

WEXFORD COUNTY COUNCIL.

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M I N U T E S

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OF ANNUAL MEETING HELD ON 3RD JULY,
1926.

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N. J. FRIZELLE,
SECRETARY.

FORTVIEW,
WEXFORD.

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The Annual meeting of Wexford County Council was held in County Council Chamber, Fortview, Wexford on 3rd July, 1926.

Present:- Mr. Thomas McCarthy, Chairman, (Presiding); also; Messrs William Boggan, Patrick Byrne, James Clince, Michael Cloney, Patrick Colfer, John Connors, Thomas Cooney, Richard Corish, Michael Doyle, James Gaul, Colonel C. M. Gibbon, James Hall, Patrick Hayes, Michael Jordan, David Kavanagh, Aidan Mernagh, Nicholas J. Murphy, John O'Byrne, John Pender, M. M. O'Donoghue, Colonel R. P. Wemyss Quin, Thomas Rossiter, James Shannon, William Thorpe, James E. Walsh, and John White.

The Secretary, Assistant Secretary, County Surveyor and Mr. Elgee, were in attendance.

The Minutes of last meeting were read and signed.

ELECTION OF CHAIRMAN.

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Mr. Shannon, in proposing that the out-going Chairman, Mr. McCarthy, be re-elected for the coming year, said that last year he (Mr. Shannon) had the honour of proposing Mr. McCarthy for the chair, and he believed that he had carried out his duties during the past year in a fair and straightforward manner. He believed the Council could not do better than re-elect him.

Mr. Sean O'Byrne, in seconding, said that the Council had been very lucky in getting such a Chairman as Mr. McCarthy who had carried out the business very impartially.

The motion was supported by Colonel Gibbon, Mr. Corish and Mr. Rossiter.

The Chairman returned thanks for his re-election.

ELECTION OF VICE CHAIRMAN.

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Colonel Gibbon, as outgoing vice chairman, proposed the election of Mr. Michael Doyle to the position.

Mr. Doyle, intervening, said that he could not find time to devote to the position as he already had sufficient commitments on his time, and he certainly would not take on any more new duties.

Mr. Cloney proposed the re-election of Colonel Gibbon. Mr. Boggan seconded.

Messrs Corish, Hayes and Shannon supported the motion.

The Chairman, associating himself with the proposition, stated that Colonel Gibbon had given great attention to his duties, and had shown marked ability in dealing with public affairs.

As there was no other proposition, the Chairman stated he had great pleasure in declaring Colonel Gibbon re-elected.

APPOINTMENT OF COMMITTEES.

Finance

The following list of attendances of Finance Committee since the election of County Council was laid before the meeting:-

Messrs Sean O'Byrne 26 meetings; P. Hayes 24 do; James Gaul 23 do; W. Thorpe 19 do; T. McCarthy (Chairman) 18 do; M. Jordan 8 do; James E. Walsh 6 do; Colonel Gibbon 4 do.

The total number of meetings held was 27.

The Chairman proposed the re-election of Finance Committee.

Mr. Hall seconded.

Mr. Gaul said that he would be unable to attend for some time and, in consequence, resigned his position. He suggested that Mr. Mernagh should be appointed in his place.

It was then proposed by Colonel Gibbon, seconded by Mr. Hall and adopted:- "That the Finance Committee for year 1926-27 be composed of the following:-

Messrs Sean O'Byrne, P. Hayes, Aidan Mernagh; W. Thorpe; M. Jordan, James E. Walsh, Colonel Gibbon and the Chairman.

It was decided that meetings in future be held at 2 o'clock on each alternate Thursday.

Roads.

The following list of attendances of the Roads Committee since the election of County Council was laid before the meeting:-

James Hall 14 meetings; Sean O'Byrne 14; William Boggan 14; Patrick Colfer 13; Colonel Gibbon 13; Colonel Quin 13, James Shannon 13; Thomas McCarthy (Chairman) 12 M. Cloney 12; R. Corish 9.

Total number of meetings held was 14.

Mr. Doyle proposed and Mr. Jordan seconded the following resolution which was adopted unanimously:-

"That the Roads Committee for year 1926-27 be composed of the following:-

Messrs James Hall, Sean O'Byrne, William Boggan, Patrick Colfer; Colonel Gibbon, Colonel Quin, James Shannon, Thomas McCarthy (Chairman); M. Cloney and R. Corish"

MINUTES OF FINANCE COMMITTEE.

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The following minutes of Finance Committee in respect of meeting held on 24th June, 1926, were submitted:-

24th June, 1926.

Present Mr Thomas McCarthy (Chairman) presiding, Also Messrs Sean O'Byrne, P. Hayes and Ml Jordan.

The Secretary, Assistant Secretary, County Surveyor and Mr Elgee, Solicitor were also in attendance.

The Minutes of last meeting were read and signed.

A letter was read from Col Gibbon that he could not attend as he would be absent from home on business.

Treasurer's Advice Note for £4477-12-0 was examined and signed.

REGISTER OF VOTERS.

Under date 16th June, 1926, an application was received from Mr Scallan, Registration Officer, for payment of £923-18-0 balance due for preparation of fourth Register of Electors for the County.

It was decided that the amount be paid.

WEXFORD COURTHOUSE - EXPENSES OF VALUER.

Under date 14th June 1926, the Department of Local Government wrote (G26422/1926 Wexford County), forwarding copy of letter written to Mr Elgee, solicitor, regarding claim of Mr Wood for services rendered in connection with the claim for compensation in respect of Wexford Courthouse.

The letter to Mr Elgee stated that, having regard to the circumstances mentioned in the letter of 8th May from Mr Elgee to the Department, the Minister would raise no objection to the payment of £61-5-0 in settlement of Mr Wood's claim for compensation, provided that this sum be accepted by Mr Wood in full discharge of claim.

It was decided to pay amount of £61-5-0 at next meeting of Finance Committee, Mr Elgee to lodge discharge of claim in the meantime for the sum of £61-5-0.

COUNTY LIBRARY SERVICE

Miss Walsh, Librarian, wrote that the Underwood Typewriter which had been offered to her for sale was only a rebuilt machine. She could obtain an L.C. Smith machine for £16-16-0.

It was decided that Miss Walsh be empowered to purchase L.C. Smith Typewriter at £16-16-0, resolution agreeing to purchase of Underwood machine to remain inoperative.

Miss Walsh applied for leave of absence to take part in pilgrimage to Lough Derg from 25th to 30th June inclusive.

It was agreed that leave of absence be granted to Miss Walsh from 25th to 30th June, this period to be counted as part of her annual holidays.

SMALL SAFE- NEW ROSS BOARDROOM.

An application was read from Mr J.J. Shortall, Engineer to County Wexford Board of Public Health, for use of the small safe recently removed from New Ross Boardroom either on loan or purchase for the safe custody of his official papers.

The following resolution was adopted:-

"That provided the County Board of Health does not require the small safe in New Ross Boardroom, same be sold to Mr J.J.Shortall, Engineer, New Ross, on a valuation to be made by County Surveyor.

WEXFORD COURTHOUSE-CARETAKER.

Correspondence was read from Mrs McNally Court-keeper, Wexford, asking if she was required to take up her duties in connection with temporary Court in Old Jail, and from Mr Elgee, solicitor, as to the position of Mrs McNally regarding superannuation. Mr Elgee held that Mrs McNally was not a "pensionable" officer.

It was decided to adjourn the consideration of the matter pending reply from the Under Sheriff as to his ~~observations~~ observations in regard to the correspondence which had been furnished to him.

IRISH PUBLIC BODIES' INSURANCES.

Circular letter under date 27th May, 1926, was read from the Secretary General Council of County Councils, regarding the establishment of the Irish Public Bodies' Mutual Insurance Limited.

The following resolution was unanimously agreed to:-

"That, on the passing of the Local Authorities' Mutual Insurance Bill, all insurances of Wexford County Council and its Committees and renewals of same be effected through the 'Irish Public Bodies' Insurances Limited.'"

