

9. The resignation of Michael Miller, Captain of No. 4 steamer Co., is also recommended for acceptance.

The following recommendations made by the Chief have been approved by the Board and are submitted for the concurrence of the Council :

10. That John Whalen, call man on No. 1 steamer, be Captain of No. 4 steamer, vice Captain Miller, resigned.

11. That P. J. Mahar, Supernumerary on No. 1 steamer, be call man on No. 1 steamer, vice J. Whalen, promoted.

12. That J. F. Feely, Supernumerary on No. 4 hose, be call man on No. 4 hose, vice A. Quinn, dismissed.

13. That W. Lownds, Supernumerary on No. 2 steamer, be call man on No. 4 hose, vice S. Trenaman, dismissed.

14. That W. W. Foster, Supernumerary on No. 2 steamer, be call man on No. 2 steamer, vice C. W. White resigned.

The following House Rules consolidated by the Chief from the General Rules and subsequent amendments have been concurred in by the Board and are recommended for adoption by the Council to be printed and posted in the Engine Houses :

15. The member in charge of the Engine House will be held responsible for the carrying out of the Rules of the Department in and about his Engine House ;

He shall not allow any person under the influence of liquor to remain on the premises, as governed by Rule 8 of the General Rules ;

RULE 8.—No member shall at any time in and about the quarters or on duty be under the influence of intoxicating liquors or drugs sufficient to interfere in any way with the proper performance of every duty.

He shall in all cases report to the Chief any member of the Department who will enter or loiter in and about the house under the influence of liquor and any other person who will give trouble or refuse to leave when requested ;

He shall carefully protect from waste or abuse all public property under his charge, particularly electric light, gas, horse feed and forage and fuel ;

He shall not allow games of any kind for money consideration to be played in the house ;

He shall see that all necessary work in and about the stables and apparatus is to be done before 1.30 p. m., except Friday in every week for general cleaning of steamers and chemical engines, or in case of a recent alarm of fire or some unforeseen emergency intervenes to prevent it ;

He shall see that the sleeping rooms are kept neat and clean, well aired every day when the weather will permit, and that the beds are properly made up each morning. He shall see that the beds, bedding and all extra bed clothing are properly aired once every week and in the sun, if possible, and that the beds are not used in the day time from 7.30 a. m. to 7.30 p. m., except when fatigue from night duty makes it necessary ;

He shall see that the house is closed and lights out at 11 p. m. ;

It will be his duty while in charge to see that the halls, stairs, bed rooms and such rooms as the Chief may from time to time name, are kept perfectly tidy and clean ;

Members of the Department will not be allowed to lounge upon the sidewalk outside of the houses, and persons not members of the Department must not be permitted to loiter in or around the houses ;

The failure of the member in charge to carry out these instructions, or report such violations to the Chief, will be considered good cause for his immediate suspension.

16. Your Board received five tenders for supplying 100 (more or less) Maltese Cross Firemen's badges, and recommend that the tender of M. S. Brown & Co., at 55c. each, being the lowest, be accepted.

17. Four tenders for supplying firemen's rubber coats were received and opened, and it is recommended that the tender of John F. Kelly at \$4.00 per coat, being the most favorable, be accepted.

18. Your Board recommend for payment the following accounts :

Halifax Electric Tramway Co., lighting, \$26.10. J. S. Cashen, feed, \$206.88. G. P. Henry, agent, molasses, \$50.91. Peter Poirier, horseshoeing, \$2.38. J. R. Purcell, horseshoeing, \$2.33. David Power, horseshoeing, \$5.13. O'Connell Bros., horseshoeing, \$3.06. T. Robinson, horseshoeing, \$1.56. Wm. Kline, horseshoeing, \$3.92. Robt. Horner, horseshoeing, \$3.15. Knight & Munro, saddlery, \$1.50. Patk. Dowd, carriage work, \$8.00. Jas. Hillis & Son, 1 grate, 60c. W. S. Craig, stove supplies, \$5.10. George May, glazing, 50c. H. Stawell, refreshments, \$3.00. C. of E. Coffee Rooms, refreshments, \$1.50. Victoria Steam Laundry, laundry, \$3.18 and \$4.26—\$7.44. Cragg Bros., & Co., thermometers, 70c. Geo. E. Smith & Co., padlock, 35c. A. J. Grant & Co., hardware, \$16.75. Thos. Forhan & Co., twine, 25c. Wm. Roche, coal, \$15.00. W. E. Brokenshire, cleaning clock, \$1.00. R. J. Inglis, buttons, \$7.50. Brown & Webb, blue stone, \$29.54. Rhodes Curry & Co., lumber, \$3.92. J. Starr, Son & Co., oils, \$6.50. E. Morrison & Co., wood, \$1.75. Total, \$416.22.

ANDREW HUBLEY, *Chairman.*

Moved by Alderman Hubley, seconded by Alderman Cawsey, that the same be considered clause by clause, Motion passed.

Said report is now considered clause by clause and all of said clauses, viz: from 1 to 18, are separately passed.

The following resolution is now submitted :

Resolved, That the report of the Board of Fire Wards be received and adopted and His Worship the Mayor authorized to sign warrants for payment of the accounts therein referred to.

Moved by Alderman Hubley, seconded by Alderman Cawsey, and passed.

Read report City Engineer *re* Fuel Appropriation.

FUEL APPROPRIATION.

CITY ENGINEER'S OFFICE, February 22nd, 1904.

His Worship the Mayor :

SIR,—In accordance with your instructions, I beg to report to the Council that the appropriation for fuel for the City Hall has been exhausted. There are two reasons for the extra expenditure. One is the severity of the winter, the other price of coal. With reference to the first I need say little, as our experience is duplicated in nearly every house in the City. The last contract price for hard coal was \$5.20. This year we have been obliged to pay \$6.75. Neither of these contingencies was foreseen and they were both unusual. We required about fifty tons to heat the building until the end of the cold season, or an additional appropriation of about \$325.00.

F. W. W. DOANE, *City Engineer.*

Moved by Alderman Johnson, seconded by Alderman Hubley, that

the Committee on Works be authorized to purchase the coal required. Motion passed unanimously.

Read report City Engineer *re* Official City Plan.

OFFICIAL CITY PLAN.

CITY ENGINEER'S OFFICE, February 22nd, 1904.

His Worship the Mayor :

SIR,—The Act authorizing the preparation of an Official City Plan provides that four week's notice shall be given by advertising before the plan is approved by the City Council. I am instructed by His Honor the Recorder that the Council should name a day on which they will hear any objections that may be made to the approval of the plan. We have two sections of the plan nearly completed, and I would recommend that the Council name Thursday, the 7th day of April, as the day on which they will consider the two sections now ready. The 7th of April is the regular meeting day, being the Thursday following the first Monday in the month.

F. W. W. DOANE, *City Engineer.*

Moved by Alderman Cawsey, seconded by Alderman Campbell, that the report be adopted. Motion passed.

Read application of James V. Sullivan for refund of money deposited by him with his application for Liquor License.

Moved by Alderman Cawsey, seconded by Alderman Hubley, that the same be referred to the Committee on Laws and Privileges for report. Motion passed.

Read petition of retail Boot and Shoe dealers in re early closing of shops.

Moved by Aldermen Cawsey, seconded by Alderman Campbell, that the same be referred to the Committee on Laws and Privileges for report and that the signers of the petition be notified to appear before the Committee. Motion passed.

Read resignation of Alderman Lithgow of his office of Alderman for Ward No. One.

ALDERMAN LITHGOW'S RESIGNATION.

HALIFAX, N. S., 23rd Feby, 1904.

His Worship the Mayor and City Council:

YOUR WORSHIP AND GENTLEMEN.—Owing to business changes requiring my removal from the City, I regret that I will be unable to attend to my duties as an Alderman, and therefore place my resignation in your hands, with a request that it be accepted to take effect at once.

For some time past, business engagements have been such that I have not been able to devote as much time as I wished to the various important matters constantly before the City Council, and have therefore been unable to press several items in which I took more particular interest, upon your attention. For one of these "The Firemen's Pension Fund" for members of the permanent force, I would strongly urge your favorable consideration, as I believe that within a few years, the Council will have to

decide upon one of the following measures : either to retain men in the Department whose term of usefulness has expired : to turn them adrift to earn a living as best they can ; or to pension them from the civic funds without any previous preparation for doing so.

Before entering the Council, I believed in common with many ratepayers that there was room for considerable reform in civic business, but my two year's service has convinced me that the City's interests, are on a whole, well managed, and that little can be done to further improve them under existing conditions. I consider that any evils from which the City suffers are only remediable by abolishing the "Ward" system, and adopting the system of "Election by the City at large," as few aldermen are so independent as not to consider the probable effect of any vote or action on their own particular Ward, especially if they are looking for re-election, and in more than one instance, the good of the Ward has been held paramount to the good of the City as a whole.

In retiring, permit me to thank your Worship and Council for the courteous treatment so generally accorded to me at all times.

Respectfully yours,

WM. LITHGOW,
Alderman Ward No. 1.

Moved by Alderman Geldert, seconded by Alderman Rogers, that the resignation of Alderman Lithgow be accepted. Motion passed unanimously.

Read reports of Coal Weighers for the months of December, January and February. Filed.

Read reports (2) of Chief of Police in re violations of the Liquor License Act on Sundays.

VIOLATIONS OF LIQUOR LICENSE ACT.

OFFICE OF CHIEF OF POLICE, January 16th, 1904.

To His Worship the Mayor and Members of the City Council :

GENTLEMEN,—In pursuance of resolution of City Council, dated January 7th, 1904, I beg to report violations of Liquor License Act on Sundays as previously reported by me from time to time, as follows :

Annie Wilson, hotel, 100 Upper Water Street.
Mary Doneaghey, shop, 85 Upper Water Street.
J. P. Flavin, hotel, 11 Upper Water Street.
John L. Gooley, shop, 50 Upper Water Street.
John F. Dennehy, hotel, 26 Upper Water Street.
Thos. A. Rogers, shop, 86 Cornwallis Street.
Margarat McKinnon, hotel, North Street.
William Wilson, hotel, North Street.
Annie Wilson, hotel, 100 Upper Water Steeet.
Peter Jackson, shop, 65 Granville Street.
Joseph White, hotel, 57 Sackville Street.
John Coleman, hotel, 33 Upper Water Street.
J. F. Doneaghey, hotel, 26 Upper Water Street.

JOHN O'SULLIVAN, *Chief of Police.*

OFFICE OF CHIEF OF POLICE, March 9th, 1904.

To His Worship the Mayor and City Council:

GENTLEMEN,—In accordance with resolution of the City Council with reference to the enforcement of the Liquor License Act on Sundays, I beg to report one violation on Sunday, 28th February, viz:—

George Waugh, 11 and 13 Granville Street.

J. O'SULLIVAN, *Chief of Police.*

Read City Treasurer's Cash statements for January. Filed.

Read report City Engineer in *re* High Service Water Supply.

HIGH SERVICE WATER SUPPLY.

CITY ENGINEER'S OFFICE, February 11th, 1904.

