



DONEGAL COUNTY COUNCIL ARCHIVES

DONEGAL COUNTY COUNCIL MINUTES OF MEETINGS

1899 – 2000

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DONEGAL COUNTY ARCHIVES

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**Donegal County Council
Minutes of Meetings**

1938

Donegal County Archives

cc 11/1/25

Specially Bound to
Commemorate the Centenary of
Donegal County Council
1899-1999

1938

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THE ANNUAL ROAD WORKS MEETING OF THE DONEGAL COUNTY COUNCIL
WAS HELD ON TUESDAY, THE 4TH DAY OF JANUARY, 1938.

1/38.

A T T E N D A N C E.

The following were the members present:- Councillors McFadden (presiding), Baxter, Brady, Byrne, Cole, Friel, Hannigan, Houston, Kavanagh, Loughrey, Mahony, Myles, McClafferty, McCrea, MacCreadie, McIvor, McShane, O'Brien, O'Donnell (Brian), O'Donnell (Michael), McRory, Scott, and Wagentreiber.

2/38.

CONSIDERATION OF PROVISIONAL ROAD WORKS SCHEME FOR THE YEAR
ENDING 31ST MARCH, 1939.

The Secretary submitted the Provisional Road Works Scheme for the year ending 31st March, 1939, the totals of which were as follows:-

REPAIR.	
Main Roads.....	£33,326 : 0 : 0.
County Roads.....	£43,504 : 0 : 0.
IMPROVEMENT.	
Main Roads.....	82 : 0 : 0.
County Roads.....	1,160 : 0 : 0.
* Councillors' Motions, Main Roads.....	560 : 0 : 0.
* Councillors' Motions, County Roads.....	2,969 : 0 : 0.
URBAN AREAS.	
Letterkenny.....	260 : 0 : 0.
Bundoran.....	226 : 0 : 0.
Buncrana.....	200 : 0 : 0.
CONTINGENCIES.	
Main Roads.....	500 : 0 : 0.
County Roads.....	1,000 : 0 : 0.
OUTSTANDING LOANS.	
Dreenan Bridge.....	10 : 10 : 0.
Drumboe Bridge.....	12 : 10 : 0.
Annagry - Ranafast Road.....	180 : 0 : 0.
Relief of Unemployment Schemes (£18,000)....	4,300 : 0 : 0.
Relief of Unemployment Schemes (£3,000)....	714 : 0 : 0.
Rosses Road Re-Construction Scheme	1,380 : 0 : 0.
TOTAL.....	
£90,384 : 18 : 0.	

Councillor Scott protested against the allocation of the cut of £9,000 equally over all the Districts. He thought that it should have been heavier in those Districts which were benefitting substantially out of Grants. He stated that in his District the traffic on the roads was heavier than in any other District, and the Grants were smaller.

The Council considered the Scheme seriatim, and made a number of amendments, as shown on the Official copy.

The Scheme was completed by the Secretary in accordance with the instructions, and unanimously confirmed, the amendments having been made.

3/38.

APPOINTMENTS OF TENDERS COMMITTEES.

The following members were appointed as Tenders Committees for the different Areas:-

BUNCRANA COUNTY ELECTORAL AREA.

Councillors Cole, Friel, Kavanagh, Lynch, McDaid, McIvor, O'Donnell (Michael), and Scott.

DONEGAL COUNTY ELECTORAL AREA.

Councillors Brady, Gallagher, Kelly, Myles, McFadden, McRory, McShane, McShea, and O'Brien.

GLENTIES COUNTY ELECTORAL AREA.

Councillors Byrne, Cannon, Houston, McClafferty, O'Boyle, O'Donnell (Brian), and Walsh.

LETTERKENNY COUNTY ELECTORAL AREA.

Councillors Crerand, Hannigan, Gallen, Mahony, McCrea, McMenamin, and Wagentreiber.

MILFORD COUNTY ELECTORAL AREA.

Councillors Baxter, Blaney, Loughrey, MacCreadie, and McGrenra.

4/38. DECISION OF MANNER AND CONDITIONS FOR MAKING TENDERS.

The Council decided that all Tenders be made on the form issued.

5/38. DATES AND ARRANGEMENTS FOR RECEPTION OF TENDERS.

The Council decided that all Tenders be handed in immediately before the Meetings of the Tenders Committees, which will be held at eleven a.m. on the dates given below; the Clerks to the Meetings to be in attendance at least two hours before the commencement of the Meeting to receive Tenders:-

Ailleach.....Tuesday, 15th February, 1938.
 Ballyshannon.....Saturday, 12th February, 1938.
 Donegal.....Saturday, 19th February, 1938.
 Dunfanaghy.....Saturday, 19th February, 1938.
 Dungloe.....Friday, 18th February, 1938.
 Glenties.....Wednesday, 16th February, 1938.
 Inishowen.....Monday, 21st February, 1938.
 Kilcar.....Friday, 18th February, 1938.
 Letterkenny.....Thursday, 17th February, 1938.
 Lifford.....Wednesday, 16th February, 1938.
 Milford.....Friday, 18th February, 1938.
 Pettigo.....Wednesday, 16th February, 1938.
 Stranorlar.....Friday, 18th February, 1938.

The appointment of Clerks for the Meetings of the Tenders Committees was referred to the local Councillors and the Assistant Surveyors in each case.

6/38. COMPLAINT RE CONDITION OF ROAD IN FANAD AREA.

A letter was read from Mr. P. P. Sweeney, Doaghbeg, Ballylar, enclosing petition from a number of ratepayers of that district for a grant for the repair of the road, which was a branch of No. 132 leading from Portsalon to Fanad Head and running from a point at Three Roads, Old R.I.C. Barracks, Doaghbeg, to a point at Jimmy Callaghan's, Drumnacraig, and which was about 240 perches long. The improvement of this road would be much appreciated by the people of the locality and also by tourists who availed of it.

The Council decided to refer the matter to the Acting County Surveyor. (1198/37 C.C.)

7/38. COMPLAINT RE CONDITION OF ROAD LEADING TO NORTHTOWN, MALIN HEAD.

A letter was read from the inhabitants of the village of Northtown, Malin Head, complaining of the condition of the road leading to the village. At a point about ten yards from the hill the gradient was so steep that it was not possible to take a heavy load up or down, and they wished the Council to have the road lowered to a maximum of about four feet for about twenty yards.

Mr. Caffrey, Acting County Surveyor, stated that no provision had been made for this work in the Provisional Road Works Scheme. (1278/37 C.C.)

8/38. SEANAD ELECTORAL (PANEL MEMBERS) ACT, 1937.

The Secretary submitted a letter dated 1st January, 1938, Circular No. F.1/38, from the Local Government Department regarding the election by County and County Borough Councils of members to the Seanad Electorate for the purposes of the forthcoming Election of members to Seanad Eireann, and requesting the Council to fix a date for the election.

The Secretary stated that after consultation with the Chairman of the Council, it had been decided to hold the election on Tuesday, 25th January, 1938, the date of the County Council's ordinary Meeting.

9/38. DANGEROUS CORNER AT THE JUNCTION OF MALIN STREET AND THE DIAMOND, CARNDONAGH.

Councillor Cole proposed:- "That the County Surveyor be instructed to make provision in the Annual Road Works Scheme for the removal of a dangerous corner at the junction of Malin Street and The Diamond, Carndonagh."

Councillor Brady seconded.

A letter was read from Messrs. Knox, Gilliland, & Babington, Solicitors, Derry, referring to recent negotiations between Captain J. C. McClintock and the Council regarding sale of the portion of Carndonagh Market Yard and Shed for the purpose of widening the Street leading into Malin Street, at which it was agreed that Captain McClintock should sell to the Council portion of the Market Yard and Shed sufficient for the purpose of widening the said Street, and that he would expend such portion of the purchase money as might be necessary in the erection of a Public Lavatory in the Cow Market. Captain McClintock had re-considered the matter, and he had decided to give the Council free of charge a portion of the Market Yard and Shed 10 feet in width for the purpose of widening the street on condition that the Council would erect a lavatory at their own expense. If the offer was accepted it would be subject to the Council bearing all costs, and enclosing the Market Yard and Shed in the same way as it was at present.

Mr. Caffrey, Acting County Surveyor, stated that no provision had been made for this work in the Road Works Scheme.

He thought that if the street were widened at this point as proposed, it would make it more dangerous than it was at present.

The Council decided to adjourn the matter to see if any money would be available.

10/38.

ADJOURNMENT OF MEETING.

The Meeting adjourned until Tuesday, 29th March, 1938.

Confirmed.

M. MacGadden

Chairman of County Council.

25th January, 1938.

A MEETING OF THE DONEGAL COUNTY COUNCIL WAS HELD ON
TUESDAY, THE 25TH DAY OF JANUARY, 1938.

11/38.

A T T E N D A N C E.

The following were the members present:- Councillors McFadden (presiding), Baxter, Blaney, Brady, Byrne, Crerand, Friel, Gallagher, Gallen, Hannigan, Houston, Kavanagh, Kelly, Loughrey, Lynch, Mahony, Myles, McClafferty, McCrea, MacCreadie, McIvor, McMenamin, McShane, McShea, O'Boyle, O'Brien, O'Donnell (Brian), O'Donnell (Michael), McRory, Scott, and Wagentreiber.

12/38.

A P O L O G Y.

An apology for inability to be present was received from Councillor Cannon.

13/38.

C O N F I R M A T I O N O F M I N U T E S.

On the motion of Councillor McClafferty seconded by Councillor Mahony the Minutes of the last Meeting of the County Council held on the 28th December, 1937, were confirmed unanimously.

14/38.

C O N F I R M A T I O N O F M I N U T E S O F A N N U A L R O A D W O R K S M E E T I N G.

On the motion of Councillor Mahony seconded by Councillor McClafferty the Minutes of the Annual Road Works Meeting of the Council held on the 4th January, 1938, were confirmed unanimously.

15/38.

R E P O R T O F F I N A N C E C O M M I T T E E M E E T I N G.

On the motion of Councillor Mahony seconded by Councillor McClafferty the Report of the Finance Committee Meeting held on the 28th December, 1937, was adopted unanimously.

16/38.

R E P O R T S O F S U B - F I N A N C E C O M M I T T E E M E E T I N G S.

On the motion of Councillor Mahony seconded by Councillor Loughrey, the Report of the Sub-Finance Committee Meeting held on the 28th December, 1937, was adopted unanimously.

On the motion of Councillor Mahony seconded by Councillor McClafferty, the Report of the Sub-Finance Committee Meeting held on the 4th January, 1938, was adopted unanimously.

On the motion of Councillor Mahony seconded by Councillor McClafferty, the Report of the Sub-Finance Committee Meeting held on the 12th January, 1938, was adopted unanimously.

17/38.

R E P O R T O F S U B - F I N A N C E C O M M I T T E E M E E T I N G - V A C A N C Y F O R R A T E C O L L E C T O R I N D I S T R I C T S 3 0 A N D 3 2.

On the motion of Councillor Mahony seconded by Councillor MacCreadie, the Council unanimously adopted the recommendation of the Sub-Finance Committee in connection with the vacancy for a Rate Collector in Districts 30 and 32, which recommendation was made by the Sub-Committee at their Meeting prior to the County Council Meeting of the 25th January, 1938.

18/38.

R E P O R T O F L A W C O M M I T T E E M E E T I N G.

On the motion of Councillor Mahony seconded by Councillor McClafferty, the Report of the Law Committee Meeting held on the 12th January, 1938, was adopted unanimously.

19/38. REPORT OF COMMITTEE APPOINTED IN CONNECTION WITH COURTHOUSE
ACCOMMODATION IN LETTERKENNY.

On the motion of Councillor Mahony seconded by Councillor McClafferty, the Council unanimously adopted the Report of the Meeting held on the 18th January, 1938, of the Committee appointed to deal with the question of Courthouse accommodation in Letterkenny.

20/38. LIST OF PAYMENTS FOR THE QUARTER ENDED 31ST DECEMBER, 1937.

The List of Payments for the Quarter ended 31st December, 1937, was submitted, and payment ordered, as recommended by the Finance Committee.

21/38. COST-OF-LIVING BONUS.

A letter was read from the Local Government Department dated 3rd January, 1938, No. 92/37, stating that the cost-of-living bonus for the period from 1st January to 30th June, 1938, in the case of Government employees, would be based on an average cost-of-living figure of 75.

22/38. LOCAL OFFICES AND EMPLOYMENTS (GAELTACHT) ORDERS, 1928/1936.
FAILURE OF CERTAIN OFFICIALS TO QUALIFY IN IRISH.

A letter was read from the Local Government Department dated 4th January, 1938, enclosing letters addressed to Collectors Crampsey and McGinley, who had failed to comply with the Local Offices and Employments (Gaeltacht) Orders, 1928/1936, and who had been granted a further opportunity to present themselves for examination in Irish.

23/38. CONFERENCE OF THE INSTITUTE OF PUBLIC CLEANSING.

An invitation was submitted to the 40th Annual Conference of the Institute of Public Cleansing to be held in Glasgow from the 13th to the 17th June, 1938.

24/38. LIST OF NAMES APPROVED FOR USE IN CONNECTION WITH MARGARINE.

A letter was read from the Department of Agriculture dated 31st December, 1937, G.49/35, enclosing list of names approved for use in connection with margarine.

25/38. COMPLETION OF WORKS IN CONNECTION WITH GRANTS ALLOCATED
UNDER THE EMPLOYMENT SCHEMES VOTES.

A letter was read from the Local Government Department, Roads, dated 5th January, 1938, RU/204/14, reminding the Council that a condition of the Grants allocated under the Employment Schemes Votes required the completion of the works in time to permit of the final payments being made prior to the 31st March. Where owing to exceptional circumstances, it was thought that it would not be possible to complete the works prior to the 31st March a statement setting out the circumstances and the estimated unexpended balance at that date should be furnished.

26/38. COMMITTAL OF CHILDREN TO INDUSTRIAL SCHOOLS.

A letter was read from the District Court Clerk, Dunfanaghy, stating that an application would be made at Dunfanaghy District Court on the 26th January, 1938, for the committal to an Industrial School of a child named James Coyle, Gortnaleck, Creeslough.

A letter was also read from the Superintendent, Garda Siothchana, Milford, notifying the Council that an application would be made at the District Court on the 26th January, 1938, for the committal to an Industrial School of a child named James Coyle, Gortnaleck, Creeslough.

27/38. DISQUALIFICATION FOR DRIVING UNDER ROAD TRAFFIC ACT, 1933.

A letter was read from the Local Government Department, Roads, dated 10th January, 1938, notifying the Council of the disqualification for driving under the Road Traffic Act, 1933, of Gerald Reilly, 17, McSwiney Street, Dundalk.

28/38. AUDIT OF ACCOUNTS OF THE DONEGAL DISTRICT MENTAL HOSPITAL.

A letter was read from the Local Government Department dated 11th January, 1938, A.102258/37, Dun na nGall., enclosing copy of the Auditor's Report on his audit of the Accounts of the Donegal District Mental Hospital for the four half-years ended 31st March, 1937.

29/38. ARDUGHADH GREIDIUINTE O'N BHAINNC DO CHISTE AN CHOMHAIRLE.

Do leigheadh litir o Roinn Rialtais Aitiula agus Slainte Puibli faoi dhata an 12adh Eanáir, 1938, G.107961/37, ag radh go gceaduaigheann an t-Aire Rialtais Aitiuil agus Slainte Puibli do Chomhairle Chonndae Dun na nGall airliughadh le fiacha Bainne na rachaidh thar £90,000 i gcoir costaisi reatha sealadhacha.

Dubhairt an Runaidhe go mbeadh £80,000 riachtanach go dtí an 28adh Feabhra, 1938.

Socruiheadh go n-iarrfadh cead an Aire fiacha Bainne na rachaidh thar £80,000 suas go dtí an 28adh Feabhra, 1938.

30/38. ALLOWANCE TO THE COUNTY SURVEYOR FOR GRANT WORK.

A letter was read from the Local Government Department, Roads, dated 10th January, 1938, R/RGS/7, referring to the Secretary's letter of the 28th October, and stating that the allowance recoupable from the Road Fund in respect of the County Surveyor for the half-year ended 30th September, 1937, might be divided between the Acting County Surveyors as proposed by the Council. The Paying Order issued to the County Surveyor for the half-year ended 31st March, 1937, should not be interfered with for the present.

31/38. EXTENSIONS OF TIME FOR PAYMENT OF OUT-OF-DATE ACCOUNTS.

A letter was read from the Local Government Department, Roads, dated 12th January, 1938, R/RM/7, referring to Minute No. 1483/37, and stating that the Minister had extended to the 31st March next the time within which a payment of £19 might be made to Mr. Mick McCormick, Sessiaghoneill, Ballybofey.

A letter was read from the Local Government Department, Roads, dated 12th January, 1938, R/RM/7, stating that the Minister had extended to the 31st March next the time within which payment might be made to the representative of the late Mr. Charles McQuaide of a sum of £64 : 15 : 0 in respect of a Road Contract held by Mr. McQuaide at the time of his death.

32/38. SUPERVISION OF FUTURE YEARS' MINOR EMPLOYMENT SCHEMES.

A letter was read from the Office of Public Works dated 3rd January, 1938, SW.5/4/9, referring to the Council's inquiry as to whether it would be possible to arrange for the supervision of future years' Minor Employment Schemes from headquarters, and stating that they proposed to discuss the general question of the supervision of Minor Employment Schemes with the Department of Local Government and Public Health at an early date, and they would communicate further with the Council on the subject.

33/38. BOVINE TUBERCULOSIS ORDER - DELAY IN SUBMITTING FORMS.

A letter was read from the Department of Agriculture dated 14th January, 1938, asking to be furnished with Form T.2/3 in connection with a suspected case of Bovine Tuberculosis on the premises of Mr. William Reid, Killyverry, Newtowncunningham.

34/38.

ROAD WORKS SCHEME, 1938/39.

A letter was read from the Local Government Department, Roads, dated 13th January, 1938, R/RGM/7, stating that the Provisional Road Works Scheme was not presented in the correct form, and requesting that a bound and certified copy of the final scheme be furnished in the following manner:-

Part 1.	Repair.	All Main Roads.
	Do.	All County Roads.
Part 2.	Improvement.	All Main Roads.
	Do.	All County Roads.
Part 3.	Contingencies.	Main and County Roads.
A summary of the expenditure proposed and approved.		

35/38.

HEAVY LORRY TRAFFIC ON COUNTY ROADS.

A letter was read from the Local Government Department, Roads, dated 14th January, 1938, R/RV/7, referring to Minute No. 1451/37 re Heavy Lorry Traffic on County Roads, and stating that the requirements under Section 159 of the Road Traffic Act were set out in the Minister's letter of the 19th December. An application in the form suggested by the Council could not, therefore, be entertained.

36/38.

ACKNOWLEDGMENTS OF APPLICATIONS FOR MINOR RELIEF GRANTS.

Acknowledgments were received of applications for Minor Relief Grants for works at Cloghernagore, Whinpark, Cleengort, Kilerin, Cashel, Gortnasillagh Upper, Sluddan, Moyra, and Drimard.

37/38.

FOOT AND MOUTH DISEASE (DISPOSAL OF SWILL) ORDER, 1937.

The Secretary submitted a copy of the Foot and Mouth Disease (Disposal of Swill) Order, 1937, made under the Official Seal of the Minister for Agriculture on the 23rd December, 1937.

38/38.

SEANAD ELECTORAL (PANEL MEMBERS) ACT, 1937.

A letter was read from the Local Government Department dated 13th January, 1938, F.910/2, referring to the Secretary's inquiry of the 7th January, and stating that a nomination which stood at one o'clock in the afternoon of the last day for receiving nominations could not be withdrawn.

39/38.

DELAY IN ISSUE OF ROAD FUND LICENCES.

A letter was read from the Local Government Department, Roads, dated 14th January, 1938, MT.209/7, stating that Mr. Cooper, Inspector of Motor Registration, had reported to the Minister that upon a recent call to the Motor Taxation Department of the Donegal County Council he found the issue of road fund licences was two days in arrears. The Minister would be glad to be informed of the present position in regard to the matter.

40/38.

CENSUS OF INDUSTRIAL PRODUCTION, 1936.

Preliminary figures in connection with the Census of Industrial Production, 1936, were submitted.

41/38.

NATIONAL COUNCIL FOR THE BLIND OF IRELAND.

The Secretary submitted the Sixth Annual Report of the National Council for the Blind of Ireland, and an appeal for funds for the provision of wireless for the blind.

42/38.

BOVINE TUBERCULOSIS ORDER, 1936 - RECOUPMENT CLAIMS.

A letter was read from the Department of Agriculture dated 18th January, 1938, asking to be furnished with claims for recoupment in respect of compensation paid for animals slaughtered under the Bovine Tuberculosis Order, 1926, for the quarter ended 31st December, 1937.

43/38. SEANAD ELECTORAL (PANEL MEMBERS) ACT, 1937.

A Circular Letter was read from the Local Government Department dated 19th January, 1938, enclosing a copy of regulations entitled the Seanad Electorate (Councils) No. 3 Regulations, 1938, which provided for the withdrawal of nominations before one o'clock on the last day fixed by the Presiding Officer for receiving same.

44/38. PROVISION IN ROAD ESTIMATES FOR YEAR ENDING 31ST MARCH, 1939, FOR "COUNCILLOR'S MOTIONS."

Councillor Blaney proposed:- "That no provision be made in the Road Estimates for the Financial Year ending 31st March, 1939, for Councillors' Motions."

Councillor Gallen asked for a ruling as to whether the motion was in order.

Councillor Scott submitted that the motion was not in order, as provision had already been made for these works at the Annual Road Works Meeting on the 4th January, 1938.

The Chairman ruled that the motion was in order.

Councillor McGrea seconded the motion.

A lengthy debate followed in which the motion was supported by Councillor Myles, and opposed by Councillors Brian O'Donnell, McClafferty, Baxter, and Scott.

In the course of the debate, Councillor Gallen criticised very strongly the system of allocation of Minor Employment Schemes.

Councillor Blaney's motion was put to the Meeting, and defeated by twenty-four votes to six.

Councillor Blaney then demanded a poll.

Councillor Gallen proposed that the Council proceed to the next business.

Councillor McClafferty seconded this motion, and on being put to the Meeting it was carried by a large majority.

45/38. PORT INURAN FISHING PORT, MALIN HEAD.

Councillor Lynch proposed, and it was unanimously resolved:-

"That we ask the Board of Works for a small Grant to repair the Fishing Port at Malin Head known as Port Inuran."

46/38. ROAD FROM MEENACALLY THREE ROADS TO DRIMBOARTY THREE ROADS, AND FROM LETTERBARROW THREE ROADS TO ARDBANE N.S.
COUNTY ROADS NOS. 1709 AND 1724.

A letter was read from Councillor McRory enclosing memorial regarding the state of the road from Meenacally Three Roads to Drimboarty Three Roads. It was a main thoroughfare in the middle of a populous district. During wet weather the surface was usually covered with mud to a depth of three or four inches. In dry weather it was rough and uneven with scattered patches of stones. It required to be steam-rolled, and the same also applied to the section between Letterbarrow Three Roads and Ardbane N.S.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"Mr. Lennon, Assistant Surveyor, reports as follows:-

"The roads referred to are County Roads, Map Nos. 1709 and 1724, and the amounts allocated for annual maintenance are, respectively, £16 and £12. The Contractors on both roads, owing to their neglect in the first half of this year, have had sums amounting to approximately 40% of the amounts normally due withheld from them. The drainage of both roads needs special attention, and I have increased the maintenance for the coming year on both to £20 in hopes of getting a better Contractor who will attend to this. As regards rolling, even were the money available, sufficient to specify rolling, I do not think that there is a possibility of the necessary machinery being available even in the coming year."

The Council noted Mr. O'Reilly's report.

47/38. MINOR RELIEF SCHEME, NO. 277, 1936/37 - FORMER RURAL DISTRICT OF MILFORD.

Councillor Loughrey again referred to Minor Relief Scheme No. 277, 1936/37, of £180 for the construction of concrete Bridge at end of County Road on laneway leading to Manuel Boyle's, Legland, which had been cancelled.

He stated that the Bridge was not on a County Road, as the County Road just finished before it came to the river.

The Council decided to refer the matter to the Board of Works with a request that they reinstate the Grant.

48/38. PROPOSED CONSTRUCTION OF FOOTPATH AND SEA-WALL ALONG THE SEA-FRONT AT MOVILLE.

A letter was read from the Office of Public Works dated 23rd November, 1937, S.W.3/1/18, referring to Minute No. 1227/37 of the 26th October and previous correspondence relative to the proposed construction of a footpath and sea-wall along the sea front at Moville. It would appear that the proposal resolved itself into a work for the prevention of coast erosion. Grants were not normally made from the Employment Schemes Vote for such works, but if it could be shown that the proposed work, if undertaken, would be of general public utility, and if the parties whose interests were affected were prepared to (i) bear a reasonable proportion of the cost; (ii) maintain the work when completed; and (iii) submit a scheme on that basis, the proposal would be examined in competition with any others which might be received for the same area; and having regard to the unemployment position in the district.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"The proposed wall to prevent the erosion of the sea at Moville would require to be 210 yards long. A concrete wall averaging six feet high and three feet wide would serve the purpose. I estimate the cost of this at £420."

The Council adjourned consideration of the matter in the absence of Councillor McDaid.

49/38. COMPLAINT RE DAMAGE TO BRIDGE ON ROAD LEADING FROM THE ST. JOHNSTON - RAPHOE ROAD TO TRENTAGH QUARRY.

A letter was read from Mr. Alex. Roulston, Trentamucklagh, St. Johnston, stating that part of the parapet wall, 8 feet by 3 feet, of the bridge between the townlands of Magheracloy and Trentagh on the road leading from the St. Johnston - Raphoe Road to Trentagh Quarry had fallen in or been thrown in to the bed of the river, causing an obstruction, and thereby doing considerable damage to the surrounding lands. If the obstruction was not removed within ten days, the matter would be placed in the hands of a Solicitor.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"I understand from Mr. Kelly, Assistant Surveyor, that the parapet wall in question has been tumbled stone by stone over a considerable period. He also states that flooding is not being caused by the stones in the bed of the stream. I have instructed him to have the stones removed and the parapet wall re-built. I would require a sum of £10 from the Contingency Fund to cover the cost of this work."

The Council decided to allow Mr. Caffrey a sum of £10 from the Contingency Fund to carry out this work.

50/38. CONTINUED ILLNESS OF THE COUNTY SURVEYOR, MR. JOHN CAFFREY.

A Medical Certificate dated 6th January, 1938, was submitted from Dr. Taylor, Senior Assistant Medical Officer, St. Patrick's Hospital, Jame's Street, Dublin, W.5., certifying that Mr. John Caffrey, County Surveyor, was still in Hospital and under his care, and would not be able to resume work for at least one month from that date.

The Secretary stated that no reply had yet been received to the Council's Minute No. 1487/37 regarding Mr. Caffrey's salary for the period from 19th September to 19th December, 1937.

51/38.

DEFAULTING HOUSING ANNUITANTS.

A letter was read from the Council's Solicitor stating that his efforts to induce the defaulting Housing Annuitants to pay the costs and arrears had proved fruitless in all cases except in that of Mr. Charles J. Coyle, Lurganboyce, Rathmullan. Mr. Coyle had paid the costs of the Judgment and Execution Order, and had undertaken to discharge all arrears by increasing each of his future instalments on foot of his Mortgages by an equal proportion of the arrears due. The concession to which Mr. Coyle agreed was offered to all the other Defendants, but none of them availed of it. In the circumstances, he suggested that the question of levying execution might have further consideration. The alternative proposal put forward by which the Council was asked to extend the term of payment by a period of years sufficient to permit of payment of the arrears being made at the ordinary rate might not be adopted by the Council as the Statutes under which the advances were made provided a limit of time for payment.

Consideration of the matter was again adjourned until next Meeting, and, in the meantime, it was decided again to offer the same terms to the other defaulters as had been accepted by Mr. Charles J. Coyle.

52/38.

PROPOSED PROVISION OF LANDING FACILITIES AT CURRANSPORT, GLASSERCHOO, MEENLARAGH.

A letter was read from the Office of Public Works dated 24th November, 1937, S.W.1/3/10, referring to the Secretary's letter enclosing copy of Minute No. 1251/37 relative to the provision of landing facilities at Curransport, Glasserchoo, Meenlaragh, Co. Donegal, and stating that the Parliamentary Secretary would be glad to be furnished in due course with an estimate of the cost of providing a landing-place suitable to the requirements of the locality. The Parliamentary Secretary would also be glad if the Council would indicate what sum they were prepared to contribute towards the estimated cost of the proposed structure.

Mr. Caffrey, Acting Co. Surveyor, reported as follows:-

"I inspected Curransport at low tide and estimate the cost of providing a suitable landing-place at £1,500. As already reported, this landing-place would serve twelve mainland boats including the Tory Mail Boat. It would also be useful to the Islanders of Tory and Inishbofin, who boat their turf supplies from this port."

It was decided to inform the Board of Works that the Council were not satisfied as to the suitability of the site proposed, and they considered that the Engineer of the Board of Works should consult with Councillor O'Boyle and Mr. Caffrey, Acting Co. Surveyor, in the matter.

53/38.

BALANCES OWING BY URBAN DISTRICT COUNCILS.

The Secretary reported that the following amounts were owing by the Urban District Councils:-

Buncrana.....	£4,013 : 8 : 3.
Bundoran.....	£1,190 : 0 : 2.
Letterkenny.....	£630 : 3 : 7.

The Council decided to call on each of the Urban Councils to pay the amounts owing, and to report the position regarding Buncrana to the Department of Local Government and Public Health.

54/38.

ROAD FROM DUNMORE CROSS, VIA GLEN VILLAGE, TO BARNES GAP.

A letter was read from Mr. John Kelly, Kill, Glen, Kilmacrenan, requesting the Council to receive a deputation of motor-owners in support of the recommendation of the Council that the road from Dunmore Cross, via Glen Village, to Barnes Gap, be declared a Main Road.

As the deputation was not in attendance, the Council adjourned consideration of the matter.

55/38.

COURTHOUSE ACCOMMODATION IN DUNGLOE.

A letter was read from Mr. Patrick O'Donnell, Solicitor, Dungloe, stating that he had been instructed by Mr. Patrick J. O'Donnell, Dungloe, to offer his premises in Dungloe for use as a Courthouse. The building was a large stone and slate building, 40' x 25', with internal sanitary accommodation. His client would be prepared to build an off-shot for the District Court Clerk's Office. The hall was heated with a hearth fire and was lighted with electric light. His client would accept £20 per annum as rent, and would carry out any other alterations necessary.

The Acting County Surveyor reported as follows:-

"The building in Dungloe offered by Mr. Patrick J. O'Donnell for use as a Courthouse at an annual rent of £20 is a corrugated iron structure, with a slated roof, and is situated in Mr. O'Donnell's back-yard. In my opinion, it is unsuited to the requirements of a Courthouse, both from the point of view of accommodation and location. The necessary alterations would be extensive and costly.

I would suggest to the Council that I now confer with the District Justice as to its suitability, and as to what alterations he would think necessary."

The Council instructed Mr. O'Reilly to confer with the District Justice in this matter, and see what arrangements could be made.

56/38.

PAROCHIAL HALL, DUNGLOE, AT PRESENT USED AS A COURTHOUSE.

A letter was read from Mr. John Walsh, Secretary, Parochial Hall Committee, Dungloe, stating that at a Meeting of the Parochial Hall Committee held on the 5th January, 1938, it was decided to inform the Council that the Committee could not see their way to build an Office for the District Court Clerk, as the rent received since the Courthouse was transferred to the Parochial Hall had not been increased, although the Committee had carried out considerable repairs with a view to eliminating draughts, and making the Hall comfortable for Court Sitzings.

The Council noted the letter.

57/38.

COURTHOUSE ACCOMMODATION AT ARDARA, GLENTIES, FALCARRAGH, PETTIGO, BUNBEG, BURNFOOT, AND DUNFANAGHY.

A letter was read from the Local Government Department dated 30th December, 1937, G.106753/37, Dun na nGall., referring to previous correspondence regarding Courthouse accommodation in County Donegal, and requesting the Council to state whether any, and, if so, what steps had been taken by the County Council with a view to having suitable Courthouse accommodation provided at the following places:-

Ardara.

Falcarragh.

Bunbeg.

Glenties.

Pettigo.

Burnfoot.

It was understood that the present accommodation in the Dunfanaghy District Courthouse required to be improved as follows:-

- (1) A suitable Office to be provided for the Clerk.
- (2) Presses with spring locks to be provided for the safe keeping of books and documents.
- (3) Heating installation.
- (4) Repairs to Chairs.
- (5) Window panes provided.

Councillor Scott stated that negotiations were at present proceeding with a view to acquiring the site at Burnfoot on which the old Courthouse had been built.

The Council decided to refer the matter to the Acting County Surveyors for reports for next Meeting of the Council.

58/38.

PORTSALON AND DUNTINNY, AND CARROWCANNON (RAY RIVER) DRAINAGE SCHEMES.

A letter was read from the Office of Public Works dated 5th January, 1938, asking to be furnished with annual reports in respect of the Portsalon and Duntinny, and Carrowcannon (Ray River) Drainage Schemes.

The Council decided to refer the matter to the Acting County Surveyor for his attention.

59/38.

COURTHOUSE ACCOMMODATION IN DUNFANAGHY.

A letter was read from Mr. P. Ferry, District Court Clerk, Dunfanaghy, stating that he had been directed by the District Justice to call attention to the way in which the Courthouse at Dunfanaghy was kept by the lessors. The Courthouse was kept in a shockingly dirty condition. No heating was provided, and no sanitary accommodation. The windows were broken and the whole place was so cold that it was not fair to ask the public to stay any length of time in the place. On the last Court day he had to break into the room which the Justice used on Court days. If the Trustees of the building could not see their way to put the building in proper order, and provide heating and sanitary accommodation, inquiries should be made about alternative accommodation in Dunfanaghy or Creeslough.

A letter was read from Mr. William T. Arnold, Estates Agent, Dunfanaghy, stating that he regretted that the District Justice or Court Clerk should have any reason to complain of the Courthouse accommodation at Dunfanaghy. There was no means of heating the larger room of the Courthouse, but during the winter months a fire was provided in the ante-room. When this ante-room was not used for the purpose of the District Court, it was used as a Recreation Room, with a Billiard Table, by the residents of Dunfanaghy and district. The door between the two rooms was kept locked, and on the occasion of the last Court day, one of the members of the Billiard Club unfortunately forgot to leave the key of the door. When he discovered that the key could not be obtained in time he had the lock forced. Some time ago every broken pane of glass in the windows was repaired, but it was hardly fair that the Landlord should be expected to keep on repairing windows which were constantly being broken by children and others throwing stones, and playing ball against the walls of the Courthouse. Under the terms of the Agreement with the Council the Courthouse was let for the purposes of the Sittings of the District Court, but not as an Office for the Clerk except on Court days. There was no obligation on the part of the landlord under the Agreement to provide sanitary accommodation.

A letter was read from Mr. James McCaffrey, Creeslough, offering the Council the use of Creeslough Hall for a Courthouse for Dunfanaghy District at the same rent as was being paid for the present Courthouse in Dunfanaghy. Should the offer be considered favourably, the Committee would be prepared to carry out any additions or alterations the Council might consider necessary in the Hall.

The Council decided to refer the matter to the Acting County Surveyor for a report for next Meeting.

60/38. ROADWAY LEADING TO LABOURERS' COTTAGES AT MOVILLE.

A memorial was submitted from residents of Moville asking that repairs should be done to the roadway leading to the Labourers' Cottages lately erected in Moville, which road at present was at times impassable to pedestrian traffic.

Mr. Caffrey, Acting Co. Surveyor, reported as follows:-
"The roadway referred to is a right-of-way, six feet wide, and is not a County Road. It would appear to be a matter for the Board of Health to deal with."

The Council decided to refer the matter to the Board of Health.

61/38.

CONTRIBUTION TO IRISH TOURIST ASSOCIATION.

A letter was read from the Irish Tourist Association asking the Council to include in their Estimates, as in previous years, a rate for tourist purposes.

On the motion of Councillor O'Boyle, the Council decided to include the same rate as in previous years.

62/38. REMUNERATION OF SURVEYORS IN CONNECTION WITH ROADS (RURAL) SCHEMES, 1937/38, AND EMPLOYMENT OF ADDITIONAL ENGINEERS.

A letter was read from the Local Government Department, Roads, dated 11th January, 1938, RU/204, stating that it had been decided to allow the payment of remuneration to County Surveyors and Assistant County Surveyors in respect of the special work entailed in the recruitment and rotation of labour in connection with the Roads (Rural) Schemes, 1937/38. The approved remuneration would be $\frac{1}{2}\%$ on all expenditure on works under the Scheme to the County Surveyor, and 1% to the Assistant County Surveyors on expenditure on the works carried out in their areas under the Scheme. The remuneration was to be charged to the cost of the Scheme, and the approved expenditure on works would require to be adjusted accordingly.

As to the question of supervision of the works, which fell within the ordinary duties of the Survey Staff, the Minister felt that, particularly in Counties where large Schemes were being carried out, the present arrangements for supervision were not adequate, and he was prepared to sanction as a charge against the Schemes for the present financial year the remuneration of such additional technical assistance as might be found necessary to enable the works to be properly supervised. The regular Survey Staff must, however, continue to take responsibility for the preparation and lay-out of works and compliance with the conditions of the Grants. If the County Surveyor considered that additional Engineers were necessary in the County for the supervision of works under the Scheme, his proposals in the matter should be submitted without delay.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"Arising out of the last paragraph of this letter, I would suggest that the services of Mr. E. K. McLaughlin be obtained to assist the Assistant Surveyor in the Dunfanaghy Area. This Assistant has Road Relief Grants amounting to £9,550 in his District, and unless he gets some assistance of this nature it is apparent from the progress made to date that this work will not be completed by the 31st March. I understand that any of the money not spent by that date is liable to be lost. Apart from this, it is not easy for one man to get efficiency if he is over-burdened with work. For this reason, the cost of the extra assistance would be well spent, and would be more than re-paid in more efficient work arising from better supervision. The reason I suggest Mr. McLaughlin's name is that he is already well acquainted with the District, having carried out similar Grants last year when temporarily employed in the area. It would be necessary if such an arrangement is made, there should be no delay about it, as only two months remain to complete the work. I would suggest asking sanction for this appointment immediately."

Mr. O'Reilly, Acting County Surveyor, stated that in his end of the County he had two Schemes on hands involving expenditure of sums of over £7,000 and £8,000 respectively, but unlike Mr. Caffrey, he had not an Engineer to call upon who knew the District, and anyone else would be useless.

The Council unanimously decided to employ Mr. E. K. McLaughlin for the period from 1st February to 31st March, 1938, to assist the Assistant Surveyor in the Dunfanaghy District, with remuneration at the rate of £5 : 5 : 0 per week, and 4d. per mile Travelling Expenses.

63/38. COMPLAINT RE CONDITION OF ROAD IN TOWNLAND OF ILLION, ARRANMORE.

A letter was read from Mr. Frank O'Donnell, Illion, Arranmore, complaining of the condition of a road in the townland of Illion, which had not been repaired for four years, and was now in a very bad state.

The Acting County Surveyor stated that the road was not a County Road, and the Council decided to refer the matter to the Board of Works for consideration when allocating future Minor Employment Schemes.

64/38. DEPOSITS LODGED IN CONNECTION WITH OPENING OF ROADWAYS.

A letter was read from Miss M. Brodwin, Carndonagh, applying for a refund of a deposit lodged by her in connection with the opening of a road. She did not now intend to open the road.

A letter was read from Mr. R. J. Stewart, Castle St., Ramelton, applying for a refund of the deposit lodged by him in connection with the opening of the roadway.

The Acting County Surveyor stated that these matters were having attention.

65/38. COMPLAINT RE NOT BEING PAID IN FULL FOR A ROAD CONTRACT.

A letter was read from Mr. Patrick J. Breslin, Summy, Portnoo, stating that he put out 130 tons of broken stones of approved quality before the 1st April, 1937, and 60 tons were rolled. He only got £5 : 10 : 0 on 29th June, 1937, and he expected the remainder on the 1st December, but up to the present it had not arrived.

The Acting Co. Surveyor reported as follows:-

"The Assistant Surveyor, Mr. Kearney, reports as follows:- 'On 8th October, 1936, I measured 70 tons (yearly quantity, 130 tons of 2" stones - £13 : 18 : 0); and found 60 tons short, and sent measurement return. After 70 tons were rolled Breslin left the country and has not returned. The road then got into bad order as there was no person to look after it. A process was issued and a Decree got, and lastly when it came to the payments to the Contractors he was paid £5 : 14 : 0; struck off, £3 : 0 : 0; cost of Roller, £3 : 0 : 0; and Solicitor's costs, £2 : 4 : 0."

From this it will be seen that Breslin has been paid in proportion to the amount of work he has done on this road."

The Council noted Mr. O'Reilly's report.

66/38. DAMAGE TO FENDER AT RAMELTON PIER.

A letter was read from Mr. Thomas Jordan, Harbour Master, Ramelton, stating that on the 23rd December, the S.S. "Cargan" when leaving Ramelton Pier came in contact with one of the fenders along the Pier, and broke it off. This particular fender was put in years ago by the Swilly Steamer Co., and was completely done.

Mr. Caffrey, Acting County Surveyor, stated that it would cost about £2 to have the fender repaired.

The Council instructed Mr. Caffrey to have the necessary work carried out.

67/38. COMPLAINT RE NON-PAYMENT OF TRESPASS MONEY FOR STONES TAKEN.

A letter was read from Mr. Daniel P. Breslin, Doochill North, Ardara, stating that early last year he allowed the County Council's workmen, under J. Keeney, Drimnacross, Ganger, to enter a quarry on his land. Keeney told him that he would be paid trespass money, but he had heard nothing about the matter since.

The Acting County Surveyor reported as follows:-

"The Assistant Surveyor reports that Mr. Daniel P. Breslin, Doochill, has been paid for the stones taken from his quarry."

The Council noted the Acting County Surveyor's report.

68/38. COUNTY COUNCIL'S ADVERTISEMENTS.

A letter was read from Messrs. Kenny's Advertising Agency, 65, Middle Abbey Street, Dublin, asking the Council to place their advertisements through their Agency. There was no extra charge of any kind involved.

The Council decided to take no action in the matter.

69/38. COMPLAINT RE CONDITION OF ROAD IN TOWNLAND OF CLOGHERCOR, DOOCHARY.

A letter was read from Mr. Daniel O'Donnell, Cloghercor, Doochary, stating that a brook passing through that townland was doing considerable damage to the roadway, and to the lands through which it passed. In times of flood the road was often torn up, and crops were swept away. A grant of about £40 would put it in proper order.

The Acting County Surveyor stated that the road was not a County Road, and the Council decided to refer the matter to the Board of Works for consideration when allocating future Minor Employment Schemes.

70/38. COMPLAINTS RE ALLOCATION OF WORK IN GORTAHORK AREA.

A letter was read from Mr. Cormac Breslin, T.D., enclosing letter purporting to be from the unemployed of Gortahork Area, complaining of the manner in which work was being allocated in that district. One gang had been working constantly for three weeks at the crusher. A man called Ferry and his son were in constant employment. Ferry had money in Banks and in shares. Mr. Breslin asked the Council to investigate the matter, provided, of course, that the complaints were authentic.

The Acting Co. Surveyor reported as follows:-

"As the letter to which Mr. Breslin refers is anonymous, I think no notice should be taken of it. The work in question consisted in preparing chips for tarring the Main Road from Council funds. Ferry was a satisfactory Ganger, and we have no way of finding out what money he has in the Bank, or what shares he owns, but I do not think the evidence of anonymous letter writers should be accepted regarding it."

The Council noted Mr. Caffrey's report.

71/38. COMPLAINT RE CONDITION OF GROVE ROAD LEADING FROM CARRICK TO ARDARA.

A letter was read from Mr. Henry Campbell, Grove, Meenaneary, Carrick, complaining of the disgraceful condition of the Grove Road leading from Carrick to Ardara. He stated that he would decline to pay motor tax until the road was put into a proper state of repair.

The Acting County Surveyor reported as follows:-

"The Assistant Surveyor, Mr. Lennon, reports as follows:-

"This is a road extensively used by heavy lorries and was never constructed to carry the heavy loadings to which it now subjected. Either one of two things must happen - the amount of funds available must be increased so as to permit of complete strengthening on this and similar roads - or - lorry traffic must be prohibited from using them. Repairs have been effected on two periods on this road during the present financial year, and a repair gang is at present working from the Leamagowra Section, and should be on this particular road this week. I have increased the maintenance allocation to £40 for the coming financial year in hopes of at least partially strengthening it and improving the drainage thereon."

The Council noted Mr. Lennon's report.

72/38. COMPLAINT RE NON-PAYMENT OF TRESPASS MONEY FOR STONES TAKEN.

A letter was read from Mrs. E. A. M. Irwin, Drumboy, Newtown-cunningham, complaining of not being paid trespass money for the use of her quarry. She enclosed map to prove that she was the owner of the quarry. Unless she was paid 2d. per ton for all stones taken, she would place the matter in the hands of a Solicitor.

The Acting County Surveyor reported as follows:-

"Mr. Kelly reports that he has seen Mrs. Irwin and has arranged to repair the roadway to the quarry, and to pay the 2d. per ton asked for."

The Council noted Mr. Caffrey's report.

73/38.

MINOR EMPLOYMENT SCHEME FOR CLEANING OF DRAIN FROM
GORTAMORE TO DERRYHASSEN.

A letter was read from Mr. Andrew Shields, Gortamore, Downings, complaining of the condition of the Gortamore-Derryhassen Drain. Some time ago he objected to the proposed cleaning of it because the Supervising Ganger had appointed an inexperienced man to be Ganger. He deemed it a waste of public money to place a man in charge of a work who had no experience of the work.

A further letter was read from Mr. Shields stating that he had been informed since writing his last letter that the work of cleaning the Gortamore-Derryhassen Drain was being started on the 24th January. He understood that his part was going to be left uncleaned, and that the flow of water would do his lands untold damage. Should this be the case he would take legal action. He wanted the drain to lie until such time as he would be able to get it cleaned satisfactorily.

The Acting County Surveyor reported as follows:-
"This is a Minor Employment Scheme. Shields, who is one of the land-owners, refuses his consent for the cleaning of the drain, unless he is appointed Ganger on it. For this reason the work cannot proceed."

The Council noted the Acting County Surveyor's report, and decided to take no action in the matter.

74/38.

COMPLAINT RE CONDITION OF ROAD AT SWILLYMOUNT, NEWTOWN-
CUNNINGHAM.

A letter was read from Mrs. A. Peoples, Swillymount, Newtown-cunningham, complaining that she had no road to get out or in to her farm. Recently a cart got broken because a lorry was coming, and the man had to take the cart up on the dyke to let the lorry pass. It was impossible for children to go to school at the moment as the road was flooded.

The Acting County Surveyor reported as follows:-

"Mr. Kelly reports that he has been over this road recently, and saw no signs of flooding. He had instructed the Contractor to attend to it. The road was narrow but there were no funds for widening it."

The Council noted the Acting Co. Surveyor's report.

75/38.

ERECTION OF GARDA BARRACKS AT MALIN.

Councillor Lynch referred to the erection of a new Garda Barracks for the Malin District, which, he stated, was being built a considerable distance from the village. He stated that a memorial was being prepared and would be submitted.

On the motion of Councillor Lynch seconded by Councillor Friel, the Council unanimously decided to call on the Office of Public Works to have the new Barracks erected in Malin village.

76/38.

PROPOSED CONSTRUCTION OF NEW ROAD AT DRUMNAKILLEW, CREESLOUGH.

A letter was read from Mr. James Malseed, Solicitor, Letterkenny, objecting, on behalf of Mr. Michael Gallagher, Drumnakillew, Creeslough, to the construction of a road in the townland of Drumnakillew, which would run through ten acres of his grazing, and through his arable land from Drumnaraw to Drumnakillew.

The Acting County Surveyor stated that no new road was contemplated in this district.

77/38.

CONTRACT NO. 175, APRIL, 1937, INISHOWEN DISTRICT -
BREAKING OF CONTRACT.

Mr. Caffrey, Acting County Surveyor, applied to have Contract No. 175, April 1937, Inishowen District, Contractor, John McGuinness, broken.

The Council unanimously decided to break the contract.

78/38. APPLICATION FOR PERMISSION TO RAISE FOOTPATH IN ARDARA.

A letter was read from Mr. Charles Mooney, Ardara, applying for permission to raise the footpath at his premises on the front street in Ardara. He was erecting a garage, and as the footpath at present was about 18 inches lower than the street, he would require to raise the footpath in order to gain admittance to the Garage.

The Acting County Surveyor reported as follows:-

"Permission may be granted to Mr. Charles Mooney to raise the footpath at his premises on the front street in Ardara, provided he carries out the work to the satisfaction of the Surveyor."

The Council unanimously decided to adopt Mr. O'Reilly's report.

79/38. PROTECTION WALL ON ROAD BETWEEN ROSBEG AND KILTOORISH.

Mr. O'Reilly, Acting County Surveyor, applied for a sum of £80 out of the Contingency Fund to repair the protection wall between Rosbeg and Kiltoorish on Map No. 1429.

In support of his application, Mr. O'Reilly reported as follows:-

"This matter came before the Council in February last. A protection wall on the road from Rosbeg to Kiltoorish, Map No. 1429, 200 yards of dry built wall, was torn away with the exceptionally high tide. The wall, which is 2' thick, varies in height from 2' 6" to 6' 6". As the Contingency Fund at that time was pretty low it was decided to let the matter stand over until the next financial year. I estimate the cost of repairing the wall at £80."

The Council unanimously decided to allow Mr. O'Reilly a sum of £80 out of the Contingency Fund for this work.

80/38. PROPOSAL TO ERECT WEIGHBRIDGE IN LETTERKENNY.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"A sum of £400 is included in this year's Main Road Improvement Grant for the provision and erection of a twenty-ton weighbridge at Letterkenny. I understand there is some difficulty regarding toll rights in Letterkenny, and for that reason I would like some indication from the Council as to where the weighbridge should be situated, and how it will be afterwards controlled."

It was decided to make inquiries from the Letterkenny Urban District Council regarding Toll Rights, and the Secretary was authorised to obtain legal advice, if necessary.

81/38. ILLNESS OF MR. JOHN G. COLL OF THE COUNCIL'S OFFICE STAFF.

A Medical Certificate was submitted from Dr. McDevitt, Burtonport, certifying that Mr. John G. Coll of the Council's clerical staff was suffering from tonsillitis, and would be unfit for duty for one week.

The Secretary stated that Mr. Coll had duly resumed work.

82/38. COMPLAINT RE CONDITION OF ROAD AT LEABGARROW, ARRANMORE.

A letter was read from Mr. Mick Gallagher, Ballintra Riverside, Arranmore, complaining of the condition of a road at "Courthouse", Leabgarrow.

The Acting Co. Surveyor stated that the road was not a County Road.

83/38. REQUEST FOR GRANT FOR CONSTRUCTION OF ROAD AT GORTNAMONAGH, BALLYHEERIN.

A letter was read from Mr. Dan Callaghan, Gortnamonagh, Ballyheerin, applying for a grant for 60 perches of a new road in Gortnamonagh from the Main Road at Mick Coyle's of Gortnamonagh to Dan Callaghan's of Gortnamonagh. The present roadway was only six feet wide, and was almost impassable.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Employment Schemes.

84/38. COMPLAINT RE CONDITION OF DOECastle RAMPART ROAD AND FLOODGATE.

A letter was read from Mr. Michael McLoughlin, Ummerafad, Greeshlough, again complaining of the condition of the Doecastle Rampart Road and Floodgate. The last time he complained the Council instructed the County Surveyor to inspect the place, but he had heard nothing about it since.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"The road in question is in fair order. It is narrow but there are no funds available for widening it. I do not think the question of the flood gates is one that concerns the Council. Possibly, if the Land Commission were approached they might have an interest in the matter."

Councillor Baxter stated that these lands had now been taken over by the Department of Agriculture for forestry purposes, and the Council decided to refer the matter to them.

85/38. APPLICATION FOR PERMISSION TO ERECT BRICK BUILDING ALONG ARDMALIN ROAD, MALIN HEAD.

A letter was read from Mr. P. O'Doherty, Malin Head, applying for permission to erect along the Ardmalin Road, Malin Head, a brick building in lieu of corrugated iron one at present in existence.

The Council unanimously decided to give Mr. O'Doherty the required permission, on condition that he signed an Agreement undertaking to remove the building at any time he might be called upon to do so.

86/38. COMPLAINT RE CONDITION OF GLENDOWAN - DOOCHARY ROAD.

A letter was read from Mr. John Mullan, Secretary, Con O'Boyle F. F. Cumann, Glendowan, forwarding copy of the following resolution passed by the Cumann:-

"At a Meeting of Con O'Boyle F. F. Cumann, Glendowan, held on the 9th January, a resolution was unanimously adopted calling on the Council to have repairs done without further delay to the Glendowan to Doochary Road, which was very sadly neglected, as surface conditions of above road was something horrible, a quagmire being a very fitting description. Motor-car and lorry-owners were all present voicing their grievances in no uncertain manner, and have even gone so far as to hold Meetings at which non-payment of taxation was discussed and decided upon if afore-mentioned road was not made passable for transport."

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"An amount of £1,000 was spent on the Glendowan Road last year on the southern portion, and a similar amount on the northern portion. Out of this year's Employment Schemes Vote an amount has been set aside for a further repair."

The Council noted Mr. O'Reilly's report, and considered it satisfactory.

87/38. CONTRACT ON ROAD FROM DONEGAL TO BALLYSHANNON BETWEEN PARKHILL AND ABBEY.

A letter was read from Mr. James Sweeney, The Abbey, Ballyshannon, stating that Thomas McIntyre's son-in-law, John Myles, Legalton, was going to put the road from Donegal to Ballyshannon between Parkhill and Abbey in repair. He (Myles) said he would be responsible.

The Acting Co. Surveyor reported as follows:-

"The condition as regards this road is as follows:- As the Contractor was dead, Mr. Cunningham served a ten-day notice on the sureties. The present letter states that Thomas McIntyre's son-in-law, John Myles, was going to put the road in order. John Myles has since died, and a nephew of the former Contractor is now doing the work."

The Council decided to approve of the arrangement.

88/38. OFFER TO SUPPLY STONES AT CORGARY, BALLYBOFEY.

A letter was read from Mr. John McMonagle, Corgary, Ballybofey, again offering to supply the Council with stones. He would give the Council the use of the field for 18 months for £3, and he could guarantee that there would be at least 200 tons of stone available.

The Acting County Surveyor stated that he would not advise the Council to accept Mr. McMonagle's offer.

The Council noted the Acting Co. Surveyor's statement, and decided to take no action in the matter.

89/38. GLENTIES NO. 1 OLD AGE PENSIONS SUB-COMMITTEE.

A letter was read from Very Rev. J. Canon Byrne, P.P., Ardara, protesting against the action of the County Council in abandoning Ardara as a centre for holding Meetings of the Old Age Pensions Sub-Committee. No meetings had been held there since April, in consequence of the Council's failing to appoint members from Ardara. He wanted to have this anomaly rectified.

Councillor Brady supported Canon Byrne's letter.

The Council decided to ask the Clerk of the Committee to furnish a return of the attendances of the members, when the matter would have further attention.

90/38. COMPLAINT RE CONDITION OF BOG ROAD AND BRANCH ROAD LEADING FROM THE PUBLIC ROAD AT BEAGH SCHOOL.

A letter was read from tenants of Beagh and Sandfield, Ardara, complaining of the condition of a main bog road and a branch road leading from the public road at Beagh School across the lands of Denis Gallagher, Beagh, and Owen Gildea, Tullycleave.

The Acting County Surveyor stated that the road was not a County Road, and the Council decided to take no action in the matter.

91/38. COMPLAINT RE EMPLOYMENT OF LORRIES ON ROAD WORK IN THE DUNLEWEY AREA.

A letter was read from the Secretary, Gweedore F. F. Cumann, enclosing copy of the following resolution passed by the Cumann:-
"That we, the members of this Cumann, strongly protest against the method adopted on Minor Relief Schemes and County works in employing lorries instead of carts such as is now in existence on the road in the Dunlewey Area, and have heretofore been in the haulage of materials from Errigal Quarries, a distance of over three miles, and passing good quarries and material quite convenient to the work, and that there is over 20 horses and carts in this locality."

The Acting County Surveyor reported as follows:-

"No lorries are used on Minor Employment Schemes. The resolution does not say that the material in what it calls the Errigal Quarries was not only ready quarried, but also partly broken and that the cost of transport was practically the only cost on it. It would not have been possible to keep the machinery going without lorries. It would have taken 50 carts to do the work which was done by the lorries, and it would have cost considerably more."

The Council noted the report, and decided to take no action in the matter.

92/38. MOORING BUOY AT RATHMULLAN PIER.

A letter was read from Mr. Charles Deeney, Harbour Master, Rathmullan, stating that one of the mooring buoys off Rathmullan Pier broke adrift in a gale on the 13th January.

The Acting County Surveyor stated that he had arranged with Mr. Dawson to get this buoy towed to a place of safety.

93/38. COMPLAINT RE ROAD BETWEEN STRANORLAR CHURCH AND MAIN ROAD.

A letter was read from Mr. George McGuckin, Dunwiley House, Stranorlar, stating that as Secretary to the Select Vestry of Stranorlar Parish Church he had been instructed to write with reference to the unsatisfactory condition of a small length of road and footpath (about 60 yards) between Stranorlar Church and the Main Road. An oil lamp used to be placed at this corner, and he thought that an electric light should be fitted there now.

The Acting County Surveyor reported as follows:-

"The Assistant Surveyor reports that he has inspected this road. The roadway is sufficiently wide, and the surface is in good order. The path is narrow and seldom used. The question as regards provision of a light at this corner is a matter for the Board of Health, and may be referred to them."

The Council noted the report, and decided to refer the question of erecting a light to the Board of Health.

94/38. STRIKING OF RATE FOR THE LIGHTING OF THE VILLAGE OF MALIN.

A letter was read from Mr. Charles McCormick, Solicitor, Derry, stating that he had been instructed by certain ratepayers named to lodge an objection on their behalf against the striking of any rate for the coming financial year in respect of public lighting at Malin, and to inform the Council that they would strenuously oppose the collection of such by all legal means if this objection which he now formally made on their behalf was overruled.

The Secretary stated that no amount had been included in the demand from the Board of Health for this purpose for the coming year, and that, therefore, no rate would be struck.

95/38. APPLICATION FOR POSITION AS SURFACEMAN.

A letter was read from Mr. John P. Boyle, Drumsallagh, Glendowan, applying for the position of surfaceman on the road from Glendowan to Lough Barra. He was a married man in receipt of unemployment assistance.

The Acting County Surveyor stated that this application would be considered by the Assistant Surveyor for the District.

96/38. APPLICATION FOR PAYMENT FOR REMOVAL OF TREE, WHICH HAD BEEN BLOWN DOWN BY STORM, FROM ROAD FROM KILLYBEGS TO DUNKINEELY.

A letter was read from Mr. Patrick Boyle, No. 61, Dunkineely, stating that on the night of the 12th January a tree was blown down by the storm at the Killaghtee Rectory, and caused a stoppage of traffic on the Main Road from Killybegs to Dunkineely. He was employed by Garda Carey of Dunkineely to assist in clearing the tree off the road. He wished the Council to compensate him for his work.

The Acting County Surveyor reported as follows:-

"The Assistant Surveyor, Mr. Lennon, will interview the Gardai, Dunkineely, to get full particulars of this claim, and will report to the Council later. It appears that Boyle was instructed by the Gardai to remove tree which was blown down by storm on the night of the 12th January at the Killaghtee Rectory. I would like the Council to decide who is responsible for paying him for this work."

The Council decided to await further report in this matter.

97/38. PUBLIC DANCE HALLS ACT, 1935.

Notices were submitted of intentions to apply for licences under the Public Dance Halls Act, 1935, in respect of the Creeslough Hall, Creeslough, and McCarthy's Hall, Falcarragh.

The Council noted the matter.

98/38. COMPLAINT RE THREATENED DAMAGE TO MILLTOWN MILLS, CARNDONAGH.

A letter was read from Mrs. Isa K. Anderson, Milltown Mills, Carndonagh, stating that the Glenegannon River threatened to destroy or rather undermine her mill at Milltown. The river was shifting its course, and was now within three yards of the Mill, which if it did undermine, and was liable to do so with the next big flood, it would tumble the mill and destroy hundreds of pounds' worth of machinery.

The Acting County Surveyor reported as follows:-

"This is not a matter than can be dealt with by the Council as it concerned private property and is not connected in any way with a road or other work for which the Council are responsible."

The Council noted the Acting Co. Surveyor's report.

99/38. COMPLAINT RE CONDITION OF CAPPAGH-GROAGHLIN ROAD, TEELIN.

A letter was read from Mr. Con Cassidy, Croaghlin, Teelin, drawing attention to the deplorable condition of the Cappagh-Groaghlin Road as a result of recent floods. The road was completely torn up, and was practically impassable for vehicles.

A letter was read from Mr. Sean O'h-Eochaidh, Croaghlin, Teelin, complaining of the condition of the Cappagh-Groaghlin Road, No. 1845. He complained of the condition of this road before, but nothing had been done to it since. Recent floods had made its condition worse, and he hoped that something would be done to improve its condition.

The Acting Co. Surveyor reported as follows:-

"There is only £8 allowed for this stretch of road for the current year, and no Tender was received for it at the Kilcar Road Sessions. As two men have been employed on this road during the months of August and September last, it is untrue to say that nothing has been done to it. There was a flood on this road a couple of weeks ago, which did a large amount of damage. On that account, I intend applying to the Council at next Meeting for £10 from the Contingency Fund for a further repair of this road."

The Council decided to adjourn until next Meeting Mr. O'Reilly's application for a sum of £10 from the Contingency Fund for the repair of this road, in order to comply with the requirements of the Public Bodies Order.

100/38. CINEMATOGRAPH ACT, 1909.

A letter was read from the Secretary of the Creeslough Hall Committee, Creeslough, applying for a Cinematograph Licence for the Creeslough Hall.

The Council unanimously decided to grant the application.

101/38. POISONS AND PHARMACY ACT, 1908.

Applications for licences under the Poisons and Pharmacy Act, 1908, were received from Mr. Denis Melly, Churchill, and Mr. Daniel Quigley, Killybegs.

Applications for renewals of licences were received from Mr. Allan Rogers, Killybegs, and Mr. Thady Gallagher, Glenties.

The Council unanimously decided to grant the applications.

102/38. WARBLE FLY (TREATMENT OF CATTLE) ORDER, 1936.

A letter was read from the Department of Agriculture dated 18th January, 1938, L.199-38, stating that the Warble Fly (Treatment of Cattle) Order, 1936, as amended by the Warble Fly (Treatment of Cattle) (Amendment) Order, 1936, would again come into operation on the 1st March next. Immediate action should be taken by the Council in regard to the appointment of temporary Inspectors, and advertisements on the lines indicated in the Department's letter of the 18th December, 1936, should be issued forthwith. The names of the selected candidates and their proposed districts should be submitted to the Department not later than the 26th February.

The Council decided to refer the matter to the Sheep Dipping and Warble Fly Committee, which would meet on the 8th February, and, in the meantime, to advertise the appointments.

103/38. COMPLAINT RE FLOODING OF PREMISES AT BRIDGEND.

A letter was read from Messrs. John Mortimer & Co., Wholesale Druggists, Foyle Street, Derry, stating that their warehouse at Bridgend was seriously flooded during the week-end. This was caused by the Swilly Railway Co. building a wall across the stream, which diverted the water out of its natural course, and turned it into the drain in their plot. They have asked the Railway Co. to remove the wall, and they would be glad if the Council's Engineer would give them his valued assistance in order to avoid further loss and damage.

The Acting County Surveyor reported as follows:-

"I have already taken this matter up with the Manager of the Lough Swilly Railway Co. He assures me that the arrangement is only temporary, and when the permanent arrangement is fixed up it will have no damming effect on the stream."

The Council noted the report.

104/38. COMPLAINT RE CONDITION OF KILGOLE ROAD, ARDARA.

A letter was read from a number of ratepayers of Kilgole, Ardara, complaining of the condition of the Kilgole Road. It was the only road serving that townland, and its residents and a number of others used it daily for the cartage of turf, hay, manure, etc., and it was gradually becoming more dangerous for this traffic. It was also the main route to the shore, and during the summer months the comments of visitors on it were not too complimentary.

The Acting County Surveyor stated that the road was not a County Road.

105/38. APPLICATION FOR GRANT FOR REPAIR OF ROAD LEADING AROUND LOUGH ESKE.

A letter was read from the Local Government Department, Roads, dated 17th January, 1938, RGR/7, referring to the Council's resolution requesting a grant for the repair of the road leading around Lough Eske, and stating that applications for grants for road works should be accompanied by an estimate prepared by the County Surveyor of the cost of the proposed works. The application should indicate what contribution (if any) the Council were prepared to make towards the cost of the works. The classification of the road or roads should be stated.

Mr. Cunningham, Assistant Surveyor, reported as follows:-

"The road around Lough Eske that the Townawilly people are anxious to get a grant for is about nine miles in length, and has a weak surface for almost the entire length. Of that distance about $\frac{1}{2}$ a mile of it would have to be made entirely in the new, and land acquired for that purpose, if the road is to be anyway suitable for Tourist traffic. The remaining section, about $8\frac{1}{2}$ miles, requires strengthening and surfacing in water-bound macadam.

To make a reasonable job of the road a sum of about £8,500 would be required; no provision being made for the acquiring of the necessary land."

The Council decided to refer Mr. Cunningham's report to the Local Government Department.

106/38. COMPLAINT RE CONDITION OF MAGUMNA COUNTY ROAD, ARDARA.

A letter was read from Mr. Michael Molloy, Magumna, Ardara, requesting the Council on behalf of the land-holders of Magumna to authorise the Road Surveyor to inspect the Magumna County Road and the drainage of same. Nothing in the way of repairs had been done to the road for years, and they could not see their way to pay rates any longer for lands that were constantly flooded.

The Acting County Surveyor stated that the Assistant Surveyor had informed him that no tender was received for this road at the last Road Sessions. The available money would, therefore, be spent by Direct Labour on the road.

The Council considered the report satisfactory.

107/38.

PROPOSAL TO APPOINT MR. GEORGE MCGILL IN A PERMANENT CAPACITY ON THE COUNTY SURVEYOR'S CLERICAL STAFF.

A letter was read from the Local Government Department, Roads, dated 5th January, 1938, R/RS/7, referring to the proposal of the Council to appoint Mr. George McGill in a permanent capacity in the County Surveyor's Office, and stating that as he was satisfied with the evidence as to Mr. McGill's education, health, and character, the Minister was prepared to sanction the Council's proposal, provided notice was entered on the Minutes of the Meeting of the Council next before that at which the appointment was made, and an advertisement was issued indicating the Council's intention to make an appointment at a Meeting to be held not earlier than seven days from the date of the advertisement.

On the motion of the Chairman it was decided to advertise the appointment for next Meeting; the salary scale for the position to be £120 - £10 - £150 - £5 - £180.

Councillor Scott dissented to the salary proposed.

108/38.

APPOINTMENT OF MR. JAMES J. GALLAGHER OF THE COUNCIL'S OFFICE STAFF AS RATE INSPECTOR FOR SOUTH TIPPERARY.

The Secretary informed the Council that Mr. James J. Gallagher of the Council's Office Staff had been notified of his selection as Rate Inspector for South Tipperary, and that he would resign his present position on receiving notification of his new appointment.

The County Board of Health was holding an examination in the near future to fill two vacancies in that Office, and as many of the candidates would be competing for both positions, it might be possible to arrange for one examination for the three vacancies. The Board of Health scale of salaries was somewhat higher than the County Council scale, and there was a possibility, whilst this condition lasted, of entrants to the County Council service transferring to the Board of Health service, and he (the Secretary) suggested a ~~re-arrangement~~ of the scale to bring it into line with the Board of Health scale.

On the motion of Councillor O'Boyle, it was decided:-

- (1) To arrange that the same examination be used for the County Council appointment as for the Board of Health appointments.
- (2) To fix the salary scale at £120 - £10 - £150 - £5 - £180.
- (3) To make the age limit 18 to 30 years.
- (4) To have the marks and subjects of the examination the same as those for the Board of Health examination, viz:- Irish (Oral and Written) (200 marks); English (200 marks); Arithmetic (200 marks); History and Geography (200 marks); and Optional Subjects:- Precise Writing (150 marks); and Book-keeping (150 marks).
- (5) To appoint the successful candidate to take up duty on the termination of Mr. Gallagher's services, if results were known before that date.
- (6) To fill any vacancies that would arise within the following twelve months from the results of this Examination in order of merit.

The Council also decided to place Mr. John G. Coll, who entered the Council's service on 1st March, 1937, on this scale of salary (£120 - £10 - £150 - £5 - £180), and to make it retrospective from the date of his appointment.

Councillor Scott dissented to the increase in the scale of salaries, and he contended that the Board of Health scale should be lowered.

109/38.

TESTS AND ADJUSTMENTS OF WEIGHTS AND MEASURES STANDARDS.

A letter was read from the Department of Industry and Commerce, Gas and Weights and Measures Section, 6, Upper Castle Yard, Dublin, dated 19th January, 1938, 46983, stating that the periodical verification of the standards used by the Weights and Measures Inspectors, and the tests and adjustments of the standards of weights and measures for County Donegal had now been completed. The charges payable by the Council amounted to £38 15 : 0, and a Paying Order for this amount should be forwarded to the Department of Industry and Commerce not later than the 28th February.

The Council ordered payment of the amount.

110/38. PETITION FOR REPAIR OF PORTION OF OLD MOVILLE-CARNDONAGH ROAD.

A letter was read from Mr. E. O'Brien, Falmore House, Moville, enclosing memorial for the repair of portion of the old Moville-Carndonagh Road leading from Mr. Atcheson's Gate at Drumlee to the Lecamy Road near St. John's Catholic Church by the County Council annually. The annual upkeep cost would be about £6, as the road was only about a mile in length. Portion of this road was formerly repaired by the Council, but through carelessness was allowed to drop off the list.

The Acting County Surveyor stated that the road in question was not a County Road, and that it had been repaired on two occasions by the Board of Works.

The Council decided to refer the matter to the Board of Works.

111/38. ROAD FROM KNOCKFOLA CROSS TO THE SEA.

A letter was read from the Chairman of the Knockfolia F. F. Club, Derrybeg, drawing attention to the fact that the road from Knockfolia Cross to the sea was in need of repair. They would be grateful if a grant was given for this necessary work.

The matter was referred to the Acting County Surveyor.

112/38. APPLICATION FOR GRANT FOR CONSTRUCTION OF FOOTBRIDGE ACROSS THE RIVER FROM LOWER GLASSAGH TO BUNANINVER SCHOOL.

A letter was read from the Secretary of the Cumann De Valera, Glassagh, Derrybeg, asking the Council for a grant for the construction of a concrete footpath across the river from Lower Glassagh to Bunaninver School. £6 or £7 would complete the work, and it would benefit 17 school-children who go that way to School.

The matter was referred to the Acting County Surveyor.

113/38. ROAD LEADING TO CLONLEIGH GRAVEYARD.

Councillor Mahony referred to the condition of the road leading to Clonleigh Graveyard. He had been informed that it was almost impassable.

The Council decided to refer the matter to the Acting County Surveyor.

=====
Confirmed.

Wm. M. S. J. J. J.

Chairman of County Council,

22nd February, 1938.

A MEETING OF THE DONEGAL COUNTY COUNCIL WAS HELD ON
TUESDAY, THE 22ND DAY OF FEBRUARY, 1938.

114/38.

A T T E N D A N C E.

The following were the members present:- Councillors McFadden (presiding), Baxter, Blaney, Brady, Byrne, Cole, Crerand, Friel, Gallagher, Gallen, Hannigan, Houston, Kavanagh, Kelly, Loughrey, Lynch, Mahony, Myles, McClafferty, McCrea, MacGreadie, McDaid, McIvor, McShane, McShea, O'Boyle, O'Brien, O'Donnell (Michael), Scott, Wagentreiber, and Walsh.

115/38.

A P O L O G I E S.

Apologies for inability to be present were received from Councillors Cannon, McRory, and Brian O'Donnell.

116/38.

C O N F I R M A T I O N O F M I N U T E S.

On the motion of Councillor Mahony seconded by Councillor Blaney the Minutes of the last Meeting of the County Council held on the 25th January, 1938, were confirmed unanimously.

117/38.

R E P O R T O F F I N A N C E C O M M I T T E E M E E T I N G.

On the motion of Councillor Mahony seconded by Councillor Blaney the Report of the Finance Committee Meeting held on the 25th January, 1938, was adopted unanimously.

118/38.

R E P O R T S O F S U B - F I N A N C E C O M M I T T E E M E E T I N G S.

On the motion of Councillor Mahony seconded by Councillor Blaney the Report of the Sub-Finance Committee Meeting held on the 25th January, 1938, was adopted unanimously.

On the motion of Councillor Mahony seconded by Councillor Blaney the Report of the Sub-Finance Committee Meeting held on the 15th February, 1938, was adopted unanimously.

119/38.

R E P O R T S O F L A W C O M M I T T E E M E E T I N G S.

On the motion of Councillor Scott seconded by Councillor Mahony, the Reports of the Meetings of the Law Committee held on the 25th January, 8th February, and 15th February, 1938, were adopted unanimously.

Councillor Friel inquired why certain allegations of victimisation by road workers were referred to the Law Committee, and if it was for the purpose of giving fees to the legal profession.

Councillor Scott, Chairman of the Law Committee, stated that no Solicitors were present at the discussion of this matter, and that consideration of the allegations had occupied a considerable portion of the time of the Committee. (5/38, L.C., 14/38 L.C., and 20/38 L.C.)

120/38. ROSSES ROAD SCHEME - APPOINTMENT OF AND RESIGNATION OF MR. DENIS KELEHER AS ENGINEER-IN-CHARGE.

A letter was read from the Local Government Department, Roads, dated 18th January, 1938, R/RS/7, stating that the Minister had sanctioned the temporary appointment of Mr. Denis Keleher as Engineer-in-Charge of the Rosses Road Re-Construction Scheme at remuneration of £8 : 8 : 0 per week, with Travelling Expenses at 4d. per mile.

A letter dated 18th February, 1938, was read from Mr. Keleher tendering his resignation as Engineer-in-Charge of the Rosses Road Scheme as from the 18th March, 1938. He stated that private affairs prevented his remaining on the job after that date.

The Council decided to re-advertise the position.

121/38. REPORT OF SHEEP DIPPING AND WARBLE FLY COMMITTEE, AND
APPOINTMENT OF WARBLE FLY INSPECTORS.

A letter was read from Mr. Mick Brice, Carrick Upper, Carrick, complaining of the appointment of Mr. James Byrne, Altclough, Meenaneary, as Warble Fly Inspector. Byrne could not ride a bicycle, and went along the roads in a trap. The merchants in the district last year did not get rid of 99% of the supplies which they had stocked.

A letter was read from Mr. Mick Breslin, Carrick Upper, Carrick, denying that he had written the foregoing letter, and stating that he had nothing whatever to do with the matter.

A letter dated 16th February, 1938, No. L.54/38, was read from the Department of Agriculture enclosing copy of letter received by them from Mr. William McGill, P.C., Glenlough, Fintown, in which he objected to the appointment of Mr. Patrick J. Shovelin, Sandfield, Ardara, as Warble Fly Inspector, on the grounds that he did not possess a knowledge of Irish.

On the motion of Councillor McIvor, the Council unanimously decided to adopt the Report of the Sheep Dipping and Warble Fly Committee of the 8th February, 1938, and to inform the Department that the Council considered that the most suitable candidates had been appointed.

The Secretary submitted the Report of the Sheep Dipping and Warble Fly Committee Meeting held that morning, in which the Committee recommended the appointment of Bernard McConway, Lemacrossan, Quigley's Point, as Warble Fly Inspector for Inishowen No. 2 District, and Denis Gallagher, Tirloughan, Carrigart, as Inspector for Milford District.

Councillor Friel referred to the appointment for Inishowen No. 2 District, and he inquired if a certain candidate had been disqualified on the grounds of age.

The Secretary stated that this candidate had not complied with the terms of the advertisement issued as he was under 21 years of age, and would not be 21 until the 1st March, 1938.

Councillor McIvor stated that this candidate was debarred not alone owing to the age limit, but the Committee had a definite instruction from the County Council to give preference to men who were unemployed, and this man was not on the dole.

Councillor Brady supported Councillor McIvor and stated that the candidate whose appointment the Committee had recommended was a widower with five children, and his only income was 11s/6d per week of Unemployment Assistance. The other man was the son of a substantial farmer, and could be usefully employed on his father's farm, especially as there was only one brother at home.

Councillor Friel proposed that the Report be referred back to the Committee for further consideration, and on the motion being put to the Meeting it was defeated by twenty votes to seven.

On the motion of Councillor McIvor, the Report of the Committee was declared adopted.

At a later stage of the Meeting, Mr. John McCarron, Drum, Portsalon, appeared before the Council, and stated that he had been informed that he had been recommended first for appointment as Inspector for the Milford Area, and afterwards turned down.

Councillor Brady explained that in the first vote on the three candidates for this District, Messrs. Denis Gallagher, John McCarron, and Patrick McGinley, each of them got two votes. The local representative was absent from the Meeting attending a telephone call, and when he returned the merits of the three candidates were reconsidered, and Denis Gallagher secured a clear majority over the other two candidates combined.

122/38. CONGRESS OF THE ROYAL INSTITUTE OF PUBLIC HEALTH.

An Invitation was submitted to the Congress of the Royal Institute of Public Health to be held in Blackpool from the 31st May to the 4th June, 1938.

123/38.

REPORT OF SCHOLARSHIPS COMMITTEE MEETING.

Councillor Scott proposed that the Report of the Scholarships Committee Meeting held on the 10th February, 1938, be adopted.

Councillor Mahony seconded.

The Secretary read a letter from the mothers of three boys in the Carndonagh District complaining that their children's applications had been rejected as being late. They stated that it was not their fault as it had been the practice in the School each year for the Teacher to make the applications, and the matter was left entirely in his hands. They considered that it would be very unfair to the boys to deprive them of the opportunity of competing at the Examination.

