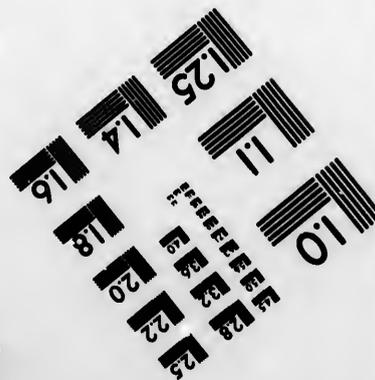
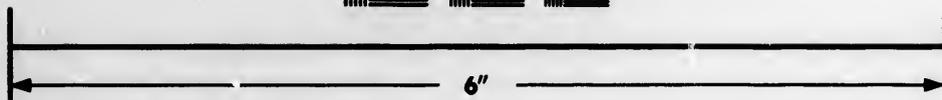
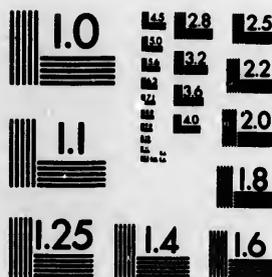


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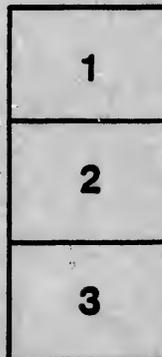
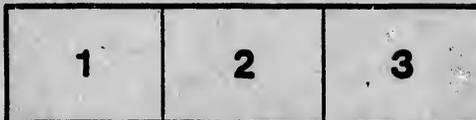
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1882.

PROCEEDINGS

OF THE

MUNICIPAL COUNCIL

OF THE

COUNTY OF WELLAND.

FIRST SESSION.—ELISHA FURRY, ESQ., WARDEN.

JANUARY 24TH, 25TH, 26TH, 27TH AND 28TH.

WELLAND :

PRINTED AT THE OFFICE OF THE "TRIBUNE," BY J. J. SIDEY, COUNTY
PRINTER.

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PROCEEDINGS
OF THE
MUNICIPAL COUNCIL
OF THE
COUNTY OF WELLAND.

JANUARY SESSION.

WELLAND, January 24th, 1882.

Pursuant to the Act respecting municipal institutions of the **Council met.** Province of Ontario, the Reeves and Deputy-Reeves of the several municipalities comprising the County of Welland, met, in the Grand Jury Room, in the Court House, at the Town of Welland, on Tuesday, the 24th day of January, A. D. 1882, at 5 p.m., for the purpose of organization as the County Municipal Council for said County.

The Clerk, *ad interim*, in the chair.

The following named Councillors presented certificates of election, and, having made and subscribed the declaration of office

and qualification, as required by law, took their seats accordingly :—

Present.

- BERTIE E. HERSHEY, Esq. Reeve.
- do LEVI BAKER, Esq. Dep.-Reeve.
- CHIPPAWA RICHARD WALSH, Esq. Reeve.
- CROWLAND JAMES YOKOM, Esq. Reeve.
- FORT ERIE. E. CRUICKSHANK, Esq. Reeve.
- HUMBERSTONE E. FURRY, Esq. Reeve.
- do J. A. RAMSDEN, Esq. Dep.-Reeve.
- NIAGARA FALLS VILLAGE.....
- PELHAM JOSEPH GARNER, Esq. Reeve.
- do EDWARD SISLER, Esq. Dep.-Reeve.
- PORT COLBORNE..... W. B. PRINGLE, Esq. Reeve.
- STAMFORD..... ANSON GARNER, Esq. Reeve.
- THOROLD TOWNSHIP.. JOHN WILLSON, Esq. Reeve.
- do WM. H. GAINER, Esq. Dep.-Reeve.
- THOROLD TOWN..... ALEX. FRASER, Esq. Reeve.
- do WM. McCLEARY, Esq. Dep.-Reeve.
- WAINFLEET EDWARD LEE, Esq. Reeve.
- do JOHN MISENER, Esq. Dep.-Reeve.
- WELLAND..... J. H. BURGAR, Esq. Reeve.
- do G. L. HOBSON, Esq. Dep.-Reeve.
- WILLOUGHBY JAMES SMITH, Esq. Reeve.

The Village of Niagara Falls unrepresented.

The roll having been called, the following named Councillors answered to their names :—

Messrs. Baker, Burgar, Cruickshank, Fraser, Furry, Gainer, J. Garner, A. Garner, Hershey, Hobson, Lee, Misener, McCleary, Pringle, Ramsden, Sisler, Smith, Walsh, Willson and Yokom.—20.

Moved by Mr. Smith, seconded by Mr. Ramsden,

**E. Furry, Esq.,
elected
Warden.**

That Elisha Furry, Esq., Reeve of Humberstone, be Warden of this County for 1882.

Motion proposed, and carried unanimously.

Mr. Furry, being informed by the clerk of his election, duly signed the declaration of office as such Warden, before Edwin Hershey, Esq., a Justice of the Peace, and, after thanking the

Council for the honor conferred upon him, took his seat as such Warden for the year 1882.

Moved by Mr. Lee, seconded by Mr. Misener,

That the hours of meeting and adjournment during the present session be as follows :—Meet at 9 o'clock a.m., adjourn at 12:30 p.m. ; meet again at 2 p.m., and adjourn at 6 p.m.—Carried.

Moved by Mr. A. Garner, seconded by Mr. Ramsden,

That the following named gentlemen be a committee of this Council to strike the standing committees for the current year, viz :—Messrs. Lee, Fraser, Baker, J. Garner, Burgar, Pringle, and the mover and seconder.

Motion submitted to Council.

Moved by Mr. Lee, seconded by Mr. Walsh, in amendment,

That the following Councillors be appointed a Special Committee to strike the standing committees for the current year, with instructions to report thereon to-morrow forenoon, viz :—Messrs. Hershey, Fraser, Cruickshank, Pringle, Burgar, Smith, Gainer, and the mover and seconder.

Amendment submitted to the Council, and Mr. Lee calling for the yeas and nays, they were taken as follows :—

YEAS—Messrs. Baker, Burgar, Cruickshank, Fraser, Gainer, Hershey, Hobson, Lee, Misener, McCleary, Pringle, Smith, Walsh, Willson and Yokom.—15.

NAYS—Messrs. J. Garner, A. Garner, Ramsden and Sisler.

—4

Amendment passing ; majority, 11.

Carried.

The Warden presented to the Council a communication from A. M. Ross, re second selection of jurors ;

Also a communication from Geo. J. Duncan, tendering his resignation as High School Trustee for Township of Stamford ;

Also from Col. W. D. Otter, asking a grant of \$10 in aid of the Ontario Rifle Association.

Mr. Cruickshank gives notice that he will, on to-morrow, ask leave to introduce a bill for the appointment of High School Trust-

Notices.

seats accord-

Reeve.

Dep.-Reeve.

Reeve.

Reeve.

Reeve.

Reeve.

Dep.-Reeve.

Reeve.

Dep.-Reeve.

Reeve.

Reeve.

Reeve.

Dep.-Reeve.

Reeve.

Dep.-Reeve.

Reeve.

Dep.-Reeve.

Reeve.

Dep.-Reeve.

Reeve.

Councillors

ry, Gainer, J.

r, McCleary,

Yokom.—20.

be Warden

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hanking the

tees, to fill the vacancies about to occur in the several High School Boards throughout the County.

Mr. Hershey gives notice that he will, on to-morrow, ask leave to introduce a bill for the appointment of members of the Board of Audit ;

Also a bill for the appointment of auditors of County Treasurer's accounts.

Moved by Mr. Hershey, seconded by Mr. Baker,

Financial statement.

That the Warden do cause a statement to be laid before this Council, as soon as practicable, showing the amount of cash on hand ; the several sums due by municipalities, if any ; also a full statement of the indebtedness and financial standing of the County at the present time.—Carried.

Moved by Mr. Smith, seconded by Mr. Bugar,

Com. of Lt. Col. Otter referred.

That the communication of Lieut.-Col. Otter be referred to the Finance Committee.—Carried.

Moved by Mr. Hershey, seconded by Mr. Cruickshank,

Motion to appoint Col. Morin Co. Auditor.

That Col. James E. Morin be appointed auditor of County Treasurer's accounts for the current year.

Moved by Mr. Willson, seconded by Mr. Gainer, in amendment,

Amendment.

That the name of Col. James E. Morin be erased, and that of E. H. Robertson inserted instead, as auditor of the County Treasurer's accounts, on behalf of this Council, for the current year.

Amendment submitted to Council, and the yeas and nays being called, they were taken as follows :—

YEAS—Messrs. Fraser, Gainer, Hobson, Lee, Misener, McCleary, Ramsden, Walsh and Willson.—9.

NAYS—Messrs. Baker, Bugar, Cruickshank, J. Garner, A. Garner, Hershey, Pringle, Sisler, Smith and Yokom.—10.

Lost.

Amendment lost ; majority, 1.

2nd amendment.

The original motion being again proposed,

Moved by Mr. Ramsden, seconded by Mr. A. Garner, in amendment, that Benjamin Rooth be appointed auditor of County

Treasurer's accounts, on behalf of this Council, for the current year.

