

4th. That whenever such appraisement of Property and appraisement thereon shall be completed and approved by the Mayor the City Clerk shall furnish the Gas Company contracting to supply such light with a copy of such Appraisement so that they may at their own Costs and Charges proceed to collect and realize the same in accordance with the provisions of the Act aforesaid and without any recourse whatever upon other parts of the City or City funds.

5th. That whenever any Person or persons who may be nominated by the City Council as Assessors under this Ordinance shall to the satisfaction of the said Council show himself or themselves to be unfit for the said Office or that it would be seriously injurious to him or them to take upon himself or themselves the duties aforesaid the said Council may annul his or their nomination and proceed to the appointment of another or more as the case may require but should any Person or persons without sufficient reason to the satisfaction of the said Council neglect or refuse to qualify himself or themselves for the duties of Assessors as aforesaid he or they shall respectively forfeit and pay a sum not exceeding Five Pounds and every Person serving as such Assessor or paying the fine aforesaid for not serving shall be exempt from the duties of the said Office for three years thereafter.

6th. That whoever shall wilfully maliciously carelessly or wantonly break throw down extinguish or otherwise injure any of the said lamps or the posts iron glass or other furniture to the same belonging shall forfeit and pay a fine not exceeding Five Pounds to be recovered at the Police Office in the said City upon due proof before the Mayor or sitting Alderman for the time being and an Execution as in cases of suit for small sums recoverable before the City or Mayor's Court may issue for the same against the property or person of the party convicted who may be committed until the same be paid, Provided always that the party against whom judgment may pass being dissatisfied therewith may appeal to the Supreme Court upon giving sufficient security to prosecute the same as is usual, *mutatis mutandis*, in the said City or Mayor's Court. Provided also that nothing herein contained shall extend or be construed to extend to prevent the City the Gas Company or any other party interested from recovering and receiving by suit at Law or otherwise any and all damages they

respectively may have sustained notwithstanding any prosecution or conviction for, or recovery of, the forfeitures aforesaid.

7th. That the amount of all fines and other sums recovered by or on behalf of the City under this Ordinance shall be kept at the Police Office and the amount thereof shall be added to the funds in the hands of the City Treasurer for the use of the said City.

"Approved and confirmed by the Lieutenant Governor
in Council.

(Signed) Rufus P. George.

An Ordinance in addition to an Ordinance formerly passed, respecting Dogs, and to tax and restrain the going at large of Dogs within certain parts of the City of Halifax.

Be it Ordained by the Mayor, Aldermen and Common Councilmen of the City of Halifax, in City Council assembled.

1st. That after this Ordinance shall come in force under the 5th Section of the Act entitled "An Act to incorporate the Town of Halifax," no Dog or Bitch shall be permitted to go at large in any Street, Lane, or Alley, nor on the Common, nor in any unenclosed or public place within the limits prescribed by the Act passed in the Eighth year of Her Majesty's Reign, entitled, "An Act for taxing Dogs in certain parts of the City of Halifax," until the owner or possessor of such Dog or Bitch shall have furnished the City Clerk with a description thereof, signed by the owner, and shall have paid a tax to the said Clerk as follows, that is to say:—upon every Bitch of three months old or upwards the sum of five Shillings upon every additional Bitch owned or kept by the same person or family the sum of ten Shillings; upon every Dog of six months old or upwards other than Bitches the sum of two Shillings and Sixpence; and upon every dog more than one Dog or Bitch owned or kept by the same person or family the sum of five Shillings each, nor unless such person or keeper shall cause a Collar to be constantly worn by such Dog or Bitch, having the name of the owner together with the number as entered of Record to be kept as hereinafter

(provided)

provided legibly written, stamped or engraved thereon.
 2^{ndly} That the owner or possessor of any Dog or Bitch who shall permit the same to go at large contrary to the provisions of this Ordinance, or who shall give in any false statement, or in any other way violate this Ordinance upon due proof and conviction of any of the cases aforesaid before the Mayor and sitting Alderman, or either of them shall forfeit and pay the sum of ten Shillings.

3^{rdly} That if any Dog or Bitch of which no keeper shall be discovered, or whose owner or possessor shall refuse or neglect to give a description, pay the tax or furnish a Collar as aforesaid, shall, by any of the Ward Constables, be found going at large, such Dog or Bitch shall be forthwith taken up or destroyed, and a report thereof made at the Police Office as hereafter provided.

4^{thly} That all complaints and suits under this Ordinance shall be made and brought at the Police Office in the said City before the Mayor or sitting Alderman for the time being, who shall summon and examine the parties and their witnesses upon oath, and give judgment and determine the several matters brought before them as other matters are tried and determined in the said Office, and execution may issue on the said judgment as in cases for the recovery of monies in the City or Mayor's Court.

