

1849

Sept 24

Abstract of Burials in the Protestant Cemetery for the Year. Commencing 14th August 1848. and Ending 13th August 1849

aged 20 Years and over		10 to 20 Years		Children under 10 Years	of which were Paupers		Interments Total
Males	Females	Males	Females		Asylum	City	
74	79		114	100	53	115	
Total		74	79	114	100		267.

Return of Registrar of Cemetery

Halifax Nova Scotia. — Signed — Joseph Kuyler Registrar

Halifax N S — The City of Halifax — To Registrar Protestant Cemetery — 1849 Aug 14 To Salary for One Year to date — £50.0.0

By Cash on Interments & Return 267
 Deduct Burial Fees & in Asylum 53
 Per Cash City 45 100
 167 5. 41.15. —
 Balanced due the Registrar — £8.5. —

when there appearing that this is balance of £8.5.0 due the Mayor for his salary. the Council direct that a check be drawn in favor of Mr Kuyler for said amount

Petition of P. Moreward others relative to Telegraph Posts on North side of Common.

Read Petition of Patrick Moreward and others relative to erection of Electric Telegraph Posts on North side of Common when on the said Petition. is received and ordered to lie on the Table to be taken up at next Meeting of City Council — Council adjourn until to morrow at Five o'clock. —

1849

Sept 25

At an adjourned meeting of the City Council held this day present His Worship the Mayor. Aldermen Anderson Luskow, Richardson, Bennett, Cabot, Pratt, Maylor, King, Murdock, Wmab, Coleman, Northup, King.

William Murdock Esquire having been returned as duly elected an Alderman for Ward No 4 at the election held yesterday. and that Gentleman being in Attendance and having taken the oath of Office and the oath of Allegiance as well as that of a Justice of the Peace for the City. signed the roll and takes his seat accordingly.

Read following letter from City Treasurer addressed to the City Clerk in answer to his Application to Henry Mignowitz Esquire for the sum of Twenty Pounds.

Read following letter from City Treasurer to Mr Mignowitz

City Treasurers Office

To Sir Halifax 25 September 1849

In Compliance with the Resolution of the City Council passed last evening. I called this morning on Henry Mignowitz Esquire to demand the sum of Twenty Pounds to which he has become liable owing to his late absence from the City. Not finding that Gentleman. I addressed a letter to him of which the enclosed is a copy and as soon as I hear from him I will communicate his reply to you for the information of the City Council. I am

Your Obedient Servant

J. Hartsorne City Treasurer

To James Melanck Esq City Clerk

City Treasurers Office

To Sir Halifax 26th September 1849

I enclose a copy of a Resolution passed yesterday by the City Council from it you will perceive that I am directed to call on you for the Payment of a sum of Twenty to which it appears you have become liable by reason of your late absence from the City

Will you do me the favor to let me know your determination on this subject that I may report the same to the City Council which will meet at five o'clock this afternoon

I am Sir

Your Obedient Servant

J. Hartsorne City Treasurer

To Henry Mignowitz Esquire

Letter City Treasurer bids to Mr Mignowitz Sir

1849

Septemr 25

Halifax 25th September 1849

Gentlemen.

I understand that a resolution was passed by you yesterday. Authorizing the City Treasurer to apply to me for twenty pounds being the amount of Penalty for my being absent from the City above two Months.

In reply to the above resolution I beg to inform you that my absence was neither premeditated or intentional but owing to Illness by which I was unavoidably delayed.

This I hope will be sufficient to satisfy the Law and I want you to remit the fine.

I have the Honor to remain

Gentlemen

Your Most Obedient

Henry Mignowitz

To
The Mayor and Aldermen
of the City of Halifax

When the following Resolution is introduced

Resolved that Henry Mignowitz Esquire having informed this Council by letter that his absence from this City for more than two months arose from illness which prevented his return to the City. That the fine be remitted which on being put is passed, a voting for it and against it

For the Resolution

Against it

Mp^r: King. Matt

Mp^r: Maylor

King. Richardson

Bennett

Murdock. Northup

Robott

Anderson. Ornat

Laidlaw

Colman

9

11

The following Resolutions are next introduced

Resolved that in case Alderman Brains appointed Presiding Officer for holding the Election for Ward No 5 on Monday next should not return to the City by that time.

That Alderman Jennings be the Presiding Officer in place of Mr Brains and in case of Alderman Jennings who is at present absent and possibly may not return in time that should that occur Alderman Murdock be the Presiding Officer for holding the said Election which on being put is passed.

Resolved that in case of any of the Aldermen appointed to hold the Election on Monday next should be taken ill and unable to attend to the duty Alderman Northup be appointed to hold the same

which on being put is passed.

