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Continued

which are to be faithfully and carefully closed up and repaired. This power is given independantly of the assent of Commissioners of Streets, but a temporary breaking up which is instantly to be made good is a very different thing from a permanent obstruction and defacement by the erection of posts. The Legislature in its wisdom may confer such a power and in one instance did confer it it may be necessarily implied as well as expressly given but as against the Acts of 1826 & 1851 and the controlling authority of the Commissioners and Superintendant of Streets & such power as I take it must plainly appear.

In the first Telegraph Act of this Province passed in 1848 the Government Commissioners appointed to build the line from Halifax to the frontier were empowered by the 5<sup>th</sup> Section to set up posts for supporting the staves of said Telegraph in and upon any public road street or highways and to make the necessary excavations in the same for placing such posts or poles, by which authority the posts leading across the Common to the Halifax Office were set up. The Government line by the act of 1851 11<sup>th</sup> Vic Chap 17 Sec 7 was transferred with all its appurtenances to the Telegraph Company but the power given by the 5<sup>th</sup> Sec of the Act of 1848 did not pass it expired with the Government Commissioners so soon as they were functi officio.

By the next act passed in 1850 for incorporating a Company to build the line from Suro to Pictou, they were empowered in the 10<sup>th</sup> Sec to set up and erect such line of electric telegraph along the side line of any of the Public highways provided the same did not interfere with the free use and the right of travelling thereon, and also to enter upon lands, to dig take and carry away materials, and from time to time to alter repair or rebuild the line, and to do all other things which they should think necessary for the making extending and easy using of such intended telegraphs. This line having been built was incorporated with those of the present Company under the 19<sup>th</sup> Sec of the Act of 1851 but the powers given as above for its construction were not transferred.

The rights of construction and maintenance vested in the present Company are derived as I think solely from the 4<sup>th</sup> and 14<sup>th</sup> Secs of this Act of Incorporation 11<sup>th</sup> Vic Chap 17. By the 4<sup>th</sup> Sec it is provided that they may build lines of electric telegraph from any point or place town or village hamlet or place in the Province and through across or under any stream gully strait or body of water. And by the 14<sup>th</sup> Section they are empowered to erect lines of telegraph along the side of any public



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highways, provided they do not interfere with the right of travelling thereon and may enter into any lands and survey and set off such parts thereof, as may be deemed necessary for the lines of telegraph and may take posts or building materials necessary to make or repair the lines or any buildings in connection therewith making to the owner due compensation therefor. It will be at once perceived that the powers given to the present company by the act of 1851 are neither so extensive nor so well defined as those in the previous acts. They must not however be too much narrowed by a construction of the act inconsistent with its objects. In practice the telegraph lines have been carried all over the Province by virtue of these two sections and the law will give implied powers for carrying out the obvious intent of the Legislature. I have no doubt that the Company under the 14th Section have the right of making excavations for telegraph posts on the sides of the public highways because without such a right the act would be nugatory, and I have as little doubt that the words "public highways" in that section comprehend public roads and streets. Were it not so every telegraph post erected on the line of the Streets and Highways which are used in the act of 1826 as Correlative terms within the jurisdiction of the Commissioners of Streets all over the Province would be a nuisance. The Revised Statute Chap 64 declare that the word "Streets" shall include highways, lanes and bridges and the law has settled the meaning of the word highway as including every public road or street which all the subjects of the realm have a right to use. But still I am of opinion that the Telegraph Company have the right of erecting their lines upon the sides of the public streets. I think also that it is a right to be exercised sub modo and with the assent and approval of the Commissioners. It is scarcely to be supposed that the authority of the Commissioners and Superintendent of Streets whose peculiar duty and privilege it is to guard the public rights and convenience in all our towns, was to be entirely abrogated in favour of the Telegraph Company. Had the Legislature so intended, they would have used I think much stronger terms. This Company it is true is prosecuting a highly beneficial and useful purpose, but it is still a private corporation with interests that may not always correspond with those of the community and