His Worship the Mayor:

SIR,—The accompanying resolution asks the City Engineer to report a scheme for improving the condition of the high service water supply.

I am not in a position to report on any scheme for improving the condition of the service, except that already recommended. It is unnecessary to weary the Council with a repetition of the reports already made on this subject. I think it has been shown conclusively to those who take any interest in the matter that the cause of the trouble is waste and that the pressure goes up and down with the cold weather in winter and with the street sprinkling and hot weather in summer.

There are two ways in which the condition of the service can be improved—one is by the general introduction of meters; the other is by an increase in the supply.

I have already reported fully with reference to the introduction of meters. If, in the opinion of the Council, it is not advisable to adopt this remedy, I would respectfully suggest that the whole question of future supply be thoroughly investigated; that the City Engineer be authorized to examine all possible sources from which additional supply can be obtained to meet the requirements of the City for the next thirty years either for an independent service or addition to the present supply by gravitation, pumping stations, stand pipe or reservoir; that surveys, plans and estimates of cost be prepared for each possible scheme so that the Council may be in a position to weigh one with another and to decide which (if any) it would be advisable to adopt. This work cannot be done hurriedly or in a short time, as it will involve the expenditure of a large amount of money. It is difficult to estimate the cost of doing the work suggested, but it is probable that it would not be less than five thousand dollars (\$5000), and perhaps may cost more, the total cost depending on the number of possible schemes investigated, the time occupied and the expenditure required to obtain the information.

I am uncertain whether it is necessary to obtain legislation to do such work, and that is my reason for reporting at once, and briefly, so that the Council may decide at this meeting to obtain any legislation that may be required. It should first be decided, however, whether the means which have been thoroughly tested in other cities shall be adopted to suppress the waste or "the other horn of the dilemma" grasped and additional supply sought for. If the latter course is adopted the lakes, which would be included in any scheme, should be surveyed at once while the ice is on them; and sufficient money should be available to enable this Department to obtain all information that may be necessary.

In order that there may be no misunderstanding of my position in this matter, I repeat the statements made formerly that in my opinion the waste can be stopped by the general introduction of meters and the service made satisfactory for some years to come.

F. W. W. DOANE, *City Engineer.*

Moved by Alderman Cawsey, seconded by Alderman Rogers, that a special Committee to be nominated by His Worship the Mayor be appointed to confer with the City Engineer on the subject and that said Committee report at an early date. Motion passed.

Read reports Committee on Works and City Engineer, covering draft agreement for water supply to the Intercolonial Railway

I. C. R. WATER SUPPLY.

This agreement, made the day of in the year of our Lord One Thousand Nine Hundred and , between the City of Halifax, of the one part hereinafter called the city and His Majesty the King, represented in this behalf by the Minister of Railways and Canals for the Dominion of Canada, hereinafter called the Department, of the other part ;

Whereas the Department has agreed with the City for the supply of water by the city to the Department at Richmond in the City of Halifax aforesaid and at North Street Station in the said City of Halifax and at the Deep Water Terminus in the said City of Halifax upon the terms and conditions and at the rates and subject to the provisions and stipulations hereinafter mentioned and the Department has agreed to pay the City therefor at the rates hereinafter mentioned :

Now this agreement witnesseth that the said parties hereto hereby covenant, promise and agree each with the other that is to say as follows :—

1. The said City shall supply to the said Department at Richmond aforesaid all such water as may be required by the said Department and which in the opinion of the City Engineer can be furnished without prejudicing the rights of others. Such water shall be delivered through nine inch water pipe on or at the junction of the main pipe on Campbell Road with a branch supply pipe of not more than four inches in diameter to the railway premises ; but the City officials shall have the right to cut off said water entirely in case of fire or in case of emergency when the City Engineer shall deem it necessary to do so, unless such fire is upon or threatening the railway premises, the pressure when turned on to be the same as that on house supply pipes on Campbell Road in the immediate neighborhood, and except in cases of fire upon or threatening the railway premises, and the City reserves the right to reduce the said water supply to said railway between the hours of seven a. m. and five p. m. whenever in the judgment of the City Engineer it is necessary to give proper domestic supply along Campbell Road and adjoining streets. The Department shall be at liberty to receive the water so delivered into pipes not larger than four inches in diameter and by means of such last mentioned pipes to convey and deliver the said water to any portion of the railway property or any building or premises occupied by the Intercolonial Railway.

2. The Department shall pay to the City for the water to be supplied through the said branch supply pipe above mentioned at a meter rate in accordance with the Schedule of meter rates hereto attached for each and every one thousand gallons of the said water delivered through the meter or meters at the railway property at Richmond the quantity to be ascertained as provided in section 7 of this Agreement and the said Department shall also pay to the said City a rate for meter rental for each and every meter in accordance with the scale of rates for annual rental of meters hereto attached.

3. The City shall also construct or shall allow the Department to lay, construct and erect at points to be selected by the Department between the North and South ends of the yard at Richmond three six-inch water pipes with hydrants at suitable places, which said branch water pipes shall lead from the said nine-inch water pipe to or near the places where the hydrants are to be located. The City shall continuously keep the said three branch pipes and the said three hydrants supplied with a force of water for the purpose of protection from fire equal to the pressure at the city fire hydrant on Campbell Road north of Duffus Street ; but nothing herein continued shall make the City liable for any damage caused by breakage or leakage of pipe or any casualty whatever.

The Department shall bear the expense of constructing and putting in all branch water pipes and hydrants and shall keep and maintain the same in good order. The Department shall have the right of using the water supply of the City conveyed through the said three branch pipes and the said three hydrants for the purpose of protection from fire including the prevention or extinguishment of fires, but the hydrants shall be used for no other purpose except fire protection.

4. The said City shall supply to the Department at the North Street Station, subject to the same conditions respecting supply as provided in section one, all such water as shall be required by the Department for the use of the said Department, including a supply for domestic and general purposes, and the said Department shall pay to the City therefor as provided in section two.

Hydrants for fire protection may be provided at the North Street premises in the same manner as described in clause three for Richmond, but connected with the nearest adjacent main water pipes of the city, and the City shall keep such hydrants and also the existing hydrant supplied with water; and the Department shall have the right to use the water supply of the City through these hydrants for the purpose of protection from fire including the prevention or extinguishment of fires all as provided in clause three.

The fire hydrants shall not be used for any purpose except fire protection.

5. The City shall also supply to the Department at the Deep Water Terminus through the branch water pipes and other water pipes now existing or situate at the said Deep Water Terminus and through all such other water pipes, hydrants or other conduits or means as may be or may hereafter become necessary for that purpose subject to the same conditions respecting supply as provided in section one, all such water as the said Department shall require for the purposes of the Intercolonial Railway at the said Deep Water Terminus, and the Department shall pay to the City therefor as provided in section two. All such hydrants as may be required by the Department at the said Deep Water Terminus shall be erected and furnished at the expense of the Department, connecting with the nearest adjacent main water pipes of the City, and all the water which shall be required or used by the said Department at or in connection with the Deep Water Terminus for the purpose of fire protection including the prevention and extinguishment of fire shall be furnished by the City in the same manner as other hydrants are supplied with water, under clause three. All fire hydrants, stand pipes and branch pipes shall be maintained and kept in good order by the Department and no hydrant or stand pipe shall be used for any purpose except fire protection.

6. The Department shall pay the City for such fire protection in addition to the amount payable for meter rentals and for water supplied, the yearly sum of eight hundred and forty dollars (\$840.00) during the existence of this Agreement.

7. All accounts shall be rendered half-yearly and shall be due and payable half-yearly on the first day of May and the first day of November in each and every year during the existence of this Agreement, or as soon after such half year as the amount due shall be satisfactorily ascertained.

For the purpose of ascertaining the meter rate at which the water used by the Department under this Agreement is to be paid for as provided in Section 2 and in accordance with the schedule of meter rates hereto annexed, the daily quantity of water shall be estimated at the sum of all the gallons of water which shall have passed through all the meters at Richmond, North Street Station and the Deep Water Terminus during the half-yearly period for which the payment is to be made, divided by the number of days in such period.

8. For the purposes of this Agreement it is understood and agreed that the elevator shall be included in and be deemed to form part of the Deep Water Terminus in this Agreement mentioned.

9. This Agreement shall continue in force for the period of five years from the day of A. D., 190 .

In witness whereof the City has caused these presents to be executed by its Mayor and Clerk and its Corporate Seal to be hereto affixed and the said Minister so represent-

MARCH 10TH, 1904.

ing His Majesty herein has hereunto set his hand and these presents have been signed by the Secretary of the Department of Railways and Canals, and the seal of the said Department has been hereto affixed the day and year first above written.

Signed, sealed and delivered by the City
in manner aforesaid. }

In the presence of :

Signed, sealed and delivered by His Majesty
in manner aforesaid. }

In the presence of :

Minister of Railways and Canals.

Secty. Dept. Railways and Canals.

SCALE OF RATES FOR ANNUAL RENTAL OF METERS.

(Adopted by the Board of Works, June, 1902.)

For $\frac{1}{2}$ inch meters.....	\$ 2 00
“ “ “.....	3 00
“ “ “.....	4 00
“ 1 “.....	5 00
“ $1\frac{1}{4}$ “.....	6 00
“ $1\frac{1}{2}$ “.....	7 00
“ 2 “.....	8 00
“ 3 “.....	10 00
“ 4 “.....	15 00
“ 6 “.....	20 00

SCHEDULE OF METER RATES, 1899.

(Adopted by Council, October 27th, 1896.)

1,000 gallons daily	or under	15 cents per 1,000 gallons.
1,000	“ “ to 2,000	14 $\frac{1}{2}$ “ “
2,000	“ “ 3,000	14 “ “
3,000	“ “ 4,000	13 $\frac{1}{2}$ “ “
4,000	“ “ 5,000	13 “ “
5,000	“ “ 6,000	12 $\frac{1}{2}$ “ “
6,000	“ “ 7,000	12 “ “
7,000	“ “ 8,000	11 $\frac{1}{2}$ “ “
8,000	“ “ 9,000	11 “ “
9,000	“ “ 10,000	10 $\frac{1}{2}$ “ “
10,000	“ “ 20,000	10 “ “
20,000	“ “ 30,000	9 $\frac{1}{2}$ “ “
30,000	“ “ 40,000	9 “ “
40,000	“ “ 50,000	8 $\frac{1}{2}$ “ “
50,000	“ “ 60,000	8 “ “
60,000	“ “ or upwards	7 $\frac{1}{2}$ “ “
Educational and Charitable Institutions		7 “ “

Placed on Order of the Day.

Read petition for water supply on Inglis street extension.

Also read petition for water extension on Inglis street extension.

Moved by Alderman Cawsey, seconded by Alderman Hubley, that said petitions be referred to the Committee on Works and City Engineer for report. Motion passed.

Read reports Committee on Works and City Engineer covering specification in *re* underground Telephone conduits.

CITY WORKS OFFICE, March 2nd, 1903.

