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1860  
March 15<sup>th</sup>  
Continued

Halifax March 2<sup>nd</sup> 1860

Sir

I have been called upon by the Honorable E. Collins with reference to his assessment for the past year which amounts to £44. 19. 4 which he considers more than he can be legally taxed or ought to be called upon to pay, his objection is that he is taxed for property out of the province which is subject to taxation and actually taxed abroad and therefore as he thinks exempt from taxation under an act, and he objects more especially because he is informed and has reason to believe that other parties who have property similarly situated do not pay taxes on it.

As Mr. Collins is quite willing to pay whatever he is legally taxable for and he states for granted that the City does not desire that he should pay more, I would propose on his behalf that instead of a suit which would call in question the legality of the rate, the question should be submitted to the decision of the Supreme Court, and in the mean time Mr. Collins would pay the same sum that he did last year, by this course if Mr. Collins is correct in his view, he will be relieved, as he in that case ought to be and if he is in error, he will pay the amount now required of him and all others similarly situated will have no excuse for not doing the same, I shall be obliged if you will favor me with an early reply.

Your most obed<sup>t</sup> Servant

Sig<sup>d</sup> J. W. Ritchie

To His Worship  
The Mayor

When following resolution is introduced

Resolved that the proposition of Mr. Ritchie in reference to the taxes assessed on Mr. Collins be acceded to, and that a case be made and the opinion of the Supreme Court be taken thereon, as to the amount which Mr. Collins is legally liable to pay under the law, Moved by Alder Twining seconded by Alderman Richey to which following amendment is introduced

Resolved that the City Treasurer be directed to collect forthwith all taxes due to the City, agreeably to Law, Moved by Alderman Conway seconded by Alderman Jennings, which amendment on being put there appeared for the same against it 8. The original resolution is therefore put and carried and the names being called for they appeared thus,

For the Resolution  
Aldermen Moir - Bell  
Lahay - Thompson  
Richey - Twining  
Nash - Jas Duggan (8)

Against Resolution  
Aldermen Towns - Coome  
Trennamind -  
Jno Duggan  
Conway  
Jennings (6)

Letter of Mr. Ritchie  
rel. to E. Collins  
Assessment

Resolved to Letter  
of Mr. Ritchie on  
E. Collins.  
Assmt<sup>n</sup>

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Act relative to the  
Survey of Lumber

Alderman Conway gives notice of reconsideration

of Lumber &c this day submitted

When on Motion said act is ordered to be fairly engrossed and handed over to the Committee on Bills - to be submitted to the Legislature for approval.

On Motion it is ordered that the acts to be submitted to the Legislature for approval be printed in the papers advertising for the City for 30 Days.

On Motion  
Council adjourn

30  
1860  
March 25<sup>th</sup>

A Quarterly Meeting of City Council held this day Present His Worship the Mayor Aldermen Pugsley, Cogswell, John Cuggan, Lounds, Barnstead, Nash, Twining, Thompson, James Cuggan, Moir, Evans, Trennamin, Leahy, Conway, Roome, Bell, Richey and Jennings.

Read over proceedings of 15<sup>th</sup> March

Alderman Twining Chairman submits Report of Committee of Cemetery, on Motion the same is received -

Report Special Committee on Fire Chebucto Boundaries -

Alderman Cogswell Chairman submits Report of Special Committee appointed to investigate the cause of the late fire at the Chebucto foundary, on Motion the same is received -

Memo of Coull and Miller rel to side Walk

Alderman Nash submits Memorial of Mess<sup>rs</sup> Coull and Miller et al relative to the construction of Brick and Granite Side Walk in Hollis Street, on Motion same is received -

Alderman Thompson Chairman submits Report of Committee of City Property, on Motion the same is received -

Communication from W. Murdock with Bank Book

His Worship the Mayor hands in a communication from William Murdock Esq<sup>r</sup> with an accompanying Bank Book, containing deposits in Saving Bank for centenary Hospital.

His Worship the Mayor submits Memorial of W. A. S. Blunt Secretary of Gas Company, relative to an error made by him in his return for assessment on behalf of the said company, on Motion the same is received -

His Worship the Mayor submits Quarterly Licence return from Clerk of License -

Report Supt of Streets rel to Avery Lot.

His Worship the Mayor submits report of Superintendent of Streets in reference to the Avery Lot. On Motion same is received - also a communication received by him from the Crown Land Office, on Motion the same is received.

The City Council next proceed to the consideration of the Building Act, under Alderman Jennings notice of reconsideration made at last meeting.