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Continued

and I am slow to believe that it has the right without the approval and against the earnest remonstrances of the inhabitants of any one of our principal Streets and of the City Council sympathizing with them, to erect thereon lines of telegraph posts and mar its convenience and its beauty. It may be objected that the Commissioners or Superintendent of Streets on the other hand by capriciously withholding their assent where it ought to be given might interrupt the operations and entirely destroy the efficiency of the Telegraph Company; but in so extreme a case, which is hardly I think to be presumed either the Supreme Court or the Legislature would afford a remedy. No right thinking man and no public officer would wantonly impede the extension and use of the electric telegraph. I take it for granted there is no such purpose in the petitioners against the posts in Bottingen Street nor in the City Council. But in my view the Telegraph Company in erecting these posts have exceeded their authority. I think the City Council acting by their officers and after due notice have a right to remove them, but I trust that there will be no necessity for resorting to this extremity and that the Telegraph Company will recognize the wholesome and controlling power of the Council, and acquiesce in a reasonable accommodation of the difference that has thus arisen.

Mrs. Worship  
The Mayor &  
City Council

I have the honor to be  
Your most obt. Servant  
(Signed) W. Young

In Motion the said two opinions lie on the table for the present.

The following resolution is next introduced

Resol. rel. to the  
Assess. Book for  
1859.

Whereas the assessment Book for the year 1859, having been signed by the City Assessor and submitted to the City Council the same is accepted and approved of by the Council and directed to be deposited with the City Treasurer. Moved by Alderman Twining and seconded by Alderman King which on being put is passed unanimously.

The order of the day is suspended to take up the letter of S. W. Ritchie Esq. this day submitted relative to Drain in Morris Street. (See Chile Augst)



1859  
August 20<sup>th</sup>  
Continued

When on Motion the same is referred to the  
Superintendent of Streets to report upon.

The order of the day is suspended  
to allow Alderman Conway to introduce a resolution,  
when following resolution is introduced.

Resol. rel to tenders  
for erection of a  
fence at North  
City Wharf.

Resolved that His Worship the  
Mayor be authorized to cause the usual notice to  
be inserted in the papers advertising for the City  
for Tenders for the erection of a fence at the North  
City Wharf according to Plan and specification to  
be seen at the City Clerks Office. Moved by Alderman  
Conway seconded by Alderman Bell which on  
being put is passed.

Read Quarterly returns of  
Weighers of Flour & Meal ending 30<sup>th</sup> June 1859.

Returns of  
Weighers of Flour  
and Meal.

Return of Number of Barrels  
of Flour & Meal weighed by William Grant Senr's  
for quarter ending 30 June 1859

No Bbls	Bbls short	lbs short
<u>18,784</u>	<u>77</u>	<u>1075</u>

Signed W<sup>m</sup> Grant  
City Weigher

Return of Number of Barrels  
of Flour & Meal weighed by Samuel Carter for the  
quarter ending 30<sup>th</sup> June 1859

No Bbls	Bbls short	lbs short
<u>20,009</u>	<u>304</u>	<u>2614</u>

Signed Samuel Carter  
City Weigher

Return of Number of Barrels  
of Flour & Meal weighed by John Parker for the  
Quarter ending 30 June 1859.

No Bbls	Bbls short	lbs short
<u>16,180</u>	<u>132</u>	<u>1142</u>

Signed John Parker  
City Weigher

Return of Number of Barrels  
of Flour & Meal weighed by John Winters for quarter

No Bbls	Bbls short	lbs short
<u>14,901</u>	<u>134</u>	<u>1326</u>



1859

August 20  
Continued  
Committee to investigate charge against J. L. King - Coal Measurer.

On Motion of Alderman Jennings seconded by Alderman Swining a Committee is appointed to investigate the charge preferred against J. L. King - Coal Measurer.  
Committee Aldermen Jay, Lounds and Thompson.

Resol. rel to extra Watchmen

The following resolutions are next introduced  
Resolved that an additional Watchman be placed in Wards Number 3 and 5 and that His Worship the Mayor cause the usual advertisement to be inserted in the City Papers requiring applications to be made for the same Moved by Alderman Thompson seconded by Alderman Conway, which on being put is passed

Resol. rel. City Property, making provision for the accommodation of Market people.