5^{thly} That it shall be the duty of the City Clerk, by Handbills or otherwise, within three days after this Ordinance shall come in force, and annually thereafter so long as the same shall continue in force, to notify the owners and keepers of the canine species within the limits aforesaid, to furnish descriptions and otherwise comply with the requisites of this Ordinance, and he shall keep an Alphabetical record of the persons producing descriptions and paying the tax aforesaid, and a numerical list of the Dog species entered under the provisions of this Ordinance and he shall collect the said tax and all fines and other sums recoverable under this Ordinance and on receipt thereof pay the same into the hands of the City Treasurer for the use of the said City; and the account thereof shall be subject to inspection and shall be published as are the other fiscal accounts of the City.

6^{thly} That it shall be the duty of the Ward Constables of the City, and each and every of them, to report to the Mayor or sitting Alderman at the Police Office, any and all person or persons who shall keep feed or harbour any Dog or Bitch, allowing the same to go at large or without a Collar,

or in any other way in violation of this Ordinance, and to destroy or cause to be destroyed any such Dog or Pith when thereunto directed in writing by the Mayor or any of the Aldermen of the said City, and to remove or cause to be removed the carcass or carcasses thereof from being, or likely to be, a nuisance or annoyance in the City, or to any of the inhabitants thereof and in every case to make a minute thereof in the Constables Report Book at the Police Office.

"Approved and Confirmed by the Lieutenant
Governor in Council

(sgd) A. D. George"

Halifax 9th September 1845

At a Special Meeting of the City Council held this day
 Present, His Worship the Mayor, Aldermen Story, M. Kentay,
 Starr Pryor and Jennings, Messrs Cleary, Fairbanks,
 Spike, Black, Hunter, Mignowitz, Rhein, Hemmison
 Rugg and Winters.

The City Council were summoned to
 take into consideration the Prosecution against Mr. J. K.
 Crofskill agreeably to notice - the Report of Committee of
 Public Accounts relative to demand of Executors of Messrs
 Tobin's Estate against the City and the transaction of other
 business.

Read over proceedings of 12th August.

Read the following Report of the Committee of Public Accounts.

"The Committee on Public Accounts
 having referred to them by the Council the claim of
 Executors of Messrs Tobin on the property opposite the
 Ordnance, beg leave to Report.

That the amount due
 the Executors of Messrs Tobin on the property opposite the
 Ordnance up to 1st May 1845 is One thousand three hundred
 and seventy nine pounds sixteen Shillings and eight pence,
 deducting the amount of John Duffus Esq's purchase one
 thousand one hundred and fifty pounds, which the Executors
 of Messrs Tobin assume, leave a Balance due them at that
 time of Two Hundred and twenty nine pounds sixteen Shillings
 and eight pence the interest on that amount to 1st September
 being Four pounds four Shillings and three pence, and Messrs
 Youngs account for drawing out conveyances & being Seven
 pounds sixteen Shillings and eight pence, makes the total amount
 due said Estate to this date Two Hundred and forty one pounds
 seventeen Shillings and seven pence to be paid Executors of Messrs
 Tobin's Estate from Mr. Charles B. Taylor's purchase of Five Hundred
 and seventy five pounds, and which will leave Three Hundred
 and thirty three pounds two Shillings and five pence for and
 towards W. A. Black Esquire's demand against the City for
 amount advanced on said property, which amount your
 Committee recommends to be paid Mr. Black.

All which is respectfully submitted.

Halifax 1st Sept. 1845.

(Signed) William B. Fairbanks, Chairman
 Chas. M. Cleary
 W. A. Black
 G. D. Hunter.

Statement

Amount due 1 st May 1845		1379	16	0
Deduct amount of M ^r Duffus purchase		1150		
	Balance	229	16	0
Interest to 1 st Sept	4.4.3			
M ^r J ^r Young's acct	7.16.0	12		11
		241	17	7
M ^r Naylor's purchase		575		
Amount towards payment of M ^r Black's demand		333	2	5

When the following Resolution is introduced:

Resolved, That the Report just read be received & adopted, which on being put is passed.

The City Council next proceed to take into consideration the Assessments made on the Bank of Nova Scotia, and the Branch Bank of North America.

Read the following opinion of His Honor the Recorder on the subject:

The Questions submitted by the City Council to His Honor the Recorder this twelfth day of August 1845, are as follows:

1st Is the Assessment for ability to be made on the Capital, or on the profits of any Banking, fire or Marine Assurance Association, or joint Stock Company? and

2nd Is the Statement of an Officer or Agent of such Company as to what they should be assessed, binding upon the City Council?

Answer

1st The Assessment should be made on such Stock or Capital as may be actually employed by any such Association or Company and a due regard to the profits thereon will enable the Assessors to assimilate this rate to the Assessment made on Real Estate.

2^{ndly} The City Council have discretionary power to adjust the Assessment, but the declaration of an Officer or Agent of such Association or Company made in conformity with the Act, should be taken as prima facie evidence until proof to the contrary is adduced.

(Signed) W. D. James

Recorder.

When the following Resolutions are introduced:

Resolved, That the Assessment on the Bank of Nova Scotia as to their personal Estate be reduced to £1400.0.0 agreeably to declaration of James Forman Esquire, the Cashier, which on being put is passed, and the names being called

(for)

bv. c. 28. s. 9
bv. c. 66 s. 2 & 4.
bv. c. 28 s. 5.

bv. c. 66 s. 2.