To the City Council:

GENTLEMEN.—At a meeting of the Committee on Works held this day the attached report and specification in connection therewith *re* underground telephone conduits were read and referred to the Council with a recommendation that they be adopted.

A. B. CROSBY, *Mayor and Chairman.*

UNDERGROUND TELEPHONE CONDUITS.

CITY ENGINEER'S OFFICE, March 1st, 1904.

His Worship Mayor:

SIR.—In the accompanying application the Nova Scotia Telephone Company ask for permission to extend their underground system by laying conduits in the following streets:

Main line with branches on Pleasant St. from Spring Garden Road to Kent Street;
 Branches on Prince Street between Granville and Hollis Streets;
 Hollis Street between Prince and George Streets;
 Duke Street between Granville and Hollis Street;
 and a branch at the corner of Barrington Street and Buckingham Street

I would recommend that the City Engineer be designated as the official to superintend, locate and direct the proposed work, and that the conditions of the accompanying specification for carrying on the work be approved. Further, that permission be granted to the Company provided that the conditions of the attached specification are complied with.

F. W. W. DOANE, *City Engineer.*

SPECIFICATION.

For a main line of Underground Conduit, with branches on Pleasant Street from Spring Garden Road to Kent Street—Branches on Prince Street between Granville Street and Hollis Street; Hollis Street between Prince Street and George Street; Duke Street between Granville Street and Hollis Street—and a branch at the corner of Barrington and Buckingham Streets—to be laid under authority of Section 3, Chapter 100, Acts of 1887, and in accordance with the resolution of the City Council, under the direction and supervision of the City Engineer of the City of Halifax:—

1. This specification shall cover only the underground work to be laid in the year 1904.
2. All work done under this specification shall be performed subject to Chapter 100 of the Acts of 1887, and the Acts in amendment thereof, and all work done under this specification shall be performed under the direction and supervision of the City Engineer and in accordance with any and all instructions which may be given by the City Engineer from time to time as the work proceeds.
3. No street, sidewalk, highway, public place or thoroughfare in the City of

Halifax shall be opened under this specification until the City Engineer has designated the location for all manholes, ducts, conduits and appurtenances in the street or streets proposed to be opened.

4. The Company shall file with the said Engineer all plans, schedules, specifications and other information which he may require to enable him to complete proper records of the work performed.

5. If any paved street or concrete or other permanent material is broken up or excavated by the said Company the City Engineer shall be notified at once, and no material so excavated or broken up shall be replaced except in the presence of the City Engineer or his authorized representative, and the pavement and foundation, or concrete and foundation (as the case may be) shall be relaid by the City Engineer at the expense of the said Company.

6. All excavations shall be by open cut from the surface. No tunnelling will be allowed unless written permission is previously obtained from the Engineer.

7. The surface of the roadway must in all cases be picked off to the full depth of the road material and such material must be preserved by itself and all excavated material must be replaced as nearly as possible in the condition in which it was found.

8. The Company shall furnish, put in place and maintain side sheeting, bracing, etc., as may be required to support the sides of the excavation.

9. The trenches must not be opened for any greater length at one time than the Engineer shall direct, and the width of trenches shall be no greater than is absolutely necessary to carry on the work.

10. The material excavated shall be laid compactly on the side of the street as the City Engineer shall direct and shall be kept trimmed up so as to be of as little inconvenience as possible to the travelling public and adjoining tenants, and all surplus material shall be removed promptly after the trench is filled in.

11. A wall must be built, if considered necessary by the Engineer, on the gutter side, of the material thrown out with the stone (if any) taken from the excavation, and the Company shall not obstruct the gutter of any street but shall use all proper measures to provide for the free passage of water along the gutters.

12. The Company's operations must not obstruct traffic on any street or sidewalk or block up the entrance to any property or premises.

13. Men must also be stationed to prevent teams going on the sidewalk and the Company will be held responsible for all damage done by teams going on the sidewalk in consequence of their operations and the amount of such damage shall be fixed by the City Engineer and paid to the City Treasurer of the City of Halifax by the said Company.

14. The Company shall make good all drains, water-courses, pipes or conduits interfered with during the progress of the work. The Company shall do whatever may be necessary to keep in position and to protect from injury all water and gas pipes, service pipes and other fixtures which may be met with in carrying on the work. In case any of the said water pipes, gas pipes or other fixtures shall be damaged, the same shall be reported without delay to the City Engineer or the Halifax Electric Tramway Company (as the case may be) and all damage shall be at once made good at the Company's expense. Beneath all gas and water pipes a good wall of dry stone work shall be built up to protect them from injury by possible settlement in the ground.

15. The Company shall take all necessary precautions to protect the public against accidents during their operations on the street and shall furnish and maintain to the satisfaction of the City Engineer all the temporary fencing, bridging, lighting and watching which may be necessary in his opinion and shall place or maintain during the night from dusk to daylight a sufficient number of red lights on or near the work as a warning to the public.

16. The Company must be responsible for all loss, expense or damages of any nature whatever which may happen to persons or property during the performance of or in consequence of the work embraced in this specification and in the event of suits for damages through accidents shall indemnify and save harmless the City.

17. When blasting is resorted to for making excavations the trench shall be covered carefully with timbers and plank or with brush and fagots to prevent fragments of rock from being thrown out. All damage or injury to persons or property resulting from blasting operations or from neglect in properly guarding the trenches or from neglect in giving proper warning before a blast is fired must be paid by the Company.

18. The whole work of opening and re-filling is to be done to the satisfaction of the City Engineer, and re-surfacing is to be done in such a manner that after-settlement will be prevented as far as possible.

19. The Company shall be responsible for after-settlement and the satisfactory condition of the street or sidewalk surface over and along all the trenches wherever opened for a period of three months after the work contemplated under this specification is finished, and the said Company shall be responsible for all accidents that may occur on account of the defective condition of such surface.

20. Any and all work which in the opinion of the City Engineer should be done by the city workmen shall be performed by the said Engineer under his supervision and the entire cost of such work shall be borne and paid by the said Company.

21. Should the Company neglect or refuse to do any work, matter or thing which they may be directed to do by the Engineer or which he may consider necessary for the proper performance of the work to be done under this specification the said Engineer may with or without further notice perform or do whatever in his judgment may be necessary or expedient and the entire cost shall be borne and paid by the Company.

22. The back-filling shall be spread in layers not exceeding six inches in depth which shall be well watered and thoroughly rammed. Wherever the Engineer considers it necessary the steam roller may run along the trench after back-filling and any subsidence shall be made good by the Company. All surplus material must be removed promptly and the roadway properly cleaned by the Company.

23. Whenever the word "Engineer" is used in this specification it shall be held to mean the City Civil Engineer for the time being of the City of Halifax.

24. Work shall not be begun on any street covered by this specification until permission has been given to do so by the City Engineer, and the work must then be prosecuted continuously from the date of the starting thereof until its final completion.

F. W. W. DOANE, *City Engineer.*

HALIFAX, N. S., 1904.

Moved by Alderman Cawsey, seconded by Alderman Hayward, that the same be adopted. Motion passed.

Read reports Committee on Works and City Engineer *re* Provincial Government sidewalk assessment.

GOVERNMENT SIDEWALK ASSESSMENT.

CITY WORKS OFFICE, HALIFAX, N. S., February 19th, 1903.

To the City Council:

GENTLEMEN,—At a meeting of the Committee on Works held on 17th inst., the attached correspondence *re* lost warrant of Provincial Government on payment of \$29 81 for sidewalk account, and form of receipt drawn by His Honor the Recorder to be executed for same were read and referred to Council with a recommendation that it be so settled.

A. B. CROSBY, *Mayor and Chairman.*

CITY ENGINEER'S OFFICE, HALIFAX Feb. 5th 1904.

His Worship the Mayor:

SIR,—In November, 1902, the Deputy Commissioner of Public Works and Mines wrote a letter enclosing a warrant for \$29.81 to pay the balance which they proposed to contribute for sidewalk construction in front of Provincial Government property. The warrant has never been paid and cannot be found. I am informed by Dr Gilpin that the amount will be paid provided the City will agree to take the responsibility in case the old warrant should be presented in the future. His Honor the Recorder has prepared the accompanying resolution, which, if the Council see fit to pass, the Provincial Cashier will accept and pay over the money.

F. W. W. DOANE. *City Engineer.*

The following resolution is submitted:—

Whereas, The Provincial government are indebted to the City of Halifax in a balance of twenty-nine dollars and eighty-one cents (\$29.81) for sidewalks, and the Commissioner of Mines issued a warrant for the payment of the same, which has been mislaid or lost, and the same has never been paid; and said Government have agreed to pay the same upon receiving an indemnity against the said payment of said warrant in case the same should turn up;

Therefore Resolved, That the City of Halifax hereby undertakes to indemnify the said Provincial Government against the payment of the said warrant in case the said Government will pay the said sum of twenty-nine dollars and eighty-one cents (\$29.81) to said City.

Moved by Alderman Campbell, seconded by Alderman Hayward, and passed, 10 voting for the same, and 3 against it, viz:

For the Motion.

Aldermen Geldert, Halliday, Johnson,
Campbell, Barry, Taylor,
Mahoney, Cawsey, Rogers,
Hayward.—10

Against it.

Aldermen Lamphier, Doyle,
Hubley.—3.

Read petition of John Greenaway for a retiring allowance.

Moved by Alderman Campbell seconded by Alderman Doyle that the same be referred to the Committee on Laws and Privileges for report. Motion passed.

Read petition of James Dempster for water extension North George Street.

Moved by Alderman Rogers, seconded by Alderman Hayward, that the same be referred to the Committee on Works for report. Motion passed.

Read report Committee on Laws and Privileges, January 18th, 1904, (see printed Minutes of Council, January 28th, 1904) in *re* W. L. Eaton's claim and on Common Lots covering report Assistant City Clerk on Common Lots.

COMMUTATION COMMON LOTS.

CITY HALL, January 28th, 1904.

His Worship the Mayor and City Council.

GENTLEMEN,—I beg to submit for your information the following statement of amount chargeable for rent of Common Lots at present not commuted, showing amounts due by lessees of different lots on the 1st day of July last and unpaid at this date.

In reference to the appropriation of \$330.54 in estimates of 1904-05 for interest on Common Commutation, this amount has been estimated for since the year 1887 and is for interest on the sum of \$5508.94, proceeds of sale of lots commuted in previous years, the said sum being taken for the general purposes of the City, the agreement being that the interest on same be paid to Commissioners of Common.

List of Lessees and amounts due.

NAME.	No. of Lot.	Annual Rental.	Amount Due.
Mrs. Cath. Dillon	Part 1	\$11 88	None.
James Reeves	" 1	3 89	\$ 7 78
Estate W. H. Harrington	" 1	3 89	7 78
Diocesan Synod	" 2	21 41	21 41
J. C. Crump	" 4	5 84	5 84
Estate Jas. McEwen	" 15	13 64	None.
Estate Jas. Fraser	" 18, 19	25 00	320 00
Girls' Home	" 20, 21, 22, 23	44 38	88 76
Estate Chas. Barnstead	" 23, 29	17 17	153 36
Alex. Urquhart	" 33	21 44	85 64
Mrs. E. Levis	"	1 95	7 80
E. F. Heffler	" 27	2 56	None.
J. W. Goreham	" 27	2 56	5 12
Total			\$703 49

H. S. RHIND, *Assist. City Clerk.*

Moved by Alderman Doyle, seconded by Alderman Geldert, that the report of the Committee be adopted and that measures be taken to collect the amounts due the City for rent of Common Lots. Motion passed unanimously.

