

1857  
June 2

Return of Number of Barrels  
of Flour & Meal weighed by John Parker for the  
quarter ending 31<sup>st</sup> March 1857

No. Bbls	Bbls short	Lbs short
<u>1436</u>	<u>23</u>	<u>295</u>

Letter J. W. Johnston  
rel. to Ferry Slip

Read Letter of J. W. Johnston  
relative to Ferry Slip when on Motion same is  
ordered to lie on the table for the present. (See file)

Report City  
Engineer

Read report of City Engineer  
of 8 May 1857 when on Motion same stands over  
for the present (See file for June)

Memo of Gregory  
Kelly rel to Well  
in Gottingen Street

Read Memorial of Gregory  
Kelly relative to a Well in Gottingen Street where  
following resolution is introduced (For Memorial see file)

Resol. rel to Well  
Gottingen Street

Resolved that the sum of  
Five pounds be granted in addition to the sum  
already granted for sinking a Well in Gottingen  
Street near the property of Gregory Kelly. Moved by  
Alderman Jennings seconded by Alderman Horsey  
which on being put is "passed." Voting for it and  
5 Against it

Read following report of the  
Committee of Streets of 30 May 1857 relative to Drain  
passing under Messrs O'Brien & Dupre's property

Report Committee  
Streets rel to Drain  
passing under  
Messrs O'Brien & Dupre  
premises

Committee Room 30 May 1857

The Committee of Streets beg leave  
to Report to His Worship the Mayor and the City Council  
that they have examined the petition of Messrs Dupre  
and O'Brien relative to the obstruction of a drain  
running under their premises - and have also had  
before them a Report from the Superintendent, and  
another from the Health Inspector which they annex

The Committee would recommend  
the City Council to request Mr William Lawson to  
remedy the obstruction complained of by the petitioners  
without delay.

All which is respectfully submitted

Lt. Samuel Caldwell  
Chairman

1857  
June 2  
Continued

Read Report of Superintendent of  
Streets on same subject.

Report Sup.  
of Streets rel. to  
Drain fact of  
Jacob Street

The Superintendent of Streets begs leave to report, that the flooding of Mr. O'Brien's Yard Kitchen is occasioned by the Water from the Main Sewer which passes down Jacob's Hill being obstructed by the new Fluo recently built by Mr. Wm. Lawson across the Sewer in the rear of Mr. O'Brien's House and premises and it is much to be regretted that similar obstructions have extended to the greater number of Sewers from the Dockyard gate to Fresh Water Bridge.

I am inclined to think this Sewer is one of the oldest in the Northern Division of the City, and no doubt was built before any of the Houses in its immediate vicinity as it passes under Mr. O'Brien's dwelling and appears to be well built and large enough where it passes under the House and Yard, and if cleared of the obstruction which impedes the Water in its course to the Harbour will be suitable for all the purposes of Drainage in that part of the City.

(Read in Com. 29 Inst) All which is Respectfully submitted

Sig<sup>th</sup> James Pollock  
Superintendent of Streets

Report of Health  
Inspector on the  
Same subject

Read report of Health Inspector on  
same subject

Halifax May 30<sup>th</sup> 1857  
To His Worship the Mayor

Sir

I beg leave to Report that in accordance with your request I inspected the Premises in Upper Water Street occupied by Mess<sup>rs</sup> O'Brien Son and B. W. Cupu and find the main sewer running down Jacob Street is stopped under Mr. Lawsons warehouse consequent by the Water flooded Mess<sup>rs</sup> O'Brien Yard Kitchen, Cellar &c causing a great nuisance to his family.

Mr. O'Brien stated that when the water run off there was privy soil on the plank of the yard and thought that the Privies of the Barrack run into the Sewer. I have examined the Barrack and can discover nothing of the kind. there are no drains from Privies in that vicinity as far as I can discover into the Main Sewer

1854

June 2  
Continued

But on examining Messrs O'Brien's Yard I found that their Privy was placed over the Sewer the mouth of which being closed or partially so and large quantities of water coming down said Sewer and flooding their yard he was or might have been the cause of Privy Soil being seen in their yard

I remain Yr  
Sic<sup>rs</sup> James Spike  
Health Inspector

On Motion said reports are adopted

Council rise

Whofelt Mayor

June 11<sup>th</sup>  
Assessors for fire  
Tax Sworn  
into office.