Resol. - ref. to
Mr. Mignowitz
fine

1849

October 3

At a Special Meeting of the City Council held this day Present His Worship the Mayor, Aldermen Anderson, Laidlaw, Brains, Cabot, Watt, King, Murdoch, Northup & Jennings —

The City Council were summoned to receive Returns of Elections for the several Wards to elect a Mayor for ensuing Year, as likewise two City Auditors, and the transaction of other business —

Returns of Election
of Aldermen.

The Return for the Election of Aldermen and a paper for the various Wards for ensuing year held on Monday last agreeably to Proclamation of His Worship the Mayor for Wards No 1, 2, 3, 4, 5, and 6 Having been read and the following Gentlemen having been returned. —

Henry Pryor Esquire	For Ward No One
Alex. Keith & Ben ^g . Smith Esq ^r	For Ward No Two
William Caldwell Esquire	For Ward No Three
John Hayler Esquire	For Ward No Four
William John White-Rock Esq ^r	For Ward No Five
John Henderson & John King Esq ^r	For Ward No Six

And these gentlemen being in Attendance and having taken and subscribed the Oath of Allegiance and the Oath of Office as well as that of Justice of the Peace for the City take their seats accordingly. —

There being two Gentlemen returned as Aldermen for Wards No 2, 5 & 6 the City Council decide that those Gentlemen should be respectively Balloted for and the Gentlemen drawing No 1 should be considered as first for each of these Wards to go out of Office agreeably to the Act, which course being adopted they stood thus —

Ward No Two	—	{ Alexander Keith Benjamin Smith
Ward No Three	—	{ William Johns William Rock
Ward No Six	—	{

These Gentlemen as well as those elected for Ward No. 3 and 4 signed the Roll accordingly. —

The following Resolution is then introduced
Resolved that the Salary of the Mayor for the ensuing Year be Two Hundred and Fifty Pounds. —

To which the following amendment is introduced —

Resolved,

1849

October 3

Resolved that the Salary of the Mayor of Halifax for the Present Year be the Sum of Two hundred Pounds Currency which Amendment being put to Voting for it and 12 Against it

The following Amendment is then introduced

Resolved that the Mayors salary for present Year be Three Hundred Pounds which on being put is lost 2 Voting for it and 16 Against it.

The Original resolution is then put and is carried 13 Voting for it and 5 Against it

The Salary of Mayor for the present Year is therefore Two Hundred and fifty Pounds.

The City Council next proceed to the Election of a Mayor for ensuing Year. The Ballot is proceeded with when there appeared for

Alderman Pryor	9	—
Alderman Naylor	8	—
Alderman. Pratt	1	—

The following Resolution is next introduced

Resolved that the Ballot be again proceeded with for Election of Mayor to which the following Amendment is introduced

Resolved that said Resolution be not entertained which being put is carried 10 Voting for it & 8 Against it the Original Resolution is therefore lost.

Mr Alderman Naylor moves that he have leave to enter a Protest in the Books touching the legality of Mr Pryors Election which being put is lost. 8 Voting for it and 10 Against it.

Alderman Pryor is therefore duly Elected Mayor of the City of Halifax for the ensuing Year.

The City Council next proceed to the Election of City Auditors for ensuing Year when the Ballot is proceeded with when there appeared Eddy Tupper 1 Mr L Black 3

John A Bell 9 John Duffus 5.

Mr John A Bell is therefore elected One of the City Auditors

The Ballot is again proceeded with. when there appeared for John Duffus 5. William L Black 4 Eddy Tupper 9

Mr Eddy Tupper is therefore elected One of the City Auditors for the ensuing Year.

The City Council then rise

Election of Mayor-

Protest against Election of Mayor

1844

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Office of City Clerk

Halifax 3rd October 1849

Sir

I have the honor to transmit for the information of His Excellency the Lieut. Governor that at a meeting of the City Council held this day, Henry Pryor Esquire was elected Mayor of the City of Halifax for the ensuing Year. And I am directed by the City Council respectfully to request His Excellency's Approval of said Appointment, and that he will be pleased to name a day for the purpose of having Henry Pryor Esquire sworn into Office.

I have the honor to be

Sir

Your Most Obedient Servant

James I Clarke

City Clerk

Communication to
Provincial Secretary
rel to swearing
into Office of
Mayor

The Hon^{ble} Joseph Howe
Provincial Secretary

Provincial Secretary's Office

October 3rd 1849

Sir

I am commanded by the Lieut. Governor to inform you that His Excellency has been pleased to approve of the Appointment of Henry Pryor Esquire as Mayor of the City of Halifax and has named to morrow at eleven o'clock for the purpose of swearing him into Office.