Read report Public Accounts Committee in *re* Sewerage Funds.

SEWERAGE FUNDS.

COMMITTEE ROOM, CITY HALL, Jan 27th, 1904.

To His Worship the Mayor and City Council:

GENTLEMEN.—Your Committee on Public Accounts beg to report that a meeting of the Committee was held this day, at which there were present, Aldermen Lithgow (Chairman), Johnson, Doyle and Rogers.

Your Committee had under consideration the report of the Committee on Works and City Engineer *re* Sewerage Funds and the Construction of Certain Sewers.

The following resolution, moved by Alderman Rogers, seconded by Alderman Doyle, was adopted :—

Resolved, That as the amount collectable and available for sewerage construction amounts to \$10,792.14, that sewers now on the order book and under construction which can be completed without futher appropriation amount to \$8,600.00, leaving a balance

available of less than \$2,200.00; there are other other sewers on book to be completed in turn as finances are available, the estimated cost of which is \$10,625 00; in addition to these a number of other sewers, namely: Almon St., Windsor St., Chebucto Road and the Common Trunk sewer are petitioned for and are necessary for the public health, but funds for the same can only be obtained by loan, and as the City is already up to the limit of its borrowing capacity under Chapter 51, of the Acts of 1902, special legislation will have to be obtained.

J. A. JOHNSON, *Acting Chairman.*

Moved by Alderman Rogers, seconded by Alderman Hayward, that the report be adopted. Motion passed.

Read letter Department of Inland Revenue in *re* quality of gas supplied in the City of Halifax by the Halifax Electric Tramway Co.

QUALITY OF GAS.

OTTAWA, January 4th, 1904.

L. FRED MONAGHAN, Esq., *City Clerk*

SIR,—I beg to acknowledge the receipt of your communication of the 9th ult. addressed to the Honorable the Minister of Inland Revenue, forwarding copy of recommendation of the Committee on Laws and Privileges relative to the quality of the gas supplied by Halifax Electric Tramway Co.

In reply thereto I beg to state that the recommendation of your Committee will receive due consideration.

I may, however, inform you that during the last eighteen months the gas has not, in any instance, been found below the legal standard. I may also advise you that in November, 1902, the consulting Gas Engineer was, owing to reports of gas being of inferior quality, specially sent to Halifax to investigate the matter. Mr. Aubin arrived in Halifax in the evening and at once made a test of the gas in his room at the hotel and found it $17\frac{1}{2}$ candle power and free from sulphuretted hydrogen. On the following morning he visited the office and made a photometric illuminating power test and found the candle power to be 17.73 and that there was no trace of sulphuretted hydrogen present. As the legal standard is 16 candles you can readily see that the gas complied with the provisions of the Act.

The number of tests to be made per month is fixed by the "Gas Inspection Act" and varies from two per week to one per month according to the classification of the Gas Company. The Halifax Company being in the 4th class the test is made but once per month.

As the tests now made cost the Company \$15.66 per month you can readily understand what a multiplicity thereof means.

M. J. GERALD, *Deputy Minister.*

Filed.

Read letter Dartmouth Ferry Commission in *re* Rental of Ferry Dock.

Moved by Alderman Hubley, seconded by Alderman Rogers, that the request of the Dartmouth Ferry Commission for the appointment of a Committee to meet them be complied with and that such Committee be composed of His Worship the Mayor and Aldermen Johnson, Taylor, and Hubley together with His Honor the Recorder, said Committee to report to the Council.

Moved in amendment by Alderman Doyle, seconded by Alderman Lamphier, that said letter be placed on the Order of the Day.

Amendment put and lost, 3 voting for the same and 9 against it, as follows :

For the Amendment.
Aldermen Barry, Lamphier,
Doyle.—3.

Against it.
Aldermen Geldert, Halliday,
Johnson, Campbell,
Taylor, Hubley,
Cawsey, Rogers,
Hayward.—9.

The original motion is put and passed.

Read report Committee on Works *re* Street Light foot of Prince Street.

STREET LIGHT FOOT OF PRINCE STREET.

CITY WORKS OFFICE, HALIFAX, N. S., January 20th, 1904.

To the City Council:

GENTLEMEN,—At a meeting of the Committee on Works held this day it was unanimously decided to recommend that a street light be placed at the foot of Prince St.

A. B. CROSBY, *Mayor and Chairman.*

Moved by Alderman Campbell, seconded by Alderman Johnson, that said report be adopted. Motion passed.

Read report License Inspector for ten months ending March 16th, 1904.

REPORT LICENSE INSPECTOR.

LICENSE INSPECTOR'S OFFICE,

HALIFAX, January 28th, 1904.

To His Worship the Mayor and Members of the City Council:

GENTLEMEN.—I submit the following for your information, being a report of the Liquor License Department for ten months of the current license year which ends on the 16th March, A. D., 1904.

55 violations of the License Act were disposed of, 23 of which were unlicensed offenders and the balance of a mixed character. There were 2 prosecutions instituted for obstructing the police in the discharge of their duty, both of which, however, were dismissed by the court. One case, keeping for sale, was appealed to the upper court, but the appeal was dismissed and a warrant will issue in due course. One delinquent failed to pay his fine and is now serving his time in the City Prison. One reported violation was not prosecuted for want of proper evidence. Reports for Sunday violations were confined to a very few cases most of which were made by the police. Of these 3 were shop licenses and 4 hotels. Some cases are now pending.

There are 119 licenses in force for the current year, of which there are 10 wholesale, 74 shops and 35 hotels. The fees imposed by Statute have all been collected.

License Fees collected.	\$15050 00
Fines collected during the ten months.	1037 50
Refunds paid as per Order of Council to applicants not taking out license.	54 00
Office expenses including last year's advertising "Herald" and "Recorder"	225 40
Not including Inspector's salary.	

Chief of Police and his staff have invariably shewn their willingness to assist me in

the performance of my duties and I have frequently availed myself of their valuable services. The evil of intemperance in our City has been much exaggerated by certain individuals; but when we consider that Halifax is a seaport, military and naval town, we have little to blush over.

Some modifications in the License Act might well be made. All Licensees should co-operate and assist the Inspector in detecting and punishing the illicit dealer and erring ones. This could be more or less accomplished by legalizing the traffic and thus make the man engaged in it feel that his destiny is in his own hands. Of course restrictions must remain on the Statute Book, but our daily observation convinces us that they are so unreasonable and in fact dishonest as they now stand they are responsible for many of the much talked of evils. If we have learned anything from experience it is that regulation and not prohibition is practicable at least in the City of Halifax. A law that is and ever will be disregarded while it remains on the Statute Book should be repealed and substituted by legislation that could be made operative by reason of its applicability to existing conditions. The saloon and the hotel are a necessity and most law-abiding citizens acknowledge that there is little or no harm in the moderate use of spirits; its abuse can be very much curtailed and regulation is the panacea.

In line with the above I would respectfully suggest the following points as amendments to the Liquor Act:

- (1). Do away with the necessity of securing names of rate-payers as a preliminary in license applications;
- (2). Make the license fees larger than at present;
- (3). Give every man a license who pays the prescribed fee and deprive him of his license upon any infraction of the law;
- (4). Legalize selling by the glass.

In other respects the Liquor License Act should at least for a time remain as at present.

W. W. McLELLAN, *License Inspector.*

Alderman Hawkins takes his seat in Council.

On motion said report is placed on Order of the Day with No. 15 thereon, viz: Alderman Hubley's resolution in *re* Liquor License Act.

Read letter Henry Stawell *re* truckmen standing in groups, &c.

Moved by Alderman Rogers, seconded by Alderman Hayward, that the same be referred to the Commissioners of Cabs. Motion passed.

Read letter City Health Board in *re* Suit against the City in *re* Ruth Gill.

Moved by Alderman Campbell seconded by Alderman Cawsey that the same be referred to His Honor the Recorder for report. Motion passed.

Read letter Veteran Fireman's Association in *re* possession of Engine House on Spring Garden Road.

SPRING GARDEN ROAD ENGINE HOUSE.

HALIFAX, N. S., Dec. 9th, 1903.

His Worship the Mayor and City Council:

GENTLEMEN.—We, the undersigned members of the Veteran's Firemen's Associa-

tion, beg to address your Honorable body in reference to the efforts now being made to take from us the use of the Spring Garden Road Engine House; and to present some facts in connection therewith, with which perhaps you are not acquainted, and which we feel will be the means of your Honorable body giving us fair and just treatment.

The Veteran Firemen's Association is composed of men who for years and years have given their services gratuitously to the City in fire protection; some of the members joined the Department in 1861, and since that time have not only given their services, but are still ready to do so, as is every member of the Association to give help when called upon, as they are bound so to do by the Constitution of the Association, Article 11, of which says:

"The object of this Association shall be the promotion of friendly social intercourse between its members, the protection of their privileges, and to render assistance when necessary to the Fire Department of Halifax."

On September 26th, 1896, the Board of Fire Wards by resolution gave our Association the use of the Spring Garden Road Engine House, and the Minutes of the City Council of October 9th, 1896, show that the report was adopted. Since that time we have been permitted to enjoy these quarters without any question whatever, until recently, when an effort has been made to remove us.

We fully recognize that the Council has every right to ask us to vacate the building, if they so desire, and we have had no objection thereto, if that were their wish; but we do protest against being evicted without the authority of either the City Council or Board of Fire Wards.

When we first heard that we were to lose a portion of the house, we consulted His Worship the Mayor, who gave instructions that the key was not to be given up without his orders. When Chief Broderick made his demand for the key, he was told to obtain a written order from the Mayor. This he did not do, but instead brought Mr. Bateman, the locksmith, who removed the lock and left us without a key to where our property was stored.

In the meantime we had addressed a letter to your honorable body calling attention to the efforts to remove us, which communication was referred to the Board of Firewards, but before that body had dealt with the letter we were excluded from the premises by the Chief having the lock changed, and then Chairman Hubley asked the Board to approve of the act of the Chief.

The engine, reel and fire appliances in the lower part of the building belong to the City and have been stored in the Spring Garden Road house for years, and if the same is removed another place will have to be had for the same. It has been said that the lower floor of the quarters is urgently required to store sleighs for the winter; but our long experience as firemen has taught us that the proper place for sleighs is in the engine houses behind the apparatus to be ready for use when required. The whole idea seems to be, on the part of some in authority, to obtain possession of the quarters, not for exact City needs, but to compel us to retire.

We feel that your honorable body, in recognition of our past services, will not want to deal with us in this summary manner; that you and the Board of Firewards have an appreciation of our past services, and will not approve of the high handed action which has been taken, and which we feel is nothing more than an insult to men who have served the City faithfully.