AFFILIATION FEE COUNTY COUNCILS GENERAL COUNCIL.

It was decided that £20 affiliation fee of Wexford County Council with the General Council of County Councils for year 1926-27 be paid at next meeting of the Finance Committee.

INSURANCE OF WORKERS AT LABOURERS' COTTAGES

ENNISCORTHY DISTRICT

Mr Elgee, solicitor, submitted opinion of Mr C.F. Matheson B.L., re above.

It was decided to adjourn the consideration of the opinion to next meeting, the Secretary in the meantime to supply Mr Elgee with copy of the decision of the Insurance Commission of the 9th November 1925 in connection with this matter.

UNIVERSITY SCHOLARSHIP- Mr S. J. FURLONG.

Under date 18th June, 1926, letter was read from Mr S.J. Furlong, University Scholarship holder (in Agriculture) asking for payment of the balance of his scholarship.

It was decided to inform Mr Furlong that payment in question was suspended until he had furnished the name and address of the farmer with whom he was arranging to put in a year's apprenticeship. This decision was adopted by the County Council and the Finance Committee saw no reason why it should be varied.

RATE COLLECTION.

The Secretary reported that Mr P. J. Fitzpatrick, Rate Collector, No 15 District, had not attended for checking on last checking date. He wired that he would attend next day at County Council Offices but failed to carry out his promise.

The following resolution was adopted:- "That Mr Fitzpatrick, Rate Collector for No 15 Collectio District, be directed to attend for the checking of his rate collecting books at once;

"that he be warned that if he fails to attend for checking on any future date, he will be suspended and his books taken up."

The following resolution was adopted:-

"That Mr C. J. McCarthy, Rate Collector of No 5 Collection District, be requested to appoint a deputy in order to close warrants for period to 31st March, 1926, and to deal with the collection of current rate."

In connection with derelict farm at Newtown, Clonevan, amount of rates, £105-6-2, Mr John J. Sinnott Rate Collector, No 16 Collection District, wrote that he had had a communication from Mr H. R. Hamilton New Ross, Court Receiver, that he had no funds in hands to pay the rates nor was he likely to have any.

It was decided that Demand Notes for the amount due be served on Mr John Gilbert who had paid the rent of the farm to the Land Commission last year.

It was decided to inform Mr P. J. Sinnott, Rate-Collector for No 4 Collection District, that the Committee are not satisfied with the progress of his collection. Unless there is a very substantial improvement in his collection by next meeting, they will recommend the County Council to consider the appointment of a new Collector for the district.

The Secretary reported that only £50 had been collected on current rate- a lodgment by Collector E.J. Murphy, No 17 Collection District.

It was decided that the Secretary communicate with the Rate Collectors and urge upon them the great necessity existing to proceed with the collection with "all due diligence". The Finance Committee are not satisfied as to the energy displayed by the Collectors and expect that a great improvement will be apparent by the date of next Finance Committee meeting.

The following resolution was passed unanimously:-

"That the Department of Local Government be requested to sanction payment of deferred poundage in respect of amounts lodged by the various Collectors to 30th April, 1926."

ANIMALS RELEASED FROM POUND.

Under date 21st June, 1926, Mr B. Cleary Rate-Collector for No 21 Collection District, reported that on 5th May he had made a seizure for rates due by Laurence Crosbie, Monachee, E.D. Rathroe, of two horses and three cars. These were lodged in the Pound, New Ross. A clerk to Mr Colfer, solicitor, New Ross, told him (Mr Cleary) that he had given orders for the release of the animals and cars as he had some communication in the matter from Father Harpur P.P. Ramsgrange, that Crosbie's family were in a bad way.

The Secretary stated that he had written Mr Colfer asking for an explanation in the matter.

Adjourned pending a reply from Mr Colfer.

OVERDRAFT OF COUNTY COUNCIL.

The following resolution was adopted:- "That the National Bank be informed that the County Council will require an overdraft of £40,000 to the end of August and £30,000 to the end of September, when the position will be reviewed. That the Local Government Department be requested to sanction this proposal."

NEW ROSS COURTHOUSE.

Under date 22nd June, 1926, the following letter was read from Mr H. R. Hamilton, Agent to the Tottenham Estate:-

"I submitted your Council's Proposal for a Lease to the Trustees for their approval. They object to the clause giving your Council the option to purchase the Courthouse property for £1,000 at any time during the continuance of the Lease. They state that under the late Colonel Tottenham's will they cannot tie up the property for any period. They say that if you are agreeable to altering the term of purchase to 12 months from date of Lease they would accept it. Please let me know if your Council are agreeable to this amendment in the clause."

It was decided to recommend the Co. Council to delete all reference as to purchase of New Ross Courthouse from the proposal to rent New Ross Courthouse at £50 per annum.

FOOD AND DRUGS ACTS.

Under date 22nd June, 1926, the Department of Agriculture wrote (L/2609/26) as to sample of butter taken in New Ross market from Mrs Mary Power (senior), Aclare, Campile, and which was the property of Miss Annie Whitty, Aclare, Campile. The sample according to the report of the County Analyst contained 18.23 per cent of water while 16 per cent was the maximum ~~proportion allowable~~ proportion allowable in a sample of genuine butter under the Sale of Butter (Ireland) Regulations, 1902. An offence would therefore appear to have been committed and the Department were desirous that proceedings should, on behalf of the Local Authority (the County Council), be institute^(d) in respect of the transaction.

The following resolution was agreed to:-

"That Mr Elgee, solicitor, ~~was~~ be instructed to take proceedings against Miss Annie Whitty, Aclare, Campile, under the Sale of Food & Drugs Act, 1875, in respect of samples of butter taken at New Ross market on the 10th June, 1926, by Mr Edward Kenny, an officer of the Department of Agriculture."

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On the motion of the Chairman, seconded by Mr. Sean O'Byrne, the following resolution was adopted nem.con:-

"That the Minutes of Finance Committee held on 24th June, 1926, submitted to this meeting, be and are hereby adopted".

CLOSING RATE COLLECTION.

The following resolution was adopted on the motion of Mr. Hall seconded by Mr. Murphy:-

"That the Minister for Local Government be requested to agree to the alteration of the closing of Rate Collection from 31st March and 30th September to first of May and 1st October".

LAND PURCHASE DEFAULTING ANNUITANTS.
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On the motion of Mr. Sean O'Byrne, seconded by Colonel Quin, the following resolution was adopted:-

"That the attention of the Land Commission be called to the fact that the Wexford County Council are convinced that a number of persons whose names appear as defaulters on the list supplied by Land Commission, are well able to pay their annuities, and we consider that steps should be taken to compel these people to discharge their obligations. We would be glad to be informed what action has been taken by the Land Commission in the matter since the list of defaulters was furnished to the County Council"

MINUTES OF ROADS COMMITTEE.
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The following Minutes of the Roads Committee in respect of meeting held on 28th June, 1926, were submitted for consideration:-

The monthly meeting of the Roads Committee of the Wexford County Council was held in the County Council Chamber, Fortview, Wexford, on 28th June, 1926.

Present:-Mr T. McCarthy(Chairman)presiding, Also:- Col Quin, Col Gibbon, Messrs W. Boggan, Ml Cloney, James Hall, R. Corish, Sean O'Byrne and James Shannon.

The Secretary, the Co. Surveyor and Mr Elgee, solicitor, were also in attendance.

The Minutes of last meeting were read and signed.

REPORT OF COUNTY SURVEYOR.

The following report was submitted by the Co. Surveyor:-

"As directed by the Council I have been in communication with the Great Southern Railway Company's Engineer in regard to Sparrowsland Bridge, but have not been able yet to arrange an appointment with him.

In regard to the suggestions for light concrete bridge over the Railway on the Slob road. I have gone into this matter and find that the Slob Company require to bring traction engine and other heavy traffic on to the Slob, and I do not think it would be possible to arrange to have bridge capable of taking only 2 tons. If such a bridge were to be erected there would be very long approaches on each side entailing excessive grade, and the cost would be considerable. I estimate that the bridge and approaches could not be erected for less than £750.

