

Road. that an encroachment has been made, equal to twenty eight feet on the Road leading from the Stone Bridge Commonly called Pykes Bridge south toward Col Bazelgetts.

Committee Room } (Sgr²) Wm Stairs
Jan 1847 } Rob^r Richardson
William B Fairbanks

Which on Motion is received to be taken up on some future day.

Resolved that the Committee of City Property have a suitable Partition erected in the Gallery as a place for the Constables to sleep in. Which on being put is passed.

The City Council consent that the City Clerk have proper Boxes made either of Tin or Wood for the purpose of putting the various papers belonging to the City in. Adjourns. 29 May

Halifax February 15. 1847

Francis Stephens Junior having taken the Oath of office is this day sworn into office as Health Inspector and Keeper of Markets in the City in the presence of His Worship the Mayor.

The following Order to the Assessors agreeably to resolution of City Council of 29th December is this day read to Assessors:

Gentlemen,

Office of City Clerk
Halifax 20th February 1847

Whereas the City Council have by a Resolution of 29th December last ordered the sum of Four Thousand pounds to be assessed or laid on be collected or raised from the Inhabitants of the City for and towards City purposes for the ensuing year. I have it in Command from the City Council to direct you to proceed and make up said Assessment on the Inhabitants of the respective Wards in the following manner viz in the most just and equal manner. you the said assessors can devise, by an equal pound Rate upon the (value)

value of the Real Estate, whereof such Inhabitants shall respectively be in the possession and occupation regard being had to the Rental of such Real Estate and for settling the value of such Real Estate and for settling the value of such Real Estate, you shall first ascertain by the best method and means in your power, either from the Rent or Rents there are actually paid for such Real Estate, or otherwise when necessary what is or would be the fair bona fide annual Rent of such Real Estate, and you shall then compute the value of such Real Estate, in all cases by reference to such Rent calculating such Rent as equivalent to Ten per Cent or one tenth of the whole value, and further upon such Inhabitants according to the ability or capacity of every respective Inhabitant, to pay and contribute towards said Assessment, And in making any assessment upon any Public or Private Banking Company or Association or Joint Stock Company or Body Politic or Corporate, whether they or any of them shall carry on Business as a Co. Partnership or shall be established by any Statute made in this Province or shall be established in any place out of Nova Scotia, and shall transact their Business by any President Secretary Manager, Cashier Agent, or any other Servant, by whatsoever name or title he or they may be called or known, as to the amount to be taxed or assessed upon such Banking Company, Fire or Marine or Life Insurance Company or Association, or Joint Stock Company or Body Politic or Corporate, for the ability or capacity thereof to pay and contribute towards any City or Poor Rates or Assessments, beyond the Real Estate they shall respectively occupy or possess

You the said Assessors shall have regard alone to the amounts of the Net Profits or Income derived by such Banking Company or Fire or Marine or Life Insurance Company or Association or Joint Stock Company or Body Politic or Corporate, and such Net Profits or Income, when you the said assessors cannot otherwise ascertain, shall be declared by the President of the Banking Company or Fire or Marine or Life Insurance Company or Body Politic or Corporate or by the Manager or Secretary, Cashier or Agent

or other the Principal Officer conducting the Business thereof within the City. Such declaration to be made before the Mayor or one of the Aldermen of the said City, and in case of neglect or refusal to make such declaration after the party has been lawfully required so to do, then and in such case you the said assessors shall ascertain and assess the amount of such Net Profits or Income according to your best discretion and ability - and whereas it may happen that persons shall be liable to assessments in different sections of the said City, and doubt and dissatisfaction may arise to the just amount of his her or their ability or capacity, those that are liable in different portions of said City, shall not be assessed for his, her, or their ability or capacity until the assessment on his her or their real Estate shall first be completed - and he she or they shall only be assessed once in each general assessment for his her or their ability or capacity unless the same shall arise through or by his, her, or their being a Shareholder or Shareholders in some or one of the said Banking Firm or Marine Assurance Associations or Joint Stock Company. I have it further in command from the City Council to inform you that said assessment must be returned to this Office agreeably to Law.

I have the Honour to be
Gentlemen

your most Obedient Serv^t
James S. Clark
City Clerk

- Super George C. Morton &
- Thomas C. John City
- Assessors
- William Clark Ward No 1
- James Paves " No 2
- Alexander McLecon " No 3
- John Naylor " No 4
- Andrew McGregor " No 5
- Robert Graham " No 6

Halifax March 1847

D B Clarke having taken
 the Oath prescribed by Law. is sworn
 into Office this Day as Fire Constable
 for Ward No 6 in presence of His

Halifax March 1847

Peter Kip having taken the Oath
 prescribed by Law. is this day sworn
 into Office as Fire Constable for Ward
 No 4 in presence of

Halifax March 22^d 1847

Henry Spike W^m Swett, William
 Henderson, John McPherson, James Sutton
 and Alexander Can having taken the Oath
 prescribed by Law. are this day sworn into
 Office as Surveyors of Lumber for the City
 in the presence of His Worship the Mayor.

Halifax March 22nd 1847

At a Quarterly Meeting of the City Council held this Day Present, His Worship the Mayor Alderman Stans, Leishman, Wemmenon, Fairbanks, Rugg, Miss Cleary, Anderson, Thompson, Richardson Bolton, King, Creamer & Clarke

Read over proceedings of 11th February as also Letter addressed to City & Ward officers dated 11th February 1847.

Read following Petition of M^{rs} R Tobin relative to her apportionment, as also declaration of Thomas C Tobin as to M^{rs} Tobin's ability

On Motion M^{rs} Tobin is reduced ✓ £1000 equal to £3.15.0. on her Apportionment leaving her £12.3.9 to pay.

The City Council next proceed to take into consideration the subject of the Report of Committee on subject of Common Lots (in 11th February 1847)

When following Resolution is introduced
Resolved that the Report on the Common Lots now under consideration be further laid over until next meeting, and that His Honour the Recorder be included with the Committee on Common Lots with a view to elicit further information on the subject and report the same at next meeting of Council, which report will be expected to include an Opinion of the validity of Titles

Which on being put are passed.

Read the following Statement of A. M. Uniacke Esq. Solicitor of Halifax Fire Insurance Company.

When following Resolution is introduced
Resolved that His Worship the Mayor draw a check in favour of A. M. Uniacke Esq. Solicitor of Halifax Fire Insurance Company for the sum of Forty Six pounds 5^{ths} being amount of claim with

with costs taxed in the Suits of Halifax Fire Insurance Company vs City of Halifax as per decision of His Majesty's Supreme Court which on being put is passed.

The following Report of Committee relative to Tenders is read:

Halifax Feb^r 23rd 1847

The Committee appointed to receive tenders for work and materials for the City during the ensuing year, having caused advertisements to be inserted for that purpose met this day to open the same which are as follows

— Wheelwrights Work —

	Whittanows sack	Pickhandles filling	Sledge do	Hammers do	Sawed boards	filling each separately
R Stephens & Son	23/	10 ^d	8 ^d	7 ^d	1/	2 ^d

— Advertising —

Ritchie & Nugent in "the Sun" £ 5.0.0
 English & Blackadar "Recorder" £ 5.0.0
 John Munro "Journal" £ 5.0.0

— Printing —

	Blanks per quire	Handbills per Set
Ritchie & Nugent	1/9	2/
John Munro	2/	2/

— Iron Work —

	new cast iron	cast iron plates	cast iron bolts	cast iron nuts	cast iron anchors	cast iron screws	cast iron rivets	cast iron wedges	cast iron keys	cast iron pins	cast iron rods	cast iron bars	cast iron angles	cast iron channels
S Caldwell	3	4	6	11	7	3	10	2	8	3	6	3	9	1

Stationary

	Wine Malt	Tealoy	Past	Druck P. B.	Wine W. H. & B.	Wine W. H. & B.	Wine W. H. & B.	Wine W. H. & B.	Wine W. H. & B.	Wine W. H. & B.	Wine W. H. & B.	Wine W. H. & B.
McKenzie & Co	15/	23/	12/	1/6	1/6	1/	10 ^o 1/	5/	1/3 1/	2/1/	3/	5/1/

Your Committee beg leave to report that the Tenders of the following persons are the lowest viz.

- D Stephens & Son for wheelwright work
- Ritchie & Nugent and English & Blackadder } For Advertising for one year from 4th March.
- Ritchie & Nugent for Printing
- Samuel Caldwell for Iron Work and
- C McKenzie & Co for Stationary

They therefore recommend that the Tenders of the above persons be accepted

- (Sgr^o 1) Thomas Bolton
- Daniel Creamer
- Robt Richardson
- W^o B Fairbanks
Chairman

When on motion the same is received and adopted.

The City Council next proceed to take into consideration the subject of Amendments to the Act of Incorporation

When following Resolutions are introduced Resolved that a Committee be appointed with power to call to their aid, at an expence not exceeding £ such legal or professional ability as may be regarded as necessary together with His Honour the Recorder for the purpose of taking into consideration the existing Act of Incorporation, with the view of making or proposing such Amendments to the Act as the Committee may deem called for

for, and submit such proposed Amendments as early as convenient for the consideration of the City Council

Which on being put is passed

Resolved that this Council will provide such amount as the Committee recommend to this Council to enable them to carry out the foregoing Resolution

Which on being put is passed

Resolved that Messrs Thompson, Stairs, Hemmeon, Fairbanks, Hon W^r Bell Bolton & Creamer be the Committee to carry out the foregoing Resolution

Which on being put is passed.

The following Resolution is next introduced

Resolved that the Committee of City Property be requested to receive Tenders for Painting and Bleansing the Court House and such other Apartments as they may deem necessary, and have the same completed as early as possible

Which on being put is passed.

The following Accounts are ordered to be paid by checks on City Treasurer:

Bidwell for Dec. £18. 19. 0	Daniel McGuire £6. 5. 0
" " Jan. 16. 12. 3	Garret Ainsley . 6. 0
" " Feb. 11. 17. 6	J. F. Avery . 3. 3
John Willis . £64. 19. 11	Gas Light Company 20. 0. 0
Sir James Kempt 125. 0. 0	Ditto 3. 1. 10
Hon W ^r A Black 12. 10. 0	Ditto . 13. 3
Jacob Currie 30. 0. 0	Ditto . 6. 0

The City Council then adjourned

Halifax May 1st 1847

and appointed by His Worship the Mayor on behalf of City Council to act with City Auditors in the examining the Treasurers, and other accounts

Halifax May 20th 1847

Samuel Morton and Amold Sticheimer having taken the oath prescribed by Law are this day sworn into Office as Goat and Hog Reeves for the City in the presence of His Worship the Mayor

Halifax May 21st 1847

James Reed and Robert Malcolm having taken the oath prescribed by Law are this day sworn into Office as Surveyors of Buck and Lime and Inspectors of Masons Work in presence of Alderman Fairbanks

Halifax May 21st

Edward Jones and James Pelcher having taken the oath prescribed by Law are this day sworn into Office as Goat and Hog Reeves for the City in the presence of His Worship the Mayor

Thomas O'Beamish is sworn into Office as Weigher and Inspector of Pickled Beef and Pork in presence of Alderman Fairbanks

Thomas M. Murray, James Norwood and William Hisswell having taken the oaths prescribed by Law are this day sworn into Office as Searchers and Sealers of Leather in presence of Alderman Fairbanks

Frances Stevens and Felina Hall having taken the oath prescribed by Law are this day sworn into Office as Clerks of the Market in the presence of Alderman Fairbanks

Stephen Studley and Henry Merrick having taken the oath prescribed by Law are this day sworn into Office as Inspectors and Measurers of Painters Work in the presence of the Mayor

May 22nd 1847

Rupert Hill having taken the oath prescribed by Law is this day sworn into office as Goat and Hog Reeve for the City of Halifax

Halifax June 7th 1847

The following Gentlemen having taken the oath prescribed by Law are this day sworn into office as Health Wardens for the respective wards affixed to their names

John A. Bauer Ward No 1

Dr. DeWolf } Ward No 2
William Merrick }

Dr. Sowers } Ward No 3
George Fullock }
Adam Reid }

Dr. Parker } Ward No 4
Robert Romans }
Patrick Power }
William Jamison }

Dr. Gilpin } Ward No 5
William Sherry }

Dr. Stevenson } Ward No 6
Thos. Humphrey }
Alex. McDonald }
Joseph Bell }

June 8th

William Full Ward No 2

Patrick Walsh Ward No 3

June 11th

Edward Wallace Ward No 1

James Mitchell " " 1

James Wallace " " 2

Joseph Robinson " " 5

Halifax June 8th 1847

Robert Murray and George Ryder are sworn into office as Special Constables to carry into effect Quarantine Regulations at Melville Island

June 9th 1847

Yvoret Dollard sworn into office as a Special Constable for the above purpose

Halifax June 18th 1847

At a Special Meeting of the City Council held this day
Present His Worship the Mayor Aldermen Harris, Hunter, Himmison,
Lawbanks & Suggs Messrs. Clary, Mearns, Thompson, Richardson,
Black, Bolton, King, Creamer, Clarke & Billing

The City Council were summoned to take into consideration
the subject of the Sewer Magazine, Petition of Thomas Williamson Esq
relative to Drain at Spring Garden - Petition of Daniel Brown
relative to injury while at work for Commissioners of Streets, Report
of Commissioners of Streets relative to Drain near Mr Barnsteads
Property - also relative to Colonel Waddus application for cutting
down Barrack Street - Report of Committee relative to Common
Lots, application of Clubs of Market relative to Measures for
Potatoes - the Election of Constables for Ward No 4 - the appointment
of Sewer Viewers the payment of several accounts and the
transaction of other business

Read over proceedings of 22nd March

The following Resolution introduced at last Meeting of
Council is read

Resolved That the Commissioners of Streets be
respectfully requested to direct that a correct Statement be
made as early as convenient of all the persons warned
to do Road Work in each Ward of this City in the Year
1846, Stating those who were obliged to perform two days work
and also those obliged to perform six - the whole number
of Truck and other Horses taxed at ten Shillings each in
each Ward - the whole number of pleasure and other
Horses taxed at seven Shillings in each Ward - the
whole amount of Money collected in each Ward up to the
1st April 1847 for the previous year and that the
same be filed with the City Clerk with a privilege of
access thereto by any Citizen desiring information on
the subject and that such Record be made hence forward
on or before the 1st day of August in each year
which on being put is passed

The following Resolution is next introduced:

Resolved that a Committee consisting of an
Alderman and two of the City Council meet at the
City Court House on Thursday the 14th day of July next
and continue sitting from day to day from 12 to 2
O'clock each day for hearing Appeals relative to City
and County Taxes for present year
which on being put is passed

June 18th

The Subject of the Powder Magazine is next taken into consideration when the following Resolution is introduced:

Resolved That the Committee be authorized to make arrangements with the Board of Ordnance for the reception of, the care and delivery of the Merchants powder provided the same can be effected without incurring an expence to the Merchant more than they are now subject to

Which on being put is passed

Read following Petition of Thomas Williamson Esq and others relative to a drain at Spring Garden Road

" Halifax 15th April 1847

" To His Worshipful

The Mayor, Aldermen, and Common Council

" Gentlemen

The Subscribers occupants of Common Lots subject to annual Ground Rent payable to the Commissioners of Common; beg to state that they are seriously inconvenienced and injured by the drainage of land on the Western Side of the Road opposite Mr Stephen Studleys passing through his Lot in a great measure destroying its usefulness as a Garden thence running East through Messrs Beamish, Noble, and Williamsons Lots, doing much damage especially in the Spring

The Superintendent of Roads (Mr Jacob Currie), from the Circumstance of the Material being good gravel, thinks a drain could be made, to carry off the water at very little expence, in a southerly direction, and has so reported more than once as the undersigned are led to believe

Trusting this may receive the favourable Consideration of your Worshipful Body

We have the honour to be

Gentlemen

Your Most Obedt Servants
Thomas Williamson

(Sign^d)

Rob^t. Noble

Stephen Studley

Rob^t

(Sgn^d)

Robert Davis
William Pyke
James Shike "

When following Resolution is introduced
Resolved that the sum of Three
pounds ten Shillings be granted to Thomas
Williamson and others in aid of making
a Drain on the western side of Summer
Street provided a like sum be raised by
Subscription for same work. This sum to be
paid only when the work is completed and
certified as approved by Commissioners of
Streets of said Ward and Mr Currie -
Superintendent

(Which on being put is passed)

Read Petition of Garrett Cronan - when following
Resolution is introduced -

Resolved that the sum of Five
pounds be paid Garrett Cronan agreeably to the
prayer of his Petition - which on being put -
wrest five voting for it and eleven
against it -

Read following Report of
Commissioners of Streets on subject of application
of Col Calder relative to cutting down Banack
Street.

Halifax 18th June 1847

The Commissioners of Streets met this day
- Present - The Chairman Alderman Memmion
Councillors Anderson & Black

When the following Report was agreed to be
submitted to the Council

Sieu^t Col Calder having submitted
to the Commissioners of Streets a plan for the
improvement of Banack Street from Popon's corner
southward to Sackville Street by lowering the
same and removing the earth therefrom to be
affected by the Engineer Department free of cost
to the City, and the Commissioners of Streets having
visited the locality accompanied by M^r Pollack
and Currie, and compared the alterations suggested
with

— June 1st — 1867

with the plan handed to them by Colonel Calder, and unanimously agreeing that the work when accomplished would prove a great Public improvement, increase the value of Property in that neighbourhood, and subject the Proprietors to little or no inconvenience and to the majority of them prove a great advantage; have — Resolved — to submit the subject for the approval of the City Council, being a work of more than usual magnitude, and to recommend, which they now do, that their sanction be given to the Commissioners of Streets to accept the offer of Lieut Colonel Calder, and that he be allowed to proceed with the work under the direction of their Body

— All of which is respectfully Submitted —

W^m Fairbanks Chairman

A. Hemmeon

(Sgts)

W^m G. Anderson

W^m Black

— When following Resolution is introduced —

Resolved That the Commissioners of Streets be empowered to comply with the request of Colonel Calder in cutting down Parack Street provided in their opinion they consider it to be a public improvement, and the same be done under and by sanction and approval of the Commissioners of Streets.

— Which on being put is passed. —

Read following Report of Commissioners of Streets relative to Drain in Barrington Street.

— On motion Resolved —

That the Commissioners of Streets recommend to the City Council to grant to the Commissioners of Ward No 2 a sum not exceeding Forty pounds in aid of construction of a Drain on the West side of Barrington Street, provided a like sum is subscribed by others for said work, the same to be paid only when the work is completed and certified by Mr Currie as being approved of

W^m Fairbanks

(Sgts)

Chairman

— when —

When following Resolution is introduced

Resolved that a sum not exceeding £40 be paid Commissioner of Streets for Ward No 2 to enable him to complete the drain on the West Side of Barrington Street provided a like sum be paid to him by the Inhabitants in said Street to finish said work

Which on being put is passed.

Read a Letter from Clerk of Market on Subject of Measures for Potatoes

Which on motion stands over for next meeting

Andrew Mackey having discharged the duty of Constable for Ward No 4 for some time

On motion he is confirmed in said situation and directed to be sworn into Office accordingly

The following persons are appointed
 Three Viewers for the City. George Frider
 Ayer Stephens Jun and George Smith

The following accounts are ordered to be paid by check on City Treasurer

Robert Devanny	£ 13. 15. 0	H. H. Cogswell	12 10 "
Bruce McDonald	7 10 "	Edward Hancy	10 10 "
Daniel McGuire	6 5 "	Philip Holden	" 15 "
Union Mafus Company	25 " "	Mrs G. Smith	28 10 "
Thos Mollony	27 5 "	Francis Stephens	1 5 "
Jacob Currie	11 7 5	Robert Graham	1 10 "
Governor King's College	25 " "	do do	1 12 5
Martin Fitzpatrick	8 10 "	James Ham	2 12 3
John Bayer	8 5 "	Francis Stephens	12 10 "
Bruce McDonald	5 " "	Thos W. Johnson	4 " "
Jacob Currie	11 7 5	Henry Ingh. & Others	5 15 "
Thomas Bayer	7 10 "	Robert Muncy & Others	168 " "
Gas Company	" 5 5	Dudman & Co Acpts	24 15 3
do do	3 4 10	do do	13 5 10
Cornelius Philan	3 " "	do do	April 9 9 1

31 378
— June 18th —

The subject of delay of payment of Commissioners of Streets Accounts is brought to the notice of the Council, when it is understood that the Resolution of 15 January 1847 does not apply; but on certificate of Chairman of Commissioners of Streets approval the same be paid by checks drawn by His Worship the Mayor.

The City Council direct the payment of W. W. Kay's account for laying out Road from _____ to _____ be paid by check on City Treasurer

Read following Report of Committee of City Property relative to repairs to Market Stairs when on motion it is

Resolved that the Tender of William Burgess be accepted and that the Commissioners of City Property be authorised to have said work completed.

The following Resolution is next introduced

Resolved that the vacancy of a Coal measurer be filled up at the next meeting of City Council

Which on being put is passed.

The following Resolution is next introduced

Resolved that "the Quarterly Meeting of the City Council, being Monday the 28th Instant which being a public Holy-day

Be it therefore Resolved that the next Quarterly Meeting of the City Council be held on the Tuesday following the 29th Instant

Which on being put is passed

The Council then adjourned

Halifax June 19th 1847
 Andrew Mackesy having taken the Oath
 prescribed by Law. (being appointed Constable
 for Ward No 4) is this day sworn into
 Office as Constable for the City

Halifax June 22nd 1847
 Trider having taken the Oath
 prescribed by Law. is this day sworn
 into Office as Fence Viewer for the City

Halifax June 29th 1847
 George Smith having taken the
 Oath prescribed by Law. is this Day sworn
 into Office as Fence Viewer for the City

Halifax June 29th 1847

At a Quarterly Meeting of the City Council held this day Present. His Worship the Mayor Aldermen Fairbanks Hunter, Hemmeor, & Rugg. Neph Anderson, Thompson, Richardson, Black Bolton Mignewitz, Creamer, Clarke & Billing

Read over proceedings of 18th June
Read over memorial of clerks of Market on subject of measures for Potatoes.

To His Worship the Mayor, Aldermen and Common Council of the City of Halifax
"Gentlemen"

The undersigned Clerks of Market beg to suggest some attention in regard to the measures for discharging Potatoes from vessels. The custom has been to make a two bushel measure by reducing a Barrel to the proper size, but we find frequent cases of complaint both from purchaser and seller particularly since the potatoes has risen to present prices. We beg to offer as our opinion that if good correct two Bushel measures should be made purposely (say one dozen or more if necessary) and let out at a rate you should think a competency to us for expence of purchase &c. it would remedy complaints.

Your Obedient Humble Servants
(Sgd) Francis Stephens
Letitia J. Hall

When following Resolution is introduced Resolved that as it is not in the power of the Council to recognise any other measures than those established by Law that the said petition be withdrawn which on being put is passed.

Read report of the Committee relative to Common Lots of 11th February 1847. [unclear]

Read following opinion of His Honour the Recorder on the subject.

Halifax March 22nd 1847

"Resolved that the Report on the Common Lots now under consideration be further laid over until next meeting, and that His Honor the Recorder be united with the Committee on Common Lots, with a view to elicit further information on the subject, and report the same at next meeting of Council, which Report will be expected to include an opinion of the validity of Title"

In reference to the foregoing Resolution I have to state that Mr Poyer as chairman of the Committee of the Common, spoke to me about leasing a part thereof some time before I heard of the Resolution of that Body, when with him I looked over the Law on the subject in the Police Office, and verbally gave my opinion, as to the time the different Lots could be let, and answered such other questions, as he then asked but I neither heard of or saw the Resolution of 30th October 1845 until the first day of December

On receiving it I requested to be furnished with the particulars of such Leases as were required, and of course could not make out Court drafts until I received them. In the mean time Mr Anderson became very urgent for a Lease which, after hearing his statement, and that he held under assignments, I conceived to be quite unnecessary, and so expressed myself. I was therefore not a little surprized, after all that had taken place, at receiving the resolution of 17th January 1845 to which I at once made the reply thereto annexed. Mr Anderson kept still asking for a title under the City, and was desirous of having all his Lots included in one confirmatory document, no particulars being yet furnished, but at the request of the Mayor who had as well as myself, been frequently applied to, I drew the Lease as best I could understanding the terms as therein expressed

Before it was copied I submitted it to Mr Alderman Poyer as Chairman, who made some trifling alterations and gave it to be transcribed. It was not executed until

some

June 24th

Some time afterwards, and as I conceive, not without its contents being well known to all about the office, who with myself I believe imagined it to be in accordance with the letting

On the 2nd of July afterwards I received and answered the Resolution of that Date relative to Mr. King's lease. When he called on me I informed him that the draft of the lease had long been drawn, and was in Mr. Young's hands who was only waiting to be furnished with the particulars of the letting to complete it. He stated as in my reply is mentioned that Mr. Poyer should have provided that information as he had promised and I then distinctly understood from him that the terms were as they are set forth in the lease

On being so frequently applied to I at last gave a memorandum to Mr. Young (of which the last annexed paper is a copy for the particulars I required, but to this day none relative to the said leases, beyond verbal communications were ever received. The leases were therefore completed in the best way we could, from all that we could gather, and it so happened that for want of the required information the lease to the Horticultural Society had to be drawn no less than three different times

I was frequently informed that the lots had been let for the remainder of the original term if the City Council had the power so to lease them, and if they could only let them for the unexpired term of the Corporation, they were afterwards to be renewed by those on whom the authority might devolve, and that this was fully understood at the Auction. This I am still informed is the fact, and the only further information I can furnish is what may be derived from the following certificates

Halifax March 21st 1845

This is to certify that Lots Nos 1.34 and 35 on the Common were sold by D. Blois & Muckle at Public Auction on the 3rd Day of September 1842

(Signed) Jacob Currie
"Superint"

"A.B. Lot not purchased by Charles W Hill Esq
at £5 per Annum payable in advance Lots 21034 & 35
purchased by W Robert Smith at ten pounds fifteen
shillings per Annum payable in advance,
J.C

(Syr) Superintendent
So far therefore as I can answer the Resolution
now referred to me I need only add that if it can
be made appear that any deceit or misrepresentation
on the part of the Lessees, have been used in obtaining
these Leases, I apprehend that a Court of Equity
would set them aside

Before closing this communication
I beg leave again to urge the necessity, there is of
Committing all affairs of importance to paper, In
the more common routine Business at which I
am generally present; this of course, for opinions,
is not requisite, but in this matter for instance, it
will be seen how much trouble might have been
saved, had a Resolution passed as to how and
for what period, the vacant Lots were to be Let
; Had the Advertisement which states the time
of possession was to be given, also stated, when the
Term would expire; these with the Auctioneers
minutes would of course have formed a chain
of particulars from which the Leases might have
been correctly prepared, and would have
precluded the possibility of any mistake

I have the honor to be sr
(Syr) W^m L Sawers

To the Worshipful Recorder,
The City Council

When following Resolution is introduced,
Resolved that the report
of His Honor the Recorder relative to
Common Lots just read be received
Which on being put is passed,

3711
3811
June 24

The City Council next proceed to fill up vacancy of Coal Measure when the ballot is proceeded with. when there appears for Garrett Cronan 2 10th J Madden 11 and Edward Berringer

Read following Resolution of Commissioners of Streets relative to drain near C Barnsteads property, as also report of J Currie Superintendent of Streets

Extract from the Minutes of the Commissioners of Streets

Halifax 10th April 1847

" Read a Report of Jacob Currie on the subject of Drain necessary to be made near to Mr C Barnsteads property, Spring Garden Road to carry off the water which overflows and destroys his property as complained of by him when it is

Resolved that the said report be submitted to the City Council, with a recommendation that aid be granted for that purpose to the extent of two thirds the cost, provide the parties interested provide the Residue

Report of Jacob Currie Superintendent of Streets relative to drain near C Barnsteads

Halifax 3rd April 1847

Gentlemen

In obedience to your commands given by you to me, at your Meeting on Saturday last, I have examined the Drains &c near Mr. Barnsteads property on Spring Garden Road, and to remedy the evil that now exists, in my opinion the following improvements would require to be made viz The old drain on the East side of Barnsteads Property to be taken up, and a new one made, at least 3 $\frac{1}{2}$ feet wide by 3 $\frac{1}{2}$ feet deep all across Spring Garden Road, which will be a distance of 127 feet in length, and will require new covering flags for the whole drain, also about one half the building stones will be required. The drain a little to the westward of the above mentioned will require

to

to be taken up, and a new one made, at least 2 1/2 by 2 1/2 feet in the clear and about 75 feet in length

The Gutter from Spring Garden Road to the wall at the Poor House Field will require to be cleaned out and made wider. The opening in the wall to be made larger, and also the Bridge crossing the stream on the Road leading to the Poor House Field will require to be taken up and made larger. And as there will be considerable of Rock to be excavated in widening and deepening the above drains &c.

To the best of my opinion, the probable expence of the whole work would be about \$150.00

I have the honour to be, "Gentlemen"

Your Obedt Servant

(Sgn^d)

Jacob Currie

To the Board of Comm^{rs} of Streets

When following Resolution is introduced Resolved that the Commissioners of Streets be permitted to withdraw their Resolution, as also Report of Superintendent of Streets connected therewith

Which on being put is passed

Read following Letter from Henry Boggs Esq. on behalf of Right Hon Sir James Kempt Interest due upon Street Certificates held by him,

Halifax 19th April 1847

"Gentlemen

I am directed by the Right Honourable Sir James Kempt to call upon you for the payment of the Principal and Interest due upon the Street Stock Certificates dated October 1832, and numbered 2. 3. 4. 5. 6. 7. 8. 9 and 10 Amounting to one thousand five hundred pounds this Currency

Very respectfully

(Sgn^d) Your obedient Servant

Henry Boggs

To The Commissioners of Streets Halifax

When

June 29th

When following Resolution is introduced
 Resolved that it be intimated to
 Henry Boggs Esq Agent of the Right Honourable
 Sir James Kempt, that the Interest due on the
 Street Certificates held by him, will be paid
 with as much punctuality as possible, but it
 is not in the power of this Council, at this
 time to Liquidate any part of the principal
 — Which on being put is passed —

Read Petition of Police Constables
 When following Resolution is introduced
 Resolved that the Petition of Police
 Constables be referred to his Worship the Mayor
 and Board of Aldermen to act upon
 Which on being put is passed.

Read following Petition of Stephen Studley
 and others relative to Common occupied by
 persons in rear of Common Lots —

"To His Worship the Mayor the
 Aldermen and Councilors of
 the City of Halifax, the memorial
 of the undersigned
 Respectfully sheweth."

That your memorialists are
 Lease holders of Lots on the Common fronting on the
 South side of Spring Garden Road

That at the leasing of these
 Lots by John Siddell Esquire who was duly authorised
 for that purpose, one of the advantages promised
 to the Lessee was that the said Lots would be kept
 open both in front and Rear, the accuracy of which
 Statement Mr Siddell is ready they understand
 if called upon to corroborate, but that nevertheless
 in violation of the Public faith thus pledged to
 the said Lessee, three fields covering the whole of
 the rear of said Lots (two of which fields are
 in the occupancy of the Commissioners of the
 Poor's Asylum and the other held by Messrs Rodgers
 Butchers) have with the exception of a narrow Lane

Lane at one extremity leading to the Slaughter House
been fenced in completely up to the Rear Line aforesaid
thereby materially depreciating and otherwise injuring
the property of the subscribers by cutting off all
access thereto in that direction

Your Memorialists feel satisfied
that it is only necessary to draw your attention
to these incontrovertible facts to ensure the removal
of the obstruction complained of. and they therefore
venture to express their hope that you will take the
whole circumstances of the case into your serious
consideration. and either direct the said fields
to be thrown open and all other obstructions
removed, or cause a Road to be opened in the
Rear of said Lots

And your Memorialists as in duty
bound shall ever pray &c. &c. &c.

(Signs)

Stephen Studley
Robert Davis
James Spike
W H Wisdom
S B Smith
John Hennefy
William Pyke
Henry Spike
Rob Noble

Scott Tremain
Samuel W Beamish
Edward F Stewart

When following Resolution is introduced
Resolved that the petition of
Stephen Studley and others be received
and referred to a Committee and that
Alderman Stairs
Miss Bolton and
Thompson — } be that Committee
to report thereon

— which on being put is passed, —

— Read following subscription list
with report of Superintendent of Streets
relative to drain in Dresden Row.

— We —