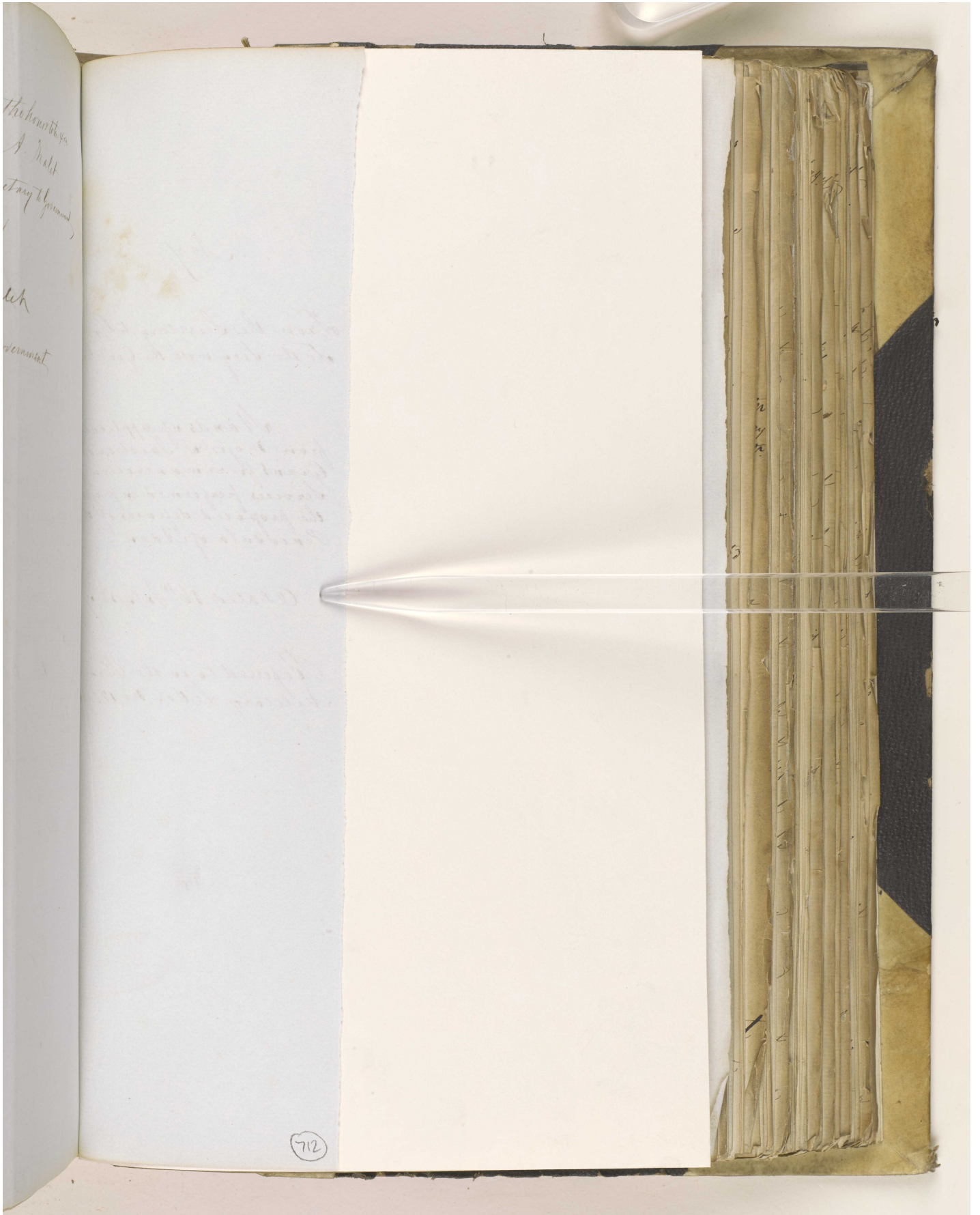
I am at the same time  
directed by the Honorable the Governor  
in Council to transmit for His  
Lordship's information, copies of the  
Minutes recorded by the Members of  
Government on this case-

