

312-1A

County of Halifax

Council Minutes

January 1880

on various subjects, and these should be revised and put into the form of Bye-Laws if approved.

Attention should also be directed to other Acts under which Regulations or Bye-Laws may be made, among which are the following:

Cap. 22, Revised Statutes.

Cap. 29, do.

Cap. 30, do.

Cap. 31, do.

Cap. 33, do.

Cap. 34, do.

Cap. 43, do.

Cap. 44, do.

Cap. 46, do.

Cap. 47, do.

Cap. 49, do.

Cap. 50, do.

Cap. 51, do.

Cap. 52, do.

Cap. 58, do.

Cap. 59, do.

Cap. 61, do.

Cap. 62, do.

Cap. 65, do.

Cap. 66, do.

Cap. 67, do.

Cap. 68, do.

Cap. 69, do.

Cap. 70, do.

Cap. 71, do.

Cap. 72, do.

Cap. 74, do.

Cap. 2, Acts of 1875.

Cap. 19, Acts of 1877.

Cap. 24, do.

Wm. J. Thompson, JNO. S. D. THOMPSON,  
Attorney General

Minutes, Reports, By-Laws, &c.

OF THE

COUNCIL OF THE MUNICIPALITY

OF

The County of Halifax, N. S.

---

FIRST MEETING, 1880.

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COL. J. W. LAURIE, WARDEN.

W. H. WISWELL, CLERK.

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HALIFAX, N. S.:

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1880.

THE UNIVERSITY OF CHICAGO

PHYSICS DEPARTMENT

PHYSICS 309

PHYSICS 309

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# Municipality of the County of Halifax.

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## OFFICIALS, 1880.

County Warden—COL. J. W. LAURIE, J. P.  
County Clerk—WM. H. WISWELL.  
County Treasurer—WM. EVANS, J. P.  
County Stipendiary—WM. EVANS, J. P.  
County Clerk of License—WM. EVANS, J. P.  
Auditors—HON. P. C. HILL.  
J. C. P. FRAZEE.

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## STANDING COMMITTEES FOR 1880.

### Committee on Public Accounts and Finance.

Councillors H. F. Worrall, (Chairman); Jas. E. Shatford, Donald Archibald, John E. Shatford, and Norman Hays.

### Public Property.

Councillors Worrall, (Chairman); Griffin, Ryan, Burgess, Himelman, Hamilton, and Donovan.

### Licenses.

Councillors F. E. Burgess (Chairman); Monk, Dillman, Christian, Hamilton, Griffin, Himelman, Jas. E. Shatford, and Madill.

### On Roads and Bridges.

Councillors Donald Archibald, (Chairman); John E. Shatford, Leslie, Norman Hays, Madill, and Monk.

### On Assessment.

Councillors J. L. Griffin, (Chairman); Belfontaine, Hubley, John Hays, and O'Leary.

### On Asylum.

Councillors Worrall, (Chairman), Ryan, Burgess, N. Hays, Griffin, and Hamilton.

### On Law Amendment.

Councillors John E. Shatford, (Chairman); Leslie, Tupper, Archibald, Monk, Dean, and Guild.

### To Revise Jury Lists.

Councillors J. D. Tupper, (Chairman); Hubley, Crooks, Himelman, O'Leary.

The Warden is *ex officio*, a member of each of the above Committees.

For District No.	24.	Smith's Cove—A. W. Smith.
"	25.	Sheet Harbour—D. W. Archibald, J. P.
"	26.	Spry Bay—George A. Leslie, J. P.
"	27.	Jeddore—William Gault.
"	28.	Chezetcook—Andrew Belfontain, J. P.
"	29.	Lawrencetown—James Crooks.
"	30.	Preston—J. I. Griffin, J. P.
"	31.	Dartmouth—Daniel Donovan.
"	32.	Hubbard's Cove—John E. Shatford, J. P.
"	33.	Eastern Passage—Joseph Himelman.
"	34.	Salmon River—Thomas O'Leary.
"	35.	Little River—Donald Archibald, J. P.
"	36.	East Chezetcook—John Smith.

The Councillors took the Oath of Allegiance, and were then sworn into office, with the exception of Messrs. D. W. Archibald and Thos. O'Leary, absent; and J. D. Tupper and A. Hubley, for whose election no returns had been received by the Sheriff.

J. D. Tupper, Esq., J. P., stated that he was elected for district 21 by acclamation, and wished to be sworn in.

Mr. E. Hubley from District 12, also requested to be sworn in as Councillor for that district.

The Sheriff stated that it was not in his power to swear them in until the proper returns were made.

On motion of Col. Laurie, Councillor Archibald was invited to preside *pro tem.* and took the Chair.

William Evans, Esq., J. P., was appointed Secretary, *pro tem.*

On motion of Councillor Hamilton, seconded by Councillor Ryan, it was resolved that the election of County Officers shall be by ballot. Passed.

Councillor John E. Shatford nominated Col. Laurie for the office of Warden. Councillor Norman Hays seconded the motion.

Moved by Councillor Leslie, seconded by Councillor Christian, that Councillor Worrall be Warden.

Councillor Griffin proposed Councillor Donald Archibald as Warden, who expressed his thanks and declined the nomination.

There being no other nominations, the ballot was taken,

and stood 16 for Col. Laurie and 10 for H. F. Worrall. Col. Laurie was declared by the chairman to be duly elected Warden, and being sworn into office, took the chair.

On motion to adjourn, an amendment to proceed with the other elections was carried.

On motion of Councillor Ryan, seconded by Councillor John E. Shatford, the salary of the Clerk of the Council was fixed at \$1,000 per annum.

Councillor John E. Shatford, seconded by Councillor Dillman, proposed W. H. Wiswell as County Clerk.

Councillor Archibald, seconded by Councillor Donovan, named William McKerron for that office.

On the vote being taken, it stood 15 for Wiswell and 11 for McKerron. Mr. Wiswell was declared duly elected, and entered upon his duties.

On motion, the salary of the County Treasurer was fixed at \$1,200 per annum.

Moved by Councillor N. Hays, Jr., seconded by Councillor Thos. E. Shatford, that W. Evans, Esq., be Treasurer.

Mr. Evans was elected to that position by acclamation.

On motion, it was resolved that the Warden ascertain whether one of the Court Rooms could be had for meetings of Council during this session.

The Council then adjourned till 10 o'clock Wednesday morning.

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## SECOND DAY.

HALIFAX, WEDNESDAY, January 14.

The Council met in the East Court Room of the County Court House, on Wednesday, January 14th, at 10 A. M., the Warden in the Chair.

On the Roll being called, there were present—

Councillors John Hays, Richard E. Monk, Martin Henneberry, N. P. Christian, J. E. Shatford, George Umlah, H. F. Worrall, E. E. Burgess,

Norman Hays, Joseph Hamilton, G. H. Madill, Daniel Dillman, Adam Dean, Edmund Ryan, A. W. Smith, George A. Leslie, William Guild, And. Belfontaine, James Crook, J. L. Griffin, D. Denovan, J. E. Shatford, Jos. Himelman, Thomas O'Leary, Donald Archibald, Jehn Smith.

Councillor Thos. O'Leary, of Salmon River, was sworn in by the Sheriff.

The Minutes of last meeting were read and confirmed.

Messrs. Jno. D. Tupper and A. Hubley were invited to take seats in the Council.

The Warden read a sketch of the business which would necessarily be dealt with by the Council during its present session, with suggestions as to its expeditious and intelligent transaction:—

#### ORDER OF BUSINESS.

Swearing in of Clerk and Treasurer.

Consideration of security to be given by these officers.

Appointment and Remuneration of Auditors.

Consideration of the Assessment for 1880 and of the accounts.

Appointment of County Officers.

The consideration of Road money and preservation of the Roads.

The support of the Poor.

Provision for accommodations for administration of justice.

Dartmouth assessment, over which so much discussion and litigation had arisen.

Passage of code of Bye-laws.

Appointment of Standing Committees.

Taking over County property, etc., etc.

The County Clerk and Treasurer were then sworn into office.

Moved by Councillor J. E. Shatford, seconded by Councillor Donovan, and passed:—

"Resolved, That the Clerk perform all the duties heretofore performed by the Clerk of the Peace, also all duties required of him by the Council, and all duties laid down in sections 35 and 36 of the Incorporation Act."

Moved and seconded by Councillors J. E. Shatford and Himelman, and passed:—

"Resolved, That the Treasurer do all the duties contained in section 37 of the Act, and all other duties in connection therewith, as required by the Council."



Moved by Councillor Ryan, seconded by Councillor Archibald, and passed :—

*Resolved*, That the Treasurer present a statement of the Finances of the County in January of each year, for circulation among the Councillors, showing assets and disbursements of the fiscal year ; and that a copy thereof be furnished to each Councillor."

The Treasurer was directed to furnish a statement of the accounts of the County presented at the last meeting of the Court of Quarter Sessions by the Grand Jury, and that a copy of said accounts be furnished to each Councillor.

Councillor Worrall enquired as to the special duty of the Treasurer, and whether, as heretofore, he should be allowed to transact other business than that of his office.

The Warden and Councillors Shatford, Hays and Tupper explained, that after the resignation of the late Stipendiary Shiels, Mr. Evans had performed that duty, and the County thus was saved the salary of that official, being \$600 per annum. The subject was dropped without action being taken on it.

The amount of Bonds to be given by the Clerk and Treasurer was discussed.

Moved by Councillor John E. Shatford, seconded by Councillor Ryan, that the Clerk's Bond be for \$2,000.

Moved in amendment, by Councillor Worrall, seconded by Councillor Donovan :—

"That the amount be One Thousand Dollars." The amendment passed.

Moved by Councillor Griffin, seconded by Councillor Monk :

"That the Bonds of the County Treasurer be the same as formerly, Eight Thousand Dollars, currency." Passed.

In reply to Councillor Worrall, the Treasurer stated that the Sessions Committee on County Property would be ready to transfer their trust to a committee of the Council at 3.30 in the afternoon of that day.

Moved by Councillor Worrall, seconded by Councillor Himelman, and

*Resolved*, That the Treasurer place in a Bank to be named by the

Warden, all moneys that pass through his hands belonging to this Corporation, in the name of said Corporation." Passed.

The Warden directed the attention of the Council to Section 40 of the County Municipalities Act, relative to Auditors.

The subject was discussed by Councillors Ryan, Monck, Griffin, Hays, Donovan, Himelman, Dean, Leslie, Archibald, John E. Shatford, the Treasurer, Warden and others.

It was considered that the Auditors powers were so extensive as to complicate the machinery of the Council to such an extent that it was almost impossible to transact the business. Councillor Shatford thought the appointment of Auditors a foolish provision of the Act, calculated to add unnecessarily to the delay of business and the increase of expenses. It was suggested that this provision of the law be amended by application of the Council to the Legislature next session.

Moved by Councillor Dillman, seconded by Councillor Himelman:

"That the appointment of County Auditors be deferred till to-morrow."

Moved in amendment by Councillor Leslie, seconded by Councillor Guild:

"That the Auditors be elected at once."

The amendment was lost, and the original resolution, on being put, was carried.

The Warden referred to Sections 57, 73 and 98 of the Municipalities Act, detailing the functions, office and final proceedings required of the Clerk of the Peace. After some conversation by different Councillors on these points, it was moved by Councillor Norman Hays, seconded by Councillor Madill, and

"Resolved, That the present Clerk of the Peace, Nepean Clarke, Esq., be notified by the Council to hand over all the books, papers and other property of this County to the County Clerk, and that he receive his salary up to the 14th instant."

"Also Resolved, That the Clerk of the Council proceed to the office of the Clerk of the Peace and receive from him a formal delivery of the books, papers and other property of the County, in accordance with Section 98 of Act of Incorporation." Passed.

The Treasurer said he would be ready in the morning to

present a statement of the finances of the County up to the 31st December last.

The Clerk returned, and announced that Mr. Clarke had formally handed over the office and would be ready to give an inventory of everything in a day or two. Meantime he would be happy to attend on the Council when notified, and afford any information they might require.

Moved by Councillor Archibald that a committee be appointed to take over Public Property. Seconded by Councillor Himelman, and passed.

The committee appointed were Councillors Worrall, Griffin, Ryan, Burgess, Himelman, Hamilton and Donovan.

The appointment of County and District Officers, under Sections 50, 56, 57 and 69 of the Municipal Act, was considered.

Moved by Councillor Dillman, seconded by Councillor Monk :

*“Resolved, That the appointment of district officers be laid over till Friday morning—that said officers do the same duties as heretofore, and that lists of officers be then presented by the various Councillors.”*

On motion of Councillor Donald Archibald, seconded by Councillor Ryan.

*“Resolved, That petitions be received after 10 o'clock on 15th inst., and that no petition be received after 12 o'clock of the 16th inst.”* Passed.

The Warden then called attention to the 69th Section of the Act, relative to moneys for roads and bridges, statute labor, etc.

Councillor Donald Archibald moved, seconded by Councillor Griffin, that the subject be considered by a committee of the Council.

The following were appointed as such committee: Donald Archibald, John E. Shatford, G. H. Madill, Richard Monk, Norman Hayes, J. L. Griffin and G. A. Leslie.

The next topic taken up, was the support and relief of the Poor. After Councillors Guild, Ryan, Worrall, Dean, Donovan, Jas. E. Shatford, O'Leary, had expressed their views,—

Councillor Archibald, seconded by Councillor Jno. E. Shatford, moved “That the support of the poor be referred to a

committee for consideration, and that they report to the Council thereon." The following were appointed:—Councillors Guild, Ryan, Worrall, Dean, Donovan, Jas. E. Shatford, and O'Leary.

The Warden read a letter from the Chief Justice, stating that additional Rooms were absolutely necessary for several Courts, and for County purposes. The East Court Room could only be granted to the Council by adjourning the Supreme Court for four days. The Warden referred to Section 69, sub-Section 8. He thought that several of the Courts were more for Provincial than County purposes, and should therefore not be a burden on the County of Halifax alone.

A committee was appointed on motion of Councillor Donald Archibald, seconded by Councillor Himelman, to inquire into the ownership of the Court House, gather all information respecting, the claims of the County thereto, and report to this Council. Passed.

The committee appointed were Councillors Worrall, Griffin, John E. Shatford, Ryan, and Burgess.

The Chief-Justice's letter was delivered to the committee.

By leave granted, Mr. Beamish, Assistant to the Clerk of the Peace, gave some explanations on the subject, and said that all the papers and correspondence in the matter would be found in the Clerk's office.

In reply to a question it was stated that the completion of the Council, deferred by the absence of returns from two polling districts, must stand over till replies to the Sheriff's letters could be received from the presiding officers of Districts 12 and 21.

The subject of the Revisal of Electoral Lists was discussed. Councillor John E. Shatford stated the course pursued by the Sessions therein. Councillor N. Hays directed attention to Section 66, Incorporation Act.

The Clerk read the List of Revisors passed by the Sessions.

Moved by Councillor Ryan, seconded by Councillor Shatford, and:—

“Resolved, that this Council confirm the appointments of Revisors made

by the Quarter Sessions at its last meeting, with exception of those for Revisal Sections 7 and 14. Passed.

Moved by Councillor Leslie, seconded by Councillor Madill:—

“That Edward Quinlan be Revisor for Polling District 25, Revisal Section 14, in place of John Tupper, removed from the District.” Passed.

Moved by Councillor Jno. E. Shatford, seconded by Councillor Jno. Hays:—

“That Edward Hays be Revisor for District No. 7.” Passed.

On the subject of Bye-Laws for the Council and County requirements, Moved by Councillor Archibald, seconded by Councillor Ryan,

“That a Committee be appointed to prepare a Code of Bye-Laws, and submit the same to this Council.” Passed.

The Committee chosen were Councillors Griffin (Chairman), Hamilton, Guild, Jas. E. Shatford, Jno. Hays, Himmelman, Tupper and Burgess.

On motion the Council adjourned until 10 o'clock next day.

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### THIRD DAY.

THURSDAY, January 15th, 1880.

The Municipal Council met in the Eastern Court Room at 10 o'clock, a. m.

On the roll being called, the following Councillors answered their names:—

John Hays, Monk, Henneberry, Christian, James E. Shatford, Umlah, Worrall, Burgess, Norman Hays, Hamilton, Madill, Dillman, Dean, Ryan, Smith, Guild, Leslie, Belfontain, Crooks, Denevan, John E. Shatford, Laurie, Himelman, Archibald, John Smith, O'Leary, Griffin—27.

The minutes of the previous meeting were read, and after a verbal alteration confirmed.

Councillor Hubley, of District 12, was sworn in by the Sheriff.

Nepean Clarke, Esq., Clerk of the Peace, was requested to take a seat among the Councillors. Mr. Clarke presented the accounts of the County, as passed by the Quarter Sessions, made up to Dec. 31st, shewing in addition to those stated previously, the sum of \$595.00 requiring to be paid and assessed this year. The estimate for assessment was \$18,000, of which the maintenance of Insane Patients, Jail and Court House absorbed \$14,000. The amount allowed for Insane was only \$12,000, but the actual amount now due was \$13,111.00. The Superintendent of Education claimed \$7,137, including interest. The Custos, in a letter herewith submitted, repudiated the charge for interest, as there was no agreement to pay it. There was due from Dartmouth \$15,818 School Taxes, for which, (on that Corporation refusing to pay), a writ of Mandamus had issued to bring the matter before the Supreme Court, where it was now making slow, or no progress. Mr. Clarke handed the Accounts, Presentment and other papers to the Clerk, and said the Treasurer would be furnished with details to lay before the Council.

Councillor J. E. Shatford moved:—

“That the Clerk address a letter to the Chief Justice, thanking him for his courtesy in providing a room for the accommodation of the Council, and inform him that the other matters referred to will receive attention.”

Seconded by Councillor Himelman, and passed.

The Warden stated that yesterday he had called on the Attorney-General, who said that no doubt the Legislature would make amendments to the Act which would greatly simplify the work, by transferring the duties laid down for the Auditors as part of the functions of a Finance Committee, and curtailing those of the Auditors to the examination of the books and accounts once a year. He stated that Hon. P. C. Hill had consented to be one of the Auditors, giving his services gratuitously. Also read a letter from J. C. P. Frazee, applying for the position of Auditor.

The subject was discussed at length by Councillors Ryan, Monk, Worrall, Jno. Shatford, Himelman, Leslie, N. Hays, Hubley and Guild.

To meet current demands, Councillor Worrall suggested that the Auditors open a contingent account, and pass certain funds to credit of the Council for urgent needs.

Moved by Councillor Jno. E. Shatford, seconded by Councillor Worrall, and—

*Resolved*, That two Auditors be appointed, to hold office till the May meeting of this Council." Passed.

On motion of Councillor Himelman, seconded by Councillor Ryan, Messrs. P. C. Hill and J. C. P. Frazee were appointed Auditors.

Councillor Worrall, Chairman of the Committee appointed to take over the County property, reported that they received the property, visited the Jail, which was found clean and otherwise satisfactory, and they also had compared and handed over to the Clerk an inventory of all the property belonging to the County. A formal report would shortly be made.

On motion the verbal Report was approved.

Councillor Guild, Chairman of the Committee appointed on the subject of the Support of the Poor, reported that after a careful consideration of the matter, they think it a subject which the whole Council should decide, there being a difference of opinion in the Committee as to whether the law would allow the several districts to be assessed for the support of their poor, or whether the County as a whole should undertake to provide for them.

Councillor Worrall read from the 4th Series Revised Statutes the sections relating to the Poor, and also a legal opinion upon the subject, which was thoroughly discussed, was closed by the following motion made by Councillor Donald Archibald, seconded by Councillor Himelman :—

*Resolved*, That each Electoral District form a poor district, and that each District be chargeable for its own poor." Passed.

Moved by Councillor Jas. E. Shatford, seconded by Councillor Worrall and—

*Resolved*, That all sums to be assessed and collected for the support of the poor be assessed by the Clerk of the Council, and that the collectors of County and Poor Rates collect the same, and hand the poor rates over to the Overseers of the Poor for each district." Passed.

Councillor Archibald presented a petition against the return of H. F. Worrall for District 14 from Brooks W. Chipman, which stated that he was a candidate for election to the

Municipal Council for the same District; that there was one more vote in the ballot box than there were voters in that district, and asking that the case be investigated.

On account of the irregularities likely to arise, some remarks were made on the matter of disputed elections, and the Warden read the following clause in reference to the matter from the Attorney General's circular.

"On the second Tuesday of January the Councillors elected in each Municipality will assemble at the Court House. The Sheriff will attend them, and he will produce the returns of the presiding officers, break the seals and examine and announce the returns. These he should afterwards deposit with the Council. Neither the Sheriff, the Council, nor any Councillor, or other person, can by any proceedings, by or before the Council, contest the validity of any election, or of any of the returns. The Council has no jurisdiction to scrutinize the elections, or even to count the ballots. If the returns made by the presiding officers are to be challenged and investigated, this can only be accomplished by proceedings in the Courts of Law."

Thereafter, moved by Councillor Guild, seconded by Councillor Madill :—

"Resolved, That the petition of Brooks W. Chipman lie on the table." Passed.

Councillor Archibald, Chairman of the Committee on Roads and Bridges, handed in their Report.

On motion it was resolved that the report be read clause by clause, which was done as follows :—

1st. Your Committee recommend that the statute labour be performed as heretofore, with the exception of and subject to the changes recommended by the Committee.

2nd. They recommend that all exemptions, excepting clergymen or ordained ministers, firemen and engineers, be abolished or repealed.

3rd. That all commutations, as received by overseers of roads, be expended under public competition by the Overseer receiving the same. And that the Statute labor be performed not later than the 15th of August in each and every year.

4th. That each and every polling district become a road district, and that the Councillor for each district have the supervision of the moneys for said district, and that he may appoint a supervisor, or otherwise, as he may think best, for the benefit of said district.

5th. Recommend that the different districts bear the expense of opening up any new roads that may be required in said districts. And that the whole county be required to bear the cost of keeping up and maintaining any existing roads and bridges.



6th. With respect to the Government grants, your committee recommend that the disposition of said Government money be left to the May meeting.

All the clauses were adopted after brief discussion on each.

Moved by Councillor Guild, seconded by Councillor Himelman:—

“That the Report do pass as a whole, and be delivered to the Clerk for record.” Passed.

Moved by Councillor Archibald, seconded by Councillor Guild, that the following committee be appointed, to whom shall be referred all applications for Statute labor or opening new Roads by Statute labor, viz., Councillors Archibald, Griffin, Christian, Burgess, Guild. Passed.

Councillor Dean handed in a petition from A. G. Henry and 35 others, for liberty to build a road from A. Redmond's to A. G. Henry's, in Upper Musquodoboit district.

Councillor Hubley presented a petition from John Fraser and nine others, residents of Margaret's Bay Road, asking for the division of the Road district from Hubley's, a distance of five miles, at the Western boundary line, into two districts of  $2\frac{1}{2}$  miles each.

A petition was read from Adam Hunter, praying that he be allowed to perform his statute labor on his own road, as he lives  $1\frac{1}{4}$  miles from the main road at Birch Cove Quarry.

On motion, the three petitions were referred to the Committee on Statute Labor.

On motion of Councillor Norman Hays, seconded by Councillor Burgess—

*Resolved*, That the section of the road known as Kearney Road, about five miles in length, leading from Bedford Basin to Hammond's Plains, be included in Municipal district No. 16. Passed.

On motion of Councillor Worrall, seconded by Councillor Guild, and passed, the following were appointed a special committee to nominate all standing committees:—Councillors Shatford, Ryan, Leslie, N. Hays, and Dilman.

Councillor Ryan presented a petition from the Overseers of the Poor for Lower Prospect, asking a loan of \$280 for the

relief of the poor of that district, said loan to be repaid out of the next road grant for the district.

It was moved by Councillor Ryan, seconded by Councillor Donovan :—

“That the Council give the Overseers of the Poor in that district a loan to the amount asked, the same to be repaid from the road grant, said Overseers to take receipts from persons to whom they pay the money, and an obligation from them to repay the same in six months.”

This resolution was put and lost. By another motion, the petition was referred to a special committee, consisting of Councillors Griffin, Burgess and Leslie, to report thereon to the Council.

The Council then adjourned till Friday morning at 10 o'clock.

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#### FOURTH DAY.

FRIDAY, January 16th, 1880.

The Council met at 10 o'clock, a. m., the Warden and twenty-three Councillors present.

Hon. P. C. Hill, one of the Auditors, attended and took a seat in the Council.

The Warden stated the business of the Session to be the reception of Lists of County and District Officers, Petitions, Reports; and the appointments of certain Committees.

Councillor Jno. E. Shatford suggested that the lists of officers be read by each Councillor, and as passed delivered to the Clerk to be filed.

Also moved that said Lists and the Assessment Rolls be sent, when ready, to each Councillor by the Clerk. Passed.

The reply prepared by the Clerk of the Council to the letter of the Chief Justice was read and ordered to be forwarded to His Lordship.

As the appointment of the District Officers proceeded, a discussion took place thereon by Councillors Shatford, Ryan, Worrall, and Madill.

The Warden referred to the legal number of Assessors as being three, as per Statutes of 1876.

Moved by Councillor Jas. E. Shatford, seconded by Councillor Hubley:—

“*Resolved*,—That the lists of County Officers, as handed in, be amended by appointing two instead of three Assessors.” Passed.

Councillor Archibald called attention to Revised Stat., 4 Series, Chap. 71, and to Acts of 1878, Chap. 10, Sec. 41.

There being a difference of opinion, the Warden ruled that the existing Law must be carried out.

Moved by Councillor Jno. E. Shatford and seconded by Councillor Griffin:—

“*Resolved*, That any Councillor who requires three Assessors in his district shall have power to appoint them.” Passed.

Councillor Worrall said that on enquiry of the Clerk of the Peace he found that there was a special Act for Halifax County in regard to Assessments.

Councillor Dean stated that the Act, though formally in force, had not for some years been strictly acted on in some Districts.

The Warden asked leave of absence, and Councillor Archibald took the chair.

Councillor Donovan requested leave of absence on account of a death in his family.

The lists of all the County and District officers were completed and approved separately by vote of Council.

The Warden resumed the Chair.

Councillor Archibald presented a petition from Wm. Whytal protesting against and asking an investigation into the election of E. E. Burgess as Councillor for District 15. The petition was read and on motion allowed to lie on the table.

A petition from W. & A. Purcell, ferry-men at Point Pleasant, was read, asking to be allowed to continue their ferry on the usual conditions.

Moved by Councillor Archibald, seconded by Councillor Guild and—

"Resolved, That the Committee on Statute Labour be required to deal with the subject of ferries, and the petition handed in be referred to such committee." Passed.

The law bearing upon the appointment of Presiding Officers was generally discussed.

On motion of Councillor Archibald, seconded by Councillor Jno. E. Shatford:—

"Resolved, That all presiding officers for holding municipal elections be appointed not later than the semi-annual meeting in May, and, in case of a vacancy occurring among such officers before such election takes place, the Warden shall have power to fill such vacancies." Passed.

A communication from Judge Johnston, complaining of the state of the County Court Room, and asking for better accommodation, was read and referred to the County Property Committee.

Councillor Himelman moved for an addition of six to the committee on bye-laws. Councillors Ryan, O'Leary, Christian, Monk, Archibald and Leslie were appointed.

Councillor Jno. E. Shatford, Chairman, handed in the Report of the Committee appointed to nominate the Standing Committees, which was read clause by clause and passed, with the addition of Councillors Griffin and Madill to the License Committee.

*Committee on Public Accounts.*—H. F. Worrall, chairman; James E. Shatford, Donald Archibald, John E. Shatford and Norman Hays.

*Public Property.*—H. F. Worrall, chairman; Griffin, Ryan, Burgess, Himelman, Hamilton and Denevan.

*License.*—E. E. Burgess, chairman; Monk, Dilman, N. P. Christian, Jos. Hamilton Griffin, and Madill.

*Roads and Bridges.*—Donald Archibald, chairman; John E. Shatford, Leslie, Norman Hays, Madill and Monk.

