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Town of Dartmouth

Council Minutes

May 23, 1873

to

May 23, 1882

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Minutes  
of  
Dartmouth Town Council

from  
May 23<sup>rd</sup> 1873

to  
July 24<sup>th</sup> 1882

Darlington

Monday Evening

19 January 1874

A meeting of the Council was held this evening at the Town Hall

Present	W. S. Symonds	Warden
	Johnston	
	Allan	
Councillors	Forbes	
	Murray	
	Munford	
	Hyde	

Minutes of meeting held on the 23<sup>rd</sup> December 1873 read and confirmed

Read letter from the Secretary of the Poor Commissioners Halifax with reference to Poor Accounts for 1872 and 1873

Moved by Councillor Murray seconded by Councillor Munford that Councillors Allan & Hyde be a Committee to investigate the Account of the Poor and endeavour to arrange them, and to confer with the Local Government with regard to some changes in the same Accounts, passed

Read letter from J. W. Turner Esq. referring to appointment of an arbitrator regarding the door on Stairs Street deferred for future consideration

An Account was presented from Messrs Ritchie Solicitors against Mr. George Wilson for Law Expenses in a certain suit against the late Town Commissioners Am<sup>ts</sup> £52 80

Moved by Councillor Forbes seconded by Councillor Johnston that the letter be returned to Mr. Wilson the Council having no knowledge of the matter, passed

An Account was presented from Mr. Robinson for Town purposes was on motion of Comr Murray, seconded by Comr Mumford refused to Committee on Town passed

Read letter from Mr Gossip C. S. offering to make a complete Survey of the Municipality, moved by Comr Forbes seconded by Comr Hyde that the letter be laid over for this present

Moved by Comr Johnston seconded by Comr Mumford, that the Recorder be directed to furnish Mr Fairbanks with a report of Mr. Findlay's showing the state of the Town Bay gate, and his estimate of the expenses required to put the same in repair and that he be requested to put the same in repair, and that the Recorder notify him that in default of his so doing he will be liable to be indicted. passed

The Town Clerk was directed to notify Mr Findlay that his services are dispensed with from this date

Moved by Comr Forbes seconded by Comr Mumford, that the School Committee be requested to invite Estimates and Tenders for the erection of a boarded and battened building, placed upon blocking without foundations, not plastered and of such a size as the Committee and Principal deem necessary for the accommodation of the Scholars now unprovided for, and also for the alteration of the Town Hall buildings in the manner proposed by Comr Hyde. In the event of obtaining the School House they are still empowered to use their judgment in the matter named above passed

Moved and seconded that the purchase of desks for the use of the Schools be left in the hands of the School Committee passed

Moved by Comr Forbes seconded by Comr Mumford, that the School Acc<sup>ts</sup> previous to the handing over the Books have not been satisfactorily vouched as per the reports of the Auditors. Therefore resolved that all the papers in connection with the affair be placed in the hands of the Recorder and that he be requested to take such action as to him may appear best for the settlement of the same.

Meeting adjourned

W.S. Synonds  
Warden

J.H. Short  
Town Clerk

Dartmouth

Friday Evening

6 February 1874

A meeting of the Council was held this evening at the Town Hall

Present	W.S. Synonds Warden
	Johnston
	Allan
Councillors	Murray
	Mumford
	Forbes

Minutes of last meeting read & confirmed

Read letter from Mr Stubbs with reference to deed of ground purchased by the Street Committee, it was moved by Comr Murray seconded by Comr Johnston that the letter of Mr Stubbs be referred to

Street Committee, and to confer with  
 Rev<sup>d</sup> W. Moss and others on the subject  
 passed.

Read an order from W. Russell  
 Esq<sup>r</sup> and Com<sup>r</sup> Allan Com<sup>r</sup> of Poor  
 relatives to the maintenance of Beaufort  
 Child amounting to Forty dollars,  
 moved by Com<sup>r</sup> Johnston seconded by  
 Com<sup>r</sup> Mumford that thirty dollars  
 the amount in possession of the Town  
 to be paid to Mr. Joseph Hoyle for the  
 support of the Child named passed.

An Account was presented  
 from Tho<sup>s</sup> Farrell for \$24<sup>73</sup> for watering  
 the Streets of the Town during the  
 summer, moved by Com<sup>r</sup> Johnston  
 seconded by Com<sup>r</sup> Murray that the  
 Account be paid, passed.

Moved by Com<sup>r</sup> Forbes seconded  
 by Com<sup>r</sup> Murray, Whereas it is necessary  
 to dispose of debentures of the Town to the  
 extent of Four thousand dollars in  
 accordance with the provision of the Act  
 of incorporation viz to provide funds  
 for the payment of the purchase money  
 of the building now used as a Town Hall

Resolved therefore that a Committee  
 consisting of the Warden and Com<sup>r</sup> Johnston  
 be empowered to effect the sale of such  
 debentures on the best terms obtainable  
 passed.

Moved by Com<sup>r</sup> Forbes seconded by  
 Com<sup>r</sup> Allan that the By Law on Municipal  
 Courts as now amended do pass, passed.

Moved by Com<sup>r</sup> Forbes seconded by Com<sup>r</sup>  
 Mumford that Com<sup>r</sup> Johnston be requested  
 to get some proof Copies of the By Laws printed  
 previous to being forwarded to the Govern<sup>t</sup>  
 passed.

Meeting adjourned  
 W. S. Hoyle Warden  
 Tho<sup>s</sup> Hoyle Town Clerk

Dartmouth Monday Evening  
16 February 1874

A meeting of the Council was held  
this evening at the Town Hall

Present	W. S. Symonds	Warden
	Geo A. Boyd	
	J. W. Allan	
Councillors	J. Mumford	
	W. J. Munn	
	John Forbes	
	J. W. Johnston	

Minutes of last meeting read and confirmed

Mr Geo Wilson presented an account from Messrs Ritchie's Solicitors for a claim of \$52.80 against the late Town Commissioners in a suit of Webb v Wilson. Mr Wilson not having furnished any information regarding the claim the Town Clerk was directed to write to him and request that he furnish the Street Committee with a statement of the facts of the case

Moved by Councillor Johnston seconded by Councillor Boyd that final arrangements be made with Mr Sherrin for the payment of the ground purchased for the extension of Maple Street. passed

The Council next proceeded to the reading and examination of the By-Laws

Meeting adjourned

W. S. Symonds	Geo A. Boyd
Warden	Town Clerk

Moved by Councillor Johnston seconded by Councillor Munn that the Street Committee in conjunction with the Warden be authorized to buy or hire a machine for cutting stones for the use & benefit of the Public. passed  
Councillor Boyd and Mumford objecting



Dartmouth

Tuesday Evening

10<sup>th</sup> March 1874

A meeting of the Council was held  
this Evening at the Town Hall

Present	W. S. Symonds	Warden
	Johnston	
	Allan	
Council	Hyde	
	Mumford	
	Murray	
	Forbes	

Minutes of last meeting read and  
confirmed

Read Letter from J W Turner Esq<sup>r</sup>  
relative to the appointment of an  
Appraiser on the part of the Council to  
act in conjunction with one to be  
named by him according to Sec 5  
Cap 19 of the act of incorporation.

