

1854
September
Continued

put down at an amount too great.

Summ. to before me, *Sigs Peter Ross*
at Halifax City this
25th ddy of August 1854
Sigs Samuel Noble
Alderman &c.

when following resolution is introduced

Resol. rel. to
Affidavit of
Peter Ross

In reading the affidavit of Peter Ross Esquire showing his absence from the City at the time of the assessment and of the notice thereof,

Resolved that fourteen days from this date be allowed him to file his affidavit of Assessable property with the City Assessor agreeably to Law.

Moved by Alderman Jennings seconded by Alderman Bell which on being put is passed.

Report Special
Committee on
Valuation Books

Read report of Special Committee on Valuation Books this day submitted

Halifax 25th August 1854

The Committee appointed to examine the Assessment Books met this day present.

Aldermen King, Cochran, Noble, McKay and Caldwell.

Your Committee beg to report that they met on the 26th inst and decided that each would take the Book connected with his Ward home so that he might be able to give it a careful examination and meet again on the 29th on which occasion they would request the attendance of the City Assessor.

Your Committee would further report that after pointing out what they deemed inaccurate to the City Assessor he explained satisfactorily to opinion of your Committee.

Your Committee also find that there are a number of Appeals sent in not in accordance to Law viz for the want of the parties signatures that appear at the bottoms. They therefore think it advisable that all that were presented in proper time and only deficient in the name be received.

Your Committee would also recommend the assessment Books being received.

All of which is respectfully submitted

Sigs Samuel Caldwell, Ch.

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Resol. rel. to
Report of Committee
on Valuation
Books

when following resolution is introduced

Resolved that the Report of the Committee to whom the valuation Books were referred be confirmed and adopted with the exception of the paragraph respecting affidavits unsigned. Moved by Alderman Jennings seconded by Alderman Morrissey, which on being put is passed.

The following resolution is next introduced

Resol. rel. to
Books being returned
to City
Assessor.

The Valuation Books of the General Assessment for the Current year returned by the City Assessor William Roche Esq. to the office of the City Clerk one book for each Ward clearly and correctly made up in Writing signed by the City Assessor and respective Ward assessors having been this day seen and approved of by the City Council.

Resolved that the said Valuation Books be returned to the said City Assessor in order that he may proceed to make up without delay one General Book of assessment for the City therefrom in which there shall be distinctly shown the amount of the rates upon each individual or company and that the City Assessor shall without delay make up and sign the same general book of assessment and return the same to the office of City Clerk. Moved by Alderman Bell seconded by Alderman King which on being put is passed, unanimously.

The following resolution is next introduced

Resol. rel. to Fire
Tax being collected
by Treasurer

Messrs Robert Austin and Robert M. Barratt who were appointed assessors of the Fire Tax to indemnify the late Sophia Hawkins for the pulling down of her house in Hollis Street in the City of Halifax on the first day of January last having made their taxation under the Provincial Law, Revised Statutes Chapter 99 Section Sixth, and having this day reported their proceedings therein under oath to this Council, it is ordered that the same be duly collected by the City Treasurer without delay. Moved by Alderman Jennings seconded by Alderman Noble which on being put is passed.

The City

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The City Council next proceed to appoint
Presiding Alderman for holding the election on the 1st
October next and also inspectors of elections for ensuing
year.

Presiding Officers
appointed

On Motion the following Gentlemen are
appointed Presiding Aldermen for the Wards affixed
to their respective names

- Alderman Noble for Ward N^o 1
- " Caldwell " " 2
- " Morrissey " " 3
- " Willis " " 4
- " Conway " " 5
- " Jennings " " 6

Inspectors of
elections app^{nt}

On Motion the following Gentlemen
are appointed Inspectors of elections for ensuing year
for the Wards affixed to their respective names