I have the honor to be

Sir

Your Obedt Servant

J I Clarke Esquire
etc etc

Joseph Howe

Provincial Secretary's Office

Halifax October 4 1849

Sir

A Protest a Copy of which is enclosed. Having been handed to me a few minutes only before the hour appointed for swearing in the Mayor elect. I am commanded by the Lieutenant Governor to express his regret that until time is afforded for consulting the Law Officers of the Crown upon the legal question raised by that Protest, it will not be in His Excellency's power to administer the Oath to Mr Pryor.

I have the honor to be

Your Most Obedient

J I Clarke Esquire
City Clerk

Humble Servant
Joseph Howe

October 4

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Oct 4

Copy
Halifax Oct 4 1849

Sir

I have the Honor to enclose a Protest signed six Aldermen of the City of Halifax against the Validity of Alderman Pryors Election to the Office of Mayor as that Gentleman only received nine votes out of Eighteen and consequently did not receive a Majority in Compliance with the 113th Section of the Act of Incorporation. which you will please lay before His Excellency the Lieutenant Governor at your very earliest convenience

I am

Your Obedt Servant

To the Hon:

John Maylor

Joseph Howe

Provincial Secretary

Copy of Protest

We the undersigned Aldermen of the City of Halifax do hereby Protest against the Validity of the Election of Alderman Pryor as Mayor of this City. inasmuch as the said Alderman Pryor received but nine votes for that Office at a Council where Eighteen members were present and consequently did not receive a Majority of votes as the Act of Incorporation requires

Halifax
October 3 1849

(Signed)

Wm Maylor
Thos Phillips
John Matt
John Northup
J Jennings
Thomas King

Provincial Secretarys Office
October 9 1849

October 9

Sir

The question raised by the Protest of certain members of the City Council referred to in my letter of the 4th Instant having been submitted to the Honble the Attorney General. I have the Honor by Command of the Lieutenant Governor to enclose to you a Copy of that Officers opinion. and to acquaint you that His Excellency will be prepared to administer the Oaths to Mr Pryor at Eleven OClock to morrow.

I have the Honor to be
Your Obedient Servant

To
J J Black Equine
to &c &c

Signed Joseph Howe

1849
Oct. 9

— Copy —

The City Council proceeded to ballot for Mayor on the 3rd day of October 1849 when there appeared for

Alderman Pryor	9
Alderman Taylor	8
Alderman Watt	1

There was no public announcement of candidates for the Mayorship and the vote was taken by Ballot

A second Ballot was subsequently proposed on the grounds that none of the Freeholders had obtained a majority of all the votes which proposition was negatived ten against 8 and Alderman Pryor declared duly elected and other officers such as Auditors elected on the same principle and in the same way. On the 3rd day of October a letter was addressed to the Hon^{ble} The Provincial Secretary announcing the decision of the Council and requesting His Excellency The Lieutenant Governor's approval of the selection made which is Excellency signified through The Hon^{ble} The Provincial Secretary and appointed on how to administer the Oaths of Office.

On the day appointed a few minutes before the hour appointed for swearing in the person elected as Mayor a Protest signed by six Aldermen against the validity of Alderman Pryor's election to the Office of Mayor, as that Gentleman only received nine votes out of eighteen and consequently had not a majority of votes in compliance with the section 113 of the Act of Incorporation: was sent to the Hon^{ble} The Provincial Secretary and His Excellency the Lieut^g Governor postponed swearing into Office Alderman Pryor, and my opinion is required for His Excellency's information.

By the 15th Section of 12th Victoria Chapter 14 consolidating the Acts respecting the Incorporation of the City of Halifax "It was enacted That immediately after the election of any Person to fill the Office of Mayor under said Act, the Name of the Mayor Elect. shall be transmitted in Writing by the City Clerks to the Secretary of the Province for the Approval of the Governor and in case such Approval is given the Mayor Elect shall be sworn into Office and in case such Approval is not given a new election shall take place in the manner therein before provided until such Approval is obtained.

— This —

Opinion of the
Hon. Attorney
General re:
to Election of
Henry Pryor
Esq^r as Mayor

1849

Oct 3

This imposes on the Governor for the time being a double duty
 First — The right of rejecting an Obnoxious Person, should the usual courtesy on such occasions be disregarded by the Electors, or power with which the Queens Representation is clothed as regards the choice of Speaker by the representative Branch of the Legislature and in other instances.

The second duty is ministerial that of administering the Oaths of Office to the Mayor elect. Now as the Governor has no personal objection to Mr Mayor. I am of opinion that his Approval must be followed by swearing the Mayor elect into office

I have perused with attention the Act incorporating the City of Halifax and cannot find any clause authorizing the Lieutenant Governor to scrutinize the legality of any election made by said Act, nor would his decision without such authority be binding on the Corporate Body.