Amendment submitted, and the yeas and nays being called, they were taken as follows:—

YEAS—Messrs. Fraser, Gainer, A. Garner, Hobson, Lee, Misener, McCleary, Ramsden, Walsh and Willson.—10.

NAYS—Messrs. Baker, Burgar, Cruickshank, J. Garner, Hershey, Pringle, Sisler, Smith and Yokom.—9.

Amendment passing; majority, 1.

Carried.

The hour of adjournment having arrived, the Warden left the chair.

SECOND DAY—MORNING SESSION.

WEDNESDAY, Jan. 25th, 1882.

Pursuant to adjournment, the Council met at 9 o'clock a.m.

The Warden in the chair.

Mr. Russell, from Village of Niagara Falls, presented certificate of election.

MEMBERS PRESENT.—Messrs. Baker, Burgar, Cruickshank, Present. Fraser, Gainer, J. Garner, A. Garner, Hershey, Hobson, Lee, Misener, McCleary, Pringle, Ramsden, Russell, Sisler, Smith, Walsh, Willson and Yokom.—20.

Moved by Mr. Pringle, seconded by Mr. Yokom,

That the communication of A. M. Ross, Esq., be referred to the following Special Committee, with instructions to report thereon

Com. of A. M. Ross referred.

during the present session, viz :—Messrs, Burgar, Cruickshank, Ramsden, Smith and Hobson.—Carried.

By permission, the Special Committee to strike standing committees was allowed to retire.

Moved by Mr. J. Garner, seconded by Mr. Misener,

Acc't for repairing Wellandport Bridge.

That the Warden issue his cheque in favor of Benjamin Atkinson, for the sum of \$1.25, for repairing the approach to Wellandport bridge.—Carried.

Resignation of G. J. Duncan accepted.

Moved by Mr. A. Garner, seconded by Mr. Russell, that the resignation of G. J. Duncan, Esq., Trustee of Stamford High School, be accepted.—Carried.

J. E. Morin appointed Co. Auditor by the Warden.

The Warden presented a statement from the County Treasurer, pursuant to resolution of yesterday : also announced that he appointed Jas. E. Morin as auditor of Treasurer's accounts, on behalf of the head of the corporation.

Standing committees.

The Special Committee to appoint the standing committees brought up their report.

Moved by Mr. Hershey, seconded by Mr. Fraser,

That the report of the Special Committee to strike the standing committees for the current year, now on the table, be received and read.—Carried.

Report read, pursuant to motion.

Moved by Mr. Hershey, seconded by Mr. Fraser,

That the report, just read, be adopted.—Carried.

Moved by Mr. Hershey, seconded by Mr. Cruickshank,

Bill to authorize the Warden to borrow money.

That leave be given to introduce a bill, to authorize the Warden of the County of Welland to borrow certain sums of money.

Leave granted.

Moved by Mr. Hershey, seconded by Mr. Cruickshank,

That the bill, to authorize the Warden to borrow certain sums of money, be read a first time.

Bill read a first time.

Moved by Mr. Hershey, seconded by Mr. Cruickshank,

That the bill be read a second time.—Carried.

Bill read a second time.

Moved by Mr. Hershey, seconded by Mr. Cruickshank,

That the by-law be not now committed, but that the same be read a third time forthwith, that it do pass, be signed and sealed as required by law, and that its title be as in the bill.

Bill read a third time, and passed, entitled: "A By-law to Authorize the Warden of the County of Welland to Borrow a sum of Money." Passed.

Moved by Mr. Cruickshank, seconded by Mr. Fraser,

That leave be given to introduce a bill, for the appointment of High School Trustees, to fill vacancies about to occur. Bill to appoint H. S. trustees.

Leave granted.

Moved by Mr. Cruickshank, seconded by Mr. Fraser,

That the bill for the appointment of High School Trustees be read a first time in blank.—Carried.

Bill read a first time, pursuant to motion.

Moved by Mr. Bugar, seconded by Mr. Hobson,

That the name of David McEwing, Esq., be inserted in the blank, as High School Trustee for the Town of Welland.—Carried. Welland high school.

Moved by Mr. Fraser, seconded by Mr. McCleary,

That the name of Geo. Keefer, Esq., be inserted in the blank, as High School Trustee for the Town of Thorold.—Carried. Thorold high school.

Moved by Mr. A. Garner, seconded by Mr. Russell,

That the blanks in the bill for the appointment of High School Trustees for the Village of Niagara Falls be filled up with the names of L. S. Lundy and the Rev. R. Atchison; also that the name of John Mitchell be inserted, to fill the unexpired term of George J. Duncan, who has lately resigned.—Carried. Niagara Falls high school.

Pursuant to the foregoing motions, the blanks in the bill for the appointment of High School Trustees, were filled up accordingly.

The second reading, being again proposed, was carried without a division.

Bill read a second time.

Moved by Mr. Cruickshank, seconded by Mr. Fraser,

That the bill be not now committed, but that the same be read a third time forthwith, that it do pass, be signed and sealed as required by law, and that its title be as in the bill.

Bill Passed.

Bill read a third time, and passed.

Entitled: "A By-law for the Appointment of High School Trustees."

The hour of adjournment having arrived, the Warden left the chair.

AFTERNOON SESSION.

At 2 o'clock p.m. the Council resumed.

From Thos. Willson re purchase of Marsh Lands.

The Warden presented a communication from Thomas Willson, for purchase of a part of the Marsh Lands Tract.

Moved by Mr. Ramsden, seconded by Mr. Russell,

Referred.

That the offer of Mr. Thomas Willson, to purchase a part of the Marsh Lands Tract, be referred to the Marsh Lands Committee, with instructions to report thereon at a not later date than to-morrow noon.—Carried.

Mr. Hobson gives notice that he will, on to-morrow, ask leave to introduce a bill for fixing the allowance to be paid Sheriff Duncan, for services under Section 141, Chapter 48, R. S. O.

carried without

Moved by Mr. Fraser, seconded by Mr. Sisler,

That whereas the arbitrators between the County and the Town of Niagara Falls made their award, dated the 11th August, 1881, wherein sums are payable from and to the County, and as some of the sections are likely to cause confusion, unless strict attention is paid to the same, as instanced by the Treasurer's statement, just read, wherein there appears to be some doubt in his mind as to amounts due under the award ;

Re Arbitration, County and Niagara Falls.

Fraser,
at the same be
and sealed as

And whereas, in the different payments, both parties will have to be satisfied, and, to guard against any misunderstanding that might arise, and eventually lead to litigation :

f High School

Warden left the

Be it resolved, that a committee, consisting of Messrs. Hershey, J. Garner, and Hobson, be appointed, whose duty it shall be to determine the amount of receipts and payments, and see that the award is duly carried out.—Carried.

Moved by Mr. Burgar, seconded by Mr. Hershey,

That whereas the County Auditors, in time past, have never given a statement of liabilities and assets of County ;

Instruction to Co. Auditors, re Assets and Liabilities.

And whereas such statement is highly desirable :

Be it therefore an instruction to the auditors, for current year, to insert a detailed statement of all liabilities and assets in such report, as provided by statute.

Mr. Fraser gives notice that he will, on to-morrow, introduce a bill, to confirm a by-law, adopted by the Town of Thorold, for the closing up of part of road in said town.

from Thomas
Tract.

The Warden presented a report of County Clerk, as to insurance on County buildings.

Report of County Clerk.

Moved by Mr. Hershey, seconded by Mr. Cruickshank,

That leave be given to introduce a bill for the appointment of auditors of Treasurer's accounts for the current year.

Bill to appoint Auditors passed.

Leave granted.

Moved by Mr. Hershey, seconded by Mr. Cruickshank,

That the bill for the appointment of auditors be read a first time.—Carried.

to-morrow, ask
be paid Sheriff
R. S. O.

Bill read a first time.

Moved by Mr. Hershey, seconded by Mr. Cruickshank,

That the bill for the appointment of auditors be read a second time.—Carried.

Bill read a second time.

Moved by Mr. Hershey, seconded by Mr. Cruickshank,

That the bill be not now committed, but that the same be read a third time forthwith, that it do pass, be signed and sealed as required by law, and that its title be as in the bill.

Bill read a third time, and passed, entitled: "A By-law for the Appointment of Auditors."

Moved by Mr. A. Garner, seconded by Mr. McCleary,

Re Insurance.

That the policy of \$8,000, expiring on the 8th prox., on County buildings, be allowed to lapse, as, in the opinion of this Council, thirty-six thousand dollars is sufficient insurance to cover any loss that might arise from fire.

Motion submitted to Council, and Mr. Burgar calling for the yeas and nays, they were taken as follows:—

YEAS—Messrs. Cruickshank, Fraser, Gainer, J. Garner, A. Garner, Hershey, Hobson, Lee, Misener, McCleary, Pringle, Ramsden, Russell, Sisler, Smith, Walsh, Willson and Yokom.—18.

NAY—Mr. Burgar.—1.

Motion passing; majority, 17.

Report on Salaries.

The Standing Committee on Salaries brought up their report.

Moved by Mr. Fraser, seconded by Mr. Hobson,

That the report of the Standing Committee on Salaries, now on the table, be received and read.—Carried.

Report read.

Moved by Mr. Fraser, seconded by Mr. Hobson,

That the report, just read, be adopted.—Carried.

