

**101-1A**

**Town of Dartmouth**

**Council Minutes**

**April 17, 1894**

**to**

**Dec. 31, 1904**

**p.1-601**

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Revisors Elect.  
List. Acct.

Municipal Electoral lists was ordered to be paid provided a joint receipt was given by the three revisors.

A number of other accounts were passed for payment, after which

the Council adjourned

Capt Elliot

Town Clerk

Approved  
W. A. Stone  
Mayor

Dartmouth,  
(Thursday) 17<sup>th</sup> Jan. 1895

The Council met this day at 7.30 pm. Present Mayor Stone, Councillors Young, Allen, Cunningham, Smith, Johnston & Hyde also Recorder Russell. Minutes of last meeting were read & confirmed.

Tax Reform

nual expenditure in Dartmouth, that the expenditure will increase is most probable.

The estimated expenditure for the year

1890 was.....	\$18,850
1891 " .....	22,135
1892 " .....	21,274
1893 " .....	23,529
1894 " .....	26,111

The committee in their report have based their calculation of revenue to be raised on a proposed expenditure for the year 1895 of the sum of \$26,111, including exemptions and an income of \$26,497, but in reaching this conclusion no allowance has been made for discount and non-collection of taxes the latter a matter of more serious consideration than formerly in view of the fact that a considerable portion of the \$10,200 incidental revenue forms no kind of a lien, and I do not consider that sufficient allowance has made for the money advanced on streets and accounts over due Dec. 31st, 1894.

To my mind the objections to the proposed scheme are, that nearly one-fourth of the assessable property will be removed from the operation of the direct rate the sources of incidental revenue of necessity will not increase proportionately with the increased expenditure; all lands in the town have been valued and included in the scheme and the increased value of the lands by reason of erections thereon will not with the increase of incidental revenue produce a sum equivalent to the increased expenditure, and consequently the rate of assessment on real estate will rapidly increase and the owners thereof have to bear an undue proportion of the burden of civic taxation.

In the year 1890 the value of real estate was \$1,059,720 and in 1893 it was \$1,192,375 I leave out 1894 for the reason that in that year a change was made in the system of valuation, and the increase from 1890

to 1893 was \$132,655, occasioned presumably by the erection of buildings therein, and some natural increase in value. This increase at \$1.20 would have produced \$1,591. The increase in expenditure in that period was \$1,679 and if the proposed scheme had been in operation the major portion of this increase would have had to be borne by the real estate for the sources of incidental revenue do not show any item that would have produced during that time a proportionate material increase or an increase that together with the above sum would have met the increased expenditure. The difficulty of getting at the value of personal property, one of the main reasons given for the proposed change, does not seem to me to sufficiently justify this increased burden on real estate, for it should not be difficult to so amend the assessment acts that owners would have to declare the value of their personal property. Should the committee's report be approved I would respectfully suggest that the rate of taxation of factories provided for by section 13 of the report be limited to say five years, then to be readjusted, for it might be urged by those hereafter interested in factories that this was to be a fixed rate and should not be increased no matter how high the rate might hereafter become.

For the reasons above I have come to the conclusion that the proposed changes are not in the best interests of the town. I quite concur with the other members of the committee in their recommendation that the matter be submitted to the ratepayers at a special poll.

I have the honor to be,  
Gentlemen,  
Your obedient servant,  
B. A. Weston.

Dartmouth, Jan. 15th. 1895.

read received

Tax Reform report

Council Johnston Cunningham moved that the 1st clause of the Assessment Coms report be adopted. Council Smith objected on various grounds to the report & moved in amendment that the minority report be adopted, this was seconded by Council Young, the amendment was put and negatived on the following vote "for Councils Smith & Young" against Councils Johnston Hoyde Cunningham and Allan, the motion was then carried on the same vote reversed. The report was then read clause by clause and every clause adopted, The report as a whole was adopted, Council Smith dissented.

John Moir Assessment

The Finance Com. reported that they had considered the letter from John Moir relative to the Assessment on the house in which he lives & recommended that as the taxes <sup>on it</sup> have been paid by the Dart. Mills to the owners, that the Town release him from all liability in the matter. Relative to Joseph

Jos. Williams Assessment

Williams complaint the Com. find that he never appeared before the Court of Appeal, & that there for he has no claim against the Town. The report was adopted.

Union Bank Connection with Lockup

Letter read from the Union Bank Agency requesting permission to connect their vault door with the police station by electricity. Referred to the Police Com. to comply with request if they saw no objection.

Pol. Brennan Salary

Read letter from D. Brennan policeman asking for an increase in his salary. Referred to Police Com.

W. Grant Stone

Read letter from H. A. Grant offering 1000 tons of Stone for Sale at 25¢ per ton. Referred to Street Com.

Ferry Com. New loan

Letter read from the Dartmouth Ferry Com. enclosing the following resolution passed by that body:

Whereas, it is necessary for the efficient work of the ferry between Halifax and Dartmouth that a new boat be procured: Therefore resolved, that the town council of Dartmouth be requested to procure such legislation as will enable the board to borrow a sum not to exceed 30,000, and that it be suggested to that body that said legislation provide for the payment of the said sum in annual instalments, with power to redeem the whole of the amount of the sum at any time after five years from the issue thereof.

On motion of Councils Johnston & Cunningham, resolved that the letter of the Ferry Commission be handed to His Honor the Recorder with instructions that he lay before this Council at its next meeting, a bill containing the necessary legislation

Tax Reform  
draft bill.

to empower the Town to borrow the sum of \$30,000 for a new boat, said bill to also contain a clause repealing Sec. 2 - Chap. 61 Act of 1893.

On motion of Council Johnston & Hyde Resolved that the Recorder prepare a bill to be submitted to the Legislature authorizing the changes to be made in the Assessment Law said bill to be laid before this Council at its next meeting.

Tax Reform  
report to be  
published

On motion of Council Cunningham & Johnston Resolved that 500 copies of the majority and minority reports of the Tax Reform Committee be published & distributed among the ratepayers of the Town.

Sutherland  
vs.  
The Town

The recorder having reported that the judgment had been given in the suit of Sutherland vs. the Town, against the Town, amounting to \$1055 & that the costs was \$303.02 making a total of \$1358.02. On motion of Council Smith & Johnston resolved that the amount be paid.

Water Bonds  
\$2000. to issue

On motion of the same the Mayor was authorized to issue \$2000 Water & Sewerage bonds for the purpose of paying outstanding claims.

Municipal  
election.

Polling places and Officers for the election to be held Feb. 5/95 were appointed as under:

Ward One. at or near Mrs. Glendinning's house  
Parric St. before

A. Wisdom Pres. Officer

E. Comrod Poll Clerk

Ward Two. at the Town Hall

before J. Greene Pres. Officer

J. M. Kenia Poll Clerk

Ward Three at the Engine House

before F. Scafe Pres. Officer

O. H. Weeks Poll Clerk

Accounts passed

A number of accounts were passed for payment & the Council adjourned until Friday next at 8 pm.

Approved  
M. A. Stone  
Mayor

City Secy  
Town Clerk

Dartmouth, Friday Jan 25/95

The Council met this day at 8 pm Present Mayor Stearns, Councilors, Young, Cunningham, Johnston, Allan, Smith & Hyde also Recorder Russell.

Windmill Rd. Water extension

Minutes of last meeting were read & confirmed. The Water Com. reported that they had considered the proposed extension of the Water System from the foot of Synnott's hill & find the estimated cost to be

to School St. 800 ft.	Top of hill	\$1451.00.
" Ware St. 390 "		\$719.75 2170.75.
" Mott St. 450 "		824.50 2995.25.
" Best St. 450 "		824.50 3819.75.
" Lyle St. 310 "		565.75 4385.50.

It appears that in order to protect from fire the district which would be protected by an engine near Scarps hill the water system would have to be extended as far as Ware St. at least. The cost of \$2170. would require to yield an interest of \$108. Only two persons living on the line of this extension are willing to take the water into their houses. Only three persons along the whole line to Mott St. would take it. The extension would only therefore be made at a loss. Further there was no funds available to make the extension. The committee could not therefore recommend it.

L. M. Leadley's claim

The committee had been interviewed by L. M. Leadley about a claim which he presents against the Town of \$13.40 for damage to fruit bushes and vegetables by the extension of a water pipe through his garden, the row of houses on that part of North St. The Town has a claim of \$6.15 for connecting his house with the sewer. Mr. Leadley expresses his willingness to let our account stand against the other.

The Town agrees to this settlement.

The committee having enquired into the matter recommended that the Report was adopted.

H. A. Grant Stone

The Street Com. reported as to H. A. Grant's letter offering a quantity of stone for sale that they were of opinion that it would be better to allow this letter to stand over to be dealt with by the Street Committee for the upcoming year. Adopted.

Tax Reform draft bill

A bill to amend the acts relative to assessment in the Town of Dartmouth submitted by the Recorder was read, on motion the bill was referred to the Recorder to present to the Legislature with such changes in detail as he found necessary to make.

A number of accounts were passed, & the Council adjourned to meet on Feb. 5<sup>th</sup> next at 5 pm.

Approved  
W. H. Olin  
Mayor

Capt. Eccles  
Town Clerk

Dartmouth

Tuesday, Feb. 5<sup>th</sup> 1895

The Town Council met this day at 5 pm. Present Mayor Stearns, Councillors Young, Cunningham, Johnston, Smith & Hyde.

The Annual Election for a Mayor and three Councillors, one for each Ward having been held this day and the electoral returns having been read by the Town Clerk, it appeared that the under mentioned had been duly elected, viz:

For Mayor

Wm. H. Stearns

For Councillor - Ward One

John R. Glendinning

For Councillor - Ward Two

Wm. W. V. Smith

For Councillor - Ward Three

George H. C. Oland

Approved  
W. H. Olin  
Mayor

Adjourned

Capt. Eccles  
Town Clerk

Town of Dartmouth, S.S.

I, William H. Stems do solemnly swear that I will be faithful and bear true allegiance to Her Majesty Queen Victoria. So help me God.

Sworn at Dartmouth  
this 8<sup>th</sup> day of February  
A.D. 1895 before me

B. Russell  
Stip. Magistrate  
in and for the Town of  
Dartmouth

W. H. Stems

Town of Dartmouth, S.S.

I, William H. Stems do solemnly swear that I am duly qualified as required by law for the office of Mayor of the Town of Dartmouth, and that I will faithfully perform the duties of Mayor while I hold the office to the best of my ability. So help me God.

Sworn at Dartmouth  
this 8<sup>th</sup> day of February  
A.D. 1895 before me

B. Russell  
Stip. Magistrate  
in and for the Town  
of Dartmouth

W. H. Stems

We the undersigned  
John R. Glendinning

Councillor elected for Ward One  
William M. V. Smith

Councillor elected for Ward Two  
George W. C. Oland

Councillor elected for Ward Three  
for the Town of Dartmouth, do severally swear  
that we will be faithful and bear true allegiance  
to Her Majesty Queen Victoria. So help me God

Sworn at Dartmouth  
this 8<sup>th</sup> day of Feb  
February A.D. 1895  
before me

J. R. Glendinning

Wm M. V. Smith

M. H. O'Leary  
Mayor

Geo. W. C. Oland

We the undersigned  
John R. Glendinning

Councillor elected for Ward One  
Wm M. V. Smith

Councillor elected for Ward Two  
George W. C. Oland

Councillor elected for Ward Three  
for the Town of Dartmouth, do severally  
solemnly swear that we are duly qualified  
as required by law for the office of Coun-  
cillor for the Town of Dartmouth, and that  
we will faithfully perform the duties of  
Councillor while we hold office to the best  
of our ability.

So help me God

Sworn at Dartmouth  
this 8<sup>th</sup> day of Feb  
February A.D. 1895  
before me

J. R. Glendinning

Wm M. V. Smith

M. H. O'Leary  
Mayor

Geo. W. C. Oland

Dartmouth,

Tuesday 8<sup>th</sup> Feb 1895

The Council met this evening at 7 30 pm Present Mayor Stearns Councillors Allen Smith (Dr) Hyde Glendinning Smith Oland also Recorder Russell

Minutes of last meeting was read & confirmed Council Smith (Dr) was elected Presiding Councillor

Com. to nominate Standing Com.

Council Oland moved seconded by Coun Hyde that the three senior Councillors Hyde Smith & Allen be a com. to nominate Standing Committees for the year. Coun Glendinning moved, seconded by Coun

that the name of Council W Smith be substituted for the name of Dr Smith on the com. On a vote being taken there appeared for the amendment Councils Allen Glendinning & W Smith against Oland Hyde & Dr Smith, the amendment carried the Mayor giving a cast vote in its favor. The Com. retired & shortly after reported as follows.

Standing Com. mittees appointed

Public accounts, finances and tenders - Councillors Hyde (chairman), W. McV. Smith and Allen. Public property, roads and streets - Councillors Hyde (chairman), Glendinning and Dr. Smith. Police and license - Councillors Oland (chairman), Glendinning and Dr. Smith. Fire, pumps and wells - Councillors Glendinning (chairman), Hyde and Dr. Smith. Poor, lunatics and overseers of poor - Councillors Allen (chairman), Hyde and Dr. Smith. Arbitration and municipal assessments - The mayor, Councillors Hyde, Oland, Allen and Dr. Smith. Water and sewerage - Councillors Dr. Smith, Hyde and Allen.

Commissioners appointed:

Appointments to the several Commissions were made as follows:-

Board of school commissioners - Councillors Dr. Smith (chairman), Hyde, W. McV Smith. Commissioners of public park - the mayor (chairman), Councillors Hyde and Oland. Board of ferry commissioners - the mayor (chairman), Councillors Dr. Smith, and Oland.

for the three years term under the provisions of the Ferry Act.