September 9th

for they stood thus

— For the Resolution —

Mr. Hemmeon
 " Winters
 " Fairbanks
 " Alderman McKinlay
 " Cleary
 " Spike
 " Black

— Against it —

Mr. Rhind
 " Mignowitz
 " Alderman Jennings
 " Rugg
 " Hunter
 " Alderman Story (6)

Resolved, That the Assessment on the Branch Bank of North America as to their personal estate be reduced to Seven thousand pounds agreeably to the declaration of S. A. Binney Esquire, the Manager.

which on being put is passed and the names being called they stood thus

— For the Resolution —

Mr. Hemmeon
 " Winters
 " Fairbanks
 " McKinlay
 " Cleary
 " Spike
 " Black
 " Pryor (8)

— Against it —

Mr. Rhind
 " Mignowitz
 " Jennings
 " Rugg
 " Hunter
 " Story (6)

Read the following Report of Committee on subject of Supervisor of Lumber complaint against James Dechman Junior.

Friday 5th Sept 1845

At a meeting of the Board of Aldermen, Present Aldermen Story, Jennings, Pryor, and Caldwell.

A Resolution of the City Council of the 16th ult was read and also the letter of the Supervisor of Lumber complaining of J. Dechman, one of the Lumber Measurers, and a letter from others complaining of said Dechman.

The Supervisor attended and stated the charges made against said Dechman for refusing to comply with the Rules and Regulations made and agreed upon by all the Surveyors, which Rules and Regulations were read at the meeting.

The meeting was adjourned till tomorrow, and J. Dechman notified to attend.

The Board again met this day, Saturday 6th September Present, Aldermen Story, Pryor, Jennings, Caldwell, McKinlay

The Mayor in the Chair. After waiting for some time Mr. Dechman attended, when having been heard the Board unanimously adopted the following Resolution viz: Resolved, That the conduct of James Dechman is highly reprehensible and totally subversive of all order and good government and in direct violation of the Rules and Regulations which he with the other Surveyors was sworn to observe, and therefore said James Dechman, in the judgment of the Board, ought not to be continued in Office.

(Signed) N. Bell Mayor.

When the following Resolution is introduced:

Resolved, That the Report of the Board of Aldermen just read be received and adopted, and that the said James Dechman be no longer continued in Office as one of the Surveyors of Lumber, and that he be notified accordingly.

Which on being put is passed.

Read the application of Messrs Dechman & others to light part of Granville Street with Gas

Read the application of Mr. M. Allan and others to light part of Bedford Row with Gas, when the following Resolution is introduced:

Resolved, That His Worship the Mayor and Presiding Alderman be a Committee to report upon the present applications and that in future any application for same purpose His Worship and the Alderman of the week be requested to examine and report upon said application at the next Meeting of Council.

Which on being put is passed.

The City Council order payment of the following Accounts by Checks on City Treasurer:

Daniel McQuire	6	5	John Finlen	15		
Jacob Currie	1	6	John Sheehan	5		
Jacob Currie	10	2	John D. Bell	1	2	6
J. Williamson		11	John P. Inglis	3	7	6
D. Stevens & Son	2	15	Patrick Stokes	2	5	
Adam Egan	3					

The City Council next proceeds to take into consideration the prosecution against Mr. J. H. Croftskill agreeably to Mr. Rhind's Notice at last Meeting of Council.

Read Notice of Mr. Rhind's as entered of 12th August

Read Minutes of Council of 5th, 18th, and 21st June, as also Letter of City Clerk to Mr. Croftskill of 1st July 1845, when following Resolution is introduced:

Resolved

— September 9th —

Resolved That, as Mr. John H. Croftell has not complied with the Resolution of 24th June passed unanimously by the City Council, Her Majesty's Attorney General be requested to proceed with the prosecution against Mr. Croftell.

to which the following amendment is introduced:

Resolved That a letter be addressed to Mr. Croftell intimating to him that unless the resolution of 24th June last is complied with and the amount of expenses viz: Twelve pounds ten shillings be paid by 15th instant, Her Majesty's Attorney General will be waited upon by a Committee with regard to what proceedings may be instituted.

which amendment being put passed unanimously

Resolved That Aldermen MacKilroy, Messrs. Mignowitz, Hemmison, Fairbanks and Pryor be that Committee.

which on being put is passed

Read Report of Committee on Subject of Tanks which on motion is received and stands over for next Council.

Read Report of Commissioners of Streets on Subject of encroachment by Doctor Avery on Buckingham Street, which on motion is received and stands over for next Council.

Mr. Hunter gives Notice for the reconsideration of the Resolution relative to Appointment on the Nova Scotia Bank and the Branch Bank of Nova Scotia, on the next day of Meeting.

The Council then adjourned.

NB

C. Bell / Mayor

Halifax September 23^d 1845

At a Quarterly Meeting of the City Council held this day
Present His Worship the Mayor, Aldermen Hoy, MacKintay, Starr,
Caldwell, & Jennings. Messrs Cleary, Anderson, Spike, Fairbanks,
Black, Sinclair, Hunter, Mignowitz, Rhind, Hemmeon, Rugg
and Winters

Read proceedings of 9th September.

Mr. Alderman MacKintay as Chairman of Committee appointed
to wait on the Honorable Attorney General on the subject of
Prosecution against Mr. John H. Crockett, informs the Council
that in consequence of absence of the Attorney General from
Town the Committee have been unable to have an interview with
him.

The City Council next proceeds to take into consideration the
Resolutions of Council passed at last Meeting relative to assentment
on the Branch Bank of British North America, and the
Nova Scotia Bank, when the following Resolution is introduced.

Resolved, That the Resolution of the Council of the 9th
instant relative to the reduction of the assentment on the Branch
Bank of North America and the Bank of Nova Scotia, be
rescinded.

Which on being put is passed, and the names
being called for they stood thus:

For the Resolution	Against the Resolution
Mr. Hemmeon	Mr. Winters
" Rugg	" Cleary
" Rhind	" Sinclair
" Mignowitz	" Black
" Hunter	" Spike
" Jennings	" Caldwell (6)
" Fairbanks	
" MacKintay	
" Hoy	
" Starr (10)	

The following Resolution is next introduced.

Question. If the 9th Section of the Act of Incorporation,
respecting the Banks &c means to assess upon the profits, and only
upon the profits, and not upon the Capital, then will not the 5th
Section of said Act apply to Individuals on Real Estate precisely
in the same manner, the one having regard to Rent, the
other having regard to profits, the wording being the same in
both cases? And if this principle be applied in general will

(not)

— September 23^d —

not the Banks have to pay a much larger sum than has as yet been put upon them in any one year?

Would it not then be wise and prudent and give general satisfaction to the Citizens at large if a Committee were appointed to put those questions in proper shape and submit them to two legal gentlemen in whom the people would have confidence and have their written opinions upon those questions, and also the Opinion of His Honor the Recorder upon the same subject?

Resolved, therefore That a Committee be appointed to take legal opinions on the above questions and lay them before this Council and the Council will provide funds for the payment of the same.

which on being put is passed and the names being called for they stood thus:

For the Resolution	Against it.
Mr. Starr	Mr. Winters
" Hemmeon	" Cleary
" Rugg	" Sinclair
" Chinn	" Black
" Mignowitz	" Spike
" Hunter	" Caldwell (6)
" Jennings	
" Fairbanks	
" McKinlay	
" Story (10)	

Mr. Winters gives notice for the reconsideration of the foregoing Resolution at the next Meeting of the Council.

Resolved, That Messrs Hemmeon, Fairbanks, Story, Mignowitz, and Jennings be the Committee to carry out the foregoing Resolution.

The following Report of Committee on Subject of Tanks is read:

"The Committee appointed to examine the supply of Water available in different parts of the City in case of fire Report, That they have attended to that duty and find the Wells in a State not to be useful and in many respects entirely out of the reach of the Engines.

The Committee recommend to the City Council the expediency of making a Tank in each of the following places, namely, one at the corner of Sackville and Alameda Streets, one at the corner of Duke and Gaston Streets, and

(one)

one at the corner of Jacob and Albemarle Streets. Your Committee at present not having been able to ascertain the amount those Tanks will cost, would recommend that the two first named be undertaken and proceeded with without delay, and should the making of the two leave sufficient funds at the disposal of the Council, applied for the Fire Department, Your Committee would urge upon the Council the expediency of undertaking the third Tank. Being deeply impressed with the increasing danger the City is growing into, in consequence of the great increase of Wooden Buildings of a greater height than those formerly erected, your Committee hope the day is not far distant when the City will provide the funds for making two Tanks in all the principal east and west Streets in the City.

(Signed) William Story Junr
 Chairman of Committee

when the following Resolutions are introduced.

Resolved, That the Tanks suggested in the foregoing Report be built, that a Committee be appointed to have the same completed this season, if the season and funds will admit, if not that said Committee have as many finished as is practicable.

Which on being put is passed.

Resolved, That the Committee to carry out the foregoing Resolution be the same as brought in the Report.

Which on being put is passed.

Read the following Report of the Commissioners of Streets on subject of encroachment by Doctor Avery on Buckingham Street:

The Commissioners of Streets, as a Committee of the City Council appointed to examine into the title, and to search for evidence to establish the claims of the City to part of the Street at the foot of Buckingham Street

Report as follows.

That previous to the year 1812 the house belonging to the heirs of the late Michael Tobin was held by right of possession with its front on Granville Street, and its South end on Buckingham Street. In October in that year a Grant passed to James Tobin, Michael Tobin, Patrick Tobin and John Tobin, the heirs of the late Michael Tobin, which took in a strip of ground that formed an angle at the Southeast corner of the House of the late Michael Tobin aforesaid and the Ordnance Grounds by running a straight line from the Southwest corner of said house until it came to the Ordnance Ground which took

(away)

— September 23^d —

away the angle in the Road adjoining Hollis Street which appeared to be an angle of about the shape of fifteen degrees. The alteration is plainly seen by referring to the Plans in the Surveyor General's Office, which Plans appear plain and well laid out, but owing to the want of vigilance on the part of the Commissioners of Streets of an early day, those Plans have been greatly encroached upon in many places which will require much time to remedy, and has in a great measure destroyed the faith that ought to be in the correctness of the Plans of a City. As to the ground or part of the road aforesaid it is difficult to obtain evidence bearing directly on the use of it as a road, because it being the inside of an angle consequently the wheels of a carriage or even the feet of persons on foot seldom touched, and very different from turning a corner. And your Committee are of opinion that much stress would be laid upon the actual using of the ground as a road previous to the passing of the grant aforesaid, and from the length of time the Public has been out of the use of that part of the Street under the authority of the grant aforesaid and from a difference in the testimony by the men still living in that part of the City near the Street in question from want of recollection and from the natural decay in the minds of old men, Your Committee are of opinion that all the evidence as yet obtained would be found to contain too much of a discrepancy to warrant the City to commence Law proceedings to recover back what has been lawfully granted. Provided the ground was not fully used and in possession of the Public. All of which your Committee recommend to the consideration of the City Council.

(Signed) William Story Junr
Chairman.

When the following Resolution is introduced:

Resolved, That the Report just read be adopted, and acted upon.
which on being put is passed.

The City Council next proceed to fill up the situation of Surveyor of Lumber in place of James Peckham Junior superseded, when the Ballot is proceeded with there appeared for James Sutton, 13, and J Fenerty 1, James Sutton is therefore appointed to the Office.

The Council next proceed to fill up the situation of Coal Measurer in place of Malcom Douglas deceased.

When the following Resolution is introduced

(Resolved)

Resolved, That the vacancy in the Coal Measurers department be at present not filled up.

Which on being put is passed.

The Council next proceed to fill up the vacancy of Salt and Grain Measurers occasioned by the resignation of Alexander Johnston when the Ballot is proceeded with, when there appeared for Gallagher & for Ambrose Keating & Ambrose Keating is therefore appointed.

Read following return of Interments in the Protestant Cemetery for the year ending 15th August 1845:

Interments in the Protestant Cemetery for the year commencing 15th August 1844 and ending 15th August 1845.

Date	Adults		Children of 10 years of Age and under	Total
	Males	Females		
1844 August 31	3	3	6	12
Sept. 30	4	4	12	20
Oct. 31	3	2	6	11
Nov. 30	6	3	6	15
Dec. 31	7	6	6	19
1845 January 31	7	4	5	16
Febry 28	2	1	6	9
March 31	9	6	5	20
April 30	2	6	4	12
May 31	10	2	5	17
June 30	2	6	2	10
July 31	6	3	7	16
August 15		3	7	10
			<u>77</u>	<u>187</u>
Interments from Poor Asylum			21	
Vouchers			22	
Cooner			3	46
				<u>141</u>

Halifax 15th August 1845

(signed) Joseph Keefer
Registrar

The City Council direct payment of following Accounts by Checks on City Treasurer:

Joseph Vincove £12.7.4

John Longard 2.9.6

Read the following Extract from Minutes of proceedings of (Cont)

Commissioners of Streets:

20th September 1845

Resolved That it be recommended to the City Council to grant the sum of Fifty Pounds for the purpose of putting the Kempt and Campbell roads in a state of repair, to be expended by the Commissioner of Ward No. 6.

(Sgn) William Lloyd Junr
Chairman.

When the following Resolution is introduced:

Resolved, That the sum of Fifty Pounds be granted from general fund of Commissioners of Streets for repair of Campbell and Kempt roads, to be expended by the Commissioner of Ward No. 6

which on being put is passed.

Read Petition of James Dechman Junr, praying to be reinstated as Measurer of Lumber, which on motion is dismissed.

The Council then adjourned.

W. Bell / Mayor.

Holidays September 25th 1845

Ambrose Keating having taken the Oath prescribed by Law is this day sworn into Office as Measurer of Salt and Grain.

September 29th James Sutton having taken the Oath prescribed by Law is this day sworn into Office as Surveyor of Lumber.

Halifax September 30th 1845

At a Special Meeting of the City Council held this day
Present, His Worship the Mayor, Aldermen Stoy, MacKinlay, Stan,
Payer, Caldwell, and Jennings. Messrs Cleary, Anderson, Spike,
Black, Sinclair, Hunter, Mignowitz, Rhind, Hemmeon, Rugg and
Winters.

Read over proceedings of 23 August.

The City Council were summoned to decide the motion of
Mr. Councillor Winters yesterday, to rescind the resolution
passed concerning the Agreement on the Nova Scotia Bank
and the Branch Bank of North America - and the transaction
of other business.

Read following requisition for calling Special
Meeting:

Halifax N.S. 23rd Sept 1845

To His Worship the Mayor, Sir,

We request that you call a
Meeting of the City Council for Monday next the 29th
instant To decide the motion of Mr. Councillor Winters yesterday
to rescind the resolution passed concerning the Agreement on the Nova
Scotia Bank, and North American Bank.

Your Obedt Servts

- (signed) Mr. Edw Starr
- J. Jennings
- C. Hunter
- David Rugg
- Henry Mignowitz
- John Rhind
- A. Hemmeon
- Andrew MacKinlay

When the following Resolution is introduced:

Resolved, That a Meeting this day of the Council
being called to consider the motion of Mr. Winters at the last
day of Meeting to reconsider the question of taxation on the
Banks of Nova Scotia and British North America.

That the said question of reconsideration of the subject be
not agreed to, - which on being put is passed - And the names
being called for they stood thus.

For the Motion - Messrs Stan, Hemmeon, Rugg, Rhind, Hunter, Mignowitz,
Jennings, Fairbanks, MacKinlay and Stoy - (10)

Against the Motion - Messrs Cleary, Sinclair, Spike, Black, Caldwell, Payer,
Winters, and Anderson. (8)

(The)

— September 30th —

The following Resolution is next introduced.

Resolved That Alderman Caldwell and Mr. Sinclair be a Committee to report upon the application of William M. Allan and others for lighting part of Bedford Row with Gas, as also that of Messrs Decher and How for lighting part of Granville Street, and that the Resolution of ninth instant be rescinded.

which on being put is passed.

The City Clerk submits to the Council the receipt of William Young Esquire for himself and the other Executors of the Estate of the late Hon. Michael Tobin for the sum of £241-17-7 being balance due said estate for money advanced on the property opposite the Ordnance, as also a receipt of W. A. Black Esquire for the sum of £333-2-5 on account of his demand for money advanced on said property, the said two amounts being the amount realized from sale of part of said property to Mr. Charles R. Taylor - the City Council confirm the same, and direct that said receipts be entered on the City Records.

The City Council direct payment of following Account by Check on the City Treasurer.

Dr Robert Hume 10/-

Halifax 27th 1845. Received of the City of Halifax the balance within stated of Two Hundred and forty one Pounds 17/- coming to the Estate of the Hon. M. Tobin besides the sum of One Hundred and fifty Pounds payable by John Duffus Esq^r with Interest thereon from 1st May last

£241-17-7 for the other Execs & Self
(signed) W. Young.

Received from the City of Halifax the sum of Three Hundred and thirty three Pounds two Shillings and five pence on account of my demand against the City

Halifax 27 Sept 1845
£333-2-5 (signed) W. A. Black
J. B. C. Black

The Council then adjourned.

H. Bell Mayor

Halifax October 3^d 1845

At a Meeting of the City Council held this day Present His
Worship the Mayor, Aldermen Poyer, Caldwell, Jennings, Messrs
Anderson, Fairbanks, Sinclair, Mignowity, Hemmison and Winters.

The Council were summoned to receive the returns for the Election
of the different Wards - to Elect a Mayor for the ensuing Year -
as also two Auditors for the City - and the transaction of other business
connected therewith

The Returns for the Election of City Councillors and Assessors
for the ensuing year held on Wednesday last agreeably to a
Proclamation of His Worship the Mayor for Wards numbers one
two, three, four, five and six having been read, and the following
Gentlemen having been returned:

- Charles M. Clary Esquire for Ward Number 1
- James Thomson and Robert Richardson Esqrs " " 2
- Benjamin C. Black Esquire " " 3
- Charles D. Hunter " " " 4
- Andrew MacKintay and Frederick M. Clarke Esqrs " " 5
- Lewis Rugg and Edward Billing " " " 6

And these Gentlemen being in attendance, and having
taken and subscribed the Oath of Allegiance and the
Oath of Office prescribed by Law, take their seats accordingly

There being two Gentlemen returned as Common
Councilmen for Wards number two, five, and six the City
Council decide that these Gentlemen's names should be
respectively balloted for by the Mayor, and the name first
drawn should be considered as standing as first for each
of these Wards on the list of Common Councilmen to go
out of Office agreeably to the Act, which being adopted
they stood as follows:

- Ward number two Mr. Richardson
- " " " Mr. Thomson
- " " five Mr. Clarke
- " " " Mr. MacKintay
- " " six Mr. Billing
- " " " Mr. Rugg

when these gentlemen sign the roll accordingly

The City Council next proceed to Elect an Alderman
for Wards Numbers two, four, and six, when it is agreed
that the Ballot should be taken for an Alderman
for each Ward separately. The Council proceed to Elect
an Alderman for Ward Number two, when Mr. Fairbanks
having been proposed by Mr. Hemmison, seconded by Mr. Hunter

(The)

- October 3^d -

The Ballot is proceeded with when there appeared
 For Mr. Fairbanks Sixteen
 Mr. Thomson One
 Blank one

Mr. Fairbanks is therefore Elected Alderman for Ward number two.

The City Council next proceed to Elect an Alderman for Ward number five, when Mr. MacKinlay having been proposed by Mr. Hemmon seconded by Mr. Wynawitz, the Ballot is proceeded with when there appeared,

For Mr. MacKinlay Sixteen

Mr. Clarke One

Blank One

Mr. MacKinlay is therefore Elected Alderman for Ward number five.

The City Council next proceed to Elect an Alderman for Ward number six, when Mr. Winters having been proposed by Alderman Payer seconded by Mr. Cleary the Ballot is proceeded with when there appeared,

for Mr. Winters Thirteen

Mr. Rugg Three

Blank two

Mr. Winters is therefore Elected Alderman for Ward number six.

The City Council then decide that the gentlemen's names who have just been Elected Aldermen be Ballotted for by the Mayor and as drawn by His Worship should stand on the Roll of Aldermen agreeably to the Act which course being adopted they stood as follows:

Andrew MacKinlay

William B. Fairbanks

John Winters Esquires

And these Gentlemen having taken and Subscribed the Oath of Allegiance, the Oath of Office, as well as that of Justice of the Peace sign the Roll accordingly.

The City Council next proceed to the Election of a Mayor when it is Resolved That the Election of a Mayor for the ensuing year shall be determined by Ballot when

Alderman MacKinlay having been proposed as Mayor for the ensuing year by Alderman Caldwell and seconded by Alderman Payer. The Ballot is proceeded with when there appeared for Alderman MacKinlay Seventeen

Alderman MacKinlay Esquire is therefore unanimously

Elected Mayor of the City of Halifax for the ensuing year
His Worship the Mayor is requested to leave the Chair
H. Bell (Mayor).

On Motion Alderman Pryor takes the Chair

The following Resolution is then introduced:

Resolved, That a Complimentary Address be presented to His
Worship the Mayor, the Honorable Hugh Bell, on his retiring from
Office, and that the following be adopted:

To the Honorable Hugh Bell, Mayor of the City of Halifax.

Sir,

As the term for which you were elected Mayor for the City of
Halifax is now about to close, we the undersigned Aldermen
and Common Councilmen, who have been associated with you
during the past year, feel much pleasure on the present occasion
in cordially expressing our perfect satisfaction with the honest
unassuming, straight forward and independent course, which has
invariably marked all your proceedings in conducting the general
business of the City. Your able assistance, as head of the Civic
Body, has at all times contributed much towards carrying out the
great and leading objects for which the Corporation Act was originally
intended.

In retiring therefore from the duties of your important
Office, we beg to convey, as a body, our unanimous approval
of your conduct throughout, and our warmest regards both
to yourself and family.

We are, Sir,

Your Obedient Servants

signed	William Story Junr.	Wm. Caldwell	} Aldermen
	Henry Pryor	Mr. Odie Starr	
	Andrew MacKintlay	Jo ^s . Jennings	
	Charles M. Gray	C. D. Hunter	
	W. G. Anderson	Henry Mignowitz	} Common Councilmen
	Henry Spike	John Rhind	
	William P. Fairbanks	A. Kemmer	
	B. C. Black	David Rugg	
	Archibald Sinclair	John Winter	

The following Resolution is next introduced:

Resolved, That the foregoing Address be presented by the
City Clerk to His Worship the Mayor, the Honorable Mr. Bell, and
that he be requested to appoint a time and place to receive the same
which on being put is passed. Alderman Pryor leaves the Chair.

Wm. Henry Pryor Alderman

His Worship the Mayor resumes the Chair.

The City Council next proceeds to the Election of Auditors for the City of Halifax for the ensuing year.

Mr Charles Robson and Mr James Donaldson having been proposed the Poll is proceeded with when there appeared

For Mr. Robson, Fifteen

For Mr. Donaldson, Three

Mr. Robson is therefore Elected one of the Auditors of the City.

Mr. William Murdoch is next proposed as the other Auditor for the City for the ensuing year. The Poll is proceeded with when there appeared

For Mr. Murdoch, Fifteen

For Mr. Campbell, Three

Mr. William Murdoch is therefore Elected one of the Auditors of the City.

The City Council direct Payment of the following account by Check on the City Treasurer:

John Willis) Ls. 12. 1

It having been brought to the Notice of the Council the illness of Mr. Currie, the Superintendent of Roads, by which the Statute Labor is much retarded, the following Resolution is introduced:

Resolved, That the Commissioners of Streets be empowered to hire a competent person to superintend the Statute Labor of the City during the Illness of Mr. Currie, the Superintendent.

which on being put is passed.