J.  
(711)

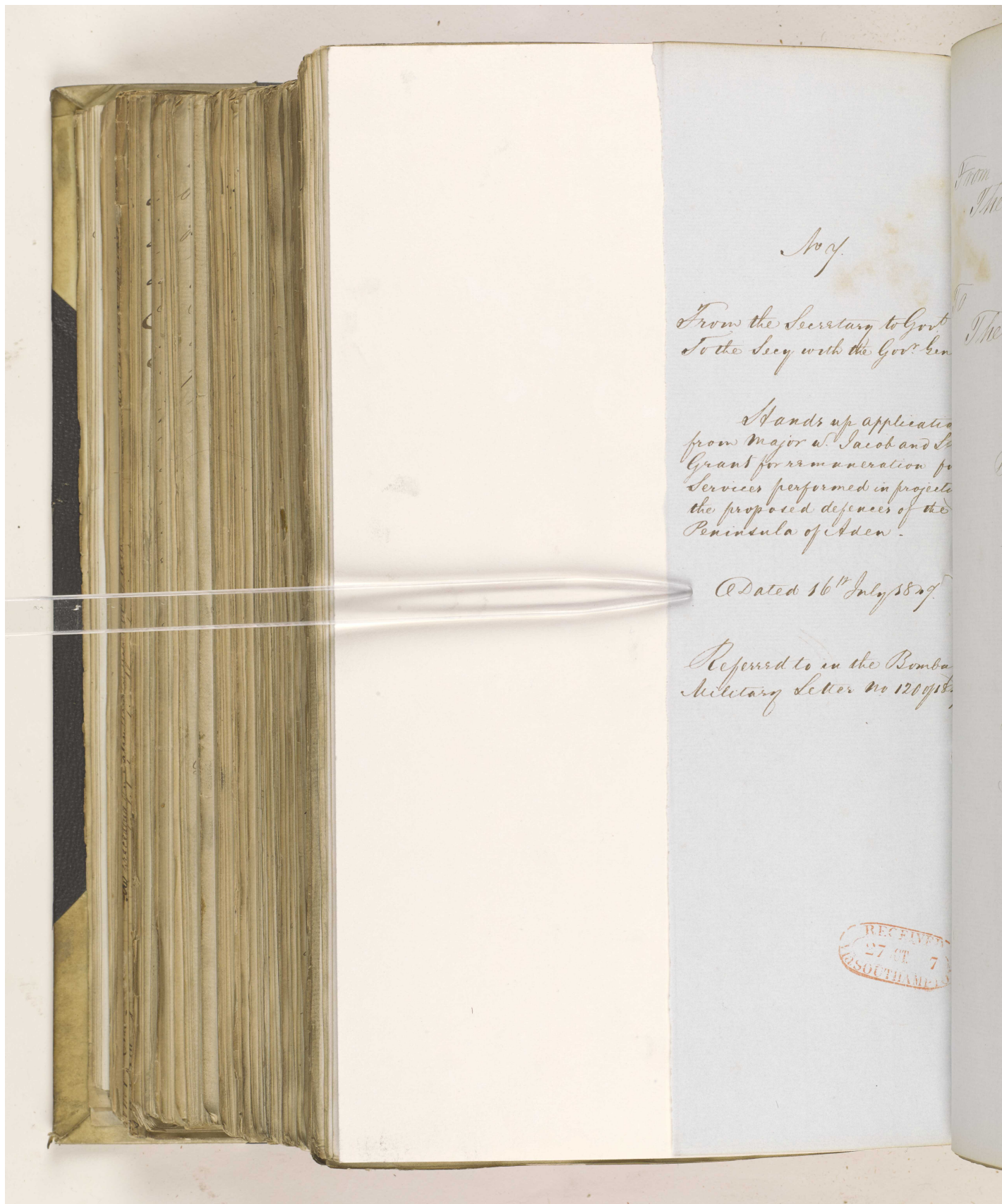
'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [711v] (36/56)



'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [712r] (37/56)



'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [712v] (38/56)



Adj.