Councillor Cole proposed that the Report be referred back to the Scholarships Committee, and Councillor Lynch seconded.

The Secretary stated that there was no point in referring back the Report unless the Council gave a specific instruction to the Committee to accept the applications, and if this were done he would formally object, for if any of these candidates secured Scholarships to the detriment of other candidates who had complied with the regulations, the other candidates would have an action in law against the Council, and he warned the Council that they might be surcharged because of their action, and the amounts of any awards which would be made as a result.

He stated that public notice of the Examination and the last date for receiving applications had been given in six local newspapers early in January.

Councillor Cole's amendment was put to the Meeting and the following voted for it:-

Councillors Cole, Crerand, Friel, Lynch, McDaid, McIvor, McShea, and Walsh. Total 8.

The following voted against the amendment:-

Councillors Baxter, Blaney, Brady, Byrne, Gallagher, Gallen, Hannigan, Houston, Kavanagh, Loughrey, Mahony, Myles, McClafferty, McCrea, MacCreadie, McFadden, McShane, O'Boyle, O'Brien, O'Donnell (Michael), Scott, and Wagentreiber. Total 22.

The amendment was declared defeated, and Councillor Scott's motion for the adoption of the Committee's Report was put to the Meeting and carried by the same voting.

The Chairman declared the Report of the Committee adopted.

Councillor Friel then stated that some arrangement should be made with the clergymen of the different denominations to have details of the Examination brought to the notice of candidates in rural areas.

The Secretary stated that this would throw a lot of extra work on the Staff, and if any clergyman did not get notice he could possibly invalidate the whole thing if he wished.

The Council decided to take no action in connection with Councillor Friel's suggestion.

124/38.

DAMAGE TO A VAUXHALL CAR, THE PROPERTY OF REV. PATRICK DEENEY, C.C., GWEEDORE.

The Secretary submitted a Civil Bill which had been served on him for £20 for damage to a Vauxhall Car, the property of Rev. Patrick Deeney, C.C., Gweedore.

The matter was referred to the Council's Solicitor, with instructions to protect the Council's interests.

125/38.

QUESTION OF PROVISION OF A SECOND COURT IN LETTERKENNY.

A letter was read from the County Registrar dated 19th February, 1938, regarding the proposed temporary provision of a Second Court in Letterkenny, and stating that he did not think a second Court would be necessary for some time. It was, however, very necessary that the permanent provision of such should be undertaken as soon as possible, and he would be glad to hear what steps the Council intended taking in the matter.

The Council decided to place the matter on the Agenda for consideration at the next ordinary Meeting of the County Council.

126/38. APPLICATION FOR PERMISSION TO ERECT STEPS AT PREMISES IN
MAIN STREET, LIFFORD.

A letter was read from the People's Press, Lifford, applying for permission to erect steps at the entrance to their new premises in Main Street, Lifford.

The Council decided to grant permission, subject to the approval of the Acting County Surveyor, and on condition that the People's Press, Ltd., signed an Agreement undertaking to remove the steps at any time they might be called upon to do so.

127/38. APPLICATION FOR PERMISSION TO ERECT STONE FENCE ALONG THE
COUNTY ROAD LEADING FROM MOVILLE TO SHROVE.

A letter was read from Mr. John McClenaghan, Tandrum, Greencastle, Moville, applying for permission to erect a stone fence along the County Road leading from Moville to Shrove on his own property. This fence, when completed, would leave the County Road four feet wider.

The Council decided to grant permission, subject to the approval of the Acting County Surveyor, and on condition that Mr. McClenaghan signed an Agreement undertaking to remove the fence at any time he might be called upon to do so.

128/38. APPLICATION FOR PERMISSION TO ERECT GARAGE ON THE MAIN ROAD
FROM MILFORD TO PORTSALON, OR ON THE MAIN ROAD FROM MILFORD
TO CARRIGART.

A letter was read from Commander F. Gilliland, Brook Hall, Derry, applying for permission to erect a garage about 20 feet long by 9 feet broad either on the Main Road from Milford to Portsallon, or on the Main Road from Milford to Carrigart, close to the shores of Mulroy Bay.

The Council decided to grant permission, subject to the approval of the Acting County Surveyor, and on condition that Commander Gilliland signed an Agreement undertaking to remove the Garage at any time he might be called upon to do so.

129/38. PROTEST AGAINST THE FAILURE OF THE COUNCIL TO EXPEND A PORTION
OF THE UNEMPLOYMENT GRANT, 1937/38, IN THE GOLAND DISTRICT OF
BALLYBOFEY.

A letter was read from Mr. John Quinn, Secretary, Goland Fianna Fail Cumann, Ballybofey, asking the Council to receive Messrs. John Gallagher and James Griffin as a deputation to protest against the failure of the Council to spend a share of the Unemployment Grant in the District.

Mr. James Griffin appeared before the Council and complained that this District was not getting its share of the Unemployment Grants. He also complained of the employment of Railway Lorries for work, which he contended could be done by farmers' horses and carts. In support of this he submitted a letter from the Manager of the Co. Donegal Railway Co., stating that this work was a perquisite of the local farmers and that his Company had never been anxious to carry it out.

Mr. O'Reilly, Acting County Surveyor, stated that the Council had included a Scheme for the Electoral Division of Goland in the Provisional Scheme of Road Works last year, but when it was submitted to the Department's Engineer, the Scheme was revised, and a number of works included were knocked off, amongst them being the Scheme for the Electoral Division of Goland. He would have it included in the Provisional Scheme for the coming year.

130/38. MARY ANN McATEER, BALLYBOFEY v. GEORGE IRWIN, DONEGAL.

A letter was read from the Council's Solicitor dated 17th February, 1938, returning file in the case of Mary Anne McAteer v. George Irwin, in which a settlement was effected on the Defendant agreeing to pay a sum of £20 in full discharge of Plaintiff's claim for damages, costs, etc.

The Council noted the settlement in this case.

131/38. PATRICK CAMPBELL, CLOGHAN v. THE COUNCIL - RAISING OF ROADWAY AT CLOGHAN.

A letter was read from the Council's Solicitor dated 17th February, 1938, stating that the case of Patrick Campbell, Cloghan, v. the County Council was disposed of at Letterkenny Circuit Court on the 16th idem., when, subject to a memorandum being filed, it was agreed that the County Council would grade the road leading into the Plaintiff's house so as to enable him to have full liberty of ingress and egress for horses and carts, etc., and to pay the sum of £34 :13 : 0 in settlement of Plaintiff's costs and expenses in the action.

The Council unanimously decided to approve of the terms of the settlement.

132/38. COUNCILLORS' MOTIONS.

A letter was read from the Local Government Department, Roads, dated 15th February, 1938, R/RGM/7, referring to the Annual Road Works Meeting held on the 4th January, and requesting that detailed particulars of the works covered by the County Councillors' Motions and approved by the Meeting be furnished.

The Secretary was instructed to forward the information required.

133/38. APPLICATION FOR PERMISSION TO RAISE WALL AT FAHAN.

A letter was read from Mr. Peter Dickson, 8, Shipquay Street, Derry, inquiring if the County Council had any objection to his raising the existing wall at his premises at Fahan about two feet, and, if so, asking to be referred to the regulations dealing with the matter.

The Council unanimously decided to grant the required permission, subject to the approval of the Acting County Surveyor.

134/38. APPLICATION FOR PERMISSION TO CLOSE TEMPORARILY CERTAIN ROADS IN BALLYSHANNON.

A letter dated 22nd February, 1938, was read from the Secretary, County Board of Health, enclosing copy of letter which had been submitted to the Board at their Meeting on the 21st February by Mr. W. J. Doherty, Architect, asking to have two Streets in Ballyshannon, known as East Port and West Port, closed temporarily to traffic to permit of the laying of sewers. He was of the opinion that this was necessary as the Streets were narrow. The time required for the closing of these thoroughfares would be East Port, six weeks, and West Port, four weeks. An alternative route would be available, via the Rock.

On the motion of Councillor Myles, it was unanimously agreed to apply to the Minister for Local Government for authority to close these roads.

135/38. RAISING OF LOAN OF £1,000 FOR THE PURPOSE OF PURCHASING A DIESEL ROLLER AND A COMPRESSOR.

A letter was read from the Local Government Department dated 21st January, 1938, S., Dun na nGall., referring to the proposal of the Council to raise a loan of £1,000 to purchase a Diesel Roller and a Compressor, and stating that the proposal should be duly advertised in some newspaper circulating in the County. A copy of the advertisement, as published, should be submitted to the Department in due course.

The Secretary stated that the proposal had been duly advertised.

136/38. DELAY IN FORWARDING RESOLUTIONS REQUIRING SANCTION.

A letter was read from the Local Government Department dated 26th January, 1938, Circ. No. 14/1938, regarding the transmission to the Department of resolutions requiring the Minister's sanction, and stating that in many cases owing to the delay in forwarding the resolutions, there had been unavoidable delay in the despatch of business.

137/38.

EMPLOYMENT SCHEMES VOTE, 1938/39.

A letter was read from the Local Government Department, Roads, dated 25th January, 1938, referring to the Department's Circular of the 12th June last in regard to the proposal to carry out road works in the Spring and Summer of 1938/39 by means of supplemental Employment Schemes, and stating that, as already intimated, subject to the necessary funds being provided by An Dail, a grant of £7,267, subject to a local contribution of £667, was being made available for the County of Donegal. Accordingly, a scheme should be submitted providing for a total expenditure of £7,934.

138/38.

RE-VOTING OF AMOUNTS ALLOWED UNDER EMPLOYMENT SCHEMES VOTES.

A letter was read from the Local Government Department dated 25th January, 1938, referring to the schemes of road works sanctioned under the Employment Schemes Vote, and stating that where the works were completed, requisitions for final payments should be submitted immediately. Re-vote estimates had been based on the figures furnished by local authorities. Where works had been estimated to be completed not later than the 31st March next it would be necessary to arrange to have the works completed in sufficient time to permit of their being inspected, and the final payment made prior to that date.

139/38.

INCREASED SCALES OF UNEMPLOYMENT ASSISTANCE, AND NUMBER OF DAYS' EMPLOYMENT PER WEEK TO BE GIVEN TO MEN IN RECEIPT THEREOF.

A letter was read from the Local Government Department, Roads, dated 27th January, 1938, RU/204/16, referring to the increased scales of Unemployment Assistance now payable, and stating that it would be necessary to revise the number of days' employment per week to be given to men already engaged on Employment Schemes of Road Works. Where the Unemployment Assistance Scale ranged from 6d. to 7s/6d, the number of days' employment per week should be 3; where the scale was from 8/- to 11/-, the number of days' employment should be 4; and where the scale was 11s/6d and over the number of days' employment should be 5.

140/38.

ALLOWANCE TO SURVEYORS IN RESPECT OF GRANT WORK.

A letter was read from the Local Government Department, Roads, dated 26th January, 1938, stating that a payment of £210 in respect of Grant Work allowance to Surveyors was made to the County Treasurer on the 25th January in respect of the half-year ended 31st March, 1937.

141/38.

ASSESSMENT FOR THE PURPOSES OF THE GENERAL CATTLE DISEASES FUND.

A letter was read from the Local Government Department dated 27th January, 1938, Circ. 10/36, stating that the Minister had been informed that a further assessment for the purposes of the General Cattle Diseases Fund, equivalent to a rate of $\frac{1}{2}$ d. in the £., would shortly be necessary, and provision should be made accordingly in the Estimates for 1938/39.

142/38.

COMMITTAL OF CHILDREN TO INDUSTRIAL SCHOOLS.

A letter was read from the District Court Clerk, Greaslough, stating that at Dunfanaghy District Court on the 26th January, James Coyle, Gortnaleck, Greaslough, was committed to Killybegs Industrial School until the 1st September, 1941.

143/38.

CONFERENCE OF THE NATIONAL ASSOCIATION FOR THE PREVENTION OF TUBERCULOSIS.

An Invitation was submitted to the 24th Annual Conference of the National Association for the Prevention of Tuberculosis to be held in London in July, 1938.

144/38. EXEMPTION OF SUBSIDIARY EMPLOYMENTS FROM COMPULSORY INSURANCE.

A letter was read from the Local Government Department dated 26th January, 1938, Circ. No. 15/36, stating that special Orders excepting subsidiary employments from compulsory insurance were about to be made, and asking to be furnished with a list of all classes of employments under the Council which involved only a small part of the ordinary working hours of the persons engaged therein.

145/38. ARDUGHADH CREIDIUINTE O'N BHAINNC DO CHISTE AN CHOMHAIRLE.

Do leigheadh litir o Roinn Rialtais Aitiula agus Slainte Puibli, Teach an Chustuin, Baile Atha Cliath, G.4785/38, Dun na nGall., faoi dhata an ladh Feabhra, 1938, ag radh go gceaduaighann an t-Aire do Chomhairle Chonndae Dun na nGall airliughadh le fiacha Bainne na rachaidh thar £80,000 i gcoir costais reatha sealadacha.

Dubhairt an Runaidhe go mbeadh £85,000 riachtanach go dtí an 31adh Marta, 1938.

Socrulghadh go n-iarrfadh cead an Aire fiacha Bainne na rachaidh thar £85,000 luas go dtí an 31adh Marta, 1938.

146/38. ACKNOWLEDGMENTS OF APPLICATIONS FOR MINOR RELIEF GRANTS.

Acknowledgments of applications for Minor Relief Grants for works at Gortnamonagh; Port Inuran; Gloghercor; Merville-Carndonagh Old Road; Leglands; Illion; and Arranmore.

147/38. ROAD FROM DUNMORE CROSS, VIA GLEN, TO BARNES GAP.

A letter was read from the Local Government Department, Roads, dated 7th February, 1938, R/RD/7, referring to previous correspondence, and stating that it was not proposed to add the road Dunmore Cross, via Glen, to Barnes Gap, to the Donegal Main Road Schedule. When the present improvement works were completed the road would be in fairly good condition, and an existing Main Road ran nearly parallel from Carrigart to Greaslough.

148/38. EMPLOYMENT OF MR. E. K. McLAUGHLIN, B.E., TO ASSIST THE ASSISTANT SURVEYOR, DUNFANAGHY AREA, WITH EMPLOYMENT SCHEMES.

A letter was read from the Local Government Department, Roads, dated 7th February, 1938, RU/204/7, stating that the Minister had sanctioned the proposal of the Donegal County Council to employ Mr. E. K. McLaughlin up to the 31st March to assist the Assistant County Surveyor, Dunfanaghy District, with the Employment Schemes at remuneration of £5 : 5 : 0 per week, with travelling expenses at 4d. per mile.

149/38. BYE-LAW DETERMINING FINE FOR NON-ACCEPTANCE OF OFFICE BY MEMBERS OF THE COUNTY COUNCIL.

A letter was read from the Local Government Department dated 8th February, 1938, P.H.22276/38, Dun na nGall. Pg., referring to the Secretary's letter of the 11th January, 1938, and stating that the Minister had confirmed the bye-law made by the Donegal County Council determining the fine for non-acceptance of Office by members of the County Council. A duplicate of the Code as confirmed was enclosed, and it was requested that three printed copies thereof might be furnished to the Department in due course.

150/38. APPLICATION FOR GRANT FOR REPAIRING PORT INURAN FISHING PORT.

A letter was read from the Office of Public Works dated 10th February, 1938, S.W.1/3/32, relative to the Council's application for a grant for the purpose of repairing the fishing port at Malin Head known as Port Inuran, and stating that the matter was under consideration.

151/38. GRANTS FOR RELIEF OF RATES ON AGRICULTURAL LAND.

A letter was read from the Local Government Department dated 8th February, 1938, Circ. No. 16/38, stating that the amount of Grants which it was proposed to provide for the relief of rates on Agricultural Land in the Financial Year commencing on the 1st April, 1938, would be the same as in the current year.

152/38. APPLICATION OF MR. JOSEPH GALLAGHER, GLENTIES, FOR A LOAN UNDER THE SMALL DWELLINGS ACQUISITION ACTS.

A letter was read from the Local Government Department dated 11th February, 1938, H.11062/38, referring to the application of Mr. Joseph Gallagher, Glenties, for a loan under the Small Dwellings Acquisition Acts, and stating that the Minister awaited particulars regarding Mr. Gallagher's application for a grant under the Housing Acts towards the erection of his house.

153/38. COMPLAINT RE DAMAGE TO MILL DAM AT GLENALLA, RAY.

A letter was read from Mr. John Wray, Solicitor, Ramelton, referring to the complaint made at the November Meeting of the Council by Mr. Andrew McMahon, Glenalla, Ray, about damage to his Mill Dam. Mr. Caffrey at that time stated he was taking up the matter with the Board of Works, but nothing had since been done.

Mr. Dawson, Assistant Surveyor, who was present at the Meeting, stated that he would attend to this matter as soon as possible. (1442/37 C.C.)

154/38. PROPOSED DECLARATION OF ROAD AT BALLYMAGROARTY, BALLINTRA, TO BE A COUNTY ROAD.

Councillor Myles proposed:- "That the road known as Stinson's Lane between the Main Road at Ballymagroarty and the County Road known as the Bog Road at Ballymagroarty be declared a County Road."

Mr. Cunningham, Assistant Surveyor, reported as follows:-

"I have examined the road in question and find that there are a couple of sections of it only 9' and 9'.6" in width between the fences. It connects two County Roads and is largely used by the public at the present time. It would be an ideal road for a Minor Employment Grant, and when widened it could be taken over by the County Council."

The Council unanimously decided to refer the matter to the Board of Works for consideration when allocating future Minor Employment Schemes.

155/38. REQUEST FOR GRANT FOR CONSTRUCTION OF ROAD TO LEAD TO THE TOWNLAND OF LOUGHRILLON, GLENTIES.

Councillor Houston proposed:- "That this Council request the Board of Works to give a grant for the purpose of making about 200 perches of a new road leading from the Glenties-Dungloe Road at Letterilly to the townland of Loughrillon. This road would serve about eight families and also leads to a limestone quarry."

The Council unanimously decided to refer the matter to the Board of Works for consideration when allocating future Minor Employment Schemes.

156/38. REQUEST FOR GRANT FOR REPAIRS TO ROAD AND CLEANING OF DRAINS IN TOWNLAND OF STRALINCHEY, GLENTIES.

Councillor Houston proposed and it was unanimously resolved:- "That this Council request the Board of Works to give a grant for repairs to road and cleaning of drains in the townland of Stralinchey."

157/38. REQUEST FOR GRANT FOR REPAIRS TO ROAD LEADING TO THE TOWNLAND OF LOUGHNACRUIGHE, GLENTIES.

Councillor Houston proposed and it was unanimously resolved:-
 "That this Council request the Board of Works to give a grant for repairs to the road leading to the townland of Loughnacruighe. There is an important brown trout lake at the end of this road which commands the attention of many tourists stopping in the district."

158/38. REQUEST FOR ERECTION OF DANGER SIGN AT BALLYWEEL CROSSROADS.

A letter was read from Councillor McRory stating that a danger sign should be erected at the Ballyweel Crossroads about one mile from Donegal Town on the Donegal - Mountcharles Road.

Mr. O'Reilly, Acting Co. Surveyor, submitted the following report from Assistant Surveyor Lennon:-

"I am making a survey of the entire district for sign-posting purposes, and the Ballyweel Crossroads will be included."

The Council noted Mr. Lennon's report.

159/38. COMPLAINT RE CONDITION OF ROAD LEADING TO THE OLD KILLYMARD ROAD IN THE TOWNLAND OF EDRIM.

A letter was read from Councillor McRory stating that he had been requested to complain of the condition of the road leading to the Old Killymard Graveyard situate in the townland of Edrim. The road was nothing better at the moment than a cow-track. He understood that this matter was referred to the Board of Works about two years ago.

Mr. O'Reilly, Acting Co. Surveyor, submitted the following report from Assistant Surveyor Lennon:-

"This is not a County Road. I believe an estimate for its repair was sent to the County Board of Health by Mr. Doherty, Assistant County Surveyor, and the money was not granted."

The Council unanimously decided to refer the matter to the Board of Health for attention.

160/38. PROPOSED CONSTRUCTION OF FOOTPATH AND SEA-WALL ALONG THE SEA-FRONT AT MOVILLE.

A letter was read from the Office of Public Works dated 23rd November, 1937, S.W.3/1/18, referring to Minute No. 1227/37 of the 26th October and previous correspondence relative to the proposed construction of a footpath and sea-wall along the sea front at Moville. It would appear that the proposal resolved itself into a work for the prevention of coast erosion. Grants were not normally made from the Employment Schemes Vote for such works, but if it could be shown that the proposed works, if undertaken, would be of general public utility, and if the parties whose interests were affected were prepared to (i) bear a reasonable proportion of the cost; (ii) maintain the work when completed; and (iii) submit a scheme on that basis, the proposal would be examined in competition with any others which might be received for the same area; and having regard to the unemployment position in the district.

Mr. Gaffrey, Acting County Surveyor, reported as follows:-

"The proposed wall to prevent the erosion of the sea at Moville would require to be 210 yards long. A concrete wall averaging six feet high and three feet wide would serve the purpose. I estimate the cost of this at £420."

On the motion of Councillor Scott, it was decided to refer the matter to the local Public Health Committee.

161/38. LOUGH SALT WATER SUPPLY.

A letter was read from the Local Government Department dated 4th February, 1938, S.5410/38, Dun na nGall., regarding the Lough Salt Water Supply and the Agreement dated 22nd February, 1909, between the Donegal County Council and the Letterkenny Urban District Council.

On the motion of Councillor Mahony it was decided to adjourn the matter for a month.

162/38. COMPLAINT RE CONDITION OF PIPE ON THE MAIN GLENTIES-DUNGLOE ROAD AT LETTERMACAWARD.

A letter was read from Councillor O'Boyle enclosing petition regarding the condition of a pipe on the main Glenties-Dungloe Road, which was absolutely unfit for drainage purposes. Owing to the condition of this pipe from seven to nine acres of the best-situated land around the Toome Lake suffered from excess flooding. This part of the Main Road was now in the process of widening, but in view of the fact that the pipe was in such bad condition for drainage, they wished to protest against any widening at the point where the pipe was situated, unless they got assurance from the County Council on the following points:-

- (a) That this pipe shall be made deeper than its present depth by at least three feet.
- (b) That no interference shall be left in the way of the waters flowing through the pipe.
- (c) That a suitable arched bridge will be built to facilitate the proper cleaning out of this pipe in future cases of obstruction.

A letter was read from Mr. Patrick Cannon, Post Office, Lettermacaward, referring to memorial re deficient road pipe on the Main Road at Lettermacaward, and asking the Council to cancel the contract, and have the work properly done. A sum of £5 was only allowed for the work in the present contract, and it would take at least from £25 to £30 to make a proper job of the pipe.

Mr. O'Reilly, Acting Co. Surveyor, submitted the following reports:- "The Assistant Surveyor, Mr. Kearney, reports as follows:- "This motion was brought in about twelve months ago by Councillor Walsh to sink and build a pipe on the Main Glenties-Dungloe Road. The work is completed.

- (a) The pipe is made deeper.
- (b) The interference refers to people stopping the pipe during the winter in order to catch trout.
- (c) The pipe is sufficient to take the water from the Lake, and prevent flooding of the road."

The Council noted Mr. Kearney's report.

163/38, DEFAULTING HOUSING ANNUITANTS.

A letter was read from the Council's Solicitor stating that his efforts to induce the defaulting Housing Annuitants to pay the costs and arrears had proved fruitless in all cases except in that of Mr. Charles J. Coyle, Lurganboyce, Rathmullan. Mr. Coyle had paid the costs of the Judgment and Execution Order, and had undertaken to discharge all arrears by increasing each of his future instalments on foot of his Mortgages by an equal proportion of the arrears due. The concession to which Mr. Coyle agreed was offered to all the other Defendants, but none of them availed of it. In the circumstances, he suggested that the question of levying execution might have further consideration. The alternative proposal put forward by which the Council was asked to extend the term of payment by a period of years sufficient to permit of payment of the arrears being made at the ordinary rate might not be adopted by the Council as the Statutes under which the advances were made provided a limit of time for payment.

A letter dated 7th February, 1938, was read from the Council's Solicitor referring to the case of Daniel Ward, Ballycallon, Ballynashannagh, one of the defaulting Housing Annuitants, and stating that Mr. Loughrey, Co. C., had informed him that Mr. Ward was seriously ill, and not in a position to make any payment at present. Mr. Ward had three brothers who were anxious to get work on roads, and if Mr. Dawson could arrange to give them a fair share of work they would pay off the liability to the Council by either weekly or monthly instalments.

A further letter dated 17th February, 1938, was read from the Council's Solicitor stating that none of the defaulters had taken any notice of his further application for payment of arrears, and the generous offer made on behalf of the County Council had been completely ignored.

The Council decided to refer this matter to the Law Committee.

164/38.

COURTHOUSE ACCOMMODATION AT DUNGLOE.

A letter was read from Mr. John Walsh, Secretary, Parochial Hall Committee, Dungloe, stating that the Hall Committee regretted that they could not approve of the installation of Anthracite Stoves in the Hall. They would consider the heating of the Hall next winter when they were in a financial position to do so, and, meanwhile, they would put a large radiator stove at a suitable place in the Hall. They would repair the side door, and make it as air-tight as possible. They could not extend the cloak room, but they would allow the use of it to the Court Clerk on Court days and any other days he required it.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"The County Secretary (Mr. MacLochlainn) and I discussed the position as regards the necessary improvements required to Dungloe Courthouse with the District Justice, Mr. O'Hanrahan, on Wednesday, 26th January. A Meeting was arranged for the 9th February in Dungloe, at which Councillors D. E. O'Boyle, D. Walsh, and Brian O'Donnell were to attend. On the 4th February, I saw the Secretary of the Hall Committee, and asked him to put the following recommendations before his Committee on Tuesday, 8th:-

- (1) Side door at stage end to be made draught proof. Porch not required.
- (2) The use of Committee Room on Court days and Office days for District Court Clerk. Lock-up presses to be provided. (Clerk's Office days are one or two days per week.)
- (3) Provide and fix an Anthracite Stove as directed.
- (4) Adequate sanitary accommodation outside Hall.

On the 9th February, the District Justice, five members of the Dungloe Hall Committee, the local Councillors, the County Secretary, and myself met at Dungloe, and, after a lengthy discussion, the five members agreed to recommend the following to their Committee:-

- (1) Provide and fix an Anthracite Stove as directed.
- (2) Side door at stage end to be made draught proof.
- (3) Conversion of existing Cloakroom into an Office suitable for the District Court Clerk; the Committee to provide shelving, etc., and the Council to supply the lock-up press.
- (4) It was agreed that the recent improvements to the sanitary accommodation outside the Hall were sufficient.

As will be seen from Mr. Walsh's letter, the Committee have turned down the above recommendations."

On the motion of Councillor Daniel E. O'Boyle, the Council decided to adjourn the matter for a month.

165/38.

ARDARA COURTHOUSE.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"I inspected this Courthouse on the 21st inst., and it is in good order. A new lavatory has been erected about two months ago, and new seating provided by the Town Committee. For these improvements the County Council have increased the rent from £10 to £17. The heating, lighting, and furniture of the Courthouse are adequate, and in good repair."

The Council noted the report. (G.106753/37, 30/12/1937.)

166/38.

GLENTIES COURTHOUSE.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"I inspected this Courthouse on the 21st inst., and it is in good order. It is a County Courthouse. About two years ago a number of improvements were carried out. Some small repairs are needed to external plaster of both gables."

The Council instructed Mr. O'Reilly to have any necessary repairs carried out.

167/38.

PETTIGO COURTHOUSE.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"I inspected this Courthouse on the 18th inst. It is a two-storey slated building, the upper storey being used as a Court Room. There is no sanitary accommodation, and a new lavatory needs to be provided. Other improvements required are as follows:-

- (1) Repairs to four windows (provide weights and sash cords), and a new lower frame for the window in the Court Clerk's room.
- (2) Provide extra seating, six chairs and six forms, as existing.
- (3) Provide additional lighting at District Justice's bench.
- (4) Repair plaster of ceiling of porch.
- (5) Repair fan light of porch.

As the County Council hold this building at an annual rent of £12 from the Sir John Leslie Estates Co., the suggested improvements are a matter for the owner of the building."

The Council decided to refer the matter to the Landlord of the Courthouse. (G.106753/37, 30/12/1937.)

168/38.

RATE WORK FOR THE YEAR 1938/39.

The Secretary applied for a sum of £1,200 to cover the cost of the Rate Work for the year 1938/39.

On the motion of Councillor Mahony seconded by Councillor Gallagher, the Council unanimously decided to grant the required amount.

169/38.

PROPOSAL TO ERECT WEIGHBRIDGE IN LETTERKENNY.

The Secretary stated that the Town Clerk, Letterkenny, had not yet replied to his inquiry regarding Toll Rights.

The Council adjourned consideration of Mr. Caffrey's report in connection with the erection of a weighbridge pending a reply from the Town Clerk. (80/38 C.C.)

170/38.

CONTINGENCY FUND - CAPPAGH-CROAGHLIN ROAD, TEELIN.

Mr. O'Reilly, Acting County Surveyor, applied for a sum of £10 out of the Contingency Fund for repairs to the Cappagh-Croaghlin Road, Teelin.

The application was granted unanimously. (99/38 C.C.)

171/38.

COURTHOUSE ACCOMMODATION AT FALCARRAGH.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"This is the upper storey of an outhouse and is approached through a gateway across a yard and up a flight of stone steps. There is only one entrance, and from personal experience at Road Meetings, I can imagine at times that it is necessary to fight one's way in. It is thirty feet by twenty-one feet, and is only six feet high to the eaves. It is badly lighted by three small windows and a skylight. The only means of heating is by a fire at one end. This place does not appear to be suitable for holding a Court."

Councillor McClafferty disagreed with the Acting County Surveyor's report, and said that all the building required was white-washing.

The Council decided to ask the Landlord to have the place white-washed. (G.106753/37, 30/12/1937.)

172/38.

COURTHOUSE ACCOMMODATION AT BURNFOOT.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"This consists of a small room, fourteen feet square, by eight feet high. It contains two small tables and seven chairs. It is so small that when the Justice and his Clerk, a couple of Solicitors, and a couple of Guards would be in it, there would be very little room left for either litigants or the public."

Councillor Scott stated that it was hoped to acquire at an early date the site of the old Courthouse and Barracks at Burnfoot, when a proper building could be erected. (G.106753/37, 30/12/1937.)

173/38.

COURTHOUSE ACCOMMODATION AT BUNBEG.

A letter was read from Mr. Michael Doogan, Meenderrygamph, Gweedore, referring to the question of Courthouse accommodation at Bunbeg, and stating that owing to delays on the part of tradesmen he had not been able to have the necessary repairs effected.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"This Courthouse is situated not in Bunbeg, but in Gweedore. It is at the back of the Gweedore Temperance Hotel, and though it is not a ground floor room, the entrance is from ground level. The internal dimensions are forty feet by thirteen; it is built of stone and lime with a corrugated iron roof, and is reasonably well lighted by two windows, a glass panelled door, and two skylights. The only means of heating is a fireplace at one end. There is only one door by which it can be entered, and there is no sanitary accommodation.

Mr. Michael Doogan, the owner, told me that he intends to make some alterations. They consist in breaking in another door for use by the Justice only, the taking down of an internal partition, and the moving forward of the barrier that separates the public from the Court, so as to allow more room for the public. Mr. Doogan intended extending the building by setting back one wall, but he has since abandoned this idea, as it means roof alterations. He has since written me to say that he intends erecting sanitary accommodation at the back."

The Council decided to leave the matter in Mr. Doogan's hands, and to ask him to have the necessary repairs effected.

174/38.

COURTHOUSE ACCOMMODATION AT DUNFANAGHY.

A letter was read from Mr. W. T. Arnold, Estates Agent, Dunfanaghy, stating that he would be pleased to meet the Acting County Surveyor to go into the question of Dunfanaghy Courthouse, and he had no doubt arrangements could be made for having any necessary repairs or alterations carried out.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"Dunfanaghy Courthouse could be quite a good Courthouse if properly kept. It is the hall of the Market House, and is also used as a Dance Hall, and for local concerts, etc. There are two entrances, one for the public, and one through the Billiard Room, which is used by the Justice. Since the last complaints, the windows have all been repaired, and in this connection I might mention that if the net wire guards were properly attached to the window frames there would be no danger of the windows being broken by stones. There is no sanitary accommodation, and no method of heating. Mr. Arnold, the Agent for the Landlord, told me that a paraffin stove was provided by him on cold days. He told me that he was quite prepared to do anything that was required, including the provision of sanitary accommodation, the provision of additional paraffin stoves if required, painting of the walls, fitting the presses with more secure locks, and the provision of proper seating accommodation. Regarding an Office for the Court Clerk, there is no room available that would be suitable for the purpose in the Market House building. Mr. Arnold stated that the Clerk could use the Main Hall for an Office if he required it."

The Council unanimously decided to ask Mr. Arnold to have the necessary repairs carried out.

175/38.

ILLNESS OF MR. JAMES J. GALLAGHER OF THE COUNCIL'S OFFICE STAFF.

A Medical Certificate was submitted from Dr. J. A. Browne, Strabane, certifying that Mr. James Gallagher of the Council's Office staff was suffering from a septic throat, and was unable to work. The Secretary stated that Mr. Gallagher had since resumed duty.

176/38. CONTINUANCE OF MRS. MARY McNULTY AND MR. JOHN F. QUIGLEY
ON THE COUNCIL'S CLERICAL STAFF FOR THE YEAR 1938/39.

The Secretary applied to have Mrs. Mary McNulty continued on his clerical staff for the year from 1st April, 1938, to 31st March, 1939.

He stated that with the large Employment Schemes contemplated her services were essential.

Messrs. J. J. Caffrey and T. J. O'Reilly, Acting County Surveyors, stated that they required the services of Mr. John F. Quigley for another year.

The Council unanimously decided to continue the services of Mrs. McNulty and Mr. Quigley for the year 1938/39. (L.G.D.'s Reference, No. G.18486/37, 20/3/37.)

177/38. RESIGNATION OF MR. JAMES J. GALLAGHER OF THE COUNCIL'S
CLERICAL STAFF.

A letter dated 15th February, 1938, was read from Mr. James J. Gallagher tendering his resignation as a Clerk in the County Council Offices as from the 31st March, 1938.

Councillor Brady proposed that the Council congratulate Mr. Gallagher on his appointment as Rates Inspector for the South Tipperary County Council.

Councillor Scott seconded the resolution, and paid a tribute to Mr. Gallagher's courtesy and efficiency.

The Secretary joined in the felicitations, and expressed his regret at losing Mr. Gallagher, who was a very competent member of the Staff. (108/38 C.C.)

178/38. CONTINUED ILLNESS OF THE COUNTY SURVEYOR.

A Medical Certificate was submitted from Dr. Taylor, Senior Assistant Medical Officer, St. Patrick's Hospital, James's Street, Dublin, W.5., certifying that Mr. John Caffrey was still in Hospital and under his care, and would not be able to resume work for at least a month from that date, i.e. 8th February, 1938.

The Council noted the Certificate.

179/38. LOAN FOR ERECTION OF VOCATIONAL SCHOOLS AT STRANORLAR AND
ANNAGRY.

A letter was read from the Office of Public Works dated 27th January, 1938, C.92.43/2/36, referring to the loan of £6,500 sanctioned for the erection of Vocational Schools at Stranorlar and Annagry, and stating that advances could only be made on the recommendation of their own Architect. In the circumstances, they regretted that they could not accede to the Council's request to have a sum of £200 issued to cover wages for the Clerk of Works, and meet other incidental expenses, as they arose. They wished to have particulars of the contract price for each School.

Councillor Scott stated that the Vocational Education Committee would be in a position to meet these payments in future, as they were making arrangements for an Overdraft.

180/38. PAYMENT OF MARRIAGE GRATUITY TO FORMER VOCATIONAL TEACHER.

A letter was read from the Chief Executive Officer, Co. Donegal Vocational Education Committee, stating that his Committee had decided to grant a Marriage Gratuity of £79 :15 :10 to Mrs. Delia A. Kerrigan (nee Hannigan) who resigned her position as Teacher of Embroidery on the 30th September last to get married. Mrs. Kerrigan had completed twenty years' service.

On the motion of Councillor Scott seconded by Councillor Mahony, it was unanimously decided to grant the Gratuity.

181/38.

GLENTIES NO. 3 O.A.P. SUB-COMMITTEE.

A letter was read from Mr. John P. Ward, Clerk, Glenties No. 3 O.A.P. Sub-Committee, stating that the Committee wished to have Father McDevitt, C.C., appointed a member of the Committee in place of Father McGinley who had left the Island.

On the motion of Councillor Mahony seconded by Councillor Scott, the Council unanimously decided to appoint Father McDevitt.

182/38.

STRANORLAR O.A.P. SUB-COMMITTEE.

A letter was read from Mr. T. Meehan, Clerk, Stranorlar Old Age Pensions Sub-Committee, stating that his Committee wished to have Rev. H. McFaul, C.C., Crossroads, and Rev. Joseph Dunlop, Stranorlar, appointed members of the Sub-Committee in place of Rev. T. Bradley, C.C., who had been transferred from the District, and the late Rev. S. E. Foot.

The Council unanimously decided to appoint Father McFaul and the Rev. Mr. Dunlop.

183/38.

GLENTIES NO. 1. O.A.P. SUB-COMMITTEE.

A letter was read from Mr. Michael McNelis, Clerk, Glenties No. 1 Old Age Pensions Sub-Committee, giving the attendances of members of the Sub-Committee from the 10th July, 1934.

The Council decided to ask Mr. McNelis for a list of the attendances for the past year of the Glenties members of the Sub-Committee.

184/38.

COMPLAINT RE CONDITION OF OLD AUGHALATTY ROAD, WHICH LEADS OFF THE MAIN ROAD FROM MILFORD TO CARRIGART.

A letter was read from Mr. Thomas Hall, Aughalatty, Carrigart, stating that the old Aughalatty Road which branched off the Main Road from Milford to Carrigart, and joined the road that ran from Carrigart to Tullagh, was badly in need of repair. This road was repaired and widened about five years ago by the Irish Land Commission, and the Land Commission at the time got a guarantee from the Council that they would take it over, and provide for its future maintenance, but no repairs had since been carried out, except what had been done by the users of the road.

The Acting County Surveyor stated that the road was not a County Road.

185/38.

COMPLAINT RE CONDITION OF ROAD BETWEEN CASHEL THREE ROADS AND FAHAN FOUR ROADS, SLUDDEN, CARNDONAGH.

A letter was read from Mr. James McLaughlin, Sludden, Carndonagh, referring to complaints at the December Meeting of the Council about the road between Cashel Three Roads and Fahan Four Roads, and the condition of a drain leading from Sludden to the Cashel-Fahan Road. They wished to know what the Council meant by referring these matters to the Board of Works. The matters were for the Council and the Council alone, and proof could be submitted that both jobs had been contracted for under the Council. They wished to have the matter looked into at once.

The Acting County Surveyor reported as follows:-

"The road in question was repaired and cleaned by the Contractor and is now in fair order. The drain is not one which concerns the Council, as it is not doing injury to any road."

The Council noted the Report.

186/38.

POISONS AND PHARMACY ACT, 1908.

An application for a licence under the Poisons and Pharmacy Act, 1908, was submitted from Mr. John Montgomery, Dunfanaghy, and an application for a renewal of a licence was submitted from Mr. Patrick O'Callaghan, Rathmullan.

The applications were granted unanimously.

187/38.

CLAIMS FOR RENTS FOR STORAGE OF POLLING COMPARTMENTS.

A letter was read from the Local Government Department dated 14th February, 1938, F.1163/2, regarding the proposal of the Council to allow payment to certain persons for storage of Polling Compartments, and stating that it was observed that the claim of Mr. John Ward, The Diamond, Raphoe, covered a period of twelve years ending on the 31st December, 1936, and asking for an explanation of the circumstances in which the making of this claim was so long delayed. A similar explanation was requested in respect of the claim of Mr. James F. O'Donnell, Burtonport, with an indication as to the particular three years in respect of which he furnished his claim. It was observed from similar correspondence over a number of years that claims of this nature were generally furnished only after the lapse of considerable periods, and they wished to be furnished with a list of persons who had at present custody of Polling Compartments, with particulars of the arrangements made with them by the Council for storage, and the number of compartments stored in each case. They wished to know also if the Council had considered the question of providing for the storage of the compartments in some building under their immediate care, or under that of some other local authority.

Letters were read from Mr. James F. O'Donnell, Burtonport, regarding his claim of 30/- per annum for storage of Polling Compartments, and the Council's decision to pay him only 10/- per annum. In 1924 the Council agreed to pay him at the rate of 30/- per annum, and this was done until the end of 1934. He received no intimation of the change in the rate of payment, and whilst he did not object, he thought the old rate should be paid until the end of 1937. The particular three years in respect of which he now claimed were the years 1935, 1936, and 1937. The delay in furnishing the claim was due to an oversight on the part of his Clerk.

The Secretary stated that no explanation had been received from Mr. Ward as to the delay in furnishing his claim.

Pending a reply from Mr. Ward, the Council adjourned consideration of the matter.

188/38.

APPLICATION FOR PERMISSION TO ERECT WALL ON ROADSIDE AT CARNDONAGH.

A letter was read from Mr. Thomas Stewart, Churchtown, Carndonagh, applying for permission to build a wall along the roadside at Carndonagh where he recently built a new house.

Permission was granted, subject to the approval of the Acting County Surveyor, and on condition that Mr. Stewart signed an Agreement undertaking to remove the wall at any time he might be called upon to do so.

189/38.

REQUEST FOR ERECTION OF FLOODGATE AT BALLYERISTON BRIDGE, GLENTIES.

A letter was read from Mrs. Annie Roarty, Ballyeriston, Glenties, asking the Council to repair the wall and floodgate at Ballyeriston Bridge. The flood at this point rose to within forty yards of her house, and rendered portion of her land useless.

Mr. O'Reilly, Acting Co. Surveyor, reported as follow:-

"Mr. Kearney, Assistant Surveyor, reports as follows:- 'To my knowledge the road is never flooded except in the case of an exceptionally high tide. The County wall is in good order and by building it higher, it would mean that the high tide (once in the year) would come out somewhere else and perhaps lead to an action. Mrs. Roarty does not state that for the past two years she cuts a few loads of turf on the sea-side of the road and as a result she is only inviting trouble by cutting the bog below sea level. Re floodgate - who ever heard of a floodgate at the arch of a bridge?'"

The Council noted the report.

190/38. COMPLAINT RE CONDITION OF PORTION OF GROVEIGH ROAD, DUNGLOE.

A letter was read from Mr. John Boyle, Groveigh, Dungloe, complaining of the condition of the top portion of the Groveigh Road. The Contractor said the top portion of the road was not a County Road, but the contract was for a length of 300 perches, and if that distance was repaired the people of the district would be satisfied. In order to settle the dispute they suggested that the road be measured.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"Mr. Kearney, Assistant Surveyor, reports:- 'The part of the road referred to by Mr. John Boyle is now included in the new contract tendered for by Mr. A. Gallagher, Groveigh, at the Dungloe Road Meeting. Mr. John Boyle is surety for Mr. A. Gallagher and that should end the matter. I may add that the part of road in dispute was a declared County Road, and an extension of the County Road to Groveigh.' "

The Council noted the report.

191/38. COMPLAINT RE CONDITION OF ROAD THROUGH THE TOWNLANDS OF SHANNAGH, COOLADERY, AND ROSSKIRK.

A letter was read from residents and ratepayers of the townlands of Shannagh, Cooladerry, and Rosskirk, again complaining of the condition of the road through these townlands. At the Council Meeting in November, Mr. Caffrey said that this was a fourth-class road and was being repaired. The only repair since done was a few loads of gravel put on some of the many pot-holes, but this did not satisfy the ratepayers who were determined not to pay any rates until the road was properly repaired.

The Acting County Surveyor stated that his Assistant had reported that this road had been well repaired.

The Council decided to take no action in the matter.

192/38. REQUEST TO HAVE ROAD LEADING FROM DERRYHASSEN N.S. TO THE HOUSE OF MICHAEL SHEILS DECLARED A COUNTY ROAD.

A letter was read from Mrs. Sarah Gallagher, Cruckadoon, Downings, applying on behalf of herself and thirty tenants to have the road from Derryhassen N.S. to Michael Sheil's declared a County Road. The road was made in 1933 by the Board of Works, and she understood that the County Council undertook to maintain it on its completion.

The Acting County Surveyor reported as follows:-

"Mrs. Gallagher should be informed that the County Council do not undertake to maintain roads made by the Office of Public Works."

The Council decided to take no action in the matter.

193/38. COMPLAINT RE FLOODING OF HOUSE AT BALLYBOTEMPLE, CLOGHAN.

A letter was read from Mr. Michael McMenamin, Ballybotemple, Cloghan, stating that he would like the Surveyor's attention drawn to the fact that during wet weather the water coming down the "Creamery Brae" (Ballybotemple) emptied into his Street and collected close to the house around the front door. The water was damaging the house and causing dampness, but he did not think it would involve any serious expense to remedy the matter complained of. He understood that material necessary to repair the damage was at hand, whereby time and cost would be reduced to a minimum.

The Acting County Surveyor reported as follows:- "The Assistant Surveyor, Mr. Callaghan, reports as follows:- 'This is a new house built by Mr. Joseph Marley a few years ago at the required distance off the road. Mr. Marley should have made provision by piping or otherwise to carry the water in the channel past his new house. I spoke to Mr. Marley a few days ago about this, and he assured me that he would do so as soon as possible.' "

The Council noted the report.

194/38. APPLICATION TO HAVE FENCE ERECTED ON PORTION OF ROAD AT CRANFORD.

A letter was read from Mrs. Annie Sweeney, Mulroy, Carrigart, stating that the County Council when repairing the road at Cranford took away the corners along the road, and she wanted a wire fence put on, the same as was on the other part of the road. If any of her cattle got injured she would hold the County Council responsible.

Mr. Gaffrey, Acting County Surveyor, reported as follows:-
"Mrs. Sweeney did not ask for a fence at the time. The fence is now being erected."

The Council noted the report.

195/38. COMPLAINT RE CONDITION OF LACKBEG-BURTONPORT ROAD.

A letter was read from Mrs. Sarah Sharkey, Cottage, Lackbeg, Burtonport, complaining of the condition of the Lackbeg-Burtonport Road. When this road was made about two years ago there was a drain on one side of the road which was not cleaned. Owing to this drain the road was often flooded and she could not get her turf home. A lorry sank three times on it, and a cart was badly damaged. If the drains were cleaned the road would be quite in order.

The Acting County Surveyor stated that the road was not a County Road.

196/38. COMPLAINT RE FLOODING OF ROAD AT SWILLYMOUNT, NEWTOWNCUNNINGHAM.

A letter was read from Mr. Andrew Peoples, Swillymount, Newtowncunningham, referring to Mr. Kelly's report to the last Meeting that he saw no signs of flooding on the road at Swillymount, of which Mr. Peoples complained. Mr. Kelly must have visited the road on a dry day. The road was also far too narrow, as two carts could not pass. The rates on his property amounted to 30/- weekly, and he thought the road should be attended to.

Mr. Gaffrey, Acting County Surveyor, reported as follows:-
"Mr. Kelly reports:- The adjoining landholders have now cut down their hedges and opened drains. It will be necessary to re-build a pipe and sink an inlet drain to prevent flooding on this road, and the cost of doing this would be £5. The Contractor has repaired the road recently."

The Council decided to take no action in the matter.

197/38. LOAN OF £500 FOR INSTALLATION OF REFRIGERATING PLANT IN LETTERKENNY MENTAL HOSPITAL.

On the motion of Councillor Baxter it was unanimously decided to execute, under Seal, Mortgage to the Royal Bank of Ireland, Ltd., in connection with the raising of a loan of £500 for the purpose of installing a Refrigerating Plant in the Mental Hospital, Letterkenny.

198/38. APPLICATION FOR POSITION AS SURFACEMAN.

A letter was read from Mr. Joseph Lynch, Malin Road, Moville, applying for work as a surfaceman on the roads in the Moville Area. He was a married man with a wife and child and had only 8/- per week of dole.

The Acting County Surveyor stated that there was no vacancy.

199/38. COMPLAINT RE CONDITION OF ROAD AT LETTERGALL, RAPHOE.

A letter was read from Mrs. Sarah McCausland, Lettergall, Raphoe, complaining of the condition of the road leading to her house. The Contractor was James Lynch, and he never put a stone on it or cleaned the water-tables.

The Acting County Surveyor reported as follows:-
"Mr. Kelly reports that the Contractor has opened water-tables, and is repairing the branch complained of by Mrs. McCausland."

The Council noted the report.

200/38. COMPLAINT RE CONDITION OF DRAIN AT GLYHORE, BALLYSHANNON.

A letter was read from Mr. John Walsh, Glyhore, Ballyshannon, stating that about a year ago a drain was made to take away the water from the Lisahully Bog. The drain was not able to take away all the water that came from the bog, and it backed into a drain which he had made in the centre of his field, and which was very dangerous for cattle as a result. He wished the Council to attend to the matter, as last summer he had to leave about two acres of meadow uncut owing to this backwater.

The Acting County Surveyor reported as follows:- "Mr. Cunningham, Assistant County Surveyor, reports as follows:- 'The drain causing the flooding to Mr. Walsh's field was cleaned by the Land Commission some twenty years ago, and not the drain cleaned under a Minor Relief Grant last year. The flooding is further increased by a "kesh" or pipe across the drain into Mr. Walsh's field. There are two of the sticks that were put across the drain broken and they fell down into the drain causing a certain amount of stoppage of the water and siltage of the drain, with the result that the water backs up into his lands.' It will be seen, therefore, from Mr. Cunningham's report that this is a matter for the Irish Land Commission."

The Council noted Mr. O'Reilly's report.

201/38. ROAD LEADING FROM THE GLENMAQUIN-LABBADISH ROAD THROUGH THE TOWNLAND OF TRAINAVINNEY, KNOCKBRACK.

A letter was read from Mr. W. A. Lecky, Trainavinney, Knockbrack, drawing attention to the road which had been made through the fore-going townland from the Glenmaquin-Labbadish Road, and stating that the road had not been stoned. The last state of the right-of-way was worse than the first, and the farmers using the so-called road would like it restored to its former condition, bad as it was.

The Acting County Surveyor reported as follows:-

"This was a road made by the Board of Works under a Minor Relief Grant. The writer should take the matter up with the Board of Works."

The Council noted the report.

202/38. COMPLAINT RE CONDITION OF PIPE ON ROAD LEADING TO OUGHTERLIN CHURCH.

A letter was read from Mr. Neil Loughrey, Drumhalla Upper, Carrowdoan, Rathmullan, stating that in February, 1937, the County Council repaired the road that led from the Main Road to Oughterlin Church, and in mending a very dangerous part of it a side-pipe had to be made to allow him to enter his lands. The flagstones used as coverings were unsuitable, and had since become all holed, leaving the pipe impassable. If the pipe was not repaired immediately he would hold the Council responsible for any damage caused to him while using it.

The Acting County Surveyor reported as follows:-

"Mr. Dawson reports:- This pipe was erected at a 'slap' into a field during Grant work last year. It required a slight repair, which had since been carried out. The pipe was not impassable and the flags were quite suitable."

The Council noted the report.

203/38. REQUEST FOR GRANT FOR CLEANING OF CLOON BURN, CARRIGANS.

A letter was read from a number of farmers whose lands adjoined the Cloon Burn, which drained from the north-east side of Port Lough to the River Foyle at Carrigans, and was 1100 perches in length. The stream was full of mud, and the drainage of their lands was adversely affected. A large portion of what used to be the best of arable land was now waste land, and a grant would be necessary for the cleaning and deepening of this stream at the necessary places.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

204/38. REQUEST FOR GRANT FOR CONSTRUCTION OF ROAD TO LEAD TO THE TOWNLAND OF LOUGHCRILLON, GLENTIES.

A letter was read from a number of ratepayers of Letterilly, Glenties, applying for a grant for the making of about 200 perches of an accommodation road from the Glenties and Rosbeg Main Road to the County Road at Loughcrillon. The proposed road would lead to a limestone quarry, and would be of great benefit to the people concerned.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

205/38. COMPLAINT RE CONDITION OF LANEWAY IN THE TOWN OF MOVILLE.

A letter was read from Mr. William Bradley, Treacy's Hotel, Moville, complaining of the filthy and unsightly condition of the lane leading from the street in which the hotel is situated to the public green and the water front. The lane is a public highway and is much used by visitors. It is at the rear of Montgomery Terrace, the residents of which have frequently complained of the condition of the lane.

Mr. Gaffrey, Acting County Surveyor, reported as follows:-

"The lane in question might be described as a Mews Lane, as it runs between the backs of two sets of houses. It is not a County Road. The complaints appear to be more concerned about the keeping of the lane clean, and not to the maintenance of a proper surface on it."

The Council decided to refer the matter to the County Board of Health.

206/38. REQUEST FOR GRANT FOR CONSTRUCTION OF ROAD ON INNISCOO ISLAND, BURTONPORT.

A letter was read from Mr. John O'Donnell, Inniscree Island, Burtonport, applying for a grant for the making of a road to lead to his house. He would stop paying rates if something was not done to provide him with a road.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

207/38. COMPLAINT RE CONDITION OF ROAD FROM SALTPANS TO OUGHTERLIN CHURCH, RATHMULLAN.

A letter was read from a number of ratepayers of the Carradoan, Rathmullan District complaining of the condition of the road from Saltpans to Oughterlin Church. Not only is it in a dangerous condition for vehicular traffic, but pedestrians are also insecure. The surfaceman was recently withdrawn from this road.

The Acting County Surveyor reported as follows:-

"This was an old presentment road formerly repaired every eight or ten years. A few years ago it was put in for a yearly contract of £5.00. This money is being spent on it, and is all that is available. There never was a surfaceman for this road."

The Council noted Mr. Gaffrey's report, and decided to take no action in the matter.

208/38. OVERGROUND TELEGRAPHIC LINES.

A letter was read from the Engineer-in-Chief, Department of Posts and Telegraphs, applying for permission to lay an overground telegraphic line along the Elaghbeg and Burnfoot-Muff Road from Bridgend P.O. to Birdstown House.

A letter was read from the Engineer-in-Chief, Department of Posts and Telegraphs, applying for permission to lay an overground telegraphic line along the Cavanacor Road from the junction with the Lifford-Letterkenny-Derry Roads to Cavanacor House.

Permission was granted in both cases on the conditions that in the event of it being found necessary at any future date to remove the poles, the cost of removal, except in so far as State-aided Schemes and Schemes authorised by an Act of the Oireachtas are concerned, to be borne by the Department of Posts and Telegraphs, and that the poles be kept free of the carriageway.

209/38. REMOVAL OF GRAVEL FROM THE FORESHORE AT ROSSNOWLAGH.

A letter was read from the Department of Industry and Commerce, Transport and Marine Branch, 14, St. Stephen's Green, N., Dublin, dated 14th February, 1938; M.S.5067, stating that they had been informed that considerable quantities of gravel had been and were intended to be removed from the foreshore at Rossnowlagh for use in the construction of a new road which the Council were making at Rossnowlagh Lower. Several persons were removing the material for the purpose mentioned, and Mr. John Mangan, Birra, Ballintra, was the Ganger in charge. The foreshore was the property of the State, but an owner of adjacent lands made representations to the Minister stating that the removals were causing serious injury to the lands. They wished to be furnished with the views of the Council as to whether there was danger that the removals would result in injury to the adjoining lands, and at the same time to point out that before procuring beach material from the foreshore it was necessary for the Council to obtain from the Minister a licence under Section 3 of the Foreshore Act, 1933, as authority for such removal.

Mr. O'Reilly, Acting County Surveyor, submitted the following report from his Assistant, Mr. M. F. Cunningham:-

"The road for which gravel was taken from the sea bank is an accommodation road for the land-holders in Rossnowlagh Lower, under a Minor Relief Grant from the Board of Works. All the land-holders along the route signed the usual Consents giving the Board of Works and their Agents, etc., permission to take materials for the construction of the road, etc. Mr. Hugh Kelly, Rossnowlagh Lower, is one of the parties signing, and it is from his lands that the gravel was taken. It was taken along the high water mark, and Mr. Kelly assured the Ganger that the materials were his and to take them for making the road. If we have encroached on the property of the State it was done through ignorance, and I have seen the Ganger and told him not to take any more from the place."

Mr. O'Reilly also reported:-

"The last paragraph of the Department's letter says that a licence should be obtained for the removal of beach material. I intend applying for such a licence for the removal of sand and shingle from the shore at Rossnowlagh. The removal from this particular area will not result in injury to the adjoining lands."

The Council decided to forward a copy of Mr. O'Reilly's report to the Department of Industry and Commerce.

210/38. COMPLAINT RE BUILDING OF BRIDGE ON THE LANDS OF THE LATE JOHN DOHERTY, GORTNAMALIN, CULOORT, MALIN.

A letter was read from Messrs. Hugh C. O'Doherty & Son, Solicitors, Castle Street, Derry, stating that they had been instructed by the legal representatives of the late John Doherty of Gortnamalin, Culoort, Malin, that an attempt had been made to build a bridge over property adjoining their client's lands, the intention being to create a right-of-way over the lands of their clients near the foreshore. Their clients would take serious objection if any attempt was made to create any public right-of-way over their property. Some time ago the Council removed sand and gravel from the foreshore adjoining their clients' property, and by so doing removed the natural protection provided for the protection of their clients' grazing near the foreshore. If such an occurrence took place again their clients would be compelled to seek the protection of the Court.

The Acting County Surveyor reported as follows:-

"The Bridge in question is to make an outlet to the Shore. It does not encroach on the land of Mrs. Doherty. Consents have been got from the owner of the land on which the bridge is being erected."

The Council instructed the Secretary to send a copy of the Acting County Surveyor's report to Messrs. O'Doherty & Son.

211/38. COMPLAINT RE EMPLOYMENT OF ROAD CONTRACTORS AS GANGERS.

A letter was read from Mr. Hugh O'Donnell, Hon. Secretary, Old I.R.A. Branch, Arranmore Island, stating that at a Meeting of the Branch a resolution was passed protesting against the action of the Council in having Road Contractors and Road Contractors' sons employed as Gangers on the County Council Schemes of work on Arranmore Island. The Branch also suggested that the money allocated by the Council be so divided that six gangs be employed every week instead of two. The rule on Arranmore Island in the past was that men in good circumstances be employed as Gangers, and they called upon the Council to abolish this system. They wished Old I.R.A. men to receive preference as Gangers.

Mr. O'Reilly, Acting County Surveyor, submitted the following report from Assistant Surveyor Kearney:-

"Re Grant of £300 for improving the County Road, Leabgarrow to Torries, I appointed the two Road Contractors, Messrs. John Byrne and A. Gallagher, who have worked for the Council for twenty years. These men have an interest in improving their roads, and at the same time carry out the rules laid down by the Local Government Department."

The Council noted the report and decided to take no action in the matter.

212/38. COMPLAINT RE MANNER IN WHICH THE BUILDING OF A BRIDGE UNDER A MINOR RELIEF SCHEME WAS CARRIED OUT IN ARRANMORE.

A letter was read from the Arranmore Island Fianna Fail Cumann complaining that Mr. Anthony Doogan, Supervising Ganger, caused a bridge to be built under a Minor Relief Scheme to be constructed on a different site, approximately seven yards, from that laid out by the Inspector of the Board of Works. The result was that the Bridge instead of serving the purposes of Mr. Dominick Coll and others was a source of danger to these people, and owing to the state of completion in which it was left was liable to collapse. They wished to have Mr. Doogan removed immediately from the position of Ganger, and they also wished Mr. Kearney to inspect the Bridge.

A letter was read from Mr. Anthony Doogan denying the allegations made against him, and asking the Council to put a stop to these complaints.

The Council decided to accept Mr. Doogan's explanation as satisfactory.

213/38. APPLICATION FOR PERMISSION TO BUILD WALL IN FRONT OF HOUSE AT MALIN ROAD, MOVILLE.

A letter was read from Mr. James Bonner, Malin Road, Moville, applying for permission to build a wall in front of his house at Malin Road.

The Council unanimously decided to grant the required permission, on condition that Mr. Bonner signs an Agreement undertaking to remove the wall at any time he may be called upon to do so.

214/38. COMPLAINT RE CONDITION OF ROAD IN THE TOWNLAND OF DRUMARD, FROSSES.

A letter was read from Mr. Patrick Campbell, Drumard, Frosses, calling attention to the awful condition of the road through the townland of Drumard. There was a quarry convenient to it, and a lot of unemployed in the district.

Mr. Lennon, Assistant Surveyor, reported as follows:-

"This application cannot refer to a County Road. The only two County Roads in Drumard are the main Glenties-Frosses Road, which is in first-class condition, and the Frosses-Drumard Road, which is being re-constructed from an Employment Scheme's Vote, and which is otherwise in a very good condition."

The Council noted the report, and decided to take no action in the matter.

215/38. MINOR EMPLOYMENT SCHEME NO. 47, 1937/38 - CONSTRUCTION OF BOG ROAD IN THE TOWNLAND OF ROWANTREEHILL, BALLYSHANNON.

A letter was read from Mr. Patrick Mulhern, Lisahully, Ballyshannon, stating that a grant of £85 was allocated by the Board of Works for the construction of a Bog Road in the townland of Rowantreehill. The road was to be constructed over an existing right-of-way, but when the work was started, a new road was proposed to run parallel to the old right-of-way. The owner of the land through which the new road was to run rightly objected, and work was suspended. They could not understand why this new road was attempted.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"On the 5th inst., I received the following report from Mr. Cunningham re Minor Employment Scheme No. 47:-

"Yesterday on my arrival from work, the attached telegram awaited me. To-day I went to Rowantreehill to find that a land-owner (Peter Gallagher) has withdrawn his consent, and as a consequence I have stopped the work pending instructions. The case is somewhat peculiar. My Supervising Ganger (Pat Molloy) got the Consents signed, and on his return from the place told me that two separate passways went into the Bog from the end of the County Road, one of them serving 4 tenants and the other 10 tenants. I then asked him which road was to be repaired, and he said he thought it was the one serving the 10 tenants. I was not satisfied with that, and I called on Mr. McCauley, Lisahully, who is given as "Reference." Mr. McCauley told me that he was not interested, but that in his opinion "the money should be expended in doing good to the biggest number." On Monday morning the Supervising Ganger went to Rowantreehill to begin the work. Peter Gallagher was present and made no objection. There are a couple of pipes required on the road, and building stones being scarce, Ganger Molloy agreed to purchase from Peter Gallagher at 2s/6d per ton the stones required.

From the foregoing it is clear that Peter Gallagher has been got at by the four men using the other passway between Monday and Thursday, and I came to the conclusion that it was best to stop the work for the present."

On the 8th inst., I sent to the Board of Works the following letter:-

I enclose, for your attention, copy of a report which I have received from my Assistant, Mr. M. F. Cunningham. The total expenditure on the work up to the time it has been stopped is £9 :12 :11. I should be glad of some specific instructions as to which of the two roads mentioned in the Surveyor's report it is intended to repair. The reference given is Mr. McCauley, Lisahully, who is, in his own words, "not interested." In the meantime, I am carrying out no further work on this road until I get your directions on the matter, I also enclose the signed Consent.

As will be seen from these letters there has been an apparent mistake made by the Office of Public Works in the name given as "reference." The work will be re-started when I get a further direction from the Office of Public Works as to the correct line along which the road is to be made."

The Council instructed the Secretary to send a copy of Mr. O'Reilly's report to the Office of Public Works.

216/38. MINOR RELIEF SCHEME CARRIED OUT AT LACCADUFF, LOUGHROS POINT - TRIBUTE TO GANGER.

A letter was read from Mr. John James Boyd, Laccaduff, Loughros Point, Ardara, stating that Mr. Pat Moloney, Cloughbee, Ardara, carried out a Minor Relief Scheme in Laccaduff very successfully. The road which he made was one of the best in Loughros Point, and he wished to recommend Maloney for any road work.

The Council noted Mr. Boyd's letter, with approval.

217/38. COMPLAINT RE NOT BEING EMPLOYED AT RELIEF SCHEMES IN THE GORTAHORK DISTRICT.

A letter was read from Mr. Edward Doogan, Ballinacraig, Gortahork, stating that he was in receipt of Unemployment Assistance, and did not get a turn this year at Relief Schemes. There was a new road being made in Middle Keeldrum, and the one gang of men were working on it since November.

Mr. Caffrey, Acting County Surveyor, stated that all men employed were supplied by the Labour Exchanges.

The Council decided to refer Mr. Doogan to the Labour Exchange.

218/38. COMPLAINT RE DANGEROUS CONDITION OF HEDGE A. THE WHITE CROSS ON THE ST. JOHNSTON - RAPHOE ROAD.

Councillor Mahony complained of the dangerous condition of the hedge at the White Cross on the St. Johnston - Raphoe Road, and stated that it was obstructing the view.

The matter was referred to the Acting County Surveyor.

219/38. REPAIRS TO MALINMORE LANDING-SLIP.

A letter was read from the Office of Public Works dated 10th February, 1938, C.87.102/1/36, referring to the Council's decision in November, 1936, to carry out repairs to Malinmore Landing-slip estimated to cost £53, and inquiring if the repairs had yet been carried out.

Mr. O'Reilly, Acting County Surveyor, reported as follows:- "This is the first I have heard of the Council's decision to carry out repairs to Malinmore Landing-slip, estimated to cost £53, as Mr. Caffrey, Senior, was County Surveyor in November, 1936, when this decision was taken. However, I will look up the files and see how the matter stands."

It was decided to adjourn the matter until next Meeting to enable Mr. O'Reilly to make inquiries.

220/38. REPAIR OF ROAD LEADING AROUND LOUGH ESKE.

A letter was read from the Local Government Department, Roads, dated 10th February, 1938, RGR/7/10, relative to an application for a grant for the repair of the road leading around Lough Eske, and stating that the Acting County Surveyor might be asked to prepare in conjunction with the Employment Schemes for the coming financial year proposals providing for the repair of a section of the road in question.

The matter was referred to the Acting County Surveyor.

221/38. COMPLAINT RE NOT BEING EMPLOYED ON ROAD WORK, AND INTERFERENCE WITH DITCHES ON FARM AT LADDEN, KINDRUM.

A letter was read from Mr. Patrick Meenan, Ladden, Kindrum, stating that in widening the County Road at Ladden the men employed on the scheme moved in the ditches on his farm without his consent or approval. He was the Contractor on this road for thirty years, and he was refused work on the scheme as he was not in receipt of Unemployment Assistance. As he was not getting fair play he wished to have the ditches moved back to their former positions.

The Acting Co. Surveyor submitted the following report from his Assistant:-

"I employed Meenan for some casual work, a few days now and again, under the supervision of a surface-man. Meenan became offensive and I had to get rid of him. He considered he should become a permanent surfaceman."

The Council noted the report and decided to take no action in the matter.

222/38. APPLICATION FOR POSITION ON COMPRESSOR PLANT.

A letter was read from Mr. Charles O'Donnell, Lower Meenbanad, Meenbanad P.O., stating that he understood that the Council had purchased a Compressor. He had ten years' experience of working with Compressors, having been employed by the Ingersoll Compressor Co. of Glasgow, and also with the Wilson Compressor Co. He wished the Council to employ him.

The Council noted the application.

223/38. COMPLAINT RE CONDITION OF CALLAN LANEWAY, LEADING FROM STRANORLAR-LETTERKENNY ROAD.

A letter was read from Mr. William McClure, Callan, Drumkeen, Ballybofey, directing the attention of the Council to the deplorable condition of the Callan Laneway. The lane led from the Stranorlar-Letterkenny Road, was about 800 perches in length, and was the sole means of ingress and egress of seven families. Lorry traffic had rendered the laneway almost impassable, and children going to school were forced to wade through a depth of water of several inches.

The Acting County Surveyor stated that the laneway was not a County Road.

224/38. CLAIM FOR RATES AGAINST THE HOLDING OF ANNE GILLESPIE, ROXBOROUGH GLEBE, KILCAR.

A letter was read from the Council's Solicitor referring to the claim for rates against the holding of Anne Gillespie, Roxborough Glebe, Kilcar, which was sold by the Irish Land Commission. A Solicitor on behalf of the next-of-kin of the deceased had now claimed payment of the surplus. In this case the claim for rates had no Statutory priority, and he regretted that he must advise that the matter should not be further contested.

The Council decided to adopt the Solicitor's advice.

225/38. CHARGES FOR HIRE OF MACHINERY.

Messrs. Caffrey and O'Reilly, Acting County Surveyors, reported as follows:-

"According to the terms of the Public Bodies Order it is necessary from time to time to review the charges made for machinery and so arrange them that they are just sufficient to meet expenses. We have gone into the question and we would recommend that, while the cost of the Rollers remain the same, that is 40/- per day, the cost of the crushers could be reduced from 70/- to 60/- per day for the coming year."

The Council unanimously decided to adopt the report.

226/38. CONTINGENCY FUND - NORTHERN DIVISION.

Mr. Caffrey applied for the following amounts out of the Contingency Fund:-

Inishowen District.

Map No. 2, Repair Sea Wall at Eskey Bay, Malin Head.....	£130.
Map No. 196, Repair Sea Wall at Port Kinnego.....	£15.
Map No. 293, Repair dangerous parapet walls to Bridge.....	£15.
Map No. 439.) Repair timber decking of bridges.....	£10.
Map No. 442.)	
Map No. 613.) Repair two slides in side of road.....	£30.
Map No. 615.)	

Dunfanaghy District.

Map No. 324. Repair Sea Wall at Marble Hill.....	£17.
Map No. T.72.322. Repair breach in road made by sea.....	£5.

On the motion of Councillor, Mahony, the application was granted unanimously.

227/38. APPLICATION FOR GRANT TO ERECT FLOODGATES ON THE RIVER DEELE AT THE ROUGHAN, LIFFORD.

A letter was read from Mr. Alex. Loughrey, Roughan, Lifford, asking the Council again to apply for a grant for the erection of floodgates on the River Deele. He suffered severe losses through flooding, and up to the present he had got no ploughing done. For 50 years, until these gates became decayed, he had no trouble.

The Acting County Surveyor stated that his Assistant had informed him that the floodgates referred to by Mr. Loughrey were erected by the Landlord.

The Council decided again to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

228/38. APPLICATION FOR INCREASE IN RENT OF BALLINTRA COURTHOUSE.

A letter was read from Mrs. Mary J. Doherty, Ballintra, stating that owing to complaints about the condition of the old Courthouse in Ballintra, she had to build a new Courthouse, which was fully equipped with lavatory, cloak-room, dressing-room, heating, etc. It cost her over £500, and she would like the Council to consider increasing the rent paid to her to £25.

The Council decided to offer Mrs. Doherty a rent of £20 per annum; this amount to include all purposes for which the Council required the Hall.

229/38. DANGER CAUSED BY FARMERS' FIELD GATES OPENING OUT TOWARDS THE ROAD.

A letter was read from Assistant Surveyor Callaghan stating that his attention had been drawn to the dangerous position of many farmers' field gates in opening out towards the road, and when these gates were left open accidents might easily occur. At Cavan on the Ballybofey - Lifford Road, Mr. Joseph Fairman, Treanamullin, had two such gates and they were left lying open all night. One of these gates, which hung two feet over the carriageway, was open on Saturday night, and still open on Sunday evening, the 12th and 13th February.

The Acting County Surveyor stated that he would like definite instructions on this matter as to whether the highway authorities were liable in the case of an accident.

The Council decided to refer the matter to their Solicitor, and to ask him to take such action, other than legal proceedings, which he considered advisable, and to advise the Council in the matter.

230/38. APPLICATION FOR GRANT FOR REPAIR OF EXISTING ROAD, AND MAKING OF ROAD AT STROANGARROW, CLOGHAN.

A letter was read from a number of ratepayers of Streangarrow, Cloghan, applying for the repair of 600 yards and the making of 600 additional yards of road from the march fence between Bryan Logue and Bridget Logue, Stroangarrow, to the march fence between Bridget Logue and Patrick McGinty, Stroangarrow. Portion of this road which was blocked out several years ago was now impassable.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

231/38. REPAIR OF ROAD LEADING TO ISKAHEEN CHURCH.

A letter was read from Rev. M. Smyth, P.P., Iskaheen, stating that he had been informed that it was stated at a Meeting that he was not in favour of the repairs to the road to Iskaheen Church. If such a statement were made he wished to say that it was not true. He was very anxious that the road should be repaired because it would be a great convenience to a large number of people attending the Church.

The Council noted Father Smyth's letter.

232/38. REQUEST FOR SUPPORT FROM THE COUNCIL'S NOMINEES BY A CANDIDATE FOR THE SEANAD.

A letter was read from Mr. M. J. Kelly, 25, Sandycove Avenue, W., Dun Laoghaire, stating that he was a candidate for the Seanad, and soliciting the support of the Council's nominees.

The Council noted Mr. Kelly's letter.

233/38.

ALLEGATIONS MADE AGAINST MR. JAMES G. McIVOR, ASSISTANT
SURVEYOR, DUNFANAGHY.

A letter dated 25th January, 1938, signed by Mr. Bernard Cannon, Co.C., and Mr. Patrick O'Donnell, Secretary, Cloughaneely Fianna Fail Cumann, was read. The letter made certain allegations against Mr. James G. McIvor, Assistant Surveyor, Dunfanaghy.

A letter dated 3rd February, 1938, signed by Mr. Patrick O'Donnell, was read, withdrawing every word contained in his previous letter.

A further letter signed by Messrs. Bernard Cannon, Co.C., and Patrick O'Donnell was read stating that the charges made against Mr. McIvor were untrue and without foundation, and they wished every word of their letter of the 25th January withdrawn.

A further letter was read from Mr. Bernard Cannon stating that he had signed the document without reading it, and that he sincerely regretted the libellous attack on Mr. McIvor's probity.

234/38.

REQUEST FOR RELEASE OF PRISONERS SENTENCED BY THE MILITARY
TRIBUNAL.

A letter was read from Mrs. Maud Gonne McBride, Secretary, Women's Prisoners' Defence League, asking the Council to insist on the release of six men sentenced by the Military Tribunal.

On the motion of Councillor Lynch it was decided to support the resolution, with the substitution of the word "request" for the words "insist on."

235/38.

REDUCTION OF UNEMPLOYMENT ASSISTANCE IN CASES WHERE THE
RECIPIENTS ARE IN RECEIPT OF MILITARY SERVICE PENSIONS.

A letter was read from the Town Clerk, Cobh, enclosing copy of the following resolution passed by the Cobh Urban District Council:- "That when computing the Means test, the fact that an applicant is in receipt of a Military Service Pension (Eire) is taken into consideration, with the result that Unemployment Assistance is correspondingly reduced. That the Minister for Industry and Commerce be requested to remove such consideration, as a pension in respect of service to the State should be in addition to the common basis of Unemployment Assistance."

On the motion of Councillor Lynch seconded by Councillor Scott, it was unanimously decided to adopt the resolution.

236/38.

MAKING OF POOR RATE FOR THE SERVICE OF THE FINANCIAL YEAR
ENDING ON THE 31ST MARCH, 1939.

The Secretary stated that as the last day for lodging Claims for Abatement of Rates was the 31st March, it was not possible to make the Rate within one month after the beginning of the period for the service of which it was made.

On the motion of Councillor Mahony it was unanimously decided to apply for an extension of time for the making of the Rate for the year ending 31st March, 1939, to the 31st May, 1938.

237/38.

COUNCIL'S SOLICITOR'S BILL OF COSTS.

On the motion of Councillor Mahony, it was unanimously decided to execute, under Seal, Requisition to tax the Council's Solicitor's Bill of Costs.

238/38. CONSIDERATION OF ESTIMATES FOR THE FINANCIAL YEAR ENDING ON
THE 31ST MARCH, 1939.

The Secretary submitted the General Estimate of Rates and the Estimate of Rates for Separate Charges for the Financial Year ending on the 31st March, 1939, as adopted by the Finance Committee.

On the motion of Councillor Mahony seconded by Councillor McClafferty, it was unanimously decided to adopt the Estimates, and to determine the rates in the £. to be levied by means of the Poor Rate in respect of General Charges to be 179.4645 pence, and the amount to be demanded from each Urban District to be:-

Buncrana.....	£2,753	: 5	: 4.
Bundoran.....	£2,422	: 5	: 8.
Letterkenny.....	£2,627	: 6	: 4.

Councillor Scott called attention to an increase of £70 on the amount allowed in the Road Works Scheme for repairs to County Roads, and to the contribution to the Irish Tourist Development Association, from which he considered the Urban Districts should be exempt.

The Secretary promised to look into these matters.

Confirmed.

Wm. L. O'Shea, Esq.

Chairman of Lp. Council.
29th March, 1938.

A MEETING OF THE DONEGAL COUNTY COUNCIL WAS HELD ON
TUESDAY, THE 29TH DAY OF MARCH, 1938.

239/38.

A T T E N D A N C E.

The following were the members present:- Councillors McFadden (presiding), Baxter, Blaney, Brady, Byrne, Cole, Crerand, Friel, Hannigan, Houston, Kavanagh, Kelly, Mahony, Myles, McClafferty, McCrea, MacCreadie, McDaid, McGrenra, McMenamin, McShane, McShea, O'Boyle, O'Brien, O'Donnell (Michael), McRory, Scott, Wagentreiber, and Walsh.

240/38.

A P O L O G I E S.

Apologies for inability to be present were received from Councillors Gallagher and Loughrey.

241/38.

CONDOLENCE - THE LATE MRS. CURRAN, BALLYFATTON, SION MILLS.

The Chairman proposed that the sympathy of the Council be extended to Councillor Blaney on the death of his sister, the late Mrs. Curran, Ballyfatton, Sion Mills.

Councillor Mahony seconded the resolution, which was passed in silence; all the members standing, and with which the Secretary associated himself on behalf of the Staff.

242/38.

CONDOLENCE - THE LATE MISS CUNNINGHAM, N.T., GORTAHORK.

The Chairman proposed that the sympathy of the Council be extended to Mr. M. F. Cunningham, Assistant Surveyor, on the death of his sister, the late Miss Cunningham, N.T., Gortahork.