Robert M. Barnett sworn into office as one of the Assessors to make a fair and impartial assessment on the City relative to the Fire Tax in presence of His Worship the Mayor

June 17<sup>th</sup>

Robert Austin sworn into office as one of the Assessors to make a fair and impartial assessment on the City relative to Fire Tax in presence of His Worship the Mayor

Whofelt Mayor

1857  
June 13  
Continued

At a Special Meeting of City Council held this day present His Worship the Mayor, Aldermen Donohoe, Towns, Caldwell, Bell, Morrissey, Ross, Wills, King, Conway, Barry, King, Longard and Jennings

The City Council were summoned to take into consideration a Communication from J. W. Ritchie Esquire on behalf of Mess<sup>rs</sup> Daniel O'Brien and G. W. O'Leary - likewise a letter from William Lawson Esquire. To proceed with business standing over from last meeting and the transaction of other business.

Read over proceedings of 2 June  
Read order to City Assessors of 35 May

Report Committee  
Tenders

Alderman Conway Chairman of the Committee of Tenders submits report of Committee of 12 June relative to Tenders for repairs of Engine House.

Report Committee  
Public Accounts

Alderman Ross Chairman submits report of Committee of Public Accounts of 12 June

Letter James  
King

Alderman Barry submits Letter of Mr James King addressed to Committee of Common for use of part of the Common for a Race Course

Memo. of Read  
R. J. Mniacke

Alderman Bell submits Memorial of Rev. R. J. Mniacke and others against granting License for retail of Spirituous Liquors in the Saloon now under erection in connection with the Theatre

Letter J. W.  
Ritchie Esq<sup>r</sup>

His Worship the Mayor submits Letter from J. W. Ritchie Esq<sup>r</sup> on behalf of Mess<sup>rs</sup> O'Brien & O'Leary dated 2 June

Letter W<sup>m</sup>.  
Lawson Esq<sup>r</sup>

His Worship the Mayor submits Letter of William Lawson Esquire in answer to the resolution of City Council

Read Mr Ritchie's Letter

Dated 2 June 1857

Sir  
I have been instructed by Mr O'Brien and Mr O'Leary to call upon your attention to the serious damage they have sustained and are now sustaining by the overflow of their premises at the foot

1857  
June 13<sup>th</sup>  
Continued

of Jacobs street occasioned by defect in one of the  
City Drains.

The drainage of Jacob street is brought down to their houses and from some stoppage at the mouth of the drain or from some imperfection their cellars and back premises are filled with filth and their property destroyed. I now at their instance call upon you the Corporation to make good the loss and damage they have sustained and to have such steps taken as will prevent a recurrence of the annoyance.

Letter J. W. Ritchie Esq<sup>r</sup> rel. to Q. Brown & W. Dupis - premises

I am led to believe that the City Authorities have long been aware of the state of this drain and have not been ignorant of the injury it was occasioning yet they have allowed the nuisance to continue. I shall be obliged by an early reply.

Your obedient Servant  
Sig<sup>d</sup> J. W. Ritchie

To His Worship the Mayor

Read Mr. Lawsons Letter.

Halifax June 12<sup>th</sup> 1857

Sir

I beg to acknowledge the receipt of the opinions of the Superintendent of Streets, and the Health Inspector relative to the public sewer leading down Jacobs street.

Letter W<sup>m</sup> Lawson rel. to Drain foot of Jacobs Hill

I have to request you will report to his Worship the Mayor and to the Council, that I have lately had a further examination of the drain leading under the Commercial Warehouse and have ascertained that there is no obstruction within four or five feet outside the foundation of that building.