*Assessment.*—J. L. Griffin, chairman; Belfontaine, Hubley, John Hays and O'Leary.

*Asylum.*—Worrall, chairman; Ryan, Burgess, N. Hays, J. L. Griffin, and Hamilton.

*Law Amendment.*—J. E. Shatford, chairman; Leslie, Tupper, Archibald, Monk, Dean and Guild.

*To revise Jury Lists.*—J. D. Tupper, chairman; Hubley, Crooks, Himelman, O'Leary.

Moved by Councillor Jno. E. Shatford, seconded by Councillor Worrall, "that the Warden be considered a member of all committees *ex officio*." Passed.

The Warden read a letter from the County Clerk, asking permission to procure certain necessary books and forms for his office, and the Corporation Seal.

On motion of Councillor Archibald, seconded by Councillor Worrall, the Clerk was empowered to procure such books as may be necessary for his office.

Moved by Councillor N. Hays, seconded by Councillor Ryan, and—

"Resolved, That a special committee of this Council be appointed to obtain the services of a competent engraver to make a common seal, to be known as the Municipality Corporation Seal of the County of Halifax, Province of Nova Scotia, and Dominion of Canada.

Also resolved, That the form of motto to be inscribed thereon be decided by this Council."

Councillors Griffin, Tupper and Himelman were appointed such committee.

The Warden suggested that the accounts and presentment of the Grand Jury be taken up and considered.

The Presentment, estimates and accounts were submitted, together with other papers, and read clause by clause, as follows:—

### GRAND JURY PRESENTMENT, DECEMBER, 1877.

HALIFAX.

GRAND JURY ROOM,  
December 17th, 1879. }

To the Worshipful Court of Sessions,  
for the County of Halifax, N. S.

1. The Grand Jury present to your Worshipful Court the amount necessary, in their judgment, to pay the Accounts against the County of Halifax, viz.: \$595.35; and also the Estimate for 1880, \$18,000.00 to be assessed upon the said County in 1880. Also a further sum of \$8214.00,—to which is to be added the costs of collection and probable loss,—to be assessed upon the County (without the City), as required by the Act of Public Instruction.\*

2. The Grand Jury find, by the Treasurer's Account, that he has paid the present year \$1329.60 to Petit Jurors, while only \$390.90 has been paid in

\* See Estimates and Accounts on page 24.

by the Prothonotary. This seems to be a most unjust tax, and calls for legislation. Suitors ought to be compelled to bear their own costs of litigation; and further, they would suggest that the Prothonotary be obliged to make returns, in detailed account, to the County Treasurer, of all fines collected, after each session.

3. The Grand Jury regret to find that the Account of the Hospital for the Insane against this County has so largely increased, amounting for the four quarters ended, September 30th, 1879, to \$13,111.00, and would respectfully suggest whether the charge for maintenance might not be materially reduced. They have reason to believe that the County is charged for the support of a few who are harmless, and not subjects for the Lunatic Asylum. They have included in the Estimate \$12,000, which they hope will be sufficient for the coming year. They would urge the collection of unpaid accounts from Patients repaying to the County a portion of their maintenance.

4. The Grand Jury find that the Fire Insurance on the County Court House is at present all effected in one office, and they recommend that in future it be divided.

5. The Grand Jury think that the City Water Tax on the Court House and County Jail is excessive, and recommend that the same be reduced by a more moderate valuation hereafter.

6. The Grand Jury have twice visited the County Jail, and found the building clean and well kept, and in every respect satisfactory.

7. The Grand Jury think, with former Grand Juries, that the imprisonment of Insolvent Debtors should be abolished, or the Law altered compelling the parties incarcerating them to pay for their maintenance during imprisonment, and thus relieve the County of a heavy charge.

8. The Grand Jury respectfully call the attention of the Sessions to the large sum due the County from the Town of Dartmouth, amounting to upwards of \$14,000, in addition to a sum of about \$7,000 in dispute, and now before the Supreme Court. They recommend that steps be taken for its immediate collection.

9. The Grand Jury, although aware of the alteration about to take place in the management of the County affairs, have provided the Estimate as usual for the ensuing year, which may serve as a basis for the incoming County Municipal Council, and assist them in the execution of their new duties. In this connection they would call the attention of the Worshipful Court to the fact that the office of the Clerk of the Peace has been abolished, and no provision made for the present incumbent, who, after faithfully serving the County for upwards of twenty years, they think should have been considered, and they unanimously recommend that a Bill should be introduced at the next session of the Legislature providing a retiring allowance in the same ratio as retiring Dominion officials for the

same length of service, and that the same be annually included in the County Assessment.

10. The Grand Jury have examined the County Treasurer's Accounts and compared the same with the Vouchers, and find them correct. They recommend that the present County Treasurer continue to discharge the duties of his office until a Treasurer is appointed by the new County Council.

11. The Grand Jury respectfully call the attention of the Worshipful Court to the fact that although the City of Halifax contributes to the expenses of the County to the extent of about two-thirds, they are not represented in the County Municipal Corporation, which they think most unjust, and request that it may be brought to the notice of the Government, and what they take to be an omission, remedied at the first Session of the Legislature

(Signed)

JOSEPH SEETON,

*Foreman Grand Jury.*

A discussion ensued on taking up Clause 2 of the Presentment, with regard to the large balance of Jury fees due by the Prothonotary to the County Treasurer, and stated to be uncollected for past year.

Councillor J. E. Shatford read sections from chap. 19 of the acts of 1879, showing that the fees should be collected in advance and paid over by the Prothonotary immediately to the County Treasurer.

On motion, the matter was referred to the Committee on Law Amendments to obtain suitable legislation thereon.

By vote of Council, Clause 3, referring to the Insane Asylum, was referred to the Asylum Committee.

Clauses 4 and 5 regarding Insurance and Water Tax on the Court House and Jail, were referred to the Public Property Committee. Clause 7 respecting Imprisonment for Debt and Insolvent Debtors, to Committee on Law Amendments; Clause 8, relating to balance due by Dartmouth, referred to the Finance Committee; and Clause 11, referring to representatives for the City of Halifax, to sit in the County Council, was referred to Committee on Law Amendments.

The Council adjourned till 10 a. m. to-morrow.

## COUNTY OF HALIFAX, SS.

GRAND JURY ROOM,  
HALIFAX, DECEMBER 17, 1879.

*STATEMENT of Accounts rendered against the County of Halifax, allowed by the Grand Jury, and presented to the Sessions, to be assessed upon said County for the ensuing year.*

Dr. Trenaman .....	\$20 00
Dr. Jennings.....	30 00
Dr. Wickwire.....	15 00
Dr. McFatridge .....	5 00
Dr. T. R. Almon.....	25 03
Dr. Slayter.....	40 00
Dr. Parker.....	15 00
Dr. Moore.....	15 00
Dr. Campbell.....	45 00
Dr. Somers.....	10 00
Dr. Rigby.....	10 00
Dr. Venables.....	5 00
Dr. Black.....	5 00
Dr. Cunningham.....	10 00
Dr. Lawson.....	5 00
Dr. Weeks.....	20 00
Dr. Moren.....	15 00
Dr. Milsom.....	20 00
Dr. Farrell.....	20 00
Dr. Walsh.....	5 00
Dr. Cameron.....	5 00
Cewie & Woodhill.....	25 00
Dr. Maunsell.....	10 00
	<hr/>
Sheriff Bill.....	\$375 00
Revising Jury Lists.....	120 35
	<hr/>
	\$595 35

*ESTIMATE for 1880.*

Fuel for County Court House.....	\$150 00
Crier Supreme Court and Equity Court, and attendance at Chambers.....	250 00
Keeper Court House, &c.....	460 00
Allowance for Cleaning, &c.....	40 00
Insurance Court House.....	100 00
Gas.....	70 00
Water Tax,.....	175 00
Constables to attend Supreme Court and Grand Jury.....	200 00
Estimate for Jail.....	2000 00
Revisors.....	198 00
To Pay Crown Witnesses.....	125 00
To Supplement Pay of Petit Jurors.....	500 00
Crier and Constable County Court, Estimating \$1 per day.....	75 00
Coroners and their Juries.....	250 00
Grand Jury.....	225 00
Secretary.....	25 00
Clerk of the Peace (to 30th April, 1880).....	700 00
Hospital for Insane.....	12000 00
County Constable (D. Webber).....	200 00
Stationery.....	40 00
Contingencies.....	217 00
	<hr/>
	\$18,000 00
Amount of Accounts ...	595 35
	<hr/>
	\$18,595 35

Eighteen thousand five hundred and ninety-five dollars and thirty-five cents.

(Signed)

JOSEPH SEETON,  
Foreman Grand Jury.



## FIFTH DAY.

SATURDAY, January 17th, 1880.

The Council met in the East Court Room at 10 o'clock.

The Warden being engaged in obtaining a place of meeting for the Council next week, Councillor Archibald took the Chair.

The Clerk called the Roll—27 members present.

Minutes of last meeting read and confirmed.

Councillor Tupper's credentials having arrived, he was duly sworn in as Councillor for District 21, (Middle Musquodoboit).

The Committee appointed to procure a seal for the Municipality, reported through Councillor Himelman as follows:—

I. The Council shall provide a common seal, made of suitable metal, and have engraved on it the name of the corporation.

II. The seal shall be kept by the Clerk.

III. All deeds or documents to which the Corporation is a party, and for which a seal is requisite, shall be authenticated by the common seal, and the Warden and Clerk shall sign the same and affix thereto the seal when authorized by any law, bye-law or resolution of Council.

IV. Any person requiring the County Seal to be affixed to any certificate or document for the purpose of identification, shall pay to the Clerk the following fees:—

For affixing the seal to any document, to be used out of the Province.....	\$2 50
To be used within the Province only.....	1 50
To be used in the Corporation only.....	1 00

V. The Seal shall be one and a half inches in diameter, with a Crown in the centre, encircled by the words "Municipal Council, County of Halifax. Estab. 1880."

The Report having been read clause by clause, the 5th clause was amended by inserting the words "Nova Scotia" instead of the words "Estab. 1880."

The report was adopted and ordered to be entered in the bye-laws.

The Warden reported that he had made enquiries with regard to obtaining a suitable room for Monday's session in the Province Building, but had been unsuccessful. He hoped to arrange with Judge Johnston for the County Court Room.

The Clerk read a letter from the Chairman of the Board of Charities in regard to the patients now resident at Mount Hope Asylum, who could be removed. There were quite a number whose condition would admit of that course.

Moved by Councillor Archibald, seconded by Councillor Himelman—

"That the Council hand the letter to the Committee on the Asylum."

Councillor Shatford presented the report of the Special Committee on the duties of Standing Committees, which was read and discussed.

The report was amended, and passed clause by clause, as follows:—

I. Standing Committees shall be appointed by the Council annually, as follows:—

1. Committee on Public Accounts and Finance.
2. Committee on Tenders and Public Property.
3. Committee on Licenses.
4. Committee on Roads and Bridges.
5. Committee on Assessments.
6. Committee on Lunatic Asylum.
7. Committee on Law Amendments.
8. Committee on Jury Lists.

II. Special or Select Committees may be appointed, on motion, at any time.

III. The Report of any Committee shall be in writing, and signed by the Chairman when unanimous; but when there is a difference of opinion, the Report shall be signed by all who concur in it. The minority may also report their views in writing to the Council if they see fit, which report shall be signed by all concurring in it.

## DUTIES OF THE SEVERAL COMMITTEES.

### FINANCE AND PUBLIC ACCOUNTS.

IV. It shall be the duty of the Committee on Public Accounts and Finance to examine Accounts referred to them by the Council, and to report thereon; to prepare Estimates, and submit proposals for the raising of money by Assessments, Loans, Bonds or otherwise; and further, to enforce

the collection of all debts due to this Corporation, and to provide the necessary Books of Account and reference, and all blank forms required.

#### TENDERS AND PUBLIC PROPERTY.

V. It shall be the duty of the Committee on Tenders and Public Property to examine and report on all tenders received for the performance of any Public Work, or for the loan of money; and they shall have control over, and take charge of, all Property belonging to the Municipality, and have supervision of the same as respects the purchase, sale, leasing and management thereof, and may incur expenditure on current Account, not to exceed Fifty Dollars, for any one service, reporting the same at next meeting of Council thereafter.

#### LICENSES.

VI. It shall be the duty of the Committee on Licenses to grant licenses for the sale of intoxicating liquors, if such be authorized by the Council; to examine into, and decide upon, the sufficiency of petitions for such licenses, and the genuineness of the signatures appended thereto; to report at next meeting of Council, and to aid the Clerk of License in performing his duties.

#### ROADS AND BRIDGES.

VII. The Committee on Roads and Bridges shall have the general supervision of the Roads, Bridges and Ferries, in the Municipality under the direction of the Council, and shall, at each semi-annual meeting of the Council, report an estimate of the sums required for the repairs and construction of roads and bridges, having in view the amount of money at the disposal of the Council for that service, and shall also report from time to time upon the condition of the roads and bridges of the Municipality, and the character of the work performed thereon.

#### ASSESSMENTS.

VIII. The Committee on Assessments shall take charge of such matters relating to Assessments and Rates as may be referred to them by the Council, and hear evidence relating to appeals, and report thereon to the Council.

#### LUNATIC ASYLUM.

IX. The Committee on Lunatic Asylum shall examine applicants for admission; inspect all accounts chargeable against the Municipality for Insane Patients, and shall investigate and recover all amounts due from paying patients charged against the County, and perform such other duties as may be required, and report to the Council.

#### LAW AMENDMENTS.

X. The duties of this Committee shall be to suggest any amendments that may be thought necessary in the County Incorporation Act, and to urge the Legislature to amend or repeal such portions of the said Act, or any Acts recommended to be passed, amended or repealed by the Council.

## JURY LISTS.

XI. It shall be the duty of the Committee on Jury Lists to revise such lists in accordance with the Law, and to report on all matters therewith connected when requisite to the Council.

On motion of Councillor Burgess, seconded by Councillor Hubley—

The Report on Duties of Standing Committees was referred to the Committee on Bye-Laws for insertion in their report.

The Warden was requested to wait on Judge Johnston, and arrange for the County Court Room for the remainder of next week from Tuesday morning.

Moved by Councillor John E. Shatford, seconded by Councillor Griffin, and passed—

*Resolved*, That a committee of seven be elected to submit the duties of District Officers, and the Returns to be made by them.

Councillors Madill, Dean, Hubley, Smith, O'Leary, Belfontaine, and Crooks were appointed such committee.

Messrs. Crooks, Henneberry, and Norman Hays were granted an hour's leave of absence.

Moved by Councillor Burgess, seconded by Councillor John Hayes—

*Resolved*, That the duty of Committee on Jury Lists be referred to Committee on Bye-Laws.

The Warden drew attention to the necessity of expediting the settlement of the claim of the County on Municipality of the Dartmouth.

After some discussion, it was referred to the Committee on Public Accounts and Finance.

In regard to depositing County Funds, it was moved by Councillor John E. Shatford, seconded by Councillor Madill,—

*Resolved*, That the funds of this Municipality be deposited by the Treasurer with the Halifax Banking Company, to be drawn as required. Passed.

Moved by Councillor John E. Shatford, seconded by Councillor Donald Archibald,—

*Resolved*, That any Acts of the late Court of Quarter Sessions conflicting

with the Bye-Laws of this Council are hereby declared null and void.  
Passed.

The Warden referring to the Assessments for the Poor, requested that they be handed in to the Clerk when prepared.

The following reports of amounts necessary for the support of the Poor in the various districts, were moved by the Councillor for each District, passed, and ordered to be assessed thereon,—

Herring Cove.....	\$60
Portuguese Cove.....	30
Upper Prospect ... ..	50
Haggett's Cove.....	25
Franch Village.....	30
Spryfield.....	40
Balford—nothing wanted.	
Waverley.....	100
Gay's River.....	60
Meagher's Grant.....	50
Middle Musquodoboit.....	175
N. W. Arm—nothing required.	
Upper Musquodoboit.....	200
Lower Prospect.....	30
Musquodoboit Harbour.....	25
Jeddore—nothing required.	
Tangier—nothing required.	
Chezzatecook—nothing required.	
Lawrencetown.....	80
Dartmouth.....	50
Hubbard's Cove.....	80
Eastern Passage.....	70
Little River.....	40
Petpeswick.....	60
Salmon River—nothing required.	
Preston .....	40
Hammond Plains—nothing required.	

\$1315

A letter, addressed to the Warden by Judge Johnston, was read, offering his Court Room for the use of the Council from Tuesday till the end of the week, if required.

On motion, the offer was accepted, the Clerk to acknowledge the same with thanks, and offer the Judge the use of the Magistrates' Room.

Councillor John E. Shatford presented the Report of the

Law Amendment Committee on the amendments proposed to be made under the County Municipal Act of 1879.

The Committee recommend the following alterations in said Act:—

Clause 1.—Section 5.—To read third Tuesday in November in each alternate year.

Clause 2.—Section 9.—Nomination to be the Tuesday and before ten a. m. one week before the election, and if only one candidate is nominated he to be considered elected.

Clause 3.—Section 15.—Candidate to be a rate payer in the district in which he is a candidate.

Clause 4.—Section 31.—Notice to be posted 10 days before or left five days before.

Clause 5.—Section 32.—The Councillors to receive \$2 a day for attendance and 10 cents a mile travelling expenses.

Clause 6.—Section 33.—All but ratepayers excluded from examining the Clerk's books.

Clause 7.—Sections 40 to 43.—Duties of Auditors modified to auditing the yearly accounts.

Clause 8.—Section 50.—Clerk to be notified of any extra or additional district appointments.

Clause 9.—Non-residents to be liable for their proportion of statute labor. Mailed notice to be considered sufficient.

Clause 10.—The jury fees to be paid to the County Treasurer, who will certify the same for the information of the Prothonetary.

On motion, the report was read clause by clause.

On clause 1 being read, it was moved by Councillor Guild, seconded by Councillor N. Hays, and—

*Resolved*, That in the opinion of this Council the election of Councillors be for three years for Municipal Districts, instead of one as at present.

On being put this amendment was lost.

Clauses No. 1 to 4 passed unaltered.

Clause 5 elicited a general discussion.

Councillor James E. Shatford seconded by Councillor Madill, moved—

That this Council is of opinion that no pay whatever should be given to Councillors in future.

On being put there were for the amendment 4, against it 21.

Names were called for—

*Yeas*—Jas. E. Shatford, Madill, Worrall, and Hubley.

*Nays*—John Hays, Monk, Christian, N. Hays, Himelman, Guild, Leslie, Dean, Tupper, Ryan, A. W. Smith, Belfountain, Crooks, John E. Shatford, Archibald, John Smith, Griffin, O'Leary, Umlah, Burgess, Donovan. Dillman dissenting.

Moved by Councillor Archibald, seconded by Councillor Norman Hays—

*Resolved*, That the pay for Councillors be two dollars for hotel expenses per day, and travelling expenses ten cents per mile each way.

Clauses 6 to 10 were passed.

Adverting to the absence of a Councillor, the Warden asked what course should be pursued in reference to this and similar cases.

Moved by Councillor Leslie, seconded by Councillor O'Leary,

*Whereas*, D. W. Archibald, Councillor elect for Sheet Harbor, District No. 25, has been unable to attend the Municipal Council for Halifax County, on account of sickness, and the death of a member of his family during the first week of its meeting;

*Therefore Resolved*, That sympathizing with him in his affliction the Council exonerate and free the said D. W. Archibald from any and all fines that are due or may be imposed for non-attendance at this session. Also, that the Clerk send Councillor Archibald a copy of this resolution.

Passed unanimously.

Moved by Councillor Leslie seconded by Councillor Himelman—

That the License question be taken up on Tuesday morning. Passed.

On motion Council adjourned to meet on Tuesday morning at County Court Room at 10 o'clock. The several Committees in the meantime to prepare their Report for said meeting.

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## SIXTH DAY.

HALIFAX, TUESDAY, January 20th.

Pursuant to adjournment, the County Council met at 10 a. m. in the County Court Room.

Present—The Warden and 21 Councillors.

Councillor Donald Archibald stated that Councillor Tupper's absence was owing to a death in his family.

The Minutes of meeting of 17th inst. were read and confirmed.

A letter was read from the Chief Justice enclosing \$100, the amount of a fine for assault, and \$18 for jury fees collected by Sheriff Bell.

Councillor Archibald moved, seconded by Councillor Norman Hays—

That the thanks of the Council be tendered to His Lordship the Chief Justice in reference to a fine of One Hundred Dollars, which His Lordship has tendered to this Council. Passed.

In reply to an enquiry, Councillor Hamilton, Sackville, said no assessment for poor was necessary in his district.

Councillor Worrall presented the Reports of the Committee on Title to the Court House and on Public Property, both of which having been read, Councillor Archibald, seconded by Councillor Norman Hays, moved—

That the Report of the Committee on the title of the Court House and that on Public Property lie on the table for the present.

Councillor Worrall reported verbally concerning a Room for Council Meetings, that an unfinished space in the upper storey of the Court House could be converted into a suitable Session Room at moderate cost.

It was decided that the Councillors should inspect the same, and take action thereafter.

Councillor Worrall, Chairman of the Committee on the Insane Asylum, handed in the following Report, which was, on motion of Councillor Archibald, seconded by Councillor Hubley, adopted:—

"The Committee on the Insane Asylum beg to report that they have the matter under consideration, but find that owing to the want of necessary information they will be unable to report fully until the May meeting. They would suggest that the Clerk read over the names of all patients chargeable to this county, so that each Councillor may make a note of any name in his district, for the purpose of making inquiries as to what can be done in lessening the heavy expense this County is put to, and report to this Committee for their information."



The Clerk then read from the accounts sent by the Superintendent of the Asylum the names of patients charged to the County, noted those who were removable, and checked off those whose locality was known to any Councillor, as follows :

William Sanders.	Catherine Hayes.	Daniel Callaghan.
William Graham.	Elizabeth Pye.	† James O'Connell.
James Wade.	Catherine Ready.	James Purcell.
Patrick Harmony.	Ellen J. Wall.	* Samuel Young.
Samuel Fewler.	Caroline Watson.	Charles Mitchell.
* James Pearson.	E. A. Thomas.	John Bushell.
John McCarthy.	Mary Delaney.	Richard Baxter.
Henry Lappin.	Mary A. Flowers.	* Key McMichael.
Luke Warren.	Margaret Norris.	Charles Nolan.
John Kennedy.	Bridget Duncan.	† William A. Williams.
† James Carey.	* Ellen Hubley.	† James C. Woodworth.
* William Williams.	Janet Cole.	Hannah Tucker.
William McAllice.	Rachel Boreham.	† Margaret McKinlay.
James Todd.	Jane Green.	† Eliza A. Cormac.
Richard Barry.	Eleanor Gilfoxy.	Mary A. King.
Michael Brennan.	Jane Caldwell.	Margaret Grant.
Dennis Moriarty.	Mary Doyle.	Elizabeth Meagher.
* Charles Dunbrach.	Mary Morris.	Margaret Ferguson.
Joseph Grogget.	Frances D. Power.	Mary A. Kennedy.
John J. Dunn.	Mary E. Hart.	Mary Hennessy.
John W. Stewart.	Bridget Dunlay.	† Madeline Blythe.
Lawrence Hickey.	Mary A. Birmingham.	* Catherine Coolan.
Thomas F. Knight.	Elizabeth Savage.	Catherine Houseman.
† James A. Allan.	Catherine McDewall.	* Mary Boutilier.
William Caldwell.	* Eliza Boutilier.	† Louisa Street.
Samuel Foster.	Johannah Durwood.	† Catherine Boutilier.
Charles Brodie.	† Fanny Forbes.	Isabella Gillisboo.
Charles Lynch.	† Catherine Colford.	Susan McKenzie.
Robert L. Jacobs.	Julia Flynn.	Johannah McKenna.
Stanislaus Moore.	Esther Godfrey.	* Mary Morgan.
Patrick Chapman.	Harriet McPherson.	Elizabeth Foster.
Thomas Roland.	† Jane Corbin.	Mary Ann Cedy.
Christopher Norwood.	Emily Mosher.	Elizabeth Gott.
Michael O'Hearn.	* Nicholas Power.	Annie McLeod.
* Charlotte Knowles.	Joseph Boyle.	* Margaret Lawlor.—105

\* Patients from the country districts known to Councillors.

† Patients who can safely be removed and provided for elsewhere.

The balance due the Government per this account was \$14,517.71.

On motion of Councillor D. Archibald, seconded by Councillor N. Hays, Junr., it was—

*Resolved*, That each district maintain its own insane paupers. Passed.

The Warden referred to the Yearly Accounts and Estimate, and the Treasurer was instructed to attend with the requisite statements relating thereto as soon as they could be prepared.

On the subject of the Treasurer's salary and duties, remarks were made by Councillors that the salary was intended to have been reduced, as with the Clerk, but that other duties might be performed by him in connection with County purposes.

Moved by Councillor John E. Shatford, seconded by Councillor Monk—

*Resolved*, That whereas until recently this county paid \$600 and fees for a Stipendiary Magistrate, and upon the resignation of that officer a great necessity was felt for such an office by the whole county. And as the present Treasurer offered to perform the duties of a Stipendiary in consideration of having a small increase in his salary, and the free use of his office for that purpose. *Therefore Resolved*, that the present Treasurer, in view of the necessity existing for some working Magistrate be appointed to perform the duties as heretofore, without any extra charge on the county, and also the duties of County Clerk of License. And that his office be open from 10 o'clock till 1, and from 2 till 4 o'clock each day. Passed.

Councillor Griffin, Chairman of Committee on application from Overseers of Lower Prospect for a loan of \$280, reported in favour of granting it.

Moved by Councillor Monk, seconded by Councillor John E. Shatford—

That the Report of the Committee on petition from Overseers of District No. 23 be adopted, with proviso that Messrs. Worrall and Ryan give their notes to the Municipality for the same, payable seven months from date.

Moved in amendment by Councillor Himelman, seconded by Councillor N. Hays—

That the Report of the Committee lay on the Table until the financial state of the Corporation is ascertained.

The amendment on being put, was lost. The original resolution was then put, and carried.

Councillor Griffin, Chairman of the Committee on a Seal for the corporation, reported that Mr. Bolton offered to make the seal, as required, for \$10, and that he could have it done in two weeks. On motion of Councillor Archibald, seconded by Councillor Ryan, the report was adopted.

Councillors Hubley and Worrall each submitted a letter, (which was read), referring to the Petition of Fraser and others, Margaret's Bay.

Councillor Archibald presented the Report of Committee on Statute Labor, which was read as follows:—

The Committee on Statute Labor beg leave to report that they have had submitted to them a petition from Archibald G. and Kidson Henry, from Upper Musquodoboit, District 22, asking to be placed in a class by themselves, for the purpose of making a new road. Your committee decide to recommend that the prayer of the petition be granted. Also, a petition from John Frazer and others, of St. Margaret's Bay Road, asking a division of the present road district extending from Nine-Mile River to West of Hubley's, and form two districts of the same. Your committee also agree to recommend to grant the prayer of said petition. Also, a petition from Adam Hunter, from District 15, asking for his statute labor to be done upon the road leading from the main road to his place; and your committee agree to recommend that petitioner have his statute labor so applied for the present year, subject to the approval of the supervisors of the road.

They have also had submitted to them a petition from Samuel and W. A. Purcell, Ferryman at Point Pleasant, and would recommend that the regulations enforced by the Quarter Sessions heretofore be continued by this Council.

Moved by Councillor John E. Shatford, seconded by Councillor Himelman—

That the Report be adopted. Passed.

The license question was then taken up, and two resolutions presented thereon.

Considerable discussion ensued, taken part in by Councillors Shatford, Himelman, Worrall, Guild, Ryan, Monk, and others.

Councillor Himelman moved, seconded by Councillor Guild—

That no licenses be granted in the county for the sale of intoxicating liquors during the present year.

Councillor Griffin, seconded by Councillor Monk, moved in amendment—

That licenses for the sale of intoxicating liquors be granted by the Council, on the recommendation of the License Committee, to such persons as request them.