Moved by Mr. Fraser, seconded by Mr. Hobson,

Bill to fix Salaries.

That leave be given to introduce a bill, to fix salaries of County officers.

Leave granted.

Moved by Mr. Fraser, seconded by Mr. Hobson,

That the bill to fix salaries be read a first time.—Carried.

Bill read a first time.

Moved by Mr. Fraser, seconded by Mr. Hobson,

That the bill to fix salaries be read a second time.—Carried.

Bill read a second time.

Moved by Mr. Fraser, seconded by Mr. Hobson,

That the bill be not now committed, but that the same be ^{Passed.} read a third time forthwith, that it do pass, be signed and sealed as required by law, and that its title be as in the bill.

Bill read a third time, and passed, entitled : "A By-law to Fix Salaries of County Officers."

The special committee *re* A. M. Ross's communication and the Marsh Lands Committee, were allowed to retire.

The special committee *re* A. M. Ross's communication brought up their report, which was read to Council. ^{Report *re* A. M. Ross's communication.}

Moved by Mr. Burgar, seconded by Mr. Smith,

That the report of special committee, just read, be adopted. ^{Adopted.} —Carried.

Mr. Cruickshank gives notice that he will, on to-morrow, ask leave to introduce a memorial to the Ontario Legislature, *re* abolition of second selection of jurors. ^{Notices.}

Mr. A. Garner gives notice that he will, on to-morrow, ask leave to introduce a memorial to the Ontario Government, praying for the repeal of the act permitting towns to withdraw from the jurisdiction of counties.

The hour of adjournment having arrived, the Warden left the chair.

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Salaries, now

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THIRD DAY—MORNING SESSION.

THURSDAY, Jan. 26th, 1882.

Pursuant to adjournment, the Council met at 9 o'clock a.m.
The Warden in the chair.

Present.

MEMBERS PRESENT.—Messrs. Baker, Burgar, Cruickshank, Fraser, Gainer, J. Garner, A. Garner, Hershey, Hobson, Lee, Misener, McCleary, Pringle, Ramsden, Russell, Sisler, Smith, Walsh, Willson and Yokom.—20.

Moved by Mr. Cruickshank, seconded by Mr. Burgar,

**Memorial to
abolish 2nd
selection of
jurors.**

That, pursuant to notice, leave be given to introduce a memorial to the Ontario Legislature, praying for the abolition of the second selection of jurors, that the same be received and read.

Memorial read.

Moved by Mr. Cruickshank, seconded by Mr. Burgar,

That the memorial to the Honorable the Provincial Legislature, praying for the abolition of the second selection of jurors, be passed, and that the same be signed by the Warden and Clerk, and attach the corporate seal thereto, and forward the same to Daniel Near, Esq., M. P. P., for presentation.

Adopted.

Pursuant to motion, the memorial was read, signed by the Warden and Clerk, and the corporate seal attached, and forwarded as directed.

**Report—
Marsh Lands
Com.**

The Marsh Lands Committee, to whom Mr. Willson's proposal for purchase was referred, brought up their report, which was read to the Council.

Moved by Mr. Lee, seconded by Mr. Hershey,

Adopted.

That the report, just read, be adopted.—Carried.

Moved by Mr. Hobson, seconded by Mr. Russell,

**By-law for
paying sheriff.**

That leave be given to introduce a by-law, pursuant to notice, providing for the payment of a certain sum of money to Sheriff Duncan, for services in connection with jury duty, pursuant to section 141, chapter 48, Revised Statutes of Ontario.

Leave granted.

Moved by Mr. Hobson, seconded by Mr. Russell,

That the bill be read a first time.—Carried.

Bill read a first time.

Moved by Mr. Hobson, seconded by Mr. Russell,

That the bill be read a second time.—Carried.

Bill read a second time, pursuant to motion.

Moved by Mr. Hobson, seconded by Mr. Russell,

That the bill be not now committed, but that the same be **Passed**.
read a third time forthwith, that it do pass, be signed and sealed as
required by law, and that its title be as in the bill.

By-law read a third time, and passed, entitled : " A By-law to
" Authorize the Payment of a Certain Sum of Money to Sheriff
" Duncan, under Section 141, Chapter 48, Revised Statutes of
" Ontario."

By permission, the Marsh Lands Committee was allowed to
retire, and before their return,

The hour of adjournment having arrived, the Warden left the
chair.

AFTERNOON SESSION.

At 2 o'clock p.m. the Council resumed.

**Report of
Thorold and
Port Robin-
son Stone
Road Co.**

The Warden presented the report of the Thorold and Port Robinson Stone Road Company, for the year 1881, showing balance brought forward, Jan. 1, 1881, \$147.49; receipts for the year 1881, \$258.90; expenditure for the year, \$226.57; balance on hand, 1st Jan., 1882, \$179.82.

Moved by Mr. A. Garner, seconded by Mr. Cruickshank,

**Memorial re
towns with-
drawing from
counties.**

That leave be given to introduce a memorial to the Ontario Legislature, now in session, praying for the repeal of section 22 of the municipal act, allowing towns to withdraw from the jurisdiction of counties, any rule of this Council to the contrary notwithstanding.

Leave granted.

Moved by Mr. A. Garner, seconded by Mr. Cruickshank,

That the memorial be passed, be signed by the Warden and Clerk, and the corporate seal attached thereto, and forwarded to Daniel Near, Esq., M. P. P., for presentation.

Motion proposed, and the yeas and nays being called, they were taken as follows:—

YEAS—Messrs. Cruickshank, Gainer, J. Garner, A. Garner, Misener, Ramsden, Sisler, Smith, Willson and Yokom.—10.

NAYS—Messrs. Baker, Burgar, Fraser, Hershey, Hobson, Lee, McCleary, Russell and Walsh.—9.

Adopted.

Memorial passed; majority, 1.

Pursuant to motion, the memorial was signed, sealed, and forwarded, as directed.

Mr. Smith gives notice that he will, on to-morrow, ask leave to introduce a bill, to repeal in part By-law No. 419, entitled: A By-law to Appoint Valuers of County Lands.

Moved by Mr. Burgar, seconded by Mr. A. Garner,

**Re medicines
and doctors'
fees for gaol.**

That whereas it appears that there has been an excessive expenditure for medicines and doctor's fees, in connection with the gaol;

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And whereas the auditors' reports in times past show that large sums have been paid, in connection with the medical services of the gaol :

Be it therefore resolved, that the following named gentlemen be appointed as a special committee, to investigate all matters in connection therewith, and report at this session, viz. :—Messrs. Fraser, J. Garner, Ramsden and Cruickshank.—Carried.

Moved by Mr. Lee, seconded by Mr. Hershey,

That the second report of the Standing Committee on Marsh Lands, now on the table, be received and read.—Carried. 2nd report on
Marsh Lands.

Report read, pursuant to motion.

Moved by Mr. Lee, seconded by Mr. Hershey,

That the report, just read, be adopted. Motion to
adopt.

A lengthy discussion arising, in which most of the members engaged, Mr. Lee read to Council Mr. Bethune's opinion, in reference to Marsh Lands drainage.

Mr. Cruickshank moving the adjournment of the debate, and the hour of adjournment having arrived, the Warden left the chair.

FOURTH DAY—MORNING SESSION.

FRIDAY, Jan. 27th, 1882.

Pursuant to adjournment, the Council met at 9 o'clock a.m.

The Warden in the chair.

MEMBERS PRESENT.—Messrs. Baker, Burgar, Cruickshank, **Present.**
Fraser, Gainer, J. Garner, A. Garner, Hershey, Hobson, Lee, Misener, McCleary, Pringle, Ramsden, Russell, Sisler, Smith, Walsh, Willson and Yokom.—20.

Com. from
Marine Hos-
pital.

The Warden presented a communication from Secretary of General and Marine Hospital, St. Catharines, asking aid to said hospital;

From Mr.
Raymond.

Also from Mr. Raymond, as to cleaning offices, &c.

The Warden requested Mr. Cruickshank to continue his remarks upon Mr. Lee's motion for the adoption of the second report of Marsh Lands Committee, under consideration at adjournment last evening.

Several members also engaged in the discussion.

Moved by Mr. Pringle, seconded by Mr. Fraser, in amendment,

Amendment
to adoption of
Marsh Lands
report.

That whereas it is deemed desirable to dispose of the Marsh Lands, for cash, provided a price satisfactory to the committee, accompanied by a proper guarantee to drain, be obtained:

Therefore be it resolved, that the report be referred back to the said committee, with instructions to amend the said report, so as to recommend that that privilege be granted to the said committee.

Amendment proposed, and the yeas and nays being called, they were taken as follows:—

Carried.

YEAS—Messrs. Baker, Fraser, Gainer, J. Garner, A. Garner, Hershey, Hobson, Pringle, Sisler, Smith and Yokom.—11.

NAYS—Messrs. Bugar, Cruickshank Lee, Misener, McCleary, Ramsden, Russell and Walsh.—8.

Amendment passing; majority 3.

Pursuant to motion, the second report of Marsh Lands Committee was referred back to said committee.

Mr. Bugar gives notice that, on to-morrow, he will introduce a by-law for the regulation of hawkers and pedlers in this county.