On the 24th March last I notified all the Assistants of the resolution adopted by the Roads Committee on the 22nd of that month in regard to manure heaps on roads, and again on the 16th inst., I sent further notification. Besides this, I have given verbal directions to all the Assistant Surveyors and particularly lately to the Assistant in charge of the district at Castle Ellis, the location of Col Gibbon's complaint

I have not yet been able to examine the work in connection with Kilmannock drainage but hope to do so shortly.

There is a small branch road at Kilrane Station

crossing the railway and going down to the Shore. The shore end has been worn away by tidal action, and the place is very dangerous in the event of motors proceeding through instead of turning to the Pier. Recently I understand a couple of motors did take this road in error. ~~XX~~ I suggest that a fence and gate be placed across the end of the road below cottage as there would be no vehicular traffic beyond this. I estimate the cost will be about £12.

The Trunk Road from Wexford to Killinick on the Rosslare Harbour route is subject to very heavy motor traffic, and it is practically impossible under present methods to prevent bad "pot holing". I expect it will be some years before the Road Grants will be available for reconstructing this road and I suggest now that the pot holes should be levelled up with tar compound and ~~that~~ small stones and that the surface should be sprayed. On this length there are two contracts in existence and I believe I can arrange with the contractors to substitute other work in lieu of material, so that this job can be carried out now, and it would be an eventual saving to do it. I estimate that the extra cost would be in or about £1000, and ask to have this amount allocated out of the "Contingencies Account."

Two of our rollers have been subjected to heavy wear owing to the nature of the material and the amount of the work carried out, with the result that the tires are now worn thin. I recommend that they be reshod with steel plates, and this work could, I believe, be done locally in Enniscorthy. The cost of ~~the~~ new cast rims would be £60 per set; with steel rims about £47, and I consider the latter would be a better wearing job. I ask for authority to get this work done.

The Karrier lorry which we took over from Enniscorthy District Council has entailed a good deal of trouble in maintenance and we have comparatively very little use for it. The Health Board use the lorry a great deal more than we do, and as I

understand that they have in contemplation the purchase of a lorry I consider it would be better to hand over this "Karrier" entirely to them.

As approved by the County Council I have ordered granulators for preparing materials for tar treatment, and hope to have them in shortly. I was in treaty with a Firm for tar-spraying part of the length scheduled to be done under the Grant and as there appeared to be some difficulty with the Local Government Department in the selection of this Firm I put a small advertisement in the Dublin papers asking for tenders, and have had a number of communications, but as yet, no specific figures. Under the specification, the Firm undertaking the work will provide all plant and tar compound, and we shall provide the screenings. The labour, with the exception of the Overseer appointed by the Contractor, must be entirely local and subject to regulations set out by the County Council and the Local Government Department.

The Department of Industry and Commerce has drawn attention to the lack of "Dock Regulations" being posted on the several harbours in the County, and I have these notices in hand. I ask for authority to obtain suitable frames for holding these forms which are of a large size, and which should be protected either with glass or varnishing.

The work at Wexford Bridge is in progress and requires no special comment at the present time.

I have spent some time in dealing with the conversion of the Old Jail into a Court and County Offices, and have roughly laid out the reconstruction, but have not yet prepared estimate of cost.

I have to report that Ganger, Mr Myles Hendrick, in charge of Ballybrennan Quarry, has recently died. He was for some time ill and unable to attend to his work, and during that period the Section Ganger looked after the quarry with satisfaction. I suggest that this ganger should be continued in charge, and also that a charge hand should be appointed for the quarry.

"I have now started work in Edenvale Quarry under Direct Labour and have employed the former contractor, who is thoroughly conversant with the quarry and quarry methods as Charge hand. This man, John Murphy, is also competent to dress tools, etc., thus avoiding outside smith work.

I have been in communication with the Insurance Commissioners in regard to the stamping of cards belonging to Miss Bishop, Ballyboggan, whose horse was employed at haulage work. The Commissioners contend that the Unemployment Cards ~~should~~ should be stamped for her, but as she gives no personal service, I am of opinion that the cards should not be stamped, and I suggest that the matter be referred to the Solicitor."

Wexford-Rosslare Slob Road. The County Surveyor stated that he had arranged to meet the Railway Engineer on 30th June when he would also discuss with this Engineer the question of Sparrows land Bridge.

Manure Heaps. It was decided that Road Gangers be instructed to call the attention of the public to the resolution of the County Council preventing manure heaps being allowed to remain on roads and that an advertisement to the same effect be inserted in the local papers.

Branch Road at Kilrane Station. Approved, the County Surveyor to erect concrete wall and gate for the protection of the public.

Trunk Road Wexford to Killinick. Mr Sean O'Byrne proposed:-

"That the County Surveyor be recommended to expend £500 from Contingencies Fund in connection with the tarring of road from Wexford to Killinick, and, should he consider it advisable, that he make further representations to the County Council when this amount has been expended." Mr Hall seconded. Passed.

Rollers. On the motion of Mr Sean O'Byrne, seconded by Mr Corish, the following resolution was adopted:- "That the County Council be recommended to agree to the proposal of the County Surveyor to expend £94 in plating the hind wheels of two steam-rollers.

"Karrier" Lorry. Proposed by Mr Sean O'Byrne, seconded by Mr Shannon, and passed:- "That Karrier Lorry handed over to the County Council by Enniscorthy Rural District Council be re-transferred to the County Board of Health "

Tarring of Roads. On the motion of Mr Corish, seconded by Mr O'Byrne, the proposal of the County Surveyor was approved.

Where possible the County Surveyor will provide that contractors for tarring will carry out work on the portions of road which have not already received tar treatment and contracts be confined to portions of roads which carry the heaviest traffic.

Dock Regulations. On the motion of Mr Corish, seconded by Mr Shannon, the proposal of the County Surveyor was approved.

Ballybrennan Quarry. It was agreed that Martin Bowe, Forristalstown, Clonroche, be appointed section ganger vice Myles Hendrick, deceased, and that the County Surveyor be also empowered to appoint a charge hand in this quarry.

Insurance of Haulier. It was decided that the reference in the County Surveyor's report to unemployment insurance in the case of Miss Bishop be referred to Mr Elgee for his advice.

GENERAL ROAD WORK.

Col Gibbon called attention to the pot-holing of road between Oulart and Castlebridge. This road had been rapidly deteriorating for the past six months owing to the fact that heavy lorries passed over it in March last when it was in a soft state. It would entail very heavy expenditure unless it was seen to at once.

The County Surveyor was instructed to attend to this road at once.

Mr Boggan said the County Council should take determined and definite action to prevent heavy lorries destroying the roads. There was an alternative route ~~provided~~ provided for transport by the railway. It was a disgraceful state of affairs that three or four merchants were allowed to put the ratepayers of the county to unbearable expense. Did the commercial requirements of the county call for vehicles of this class? There was not a single

road in the county which had been built to withstand heavy lorry traffic and it was up to the Council to put down its foot at once and prevent this traffic destroying the roads.

Col Quin said that during the General Strike in England the heavy lorries had saved that country from starvation.

No order.

^{Cloney}
Mr ~~Cloney~~ complained of the manner in which road ~~mat~~ material was dumped on the roads in some places. If there was heavy rain all the water would be diverted from the blocked up channels on to the middle of the road and great damage would ensue.

The County Surveyor stated he would deal with this ~~mat~~ matter.

Mr Cloney also requested that quarrying would not be carried on at the pinnacle of the Mountain of Forth. This was an ancient landmark and should not be interfered with.

The County Surveyor said he would have the quarrying stopped at this place.

MAIN ROADS - NEW ROSS URBAN DISTRICT.

The following resolution was adopted:- "That the New Ross Urban District Council be requested to state at once in what position is their proposal to carry out the maintenance of main roads in New Ross Urban District. Are they prepared to sign specification which has been prepared by the Co. Surveyor on behalf of the County Council and to carry out the work to the satisfaction of the County Surveyor?"

MEETINGS OF ROADS COMMITTEE.