We would therefore ask your honorable body that we be allowed to have the full right, title and use of Spring Garden Road Engine House, as we have had for the past seven years, without the slightest molestation until recently; and we present this statement of facts, leaving the matter in your hands, feeling that in recognition of right and justice, you will deal fairly with us and grant our request.

PATRICK J. DWYER, RICHARD SHEPARD, EDWARD PHELAN,
PATRICK SHELLY. JOHN FLEMMING, M. MULCAHY, *Secretary.*

Moved by Alderman Cawsey, seconded by Alderman Campbell, that

the same be referred to the Board of Fire Wards for report. Motion passed.

Read Recorder's opinion in *re* Mayor's veto of certain increases of Salary.

MAYOR'S VETO OF INCREASES IN SALARIES.

RECORDER'S OFFICE, January 28th, 1904.

To the City Council:

GENTLEMEN,—It appears that the salaries of certain officials were increased by placing the same in the Estimates and His Worship the Mayor vetoed the increases. The question now arises had he power to do so?

By Section 294 of the City Charter the City Clerk shall on or before the 31st day of December transmit the Estimates to the Board of City Assessors for the purpose of fixing the rate of taxation. I am of opinion that the time mentioned is not obligatory but merely directory and that the Estimates could be transmitted after that date. I am of opinion that the Mayor had the power to veto the increased salaries although the time mentioned for transmitting the Estimates had passed; but, whether this view is correct or not, the City Council have voted to sustain the veto of the Mayor which was equivalent to a vote of the Council to reduce the Estimates by the increased salaries. The City Clerk should, in accordance with that resolution, amend the Estimates and forward them to the Assessors to strike the rate. The amount to be levied upon the citizens is the total amount mentioned in the resolution of the Council less the amount of the increased salaries.

W. F. MacCoy, *City Recorder.*

Filed.

Read letter His Honor the Recorder *re* South Shore Railway Arbitration. Filed.

IN RE ASSESSMENT OF RAILWAY DAMAGES.

RECORDER'S OFFICE, CITY HALL, January 21st, 1904.

His Worship the Mayor and City Council:

GENTLEMEN,—The City Council, after mature consideration, agreed to pay for the actual value of the lands taken by the Halifax and South Western Railway Co. between the City and the County line of Lunenburg, and limited their liability. At the beginning of the present session when the Act was altered an attempt was made to make the City responsible not only for the land actually taken, but for prospective and consequential loss or damage, which was defeated. A bill has been now introduced into the Legislature to alter the Agreement made with the Company and to compel the City not only to pay the actual value of the lands taken and the buildings thereon, but compelling the City to pay a reasonable allowance for consequential damages that may be proved to have been occasioned by reason of said lands having been taken for the said right-of-way. The effect of this amendment, if it should pass, would be to alter the contract made between the Company and the City, and it is impossible to tell what liability the City may be mulcted. This is a very serious alteration and one that should be strenuously resisted by the City Council, and I would advise that His Worship the Mayor and every member of the Council should appear before the Committee of the House in opposition to the bill. To me it appears an extraordinary thing for the Legislature to undertake to alter a statuteable contract and to increase the liability of the City which they had refused to assume when the contract was originally made.

I enclose a copy of the Act.

W. F. McCoy, *City Recorder.*

Read letter Moir's, Limited, in *re* assessment on their property.
Filed.

ASSESSMENT ON MOIR'S, LIMITED.

HALIFAX, N. S., 22nd Feby, 1904.

His Worship the Mayor and City Council:

GENTLEMEN.—The Insurance Companies having refused to cover our building if erected to the height of the former factory it has become necessary for us to erect another building to provide the space thus lost to us and we respectfully ask that the Act passed last session dealing with our assessment be so amended as to include our second factory about to be built and we would also ask that the time for commencing building operations should be extended.

We submit an Act herewith which we think would give us the relief we seek and we would respectfully ask that if your honorable body sees fit to grant our request and approves of the Act submitted, that you would cause the same to be sent to the Legislature at once for enactment.

MOIR'S, LIMITED.

A bill entitled An Act to amend Chapter 76 of the Acts of 1903, entitled, "An Act to enable the City of Halifax to exempt Moir, Son & Company from certain taxes."

Be it enacted by the Governor, Council and Assembly as follows :

1. Section one of Chapter 76 of the Acts of 1903 is amended by inserting after the word "manufactory" in the third line of said section the words "or manufactories."

2. Section three of said Chapter 76 is repealed and the following substituted therefor :

"The exemption mentioned in this Act shall apply to any building or buildings or part or parts of any building or buildings and to any machinery, plant, flour or materials therein not used for the manufacture of bread and pastry and such exemption shall not apply to any retail shop or stock therein, nor to the fire protection and pipe rate ; the said Moir, Son & Company, or, in case they become incorporated, the new Company, shall pay the rates and taxes assessed on said building or buildings or part of said building or buildings, retail shop and stock therein and fire protection and pipe rate.

3. Section six of said Chapter 76 is repealed and the said Chapter shall be read to have have had included therein at the passage thereof, the following section :—

6. This Act shall have no force or effect unless said Moir, Son & Company shall have bona fide commenced building the manufactory or manufactories amended in Section 1 of this Act within eighteen months from the date of its passage.

ORDER OF THE DAY.

Moved by Alderman Rogers, seconded by Alderman Hubley, that the notices of reconsideration on the Order Paper be now taken up.
Motion passed.

Read No. 1, viz : Alderman Hubley's notice of reconsideration of Council's action in *re* his resolution for investigation of Fire Department by County Court Judge.

Moved by Alderman Hubley, seconded by Alderman Hawkins, that said matter be now reconsidered. Motion put and lost, 3 voting for the same and 10 against it.

Names being called for on the division, there appeared :—

For Reconsideration.
Aldermen Barry, Hubley,
Hawkins.—3.

Against it.
Aldermen Halliday, Johnson,
Campbell, Taylor,
Mahoney, Lamphier,
Doyle, Cawsey,
Rogers, Hayward.—10.

Read No. 2, viz: Alderman Campbell's notice of reconsideration of application of Edwin Kenward for liquor license.

Moved by Alderman Campbell, seconded by Alderman Johnson, that said matter be now reconsidered.

Motion put and passed, 8 voting for the same and 5 against, as follows:—

For Reconsideration.
Aldermen Johnson, Campbell,
Barry, Taylor, Mahoney,
Rogers, Hayward, Hawkins.—8.

Against it.
Aldermen Halliday, Lamphier,
Doyle, Hubley,
Cawsey.—5.

Moved by Alderman Campbell, seconded by Alderman Johnson, that Edward Kenward be granted the license applied for. Motion put and passed, 7 voting for the same and 6 against it as follows:—

For the Motion.
Aldermen Johnson, Campbell,
Taylor, Mahoney,
Rogers, Hayward, Hawkins.—7.

Against it.
Aldermen Halliday, Barry,
Lamphier, Doyle,
Hubley, Cawsey.—6.

Read No. 3, viz: Alderman Hubley's notice of reconsideration of application of J. F. Dennehy for liquor license.

Moved by Alderman Hubley, seconded by Alderman Johnson that said matter be now reconsidered,

Motion put and lost, 4 voting for the same and 9 against, as follows:

For Reconsideration
Aldermen Johnson, Barry,
Hubley, Cawsey.—4.

Against it.
Aldermen Halliday, Campbell,
Taylor, Mahoney,
Lamphier, Doyle,
Rogers, Hayward,
Hawkins.—9.

Read No. 4, viz: Alderman Hubley's notice of reconsideration of application of Joseph Ferguson for liquor license.

Moved by Alderman Hubley, seconded by Alderman Johnson, that said matter be now reconsidered.

Motion put and lost, 3 voting for the same and 10 against it, as follows;

For Reconsideration.

Aldermen Johnson, Hubley,
Cawséy—3

Against.

Aldermen Halliday, Campbell,
Barry, Taylor,
Mahoney, Lamphier,
Doyle, Rogers,
Hayward, Hawkins—10

By leave of Council, Alderman Hawkins introduces the following resolution.

Resolved, That His Honor the Recorder prepare a detailed statement of all legislation passed at the recent meeting of the Legislature that in any way affected the interests of citizens and the City of Halifax.

Moved by Alderman Hawkins, seconded by Alderman Doyle, and being put is passed.

Alderman Rogers asked that His Honor the Recorder furnish the Council with an opinion as to the position of the City of Halifax in regard to the right-of-way for the Halifax and South Western Railway.

Moved by Alderman Doyle, seconded by Alderman Mahoney, that the City Engineer report on the advisability of expropriating part of the properties at the south western corner of Duke and Upper Water Streets recently burned for the purpose of widening Upper Water Street. Motion passed.

Moved by Alderman Hubley, seconded by Alderman Hawkins, that No. 15 on the Order of the Day, viz. "Alderman Hubley's resolution in re Liquor License Act" be now taken up. Motion passed.

Moved by Alderman Rogers, seconded by Alderman Campbell, that the Council adjourn. Motion passed,

Council adjourns 11.45 p. m.

EVENING SESSION.

8.10 o'clock.

COUNCIL CHAMBER, CITY HALL, April 7th, 1904.

A meeting of the City Council was held this evening. At the above hour there were present His Worship the Mayor and Aldermen Halliday, Geldert, Barry, Johnson, Mahoney, Taylor, Lamphier, Hubley and Cawsey.

Moved by Alderman Cawsey, seconded by Alderman Taylor, that the time for meeting be extended till 8.30 o'clock. Motion passed.

8.30 o'clock roll called. Present the above named together with Aldermen Doyle, Campbell and Hawkins.

The Council was summoned to proceed with business standing over and the transaction of other business.

The following named papers are submitted :

Report Library Committee, by Alderman Geldert, Chairman.

Report Board of Fire Wards, by Alderman Hubley, Chairman.

Report City Prison Committee, by Alderman Taylor, Chairman.

Report Public Accounts Committee, by Alderman Johnson, Acting-Chairman.

Report Charities Committee, by Alderman Cawsey, Chairman.

His Worship the Mayor submits the following named papers :

Report Committee on Works covering accounts.

Report Committee on Works covering Water Department Estimates.

Reports Committee on Works and City Engineer *re* sewer South Bland Street.

Reports Committee on Works and City Engineer *re* Official City Plan.

Reports Committee on Works and City Engineer *re* Widening Upper Water St.

Report City Engineer *re* House Young Avenue.

Opinion His Honor the Recorder *in re* Edward Brennan's claim and letter John J. Power on same subject.

Report His Honor the Recorder on Legislation affecting the City of Halifax, 1904.

Report Chief of Police *in re* Sunday violations of Liquor License Act.

Letter Union of Canadian Municipalities *re* Membership fee.

Letter Union of Canadian Municipalities *in re* certain Municipal rights.

Extract from Canadian Magazines for March *in re* Street Railways.

Petition of Anthony Galloway, driver Halifax Fire Department *in re* fine imposed upon him.

Petition Richard S. Theakston *in re* domestic hydrant.

