

1861
July 19th
Continued,

Streets.

£1592. 0. 0

as per estimate of Street Committee
 viz for Sewer in ~~Dr~~ New Row. Brick £ 617. 0. 0
 Ditto at Harts Wharf _____ 110. 0. 0
 City Proportion of Drain in Pleasant St 70. 0. 0
 Ditto Ditto near Ball Court 250. 0. 0
 Ditto Ditto Coughton Street 150. 0. 0
 Drain in Victoria Street 45. 0. 0
 Others Sewers 250. 0. 0

Estimate -

Total for Sewers 1492. 0. 0
 For Surface Work in several Wards 1058. 0. 0 2550. 0. 0

Internal Health Committee.

Estimated Sum for cleaning and
 watering streets, removing ashes &c &c
 as required by recent Act. _____ £1100. 0. 0
 Total Amount Brought forward £19592. 0. 0

Deduct.

Resources of City, for present
 Year from the following Sources (viz.)
 from Liquor and Auction Licences 1200. 0. 0
 Exhibition " - Ditto 27. 0. 0
 Hacks and Trucks Ditto 100. 0. 0
 Police fines " Ditto 250. 0. 0
 Police fees _____ 75. 0. 0
 Fees in Mayors Court _____ 145. 0. 0
 City Marshals fees _____ 100. 0. 0
 Rent of City Property. _____ 150. 0. 0
 Sweeps. &c. _____ 15. 0. 0
 _____ 2092. 0. 0
 Poll tax (estimated at) 1500. 0. 0 £3592. 0. 0
 £16,000. 0. 0

The Committee beg to remark that in making up the
 above estimate they have exercised the utmost care and used every
 effort to limit the amount, and they would beg particular attention
 to the reasons which have rendered necessary so large a Deal as well
 as apparent increase over the estimate of last Year

The total amount required this year is £16000.

The Total Amount of the estimate of last year was 12000.

Showing an apparent increase of 4000

This increase however is to a certain extent only apparent, inas-
 much as the Road Tax now abolished amounted generally to £
 £2000, or 2100, while the Poll Tax is estimated by the Committee
 at only £1500, the difference between which two sums must be
 added to the assessment at the individual rate payers are called
 on for no larger sum than hitherto

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Estimate

On the other hand there are several large items of increased expenditure, which must be provided for, and to which the Committee do not believe any Citizen will object. Thus the sum expended by the City, apart from general expenditure by the Government, in preparing for the reception of H.R.H. the Prince of Wales amounts to £1323. 14. 3. Again the Annual expense of maintaining the two Steam fire engines is £490. The first cost of these Engines is provided for by a loan from one of the Banks which has not yet been taken up and the Committee have provided for interest and an instalment of the principal of this loan the sum of £600. Which amount paid annually will extinguish the debt in six years. The amount paid for Mr. Lauries Survey £335. 2. 6 was also beyond the control of the Committee and was necessarily added to the amount to be provided for. It will also be borne in mind that the scourge of Small Pox has visited us with great severity and the sum of £495. 12. 5 has been expended over and above the estimate of last year in alleviating the sufferings of those afflicted with that dreadful disease and in endeavouring to prevent its spread, by the gratuitous vaccination of the Poor. The sum of £302. 13. 8. was also expended at the City Prison beyond the estimate of last year, the average number of Prisoners in Confinement having risen to the constant number of 70 and upwards. These various items may be summed up as follows viz

Loss on Road Tax abolished say	500. 0. 0
City Expenses on visit of Prince of Wales	1323. 14. 3
Annual expenses of two Steam fire engines	490. 0. 0
Instalment of first cost of Ditto + Interest	600. 0. 0
Mr Lauries Survey	335. 0. 0
Excess of expenditure at City Hospital caused by prevalence of Small Pox	495. 12. 5
Ditto Ditto at City Prison	302. 13. 8
Total	£4047. 2. 10

In other words the Committee have only added to the estimate the amount of several unavoidable expenditures which neither they nor the Council could limit or prevent, and for which, as to nearly one half the whole amount, no necessity will again arise while as before explained the loss on the Road Tax of £500. is only nominal being simply paid under the name of assessment instead of as heretofore under that of road Tax. The Committee have made no provision for the payment of interest on the debt authorized for the purchase of Water Works, as the transfer was not yet been completed, and when finally arranged it is assumed that for the present year, at least the income derived from the works will meet the outlay for interest nor indeed could the Committee have made any provision as it probable a further sum will be required to provide new pipes &c and the Committee had no means of ascertaining the extent of such sum. In conclusion the Committee beg to state that under the recent act the sum of £13,000 only can be assessed in the first instance they would therefore recommend that application should be made without delay to His Excellency the Lieutenant Governor for leave to assess £3000 additional

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Continued

additional as provided for in the act.