It was decided that when there is only a limited amount of business to be transacted at Roads Committee and at County Committee of Agriculture and Technical Instruction the meetings be held on the date fixed for meeting of County Committee of Agriculture and Technical Instruction, viz, first Monday in each month, the Roads Committee to be held at 10-30 a.m. and the meeting of Co. Committee of Agriculture and Technical Instruction at 2-30 p.m.

ROAD T 12 - NEW ROSS URBAN DISTRICT.

The following resolution from New Ross Urban District Council had been referred to the Roads Committee from the June meeting of the County Council:- "That the Wexford County Council be asked to take over the unfinished portion of Road T. 12 in this Urban District."

It was decided that consideration of this resolution be adjourned until the Roads Committee have a definite proposal from the New Ross Urban District Council as to how the latter intend carrying out the maintenance of the main roads in their district.

ALLEGED REMOVAL OF ROAD MATERIAL.

Laurence Irwin Raheen, Adamstown, reported that Aidan O'Neill, who was working by direct labour on the roads, had drawn material from roads and dumped it in Martin Kehoe's old haggard. O'Neill had also removed about a third of one yard to his own cottage for the purpose of building piers.

Mr O'Neill B.E., Assistant Surveyor, reported that he had investigated the matter and found that the contractor for the road was Moses O'Neill, son of Aidan O'Neill. The material was broken in Kehoe's haggard but was used on the road. The stones used for building the piers were not taken from Ballinaboola Quarry or from the road.

No order.

ROAD 236 E.

The following report from Mr T. Cullen, Assistant Surveyor, under date 11th June, 1926, was read:-

"On recent inspection of this road I found that Mr Joseph Cullen, Ballyrannell, Glenbrien, was building a small addition to his dwelling house, and as this comes within the prescribed distance from roadway, I have noticed him to cease further work until he receives the permission of the County Council.

The new structure in no way interferes with the roadway nor is it likely to do so in the future, being situated ten yards from road centre and in line with existing house.

"Mr Cullen is anxious to know if County Council are satisfied for work to be proceeded with."

Mr Hall proposed and Mr Corish seconded the following

which was adopted:- "That no action be taken as regards encroachment on Road No 236E, as we believe same does not in any way interfere with the use of the road by the public and will not cause obstruction."

GAS MAINS-MAIN ROADS-WEXFORD URBAN DISTRICT.

The County Surveyor submitted the following letter, under date 18th June 1926 which he had sent to Wexford Gas Company:-

"I note that you are relaying gas mains on portion of the Main Road between the Quays and the North Station, and I find that the pipes are being placed at small depth below surface. I interviewed your foreman on the job to-day and examined the pipes and note that they are of steel in long lengths. I understand of course, that this class of pipe will stand heavy strain, but I want now to point out that there is possibility of pipes being injured by rolling work or heavy traffic over same. You are no doubt aware, that the County Council has now the custody of all Main Roads in the Urban area, and it will be necessary to obtain their sanction to this work. I shall bring up the matter at the next meeting of the Roads Committee which will not be until the 28th inst, and in the meantime, I shall be glad to have your views on the matter and also an undertaking to indemnify the County Council against claims for damage.

I understand that the old mains in this street were on the other side of the road-adjoining railway premises-and that these pipes were laid very much deeper than the present pipes.

Will you please let me know why this change was made."

The following reply under date 19th June 1926 from the Wexford Gas Company was submitted by the County Surveyor:-

"With reference to yours" of the 18th inst, we duly notified the Borough Surveyor of our intention to open road specified in accordance with the Statute.

Regarding the depth of this main we are now laying, we

have had to abandon the old main which is deeper on account of the ground being waterlogged. The continual movement of this boggy ground breaks the pipes and fills them with water thus making it impossible to sustain a continual supply to Railway and other premises in accordance with our Statutory obligations.

We had no option therefore but to lay steel pipes which will not break, above water level, and we are satisfied that neither roller nor heavy traffic will damage these, and there being few joints, and these long sleeved, are not liable to draw."

It was decided that the attention of the Manager of the Wexford Gas Company be called to the request of the County Surveyor in his letter, asking for indemnification against any claims for damages and that he be asked for a reply thereto. We also desire to point out to the Manager of the Wexford Gas Company that when main roads are broken up for the purpose of laying gas pipes, the surface must be replaced to the satisfaction of the County Surveyor.

ROAD DIRECTION POSTS.

Under date 9th June 1926 (C 11/26), letter was read from the Department of Local Government (Trade Department) stating that the tender of the Cardiff Foundry Engineering Co. Ltd. had been, Hurman Street, Cardiff, had been accepted for the supply of solid drawn steel posts at 22/11 each f.o.r. Dublin.

The County Surveyor stated that he had ordered the sign-posts but they had not yet come to hand.

SPEED OF MOTOR-DRIVEN VEHICLES

ENNISCORTHY URBAN DISTRICT.

Department of Local Government (Roads) wrote under date 7th June, 1926 (R/RV/32), that the Minister was not empowered to agree to the making of a bye-law fixing the maximum speed of motor driven vehicles in Enniscorthy Urban District at ten miles per hour. Application from the County Council for a regulation under Section 9 of the Motor Car Act 1903, in respect of the Urban District, would be considered on receipt of tabulated particulars in accordance with memorandum enclosed.

The Secretary stated that copy of letter and Memorandum had been furnished to the Enniscorthy Urban District Council, but no reply had been received up to the present.

The Chairman stated that no meeting of the Enniscorthy Urban District Council had been held in the meantime.

It was decided to adjourn the matter pending reply from Enniscorthy Urban District Council.

DANGEROUS BANK ON ROAD 43 G.

A largely signed Memorial was received from ratepayers asking the County Council to have the high bank on Road 43G leading from Carnew to Woodenbridge at Rathpierce Upper known as Rathpierce Bank cut away.

A report was read from Mr Treanor, Assistant Surveyor, that the place was more or less dangerous. To remedy the matter would cost about £30 as the cutting would be mainly through rock.

Col Quin and Mr Sean O'Byrne were appointed a committee to visit and report.

Consideration of memorial was adjourned until the report of the committee had been dealt with.

ELECTRIC CABLE CASTLEBRIDGE.

The following was read from Mr Joshua L. Nunn (Junr), Castlebridge:-

"I shall be glad to have permission from the Co. Council to carry an overhead electric cable across the public road in this village about 100 yards north of the junction of the Gorey road in the village, and again from my malt house on the same cross over Mrs Sinnott's licensed house, and for a further cable from Mill yard across the Ballymartin road to my dwelling house."

The application was agreed to subject to cable being erected to the satisfaction of Co. Surveyor and to Mr Nunn entering into an agreement as to indemnification of the County Council against all damages, etc., agreement to be prepared by Mr Elgee, Solicitor to the Council.

HAULAGE RATE.

The following letter was read from Mr James Kenny, Greenhall, Ferns:- "I beg to inform you of the very inadequate price of stone haulage at present. Tenpence a yard per mile at six journeys a day would be $4\frac{3}{4}$ per day for man and horse. You are aware that there are 24 cwts in a cubic yard and 18 cwts is a good load for a horse. I am a small farmer with three sons and three horses. I am also a contractor for the past 30 years. If I cannot get last year's price I will have to part with my sons and horses. I would also wish to draw your attention to the matter of the haulage of screenings. These weigh much heavier than rough material and consequently handicap hauliers, very much more than the haulage of the rough material. I submit this should receive your consideration also."

The following report was read from Mr R. J Ennis, Asst. Surveyor:- "I can make very little of this man's letter. His figure of $4\frac{1}{2}$ per day is plainly wrong. The last haulage he did was about $4\frac{1}{2}$ miles. The loads have to be headed twice, once outside Carrigeen Quarry, and once when leaving Ferns and starting on Road No 3E. He was paid $4\frac{1}{3}$ which is at the rate fixed of 10d a mile plus 6d. At this the earnings per day would be from 7/- to 8/- as close on 2 cubic yards should be put on the road per day. As to whether this is sufficient is of course a matter for the County Council.