Petition Adam Marr for boat landing privileges at foot of Coburg Road.

City Collector's Cash Statements for January, February and March.

City Treasurer's Cash Statements for February.

Moved by Alderman Hawkins, seconded by Alderman Taylor, that the Order of the Day be suspended to permit the reading of the papers submitted. Motion passed.

Read report Public Accounts Committee, covering accounts.

REPORT PUBLIC ACCOUNTS COMMITTEE

COMMITTEE ROOM, CITY HALL, April 7th, 1904

To His Worship the Mayor and City Council:

GENTLEMEN.—Your Committee on Public Accounts beg to report that at a meeting of the Committee held on this date, there being present Aldermen Johnson (Acting-Chairman), Hubley and Doyle, the following accounts, amounting to \$502.60, were examined, found correct and recommended for payment, viz.:

A. & W. Mackinlay, blank books, \$16.50; Blackadar Bros., advertising, \$65.40; Chronicle Pub. Co., advertising, \$123.00; Holloway Bros., printing Annual Report, \$235.30; Halifax Herald, sub. for Herald, 1904, City Clerk, \$5.50, City Collector, \$5.50—\$11.00; W. D. Finn, Death Certificates, McCabe, \$4.00, Martin, \$4.00, Jackson, \$4.00—\$12.00; Geo. H. Fielding, enquiry, \$5.00; McAlpine Pub. Co., Gazeteer, \$2.00; Canadian Law Book Co., \$30.40; total \$502.60.

J. A. JOHNSON, *Acting Chairman.*

The following resolution is submitted:

Resolved, That the report of the Public Accounts Committee be received and adopted, and His Worship the Mayor authorized to sign warrants for payment of the accounts therein recommended.

Moved by Alderman Johnson, seconded by Alderman Doyle and passed.

Read report City Prison Committee covering accounts for March.

REPORT CITY PRISON COMMITTEE.

His Worship the Mayor and City Council:

COMMITTEE ROOM, CITY HALL, April 6th, 1904.

GENTLEMEN.—Your Committee on City Prison beg to report that at a meeting of the Committee held this day, there being present Aldermen Taylor, Chairman, Barry, Halliday, Lamphier, Cawsey and Adams, the following accounts, amounting to \$79.06, were examined, found correct and recommended for payment, viz.:

N. S. Telephone Co., messages, \$1.00; Horace Kennedy, expenses in connection with prisoners, \$4.10; James Davidson, horseshoeing, \$10.04; J. A. Leaman & Co., ox heads, \$10.08; Geo. Wakefield, hot x buns, \$1.44; A. S. Austen, hardware, \$3.42; D. J. McIntosh, horseshoeing, \$15.35; Jas. Hillis & Son, stove furnishing, \$2.00; R. B. Adams & Co., groceries, \$20.22; Thos. Booth, dry goods, \$11.41; total \$79.06.

The monthly reports of Governor and Matron were approved of and are herewith submitted.

G. A. TAYLOR, *Chairman*.

The following resolution is submitted:—

Resolved, That the report of the City Prison Committee be received and adopted and His Worship the Mayor authorized to sign warrants for payment of accounts therein recommended.

Moved by Alderman Taylor, seconded by Alderman Cawsey and passed.

Read report Charities Committee covering accounts for March.

REPORT CHARITIES COMMITTEE.

HALIFAX, April 6th, 1904.

To His Worship the Mayor and City Council:

The Charities Committee met this day and beg to submit the following report :

Members present: The Chairman, Aldermen Halliday, Barry, Mahoney and Hubley.

The Superintendent's report for March shows that during the month there were 35 persons admitted into the Poor's Asylum, 2 born, 43 discharged, and 7 died. Of the number admitted 22 were chargeable to the Province, 1 to Cape Breton and 12 to the City. The total number of inmates March 31st, 1904, was 370, made up of 226 men, 142 women and 2 children.

The following accounts chargeable to Maintenance were examined, found correct and recommended for payment, viz.:

Dillon Bros., \$458.29; J. & M. Murphy, \$84.26; F. H. Longley & Co., \$306.72; W. A. Maling & Co., \$49.51; P. T. Shea, \$115.20; Scotia Pure Milk Co., Ltd., \$69.75; George Gregoire, \$39.05; Joseph S. Cashen, \$28.68; Arthur Fordham & Co., \$13.17; Fleischman & Co., \$5.10; H. D. MacKenzie & Co., \$147.14; C. E. Puttner, \$37.50; Halifax Elec. Tramway Co., Ltd., \$59.68; Melvin & Co., \$7.10; A. & W. Mackinlay, \$3.00; A. M. Bell & Co., \$3.60; T. C. Allen & Co., \$15.08; B. Mulcahy, \$171.08; W. N. Brown, \$4.75; Pay Sheet, \$580.83; Nova Scotia Hospital, \$765.71. Total, \$2970.20.

W. H. CAWSEY, *Chairman*

The following resolution is presented :

Resolved, That the report of the Charities Committee be adopted and His Worship the Mayor authorized to sign warrants for the payment of the accounts mentioned therein.

Moved by Alderman Cawsey, seconded by Alderman Hubley and passed.

Read report Library Committee covering accounts for payment.

REPORT LIBRARY COMMITTEE.

CITY HALL, April 7th, 1904.

A meeting of the Library Committee was held this day.

Present : the Chairman, Aldermen Barry, Taylor and Cawsey.

The following bills were presented and being certified correct are recommended for payment :

Library Bureau, \$1.00 ; J. R. Findlay, \$8 50 ; T. C. Allen, \$2.60 ; Publishers' Weekly, \$3 68 ; Halifax Herald, \$6.00 ; W. H. Guild & Co., \$5.22 ; C. D. Cazenove, 6/2, \$1.45. Total, \$28.44.

J. M. GELBERT, *Chairman*.

The following resolution is introduced :

Resolved, That the report of the Library Committee be adopted and that the bills mentioned therein be paid.

Moved by Alderman Geldert, seconded by Alderman Taylor and passed.

Read report Board of Fire Wards *in re* purchase of new equipment, accounts, etc.

REPORT BOARD OF FIRE WARDS.

COMMITTEE-ROOM, CITY HALL, April 4th, 1904.

To His Worship the Mayor and City Council :

GENTLEMEN.—The Board of Fire Wards beg to report as follows :—

1. That James Murphy, driver No. 2 steamer, was suspended for three days for neglecting orders.
2. That J. White, driver No. 1 steamer hose wagon, has been ordered to be reprimanded by the Chief for negligence in driving, causing two accidents and damage to his wagon.
3. After a careful examination into the financial position, and in consideration of the urgent needs of the Department, your Board unanimously recommend some considerable expenditure for the better equipment of the fire service, as follows :—

Equipment, &c.	Estimated Cost.
4. Three new branches.....	\$ 22 50
5. One lathe.....	350 00
6. 1 doz. hose straps and 1 doz belts and spanners.....	19 00
7. Storage battery.....	825 00
8. 41 Bateman gravity locks for alarm boxes.....	185 00
9. 5 Snap collars.....	135 00
10. 1 Gamewall fire alarm box.....	100 00
11. Pointing Brunswick St. front of Central Engine House and painting window frames.....	150 00
Total.....	\$1786 50

The Chief Engineer claims that with a suitable lathe he could almost save the amount of his salary yearly, and the City Electrician also has urged need of such a machine.

With respect to the storage battery, the Electrician has year after year recommended its installation in place of the present primary system, which is obsolete and expensive. It is estimated that the present recommendation will pay for the installation of the new system in three years and effect an annual saving of \$250.00, besides affording a better service.

The locks at present on the alarm boxes are old and unreliable. The atmospheric conditions affect the spiral springs in a manner which is overcome by the Bateman gravity lock. In addition to this a large number of keys of the old locks are in circulation of which there is no registration.

The new alarm box to be placed at the corner of North and Gottingen Streets has been recommended by the Nova Scotia Board of Fire Underwriters and is of great necessity.

The pointing of Central Engine House was recommended in December, 1902, and approved of by the Council, and cannot longer be delayed.

12. Your Board recommend that the Council take the necessary steps to purchase a small strip of property in the rear of the Central Engine House to afford better stabling for the horses and other purposes.

13. The following accounts are recommended for payment:—

Halifax Elec. Tram Co., lighting, \$24.53; J. S. Cashen, forage, \$220.89; T. Robinson, horseshoeing, \$1.25; Robert Horner, horseshoeing, \$4.98; P. Porrier, horseshoeing, 88c.; D. J. McIntosh, horseshoeing, \$4.39; O'Connell Bros., horseshoeing, 78c.; Wm. Kline, horseshoeing, \$4.08; David Power, horseshoeing, \$4.34; J. R. Purcell, horseshoeing, \$2.89; W. & A. Moir, machine work, \$4.99; Patk. Dowd, carriage work, \$18.73; O'Brien, Mont & Co., carriage work, \$17.85; Thos. L. Spelman, ice wheel, \$160.00; J. J. Carnell, carriage work, \$12.65; N. & M. Smith, empty barrels, \$5.00; Halifax Fire Wood Co., wood, \$3.00; E. Morrison & Co., wood, \$2.00; Poor's Asylum, wood, 50c.; Wm. Roche, coal, \$28.00, \$93.50—\$121.50; Chas. Brister, iron, \$4.72; Black Bros. & Co., iron, 39c.; P. J. Broderick, expressage, &c., \$1.65; Robt. Merlin, lumber, 50c.; Victoria Steam Laundry, laundry work, \$4.71; John Barry, carpenter work, \$10.05; A. J. Grant & Co., hardware, \$5.76; MacDonald & Co., machine work, \$7.80; J. Quigley & Co., lumber, \$4.40; J. F. Crowe & Co., soda, \$3.30; T. Hogan & Co., repairs boiler, \$6.10; T. C. Allen & Co., printing, &c., \$9.98; John R. Fillis, one 40 ft. ladder, destroyed at fire, \$4.00. Total, \$678.59.

ANDREW HUBLEY, *Chairman.*

The following resolution is submitted:—

Resolved, That the report of the Board of Fire Wards be received and adopted and His Worship the Mayor authorized to sign warrants for payment of accounts therein recommended.

Moved by Alderman Hubley, seconded by Alderman Cawsey and passed unanimously.

Read report Committee on Works covering accounts.

CITY WORKS ACCOUNTS.

CITY WORKS OFFICE, April 6th, 1904.

To the City Council:

GENTLEMEN,—At a meeting of the Committee on Works held this day the attached bills for the several services of this Department were submitted, examined, found correct, and referred to Council for payment.

Water Maintenance	\$ 261 65
Street Lighting	1443 30
Streets	592 45
City Hall Lighting	68 34
Teams and Stables	42 17
Internal Health	35 42
Rents of City Property	25 58
Sewerage	21 75

Total \$2490 66

A. B. CROSBY, *Mayor and Chairman.*

APRIL 7TH, 1904.

Moved by Alderman Campbell, seconded by Alderman Taylor, that said report be adopted and the accounts paid. Motion passed.

Read report Committee on Works covering Water Department Estimates for 1904-5.

