

Minutes of the County of Hastings Municipal Council

Third Meeting, 1855.

Court House, Belleville  
Tuesday March 27<sup>th</sup> 1855.

The Council met.

Present, His Honor the Warden.  
Messrs. Bird, Canniff, Calvert, Gabourie,  
McLaren and Sweeney.

The Council adjourned until two O'Clock P.M.

Two O'Clock, P.M.

The Council met pursuant to adjournment.

Present, His Honor the Warden in the Chair  
Messrs. Bird, Bradshaw, Badgely, Brown,  
N. Canniff, P. Canniff, Day, Gilbert,  
Fletcher, Hawley, Hughes, Gabourie McLaren  
Calvert, Sweeney, and Fetteson.

The Warden addressed the Council on the  
business of the session, and laid on the table.

The correspondence between the Treasurer and  
the Government and the Banks, on the negotiating of  
the debentures issued under the Consolidated  
Municipal Loan Fund; Also a statement of  
the receipts and expenditures of the County  
since the 31<sup>st</sup> day of December; And also a Report  
of the County Treasurer, upon the selling of the  
Wild Lands.

The Warden also laid on the table the report  
of the County Surveyor; And a letter from  
Mr. Geo. Neilson, saying that he was prepared  
to enter into the contract for the Road from  
Frankford to Stirling.

Members present

Adjourned to 2 p.m.

Members present

Warden laid on Table

Correspondence between the Treasurer, the  
Government and the Banks on negotiation  
of Debentures issued under Consolidated  
Municipal Loan Fund.

Statement of receipts and Expenditure.

Report of Treasurer on selling Wild Lands

Also Report of County Surveyor, and  
Letter from Mr. Geo. Neilson on contract  
for Frankford and Stirling Road.

Petition of Mr Campbell, respecting  
Road allowance in Hungerford.  
Referred to Committee on Roads.

Mr Bird.

Mr Bird presented a Petition from  
William Campbell, praying that the petition  
of — Gillespie be not granted, and that  
allowance for road to remain as it now is in lieu  
of the Hungerford Road. Referred to Committee  
on Roads.

Petition of Hugh Holmes, to open  
Road in Huntingdon. (Withdrawn)

Mr Calvert

Mr Calvert presented a petition from  
Hugh Holmes and others, praying for a grant  
of Fifty pounds to open a road from the sixth  
Concession of Huntingdon to the tenth  
Concession. Withdrawn.

Petition of Gilbert Parks for change  
of Road in Hungerford  
Referred to Committee on Roads.

Mr Labourie

Mr Labourie presented a petition from  
Gilbert Parks and others praying for the change  
of Road, running across Lot 3, in 6<sup>th</sup> Con. of  
Hungerford. Referred to Committee on Roads.

Petition of B. Flint for grant of £75  
on Road from Tweed to lot 2, 4<sup>th</sup> Con  
Elzvir.

Referred to Committee on Roads

Warden.

The Warden presented a Petition from  
Billa Flint Esq. praying for grant of £75,  
to be laid out on the Road from Tweed, to Lot  
No. 2 in the 4<sup>th</sup> Concession of Elzvir.  
— Referred to Committee on Roads.

Mr Gilbert moved, seconded by Mr Canniff,

That the Council go into Committee on Road

Mr Phillip Canniff in the Chair.

The Council resumed.

Committee report

The Committee on Roads and Bridges rose  
and reported the following Resolutions:

Petition of Mr Campbell laid over

1<sup>st</sup> Resolved, That the petition of William  
Campbell and others praying that the  
petition of Gillespie and others, be not granted  
Be laid over until the next session.

Petition of G. Parks granted, Road to be altered in accordance therewith.  
Hungerford -

2<sup>nd</sup> Resolved, That the Petition of Gilbert Parks and others praying that the Road running across Lot No. 13 in the 6<sup>th</sup> Concession, be altered, so as to run on the Government allowance, between lots Nos. 12 and 13, be granted.

Petition of H. Holmes on opening Road in Huntingdon, Referred to Committee on Ways and Means.

3<sup>rd</sup> Resolved, That the Petition of Hugh Holmes and others, praying for the opening of a Road from the sixth to the tenth concession of Huntingdon, be referred to the committee on Ways and Means.

Petition of B. Flint. £75.0.0 on Road from Tweed to Elzevit referred to Committee on Ways and Means.

4<sup>th</sup> Resolved, That the petition of Bina Flint Esq. praying for an appropriation of Twenty five pounds to be laid out on the Road from Tweed to Lot 2, in the 1<sup>st</sup> Concession of Elzevit, be referred to the Committee on Ways and Means.

Report of County Surveyor on Bridge in Sidney, Referred to Committee on Ways and Means.

5<sup>th</sup> Resolved, That the report of the County Surveyor on the Bridge on Lot 15, in the 8<sup>th</sup> concession of Sidney be referred to the committee on ways and means.

Resolution of Committee on tenders for Roads rescinded, so far as relates to deferring the construction of Stirling and Frankford Road, and Contract entered into with Mr. Neilson.

6<sup>th</sup> Resolved, That that part of the resolutions of the Committee, to whom was referred the tender for the construction of the County Roads, adopted by the Council, 12<sup>th</sup> January, 1855, which recommended that the portion of the Road leading from Stirling to Frankford, be postponed, be rescinded, and that the contract be entered into with Mr. Neilson, in compliance with the said report, and By Law No. 12.

On 2<sup>nd</sup> Reading Resolutions 1 to 5 adopted yeas and nays on 6<sup>th</sup> Resolution.

On the second reading of the foregoing resolutions, the first to the fifth were agreed to. On the second reading of the sixth Resolution, the Yeas and Nays were demanded.

6<sup>th</sup> Resolution carried by 13 to 1.

Yeas, Messrs. Badgely, Bird, Bradshaw, Cabot, Canniff, Labourie, Ray, Fletcher, Gilbert, Hawley, Hughes, Hetcheson and Sweeney. 13.

Nays, Mr. McLaren.

So it was carried in the affirmative. The Resolutions then were adopted in full.

Resolutions adopted in full.

Appointment of Local Superintendents  
of Education.

The following gentlemen were nominated  
and appointed Local Superintendents of  
Education, without opposition, viz:

Persons appointed as Loc. Supts

Sidney, Thomas O. Farley, Address, Belleville.  
 Hurlow, Isaac Denike, " Belleville  
 Spindinaga, Rev. W. Anderson, " Mill Point  
 Rawdon, Dr. Joshua McLean, " Sterling  
 Huntington, J. J. Ryan, " Moira P.O.  
 Hungerford, John Johnston, " Tweed.  
 Marmora, W. G. Bowen " Marmora  
 Madoc, Elizer & Tudor, Rev. W. Chesnut, Hastings P.O.

Adjourned to following day

On motion made and seconded, the Council  
adjourned until 10 O'clock A.M. tomorrow.

Wednesday, March 28<sup>th</sup> 1855.

The Council met pursuant to adjournment.

Members present.

Present, His Honor the Warden in the Chair.  
 Messrs. Badgely, Bird, Bradshaw, Brown,  
 Calvert, P. Canniff, D. Canniff, Dary,  
 Fletcher, Sabourie, Gilbert, Hawley, Hughes,  
 Ketcheson, McLaren and Sweeney.

Petition of James Dapoe for increase  
of Salary. Referred to Committee on  
Ways and Means.

The Warden laid on the table the petition  
of James Dapoe, praying for an increase of  
Salary. Referred to Committee on Ways and Means.

Mr. Bird moved, seconded by Mr. Gilbert.

Committee on Ways and Means.

That the Council go into committee of  
the whole on Ways and Means. Carried.

Mr. Hawley in the Chair

The Council resume.

Committee report progress.

The committee of the whole on Ways and  
Means rose, reported progress, and asked  
leave to sit again. - Granted.

Adjourned to 2 o'clock p.m.

On motion made and seconded, the Council adjourned until 2 O'clock P.M.

Two O'clock, P.M.

The Council met pursuant to adjournment.

Members present.

Present, His Honor the Warden. Messrs. Bradshaw, Bird, Badgely, Brown, Culver, H. Canniff, P. Canniff, Dwyer, Fletcher, Gilbert, Gaborie, Hughes, Hawley, Hetchison, McLaren and Sweeney.

Mr. Bird moved, seconded by Mr. Bradshaw

Committee on Ways & Means resume.

That the committee on ways and means do resume. Carried.

The Council resumed.

Committee report progress.

The committee on ways and means rose, reported progress and asked leave to sit again. Granted.

Adjourned to following day.

On motion made and seconded, the Council adjourned, until 9 O'clock A.M. tomorrow.

Thursday, March 29th 9 O'clock A.M.

The Council met pursuant to adjournment.

Members present.

Present, His Honor the Warden in the Chair Messrs. Bird, Bradshaw, Badgely, Brown, P. Canniff, Dwyer, Fletcher, Gaborie, Gilbert, Hughes, Hawley, Hetchison, McLaren, Sweeney, Culver and H. Canniff.

Mr. Bird, moved, seconded by Mr. Bradshaw

Committee on Ways and Means resume.

That the committee on ways and means resume. Carried.

The Council resumed.

Committee report.

The committee on ways and means rose and reported.

Report received.

Ordered that the Report be received. Received.

Adjourned to 2 o'clock p.m.

On motion made and seconded the Council adjourned until 2 O'clock P.M.

Two O'Clock P.M.

The Council met pursuant to adjournment

Members present

Present, His Honor the Warden in the Chair.  
 Messrs. Bradshaw, Bird, Badgely, Brown,  
 Calvert, D. Conniff, J. Conniff, Cary, Fletcher,  
 Gabourie, Gilbert, Hawley, Hughes, Ketcheson,  
 McLaren, and Sweeney.

Petition of Seniah Clark praying  
 for Road on lot 1 in 5<sup>th</sup> Con. of Hunger-  
 ford to be straightened.

Mr Bradshaw

Mr Bradshaw presented a petition from  
 Seniah Clark, praying that the Road running  
 through the centre of Lot No. 1 in the fifth  
 Concession of Hungerford, be straightened  
 so as to run on the surveyed line, according  
 to the original survey.

Mr Bradshaw moved seconded by Mr Gabourie

Petition of Seniah Clark granted.

That the prayer of the said petition be granted  
 - Carried.

Mr Bird moved, seconded by Mr Gilbert,

Of Debentures of Government cannot be  
 sold at par, Warden to lay matter  
 before council before taking further  
 action thereon.

That in regard to the negotiating of the  
 Government debentures provided His Honor  
 the Warden cannot sell said debentures,  
 at par, in accordance with the requirements  
 of the Government, that he lay the matter  
 before this Council before any further action  
 be taken thereon. - Carried.

Report of Committee on Ways and  
 Means taken up for adoption

The Report of the Committee on ways and means,  
 was taken up for adoption, which was as follows:

On considering letters from Banks and  
 from Receiver General's Office.

1<sup>st</sup> That having under consideration the letters  
 from the Bank of Montreal, Bank of  
 Upper Canada, and the Commercial Bank of  
 the Midland District, as well as two letters  
 from the office of the Receiver General, and  
 no positive assurance being given that the  
 money can be paid from either,

The written Resolution was framed for regulating issue of Debentures in the said letters, referred to.

Be it Resolved, That in case the Government does not pay the cash for the debentures, at the time of their issue to the Treasurer, that the Warden be and he is hereby authorized to transfer such proportion of the debentures as may be negotiated from time to time to the parties purchasing upon the amount being passed to the credit of the County that the debentures be dated the 1<sup>st</sup> day of May, and that the balance issued be in Sterling.

Chief Superintendent to be applied to for certain Meteorological Instruments for Grammar School.

2<sup>nd</sup> Resolved, That the Chief Superintendent be applied to, to supply the County Grammar School with one Barometer, one Thermometer for the temperature of the air, one of Daniell's Hygrometer for showing the dew point, one Rain Gauge and measure, and one Wind Vane

Sum of money not exceeding £75.0.0 granted for lighting Court House with Gas.

3<sup>rd</sup> Resolved, That a sum of money not to exceed seventy five pounds be granted, for lighting the Court House with Gas under the direction of the Warden, to be paid out of the Taxes of 1855.

Corporation of Belleville may lower hill on Cortland Street, conditionally.

4<sup>th</sup> Resolved, That the Corporation of the Town of Belleville be authorized to lower the Hill on Cortland Street, provided that in so doing they do not injure the works constructed on the Court House Grounds.

Salary of Jonas Dufoc, Garder to be increased to £100.0.0 per Annum.

5<sup>th</sup> Resolved, That the salary of Jonas Dufoc the Garder of the County of Hastings, be increased to the sum of one hundred pounds per annum.

£50.0.0 to Edw<sup>d</sup> Fiddler, Esq. expenses of removing to Belleville in 1850.

6<sup>th</sup> Resolved, That the sum of fifty pounds be granted to Edward Fiddler Esq. for expenses incurred by him in removing to Belleville, to discharge the duties of Warden, in the year one thousand eight hundred and fifty.

£25.0.0 to improve Grammar School Grounds.

7<sup>th</sup> Resolved, That the sum of twenty five pounds be granted to the Trustees of the County Grammar School, to improve the County Grammar School Grounds

£10.0.0 to pay for job done on Elgiver Road

8<sup>th</sup> Resolved, That the sum of ten pounds be granted to pay for a job done on the Elgiver Road forthwith.

£1.15.8 to E. Britton, Beef for Debtor.

9<sup>th</sup> Resolved, That the sum of one pound fifteen shillings and eight pence, be paid Edward Britton for Beef for debtor, to the 3<sup>rd</sup> instant.

£20.17.11 to J. Harrison for Stationery.

10<sup>th</sup> Resolved, That the sum of twenty pounds seventeen shillings and eleven pence, be paid James Harrison for Stationery for the County Officers, and the Jury Law, to date.

£75.0.0 to build Bridge over Rawdon  
Creek in 8<sup>th</sup> Con. Sidney.

11<sup>th</sup> Resolved, That a sum not exceeding seventy five pounds be appropriated out of the taxes of 1856 to build a Bridge across Rawdon Creek, in the right conception of the Township of Sidney, in the place where the County Surveyor recommends in his report on the same, and that the County Surveyor do advertise for tenders for the same forthwith.

£3.15.8 to James Glass, for Account.

12<sup>th</sup> Resolved, That the account of James Glass amounting to the sum of three pounds fifteen shillings and eight pence, be paid.

£1.5.0 to R. Perry, repairing Hog  
Lake Bridge.

13<sup>th</sup> Resolved, That the sum of one pound five shillings be paid Robert R. Perry, for repairing Hog Lake Bridge.

£4.0.0 to W. L. Higgins for Stove and  
pipes to Registry Office.

14<sup>th</sup> Resolved, That the account of William L. Higgins, for the sum of four pounds for stove and pipes for Registry Office, be paid.

£3.13.3 to Estate of late Royal  
Munro, for Candles.

15<sup>th</sup> Resolved, That the account of the Estate of the late Royal Munro, for the sum of three pounds thirteen shillings and three pence for candles, be paid.

£2.15.0 to Tho. Mills, disbursed for  
Wood for his Office.

16<sup>th</sup> Resolved, That the account of Thomas Mills, for money disbursed by him for wood for his office for the past winter, amounting to two pounds fifteen shillings, be paid.