As to his point about drawing screenings, there is something in this, particularly if the screenings are wet. It has, however, always been my practice to pay a trifle more for screenings than for drawing of stones."

It was decided after discussion that the matter be adjourned till next meeting of Roads Committee to obtain a report from Mr Ennis as to why it is necessary that load from this quarry should be "broken" a second time.

Mr Hall considered it was not necessary to "break" load outside Carrigeen Quarry.

LICENCES - PETROL PUMPS.

The following resolution was adopted:-

"We recommend the County Council to empower the Roads Committee to deal with applications for licences for petrol pumps and to issue same on behalf of the Council."

In connection with erection of petrol pump at Ferns by N. Hayes, the following report was read from Mr Ennis, Asst Surveyor:- "Apparently this man first intended to put this pump up on 3E, near its junction with the street of Ferns. You may remember looking at the place with him about 12 or 14 months ago. He then changed his mind and put it opposite the garage up above the Post Office. I find that I wrote to you to say that he had put it there on the 9th February last.

It is of course on the edge of the footpath, but is not much of an obstruction. If there had been any objection to it by the local people I would have heard it."

It was decided that consideration of the application be adjourned to next meeting, Mr Elgee, solicitor, to communicate with Mr N. Hayes and ascertain who authorised him to change the site of petrol pump from the position agreed to by the Co. Council

TELEGRAPHIC LINE- ST. JOHN'S ENNISCORTHY.

The following was read from the Engineer-in-Chief of General Post Office relative to erection of telegraphic line along the public road at St John's, Enniscorthy:-

"With reference to your letter of 7th inst, I beg to inform you that it will meet the Department's requirements if the poles are placed close to the fence on the side of St John's Road opposite to that indicated in my application of 22nd ult. As there is no footway on the side of the road now selected, the addition of laths is not considered necessary.

Moreover, I desire to point out that the poles now used by the Department are treated in such a manner as to obviate the possibility of any damage to the clothing of pedestrians. If the proposed new position of the poles meets with the approval of the Council I shall be glad to receive the formal consent at your early convenience.

The following resolution was adopted on the motion of Col Gibbon, seconded by the Chairman:- "That in view of the proposal from Post Office in letter of the 16th inst we agree to erection of telegraphic line along the road at St John's, Enniscorthy."

BOUNDARY WALL - GREYWELL ROAD, NEW ROSS.

The following letter from Mr J.B. Hearne, Merchant New Ross was submitted by the County Surveyor:-

"A hole has been bored in wall bounding my yard at Greywell Road. The hole being on level of pathway is extremely dangerous. A child could fall through it and with fatal results as there is a big drop to the yard beneath. Should same occur the County Council would have to face heavy damages. Further my yard is being entered at night through this hole and I may have a bill for property stolen against you shortly. I duly informed the Urban Council but was informed by them they were not now responsible but the County Council was.

Please give this matter your immediate attention.

At the moment it would be but a small job but not so for long as the hole will be enlarged."

It was decided that the County Surveyor be instructed to provide sufficient protection for the public at wall bounding yard of Mr J.B.Hearne at Greywell, New Ross.

AHARE BRIDGE.

Relative to the claim of James Maguire for compensation for loss of heifer at Ahare Bridge, Messrs McDonagh & Boland, Insurance Brokers, 51 Dame Street, Dublin, wrote that, as nothing had transpired in connection with the claim and as a period of six months had elapsed since it was notified, they assumed that no claim would be made.

MILEAGE ALLOWANCE- ASSISTANT SURVEYORS.

The following letter under date 24th June, 1926 (R/RS/32) relative to mileage allowance for Assistant Surveyors, was read from the Department of Local Government:-

"Adverting to Minutes of Wexford County Council on

the 22nd February last relative to the subject, I am directed by the Minister for Local Government and Public Health to state that, pending a further communication regarding Surveyors' travelling expenses generally, he has concurred with the proposal of the Council to reduce from 6d to 5d the mileage allowance to members of the Survey Staff who use motor cars in the discharge of their duties.

QUARTERLY PAYMENTS- ROADS CONTRACTORS.

The Secretary and County Surveyor presented a report relative to quarterly payments to Road Contractors.

Mr Hall gave the following Notice of Motion:-

"I will move at the August meeting that in future Road Contractors be paid quarterly instead of half-yearly."

=====

In connection with Slob Road (Wexford to Rosslare) the County Surveyor mentioned that he had arranged with the Engineer of the Railway Company for a further consultation on 6th instant.

Mr. Sean O'Byrne proposed and Colonel Gibbon seconded the following resolution which was adopted without dissent:-

"That the Minutes of Roads Committee meeting, held on 23th June, 1926, submitted to this meeting, be and are hereby approved"

ROAD OULART TO CASTLEBRIDGE.
=====

Colonel Gibbon mentioned that the above road was in a deplorable condition. The position of the Council in regard to it was worse than as regards the Enniscorthy Wexford Road, as the latter would be put into order out of Government Grant, whereas the County Council would be obliged to supply all funds necessary to put the Oulart

road into order.

Unless attended to at once it would cost the Council several shillings in the £ later on to repair it properly. He gave notice of motion to move at next meeting that this road would be closed to heavy lorry traffic.

Mr. O'Donoghue complained of the state of the roads on the Blackwater District which he said were disgraceful.

The following resolution was adopted on the motion of Mr. Corish, seconded by Mr. Boggan:- "That the Department of Local Government be requested to send down their Road Engineer to confer with the County Surveyor with a view to the closing of the road from Oulart to Castlebridge to heavy lorry traffic and also as regards the advisability of closing other roads in the County which are at present deteriorating owing to this particular traffic. That a special meeting of the Roads Committee be held to meet the Engineer on the occasion of his visit to the County.

Colonel Gibbon said that even if the tax on heavy lorries was £500 it would afford very little relief to the tax payer as it would take £27,000 to put the road in question in the order in which it should be.

MAINTENANCE MAIN ROADS NEW ROSS URBAN DISTRICT.

The following resolution was read from the New Ross Urban District Council re above in letter under date 2nd July, 1926:-

"I am directed by my Council to inform you that having considered the resolution of the Roads Committee of the County Council, in reference to above, at their meeting held last evening, they have decided not to take over the maintenance of the Main Roads in this Urban District

"They further directed that the services of the

workmen
/at present employed by the Town Surveyor on these roads,
be discontinued from Saturday next, 3rd instant"

In connection with Road T.12 (New Ross Urban District,) the following under date 2nd July, 1926, was read from the Clerk of the Urban Council:-

"I am directed by my Council to draw the attention of the County Council to the condition of the steam-rolled portion of Road T.12 in this Urban District, the unsprayed part of which is ravelling rapidly and needs to be attended to immediately".

The following resolution was adopted unanimously on the motion of Mr. Sean O'Byrne seconded by Mr. Shannon:- "That the Main Roads in New Ross ^{Urban} District as from the 3rd July, 1926, be placed in charge of the County Surveyor. That the latter submit to next meeting of the Roads Committee a Report as to the condition in which Road T.12 is now and that the Roads Committee be empowered to take what steps they may consider necessary to deal with this road".

The following resolution was adopted on the motion of Mr. Cloney, seconded by Mr. Rossiter:-

"That the wages to be paid men employed on Main Roads in New Ross Urban District be 35/- per week as we understand this is the amount which has been agreed to by the Department of Local Government".

SUPERANNUATION DR. S.A. FURLONG,

LATE COUNTY INFIRMARY.

The following resolution was moved by the Chairman, seconded by Mr Sean O'Byrne and adopted:- "That the question of allowing superannuation to Dr S.A. Furlong, Surgeon, late County Infirmary, be considered by this meeting and, if agreed to by the County Council, that amount of superannuation be fixed.

The Secretary stated that the Notice of Motion by the Chairman was issued to all members of the County Council on 31st May last.