Resolution second  
Resolved that the Committee of City Property be authorized to make such provision as may be necessary to meet the want alluded to in the Report of the Health Officer received from the Board of Health, respecting the accommodation of persons resorting to the Market premises. &c Moved by Alderman Cogswell seconded by Alderman Jennings which on being put is passed.

Resol. rel. painting towers of Market

Read Act relative to Special Constables a first time.  
The following resolutions are next introduced  
Resolved that His Worship the Mayor be authorized to advertise for tenders for painting the tower of the Market including the Dial of the Clock &c according to specification to be seen at this office. Moved by Alderman Jennings seconded by Alderman Cogswell which on being put is passed.

Committee rel. to City Survey

Resolved that a Committee be appointed to carry out the views and recommendations suggested by the Report of the Committee on the City Survey Moved by Alderman Bell seconded by Alderman Thompson, which on being put is passed  
Committee Alderman May, Barnstead, Hair Thompson, Mignowitz and Bell,

On Motion

Council rise

Henry Prior  
Mayor



1859  
September 5

At a Special Meeting of City Council held this day Present Alderman May, Caldwell, Cogswell, Lombard, Barnstead, Morisey, Thompson, Moir, Wills, Conway, Jennings, Bell and Richey.

The City Council were summoned to elect Presiding Officers for ensuing election, also Inspectors of Elections for ensuing year, and the transaction of other business -

Read over proceedings of 25<sup>th</sup> August

Alderman Conway Chairman submits report of Committee of Tenders, received.

Report Special Committee on complaint against Samuel King

Alderman May submits report of Special Committee on complaint against Samuel King, Measurer of Coal, received.

Alderman Conway submits proposition of Thomas B Atkins relative to Market in Wharf property, received.

Petition of J. B Hamilton re to Dock -

Alderman Conway submits Petition of W. B. Hamilton relative to Dock next to his property, received

Petition of W. Devine re to Dock -

Alderman Conway submits Petition of William Devine on same subject, received.

Communication of Observation re to S.E. Wharf

Alderman Conway submits Communication of A. Cheavillier Esq<sup>r</sup> relative to water adjoining South City Wharf.

His Worship the Mayor submits resignation of Alderman Foristall - received.

His Worship the Mayor submits Communication from Alderman Conway and Foristall relative to injury done a Hydrant in Upper Water Street received -

Resolved re to removal of Hydrant -

The order of the day is suspended to allow Alderman Conway to introduce a resolution.

Resolved that His Worship the Mayor be authorized to direct the removal of a Hydrant in Upper Water Street opposite Hamiltons Wharf to the eastern side of the Street to be placed head of Conovans wharf. Moved by Alderman Conway Seconded by Alderman Morisey, which on being put is passed.



1859

September 5<sup>th</sup>

Continued

Communication of Supt. of Streets re: to Direction of Telegraph Posts.

Read Communication from Superintendent of Streets of 30<sup>th</sup> August relative to erection of Telegraph posts in Bottingen Street.

\_\_\_\_\_  
Streets Office  
Halifax 30 Sept<sup>r</sup> 1859

Sir

I beg leave to enclose you a letter received yesterday from the Nova Scotia Telegraph Co in reference to the erecting a line of Telegraph through Bottingen Street and await your instructions respecting the same.

I am Sir

Your obt<sup>d</sup> Humble Serv<sup>t</sup>  
(Signed) James Pollock  
\_\_\_\_\_  
Supt of Streets

To His Worship  
\_\_\_\_\_  
The Mayor

Communication Secretary Telegraph Co re: to Telegraph Posts

Read Communication from Secretary of Telegraph Company on same subject.