£75.0.0 granted on Petition of Wm. Flint.

17<sup>th</sup> Resolved, That the sum of seventy five pounds be granted on the petition of Wm. Flint Esq., and to be laid out under the superintendance of the County Surveyor, and to be paid out of the taxes of 1856.

£500.0.0 to build Offices for Registrar and County Clerk, on Court House Grounds.

18<sup>th</sup> Resolved, That a sum not exceeding five hundred pounds be appropriated for the building of offices for the Registrar and County Clerk to be paid out of the taxes of 1855. The Plans and Specifications thereof to be furnished to the County Surveyor and to be adopted by the Warden for the time being. The said buildings to be built on the Court House Grounds, and that tenders be received for the same forthwith.

£7.10.0 to John O'Hare Esq. for fuel for his Office for 1852/53/54.

19<sup>th</sup> Resolved, That the sum of seven pounds ten shillings be paid John O'Hare Esq., for fuel for his office, for the years 1852, 1853 and 1854.

Petition of W. Holmes to be laid over.

20<sup>th</sup> Resolved, That the petition of Hugh Holmes and others, be laid over till the next session of the Council.

£27.10.0 to Joseph Rosebush filling approaches to County Bridge.

21<sup>st</sup> Resolved, That the account of Joseph Rosebush for filling approaches to the County Bridge near his place, amounting to twenty seven pounds ten shillings, be paid.

Reading of By Law to provide for payment of certain contracts.

22<sup>nd</sup> Your Committee also report the first reading of a By Law entitled, A By Law to provide payment for certain contracts entered into by the Council, therein mentioned.

County Engineer to render his a/c.

23<sup>rd</sup> Resolved, That the County Engineer be requested to furnish the Clerk of the Council with any account he may have against the County so that said Clerk may lay the same before the Council.

Approve of Report and Statement of Treasurer

24<sup>th</sup> Your Committee having had the report and statement of the County Treasurer before them for consideration, beg leave to report their approval of the same.

2<sup>nd</sup> Reading of Report.  
Yeas and Nays on 1<sup>st</sup> Resolution

On the second reading of the said Resolution for adoption, the yeas and nays were demanded upon the first resolution.

Division equal 8 to 8.

Yeas.— Messrs. Hughes, Bird, Badgely, Bradshaw, Calvert, Fletcher, Gaborie, and Hetcheson.— 8.

Nays.— Brown, D. Canniff, P. Canniff, Day, Hawley, Gilbert, McLaren, and Sweeney.— 8.

1<sup>st</sup> Resolution carried by casting vote of Warden.

The Warden gave the casting vote in favor of the resolution, which was therefore carried in the affirmative.

2<sup>nd</sup> Resolution adopted nem. con.

The second resolution was then agreed to without division.

Yeas and Nays on Resolution 3.

On the second reading of the third resolution, the yeas and nays were demanded

3<sup>rd</sup> Resolution carried by 12 to 4.

Yeas, Messrs. Badgely, Bird, Bradshaw, Brown, D. Canniff, Calvert, Day, Fletcher, Hawley, Hughes, Gaborie, and Hetcheson.— 12.

Nays.— Messrs. P. Canniff, Gilbert, Sweeney, and McLaren.— 4.

So the third resolution was carried in the affirmative.

4<sup>th</sup> Resolution agreed to nem. con.

The fourth resolution was agreed to without division.

Yeas and Nays on Resolution 5

On the second reading of the fifth resolution the yeas and nays were demanded.

Division equal 8 to 8.

Yeas.— Messrs. Brown, Bradshaw, Calvert, Day, Gaborie, Hawley, Hughes, and Hetcheson.— 8.

Nays.— Messrs. Badgely, Bird, P. Canniff, D. Canniff, Fletcher, Gilbert, McLaren, and Sweeney.— 8.

5th Resolution carried by casting vote of Warden.