WATER ESTIMATES.

CITY WORKS OFFICE, April 6th, 1904.

To His Worship the Mayor and Members of the City Council:

GENTLEMEN — I have been instructed by the Committee on Works to submit for your approval the Water Maintenance Estimates for the year 1904-5.

WATER ESTIMATES.

Interest	\$47,142 00
Maintenance	20,000 00
Sinking Fund	2,500 00
Short Collection	1,000 00
	\$70,642 00
	LESS.
Income from Special and Meter rates	40,242 00
	\$30,400 00
	$\frac{1}{100}$ of \$30,400 00 = \$11,400 00 $\frac{2}{100}$ of 30,400 00 = 19,000 00
	\$30,400 00
\$16,000,000 @ 12c. per \$100 =	\$19,200 00
8,000,000 @ 14c. per \$100 =	11,200 00
	\$30,400 00

JAMES J. HOPEWELL, *Clerk of Works.*

Moved by Alderman Campbell, seconded by Alderman Cawsey, that the said Estimates be adopted. Motion passed.

Read reports Committee on Works and City Engineer in re Widening of Upper Water Street, foot of Duke Street.

WIDENING UPPER WATER STREET.

CITY WORKS OFFICE, April 6th, 1904.

To the City Council:

GENTLEMEN, — At a meeting of the Committee on Works held this day, the City Engineer's Report re the Widening of Water Street, was read and referred to the Council.

A. B. CROSEY, *Mayor and Chairman.*

CITY ENGINEER'S OFFICE, April 5th, 1904.

His Worship the Mayor:

SIR, — In accordance with the accompanying resolution of Council, I beg to report on the advisability of expropriating part of the properties on the West side of Water Street from Duke Street South.

There were five properties facing on Water Street damaged by the fire. The accompanying plan shows a proposed alteration for relieving the congestion at that portion of the street which when the widening is completed on both sides would make the street sixty feet wide

On the west side the property of the Misses Kearney would be included, although it was not burned.

The following statement shows the owner of each lot, area, assessed value proportion of lot required, the estimated amount that should be paid for each property and the price asked, were we have been able to obtain it.

Owner.	Assessed value before fire.	Area of whole lot.	Estate value.	Area required for widening.	Proportionate value.	Est. allowance for land required.	Amount asked.
J. W. Allison,	\$4000 00	1470 sq. ft.	\$1176 00	452 ft.	\$362 00	\$500 00
Mrs Fane,	2000 00	1200 "	740 00	290 "	203 00	300 00	\$ 750 00
Muir Estate,	2500 00	1246 "	872 00	242 "	169 00	275 00
Mrs. Ryan,	4000 00	1441 "	1009 00	324 "	227 00	350 00	1300 00
Acadia College,	2500 00	1105 "	774 00	163 "	114 00	500 00	1250 00
Misses Kearney,	2500 00	1236 "	865 00	62 "	44 00	500 00

The estimated cost of the property required from J. W. Allison, Mrs. Fane, Muir Estate and Mrs. Ryan is \$1425.00. A just award, taking into consideration the improvement to the property remaining facing on a wider street, should not exceed the amount named. It depends entirely, however, on the men selected as appraisers. The amount asked by Mrs. Ryan alone is \$1300.00. The property owned by the Misses Kearney could not be acquired economically as it would be necessary to alter a building which is practically undamaged. It is also questionable whether it would be wise to acquire the Acadia College property if the cost exceeded that named above.

If the Council decide to widen the street in accordance with the plan, I would recommend that, if possible, the whole lot in each case be expropriated and the portion remaining after widening sold again. I believe the widening can be done more cheaply in this way than by taking a piece off the front of the lots.

F. W. W. DOANE, *City Engineer.*

Moved by Alderman Campbell, seconded by Alderman Hubley, that said report be referred to the Committee on Public Accounts for their consideration and to report at a meeting of the Council to be held Thursday, 14th inst., at 8 o'clock, p. m. Motion passed.

Read reports Committee on Works and City Engineer in *re* Official City Plan.

OFFICIAL CITY PLAN.

CITY WORKS OFFICE, April 6th, 1904.

To the City Council:

GENTLEMEN,—At a meeting of the Committee on Works held this day the City Engineer's Report *re* the official notice of City Plan was read and referred to Council for its approval.

CITY ENGINEER'S OFFICE, April 4th, 1904.

His Worship the Mayor:

SIR,—In consequence of illegalities in advertising the Official Plan, the advertisement was withdrawn on the advice of His Honor the Recorder.

I would recommend that the Council fix the 9th day of June, 1904, as the day on which they will hear any and all objections to the Plan of that portion of the City

APRIL 7TH, 1904.

bounded by Young Street, Kempt Road, North Street and Oxford Street; and also of that portion bounded by Oxford Street, Chebucto Road, Pine Street and Quinpool Road; and that the advertisement required by the Act be inserted in the daily papers at least four weeks before the said date, and that a meeting of the Council be called for the 9th day of June, 1904, to hear any and all objections to the said plan.

Respectfully submitted,

F. W. W. DOANE. *City Engineer.*

Moved by Alderman Campbell, seconded by Alderman Hawkins. that said reports be adopted. Motion passed.

Read petition of Adam Marr for boat landing privileges at the North West Arm, foot of Coburg Road.

Moved by Alderman Cawsey, seconded by Alderman Campbell. that said petition be referred to the Committee on Works for report. Motion passed.

Read report Chief of Police *in re* Sunday violations of the Liquor License Act. Filed.

LIQUOR LAW VIOLATIONS

OFFICE OF CHIEF OF POLICE, April 6th, 1904.

To His Worship the Mayor and Members of the City Council:

GENTLEMEN,—In accordance with resolution of the City Council with reference to the enforcement of the Liquor License Act on Sundays, I beg to report that there have been no violations reported to me since my last report.

JOHN O'SULLIVAN, *Chief of Police.*

Read reports Committee on Works and City Engineer *re* sewer South Bland Street.

SOUTH BLAND STREET SEWER.

CITY WORKS OFFICE, April 6th, 1904.

To the City Council:

GENTLEMEN,—At a meeting of the Committee on Works held this day the proposition of Samuel Brookfield, Esq., to advance the money required for the building of sewer in connection with his dwelling was considered and the City Engineer was instructed to prepare a report thereon for submission to the Council.

A. B. CROSBY, *Mayor and Chairman.*

CITY ENGINEER'S OFFICE, April 7th, 1904.

His Worship the Mayor:

SIR,—In accordance with instructions from the Committee on Works, I beg to report on the proposition of S. M. Brookfield in reference to the Bland Street sewer.

The construction of the sewer in South Bland Street was ordered some time ago and Mr. Brookfield has erected a house about 150 feet from Inglis Street. The building is nearly finished and he is anxious to get drainage and water supply. I have informed him that the City has no money at present to construct sewers, and that also they must be constructed in the order in which they are passed by the Council. He has offered to advance the money to the City if the sewer is constructed at once. If the City would be in a position to repay it, it might perhaps be advisable to accept his offer; but the

appropriation is almost exhausted, and the following sewers had been ordered to be constructed before the South Bland Street sewer was considered at all:—Harvard Street, Lumber Yard, King's Place, Pepperell St. and Birmingham St. The latter should be constructed with the first money available to avoid claims for damages in case the sewer should overflow again. When these five sewers are constructed it is almost certain that the sewer appropriation will be completely exhausted, consequently the City will not be in a position to repay money advanced by Mr. Brookfield, and as the Legislature has placed a limit on the borrowing power of the City, I take it for granted that the City could not borrow the money to repay him. Under these circumstances, I do not see how Mr. Brookfield's offer could be accepted. The building, however, is not a great distance from the Inglis Street sewer and a private drain can be laid from the house to the sewer, the only difference being the extra cost.

F. W. W. DOANE, *City Engineer.*

Moved by Alderman Hawkins, seconded by Alderman Campbell, that said reports be adopted and a copy forwarded to Mr. S. M. Brookfield. Motion passed.

Read report City Engineer *re* House Young Avenue.

CITY ENGINEER'S OFFICE, April 4th, 1904.

HOUSE YOUNG AVENUE.

To His Worship the Mayor :

SIR,—I beg to submit herewith plans and specification for a building to be erected by Mr. John MacInnes on the east side of Young Avenue at No. 77 in accordance with Chap. 28 of the Acts of 1896 and amendments thereof.

The building is to be erected so that the front wall will be 40 ft. from the street line; it is to be constructed of brick, used as a residence, and, I am informed, will cost not less than \$6000. I believe that it is the intention of the owner to comply with the Act in every particular, and would therefore recommend that the Council approve of the plans and specification and that the Engineer be authorized and instructed to endorse said consent on the plans and specification submitted herewith.

F. W. W. DOANE, *City Engineer.*

Moved by Alderman Cawsey, seconded by Alderman Campbell, that said report be adopted. Motion passed.

Read petition Anthony Galloway, Driver Halifax Fire Department *re* fine imposed upon him during suspension.

Moved by Alderman Hubley, seconded by Alderman Taylor, that the same be referred to the Board of Fire Wards for report. Motion passed.

Read petition Richard S. Theakston, in *re* domestic hydrant corner of Louisburg and Cedar Streets.

Moved by Alderman Cawsey, seconded by Alderman Campbell, that the same be referred to the Committee on Works for report. Motion passed.

Read opinion of His Honor the Recorder in *re* Edward Brennan's claim and letter of John J. Power on the subject.

In re BRENNAN'S CLAIM.

RECORDER'S OFFICE, CITY HALL, March 19th; 1904.

His Worship Mayor :

SIR,—The sewer on Spring Garden Road goes down Birmingham St. to Rottenburg St., then west on Rottenburg St. to Dresden Row, thence south on Dresden Row and finds its outlet in another sewer. A portion of the Birmingham St. sewer was continued south on Dresden Row, but without any connection south, the only outlet to the sewer being to Rottenburg Street.

Mr. Brennan's cellar has been flooded twice, and the Engineer informs me that it is impossible to tell what is the actual cause of the flooding. It appears to me that there are only three things which can cause it—first: a defective drain from Mr. Brennan's house to the sewer, in which case the City would not be liable; second: a defective construction of the sewer (the sewer being large enough), in which case the City would not be liable, as this is a matter of judgment; and lastly, the stoppage of the outlet.

When Mr. Brennan's cellar was first flooded the matter was reported to the Department of Works, and if it could be shewn after that that the next flooding was caused by the outlet being stopped the City, in my judgment, would be liable, as it was the duty of the City when the matter was reported to the Board to take steps to ascertain whether the flooding was caused from a stoppage of the sewer or not. It is all a matter of speculation the Engineer informs me, and it is impossible to say what was the cause of the flooding of Mr. Brennan's cellar, which only takes place on very severe rain storms. There is no doubt that Mr. Brennan has been caused a great deal of annoyance and injury, and if it could be shewn that the injury was the result of the stoppage of the sewer, under the circumstances, I think he ought to be compensated; but there is no evidence of that fact.

W. F. McCoy, *City Recorder*

Placed on Order of the Day.