(Sign^d)

P. C. Hill
Chairman

Resol. rel to the
Estimate

introduced

When following Resolution No 5 is—

Resolved that the estimate for the Present Year be adopted and that application be made without delay to his Excellency the Lieutenant Governor for leave to assess the sum of £3000. additional as provided for in the recent act moved by alderman Hill seconded by alderman Nash which on being put is passed unannously

The following Resolution No 6, is intro-

-duced

Resolved that the estimate and Report for the present year be published once in each of the City Papers for the information of citizens moved by alderman Conway seconded by alderman Roome which on being put is passed

Petition of
Edward Leahy (see file)

Read Petition of Edward Leahy—

On motion the same is referred to a special committee to report upon committee alderman Nash, Hill and Ackhurst

Communication
from Crown
Land Office (see file)

Read communication from Crown Land office relative to grant applied for by Mr Dupe-

Communication
from William
Lawson Esq

Read communication from William Lawson Esq on same subject (see file)

On Motion said communications are ordered to be referred to the committee of laws and privileges to report upon

Report of
His Honor the
Recorder

Read Report of His Honor the Recorder regarding the titles of certain lands belonging to Halifax Water Company

To His Worship the Mayor
and the City Council,

In compliance with the Resolution of your Honorable Body I have inspected the documents under which the Halifax Water Company claim their landed Estate and have as far as practicable searched the Titles to Sixteen lots and now submit for the information of your worship and the Council,

That the grant from the crown to Company is in the usual form and conveys fee.

2 A Careful

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July 19th. Continued
2 A careful Examination of the Deeds from different parties to the Company transferring several lots of land enables me to report that the deeds convey the Fee with covenants of Warranty. Except a deed from William Smith and Wife, dated 31st March 1846 which a quit-claim.

Report of
Sd Honr
the Recorder

3 Thomas Hoosterman and wife by Indenture, dated 1st December 1846. convey certain lands and rights to the Company with the recitals hereinafter contained and the deed contains covenants from the Company in conformity with the recitals which bind the Company and their assigns to comply with the restrictions &c contained in the recitals. The recitals are that Thomas Hoosterman is owner of Coked Hat Lake and certain portions of Chain Lakes and he is Proprietor of valuable Mills at the head of the North West arm which are watered, by waters flowing from the Chain of Lakes, and he is owner of lands there which the waters of the said Chain Lakes are discharged into North West arm and on which the Mills are standing that the Water Company desiring to conduct the waters of Long Lake through Coked Hat and Chain Lakes into Pipes to be laid down there in and desirous of purchasing the Coked Hat Lake with sufficient land thereto adjoining as may be necessary to overflow and also a certain other piece of land to the Northward thereof and near to Chain Lake with the object of making a Canal through the lands of the said Thomas Hoosterman for the conveyance of the said waters unto and into the Chain of Lakes and through and from the same into Pipes to be laid down there in for that Purpose and the said Thomas Hoosterman agrees to sell but upon the following restrictions.

First The waters to be ^{conducted} through and drawn from the Chains of Lakes are not at any time hereafter to be applied to the working or for the Purposes of Mill wheels or Machinery

Secondly The Supply of water from the Chain of Lakes through the land of Thomas Hoosterman are not to be at any time diminished below the quantity naturally flowing through the same as heretofore such undiminished supply to be secured to the said Thomas Hoosterman and his heirs by the said Company.

Thirdly that the Canal to be made by the Company through the lands of the said Thomas Hoosterman to be well and sufficiently secured by Embankments, Chains, other wise as to protect the property of the said Thomas Hoosterman from any injury which might result thereto from conducting the waters through the Chain Lakes.