Mr. B. A Weston was re-appointed to the ferry commission by a vote of 4 to 2, Councillors Hyde and Oland voting for Dr. Milson.

School Park Ferry

The bill to be presented to the legislature, with regard to the proposed changes in the water and sewerage act as far as it relates to the town of Dartmouth, was read and approved.

Water & Sewerage draft bill

The communication from Mr. Henry Moseley asking the council to set aside the election of Councillor Oland was read and, upon the advice of his honor the recorder, not considered, as the council had no authority to take any action in the matter, as it was bound to abide by the decision of the presiding officer, who had declared Mr. Oland duly elected. If Mr. Moseley still insists on protesting the election he will have to appeal to a higher tribunal than the town council of Dartmouth.

to Moseley election protest

A letter was read from the president of the Electric Light company, offering to put an alarm whistle on their works, to be used in case of fire in the town. The letter further stated that certain signals could be given to indicate in what part of the town the fire was located. The matter was referred to the fire committee.

Electric Lights fire alarm.

An application was received from Mr. Thomas Farrell, ex-superintendent of streets, asking to be reinstated and also that he be appointed superintendent of water works. Mr. Farrell stated that he would perform both services for a salary of \$550 per year, which is \$225 less than is paid to the present incumbent. This letter was referred to the water committee to report on.

T. Farrell appln for Supt. Water Works & Streets.

A. S. Wolf  
Complaint about  
hackmen.

A letter was read from Mr. A. S. Wolfe asking if it was not compulsory for licensed hackmen to have lighted lamps, with their numbers painted thereon, on their vehicles after dark. Mr. Wolfe stated that he was proceeding home one night recently and as the sidewalks were unsafe, on account of ice, he was obliged "to keep in the middle of the road," when he was run into by a team, which he recognized as one belonging to a licensed hackman. He said that he suffered no further injury than the total destruction of his umbrella. The letter was referred to the committee on police and licences. Councillor Dr. Smith, as chairman of the special committee in the Humphrey land case, stated that no written report had yet been received from the surveyor, but that it was known that the number of acres was about twelve less than that claimed by Mr. Humphrey's solicitors. Dr. Smith further asked that the vacancy caused on this committee by the retirement of ex-Councillor Johnston be filled by a member of the present council. Councillor Hyde was elected to fill the vacancy.

Humphrey  
case

Auditors  
Appointed.

Applications for the position of Auditor were read from Geo. Foot & Walter Brighton on motion of Councils Hyde & Allan they were re-appointed at the same salary as last year viz \$700.

Town Officers  
appointed.

Other town officers were appointed as follows:

- Firewards J. R. Glendinning, S. B. Dares & R. Edgecomb
- Foreconstables W. Feinney, J. Settle, J. Brook
- Measurers H. Silver, S. Sutherland
- Weights S. Thompson, R. Simmonds & Jas. Cameron
- Sur. of lumber H. Moseley, S. B. Dares
- Fence Viewers W. Williams, H. Silver
- Keeper So. End Pound Geo. Veck
- Supt of Streets & W. Works W. L. Bishop
- Policeman Poundkeeper }  
 & Health Warden } David Brennan
- Chief of Police Pound }  
 Keeper & Health Warden } Wm. McKenzie
- Rep. Stip. Mag. & Recorder Wm. R. Foster

W. McKenzie and D. Brennan were appointed Sanitary Inspectors to act & have jurisdiction within and throughout the limits of the Town of Dartmouth for the year ending Feb. 1896.

Town Officers  
to be sworn in

Ordered that the Town Officers be notified to attend at the Town Hall on Monday next at 7:30 pm to be sworn into office.

Tap Reform

Councils Smith (Dr) & Smith moved the following: Whereas at a recent meeting of the Council a new scheme of tap reform was adopted and the same ordered to be embodied in an act to be submitted at the present session of the Legislature and whereas the said Act has not been sufficiently

before the Ratepayers, many being in favor of some clause and opposed to others, and Whereas, there is no pressing need for the passage of said Act, and Whereas, the recent elections in which tax reform was a leading issue conclusively show a large majority of the ratepayers opposed to the Act, therefore resolved, that the present Council is opposed to the principle of tax reform as embodied in the Act now about to be submitted to the Legislature  
 this was objected to and was accepted by the Chair as a notice of motion.

Approved  
 W. H. Stearns  
 Chairman

Adjourned  
 Capt. Eccles  
 Town Clerk

Dartmouth

Thursday, March 7, 1895

The Council met this evening at 7 P.M. Present, Mayor Stearns, Councillors Allen, Glendinning, Smith, Smith, Hyde & Oland (Recorder absent)

Minutes of last meeting read & confirmed.

The Fire Com. recommended that the Wharf which the late Council intended building on Public Rock south of Scarfes Mill be constructed at once, & that Joseph Williams' tender, <sup>at \$275.</sup> being the lowest be accepted & that he be instructed to commence work at once. The report was adopted.

Wharf at Black Rock

J. Farrell's Appln

Pine St. Extension

Steam Fire Engine

Upbo. Taxes

H. Lloy. Stone

Engines re. Hose destroyed at fire

The committee on streets reported in re the letter of Mr. Thomas Farrell, applying for the position of superintendent of streets, that as Mr. Bishop had been appointed before Mr. Farrell's letter was read, no further action could be taken in the matter. The report was adopted.

A petition from the residents of Pine street extension, similar to that from the school board, was referred to the street committee. A letter was read from Engineer Jackson calling the council's attention to the condition of the steam fire engine and boiler.

As regards the boiler it was in a very unsatisfactory condition, as at the recent fire at deep water terminus as much steam as usual was carried, but the pressure gauge refused to go past sixty pounds. The only way Mr. Jackson could account for this was that the pumps were out of order. He took the cap off the pump case and by feeling inside he found they were rough and worn, which may have been caused by dirt passing through them when the engine was used by the Starr Manufacturing company at the circular dam.

"As regards the boiler," the letter went on, "in my report of four years previous to last December I mentioned the cold water test by Mr. Webber and the boiler being serviceable for four years, and as that time has now expired it was not reasonable to expect, considering the age of the boiler, that it would be in good condition." Mr. Jackson's letter was referred to the fire committee.

A letter from Capt. McNab, of the U. P. C., protesting against being taxed for their meeting hall and protection apparatus, was referred to the fire committee.

A letter was read from ex-Councillor Lloy, offering to sell to the town a quantity of stone, at 25 cents per ton, delivered at the crusher. The letter was referred to the street committee.

A letter was read from Capt. Harrison, of the D. E. C., stating that one hundred feet of rubber hose had been destroyed at the recent fire in Halifax on the morning of Feb. 27th. This letter was referred to the fire committee.

A letter from the school board, asking that the Pine street extension be completed, was referred to the street committee.

The police committee reported recommending that the sum of \$1,225 be placed in the estimates for the year 1895-96.

Town and Ferry Offices amalgamation

On motion of Councilors Smith and Hyde, the following resolution was unanimously adopted: Councilor Clark dissenting.

Whereas, the advisability of amalgamating the clerical work of the town council and ferry commission has been under discussion for some time past; and whereas, an opportunity is now afforded to effect such change if found advisable;

Therefore resolved, that this council request the commission to appoint a committee to confer with a committee of the council on this subject; not, however, with any reference to amalgamation of the two corporate bodies, and that in the meantime the appointment of a secretary be deferred.

M. A. B. Smith, Frank Hyde.

This report was adopted. His worship the mayor, with Councilors Hyde and M. A. B. Smith were appointed a committee to urge the injustice of certain bills now before the legislature whereby people residing in Dartmouth, but doing business in Halifax, be required to pay taxes in the latter place. This act, if passed, would deprive the town of a large amount of taxes.

The secretary of the W. O. T. U. wrote the council to the effect that the union had at its last meeting unanimously adopted the following resolution:

Whereas, the habit of roaming the streets in the evening is injurious to the moral welfare of the youth of the town, and whereas; the ringing of a "curfew bell," whereby young people of a certain age are required to be off the street after nightfall (except under proper guardianship), has been attended with good results in other places; therefore resolved, that we petition the municipal council of this town to take immediate steps for the enactment and carrying out of such a law in Dartmouth and should it become necessary to apply to the legislature that the council should do so during this session of our local house.

By order, AMY C. JOHNSTON, Cor. sec. W. O. T. U.

The council were in somewhat of a dilemma as to what should be done in this matter, and after a great deal of discussion it was referred to the public property committee.

His honor the recorder with Councilors W. McV. Smith, Hyde and Allen, were appointed as members of the appeal court, which will meet on March 26th. Charles Short was appointed lumber surveyor in place of Henry Mosley who declines to serve, and John Dilman was appointed fence viewer vice Wm. Dilman resigned.

at 7.30 pm

W. O. T. U. Union re "curfew bell"

Court of Appeal appointed

C. Short apptd. Secy of Lumber J. Willman " Fence Viewer.

Water Rates

The Water Committee recommended that the water be turned off from all premises on April 1st, the water rates on which are overdue on that date, and further that the same be duly advertised in the "Atlantic Weekly," and further that a printed circular be sent to each party in arrears for water rates, one week previous to April 1st to the following effect: That if the water rates overdue be not paid previous to the first day of April, the water will be turned off from the premises of said party on that day without further notice. The cost for turning on the same to be one dollar as provided in the by-laws.

Fence Lamont Lake.

The Committee also reported that, acting on a former recommendation of the water committee, concurred in by the Council they have decided to extend the present wire fence, on the northern side of the Preston road, including the embankment of Lamont Lake for a distance of about 800 feet, reaching to a point near the shore of Spruce Lake where that lake approaches very near the Preston road. This point is the only exposed portion of Spruce Lake in that locality at the present time.

Posts Tenders for

Your committee have advertised for tenders for 100 swamp jumper posts and recommended that the lowest tender received - that of Mr. W. L. M. Brennan of Preston @ 20¢ be accepted. The report was adopted.

School Law  
School rates  
Halifax.

On motion of Councillors Dr. Smith and Hyde, the following resolution was adopted: Resolved that a committee of two with his Worship the Mayor, with power to add to their number be appointed to urge the passage of certain proposed legislation now before the House, whereby property in Halifax, owned by residents of Dartmouth, from which we now derive a school tax, shall hereafter pay such tax to the City of Halifax, thereby causing a large annual loss to this Town.

Councillors Dr. Smith and Hyde were appointed as the Committee.

Mrs. Emins  
and Child  
paupers.

On motion of Councillors Dr. Smith, Allen and Hyde the following resolution was also adopted: Resolved that his Honor the Recorder be instructed to take the proper steps to have the Town reimbursed for the expenses incurred by the Town in the relief and maintenance of Mrs. Emins and children who are transient paupers, now at the County Poor Farm, at the expense of the Town, by a petition to the Legislature or otherwise as the Recorder would advise.

A number of accounts were passed & the Council then adjourned.

Approved  
W. H. Jones  
Mayor

W. G. Elliott  
Town Clerk

# Dartmouth,

(Thursday) Mar 21 1895.  
7.20 p.m.

The Council met this evening. Present Mayor, Stephens, Councillors Allen, Hyde, Glendinning Smith, (W.) Oland, also Recorder Russell.

Minutes of last meeting read & confirmed.

N. B. S. U.  
re  
"Curfew bell."

The Com. on Public Property reported in reference to the letter of the N. B. S. U. That the evil complained of viz children roaming the streets in the evening should be a matter for the parents of such children, to deal with, and not the Town Council.

The Com. believed that the N. B. S. U. with that zeal which they have always displayed, where the moral welfare of the community is at stake, could without the assistance of the Town Council do far more to obviate the evil complained of.

And in view of that fact the committee would suggest that it would be quite becoming on the part of the N. B. S. U. to call the attention of parents whose children are in the habit of frequenting the streets after dark.

And request them to use their influence, and perform such duties as a parent should, who has the welfare of his child at heart.

The Committee believed that by adopting this course it will have a better effect, than ringing a curfew bell.

Estimates

Reports of Comis

On motion this report was adopted & the Clerk directed to send a copy of it to the Secy of the W. B. St. Committees on Streets & Public Property, Fire, Crops & Mills, Poor & Lunatics, and Finance handed in their reports on Estimates for the current year, all of which were referred to the Finance Com. to report upon.

Branch

Railway -  
opening of

A petition was read from a large number of ratepayers requesting the Council to take steps toward advertising the Town in respect to its advantages for manufacturing, residential & commercial purposes and for its numerous natural attractions, in connection with the opening of the branch railway, which it is thought will take place about the 1<sup>st</sup> of September. On motion of Councilor Hyde this was referred to a special Com. consisting of Councilors Oland, W. Smith & Dr. Smith to meet with petitioners, and consider what action should be taken.

Sur. of lumber

& fence viewer

appointed.

L. Gates was appointed a surveyor of Lumber and W. Meredith fence viewer vice appointments made at last meeting, the parties declining to serve.

A number of accounts were passed & the Council adjourned.

Approved  
W. H. Stimp  
Mayor

Cup. Elliot  
Town Clerk

## Dartmouth

(Friday), April 5, 1895  
 The Council met this evg at 7.30 o'clock  
 Present, Mayor Stearns, Councillors, Allen, Glen,  
 Manning, Smith, Smith and Hyde, also  
 Recorder Russell.

Minutes of last meeting read & confirmed.  
 The Com. on Fire apparatus reported, that they  
 had had the Steamer thoroughly overhauled and  
 repaired by the Starr Mfg Co, after which the Steamer  
 was tested at the Pond, the trial proving satis-  
 factory to the Engineers & the Com. who thought she  
 would now last for a considerable time without any  
 further outlay. The report was adopted.