Councillor McClafferty seconded the resolution, which was passed in silence, and with which the Secretary associated himself on behalf of the Staff.

243/38.

C O N F I R M A T I O N O F M I N U T E S.

On the motion of Councillor Mahony seconded by Councillor MacCreadie the Minutes of the last Meeting of the County Council held on the 22nd February, 1938, were confirmed unanimously.

244/38.

R E P O R T O F F I N A N C E C O M M I T T E E M E E T I N G.

On the motion of Councillor Mahony seconded by Councillor MacCreadie the Report of the Finance Committee Meeting held on the 22nd February, 1938, was adopted unanimously.

245/38.

R E P O R T O F S U B - F I N A N C E C O M M I T T E E M E E T I N G.

On the motion of Councillor Mahony seconded by Councillor MacCreadie the Report of the Sub-Finance Committee Meeting held on the 22nd February, 1938, was adopted unanimously.

On the motion of Councillor Mahony seconded by Councillor MacCreadie the Report of the Sub-Finance Committee Meeting held on the 15th March, 1938, was adopted unanimously.

246/38.

R E P O R T O F L A W C O M M I T T E E M E E T I N G.

On the motion of Councillor Scott seconded by Councillor Blaney, the Report of the Law Committee Meeting held on the 15th March, 1938, was adopted unanimously.

247/38.

R E P O R T O F S C H O L A R S H I P S C O M M I T T E E M E E T I N G.

On the motion of Councillor Scott seconded by Councillor Mahony, the Report of the Scholarships Committee Meeting held on the 18th March, 1938, was adopted unanimously.

248/38. RECOUPMENT IN RESPECT OF THE PREPARATION OF THE FIFTEENTH REGISTER OF ELECTORS.

A letter was read from the Department of Finance dated 16th February, 1938, F.26/39/37, enclosing Paying Order for £761 :14 : 1 being the amount re-payable to the Donegal County Council in connection with the preparation of the Fifteenth Register of Electors.

249/38. FORMS FOR USE IN CONNECTION WITH THE WARBLE FLY ORDER.

A letter was read from the Department of Agriculture dated 16th February, 1938, L.1103/38, enclosing a supply of forms, etc., for use in connection with the operation of the Warble Fly Order, and giving certain instructions regarding the keeping of the records.

A letter was read from the Department of Agriculture dated 15th March, 1938, L.1223/38, regarding the proposed amendment of Form W.F.1. (Summary of Weekly Reports), and stating that this form had been devised with a view to obtaining certain information, and no useful purpose would be served by the amendments proposed.

250/38. APPOINTMENTS OF THIRTEEN WARBLE FLY INSPECTORS.

A letter was read from the Department of Agriculture dated 25th February, 1938, L.1223/38, stating that the Minister for Agriculture approved the appointment on the same terms and conditions as last year of the thirteen Temporary Inspectors recommended by the Sheep Dipping and Warble Fly Committee at their Meetings held on the 8th and 22nd February.

A letter was read from the Department of Agriculture dated 10th March, 1938, L.1223-38, enclosing, for the information of the Council, and for such action as might be considered desirable, a letter which was addressed to the Minister for Local Government and Public Health by Mr. John McCarron, Drum, Portsalon, in connection with the appointment of a Temporary Inspector under the Warble Fly Order in the Milford District.

A letter was also read from Mr. McCarron in connection with the same matter.

The Council noted the letters and decided to take no action in connection therewith.

251/38. EMPLOYMENT SCHEMES (ROADS RURAL), 1938/39.

A letter was read from the Local Government Department dated 16th February, 1938, RU/205/201, referring to the Department's Circular Letter of the 25th January regarding the Employment Schemes (Roads Rural) (Spring and Summer Works, 1938/39), and asking to have forwarded for examination the scheme of road works proposed to be undertaken.

252/38. OUTSTANDING NORTHERN IRELAND BALANCES.

A letter was read from the Local Government Department dated 25th February, 1938, G.6865/38, Dun na nGall., acknowledging receipt of the Secretary's letter of the 10th February regarding outstanding Northern Ireland balances.

253/38: REGISTRATION OF PREMISES IN CONNECTION WITH WHOLESALE DEALING IN MARGARINE AND MARGARINE-CHEESE.

A letter was read from the Department of Agriculture dated 25th February, 1938, P.147/38, requesting to be furnished with a list showing the names and addresses of persons or firms who are registered with the Council under the Sale of Food and Drugs Acts, 1875 to 1907, as owners or occupiers of premises wherein the business of wholesale dealer in margarine or margarine-cheese was carried on.

254/38. TABLES A. AND B. IN CONNECTION WITH ROAD EXPENDITURE.

A letter was read from the Local Government Department, Roads, dated 26th January, 1938, enclosing for completion Tables A. and B. in connection with road expenditure.

255/38. REPORT OF THE PUBLIC ANALYST.

A letter was read from the Local Government Department dated 22nd February, 1938, P.H.93,866/37, Ilgh. (H.), asking to be furnished with the Analyst's Report for the quarter ended 31st December, together with statement showing the names and addresses of any persons from whose supplies samples of milk, which were found to be defective, were taken, and the action taken in regard to such samples.

256/38. REQUEST FOR RELEASE OF PRISONERS SENTENCED BY THE MILITARY TRIBUNAL.

A letter was read from the Department of the Taoiseach, Dublin, dated 4th March, 1938, S.10377/38, acknowledging the receipt of extract from the Council's Minutes regarding the release of prisoners sentenced by the Constitution (Special Powers) Tribunal.

257/38. CANCELLATION OF CERTIFICATES OF APPROVAL FOR GRANTS UNDER THE HOUSING ACTS.

Letters were read from the Local Government Department, Housing Section, notifying the cancellation of Certificates of Approval for Grants under the Housing Acts issued to:-

John J. McGuinness, Ballyara, Killybegs.
 John McLaughlin, Cottian, Kilmacrenan.
 John Keeney, Meenatga, Ardara. (Banagh P.U.S.)
 Miss M. G. Marley, Ballybofey. (Banagh P.U.S.)
 Edward Sweeney, Newtowndrumgorman, Donegal. (Banagh P.U.S.)
 Bernard McHugh, Loughdoon, Portnoo. (Banagh P.U.S.)
 Daniel McDermott, Malin Head.
 John Gallagher, Beef Park, Mountcharles. (Banagh P.U.S.)
 Neil Campbell, Meenacally, Letterbarrow.
 Hugh O'Donnell, Rooskey, Clonmany.
 Thomas Guiney, Drunghill, Quigley's Point.
 Hugh Doherty, Coolcross, Clonmany. (Banagh P.U.S.)
 Thomas Doherty, Drung, Quigley's Point. (Banagh P.U.S.)
 William Gallagher, Dunmore, Kerrykeel. (St. Eunan's P.U.S.)
 James Henderson, Tullydish, Buncrana. (St. Eunan's P.U.S.)
 John Strain, Gortnaskeagh, Kilmacrenan.
 Mrs. Catherine Kearney, Rooskey, Creeslough.
 Denis J. McGrath, Lettercran, Tievmore, Pettigo.
 Charles Boyle, Meenanish Beg, Letterbarrow P.O.
 Denis Gallagher, Killult, Gortahork.
 Michael Green, Scragatoke, Arranmore.
 Edward McGarvey, Clonkillybeg, Termon.
 John Gallagher (Hugh), Cloughcorr, Arranmore.
 Francis Moore, Ballyboe Glencar, Letterkenny.
 Edward McKee, Cashleenan, Kilmacrenan.
 James Boyle, Gortgar, Arranmore Island.
 James Gallagher, Woodland, Letterkenny.
 Henry Patton, Cloghroe, Drumkeen, Ballybofey.
 David Kennedy, Treanbeg, Newmills.
 Thomas McGlinchey, Cronalaghy, Crossroads, Killygordon.
 James Ward, Cronkeeran, Ardara.
 Charles Rodgers, Illion, Arranmore.
 Patrick Bonar (Condie), Derrylaconnell, Doochary.
 Michael Boyle (Paddy), Poolawaddy, Arranmore.
 Mrs. Rose Sweeney, Ballintra, Arranmore.
 Myles Cunningham, Roshin, Killybegs.
 Patrick O'Donnell (John), Aphort, Arranmore.
 Andrew McCormick, Glenkoeragh, Newmills.
 Daniel Doherty, Crislaghkeel, Burnfoot.

The Council noted the matter.

258/38. ACKNOWLEDGMENTS OF APPLICATIONS FOR MINOR RELIEF GRANTS.

Acknowledgments were received of applications for Minor Relief Grants for works at Lougherillon, Roughan, Moville, Stralinchey, Ballymagroarty, Loughnacruighe, Stroangarrow, Carrigans, and Inniscree Island.

259/38. COMPLAINT CONCERNING THE CONDITION OF THE DOECastle RAMPART ROAD AND FLOODGATE.

A letter was read from the Department of Lands, 88, Merrion Square, Dublin, dated 7th March, 1938, 2768/F., acknowledging receipt of extract from the Council's Minutes concerning the condition of the Doecastle Rampart Road and the floodgate, and stating that neither this road nor the floodgate was situated on State forest lands held by that Department.

The Acting County Surveyor stated that he understood the lands in question were the property of the Land Commission.

The Council decided to refer the matter to the Land Commission for attention.

260/38. AREA OF CHARGE FOR CARRICK WATER SUPPLY.

A letter was read from the Local Government Department dated 9th March, 1938, P.H.106/3/38, Dun na nGall. Pd., enclosing, for the information of the Council, copy of an Order made by the Minister fixing the area of charge for the special expenses of providing and maintaining a water supply at Carrick.

261/38. LOAN OF £1,000 FOR PURCHASE OF A DIESEL ROLLER AND A COMPRESSOR.

A letter was read from the Local Government Department dated 11th March, 1938, S.8733/1/38, Dun na nGall. Pg., sanctioning the raising of a loan of £1,000 for the purpose of purchasing a Diesel Roller and a Compressor; the loan to be obtained from the Council's Treasurer and to be re-payable over a period of five years with interest at the usual rate.

262/38. COMMITTAL OF CHILDREN TO INDUSTRIAL SCHOOLS.

A letter was read from the Sergeant, Garda Siothchana, Convoy, notifying the Council that an application would be made at Raphoe District Court on the 22nd March for the committal to an Industrial School of William and James Sweeney, Mullaghfin, Convoy.

263/38. EMPLOYMENT ALLOWANCE CLAIMS - EXAMINATION OF BY GARDA SIOTHCANA, AND QUERIES RE INSURANCE CONTRIBUTIONS.

A letter was read from the Local Government Department dated 10th March, 1938, Circ. No. 16/2/38, stating that claims for Employment Allowances would be again examined by the Garda Siothchana this year. The usual inquiries should be made regarding payment of Health Insurance Contributions, and regarding Unemployment Assistance.

264/38. FISHERIES ACT, 1937 - EXEMPTION OF FISHERIES FROM RATES.

A letter was read from the Local Government Department dated 22nd February, 1938, Circ. Letter No. 21/1938, regarding the exemption of Fisheries from rates, and stating that under the Fisheries Act, 1937, this exemption had been continued for a further period of twelve financial years as from the 1st April, 1938.

265/38. EXTENSION OF DATE FOR MAKING OF RATE FOR 1938/39.

A letter was read from the Local Government Department dated 22nd March, 1938, G.9083/38, Dun na nGall., stating that pursuant to Article 3 of the Public Bodies Order, 1925, the Minister had sanctioned such departure from the terms of Article 82 of that Order as would enable the general provisions of that Article to be complied with by a date not later than 31st May next.

266/38. ARDUGHADH CREIDIUINTE O'N BHAINNC DO CHISTE AN CHOMHAIRLE.

Do leigheadh litir o Roinn Rialtais Aitiula agus Slainte Puiblí faoi dhata an ladh Marta, 1938, G.4785/2/38, Dun na nGall., ag radh gur ceart raitheas do chur ar triall i n-einfheacht le gach iarrathas le h-aghaidh fiacha Bainne:-

1. Fiacha Bainne fe lathair,
2. Ratai gan bailiu.
3. Deontaisi gan ioc.
4. Suimeanna lasmuic de Ratai agus de Deontaisi gan ioc.
5. Caithteachas meastar i gcoir treimhse na fiacha Bainne.

Do leigheadh litir o Roinn Rialtais Aitiula agus Slainte Puiblí faoi dhata an ladh Marta, 1938, G.4785/2/38, Dun na nGall., ag radh go gceadúigheann an t-Aire do Chomhairle Chonndae Dun na nGall airliughadh le fiacha Bainne na rachaidh thar £65,000 i gcoir costaisi reatha sealadacha suas go dtí an 31adh lá de Mí Marta, 1938.

Do leigheadh litir o Roinn Rialtais Aitiula agus Slainte Puiblí faoi dhata an 25adh Marta, 1938, G.4785/2/38, Dun na nGall., ag radh go gceadúigheann an t-Aire do Chomhairle Chonndae Dun na nGall airliughadh le fiacha Bainne na rachaidh thar £69,000 i gcoir costaisi reatha sealadacha o'n ladh go dtí an 16adh lá de'n mhí seo, agus airliughadh le fiacha Bainne na rachaidh thar £65,000 i gcoir costaisi reatha sealadacha as san suas go dtí an 31adh lá de'n mhí seo.

Dubhairt an Runaidhe go mbeadh £45,000 riachtanach go dtí an 30adh Aibhreain, 1938.

Socrúigheadh go n-iarrfadh cead an Aire fiacha Bainne na rachaidh thar £45,000 suas go dtí an 30adh Aibhreain, 1938.

267/38. PAYMENT OF MARRIAGE GRATUITY TO MRS. KERRIGAN, FORMER VOCATIONAL TEACHER.

A letter was read from the Local Government Department dated 22nd March, 1938, G.8986/38, Dun na nGall., enclosing form for completion in respect of the proposed payment of a marriage gratuity to Mrs. Delia A. Kerrigan (nee Hannigan) former Vocational Teacher.

268/38. EXPENDITURE ON PREPARATION OF RATE BOOKS FOR 1938/39.

A letter was read from the Local Government Department dated 21st March, 1938, G.8774/38, Dun na nGall., referring to the Council's resolution requesting sanction to an expenditure of £1,200 in connection with the preparation of the Rate Books and the applotment of the rates for the year 1938/39, and stating that having regard to the expenditure on the work in previous years the estimated cost for the year 1938/39 was regarded as very high. Details of the proposed expenditure should be furnished as soon as possible.

The Secretary stated that on revising the figures it was calculated that a sum of £1,070 would be sufficient.

269/38. NATIONAL ASSOCIATION FOR THE PREVENTION OF TUBERCULOSIS.

An invitation was submitted to the Annual Conference of the National Association for the Prevention of tuberculosis.

270/38. TOWN AND REGIONAL PLANNING ACT - PREPARATION OF PLANNING SCHEMES.

A letter was read from the Local Government Department dated 16th February, 1938, S.18/38, Ilgh. P.C., enclosing copy of Model Clauses which had been prepared for the information and general guidance of Planning Authorities in the preparation of Planning Schemes.

The Council decided to refer the matter to the Law Committee.

271/38. REQUEST FOR GRANT FOR DRAINAGE SCHEME TO LEAD FROM THE NARIN CO-OPERATIVE STORES TO THE TOWNLAND OF CASTLEGOLAND.

A letter was read from Councillor Houston applying on behalf of a number of tenants in the townland of Narin for a grant for a drainage scheme to lead from the Narin Co-operative Stores to the townland of Castlegoland.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

272/38. REQUEST FOR GRANT FOR DRAINAGE SCHEME FOR THE ARDARA AND MAGUMNA DISTRICT.

A letter was read from Councillor Houston enclosing letter from a number of ratepayers of Ardara and Magumna applying for a grant for a small drainage scheme for that area. At present the road and the adjoining land were completely under water and useless for any purpose.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

273/38. REQUEST FOR GRANT FOR MAKING OF ROAD AT LACROAGH, GLENTIES.

A letter was read from Councillor Houston enclosing letter from a number of ratepayers of Lacroagh, Glenties, applying for a grant for the making of a road to lead to their houses. At present they had to carry their goods, etc. on their backs. There was also a limestone quarry which this road would serve.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

274/38. REQUEST FOR GRANT FOR MAKING OF ROAD AT BALLEIGHAN, MALIN.

Councillor Cole proposed:-- "That we ask the Board of Works to have a road made from Dan Doherty's (Dick), Balleighan, Malin, to connect with the Coolkenney Road by the old track."

Councillor Lynch seconded the motion, and it was decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

275/38. PROPOSED ERECTION OF VOCATIONAL SCHOOLS AT LETTERKENNY AND BUNCRANA.

Councillor Brady proposed, Councillor Scott seconded, and it was unanimously resolved:--

"That this Council request that the Donegal Vocational Education Committee, before proceeding with the proposed new schools at Letterkenny and Buncrana, furnish this County Council with the following particulars:--

- (a) The date on which the existing leases will expire in the case of Letterkenny and Buncrana Schools.
- (b) The reasons, if any, why these leases should not be renewed.
- (c) The rent at present payable by the Committee under each lease aforesaid.
- (d) Particulars and estimated cost of each proposed new building and approximate loan charge."

It was also decided, on the motion of Councillor Myles, to circulate the information, when received, to the members of the Council.

276/38. STAMP ON EGGS FOR EXPORT.

The following Notice of Motion in the name of Councillor Gallagher was submitted:-- "That this Council ask the Minister for Agriculture to have the stamp on eggs for export changed to "Eire" instead of "Irish Free State" as at present."

A letter was read from Councillor Gallagher asking to have the word "Irish" substituted for "Eire" in his motion.

Several members thought that the word "Irish" would lead to confusion, and it was decided to adjourn the matter until next Meeting, when, it was hoped, Councillor Gallagher would be present.

277/38. APPOINTMENT OF ENGINEER FOR THE ROSSES ROAD RE-CONSTRUCTION SCHEME.

The following applications were received for the position of Engineer-in-Charge, Rosses Road Re-Construction Scheme, in response to the Council's advertisement:-

Patrick P. Boyle, Letterilly, Glenties.

Philip Brady, Commercial Hotel, Dungarvan, Co. Waterford.

Charles De Rosairo, 15, Ardbeg Street, Crosshill, Glasgow, S.2.

Albert Noel Dillon, "Carrigmore", Sunday's Well, Cork.

Hector Peter McDonald, The Bungalow, Ashley Park, Galway.

Patrick J. Mullaney, Princess Hotel, Boyle, Co. Roscommon.

Brendan O'Neill, Shaw Hill, Preston Road, Chorley, Lancashire.

Mr. O'Reilly, Acting County Surveyor, recommended the appointment of Mr. Albert Noel Dillon.

On the motion of Councillor O'Boyle, it was unanimously decided to appoint Mr. Dillon.

278/38. COURTHOUSE ACCOMMODATION IN LETTERKENNY.

A letter was read from the County Registrar dated 19th February, 1938, regarding the proposed temporary provision of a Second Court in Letterkenny, and stating that he did not think a Second Court would be necessary for some time. It was, however, very necessary that the permanent provision of such should be undertaken as soon as possible, and he would be glad to hear what steps the Council intended taking in the matter.

The Council decided to refer the matter to the Sub-Finance Committee.

279/38. LETTERKENNY WATER SUPPLY.

A letter was read from the Local Government Department dated 4th February, 1938, S.5410/38, Dun na nGall., regarding the Lough Salt Water Supply, and the Agreement dated 22nd February, 1909, between the Donegal County Council and the Letterkenny Urban District Council.

The Council decided to adjourn consideration of the matter until next Meeting, and to adjourn also consideration of a memorandum on the matter prepared by the Rev. Chairman of the Mental Hospital Committee.

280/38. PROPOSED ERECTION OF WEIGHBRIDGE IN LETTERKENNY.

Mr. Caffrey, Acting Co. Surveyor, submitted the following report:-
"A sum of £400 is included in this year's Main Road Improvement Grant for the provision and erection of a twenty-ton weighbridge at Letterkenny. I understand there is some difficulty regarding toll rights in Letterkenny, and for that reason I would like some indication from the Council as to where the weighbridge should be situated, and how it will be afterwards controlled."

A letter was read from the Town Clerk, Letterkenny, dated 2nd March, 1938, regarding the Council's proposal to erect a weighbridge in Letterkenny, and stating that the only right exercised by the Urban Council at present was in connection with the cattle market. The rights to pig and straw and flax markets were vested in Col. J. Boyd by letters patent. The Urban Council had the right to establish markets in so far as they did not interfere with those already in existence under letters patent, but the erection of a weighbridge for weighing motor vehicles would not affect their position.

The Council decided to refer the matters to Councillors Cramer and Mahony, and the Acting County Surveyor, and his Assistant, Mr. Dawson.

281/38. CLERICAL ASSISTANCE IN CONNECTION WITH WARBLE FLY ORDER.

The Secretary applied for permission to employ a temporary clerk for work in connection with the Warble Fly Order for a period of 16 weeks at remuneration of £2 per week.

The Secretary's application was granted unanimously.

282/38.

COURTHOUSE ACCOMMODATION IN DUNGLOE.

A letter was read from Mr. John Walsh, Secretary, Parochial Hall Committee, Dungloe, stating that the Hall Committee regretted that they could not approve of the installation of Anthracite Stoves in the Hall. They would consider the heating of the Hall next winter when they were in a financial position to do so, and, meanwhile, they would put a large radiator stove at a suitable place in the Hall. They would repair the side door and make it as air-tight as possible. They could not extend the Cloakroom, but they would allow the use of it to the Court Clerk on Court days, and any other days he required it.

A letter was read from the Council's Solicitor dated 11th March, 1938, stating that the Summons in the case of the Co. Council v. Ward for damage done to a public road by the defendant's cutting of turf banks close to the road was issued for Dungloe District Court on the 12th November, 1937. The District Justice on that date refused to hear the case on account of the unsatisfactory condition of Dungloe Courthouse, and since then the usual monthly Sittings of the Court had been adjourned, and only matters of real urgency would be dealt with by the Justice.

Mr. O'Reilly, Acting County Surveyor, submitted a report in the matter.

Councillor O'Boyle proposed that the matter be adjourned for another month, when, he hoped, the Council might be in a position to make some progress in the matter.

The proposal was unanimously agreed to.

283/38.

STORAGE OF POLLING COMPARTMENTS AT KILLYBEGS AND BURTONPORT.

A letter was read from the Local Government Department dated 14th February, 1938, F.1163/2, Dun na nGall., regarding the proposal of the Council to allow payment to certain persons for storage of Polling Compartments, and stating that it was observed that the claim of Mr. John Ward, The Diamond, Raphoe, covered a period of twelve years ending on the 31st December, 1936, and asking for an explanation of the circumstances in which the making of this claim was so long delayed. A similar explanation was requested in respect of the claim of Mr. James F. O'Donnell, Burtonport, with an indication as to the particular three years in respect of which he furnished his claim. It was observed from similar correspondence over a number of years that claims of this nature were generally furnished only after the lapse of considerable periods, and they wished to be furnished with a list of persons who had at present custody of Polling Compartments, with particulars of the arrangements made with them by the Council for storage, and the number of compartments stored in each case. They wished to know also if the Council had considered the question of providing for the storage of the compartments in some building under their immediate care, or under that of some other local authority.

Letters were read from Mr. James F. O'Donnell, Burtonport, regarding his claim of 30/- per annum for the storage of Polling Compartments, and the Council's decision to pay him only 10/- per annum. In 1924 the Council agreed to pay him at the rate of 30/- per annum, and this was done until the end of 1934. He received no intimation of the change in the rate of payment, and whilst he did not object, he thought the old rate should be paid until the end of 1937. The particular three years in respect of which he now claimed were the years 1935, 1936, and 1937. The delay in furnishing the claim was due to an oversight on the part of his Clerk.

The Council decided to adjourn the question of payment to Mr. Ward, pending receipt of an explanation from him.

It was decided to pay Mr. O'Donnell at the rate of 30/- per annum for the years 1935, 1936, and 1937, and to inform the Department that when the question of Courthouse accommodation in Dungloe was settled, the Council hoped to be in a position to store these compartments themselves.

284/38. ALLOCATION OF GRANT OF £67,400 FOR ROAD AND FOOTPATH WORKS, 1938/39.

A letter was read from the Local Government Department, Roads, dated 8th March, 1938, RU/205/4, stating that, subject to the necessary funds being provided by An Dail, it was proposed to allocate grants for road and footpath works to be undertaken in rural areas during the coming financial year. The grant provisionally determined for allocation to Donegal was £67,400, subject to a local contribution of £6,000, towards works estimated to cost £73,400. The grant provisionally allocated and the local contribution included the amounts already notified in respect of the spring and summer works. The works were to be completed by the 31st March, 1939, and the local contribution was to be raised by rate in the financial year 1938/39.

On the motion of Councillor Mahony seconded by Councillor McClafferty it was decided to accept the grant, and make the required contribution of £6,000.

Councillor Baxter dissented to the proposal of the Council.

285/38. ESTATE DUTY GRANT FOR FINANCIAL YEAR ENDING 31ST MARCH, 1938.

A letter was read from the Local Government Department dated 25th February, 1938, stating that the draws upon the Guarantee Fund in respect of arrears of annuities in Donegal County for the May/June, 1937, and November/December, 1937, gales exceeded the repayments to the Guarantee Fund of arrears of annuities at previous gales by a sum of £300 : 5 : 1, and there would, accordingly, be a deduction of this amount from the share of the County (including Urban Districts) in the payment on account of Estate Duty Grant of £3,167 : 12 : 7 for the present financial year.

The Council noted the letter.

286/38. ESTIMATES FOR THE FINANCIAL YEAR ENDING 31ST MARCH, 1939.

A letter was read from the Local Government Department dated 16th March, 1938, G., Dun na nGall., stating that the Minister had sanctioned such departure from the terms of Articles 78 and 79 of the Public Bodies Order, 1925, as would enable the procedure set out in these Articles in regard to the Estimates for 1938/39 to be carried out by a date not later than the 29th March, 1938.

Arising out of Minutes Nos. 284/38 and 285/38, the Council again considered the General Estimate of Rates and the Estimate of Rates for the Financial Year ending on the 31st March, 1939, as submitted.

On the motion of Councillor Mahony seconded by Councillor McClafferty, it was unanimously decided to adopt the Estimates as submitted, and to determine the rates in the £. to be levied by means of the Poor Rate in respect of General Charges to be 181.0288 pence, and the amount to be demanded from each Urban District to be:-

Bunorana.....	£2,753 : 5 : 4.
Bundoran.....	£2,422 : 5 : 8.
Letterkenny.....	£2,627 : 6 : 4.

287/38. MAIN ROAD UPKEEP GRANT, 1938/39.

A letter was read from the Local Government Department, Roads, dated 18th February, 1938, RGM/201/38, stating that a grant of £13,335 had been provisionally allocated for the upkeep of Main Roads in County Donegal for the year 1938/39. This sum represented 40% of the amount which the Council had passed for the upkeep of Main Roads.

The letter was noted.

288/38. EQUIPMENT FOR FOOD AND DRUGS INSPECTORS.

A letter was read from the Chief Superintendent, Garda Síochána, Letterkenny, enclosing list of equipment required by the Food and Drugs Inspectors in the County during the coming year.

The Secretary was authorised to purchase the required articles.

289/38.

MR. JOHN CAFFREY, COUNTY SURVEYOR.

A Medical Certificate dated 8th March, 1938, was submitted from Dr. Taylor, St. Patrick's Hospital, James's Street, Dublin, W.5., stating that Mr. John Caffrey was still in Hospital and under his care, and would not be able to resume work for at least one month from that date.

A letter was read from the Local Government Department dated 9th March, 1938, R/RS/7, regarding the absence on sick leave of Mr. Caffrey, County Surveyor, and stating that having regard to the length of absence the Minister considered that the time had arrived when the County Council should require a statement from Mr. Caffrey's medical adviser as to the likelihood of Mr. Caffrey being able to resume his Office, and, if so, the approximate date.

A letter dated 21st March, 1938, was submitted from the Medical Superintendent, St. Patrick's Hospital, stating that, in his opinion, the case of Mr. Caffrey, County Surveyor, was such that it would prohibit his ever being able to resume his professional duties. His mind was very upset and his recovery was exceedingly unlikely, considering his age, and, even if he did recover, he could never again be subjected to mental strain.

On the motion of Councillor Scott, it was unanimously decided to retire Mr. Caffrey, with regret, and to refer the question of his Superannuation Allowance and the date of his retiral to the Sub-Finance Committee.

The Council also decided to continue the existing arrangements for the performance of Mr. Caffrey's duties, and to refer the question of the filling of the vacancy to the Engineering Services Committee.

290/38. CONDITIONS OF EMPLOYMENT ACT, 1936 - HOLIDAYS OF ENGINE-DRIVERS AND FLAGMEN IN 1936.

A letter was read from the Department of Industry and Commerce, Trade and Industries Branch, 51, Dawson Street, Dublin, T.I.C.E.3875, referring to the extract from the Minutes of the Meeting of the Law Committee held on the 12th January on the subject of annual leave due to workers employed by the Council as Flagmen and Engine-drivers. Section 24 of the Conditions of Employment Act, 1936, set out the right of workers to six consecutive days' annual leave, and the Department was not empowered to relieve an employer of the obligations imposed by that section.

The Secretary stated that the Council could not at this stage give the Engine-Drivers and Flagmen the leave which they should have got in 1936, and neither had they power to give them wages in lieu thereof.

It was decided to ask the Department to state what they wished the Council to do in the matter.

291/38. RE-VALUATION OF ISLANDS OFF THE COAST OF DONEGAL.

A letter was read from the Local Government Department dated 18th February, 1938, G., referring to the Council's resolution No. 1299/36 at their Meeting on the 24th November, 1936, regarding the re-valuation of Islands off the coast of Donegal, and stating that the Minister would be glad to have information regarding expenditure in respect of the Islands of Innisfree, Rutland, Eighter, Iniskeeragh, Owey, and Inniscoo, including expenditure on relief works (if any) undertaken on the Islands, the cost of which was met out of Government Grants. Particulars of the expenditure incurred by the Board of Health or Mental Hospital Committee in respect of people belonging to the Islands should also be obtained.

The Secretary stated that the matter was having attention.

292/38.

PROPOSED PROVISION OF GUIDE LIGHTS AT ROSBEG PIER.

A letter was read from the Department of Agriculture, Fisheries Branch, dated 24th February, 1938, V.14/5/35, stating that representations had been made to the Minister for Agriculture as to the need for lights to guide fishing boats making for Rosbeg Pier. It had been suggested that a light on the Pier itself and two lights at points marked "X" and "XI" on an accompanying map would best meet requirements. Before taking any further steps the Minister would be glad of the views of the Council as to the necessity for guide lights at Rosbeg. The estimated cost of the provision of the lights was £80, and the estimated annual cost of maintenance during the fishing season was £10. If such lights were considered essential, they wished to know what proportion of the cost the Council would be prepared to contribute. An assurance would also be required that the Council would be prepared to accept responsibility for the operation and maintenance of the lights.

On the motion of Councillor O'Boyle it was unanimously decided to agree to accept responsibility for the operation and maintenance of the guide lights when erected.

It was not decided to make any contribution towards the cost of erection.

293/38.

REMOVAL OF GRAVEL FROM THE FORESHORE AT BRENTER, DUNKINEELY.

A letter was read from the Department of Industry and Commerce, dated 25th February, 1938, M.S.5015, stating that an application had been received from Mr. John Hayes, Inver, for a licence under the Foreshore Act, 1933, to remove 30 tons of gravel from the foreshore at Brenter. The applicant stated that he was employed by the County Council as a surface man, and that he required the material for this work. They wished to know if the applicant required the material for delivery to the Council or for carrying out road work for himself. If the former, the Council should apply to the Minister for the necessary licence.

Mr. O'Reilly, Acting County Surveyor, stated that a licence was not now necessary as he had made other arrangements.

294/38.

EXTENSION OF EXISTING SEA WALL ON INISHKEERAGH ISLAND.

A letter was read from the Office of Public Works dated 12th March, 1938, O.87.132/1/37, stating that representations had been received as to the necessity for extending the existing sea wall on Inishkeeragh Island, Co. Donegal. Their Engineer had made an inspection of the proposal and recommended the extension of the existing projection wall by about 150 feet in an easterly direction to protect houses in the vicinity. The cost of the proposed work had been estimated at £195. The Parliamentary Secretary was disposed to recommend the making of a grant of £146 from the Employment Schemes Vote towards the cost of the proposed work conditional on:-

- (1) the making of a contribution of £49 by the Council towards the cost, and
- (2) an undertaking being given by the Council to maintain the entire length of sea wall on the Island, if, and when, the protection wall now proposed was erected.

A letter was read from Rev. John McAteer, P.P., Burtonport, stating that considerable damage was being done on Inishkeeragh Island by storms, particularly on the eastern shore. He urged the Council to take the necessary steps to have the protection wall extended.

On the motion of Councillor O'Boyle it was unanimously agreed to contribute a sum of £49 towards the cost of the proposed work, and to undertake to maintain the entire length of sea wall on the Island, if, and when, the protection wall now proposed was erected.

295/38. LOAN FOR PROVISION OF FIRE-FIGHTING APPLIANCES AT THE MENTAL HOSPITAL, LETTERKENNY.

A letter was read from the Resident Medical Superintendent, Mental Hospital, Letterkenny, enclosing the following extract from the Minutes of Proceedings of the Meeting of the Committee of Management held on the 14th February, 1938:-

"In accordance with notice, Captain Scott proposed, Rev. Mr. Coneff seconded, and it was unanimously agreed:- That the Donegal County Council be requested to raise a loan of £1,200 to defray cost of items recommended by Mr. William J. Doherty, M.R.I.A.I., in connection with the fire-fighting appliances of the Institution."

On the motion of Councillor Scott it was unanimously decided to raise the required loan from the Treasurer of the Mental Hospital Committee; the loan to be re-payable over a period of ten years.

296/38. ADVANCE OF £2,000 TO BOARD OF HEALTH IN CONNECTION WITH LABOURERS' ACTS COMPULSORY PURCHASE ORDER, 1937.

A letter was read from the Secretary, County Board of Health, enclosing extract from Minutes of Meeting of the Board held on the 20th December, 1937, requesting the Council to advance a temporary loan of £2,000 for carrying on the initial stages of Donegal County Health District Labourers' Acts Compulsory Purchase Order, 1937.

The Council unanimously decided to make the required advance.

297/38. CONSTRUCTION OF ROAD BY THE IRISH LAND COMMISSION IN THE TOWNLAND OF CRUICKAGHMORE.

A letter was read from the Irish Land Commission dated 2nd March, 1938, P.30485/37, referring to the Council's resolution No. 75/36 in which it was stated that the Council agreed to take over and maintain the new road being constructed by the Land Commission in the townland of Cruickaghmore, provided it was constructed to the County Surveyor's specification. The road was now completed, and they wished the Council to take it over for maintenance as a public road.

Mr. O'Reilly, Acting County Surveyor, stated that he would report on this matter when he made an inspection, and, meanwhile, consideration of the matter was adjourned.

298/38. PROPOSED PROVISION OF LANDING FACILITIES AT GLASSERCHOO, CURRANSPOUT, AND MEENLARAGH.

A letter was read from the Office of Public Works dated 3rd March, 1938, S.W.1/3/10, referring to the Secretary's letter of the 25th January last relative to the proposed provision of improved landing facilities at Glasserchoo, Curranspout, Meenlaragh, and stating that arrangements had been made for their Engineer to consult Mr. Caffrey, Acting County Surveyor, and Councillor O'Boyle, in the matter, when next in County Donegal, but it was not anticipated that he would be able to make an inspection before the middle of April.

The Council noted the letter.

299/38. ALTERATIONS TO TELEGRAPH POLES ON THE MUFF-MOVILLE ROAD.

A letter was read from the Engineer-in-Chief, Department of Posts and Telegraphs, referring to the widening of the Muff-Moville Road, and stating that it would be necessary to alter the positions of a number of Telegraph Poles. As the road improvements were being carried out with the aid of a Government Grant the cost incurred by the Department in the matter would be charged to the Council.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"The road improvements in this case were done with the aid of a Grant. It would facilitate me greatly, however, if the Department of Posts and Telegraphs sent in their account for this and similar work soon after the work was carried out. There is usually a considerable delay, with the result that monies are no longer available with which to pay when the account is received."

The Council instructed the Secretary to send a copy of Mr. Caffrey's report to the Department of Posts and Telegraphs.

300/38.

IRISH PUBLIC BODIES MUTUAL INSURANCES, LTD.

A letter was read from the Irish Public Bodies Mutual Insurances, Ltd., stating that the Twelfth General Meeting of the Company would take place at an early date, and enclosing Form of "Appointment of Nominee."

A letter was read from the Chief Agricultural Officer, Co. Donegal Committee of Agriculture, stating that his Committee had directed the County Council's nominee to represent them at the General Meeting of the Company.

The Council unanimously decided to appoint Major Myles to represent them.

301/38.

COUNTY COUNCILS' GENERAL COUNCIL.

A letter was read from the County Councils' General Council stating that the next Meeting of the Council would be held during Spring Show Week, May 3rd - 7th. Any matters which the Council desired to have placed on the Agenda should be forwarded before the 22nd April.

The Council noted the letter.

302/38.

BALLYSHANNON SEWERS - LAYING OF PIPES.

A letter was read from Mr. W. J. Doherty, Architect, stating that arrangements had been made to lay the pipes for the Ballyshannon Sewers in the East and West Port without closing these thoroughfares entirely, but by having them one-way traffic streets for a period. He wished the Acting County Surveyor to give the necessary permission as soon as possible.

Mr. O'Reilly, Acting County Surveyor, stated that the required permission had been given.

303/38.

APPLICATION FOR POSITION AS SURFACE-MAN.

A letter was read from Mr. Daniel McDaid, Glencar, Letterkenny, applying for a position as a surfaceman on the road leading from Glencar to Killybeg. He had a wife and four children and resided in a Labourers' Cottage.

The Acting County Surveyor stated that the application would receive consideration with any others if a vacancy arose.

304/38.

COMPLAINT RE CONDITION OF THE KILGOLE ROAD, ARDARA DISTRICT.

A letter was read from Mr. William J. Young, Kilgole, Ardara, again complaining of the condition of the Kilgole Road, Ardara. Although this road was not a County Road, it should be such on account of the nature of the traffic on it. If the Co. Council persisted in refusing to make this road a County Road or having it repaired under a Minor Relief Scheme the grievance would be submitted to another authority, which would be more sympathetic.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

305/38.

COMPLAINT RE UNFAIR ALLOCATION OF ROAD WORK.

A letter was read from Mr. James Coyle, Lurgacloghan, Ballyheerin, complaining of not being employed on road work. Out of all the money expended in that district he only got four days' work in all. Other men had been in constant employment for three months.

The Acting County Surveyor reported as follows:-

"Mr. Dawson started this man when he got his name from the Employment Exchange, and when the work was completed he discharged him."

The Council noted the report, and decided to take no action in the matter.

306/38. COMPLAINT RE BROKEN PIPE ON ROAD AT BUNLIN, MILFORD.

A letter was read from Messrs. Osborne & Co., Solicitors, Milford, stating that they had been consulted by Mr. William Coyle, Bunlin, Milford, with reference to a broken pipe which crossed the County Road under his premises at Bunlin. This pipe was smashed some time ago, and as a result his yard was being flooded.

The Acting County Surveyor reported as follows:-

"Mr. Dawson states that he made an arrangement with Mr. Coyle to pay him for repairing this pipe last summer. As nothing has been done by him, Mr. Dawson is making other arrangements to have the pipe repaired. He states it is a small affair."

The Council noted the report.

307/38. GLENTIES NO. 1 O. A. P. SUB-COMMITTEE.

A letter was read from Mr. Michael McNelis, Clerk, Glenties No. 1 O.A.P. Sub-Committee, giving particulars of the attendances of the members of the Sub-Committee for the year ended 1st December, 1937.

A letter was read from Mr. Thady Campbell, Glenties, stating that owing to pressure of his own business he could not attend Meetings of the Glenties No. 1. O.A.P. Sub-Committee in the Ardara District, and he wished the Council to make other arrangements.

The Council unanimously decided to accept Mr. Campbell's resignation.

Councillor Brady proposed the appointment of Mr. Connell Kennedy, Ardara, as a member of the Sub-Committee, and Councillor Blaney seconded.

Councillor Byrne proposed the appointment of Mr. Neal Sweeney, Ardara, and Councillor McClafferty seconded.

On show of hands, Mr. C. Kennedy was declared elected, and it was decided to instruct the Clerk to hold monthly Meetings in each centre.

308/38. COMPLAINT RE REMOVAL OF GRAVEL FROM THE FORESHORE ADJOINING THE LANDS OF THE LATE JOHN DOHERTY, GORTNAMALIN, MALIN.

A letter was read from Messrs. Hugh C. O'Doherty & Son, Solicitors, Derry, complaining of the action of the Council in removing sand from the foreshore adjoining the lands of the late John Doherty, Gortnamalin, Malin. Miss Doherty alleged that the sand had been removed in such a manner as to impair the natural protection of the property, and that in consequence of the removal of the sand the sea was now washing over her land. They wished the Council to have their client's rights restored.

A further letter was read from Messrs. Hugh C. O'Doherty & Son, Solicitors, Derry, stating that they had been again instructed by the Representative of the late John Doherty, Gortnamalin, Malin, to complain of the action of the Council's servants and agents in trespassing upon Miss Doherty's lands for the purpose of removing three loads of stones from a compound that was used for storing kelp. They wished to have these stones re-placed and their client's property restored to its original position.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"I am informed that the compound for storing kelp belonged to the Sea Fisheries, Ltd. There is no question of impairing the natural protection to the complainant's property. Any sand that was removed was taken from between high and low tide marks, and this is vested in the Department of Industry and Commerce. Before any material was removed by the County Council it was a common practice for the people of the adjoining townlands to take gravel and sand here. It is not true to say that the County Council set the headline. Since it was found that objection was taken to the removal of this gravel, we have not removed any."

The Council noted Mr. Caffrey's report, and decided to take no action in the matter.

309/38. APPLICATION TO HAVE NEW ROAD MADE AT BALLYKERRIGAN, WELCHTOWN.

A letter was read from a number of ratepayers of Ballykerrigan, Welchtown, applying to have about a quarter of a mile of new road made into their houses to connect with the present bog road which led from Ballykerrigan Road to Tievenebans Bog. They had no road at present into their houses, and they lived over a mile from the nearest County Road.

On the motion of Councillor Mahony it was decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

310/38. DERELICT FARMS IN THE COUNTY HEALTH DISTRICT OF DONEGAL.

The Secretary submitted the following report:-

"Returns submitted from the various Rate Collectors in the County show that 279 holdings are derelict. These holdings consist of 396 ratings, with a total Poor Law Valuation of £1554 :13 : 0.

Some of these are shown as derelict for as long as 15 and 17 years. The Council is losing the rates, which amount to not less than £700 per annum, and, in addition, the amount of any annuities unpaid are deducted from Grants due to the Council. I have no means of calculating the amount of the annuities on these holdings."

On the motion of Councillor Mahony it was unanimously decided to refer the matter to the Irish Land Commission, and to request them to resume these holdings and divide them.

311/38. MR. JOHN G. COLL OF THE COUNCIL'S OFFICE STAFF.

The Secretary reported that Mr. John G. Coll had given complete satisfaction during his probationary period on the Council's Office Staff, and he had pleasure in recommending his permanent appointment.

On the motion of Councillor O'Boyle seconded by Councillor Mahony it was unanimously decided to appoint Mr. Coll in a permanent capacity. (15/5/1937, G.21052/37, Dun na nGall.)

312/38. DERELICT LANDS AT KILLYGORDON.

A letter was read from Mr. William Diver, Killygordon, complaining of the levying of rates on the lands of the late George Diver, Killygordon. The lands were lying derelict and it was time the Council made some reduction.

The Council decided to take no action in the matter.

313/38. COMPLAINT RE CONDITION OF THE DIAMOND, DONEGAL.

A letter was read from Mr. F. Gallagher, Solicitor, Hon. Secretary, Donegal Public Health Committee, enclosing copy of the following resolution passed by the Public Health Committee:-

"That the Donegal Public Health Committee request the Donegal County Council to take the necessary steps to have The Diamond in the town of Donegal raised and rolled as owing to the raising of the surrounding street, The Diamond is at many points considerably lower than the Street, and it is dangerous for carts, cars, or lorries to pass in at these points, and the utility of The Diamond as a market place and for parking of vehicles is, accordingly, very considerably reduced, and the public much inconvenienced."

The Acting County Surveyor stated that The Diamond was the property of the County Board of Health.

On the motion of Councillor Scott it was decided to refer the matter to the County Board of Health, and to request Mr. O'Reilly to submit a detailed estimate of the cost of rolling The Diamond to the Board at their next Meeting.

314/38. FOOD AND DRUGS PROSECUTION - MR. NOEL HAMILTON, BUNDORAN.

A letter was read from the Council's Solicitor referring to the Food and Drugs Prosecution against Mr. Noel Hamilton, Bundoran. The Circuit Court Judge removed the indorsement placed upon the Defendant's Licence by the District Justice, but increased the fine from 5/- to 25/-, and awarded £3 : 3 : 0 costs to him (the Council's Solicitor.)
The matter was noted.

315/38. MALICIOUS INJURY CLAIMS - WILLIAM KERR, DONEGAL, AND MRS. GALLEN, DONEGAL.

A letter was read from the Council's Solicitor reporting that the above claims were disposed of at Donegal on the 9th March, 1938.

In Kerr's case there was a claim for £75. The Assistant Surveyor's estimate was for £33 : 13 : 3, and there was a decree for £34, with costs and 10/- witnesses' expenses.

In Mrs. Gallen's case the amount claimed was £20. The Surveyor's estimate was £12, and there was a decree for £16, with costs and 10/- expenses.

The matter was noted.

316/38. COMPLAINT RE CONDITION OF KIRKSTOWN ROAD, LETTERKENNY.

A letter was read from Mr. Edward McDaid, Fir Cottage, Ballymacool, Letterkenny, complaining, on behalf of the residents of Ballymacool and Kirkstown, of the deplorable condition into which the Kirkstown Road had been allowed to lapse owing to the present unsatisfactory system of contracting. The ratepayers' money was being squandered on this road year after year without any tangible return. The general feeling in the locality was that a system of direct labour would eliminate the abuses of the present system, and make the road suitable for pedestrian and vehicular traffic.

The Acting County Surveyor stated that the roads complained of would be done by Direct Labour in the coming year.

317/38. ERECTION OF EXTRA LIGHT AT THE CORNER LEADING TO THE CHURCH OF IRELAND, STRANORLAR.

A letter was read from the Secretary, County Board of Health, referring to the question of erecting an extra light at the corner leading to the Church of Ireland, Stranorlar, and stating that the contractor had already been asked to quote for an extra light at this point.

The Council noted the matter.

318/38. COMPLAINT RE CONDITION OF LANE LEADING FROM FOYLE STREET, MOVILLE, TO THE PUBLIC GREEN AND SEAFRONT.

A letter was read from Mr. William Bradley, Treacy's Hotel, Moville, again complaining of the condition of the lane leading from Foyle Street, Moville, to the public green and seafont, and regretting that the Surveyor did not take the same view of its importance as those concerned in its maintenance and cleanliness. Another lane running parallel and of the same value as a highway was in charge of the County Council. He recommended that this lane be made a permanent charge on the County.

The Secretary stated that Councillor McDaid had lodged Notice of Motion to have this road declared a County Road, and the matter would be considered at next Meeting.

319/38. REPAIRING OF COUNCIL'S ROAD MACHINERY.

A letter was read from Mr. E. D. McGottigan, Upper Quaterstown, Mallow, Co. Cork, formerly of Glenree, Carrigart, inquiring if the Council had yet made arrangements for the repairing of their own machinery, or, at least, of having the repairs done in County Donegal.

The Acting County Surveyor stated that all repairs were at present being carried out in County Donegal.

320/38. PATRICK CAMPBELL, CLOGHAN v. CO. COUNCIL - RAISING OF ROADWAY AT CLOGHAN.

A letter was read from Mr. W. T. McMenamin, Solicitor, Ballybofey, dated 12th March, 1938, stating that Mr. Patrick Campbell, Cloghan, called with him that day and stated that no steps had been taken in connection with the re-construction of the road at Cloghan. He wished the Council to arrange for the immediate carrying out of the Agreement.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"On receipt of Mr. McMenamin's letter I sent the following letter to Mr. C. V. McLaughlin, Architect, Letterkenny:- "As Mr. W. T. McMenamin, Solicitor, is writing re immediate carrying out of the Agreement in the case of Patrick Campbell v. County Council, I would be glad if you would let me know what day you could arrange to meet us at Cloghan re the laying out of the work."

I have not since received a reply from Mr. McLaughlin."

The Council noted Mr. O'Reilly's report.

321/38. REQUEST TO HAVE A CARTERIDGE CONSTRUCTED ACROSS THE LARGYNASERAGH RIVER.

A letter was read from Mr. James McHugh, Ardara, asking the Council to have a bridge suitable for a cartroad constructed across the Largynaseragh River between Paddy O'Donnell's land and Patrick McGill's land.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

322/38. PIPE ON ROAD BETWEEN CROSSROADS AT DRUM AND ROSSKIRK BRIDGE, CORRY, PORTSALON.

A letter was read from Mr. James J. McConigley, Corry, Portsalon, objecting to the construction of a pipe on the Corry Road between the Crossroads at Drum and Rosskirk Bridge. If this pipe was constructed, it would cause his lands to be flooded in times of heavy rain.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"The pipe in question is covered by Work No. 144 in Milford District of the works considered earlier to-day at the Adjourned Road Works Meeting. The Contract for the work was rejected."

The Council noted the report, and decided to take no action in the matter.

323/38. COMPLAINT RE CONDITION OF ROAD AT DERRYKILLEW, BALLYSHANNON.

A letter was read from Mr. Henry Boyle, Derrykillew, Ballyshannon, complaining of the condition of the road running from Corlea Hall to Bonahill. The road which was two miles long had been styled a cul-de-sac by the Acting County Surveyor, but there were other roads having less traffic and serving fewer ratepayers kept in better condition and steam-rolled. It should be put into repair before handing it over to the Contractor who had not got sufficient money to put any change on it.

The Acting County Surveyor stated that he had nothing to add to his report submitted to the December, 1937, Meeting of the Council.

No action was taken in the matter.

324/38. OBJECTION TO CONSTRUCTION OF ROAD AT URRISMANNA MOUNTAIN, CLONMANY.

A letter was read from Mr. Michael D. White, Solicitor, Carndonagh, stating that he had been instructed by Mr. Roger Doherty, Urrismanna, Clonmany, to object to the construction of a Bog Road through Urrismanna Mountain, of which Mr. Doherty was the owner of a one-third undivided share. Mr. Doherty refused to sign a consent for this road, and the next thing he knew was that a squad of men had started work on it without any notice. His client had instructed him to take legal proceedings for damages for trespass, and he was, therefore, issuing a Circuit Court Civil Bill for damages for trespass.

The Acting County Surveyor stated that this was not a matter for the County Council, and it was unanimously decided to deny liability.

325/38. REQUEST FOR GRANT FOR CLEANING OF RIVER AT MALINMORE, GLENCOLUMBKILLE.

A letter was read from Mr. John F. McElroy, Malinmore, applying to have a Bog in that district drained, and also to have a short portion of the river cleaned and the drain along the public road finished. His meadow was being flooded on account of the condition of the river.

The Acting County Surveyor stated that on the last list of Minor Employment Schemes received, a sum of £45 had been allocated for the cleaning of the river mentioned in Mr. McElroy's letter.

326/38. COMPLAINT RE DESTRUCTION OF WIRE FENCE AT CURRIN, TERMON.

A letter was read from Mr. James Malseed, Solicitor, Letterkenny, stating that he had been instructed by Mr. John Kelly, Currin, Termon, to complain that when road repairs were being carried out at Currin, 50 yards of Mr. Kelly's wire fence were practically destroyed. The road men put the excavations from the road on top of the wire on the fence and built it over the wire for a distance of about 50 yards. He complained to Mr. Dawson, who refused to listen to him.

The Acting County Surveyor reported as follows:-

"Mr. Dawson states that no material damage was done, and that the complaint is frivolous. Mr. Malseed would be wise to refer his client to the Barbed Wire Act of 1893."

The Council decided to take no action in the matter.

327/38. COMPLAINT RE UNFAIR ALLOCATION OF ROAD WORK.

A letter was read from Mr. Michael Frize, Meenawilligan, Churchill, stating that he was working for three days in one week on the Unemployment Relief Scheme in quarrying stones at Derrora, but was paid off on the grounds that he was not a married man, whilst others similarly placed had been retained.

The Acting County Surveyor reported as follows:-

"I took this matter up with the Ganger who carried out his instructions of paying off the men entitled to the smallest relief money, and who were indifferent workers."

The Council noted the matter.

328/38. DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY.

A letter was read from the Managing Director, Irish Alcohol Factories, applying for a refund of the deposit lodged by him in connection with the opening of the roadway at Carndonagh.

The Acting County Surveyor stated that a refund was being made.

329/38. APPLICATION FOR GRANT FOR MAKING OF ROAD AT CORREFFRIN, BALLYBOFEY.

A letter was read from Mr. John Logue, Correffrin, Ballybofeigh, stating that the people of that district had no road to get out or into their homes. The road recently made was useless to them.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

330/38. COMPLAINT RE NOT BEING EMPLOYED AS GANGER.

A letter was read from Mr. Michael McBride, Gortnalough, Downings, stating that he had made different applications for position as Ganger since 1936, but without avail. He was a Ganger under the late Mr. M. J. Dawson, and was also recommended by Mr. Patrick Dawson, and he wished to know what grievance the present Surveyor had against him. Single men who knew nothing about road work were employed as Gangers.

The Acting County Surveyor stated that there was no vacancy in this District for a Ganger at present.

331/38. DAMAGE TO A CULVERT ON COUNTY ROAD AT FALCORRIB, DUNGLOE.

A letter was read from the Irish Land Commission dated 17th February, 1938, P.36923/37, regarding drainage works at Falcorrib, Dungloe, and damage done to a culvert on the County Road at Falcorrib, and referring to their letter of the 17th August last to which they had nothing further to add.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"This item came before the County Council at their Meeting held in August, 1937, when I reported as follows: 'When the Irish Land Commission were cleaning a drain at Falcorrib, a three-ope pipe on the County Road collapsed. They promised to have this repaired, but they have not since done so. As the collapse of the pipe was entirely due to the drainage work carried out by the Irish Land Commission, they are entirely responsible for this repair.'

I have nothing further to add to this report except to point out again that the Land Commission are entirely responsible for the repair of this pipe. I understand that Mr. McKiernan, Land Commission Engineer, in a letter to Mr. Caffrey, County Surveyor, some twelve months ago stated that he would build the pipe to the satisfaction of the County Surveyor."

It was decided again to refer the matter to the Irish Land Commission, and to request them to repair the pipe.

332/38. APPROACH ROAD TO POOLAWADDY BOATSLIP.

A letter was read from the Local Government Department, Roads, dated 24th February, 1938, R/RM/7, referring to previous relative correspondence, and inquiring if there were any developments in respect of proposed approach road to Poolawaddy Boatslip.

The Acting County Surveyor reported as follows:-

"The position as regards proposed approach road to Poolawaddy Boatslip remains unchanged. Compensation is still required, before consents can be obtained."

The Council decided to refer the matter to Councillor O'Boyle to see if any arrangement could be made.

333/38. COMPLAINT RE CONDITION OF STREET AT CROSSROADS, KILLYGORDON.

A letter was read from Mrs. Rose Johnson, Crossroads, Killygordon, complaining of the condition of her Street which adjoined the County Road leading from Ballybofey to Crossroads. The level of her street was now much lower than the level of the County Road which was raised during recent improvements, and as a result her street and house were flooded during rain. She had provided a quantity of broken stones to spread over the street, and would be grateful if the Council would allow her the use of the roller for half-an-hour to roll in the stones.

On the recommendation of the Acting County Surveyor, it was decided to allow Mrs. Johnston the use of the Roller when next in that vicinity.

334/38. COMPLAINT RE CONDITION OF PIPE AT DRUMBODOGUE, NEWMILLS.

A letter was read from Mrs. M. A. Byrne, Drumbologue, Newmills, stating that the drinking water conveyed by a pipe from her field crossing the County Road at Drumbologue was being interfered with by the surface water being directly turned into the pipe. The road was now about to be rolled and it would be less expensive to have the matter put right now.

Mr. Caffrey, Acting County Surveyor, stated that he saw Mrs. Byrne concerning this complaint, and had arranged to have the matter remedied.

335/38. COST OF ANNUAL REVISION OF VALUATION.

A letter was read from the Valuation Department, stating that the cost of the annual revision of valuation for County Donegal was £230, and they wished to have one moiety thereof, i.e. £115, paid on the 1st April next.

Payment of the amount was ordered.

336/38. COMPLAINT RE DAMAGE TO ROAD AT THOMAS DONOVAN'S, MOSSYGLEN, MOVILLE.

A letter was read from Messrs. James Elkin, Termone, and Dan McGonigle, Mossyglen, Moville, asking to have the Surveyor's attention drawn to a track across the road at Thomas Donovan's, Mossyglen, where the road was being destroyed.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"Mr. Elkin, who is the Road Contractor, has been given a Notice to serve on Mr. Donovan to abate the nuisance in question."

The Council noted the report.

337/38. REDUCTION OF UNEMPLOYMENT ASSISTANCE IN CASES WHERE THE RECIPIENTS ARE IN RECEIPT OF MILITARY SERVICE PENSIONS.

A letter was read from the Department of Industry and Commerce, Employment Branch, dated 18th March, 1938, E.B.221383, referring to a resolution of Cobh Urban District Council, which was adopted at their last Meeting by the Donegal County Council, regarding the reduction of Unemployment Assistance in cases where the recipients were in receipt of Military Service Pensions, and stating that the things which constitute means for the purposes of the Unemployment Assistance Act were laid down in Section 13 of the Unemployment Assistance Act, 1933, and were set out in Leaflet U.A.19. Income from a pension from any source, in common with income derived from other sources, was regarded as means.

The Council noted the letter.

338/38. TOWN AND REGIONAL PLANNING ACT, 1934 - MODEL CLAUSES FOR USE IN PREPARATION OF PLANNING SCHEMES.

A letter was read from the Local Government Department dated 8th March, 1938, Circ. No. H.24/38, Ilgh. Po., referring to their letter of the 16th February forwarding a copy of the Model Clauses for use in the preparation of Planning Schemes published by the Minister in pursuance of Section 25 of the Town and Regional Planning Act, 1934, and drawing attention to the terms of Clause 26 dealing with restrictions on development along existing or proposed roads.

The Council decided to refer the matter to the Law Committee.

339/38. POISONS AND PHARMACY ACT, 1908.

Applications for licences under the Poisons and Pharmacy Act, 1908, were received from the following persons:-

Mr. William A. Harris, Letterkenny.

Mr. Ezekiel Crockett, Newtowncunningham.

Mr. Charles J. Herron, Carrickatlieve, Ardara.

The Council decided to grant the licences.

340/38. PROPOSED CONSTRUCTION OF FOOTPATH AND SEA WALL IN MOVILLE.

A letter was read from Mr. W. J. McDaid, Co.C., Hon. Secretary, Moville Public Health Committee, stating that it was agreed at a Meeting of the Public Health Committee to ask the County Surveyor to meet the members of the Committee with a view to submitting a Scheme for the construction of a footpath and sea wall.

The matter was referred to the Acting County Surveyor.

341/38. COURTHOUSE ACCOMMODATION AT FALCARRAGH.

A letter was read from Mr. James Duggan, Falcarragh, re Falcarragh Courthouse, and stating that he was making arrangements to have the Courthouse whitewashed and painted.

Councillor McClafferty stated that this work had been done and that the Courthouse was now in a satisfactory state of repair.

342/38. PROPOSED REPAIRS TO MALINMORE LANDING-SLIP.

A letter was read from the Office of Public Works dated 10th February, 1938, C.87.102/1/36, referring to the Council's decision in November, 1936, to carry out repairs to Malinmore landing-slip, estimated to cost £53, and inquiring if the repairs had yet been carried out.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"I reported at the last Meeting of the Council's decision to carry out repairs to Malinmore landing-slip at an estimated cost of £53 that Mr. Caffrey, Sen., was then in Office. I have since looked up files, and find that at the November Meeting the following Minute was made:-

'A letter was read from the Office of Public Works dated 23rd October, 1936, R.19719/36, relative to proposed improvements at Malinmore landing-slip, and to the Council's undertaking to accept responsibility for the future maintenance of the breakwater and slipway as improved, and stating that sanction had now been given for a grant of £129, the estimated cost of the proposed works, on the understanding that the general repairs now necessary, estimated to cost £53, were being undertaken by the Council at their own expense. The proposed works at Malinmore would only be undertaken by them subject to the terms of the Agreement enclosed with their letter, the acceptance of which by the Council should be indicated by the passing by them of a resolution agreeing to the conditions set out therein, and to the approval by the Council of the plan, specification, and estimate for the proposed works.

A further letter was read from the Office of Public Works dated 4th December, 1936, C.87.102/1/36, enclosing two copies of the plan of the works proposed at Malinmore landing-slip, which, it was regretted, were inadvertently omitted from their letter of the 23rd October.'

It was unanimously resolved at that Meeting to accept the conditions set out in the Agreement; to approve of the Plan, specification, and estimate; and to carry out the general repairs necessary.

No work has since been carried out, but if the Grant of £129 is still available, the general repairs necessary at the estimated cost of £53 will be undertaken immediately."

The Council decided to inquire from the Office of Public Works if the Grant was still available.

343/38. DATES OF MEETINGS FOR PAYMENTS TO ROAD CONTRACTORS.

The following dates were arranged in connection with the half-yearly Meetings re payments to Road Contractors:-

Burnfoot.....	Thursday, 28th April, 1938.
Ballyshannon.....	Saturday, 30th April, 1938.
Donegal.....	Wednesday, 27th April, 1938.
Dunfanaghy.....	Saturday, 30th April, 1938.
Dungloe.....	Wednesday, 27th April, 1938.
Glenties.....	Thursday, 28th April, 1938.
Kilcar.....	Tuesday, 3rd May, 1938.
Inishowen.....	Monday, 25th April, 1938.
Letterkenny.....	Tuesday, 3rd May, 1938.
Lifford.....	Wednesday, 27th April, 1938.
Milford.....	Wednesday, 27th April, 1938.
Stranorlar.....	Saturday, 30th April, 1938.

344/38. COMPLAINT RE CONDITION OF ROAD AT FOFONAGH, BALLYMAGAN.

A letter was read from a number of ratepayers of Fonfonagh, Ballymagan, complaining of the condition of the road leading to The Rock, Fofonagh. It was the worst in that district and a grant should be obtained for it.

On the motion of Councillor Kevanagh it was decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

345/38. APPLICATIONS BY THE ACTING COUNTY SURVEYORS FOR PERMISSION TO PURCHASE ROAD MACHINERY.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"For over a year I have had to employ a hired crusher constantly, and even with this addition to the Council's machinery, I have experienced the need of further stone-breaking machinery. I have tried to hire an Engine for driving a spare Granulator which we have, but did not succeed in getting one on reasonable terms. I think it would be advisable, therefore, to purchase a Breaker, and a new Tractor and living-van for use with this machine, as I believe there will be constant use for it in the future. The cost, which would be about £1,000, would be met by a loan and would be re-paid out of the Machinery Account.

I also think it would be advisable to purchase a concrete mixer for the preparation of asphalt macadam. This would cost approximately £300, and the cost could be met in the same way.

I understand there is an import duty on both of these machines. They are not manufactured in Ireland, and I think a licence might be obtained to import them free of duty, if an application from the Council is made to the proper authority."

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"Owing to the amount of Tarring work on hands at the moment, I find it impossible to carry this work out to schedule with the present tarring equipment at my disposal. I, therefore, make application for permission to purchase a Tar Pressure Sprayer, and 500-gallon Boiler at a cost not exceeding £500. I have been in communication with Mr. Coffey, County Surveyor, Cavan, re Pressure Sprayer and his experience of these machines, and he thoroughly recommends them."

The Council decided to grant the applications of the Acting County Surveyors, and to raise a loan to cover the cost of the equipment required by Messrs. Caffrey and O'Reilly; the loan to be re-payable over a period of five years.

346/38. OPENING OF MAIN ROAD IN BUNCRAHA URBAN AREA.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"Mr. Doherty has reported to me the case of an individual opening the Main Road in the Urban District of Buncrana without getting permission to do so, and without lodging the requisite sum with the Secretary of this Council or having signed the necessary form.

I understand the person in question lodged a sum of money with the Clerk of the Urban Council, but signed no form of indemnity. The County Council are responsible for the maintenance of this road under the Local Government Act, 1925, and, consequently, not only are they saddled with the responsibility of seeing that such road openings are properly restored, but are liable for third party damages if they allow the road to be left in a dangerous condition.

The Urban Council not only grant permission to individuals to open the road, but they also on occasions open it themselves for repairs to their sewage and water system, and while there is no objection to this, there is to their not restoring the openings in a satisfactory manner."

The Secretary was instructed to inform Buncrana Urban Council that they had no authority to grant permission to individuals to open the roadway, without the permission of the County Council.

347/38. NATIONAL SKATING ASSOCIATION OF GREAT BRITAIN.

A letter was read from the National Skating Association of Great Britain requesting the Council to consider the suggestion that skating be added to the list of sports for which the Council already provides facilities for practice.

The matter was noted.

348/38. COMPLAINT RE CONDITION OF ROAD AT ARAHEERA, BALLYLAR.

A letter was read from Mr. James J. Coll, Araheera, Ballylar, calling attention to the condition of the road through the townland of Araheera. The road was badly neglected and was too narrow. It was not a Main Road, but during the summer months it looked like O'Connell Street in Dublin with all the traffic on it. The corners would need to be widened and a few fences built on it.

The Acting County Surveyor reported as follows:-

"Mr. Dawson reports that this road is not of the importance which the letter makes it out to be. It is a cul-de-sac road and he has never seen any traffic on it."

Councillor Blaney argued that during the summer this road was very much frequented by tourists visiting Fanad Head Lighthouse.

It was decided to refer the matter back to the Acting County Surveyor to see if a grant could be allocated for the improvement of the road.

349/38. FORTHCOMING CONFERENCE OF THE MINISTER FOR LOCAL GOVERNMENT WITH THE COUNTY SURVEYORS.

A letter was read from the Secretary, Cork County Council, referring to the deputation from the County Councils' General Council which recently waited on the Minister for Local Government and Public Health to advocate the sympathetic re-consideration by the Minister of the incidence of road costs as between the State and the Local Authorities. The Minister intended to summon a conference of County Surveyors during the month of May to hear their views on the foregoing question. The Cork County Council considered that County Councils generally were more interested in the financial side of road costs than the County Surveyors, and they had decided that the Minister should be requested to permit the deputation from the General Council of County Councils to attend the proposed Conference with the County Surveyors in May next. They wished other Councils to support their application in this matter.

On the motion of Councillor Scott seconded by Councillor Mahony it was unanimously decided to support the request of Cork County Council in this matter.

350/38. ERECTION OF PORCH AT THE ATLANTIC HOTEL, BUNDORAN.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"It has been reported to me that Mr. P. O'Connell, Atlantic Hotel, Bundoran, has erected a porch outside his Hall Door, which is, or will be, an obstruction when the projections are removed. On the 16th March I wrote the Clerk of the Urban District Council, Bundoran, inquiring if Mr. O'Connell submitted plans for the consideration of the Urban Council, and, if so, whether the Council approved of them or not. I have not had a reply to this letter so far."

The Council decided to refer the matter to the local Councillors, Messrs. Myles and McShea, and to request them to consult with Mr. O'Reilly in the matter.

351/38. GRANT-IN-AID FOR MAINTENANCE OF MENTAL HOSPITAL PATIENTS.

A letter was read from the Acting R.M.S., Mental Hospital, Sligo, enclosing extract from the Minutes of the Meeting of the Committee of Management of Sligo Mental Hospital, at which it was decided to nominate a deputation to wait on the Minister for Local Government to stress the urgent necessity for a more liberal Grant-in-aid for the maintenance of patients.

On the motion of Councillor Scott it was decided to support the action of the Committee of Management of Sligo Mental Hospital in this matter.

352/38. RESTRICTIONS ON EXPORT OF KELP, CARRIGEEN, ETC.

A letter was read from the Secretary, Sligo County Council, enclosing copy of the following resolution passed by his Council:-
 "That this Council deems it opportune to bring under the immediate notice of the Executive Council and An Taoiseach the urgent necessity of securing in any Trade Agreements entered into with Great Britain a full and unfettered market for all our exportable kelp, carrigeen, dry sea-weed, and shell-fish - free from all restrictions that have all but strangled that industry on our coasts, where once a thriving and remunerative one flourished."

The Council decided to take no action in the matter.

353/38. LEASEHOLDERS' BILL.

A letter was read from the United National Leaseholders' Organisation enclosing copy of the following resolution passed at a West Cork Convention of the Organisation:-

"This Convention of the United National Leaseholders' Organisation respectfully requests every County Council, Borough Council, County Board of Health, Urban District Council; and Town Commissioners, to consider the attached summary of the new Leaseholders' Bill, and to pass a resolution supporting the principles outlined therein, and calling upon Dail Eireann to pass the Bill into law."

On the motion of Councillor Mahony seconded by Councillor Scott, it was decided to support the request of the Organisation.

354/38. RESOLUTION PASSED AT A CONVENTION OF ANTI-PARTITIONISTS.

A letter was read from Rev. P. F. McCumiskey, Adm., Newry, enclosing copy of the following resolution passed at a United Convention of the Anti-Partitionists of the Constituencies of South Armagh, South Down, and Mourne, held at Newry on the 28th February:-

"In view of the statement made by the leader of the Irish National delegation, Mr. Eamonn De Valera, that the London negotiations are now unlikely to issue in a comprehensive settlement, implying that the monstrous grievance of partition is not likely to be redressed, this Convention of Irish citizens in the patriotic town of Newry now held by a foreign power, declares that:-

(1) We pledge support to the National leader in whatever protest or action is deemed proper as a reply to the arrogant refusal to allow the will of Ireland to prevail throughout Ireland, and we urge the deputation to return empty-handed rather than yield or reduce the claim to sovereign national unity;

(2) We remind all Ireland of the disastrous consequences which followed Irish trust in English faith when Home Rule was put on the Statute Book, but suspended in another time of British difficulty - also of the methods by which a former British premier, with threats of immediate and terrible dragooning, coerced an earlier Irish delegation to sign an unsatisfactory and inconclusive treaty; and

(3) We accordingly call on the National delegation to refuse co-operation with England in any major matter, in any way, until the Northern pale and the Southern ports are restored completely and unconditionally to the National control; and

(4) Finally, we call the Irish race and the world to witness that the citizens of the Six Counties of Ireland are shut out from their birthright and condemned to economic misery by the power which elsewhere professes to stand for equal justice and democracy, and we declare that the power which upholds and finances the outrage of Partition is acting as the enemy of world peace."

Councillor Scott considered that it would be injudicious to embarrass An Taoiseach in the negotiations in which he was at present engaged, and, on the motion of Councillor Mahony, it was decided to note the resolution.

Councillor Brady opined that the negotiations had been completed.

355/38.

PETTIGO COURTHOUSE.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"At the February Meeting of the Council I submitted the following report re Pettigo Courthouse:-

"I inspected this Courthouse on the 18th inst. It is a two-storey slated building, the upper storey being used as a Courtroom. There is no sanitary accommodation and a new lavatory needs to be provided. Other improvements required are as follows:-

- (1) Repairs to four windows (provide weights and sash cords) and a new lower frame to window in clerk's room.
- (2) Provide extra seating - 6 chairs and 6 forms, as existing.
- (3) Additional lighting at District Justice's bench.
- (4) Repair plaster of ceiling of porch.
- (5) Repair fan light of porch.

As the County Council hold this building at an annual rent of £12 from the Sir John Leslie Estates Co., the suggested improvements are a matter for the owner of the building.

I have since had a communication from Mr. Ross of the Leslie Estates Co., as a result of which Mr. Cunningham met Mr. Ross in Pettigo on 21st instant. Mr. Cunningham reports as follows re interview:-

"Yesterday I met Mr. Ross in Pettigo. We went over the items asked for and then Mr. Ross produced an Agreement made in 1927 between the Leslie Estates Co. and the County Council, which Agreement, he maintained, put the onus on the County Council to keep the windows, ceiling, etc. in repair. I told him that I never saw the Agreement before, and as a layman I could not say what the responsibilities of the County Council were. He then complained of the big cost of providing a septic tank, and I pointed out to him one belonging to the Estate a couple of yards away. That tank, he said, was too small to make a further connection to it, but I pointed out that the District Justice sat here only six times yearly (once every two months), and that would not tax the capacity of the tank very much. Finally, I told Mr. Ross that up to 1927 the rent paid was £4 per year, and that for the additional rent nothing had been done or provided by the Landlords. When parting with Mr. Ross he said that he would get estimates of the cost of the proposed repairs to see what could be done."

The Council decided to adjourn the matter until next Meeting, pending hearing from Mr. Ross, and to look up the Agreement referred to in the meantime.

356/38. COMPLAINT RE FLOODING AT CAVANGARDEN OWING TO RAISING OF ROADWAY.

A letter was read from Mr. Thomas J. Given, Cavangarden, Ballyshannon, stating that his dwelling-house had been subject to flooding owing to the raising of the road for the past twelve years. The road had been raised $3\frac{1}{2}$ feet, and men were at present engaged re-metalling the road.

The Acting County Surveyor reported as follows:-

"During the past twelve years the section of road in question was surfaced only once, and that was in 1927. Then only the ordinary coat was applied, and it is now worn away. We are re-placing same and my instructions to the Ganger-in-Charge is to apply a coating, a stone deep, and that instruction will be carried out. The existing contour of the road will not be changed, and no extra water will be brought Mr. Given's way."

The Council decided to take no action in the matter.

Confirmed.

Neil Blaney

Chairman.

26th April, 1938.

THE ADJOURNED ROAD WORKS MEETING OF THE DONEGAL COUNTY
COUNCIL WAS HELD ON TUESDAY, THE 29TH DAY OF MARCH, 1938.

357/38.

A T T E N D A N C E.

The following were the members present:- Councillors McFadden (presiding), Baxter, Blaney, Brady, Byrne, Cole, Grerand, Friol, Hannigan, Houston, Kavanagh, Kelly, Mahony, Mylos, McClafferty, McGrea, MacGreadie, McDaid, McGrenra, McMenamin, McShane, McShea, O'Boyle, O'Brien, O'Donnell (Michael), McRory, Scott, Wagentreiber, and Walsh.

358/38.

CONFIRMATION OF MINUTES OF ANNUAL ROAD WORKS MEETING.

The Minutes of the Annual Road Works Meeting held on the 4th January, 1938, were confirmed unanimously.

359/38. LIST OF ROAD CONTRACTS FOR PERIOD COMMENCING 1ST APRIL, 1938.

The Council considered seriatim the list of Contracts for Maintenance and Special works for the period commencing 1st April, 1938, as provisionally accepted by the Tenders Committees.

With the exception of all Tenders which were informal, and of those Tenders in which the County Surveyors objected to the Contractor, the Council decided to approve of the acceptance of all Tenders for the works by the Tenders Committees, and to enter into contracts for the execution of the works in accordance with the Tenders accepted by affixing the Seal of the Council to the Tenders provisionally accepted by the Tenders Committees.

Confirmed.

Neil Blaney

Chairman,

26th April, 1938.

A MEETING OF THE DONEGAL COUNTY COUNCIL WAS HELD ON TUESDAY,
THE 26TH DAY OF APRIL, 1938.

360/38.

A T T E N D A N C E.

The following were the members present:- Councillors Blaney (presiding), Brady, Byrne, Cannon, Cole, Crerand, Gallen, Hannigan, Houston, Kavanagh, Kelly, Loughrey, Lynch, Mahony, Myles, McClaafferty, McCrea, McDaid, McIvor, McMenamin, McShane, McShea, O'Boyle, O'Brien, O'Donnell (Brian), McRory, Scott, Wagentreiber, and Walsh.

361/38.

A P O L O G I E S.

Apologies for inability to be present were received from Councillors McFadden (Chairman), Baxter, Gallagher, and MacCreadie.

362/38.

C O N D O L E N C E.

On the motion of Councillor Mahony seconded by Councillor Brady, the Council extended their sympathy to Councillor Scott on the death of his sister.

The resolution was passed in silence; all the members standing.

Councillor Scott thanked the members of the Council for their kind resolution.

363/38.

FELICITATIONS - DR. DOUGLAS HYDE.

Councillor McClaafferty proposed a vote of congratulation to Dr. Douglas Hyde on his being selected as first President of Eire, and also to the four deputies who made the choice.

Councillor Brady seconded the resolution, which was passed; Councillor Gallen dissenting.

The Secretary associated himself with the resolution on behalf of the Staff and himself.

364/38.

FELICITATIONS - SENATOR THOMAS MCSHEA.

Councillor Scott proposed that the Council congratulate Councillor Thomas McShea on his return to Seanad Eireann.

Councillor Mahony seconded the resolution which was passed unanimously, and with which the Secretary associated himself on his own behalf and on behalf of the Staff.

Returning thanks, Councillor McShea said that he looked forward with pleasure to doing good work for the country. After a United Ireland, the claims of Donegal would receive his first consideration.

365/38.

AGREEMENT BETWEEN ENGLAND AND EIRE.

Councillor McClaafferty proposed a vote of congratulation to An Taoiseach, Mr. De Valera, on the splendid bargain he had struck with the British Government.

Councillor Brady seconded.

Councillors McIvor and O'Boyle appealed to have the motion withdrawn, but Councillor McClaafferty refused.

Councillor McIvor strongly opposed the resolution, and exchanges between himself and Councillors Brady and Lynch ensued.

Councillor Gallen stated that he thought the motion was premature.

On a show of hands sixteen voted for the motion, and four against, and the Chairman declared the motion carried.

A number of Councillors did not vote, amongst them being Councillor McMenamin who explained his action by stating that he had not had sufficient time to study the Agreement.

366/38.

CONFIRMATION OF MINUTES OF CO. COUNCIL MEETING.