By the transmission of these documents to me I am led to suppose that some action was required by me with regard to the cleansing of the public sewer. Now, however willing I may be from a disposition to lessen or obviate if possible, the inconvenience to which a neighbour may be subjected, I beg respectfully to submit the opinion that I do not feel myself called upon as a private individual to incur expense in clearing out a public sewer, unless the obstruction arises from any impediment caused by me, which

1854  
June 15<sup>th</sup> in the present instance is not the fact.

Continued I am inclined to think from personal observation and experience that the gradual accumulation of an enormous quantity of gravel sand and surface earth from the street has impeded the passage of water down the public sewer from the entrance to its exit and has ultimately caused the present difficulty.

I have the honor to be

Sir

Your obedient servant

Wm. Lawson

To  
James S. Clarke Esq<sup>r</sup>  
City Clerk

when following resolution is introduced

Resol. rel to  
Sup<sup>y</sup> of Streets  
opening Drain  
under D. O'Brien's  
Premises

Resolved that the Superintendent of Streets be directed to open up Mr. O'Brien's Yard for the purpose of ascertaining if probable where the obstruction of the drain or sewer is, and clear away the same forthwith. Moved by Alderman Caldwell seconded by Alderman Noble, passed.

Alderman Caldwell's resolution for removal of a Gas Post near Post Office submitted by him 11 May 1854 is next taken up

Resolution rel.  
to removal of Gas  
Post near Post  
Office.

Whereas the Lamp Post situate at the corner of Birmingham and Duke Streets has been rendered unnecessary, by the erection of another by the Post office department a few feet from it, and as there is a very dark situation in Blowers Street at the South end of Argle Street, the thoroughfare to and from the Methodist, Baptist, St. Andrew's St. Pauls and Salem Churches, and greatly required for the engine House at Mr. Wright's property.

It is therefore resolved that the Lamp Post now at Austens Corner so called opposite the Post Office be removed to the latter Site in front of the Crighton property. Moved by Alderman Caldwell.

Alderman Conway Chairman submits report of Committee of Tenders relative to a Drain in Gottingen Street,

1857  
June 13<sup>th</sup>  
Continued

On Motion the By Law relative to  
Quaging and Inspecting of Oil is next taken up  
and read a second time

First Clause passed	Sixth Clause passed
Second " " " "	Seventh " " " "
Third " " " "	Eighth " " " "
Fourth " " " "	Ninth " " " "
Fifth " " " "	Tenth " " " "

By Law rel. to  
Quaging and  
Inspecting Dish  
Oil "passed"

On Motion said By Law is taken  
up and read a third time, when it is moved  
and seconded that said By Law be fairly engross-  
ed, and transmitted to His Excellency the Lieut  
Governor and Honorable Executive Council for  
their approval.

Alderman Bell gives Notice that  
he will call for the third reading of the By Law  
introduced 19 August 1856 relative to employ-  
ment of Bridewell men.

On Motion the report of  
Committee of Tenders of 12 June this day submitted  
is next taken up and read.

Extract from Minutes of Committee  
of Tenders of June 12. 1857

Report Committee  
Tenders repairs  
to Engine Houses

Committee of Tenders  
Met this day Present Aldermen Donohoe, King  
Barr, Longard and the Chairman

Opened Six Tenders for Work to be  
done at Engine Houses at Grand Parade and Nos 5  
and 6

- N<sup>o</sup> 1 a Tender from W. S. Russell for the  
whole Work £357<sup>0</sup> 10<sup>0</sup>
- N<sup>o</sup> 2 W. H. Marvin 437<sup>0</sup> 10<sup>0</sup>
- 3 John Conroy Parade 231<sup>0</sup> 0<sup>0</sup>
- 4 " " " " N<sup>o</sup> 6 52<sup>0</sup> 0<sup>0</sup>
- 5 Wm. Lownds for 5 & 6 60<sup>0</sup> 0<sup>0</sup>
- 6 James M<sup>o</sup>. Hill Parade 285<sup>0</sup> 0<sup>0</sup>

The Committee would recommend  
that the Tenders of John Conroy for Parade and the  
Wm. Lownds for Nos 5 & 6 be accepted they being the  
lowest for the whole

Which is respectfully submitted

Sig<sup>d</sup> Jeremiah Conroy Chairman

1854  
June 15<sup>th</sup> when on Motion said report is adopted, and Continued that John Conroy and William Lourds Tenders be accepted they giving the necessary security.