S. J. Engine  
 repaired.

Water Motor  
 Graham & Keeler

The Water Com. reported that a water motor  
 had been constructed by the Dept. it had been  
 tried by Graham & Keeler sausage-makers & had  
 given satisfaction. The Com. recommended that  
 having considered the hours the motor would be  
 employed, that the sum of \$12 be charged for the  
 Water supply. Also that water supply for a motor  
 at the Atlantic Weekly office be granted for one  
 year for \$30. Adopted.

Atlantic  
 Weekly.

Humphrey  
 award.

The Com. on Humphrey Claim reported that  
 they had had the property carefully surveyed  
 & find that the land expropriated by the Water  
 Commission consists of only about 38 $\frac{3}{4}$  acres instead of  
 50 acres as has been heretofore assumed. From  
 the best information they could gather & according  
 to the best judgment of a majority of the Committee  
 the award of damages is greatly in excess of any  
 reasonable estimate of the injury done to the claim-  
 ant. The Com. do not ignore the uncertainties  
 attending legal contests & the possibility of a  
 jury being obtained that will take an unduly  
 favorable view of the merits of the claim, but they  
 do not think it would be consistent with the  
 public interests to pay the amount of the award  
 unless the same should be affirmed on appeal  
 as they do not apprehend that it will be. Adopted.

Assessment  
V. Roche.  
Mrs. J. Jenkins

Letter read from Capt. V. Roche & Mrs. J. Jenkins, asking for leave to appeal their assessment valuations to the Council, as owing to illness they did not have the opportunity of presenting their cases to the Court of Appeal. It was agreed to give them a hearing at the next meeting of the Council.

Est. J. Cabot.  
Surplus proceeds  
tax sale.

Letter read from J. R. Bennett requesting payment to him of the surplus proceeds of a lot owned by late John Cabot, sold last year for taxes. On motion of Council, Hydet & Glendinning, Resolved that the Town Clerk be instructed to inform Mr. Bennett that upon securing the consent of the heirs of Mr. Cabot & all persons interested in the Estate to a deed being made to the purchaser at the tax sale & on execution of such deed the Town will hand over the surplus to their appointee, the statute providing that twelve months must elapse before a deed is made, in the absence of such consent.

E. Cross  
award to pay

Letter read from Edmund Cross requesting payment of the amount awarded him for damages to his property in connection with the Water Supply. On motion of Council, Smith & Allen, the Treasurer was instructed to pay the amount of the award, viz: \$500.

Estimates  
1895.

The Finance Com. reported recommending that the Estimates for the current year be as follows:

Schools		11,574
Streets		3,000
Watering Streets		175
Lighting Streets		1,380
Poor		1,000
Lunatics		1,200
Salaries: Recorder	600	
Town Clerk	1,050	
Messenger	104	
Assistant Clerk	130	1,884
Reading Room		100
County Rates	(\$653.16)	700
Park		250

Estimates  
1895

Legion License Fund		100
Public Health (incl. Salary Med. off.)		50
Assessors		300
Auditor		100
Contingent: Stationery	150.	
Fuel (Town Hall)	35.	
Telephone	40.	
El. Light	36.	
Advertising	10.	
Revisors	90.	
R Club Hall	10.	
Elections	10.	
Cleaning	20.	
Sumards	200.	601
Interest on bonded debt	\$ 820.	
from <sup>Leg.</sup> School Board	207.	613
" On over draft		150
Ins. premiums (Town Hall & engine house)		120
Fire Dept.		654
Pumps & Wells		100
Police		1225
Unpaid Accounts		608
Bal. due bank	3453	
Less: part of vote expended on Streets last year of \$1500	1000	2453
Exemptions	740	
Discount	175	
Non collection	50	965
Amount required to refund proceeds of lands sold under Lein Law for taxes		312
Revenue		\$ 29,614
Taxes over due	4773	
Poll Tax	1400	
Levy Tax	175	
Fines	200	
Court Fees	450	
Licenses	150	
Common Rent	100	7248
Net amount to be assessed on Real & Personal Property		\$ 22,366

Assessment Returns.

From the Assessment Returns it appeared that the value of Real & Personal Property within the Town was

	<u>\$1,770,790</u>
Halifax School Valuation	216,700
Outside district "	53,665
Less:	<u>270,305</u>

Valuation of Properties whose owners reside outside 60,450

59550  
6600  
66150

Dartmouth School Section	<u>6600</u>	76,000
	<u>67050</u>	<u>1,941,365</u>

The rate for School purposes on the above valuation of \$1,941,365 will be 59¢ per \$100 & will amount to \$1,146

The rate for the Town will be 1.20 per \$100 which on \$1,770,790 = 21,249  
\$22,395

The Com. recommended that the above rates be levied for the current year.

After some discussion, on motion of C. W. Hyde & W. Smith the report was received & adopted.

Way Rate fixed

On motion of the same, Resolved That the Assessment Roll as finally passed by the Com. of Appeal & completed & now laid before the Council be & the same do hereby confirmed, & that the Council authorizing the levying & collection of rates for the current year of one dollar & twenty cents per \$100 on the assessed value, as per Assessment Roll, which Assessment Roll & rate are hereby confirmed.

School Rate

Further Resolved That the rate to be levied & collected for the current year on property in the City of Halifax, & the School Sections of the County of persons resident in Dartmouth School Section be fifty nine (59) cents per \$100.

Poll Tax.

Further Resolved That the Poll Tax of two dollars as provided by law be ordered to be levied & collected & the Poll Tax book now <sup>produced</sup> approved & confirmed.

Halifax Graving Dock Co.

On motion of Councils Smith & Smith, Resolved That a committee be appointed to confer with the Halifax Graving Dock Co. with reference to a proposal to compromise the suit against the Company now pending on appeal to the

Supreme Court in Banco for water rates.  
Council. Gledinning, Smith (W.) & Eland were  
appointed as the Com.

Sutherland's  
claim.

On motion of Council Hyde & Allen  
resolved that the Water Com be instructed  
to inquire into the claim of Mr. Spence  
Sutherland against the Town for services  
in connection with the repair of pipe &  
stopping leak in Water Service.

Railway  
terminal  
facilities

Council Mr. Smith moved & seconded by Mr  
Hyde the following: Resolved That a Com  
mittee be appointed to inquire upon the Govt  
the necessity for better terminal facilities  
in connection with the branch Railway  
to promote the interests of the Musquodoboit  
Railway, & such other Railway matters as  
concern the Town. Adopted. Council, Eland  
Smith & Smith were appointed as such Com.

A number of accounts were passed &  
the Council then adjourned.

Approved  
W. H. Stew  
Chairman

Wm. Elliot  
Town Clerk

Dartmouth

Thursday, April 11, 1895.

The Council met this evening at 7 30 P.M.  
Present Mayor Stems, Councillors Allen,  
Gledinning, Smith & Smith, also Rec-  
order Russell.

Minutes of last meeting were read &  
confirmed.

Ferry Office  
amalgamation

Council, Smith (W.) & Hyde were appoint-  
ed to confer with a committee recently  
appointed by the Ferry Commission re  
amalgamation of the clerical work  
of the two corporations.

Mrs. J. Jenkins  
Assessment.

Mrs. Thos. Jenkins being present was granted  
a hearing re her assessment and being sworn  
stated that owing to illness she ~~could~~ <sup>was</sup> not able to  
take her appeal before the Court of appeal, after  
further evidence from her as to size and locality

of her property, it was resolved that the valuation of her real estate be reduced from \$800 to \$700.

Halifax  
Graving Dock  
Co. (Ltd.)

Mr. S. McBookfield a director and Mr. D. McPherson, Manager of the Halifax Graving Dock Co. appeared before the Council and were granted a hearing in reference to the taxation of the Marine Railway which they claimed was excessive both as regards town taxes and water rates. After considerable discussion the following resolution was adopted:

Whereas the assessment of the Halifax Graving Dock Co. is complained of as excessive notwithstanding the reductions made by the Court of Appeal.

And, whereas, there is outstanding a suit against the said company for Water Rates, the result of which, on appeal now pending, is involved in uncertainty.

And, whereas, it is deemed advisable to compromise said suit in such a way as to do substantial equity between the town and the Company.

Therefore resolved, that the Recorder be instructed to settle the outstanding suit on the basis of a reduction of \$240.00 from the amount adjudged to the town, such reduction being equivalent to the difference between the tax for the present year and the amount that the Company would be taxed on an assessment of \$55,000.

Resolved further that should the present system of levying the water rates be continued the Council will recommend such legislation, and endeavor to procure the same, as will relieve the Company from the pipe rate, so called (being the  $\frac{5}{8}$  amount as provided in the statute) on so much of the property of the Company as is covered with water, and further resolved that the Council, will recommend such legislation as will enable the Town and the Company to agree upon a water rate for the Company's property in lieu of all water rates payable by the Company.

Provided that this compromise shall not be binding upon the Town in the event of the Company removing any substantial portion of its works to Halifax.

Should the amendments proposed in the legislation of 1895 be adopted, the Town will endeavor to so adjust the rates as to produce a substantial equivalent to the reduction herein first proposed.

11/2/1895  
Wm. Stern  
Mayor

Adjourned  
C. E. Dodwell  
Town Clerk

# Dartmouth

(Thursday) May 16 1895

The Council met this day at 7:30 p.m.  
Present: Mayor Sterns, Councilors Allen  
Smith, Hyde, Glendinning, Smith & Oland also  
Recorder Russell. Minutes of last two meet-  
ings were read & confirmed.

Rose & Beech St.  
Pet. to repair

Petition from A. Swait & other ratepayers read  
praying that Rose & Beech Streets be repaired.  
Referred to Street Com.

County Rates

Letter read from County Clerk Wiswell stating  
that the Town's proportion of County Rates for the year  
1895 was \$653.16, & asking if anything had been done  
or proposed as a settlement for a large amount of  
County Assessments due from the Town at the close  
of the Suit for School Rates.

G. E. Franklyn  
Assessmt on timber

Letter read from Edmund & Co. claiming that  
the pitch pine timber for which Mr. G. E. Frank-  
lyn was assessed had been removed to Halifax  
some time ago & therefore he was not liable for the taxes  
thereon. Referred to Finance Com.

R. E. McElmon

Letter read from R. E. McElmon claiming that he  
had been wrongfully assessed for a certain lot of  
land which he had bought from Wm. Bowman  
in 1893 & that Wm. Bowman was assessed for the  
same lot himself. Referred to the Finance  
Com.

J. E. Coughlan  
& J. E. Butler  
Assessment.

Messrs. J. E. Butler and John J. Coughlan wrote complaining that they were assessed for property that they did not own, and requested that they be allowed to have a hearing before the council. Upon motion it was resolved that the town clerk write these gentlemen, informing them that it is now too late for the council to take any action in the matter.

D. Fraser Stone

Donald Fraser asked that the council remove and pay for a quantity of stone which he claims was purchased by the town some years ago. The letter was referred to the street committee.

Cross Topsail Lake

Edmund Cross notified the council that the fence recently erected along the shore of Topsail Lake was a hindrance to his gaining access to a wood lot belonging to him on the north side of the lake. Referred to the water committee.

Post Office grounds

A letter was read from C. E. W. Dodwell, stating that he had reported concerning the incomplete condition of the ground around the Dartmouth post office and had asked for authority to have the same repaired.

Halifax Graving Dock Co. Water Rates & Taxes

Humphrey property - fencing

A. Await - Contract

Quarrell St - Flushing Valve Extension

Sterns Building Special Rates

Hx Graving Dock Co.

Water Bonds \$3000 voted

W. H. Crane apptd Public Weigher

Sewer Frontage Appeals

Comdr. Oland apptd Com. on Streets

Upon motion of Councillors W. McV. Smith and Allen the following resolution was unanimously adopted:

Resolved, that in view of the claim of the Halifax Graving Dock company that the concessions made with respect to water rates previous to May, 1894, should also apply from May, 1894, to May, 1895. While the council has no power to deal with the matter it will recommend that the legislation referred to in its former resolution be made retrospective so as to apply to the rates for 1894 & 5.

This having disposed of all the correspondence the report of the water committee was discussed clause by clause and adopted, with the exception of clause 3, which was struck out.

The following is the report as submitted:

1st. That the proposed wire fence has been built along the south side of the town property between Topsall lake and Preston road. Seven wires have been used as in fence previously built. The gate across the road to the channel has not yet been built. A fence of four wires has also been put up along the north side of the Humphrey property from lake to lake; the trees in this locality have been utilized as posts. The lately acquired Humphrey property is therefore now protected from cattle; cost of both fences, \$75.

2nd. That the cultivated portion of the Humphrey property has been manured with phosphates as was also the embankment about the pipe house which will yield in time a profitable crop of grass. The cost of the phosphates was \$11.

3rd. That the contract with Archibald Await for opening and closing trenches expires to-day. Your committee has received an application from him for a renewal of the contract. Mr. Await offers the names of Messrs. John Ritchie and Isaac Leslie as sureties in case of a claim for damages on account of accidents for insufficiently protected trenches, etc. Your committee recommend that the application be accepted provided that the work be done at all times to the satisfaction of the superintendent, otherwise the town may employ men directly, and have the work done. His terms are—rock \$2.50 per cubic yard and earth 14¢ per lineal foot trenching and filling.

4th. Your committee recommend that a flushing valve be placed at the foot of Quarri street for the safety of the sewer running south, as the grading is very flat. Cost to be between \$20 and \$25.

5th. Your committee recommend the extension of the water on Quarri street as far as the house of Mr. Peter McKenna, as he has made application for the same. Cost of extension \$95.

6th. That a catch pit be constructed at the corner of Edward and Oesterloney streets.