The first clause is read when following resolution is introduced

Resolved that the space be bounded as follows viz<sup>t</sup> Beginning at the foot of Jacob Street, thence to run Westwardly along the North side Jacob Street, to Argyle Street thence along the said Argyle Street and a line in connection thereof Southwardly till it strikes Morris -

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Continued

Street, thence along Morris Street to the harbour, including all wharves and buildings therein to the foot of Jacob Street provided that no buildings which lie 60 feet east of the East line of Water Street shall be subject to this Law. Moved by Alderman James Puggan seconded by Alderman Conway - to which the following amendment is introduced

Resolved that the limits of the building act be as follows

Beginning at the foot of Gutter Street following along the east side line of Water Street until it reaches the North side line of Jacob Street, thence running West until it reaches the West line of Argyle Street, thence Southwardly until it reaches St. Pauls Church thence east until it reaches the West side line of Barrington Street, thence running south until it reaches the south side line of Gutter Street, and following that line until it reaches the place of beginning, and within this portion shall also be included all ground lying within Sixty feet beyond any of the Streets or lines of boundary herein appointed that all Military and other Crown property shall be excepted and free from the restrictions of this act. Moved by Alderman Thompson seconded by Alderman Nash - which amendment on being put is lost 6 Voting for it and 13 against it, and the following amendment next introduced.

Resolved that instead of extending the limits to the extent contemplated in the first Clause of the Act now before the Council, Resolved that limits adopted in the first Clause of the act to prohibit the erection of Wooden Buildings within a certain portion of the City of Halifax passed the 15<sup>th</sup> day of April 1859 now in force for the present be strictly adhered to. Moved by Alderman Evens seconded by Alderman Trennamin which amendment on being put is lost four voting for it and 14 against it - and the following amendment is introduced

Resolved that there be added to Ald. Puggans resolution that extent of 60 feet on all sides of the Street, of which resolution speaks, so as to have all building Brick or Stone on each side of Street. Moved by Alderman Nash seconded by Alderman Moir which amendment on being put is passed 12 Voting for it and 5 against it.

The following resolution Not as first introduced with the amendment just passed is introduced,

Resolved that the Space be bounded as follows viz Beginning at the foot of Jacobs Street, thence to run Westwardly along the North side line of said

Resolved limits of Building Act.

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Continued

Jacob Street to Argyle Street, thence along the Western side line of Argyle Street and a line in continuation thereof southwards till it strikes the South side line of Morris Street thence along the South side line of Morris Street until it reaches the eastern side line of Water Street ~~(to the lot to it)~~ thence along the Eastern side line of Water Street to the foot of Jacobs Hill aforesaid including a space of 60 feet on the West North East and South of the said several boundaries, Moved by Alderman Duggan seconded by Alderman Conway which on being put is passed 16 Voting for the Resolution and 2 against it,

Read Second Clause when on Motion the same is passed with the latter part expunged.

On Motion the further consideration of the Building Act is deferred to a future day.

The City Council next proceed to take up Alderman Conway's notice of reconsideration relative to Hon Enos Collins taxes,

When following Resolution is next introduced

Resolved that the Hon W<sup>m</sup> Young be retained by this Council for the purpose of assisting His Honor the Recorder in the suit now pending between the Hon- Enos Collins and the City of Halifax and also in the suit of Mr Joseph Roles against the City of Halifax. Moved by Alderman Conway seconded by Alderman Lounds to which following Amendment is introduced,

Be it Resolved that His Worship the Mayor be empowered to employ such Counsel as may be necessary in the cases now pending with Hon Enos Collins and Mr Roles Moved by Alderman Nash seconded by Alderman Trennamin which amendment on being put is lost 6 Voting for it and 10 against it. The same is lost.

The following amendment is next introduced,

Be it Resolved that the Hon J<sup>r</sup> Hillier ~~and~~ J. W. Johnston be employed on behalf of the City in the case of Roles vs City of Halifax. Moved by Alderman Nash seconded by Alderman James Duggan which on being put there appeared for the same 6 against it 11 the same is therefore lost.

The original resolution is then put and passed,

The City Council next proceed to the election of a City Assessor for ensuing year,

Read applications of J. M. Chamberlain, W<sup>m</sup> Roche and John L. Barry -

Read - re to retaining Hon W. Young in suit vs Collins vs City

Election of City Assessor.

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The Names are taken when there appeared for John L. Barry 12 Votes W. Roche 4. John L. Barry is therefore duly elected City Assessor for ensuing year.