Fourthly In the deed from Mr John Moir and others (several of the heirs of the deceased John Wagner) to the Company dated 1st December 1846 some of the parties who are named as conveying have not executed the deed

Fifthly In the deed from William Bomloch and others (several of the heirs of the deceased John Wagner) to the Company dated 1st December 1846. some of the parties who are named as conveying have not executed the Deed

Sixthly

1861
July 19th. the Company dated 1st November 1846 Mrs Longard has not executed the Deed or released down

Seventhly In the Deed from John Kline, Senior and wife to the Company dated 15th October 1846 Mrs Kline has neither executed the Deed nor released her Power

Eighthly There exists a covenant between William Yeadon and the Company Dated 5th July 1847 by which Yeadon agrees to suffer his land, adjoining the Long Lake, to be overflowed, the Company undertaking to pay him for all damage which may be done to his property in consequence of the overflow

Report of
Said Bonds
the Recorder

Ninthly I do not observe among the Papers submitted by the Company any agreements between Charles Cogswell Esqr and the Company for the use of the land upon which the Pipe House stands

Tenthly There exists agreements from several persons (through whose lands the Pipes run) with the Company granting permission to lay Pipes and to enter when necessary to repair and to relay Pipes & which are sufficiently binding on the Parties.

Eleventhly The agreements between the late Honorable H. H. Cogswell and Company for Right of way &c is a Leasehold for 99 years from its date 1st September 1847.

I have the Honor to be
Very Respectfully

(Signed) William Sutherland
Recorder

Corn from Sect
of Halifax Company

Read Communication from Secretary of
Water Company with minutes of meeting dated 7th July 1861.

Water Company's Office,
Halifax 9th July 1861.

Sir,

I am directed to transmit you the enclosed copy of the minutes of the proceedings of the Committees of the City Council and the Halifax Water Company at a meeting held by them at this office to day in Reference to transferring the Water Works to the City of Halifax.

To His Worship, The Mayor
of the City of Halifax.

I have the honor to be, Sir,
Your obedient Servant,
P. Borden.

(Signed)

Sects of the Halifax Water Co.

1861
 July 19th. with copy of Resolutions passed at a meeting of Stock Holders on the
 15th July 1861 (See file)
 continued
 -dued No 7.

Read Communication from Secretary

When following Resolution is next intro-

Resolved that a Committee be appointed to receive the transfer of the Water Works from the present Water Company. If the title be found satisfactory to the Committee, moved by alderman Ackhurst and seconded by alderman Nash, which on being put is passed.

Committee alderman Richey, Poome, Coleman, Ackhurst, Nash, Hill, with His Honor the Recorder

Report of Com
 appointed to take the Census.
 take the Census

Read Report of Committee appointed to

Committee Rooms 10th June 1861

The Committee appointed by this Council for the Purpose of procuring an accurate Census of the Population of the City have to Report, that they entered upon the duties entrusted to them without delay and have given to them their most earnest attention and are now in a position to announce that the work is complete. The Committee are willing to confess that they are somewhat disappointed as to the result as they confidently expected that the Civic Census would exceed by several thousands that taken by the Provincial Government as it is now only exceeds theirs a few hundreds the numbers being as follows Government Census - 24,700. Civic Census. 25,494. Still it is satisfactory to know that in the main the former was so nearly correct. It must be a matter of regret to every well wisher of the City to find that the Population does not increase as fast as is desirable in every new country. Still your Committee feel satisfied that there is no occasion to. There are a variety of circumstances (which it is unnecessary to treat of in this report), which tend to prevent the rapid increase of our City Population, and it is an admitted fact that where population is only increased by natural and legitimate means there wealth is sure to keep pace and in this respect your Committee are sure Halifax will contrast favourably with any other North American City.

The plan adopted by the Committee was as follows. Three competent enumerators were employed to each of whom was assigned two wards of the City, and one of the Police force was daily in attendance upon each of them to render them any assistance in their power. The cost of the work although liberal wages were allowed the enumerators and a small sum divided among the Police, the Committee are pleased to report, has not exceeded two thirds of the amount voted by the Council say £40. in all

all of which is Respectfully Submitted

James Duggan
 Joseph Hays
 John D. Nash
 (Signed)

1861

July 19th. introduced
Continued

Res = to number
and letter streets

Resolved that the Committee of Streets be authorized to carry out the report of the Committee on numbering and lettering streets moved by alderman Hill, seconded by alderman Nash, which on being put is passed.

The following Resolution No 8 is next.

Read communication from John Duffus and others, for a sewer.