7th. That the special rate of \$1 each be charged for the water taps in the bank and in the lodge room in Sterns' building, corner of Water and Portland streets.

8th. Your committee also recommend that the amount deducted from the judgment (about \$200) in the case of the marine slip be divided pro rata between the water assessment and the general assessment.

The report was adopted as submitted save clause 3 which was struck out.

On motion of Councillors Smith & Hyde resolved That His Worship the Mayor be authorized and instructed to issue bonds to the amount of \$3000 for the purpose of paying the Humphrey claim.

On motion Wm H. Crane was appointed a public weigher at the request of the Dartmouth Coal & Supply Co.

It was decided that the court of appeals meet on Monday, June 3rd, at 7.30 o'clock to hear cases against the sewer frontage. Councillor Hyde stated that owing to ill-health he was not able to attend to his duties of chairman of the street committee. He therefore requested that the council relieve him of this duty. Upon motion of Councillors Glendinning and Allen, Mr. Hyde's request was complied with and Councillor Oland was elected to fill the vacancy thus caused.

Minutes of accounts were passed & the Council adjourned.

Approved  
17th June  
Mayor

Wm Elliot  
Town Clerk

Dartmouth,  
(Tuesday) May 25 1895

The Council met this evening at 7.30 o'clock  
Present, Mayor Steno, Councillors Allen, Dr  
Smith, Glendinning, Smith and Oland, also  
Recorder Russell. Minutes of last meeting  
were read and confirmed.

W. Fraser  
Stone

Electric Light  
Wm Rd & Lyle St.

J Walker re lot  
Maple St.

Railway-  
Terminal  
Facilities

The street committee reported that in reference to the alleged claim of Mr. Donald Fraser, that they did not know anything about any former street committee having purchased six hundred tons of stone from him. Therefore his claim could not be entertained. The committee also recommended that an electric light be placed at the corner of Windmill road and Lyle street. The report was adopted.  
An application from Fred Walker asking to have the use of a certain field on Maple street for the summer was referred to the public property committee. The field asked for is said to be a street, but has never been opened to the public.

The Common Railway matters reported as follows:

Your committee beg leave to report that they have fully considered the increased requirements for terminal facilities that will be needed in the opening of the Dartmouth branch, and find it quite impossible for the freight traffic to be carried on with the present accommodation;  
And whereas, the present accommodation has only afforded room for eight cars; (all the required car-room being obtained at Richmond); with the new branch siding room will be required for one hundred cars.  
Your committee, taking into consideration that the new branch will lessen the distance from Windsor Junction to Halifax harbor by three miles and will be free from the heavy grades which occur on the old line, and also considering the cramped terminal facilities in Halifax and the large amount of room that can be obtained in Dartmouth, with a water front that is not surpassed in Halifax, we feel that those advantages should increase for Dartmouth facilities for the shipment for a large portion of the outward bound freight, especially coal, lumber, cattle, etc. Your committee have interviewed the present managers of the Furness line, and they assured us that Dartmouth would suit them as well, or better, than Halifax as a shipping point.  
Your committee after thoroughly examining the different properties on the water front suitable for the aforementioned purposes were led to believe that the expropriation of the several properties mentioned in the accompanying letter to Messrs. Kenny and Stairs added to the present station properties with the lower ends of Stairs and Water streets would furnish the best terminus that could be obtained on this side.

Following are copies of the correspondence that have been passed between the committee and Mr. Kenny:  
DARTMOUTH, May 20, 1895.  
To MESSRS. STAIRS AND KENNY, M.'s P.:  
Gentlemen,—Having wired you this evening in regard to terminal facilities at Dartmouth we now beg to explain more fully our views. As you are aware Richmond has been reduced to ashes and the opening of the branch called for enlarged terminal facilities here, and it would be very desirable to divide the traffic now going to Richmond and have the coal and lumber business done at the Dartmouth side. As the renewal of the wharves at Richmond to their original capacity will involve an immense sum of money that expenditure would be largely reduced by increasing the facilities at Dartmouth and would place Dartmouth in a position of being a material help to Halifax in case of a similar disaster in the future.  
Whether capacity for coal and lumber traffic is afforded here or not accommodation must be increased from the present capacity for eight cars to accommodation for one hundred cars. This will involve the expropriation of the Symonds and Stairs properties with Turner's hill cut down and used for filling in water front. The filling out of the material from Turner's hill 200 feet will give bold water, and by extending the present old Symonds wharf less than 100 feet of water will be available to float the largest ship. There would then be a water frontage far superior to the Halifax water frontage at one-third the cost, and an opportunity would always be open for further extension.  
We would call your attention to the great increase in traffic at this station during the eight years in which we had railway connection. The receipts at the station increased from \$20,000 the first year to over \$100,000 at the time that the bridge was destroyed. This increase going on even at the time that the Woodside sugar refinery was closed. In view of this large increase in the past we beg to urge the necessity of the extension we have mentioned.  
We would bring to your notice that the government has spent a large sum of money on this side for a quarantine station for cattle and this has not been utilized as much as it might have been, we presume from the fact that there is no wharf on this side from which cattle could be shipped. The reason of the present haste is that the claims of Dartmouth for facilities for the shipment of coal and lumber may be fully considered by the government before the re-building of the wharves at Richmond. The engineer's plan of the proposed station property asked for in the telegram is required to be laid before the contemplated town meeting to be held this week and then to be forwarded to you at Ottawa. As a very great interest in this matter is felt by the electorate of Dartmouth, we trust that you will use every effort to obtain the fullest possible railway facilities for this town.  
(Signed) M. A. B. SMITH,  
G. W. C. OLAND,  
W. MCY. SMITH.  
The following is the reply received from Mr. Kenny:  
HOUSE OF COMMONS,  
OTTAWA, May 21st, 1895.  
Gentlemen.—Immediately upon receipt of your telegram I had a personal interview with the minister of railways in reference to your request, and that gentleman promised me to give the matter his most careful consideration. Mr. Stairs formally called the attention of the government in the house yesterday to the destruction of property by the fire, and the necessity of steps being taken to have the necessary facilities supplied. I understand that the minister is awaiting reports from his officers who are now examining into the matter at Halifax.  
I remain, gentlemen,  
Yours faithfully,  
T. E. KENNY.

The report of the Com  
was adopted

adjourned  
Capt Elliot  
J. Fowler

Approved  
Wm Steno  
Mayor

Dartmouth

Thursday, June 27, 1895

The Council met this evening. Present Mayor Stems, Councillors Oland, Smith, Hyde, Gledinning, Smith & Bland.

Minutes of last meeting read & confirmed.

Railway -

Took bridge  
Canal Lock

Tony St.  
Water Extension

Pol. Brennan leave of abs.

Electric Lights  
Method of hanging

R. Miller  
Sewer Rates

Sewer Rates  
60 ft. limit

R. McElmon  
Assessment

G. E. Franklyn  
Assessment

Town Auditors  
report.

July 1st.  
declared a civic  
holiday.

Coun. M. A. B. Smith stated that on account of the railway committee having just received some very important information they were not ready to present any report further than to say that instead of the former location being selected for a passenger station the committee would recommend that it be built near the ferry and also that the railway yard be located in Falconer's field.

A letter was read from Mr. Goudge, manager for the Starr Manufacturing company, stating that if the council so desired they could build a hand rail on the footway at the dam near the foot of First lake, but the company would acknowledge no claim of the town upon the property. The letter was referred to the street committee to have the rail built.

Albert Hutchinson et al. petitioned the council to have the water service extended from Canal street north into Toney street. The letter was referred to the water committee.

An application from Police Officer Brennan asking for a fortnight's leave of absence was referred to the police committee.

Councillor M. A. B. Smith brought to the notice of the council the dangerous condition of the street electric lights. He said they were "much too low and being in the centre of the street were a menace to people driving," and "also on account of their being strung on wires were very unsteady on windy nights." He preferred to have them attached to a branch on the poles. Councillors Oland and Hyde agreed with Councillor Smith and the matter was referred to the street committee.

Thomas K. Jenkins (agent for Robert Miller) acknowledged the receipt of a notice that Mr. Miller's appeal against sewerage had been dismissed by the court of appeals, and stated that he had written to his agent in England asking permission to contest the decision in the supreme court.

Councillors W. Smith and Oland gave notice that at the next meeting of the council they would move that the following clause of the sewerage act be struck out: "All properties situated at or near the upper end or termination of such sewer shall pay the same rate as if the sewer were to pass in front of such properties for their entire length, provided that in no case shall any such property be assessed for a greater length of frontage than sixty feet beyond the termination of the sewer, measured along the side line of the street from a point directly opposite to the end of the sewer."

The finance committee reported that in regard to the assessment of Robert McElmon the assessors had made an error and therefore he should not be held liable for the assessment of 1894. In re G. E. Franklyn's letter the committee were of the opinion that he should pay the taxes on the timber assessed to him as it was at the slip when the assessment was made. The report was adopted.

The town auditors reported they had examined the accounts, books and vouchers of the town clerk and found them correct.

Councillor Smith brought to the notice of the council that Monday next being Dominion day he would move that it be declared a civic holiday. Councillor Oland, in seconding the motion, made quite a patriotic speech in its favor. Other members of the council also expressed similar sentiments.

The motion was unanimously passed and his worship thereupon declared Monday, July 1st, a civic holiday.

assume responsibility for

to confer with the bo.

Mr. Miller

by laws, clause 2

included the value of the Bowman lot in the amt. charged McE.

Approved  
M. A. Stems  
Mayor

Adjourned  
Capt. Eccles  
Town Clerk

Dorchester  
Friday June 19 1895

The Council met this day at 8 pm.  
Present Mayor Henry Councils Allan Smith (Dr),  
Hale Gledhilling (Smith (H)) (Records absent)  
Minutes of last meeting were read & confirmed.  
Councils Smith & Allen moved the  
following resolution, Whereas Sec two of the  
Sewer Act is oppressive and calls for the pay-  
ment of sewers that does not exist. Therefore  
resolved that the said section be erased from the  
By Laws of the Town, which being put to vote was  
carried Councils Smith disscited (Councils Hyde  
& Gledhilling not then being present.

Sewer Rates  
60 ft. limit.

Railway

The Committee appointed to look after the interests  
of the Town as regards increased Railway Terminal  
facilities has reported as follows: That they have  
endeavored since last report to further the Town interest in  
this matter in every way that seemed to them would avail.  
In the matter of a delegation from the Town to Ottawa the Com-  
were informed that it is certain no supplementary estimates would be  
brought down for any purpose whatever. The Com. felt that Messrs  
Kenny & Stairs would use every effort to present the case for the Town.  
On June 28 the Com. forwarded a letter to Messrs. Kenny & Stairs urging  
after the best consideration possible what seemed best as regards  
terminal facilities & wharves for the shipment of outgoing  
freight. A plan of that portion of the show involved in the  
proposed extensions prepared by Mr. Morrison was also  
forwarded. The Com. were more and more convinced  
that a site South of the Ferry for the shipment of outgoing  
freight would cause such traffic at the foot of Portland St  
by the ferry as would be dangerous to the travelling public.  
They can find no better site for a railway yard &  
wharves, than that known as Falconer's field which  
could be added to if necessary by the purchase of the  
adjoining property, known as the Dawson property  
the figure for which has been stated at about \$10,000.  
The Com. were informed by J. E. Kenny M.P. that the Minister  
of Railways will himself be in Halifax within a month in all  
probability, & they Com. thought that further effort might be  
deferred till then, & further that the most important thing

now is to endeavor to have the present terminus enlarged out of what we can do the government have at their disposal for maintenance. The Com. recommended that the Council request the Ferry Commission to permit the construction of a platform on the Ferry. It is proposed that the ferry to be used as a siding & that in the event of this being granted the Railway Department be asked to run all trains to this siding before or after they call at the Station for the convenience of passengers going on to Halifax who desire to travel by the Dartmouth branch. The report was adopted.

Electric Street Lamps.

The Com. on Streets and Public Property reported that they had considered the question of the position of the Electric Street Lamps referred to them & having consulted Recorder Russell learn that the Council can under the agreement with the Electric Light Co. request the Company to change the height and manner of arranging the lights as by and accompanying written opinion. The Com. recommended that the Company be required as soon as convenient to place all the lights according to the plan adopted by the Town of Windsor viz that they be put upon a straight bar from the posts of same size & style as those used in Windsor, all to be of uniform size and neatness.

Public Cemetery

1. The Com. also recommended that in view of the fact that all the lots in the Public Cemetery had been sold, that the vacant piece of land lying between the southern boundary of the cemetery and Stair St. be taken in and fenced in similar style to the fence now surrounding the cemetery, & the ground taken up & the stone removed. As there are no funds at present available for this purpose the Com. recommended that a sum sufficient for the work be placed in the estimates for next year. 3. Re Foot

Foot bridge Canal Lock

bridge over Canal Lock. Nothing has been done since the last meeting of the Council as the Stm Mfg Co. stated that it would not be convenient for them to have a bridge across the top of the bulkhead, as it would make it difficult of access in case of repairs & suggested that the bridge be put across the Canal, say ten feet further East. Your com. would therefore recommend that a

blank bridge 3 ft wide, with a hand rail on each side be placed as suggested by the Com. at the expense of the Town. The cost will be within ten dollars. In view of the largely increased use of the Lakes this summer as a pleasure resort, the Com. recommended that the Supt of Highw. be instructed to have the bridge constructed at once. The report was adopted excepting the clause respecting the Cemetery which was referred back to the Com. to bring in an estimate of the cost of the proposed work.