Moved by Mr. Smith, seconded by Mr. Misener,

By-law re
County valu-
ators.

That, pursuant to notice, leave be given to introduce a by-law to repeal, in part, "By-law No. 419, *in re* County Valuators."

Leave granted.

Moved by Mr. Smith, seconded by Mr. Misener,

That the bill be read a first time.—Carried.

Bill read a first time.

Moved by Mr. Smith, seconded by Mr. Misener,

- That the bill be read a second time.

Bill read a second time.

Moved by Mr. Smith, seconded by Mr. Misener,

That the bill be not now committed, but that it be read a **Passed.** third time forthwith, that it do pass, be signed and sealed as required by law, and that its title be as in the bill.

Bill read a third time and passed, entitled: "A By-law to repeal in part, By-law No. 419."

Mr. Bugar, as chairman of Gaol Committee for 1881, brought **Report on Gaol.** up their report, pursuant to resolution, as to taking inventory of County property, passed at December session, 1881, accompanied with said inventory copied into a journal.

Mr. Lee presented the amended report of Marsh Lands Com- **Amended re- port on Marsh Lands.** mittee.

Moved by Mr. Lee, seconded by Mr. Hershey,

That the amended report of Marsh Lands Committee be received and read.

Report read.

Moved by Mr. Lee, seconded by Mr. Hershey,

That the amended report of Marsh Lands Committee be **Motion to adopt.** adopted, as read.

Mr. Lee moved the adjournment of the debate.

The hour of 12:30 having arrived, the Warden left the chair.

AFTERNOON SESSION.

At 2 o'clock p.m. the Council resumed.

**Report of
county inspector
of schools.**

The Warden presented report of County Inspector of Schools, which was read to the Council.

Mr. Lee continued his remarks on the motion for the adoption of the amended report of the Marsh Lands Committee, several other members also engaging in the discussion.

The amended report being again proposed,

Moved by Mr. Cruickshank, seconded by Mr. McCleary, in amendment,

**Motion to re-
fer back report
on Marsh
Lands.**

That the amended report of the Marsh Lands Committee be referred back to said committee, with instructions to further amend the same, by striking out the words, "A price satisfactory to the committee," and inserting in their place the following words: "The sum of not less than four dollars per acre, for the entire tract in a block."

Amendment proposed to Council, and the yeas and nays being called, they were taken as follows:—

YEAS—Messrs. Burgar, Cruickshank, McCleary, Russell and Walsh.—5.

**Amendment
lost.**

NAVS—Messrs. Baker, Fraser, Gainer, J. Garner, A. Garner, Hershey, Hobson, Lee, Misener, Pringle, Ramsden, Sisler, Smith, Willson and Yokom.—15.

Amendment lost; majority, 10.

**Report
adopted.**

The original motion, for the adoption of the amended report of Marsh Lands Committee, being again proposed, was passed, without a division.

Moved by Mr. J. Garner, seconded by Mr. Sisler,

That whereas there is a large amount of interest due this County, by purchasers of Marsh Lands:

**Re amounts
due by Marsh
Lands pur-
chasers.**

Therefore be it resolved, that the Clerk of this Council be, and he is hereby instructed, to notify purchasers of Marsh Lands that are in arrears for interest, that, unless the said interest due is paid on or before the first day of June next, the County Solicitor will be

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instructed to collect the same, and the Clerk is hereby instructed to give to the County Solicitor a statement of all amounts of interest due from Marsh Lands purchasers on the 1st day of June next, and the County Solicitor is hereby instructed to collect the same forthwith.—Carried.

Moved by Mr. Hershey, seconded by Mr. Baker,

That Egerton R. Hellembe be appointed one of the auditors of criminal justice accounts, by this Council.—Carried.

Auditors of
criminal justice
accounts.

Moved by Mr. Ramsden, seconded by Mr. Fraser,

That G. L. Hobson, Esq., be appointed one of the members of the board of audit.—Carried.

Moved by Mr. Hershey, seconded by Mr. Smith,

That whereas the duty and responsibility of maintaining and repairing the bridge over the Welland River, in the Village of Chippawa, rests wholly on the said village ;

Motion to
grant \$400 for
Chippawa
Bridge.

And whereas the said bridge will shortly require the expenditure of a considerable outlay to place the same in a fit and proper state for public travel ;

And whereas the said expenditure will prove a serious burden on the resources of so small a municipality as the Village of Chippawa :

Be it therefore resolved, that the Warden be, and he is hereby authorized to issue his cheque in favor of the treasurer of the Village of Chippaway, for the sum of \$400, to assist them to make the aforesaid necessary repairs, such grant being made without recognizing any claims whatever against the County for maintaining and repairing or rebuilding said bridge.

Motion proposed.

Moved by Mr. Walsh, seconded by Mr. Russell, in amendment,

That the words, "four hundred dollars," in the original motion, be erased, and that the words, "eight hundred dollars," be inserted instead thereof, and that the Warden be instructed to issue his cheque in favor of the treasurer of the Village of Chippawa for the said amount.

Amendment.

Amendment proposed, and the yeas and nays being called, they were taken as follows :—

YEAS—Messrs. Burgar, Fraser, Hobson, Lee, McCleary, Russell, Smith and Walsh.—8.

Lost.

NAYS—Messrs. Baker, Cruickshank, Gainer, J. Garner, Hershey, Misener, Pringle, Ramsden, Sisler, Willson and Yokom.—11.

Amendment lost ; majority, 3.

The original motion proposed, and the yeas and nays being called, they were taken as follows :—

YEAS—Messrs. Baker, Burgar, Cruickshank, Fraser, Gainer, J. Garner, Hershey, Hobson, Lee, Misener, McCleary, Pringle, Ramsden, Russell, Sisler, Smith, Willson and Yokom.—18.

The nays being called, the only member being present who had not voted was Mr. Walsh, representative of Chippawa, who wished to be excused, and, by vote of Council, was relieved from voting.

Original motion carried.

The motion therefore passed unanimously.

Moved by Mr. Burgar, seconded by Mr. Lee,

Motion re Marsh Lands sales.

That it be an instruction to the Clerk of this Council to receive no application for and sell no county lands, under present circumstances, until recommended so to do by the Marsh Lands Committee.

Motion proposed.

Moved by Mr. Pringle, seconded by Mr. Yokom, in amendment,

That the Marsh Lands Committee be hereby authorized, at any time they may think advisable, to notify county valuator to discontinue sales or increase the charge for the land to the schedule of prices the said committee may recommend.

Amendment proposed, and the yeas and nays being called, they were taken as follows :—

Amendment carried.

YEAS—Messrs. Gainer, J. Garner, Hobson, McCleary, Pringle, Ramsden, Russell, Sisler, Smith, Willson and Yokom.—11.

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NAYS—Messrs. Burgar, Cruickshank, Fraser, Hershey, Lee, Misener and Walsh.—7.

Amendment passing ; majority, 4.

Moved by Mr. Hobson, seconded by Mr. Fraser,

That a committee of five, composed of Messrs. Hershey, Pringle, J. Gainer, and the mover and seconder, be appointed to revise the standing rules of this Council, with power to report at the June session. Re Standing Rules of Council.

Motion proposed, and lost on a division.

The hour of adjournment having arrived, the Warden left the chair.

FIFTH DAY—MORNING SESSION.

SATURDAY, Jan. 28th, 1882.

Pursuant to adjournment, the Council met at 9 o'clock a.m.

The Warden in the chair.

All members present.

The Warden presented a communication from James A. Gilchrist, turnkey of Welland Gaol, asking for an increase in salary. J. A. Gilchrist requests increased salary.

Moved by Mr. Hershey, seconded by Mr. Cruickshank,

That the report of James H. Ball, Esq., County Inspector of Schools, now on the table, be printed with minutes of Council.— J. H. Ball's report to be printed.

Carried.

Moved by Mr. Hershey, seconded by Mr. Baker,

That leave be given to introduce a bill for the appointment of members of the board of audit.

Bill to appoint members of Board of Audit.

Leave granted.

Moved by Mr. Hershey, seconded by Mr. Baker,

That the bill for the appointment of members of the board of audit, be read a first time.—Carried.

Bill read a first time.

Moved by Mr. Hershey, seconded by Mr. Baker,

That the bill be read a second time.—Carried.

Bill read a second time.

Moved by Mr. Hershey, seconded by Mr. Baker,

That the bill be not now committed, but that the same be read a third time forthwith, that it do pass, be signed and sealed as required by law, and that its title be as in the bill.

Passed.

Bill read a third time and passed, entitled: "A By-law for the Appointment of Members of the Board of Audit."

Moved by Mr. Lee, seconded by Mr. Garner,

Memorial re
back ditches
on Feeder.

That leave be given to introduce a memorial to the Minister of Public Works, praying that the opening of the back ditches on each side of the Feeder be continued without unnecessary delay.

Leave granted.

Moved by Mr. Lee, seconded by Mr. J. Garner,

That the memorial be read.—Carried.

Memorial read.

Moved by Mr. Lee, seconded by Mr. J. Garner,

Adopted.

That the memorial, just read, do pass, be sealed, and signed by the Warden and Clerk, and forwarded to the Honorable the Minister of Public Works.—Carried.