On the motion of Councillor Mahony seconded by Councillor Brady the Minutes of the last Meeting of the County Council held on the 29th March, 1938, were confirmed unanimously.

367/38.

CONFIRMATION OF MINUTES OF THE ADJOURNED ROAD WORKS MEETING.

On the motion of Councillor Mahony seconded by Councillor Brady the Minutes of the Adjourned Road Works Meeting held on the 29th March, 1938, were confirmed unanimously.

368/38.

REPORT OF THE FINANCE COMMITTEE MEETING.

On the motion of Councillor Mahony seconded by Councillor McGlaafferty the Report of the Finance Committee Meeting held on the 29th March, 1938, was adopted unanimously.

369/38.

REPORTS OF SUB-FINANCE COMMITTEE MEETINGS.

On the motion of Councillor Mahony seconded by Councillor McGlaafferty the Report of the Sub-Finance Committee Meeting held on the 29th March, 1938, was adopted unanimously.

On the motion of Councillor Mahony seconded by Councillor McGlaafferty the Report of the Sub-Finance Committee Meeting held on the 20th April, 1938, was adopted unanimously.

370/38.

CO-ORDINATION OF ENGINEERING SERVICES, AND POSITION ARISING THROUGH RETIRAL OF MR. CAFFREY, FORMER COUNTY SURVEYOR.

The Secretary submitted for adoption the Report of the Engineering Services Committee Meeting held on the 20th April, 1938.

He stated that he had just been in telephonic communication with the Department of Local Government and Public Health, and they considered that the matter should be discussed with the Department's Chief Engineering Adviser.

A letter was read from the Local Government Department dated 21st April, 1938, R/RS/7, stating that the Minister had concurred with the resolution adopted by the County Council on the 29th March to retire Mr. J. Caffrey from the County Surveyorship. Pending the appointment of a new County Surveyor the Minister would raise no objection to continuance of the existing arrangements for carrying out the duties of the Office subject, of course, to the provisions of the Local Authorities (Officers' and Employees') Act, 1926. In connection with the filling of the vacancy the Minister would be glad if the Department were informed of the date of the Meeting of the Engineering Services Committee so that the Chief Engineering Adviser would have an opportunity of consulting with them.

A further letter dated 25th April, 1938, was read from the Department stating that the permanent appointment of a County Surveyor could only be made upon a recommendation made by the Local Appointments Commissioners.

On the motion of Councillor Scott seconded by Councillor Mahony it was unanimously decided to adopt the Report of the Engineering Services Committee of the 20th April.

If the Local Government Department wished the matter discussed with the Chief Engineering Adviser, the Council agreed that the Committee meet him on Tuesday, the 10th May, 1938, at twelve noon.

371/38.

REPORT OF THE LAW COMMITTEE MEETING.

On the motion of Councillor Scott, the Report of the Law Committee Meeting held on the 20th April, 1938, was adopted unanimously.

372/38. LIST OF PAYMENTS FOR THE QUARTER ENDED 31ST MARCH, 1938.

On the motion of Councillor Mahony the Council ordered payment of the items contained in the Quarterly List of Payments as recommended by the Finance Committee.

373/38.

CONFERENCE OF COUNTY SURVEYORS.

A letter was read from the Local Government Department dated 21st April, 1938, IR/113, stating that a Conference of County Surveyors would be held in Dublin from the 3rd to the 6th May (inclusive) to enable the Surveyors to confer with the Department's Officials on matters relating to their work and to exchange views with one another on these matters. The Minister was anxious that County Councils would afford facilities to Surveyors to attend the Conference as was done last year. It was suggested that Assistant Surveyors who did not have the opportunity to attend last year's Conference might be specially considered this year.

The Council agreed to instruct the Acting County Surveyors to attend the Conference, with two Assistant Surveyors to be selected by them from the Northern and Southern Divisions.

374/38.

WARBLE FLY ORDER, 1936 - SERVICE OF DETENTION NOTICES.

A letter was read from Warble Fly Inspector McEnaney suggesting that Detention Notices be served on Thomas Kearney, Rooskey, Greaslough, and Miss Sarah Wilkinson, Port, Dunfanaghy, who had failed to comply with the Warble Fly Order.

On the motion of Councillor McIvor, it was agreed to authorise the serving of Detention Notices.

375/38.

COUNCIL'S SOLICITOR'S BILL OF COSTS.

A letter was read from the Council's Solicitor enclosing Certificate of Taxation for his costs, which showed a balance due of £546 : 2 : 11. The credits amounted to £11 : 12 : 6.

On the motion of Councillor Scott, it was agreed to pay the amount due.

376/38.

SURFACING OF THE DIAMOND IN THE TOWN OF DONEGAL.

A letter was read from the Secretary, County Board of Health, stating that the Board, at their Meeting on the 21st April, requested that the County Council might possibly arrange for rolling and surfacing of The Diamond in Donegal town from Grants made available by the Government for road work.

It was decided to instruct the Acting County Surveyor to include this work in his list of applications for Employment Grants.

377/38.

BILL OF COSTS OF THE LATE MR. MICHAEL MAGUIRE, SOLICITOR, BALLYSHANNON.

A letter was read from the Council's Solicitor enclosing original Consent to Settlement of the action in connection with the Bill of Costs of the late Mr. Michael Maguire for execution by the County Council in the usual manner.

On the motion of Councillor Scott it was unanimously decided to execute the Consent, under the Seal of the Council.

378/38.

FOOTPATHS IN THE VILLAGE OF ST. JOHNSTON.

A letter was read from Mr. Philip Doherty, Secretary, St. Johnston Public Health Committee, stating that a deputation would attend the Council Meeting to urge on the Council the necessity for a Grant to have the St. Johnston footpaths concreted, as they were in a very bad state of repair.

Councillor Scott stated that the deputation had been there, but that they had gone home, and that the matter could be left in the hands of the local representatives.

379/38. SAMPLES OF FOOD AND DRUGS IN POSSESSION OF INSPECTORS.

A letter was read from the Chief Superintendent, Garda Síochána, enclosing list of articles which the Food and Drugs Inspectors have on hands, and asking for a direction as to their disposal.

It was decided to instruct the Chief Superintendent to forward the articles to the nearest District Hospital or to the County Home as the case might be.

380/38. ACCIDENT AT MONEYHAUGHLEY, MANORCUNNINGHAM, THROUGH COLLISION WITH PILE OF STONES.

A letter was read from Messrs. David Wilson & Co., Solicitors, Raphoe, dated 19th April, 1938, stating that they had been consulted by Joseph Doran of Veagh regarding an accident which occurred on the 2nd April at Moneyhaughley. Their client was riding a bicycle about 8 p.m., and he collided with a pile of stones which had been placed on the roadside in such a manner as to project into the roadway. There was no warning by lamp or any other means of the obstruction, and although their client had a lamp on his bicycle, he did not see it in sufficient time to avoid it. As the stones were the Council's property they would be glad to know what offer of compensation would be made. Their client's bicycle which had cost £6 : 8 : 0 a short time previously was rendered useless.

It was decided to refer the matter to the Acting Co. Surveyor for investigation and report.

381/38. PUBLICITY GIVEN TO WARBLE FLY (TREATMENT OF CATTLE) ORDER.

A letter was read from the Department of Agriculture dated 25th March, 1938, L.1537-38, inquiring as to the steps taken by the Council with a view to giving publicity to the Warble Fly (Treatment of Cattle) Order, 1936, during the present season.

382/38. CONTINUANCE OF MRS. McNULTY AND MR. J. F. QUIGLEY AS TEMPORARY CLERKS.

A letter was read from the Local Government Department dated 25th March, 1938, G.; Dun na nGall.; stating that the Minister sanctioned the continued employment of Mrs. McNulty and Mr. J. F. Quigley as Temporary Clerks until the 30th June next at the rate of remuneration already approved.

383/38. AREA OF CHARGE FOR PROVISION AND MAINTENANCE OF PUBLIC SANITARY CONVENIENCE AT BURTONPORT.

A letter was read from the Local Government Department dated 26th March, 1938, P.H.6070/38, Dun na nGall. Pg., enclosing copy of a Sealed Order made by the Minister fixing the District Electoral Division of Rutland as the Area of Charge for the special expenses of providing and maintaining a public sanitary convenience at Burtonport.

384/38. ILLNESS OF MR. JOHN CURRISTIN, RATE COLLECTOR FOR DISTRICTS NOS. 5 AND 7.

A letter was read from the Local Government Department dated 26th March, 1938, G.9194/38, stating that pursuant to Article 104 of the Public Bodies Order, 1925, the Minister approved of the appointment for the collection of the current warrant in Districts Nos. 5 and 7 of Mr. Bernard Curristin as Deputy Collector during the illness of the permanent Collector. The Department should be notified when Mr. John Curristin resumed duty.

The Secretary stated that Mr. John Curristin had resumed duty.

385/38. DONEGAL MAIN ROAD (AMENDMENT) ORDER, 1938.

A letter was read from the Local Government Department, Roads, dated 31st March, 1938, R/RD/7, enclosing copy of the Donegal Main Road (Amendment) Order, 1938.

386/38. ALLOWANCES TO SURVEYORS IN RESPECT OF GRANT WORK.

A letter was read from the Local Government Department dated 30th March, 1938, RGS/7, stating that a payment of £226 : 13 : 4 in respect of allowances to Surveyors from the Road Fund during the half-year ended 30th September, 1937, was made to the County Treasurer on the 28th March.

387/38. PAYMENT OF MARRIAGE GRATUITY TO MRS. WALKIN, A FORMER DOMESTIC SCIENCE TEACHER.

A letter was read from the Local Government Department dated 31st March, 1938, enclosing copy of a letter addressed to the Chief Executive Officer of the Co. Donegal Vocational Education Committee sanctioning the award of a Marriage Gratuity amounting to £101 : 2 : 10 to Mrs. Walkin (nee O'Byrne) who was formerly employed as a Domestic Economy Instructress by the Committee.

388/38. ESTATE DUTY GRANT FOR THE YEAR ENDED 31ST MARCH, 1938.

A letter was read from the Local Government Department dated 30th March, 1938, stating that a Paying Order for £2,849 : 7 : 7 in respect of Estate Duty Grant for the year ended 31st March, 1938, had been forwarded to the County Treasurer.

389/38. MEDICAL AND EDUCATIONAL EXPENDITURE DURING THE YEAR ENDED 30TH SEPTEMBER, 1937.

A letter was read from the Local Government Department dated 30th March, 1938, stating that a Paying Order for £1,245 : 7 : 10 in respect of expenditure on Medical and Educational expenditure during the year ended 30th September, 1937, had been forwarded to the County Treasurer.

390/38. EXPENDITURE ON MAINTENANCE OF MENTAL HOSPITAL PATIENTS.

A letter was read from the Local Government Department dated 30th March, 1938, stating that a Paying Order for £3,403 : 19 : 11 in respect of maintenance of Mental Hospital patients had been forwarded to the County Treasurer.

391/38. EXPENDITURE ON SANITARY SALARIES DURING THE YEAR ENDED 30TH SEPTEMBER, 1937.

A letter was read from the Local Government Department dated 30th March, 1938, stating that a Paying Order for £157 : 1 : 5 in respect of expenditure on Sanitary Salaries during the year ended 30th September, 1937, had been forwarded to the County Treasurer.

392/38. ADVANCES MADE UNDER THE SMALL DWELLINGS ACQUISITION ACTS.

A letter was read from the Local Government Department dated 16th March, 1938, asking to be furnished with a statement showing the present position with regard to advances made under the Small Dwellings Acquisition Acts, and with particulars as to what action was being taken by the Council to collect the arrears.

393/38. ESTIMATES FOR THE YEAR 1938/39.

A letter was read from the Local Government Department dated 4th April, 1938, G.9083/38, Dun na nGall., asking to be furnished with a copy of the Estimates for the service of the Financial Year ending 31st March, 1939, as submitted to the County Council. Any amendments made by the Council should be indicated.

394/38. ADVANCES MADE UNDER THE HOUSING ACTS, 1924 - 1929.

A letter was read from the Local Government Department dated 16th March, 1938, asking to be furnished with a statement showing the present position with regard to advances made under the Housing Acts, 1924 - 1929, and with particulars as to what action was being taken by the Council to collect the arrears.

395/38. CANCELLATION OF CERTIFICATES OF APPROVAL ISSUED UNDER THE HOUSING ACTS.

A letter was read from the Local Government Department, Housing Section, dated 12th April, 1938, enclosing copy of letter addressed to Mr. Thomas Doherty, Ballymagahey, Rosnakill, informing him that the Certificate of Approval issued to him under the Housing Acts was being allowed to stand for a further period of three months.

396/38. EXPENDITURE ON PREPARATION OF RATE BOOKS FOR 1938/39.

A letter was read from the Local Government Department dated 7th April, 1938, G.8774/2/38, Dun na nGall., stating that the Minister raised no objection to expenditure not exceeding £1,070 in connection with the preparation of the Rate Books, etc., for the service of the current financial year, and stating that every effort should be made to keep the figure at as low a figure as possible.

397/38. CLERICAL ASSISTANCE IN CONNECTION WITH THE WARBLE FLY ORDER.

A letter was read from the Department of Agriculture dated 25th March, 1938, L.1460-38, stating that the Minister for Agriculture would offer no objection to the employment of a clerical assistant for work under the Warble Fly Order with remuneration at the rate of £2 per week for a period of 16 weeks.

A letter was read from the Local Government Department dated 4th April, 1938, G.10811/38, Dun na nGall., enclosing query form for completion in connection with the employment of a clerical assistant for the administration of the Warble Fly (Treatment of Cattle) Order, 1936.

A letter was read from the Local Government Department dated 14th April, 1938, G.10811/2/38, Dun na nGall., sanctioning the employment of Mr. F. Herron as temporary clerical assistant for a period of 16 weeks in connection with the operation of the Warble Fly (Treatment of Cattle) Order, 1936. Mr. Herron's remuneration would be at the rate of £2 per week.

398/38. FAILURE OF CERTAIN CATTLE-OWNERS TO DRESS THEIR CATTLE UNDER THE WARBLE FLY ORDER.

A letter was read from the Department of Agriculture dated 11th April, 1938, L.1460/38, acknowledging receipt of the Secretary's letter enclosing communication from Warble Fly Inspector Duffy, and stating that the Warble Fly Order provided for no exceptions in connection with the class of cattle to be dressed, and the Inspector should be instructed to serve Detention Notices in the case of stock-owners who failed to fulfil their obligations in the matter.

399/38. ACKNOWLEDGMENTS OF APPLICATIONS FOR MINOR RELIEF GRANTS.

Acknowledgments were received of applications for Minor Relief Grants for works at Ballykerrigan, Castlegoland, Fofonagh, Largynaseragh, Balleighan, Lacroagh, Ardara, Magumna, and Correffrin.

400/38. AUDITOR'S REPORT ON COUNCIL'S ACCOUNTS FOR THE THREE HALF-YEARS ENDED 31ST MARCH, 1937.

A letter was read from the Local Government Department dated 9th April, 1938, A.8985/38, enclosing copy of the Auditor's Report on his audit of the accounts of the Donegal County Council for the three half-years ended 31st March, 1937.

401/38. RESCINDING OF RESOLUTION DECIDING TO RAISE LOAN OF £11,900
FOR PROVISION OF 34 LABOURERS' COTTAGES AND PLOTS AT
BALLYSHANNON TOWN.

The following rescinding Notice of Motion standing in the names of Councillors Mahony, MacGreadie, Blaney, Scott, Myles, and Brady, was proposed by Councillor Mahony, seconded by Councillor Myles, and unanimously resolved:-

"That Minute No. 1472/37 of this Council of the 28th December, 1937, approving of the borrowing by the County Donegal Board of Health and Public Assistance of a sum not exceeding £11,900 for the purpose of providing 34 Labourers' Cottages and Plots at Ballyshannon Town, be, and is hereby, rescinded."

402/38. RESCINDING OF RESOLUTION DECIDING TO RAISE LOAN OF £3,100
FOR ACQUISITION OF SITE AT BALLYSHANNON FOR LABOURERS'
COTTAGES, AND FOR PROVISION OF NURSES' COTTAGES AT TORY
ISLAND AND DONEGAL.

The following rescinding Notice of Motion standing in the names of Councillors Mahony, MacGreadie, Blaney, Scott, Myles, and Brady, was proposed by Councillor Mahony, seconded by Councillor Myles, and unanimously resolved:-

"That Minute No. 1017/37 of this Council of the 31st August, 1937, approving of the borrowing by the County Donegal Board of Health and Public Assistance of a sum not exceeding £3,100 for the purpose of acquisition of a site at Ballyshannon for Labourers' Cottages and for providing Nurses' Cottages at Tory Island and Donegal, be, and is hereby, rescinded."

403/38. LOAN OF £800 FOR INSTALLATION OF FILTERS AT CARRICK
WATERWORKS.

In accordance with Notice of Motion duly given under Section 4 (3) of the Local Government Act, 1927, Councillor Gallen, Chairman of the County Board of Health, proposed, Councillor Mahony seconded, and it was unanimously resolved:-

"That this Council hereby approves of the borrowing by the County Donegal Board of Health and Public Assistance of a sum not exceeding £800 for the installation of filters at Carrick Waterworks."

404/38. LOAN OF £10,000 FOR PROVISION OF LABOURERS' COTTAGES AND
SITES THEREFOR IN THE DISTRICT ELECTORAL DIVISION OF
BALLYSHANNON URBAN.

In accordance with Notice of Motion duly given under Section 4 (3) of the Local Government Act, 1927, Councillor Gallen, Chairman of the County Board of Health, proposed, Councillor Mahony seconded, and it was unanimously resolved:-

"That this Council hereby approves of the borrowing by the County Donegal Board of Health and Public Assistance of a sum not exceeding £10,000 for the purpose of providing sites for Labourers' Cottages and providing twenty Labourers' Cottages thereon in the District Electoral Division of Ballyshannon Urban."

405/38. ROAD FROM BUNCRONAN TOWER TO DRUMGORMAN UPPER, MOUNTCHARLES.

Councillor McRory proposed and it was unanimously resolved:-

"That this Council request the Board of Works to carry out the necessary work on the road from Buncronan Tower to Drumgorman Upper. It serves a great number of people."

406/38. COMPLAINT RE CONDITION OF ROAD AT DRUMARD, FROSSES.

Councillor McRory proposed and it was unanimously resolved:-

"That the Council request a Grant from the Board of Works for the keeping in proper repair of a road at Drumard, Frosses, which is used extensively."

407/38.

PORT INURAN, BALLYHELION, MALIN HEAD.

The following Notice of Motion standing in the names of Councillors Cole and Lynch was proposed by Councillor Cole and seconded by Councillor Lynch:-

"That we ask the Department of Fisheries to have Port Inuran at Ballyhelion, Malin Head, made suitable for Motor Boats."

408/38.

OVERDRAFT ACCOMMODATION.

The Secretary stated that Overdraft accommodation of £45,000 would be required for the month of May.

The Council unanimously decided to apply for sanction to Overdraft accommodation not exceeding £45,000 until the 31st May, 1938.

409/38.

ERECTION OF WEIGHBRIDGE AT LETTERKENNY.

The following Tenders were received for the erection of a twenty-ton weighbridge in Letterkenny:-

Messrs. Henry Pooley & Son, Ltd.£289.

Messrs. Samuel Denison & Son, Ltd., Leeds.£312.

Messrs. Ashworth, Ross & Co., Ltd., Dewsbury.£324.

Mr. Caffrey, Acting County Surveyor, recommended the acceptance of the tender of Messrs. Henry Pooley & Son, Ltd.

The Council unanimously decided to accept the Tender of Messrs. Pooley & Son, Ltd.

410/38.

LETTERKENNY WATER SUPPLY.

A letter was read from the Local Government Department dated 4th February, 1938, S.5410/38, Dun na nGall, regarding the Lough Salt Water Supply, and the Agreement dated 22nd February, 1909, between the Donegal County Council and the Letterkenny Urban District Council.

A further letter was read from the Local Government Department dated 30th March, 1938, S.5410/38, Dun na nGall., inquiring what action had been taken by the Council in regard to the improvement of the Letterkenny Water Supply.

A memorandum on the Letterkenny Water Supply prepared by Rev. John O'Doherty, P.P., Chairman of the Mental Hospital Committee, was submitted.

The Council adjourned consideration of the matter until their next Meeting.

411/38.

COURTHOUSE ACCOMMODATION IN DUNGLOE.

A letter dated 15th February, 1938, was read from Mr. John Walsh, Secretary, Parochial Hall Committee, Dungloe, stating that the Hall Committee regretted that they could not approve of the installation of Anthracite Stoves in the Hall. They would consider the heating of the Hall next winter when they were in a financial position to do so, and, meanwhile, they would put a large radiator stove at a suitable place in the Hall. They would repair the side door and make it as air-tight as possible. They could not extend the Cloakroom, but they would allow the use of it to the Court Clerk on Court days, and any other days he required it.

A further letter dated 14th April, 1938, was read from Mr. Walsh stating that at a Meeting of the Hall Committee held on the 5th April, quotations were considered for the central heating of the Hall. The Committee agreed to central heat the Hall before next winter.

The Council adjourned consideration of the matter until their next Meeting.

412/38. SUPERVISION OF MINOR EMPLOYMENT SCHEMES IN NORTH DONEGAL.

A letter was read from the Office of Public Works dated 23rd March, 1938, enclosing, for the information of the Council, copy of a letter sent to Mr. J. J. Caffrey, Acting County Surveyor, North Donegal, in connection with the supervision of Minor Employment Schemes and Peat Development Schemes.

The Council noted the letter.

413/38.

APPOINTMENT OF FOOD AND DRUGS INSPECTOR.

A letter was read from the Chief Superintendent, Garda Siothchana, stating that Garda P. A. Hegarty had been transferred from Muff, and he suggested the appointment of Garda Philip Harvey, Muff, as Food and Drugs Inspector for that district.

On the motion of Councillor Mahony, it was unanimously decided to appoint Garda Harvey.

414/38.

SHEEP SCAB (LEITRIM AND CAVAN) ORDER, 1938.

A letter was read from the Department of Agriculture dated 16th April, 1938, L.1324-8, stating that owing to the prevalence of Sheep Scab in County Leitrim and in an adjoining portion of County Cavan, the Minister had found it necessary to adopt special measures with a view to the speedy eradication of the disease. He had, accordingly, made an Order under the Diseases of Animals Acts entitled the Sheep (Leitrim and Cavan) Order, 1938. The Order prohibited the movement of sheep out of the appointed area, and also rendered it illegal to move sheep into or expose sheep for sale at any fair or market within the area. The Order was now in operation, and the Council might consider it desirable to advise sheep-owners and others concerned in the County of the restrictions imposed.

The Council noted the matter.

415/38.

LOAN OF £1,000 FOR PURCHASE OF DIESEL ROLLER AND COMPRESSOR.

On the motion of Councillor Scott seconded by Councillor Brady, it was unanimously decided to execute, under Seal, Deed of Charge in connection with the raising of a loan of £1,000 for the purchase of a Diesel Roller for the Southern Division of the County, and a Compressor.

416/38.

BALLINTRA COURTHOUSE.

A letter was read from the Council's Solicitor stating that Mrs. Mary J. Doherty, Ballintra, claimed that one year's rent at the rate of £20 per annum would be due to her at the 1st November, 1938. She stated that the new building had been used as a Courthouse since the 1st September, 1937, and although she was entitled to an increased rent as from that date to the 1st November, 1937, she accepted it at the old rent down to the latter date.

The Council unanimously decided to pay the increased rent as from the 1st November, 1937, and to execute, under Seal, the Agreement in connection with the raising of the rent of the Courthouse to £20 per annum.

417/38.

ROAD MADE UNDER A MINOR EMPLOYMENT SCHEME FROM DUNWILEY TO BALLINAGLACK, BALLYBOFEY.

A letter was read from Mr. Patrick Gallagher, Ballinaglack, Ballybofey, stating that a grant was recently given for the making of a road from Dunwiley to Ballinaglack, but a further grant would be required for the extension of the road as far as the house of James Barron's of Ballinaglack.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

418/38.

REQUEST FOR GRANT FOR REPAIR OF ROAD AT GOLAND, BALLYBOFEY.

A letter was read from Mrs. Mary Anne Quinn, Goland, Ballybofey, applying for a grant for the repair of the road leading past her house, and which connected the County Road leading from the Main Ballybofey-Donegal Road at Michael Doherty's of Barnes Road with the County Road leading from Meenglass Bridge to "The Rock." The road was made by the late Congested Districts Board, and for the past twenty years her family had been solely responsible for its repair, although about twelve other farmers were using it for carting purposes.

The Council unanimously decided to refer the matter to the Board of Works for consideration when allocating further Minor Employment Schemes.

419/38. APPLICATION FOR GRANT FOR CLEANING AND WIDENING OF RIVER GLEBE, CARNDONAGH.

A letter was read from Mr. Charles McCormick, Solicitor, 5, Newmarket Street, Derry, stating that Mr. Daniel Campbell, Lenamore, Collin, Carndonagh, had consulted him in regard to the cleaning and widening of the small River Glebe. Mr. Campbell stated that a Grant had been made in respect of the cleaning and widening of the River so as to prevent flooding of the adjoining lands, and he wished to know the cause of the delay in having the work carried out.

A letter was read from Mr. O'Neill, Assistant Surveyor, stating that no grant had been allocated for this work. The matter had been referred to the Board of Works some time ago, and an investigation of it was carried out by their Engineer, but nothing further was heard of it.

420/38. COMPLAINT RE CONDITION OF THE MAIN ROAD BETWEEN DOWNINGS AND THE ROAD LEADING TO LARGANREAGH.

A letter was read from a number of ratepayers of Downings complaining of the condition of the Main Road between Downings and the road leading to Larganreagh. The road should be tarred and rolled to prevent the clouds of dust flying, which would increase as the season went on with the heavy motor traffic.

The matter was referred to the Acting County Surveyor for his attention.

421/38. COMPLAINT RE CONDITION OF RIVER AT UPPER MEENACLADDY, MEENLARAGH.

A letter was read from Mr. William McGeady, Upper Meenacaddy, Meenlaragh, stating that the River in Upper Meenacaddy was doing great damage to crops. Several grants had been given for the repair of the lower portion of it, but nothing had been done to the upper portion of it.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

422/38. COMPLAINT RE CONDITION OF ROAD AT CURRIN, GLENCOLUMBKILLE.

A letter was read from Mr. Edward Lyons, Currin, Glencolumbkille, complaining of the condition of a road in Currin from Cashel School to the end of the Currin Road. He suggested that it be repaired by Direct Labour as it was not tendered for at the recent Roads Meeting.

The Acting County Surveyor stated that the road was being repaired by Direct Labour this year.

423/38. COMPLAINT RE PLACING OF GRAVEL ON QUAY STREET, MOVILLE.

A letter was read from Messrs. William McKeague, Patrick Barr, and Joseph Doherty, Quay Street, Moville, stating that there were about 20 loads of stone lying in front of their doors which were placed there by the Council's workmen. Just opposite them there were about 30 loads of gravel which was carted up from the shore and dumped there. Something should be done to remedy this state of affairs.

Mr. Caffrey, Acting County Surveyor, stated that the gravel had been removed.

424/38. REQUEST FOR GRANT FOR COMPLETION OF ROAD AT GLENGAD, MALIN.

A letter was read from Mr. John McLaughlin, Ballymena, Coolkenney, Malin, stating that a grant of £90 was expended in November, 1935, on a road at "The Croagh" in Glengad. There was about 50 yards of the road to be completed, and a further grant for its completion was very necessary.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Employment Grants.

425/38.

APPLICATION FOR POSITION AS SURFACEMAN.

A letter was read from Mr. John Campbell, Castlecar, Kilcar, applying for a position as a surfaceman at Kilcar.

Mr. O'Reilly, Acting County Surveyor, stated that this man was employed in a temporary capacity.

Councillor Brady referred the Acting County Surveyor to a resolution of the Council under which former Contractors were entitled to preference when vacancies arose for surfacemen, and in this connection he submitted the name of James Dorrian, Kilcar, for the vacancy.

426/38.

APPLICATIONS FOR LICENCES UNDER THE POISONS AND PHARMACY ACT, 1908.

Applications for licences under the Poisons and Pharmacy Act, 1908, were submitted from the following:-

Irish Agricultural Wholesale Society, Ltd., Letterkenny.

Reps. P. J. Devlin, Castlefin.

John Gallagher (Gallagher Bros), Main St., Killybegs.

John Harris & Son, Letterkenny.

Applications for renewals of licences were received from:-

Hubert S. O'Donnell, Carndonagh.

James Davidson (William Thompson & Co. (Donegal), Ltd), Letterkenny.

The applications were granted unanimously.

427/38.

COMPLAINT RE NOT BEING EMPLOYED AS CARTER.

A letter was read from Mr. Mick McDaid, Stralongford, Drumkeen, complaining of not being employed as a carter. He kept a horse and cart whilst two other men who had nor horses or carts were employed as carters. The Ganger would only give work to people who helped him with his farm.

The Acting County Surveyor stated that Mr. Callaghan reported as follows:-

"This man got as much carting as any of the "dole" men he complains about. He has two road contracts."

The Council decided to take no action in the matter.

428/38.

COST OF SURFACE DRESSING IN THE NORTHERN AND SOUTHERN DIVISIONS OF THE COUNTY.

A letter was read from the Local Government Department, Roads, dated 1st April, 1938, R/RGM/7, inquiring the reason for the difference in cost per square yard of surface dressing in the Northern and Southern Divisions of the County.

A letter was read from the Acting County Surveyor, Northern Division, stating that there was only a small amount of surface-dressing done during the quarter ended 31st December, 1937, in the Northern Division of the County, and that a portion of it was what was known as two-coat work.

The Council noted Mr. Caffrey's explanation.

429/38.

COMPLAINT RE CONDITION OF ROAD AT NEWTOWN, BALLYCALLON, BALLYNASHANNAGH.

A letter was read from Mrs. Martha McCollum, Ballycallon, Ballynashannagh, stating that the road in Newtown, Ballycallon, was at present impassable, and she and Messrs. Andrew Stewart and George Stewart would refuse to pay any more rates until it was repaired.

The Acting County Surveyor stated that the road was not a County Road, and, on the motion of Councillor Loughrey, it was decided to refer the matter to the Board of Works for consideration when allocating further Minor Employment Schemes.

430/38.

REQUEST FOR GRANT FOR COMPLETION OF ROAD AT GLENGAD, MALIN.

A letter was read from Mr. Patrick John McDaid, Bunn, Glengad, Coolkenney, applying for a grant for the completion of the road started there three years ago.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Employment Grants.

431/38.

COMPLAINT RE CONDITION OF DRAIN AT MEENAGOLIN, DUNKINEELY.

A letter was read from Mrs. Mary Breslin, Meenagolin, Croagh, Dunkineely, stating that two years ago she complained of the condition of the drain on the roadside in front of her door. At that time the Surveyor paid a visit to the place and instructed the Contractor to have the drain cleaned, but he did not return to see if his instructions were carried out. The water was lodged there during the summer and winter, and during the hot weather a most unpleasant odour was given off. A mere cleaning was not sufficient.

The Acting County Surveyor reported as follows:-
 "This drain was previously cleaned by Contractor. The Surveyor has now laid out for Contractor the steps necessary for a permanent cure of the complaint. The work is probably done by this time."

The Council noted the report and considered it satisfactory.

432/38.

WORK AT CLOGHAN IN CONNECTION WITH BREAKING OF STONES.

A letter was read from Mr. William McGinty, Ballyboe, Cloghan, stating that he was at present employed breaking stones, and he heard that the stones would not be wanted after March. He wished to know if he could carry on at the work.

The Acting County Surveyor reported as follows:-
 "Mr. Callaghan reports that the work is now finished. I suggest that no action be taken."

The Council decided to take no action in the matter.

433/38.

REQUEST FOR GRANT FOR CONSTRUCTION OF BOG ROAD AT GLENLEIGHAN, FINTOWN.

A letter was read from Mr. Patrick McGill (Andrew), Glenleighan, Fintown, applying for a grant for the construction of a bog road to lead to the turf banks. The road would be about a quarter of a mile long, and was a great necessity.

It was decided to refer Mr. McGill to the Board of Works for a Minor Employment Grant.

434/38.

COMPLAINT RE CONDITION OF ROAD LEADING TO MEENDERRY N.S., FALCARRAGH.

A letter was read from Mr. Sean O'Gallagher, Meenderry N.S., Falcarragh, again complaining of the wretched and impassable state of the road leading to Meenderry School from the Main Falcarragh Station Road at Clonlara. A beggarly sum of £80 had been allocated for improvements, which was far too inadequate. The road required to be re-constructed. A grant of at least £500 was urgently needed.

The Council decided to take no action in the matter.

435/38.

LETTERKENNY WATER SUPPLY.

A letter was read from the Hon. Secretary, Letterkenny Town Development Association, stating that at a public Meeting of the Association it was decided to protest on behalf of the Letterkenny ratepayers against any attempt to levy any portion of the costs of such proceedings incurred by the County Council or its subsidiary bodies on the Urban District. As the initiative had apparently been taken by the other parties and certain costs incurred by them, the Urban Council must be exonerated.

The Council noted the letter.

436/38.

PLOT OF GROUND ON OLD JAIL SITE, LIFFORD.

A letter was read from Messrs. C. O'Doherty & Sons, Lifford, referring to the small plot of ground running between their factory and the wall behind the new houses, and asking if they would be allowed to use this as an entrance to the rear of their factory.

On the motion of Councillor McIvor it was agreed to ~~rent~~ Messrs. O'Doherty & Son the plot of ground referred to at 1/- per year on condition that they would not use it for building purposes; an Agreement to be drawn up by the Council's Solicitor at Messrs. O'Doherty's expense, and to be terminable by six months' notice on either side.

437/38. APPLICATION FOR PERMISSION TO ERECT SIGN INDICATING THE BAY VIEW HOTEL, KILLYBEGS.

A letter was read from Mr. Allan Rogers, Killybegs, applying for permission to erect a private sign adjacent to the Killybegs-Donegal Road indicating the Bay View Hotel, Killybegs. The sign would be erected at a position approved of and in conformity with the instructions of the County Surveyor.

The Acting County Surveyor reported as follows:-

"The proposed sign is a metal one 5' x 3' to be erected 5' above ground level at Lough Head on grass margin of County Road. The location of sign will not interfere with any projected improvements of road at this point. There is nothing in the Road Signs and Traffic Regulations Act, 1926, to modify the erection of advertising signs. The only private signs referred to in the Act are in connection with Direction and Warning Signs. I would suggest that Mr. Rogers be granted permission to have this sign erected, provided he gives a written undertaking to remove it if, and when, called upon to do so."

The Council unanimously decided to give Mr. Rogers permission to erect the sign, on condition that he enters into an undertaking to remove the sign at any time he may be called upon to do so.

438/38. APPLICATION FOR ERECTION OF WARNING SIGN AT KERRYKEEL SCHOOL.

Councillor Loughrey referred to a dangerous corner near Kerrykeel School, and he suggested that a warning sign be erected, Mr. Caffrey, Acting County Surveyor, stated that the matter would have his attention.

439/38. APPLICATION BY FLAGMAN, ROLLER NO. 22, FOR INCREASE IN WAGES.

A letter was read from Mr. Charles Doherty, Flagman, No. 40 Cottage, Manorcunningham, applying for an increase in wages as he found it impossible to make ends meet. He was working in Dungloe on Roller No. 22, and his fare home was 7/-.

Councillor Mahony suggested that the Surveyors make arrangements under which Engine-Drivers and Flagmen would not be far from their own homes.

Mr. Caffrey stated that they did this as far as possible, but that it was not always practicable.

The Council decided to take no action in connection with Mr. Doherty's application.

440/38. APPLICATION FOR GRANT FOR ERECTION OF CONCRETE BRIDGE AT COMMEEN, CLOGHAN.

A letter was read from Mrs. Sarah Herron, Ardbatt, Cloghan, applying for a grant for the erection of a concrete bridge across the Commeen River to connect the townland of Ardbatt with the townland of Carrickalangan. At present they had to cross the river without a bridge, and it was very dangerous in times of flood.

On the motion of Councillor Mahony it was decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

441/38. CLAIM FOR TRESPASS FOR STONES QUARRIED AT MEENAVAGHRAN, CARRICK.

A letter was read from Mr. Patrick Cunningham, Solicitor, Killybegs, claiming trespass on behalf of Mr. Edward Gillespie, Meenavaghran, Carrick, in respect of stones quarried for the Council at Meenavaghran. His client was the owner of one undivided fourth part of the common out of which the stones were quarried, and he was entitled to one-fourth of the amount due.

The Acting County Surveyor reported as follows:-

"The Assistant Surveyor, Mr. Lennon, has made no payment for trespass as he has not been satisfied of Gillespie's title. When Mr. Cunningham produces the necessary documents of title, Mr. Gillespie will be paid, if everything is in order."

The Council noted the report and considered it satisfactory,

442/38. APPLICATION TO HAVE WARNING SIGNS ERECTED AT KEELOGS SCHOOL AND LOSSETT SCHOOL.

A letter was read from Mr. T. O'Leary, N.T., Churchill, applying to have traffic signs erected at Keelogs School and Lossett School, as there was a good deal of traffic in this district during the summer months.

The Council decided to refer the matter to the Acting Co. Surveyor for his attention.

443/38. APPLICATION FOR GRANT FOR RE-CONSTRUCTION OF OLD ROAD AT THREE TREES, QUIGLEY'S POINT.

A letter was read from a number of ratepayers of Three Trees, Quigley's Point, applying for a grant for the re-construction of the old road connecting the Three Trees Road with the old Derry Road. The road would be of immense service to the people of the district for carting home their turf.

On the motion of Councillor McIvor, the Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

444/38. COMPLAINT RE INJURY TO HORSE WHILST CARTING STONES FOR DOOCHARY-FINTOWN ROAD.

A letter was read from Mr. Paul McHugh, Derrylaconnell, Doochary, stating that on the 10th March, 1938, whilst engaged carting stones on the Doochary and Fintown Road for the Council, his horse got injured when coming out of the pit. He was at a great loss as he could not afford to buy another horse, and he wished the Council to compensate him.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"Mr. Kearney, Assistant Surveyor, reports as follows:-

"The accident to McHugh's horse occurred as follows:- McHugh first backed the horse with an empty cart a distance of about 6 yards, from Main Road to the Quarry. A small load of pitching stones, 5 or 6 cwt., was put on cart, and when the man left the Quarry he noticed the horse was lame. He immediately drew the Ganger's attention to this fact and the Ganger told him to put the horse in stable. After a while he returned to the Quarry and took out another load of stone. The horse then got very lame. The accident took place at 11 a.m., and the man ceased work at 11.30 a.m. I can give no explanation why the horse got lame. The horse is old and is valued for about £4."

The Council unanimously decided to deny liability.

445/38. APPLICATION FOR GRANT FOR REPAIR AND WIDENING OF AN OLD BOG ROAD AT STRABOY, GLENCOLUMBKILLE.

A letter was read from Mr. James McHugh, Ardara, applying for a grant for the repair and widening of an Old Bog Road in the townland of Straboy, Glencolumbkille.

The Council unanimously decided to refer Mr. McHugh to the Board of Works.

446/38. COMPLAINT RE CONDITION OF ROAD AT STRAUGHTER.

A letter was read from Mr. James McHugh, Ardara, complaining of the condition of the road from John Boyle's, Straughter, to Frank O'Donnell's, Straughter. The road was almost impassable, and there were three lorries on it weekly.

The Acting County Surveyor reported as follows:-

"This is a townland road with only a few houses on it. After a small Minor Employment Scheme it was declared a County Road (Motion brought in by ex-Councillor Sweeney). It was made with blue till and is a good enough road for horse and cart, but it not suited to lorries."

The Council decided to take no action in the matter.

447/38. DAIL COURTS (1919-1922) ASSOCIATION.

A letter was read from Mr. M. E. Duggan, Hon. Secretary, Dail Courts (1919-1922) Association, enclosing copy of the following resolution:-

"That we, the County Council, hereby endorse the claims of the Dail Courts (1919-1922) Association for recognition by the Government; remembering the very important services rendered by the members of this Association in the National cause when, acting under a Decree of the First Dail, in the late fight for freedom, they were responsible for the mashing of the British legal system here, giving the utmost satisfaction to all concerned in the discharge of these dangerous duties."

On the motion of Councillor Kavanagh seconded by Councillor McDaid, it was decided to adopt the resolution with the substitution of the word "support" for the word "endorse."

448/38. SENTENCE OF MICHAEL CONWAY BY THE MILITARY TRIBUNAL.

A letter was read from the Hon. Secretary, "Release Conway Committee", Dublin, enclosing a pamphlet setting out the evidence on which Michael Conway was sentenced by the Military Tribunal, and asking the Council to demand his release.

On the motion of Councillor Gallen seconded by Councillor McRory it was unanimously decided to request the Department of Justice to review the evidence on which Conway was sentenced.

449/38. PRESIDENTIAL ELECTIONS ACT, 1937.

A letter was read from the Local Government Department dated 14th April, 1938, F.36/38, enclosing copy of the Presidential Elections Act, 1937, and an Order made by the Minister on the 14th April, 1938, appointing days in respect of the Presidential Election.

The matter was noted.

450/38. COMMITTEE OF AGRICULTURE - RESIGNATION OF MR. WILLIAM BORLAND.

A letter was read from the Chief Agricultural Officer enclosing extract from the Minutes of his Meeting held on the 15th March regarding the resignation of Mr. William Borland, Cloughfin, Rosnakill, as a member of the Committee of Agriculture.

The Council noted the matter.

451/38. RATE IN THE £. FOR 1938/39 FOR COMMITTEE OF AGRICULTURE.

A letter was read from the Chief Agricultural Officer enclosing extract from the Minutes of the Meeting of the Committee held on the 15th March regarding payment of Grants to Committees of Agriculture, and applying to the Council for a rate of 2¹/₂d. in the £ for 1938/39.

The Secretary stated that a rate of this amount had been included in the Estimates for 1938/39.

452/38. DECLARATION OF ROAD KNOWN AS "THE HALL LANE", MOVILLE,
TO BE A COUNTY ROAD.

Councillor McDaid proposed:- "That the road known as 'The Hall Lane', with branch to Treacy's Lane, between Foyle Street and James's Street, Moville, be declared a County Road."

The Secretary stated that the public notice required by Section 25 (5) of the Local Government Act, 1925, had been duly given.

The Acting County Surveyor stated that he had no objection to the declaration of the road as a County Road.

Councillor Scott seconded Councillor McDaid's motion, which was passed unanimously.

453/38. ROAD KNOWN AS "SUMERHILL ROAD" BETWEEN COOLEY ROAD NO. 308
AND SUMMERHILL COTTAGES, MOVILLE.

Councillor McDaid proposed:- "That the road known as "Summerhill" Road" between Cooley Road No. 308 and Summerhill Cottages be declared a County Road."

The Acting County Surveyor stated that the road could not be declared a County Road, as it did not connect two existing County Roads.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

454/38. ROAD BETWEEN BATH TERRACE LANE AND BALLYNALLY COTTAGES,
MOVILLE.

Councillor McDaid proposed:- "That the road between Bath Terrace Lane and Ballynally Cottages be declared a County Road."

The Acting County Surveyor stated that the road was too narrow to be declared a County Road.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

455/38. DANGEROUS CORNER AT BRIDGE ON ROAD BETWEEN DONEGAL AND
MOUNTCHARLES.

Councillor McRory proposed:- "That this Council give the grant required to widen and carry out such other repairs at a most dangerous corner known as "The Tower Glen Bridge", where accidents are continually occurring, which can be attributed to the narrowness of the road and bridge at this point."

Mr. O'Reilly, Acting County Surveyor, reported as follows:-
"I am not sure which bridge Councillor McRory refers to. If it is the Bridge at foot of Mountcharles Brae, convenient to Bogle's cottage, the width of the road between the parapets is 19'. Any widening of bridge at this point would tend to create a bottle-neck approach on the Donegal side. What I would recommend is grading at the junction of Main Road and Shore Road. This would give the greatest width at a point where it is of most advantage."

The Council unanimously decided to adopt Mr. O'Reilly's report.

456/38. ROAD CONSTRUCTED BY IRISH LAND COMMISSION IN TOWNLAND OF
CRUICKAGHMORE.

A letter was read from the Irish Land Commission dated 2nd March, 1938, P.30485/37, referring to the Council's resolution No. 75/36, in which it was stated that the Council agreed to take over and maintain the new road being constructed by the Land Commission in the townland of Cruickaghmore, provided it was constructed to the County Surveyor's specification. The road was now completed, and they wished the Council to take it over for maintenance as a public road.

Mr. O'Reilly, Acting Co. Surveyor, asked to have this matter adjourned until next Meeting, as he was anxious to see how this road would stand up to traffic before making any recommendation.

The Council adjourned consideration of the matter until next Meeting.

457/38.

PETTIGO COURTHOUSE.

As no communication had been received from the Landlord of Pettigo Courthouse, the Council further adjourned consideration of the question of repairs to it. (355/38 C.C.)

458/38.

PROPOSED PROVISION OF WINCH AT INISHBOFFIN.

A letter was read from the Department of Agriculture, Fisheries Branch, dated 25th March, 1938, W.14/35/35, stating that representations had been made to the Minister as to the need for a winch at Inishboffin to facilitate the islanders in hauling their boats. It was understood that the landing facilities at Inishboffin were under the care of the Council, and the Minister would be glad to learn that the Council had made arrangements for the provision of a suitable winch.

The Council decided to refer the matter to the Acting County Surveyor for a report for next Meeting.

459/38.

REPAIRS TO LANDING-SLIP AT MALINMORE.

A letter was read from the Office of Public Works dated 14th April, 1938, C.87.102/1/36, referring to Minute No. 342/38 of the 29th March, 1938, regarding Malinmore landing-slip, and stating that the works estimated to cost £129 were completed on the 26th August, 1937, and were at present awaiting a joint final inspection by the County Surveyor and their Engineer. In the circumstances, they would be glad if the Council would now arrange to have the repair works referred to in their letter of the 10th February last put in hands.

The Acting County Surveyor (Mr. O'Reilly) reported as follows:-
"The repair works referred to (repair of existing concrete slipway) will be put in hands immediately. I will meet the Board's Engineer for a joint final inspection when a suitable date can be arranged."

The Council noted Mr. O'Reilly's report.

460/38.

APPLICATION FOR CINEMATOGRAPH LICENCE FOR HALL AT CARRICK.

An application was submitted from Mr. Patrick Cassidy, Carrick, for a Cinematograph Licence for his Hall at Carrick.

The Secretary stated that the Garda Síochána had reported that they had no objection to the issue of a licence in this case.

The Acting Co. Surveyor (Mr. O'Reilly) reported as follows:-
"Mr. Lennon reports that he inspected this Hall but would prefer that I make a final inspection, as he is not too familiar with the Cinematograph Act, before recommending that a licence be granted."

The Council unanimously decided to grant the licence, subject to a satisfactory report being received from the Acting County Surveyor.

461/38. ROAD FROM LOUGHNABROGUE TO JOHN GILLESPIE'S, TIEVELOUGH, KILRAINE.

A letter was read from Mr. Owen Gillespie, Tievelough, Kilraine, inquiring if the Council was going to do anything regarding the improvement of the road from Loughnabrogue to John Gillespie's, Tievelough or Sallows, at the place known as "The Cliff" as it was a very dangerous place.

The Acting County Surveyor reported as follows:-
"The road referred to is Map No. 1620 which is an extension of Road, Map No. 1619. These two roads are on Direct Labour this year at an annual maintenance amount of £60 and £6 respectively. The total length of these two roads is 750 perches. From this it will be seen that these two roads have been rather generously treated on the annual estimate. The improvements required really mean making a new diversion of road, and the amount of traffic on this road does not warrant such a large increase in expenditure."

The Council noted the report, and decided to take no action in the matter.

462/38. COMPLAINT RE PIPE ON ROAD AT TULLYHONOUR, BREENAGH.

A letter was read from Mr. John McDaid, Tullyhonour, Breenagh, Newmills, stating that there was a broken pipe on the road at his house. When rain came his street and field were flooded, and he would hold the County Council responsible for any damage done to his land.

The Acting County Surveyor reported as follows:-

"Mr. Callaghan, Assistant County Surveyor, reports as follows:- 'According to the Road Contractor this is a pipe which McDaid made himself for his own convenience, but McDaid says it was made when the road was made thirty years ago. Anyhow, it is only a land drain and would require a new pipe.'"

The Council noted the report and decided to take no action in the matter.

463/38: COMPLAINT RE CONDITION OF ROAD BETWEEN CASHEL THREE ROADS AND FAHAN FOUR ROADS, SLUDDEN, CARNDONAGH.

A letter was read from Mr. James McLaughlin, Sludden, Carndonagh, again complaining of the condition of the road between Cashel Three Roads and Fahan Four Roads. At the February Meeting the Surveyor reported that the road was in good order, but it was not even fit to drive cattle on. The matter should be attended to at once. At the same Meeting the Surveyor also reported that the drain did not concern the Council, but that seemed strange as it ran along the side of the road and was repaired by the Council some ten years ago.

The Council decided to refer this matter to Mr. Caffrey, Acting County Surveyor, for special investigation and report. (185/38 C.C.)

464/38. PIER AT CREEVY, BALLYSHANNON, AND ROAD LEADING THERETO.

A letter was read from Rev. N. McGroarty, C.C., Ballyshannon, and a number of residents of Creevy, Cloughbally, and Kildoney, applying for a grant to repair the Pier at Creevy, Ballyshannon, and the road leading to the Pier. The Pier was at present badly damaged, and was dangerous and useless for fishing purposes.

Mr. O'Reilly, Acting County Surveyor, referred the Council to a report submitted by him in January, 1937 (Minute No. 124/37 C.C.). He stated that further damage to the extent of about £40 had since been done by storms.

The Council unanimously decided to apply to the Department of Fisheries for a grant for the repairs to the Pier, and to refer the question of the repairs to the road to Mr. O'Reilly, Acting County Surveyor.

465/38, ROAD FROM BALLYLAR TO SHANNAGH AND COOLADERY.

A letter was read from a number of residents of the townlands of Shannagh, Cooladerry, Rosskirk, and Ballylar, applying for a grant to enable them to complete and repair the surface of the road from Ballylar to Shannagh and Cooladerry as far as Rosskirk. The road was at present in a disgraceful state. Part of it was repaired in 1932. A few tons of road metal had been scattered over it from time to time, but this proceeding only tended to aggravate the defects already too apparent.

The Acting Co. Surveyor submitted the following report from his Assistant:- "This road was out for tender on 18th February. There was no tender offered, but on the following day I received a tender for maintenance of road which I accepted for twelve months. The road was formerly a presentment road or contract. Now it has become a maintenance contract, and the amount of material and money is sufficient to keep this road in tolerable repair for the usual local and mountain traffic, but not to maintain as a Main or important County Road."

The Council decided to refer the matter to the Acting County Surveyor.

466/38.

COMPLAINT RE FENCES NOT BEING ERECTED ON ROAD AT DOOEY,
DOWNINGS.

A letter was read from Mr. Charles Shiels, Dooley, Downings, stating that last year the Council widened the County Road bordering on his land, and permission was given by him, and he thought the least the Council might do was to erect fences on both sides for the protection of his crops. This had not been done and his crops were being destroyed by animals wandering on the road.

The matter was referred to the Acting County Surveyor.

467/38.

AMOUNT OWING BY BUNCRANA URBAN COUNCIL.

Councillor Scott inquired if any reply had been received from the Local Government Department to the Council's letter pointing out the failure of the Bunrana Urban Council to meet the instalments of the County Council's demand.

On the Secretary's replying in the negative, it was decided to draw the Department's attention to the matter again, and to point out that a sum of £4,689 : 6 : 5 was now owing to the Council.

Confined.

M. MacKadden

Chairman of Co. Council
31st May, 1938.

A MEETING OF THE DONEGAL COUNTY COUNCIL WAS HELD ON TUESDAY,
THE 31ST DAY OF MAY, 1938.

468/38.

A T T E N D A N C E.

The following were the members present:- Councillors McFadden (presiding), Baxter, Blaney, Brady, Byrne, Cannon, Cole, Crerand, Friel, Gallen, Hannigan, Houston, Kavanagh, Kelly, Loughrey, Lynch, Mahony, Myles, McClafferty, McCrea, MacCreadie, McDaid, McGrenra, McIvor, McMenamin, McShane, McShea, O'Boyle, O'Brien, O'Donnell (Brian), O'Donnell (Michael), McRory, Scott, and Walsh.

469/38.

A P O L O G Y.

Councillor Scott apologised for the absence of Councillor Wagentreiber, who, he stated, was ill.

470/38.

C O N F I R M A T I O N O F M I N U T E S.

On the motion of Councillor Mahony seconded by Councillor MacCreadie, the Minutes of the last Meeting of the County Council held on the 26th April, 1938, were confirmed unanimously.

471/38.

R E P O R T O F F I N A N C E C O M M I T T E E M E E T I N G.

On the motion of Councillor Mahony seconded by Councillor MacCreadie, the Report of the Finance Committee Meeting held on the 26th April, 1938, was adopted unanimously.

472/38.

R E P O R T S O F S U B - F I N A N C E C O M M I T T E E M E E T I N G S.

On the motion of Councillor Mahony seconded by Councillor MacCreadie, the Report of the Sub-Finance Committee Meeting held on the 26th April, 1938, was adopted unanimously.

On the motion of Councillor Mahony seconded by Councillor MacCreadie, the Report of the Sub-Finance Committee Meeting held on the 10th May, 1938, was adopted unanimously.

On the motion of Councillor Mahony seconded by Councillor MacCreadie, the Report of the Sub-Finance Committee Meeting held on the 27th May, 1938, was adopted unanimously.

473/38.

R E T I R A L O F M R. J O H N C A F F R E Y, C O. S U R V E Y O R.

Arising out of Minute No. 291/38 of the Report of the Sub-Finance Committee of the 10th May, 1938, Councillor Brady proposed and Councillor Scott seconded that the Council place on record their appreciation of the services of Mr. Caffrey, former Co. Surveyor.

The resolution was supported by Councillors Mahony, Blaney, and Gallen, and passed unanimously.

The Secretary and the Council's Solicitor also joined in the tributes to Mr. Caffrey.

Mr. J. J. Caffrey, Acting County Surveyor, returned thanks for the many tributes paid to his father.

474/38.

R E P O R T O F L A W C O M M I T T E E M E E T I N G.

On the motion of Councillor Mahony seconded by Councillor McClafferty, the Report of the Law Committee Meeting held on the 27th May, 1938, was adopted unanimously.

475/38.

P A Y M E N T S T O R O A D C O N T R A C T O R S F O R H A L F - Y E A R E N D E D 3 1 S T M A R C H, 1 9 3 8.

The Council considered the list of payments to Road Contractors for the half-year ended 31st March, 1938, and, on the motion of Councillor Blaney seconded by Councillor Brady, payment was recommended in each case as certified by the Acting County Surveyors.

476/38. REPORT OF ENGINEERING SERVICES COMMITTEE MEETING.

On the motion of Councillor Mahony seconded by Councillor Brady, the Report of the Engineering Services Committee Meeting held on the 10th May, 1938, was adopted unanimously.

At a later stage of the Meeting, Councillor Scott proposed that the Council implement the recommendation of the Engineering Services Committee as recorded in Minute No. 4/38 of the Report of the Committee of the 20th April, 1938, and transfer Mr. William J. B. Doherty, Assistant Surveyor, Buncrana, as from the 1st July, 1938, to the Engineering Staff of the Board of Health.

The Secretary pointed out that this item was not on the Agenda, and it was agreed to adjourn until next Meeting consideration of the matter, and, in the meantime, to obtain the sanction of the Minister for Local Government and Public Health to the proposal.

477/38. MALIN HEAD PIER.

Councillor Cole proposed, Councillor Lynch seconded, and it was unanimously resolved:- "That the Council instruct the Acting County Surveyor, Mr. Caffrey, to visit and report on the condition of the Malin Head Pier and to make an estimate of the cost of the necessary repairs thereto, including the winch."

478/38. CLAIM FOR DAMAGES FOR PERSONAL INJURIES ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF BLASTING OPERATIONS AT GLENAHILT, BURTONPORT.

A letter was read from the Council's Solicitor regarding the claim for damages by Miss Mary Boyle, Glenahilt, Burtonport, for personal injuries alleged to have been received as a result of blasting operations carried out by the Council at Glenahilt Quarry, Burtonport. He was satisfied that there was negligence on the part of the Council's workmen, and that the Plaintiff would obtain a Decree, the amount of which would entirely depend on the medical evidence. The Plaintiff was examined by Dr. McGinley shortly after the accident, and Dr. McGinley reported that he was unable to find anything wrong with her, and that she was exaggerating her condition very much. In the circumstances, he suggested that the Council agree to a settlement.

The Council decided to leave the matter in the hands of the Solicitor and the Sub-Finance Committee to make the best settlement possible in the circumstances.

479/38. COMPLAINTS RE DELAY IN EXAMINATION OF CLAIMANTS FOR THE BLIND PENSION.

A letter was read from Mr. Charles Sweeney, Merville, stating that he had been asked by the local Pensions Sub-Committee to complain of the delay in the examination of claimants for the blind pension. One applicant from that district made application on the 24th December, 1936. The Doctor had not visited the district since the 19th December, 1936. The Clerk of the local Committee had on two occasions written to the Department, and the reply on each occasion was that the matter was being attended to.

Councillor Mahony stated that a similar state of affairs existed in his district. (Letterkenny Area.)

The Council decided to refer the matter to the Local Government Department.

480/38. EXPENSES INCURRED IN CONNECTION WITH PROSECUTIONS UNDER SALE OF FOOD AND DRUGS ACTS.

A letter was read from Garda Flanagan, Food and Drugs Inspector, Buncrana, claiming a refund of 9/- in connection with expenses incurred in prosecutions under the Sale of Food and Drugs Acts against Messrs. Richard Lynch, Garshuey, Newtowncunningham, and James Devlin, Glebe, Clonmany.

The Council decided to refund the amount to Garda Flanagan.

481/38. APPLICATION FOR LICENCE UNDER THE POISONS AND PHARMACY ACT.

A letter was read from Mr. J. P. Speer, Letterkenny, applying for a licence under the Poisons and Pharmacy Act, 1908.

The Council unanimously decided to grant the licence.

482/38. OVERGROUND TELEGRAPHIC LINE.

A letter was read from the Engineer-in-Chief, Department of Posts and Telegraphs, applying for permission to lay an overground telegraphic line along the Kilmaerenan-Milford Road from Ards court to Milford Post Office.

Permission was granted on condition that in the event of it being found necessary at any future date to remove the poles, the cost of removal, except in so far as State-aided Schemes and Schemes authorised by an Act of the Oireachtas are concerned, to be borne by the Department of Posts and Telegraphs; and that the poles be kept free of the carriageway.

483/38. STATISTICAL PARTICULARS.

A letter was read from the Local Government Department dated 29th April, 1938, Ilgh. (S. & R.), Circ. 20/1938, enclosing form for statistical particulars, and requesting that it be returned, duly filled up, within the coming month.

484/38. ESTATE DUTY GRANT FOR THE YEAR ENDED 31ST MARCH, 1938.

A letter was read from the Local Government Department giving the following statement in regard to Estate Duty Grant for the year ended 31st March, 1938:-

Share of Donegal County in payment on account of Estate Duty Grant for the year ended 31st March, 1938.....	£3,167 : 12 : 7.
Less draws upon the Guarantee Fund in respect of arrears at May/June, 1937, and November/December, 1937, sales.....	300 : 5 : 1.
Credit balance.....	£2,867 : 7 : 6.

485/38. APPOINTMENT OF MR. A. N. DILLON AS ENGINEER-IN-CHARGE OF THE ROSSES ROAD RE-CONSTRUCTION SCHEME.

A letter was read from the Local Government Department, Roads, dated 30th April, 1938, R/RS/7, stating that the Minister sanctioned the appointment of Mr. A. N. Dillon as Engineer-in-Charge of the Rosses Road Re-Construction Scheme at remuneration of £8 : 8 : 0 per week with Travelling Expenses at 4d. per mile.

486/38. SMALL DWELLINGS ACQUISITION ACTS.

A letter was read from the Local Government Department dated 5th April, 1938, Circ. No. 41/1938, enclosing for completion return showing the operations of the Council under the Small Dwellings Acquisition Acts up to 31st March, 1938.

487/38. ARREARS OF HOUSING ANNUITIES.

A letter was read from the Local Government Department dated 30th April, 1938, H.11913/2/38, Dun na nGall., inquiring the present position in regard to arrears outstanding under the Housing Acts, 1924 to 1929.

488/38. AGREEMENT BETWEEN ENGLAND AND EIRE.

A letter was read from the Private Secretary to An Taoiseach stating that he had been directed by An Taoiseach to acknowledge, with thanks, extract from the Minutes of the Meeting of the Donegal County Council held on the 26th April regarding the Agreement between England and Eire.

489/38. TRANSFER TO THE BOARD OF HEALTH OF THE "BATH GREEN", MOVILLE.

A letter was read from the local Government Department dated 4th May, 1938, P.H.12011/2/38, Dun na nGall., stating, for the information of the Council, that the Indenture made between the Donegal County Council and the Board of Health and Public Assistance with regard to the transfer to the Board of the Recreation Ground, known as the "Bath Green", Moville, had been returned to the Council's Solicitor with the consent of the Minister duly endorsed thereon.

490/38. FORWARDING OF SAMPLES OF GOODS FOR COMPARISON WITH OFFICIAL STANDARD SAMPLES.

A letter was read from the Local Government Department, Combined Purchasing Section, dated 9th May, 1938, stating that in several cases where samples of goods were forwarded for comparison with official standard sample, it had been found that insufficient information regarding the sample had been forwarded. This entailed considerable correspondence and delay.

491/38. ADVANCE UNDER THE SMALL DWELLINGS ACQUISITION ACTS TO MR. JOSEPH GALLAGHER, GLENTIES.

A letter was read from the Local Government Department dated 11th May, 1938, H.9629/38, stating that the Minister would raise no objection to an advance not exceeding £170 being made under the Small Dwellings Acquisition Acts to Mr. Joseph Gallagher, Glenties. A grant of £80 had been allocated under the Housing Acts towards the erection of this house.

492/38. LOCAL OFFICES AND EMPLOYMENTS (GAELTACHT) (AMENDMENT) ORDER, 1938.

A letter was read from the Local Government Department dated 12th May, 1938, Circ. No. 59/38, enclosing copy of the Local Offices and Employments (Gaeltacht) (Amendment) Order, 1938, which amended earlier Orders by allowing Officers whose term of Office would have terminated on the 28th February, 1938, to continue in Office until 31st July, 1938, but not after that date, unless, in the meantime, they had satisfied the Minister that they possessed the knowledge of Irish mentioned in Article 3 of the Local Offices and Employments (Gaeltacht) Order, 1938.

493/38. ACKNOWLEDGMENTS OF APPLICATIONS FOR MINOR RELIEF GRANTS.

Acknowledgments of applications for Minor Relief Grants for works at Glengad; Goland; Dunwiley; Drumgorman Upper; Commeen; Three Trees; Summerhill; Ballynally; Newtown-Ballycallon; Upper Meenacladdy; and Drumard, were received from the Board of Works.

494/38. SAMPLES TAKEN UNDER SALE OF FOOD AND DRUGS ACTS.

A letter was read from the Department of Agriculture dated 12th May, 1938, G.2623/35, asking to be furnished with a return of samples taken under the Sale of Food and Drugs Acts on behalf of the Council in the six months ended 31st March, 1938.

495/38. ANALYST'S REPORT.

A letter was read from the Local Government Department dated 17th May, 1938, P.H.14855/38, Dun na nGall (H.), stating that in the County Analyst's Report for the quarter ended 31st March, 1938, 6 samples of milk and 1 of butter were given as adulterated, while in the return of prosecutions from the Garda Síochána full particulars were given in respect of only three milk samples. They wished to know what action had been taken in regard to the remaining samples of milk and also the sample of butter, and the names and addresses of the vendors thereof.

496/38. RE-VALUATION OF ISLANDS OFF THE COAST OF DONEGAL.

A letter was read from the Local Government Department dated 2nd May, 1938, G.10012/38, Dun na nGall., referring to the Department's letter of the 18th February relative to the re-valuation of islands off the coast of Donegal, and inquiring if a reply could now be furnished.

497/38. DAMAGE TO CULVERT ON COUNTY ROAD AT FALCORRIB, DUNGLOE.

A letter was read from the Irish Land Commission dated 11th May, 1938, P.23668/38, referring to previous correspondence regarding damage done to a culvert on the County Road at Falcorrib, and adverting to their letter of the 17th August, 1937, to which they had nothing further to add.

Councillor Walsh stated that the culvert had been repaired, and that it had been since damaged maliciously.

Mr. O'Reilly, Acting County Surveyor, submitted the following report:-

"This matter has come before the Council on several occasions on each of which I pointed out that the Irish Land Commission are responsible for the repair of this culvert at Falcorrib. Mr. Kearney reports that he received a copy of a letter from the Council Offices, which was sent by Mr. McKiernan, Irish Land Commission Inspector, to Mr. Caffrey, County Surveyor. He (Mr. McKiernan) stated that he would build the pipe to the satisfaction of the County Surveyor. This has not been done. It is evident, therefore, that the Irish Land Commission have not carried out their Agreement, and that the present repair of the culvert is a matter which they should attend to at once."

On the motion of Councillor Brady, it was unanimously decided to leave the matter in the hands of Mr. O'Reilly, Acting Co. Surveyor.

498/38. OUTBREAK OF SHEEP SCAB AT FINNER, BUNDORAN.

A letter was read from the Department of Agriculture dated 23rd April, 1938, No. S.205, transmitting, for the information of the Council, copy of a letter which had been received in the Department from Mr. James Harte, Galdragh, Ballyshannon, stating that an outbreak of sheep scab existed on a farm near Finner, and asking the Council to have the matter investigated by the Veterinary Inspector for the district.

499/38. LANDING FACILITIES AT PORT INURAN, MALIN HEAD.

A letter was read from the Department of Agriculture, Fisheries Branch, dated 13th May, 1938, W.14/61/37, referring to the Council's resolution relative to the suggested improvement of the facilities for fishing boats at Port Inuran, Malin Head, and stating that the matter was receiving consideration.

500/38. ROAD VEHICLES (REGISTRATION AND LICENSING) REGULATIONS, 1938.

A letter was read from the Local Government Department dated 13th May, 1938, MT.278., enclosing copy of the Road Vehicles (Registration and Licensing) Regulations, 1938.

501/38. LOAN FOR PROVISION OF FIRE-FIGHTING APPLIANCES AT THE MENTAL HOSPITAL, LETTERKENNY.

A letter was read from the Local Government Department dated 7th May, 1938, 11875/38, Letterkenny M.H. (b)., referring to the Council's application for sanction to a proposed loan of £1,200 to defray cost of providing fire-fighting appliances at the Mental Hospital, Letterkenny, and asking to be furnished with full particulars as to the proposal, and inquiring what were the present facilities of the Mental Hospital with regard to these appliances.

502/38. ALLOWANCE TO THE ACTING COUNTY SURVEYORS OF AMOUNT ALLOWED TO THEM IN RESPECT OF LOSS OF GRANT WORK ALLOWANCE WHILE ACTING AS INDOOR ASSISTANT SURVEYORS.

A letter was read from the Local Government Department, Roads, dated 21st May, 1938, R/RS/7, referring to a resolution of the Finance Committee, and stating that the Minister would raise no objection to the Acting County Surveyors being paid the allowance of £50 per annum of which they were in receipt while employed as Indoor Assistant County Surveyors. The allowance recoupable from the Road Fund might be divided between them for the present.

503/38. WARBLE FLY ORDER - RECORDING OF "UNDRESSED" CATTLE AS "DRESSED."

A letter was read from the Department of Agriculture dated 28th April, 1938, L.1460-38, stating that a Departmental Inspector who carried out inspections in the district of Warble Fly Inspector Callaghan, Colehill, Newtowncunningham, reported that "undressed" infested cattle had been recorded by the Inspector as "dressed", apparently on the strength of owners' promises to carry out treatment. As no reliance could be placed on records made out in this way, Mr. Callaghan should be asked for an explanation in the matter.

A letter was read from the Department of Agriculture dated 23rd May, 1938, L.160-38, acknowledging the receipt of the explanation of Warble Fly Inspector Callaghan regarding a report that he had recorded "undressed" infested cattle as "dressed" on the strength of owners' promises to carry out treatment, and stating that the matter had been noted.

504/38. PURCHASE OF STONEBREAKER, TRACTOR, LIVING-VAN, MIXER FOR ASPHALT MACADAM, PRESSURE SPRAYER, AND 500-GALLON BOILER.

A letter was read from the Local Government Department, Roads, dated 12th May, 1938, R/IR/20, referring to the Council's Minute No. 345/38, and stating that the Minister will raise no objection to the purchase of a stonebreaker, tractor, living-van, mixer for asphalt macadam, pressure sprayer, and 500-gallon boiler, and enclosing query form for completion.

505/38. ARDUGHADH CREIDIUINTE O'N BHAINNG DO CHISTE AN CHOMHAIRLE.

Do leigheadh litir o Roinn Rialtais Aitiula agus Slainte Puibli faoi dhata an 10adh Bealtaine, 1938, G.4785/4/38, Dun na nGall., ag iarraidh an t-eolus so a leanas a chur chun an Roinne:-

- (1) An meid de'n airleacan is ga chun fiacha a bhaineann leis an mbliain airgeadais 1937/38 do dhiol agus go bhfuil faghaltaisi le teacht fos alos na bliana sin chun an mheid sin do dhiol.
- (2) An meid de'n airleacan is ga chun fiacha a bhaineann leis an mbliain airgeadais reatha do dhiol agus a glanfar o faghaltaisi na bliana sin.

Do leigheadh litir o Roinn Rialtais Aitiula agus Slainte Puibli faoi dhata an 18adh Bealtaine, 1938, G.4785/5/38, ag radh go gceaduiagheann an t-Aire Rialtais Aitiula agus Slainte Puibli do Chomhairle Chonndae Dun na nGall airliughadh le fiacha Bainne na rachaidh thar ceathracha cuig mile punt i gcoir costaisi reatha sealadacha. Bhi an t-udaras seo dleaghtach suas go dti 3ladh la de'n mhi seo.

Dubhairt an Runaidhe go mbeadh £55,000 riachtanach go dti an 30adh la de Mheitheamh, 1938.

Socruiagheadh go n-iarrfadh cead an Aire fiacha Bainne na rachaidh thar £55,000 suas go dti an 30adh Meitheamh, 1938.

506/38. STATEMENT OF OUTSTANDING LOAN BALANCES.

A letter was read from the Local Government Department dated 6th May, 1938, S., Dun na nGall., asking to be furnished with an up-to-date statement showing the outstanding balances of all loans raised by the County Council for roads and other purposes.

507/38.

DOCTUIR DUBHGLAS DE HIDE.

Do leigheadh litir o Doctuir Dubhglas de Hide ag cur a fhíor-bhuidheachas chuig an Chomhairle Chonndae as ucht an chomh-ghairdeachais chinealta a rinneadh leis ar a thoghadh in a Uachtaran ar Eirinn.

508/38. REQUEST FOR GRANT FOR NEW ROAD AT GLENMACANNIVE, GLENTIES.

Councillor Houston proposed, and it was unanimously resolved:- "That we ask the Board of Works for a grant to make a new bog road leading from the Glenmacannive County Road through the lands of Con McLoone for turbary purposes. Seven tenants are carting turf on these bogs and have to carry them half a mile."

509/38. REQUEST FOR GRANT FOR REPAIR OF ROAD LEADING FROM DOOCHARY-FINTOWN ROAD TO TOWNLAND OF GLENLEIGHAN.

Councillor Houston proposed, and it was unanimously resolved:- "That we ask the Board of Works to repair about one mile of an existing road leading from the Doochary-Fintown County or Main Road to the townland of Glenleighan to accommodate five tenants."

510/38. APPOINTMENT OF RATE COLLECTOR FOR DISTRICTS NOS. 30 AND 32.

In response to the Council's advertisement applications for the position of Rate Collector for the Nos. 30 and 32 Collection District comprising the Electoral Divisions of Cranford, Glen, Kilmacrenan, Loughkeel, Milford, Termon, Carrickart, and Rosguill, were received from the following:-

James Deeney, Clondallon, Rathmullan.

Hugh McBride, Downings.

Michael McLaughlin, Highglen, Glen, Kilmacrenan.

Mrs. Sarah O'Donnell, Milford.

The Secretary stated that the credentials of the candidates had been examined by the Sub-Finance Committee that morning, and that Bankers' references as to the ability of the persons named as sureties to act in that capacity, as required by the terms of the advertisement, had only been submitted by Mrs. O'Donnell and Mr. Deeney.

Only one candidate had attended for the Irish examination, namely, Mr. Michael McLaughlin, who had secured 70% in Oral Irish, and 50% in Written Irish.

Councillor Mahony proposed that Mrs. Sarah O'Donnell be appointed to the position, subject to the terms of the Local Offices and Employments (Gaeltacht) Orders, 1928 - 1938, and in doing so, he stated that Mr. Deeney was withdrawing his application in favour of Mrs. O'Donnell. N

Councillor Blaney seconded the proposal, and stated that the members of the Council from the Milford Area were unanimously in favour of the appointment of Mrs. O'Donnell.

Councillor Brady proposed, as an amendment, that the position be re-advertised as none of the candidates had complied with the terms of the advertisement.

Councillor Scott seconded the amendment.

The amendment was put to the Meeting and the following voted for it:- Councillors Brady, Cramerand, Friel, Gallen, Hannigan, Houston, Kelly, McCrea, McShea, McRory, and Scott. Total 11.

The following voted against the amendment:- Councillors Baxter, Blaney, Byrne, Cannon, Cole, Kavanagh, Loughrey, Lynch, Mahony, McClafferty, MacCreadie, McDaid, McFadden, McGrenra, McIvor, McMenamin, McShane, O'Boyle, O'Donnell (Brian), O'Donnell (Michael), and Walsh. Total 21.

The amendment having been defeated, the motion was put to the Meeting and carried by the same voting.

The Chairman declared Mrs. Sarah O'Donnell appointed, and the Council decided to accept as her sureties in a Personal Bond, Messrs. Peter Boyce, Gortnacall, Milford, and Robert Matson, Glasnant, Milford.

511/38. MAKING OF RATE FOR THE SERVICE OF THE FINANCIAL YEAR ENDING ON THE 31ST DAY OF MARCH, 1939.

The Secretary having certified on the forms prescribed that the rate, in so far as the value of the hereditaments therein assessed was concerned, was in conformity with the valuations in force for the time being, the Council decided to adopt such rates as already determined, and as set out in "Notice of Deposit of Poor Rate Books for Inspection" (Form 46), and it was proposed by Councillor Mahony, seconded by Councillor Blaney, and unanimously resolved under the provisions of the Local Government (Ireland) Act, 1898, and of Acts incorporated therewith, and subsequent Statutes, to allow and make the same in two moieties for the service of the Financial Year ending on the 31st day of March, 1939, as assessed in the Rate Book.

A statement of such allowance having been entered at the foot, each Rate Book was signed by the Chairman and two of the members present, attested by the Seal of the Council, and duly countersigned by the Secretary.

512/38. CHANGES OF NAMES OF OCCUPIERS IN THE RATE BOOK.

On the motion of Councillor Mahony seconded by Councillor Blaney it was unanimously resolved that the changes of names of occupiers as set out in returns received from the Rate Collectors be made in the Rate Books under Section 6 of 23 and 24 Vic., Cap. 4., for the year ending 31st March, 1939.

513/38. SIGNING OF RATE COLLECTORS' WARRANTS.

On the motion of Councillor Mahony seconded by Councillor Blaney it was unanimously decided to sign and seal the Rate Collectors' Warrants authorising the collection of Poor Rates for the year ending 31st March, 1939, and the warrants were thereupon duly signed, and the Seal of the Council affixed thereto.

514/38. LETTERKENNY WATER SUPPLY.

A letter was read from the Local Government Department dated 4th February, 1938, S.5410/38, Dun na nGall., regarding Lough Salt Water Supply and the Agreement dated 22nd February, 1909, between the Donegal County Council and the Letterkenny Urban District Council.

A further letter was read from the Local Government Department dated 30th March, 1938, S.5410/38, Dun na nGall., inquiring what action had been taken by the Council in regard to the improvement of the Letterkenny Water Supply.

A memorandum on the Letterkenny Water Supply prepared by the Rev. John O'Doherty, P.P., Chairman of the Mental Hospital Committee, was submitted.

A letter was read from the Local Government Department dated 6th May, 1938, S.5410/38, regarding the Lough Salt Water Supply, and stating that the Minister had received a communication from the Mental Hospital Committee in which particulars were given of a provisional agreement reached by representatives of the Committee and of the Board of Health with representatives of the Letterkenny Urban District Council at a conference held on the 28th April. The Minister would be glad to learn the decision of the County Council and the other County Authorities when the matter had been finally considered by them, so that the Department might be in a position to take up, as soon as possible, with the appropriate body, the details of the improvement scheme proposed to be undertaken.

The matter was adjourned until next Meeting on the motion of Councillor Mahony, who stated that negotiations were proceeding between the Council's Solicitor and the Letterkenny Urban Council, with a view to having an agreement drawn up.

515/38.

COURTHOUSE ACCOMMODATION AT DUNGLOE.

A letter dated 15th February, 1938, was read from Mr. John Walsh, Secretary, Parochial Hall Committee, Dungloe, stating that the Hall Committee regretted that they could not approve of the installation of Anthracite Stoves in the Hall. They would consider the heating of the Hall next winter when they were in a financial position to do so, and, meanwhile, they would put a large radiator stove at a suitable place in the Hall. They would repair the side door and make it as air-tight as possible. They could not extend the cloak-room, but they would allow the use of the room to the Clerk on Court days and on any other days he required it.

A further letter dated 14th April, 1938, was read from Mr. Walsh stating that at a Meeting of the Hall Committee held on the 5th April quotations were considered for the central heating of the Hall. The Committee agreed to central heat the Hall before next winter.

On the motion of Councillor O'Boyle, consideration of the matter was further adjourned until next Meeting.

516/38.

COURTHOUSE ACCOMMODATION AT PETTIGO, GLENTIES, AND DUNGLOE.