The report of the Water Com. was read as follows:-

Water Com. report:-

Construction Act

Grav. Dock

Land Imp Co. Sewer Rates

Special Water Rates, made

Yong St. Eaten

Vacant Houses

Rules for Plumbers

To His Worship the Mayor and Councilors:

GENTLEMEN,—Your committee on water and Sewerage beg to direct the attention of the council to the fact that an act of the legislature passed in March last authorized the issue of debentures sufficient to pay off the Humphrey claim, but that debentures only to the amount of \$3000 were issued. The balance of \$57 required to meet this claim was borrowed from the small residue of the original water and sewerage construction account. As the latter fund is almost exhausted, your committee are of opinion that the sum should be paid back to the original construction account. Your committee have long been opposing all unnecessary expenditures which would exhaust the capital as the expropriation of the watershed etc, etc. At this time however it is necessary that even the draft of \$57 be paid back into the capital account. Your committee has further to report that owing to the original construction account being almost exhausted, there are no funds to complete the obligations resting upon the town to extend the water service to house owners on the line of the water pipes, as provided by Sec. 30 of the consolidated water act.

Your committee having consulted His Honor the Recorder beg to submit the following clause taken from the accompanying written opinion, viz., "the council under the provisions of Sec. 11, acts of 1895 can provide by anticipation for such amounts as may reasonably be estimated to be called for during the current year."

The following clauses in the water act are those on which the above opinion is founded.

Section 30. The service pipes for water supply to houses, buildings or establishments shall be carried at the public expense from the main to the side line of the streets when it shall seem expedient to the town council to lay such pipes, or when required to do so by notice in writing from the owner of any house or building opposite to which a main is laid.

Section 11. Acts of 1895. The mayor of the town shall issue such and so many debentures as at any time may be found requisite upon resolution of the town council to liquidate any obligation or obligations incurred before the passing of this act or in consequence of anything done before the passing of this act in connection with the construction of the water works or the purchase or expropriation of lands for, or in connection with the water service of the town, such debentures shall be in the form in Schedule A. Chap. 68 of the acts of 1892, save that the rate of interest therein shall be determined by the town council.

Your committee would therefore recommend that the mayor be authorized to issue debentures for the sum of \$500 which including \$200 outstanding debt for house-trenching will be required to complete constructions for house owners.

Your committee beg to recommend the adoption of the following resolution respecting the recent method employed for the reduction of the general assessment on the Halifax Graving Dock Company, which if not readjusted with the water service would deprive that service of the whole of the revenue for water from that property.—

Whereas, by resolution of the council the judgment recovered by the town against the Halifax Graving Dock Co. for water rates has been reduced by the sum of \$240 for the purpose of effecting a reduction in the general assessment of the company, and it is unfair that the water service should bear the amount of such reduction.

Therefore resolved, that the said sum of \$240 be refunded, to the water service for the general revenue of the town, and that the mayor be authorized to sign a check for that amount and pass the same to the credit of the water committee.

Your committee have had an interview with Messrs McPherson and Brookfield, representing the Halifax Graving Dock Co. respecting their claim that their property is over valued. They have also received several communications from them, all of which your committee herewith submit. On July 8th, your committee adopted the following resolution which was sent to the Halifax Graving Dock Co. and which your committee now recommend for your adoption. Resolved, that the committee recommend that in determining the relative value of the property of the Halifax Graving Dock Co. under and above water for the purposes of the resolution of the council passed on April 11th, 1895. The same to be determined by the appraisers, one to be named by the company, another by the council and an umpire by the two so selected. The Dock Co. approved of this proposal so far as is indicated in their letter which is herewith submitted in which also they named Mr. Crandall as their appraiser. In reply your committee notified the Dock Company that they would recommend Mr. G. A. Crathorne be appointed appraiser for the town. Your committee now recommend that the said G. A. Crathorne be appointed appraiser in this matter.

Your committee would call attention to the fact that the balance of \$59.01 is due to the Halifax Land Improvement Company for the privilege of crossing Sullivan's pond, so called, with the main pipe line, which privilege was purchased from them per agreement, dated April 21st, 1892. The company request, per letter dated Sept. 17th 1894, that this sum be allowed on the amount of \$62.50 due by to the town for sewerage rates on their property fronting on Canal St, and have tendered the balance \$3.49 to make up the \$62.50 due the town.

Your committee can see no objection to this proposal which implies taking the amount out of the construction account and paying it into the sinking fund. Your committee therefore recommend that the requests be complied with, to close out this long standing account. Your committee recommend that this amount be paid out of the \$500 for which debentures your committee have asked that debentures be issued, according to the act of 1895.

Your committee have considered the letter of Mr. A. Hutchinson asking that the water service be extended along Tony street. Your committee recommend that Mr. Hutchinson be informed that the council cannot entertain any such proposal until the street is decided to the town.

Your committee have received a communication from Messrs Power & Co. carriage builders, Portland street, asking that water be granted them for the purpose of running a water motor. Your committee recommend that the request be granted and that the special rate to be charged be \$30 for one year.

Your committee recommend that the special rate of \$5 be charged Alex. Hutchinson for water for mixing plaster at his workshop on Ochterloney street.

Your committee recommend that the following special rates be adopted respecting hose for washing waggons:

- Livery stables.....\$6.00
- Private stables..... 3.00

(9.) Your committee recommend that the special rate for water for the Laundry of

Hop Wah, in Dr. Cogswell's building, Portland street, be \$6 for one year only.

(10.) Your committee recommend that circulars be issued allowing ten days grace from this date for the payment of all overdue water rates due up to May 1st 1895, and that if not paid at that date, legal steps be taken to enforce collection.

(11.) Your committee recommend the following additional clauses to the regulations relating to the water works of the town:

(a.) If any house or tenement becomes vacant the town clerk's office shall be notified. The superintendent will at once cause the water to be shut off, until the house or tenement is again occupied, and on application from the owner will let it on again without expense to the owner. Otherwise full rates will be charged and no rebate will be allowed.

(b.) Rules for Plumbers. Plumbers will not be allowed to start on any work until they have a written permit, signed by one of the commissioners or the superintendent or his regular appointed assistant. Every plumber who shall set up any pipe or fixture in connection with the water works or sewers, or shall make repairs, upon additions to, or alterations of the same shall within three days after the same, fill out and return to the superintendent the blank form permit, showing the number and kind of fixtures, location of stop box etc, under a penalty not exceeding twenty dollars.

Quarrell St.  
Sewer - Blow off

Town Clerk's  
Salary ~  
Water Dept.

Estimates.  
Water - 1895-6

(12.) Your committee recommend that a blow off be placed at the foot of Quarrell street, for the purpose of flushing the sewer on Water street, which is in a very blocked condition, this to be paid for out of the maintenance account.

(13.) Before submitting the estimate of the rates to be charged for water for the current year, your committee beg to call attention to the fact that the town clerk has been acting as secretary to the water department of the town for more than two years. This service involves more official work than any other service of the town, and comprises fully one third of the work done in the town clerk's office. For the guarantee of the faithful performance of the same, the town clerk has been required to furnish additional bonds to the extent of \$2000. For all this however the town clerk does not receive one cent more than before the introduction of the water system. Further it was understood that when he undertook the secretaryship of the water department without additional salary, he did it only for a time. Your committee therefore recommend that a sum be placed in the estimates for the secretary of the water department for the current year.

Your committee beg to submit the following estimates of the rates to be charged for the water service for the year 1895-96:

Total val for Domestic purposes \$646,500  
" " " Pipe rate..... 228,465  
" " " Fire rate..... 180,775  
Maintenance account:—  
Deficiency May 1st., 1895.....\$21.61  
Interest —  
1 year on \$135,000 bonds 4 1/2 p. c. \$6075.00  
1/2 " " 3,000 " " " 67.50

Total \$6142.50  
Superintendent's salary.....\$175.00  
Int. over draft at bank..... 23.92  
Labor, Printing &c..... 200.00  
Office work..... 200.00  
Gross annual charge.....7063.03  
Receipts:—  
Amt. overdue water rates May 1, '95 \$884.46  
Special rates:—  
Ferry.....\$550.00  
Hospital Insane..... 200.00  
Sugar Refinery:—  
Bal. on min. amt.....\$116.66  
For water used..... 100.00  
Int. on Meter..... 31.20  
\$248.16

Judge & Mara.....\$200.00  
Electric Light..... 16.00  
R. Moseley..... 45.00  
P. Douglass..... 25.00  
J. N. McElmon..... 30.00  
N. Evans..... 25.00  
Christ Church..... 25.00  
Graham & Keeler..... 12.00  
Wambolt..... 6.00  
Others, say..... 40.00  
W. C's 90 @ \$4..... 360.00  
Horses & Cows 132 @ \$1..... 132.00  
Shops 10 @ \$3..... 30.00  
Lodge & Bank *Tax*..... 2.00  
Barber Shops 1 @ \$6..... 6.00  
Hose 30 @ \$1..... 30.00  
Hose 6 @ \$6..... 36.00  
\$2016.16

Hx. Grav. Dock Co. '94-95..\$165.00  
Int. on Sinking fund and  
Sewer Frontage..... 600.00  
Sale of Grass on town lands 35.00  
Fire rate \$180,775 @ 15 cts.  
per \$100 ..... 271.17  
Amt. due from Hx. Grav-  
ing Dock Co. being water  
rates due to May 1 '94 ~~re-~~  
ferred from general assess-  
ment..... 240.00  
\$1213.79  
Maintenance.....\$7063.03  
Receipts..... 4213.79  
\$2849.24

The above will give a domestic rate, within a fraction, of 40 cts per \$100, and a pipe rate of 20 cts. per \$100. Your committee are very much gratified to be able to present so favorable a rate for water for the current year, which means a reduction in the pipe and domestic rate of one-third of that of last year. The fire rate has also been reduced from 20 cts. to 15 cts. Your committee feel at the same time that these rates are sufficient to yield a revenue in advance of that required for maintenance of the water service, and that as far as they are able to foresee, it will not be necessary to raise the rate in the future.

M. A. B. Smith.  
Sgd. { J. W. Allen.  
Frank Hyde.

It is recommended by the following members of the water committee, that a salary of \$200 be placed in the estimates for the secretary of the water service.

J. W. Allen.  
Frank Hyde.

It is recommended by the minority of the water committee, that in view of the fact that an assistant has been placed in the town clerk's office, since the introduction of the water system, at a salary of \$130.00, which assistant's salary is likely to be increased, that the salary of the secretary of the water service be \$100.

Sgd. M. A. B. Smith.

The report was taken up & read clause by clause. The first clause was read & adopted on the following vote:—  
Comms Smith, Allen & Hyde voting for, Comms Smith (W.) & Glendinning against.  
The 2nd clause being read was ruled out of order by the Chairman. Comms Smith (Dr.) appealed from the decision of the chair, <sup>the matter being put to vote</sup> the decision of the chair was not sustained on the following vote: ayes Comms Glendinning, Kay, Comms Smith, Allen, Hyde & Smith (W.).  
The other clauses of the report down to & inclusive of the 14th were read & adopted, Comms Glendinning gave notice of reconsideration of clause 13.  
The report of the Com was adopted, subject to Comms Glendinning's notice of reconsideration of Clause 13.

J. Strum  
(Dawson St.)  
Assessment

Letter read from John Strum stating that he had been assessed this & last year for property on Dawson St. which he had sold three years ago to the Maple Grove Rec. Club. He was therefore no longer liable for the taxes. On motion resolved that Mr. Strum be informed that the Council regrets it has no power to deal with the matter.

J. Forsyth  
Sewer Rates

Letter read from J. Forsyth stating that he had appealed from his Sewer rates, and did not receive a notice of the meeting of the Court of Appeal. On motion of Councillor Smith (Dr.) the letter was referred to Recorder Russell for his opinion.

S. Sutherland  
app'd. Neighbor

S. Sutherland applied for the position of Public Weigher. On motion he was appointed.

H. Murphy  
Messenger  
Resignation

Harry Murphy, messenger tendered his resignation to take effect 27th July and requested that a recommendation be granted him under the seal of the Town. On motion the resignation was accepted & his request granted. The matter of filling the vacancy was referred to the Finance Com.

Petition  
Electric Light  
Pelzant St.

A petition was read from a number of ratepayers on Pelzant, John & George Streets requesting that an electric light be placed at the corner of Pelzant & John Sts. & that Pelzant St. sidewalk be repaired. Referred to Street Com.

Approved  
M. H. Stone  
Mayor

Adjourned  
Capt. Elliot  
Town Clerk

Dartmouth

Friday, Aug. 9, 1895

The Town Council met this day at 7:30 pm. Present, Mayor Stone, Councillors Allen, Smith, Hyde, Glendinning, Smith and Oland, also Recorder Russell.

Town Clerk's  
Salary  
Water Dept.

Minutes of last meeting were read & confirmed. Councillor Glendinning moved seconded by Councillor Smith, that clause 13 of the Water Com's report adopted at last meeting be reconsidered. The clause was

read at the request of Com. Hyde. The motion was put and negatived, the mover and a second voting for it the other councillors against. Councillors Oland & Hyde then moved the following: Resolved That as the present salary of \$1050 for the Town Clerk is paid out of the general assessment of the Town, and as a large portion of his time is taken up attending to the clerical work & duties of the Water Service, Therefore resolved that his salary be \$1200 per annum & that the sum of \$150 be placed in the Water estimate this year to make up that salary, and in future the proportion of said salary to be charged in the general assessment of the Town be \$900 in the Water Service \$300. The motion was lost. Com. Oland, Hyde & Allen voting for Councillors Smith (W), Smith (Dr.) & Glendon voting against the Mayor giving casting vote against the motion.

J. Gates  
appointed  
Messenger.

The Finance Com. reported that they had appointed master Fred Gates to the position of messenger per term at the usual salary of \$150 per week, & recommended that the appointment be confirmed by the Council. The report was adopted & the appointment confirmed.