The Warden gave the casting vote in favor of the resolution which was therefore carried in the affirmative.

Yeas and Nays on Resolution 6.

On the second reading of the sixth resolution the yeas and nays were demanded.

6th Resolution carried by 9 to 7.

Yeas. - Messrs. Hughes, Brown, Bradshaw, Badgely, Hawley, Calvert, Day, Gaborie, and Hetcheson. - 9.

Nays. Messrs. Calvert, H. Canniff, P. Canniff, Day, Gilbert, Bird, and Swamy. - 7.

So the sixth resolution was carried in the affirmative.

Yeas and Nays on Resolution 7.

On the second reading of the seventh resolution the yeas and nays were demanded.

Division equal. 8 to 8.

Yeas. - Messrs. Day, Brown, Hughes, Bird, Hetcheson, Calvert, Gaborie and Bradshaw 8.

Nays. - Messrs. Hawley, P. Canniff, M. Laren, Swamy, Gilbert, H. Canniff, Hetcher, and Badgely. 8.

7th Resolution carried by casting vote of Warden.

The Warden gave the casting vote in favor of the resolution, which was therefore adopted in the affirmative.

Resolutions 9 to 24 agreed to nem. con.

The ninth to the twenty fourth resolution both inclusive, were agreed to without division.

Report adopted in full.

The report was then adopted in full.

Mr. Day moved seconded by Mr. M. Laren,

That whenever the Warden shall negotiate any of Debentures under By Law 71. he shall call a meeting of Council to consider disposal of negotiations

That whenever the Warden negotiate, or is prepared to negotiate any of the said debentures under By Law 71. to an amount not to exceed £5000, it shall be his duty, and he is hereby required to call a meeting of this Council to take the disposal of such negotiation into consideration.

On which the yeas and nays were demanded

Mr. Dany's motion lost, by 9 to 7

Yeas. - Messrs. Brown, R. Canniff, P. Canniff,  
Dany, Gilbert, McLaren, and Sweeney. - 7.

Nays. - Messrs. Badgely, Bird, Bradshaw,  
Caldwell, Gaborin, Fletcher, Hawley, Hughes and  
Ketcheson. - 9. Lost,

Mr. Bird moved seconded by Mr. Ketcheson,

That the Council do go into committee of  
the whole on By Laws.

Mr. Brown in the Chair.

The Council resumed.

Committee report 2<sup>nd</sup> Reading of  
By Law to provide for payment of  
certain contracts.

The Committee of the whole on By Laws rose and  
reported the second reading of a By Law, entitled  
A By Law to provide for the payment of certain  
contracts entered into by this Council, and  
hereinafter mentioned.

Mr. Bird moved seconded by Mr. Ketcheson.

By Law to provide for payment  
of certain contracts passed 76

That the By Law entitled, A By Law for the  
payment of certain contracts entered into  
by this Council and hereinafter mentioned, be  
read a third time, passed and numbered  
By Law No. 76.

Mr. Bird moved seconded by Mr. Gilbert,

Council expresses surprise at conduct  
of Government on Payment of Jurors  
in Canada East.

That this Council learns with surprise that  
the Government has consented to pay the fees  
to jurors for Canada East, out of the Provincial  
chest, while the Counties of Upper Canada  
are called upon to pay their jurors out of  
Municipal Taxes.

Address to Parliament noted on  
the subject.

Be it therefore Resolved, That an address be sent to  
Parliament signed on behalf of this Council by the  
Warden, asking that the Dehabitants of the Upper Province  
may be placed on a par with those of the Lower Province  
in respect to this charge for juries, and that the law maybe  
so amended, as to enable the Government to refund all  
expenditures made by the Counties under the present law.  
- Carried.

Mr Bird moved seconded by Mr Perry,

Legal advice to be taken as to whom  
the control of Court House belongs

That legal advice be obtained in regard as to whom  
the control of the Court House belongs.

Adjourned sine die.

On motion made and seconded the Council  
adjourned sine die.