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Ward No 5
Five Wards
G. A. Creighton
Richard Mearns
William Coleman
Five Constables
Thomas Mehu
Daniel O'Brien
John Hamilton
Laurence McDonnell

Ward No 6
Five Wards
John Winters
John Longard
William Mearns
Five Constables
Duncan McDowell
William Smith
William Howe
Joshua Bush

Read following Memorial of George L Johnston and others for a drain in Barrington Street as likewise Subscription list

Halifax N.S. Nov 18th 1832
To His Worship the Mayor and City Council assembled,

We the undersigned Citizens of Halifax and residents of Barrington Street finding it necessary that a drain should be made in said Street for the purpose of carrying the water from their premises, humbly request that you will assist and aid them in the accomplishment of the work. Should you decide upon granting such assistance, we are prepared to pay one half of the amount of the estimated cost when the work shall be commenced

Signed: George L Johnston
Wm Crawford
Halifax Nov 18th 1832

Mr. Morrissey Esq.
Commissioner of the Board of Ward No 3

We the undersigned promise and agree to contribute the sums set opposite our names respectively towards the making and completing a Public Drain on the Eastern Side of Barrington Street running past our properties on the said Street into the public drain down Duke Street and of sufficient depth below our cellars to admit of their being properly drained, provided the work can be commenced and completed this autumn

Signed George L Johnston £5.0.0
Wm Crawford 5.0.0
Jas Donaldson & W McCall 5.0.0

When the following resolution is introduced

Resolved

Memorial
of Johnston & others
for a Drain in
Barrington St.

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Resolution re:
to Drain in
Darrington St

Resolved that the Sum of Fifteen pounds be granted to George L Johnston and others towards making a drain in Darrington Street, when they pay a like sum into the hands of the Treasurer for the same purpose, and said grant to be paid when the City Treasurer is in funds, which on being put is passed 10 voting for it and 3 against it,

On Motion Petition of Maurice McSheath and others submitted 27 December is next taken up and read

To the Worshipful the Mayor and Aldermen of Halifax

The Petition of Maurice McSheath, William Wandick, Philip Alden, Thomas Gallivan, Thomas Amers, William Carey, and John Kemmer Humbly Sheweth

That Your Petitioners who are owners of property in Dresden row, Spring Gardens find it absolutely necessary to have a main drain constructed from within fifty eight feet of the South corner of the property owned by William Fairbanks by down the West side of Dresden row until it runs 16 feet past the property of Mr Carey, thence crossing the street to the main drain at the corner of Dresden row and Atterbury Street. At present the cellars in that locality are never free of water, and during heavy rains are completely overflowed there is a Hydrant in the Street, which in winter renders it almost impassible in consequence of the water overspreading and freezing thereon. Two of Your Petitioners are about to vacate Yr cellars but find themselves unable to proceed from having no means of carrying off the water.

The length of the contemplated drain will be about forty six feet and the probable cost from 30/ to 35/ per foot, whole amount about eighty pounds, one half of which Your Petitioners are willing and ready to pay into the City Treasury, Your Petitioners therefore pray that Your Worshipful Body may grant the remaining portion of the cost and cause said drain to be constructed, and Your Petitioners as in duty bound will ever pray

Signed M. McSheath
Wm Wandick
on behalf of the Petitioners

When following resolution is introduced

Resolved

Memorial
McSheath & others
Drain in
Spring Garden

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Resolved that the Petition of M. McCreath and others be complied with and that the sum of Forty pounds be granted for carrying on the work, whenever a like sum be paid into the City Treasury said Forty pounds to be paid as soon as the City is in funds, which on being put is passed

Read following Letter from Chas Swinney Esquire and others Committee of Water Company relative to rent due for Reservoir

Halifax November 12th 1852

Sir

The City Treasurer having made a demand upon the Halifax Water Company for £50.5.0 rent alleged to be due to the City for a lot of land on the Common obtained for a Reservoir, which demand has been duly laid before the Board of Directors, who have appointed us the undersigned a Committee to confer with the City authorities on the subject,

