

Moved by Alderman Hubley, seconded by Alderman Hawkins, that the report be adopted and the accounts paid. Motion passed.

Read report Cemetery Committee re accounts.

CEMETERY COMMITTEE ACCOUNTS.

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

His Worship the Mayor and City Council :

GENTLEMEN,—The Cemetery Committee beg to recommend for payment the following named accounts.

| | |
|-----------------------------------|----------|
| Captain Jas. Freda, sand | \$56 25 |
| John G Colp, carpenter work | 69 70 |
| | <hr/> |
| | \$125 95 |

ANDREW HUBLEY, *Chairman.*

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

Read report Committee on Works re tenders for stone for crusher.

STONE FOR CRUSHING.

CITY WORKS OFFICE, June 22nd, 1904.

To the City Council :

GENTLEMEN,—At a meeting of the Committee on Works held this day, the tenders for supplying of the stone required by this department were opened as follows :—

A. J. Nicholson, 2½c. per bushel for 1 year ; 3c. per bushel for 3 years.

George Harvey, 3c. per bushel for 3 years.

It was decided to recommend to Council the acceptance of A. J. Nicholson's tender for one year at 2½c. per bushel.

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

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

Read report Committee on Works re tenders for coal.

TENDERS FOR COAL.

CITY WORKS OFFICE, June 22nd, 1904.

To the City Council :

GENTLEMEN,—At a meeting of the Committee on Works held this day, the attached tender of S. Cunard & Co. for coal required by this department was read and as it was the only tender received it was decided to recommend its acceptance by Council.

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

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

Read report Public Accounts Committee on various matters.

Also read offer of Trustees of Sinking Fund 1902 to loan \$700.00 to pay claim of W. L. Eaton.

Also read offer of Trustees of Police Superannuation Fund to loan \$30,000 towards payment for right-of-way Halifax and Southwestern Railway.

REPORT PUBLIC ACCOUNTS COMMITTEE.

COMMITTEE ROOM, CITY HALL, June 23rd, 1904.

His Worship the Mayor and City Council :

GENTLEMEN,—Your Committee on Public Accounts beg to report that at a meeting of the Committee held this day, there being present Aldermen Johnson (Chairman), Gastonguay, Doyle and Mackenzie, the matter of providing funds for payment of lands expropriated for the widening of Upper Water Street was under consideration.

Your Committee recommend that the amount required for the payment of the value of the lands expropriated for the widening of Upper Water Street and the expenses in connection therewith be borrowed from the \$100,000.00 Sinking Fund at the rate of 4 per cent per annum and that the City Treasurer be instructed to issue bonds to the trustees of said Sinking Fund to cover amount so borrowed and that the same be repaid when legislation is obtained.

Your Committee had also under consideration the payment of the claim of W. L. Eaton, as authorized by Chapter 52 of the Acts of Nova Scotia, 1903-4, and recommend that the City Treasurer be instructed to issue a bond to the trustees of the Sinking Fund, 1902, for seven hundred dollars (700.00), payable on the 15th August, 1905, with interest at the rate of five per cent per annum.

Your Committee had also under consideration the matter of providing funds for payment of the award of arbitrators and expenses in connection with the expropriation of lands for Halifax and Southwestern Railway as follows :—

Award of Arbitrators

| | | |
|--|-------------|-------------|
| Land and buildings | \$32,089 00 | |
| Damages | 16,457 00 | |
| | | \$48,546 00 |
| J. A. MacKinnon, arbitration fees, 40 days at \$10.00 | \$ 400 00 | |
| Jas. Carmichael, 40 days at \$10.00 | 400 00 | |
| Wm. Bishop, 40 days at \$10.00 | 400 00 | |
| W. F. MacCoy, counsel fees, 34 days at \$10.00 | 340 00 | |
| | | 1,540 00 |
| J. A. MacKinnon, expenses | | 149 75 |
| Jas. Carmichael, " | | 23 50 |
| F. W. W. Doane, " | | 28 55 |
| W. F. MacCoy, " | | 30 25 |
| J. A. MacKinnon, extra services preparing preamble to award, preparing draft and typewriting award | | 50 00 |
| | | \$50,368 05 |
| Printing and advertising | | 205 79 |
| | | \$50,573 84 |
| Less amount to be paid by County | | 5,000 00 |
| | | \$45,573 84 |

Total award and expenses

The following resolution was unanimously adopted :—

Resolved, that the City Council be recommended to accept the award of the arbitra-

tors in connection with the expropriation of land and damages in connection therewith, arising out of the claims of owners along the line of the Halifax and Southwestern Railway, and further, that we recommend the City Council that the Mayor and City Treasurer be authorized to issue debentures for the amount of the award and expenses in connection with the expropriation of said lands required for the Halifax and Southwestern Railway, less the amount of five thousand dollars (\$5,000.00) to be paid by the County of Halifax in accordance with the provisions of Chapter 75 of the Acts of 1903 and Chapter 53 of the Acts of 1903-4; and further, that we recommend accepting the \$30,000.00 loan from Police Superannuation Fund at 4 per cent. and that the balance required be borrowed at the same rate of interest from funds in bank to credit of "sale of market building."

J. A. JOHNSON, *Chairman.*

W. L. EATON CLAIM.

OFFICE OF CITY TREASURER, June 20th, 1904.

His Worship the Mayor and City Council:

GENTLEMEN,—By Chapter 52 of the Acts of 1903-4, the City is authorized to borrow the sum of \$700.00 to pay damages sustained by W. L. Eaton.

I am instructed by the trustees of the Sinking Fund 1902 to offer that amount to the Council, the loan to be repaid out of the rates for 1905-6, with interest at the rate of five per cent per annum.

W. L. BROWN, *City Treasurer.*

SOUTH SHORE RAILWAY DAMAGES.

OFFICE OF CITY TREASURER, June 22nd, 1904.

To His Worship the Mayor and City Council:

GENTLEMEN,—As the City will be obliged to borrow money to pay land damages on account of the Halifax and Southwestern Railway, the trustees of the Police Superannuation Fund offer to loan the City thirty thousand dollars (\$30,000) at the rate of interest of four per cent. per annum, under the provisions of Chapter 75 of the Acts of 1903, and Chapter 53 of the Acts of 1903-4.

W. L. BROWN, *City Treasurer.*

Moved by Alderman Johnson, seconded by Alderman Hubley, that the report of the Public Accounts Committee be adopted and the recommendations therein contained carried out. Motion passed.

Read application of John A. MacKinnon, Chairman Board of Arbitrators South Shore Railway, for extra remuneration.

ARBITRATORS CLAIM.

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

To His Worship the Mayor of the City of Halifax.

DEAR SIR,—As you are aware, the Board of Arbitrators could have employed a Stenographer to take the evidence of the property holders given before the Arbitration Court. I did not feel like putting the City to expense, and therefor took the evidence myself. I also wrote and saw to the publication of all notices for the meetings. In fact, I had the laboring oar all through, and if the Council feel in the mood for exceptional treatment well and good. We also spent sixty-twodays in holding courts, viewing properties and figuring out the awards on the basis of the evidence given and our

own field notes and I may say that by doing so I saved thousands of dollars to the City and I really feel that provision should be made for the extra time.

JOHN A. MACKINNON.

Moved by Alderman Hubley, seconded by Alderman Campbell, that Mr. MacKinnon be paid the sum of \$100.00 extra for clerical work in connection with said arbitration, the said amount to be added to the amount to be borrowed.

The motion being put, there appeared:—

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| <p>For the Motion.</p> <p>Aldermen Halliday, Johnson, Campbell, Barry, Gastonguay, Lamphier, Doyle, Hubley, Mackenzie, Hayward.—10.</p> | <p>Against it.</p> <p>Aldermen Taylor, Cawsey, Rogers, Hawkins.—4.</p> |
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His Worship the Mayor declares the motion lost, not having received a two-thirds vote of the Council.

Alderman Hubley gives notice of reconsideration.

Read letter Chairman Board of Arbitrators South Shore Railway re services performed by City Engineer.

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

His Worship the Mayor of the City of Halifax.

DEAR SIR,—On behalf of the Board of Arbitrators, I take this opportunity of thanking you for the promptness with which you met our request for the services and assistance of the City Engineer while engaged in holding various Arbitration Courts, and viewing, locating and measuring the various properties taken for the right-of-way. I may frankly state that had it not been for his expert knowledge and assistance we should have experienced great difficulty in satisfactorily completing our task; in fact, we found his services invaluable.

JOHN A. MACKINNON.

Moved by Alderman Johnson, seconded by Alderman Campbell, that the City Engineer be paid a gratuity of \$100.00 for his services in connection with the appraisement of right-of-way South Shore Railway.

Motion put and lost on the following vote:—

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| <p>For the Motion.</p> <p>Aldermen Johnson, Campbell, Hayward—3.</p> | <p>Against it.</p> <p>Aldermen Halliday, Barry, Taylor, Gastonguay, Lamphier, Doyle, Hubley, Cawsey, Rogers, Mackenzie, Hawkins.—11.</p> |
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Read petition Granville Street Association re paving of portion of Granville Street.

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

Read letter Point Pleasant Park Commissioners re running of automobiles in the Park.

AUTOMOBILES IN POINT PLEASANT PARK.

HALIFAX, N. S., 20th June 1904.

L. FRED MONAGHAN, ESQ.,

City Clerk

DEAR SIR,—The following resolution was passed at a meeting of the Commissioners of Point Pleasant Park held on Friday last.

Resolved, that it is the unanimous opinion of this Commission that automobiles shall not be allowed to be driven through Point Pleasant Park, and that the Recorder be requested to draft an ordinance embracing the decision of the Commissioners, a copy of this resolution to be sent to the City Council and to the Military authorities.

THOS. RITCHIE.

Sec. Com. Point Pleasant Park.

Also read letter Houldsworth & Co. re automobiles Placed on Order of the Day with Automobile Ordinance.

Read report special Committee on water supply.

REPORT OF SPECIAL COMMITTEE ON WATER SUPPLY.

COMMITTEE ROOM, CITY HALL, June 20th, 1904.

This Committee beg to report that they have been furnished with very full information by the City Engineer in reference to the water supply of this City and the working of the department, including report of the water inspectors, and comparative results of tests of City hydrants covering several years. Your Committee have also visited and inspected the works at Long Lake, Chain Lakes and Spruce Hill Lake.