The Election of Mayor is regulated by the 14th Section of said Act, which requires that the Aldermen of the said City shall elect out of their Number by a Majority of Votes by Ballot, a fit Person to be Mayor of the City &c — It does not require any nomination of Candidates so that the Votes of Electors should be confined to Names. it makes no provision for a tie, nor even for a second Ballot. nor is it distinct whether all the Aldermen are to vote, and if not there is no regulation how many are to be a quorum and therefore doubt may reasonably exist. — whether a Majority of Votes by One Over many Others for whom the electors may vote is not a fair mode of decision; the Civic election is indirect; the Ward, choose the Aldermen, the latter the Mayor. had the Election been direct the probability is that he who obtains the Majority at the Board of Aldermen would be equally fortunate with the general constituency —

The objection however upon the shape of a Resolution, and a Majority decided not to proceed to a second Ballot, which by the 113th Section is conclusiv, as it is enacted there that a Majority of the Members present at all Meetings of the Council shall determine all questions, under the consideration of said Council.

I therefore think that the Lieut. Governor is not required to pronounce any opinion on the Legality of the Election. The 15th Section of the Act having been complied with he has no alternative but to swear into office the person, elected as Mayor, whose duties are chiefly of a Judicial Character, leaving the legality of the proceedings of the Board of Alderman to other tribunals to decide should the Interest of any require the investigation — Yours

Halifax 9 October 1849

James B. Uniacke
The General

1849

October 10

Alderman Poyer having taken and subscribed the oath of office and oath of allegiance is this day sworn into Office as Mayor and a Justice of the Peace for the City in the presence of Aldermen West, Brown, Murdoch, Meigs, Caldwell & Anderson.

The following Bye Law relative to Lighting the City with Gas having been assented to is published in the Royal Gazette
 An Ordinance or Bye Law, relative to Lighting the City of Halifax with Gas

Bye Law relative to Lighting the City with Gas

Whereas the Halifax Gas Company have caused to be erected in various parts of the said City, Twenty five Lamp posts, for the purpose of Lighting the Streets of the said City with Gas and are to erect an additional number of Fifty four Lamp Posts making in all the number of Eighty, and to supply the whole of the said Lamp Posts with Lamps and Gas, for the use of the said City, on receiving a reasonable Compensation therefor, Be it therefore ordained by the Mayor and Aldermen of the City Council assembled, That it shall be Lawfull for the City Corporation on behalf and in the name of the City of Halifax, to contract with the said Halifax Gas Company for the erection by the said Company of Fifty four posts, in such locations as the City Council may appoint, in addition to those already erected, making in all the number of Eighty Lamp Posts, and for providing and supplying the same by the said Company with Lamps and Gas for the purpose of Lighting the Streets of the said City, for such period or term of years, and on such conditions as may be deemed expedient by the said City Council, And be it Ordained, That if any person shall wantonly and without cause, break, injure or destroy any of the said Lamp posts or Lamps, he shall forfeit and pay to the use of the said City a sum or penalty not exceeding Twenty Shillings for every such offence, to be recovered in the Police Court of the said City, before the Mayor or Presiding Officer Alderman, and on nonpayment thereof the Offender shall be committed to the House of Correction for a period not exceeding three Months

Provincial Secretarys Office
 September 24th 1849

Sir
 I have in Command from His Excellency the Lieutenant Governor to transmit to you the enclosed Ordinance approved in Council this day

I have the honor to be
 Sir

Your Obedient Servant
 J. Joseph Brown

J. J. Clarke

cc cc cc

1849
Oct 15

Halifax October 15th 1849

At a special meeting of the City Council held this day Present His Worship the Mayor, Aldermen Anderson, Laicalau, Brain, Keister, Smithers, Cabot, Pratt, Caldwell, King, Mordick, Taylor, Northup, Johns, Roche, Jennings, King and Anderson

The City Council were summoned to appoint a Presiding Officer for holding an Election for Ward No. One, To elect a Recorder, City Clerk, Assistant City Clerk, a City Treasurer and other City Officers, agreeably to the Act and the transaction of other business

Read over proceedings of 3rd October instant

Read letter to Secretary of the Province of 3rd Instant, as entered in page 184

Read Secretaries letter of 3rd Instant in answer thereto as entered in Page 184

Read Secretaries letter of 4th Instant Copy of Protest, also Alderman Taylors letter as entered in Page 185

Read Minutes of Alderman Pipers having been sworn into office as Mayor on the 10th Instant as entered in Page 188