- | | |
|-----------------------|-----------------------|
| Ward N ^o 1 | Ward N ^o 2 |
| Thomas Holloway | Edward Gudge |
| Robert Urquhart | John C. Cumming |
| William L. Munson | Henry A. Taylor |
| Ward N ^o 3 | Ward N ^o 4 |
| William Grant | John Richardson |
| William Rhind | Thomas Mooney |
| James Parks | James Jackson |
| Ward N ^o 5 | Ward N ^o 6 |
| Edward O. Connell | J. O. Heynall |
| Thomas Wesley | John T. Longard |
| James F. Barnham | William Merkle |
| " | " |

The order of the day is again suspen-
ded to take up reports of Committee of City Property and
Public Accounts.

Read report of Committee of
City Property this day submitted which following resolu-
tion is introduced. (See next Page)

Resolved that the Report of the
Committee of City Property dated 27th August be adopted
Moved by Alderman Caldwell seconded by Alderman
Morrissey which on being put is passed.

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Committee Room Aug 31st 1857

Present Alderman Longard, King
Caldwell, Cochran, and the Chairman

The Chairman submitted the following bills for the approval of the Committee which were passed and approved by the Chairman.

Resolved -
Report Committee
City Property and
to accounts due
Contractors for
Repairs to City
Property.

N ^o 1 Duncan Waddell for Contract work	£ 350. 0. 0
at North Fish Market	" " "
also a further sum for work sanctioned	10. 8. 9
N ^o 2 D. Waddell for wharf at Powder Magazine including Mr Rochwells	95. 15. 9
N ^o 3 P. H. Browns of Iron Railing	57. 10. 0
N ^o 4 Smith & Mitchells of Water Closet	23. 8. 0
N ^o 5 David Falconers bill Rent for Green Market up to May 1857	26. 0. 0
N ^o 6 W ^m Finlay Various plans	18. 0. 0
N ^o 7 Alderman Longards of Sundries	7. 17. 6
	<u>£ 589. 0. 4 1/2</u>

The Committee recommend that Capsills and fenders be forthwith put round the unfinished portion of the new wall at the North Fish Market this work has cost a large sum and if left in its present Condition will tumble into the dock all which is respectfully submitted

Signed William Mackay
Chairman

Read report of Committee of Public Accounts of 31st August last when following resolution is introduced

Resolved to report
Committee Public
Accounts,

Resolved that the report of the Committee of Public Accounts of date 30 August be adopted and His Worship the Mayor authorised to draw Checks for the various amounts contained therein. Moved by Alderman Mackay seconded by Alderman Morrissey which on being put is passed.

Committee Room
August 31st 1857

The Committee on Public Accounts met this day present Alderman Cochran, Bell Noble and the Chairman.

The following

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The following accounts were submitted

Richard Sugent	£ 2. 10. 0	
Bill & Anderson	3. 11. 9	
W. Compton	1. 4. 6	
Duncan Waddell	360. 8. 9	
Duncan Waddell	96. 5. 9	456 - 13 - 9

Report Committee
Public Accounts

J. W. Brown	£ 57. 0. 0	
Smith & Co.	23. 8. 0	
John Longard	4. 17. 10	
St. Georges Church	5. 0. 0	
David Falconer	36. 0. 0	
Wm. Finlay	18. 0. 0	
Wm. Warren	8. 14. 0	
Co. Co.	1. 16. 0	448 - 5 - 10

£ 611 - 19 - 7

Amounting to Six hundred and eleven pounds nineteen shillings and seven pence which being found correct are recommended to be paid.
All of which is respectfully submitted

Signed Peter Ross
Chairman

The following resolution is introduced

Resolved to loan
for building City
Hospital

Resolved that the City Treasurer be authorised to cause advertisements to be inserted in three or more of the City Newspapers for the loan of Two thousand pounds towards building the City Hospital under the act 55 Chapter 51. One thousand to be paid in on the tenth day of October ensuing the balance on the first day of January 1858 in sums not less than One hundred pounds from persons tendering for the same the interest will be paid to the lenders share of all taxation at the full rate agreed on.