We are of the opinion that the sources of the supply of both high and low water services are ample for the City's needs at present and for a long time to come. We are informed that ten million gallons passes daily through the mains, or an average of over two hundred gallons per head of population, and as twenty-five gallons per day per head is the average amount used in English cities and from seventy-five to one hundred gallons per head per day is found ample in manufacturing and other cities in the United States, our present supply should, in our opinion, be sufficient for a population of at least 80,000.

We recommend :

First, that the temporary stop timbers on the waste weirs of Long Lake and Spruce Hill Lake be renewed and put in good order and raised as high as they can be with safety to the dams in order to preserve as much water as possible in the lakes.

Second, that drastic measures be taken to check the waste by consumers by rigid and frequent inspection and by installing meters were necessary, also by providing penalties for parties guilty of waste.

Third, that a competent hydraulic engineer be employed to act in conjunction with our City Engineer to inspect the water systems in their entirety, both as to present pressure and supply ; to report on the most economical and effective method of stopping

the underground leaks, which are suspected to exist, especially in the older parts of the present system and to report as to what our future requirements will be, both for domestic and fire purposes.

W. H. CAWSEY, *Chairman.*

The same is considered and adopted clause by clause.

Moved by Alderman Cawsey, seconded by Alderman Doyle, that the report be adopted as a whole and referred to the Committee on Works to be carried out. Motion passed.

Read letter Retail Merchants' Association re Early Closing of Shops.

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

Moved by Alderman Taylor, seconded by Alderman Gastonguay, that the Council adjourn.

Motion lost, 4 voting for and 9 against it, as follows:—

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| For the Ajournment. | Against it. |
| Aldermen Taylor, Gastonguay, Rogers, Hawkins.—4. | Aldermen Halliday, Johnson, Barry, Lamphier, Doyle, Hubley, Cawsey, MacKenzie, Hayward.—9. |

Read petition signed by about 800 citizens and others for extension of street railway from Oxford Street Church down Quinpool Road, thence North on Dutch Village Road to Bayer Road and along Bayer Road to Almon Street.

Moved by Alderman Doyle, seconded by Alderman Hubley, that the petition be referred to the Committee on Works for report.

Moved in amendment by Alderman Johnson, seconded by Alderman Rogers that the prayer of the petition be granted and that the Halifax Electric Tramway Co. be notified to build the extension asked for.

The amendment being put, there appeared :

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| For the Amendment. | Against it. |
| Aldermen Halliday, Johnson, Hubley, Cawsey, Rogers, Hayward—6. | Aldermen Barry, Gastonguay, Lamphier, Doyle, Mackenzie, Hawkins—6. |

His Worship the Mayor given his casting vote against the amendment and declares it lost.

The original motion is put and passed.

His Worship the Mayor nominates Alderman Archibald as a member of the Charities and Public Accounts Committees and the Ship-building Commission.

Moved by Alderman Johnson, seconded by Alderman Rogers, that the nominations be confirmed. Motion passed.

Moved by Alderman Rogers, seconded by Alderman Taylor, that the Council adjourn.

Motion put and lost, 5 voting for and 8 against, on the following vote:

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| For Adjournment. | Against. |
| Aldermen Barry, Taylor, Gastonguay, Rogers, Hawkins.—5. | Aldermen Halliday, Johnson, Lamphier, Doyle, Hubley, Cawsey, MacKenzie, Hayward.—8. |

Read reports Committee on Works and City Engineer re curb and gutter Gottingen Street.

CURB AND GUTTER GOTTINGEN STREET.

CITY WORKS OFFICE, June 15th, 1904.

To the City Council:

GENTLEMEN,—At a meeting of the Committee on Works held this day the attached report of the City Engineer re curb and gutters on East and West sides of Gottingen Street from North St., north was read and referred to Council.

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

CITY ENGINEER'S OFFICE, June 15th, 1904.

His Worship the Mayor:

SIR,—The estimated cost of laying a curb and gutter on the east and west sides of Gottingen Street, to comply with the prayer of the accompanying petitions, is \$11,448.00.

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

Moved by Alderman Hayward, seconded by Alderman MacKenzie, that granite curbs and gutters be laid this year on Gottingen Street both sides between North St. and Bloomfield Street.

Moved in amendment by Alderman Taylor, seconded by Alderman Hubley, that said reports be referred back to the Committee on Works to furnish a comparative estimate of the cost of laying granite or concrete curbs and gutters in the two blocks mentioned in the motion.

Amendment put and passed.

Moved by Alderman Johnson, seconded by Alderman Rogers, that the City Engineer report at next meeting of Council on a street Railway route which would serve the residents of the western suburbs and bring them into the City without crossing the lines of the Halifax Electric Tramway Company. Motion passed.

Moved by Alderman Hayward, seconded by Alderman Hawkins, that the Council adjourn.

Motion put and lost, 5 voting for and 8 against, as follows:—

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| <p>For the motion.</p> <p>Aldermen Halliday, Gastonguay, Cawsey, Hayward, Hawkins.—5.</p> | <p>Against it.</p> <p>Aldermen Johnson, Barry, Taylor, Lamphier, Doyle, Hubley, Rogers, MacKenzie—8.</p> |
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Read reports Committee on Works and City Engineer re Curb and gutter Green Street.

CURB AND GRANITE GREEN STREET.

CITY WORKS OFFICE, June 15th 1904.

To the City Council:

GENTLEMEN.—At a meeting of the Committee on Works held this day the attached minute of Council re Curb and Gutter Green St. with report of City Engineer thereon were read and referred to Council.

A. B. CROSBY, Mayor and Chairman.

CITY ENGINEER'S OFFICE, June 15th, 1904.

His Worship the Mayor:

SIR,—The accompanying extract from the Minutes of Council asks for a report from the Committee on Works on the advisability of laying a concrete gutter on Green St. instead of a granite gutter, as reported upon at a meeting of Council held Oct. 16th, 1903.

I was obliged to report unfavorably at that date and have not changed my opinion.

The estimated cost of the work asked for using granite is \$1225.00. The estimated cost of laying a combined concrete curb and gutter is \$650.00. The two estimates were for laying a curb and gutter on the south side of Green Street only.

As to the advisability of substituting concrete for granite there is no doubt that the concrete can be laid so that it will stand the frost and it is also much cheaper. It will not stand wheel traffic and is therefore not suitable for level streets. If used at all it should be used on streets like Green St. which have a steep grade. We propose to experiment with a steel guard for the exposed corners which will no doubt increase the life of the concrete and if satisfactory will be used in any future work of this kind.

The question as to the advisability of performing this work at all should be determined by the Council as our street appropriation is limited and orders for permanent work are already on the book which will use about a quarter of the appropriation.

F. W. W. DOANE, City Engineer.

Moved by Alderman Halliday, seconded by Alderman Johnson, that the report of the City Engineer be adopted and that the curb and gutters be built of concrete.

Motion passed, 8 voting for and 3 against it.

Names being called for, there appeared:—

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| <p>For the Motion.</p> <p>Aldermen Halliday, Johnson, Barry, Taylor, Gastonguay, Doyle, MacKenzie, Hayward—8.</p> | <p>Against it.</p> <p>Aldermen Lamphier, Hubley, Cawsey—3.</p> |
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By leave of Council. Alderman Doyle submits the following resolution.—

Whereas, H. J. Logan, Member for Cumberland County, has introduced into the House of Commons at Ottawa, a resolution to the effect that the preferential tariff should only apply to importations through Canadian seaports;

Therefore be it resolved, That we, the City Council of Halifax, N. S., desire to put on record our endorsement of the above mentioned resolution, believing it to be in the best interests of our own seaports and of Canada generally. We are of opinion, however, that legislation should be enacted at the present session in line with the principles of said resolution to come into force as soon as practicable.

Further resolved, That copies of this resolution be sent to the members of the Cabinet and the members for the Maritime Provinces.

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

Read report Coal Weighets for May. Filed.

Read report Chief of Police stating that no violations of Liquor License Act on Sunday had been reported since last meeting. Filed.

Read petition C. H. Longard and others for improvements Kent St.

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

Read opinion of His Honor the Recorder on requisition of Board of Health for an extra grant.

IN RE BOARD OF HEALTH.

RECORDER'S OFFICE, CITY HALL, June 15th, 1904.

His Worship the Mayor and City Council:

GENTLEMEN,—I have had long conversations and have gone over the accounts with the Auditor, the Treasurer and the Secretary of the Board of Health, and from the information received I find that there were special grants given for epidemic purposes for 1901-2 and 1902-3 and on an epidemic account for those years there was a balance of \$147.30 unexpended which has been appropriated to Unexpended Balances. In 1903-4 there were some Small-pox cases, amounting to \$14.09. The Board not having any special grant for the purpose, in the meantime took it out of their ordinary grant of \$4000.00 which made them short that sum. I am of opinion that they are entitled to a special grant of 184.09 to replace the amount taken for Small-pox purposes from their ordinary grant; but as there is a balance of \$196.22 to the credit of the Board and \$56.33 good accounts collectable, making in all \$252.55, there would only be a balance of \$79.43 due the Board, to which I am of opinion they are entitled; and I would recommend that a resolution be passed providing that that sum should be appropriated to the Board towards paying the amount due them and paid out of their ordinary revenue and that said amount be put in the estimates for 1905-6.

W. F. MACCOY, *City Recorder.*

Moved by Alderman Johnson, seconded by Alderman Doyle, that the Recorder's opinion be concurred in. Motion passed.

Read opinion of His Honor the Recorder re Young Avenue Sewer. Filed.

YOUNG AVENUE SEWER.

RECORDER'S OFFICE, CITY HALL, June 16th, 1904.

His Worship the Mayor and City Council:

GENTLEMEN,—In 1896 an Act was passed, when certain houses were built on Young Avenue, directing the City Council to build a sewer in Young Avenue and authorizing it to borrow the sum of \$30,000 for that purpose. The City Treasurer sent a list of the loans required for that year, including the \$30,000 for Young Avenue sewer, to the Council; but the Council passed a resolution borrowing all the sums required excepting the \$30,000 for the Young Avenue sewer. That sewer was built out of the ordinary sewer revenue illegally and improperly. The work should not have been commenced until the amount had been borrowed according to the terms of the Act. The sewer has been built for a number of years and paid for in the way I have indicated, and in my opinion the City Council has no authority now to borrow the money to pay for the building of the sewer which has already been paid out of city funds.