Election of Under  
Keeper City Prison

The City Council next proceed to the election of an Under keeper for the City Prison. The various applications are read, and the names next taken when there appeared for James Holloway 12 Votes, Thomas Shaw 2 Votes and Fred<sup>d</sup> Sturmy 1 Vote James Holloway is duly elected under keeper of City Prison.

A Motion is next made that the Council adjourn. Lost

On Motion the order of the day is suspended to take up the Report of Superintendent of Streets this day submitted relative to the Avery property. Said report is read.

On Motion said report stands over until next Meeting.

Alderman Cogswell submits a resolution by way of Notice relative to Committee to investigate the cause of Fires

On Motion the Council adjourn

March 29<sup>th</sup>  
City Assessor  
Sworn

John L. Barry Esquire having been duly elected City Assessor for ensuing year, and having subscribed the usual oath of Office, is this day sworn to the faithful discharge of his duties in presence of His Worship the Mayor

1860  
March 29<sup>th</sup>

An adjourned Meeting of the City Council held this day. Present His Worship the Mayor Aldermen Cogswell, John Duggan, Lounds, Barnstead, Nash, Twining, Thompson, James Duggan, Tremnam, Owens, Leahy, Roome, Bell and Jennings.  
Read over proceedings of 26<sup>th</sup> March.

Alderman Barnstead in the absence of the Chairman submits report of Committee of Sunders  
On Motion the same is received

On Motion the order of the day is suspended to allow Alderman Jennings to lay on the Table a resolution relative to the release of Prisoners.

Read Communication from the Commissioner of Crown Lands submitted on the 26<sup>th</sup> March instants - when the following resolution is introduced, - (See File)

Comm<sup>n</sup> from  
Crown Land office

Resolved on reading Letter of M<sup>rs</sup> Fairbanks Commissioner of Crown Lands dated 31<sup>st</sup> March respecting extension of Water Grant to Mess<sup>rs</sup> Hogan. That His Worship the Mayor be authorised to state that the City Corporation has no objection to urge to such grant provided that such grant shall be so worded as to reserve and protect any rights the City or public may now justly claim with respect to drains and Sewers, passing in the direction and through the premises. Moved by Ald. Twining seconded by Alderman Owens which on being put is passed.

Read, rel. to extension  
of Water Grant  
to Hogan & Sons

Read Report of Superintendent of Streets relative to the Avery lot submitted on the 26<sup>th</sup> March (See File) When following resolution is then introduced

Report of Supt of  
Streets rel to Avery  
lot

Upon reading the Report of the Supt. of Streets relative to the Building now in course of erection by D<sup>r</sup> Avery on Water Street from which it appears that D<sup>r</sup> Avery is not occupying more ground than is contained in the original Grant to Mess<sup>rs</sup> Tobin. It is resolved that in the opinion of the Council that no action on their part is at present necessary in the matter. Moved by Alderman Twining seconded by Alderman Tremnam, which on being put is passed.

Resolved Avery lot  
& Supt. of Streets -  
Report -

Read Report of Superintendent of Streets relative to state of Campbell Road - submitted on 12<sup>th</sup> March when following resolution is introduced (See next page for Report) On reading the report of Superintendent of Streets relative to the present state of Campbell Road near the Rail Road Depot - Resolved it is the opinion

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of this Council that 250£ be expended from the funds to improve this part of the Road - provided that a like sum be appropriated from the Provincial funds out of the Road Vote. Moved by Alderman Twining seconded by Alderman Evens which on being put is passed.

(Report)

Streets Office

Halifax 12<sup>th</sup> March 1860

Report of Supt. of Streets rel. to Campbell road

The Superintendent of Streets begs leave to report for the information of His Worship the Mayor and the City Council,

That in consequence of the increased amount of travel, and the unusual changes of Weather during the Winter the Campbell Road from the Naval Hospital to the Rail Road Depot has become very bad, light repairs on that part of it is almost useless, a method for the improvement of Roads, and which is well adapted to this climate and heavy traffick, was a few years ago applied to a part of lower Water Street, the cost of one Mile of Road of such construction twenty feet wide will cost on the peninsula from ten to eleven hundred pounds per Mile - Ten inches of Stone - well set and wedged, overlaid with Six inches of macadamized stone - will make the Campbell Road what is required - the different sections that requires such method most between the Hospital Gate and the Rail Road Depot is about one half Mile in length -

The Superintendent further report that a part of Pleasant Street South of Fresh Water Bridge is very bad - and requires to be improved in a similar Manner as above described.

All of which is respectfully submitted  
Sigs James Pollock

Supt. of Streets

Communication from W.A.S. Blewitt

Read Communication from W.A.S. Blewitt Secretary relative to Taxes of Halifax Gas Company, (See file) - when following resolution is next introduced.