Moved by Mr. Hershey, seconded by Mr. Cruickshank,

Re Marsh
Lands drain-
age.

That whereas, in the second report of Marsh Lands Committee, adopted by this Council, it was recommended that certain additional powers be delegated to the Marsh Lands Committee;

Be it therefore resolved, that the said committee be, and they are hereby, fully empowered to employ a competent engineer, to take levels on the most favorable outlets and drains in the Town-

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ships of Crowland, Humberstone and Wainfleet, make estimates of cost, prepare plans and specifications, and take any other preliminary action necessary, including additional counsel, if found advisable, preparatory to the passage of a by-law, in conformity with the statutes, 18th Vic., chap. 149, sec. 6 ;

And be it an instruction to the engineer, in discharge of his duty, to examine all lots and parts of lots, in his judgment likely to be benefitted by the proposed drainage, numbering each lot or part thereof, charging each parcel in proportion to the amount of benefit to be derived therefrom in carrying out a thorough system of drainage ;

And be it further resolved, that full power be accorded, should they think proper to exercise the same, to advertise for and receive tenders for the carrying out and completion of the work.—Carried.

Moved by Mr. J. Garner, seconded by Mr. Willson,

That the report of the Road and Bridge Committee be received and read. Report of Road and Bridge Committee.

Report read.

Moved by Mr. J. Garner, seconded by Mr. Willson,

That the report, just read, be adopted.—Carried. Adopted.

Moved by Mr. Cruickshank, seconded by Mr. Burgar,

That whereas the special committee appointed for the investigation of medical attendance and medical supplies for gaol, have not had time to examine thoroughly into the matter : Re medical attendance and supplies for gaol.

Be it therefore resolved, that their time for reporting thereon be extended to June session.—Carried.

Moved by Mr. Hobson, seconded by Mr. Hershey,

That James A. Gilchriese, turnkey, be appointed to the position of caretaker of the rooms of the Clerk of the Peace, Clerk of the County Court, Registrar of the Surrogate Court, and County Clerk, at a salary of sixty dollars a year, payable quarterly.—Carried. J. A. Gilchriese appointed caretaker.

Moved by Mr. Hershey, seconded by Mr. Hobson,

Bill passed That leave be given to introduce a bill for the appointment of
 confirming J. A. Gilchriese's caretaker of certain offices in county buildings, any rule of this
 appointment. Council to the contrary notwithstanding.

Leave granted.

Moved by Mr. Hobson, seconded by Mr. Hershey,
 That the bill be read a first time.—Carried.

Bill read a first time.

Moved by Mr. Hobson, seconded by Mr. Hershey,
 That the bill be read a second time.—Carried.

Bill read a second time.

Moved by Mr. Hobson, seconded by Mr. Hershey,
 That the bill be not now committed, but that the same be
 read a third time forthwith, that it do pass, be signed and sealed as re-
 quired by law, and that its title be as in the bill.

Bill read a third time, and passed, entitled: "A By-law for
 "the Appointment of Caretaker of Certain Rooms in County
 "Buildings."

Moved by Mr. Lee, seconded by Mr. Ramsden,

3rd report on That the third report of Marsh Lands Committee be received
Marsh Lands. and read.

Report read.

Moved by Mr. Lee, seconded by Mr. Ramsden,

Adopted. That the report, just read, be adopted.—Carried.

Moved by Mr. Pringle, seconded by Mr. McCleary,

Report on That the first report of the Finance Committee be received
Finance. and read.

Report read.

Moved by Mr. Pringle, seconded by Mr. McCleary,

Adopted. That the report, just read, be adopted.—Carried.

Moved by Mr. Lee, seconded by Mr. A. Garner,

Gaol report. That the first report of Gaol Committee be received and read.

Report read.

Moved by Mr. Lee, seconded by Mr. A. Garner,

That the report just read be adopted.—Carried.

Adopted.

Moved by Mr. Pringle, seconded by Mr. Fraser,

That whereas many persons have from time to time been sent from this County to the General and Marine Hospital, at St. Catharines ;

Grant to St. Catharines Hospital.

And whereas it is deemed proper that a grant be made by this Council to that institution :

Be it therefore resolved, that one hundred dollars be granted by this Council to the said Hospital, and that the Warden issue his cheque on the County Treasurer in favor of the manager of said Hospital, for that sum.—Carried.

Moved by Mr. Hershey, seconded by Mr. A. Garner,

That this Council do now adjourn to meet again at the call of the Warden.—Carried.

Adjourned.

Pursuant to motion, the Council adjourned as 3 o'clock p. m.

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APPENDIX A.

BY-LAWS.

CHAPTER CCCCXLIII.

A BY-LAW to Authorize the Warden of the County of Welland to Borrow a sum of Money.

WHEREAS, it is requisite to provide, for County purposes, a sum of money, sufficient to meet demands against the County, due or maturing due during the present year ;

And whereas it is necessary and expedient to provide therefor, by By-law :

Therefore be it enacted, and it is hereby enacted, by the corporation of the County of Welland, that the Warden is hereby authorized to make any necessary loan, to meet the requirements of the County, that may exist or arise during 1882.

Passed in Council this 25th day of January, 1882.

{ L. S. }

ELISHA FURRY,
Warden.

J. C. PAGE, *County Clerk.*

CHAPTER CCCCXLIV.

A BY-LAW to fix Salaries of County Officers.

WHEREAS, it is necessary and expedient to provide by By-law for the payment of the salaries of the several officers of this Council :

Be it therefore enacted by the corporation of the County of Welland, and it is hereby enacted, that there shall be paid to the several officers of this Council, the following yearly salaries, that is to say :—

To the Warden.....	\$100 00
“ Clerk.....	450 00
“ Treasurer.....	600 00
“ Auditors, (each).....	20 00
“ Messenger.....	60 00

And be it therefore enacted that the foregoing sums shall be paid monthly by the Treasurer, upon the cheque of the Warden, out of any funds in his hands belonging to this County, not otherwise appropriated.

Passed in Council this 25th day of Jan., 1882.

{ L. S. }

ELISHA FURRY,
Warden.

J. C. PAGE, *County Clerk.*

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CHAPTER CCCCXLV.

A BY-LAW for the Appointment of High School Trustees.

WHEREAS, it is necessary for the municipality of the County of Welland to appoint High School Trustees, for each of the High Schools within incorporated Towns in said County, to fill vacancies about to occur in the Boards of such Towns ;

And whereas it is necessary for the municipality of the said County, to appoint two High School Trustees, for High Schools situated elsewhere than in incorporated Towns, to fill the vacancy about to occur in such Board :

Therefore be it enacted, and it is hereby enacted, that, for the High School situate in the Town of Welland, David McEwing shall be High School Trustee ; that, for the High School situated in the Town of Thorold, George Keefer shall be High School Trustee ; and that, for the High School situated in the Village of Niagara Falls, L. S. Lundy, Rev. R. Atcheson and John Mitchell, be High School Trustees, the latter to fill the unexpired term of George J. Duncan, resigned.

Passed in Council this 25th day of January, 1882.

{
L. S.
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ELISHA FURRY,
Warden.

J. C. PAGE, *County Clerk.*

CHAPTER CCCCXLVI.

A BY-LAW for the Appointment of Auditors.

WHEREAS, the Warden has nominated Col. Jas. E. Morin, as Auditor of Treasurer's accounts, on the part of the head of the corporation, and this Council has appointed Benj. Booth, Esq., as the other Auditor, and it is necessary to confirm such appointments.

Be it therefore enacted by the corporation of the County of Welland, and it is hereby enacted, that Col. Jas. E. Morin, being the nominee of the Warden, and Benj. Rooth, Esq., being the nominee of this Council, be, and they are hereby appointed Auditors of the Treasurer's accounts for the current year.

Passed in Council this 25th day of January, 1882.

{ L. S. }

ELISHA FURRY,
Warden.

J. C. PAGE, *County Clerk.*

CHAPTER CCCCXLVII.

A BY-LAW to Provide for the Payment to Sheriff Duncan, of a Certain Sum of Money, for Services in Connection with Jury Duty, Pursuant to Section 141, Chapter 48, Revised Statutes of Ontario.

WHEREAS, by section 141, chapter 48, "Every Sheriff is entitled to receive from the Treasurer of the County of which he is Sheriff, such sum for each pay list, and such sum per diem, for checking the same every day at the opening of court, and for certifying and returning the same to the Treasurer, as the County Council, by By-law, determine:"

Be it therefore enacted, by the corporation of the County of Welland, and it is hereby enacted, that the sum so to be paid by this Council, for such services, shall be the sum of fifty dollars per year, the same to be paid semi-annually, on the first days of January and June, in equal proportions, upon the cheque of the Warden.

Passed in Council this 26th day of January, 1882.

{ L. S. }

ELISHA FURRY,
Warden.

J. C. PAGE, *County Clerk.*

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CHAPTER CCCCXLVIII.

BY-LAW to Repeal, in part, By-law No. 419, entitled, an Act to Repeal, in part, By-law No. 403, of the County of Welland, and to Appoint a Valuator of County Lands.