In 1902 an Act was passed authorizing the passing into the Sinking Fund of moneys thereafter collected on sewer construction, less the amount of \$45,000. Said sum of \$45,000 was to be used for the purpose of paying outstanding liabilities against sewer construction account, including the cost of Young Avenue sewer and the outlet of the same and the salaries chargeable against sewer construction account. There has been already collected on general sewerage account, and placed to the credit of said account \$36,000.

W. F. MACCOY, *City Recorder.*

Read opinion of His Honor the Recorder re liability of a master for keep of a servant at Infectious Diseases Hospital.

IN RE LIABILITY OF MASTERS FOR EXPENSES IN CONNECTION WITH SICKNESS OF SERVANTS.

RECORDER'S OFFICE, CITY HALL, June 16th, 1904.

His Worship the Mayor and City Council:

GENTLEMEN,—I am of opinion that a master, under ordinary circumstances, is not liable to pay the doctor's bills for attendance on a servant in his house unless he directly or impliedly by his conduct authorizes the same. If a master who has a servant with an epidemic disease removed from his house to the small-pox hospital agrees to pay the bill for removal and attendance, he is liable, or if his wife during his absence authorizes the servant's removal and agrees to pay the expenses, I think the husband is responsible unless he immediately repudiates his liability. In my judgment the Health Act should be amended so as to give the Board full power, whenever they think necessary, to remove any patient to the Small-pox Hospital and make the patient liable for any expenses connected with such removal or subsequent care.

W. F. MACCOY, *City Recorder.*

Moved by Alderman Hubley, seconded by Alderman Doyle, that a copy of the report be forwarded to the Board of Health for its information. Motion passed.

Read opinion of His Honor the Recorder re claim of R. H. Edward for value of a horse killed at the Exhibition Ground. Filed.

IN RE 'R. H. EDWARDS' CLAIM.

● RECORDER'S OFFICE, CITY HALL, June 23rd, 1904.

To His Worship the Mayor and City Council :

GENTLEMEN,—Mr. R. H. Edwards makes a claim on the City for the loss of a horse which was killed on the Exhibition Grounds last month. The letter of his Solicitor gives no information as regards how the horse was killed. I have made enquiries and find that a wire was strung from Windsor St. to the main Exhibition Building during the time of the Exhibition, that subsequently it was cut and secured and became a dead wire having no connection at either end. It appears that this wire was either blown down or subsequently cut by some person and that the end being on the ground the keeper of the Exhibition Building coiled it around the insulator on the outside of the main Exhibition Building, bringing it in contact with a live wire which it is said caused the death of the horse.

The wire in the first instance was placed in the Exhibition Building without any authority or order from the City of Halifax and the City had nothing whatever to do with it, and though the subsequent act of the Caretaker may have caused the death of the horse, I am of opinion the City is not responsible for that act.

W. F. MACCOY, *Recorder.*

Read letter Canadian Machine Co., Ltd., re Machine Telephone System.

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

ORDER OF THE DAY.

No. 1—Alderman Hubley's notice of reconsideration of Ordinance relating to automobiles, clause 5 in *re* automobiles in Point Pleasant Park.

Moved by Alderman Hubley, seconded by Alderman Johnson, that clause 5 of said Ordinance be now reconsidered.

Motion put and passed, 7 voting for the same and 6 against as follows:—

For reconsideration.

Against.

| | |
|-------------------------------|-----------------------------------|
| Aldermen Johnson, Gastonguay, | Aldermen Halliday, Barry, Taylor, |
| Lamphier, Doyle, Hubley, | Cawsey, Rogers, |
| MacKenzie, Hayward—7. | Hawkins—6. |

Clause 5 of said Ordinance is now read.

Moved by Alderman Hubley, seconded by Alderman Johnson, that said clause be amended by striking out all the words after the word "Park" in the eighth line.

At 10.40 o'clock Alderman Rogers, seconded by Alderman Cawsey, moved for a call of Council, there being thirteen Aldermen present.

The Council proceeded to the consideration of other business.

Moved by Alderman Hubley, seconded by Alderman Hawkins, that No. 8 (a) on the Order of the Day be now taken up. Motion passed.

Read No. 8 (a), viz: Alderman Hubley's resolution in *re* Liquor License Act.

Said resolution as engrossed upon the Minutes of October 26th, 1903, is now moved by Alderman Hubley, seconded by Alderman Johnson, and being put is passed, 7 voting for the same and 6 against it. Names being called for, there appeared:

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| For the resolution. | Against it. |
| Aldermen Halliday, Johnson, Barry, Taylor, Hubley, Cawsey, Hawkins—7. | Aldermen Gastonguay, Doyle, Lamphier, Rogers, MacKenzie, Hayward—6. |

11.10 o'clock the Chief of Police reports that the absent Aldermen cannot be found.

Moved by Alderman Taylor, seconded by Alderman Barry, that the Council do now adjourn. Motion passed.

The vote being taken, there appeared:

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| For adjournment. | Against it. |
| Aldermen Halliday, Barry, Taylor, Gastonguay, Cawsey, Hayward, Hawkins—7. | Aldermen Johnson, Lamphier, Doyle, Hubley, Rogers, MacKenzie—6 |

Council adjourns 11.12 o'clock.

EVENING SESSION.

8.10 o'clock.

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

A meeting of the City Council was held this evening. At the above hour there were present Aldermen Archibald, Johnson, Rogers, MacKenzie, Hubley, Cawsey, Hayward, Taylor, Lamphier and Doyle.

Moved by Alderman Taylor, seconded by Alderman Hayward, 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 His Worship the Mayor and Aldermen Halliday, Campbell, Foster and Gastonguay.

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

The following named papers are submitted:

Report Charities Committee for June, by Alderman Hubley, Chairman.

Report City Prison Committee, by Alderman Taylor, Chairman.

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

Report Public Accounts Committee, by Alderman Johnson, Chairman.

Petition for extension of Yukon Street, by Alderman Hubley.

His worship the Mayor submits the following papers:

Nine reports Committee on Works, viz:

Paving Granville Street.

Sewer Pepperell and Preston Streets.

Accounts for June.

King Edward Hotel sidewalk.

Concrete sidewalk, Hollis Street.

Hollis Street sidewalk.

Buildings Halifax and South-Western Railway.

Lessee's damages Old Exhibition Building.

Clock City Hall Tower.

Report City Engineer on Suburban Tramway route.

Report City Engineer re Deed of Livingstone Street.

- Report City Engineer re Gottingen Street curb and gutter.
 Report Police Commission covering accounts.
 Petition C. A. Hawkins for sewer Campbell Road.
 Letter Canadian Association for the prevention of Tuberculosis.
 Account of J. A. MacKinnon for extra services in re Arbitration Halifax and South-Western Railway right-of-way.
 Letter Union of Canadian Municipalities re Membership fee, &c.
 Report Chief of Police re Violations of Liquor License Act on Sunday.
 City Collector's cash statements for June.
 Invitation to Mayor and Aldermen to attend Smoking Concert Maritime Medical Association.
 Acknowledgments of receipt of copies of resolution of Council in re "Preferential Tariff."

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

Read report Board of Fire Wards on various matters.

FIRE WARDS ACCOUNTS, ETC

COMMITTEE ROOM, CITY HALL, July 4th, 1904.

His Worship the Mayor and City Council:

GENTLEMEN,—The Board of Fire Wards met this day at 3 p. m. Present Aldermen Cawsey, (Chairman), Hubley, Taylor, Barry, Hayward and Halliday.

Tenders for coal having been advertised for and received, it is recommended that the tender of Wm. Roche, being the lowest, be accepted.

The report of the Board re dismissal of drivers Welsford McDonald and Joseph White having been referred back for further consideration, the Board now begs to report that the said drivers have resigned, and recommend that the resignations be accepted.

It is recommended that Ralph Smith be appointed Engineer of No. 3 steamer vice John A. Moir, acting in place of M. Mulcahy, resigned.

In order to complete certain improvements recently installed, the Board have found it necessary to make an expenditure estimated as follows:—

| | |
|---|----------|
| 1 2-H. P. motor for lathe | \$152 00 |
| Shafting, pulleys, belt, &c. | 90 00 |
| Battery rack and switchboard cabinet, with insulators, &c. | 125 00 |
| 1 9" electro-mechanical gong | 50 00 |
| 1 tapper | 25 00 |
| | \$442 00 |

The following accounts are recommended for payment:—

J. A. McNutt, repairs hose wagon, \$2.25. Neil Fox, repairs harness, \$2.50. Wm. Robertson & Son, hank sash cord, 50c., blocks, staples &c., 61c., and 36c., total, \$1.47. Stairs, Son & Morrow, hardware, \$7.20, 70c., and \$24.45, total, \$32.35. Wm. Kline, horseshoeing, \$8.23. Peter Porrier, horseshoeing, \$4.15. O'Connell Bros., horseshoeing, \$4.12. J. R. Purcell, horseshoeing, \$2.53. T. Robinson, horseshoeing, \$4.35. David Power, horseshoeing, \$7.30. D. J. McIntosh, horseshoeing, \$3.45. Robert Horner, horseshoeing, \$6.50. Chas. F. Mott, soft soap, \$1.64. J. C. Merlin, lumber, \$8.90.

Melvin & Co., hardware, \$8.35. A. S. Austen, hardware, \$1.91. Victoria Steam Laundry, \$4.34. J. F. Kelly, harness supplies, \$20.08 and \$1.60, total, \$21.68. Farquhar Bros., insulators, &c., \$25.67. F. W. Curtis, carpenter work, \$59.10. W. & A. Moir, machine work, \$12.08. Maedonald & Co., machine work, \$14.50. John Davison & Son, lumber, \$23.60. J. S. Cashen, feed, \$261.15. Halifax Electric Tramway Co., lighting, \$13.09. Rhodes, Curry & Co., lumber, \$11.59. Total, \$546.80.

W. H. CAWSEY, *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 the accounts.

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

Read invitation to His Worship the Mayor and members of the City Council to attend Smoking Concert of Maritime Medical Association. Filed.

Read report Committee on Works covering accounts for payment.

WORKS DEPARTMENT ACCOUNTS.