From the Secretary to Govt  
To the Secy with the Gov: Genl

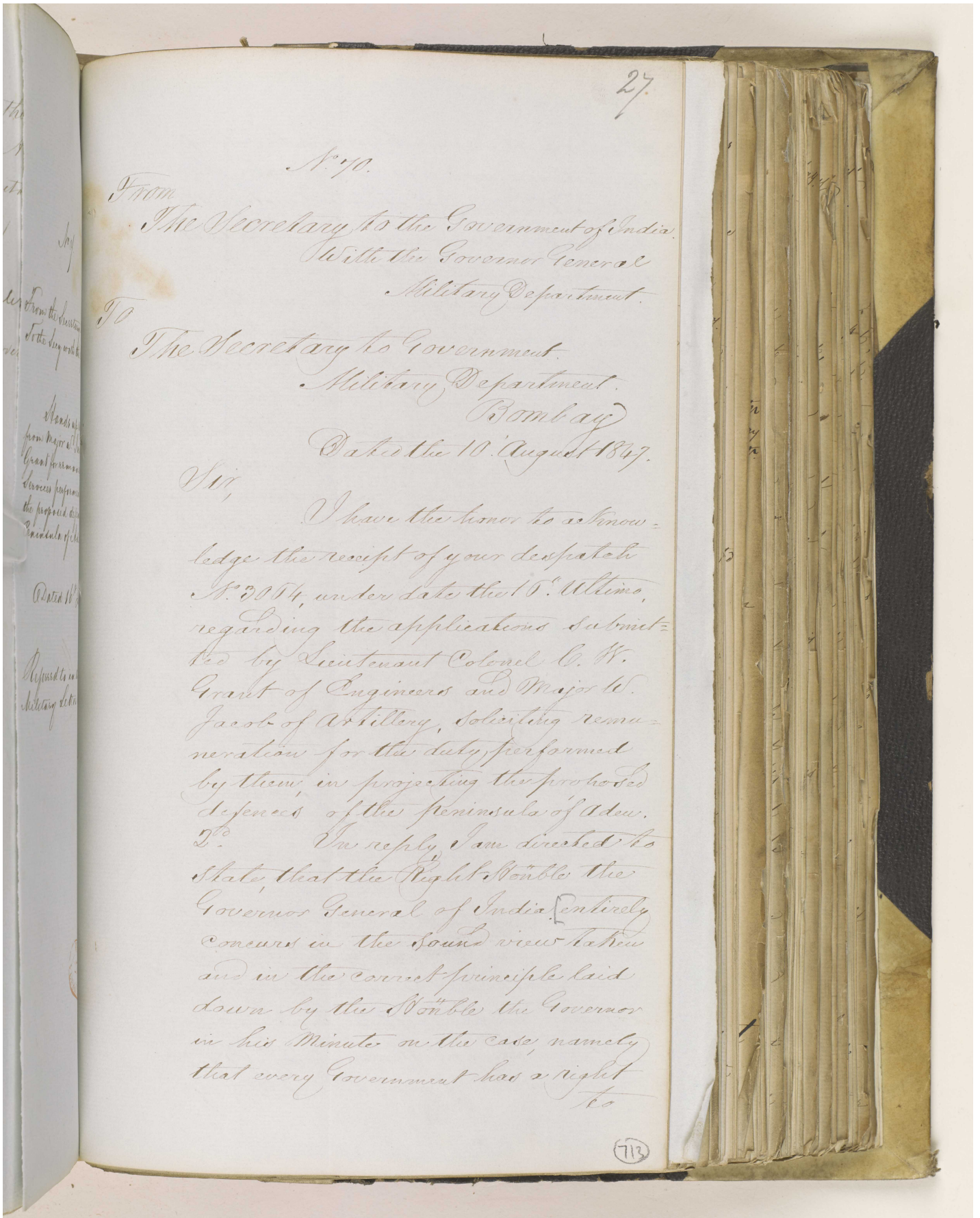
Stands up application  
from Major W. Jacob and Lt  
Grant for remuneration for  
services performed in projects  
the proposed defences of the  
Peninsula of Aden.

Dated 16<sup>th</sup> July 1827

Referred to in the Bombay  
Military Letter no 120 of 1827

RECEIVED  
27 OCT 7  
SOUTHAMPTON

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [713r] (39/56)



27

N<sup>o</sup> 70.

From  
The Secretary to the Government of India  
With the Governor General  
Military Department.

To  
The Secretary to Government.  
Military Department.  
Bombay

Dated the 10 August 1847.

Sir,

I have the honor to acknow-  
ledge the receipt of your despatch  
N<sup>o</sup> 2054, under date the 10<sup>th</sup> Ultimo,  
regarding the applications submit-  
ted by Lieutenant Colonel C. W.  
Grant of Engineers and Major W.  
Jacob of Artillery, soliciting remun-  
eration for the duty performed  
by them, in projecting the proposed  
defences of the peninsula of Aden.

In reply I am directed to  
state, that the Right Hon<sup>ble</sup> the  
Governor General of India entirely  
concur in the sound view taken  
and in the correct principle laid  
down by the Hon<sup>ble</sup> the Governor  
in his Minute on the case, namely  
that every Government has a right  
to