WHEREAS, this Council did, on the 31st day of January, 1879, pass a By-law, appointing Messrs. Lattimore and Furry, Valuators of County Lands ;

And whereas said By-law was amended, on the 30th day of January, 1880, by substituting Mr. Misener for Mr. Lattimore, deceased ;

And whereas Mr. Furry, one of the present Valuators, has been elected Warden of this County, thereby preventing him from acting as one of the said Valuators, and it is expedient and necessary that the vacancy should be filled up by some other member of this Council :

Be it therefore resolved, by the corporation of the County of Welland, and it is hereby enacted, by authority of the same, that John A. Ramsden be, and he is hereby, appointed as Valuator of County Lands, in the room and stead of Mr. Furry.

Passed in Council this 27th day of January, 1882.

{ L. S. }

ELISHA FURRY,
Warden.

J. C. PAGE, *County Clerk.*

CHAPTER CCCCXLIX.

A BY-LAW for the Appointment of Board of Audit.

WHEREAS, in and by the Revised Statutes of Ontario, chap. 85, sec. 7, a Board of Audit is to be appointed, for the purposes named therein, to be composed of the judge, or junior acting judge, of the County Court, and two other persons, who shall be appointed annually for that purpose, by the County Council of such county, or union of counties, at their first meeting in each year, not more than one of such persons being a member, for the time being, of such Council;

And whereas it is necessary and expedient to give effect to such enactment, in so far as relates to the County of Welland:

Be it therefore enacted, and it is hereby enacted, by the corporation of the County of Welland, that Egerton R. Hellems and G. L. Hobson be, and they are hereby, appointed members of the said Board of Audit, for the County of Welland, for the current year.

Passed in Council this 28th day of January, 1882.

{ L. S. }

ELISHA FURRY,
Warden.

J. C. PAGE, *County-Clerk.*

CHAPTER CCCCL.

A BY-LAW for the Appointment of Caretaker of the following Offices, viz. :— The Clerk of the Peace, Clerk of the County Court, Registrar of the Surrogate Court, and County Clerk, at a Salary of Sixty Dollars per Annum, Payable Quarterly.

WHEREAS, it is necessary and expedient to appoint, by By-law, a Caretaker of the offices of the Clerk of the Peace, Clerk of the County Court, Registrar of the Surrogate Court, and County Clerk, at a salary of sixty dollars per annum, payable quarterly :

Be it therefore enacted, and it is hereby enacted, by the corporation of the County of Welland, that James A. Gilchriese be, and he is hereby, appointed Caretaker of the offices hereinbefore named, to take effect on and from the first day of January, 1882.

Read and passed in Council this the 28th day of January, 1882.

{ L. S. }

ELISHA FURRY,
Warden.

J. C. PAGE, *County Clerk.*

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APPENDIX B.

REPORTS OF COMMITTEES.

REPORT OF SPECIAL COMMITTEE, APPOINTED TO STRIKE STANDING COMMITTEES' FOR THE YEAR 1882.

To the Warden and Councillors of the County of Welland, in Council Assembled:

Your committee, appointed to strike the standing committees for the current year, beg leave to submit the following report, viz. :—

STANDING COMMITTEES FOR 1882.

ON FINANCE.—Messrs. the Warden, Humberstone; Pringle, Port Colborne; Burgar, Welland; Ramsden, Sherkston; Walsh, Chippawa; McCleary, Thorold; Baker, Stevensville.

ROADS AND BRIDGES.—Messrs. Jos. Garner, Fenwick; Smith, Chippawa; Misener, Marshville; Willson, Port Robinson; Baker, Stevensville.

GAOL AND COUNTY BUILDINGS.—Messrs. Bugar, Welland; Cruickshank, Fort Erie; A. Garner, Southend; McCleary, Thorold; Lee, Marshville.

SALARIES.—Messrs. Fraser, Thorold; Yokom, Welland; Gainer, Welland; Sisler, Fenwick; Hobson, Welland; Walsh, Chippawa; A. Garner, Southend; Russell, Drummondville.

EDUCATION.—Messrs. Pringle, Port Colborne; Gainer, Welland; Cruickshank, Fort Erie; Willson, Port Robinson; Misener, Marshville; Sisler, Fenwick; Russell, Drummondville; Hobson, Welland; Fraser, Thorold.

PRINTING.—Messrs. Hershey, Fort Erie; Lee, Marshville; Ramsden, Sherkston; Yokom, Welland; Walsh, Chippawa; Smith, Chippawa; Jos. Garner, Fenwick.

EQUALIZATION.—Messrs. Hershey, Fort Erie; the Warden, Humberstone; Pringle, Port Colborne; Bugar, Welland; Lee, Marshville; Jos. Garner, Fenwick; Willson, Port Robinson; Fraser, Thorold; A. Garner, Southend; Russell, Drummondville; Walsh, Chippawa; Yokom, Welland; Smith, Chippawa; Cruickshank, Fort Erie.

MARSH LANDS.—Messrs. Lee, Marshville; Hershey, Fort Erie; Fraser, Thorold; Jos. Garner, Fenwick; Ramsden, Sherkston.

All of which is respectfully submitted.

EDWIN HERSHEY,
A. FRASER,
J. H. BUGAR,
ERNEST CRUICKSHANK,
EDWARD LEE,
JAMES SMITH,
WILLIAM H. GAINER,
RICHARD WALSH.

Council Room, Welland,
Jan. 25th, 1882.

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FIRST REPORT OF STANDING COMMITTEE ON
ROADS AND BRIDGES.

To the Warden and Councillors of the County of Welland, in Council Assembled :

The Committee on Roads and Bridges beg leave to submit this their first report :—

Your committee have considered the account of A. Herbold, which was referred to them by your honorable Council, and cannot recommend the payment of any portion of the account, from the fact that Mr. Herbold was not employed, either to swing the bridge or to make any repairs whatever on said bridge, by your committee for the year 1881.

Your committee would recommend that the Warden issue his cheque in favor of Thomas Ray, for the sum of \$70, for plans and specifications for Chippawa bridge, taking measurements, and assisting committee.

All of which is respectfully submitted.

JOSEPH GARNER,
JOHN MISENER,
JOHN WILLSON,
LEVI BAKER,
JAMES SMITH,

Council Chamber, Welland,

Jan. 28th, 1882.

REPORT OF GAOL COMMITTEE, PURSUANT TO RESOLUTION OF DECEMBER SESSION, 1881.

To the Warden and Councillors of the County of Welland, in Council Assembled :

Your Gaol Committee, of last year, who were instructed by the Council, in the December session, to take an inventory of all the chattels in the several offices and rooms in the court house and gaol and registry office, beg leave to submit this their report, in accordance with above instructions :—

They took an inventory, as directed, and herewith submit such inventory copied in a book to be kept for the purpose named.

J. H. BURGAR,
Chairman Gaol Committee, 1881,
For said Gaol Committee.

Council Chamber, Welland,
Jan. 27th, 1882.

SECOND REPORT OF GAOL COMMITTEE.

To the Warden and Councillors of the County of Welland, in Council Assembled :

Your Gaol Committee beg leave to make this their second report, and recommend the payment of the following certified accounts, viz. :—

L. J. Brennan.....	\$ 40
M. Vanderburgh.....	1 70
James Foster.....	1 80
R. Morwood.....	2 40
Hellems & Garner.....	6 60

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REPORT

To the Warden and Councillors of the County of Welland, in Council Assembled :

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J. Appleyard	2	35
T. L. Nichols	5	38
Beatty & Sons	3	75

All of which is respectfully submitted.

ANSON GARNER,
WM. McCLEARY,
EDWARD LEF.

Council Chamber, Welland,
Jan. 28th, 1882.

REPORT OF STANDING COMMITTEE ON SALARIES.

To the Warden and Councillors of the County of Welland, in Council Assembled :

The Standing Committe on Salaries beg leave to submit this their first report, recommending the following as the salaries for the current year to be paid the several officers hereinafter named :—

To the Warden	\$100	00
“ County Clerk	450	00
“ County Treasurer	600	00
“ Auditors, (each)	20	00
“ Messenger	60	00

All of which is respectfully submitted.

A. FRASER,
WM. RUSSELL,
G. L. HOBSON,
WM. H. GAINER,
EDWARD SISLER,
A. GARNER,
JAS. YOKOM,
RICHARD WALSH.

Council Room, Welland,
Jan. 25th, 1882.

REPORT OF FINANCE COMMITTEE.

To the Warden and Councillors of the County of Welland, in Council Assembled :

Your Standing Committee on Finance beg respectfully to submit their first report, and recommend the payment of the following accounts, by Warden's cheques on the County Treasurer :

J. J. Sidey, printing for County.....	\$ 10 00
Anger Bros., " "	2 50
Hart & Co., municipal blanks.....	173 25
Hellems & Garner, stationery.....	17 00

The above accounts were found duly certified to be correct.

Your committee returned several accounts to the Gaol and Marsh Lands Committees, believing it to be the duty of these respective committees to report on all accounts relating to matters under their charge.

Whereas the Town of Niagara Falls will be required to pay one-fourteenth of the expenses of maintenance of county buildings, your committee recommend that all accounts relating thereto be reported upon by the Gaol and County Buildings Committee.

Your committee also recommend payment to County Inspector, \$10.89, being the amount of his stationery account since July, 1881, but suggest that such accounts in future should be certified to be correct.