We have therefore to submit on behalf of the Company that they should not be called upon to pay rent for the lot referred to except from the 31st day of March A.D. 1851 at which time the new Act was passed changing the locality of the reservoir, which was rendered necessary in consequence of the Acts of the Commissioners of the Streets or Common who had made the land so granted of no use to the Company for the purposes specified in the original Act. This offer of course is made by us without prejudice

We have the honor to be

Sir

Your most obedient Servants

Charles Swinney } Committee
M. Shannon } of
J. P. Avery } Directors

A. W. Worsnip }
The Mayor }

Read this Hon^r the Recorder's opinion as entered 2nd September last (Vol 104) when following resolution is introduced

The City Council having taken into consideration the Communication from Charles Swinney Esq and others Committee of Water Company relative to rent due for the Reservoir on the Common, and the opinion of His Hon^r the Recorder bearing date 30 August 1852 Having been read, Therefore Resolved that this Council acting on

Communication Committee of Water Company rel: to Reservoir

Resolution rel: to Reservoir on Common rented by Water Coy

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upon that opinion fully conceive that the City is justly entitled to the rent for said Reservoir from the 1st October 1848, and that a copy of this resolution be transmitted to the Secretary of the Water Company for the purpose of being submitted to the Directors at their first meeting, which on being put is passed unanimously

The City Council next proceed to elect Measurers and Surveyors of Lumber for ensuing Year,
Read following returns

To His Worship the Mayor and Aldermen
For the information of Your Honourable Council I humbly submit a return of the quantity and quality of Lumber so Surveyed by me from 1st Dec 1851 to 1st Dec 1852 and the amount received therefrom. And solicit reappointment in Office for the ensuing year

Lumber 1057,928⁺ superficial Measure

Timber 83 tons 82 feet

Dimensional do. 25,780 feet running measure

Shingles, Pine & Cedar 101,000

Amount for Surveying £62.11.0

Malaga 21st Dec^r 1852

Signed Henry Spike

Returns of Surveyors of Lumber

Return of Lumber so Surveyed by Wm Henderson for 1852

Lumber 237,820 feet

Timber 252 feet

Amount for Surveying £11.8.7

By Wm Henderson

Return of Lumber Surveyed by James Suttow for the present year 1852

Lumber 665,898 feet

By James Suttow C.S.

Amount of Lumber, Timber, Deals, Hard Wood
Wrought &c Surveyed from 30th Nov 1851 to 30th Nov 1852

Lumber and Timber 1360,870 feet

Amount for Surveying £68.16.10

Malaga 28th Dec 1852

By Wm Mc Werson Sur^r

Return

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Return of Lumber Surveyed by Robert
 Graham for the current year
 Lumber 2500,000 feet
 Amount of Survey £25-
 By R. Graham

Surveyors of Lumber appointed

When on Motion Henry Spivey, William
 Anderson, John McSherron, Robert Graham, James Sutton
 and James Dechman Junr. are appointed Measurers and
 Surveyors of Lumber for ensuing year,

Aldr. Scotts motion re: to Sho. Grants are withdrawn

Council next take up notice of Alderman
 Scott for reconsidering the resolution for payment of Thomas
 Grants account passed 15 November 1852 (folio 31) when
 Mr Scott having withdrawn his notice said account is ordered
 to be paid from General Funds of the City

The subject of providing means for
 cutting down Barrack Street stands over

The City Council next take up a
 Letter from Secretary of Industrial Exhibition as also resolution

Office of Industrial Exhibition
 Halifax Nov 16th 1853

Letter & Resolution from Secy of Industrial Exhibition

I am directed by the Executive Committee
 of the Nova Scotia Industrial Exhibition for 1853 to enclose to you
 the following copy of a resolution passed at a Meeting
 held yesterday, and respectfully to solicit an answer at
 your earliest convenience

J. S. Clarke Esq
 City Clerk

I am Yours ob. Servt
 Sig. M. D. Desbrosses
 Asst Secretary

Resolved that the Secretary address a
 letter to the City Clerk requesting on behalf of the Committee, to
 be informed, whether any, and what, further action has
 been taken by the City Council on a Petition forwarded to
 that Body, requesting their assistance in promoting the
 objects of the Industrial Exhibition

When following resolutions are introduced
 Resolved

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Resolved that under the Charter of Incorporation the City Council is without authority to vote any sum of money for the object of the Industrial Exhibition

Resolved that the City Council entertain the highest opinion of the excellence and usefulness of the intended Exhibition, and therefore in any way it should appear that they can officially assist or promote the views of the Commissioners they will cheerfully give them their aid, which on being put is passed.