713



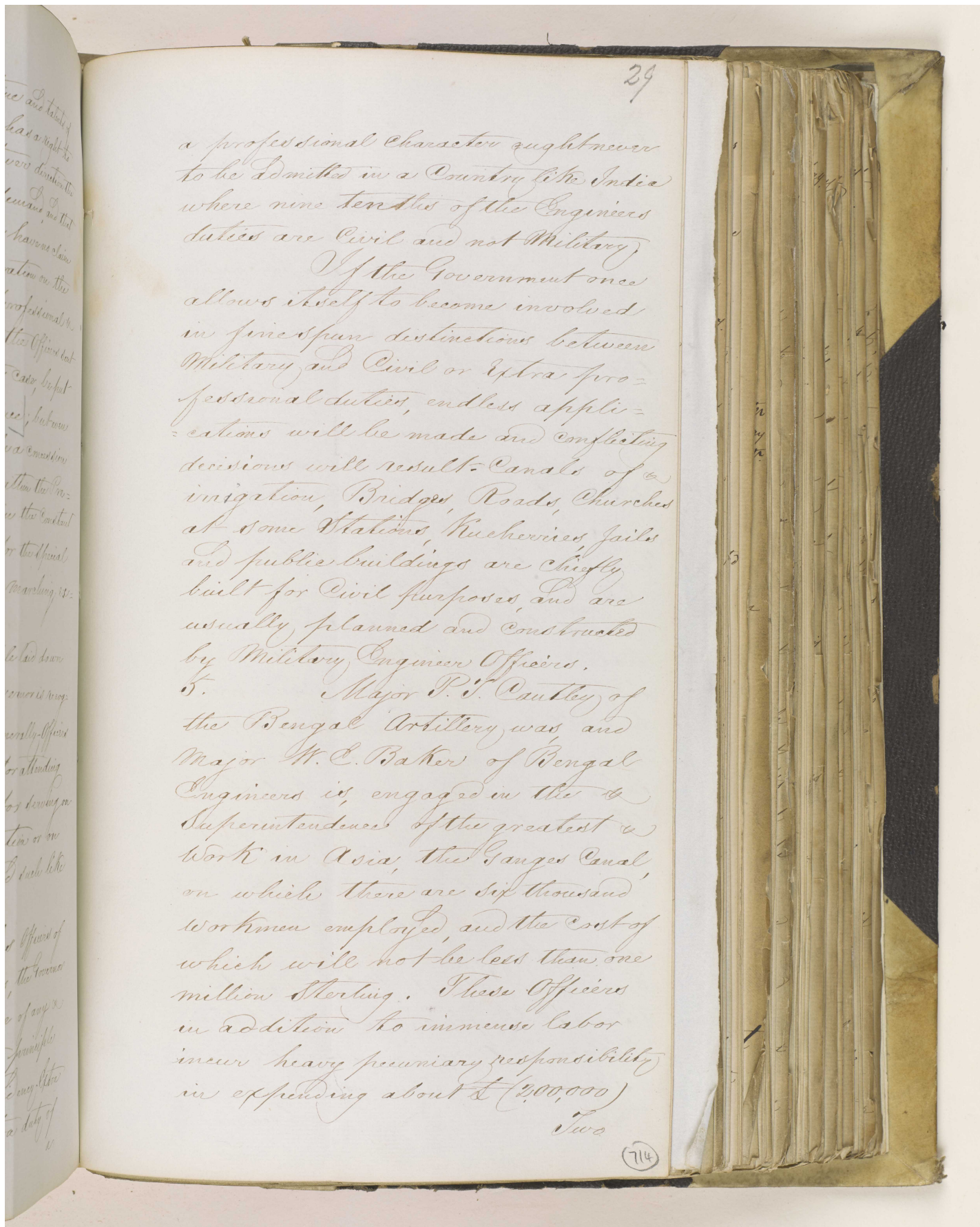
'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [713v] (40/56)

to require the whole time and talents of its Officers, and also has a right to employ them in whatever direction the public Service may demand, and that Officers so employed have no claim to additional remuneration on the plea of additional professional & labor; provided that the Officers sent beyond Sea, as in this case, be put to no additional expense; but even this proviso would be a concession to Officers employed within the Presidency, as they are in the constant receipt of allowances for the special purpose of defraying marching & expenses.

3<sup>d</sup>. The principle laid down by His Honor the Governor is recognized in the Army generally—Officers are not remunerated for attending Courts Martial, or for serving on Committees of Inspection or on Boards of Claims and such like duties.

4<sup>th</sup>. As regards Officers of Artillery and Engineers, the Governor General is not aware of any departure from this principle in the Bengal Presidency. Extra remuneration for extra duty of

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [714r] (41/56)



29  
a professional character ought never to be admitted in a Country like India where nine tenths of the Engineers duties are Civil and not Military

If the Government once allows itself to become involved in fine spun distinctions between Military and Civil or extra professional duties, endless applications will be made and conflicting decisions will result. Canals of irrigation, Bridges, Roads, Churches at some Stations, Kucheries, jails and public buildings are chiefly built for Civil purposes, and are usually planned and constructed by Military Engineer Officers.

5. Major P. J. Cantley of the Bengal Artillery was and Major W. C. Baker of Bengal Engineers is engaged in the Superintendence of the greatest work in Asia, the Ganges Canal, on which there are six thousand workmen employed, and the cost of which will not be less than one million Sterling. These Officers in addition to immense labor incur heavy pecuniary responsibility in expending about £ (2,000,000)

Two

714

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [714v] (42/56)

Two hundred thousand yearly, but for this they did not and do not receive any thing above their usual Allowance.

Major Baker was employed for two Months (December and January last) on a Committee which was desired to investigate the effects of irrigation by Canals on the health of the population inhabiting Villages adjacent to the irrigation Cuts. For this duty he did not receive any extra remuneration nor did he solicit any.

The Engineer Officer in charge of Fort William superintends the bridges in the immediate Vicinity of Calcutta, superintends the erection of Churches and other public buildings, and this without extra remuneration. This Officer is overworked, but this is the case generally in the Department, nevertheless he and his brother Officers do not receive any extra allowance on this account.

8. Colonel M. Leod, of the Bengal Engineers, who built the Palace of the Nawab of Moorshedabad, continued after he became

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [715r] (43/56)

31  
became Chief Engineers, to Superintend the Completion of the Works without receiving any additional Salary.

9<sup>th</sup> Lieutenant Colonel Forbes, of Engineers, devised plans for and has Superintended the construction of the new Cathedral in Calcutta without remuneration.

10<sup>th</sup> Lieutenant Colonel Swine, of the Engineers, while a Member of the Military Board. Lieutenant Colonel Hawkins of the Commissariat Department and an Officer of the Master & Attendants Office in the Marine Department, were employed for some months at Calcutta as a Committee in regulating all matters relating to the embarkation of stores for the China Expedition - Their labor was arduous in addition to their ordinary duties, but it was gratuitous.