Read report of Committee of Tenders relative to Building of Drain in Gottingen Street this day submitted.

Committee Room  
Halifax 15 June 1854

Committee of Tenders Met this day Present Aldermen King, Donohoe, Longard, Wilks and the Chairman

Repat Committee Tenders rel. to Drain Gottingen Street.

Opened Five Tenders for excavating for and building a Drain in Gottingen Street.

1 <sup>st</sup>	Tender	Henry Manning	£ 455-0-0
2	"	Michael Cillon	350-0-0
3	"	John Mc Grath	391-17-6
4	"	Joseph Quire	408-12-6
5	"	Wm. O'Brien	434-10-0

The Tender of Michael Cillon being the lowest the Committee would recommend the same be accepted providing he gives sufficient security for the due performance thereof according to plan and Specification.

All which is respectfully submitted

Sigs Jeremiah Conway  
Chairman

where following resolution is introduced

Resol. rel. to Drain Gottingen Street

Resolved that the Superintendent of Streets be directed to make an estimate of the cost of proposed drain in Gottingen Street and report to the Council as soon as possible. Moved by Alderman King seconded by Alderman Bell which on being put is lost 3 voting for it and 9 against it.

The following resolution is next introduced

Resol. - rel. to adoption of M. Cillon's Tender

Resolved that the report of the Committee of Tenders be adopted and that Michael Cillon's tender be accepted he giving the necessary security for the faithful performance of the Contract. Moved by Alderman Caldwell seconded by Alderman Barry. passed

1857  
June 13<sup>th</sup>  
Continued

Moved and seconded that the Memorial of Mr. James King this day submitted be now taken up and read. Read the same.

Memo. of Hon B. Halliburton rel to Common for Horse Races.

Read Memorial of Hon Brinton Halliburton Chief Justice this day Submitted against granting permission for use of Common for a Race Course. (See Memo. in file June)

A Motion of adjournment is made and there appearing for the same six against it six His Worship the Mayor gives his casting vote against the adjournment.

Call of Council is here made 12 minutes to 6 o'clock.

Memorial of Rev. R. J. Uniacke et al against granting License to Saloon

Council next take up Memorial of Rev. R. J. Uniacke and others this day submitted against granting License to the Saloon attached to the Theatre. (See file for same)

The report of Committee of Public Accounts of 12 June this day submitted is next read and His Worship the Mayor then requested to draw Checks for following accounts.

Committed Room  
Halifax June 12<sup>th</sup> 1857

Report Committee Public Accounts 12<sup>th</sup> June 1857

The Committee of Public Accounts met this day present Alderman Cochran, Bish - Conchoe and the Chairman

The following accounts were submitted

Wm. Gossip	March	14/57	£ 3. 10. 0	✓
"	"	21/57	3. 0. 0	✓
"	"	28/57	3. 0. 0	✓
"	April	4/57	3. 0. 0	✓
"	"	11/57	3. 0. 0	✓
"	"	18/57	1. 10. 0	✓
"	"	25/57	1. 10. 0	✓
"	May	2/57	1. 10. 0	✓
"	"	9/57	1. 10. 0	
"	"	16/57	2. 15. 0	
"	"	23/57	3. 0. 0	
"	"	30/57	3. 0. 0	
"	June	6/57	3. 0. 0	
		13/57	3. 2. 11	£ 36. 4. 11

over

1857  
June 15<sup>th</sup>  
Continued

Amount Brought over Page 85	£ 56 - 7 - 11
Rich <sup>d</sup> & Kincoide	£ 3 - 2 - 6
Robert Noble	7 - 10 - 0
Bridewell	" " "
W <sup>m</sup> McDonald March	£ 10 - 17 - 10
" " April	5 - 5 - 4
" " May	12 - 5 - 10
W <sup>m</sup> Kennels	£ 58 - 0 - 0
R. Malcolm	£ 2 - 10 - 0
G. A. S. Christon	342 - 16 - 6
W. Lahey	56 - 9 - 2
Water Company	5 - 15 - 0
" " Police office	1 - 10 - 0
	<u>£ 503 - 8 - 1</u>

Amounting to Five hundred and three pounds eight shillings and one penny which the Committee recommend to be paid

Sigs Peter Ross  
Chairman

Read Memorial of R. H. Uniacke and others when following resolution is introduced

Resol. rel. to the granting of License for Saloon at the Theatre.