CITY WORKS OFFICE, July 6th, 1904.

To the City Council:

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

| | |
|--------------------------|-----------|
| Streets | \$2053 03 |
| Street Lighting | 1486 81 |
| Sewerage | 1024 65 |
| Public Baths | 166 20 |
| Teams and Stables | 111 63 |
| Internal Health | 51 45 |
| City Property | 50 44 |
| City Hall Lighting | 45 20 |
| Fuel | 6 50 |
| Water Maintenance | 158 88 |
| Water Construction | 14 02 |
| | \$5168 81 |

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

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

Read report Police Commission covering accounts for payment.

POLICE ACCOUNTS.

MAYOR'S OFFICE, CITY HALL, June 25th, 1904.

To the City Council:

GENTLEMEN,—The Police Commission beg to recommend for payment the following accounts:

| | |
|---|----------|
| C. W. Davies, repairing hand cuffs, &c..... | \$ 3 00 |
| J. F. Kelly, 1 belt frog | 50 |
| G. E. Smith & Co., cuspidors..... | 5 00 |
| Frank Reardon, frame and mirror | 5 25 |
| Gordon & Keith, furniture | 167 13 |
| | <hr/> |
| | \$180 88 |

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

The following resolution is submitted:—

Resolved, That the report of the Police Commission be received and concurred in and His Worship the Mayor authorized to sign warrants for payment of the accounts therein recommended

Moved by Alderman Lamphier, seconded by Alderman Hayward, and passed.

Read letter The Canadian Association for the Prevention of Tuberculosis asking permission to lecture in the City Hall, August 24th prox.

Moved by Alderman Rogers, seconded by Alderman Johoson, that the request be granted. Motion passed.

Read report City Prison Commission re accounts for payment.

CITY PRISON ACCOUNTS.

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

His Worship the Mayor and City Council :

GENTLEMEN,—Your Committee on City Prison beg to report that at a meeting held this date, there being present Alderman Taylor, (Chairman), Lamphier and Barry, the following accounts, amounting to \$93 48, were examined, found correct and recommended for payment:

N. S. Telephone Co., rent of telephone, \$20.00. J. J. Carnell, repairs, \$1.90 Thos. Little & Son, dry goods, \$16.75. A. J. Grant & Co., hardware, \$1.20. J. A. Leaman & Co., 50 heads, \$9.00. R. A. Croucher, straw, \$1.58. A. L. Doyle & Co., groceries, \$19.50. A. M. Bell & Co., paint, 58c. E. J. Fenton, hay, \$15.82. S. Cunard & Co., coal, \$7.15. Total, \$93.48.

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 Lamphier and passed.

Read report Public Accounts Committee re accounts and overdraft for current expenditure.

REPORT PUBLIC ACCOUNTS COMMITTEE RE ACCOUNTS, OVERDRAFT, &c.

COMMITTEE ROOM, CITY HALL, July 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 this day, there being present Alderman Johnson, (Chairman), Aldermen Archibald, Gastonguay, Doyle, Rogers and MacKenzie, the following accounts amounting to \$594.60 were examined, found correct and recommended for payment:—

Dr. Finn, Medical Examiner, certificates of death of Dorothy L. Dowell, \$4.00; M. Carmichael, \$4.00; White, \$4.00; Parker, \$4.00; Smith, \$4.00; Glendenning, \$4.00; Isenor, \$4.00—\$28.00 Geo. H. Fielding, certificate of examination, \$5.00 Little, Brown & Co., copy Municipal Ordinances, \$6.00. A. & W. Mackinlay, blank books City Collector's Dept., \$40.00. A. & W. Mackinlay, blank books City Assessor, \$36.00. T. C. Allen & Co.—Stationery, City Auditor, \$4.20; City Collector, \$34.60; City Clerk, \$52.60; City Treasurer, \$10.25; City Assessors, \$4.39; City Recorder, \$4c.; Chief of Police, \$10.71—\$117.59. Holloway Bros., printing Minutes of Council and Order of Day, \$44.40. Herald Pub. Co., advertising, \$9.52, \$64.59—\$74.11. Blackadar Bros., advertising, \$2.19. London Rubber Stamp Co., 45c. Blackadar Bros., advertising re widening Water St., \$55.76. Herald Pub. Co., advertising re widening Water St., \$125.10. W. H. Wiswell, appraising value land, \$30.00. John McInnes, appraising value land, \$30.00. Total, \$594.60.

Your Committee had also under consideration the matter of a current overdraft to meet expenditure until taxes for current year are collected, when the following resolution was adopted.

Resolved, That this Committee recommend that the City Council authorize the Mayor and City Treasurer, on behalf of the City of Halifax, to borrow from the Royal Bank of Canada the sum of \$100,000.00 to be applied for defraying expenditures for which the taxes of the current year would, if now collected, be applied, to be repaid to the said Bank out of the said taxes when collected; and that the City Treasurer be authorized in behalf of the City of Halifax to negotiate the said loan and to pledge the credit of the City of Halifax therefor.

Moved by Alderman Rogers, seconded by Alderman Archibald.

J. A. JOHNSON, *Chairman*.

The following resolution is introduced:—

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 accounts therein recommended.

Moved by Alderman Johnson, seconded by Alderman Rogers, and passed

The following resolution is next submitted:—

Whereas, It is considered advisable for the purpose of defraying expenditures for which the taxes of the current year would, if now collected, be applied, that the City of Halifax do borrow under Chap. 51 of the Acts of Nova Scotia for the year 1902, Section 4, from the Royal Bank of Canada an amount not exceeding thirty per cent. of the taxes for the current year now uncollected;

And Whereas, The taxes uncollected for the current year now amount to a sum over \$350,000.00;

Be it Resolved, That the City of Halifax do forthwith borrow from the Royal Bank of Canada the sum of \$100,000.00 to be applied for defraying expenditures for which the

taxes of the current year would, if now collected, be applied, to be repaid to the said bank out of the said taxes when collected; and that the City Treasurer be authorized in behalf of the City of Halifax to negotiate the said loan and to pledge the credit of the City of Halifax therefor.

Moved by Alderman Johnson, seconded by Alderman Rogers, and passed unanimously.

Read report Charities Committee re tenders for Fire Insurance, Accounts, &c.

CHARITIES COMMITTEE ACCOUNTS, FIRE INSURANCE, ETC.

HALIFAX, N. S., July 6th, 1904.

To His Worship the Mayor and City Council:

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

Members present: The Chairman, Aldermen Archibald, Barry, Gastonguay, Cawsey and Hayward.

The Superintendent's report for June shows that during the month there were 39 persons admitted into the Poor's Asylum, 1 born, 2 died and 31 discharged. Of the number admitted 9 were chargeable to the Province, 1 to Victoria County, 2 to Antigonish County and 27 to the City. The total number of inmates June 30th, 1904, was 305, made up of 160 men, 139 women and 6 children.

Tenders for Fire Insurance were received from Faulkner & Co., Nova Scotia Fire Insurance Co., Royal Insurance Co., Ottawa Fire Insurance Co., Anglo-American Fire Insurance Co., Acadia Fire Insurance Co., and the Halifax Fire Insurance Co. Faulkner & Co's. offer for the whole amount of insurance (\$58,000.00) at an average rate over all of \$1.05 for 3 years being the lowest, was accepted. This is the lowest rate ever offered for fire insurance on the Poor's Asylum.

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

Dillon Bros., \$411.19. F. H. Longley & Co., \$243.13. J. & M. Murphy, \$70.20. P. T. Shea, \$90.81. Scotia Pure Milk Co., \$67.50. Arthur Fordham & Co., \$10.69. W. A. Maling & Co., \$38.48. George Gregoire, \$29.50. Joseph S. Cashen, \$58.12. Fleischman & Co., \$7.80. H. D. MacKenzie & Co., \$286.22. T. C. Allen & Co., \$21.95. Halifax Elec. Tramway Co., Ltd., \$23.45. S. Cunard & Co., \$178.75. Blackadar Bros., \$5.82. T. H. Carroll, \$9.00. C. E. Putner, \$37.50. Brookfield Bros., \$6.00. George E. Smith & Co., \$4.05. R. T. Kinsman & Son, \$6.00. William Jakeman & Son, \$2.00. B. Mulcahy, \$291.23. Pay Sheet, \$582.08. Faulkner & Co., \$525.00. Total, \$3006.47.

ANDREW HUBLEY, *Chairman.*

The following resolution is submitted:—

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 Hubley, seconded by Alderman Gastonguay, and passed.

Read Cash Statements of City Collector for June. Filed.

Read letter from Sir Wilfrid Laurier Hon. W. S. Fielding, Wm. Roche, M. P., R. L. Borden, M. P., Dr. B. Russell, M. P., and others acknowledging receipt of resolution in re Preferential Tariff. Filed.

Alderman Campbell asked that a copy of the resolution be sent to the Union of Canadian Municipalities.

Read letter *Union of Canadian Municipalities* re Annual Membership fee.

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

Read report Chief of Police stating that no violations of the Liquor License Act on Sunday had been reported to him since last meeting. Filed.

Read report City Engineer re curb and gutter Gottingen Street. Filed.

GOTTINGEN STREET CURB AND GUTTER.

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

His Worship the Mayor:

SIR.—In accordance with a resolution of Council, I beg to report that the estimated cost of laying a curb on Gottingen Street from North Street to Black Street, both sides, is \$2552.00, and from Black Street to Bloomfield Street \$2574 00.

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

Read petition for extension of Yukon Street.

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

Read report City Engineer re Suburban Tramway Route.

SUBURBAN TRAMWAY ROUTE.

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

His Worship the Mayor:

SIR.—In accordance with the accompanying resolution of Council, I beg to report that to bring the residents of the western suburbs into the City without crossing the line of the Halifax Electric Tramway Company a route was fixed by the Council at a meeting held on March 22nd, 1898 in the following resolution, which was passed:—

“Resolved, That the Halifax Electric Tram Co. be and are hereby requested to have the rails laid and put in operation Tram service similiar to that now running throughout the City on the following streets: Brunswick Street, from the foot of Cogswell Street to North Street, along North to Gottingen, along Gottingen to West Young, along West Young to Kempt Road, along Kempt Road to the City limit at Three Mile House.