10<sup>th</sup> Officers of Engineers and of Artillery being Ex-Officio Members of the Military Board, continue after their appointments to perform all their usual professional duties without remuneration.

12<sup>th</sup> Officers of Artillery when appointed Members of the Select Committee at Dum Dum receive no remuneration

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [715v] (44/56)

remuneration for extra labor - Some did apply for an extra allowance which has been refused by the Government.

13.<sup>o</sup> In Bengal almost every Superintending Engineer is overworked, and undoubtedly the ablest men are generally those who have the severest tasks to perform. - Their reward is in the preference shown by appointing them to fill the most important and lucrative Offices.

14.<sup>o</sup> The best mode of preventing such applications for extra remuneration being submitted is to assign liberal and fixed allowances for the more responsible and arduous Offices, apprising the Officer distinctly at the time of his appointment, that his whole time belongs to the public - As the duties of an Engineer Officer in India are of a very varied nature, and as it is very difficult to lay down the line of demarcation, he ought to be well paid, and should not reckon upon receiving extra remuneration for extra labor. - He has acquired his professional knowledge by his training from his youth upwards in this admirable branch of the Company's service, and the full amount of his time

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [716r] (45/56)

33

time and talents justly belong to the Company.

15. Should the duty imposed upon an Engineers Officer, be so heavy, that he cannot himself satisfactorily perform the whole, the obvious remedy is to give an Assistant for the inferior portions of his work. But were the principle of extra remuneration for temporary additional labour of a professional character once admitted in the Engineers and Artillery Departments, the just application of that principle would be found extremely difficult, and inconsistent decisions would consequently be the result. The door once opened could hardly be closed. The system could not be confined to the Engineers and Artillery Services, but must in justice be extended to the Army at large - hence would arise a source of endless difficulty and of eventual dissatisfaction.

16. The case of Lieutenant Colonel Irvine above adduced, is not strictly applicable, but it tends to show what the recognition of the principle would lead to. That excellent Officer was a Member of the Military Board, and was

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'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [716v] (46/56)

was transferred to the Marine Department in which he originated and carried out great and useful reforms and a diminution of expence to the extent of nearly a Lac of Rupees a year without impairing the efficiency of the Department. The Government recommended in November 1845 an Addition to his Salary which was not granted by the Home Authorities, but in 1847 the Court "duly recognizing the importance of the services rendered by him while presiding over the Marine Department, and being desirous of marking their sense of his services in a special manner, resolved to grant a special gratuity of six thousand Rupees in Addition to the salary received by him as head of that Department." This gratuity was bestowed after the Officer had retired from the Company's service, and was an Act in accordance with the Courts well known liberality—

17. In all cases when more than ordinary labour is devoted to a work of professional character, the Governor General is decidedly opposed to any remuneration whatever being granted on the principle of rewarding such labor.—

What the for  
...  
May 1847  
...  
only call.

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [717r] (47/56)

35

18<sup>th</sup>. If however the special duty be of long continuance, and of a laborious nature, and if the allowances received by the Officer performing it be low, while the work is of high importance, and if the Officer's merits be great, then the Government may fairly recommend that his salary be raised during the continuance of the extra labor.

19<sup>th</sup>. On these combined considerations the Governor General assented to the proposal made by the Bombay Govern-

Despatches from Secy. to Govt. Bombay, N. 2954 dated 27<sup>th</sup> May 1847, and my reply thereto N. 15 dated the 5<sup>th</sup> July last.

ment \* to raise Lieut-  
enant Colonel Grant's  
Salary, as Superintending  
Engineer, from seven  
hundred Rupees to one thousand Rupees  
per Month as allowed in Bengal, the  
increased rate to continue so long as  
the Works at Aden may remain un-  
finished, probably two or three years,  
and subject to the pleasure of the  
Court of Directors.

20<sup>th</sup>. His Lordship considers it this to be the best mode of reward-  
ing Lieutenant Colonel Grant and of  
obviating the difficulty - and it does  
not seem probable that any incon-  
venient precedent can be drawn from  
the arrangement.