Moved by Alderman Cochran seconded by Alderman Morrissey which on being put is passed 10 Voting for it and 3 against it and the names being called for they stood thus

For the Resolution	Against it
Alderman Wills	Alderman Mackay
Sible	King
Morrissey	Jennings
Cochran	
Ross	
Bell	

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Continued

On Motion William Sutherland Esq^r is associated with His Honor the Recorder in suits brought against the City by Mess^{rs} Bassonett & Brown and Mess^{rs} Albro & Wier.

On Motion The Hon William Young is associated with His Honor the Recorder in the suits brought against the City by Mess^{rs} Bassonett & Brown and Mess^{rs} Albro & Wier.

On Motion the "Council rise"

September 7

Mess^{rs} Thomas Holloway, Robert Wrenn and William L. Murison are this day sworn into office as Inspectors of Elections for ensuing year for Ward N^o One in presence of his Worship the Mayor.

Inspectors Sworn

Mess^{rs} William Grant Jun^r & W^m Rhind and James Parks are this day sworn into office as Inspectors of Elections for ensuing year for Ward N^o Two in presence of His Worship the Mayor.

Mess^{rs} Edward Goudge, John W. Cummings and Henry A. Taylor are this day sworn into office as Inspectors of Elections for Ward N^o 3 for ensuing year in presence of His Worship the Mayor.

Mess^{rs} John Richardson Senior and James Jackson are this day sworn into office as Inspectors of Elections for Ward N^o Four for ensuing year in presence of His Worship the Mayor.

Mess^{rs} Edward O'Donnell, James Wesley and James A. Burnham are this day sworn into office as Inspectors of Elections for Ward N^o Five in presence of His Worship the Mayor.

Mess^{rs} J. O. Meynall, John S. Longard and William Merkle are this day sworn into office as Inspectors of Elections for Ward N^o Six in presence of His Worship the Mayor.

1857
September 21

At a Special Meeting of City Council held this day present His Worship the Mayor, Alderman Nible, Donohoe, Lownds, Young Caldwell, Bell, Cochran, Morrissey, Ross, Mills King, Mackay, Conway, Barry, King and Jennings.

The City Council were summoned to appoint a Presiding Officer for Election in Ward No 2 to proceed with business standing over from previous meetings and the transaction of other business.

Read over proceedings of 3 September

Report Committee City Property

Alderman Mackay Chairman submits report of Committee City Property of 19 Sept. received.

Memo. Thomas Adams et al. rel. to a Hydrant

Alderman Nible submits Memorial of Thomas Adams & others relative to a Hydrant in Ward No 1.

Memo. R. Davis rel. to his Contract

Alderman Mills submits Memorial of Robert Davis relative to his Contract for erecting City Prison. received

Memo. W. A. Hendry rel. to Kempton road

Alderman King submits Memorial of W. A. Hendry relative to improvements in Kempton road received.

Memo. James Whelan rel. to a Horse.

Alderman King submits Memorial of James Whelan relative to a Horse destroyed by the explosion of the Gun Powder Magazine received
of Noting for and against it and the names being called for they appeared thus.

For receiving	Against it
Alderman Mills - King	Alderman Ross
Conway - King	Caldwell
Cochran - Bell	Lownds
Barry - Jennings	Mackay
Morrissey	

Letter J. W. Ritchie rel. to loss by the explosion

His Worship the Mayor submits a Letter from J. W. Ritchie Esq^r of 9 September on behalf of Individuals complaining compensation for property destroyed by the explosion of the Gun Powder Magazine received

His Worship the Mayor submits Letter from R. B. Johnston Esq^r for a Lease of a Lane received.

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September 21st
Continued

His Worship the Mayor submits
Communication from Board of Fire Wards of 17th
September received.