Your committee also recommend the continuation of the usual grant of \$10 to the Ontario Rifle Association, as per application of W. D. Otter, Esq.

All of which is respectfully submitted.

ELISHA FURRY,
W. B. PRINGLE,
J. A. RAMSDEN,
WM. McCLEARY.

Council Chamber,
Jan. 28th, 1882.

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REPORT OF MARSH LANDS COMMITTEE *RE* THOS.
WILLSON'S OFFER.

To the Warden and Councillors of the County of Welland, in Council Assembled:

The Committee on Marsh Lands, to whom was referred the application of Mr. Thomas Willson, of Wainfleet, dated 25th Jan. inst., for the purchase of west half of unsold County lands at \$2.50 per acre, beg to make their first report.

Your committee has considered the offer and cannot recommend its being accepted, said offer being of less importance to the County than a previous offer made by Mr. Willson.

All of which is respectfully submitted.

EDWARD LEE, (Chairman,
EDWIN HERSHEY,
A. FRASER,
JOSEPH GARNER,
J. A. RAMSDEN.

Council Chamber, Welland,
Jan. 26th, 1882.

REPORT OF THE STANDING COMMITTEE ON MARSH
LANDS, *RE* DRAINAGE.

To the Warden and Councillors of the County of Welland, in Council Assembled:

Your Committee on Marsh Lands beg leave to submit the following report, under instructions by resolution of your honorable Council, passed in the December session of 1881, as follows:—

We cannot recommend drainage under the Acts referred to in said resolution.

Your committee, however, find a special Act, passed in 1855, in regard to drainage of County lands, and saw fit to assume the

responsibility of obtaining the accompanying opinion of James Bethune, Esq., of Toronto, in reference to the powers possessed by the County under special Act referred to, which opinion they herewith submit, and recommend the immediate adoption of such vigorous action by your Council, as will bring about the most speedy and thorough drainage of the Marsh Lands Tract, under the provisions of the said special Act referred to.

Your committee would further recommend that full power be delegated by your honorable Council to the Marsh Lands Committee, to take immediate action, by the employment of a competent engineer, to take levels on the most favorable outlets and drains in the Townships of Crowland, Humblestone and Wainfleet, make estimates of cost, prepare plans and specifications, preparatory to the passing of a By-law by your honorable Council, in conformity with an Act, 18 Vic., chap. 149, sec. 6; and that it be an instruction to the engineer, in discharge of his duty, to examine all lots and parts of lots in his judgment likely to be benefitted by the proposed drainage, numbering each lot or part of lot, charging each parcel in proportion to the amount of benefit to be derived therefrom, in carrying out a thorough system of drainage.

It is, however, thought advisable to dispose of the Marsh Lands for cash, providing a price satisfactory to the committee, accompanied by proper guarantees as to drainage, be obtained.

Your committee, therefore, recommend that they be invested with full power to dispose of the tract, in case such sufficient offers for cash and guarantees as to drainage, be obtained.

All of which is respectfully submitted.

EDWARD LEE, (Chairman,)
EDWIN HERSHEY,
JOSEPH GARNER,
ALEXANDER FRASER,
JOHN A RAMSDEN.

Council Room, Welland,
Jan. 27th, 1882.

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THIRD REPORT OF MARSH LANDS COMMITTEE.

To the Warden and Councillors of the County of Welland, in Council Assembled :

The Committee on Marsh Lands beg to make their third report :—

Your committee recommend payment of the following accounts, *re* Marsh Lands :—

L. D. Raymond, Esq., including fee to Jas. Bethune, Esq. . \$36 00
H. T. Ross, Esq., Engineer 7 00

All of which is respectfully submitted.

EDWARD LEE, (Chairman,)
EDWIN HERSHEY,
JOSEPH GARNER,
J. A. RAMSDEN,
A. FRASER.

Council Chamber, Welland,

Jan. 27th, 1882.

REPORT OF SPECIAL COMMITTEE *RE* A. M. ROSS'S
PETITION.

To the Warden and Councillors of the County of Welland, in Council Assembled :

Your special committee, to whom was referred the communication of A. M. Ross, *re* second selection of jurors, beg leave to submit this their report, and would recommend that second selec-

tion of jurors be abolished, as in the opinion of your committee such selection is perfectly useless, and entails a large expense on the County needlessly.

Your committee would therefore recommend that a memorial embodying the above views be sent to the Ontario Legislature.

All of which is respectfully submitted.

J. H. BURGAR,
ERNEST CRUICKSHANK,
W. B. PRINGLE,
J. A. RAMSDEN,
G. L. HOBSON,
JAMES SMITH.

Council Chamber, Welland,
Jan. 25th, 1882.

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APPENDIX C.

MISCELLANEOUS REPORTS.

REPORT OF COUNTY CLERK.

To the Warden and Councillors of the County of Welland, in Council Assembled :

GENTLEMEN,—

I beg to submit a statement of insurance on County buildings, shewing the amount and dates when the different policies expire, which are :—

1st. Canada Fire & Marine, rate 9-10ths per cent., expires Feb. 8th, 1882, \$8,000.

2nd. Liverpool, London & Globe, 9-10ths per cent., expires April 9th, 1883, \$4,000.

3rd. Western, 9-10ths per cent., expires June 7th, 1883, \$9,000.

4th. British American, 9-10ths per cent., expires June 11th, 1883, \$8,000.

5th. British American, (Library), 9-10ths per cent., expires June 22nd, 1883, \$1,000.

6th. Lancashire, 9-10ths per cent., expires July 12th, 1883, \$6,000.

7th. Liverpool, London & Globe, 9-10ths per cent., expires September 25th, 1883, \$8,000.

8th. Lancashire, 9-10ths per cent., expires February 20th, 1884, \$2,000.

Making a total of \$46,000, which includes \$1,000 on furniture, and \$1,000 on library, leaving a total of \$44,000 on building.

The County Treasurer's policies, amounting to \$10,000; \$5,000 in Citizens, and \$5,000 in Canada Guarantee; expire respectively on the 1st April and 1st December of the present year.

There are several applications now in for purchase of Marsh Lands in the Township of Wainfleet, in the third concession, and, as there is still some doubt as to the location of the third concession, I have declined making any sales in that concession since the late survey.

I trust that some definite action will be taken the present session, that I may know how to act in the matter.

All of which is respectfully submitted.

J. C. PAGE.

January 25th, 1882.

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COUNTY SCHOOL INSPECTOR'S REPORT FOR THE
YEAR 1881.

To E. Furry, Esq., Warden :

SIR,—

I have the honor to submit the following report of the schools under my jurisdiction for the year 1881 :—

The number of Public Schools and Departments was.....	94
Roman Catholic Separate Schools.....	1
Total.....	95

The number of pupils enrolled during the year was.....	5914
Average attendance.....	2519

The amount paid for Teachers' salaries was.....	\$27,344 00
Buildings and other improvements, Maps, Fuel, &c....	5,828 00
Total expenditure.....	\$33,172 00

Or for each pupil enrolled about.....\$5 60

The highest salary paid a male teacher was.....\$700 00

The lowest..... 275 00

And the average salary..... 395 00

The highest salary paid a female teacher was..... 325 00

The lowest..... 150 00

And the average salary..... 254

Nearly all the schools have been kept open the whole year, and in a large proportion of them the teachers have not been changed.

Irregularity of attendance, however, still prevails to a large extent, the compulsory law which gives trustees authority to appoint an officer to call delinquents to account, has not as yet produced the desired effect.

In regard to accommodations, I am glad to be able to report that improvements continue to be made. Old school houses con-

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tinue to give place to new ones, school lots to be enlarged and improved, and the schools better equipped and placed upon a better footing.

The school rooms, as a rule, are kept in a neat and orderly condition, the trustees usually making provisions for sweeping, making fires, &c. In a few instances, however, more frequent scrubbing would be beneficial, and a more strict supervision over the out-door premises, together with a little more promptness on the part of trustees in making necessary repairs.

The order and discipline maintained throughout the schools have generally been good. In a number of them, also, a higher state of proficiency has been reached than public schools are usually able to exhibit. While it is very gratifying to find schools doing good work in carefully and thoroughly grounding the pupils in the first four classes of the programme, it affords still further satisfaction to find 5th and 6th classes manifesting a proficiency which not only does great credit to the school, but also shows to how high a standard of scholarships our public schools can attain.

In regard to the County Model School, the accommodations are the same as reported last year. The teaching staff is also the same, except that the place of the third assistant, who held a 3rd class certificate, is supplied by a teacher hold a 1st old County Board certificate.

The programme adopted for the last two years, and which was found to work well, was again adopted this year. A copy of it was given in my last report.

The number of teachers trained, was two. At the end of the term an examination was held in accordance with the regulations, and was partly oral and partly written. The candidates were also required to teach classes of pupils before the Board of Examiners. At the conclusion of the examination both candidates were awarded certificates.

The County Model School has now been discontinued by the Board of Trustees. I have no doubt, however, that under the new regulations the training of teachers will be more thorough than it has been possible to make it up to the present time. Nevertheless

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the Model Schools, under the former regulations, served a good purpose in initiating the training of third-class teachers, and they have prepared the way for carrying out a more complete and efficient training system.