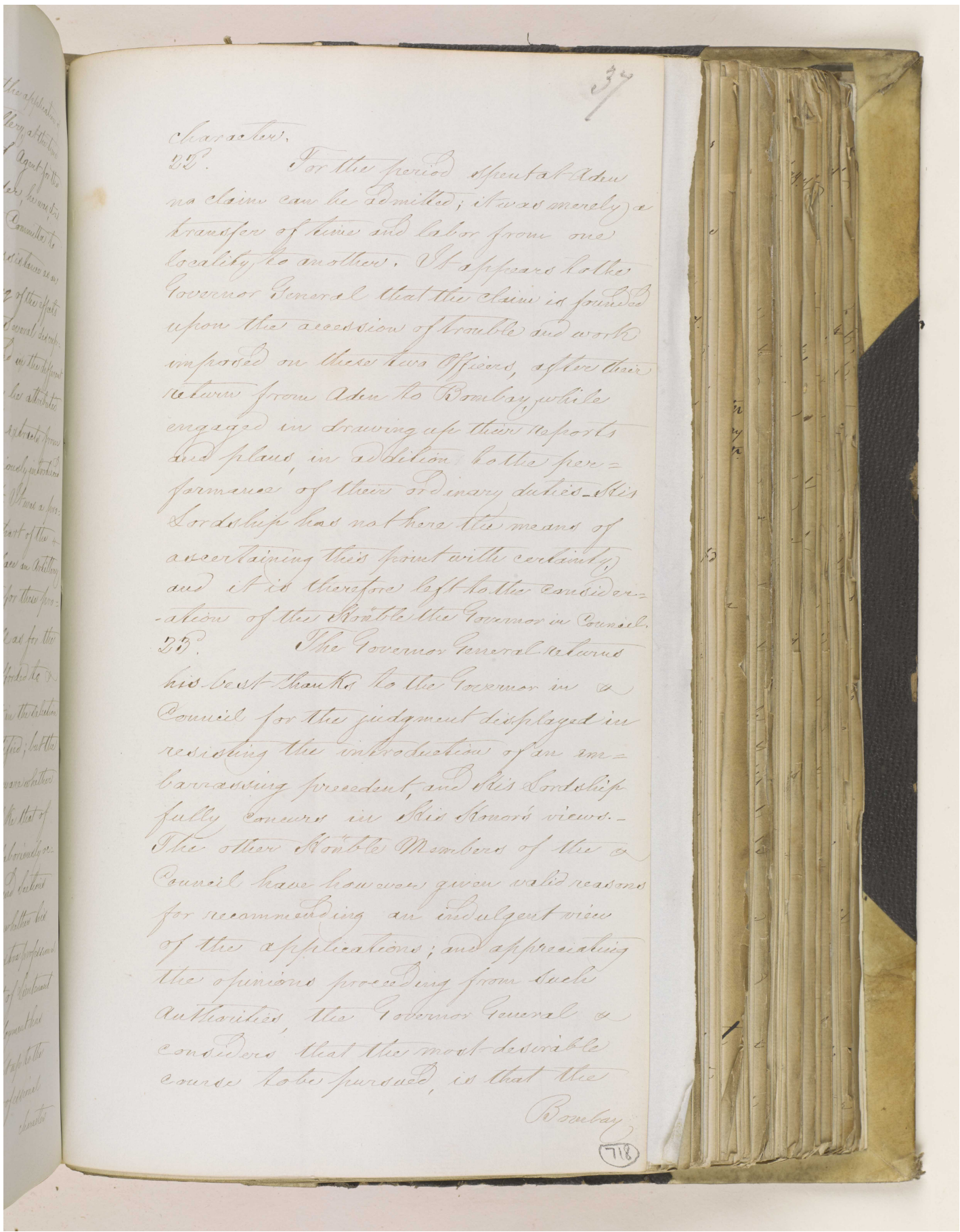
(717)



'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [717v] (48/56)

21. With regard to the application of Major Jacob of the Artillery, at the time holding the appointment of Agent for the Manufacture of Gunpowder, he was, it is presumed, placed on the Committee to give his professional assistance as an Artillery Officer in judging of the effects to be expected from the several descriptions of guns to be placed in the different batteries, and to him may be attributed all the observations and extracts from Artillery authorities judiciously introduced into the original Report. It was a proper arrangement on the part of the Bombay Government to place an Artillery Officer on the Committee for these professional purposes as well as for the general assistance he afforded to Lieutenant Colonel Grant in the selection of the ground to be fortified; but the Governor General is not aware whether Major Jacob's time was, like that of Lieutenant Colonel Grant, laboriously occupied in drawing plans and sections of the proposed works, or whether his claim for remuneration for extra professional labor is distinct from that of Lieutenant Colonel Grant, whose employment has been from the first moment up to the present time strictly of a professional character

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [718r] (49/56)



37

Character.

25. For the period spent at Aden no claim can be admitted; it was merely a transfer of time and labor from one locality to another. It appears to the Governor General that the claim is founded upon the accession of trouble and work imposed on these two Officers, after their return from Aden to Bombay while engaged in drawing up their reports and plans, in addition to the performance of their ordinary duties. His Lordship has not here the means of ascertaining this point with certainty and it is therefore left to the consideration of the Honble the Governor in Council.

26. The Governor General returned his best thanks to the Governor in Council for the judgment displayed in resisting the introduction of an embarrassing precedent, and His Lordship fully concurs in His Honor's views. The other Honble Members of the Council have however given valid reasons for recommending an indulgent view of the applications; and appreciating the opinions proceeding from such authorities, the Governor General considers that the most desirable course to be pursued, is that the

Bombay

(718)

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [718v] (50/56)

Bombay Government should refer to the papers for the considerations and decision of the Honorable the Court of Directors.

It: If an embarrassing precedent can be avoided, His Lordship will feel pleasure in seeing two meritorious Officers liberally rewarded.