Letter of Mayor
to War Department
rel to Powder
Magazine

Read letter from His Worship
the Mayor of 14th Sept. 1857 addressed to the War
Department relative to the Military Gun Powder
Magazine North end of City. (See letter Book Sept 14/57)

Read answer of War Department
of 19th September on same subject.

Military Store Office
Halifax N. Scotia
19th Sept 1857

Letter War
Department rel
to Gun Powder
Magazine

Sir

In reply to your letter of 14th Instant
we have to acquaint you, reference has been made
to His Excellency the Major General Commanding
on the subject and the Assistant Adjutant
General has been directed by the Major General
to inform us that there being a large quantity
of Gunpowder at this Station for which there is
no other fireproof building or Magazine available,
the Major General Commanding has no other
alternative than to order the Military Magazine
to the North of the City to be again used for the
Storage of Powder

We have the honor to be

Sir

Your most obedient Servants

Sig. R. J. Stothard
Col. Comm. R. Engineers

Sig. R. R. Pingle
By Wm. Storker

His Worship
The Mayor
Ye Ye Ye

On Motion Alderman Caldwell
appointed presiding Officer to hold Election in Ward
No 2 on the 2 October.

It is moved and seconded that the
order of the day be suspended and that the petition
of Robert Davis Contractor for building of City Prison
this

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September 21st this day submitted be now taken up and read
Continued which Motion on being put is carried 9 voting for it
and 4 against it. Read said Memorial when
resolution N^o 1 is introduced.

Opinion of His
Honor the Recorder
ref to R. Davis
Memorial

Opinion of His Honor the Recorder

Alderman Jennings submits
Memorial of John Edward Star and others relative
to encroachments on the Campbell road by the
Government, received.

His Honor the Recorder having
given his opinion on the Memorial of Robert Davis
this day submitted.

It is moved and seconded that
Alderman Wills have leave to withdraw said Memorial
and resolution, "Motion carried". Memorial withdrawn.

Moved by Alderman Mackay
seconded by Alderman Cochran that the order of the
day be suspended and that the report of Committee of
City Property this day submitted be now taken up
and read. Motion Carried.

Report Committee
City Property
rel. to Engine
Houses &c

Read said report when it
is moved and seconded that said report be adopted
which on being put is carried 11 voting for and 2 against
it

Halifax September 19th 1854

Committee of City Property met this day
present Alderman Lounds, Cochran, Caldwell
and the Chairman.

Examined the Repairs and alter-
ations on the Engine House at the parade done under
Contract by W. S. Conroy and Report that the work is
faithfully executed.

They also examined the Engine
house at South end of Argyle Street on which various
alterations were made under Contract by M^r W. Lounds
and expressed satisfaction with the work. Also Engine
house at Bridewell the work also performed by W. Lounds
and gave satisfaction to the Committee.

Examined various repairs and
improvements made under Contract by M^r R. Malcolm
on the City Court House and are satisfied with the

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September 21st work done as also with the material used and Continued passed the various bills connected therewith.

The Committee issued advertisements for Completing Cais sill and fenders at the North Fish Market. But no offer has been made for doing this work the Committee therefore ask permission from the Council to have the work done as the large stones as well as small ones are being displaced.

The Committee also ask leave to have the wharf at the foot of Salted Street put in better condition as they feel satisfied that no Respectable tradesman will offer to do those petty jobs under Contract for the City.

All which is respectfully submitted

William Mackay
Chairman

Read following report of Superintendent of Streets of 17 August relative to Drain stopped by P. H. Le Noir Esq.