The Chairman moved and Mr Sean O'Byrne seconded the following resolution which was adopted nem.con.:-

"That this meeting, acting on the advice of their solicitor, hereby agrees to allow superannuation to Dr S. A. Furlong, Surgeon, late County Infirmary, and that amount of same be now fixed by this meeting.

Letter under date 13th February 1926 from Dr Furlong stated he had 12 years service. His salary as Surgeon to the County Infirmary was £120 and his emoluments consisted of house-rent and rates free and allowance for fuel which he estimated at £100 a year at least. The pension therefore authorised by the Local Government Act 1919 was £146-13-4.

Under date 1st June 1926, Mr Elgee, solicitor to the County Council, wrote that Dr Furlong was paid £94 by the County Council and, in addition to this, in order to bring his salary up to £120-which was the salary stated ~~in~~ in the Advt. for the appointment- the Joint Committee of Management paid him a further sum of £26 out of the funds which they had at their disposal. This brought the entire salary up to the £120 on which he was claiming superannuation.

The Secretary stated that according to Minutes of County Infirmary Committee, Dr Furlong was appointed Surgeon on 10th October 1910 at a salary of £120 (being £94 granted by

County Council and £26 from Cullimore Fund) with Surgeon's residence, etc.

As Dr Furlong had 12 years' service to the date of the closing of the Infirmary the gross amount of superannuation he could receive was two-thirds of his salary and emoluments (if the Council considered £100 as a reasonable sum to allow for house, etc., claimed by Dr Furlong).

This would be £146-13-4. If the Council followed the practice of the Ministry of Local Government in agreeing to an addition of 50 per cent to the actual number of years' service owing to abolition of office, Dr Furlong would receive eighteen-sixtieths of £220 or £66 per annum: if the County Council decided on granting the minimum- one-sixtieth for each complete year of service-Dr Furlong would be entitled to £44 a year.

Col Quin proposed:- "That Dr Furlong, Surgeon, late County Infirmary, be granted an allowance of £44 per annum owing to the abolition of his office, as said surgeon to said Infirmary, in consequence of the Institution having been closed by order of the Minister of Local Government, said allowance to be subject to the consent of the Minister for Local Government and Public Health.

Mr Hall seconded the motion which passed without dissent.

MOTOR TRAFFIC - WEXFORD BRIDGE.

The following motion of which he had given previous notice was moved by Col Gibbon:-

"That the speed of motor vehicles using Wexford Bridge be limited to ten miles per hour."

Mr Rossiter seconded the motion which was adopted.

ASSISTANT SURVEYORS' SALARIES.

Notice of Motion by Mr Corish that an inclusive salary be paid to Assistant Surveyors (Ennis, Kehoe, Birthistle, and Cullen) was adjourned by permission of the Council to next meeting.

POUNDAGE FEES EX-RATE COLLECTOR J. MURPHY.

Under date 18th June, 1926, the following letter (G 27134-1926 Wexford County) was read from the Department of Local Government:-

"With reference to correspondence relative to the payment of poundage fees to Ex-Collector James Murphy, I am directed by the Minister for Local Government and Public Health to state that he is not prepared to sanction the payment of any poundage fees to this Collector until the warrant is fully closed.

STANDING ORDERS.

The following resolution was moved by the Chairman, seconded by Mr Sean O'Byrne, and adopted:-

"That Standing Orders as supplied in draft to the members of this Council be and are hereby adopted with the following change in final paragraph dealing with appointment of officers," appointments shall be governed by any regulations as to examination tests which may be prescribed by the Ministry of Local Government and Public Health and by the Co. Council."

CO-OPTION OF MEMBERS.

The following resolution was adopted on the motion of Mr Thorpe seconded by Col Gibbon:- "That, in future, when co-options on the County Council are to take place, these will not be regarded as legally carried out unless the fact that such co-options will be considered and dealt with is set out on Agenda paper of County Council meeting."

The Secretary explained that as regards the co-options of Messrs Pender and Rossiter vice Messrs D'Arcy and Culleton, who were declared to be disqualified by the County Council, Mr Elgee, solicitor had given it as his opinion that an election should have been held to appoint the successors of the disqualified members. The Department of Local Govt. disagreed with this view and decided that the vacancies should be filled by co-option. The agenda paper contained the following:- "Letter from Local Government Department-co-option of members." When the letter of Local Government Department came before the County Council meeting, Mr Elgee advised that the Council were empowered to make the co-options on the day on which the letter was considered.

In view of the position, the Secretary contended that he could not have set out the matter on the agenda paper in any other than the manner in which it had appeared.

SUPERANNUATION EX-RATE COLLECTOR JOHN SINNOTT.

Under date 22nd June 1926, the following letter (G 28398/26 Wexford Co. Council) was read from the Department of Local Government:-

"I am directed by the Minister for Local Government and Public Health to acknowledge the receipt of your letter of the 18th inst, forwarding a resolution of the County Council requesting the Minister to vary the Order fixing the superannuation allowance of Mr John Sinnott, Ex-Rate Collector, and I am to state that the Minister has no power to alter the Order under Seal made in the matter."

TUBERCULOSIS SCHEME.

Gorey Hospital.- Under date 28th June 1926, the Department of Local Government wrote (P.H.25204-1926 Wexford C.H.B) that the Minister had approved of the District Hospital, Gorey, in pursuance of Section 16(1)(a) of the National Insurance Act 1911, for the treatment of surgical cases of tuberculosis.

New Ross Hospital. Under date 22nd June 1926 (P.H.24890/1926 Wexford C.B.H.) a similar approval was given for New Ross District Hospital.

New Ross Tuberculosis Dispensary.-Under date 23rd June 1926, the Department of Local Government wrote (P.H.25036/1926 Wexford C.B.H.) forwarding copy of letter (23rd June-P.H.-25036 Wexford C.B.H) addressed to County Board of Health as to the proposed taking by that Board of a lease for 20 years of the Tuberculosis Dispensary premises and field adjoining at New Ross at a rent of £18 per annum. The Department pointed out that the powers of the County Board of Health did not extend to taking a lease of the premises and the Minister considered the proposed lease should be taken out by the County Council. On the completion of the lease the Minister would raise no objection to the repairs of the premises as proposed being carried out, provided a detailed specification is first submitted to him for his approval.

Mr Sean O'Byrne proposed and the Chairman seconded the following resolution which was adopted unanimously:-

"That the Department of Local Government and the County Board of Health be informed that the County Council are prepared to enter into lease for 20 years with New Ross Urban Council of New Ross Tuberculosis Dispensary premises and field adjoining, and, that the Board of Health be requested to have prepared detailed specification as to repairs of the buildings so that it can be transmitted to the Minister for Local Government for approval on completion of the lease."

TRAVELLING EXPENSES NURSE O'CONNOR.

Under date 19th June 1926 the Department of Local Government wrote (P.H.27803/1926 Wexford C.B.H), forwarding copy of letter addressed to Wexford County Board of Health relative to the travelling expenses of Miss E. O'Connor, Nurse under the County Tuberculosis Scheme.

The communication pointed out that the Minister was not disposed to raise objection to the allowance of 4d per mile to Miss O'Connor when using her own motor car on journeys in connection with her work under the ^{County} Tuberculosis Scheme provided that where suitable facilities exist for the carrying out of a journey by train or other cheap form of conveyance these facilities will be utilised by her.

The following resolution was adopted on the motion of the Chairman seconded by Mr Sean O'Byrne :-

"That we approve of allowance of 4d per mile to Miss O'Connor, Nurse under County Tuberculosis Scheme, on the terms and conditions set out in letter from Department of Local Government (19th June 1926 P.H.27803/1926 Wexford C.B.H.)

DISTRICT COURT SUMMONS' SERVERS FEES.
=====

In connection with the resolution of the Council complaining of the amount paid to servers of summonses for Poor Rate to District Court the following under date 21st June, 1926 (H.162/11) was read from the Department of Justice:-

"I am directed by the Minister for Justice to say in reply to your letter of the 18th instant - summons servers fees - that as soon as the Court Officers Bill, now before the Seanad, is in operation the Minister will endeavour to secure that summonses will be served without undue cost".