Resolutions rel.
to Industrial
Exhibition

The following Bond of Mr John Parker one of the Weighers of Flour and Meal having been submitted to the Council the same is approved of.

Know all men by these presents that the John Parker of Halifax and Province of Nova Scotia, Gentleman as principle and John Northrup of the said City Merchant, and John Rodgers of the said City Butcher, are held and firmly bound to the City of Halifax in the sum of Eight Hundred pounds of lawful money of the Province aforesaid, that is to say the said John Parker in the sum of Four Hundred pounds and the said John Northrup and John Rodgers as securities for the said John Parker in the sum of Two Hundred pounds each, to be paid to the said City of Halifax, for which payment to be well and truly made, we bind ourselves, our heirs and executors and administrators firmly by these presents, sealed with our seals and dated this third day of December in the year of our Lord one thousand eight hundred and fifty two

Weigher of Flour
Bond
John Parker

Whereas at a Meeting of the City Council held at Halifax on the fifteenth day of October last past, the said John Parker was duly elected and appointed to the Office of Weigher of Flour and Meal for the City of Halifax, and Whereas by an Act passed at the last meeting of the Legislature it was enacted that all Weighers of Flour and Meal appointed by the City Council shall before entering upon the duties of their Office give security by bond to the City of Halifax in such penal sum and with such efficient security as may be approved of by the City Council, conditioned for the faithful performance of their duties

Now the condition of this obligation is such that the said John Parker shall well and faithfully perform execute and discharge all the duties appertaining to the said Office

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Office of Weigher of Flour and Meal, agreeably to Law and such Ordinances, or By Laws of the Said City Council as may be legally made relating thereto, as such Weighers of Flour and Meal, shew this obligation to be null and void, otherwise to be and remain in full force and virtue

Signed Sealed and Delivered in presence of James S. Clarke

Signed John Parker
John Northup
John Rodgers

The following bond of John Winters one of the Weighers of Flour and Meal having been submitted to the City Council the same is approved of

Know all men by these presents that we John Winters of Halifax and Province of Nova Scotia Gentleman Principal and William Patterson of the said City Shopkeeper and Jeremiah Northup of the said City Merchant are truly and firmly bound to the City of Halifax in the sum of eight hundred pounds of lawful money of the Province aforesaid that is to say the said John Winters as principal in the sum of four hundred pounds and the said William Patterson and Jeremiah Northup in the sum of two hundred pounds each to be paid to the said City of Halifax for which payments to be well and truly made, we bind ourselves, our Heirs, Executors and Administrators firmly by these presents sealed with our seals and dated this twenty third day of November in the year of our Lord one thousand eight hundred and fifty two

Weigher of Flour
Bond
John Winters

Whereas at a meeting of the City Council held at Halifax on the fifteenth day of October last the said John Winters was duly elected and appointed to the Office of Weigher of Flour and Meal for the City of Halifax, and whereas by an Act passed on the thirty first day of March 1851. Intituled an Act concerning the City of Halifax, it was enacted that all Officers of the City shall give such security by bonds with good sureties or otherwise as the Council shall direct and approve

Now the condition of this obligation is such that if the said John Winters shall well and faithfully perform execute and discharge all the duties appertaining to the said Office of Weigher of Flour and meal, agreeable to

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to law and such Ordinances or by laws of the said City Council as may be legally made relating thereto as such Weigher of Flour and Meal, then this obligation to be null and void otherwise to be and remain in full force and virtue

Signed Sealed and
Delivered in presence of
James S Clarke

Signed John Winters
William Patterson
Jeremiah Northrup

Resolution re:
Collection of
Fire Tax

The return of City Treasurer of list of persons who have neglected to pay their Fire Tax having been submitted to the City Council the following resolution is introduced Resolved that His Worship the Mayor Cause Warrants to be issued for enforcing payment of the sums due for the Fire Tax, which on being put is passed.