\_\_\_\_\_  
Nova Scotia Electric Telegraph Co Office  
Halifax Sept<sup>r</sup> 1<sup>st</sup> 1859

James Pollock Esq<sup>r</sup>  
Supt of Streets for  
the City of Halifax

Sir

Yours of 27<sup>th</sup> inst has been received and laid before the Executive Committee of this Co who direct me to say in reply to the Notice therein contained that as the question is now before the Court, not yet decided whether the Company were not justified in erecting the Posts in Bottingen Street, and as the Executive Committee are of opinion that the destruction of those Posts, was a riotous act against which the City authorities should have protected the Company, they do not feel themselves called upon to remove the remains of the Posts, and decline doing so.

The Executive Committee request that the above may not be as intended for disrespect, representing as they do a large body whose rights are involved, they cannot allow any infringement of those rights when the Court pronounced them in the wrong they will hasten to comply with its decision

I am Sir

Your obt<sup>d</sup> Serv<sup>t</sup>  
(Signed) W. H. Widdwell  
\_\_\_\_\_  
Secy N. S. T. Co

Read His Worship the Mayors Communication to Supt of Streets of 30<sup>th</sup> August.  
(See Letter Book B)



1859  
September 5th  
Continued

Read letter from Supt. of Streets  
of 5 Sept. relative to his having addressed a Notice to the  
different parties, relative to erection of Telegraph posts  
in Bottingen Street.

Streets Office  
Halifax 5th September 1859

Letter Supt. of Streets  
rel. to erection of  
Telegraph Posts =

The Superintendent of Streets begs  
leave to report for the information of His Worship the  
Mayor and the City Council that he directed a Letter to  
Mr. Thomas Quinn on the 27th ultimo directing him to  
remove the Stumps in Bottingen Street as they were  
dangerous to the public Safety, and at the same time  
enclosed a copy of His Worship the Mayor's instructions  
to the Superintendent - to Mr. Quinn -

The Superintendent also directed a  
Letter to the Secretary of the S. & T. Company enclosing  
a copy of the Mayor's instructions also a copy of his letter  
to Mr. Quinn and directed the Company to have them  
removed, no answer having been received from Mr.  
Quinn or the Company up to the 30th Aug. The Superin-  
tendant proceeded to remove the Stumps - which are  
now stored with the tops of the posts on the North City  
Wharf.

The Superintendent further reports that he  
received a Letter from S. & T. Company 2 Inst  
which he now encloses for the information of the  
Mayor and the City Council -

All of which is respectfully  
submitted

(Signed) James Pollock  
Supt. of Streets

Letter Telegraph  
Co rel. to erection  
of Telegraph Posts =

Read letter from Telegraph  
Co of 1st September on same subject. (See former Page)

When following resolution is introduced

Resolved that as the rights and  
powers of the City Council and its officers in reference to  
the Telegraph Posts recently erected without permission  
are now in a course to be decided by the Supreme Court  
it appears to be inexpedient to make any reply to the  
notification of the Company for the erection of other  
posts until the Judgment of the Supreme Court shall  
settle and define the rights of the City in this respect.  
Moved by Alderman Jennings seconded by Ald-  
erman Thompson which on being put is passed, Nix, Voc.



1859

September 5<sup>th</sup>

Appointment of Presiding Officers

The City Council next proceed to appoint Presiding Officers for holding the Election on the 1<sup>st</sup> and 3<sup>rd</sup> of October next - when the following Gentlemen are appointed -

- For Ward No One Alderman Cogswell
- " " " Two " Burnstead
- " " " Three " Thompson
- " " " Four " Moir
- " " " Five " Conway
- " " " Six " Bell

Appointment of Inspectors of Elections

The following Gentlemen are next elected inspectors of Elections for ensuing year.

- |                    |                 |                            |
|--------------------|-----------------|----------------------------|
| Ward No One        | Ward No Two     | Ward No Three              |
| Robert Morrow      | Peter Scott     | Nichl Kearney              |
| Alfred Jones       | William Ellis   | Arch <sup>d</sup> Harshaw  |
| Thomas Abbott      | William Metzler | John Brandt                |
| Ward No Four       | Ward No Five    | Ward No Six                |
| Thomas Purney      | John O'Malley   | John Starr                 |
| John Richardson Jr | James O'Connor  | Rich <sup>d</sup> Ninicome |
| William Pallister  | John Liswell    | James Wilson               |

Appointment of Extra Watchmen

The City Council next proceed to appoint the extra Watchmen for Wards 3 and 5

Read over the various applications and the votes being taken William Craig and William McLean are appointed.