“And Further Resolved, That His Worship the Mayor instruct the City Clerk to forward a copy of this resolution to the Secretary of the Tram. Co., requesting them to take action thereon forthwith, in accordance with section 34 of their Charter.”

If it is desirable to lay down a route from the North West Arm I would recommend Chebucto Road, Oxford Street and Young Street to Kempt Road thence by the route named in the foregoing resolution.

At a meeting of the Council held on March 23rd, 1900 a resolution was passed asking the Halifax Electric Tramway Co., Ltd., to immediately take steps to make an

extension of their tram service along Quinpool Road to North West Arm bridge and along Chebucto Road from the Arm bridge to Windsor Street. If the conditions of the Charter have complied with the Company has ceased to have the exclusive right to these streets and it would only be necessary to take from them the exclusive right on Oxford St. from Chebucto Road to Young St. and on Young St. from Oxford St. to Kempt Road

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

Moved by Alderman Johnson, seconded by Alderman Hubley, that a copy of the report be sent to Mr. Thos. Forhan for the petitioners for tramway extension. Motion passed.

Read petition C. A. Hawkins for sewer Campbell Road.

Moved by Alderman Hubley, seconded by Alderman Johnson, that the same be referred to the Board of Health for report. Motion passed.

Read account of J. A. MacKinnon for extra services on Halifax and South-Western Railway Arbitration.

Moved by Alderman Johnson, seconded by Alderman Hayward, that said account be referred to the Laws and Privileges Committee for report. Motion passed.

Read report City Engineer and His Honor the Recorder re deed of Livingstone Street.

LIVINGSTONE STREET.

HALIFAX, N. S., July 4th, 1904.

His Worship the Mayor :

SIR,—The accompanying deed having been referred to the Recorder and City Engineer, we beg to report as follows :—

The deed is from the Halifax Land Co., and conveys Livingstone St. as laid out in the Merklefield property for acceptance by the City. It runs from Gottingen Street through to Longard Road. A large portion of it is swampy, and the ground is not graded. It would cost a good deal of money to bring it to a regular grade and to make it safe for traffic. Under Sections 439 and 440 of the City Charter the City is bound to keep all streets accepted by it in repair, and in case of pecuniary damage to any person in consequence of neglect to keep the streets in repair the City would have to pay for it. The street appropriation is too small already to perform the work required to keep the streets owned by the City in repair, and it would be most unwise to take over a street in such a dangerous condition as Livingstone St. is. We therefore recommend that the acceptance of this street be postponed until the City can afford to grade it, or until the grading has been done in some other way.

W. F. MACCOY, *City Recorder.*

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

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

Read reports Committee on Works and City Engineer in re sidewalk in front of property of J. A. Clark, Hollis St.

HOLLIS STREET SIDEWALK.

CITY WORKS OFFICE, July 6th, 1904.

To the City Council :

GENTLEMEN,—At a meeting of the Committee on Works held this day the attached letter of J. A. Clark with City Engineer's report thereon were read, and referred to Council with a recommendation that said report be adopted.

A. B. CROSBY, *Mayor and Chairman*

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

His Worship the Mayor :

SIR,—I beg to report on the accompanying petition from J. A. Clark asking for a cement concrete sidewalk in front of his property, 146 Hollis Steet near Sackville, lately remodelled. The estimated cost is \$70.00. I would recommend that the work be performed.

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

Moved by Alderman Rogers, seconded by Alderman Taylor, that said reports be adopted. Motion passed.

Read reports Committee on Works and City Engineer re sewer Pepperell and Preston Streets.

SEWER PEPPERELL AND PRESTON STREETS.

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

His Worship the Mayor :

SIR,—I beg to report on the accompanying resolution from the City Health Board in reference to the construction of the sewer on Quinpool Road, Pepperell St. and Preston St. The Act provides that the Council shall meet and deal with the recommendation of the Board within one week. The Council met within that time and referred the matter to the Committee on Works for report. It is further provided that the City Council shall enforce the recommendation of the Board or certify in writing to the Board its reasons for declining to adopt the report or accept the recommendation of the Board. The construction of a sewer in Pepperell Street has already been ordered by the Council and will be carried out as soon as funds are provided. The recommendation of the Board covers Preston St., between Pepperell St. and Quinpool Road, and a portion of Quinpool Road. The exact portion to be covered is not specified in the resolution. The Board recommends that this work be performed as soon as possible. It is useless to put more work on the sewer order book until funds are provided for carrying it out. "As soon as possible" would mean not until funds are provided. I agree with the Board that the construction of a sewer in Pepperell St. as already ordered by the Council is urgent, but the construction of a sewer in Preston Street between Pepperell St. and Quinpool Road is not so urgent, as the same conditions do not exist as on Pepperell Street. I would therefore recommend that the further consideration of this work be deferred until an additional appropriation for sewer construction is provided.

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

Moved by Alderman Cawsey, seconded by Alderman Hubley, that said reports be adopted and a copy sent to the Board of Health. Motion passed.

Read reports Committee on Works and City Engineer re paving Granville St.

PAVING GRANVILLE STREET.

CITY WORKS OFFICE, July 6th, 1904.

To the City Council:

GENTLEMEN,—At a meeting of the Committee on Works held this day the attached minute of Council re petition Granville St. Association for paving portion of Granville St., with City Engineer's report thereon, were read and referred to Council for its consideration.

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

CITY ENGINEER'S OFFICE, July 6th, 1904.

His Worship the Mayor:

SIR,—I beg to report on the accompanying petition from the Granville Street Association asking that Granville St., between George St. and Buckingham St., be paved.

The estimated cost to the city is not less than \$4,262.50. The amount paid by the property owners in the two blocks at 75c per foot would be \$968.25, leaving a balance to be paid by the city of \$3,294.25. These estimates do not include the street railway track allowance which, under their charter, has to be paved at their expense at a cost of about \$2500.00. The request of the Association is one that should receive careful consideration, and if possible a favorable decision. This street is one of the oldest and most important business streets, and the Association are moving in the direction followed by all municipal improvement bodies, viz.: for cleaner streets and better wearing surfaces. We cannot have cleaner streets and freedom from dust without a more permanent wearing surface than the macadam. As the Council are aware, we have no special appropriation for street paving, but this work should come under the same heading as other permanent work, viz.: the construction of sidewalks and laying of granite curbs and gutters. The cost of this latter work is borne by street appropriation, and the paving of short lengths of street such as that covered in the petition could be borne quite as easily as the cost of curb, gutters and sidewalks. It is a question only of how much can be spared in one year. The proposition from the property owners, that is, to pay 75c. per foot frontage, is a valuable precedent, and if advantage can be taken of their offer it would probably be followed in future. I would strongly recommend that the work be done from street appropriation if the Council can see their way clear. If it cannot be done in whole or in part this year it might be put on the order book for the first work next season.

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

Moved by Alderman Johnson, seconded by Alderman Taylor, that the report of the City Engineer be adopted and the work done this year, the material to be approved by the City Council.

Moved in amendment by Alderman Rogers, seconded by Alderman Cawsey, that the work be done as recommended by the City Engineer but that only one block be paved this year and one block next year and that the paving material to be used be approved of by the City Council.

The amendment being put is lost, 6 voting for the same and 8 against it, as follows:—

For the Amendment.

Aldermen Lamphier, Hubley,
Cawsey, Rogers,
McKenzie, Hayward.—6.

Against it.

Aldermen Archibald, Halliday,
Johnson, Campbell,
Taylor, Gastonguay,
Foster, Doyle.—3.

The original motion is put and passed, 8 voting for and 6 against it, as follows:—

| | |
|--|---|
| For the Motion. | Against it. |
| Aldermen Archibald, Halliday, Johnson, Campoell, Taylor, Gastonguay, Foster, Doyle—8. | Aldermen Lamphier, Hubley, Cawsey, Rogers, McKenzie, Hayward—6. |

Alderman Cawsey gives notice of reconsideration.

Read reports Committee on Works and City Engineer re concrete sidewalk in front of King Edward Hotel.

CONCRETE SIDEWALK LOCKMAN AND NORTH STREETS.

CITY WORKS OFFICE, July 6th, 1904.

To the City Council:

GENTLEMEN.—At a meeting of the Committee on Works held this day the attached letter of W. Wilson with City Engineer's report thereon, were read and referred to Council with a recommendation that said report be adopted.

A. B. CROSBY, Mayor and Chairman.

CITY ENGINEER'S OFFICE, July 6th, 1904.

His Worship the Mayor:

SIR,—I beg to report on the accompanying petition from W. Wilson asking for a cement concrete sidewalk in front of the "King Edward" hotel on Lockman and North Sts. The estimated cost of the sidewalk on the streets is \$440.00. I would recommend that it be laid.

F. W. W. DOANE, City Engineer.

Moved by Alderman Rogers, seconded by Alderman Hayward, that the reports be adopted. Motion passed, 12 voting for and 2 against it, as follows:

| | |
|---|------------------------------|
| For the Motion. | Against it. |
| Aldermen Archibald, Halliday, Johnson, Campbell, Taylor, Gastonguay, Foster, Doyle, Cawsey, Rogers, McKenzie, Hayward—12. | Aldermen Lamphier, Hubley—2. |

Read report Committee on Works re tenders for placing clock in City Hall Clock Tower.

PLACING CLOCK IN CITY HALL TOWER.

CITY WORKS OFFICE, July 6th, 1904.

To the City Council:

GENTLEMEN,—At a meeting of Committee on Works held this day the attached tenders for placing clock in City Hall Clock Tower were read as follows:—

| | |
|-------------------------|----------|
| M. S. Brown & Co. | \$348 00 |
| H. Schaefer & Son | 375 00 |

It was decided to recommend the acceptance of M. S. Brown & Co's. tender, it being the lowest.

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

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

Read report Committee on Works in re H. B. Clarke's claim for damages at Old Exhibition Building.

CLARKE'S CLAIM FOR DAMAGES.

CITY WORKS OFFICE, July 15th, 1904.

To the City Council:

GENTLEMEN,—At a meeting of the Committee on Works held this day the attached letter on behalf of H. B. Clarke was submitted and referred to Council for its consideration.

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

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

Read report Committee on Works re sidewalk Hollis Street in front of Dr. Trenaman's residence.

SIDEWALK HOLLIS STREET.

CITY WORKS OFFICE, July 6th, 1904.

To the City Council:

GENTLEMEN, At a meeting of the Committee on Works held this day the City Engineer verbally reported that the cost of laying a brick sidewalk in front of Dr. Trenaman's residence on Hollis would be about \$50.00 and recommended that the work be done under the usual conditions. Referred to Council.

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

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

Read report Committee on Works in re buildings on right-of-way Halifax and South-Western Railway.

HALIFAX AND SOUTH-WESTERN RAILWAY.

CITY WORKS OFFICE, July 6th, 1904.

To the City Council:

GENTLEMEN,—At a meeting of the Committee on Works held this day it was resolved to recommend to Council that the City Engineer, in conjunction with His Honor the Recorder, prepare a tabulated list of buildings, etc., paid for by city on line of the Halifax and South-Western Railway, issue notices of vacation to occupants or owners of same, and take tenders for their sale, and submit such to Committee on Works.

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

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

Alderman Johnson asked that the City Engineer interview the Tramway Company re double tracking Spring Garden Road and paving said street with vitrified brick.

ORDER OF THE DAY.

Read No. 1, Alderman Hubley's notice of reconsideration of resolution re extra remuneration for John A. MacKinnon, City Arbitrator.

Moved by Aldermen Hubley, seconded by Aldermen Campbell, that said matter be now reconsidered. Motion passed.

Moved by Alderman Hubley, seconded by Alderman Campbell, that John A. MacKinnon be paid the sum of \$100.00 for extra clerical work in connection with South Shore Railway right-of-way arbitration and that the same be added to the amount to be borrowed.

The motion being put there appeared :—

| | |
|---|--|
| For the Motion. | Against it. |
| Aldermen Johnson, Campbell, Gastonguay, Foster, Lanphier, Doyle, Hubley Hayward—8. | Aldermen Archibald, Halliday, Taylor, Cawsey, Rogers, MacKenzie—6. |

His Worship the Mayor declares the motion lost, the same not having received a two-thirds vote of the Council.

Moved by Aldermen Campbell, seconded by Alderman Johnson, that No. 9 on Order of the Day be now taken up. Motion passed.

Read No. 9, viz: Alderman Campbell's notice of motion to rescind resolution passed October 16th, 1903, in re removal of Marine and Fisheries Department wharves and stores. (Verbal).

Moved by Alderman Campbell, seconded by Alderman Rogers, that said resolution passed October 16th, 1903, re removal of Marine and Fisheries Wharves and Stores be now rescinded, and that the Minister of Marine and Fisheries, the Minister of Finance, and Messrs. Roche and Borden be notified of the rescinding of the said resolution.

The vote being taken, there appeared :—

| | |
|---|--|
| For the Motion. | Against it. |
| Aldermen Archibald, Halliday, Johnson, Campbell, Taylor, Gastonguay, Rogers—7. | Aldermen Foster, Lanphier, Doyle, Hubley, Cawsey, MacKenzie, Hayward—7. |

His Worship the Mayor gives his casting vote for the motion and declares the motion carried.

By leave of Council, Alderman Foster submits the following resolution :

Resolved, That the Engineer be requested to report to this Council the probable cost of paving Gottingen Street from Cornwallis Street to Cunard Street.

Moved by Alderman Foster, seconded by Alderman Rogers, and passed.

Moved by Alderman Johnson, seconded by Alderman Rogers, that His Honor the Recorder prepare an Ordinance for the regulating and licensing of street musicians and that the license fee be not less than \$25.00. Motion passed.

Moved by Alderman Rogers, seconded by Alderman Cawsey, that the papers relating to the widening of Agricola Street struck from the Order of the Day, April 15th, 1902, be restored to the Order Paper. Motion passed.

His Worship the Mayor requested the Council to take some action upon the item on the order paper relating to encroachment foot of Morris Street.

Moved by Alderman Hubley, seconded by Alderman Campbell, that No. 5 on Order of the Day be now taken up. Motion passed.

Read No. 5, viz :

(a) Report of Committee on Works re encroachment foot of Morris Street.

(b) Letters S. Cunard & Co. and John E. Butler, Harbor Master, and petition Insurance Agents on same subject.

(c) Alderman Lithgow's notice of motion to rescind resolution passed 28th August, 1902, ordering removal of encroachment foot of Morris Street. (Verbal).

Moved by Alderman Foster, seconded by Alderman Campbell, that this matter be referred to His Honor the Recorder for report and that in the meantime the papers remain on the Order of the Day. Motion passed.

Moved by Alderman Cawsey, seconded by Alderman Hubley, that No. 17 on Order of the Day, viz :

Alderman Cawsey's notice of motion of protest against the Act requiring the City to pay consequential damages in connection with the lands taken for right-of-way for South Shore Railway (verbal) be struck therefrom. Motion passed.

Moved by Alderman Cawsey, seconded by Alderman Doyle, that the Council adjourn. Motion passed.

Council adjourns 10.30 o'clock.

EVENING SESSION.

8.10 o'clock.

COUNCIL CHAMBER, CITY HALL, August 4th, 1904.

A meeting of the City Council was called for this evening. At the above hour there were present Aldermen Barry, Lamphier, Johnson, Doyle, Hubley and Archibald

Moved by Alderman Hubley, seconded by Alderman Johnson, 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 His Worship the Mayor and Aldermen Campbell, Gastonguay and MacKenzie.

There being no quorum to do business, the Council stands adjourned.

EVENING SESSION.

8.10 o'clock.

COUNCIL CHAMBER, CITY HALL, August 8th, 1904.

A meeting of the City Council was called for this evening. At the above hour there were present Aldermen Taylor, Rogers, Johnson, Halliday, McKenzie and Archibald.

Moved by Alderman Halliday, seconded by Alderman Rogers, 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 His Worship the Mayor and Alderman Barry, Martin, Hubley, Lamphier, Cawsey 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 City Prison Committee, covering accounts, by Alderman Taylor, Chairman.

Report Charities Committee, by Alderman Hubley, Chairman.

Report Cemetery Committee, by Alderman Hubley, Chairman.

Report Public Accounts Committee, by Alderman Johnson, Chairman.

Report Commissioners of Halifax Common, by Alderman Rogers, Chairman.

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

Reports (2) Laws and Privileges Committee, by Alderman Johnson Acting-Chairman.

His Worship the Mayor submits the following named papers:

Report Committee on Works covering accounts for July.

Notice of action by John F. Kelly against the City of Halifax in re Robie Street Sewer and letter W. W. Walsh, Solicitor for John F. Kelly, on the matter

Report Coal Weighers for June.

Cash Statements City Treasurer for June.

Annual Report Chief of Police for 1903-04.

Letters in re expropriation of land for widening of Upper Water Street and appointing as Arbitrator, McC. Grant, from W. J. G. Thompson for Muir Estate, J. Walter Allison, and Drysdale & MacInnes for Trustees of Mrs. Fane, also letter from W. F. O'Connor acting for the Misses Kearney and letter from the Misses Kearney appointing W. F. O'Connor as their Arbitrator.

Letter Ratepayers' Association in re information on assessment.

Six reports from the Committee on Works, viz:

Hollis Street Sidewalk.

Water Extension King's Place.

Extension of Tramway Service North-West suburbs.

Removal of Buildings South Shore Railway.

Consulting Engineer for Water System.

Granville Street Paving, also report Granville Street Association, report City Engineer and letter Warren Bituminous Paving Co.

Report City Engineer re Double Track Spring Garden Road.

Recorder's opinion re encroachment foot of Morris Street.

Recorder's report covering Mr. Justice Graham's Judgment re Halifax Electric Tramway Company's assessment.

An Ordinance relating to Street Music in the City of Halifax.

Report Chief of Police in re Sunday Violations of Liquor License Act.

Report Board of Health re C. A. Hawkin's petition for sewer.

Petition in re Water Supply North-Western portion of City.

Petition for water extension Jubilee Road.

Petition for repairs Richmond Street.

Petition for granite curb and asphalt sidewalk around Robie Street Methodist Church.

Letters from Minister of Finance and William Roche, M. P., acknowledging receipt of resolution re removal of Marine and Fisheries Wharves and Stores.

Letter A. G. Morrison re claim of Peter Allen for Damages.

Letter Rev. E. Dixon re South Shore Railway right-of-way.

Application of George Harris for return of deposit made with application for liquor license.

Invitation to send Delegates to American Mining Congress at Portland, Oregon.

Letter Canadian Manufacturers' Association re holding Dominion Exhibition in Halifax.

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

Read report City Prison Committee, covering accounts.

CITY PRISON ACCOUNTS.

CITY HALL, August 3rd, 1904.

To His Worship the Mayor and City Council :

GENTLEMEN,—Your Committee on City Prison beg to report that at a meeting of the Committee held this day, there being present Aldermen Halliday, Barry, Lamphier and Cawsey, Alderman Barry was appointed Acting Chairman.

The following accounts, amounting to \$231.34, were examined, found correct and recommended for payment, viz :—

W. J. Power, dry goods, \$15.42 ; J. A. Leaman & Co., ox heads, \$7.20 ; Black & Flinn, R. oats, \$43.00. lime, \$1.85 ; J. F. Kelly, repairs harness, \$6.95 ; W. D. Irwin, drugs, \$21.55 ; Geo. Spruin, labor, \$6.00 ; Dom Molasses Co., molasses, \$30.48 ; J. E. Murphy, repairs wagon, \$7.27 ; A. M. Bell & Co., hardware, \$1.50 ; R. B. Adams & Co., groceries, \$26.95 ; J. A. Dunn, electric supplies, \$48.17 ; Evan. Alliance, cab hire, \$15.00. Total, \$231.34.

The monthly reports of the Governor were submitted and adopted, and are hereto attached.

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 payments of accounts therein recommended.

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

Read report Charities Committee, covering accounts.

CHARITIES COMMITTEE ACCOUNTS.

COMMITTEE ROOM, CITY HALL, Aug. 3rd, 1904.

To His Worship the Mayor and City Council :

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

Members present : The Chairman, Aldermen Archibald, Barry and Cawsey.

The Superintendent's report for July shows that during the month there were 28

persons admitted into the Poor's Asylum, 2 born, 24 discharged and 4 died. Of the number admitted 6 were chargeable to the Province, 1 to Windsor and 21 to the City. Total number of inmates July 31st was 308 made up of 164 men, 14 women and 3 children.

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

Dillon Bros., \$369.16. F. H. Longley & Co., \$249.60. J. & M. Murphy, \$74.60. P. T. Shea, \$93.60. George Gregoire, \$24.00. W. A. Maling & Co., \$48.36. Scotia Pure Milk Co., Ltd., \$69.75. Joseph S. Cashen, \$15. Arthur Fordham & Co., \$11.80. Intercolonial Mining Co., Ltd., \$338.25. Halifax Electric Tram Co., Ltd., \$21.35; William McFatrige, \$29.00. W. Eaton & Son, \$10.47. H. H. Fuller & Co., \$7.40. Farquhar Bros., \$3.93. W. N. Brown \$23.65. Brookfield Bros., \$25.00. F. W. Goodwin, M. D., \$5.00. E. D. Farrell, M. D., \$5.00. B. Mulcahy, \$319.27. Farquhar Bros., \$160.30. Pay Sheet July, \$757.72. Nova Scotia Hospital, \$747.72. Total—\$3409.93.

ANDREW HUBLEY, *Chairman.*

The following resolution is submitted:—

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

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

Read report Cemetery Committee, covering accounts.

CEMETERY ACCOUNTS.

COMMITTEE ROOM, CITY HALL, Aug. 4th, 1904.

To the City Council:

GENTLEMEN,—The Cemetery Committee beg to recommend for payment the following accounts: A. J. Grant & Co., wire, \$2.04; A. M. Bell & Co., rakes, \$1.50-3.45, \$4.95; H. M. Hilchie, paint, &c., \$25.00. Total, \$31.99.

ANDREW HUBLEY, *Chairman.*

The following resolution is submitted:—

Resolved, That the report of the Cemetery Committee be received and adopted, and the accounts paid.

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

Alderman Hawkins voting against the resolution.

Read report Board of Fire Wards covering accounts.

FIRE WARDS ACCOUNTS.

COMMITTEE ROOM, CITY HALL, Aug. 4th, 1904.

To His Worship the Mayor and City Council:

GENTLEMEN,—The Board of Fire Wards beg to submit for payment the following accounts:—

Simson Bros. Co., Ltd., oil, 0.75; J. S. Cashen, forage, \$248.66; Horseshoeing—P. Porrier, \$4.53, Wm. Kline, \$4.51, O'Connell Bros., \$4.46, Robert Horner, \$6.97, D.

J. McIntosh, \$1.90, J. R. Purcell, \$2.98, T. Robinson, \$2.05, David Power, \$8.69. W. N. Brown, carriage work, \$7.05; John Foley, mason work, \$5.35; Estate T. A. & E. Hubley, rent, \$112.50; Neil Fox, harness work, \$5.65; John Starr, Son & Co., Ltd., insulators and copper, \$17.70; Alfred Graves, 1 puncheon, \$1.50; Wm Robertson & Son, staples, \$0.36; Wm Stairs, Son & Morrow, rope, \$8.99; Brown & Webb, blue stone, &c., \$0.32—5.75, total, \$6.07; J. E. Myers, plumbing, \$14.15; Wm. Roche, coal, \$33.25; O'Brien, Mont & Co., carriage work, \$4.75; F. W. Curtis, carpenter work, \$72.90; Black & Flinn, lumber, \$11.38; David Roche, paint, &c., \$3.93; John Whalen, labor, \$2.00; Knight & Munro, saddlery, \$3.50; London Rubber Stamp Co., stencils, \$1.15; James Dempster & Co., lumber, \$17.96; A. M. Bell & Co., hardware, \$5.98; Robert Merlin, lumber, \$6.83; Melvin & Co., hardware, \$2.56; M. S. Brown & Co., badges, \$24.20; Hlf. Elec. Tram. Co., lighting, \$9.73; John Davison & Son, lumber, \$1.04—\$16.71, total, \$17.75; Frank Reardon, glass, &c., \$17.50; J. F. Kelly, harness work, &c., \$0.90—\$26.08, total, \$26.98. Total, \$727.17.

W. H. CAWSEY, *Chairman.*

The following resolution is introduced:—

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

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

Read report Committee on Works covering accounts for July.

CITY WORKS ACCOUNTS.

HALIFAX, N. S., Aug. 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:—

| | |
|--------------------------|-----------|
| Street Lighting | \$1483 81 |
| Teams and Stables..... | 439 76 |
| City Property..... | 297 24 |
| Streets | 294 22 |
| Public Baths..... | 233 99 |
| Sewerage..... | 166 14 |
| Internal Health..... | 72 96 |
| Official City Plan..... | 62 95 |
| City Hall Lighting | 38 08 |
| Fuel | 4 59 |
| Citadel Improvement..... | 0 25 |
| Water Maintenance..... | 567 66 |
| Water Construction | 39 66 |
| Total..... | \$3701 31 |

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

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

Read report Public Accounts Committee covering accounts for payment.

REPORT PUBLIC ACCOUNTS COMMITTEE.

CITY HALL, Aug. 4, 1904.

His Worship the Mayor and City Council:

GENTLEMEN,—Your Committee on Public Accounts beg to report that at a meeting of the Committee held this day, there being present Alderman Johnson (Chairman), Archibald, Doyle, and MacKenzie, the following accounts, amounting to \$1268.64, were examined, found correct and recommended for payment, viz:—

W. D. Finn, Medical Examiner, death certificates, Thos. Lynch, Lavinia W. Troop, Johanna Foley, John Mitchell, \$4.00 each, \$16.00; Religious of the Good Shepherd, \$147.82; Industrial School, Truants' acct., \$139.99; do. Criminal acct., \$280.00; St. Patrick's Home, Truants' acct., \$307.34; do. Criminal acct., \$23.89; T. C. Allen & Co., Stationery Police Dept., \$3.75, City Electrician's Office, \$0.85—\$4.60; Charles McSweeney, cab hire, \$3.00; Geo. H. Fielding, report death Chas. White, \$5.00; McAlpine Pub. Co., nine Directories, \$31.50; Herald Pub. Co., advertising, \$9.30; S. H. Holmes, Prothonotary, keeping record of money paid into court re land dam. S. S. Ry., as approved by His Honor the Recorder 60c. Total, \$1268.64.

J. A. JOHNSON, *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 accounts therein recommended.

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

Read report Commissioners of Halifax Common covering accounts.

COMMON ACCOUNTS.

COMMITTEE ROOM, CITY HALL, July 18th, 1904.

His Worship the Mayor and City Council:

GENTLEMEN,—A meeting of the Commissioners of Halifax Common was held this day at 5 p. m. Present: Chairman Rogers, Commissioners Taylor, Barry, Messervey, Pickering, Kelly, and the Superintendent. They had before them the accompanying bills, of which the following is a summary. The same were approved and passed for payment, and the Secretary requested to forward the same to your honorable body for your information and concurrence.

J. A. Simmers, \$3.40; Steele, Briggs Seed Co., \$14.65; S. Cunard & Co., \$7.25; Dept. City Works, \$157.19; Brown & Webb, \$3.00, do \$17.60; Halifax Elec. Tram. Co., \$1.39, do., \$1.00; Longard Bros., \$50.94; J. T. Brodie, \$25.03; 63rd Rifles Band, \$20.00. Total, \$301.45.

W. F. PICKERING, *Secretary*.

The following resolution is submitted:

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

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

Read report Laws and Privileges Committee on various matters. (July 15th, 1904.)

LAWS AND PRIVILEGES COMMITTEE REPORT.

COMMITTEE ROOM, CITY HALL, July 15th, 1904.

His Worship the Mayor and City Council:

GENTLEMEN,—Your Committee on Laws and Privileges beg to report that at a meeting held this day, there being present Aldermen Geldert. (Chairman), Johnson, Gastonguay and Rogers, they had under consideration a number of matters referred to them for consideration by the Council, as follows :

1st Bill of J. A. MacKinnon for extra services performed in connection with Court of Arbitration in re Halifax and South Shore Railway ;

2nd. Letter of W. B. A. Ritchie, solicitor of a number of retail shopkeepers asking that no more prosecutions be made by the police until the validity of the Ordinance is proven ;

Also a letter from G. H. Maxwell, Secretary Retail Merchants' Association, asking that the law be enforced ;

3rd Report of Committee on Works re Claim of W. I. Hubley & Co., for damages caused by alleged overflow of water in their cellar ;

4th. Report of Committee on Works and City Engineer re Water Rates to Charitable, Religious and Educational Institutions ;

5th. Letter of Canadian Machine Telephone Company re Installing of Machine Telephone System ;

6th. Bill of Union of Canadian Municipalities subscription fee ; also letter asking for additional grant of \$120.00 ;

7th. Report of Committee on Works re Letter H. B. Clarke, claiming damages for loss sustained at Old Exhibition Building ;

Your Committee, after careful consideration of these matters, beg to recommend :—

RE J. A. MACKINNON'S BILL.

1st. That J. A. MacKinnon be paid the sum of sixty dollars (\$60.00) for the extra services performed by him, said amount to be taken out of Contingent Account.

RE W. B. A. RITCHIE'S LETTER, ETC.

2nd. That the request of W. B. A. Ritchie on behalf of a number of Retail Dealers that further prosecution be suspended until the case stated now before the Supreme Court be decided be granted.

RE CLAIM OF W. I. HUBLEY & Co.

3rd.—Your Committee recommend that the report of the City Engineer and the opinion of His Honor the Recorder on this matter be concurred in.

RE WATER RATES TO CHARITABLE, RELIGIOUS AND EDUCATIONAL INSTITUTIONS.

4th That the report of the City Engineer recommending water rates for Charitable, Religious and Educational Institutions be concurred in—Alderman Johnson dissenting from any reduction being made in water rates for any institution running a laundry in competition with other laundries who are paying higher rates also taxes.

RE LETTER CANADIAN MACHINE TELEPHONE COMPANY.

5th That the City Clerk be instructed to acknowledge receipt of the letter of the Canadian Machine Telephone Company informing them of the date of expiry of Charter of the Nova Scotia Telephone Company.

RE SUBSCRIPTION FEE UNION OF CANADIAN MUNICIPALITIES.

6th. Your Committee not being able to come to any agreement on the request of the Union of Canadian Municipalities for an increased subscription, refer the matter back to the Council without recommendation.

RE H. B. CLARK'S CLAIM FOR DAMAGES.