On motion the same is referred to the Committee of Streets to report upon

On motion the Council Rise

Council Rise

On motion the Council Rise

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July 23rd
Continued

At a special meeting of the City Council held this day Present His Worship the Mayor, Alderman Hill, John Duggan, Compton, Barnstead, Nash, McCulloch, Walsh, James Duggan, Ackhurst, Innuaman, Coleman, Conway, Roome, Richey, and Jennings,

The City Council were summoned to take up the Petition to the Queen relative to Railway Tax and the Transaction of other business.

Read over proceedings of 19th July

Alderman Hill hand in Report of Special Committee on Alderman Leahy's Memorial.

Alderman Richey hand in Report of Committee on transfer of Works of Water Company

Alderman Ackhurst hands in Rules and Regulations of the Volunteer Engine Company received

Alderman Nash's Notice of Reconsideration is next taken up.

On motion the same is not reconsidered

The City Council next proceed to the order of the day, and take up Memorial to the Queen relative to Railway Tax, where a Committee was appointed to Report the Memorial

Committee Alderman Hill, Richey and McCulloch,

Read Rules and Regulations of Volunteer Engine Company (See file)

Read Resolution of Said Company with list of Resignations of members and application for admission (See file)

Read Rules and Regulations re of Volunteer Fire Company (See file)

A motion is made that the blank be filled up with 150 men. Amendment that there be no further addition to the Company - amendment lost - motion passed and the names being called for they appeared thus

Rules & regulations of Volunteer Fire Company

For The Motion	_____	against it	_____
alderman Roome	_____	Walsh	alderman Barnstead
Jas. Duggan	_____	Compton	Nash
Hill	_____	Richey	
Innuaman	_____	Jennings	
Coleman	_____	Jas. Duggan	
McCulloch	_____	Ackhurst	
Conway	_____		

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Continued

introduced.

Volunteer Engine and axe Companies this day Read, be approved of by this Council and that the City Clerk be requested to send copies of this Resolution to the Captains of said Companies Moved by Alderman James Duggan Seconded by Alderman Ackhurst which being put is passed

Res. rel to the
Volunteer Engine
Company

introduced

Engine Company and axe Fire Company have reported in obedience to the order of this Council that several of the Citizens elected by the Council to serve in said Companies were ineligible or have refused to serve therein. Therefore Resolved that the Recommendation of said Companies in regard of said Citizens be adopted and that this Council hereby cancel their selection and the City Clerk is requested to erase their names from the list of Engine and Axe Firemen Moved by Alderman James Duggan Seconded by Alderman Conway. which on being put is passed

The following Resolution No 1 is next

Resolved that the by Laws of the

The following Resolution No. 2 is next

Whereas the Captain of the Volunteer Engine Company and axe Fire Company have reported in obedience to the order of this Council that several of the Citizens elected by the Council to serve in said Companies were ineligible or have refused to serve therein. Therefore Resolved that the Recommendation of said Companies in regard of said Citizens be adopted and that this Council hereby cancel their selection and the City Clerk is requested to erase their names from the list of Engine and Axe Firemen Moved by Alderman James Duggan Seconded by Alderman Conway. which on being put is passed

Introduced

The following Resolution No. 3 is next.

and axe Fire Company have forwarded to this Council the names of several Citizens who are desirous of acting as members of said Companies

Whereas the Volunteer Engine Company

be and are hereby elected as members of said Companies. Moved by Alderman James Duggan Seconded by Alderman Walsh

Therefore Resolved that said Citizens

is introduced

To Which the following amendment

Resolved that the words elected be expunged and the words appointed be inserted instead. Moved by Alderman Nash. Seconded by Alderman Richey. which amendment on being put is lost. Resolution passed. and the names being called for they appeared thus.

For The Resolution	Against It
alderman James Duggan	alderman Richey
Hill	Roome
Shennaman	Barnstead
Coleman	Nash
McCulloch	
Conway	
Walsh	

1861
 July 23rd. *Memorandum* relative to Railway Tax, as reported by Special Committee—
 Continued, appointed this.

*Memorial
 to Her Majesty
 the Queen
 re Railway Tax*

To Her Most Gracious Majesty
 The Queen.

The Memorial of the Mayor and City Council
 of the City of Halifax in the Province of Nova Scotia,
 Most Respectfully Sheweth.