Read following resignation of A. Hemmelen Esquire late Mayor

Halifax 10th October 1849

Gentlemen

Agreeably to the Act Entitled 'An Act to consolidate the acts respecting the Incorporation of the City of Halifax' I hereby give you notice of my desire to retire from the City Council and of my resignation accordingly

To

His Worship
The Mayor
City Council

Thave the Honor to be
Gent

Your most obed^t Servant
Sig^d A. Hemmelen
Late Mayor

The following Resolution is then introduced Resolved that the minutes of the meeting of Council of October 3rd relating to Auditors be not confirmed inasmuch as neither Mr. Wm A. Bell nor Mr. Eddy Tupper received a majority of votes of the Members present at that meeting as required by Law, to which following amendment is introduced Resolved

Resignation
of A. Hemmelen
Esquire late
Mayor

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Resolved that the minutes of Proceedings of City Council of 3rd instant relative to election of Auditors be confirmed which amendment being put is carried 9 voting for it, and 8 against it - the original is therefore lost and the names being called they stood thus -

For the amendment		against it	
Meigs	Keish	Meigs	Braine
	Roche		Northrup
	Schms		Jennings
	Smithers		Watt
	Caldwell		Laidlaw
	King		Murdoch
	J.H. Anderson		Ring
	W.G. Anderson		Taylor
	Cabot		
	<u>9</u>		<u>8</u>

Resol. rel. to Election Ward One

Resolved that Alderman Taylor be the Presiding Officer for holding the Election for Ward No One to which the following amendment is introduced -

Resolved that Alderman Watt be the Presiding Officer which amendment being put is lost the original is then put and carried. Alderman Taylor is therefore Presiding Officer for holding Election for vacancy in Ward No One.

Mr. Alderman Northrup moves for leave to enter a resolution relative to the validity of Alderman Myers election as Mayor when the following resolution is moved.

Resolved that the foregoing be not received and that the City Council proceed with the business of the day which being put is carried 12 voting for it and 5 against it, and the names being called for they stood thus.

For the Motion		Against it	
Meigs	Caldwell	Meigs	Northrup
	Roche		Jennings
	Smithers		Laidlaw
	King		Ring
	Watt		Taylor
	Murdoch		
	J.H. Anderson		
	W.G. Anderson		
	Cabot		
	Braine		
	<u>12</u>		<u>5</u>

The

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The following resolution is next introduced

Resolved That in proceeding to the election of Officers the City Council be governed and act in Conformity with the 113 Section of the Act. to which the following amendment is introduced

Resolved that the resolution of the 17th April relative to all appointments to Office of emolument be confirmed, which amendment being put is lost the original is then put and carried 12 voting for it and 5 against it

On Motion the following Salaries of the present City Officers is read

Resol. rel. to Salaries of City Officers

The Recorder	£200
City Clerk Salary	250
Assistant City Clerk	300
Marshall	140
8 Constables each £50	50
Keeper of Market and Health Inspector	480
Under Keeper of Fish Market	50
Keeper of Powder Magazine	25
Overseer of Streets each £50	20
City Assessors	160
Keeper of Bridewell and a for	80
Matron and Under Keeper	120
Keeper of Cemetery	50
Surgeon to Bridewell	16.13.4

The City Council next proceeded to the election of a Recorder, the names of various applicants are read the Ballot is proceeded with when there appeared for

- B. Murdoch Esq 8 -
- George J Blanchard 8 -
- W^o J Sawers 1 -

and there being an equality of votes for Mr Murdoch and Mr Blanchard the Ballot is again proceeded with when there appeared for

- George J Blanchard 10 -
- B. Murdoch 7 -

Mr Blanchard is therefore duly elected Recorder for the City for the ensuing year

The City Council next proceed to elect a City Clerk and there being no applicant but Mr J. J. Clarke the Ballot is proceeded with when there appeared for

J. J. Clarke

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J. J. Clarke Esq 11 —
J. West Esq 5 —
Blank 1 —

Mr. J. J. Clarke is therefore elected City Clerk for the ensuing year

The City Council next proceed to elect an Assistant City Clerk the names of the various applicants are read over. The Ballot is proceeded with when there appeared for

Mr. John L. Cragg 9 —
Christopher Bolton 8 —

Mr. John L. Cragg is therefore elected Assistant City Clerk for the ensuing year

The following memorial of Laurence Hartshorn Esquire City Treasurer is read

To His Worship the Mayor and the Aldermen of the City of Halifax in City Council assembled

The memorial of Laurence Hartshorn respectfully sheweth

That your memorialist in soliciting to be reelected to the Office of City Treasurer, begs to call to the notice of the City Council a Resolution passed by that Board in October 1848 to the effect, that after this date no person should hold Office, except such as resided within the City