On a vote being taken the Council stood: 14 for the amendment, and 7 for the original resolution.

Councillor Himelman called for names.

*For the amendment*—Donovan, Shatford, Worrall, J. Hays, Dillman, Burgess, Hamilton, Ryan, A. W. Smith, Leslie, John Smith, Belfontain, Griffin, O'Leary, Monk.

*Against the amendment*—Himelman, Guild, Archibald, Christian, Madill, Hubley, Umlah.

*Absent*—Tupper, Henneberry, D. W. Archibald.

*Not voting*—Dean, Crooks, N. Hays.

The amendment was therefore announced as carried.

The Treasurer was then called on and read a statement of the assets and liabilities of the County, made up to date; shewing also amounts received and paid by him since the adjournment of the Grand Jury and Sessions; also explained the causes of the large indebtedness of Dartmouth and the City. balance in hand, &c.

Moved by Councillor Shatford, seconded by Councillor Archibald—

That the Treasurer's Accounts and Statements be handed to Finance Committee to examine and report. Passed.

On motion of Councillor Jno. E. Shatford, seconded by Councillor Jno. Smith, it was—

Resolved that the Clerk of the Municipality be directed to call upon Mr. Samuel Gaetz, Collector of County Rates, Chezzetcook district, to pay over the sum of \$53, due by him as Collector of County Rates for 1879.

The Council adjourned at a quarter past one till 10 o'clock next morning.

## SEVENTH DAY.

WEDNESDAY, January 21.

The Municipal Council met this morning at 10 o'clock, in the County Court Room.

On the roll being called, twenty-eight members were present, Messrs. Henneberry and D. W. Archibald absent.

The minutes of last meeting were read and approved.

Councillor Donovan enquired with reference to the action of the Council regarding licenses, and suggested some improvements.

The Warden said it would be in order if changes in the law were thought desirable, to suggest them, and have the same referred to the Committee on Law Amendments.

The Clerk read the report of the committee on the title to the County Court House, presented to the Council yesterday, as follows:--

Your Committee beg to report that they find, by an Act passed in 1858, the Legislature granted one-third of the amount necessary to build this Court House, and gave a Deed of the land to three Commissioners for that purpose, in whom the title was vested, while the County was assessed for the remaining two-thirds; but that the title was afterwards transferred to the Sessions, subject to the terms of the Act.

They find that a correspondence took place in Decr. 1861, and Jany., 1862, between the Sessions, Judges, and Lieut.-Governor-in-Council, in which the Sessions pray that the rooms may be appropriated for the purposes set forth in that Act. That an Order-in-Council was passed in the latter month appropriating the same as follows, viz: Third storey—Grand and Petit Jury Rooms. Second storey—All the rooms on that floor for Supreme Court purposes. The Judges concurred in the appropriation of the western Court Rooms for the use of the Quarter-Sessions, and Witness Room for the Justices, while in session.

Your Committee also find that the Sessions were ordered to take charge of the building, subject to the foregoing appropriations. They also find that the correspondence referred to has been carefully kept by the late

Clerk of the Peace, who gave them all the assistance required in looking into this matter.

All of which is respectfully submitted.

H. F. WORRALL, Chairman.

JOHN J. SHATFORD.

JAMES L. GRIFFIN.

E. E. BURGESS.

EDMUND RYAN.

Councillor Worrall presented the Report of the Committee on Public Property, which was read.

On motion of Councillor Archibald, seconded by Councillor Guild—

*Resolved*, That the report of the Committee on Public Property be read clause by clause.

#### REPORT OF COMMITTEE ON PUBLIC PROPERTY.

1. Your Committee beg to report that they have visited the County Jail and find everything in a satisfactory condition. They beg leave to call the attention of the Law Amendment Committee to a clause in the Grand Jury presentment, referring to Imprisonment for Debt, as they find several debtors now incarcerated therein.

2. They have examined the Policies of Insurance, and find the Jail is covered till May next, and the Court House till December, and fully agree with the Grand Jury that the insurance on these buildings should not be all in one office, but divided among several. They beg to suggest that this Committee have power in the matter as shall best serve the interests of the County.

3. The correspondence from his Lordship the Chief Justice, respecting further accommodation for the Equity Court, Court of Marriage and Divorce, Vice Admiralty Court, and Weekly Chambers, has received their best attention and whilst holding the opinion that the accommodation asked for is rather for Provincial than County purposes, they still are anxious to meet his Lordship's request in such a manner as will not increase the County expenditure, and are willing to place the County Council Chamber, when not required for Municipal purposes, at the disposal of the Chief Justice for the Administration of Justice.

4. Your Committee, referring to His Honor Judge Johnston's communication, are sorry they cannot secure better accommodation for the County Court, there being no other room suitable for that purpose. They recommend that the room be ventilated by placing windows over each door, and that a coarse matting be placed on the floor to deaden the sound.

They find that better accommodation for the Jury cannot be secured, owing to the unsuitableness of the room.

5. They have also had under consideration the question of a suitable room for the meetings of this Council. and, after mature deliberation, find the only room available for that purpose would be the one now occupied by the Treasurer, which can be enlarged by taking down the south wall, thus giving them a room 25 ft. 6 by 26 ft. 6, while the Clerk's and Magistrates' rooms combined are only 16 ft. 9 by 38 ft., being a difference of about 20 ft. in favor of the former. The Treasurer could use the Council room when not required for its meetings, when he could temporarily use that of the Magistrates.

Should this plan be adopted, they recommend that the room be finished, fitted up with all the necessary desks and seats, before the meeting in May next.

6. Your Committee also find an unfinished space at the top of this building which could be made suitable for the meetings of this Council by lighting it from the roof. This would leave the several offices as at present, and could, if required, be used by the Supreme Court when not required for Council purposes.

All of which is respectfully submitted.

H. F. WORRELL, Chairman.

EDMUND RYAN.

JOSEPH HIMELMAN.

JAMES L. GRIFFIN.

E. E. BURGESS.

JOSEPH HAMILTON.

DANL. DONOVAN.

Clauses 1 and 2 passed as read.

Clause 3 was amended verbally to read.

The 4th clause passed.

The 5th clause to be superseded by the 6th, which was passed.

The report then passed as amended.

Moved by Councillor Jno. E. Shatford, seconded by Councillor Dillman—

That the County Property Committee be authorized to put the proposed Room in order for the Council as early as possible by Tender and Contract, to be completed by last of April. Passed.

Councillor Worrall presented and read the Report of the Committee on Public Accounts and Finance; also handed in the Estimate for the current year.

1. The Committee beg leave to report that they have examined the accounts of the Treasurer since last November, and found them correct. They have carefully gone into the statement of the assets and liabilities, and find that if all the amounts due this Council were paid they would be in funds to the extent of \$17,288.

2. The following is the statement referred to :

ASSETS.	
Cash on hand .....	\$ 2,105 40
Due by City of Halifax.....	20,433 50
"    Town of Dartmouth.....	15,818 00
Due by other parts of County.....	1,478 53
Total.....	\$39,832 45

### 3. LIABILITIES.

Due Trustees of Public Schools.....	\$ 114 80
" Government Advances.....	6,107 00
" City for Water Rates.....	870 00
" Revisors.....	12 00
" Assessors.....	15 00
" Crown witnesses.....	40 00
" Salaries.....	275 00
" Hospital for Insane.....	14,517 71
" Sheriff and Coroners.....	595 35
	\$22,546 89
	\$17,288 59

4. To get, however, at a proper understanding as to our financial position, the amount due from Dartmouth must be deducted, it being in dispute and now in the law courts, this together with \$278.55 probable loss in other unpaid County taxes, would reduce the balance to \$1,192.04.

5. Your Committee recommend that an urgent appeal be made to the City of Halifax to pay the large amount due by them, so as to enable the Council to carry on the affairs of this county in a proper manner. The amount due the Hospital for the Insane could not be thoroughly looked into, and your committee suggest that it be well sifted by the committee on that institution.

6. They beg also to recommend that this Council do not pay the advances made by the Government, until such time that Dartmouth liquidates her account.



7. The amount to be assessed on this county for the present year has given your committee a good deal of anxious thought, but they recommend that the same amount as last year be levied, viz: For county purposes, \$21,786.00, together with the usual amount for schools, \$8,214.00, making in all \$30,000, as per estimate herewith submitted :

## ESTIMATES FOR 1880.

Hospital for Insane.....	\$12,000 00
Estimate for Jail.....	2,000 00
Treasurer's Salary.....	1,200 00
Clerk's ".....	1,000 00
Councillors' Fees and Travelling Expenses.....	1,000 00
Petit Juries (supplementary amount).....	500 00
Estimate altering Court Room for County Council.....	500 00
Keeper of Court House, including cleaning, &c.....	450 00
Crier of Supreme and Equity Courts, &c.....	250 00
Coroners and their Juries.....	250 00
Grand Jury.....	225 00
Secretary to Grand Jury.....	25 00
Fuel for Court House.....	150 00
Insurance on Court House.....	100 00
Water Taxes.....	175 00
Constable to Supreme Court and Grand Jury.....	200 00
Revisors.....	198 00
Crown Witnesses.....	125 00
Crier and Constable County Court.....	75 00
County Constable.....	200 00
Stationery and Printing.....	250 00
Contingent Fund.....	843 00
Total.....	\$21,786 00

Your Committee beg to hope that the rate payers of this County will not be allowed to get into arrears in the future as in the past, otherwise the taxes will so increase that we shall finally drift into a hopeless state of bankruptcy

(Signed)

H. F. WORRALL, Chairman.

DONALD ARCHIBALD.

JNO. E. SHATFORD.

JAS. E. SHATFORD.

NORMAN HAYS.

Moved by Councillor Guild, seconded by Councillor Himelman—

That the Report on Public Accounts and Finance be received and read clause by clause.

1st, 2nd, and 3rd clauses passed as read. It was suggested

that the amount for water rates be arranged by exchange of Receipts with the City.

The 4th, 5th, 6th and 7th clauses also passed without change. Remarks were made on some of the items being chiefly on City account.

The Chairman pointed out that the Grand Jury and Sessions had made no provision in their Estimate for the County officials and contingent accounts, which made it \$3,000 less than it should be.

Several Councillors referred to the published misstatement of funds in hands of Treasurer Dec., 1879, as being over \$20,000, whereas the actual cash in Bank when the Council met was \$2105, with \$25,000 due by the County. Neither Dartmouth nor the City had paid anything on last year's assessment. There was a balance in hand January of \$6,000, which was applied to reduce the assessment of last year. This year there was nothing in that way; but notwithstanding all demands and deductions, the assessment would be no greater than 1879.

Councillor Jno. Shatford referred to the deficits of assessments in many districts, and said each Councillor should see that they were all collected. Many persons who were able to pay did not do so, and should be made to pay.

Moved by Councillor Jas. E. Shatford, seconded by Councillor N. Hayes,—

*Resolved*, That this Council order that the assessment rolls be referred back to the collectors with instructions to have all balances collected without delay. Passed.

Moved by Councillor E. Ryan, seconded by Councillor Tupper—

That all arrears standing against each District at the end of each year be added to the amount of assessment in such District the following year.

In amendment, Councillor Worrall moved, seconded by Councillor N. Hayes—

That the subject of the Resolution be deferred till the May meeting.

The amendment passed.

On motion, the Treasurer submitted the following list of

amounts due by the several districts, for assessments for 1879, which was read and passed:—

District 7—Ferguson's Cove.....	\$ 40 90
" 8—Portuguese Cove.....	106 74
" 9—Sambro.....	20
" 10—Upper Prospect.....	173 23
" 11—Hagget's Cove.....	68 55
" 12—French Village.....	8 13
" 13—Prospect.....	7 50
" 14—North West Arm.....	199 55
" 15—Bedford.....	153 44
" 16—Hammond's Plains.....	46 86
" 17—Beaver Bank.....	163 22
" 18—Waverly.....	6 52
" 19—Gay's River.....	36 33
" 20—Meagher's Grant.....	17 16
" 21—Middle Musquodoboit.....	
" 22—Upper ".....	7 59
" 23—Lower Prospect.....	37 67
" 24—Smith's Cove.....	2 48
" 25—Sheet Harbor.....	
" 26—Pope's Harbor.....	124 46
" 27—Jeddore.....	16 46
" 28—West Chezzetcook.....	18 30
" 29—Lawrencetown.....	10 36
" 30—Preston.....	3 93
" 31—Dartmouth.....	124 48
" 32—Hubbard's Cove.....	15 74
" 33—Eastern Passage.....	3 80
" 34—Salmon River.....	0 48
" 35—Little River.....	
" 36—East Chezzetcook.....	74 54
Total.....	\$1468 47

Council adjourned to meet at 2 o'clock.

#### AFTERNOON SESSION.

The Council met at 2 o'clock. All present, except Councillors Henneberry and D. W. Archibald.

Reading of Minutes waived to save time.

Councillor Worrall, in absence of Warden, appointed

Chairman. He declines, and Councillor Archibald takes the Chair.

Councillor Griffin read a memorandum, in reference to the Seal of the Council, suggesting to substitute "Municipality of the County of Halifax, N. S.," instead of the former inscription.

On motion, the suggestion was approved and adopted.

The following suggestion, from Councillor Hubley, was read, and referred to the Committee on Law Amendments:—

*Whereas*,—Dissatisfaction exists in respect to the illicit sale of intoxicating liquors; *and whereas*, persons procuring licenses are not sufficiently protected from such illicit sale; *and whereas*, such places of illicit sale allow the youth of our respective districts to assemble for the purpose of gambling, and thereby, as a natural consequence, their morals are corrupted; *and whereas*, at the present day those who would seek to bring such illicit sellers of liquor to justice are discouraged to make the attempt, from the fact that any person trying to carry out the law in this respect is called an informer, and such persons are afterwards treated with contempt by those who should seek to enforce the law; *therefore resolved*, that this Council deem it advisable to appoint a Clerk of License in each district respectively, if consistent with the established laws of our country, and if such is not the case, that this Council pray our honorable Legislature to enact such measures as will invest the Council with the required authority.

The following suggestion from Councillor Donovan was read and referred to the Committee on Law Amendments:—

"As a member of this Council, I feel that some improvement can be made on the existing License Act, and, therefore, submit the following to the Committee on Bye Laws. First any applicant for license can obtain the same by obtaining the names of the majority of the rate payers in his district. Secondly by paying \$30 per annum in advance; also, by obtaining the signature of the Councillor and two Justices in his district. Any person selling liquor contrary to those laws to be liable to the fine of \$20 for the first offence, and \$40 for the second, to be collected as the Council approves."

Councillor Griffin presented Report of Committee on Bye-Laws. With his consent, the Council proceeded to the consideration of Report of Committee on duties of County and District officers, handed in by Councillor Madill, Chairman.

On motion, the several clauses were read separately, and passed with such verbal changes as were necessary.

The Report was adopted as a whole, and ordered to be embodied in the Bye-Laws.

Councillor Griffin then presented Report of Bye-Laws for regulating the proceedings of Council, which was read and passed after discussion and amendment, clause by clause.

The Bye-Laws relating to Standing Committees and their duties were then taken up, read and discussed clause by clause, amended verbally and passed.

The Bye-Laws relating to Ferries were then submitted, read in separate clauses and passed.

The following Ferries were stated to be within the Municipality:—Point Pleasant, Ship Harbour, Sheet Harbour, Moser's River, Shad Bay and Dover, Sober Island.

The Council adjourned to 22nd, at 10 a. m.

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## EIGHTH DAY.

THURSDAY, January 22nd, 1880.

The Municipal Council met this morning in the County Court Room at 10 o'clock.

Present, twenty-eight Councillors. Councillors Henneberry and D. W. Archibald absent.

The minutes of last meeting were read and approved.

The Warden stated that the whole morning would be taken up in passing the bye-laws and reports of various Committees.

Councillor Griffin submitted Bye-Laws relating to Councillors, Forms of Account and Licenses, &c.

The Report was read clause by clause.

Sections 1, 2 and 3 passed as read.

Section 4, Taxes on Peddlers, was referred to Committee on Law Amendments.

With reference to Licenses, Councillors Donovan and Griffin's amendment for \$30, put and lost.

Then moved by Councillor R. E. Monk, seconded by Councillor Ryan—

*Resolved*, That the License Fee for the sale of Intoxicating Liquors be fixed at \$40.00. Passed.

The following resolution was moved by Councillor Jas. E. Shatford, seconded by Councillor Ryan:—

*Resolved*, That this Council authorize each Committee to expend upon the Roads and Bridges of their respective Districts any, and all sums, that now stand at the credit of the said Districts in the Treasurer's books, as paid in through fines and forfeitures, &c., together with such license fees as remain unexpended.

Moved in amendment by Councillor Himelman—

That the License Fees be paid to County Treasurer and go into general fund.

Moved by Councillor Himelman, seconded by Councillor N. Hayes—

*Resolved*, That the Council defer consideration of the question of disposing of license fees and fines, till the May meeting.

The amendment passed.

Councillor Hubley nominated Peter G. Boutilier, Clerk of License in District No. 12. Passed.

Moved by Councillor Tupper, seconded by Councillor Archibald.

*Resolved*, That the line of District 21 be continued from the eastern line of said district a southwesterly course until it reaches the quartz mill on Moose River, owned by Wm. Cole & Co., thence south five hundred rods, thence west until it strikes the Ship Harbor Great Lake, embracing in this boundary the mining district known as Moose River Mines.

*Also resolved*, That Samuel Sutherland be Overseer of Roads for such District. Passed.

The subject of representation of the City and Dartmouth in the Council was referred to.

On motion of Councillor Jno. E. Shatford, seconded by Councillor Griffin—

*Whereas*, some dissatisfaction exists in consequence of the City of Halifax and Town of Dartmouth being rate payers, and having no representation in this Council ;

*Therefore resolved*, that it is the opinion of this Council that the City of Halifax and Town of Dartmouth should have Councillors to represent them in this Municipality. Passed.

A motion to refer the subject to the Law Amendment Committee, was lost.

Councillor H. F. Worrall, seconded by Councillor Griffin, moved—

That the Law Amendment Committee be requested to consider the subject of controverted Municipal Council elections, and to recommend some alterations in the law respecting the same. Passed.

Councillor Jno. E. Shatford, Chairman of the Law Amendment Committee reported, recommending the following additional amendments to the Municipal Incorporation Act, and other Acts affecting the County, which were read, considered, adopted and ordered to be sent to the Legislature.

#### SECOND REPORT LAW AMENDMENT COMMITTEE.

1. The Committee on Law Amendments recommend that the Legislature pass a law to exempt Councillors from arrest for debt during the time the Council is in Session, and for two days before such meeting.

2. That the law respecting Peddlers and Hawkers of Goods be so amended as to compel all Peddlers with teams to pay a license fee of \$50.00, whether rate-payers or not, and all Peddlers with packs on their backs to pay a license fee of \$20.00, whether rate-payers or not. And that any Peddler travelling without license may be sued for double the amount of such license by any person suing for the same before any two Justices of the Peace.

3. To amend the Act of Incorporation, so as to give the Council power to decide the question of Controverted Elections of members of that body.

4. That all exemptions of property, excepting of Clergymen or Ordained Ministers, Firemen and Engine Men, be abolished or repealed.

5. That all commutation fees received by Overseers of Roads be expended by public competition, by the Overseer receiving the same. And that the Statute Labor be performed not later than the 15th day of August in each and every year.

6. We also recommend that the Statute Labor be performed as here-

tofore, with the exception of, and subject to, the changes recommended by this Committee.

7. Your Committee are of opinion that they cannot recommend any change in the law with respect to imprisonment for debt.

8. With respect to Messrs. Hubley's and Donovan's suggestions, we find, by referring to Chap 75, Sec. 1 R S. 4th Series, that the Sessions have power to appoint as many Clerks of License in each County as they see fit, and also to regulate the license fees. We therefore recommend that any Councillor wishing a Clerk of License for his district, should appoint one at the same time that other district officers are appointed. But we do not deem it expedient to recommend that any change be made in the License Law.

On motion, the Report passed as a whole.

Bye-Laws in regard to Animals, Sea Manure, Burning Brush, &c., were read, discussed clause by clause, and passed.

The meeting then adjourned till 2 o'clock.

#### AFTERNOON SESSION.

The adjourned meeting of Council was held at 2 p. m.

The Roll was called—28 Councillors present.

The reading of Minutes of morning session was dispensed with.

The Warden read a letter from Major McDonnell, commanding 10th Battery, Royal Artillery, addressed to the Governor of the County Jail, claiming reimbursement for a tunic alleged to have been burnt by a private of that corps while he and another soldier were confined there.

On motion, the matter was referred to the Committee on Public Property for a reply.

Read a letter from Mr. Edward Foster, applying for the position of Assistant Clerk.

The Clerk of the Council was ordered to inform Mr. Foster that an assistant was not required at present.



Read a letter from Nepean Clarke, Esq., the late Clerk of the Peace, asking the favorable consideration of the Council, and calling attention to the clause in the Presentment of the Grand Jury relative to the introduction into the Legislature of a Bill to grant him a reasonable retiring allowance.

Moved by Councillor Archibald, seconded by Councillor Worrall—

That in reply to Mr. Clarke's request this Council vote him one quarter's salary from 1st February.

Moved in amendment by Councillor Guild, seconded by Councillor Himelman, and—

*Resolved*, That, in consideration of the present state of the finances of the County, we regret that we do not feel ourselves able to comply with Mr. Clarke's request.

The amendment, on being put, was carried.

A discussion on thistles and noxious weeds led to the following motion by Councillor Himelman, seconded by Councillor Madill—

*Resolved*, That any person or persons allowing thistles and other noxious weeds growing on their premises, so as to injure their neighbors' lands, shall pay a fine of \$2 for every offence, and that the overseers of highways act as thistle wardens, and enforce and direct the destruction of these weeds, or take action to recover the penalty as above. Passed, and ordered to be added to the Bye-Laws.

Councillor Umlah, seconded by Councillor Jno. E. Shatford, moved the following resolution—

*Whereas*, District 13, Prospect, is visited by large numbers of anglers on the Sabbath, and fires are lighted by them which has caused considerable inconvenience and loss to the inhabitants of that place. And it is also considered unsafe for pedestrians on the several roads of the District in consequence of this practice being permitted;

*Resolved*, That any person or persons found carrying a gun or fishing rod, or found shooting or angling at or near any of the lakes or rivers of the Municipality on the Sabbath Day shall be liable to a fine not to exceed \$20, nor less than \$5. The same to be collected by any Magistrate of the District in which such person or persons may be found violating the act.

Passed and ordered to be added to the bye-laws.

Councillor Ryan notified the Council that he should not require the Loan granted for Lower Prospect on 20th.

Moved by Councillor D. Archibald, seconded by Councillor Guild—

*Resolved*, That a communication be sent to the Governor in Council, asking that regulations be made to admit paupers from the County Districts to the Provincial and City Poor House at the actual cost incurred by such paupers. Passed.

The Warden informed the Council that the Treasurer and Clerk would have the Pay Sheet for attendance and mileage of Councillors, at the rates fixed by the Act, prepared for signature this afternoon.

On motion of Councillor Himelman, seconded by Councillor Norman Hays—

*Resolved*, That the Warden receive \$50 for the present year, and the Councillors \$1 per day for the present session, with travelling expenses as allowed by the Act.

Moved by Councillor John E. Shatford, seconded by Councillor N. P. Christian—

*Resolved*, That the Warden, as other Councillors, be allowed sessional pay and travelling fees over and above the \$50 named in the Act, and that this decision be added to the Law Amendment Committee's Report. Passed.

Moved by Councillor Worrall, seconded by Councillor Hubeley—

That all days the Council are in attendance, including Sundays, be counted for sessional pay. Passed.

Moved by Councillor Leslie, seconded by Councillor Himelman—

That all fines for non-attendance of Councillors at this meeting be remitted.

Councillor Worrall, Chairman, reported that the Finance Committee recommend that all monies provided by law for Jury and other services in connection with the administration of justice, be paid by the Treasurer when called upon.  
Report passed.

Councillor Jas. Smith informed the Committee that a bridge was required at the extreme end of Petpeswick to connect the Island with the main land.

Councillor Jno. E. Shatford, seconded by Councillor Hubley, moved the following resolution:—

That this Council grant the sum of \$50 to build said bridge.

On motion, referred to the Committee on Roads and Bridges for consideration.

In reference to Election Expenses, moved by Councillor Archibald, seconded by Councillor N. Hayes—

*Resolved.* That the costs incurred by the Sheriff of the County during the election of Councillors, being stated and provided for in the Act, the same be paid by the Treasurer upon being certified by the Chairman of the Finance Committee and duly audited. Passed.

Councillor Shatford, Chairman Law Amendment Committee, stated that the resolutions referred to them by the Council since last reporting had been embodied in their Report now delivered to the Clerk.

Moved by Councillor Archibald, seconded by Councillor Burgess—

That the Committee on Finance be authorized to print the proceedings of the session, and furnish a copy of the same to each of the Councillors. Passed.

Moved by Councillor Archibald, seconded by Councillor Guild—

*Resolved,* That the Warden be instructed to take charge of the bonds of the Clerk and Treasurer, and that the same be handed down to the keeping of every succeeding Warden of the Municipality. Passed.

The Warden informed the Council that he should be in attendance every Tuesday at 11 o'clock at the Court House, and also when required specially, to attend to County affairs.

The Treasurer stated that the balance in Bank of Nova Scotia had been transferred to the Halifax Banking Company.

On motion, it was—

*Resolved* to adjourn till Tuesday next, at 11 o'clock, to afford Councillor D. W. Archibald, Sheet Harbour, opportunity to be sworn in as required by Law, he having been prevented from attending owing to a death in his family.

The Councillors attended at the Treasurer's office, and were paid as per resolution before entered.

The Assessment Rolls for Districts in arrears were handed to the respective Councillors to deliver to the Collectors to get in amounts due on taxes of last year.

The Council then adjourned.

*GOD SAVE THE QUEEN.*

# List of District Officers

FOR

THE COUNTY OF HALIFAX,

For the Year 1880.

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## District No. 7.

*Collector for District No. 7, Thomas Hayes.*

*Overseers of the Poor, Frederick Darragh, James Hanrahan, Joseph Higgins.*

### *Herring Cove.*

*Assessor, Laurence Brackett. Overseer of Statute Labor, Geoffry Gorman. Constable, George Brown, Jr. Fence Viewer, Patrick Power.*

### *Ferguson's Cove.*

*Assessor, Francis Harrien. Overseer of Statute Labor, John Beverly. Constable, Richard Conway.*

### *Purcell's Cove.*

*Overseer Statute Labor, Samuel Purcell, Jr. Constable, Chas. Purcell.*

### *Spryfield.*

*Overseer of Statute Labor, John Glazebrook, Jr.*

## District No. 8.

*Overseers of the Poor, John Fitzgerald, William Johnson, George Flemming, (1st.)*

*Assessors, Daniel Johnson, Senr., John Brooks.*

*Collector, James Fitzgerald.*

### *Ketch Harbor.*

*Overseers of Statute Labor, East Side, Garrett Murphy. West Side, John Connors. Constables, Richard Flemming No. 2, Simon Mackey. Fence Viewer, John Whelan. Hogreeve, James Flaherty.*

*Portuguese Cove.*

*Overseers of Statute Labor*, Samuel Pettipas, John Burke. *Constables*, Edward Bowers, Jr., Horatio Purcell. *Fence Viewer*, Edward Sadler. *Overseer of Skids*, Andrew Bowers, John White. *Hogreeve*, Peter Martin.

*Duncan's Cove.*

*Overseer of Statute Labor*, Chas. Holland.

*Bear Cove.*

*Overseer Statute Labor*, Daniel Johnson, Senr. *Constable*, Andrew Johnson. *Fence Viewer*, James Pettipas.

## District No. 9.

*Assessors*, William Young, Martin Smith.

*Collector*, Jas. W. Henneberry.

*Overseers of the Poor*, James H. Hart, William Smith, Andrew Gray, Jr.