A letter was read from the Local Government Department dated 21st May, 1938, G.572/3/38, Dun na nGall., stating that the Department of Justice wished to be informed whether proper Courthouse accommodation had yet been provided at Pettigo and at Dungloe. It was understood that certain outside plastering work was required to be carried out at Glenties Courthouse, and the Department wished to be informed when this work had been carried out.

The Secretary stated that he was awaiting a letter from the Landlord of Pettigo Courthouse in connection with the repairs thereto.

Mr. O'Reilly, Acting County Surveyor, stated that he had instructed Mr. Kearney, Assistant Surveyor, to have the outside plastering work at Glenties Courthouse put in hands as soon as possible.

In connection with Dungloe Courthouse, it was decided to refer the Department to Minute No. 515/38 G.C.

517/38.

CLAIM FOR COMPENSATION IN RESPECT OF DAMAGES TO BICYCLE ALLEGED TO HAVE BEEN CAUSED THROUGH COLLISION WITH PILE OF STONES.

A letter was read from Messrs. David Wilson & Co., Solicitors, Raphoe, dated 19th April, 1938, stating that they had been consulted by Mr. Joseph Doran, Veagh, regarding an accident which occurred on the 2nd April at Moneyhaughley. Their client was riding a bicycle about 8 p.m., and he collided with a pile of stones which had been placed on the roadside in such a manner as to project into the roadway. There was no warning by lamp or any other means of the obstruction, and although their client had a lamp on his bicycle, he did not see it in sufficient time to avoid it. As the stones were the Council's property they would be glad to know what offer of compensation would be made. Their client's bicycle which had cost £6 : 8 : 0 a short time previously was rendered useless.

A report was submitted from the Assistant Surveyor in connection with the claim.

The Council unanimously decided to deny liability.

518/38.

"AUTHORISED COMMITTEES" UNDER SECTION 63 OF THE LOCAL GOVERNMENT ACT, 1925.

On the motion of Councillor Brady seconded by Councillor Kavanagh, the Council unanimously decided to request the Department to sanction the Finance, Sub-Finance, Law, Scholarships, Engineering Services, and Sheep Dipping and Warble Fly Committees, as "Authorised Committees" for the purposes of Section 63 of the Local Government Act, 1925.

519/38. KEEGAN v. COUNTY COUNCIL AND GREAT NORTHERN RAILWAY CO.

A letter was read from the Council's Solicitor reporting on the case of Keegan v. County Council and Great Northern Railway. The case was disposed of by dismissing it on the merits as against both defendants. The Justice said he had no option but to award defendants their costs, but that if he had discretion in the matter he would not do so, as Mr. Keegan had come to a very great loss as a result of the accident. He requested Mr. Simms (for the Great Northern Railway Co) and Mr. McMullin (the Council's Solicitor) to ask their respective clients not to enforce the order for costs.

On the motion of Councillor Scott, it was decided, subject to sanction, not to enforce the order for costs.

520/38. COMPLAINT RE NON-PAYMENT FOR GRATE SUPPLIED AT CARNDONAGH IN NOVEMBER, 1935.

A letter was read from Mrs. Bridget Lafferty, Tulnaree, Carndonagh, applying for payment of 9/- for a grate made on her premises in November, 1935. The grate was made on the order of the late Sam Smyth, Bridge Street, Carndonagh. It was used in the drain at the corner of the Market House, off Malin Street.

Mr. Caffrey, Acting County Surveyor, stated that a Paying Order for the work had been issued to Mrs. Lafferty's deceased husband.

It was decided to make further inquiries to see if the Paying Order had been cashed, and, if so, by whom.

521/38. COMPLAINT RE DAMAGE TO ROAD AT MOSSYGLEN, MOVILLE.

A letter was read from Mr. James Elkin, Road Contractor, Termone, Lecamy, stating that Thomas Donovan had not made any attempt to repair the damage on the Altoragh Road in Mossyglen.

The Acting County Surveyor stated that the damage had now been repaired.

522/38. COMPLAINT RE NUISANCE AT QUAY STREET, MOVILLE.

A letter was read from Mr. William McKeague, Quay Street, Moville, stating that no effort had been made to have a nuisance removed from his door, since he reported it some weeks ago.

Mr. Caffrey, Acting County Surveyor, stated that his Assistant had informed him that this matter was now in order.

It was decided to ask Mr. Caffrey to look into the complaint himself.

523/38. REQUEST FOR GRANT FOR MAKING OF ROAD AT BALLYMENA, COOLKENNY.

A letter was read from Mr. Denis McLaughlin, Ballymena, Coolkenney, Malin, applying for a grant for the making of 150 perches of a new road from the end of the road at Ballymena Hill. They had at present to carry their turf one mile, whereas if they had a bog road they could cart them to the Main Road.

The Council decided to instruct Mr. McLaughlin to take the matter up with the Board of Works.

524/38. ROAD LEADING TO THE FRANCISCAN CAPUCHIN FRIARY, CASHELMORE.

A letter was read from the Rev. Father Superior, Franciscan Capuchin Friary, Ard Mhuire, Cashelmore, stating that they would be very grateful if, in the allotting of road grants for the coming season, a portion would be assigned to the road leading to the Friary in as far as the Friary Gates. Some of it was done last year, but it would be well to have it all finished before too much of the surface was worn away. The road was put on the County a few years ago, but he believed the map which the Surveyor had did not show it in as far as the Friary Gates, and he would be glad to know if the whole road was definitely taken over by the County as various other people used it.

On the motion of Councillor Blaney seconded by Councillor Scott, it was unanimously decided to refer the matter to the Board of Works for consideration when allocating further Minor Employment Schemes.

525/38. EMPLOYMENT SCHEMES VOTE, 1938/39 - RE-CONSTRUCTION OF ROADS TO VARYING WIDTHS, AND COST OF WATERBOUND MACADAM ROADS.

A letter was read from the Local Government Department, Roads, dated 27th April, 1938, RU/205/7, approving of the scheme of road works sanctioned under the Employment Schemes Vote, 1938/39, subject to the amendment of the specifications for works nos. 1, 3, and 12, providing for an increased width of 18". It was pointed out that in other works, particularly the Ballyliffin-Carndonagh Road, which had been re-constructed to varying widths by different Assistant County Surveyors, arrangements should be made with the officers concerned to provide for re-construction to a uniform width. It was considered that waterbound macadam should be carried out at a cheaper rate than 1s/3d per square yard.

The Council decided to refer the matter to the two Acting County Surveyors for their views.

526/38. APPOINTMENT OF REV. JOHN O'DOHERTY, P.P., RATHMULLAN, ON COMMITTEE OF AGRICULTURE.

A letter was read from the Chief Agricultural Officer stating that Rev. John O'Doherty, P.P., Rathmullan, had been recommended for appointment as a member of the Committee in place of Mr. William Borland, Rossnakill.

Councillor Blaney proposed that Father O'Doherty be appointed and Councillor Loughrey seconded.

Councillor Scott called attention to Standing Order No. 121, in pursuance of which all vacancies on Committees should be filled by the Council. The Committee of Agriculture should simply have notified the vacancy to the Council.

Councillor Scott then proposed that Mr. W. H. Borland, Rossnakill, a son of the former member, be appointed.

Councillor Brady seconded.

After some discussion, Councillor Scott agreed to withdraw his motion on the distinct understanding that the Standing Orders would be strictly complied with in future.

Councillor Brady agreed to the withdrawal of the amendment, and the Chairman declared Father O'Doherty appointed.

527/38. COMPLAINT RE CONDITION OF ROAD AT MEENMORE, DUNGLOE.

A letter was read from Mrs. Kate Boyle, Meenmore, Dungloe, complaining of the condition of the road leading to her house. She had to carry all her goods on her back from the Main Road, and all her neighbours had roads to their doors.

The Acting County Surveyor stated that the road was not a County Road, and it was decided to refer Mrs. Boyle to the Office of Public Works, Dublin.

528/38. EMPLOYMENT SCHEMES VOTE, 1938/39, ROADS (RURAL).

A letter was read from the Local Government Department, Roads, dated 19th April, 1938, RU/205/7, approving of the scheme of works proposed to be carried out under the Employment Schemes Vote, 1938/39, Roads (Rural). The amount allocated by way of Grant from the Employment Schemes Vote towards the cost of the Scheme was £7,267, subject to a local contribution of £667.

Arising out of the foregoing letter, Councillor Friel expressed a wish that some of this money would be devoted to the improvement of Bog Roads.

529/38. DRAINAGE WORKS BEING CARRIED OUT IN UPPER KEADUE BY THE IRISH LAND COMMISSION.

A letter was read from the Irish Land Commission, Purchase Branch, stating that the Land Commission had, under consideration, the question of doing certain drainage works in Upper Keadue. These works involved the deepening of a drain under a road as shown on an attached map, and they wished to know if the road was a County Road maintained by the Council.

The Acting County Surveyor stated that the road was not a County Road.

530/38. LAYING OF UNDERGROUND WIRES IN LETTERKENNY MAIN STREET.

A letter was read from the Inspector, Post Office Engineering Branch, Lifford, stating that when laying underground wires in Letterkenny Main Street, portion of the street was opened, and the trench was only filled in at present with clay. He wished to have an estimate of the cost of restoring the road to its former condition.

The Acting County Surveyor stated that the matter had been attended to.

531/38. REMOVAL OF TELEGRAPH POLES ON MILFORD-KERRYKEEL ROAD.

A letter was read from the Engineer-in-Chief, Department of Posts and Telegraphs, regarding the removal of telegraph poles on the Milford-Kerrykeel Road, and stating that as the road improvements were being carried out with the aid of a Government Grant, the cost incurred by the Department would be charged to the Council in due course.

The Acting County Surveyor stated that the matter had been attended to.

532/38. CONTRIBUTION TO THE MARINE WORKS MAINTENANCE FUND.

A letter was read from the Office of Public Works dated 6th May, 1938, enclosing Receivable Order for £109 :13 : 1 to enable to be lodged the amount due by the Council as a contribution to the Marine Works Maintenance Fund for the year 1938/39.

On the motion of Councillor Scott, payment of the amount was ordered.

533/38. GENERAL CATTLE DISEASES FUND.

A letter was read from the Local Government Department dated 10th May, 1938, G.4050/2/1938, Oifig. g., stating that the sum of £685 :10 : 4 had been assessed upon County Donegal in connection with the General Cattle Diseases Fund.

The Council noted the letter.

534/38. APPOINTMENT OF MR. GEORGE MCGILL ON THE COUNCIL'S PERMANENT CLERICAL STAFF.

A letter was read from the Local Government Department dated 9th May, 1938, G.5694/7/38, Dun na nGall., regarding the proposed permanent appointment of Mr. George McGill on the clerical staff of the County Surveyor's Office, and asking to be furnished with a copy of the Council's resolution and advertisement giving notice of the intention to make the appointment.

A letter was read from the Local Government Department dated 19th May, 1938, G5694/8/38, Dun na nGall., stating that the proposed permanent appointment of Mr. George McGill on the Council's clerical staff should be in accordance with the salary scale, £104-£10-£174, which was fixed prior to the competitive examination held by the Local Appointments Commissioners in January, 1937. A copy of a suitable advertisement was enclosed, and on receipt of a formal resolution of the Council appointing Mr. McGill, the Minister would be prepared to accord his formal assent thereto.

On the motion of Councillor Mahony it was unanimously decided to appoint Mr. McGill on the Council's permanent staff as from the 1st June, 1938, at a salary scale of £104 - £10 - £174 per annum.

535/38. REQUEST TO BE FURNISHED WITH COPIES OF COUNCIL'S MINUTES AND AGENDAE.

A letter was read from the Industrial Daily News, 52, Fetter Lane, London, E.C.4., inquiring if it would be possible for the Council to furnish them with copies of the Council's Minutes and Agendae, which they should like to have available for the extraction of items of interest to their readers.

The Council decided to take no action in the matter.

536/38. CONTINUANCE OF MRS. MARY McNULTY AND MR. JOHN F. QUIGLEY
ON THE COUNCIL'S CLERICAL STAFF.

The Secretary stated that the period for which Mrs. Mary McNulty and Mr. John F. Quigley had been sanctioned expired on the 30th June. He stated that he required the services of Mrs. McNulty for a further period.

The Acting County Surveyors stated that they required the services of Mr. Quigley.

On the motion of the Chairman, it was unanimously decided to apply for sanction to the continuance of the employment of Mrs. McNulty and Mr. Quigley for a further period of twelve months.
(G. Dun na nGall. 25/3/38. 382/38 C.C.)

537/38. COMPLAINT RE MANNER IN WHICH MINOR RELIEF GRANT AT ILLION,
ARRANMORE, WAS BEING SPENT.

A letter was read from Mr. Frank O'Donnell, Illion, Arranmore, complaining of the manner in which a Minor Relief Grant was being spent on the Illion Road.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-
"Mr. Kearney, Assistant Surveyor, reports that the work has been carried out in the same manner as other works of a similar nature. He himself inspected the road and it is in good order, the work having been satisfactorily carried out."

538/38. APPLICATION FOR PERMISSION TO ERECT ADVERTISEMENT SIGN
AT TOWN BRIDGE, GLENTIES.

A letter was read from Mr. John Connaghan, Straboy, Glenties, applying for permission to erect a small sign on the wall of Town Bridge, Glenties, as an advertisement.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-
"Permission to erect sign on the protection wall of Glenties Bridge may be given, provided Mr. Connaghan signs the usual Agreement form to remove same, if, and when, called upon to do so."

The Council decided to grant permission on condition that Mr. Connaghan signs an undertaking agreeing to remove the sign at any time he may be called upon to do so.

539/38. COMPLAINT RE NON-PAYMENT FOR WORK DONE.

A letter was read from Mr. Con Craig, Shanaghan, Ardara, complaining of non-payment of monies due to him for labour and tonnage.

The Acting County Surveyor stated that this man's Paying Order had been held up as he had failed to send in his Unemployment Book. It had since been issued.

540/38. COMPLAINT RE CONDITION OF ROAD BETWEEN BALLYARRELL CROSSROADS
AND DRUMCANNON CROSSROADS, KILLYGORDON.

A letter was read from a number of ratepayers of the Killygordon and Crossroads District applying for a grant for the re-surfacing of one mile of the road between Ballyarrell Crossroads and Drumcannon Crossroads in the townlands of Clonarrell and Drumcannon. The said road had got into disrepair primarily owing to the small sums allocated by the Council for its maintenance. The road should be steam-rolled, the water-tables cleaned, and the surface renovated generally.

The Acting County Surveyor reported as follows:-
"This refers to a short stretch of road which is badly torn every winter by a farmer blocking the water-table and turning the water into this field. This road is now on Direct Labour."

The Council decided to refer the matter to the Acting County Surveyor for his attention.

541/38. REDUCTION OF IMPORT DUTIES PROVIDED FOR IN AGREEMENT BETWEEN ENGLAND AND EIRE.

A letter was read from the Local Government Department dated 10th May, 1938, 49/1938, Ilgh., in connection with the reduction in import duties provided for in the Agreement with the Government of Great Britain, and pointing out that under the Finance Acts purchasers of goods in respect of which contracts were made before the repeal or reduction of a duty were entitled to certain benefits in respect of any such repeal or reduction.

The Council noted the letter.

542/38. APPLICATIONS BY FLAGMEN FOR INCREASE OF WAGES.

A letter was read from Mr. William Gallagher, Flagman, Breaker No. 7, stating that he had been in the Council's employment as a Flagman for ten years. His wages started at 25/- per week, and they were now 30/- per week. The cost of living had increased considerably since this scale was fixed by the Council, and in view of the Council's generous treatment of road workers and carters, he respectfully asked them to grant him an increase.

A letter was read from Mr. John Holmes, Flagman, No. 21 Roller, applying for an increase in his wages. He had been thirteen years in the Council's employment. He had nine children and with his present wages he was not able to meet his demands.

A letter was read from Mr. Michael McCarron, Flagman, No. 13 Roller, applying for an increase in his wages. He stated that his working hours were 12 per week in excess of other road workers.

The Council decided to refer the matter to the Sub-Finance Committee to recommend a new scale, and to have the resolution fixing the existing scale rescinded at next County Council Meeting.

543/38. APPLICATION FOR PERMISSION TO ERECT LETTER BOX ON ROADSIDE AT BEAGH, ARDARA.

A letter was read from the Postmaster, Donégal, applying for permission to erect a Letter Box on the roadside opposite the old Schoolhouse at Beagh, Ardara. The letter box would be fitted to a wooden post provided by the Department of Posts and Telegraphs.

The required permission was granted unanimously.

544/38. COVERING OF VALVE IN CONNECTION WITH PETTIGO WATERWORKS.

A letter was read from the Secretary, County Board of Health, stating that the caretaker of Pettigo Waterworks had reported that a valve at John Flood's corner was covered when the street was being tarred. The Board had decided to request the Council to have the valve raised to the level of the roadway.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-
"Surface Box has now been raised to the level of the roadway."

The Council noted Mr. O'Reilly's report.

545/38. COMPLAINTS RE NON-PAYMENT FOR STONES SUPPLIED.

A letter was read from Mr. John Wray, Solicitor, Ramelton, applying for payment of £1 : 18 : 9 being in respect of 31 loads of stones at 1s/3d per load, which were supplied by Mr. Patrick McDaid, Drumacadoo, and for which no payment had been made.

Councillor Loughrey also complained that a sum of money was due to Mr. Edward Carr, Tondall, Kindrum, for stones supplied.

The matters were referred to the Acting County Surveyor.

546/38. "DAILY MAIL" TOURIST ADVERTISEMENTS.

A letter was read from the Daily Mail, Northcliffe House, London, E.C.4., inviting the Council to include individual advertisements in conjunction with the Irish Tourist Association announcement in the Daily Mail Holiday Supplement.

The Council decided to take no action in the matter.

547/38. APPLICATION FOR PERMISSION TO ERECT WALL ON ROAD BETWEEN GLENEGANNON BRIDGE AND CARNDONAGH.

A letter was read from Mr. John Bradley, Pound Street, Carndonagh, applying for permission to substitute a wall of stone and mortar for the hedge at his premises adjoining the County Road between Glenegannon Bridge and the town of Carndonagh.

Permission was granted on condition that Mr. Bradley signs an undertaking agreeing to remove the wall at any time he may be called upon to do so.

548/38. REPAIRS TO MALINMORE BOATSLIP.

A letter was read from Mr. Patrick F. O'Boyle, on behalf of the boatmen of Malinmore, stating that they appreciated the Council's efforts to repair the damages done to the Malinmore Boatslip last winter, but they wished to inform the Council that the repairs were futile and of no benefit. What they needed was wooden skids and a few rocks blasted which would enable them to launch and haul their boats in safety. They had pointed out their needs on several occasions to Inspectors who visited the place, but without any effect.

Mr. O'Reilly, Acting County Surveyor, submitted the following report from his Assistant, Mr. Lennon:--

"The repairs being effected at present are those arranged in conjunction with the Office of Public Works, viz., concrete surface repairs to existing slip and repairs along top of concrete breakwater for which the sum of £53 is allocated. I may add that it is incorrect to state that these repairs are futile - the repairs along the top of the breakwater necessitated the re-placing of 24 cubic yards of concrete, which, if not attended to, would have probably in another season removed the breakwater completely. As seen above wooden skids are not provided for in the estimate. My estimate for these in elm bolted to slip comes to £15."

On the motion of the Chairman seconded by Councillor Brady, it was decided to allow Mr. O'Reilly a sum of £15 for the provision of wooden skids.

549/38. PROPOSED IMPROVEMENTS TO DOWNINGS PIER.

A letter was read from Mr. Charles Gallagher, on behalf of the fishermen of Downings District, stating that at a Meeting of the fishermen of the district, it was decided that in order to meet the needs of the people, four iron ladders should be erected, one at the point of the Pier and three at the side. A hand-crane should be erected on the Pier, similar to the one in use on Tory Island, and a beacon should be erected on Bunrabbinn Point. The proposed boatslip at Pollcormac should be proceeded with without delay.

Mr. Cornelius Carr, Downings, attended before the Meeting, and supported the letter from the fishermen.

On the motion of Councillor O'Boyle it was decided to adjourn the matter until next Meeting; the Secretary to look up the correspondence in the meantime.

550/38. CLAIM FOR TRESPASS FOR STONES QUARRIED AT KEADUE STRAND, BURTONPORT, AND FOR STORAGE OF CEMENT AND TOOLS.

A letter was read from Mr. Paddy Ward, Keadue Strand, Burtonport, claiming trespass for stones raised on his lands, and for storage of cement and tools. The total amount claimed was £16 : 12 : 8. As long as he was employed on the Scheme he claimed no trespass, but now that he had been discharged he intended to charge at the rate of 2d. per ton.

A letter was read from Mr. A. N. Dillon, Engineer, Dungloe, regarding the claim of Mr. Paddy Ward, and explaining the circumstances in connection therewith.

The Council decided to refuse the claim.

551/38.

COURTHOUSE ACCOMMODATION AT BUNBEG.

A letter was read from Mr. Michael Doogan, Meenderrygamph, Gweedore, stating that the repairs to Bunbeg Courthouse had now been carried out, and the Justice was well pleased. He wished the Council to grant him an increase in the rent.

The Council adjourned the matter until next Meeting, and it was decided, in the meantime, to obtain a report from the Acting County Surveyor on the present condition of the Courthouse.

552/38.

APPLICATION FOR POSITION AS SURFACEMAN ON ROAD.

A letter was read from Mr. Bernard Devine, Kilpheak, Newmills, applying for a position as surfaceman on the road from Letterkenny to Fintown. He had been acting as Contractor for a number of years in this area.

The matter was referred to the Acting County Surveyor.

553/38.

OFFER TO SUPPLY ROAD METAL FOR REPAIRS TO THE DERRY-LETTERKENNY ROAD.

A letter was read from Mr. George Walker, Blanketnock, Newtowncunningham, offering to supply road metal for the repairs to the Derry-Letterkenny Road.

The matter was referred to the Acting County Surveyor.

554/38.

DAMAGE TO RATHMULLAN PIER BY THE S. S. "CARNDUFF."

A letter was read from Mr. Charles Deeney, Harbour Master, Rathmullan, reporting that the S. S. "Carnduff" when leaving Rathmullan Pier on the 10th May damaged portion of the reinforced concrete handrail. The owners of the ship were Messrs. Bowden's, Ltd., Larne, and it would take about £25 to repair the damage.

Mr. Caffrey, Acting County Surveyor, stated that it would take about £20 to make good the damage.

The Council unanimously decided to make a claim on the owners of the ship for £20.

555/38.

DAMAGE TO RATHMULLAN PIER BY THE S. S. "BEN MAY."

A letter was read from Mr. Charles Deeney, Harbour Master, Rathmullan, reporting that the S. S. "Ben May" when coming alongside Rathmullan Pier on the 13th May damaged a fender pile. The owners were Messrs. S. Gray, 41, Pilot Street, Belfast, and the damage was estimated at about £20.

Mr. Caffrey, Acting County Surveyor, stated that it would take about £7 to make good the damage.

The Council unanimously decided to make a claim on the owners of the ship for £7.

556/38.

MALIN HEAD PIER.

A letter was read from Mr. John Quigley, Malin Head, stating that he had been directed by the Malin Head Pier Committee to request that the following defects be remedied:-

(1) The removal from the basin of the Pier of three very large paving stones. These were removed from their original position and left on the roadway of the Pier when the crane was being erected a couple of years ago. During an abnormally high tide last winter they were washed into the basis, and must be removed before any steamer could berth with safety.

(2) Repairs to the iron bars that support the chains that form a protection around the steps on the Pier.

(3) The mooring posts are much too close to the crane. They should be lifted and set in a new position.

(4) Facilities for hauling boats on the roadway of the Pier are very much needed.

The Council decided to refer the matter to the Acting County Surveyor for his attention.

557/38. COMPLAINT RE FLOODING OF PREMISES AT BALLYBOTEMPLE, CLOGHAN.

A letter was read from Mr. Michael McMenamin, Ballybotemple, Cloghan, again complaining of the flooding of his house owing to water from the "Creamery Brae" emptying into his premises. Nothing had since been done to remedy the defect. Mr. Joseph Marley had not kept the promise which he made to the Assistant Surveyor to remedy the matter.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-
 "This is evidently a dispute between Landlord and tenant as to who should clean a channel in front of Mr. McMenamin's door, and is not a matter for the County Council. No damage has been done to the road."
 The Council decided to take no action in the matter.

558/38. SHEEP DIPPING ARRANGEMENTS FOR 1938 SEASON.

A letter was read from the Department of Agriculture dated 16th May, 1938, L.2026-38, stating that the Minister would be glad to be furnished with particulars of the arrangements which the Council proposed to make in connection with the Sheep Dipping Scheme for the coming Dipping period. A draft copy of specimen regulations was enclosed.

The Secretary stated that the Sheep Dipping Committee had drafted a Scheme that morning.

559/38. COMPLAINT RE NON-ACCEPTANCE OF TENDER OF MR. MICK CANNON, DIRLAUGHT, LETTERMACAWARD.

A letter was read from Mr. Cormac Breslin, T.D., Bunbeg, stating that at a recent Tenders Committee Meeting in Dungloe, Mr. Mick Cannon, Dirilaught, Lettermacaward, tendered for a road for which he had been the contractor for 16 years. His tender would have been accepted as it was the lowest, but on the Assistant Surveyor's explicit instructions the road was given to a man who had actually tendered £2 higher than Cannon. At the conclusion of the Meeting, the Assistant Surveyor offered Cannon another road which he refused to accept. As the Assistant Surveyor had refused to acknowledge any communications from him (Mr. Breslin) he had been asked to place the facts before the Council, and he trusted that the Council would take steps to see that this policy was not continued in the Lettermacaward Area.

A further letter was read from Mr. Breslin asking to have his previous letter withdrawn, and stating that on investigation of the charges made therein he found them to be totally misleading and erroneous.

560/38. DEPOSIT LODGED BY MR. M. C. HAMILTON, BUNDORAN, IN CONNECTION WITH OPENING OF ROADWAY.

A letter was read from Mr. M. C. Hamilton, Hamilton Hotel, Bundoran, applying for a refund of a deposit of £2, lodged in connection with a road opening.

Mr. O'Reilly, Acting County Surveyor, stated that this deposit had since been refunded.

561/38. DEPOSIT LODGED BY MR. P. O'CONNELL, ATLANTIC HOTEL, BUNDORAN, IN CONNECTION WITH OPENING OF ROADWAY.

A letter was read from Mr. P. O'Connell, Atlantic Hotel, Bundoran, applying for a refund of a deposit lodged in connection with a road opening.

The Acting County Surveyor stated that the road had not been properly restored to its former condition, and that the deposit would not be refunded until it had been.

562/38.

LAWS RELATING TO MALICIOUS INJURY CLAIMS.

A letter was read from the County Councils' General Council stating that at the Spring Meeting of the General Council divergent views were expressed by the delegates as to the desirability or otherwise of having laws relating to Malicious Injuries repealed, and in the circumstances it was decided to ascertain the views of the Constituent Councils on the question.

Councillor Mahony proposed that the Council express the view that the laws should stand.

Councillor Scott seconded.

Councillor Gallen expressed himself in favour of the repeal of these laws in toto.

He characterised them as a penal measure.

The Council decided to take no action in the matter.

563/38.

ALLOCATION OF AGRICULTURAL GRANT, AND UNPAID LAND ANNUITIES.

A letter was read from the County Councils' General Council stating that the undernoted suggestion from Meath County Council regarding the method of allocation of the Agricultural Grant among the ratepayers was before the General Council at the Spring Meeting, and before coming to a decision it was decided to ascertain the views of the Constituent Councils on the matter:-

"That having considered the grave effect of accumulating arrears of land annuities on the finances of County Councils, and as Councils are helpless to remedy this great deficit with which they are faced yearly, we recommend that existing legislation relating to the allocation of the Agricultural Grant be amended. Such amendment to provide that Councils be authorised to distribute the whole of the Agricultural Grant payable to them over ratepayers' holdings in the Rate Book in accordance with existing procedure, but that instead of allowing it by way of abatement of Rates on Demand Notes, it be issued in the form of a Credit Note to each ratepayer. That the Rate Collector be authorised to accept this Credit Note towards payment of rates only where evidence is produced by the ratepayer that the land annuities for the last accruing period have been paid. We consider this method would be just, as that part of the Agricultural Grant withheld from the Council to meet the deficit in the land annuities would be withheld from those who caused the deficit."

Councillor Gallen strongly opposed the suggestion. He suggested that the General Council should instead work for the repeal of the clause of the Land Act, 1903, making ratepayers liable for the amount of unpaid land annuities, and his suggestion was adopted.

564/38.

REQUEST FOR ABOLITION OF "SUMMER TIME."

A letter was read from the Co. Longford Vocational Education Committee enclosing copy of the following resolution passed by the Committee:-

"That this Committee draw the attention of the Government to the hardship on parents and students occasioned by the operation of Summer Time and to the unsuitability and inconvenience of Summer Time for the farming community, and, further, that this Committee ask the Government to abolish Summer Time."

Councillor Lynch proposed that the resolution be adopted, and Councillor Scott seconded.

A counter proposal by Councillor Mahony was withdrawn, and Councillor Lynch's motion passed unanimously.

565/38.

COMPLAINT RE CONDITION OF ROAD AT SLIEVEBAWN, MALIN HEAD.

A letter was read from Mr. James F. Doherty, Slievebawn, Malin Head, enclosing petition drawing the attention of the Council to the deplorable state of the road connecting Slievebawn with the Main Road about two hundred yards away. The road served 15 houses, including a public-house and general store, and was almost impassable.

The Acting County Surveyor stated that the road was not a County Road.

566/38. COMPLAINT RE CONDITION OF ROAD FROM ARDARA TO ROSBEG
THROUGH THE TOWNLANDS OF SUMMY AND MULLAVEA.

A letter was read from Mr. P. G. Logue, Draper, Ardara, protesting against the condition of parts of the road leading from Ardara to Rosbeg through Summy and Mullavea. Parts of the road were rolled recently, but the stones were all up again, and the road was worse now than before. It was impossible to drive a car on it.

Mr. O'Reilly, Acting County Surveyor, submitted the following report from his Assistant, Mr. Kearney:-

"Two County Roads lead to Rosbeg from Ardara. The Tourist Road, via Portnool, with the exception of $1\frac{1}{2}$ miles, is tarred. The other road, via Summy, was rolled a short time before the long spell of dry weather which loosened the stones in the newly-waterbound surface. Since the weather changed the metal is taking a bond. I told the Contractor to gather rolling stones, and spread some clay on the rolled patches."

The Council noted the report.

567/38. REQUEST FOR GRANT FOR COMPLETION OF CONSTRUCTION OF ROAD
AT CULOORT, MALIN HEAD.

A letter was read from a number of ratepayers of Culoort, Cloughin, and Dunargus, Malin Head, petitioning the Council to complete the construction of the road that was intended to connect the Main Road to Malin Head with that which ended at the beach at Culoort. About three-quarters of a mile of the road had been made, and about a quarter of a mile had still to be made, and this quarter of a mile would serve more people than the completed portion served. They understood that the balance of the grant would be withdrawn if the work of completing the road was not immediately undertaken.

Mr. Caffrey, Acting County Surveyor, stated that he would recommend a further grant for this road.

568/38. APPLICATION FOR CINEMATOGRAPH LICENCE FOR THE TANATALLON
HALL, MOUNTCHARLES.

A letter was read from Mr. F. Gallagher, LL.B., Solicitor, Donegal, applying, on behalf of Mr. Anthony Brogan, Mountcharles, for a Cinematograph Licence for the Tanatallon Hall, Mountcharles.

The Acting County Surveyor submitted the following report:-
"I inspected above Hall on the 26th inst. re Mr. Anthony Brogan's application for a Cinematograph Licence. The Hall does not comply with the requirements of the Cinematograph Act, 1909, in a great number of respects. I would suggest that a copy of the Act be forwarded to Mr. Brogan and the hall be again inspected when Mr. Brogan informs us that he has carried out the necessary improvements."

The Council decided to adjourn consideration of the matter, until the Hall complied with the requirements of the Cinematograph Act.

569/38. APPLICATION FOR LICENCE UNDER THE POISONS AND PHARMACY
ACT, 1908.

An application for a licence under the Poisons and Pharmacy Act, 1908, was received from Mr. J. A. Moore, High Road, Letterkenhy.

The application was granted unanimously.

570/38. APPLICATION BY ASSISTANT SURVEYOR KEARNEY FOR USE OF ROOM
IN GLENTIES COURTHOUSE.

A letter was read from Assistant Surveyor Kearney applying for the use of a vacant room in Glenties Courthouse as an Office.

On the motion of Councillor Brady seconded by Councillor Scott, it was decided to grant the use of the room to Mr. Kearney, subject to the approval of the District Court Clerk.

571/38.

LETTERKENNY AND BUNCRANA TECHNICAL SCHOOLS.

A letter was read from the Chief Executive Officer, Co. Donegal Vocational Education Committee, giving certain information in connection with the Letterkenny and Bunrana Technical Schools, as asked for by the Council at their Meeting on the 29th March.

Consideration of the matter was adjourned until next Meeting.

572/38.

BUNATROOHAN PIER, AND REPAIRS TO ROAD LEADING THERETO.

A letter was read from the Department of Agriculture, Fisheries Branch, 3, Kildare Place, Dublin, dated 19th May, 1938, W.14/40/35, acknowledging receipt of the County Council's resolution relative to the repair of the Pier at Creevy, Ballyshannon, and stating that it was presumed that the Pier referred to was that known as Bunatroohan. They wished to refer the Council to the letter addressed to them on the 16th February, 1937, in which it was stated that the Minister was at a loss to understand the application made by the Council for a grant to cover the cost of what would appear to be maintenance repairs.

Mr. O'Reilly, Acting County Surveyor, submitted the following report:- "I beg to make application for a sum of £50 for repairs to the road to Bunatroohan Pier. This matter came before the Council at last Meeting and it was decided to grant this sum, but to regularise the position, I would have to make formal application for this amount. I am now doing so."

The Council decided to allow Mr. O'Reilly a sum of £50 for repairs to the road.

573/38.

CONTINGENCY FUND, SOUTHERN DIVISION.

Mr. O'Reilly, Acting County Surveyor, applied for a sum of £1 to repair pipe on Road, Map No. 1506, Stranorlar Area.

The application was granted unanimously.

574/38.

APPLICATION FOR POSITION AS FLAGMAN.

A letter was read from Mr. James McNamee, Ballindrait, applying for the next vacancy for a flagman.

The Secretary was instructed to inform Mr. McNamee that there was no vacancy.

575/38.

CLAIM FOR DAMAGES FOR LOSS OF HORSE AS A RESULT OF FALL ON ROAD AT CONEYBURROW, LIFFORD.

A letter was read from Messrs. R. S. Magee & Son, Solicitors, Strabane, claiming £20 on behalf of Mr. Daniel McElroy, Coneyburrow, Lifford, in respect of the loss of a horse which died as a result of a fall on the road at Coneyburrow. The surface of the road was absolutely unfit for horse traffic; and no precautions were taken by the Council, such as scattering sand. Their client's mare sustained a broken leg and internal injuries. Unless a settlement was made within seven days, proceedings would be instituted.

A report was submitted from the Assistant Surveyor.

Councillor Gallen stated that this was a very hard case as the man had been working for the Council, and it meant that he had been deprived of his means of livelihood.

The Council decided to refer the matter to the Insurance Company.

576/38.

COMPLAINT RE NON-PAYMENT FOR WORK DONE.

A letter was read from Mr. John Duddy, Falbane, Churchill, stating that he worked for the Council on the 18th April under Pat Kelly, Ganger, and did not get paid.

The matter was referred to the Acting County Surveyor.

577/38.

CLAIM FOR DAMAGE TO LAUNDRY VAN, THE PROPERTY OF ST.
JOSEPH'S ORPHANAGE, BUNDORAN.

A letter was read from Rev. P. Connolly, St. Joseph's Orphanage, Bundoran, enclosing account for £1 : 4 : 1 for repairs to a laundry van, the property of the Orphanage. The damage to the van was caused by one of the Council's steam-rollers about one mile outside Donegal town. The roller moved right into the way of the van instead of remaining stationary.

Mr. Cunningham, Assistant Surveyor, reported as follows:-

"The attached letter from the Secretary of the County Council was the first intimation of an accident to Bundoran Orphanage Lorry that I had got. On receipt, I went out to Ardmona and saw John Kelly, the driver of the roller concerned. He did not deny that an accident took place, but said that it was entirely due to faulty brakes on the van belonging to the Orphanage. I next asked him why he made no report of the accident to me or to the County Council Offices, and his reply was that the driver of the Orphanage van said he himself was to blame in being unable to pull up the van when signalled to by Kelly owing to bad brakes. I have asked Kelly to put all the matters relating to the impact on paper, and the following is a copy of same:-
On the 17th May, 1938, at 3. p.m., I was rolling on the Clar Road, and was passing the Tar Boiler when the Bundoran Orphanage Van travelling from Ballybofey to Donegal came up at a fast rate. When I saw him coming I signed to the Driver to stop, but he came on and tried to pass between the Roller and the footpath. The van struck the front of the Roller and damaged the mudguard and the two hub caps, and scratched the paint on the body. The Roller was not damaged. When he stopped he said that his brakes were bad and that he could not pull up in time. The Driver said that he would get the van repaired and would not tell about the accident. (Signed) John Kelly."

The Council instructed the Secretary to forward a copy of the report to Father Connolly.

578/38.

CONTINGENCY FUND - NORTHERN DIVISION.

Mr. Caffrey, Acting County Surveyor, applied for the following amounts out of the Contingency Fund:-

<u>Inishowen.</u>	Repair breach in retaining wall on No. 295.....	£15.
<u>Lifford.</u>	Repair a pipe at Porthall on Map No. 1353.....	£6.
<u>Milford.</u>	Repair breaches in sea walls at Massmount on Map No. 275.....	£20.
	Repair breaches in sea walls at Keadue, Rosnakill, on Map No. 338.....	£40.
	Repair breaches in sea wall at Gortnatra, Kerrykeel, on Map No. L.78-409.....	£50.

The application was granted unanimously.

579/38.

BREAKING OF ROAD CONTRACTS IN MILFORD DISTRICT.

Mr. Caffrey, Acting County Surveyor, applied to the Council to have the following Road Contracts in the Milford District broken:-

No. 9, Map No. 331, Michael Logue, Gortnabraide.
No. 24, Map No. 399, James Boyce, Tullagh.
No. 96, Map No. 346, Myles Doherty, Lurganbrack.
No. 125, Map No. 416, John Sheerin, Inniskill.
No. 127, Map No. 529, Charles Hagan, Magherard.

The Council unanimously decided to break the contracts.

586/38.

APPLICATION FOR POSITION AS SURFACEMAN ON ROAD.

A letter was read from Mr. Michael McDaid, Drumenin, Breenagh P.O., applying for the position of surfaceman between Breenagh and the Crossroads. He was the contractor for the road for six years.

The matter was referred to the Acting County Surveyor.

581/38. COMPLAINT RE CONDITION OF OLD ROAD FROM RAPHOE TO LETTERKENNY.

A petition was submitted from a number of ratepayers served by the old road from Raphoe to Letterkenny drawing the Council's attention to the deplorable state into which that part from Raphoe to the district boundary had fallen. The surface was badly torn up and the centre of the road was in many places like the bed of a stream.

Councillor Scott stated that he had inspected this road at the request of Councillor Wagentreiber, and that it was in a deplorable condition. He suggested that it be referred to the Acting County Surveyor for his attention, and his proposal was unanimously agreed to.

582/38. APPLICATION FOR PERMISSION TO EMPLOY CLERICAL ASSISTANT IN PLACE OF MR. J. J. GALLAGHER, RESIGNED.

The Secretary applied for permission to employ a clerical assistant in place of Mr. J. J. Gallagher who resigned from the Council's service on the 31st March.

The Council unanimously decided to authorise the Secretary to employ a clerical assistant at £2 per week until Mr. Gallagher's successor takes up duty.

583/38. APPLICATION BY THE SECRETARY FOR ADVANCE IN RESPECT OF CLERICAL ASSISTANCE EMPLOYED AT ROAD WORK.

The Secretary applied for an advance of £400 for clerical assistance. He stated that there was a large amount of work in connection with the Employment Schemes Vote, 1938/39.

The Secretary's application was granted unanimously.

584/38. COURTHOUSE ACCOMMODATION AT LETTERKENNY.

A letter was read from the County Registrar stating that it would be better to take no action for the present in connection with the proposed new Courthouse at Letterkenny in view of suggested amendments to the Courts of Justice Act, 1936, (Part IV), until it was definitely decided what form such amendments might take.

The Council noted the letter.

585/38. MALICIOUS INJURY TO ROSSES REGIONAL WATER SUPPLY SCHEME.

A letter was read from Mr. Hector McDonald, B.E., Lower Dangan, Galway, stating that it was his unpleasant duty to inform the Council that there had been some malicious damage done throwing large stones on a pipe line which he was laying on the Rosses Regional Water Supply Scheme. He would not be able to estimate the damage done until the pipes were tested, and he would communicate further when this was done.

The Council unanimously decided to deny liability.

586/38. MALICIOUS DAMAGE TO TERRAPLANE CAR AT MELMORE HEAD.

A letter was read from Mrs. Gladys Watt, Drumlerry, Shantallow, Derry, stating that while having a picnic on Melmore Head on May 15th her motor-car, a Terraplane, was very badly scratched all over the body and roof with some sharp instrument, which would necessitate the re-painting of the whole car.

The Council unanimously decided to deny liability.

587/38. MALICIOUS DAMAGE TO MEADOW AT MEENATOTTAN, DUNGLOE.

A letter was read from Mrs. Ellen O'Donnell, Meenatottan, Dungloe, stating that a vast portion of meadow land belonging to her was burned maliciously.

The Council unanimously decided to deny liability.

588/38. COMPLAINT RE BEING DISCHARGED FROM WORK ON ROSSES ROAD SCHEME.

A letter was read from Mr. Charles O'Donnell, Lower Meenbanad, stating that he was working on the Rosses Road Scheme, and was not paid for St. Patrick's Day. He complained to the Council about it, and afterwards he was discharged, because he wrote the letter to the Council.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-
"Mr. Charles O'Donnell, Lower Meenbanad, has already been paid for St. Patrick's Day. It is untrue to say that he was discharged because he made application for payment for this holiday."

The Council noted Mr. O'Reilly's report.

589/38. UNAUTHORISED OPENING OF COUNTY ROAD AT BUNDORAN.

Mr. O'Reilly, Acting County Surveyor, submitted the following report:-

"I have received the following report dated 13th May, 1938, from Assistant Surveyor, Mr. M. F. Cunningham, and I thought it wise to bring this matter to the attention of the County Council. Mr. Cunningham's report is as follows:-

'On last Saturday the surfaceman made a verbal complaint that William Carty, Fish Lane, Bundoran, acting under the personal instructions of Mr. Leo Mulhern, Holyrood Hotel, Bundoran, opened the street near Shene Avenue, Bundoran, looking for the stop cock of the water service to Prospect Villa. After quite a lot of excavation in the street, they then went inside the entrance gate and found the stop cock. The street surface has not been restored to its former condition, and I am not aware that any permission was obtained by any person to open the County Road there. The surfaceman told me that Prospect Villa was the property of a Miss Smith. This is a case in which proceedings should be taken to put a stop to unauthorised interference with County property in Bundoran.' "

The Council decided to adjourn this matter pending further inquiries.

590/38. LETTERKENNY LEVEL CROSSING.

Mr. Caffrey, Acting County Surveyor, submitted the following report:-

"The level crossing on the Port Road, Letterkenny, is a bottle neck to traffic. It constricts the width of the road to twelve feet at the principal entrance to the town. This width is not sufficient for two cars to pass in any degree of comfort even when travelling at a very slow speed. The road on each side of the crossing is much wider, and the widening of it at this point does not present any insurmountable difficulties. I have discussed the matter with Mr. Whyte, the Manager of the Railway Co., and he is prepared to carry out the widening of the gates if the Council will bear a portion of the cost. The figure agreed on between us was £15. I, therefore, ask permission to refund this amount to the Railway Co. when they carry out this improvement to the road."

The Council unanimously decided to adopt Mr. Caffrey's report, and to refund a sum of £15 to the Railway Co. when the improvements have been carried out.

591/38. PROPOSED PROVISION OF WINCH AT INISHBOFIN.

A letter was read from the Department of Agriculture, Fisheries Branch, dated 25th March, 1938, W.14/5/35, stating that representations had been made to the Minister as to the need for a winch at Inishbofin to facilitate the islanders in hauling their boats. It was understood that the landing facilities at Inishbofin were under the care of the Council, and the Minister would be glad to learn that the Council had made arrangements for the provision of a suitable winch.

Mr. Caffrey, Acting County Surveyor, stated that up to the present he had been unable to get to Inishbofin.

592/38. WORKS BEING CARRIED OUT BY THE IRISH LAND COMMISSION IN THE TOWNLAND OF CRUICKAGHMORE, DUNGLOE.

A letter was read from the Irish Land Commission dated 2nd March, 1938, P.30485/37, referring to the Council's resolution No. 75/36 in which it was stated that the Council agreed to take over and maintain the new road being constructed by the Land Commission in the townland of Cruickaghmore, provided it was constructed to the County Surveyor's specification. The road was now completed and they wished the Council to take it over for maintenance as a public road.

A further letter was read from the Irish Land Commission dated 13th May, 1938, P.30485/37, referring to Minute No. 570/37 of the Council's Meeting of the 27th April, 1937, and to previous correspondence regarding Drainage works in the townland of Cruickaghmore and the underpinning of a bridge in conjunction therewith, and stating that the Land Commission did not now propose to do any work on the drain or bridge.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"The road constructed by the Irish Land Commission in the townland of Cruickaghmore has, in most respects, been well carried out. There is, however, one very important item that has been neglected. The road has not been pitched, and with the type of traffic now using bog roads, I am afraid that this road would crack up in a short time. The Summer traffic, however, should test it, and I recommend the Council to wait for at least another month before deciding to take over this road for maintenance as a public road."

The Council decided to adjourn consideration of the matter until next Meeting.

593/38. COMPLAINT RE CONDITION OF ROAD AT BALLYRATTON, CASTLECARY.

A letter was read from Mr. M. D. White, Solicitor, Carndonagh, stating that Messrs. Samuel Campbell, William J. Campbell, and William Crossan, all of Ballyratton, Castlecary, had consulted him with reference to the state of repair of the road leading from Ballyratton into William Crossan's farm. This road served these three ratepayers and was in a very bad state of repair and impossible to use in the winter. No repair had been done to the road since 1935, and his clients now demanded that the road be put into proper repair within the next three months.

Mr. Caffrey, Acting County Surveyor, reported that the road had been repaired, and that it was now in good order.

594/38. COMPLAINT RE CUTTING OF THORN FENCE AT ROSHINE, BURTONPORT.

A letter was read from Mr. John Doherty, Roshine Lodge, Burtonport, complaining of the cutting of a thorn fence around portion of his grazing land. His land had been left without any sort of protection, and he could not put his cattle out to graze.

The Acting Co. Surveyor stated that he had received no report from the Engineer in connection with this complaint, and it was decided to adjourn the matter until next Meeting.

595/38. COMPLAINT RE SAND ON SURFACE OF RATHMULLAN PIER.

Letters dated the 3rd, 16th, and 19th May, were read from Mr. Thomas Carr, Hon. Secretary, Rathmullan Development Committee, stating that he had been instructed to complain of the condition of Rathmullan Pier with sand at the present time. The sand blew up on the surface of the Pier and remained there, and the Committee wished the Surveyor to instruct the surface-man to clear away the sand and clean the surface of the Pier generally.

Mr. Caffrey, Acting County Surveyor, reported that the sand had been removed, and that he had instructed the surface-man to clear it off in future.

596/38.

COMPLAINT RE CONDITION OF ROAD AT CRILLY ON THE MAIN
PETTIGO-CASTLEDERG ROAD.

A letter was read from a number of residents of Crilly, Pettigo, applying for a grant in respect of a portion of a road at Crilly on the Main Pettigo-Castlederg Road; with a view to having same put into repair immediately as it was now almost impassable. The portion of the road referred to began at the house of Joseph Moore, Crilly, and extended as far as Crilly Border Bridge, a distance of about three-quarters of a mile. There was considerable traffic on the road and the amount allowed to the Contractor was not sufficient.

Mr. O'Reilly, Acting County Surveyor, submitted the following report:-

"This is a road on which a Roads (Rural) Grant could be usefully spent, but the Unemployment Assistance figures for the Electoral Division in which this road lies prohibits us from recommending it for such a Grant. The Unemployment Assistance figures for the Electoral Division of Grousehall are six, and the minimum number of Unemployment Assistance recipients to qualify for inclusion in Roads (Rural) Schemes for Electoral Divisions in Rural Areas is twenty."

On the motion of Councillor Brady, it was decided to leave the matter in the hands of the Acting County Surveyor.

597/38. COMPLAINT RE DISFIGUREMENT OF WALL AT BUTT HALL, BALLYBOFEY.

A letter dated 6th May, 1938, was read from Mr. W. T. McMenamin, Solicitor, Ballybofey, stating that Mr. John Kennedy, Plastering Contractor, Ballybofey, had consulted him with reference to the disfigurement of a new wall at the Butt Hall, Ballybofey. The wall was recently erected by Mr. Kennedy under contract, and whilst the work was in progress, the Council's servants set about repairing the footpath beside the new wall, and they performed the work in such a careless manner that the wall was disfigured by cement, stains, and water. The Trustees of the Butt Hall had refused to pay Mr. Kennedy the contract price agreed upon on the grounds that the wall had not been completed in a clean state as per the specification. Unless the Council undertook, within five days, to have the wall cleaned, Mr. Kennedy would proceed to do so, and charge the Council with the cost thereof.

A further letter dated 23rd May, 1938, was read from Mr. W. T. McMenamin, stating that Mr. Kennedy was surprised that the work of cleaning the wall had not yet been undertaken. As there could be no reasonable excuse for delay, proceedings would be instituted unless the matter was dealt with by the 28th May at latest.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"I have been in correspondence with Mr. McMenamin re his allegation that the disfigurement on the new wall at the Butt Hall, Ballybofey, has been caused by the Council's employees. As a result of this correspondence, I have notified Mr. F. Callaghan, Assistant Surveyor, to meet Mr. J. Kennedy, Contractor, and to remedy any disfigurement caused by the Council's employees. I have notified Mr. McMenamin to this effect."

The Council noted Mr. O'Reilly's report.

598/38. CLAIM FOR PAYMENT FOR WIRE, ROPE, ETC., USED AT MALIN HEAD
IN TRANSFERRING FISHING BOATS TO AND FROM WATER.

A letter was read from Mr. James McGonigle, Slievebawn Cottage, Malin Head, claiming payment for use of wire, rope, etc. for transferring fishing boats to and from water.

Mr. Caffrey, Acting County Surveyor, suggested that the Council purchase the wire, rope, etc., from Mr. McGonigle, and it was decided to inquire from Mr. McGonigle what price he required for them.

It was also decided to instruct the Harbour Master to carry out the greasing, etc., to the winch in future.

599/38. COMPLAINT RE FLOODING OF LANDS AT MEENBANAD MOUNTAIN.

A letter was read from Mr. Patrick O'Donnell, Solicitor, Dungloe, stating that he had been instructed by Miss Bridget McDevitte, Gruckamore, Burtonport, to complain of the flooding of her bogs at Meenbanad Mountain. A pipe was recently constructed underneath the road at Meenbanad, which had diverted the water from the old channel and caused it to flow through his client's lands. A quantity of mud had also been dumped on Miss McDevitte's lands, and unless the Council had the pipe closed, the mud removed, and his client compensated for the loss she had sustained, proceedings would be instituted.

The Acting County Surveyor submitted the following report:-

"The following is a copy of the report which I have received from Assistant Surveyor Kearney:-

A proposal was sent in by Councillor Walsh to build a pipe in order to prevent the water from County drain flooding the road. I inspected the place with the Contractor before he built the pipe. Some time afterwards I asked the Contractor did he build the pipe, and he said he did not as there was an objection. I then told him not to build it. It appears the contractor built the pipe a short time previous to Road Meeting for making payments to Contractors at Dungloe, but the money was struck off."

The Council noted the position.

600/38. COMPLAINT RE CLOSING OF RIGHT-OF-WAY AT BRUCKLESS.

A letter was read from Mr. Bernard Haughey, Loughtmull, Bruckless, stating that Mr. O'Reilly closed a right-of-way on him four years ago, which had caused him great inconvenience. He had sustained loss amounting to £30 thereby.

Mr. O'Reilly, Acting Co. Surveyor, reported as follows:-

"This case was already before the Council at their Meeting on the 30th June, 1937. The following report was then submitted from Mr. Lennon:- 'This bridge was constructed about three years ago in connection with a Minor Relief Scheme Road. Haughey alleges that he had a right-of-way for a cart through the gap in his land along the centre of river leading out on the then existing road at wall of the new bridge. It is not possible now to take an animal or horse and cart that direction. Haughey's house is in another direction and has a road made to it. I am of opinion that the centre of the stream could never have been a public right-of-way and that he has no claim. He gives as his reason for not claiming before this or objecting to the work at the time that it was a Demand Note from the County Secretary for Rates that prompted him to apply for compensation.' As a result of a letter received from Mr. F. Gallagher, Solicitor, Donegal, Mr. Lennon again visited the place, and suggested to Haughey that a new right-of-way with the consent of the adjoining land-owners might be obtained. This, however, he would not agree to. What he wanted was compensation."

The Council decided to deny liability.

601/38. APPLICATION FOR PERMISSION TO ENCROACH ON FOOTPATH IN DIAMOND, DONEGAL.

A letter was read from Messrs. Kerr Bros., The Diamond, Donegal, stating that they were renovating their premises, and the contractor required to encroach towards the path from the wall about three inches at each end, as the wall of their premises was not in a straight line.

The Acting County Surveyor reported as follows:-

"The question of giving consent to Mr. Kerr for the proposed encroachment on footpath is a matter entirely for the County Council to decide. Mr. Kerr, when in Lifford the other day, stated that it was not intended to bring the line of house out beyond existing down pipe, that is a matter of 3". I would recommend that if the Council grant permission for the encroachment that the work be laid out by the Surveyor who should see that encroachment does not come out beyond the line of existing down pipe. To ensure that no further infringement is made on the Council's property, I would also suggest that the granting of the permission to Mr. Kerr be subject to the work being carried out to the Surveyor's satisfaction."

The Council unanimously decided to adopt the report.

602/38. APPLICATION FOR CINEMATOGRAPH LICENCE FOR CARRICK HALL.

In connection with the application of Mr. Patrick Cassidy, Carrick, for a Cinematograph Licence for his Hall at Carrick, Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"On the 26th May, I inspected Mr. P. Cassidy's Hall, Carrick, re his application for a Cinematograph Licence. I saw Mr. Cassidy who informed me that the Licence applied for is in respect of Travelling Companies. No suitable enclosure is provided for permanently housing a cinematograph apparatus. Otherwise, the building in the main complies with the Cinematograph Act, and I recommend that a licence be granted provided that the licence is so worded that it only holds good for Travelling Companies who provide their own apparatus and fire-proof enclosure for same. Mr. Cassidy has also undertaken to re-hang any exit doors that do not open out. He could be asked to inform the Council when this work is carried out."

The Council decided to grant the Licence for Travelling Companies only.

Confirmed.

Michael O'Meara

Chairman,

28th June, 1938.

A MEETING OF THE DONEGAL COUNTY COUNCIL WAS HELD ON TUESDAY,
THE 28TH DAY OF JUNE, 1938.

603/38.

A T T E N D A N C E.

The following were the members present:- Councillors McFadden (presiding), Baxter, Blaney, Brady, Byrne, Cole, Crerand, Friel, Hannigan, Houston, Kavanagh, Kelly, Loughrey, Lynch, Mahony, Myles, McClafferty, McCrea, MacGreadie, McDaid, McGrenra, McIvor, McMenamin, McShane, McShea, O'Boyle, O'Brien, O'Donnell (Brian), O'Donnell (Michael), McRory, and Walsh.

604/38.

A P O L O G I E S.

Apologies for inability to be present were received from Councillors Gallen, Gallagher, and Scott.

605/38.

C O N D O L E N C E.

Councillor Mahony proposed that the Council extend their sympathy to the relatives of the late Mr. William Boyle, Chairman, Letterkenny Urban District Council.

The motion was passed in silence; all the members standing.

606/38.

ELECTION OF CHAIRMAN.

On the motion of Councillor Mahony, Councillor Michael Og McFadden was re-elected Chairman of the Council.

607/38.

ELECTION OF VICE-CHAIRMAN.

On the motion of Councillor Mahony, Councillor Blaney was re-elected Vice-Chairman of the Council.

608/38.

ELECTION OF DEPUTY VICE-CHAIRMAN.

On the motion of Councillor Mahony seconded by Councillor McClafferty, Councillor McIvor was re-elected Deputy Vice-Chairman.

609/38. REGULATION OF NUMBER OF MEMBERS ON EACH STANDING COMMITTEE OF THE COUNCIL.

The Council unanimously decided to continue the same number of members on each Standing Committee of the Council as last year.

610/38. RE-ELECTION OF STANDING COMMITTEES OF THE COUNCIL.

On the motion of Councillor Mahony seconded by Councillor McClafferty, the following Standing Committees of the Council were unanimously re-elected:-

- Finance Committee.
- Roads Committee.
- Diseases of Animals Committee.
- Old Age Pensions Committee.
- Tenders Committee.
- Scholarships Committee.
- Library Committee.
- Piers Committee.
- Law Committee.
- Sheep Dipping and Warble Fly Committee.
- National Monuments Committee.
- Weekly Wages Committee.
- Co-Ordination of Engineering Services Committee.

611/38.

VOCATIONAL EDUCATION COMMITTEE.

Councillor Brady called attention to the complete lack of representation of Donegal Electoral Area on the Vocational Education Committee.

The Secretary stated that this was a matter which could only be dealt with when the Committee was being re-appointed.

612/38. ELECTION OF DELEGATES TO THE COUNTY COUNCIL'S GENERAL COUNCIL.

Councillors Mahony and Scott were unanimously re-elected as the Council's delegates to the Meetings of the County Councils' General Council, and they were authorised to attend not more than four Meetings.

613/38. ELECTION OF REPRESENTATIVE ON THE IRISH TOURIST ASSOCIATION.

On the motion of Councillor Mahony seconded by Councillor McClafferty, Councillor O'Boyle was unanimously re-elected as the Council's representative on the Irish Tourist Association. =

614/38. ELECTION OF BARONIAL REPRESENTATIVES ON THE DIRECTORATE OF THE LONDONDERRY AND LOUGH SWILLY RAILWAY.

Councillor Cole was unanimously re-elected as the Council's representative in connection with the Carndonagh Extension of the Londonderry and Lough Swilly Railway.

Councillor Brian O'Donnell was unanimously re-elected as the Council's representative in connection with the Burtonport Extension of the Londonderry and Lough Swilly Railway.

615/38. CONFIRMATION OF MINUTES.

On the motion of Councillor Mahony seconded by Councillor McClafferty, the Minutes of the last meeting of the Council held on the 31st May, 1938, were confirmed unanimously.

616/38. REPORT OF FINANCE COMMITTEE MEETING.

On the motion of Councillor Mahony seconded by Councillor McClafferty, the Report of the Finance Committee Meeting held on the 31st May, 1938, was adopted unanimously.

617/38. REPORT OF SHEEP DIPPING AND WARBLE FLY COMMITTEE MEETING.

On the motion of Councillor McIvor seconded by Councillor McClafferty, the Report of the Meeting of the Sheep Dipping and Warble Fly Committee held on the 31st May, 1938, was adopted unanimously.

618/38. REPORTS OF SUB-FINANCE COMMITTEE MEETINGS.

On the motion of Councillor Mahony, the Reports of the Meetings of the Sub-Finance Committee held on the 31st May, 1938, and the 21st June, 1938, were adopted unanimously.

619/38. PAYMENT OF WORKMEN'S COMPENSATION, AND MEDICAL FEES TO DOCTORS.

Arising out of the Reports of the Sub-Finance Committee, Councillor Lynch suggested that the Committee should arrange to pay Medical fees for workmen who received Medical treatment.

The Chairman of the Sub-Finance Committee stated that this matter was at present engaging the attention of the Committee.

Councillor McClafferty complained of the large amount of compensation paid in respect of injured workmen.

The Chairman of the Committee replied that under the arrangement whereby the Council acted as their own insurers, a considerable saving was effected in the premium rate.

620/38. SUCCESS OF CERTAIN OFFICIALS IN IRISH EXAMINATIONS.

A letter was read from the Local Government Department dated 24th May, 1938, enclosing copies of letters addressed to Messrs. John G. Coll and John F. Quigley of the Council's Office Staff informing them that they had passed the examination held by the Local Appointments Commissioners for the purposes of the Local Offices and Employments (Gaeltacht) Orders, 1928 - 1938.

621/38. ALLOWANCES TO SURVEYORS IN RESPECT OF GRANT WORK.

A letter was read from the Local Government Department dated 24th May, 1938, RGS/201, stating that the Minister had received the approval of the Minister for Finance to the recoupment from the Road Fund of the Allowances in respect of the present financial year at the rates which obtained in 1937/38, and on the conditions previously indicated.

A letter was read from the Local Government Department, Roads, dated 10th June, 1938, RGS/7, regarding the payment of allowances to Surveyors from the Road Fund, and stating that a payment of £230 in respect of the half-year ended 31st March, 1938, was made to the County Treasurer on the 7th June.

622/38. CARNEGIE UNITED KINGDOM TRUST.

The Secretary submitted the twenty-fourth Annual Report of the Carnegie United Kingdom Trust for the year ended 31st December, 1937.

623/38. NATIONAL ASSOCIATION FOR THE PREVENTION OF TUBERCULOSIS.

An Invitation was submitted to the Annual Conference of the National Association for the Prevention of Tuberculosis.

624/38. FACILITIES PROVIDED FOR ARTIFICIAL LIMB-FITTING.

A letter was read from the Secretary, Queen Mary's Hospital Committee, Roehampton, London, drawing attention to the facilities for artificial limb-fitting provided by them.

625/38. EMPIRE HEALTH WEEK, OCTOBER, 1938.

A letter was read from the Royal Sanitary Institute, London, asking the Council to observe Empire Health Week, 2nd-8th October, 1938.

626/38. CANCELLATION OF CERTIFICATE OF APPROVAL ISSUED UNDER THE HOUSING ACTS.

A letter was read from the Local Government Department dated 3rd June, 1938, Cert. A.09578, Donegal, stating that the Certificate of Approval for a Grant under the Housing Acts issued to Mr. Connell Houston, Ardrummon, Letterkenny, in respect of the erection of a house had been cancelled.

627/38. ARRANGEMENTS MADE BY THE COUNCIL FOR THE 1938 SHEEP DIPPING SEASON.

A letter was read from the Department of Agriculture dated 4th June, 1938, asking for particulars of the arrangements which the Council propose to make for the 1938 Sheep Dipping Season.

628/38. REMOVAL OF SHEEP DIPPING BATH FROM PORTEAN TO GLENVAR.

A letter was read from the Department of Agriculture dated 4th June, 1938, L.4338-38, referring to previous correspondence, and stating that the Minister would offer no objection to the removal of a Sheep Dipping Bath from Portlean, and its re-erection on the lands of Mr. Michael Cullen, Tyrladen, Glenvar, on the site indicated in the Department's letter of the 6th May, and to the provision of penning accommodation and sump as likewise provided therein. It was noted that the estimated expenditure that would be incurred in carrying out the work was £3 :15 : 0.

629/38. ACKNOWLEDGMENTS OF APPLICATIONS FOR MINOR RELIEF GRANTS.

Acknowledgments were received of applications for Minor Relief Grants for works at Glenleighan; Glenmacannive; Cashelmore; and Meenmore, Dungloe,

630/38.

ELECTION OF SEVEN PERSONS TO THE SEANAD ELECTORATE.

A letter was read from the Local Government Department dated 4th June, 1938, F.69/38, stating that Dail Eireann having been dissolved on the 27th May, every County Council was required by Section 37 (1) of the Seanad Electorate (Panel Members) Act, 1937, to elect in accordance with that section and the regulations made thereunder, seven persons to the Seanad Electorate not later than one month after the dissolution of the Dail.

The Secretary stated that the following persons had been nominated for election to the Seanad Electorate:-

Councillor Houston.
Councillor Mahony.
Councillor McClafferty.
Councillor McIvor.
Councillor McShea.
Councillor Michael O'Donnell.
Councillor Scott.

As the number of persons nominated did not exceed seven, no Election was necessary.

631/38.

PROPOSED ERECTION OF WEIGHBRIDGE AT LETTERKENNY.

A letter was read from the Local Government Department, Roads, dated 7th June, 1938, R/SGQ/7, relative to the submission of Tenders for the erection of a weighbridge at Letterkenny, and asking to be furnished with plans of the proposed site which should be accompanied by a report on the accessibility and general suitability of the site.

The Secretary stated that a plan and report from the Acting County Surveyor had been submitted to the Department.

632/38.

INEFFECTIVENESS OF A CERTAIN WARBLE FLY PREPARATION.

A letter was read from the Department of Agriculture dated 8th June, 1938, L.1460/38, referring to previous correspondence regarding the alleged ineffectiveness of one of the preparations approved under the Warble Fly Order, and asking to be furnished with a sealed sample ($\frac{1}{2}$ lb.) of the preparation in question for analysis by the State Chemist.

633/38.

BOVINE TUBERCULOSIS ORDER, 1926 - DELAY IN SUBMITTING FORMS.

A letter was read from the Department of Agriculture dated 13th June, 1938, asking to be furnished with Form T. 2/3 in connection with suspected cases of Bovine Tuberculosis on the premises of:-

Charles Boyle, Tullymore, Ardara.
Phil Quigley, Tromaty, Quigley's Point.
Owen McGoldrick, Crilly, Pettigo.
Charles Sweeney, Castledooey, St. Johnston.
John Patton, Cavan Upper, Killygordon.
Thomas Quinn, Mountainpark, Raphoe.
Galbraith Moore, Glenfad, Ballindrait.
Pat O'Donnell, Chapel Street, Stranorlar.
Mrs. Rebecca Spratt, Letterleague, Letterkenny.

A further letter dated 24th June, 1938, was read from the Department of Agriculture asking to be furnished with Forms T.2/3 in connection with a suspected case of Bovine Tuberculosis on the premises of Mr. John Blackwood, Magheronnan, Letterkenny, and also in connection with a case on the premises of Mr. John Patton, Cavan Upper, Killygordon. Forms other than T. 2/3 were required in connection with a case on the premises of Mr. Charles Boyle, Tullymore, Ardara.

The Secretary stated that the matter had been referred to the Veterinary Inspectors concerned.

634/38. RATES ON AGRICULTURAL LAND (RELIEF) ACT, 1936.

A letter was read from the Local Government Department dated 8th June, 1938, Circ. No. 16/3/38, transmitting a form on which particulars of the several allowances and other information with regard to the administration of the Rates on Agricultural Land (Relief) Act, 1936, should be furnished.

635/38. ARREARS DUE BY BORROWERS UNDER THE HOUSING ACTS.

A letter was read from the Local Government Department dated 13th June, 1938, H.44/2/1938, stating that the Minister had noted from returns furnished that the arrears due by borrowers under the Housing Acts were £382 : 11 : 4, and asking for certain information in connection therewith.

636/38. ROAD STATISTICS.

A letter was read from the Local Government Department, Roads, dated 14th June, 1938, R/42/38, referring to reminders issued in connection with the submission of Road Statistics, and stating that in the absence of information relating to Donegal the relevant statistics could not be completed.

637/38. COMPLAINT RE DELAY IN EXAMINATION OF CLAIMANTS FOR THE BLIND PENSION.

A letter was read from the Local Government Department, Old Age Pensions Branch, dated 17th June, 1938, Ref. No. M.3024, Inishowen No. 4., referring to the Council's complaint relative to claims for blind pensions which were before the Minister for adjudication on appeal, and stating that arrangements would be made as soon as possible for the ophthalmic examination of such cases in the Donegal District.

A further letter dated 24th June, 1938, was read, in which it was stated that the Department's Ophthalmic Inspector would visit County Donegal during the month of July, when he would examine all claimants whose claims were on appeal.

638/38. "AUTHORISED COMMITTEES" UNDER SECTION 63 OF THE LOCAL GOVERNMENT ACT, 1925.

A letter was read from the Local Government Department dated 18th June, 1938, G.17521/38, Dun na nGall., stating that the Minister sanctioned the following Committees being made "Authorised Committees" for the purposes of Section 63 of the Local Government Act, 1925:-

- Finance Committee.
- Sub-Finance Committee.
- Law Committee.
- Scholarships Committee.
- Engineering Services Committee.
- Sheep Dipping and Warble Fly Committee.

639/38. APPOINTMENT ON THE COUNCIL'S CLERICAL STAFF OF MR. GEORGE MCGILL.

A letter was read from the Local Government Department dated 18th June, 1938, G.5694/10/1938, stating that subject to compliance with the terms of the Local Offices and Employments (Gaeltacht) Orders, 1928 to 1938, the Minister sanctioned the appointment on a whole-time, permanent basis, of Mr. George McGill as Clerical Assistant with effect as from the 1st June, 1938, in accordance with the terms and conditions specified in the advertisement issued in connection with the competitive examination for the post held by the Local Appointments Commissioners in January, 1937.

640/38.

USE OF ROOM IN GLENTIES COURTHOUSE BY ASSISTANT SURVEYOR
KEARNEY.

A letter was read from the District Court Clerk, Glenties, stating that Mr. Kearney, Assistant Surveyor, Glenties, had decided to use the Jury Room in Glenties Courthouse as an Office.

641/38.

COSTS IN CASE OF KEEGAN v. COUNTY COUNCIL AND GREAT NORTHERN
RAILWAY.

A letter was read from the Local Government Department dated 13th June, 1938, R/RM/7, referring to the case of Keegan v. County Council and Great Northern Railway, and stating that the Council should be guided by their Solicitor in the matter of the waiving of these costs. The Council's Solicitor who was present, stated that costs should only be waived with the sanction of the Department. (519/38 C.C.)

642/38.

PROPOSED MAKING OF BYE-LAW IN CONNECTION WITH THE USE OF NETS
IN DONEGAL BAY.

A letter was read from the Department of Agriculture dated 21st June, 1938, B.1/30/38, enclosing Notice of a Meeting to be held at the Recreation Hall, Dunkineely, on the 6th July, 1938, in connection with the making of a bye-law affecting the use of nets commonly known as Danish Seines or Ground Seines or Tuck Nets or any other nets hauled by Motor Boats for the capture of sea fish in Donegal Bay.

643/38.

ARDUGHADH CREIDIUINTE O'N BHAINNC DO CHISTE AN CHOMHAIRLE.

Do leigheadh litir o Roinn Riaghaltais Aiteamhail agus Slainte Poiblidhe faoi dhata an 15adh Meitheamh, 1938, G.4785/6/38, Dun na nGall., ag radh go gceaduiheann an t-Aire Riaghaltais Aiteamhail agus Slainte Poiblidhe do Chomhairle Chonndae Dun na nGall airliughadh le fiacha Bainne na rachaidh thar caoga cuig mile punt i gcoir costaisi reatha sealadacha.

Dubhairt an Runaidhe go mbeadh £80,000 riachtanach go dtí an 31adh Iul, 1938.

Socruiheadh go n-iarrfadh cead an Aire fiacha Bainne na rachaidh thar £80,000 suas go dtí an 31adh Iul, 1938.

644/38.

PREFERENCE TO MARRIED MEN AND SINGLE MEN, WITH DEPENDENTS,
IN THE RECRUITMENT OF ROAD WORKERS.

Councillor McIvor proposed:- "That, other things being equal, preference be given in the recruitment of road workers, surfacemen, etc., to married men."

Councillor Baxter, in seconding, suggested the addition to the resolution of the words:- "and single men with dependents".

Councillor McIvor accepted the amendment, and the resolution, as amended, was passed unanimously.

645/38.

PROPOSED IMPROVEMENTS AT DOWNINGS PIER.

A letter was read from Councillor Blaney enclosing letter from the fishermen of the Downings Area in regard to the proposed improvement of the landing facilities at Downings.

A letter was read from Mr. Charles Gallagher, on behalf of the fishermen of Downings District, stating that at a Meeting of the fishermen of the District, it was decided that in order to meet the needs of the people, four iron ladders should be erected, one at the point of the Pier, and three at the side. A hand-crane should be erected on the Pier, similar to the one in use on Tory Island, and a beacon should be erected on Bunrabbinn Point. The proposed boatslip at Pollcormac should be proceeded with without delay.

Councillor Blaney stated that the Board of Works had commenced cutting the steps in the face of the Pier, and this was not favoured by a number of the fishermen.

The matter was discussed at length, and it was decided to allow the Board of Works to proceed with the work.

It was also decided to instruct the Acting Co. Surveyor to obtain estimates for the erection of a crane on the Pier.

Councillor Cole suggested that the crane at Malin Head Pier be transferred to Downings, and a larger one erected at Malin Head, but the suggestion was not adopted.

646/38.

WAGES OF FLAGMEN.

The following Notice of Motion signed by Councillors Mahony, Blaney, Brady, McGlaafferty, Baxter, and McIvor, was proposed by Councillor Mahony, seconded by Councillor Blaney, and unanimously resolved:-

"That Minute No. 785/27 of the 30th August, 1927, fixing rates of wages for Flagmen be, and is hereby, rescinded, and that a new scale be substituted as follows:-

- (a) All Flagmen, 30/- per week, rising annually by 1/- per week, on satisfactory service, to 35/- per week.
- (b) Married Flagmen, with fewer than three children, to receive, in addition to scale (a), 5/- per week.
- (c) Married Flagmen, with three or more children, to receive, in addition to scale (a), 10/- per week."

It was also decided that any Flagman in receipt of a higher wage under a previous Agreement be continued on the higher wage, and that all Flagmen get the benefit of existing service in calculating their rate of wages on entry to the new scale; the new scale to come into operation on the 1st July, 1938.

647/38.

DANGEROUS CORNER ON DONEGAL SIDE OF LOUGH ESKE LEVEL CROSSING.

A letter was read from Councillor McRory stating that he had been interviewed regarding a dangerous corner which was situated some little distance on the Donegal side of Lough Eske Level Crossing. The approach to the Main Road at this junction was particularly dangerous, and he suggested that the Acting County Surveyor attend to the matter.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"If the Council decide to widen this turn land must be acquired as the existing carriageway goes right up to the fences. Mr. Cunningham reports that, in his opinion, the turn is ample for the existing traffic. At the junction with the Main Road it has a width of 46 feet. It is 28 feet wide at a point 15 feet from the turn. 24 feet further towards Lough Eske the carriageway is 16' 6" wide, and 24 feet further on the carriageway is 16' in width. I attach sketch plan showing dimensions."

The Council decided to refer the matter to Mr. O'Reilly, Acting County Surveyor, to get in touch with Councillor McRory.

648/38.

APPOINTMENT OF RATE COLLECTOR FOR NOS. 30 AND 32 COLLECTION DISTRICTS.

A letter was read from the Local Government Department dated 27th June, 1938, G.1534/5/38, Dun na nGall., stating that, in view of the further representations of the Council in the matter, the Minister sanctioned the temporary appointment for one year of Mrs. Sarah O'Donnell as Poor Rate Collector for Districts Nos. 30 and 32. The appointment was subject to compliance with the terms of the Local Offices and Employments (Gaeltacht) Orders, 1928 to 1938.

649/38.

CONTINUANCE OF MRS. McNULTY AND MR. J. F. QUIGLEY AS TEMPORARY CLERICAL ASSISTANTS.

A letter was read from the Local Government Department dated 27th June, 1938, G.17621/38, Dun na nGall., stating that the Minister sanctioned the continued employment of Mrs. Mary McNulty and Mr. J. F. Quigley as temporary Clerical Assistants up to the 30th September, 1938, at their existing rate of remuneration.

650/38.

AGREEMENT WITH THE IRISH TOURIST ASSOCIATION.

A letter was read from the Irish Tourist Association enclosing two copies of the local Contribution Agreement Form for completion by the Council in connection with the Tourist Rate for the current year.

On the motion of Councillor Mahony seconded by Councillor O'Boyle, it was unanimously decided to execute the Agreement, under Seal.

651/38. APPLICATION FOR CINEMATOGRAPH LICENCE FOR CARRICK HALL.

A letter was read from the Department of Justice dated 14th June, 1938, 98/10, regarding an application for a Cinematograph Licence for Carrick Hall. Under the Regulations, in the case of buildings used habitually for Cinematograph exhibitions, the enclosures must be placed outside the Auditorium, and in the case of permanent buildings used habitually for Cinematograph exhibitions, the enclosures must also be permanent. In the present case, the question arose as to whether the Hall was a permanent building used habitually for Cinematograph exhibitions. If it was not so used, the enclosure need not be permanent. In any event the Council was empowered to dispense with the requirements if they were satisfied that compliance was impracticable or, in the circumstances, unnecessary for securing safety, and state such opinion by express words in the licence.

The Council unanimously decided to issue a conditional licence as suggested by the Department of Justice.

652/38. APPLICATION FOR PERMISSION TO ERECT WALL AT MALIN ROAD, MOVILLE.

A letter was read from Mr. Neil Gillespie, Building Contractor, Malin Road, Moville, applying for permission to erect a few feet of wall, with railing on top, in front of his dwelling-house at Malin Road, Moville. The ground on which he proposed to build the wall was well clear of the public road.

A further letter was read from Mr. Gillespie enclosing plan of wall and street in Malin Road, Moville, where he proposed to erect a wall.

The Council unanimously decided to grant permission on condition that Mr. Gillespie signs an undertaking agreeing to remove the wall at any time he may be called upon to do so.

653/38. DEFAULTERS UNDER THE SMALL DWELLINGS ACQUISITION ACTS.

The Secretary stated that the following persons were in arrears with payment of their annuities under the Small Dwellings Acquisition Acts to the amounts mentioned at 31st March, 1938:-

Neal McGready, Mountcharles.....£25 :10 : 9.
Manus Loughrey, Kerrykeel..... £7 :17 : 8.