Your memorialist having on receipt of his present Office and that of Clerk of Licences, abandoned all other pursuits, with the understanding that so long as he discharged his duties with zeal and fidelity he would remain undisturbed in the possession of them, must of necessity comply, and remove from his present residence in Dartmouth, to the City if the said Resolution, as respects him remains unrevoked. But your memorialist respectfully states that he resided in Dartmouth when this City was incorporated, and when appointed City Treasurer, that he has never been absent from his Office at the stated hours of business, unless prevented by sickness, and that to abandon his property at the present time, (on the repairs of which he has expended a considerable sum) and rent a house in the City, would prove a serious loss and inconvenience to Your memorialist and greatly abridge his means of living already materially reduced by the recent deprivation of the appointment of Clerk of Licences

Under the circumstances stated by Your memorialist, he is induced to hope that the City Council will

Memor. of
City Treasurer
rel. to his resi-
dence in
Dartmouth

1849

Oct 15 will favorably view the peculiar situation in which he is placed, and should they see fit to reelect him, will be pleased as far as respects his case to revoke the resolution to which he has referred

Sig^d L Hartshorn

Halifax 13 October 1849

When the following resolution is introduced

Whereas Laurence Hartshorn the City Treasurer has set fourth in his memorial that at the time he received the said appointment he resided in his own property in Dartmouth and should he be compelled to remove from that place, it would prove a serious loss and inconvenience and whereas he since Laurence Hartshorn has never been absent from his duties in consequence of such residence, but has discharged the same with zeal and to the satisfaction of this Council

Resolved that so much of the resolution referred to in his memorial and passed on the eleventh day of October 1848 relative to the residence of the said Laurence Hartshorn while holding the office of City Treasurer be revoked.

Read resolution of City Council of 11th October 1848

The ballot is then proceeded with when there appeared for

Laurence Hartshorn 13

William Cockaine 11

Laurence Hartshorn Esquire is therefore elected City Treasurer for the ensuing year

The foregoing resolution is then put and carried 12 voting for it and 5 against it

The City Council next proceed to the election of City Clerk of Licences - the applications of the various applicants are read when the ballot is proceeded with when there appeared for Otto S Weeks 11 Blank 4 Richard Tremain 1 John Romans 1. Mr Otto S Weeks is therefore duly elected City Clerk of Licences for the ensuing year

The City Council next proceed to the election of City Marshall, the ballot is proceeded with when there appeared for Mr George Irvin 16 Blank 1. Mr Irvin is therefore duly elected City Marshall for the ensuing year

The City Council next proceed to the election of Constables - the ballot is proceeded with, when there appeared for Constable for

District No 1. H Campbell 1 vote James

Ham 16 votes

For

Rept. - ref. to L. Hartshorn City Treasurer

Election of Clerk of Licenses

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Election of
City Constables

- For District No 2 P. Caulfield 17 —
- For District No 3 G. Cotter 15 —
- For District No 4 P. Parsons 15 —
- For District No 5 G. Glazebrook 13 —
- do Blank 1 —
- do A. Campbell 1 —
- do Parsons 1 —
- For District No 6 A. Macksey 16 —
- For District No 7 M. Mulligan 15 —
- For District No 8 W. Rodrick 16 —

James Ham, P. Caulfield, G. Cotter, P. Parsons, G. Glazebrook, A. Macksey, M. Mulligan and William Rodrick are duly elected Constables for the City for the ensuing year —

The City Council next proceed to elect Clerks of Market for the ensuing year — the ballot is proceeded with when there appeared for —

- B. Cochran 8 —
- James Mahony 7 —
- Jebina Hall 1 —
- William Saxton 1 —

And neither having received a clear majority the ballot is again taken when there appeared for —

- B. Cochran 10 —
- James Mahony 7 —

B. Cochran is therefore elected one of the Clerks of the Market for the ensuing year —

The ballot is again proceeded with when there appeared for —

- William Saxton 8 —
- Jebina Hall 8 —
- Inglis 1 —

and there being an equality of votes the ballot is again taken when there appeared for —

- William Saxton 8 —
- Jebina Hall 9 —

Mr^s Jebina Hall is therefore elected the other Clerk of the Market for the ensuing year —

The City Council next proceed to the election of Weighers of Flour, when the following resolution is introduced —

Resolved that two Weighers of Flour be elected which on being put is passed — The Ballot is then proceeded with when there appeared for —

Clerks of the
Market
Elected

Samuel

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Samuel Carten	7	—
John Parker	6	—
W. Cockaine	2	—
H. Wright	1	—
Joshua Lee	1	—

and neither having a clear majority the Ballot is again taken when there appeared for _____

Samuel Carten	9	—
John Parker	8	—

Weighers of Flour elected

Samuel Carten is therefore elected one of the Weighers of Flour for the ensuing Year _____