That the Project of Railways
 was first introduced into this Province as far back as the Year 1849 and
 that at different periods Bills were Passed by the Provincial
 Parliaments for the construction of a Trunk Line of Rail Road
 between Halifax and Quebec but that no decided action was
 taken until after the passing of an act by the Colonial Legislature
 of Nova Scotia on the 31st day of March 1854 which is entitled an
 act to authorize the construction of certain Railways in this Province
 that the Preamble of this act states. Whereas the construction and
 maintenance of a Trunk line of Railway from the Harbour of Halifax to
 the frontier of New Brunswick with branch lines extending to the Harbour
 of Pictou and Victoria beach will greatly facilitate the external trade
 of Nova Scotia, will develop her Resources enlarge her revenue
 and open new easy communications with the neighbouring Provinces,
 and States

*Memorial
 to Her Majesty
 the Queen*

That the City Council of your loyal City of Halifax was
 struck with the conviction that if the design expressed in this preamble
 should be carried out in its integrity large and permanent ad-
 vantages would accrue to their City by an increase of Population
 by linking it with the fruitful Counties of the West thus securing
 the valuable Productions by connecting it with the important and
 increasing Countries of the East and the fertile Island of Prince-
 Edward thus drawing into the City for supply and export, their Mineral
 Wealth, large Coal Deposits and agricultural products by securing
 to the City the extensive trade of the Gulf and by attaching it to
 New Brunswick with the well grounded expectation of touching a trunk
 running to Canada and thus to Rensselaire Halifax the prominent receiving
 and shipping Port of British North America shall intram with this
 connection and upon the faith of the Preamble while the bill was before the
 House of Assembly the City Council on the third day of March
 1854 passed Resolutions to the purport that an address be presented
 to the House of Assembly embodying the views of the Council and
 asking for Stock to be reserved to the City to the extent of £100,000
 and that such address was prepared and sent to the House of
 Assembly

That by the Second Section of the act of 1854 it is directed
 the line to be first completed shall that, beginning at the Harbour
 of Halifax and extending therefrom in a northerly direction will form
 a common trunk for all the lines to be hereafter made, that the third
 section directs, after the common trunk shall have been so
 completed

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Continued

Completed the Railways shall be carried on in such direction as shall be (appointed) approved of by both Houses of the Legislature

That the eighth section of the said act specifies that the City of Halifax shall be considered as holding stock in such Railways to the extent of one tenth part of the actual expenditures therein, such tenth part not to exceed in the whole the sum of £100,000. That at the passing this act the Projectors of the line contemplated an Extension of Railway to three Hundred miles at an estimated cost of £1,500,000 but that after the work had been commenced it was found a much larger sum would be required to construct the Road.

Memorial to
Her Majesty
could

That by the fourth section of the act of 1854 the construction and management of such Railways shall be under the charge of six Commissioners and that after the passing of the act the Provincial Government of that day appointed a Board of Commissioners who entered upon their duties retained the services of an Engineer as required by the seventh section of the act. commenced the work at Richmond a distance of nearly two miles from the center of the City, and completed part of the Trunk line to ~~King's Cross~~, a distance of about 13 miles in a Northerly direction that from this point a branch diverging from the Trunk in a Westerly direction was then carried to Windsor a further distance of about 32 miles in opposition to and in violation of the second section of the act which directs that the trunk should be first completed in a Northerly direction

That the work has stopped at Windsor on the one side and Truro on the other for about years and that as the Engineer whose services were retained under the authority of the seventh section of the act was dismissed about the time the Road reach Truro and no other has been engaged, there does not exist a remote Probability that the noble undertaking shadowed forth by the act will be completed nor indeed is it likely to be extended beyond its present termination that this should prove correct the trunk will be about half way to New Brunswick one branch about half way to Victoria beach and no Road to Pictou that the sum of £1,000,000 only have been expended by the Provincial Government and not £1,500,000 as was first intended

That there does not at present exist a Board of Commissioners of Railway management as directed by the 4th section of the act, there being at present only one Gentleman in charge of the (business of) department who solely manages the Business of Railroads in Nova Scotia, and your Memorialist further shew to your Most Gracious Majesty, that on the twenty eighth day of April 1858 an act passed the Provincial Parliament to assess the City of Halifax for the £100,000 and the 5th section of this act directs if the City Council shall neglect or delay to make assessments under this act or to cause the collection and payment of the sums annually assessed as hereinbefore directed, it shall be lawful for the Supreme Court to amerce the City of Halifax and to enforce the collection of the assessment that your Memorialist are impressed
impressed