The following report of Committee of Public Accounts of 22 October and 24 December last having been submitted to the City Council, the Council direct His Worship the Mayor to draw checks for the amounts therein mentioned viz

Report of Committee
Public Accounts
22 Oct + 24 Dec '32

<u>Bridewell</u>	
William McDonald for July	9. 11. 4 1/2
ditto for Sept	10. 4. 9
Henry Payer for Straw	0. 15. 0
Water Company	2. 0. 0
William McDonald for Octr	9. 18. 7
ditto for Nov	9. 14. 0
<u>Common</u>	
William Stairs & Son	0. 4. 8
<u>Fire Department</u>	
Thomas Pegg	9. 0. 0
<u>City of Halifax</u>	
Gas Light Company	400. 0. 0
Water Company	190. 0. 0
J. Forrstell	0. 10. 0
Thomas Casey	0. 10. 0
Thomas Pegg & Co.	0. 6. 9
<u>City Property</u>	
Michael Monaghan	9. 0. 0
ditto	3. 13. 7

Read

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Read following report of Committee of Tenders of 23 December, when on Motion said report is received, Tenders accepted, parties giving the usual security;

Extract from Minutes of Committee of Tenders 23 December 1852

After due consideration the Committee decided to accept the following tenders they being the lowest viz-

For Printing and Advertising, English & Blackader

John St Croftill

William Emmand

For Wheelwrights Work William Stevens

For Blacksmiths Work William Caldwell & Son

For Bridewell (Anchors & Meat) William Evans

/ Groceries / William Kennells

/ Soft Soap / James Adams.

For Lumber (being the only tender) Joseph Jennings

For Stationary William Grant Jr

True Copy

Signed A. Pirrose, Chairman

The City Council next take up following report of Commissioners of Streets relative to obtaining a Plan of Roads and Sewers of the City

The attention of the Commissioners having been directed to the pressing necessity which exists for a correct plan of the City, including the sewerage and drainage thereof as well as having many unopened roads correctly marked out, a necessity which becomes more clearly imperative in consequence of the rapid enlargement of the suburbs, and a prospect of a much greater increase thereto, within a short period. Do unanimously request the City Council to authorize the Commissioners to take immediate measures to obtain from a competent Engineer such a plan as may be implicitly relied on and adopted for the future use of the City, and that an appropriation be made for that purpose out of the General funds not exceeding the sum of _____ pounds

True Copy

Signed B. W. Salter

Chairman

when

Report of
Committee of
Tenders

Report of
Comm of Streets
rel: to Plan of
Roads, Sewers &c

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When on Motion same stands over
for future consideration

The City Council next take into Consideration the appointment of Watchmen when following resolution is introduced.

Committee rel:
to Watchmen

Resolved that a Committee be appointed to investigate into the efficiency of the present Watchmen and report to the City Council, which on being put is passed

That Aldermen Sargent, Tott, Adams Morrissey, Dacey and Longard be that Committee

The following resolution is next introduced

Resolution rel:
to return of Excise
duty on Hose

Resolved that His Worship the Mayor make application to the Board of Revenue for a return of Excise duty paid upon the hose here recently imported for the use of the City

Had following report of Committee of 22 December appointed to see the Directors of the Gas Company

Malden December 22nd 1852
To His Worship the Mayor and Aldermen in Council

Report of Comtee
rel: to Conference
with Gas Company

Your Committee appointed to ascertain from the Malden Gas Company on what terms they would continue to light the City and furnish an increased number of lamps, solicited by note through the Chairman, a conference which was obtained, there being present on behalf of the Gas Company, James Donaldson, J. M. Anderson, and James Therman Esquires with the Worths Mr Must and for your Committee, after consultation at the points at issue these questions were propounded in behalf of the City for the consideration of the Gas Company by your Committee, requesting distinct replies

First, What will be the Charge for 100 lamps, instead of 80 as provided for in last years Contract
Secondly, Leaving it discretionary with the Manager of the Gas Works to select six moonlight nights in each month, without reference to time for turning of the Gas

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Gas instead of fixing the periods at three nights before and three nights before after the full moon will a reduction in price be made?

Thirdly If ten nights in each month instead of 6. be omitted, considering the decreased consumption, what reduction will be made?