*Overseers of Roads*, Isaac Gray, Sambro North; Wm. Gray, Sr., Sambro South; George Finlay, Coot Cove and Creek; Joseph Gray, West Pennant; George Snair, East Pennant; James Rodgers, Ball Rock.

*Constables*, John Gray, Jr., Joseph Gray, Caleb Gray, John Tough, Jeremiah Gray, Henry Smith.

*Fence Viewers*, Benjamin Smith, Jeremiah Twigg.

## District No. 10.

*Assessors*, John Power, Junr., James Mullens, Junr.

*Collector*, William Merlin.

*Road Overseers*, Thomas Tobin; William Christian, Junr.; Francis Mehan; Michael Burke, S. Bay; Michael McGrath, E. Dover; William Myra, E. Dover.

*Road Overseer*, John Noonan, K. P.

*Constables*, John Duggan; Laurenzo T. Saul; James Foston; John Hornish, E. Dover.

*Overseers of the Poor*, James Edgar, Thomas Mehan, Martin Walsh.

## District No. 11.

*Overseers of Poor*, John H. Garrison, Jehn Umlah, Robert Innis.

*Local Assessors*, Wesley Crooks, Robert Munre.

*Collector of County and Poor Rates*, James Cornelius.

*Dover.*

*Road Overseer*, John Publicover. *Fence Viewer*, Abraham Publicover. *Constable*, James Mira.

*Peggy's Cove.*

*Road Overseer*, Marcus Crooks. *Constable*, Edward Daubin. *Fence Viewer*, Rupert Daubin.

*Middle Point.*

*Road Overseer*, John W. Richardson. *Constable*, Simon Hubley.  
*Fence Viewer*, Hezekiah Johnson.

*Indian Harbor.*

*Road Overseer*, George Frail. *Constable*, Robert Richardson. *Fence Viewer*, John Boutillier.

*Upper Indian Harbor.*

*Road Overseer*, Peter Isnor. *Constable*, George Covey. *Fence Viewer*, Benjamin Covey.

*Haggett's Cove.*

*Road Overseer*, Daniel Levy. *Constable*, Edward Grono. *Fence Viewer*, Elias Grono.

*Boutillier's Cove.*

*Road Overseer*, Isaiah Cornelius. *Constable*, Henry Berringer. *Fence Viewer*, David Gates.

*Glen Margaret.*

*Road Overseer*, Edward Moore. *Constable*, John Hollmer. *Fence Viewer*, Daniel Fraleck.

## District No. 12.

*Assessors*, John Conley, Isaac Hubley.

*Collector*, Edmund Deal.

*Overseers*, George Maling, James Slawnwhite, Jeremiah Tanner, Henry Garrison, George F. Boutillier, John Collishaw, Charles Chambers, Edwin Hubley, John Fraser, Samuel J. K. Boutillier.

*Clerk of License*, Peter G. Boutillier.

*Constables*, Samuel J. K. Boutillier, Stephen Dauphney, Isaac Harshman, Esrom Garrison, William Smeltzer, Edmund Deal, James Johnston, Freeman Boutillier.

*Overseers of Poor*, John Longard, Isaac Croucher, David Hubley.

*Health Officers*, Alfred Worger, John Hubley, Senr.

*Fence Viewers*, James Swallow, John Smith, Elias Dauphney, Joseph Joe Boutillier, Peter James Boutillier, Benjamin B. J. F. Boutillier, William Grono, John Joseph Hubley, Neil McDonald.

*Surveyors of Lumber*, William Hubley, George F. Boutillier, George H. Boutillier, Ambrose Hubley.

*Presiding Officer*, Esrom Boutillier.

## District No. 13.

*Overseers of the Poor*, John Merlin, John Yeardon and Richard Roach.

*Assessors*, Samuel Kemp, John G. Drysdale.

*Collector Poor and County Rates*, Thomas Drysdale.

*Overseers of Statute Labor*, James Merriott, Harrietsfield; William Dart, Spryfield; George Wellsman, Goodwood; William Umlah, Broek-

side; James Drysdale, Greenhead; George Yeardon, Beech Hill; Thomas Stone, Turns Bay Road.

*Constables*, George Marriott, Charles Kidston.

#### District No. 14.

*Assessors*, B. W. Chipman, William Deal.

*Collector*, Charles E. Piercy.

*Overseers Statute Labor*, J. E. Deal, 3-mile House to North West Arm Bridge; J. E. Hosterman, North West Arm Bridge to McIntosh's Bridge; Patrick Kehoe, North West Arm Bridge to Canal Bridge.

*Fence Viewer*, Samuel West.

*Overseers of Poor*, A. K. Mackinlay, Richard Deal, John Doull.

*Constables*, Amos Goizer, James Innes, David J. Boutilier.

*Health Officers*, E. Lawson Fenerty, D. Keating.

*Hogreeve*, George Deal.

#### District No. 15.

*Assessors*, J. A. R. Wier, Andrew Hefler.

*Collector of District Rates*, Thomas Donaldson.

*Overseers of Statute Labor*, John Gray, Senr., from 3 Mile House to 7 Mile House; James Doyle, from 7 Mile House to Sackville Bridge.

*Overseer of Road*, Robt. Romans, from Piers' Mill to Kearney's Road.

*Health Inspectors*, Thomas Mitchell, Thomas Paine.

*Overseers of Poor*, James Archibald, Edward Sheffer, Robert Allan.

*Constables*, Samuel Hefler, Alexander Doyle, Joseph Archibald, John Purcell, Charles Simmons.

*Fence Viewers*, George Room, George VanBuskirk.

#### District No. 16.

*Assessors*, Henry Schmidt, Vernon Melvin.

*Collector*, Amos Bezanson.

*Commissioners of Roads*, Harry Haverstock, Kearney Road; Pierce Byrnes, from English's Corner to Pock Wock Mills; James Alison, Junr., over Jeffrey Howe's Hill; James Wright, Kemptown section; James McGowans, West Section to Stillwater Bridge; John Haverstock, Senr., Cross Road Section to Sackville.

*Overseers*, James Haverstock, (son of Christopher), Section No. 1; Charles Romans, Section No. 2; Edward Frizzel, Section No. 3; James Alison, Junr.; James Wright, Section No. 5, Kemptown; Jonathan Hays, Section No. 6, Pock Wock; Henry Locus, Section No. 7, Cross Road.

*Constables*, Samuel Isenor, Samuel Whyly, Michael Byrnes, Alexander Haverstock, John Green.

*Fence Viewers*, James Isenor, James Boutilier, William Schmidt.

*Overseers of Poor*, William A. Taylor, James Thomson, Amos Bezanson.



## District No. 17.

*Assessors*, Henry Bambrick, John Rosley, John G. Corbin.

*Collector of Rates*, Robert Hamilton.

*Overseers of Highways and Road Surveyors*, No. 1, John Lewis; No. 2, John McCabe; No. 3, John Bambrick; No. 4, Gray Schultz; No. 5, Edward Meagher; No. 6, George Bowen; No. 7, Robert Barratt; No. 8, Moses Nelson; No. 9, Richard Barratt; No. 10, Edward Stone; No. 11, Augustus Robertson; No. 12, John Ternan, M. D.; No. 13, Charles Barratt; No. 14, Michael Kehoe; No. 15, James Mollison.

*Constables*, Joseph Ellis, David Pulcifer, Richard Peveril, Albert Tolson, Thomas Walsh, Charles McGuire.

*Pound Keeper*, Elias Calkin.

*Overseers of the Poor*, Charles Fenerty, Daniel Hallisey.

*Fence Viewers*, DeBlois Fultz, Thomas Patton.

*Surveyor of Lumber*, Henry Hiltz.

*Health Officers*, Henry J. Wright, William Tolson.

*Presiding Officer for next Election*, Charles Hamilton.

## District No. 18.

*Surveyors of High Ways*, James Skey, Junr., No. 1, from Wm. Leonard's to J. B. Laidlaw's Store; John Stephen, No. 2, from J. B. Laidlaw's Store to old Episcopal Church; Wm. King, No. 3, from Episcopal Church to Grand Lake Inn; Charles Todd, No. 4, from Grand Lake Inn to County Line; N. L. Baker, No. 5, from Red Bridge to Oldham, and half way to Goff's; James Miller, No. 6, from A. R. Rutherford's in to Saw Mill; Martin Smith, No. 7, from Saw Mill to African Meeting House; John E. McDonald, No. 8, from African Meeting House to District line, and half way to Oldham; James Otte, No. 9, from G. L. Marshall to Donahoe's Corner, and thence to Old Cobequid Road; John Kelly, No. 10, Old Cobequid Road; R. C. Watson, No. 11, from J. Donahoe's to Bridge beyond Rocky Lake; Willard Miller, No. 12, from Canal Bridge to First Lake.

*Constables*, John E. McDonald, John McDowell, John Skerry, James Reeves, Joseph Keys, Robert Parnell.

*France Viewers*, William Goff, John E. McDonald, Joseph Keys, William King, A. B. Temple, James Skerry, Junr.

*Surveyors of Lumber, &c.*, Peter Spriggs, Joseph Keys, William Goff, James Otte, W. C. Morrison.

*Overseers of Poor*, A. B. Temple, Wm. King, G. L. Marshall.

*Assessors*, B. C. Wilson, Jno. E. McDonald, Wm. King.

*Collector of Poor and County Rates*, G. L. Marshall.

## District No. 19.

*Constables*, Daniel Isnor, David Gilbert, William J. Tays, Michael Clarey.

*Fence Viewers*, Isaac Logan, Peter McPhee, James Annand.

*Overseers of Poor*, George Landles, Martin Isnor, Peter McDonald.

*Assessors*, Henry Leck, George Keys.

*Collector of County and Poor Rates*, John Wilson.

*Overseers of Roads*, James Geddes, No. 1, from South District to S. Bridge; Isaac Isnor, No. 2, from Black Rock to James Keys'; William Fraser, No. 3, from old road near David Kenty's to County Line; Peter McDonald, No. 4, from Rock road near Madill's to Carroll's Corner; John Merson, No. 5, from Gay's River Bridge to Black Rock Bridge; Robert Keillough, No. 6, from County Line near Sam. McMichael's to School House, and also on Lake Road to District Line; Henry Leck, No. 7, from School House to District Line; Wm. Mackenzie, No. 8, from N. to Nuttall's Hill; Robinson Nelson, No. 9, from Nuttall's Hill to Old Main Road near Clarey's; Samuel Rankin, No. 10, from Clarey's to Carroll's Corner; John McMichael, No. 11, from Antrim Road to Lake Egmont; Samuel Moore, No. 12, from Antrim Road near Smith's to John McMichael's; James Wilson, Junr., No. 13, Wilson's Settlement; Joel Corbit, No. 14, from Gay's River to Alexander Annand's.

## District No. 20.

*Overseers of Roads*, Leander Logan, from Jas. Bayers' to the Mouth of Harbor Road; John Kerr, Jr., from John Kerr's South Line to Wm. Bains North Line; Miles Grant, from Mr. Bain's North Line to Ogilvie's Bridge, thence to Sibley's upper line, including By-roads; George Grant, from Cox's Bridge to Back Road; Timothy Scott, from Ogilvie's Bridge to Stretch's Bridge; George Scott, from Mouth of Bambrick's Road to Cox's Upper Line; Alex. Dillman, from Alex. Dillman's to Maine Road; Peter Tully, from Sibley's Upper Line to Nuttill's Brook, including Thomas Payne's; James Tully, from Mouth of Nuttill's Road to District Line; John Murphy, from Church to Matthew Bruce's, and from Guysboro Road to Narrows Bridge; Robert McHeffy, from Narrows Bridge to District; Patrick Stone, from Cox's West Line to District Line, including By-Roads; Thomas Cox, from Thomas Payne's West Line to Thomas Cox's West Line; John Kerr, Senr., from Guysboro Road to District Line, including John T. Kerr.

*Constables*, George Scott, George Sibley.

*Overseers of Poor*, John Miller, Timothy Scott, George Grant.

*Assessors of Poor and County Rates*, Robert McHeffy, George Sibley.

*Collector of Poor and County Rates*, Peter Tully.

*Surveyors of Lumber*, Jas. D. Bayer and Leander Logan.

*Fence Viewers*, John Dunbrack, (Chas. son), James Seeton, Senr.

*Scalers of Logs*, A. K. Sibley, T. B. McLeod.

## District No. 21.

*Overseers of Roads*, Section 1, Robert McGunigal; Section 2, Robert Leck; Section 3, William Kaulbeck; Section 4, Alexander Murchy; Section 5, David Hollinsworth; Section 6, David McKeen; Section 7, George Higgins; Section 8, James B. Higgins; Section 9, Peter Higgins; Section 10, George Higgins; Section 11, Robert McFatrige; Section 12, Robert Reid; Section 13, Henry Higgins; Section 14, Azor Kaulbeck; Section 15, John Archibald; Section 16, Adam Braden; Section 17, William Blakley; Section 18, William Fox; Section 19, William Annand; Section 20, Robert Taylor; Section 21, John H. Taylor, Esq; Section 22, John K. Ervin; Section 23, Alex. Bell.

*Constables*, Dan. W. B. Reid, Robert Ervin, William Logan, William J. McMullin.

*Surveyors of Lumber*, James Murchy, James Murphy, Robert Reid, David Nelson, Walter McCurdy, Esq.

*Fence Viewers*, George S. Dickey, Esq., George McLeod, William McCurdy, George Bell, Charles W. Sprott, Esq.

*Overseers of Poor*, Walter McCurdy, Esq., C. B. Archibald, John McBain.

*Hog Reeves*, A. T. McCurdy, Alexander Lindsay.

*Assessors of Poor Rates*, John Higgins, 9th, Esq., William Sedgwick, David McKeen.

*Assessors of County Rates*, John K. McCurdy, Esq., Robert A. Logan, John Higgins, Esq.

*Collector of County Rates*, Peter R. Clarke.

*Presiding Officer*, John H. Taylor, Esq.

## District No. 22.

*Surveyors of Highways*, No. 1, Joseph Chaplin; No. 2, William Lemmon; No. 3, David Hamilton; No. 4, William F. Redman; No. 5, Andrew Redman; No. 6, William Henry, Junr.; No. 7, Wm. Stewart; No. 8, George Fisher; No. 9, John Butcher; No. 10, James Butcher; No. 11, George H. Parker; No. 12, Samuel McKenzie; No. 13, Charles Flemming; No. 14, David Fisher; No. 15, Thomas Reynolds; No. 16, Alexander Fraser; No. 17, John Ervin; No. 18, James Benvie; No. 19, Isaac Miller; No. 20, Edward Horn; No. 21, John Nelson; No. 22, Wm. Gooper; No. 23, William Johnston; No. 24, William Bruce; No. 25, John Fisher; No. 26, Archibald G. Hendry.

*Overseers of Poor*, Charles McGunnigle, Samuel J. Henry, David J. Dean.

*Constables*, Alexander Dean, Junr., George H. Parker, Geo. Jennings, William Bruce, William Dechman.

*District Treasurer*, Frederick W. Henry.

*Assessors of Poor and County Rates*, George Burris, John Reynolds, Esq., Charles McGunnigle.

*Sealers of Leather*, Robert A. Henry, John Burnett.  
*Clerks of the Market*, John Geddes, Esq., David Archibald, Esq.  
*Surveyors of Lumber*, Alin Fisher, John Reid, John Barron, Esq.  
*Scalers of Logs*, Robert Chaplin, William J. Archibald, David Kent,  
 John Redman, Thomas A. Parker, Esq.  
*Health Officer*, William Pearson, M. D.  
*Fence Viewers*, George Stuart, James D. D. Henry, James D. Reynolds,  
 William Geddes, 4th, Alexander Fraser.  
*Presiding Officer*, David Archibald, Esq.  
*To swear in the District Officers*, David Archibald, Esq.

### District No. 23.

*Overseers of Poor*, Samuel F. Blackburn, James W. Slaunwhite, Dennis  
 Ryan.  
*Assessors*, Michael Ryan, John Slaunwhite.  
*Collector Poor and County Rates*, Samuel F. Blackburn.  
*Constables*, Michael Rice, John P. Slaunwhite.  
*Overseers of Statute Labor*, Samuel Blackburn, Junr., Lower Prospect;  
 James Slaunwhite, Turn's Bay Road; John Jellemore, Turn's Bay.  
*Fence Viewer*, John F. Slaunwhite.

### District No. 24.

*Overseers High Ways*, John Fraser, Sub-District No. 1, Harrigan Cove;  
 Ephram Moser, Sub-District No. 2, Moser's River; Solomon Fancy, Dis-  
 trict No. 3, Moser's River; James McG. Smith, District No. 4, Smith's  
 Cove; Henry Worthen, District No. 5, Ecum Secum Harbor; Charles  
 Pace, District No. 6, Ecum Secum River.  
*Overseers of Poor*, Edward Moser, Isaac Walters, Charles Wooden.  
*Constables*, Charles Jewers, William Pye, Junr., Joseph Ashtan, John  
 Fraser, Senr., Daniel Moser, Senr.  
*Fence Viewers*, William Pye, James D. Smith.  
*Assessors*, Solomon Fancy, Alex. F. Smith.  
*Collector*, Mathias Moser.  
*Lumber Surveyor*, Charles Cameron.

### District No. 25.

*Assessors*, Jas. A. Lindsay and Capt. H. McEachren.  
*Collector*, Thos. A. Baker.  
*Road Overseers*, Ronald McDonald, E. R. District; John McPhail,  
 Watt's District; John Verge, Sober Island; John Boutilier, Mushaboon;  
 Wm. Sutherland, West River; Isaac Curry, Leohabar Road; Daniel  
 Cruickshank, Musquodoboit Road; Isaac Wambolt, Eastern Passage.

*Lumber Surveyors*, E. H. Belmore, Archibald Hall, James Hall, John Hall; Thos. A. Baker, Andrew McDonald, Edward Quillinan, Angus McDonald.

*Hog Reeves*, Angus McDonald, Matthew Murphy.

*Overseers of Poor*, Sidney Smith, William Hall, Martin Murphy.

*Fence Overseers*, George Lowe, Wm. Sutherland.

*Pound Keeper*, William Hall.

*Constables*, Daniel Farnell, Robert Kent, Thomas Purcell, P. J. Murphy, O. P. Fraser, Sidney Smith, Patrick Cody, Thomas McPhall, David Goddes.

### District No. 26.

*Assessors*, Theodore Conrad, Peter Mason, John Prest, Junr.

*Collector Poor and County Rates*, Leonard Conrad.

*Overseers of Statute Labor*, Wm. A. McCarthy, District No. 1, Tayler's Head; Charles Leslie, No. 2, Spry Bay, East; Charles Henley, No. 3, Spry Bay, West; John Jusey, Senr., No. 4, Spry Bay, West; Edward Cameron, No. 5, Spry Bay, West; Andrew Gaston, No. 6, Pope's Harbor; Isaac Gerrord, No. 7, Gerrord's Island; J. W. Corbin, No. 8, Tangier; James Eddy, No. 9, Cooper; Andrew Glawson, No. 10, Shoal Bay; John Beaver, Senr., No. 11, Shoal Bay; Wm. Monk, No. 12, Ship Harbor; Jonothan Irving, No. 13, Mooseland, South; John Prest, Junr., No. 14, Mooseland, North; George Cameron, No. 15, Mooseland Road.

*Constables*, Alexander McCarthy, George Leslie, Junr., Matthew L. Henley, Cornelius Henley, Senr., J. W. Corbin, Wm. McMullin, Henry Gerrord, Robert Gaston, John Glawson, Charles Fahie, Charles Shellnut, John McPherson, Augustus Lawler, George Borgal, Wm. Cameron, (son of James), Alex. Jackson, Junr., Alex. Glawson, James P. Miller.

*Overseers of Poor*, Capt. John Mayers, Capt. Richard Hawse, Capt. James Murphy.

*Fence Viewers*, Charles Leslie, John Jusey, J. W. Corbin, Henry Clattenburg.

*Surveyors of Lumber and Measurers of Wood*, James P. Miller, Thomas H. Hillsbey.

*Hog Reeves*, Cornelius Henley, Senr., Wm Hillshey, Junr., Joseph Smith, Simon Borgal, Martin Prest.

### District No. 27.

*Assessors of Rates*, William Robinson, Daniel Blakely, Robert Stevens.

*Overseers of Roads*, William Warnell, John Warnell, John G. Myers, Nathaniel Dooks, Richard Richardson, Jeremiah Harpell, Isaac Hopkins, Senr., William Arnold, Junr., George A. Jamison, Esq., M. D., James Marks, Junr., George Stoddard, Alex. Russell, Joseph Parker, John R. Webber, Frederick Slaughenwhite, George Mosher, Senr., William Faulkner, William A. Webber, Junr., John Faulkner.

*Constables*, Isaac Foley, John Baker, Jeremiah Harpell, John A. Blakeley, Albert Myers, Henry S. Guild, Robert Dooks, Junr., Philip Mitchell, Lawrence Marks, Senr., David Cowan, Fred. Stoddard, William Homans, Richard Stevens, John Williams, William Robinson.

*Collector*, John D. Mitchell.

*Fence Viewers*, Joseph Dooks, Simeon Richardson, James Myers, John Laybolt, William Robinson, Jacob Richardson, Jacob Robinson, Charles Slaid, John Smith.

*Overseers of the Poor*, Colin Mitchell, (union), John Maskell, Conrad Marks.

*Hog Reeves*, George Stoddard, Andrew Siteman.

*Presiding Officer for holding Municipal Elections*, George A. Jamison, Esq., M. D.

### District No. 28.

*Overseers of Poor*, Cyprian Faucher, John Lapierre, George Nyforth.

*Assessors of Poor Rates*, Joseph Julion, Martin Gates.

*Assessors of County Rates*, Joseph Meyette, Albert Gaetz.

*Collector Poor and County Rates and Treasurer*, George Conrod.

*Road Overseers*, Basil Bonnevie, Shore Road from Coach Road to Joe Roma's; Anthony Faucher, Coach Road to the Chapel; Luke Menette, from his place to the Main Road; Wm. Crawford, from Chapel to John Conrad's Bride, and to Lake Porter, including the Bridge; Simon Julion, from John Conrad's Bridge to Prosper Lapierre's; John Julion, from Martin Lapierre's to the Dyke; Edward Nyforth, from Prosper Lapierre's to James Gates'; Joseph Gates, from his place to Rocky Run and Bridge; Peter Hubly, from the Main Road to David Graham's; John Gates, from Wm. Graham's to Main Road.

*Constables*, Louis Roma, John Ferguson, (Peter's son), Ephraim Lapierre.

*Fence Viewers*, Martin Julion, Martin Felix, John Murphy.

*Appraisers of Damages*, Charles Belfontain, Thomas Lapierre, Peter Ferguson.

*Presiding Officer for Election*, John Lapierre.

### District No. 29.

*Surveyors of Highways*, Andrew Morash, from Salmon Hole Road to Salmon River Bridge; Alexander Conrod, from Joseph Conrod's Barn to Salmon Hole Road; Daniel Murphy, from head of Dower to Salmon Hole Road; Adam Leslie, from William Lloy's Gate to head of Dower's Field; John Lloy, Junr., from George Lloy's to Henry Merson's North Line; Reuben Crowell, from Henry Merson's North Line to Mill Brook; Charles Crowell, from Mill Brook to Barnet's North Line; Alexander T. Crook, from Salmon Hole Road to William Shaw's Barn.

*Assessors*, George Hawkins, John McDonald.

*Constables*, Charles Morash, Reuben Sellers, Jasper McDonald, George Lloy, Junr., Daniel Dares, Junr., Simon P. Crook.

*Fence Viewers*, Patrick Daley, Michael Hiltz, George Dares.

*Appraisers of Damages*, Albert Leslie, Joseph Lloy, James Dares, Junr.

*Overseers of Poor*, Patrick Conrod, John Brimmer, Junr., James Innes.

*Collector of Rates*, James T. Sellers.

### District No. 30.

*Overseers of Roads*, William Thompson, from Big Salmon River to Patridge River; Samuel Clayton, from Patridge River to Little Salmon River; John Nelson, Old Road from Thompson's to Evans' Hill; John Thompson, Upper O'Brien Street; James Neale, Lower O'Brien Street; James Carvery, Lake Eagle Road; Richard Saunders, Frog Lake Road; Joseph Glasgow, Old Road from Evans' Hill to Little Salmon River; Samuel Smith, New Road Settlement; Joseph Brown, west side Porter's Lake; James Gordon, from Porter's Lake Bridge to Benj. Gordon's.

*Appraisers of Damages*, Robert Williams, William Slaughter, John Glasgow, Jesse Parks, John Davidson, James Gordon, for Porter's Lake.

*Fence Viewers*, Thomas Crawley, John Nelson, George Slaughter, William Parks, Asa Davidson, Benjamin Gordon, for Porter's Lake.

*Constables*, Joseph Evans, John Williams, Daniel Downey, Daniel Johnson, George Cribby, Arthur Griffin, Robert B. Innes.

*Hog Reeves*, James Colly, Samuel Turner, Junr, John Snow, A. Kane.

*Pound Keeper*, George Thomas.

*Assessors*, James Keizer, Charles Carter.

*Collector of County and Poor Rates*, Joseph Eyans.

*Overseers of the Poor*, Richard Crowd, William Brown.

*Secretary*, William Trimble.

### District No. 31.

*Poor Assessors*, John Bissett, Esq., Peter Farquharson.

*Collector*, Peter Kuhn, Dartmouth.

*Overseers*, Herbert Tuffts, on Basin Road from Dartmouth to Wright's; Charles Shuffelburg, Junr., from Wright's to Bedford; Thomas Farrell, from Truro Road, Dartmouth, to Barrey's Brook; John O'Connor, from Barrey's Brook to Leonard's; John Wilson, Gaston Road; George Lennox, from Cole Harbor Road, Dartmouth, to Clifford's Meadow; Charles Bissett, from Clifford's Meadow to Beck's House; Alex. Morash, Junr., from Beck's to Salmon River; William O'Sullivan, from Passage Road, Dartmouth, to Herbert's Brook; James McNab, from Herbert's Brook to District Line; William Sawler, Beach Road from Bissett's past Lake William; James Farquheron, Esq, on old read from Tobin's to O'Connor's; Edmund Cross, from Old Preston Road, Allansdale, to Cramberry Lake; Peter Farquheron, on Mail Road to Preston from Junction to Lamont's Lake; Alex. Hutchison,

Junr., from Lamont's Lake to Boland's; Isaac Knock, from Boland's to Salmon River; Daniel Brinnan, from Cross Road at Boland's to Cole Harbor; Alex. Bell, Lake Loon Road; Vasie Barker, Montague; Henry Bell, of Preston, Chebucto Road; John Ross, from Walker's to Cole Harbor; George Keeblet, Lake Road; James Reddy, Preston, from Church to the River.

*Constables*, Henry Bell, John McNab, Wm. McDonald, Alex. Waggoner.

*Fence Viewers*, Gordon Kuhn, Edward Morash, Henry Baker.

*Poor Overseers*, James Farquharson, Esq., Henry Morash, Cole Harbor; George Bell, Preston Road.

### District No. 32.

*Assessors for Poor and County Rates*, John Mason, James Hubley, Henry A. Shatford.

*Collector of Poor and County Rates*, George B. Hubley.

*Overseers of Roads*, Thomas Mason, Frank Mason, (Mason's Point), James Dauphinee, Edmund Colp, Simon Whynock; Simon Colp, William J. Kerns, Frank Schwartz, William Conrad, J. J. V. Dauphinee.

*Presiding Officer to hold Municipal Elections*, John Gibbons, J. P.

*Health Officers*, John Gibbons, C. H. Whitman, George Dauphinee.

*Constables*, William Trueman, Hector Dorey, John D. Whynock, Valentine Brigley, Thomas Kennedy, William Locke, Junr., William Garrison, David Grono, Peter Boutillier, Wm. Mason, (son of Martin).

*Overseers of the Poor*, John Gibbons, Peter Boutillier, George B. Hubly.

*Fence Viewers*, Ephraim Hubly, Edward Conrad, David Grono, Nathaniel Mason.