On Motion the order of the day is suspended and the proposition this day submitted is taken up and Read

Read proposition of heirs of Beamish estate relative to market Wharf property.

Proposition of the Heirs of Beamish estate rel to Market Slip Property

The old flat roofed Building to be taken down to the extent of thirty eight feet and six inches from its south Western end and the space here after to be considered in every respect as a public Street.

The City to fill up the Dock between the Market Wharf and public Slip to the extent of thirty five feet eastward from the present Crosswall. The City to have the right of Building on the whole extent from the point to which the old Building is removed down to the end of the extension of thirty five feet without any objections as to height of Building.

The proprietors



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September 5<sup>th</sup>  
Continued

The proprietors of Market Wharf to retain in perpetuity the right which they have hitherto enjoyed in the Dock between the North side of the Market Wharf and the public slip viz The right to occupy the dock and the waters therein at all times to the extent of Two Coasting Vessels one lying outside the other to a width not exceeding Thirty feet wide for the first or Western tier of vessels and not exceeding Thirty five feet in the rest of the Dock.

The City on its part and the owners of the Market Wharf on their part agree that the said Dock eastward from the space so to be built up shall be kept open in all time coming and be preserved clear and free from nuisance and obstructions either party having power to clear out the Dock accordingly.

Deeds to be executed with Plan annexed thereto in conformity with the above

August 31<sup>st</sup> 1859

Read Letter of Hon. William Young on same subject

Halifax Sept 1<sup>st</sup> 1859

Letter Hon. Wm Young re the Market Slip Proparty-

Gentlemen

I enclose the connected memorandum of the proposed agreement between the City and the Heirs of Beanish which was discussed at the meeting held on Tuesday. I think it for the interest of the City to acquiesce in this compromise, because it will settle a continuous controversy of long standing, will open up a part of the way leading to the Market slip which will be acceptable to the community, will fill up the western end of the dock, and put an end to a nuisance, and will enable the City with the sanction of the Legislature which I am sure would be readily given to erect a building of good dimensions and productive in its returns. For these reasons I beg to recommend the Agreement to the favor of the City Council and should it meet their approval will take care that the deed for carrying it out be accurately and carefully drawn.

Yours truly

(Signed) W. Young

The Committee of City Property

When following resolution is introduced



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September 5<sup>th</sup>

Continued

In reading the proposition made by the proprietors of the Market Wharf for settlement of the question with the City respecting the Dock between the Market Slip and said Wharf, which proposition has been approved by the Committee of City Property, and also on reading the letter of Hon. W. Young Counsel for the City, on the same subject.

Resolved that the Committee of City Property be authorized to accept the terms of said proposition and to have the same effected by deed and plan accordingly. Moved by Alderman Conway seconded by Alderman Caldwell which on being put is passed unanimously.

An Amendment is introduced by Alderman Cogswell seconded by Alderman Jennings. Alderman Cogswell asks leave to withdraw said amendment leave granted.

Order of the day is suspended to take up report of Committee relative to Bathing places. Said report is read.

Report Special Committee rel. to Bathing Places

To His Worship the Mayor and the Corporation of the City of Halifax

Your Committee appointed to consider the best mode of providing Bathing places for the public, beg leave to Report.

That their first step was to make themselves acquainted with the Water lots owned by the City and those still ungranted within the City limits. In this they have been kindly assisted by Mr. Gossip (lately employed on the City Survey) who furnished them with the following list and took the trouble to go with them and point out the several lots on the harbor. List of ungranted Water lots and lots owned by the City.

First From 3 N. House to African Village all ungranted except a grant to Thomas W. James now owned by Charles Twining and 200 feet to Bell.

Second Two lots 500 and 550 feet front owned by the City at African Village.

Third From City lots at African Village to the Street running past the North of the Governors Farm, all ungranted.

Fourth The Magazine lot owned by the City 50 feet frontage on the Water.