The ballot was taken for the appoint-  
ment of an Appraiser, when the choice  
fell upon Allan Mc Donald.

Moved and seconded that Council  
Johnston and Forbes be the Committee  
to meet the Appraisers in the case of  
Mr Turner and give such instructions  
as may be necessary - passed.

Moved by Council Hyde seconded by  
Council Mumford that the appointment  
of an Appraiser be deferred until the  
next meeting of the Council - passed.

Account of Mr Middle Secretary Poor  
Commissioners was read when it was  
moved by Council Allan seconded by Council  
Johnston that Council Hyde, Mumford,  
and Forbes be a Committee to proceed to  
the Poor Asylum and Enquire into the

The accounts submitted and report proceedings to the Council - paper moved and seconded that Comr. Johnston's name be added to the Committee to confer with the local Government with regard to some changes in the Poor Account - paper.

The memorial from the Clergyman to the Council relative to liquor license was read it was moved by Comr. Hyde seconded by Comr. Murray that the memorial be referred to the license Committee, paper.

Moved by Comr. Johnston seconded by Comr. Forbes, that the General license for sale of intoxicating liquors be granted in the Town of Dartmouth and that the price of such license be one hundred dollars to be paid quarterly in advance before the license is granted - paper.

Moved by Comr. Forbes seconded by Comr. Allan that the Recorder be authorized to prepare a document securing Mr. Kuhn in the matter of the recent purchase of land from Lewis as per agreement - paper.

An Account from Messrs. Rigby & McDonald was presented \$39.85 for legal expenses incurred by the late Street Comr.

Moved by Comr. Murray seconded by Comr. Allan that the account be referred for the opinion of the late Street Commissioners - paper.

Account of Messrs. Johnston & Hazzard was also presented for \$80 for legal expenses moved by Comr. Allan seconded by Comr. Murray that the a/c be paid - paper.

Meeting adjourned.

Wm. D. Symonds  
Treasurer

Thos. Short  
Town Clerk

Dartmouth  
Friday Evening  
13<sup>th</sup> March 1874

A Special of the Council was held  
this Evening at the Town Hall

Present	W. S. Symonds	Warden
	Johnston	
	Allan	
Coun <sup>rs</sup>	Hyde	
	Mumford	
	Forbes	
	Murray	

The Warden stated this special meeting was called for the purpose of hearing the views of the Liquor Dealers, regarding the increase of rate of the License fee from \$25 to \$100 and invited the opinions of those present.

Moved by Coun Mumford seconded by Coun Allan, that the License Committee be empowered to meet a Committee of the Liquor Dealers, and receive their views on the subject, to be presented for the consideration of the Council, passed.

The Council adjourned until 9 pm so as to enable the Liquor Dealers to form a Committee to meet the License Committee. The Liquor Dealers having formed their Committee, they held a Conference with the Committee on Licenses. At 9 pm the Council having again met the License Committee reported as follows,

That after conferring with some of the Gentlemen engaged in the liquor traffic they have decided if it meets the approval of the Council to meet a Committee of the parties interested on Monday Evening to

to hear their views

It was moved by Comr Murray  
seconded by Comr Hyde that the  
report of the License Committee be  
received and adopted papers  
meeting adjourned

Wm Synonds  
Warden

Thos Shook  
Town Clerk

Dartmouth

Tuesday Evening

17 March 1844

A special meeting of the Council  
was held this Evening at the Town Hall

Present	W. S. Synonds Warden
	Johnston
	Allan
Council	Murray
	Munroford
	Forbes
	Hyde

The Warden stated this special  
meeting was called for the purpose  
of taking into consideration the report  
of the Committee on Liquor License

The Committee reported as follows  
The Committee on Licenses who were  
directed to hold a conference with the  
Liquor dealers or a Committee of them  
upon the subject of the recent action of  
Council in the matter of charging \$100  
for license beg to report that they have  
given them a conference and heard their  
views and also the views of some other  
of the Liquor dealers who wished to  
be heard individually and failed  
to elicit anything which would throw  
any additional information upon the subject

Your Committee recommended that the number of licenses issued be restricted to Ten, and to enable those desirous of retiring from the business that the licenses be received quarterly at the rate named (during the current year) and that so much of the previous resolution as conflicts with this report be rescinded.

(Signed) J<sup>r</sup> Johnston  
J<sup>r</sup> Forbes  
J<sup>r</sup> Allan  
16 March 1874

Moved by Com<sup>r</sup> Hyde seconded by Com<sup>r</sup> Murray that the report of the Licenses Committee be received and adopted.

Moved by Com<sup>r</sup> Mumford seconded by Com<sup>r</sup> Murray that the three months licenses be taken in advance at the rate of \$100 per year after the three months expire, and the remainder of the year without any certain number of licenses.

The amendment was put when the vote stood 2 for 4 against.

The original resolution was then put and passed.

Moved by Com<sup>r</sup> Hyde seconded by Com<sup>r</sup> Mumford that the letter of the Committee on Licenses in reply to the communication of the Pastors under date of the 14<sup>th</sup> inst. stating that they do not at the present deem it necessary to call a Public meeting having been read to the Council, the Council desire to express their approval of the action of the Committee.

Meeting adjourned  
W. Raymond  
J<sup>r</sup> Warden  
H. S. Short  
Town Clerk



Dartmouth

Friday Evening

20 March 1874

A meeting of the Council was held this Evening at the Town Hall

Present W. S. Symonds

Johnston

Allan

Couns.

Boyer

Munford

Forbes

Minutes of meetings held on the 10<sup>th</sup> 13<sup>th</sup> and 17<sup>th</sup> inst read and confirmed.

Moved by Coun Allan seconded by Coun Boyer that Duncan Waddle be appointed appraiser to act with one to be named by Mr Turner in accordance with Sec 5 Chap 19 of the act of incorporation and that the resolution passed on the 10<sup>th</sup> inst so far as relates to the appointment of Allan McDonald be expunged - passed.

The late Street Commissioners having certified to the correctness of the account of Messrs McDonald & Rigby for \$39<sup>00</sup> it was moved by Coun Johnston seconded by Coun Munford that it be paid - passed.

Moved by Coun Forbes seconded by Coun Johnston that the fee of Mr Chesley for reporting the proceedings of the Milling meeting held in May last, Am<sup>t</sup> \$10<sup>00</sup> be paid - passed.

An account was presented from Messrs Elliott & Beish Am<sup>t</sup> \$100 for plan and specification of alterations to Town Hall be referred to the Audit Committee - passed.

Moved by Coun Forbes seconded by Coun Allan that Coun Boyer, Johnston,

and Mumford be a Committee to take  
 into consideration the necessity of the  
 alteration of the northern and north  
 eastern boundary of the Town - paper  
 Meeting adjourned

W. S. Shook  
 Town Clerk  
W. Symonds  
 Warden

Dartmouth  
 Monday Evening  
 20 April 1874

A meeting of the Council was held  
 this evening at the Town Hall

Present	W. S. Symonds	Warden
	Allan	
	Murray	
Councillors	Jones	
	Hyde	
	Mumford	

Minutes of last meeting read & confirmed

Read report of Comr Hyde with reference  
 to the alteration of the northern and north  
 eastern boundary of the Town

Moved by Comr Jones seconded by Comr  
 Murray that the report of the Committee on  
 alteration of boundary of Town is received  
 and that the Committee is authorized  
 to take such further steps as are necessary  
 to obtain a proper plan with description  
 of boundary as amended, and to send  
 and present the same for the action of the  
 Legislature - passed

Richardson's resignation tendered and  
 received, and the same having been  
 received, it was moved in Committee that

seconded by Allan, that the applicants for the office of Police Constable be notified by the Town Clerk, to present themselves before the Council on Friday next at 7.30 - passed.

The Applicants for the Office of Superintendent of Streets being announced it was moved by Comr Hyde seconded by Comr Murray that the applications be referred to the Street Committee, and to report at the next meeting of the Council - passed.

Accounts from the Public Auctioneers for \$75 were presented, and directed to be paid.

Account of Messrs Elliott & Bush for plan and specification of the alteration of the Town Hall for \$100. was passed and ordered to be paid.

In accordance with the Act of Incorporation, the Warden informed the Council that the Ballot would now be taken for the names of the Councillors to retire, when the result showed as follows

- Ward 1 Comr Allan Retiring
- Ward 2 Comr Murray Retiring
- Ward 3 Comr Mansford Retiring

Meeting adjourned  
 J. Symonds Warden  
 T. L. S. Town Clerk



Dartmouth  
Friday Evening  
24<sup>th</sup> April 1874

A meeting of the Council was held this evening at the Town Hall

Treasurer	W. S. Symonds	Warden
	Johnson	
	Allan	
Council	Murray	
	Forbes	
	Hyde	
	Manford	

Minutes of meeting held on the 20<sup>th</sup> inst read and confirmed

Moved by Counc. Allan seconded by Counc. Johnson that two policemen be appointed for the next year - passed -

14 Applications were received for the office of Police Constable and after mature consideration Wm Caldwell was selected -

13 Applications were received for the office of Superintendent of Streets, the selection was deferred until next meeting of the Council -

Moved by Counc. Manford, seconded by Counc. Murray that the claim of the Town against the Lib. Secretary of School Trustees be placed in the hands of the Recorder for collection - passed -

Meeting adjourned

W. S. Symonds	W. S. Symonds
Warden	Town Clerk

Dartmouth  
Monday Evening  
27<sup>th</sup> April 1874

A meeting of the Council was held this  
Evening at the Town Hall

Present	W. J. Symonds	Warden
	Allan	
	Murray	
Council	Forbes	
	Sydes	
	Mumford	

Minutes of meeting held on the 24<sup>th</sup> inst  
read and confirmed.

Read letter from Messrs McDonald &  
Rigby with reference to a suit by the latter  
Commissioners of Streets of the Town against  
our Gunn for obstructing Water Street by an  
erection on the front of his house.

Moved by Councillor Murray seconded  
by Councillor Sydes that the letter of Messrs McDonald  
& Rigby be referred to the Street Committee  
papers.

Meeting adjourned

W. J. Symonds  
Warden

J. F. Short  
Town Clerk

Dartmouth  
 Tuesday 28<sup>th</sup> April 1874

A meeting of the Council was held this day at 2 pm

Present	W. Symonds	Warden
	Allen	
	Murray	
Council	Hyde	
	Winniford	
	Forbes	

The Council assembled at 2 pm for the purpose of receiving the report of the auditors on the Public Accounts and to attend the Annual Meeting which takes place at 3 pm this date and the proceedings of which are recorded in the minute Book for all Public Meetings

The Financial Statement of the Treasurer being read and certified to by the Town Auditors was on motion received and adopted

Meeting adjourned

W. Symonds  
 Warden

H. J. [Signature]  
 Town Clerk

Dartmouth  
Monday Evening  
11 May 1874

A meeting of the Council was held  
this evening at the Town Hall

Present	}	Johnson
		Murray
		Trumford
Council		Forbes
		Allen
		Hyde

In the absence of the Warden Comr. Johnson took the Chair

Minutes of meetings held on the 27<sup>th</sup> and 28<sup>th</sup> April were read & confirmed

Moved by Comr. Forbes seconded by Comr. Hyde that Mr. H. H. Hook the present Town Clerk and Treasurer be reappointed as such passed unanimously

Moved by Comr. Forbes seconded by Comr. Trumford that an apaper be appointed for the Town, passed

Moved by Comr. Murray seconded by Comr. Trumford that eighty dollars be the salary of the Town Apaper, passed

Moved by Comr. Allen seconded by Comr. Forbes that Mr. Henry Watt be appointed Town Apaper, passed

Moved by Comr. Hyde seconded by Comr. Allen that a Committee be appointed to confer with the Clerk of the Peace of the Peace regarding the Poor and County Apaper

The Warden  
Comr. Johnson and  
Mr. Henry Watt  
were appointed as the Committee

Moved by Comr Forbes seconded by Comr  
Byde that the action of the Street Committee  
relative to the appointment of Mr R  
Murphy as Superintendent of Streets  
at a salary of five hundred dollars per  
annum, and also that he should  
hold the office of Chief of Police with an  
additional salary of One hundred  
dollars per annum, be ratified by the  
Council, passed.

Comr Forbes  
Allen and  
Munford  
were appointed as the Street Committee

Comr Johnson  
Munford  
Allen  
were appointed as the Finance Committee

Council adjourned

J. Symonds  
Warden  
H. T. Brock  
Town Clerk

I William S Symonds

do solemnly swear that I will be faithful and bear true allegiance to Her Majesty Queen Victoria

Sworn this 7<sup>th</sup> day of May at Halifax in the County of Halifax before me

Sig: W. S. Symonds

Sig: James Thomson  
Custos J.P.

I, William S Symonds, do swear that I am duly qualified as required by law for the office of Warden and that I am seized or possessed as the owner in my own right, and for my own use and benefit of real or personal Estate in the Town of Dartmouth, of the value of One thousand dollars, beyond the amount of my just debts, and that I have not obtained the same by fraud or collusion to qualify myself for office, and I swear that I will faithfully perform the duties of Warden, which I hold the office with diligence and impartiality to the best of my ability.

So help me God

Sworn at Halifax in the County of Halifax this 7<sup>th</sup> day of May A.D. 1874 before me

(Sig:)

W. S. Symonds

(Sig: a) James Thomson  
Custos J.P.



Canada

Province of Nova Scotia

Town of Dartmouth

We the undersigned

Joseph W. Allan  
Councillor Elected for ward 1

William J. Murray  
Councillor Elected for ward 2

Francis Mumford  
Councillor Elected for ward 3

Town of Dartmouth

do severally solemnly swear that we will  
be faithful and bear true allegiance to Her  
Majesty Queen Victoria

So help me God

Sworn to before me	Sign	Joseph W. Allan
at Dartmouth in the		
County of Halifax this	Sign	William J. Murray
8 <sup>th</sup> day of May A.D. 1874		
by the above named	Sign	Francis Mumford
Joseph W. Allan		
William J. Murray		
Francis Mumford		

Sign W. S. Symonds  
Warden T. P.

Dartmouth  
Monday Evening  
18<sup>th</sup> May 1874

A meeting of the Council was held  
at the Town Hall -

Present	W S Symonds	Warden
Councillors		Allan
		Murray
		Mumford
		Forbes
		Byde

Minutes of meeting held on 11<sup>th</sup> inst  
read and confirmed -

Moved by Counc. Forbes seconded  
by Counc. Allan. It having transpired  
that the By Laws passed by this Council  
for the Government of the Town have not  
yet received the sanction of the Government  
in Council and are consequently not  
available for the Government of the Town

Resolved that the Committee consisting  
of Counc. Johnston and His Honor the  
Recorder to whom was entrusted the  
duty of having the same legalised -  
appointed at the meeting of Dec 23, 1873  
be requested to furnish the Council with  
an explanation. Also resolved that  
the Committee be furnished with a copy  
of the minutes of the meeting referred to  
paper -

Moved by Counc. Byde seconded by  
Counc. Mumford, that as the By Laws  
originally passed by this Council  
consisting of fines of \$40, \$80 and for a  
third offence imprisonment for violation  
of the Liquor Law and as the By Laws  
now reads differently to that passed by  
this Council, request an explanation



why such alterations had been made and that the fines for first offence to be \$40 second offence \$80 and third offence imprisonment and that the above fines be inserted in the Bye Laws of the Municipality as originally written - passed.

Moved by Councillor Murray seconded by Councillor Hyde that a suitable fence be erected round the Town Hall property and that a Committee consisting of Councillors Murray, Allan, and Munro be authorized to invite tenders for the same - passed.

Moved by Councillor Murray seconded by Councillor Allan that Councillors Forbes and Hyde be a Committee to prepare a general report in pamphlet form of the condition of the Town - passed.  
Meeting adjourned

W. S. Symonds  
Warden

T. S. Short  
Town Clerk

Dartmouth

Friday Evening

22 May 1874

A meeting of the Council was held this evening

Present W. S. Symonds Warden  
Hyde  
Forbes  
Allan  
Munro  
J. G. Faggart Recorder

Minutes of last meeting read and confirmed

The Town Clerk brought to the notice of the Council, some irregularities on the part of Policeman Caldwell, and after mature consideration it was decided that the services of Mr Caldwell be dispensed with.

Moved by Councr Hyde seconded by Councr Forbes that Mr George Gross be appointed in place of Mr Caldwell passed.

Meeting adjourned.

W. S. Symonds  
Warden

H. S. Shook  
Town Clerk

Dartmouth

Monday Evening  
15 June 1874

A meeting of the Council was held this evening.

Present	W. S. Symonds	Warden
	Hyde	
	Trumford	
Council	Allen	
	Murray	
	Forbes	

Minutes of last meeting read and confirmed.

A lengthy discussion took place on the general affairs of the municipality after which the Council adjourned until Wednesday Evening next.

H. S. Shook  
Town Clerk

Dartmouth  
Wednesday 17 June 1874

A meeting of the Council was held  
this morning

Present	W. S. Simonds Warden
	Forbes
	Allan
Councillors	Mumford
	Murray
	Hoyce

The Council met pursuant to  
adjournment of the 15<sup>th</sup> inst. and  
decided to wait on the Government  
relative to the By Laws

The Council immediately  
proceeded to meet the Government  
on the subject

W. S. Simonds	H. T. Short
Warden	Comm. Clerk

Dartmouth  
Friday Evening  
17 July 1874

A meeting of the Council was held  
this evening

Present	W. S. Simonds Warden
	Johnston
	Hoyce
Councillors	Allan
	Forbes
	Murray
	Mumford

Minutes of meeting held on 15 June read, (an objection was made) and the minutes afterwards confirmed.

The Council having read over the terms of the Executive Council in reference to the By Law of Corporations of Dartmouth

Respectfully suggest, that the words in Sec 34 of the act of incorporation giving the Council power to create a Court, gives them power to regulate the jurisdiction of their Court. and request that the last clause of Sec 5 of the Municipal Court By Law be approved

The Council assent to nullify the alteration in Sec 11 as suggested by the Executive Council

The Council have amended clause 6 of the Municipal Court so as to insert the views of the Executive Council

The Council have amended Sec 15 to insert the views of the Executive Council

The Council have amended Sec 17 to insert the views of the Executive Council

The Council have amended the By Law Public Property and request the approval of the Executive Council

The Council have amended Sec 16 liquor license and request the approval of the Executive Council

The Council have eliminated Sec 14 By Law liquor license

On motion it was decided to strike out in Sec 11 By Law "Apprentice the words" and all mortgages and other securities for monies invested in the Court

Town.

Council adjourned  
 H. T. Hook  
 Town Clerk

W. S. Symonds  
 Warden

Dartmouth  
 Monday Evening  
 20 July 1874

A meeting of the Council was held  
 this evening -

Present	W. S. Symonds Warden
	Johnston
	Hyde
Councillors	Jobes
	Murray.
	Mumford

Minutes of last meeting read & confirmed

Read letter from A. James Esq<sup>r</sup> which  
 was referred to the Street Committee

Letter from Mr. Wolf, also referred  
 to the Street Committee

Letter from J. D. Wash referred to  
 to the License Committee

Letter from Mr. Rogers, read, relative  
 to the Fire Extinguishers

Moved by Councillor Johnston seconded  
 by Councillor Mumford that 6 Fire Extinguishers  
 be purchased for the use of the Town, and  
 upon the recommendation of the Chairman  
 of Fire Wards - passed.

Moved by Councillor Johnston seconded  
 by Councillor Hyde that the Poll Clerks at  
 the recent Municipal Election be paid  
 \$2 each - passed.

The following accounts were submitted  
 and ordered to be paid

From Russell & Muddle \$ 15.00  
 " Fuller & Co 16.58  
 " Della Torre 16.75  
 " Downey 5.25

Account from S E Whiston \$ 5 referred to School Committee

Moved by Comr Hyde seconded by Comr Inghamford that the Committee on Public Property procure a suitable pump for the well near the School House - passed -

The Council Appointed the under-mentioned Town Officers for the year

Fire Wards	}	Councilor J. Forbes Chairman
		Peter McNab
		E W Walker

Fire Constable	}	D. Wells
		A Beck
		Jos Bradley
		A Lloyd
		Jos Cushing

Health Wardens	}	H J Horn
		Jos Russell
		Jane Hall

Overseers of Poor	}	Comr Allan
		W Russell Jr
		C Robson

Clerk of Licenses	Thos Lord
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Clerk of Markets	Thos Lord
Inspector of Weights	
and Measures	

Surveyors of Timber	}	J B Whidden
		Jos J Wisdon



Tenor brewers } Tho Farrell  
W Glendinning  
G Kingston

Wigher of Hay Straw } D.G. Farrell

Measurers of Grain } W Whelby  
Wood Coal } W Murray  
S. McStay  
J. Swaffer

Auditors of Public ac } J C P Frazer  
Frank Hyde

Police Constable } Geo Groom

Round Keeper } Policeman

Town Assessor } Henry Watt

Assessors } Ward 1 } Peter Mcrab  
" 2 } Duncan Waddell  
" 3 } William Elliott

Committees

Public Ac & Finances } Comrs: Hyde & Allan

Tenders " } Forbes & Allan

School } " } Johnston  
" } " } Hyde  
" } " } Murray

Public Property } " } Johnston  
" } " } Murray  
" } " } Mumford

Licenses } " } Johnston  
" } " } Mumford  
" } " } Allan

Road & Street	}	Cow Forbes
		" Allan
		" Mumford

Auditing	}	Hyde
		" Allan

Police	}	Murray
		" Johnston
		" Mumford

x

Council approved

~~W. B. Mumford~~  
Mumford

St. Paul  
Town Clerk

x W. B.

Moved by Cow Forbes seconded  
by Cow Hyde that a second  
policeman be appointed passed

~~W. B. Mumford~~  
Mumford

St. Paul  
Town Clerk



Dartmouth  
 Tuesday Evening  
 18 August 1874

A meeting of the Council was held  
 this evening

Present	}	Johnston
		Allan
		Hyde
Councillors		Winniford
		Tobes
		Murray

In the absence of the Warden  
 Coun Johnston took the Chair  
 minutes of last meeting  
 read and confirmed

Moved by Coun Tobes seconded  
 by Coun Winniford that the sum  
 of Twenty dollars be placed at  
 the disposal of the License Committee  
 to provide for the remuneration  
 recommended to be paid to the  
 Supervisor of measures in consideration  
 of the additional services required  
 of him. *passed*

Moved by Coun Murray seconded  
 by Coun Hyde that the Recorder be requested  
 to take immediate legal action against  
 S. P. Fairbanks to collect the cost of  
 making Bridges over the Canal property  
*passed*

Moved by Coun Allan seconded  
 by Coun Hyde that one half of all fines  
 for breach of the License Law or the Bye  
 Law respecting the sale of intoxicating liquors  
 be paid when received to the party or parties  
 prosecuting to conviction any person guilty  
 of violating the said Law or the Bye Law  
*passed*

passed  
Council adjourned

W. S. Symonds  
Warden

H. T. Lloyd  
Town Clerk

+ Moved by Councillor Murray seconded  
by Councillor Lloyd that the Street  
Committee place themselves in  
communication with J. C. Elliott Esq  
with respect to the Streets required  
by the Town in accordance with  
Sec 15 of By Law relative to Streets

18 August 1874

H. T. Lloyd  
Town Clerk

Dartmouth

Monday Evening  
31 August 1874

A meeting of the Council was held  
this evening

Present	W. S. Symonds Warden
	Johnston
	Allan
Council:	Forbes
	Murray
	Mumford
	Lloyd

Minutes of last meeting read and  
confirmed.  
Moved by Councillor Allan seconded  
by Councillor Forbes that the following  
Councillors

Councillors to the Committee on appeal and revisions of the assessments to be held on the 8 Sept next

Council: } Johnson  
Murray  
Hyde paper

Moved by Councillor Johnson seconded by Councillor Hyde that J. J. Fitzgerald Esq be appointed Stipendiary and Police Magistrate passed

The following Town Officers were appointed

J. S. Lawton to be First Constable vice Dr. Weeks declining to serve

Peter McStenna to be Health Warden vice H. J. Horn deceased

Wm. H. Hurley to be Trench Viewer vice Tho. Farrell, who resides outside the limits of the Municipality

Read letter from Mr. J. Graham relative to taseing persons selling fish in the Town without license, ordered to be laid over for consideration

Moved by Councillor Johnson seconded by Councillor Forbes that copies of the Bye Laws be sold by the Town Clerk at 15 Cents each. paper

Moved by Councillor Forbes seconded by Councillor Mumford that all officers of the Town receive one copy of the Bye Laws without charge paper

Council adjourned

W. J. Wardman Town Clerk  
H. J. Horn

Dartmouth

Friday Evening

11 Sept. 1874

A meeting of the Council was held this evening

Present	W. S. Symonds	Warden
	Johnson	
	Allen	
Council	Inmanford	
	Jones	
	Hyde	
	Murray	

Minutes of last meeting read & confirmed

Moved by Coun Jones seconded by Coun Inmanford whereas the sum needed to meet the requirements of the Municipality for the current year amounts to \$11,580.52 therefore resolved that this amount be taxed upon the assessed value of property of rate payers as furnished by the Assessor and confirmed by the Board of Appeal the same being at the rate of Eighty Cents per one hundred dollars of value passed

Moved by Coun Allen seconded by Coun Hyde that the matter of the Boundary of the North Eastern boundary of the Municipality, as well as Survey and plan of the Common be referred to the Committee of Public Property passed

Coun Allen gave notice that at the next meeting of the Council he would move the following resolution  
Whereas the various manufacturing enterprises now existing in the Town

act of great benefit to the municipality  
 furnishing employment to a large  
 number of persons and in various  
 ways advancing the prosperity of the  
 Town therefore Resolved that the  
 Taxes of all manufacturing Establishments  
 be remitted to the extent of 25% and the  
 Clerk be authorized to deduct the  
 same at the time of collection.

Council adjourned  
 W. S. Synonds  
 Warden  
 T. S. Lord  
 Town Clerk

Dartmouth

Wednesday Evening  
 14 October 1874

A meeting of the Council was  
 held this evening.

Present W. S. Synonds Warden  
 Jones  
 Hyde  
 Council: Murray  
 Mumford  
 Allan

Read report of an investigation held  
 by the Police Committee with regard to  
 a charge preferred by Policeman Gross  
 No. 1 against Policeman Sherman  
 No. 2 for being absent from duty under  
 the influence of liquor and being in  
 an unlicensed house in Dartmouth  
 on the 9<sup>th</sup> inst.

Also a charge preferred by Policeman  
 Sherman No. 2 against Policeman Gross  
 No. 1

for being in Mr. Montgomery's house on Sunday the 6<sup>th</sup> inst and sitting at a table where liquor was

After considerable discussion on the foregoing charges the Council decided that both Policemen should be dismissed, but in consideration of its being the first official report the Warden was requested to reinstate them in their former position and at same time sharply reprimand them and inform them that any future neglect of duty will necessitate instant dismissal.

Council adjourned

W. S. Symonds  
Warden

H. F. Short  
Town Clerk

Dastinoroth

Wednesday Evening  
28<sup>th</sup> October 1874

A meeting of the Council was held this evening

Present	W. S. Symonds Warden
	Murray
	Mumford
Couns <sup>rs</sup>	Johnson
	Hyde
	Allan
	Forbes

Minutes of meetings held on 11 Sept and 14<sup>th</sup> Oct read and confirmed

Read petition from the licensed liquor dealers asking for a reduction in the license fee and an extension of the hour of closing on Saturday. It was moved by Coun. Johnson seconded



by Coun. Hyde that it be laid over for the present. passed

Read petition from Truckee asking for an increased tariff, it was moved by Coun. Hyde, seconded by Coun. Murray, that it be referred to the License Committee. passed

Read letter from W. E. Mcrab tendering his resignation as First Ward when Coun. Murray moved and Coun. Mumford seconded that the resignation be accepted and that W. W. V. Smith be appointed in his place. passed

Read letter of John Myers regarding Cab license and on motion of Coun. Murray seconded by Coun. Hyde, was referred to License Committee. passed

Also letter from H. Elliott with reference to increased rent of a School house, was on motion of Coun. Allan seconded by Coun. Mumford, referred to School Committee. passed

Read letter from W. H. Hamilton Teacher asking for increased salary moved by Coun. Johnston seconded by Coun. Hyde that the Council be empowered to increase the salary of Mr. Hamilton \$100 per year

Moved in amendment by Coun. Mumford seconded by Coun. Murray that the salary of Mr. Hamilton remain as at present.

The amendment being put passed 3 for 2 against

The resolution was also put and declared lost 2 for 3 against

Read letter of J. C. Elliott Esq with reference to extension of Fifth William Street, moved by Coun. Johnston seconded by Coun. Murray, that it be referred to the Street Committee, and

proceed to be dealt with, according to Law. paper

Moved by Councillor Mumford seconded by Councillor Hyde that the Town Clerk be authorized to purchase weights and measures for the use of the Town paper

Mr. Webb Town Assessor handed in a list of persons for assessment residing outside the limits of the Municipality, but within the School District.

Moved by Councillor Allan seconded by Councillor Murray that it be referred to the Committee on Taxes paper.

Read letters from Messrs. Crichton Lewis, Fraser & Co. and the Shail Weatherly & Graham, Coltrights, James Law Russell & Chesley & Co. all regarding taxes. Moved by Councillor Allan seconded by Councillor Murray that the whole be referred to the Committee on taxes. paper.

Meeting adjourned.

Wm. S. Symonds  
Warden  
T. S. Lewis  
Town Clerk

Dartmouth  
Friday Evening 30 Dec 1874

A special meeting of the Council was held this evening

- |         |                      |
|---------|----------------------|
| Present | W. S. Symonds Warden |
|         | Johnson              |
|         | Allan                |
| Council | Foxes                |
|         | Murray               |
|         | Hyde                 |
|         | Mumford              |

The Warden stated this special meeting was held to consider an



alleged encroachment by the Starn Manufacturing Company and Lewis & Fairbanks Esq. from the Canal Bridge to the Starn Manufacturing Coy. building

Moved by Comr Johnston seconded by Comr Hyde. Whereas the Council having examined the position of the posts placed by the Starn Manufacturing Company and Lewis & Fairbanks Esq. on the road leading from the Bridge to the manufactory are of opinion that they are placed on the line of the road as occupied by the public for a long series of years

Resolved that the Starn Manuff Company and W Fairbanks be requested to remove the posts, and on their failure so to do that the Council take such steps to abate the nuisance as they may be advised

Resolved that in the opinion of the Council the correct line of the street should be a line from the corner post of the bridge to the corner of the Starn Manufacturing Company's Building

Comr Forbes as Chairman of the Street Committee verbally reported the action of the Street Committee, and after considerable discussion the Council decided to defer consideration of the resolution until they personally inspected the alleged encroachment, which was decided to be done on Saturday next at 2 pm

Council adjourned

W. Lyman  
Warden

H. F. Smith  
Town Clerk

Dartmouth  
Monday Evening 2 Nov 1874

A meeting of the Council was held  
this evening.

Present	W. S. Symonds	Warden
	Allen	
	Johnston	
Council	Murray	
	Mumford	
	Hyde	
	Jones	

The Warden stated this meeting was called for the purpose of considering the alleged encroachments on the Public Street between the Canal Bridges and the Staw Manufacturing Company's buildings. Councillor Jones moved and Councillor Allen seconded an amendment to the resolution of Councillor Johnston given at last meeting. Resolved, that in view of the existing differences of opinion respecting the correct boundaries of the Street leading from the lower Canal bridge to and past the premises and property of H. & Fairbanks Esq., the Staw Manufacturing Co's premises, and other owners and occupants of property in the vicinity, that a Competent and sworn Surveyor be appointed and that he be advised to proceed forthwith to survey and lay down the boundaries of the Street named, using for that purpose the various plans in the Surveyor General's office or elsewhere, so that the same be properly touched as correct, and also that from such survey and by such Surveyor so appointed a true and correct plan to a convenient scale be furnished to this Council for their guidance, and to be framed.

in the Town Clerk's Office for future reference and also that he be directed to make or otherwise correctly indicate upon such plan the true and correct position of the fences, buildings, factories, dwelling to now erected or in course of erection between the lower and upper Canal bridges. And that he be directed to append thereto a memorandum setting forth how as may be ascertained in his researches, the said street first came into possession of the Town as a Public Street or thoroughfare.

Resolved also that as it is probable that C. E. Fairbanks Esq. C. E. is more fully conversant with the subject than others, that he be retained and employed upon the service named, the above service to be finished and performed and the resulting information and plan furnished not later than Thursday the 5<sup>th</sup> instant.

The Amendment being put  
 Comr. Forbes, Mumford and Allen  
 were in favor of it and Comr. Johnson  
 Hyde and Murray against it. The  
 Warden decided against it also.

The resolution being put Comr.  
 Johnson, Hyde and Murray were  
 in favor of it and Comr. Forbes, Mumford  
 and Allen against it. The Warden  
 decided in favor of it.

Council adjourned

W. L. Smith  
 Town Clerk

W. L. Smith  
 Warden

Darlington  
Tuesday Evening  
10<sup>th</sup> November 1874

A meeting of the Council was held  
this evening

Present W. S. Symonds Warden  
Council: | Johnstone  
          | Murray  
          | Allan  
          | Forbes

Minutes of meeting held on the  
30<sup>th</sup> October and 2<sup>nd</sup> Inst read and  
confirmed

Read letter from D. Falconer Esq  
calling the attention of the Council  
to the dangerous condition of the  
present waste weir (and the parts  
near it) of the round dam at the  
head of the inclined plane of the  
Canal. Also report of Mr H. Findlay  
on the foregoing letter

Moved by Councillor Johnstone seconded  
by Councillor Murray, That a copy of Mr.  
Falconer's letter and Mr Findlay's report  
as to unsafe condition of the waste weir  
be sent on Mr L. Fairbanks, and that  
he be notified that the Council deem  
it imperative to the safety of the Town  
that he be immediately put the waste  
weir and other portions of his property  
in an efficient state of repair, so as to  
enable them to sustain the pressure of  
water that may be anticipated, and  
that he be further notified that unless  
such repairs be made on or before the  
20<sup>th</sup> day of November inst. the Council  
will have the necessary repairs made  
at his cost and charges, and will also

also take such legal steps against him as they may be advised - passed  
Moved by Councr Johnston seconded by Councr Allan, that the Street Com<sup>ee</sup> be requested to take steps to erect leveler lamp posts for oil lamps in different parts of the Town. in their discretion and the Council will make the necessary appropriation therefor - passed.

Council adjourned

Wm Symonds  
Warden

Johnston  
Town Clerk

Dartmouth  
Wednesday Evening  
11 Nov 1874

A meeting of the Council was held this evening

Present W. S. Symonds Warden  
Johnston  
Councr: Allan  
Murray  
Hyde

Minutes of meeting held on the 10<sup>th</sup> Inst read and confirmed -  
Moved by Councr Allan seconded by Councr Hyde, that in consequence of the absence of Councr Forbes & Mumford 2 of the Street Committee, the meeting adjourn

Moved in answer thereon by Councr Johnston seconded by Councr Murray that Mr. Finlay be directed to take sufficient force and remove the posts placed



placed by Mr Fairbanks and the Star Manufacturing Co on the Public road between the Riads and the building of the Star Manufacturing Company

The Amendment being put down Johnston and Murray were in favor of it, Coun<sup>r</sup> Allan and Hyde against it. The Warden decided against the Amendment

The resolution was then put when Coun<sup>r</sup> Allan & Hyde were in favor of it, and Coun<sup>r</sup> Johnston and Murray against it. The Warden decided against in favor of the resolution. Council adjourned

W. Sprouds  
Warden

W. H. West  
Town Clerk

Dartmouth  
Tuesday Evening  
17<sup>th</sup> November 1874

A meeting of the Council was held this evening

Present	W. Sprouds	Warden
	Johnston	
	Allan	
Coun <sup>r</sup> s	Murray	
	Allan	
	Johns	

Minutes of last meeting read & confirmed. Read letter from W. B. Weston relative to Police affairs, it was moved by Coun<sup>r</sup> Hyde seconded by Coun<sup>r</sup> Murray that it be referred to Police Committee. Paper



Moved by Coun: Johnston seconded by Coun Murray, that whereas the Council on view of the premises, and from evidence adduced are of opinion that the posts and fences of the Starr Manufacturing Co and L & Fairbanks between the building of the Starr Manuff Co and the Canal Bridge encumbers upon the public road, and whereas the Starr Manuff Co and Mr Fairbanks after notice, have neglected to remove the posts so put up

Resolved that Mr Findlay be directed to take sufficient force and lay said fences and posts.

The resolution being put the vote stood Coun: Johnston and Murray in favor of it, Coun: Hays, Foster & Allan & Minnford against it.

The resolution was declared lost. Councillor Johnston gave notice of reconsideration.

Coun: Hays gave notice that at the next meeting of the Council he would move that any question arising that would involve great responsibility upon any Committee in the performance of their duty should be referred to the whole Council.

Meeting adjourned

W. L. Smith  
Town Clerk

Almond  
Warden

Dartmouth  
Monday Evening  
30<sup>th</sup> Nov 1874

A Meeting of the Council was held  
this evening

Present	W. S. Symonds	Wardens
	Hydes	
	Imunford	
Council	Murray	
	Forbes	
	Johnston	
	Allan	

Minutes of meeting held on the 17<sup>th</sup>  
inst read and confirmed

Moved by Councr Johnston seconded  
by Councr Murray, that the order of the  
day be suspended, for the purpose of  
talking up special School business  
paperd

Moved by Councr Allan seconded  
by Councr Forbes that the matter of  
School Teronies be referred to the  
School Committee paperd

Councr Johnston brought to the notice  
of the Council the nature of the judgement  
in the case of Peppy vs Grono on a  
charge of false arrest.

Moved by Councr Forbes seconded by  
Councr Allan, that in view of the recent  
trial resulting in damages against the  
Policeman for acting in the discharge  
of his duty in arresting a prisoner for  
disorderly conduct in the streets of the Town

That the Recorder be directed to take such  
steps as will vindicate the officials of the  
Town when in the laudable and prompt  
discharge of duty and that the Town  
assume the costs of the suit and damages

Peppy  
vs  
Grono

and any additional costs, if again decided adversely, to the Officer papered

Read letter from W. Evans Esq County Treasurer asking the payment of the County rates for current year

Moved by Counr Allan seconded by Counr Mansford that the matter of the Apportionment for School purposes be referred to School Committee, papered

Counr Johnston requested that the Street Committee lay on the table a report of all monies expended on Public Streets for current year

Meeting adjourned

W. Symonds.  
J. W. Hardin

W. F. Smith  
Town Clerk

Dartmouth

Monday Evening

7<sup>th</sup> December 1874

A meeting of the Council was held this evening

Present. Counr Johnston

Allan

Counr.

Hyde

Mansford

Jones

On motion Counr Johnston took the Chair  
Minutes of last meeting read  
and confirmed

Read the following legal opinion

Dartmouth Dec 5<sup>th</sup> 1874

I have carefully considered the question referred to me by the Council as to the liability

The Town of Dartmouth to contribute any thing to the County Funds for School purposes under the 52 Sec of the Revised Statutes of Public Instruction

That section provides that the Clerk of the Peace in each County except the City of Halifax shall add to the sum annually voted for general County purposes at the general sessions a sum sufficient to yield an amount equal to 30 cents for every inhabitant of the County and the sum so added shall form and be a portion of County rates.

The above Act although passed since the act Incorporating the Town is as far as this section is concerned copied from the School Act previously in force, and although the City of Halifax is specially excepted and the Town of Dartmouth not, I do not think it can be construed to relate to this Town.

By its Charter very large powers have been conferred upon this Municipality (By Sec 27 it is declared that the Council shall have jurisdiction over the support and regulation of the Public School and the appointments of the Teachers) and it was evidently the intention of the Legislature gathered from reading the whole Act, that the Town should be in a position as far as possible, to manage Town Affairs more particularly in the expenditure of its own taxes, the only exception to this is the matter of County Appointments. Sec 28 of our Charter provides that they (the Council) shall vote approp collect receive appropriate, and pay whatever moneys are required for county Appointments to and it may be contended that as the act of Public Instruction makes the sum payable for School

School purposes part and parcel of the County rate that therefore they two cannot be separated but that the Town must pay the whole rate

But see 36 of our Charter is an effectual answer to this. It is as follows "After the passing of this act the Town shall be set off into a separate School section and the Town shall have the expenditure of all school rates raised within its limits for the schools of the Town -

Whatever may be the difficulties in reconciling the provisions of the Charter with the general Appointments Law as to matters of detail, this section fixes beyond question the principle that the moneys raised by the Town for the school purposes are to be expended by the Town alone.

The latter part of Sec 37 of the Charter entitles the Town to impose and levy the County School Appointments, and all School taxes on those parts of the School section lying outside of the Town proper, and to collect the same in the same manner as if such districts formed part of the Town. The words County School Appointments seems to imply that the money thus raised is payable to the County. But as the Charter distinctly makes these districts for school purposes part of the Town of Dartmouth I consider the principle of the previous section applicable also to this, and take the meaning of the words to be that the Town shall have the right to receive from those districts the moneys that would have been payable for the County School Appointments and to expend the same.

(Signed) John J. Fayzant  
I concur in this opinion  
of Mr. Fayzant (Sg.) Geo. McDonald  
Recorder



Dartmouth  
Dec 7<sup>th</sup> 1874

I am of opinion that Residents of the  
Town of Dartmouth owning ships or  
shares in ships but not doing business  
within the town are not assessable  
in respect of said property under  
the Charter and By-Laws of said Town.  
Sig Geo W Fayzant  
Recorder

Dartmouth 7 Dec 1874  
His Honor,  
James Thomson Esq  
Custos

Sir

I am directed to call your attention  
to the demand made by the Clerk of the  
Peace for the County of Halifax on the  
Municipality for County rates

The amount claimed contains  
a sum added for County school Apportionment  
this added sum the Council are advised  
they are not legally bound to pay

The Council beg to call your  
attention to sec 28, 36 and 37 of the act  
of incorporation of the Town of Dartmouth  
1873 creating the Town of Dartmouth and  
the outlying districts into a separate  
school section and empowering them  
to assess collect and expend within the  
section the moneys received for school  
purposes, under the authority thereof  
conferred. The Council have assessed  
the Town and the outlying districts  
the sum of \$4,000 for school purposes  
and the schools of the outlying districts  
as well as those of the Town, are under  
the



The Control of and managed by the Council. Any sum added for school rates to the County rates of such outlying districts the Council submit that they are entitled to receive, and as they have levied the rate it will be manifestly unjust that the sessions by enforcing a school rate, should compel such outlying sections to pay a double tax for schools.

The Check enclosed by the County Treasurer to the Town Clerk, the Council have not used as under their view of the Law the Town contributing nothing to the County School Apportionment has no right to participate in any fund derived from such Apportionment.

The Council are willing to pay their quota of any County rate for which the Town is legally liable to Apportionment with a view of ascertaining that amount.

A Committee from the Council waited on the Clerk of the Peace and they regret that that official was either unwilling or unable to afford them the desired information.

The Council acting under legal advice are prepared to resist any attempt of the sessions to enforce on the Town of Dartmouth or the outlying sections any sum for school purposes, and they would suggest a conference between a Committee from the Council and a Committee from the justices now in session as most likely to lead to an amicable adjustment of the matter in dispute.

I have to

Signed

W. F. Short

Town Clerk & Treasurer

Wm. W. W. W. W.

Moved by Counr Hyde seconded by  
Counr Allan, that a letter be addressed  
to the sessions on the subject of school  
appreciation paper

Counr Forbes gave notice of the  
following motion

Whereas it is desirable that the  
By Laws compiled recently by the  
Council for the Government of the town  
should be thoroughly revised, and the  
same be embodied in a special act  
to be presented to the Legislature of the  
Province and be thereby incorporated  
in the Revised Statutes of the Province  
so that the Council may feel at all  
times assured of the legality and  
validity of the various enactments  
therein contained

Therefore Resolved that the Recorder  
Counr Johnston and Hyde be directed  
to proceed with such revision and  
preparation of such act and be entrusted  
with the procuring its passage through  
the Legislature and that for such purposes  
special services the sum of two hundred  
dollars be appropriated to be paid  
upon the completion of the said work

Council adjourned

*[Signature]*  
Town Clerk

*[Signature]*  
Warden

Dartmouth  
Monday Evening  
21<sup>st</sup> Dec 1874

A meeting of the Council was held  
this evening.

Present W. S. Symonds Warden  
Allen  
Johnston  
Coun<sup>r</sup>: } Forbes  
Mumford  
Hyde  
Murray

Minutes of last meeting read and  
confirmed.

The Street Committee reported  
verbally on the Street Expenditure  
for the current year.

Moved by Coun<sup>r</sup> Hyde seconded  
by Coun<sup>r</sup> Murray, that the Appropriation  
for Street Services for the current year  
be supplemented by the rents of common  
property and interest on amount  
invested as Common Funds in paper.

Moved by Coun<sup>r</sup> Murray seconded  
by Coun<sup>r</sup> Johnston, that the Liquor  
Licenses be reduced to the sum of  
Fifty dollars each for year and that  
the number be not restricted, but left  
to discretion of the Committee.

Moved in Amendment by Coun<sup>r</sup>  
Mumford seconded by Coun<sup>r</sup> Forbes  
that the rate of liquor licenses be the  
same as during the last six months.  
Resolved, that the number of licenses  
be extended to any number of licenses  
the Committee see fit.

The Amendment being put, to vote  
was

was carried (4 voting for it 2 against),  
 Moved by Counr. Allan seconded  
 by Counr Murray that Geo Adams be  
 appointed appraiser on behalf of  
 the Council to act with one to be  
 named by J. C. Elliott Esq with re-  
 ference to extension of Fitz William  
 Street - paper.

Read Award of Miss Waddell &  
 Jewell, with reference to the damage  
 claimed by Geo W. Turner Esq on  
 account of the sale of a Public Dock  
 to W. S. Symonds Esq, was referred  
 to the Recorder for his opinion.

Read letter from L. Fagant Esq  
 complaining of the addition of 2 1/2  
 per cent on taxes unpaid, the Town  
 Clerk was directed to notify him  
 that the Council decline to make  
 any alteration in the present method

Moved by Counr Forbes seconded  
 by Counr Hyde, that one half of the  
 fine when imposed and paid, in  
 the case of violation of the liquor law  
 be paid to the informant - paper.

Moved by Counr Hyde seconded  
 by Counr Forbes that the services of the  
 Superintendent of Streets be continued  
 during the winter - paper.

Council adjourned  
 H. S. Lord  
 Town Clerk

W. Symonds  
 Warden