### District No. 33.

*Assessors*, John Suttis, John Fraser.

*Collector*, Peter Himelman.

*Overseers of Roads*, James Finlay, Thomas Edwards, George Horn, Junr., James Hawkins, John Goreham, Samuel Moser, Francis McDonald, John Smith, George Bewes.

*Constables*, Simon Grigwire, John DeYoung, Michael Edwards, William Moser, Edward DeYoung, George Morash, William Bewes, Joseph Osberns, Junr.

*Fence Viewers*, Peter Moser, Lewis Turner.

*Overseers of Poor*, John Shiers, Esq., Daniel Moser, Peter Himelman.

*Presiding Officer*, John Shiers, Esq.

*Health Officers*, John Osborne, Cow Bay; John A. Shiers, Eastern Passage; Peter Himelman.



## District No. 34

*Assessors*, Edward McLeod, James Balcom;

*Collector*, Charles Stewart.

*Overseers Statute Labor*, Henry Hawbolt, No. 1, Beaver Harbour; Gideon Hartling, No. 2, West Salmon River; John Smiley, No. 3, East Salmon River; Alex. Gammon, No. 4, West Quoddy; John O'Leary, Senr., No. 5, East Quoddy; John Snow, No. 6, Harrigan's Cove.

*Constables*, Wm. St. Clair, George Hildehey, Fred Shields.

*Overseers of Poor*, Capt. Jas. McLeod, Capt. Francis Clawson, John Kirker, Esq., J. P.

*Fence Viewers*, Alex. Hartling, Matthew Gallagher, Thomas Robinson, William Atkins.

*Hog Reeves*, Leonard Winter, Leonard Whitman, Junr., John Smith, John McDonald.

*Presiding Officer*, Wm. Romans.

## District No. 35.

*Assessors of Poor and County Rates*, James Ogilvie, Alex. McMullin, Hugh A. Harley.

*Collector*, John Grant.

*Surveyors of Highway*, No. 1, Joseph Ogilvie; No. 2, Samuel Green; No. 3, William R. Ogilvie; No. 4, George Cruickshank; No. 5, John M. Williams; No. 6, William Bruce; No. 7, John Grant; No. 8, Alexander Taylor, 3rd.

*Surveyors of Lumber*, Alexander Taylor, 2nd, John Taylor, William R. Ogilvie.

*Constables*, Frank Ogilvie, George Cruickshank, George Cole, Junr.

*Fence Viewers*, William Burns, James Brown, Samuel Green.

*Overseers of Poor*, Hugh A. Hurley, Joseph Ogilvie, Geo. Cole, Junr.

*Hog Reeve*, William Rhind.

*Presiding Officer for Municipal Elections*, Samuel Burris, Esq.

## District No. 36.

*Overseers of Roads*, William Bond, from Porter's Lake to George Kiezer's; Alex. Warner, from George Kiezer's to Braden's Head, Chezetcook; Martin Gates, from Braden's to Roger's Bridge; James Anderson, from Greenough's to Roland's Corner; Joseph Young, from Greenough's to John Youngs, West Side Petpeswick; James Bayers, from Humphry's Corner to Gilbert's, East Side Petpeswick; Benjamin Young, from Gilbert's to Chas Clarg's, East Side, Petpeswick, George Myrer, from Chas. Clargis' to William Bayer's, Senr., East Side Petpeswick; David Power, from Crawford's Mill to Gardner's Bridge, including J. Gates and R. Bayers; John Bayers, from Main Post Road to Power's Mill, West Side; Charles Grady, from Gates' Bridge to Ephraim Pettipas, Senr.; Dennis Smith, from Ephraim

Pettipas' to Big Cove; James Roast, from Big Cove to Geo. Conrod's and Misenor's; James Conrod, from School House to Petpeswick; Peter Conrod, Junr., on Conrod's Road.

*Appraisers of Damags*, George Kiezer, Leonard Gates, John Richards, James Conrod, Senr., Philip Young, Alex. Gates, Philip Bayers, James Bayers, Jeremiah Gates, James Anderson, (son of Wm.)

*Fence Viewers*, Daniel Dares, Owen Redmond, Augustus Colford, Jas. Smith, William Roast, James Greenough, Samuel Gates, Edward Young, James Myrer, Leeson Bayers, Michael Power.

*Constables*, Patrick Tierney, Samuel Braden, Augustus Colford, Jas. Richards, John Conrod, (son of Peter), James Anderson, (George's James), Wm. Young, (son of John), David Bayers, Alex. McInnea.

*Hog Reeves*, John Kiezer, Junr., George Richards, George Conrod, Boniface Richards, Charles Conrod, John Young, Henry Bayers, Henry Young, Leonard Bayers, Edward Bayers, Edward Dares.

*Pound Keeper*, George Gates.

*Assessors*, Daniel Dares, David Power, Joseph Ferguson.

*Collector of Poor and County Rates*, David Smith, Junr.

*Lumber Measurer*, Henry Sibley.

*Overseers of Poor*, Wm. Humes, Dennis Smith, George Rowlings.

*Presiding Officer*, George Keizer.

# BYE-LAWS

OF THE

## MUNICIPALITY

OF

### THE COUNTY OF HALIFAX.

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#### COUNCIL MEETINGS.

I. The Chair shall be taken precisely at 10 o'clock, A. M., when the Meeting shall be called to order, and the Roll called. The Minutes of the preceding meeting shall then be read, and business proceeded with as soon as a quorum assembles.

II. The Warden shall have the privilege of bringing any important matter he may have in charge before the Council preferentially at any time, except when any question is actually under debate.

III. The Warden, or Chairman, shall preserve order, and endeavor to conduct all business to a speedy and proper result. Nothing but the business before the Council shall be spoken of until the Chair is vacated.

IV. The Warden or Chairman shall state every subject clearly to the Council, and should no Councillor speak upon it, he shall enquire, "Is the Council prepared for the question?" He shall then put the question to vote.

V. The Warden's decision on points of order shall not be debateable, unless, entertaining doubts upon the subject, he invites discussion. He may speak to points of order in preference to other Councillors, rising from his seat for that purpose, and shall decide questions of order, subject to an appeal to the Council by any two Councillors.

On such appeal no Councillor shall speak more than once.

VI. When an appeal is made from his decision, he shall put the question, "Shall the Chair be sustained?"

VII. It shall be the duty and privilege of any Councillor to call a member to order who violates any regulation or rule of order.

VIII. A motion must be seconded, and afterwards repeated from the Chair, or read aloud before it is debated. If any member so require it shall be reduced to writing.

IX. All resolutions shall be submitted in writing.

X. No Councillor shall speak more than twice upon any subject or question, and the originator of the motion shall have the general reply. The Council may give any member leave to speak oftener.

XI. While the Council is sitting and any Councillor is speaking, no member shall be allowed to speak so as to interrupt him, unless it be to speak to order, or ask the Chairman for leave to explain. Leave to explain shall only permit the explanation of an actual misunderstanding of language.

XII. When any Councillor intends to speak he must rise and respectfully address the Chair, and confine himself to the question under debate. He must avoid personalities and unbecoming language, and sit down when he has finished. If more than one rises at a time, the Chairman shall determine who was up first, and the member named by him may speak.

XIII. No Councillor shall remain standing while another is speaking.

XIV. When any Councillor speaks to order the question of order must be decided before the subject under discussion is proceeded with.

XV. When any question is called for, and a division is demanded, the Councillors voting in the affirmative shall rise, if called upon.

XVI. When a motion is made and seconded, it must be determined by the question being put, unless it is withdrawn by the mover and seconder, or an adjournment is moved.

XVII. When any motion is put from the Chair, and an amendment is moved thereto, no amendment to such amendment shall be allowed.

XVIII. An amendment to a resolution shall be put from the Chair, and decided first, and the original resolution shall not be put unless the amendment is decided in the negative.

XIX. On an amendment to "strike out and insert," the paragraph to be amended shall first be read as it stands, then the words proposed to be struck out or inserted, and finally the paragraph as it would read if so amended.

XX. Any question decided by the Council shall be open for reconsideration at a future meeting, notice being given at the time the vote is first taken.

XXI. When a Councillor is called to order he shall keep his seat until the point is determined.

XXII. If any Councillor in speaking impeach the motives of another Councillor, or treat him with personal disrespect, or pass between him and the Chair while he is speaking, or use unbecoming language, or wilfully violate any of the regulations or rules of order, he shall be deemed guilty of a violation of order, and may be censured by the Chair.

XXIII. If a Councillor shall deem himself personally aggrieved by a decision of the Chair, he, seconded by any other Councillor, may appeal from such decision to the Council.

XXIV. Any conversation which is calculated to disturb a Councillor while speaking, or hinder the transaction of business, shall be deemed a violation of order, and, if persisted in, shall receive censure.

XXV. Every member shall be heard in his place touching any charge brought against him as such, or any motion by which his private interests may be affected, but shall withdraw before the Council proceed therein.

XXVI. When any question is decided by vote the names or numbers of those voting both in the affirmative and negative shall be entered in the minutes if required by any three Councillors.

XXVII. When any Councillor presents a petition he shall acquaint the Council with its purport, and ask leave for it to be read.

XXVIII. When any question is before the Council the only motions in order shall be—1st, to adjourn; 2nd, to lay on the table; 3rd, to postpone indefinitely; 4th, to postpone to a definite period; 5th, to amend; or 6th, to refer. But no Councillor shall be permitted more than one motion during the discussion of the same subject.

XXIX. A motion to adjourn shall always be in order except in the following cases:—1st, when a member is in possession of the floor; 2nd, while the yeas and nays are being called; 3rd, while the members are voting; 4th, when adjournment was the last preceding motion.

XXX. The following questions shall be decided without debate:—1st, a motion to adjourn, when to adjourn simply; 2nd, a motion to lay on the table when claiming privilege over another motion; 3rd, a motion to reconsider; 4th, all motions as to priority of business, or taking up particular business; 5th, applications for leave to speak more than the prescribed number of times.

XXXI. When the Council makes any order or expresses any decision, the form of such order or decision shall be "Resolved," or "Ordered," or any other word, so that the meaning be clear.

XXXII. The Clerk shall notify the first Councillor named on any Committee, of his appointment, by furnishing him with a copy of the resolution appointing the Committee.

XXXIII. All, or any persons, not Councillors, or officials, attending meetings of the Council merely as spectators, or otherwise, shall observe silence and order. Any such persons interrupting the proceedings of the Council, being called to order by the Warden or Chairman, and failing to comply, shall be ordered to leave the room.

XXXIV. No Councillor shall leave the Council while in session, for more than half a day, without the permission of the Warden or Chairman. Special Committees may retire to transact business, on the Chairman of such obtaining permission of the Chair.

XXXV. No books, papers, or documents of any kind shall, on any pretence, by any person, be taken from the office of the County Clerk, except by authority of the Council.

XXXVI. The Clerk of the Council shall be empowered to have printed and to issue copies of the Bye-Laws regulating the gathering of Sea Maanure, or any other Bye-Laws of the Council, to any Councillor applying for the same for the purpose of posting up through their respective districts, and also to have printed a complete copy of the whole Bye-Laws of the Council in pamphlet form, to be supplied to each Councillor.

#### CORPORATION SEAL.

I. The Council shall provide a Common Seal, which shall be made of suitable metal, and have engraved thereon the arms of the Corporation.

II. The Seal shall be kept by the County Clerk.

III. All deeds or documents to which the Corporation is a party, and for which a Seal is requisite, shall be authenticated by the Common Seal, and the Warden and Clerk shall sign the same, and affix thereto the Seal when authorized by any law, bye-law, or resolution of the Council.

IV. The Warden may affix the Seal to any certificate or document at the request of any person desiring it for the purpose of authentication.

V. Any person requiring the County Seal to be affixed to any certificate or document for the purpose of authentication, shall pay to the Clerk the following fees, viz. :— For affixing the Seal to any document to be used out of the Province \$2.50; if to be used within the Province only, \$1.50; if to be used in the Corporation only, \$1.00.

VI. The Seal shall be one and a half inches diameter, with a Crown in the centre, encircled by the words, "Municipality of the County of Halifax, Nova Scotia."

### COUNCILLORS.

I. Any person elected as Councillor, who refuses to act as such, shall pay to the Clerk of the Council a fee of Twenty Dollars.

II. Each Councillor for non-attendance at the Council without a reasonable excuse shall pay a fine of Two Dollars per day.

III. The Clerk of the Council shall prosecute and collect all fines and penalties which come under the control of the Council.

IV. For regulating the election of Councillors, (see Law Amendments).

### ASSESSMENTS.

All monies to be assessed or levied on the County shall be levied and collected under Chapter 24 of the Acts of 1862 as amended, and the Clerk of the Council in connection therewith shall fulfil all the duties required of the Clerk of the Peace, excepting those contained in Sections 1, 2, 3 and 4 in said Act respecting Town Meetings, which are abolished under the County Incorporation Act.

### FINES, LICENSE FEES, &c.

All License fees, forfeitures, and fines collected must be lodged with the County Treasurer, and by him be placed to the credit of the District in which collected, to be used for the benefit of Roads and Bridges.

### ACCOUNTS AND FORMS.

I. The form of Statute Labor Returns shall be as now existing, with such slight alterations as may be necessary. Such alterations to be made by the County Clerk as suggested by the Committee on Roads and Bridges.

II. All other accounts shall be on printed forms, to be furnished by the Clerk of the Council in the following form, viz. :—

The Municipality of Halifax County, Dr.

To.....

III. All accounts shall be in duplicate, to be handed to the Clerk, and paid by the Treasurer when audited.

IV. The County Clerk shall have printed and keep always on hand for the use of the Municipality, a sufficient number of blank forms required for the several services.

## BYE-LAWS RELATING TO COMMITTEES OF COUNCIL

I. Standing Committees shall be appointed by the Council annually as follows:—

1. Committee on Public Accounts and Finance.
2. Committee on Tenders and Public Property.
3. Committee on Licenses.
4. Committee on Roads and Bridges.
5. Committee on Assessments.
6. Committee on Lunatic Asylum.
7. Committee on Law Amendments.
8. Committee on Jury Lists.

II. Special or Select Committees may be appointed, on motion, at any time.

III. The Report of any Committee shall be in writing, and signed by the Chairman when unanimous; but when there is a difference of opinion, the Report shall be signed by all who concur in it. The minority may also report their views in writing to the Council if they see fit, which report shall be signed by all concurring in it.

### DUTIES OF THE SEVERAL COMMITTEES.

#### FINANCE AND PUBLIC ACCOUNTS.

IV. It shall be the duty of the Committee on Public Accounts and Finance to examine Accounts referred to them by the Council, and to report thereon; to prepare Estimates, and submit proposals for the raising of money by Assessments, Loans, Bonds or otherwise; and further, to enforce the collection of all debts due to this Corporation, and to provide the necessary Books of Account and reference, and all blank forms required.

#### TENDERS AND PUBLIC PROPERTY.

V. It shall be the duty of the Committee on Tenders and Public Property to examine and report on all tenders received for the performance of any Public Work, or for the loan of money; and they shall have control over, and take charge of, all Property belonging to the Municipality, and have supervision of the same as respects the purchase, sale, leasing and management thereof, and may incur expenditure on current Account, not to exceed Fifty Dollars, for any one service, reporting the same at next meeting of Council thereafter.

#### LICENSES.

VI. It shall be the duty of the Committee on Licenses to grant licenses for the sale of intoxicating liquors, if such be authorized by the Council;



to examine into, and decide upon, the sufficiency of petitions for such licenses, and the genuineness of the signatures appended thereto; to report at next meeting of Council, and to aid the Clerk of License in performing his duties.

#### ROADS AND BRIDGES.

VII. The Committee on Roads and Bridges shall have the general supervision of the Roads, Bridges and Ferries, in the Municipality under the direction of the Council, and shall, at each semi-annual meeting of the Council, report an estimate of the sums required for the repairs and construction of roads and bridges, having in view the amount of money at the disposal of the Council for that service, and shall also report from time to time upon the condition of the roads and bridges of the Municipality, and the character of the work performed thereon.

#### ASSESSMENTS.

VIII. The Committee on Assessments shall take charge of such matters relating to Assessments and Rates as may be referred to them by the Council, and hear evidence relating to appeals, and report thereon to the Council.

#### LUNATIC ASYLUM.

IX. The Committee on Lunatic Asylum shall examine applicants for admission; inspect all accounts chargeable against the Municipality for Insane Patients, and shall investigate and recover all amounts due from paying patients charged against the County, and perform such other duties as may be required, and report to the Council.

#### LAW AMENDMENTS.

X. The duties of this Committee shall be to suggest any amendments that may be thought necessary in the County Incorporation Act, and to urge the Legislature to amend or repeal such portions of the said Act. or any Acts recommended to be passed, amended or repealed by the Council.

#### JURY LISTS.

XI. It shall be the duty of the Committee on Jury Lists to revise such lists in accordance with the Law, and to report on all matters therewith connected when requisite to the Council.

#### *DUTIES OF DISTRICT OFFICERS.*

##### ASSESSORS OF POOR AND COUNTY RATES.

I. Between the first day of February and the first day of March in each year the Assessors appointed by the Municipal Council for each District shall proceed to ascertain by diligent inquiry the names of all taxable property within the said District, its extent, amount, and nature.

They shall then prepare an Assessment Roll, in which shall be set down in different columns, and according to the best information in their power, the names of all taxable parties in the District, with the extent or amount of property assessable against each, under the provisions of Cap. 24 amended Statutes of 1862, and containing the particulars mentioned in Schedule B. for each of the items of which the Assessment Roll shall contain a separate column.

II. The Assessors shall complete the Roll on or before the tenth day of March in each year, and they, or a majority of them shall forthwith thereafter sign the same, first attaching thereto a certificate, as laid down in Chapter 24 of the amended Statutes of 1862. The Roll, thus certified, shall forthwith be forwarded to the Councillor for the District, who shall forward the same to the Clerk of the Council.

### COLLECTOR OF COUNTY AND POOR RATES.

I. It shall be the duty of Collectors to take the amounts furnished to them by the Clerk of the Council levied upon each rate payer, and collect the same and forward to the County Treasurer not later than the last day of October in each year, and the amount ordered to be levied on the District for the support of the Poor shall be collected and paid over to the Overseers of the Poor as they may require it.

II. Every Collector of County and Poor Rates shall give Bonds with two Sureties in a sum equal to double the amount of monies to be collected by him.

III. Forms of said Bond to be furnished by the Clerk of the County.

### OVERSEERS OF POOR.

I. It shall be the duty of the Overseers of the Poor to notify the Clerk of the County what amount, if any, shall be required for their respective Districts. The Clerk of the County shall proceed to assess the amount upon the rate payers of such District from the Assessment Roll, and forward the notices of such amount to the Collector for the District, who shall within thirty days collect the same and hand over the amount to the Overseers of the Poor.

II. The Overseers of the Poor shall appoint one of their number to act as Treasurer in each District, whose duty it shall be to receive and pay out all monies, and forward a statement of finances to the Clerk of the County at the close of each year.

III. Bonds shall be given by the Overseers of the Poor, or their Treasurer, with two Sureties in a sum equal to double the amount of money voted for the support of their Poor. Forms of said Bonds to be furnished by the Clerk of the County.

IV. Overseers of the Poor for the various Districts or Townships shall, at the annual meeting each year, lay before the Council a correct statement of the number and condition of the Poor in their various Districts and Townships, and of the sum required for the support of said Poor.

### OVERSEERS OF STATUTE LABOR.

The duty of Overseers of Statute Labor shall be as laid down in Chapter 15 of amended Statutes of 1862, or any amendments thereto that may be passed by the Legislature.

### HEALTH OFFICERS.

It shall be their duty to prevent the landing of any person or persons from vessels having contagious diseases on board, also to prevent the depositing of the carcasses of dead animals in any of the lakes or rivers of the District, or any other practices injurious to health.

### SURVEYORS OF LOGS OR LUMBER.

The duty of the Surveyors of Logs and Lumber shall be as laid down in Chapter 185, Section 105, of the Revised Statutes, 4th Series.

### BYE-LAWS RELATING TO ANIMALS.

#### DOGS.

1. Every fierce, malicious, or dangerous dog within the Municipality shall be kept muzzled or chained by the owner, and not be permitted to go at large. The owner shall pay a penalty of Four Dollars for violation of this regulation.
2. If any dog shall unprovoked bite or attack any person, or any cattle or sheep, the owner shall pay a penalty of Four Dollars.
3. The above penalties to be recovered before any Justice of the Peace in the County.
4. No person, except a rate-payer, shall keep a dog, and should any rate-payer keep more than one dog, a tax of one dollar per annum for each dog, and one dollar and fifty cents for each bitch, shall be paid to the Collector of County and Poor Rates by the owner of such dogs as he keeps in excess of one. In case of refusal to pay the tax, the Collector shall sue for the same before any Justice of the Peace. The tax when collected shall be paid to the County Treasurer, who shall place the same to the credit of the District in which the same is collected.

## STUD HORSES, BULLS, &amp;c.

1. No stud horses, bulls, swine, dogs, geese, or turkeys shall be allowed to go at large in the County of Halifax.

2. The owner or owners of such stud horse, bulls, swine, dogs, geese or turkeys found going at large, contrary to law, in violation of the foregoing regulations, shall be liable, for every offence, to the following fines, viz.:

For each and every Stud Horse.....	\$2.00
“ “ Bull.....	2.00
“ “ Swine.....	0.50
“ “ Dog.....	0.50
“ “ Goose.....	0.25
“ “ Turkey.....	0.25

The foregoing fines shall be recovered before any Justice of the Peace for the County of Halifax upon the oath of one credible witness, the full fine to be inflicted for each offence, and with costs to be paid by the defendant on conviction.

## RAMS.

The owner of any ram permitting the same to go at large from the first day of September to the first day of December, shall be subject to a fine of not less than two dollars, nor exceeding four dollars.

## POUNDS.

I. Pounds shall be established in any District requiring them on the application of the Councillor for such District, the cost of the same to be borne by the District.

II. Pounds shall be subject to the following regulations:—

1. Whenever any animal is impounded, the Pound Keeper, in case the owner of such animal is known to him, shall immediately give the owner notice of such impounding, and, if unknown to him, shall send by the first mail written notice, to be posted in, at least, five different sections of the District; and if within two days after said notice, (or within five days after the impounding of the animal, if the owner is unknown) the owner of said animal does not reclaim and remove it, and pay the forfeiture incurred, a Justice of Peace for the District shall issue an order for the sale at auction of such animal, and, in such case, the balance (if any after the deduction of the forfeiture and expenses of sale) shall be paid to the owner, if applied for within nine months from day of sale, and if not so applied for, shall go to the use of the Municipality.

2. Before any animal impounded shall be released, the owner thereof or party applying for the release, shall pay the following forfeitures:—

For notices when given.....	\$0.50
Keeper unlocking Pound.....	0.25
Keeper releasing the Animal.....	0.25

3. For providing fodder for the animal while in the Pound; if  
 an Ox, Horse, Colt, Cow or Calf, each day.....\$1.00  
 If a Pig, Goat, Goose or Turkey, each day..... 0.25

## BYE-LAWS CONCERNING FERRIES.

The undermentioned Ferries shall be established within the Municipality, viz :

Point Pleasant, Halifax.  
 Sheat Harbor.  
 Ship Harbor.

II. No person shall act as a Ferryman until he shall have received a license under the seal of the Municipality and signed by the Clerk.

III. Each licensed Ferryman shall at all times keep a sufficient number of good, efficient and safe boats and scows clean and in good order, properly floored, for the conveyance of passengers, horses, carriages, teams loaded and unloaded, cattle, &c.

IV. Each licensed Ferryman shall provide himself with a printed copy of the Bye-Laws, Fares and Laws relating to Ferries, and shall exhibit and show the same to any passenger who may require it, and shall have such Bye-Laws, Fares, and copy of the Law always fixed or hung up in some conspicuous place.

V. Prompt attention shall at all times be shown to the ferrriage of passengers who shall not be subject to any unnecessary or unreasonable detention; and no Ferry boat shall be taken off its line under any pretence whatever.

VI. In case of any vacancy occurring by the death or removal of any Ferryman licensed, such vacancy may be filled up and a new license granted by order of the Warden, subject to the approval of the Council at the next meeting.

VII. Each licensed Ferryman shall be liable and answerable for the negligence, misconduct or omission of his assistants and servants employed in and about such Ferry.

VIII. The established hours of ferrriage shall be from sunrise to ten o'clock at night, but every Ferryman shall ferry passengers when required at all times of night after ten o'clock, receiving double fare therefor.

IX. There shall be allowed to every licensed Ferryman within the

limits of the Municipality for the following services, the following fares and no greater.

FERRIES.

*Sheet Harbor.*

For every passenger..... 5 cents.

For horse, waggon and driver .....12 "

*Point Pleasant to Purcell's Cove.*

For every foot passenger ..... 7 "

*Ship Harbor.*

For every foot passenger..... 7 "

And for any other ferries the same proportion.

X. Licenses shall continue in force one year, but may be granted for a longer period.

BALLAST.

No ballast shall be deposited in any River, Harbour or Anchorage Ground, under a penalty of Ten Dollars, to be recovered by any person suing therefor before any Justice of the Peace.

RIVER BANKS.

Owners of logs or timber of any kind driving the same in any River, shall erect, or cause to be erected, on the turns and banks of such Rivers, Shear-dams, Sluices, booms or some other means by which damage to private property will be prevented, under a penalty of Ten Dollars for each offence, and paying all damages. Said fines and damages to be recovered before a Justice of the Peace in the County, on the oath of one credible witness.

SEA MANURE.

I. No person shall be allowed to collect, pile, haul away or otherwise remove kelp or sea manure from the shores, coves, or beaches within the limits of the County of Halifax before sunrise or after sunset. Any person violating the foregoing regulations, shall be fined not less than two, or more than eight dollars, to be recovered before any Justice of the Peace for the said County.

II. No person shall have a lawful claim to Sea Manure, unless properly piled above high water mark, in piles of at least one ordinary cart-load.

III. Any person, other than the owner or his or her servant, who shall remove such sea manure, when so piled, shall be liable to the full amount or value of such manure, in addition to a fine of not more than four dollars for each and every offence, to be recovered as above mentioned.

IV. The above regulations shall not extend to take away or abridge any private rights or interests in any such shores or beaches.

## PEDDLERS.

I. All Peddlers with teams shall pay a tax of forty dollars, and all Peddlers with packs shall pay a tax of ten dollars to the Clerk of the Council, who shall deliver to the Peddler paying such tax a license to sell his wares.

II. Any peddler found selling his wares without a license shall pay a fine not exceeding double the amount of said tax, which fine can be collected by any person suing therefor before two Justices of the Peace.

## BURNING BRUSH.

I. No person shall be allowed to set fire to or burn any brush or wood in clearing land or otherwise, between 20th June and October 20th, under a penalty of not less than four nor more than twenty dollars for each offence.

II. Any person who kindles a fire in any woods or open place, and leaves the same burning without being properly secured, whereby damage may be caused to the property of any other person, shall forfeit a sum not exceeding Twenty Dollars nor less than Ten Dollars, and be liable to an action for the damage sustained in addition thereto. In default of payment of the same, such person shall be imprisoned for a term not exceeding one day for every dollar of the amount of judgment, unless the sum is sooner paid.

## FIRING GUNS.

Any person who fires off a gun or other firearm on the main post road, or on any public road, or within a distance of one hundred yards therefrom, or within the said distance of a dwelling house or barn, or any building, shall pay a fine of two dollars for every such offence, to be collected before a Justice of the Peace by any person suing therefor, as a private debt.