7th. Your Committee further report that owing to the Engineer not being able to attend the meeting and advise the Committee in re H. B. Clarke's claim for damages, that the consideration of this matter was laid over until the next meeting.

J. M. GELDEBT, *Chairman.*

Alderman Foster takes his seat in Council.

Moved by Alderman Hawkins, seconded by Alderman Rogers, that the report be taken up clause by clause. Motion passed.

Read clause 1 re claim of J. A. MacKinnon for compensation for certain services re South Shore Railway Arbitration.

Moved by Alderman Johnson, seconded by Alderman Taylor, that the clause be adopted. Motion put and passed, 9 voting for and 4 against it.

For the Motion.

Aldermen Archibald, Johnson, Taylor,
Foster, Lamphier, Hubley,
Cawsey, Rogers, MacKenzie—9.

Against it.

Aldermen Halliday, Barry,
Martin, Hawkins—4

Read clause 2 on letter of W. B. A. Ritchie *et al* re early closing of shops.

Moved by Alderman Rogers, seconded by Alderman Barry, that this clause be struck out of the report. Motion passed.

Read clause 3 re claim of W. I. Hubley & Co.

Moved by Alderman Johnson, seconded by Alderman Hawkins, that said clause be adopted.

Moved in amendment by Alderman Martin, seconded by Alderman MacKenzie, that said clause be referred to the Committee on Works.

Amendment put and passed, 10 voting for the same and 3 against it, as follows :—

For the Amendment.

Aldermen Archibald, Halliday, Taylor,
Foster, Lamphier, Hubley,
Cawsey, Martin, Rogers,
MacKenzie—10.

Against it.

Aldermen Johnson, Barry,
Hawkins—3.

Read clause 4 re Water Rates Charitable and other institutions.

Alderman Johnson having been recorded in said clause as dissenting therefrom now desired to withdraw the objections made by him.

Moved by Alderman Johnson, seconded by Alderman Rogers, that the clause be adopted.

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

For the Motion.

Aldermen Halliday, Johnson, Barry,
Rogers, MacKenzie—5.

Against it.

Aldermen Archibald, Taylor,
Foster, Lamphier,
Hubley, Cawsey,
Martin, Hawkins—8.

Read clause 5 re letter of Canadian Machine Telephone Company.

Moved by Alderman Johnson, seconded by Alderman Rogers, that the clause be adopted. Motion passed.

Read clause 6 re membership and subscription fee Union of Canadian Municipalities.

Aldermen Campbell takes his seat in Council.

Moved by Alderman Campbell, seconded by Alderman Martin, that the membership and subscription fee of \$160.00 be paid.

Motion put and lost, 5 voting for and 9 against it, as follows:

For the Motion.

Aldermen Halliday, Johnson,
Campbell, Martin,
Rogers—5.

Against it.

Aldermen Archibald, Barry, Taylor,
Foster, Lamphier, Hubley,
Cawsey, MacKenzie,
Hawkins—9.

Moved by Alderman Hawkins, seconded by Alderman Hubley, that the membership fee of \$40.00 be paid. Motion passed.

Read clause 7 re H. B. Clarke's claim. Filed.

Moved by Alderman Johnson, seconded by Alderman Hawkins, that the report as amended be adopted as a whole. Motion passed.

Read report Laws and Privileges Committee (Aug. 8, 1904) re H. B. Clarke's claim for damages.

H. B. CLARKE'S CLAIM FOR DAMAGES.

COMMITTEE ROOM, CITY HALL, August 8th, 1904.

His Worship the Mayor and City Council:

GENTLEMEN,—Your Committee on Laws and Privileges beg to report that at a meeting of the Committee held this day, there being present Aldermen Geldert, (Chairman), Johnson, Rogers and MacKenzie. The Committee met to consider claim of H. B. Clarke for damages sustained to costumes, etc., at the Old Exhibition Building.

Your Committee report that with reference to Mr Clarke's claim the information before the Committee led them to believe that the damage claimed for was done while the City workmen were engaged in effecting repairs to the building. The Committee have no means of estimating the damage, and refer Mr Clark's declaration and the accompanying letter to the Council with the recommendation that an Arbitrator be appointed to act on behalf of the City in estimating the damages.

J. A. JOHNSON, *Chairman.*

Also read opinion of His Honor the Recorder, letter R. T. MacIlreith and declaration of H. B. Clarke on the subject.

IN RE H. B. CLARKE'S CLAIM FOR DAMAGES.

RECORDER'S OFFICE, CITY HALL, July 22nd, 1904.

Chairman Committee o Laws and Privileges:

SIR,—I understand the claim in this case is for damages to certain goods of Mr. Clarke caused by leakage of the roof of the Exhibition Building leased to him by the City. The liability for the damages caused by the leak depends entirely upon the terms of the lease. There is no doubt that a tenant is liable to keep the building leased by him in tenatable repair unless there is a covenant in the lease relieving him of this responsibility. In Mr. Clarke's lease with the City there is the following clause: "and the said Harshaw B. Clarke hereby agrees to keep the internal part of the said building in repair including all "glass broken." If this clause ended here I would have no doubt that the City would have been liable to keep the place in repair as the implied covenant on the part of Mr. Clarke was rebutted by this particular covenant limiting his liability; but then the clause goes on to say "and he shall quit and deliver up possession of the same on the first day of May next in the like repair it is now in, reasonable wear and tear excepted." That portion of the clause, in my opinion, makes Mr. Clarke responsible for the repair of the building and he is bound to keep it in repair during the existence of the lease of and to deliver it in the like repair it was in at the time it was leased, and no further. Besides, if the City were liable to repair the building it would be the duty of Mr. Clarke to call upon the city to do so, in which case, after notice to the City, it would be responsible for any damage caused by its neglect to repair. I doubt very much if notice to the City Engineer would be notice to the City unless forwarded to the Board of Works or the Council.

Mr. Clarke claims that the agreement with the City was that it was to keep the external part of the building in repair while he was to keep the internal part and the glass in repair, and points out the fact that ever since the first time he leased it the City has kept the outside portion in repair. It would take clear and conclusive evidence to establish this against the City, but the fact of the City's keeping the outside of the building in repair since 1898 would be very strong evidence of his contention in case of a suit.

I am of opinion on both grounds that the City is not liable to Mr. Clarke for the loss he has sustained.

W. F. MACCOY, *City Recorder.*

Moved by Alderman Martin, seconded by Alderman Hawkins, that this matter be referred to the Committee on Works for further investigation and report. Motion passed.

Moved by Alderman Martin, seconded by Alderman Campbell, that the Council adjourn. Motion put and lost, 6 voting for the motion and 8 against it.

Moved by Alderman Foster, seconded by Alderman Hubley that the City Clerk report at next meeting of the Council as to what action has been taken by the Laws and Privileges Committee on the resolution passed by the Council July 14th 1903, asking said Committee to prepare an Ordinance to regulate shows and exhibitions. Motion passed.

Read report Coal Weighers for June. Filed.

Read Annual report Chief of Police for 1903-04. Filed.

Read cash statement City Treasurer for June. Filed.

Read notice of action for damages by John F Kelly against the City and letter W. W. Walsh on the subject.

Moved by Alderman Johnson, seconded by Alderman Hubley, that the matter be referred to His Honor the Recorder for report. Motion passed.

Read letter Ratepayers' Association asking for tabulated information relating to assessment.

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

Read letters from the following named relating to the expropriation of land for the widening of Upper Water Street and appointing Arbitrators: J. Walter Allison, Drysdale and MacInnes for Trustees of Mrs. Fane, The Misses Kearney, and W. F. O'Connor and W. J. G. Thomson for Muir Estate.

The Council proceeds to appoint an arbitrator to value said lands on behalf of the City.

John A. MacKinnon is nominated by Alderman Hubley and Campbell.

W. G. Wiswell is nominated by Alderman Rogers, and Taylor.

The vote being taken there appeared:

For MacKinnon.

Aldermen Campbell, Barry,
Hubley, MacKenzie,—5.

For Wiswell.

Aldermen Archibald, Halliday,
Johnson, Taylor,
Foster, Lamphier,
Cawsey, Martin,
Rogers, Hawkins,—10.

His Worship the Mayor declares W. G. Wiswell duly appointed arbitrator on behalf of the City to value the lands taken for the widening of Upper Water Street, foot of Duke Street.

Alderman Hubley, submits a notice of motion re water rates for certain institutions.

Moved by Alderman Taylor, seconded by Alderman Cawsey, that the Council adjourn.

Motion passed, 13 voting for the motion and 1 against it, as follows:—

For the Motion.

Aldermen Archibald, Halliday,
Johnson, Campbell,
Barry, Taylor,
Foster, Lamphier,
Cawsey, Martin,
Rogers, MacKenzie,
Hawkins,—13.

Against it.

Alderman Hubley,—1.

Council adjourns 11 o'clock.

EVENING SESSION.

8.30 o'clock.

COUNCIL CHAMBER, CITY HALL, August 25th, 1904.

A meeting of the City Council was held this evening at the above named hour. Present: His Worship the Mayor and Aldermen Archibald, Geldert, Campbell, Johnson, Barry, Taylor, Foster, Gastonguay, Hubley, Doyle, Lamphier, Cawsey, Rogers, Martin, Hayward, Hawkins, McKenzie.

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

The following named papers are submitted :—

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

Report Library Committee, by Alderman Geldert, Chairman.

His Worship the Mayor submits the following named papers :

Report Police Commission covering accounts.

Annual Report City Auditor, 1903-04.

Report Coal Weighers for July

Report City Engineer re Paving Gottingen Street.

Four reports Committee on Works, viz :

Sidewalk corner Bell's Lane and Argyle Street.

Sidewalk Campbell Road.

Land Lorne Terrace.

H. B. Clarke's Claim for Damages.

Letter J. M. Chisholm re expropriation of land of Miss Catherine Ryan for Upper Water Street.

Letter His Honor the Recorder covering Ordinance re Shows, Exhibitions, &c.

Letter His Honor the Recorder re paving Granville Street, covering draft resolution.

Letter Halifax Electric Tramway Co., Ltd., re paving Granville Street.

Cash Statements City Collector for July.

Moved by Alderman Campbell, seconded by Alderman Taylor, that the Order of the Day be suspended to permit the reading of papers