Fourthly if 100 lamps are furnished and the contract be entered into for three years, adopting of course the most favourable of either of the foregoing propositions, what will be the charge for each lamp?

These queries your Committee were assured would be submitted to the Directors of the Gas Company by the gentlemen representing that Body present and the Conference concluded

A few days subsequent to the Conference the accompanying document was addressed to the Chairman of your Committee, from which it will be seen that the Company refuse to entertain any modification of the terms of the late contract but will furnish 100 lamps for the sum of £5 each. The additional lamps to be erected in places pointed out as the probable localities, by the Chairman of your Committee, the contract to be entered into for the term of three years

Richard Nugent Chairman

W. Anderson

A. Drumrose

Read following resolutions of Gas Company

At a meeting of the Directors of the Gas Company called to take into consideration the application for twenty additional lamps for the use of the City the following propositions were submitted by the Committee of the City Council

No 1. If 100 lamps are required for the use of the City for the year 1853 instead of 80 now in use under the present contract, would there be a reduction made in the price?

No 2. If the terms of contract were so altered so as to leave it discretionary with the Manager to select the six nights each month instead of the present arrangement of 3 nights before and 3 nights after the full moon would there be a reduction in the price?

No 3. If ten nights were omitted each month instead of 6 nights, what reduction would the Company make

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make in the price of each lamp?

No 4. If 100 lamps are engaged for three years, what would the Company charge for each lamp?

In reply to the foregoing propositions the Directors Resolved as follows

No 1. Resolved that as the Company are losing money upon the Public lamps at the present rate, they are not warranted in incurring the heavy additional expense required to erect 20 additional lamps for the few months the Committee of the City Council propose to use them.

No 2. Resolved that as the alteration would only entail on the Manager of the Works such additional responsibility they do not deem it advisable to make any alteration particularly as the present arrangement was made to meet the wishes of the City Council, to satisfy the public

No 3. Even under this arrangement of 10 nights instead of 6 nights, the Company would lose money on the lamps they therefore would not feel justified in making a reduction in the price

No 4. The Directors of the Gas Company having stated to the public that they would light the City for £5.6.0 per light per annum which having received the concurrence of the Company they feel authorized to meet the demand at the same rate as the existing contract, trusting that the Company will be partially compensated for the heavy expense it entails of over three hundred pounds by some additional private consumption

They will therefore if the City Council wish it, supply 20 additional lamps in the situations proposed to the Company, the City taking the one hundred lamps for three years at the same rate as the present contract say Five pounds per lamp per annum.

A Richard Nugent Esquire

Chairman of the Committee of the Council

for lighting the City

When following resolution is introduced

Resolved that an agreement be entered into with the Gas Company for lighting the City for the period of three years commencing from the expiration of the

Resolutions of Gas Company ad: to lighting the City

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the last agreement with them, at five pounds per lamp to the number of one hundred, and upon the basis of the last agreement, which on being put is passed

Read following report of the Committee appointed to have an interview with the Weighers of Flour and Meal, and also the agreement entered into by them which on Motion is received and confirmed

The Committee appointed to see the Weighers of Flour and Meal and ascertain if an arrangement could be adopted by which the earnings of each Weigher might be paid into the hands of one person and the equally divided between them

Respectfully report that they have been attended by the Weighers of Flour and Meal who have entered into an agreement for paying their earnings into the hands of one person, and then to be equally divided amongst them, which agreement is herewith presented

17 November 1852

Signed A. Sumrose

Rob. Noble

D. W. Walter

Agreement
between Weighers of
Flour & Meal

We the subscribers Weighers of Flour and Meal for the City of Halifax duly appointed by the City Council, at the recommendation of the City Council, do agree to become equally interested in all the fees which shall arise from our services as such Weighers, and we do severally agree with each other to appoint and do hereby appoint Mr William Grant the Younger to be our Secretary and Treasurer and that we will severally make returns to him of every large and quantity of Flour and Meal weighed by us, and every of us, and also after deducting 3p p barrel which we agree to allow our Secretary for his trouble, we will share equally in the emoluments which shall arise from our joint and several earnings as such Weighers, And we do also severally agree that Mr John Winters alone shall during the present year collect all our bills for weighing Flour and Meal, and he shall immediately pay over the amounts to the Secretary to be equally divided as before mentioned. And lastly that in case of any of us shall violate or fail to comply

with

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with the terms of this agreement, the party so violating or failing to comply with the same shall be liable to be suspended by the City Council or His Worship the Mayor from the Office of Weigher of Flour and Meal