Catch Pits -  
cleaning of

Com. Oland, Stacey & G. moved The Street Com. recommended that the cleaning out of catch pits should be chargeable to the Water Service & not the Streets, & that a catch pit be placed by the Water Service at foot of hill on Pine St. The report was adopted, Com. Smith (Dr.) & Smith (Ch.) dissented.

J. Forsyth's  
Sewer Rates

Recorder Russell reported as follows re. John Forsyth's letter referred to him: I think it is competent for the Council to appoint a time for a sitting of the Sewerage appeal Court to deal with any cases filed within the Statutory time which for reasons that may seem to the Court sufficient were not dealt with at the regular sitting. Speaking for myself individually I should think Mr. Forsyth's case one of that class, but I think it must be for the Court in each case to determine whether the reason for not proceeding with the appeal at the proper time is sufficient.

R. Humphrey  
Claim

Letter read from Wallace & McKay Solicitors for R. Humphrey claiming \$800. for the right of way across land under Lamont Lake. Referred to a Com. consisting of the Mayor & Recorder Russell to arrange a settlement.

S. Sutherland  
Claim

Letter from Harris Henry & Cahoon Solicitors for S. Sutherland was read claiming wages as an employee of the late Water Commission in stopping leaks on the main pipeline in 1892. Referred to same committee for settlement.

Pedlar's  
License

Councilmen Glendinning & Smith<sup>(W)</sup> moved that an ordinance be adopted under the authority of ~~cap~~ Sec. 296 of the Towns Incorporation Act of 1895, to be entitled An ordinance respecting Hawkers, Petty Chapmen or Pedlars, and persons doing business within the Town of Dartmouth, but who are not assessed therein. Accepted as notice of motion & the proposed by law was referred to the Com. on Licenses to consider & report upon at next meeting.

J. Snow  
Poll Tax

Letter read from Isaiah Snow stating that he had been assessed & paid poll tax in Dartmouth, he also paid a poll tax in Sackville where his family resided. He thought he ought to be relieved from payment of the Tax in D. It being understood that his domicile was in Sackville the Town Treasurer was authorized to refund the amount.

Auditors  
Report

The usual report of the Auditors with the statement of finances to June 30/95 was read & ordered to be filed.

J. R. Graham's  
Sewer rates

Letter read from J. R. Graham requesting that his sewer rates on property corner of Water & Chatterbury St. be reduced. Referred to Court of Appeal.

Court of Appeal  
Sewers

It was decided that the Court of Appeal would meet on Thursday 15th inst. at 8 pm to hear the cases of Mr. Forsyth & Mr. Graham.

Clerk of Water  
Dept.

Councilmen Hyde & Oland moved the following: Resolved, that a young man be appointed as Clerk and Treasurer of the Water Dept. at a salary not to exceed the sum of \$500 per annum. Accepted as notice of motion.

A large number of accounts were passed & the Council adjourned.  
 approved  
 Mayor  
 W. C. Clark

# Dartmouth

Wednesday, Sep. 25. 1895

The Council met this evening at 7.30 o'clock  
 Present, Mayor, Stems, Councilors Allen, Glen-  
 dining, Smith (Dr), Smith (H), & Hyde, also  
 Recorder Russell.

Minutes of last meeting were read & confirmed.

North King St  
Water Extension

Crichton St

Railway passenger  
platform at  
Ferry.

Mr Leslie  
applies as revisor

Water Deb. \$500.

Water rates  
turnoff.

Electric Lights  
Charge for water

Street report

Electric  
Lights

A petition signed by the residents of North street and the north end of King street, asking for water and sewerage extensions in those localities, was referred to the water committee.

A petition from the property owners on Crichton avenue, asking that this thoroughfare be put in proper condition for travel was referred to the street committee. The railway committee reported recommending that two members of the council be appointed to meet a like number from the ferry commission to form a joint committee to arrange for the erection of a passenger platform on the commission's property. The report was adopted.

A letter was read from Mr. Jago, secretary of the commission, informing the council that the commission had decided that a passenger platform could be more conveniently erected on the eastern side of the track, which would not interfere with any buildings belonging to the commission. This was referred to the railway committee.

An application from Mr. I. G. Leslie, asking to be appointed town assessor, was ordered to be placed on file.

The water committee's report stated that bills owing by the town for water connections are being pressed for payment; these expenditures were authorized at a previous meeting of the council to be paid by the issue of debentures, and that the conduct of his worship the mayor in refusing to sign these debentures prevented payment of the accounts. Your committee would submit again that the borrowing of the sum of \$500 is legal, according to the opinion of the recorder. Further, that the wish of his worship to place the burden of \$500 upon the maintenance account of this year and upon the present inhabitants of the town is derogatory to their interest by preventing the cheapening of the water rates, which have been burdensome in the past. Your committee therefore recommend the following: Resolved, that this council do hereby require his worship the mayor to sign at once the \$500 debenture authorized by the council to be issued for service pipes; and further resolved, that the town clerk is hereby required to sign no cheques for trenching, etc., payable out of the water maintenance account.

The committee further recommended that October 10th be the date fixed after which the water shall be turned off from properties the owners of which are in arrears for rates; that the sum of \$16.50 be charged the Electric Light company for water used from November 1st, 1894, to November 1st, 1895. The committee also laid on the table, to be dealt with at the next meeting, an act respecting the mode in which it is expedient to levy the water rates by means of separate valuations to be placed on houses and land on which the house stands.

The report was adopted as a whole.

His worship the mayor repeated his intention of signing no debentures to borrow any money until he was authorized to do so by the citizens.

The street committee reported that work was completed as far as the money would allow them to go, and that the overdraft of \$500 of last year was paid off.

The Com. further reported that the two Electric lights provided for in the estimates have been placed on the Streets, one at the cor. of Lyle St. & Windmill Rd. the other at cor. of John & Pelzant St.

Street work

Catchpits

Public Cemetery

Attention was called to the large amount of work done for the small amount of money allowed. It was strongly recommended that a larger sum be placed in the estimates for next year, as some of the sidewalks are in a very bad condition. There is need of several catchpits to save the streets from being washed away, one at the corner of Edward and North, one at the corner of Ochterloney and Westworth, and another at the corner of Prince and Boggs streets. The committee also brought to the notice of the council the necessity of enlarging the public cemetery. This can be done by moving the south fence on the line of Stairs street and the clearing of the ground at a cost of about \$200. This report was also adopted as a whole.

H. Phenor  
Common Lot

Letter read from H. Phenor applying for the usual deed in fee simple granted to holders of 'Common' lots on payment of the commutation money. The Mayor was authorized to sign the deed of the lot.

Auditors  
Report

The Auditors reported <sup>that</sup> the books and accounts of the Town Treasurer were in order & correct & submitted statements for the several services of the Town up to Aug. 31/95.

Collection  
of Taxes.

On motion of Councilors Hyde & Smith (Dr.) Resolved That the Town Clerk be instructed to prepare a list of all ratepayers owing taxes for the present year & that the same be handed to the Police with instructions that they call on all delinquents and endeavor to collect said taxes.

Ordinance  
re Hawkers.

The License Com. reported up the proposed Ordinance relative to Hawkers & recommended that the alterations suggested by them be adopted & that the Police be instructed to carry out the same to the full extent. The ordinance was read, as follows:-

An Ordinance respecting Hawkers, Petty Chapman, or Pedlars, and persons doing business within the Town of Dartmouth, but who are not assessed therein.

The Town Council of the Town of Dartmouth hereby enacts as follows:-

1<sup>st</sup> Every Hawker, Petty Chapman or Pedlar, and all persons carrying on other petty trades within the Town of Dartmouth, and persons who carry on business therein but are not assessed on real or personal property within the said Town, and paying a tax of at least ten (\$10) dollars, and all persons who go from place to place, or their men's houses on foot within said Town, or with any animal bearing, or drawing, any goods, wares or merchandise or in or with any boat, vessel or other craft, or otherwise carrying goods, wares or merchandise for sale within said Town, shall, on and after the passing of this Ordinance, take out and procure a license from the Town of Dartmouth, and every person so licensed shall be subject

Ordinance  
 re.  
 New Kers &c

to the provisions of this Ordinance.

2<sup>nd</sup>. The foregoing section shall not apply to persons bringing to market in said Town, milk, vegetables or their produce the product of any farm owned or rented by the persons bringing to or offering such produce for sale in the Town, or shall prevent such persons or their servants from selling or offering such produce for sale, or shall prevent fishermen bringing to market in said Town and selling or offering for sale fish which they have themselves caught.

3<sup>rd</sup>. Every person mentioned in the said first section of this Ordinance who carries on his business or calling with any waggon, cart or other vehicle, shall on and after receiving his license and before selling his wares, have affixed in a conspicuous place on the outside of said vehicle or painted thereon the words "Licensed Vendor" and bearing their license number and shall keep the same so affixed or painted during the period, he shall hold his license.

4<sup>th</sup>. All other persons mentioned in said first section and not referred to in the next succeeding section, shall on and after receiving his license (and before selling his wares) wear in a conspicuous place upon the outside of his outer garment a suitable metal badge, upon which he shall show the number of his license, and shall continue so to wear said badge while prosecuting his business.

5<sup>th</sup>. No person shall allow or permit any person to use his badge, number, waggon, cart, vehicle or boat, other than his servant or some member of his family, and then only for the licensee's exclusive benefit.

6<sup>th</sup>. No person mentioned in the first section of this Ordinance shall cry his wares to the disturbance of the peace and comfort of the inhabitants of the Town.

7<sup>th</sup>. Every license issued under this Ordinance shall be good for one year from the issuing thereof, but may be revoked at any time by resolution of the Town Council.

8<sup>th</sup>. The fees for licenses under this Ordinance, to be not less than ten dollars, nor more than thirty dollars at the discretion of the Mayor or Presiding Councilors of the Town.

9<sup>th</sup>. No person who is by the provisions of this ordinance required to procure a license shall without such license vend or offer for sale any goods, wares or merchandise within the Town of Dartmouth.

Ordinance  
re.  
hawkers &c

After some discussion it was resolved, On motion of Council, Smith & Allen, that the Recorder be instructed to draft an ordinance in conformity with the report of the Committee, adopted at the meeting amending the present bylaw in accordance with such report & submit the same at next meeting of Council, and further Resolved that the Committee prepare a scale of fees to be embodied in such ordinance

Mrs. Strickton

A letter was read from Mrs. J. Strickton complaining of the condition of the hill on Cuckton St. Referred to Street Com.

Office Asst.  
Youngman

Council. Hyde withdrew his notice of motion re. appointment of a young man as office assistant.

A number of accounts were passed for payment, and the Council then adjourned.

approved  
Mayor

Wm. J. Lister  
Town Clerk

### Dartmouth

Thursday, Oct. 17, 1895

The Council met this day at 7.30 p.m. Present, Mayor Stearns, Councillors Allen, Smith, Hyde, Goodwin & W. Smith, also Recorder Russell. The minutes of last meeting were read & confirmed.

The Com. on Water & Sewerage recommended the following resolution for adoption by the Council:-

Whereas, His Worship the Mayor has been required by this Council to issue debentures to the amount of five hundred dollars to meet the expenditure required for the trenching which the town is bound to make under sec 30 of the Consolidated Water Act.

And, whereas His Worship has on two occasions before this Council refused to issue the said debentures.

Therefore resolved, that the Council does hereby request His Honor the Recorder to apply for a writ of mandamus on the Supreme Court to compel the Mayor of the Town of Dartmouth to issue the said debentures.

And further resolved that the Town Clerk is hereby instructed to draw no cheque for expense that might be incurred by the Mayor should he defend the suit.

\* The following opinion of His Honor the Recorder was then read

Water Deb.  
\$500

Mandamus

subscribed

Council, Smith (Dr.) & Allen moved that the Report be adopted, Upon the Recorder's advice being taken by the Mayor that the report was legal the motion was put by the Mayor and passed, Councils Smith (Dr.) Allen & Hyde voting "for" and Councils Smith (W.) & Glendinning "against".

Assessment Schedules

The Finance Com reported recommending in view of the provisions of the Town Incorporation Act 1895, That the Town Clerk be instructed to have the necessary Schedules and Notices printed for the assessors, as set forth in Sec 102 of said Act.

Sinking Fund

The Finance committee reported recommending that \$1,500 of the town's bank account, which is now drawing 8% per cent interest be invested in town of Pictou bonds at 4% per cent. The report was adopted.

Smoking fund

The following report from the water committee was then taken up and passed unanimously:

1st. That application be made to the governor in council that the provisions of sec. 14, chap 50, of the acts of 1895 be proclaimed to be in force and to take effect at once.

2nd. That W. L. Baras be permitted to connect his premises with the water and sewerage system.

3rd. That the premises of Arterias Eisner be connected with the water system for manufacturing purposes at a special rate of \$12 per year.

4th. That with regard to extending the water and sewerage system to North street the committee believe it would yield about 12 per cent. on the expenditure, but as nothing can be done in this matter until after the next session of the legislature the committee recommended that decision be deferred until then.

Water Act (new clauses)

W L Baras

A Lenor

North King St Extension

Railway terminal facilities

Councillor Dr. Smith on behalf of the railway committee reported verbally concerning the visit of Messrs. Kenny and Archibald to the town, and that he has since had the assurance of the latter gentleman that the prospects of obtaining the terminal facilities asked for were good.

He also said that he and Councillor W. Smith had had a conference with Messrs. Troop and Stairs, of the ferry commission, but these gentlemen did not seem inclined to grant permission to have a passenger station erected in the place desired by the council, but the matter was not finally settled.

Upon motion of Councillors Allen and Glendinning the following motion was passed unanimously:

Resolved, that the committee on railway terminal facilities is hereby instructed to urge upon the representatives of the Dartmouth ferry commission the importance to the town of railway passenger accommodation at the ferry.