SALE OF FOOD & DRUGS.
=====

Under date 25th June, 1926, the Department of Agriculture wrote (L.2669/26) that an officer of theirs had obtained three samples of butter for analysis at New Ross on 10th June. The County Analyst had certified that the samples proved to be genuine.

The following resolution was moved by Colonel Quin seconded by Mr. Sean O'Byrne:-

"That the Finance Committee be empowered to take all necessary proceedings in connection with administration of Food and Drugs Acts".

After/discussion the proposal being opposed, a show of hands was taken with the result that 17 voted in favour and the Chairman declared the resolution adopted.

PLANTING MOUNTAIN OF FORTH.
=====

Under date 23rd June, 1926, the Forestry Branch of the Department of Agriculture wrote relative to the proposed afforestation of the Mountain of Forth. The Department were at present in communication with the Land Commission on the subject of the acquisition of the lands.

POISONS & PHARMACY LICENCES.

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The following resolution was adopted on the motion of Mr. Sean O'Byrne seconded by Mr. Hall:-

"That renewals of licences under Poisons and Pharmacy Act be granted the following:-

Sean Roche, Camolin; John Doyle 22, North St., New Ross.;
E. T. Doyle, The Square, Ferns; Henry Hill, Ballycanew.

PETROL PUMP.

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An application from Mr. M. Maher, South Street, New Ross for licence for petrol pump was referred to the County Surveyor for report.

NEW ROSS COURTHOUSE - CARETAKER.

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Under date 24th June, 1926, the following letter was read from Mrs O'Sullivan, Courthouse, New Ross:-

"As occupier for the past 5½ years and present caretaker of the Court House at New Ross I request to be retained as such, should it be your wish to continue the arrangement. If not, I am willing to become a tenant and remain in occupation on such terms as may be deemed just and equitable.

"I think that in consideration of having taken care of the building in troubled times as Court Keeper, and having spent time and money in caring and repairing the place, I should have first and rightful claim in any decision that may be come to regarding it.

"Should a tenancy be contemplated, my Husband, who resides here, would be willing to become tenant, if, in your opinion, such be the more desirable course.

"Trusting the matter will receive your kind attention. "

It was decided to adjourn the consideration of the letter until lease of the Courthouse was entered into; in the meantime Mr. Elgee, Solicitor, to ascertain whether it is the County Council or the Sheriff who will appoint the Court keeper.

CERTIFICATE OF SECRETARY.

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I certify the foregoing to be a
correct record of the Minutes of Proceedings
of my County Council in respect of Annual
meeting held on 3rd July, 1926.

(Signed)

W. J. Fuzelle

Secretary Wexford Co. Council.

Dated this 6th day of July, 1926.

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WEXFORD COUNTY COUNCIL

M I N U T E S

OF MEETING HELD ON 14TH JUNE,
1926.

N. J. FRIZELLE,
SECRETARY.

FORTVIEW,
WEXFORD.

1336

The monthly meeting of the Wexford County Council was held in the County Council Chamber, Fortview, Wexford, on 14th June, 1926.

Mr. Thomas McCarthy, Chairman Co. Council presided: also, Messrs William Boggan, James Clince, Michael Cloney, Patrick Colfer, John Connors, Thomas Cooney, Richard Corish, Michael Doyle, James Gaul, James Hall, Patrick Hayes, Michael Jordan, David Kavanagh, Aidan Mernagh, Nicholas J. Murphy, John O'Byrne, John Pender, M. M. O'Donoghue, Thomas Rossiter, James Shannon, William Thorpe, James E. Walsh, John Whyte, Colonel C. M. Gibbon and Colonel Quin.

The Secretary, the Assistant Secretary, the County Surveyor and Mr. Elgee, Solicitor, were also in attendance.

At the opening of the meeting a telegram was read from Colonel Quin (who was coming from Scotland) that the boat had arrived late at Dunlaoghaire and in consequence he could not be present until later. Colonel Quin attended at 2 p.m.

The Minutes of last meeting were read and confirmed.

VOTE OF CONDOLENCE WITH MR. M. O'DONOGHUE.M.C.C.

The Chairman said that, before commencing the business of the meeting, the melancholy duty of proposing a vote of condolence with Mr. M. M. O'Donoghue on the death of his brother devolved on him. He was sure the Council sympathised deeply with Mr. O'Donoghue in the loss sustained by him, and, on behalf of the Council, he offered Mr. O'Donoghue the sympathy of the County Council.

Mr. Boggan seconded, and the resolution was adopted in silence.

MINUTES OF MEETING OF FINANCE COMMITTEE

The following minutes of meeting of Finance Committee of 12th May, 1926, were submitted and confirmed on the motion of Mr. O'Byrne, seconded by Mr. Clince:-

2347

FINANCE COMMITTEE MEETING 12th May, 1926.
=====

A meeting of the Finance Committee was held
on Wednesday 12th May, 1926.

Present:- Messrs W. Thorpe, P. Hayes, J. E.
Walsh, and Sean O'Byrne.

On the motion of Mr. Byrne, seconded by Mr.
Walsh, the Chair was taken by Mr. Thorpe.

CONFIRMATION OF MINUTES.
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The Minutes of last meeting were read and
signed.

PAYMENTS.
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Treasurer's Advice Note for £4,536: 11: 2d
was examined and signed.

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The following Minutes of meeting of Finance
Committee of 27th May, 1926, were submitted:-

3 338

The fortnightly meeting of the Finance Committee was held in County Council Chamber, Fortview, Wexford, on 27th May 1926.

Mr T. McCarthy, Chairman Co. Council, presided. Also present Messrs Sean O'Byrne, P. Hayes, M. Jordan and Wm. Thorpe.

The Secretary, the County Surveyor, and Mr Elgee, solicitor, were also in attendance.

The Minutes of last meeting were read and signed.

Treasurer's Advice Note for £3826-5-2 was examined and signed.

DR S.V. O'CONNOR V COUNTY COUNCIL

The Secretary reported that a Civil Bill had been served on the Council by Dr S.V. O'Connor, late Medical Officer of Wexford Workhouse, for £160 "arrears of statutory pension of £133-6-8 per annum granted to the plaintiff under the Superannuation Acts, and the Local Government Acts and payable by the defendants to the plaintiff thereunder and for monies had and received by the defendant for the use of plaintiff."

The Secretary stated that, on receipt of the Civil Bill, he had forwarded copy to Mr Elgee, solicitor, and had also asked for the advice of the Local Government in the matter.

Under date 20th May 1926, he had received the following letter (22922/1926 Wexford County) from the Department of Local Government:-

"With reference to your letter of the 17th inst on the subject of the legal proceedings proposed to be instituted by Dr S.V. O'Connor in regard to the amount of the pension payable to him in consideration of his services as Medical Officer of Wexford Workhouse, I am directed by the Minister for Local Government and Public Health to state that his Order under Seal of the 6th November, 1923, determined that Dr O'Connor was entitled to receive an annual allowance of £70 from the Wexford County Council in respect of his removal from office under the County Scheme. The Order has been validly made within

the powers conferred by Section 11(5) of the Local Government (Temporary Provisions) Act, 1923.

I am however to point out that, under the final paragraph of Section 11(4) of the Act of 1923, the determination of the Minister takes effect only from the date thereof, and that Dr O'Connor is entitled to be paid an allowance at the rate originally fixed by the Board of Guardians up to the date of the Minister's determination in his case.

The Minister desires me to refer you to the judgment of the Supreme Court in the case of *Nee v Galway County Council* (1926) I.R.p 141, which would appear to be conclusive as to the meaning to be assigned to the expression "County Scheme" in Section 11(4) of the Act of 1923."

The following resolution was adopted on the motion of the Chairman seconded by Mr O'Byrne:- "That instructions be given Mr Elgee, solicitor to the County Council, to appear on behalf of the Council to defend the Civil Bill of Dr O'Connor versus Wexford County Council, and that he be authorised to employ Counsel in the case.

MARIA KEYES V WEXFORD CO. COUNCIL.

In connection with the above, a letter under date 13th May, 1926, was read from Mr Elgee, solicitor, who stated he had been in correspondence with Messrs O'Flaherty & Son, solcra., with a view to a settlement of the claim of Mrs Keyes in respect of the small part of her land which was taken when Tomnahely Bridge was being constructed. As directed by the Council, he informed Messrs O'Flaherty that Mrs Keyes had agreed to leave the ~~xx~~ amount of the compensation to the arbitration of Col Quin and that he had assessed the damage at £2. He (Mr Elgee) offered this amount in full settlement of the claim. Messrs O'Flaherty had since written that she would not accept less than £15 and, if this was not agreed to, would serve Civil Bill.

Under date 20th May, 1926, Mr Elgee wrote that Messrs O'Flaherty acting for Mrs Keyes had served a Civil Bill on the Council for £15 and this would be heard at the Circuit Court

on the 28th May. Mr Elgee advised the Council to pay the amount claimed. Undoubtedly Mrs ^{Keyes} Kearne was entitled to some damages for the trespass on her land and for compensation for the part of the lands which had been taken for the purpose of diverting the stream, and although £15 was probably more than the value of the damage, still the Judge would probably give her a decree for some amount. This, with costs and witnesses' expenses, would come very close to the £15.

Mr O'Byrne proposed and Mr Hayes seconded the following resolution:- "That Mr Elgee be instructed to enter a defence in the case of Mrs Maria Keyes v Wexford County Council."

MATTHEW J. BRESLIN V WEXFORD CO. COUNCIL.

The Secretary reported that a Civil Bill had been served on the County Council by Matthew J. Breslin, Gorey, for £40 "being four years' rent due and owing by plaintiffs out of premises in the town of Gorey known as Gorey Courthouse and held by the defendants from the plaintiff under lease dated 17th day of February 1845 for the term of 99 years from the 25th day of March ~~1845~~ 1844."

It was decided, on the motion of the Chairman, seconded by Mr O'Byrne, that the Council consent to a decree in this case, and point out that they had offered to purchase the interest of Mr Breslin in the premises and pay any rent outstanding some time ago.

JOHN ACTON V WEXFORD COUNTY COUNCIL.

The application of John Acton, a quarry worker who met with an accident in Carriganeagh Quarry, for arbitration was referred to Messrs McDonagh & Boland 51 Dame Street Dublin, Brokers.

PROPOSED SUPERANNUATION DR S.A. FURLONG
LATE SURGEON COUNTY INFIRMARY.

In connection with above, Mr Elgee wrote that, in his opinion, the salary to be taken into consideration in fixing the superannuation of Dr Furlong was £94 (the actual annual amount paid by the Co. Council). The further £26 claimed by Dr Furlong

for the purposes of calculation of superannuation was paid by the Trustees of the Lady Esmonde Hospital in regard to the management of which the Joint Committee of Management of the County Infirmary had nothing to say.

Under date 28th April, 1926, Messrs O'Flaherty & Son, solicitors, on behalf of Dr Furlong, wrote that, as Dr Furlong held office under the County Infirmary Committee at a salary of £120, ~~and~~ this is the sum which should be taken into account in arriving at the amount of superannuation.

The Chairman gave the following notice of motion:-

"That the question of allowing superannuation to Dr S.A. Furlong, late Surgeon County Wexford Infirmary, be considered at meeting of County Council to be held on ^{3rd} ~~12th~~ July, 1926, and, if agreed to, that amount of superannuation be fixed at said meeting."

SCHOLARSHIP SCHEMES- ELIGIBILITY OF CANDIDATES.

Primary Scheme.- In connection with eligibility of candidates to compete for primary scholarships, the Secretary mentioned that the application of John Kehoe, Aughmore, Ballagh, had been referred to the Finance Committee on a question of valuation. The valuation of Mr Denis Kehoe, father of applicant, set out in application, was £60 but, according to statements which had since been received from Rate Collectors W. Cummins and P. Donohoe, the valuation was £80-5-0.

The Committee considered that, in view of the amount of his valuation and from what they knew of Mr Kehoe's circumstances, ~~that~~ he was in a position to afford his son a secondary education and applicant in this case should not be allowed to compete for scholarship.

University Scheme.- Applications were received from the following for University Scholarships:- James G. Maddock Rosslare, Harbour, Michael G. Stedmond 2 Island Road Enniscorthy, John Joseph Kenny Irish Street Bunclody, (Primary Scholarship Holder) Margaret Berney Foxcover, Monaseed(do), Anastatia Dunne Ballybrannis, Enniscorthy. The meeting agreed that above candidates were eligible to compete for University Scholarships.

Miss Walsh, Librarian, County Library Service, wrote, asking for permission to sell the old Oliver Typewriter for £6-6-0 and purchase a new machine; she had been offered a slightly soiled Underwood at £12.

The following resolution was adopted on the motion of the Chairman, seconded by Mr O'Byrne:- "That the Co. Council be recommended to agree to sale of Oliver Typewriter at Wexford County Library for £6-6-0 and allow the Librarian to purchase instead an Underwood machine offered to her. at £12."

OUT-OF-POCKET EXPENSES - MR ELGEE, SOLICITOR.

Out-of-pocket expenses submitted by Mr Elgee, soler. to the Council, for year ended 31st March, 1926, and amounting to £46-13-6, were examined and recommended for payment to the County Council.

It was decided that the County Council request the Minister for Justice to have fees fixed for services of summonses in civil cases for District Court at the same amounts as apply to Civil Bills dealt with by the Circuit Court.

BURIAL OF CARCASE

It was decided that refund of 9/- be made to Mr J.J. Caffrey, Superintendent, Mercantile Marine, Wexford, for expenses incurred in connection with the burial of the carcass of a heifer washed ashore at Cullenstown on 3rd April 1926.

RATE COLLECTION.

The following shows the percentages of amount of rate collected by each Collector plus amount of Irrecoverable Rate:-
J.J.O'Reilly and E.J.Murphy 99: J.J.Sinnott 98: Sean Gannon.
J.J.Kelly and B. Cleary 97: James Quirke and J.Curtis 96: Patrick Fitzpatrick 95: T.Sutton, M.Deegan, J.Cummins and T. Rowe 94:
W. Cummins 93: P.Walsh 89: M.Kelly 88: P.O'Byrne & P.Donohoe 87:
C.McCarthy 84: P.Sinnott 69: J Doyle (recently appointed) actual amount, 55.

The Collectors were in attendance and the various items outstanding and set out as irrecoverable were examined

by the Committee.

No one had refused to pay and the amounts outstanding arose owing to the inability of ratepayers to pay at the moment. With the exception of very small amounts, the Collectors expected to secure payments in all other cases.

In connection with a seizure of two horses and three ^{cows} ~~calves~~ made by Mr Cleary, the animals being subsequently released from Pound, it was decided that Mr Colfer, New Ross, be asked if he could inform the Committee of the circumstances under which the animals were released.

In district of Mr J. Cummins, the latter was instructed to call the attention of the County Board of Health to the refusal to pay rates by occupants of two labourers' cottages.

In the case of Mr Rowe, it was decided that the Land Commission be requested to take over a farm which was derelict.

In the district of Mr Donohoe, a seizure and sale had been effected but no return was made.

It was decided that Mr Donohoe submit full particulars in respect of this matter.

Mr P.J. Sinnott, who had been ill for some time, stated he considered he would be able to clear up his collection in a month's time.

COLLECTOR JAMES MURPHY.

A letter was read from a ratepayer in the district of Mr James Murphy ex-Rate Collector that he had paid the first moiety of poor rate to Mr James Murphy, ex-Rate Collector, but had not received any receipt. He was now called on to pay the rate a second time.

The Secretary explained that, as the receipt was in the collecting book, the amount would have to be paid to Mr Doyle, the new Rate Collector.

Mr James Murphy came before the meeting and stated that the ratepayer in question owed him £4 from the previous rate and the amount sent by the ratepayer was £5. The £1 which was over would be paid to the Council later.