Fifth Small lot 10 or 15 feet wide south of Hamiltons Wharf.

Sixth Market water lots.

Seventh Dock at foot of Darter Street.



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September 5th  
Continued

- Eighth Dock between Millers & Pryors Wharf.
- Ninth Lot in front of the Brunner property near Fresh Water Bridge ungranted
- Tenth Lot in front of Fresh Water Bridge owned by the City
- Eleventh Fifty feet between John Trider and John Buzalgette opposite Mitchells foundry
- Twelfth Space between Rundell & Bridges and Laidlaws
- Thirteenth Dock originally 60 feet but considerably built over - between Laidlaws & Fugsleys
- Fourteenth Dock 40 feet between John Trider and late grant to Robert Ferigilly -
- Fifteenth Dock North of William Bauld about 60 feet
- Sixteenth From Baulds to Government boundary  
Lots in S.W. Arm -
- Seventeenth From Govt boundary to South boundary of Samuel Storrs - now Henatys land -
- Eighteenth adjoining and South of Belmont in property about 400 feet.
- Nineteenth About 100 feet between Dr Cogswells in Water grant and Lepparts,

All ungranted

Your Committee are not yet prepared to speak concerning the lots on the S.W. Arm and would prefer having a longer time to mature a plan concerning those on the Harbor and Bedford Basin but the late Communication from the Land Office relative to applications for some of these lots renders it advisable for them to present a preliminary report without delay. Commencing Northwardly with the present City lots and taking those that appear eligible for bathing in order your Committee submit the following remarks.

First The lots at the African village (so called) The shore here is not visible from the road being screened by high banks and there seems nothing to prevent their being freely used for bathing at all times with ordinary precautions to avoid exposure. Their remoteness from the majority of the houses however is an obstacle to their being much resorted to at present.

Secondly The Magazine lot fronting 50 feet on the Harbour. This is conveniently situated for the inhabitants at the north end (so called) but an impression prevails that before the explosion of the City powder Magazine two years ago, the sentry on duty at the Government Magazine on the Govt land adjoining, had orders to warn people off from



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September 5<sup>th</sup> from the City lot, and that these orders are still in force,  
Continued This however is a mistake as appears by a Communication  
from Colonel Ansell Town Major to the Chairman of your  
Committee, (and which is herewith appended), the only  
restriction being against encroachments on the property of  
the War Department. The water lot is accessible by a path  
leading from the main road, and might be effectually  
screened from the latter and the neighbouring houses by  
a fence at a moderate expense.

Ungranted. At the South end of lot between Rundell  
and Bridges grant and Laidlaw. A fence here would  
be a sufficient screen from the road, in continuation of  
that already erected by Rundell and Bridge on their  
western boundary, and if permission were obtained  
from the latter to use their extensive lot so long as it  
remains unappropriated to any other purpose, this would  
be an excellent bathing place for the public. But for  
a permanence the lot is too narrow, and as the permission  
of the above proprietors if granted cannot be expected to be  
more than temporary. Your Committee advise that advan-  
tage be taken of this locality for the present but that  
immediate steps be taken to secure a right to one or  
more of the ungranted lots.

Your Committee now proceed to consider the  
ungranted lots. First. A long ungranted line between  
the African village lots and the North Gov<sup>t</sup> farm appears  
to offer some eligible sites for bathing at a convenient distance  
for the citizens but they have not yet been able to examine  
them particularly. Secondly. The lot in front of the  
Bremner property which includes the site of the well known  
still house once a favorite resort for bathers they consider  
the best they have seen both in regard to convenience as  
regards proximity to the houses and the facility of being  
sheltered from observation. The Committee recommend  
the Council to ascertain whether this spot can be obtained  
and if so that it be at once applied for.

Thirdly. The lot between Pauls and the Gov<sup>t</sup> boundary  
would afford some good bathing places. It is said how-  
ever to be claimed by Mr. Miller. The Committee advise  
that an attempt be made to procure at least a part of  
this lot for bathing purposes.