The Secretary also stated that he had received letters from both these persons stating that they would pay the amounts owing as soon as possible.

The Council decided to adjourn consideration of the matter until next Meeting.

654/38. COURTHOUSE ACCOMMODATION IN DUNGLOE.

A letter dated 15th February, 1938, was read from Mr. John Walsh, Secretary, Parochial Hall Committee, Dungloe, stating that the Hall Committee regretted that they could not approve of the installation of Anthracite Stoves in the Hall. They would consider the heating of the Hall next winter when they were in a financial position to do so, and, meanwhile, they would put a large radiator stove at a suitable place in the Hall. They would repair the side door and make it as air-tight as possible. They could not extend the cloak-room, but they would allow the use of it to the Clerk on Court days, and on any other days he required it.

A further letter dated 14th April, 1938, was read from Mr. Walsh stating that at a Meeting of the Hall Committee held on the 5th April quotations were considered for the central heating of the Hall. The Committee agreed to central heat the Hall before next winter.

On the motion of Councillor O'Boyle consideration of the matter was adjourned until next Meeting.

655/38.

LETTERKENNY WATER SUPPLY.

A letter was read from the Local Government Department dated 4th February, 1938, S.5410/38, Dun na nGall., regarding Lough Salt Water Supply, and the Agreement dated 22nd February, 1909, between the Donegal County Council and the Letterkenny Urban District Council.

A letter was read from the Local Government Department dated 30th March, 1938, S.5410/38, Dun na nGall., inquiring what action had been taken by the Council in regard to the improvement of the Letterkenny Water Supply.

A Memorandum on the Letterkenny Water Supply prepared by Rev. John O'Doherty, P.P., Chairman of the Mental Hospital Committee, was submitted.

A letter was read from the Local Government Department dated 6th May, 1938, S.5410/38, regarding the Lough Salt Water Supply, and stating that the Minister had received a communication from the Mental Hospital Committee in which particulars were given of a provisional agreement reached by representatives of the Committee and of the Board of Health with representatives of the Letterkenny Urban District Council at a Conference held on the 28th April. The Minister would be glad to learn the decision of the County Council and the other County authorities when the matter had been finally considered by them, so that the Department might be in a position to take up, as soon as possible, with the appropriate body, the details of the improvement scheme proposed to be undertaken.

On the suggestion of Councillor Mahony, consideration of the matter was again adjourned.

656/38.

PETTIGO COURTHOUSE.

A letter dated 31st May, 1938, was read from Mr. S. C. Ross, Secretary, Sir John Leslie Estates Co., enclosing Agreement made in 1927 in connection with the Courthouse in Pettigo. Under the Agreement, the provision of a new fire-place which was required, and the repairs to the windows, should be undertaken by the Council.

A letter dated 27th June, 1938, was read from Messrs. Reid & Sweeney, Solicitors, Ballyshannon, inquiring if the Council would pay half the expenses of certain repairs which were being carried out to Pettigo Courthouse, including painting and distempering, or if they would pay for the new grate and the cost of installing it. They asked that particular care be used in the future as to the letting of this Courthouse, as in recent years it had been used for the purpose of a shooting gallery and the walls damaged.

On the recommendation of the Acting County Surveyor, it was unanimously decided to allow a sum of £5 to cover the purchase and installation of a new grate, and the repairing of the windows.

It was also decided to inform Messrs. Reid & Sweeney that the Council were not responsible for the letting of the premises as a Shooting Gallery.

657/38.

DAMAGE TO RATHMULLAN PIER.

The Secretary reported that Messrs. Bowden's, Ltd., Larne, the owners of the S. S. "Carnduff" had ignored the Council's claim for £20 in respect of damage to Rathmullan Pier.

The Secretary also reported that Messrs. Gray, 41, Pilot Street, Belfast, owners of the S. S. "Ben May" had ignored the Council's claim for £7 in respect of damage to Rathmullan Pier.

The Council decided to refer the matter to the Council's Solicitor. (554/38 and 555/38 G.C.)

658/38.

LETTERKENNY AND BUNCRAHA TECHNICAL SCHOOLS.

A letter was read from the Chief Executive Officer, Co. Donegal Vocational Education Committee, giving certain information in connection with the Letterkenny and Buncrana Technical Schools, as asked for by the Council at their Meeting on the 29th March, 1938.

On the motion of Councillor Mahony, consideration of the matter was adjourned in the absence of Councillor Scott.

659/38.

BUNBEG COURTHOUSE.

A letter was read from Mr. Michael Doogan, Meenderrygamph, Gweedore, stating that the repairs to Bunbeg Courthouse had now been carried out, and the Justice was well pleased. He wished the Council to grant him an increase in the rent.

The Acting County Surveyor reported as follows:-

"Mr. Doogan has carried out the internal repairs to the room used as a Courthouse at Gweedore. Those consist of removing an internal timber partition, and moving back the half partition that separates the space reserved for the Justice from the body of the Court. He has also made another entrance for the exclusive use of the Justice. He has not, however, provided any sanitary accommodation. An eaves gutter is badly required along the back eaves, particularly immediately over the new door. The back wall would require to be plastered, the fencing wall at the back should be completed, and the rubbish cleared away. I had a post-card from Mr. Doogan to say that he has all the materials on hands, but the tradesman is working next door. I take it from this that he intends to complete the alterations."

The Council decided to adjourn consideration of Mr. Doogan's application for an increase in rent until the repairs to the Courthouse were completed.

660/38.

UNAUTHORISED OPENING OF COUNTY ROAD AT BUNDORAN.

Mr. O'Reilly, Acting County Surveyor, submitted the following report:-

"I have received the following report dated 13th May, 1938, from Assistant Surveyor, Mr. M. F. Cunningham, and I thought it wise to bring this matter to the attention of the County Council. Mr. Cunningham's report is as follows:-

'On last Saturday the surfaceman made a verbal complaint that William Carty, Fish Lane, Bundoran, acting under the personal instructions of Mr. Leo Mulhern, Holyrood Hotel, Bundoran, opened the street near Shene Avenue, Bundoran, looking for the stop cock of the water service to Prospect Villa. After quite a lot of excavation in the street, they then went inside the entrance gate and found the stop cock. The street surface has not been restored to its former condition, and I am not aware that any permission was obtained by any person to open the County Road there. The surfaceman told me that Prospect Villa was the property of a Miss Smith. This is a case in which proceedings should be taken to put a stop to unauthorised interference with County property in Bundoran.' "

The Council unanimously decided to leave this matter in the hands of the Acting County Surveyor.

661/38.

DRAINAGE WORKS IN THE TOWNLAND OF CRUICKAGHMORE CARRIED OUT BY THE IRISH LAND COMMISSION.

A letter was read from the Irish Land Commission dated 13th May, 1938, P.30485/37, referring to Minute No. 570/37 of the Council's meeting of the 27th April, 1937, and to previous correspondence regarding drainage works in the townland of Cruickaghmore and the underpinning of a bridge in connection therewith, and stating that the Land Commission did not now propose to do any work on the drain or bridge. The Council noted the letter.

662/38.

ILLNESS OF MR. D. KELLY OF THE COUNCIL'S CLERICAL STAFF.

A Medical Certificate was submitted from Dr. McGinley, Letterkenny, certifying that Mr. D. Kelly of the Council's clerical staff was suffering from influenza, and was unfit for work from the 24th to the 30th May, 1938.

The Council noted the Certificate.

663/38.

PROPOSED PROVISION OF WINCH AT INISHBOFIN.

A letter was read from the Department of Agriculture, Fisheries Branch, dated 25th March, 1938, W.14/5/35, stating that representations had been made to the Minister as to the need for a winch at Inishbofin to facilitate the islanders in hauling their boats. It was understood that the landing facilities at Inishbofin were under the care of the Council, and the Minister would be glad to learn that the Council had made arrangements for the provision of a suitable winch.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"I visited Inishbofin and found that there is already a winch there. It is, however, so badly rusted up that it cannot be used. The Congested Districts Board probably erected it. I gathered from the fishermen that it was never used very much as they thought it too slow, and had no difficulty in landing the boats without it. There are, however, two Motor Boats now on the Island, and these are much heavier than the ordinary boats, and are not so easily drawn up by man power. The winch has no connection with the Pier, being about 100 yards or so away from it, and for this reason I do not think the Council have ever taken any responsibility for it. It could be loosened up and put in working order. This would cost about £5, the cost in the most part being made up of the expense of getting to the Island. I am afraid, however, that the steel wire rope is probably too badly damaged by rust to be safe and would need to be re-placed. There are twelve boat crews on the Island and two motor boats."

The Council decided to send a copy of Mr. Caffrey's report to the Department of Agriculture, Fisheries Branch.

664/38.

ROAD CONSTRUCTED BY THE IRISH LAND COMMISSION IN THE TOWNLAND OF CRUICKAGHMORE.

A letter was read from the Irish Land Commission dated 2nd March, 1938, P.30485/37, referring to the Council's resolution No. 75/36 in which it was stated that the Council agreed to take over and maintain the new road being constructed by the Land Commission in the townland of Cruickaghmore, provided it was constructed to the County Surveyor's specification. The road was now completed, and they wished the Council to take it over for maintenance as a public road.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"Since my report on this matter to last Meeting, I have made a personal inspection of the road. I find that the carriageway is only 11 feet average width. Parts of the road are high in the centre, and dangerous to take a car near sides. Tow cars could not pass in safety. There are also two dangerous unfenced turns on hill (one of these is an "S" bend). The pipes have not been dealt with according to County Surveyor's specification. There are simply a row of large stones laid and flagged. Practically all these roads are now subject to heavy road traffic. I would not recommend the Council to take over this road for future maintenance."

The Council unanimously decided to adopt the report, and to send a copy of it to the Irish Land Commission.

665/38.

COMPLAINT RE CUTTING OF THORN FENCE AT ROSHINE, BURTONPORT.

A letter was read from Mr. John Doherty, Roshine Lodge, Burtonport, complaining of the cutting of a thorn fence around portion of his grazing land. His land had been left without any sort of protection, and he could not put his cattle out to graze.

Mr. O'Reilly, Acting Co. Surveyor, reported as follows:-

"Mr. Dillon has seen Mr. Doherty re letter. Mr. Doherty apologises for bothering the Council on the matter. Negotiations are at present going on between the Resident Engineer (Mr. Dillon) and Mr. Doherty for the acquisition of land for improvement of dangerous turn."

The Council noted that the matter had been settled.

666/38.

COMPLAINT RE NON-PAYMENT FOR WORK DONE ON ROADS IN APRIL.

A letter was read from Mr. Dan McFadden (Manus), Ray, Falcarragh, complaining of not being paid for three days worked during the week ended 8th April, 1938.

The Acting County Surveyor stated that this man was since paid.

667/38. COMPLAINT RE NON-EXPENDITURE OF GRANT ON ILLION ROAD,
ARRANMORE ISLAND.

A letter was read from a number of residents of Illion, Arranmore, stating that they were not going to pay any more rates unless the Illion Road was repaired from the Chapel Bridge to the Plughoge Road. A grant was obtained for this road and Anthony Doogan, the Ganger, transferred the grant to the Ballintra Road.

A letter was read from Mr. Anthony Doogan, Supervising Ganger, stating that the last Grant allocated for the Illion Road was in 1934/35. The grant referred to in the letter of complaint was No. 275, Ballintra:- Repair accommodation and bog road from County Road to Leabgarrow, 60 yards west of James Ward's house in Ballintra, north to County Road at a point 100 yards south-east of Paddy Sharkey's house. The Council considered Mr. Doogan's explanation satisfactory.

668/38. COMPLAINT RE CONDITION OF ROAD AND DRAIN AT SLUDDEN,
CARNDONAGH.

A letter was read from Mr. James McLaughlin, Sludden, Carndonagh, again complaining of the condition of the road and drain between Cashel Three Roads and Fahan Four Roads, Sludden, Carndonagh. This matter was already before the Council at the February and April Meetings, but nothing had since been done. The local Councillors should be earnest and see that something was done.

Mr. Caffrey, Acting County Surveyor, stated that he inspected this road personally and found it in tolerably good order. He stated also that the drain in question was not one which concerned the County Council.

The Council noted Mr. Caffrey's report and considered it satisfactory. (185/38 and 463/38 C.C.)

669/38. DAMAGE TO WALL AT CLONLEIGH, BALLINDRAIT.

A letter was read from Mr. W. K. Ellis, Clonleigh, Ballindrait, stating that the workmen employed in improving the road past his house had knocked down a part of his wall. He wished to have it repaired immediately.

A further letter was read from Mr. Ellis thanking the Council for having the wall repaired so promptly, and the Secretary for his trouble in the matter.

670/38. REPAIR OF ROAD AT DRIMITTEN, LOUGHROS POINT, ARDARA.

A letter was read from Mr. Andrew J. Given, Drimitten, Loughros Point, Ardara, expressing the appreciation of all concerned for the liberal grant made by the Council whereby the Drimitten Road leading from Con White's Hill to Thomas Given's lane was left in excellent condition. Under the supervision of Mr. Patrick Maloney the workmen had an overseer who knew what was required.

The Council noted Mr. Given's letter with approval.

671/38. APPLICATION FOR PERMISSION TO BUILD HANDBALL ALLEY ON
"FAIR GREEN", FINTOWN.

A letter was read from Mr. J. Bonner, Fintown P.O., applying, on behalf of the Fintown Handball Committee, for permission to build a handball alley on the ground known as the "Fair Green."

The Acting County Surveyor reported as follows:-

"Mr. Kearney reports that the Fair Green is used for a Cattle Market on Fair days. He called with Mr. Peter O'Donnell, Bailiff, Fintown, to find out who owns the Fair Green. Mr. O'Donnell was not at home. Captain Hamilton, Brownhall, Ballintra, was the Landlord."

The Secretary was instructed to inform Mr. Bonner that the Council had no power to grant the required permission.

672/38. COMPLAINT RE CONDITION OF DERRYNAMANSHER ROAD, ANNAGRY.

A letter was read from Miss Annie McCafferty, Derrynamansher, Annagry, complaining of the condition of the Derrynamansher Road. She stated that the report previously submitted by Mr. O'Reilly on this matter was not correct. The road was worse this year than ever with rough metal and no blinding on it.

Mr. O'Reilly, Acting County Surveyor, submitted the following report from Mr. Kearney, Assistant Surveyor:-

"Two years ago a small grant came to connect the Meenaleck County Road with the Ranafast County Road. Hugh Coyle was the Ganger, and he carried out the work to my satisfaction."

The Council noted the report and decided to take no action in the matter.

673/38. NATIONAL '98 COMMEMORATION ASSOCIATION.

A letter was read from the National '98 Commemoration Association, 41, Parnell Square, Dublin, asking for the Council's co-operation in making the '98 Celebrations this Summer as widespread as possible.

It was decided to refer the matter to the Deputies for the County on the Council.

674/38. GLENTIES NO. 1. O.A.P. SUB-COMMITTEE.

A letter was read from the Clerk, Glenties No. 1. O.A.P. Sub-Committee, stating that Very Rev. John Canon Byrne, P.P., Ardara, had become disqualified as a member of the Committee through non-attendance, and the Committee were desirous of having him re-appointed.

On the motion of Councillor Mahony seconded by Councillor Brady, it was unanimously decided to re-appoint Canon Byrne.

A further letter was read from the Clerk, Glenties No. 1. O.A.P. Sub-Committee, stating that Rev. A. N. McTier, Ardara, had left the District. Rev. R. W. Morrow, The Manse, Ardara, had kindly consented to act as a member of the Committee, if appointed.

The Council unanimously decided to appoint Rev. R. W. Morrow.

675/38. DONEGAL O.A.P. SUB-COMMITTEE.

A letter was read from Mr. James Williamson, Drimrooske, Donegal, Clerk, Donegal O.A.P. Sub-Committee, asking the Council to have Rev. C. D. Morgan, Donegal, appointed a member of the Sub-Committee in place of Rev. R. L. Laurenson.

The Council unanimously decided to appoint Rev. C. D. Morgan.

676/38. APPLICATION FOR GRANT FOR CONSTRUCTION OF BOG ROAD AT MEENGLAHARRY, CLOGHAN.

A letter was read from a number of ratepayers of Meenglaharry, Cloghan, applying for a grant to enable them to construct an additional 200 perches of a bog road at Meenglaharry. About 230 perches of this road was constructed some years ago, but as it was not sufficiently gravelled it was in a bad state of repair at the present time.

On the motion of Councillor Brady, it was unanimously decided to refer these people to the Board of Works, Dublin.

677/38. COMPLAINT RE CONDITION OF ROAD AT MEENMORE, DUNGLOE.

A letter was read from Mrs. Kate Boyle, Meenmore, Dungloe, stating that she did not intend to pay any more rates until she was provided with a road to her house.

The Acting County Surveyor stated that the road leading to Mrs. Boyle's house was not a County Road.

678/38. COMPLAINT RE NON-PAYMENT FOR WORK DONE.

A letter was read from Mr. John Barron, Cashelard, Cavangarden, stating that he worked from the 2nd to the 6th May, 1938, and only received 10s/7d in respect of two days' pay. He claimed payment for three other days.

The Acting County Surveyor reported as follows:-

"Mr. Cunningham reports that John Barron did not work on the 4th, 5th, and 6th May last. These are the days for which he claims payment." The Council decided to take no action in the matter.

679/38. COMPLAINT RE OVERHANGING TREES ON STATION ROAD, BALLYSHANNON.

A letter was read from the Great Northern Railway Co., Dublin, referring to Minute No. 1433/36 of the 29th December, 1936, regarding overhanging trees on 'Bus routes. There were dangerous overhanging trees on the Station Road, Ballyshannon, which were liable to cause damage to luggage on the top of 'Buses.

The Acting County Surveyor reported as follows:-

"Mr. Cunningham reports that he has written Mr. Neely re overhanging trees on 'Bus Routes on the Great Northern Station Road, and, although nothing has been done up to the moment, he believes that Mr. Neely will cut the overhanging branches."

The Council noted the report.

680/38. POISONS AND PHARMACY ACT, 1908.

An application for a licence under the Poisons and Pharmacy Act, 1908, was received from Mr. Thomas Stewart, Letterkenny.

Applications for renewals of licences under the Poisons and Pharmacy Act, 1908, were received from Messrs. Stewart & Cooper, Castlefin, and Mr. Denis Quinn, Glenties.

The Council unanimously decided to grant the licences.

681/38. COMPLAINT RE CLEANING OF TRIBUTARIES LEADING TO RIVER FINN.

A letter was read from Mr. C. G. Hamilton-Brown, Glenmore, Welchtown, complaining of the cleaning of the tributaries leading in to the River Finn. This cleaning was making the river fall much faster, and was doing considerable damage to the banks.

The Acting County Surveyor reported as follows:-

"I sent a copy of Mr. C. G. Hamilton-Brown's letter of the 3rd June to Assistant Surveyors Kearney and Callaghan.

In reply, Mr. Kearney points out that there were no Minor Employment Schemes (Drainage) on which he carried out any work to the tributaries leading in to the River Finn.

Mr. Callaghan reports that the only drainage work done in his area was on a tributary leading into the River Finn at Carrickalangan (Minor Employment Schemes, 1936/37). This is over four miles from the Finn.

I am not in a position to state whether any further drainage in the Finn Valley is contemplated. This is purely a matter for the Office of Public Works."

The Council noted the report, and decided to send a copy thereof to Mr. Hamilton-Brown.

682/38. COMPLAINT RE CONDITION OF ROAD LEADING FROM BALLINATONE TO WELCHTOWN.

A letter was read from Mr. Willie Thompson, Welchtown, complaining of the condition of the road from the Crossroads at Ballinatone to Welchtown, a distance of about a mile. It was almost impossible to get out or in with a horse and cart.

The Acting County Surveyor stated that the road was not a County Road.

683/38. CINEMATOGRAPH PERFORMANCE AT THE HALL IN CARRICK.

A letter was read from the Western United Cinemas stating that they were giving a performance at Carrick Hall on the 22nd June, 1938.

The Council noted the letter.

684/38.

COMPLAINTS RE ALLOCATION OF ROAD WORK.

The Secretary submitted a letter signed "Sean Kelly" complaining of the employment of John Burns, Ballymacastle, Greencastle, as Ganger on Roads. He had a farm of land.

Mr. Gaffrey, Acting County Surveyor, stated that there was no person of the name of "Sean Kelly" in Greencastle District.

The Council decided to instruct the Secretary in future to refer all complaints re road workers to the County Surveyor for investigation and report to the Council if he considers it necessary.

685/38.

REQUEST FOR GRANT FOR COMPLETION OF BOG ROAD FROM SLEEGHAN TO DERRYBEG.

A letter was read from Colonel A. F. S. Hill, Gweedore Hotel, Gweedore, applying, on behalf of his former tenants in the townland of Sheskinbeg, Derrybeg, for a grant for the construction of a rough bog road from Slegghan to Derrybeg. At present they had to carry their turf on their backs.

On the motion of Councillor Baxter, it was unanimously decided to refer the matter to the Irish Land Commission.

686/38.

COMPLAINT RE NON-PAYMENT FOR STONES SUPPLIED.

A letter was read from Mr. John Wray, Solicitor, Ramelton, complaining of the non-payment of Patrick McDaid, Drumacaroo, Newmills, in respect of work on roads.

The Acting County Surveyor submitted the following report from his Assistant, Mr. J. G. McIvor:-

"This refers to a claim for stone supplied by the load. There is a discrepancy between the Ganger's return and the amount claimed by McDaid. I am investigating, and unless further evidence is forthcoming, we will have to resist the claim."

The Council decided to adjourn consideration of the matter until next Meeting.

686a/38.

COMPLAINT RE ROAD FROM ARDARA TO ROSBEG, VIA SUNNY AND MULLAVEA.

A letter was read from Mr. P. G. Logue, Draper and Outfitter, Ardara, again complaining of the condition of the road to Rosbeg, via Sunny and Mullavea. The road has not been repaired since he wrote last. The surface was very bad, and there were bad bends and blind corners on it.

The Acting County Surveyor reported as follows:-

"Mr. Kearney reports that the Contractor has gathered up the rolling stones and spread clay where necessary on this road."

The Council noted the report.

687/38.

APPLICATION TO HAVE VENNEL CONSTRUCTED IN LETTERKENNY.

A letter was read from the Letterkenny Hosiery Co., Ltd., Letterkenny, stating that owing to the fact that there was no proper vennel in the road outside their premises, during heavy rain all the water floods on to their premises, and causes a lot of damage. A grating should be placed on the road outside their premises, and piped into one of their drains.

The matter was referred to the Acting County Surveyor.

688/38.

COUNTY DONEGAL SHEEP DIPPING REGULATIONS, 1938.

On the motion of Councillor Mahony seconded by Councillor McClafferty the Council unanimously decided to adopt the County Donegal Sheep Dipping Regulations, 1938, as recommended by the Sheep Dipping Committee.

689/38.

OVERGROUND TELEGRAPHIC LINE.

A letter was read from the Engineer-in-Chief, Department of Posts and Telegraphs, applying for permission to lay an overground telegraphic line along Mulroy Avenue from the Carrigart-Milford Road to the Earl of Leitrim's Estate Office.

The Council decided to grant the required permission on condition that in the event of it being found necessary at any future date to remove the poles, the cost of removal, except in so far as State-aided Schemes and Schemes authorised by an Act of the Oireachtas are concerned, to be borne by the Department of Posts and Telegraphs; and the poles to be kept free of the carriageway.

690/38.

COUNTY COUNCIL'S GENERAL COUNCIL.

A letter was read from the Secretary, County Councils' General Council, stating that the Annual Meeting of the County Councils' General Council will take place during Horse Show Week, August 2nd - 6th, inclusive, and any matters which the Council desire to have placed on the Agenda should be forwarded before the 23rd July. The Council noted the letter.

691/38.

IRISH PUBLIC BODIES MUTUAL INSURANCES, LTD.

A letter was read from the Irish Public Bodies Mutual Insurances, Ltd., stating that the Twelfth Ordinary General Meeting of the Members of the Company would take place on 30th June, 1938, at 2.30 o'clock p.m.

Councillor Myles, who had been appointed to represent the Council at this Meeting, complained that the hour of the Meeting, 2.30 p.m., was most unsuitable for members who wished to attend the Meeting of Dail Eireann the same day at 3 p.m., and he suggested that in future these Meetings be held at an earlier hour.

692/38. COMPLAINT RE NON-PAYMENT FOR IRON SUPPLIED TO MILLTOWN BRIDGE, CARNDONAGH.

A letter was read from Mr. David Quigley, Malin Street, Carndonagh, stating that the balance of £4 : 19 : 0 due in respect of iron supplied to the Council during course of construction of Milltown Bridge, Carndonagh, had not yet been paid, although several requests had been forwarded regarding payment.

Mr. Caffrey, Acting County Surveyor, stated that the amount due had been paid.

693/38. COMPLAINT RE FLOODING OF LANDS AT MEENBANAD MOUNTAIN.

A letter was read from Mr. Patrick O'Donnell, Solicitor, Dungloe, referring to Minute No. 599/38 regarding the flooding of the lands of Miss Bridget McDevitte, Cruickmore, Burtonport. It appeared that when several people from Meenbanad objected to the Contractor laying the pipe where it was originally intended to construct it, he actually came and constructed it in the place complained of by Miss McDevitte, notwithstanding the positive order of the Assistant Surveyor not to build the pipe at all. Miss McDevitt must, however, look to the Council for the loss she had sustained, and she, therefore, claimed a sum of £15 in respect of damages.

The Council decided to refer the matter to the Law Committee. (599/38 L.C.)

694/38. COMPLAINT RE NON-PAYMENT OF TRESPASS ALLOWANCE FOR STONES.

A letter was read from Mr. John E. McGill, Ballycashel, Ardara, complaining of not being paid for 495 tons of stones supplied for the Glengesh Road widening. The stones were supplied to Messrs. J. Watters and P. Maloney.

The Acting County Surveyor reported as follows:-

"Mr. Lennon reports that the amount due for trespass in this case is for 493 tons, and this will be paid on next Pay-sheet."

The Council noted the report.

695/38. CONTRACT NO. 243, MAP NO. 36, INISHOWEN AREA.

A letter was read from Mr. William T. Doherty, Ungall, Malin Head, referring to Tender No. 243, Map No. 36, Inishowen Area, and stating that he did not understand at the time that the road had to be steam-rolled. He could not do it at the money except the steam-rolling was omitted, or a cut of 30 tons was made in the gravel. Unless this was done, he wished to be relieved of his contract.

Mr. Caffrey, Acting County Surveyor, asked for permission to have this contract broken, and his application was granted.

696/38. COMPLAINT RE DAMAGE TO BALLINTRA ROAD, ARRANMORE.

A letter was read from Mr. Peter O'Donnell, Road Contractor, Ballintra, Arranmore, stating that three gaps had fallen in on the Ballintra Road along the river that was between the Main Road, Ballintra, and end of County Road, Loughasheskey. The road was only six feet wide now and was very dangerous. A pipe was also necessary across the road between the Main Road, Ballintra, and R. C. Church.

Mr. O'Reilly, Acting County Surveyor, submitted the following report from Assistant Surveyor Kearney:-

"The road is No. 26, April 1938, Map No. 963. I inspected it on the 23rd May and found it in good order. The road goes up hill for two miles, and stands from 6 to 16 feet higher than the Burn alongside, and at times of very heavy rain breaches are liable to be caused in sides of road.

I hope to go to Arran shortly, and will let you know the amount of damage done to road."

The Council noted the report.

697/38. PUBLIC DANCE HALLS ACT, 1935.

A letter was read from Mr. Sean Ferry, Gortahork, notifying his intention of applying at Falcarragh District Court on the 28th June, 1938, for a Dance Hall Licence in respect of Hall at Keeldrum, Gortahork.

The Council noted the letter.

698/38. LEASEHOLDERS' BILL.

A letter was read from the United National Leaseholders' Organisation, asking the Council to support the following resolution:- "This Convention of the United National Leaseholders' Organisation respectfully requests every County Council, Borough Council, County Board of Health, Urban District Council, and Town Commissioners, to consider the summary of the new Leaseholders' Bill, and to pass a resolution supporting the principles outlined therein, and calling upon Dail Eireann to pass the Bill into law."

The Matter was referred to the Deputies for the County on the Council.

699/38. DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY AT ST. JOHNSTON.

A letter was read from Messrs. McCartin Bros., Tandragee, Sixmilecross, Co. Tyrone, applying for a refund of the deposit lodged by them in connection with the opening of a roadway at St. Johnston.

The matter was referred to the Acting County Surveyor.

700/38. DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY AT MOVILLE.

A letter was read from Mr. Patrick McCorriston, Moville, applying for a refund of a deposit which he lodged in connection with the opening of a roadway.

Mr. Caffrey, Acting County Surveyor, stated that the deposit had been refunded.

701/38. DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY
AT BUNDORAN.

A letter was read from Mr. P. O'Connell, Atlantic Hotel, Bundoran, stating that he was surprised at the statement of the Surveyor that he did not properly restore the roadway. He filled it in with "Colfix" and chips, and it was in such a condition as to be almost unnoticeable from any other part of the street.

The Acting County Surveyor reported as follows:-

"Since my report a month ago on this matter, Mr. O'Connell has made good the opening, using tar and gravel, not chips as he claims. A pay-sheet will be sent in in due course for the refund of Mr. O'Connell's deposit."

The Council noted the report.

702/38. DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY
AT BALLYBOFEY.

A letter was read from Messrs. George Magee & Co., Ballybofey, applying for a refund of a deposit of £2 which they lodged on the 13th January in connection with the opening of the road leading to Miss Eileen McGinty's houses.

The Acting County Surveyor stated that his Assistant reported that the road surface had not been properly restored.

703/38. APPLICATIONS FOR POSITION AS SURFACEMAN.

A letter was read from Mr. Mick Kelly, Kilpheak, Newmills, applying for a position as surfaceman on the Breenagh-Meenaroy Road.

A letter was read from Mr. Edward McDaid, Drimennan, Breenagh, applying for a position as surfaceman on the road from Letterkenny to Meenaroy. He had been a road contractor for 20 years and was in poor circumstances. He had eight children to support.

A letter was read from Mr. Michael Gallagher, Tullyhonour, Breenagh, applying for a position as surfaceman on the road from Meenaroy to Breenagh.

The applications were referred to the Acting County Surveyor.

704/38. APPLICATION TO BE PUT ON WAITING LIST FOR POSITION AS
FLAGMAN.

A letter was read from Mr. Jim McLoone, Maas, Glenties, applying to have his name put on the waiting list for appointment as a flagman.

The application was noted.

705/38. APPLICATION FOR ROAD WORK IN THE RATHMULLAN DISTRICT.

A letter was read from Mr. Thomas Merritt, Kerr's Bay, Rathmullan, applying for a job at road verging around Rathmullan.

The matter was referred to the Acting County Surveyor.

706/38. COMPLAINT RE UNDER-PAYMENT FOR STONES SUPPLIED.

A letter was read from Mr. Teague Boyle, Clogherdiller, Burtonport, stating that he put up 333 tons of metal for the Council. On March 5th, he got paid for 105 tons, and on March 19th, he was paid for 208 tons, which left 20 still unpaid for, and he wished to be paid the sum of £3 immediately.

The Acting County Surveyor reported as follows:-

"I have investigated Mr. Teague Boyle's claim and find it to be correct. Accordingly, he will be paid on next Pay-sheet for the 20 tons @ 3/-; total amount, £3."

The Council noted the report.

707/38. COMPLAINT RE REMOVAL OF GRAVEL FROM BEHIND THE RIVER ROW HOUSES, MOVILLE.

A letter was read from Messrs. James G. M. Harvey & Son, Estate Agents, Northern Bank Buildings, Derry, stating that recently some of the Council's workmen had been carting gravel from above high water mark just behind the River Row houses, Moville, and if this was to continue the gardens of the River Row houses would soon be threatened by high tides.

The matter was referred to the Acting County Surveyor.

708/38. COMPLAINT RE CONDITION OF ROAD IN TOWNLAND OF CURRIN, GLENCOLUMBKILLE.

A letter was read from Mr. Edward Lyons, Currin, Glencolumbkille, complaining of the condition of the road in the townland of Currin. A beast could hardly walk on the road which was only about 6 feet wide, and was very dangerous for children going to School.

The Acting County Surveyor reported as follows:-

"Mr. Lennon reports that the last time Mr. Lyons complained he instructed the Contractor to remedy any defects on this section, which he did. Mr. Lennon has since inspected the road several times, and inspected the Contractor's stone spread on 22nd April, 1938. The road is undoubtedly narrow at this section, but I have no funds available for widening it. There is no heavy traffic over it, and the road is in no way dangerous."

The matter was referred to the Acting County Surveyor.

709/38. CLEANING OF DRAIN AT LACKENAGH, BURTONPORT, BY THE IRISH LAND COMMISSION, AND LOWERING OF BED OF CULVERT UNDER COUNTY ROAD.

A letter was read from the Irish Land Commission dated 2nd June, 1938, P.40598/37, stating that they had under consideration the cleaning and widening of a drain marked G-H on an accompanying map in the townland of Lackenagh, Burtonport. This work would entail the lowering of the bed of the culvert under the County Road, and the re-erection of the culvert. They wished to know if the Council would allow the Land Commission to carry out the work on the culvert, and to point out that the Land Commission would, as far as possible, meet the requirements of the County Council, but they could give no undertaking in the matter.

Mr. A. N. Dillon, Engineer, Dungloe, reported as follows:-

"I visited the drain marked G-H on the map, accompanied by Mr. McKiernan, Land Commission Engineer in charge of this area.

The drain is at the moment inadequate, and the Land Commission propose to widen and deepen it. This naturally entails lowering the bed of the existing culvert under the road and also widening the culvert. Mr. McKiernan proposes to remove the old culvert, and build a new one to the correct dimensions in concrete, with a reinforced concrete slab cover. Mr. McKiernan also gave me a personal undertaking to carry out the work to the satisfaction of the Council, if allowed to proceed with it.

As the existing culvert is in poor condition, and may require repairs in the near future, in my opinion, it is to the Council's advantage to allow the work to proceed."

The Council decided to adopt Mr. Dillon's report, and to allow the Land Commission to proceed with the work.

710/38. WIRE ROPE, DERRICK, ETC., USED BY FISHING BOATS AT MALIN HEAD.

Letters were read from Mr. James McGonigle, Slievebawn Cottage, Malin Head, refusing to sell to the Council the wire rope, etc., used by fishing boats at Malin Head Pier. Unless he received £2 per year for the use of the chain and wire rope, he would dismantle the derrick by the end of the week, and the Council would have to provide their own facilities.

The matter was referred to Mr. Caffrey, Acting County Surveyor, for a report.

711/38. CLAIM FOR DAMAGE TO LAUNDRY VAN, THE PROPERTY OF ST. JOSEPH'S ORPHANAGE, BUNDORAN.

A letter was read from Rev. P. Connolly, St. Joseph's Orphanage, Bundoran, regarding the claim for damage to the Laundry Van, and denying the statements in the Engine-Driver's report that the Driver of the Laundry Van promised not to report the matter, but to have the damage repaired himself.

The Council decided to refer the matter to the Insurance Company.

712/38. PURCHASE OF STONE CRUSHER; DIESEL TRACTOR; CONCRETE MIXER; AND LIVING-VAN.

In accordance with Minute No. 345/38, Mr. Caffrey, Acting County Surveyor, submitted the following report:-

"The following Tenders (6) were received for stone-breaker:-

Baxter.....	£588	: 5	: 0.
Parker.....	£590	: 0	: 0.
Goodwin, Barsby, & Co.....	£600	: 0	: 0.
Broadbent.....	£655	: 0	: 0.
Allen.....	£675	: 0	: 0.
Hadfield's.....	£827	: 10	: 0.

I recommend the purchase of the "Baxter" at £588 : 5 : 0.

The following Tenders (3) were received for Tractor to drive Breaker:-

Marshall.....	£525	: 0	: 0. (duty paid.)
Catterpillar.....	£540	: 0	: 0. (plus duty.)
Fowler.....	£600	: 0	: 0. (plus duty.)

I recommend the purchase of the "Marshall" at £525 : 0 : 0.

The following Tenders (11) were received for Concrete Mixer:-

Richier.....	£199	: 0	: 0. (duty Paid.)
Steele.....	£220	: 0	: 0. (duty free.)
Liner.....	£183	: 0	: 0, plus duty, £228 : 0 : 0.
Benford.....	£199	: 10	: 0, plus duty, £249 : 0 : 0.
Millar.....	£220	: 0	: 0, plus duty, £275 : 0 : 0.
Winget.....	£225	: 10	: 0, plus duty, £276 : 8 : 0.
Ransome.....	£230	: 0	: 0, plus duty, £287 : 10 : 0.
Parker.....	£267	: 0	: 0, plus duty, £323 : 0 : 0.
Neals.....	£237	: 0	: 0. (Not to specification.)
Fowler.....	£319	: 3	: 9. (duty paid.)
Goodwin Paddle Mixer.....	£350	: 0	: 0, plus duty, £437 : 10 : 0.

I recommend the purchase of the "Richier" at £199 : 0 : 0.

There was only one Tender for the living-van, i.e. from Messrs. C. O'Doherty & Sons, Lifford, at £106 : 0 : 0, and I recommend that this be accepted."

The Council unanimously decided to adopt Mr. Caffrey's report, and to approve of the purchase of the equipment recommended by him.

713/38. CONTINGENCY FUND, NORTHERN DIVISION.

Mr. Caffrey, Acting County Surveyor, applied for the following amounts out of the Contingency Fund:-

To repair a pipe on Road No. 1273, Lifford Area.....	£4.
To repair breaches on side of Road No. 1259.....	£10.

The application was granted unanimously.

714/38. BREAKING OF ROAD CONTRACTS.

Mr. Caffrey, Acting County Surveyor, applied for permission to break the following Contracts:-

- No. 65, April 1938, Map No. 576a.
- No. 66, April 1938, Map No. 576b.

The Council unanimously decided to have those Contracts broken.

715/38. SETTLEMENTS BY THE INSURANCE CO. IN THE CLAIMS OF DANIEL McELROY, CONEYBURROW, LIFFORD, AND JOSEPH DORAN, VEAGH, MANORCUNNINGHAM.

A letter was read from the Hibernian Fire & General Insurance Co., Ltd., 48 & 49, Dame Street, Dublin, regarding the claim of Mr. Daniel McElroy, Coneyburrow, Lifford, for the loss of his horse. They had gone carefully into the matter, and were satisfied that no responsibility whatsoever rested with the County Council, but in view of the fact that several members expressed the hope that an ex-gratia payment would be made to McElroy, they had written to McElroy's Solicitors offering £10 in settlement of the claim.

A letter was read from the Hibernian Fire & General Insurance Co., Ltd., stating that they had settled the claim of Mr. Joseph Doran, Veagh, Manorcunningham, for damage to his bicycle, through collision with a pile of stones, by a payment of £4 : 10 : 0. They doubted very much if Doran would be successful in a claim against the Council, but in view of the small amount involved they had decided to settle.

On the motion of Councillor Mahony seconded by Councillor Blaney, the Council unanimously decided to express their appreciation of the prompt and generous settlements made in these cases.

716/38. APPLICATION BY THE CARETAKER FOR ANNUAL LEAVE.

An application was submitted from the Caretaker for annual leave. The Council decided to refer the matter to the Sub-Finance Committee.

717/38. APPOINTMENT OF JUNIOR CLERICAL OFFICER IN PLACE OF MR. J. J. GALLAGHER, RESIGNED.

A letter was read from the Local Government Department dated 3rd June, 1938, G.5694/5/38, enclosing copy of conditions of appointment which the Minister considered might apply in the case of Junior Clerical Officer (Male) to be appointed to the Council's Staff in place of Mr. J. J. Gallagher, resigned. Similar terms had been suggested in connection with the filling of vacancies for Clerical Officers on the staff of the County Board of Health, and as the Minister desired to have all such appointments made on similar conditions, arrangements could be made to hold a single examination for the joint posts. The examination should be held by the Local Appointments Commissioners. The salary suggested was £100 a year for two years, or until the Officer reached 20 years of age, whichever was the longer period. The Officer would then be placed on £120 a year, increasing, subject to satisfactory service, by annual increments of £10, to £190 a year.

The Council decided to refer the matter to a Special Committee to confer with the members of the County Board of Health, and the following members were appointed to represent the Council:- Councillors McFadden, Baxter, Friel, McGree, and Lynch.

The Committee met during the luncheon interval. Councillors McFadden, McGree, and Friel represented the Council, and Councillors MacGreadie, Mahony, O'Boyle, McIvor, Blaney, and Myles represented the Board of Health.

Mr. Flanagan, Secretary of the Board of Health, was also present. Councillor Myles was moved to the Chair.

The Secretary read the conditions of appointment, and it was decided to make the following additions and amendments:-

(a) Maximum age limit to be raised from 20 years to 21 years on the 1st July, 1938.

(b) Candidates to be required to have been ordinarily resident, or the children of persons ordinarily resident, in County Donegal for two years on the 1st July, 1938.

(c) Vacancies arising in either the County Council Offices or the County Board of Health Offices within twelve months from the date of the examination to be filled from the list of successful candidates in order of merit.

The Committee also recommended that the Council suspend temporarily their rule requiring Officials to reside in County Donegal.

When the report came before the Council, its adoption was moved by Councillor O'Boyle, and seconded by Councillor McIvor, who was then in the Chair.

Councillor Brady proposed and Councillor McGree seconded that the conditions of appointment be altered to allow females to compete.

After some discussion the matter was put to a vote, and seven voted for Councillor Brady's amendment and seven against. The Chairman gave his casting vote against the amendment.

The Committee's report was adopted by the same voting.

The Council also decided to accept the Department's suggestion to have the examination held by the Local Appointments Commissioners.

Confirmed

W. McFadden

Chairman of County Council.
26th July, 1938.

A MEETING OF THE DONEGAL COUNTY COUNCIL WAS HELD ON TUESDAY,
THE 26TH DAY OF JULY, 1938.

718/38.

A T T E N D A N C E.

The following were the members present:- Councillors McFadden (presiding), Baxter, Blaney, Brady, Byrne, Cannon, Cole, Friel, Gallen, Hannigan, Houston, Kavanagh, Kelly, Loughrey, Lynch, Mahony, Myles, McClafferty, McCreadie, McDaid, McIvor, McMenamin, McShane, McShea, O'Boyle, O'Brien, O'Donnell (Brian), McRory, Scott, Wagentreiber, and Walsh.

719/38.

CONFIRMATION OF MINUTES.

On the motion of Councillor Mahony seconded by Councillor Scott, the Minutes of the last Meeting of the County Council held on the 28th June, 1938, were confirmed unanimously.

720/38.

REPORT OF FINANCE COMMITTEE MEETING.

On the motion of Councillor Mahony seconded by Councillor Scott, the Report of the Finance Committee Meeting held on the 28th June, 1938, was adopted unanimously.

721/38.

REPORTS OF SUB-FINANCE COMMITTEE MEETINGS.

On the motion of Councillor Mahony seconded by Councillor Scott, the Reports of the Sub-Finance Committee Meetings held on the 28th June, 1938, and the 19th July, 1938, were adopted unanimously.

722/38.

REPORTS OF SHEEP DIPPING AND WARBLE FLY COMMITTEE MEETINGS.

On the motion of Councillor McIvor seconded by Councillor McClafferty, the Report of the Sheep Dipping and Warble Fly Committee Meeting held on the 28th June, 1938, was adopted unanimously.

On the motion of Councillor McIvor seconded by Councillor McClafferty, the Report of the Sheep Dipping and Warble Fly Committee Meeting held on the 12th July, 1938, was adopted unanimously.

723/38.

QUARTERLY LIST OF PAYMENTS.

The List of Payments for the Quarter ended 30th June, 1938, was submitted, and payment ordered in each case as recommended by the Finance Committee.

724/38.

APPLICATION BY COUNTY MEDICAL OFFICER OF HEALTH FOR ANNUAL LEAVE.

A letter was read from the County Medical Officer of Health applying for twenty-one days' leave to start from the 2nd August, 1938, being part of his annual leave.

Councillor Scott proposed and it was unanimously decided to grant the application.

725/38.

LIFE-BUOY AT DONEGAL PIER.

A letter was read from the Harbour Master, Donegal, stating that the life-buoy at Donegal Pier had been swept away. The cable attached to the buoy was rotten and had broken. A new life-buoy would require to be erected, and the cable tarred in order to preserve it.

The matter was referred to the Acting County Surveyor for a report for next Meeting.

726/38. SCALE OF CHARGES FOR USE OF COURTHOUSES IN THE COUNTY.

A letter was read from the District Court Clerk, Buncrana, asking the Council to draw up a scale of charges for the use of Courthouses as follows:-

- (a) A Meeting in day-time, no light or fire being used.
- (b) A Meeting in day-time, light or fire being used.
- (c) A Meeting in day-time, light and fire being used.

The matter was referred to the Sub-Finance Committee for consideration.

727/38. PETTIGO COURTHOUSE.

A letter was read from the Caretaker, Pettigo Courthouse, stating that the District Justice had requested him to inform the Council that they were liable for the provision of furniture, and he wished the following supplied:-

Six chairs for main body of Courthouse.

One small table for Courthouse.

Two extra chairs for use of Solicitors' Room.

He stated that the Landlord was at present carrying out repairs to the interior of the Courthouse, including the provision of a new grate.

The Council unanimously decided to purchase the furniture required for Pettigo Courthouse. (656/38 C.C.)

728/38. COST-OF-LIVING BONUS.

A letter was read from the Local Government Department dated 30th June, 1938, 73/38, stating that the cost-of-living bonus for the period from 1st July to 31st December, 1938, would be based on an average cost-of-living figure of 75.

729/38. PROPOSED PAYMENT OF TRAVELLING EXPENSES TO CERTAIN COUNCILLORS.

A letter was read from the Local Government Department dated 1st July, 1938, G.18134/3/38, Dun na nGall., adverting to the Secretary's letters regarding payment of Travelling Expenses to Councillors McDaid, Cole, and McRory, and stating that the Minister had no power to authorise payment of contributions towards the expenses of attending Meetings unless in accordance with the terms of Section 63 (2) of the Local Government Act, 1925.

730/38. TERMINATION OF PERIOD OF EMPLOYMENT OF WARBLE FLY INSPECTORS.

A letter was read from the Department of Agriculture dated 27th June, 1938, L.2664-38, stating that as the Warble Fly treatment period ended on the 7th July, arrangements should be made by the Council for terminating the employment of the temporary Warble Fly Inspectors on that date. The necessary claim for recoupment of the expenses incurred by the Council should be furnished before the 31st August.

731/38. LIST OF REGISTRATION AND LICENSING AUTHORITIES AND INDEX MARKS.

A letter was read from the Local Government Department, Roads, dated 23rd June, 1938, RV/202, forwarding a booklet containing a list of Registration and Licensing Authorities in Great Britain and Ireland together with their respective Index Marks.

732/38. TEMPORARY CLERICAL ASSISTANCE IN CONNECTION WITH EMPLOYMENT SCHEMES.

A letter was read from the Local Government Department dated 8th July, 1938, G., stating that the Minister sanctioned expenditure not exceeding a sum of £400 for temporary clerical assistance in connection with Employment Schemes in the current financial year. A return should be furnished at the end of the year giving the names of the persons employed and the aggregate payments made to each.

733/38. SUPPLIES OF SHEEP DIPPING FORMS AND POSTERS FROM THE
DEPARTMENT OF AGRICULTURE.

A letter was read from the Department of Agriculture dated 8th July, 1938, E.2147/38, stating that in view of the adoption of local Sheep Dipping regulations supplies of Sheep Dipping Forms or of Sheep Dipping posters will not be sent to the Council or to the Garda Síochána in the County.

734/38. APPOINTMENT OF SHEEP DIPPING SUB-INSPECTORS AND PURCHASE
OF SHEEP DIP.

A letter was read from the Department of Agriculture dated 14th July, 1938, L.3006-38, stating that the Minister would offer no objection to the appointment by the Council of the 19 Sheep Dipping Sub-Inspectors whose names and addresses were indicated in Minute No. 26/38, with remuneration at the rate of £2 per week in each case. It was noted that another Inspector was to be employed for Letterkenny District in place of Mr. Charles Bradley. The Minister, likewise, would offer no objection to the purchase by the Council of supplies of Burke's Irish Liquid Sheep Dip (1-80), and Osmond's "Viper" Fluid Dip (1-80) in equal quantities at 3s/5d per gallon in each case.

A further letter dated 22nd July, 1938, L.3006-38, was read from the Department of Agriculture referring to Minute No. 31/38 of the Report of the Sheep Dipping Committee of the 12th July, 1938, regarding the appointment of a Sheep Dipping Inspector for Letterkenny District, and stating that if the Council decided to appoint Mr. Patrick McGrenaghan, Rockhill, Letterkenny, at the same rate of remuneration as the other nineteen Sheep Dipping Sub-Inspectors whose employment was sanctioned in the Department's letter of the 14th July, the Minister would offer no objection in the matter.

735/38. OUTBREAK OF SHEEP SCAB AT GREGNAHORN MOUNTAIN, CARNDONAGH,
AND EMPLOYMENT OF LOCAL DIPPING INSPECTOR.

A letter was read from the Department of Agriculture dated 15th July, 1938, S.243, referring to an outbreak of sheep scab at Gregnahorn Mountain, Carndonagh, and stating that in view of the extent of the outbreak, the Minister would offer no objection to the temporary employment of the local Sheep Dipping Sub-Inspector on a daily basis to assist in the supervision of the dipping of the flocks. The rate of remuneration to be paid to the Sheep Dipping Sub-Inspector so employed should not exceed that normally paid to him when employed during the regular dipping period.

736/38. SAMPLE OF WARBLE FLY PREPARATION SENT FOR ANALYSIS.

A letter was read from the Department of Agriculture dated 11th July, 1938, L.1460-38, referring to previous correspondence regarding a sample of Messrs. Richardson's Cattle Wash (Warble Fly) (Compound) Powder, "Paragad", purchased by temporary Inspector Matthew McEnaney from Mr. Greene, Ardsbeg, Gortahork, and stating, for the information of the Council, that the sample was found, on analysis, to conform to the requirements of the Warble Fly Order.

737/38. ARDUGHADH CREIDIUINTE O'N BHAINN DO CHISTE AN CHOMHAIRLE.

Do leigheadh litir ó Roinn Rialtais Aitiúla agus Slainte Puiblí faoi dháta an 12adú Iúil, 1938, G.4785/7/38, Dun na nGall., agus ag radh go gceadúighoann an t-Aire Rialtais Aitiúla agus Slainte Puiblí do Chomhairle Chonndae Dun na nGall airliughadh le fiacha Bainne na rachaidh thar £85,000 i gceir costaisí reatha sealadacha.

Dubhairt an Runaidhe go mbíodh £35,000 riachtanach go dtí an 31adú Lughnasa, 1938.

Socrúighoadh go n-íarrfadh cead an Aire fiacha Bainne na rachaidh thar £85,000 suas go dtí an 31adú Lughnasa, 1938.

738/38. APPLICATIONS FOR GRANTS FOR WORKS REQUIRED IN THE KILLYMARD AND MOUNTCHARLES DISTRICTS.

A letter was read from Councillor McRory asking to have the following necessary works recommended by the County Council to the Board of Works:-

- (1) The construction of a Bog Road about 150 perches long in the townland of Meenanish, Parish of Killymard. This would serve a big number of people.
- (2) Repair and extension of road at the "Bawn of the Rock", Mountcharles, would be a most useful work and would be a great benefit to the farming community of the area. A quarry was actually on the side of the proposed road.
- (3) Completion of road in the townland of Newtowndrumgorman, Parish of Killymard. A sum of about £40 would finish the work.

Councillor McRory proposed that the matter be referred to the Board of Works, Councillor Brady seconded, and the resolution was unanimously passed.

739/38. LETTERKENNY WATER SUPPLY.

A letter was read from the Local Government Department dated 4th February, 1938, S.5410/38, Dun na nGall., regarding Lough Salt Water Supply, and the Agreement dated 22nd February, 1909, between the Donogal County Council and the Letterkenny Urban District Council.

A letter was read from the Local Government Department dated 30th March, 1938, S.5410/38, Dun na nGall., inquiring what action had been taken by the Council in regard to the improvement of the Letterkenny Water Supply.

A Memorandum on the Letterkenny Water Supply prepared by Rev. John O'Doherty, P.P., Chairman of the Mental Hospital Committee, was submitted.

A letter was read from the Local Government Department dated 6th May, 1938, S.5410/38, regarding the Lough Salt Water Supply, and stating that the Minister had received a communication from the Mental Hospital Committee in which particulars were given of a provisional agreement reached by representatives of the Committee and of the Board of Health with representatives of the Letterkenny Urban District Council at a Conference held on the 28th April. The Minister would be glad to learn the decision of the County Council and the other County Authorities when the matter had been finally considered by them, so that the Department might be in a position to take up, as soon as possible, with the appropriate body, the details of the improvement scheme proposed to be undertaken.

A letter was read from the Local Government Department dated 4th July, 1938, S.3460/4/38, in regard to the laying of the main from Lough Salt to Letterkenny, and inquiring what further action in this matter had been taken by the County Council since their Meeting on the 31st May last.

Councillor Mahony asked that this matter be further adjourned, as negotiations were still proceeding, and it was unanimously decided to adjourn the matter until next Meeting.

740/38. COURTHOUSE ACCOMMODATION AT DUNGLOE.

A letter was read from Mr. John Walsh, Secretary, Parochial Hall Committee, Dungloe, stating that the Hall Committee regretted that they could not approve of the installation of Anthracite Stoves in the Hall. They would consider the heating of the Hall next winter when they were in a financial position to do so, and, meanwhile, they would put a large radiator stove at a suitable place in the Hall. They would repair the side door and make it as air-tight as possible. They could not extend the cloak-room, but they would allow the use of it to the Clerk on Court days, and on any other days he required it.

A further letter dated 14th February, 1938, was read from Mr. Walsh stating that at a Meeting of the Hall Committee held on the 5th April quotations were considered for the central heating of the Hall. The Committee agreed to central heat the Hall before next winter.

On the suggestion of Councillor O'Boyle, consideration of the matter was further adjourned.

741/38.

ARREARS DUE BY BORROWERS UNDER THE SMALL DWELLINGS
ACQUISITION ACTS.

A letter was read from the Local Government Department dated 14th July, 1938, H.17174/38, Dun na nGall., relative to the arrears due to the Donegal County Council by borrowers under the Small Dwellings Acquisition Acts, and inquiring the present position with regard to the arrears due by Messrs. Neal McGready and Michael Gallagher.

The Secretary stated that both these persons had written in offering to pay at an early date.

The Council decided to take no action in these cases for the present.

742/38.

CITIZENS OF EIRE IMPRISONED IN BELFAST JAIL.

A letter was read from the Women's Prisoners' Defence League, Dublin, enclosing an appeal calling on the Government of Eire to take immediate action in regard to the citizens of Eire imprisoned in Belfast Jail, and asking that the diplomatic representatives of Eire in Rome and other foreign countries be instructed to bring before the Governments to whom they are accredited the conditions prevailing in the annexed Counties.

On the motion of Councillor Blaney seconded by Councillor McIvor, the Council unanimously decided to support the appeal.

743/38.

COMPLAINT RE CONDITION OF ROAD LEADING FROM THE MAIN
KNOCKLETTERAGH ROAD TO THE TOWNLAND OF BALLINAMORE.

A letter was read from Mr. Patrick Ward, Boultypatrick, Ballinamore, complaining of the condition of the so-called road leading from the Main Knockletteragh Road to the townland of Boultypatrick. Even for pedestrian traffic the road was at present impassable, and vehicular traffic was out of the question. The wooden bridge spanning the river was broken down.

The Acting County Surveyor stated that the road was not a County Road.

The Council unanimously decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

744/38.

DEPOSIT LODGED IN CONNECTION WITH APPLICATION FOR LOAN
UNDER SMALL DWELLINGS ACQUISITION ACTS.

A letter was read from Mr. Michael Griffin, Letterkenny, applying for a refund of a deposit of £2 : 2 : 0 lodged by him in August, 1936, in connection with his application for a loan under the Small Dwelling Acquisition Acts.

The Council unanimously decided to refund the deposit, less any legal expenses incurred.

745/38.

INISHOWEN NO. 2 O. A. P. SUB-COMMITTEE.

A letter was read from the Clerk, Inishowen No. 2 O.A.P. Sub-Committee, stating that the Committee wished to have Father Tracy, P.P., Buncrana, appointed Chairman in place of the late Father Lagan, P.P. They also wished to have Rev. W. Dolan, C.C., and Mr. Denis Grant appointed as members of the Committee in place of Mr. P. Porter, who had resigned from membership, and the late Father Lagan, P.P.

The Council unanimously decided to appoint Rev. P. Tracy, P.P., Rev. W. Dolan, C.C., and Mr. Denis Grant as members of the Committee.

746/38.

APPLICATION FOR GRANT FOR CONTINUATION OF ROAD FROM
DUNWILEY TO BALLINAGLACK, STRANORLAR.

A letter was read from Mr. James Barron, Drumboe, Ballybofey, applying for a grant for the continuation of a road already made from Dunwiley to the house of James Barron, Ballinaglack.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Schemes.

747/38.

DEFAULTING HOUSING ANNUITANTS.

The Secretary reported that the following persons who had obtained loans under the Housing Acts were in arrears to the amount mentioned:-

<u>Name and Address of Person</u> <u>in arrears.</u>	<u>Total amount</u> <u>in arrears.</u>	<u>Period for</u> <u>which owing.</u>
Joseph R. Cairns, Coreullion, Castlefin.	£4 : 6 : 0.	$\frac{1}{2}$ year.
William McCrossan, Milford.	£5 : 14 : 8.	1 year.
John Duffy, Millbay, Inch.	£4 : 6 : 0.	$\frac{1}{2}$ year.
Patrick Doherty (Taylor), Glenmakee, Collin P.O., Carndonagh.	£17 : 4 : 10.	2 $\frac{1}{2}$ years.
Patrick Doherty, Malin Rd., Carndonagh.	£17 : 4 : 0.	2 years.
William Boyle, Gortnasillagh, Glenties.	£1 : 18 : 3.	$\frac{1}{2}$ year.
Mrs. Annie Bradley, Drumskeellan, Ture.	£36 : 11 : 0.	4 $\frac{1}{2}$ years.
John Doherty (Hollow), Ballyloskey, Carndonagh.	£43 : 15 : 0.	5 $\frac{1}{2}$ years.
John Joseph Doherty, Cloncha, Culdaff.	£4 : 6 : 0.	$\frac{1}{2}$ year.
Mrs. Mary Maloney, Malinbeg, Glencolumbkille.	£4 : 8 : 0.	1 $\frac{1}{2}$ years.
Mrs. Bridget Grant, Ardascanlon, Clonmany.	£2 : 0 : 0.	$\frac{1}{2}$ year.
Daniel Ward, Ballycallon, Ballynashannagh.	£60 : 4 : 0.	7 years.
Daniel McEleney, Tiernaleague, Carndonagh.	£5 : 14 : 8.	1 $\frac{1}{2}$ years.
Patrick McNelis, Ballybeg, Ardara.	£11 : 10 : 6.	2 years.
Edward Shiels, Jun., Reekbeg, Clonmany.	£31 : 1 : 10.	6 $\frac{1}{2}$ years.
Bernard Curran, Dorryconner, Meenlaragh, Gortahork.	£17 : 4 : 0.	2 years.
Miss Mary A. Coll, Moonderrygaragh, Gweedore.	£17 : 15 : 10.	3 $\frac{1}{2}$ years.
James Barrett, Glenalla, Ray P.O.	£5 : 5 : 4.	1 year.
Daniel Coyle, Moyagh, Ramelton.	£23 : 17 : 9.	4 $\frac{1}{2}$ years.
Charles J. Coyle, Lurganboyce, Rathmullan.	£31 : 10 : 8.	5 $\frac{1}{2}$ years.

The Council unanimously decided to instruct their Solicitor to institute proceedings in all cases where annuities were owing for two years or longer periods.

748/38. EXPENDITURE INCURRED IN THE SOUTHERN DIVISION OF THE COUNTY
IN CONNECTION WITH EMPLOYMENT SCHEMES VOTE, 1937/38.

A letter was read from the Local Government Department, Roads, dated 4th July, 1938, RU/204/7, referring to the final requisition submitted for final payment of the Grant of £43,600 sanctioned under the Employment Schemes Vote, 1937/38, and stating that the particulars of expenditure furnished relate to the Northern Division only. Particulars of the expenditure incurred in the Southern Division should be furnished accompanied by Forms 16 and 18.

Mr. O'Reilly, Acting County Surveyor, Southern Division, stated that the particulars of expenditure required could not be furnished until the works were completed. The reason for non-completion of the works was the shortage of machinery in the Glenties Area.

749/38. SUPERANNUATION ALLOWANCE OF MR. JOHN CAFFREY, FORMER
COUNTY SURVEYOR.

A letter was read from the Local Government Department, Roads, dated 7th July, 1938, R/RS/7, referring to the superannuation of Mr. John Caffrey, former County Surveyor, and stating that the allowance to Surveyors recoupable from the Road Fund could not be taken into account when calculating a superannuation allowance. The maximum annual allowance to which the Minister would be prepared to consent in Mr. Caffrey's case was £400.

The Council unanimously decided to refer this matter back to the Department, and to request them to allow one year to be added to Mr. Caffrey's service, which would bring the amount of Superannuation Allowance to be awarded to him to £416 : 13 : 4.

750/38. PAYMENT OF MARRIAGE GRATUITIES TO FEMALE OFFICIALS.

A letter was read from the Local Government Department dated 7th July, 1938, G.8986/3/38, Dun na nGall., forwarding copy of Order; under Seal, consenting to the payment of a Marriage Gratuity amounting to £79 :15 :10 to Mrs. Delia A. Kerrigan (nee Hannigan) who was formerly employed as a Vocational Teacher under the County Donegal Vocational Education Committee.

Councillor Brady inquired if all female Officials in the County were entitled to Marriage Gratuities.

The Secretary read the appropriate section of the Local Government Act, 1925, which showed that this was an optional matter for the Council.

751/38. APPOINTMENT OF JUNIOR CLERICAL OFFICER TO THE COUNCIL'S STAFF.

The consent of two-thirds of the members present having been obtained, the following rescinding Notice of Motion was proposed by Councillor Mahony, and seconded by Councillor Scott:-

"That Minute No. 717/38 of the 28th June, 1938, be, and is hereby, rescinded, in so far as that the Council decided against applying to the Minister for Local Government and Public Health to alter the conditions governing the appointment of a Clerical Officer so as to throw the appointment open to females as well as to males, and that the Minister be now requested to allow females to compete for the appointment."

Councillor McIvor strongly objected to the resolution, but he did not press for a division, and the Chairman declared the motion carried.

On the motion of Councillor Brady it was also decided to request the Local Government Department to amend the regulations so as to allow natives of the County and children of parents who were both natives of the County to compete for the examination.

752/38. REQUEST FOR PERMISSION TO OPEN AND DEEPEN PIPE ON THE SHROUGHAN ROAD, FALCARRAGH.

A letter was read from Councillor McClafferty asking that permission be given to Paddy Bonner, Shroughan, Falcarragh, to open and deepen a pipe on the Shroughan Road at McCafferty's for the purpose of draining his land.

Mr. Gaffrey, Acting County Surveyor, reported as follows:-

"Permission could be given subject to his carrying out the work satisfactorily and his re-building the pipe and restoring the road to the satisfaction of the County Surveyor. He would also require to indemnify the County Council against any claims that might arise owing to the manner in which he carries out the work."

The Council unanimously decided to give the required permission on the conditions suggested by the Acting County Surveyor.

753/38. AMOUNT OWING BY BUNCRANA URBAN COUNCIL.

Councillor Scott inquired the position regarding the amount owing to the Council by Bunrana Urban Council.

The Secretary stated that on 1st July, 1938, Bunrana Urban Council lodged a sum of £1,323 :15 :10, which left a balance of £4,553 :16 :11 still owing.

The Council noted the position.

754/38. COMPLAINT RE NON-PAYMENT FOR WORK DONE.

A letter was read from Mr. John Wray, Solicitor, Ramolton, complaining of the non-payment of Patrick McDaid, Drumacaroo, Newmills, in respect of work on roads.

The Acting County Surveyor stated that McDaid was being returned for payment of the amount claimed.

755/38. COMPLAINT OF MR. EDWARD CARR, TONADALL, KINDRUM, FOR
NON-PAYMENT FOR WORK DONE.

Councillor Loughrey referred to the case of Mr. Edward Carr, Tonadall, Kindrum, who had not been paid for work done. The matter was referred to the Acting County Surveyor.

756/38. PROPOSED ERECTION OF VOCATIONAL SCHOOLS AT BUNCRANA AND
LETTERKENNY.

A letter was read from the Chief Executive Officer, Co. Donegal Vocational Education Committee, giving certain information in connection with the Letterkenny and Buncrana Technical Schools as asked for by the Council at their Meeting on the 29th March, 1938.

Councillor Brady called attention to the fact that the leases of the existing Technical Schools at Letterkenny and Buncrana did not expire until 1944 and 1945, respectively, and he stated that there was no urgency in having new buildings erected as was stated at a previous Meeting.

Councillor Scott stated that the present building at Letterkenny had been condemned as unsuitable by the Department's Inspector and the County Medical Officer of Health. In any case before the Vocational Education Committee could proceed to raise a loan for the erection of new Schools, the matter would have to come before the County Council for approval.

Councillor Mahony stated that the Urban Council were giving a free site in Letterkenny for the erection of a School, and that the Department would pay half the cost.

In view of the fact that the matter would again come before the Council when the necessary loan was being applied for, Councillor Brady stated that he was satisfied to leave the matter in abeyance until then.

757/38. EMPLOYMENT SCHEMES VOTE, 1938/39, ROADS (RURAL).

A letter was read from the Local Government Department, Roads, dated 14th July, 1938, RU/205/9, referring to the final sentence of the Department's letter of the 8th March last relative to the submission of the balance of the programme of road and footpath works proposed to be carried out in County Donegal during the current financial year, and stating that the Grant proposed to be made available for Autumn and Winter Works under the Employment Schemes Vote, 1938/39, Roads (Rural), was £60,133, subject to a local contribution of £5,333. The grant was subject to certain conditions, and if the Council desired to avail of it a scheme providing for the expenditure of £65,466 should be submitted as soon as possible.

Mr. Caffrey, Acting County Surveyor, submitted the following report:-

"I think the services of one temporary Assistant Surveyor will be required for the supervision of this work in the Dunfanaghy District. Although the work will probably not start until November it would be advisable to make arrangements in time. The appointment of an extra Assistant will be more than re-paid in the better return which will be got for the money to be expended."

The Council unanimously decided to appoint an extra Assistant Surveyor for the Dunfanaghy District as requested by Mr. Caffrey.

Mr. O'Reilly, Acting County Surveyor, stated that Mr. A. N. Dillon, Resident Engineer on the Rosses Road Scheme, was willing to assist in so far as his present duties allowed him in the supervision of works under the Employment Schemes Vote, 1938/39.

The Council unanimously decided to avail of Mr. Dillon's services.

Councillor Baxter protested that the Council had no voice in the allocation of the different works.

Councillor Blaney called attention to the condition of the road from Kindrum to the Three Roads at Kerrykeel, and he urged that portion of the Grant be expended on this road, which was an important Tourist Road.

758/38. DELAYS ON THE PART OF THE VETERINARY INSPECTORS IN SUBMITTING FORMS IN CONNECTION WITH BOVINE TUBERCULOSIS CASES.

A letter was read from the Department of Agriculture dated 4th July, 1938, applying for the third time for the necessary reports on Forms T.2/3 in connection with suspected cases of Bovine Tuberculosis on the premises of:-

Charles Boyle, Tullymore, Ardara.
John Blackwood, Magherennan, Letterkenny.
John Patton, Cavan Upper, Killygordon.

A further letter was read from the Department of Agriculture dated 15th July, 1938, applying for the necessary reports on Forms T.2/3 in connection with suspected cases of Bovine Tuberculosis on the premises of:-

Edward Gallagher, Glencar, Letterkenny.
Hugh O'Donnell, Porthall.
Samuel Watson, Swilly, St. Johnston.
Vincent Lynch, Garvary, Burnfoot.

The Council unanimously decided to instruct the Veterinary Inspectors to submit these forms to the Department of Agriculture immediately in future.

759/38. COMPLAINT RE NON-INSPECTION OF SUSPECTED CASE OF BOVINE TUBERCULOSIS BY THE COUNCIL'S VETERINARY INSPECTOR.

A letter was read from Mr. Rodger Carolan, Porthall, Clonleigh, stating that he had a cow that took ill early this year. She was being treated by Mr. Orr, V.S., but she got so weak that she was scarcely able to walk. On the 7th June he reported the matter at the Council Offices, but no Veterinary Inspector came. On the 16th June he sent for the Derry Refining Co. The cow was slaughtered by the Co. and he only received 5/-.

A further letter was read from Mr. Carolan referring to his letter of the 24th June, and asking the Council not to trouble about the matter any further, as he understood now that he was not entitled to any compensation. He asked for the return of his previous letter.

The Council noted the position and decided to take no action.

760/38. COMPLAINT RE REMOVAL OF GRAVEL FROM THE FORESHORE AT GORTNAMULLAN, CULOORT, MALIN HEAD.

A letter was read from the Department of Industry and Commerce, Transport and Marine Branch, dated 27th June, 1938, M.S.5182, stating that the Minister had been informed that a considerable quantity of gravel and sand had been removed by the Council from the foreshore at Gortnamullan, Culoort, Malin Head, for use on road and other works. The Minister was advised that unrestricted removals at this place were likely to result in injury to the adjoining lands, and it was requested that the Council would make the necessary arrangements with the County Surveyor to ensure that beach material removed from the foreshore in question without the Minister's authority would not in future be utilised for any of their road or other works.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"The material removed from Gortnamullan, Culoort, Malin Head, was taken with the permission of the landowner, Mr. Edward Logue. There was not the least danger that removal of gravel from this place would endanger the adjoining lands. The Minister must have been misinformed in the matter."

The Council noted the report.

761/38. APPLICATION FOR PERMISSION TO BUILD WALL IN FRONT OF HOUSE AT CHURCHTOWN, CARNDONAGH.

A letter was read from Mr. Daniel McLaughlin, Church Road, Carndonagh, applying for permission to build a wall in front of his house at Churchtown, Carndonagh.

The Council unanimously decided to give permission on condition that Mr. McLaughlin signs an undertaking to remove the wall at any time he may be called upon to do so.

762/38. CLAIM FOR COMPENSATION FOR LAND AT KERRYKEEL USED IN ROAD IMPROVEMENTS.

A letter was read from Mr. James McGinley, Kerrykeel, acknowledging receipt of Paying Order value £5 for cutting of arable land in his field. He wished to point out that £5 was not sufficient compensation. In justice he thought he was entitled at least to £7 more.

Mr. Caffrey, Acting County Surveyor, submitted the following report from Mr. Dawson, Assistant Surveyor:-

"When Mr. James McGinley, Kerrykeel, gave his consent to lower the piece of his land, 'Rough Land', on two bends convenient to Kerrykeel on the road from Milford to Kerrykeel, he did not ask for any compensation. Afterwards, it was mentioned to me that he deserved some compensation, and I considered that £5, the sum paid to him, fully re-paid him.

The land has not been taken over, only the height blinding view to motorists and users of road has been removed so as to give a clear view.

I consider the £5 fully re-pays him for permission to lower blind corner."

Councillor Loughrey suggested that the compensation be increased to £10, but his suggestion was not adopted.

763/38. WIRE ROPE, CHAIN, ETC., USED AT MALIN HEAD PIER BY FISHING BOATS.

A letter was read from Mr. James McGonigle, Slicvebawn Cottage, Malin Head, stating that he had dismantled the derrick, etc., his property, used by fishing boats at Malin Head, and he thought he was entitled to some compensation.

Mr. Caffrey, Acting County Surveyor, submitted the following report:-

"The fittings of the derrick at Malin Head Pier have been re-placed. These consist of a wire rope and a length of chain. I saw Mr. Gonigle and also Mr. P. Doherty of Malin Head Hotel. They both told me that the original rope got broken and rusted, and had to be re-placed. McGonigle claims that the rope at present on the derrick was supplied by him. Mr. O'Neill, Assistant Surveyor, reports, however, that the other fishermen claim that they also own this rope. Undoubtedly, the winch and pulleys have been kept greased. I think a small payment could be made to Mr. McGonigle for this and the use of the rope. A new rope and chain could be procured, and the Harbour Master could be instructed to attend to it in future."

The Council unanimously decided to adopt Mr. Caffrey's report.

764/38. APPLICATION FOR GRANT FOR REPAIR OF ROAD IN THE LOUGHROS POINT DISTRICT.

A letter was read from Mr. Joseph Boyle, Loughros Point, Ardara, regarding a circle road at the end of Loughros Point. The improvement of this road would be a great advantage to tourists as it would take the two ports into account. He enclosed a letter from the Irish Tourist Association in connection with the matter.

The Acting County Surveyor stated that the road referred to was not a County Road.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Employment Schemes.

765/38. MAIN ROAD UPKEEP GRANT, 1938/39.

A letter was read from the Local Government Department, Roads, dated 12th July, 1938, RGM/201/38, stating that the Main Road Upkeep Grant for 1938/39, which was based on 40% of the cost of upkeep of Main Roads, had been fixed at £13,330.

766/38. RESOLUTION FROM LIMERICK COUNTY COUNCIL RE FLOATING OF LOAN TO STOCK DERELICT FARMS.

A letter was read from the Secretary, Limerick County Council, enclosing copy of the following resolution adopted by that Council:-

1. That we request the Government to float a loan to stock derelict farms to the extent of three million pounds at 3 $\frac{1}{2}$ % to be re-paid over a period of 15 years for amounts not exceeding £150.
2. In dairying Counties and Districts that such a loan be administered through the Co-operative Creameries.
3. In tillage and grass-feeding districts such a scheme could apply also, in so much as purchase of machinery on easy payment system and in case of cattle-feeding to procure stuffs at stall-feeding periods on a similar system.

On the motion of Councillor Lynch seconded by Councillor O'Brien, it was decided to adopt the resolution.

767/38. CLAIM FOR DAMAGES BY MISS MARY BOYLE, GLENAHILT, BURTONPORT, IN RESPECT OF INJURIES ALLEGED TO HAVE BEEN CAUSED BY BLASTING OPERATIONS.

A letter was read from the Council's Solicitor dated 1st July, 1938, stating that the claim of Miss Mary Boyle, Glenahilt, Burtonport, against the Council for damages in respect of injuries alleged to be caused by blasting operations was heard at Letterkenny Circuit Court on the 30th June, when, after hearing the evidence of the Plaintiff, Dr. McGinley, and Dr. McDavitt, a Decree for £52 : 10 : 0 with £5 : 5 : 0 expenses was awarded.

A letter was read from the Council's Solicitor dated 7th July, 1938, enclosing account for £3 : 3 : 0 from Dr. McGinley for his examination of Miss Mary Boyle and his attendance at Court on behalf of the Council.

On the motion of Councillor Scott, payments of the amounts were ordered.

768/38. COMPLAINT RE EMPLOYMENT OF SINGLE MAN IN PREFERENCE TO MARRIED MAN ON ROAD WORK IN THE RATHMULLAN DISTRICT.

A letter was read from Mr. Thomas Carr, Ballyboe, Rathmullan, stating that on the 25th June he wrote to Mr. Caffrey, Acting County Surveyor, complaining of the employment of a certain single man. His complaint was made on behalf of the married men of the district. The letter was not acknowledged. The Council, at their Meeting on the 28th June, made a rule that married men receive preference. The single man referred to was paid off on the 2nd July, but was re-employed on the 6th July. He wished to know on whose authority this single man was re-employed.

A further letter was read from Mr. Carr dated 15th July, 1938, stating that he intended to be present at the Meeting of the Council in connection with this complaint.

As Mr. Carr was not present at the Meeting, the Council decided to adjourn consideration of the matter until next Meeting.

769/38. CLAIM FOR PAYMENT FOR GRATE ALLEGED TO HAVE BEEN SUPPLIED AT CARNDONAGH.

A letter was read from Mrs. Bridget Lafferty, Tulnaree, Carndonagh, stating that no Paying Order for 9/- was ever received by her deceased husband for a grate made for the Council in November, 1935, as stated in Minute No. 520/38.

The Acting County Surveyor reported as follows:-

"Mr. O'Neill states that he has since discovered that the grate to which Mrs. Lafferty is referring is a fire grate which was fixed in a Labourer's Cottage. This was done without instructions, and the tenant of the Cottage was informed at the time that he would have to pay for it himself."

The Council decided to refer the matter to the Board of Health.

770/38. COMPLAINTS RE CONDITION OF ROAD IN THE TOWNLAND OF CURRIN, GLENCOLUMBKILLE.

A letter was read from Mr. George Walker, Glencolumbkille, complaining of the condition of a road in the townland of Currin. In times of heavy rain the water flowing down from the hill flowed along the road and tore up the surface.

A letter was read from Mr. Edward Lyons, Currin, Glencolumbkille, again complaining of the condition of the Currin Road, and stating that nothing had been done to this road although Mr. Lennon reported to last Meeting that the defects were being remedied. The road was flooded and was dangerous for children going to School.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"A gang is at present working on this road. The trouble was due to a defective pipe which occasionally became choked with stones. I am having this defect permanently remedied."

The Council noted the report and considered it satisfactory.

771/38. REPAIR OF ROAD LEADING TO LOUGHNACRUIGHE IN THE TOWNLAND OF MEENALARGIN.

A letter was read from the Office of Public Works dated 22nd June, 1938, E.152/N.S., referring to the Council's application (Minute No. 157/38) for a grant for the repair of a road leading to Loughnacruighe in the townland of Meenalargin, and stating that they were precluded from carrying out any repairs to this road as it was a County Road.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"The road referred to is a County Road which only leads to two houses. There is not sufficient traffic to keep the grass off the road. The road is of very little importance and only needs occasional repairs."

The Council noted the report and decided to take no action in the matter.

772/38. COMPLAINT RE CONDITION OF FOOTPATH IN GLENFINN STREET, BALLYBOFEY.

A letter was read from Mr. Thomas Kee, Draper, Glenfinn Street, Ballybofey, complaining of the condition of the footpath in Glenfinn Street which was in very bad need of being repaired. He had spoken to Mr. O'Reilly about the matter several times, but nothing had been done.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"This refers to a footpath in front of Mr. Kee's own house. Mr. Kee put in this concrete footpath himself. The surface is now worn and he wants it lifted and re-made. The works on the footpaths in Stranorlar and Ballybofey have been tackled out of a face, and Mr. Kee's footpath and any other footpaths which have not already been attended to will receive attention in due course, provided money is available."

The Council noted Mr. O'Reilly's report.

773/38. NUMBER OF DAYS' EMPLOYMENT TO BE GIVEN TO PERSONS IN RECEIPT OF UNEMPLOYMENT ASSISTANCE.

A letter was read from the Local Government Department, Roads, dated 5th July, 1938, RU/205/7, referring to the recent increase in road workers' wages from 26/- to 30/- per week, and stating that it would be necessary to adjust the number of days' employment per week given to men engaged on works under the Employment Schemes Vote as follows:-

Men on scales of Unemployment Assistance up to 10/- per week, 3 days; and those on scales of 10s/6d and over, four days a week.

Councillor Lynch proposed, Councillor Brian O'Donnell seconded, and it was unanimously resolved that the Department be asked to amend the regulations so as to give all workers a full week's work.

774/38. PROPOSED EXTENSION OF ROAD TO BUNDORAN URBAN BOUNDARY TO CONNECT WITH THE ROAD KNOWN AS THE "ROSS ROAD."

A letter was read from the Town Clerk, Bundoran, stating that it was proposed to extend to the Bundoran Urban Boundary the making of a road now in progress to connect with the road known as the "Ross Road" in the townland of Magheracar, Bundoran, and the Urban Council was desirous that the making of a short piece of road, about 60 lineal yards, between the Urban Boundary and the Ross Road, under the jurisdiction of the County Council, would be undertaken by that body.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"As far as I can ascertain the Bundoran Urban Council got a grant to repair and widen road from Main Street past Orphanage. What they require is the extension of the improved road to County Road, Map No. 2121. The length involved is only a few perches, but as no right-of-way exists over these few perches, land would have to be acquired. The Urban Boundary is the River Sruanahulla. I would suggest to the Council that they give their consent for joining up with the County Road provided the work is carried out by the Urban District Council under Grant above-mentioned. All necessary consents, etc., will require to be obtained by the Urban District Council."

The Council decided to give their consent to the carrying out of the work, and to refer the Urban Council to the Office of Public Works for a Grant.

775/38. MINOR EMPLOYMENT SCHEME NO. 303, 1937/38, URRISMANAGH, CLONMANY - CIVIL BILL FOR DAMAGES SERVED ON COUNCIL.

The Secretary submitted a Civil Bill served on him on behalf of Mr. Roger Doherty, Urrismanagh, Clonmany, for £50 damages for entry upon part of the lands of Urrismanagh, the property of the Plaintiff and two other persons. The Plaintiff maintained that the Council had no right of entry on the said lands.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"This was the continuation of a bog road into turbary in Cloughfin. The road was started in 1932 by the Irish Land Commission, and continued until the money allocated was expended. At that time there was a dispute regarding the road and a number of men from Urris, amongst whom was a brother of Roger Doherty, came and attempted to stop the work. The Land Commission Inspector told them that they had no claim and continued the work. He told the Ganger at the time that the necessary consents and a Map of the Road were lodged with the Land Commission, and that if any further Grants were ever available there would be no further trouble about Consents and the road could be continued further into the bog. The tenants in the Hillside district had all been cutting turf on this turbary up to the commencement of work on this Sanction No. 303. They were not aware that the lands in question had been made over to Roger Doherty and two others by the Irish Land Commission. The work was commenced under the impression that the lands were still vested in the Land Commission and that no consents were required. As soon as I received notification that the work was taking place on the lands belonging to Roger Doherty, I issued instructions for the work to stop. Work was started on repairing the part of the road made by the Land Commission previously, and when instructions were issued to stop the work approximately 300 yards of drain had been made on the lands which belong to Roger Doherty and two others. These cut right across the turf banks of tenants in the Hillside district, who, it now appears, had no right to cut turf there at all. No material damage has been done to the land."

The Council decided to refer the matter to the Council's Solicitor with instructions to report to the Law Committee at their Meeting on Wednesday, 17th August.

776/38.

CLAIM FOR DAMAGES FOR INJURY TO HORSE WHILST IN THE
COUNCIL'S EMPLOYMENT.

A letter was read from Mr. Paul McHugh, Derrylaconnell, Doochary, claiming compensation for a horse, his property, which was injured whilst in the employment of the Council on the Doochary-Fintown Road on the 10th March, 1938. The horse was injured whilst coming out of a gravel pit. He denied the Ganger's statement that it was possible for him to take the horse and cart around in a complete semi-circle, without backing the cart in the six yards from the Main Road.

The Acting County Surveyor (Mr. O'Reilly) reported as follows:-

"This matter came before the County Council at their Meeting on the 28th April, 1938, and the following is a copy of the report received from Mr. Kearney at the time:-

"The accident to McHugh's horse occurred as follows:- McHugh first backed the horse with an empty cart a distance of about six yards from Main Road to the Quarry. A small load of pitching stones, 5 or 6 cwt., was put on cart, and when the man left the Quarry he noticed the horse was lame. He immediately drew the Ganger's attention to this fact, and the Ganger told him to put the horse in stable. After a while he returned to the Quarry and took out another load of stone. The horse then got very lame. The accident took place at 11 a.m., and the man ceased work at 11.30 a.m. I can give no explanation why the horse got lame. The horse is old and is valued for about £4."

Mr. Kearney now reports that he was not aware that the Ganger made the statement attributed to him by Mr. McHugh. Mr. McHugh backed his horse and cart from the Main Road into the pit, a distance of 6 or 7 yards. In fact no person knows what happened to his horse. At the April Meeting the Council decided to deny liability."

The Council decided again to deny liability.

777/38.

BYE-LAWS IN REGARD TO NEW STREETS, NEW BUILDINGS, ETC.

A letter was read from the Secretary, County Board of Health, referring to a recent decision of the Law Committee of the Council in regard to the making of bye-laws by the Board with respect to new streets, new buildings, etc. The Board of Health directed that the attention of the County Council be drawn to the matter of new buildings, and that it be suggested that the County Surveyor should report on them in future.

Councillor Scott proposed and it was unanimously resolved that the Acting County Surveyors be instructed to report on all new buildings in future.

778/38.

PROPOSED ERECTION OF WEIGHBRIDGE IN LETTERKENNY.

A letter was read from the Council's Solicitor regarding the proposed erection of a weighbridge in Letterkenny, and stating that he had gone fully into the matter with Captain Horobin, who put forward the following proposals:-

1. The County Council to have the site of the present weighbridge for the purpose of erecting a new bridge.
2. The cost of the new bridge to be borne by the County Council. (In this matter the Council's Solicitor suggested that the Council should have the old bridge for realisation, and disposal of the proceeds towards the cost of the new bridge, and Captain Horobin agreed that this was reasonable, but would require his Lessor's consent, which he appeared to think would be forthcoming.)
3. All weighing charges to be divided 50/50 between the Council and Captain Horobin, the latter to act as Caretaker, and to give his services in weighing, etc. at any hour of the day free of further charge.
4. Captain Horobin called attention to the ideal situation of the present weighbridge.

The Council considered the matter and decided to instruct Mr. McMullin to report definitely on Captain Horobin's rights in the matter, after inspection of Charter.

779/38.

CONTINGENCY FUND, NORTHERN DIVISION.

Mr. Caffrey, Acting County Surveyor, applied for the following amount out of the Contingency Fund:-
Inishowen District.

Re-build river retaining wall and restore road.....£60.
 The application was granted unanimously.

780/38.

APPLICATION FOR PAYMENT OUT OF FUND FOR REPAIRS TO PIERS.

Mr. Caffrey, Acting County Surveyor, applied for a sum of £30 out of the fund for repairs to Piers for the repair of the Pier at Portsalon.

The application was granted unanimously.

781/38.

COMPLAINT RE CONDITION OF PIER AT POOLAWADDY.

A letter was read from Mr. Neil O'Gallagher, Poolawaddy, Arranmore, stating that the rings and iron ladder at Poolawaddy Pier were getting damaged by rust and were badly in need of painting. He would provide brushes and paint and finish the job for £2.

The Acting County Surveyor reported as follows:-

"This is not a matter for the County Council as they have not yet taken over Poolawaddy Pier, and so are not responsible for the maintenance."

The Council noted the report and decided to take no action.

782/38.

COMPLAINT RE CONDITION OF PIPE AT BALLYMACAHILL, FROSSES.

A letter was read from Mr. James Gallagher, Ballymacahill, Frosses, stating that he understood that the cleaning and widening of a brook was to be started shortly in that locality. There was a double-eyed pipe, which he wanted something done to, as every time there came a lot of rain his land was flooded and meadow rendered useless. The pipe was scarcely two feet high and 18 inches in breadth.

The Acting County Surveyor reported as follows:-

"The pipe is at present being lowered and widened in connection with the work on the Minor Employment Scheme referred to."

The Council noted the report and considered it satisfactory.

783/38.

COMPLAINT RE CONDITION OF ROAD AT DOOISH, BALLYBOFEY.

A letter was read from Messrs. McCool Bros., Dooish, Ballybofey, complaining of the condition of a certain part of the Dooish Road, which was a deathtrap to the public. Recently, two of their horses drawing a hearse were almost killed at the place in question. They had already reported the matter to Mr. Callaghan who had informed them he could do nothing about it.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"Mr. Callaghan reports that about twelve months ago he reported on the condition of this road. There are a number of similar cases to be found all over his area, where apparently old lanes were declared County Roads in the time of the District Councils. It would take £100 to repair the road referred to by Messrs. McCool Bros. As no money is at present available for the work, the only suggestion I can make to the Council is that we increase the maintenance money on this particular road at the next Annual Estimate."

The Council unanimously decided to adopt the report, and to instruct Mr. O'Reilly to increase the maintenance money for this road.

784/38.

EXTENSIONS OF TIME FOR PAYMENT OF OUT-OF-DATE ACCOUNTS.

A letter was read from Mr. Denis McCauley, Moville, applying for the re-issue of a Paying Order for 17s/4d dated 2nd January, 1935, which the Bank refused to pay.

A letter was read from Messrs. Lymac, Ltd., Letterkenny, applying for the re-issue of a Paying Order for 5s/1d dated 22nd October, 1937, which was out-of-date.

The Council unanimously decided to apply for permission to have fresh Paying Orders issued in those cases.

785/38.

DAMAGE TO RATHMULLAN PIER BY THE S.S. "CARNDUFF."

A letter was read from Messrs. Howden's, Ltd., Larne Harbour, re alleged damage to Rathmullan Pier by the S. S. "Carnduff." They stated that they had been in touch with the Captain of this boat and had a letter from him advising that the only damage was a bent rail. They could not understand how the damage would amount to £20.

A letter dated 20th July, 1938, was read from the Council's Solicitor enclosing copy of letter from Messrs. Howden's, Ltd. In this letter they stated that there were no facilities provided for the mooring of vessels at Rathmullan Pier, and they could not admit any liability for the alleged damage. In any case the damage would require to be repaired and a detailed account showing how the amount was arrived at submitted.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"The railing in question consisted of an ornamental reinforced concrete protection railing. Two bays of this were shattered and the reinforced iron broken. The whole of the two bays will require to be re-placed, and this will entail the making of the necessary shuttering, etc. Messrs. Howden, Ltd. could be given the opportunity of making the damage good themselves if they think that it can be done more cheaply."

The local Councillors, Messrs. Baxter and Loughrey, stated that there were facilities provided at Rathmullan Pier for the mooring of vessels.

The Council unanimously decided to instruct the Acting County Surveyor to have the required repairs carried out, and the account furnished to Messrs. Howden's, Ltd. (554/38 and 657/38 C.C.)

786/38.

DAMAGE TO RATHMULLAN PIER BY THE S. S. "BEN MAY."

In connection with the above, a letter was read from the Council's Solicitor enclosing for the Council's instructions letter received from Mr. F. McCready, Master of the S.S. "Ben May." The Master of the vessel stated that the ship was in charge of a pilot, Mr. Thomas McLaughlin, and that it was Mr. McLaughlin with whom the Council should get in touch.

A letter was also read from the Harbour Master, Rathmullan, stating that the "Ben May" was in charge of the Letterkenny Pilot, Mr. T. McLaughlin, but the Master of the ship was also present. As regards responsibility for damage the fact of a pilot being in charge made no difference as while on board he was in charge of the ship and the servant of the owners.

The Council unanimously decided to instruct the Acting County Surveyor to have the damaged fenderpile repaired, and to have the account furnished to the owners, Messrs. S. Gray, 41, Pilot Street, Belfast. (555/38 and 657/38 C.C.)

787/38.

APPLICATION FOR PERMISSION TO ERECT PORCH AT SIDE OF ST. JOSEPH'S HALL, MILFORD.

A letter was read from Mr. A. J. O'Leary, Solicitor, Milford, stating that he had been instructed on behalf of A.C. Cinemas (Ireland), Ltd., to apply for the Council's consent to alterations which the Company proposed to make on premises recently purchased by them in Milford and known as "St. Joseph's Hall." The Company wished to erect an annexe or porch at the side of the building next to the public road. Portion of the erection would be within thirty feet of the centre of the roadway, but it would not interfere with the passage of traffic by obstructing vision or otherwise.

The Council unanimously decided to grant permission on condition that the owners of the Hall sign an undertaking agreeing to remove the annexe or porch at any time they may be called upon to do so.

788/38. APPLICATION BY MR. O'REILLY, ACTING COUNTY SURVEYOR, FOR PERMISSION TO PURCHASE STONEBREAKER, TRACTOR, AND LIVING-VAN FOR GLENTIES AREA.

Mr. O'Reilly, Acting County Surveyor, Southern Division, applied for permission to purchase a stonebreaker, tractor, and living-van for the Glenties Area.

On the motion of Councillor Mahony seconded by Councillor O'Boyle, the Council unanimously decided to authorise Mr. O'Reilly to purchase the equipment required.

It was also decided to take advantage of the tenders received by Mr. Gaffrey, Acting County Surveyor, Northern Division, for similar equipment, which tenders were submitted to the Council at their Meeting on the 28th June, 1938, Minute No. 712/38.

789/38. ERECTION OF STRUCTURE AT ANNAGRY WITHIN LEGAL DISTANCE FROM CENTRE OF ROADWAY BY MR. OWEN MCGINLEY.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-
"I wish to report that Mr. Owen McGinley, Annagry Post Office, is building a cycle store ten feet from the crown of the road (i.e. right at the edge of the road) at Annagry Post Office. The structure has a rubble-filled concrete foundation, and a corrugated iron roof and sides. The dimensions are 15' by 15' by 8'. It is situated at a particularly bad place and would interfere with any further widening."

On the motion of Councillor Mahony seconded by Councillor McIvor, the Council unanimously decided to call on Mr. McGinley to have the structure removed without delay.

790/38. ERECTION OF GARAGE AT ANNAGRY WITHIN LEGAL DISTANCE OF CENTRE OF ROAD BY MR. J. P. BOYLE.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-
"Mr. J. P. Boyle, Annagry, has erected a small Garage 15 feet from the crown of the road on the outside of a corner. This is in a safe position but leaves a very small margin for further widening."
On the motion of Councillor Mahony seconded by Councillor McIvor, the Council unanimously decided to call on Mr. Boyle to have the structure removed without delay.

791/38. COMPLAINT RE CUTTING OF THORN FENCE AT ROSHINE, BURTONPORT.

A letter was read from Mr. John Doherty, Roshine Lodge, Burtonport, again complaining of the destruction of a fence, his property, and denying the statement of Mr. Dillon, Resident Engineer, that he apologised for troubling the Council about the matter. Mr. Dillon promised to have the fence put right about the end of April, but nothing had since been done, and he could not put his cattle to graze in the field. The only thing left for him to do was to fence the field himself and submit the bill to the Council for payment.

Mr. O'Reilly, Acting County Surveyor, submitted the following report from Mr. Dillon:-

"I again interviewed Mr. Doherty with regard to the above matter. He now states he will be satisfied if the fence is settled in a manner preventing his cattle from getting out. I have arranged to put wire and timber posts in any parts of the fence in bad condition and to erect a straining post to strain a wire fence at right angles to the road, which Mr. Doherty states collapsed during the cutting operations. Mr. Doherty desired concrete posts and wire fence, but I am of the opinion he will be satisfied with the former arrangement. In any case I have asked him to look at the initial stages of the work and give it his approval so as to avoid any further misunderstanding about this matter."

The Council noted Mr. Dillon's report.

792/38. COMPLAINT RE DANGEROUS CORNER AT MEEVAGH, DOWNINGS.

A letter was read from Mr. John Duffy, Glebe, Downings, forwarding copy of the following resolution passed by the Meevagh Fianna Fail Club at a recent Meeting:-

"That we call upon the Council to have the County Road at Meevagh, where there is a very dangerous corner at the residence of John Boyce, Meevagh, re-placed by about 200 yards of new road to be constructed to west of the existing road, branching off the County Road to about 60 yards south of John Boyce's house and again joining existing road about 150 yards north of John Boyce's house, which would avoid a dangerous hill and blind corner and having the road too close to two dwelling-houses."

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"This corner is undoubtedly a bad one. The diversion suggested would mean a very heavy cutting in rock and would be very costly. The only way in which money could be got for it would be by means of an Employment Schemes Grant."

The Council noted Mr. Caffrey's report.

793/38. PROPOSED PROVISION OF WINCH AT INISHBOFIN.

A letter was read from the Department of Agriculture, Fisheries Branch, 3, Kildare Place, Dublin, dated 13th July, 1938, W.14/5/36, acknowledging receipt of Minute No. 663/38 regarding the provision of a winch at Inishbofin to facilitate the islanders in hauling their boats, and stating that it was presumed that the County Council would arrange for the overhaul and transfer to a suitable position of the existing winch at Inishbofin.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"In my report I stated that I thought the matter was not one for which the County Council were responsible."

The Council unanimously decided to take no action in the matter.

794/38. LOAN UNDER SMALL DWELLINGS ACQUISITION ACTS GRANTED TO MR. JOSEPH GALLAGHER, GLENTIES.

A letter was read from Mr. Joseph Gallagher, Glenties, applying for an instalment of the loan of £170 granted to him under the Small Dwellings Acquisition Acts.

The Council decided to refer the matter to the Surveyor for a report as to the progress of the work on Mr. Gallagher's house.

795/38. COMPLAINT RE ALLEGED DAMAGE TO HENHOUSE CAUSED BY BLASTING OPERATIONS AT ANNAGRY.

A letter was read from Miss Rose O'Donnell, Annagry, complaining that in August, 1937, during blasting operations, a henhouse, her property, was damaged. The Supervisor, Mr. Doherty, promised on several occasions to let her have 6 cwt. of cement to repair the damage, but he never did anything. She wished to have the matter attended to.

The Acting County Surveyor submitted the following report from Mr. Dillon, Resident Engineer:-

"I investigated this matter. It appears that during Mr. Hackett's time, Mr. O'Donnell was given a contract for stone. Later, he asked Mr. Hackett to quarry in his place free. Mr. O'Donnell was employed during quarrying operations there. After the stone was removed he claimed trespass and was paid. The hen byre was not blown down by explosives but was removed to facilitate quarry work. This was done with Mr. O'Donnell's consent. You will notice Miss O'Donnell's letter was worded to give the impression that the hen byre was damaged by an explosion without actually saying so. However, it seems that at the time some promise of cement to point a new hen byre when it was erected was made. Doherty, our overseer, says 2 cwts. was the quantity promised, but Mr. O'Donnell maintains it was 4 cwts. Accordingly, as the matter is really trivial, I have arranged with Mr. O'Donnell to be supplied with 4 cwts. of cement in exchange for a document exonerating the Council from all blame in connection with the hen byre."

The Council noted the report and considered it satisfactory.

796/38. APPLICATION FOR CARTING WORK ON ROADS IN MOVILLE AREA.

A letter was read from Mr. Thomas McLaughlin, Glenagivney, Locamy P.O., Moville, stating that he was in very poor circumstances, and he would like to get some carting work on roads. He lived in a mountainous district and his land was very bad.

The matter was referred to the Acting County Surveyor.

797/38. COMPLAINT RE FLOODING OF BUNGALOWS IN DOWNINGS DISTRICT.

A letter was read from Mr. David McElhinney, Beach Hotel, Downings, drawing attention to floodings which were taking place in Downings. For the past few months the lands around the houses had been completely waterlogged. Owing to the lack of drainage in the neighbourhood, a similar state of affairs was likely to be experienced after every rainfall. This was very inconvenient for tourists.

The Acting County Surveyor reported as follows:-

"This is not a matter which concerns the Council. The Board of Works, if approached, might make a grant for draining the land in question."

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Employment Schemes.

798/38. CLAIM FOR DAMAGES TO BICYCLE ALLEGED TO BE CAUSED BY ONE OF THE COUNCIL'S STEAM-ROLLERS.

A letter was read from Mr. W. T. McMenamin, State Solicitor, Ballybofey, applying to the Council for the sum of £6, loss sustained by Mr. John Bonner, Drumkeen, Ballybofey, by reason of the negligence and carelessness of the Council's servant, Joseph Shiels, in the management and control of the Council's steam-roller at Drumkeen on the 9th July. His client placed his bicycle against the fence on the roadside at Drumkeen, and Joseph Shiels, the driver of the Council's Roller, so carelessly and negligently managed and drove the vehicle that he ran over the machine and completely smashed it beyond repair.

The Secretary stated that the Assistant Surveyor reported that Bonner was not an employee of the County Council, and that he had no business at the place at all. The bicycle was a cheap model, and would not be worth the amount claimed even when new.

The Council unanimously decided to deny liability.

799/38. COUNCIL'S ENGINE-DRIVERS AND DRIVING LICENCES.

The Secretary reported that Mr. Joseph Shiels, the Council's Engine-Driver who was involved in the claim for damages to a bicycle at Drumkeen, had not renewed his Driving Licence. Several other Engine-Drivers were unlicensed also, although the Council refunded the cost of the licences to the Drivers.

The Council unanimously decided to instruct the Acting County Surveyors to suspend any Engine-Driver not in possession of a Driving Licence.

800/38. COMPLAINT RE CONDITION OF ROAD FROM LAGHEY TO RATHNEENY BAR.

A letter was read from Mr. B. McGlinchey, Rathneeny Bar, Laghey P.O., complaining of the condition of the road from Laghey to Rathneeny Bar Three Roads. Most of the road was in a wretched condition, especially the upper portion, and there was considerable motor traffic on it at present. Two donkey carts could not pass each other on it.

The Acting County Surveyor stated that the road was at present being repaired.

801/38. APPLICATION FOR PAYMENT FOR CARTING WORK DONE.

A letter was read from Mr. Neil Gildea, Moenadinna, Straboy, Glenties, applying for payment for cartage done on Road No. 118.

The Acting County Surveyor stated that the claim was having attention.

802/38.

OVERGROUND TELEGRAPHIC LINES.

A letter was read from the Engineer-in-Chief, Department of Posts and Telegraphs, applying for permission to lay an overground telegraphic line along the Inch Road from the junction of Buncrana-Derry Road to Inch.

Permission was granted on condition that in the event of it being found necessary at any future date to remove the poles, the cost of removal, except in so far as State-aided Schemes and Schemes authorised by an Act of the Oireachtas were concerned, to be borne by the Department of Posts and Telegraphs.

A letter was read from the Engineer-in-Chief, Department of Posts and Telegraphs, applying for permission to lay an overground telegraphic line along Church Street, Ramelton, from junction of Tenk Road to Post Office.

Permission was granted on condition that in the event of it being found necessary at any future date to remove the poles, the cost of removal, except in so far as State-aided Schemes and Schemes authorised by an Act of the Oireachtas were concerned, to be borne by the Department of Posts and Telegraphs.

A letter was read from the Engineer-in-Chief, Department of Posts and Telegraphs, applying for permission to lay an overground telegraphic line from Cloghore Customs Hut to Belleek Co-operative Creamery.

Permission was granted on condition that in the event of it being found necessary at any future date to remove the poles, the cost of removal, except in so far as State-aided Schemes and Schemes authorised by an Act of the Oireachtas were concerned, to be borne by the Department of Posts and Telegraphs.

803/38. DAMAGE TO TELEGRAPH WIRES AT MEENDARAGH, BUNCRANA AREA.

A letter was read from the Engineer-in-Chief, Department of Posts and Telegraphs, stating that it had been brought to the notice of the Minister for Posts and Telegraphs that telegraph wires and fittings were broken at Meendaragh on the 25th May owing to blasting operations carried out by the Council's workmen. When the cost of repairing the damage had been ascertained an account for the amount would be rendered.

The matter was referred to the Acting County Surveyor.

804/38. APPLICATIONS FOR LICENCES UNDER THE POISONS AND PHARMACY ACT, 1908.

An application for a licence under the Poisons and Pharmacy Act, 1908, was received from Mr. David Best, Raphoe.

The Council unanimously decided to issue the licence.

805/38. EXTENSION OF TIME FOR PAYMENT OF OUT-OF-DATE ACCOUNT.

A letter was read from Mr. Michael McGinty, Ballybofey, enclosing a Paying Order dated 13th June, 1933, for £1 : 5 : 8, which he desired to have re-issued. The original Paying Order had been fraudulently altered, but the delinquent had cleared the country.

The Council unanimously decided to apply for permission to issue a new Paying Order to Mr. McGinty.

806/38. COMPLAINT RE NON-PAYMENT FOR CARTING WORK DONE ON THE GLEN-CARRIGART ROAD.

A letter was read from Mr. James Brown, Kill, Carrigart, complaining of not being paid for one day's carting for the week ending 18th June on the Glen-Carrigart Road.

The Acting County Surveyor stated that this man had since been paid.

807/38. LEAKAGE FROM WATERPIPE AT GLENTIES COURTHOUSE.

A letter was read from the Secretary, County Board of Health, stating that the District Court Clerk, Glenties, had informed him that there was a leakage from one of the waterpipes at the Courthouse at Glenties which was flooding the Courthouse yard. As the Courthouse was the property of the Council the leak should be repaired without delay.

The Acting County Surveyor stated that Mr. Kearney, Assistant Surveyor, had notified the Caretaker of the Waterworks to have this pipe repaired.

808/38. OCCUPANCY OF THE CHAIR AT THE COUNTY COUNCIL MEETING.

After the luncheon interval, Councillor McIvor, Deputy Vice-Chairman, took the Chair in the absence of both the Chairman and the Vice-Chairman.

On the return of the Vice-Chairman, Councillor Blaney, he declined to take the Chair, and Councillor McIvor remained there.

Councillor Scott protested against Councillor McIvor occupying the Chair whilst the Vice-Chairman was present.

No action was taken in the matter.

809/38. COMPLAINT RE DAMAGE TO WALL IN THE VICINTY OF ARDARA BRIDGE.

A letter was read from Mr. D. Ward, Ardara, stating that he had been asked by Mr. T. Sweeney, Ardara, to write in connection with a wall which had fallen into the Owentockor River a few yards from Ardara Bridge. The wall abuts the river and was at the bottom of Mr. Sweeney's garden. He thought that the Council were responsible for its maintenance.

The Acting County Surveyor stated that the wall was not County property, and was 30 yards away from the bridge.

810/38. DEPOSITS LODGED IN CONNECTION WITH OPENING OF ROADWAYS.

A letter was read from Mr. L. Merrifield, Plumber, Ballyshannon, applying for a refund of the deposit of £2 lodged by him in connection with the opening of a roadway outside Donegal town.

A letter was read from Mr. E. Travers, Church Street, Bundoran, applying for a refund of a deposit of £5 lodged in connection with the opening of Church Street, Bundoran.

The Acting County Surveyor reported as follows:-

"Deposits are being held as the Surveyor is not satisfied with the restoration of the road surfaces in each of these cases."

The Council noted the report.

811/38. REQUEST FOR GRANT FOR COMPLETION OF CLOGHERNAGORE ROAD, GLENLEIGHAN, FINTOWN.

A letter was read from Mr. W. McGill, P.C., Glenleighan, Fintown, asking the Council to apply for a further grant for the Cloghernagore Road to continue it on so as to connect it with the County Road at Coolboy. It was already connected with the County Road at Glenleighan Bridge, and its completion would be a great benefit to tourists and anglers.

The Council decided to refer this matter to the Board of Works for consideration when allocating further Minor Employment Schemes.

812/38. LEAVE OF ABSENCE TO MR. T. A. MCCLINTOCK, V.S., DUNGLOE.

A letter was read from Mr. T. A. McClintock, V.S., Dungloe, stating that he would be absent from the 5th to the 9th September at the Veterinary Congress, and he had arranged with Mr. McShane, V.S., for the performance of his duties during his absence.

The Council unanimously decided to grant Mr. McClintock's application.

813/38.

IMPROVEMENTS BEING CARRIED OUT AT DOWNINGS PIER.

A letter was read from the Office of Public Works dated 19th July, 1938, G.87-57/1/36, referring to improvements at Downings Pier, and stating that the works, viz. two sets of recessed steps in the side of the Pier and an iron ladder at the seaward end of the Pier, as approved by the Council, were put in hands on the 28th June. When their Engineer visited the site, the position of the works was that portion of the Pier surface had been opened up in preparation for the construction of the more landward of the two sets of steps. The fishermen protested strongly against the construction of the flights of steps and contended that they would constitute a danger to boats lying alongside and would seriously curtail the length of unbroken wharfage for berths along the face of the Pier. Their Engineer, accordingly, stopped the preparatory work on the steps, and proceeded with the construction of the iron ladder at the seaward end of the Pier of which the fishermen approved. It was expected that this work would be completed about the 26th July, and they would be glad to hear immediately whether the construction of the steps was to be abandoned, in which case their foreman would be instructed to make good the surface of the Pier which he had opened up preparatory to the construction of the steps before the objection to them was lodged.

Councillor Baxter proposed that the Board of Works abandon the construction of the stone steps.

Councillor Blaney seconded the motion, and he suggested that the money available be utilised for the erection of iron steps counter sunk into the Pier and for the provision of a crane.

The suggestions were adopted unanimously.

814/38.

COMPLAINTS RE ALLOCATION OF ROAD WORK IN THE BALLYBOFEY DISTRICT.

A letter was read from the Local Government Department, Roads, dated 18th July, 1938, RM/7, stating that a complaint had been received alleging that men had been engaged for employment in the Ballybofey District other than through the local Employment Exchange, and it was requested that the complaint be investigated and the Council's observations furnished.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"I have already been in communication with the Department re specific complaints in connection with alleged employment of men in the Ballybofey District other than through the local Employment Exchange. I have forwarded report received from District Surveyor and have pointed out to the Department that the regulations as regards employment of men were strictly carried out, and that all labourers are recruited from the Labour Exchange Lists."

The Council considered the report satisfactory.

815/38.

GLENTIES NO. 1. O.A.P. SUB-COMMITTEE.

A letter was read from the Clerk, Glenties No. 1. O.A.P. Sub-Committee, stating that Rev. R. W. Morrow, The Manse, Ardara, was being transferred to Co. Cavan, and could not act as a member of the Sub-Committee. It was now desired that the Council should appoint Rev. E. Donaldson, the newly-appointed Rector for the Parishes of Ardara and Glenties, as a member of the Sub-Committee.

On the motion of Councillor Mahony it was unanimously decided to appoint Rev. E. Donaldson.

816/38.

LETTERKENNY O.A.P. SUB-COMMITTEE.

A letter was read from the Clerk, Letterkenny O.A.P. Sub-Committee, stating that the Committee wished to have Rev. R. L. Laurenson, Mr. John Curran, P.C., and Mr. Patrick Nee, U.D.C., appointed as members in place of Archdeacon McClenaghan, who had been transferred, and the late Messrs. William Boyle and William J. Boyce.

On the motion of Councillor Mahony it was unanimously decided to appoint Rev. R. L. Laurenson, Messrs. John Curran and Patrick Nee.

817/38. GENERAL POSTER AND SIGN ADVERTISING ON ROADSIDES.

A letter was read from the Irish Tourist Association, Upper O'Connell Street, Dublin, C.8., dated 18th July, 1938, appealing for the co-operation of the Council in preserving the beauty of roadside scenery, and preventing the increasing use of general poster and sign advertising.

The Council decided to support the appeal.

818/38. ERECTION OF BOUNDARY WALL AT BALLYHIERIN, KILMACRENAN.

A letter was read from Mr. A. Rice, Ballyhierin, Kilmacrenan, stating that a notice had been served on him by Mr. P. Dawson regarding a boundary wall enclosing his house from the roadway. He did not think he was encroaching on the width of the roadway, and he was willing to remove the said wall at any time he might be notified to do so by the Council.

The Council decided to allow the wall to remain, provided Mr. Rice signed an Agreement undertaking to remove the wall at any time he might be called upon to do so.

819/38. APPLICATION FOR POSITION AS SURFACEMAN ON MEENAROY ROAD.

A letter was read from Mr. James Mulhern, Ballinakillew, Newmills, applying for a position as surfaceman on the Meenaroy Road. He was a married man with a wife and one child and was in receipt of 11/- per week dole.

The matter was referred to the Acting County Surveyor.

820/38. APPLICATION FOR POSITION AS FLAGMAN.

A letter was read from Mr. Harry Martin, Carricknaslate, Lifford, asking to be considered for a position as Flagman when a vacancy arose.

The matter was referred to the Acting County Surveyor.

821/38. APPLICATION FOR INCREASE IN WAGES BY MR. PHILIP McDERMOTT, DRIVER, ROLLER NO. 27.

A letter was read from Mr. Philip McDermott, Driver, Roller No. 27, Culdaff, applying for an increase in wages. He resided at Culdaff and was working at Gweedore, and he had often occasion to go home, and travelling expenses absorbed a good fraction of his pay. His present wages were £2 :10 : 0 weekly, and he was provided with no flagman, which meant a considerable saving to the Council. He considered he should receive the same pay as the Council's other drivers.

The Secretary read Minute No. 1178/37 of the 28th September, 1937, at which Meeting the Council decided to place Driver McDermott at £2 :10 : 0 per week or 10/- per week higher than the commencing scale of pay for Drivers in view of the fact that he was without the services of a Flagman.

Councillor Friel proposed that McDermott's wages be increased to £3 per week, and Councillor Lynch seconded.

The Chairman ruled the motion out of order.

822/38. COMPLAINT RE CONDITION OF ROAD LEADING FROM ACRES GIRLS' NATIONAL SCHOOL TO NESBITT'S BAY, BURTONPORT.

A letter was read from Mr. Michael Boner, Lackenagh, Burtonport, stating that portion of the side of the road leading from the Main Road from Acres Girls' School to Nesbitt's Bay fell in on his land, and was causing flooding.

Mr. O'Reilly, Acting County Surveyor, stated that Mr. Kearney was investigating this matter, and would have it attended to.

823/38. COMPLAINT RE EMPLOYMENT OF SINGLE MEN AS GANGERS IN THE
GLENOLUMBKILLE DISTRICT.

A letter was read from Mr. Patrick Craig, Cashel, Glencolumbkille, inquiring why single men were getting all the appointments as Gangers in that district. It was very unfair to give them jobs while married men with families were only getting a few days' work per week.

A letter was read from Mr. John McGinley, Straid, Glencolumbkille, stating that appointments as Gangers in Glencolumbkille District were all given to young men without dependents, while married men who were ratepayers, and who had families to support, were given no consideration. This unchristian state of affairs should not be tolerated, and justice should be done.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"Mr. Lennon reports that of the 27 Minor Employment Schemes in hand in his area, the Gangers on 21 of these are married and on 6 they are single. Regarding County Council work, only 2 single Gangers are employed, and as these men have given excellent service, I do not propose dispensing with their services."

The Council noted Mr. O'Reilly's report and considered it satisfactory.

824/38. FILLING OF VACANCY CAUSED BY THE RETIRAL OF MR. JOHN
CAFFREY, FORMER COUNTY SURVEYOR.

A letter dated 23rd July, 1938, R/RS/7, was read from the Local Government Department, in connection with the filling of the vacancy created by the retirement of the County Surveyor, and stating that the Minister was not prepared to approve of the proposal of the County Council in regard to the appointment of two County Surveyors for the County. As already intimated the recommendation of a person to fill the vacancy would be a matter for the Local Appointments Commissioners, and, with a view to early application being made to the Commissioners in the matter, it was requested that the question of co-ordination of the County Engineering Services, on the lines indicated by the Department's Chief Engineering Adviser, be reconsidered by the Engineering Services Committee at an early date.

The Council decided to refer the matter to the Engineering Services Committee, and it was agreed that this Committee meet on Wednesday, the 17th August, 1938.

Confirmed.

W. O'Mahoney

Chairman of Co. Council,

30th August, 1938.

A MEETING OF THE DONEGAL COUNTY COUNCIL WAS HELD ON TUESDAY,
THE 30TH DAY OF AUGUST, 1938.

825/38.

A T T E N D A N C E.

The following were the members present:- Councillors McFadden (presiding), Baxter, Blaney, Brady, Byrne, Cannon, Cole, Friel, Gallen, Hannigan, Houston, Kavanagh, Kelly, Loughrey, Lynch, Mahony, Myles, McClafferty, McCrea, MacGreadie, McDaid, McGrenra, McIvor, McMenamin, McShane, McShea, O'Boyle, O'Brien, O'Donnell (Michael), McRory, Scott, Wagentreiber, and Walsh.

826/38.

C O N D O L E N C E.

Councillor Mahony proposed that the sympathy of the Council be extended to the widow and other relatives of the late Mr. Daniel Kelly, Letterkenney, a member of the Council's clerical staff.

Councillor Blaney seconded the motion, which was passed in silence; all the members standing.

The Secretary associated himself with the resolution on behalf of the Staff, and stated that Mr. Kelly was a kind and courteous Official, and a very loyal colleague. His death had left a gap which would be very hard to fill.

827/38.

SYMPATHY WITH COUNCILLOR McDAID IN HIS ILLNESS.

Councillor Mahony proposed that the sympathy of the Council be extended to Councillor McDaid in his illness.

Councillor Scott seconded the motion which was passed unanimously.

828/38. CONGRATULATIONS TO COUNCILLOR BLANEY ON HIS ELECTION TO SEANAD EIREANN.

Councillor Scott proposed that the congratulations of the Council be extended to Councillor Blaney on his election to Seanad Eireann.

The Chairman (Councillor McFadden) seconded the resolution, with which Councillors McShea and McIvor associated themselves. The Secretary, on behalf of the Staff, also associated himself with the resolution.

829/38.

C O N F I R M A T I O N O F M I N U T E S.

On the motion of Councillor Mahony the Minutes of the last Meeting of the County Council held on the 26th July, 1938, were confirmed unanimously.

830/38.

R E P O R T O F F I N A N C E C O M M I T T E E M E E T I N G.

On the motion of Councillor Mahony the Report of the Finance Committee Meeting held on the 26th July, 1938, was adopted unanimously.

831/38.

R E P O R T S O F S U B - F I N A N C E C O M M I T T E E M E E T I N G S.

On the motion of Councillor Mahony, the Report of the Sub-Finance Committee Meeting held on the 26th July, 1938, was adopted unanimously.

On the motion of Councillor Scott, the Report of the Sub-Finance Committee Meeting held on the 17th August, 1938, was adopted unanimously.

832/38.

R E P O R T O F S H E E P D I P P I N G C O M M I T T E E M E E T I N G.

On the motion of Councillor McIvor seconded by Councillor Kavanagh, the Report of the Sheep Dipping Committee Meeting held on the 2nd August, 1938, was adopted unanimously.

833/38. REPORT OF LAW COMMITTEE MEETING HELD ON 17TH AUGUST, 1938.

On the motion of Councillor Scott seconded by Councillor McClafferty, the Report of the Law Committee Meeting held on the 17th August, 1938, was adopted unanimously.

834/38. LETTERKENNY WATER SUPPLY -- REPORT OF LAW COMMITTEE MEETING HELD ON 23RD AUGUST, 1938.

A letter dated 27th August, 1938, was read from the Town Clerk, Letterkenny, returning "Heads of Agreement" approved of at a Conference between the Law Committee and representatives of the Letterkenny Urban Council on the 23rd August, 1938. Certain amendments had been made in "Headings" (1), 2(e), 2(f), 3(a), and 5(a).

Following receipt of the foregoing letter, Councillor Scott asked to have the following Notice of Motion standing in his name on the Agenda adjourned:-

"That Minute No. 1133/37 of the 28th September, 1937, in connection with the Letterkenny Water Supply, be, and is hereby, ~~reconsidered~~, subject to ratification by the Letterkenny Urban Council of the "Heads of Agreement" in connection with the Water Supply approved of at a Meeting of the Law Committee and representatives of the Letterkenny Urban Council on the 23rd August, 1938."

The Council also adjourned consideration of the Report of the Law Committee of the 23rd August, 1938, and a letter from the Local Government Department dated 27th July, 1938, S.5410/6/38, Letterkenny U.D. (a), inquiring what action had been taken by the Council in connection with the laying of the main from Lough Salt to Letterkenny.

835/38. REPORT OF ENGINEERING SERVICES COMMITTEE MEETING HELD ON 17TH AUGUST, 1938.

On the motion of Councillor Scott seconded by Councillor McClafferty, the Report of the Engineering Services Committee Meeting held on the 17th August, 1938, was adopted unanimously.

836/38. CONTINUANCE OF MESSRS. J. J. CAFFREY AND T. J. O'REILLY AS ACTING COUNTY ENGINEERS.

Arising out of the Report of the Engineering Services Committee, the Secretary stated that under Section 5 of the Local Authorities (Officers' and Employees') Act, 1926, the County Council had power to fill a vacancy temporarily only for a period not exceeding six months. Mr. Caffrey, Sen., had been retired from the position of County Surveyor on the 29th March, and Messrs. J. J. Caffrey and T. J. O'Reilly would have completed six months as Acting County Engineers on the 29th September.

The Council unanimously decided to request the Local Government Department to sanction the continuance of Messrs. J. J. Caffrey and T. J. O'Reilly as Acting County Engineers until the new County Engineer takes up duty.

837/38. REPORT OF SCHOLARSHIPS COMMITTEE MEETING.

Councillor Scott proposed the adoption of the report of the Scholarships Committee meeting held on the 23rd August, 1938.

Councillor Mahony seconded.

Councillor McIvor criticised the return of income made by the father of Master Daniel E. McGlinchey who had secured second place in the Examination, and he proposed that the question of awarding a Scholarship to this boy be referred back to the Scholarships Committee for further consideration.

Councillor Cole seconded Councillor McIvor's amendment.

On a show of hands, ten members voted for Councillor McIvor's amendment, and six against it.

The Chairman declared the amendment carried, and, on being put to the Meeting as the substantive motion, it was carried by the same majority, and the Council decided to adopt the Report of the Scholarships Committee except that portion deciding to award a Scholarship to Master McGlinchey.

838/38. NATIONAL ASSOCIATION FOR THE PREVENTION OF TUBERCULOSIS.

The Report of the National Association for the Prevention of Tuberculosis was submitted.

839/38. COSTS IN THE CASE OF KEEGAN V. COUNTY COUNCIL, AND GREAT NORTHERN RAILWAY CO.

A letter was read from the Local Government Department, Roads, dated 3rd August, 1938, R/RM/7, referring to the costs in the case of Keegan v. County Council and Great Northern Railway, and stating that if the Council could legally waive costs in this case the Minister's sanction was not necessary.

The Council unanimously decided not to waive the costs. (641/38 C.C.)

840/38. PURCHASE OF ROAD-MAKING PLANT.

A letter was read from the Local Government Department, Roads, dated 3rd August, 1938, R/IR/20, referring to the Secretary's letter of the 29th June last, and stating that the Minister would raise no objection to the purchase of road-making plant as recommended by the Acting County Surveyor, viz:-

Baxter Stonebreaker.....	£588	: 5	: 0.
Marshall Diesel Type Tractor.....	£525	: 0	: 0.
Richier Concrete Mixer.....	£199	: 0	: 0.
Living-van. (Messrs. O'Doherty & Sons, Lifford).....	£106	: 0	: 0.

A letter was read from the Local Government Department, Roads, dated 5th August, 1938, R/IR/20, referring to Minute No. 788/38, and stating that the Minister would raise no objection to the arrangements proposed for purchase of further stone-breaker, tractor, and living-van for the Glenties Area.

Mr. O'Reilly, Acting County Surveyor, stated that the original price quoted for the Baxter Stonebreaker had been reduced by £18.

841/38. ESTATE DUTY GRANT FOR THE YEAR ENDED 31ST MARCH, 1938.

A letter was read from the Local Government Department dated 6th August, 1938, stating that the share of Donegal County Council in the distribution of the balance of the Estate Duty Grant for the year ended 31st March, 1938, amounted to £1,110 : 8 : 10. A Paying Order for the amount had been forwarded to the Council's Treasurer.

842/38. AGRICULTURAL GRANT FOR THE YEAR ENDING 31ST MARCH, 1939.

A letter was read from the Local Government Department dated 6th August, 1938, stating that a Paying Order for £8,265 in respect of a further instalment of the Agricultural Grant for the year ending 31st March, 1939, had been forwarded to the Council's Treasurer.

843/38. RE-ISSUE OF OUT-OF-DATE PAYING ORDERS.

A letter was read from the Local Government Department dated 9th August, 1938, R/RM/7, referring to the Council's application for permission to re-issue fresh Paying Orders to Messrs. Michael McGinty, Ballybofey, Denis McCauley, Merville, and Lymac, Ltd., Letterkenny, and stating that the Minister would raise no objection to re-issue in the latter two cases, but that he was not empowered to extend the time for payment in the former case. If, however, the Paying Order in the former case (£1 : 5 : 8) still appeared in the list of outstanding Paying Orders, the Minister would raise no objection to the date thereof being altered in order to bring it within the period of six months allowed for presentation. These re-issues would be subject to review by the Auditor.

The Council decided to issue a fresh Paying Order for £1 : 5 : 8 to Mr. McGinty on a Letter of Indemnity signed by himself, and to re-issue the other two Paying Orders in the ordinary way.

844/38. ACKNOWLEDGMENTS OF APPLICATIONS FOR MINOR RELIEF GRANTS.

Acknowledgments were received of applications for Minor Relief Grants for works at Killymard and Mountcharles; Ballinamore; Dunwiley and Ballinaglack; Loughros Point; Meenalargan; Downings; and Cloghernagore.

845/38. BOVINE TUBERCULOSIS ORDER - DELAY IN FURNISHING OF PRESCRIBED FORMS.

A letter was read from the Department of Agriculture dated 12th August, 1938, applying to be furnished with reports on Form T.2/3 in connection with suspected cases of Bovine Tuberculosis on the premises of Joseph McGill, Meenahoonan, Killybegs; and Samuel Woods, Ballybofey.

The Secretary stated that the matter had been referred to the Veterinary Inspectors concerned.

846/38. WORKMEN'S COMPENSATION CLAIM - DANIEL E. KELLY, WARBLE FLY INSPECTOR.

A letter was read from the Department of Agriculture dated 21st July, 1938, L.1460/38, regarding the claim for compensation under the Workmen's Compensation Act, 1934, of Mr. Daniel E. Kelly, Knockbrack, Letterkenny, late Temporary Inspector under the Warble Fly Order, and stating that as the Committee were satisfied as to the validity of the claim in question, the Minister would offer no objection to payment to Mr. Kelly of compensation at the rate prescribed under the Act.

847/38. VETERINARY INSPECTOR McCLINTOCK, GLENTIES AREA - LEAVE OF ABSENCE.

A letter was read from the Department of Agriculture dated 17th August, 1938, L.3291-38, stating that the Minister for Agriculture would offer no objection to the temporary employment of Mr. McShane, M.R.C.V.S., as Veterinary Inspector for duties under the Diseases of Animals Acts in the Glenties District during the absence of Mr. McClintock on leave from the 5th to the 9th September, with remuneration at the same rate as that normally paid to Mr. McClintock.

848/38. VETERINARY INSPECTOR McILHARGEY, MILFORD AREA - LEAVE OF ABSENCE.

A letter was read from Mr. L. McIlhargey, V.S., Milford, applying for leave of absence from the 5th to the 17th September, 1938, and stating that Mr. McGlinchey, V.S., Letterkenny, would carry out his duties during his absence.

The Council decided to grant Mr. McIlhargey's application, subject to the sanction of the Department of Agriculture.

849/38. RATES WRITTEN OFF AS IRRECOVERABLE DURING THE YEAR ENDED 31ST MARCH, 1938.

A letter was read from the Local Government Department dated 17th August, 1938, Circ. G.86/38, asking to be furnished with a statement showing the total rates written off as irrecoverable during the financial year ended 31st March, 1938.

850/38. POULTRY AND POLUTRY EGGS (IMPORTATION) ORDER, 1938.

The Secretary submitted a copy of the Poultry and Poultry Eggs (Importation) Order, 1938, which he had received.

851/38. ARDUGHADH CREIDIUINTE O'N BHAINNC DO CHISTE AN CHOMHAIRLE.

Do leigheadh litir o Roinn Riaghaltais Aiteamhail agus Slainte Poiblidhe faoi dhata an 20adh Lughnasa, 1938, G.4785/8/38, ag radh go gceaduligheann an t-Aire Riaghaltais Aiteamhail agus Slainte Poiblidhe do Chomhairle Chonndae Dun na nGall airliughadh le fiacha Bainne na rachaidh thar £85,000 i gcoir costais reatha sealadacha. Dubhairt an litir go raibh an t-udaras seo dleaghtach suas go dti 3l'adh la de'n mhi seo.

Dubhairt an Runaidhe go mbeadh £80,000 riachtanach go dti an 30adh Meadhon Fhoghmhair, 1938.

Socrúigheadh go n-iarrfadh cead an Aire fiacha Bainne na rachaidh thar £80,000 suas go dti an 30adh Meadhon Fhoghmhair, 1938.

852/38. BORROWING OF LOAN BY BOARD OF HEALTH FOR PROVISION OF DISPENSARY AND DISPENSARY RESIDENCE AT DUNGLOE.

In accordance with Notice of Motion duly given under Section 4 (3) of the Local Government Act, 1927, Councillor Gallen, Chairman of the County Board of Health, proposed, Councillor Mahony seconded, and it was unanimously resolved:-

"That this Council hereby approves of the borrowing by the County Donegal Board of Health and Public Assistance of a sum not exceeding £2,350 to purchase house and lands at Dungloe for the purpose of providing a Dispensary and Dispensary Residence."

853/38. PROPOSED DECLARATION OF ROAD LEADING FROM MALIN HEAD TO SLIEVEBAWN TO BE A COUNTY ROAD.

Councillor Cole proposed:- "That the road from Main Road, Malin Head, to Slievebawn Village, be declared a County Road."

Councillor Friel seconded the resolution.

The Secretary stated that the required public notice in the Press had been given.

Mr. Gaffrey, Acting County Surveyor, stated that the road did not connect two existing County Roads, and, therefore, did not comply with the requirements of Section 25 (5) of the Local Government Act, 1925.

No action was taken in the matter.

854/38. ROAD LEADING PAST NEW LABOURERS' COTTAGES AT GLENCOAGH, MOUNTCHARLES.

A letter was read from Councillor McRory asking to have inserted on the Agenda for consideration the following Motion:- "Repair or re-construction of road leading past new Labourers' Cottages at Glencoagh on the Main Road leading from Tanatallon to Drimarone."

The Acting County Surveyor reported as follows:-

"This road is not a County Road but an approach road to the Labourers' Cottages. This matter has already been reported on to the Board of Health on 16th December, 1937. It needs entire re-construction and will cost at least £65 to make a decent job of it. I think this is a matter for the Office of Public Works seeing that it was not re-constructed at the time the Cottages were erected. Generally approach roads are included in the terms of contract for construction."

Councillor McRory proposed, Councillor Brady seconded, and it was unanimously decided to refer the matter to the Board of Works.

855/38. REQUEST FOR GRANT FOR BUILDING OF WALL ALONG RIVER BANK FROM LOWER BRAGHY TO KILLCOURT, MALIN HEAD.

Councillor Friel proposed, Councillor Cole seconded, and it was unanimously resolved:-

"That we ask the Board of Works for a free grant of sufficient money to build a wall along the river bank from Lower Braghy to Killcourt, Malin Head, in order to save the farm of Hugh Toland from destruction by Killcourt River."

856/38. IMPRISONMENT OF MR. EAMONN DONNELLY, AND CASES OF OTHER
POLITICAL PRISONERS IN BELFAST JAIL.

Councillor Walsh proposed the following Motion:-

"That we, the members of the Donegal County Council, protest to the Governments of England and the Six Counties against the arrest and illegal detention of Mr. Eamonn Donnelly who has committed no crime other than a visit to his home in the North. We are of opinion that acts of this kind against brother Irishmen only tend to inflame the wounds of discord and disunion, and, if persisted in, may lead to grave and regrettable disorder. Further, that we place on record our abhorrence of influential business interests in the Northern territory who have remained mute on this important matter affecting the fundamental rights of a fellow-citizen, and we take this opportunity of contrasting the treatment meted out to their representatives in the territory under the control of the Fianna Fail Government. That we are convinced that the most effective means of bringing acts of this kind to an end is the re-imposition of the Northern Boycott."

Councillor McShea, in seconding the resolution, called attention to the case of the other political prisoners serving long sentences in Belfast Jail.

Councillor McIvor suggested that An Taoiseach should approach the proper authorities with a view to having the expulsion order against Mr. Donnelly cancelled.

Councillor Michael O'Donnell also associated himself with the resolution, and urged the Council to pass a resolution asking for the release of the political prisoners in Belfast Jail.

The Secretary read a letter from the Irish Republican Prisoners' Defence Association, 61, Castle Street, Belfast, asking the Council to support their appeal for the release of political prisoners in Belfast Jail, and pointing out the system of persecution and victimisation under which the minority were forced to live in the North.

The Chairman read a letter from the Secretary, Department of External Affairs, stating that the Taoiseach had requested him to assure the Council that the question of Irish citizens imprisoned in Belfast Jail continued to occupy the serious attention of the Government. This letter was in reply to the Council's Minute No. 742/38.

The Council considered that the matter had already been dealt with, and Councillor Walsh ~~did not~~ **did not** press his Motion to a division.

857/38. USE OF SLATES PRODUCED IN GLENTOWN QUARRY BY THE COUNTY
BOARD OF HEALTH.

Councillor Michael O'Donnell proposed:- "That this Council request the Board of Health to give preference to slates produced in Glentown Quarry where slates are being required for cottages being erected throughout the County."

Councillor Scott stated that every preference had been given by the Board of Health to the Glentown Slates, and the Board had even gone so far as to alter the specifications, but only to be told that Messrs. Holmes could not produce them.

Councillor Gallen stated that the Board of Health had done all in their power to assist the Glentown Slate Quarries.

Councillor Blaney suggested that the Department make the use of Irish slates compulsory in all Housing Schemes.

Councillor O'Donnell stated that it was the workers of the area who had asked him to raise the matter, and not Messrs. Holmes. There were now ample supplies at the Quarry to meet the requirements of the Board of Health.

858/38.

PRICES CHARGED BY THE MILLERS FOR HOUSEHOLD FLOUR.

Councillor McIvor proposed:- "That we respectfully call the attention of the Government to the exorbitant prices charged by the millers for household flour."

Councillor McIvor, in proposing the resolution, stated that the price of a twenty-stone sack of flour which cost 23s/6d ex-store in Northern Ireland was 45/- ex-store in Eire. In support of his statement he stated that the figures were actual quotations which he had received from Milling Companies on both sides of the Border.

In Northern Ireland the price of the 4-lb. loaf was 7½d., while the people of Donegal had to pay 11½d. for it.

Councillor Scott seconded the resolution, which was passed unanimously.

859/38.

COURTHOUSE ACCOMMODATION IN DUNGLOE.

A letter was read from Mr. John Walsh, Secretary, Parochial Hall Committee, Dungloe, stating that the Hall Committee regretted that they could not approve of the installation of Anthracite Stoves in the Hall. They would consider the heating of the Hall next winter when they were in a financial position to do so, and, meanwhile, they would put a large radiator stove at a suitable place in the Hall. They would repair the side door and make it as air-tight as possible. They could not extend the cloakroom, but they would allow the use of it to the Clerk on Court days and on any other days he required it.

A further letter was read from Mr. Walsh stating that at a Meeting of the Hall Committee held on the 5th April quotations were considered for the central heating of the Hall.

The Council adjourned consideration of the matter.

860/38.

COMPLAINT RE EMPLOYMENT OF SINGLE MEN IN THE RATHMULLAN DISTRICT IN PREFERENCE TO MARRIED MEN.

A letter was read from Mr. Thomas Carr, Ballyboe, Rathmullan, stating that on the 25th June he wrote to Mr. Caffrey, Acting County Surveyor, complaining of the employment of a certain single man. His complaint was made on behalf of the married men of the district. The letter was not acknowledged. The Council, at their Meeting on the 28th June, made a rule that married men receive preference. The single man referred to was paid off the 2nd July, but was re-employed on the 6th July. He wished to know on whose authority this single man was re-employed.

Mr. Carr appeared before the Council and stated that Mr. Patrick Dawson, Assistant Surveyor, was employing single men on different works in preference to married men. He quoted a particular case where a single man was not available for work, and Mr. Dawson employed another single brother in his place.

Mr. P. Dawson stated that the single man to whom Mr. Carr was referring was a good workman. He had married men employed whom he had to discharge. He offered Mr. Carr a gangership about 18 months ago, but Mr. Carr was not able to accept it. He considered that single men with dependents were as deserving as married men.

The Council decided to refer the matter to the Acting County Engineer for a report for next Meeting.

861/38.

APPLICATION BY CARETAKER OF COUNCIL OFFICES FOR ANNUAL LEAVE.

A letter was read from the Council's Solicitor dated 25th July, 1938, advising on the application of the Caretaker of the County Council Offices for annual leave. In his opinion the Caretaker was not entitled to annual leave under the Conditions of Employment Act, 1936.

862/38. PROVISION OF FIRE-FIGHTING APPLIANCES FOR LETTERKENNY MENTAL HOSPITAL.

A letter was read from the Local Government Department dated 29th July, 1938, 11875/38 (B)., Letterkenny M.H., referring to the Secretary's letter of the 13th May, 1938, regarding the provision of fire-fighting appliances for Letterkenny Mental Hospital, and inquiring whether there was any such equipment in Letterkenny.

A letter was read from the Town Clerk, Letterkenny, stating that his Council were at the moment purchasing a new fire-fighting equipment. Their present equipment was not serviceable. (295/38 C.C.)

863/38. DANGEROUS CORNER ON THE ROAD FROM DONEGAL TO LOUGH ESKE.

A letter was read from Councillor McRory drawing attention to a dangerous corner known as McGettigan's on the road leading from Donegal to Lough Eske. He suggested that the Council give instructions to have the necessary widening carried out.

Mr. O'Reilly, Acting County Surveyor, reported as follows:- "This is a very dangerous corner at P. McGettigan's house. The land on the inside of the corner on which McGettigan's house is built is about 10 feet higher than the carriageway. The necessary land for widening will have to be acquired, and I anticipate some difficulties as the land is close to the house, and widening of road would involve alterations to entrance of house. The estimated cost would be £50, plus compensation for acquisition of land. In view of this I would suggest that we first try and come to some agreement with Mr. McGettigan in the matter of compensation before proceeding further in the matter."

The Council decided to leave the matter in the hands of the Acting County Surveyor.

864/38. PROVISION OF LIFE-BUOY AT DONEGAL QUAY.

As requested in Minute No. 725/38, the Acting County Surveyor reported as follows:-

"On 29th instant I saw the Harbour Master, Donegal, re disappearance of buoy from Donegal Quay. This buoy was purchased and placed in position about five years ago. About six weeks ago it drifted away but has since been picked up and re-placed in original position, i.e. on iron hook on skid alongside quay. At a very high tide the water comes up as far as buoy, and there is a danger of it being again swept away. I would, therefore, suggest that it be hung on hook on iron paling at stone steps to quay. The rope attached to buoy is in fair condition, but the canvas protecting cork would need to be re-placed."

The Council decided to instruct Mr. O'Reilly to have the necessary work carried out.

865/38. DEFAULTING HOUSING ANNUITANTS.

A letter was read from the Council's Solicitor referring to Minute No. 747/38 instructing him to institute proceedings in the cases of defaulting Housing Annuitants, and stating that in February, 1937, proceedings were instituted in the following cases:- Edward Shiels, Rooskey; Daniel Coyle, Moyagh; Daniel Ward, Ballycallon; and Charles J. Coyle, Lurganboyce. Decrees were obtained and the defendants subsequently entered into arrangements which were approved by the Council, but which obviously had not been kept by any of the parties. It was not necessary to institute fresh proceedings in these cases, as the Decrees already obtained were still in full force. All that was required was that he should take out Execution Orders on foot of the Decrees, and lodge same with the Sheriff. He wished to know if he was to do this.

The Council decided to instruct their Solicitor to obtain the Execution Orders on foot of the Decrees.

866/38. BOATSLIPS AT CASSON SOUND, ST. JOHN'S POINT, AND AT
PORTNACROSS PIER, KILLYBEGS.

A letter was read from the Office of Public Works dated 22nd July, 1938, C.87.92/1/36, referring to the repairs to the Boatslip at St. John's Point, Casson Sound, and stating that the Certificate of Completion in respect of the work having been duly signed by Mr. E. Lennon, Assistant County Surveyor, in accordance with Clause 9 of the conditions agreed to by the Council, the Council would, accordingly, have custody of the work and responsibility for its future maintenance as from the date of completion.

A letter was also read from the Office of Public Works dated 22nd July, 1938, C.87.101/1/36, referring to the construction of slipway at Portnacross Pier, Killybegs, and stating that the Certificate of Completion in respect of the work having been duly signed by Mr. E. Lennon, Assistant County Surveyor, in accordance with Clause 9 of the conditions agreed to by the Council, the Council would, accordingly, have custody of the work and responsibility for its future maintenance as from the date of completion.

The Acting County Surveyor submitted the following report:-
"These works were inspected by Mr. Lennon, Assistant County Surveyor, on 20th June, 1938. He was accompanied by Messrs. Clancy and Brady, Engineers of the Office of Public Works. Both jobs are completed according to the plans and specifications. Mr. Lennon signed the necessary completion form on behalf of the County Surveyor. The Council have already agreed to have custody of the works and responsibility for their future maintenance as from the date of completion as per Minutes numbered 1391/36 and 1256/36."

The Council unanimously decided to take over the works and to accept responsibility for their future maintenance.

867/38. CONSTRUCTION OF BOG ROAD IN THE TOWNLAND OF SLEECHAN,
DERRYBEG.

A letter was read from the Irish Land Commission dated 27th July, 1938, P.41951/38, referring to Minute No. 685/38 of the 28th June regarding construction of bog road from the townland of Sleafghan to the townland of Derrybeg, and stating that the matter had been noted for investigation prior to re-vesting of the holdings under the provisions of Section 12 of the Land Act, 1931.

The Council noted the position.

868/38. APPEAL IN MALICIOUS INJURY CLAIM, SCOTT v. CO. COUNCIL.

A letter was read from the Council's Solicitor stating that the Council's appeal in the Malicious Injury Claim, Scott v. Co. Council, was allowed with costs by the President of the High Court. As the point of law involved was of so great importance, and never had been decided before, the High Court granted leave to the applicants to appeal to the Supreme Court if they should be so advised.

The Council noted the position.

869/38. APPLICATION BY MR. MCKAY, ACCOUNTANT, FOR REMUNERATION FOR
ADDITIONAL WORK CAUSED BY ABNORMAL ROAD GRANTS.

An application was submitted from Mr. F. McKay, the Council's Accountant, for remuneration for additional work caused by abnormal Road Grants during the past year.

On the motion of Councillor O'Boyle, it was decided to refer the matter to the Sub-Finance Committee.

870/38. OVERGROUND TELEGRAPHIC LINE.

A letter was read from the Engineer-in-Chief, Department of Posts and Telegraphs, applying for permission to lay an overground telegraphic line from Ballyshannon Railway Station to Cavangarden.

The Council unanimously granted the required permission on condition that in the event of it being found necessary at any future date to remove the poles, the cost of removal, except in so far as State-aided Schemes and Schemes authorised by an Act of the Oireachtas are concerned, to be borne by the Department of Posts and Telegraphs; and on condition that the poles be kept free of the carriageway.

871/38.

MAIN ROAD IMPROVEMENT GRANT, 1938/39.

A letter was read from the Local Government Department, Roads, dated 30th July, 1938, SGR/201/38, stating that a sum of £17,000 had been provisionally allocated to the Council out of the Road Improvement Grant, 1938/39, for Main Road Improvement as follows:-

1.	T.73.	Buncrana-Carndonagh Road. Clonbeg to Shandrum. Widen, side-fill, strengthen, and surface in tar-bitumen grouted macadam.	£2,000.
2.	T.73.	Buncrana-Derry Road. Re-build Burnfoot Bridge.	£600.
3.	L.76.	Kilmacrenan-Creeslough Road. Faurana's Bridge to Derryfad. Widen, sidefill, strengthen, and surface in creophalte macadam.	£4,000.
4.		Lifford-St. Johnston Road. Boyagh to Mongavlin. Widen, sidefill, strengthen, surface in waterbound macadam, and surface dress.	£1,900.
5.	T.72.	Glenties-Dungloe Road near Cronashallog Three Roads. Widen, side-fill, strengthen, and surface in tar-bitumen grouted macadam.	£1,500.
6.	L.75.	Ballybofey-Glenties Road. Elatagh Bridge to Meenagolan. Widen, sidefill, strengthen, and surface in tar-bitumen macadam.	£3,000.
7.	L.74. L.75.	Ballybofey-Glenties Road. Fintown to Ballinamore. Widen, sidefill, strengthen, and surface in tar-bitumen macadam.	£4,000.
			£17,000.

The Council noted the allocation.

872/38. COMPLAINTS RE CONDITION OF DRAIN AND ROAD AT SLUDDEN, CARNDONAGH.

A letter was read from Mr. James McLaughlin, Sludden, Carndonagh, referring to Minute No. 668/38, and stating that Mr. Caffrey's report that the drain at Sludden, Carndonagh, was not one which concerned the Council, was a falsehood. Seeing that the Officials persisted in remaining in pretended ignorance of the said road and drain no pains would be spared in endeavouring to enlighten them.

The Council decided to mark the letter "read."

873/38. EMPLOYMENT SCHEMES VOTE - ALLOCATION OF FOR GOLAND CUMANN AREA.

A letter was read from Mr. Michael Mullin, Assistant Secretary, Goland Fianna Fail Cumann, asking to be informed what portion of the Employment Schemes Vote had been allocated for the Goland Cumann Area, which was the Electoral Division of Goland, part of Knock, and part of Dooish. The Acting County Surveyor gave a definite promise last year of an allocation for the district in question this year.

Mr. O'Reilly, Acting Co. Surveyor, reported as follows:-
"In the proposals for the Employment Schemes Vote, 1938/39, Roads (Rural), there is a sum of £800 for the joint Electoral Divisions of Knock and Gleneely, and approximately £200 for Dooish. In my original proposals I had a sum of £300 for the joint Electoral Divisions of Dooish and Goland. This, however, was not approved of by the Department of Local Government and Public Health."

The Council noted Mr. O'Reilly's report.

874/38. COMPLAINT RE CONDITION OF ROAD IN TOWNLAND OF KNOCKABOLLAN, TERMON.

A letter was read from Mr. William McCafferty, Knockabollan, Termon, complaining of the condition of a road in the townland of Knockabollan.

The matter was referred to the Acting County Surveyor.

875/38. EXAMINATION FOR VACANT POSITIONS AS JUNIOR CLERICAL OFFICER
IN THE OFFICES OF THE COUNCIL AND BOARD OF HEALTH.

A letter was read from the Local Government Department dated 8th August, 1938, G.5694/11/38, Dun na nGall., regarding the conditions of appointment in connection with the filling of the vacant position of Junior Clerical Officer, and stating that the Minister raised no objection to the maximum age limit for candidates being increased to 21 years on the 1st July, 1938. There was, furthermore, no objection to the examination being open to candidates of both sexes. The following sentence should be added to Paragraph 6:- "A female candidate, if appointed, will be required to resign on marriage, and to inform the County Secretary one month previous to her marriage." As regards the residence qualification the Minister was unable to sanction the suggested conditions, and Condition 9 should, therefore, read:- "Candidates must have been ordinarily resident, or the children of persons ordinarily resident, in County Donegal on the 1st April, 1938." The Minister approved of the proposal that vacancies for Junior Clerical Officers arising in the Council or Board of Health Offices within twelve months from the date of the examination be filled from the panel of successful candidates available from the forthcoming Examination.

The Council unanimously decided to accept the conditions.

876/38. VACANCIES ON THE COUNCIL'S CLERICAL STAFF.

The Secretary stated that there were now two vacancies on the Council's clerical staff caused by the resignation on 31st March last of Mr. James J. Gallagher and the death on the 13th August of Mr. Daniel Kelly.

He suggested that, pending the permanent filling of the vacancies, Mr. Thomas P. Fitzgerald be appointed in place of Mr. Gallagher, and Mr. James O'Donnell in place of Mr. Kelly; their remuneration to be at the rate of £2 per week.

Councillor Gallen referred to the fact that Mr. James O'Donnell had secured second place at a Competitive Examination held by the County Donegal Committee of Agriculture in 1932, and he stated that Mr. O'Donnell should have obtained a permanent appointment before now.

After a discussion, in which several Councillors took part, Councillor Gallen stated that he would lodge Notice of Motion for next Meeting to have Mr. O'Donnell permanently appointed to the vacancy created by the death of Mr. Daniel Kelly.

The Council unanimously agreed to the Secretary's suggestion for the temporary employment of Messrs. Fitzgerald and O'Donnell at £2 per week.

877/38. PROPOSED ERECTION OF WEIGHBRIDGE IN LETTERKENNY.

A letter was read from the Local Government Department, Roads, dated 29th July, 1938, R/SGQ/7, returning plan which accompanied the Secretary's letter of the 23rd June relative to the erection of a weighbridge at Letterkenny under Works No. Q.163 of the Road Improvement Grant, 1937/38, and requesting to have a revised plan prepared and submitted. The weighbridge would be used under the Road Traffic Act, and easy access must be provided for overloaded and awkwardly-loaded vehicles. It was suggested that a lay-out similar to that of a petrol filling station should be planned. Levels should be indicated on the revised plan.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"The revision of the plan for the lay-out of the weighbridge will entail the quarrying of approximately 200 tons of rock, and will add to the cost by about £60. I am sending a revised lay-out to the Department as indicated by them. This will be an improvement on the old lay-out and will obviate the necessity of using the Station yard. In the meantime, until the legal difficulties have been settled and the conveyance effected, the work will be held up."

The Council noted the position.

878/38. COMPLAINT RE CHARGE MADE FOR USE OF COUNCIL'S BREAKER
ON CONTRACT, MAP NO. 146.

A letter was read from Mr. Dan Gibbons, Minaduff, Drumfries P.O., stating that last year he had a contract on the Meendoran Road (Map No. 146), and he employed the Council's breaker for $1\frac{3}{4}$ days. He had been charged for two days, although it was 9.30 a.m. each morning when the Breaker started, and it finished the second evening at 4.30 p.m. The Driver was away the second day from dinner-time until the evening.

The Acting County Surveyor reported as follows:-

"The breaker worked from dark to dark, and on the first day it worked long after it was safe to do so. Any delay that occurred was caused by the position in which the stones were piled, the breaker having to move away and set up again to let a turf lorry pass. The Driver had his foot burned and had to attend a Doctor, but the Flagman continued to work the machine in his absence."

The Council noted the report, and decided to take no action in the matter.

879/38. APPLICATION TO HAVE OVERFLOW FROM SEPTIC TANK IN DUNKINEELY
TURNED INTO THE COUNTY COUNCIL DRAIN.

A letter was read from Mr. Andrew Harren, Dunkineely, stating that he had constructed a septic tank in Dunkineely on the premises of Mr. H. F.S. Goold-Verschoye, and he wished to apply to the Council for permission to turn the overflow from the same into the County Council drain on Dunkineely Street.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"I do not recommend that permission be given in this case.

I have already sent a report to the Board of Health on the 13th May, 1938, re this matter, which report reads as follows:-

'The following is a copy of report received from Assistant Surveyor, Mr. Lennon, re Dr. McGettigan's letter of complaint re septic tank in Dunkineely:-

With reference to yours of the 9th inst. enclosing copy of Dr. McGettigan's letter, I visited Dunkineely on the 10th inst., and saw Dr. McGettigan. Prior to my coming to this district a Septic Tank was constructed at Mr. Verschoye's residence. There was, I believe, some litigation regarding the effluent, and it was eventually led through a built pipe to a County surface water sewer on the other side of the street. The levels were not suitable, and the result is that most of the effluent remains stagnant in the pipe, and the remainder finds its way under the floor of the house occupied by Mrs. Feeney. Pending the construction of a suitable sewerage scheme in the village, there are, in my opinion, two methods of disposing of this effluent. As either of these is destined, no doubt, to meet with disfavour by residents near the alternative routes, I would request a direction from the Board before proceeding with either. Either of these schemes would cost about £17."

The Council decided to refer Mr. Harren's letter to the Board of Health.

880/38. COMPLAINT RE CONDITION OF ROAD LEADING FROM QUIGLEY'S POINT
TO THE SEASIDE.

A letter was read from Mr. B. O'D. Brown, Quigley's Point, complaining of the condition of the road from Quigley's Point to the seaside. The water coming from the Main Derry-Moville Road went on to this road. The water flowed into his premises and caused a lot of damage to a Garage and office-houses.

The Acting County Surveyor submitted the following report:-

"I gave the Contractor ten days' notice to clean up this road to carry water. Some of the water will naturally flow into Mr. Brown's yard if he does not keep his entrance coated from time to time, and so keep entrance higher than roadway."

The Council noted the report and considered it satisfactory.

881/38. COUNTY DONEGAL COMMITTEE OF AGRICULTURE - AGREEMENTS IN CONNECTION WITH RENTING OF STORE AT LIFFORD AND LEASING OF NURSERY PLOT AT BALLYBOFEY.

A letter was read from the Chief Agricultural Officer, dated 23rd August, 1938, enclosing extract from the Minutes of the Meeting of the Committee of Agriculture dated 19th October, 1937, regarding the renting of a store at Lifford for use by the Committee. The present store was unsuitable, and a more suitable store had been offered by Mr. John Quigley, The Diamond, Lifford, and this store could be obtained at an annual rent of £6. The Committee wished the Council's Solicitor to prepare an Agreement with Mr. Quigley at the Lessee's Expense. The Tenancy Agreement requirement was for a period of five years from the 1st February, 1938, with an option on the part of the Committee of renewal for a further five years.

A letter was read from the Chief Agricultural Officer enclosing extract from the Minutes of the Meeting of the Committee of Agriculture dated 14th December, 1937, regarding Lease for Nursery Plot at Ballybofeey. The present owner of the Plot was Mrs. M. A. Murphy, Ballybofeey. The Committee wished the Council's Solicitor to proceed with the preparation of a Lease for a period of five years with an option on the part of the Committee for an extension of a further five years. The Lease should be completed to take effect as from the 1st February, 1938, and the agreed annual rent was £19 : 10 : 0.

The Council unanimously decided to instruct their Solicitor to proceed with the preparation of the required Agreement and Lease; the cost of preparation of these documents to be charged to the Committee of Agriculture.

882/38. COMPLAINT RE CONDITION OF ROAD AT CURRIN, GLENCOLUMBKILLE.

A letter was read from Mr. Edward Lyons, Currin, Glencolumbkille, complaining of the condition of the Currin Road, and stating that apparently Mr. Lennon could rule the Council as he never came near the section of the road from Cashel School to the end of Currin Road.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"Mr. Lennon reports that the road has been cleaned from end to end quite recently. A new pipe has been constructed and another old one remedied. Mr. Lennon was there as recently as the 24th inst. Metal for surfacing this road will be put up later in the year, but there are no funds available for widening the narrow section."

The Council noted the report and considered it satisfactory.

883/38. COMPLAINT RE NOT BEING EMPLOYED ON A MINOR EMPLOYMENT SCHEME IN THE GORTAHORK AREA.

A letter was read from Mr. Edward Doogan, Ballinacraig, Gortahork, stating that he understood that a grant had been allocated for draining the Ballinacraig Lake. He had been asked for his signature, and he considered he should get work at the draining of the Lake, but he had been informed that it was only those at present in need of Unemployment Assistance who would get work. He considered this unfair, as previously owners of land got preference in drainage works. He asked the Council to instruct the Labour Exchange to put his name on the list of those for work at Ballinacraig Lake.

The Acting County Surveyor stated that this man could not be employed as he was not in receipt of Unemployment Assistance.

884/38. DEPOSIT LODGED IN CONNECTION WITH APPLICATION FOR LOAN UNDER THE SMALL DWELLINGS ACQUISITION ACTS.

A letter was read from Mr. Patrick Gallen, Killygordon, stating that it was over three years since he applied for a loan under the Small Dwellings Acquisition Acts. As nothing had since been done he wished to be refunded his deposit of £2 : 2 : 0, and to have his documents of title returned.

The Secretary stated that the sureties submitted by Mr. Gallen were not considered satisfactory. The Council decided to refund the deposit; less any legal costs incurred.

885/38. APPLICATION FOR LOAN UNDER THE SMALL DWELLINGS ACQUISITION ACTS - MR. JAMES GATINS, KILLYBEGS.

An application was submitted from Mr. James Gatins, Killybegs, for a loan of £200 under the Small Dwellings Acquisition Acts to be re-payable over a period of eight years.

The Secretary stated that the sureties submitted by Mr. Gatins had been considered acceptable by the Sub-Finance Committee.

The Council's Solicitor reported that the title was one which he would be prepared to advise an ordinary mortgagee to accept.

The Council unanimously decided to grant the required loan, subject to the sanction of the Department.

886/38. APPLICATION FOR LOAN UNDER THE SMALL DWELLINGS ACQUISITION ACTS - MR. PETER TIGHE, SALTHILL, MOUNTCHARLES.

An application was submitted from Mr. Peter Tighe, Salthill, Mountcharles, for a loan of £350 under the Small Dwellings Acquisition Acts to be re-payable over a period 35 years.

The Secretary stated that the sureties submitted by Mr. Tighe had been considered acceptable by the Sub-Finance Committee.

The Council's Solicitor reported that the title was one which he would be prepared to advise an ordinary mortgagee to accept.

The Council unanimously decided to grant the required loan, subject to the sanction of the Department.

887/38. COMPLAINT FROM BALLYBOFEY RE DAMAGES CAUSED BY THE THROWING UP OF STONES BY PASSING VEHICLES.

A letter was read from Mr. Patrick J. Keegan, Ballybofey, referring to the recent case for damages for breaking of his shop window by a stone thrown up from the street by a passing 'Bus. At the hearing of the case the Council's Solicitor said that the stone was a river stone, but there was no question but that it was one of many put down by Council workers. Recently, another stone was thrown up and struck the wall beside the window, and this stone was one of many put down about two months ago in the laneway opposite his premises. He would be grateful if the Council would remedy this matter immediately, and save further expense.

The Acting County Surveyor reported as follows:-

"Mr. Callaghan reports that the matter will be remedied, i.e. the stone will be blinded with gravel. Mr. Keegan's previous claim was disallowed by the District Justice. The main streets of Ballybofey and Stranorlar are concreted, with the result that any loose stones falling off lorries and lying on the roadway are liable to be catapulted by passing vehicles."

The Council noted Mr. O'Reilly's report.

888/38. EXTENSIONS OF TIME FOR PAYMENT OF OUT-OF-DATE ACCOUNTS.

A letter was read from Messrs. William Kelly & Co., Solicitors, Letterkenny, enclosing Paying Order No. 27 dated 1st October, 1937, for 19s/6d issued in favour of James Cowan, Rockhill, Letterkenny. The Paying Order was now out-of-date, and they wished to have a fresh one issued.

The Council unanimously decided to issue a new Paying Order subject to the sanction of the Department.

889/38. CONTINGENCY FUND - SOUTHERN DIVISION.

Mr. O'Reilly, Acting County Surveyor, applied for a sum of £12 from the Contingency Fund for the repair of a breach in the retaining wall of a bridge on the road from Druminin to Lough Eske, Map No. 1735, Donegal R.D.

The Council unanimously decided to grant the application.

890/38. REPAIRS TO MALINBEG BOATSLIP OUT OF FUND ALLOCATED FOR
REPAIRS TO PIERS AND HARBOURS.

Mr. O'Reilly, Acting County Surveyor, applied for a sum of £10 : 5 : 0 for repairs to Malinbeg Boatslip out of the fund allocated for repairs to Piers and Harbours.

The Council unanimously decided to grant the application.

891/38. COMPLAINT RE DAMAGE TO FIELD AT LOUGHANURE, ANNAGRY.

A letter was read from Mrs. Sheelagh Sweeney, Cruit, Kincasslagh, stating that Messrs. Crawford & Aiken, Buncrana, tore up 56 yards long and 4 yards wide of her field of sand land to get sand to build the School at Loughanure.

The Acting County Surveyor stated that this matter had already been dealt with by the Vocational Education Committee.

892/38. ERECTION OF CYCLE STORE AT ANNAGRY WITHIN LEGAL DISTANCE
OF CENTRE OF ROADWAY BY MR. OWEN MCGINLEY.

A letter was read from Mrs. D. McGinley (for Mr. Owen McGinley), Annagry Post Office, referring to Minute No. 789/38 regarding cycle store built at Annagry. The structure in question was erected on a building which was in existence for 25 years or more. It was not situated in a particularly bad place, and there was ample room for road widening on the other side of the road. The Council workers had encroached about 8 feet on her street, and it was too bad if she could not repair a building on her premises, for which she got a lease 27 years ago. The removal of the cycle store could not be met without compensation.

Mr. O'Reilly, Acting County Surveyor, stated that he had got no further report from Mr. Dillon in this matter, and it was decided to adjourn consideration of Mrs. McGinley's letter until next Meeting (789/38 C.C.)

893/38. COMPLAINT RE NON-PAYMENT FOR STONES QUARRIED FOR THE
ROSSES ROAD SCHEME.

A letter was read from Mr. Michael Healy, Annagry, stating that he quarried stones for the Rosses Road Scheme and he had still to be paid for 13 cart loads taken by Gangers J. O'Donnell and Denis Boyle. There was £1 due to him for tonnage previously supplied, and there were about 15 tons of stones left over which he quarried but which were not taken.

The following report was submitted from Mr. Dillon, Resident Engineer, Rosses Road Scheme:-

"I received a letter of the 10th inst. from the Secretary re above. The matters referred to in the letter happened during Mr. Hackett's and Mr. Callagy's time here. It is, therefore, rather difficult to trace them. It appears that Mr. Healy and two nephews (both O'Donnell's) worked in the same quarry. Payments for the stone quarried were made to both Healy and Mr. Charles O'Donnell (Pat) at different times. A final payment was made by Mr. Callagy to Mr. Charles O'Donnell (Pat) on Paysheet, F.E. 20/11/1937 (Ganger James O'Donnell). As no stone was quarried or carted out after that date, I think it can be taken for granted no item is outstanding. Probably Mr. Healy and his nephews did not divide the money correctly, and Mr. Healy is left under the impression that certain payments were not made by the Council. Allowing for the limited records at my disposal, I am of the opinion there are no outstanding items whatever due to Mr. Healy or his nephews."

The Council noted the report and decided to take no action in the matter.

894/38. CLAIM FOR TRESPASS FOR STONES TAKEN OFF UNDIVIDED GRAZING.

A letter was read from Mr. James O'Gara, Meenawaughran, Carrick, inquiring what were the rules of the Council in paying for trespass for stones taken off undivided grazing. He had one-half and two cousins, Messrs. E. and D. Gillespie, have the other half. He claimed one-half of the money instead of one-third.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"Mr. Lennon, Assistant Surveyor, Killybegs, reports that Mr. P. Cunningham, Solicitor, applied to him for trespass on behalf of several claimants. The total trespass due was paid to Mr. Cunningham, and the proportion due to each was a matter between the Solicitor and his clients."

The Council noted the report and decided to take no action in the matter.

895/38. PROPOSED ERECTION OF PORCH AT MILFORD WITHIN LEGAL DISTANCE OF CENTRE OF ROADWAY.

A letter was read from Mr. A. J. O'Leary, Solicitor, Milford, referring to the Council's decision to grant permission for the erection of a porch at Milford by A.C. Cinemas (Ireland), Ltd. The Company had since decided not to erect the porch as was suggested at first, and he wished to express the gratitude of the Company for the Council's kind attention to the matter.

896/38. RESOLUTION IN CONNECTION WITH EMPLOYMENT OF EX-SERVICE MEN ON RELIEF SCHEMES.

A letter was read from the Clerk, County Borough of Cork, enclosing copy of the following resolution adopted by the Cork County Borough Council:-

"That the Minister for Industry and Commerce be asked to consider the cases of all ex-servicemen presently unemployed but in receipt of small pensions, with a view to securing for them equal rights in the matter of employment on relief schemes with those in receipt of Unemployment Assistance."

The Council noted the resolution.

897/38. REQUEST FOR GRANT FOR CLEANING OF DRAIN IN THE TOWNLAND OF LETTER, CLONMANY.

A letter was read from Mr. Paul Duffy, Letter, Clonmany, applying for a grant for the cleaning and improvement of a drain in the townland of Letter.

The Council unanimously decided to refer Mr. Duffy to the Board of Works.

898/38. APPLICATION FOR POSITION AS GANGER IN THE DOWNINGS AREA.

A letter was read from Mr. James Herrity, Downings, stating that he understood that Gangers for the coming year were to be married men with dependents, and as he belonged to that category, he would be grateful if his application for the position of Ganger would receive favourable consideration.

The Council decided to refer the matter to the Acting County Surveyor.

899/38. POISONS AND PHARMACY ACT, 1908.

Applications for renewals of licences under the Poisons and Pharmacy Act, 1908, were received from the following persons:-

Mrs. Mary McKelvey, Ardlaghan, Cloghan.

Mr. Charles Ward, Main Street, Glenties.

Mr. Brian McGinley, Manager, Doe Co-operative Agricultural Society, Ltd., Creeslough.

Mr. Thomas H. Comiskey, Clonmany.

Mr. Thomas Holmes, Convoy.

The applications were granted unanimously.

900/38. WIRE ROPE AND CHAIN FOR USE IN CONNECTION WITH CRANE
AT MALIN HEAD PIER.

A letter was read from Mr. Thomas R. Doherty, Harbour Master, Malin Head, asking if he was to be allowed the necessary oil, etc. for the crane on Malin Head Pier, or if he was to be allowed the money to cover the cost. Regarding the ladder, he wished to know if he was supposed to take charge of it. He wanted to have a rope forwarded as Mr. James McGonigle was anxious for same to arrive.

The Acting County Surveyor stated that he was making arrangements regarding the wire rope and chain required.

901/38. REQUEST FOR ERECTION OF DANGER SIGN AT DROMORE, LETTERKENNY.

A letter was read from Messrs. Kelly & Co., Solicitors, Letterkenny, stating that Mr. Francis G. McClean, Dromore, Letterkenny, had asked them to write with a view to getting the Council to erect signs on the public road passing his premises. There was an enormous amount of traffic at this point, and Mr. McClean found it difficult to take his cattle and stock over the road. If signs were placed a reasonable distance from entry on either side, the danger would be diminished.

The Acting County Surveyor reported as follows:-

"I do not recommend the erection of signs at this corner. There is a danger that if too many danger signs are erected no attention will be paid to them, and for that reason we only put them at the worst bends. This road is one succession of bends, and there are already a number of danger signs on the worst of these. A white line is more effective in slowing up traffic than a danger sign. I had a white line put down at this corner some time ago but allowed it to wear out, as I thought it took away from the effectiveness of another white line at a much more dangerous corner in the vicinity."

The Council decided to take no action in the matter.

902/38. REQUEST FOR GRANT FOR CONSTRUCTION OF ROAD AT FINNER,
BUNDORAN.

A letter was read from Mr. Thomas O'Gorman, O'Gorman's Hotel, Bundoran, drawing attention to the condition of a road at Finner, Bundoran. It was at the end of Finner Camp to the sea at Finner Sandhills, and branched off and joined another road to Bundoran Urban Boundary. If this road were improved it would lead to the beautiful strand at Finner.

The Acting County Surveyor reported as follows:-

"I understand that what Mr. O'Gorman requires is that the County Council should urge the Board of Works to make this road under a Minor Employment Scheme."

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Employment Schemes.

903/38. PROPOSED CONSTRUCTION OF APPROACH ROAD TO POOLAWADDY
BOATSLIP.

A letter was read from the Department of Agriculture, Fisheries Branch, dated 10th August, 1938, W.14/7/35, stating that representations had recently been made that no approach road had been constructed to Poolawaddy Boatlip. The Minister found it difficult to understand why this work should have been so long deferred, and he would be glad to learn that the making of the roadway would be put in hand at an early date.

A further letter dated 24th August, 1938, was read from the Department of Agriculture inquiring if anything had yet been done in connection with the approach road to Poolawaddy Boatlip.

The Acting County Surveyor stated that no approach road was being constructed to Poolawaddy Boatlip for the reason that the necessary land required could not be obtained.

904/38. COMPLAINT RE VETERINARY INSPECTOR MCGLINCHY NOT HAVING
ATTENDED A COW WHICH WAS REPORTED AS BEING TUBERCULAR.

A letter was read from the Department of Agriculture dated 13th August, 1938, L.3296-38, transmitting for the information of the Council copy of a letter received from Mr. John Ward, Kineraigy, Manorcunningham, in which it was stated that a cow was reported as being tubercular to Mr. McGlinchey on the 27th July, and had not been attended to.

The Secretary stated that Mr. McGlinchey had been asked for his observations on the 15th August, 1938, but that no reply had been received.

The Council decided again to request Mr. McGlinchey for his observations in this matter.

905/38. DAMAGE TO RATHMULLAN PIER BY THE S. S. "CARNDUFF."

A letter was read from Messrs. Howden's, Ltd., Larne, dated 11th August, 1938, referring to damage to Rathmullan Pier by the S.S. "Carnduff", and stating that they did not state that there were no facilities for mooring vessels at Rathmullan Pier. The Captain advised them that there were no proper mooring facilities at the berth where the steamer discharged on this occasion and where the damage is alleged to have occurred. However, to get this matter settled, they offered, without prejudice, a sum of £10 in full and final settlement.

The Council decided to accept Messrs. Howden's offer of £10 in full and final settlement.

906/38. APPLICATION FOR PERMISSION TO BUILD CORRUGATED IRON HOUSE
AT CARROWMULLIN, FAHAN.

A letter was read from Mr. Patrick Loughrey, 31, Sloan's Terrace, Derry, applying for permission to build a corrugated iron house on a small holding of Patrick Doherty, Carrowmullin, Fahan. There was previously a house on the site but it was now out of repair.

The matter was referred to the Acting County Surveyor.

907/38. COMPLAINTS RE ALLEGED UNFAIR ALLOCATION OF WORK IN THE
BALLINTRA DISTRICT.

A letter was read from Mr. Edward McCauley, Jun., Secretary, Ballintra Workers' Rights Association, stating that a number of Relief Works were in progress in that district, and the workers were not being recruited from the Labour Exchange. Men had been appointed as Gangers who were large farmers, and the Association wished to protest against this state of affairs.

The Acting County Surveyor submitted the following report:-

"At present there are two Minor Relief Works in operation in Mr. Cunningham's district, one of which is in the D.E.D. of Ballintra. The Ganger in charge is an experienced man, having carried out Minor Employment works for him during the past three years with complete satisfaction. The other work is in the D.E.D. of Pettigo, and the Ganger in charge had been with the Land Commission for four years, and with Mr. Cunningham off and on for three years. Both men are living on mountain holdings and are not large farmers. The Board of Works give Surveyors a wide discretion in the appointment of Gangers, without which works could not be carried out satisfactorily. Were it otherwise they could not expect Surveyors to be responsible for the works."

The Council noted the report and considered it satisfactory.

908/38. DAMAGE TO PLATE GLASS WINDOW IN STORE AT RATHMULLAN PIER.

A letter was read from Mr. Charles Deeney, Harbour Master, Rathmullan, stating that a small plate glass window in the store on the Pier Head was broken on Friday, 12th August. He informed the Gardai who were investigating the case.

The Council decided to instruct Mr. Caffrey, Acting Co. Surveyor, to have the damage repaired.

909/38. COMPLAINT RE CONDITION OF ROAD LEADING TO BOG AT ARDSBEG, GORTAHORK.

A letter was read from Mr. Barney McGeady, Parkown, Gortahork, drawing attention to a road leading to bogs in Ardsbeg which was badly in need of repair. A bridge would also be required to be built to enable the people to get home their turf.

The Council unanimously decided to refer the matter to the Board of Works for consideration when allocating further Minor Employment Schemes.

910/38. COMPLAINT RE DAMAGE TO ROAD AT OLDTOWN, LETTERKENNY, THROUGH REMOVAL OF GRATING.

A letter was read from Mr. Pat Nee, Oldtown House, Letterkenney, stating that the piece of road which was repaired from his house to the old forge was in a very bad state of repair owing to the removal of the grating by the men who repaired it the last time. The water, which had no escape, ran into his property, and had already done it a great deal of harm.

The Acting County Surveyor submitted the following report:-

"Mr. Kelly reports:- There were no gratings near Nee's house. Mrs. Nee was mistaken when she made this statement, and told me she was in error as she found out later. Two gratings are required to be set, also drains cleaned, and footpath raised for a short distance as recent rolling raised level of the road. The approximate cost would be £6."

The Council decided to refer the matter to the Acting County Surveyor.

911/38. APPLICATION FOR GRANT FOR DRAINING OF BOG AT MEENBOGUE, BALLYBOFEY.

A letter was read from Mr. John Quinn, Meenbogue, Ballybofey, applying for a grant for the draining of a bog at Meenbogue. Mr. Chambers promised to have this work done this Summer, but the Summer was over and nothing had been done.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Employment Schemes.

912/38. PURCHASE OF TURF FOR GLENTIES COURTHOUSE.

A letter was read from Miss Rose Kennedy, Courtkeeper, Glenties, stating that owing to the wet summer, the man who supplied the turf to Glenties Courthouse had intimated his intention of increasing the price from 12/- to 14/- per ton. The men connected with the Turf Development Board at Shellogans would supply them at 13/- per ton with a levy of 1s/6d per ton on every standard twenty bags delivered, making the price 14s/6d per ton. She asked for a direction in the matter.

The Council decided to instruct Miss Kennedy to purchase the turf required from the Turf Development Board.

913/38. COMPLAINT RE NOT BEING EMPLOYED ON ROAD WORK AT ST. JOHN'S POINT, DUNKINEELY.

A letter was read from Mr. Edward Deery, Ballycrowey, St. John's Point, Dunkineely, complaining of not being able to get work on the road at St. John's Point. The Gangor, John Brennan, was not allocating the work fairly, and he had passed over him on several occasions.

The Acting County Surveyor submitted the following report:- "Mr. Lennon reports that Gangor Brennan was limited to a gang of eight or nine men. He, naturally, took on Garr, the owner of the Quarry which was worked, and afterwards those who applied until the Gang was full. This man (Deery), the Gangor assured Mr. Lennon, did not apply for work until the Gang in both instances was complete."

The Council noted the report and considered it satisfactory.

914/38. COMPLAINT REGARDING STATE OF THE ROAD BETWEEN BURTONPORT AND KINCASSLAGH ROAD STATION.

A letter was read from Mr. J. O'Donnell, The Cottage, Burtonport, complaining of the deplorable state of the road between Burtonport and Kincasslagh Road Station. The road had not been repaired for two years, and metal had been accumulating and lying in heaps on the road. Some of the pot-holes were filled occasionally. If the material available were rolled in at once the surface would be tolerable.

The Acting County Surveyor submitted the following report:-
"Mr. Kearney reports that he has only two small Rollers at present, and they are employed daily on Grants and Direct Labour. As this particular road is narrow and stands five feet higher than the adjoining road, it would be dangerous sending one of the present Rollers on this road. A much lighter Roller would be required to carry out this work."

The Council instructed Mr. O'Reilly to send a Roller to this Road as soon as one was available.

915/38. REQUEST TO HAVE ROAD MADE AT DONEGAL STREET, BALLYBOFEY, AS A MEANS OF ENTRY TO THE REAR OF CERTAIN DWELLING-HOUSES.

A letter was read from the Secretary, Co. Board of Health, enclosing a memorial from the residents of Donegal Street, Ballybofey, applying for a means of entry from the rear of their dwellings to the public thoroughfare. There was no means of entry at the moment, except through their houses, and this created a nuisance.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-
"The following is a report already sent on this matter to the Board of Health at their Meeting held in July last (Minute No. 1132/3/38). This matter could be referred to the Board of Works with a request that money be allocated from the Minor Employment Schemes Vote for the work:-

"I have to-day inspected these premises. As stated they have no entry to the rear of their houses except through their dwellings. While they have no definite arrangements made as to how they propose to gain an entrance, I examined three possible means of access, all of which depend upon obtaining Consents and possibly paying compensation. The most feasible proposition, to my mind, is to enter at Miss Herron's wallsteads, which is about near the centre. Excluding compensation, this would cost about £70."

The premises involved are private premises, and I do not think the question of making a road at the back of these houses is a matter for the County Council."

The Council decided to refer the matter to the Board of Works with a view to having a Grant allocated from the Minor Employment Schemes Vote for this work.

916/38. PETTIGO COURTHOUSE.

In connection with the Council's decision in Minute No. 727/38 to purchase furniture for Pettigo Courthouse, the following quotations for the supply of furniture were received:-

Mr. George E. McGree, Pettigo.

One oak table, 5' x 3' £2 : 19 : 0.

Eight Windsor Chairs £1 : 18 : 0.

Messrs. Myles & Co., Ballyshannon.

One Table, 5' x 3' £1 : 15 : 0.

Bentwood Chairs, 6s/6d and 7s/6d each.

Kitchen Chairs, 5/- each.

Mr. O'Reilly, Acting County Surveyor, recommended the acceptance of the tender of Messrs. Myles & Co.

The Council decided to accept Messrs. Myles' Tender, and to purchase the Table at £1 : 15 : 0, and to purchase eight Bentwood Chairs at 6s/6d each.

917/38. COMPLAINT RE FLOODING OF ROAD AT MOSSYGLEN, MOVILLE.

A letter was read from Mr. James Elkin, Termone, Moville, stating that some time ago he complained of the action of Thomas Donovan sending out the water across the road from the Three Roads at Mossyglen to Termone. He has this road out for contract, and the surface was being destroyed. As Mr. O'Neill reported that the matter had been settled he wished the County Surveyor to inspect it personally.

The Acting County Surveyor reported as follows:-
"I have already told Mr. Elkin what to do in this case, and he has not carried out my instructions."

The Council noted the report.

918/38. COMPLAINT RE BLASTING OPERATIONS AT LETTER, CLONMANY.

A letter was read from Mr. William O. Diver, Letter, Clonmany, stating that the Council's Officials were blasting in a drain behind his house, and were shaking his house to pieces. They had broken slates and pierced roofs of out-houses. He had spoken to Mr. Doherty, but he insisted on blasting, and the rock could be removed without blasting.

The Acting County Surveyor submitted the following report from Assistant Surveyor Doherty:-

"On receipt of a wire from this man I went to the job and inspected this man's premises. I found some broken stones on his premises, but no damage was done to any property. My Gangers took special precautions owing to the proximity of this man's house that no damage would be done while blasting. Blasting was necessary. The job is now finished."

The Council noted the report.

919/38. APPLICATION FOR POSITION AS GANGER IN DUNLEWEY AREA.

A letter was read from Mr. Patrick McNulty, Meenaboll, Dunlewey, Gweedore, applying for a position as Ganger under the County Council for the Dunlewey Area.

The matter was referred to the Acting County Surveyor.

920/38. APPLICATION FOR POSITION AS FLAGMAN.

A letter was read from Mr. Jim Bonner, Brockagh, Cloghan, applying for a position as flagman as he heard that there was a vacancy.

The matter was referred to the Acting County Surveyor.

921/38. APPLICATION FOR POSITION AS SURFACEMAN ON MAIN ROAD TO DUNFANAGHY.

A letter was read from Mr. Neil Lafferty, Kildarragh, Cashelmore, applying for the position of surfaceman on part of the Main Road to Dunfanaghy beginning at Harkin's of Derryart.

A letter was read from Rev. T. J. Gallagher, C.C., Cashelmore, supporting the application of Mr. Neil Lafferty, Kildarragh, for a position as surfaceman. He was married and was a capable workman.

The Acting County Surveyor stated that there was no vacancy.

922/38. APPLICATION FOR EMPLOYMENT ON ROAD OR OTHER WORK IN THE ST. JOHNSTON DISTRICT.

A letter was read from Mr. Alexander Carlin, Drumatoland, St. Johnston, stating that he had seven grown-up sons, and he was residing on a small farm. He would be grateful if the Council would employ at least one of them on road or any other kind of work.

The Acting Co. Surveyor submitted the following report from Mr. Kelly:-

"At present there is no work available for Carlin's sons. I think this man has a fairly large farm."

The Council noted the report.

923/38.

APPLICATION FOR POSITION AS FLAGMAN.

A letter was read from Mr. Hugh McGlinchey, Gortnamuck, Castlefin, applying for a position as flagman under the Council. The Acting County Surveyor stated that there was no vacancy.

924/38.

APPLICATION BY CARETAKER OF LETTERKENNY COURTHOUSE FOR REVISION OF SALARY.

A letter was read from Mr. Daniel Ewing, Courtkeeper, Letterkenny, applying to have his salary revised. Originally when he was appointed he had only the District Court. With Letterkenny Circuit Court he had now Lifford Circuit Court and the High Court. His work had been increased four-fold. His present salary was only £12 per annum.

The Council decided to refer the matter to the Sub-Finance Committee.

925/38.

APPLICATION FOR INCREASE IN WAGES BY PATRICK GALLAGHER, ENGINE-DRIVER, ROLLER NO. 22.

A letter was read from Mr. Patrick Gallagher, Driver, Roller No. 22, stating that his present wages were only £2 : 2 : 0 per week. Other Drivers had £3 per week for the same work. He was five years a flagman before being appointed Driver, and he knew Drivers who had £3 per week from the start, and he wished his wages increased to this amount.

The Acting County Surveyor reported as follows:-
"Patrick Gallagher, Driver, Roller No. 22, took up duty as Driver on 26th October, 1936, at £2, and received an increment of 2/- on the 25th October, 1937. This is in accordance with the County Council's authorised scale."

The Council noted that Gallagher was being paid in accordance with the scale in force.

926/38.

PATRICK CAMPBELL, CLOGHAN v. THE COUNTY COUNCIL.

A letter was read from Mr. W. T. McMenamin, Solicitor, Ballybofey, referring to the case of Patrick Campbell, Cloghan v. the County Council, and stating that the repair of the public road at his client's house was not being carried out in accordance with the agreement arrived at between Mr. McLaughlin and the County Surveyor. The Council's workmen erected a structure on his client's premises a short time ago which completely obstructed him in his movements about the house. If the obstruction was not removed immediately and the agreement carried out, further proceedings would be instituted immediately.

The Acting County Surveyor reported as follows:-
"After consulting with Mr. C. V. McLaughlin, Plaintiff's Engineer, we agreed on a plan for remedying right-of-way at Campbell's house. I instructed Mr. Callaghan re this work. Plaintiff (Mr. Campbell) intimated that the work being carried out was not in accordance with the agreement and refused to let the Ganger proceed until he had again consulted his Engineer and Solicitor. I understand he has since done so, and Mr. Callaghan will now have the work carried out according to agreement. I would be glad if Mr. McMenamin would instruct his client not to interfere further with the workmen until the work is completed. The Judge's decision in Letterkenny was that Mr. Campbell was to give us every facility in the carrying out of the work."

The Council noted Mr. O'Reilly's report, and decided to send a copy thereof to Mr. McMenamin.

927/38. COMPLAINT RE CONDITION OF ROAD FROM ROSSAPENNA, THROUGH CLONTALLAGH, TO ATLANTIC DRIVE.

A letter was read from Mr. John Duffy, Glebe, Downings, forwarding copy of the following resolution passed at a Meeting of the Meevagh Fianna Fail Cumann:-

"That the attention of the County Surveyors be drawn to the County Road from Rossapenna, through Clontallagh, to Atlantic Drive, which, owing to the heavy tourist traffic, has become badly torn up in places." The Cumann considered that the diversion of the County Road at Meevagh could be done without the heavy cutting in the rock referred to in Mr. Caffrey's report.

Mr. Caffrey, Acting County Surveyor, reported as follows:-
"This road has been badly damaged by floods and traffic. I have had extra help for a short time past endeavouring to restore the surface. I have not made a detailed examination of the ground where the diversion at Meevagh is suggested, but general indications show rock, and any estimate which did not allow for rock would be unwise."

The Council noted Mr. Caffrey's report, and considered it satisfactory.

928/38. DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY AT KILLYBEGS.

A letter was read from Mr. M. J. Quinn, Killybegs, applying for a refund of the deposit of £2 lodged by him on the 3rd June, 1935, in respect of opening of roadway at Killybegs. The work was completed in August, 1937.

The Acting Co. Surveyor stated that the deposit had been refunded.

929/38. DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY AT LETTERKENNY.

A letter was read from Mr. J. McAuley, Motor Engineer, Letterkenny, applying for a refund of a deposit of £2 lodged in October, 1937, in connection with the opening of the public roadway.

The matter was referred to the Acting County Surveyor.

930/38. APPLICATION TO HAVE BUILDING ERECTED IN KILLYGORDON ON GROUND WHICH HAD ALREADY BEEN BUILT ON.

A letter was read from Miss Marie McGroarty, Ivy Ville, Killygordon, applying for permission to erect a building on ground which had already been built on. The premises were let to John McNulty, Killygordon.

Mr. O'Reilly, Acting Co. Surveyor, reported as follows:-

"The Acts governing this application are the Grand Jury Act of 1836, and the Summary Jurisdiction Act of 1851. It is stated that no house or part of a house shall be built within 30 feet of the centre of any road or within 15 feet of the side thereof (except in the streets of Corporate or Market Towns.) The point at issue in this case is whether Killygordon can be recognised as a Market Town. If it is a Market Town these Acts do not apply. The premises involved were burned on the 2nd August, 1911. There is a corrugated iron fence erected round the property. The distance from the fence to the footpath on opposite side of roadway is thirty-eight feet, and from the fence to the house which it is now proposed to extend it is 27'9". I have examined the map attached to the lease of the premises and find that the paling erected is in its correct position. The proposed building will come to about three feet of the inside of the building."

Mr. McNulty, Killygordon, appeared before the Council in support of the application.

Councillor Brady proposed that permission be given on the usual conditions, and Councillor Mahony seconded.

Councillor Wagentreiber proposed that the matter be referred to the Law Committee, and Councillor Myles seconded.

Councillor Brady withdrew his motion, and Councillor Wagentreiber's proposal was passed unanimously.

931/38. COMPLAINT RE UNDER-PAYMENT FOR WORK DONE WITH HORSE AND CART.

A letter was read from Mr. Barney McCarry, Drim, Glen, Kilmacrenan, stating that he was employed by the Council for five days with a horse and cart from the 25th to the 29th July. He had only received a cheque for £1 : 19 : 1. He would be glad to be paid the balance immediately.

The Acting County Surveyor reported as follows:-

"I am investigating this claim re short payment, and, if genuine, will put in the balance for payment."

The Council noted the report.

932/38. COMPLAINT RE STATE OF ROAD BETWEEN ARDSBEG AND LOWER KEELDRUM, GORTAHORK.

A letter was read from Messrs. Peter Bonner and William Ward, Lower Keeldrum, Gortahork; complaining of the state of the road between the Contract Road at Ardsbeg and the Bog at Lower Keeldrum. Over 20 persons could not get their turf home, and the road should be extended further into the Bog.

The Council decided to refer the matter to the Board of Works.

933/38. CLAIM BY MR. HYLAND, DUNGLOE, FOR INJURIES ALLEGED TO HAVE BEEN SUSTAINED AT CRONASHALLOG, DUNGLOE.

A letter was read from Mr. Patrick O'Donnell, Solicitor, Dungloe, stating that on the 2nd August, Mr. Hyland, Overseer, Irish Land Commission, Dungloe, met with a most serious accident at Cronashallog as a result of the negligence of the Council's servants. His car was badly damaged and he himself sustained injuries. As the moment, Mr. O'Donnell stated, he was not in a position to let the Council have an estimate of the amount of damages sustained.

The Secretary stated that reports in the matter had been received from Assistant Surveyor Kearney and Mr. Dillon, Resident Engineer, Rosses Road Scheme.

The Council unanimously decided to deny liability.

934/38. COMPLAINT RE REPAIRING OF ROADWAY IN VILLAGE OF QUIGLEY'S POINT.

A letter was read from Mr. B. O'D. Browne, Cabry, Quigley's Point, complaining of the way in which the road in the village of Quigley's Point opposite his house was being repaired. The water-table had been filled in with stones and rolled down, and road metal was then put on the road, which was now higher than his street, thus causing the water to flow into his houses. The road from Muff to Moville was getting more dangerous every year. Instead of taking the bends out of the road they were being made worse every time.

The Acting County Surveyor reported as follows:-

"The following is the report I have received from Mr. Doherty:- The Tar grouting opposite this man's house is still much lower than the centre of the road. It has, however, left no water table, as it is level with the kerb stone. I was going to raise this kerb stone and so leave sufficient water table, but Mr. Browne said this was his property, and he would neither allow me to widen the road or raise the kerb stone."

The Council noted the report and decided to take no action.

935/38. CONTINGENCY FUND - NORTHERN DIVISION.

Mr. Caffrey, Acting County Surveyor, applied for the following amounts out of the Contingency Fund, Northern Division:-
Inishowen District.

Map No. 150, To repair breach in road made by river and build retaining and protection wall.....£70.

The application was granted unanimously.

936/38. CLAIM FOR COMPENSATION FOR A BULLOCK ALLEGED TO HAVE BEEN DROWNED IN A DRAIN ON THE MAIN DERRY ROAD.

A letter was read from Mrs. Mary Anne Northey, Carrowmore, Glentogher, Carndonagh, applying for the sum of £8 for a bullock, her property, which was drowned in the road drain on the Main Derry Road owing to the Council not keeping their fences in good repair.

The Acting County Surveyor reported as follows:-

"Mr. O'Neill reports:- From inquiries I have made I find that this animal was drowned three months ago. I inspected the place, and find that the animal was lost in Mrs. Northey's hill at a distance of 21 feet from edge of roadway. In my opinion this is not a matter for the County Council at all, as the accident occurred on her own property."

The Council unanimously decided to deny liability.

937/38. BREAKING OF ROAD CONTRACTS - NORTHERN DIVISION.

Mr. Gaffrey, Acting County Surveyor, applied to the Council to have the following Road Contracts broken:-

Map No. 69, Book No. 6, April 1938, Patrick Diver, Letter, Clonmany.
Map No. 244, Book No. 116, Apr. 38, James McGettigan, Carrowmena,
Moville.

Map No. 248, Book No. 204, April 1938, Henry Kelly, Ballybrack,
Moville.

The Council unanimously decided to break the Contracts of Patrick Diver and Henry Kelly, and in the case of James McGettigan it was decided to refer the matter back to Mr. Gaffrey for re-consideration.

938/38. OPENING OF ROADWAY AT WEST PORT, BALLYSHANNON.

A letter was read from Mr. E. P. Condon, Solicitor, Ballyshannon, stating that he had been instructed to inquire if Mr. James Dundas, Plumber, had permission to open the road at West Port, Ballyshannon, for the purpose of carrying out repairs to Mr. Cunningham's premises.

A letter was read from Mr. James Dundas, Plumber, Ballyshannon, stating that the road opening was for the purpose of carrying out repairs to the Main water pipe for the County Board of Health.

A letter was read from the County Board of Health stating that the opening at Ballyshannon by Mr. Dundas was for the Board, and it was understood that the County Council had already granted permission to the Board generally to open the roadway.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"I understand that the County Council have already granted permission to the Board of Health generally to open the roadway in connection with repairs to County Board of Health Sewers and Water systems. I understand that Mr. James Dundas, Plumber, was acting on the instructions of the Board of Health when he opened the road at West Port, Ballyshannon. As long as the Board of Health and Mr. Dundas indemnify the County Council against accidents and repair the openings properly, I do not see what Mr. Condon's concern in the matter is."

The Council noted Mr. O'Reilly's report, and decided to take no action in the matter.

939/38. COMPLAINT RE MEN ON MINOR RELIEF SCHEMES BEING EMPLOYED FULL-TIME.

Councillor Friel proposed:- "That we ask the Deputy County Surveyor to explain why men employed on Minor Relief Schemes are not taken from the Labour Exchange, and why such men are employed full-time."

The Acting County Surveyor submitted the following report from his Assistant:- All men employed on Minor Relief Schemes were in receipt of Unemployment Assistance except those through whose lands the work of cleaning the river proceeded. The only men employed full-time were those who had wading boots, as if these men only got three days' work it would be impossible for the remainder of the gang to carry on."

The Council noted Mr. Gaffrey's report.

940/38. CUTTING OF WEEDS, ETC. ON MAIN ROADS BY MEN EMPLOYED ON MINOR RELIEF SCHEMES.

Councillor Friel proposed:- "That we ask the Deputy County Surveyor to explain why men are sent from Minor Relief Schemes to cut thistles and grass on Main Roads. Are such men paid out of Minor Relief Scheme money?"

The Acting County Surveyor submitted the following report from Mr. O'Neill, Assistant Surveyor:-

"A few men were sent for two days from a Minor Relief Scheme to cut weeds on the Main Road at Malin Head. The reason for doing this was that some men employed on Direct Labour were in possession of wading boots, and were substituted for those taken off. No Minor Relief money was spent on cutting weeds, as one work was put against the other."

The Council noted the report.

941/38. USE OF GRAVEL ON ROADS, AND EMPLOYMENT OF LORRIES IN CARTING IT.

Councillor Friel proposed:- "That we ask the Deputy County Surveyor to cease drawing gravel from Glentogher to Glengad and other places in Malin by Motor Vehicles, as it can be obtained much nearer hand. Would broken metal not be much better for roads, give more employment, and cost less money. The Swilly Co. seem to be getting a lot of our money that might be given to men with horses and carts."

The Acting County Surveyor reported as follows:-

"It is not correct to state that broken stones are cheaper than gravel. The gravel costs on an average 4/- per ton spread on the road. The two inch stone would cost 9/- per ton. Good gravel is quite equal to broken stone, and has the advantage that it is not so sore on horses' feet, bicycle tyres, etc. To use broken stone it would be necessary to roll it, and it is not possible to do so with the amount of money allowed for County Roads. I agree that the Railway Co. has been getting a lot of money for carrying materials, but it is not economical to employ carts at this, and you cannot put back the hands of the clock. To my mind the only other solution would be for the Council to provide their own transport."

The Council noted the report, and decided to take no action in the matter.

942/38. REMOVAL OF BEACH MATERIAL AT GORTNAMULLAN, CULOORT, MALIN HEAD.

A letter was read from the Department of Industry and Commerce dated 11th August, 1938, M.S.5182, acknowledging the receipt of Minute No. 760/38 relating to the removal of beach material at Gortnamullan, Culoort, Malin Head, and stating that, apart altogether from the likelihood of injury to adjoining lands being caused by removals, the Council have no authority to remove material from State-owned foreshore unless they have been granted a licence by the Minister under Section 3 of the Foreshore Act, 1933, as was done in respect of removals at Rossnowlagh by Mr. O'Reilly, Acting County Surveyor.

Mr. Caffrey, Acting County Surveyor, stated that he had applied for the necessary licence in this case.

943/38. REMOVAL OF GRAVEL FROM THE FORESHORE AT MOVILLE.

Councillor Cole raised the question of the removal of sand and gravel from the foreshore at Moville. He stated that Lady Montgomery had erected a gate, and the Council were now debarred from taking gravel as they had always done.

Mr. Caffrey, Acting County Surveyor, stated that in this case it was alleged that the removals were undermining the houses, and that it was unsafe to take the gravel.

944/38.

PUBLIC DANCE HALLS ACT, 1935.

Notifications of Intentions to apply for licences under the Public Dance Halls Act, 1935, were submitted in respect of the following premises:-

St. Congall's Hall, Bogan, Culdaff.
 St. Patrick's Hall, Backmountain, Malin.
 St. Mary's Hall, Carnmalin, Malin Head.
 Parochial Hall, Drumkeen.
 Public Hall, Killygordon.
 Parochial Hall, Kiltyferrigal, Cloghan.
 Halla Mhuire, Chapel Road, Convoy.
 Public Hall, Ramelton.
 Premises at Ballymenagh, Glengad. (James Faulkner.)
 Premises situated at Ballintra. (Mary J. Doherty).
 Ballinakillew Parochial Hall, Ballinakillow, Laghey.
 Laghey Parochial Hall, Laghey.
 Laghey Bar National School, Laghey.
 Orange Hall, Cully, Pettigo.
 Premises situated at Mountcharles. (Vincent Gallagher).
 Parochial Hall, Townawilly, Barnesmore.
 Leghowney Hall, Leghowney, Donegal.
 Tanatallon Hall, Mountcharles.
 Meehan's Hall, Port, Inver.
 Bruckless Parochial Hall, Bruckless.
 St. Mary's Hall, Pettigo.
 St. Patrick's Hall, Carrowmore, Malin.
 The Central Hotel, Bundoran. (Misses. F.M. and A. J. Cassidy.)
 Edeninfagh Hall, Edeninfagh.
 Market Hall, Glenties.
 Mully Hall, Mully, Glenties.
 Meenmore Hall, Meenmore East, Fintona.
 Iona Hall, Ardara.
 A.O.H. Hall, Drimarone.
 Market Hall, Diamond, Donegal.
 Lettermore Hall, Lettermore.
 Ardaghay Hall, Ardaghay.
 Tullyloskin Hall, Tullyloskin, Donegal.
 Premises situated at Glentoskert, Glengad. (Patrick McDevitt).
 Premises situated at Main Street, Rathmullan, (Michael Deeney).
 Parochial Hall, Kilcar.
 Dunkineely Hall, Ballymagowan, Dunkineely.
 Parochial Hall, Frosses.
 Forresters' Hall, Killybegs.
 G.A.A. Hall, Corlea, Ballyshannon.
 Columban Hall, Newtowncunningham.
 Premises situated in Kinnego, Ballymagan. (Andrew McCarron).
 Premises situated at Umrucan, Buncrana. (George Porter.)
 Premises situated at Drumminor, Buncrana. (John McDaid).
 Ture Hall, Drumskeellan, Ture.
 A.O.H. Hall, Meenatuggart.
 Clar Hall, Keeldrum, Donegal.
 A.O.H. Hall, Kilclooney.
 Butt Hall, Ballybofey.
 Public Hall, Derrybeg.
 A.O.H. Hall, St. Johnston.
 Parochial Hall, Mullans, Donegal.
 St. MacLiosq's Hall, Clonmany.
 St. Michael's Hall, Inch Island.
 Fowler's Hall, Tooban, Burnfoot.
 Sgoil Naomh Mhuire, Bridge End.
 Burt Hall, Burt.
 A.O.H. Hall, Glencolumbkille.
 Cregnagor Hall, Cregnagor, Rashenny, Clonmany.
 Premises situated at Greencastle. (Bernard Gormley, Jun.)
 Carey's Hall, Carrowbeg.
 St. Mary's Hall, Buncrana.
 St. Joseph's Hall, Illies, Buncrana.
 St. Patrick's Hall, Drumfries, Buncrana.
 St. Egnay's Hall, Desertegney, Buncrana.

PUBLIC DANCE HALLS ACT, 1935. (CONTINUED).

Shéephaven Road House, Rossapenna, Carrigart.
 Diamond Hall, Milford.
 Carrigart Hotel, Carrigart.
 Parochial Hall, Umlagh, Carrigart.
 St. Patrick's Hall, Rosnakill.
 Orange Hall, Ballinakillew, Laghey.
 Hall situated at Tromaty, Quigley's Point.
 St. Eugene's Hall, Merville.
 Atlantic Cafe, Shrove, Greencastle.
 Central Hall, Diamond, Carndonagh.
 Colgan Hall, Carndonagh.
 Glentogher Hall, Carrowblagh.
 Parochial Hall, Castlefin.
 Drumnaraw Hall, Drumnaraw, Creeslough.
 Orange Hall, Raphoe.
 Concert Hall, Convoy.
 Parochial Hall, Drumoghill, Manorcunningham.
 St. Patrick's Hall, Altaghaderry, Carrigans.
 Recreation Hall, Trentagh.
 Hall situated at Letter, Clonmany.
 Doochary Hall, Doochary.
 Boyle's Hall, Lettercaugh, Dungloe.
 Marameelan Hall, Marameelan, Dungloe.
 A.O.E. Hall, Gweedore.
 Keeldrum Hall, Ardsbeg, Gortahork.
 Fintragh Hall, Killybegs.
 Boshin Hall, Killybegs.
 Parochial Hall, Gortahork.
 St. Columba's Hall, Knocknabollan, Termon.
 Hall situated at Cullinean, Redcastle.
 Orange Hall, Newtowncunningham.
 Con Boyle Memorial Hall, Glendowan.
 McElwaine's Hall, Ballylar.
 Ballymore Men's Club. (R.W. George, applicant.)
 Lavelle's Hall, Ballyliffin.
 Marathon Hall, Raphoe.
 Sarsfield Bandroom, Kinnycally, St. Johnston.
 Lyric Hall, Lifford.
 St. Johnston Orange Hall, St. Johnston.
 Creeslough Hall, Creeslough.
 Courthouse, Dunfanaghy.
 Thierval Memorial Hall, Convoy.

The Council noted the applications.

945/38. AMOUNTS DUE TO PATRICK McDAID, EFFISHMORE, CLONMANY,
ROAD CONTRACTOR, DECEASED.

The Secretary stated that three Paying Orders amounting to £6 : 5 : 8, £2 : 13 : 0, and £3 : 19 : 8 were due to the legal representatives of the late Mr. Patrick McDaid, Effishmore, Clonmany, Road Contractor.

The Council unanimously decided to pay the amounts owing to Mrs. Grace McDaid, widow of the deceased, on a Letter of Indemnity signed by two solvent sureties.

946/38. AMOUNTS DUE TO MR. JOHN GAFFREY, EX-COUNTY SURVEYOR.

The Secretary stated that Paying Orders issued to Mr. John Gaffrey, former County Surveyor, for Travelling Expenses for December, 1936, and for salary for the quarter ended 31st December, 1936, and subsequent quarters up to the date of his retiral, and for Grant Work Allowance for the quarter ended 31st March, 1937, had not been cashed. He wished to have permission to have these Paying Orders re-issued. The Council unanimously decided to grant the application.

Confirmed

M. M. Ladden

Chairman of County Council.
 27th September, 1938.

A MEETING OF THE DONEGAL COUNTY COUNCIL WAS HELD ON
TUESDAY, THE 27TH DAY OF SEPTEMBER, 1938.

947/38.

A T T E N D A N C E.

The following were the members present:- Councillors McFadden (presiding), Baxter, Blaney, Brady, Byrne, Cole, Friel, Gallen, Hannigan, Houston, Kavanagh, Kelly, Lynch, Mahony, Myles, McClafferty, McCrea, MacGreadie, McDaid, McIvor, McMenamin, McShane, McShea, O'Boyle, O'Brien, O'Donnell (Brian), McRory, Scott, and Walsh.

948/38.

A P O L O G Y.

An apology for inability to be present was received from Councillor Wagentreiber.

949/38.

C O N F I R M A T I O N O F M I N U T E S.

On the motion of Councillor Mahony the Minutes of the last Meeting of the County Council held on the 30th August, 1938, were confirmed unanimously.

950/38.

R E P O R T O F F I N A N C E C O M M I T T E E M E E T I N G.

On the motion of Councillor Mahony the Report of the Finance Committee Meeting held on the 30th August, 1938, was adopted unanimously.

951/38.

R E P O R T O F S H E E P D I P P I N G C O M M I T T E E M E E T I N G.

On the motion of Councillor McIvor the Report of the Sheep Dipping Committee Meeting held on the 30th August, 1938, was adopted unanimously.

952/38.

R E P O R T S O F S U B - F I N A N C E C O M M I T T E E M E E T I N G S.

On the motion of Councillor Mahony seconded by Councillor Scott, the Report of the Sub-Finance Committee Meeting held on the 30th August, 1938, was adopted unanimously.

On the motion of Councillor Mahony seconded by Councillor Scott, the Report of the Sub-Finance Committee Meeting held on the 20th September, 1938, was adopted unanimously.

953/38.

R E P O R T O F L A W C O M M I T T E E M E E T I N G.

On the motion of Councillor Scott, the Report of the Law Committee Meeting held on the 20th September, 1938, was adopted unanimously.

954/38. C A N C E L L A T I O N O F C E R T I F I C A T E S O F A P P R O V A L I S S U E D U N D E R T H E H O U S I N G A C T S.

A letter was read from the Local Government Department, Housing Section, dated 26th August, 1938, Cert. F.1.465, Donegal, stating that the Certificate of Approval for a Grant under the Housing Acts which was issued to Mr. Patrick McConnelogue, Roshin, Churchill, in respect of the re-construction of a house had been cancelled.

955/38.

M E M O R A N D U M O N T H E S H E E P D I P P I N G O R D E R, 1937.

A letter was read from the Department of Agriculture dated 5th September, 1938, E.6111-35, transmitting copies of a memorandum on the Sheep Dipping Order, 1937, for distribution to the Sub-Inspectors.

956/38. REPORT OF SCHOLARSHIPS COMMITTEE MEETING HELD ON THE
16TH SEPTEMBER, 1938.

Councillor Scott proposed the adoption of the Report of the Scholarships Committee Meeting held on the 16th September, 1938. Councillor Blaney seconded.

Councillor McIvor criticised the renewal of Scholarships for 1938/39 to the remaining qualified candidates of 1934, 1936, and 1937, contrary to the advice of the Council's Solicitor. He proposed, as an amendment, that Minute No. 40/38, repeating the award of a Scholarship to Daniel Edward McGlinchey, be referred back to the Scholarships Committee, with instructions to cancel the award of a Scholarship to Daniel Edward McGlinchey, and to award the sixth Scholarship to Patrick Quinn, Elaghbeg, Burnfoot.

Councillor Cole seconded Councillor McIvor's amendment.

After a lengthy discussion in which Councillors Scott, Mahony, Blaney, Brady, Cole, and Lynch, took part, the amendment was put to the Meeting, and the following voted for it:— Councillors Baxter, Byrne, Cole, Houston, Kelly, Lynch, McCrea, McDaid, McIvor, McMenamin, O'Brien, and McRory. Total 12.

The following voted against the amendment:— Councillors Blaney, Brady, Hannigan, Mahony, Myles, McGlaufferty, McShane, McShea, O'Boyle, Scott, and Walsh. Total 11.

The Chairman declared the amendment carried, and on being put to the Meeting as the substantive motion, the voting resulted as follows:—

For:— Councillors Baxter, Byrne, Cole, Houston, Kelly, Lynch, McCrea, McDaid, McIvor, McMenamin, O'Brien, McRory, and Walsh. Total 13.

Against:— Councillors Blaney, Brady, Hannigan, Mahony, Myles, McGlaufferty, McShane, McShea, O'Boyle, and Scott. Total 10.

Councillors McFadden, Gallen, and Brian O'Donnell did not vote.

The Chairman declared the motion carried, and the remainder of the Report of the Scholarships Committee was adopted unanimously.

Councillor Gallen drew attention to the omission from the Scholarships Scheme of a definition of "Fixed Charges on Income", and he suggested that this matter be referred to the Sub-Finance Committee for consideration.

Councillor Scott stated that the Scholarships Committee intended revising the Scheme, and this matter, and any other suggestions submitted, would receive careful consideration.

957/38. DATES OF HALF-YEARLY MEETINGS FOR PAYMENTS TO ROAD
CONTRACTORS.

The Council decided to fix the following dates for the half-yearly Meetings for payments to Road Contractors:—
Northern Division.

Ailleach.....Thursday, 3rd November, 1938.
Dunfanaghy.....Saturday, 5th November, 1938.
Inishowen.....Monday, 7th November, 1938.
Letterkenny.....Thursday, 3rd November, 1938.
Lifford.....Wednesday, 2nd November, 1938.
Milford.....Saturday, 29th October, 1938.

Southern Division.

Ballyshannon.....Saturday, 29th October, 1938.
Donegal.....Tuesday, 1st November, 1938.
Dungloe.....Friday, 28th October, 1938.
Glenties.....Saturday, 29th October, 1938.
Kilcar.....Thursday, 3rd November, 1938.
Stranorlar.....Saturday, 29th October, 1938.

958/38. APPOINTMENT OF FOOD AND DRUGS INSPECTOR.

A letter was read from the Chief Superintendent, Garda Siothchana, Letterkenny, asking to have Garda D. O'Braonain, Carrick, appointed as Food and Drugs Inspector in place of Garda Patrick N. Coghlan.

The Council unanimously decided to appoint Garda O'Braonain.

959/38.

PURCHASE OF TURF FOR GLENTIES COURTHOUSE.

A letter was read from Miss Rose Kennedy, Courtkeeper, Glenties, stating that the Turf Development Board could not supply her with turf as decided by the Council at their last Meeting. The present Contractor would only supply one further $\frac{1}{2}$ ton of turf at 12/- per ton. As from that date the price would be 14/- per ton. She wished to know if she might purchase the turf at 14/- per ton.

The Council unanimously decided to authorise Miss Kennedy to purchase the turf at 14/- per ton.

960/38.

MINOR EMPLOYMENT SCHEME. ROGER DOHERTY v. CO. COUNCIL.

A letter was read from the Office of Public Works referring to the claim of Roger Doherty, Urrismanagh, Glonmany, v. the County Council, which the Council agreed should be settled by payment of a sum of £10 with £3 : 3 : 0 costs. As they had been advised that the damage caused to the Plaintiff was practically negligible, they were satisfied that the proposed settlement was excessive, and as no formal claim had ever been made to them in connection with the matter, they could not agree that a settlement on the terms proposed should be effected by them.

A letter was read from the Council's Solicitor referring to the letter from the Board of Works re the claim of Roger Doherty, and stating that it might well be that the proposed settlement was excessive in view of the comparatively negligible damage caused to the Plaintiff, but the fact remained that this work was proceeded with without first obtaining the necessary consent, and, consequently, the Plaintiff would be entitled to a Decree, which would carry costs, the total of which would, in his opinion, amount to, and probably exceed, the sum recommended by him in settlement. The Board of Works should be asked to undertake the defence of this claim, and absolve the Council from all responsibility.

Councillor Scott proposed and it was unanimously decided to send a copy of the Council's Solicitor's letter to the Board of Works, with a request that they undertake the defence of the claim.

961/38.

APPLICATION FOR INSTALMENT OF LOAN GRANTED UNDER THE SMALL DWELLINGS ACQUISITION ACTS.

A letter was read from Mr. Joseph Gallagher, Glenties, stating that the roof was now on his dwelling-house, and applying for an instalment of the loan of £170 granted to him under the Small Dwellings Acquisition Acts.

The Council unanimously decided to pay an instalment of the loan, subject to a satisfactory report from the Acting County Engineer.

962/38.

SUPERANNUATION ALLOWANCE TO BE AWARDED TO MR. JOHN CAFFREY, FORMER COUNTY SURVEYOR.

A letter was read from the Local Government Department dated 23rd September, 1938, R/RS/7, stating that the Minister had nothing to add to his letter of the 7th July regarding the annual allowance which might be granted to Mr. J. Caffrey, former County Surveyor. In this letter the Minister stated that the maximum annual allowance which he would be prepared to grant in Mr. Caffrey's case was £400 per annum.

On the motion of Councillor Scott seconded by Councillor Cole, the Council unanimously decided to fix Mr. Caffrey's Superannuation Allowance at £400 per annum to date from the 1st October, 1937.

963/38.

PAYMENT OF SALARY TO MR. CAFFREY, EX-COUNTY SURVEYOR, FOR THE PERIOD FROM 19TH TO 30TH SEPTEMBER, 1937.

The Secretary stated that Mr. Caffrey, ex-County Surveyor, had been retired by the Council as from the 1st October, 1937, but payment of salary in his case had only been sanctioned up to the 19th September, 1937.

The Council unanimously decided to apply for sanction to payment of salary for the 11 days from 19th to 30th September, 1937.

964/38. EXTENSION OF BALLYBOFEY AND STRANORLAR ELECTRIC LIGHT SYSTEM.

A letter was read from the Ballybofey and Stranorlar Electric Supply Co., applying for a grant of wayleave from the County Council to enable the existing electric light system in the towns of Ballybofey and Stranorlar to be extended from the head of Stranorlar, along the Stranorlar-Lifford Road, for a distance of approximately 200 yards, and thence to the Stranorlar Protestant Church and Rectory.

The Council unanimously decided to grant permission for the required extension, on the same conditions as applied to the other portion of this Electric Light system.

965/38. SUBMISSION OF FORMS IN CONNECTION WITH BOVINE TUBERCULOSIS ORDER.

A letter was read from the Department of Agriculture dated 7th September, 1938, asking to be furnished with Form T.2/3 in connection with a suspected case of Bovine Tuberculosis on the premises of Mr. Pat Nee, Oldtown House, Letterkenny.

966/38. ACKNOWLEDGMENTS OF APPLICATIONS FOR MINOR RELIEF GRANTS.

Acknowledgments were received of applications for Minor Relief Grants for works at Lower Braghy and Killourt; Glencoagh; Finner; Ardsbeg; Meenbogue; Lower Keeldrum; and Donegal Street, Ballybofey.

967/38. CONSTRUCTION OF AN APPROACH ROAD TO POOLAWADDY BOATSLIP.

A letter was read from the Local Government Department, Roads, dated 9th September, 1938, R/RM/7, inquiring if any progress was being made in the matter of an approach road to Poolawaddy Boat slip.

Mr. O'Reilly, Acting County Surveyor, stated that no further progress had been made in connection with the construction of an approach road to Pool waddy Boat slip.

968/38. PERSONAL SURETY BONDS OF RATE COLLECTORS.

A letter was read from the Local Government Department dated 10th September, 1938, G.24204/38, Dun na nGall., returning Personal Surety Bond of Collector Bernard Browne, and stating that the Minister approved of the form thereof. For the future, however, the following amendments might be made in the form of Bonds:-

1. The words "good and lawful money" will not be required.
2. Reference to the Minister might read "Minister for Local Government and Public Health."
3. Substitution of the word "Eire" for "Saorstát Eireann" should be made throughout the Bond. The warrant of Attorney to the present Bond needed amendment in this respect.

A letter was read from the Council's Solicitor dated 13th September, 1938, stating that he did not consider the amendments suggested at (1) and (2) essential to the validity of the Bond, and, in fact, he thought it just as well to leave the wording referred to at (1) as it was at present.

The Council decided to send a copy of the Solicitor's letter to the Department.

969/38. ABSENCE ON LEAVE OF MR. McILHARGEY, V.S., MILFORD.

A letter was read from the Department of Agriculture dated 15th September, L.4001/38, stating that the Minister for Agriculture offered no objection to the temporary employment of Mr. P. McGlinchey, M.R.C.V.S., for duties in the Milford District during the absence of Mr. McIlhargey on annual leave from the 5th to the 17th September, with remuneration at the same rate as that normally paid to Mr. McIlhargey.

970/38.

OVERDRAFT ACCOMMODATION.

A letter was read from the Local Government Department dated 13th September, 1938, G.4785/38, Dun na nGall., stating that, in pursuance of the Local Authorities (Financial Provisions) Act, 1921, as extended, the Minister had consented to the Donegal County Council borrowing by way of temporary overdraft for the purpose of providing temporarily for current expenses a sum not exceeding in the aggregate, £80,000. This sanction extended to the period ending 30th September, 1938.

The Secretary stated that Overdraft accommodation of £60,000 would be required for the period ending 31st October, 1938.

The Council unanimously decided to apply for sanction to Overdraft accommodation of £60,000 for the month of October, 1938.

971/38.

EXTENSION OF TIME FOR PAYMENT OF OUT-OF-DATE ACCOUNT.

A letter was read from the Local Government Department dated 17th September, 1938, G.24507/38, Dun na nGall., stating that the Minister sanctioned extension of time up to the 27th September within which a fresh Paying Order for 19s/6d in favour of Mr. James Cowan, Rockhill, Letterkenny, might be issued in lieu of Paying Order No. 27 dated 1st October, 1937.

972/38.

LATE MR. DANIEL KELLY OF THE COUNCIL'S STAFF.

A letter was read from Mrs. Margaret Kelly, College Row, Letterkenny, extending to the members and staff her heartfelt gratitude for their kind expression of sympathy in her great sorrow.

973/38.

COW, THE PROPERTY OF MR. JOHN WARD, KINCRAIGY, WHICH WAS REPORTED AS BEING TUBERCULAR.

A letter was read from the Department of Agriculture dated 8th September, 1938, asking to be favoured with a reply to their letter of the 13th August, 1938, transmitting copy of a letter received from Mr. John Ward, Kincraig, Manorcunningham, in which it was stated that a cow was reported as being tubercular and was not attended to by Mr. McGlinchey.

A letter was read from Mr. P. McGlinchey, V.S., Letterkenny, referring to the letter dated 8th September from the Department of Agriculture regarding a cow, the property of Mr. J. Ward, Kincraig, Manorcunningham, and stating that on the 9th August he forwarded his reports on Form T. 2/3 to the County Council Office and to the Department of Agriculture. He forwarded a further copy of the report.

The Secretary stated that the forms were received by him on the 11th August, 1938.

974/38.

REQUEST FOR GRANT FOR CLEANING AND WIDENING OF RIVER AT FODDEN, GARNDONAGH.

Councillor Cole proposed, and it was unanimously resolved:- "That we request the Board of Works for a grant of £250 for straightening, widening, and cleaning the River from Fodden, Drimdoe, through the townlands of Magherard, Clougherna, Drimnaghera, Cashel, Sludden Upper, Sludden Lower, and Cull."

975/38.

REQUEST FOR GRANT FOR CONSTRUCTION OF LANEWAY AT EDRIM GLEBE, MOUNTCHARLES.

Councillor McRory proposed, Councillor Brady seconded, and it was unanimously resolved:-

"That we request the Board of Works for a grant for the construction or repair of a laneway at Edrim Glebe between John Carney's and Johnny Logan's. It had already been inspected by the Board of Works' Engineer, and the work should be executed as soon as possible."

976/38. REQUEST FOR GRANT FOR DRAINAGE OF RIVER AT RANEELY, MOUNTCHARLES.

Councillor McRory proposed, Councillor Brady seconded, and it was unanimously resolved:-

"That we ask the Board of Works for a grant for the drainage of a river from the shore at Raneely, The Point, in the direction of Tullylogan. The flooding of the river had caused considerable damage to crops in the locality."

977/38. PROPOSAL TO APPOINT MR. JAMES O'DONNELL, LIFFORD, TO THE VACANCY IN THE COUNTY SURVEYOR'S OFFICE CAUSED BY THE DEATH OF MR. DANIEL KELLY.

Councillor Gallen proposed, Councillor Brady seconded, and it was unanimously resolved:-

"In view of the fact that all other candidates who secured second places at examinations held by the County Council and its Subsidiary Bodies for vacancies on their clerical staffs since 1932 have since received permanent appointments, I hereby move that the County Council take steps to appoint Mr. James O'Donnell, Lifford, to the vacancy in the Office of the County Surveyor caused by the death of the late Mr. Daniel Kelly. Mr. O'Donnell secured second place in the Competitive Examination held by the County Donegal Committee of Agriculture on the 12th February, 1932, and he was subsequently employed by the County Council in a temporary capacity from March, 1932, until August, 1933. He is at present employed temporarily in the County Surveyor's Office, and has been employed in that capacity since March, 1937."

978/38. EMPLOYMENT OF MRS. MARY McNULTY AS A CLERK IN THE COUNCIL OFFICES.

The Secretary stated that sanction to the temporary employment of Mrs. Mary McNulty as a Clerk in the Council Offices expired on 30th September, 1938, and he applied for the continuance of her services for a further period.

Councillor McMenamin proposed, Councillor Mahony seconded, and it was unanimously resolved:-

"That Mrs. Mary McNulty, at present a temporary Clerk in the County Council Offices, be appointed in a permanent capacity, and that the Minister for Local Government and Public Health be asked to sanction the appointment."

Councillor Scott, in supporting the resolution, stated that Mrs. McNulty was a Civil Servant before her marriage, and being now a widow was entitled to reinstatement in the Public Service. (Ref. G.17621/38, Dun na nGall, 27/6/38.)

979/38. EMPLOYMENT OF MR. JOHN F. QUIGLEY AS A CLERK IN THE COUNTY SURVEYOR'S OFFICES.

The Secretary stated that sanction to the temporary employment of Mr. John F. Quigley as a Clerk in the County Surveyor's Offices expired on 30th September, 1938.

Messrs. J. J. Caffrey and T. J. O'Reilly, Acting Co. Engineers, applied for the continuance of Mr. Quigley's services for a further period.

The Council unanimously decided to apply for sanction to the continuance of Mr. Quigley's employment; remuneration to be at the rate of £2 per week. (Ref. G. 17621/38, Dun na nGall, 27/6/38.)

980/38. STORAGE OF POLLING COMPARTMENTS AT KILLYBEGS.

A letter was read from Messrs. Gallagher Bros., Killybegs, enclosing an account for £1 in respect of storage of Polling Compartments at Killybegs until 1st August, 1938.

The Secretary stated that Mr. John Ward, Raphoe, had claimed payment for storage of Polling Compartments at Killybegs for the twelve years ending 31st December, 1936, but that sanction had not been received to the payment.

The Council unanimously decided to pay Messrs. Gallagher Bros. at the rate of 10/- per annum for the period commencing 1st January, 1937, and ending 31st December, 1938.

981/38.

COURTHOUSE ACCOMMODATION AT DUNGLOE.

A letter was read from Mr. John Walsh, Secretary, Parochial Hall Committee, Dungloe, stating that the Hall Committee regretted that they could not approve of the installation of Anthracite Stoves in the Hall. They would consider the heating of the Hall next winter when they were in a financial position to do so, and, meanwhile, they would put a large radiator stove at a suitable place in the Hall. They would repair the side door and make it as air-tight as possible. They could not extend the cloakroom, but they would allow the use of it to the Clerk on Court days, and on any other days he required it.

A further letter was read from Mr. Walsh stating that at a Meeting of the Hall Committee held on the 5th April quotations were considered for the central heating of the Hall.

At the request of Councillor O'Boyle, consideration of the matter was further adjourned.

982/38.

COMPLAINT RE EMPLOYMENT OF SINGLE MEN ON ROAD WORK IN RATHMULLAN DISTRICT IN PREFERENCE TO MARRIED MEN.

A letter was read from Mr. Thomas Carr, Ballyboe, Rathmullan, stating that on the 25th June he wrote to Mr. Caffrey, Acting County Surveyor, complaining of the employment of a certain single man. His complaint was made on behalf of the married men of the district. The letter was not acknowledged. The Council, at their Meeting on the 28th June, made a rule that married men receive preference. The single man referred to was paid off on the 2nd July, but was re-employed on the 6th July. He wished to know on whose authority this single man was re-employed.

Mr. Caffrey, Acting County Surveyor, submitted the following report:-

"Mr. Dawson reports that he was not aware at the time he employed him that the man in question was a single man. He was taking down an old house at a very bad blind corner, and employed two extra men to help the surfaceman at the work. The man to whom objection is taken was a particularly good worker, and the principal reason for employing him was that the work of taking down the roof of this collapsing old house was a dangerous job. He picked Deeney for this work on account of his previous experience of this man."

The Council noted the report and decided to forward a copy of it to Mr. Carr.

983/38.

CLAIM FOR COMPENSATION FOR LAND AT KERRYKEEL USED IN ROAD IMPROVEMENTS.

A letter was read from Mr. James McGinley, Corner House, Kerrykeel, stating that £5 compensation was altogether inadequate for taking over twelve perches of land for road improvement. Mr. Dawson never called with him to make any arrangements. He had already claimed £7 more, and unless he received this sum he would re-build the fence without delay, and leave his land just as it was before the cutting.

Mr. Caffrey, Acting County Surveyor, submitted the following report from Mr. Dawson, Assistant Surveyor:-

"Previous to lowering side of road, I instructed my surfaceman to ask Mr. McGinley would he consent to allow a few feet in height off his piece of rough ground for a few perches to be lowered, so as to get a clear line of view for motorists and others. The surfaceman on my next visit informed me that Mr. McGinley willingly gave his consent, as the strip of rough ground was of no value for grazing or cropping. This portion of rough ground was never broken in or cropped. Having got this consent, I instructed the Ganger to remove a few feet in height and erect a paling on the inside of wall so as to protect any cattle that might graze on the adjoining land. This fence was erected. Afterwards, Mr. McGinley has thought fit to ask for compensation. The Co. Council allowed him £5 on my recommendation, and I consider he has been well compensated."

The Council decided to take no action in the matter.

984/38. ERECTION OF CYCLE STORE AT ANNAGRY WITHIN LEGAL DISTANCE
OF CENTRE OF ROADWAY BY MR. OWEN MCGINLEY.

A letter was read from Mrs. D. McGinley (for Mr. Owen McGinley), Annagry Post Office, referring to Minute No. 789/38 regarding cycle store built at Annagry. The structure in question was erected on a building which was in existence for 25 years or more. It was not situated in a particularly bad place, and there was ample room for road widening on the other side of the road. The Council workers had encroached about 8 feet on her street, and it was too bad if she could not repair a building on her premises, for which she got a lease 27 years ago. The removal of the cycle store could not be met without compensation.

Mr. O'Reilly, Acting County Engineer, submitted the following report from Mr. Dillon, Resident Engineer, Rosses Road Scheme:-

"It appears the Cycle Store in question is built on the site of an old turf shed, but the new building is a larger and more conspicuous structure. The allegation that the Council encroached 8 feet on the street is not correct. About 1928 the road at this point was widened by surfacing the grass margin for a width of 5½ feet towards Mr. McGinley's frontage. This did not actually encroach on Mr. McGinley's street. I append a sketch to make this point clear. It is also incorrect to describe the work done as repair work. Actually a complete new foundation and structure has been built on an old site. While the foundation was being made, I personally warned Mrs. McGinley of the possible consequences of completing the structure, but work was continued without making any representations to the Council on the matter. Mr. McGinley states the building cost him £32, and, undoubtedly, considerable hardship would be imposed on him if he was compelled to remove the structure to a more desirable place. In my opinion it would be a very dangerous precedent in this area to allow the matter to go unnoticed without appropriate action of some kind."

Mr. O'Reilly suggested that, in view of Mr. Dillon's report pointing out the considerable hardship that would be imposed on Mr. McGinley, the County Council confine themselves to getting Mr. McGinley to sign the usual form agreeing to remove the cycle store at Annagry, if, and when, called upon to do by the County Council.

The Council unanimously decided to adopt Mr. O'Reilly's suggestion.

985/38. FENCING OF PORTION OF LAND AT TUBBERKEEN, DUNGLOE.

A letter was read from Mr. Fred O. Bockett, Tubberkeen, Dungloe, stating that he was anxious to fence a portion of the land which he rented there owing to damage which was being done. As he did not know the boundary and did not wish to encroach on the County Road, he wished to be advised in the matter.

Mr. O'Reilly, Acting Co. Engineer, stated that Mr. Kearney, Assistant Co. Engineer, had reported that he would advise Mr. Bockett re County Road Boundary.

The Secretary submitted a further letter dated September 21st, 1938, from Mr. Bockett, complaining of the interference in his affairs of Mr. Teague Ward, Tubberkeen, Dungloe, an employee of the Council, and stating that Mr. Ward had used foul, abusive, and threatening language to his wife and himself.

The Council decided to refer the matter to Mr. O'Reilly, Acting Co. Engineer, for his attention.

986/38. APPLICATION FOR INCREASE IN RENT OF GWEEDORE COURTHOUSE.

A letter dated 24th August, 1938, was read from Mr. Michael Doogan, Meenderrygamph, Gweedore, stating that all repairs to the Courthouse there, both inside and outside, had now been carried out, and he wished to have the rent increased to £16 per annum. The District Justice was well pleased with the alterations and repairs.

The Council decided to ask Mr. Doogan to furnish evidence of the total expenditure incurred in carrying out the repairs, and, meanwhile, to adjourn consideration of the application for an increase in rent.

987/38. ACQUISITION OF LAND FOR ROAD IMPROVEMENTS.

Following a discussion on the acquisition of land for road widenings or removal of corners, the Secretary was instructed again to draw the attention of the Assistant Surveyors to Rule No. 15 of the "Duties for Assistant Surveyors", which reads as follows:- "Assistant Surveyors shall not interfere with private property, except under Court Order, or with the consent, in writing, of the owner."

988/38. EXAMINATION, REPAIRS, AND STAMPING OF BALANCES USED BY INSPECTORS OF WEIGHTS AND MEASURES.

A letter was read from the Department of Industry and Commerce, Gas and Weights and Measures Section, dated 24th August, 1938, 48658, stating that the examination, repairs, and stamping of balances used by Inspectors of Weights and Measures for County Donegal had now been completed. The charges payable by the Council were £8 : 4 : 0 in respect of stamping fees and expenses, and £60 : 1 : 9 in respect of charge for repairs to balances as per account of Messrs. H. Evans & Sons.

The Council decided to pay the amounts.

989/38. REQUEST FOR GRANT FOR EXTENSION OF BOG ROAD AT INISHANEAL MOUNTAIN, CARNDONAGH DISTRICT.

A memorial was submitted from a number of residents of the Carndonagh District to have the Bog Road at Inishaneal Mountain, Trussey's Park, extended by a quarter of a mile westwards, where there was an unlimited quantity of turbary to serve many householders for years to come.

On the motion of Councillor Lynch, the Council unanimously decided to refer the matter to the Board of Works.

990/38. COMPLAINT RE OBSTRUCTION ON PUBLIC ROAD AT DOOHILL SOUTH, ARDARA.

A letter was read from Mr. Joseph Gallagher, Doohill South, Ardara, drawing attention to road metal that had been dumped on the public road opposite a gateway leading to his house, preventing him from carting hay out of the field and causing an obstruction. There was also a main pipe on same blocked and causing flooding on his land.

Mr. O'Reilly, Acting Co. Engineer, reported as follows:-

"Mr. Kearney reports that he is attending to this matter. From preliminary inquiries he has made he finds there is no such person as Joseph Gallagher in Doohill South."

The Council noted that Mr. Kearney was making further inquiries.

991/38. COMPLAINT RE CLOSING OF RIGHT-OF-WAY AT BRUCKLESS.

A letter was read from Mr. Bernard Haughey, Loughmult, Bruckless, again complaining of the closing of a right-of-way at Loughmult. The closing of this right-of-way had interfered very seriously with his selling of turf and bogwood as people could not get their carts into the bog. The road through Loughmult, which Mr. O'Reilly mentioned, did not serve him, as it was about 300 yards from his house, and upwards of a quarter of a mile from the Bog. He estimated his annual loss at £7 : 10 : 0, and unless the Council settled the matter, he would place it in the hands of a Solicitor.

Mr. O'Reilly, Acting Co. Engineer, reported as follows:-

"This matter was reported on in detail on the 28th June, 1937, and the Council denied liability. The work was carried out under a Minor Employment Scheme."

The Council decided to inform Mr. Haughey that the work in question was carried out under a Minor Employment Scheme for the Commissioners of Public Works, and to refer him to them.

992/38. COMPLAINT RE CUTTING OF HEDGE AT ROSHINE ACRES, BURTONPORT.

A letter was read from Mrs. A. J. Campbell, Burtonport, stating that owing to the Council cutting the hedge of her field at Roshine Acres she was summoned for trespass of cattle on her neighbour's crop. She would hold the Council responsible for any expenses incurred, as this portion should have been fenced long ago.

Mr. O'Reilly, Acting Co. Engineer, submitted the following report from Mr. Dillon, Resident Engineer:-

"It appears that the portion of the road referred to was widened last year. The stone fence was re-placed, and an existing fence of posts and wire owned by Mrs. Campbell was also re-placed on top of the stone fence. Some time ago this fence was knocked down by some unknown cause. This is what is referred to by Mrs. Campbell. We have again settled the fence now, and I daresay this clears the matter up. I may add that the wire on the fence is barbed, which is illegal on a public road."

The Council noted the report, and decided to take no action in the matter.

993/38. COMPLAINT RE VENNEL IN FRONT OF MRS. CAMPBELL'S PREMISES, BURTONPORT.

A letter was read from Mrs. A. J. Campbell, Burtonport, stating the vennel in front of her house was more like a trench than a vennel. On each occasion the vennel was cleaned out until it reached her premises, and that portion was left out. There was a manhole in front of her shop, but this was entirely invisible with the dirt on it carried into it from the Main Road. Some time ago the Council promised to have this manhole removed, but the least they might do was to keep it clean. If it was not kept clean regularly in future she would ask the M.O.H. to inspect it.

Mr. O'Reilly, Acting Co. Engineer, submitted the following report from Mr. Dillon, Resident Engineer:-

"I instructed the surfaceman on this section to clean the vennel and trap grating (not manhole) referred to. He alleges that on a former occasion Mrs. Campbell ordered him to refrain from carrying out repairs in front of her place, stating that it was her property, and he rather rashly carried out her instructions. Mrs. Campbell has caused a concrete footpath to be constructed in front of her place. This path stretches across the greater portion of the vennel, causing a sudden contraction in it. The result is a deposition of debris along the narrowed portion of the vennel. In my opinion, Mrs. Campbell could be made remove the encroaching portion of the concrete path with advantage. Possibly, the trap grating could be removed, and the water allowed to flow in a channel to the sea, which is within ten yards of the trap and in a straight line."

Mr. O'Reilly also stated that the Board of Health were at present carrying out improvements to the sewerage system in Burtonport. The matters complained of by Mrs. Campbell would be attended to, provided she gave reasonable facilities for the carrying out of the work.

The Council decided to take no action in the matter.

994/38. COMPLAINT RE CONDITION OF ROAD IN THE TOWNLAND OF CORLEA, BALLYSHANNON.

A letter was read from Mr. Michael Cassidy, The Barracks, Ballyshannon, complaining of the dangerous condition of the road at the junction of Finn hills and Cashelard in the townland of Corlea. The water was continually flowing over this part of the road, causing a deep trench, which was dangerous for traffic.

Mr. O'Reilly, Acting Co. Engineer, stated that the cut referred to in Mr. Cassidy's letter had been filled up by the Contractor.

995/38. LOCAL AUTHORITIES (COMBINED PURCHASING) ACT, 1925.

A letter was read from the Local Government Department dated 30th August, 1938, S.13204/1938, enclosing copy of Order made in accordance with the provisions of the Local Authorities (Combined Purchasing) Act, 1925. A Payable Order for £128 :10 : 5 being the amount assessed upon County Donegal should be drawn in favour of the Minister for Local Government and Public Health, and forwarded to the Department.

The Council unanimously decided to pay the amount.

996/38. SALE OF OBSOLETE WEIGHTS AND MEASURES BALANCES AT DONEGAL.

A letter was read from the Chief Superintendent, Garda Síochána, Letterkenny, stating that it was proposed to have one 56 lb. balance, one 7 lb. balance, and one 1 lb. balance, of obsolete pattern, which were held by the Weights and Measures Inspector at Donegal, disposed of. The sanction of the Council for the disposal of the balances locally was requested. Mr. Patrick Gallagher, Donegal, had offered £1 :15 : 0 for the balances.

The Council unanimously decided to accept Mr. Gallagher's tender.

997/38. COMPLAINT RE UNFAIR ALLOCATION OF WORK IN THE NEWMILLS AREA.

A letter was read from Mr. James McKey and number of other residents of the townlands of Rathdonnell, Dromore, Sockar, Pollans, Legnahorey, and Garryharry, drawing attention to what they considered an unfair distribution of work on the roads in that locality. The work was allocated to a certain number of men who enjoyed a complete monopoly of it year after year.

Mr. Caffrey, Acting Co. