

102-1A

City of Halifax

Council Minutes

August 25, 1848

to

June 17, 1851

— Records —
— of the —
— City Council —

— Commencing August 25th 1848 —

— Liber Co. —

— Records —
— of the —
— City Council of Halifax —

Halifax August 25th 1848.

At a Special Meeting of the City Council held this day
Present, His Worship the Mayor Aldermen Newman Fairbanks, Mignosity
Reing, Messrs Anderson, Smith, Richardson, Hall, Cabot, King, Taylor, Clarke
McNab & Longard.

The City Council were summoned to take into
consideration the Bye Law or Ordinance relative to nuisances in the
Streets, a Communication from the Fire Department relative to repairs to
Engine House, Communication from Church Warden of St George's Parish
relative to removal of Engine House, the Subject of Fire Plugs & Fountains,
the Regulation relative to Meat & Fish Market, and the transaction of
other business.

Read over proceedings of 19th August.

Read following communication from Fire Department relative to
repairs to Engine House:

Halifax 2nd August 1848. In accordance with a
Resolution passed by the City Council on the 27th June for the purpose of having
certain repairs done to the Engine House on the Parade under the
direction of the Firewards.

The Chairman advertised for Tenders to be received by him until
Tuesday the 25th Inst. Two tenders are now in his possession
✓ either of which exceed the amount limited by the Council to twelve
or fifteen pounds. The Firewards therefore respectfully submit the
matter to the City Council for their further consideration.

By order of the Chairman
(sgd) B. C. Prehn, Secy.

When the following Resolution is introduced:

On taking into consideration the communication from
Fire Department dated the 2nd August 1848 on Subject of repairs to
Engine House it is Resolved, That the Board of Firewards have said
Repairs completed

which on being put is passed.

Read the following Bye Law or Ordinance relative to
nuisances in the Streets:

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when the following Resolution is introduced:

Resolved That a Committee be appointed to hold a conference with Church Warden of St George's Parish on subject of removal of Engine House and to report to the City Council on the subject, and should it be absolutely necessary to remove the same that they ascertain if another situation can be procured and that Aldermen Kemmea, Mignowitz, Miss Clarke, Longard and McNab be that Committee.

The City Council next proceed to take into consideration the subject of erecting and building eighteen fountains or Hydrants and the laying down of twenty five Fire Plugs by the Water Company for the use of the City.

Read following Report of the Committee of City Council on the above subject:

The Committee appointed to confer with the Directors of the Halifax Water Company in reference to supplying the City with Water beg to report that they have had an interview with the President of the said Company who stated that as they were about laying down the pipes throughout the City the Board was desirous of ascertaining when the 18 Fountains or Hydrants and the 25 Fire Plugs which were to be supplied agreeably to the Act of 1845 should be placed. The Committee would recommend that the Representatives of the different Wards should be directed to choose the localities in the respective wards best adapted for the Fountains or Hydrants and Fire Plugs say 3 of the former and 4 of the latter for each Ward and report to His Worship the Mayor who will then communicate with the Water Company. There would still remain one Fire Plug the situation of which could be regulated at a future day.

From the limited number of Fire Plugs named in the said Act your Committee are of opinion that the Pumps, Wells and Tanks will still continue to be a tax upon the funds of the City as it would be imprudent to trust to the Water Works altogether until they are sometime in operation and also that it would be desirable to have a larger supply of Fire Plugs throughout the City. Your Committee would therefore recommend that inquiry be made as to the expense of placing additional Plugs say to the number of twenty five and that such information when obtained be submitted to the City Council. The whole of which is respectfully submitted.

Committee Room
22nd Aug^r 1848

(sgd) Henry Mignowitz
Robt Richardson
Thomas Bolton
Jno Naylor.

when the following Resolution is introduced:

Resolved That the Report just read be received and adopted and acted upon, and that the Board of Fire Wardens be requested to appoint a Committee to cooperate in pointing out the most suitable situation for the Fire Plugs and Fountains or Hydrants which on being put is passed.

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The following Regulations for the Government of the Meat Market having been read, the same having been adopted are ordered to be in force from this date:

No 1. That it shall be the duty of the Keeper of the Market, to visit the Meat Market, in the City of Halifax, so often as he conveniently can, at least twice every day, once at the time that Meat, Poultry or other animal food is exposed, and once about the time the said Market is closed to inspect what is offered for sale, and caused to be seized all Meat exposed contrary to the 24th Section of the Act, entitled an act additional concerning nuisances, passed in the years 1834 & 1835.

No 2. Every sort of Meat to be properly blooded and dressed before it be brought into the Market. The Market hours to be as follows, viz:— From 1st May to 1st November from five o'clock in the morning till seven o'clock in the evening except on Saturday evening when the same is to be kept open until ten o'clock, and from 1st November to 1st May from six o'clock in the morning until five o'clock in the evening, except Saturday evening when the same is to be kept open till nine o'clock. That the Keeper of the Market shall take charge of the Keys of the Market, and whose duty it shall be to see that the Market is opened and closed at the hours before named.

No 3. That the Scales and Weights belonging to the City shall be in the care of the Keeper who shall be answerable for the safe keeping of the same and if lost or injured by any person or persons whatever such person or persons shall be accountable for the same and pay the value of the articles so injured or lost to the Keeper. The said Scales and Weights not to be used for any purpose but weighing Meat. The tenants of the Market to have the preference of weighing their Meat. No Huckster or other person to be allowed to deposit Buckets, baskets or other incumbrances in the Market.

No 4. That for the better preserving cleanliness in the Market Houses, the same shall be sprinkled and swept daily, or as often as shall be necessary to the satisfaction of the said Keeper, in order to keep it clean, that no offal, filth or dirt of any kind, nor any raw Hides, or skins (which may be considered a nuisance) or the Paunch, tripe or other uncleaned interior of Animals, or undressed or other decayed or decaying substances nor any live Animals shall be deposited or placed in any part of the Market nor outside near to the said Building.

No 5. The tenants of each and every Stall, shall cause his Stall window, Seats and Blocks, and half the passage way to be swept and kept free from any dirt and filth. That not any of the entries into the said Market shall be impeded by Hooks, or by any thing being laid in, or hung up in the said entries. The Blocks and casks in the Meat Market not to be allowed to stand in the passage, but to be kept within the line of the outer edge of each Stall.

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No 6. That each Butcher to be allowed four Barrels or two Pieces or Hogheads and no more for the purpose of keeping Pickled Meat which are to be kept inside of the Stalls.

No 7. That if any person or persons shall mutilate or destroy, or otherwise deface these Rules and Regulations, or if any Butcher or Butcher's apprentice or Apprentices shall occasion a riot, tumult, or disorder, or be found Smoking, wrestling, jumping in or about the Market, to the annoyance or disturbance of the public, and be thereof duly convicted each and every offender against each and every of these Rules and Regulations, Masters being answerable for their apprentices, shall forfeit and pay a Fine of not less than five Shillings nor more than Five Pounds to be sued for and recovered on and before His Worship the Mayor or one of the Aldermen of the City.

That it shall be the duty of the Keeper of the Market to see that these Rules and Regulations are carried into effect.

The following Rules and Regulations for the government of the Fish Market are read, and the same having been adopted are ordered to be in force from this date:-

That the Market shall be kept open for the reception and sale of Fish every day from sunrise until six o'clock in the afternoon, except on Sundays - when it shall be closed at 9 o'clock A.M. All the Fish remaining in the Market after that hour shall be forfeited.

That neither the Keeper nor any other person shall be allowed to purchase fresh fish of any kind from the Fisherman to sell again, nor shall the Keeper have any interest in the purchase or sale thereof; and should he or any other person or persons be convicted of purchasing fresh fish and selling them again, or combining for the purpose of enhancing the price of any kind of Fish, the said Keeper shall be dismissed from his office and he with any other persons violating this Regulation, for every such offence shall, upon conviction, respectively pay a fine not to exceed three Pounds and Costs of Suit.

That the Keeper of the Market shall at all times prevent the sale of any Fish which to him may appear unsound or in a decayed state, and is hereby empowered to seize and effectually destroy the same and that any Fisherman, or any other person attempting to sell fish, which in the opinion of the Keeper shall be unsound or decayed, shall be liable to a fine not exceeding twenty Shillings and Costs.

That for the better preserving cleanliness in the Market and on the Stalls and cleaning table, the Keeper shall cause the same to be swept, and if necessary, washed every day in the week; and every Person hiring or occupying a Stall shall under his directions and instructions, have the same washed and made clean and as dry as possible, after he has finished his sale for the day.

And Smoking of Tobacco in the Market is prohibited under a fine

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of ten shillings and costs or be confined forty eight hours in Bridewell.
That no person shall hereafter clean any fish at any other part
of the Slip or Market but at the cleaning Table under a penalty
not to exceed forty shillings and costs.

That the Rates to be paid by the Fishermen for the Stalls in the
Fish Market to be as follows:-

For Stalls Nos 41 & 42 twenty shillings each

And the remainder thirty shillings each.

That the Keeper from the first day of May to the first day
of November shall at the time of closing the Market cause all
fish remaining unsold to be removed from the Market, which
fish shall not again be exposed in the Market under a penalty
not to exceed forty shillings and costs for each offence.

That no person shall be allowed to throw fish of any kind
out of Boats or Shallops on the Slip, but shall convey the Halibut
into the fish Market on Hand Barrows and the smaller fish in Baskets
which will be furnished by the Keeper of the Market; and should
any of the Barrows or Baskets be lost or damaged, the value of
them if lost or any damage done to them must be paid for by the
person by whom they were lost or in whose service they were damaged.
The Keeper to be held responsible for the safe keeping of these articles.

That from and after the publication hereof no Fisherman nor
any other person or persons shall on any account sell or
expose for sale fresh fish excepting trout, eels and other
small fry in any Boat vessel, Shop, Wharf, Stall or place
within the City of Halifax (other than in the Fish Markets) under
a penalty not to exceed three pounds and costs for each and every
offence. And the Keeper of the Markets the Clerks of the Markets and
all and every the Constables of the City of Halifax are hereby
required to take care that this order of the City Council be carried
into full force and effect, that persons may be summoned forthwith
to answer for such offences.

And whereas the attendance of authorized waiters at the
Market to clean and carry home fish for purchasers would in
many cases be a great convenience, and to prevent impositions
and fraudulent practices Be it therefore Resolved,

That it shall be the duty of the Keeper of the Market for the
time being forthwith and once every year afterwards during the
December Meeting to give in to the City Council a list of at least
twenty eligible persons from which the City Council shall
appoint twelve to be waiters at the Fish Market, to clean
and carry home fish for such as may choose to employ
them, and pay a reasonable sum for their service, and that
any dispute relative to the charge made by the waiters or
any of them shall be settled by the Keeper of the Market, and any

(per person)

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Person refusing to pay the sum by the Keeper awarded may be sued before the Mayor or one of the Aldermen of the City and compelled to pay the same with costs. That should any one who may be appointed to such office refuse without cause to perform the duties thereof, or become idle, disorderly, or evasive in his or their charges, it shall be the duty of the Keeper of the Market to report him or them at the Police Office so that the complaint being proved, he or they may be dismissed and another or others appointed in his or their stead.

That every one appointed to such office shall furnish himself with a badge, suspended upon his breast with the words "Market Keeper" and date of his appointment on one side, and his name and number on the other side, so that purchasers may know who to employ and thus will be served and guarded against imposition. The names and numbers of those appointed to be recorded by the City Clerk.

Resolved That it shall forthwith be the duty of the under Keeper of the Market, not to allow any idle, noisy or turbulent boys, or any drunken or disorderly persons to loiter about the said Fish Market Slip or premises connected therewith, but it shall be incumbent upon him under a fine not to exceed three pounds and forfeiture of his Office at the discretion of the Mayor or presiding Alderman, to give immediate information of any and all such boys or persons at the Police Office so that the offender or offenders may be dealt with as circumstances authorize and require.

Resolved, That any person wearing such Badges not recorded by the City Clerk as aforesaid and all disorderly persons duly convicted of any violation of these Resolutions, shall be fined a sum not exceeding forty shillings and costs of prosecution; and on failure to pay the same shall be committed to the Bridewell for a term not to exceed thirty days at the discretion of the Mayor or Presiding Alderman."

The City Council next proceed to take into consideration the Lease to the Horticultural Garden

Read proceedings of City Council on subject 17th February 1845

Read following Opinion of His Honor the Recorder as to the time the Common lots may be leased:

Recorder's Office 25th Augst 1848

Sir, The question referred by the City Council for my Opinion as to the period for which the Common lots can be leased, I answer as follows - Those of the twenty five acres let in 1818, and now subject to be re-let may in accordance with the several enactments relative thereto be leased for the unexpired term of nine hundred and ninety nine years, while by 10 G. 4. c. 32. the remaining lots of and extending in all to not more than one hundred acres

(9)

of the Common may from time to time be let on improving leases. Provided That no lease thereof be made for a longer time than thirty three years and that all such leases shall commence on the first of May.

I have the honor to be yours &c
His Worship the Mayor: (sgd) W. P. Sawers Recorder.

Read following Lease submitted by His Honor the Recorder relative to Horticultural Garden when the following Resolutions are introduced:

Resolved That His Worship the Mayor be empowered to execute a lease to the Horticultural Society for a period of thirty three years from 1st May 1848 and the lease now submitted be approved.

to which the following amendment is introduced

Resolved That His Worship the Mayor be empowered to execute a lease to the Horticultural Society for a period of thirty years from 1st May 1848 and the form of lease now submitted be approved.

which amendment being put is lost. The original resolution is then put and carried, nine voting for it, and four against it.

The following Resolution is next introduced.

Resolved That His Worship the Mayor be authorised to draw checks for the various accounts passed in December last and assented on the City

which on being put is passed.

The following Appeals relative to City, Poor and County Rates are considered

	Page	Am ^t of Tax	Relieved	to be paid
Story John	71	1 8	7 3	13 5
Marshall Miss	71	14 6	6 2	8 4

Read Declaration of James Foreman Esq. Cashier of Nova Scotia Bank

Bank of Nova Scotia	28	13 10	15 14 2	27 15 10
Hare David to be transferred	26	2 1 1	1 1 10	19 3
Croftskill John H.				
Wakefield William	22	4 11	2 5	26

On Motion Michael Powers Petition relative to his appointment is withdrawn

The Council then adjourned.

Halifax August 28th 1848

The following Appeals were this day heard and decided upon as follows: Present, Alderman Laidlaw, Councillors Anderson & Smith

Name & Appellant	Page	Amount of Tax	Amount transferred	Amount to be Paid	Amount to be Paid
Fellis Mrs from estate of Geo Fellis left premises - apt - estate to pay	49	12 2	12 2		
Parker Henry	46	10 11		3 7	7 4
Buyers John Jr from estate of John Buyers	6	12 11			Journal
Lewis John from Robt Cousins	70	11 11		2 5	2 6
West Conrad from McKennedy	69	16 11			16 11
Preston George from W. Mow	22	3 6		2 1 1	19 5
Heating W. O. from W. Leppart left to R. Leppart	72	6 2			
Quigton Wm from John Buxton	20	19 5			
Matthews John	32	7 4			7 4
Peters Thomas from Johnston & Twining Agents to pay	38	1 9	1 9		
Fennell James from J. Connors J. Connors to pay	69	13 3	13 3		
Friday William from Miss Price	62	1 1 1			1 1 1
Twining Henry from Francis Sn who is to pay	6	1 4 2	1 4 2		
King John from C. D. Hunter	66	1 6 7		14 5	12 2
Power John from Dan Creamer	59	1 4 2		7 4	16 10
Hogan John from R. C. Black	10	16 11		12	4 11
Brune John from Jas Spike	3	8			8
Walsh John from Jas Spike	3	8			8
McDonald Maurice from John Poulton did not go into possession till June		16 11	16 11		
Hamilton Edw from Mrs Pilsel	52	6 2	6 2		
Rudd W. H from The Boys	25	1 9			1 9
Lacey Mrs from Joshua Lee	57	14 6		4 10	9 8
Dore Robert from Arch. York	17	1 4 2			1 4 2
Woodill John from tele Hill	67	4 16 8		3 14 7	1 2 1
Kitchie J. W. from Halifax Library	36	14 6		4 10	9 8
Brown Bell & Fenerty from Mr. Mignault left the premises on 15th May - Condon then commenced his tenancy	38	2 8 4			
S. A. White from Geo. W. Starr does not hire any premises from Mr. Starr, except the store he is to pay to Geo. W. Starr to pay	38	1 16 3	1 16 3		
Thomas James from John McDougall	39	15		8 2	6 10
Dowling Margaret from W. Fitzgibbon	18	4 2			4 2

		Page	Am't of Tax	Am't Assessed	Amount relieved	Amount to be paid
Leizer John	from John Leizer Sen.	52	12 2		4 10	7 1
Bauer Thomas	from J. S. Bauer	23	7 5 1		4 7	2 18 1
Lee Joshua	from W. E. Anderson Mc Anderson to pay	5	1 4 2		4 11	19 3
Greffin James	from Barbara Thomas	58	7 1			7 1
Sullivan Dennis	from John S. Sullivan	68	1 18 8		1 6 7	12 1
Jones Charles	from Will Linnam	21	19 5		7 1	12 1
Keefe Andrew	from Sam'l O'Sullivan O'Sullivan to pay	13	7 1	7 1		
Maxwell George	from Nickl Wright	55	9 8			9 8
Hamilton W. B.	from Geo Hamilton	39	4 7 2			
Parker John	from Ed. Weeks	76	16 10		11 11	4 11
Barnstead Jer	from Miss P. Duncan Miss P. Duncan to pay	57	7 1	7 1		
Tracy John	from Miss P. Duncan	2	9 8		4 9	12 3
		2	7 1			
Lyons Richd	from Estate of J. James James Estate to pay	55	7 4	7 1		
Rhodes John	from John Sevin	47	4 2			4 2
Priestly Wm	from Mr. Symons	53	9 8		4 11	4 9
Brent Frederick	from Geo. Taylor	70	8 5			8 5
Marvin H. H.	from F. Murray	53	16 11			16 11
Morris W.	from Geo. T. Drake	31	19 5		9 8	9 9
York William	from W. K. Rudolph W. K. Rudolph to pay	24	7 4	7 1		
Mooney Andrew	from Capt. Hunter	20	19 5			19 5
Hickie Lawrence	from J. A. Allen	44	1 13 10		14 1	19 9
Baxter John	from J. A. Spiker	3	8 2			8 2
Stoy Saml B	from Saml. May	27	1 16 3		12 2	1 11 1
Whidden George	from W. Foster Foster to pay	26	14 6	14 6		
Roach William	from J. M. Mear J. Mear to pay	59	7 10	7 10		
Galkin W. A.	from H. H. Cogswell	75	19 5		13 10	5 9
Parker Dr.	from C. Mackenzie	40	1 9			1 9
Sullivan Jer	from D. Whelan	73	7 1		4 4	3
		73	7 1		2 5	4 11

Adjourned

Halifax September 8th 1848

At a Special Meeting of the City Council held this day Present His Worship the Mayor, Aldermen Newnson Fairbanks, Allynor, Messrs Smith Richardson, New Wall Cabot, King Taylor, Clarke, M. Nat, Longard and King

The City Council were summoned to take into consideration a report of Committee relative to Street Loan - a communication from Water Company on subject of laying Water Pipes through the Sewers - Communication from acting Military Secretary relative to Fire Pickets belonging to the Military - and the transaction of other business

Read over proceedings of 8th September

Read following Report of Committee relative to Street Loan:

"The Committee into whose hands by a Resolution of City Council of 27th June was placed the power of making the necessary arrangements and carrying into effect the various clauses of the Act of Incorporation for calling in the Street Certificate granted for the Road Service and to borrow money to pay the same, they leave to Report,

That in the discharge of that duty Circulars was addressed to the present holders of Street Certificates requesting them to say whether they were willing to take new Certificates in place of the old at the same rate of per centage at which the money was formerly loaned, and the said several parties having declined, and for the purpose of enabling the City Council to pay off said amounts advertisements were duly published in various papers of the City bearing date the fourth day of August 1848 that Tenders would be received until Saturday the 2^d day of September from such person or persons as might feel disposed to loan the sum of nine thousand pounds for the period set forth in the Act. The following Tenders have been received at the rate of six per centum per annum viz: from

John Spry Morris Esq	£1000
Thomas Maynard Esq	500
Union Marine Insurance Company	1000
Hon W. A. Black	1000
Governors of King College	1000
William Murdock Esq £5000	} 3500
of which if he has no objection will be taken	
J B Hand Esq	1000
Total	£9000