Witness our Hands this seventeenth day of November 1852

Witness to the Signatures	Signed William Grant
	" John Winters
	" Samuel Cartou
Wm. L. Cragg	" John Parker

The following resolution is next introduced

Resolved that a committee of three be appointed to investigate into the way and manner the various measurers and weighers of Salt and Grain, Coal and Wood have discharged their duties for the past year and report to the Council any neglect that may have occurred or any incompetency that may exist, which on being put is passed, That Aldermen Tugent, Gibson and Morrissey be that Committee, which on being put is passed,

The City Council next take up the Plan and Specification for building a New Market as prepared by Mr William Findlay, when following resolution is introduced

Resolved that tenders be taken for building and completely finishing a City Market agreeably to Plan and Specification to be seen at the Office of City Clerk and tenders to be left at the Office of City Clerk on or before 1 day of February next said tenders to be submitted to the Committee of Tenders to report the same to the City Council no tender will be received unless accompanied with the names of two responsible persons binding themselves to be responsible for the entering into said Contract and the faithful performance thereof, which on being put is passed,

The following resolutions are next introduced

Resolved that the Bill entitled an Act in addition to the Act concerning the City of Halifax be referred to a committee to examine the same that they be authorized to make

Resolution & Committee rel: to Weighers and Measurers

Resolution rel: to tenders for City Market

Resolution rel: Act in add to Act concerning City of Halifax

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make such alterations and amendments as they may think necessary and report thereon to the Council. And that Alderman Nugent, Scott, Primrose, Falter and Davey be that Committee, which on being put is passed,

Resolution rel.
Nuisances by
Pigs, Goats & Geese

Resolved that His Honor the Recorder be requested to draw up a By Law relative to Nuisances caused by Pigs, Geese and Goats, either being kept within certain limits or going at large, which on being put is passed,

The following report of His Honor the Recorder relative to certain suits now pending before the Supreme Court is read

Report of the
Recorder rel.
trial Queen
Hendry

The Recorder begs leave to report to the Council that agreeably to their resolution he proceeded with the prosecution of an indictment against William A. Hendry for shutting up the road in Ward No. 2. The indictment having been found by the Grand Jury in the last Michaelmas Term, the cause was tried in the sittings of the Supreme Court, after term before the Hon. Mr Justice Wip and a petty Jury and occupied four days. The result was a verdict of Guilty against the traverser a rule nisi has since been granted by the Court for the argument of legal points arising out of the trial which will be for argument in April next at the Easter term.

The Recorder considering this a case of magnitude and importance owing to the principles involved in it, esteemed it his duty to have the assistance of junior Counsel at the trial. He accordingly obtained the aid of Mr So. Madden whose talents and zeal he is happy to acknowledge. He has also to thank Mr Alderman Primrose for assistance as a professional friend, on this occasion he has also to acknowledge the exertions of Alderman Longard and Wright in care of the Witnesses. There have been some expenses incurred in this cause for Copies of Grants and plans and there are one or two of the Witnesses who he thinks should be compensated for loss of time.

The Recorder also would report that a suit of Miss v. Smithers brought against a late Alderman and Street Commissioner for removing steps in Argyle Street was discontinued by the Plaintiff in consequence of the regular notice of action not having been served on the defendant, and that subsequently a notice of action has been served. He would recommend that the Commissioners of Streets for Ward No. 2 be authorized

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authorized to have proper surveys made in order to ascertain if the steps in question were on the street, or on the Ground of the prosecutors, so that the real point of Controversy be understood before further expenses and litigation be entered upon

Records Office Dec 28th 1832. E. Hannist. Murdoch
Recorder

When On Motion same is received and a vote of thanks passed to Alderman Primrose for the services and assistance rendered by him to the Recorder in the late Trial of the Queen vs W. A. Hendry

On Motion Council Rise

A. Keith Mayor