Read report from His Honor the Recorder in re Legislation, 1904, affecting the City of Halifax. Filed.

REPORT ON LEGISLATION.

RECORDER'S OFFICE, CITY HALL, April 7th, 1904.

His Worship the Mayor and City Council:

GENTLEMEN,—

QUALIFICATION OF MAYOR AND ALDERMEN.

By An Act passed at the last session of the House the qualification of Mayor and Aldermen was altered and now the candidate must be an owner in his own name and right and for his own use and benefit of real estate in the City of Halifax of the assessed value at the last general assessment before his nomination of the sum of \$1000 over and above the amount of all incumbrances at the time of the assessment and beyond the amount of his just debts and liabilities, or he must now hold and possess in his own name and right and for his own use and benefit real and personal property in the City of Halifax of the assessed value at the last general assessment before his nomination of \$1500 over and above all incumbrances, or be worth the sum of \$3000 over and above the amount of his just debts and liabilities. By this latter clause he may be worth the amount and not assessed for one cent in the City.

The law relative to the qualification has been altered five or six times within the last seven or eight years, so far as I recollect, without the same having been submitted to this Council for approval. It is to be regretted that the qualification should be altered so often. It should have been finally settled by this Council and should never be altered except for some very grave reason.

AUDITOR'S SALARY.

The Council passed an Act fixing the Auditor's salary at a sum not exceeding \$1500. It was altered in the House of Assembly to the effect that the salary should be \$1500 and such further sum as the Council should think proper to vote him by a two-thirds vote. When the matter came before the Legislative Council I presented the wishes of the Council and the Act is approved of by them and it was altered in accordance with the wishes of the Council.

LICENSING ELECTRICAL WIRE-MEN.

The Act as sent by the Council to the Legislature was passed as it was before the Council with some slight alterations.

SOUTH SHORE RAILWAY DAMAGES.

When this matter was before the Council in 1903, several gentlemen on behalf of the Railway Co. and others, represented to the Council that the amount of damages could not exceed from \$15,000 to \$25,000, and an Act was passed making the City responsible for damages outside the City to the Lunenburg County line in which they were only to pay the market value of the lands taken and not be responsible for any prospective or consequential damages. The matter was discussed fully before the Council, and the Act was in accordance with their wishes and the liability they undertook.

At the last Session of the House an Act was passed striking out the words "prospective and consequential damages" and giving the arbitrators power to make reasonable allowance for any consequent damages the owners might prove to have been occasioned by reason of the lands taken for the said right-of-way. This imposed very grave and serious responsibility upon the citizens. The original Act was the contract and agreement upon which the City Council undertook to pay the damages, and it seems strange to me that any legislative body would undertake to impose additional responsibility upon a corporation without first having submitted the Act for their approval. I am satisfied that if this Act had affected any other municipality than that of this City it would not have passed without both members at least having agreed to it, which was not the case in this instance. The bill was opposed by the Hon. Mr. Murray, the Attorney-General and the Hon. David McPherson, on the ground that the City Council having made a contract ratified by an Act of the Legislature, it should not be altered without their consent. The bill, however, finally passed, notwithstanding every effort was made to defeat it.

ARBITRATORS' FEES.

The Legislature fixed the Arbitrators' fees on the South Shore Railway damages at the sum of \$10.00 per day not to exceed forty days, and the Council the same amount, the expenses to be passed upon and approved of by the Mayor and City Council.

LIQUOR LICENSE ACT.

This Act was introduced into the Legislative Council, and after argument before the Committee, the Committee recommended the House to defer it for three months.

BUILDING ACT.

The Building Act, as submitted to the Council, was passed, with some slight alterations. This Act has been already before the Council and read.

CITY CHARTER.

An Act relating to the City Charter was passed, and it is impossible to tell what the alterations will be until it is brought into effect by proclamation of the Governor-in-Council when the final revision takes place. Copies of this Act, when brought into operation, will be printed, and also the Revised Ordinances, which latter will probably be contained in the Charter and published as one volume so that every person may be

able to see what ordinances are in existence, which will be a great advantage to everybody.

MOIR, SON & CO'S ACT.

An Act was introduced extending the time given Moir, Son & Co., for the completion of their building and machinery to eighteen months from its passage, instead of six months. This bill was never read before the Council.

DRY DOCK

An Act was introduced to exempt the Dry Dock from taxes for the years 1904-05 and 1905-06 instead of exempting them at the end of three years, as provided by the Act now in operation, and also from license fees. This Act was never read before the Council, and, although passed by the House of Assembly, I was enabled to have it defeated in the Upper House.

COURT HOUSE.

An Act relative to giving the City a better representation on the Board now managing the Court House and Jail and vesting these properties in a commission the City having a majority therein, was defeated in the House of Assembly.

The Committee, when the bill was before them and when objected to by a member of the Government, never mentioned the matter to me or gave your Committee an opportunity of explaining the reasons why the Act should pass, and I never knew anything about it until it received a three months' hoist.

W. F. MACCOY, *City Recorder.*

Moved by Alderman Hubley, seconded by Alderman Doyle, that the Recorder report to this Council as to the liability of the City in the matter of the right-of-way for the Halifax and South-Western Railway. Motion passed.

Read Cash Statements City Collector for January, February, and March. Filed.

Read Cash Statements City Treasurer for February. Filed.

Read letter Union of Canadian Municipalities in *re* Membership Fee etc.

UNION OF CANADIAN MUNICIPALITIES.

MONTREAL, January, 1904.

His Worship the Mayor and the City Council, Halifax, N. S. :

DEAR SIRS,—In pursuance of a general conviction expressed by the representatives of the chief cities of Canada, present at the Third Annual Convention of the Union of Canadian Municipalities in Ottawa during September last, that the provision of \$5000 per year as a revenue is necessary to carry on the work of the Union in protecting Municipalities from injurious legislation, which has by all been considered necessary and valuable : a plan has been approved by the Executive Committee, which is as follows :—

1st. That as many as can be secured of the Cities of Canada should each contribute to the Union their share of the amount necessary to make the revenue of the Union \$5000 for 1904

2nd. The shares of the contributing cities shall be proportional to population, but the maximum contribution of any City shall not exceed \$1000, and the others shall be in proportion.

The share of Montreal being \$1000 for a population of 250,000, your contribution (including annual fee will be \$160.00.)

3rd. These amounts shall be payable in March, 1904.

4th. A resolution of Council accepting these terms of the present letter shall be sufficient expression of the agreement to contribute.

5th. The agreement shall be binding as soon as Montreal, Toronto, Hamilton, Ottawa and Winnipeg accept, although the Executive Committee shall make an effort to increase the number of such special contributions to as many more as possible.

6th. It will be an understanding (in so far as it can be legally understood) that the agreement if found satisfactory, is intended to be continued from year to year on the same terms.

7th. The Executive Committee shall expend such special funds upon the objects of the Union, but by priority, in such manner as, in their discretion, shall specially advance the welfare of the contributors, and afford them special protection.

The Executive estimate the amount required as approximately, for the following uses :—

Assistant Secretaries and office rent, about	\$1,000
Expert legal assistance at Ottawa, "	1,000
" " Quebec, "	500
" " Toronto, "	500
Travelling and other expenses of Sec.-Treas. and Executive Officers.	1,000
Printing, and Annual Report, Postage, Convention General, expenses and Contingency Fund	1,000
Tot. l.....	\$5,000

They trust you will realize the business value of the Union as a protector of your interests, and we recommend this proposal to your Council for speedy acceptance in reply so that we may be able to prepare for an active and perfectly equipped campaign of municipal protection during the coming sessions. They would remind you of the great money value already saved you and other cities by the operations of the Union, and of the impossibility of continuing such work without adequate resources, and would refer you to the Annual Report, just issued, for particulars. At present the Hon. Sec.-Treas. and others have been obliged to advance sums out of their own personal funds to support the cause of the Municipalities.

Yours faithfully,

FRED. COOK, *President.*

W. D. LIGHTHALL, *Hon. Sec.-Treas. U. C. M.*

Moved by Alderman Doyle, seconded by Alderman Cawsey, that the same be referred to the Committee on Laws and Privileges and Alderman Campbell for report. Motion passed.

Read letter Union of Canadian Municipalities in re certain Municipal rights. Filed.

Read extract from Canadian Magazine for March in re Street Railways.

Moved by Alderman Taylor, seconded by Alderman Cawsey, that the same be referred to the Committee on Laws and Privileges for report. Motion passed.

Moved by Alderman Taylor, seconded by Alderman Halliday, that the Order of the Day be further suspended to permit Aldermen Geldert to submit a resolution. Motion passed, and the following resolution is submitted :

Resolved, That the City Clerk be and he is hereby directed to provide two polling booths in each of the Wards of the City, for the accommodation of the voters, at the election for Mayor and Aldermen, to be held on the 27th April, inst., which said booths may be designated respectively as "Booth A" and "Booth B."

Further resolved, That the City Clerk divide the Register of Voters for each Ward so that the voters whose surnames begin with the letters from A. to K. both inclusive, may vote in Booth A and that the voters whose surnames begin with the letters from L. to Z, both inclusive may vote in Booth B.

Further Resolved, That this Council do meet at 8 o'clock on Thursday evening, 28th April, inst., to receive returns of the said elections.

Further Resolved. That the following named be the Presiding Officers to conduct the elections on the 27th inst., viz. :

Ward 1.—Alderman Geldert and Thos. G. Dunlap, Esq.

Ward 2.—Aldermen Campbell and Johnson.

Ward 3.—Alderman Taylor and Wm. A. Monaghan, Esq.

Ward 4.—Aldermen Hubley and Doyle.

Ward 5.—Aldermen Cawsey and Rogers.

Ward 6.—Aldermen Hawkins and Hayward.

Moved by Alderman Geldert, seconded by Alderman Campbell and being put is passed.

Moved by Alderman Hubley, seconded by Alderman Johnson, that the Order of the Day be further suspended to permit Alderman Hubley to submit three resolutions. Motion passed.

The following resolution is introduced:—

Whereas, Alderman William Lithgow, for the past two years one of the representatives in this Council of Ward No. One, has, in consequence of his removal from the City, resigned his seat in the Council ;

Resolved, That the Council deems it appropriate to put on record, not only its regrets at the enforced retirement of Mr. Lithgow, but its appreciation of the practical attention which he always gave to matters coming before the Council, and of his devotion to the interests of the City and the Ward which he so worthily represented ;

And resolved, That a copy of this resolution be forwarded to Mr. Lithgow under the seal of the City.

Moved by Alderman Hubley, seconded by Alderman Doyle, and passed unanimously.

The following resolution is presented :

Whereas, At the late Criminal Sitting of the Supreme Court one Mrs. Drucilla Hunt was convicted of keeping a common bawdy house ;

And whereas, on the trial of the accused sergeants and men of the City Police Force were called to give evidence ;

And whereas, the statements made under oath by some members of the Forces were directly contradictory ;

And whereas, it is necessary that the actual facts should, if possible, be ascertained, to the end that the Force may be purged of men who would shield the guilty or conspire to punish the innocent ;