I am, Sir,  
Signed J. Stuart  
Colonel.

Simla  
10 August  
1847

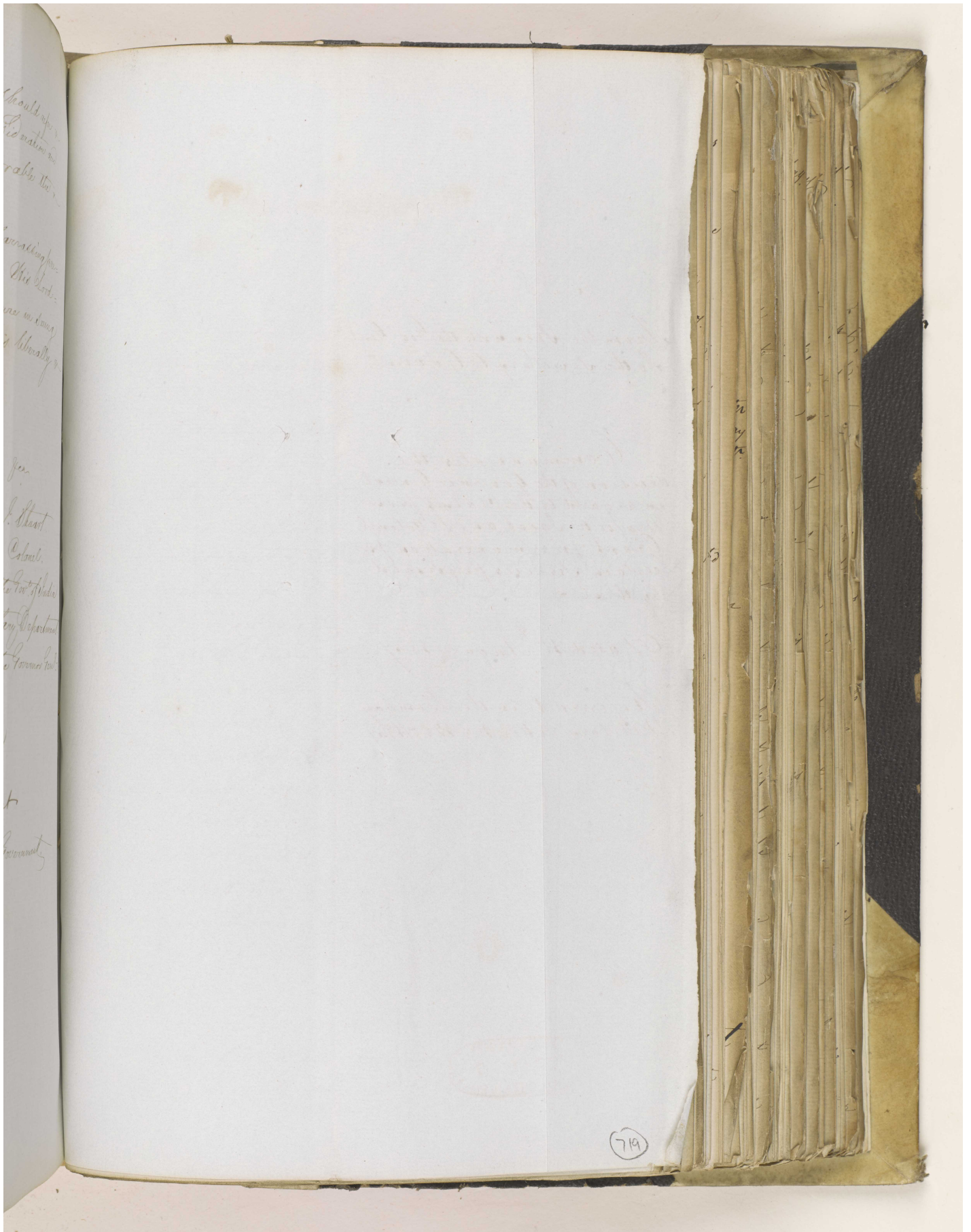
Secy. to the Govt. of India  
Military Department.  
With the Governor Genl.

(True Copy)

Whalley  
Secretary to Government.

Ex. M. Pereira

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [719r] (51/56)



'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [719v] (52/56)

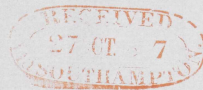
No 8.

From the Secy with the Gov<sup>l</sup> Genl  
To the Secretary to Government

Communicates the  
decision of the Governor General  
in regard to the Claims from  
Major W. Jacob and Lt Colonel  
Grant for remuneration for  
certain Services performed  
by them -

Dated 10<sup>th</sup> August 1857

Referred to in the Bombay  
Military Letter no 1200/1857



'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [720r] (53/56)

39

Minute by the Honorable the Governor  
Subscribed to by the Board.

Dated the 11<sup>th</sup> August 1847.

This despatch and all the papers  
connected with the Subject should now  
be transmitted to the Honorable Court.

It may be observed that Major  
Jacob, equally with Lieutenant Colonel  
Grant devoted his time and labours  
to the completion of the Aden plans  
and reports, after the return of the  
Committee to Bombay. The statement  
made in Major Jacob's letter is quite  
correct, viz. - "for the greatest portion  
" of the two years and one month that  
" I was employed on the Aden duties  
" in India I held charge also of my  
" own department, performing the  
" double duties on the salary of the  
" Powder Agency alone, and Government  
" sustained during the greatest part of  
" that period no additional expense  
" in having to pay for a substitute  
" as Powder Agent."

The claim of Major Jacob  
and of Lieutenant Colonel Grant rests  
on the same ground - viz. - the accession  
of trouble and work imposed, after  
the

(720)

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [720v] (54/56)

the return from Aden, while engaged  
in drawing up their plans and reports  
in addition to the performance of  
their ordinary duties.

And with this explanation,  
the subject may be commended to  
the Courts favorable attention. -

31 August. Signed G. Clerk.

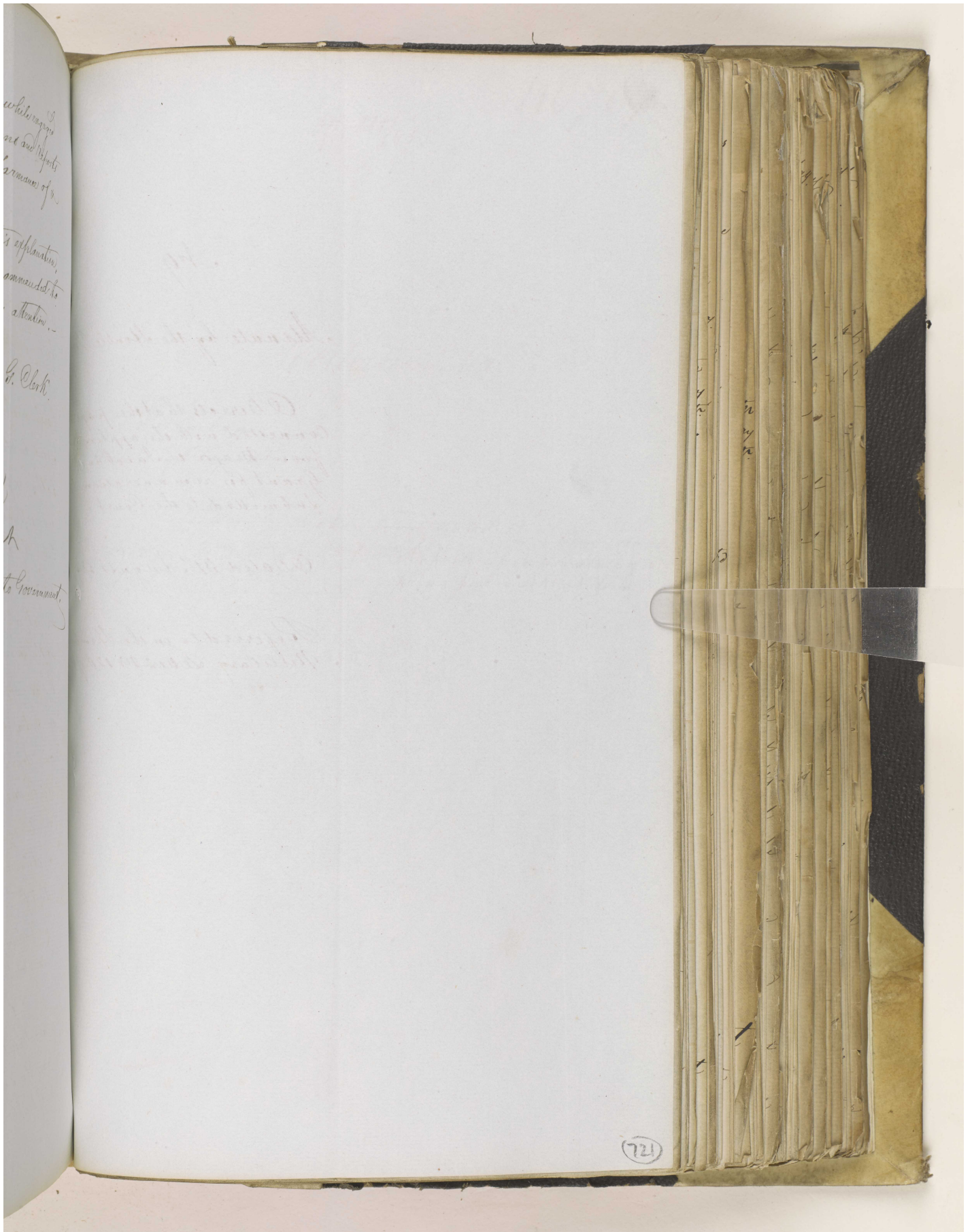
(True Copy)

Wheat

Secretary to Government.

Edw. Alexander

'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [721r] (55/56)





'Claims of Major W Jacob & Lt Col Grant connected with the pleas for the defences of Aden' [721v] (56/56)