Resolved that His Worship the Mayor be respectfully requested not to grant a License for the Sale of Liquors to the Saloon or any other Building in connection with the Theatre now in course of erection in this City Moved by Alderman Bell seconded by Alderman Noble which on being put is lost by Voting for it and 10 against and the names being called for they appeared thus

For Resolution	Against it
Alderman Conway	Ald. Longard - Morrison
Barry	Caldwell - King
King	Lounds - Donohoe
Noble	Wills - Jennings
Bell	Young - Ross
Mackay	

Alderman Noble gives notice in writing that at next meeting of Council he will move for extension of North Street.

1857  
June 15<sup>th</sup>  
Continued

The Hour having expired since  
the Call of the Council was made and Alderman  
Young, Mackay, Ring and Ross having come in.  
The application of Mr. James King is again  
read

The Memorial of Hon. Brenton Halliburton  
and others is again read when following resolution  
is introduced

Resol. rel to Memo  
of James King et al.  
be granted

Resolved that the application of  
James King and others for the use of Common for  
Horse racing be granted Moved by Alderman  
Donohoe seconded by Alderman Morrissey to which  
following amendment is introduced.

Resol. rel to  
Memo of James King  
be not granted.

Resolved that in the opinion of  
this Council the practice of Horse racing has a  
direct tendency to produce dissipation, drunkenness  
and many other vices injurious to the peace and  
morality of the Community, and therefore cannot  
with propriety grant the use of the Common for  
such purposes. Moved by Alderman Bell, seconded  
by Alderman Mackay, which amendment being  
put is carried by voting for it and against it  
the original is therefore lost and the names  
being called for appeared thus,

For Amendment		Against it	
Alderman Longard	" Bell	Ald. Lounds	- King
	Waldwell - Noble	Wills	Donohoe
	Conway - Ross	Morrissey	Lenning
	Young - Mackay	King	
	Barr		

Notice of reconsideration

Alderman Morrissey gives notice  
of reconsideration.  
Alderman Bell gives notice  
of reconsideration of resolution relative to Tavern  
License

Notice of suspension  
of Under Keeper Fish  
Market

His Worship the Mayor gives  
notice to Council that he has suspended the  
Under Keeper of Fish Market for neglect of duty.

On Motion "Council rise"

*Whately Mayor*

1857  
June 17<sup>th</sup>

Office of City Clerk  
Halifax 17 June 1857

Gentlemen

I have it in command in accordance with a resolution of the City Council of 2 June 1857 to direct you to make a further assessment upon the respective Wards of the City in the sum of Five Hundred pounds in addition to the assessments already ordered to be assessed on the City in the present year to provide for the expense of the Survey of the City now being performed in accordance with Chapter 42 of the Act of Legislature passed in 1856

Order of Assessment  
to City Assessors  
for expense of City  
Survey

I have the honor to be  
Gentlemen  
Your obedient Servant

James S. Clarke  
City Clerk.

Mess<sup>rs</sup>

- William Roche City Assessor
- John Stairs
- John Cuffus Assessors for Ward One
- William Melby } " " "
- James Reeves } " " Ward Two
- W<sup>o</sup>. Dunbar } " " "
- C. McAlinsh } " " Ward Three
- James Flinn } " " "
- W. A. Hession } " " Ward Four
- Edward East } " " "
- James McSutt } " " Ward Five
- John Merkle } " " "
- William Penney } " " Ward Six

(Copy sent Mr. Roche 19 June)