Supt. Bishop wrote informing the council that he wished to be relieved of the work of delivering water rate notices as he did not think that it was work which properly belonged to him. Upon motion of Councillors Hyde and Glendinning it was resolved that hereafter this work shall be done by the policemen.

A letter from W. & H. Bazley, asking what amount the town council would charge to supply water to their lighters, was referred to the water committee.

A letter from Jos. Findley, complained of the erection of a wire fence on the west side of Tony street. The matter was referred to the Street committee.

A letter from the ferry commission, informed that Messrs. Troop and Stairs had been appointed a committee to act for them, in the proposed railway conference.

James Warner, secretary of the engine company submitted a letter, accompanied by the usual semi-annual report as to the condition of the apparatus, etc.

Water Notices

Bazley's lighters

Jos. Findley wire fence

Ferry Commission Railway

Engine Co. report

The following Schedule of fees to be charged for Licenses to be granted to peddlers & was referred to the Recorder to be incorporated in the proposed Ordinance.

Ordinance re Hawkers

Any Peddler, Petty Chatter, or Hawker.....	\$ 8 00	Retailing from boat or canoe.....	5 00
Any of same with Handcart or Wheelbarrow.....	12 00	Coal Hawkers, (coal only).....	3 00
Any of same with Horse and Wagon.....	20 00	Beer manufactured in Breweries.....	30 00
Every additional Horse.....	10 00	Carbonated Beverages.....	30 00
Retailing goods from vessel.....	10 00	Biscuits, Confectionery, fruit, etc.....	30 00
		Each laundry wagon or agent in town.....	15 00

Assessors  
Appointed

On motion of Council Hyde & Smith Resolved  
That Messrs J. Hansen & Lloyd and J. W. Tufts the  
assessors for the last year be again re-appointed as  
assessors for the year 1896 at a salary of \$300 per  
annum such sum to be in full remuneration  
of services rendered from said assessors should  
the new system of Water Assessment be adopted  
as provided in the Act of 1895.

Auditors  
Report

The Town Auditors reported that they had exam-  
ined the books & accounts of the Town Treasurer  
up to 30 Sep. last & had found them in order &  
correct.

Accts passed

A number of accounts were passed for pay-  
ment.

Water Oct.  
\$500

mandamus

the following  
resolution, moved by Ald. Smith and  
seconded by Ald. Hyde was adopted:

"Whereas a report has been presented  
from the water committee recommending  
that His Honor the Recorder, be instructed  
to apply for a mandamus, to compel the  
issuance of debentures required to meet the  
obligations of the town in connection with  
the water service.

And whereas an opinion has been handed  
in from His Honor the Recorder, concurred  
in by R. L. Borden Esq. Q. C., and W. B.  
Ross Esq. Q. C. affirming the duty of His  
Worship the Mayor to issue such debentures  
in accordance with the resolution of the  
council.

And whereas His Worship the Mayor has  
not had an opportunity of reading or con-  
sidering the said opinion.

And whereas it is not the wish of this  
council to engage in litigation of so unde-  
sirable a nature unless the same be found  
absolutely unavoidable.

Therefore resolved that the council hereby  
instruct His Honor the Recorder, to defer  
action upon the said report for three days  
from this date."

Approved  
M. A. B. Smith  
Sounding Council

adjourned  
Capt. Elliott  
Town Clerk

\* Recorder's Opinion:

By the Act of 1894, Chapter 38, Section 30,  
the Town Council is required upon notice in  
writing from the owner of any house or  
building opposite to which a main is laid,  
to carry the service pipe to the side line of  
the street on which such house or building  
is erected, at the public expense.

Water mains were laid in various parts of  
the town previously to the passing of this  
Act, or at all events previously to the passing  
of the Act of 1895, upon the effect of which  
I have to advise, and applications have been  
made to the Council for connections, which  
have been constructed in pursuance of the  
duty devolving upon the Council under the  
Act of 1894. Money is required for the pur-  
pose of liquidating the obligations incurred  
in the performance of this duty.

In 1895 an Act was passed, Chapter 50,  
Section 11, of which provides that "the  
Mayor shall issue such and so many debentures  
as may at any time be found requisite  
upon resolution of the Town Council to  
liquidate any obligations incurred in conse-  
quence of anything done before the passing  
of this Act in connection with the construc-  
tion of the water works, &c."

I have already given an opinion to the  
effect that this statute enables the Mayor, on  
the resolution of the Council, to provide by  
the issuing of a debenture or debentures for  
liquidating the obligations vested by the  
performance of the duty imposed upon the  
Council by the Act of 1894. That Act is  
imperative. It gives the Council no option.  
The property owner can compel the Council  
to make the desired connection with the  
main water pipe. The connections when  
made are as much a part of the water ser-  
vice as the mains themselves are. They  
come clearly within the term "construction  
of water works," used in the Act of 1895.  
That Act was passed for the obvious purpose  
of preventing the Council from being placed  
in the peculiar and anomalous position of  
being apparently compelled to construct  
public works without having the funds with  
which to pay for them. It carefully guards  
the ratepayers from being exposed to the  
danger of having new obligations imposed  
upon them without a popular vote, by having  
its provisions restricted to obligations, either  
incurred before the passing of the Act or  
consequent upon something that has been  
done before the passing of the Act. As to

expenditures made before the passing of the  
Act, or in consequence of application made  
before the passing of the Act, there can be  
no question whatever. I think the case is  
equally clear as to expenditures made after  
the passing of the Act, which are the neces-  
sary consequence of the steps taken before  
the Act was passed. True, if one chose to  
be metaphysical it might be suggested that  
these expenditures were not incurred immedi-  
ately or solely in consequence of the con-  
structing of the main pipe, but in part at  
least in consequence of the demand in writing  
by the ratepayer which was made after the  
passing of the Act. I am of opinion, how-  
ever, looking at the scope and purpose of the  
statute, and considering the irrationality of  
any distinction between connections made  
or called for immediately before and those  
made or called for immediately after the  
passing of this Act, both being alike depen-  
dent upon the existence of the main pipe  
constructed before the Act, that the statute  
was passed for the purpose of providing for  
both classes of expenditure. The obligation  
in either case is incurred in consequence of  
the construction of the main pipe before the  
passing of the Act. It may be well enough  
said to be merely contingent upon the  
demand in writing from the ratepayer and  
to be latent until that demand is made.

My opinion in brief is, that the obligations  
to pay for material and labor in making the  
connections demanded by property owners  
on streets on which a main was laid  
previously to the passing of the Act of 1895,  
is an obligation incurred within the meaning  
of the Act of 1895, in consequence of some-  
thing done before the passing of the Act in  
connection with the construction of the  
water works. I think that the Mayor is  
under a legal duty to issue debentures for  
the purpose of liquidating this obligation,  
and that this is a public official duty, the  
performance of which can be compelled by  
the prerogative writ of mandamus.

B. RUSSELL,

Recorder.

I concur in this opinion,

W. B. ROSS,

I also concur in the above opinion,

R. L. BORDEN,

Water Oct.  
\$500

Dartmouth

(Monday) Oct. 21, 1895

The Council met this day at 8 pm  
Present: Mayor Stearns, Councilmen Allen,  
Smith (Dr.) Hyde & Glendinning, also Recorder  
Russell.

Mayor Stearns  
resignation.

The resignation of His Worship the Mayor  
was read as follows:

Dartmouth Oct. 18th, '95.

To the Dartmouth Town Council:

GENTLEMEN,—I hereby tender my resignation as Mayor of the Town of Dartmouth to take effect at the earliest possible time, as owing to the resolutions passed at the last meeting of the council and approved by his Honor the Recorder, I am unable to guard the interests of the ratepayers and carry out my duties, as they appear to me to be correct.

Yours Respectfully,

W. H. STEARNS

Mayor.

Councilman Hyde then moved, seconded by Councilman Dr. Smith, the following:—

Whereas, The Towns Incorporation Act makes no provision for the resignation of the Mayor, it seems to be the intention of the Statute, that the Mayor serve out his term of office, and whereas no sufficient reason has been assigned by His Worship for seeking to be released of the duties of his office, and whereas the acceptance of such resignation, if not provided for by law might lead to serious questions affecting the legal position of the Council, & the validity of its proceedings. Therefore resolved, that this Council do not feel prepared to accept such resignation without a reference of the question to His Honor the Recorder, whose opinion in writing is required at the next meeting of the Council.

This was ruled out of order by the Mayor & he refused to put the motion, after some discussion Councilman Smith moved an adjournment which was carried.

Approved  
W. H. B. Smith  
President Council

W. H. Elliott  
Town Clerk



Town of Dartmouth, N.S.

I William H. Stevens do solemnly swear that I will be faithful and bear true allegiance to Her Majesty Queen Victoria. So help me - God.

Sworn at Dartmouth  
this 2<sup>nd</sup> day of Dec-  
ember A.D. 1895 before  
me

B. Russell

Stip. Magistrate in and  
for the Town of Dartmouth

W. H. Stevens

Town of Dartmouth, N.S.

I William H. Stevens do solemnly swear that I am duly qualified and required by law for the office of Mayor of the Town of Dartmouth, and that I will faithfully perform the duties of Mayor while I hold the office to the best of my ability. So help me God.

Sworn at Dartmouth  
this 2<sup>nd</sup> day of December  
A.D. 1895 before me

B. Russell

Stip. Magistrate in and  
for the Town of Dartmouth

W. H. Stevens

# Dartmouth,

(Tuesday) Dec. 10 1895.

The Council met this day at 8 p.m.  
Present, Councillors Glendinning, Allen Smith  
(Hon) Smith (Hon) Her, Hyde & Oland, also Recorder  
Russell, In the absence of the Mayor, Pres. Councillor  
Smith took the chair.

Minutes of last meeting were read & confirmed.

Railway Com.  
report.

The Common Railways reported as follows:-  
see report, page 79.

Councillors Oland & Smith then moved the following  
resolution which passed unanimously:-

Resolved, that the Town Clerk be instructed to have  
the report signed by the manufacturers and a  
number of leading citizens and send a copy  
of the same to the Minister of Railways and  
Messrs. Stairs & Berry M.P.

Sutherland  
vs. The Town

Writs in the suits of Sutherland vs. The Town  
and Swalt vs. The Town were read as well as the  
following reports thereon by His Hon. the Recorder

Swalt  
vs. The Town

"In the case of Sutherland vs. the town, the recorder reported as follows: "This case was referred to his worship the mayor and myself for settlement. We arrived at an agreement to pay a certain sum by way of compromise, without committing the town to the admission that the sum could be legally recovered. Before the amount was paid over it was attached by a party claiming to be a creditor of Sutherland. This was not brought to my knowledge until it was too late to appeal, and the order was made absolute and the papers handed to me by his worship the mayor. Since then the amount has been sued for by Mr. Sutherland, but the writ was not handed to me, nor were any instructions given me in the matter. I learned when it was too late that judgment had been entered by default and that the fire engine had been seized. Mr. Cahan, the plaintiff's attorney, has assured me that he would not have entered judgment had he supposed that the town intended to defend the suit, but as he has obtained judgment by default it will be necessary to move to set aside. As the matter stands now the town is under obligation to pay the amount to each of the two different claimants in consequence of my having had no timely instruction as to either of the claims."

Upon motion of Councillors Hyde & Oland the Recorder was instructed to take proceedings to have the judgment of Mr. Sutherlands claim against the Town set aside.

In the case of Swalt vs. the Town the Recorder reported as follows: "In this case Mr. Wallace informed me by letter on or about the 3<sup>rd</sup> of December, instant, that he was about to sue for the Swalt claim. I at once communicated his letter to His Worship the Mayor, and intimated that if he could assure me that the claim would be provided for, I believed that I could induce Mr. Wallace to await the action of the council, and thereby save costs to the Town. I received no reply, and no

meeting of council was called. The writ was accordingly issued to which I appeared, although without instructions considering that the council would not approve of my allowing judgment to go by default until a meeting of council was called.

Water Deb.

\$500.

Mandamus.

Councils Hyde and Allen then passed the following: Whereas, there is due to Mrs. Archibald Awaik, a considerable sum of money, constituting an obligation upon the town, incurred before the passing of chapter 50 of the Acts of 1895, in connection with the construction of waterworks for the town, and sundry other obligations exist which have been so incurred,

And, whereas, it is requisite to procure at least the sum of Five Hundred Dollars to liquidate obligations incurred before the passing of the said act, in connection with the construction of waterworks for the said town.

Therefore resolved that a debenture be issued in the form in schedule of chapter 66, of the Acts of the Province, for 1892, save that the rate of interest therein be four and one-half per cent.

Resolved, further that His Worship the Mayor be required forthwith to sign such debenture.

And, whereas His Worship the Mayor has repeatedly refused to sign the debenture for \$500. previously ordered by resolution of this council.

Therefore resolved, that in the event of His Worship the Mayor refusing or neglecting to sign the debenture herebefore provided for on tender of the same to him for his signature, the Recorder be instructed to apply for a mandamus to compel the performance by His Worship of such duty.

This was adopted, Councils Hyde and Allen voting for, Councils Smith and Glendinning against.

On motion of Councils Hyde and Allen Resolved, that Mr. Alfred Elliot, the Town Clerk be requested to act as prosecutor in the matter of the mandamus to be applied for under resolution of this Council.