Read rel to W.A.S. Blewitt Letter

Upon reading the Petition of W.A.S. Blewitt Secretary of the Gas Company for leave to correct a mistake in his return, Resolved that the Mayor inform W. Blewitt that the prayer of the Petition be granted. Moved by Alderman Twining seconded by Alderman Rome which on being put is passed.

The following resolution is introduced

Resolved that the sum of Thirty pounds be appropriated to the cleaning and repairs of Three public Wells in Islville in Ward Six, and for sinking of a Well

Read, rel. to 30£ being appropriated to cleaning Wells in Ward Six



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Continued

of a Well near Richmond, and also for the purpose of putting a Curb and platform on the Well on the South Common - generally called the Poor House Well said sum to be expended under the direction of the Aldermen of Ward Six and the Committee of Common - Moved by Alderman Bell - seconded by Alderman Roome which on being put is - passed -

Letter of Th. Charman  
rel to Drain Salter St<sup>h</sup>

of 9 March 1860.

Read Letter of Th. Charman Esq<sup>r</sup>  
(See file)

When on Motion same is referred to the Superintendant of Streets to report upon -

By Law relative to  
Hackst Trucks

The City Council next take up the Bye Law relative to Hacks and Trucks, as amended.

The By Law relative to Trucks is read a first time -

The same is read Clause by Clause.

Read First. Second. Third fourth. Fifth. Sixth. Seventh eighth. Ninth. Tenth Eleventh Twelfth. Fourteenth 15 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30 and 31<sup>st</sup> - Clauses. which are severally put and passed -

On Motion the Bye Law just passed is ordered to be fairly engrossed that it may be presented to this Council for a third reading on a future day -

On Motion Council adjourn until tomorrow at 3 o'clock,

1860  
March 30<sup>th</sup>

At an adjourned Meeting of the City Council held this day: Present His Worship the Mayor Aldermen Cogswell, John Duggan, Lounds, Barnstead Nash, James Duggan, Tremamini; Leahy, Stone and Jennings-

Read over proceedings of 29<sup>th</sup> instant

By Law rel to Hackis

The City Council next proceed to take up the Ordinance relative to Hack Licenses, when it is agreed that only the amended clauses be considered,

Read Fourth clause as amended when on Motion the same is struck out, and the original clause (No 4) remains as it is,

passed as amended,

Read Twelfth clause which is

on being put is passed,

Read Fifteenth clause which

on being put is passed

Read Sixteenth clause which

on being put is passed

Read 17<sup>th</sup>, 18 and 19 clauses which

as amended-

Read 20<sup>th</sup> clause which is passed

On Motion the Seventh clause of the Ordinance relative to Truckmen is inserted as the 20<sup>th</sup> Clause-

The following resolution is next introduced

Resolved that the tariff for Trucking to Islesville the New settlement in the vicinity of the Wellington Barracks be added to the Regulations for Trucking vizt  
For a Chaldron of Coal from any part of the City 3/9  
For a Load from any place between Market Wharf and Cunards Wharf 1/9  
For a Load from any place North of Cunards 1/6  
For a load from any place South of Market Wharf 2/6  
Moved by Alderman James Duggan seconded by Alderman Twining which on being put is passed -

Memo of Doull and Miller  
rel to side Walks

Read Memorial of Mess<sup>rs</sup> Doull & Miller relative to Brick & Granite side Walks, submitted of the 26<sup>th</sup> inst. (See file)

introduced

when following resolution is next

Resol. rel. Memo:  
of Doull and Miller

Resolved that the Memorial of Mess<sup>rs</sup> Doull & Miller and others relative to a Sidewalk be referred to the Superintendant of Streets to report on. Moved by Alderman Cogswell seconded by Alderman James Duggan, to which the following amendment is introduced

Resolved

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Resolved that the Prayer of Petition of Mess<sup>rs</sup> Doull & Miller and others submitted this day be complied with. Moved by Alderman Nash seconded by Alderman Jennings - which on being put there appeared for the same 5 against it 5 and His Worship the Mayor being called upon for his casting Vote gives it against the amendment. The original resolution is then put and passed -

The City Council next take up the Report of Committee of City Hospital when on Motion the same stands over to be taken up on Monday next for discussion.

A Motion that the Council adjourn is next made, which on being put is lost.

Read Report of Special Committee appointed to investigate the cause of the late fire at the Chebucto foundary with minutes of evidence taken, when on Motion the same are ordered to be filed with the prothonotary agreeably to Law.