Report Supt of Streets rel. to a Drain stopped by P. H. Le Noir

Streets Office 17th August 1857

The Superintendent of Streets begs leave to report to His Worship the Mayor and the City Council that a Culvert which has conveyed the surface Water from a large Area of the Citadel across the Street that passes the Ball Court, has been recently closed at the outlet by Mr. Le Noir the stoppage has occasioned a damage to the Street of not less than £10 and if the drain is suffered to remain closed, the Street on every heavy rain will be subject to a large amount of damage Mr. Le Noir persists in his right to close up the drain at the mouth and prevent the surface Water from flowing over the premises as formerly, this Culvert or drain has been made at a very early period across the Street expressly for the purpose of surface drainage from the North to the South Side of the Street. I repaired and cleared the drain in 1840 and again years after before leaving the Street Service it required clearing in the Autumn of 1855 but was not attended to, the consequence was the of the Street by displacing the surface material from City to Brunswick Street. I cleared it again in the

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September 21st Autumn of 1854 across the Street, and on the lot
 Continued of land which has been recently fenced, and where the
 mouth of the drain is now sloped, the flow of the
 water from this Culvert has been across lots of land
 to Falkland Street some of these lots have been recent-
 ly built on and no proper arrangement made for
 drainage by the proprietors and the consequence is
 that the surface water has become troublesome, the
 drainage under any circumstances for a while must
 be turned in the direction of Falkland Street as the
 sewer on the Street by the Ball Court is not of capa-
 city in the clear to vent the water flowing from so large
 a surface, and in the event of its becoming surcharged
 the surface of the Street will again be swept of the
 gravel to Brunswick Street and perhaps Munds Lane
 to Water Street, the only remedy for the parties owning
 Land in that locality is a Sewer from the South
 end of City Street by Falkland Street to Gottingen
 Street.

respectfully Submitted

James Pollock
 Supt. of Streets.

On Motion said report is referred
 to His Honor the Recorder to report upon

Report Supt. of Streets rel to D. O'Brien's Drain
 Read following report of the
 Superintendent of Streets of 17 August relative to
 Mr. Daniel O'Brien's Drain when it is moved and
 recorded that His Honor the Recorder be furnished
 with a copy of said report.

Streets Office 17 Augth 1854

The Superintendent of Streets begs leave
 to report for the information of His Worship the Mayor
 and the City Council that it appears that the Sewer
 in Jacob Street passing under the dwelling house of
 Mr. Daniel O'Brien is one of the oldest Sewers in the
 City, and it is very evident was built long before the
 House which Mr. O'Brien now occupies was erected
 it does ~~not~~ appear ^{examination that where it} ~~on~~ pass ~~xxxx~~ through Mr. O'Brien's
 House and Yard that it has been reduced ^{in height} for
 convenience in the Yard and Kitchen, the section east
 of the yard where it passes under Lawsons Whare -
 house has been more recently built than the Western
 Section

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but neither by City or private funds. I have not yet been able to ascertain, the bottom 150 feet east from Water Street is on a level with low Water in the Harbour which at this point is about 114 feet below Water Street. to obtain the requisite information so as to give a correct description of the inclination of the Sewer from Water Street to the harbour it would require to be opened the full extent under Lawsons Warehouse and OBriens Dwelling House, the Kitchen flooring and Chimneys being built over the latter, and from 3 to 5 feet of earth with flooring and heavy storage over the former. On opening the Sewer where it passes through OBriens Yard I found it nearly full of gravel and sand with about 2 or 3 inches clear below the flags and on the removal of the privy which was erected over the Sewer close adjoining the Warehouse the eye of the Sewer was altogether closed, no vent for the Water but to percolate through the accumulation.

I cleared the Sewer through OBriens yard and as much as could be scraped down from under the Kitchen of the Dwelling House. Through the yard the Walls were two feet in height. I opened it also in Lawsons Warehouse the Side Walls are nearly 3 feet in height from this opening there has been a considerable quantity of Sand and Gravel removed from and 3 broken flags replaced. I have not yet filled in the earth over the Sewer. that if any sand should be washed down it would be easily come at and save the expense of opening. Mr Lawson opened the Sewer more Westwardly and removed Sand and Gravel, one of his men passed through the Sewer between the openings and says the Sewer is clear and the flags good.