The Ballot is again proceeded with when there appeared for _____

John Parker	10	—
W. Cockaine	7	—

Mr. Samuel John Parker is therefore duly elected the other Weigher of Flour for the ensuing Year _____

Jacob Currie & James Pollock elected Supervisors of Streets

On Motion Messrs Jacob Currie and James Pollock are elected Supervisors of Streets for the ensuing Year there being no other applicants _____

The City Council next proceed to the Election of Collector of Road Taxes for various Wards the Ballot is proceeded with when there appeared for _____

William Smith	10	—
John C. Craigen	7	—

Mr. William Smith is therefore elected Collector of Road Taxes for various Wards for the ensuing Year _____

Surgeon of Bridewell elected

On Motion Dr. Hume is elected Surgeon to the Bridewell Establishment there being no other application _____

On Motion W. McDonald is elected Keeper of Bridewell Establishment there being no other applicant _____

Keeper of Cemetery elected

The Ballot is then taken for Keeper of Cemetery for ensuing Year when there appeared for _____

Joseph Keefer	9	—
Barnstead	3	—

Mr. Joseph Keefer is therefore elected Keeper of Cemetery for ensuing Year _____

Keeper of Fish Market elected

On Motion Daniel McQueen is appointed under Keeper of Fish Market there being no other applicants _____

The Ballot is then taken for Health Inspector and Keeper of Markets when there appeared for _____

Henry Partter	14	—
J. Mc Inglis	3	—

Mr. Henry

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Mr Henry Parker is therefore elected Health Inspector
and Keeper of Markets for the ensuing Year

The Ballot is then taken for Keeper of Powder
Magazine when there appeared for Samuel
Samuel Marshall 14
A. Pichon 3

Mr Samuel Marshall is therefore elected Keeper of
Powder Magazine for the ensuing Year

The Ballot is then proceeded with for Pound
Keeper when there appeared for
J. C. Tobin 8
W. McDonald 9

Mr W. McDonald is therefore elected Pound Keeper for
the ensuing Year

Mr Jacob Currie on Motion is appointed
Superintendent of Common there being no other appli-
cant

The City Council next proceed to elect
Commissioners of Streets when the following Gentlemen are
appointed

- Ward No. 1 W. G. Anderson Esquire
- Ward No. 2 B. Smithers
- Ward No. 3 E. Cabot
- Ward No. 4 Thomas King
- Ward No. 5 William Johns
- Ward No. 6 Joseph Jennings

The Ballot is next taken for Measurers of
Wood when there appeared for

- Gilfoile 6
- McNab 7
- Foley 11

and their being no clear majority the Ballot is again
proceeded with when there appeared for

- McNab 9
- Foley 3
- Gilfoile 4

McNab is therefore elected Measurer of Cord Wood for
ensuing Year

W.P. Henry Fryor Mayor
Office of City Clerk
Halifax Oct 15 1849

I have the honour to transmit for the information
of His Excellency the Gov^r that a meeting of the
City Council held this day George S. Blanchard Esq was
duly

Commissioners
of Streets -
Appointed

Measurer of
Wood elected.

1849

Oct 15

duly elected Recorder of the City of Halifax for the ensuing Year and I am directed by the City Council respectfully to request his Excellency's approval of said appointment and that he will be pleased to name a day for the purpose of having George S Blanchard Esquire sworn into Office

I have the honor to be

Sir

Your most obedient Servant

By James S Clarke

City Clerk

To

Honourable

Joseph Howe

Provincial Secretary

Oct 16

Provincial Secretaries Office

October 16th 1849

Sir

I am commanded by the Lieutenant Governor to convey to you his Excellency's approval of the appointment of George S Blanchards Esquire as Recorder of the City of Halifax and to name Twelve O'Clock to day for the purpose of swearing him into Office

I have the honor to be

Sir

Your obedient Servant

By Joseph Howe

James S Clarke Esq

to to to

Oct 18

Clinton and Campbell sworn into office as Constables for the City during Cotter and Parsons illness

Oct 26

Jelina Hall and Benjamin Cochran having taken the oath of Office prescribed by Law are this day sworn into Office as Clerks of the Market for the City in presence of Alderman Naylor

Oct 27

George Irwin having filed his Bond and having taken the Oath of Office, ^{prescribed by Law in this day sworn into office} as City Marshall in presence of the Mayor

Oct 29

Samuel Marshall having filed his Bond and having taken the Oath of Office prescribed by Law in this day sworn into Office as Keeper of Powder Magazine in presence of the Mayor

1849

Oct 29

Samuel Carter and John Parker having been appointed Weighers of Flour for the City, are this day sworn into Office as Weighers of Flour for the City.

Laurence Hartshorn Esquire having filed his Bond and having taken the Oath of Office prescribed by Law is this day sworn into Office as City Treasurer in presence of the Mayor.

Oct 30

At a Special Meeting of the City Council held this day Present His Worship the Mayor Aldermen W.G. Anderson, Landlaw, Braine, Hon. A. Math, Smithers, Cabot, Matt, Caldwell, King, Murdock, Naylor, Northrup, Roache, Jennings, King, and J.H. Anderson

The City Council were summoned to receive the return of Election for Ward No one, to appoint the various Committees for the ensuing year, likewise a Board of Health, to consider the Bye Law relative to Dogs, the payment of several accounts and the transaction of other business

Read over proceedings of 15 October

The return of Election for ward number one, held yesterday agreeably to the Proclamation of His Worship the Mayor having been read and George Mitchell Esquire having been returned as duly elected and that gentleman being in attendance and having taken and subscribed the Oath of Allegiance and the Oath of Office prescribed by Law, as well as that of a Justice of the Peace for the City takes his seat accordingly

The City Council next proceed to appoint the various Committees for ensuing Year when the following Gentlemen are appointed

Standing Committees Appointed

Committee of City Property

Ward No 1	Alderman	Mitchell
"	2	Braine
"	3	Cabot
"	4	Murdock
"	5	Roche
"	6	J.H. Anderson

Committee of Cemetery

Ward No	Alderman	Walt
"	"	J.H. Anderson
"	"	W.G. Anderson
"	"	Jennings
"	"	Murdock
"	"	Roche
"	"	Naylor

1849
Oct 30

Standing
Committees
Appointed

Committee of Common

Ward No 1	Alderman	Anderson
" 2	"	Braine
" 3	"	Walt
" 4	"	Taylor
" 5	"	Johns
" 6	"	King

Committee for Tenders for Public Works

Ward No 1	Alderman	Laialau
" 2	"	Smithers
" 3	"	Cabot
" 4	"	Taylor
" 5	"	Northup
" 6	"	J. W. Anderson

Committee of Public Accounts

Ward No 1	Alderman	Mitchell
" 2	"	Smithers
" 3	"	Caldwell
" 4	"	Taylor
" 5	"	Richie
" 6	"	King

Committee for Hackney Carriages

Alderman	Braine
"	Taylor
"	Walt

The City Council next proceed to nominate and appoint two fit and proper persons from out of every respective Ward to form and constitute the Board of Health for the City agreeably to the Act, when the following Gentlemen are appointed

Ward No 1	Ward No 4
Charles Mc Cleary	Martin Black Jr
John Harris	John Richardson
Ward No 2	Ward No 5
Archibald Scott	George Gray
Joseph Fairbanks	J. W. Burp
Ward No 3	Ward No 6
John Metzler	Edward Billing
Benjamin Crier	William Bell

Read the following communication from Water Company

1849
Oct 30

Halifax Water Company's Office
October 29th 1849.

Sir

I have the honor to lay before you a Resolution which was passed at a meeting of the Directors of the Halifax Water Company on the 26th instant which you will please communicate to the City Council, and which is as follows viz

Resolved that the Fire Plug in Brunswick Street opposite George Gray's shop is inefficient in its present location in consequence of being lower than the main it becomes choked with gravel, and should be removed to the upperside of the Street near the entrance to the Garrison Chapel and that the Secretary do communicate with the Corporation on the subject

I have the honor to be

Sir

Your obedient Servant

G. S. Shannon

Secretary

To His Worship

The Mayor

When the following Resolution is introduced

Resolved that the Water Company have leave to remove the Fire Plug from the lower side of the Street to the upper, to be put down in the place pointed out in their communication, which on being put is passed

Read following communication from Gas Company relative to their assessment

Halifax Gas Light Office

September 30th 1849

To His Worship

The City Council

Gentlemen

The President and Directors of the Gas Company at all times willing to contribute their just proportion of the City Taxes have under the Section 69th of the Act of Incorporation tendered to the City Treasurer the sum of £36.14.3 for the Year 1849 being in their opinion a greater sum than they ought to pay called upon for, according to the funds of the Company. This Section requires a return of the Profits of the Company which have been stated to be under £1000 now this sum supposes a Capital of £26,700. yielding 6 per Cent, say six Hundred at 29 being £36.14.3 but the Company was indebted at the time of making up that Statement in the sum of £3000 which under the 72^d Section would have been demanded

That whatever amount represents the Capital of the Company in 1849

Letter of
Water Co
rel to Plug
Brunswick
Street

Letters -
Halifax Gas
Light
Company
to their Asses-
sments