J. Forsyth  
Sewer Frontage

J. W. DeWolf

T. F. Bowser

Est. J. Robertson

A letter was read from Mr. John Forsyth asking the return of money which he had paid on sewer frontage from which the court of appeals had decided that he should have been exempt. The letter was referred to the water committee, who were empowered to return the money if Mr. Forsyth's contentions were found to be correct. A letter was also read from J. W. DeWolf claiming that instead of the estate of the late J. W. DeWolf owing the town taxes the town was indebted to the said estate in the sum of \$4 for rental. This letter was referred to the street committee. A letter from T. F. Bowser calling the attention of the council to the state of the sidewalk in front of his house was also referred to the street committee.

Letter read from Foster & Foster Sols for Est. J. Robertson, complaining that the cellar of this

property was overflowed by water from an old drain on Ochlockony St. Referred to Water Com. to report on.

Robt Miller  
Sewer Frontage

Letter read from Robt. Miller J. R. Jenkins & Co. tendering \$106.82 in payment of Sewer Rates on his property corner of Wilson St & Ochlockony St & at the same time protesting against payment thereof on the ground that the Sewer was of no use to the property. Referred to Recorder for his opinion.

R. J. Hart

Letter read from R. J. Hart asking that the deed of land <sup>July 1st</sup> purchased by him at tax sale Dec 1914 be given him. On motion of Councils Oland & Hyde resolved that deeds of all properties

Tax Sale  
Deeds

<sup>last year</sup> sold under the provisions of the lien <sup>law</sup> which were not redeemed by the owners be granted.

Est. John  
Williams  
Assessment

Mr. J. Williams appeared before the Council & was given a hearing in reference to the assessment made on the Est. of Late John Williams, claiming that the property was excessively valued & that it was advertised under the lien law, without notice being given him. Referred to Finance Com.

D. Fraser  
Claim

An account from D. Fraser \$123.45 for stone was submitted, objected to & referred to Street Com. to report on.

G. A. Crathorne  
Arb. fee

G. A. Crathorne's fee \$25. for services as appraiser re. Marine Railway, assessment valuation was ordered to be paid. Councils Oland objected. A number of other accounts were passed.

Auditors  
report

The Auditors reported that they had audited the accounts of the Iron Measures up to 31st Oct & found them in order & correct.

Division of  
Ward Three

Councils Hyde & Oland moved the following which was accepted as notice of motion. Whereas, by the Act of Incorporation it is manifest that the intention of its promoters was to give each section of the citizens true and equal representation in the Council and in the management and control of the expenditure of the town. And, whereas, the number of assessed citizens in Ward One is 463, Ward Two 256, Ward Three 593. And, whereas, the area of Ward One is 563 acres, Ward Two 100 acres, Ward Three 930 acres. And, whereas, the length of the public roads and streets is in Ward One 5 1/2 miles, Ward Two 2 1/4 miles, Ward Three

Division

Ward Three

11 miles. And, whereas, from the foregoing facts it is manifest that the citizens of Ward Three have in no individual case, an adequate or equal representation in the Council

Therefore resolved, that this town be divided into four wards instead of three, as at present, and that the boundaries of Ward One and Two remain as at present existing, and that the boundaries of Three and Four be as follows.

**Ward Three.** All that portion of the town lying to the north of a line through the centre of Ochterlony Street, and west of a line through the centre of Wilson Street, and the continuation thereof, and Kingston's road, so called, to the northern boundary of the town.

**Ward Four.** All that portion of the town lying to the north of Ochterlony Street, and Brighton Road, and east of a line through the centre of Wilson Street, and the continuation thereof, and Kingston's Road, so called, to the northern boundary of the town.

Further resolved, that there be eight councillors for the town, two for each ward, and that the Recorder be requested to prepare a By-law, embodying the above in accordance with section 4 of the Town's Incorporation Act.

Adjourned

Wm. Elliot  
Town Clerk

Approved  
of Pres. Council

Railway Com  
report

At the recent meeting of the Town Council, the railway committee reported as follows:—

Your committee on railway terminal facilities beg to report as follows:—

About three weeks ago a report came to the notice of your committee that Government work on the Dartmouth branch had ceased. A letter was immediately sent to T. E. Kenny, Esq., M.P., stating to him what was being circulated in the matter, asking him for information and referring to the injustice to the town and loss to the citizens if such a report were true. A prompt reply was received from Mr. Kenny, promising to take immediate steps to ascertain the facts. On 22nd Nov. a second letter, enclosing the following telegram from Mr. Archibald, Government engineer, was received.

T. E. Kenny, M.P.

Your telegram, with enclosure from the Dartmouth committee, just received. As I explained to you personally a portion of the construction force was temporarily diverted for a few days. We hope to renew track laying in the branch next Monday. A large force has been working recently at the "Y" and siding at Windsor Junction, which is a part of the branch and which it is necessary to have completed before the branch is operated. Sgd. P. S. ARCHIBALD.

Your committee note in passing that it is satisfactory that the "Y" or turntable, which was promised at the request of the committee and citizens is being constructed and later, however, it was again reported that the work of grading and track laying had ceased. To ascertain the facts your committee, last Friday, visited the line. They found that there are about six miles of road to be graded and tracked. There are even portions which have not yet been touched, though these are short. As to work your committee found that the track ceased a short distance this side of the deep filling at the still water on Mr. Cook's portion of the road. Further, that all work of extending the track was at an end. Nothing being there to indicate the least activity. The road to all appearances being abandoned.

Your committee have personally interviewed some of the leading manufacturers and business men of the town, and were informed by all that the long delay in affording railway connections has been, and is causing serious injury, not only to the town in general, but to their various businesses.

The Starr Mfg. Co. informed your committee that they are put to loss and inconvenience in having to lighter the greater portion of their goods over from Halifax, every ton of iron costing 50 cents extra to get it from North Street.

R. J. Matheson stated very strongly the injury that is being done to his business in this long delay. Every 100 barrels of corn, flour, etc., which he sends to Halifax costs him \$5 extra for lightering it there. This also means a loss to the I.C.R., as his oats, barley, corn, etc., now comes through Boston and New York, instead of coming over the I.C.R. from the west.

Several of our leading grocers stated that they are handicapped in getting hay, flour, feed, etc., from Halifax. All have to be handled at great expense and inconvenience. The extra expense for example on one car of hay from North Street is \$10.

Oland's brewery which is a large receiver and shipper by the I. C. R. is at a great loss and inconvenience and is now increasing its malting capacity which will cause still further inconvenience.

Jas. Summards & Co., stated that the

want of railway connection costs them a great deal, and that the expense per ton of hauling iron, nails, etc., from North street amounted to full three times what it would if the train came into Dartmouth.

The Consumers Cordage Co., are suffering terrible inconveniences and they certainly have been expecting that the road would be completed this winter. The delay is costing them a considerable sum per day and if the line is not completed before March 1st, it will mean a loss of \$5 per day more.

John P. Mott & Co., assured your committee that the want of railway connection with the west is causing them great inconvenience and constant extra expense in hauling their shipments to North street and they are greatly disappointed to find that the branch is not likely to be completed this Autumn. The truckage and expense of bringing flour to Dartmouth means an increase in the price of that article to every consumer and not only flour but many other articles as well.

Your committee feel that not a moment should be lost as long as the season remains open to push forward the work and that every day railway connection with the outer world is withheld from Dartmouth means a serious loss to its citizens.

Your committee therefore recommend that a statement of the facts be forwarded to the minister of railways and a copy sent to Messrs. Kenney and Stairs.

# Dartmouth.

Dec. 12. 1895

The Council met this evening, at 7:30 &c  
Present Councillors Smith (Mr.) Glendinning  
Allen, Smith (Thos) Hyde & also Recorder Russell.  
Presiding Councillor Smith took the Chair in  
the absence of the Mayor

Mayor Stems  
resignation

The resignation of Mayor Stems was read  
as follows: "I hereby tender my resignation  
as Mayor of the Town as I consider it  
entirely unnecessary that further legal costs be  
burdened on the rate payers. Kindly give this  
your early attention and oblige." On motion  
of Council Hyde & Allen, Resolved That the resig-  
nation of His Worship the Mayor be accepted and  
that the Presiding Councillor be instructed to sign  
and negotiate the debenture for \$500 or due at  
the last meeting of Council, and to settle up the  
outstanding bills on capital account with the  
exception of the Sutherland claim now in litigation.

Water Deb.  
\$500.

It was further resolved on motion of Council  
Hyde and Smith as follows: "Whereas the resig-  
nation of His Worship the Mayor has been accepted  
& the Pres. Councillor has been instructed to sign  
the required debenture, Therefore resolved, that  
the mandamus proceedings be discontinued.

Mandamus  
discontinued

Dr. Milson  
apptd M.O.

Glendinning's Lane

Chief of Police  
re Water Notices

Medical Officer Milson's annual report  
was received. It was a lengthy document  
and stated that the general health of the  
town was good. It also set forth many  
good suggestions as to how the spread  
of infectious diseases could be prevented.  
Dr. Milson was, upon application,  
reappointed for another year at the same  
salary as heretofore. *Oct. 20.*  
A letter was received from Messrs.  
Pearson, Covert and Forbea. It dealt  
with the existing dispute between their  
client, William Wisdom and the town,  
with regard to the ownership of Glen-  
dinning's lane. The letter was referred  
to the street committee and the recorder  
to enquire into and report upon at the  
earliest possible time.  
A long letter was read from Chief of  
Police McKenzie asking to be relieved of  
the duty of delivering water rate notices.  
He did not think it was just that he  
should be required to take work which  
another official considered unpleasant  
and beneath his dignity especially as the  
said official is not overworked.  
He pointed out that 15 years ago the  
work of the town was performed by two  
men and now the same number are em-  
ployed and to them is added the work of  
truant officers, license inspector and now  
the additional work of delivering the  
water notices. He asked that he be re-  
lieved of the work of delivering the  
enormous mass of papers that is issued  
from the town clerk's office and that the  
work be performed by the other officials  
or that a boy be employed. The letter  
was referred to the police committee.

It was referred to the Special  
Com. appointed by the Board of  
Health - Sep. 27/95.

Approved  
M. A. B. Smith  
Pres Councillor

Adjourned  
Capt Elliot  
Town Clerk

# Dartmouth

Dec. 27. 1895

A meeting of the Council was held this evening  
 Present, Councillors Smith (De) Allen Hyde  
 Glendinning. W. Smith also Recorder Russell  
 Presiding Councillor Smith in the Chair  
 Minutes of last meeting read & confirmed.

Water & Sewer  
 extensions

The Com. on Water & Sewerage reported as follows:

Your Com. on Water and Sewerage beg to bring to your  
 notice that as the Legislature will probably be in session about  
 the eighth of January next, the time has now arrived to take  
 steps to learn the wishes of the ratepayers and obtain legislation  
 in the matter of the extension of the water or water and sewerage  
 system in those districts where application has been made  
 by house owners for the same.

Tony St.

Your Com. recommend that as to the first of these districts  
 namely Tony St. His Honor the Recorder be requested to  
 enquire into the present title of the Town to this street as far  
 as that portion off Canal St. is built upon, and if not  
 satisfactory, to have a deed prepared and signed by the  
 owner or owners giving the Town possession of said street, if  
 the said owners, as the petitioners for the water extension  
 state, are willing to present the street to the Town.

Your Com. find that the cost of making the extensions  
 referred to, the annual revenue to be derived from them, and  
 the interest on the amounts required to be borrowed, are as follows:

House connections	Cost of Extension	Annual Charge	Revenue
\$50.00	North and King Sts. 1960.00	43.20	38.00
20.00	Tony Street 177.10	9.00	24.00
18.00	Pine and Quarrell Sts. 372.75	18.00	26.00
\$ 88.00	1509.85	70.20	88.00
Add for house connections	88.00		
	1597.85		
Deduct Sewer Frontage on King and North Sts.	500.00		
	\$ 1097.85		88.00

The details of the above statement are herewith appended  
 from which it will be seen that the extensions will pay the  
 annual charge and leave a surplus.

Meeting of  
 Ratepayers  
 called.

Your Com. therefore recommend that a public meeting be  
 held at the Reform Club Hall to obtain the authority of the  
 ratepayers to borrow the sum of \$2000. and that the date of said  
 meeting be the twenty-first day of January next.

Railway

On motion the report was adopted.  
Letters were read from J. Stairs M.P. & E. Kenny M.P. acknowledging receipt of the resolutions recently adopted by the Council relative to the delay in construction of the Railroad from Windsor Junction to Dartmouth. Ordered to be filed.

R. Hambolt Cemetery

Letter read from R. Hambolt asking for a deed of the Cemetery Lot held by him. Referred to Recorder to report on.

Petition property owners Water St.

Petition read from several property owners on Water St. between North & State St. complaining of the storm water flowing onto their properties caused by insufficient drainage across Water St. Referred to Water Com. to report on.

Division Ward Three of Ward 3 (Austinville)

Petition read from a number of Ratepayers of Ward 3 (Austinville) praying that the present Ward 3 be divided into two Wards as contemplated by a resolution submitted by Comr. Hyde. Received & consideration thereof deferred.

A number of accounts were passed & the Council adjourned.

Approved M. H. B. Smith - President of Council

Wm. E. Elliot Town Clerk

### Dartmouth

Thursday, Jan. 16. 1896

The Council met this day at 8 pm. Present, Councillors Smith, Allen Hyde, W. Smith, Glendinning & Oland. also Recorder Russell.

Estate of Robertson Drainage

Minutes of last meeting were read & confirmed. The Water Com. reported as follows: - We beg to recommend in the matter of the request from the Estate of Robertson on Ochterlony St. that the Town open up the site of the old drain from their cellar between the extreme points on Ochterlony St. at which the Town destroyed the original drain and lay a cork or plank drain between the points, as the owners may prefer, also that the Town make connection with the old drain on Wilson Lane at the point at which the sewer in that street displaces Miss Robertson's original drain.

In the matter of the petition from owners of several houses