The best way to avoid the difficulty would be to divert the Sewerage of Jacob Street to the Commercial dock the building of a new Sewer to this dock would cost less than clearing the old one, which if done ever so effectually would not answer the requirements of a Sewer for any length of time as it is every way imperfect in the declivity to the outlet. to construct a Sewer in a suitable manner on the present site would cost from £400 to 500£ the top of which would be above the floor of Lawsons Warehouse and probably OBrien would have to abandon a part of the underground storey of his dwelling house. The foregoing is a fair sample of the monopolizing encroachment and obstruction of the public Sewers from Water Street, the Harbour &

respectfully submitted James Pollock
Sup of Straits

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Continued. Read following report of Superintendent of Streets of 17 August 1857 recommending payment of Land required for the North West Arm road by Laurence Roach

Streets Office 17 August 1857

Report Supt. of
Streets rel. to
North West Arm

The Superintendent of Streets begs leave to report, for the information of His Worship the Mayor and the City Council, that Mr. Roche has offered to take at the rate of £50 per acre, where the Shore road passes through his Land, and the Wall that would be taken down on the premises to be made good in front of his land on the new line, there is about 1/2 of an acre say £25 and £4 for fencing.

The Superintendent would recommend that Mr. Roche be paid what he asks for the Land as the delay otherwise might be tedious - and the Superintendent would put up the Wall in such way as would best expedite the Work and at the same time at the lowest rate of labour.

Respectfully submitted

James Pollock,
Supt. of Streets.

Letter Thomas
Hoosterman rel.
to N.W. Arm road

Read Letter of Thomas Hoosterman of 3 September 1857 on same subject when it is moved by Alderman Jennings seconded by Alderman Bell - that said report be adopted to which following amendment is moved by Ald. Caldwell seconded by Alderman Cochran that said report and letter do lie on the Table, which amendment being put there appeared for the same 7 against it 6 Amendment carried.
(To Letter in file for September)

Read Communication from War Department of 25 June relative to erection of Wooden Building near Powder Magazine. In file

Read Communication from Military Secretary of 27 June on same subject In file

Read Letter of His Worship the Mayor to His Honor the Recorder on same subject
In file

Read His Honor the Recorder's answer of 1 July on same In file.

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Read quarterly return of Clerk
of License to 15 June 1854

Returns Clerk
of License

Proceeds of Licenses issued to date £ 609 - 16 - 8
Less Commissions 5 per Cent 30 - 9 - 10
£ 579 - 6 - 10

Signed W. S. Morris
Clerk of License

Read quarterly return of Clerk
of License to 15 September 1854

Proceeds of Licenses issued to date £ 95 - 10 - 6
Less Commissions 5 per Cent 4 - 15 - 6
£ 90 - 15 - 0

Signed W. S. Morris
Clerk of License

On Motion the above returns are
referred to Committee of Public Accounts to report
upon.

Memo. Thomas
Cormack rel to
his taxes

Read Memorial of Thomas
Cormack relative to his Road Tax ordered to
lie on the Table.

Memo. of Martin
Maher rel to

Read Memorial of Martin Maher
relative to damage sustained by fire in Upper
Water Street.

On Motion Alderman Barry has leave
to withdraw said Memorial.

Report Special
Committee rel to
Drain at D. O'Brien

Read following report of Special
Committee appointed to act with Superintendent
relative to Drain passing under Mr Daniel
O'Brien's property when it is moved and recorded
that a Copy of said report be sent to His Honor
the Recorder

Halifax 31st August 1854

The Committee appointed in
conjunction with the Superintendent of Streets
to report on Mr D. O'Brien's drain met on the
morning of the 28th last looked through Mr O'Brien's
Garden, Cellar and Kitchen found them all
perfectly dry and free from wet Mr O'Brien explain-
ed that on the night of the last heavy rain it
overflowed his yard and kitchen.