I have the honor to be, sir,

Your obedient servant,

JAS. H. BALL,

County Inspector.

Thorold, January 26th, 1882.

STATEMENT OF FINANCIAL STANDING OF COUNTY,
AS PER RESOLUTION OF COUNCIL.

Amount of cash in hand.....	\$7027 78
Town of Clifton has not paid the assessment for 1881.....	\$950 00
Amount due by award, 15, as I make it.....	550 60
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	\$1500 60

All other municipalities are paid up.

Award made to Town of Clifton will no doubt be taken into consideration, due 1st July inst.

Amount due on temporary loan :—

Warden and Treasurer, joint note at Bank, due 28th Jan. . . .	\$2000
" " " " 7th Feb. . . .	2500
" " " McCulloch, due Aug. . . .	3500
" " " McMicking estate, Dec. . .	4800
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	\$12,800

JAMES McGLASHAN,
Co. Treasurer.

Treasurer's Office, Welland,
25th January, 1882.

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APPENDIX D.

COMMUNICATIONS.

FROM A. M. ROSS, ESQ., *RE* SECOND SELECTION OF
JURORS.

GODERICH, Jan. 13th, 1882.

To the Warden and Councillors of the County of Welland, in Council Assembled :

GENTLEMEN,—

I addressed you last year, urging you to petition the Ontario Legislature to do away with the second selection of jurors, as being both useless and expensive. The matter was discussed in the House, and a strong feeling in favor of its abolition was shown, but nothing definite was done, the Ministry saying they would consider the matter before the next session. No announcement is made that anything is to be done this session. The Government have, I believe, asked the opinion of the judges, sheriffs, and treasurers, as

to the usefulness of this selection. As all these are permanent members of the board of selectors, receiving from the county \$4 per day for this work, their personal interest is liable to bias their judgment. Many members of County Councils have been Wardens, and attended this selection. They know the utter uselessness of the work done there, and know that the local selectors, (the Reeve, Assessor and Clerk), have far more knowledge of the fitness of the men in their own municipalities than these officials in the County Town.

Reforms of this kind can only be effected by repeated representations of the Councils who have to pay the unnecessary cost, and I would urge you again to forward another petition to your local representative, asking the Legislature to abolish the second selection, and ballot for the different pannels directly from the lists returned by the local selectors.

I am your obedient servant,

A. M. ROSS,

Co. Treas., Huron.

FROM MR. THOS. WILLSON, *RE* MARSH LANDS.

To the Warden and Councillors of the County of Welland, in Council Assembled :

GENTLEMEN,—

As it seems to be your wish to do something definite concerning either the sale or drainage of the County lands still on hand, I am induced to make the following proposition for the west half of the same: Two-and-a-half dollars per acre, payable one-third cash in hand, and the balance on time secured by mortgage on the land, with interest. In the matter of drainage, I will, commencing at

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the lowest point on the main drain, a ditch three feet deep, twenty feet wide on the surface, and ten feet on the bottom, following what may seem to me the most practicable route, carrying a descending fall at the rate of two feet per mile to a practical terminus, and complete the same within two years of the time of entering into this obligation, if acted on.

Very respectfully,

THOMAS WILLSON.

Welland, January 25th, 1882.

FROM SECRETARY GENERAL AND MARINE HOSPITAL,
ST. CATHARINES.

ST. CATHARINES, 26th January, 1882.

To E. Furry, Esq., Warden, County of Welland :

SIR,

I am instructed by the Board of Trustees of the St. Catharines General and Marine Hospital and Training School for Nurses, to apply to the County Council of the County of Welland, for an annual donation towards the funds of these valuable institutions.

I may add that the County of Lincoln grants aid to the above, yearly, to the amount of six or eight hundred dollars, and the trustees hope your Council will do likewise, more particularly that Welland County has had more patients under treatment than the County of Lincoln for the past year.

I hope you will bring this matter before your Council, and that they give us such assistance as they may feel able to do.

I remain yours truly,

SECRETARY OF GENERAL AND MARINE HOSPITAL.

P. S.—I need not add that we are badly off for funds.

FROM L. D. RAYMOND, ESQ., *RE* CARETAKER.

WELLAND, 26th January, 1882.

J. H. Burgar, Esq., Chairman Gaol Committee :

DEAR SIR,—

May I request you will be so good as to call the attention of the County Council to my frequent applications under the Revised Statutes, Ontario, Chap. 174, Sec. 442, page 1713, relating to the proper care of the offices in the Court House.

And oblige,

Yours truly,

L. D. RAYMOND,

Clerk of the Peace.

FROM JAMES A. GILCHRIESE, *RE* SALARY.

WELLAND, January 27th, 1882.

To the Warden and Councillors of the County of Welland, in Council Assembled :

GENTLEMEN,—

I ask your honorable body to grant me a raise of salary as turnkey in your county gaol, for the following reasons :—Since I was appointed, some eight years ago, my duties have nearly doubled, without any corresponding increase of pay. The cost of living is now very much higher than it was then. If you will take

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the trouble to find out, you will see that my salary is one hundred dollars lower than that paid other turnkeys who have the same amount of work. We handle more prisoners than most of the county gaols in Ontario.

I have endeavored faithfully to perform my duties since my appointment, and I trust that this my first request to your honorable Council may meet with favor. I was appointed turnkey in this gaol on the 11th day of May, 1874, by the late Sheriff Hobson.

I have the honor to be, gentlemen,

Your obedient servant,

JAMES A. GILCHRIESE,
Turnkey, Welland Gaol.

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APPENDIX E.

MISCELLANEOUS.

RESIGNATION OF GEO. J. DUNCAN, ESQ., AS HIGH
SCHOOL TRUSTEE.

DRUMMONDVILLE, 24th January, 1882.

To the Warden and Councillors of the County of Welland, in Council Assembled:

GENTS,—

I hereby tender you my resignation as a Trustee of the High School in the Township of Stamford.

Yours truly,

GEO. J. DUNCAN.

OPINION OF JAMES BETHUNE, Esq., *RE* MARSH LANDS
DRAINAGE.

RE CRANBERRY MARSH, COUNTY OF WELLAND.

STATEMENT OF CASE FOR THE OPINION OF MR. BETHUNE, SUBMITTED
BY THE COUNTY COUNCIL OF WELLAND.

The County Council of this County, at their session in December, adopted a resolution for a thorough system of drainage of the County lands, known as the "Great Cranberry Marsh."

The carrying out of this resolution will involve a large expenditure, and the Council, desiring to be assured as to what their powers are under the Statutes cited below, have instructed me to procure your opinion with respect to them.

The Statutes relating to these lands are as follows :—

- 1st. 14 and 15 Vic., 1851, cap. 139.
- 2nd. 16 Vic., 1853, cap. 221.
- 3rd. 18 Vic., 1855, cap. 149.

Has the Council power to pass a by-law or by-laws, for the purpose of the complete and thorough drainage of the lands mentioned in these Acts?

Can the Council issue debentures and raise money for the purpose of such drainage?

Are all the lands benefitted by the drainage subject to assessment for that purpose?

Are all the lands in the township named subject to such assessment, if the Council desire to make it?

If any legal objection occurs to you, as to the powers of the Council under these Acts, or any reason why the Council should not proceed to carry out their resolution, be pleased to state it.

(Signed), L. D. RAYMOND,
County Solicitor.

RE CRANBERRY MARSH.

I have perused the foregoing statement of case, and the Statutes referred to in it, as well as the provisions of the municipal law, which seem to me cognate to these Statutes.

I am of the opinion that the Council has power to pass a by-law for the purpose of the complete and thorough drainage of the lands mentioned in the Statutes referred to in the case.

The Statutes, 18 Vic., chap. 149, sec. 6, gives power to the Municipal Council of Welland to defray the expenses of the drainage of the Marsh Lands in the Townships of Crowland, Humberstone and Wainfleet, as well as the back ditches of the Welland Canal and the Welland Canal Feeder, by an assessment or assessments upon the rateable property in such Townships generally, or such parts thereof as shall be most benefitted by such works.

I have no doubt these Acts specifically referred to in the case are still in force, and that all the powers mentioned in the Acts can still be exercised by the County Council of Welland.

Sec. 454 of the Municipal Act, S. S. 15, clearly recognizes the execution of such a power by the County Council as within the scope of the Municipal Act.

I think the corporation of Welland can issue debentures, within the limitations contained in sections 333 and 334 of the Municipal Act, as amended by 44 Vic., chap. 24, sections 6 and 7.

Of course, if the Council desire to borrow more than \$20,000 in any one year, the by-law would have to be submitted to the electorate. Assuming, however, for the present, that the money to be borrowed is within this limit, I see no objection whatever to it being borrowed upon debentures, under the sections just referred to.

I think that the assessments may be imposed upon the whole of the townships generally, or on particular parts of townships, but in the latter event the by-law ought to specify the particular lots which are proposed to be affected by it.

If the Council borrow money under these debentures it will of course be necessary to register the by-laws under 44 Vic., Chap. 24, Sec. 28.

I do not think that any of the special provisions as to publication of drainage by-laws, or appeals to courts of revision from them, and the like, have any application to the special power to be executed under the statutes referred to in the case.

[Fee, \$30.]

JAMES BETHUNE.

21st January, 1882.