The Committee therefore recommended that said Tenders for said amounts be accepted and that the Council grant new certificates to the above named Gentlemen for the amounts offered

to their respective names at and after the rate of six per centum
per annum and that the amounts so received be appropriated
in paying off the present debt as follows:-

Sir James Keuffel	£3000
Hon. H. K. Cogswell	1000
Governors of Kings College	1000
Captain Maynard	500
John Selous Esq	1000
Hon. W. A. Black	500
Wm. Murdock Esq	1000
Total	£ 9000

All of which is respectfully Submitted

(Signed) Wm B Fairbanks
Henry Mignowit
Thomas Bolton

When the following Resolutions are introduced:

Resolved That the Report just read be received, adopted and
acted upon

which on being put is passed.

Resolved, That His Worship the Mayor with any two or
more Aldermen as he shall think fit to call upon execute Certificates
to the various parties mentioned in the foregoing Report for the
amount affixed to their respective names, and upon the execution
thereof and the receipts of the accounts therein mentioned they
forthwith call in the old Certificates pay to the respective parties
the amounts due, and cancel said old Certificates

which on being put is passed.

Read following Communication from Water Company on the
subject of laying Water pipes through the Sewers:

To the Worshipful the Mayor

Sir, The works of the Water Company are now so far advanced
as to afford every prospect of distributing that long wanted
necessary of life through the City, and it has been suggested that
great facility would be insured by laying the pipes through the sewers
where practicable and I therefore address you to obtain permission from
the Municipal authorities for that purpose. If the frost does not
affect the pipes thus placed the expeditious supply of water will be
insured to the public, and a copious source will be furnished for
cleansing the sewers of the City, purifying the atmosphere, and greatly
promoting any Sanatory regulations for the preservation of the health
of the Community. It will afford me pleasure to meet the City
authorities if they will allow me that privilege when we can enter
into details

Respectfully,
Yours obt Servt

Halifax, Sept 1848.

(Signed) James B Uniacke
Pres^t of Halifax Water Comp^y

When the following Resolution is introduced:

Resolved That a Committee be appointed to hold a communication with the President of the Halifax Water Company on the subject of his letter this day submitted to the City Council, and report to the City Council on the matter, and that the Commissioners of Streets together with Alderman Newmead be that Committee

which on being put is passed

Read following communication from Acting Military Secretary relative to Fire Buckets belonging to the Military.

Military Secretary's Office, Halifax Sept. 1848

per I am directed by Lieutenant General Sir Geo Harvey to acquaint you that in many cases of late charges have been made against the troops for the loss of Fire Buckets after Fires which have taken place in this City; and as this must be considered a hardship by the Soldier His Excellency will deem it expedient to attend to the recommendation of the respective Officers of Ordnance, as contained in the enclosed Copy of a letter from them viz: that the fire Engine only should be taken out of Barracks on such occasions unless the City authorities should consider it preferable to make such regulations as they may judge proper to meet these charges and consequently relieve the Troops from the same. The Charge made by the Barrack Department for each Bucket is 10/4 Sterling

I have the honor to be Sir, Your most obt Servant
His Waship (sig) The Duke
The Mayor of Halifax. A W S.

When the following Resolution is introduced:

Resolved That it be communicated to the Military Secretary that the Council are of Opinion that it is not expected that the Military should on any future occasion be required to take their Fire Buckets to a Fire.

Read the following communication from the Secretary of the Province on the subject of limits prescribed for Slaughtering of Cattle in the City:

Provincial Secretary's Office, 4th Sept 1848

per Having at the suggestion of His Waship the Mayor called the attention of the Lieutenant Governor to the papers which I found in this Office relating to subject of Slaught Houses, and upon which no decision had been recorded I have now the honor to transmit a minute of Council for the information of the Board of Health, and of the City authorities

I have the honor to be per, Your obedt Servant
James S. Clarke Esq, City Clerk. (sig) Joseph Howe

At a Council held at Government House, on the 1st Sept 1848.

Present, His Excellency the Lieutenant Governor &c &c &c

Read a Memorial from James Spike and several other persons complaining of nuisances created by Slaughter House near Spring Gardens, with certain Minutes and Proceedings of the Board of Health, whereupon His Excellency the Lieutenant Governor in Council is pleased to Ordain,

That the Slaughtering of Cattle within the limits of the City of Halifax, be prohibited after the 10th of December next in any other place than immediately over the Salt Water below High Water mark - that the situation for such Slaughtering shall be within that line of the shore of the Harbour of Halifax and Bedford Basin, extending from the north boundary of the Governor's farm along the shore to the limits of the City at the Three Mile House.

The following accounts having been approved of by the Committee of City Accounts are ordered to be paid by Checks on City Treasurer.

Richard Vinceove	13	17	6
Daniel McGuire	6	5	.
Robert Malcom	100	18	2
Frances Stevens	12	10	.
John Hill	49	.	.
A. Petcher	10	.	.
English & Blackadar	3	.	.
Ditto	.	15	.
Wm McDonald, Bridewell	10	6	.
Ditto	13	.	.
Ditto	13	17	2
Ditto	13	12	11

The following Resolutions are next introduced:-

Resolved That in future whenever His Worship the Mayor and Board of Aldermen shall deem it necessary for the discovery of any offence or the apprehension of any persons committing any Crime, that they be duly authorised to offer a reward or to incur such other expense as they may deem necessary for the discovery or apprehension of the offenders in an amount not exceeding twenty five pounds at any one time.

which on being put is passed.

Resolved That the attention of the Board of Health be called to the great annoyance and the endangering of the Public Health by the nuisances arising from the Privies or Vaults attached to the various Barracks, the contents of which are at times permitted to overflow, and

September 8th

also to be carried or conveyed through the Public Sewers
and that the Board take the most active measures to
remedy the evil complained of
which on being put is passed.

Read Petition of William N. Harvill relative to his
apppment, which on motion stands over until next
Meeting of Council

The Board then adjourned

Whereas great complaints
have been made by the Citizens of the
Amount

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Halifax September 25th 1848.

At a Meeting of the City Council held this day Present His Worship the Mayor, Aldermen Heumson, Fairbanks, Rugg, Laidlaw, Mifs, Anderson, Smith, Richardson, Watt, Cabot, King, Kaylor, Mc Nab, & Longard.

The City Council were summoned to receive the return for Election of Ward No 3 - to Elect an Alderman for said Ward and the transaction of other business.

Read over proceedings of 8th September

Read following Resignation of Alderman Polton:

Halifax 15th September 1848

To His Worship the Mayor.

The undersigned hereby declares his resignation of the Office of Alderman and Member of the City Council for Ward number three - and encloses the amount of Fine agreeably to Law £25. 0. 0

Declared before me at
Halifax this 16th day
of September 1848

Respectfully your obt Servt
(sgd) Thomas Polton

(sgd) Wm Stairs

Mayor.

Read Proclamation of His Worship the Mayor for Election of Councillor for Ward No 3

The return for Election of City Councillor for Ward No 3 having been read and Joseph Bennett Esq. having been returned as Elected from said Ward, and that gentleman being in attendance, and having taken and subscribed the oath of allegiance and oath of Office prescribed by law signed the Roll and took his seat accordingly.

The City Council next proceed to Elect an Alderman for Ward No 3 in place of Thomas Polton Esq. resigned, when there appeared for Mr. Cabot 3 Mr. Bennett 4, Mr. Smith 1 and Mr. Watt 6 - Mr. Watt is therefore Elected Alderman for Ward No 3 - and that gentleman being in attendance and having taken and subscribed the oath of Allegiance, the Oath of Office, as well as that of a Justice of the Peace for the City signs the Roll accordingly.

Read the following Letters from Deputy Quarter Master General, of 12th and 13th September, on the subject of the Garrison Vault:

Deputy Quarter Master General's Office
Halifax 12th September 1848

I have the honor by direction of His Excellency the Lieutenant

General

Letter Deputy
Quarter Master
General rel- to
Vaults

September 25th

Governor Commanding to acknowledge the receipt of your letter of the 9th instant with its inclosure from the Health Officer and to inform you that the contents have been communicated to the Commanding Royal Engineer.

I have the honor to be, Sir,

Your most obedient humble servant

His Worship the Mayor

(sgd) John Bazalgette

Dy. Q. M. Genl.

Dy. Quater Master Genl's Office
Halifax 13th Sept 1848

Sir

With reference to my letter of yesterday's date I have now the honor of further informing you that the Officer Commanding Royal Engineers has reported that steps are in progress for the immediate remedy of the nuisances complained of.

I have the honor to be, Sir,

Your most obedient humble servant

To the Honorable

(sgd) John Bazalgette

The Mayor of Halifax

D. Q. M. Genl.

Read following Opinion of the Committee relative to Water Pipes being laid in Sewers, which on motion is received and adopted

The Committee to whom was referred a communication from the Water Company on the subject of laying Water Pipes through the Sewers, and who were appointed to confer with the President of the said Company relative thereto, beg leave to Report,

That they held a conference with James A. Shannon Esquire, one of the Directors of said Company, in the absence of James B. Uniacke Esquire the President, and deem it inexpedient for the City Council to grant any privilege to the Water Company relative to opening the Sewers and laying the Water Pipes therein, beyond those conferred by their act of Incorporation.

Halifax Sept 16th 1848

(Signed) William P. Fairbanks, Chairman

The Report of the Committee of Public accounts is read.

The Committee recommend the payment of the following accounts:

H. C. Holmes	4	12	6	Robert Davis	2	10	.
Jas Bowes Jones	.	12	6	Office of Ordnance	"	2	6
Thos Holloway	3	.	.	Thos Angus 3 apt	3	12	10
Edward Lawton	2	.	.	Joseph Keebler	16	.	.
Thos Monahan	.	6	3	Edward Young	4	6	5
W. J. Harris & Co	.	2	5	Thos Angus	1	4	.

In recommending the payment of the amount due to Thomas Angus

Jr

Report Committee
rel. to Water
Pipes being
laid in Sewers

Report Comm-
ittee Public
Accounts

for Glazing in the Stores leased to Messrs. Nelson, Barnstead, Duggan and Albis, the Committee consider it their duty to observe that this expense ought to have been borne by the several lessees; and would therefore suggest that in future the Committee of Public Property take care that all broken panes of glass be replaced with new ones at the cost of the occupant of the premises at or previously to the expiration of every lease -

which on motion it is

Resolved That the said Report be received and adopted and the various accounts paid by checks on the City Treasurer.

Read following Return of Interments in the Protestant Cemetery for the Year Ending 14th August 1848.

Return of Interments in Cemetery

Return of Interments in the Protestant Cemetery commencing the 14th August 1847, and ending 14th August 1848.

Males above 20 years	62
females above 20 years	58
Males and females between 10 & 20 years	13
ditto between 5 & 10 years	7
ditto between 1 & 5 years	36
ditto under one year	30
	<hr/>
	206

Interments of Asylum Paupers	36	
ditto City do	34	Total
		<hr/>
		70

This number of 70 deducted from 206 leaves 136 for which I am paid - Halifax 4th September 1848

Jos. Keefler
Superintendent of Cemetery

The following Resolutions are next introduced:

Resolved That the Committee of the Cemetery be directed to prepare a report of all pecuniary matters connected with the Cemetery, and submit it to the City Council at its next Meeting, enumerating the number of Lots taken up by different parties and not paid for which on being put is passed.

Resolved That the old Clock in the Police Office be disposed of and His Worship the Mayor be requested to purchase a new one which on being put is passed.

Petition of P. A. Connors for re-sitigation of Coal Measures

Read Petition from Patrick Connors requesting to be reinstated to his situation of Coal Measure from which Office he had been suspended by His Worship the Mayor, when the following Resolution is introduced.

Resolved, That Patrick Connors be reinstated to the Office of Coal Measure, but upon the express understanding that should he ever again be found intoxicated he be forthwith dismissed from Office

which on being put is passed.

The Council then adjourned.

Halifax 3^d October 1848.

A Special Meeting of the City Council held this day
Present, His Worship the Mayor, Aldermen Heumeon, Rugg,
Mignoury, Lairdson & Watt, Messrs Smith, Wier, Bennett, Taylor,
McNab and King.

The City Council were summoned to receive the returns
of the Elections of the different Wards - to Elect a Mayor for
the ensuing Year, likewise two auditors for the City and the
transaction of other business.

Read over proceedings of 25th September last.

The returns for the Elections of City Councillors and Assessors for
the ensuing Year held on Monday last agreeably to Proclamation of
His Worship the Mayor for Wards No 1. 2. 3. 4. 5 & 6 having been read
and the following Gentlemen having been returned;

William G. Anderson Esq for Ward No 1

Robert Richardson Esq " Ward " 2

Elias Fabot Esq " Ward " 3

Thomas King Esq " Ward " 4

William J. Coleman Esq " Ward " 5

Joseph Jennings Esq " Ward " 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.

Read following Declaration and Resignation of Alderman Fairbanks
Halifax 3 October 1848.

To His Worship the Mayor,
The undersigned hereby declares his resignation of
the office of Alderman and Member of the Offices of Alderman and Member
of the City Council for Ward No 2, and encloses the amount of Fine
agreeably to Law £25

Respectfully Sir, Your most obed^t Servant
Declar'd before me at
Halifax this 3^d day of October 1848.

(By) Wm. Hains, Mayor.

Read following Return of City Marshal of Fees received by him from
1st October 1841 to 23rd September 1848 made agreeably to a Resolution
of City Council of 27th June last, as also his letter accompanying the same:
City Marshal's Office
Halifax 25th Sept 1848

In compliance with the Resolution of the City Council requiring me
to make a return of the amount of fees received by me in each and
every year commencing on the first day of October 1841 and ending the 23rd

Designation
Alderman Fairbanks

Return of
City Marshal's
Fees.

day of September 1848 I beg herewith to hand you the accompanying Schedule
 I have the honor to be
 Sir, Your obedient Servant
 (sp) J. J. Sawyer.
 J. S. Clark Esq
 City Clk.

Return of Fees arising from the Office of City Marshal from the
 1st October 1841 to 23rd September 1848.

From 1st October 1841 to 31st December 1841

231 Writs of Mesne Process	20	11		
48 Executions	4	4		
25 Bail Bonds	2	10		
Poundage on Executions	6	1	32	19 3

— 1842 —

190 Writs of Mesne Process	63	2	6	
190 Executions	15	3	9	
41 Bail Bonds	4	2		
Poundage on Executions	24	12	9	108 1

— 1843 —

996 Writs of Mesne Process	87	3		
213 Executions	18	12	9	
41 Bail Bonds	4	2		
Poundage on Executions	28	19	6	138 17 3

— 1844 —

877 Writs of Mesne Process	76	14	9	
198 Executions	17	6	6	
51 Bail Bonds	5	2		
Poundage on Executions	28	14		127 17 3

— 1845 —

1045 Writs of Mesne Process	91	8	9	
225 Executions	19	13	9	
69 Bail Bonds	6	16		
Poundage on Executions	30	10	3	148 8 9

— 1846 —

938 Writs of Mesne Process	82	1	6	
221 Executions	19	16	9	
69 Bail Bonds	6	18		
Poundage on Executions	30	11		139 7 3

— 1847 —

915 Writs of Mesne Process	80	1	3	
237 Executions	20	14	9	
95 Bail Bonds	9	10		
Poundage on Executions	31	13	6	141 19 6

— 1848 —

867 Writs of Mesne Process	75	17	3	
194 Executions	16	19	6	
67 Bail Bonds	6	14		
Poundage on Executions	24	10		124 9

- October 3^d -

In making the foregoing return I would beg to remark, that at a considerable expenditure of time and trouble I have carefully gone over all my Books and Papers, and have given a faithful account of every writ received by me from the 1st October 1841 to 23^d September 1848. But the amount of monies actually received are not so much in reality as they purport to be in my return.

It can easily be imagined that very many writs are issued by the poorer portion of the Community without the means of paying the fees, and I have never refused in such cases to serve the process, tho' the fees did not accompany the writ.

But a more serious evil exists in the collection of monies under Execution. The importunate Creditor almost always receives his money on the return day of the writ, while the Officer from motives of humanity is frequently obliged to wait the convenience of the Debtor and thus often loses a portion and sometimes the whole amount of the Execution. I have merely mentioned these circumstances to show that what with the payment of my Deputy, the Cost of Books, Papers and Stationery, together with Copies, a very fair deduction may be made to the foregoing of at least £70 per annum.

(Sgd) J. J. Sawyer.

When on Motion the same is ordered to lie on the Table.

Read His Honor the Recorder's Opinion relative to period the Common Lots may be leased, of 21st August and entered on proceedings of 25th August.

Read Report of Committee relative to Lots on Spring Garden Road of 26th June 1848 and entered on proceedings of 27th June 1848.

Read following Return of Cemetery funds and Lots as called for by resolution of City Council of 25th September:

The Committee of the Public Cemetery beg leave to Report, That agreeably to the Resolution of the City Council they have investigated the pecuniary affairs of the Cemetery and annex a Statement of the Receipts and Expenditures since the beginning of 1844, by which it will appear that the whole receipts for the sale of lots is £510.10.0 and the Expenditures £485.8.10 including £103.0.6 the amount repaid Hon. J. B. Uniacke leaving this day a balance in the hands of the City Treasurer of £25.1.2.

They also submit a list of the persons who have selected Lots and not paid for them.

The Committee have also had under consideration a claim made by Mr Henry G. Hill for £7.10.0 for a design for a Building to be erected on the Cemetery and recommend to the City Council to pay Mr Hill for the same the sum of Three pounds as the Committee cannot find that any order was given or agreement made with

(Sgd)

Return of
Cemetery
Funds.

McKell for the same.

(Signed) William B Fairbanks Chairman

Halifax Sept 30th 1848.

Public Cemetery in acct with the City Treasurer

Dr.				
1844	May 1	To Cash paid William Merrick for painting fence	69	4 2
	" 11	" " " W.B. Fairbanks Esq. Expenditure	1	10
	" "	" " " for Bridewell Prisoners labor	5	16 11
	" "	" " " C.M. Fairbanks Plans &c	15	.
June 2	" "	" " " Interest on \$100 bor ^d 1 st Mar	1	11 3
	" "	" " " G. Smithers	15	.
July 7	" "	" " " W. May Esq. various expenditures	58	9 6
Aug 24	" "	" " " ditto ditto	37	5
	" "	" " " ditto	5	1 11
Sept 26	" "	" " " W. McKay Plans	1	.
Oct 21	" "	" " " Interest on \$100 bor ^d 1 st Sept	3	1
Nov 1	" "	" " " Com ^r on \$100	5	.
1845	Jan 18	" " " Interest on \$100 bor ^d 15 July	2	1
July 25	" "	" " " W.B. Fairbanks Esq. Expenditure	2	13
Feb 21	" "	" " " Bridewell Prisoners labor	27	4
Mar 1	" "	" " " W. May Esq.	5	16 5
May 1	" "	" " " Com ^r on \$130	4	10
July 5	" "	" " " W.B. Fairbanks Esq. Expenditure	25	.
Aug 14	" "	" " " J. Currier paid for labor	14	1
Sept 13	" "	" " " ditto do	1	6
Oct 18	" "	" " " ditto do	6	3 9
Nov 1	" "	" " " J. Keefler balance of Salary	14	15
	" "	" " " Com ^r on \$70	3	10
1846	May 1	To Cash pd Bridewell for labor	16	4 11
	" "	" " " Com ^r on \$68.50	3	0 3
July 1	To Cash paid J.B. Verrill Esq. Am ^t repairs	103	6	
Sept 30	" " " J. Keefler balance of Salary	20	5	
Nov 1	" " " Geo. Gault work &c	13	10 10	
	" " " Commission	1	12 3	
1847	Oct 11	To Cash pd J. Keefler	2	10
Nov 1	" " " J.C. Imlay gates	4	5	
	" " " Com ^r on \$54	2	14	
1848	" " " Cash paid for fence	5	17 6	
	" " " Balance in hand	25	1 2	
				<u>\$ 510 10</u>
1844	Dec 29	By Cash at two payments	200	0 0
1845	Feb 25	" Ditto \$30 (Aug 23) Cash \$70	100	0 0
Dec 19	" " " Cash	46	0 0	
1846	May 1	" " " Cash	22	5 0
Nov 1	" " " Cash	32	5 0	
1847	Nov 1	" " " Cash	54	0 0
1848	May 10	" " " Cash	36	0 0
				<u>\$ 510 10</u>