In conclusion your Committee beg to report that they do  
not present this report as the result of their mature  
deliberations. They are chiefly desirous of calling attention  
to those localities which are eligible for bathing and may  
be lost to the City by the want of immediate action.

They have no doubt moreover that it would be an  
advantage



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September 5<sup>th</sup> advantage to Halifax to possess attractions to strangers  
Continued as a watering place, and facilities for that purpose  
now exist but are likely soon to be lost unless the  
authorities take care to secure them without any  
unnecessary delay.

(Signed) G. Cogswell

Halifax N.S. \_\_\_\_\_ Chairman of Committee  
Aug<sup>th</sup> 22 1859

When following resolution is next  
introduced

Resolved that the Committee  
Report on Bathing places be adopted and that  
the Committee be continued in office and authorised  
to seek for and obtain the grants which they recommend  
and also such other Water Grants at the N.W. Arm  
&c as they deem for the public good, and further that  
a sum not exceeding £ be granted to the Committee  
to expend in fencing or screening such Bathing places  
as they judge most expedient. Moved by Alderman  
Wills seconded by Alderman Gounds, which resolution  
on being put is passed unanimously.

Read rel. Report  
Committee on Bathing  
Places =

The Blank is  
filled up with £40 - 12 Voting for it and 1 against it.

On Motion the Petition of the  
Yatch Club is received - handed in by Alderman Richey -

The Petition of Timothy Scully  
relative to his being injured by Fire Engine at a recent  
fire, On Motion is next read (See File)

Petition of Timothy  
Scully rel. to his  
being injured by  
Fire Engine =

When on Motion the sum  
of Five pounds is ordered to be paid over to Petitioner,  
and His Worship the Mayor requested to draw a check  
for the same -

On Motion the order of the day  
is suspended to take up the Report of Committee of  
Tenders this day submitted. Said Report is read.

Report Committee  
Tenders for Iron  
Bedsteads =

\_\_\_\_\_ Committee Room \_\_\_\_\_

Halifax Sept. 2 1859

Committee of Tenders met this day Present Ald.  
King, Barnstead, Richey and the Chairman

The Committee opened the following tenders  
for furnishing Sixty iron bedsteads for City Prison

No 1	Tender of John Mooney	£52-10-0
2	" " Wm. Caldwell	57-10-0
3	" " Patrick Lyons	44-13-9



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Continued

(Report Continued)

No 4 Tender James Swathin at 2 1/2 per ft  
The Committee are of opinion that the tender of Patrick Lyons is the lowest they therefore recommend the same be accepted.

The Committee next opened a tender for the excavating and building of privies and drain at Rock head farm.

Robert Davis tender for the whole £245.0.0  
For erecting privies without drain 155.0.0

The Committee beg leave to refer the tender of Robert Davis to the City Council for their decision.

The Committee also opened two tenders for the erection of a fence at North City Wharf agreeable to specification.

No 1 James McNeill No tender £115.15.0  
2 Edward Boak's " " 27.10.0

The Committee would recommend that the tender of Edward Boak be accepted provided that security be given for the due performance of the same, all of which is respectfully submitted.

Sigs. Jeremiah Conway  
Chairman

When on Motion said report is adopted  
On Motion the tender of Robert Davis relative to erection of Privies at Rock head farm, is referred to the Committee of City Prison to take action upon.

Ald. Thompson  
Wds. by way of  
Notice

On Motion the order the day is suspended to allow Alderman Thompson to introduce a resolution relative to the appointment of a person to take charge of the City Documents &c. The same is laid on the table for future action thereon.

Petition of Yacht  
Club rel. to Lease  
of Magazine Property

On Motion the order of the day is suspended to allow Ald. Richey to introduce a resolution on Petition of the Yacht Club this day submitted. The Petition is next read, when following resolution is introduced (For Petition See file)

Resolved rel. to a  
lease of Magazine  
Property to Yacht  
Club

Resolved that a lease of the Magazine property prayed for in the Petition of the Yacht Club presented this day be granted for the term of five years under such limitations and restrictions as may be suggested by the Committee of City Property. Moved by Alderman Richey seconded by Alderman Caldwell which on being put is passed.