1854  
June 20<sup>th</sup>

Office of City Clerk  
Halifax 20<sup>th</sup> June 1854

Gentleman

Order of Assesmt.  
for Dist Tax

Agreeably to resolution of City Council I am directed to require you to assess the inhabitants of the City being the owners of property in the sum of Three Hundred and forty six pounds five shillings for and towards the sum awarded to M<sup>rs</sup> Sophia Hawkins for damages sustained by her in pulling down of her house at the Fire which took place on the first day of January 1854 in which amount is included the cost of Valuation, Taxation and collection and I am also directed to state that all Houses, Stores, or other Buildings constructed and made of Stone or Bricks and covered with Slates Tiles Tin, Copper, Lead or Iron are exempted by Law and that Stone or ~~any~~ Brick buildings covered with shingles or other combustible material is liable to but one half the value thereof and that you make return of your proceedings to the City Council under Oath on or before the 19 day of August next

Amount £ 287. 10. 0  
Interest 12. 13. 9  
Assessors Fees 28 " 15. 0  
Commission 17. 1. 3  
£ 346. 5. 0

I am Gentlemen  
Your obedient Servant  
James S. Clarke  
City Clerk.

To  
Messrs Robert Austen  
& Robert M. Barrall  
Assessors

(Copy given M<sup>rs</sup> Austen 20 June 1854)

1857  
June 22

At a Quarterly Meeting of the City Council held this day present His Worship the Mayor Aldermen Noble, Donohoe, Lounds, Caldwell, Bell, Cochran, Ross, Wills, Conway, Barry and Jennings.

There not being a quorum to do business, Council stands adjourned until tomorrow.

1857  
June 23

At an adjourned Meeting of City Council held this day present His Worship the Mayor Aldermen Noble, Mackay, Conway, and Jennings.

There not being a quorum to do business, Council rise.

1857  
July 1

At a Special Meeting of City Council held this day present His Worship the Mayor Aldermen Anderson, Noble, Donohoe, Lounds, Cochran, Ross, Wills, Conway, Barry and Jennings.

The City Council were summoned to consider the By Law relative to Grazing of Cattle, the tender relative to loan for erection of City Prison, the By Law relative to Bridewell men, Letter from J. W. Ritchie Esq<sup>r</sup> on behalf of O'Brien and Dupes, and the transaction of other business.

There not being a quorum to do business, Council stands adjourned until tomorrow at 2 o'clock.

Shepley May

1857  
July 9<sup>th</sup>

At an adjourned Meeting of City Council held this day present His Worship the Mayor Aldermen Anderson, Noble, Lounds, Caldwell, Bell, Morrissey, Ross, Wills, King, Mackay, Conway, Barry King, Longard and Jennings.

Read over proceedings of 13 June order to Assessors of 17 June, order to Assessors for Fire Tax 20 June Council 22, 23 June and 6 July

Moved by Alderman Ross, seconded by Alderman Jennings that the order of Assessors for Fire Assessment be amended by leaving out the amount included for Interest.

Report Committee of Tenders

Alderman Conway Chairman submits report of Committee of Tenders of 4 July for repairs to City Building.

Report Committee Public Property

Alderman Mackay Chairman submits report of Committee of Public Property of 19 June with Sundry documents.

Memo of James King et al. re. to Race Course

Alderman Wills submits Memorial of James King and others relative to part of Common for a Race Course

Letter S. W. Ritchie re. to O'Brien's Drain

His Worship the Mayor submits Letter of S. W. Ritchie Esq. relative to damages sustained by Mr O'Brien

Letter Dr. Cogswell re. road St. Andrew's Cross

His Worship the Mayor submits Letter from Dr. Cogswell of 25 June relative to road near St. Andrew's Cross.

His Worship the Mayor submits an accounts of Mr Aldwright £7. 10. 0 for Copying papers.

Letter Frith & Harveys re. to a Drain

His Worship the Mayor submits Letter from Messrs Frith & Harveys of 6 July relative to Drain passing under their premises.

Letter Military Store Office re. to Wooden Building Powder Magazine

His the Mayor submits Letter from Military Store office of 30 June relative to erection of Wooden Buildings near Powder Magazine.

His Worship the Mayor submits Letter from Military Secretary on same subject likewise following documents.