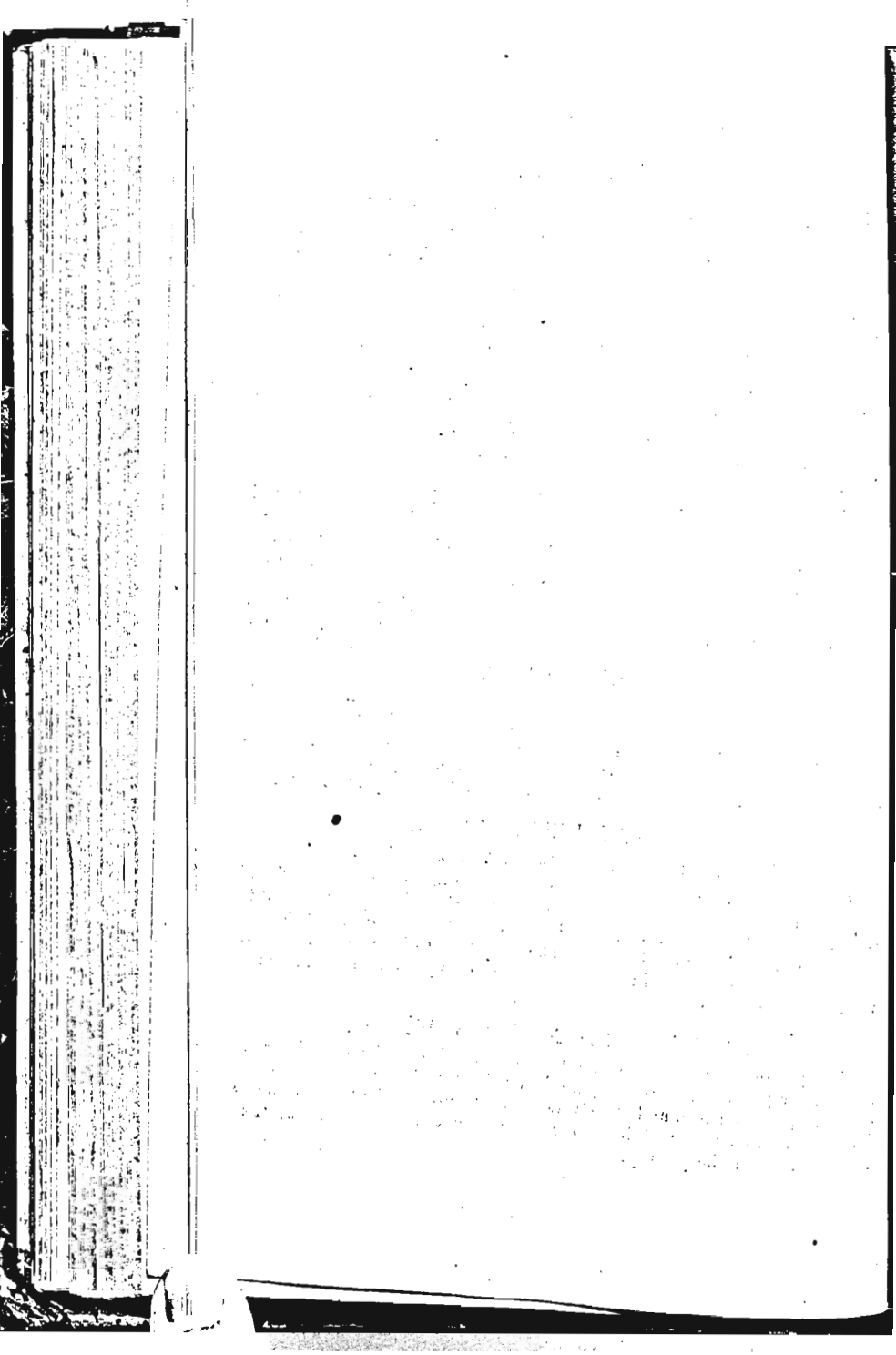
## SABBATH DESECRATION.

### SHOOTING AND FISHING ON THE SABBATH.

Any person or persons found carrying a gun or fishing rod, or found shooting or angling in any part or section of the Municipality of the County of Halifax on the Sabbath day, shall be liable to a fine not to exceed Twenty Dollars nor less than Five Dollars. The said fine to be collected by any Magistrate of the District in which such person or persons shall be found violating this bye-law.

## THISTLES AND NOXIOUS WEEDS.

Any person or persons allowing thistles and other noxious weeds growing on their premises, so as to injure their neighbors' lands, shall pay a fine of \$2 for every offence, and the Overseers of Highways shall act as Thistle Wardens, and enforce and direct the destruction of these weeds, or take action to recover the penalty.



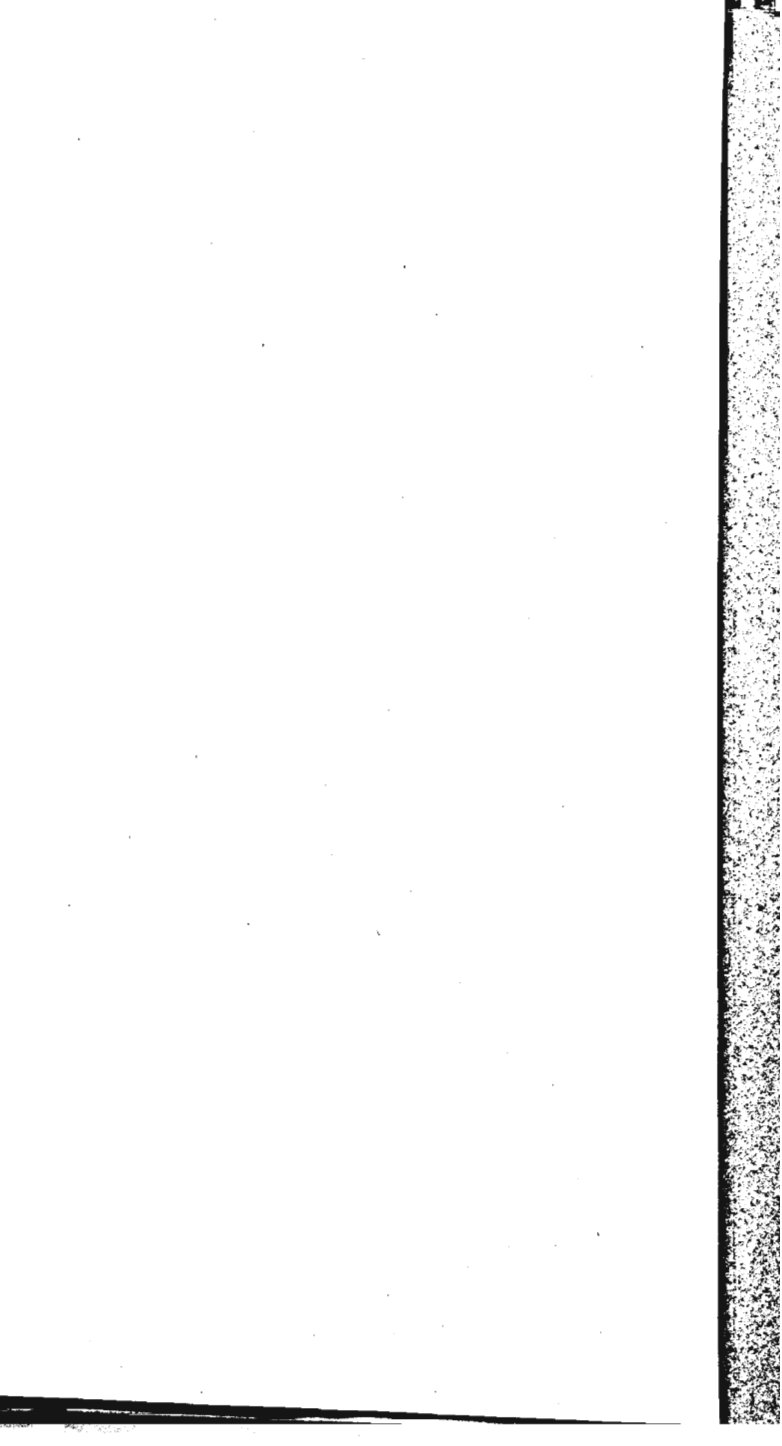




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County of Halifax  
Council Minutes

May 1880



# Minutes, Reports, &c.

OF THE

COUNCIL OF THE MUNICIPALITY

OF

## The County of Halifax, N. S.

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SEMI-ANNUAL MEETING, MAY 1880.

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COL. J. W. LAURIE, WARDEN.      W. H. WISWELL, CLERK.

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HALIFAX, N. S.

BAILLIE & ANDERSON, PRINTERS, 161 HOLLIS STREET.

1880.

THE UNIVERSITY OF CHICAGO

PHYSICS DEPARTMENT

PHYSICS 309

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MUNICIPALITY  
OF THE  
COUNTY OF HALIFAX.

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SEMI-ANNUAL MEETING.

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FIRST DAY.

HALIFAX, TUESDAY, May 4th, 1880.

Pursuant to Act of Incorporation and notification from the Warden, the Municipal Council assembled at the Court House, in the County Court Room, on Tuesday, May 4th, at 11, A. M.

The Warden took the Chair, and the Roll was called by the Clerk. The following Councillors were present:—

John Hays, Monk, Henneberry, Christian, James E. Shatford, Umlah, Worrall, Burgess, Norman Hays, Madill, Dillman, Dean, Ryan, Hubley, Smith, Leslie, Belfontain, Crooks, Donovan, John E. Shatford, Tupper, Laurie, Himelman, D. Archibald, John Smith, O'Leary, Griffin—26.

*Absent*—Messrs. Hamilton, Guild, and D. W. Archibald.

A telegram from Mr. Archibald stated his detention by storm; would arrive Wednesday.

The Warden stated that, as the Proceedings of the previous Session were printed, it was not necessary to take up time by reading the last Minutes, unless specially desired.

Moved by Councillor Donald Archibald, seconded by Councillor Leslie,—

“That the Printed Copy of Minutes of the January Meeting being in

the hands of each Councillor, the reading of the Minutes of last Session be dispensed with."

Passed.

The Warden then delivered the following

A D D R E S S :

*Gentlemen of the Municipal Council,—*

I much regret that there should have been so much delay in the printing and issuing of the minutes of our January meeting, but it was considered desirable to print the bye-laws under the same cover, and the issue was delayed till the bye-laws were approved by the Governor-in-Council. As, however, the bye-laws have been returned for amendment, and will at this meeting be submitted for your consideration with the Honorable Attorney-General's suggestions, I have directed the minutes to be printed and placed in your hands.

In accordance with your wishes I adjourned the Council from week to week until I received from the Sheriff a notice that Councillor D. W. Archibald had been duly sworn in. This was reported to me and the Council was then adjourned until the present meeting.

I submit for your approval the bonds respectively given by the County Clerk and the County Treasurer, which have been duly fyled with me and which I trust you will find satisfactory.

Copies of the amendments to the County Incorporation Act have been placed in your hands. You will see that several matters to which attention was called have been remedied, though several points, strongly urged on the Legislature by the Representative of this Council, did not receive the desired approval. It will be for the Council at the present, or at the annual meeting, to consider whether representations on these points should be again addressed to the Legislature.

Your committees have, during the recess, been actively engaged in carrying out the duties devolved upon them. I have requested them to submit their reports as early as practicable, in order that the important matters they have been called on to deal with may receive the attention they require.

You will learn from the Committee on Public Property that proposals have been made to enlarge the Court House, and give increased accommodation, which is doubtless required; but it is for the Council to consider whether the County should bear the expense of the addition. Meantime, owing to the almost continuous sittings of the Supreme Court, and the request of the Chief Justice that the work ought not to go on while the Court was in session, the alterations in the proposed Court Room have been delayed. The tenders for the alteration will be laid before you.

A still more important matter you will have to consider is the state of the finances. A communication from our Counsel, Mr. Norman Ritchie,

will be submitted to you, shewing the general state of the Dartmouth law suit, and the Treasurer will inform you of the repeated and unsuccessful efforts he has made to obtain the County Rates collected by the City of Halifax, and which the Civic officials hold and do not pay over. The Corporation of Halifax, equally with any other district in the County, employs local officials to collect the taxes imposed, but unlike any other district, retains, instead of paying over the amounts when collected. Not only has the County not received one cent of the County taxes collected in the City of Halifax for 1879, but the Treasurer's accounts show that over \$2000 is still due on the 1878 account. I offer no comment on this; but one thing is certain, that if the County organization is to carry out its purpose, and maintain certain services efficiently, funds must be provided. The rural districts contribute their share—the City contributes nothing whatever. The treasury is now empty, and unless arrears are at once paid, the Council must borrow money to carry out its duties, or the Court House must be closed, the Jail thrown open, and all County expenditures cease. This is a most serious matter, and demands the immediate attention and action of the Council.

And now for the future. A proposal was made before a Committee of the House of Assembly at the late session, that the several districts should each maintain their insane paupers, and that the City should contribute \$5000 to the County funds, leaving the rural districts to make up the remaining \$4000. But as the City represents more than four-fifths of the appraised value of the County, I was not prepared to accept such an offer. The law provides that in case of a disagreement, arbitrators shall be appointed to settle the several proportions of assessment, and to this, recourse can at present be had. Our experience in dealing with the Municipalities within our limits is far from satisfactory, and I think a much more desirable course would be to set them altogether apart as separate Municipalities, for all purposes. Halifax City and Dartmouth could each manage all their Local affairs, and the County of Halifax could then be divided into an Eastern and Western Municipality, which could be carried on at a very small expense. The Court House, Jail, and all other County property situated in the City, could be made over to the City, valuation being made, and a fair proportion of value paid over to each separate Municipality, and the City thus taking charge of Court House, Jail, &c, could be annually reimbursed by each Municipality for expenses incurred on account of and chargeable against each. If such an idea meets with the approval of the Council, it would be well to appoint a Committee to consider such a scheme, and invite the City of Halifax and Town of Dartmouth to name Committees to meet our Committee and ascertain if something satisfactory cannot be arrived at. The present arrangement promises nothing but constant heart-burnings and disputes, engendering permanent ill-feeling.

The issue of the Assessment Books to the Collectors has been suspended until this meeting of the Council, so that any alterations in the amounts



to be provided for the Poor may be added, and all collected at the same time.

There is one matter I do not like to pass over without reference ; it is the actual status or position of County Councils. From the tone adopted in reference to them, on a recent occasion, I think their position is very much misunderstood. They were considered, apparently, as administrative rather than legislative bodies, as if it were their province merely to carry out the laws made by others, rather than to legislate for the local interests committed to their charge. The original idea underlying the Incorporation of Counties was that they should manage their own local affairs. It was this view that induced men of all political opinions to give the measure such a warm support. For this purpose the people selected and elected their Councillors, and it should be borne in mind that the gentlemen composing these Councils are as much the representatives of the people for County purposes, as are the Provincial or Dominion members of Parliament for the duties devolving on them. Their existence has thus been recognized as a necessity—for certain purposes they are proved to be indispensable ; but this leads to the further consideration whether the whole series of legislative bodies who manage our affairs are really required, or whether any can be dispensed with, or in any way modified. We desire as light taxation as possible, and the less spent in collecting and disbursing, the more remains for the services for which the money is collected.

Now that local matters are dealt with by County Councillors, what remains to be managed by the Provincial Legislatures? It will, on examination, be found that their principal powers are assigned to regulating their own method of existence ; most of the subjects relegated to them under the B. N. A. Act could well be dealt with by the County Councils with a little enlarged powers, whilst such matters as concern the Counties in common could well be considered by a Provincial Council, composed of Wardens or other representatives of the Municipalities. The anomaly and expense of a Legislature representing the three estates—Kings, Lords, and Commons, dealing almost exclusively with purely municipal matters, and controlling a revenue exceeded in amount by the income of several of our private citizens, would thus be removed. Men of ability, such as are to be found in our Local Assembly, could devote their talents to the larger field of the Dominion Parliament, and the parliamentary game of ins and outs could be laid aside here, and a large sum now expended in such a manner would be available for the general service of the country ; one-thirteenth of the revenue being now expended in disbursing the remainder. I am not impugning the zeal or ability of the members of the present or of any past Local Government. I fully believe they have all been animated with a sincere desire to serve the public, but I still hold that the machinery is out of all proportion to the work to be done ; the expenditure of power far too great for the results obtained, and that the Province and the public would gain much by a judicious re-adjustment.

The Warden submitted the Attorney-General's Report on

the Bye-laws passed at the January session, and sent to the Governor and Council for approval. A number were stated to be *ultra vires*, some unnecessary, and others informal. The Warden suggested that they be handed back to the same Committee, with Hon. Attorney-General's comments, to report thereon.

Councillor Leslie proposed, that for the information of the Council, those Bye-Laws which were rejected be read with the corresponding objections.

The suggestion being approved, the Warden read each Bye-Law separately, with the objections thereto.

1. *Duties of Committee on Lunatic Asylum.*—Stated to be unnecessary and conflicting with the Statute.
2. *Assessments and Assessors of County and Poor Rates.*—These were *ultra vires*.
3. *Section 1 of Bye-Laws Relating to Overseers of Poor.*—Conflicts with the existing Statute.
4. *Statute Labor and (5) Surveyors of Logs and Lumber.*—Are both *ultra vires*.
6. *Peddlers and Hawkers.*—The penalties and mode of procedure not to be prescribed by the County Council.
7. *River Banks.*—The penalty may be increased, but "payment of damages" to be expunged.
8. *Burning Brush.*—The references to mode of punishment and to procedure and damages to be expunged, as the Council has no jurisdiction therein.
9. *Firing Guns.*—The mode of collection of fines should not be prescribed.
10. *Shooting and Fishing on the Sabbath.*—It is *ultra vires* to prescribe as an offence the carrying of a gun or fishing rod, or to state rules of evidence, or prohibit anything which is not a profanation of the Sabbath.
11. *Dogs.*—Keeping a dog cannot be prohibited.
12. *Stud Horses.*—The mode of recovering the fines should be expunged.
13. *Presiding Officers.*—Is unnecessary after Act of last session, and conflicts therewith.
14. *Changing Line of District 21.*—Is *ultra vires*.
15. *Insane Paupers.*—Is *ultra vires*.

Considerable discussion followed the reading of each of the Bye-Laws and objections.

Councillor John E. Shattford recommended that the Council

should have a legal adviser, to whom these and other matters of dispute arising from time to time should be referred for advice or action.

Councillors Monk, Worrall, Donovan and others concurred.

The Warden said the County Act made no provision for the appointment of such an officer, and it was desirable to limit expenditure as far as possible. He thought in the present instance it would be most advisable for the Bye-Law Committee to confer with the Attorney-General, who would no doubt afford such explanations as would enable them to rectify the clauses and report such emendations as would be satisfactory.

Moved by Councillor Ryan, seconded by Councillor Donald Archibald, and—

*Resolved*, That the Bye-Laws be referred back to the Committee on Bye-Laws for further consideration, and thereafter to report to the Council.

Passed.

Councillor Dean reported verbally the departure of a number of District officers from his District, whose places should be supplied, and asked what course should be adopted.

The Warden quoted Section 18 of amended Act, which empowers vacancies to be filled by him and three concurring Councillors.

The bonds of the County Clerk and County Treasurer were submitted by the Warden, who requested that they be examined and reported upon by a Committee for that purpose.

Moved by Councillor Jas. E. Shatford, seconded by Councillor Worrall—

“That the Bonds given by the Clerk and Treasurer be referred to a Committee to inspect and report to the Council thereon.”

Passed.

The Committee appointed were Councillors Worrall, Don. Archibald, and Griffin.

Councillor Worrall, Chairman of the Committee on Lunatic Asylum, presented and read the Report, with the list of Patients for whom the County is now charged. He mentioned the urgent necessity for an efficient Committee, and that a competent person be employed to go still more thoroughly into an investigation of details respecting Insane Patients as far back as 1868.

Moved by Councillor Archibald, seconded by Councillor Monk, and passed :

*Resolved*, That the Report of the Committee on Lunatic Asylum do lie on the table for the present.

The Warden stated that the Report had been very carefully and elaborately prepared, and that the Chairman, while he had given much time and attention to the matter, had also paid personally for making up the statistics.

Councillor John E. Shatford and others recommended that the account so paid be assumed by the Council, and Mr. Worrall be reimbursed, which was agreed to.

The Warden submitted a copy of the Amendments to the County Incorporation Act, passed at last session of the Legislature. The following recommendations of the Council's Law Amendment Committee were therein embodied.

- Clause 1. Biennial election of Councillors.
  - " 2. Nomination notices and no polling if but one candidate nominated.
  - " 4. Five and Ten days notice required for Special meetings.
  - " 6. None but rate-payers to inspect books and papers.
  - " 3. Power to regulate controverted elections of Councillors.
- Declaration of Local Act of 1862.

The remaining clauses were rejected, viz. :—

- Candidates to be Rate-payers in the District for which they offer.
- Pay and Travelling Expenses of Councillors to be increased.
- Auditors' duties to be limited to inspecting yearly accounts.
- Notifying Clerk of new appointments.
- Payment of Jury fees to be made to County Treasurer by litigants.
- Peddlers' Licenses and fines.
- Certain Exemptions on Assessments to be cancelled.
- Exemption of Councillors from arrest for debt during sessions.
- And the clauses relating to Statute Labor.

In the discussion which followed, much dissatisfaction was expressed at the action of the Legislature in rejecting important and necessary amendments, passing some which were obstructive, and adding others which interfered with the successful working of the Municipal system in the County.

The Clerk said that the amended Act was in press, and would be sent to each Councillor as soon as received from the Queen's Printer.

The Warden stated that the principal subject for the afternoon was the Financial condition and resources of the Municipality.

On motion the Council adjourned, to meet at 2.30 in the afternoon.

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#### AFTERNOON SESSION.

The Council met at 2½ o'clock. Present, 27 Councillors.

Walter S. Doull, Esq., attended on behalf of Messrs. A. K. McKinlay, Jno. Doull, and other rate payers of District 14, and asked leave to present a petition against their assessment valuations for 1880 in that District, as being illegal and excessive.

Moved by Councillor E. Ryan, seconded by Councillor Jas. E. Shatford—

"That the petition of Messrs. McKinlay, Doull, and others, be read to the Council."

Passed.

The petition, together with affidavits and notices of appeal, was read, and commented on.

Councillor Worrall made some explanations in connection with the subject, also in reference to his own position, and the action of the Assessors, in increasing some valuations and reducing others.

The Warden having read the Law from Revised Statutes,

chap. 21, "On Assessments," it was moved by Councillor Monk, seconded by Councillor Archibald—

"That the petition be referred to the Committee on Assessments."

Passed.

Councillor Henneberry requested that Charles Gray and Simon Vaughan be added to the list of Overseers of Highways in District No. 9.

The Warden read from Law Amendments, 1880, section 18, that such appointments can be made by the Warden and three Councillors when necessary.

Councillor Worrall called the especial notice of the Council to the necessity of some arrangements other than the existing Committee, for authorizing the admission of Insane Paupers to the Lunatic Asylum, mentioning the difficulties the Committee had experienced: and also referred to a case from District 11, which they did not approve, but had not the power to decline.

Councillor James E. Shatford complained that, in the instance named, the person was not insane, and was needlessly sent to the Asylum, thus costing the County \$200 per annum without any necessity for it.

Councillor Ryan stated that the Committee were not authorized to examine the Patients That was done under the provisions of the Statute by Medical men, on whose certificates the Lunatics were admitted. The Committee only examined under oath the friends or guardians of the patient, for the purpose of ascertaining whether any means of providing for such patient could be obtained.

At the suggestion of the Warden, the County Treasurer, who was familiar with the law and procedure in such matters, explained the practice and the changes made in 1875, and read the sections from the Statutes referring to the subject.

Councillors Archibald, Donovan, and Shatford continued the discussion.

Moved by Councillor Archibald, seconded by Councillor N. Hays, and—

*Resolved*, That the matter of admitting patients to the Insane Asylum be referred to the Committee on Bye-Laws.

Passed.

The Clerk read a letter from his Lordship the Bishop, complaining of the treatment of prisoners in the County Jail, in regard to diet, light, &c., and asking whether certain changes could not be introduced.

The subject was fully discussed, and on motion of Councillor Donald Archibald, seconded by Councillor J. L. Griffin,

*Resolved*, That His Lordship the Bishop's letter, referring to Jail accommodations, be handed to the Committee on Public Property.

Passed.

Councillor Worrall (Chairman) presented and read the Report of the Committee on Public Property.

Moved by Councillor John E. Shatford, seconded by Councillor Himelman,—

*Resolved*, That the Report on Public Property lie on the table for further consideration.

Passed.

The Warden submitted a statement received from the Provincial Secretary of amount of Grant for Roads and Bridges, 1880, and contra account offsetting it, as under:—

MEMO. MUNICIPAL COUNCIL OF THE COUNTY OF HALIFAX.

Grant for 1880 for the Road and Bridge Service.....	\$6,252 81
Dr.	
Advance to Members.....	\$ 43 02
Education Loan, per account rendered.....	7,137 61
Interest on ditto.....	
Second Instalment on Bank Loan, \$600, and interest on ditto, \$168.....	768 00
Witness Fees in the cause of the Queen vs. Fred Major, paid in error, and refused to be refunded by County Treasurer.....	7 10
<i>Prov. Secretary's Office, 30th April, 1880.</i>	

Councillor Worrall then submitted and read the Report of the Committee on Public Accounts and Finance, as follows:

## REPORT OF COMMITTEE ON PUBLIC ACCOUNTS.

To the Worshipful Warden and Municipal Council of the County of Halifax:

Your committee on Public Accounts beg to report that they have nothing of a satisfactory nature to report upon.

The Dartmouth matter still remains in *statu quo*, with the exception of a payment of five hundred dollars on account, while the city have not paid one cent of their larger indebtedness.

Your committee have caused several letters to be addressed to the City Council urging payment of at least part, but without effect, and unless some way be found compelling them to pay, the Council will be hopelessly bankrupt.

Your committee finding the monetary transactions of the Treasurer so small since last January, have not examined his accounts, preferring to leave the matter till the end of the year.

The Government not yet having sanctioned the Bye-Laws passed by the Council, your committee have not been enabled to get them printed.

All of which is respectfully submitted,

H. F. WORRALL, *Chairman.*  
 JOHN E. SHATFORD.  
 DONALD ARCHIBALD.  
 E. E. BURGESS.  
 EDMUND RYAN.  
 NORMAN HAYS.  
 JAMES E. SHATFORD.

The Report was received, and led to a lengthy and earnest discussion.

At request of the Warden the Treasurer stated the financial position of the County, and read the correspondence between the City and Dartmouth authorities and himself, from which it appeared that there had been no effort or disposition on the part of the City or Dartmouth to pay their indebtedness, which was the same as at the close of 1879, viz.; \$20,488 due by the City, and \$15,811 by Dartmouth, less \$500 received by the Treasurer in April.

Great dissatisfaction was expressed at the absence of funds wherewith to carry on the services required for County business, and the following resolution was presented by Councillor Worrall, seconded by Councillor Tupper:

*Resolved*, That in the opinion of this Council, owing to the action of



the Government, City of Halifax, and Municipality of Dartmouth, it would be better that they resign in a body, and go home to their legitimate business, ignoring all municipal labor.

The discussion having continued for some time, the Warden said that the course recommended in the Resolution would not solve the difficulties, and it was necessary to fulfil the duties they had assumed—to carry out the law, and proceed to procure a settlement of affairs in a legitimate and proper manner. He would strongly advise that as these were old debts transmitted by the Sessions to the Council, it was their duty to collect them; and notify the City that unless payment was made, legal proceedings would at once be taken. The decision of the Chief Justice in the Dartmouth case was received and could be read by the Council. Meanwhile he would ask that action on Mr. Worrall's resolution be deferred till the City Council's reply is received.

Moved by Councillor Ryan, seconded by Councillor Burgess, and—

*Resolved*, That the City of Halifax be notified that unless the amount now due by it to the County be immediately paid or satisfactorily adjusted, steps will be taken to enforce payment, and that an answer be requested by 11 a. m. to-morrow, to which hour the Council has adjourned."

Passed.

The Clerk was directed to forward the same to the Mayor of the City.

On motion, Council adjourned to Wednesday 11 A. M.

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## SECOND DAY.

WEDNESDAY, May 5, 1880.

The Council met according to adjournment at 11 o'clock A. M. The Warden and all Councillors present.

The minutes of yesterday's meeting, after slight verbal amendments, were confirmed.

The Warden submitted the written opinion of the Chief Justice, concurred in by the Judges of the Supreme Court, in the Dartmouth case. Being too lengthy for present reading, it was laid on the table for individual perusal.

The Warden then addressed the Council on its position, and the affairs of the County. On the subject of Councillor Worrall's resolution, deferred from yesterday afternoon, "that the Councillors should resign in a body," he considered that a remedy could be found, and deprecated the course proposed as extreme, and inconsistent with the duty and responsibilities they had assumed when elected. The objects sought could not thereby be secured, and the true course would be to resort to all legitimate means for establishing the claims and enforcing the just requirements of the County under the law. Failing these, they would then be compelled to close the Court House, open the Jail, and let the general matters of the County drift into confusion and bankruptcy.

He also pointed out that under Section 25 of the County Incorporation Act, Councillors could resign, but would have to pay a fine of \$40 each on so doing.

He then submitted a sketch of a resolution which he thought would cover the ground, and probably meet the views of the Council on the several matters requiring immediate consideration and action.

The reply of the City Clerk to the letter of yesterday, addressed to His Worship the Mayor was read, stating that a meeting of the City Council had been called for Friday, to lay the question before them.

The letter was laid on the table and led to a general discussion on the state of County affairs.

Councillor John E. Shatford spoke at length on the action of the City in collecting and withholding over \$20,000 of the County Assessment for last year, and submitted a statement of commitments to the County Jail for the quarter, showing 72 from the City against 60 from the County. In all the other services, the City largely predominated.

He then presented a resolution embodying the several

difficulties and obstacles which had brought about the present crisis.

Councillors D. Archibald, Ryan, Worrall, Tupper, Himelman, Monk, Hubley and N. Hays, also expressed their views.

Councillor Himelman offered a resolution similar to the preceding, but recommending that the Council adjourn to meet on call by the Warden.

The several resolutions were read by the Warden.

Moved by Councillor James E. Shatford, seconded by Councillor Ryan :

"That the resolution prepared by the Warden, which is as follows, be received and adopted, and that a committee of three, the Warden, with Councillors D. Archibald and John E. Shatford, be appointed to wait on the Government, and report this afternoon."

*Whereas*, The City of Halifax is indebted to the County for a sum exceeding \$20,000, being County Rates already collected, or in process of collection, and repeated applications for payment of even a portion of this sum have hardly received common courteous acknowledgment.

*And Whereas*, The services for which these rates are collected are almost entirely required for causes arising within the city.

*And Whereas*, The Town of Dartmouth is indebted to the County in the sum of about \$10,000 after allowing deduction for repayment, and that in the judgment of the Supreme Court, although the sum is legally and equitably due, it cannot be collected owing to an act of the Legislature passed in 1877, an act which thus prevents the law as it stands from being carried out.

*And Whereas*, The Provincial Secretary, in reply to a request from the Warden as to whether any sum from the Provincial Revenue would be available for Road and Bridge Service for the present year, has sent in an account charging the County with principal and interest on the sum loaned by the late Government to the County to carry out the School Service pending the settlement of the Dartmouth question, and thereby bringing the County into debt, so that the appropriation from Provincial funds will not be available during the present year.

*And Whereas*, It will be manifestly unjust that the rural districts which always faithfully pay up the amounts assessed on them, and which obtain therefrom hardly any advantage whatever, should be again assessed for county purposes till the wealthier municipalities within the Council's limits have contributed what the law prescribes.

*Therefore Resolved*, That no assessment be made on the rural districts

during the present year, or until the above named municipalities express their intention of contributing their legitimate share.

*And Further,* That a committee of three wait on the Local Government, stating that the County Treasury is empty in consequence of the non-payment of above named sums, and enquiring whether the Government are prepared to maintain the services (for administration of Justice, such as Court House, Jail, etc.) as the County is now pecuniarily unable to do so. And further communicating to the Local Government the purport of the resolutions passed as above.

Passed.

Councillor Worrall, in reply to Councillor N. Hays, as to the duty of the Treasurer to demand payments from the City and Dartmouth, which they had questioned, stated that the Treasurer, as the Council's officer, was authorized to notify any parties to pay amounts due the County.

The Warden read 37th Section of Incorporation Act, respecting the Treasurer's office and duty.

Councillor D. W. Archibald thanked the Council for their expression of sympathy with his family when in affliction, and for the leniency in regard to his non-attendance at annual meeting.

The Committee on the bonds of the Clerk and Treasurer, reported through Councillor Worrall, as follows :

"Your Committee, after examining the Bonds of the Clerk and Treasurer, beg to report that they find both of them correct, and very satisfactory."

Moved by Councillor Himelman, seconded by Councillor John E. Shatford :

"That the Report be received and adopted."

On motion, the council adjourned till 3 o'clock.

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#### AFTERNOON SESSION.

The Council met at 3 o'clock. All members present.

The Warden, as Chairman of the committee appointed.

at the morning session to wait upon the Local Government, reported verbally that they had met Hon. Messrs. Holmes and Creelman, and were favorably received. The resolution was communicated to these gentlemen, and the chief points considered. The particulars of the interview were detailed. They had received assurances of assistance and co-operation from the Executive, which would tide over present difficulties, and tend to the ultimate settlement of matters with the City, Dartmouth, and the Government. A written report would be handed in for the Clerk to enter in the minutes.

Moved by Councillor Himelman, seconded by Councillor Burgess :

"That the Report of the interview with the Government now made be received and approved."

Passed.

Councillor Worrall (Chairman) read the report of the Committee on the letter of His Lordship the Bishop, concerning Jail arrangements and discipline.

#### REPORT ON BISHOP BINNEY'S LETTER.

*To the Worshipful Warden and Municipal Council of the County of Halifax :*

Your Committee appointed to consider His Lordship Bishop Binney's letter referring to Prison Discipline, beg to report : That, after a careful consideration of the subject, they beg to say that they have for the past five months visited the jail, and have invariably made enquiries from the prisoners as to their mode of treatment. They have never yet found the slightest complaint ; and your committee, though anxious at all times to concede to any philanthropist's suggestion, still cannot recommend at present any change in the Prison Discipline, as the rules and regulations have already received the concurrence of the Bench of Judges.

Your committee trust that a copy of this Report be forwarded to His Lordship.

All of which is respectfully submitted.

H. F. WORRALL, *Chairman.*  
 JOSEPH HIMELMAN,  
 DANIEL DONOVAN,  
 JAMES L. GRIFFIN,  
 E. E. BURGESS,  
 EDMUND RYAN.

After discussion the report was amended by adding that the Judges sanctioned the present regulations.

On motion of Councillor N. Hays, seconded by Councillor John E. Shatford, it was received and adopted.

Councillor Worrall applied for leave of absence, and to be relieved from duty as Chairman of Committees, expecting to be away from the City all summer.

Moved by Councillor John E. Shatford, seconded by Councillor Jas. E. Shatford :

"That this request be entertained and granted."

The Warden expressed some complimentary remarks upon the valuable services and amount of time bestowed by Councillor Worrall in fulfilling the important duties entrusted to him by the Council, especially in the investigation connected with the Lunatic Asylum, arrangement of books for the Treasurer, and other matters.

Moved by Councillor Donovan, seconded by Councillor Jas. E. Shatford :

"That a vote of thanks from this Council be offered to Councillor Worrall for his services as Chairman of the several Committees on which he has acted."

Passed unanimously.

Councillor Worrall tendered his acknowledgments.

Moved by Councillor Hays, seconded by Councillor D. W. Archibald :

"That to supply Mr. Worrall's place the next Councillor's name on each of the three Committees of which he is chairman be substituted."

Passed.

On motion, the Clerk was authorized to write to the Provincial Secretary and point out that the money advanced for educational purposes was given pending a settlement of the Dartmouth assessment question, and that the County was quite unprepared to repay the amount until the Dartmouth indebtedness was collected.

The report of Committee on Lunatic Asylum was read by the Warden, and considered clause by clause.

### REPORT OF THE COMMITTEE ON LUNATIC ASYLUM.

*To the Worshipful Warden and Municipal Council of the County of Halifax :*

1. Your Committee, appointed last January, to make enquiries respecting the Patients at the Hospital for Insane, who are charged to the County of Halifax, beg to report: That after considerable delay, they obtained a Sub-Committee from the City Council to assist, but owing to the agitation on the part of the City to get a separation from the County, they could not be induced to act, wishing the matter postponed until the House of Assembly was prorogued, which left but little time for enquiry.

2. The number of patients charged to the County as per last accounts was 103, some of whom have since died, or been discharged; and your Committee have committed five others, one of whom has died, two will be able to pay at least part of their maintenance, while the other two are fully chargeable to the County.

3. William Taylor, Esq., J. P., kindly placed at the disposal of your committee certain papers from a committee appointed by the Sessions in 1875, having the same object in view, from which your committee find that in 1868 a settlement was arrived at between the Government and Sessions, in which nearly \$5,000 was allowed the County for overcharges.

4. Taking that as a starting point, they found that to the end of 1876 they were entitled to nearly \$3,000 more for patients charged, but not legitimately belonging to the County. Following this matter up, your committee beg to lay before you the names of all the patients now charged to this County, with remarks placed opposite each, as far as could be gathered in the time at their disposal.

5. Your committee are convinced that there have been since 1868, and are now, patients charged to this County that should not be, and would suggest that some one well qualified should go more fully into the matter at the expense of the County, as it cannot be expected that a committee appointed by the Council, and who are scattered over the whole County, can do this effectively. If all the accounts were taken up, year by year, your committee think a large amount could be claimed as a deduction from the present indebtedness to the Commissioners of Public Charities, and would suggest, after making further enquiries, that the Commissioners be requested to hold an examination as provided for in Sec. 23 of the Act on the Hospital for Insane.

6. A correspondence has been entered into between the County Clerk

and the Commissioners, in order to see what arrangements could be made to lighten the burdens of the County, by removing the more harmless patients to the Poor House, but the Commissioners refuse to grant the permission.

All of which is respectfully submitted.

H. F. WORRALL, *Chairman.*  
DONALD ARCHIBALD.  
JAMES L. GILPIN.  
GEO. H. MADILL.  
E. E. BURGESS.  
NORMAN HAYS.

On the 5th clause, it was moved by Councillor D. W. Archibald, seconded by Councillor Leslie :

*Resolved*, That the Committee on Hospital for the Insane be empowered to procure such help as they may deem best to thoroughly investigate the accounts as far back as the year 1868."

Passed.

On clause 6, moved by Councillor Donald Archibald, seconded by Councillor John E. Shatford :

*Resolved*, That the Committee on Hospital for the Insane be empowered (on the recommendation of the Superintendent thereof) to notify the Overseers of the Poor for the District in which a patient has a residence, to take charge of said patient : and in the case of paying patients, the friends be requested to remove them.

Passed.

Moved by Councillor Himelman, seconded by Councillor John E. Shatford :

*Resolved*, That the Report of the Committee on Hospital for Insane be received and adopted.

Passed.

The Report of Committee on Public Accounts and Finance was taken up.

After a brief discussion it was moved by Councillor Ryan, seconded by Councillor Madill :

*Resolved*, That the Report of Committee on Public Accounts be received and adopted as a whole.

Passed.



The Report of the Committee on Public Property was read by the Chairman (Councillor Worrall), who made some explanations in detail, more especially as to the reasons for the failure of the committee to have the Council room completed, and in reference to the accommodation for general County purposes. He had, through the assistance of an architect, ascertained that an addition could be made at the West end of the present Court House for \$12,000, which would give space for County Court, Judges' room, Chambers, Clerk, Treasurer, and Prothonotary—the indebtedness for this, including interest extending over twenty years, would only be one-third of a cent on every \$100 valuation, as now assessed. If entertained, the Council could ratify this measure.

#### REPORT OF THE COMMITTEE ON PUBLIC PROPERTY.

*To the Worshipful Warden and Municipal Council of the County of Halifax :*

Your Committee on Public Property beg to report that the alterations ordered by the Council at their last meeting have not been carried into effect.

One of the Judges, the Attorney-General, and a Committee from the Barrister's Society, requested a conference with your Committee to consider the advisability of adding a wing to the present Court House, for further accommodation for the Administration of Justice, &c., at which conference it was decided that your Committee would pledge themselves to nothing, yet had no objections that a Permissive Bill should be passed by the House of Assembly, subject to the ratification of the Council at their May meeting.

The Bill was drawn but never presented, so that matters remain as they were; this with a representation by the Judges, that if the work of fitting up the proposed Council Chamber in the third storey, was carried on, it would materially interfere with their duty in trying causes in the Supreme Court, led your committee to postpone the work till the summer vacation.

A plan was drawn, which is now submitted, and tenders were received for making the necessary alterations, ranging from \$455 to \$820, and it now remains for the Council to say whether their original intention shall be carried out.

Your committee have visited the Jail, in their regular monthly order, and have always found everything in a satisfactory condition, and now beg to add the Jailer's report.

They also beg leave to lay before you a letter received from His Lord-

ship Bishop Binney, so that such action may be taken as the Council may deem best. Should it be thought advisable, new rules and regulations could be made and then submitted to the Judges for their concurrence.

A letter has also been received from the Deputy Provincial Secretary, in which he states that there are at present no Commissioners holding the title to the Court House as by law required, and your committee would suggest that steps be taken to get the title vested in the Warden of Council.

All of which is respectfully submitted.

H. F. WORRALL, *Chairman.*  
 JOSEPH HIMELMAN.  
 JAMES L. GRIFFIN.  
 E. E. BURGESS.  
 EDMUND RYAN.  
 DANIEL DONOVAN.

The different points having been discussed, it was the general opinion that no alterations nor improvements should be undertaken, as the buildings might possibly be relinquished under existing circumstances.

The Warden, from notes made by him, gave a succinct history of the title, cost and proportion thereof, contributed by the Province and County toward the Court House. On the last clause.

Moved by Councillor Archibald, seconded by Councillor Himelman :

*Resolved*, That in order to carry out the Act of 1864, the Warden address a communication to the Provincial Secretary, asking that the Warden of the County, the Chairman of the Finance Committee, and the Chairman of the Committee on Public Property, and their successors, be appointed the Board of Commissioners to take charge of the County Court House ; and that the Title of said Court House be vested in such Board of Commissioners.

Passed.

Moved by Councillor Archibald, seconded by Councillor Himelman :

"That the Report of Committee on Public Property be received and adopted."

Passed.

Read a letter from Judge Johnston respecting better

accommodation for the County Court, showing the rights of the County, and recommending an addition to the Court House, and an application to the Government for a rearrangement of the rooms therein.

It was resolved, on motion of Councillor John E. Shatford, seconded by Councillor Himelman :

"That the Clerk be instructed to write to Judge Johnston, and say that, so soon as the Council obtains from Dartmouth the amount the town owes the county, the Council will be in a position to consider the question of providing the accommodation asked for."

Passed.

Councillor Burgess, Chairman of the Committee on Licenses, reported as follows :

#### REPORT OF COMMITTEE ON LICENSES.

COUNTY COURT HOUSE, May 4th, 1880.

*To the Worshipful the Warden and Councillors of the Municipal Council of the County of Halifax :*

The Committee on Licenses beg to report that they have received recommendations for License for the sale of Intoxicating Liquors, to be granted to the following persons :

James Ward,	District No. 17,	one year.
Daniel McCarthy,	" 17,	"
John Lewis,	" 17,	"
Sarah Haley,	" 17,	"
Robert Allen,	" 15,	"
George French,	" 15,	"
Lewis Bishop,	" 15,	"
James Power,	" 10,	"
Thomas Ward,	" 14,	"
Wilson Bros.	" 12,	"
Mrs. Mary Mackey,	" 8,	"
Daniel Halliday,	" 17,	9 months.

The law having been complied with in each case, we have decided that the Licenses be granted to the applicants.

E. E. BURGESS, *Chairman.*  
 JAMES L. GRIFFIN.  
 JOSEPH HIMELMAN.  
 JAMES E. SHATFORD.  
 DANIEL DILLMAN.  
 N. P. CHRISTIAN.  
 R. E. MONK.

The report was accompanied by a bill for \$38 for committee's travelling expenses and attendance.

Councillor James E. Shatford said that at the January session of the Council \$40 had been decided upon as the license fee, and the County Treasurer was to act as Clerk of License, free of charge. Complaints had been made that \$43 was the amount now charged, the extra \$3 being fees charged by the Treasurer and County Clerk.

The resolution passed January 22nd was referred to and read.

The County Treasurer said that he had assumed the duties of County Clerk of Licenses free of charge to the County, thereby saving them seven and a half per cent, charged by the late Clerk of Licenses, but the law allowed him to charge a fee of \$2 for himself and \$1 for the County Clerk. (Revised Statutes, chap. 75.) This he had collected in addition to the license fee so far, but if the Council wished he was quite willing that the fees should go into the County Treasury or be refunded to the license holders. In exacting the fees he had merely followed out the law of the Province and an unrepealed bye-law of the Court of Quarter Sessions, passed 1879.

Messrs. Worrall, John E. Shatford, Ryan and others contended that the understanding at the January session was that the Treasurer perform the duties of Clerk of Licenses free of all charge. If the law allowed the collection of extra fees by him it should come out of the \$40. The Warden and several Councillors, while accepting this view, wished it understood that they desired to cast no reflection on the County Treasurer, who, they said, had evidently been under a misunderstanding. It was finally decided without a resolution that \$40 should be the total sum to be charged for a license, and the Treasurer was authorized to refund the extra amount charged those who had taken out licenses.

On motion, the report was adopted.

Considerable discussion arose respecting the Bill for travel and attendance of the Committee on Licenses.

A motion that the bill be thrown out was made by Councillors Hamilton and Monk, who said that though members of the License Committee they knew nothing about the bill having been prepared. Explanations were made by the other members of the Committee; the resolution was not put, and the Warden returned the account to the Chairman.

Moved by Councillor Burgess, seconded by Councillor Jas. E. Shatford:

*Resolved*, That the Licenses shall expire on the last of May, 1881.

Moved by Councillor D. Archibald, seconded by Councillor John E. Shatford:

*Resolved*, That the Warden be empowered to obtain suitable accommodation for subsequent meetings of Council.

Passed.

The Council then adjourned to 10 a. m. Thursday.

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### THIRD DAY.

THURSDAY, May 6th, 1880.

The Council assembled at the County Clerk's office, but being unable to obtain a room in the Court House, the Warden, as authorized, hired Freemason's Hall, to which the Councillors proceeded.

The minutes of meetings on Wednesday were read and confirmed.

The Warden presented the order of business for the day, viz. :—

1. Assessments for Support of the Poor.
2. Appointment of additional District Officers.
3. Arrangements relative to Roads and Bridges, and for the Distribution of the Road Grant.

4. The Attorney-General's letter of complaint against the Treasurer, which would open up the subjects of Jury Fines and Fees, Pay of Crown Witnesses, Petit Jurors, and vouchers for their payment.

5. Prothonotary's duty in such matters as provided for in the Statutes, and Sec. 33 Amended Act.

6. Title to the Court House.

7. Consideration of a satisfactory arrangement with the City on the subject of County Assessment.

8. Consideration of a Division of the County into East and West Municipalities.

9. Means to be taken for obtaining a loan of \$1000 for current demands.

These matters were briefly commented on as introduced.

The written report of the committee appointed to interview the Government was submitted by the Warden, and read by the Clerk, as follows :

"Your committee beg to report that in accordance with the instruction conveyed in the Resolution, they, on adjournment of the Council, at once proceeded to call upon the Provincial Secretary. They found the Hon. S. Creelman with the Provincial Secretary, and requested that he would also remain. After reading the preamble and resolutions, and a somewhat lengthened conversation, your Committee were assured—

1st. That the road grant from the Legislature as shewn in the financial statement furnished from the Provincial Secretary's office, less the outstanding debts whether shewn or unascertained, may be appropriated for the purpose of the County.

2nd. That legislation will next session be introduced as a Government measure to legalize the collection of the debt due from Dartmouth.

3rd. If required for the purpose of collecting the arrears due from the City, legislation will also be introduced and supported by the Government.

4th. The Government will, by order in Council, sanction the borrowing of \$1000 to carry on the services of the County.

This is altogether on the understanding that the services in regard to Jail and Court House are, as far as practicable, carried on. The Committee, although it was not part of the duty for which they were sent out, took on themselves to enquire whether, in the event of any division of the County into separate municipalities being agreed upon by the representatives of the various bodies, and a satisfactory basis arrived at, the Govern-

ment would carry out such a scheme, and were assured that the Government would favorably entertain such a proposition.

Signed by

J. W. LAURIE.  
JNO. E. SHATFORD.  
DONALD ARCHIBALD.

On motion, the Report was received and adopted.

A general consideration of arrangements for the support of the Poor took place, and the following resolutions were passed:—

By Councillor Donald Archibald, seconded by Councillor John E. Shatford:

*Resolved*, That in all cases when Poor Rates are collected, the Treasurer of the Overseers of the Poor for the Section be required to give bonds for double the amount of such sum as may be held by him, and said bonds to be filed with the Clerk of the County; and the Overseers of every District be required to report to the Council, at the January meeting, a full account of the year's proceedings.

By Councillor D. W. Archibald, seconded by Councillor John E. Shatford:

*Resolved*, That a sufficient number of Blank Books, suitable for Treasurers of Overseers of Poor, be provided and forwarded to the Councillors of the several Districts for distribution to the Overseers of Poor.

In reply to an Assessor's extra service account, submitted by Councillor Himelman, with an enquiry when payable,—  
Moved by Councillor John E. Shatford, seconded by Councillor D. W. Archibald,—

*Resolved*, That all accounts for extra service in assessing property in the various districts be deferred till the January meeting.

Passed.

On the subject of adjustment of County Assessment between the County, City, and Dartmouth Corporations.

Moved by Councillor D. Archibald, seconded by Councillor John E. Shatford:

*Resolved*, That a communication be addressed to the City Council of Halifax, and the Town Council of Dartmouth, asking whether or not they are satisfied with the present mode of apportioning the assessment

between the City and County, and, if not, are they willing to appoint arbitrators as the law directs to apportion such assessment?

Passed.

Councillor Hubley mentioned that some of the Aldermen had stated that the city desired separation, especially since the creation of the County Municipality under the present law.

The Warden quoted Section 90, Incorporation Act, under which disagreements can be settled by arbitration.

The Council went into Committee of the whole on Assessments for the Poor.

On requisition of the Councillor for each District, the following amounts were added to or deducted from the sums voted in January, and on motion severally passed:—

ASSESSMENT FOR POOR, 1880.

	Voted Jan'y.	Added.	Deducted.	Nett Am't
Herring Cove.....	\$ 60	\$ ...	\$ ...	\$ 60
Portuguese Cove.....	30	...	30	...
Upper Prospect.....	50	...	...	50
Haggett's Cove.....	25	50	...	75
French Village.....	30	80	...	110
Spryfield.....	40	...	...	40
Waverly.....	100	100	...	200
Gay's River.....	60	15	...	75
Meagher's Grant.....	50	...	...	50
Middle Musquodoboit.....	175	...	...	175
Upper Musquodoboit.....	200	...	120	80
North West Arm.....	...	150	...	150
Lower Prospect.....	30	...	...	30
Tangier.....	...	50	...	50
Lawrencetown.....	80	65	...	145
Dartmouth.....	50	50	...	100
Hubbard's Cove.....	80	50	...	130
Eastern Passage.....	70	130	...	200
Little River.....	40	...	40	...
Petpeswick.....	60	...	...	60
Salmon River.....	...	30	...	30
Preston.....	40	...	...	40
Sheet Harbor.....	...	150	...	150
Sambro.....	...	88	...	88
Musquodoboit Harbor.....	25	...	...	25
<b>Total.....</b>				<b>\$2113</b>



Councillor D. W. Archibald intimated the necessity for certain alterations in the law and mode of making up Electoral Lists, so that a remedy could be had for irregularities now existing.

The matter was discussed by Councillors Shatford, Madill, Archibald, Hays and others.

In reply to Councillor Crooks, the Warden said the Revisors of Electoral Lists would be appointed next January.

The Warden stated that the account returned to Committee on Licenses for rectification had been withdrawn, and a Bill of \$4.60, amount of Councillor Dillman's expenses, special attendance and detention in City, submitted.

Some explanations were made, and it was moved by Councillor Griffin, seconded by Councillor Monk—

That the account of Councillor Dillman be paid.

Objections were made that this would be establishing a bad precedent, and that the law did not sanction such charges.

The motion passed, Councillor Shatford suggesting that the amount be paid out of the License money.

The Clerk was directed to record that this was a special case, and not to be taken as a precedent.

Nominations were handed in by Councillors for additional officers in a number of Districts, whose appointments were necessary since Annual Meeting.

Under Section 18 of the Amended Act, the Warden and three Councillors, as therein provided, sanctioned and signed the requisitions.\*

A large number of reports, petitions, and memoranda, on County Roads and Bridges, were received by the Clerk Councillor Donovan handed in an account for building a new bridge over Little Salmon River, in his District.

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\* Vide list of the above on last page.

Moved by Councillor D. Archibald, seconded by Councillor Himelman—

*Resolved*, That all applications for Road Expenditure, Committees for appraising damages, or laying out new roads, or regulating Statute labor, be referred to the Committee on Roads and Bridges.

Passed.

Councillor John E. Shatford stated that B. W. Chipman, Assessor, District 14, desired to be heard in reply to the memorial of Messrs Doull, Mackinlay, and others.

The Warden stated that the Assessment Committee would have all the parties before them on the subject Friday afternoon.

The Warden read a note from the Secretary of the Freemason's Hall, stating that the rent per day would be five dollars while required by the Council, which was agreed to.

On the subject of Fines and Fees now at credit of each District, a discussion took place.

The resolution on page 46 of published Report of January meeting was read.

Moved by Councillor John E. Shatford, seconded by Councillor N. Hays :—

*Whereas*, It was decided by this Council in January last that all License fees and fines at credit of the different Districts be appropriated at the May meeting,

*Therefore Resolved*, That this Council enact that the said fines and fees be expended on the Roads and Bridges in the various Districts to which said amounts are credited.

Passed.

A resolution by Councillor Donovan was submitted, but did not pass.

On motion of Councillor John E. Shatford, seconded by Councillor N. Hays, it was—

*Resolved*, That the license fees and fines, when expended, be drawn from the Treasurer by the sworn account of the party expending the same, who shall be appointed by the District Councillor, and the account shall be

accompanied by a certificate from such Councillor that the amount has been satisfactorily expended for the benefit of Roads and Bridges.

This concluded the business of the morning, and at 1.30 the Council adjourned till 10 a. m. on Friday.

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## FOURTH DAY.

FRIDAY, May 7, 1880.

The Council met at Mason Hall at 10 o'clock a. m. Present 29 Councillors. Absent, Councillor N. P. Christian.

The minutes of Thursday's meeting was read and approved.

The Warden submitted a letter from Mr. George Piers relating to an error in Assessment Roll, District 14.

The letter was referred to the Committee on Assessments.

A resolution that Overseers of Poor should receive pay for their services was submitted by Councillor Umlah.

The subject was briefly discussed, and the motion not being seconded, was withdrawn.

The Warden submitted W. & A. Purcell's application in reference to the price and time of Ferry Licenses.

On motion of Councillor Hubley, seconded by Councillor Shatford:

Referred to Committee on Roads and Bridges."

Councillor Griffin presented the report of Committee on Bye-Laws, with the Bye-Laws as amended.

The report was read and adopted.

### REPORT OF COMMITTEE ON BYE-LAWS.

*To the Worshipful the Warden and Council:*

Your Committee beg leave to report as follows:—

After examining the comments and objections of the Hon. the Attorney General on the Bye-Laws, we carefully went over the same, and have altered them according to his suggestions.

JAMES L. GRIFFIN, *Chairman.*

WM. GUILD.

EDMUND RYAN.

JOHN HAYS.

THOS. O'LEARY.

E. E. BURGESS.

JAS. E. SHATFORD.

JOSEPH HAMILTON.

JOHN D. TUPPER.

A number of nominations of District Officers were handed in and passed.

A letter from His Lordship the Bishop, dated 6th inst., was read by the Warden.

The letter related to the treatment of prisoners awaiting trial, in regard to time of serving, and want of variety in the food, the confinement of unconvicted prisoners for many hours without light, and contrasted the City Prison fare and regulations with the County system. Though exonerating the Jailer and keeper, the letter censured the Council for continuing the old system without change, &c.

Several Councillors discussed the subject, and said that on personal inspection they were satisfied with the state and management of the Jail, and that scores of people in their districts would have been heartily glad to fare as comfortably, many being on the verge of starvation, without light, fuel, or sufficient clothes or shelter during the winter.

Moved by Councillor John E. Shatford, seconded by Councillor N. Hayes:

*Resolved*, That the letter of His Lordship be allowed to lie on the table.

Passed.

The circular of the Provincial Secretary asking for returns in connection with Road and Bridge Service, was referred to the Committee on Roads and Bridges.

In response to Councillor Shatford's enquiry, a letter dated

9th Feb., received from Samuel Gaetz, was read in reply to one sent him by the County Clerk, demanding payment of \$53.10 County Rates, alleged to have been forcibly taken from him on the highway last autumn.

Moved by Councillor John E. Shatford, seconded by Councillor Monk,—

*Whereas*, Mr. Samuel Gaetz, the Collector for East Chezzetcook, has neglected to hand over certain County Rates collected by him,—

*Therefore Resolved*, That Mr. Gaetz's bondsmen be called upon to pay the amount due.

Passed.

Applications relating to Assessment, received from Mrs. Breading, Messrs. R. Cunningham and McKinlay, were referred to the Assessment Committee.

The account of Sheriff Bell, for expenses of Municipal Elections, was presented, amounting to \$234.50, and on motion transferred to Finance Committee.

The subject of Revisal of Electoral Lists, introduced by Councillor D. W. Archibald, was taken up, and the following resolution submitted by him, seconded by Councillor Guild, and read.

*Resolved*, That the Committee on Law Amendments be instructed to present to the Legislature at their next session, the request of this Council respecting certain amendments to the Revisal Law. That,

*Whereas*, A great injustice is done to persons moving to and from the different Districts of the County by revising the list of Electors from the Assessment Roll of the previous year, and—

*Whereas*, A great many parties misrepresent the value of their property to the Assessors, and thereby evade the payment of a certain amount of taxes, and afterwards get their names added to the list of Electors, and in numerous instances persons paying no rates at all have applied to the Revisors, and been added to the list of Electors, and enjoy the same privileges as those paying their rates on the qualification required by law,—

*Therefore Resolved*, (1st) That the Assessment Roll for the year, for which the Revised List of Electors is made up, be used for such Revised List, and not the Assessment Roll of the year previous; and (2nd)—

That the authority given to Revisors to add names of persons to the list of Electors, who have not been rated sufficient to qualify them to vote at

an election, be withdrawn, and that the property qualification as laid down in the Statutes be adhered to, and that the Assessment Roll for each District be taken as proof of each man's qualification.

D. W. ARCHIBALD.  
WM GUILD.

On motion, it was referred to the Law Amendment Committee.

The subject of Outstanding Fines and Fees was mentioned. The following resolution was submitted by Councillor A. W. Smith, read, seconded, and passed :

*Whereas*, It has come to the knowledge of Councillor Smith, District 24, that Andrew Drillio, a Justice of Peace for the County of Halifax, residing in said District, has imposed a number of Fines, which he has collected, and has not paid the same to the County Treasurer, as required by law ;

*Be it therefore Resolved*, That a memorial be sent to the Government from this Council, in order that the charge may be investigated.

On motion, Councillors D. W. Archibald, O'Leary, and Leslie were appointed a special committee to arrange for such investigation, and report the same to the Council.

The expediency and necessity of summoning the Council for special business before the close of the year was discussed.

The following resolution, moved by Councillor D. Archibald, seconded by Councillor John E. Shatford, was submitted, read, and passed :

*Resolved*, That the Warden have power to call upon a committee of Councillors, to be nominated by him, at any time to meet, to whom can be referred any matters of emergency.

The Warden submitted and read a letter, dated April 24th, from the Hon. Attorney General, complaining that the County Treasurer had refused to pay certified orders of Supreme Court in criminal prosecutions, and to reimburse the Provincial Treasurer's Clerk for an amount paid by mistake to a Crown Witness ; also, had shown discourtesy to persons sent by him for payment of fees ; and should such conduct continue he should decline to conduct Crown prosecutions hereafter, &c.

The County Treasurer's reply was read, stating that

he was unable to deal with the charges in their present shape, as they were not made specifically. He was not aware of having treated the Hon. Attorney General, or any other head of the Bar with discourtesy or disrespect. He would be glad to make any further explanation if required.

The Warden stated he had merely acknowledged receipt of the Attorney General's letter, and informed him the matter would be investigated. The County Treasurer, being paid a large salary, was bound to protect the interests of the County, and he, in that respect, did his duty. If he erred, it was in that behalf. It was necessary that some check should be exercised to prevent errors and over-payment; and the Treasurer was not a machine to move as others might indicate. This enquiry would open up the whole subject of Jury Fines and Fees, as well as pay of Witnesses. There had been great waste and unnecessary expense to the County hitherto in criminal prosecutions; and even in civil suits, where litigants were too often allowed Juries without payment therefor as the law directs. The Amended Act provided for the payment of these fees, and stated the Prothonotary's duty definitely, (see Section 33,) and the Sheriff also was bound to collect the fines. This had been largely unattended to, causing much loss, and fostering irregularities.

The Treasurer being called upon, said that, as to the charge of refusing to pay Crown Witnesses, he had not considered himself bound to pay whatever was demanded, especially where parties had not given evidence as the law requires. The charges sometimes included pay for Sundays, and amounts much beyond what the parties were entitled to, were claimed in a number of instances. In the Sallis trial, which had already cost the County over \$200, without result, the *prosecutor* claimed for 13 days' attendance as a witness; in several other cases 10 to 15 days were charged where the parties gave no evidence whatever. The vouchers given were wrong, and the certificates not the proper or legal certificates. These were now before the Council, and he considered, in refusing them, that he was only doing his duty in preventing improper expenditure of the County's funds. The Provincial Treasury Clerk, had asked him to rectify an error without producing a voucher. Latterly, being entirely without funds,

he was unable to pay any claims, and should be so until the City paid up or a loan was effected. He was not in the habit of treating any one uncivilly, and he thought it was only proper to know for what reasons more money was to be paid than was actually due, and felt that the Council would not authorize him to pay any order without investigation or a sufficient voucher.

The following resolution was moved by Councillor D. Archibald, seconded by Councillor Madill, and passed :

*Resolved*, That a special committee be appointed to consider the whole subject of Jurors' Fees and Fines, the Certificates required from Crown Witnesses, in order that they may receive payment from the County Treasurer; and also to consider the complaint of the Hon. Attorney General against the Treasurer.

The Committee appointed, were Councillors D. W. Archibald, W. Guild, N. Hays, Ryan, and Himelman.

The report of the Committee on Roads and Bridges was presented and read by the Chairman, Councillor Donald Archibald, being as follows :

#### REPORT OF COMMITTEE ON ROADS AND BRIDGES.

The Road and Bridge Committee beg leave to report the following :

1st. They have had under consideration a petition from the inhabitants of Harrietsfield, asking for a division of a Section for Statute labor. Your Committee recommend that the prayer of such petition be granted, and that the location of the division line, and new appointment of Overseer be referred to the Councillor for such District.

2nd. Your Committee also beg leave to recommend that the prayer of petitions of Jeremiah Tanner and others from District No. 12; David Umlah, of District No. 13; Henry Acker & Son, District No. 29; David Brown and George Reid from District No. 22; and Peter Dauphna and others from District No. 12, asking for their Statute Labor on their own roads, be granted.

3rd. We have also had submitted to us a Petition from the inhabitants of Moose River Mines and others of District No. 21, asking that appraisers be appointed to appraise damages for land of Simon Higgins, senr., and Peter Brown, on road leading from Thomas Nelson's to Moose River Mines. Your committee would recommend that such appraisers be appointed.

4th. Your Committee also have under serious consideration the mode



of apportioning the Government Grants among the various Districts, and were not a little exercised in trying to arrive at some mode of dividing such money equitably. After due consideration and careful deliberation, assisted by the reports presented by the various Councillors, they have agreed upon the scale herewith submitted.

*Road Scale for the County of Halifax.*

No. of Dist.	No. of Miles	Rate per Mile.	Am't. of Mileage.	Extra for bad bridges.	Total.	
7	15	\$ 3 40	\$ 51 00	\$ 20 00	\$ 71 00	
8	19	...	64 60	20 00	84 60	
9	10	...	34 00	20 00	54 00	
10	15	...	51 00	15 00	66 00	
11	40	...	136 00	30 00	166 00	
12	40½	...	137 70	25 00	162 70	
13	46	...	156 40	20 00	176 40	
14	9½	...	32 30	20 00	52 30	
15	16	...	50 00		50 00	
16	33	...	112 20	50 00	162 20	
17	52	...	176 80		176 80	
18	40	...	136 00	25 00	161 00	
19	58	...	198 90	30 00	228 90	
20	61	...	207 40	*150 00	357 40	
21	90	...	306 00	25 00	331 00	
22	105	...	358 70	20 00	378 70	
23	7	...	23 80		23 80	
24	34	...	115 60	20 00	136 60	
25	45	...	153 00	20 00	173 00	
26	66	...	224 40	100 00	324 40	
27	80	...	272 00	100 00	372 00	
28	21½	...	73 10	30 00	103 10	
29	31	...	105 40	30 00	135 40	
30	53	...	180 20	20 00	200 20	
31	37	...	125 80	20 00	145 80	
32	22	...	74 80	20 00	94 80	
33	37	...	125 80	30 00	155 80	
34	19	...	64 60	30 00	94 60	
35	32	...	108 80	25 00	133 80	
36	40½	...	137 70	25 00	162 70	
†				60 00	60 00	
Tot'l 1176			\$3994 00	\$1000 00	\$4994 00	

\*This amount is granted to bridge between Dist. 30 & 36.

†Icelandic Settlement.

It will be seen by the sum total that upwards of four hundred dollars still remain unappropriated. But your Committee felt that special aid might be required for bridges in the County, which had been overlooked, and which could be dealt with in Council by resolution.

All of which is respectfully submitted.

DONALD ARCHIBALD, *Chairman.*  
 JOHN E. SHATFORD.  
 GEO. A. LESLIE.  
 R. E. MONK.  
 GEORGE H. MADILL.  
 NORMAN HAYS.

The Report, on motion of Councillor A. Hubley, seconded by Councillor Ryan, was approved and adopted by unanimous vote.

Three resolutions for special appropriations out of the over-plus named in the report were offered, but were suspended; and the following, moved by Councillor Hamilton, seconded by Councillor John E. Shatford, was put and passed:

*Resolved*, That Ten Dollars extra be added to each District Grant for Roads and Bridges in the County.

Moved by Councillor Guild, seconded by Councillor Ryan:

That the amount remaining on hand be kept as a reserve.

Passed.

The Council then adjourned till 3 o'clock, p. m., same day.

#### AFTERNOON SESSION.

The Council met at 3 o'clock. All present, except Councillors Christian, Leslie and Tupper, who had gone home.

Councillor Worrall directed attention to page 15, printed Report, in regard to the term of office of the Auditors. The resolution then passed limited their term of office to May.

Moved by Councillor John E. Shatford, seconded by Councillor Hubley,—

That the two Auditors appointed last January be continued in office for the remainder of the year.

Passed.

A general discussion ensued on Roads and Bridges.

The Warden read the following circular from Provincial Secretary:

PROVINCIAL SECRETARY'S OFFICE,  
HALIFAX, April 30, 1880,

*To the Warden of the Municipality of Halifax.*

SIR,—During the recent session of the Legislature, a resolution was passed by the House of Assembly, embracing a recommendation that the Government be requested to collect during the recess, for the information of the House, such information as will enable a fair and equitable readjustment and revision of the Road Scale at present in force, to be made.

In accordance with this resolution, I have the honor to forward to you for the consideration of your Council, the accompanying Schedule of Questions, and beg to request that the Council will take steps to obtain the information required. I would suggest that a committee be appointed with power to require the several Councillors to return answers to the questions contained in the schedule, so far as they can do so; and that the Committee should from such returns prepare a report in accordance with the recommendation contained in the resolution referred to, and transmit the same to this office, together with the returns of the Councillors, at as early a date as possible.

In all Municipalities of which there are maps published, I would recommend that the location of Roads and Bridges be laid down thereon, and that the map be forwarded with the report.

The returns should not include any bye or pent road.

I have the honor to be,

Your obedient servant,

S. H. HOLMES,  
*Prov. Sec'y.*

In reference to Blanks for Statute Labour and Road Commissions, the Clerk said that he had already obtained a supply of the old kind, which were still legal, but that some new forms would be necessary. Specimens from the Provincial Secretary's Office were submitted, which would, with very slight alterations, answer the requirements of the Municipality.

Moved by Councillor Donald Archibald, seconded by Councillor D. W. Archibald:

*Resolved,* That the Clerk of the Council forward to the various Councillors a sufficient number of blank Returns for the expenditure of the

Government money ; and that each Councillor appoint Commissioners and fill up such blanks ; and the Clerk shall also notify each Councillor the amount of money to the credit of their respective districts.

Passed.

A discussion took place as to whether Councillors could legally act as Supervisors, or make contracts or arrangements for repairs or construction of Roads and Bridges, lay out new roads, etc.

The Warden read the law on the subject, which precludes Councillors from making contracts, &c.

It being necessary to arrange for a road for Moose River Mines, William Sedgwick was nominated formally as under :

Under Section 3, Chapter 44, Revised Statutes, 4th Series, I appoint Wm. Sedgwick as Appraiser in the application for new road for Moose River Mines.

Halifax, May 7th, 1880.

(Signed,) J. W. LAURIE, Warden.

It was understood that the established commission of five per cent. on amount expended would be allowed to Commissioners.

Councillor Griffin asked leave for Committee on Assessments to retire to consider appeals from Districts 14 and 15. Granted.

The Treasurer submitted and read a statement of License Duties and Fines, &c., now at credit of the several Districts, as follows :

District 10.....	\$62 85
“ 11.....	39 72
“ 12.....	9 06
“ 13.....	4 94
“ 17.....	1 68
“ 25.....	39 61
“ 26.....	79 23
“ 27.....	8 90
“ 30.....	4 37
“ 31.....	5 40
“ 33.....	39 10
“ 36.....	8 50
Total .....	\$303 36

License duties to credit of County.....	\$1,505 22
Less amount to credit of Districts.....	303 36
	<hr/>
Balance.....	\$1,201 86

The Treasurer also read statement of amounts now due on last year's assessment:

It was proposed that these deficits be charged against the Districts which had the former amounts at credit. The motion not being seconded was dropped.

After explanations by the Councillor for the District, the following resolution was moved by Councillor D. W. Archibald, seconded by Councillor Donald Archibald, and passed:

*Resolved*, That the Pittsburgh and N. S. Mining Company, doing business at Tangier, have permission to build a race or flume across the main road at Tangier, for the purpose of conveying water to the crusher, the bottom of said race or flume to be at least twelve feet above the road.

On motion of Councillor John E. Shatford, seconded by Councillor Burgess, it was—

*Resolved*, That the proceedings of the Council be printed for distribution among the Councillors.

At 4 o'clock, the meeting adjourned to enable various committees to complete their work.

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## FIFTH DAY.

SATURDAY, May 8, 1880.

The Council met at 10.30 o'clock. All members present, except Councillors N. Hays, N. P. Christian, and J. D. Tupper.

The minutes of yesterday's meetings were read and approved.

The Warden enquired of the Clerk whether any reply had been received from the City Council. The Clerk replying in the negative, the Warden said that the County Treasurer, from want of funds, was not in a position to make payments of

any demands upon him. The City having done nothing toward the payment of their debt, while the out districts had paid up last year's Assessment, there was no resource but to let matters stand, or obtain a loan for special exigencies, and employ an Attorney to proceed against the City. Meanwhile, it would be advisable to rescind the resolution relating to non-collection of County Assessment in the out districts. He referred to a note from Councillor N. Hays, in reference to giving the 30 days' notice, mentioned in the Statute.

An animated discussion followed, and various suggestions were made as to the course to be adopted. While the discussion was proceeding, a letter from the City Clerk was handed in, and read as follows:—

OFFICE OF CITY CLERK,  
HALIFAX, 8th May, 1880.

SIR,—I have been directed by the City Council to reply to your letters of the 4th and 6th inst., in reference to "sum due by the City to the County for County Assessments for 1878-79"; and also in reference to a "mode of apportioning the Assessment on the City for County purposes," and to respectfully inform you that the whole subject matter having been fully considered at a meeting held yesterday, was referred to the Committee of Public Accounts, with His Worship the Mayor and His Honor the Recorder, to adjust and report on at next meeting of Council.

I have the honor to be, Sir,

Your obedient servant,

THOMAS RHIND,  
City Clerk.

W. H. Winwell, Esq.,  
Clerk Municipality County of Halifax.

The letter being considered unsatisfactory, it was moved by Councillor John E. Shatford, seconded by James E. Shatford—

*Whereas*, The answer received to the communication sent by this Council to the Mayor and City Council is indefinite, and the matter is pressing,—

*Therefore Resolved*, That this Council authorize the Warden to employ an Attorney at once, and place in his hands for immediate collection, the account due by the City to the County.

Passed unanimously.

Councillor Worrall and others proposed, that as the County has been charged interest by the Government on the balance due for advances, the City should be made to pay interest on the assessment collected by it, and now long overdue, especially as the City charged 2½ per cent. on all Taxes unpaid after 1st October, which included the County's proportion.

Moved by Councillor D. W. Archibald, seconded by Councillor J. L. Griffin :

*Resolved*, That the Government be requested to pass an Order in Council, enabling the Municipality to borrow one thousand dollars for the immediate services of the County.

Passed.

Moved by Councillor John E. Shatford, seconded by Councillor Himelman :

*Resolved*, That the Warden be authorized to take the necessary steps to borrow any sum not to exceed \$1,000, and that, in the meantime, no bills against the County be paid, except Revisors, Assessors, and such claims as the Council have already made engagements to pay.

Passed.

Moved by Councillor John E. Shatford, seconded by Councillor Donald Archibald :

*Whereas*, A resolution was passed in this Council that no assessment be made in the rural Districts for the present year,—

*Therefore Resolved*, That said resolution be rescinded, and that the Clerk prepare the Assessment Rolls as usual.

Passed.

The following Resolution was moved by Councillor Donald Archibald, seconded by Councillor Hamilton :

*Resolved*, That the Councillor for each District withhold from the Collectors the Assessment Book for the present year; and should the Warden notify the Council that satisfactory arrangements are made with the City, Councillors call upon the various collectors to proceed to collect such rates. But if no satisfactory agreement can be effected, then no rates to be collected outside the City, except School Poor and Rates.

Moved in amendment, by Councillor W. Guild, seconded by Councillor James E. Shatford :

That as soon as the Assessment Roll is handed to the Councillors for the different districts, they be at once handed over to the Collectors for immediate collection.

The amendment, on being put, was carried by 12 to 11.

Moved by Councillor J. Himelman, seconded by Councillor A. Hubley :

*Resolved*, That in accordance with Section 90 of the County Incorporation Act, an Arbitrator be appointed by this Council ; and that the Halifax City Council be requested to appoint their Arbitrator to comply with the same.

Passed.

Councillor Griffin (Chairman) reported the decision of the Committee of Assessment on the petition of Messrs. McKinlay and Doull against the valuations in District 14, as follows :

*To the Worshipful Warden and Members of the Municipal Council of the County of Halifax :*

Your Committee on Assessment beg leave to report as follows :—

In the case of Doull, MacKinlay and others, the appeal of the same was carefully considered, after hearing all objections as set forth in said appeal, of which your Worshipful Council are already aware. B. W. Chipman was then examined, under oath, with respect to said charges as set forth in said appeal, and was questioned very minutely on points of objections as set forth in said appeal, after which evidences were given by Messrs. Harrington and MacKinlay in support of their appeal.

Your Committee, after a careful investigation of all particulars in support of, and against, said petition, are of opinion that the Assessment was made fairly, honestly and conscientiously, without any intention of doing wrong to any or either of the appellants or any other persons in the District, which will more fully appear from the following facts :

*First.* That the Assessors have raised the valuation on B. W. Chipman's own property more in proportion than any other property in the District, notwithstanding it was made to appear that he had lowered the valuation of his own property.

*Second.* That B. W. Chipman said, under oath, that he would sell his property for the amount set forth in the Assessment Roll.

*Third.* That properties of parties as set forth in said appeal are valued at \$7,000.00, and the said parties under oath said that they would not take \$12,000.00 for their properties.

Your Committee, therefore, recommend that the present assessment be .



sustained; and also recommend that the widow of Rev. Mr. Breading, be relieved from her taxes for 1878.

All of which is respectfully submitted.

JAMES L. GRIFFIN, *Chairman.*  
JOHN HAYS,  
ALVAN HUBLEY.  
ANDREW BELFONTAIN.  
THOMAS O'LEARY.

Halifax, May 8th, 1880.

On motion of Councillor D. W. Archibald, seconded by Councillor Crook, the report was received and adopted.

In a short discussion on the assessment of the present year, it was shewn that in some of the Districts the valuation were higher, and in others they were lower than 1879. District No. 11 showed a falling off of over \$23,000.

Moved by Councillor D. W. Archibald, seconded by Councillor John E. Shatford:

*Resolved,* That the Assessment Roll of District No. 11 be referred back, under the supervision of the Councillor for the District; and that the Assessors be instructed to revise the same, and give the County Clerk the reasons for their action in reducing their valuation \$23,000 beyond last year.

Passed.

The Chairman of Committee on Assessments presented a special report, as follows:

#### SPECIAL REPORT OF COMMITTEE ON ASSESSMENTS.

*To the Worshipful Warden and Council:*

Your Committee on Assessments beg leave to recommend that a system similar to the one now in use in the City of Halifax, be adopted by the Municipality. viz.: That each ratepayer be informed of the valuation of his property at the time of the Assessment. either by a printed form filled in by the Assessors or all the amounts posted up in some conspicuous place in the District.

It has just been brought to the notice of your Committee that there is a decrease of \$23,000 in the valuation of District No. 11, and recommend that some action be taken in the matter.

All of which your Committee respectfully submit.

JAS. L. GRIFFIN, *Chairman.*  
JOHN HAYES.  
ALVAN HUBLEY.  
THOMAS O'LEARY.  
ANDREW BELFONTAIN.

On motion of Councillor Griffin, seconded by Councillor Guild, the Report was adopted.

On the subject of providing for the Poor at the Poor's Asylum, Halifax, the following letter from the Chairman of the Board of Public Charities, in reply to the County Clerk, was read :

*Office of Commissioners of Public Charities,*  
Halifax, May 3rd, 1880.

W. H. WISWELL, Esq.,

*Municipal Clerk, Halifax :*

SIR,—Your two favors of the 28th ult. were submitted to the Commissioners at their meeting on the 30th ult., when I was directed to inform you that ordinary cases of paupers will be boarded and lodged at the Pooers' Asylum for \$1.50 per week, payable quarterly in January, April, July and October, clothing to be charged extra.

Respecting quiet insane, I am directed to inform you that there is no accommodation in the Pooers' Asylum for such cases.

I have the honor to be, sir,

Yours, &c.,

JOHN KELLY,  
*Secretary.*

Councillor Griffin presented the report of Committee on Insane Patients fit to be discharged.

#### REPORT OF COMMITTEE ON INSANE PATIENTS.

The Committee for the Hospital for Insane beg to report :

That they find several patients in the Asylum chargeable to the County of Halifax, who have been recommended by the Superintendent as fit for removal, and, in some instances, the friends of such patients have been notified to that effect, but they still remain a charge upon the County.

Your Committee would recommend that, in all cases where the Superintendent has recommended the removal of a patient, that the Councillor for the District in which such patient belongs take charge of such patient, and see that the County is at once relieved of the expense.

The patients reported on at the present time belong to the following Districts :—

Districts.

City.....Joseph Boyle.

Louisa Street.

Frances D. Power.

No. 19.....Keys McMickel, reported on the 17th March.

City.....James Wade and Catherine Colford.

James Carey.

City ..... Lawrence Hickey.  
 Robert Jacobs.  
 Hannah Tucker.  
 Margaret McKinlay.  
 Eliza A. Cormick.  
 Madelaine Blyth.  
 Dartmouth, Elizabeth Meagher.  
 Catherine Brady.  
 No. 20.....Janet Cole.

EDMUND RYAN, *Chairman.*  
 JAMES L. GRIFFIN.  
 DONALD ARCHIBALD.  
 E. E. BURGESS,  
 JOSEPH HAMILTON.

The Report was approved and adopted.

The Warden referred to Regulations to be made in relation to Controverted Elections of Municipal Councillors. Action thereon was deferred till next Annual Meeting.

The Warden stated that the Committee on Jury Fines and Fees, &c., were not prepared to report: and the subject being an important one, requiring much investigation, it would be advisable that the committee remain a few days after Council adjourns.

Moved by Councillor Griffin, seconded by Councillor Hamilton,—

*Resolved*, That the Committee on Jury Fines, &c., be continued, and receive compensation of \$1.00 per day while they remain on business connected with their investigation.

Passed.

It was moved, seconded and passed—

That the Council adjourn *sine die*.

# DISTRICT OFFICERS.

## (SUPPLEMENTARY LIST.)

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### APPOINTED MAY SESSION.

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#### PRESIDING OFFICERS.

- District No. 8.—Francis Munroe, Esq., J. P.  
“ 9.—James Tough.  
“ 11.—Wm. Munroe, Esq., J. P.  
“ 13.—Archibald Kidston.  
“ 14.—George Piers.  
“ 15.—George L. Chipman.  
“ 16.—Henry Schmidt.  
“ 18.—John Lingley, Esq., J. P.  
“ 19.—David Annand, Esq.  
“ 20.—Ezekiel Sibley, Esq.  
“ 23.—Dennis Ryan.  
“ 24.—John W. Smith.  
“ 25.—John F. McKenzie.  
“ 26.—William Hay.  
“ 29.—James Innes.  
“ 30.—George Cribby.

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#### CONSTABLES.

- District No. 24.—Andrew Moser.  
“ 26.—Allan McPhie, vice J. P. Miller.  
“ 29.—William Shaw, vice W. Crook left the District.

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#### DISTRICT CLERK.

- District No. 22.—James Henry.

## OVERSEERS OF HIGHWAYS AND STATUTE LABOR.

- District No. 12.—Benjamin Boutilier for Section No. 10, and George Daughiney.
- “ 13.—Benjamin Brunt.
- “ 14.—D. Keating, North-West Arm to McIntosh's Bridge.
- “ 18.—John Wright vice F. N. Baker.
- “ 19.—Wm. Killough vice W. McKenzie left the District.
- “ 21.—James Murphy vice John Archibald, disabled.
- “ 23.—John F. Slaughenwhite.
- “ 26.—Wm. Cameron vice Edmund Cameron left District.
- “ 27.—David Williams, David Mitchell, Daniel Blakely, Senr., and Samuel Moser.
- “ 31.—John Morash, Jr., Bissot's Road from Main Road to Beach; Artemus Eismor, Dartmouth to Clifford's Meadow; Charles Shuffleberg, Sr., Dartmouth to Bedford Limits.
- “ 32.—Samuel Manuel, Boutilier's Point.
- “ 33.—Charles Faulkner, Devil's Island, vice T. Edmunds, exempt. James Myrer, Brook Overseer.
- “ Andrew Shiers vice John Snow, exempt.

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## SURVEYOR OF LUMBER.

District No. 25.—Abijah Scott.

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## OVERSEERS OF POOR.

District No. 26.—Wm. Hay and Andrew Gaston, in place of John Mayers and Richard Hawse.