Read Report of Committee of City Property submitted the 26<sup>th</sup> March

Committee Room March 23 1860

The Committee of City Property beg leave to report as follows.

Firstly - Upon the Petitions of Mess<sup>rs</sup> W<sup>m</sup> B. Hamilton & Co & W<sup>m</sup> Devine, dated respectively 2<sup>nd</sup> & 5<sup>th</sup> Sept<sup>r</sup> last, in regard to the public Cock situated between their respective properties. The Committee after examining the premises in question and giving the subject their best consideration beg to recommend as follows viz<sup>t</sup>

That Mess<sup>rs</sup> W. B. Hamilton & Co have permission granted them to fill up the Cock between the property of W. Devine as far as the West end of the Wooden Store which now stands on the South boundary of their property, and that they shall construct and carry out to the end of the said Store the Gutter which now empties into said Cock, in a good and substantial manner, at their own expense and cost under the directions of the Superintendent of Streets and under written agreement. The Committee cannot recommend the extension of any further privilege to Mess<sup>rs</sup> Hamilton & Co in filling out or making any further deposits in the Cock beyond the point already named, as they consider that it would be doing a manifest injustice to W. Devine and an injury to the Cock.

Secondly - The Committee visited the North Fishmarket property for the purpose of laying off a portion of the same for letting - when upon reviewing the premises and giving the matter their

Report Special Committee  
rel to Fire & Chebucto  
- Boundary -

Report Committee  
City Property  
23 March 1860  
on Petition of W. B. Hamilton  
& Co

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Continued

their serious consideration it was finally recommended to the Council that no portion of the said premises be let, but that the whole of it be retained for city purposes.

Thirdly - The Committee would recommend that application be made at the Crown Land Office for a further Grant at the North Fishmarket Wharf of 300 feet East into the harbour.

Fourthly - They recommend that the property at the North end of the City commonly called the "North Fish market Wharf" be in future called the "North City Wharf"

Fifthly - It is recommended that the lighting up of the Market Block be discontinued, the benefit derived therefrom by the citizens, not being equivalent to the expense, in fact being of little or no benefit to the City generally. The Gas for the Block & Market House - having cost for the last year, the large sum of thirty Two pounds 10/9 - all of which is respectfully submitted

Signed Philip Thompson  
Chairman

On Motion said fifth Clause is ordered to be expunged,

On Motion the remaining portion of the Report is adopted.

Read Communication from W<sup>m</sup> Murdock Esquire with accompanying bank book containing subscriptions for Centenary Hospital. (See file) when following resolution is introduced

Resolved that on reading the communication of W<sup>m</sup> Murdock Esq<sup>r</sup> that this Council gratefully accept the donation of the 5<sup>th</sup> Company of Royal Engineers of this Garrison in 1849 - intended for a Centenary Hospital being now the sum of £10.13.4 and this Council will devote it to the funds of the New City Hospital, and perpetuate the public memory of this their first donation toward that valued institution and they also wish to express their sense of W<sup>m</sup> Murdock's kindness and courtesy on this occasion. Moved by Alderman Cogswell Seconded by Alderman Leahy, which on being put is passed.

Read Report of Committee of Tenders of 31<sup>st</sup> March inst - (See next page) On Motion same is adopted

Read Estimate of Commissioners of Poor Asylum for ensuing year - when -

Communication from Murdock re subscriptions for Centenary Hospital

Resol - rel to the communication from Murdock

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When on Motion the same is referred to the  
 Committee of Public Accounts to report on, (See still)  
 (Report)

Committee Room  
 28<sup>th</sup> March 1860

Committee of Tenders met this day present  
 Aldermen Barnstead, Leahy, Puggan and the Chairman,  
 Opened the following tenders for Iron Works  
 and gratings for the present year—

- No 1 John Taylor
- 2 John Mooney
- 3 William Lealdwell
- 4 Pat<sup>h</sup> Lyons
- 5 James Jackson
- 6 John Meagher

Also the following tenders  
 for Wheelwright work

- No 1 William Stevens
- 2 William Murray

After a close and careful  
 comparison of all the tenders for Iron Work the Committee are  
 of opinion that that of John Mooney is the lowest and  
 therefore recommend it for acceptance.

They also recommend the  
 Tender of William Murray for Wheelwright work for accep-  
 tance his prices for the most part being lower than those  
 of William Stevens.

All of which is respectfully submitted

(Signed) M. H. Richey  
 Chairman

On Motion Council adjourn until Monday  
 next at two o'clock—

Report Committee  
 Tenders Iron Works for  
 Streets