Read the following Petition from Matthew Richardson Esq.:

The Petition of M. Richardson sheweth that he enclosed His Worship the Mayor a few days ago, an account accompanied with a Statement of for amount wharfage incurred under the direction of Commissioner Anderson Ward No 1 for five pounds Particulars fully explained on reference to above mentioned Statement that your Petitioner sustained a loss for a much larger sum than claimed by being deprived of the use of the space occupied by the Gravel and therefore requests the Honorable Council will take the matter into consideration and give such a decision as will enable your Petitioner to receive the amount in Account from the proper Authority which in justice he is entitled for the use of his Property agreeable to the regulations for Dockage and wharfage. If more personal facts is required your Petitioner will attend

Wm. Richardson

The Honorable City Council of Halifax

Halifax 26 Sept: 1845

When the following Resolution is introduced:

Resolved, That it be communicated to Mr. Richardson that the demand sought for by his Petition having been before the Commissioners of Streets and who have decided that there exists no claim against the Commissioners of Ward Number One, that he be left to his legal remedy.

which on being put is passed.

The Council then adjourned.

H. Bell [Mayor]

Halifax October 3. 1845 The following Letter from
the Secretary of the Province is this day received:

"Provincial Secretary's Office
Halifax 3^d October 1845.

For

I have laid before the Lieutenant Governor your letter
of this date announcing and by the direction of the City Council
requesting His Excellency's approval of the Election of Andrew
MacKinlay Esquire to be Mayor of the City of Halifax for the
ensuing year. His Excellency is hereby pleased to signify
his approval and confirmation of the said Election, and
Commands me to state that he will be ready to receive
the Mayor Elect and swear him into office at the
Government House tomorrow morning at one o'clock

Your most Obedient

humble Servant

The City Clerk.

(Signed) Rupert P. George

Halifax October 4th 1845

Alderman MacKinlay having taken and subscribed the Oath
of Allegiance and the Oath of Office agreeably to Law
was this day sworn into Office as Mayor of the City for
the ensuing Year.

Halifax October 13th 1845.

At a special Meeting of the City Council held this day Present, His Worship the Mayor Aldermen Byer Caldwell, Jennings, Fairbanks, and Winters, Messrs. Anderson, Richardson, Thomson, Sinclair, Black, Mignowit, Hunter, Kemmison, Clarke, Billing and Rugg.

The City Council were summoned to receive the returns of Election for Ward Number five to Elect an Alderman for said Ward and the transaction of other Business.

Read over proceedings of 3^d October.

Read the following answer of the Honorable Hugh Bell late Mayor to the Address of the City Council:

To the Aldermen and Common Councillors
of the City of Halifax.

Gentlemen

In retiring from the duties of the Honorable Office in which your confidence had placed me, it is gratifying to be assured in the kind and cordial manner of your Address that those duties have been discharged so as to secure your unanimous approval.

If properly administered I am fully persuaded by the effects already produced that the management of our Municipal Affairs by persons of our own choice will work advantageously for the Community; but it will depend upon ourselves whether it prove a benefit or an injury. As every man's interest is connected with it, so every man should feel an interest in sustaining and defending it. It is the Charter of our Civic rights, and should be cherished and protected as is the great Charter of our National rights. In this way alone will it prove a benefit; and in this way alone will its respectability and usefulness be sustained.

These are the views with which I entered the Council at its commencement, and in which I have endeavoured to act, and I am happy to be assured by the full and unequivocal manner in which you have kindly expressed your approbation that this endeavour has contributed in carrying out the great and leading objects for which the Corporation Act was originally intended. And although no longer participating officially in the Civic honours or duties, my best wishes and earnest efforts shall still be exercised in aiding your labours for our mutual benefit.

For the warm regards expressed towards myself and family I beg to offer you my grateful acknowledgements, and to assure you that those sentiments and feelings are sincerely and cordially reciprocated. I have the honor to be, Gentlemen, Your Obedt Servt

(Signed) H. Bell.

Read the following Resignation of the Honorable Mr. Bell:
 To His Worship the Mayor, Aldermen
 and Common Council of the City of
 Halifax.

Gentlemen,

The Act of Incorporation admitting of the retirement of the Mayor if he so desires, after the period of his Service in that Office has expired. Having been a Member of the body from its first formation, I have thus perhaps as a Citizen taken a tolerably fair share of Public duty, and may therefore with some degree of propriety claim the indulgence for which the Act of Incorporation provides, and which I request may be granted to me.

Permit me to say that you have my best wishes for the useful and harmonious operation of your labours for the Public benefit, and for the welfare of each of you personally.

I have the honor to be,

Halifax 4th Oct. 1845

Gentleman,

Your Obedt Servant
 J. H. Bell.

Read the proclamation of His Worship the Mayor for Election of Common Councilmen for Ward Number five.

Read the Return of Election of Common Councilmen for Ward Number five.

Read the following Letter addressed to Daniel Creamer Esquire from City Clerk:

Office of City Clerk
 Halifax 10th October 1845.

Sir,

A Return having been made to this Office by Alderman Pryor that you was this day duly appointed or Elected to the Office of Common Councilman for Ward Number 5

You are hereby summoned to attend a Meeting of the City Council at the Court House on Monday next at two O'clock in the afternoon to qualify yourself for said Office

By Order of the Mayor

Daniel Creamer Esqr

(signed) James S. Clarke
 City Clerk

When on Motion the Council adjourns until four O'clock this day.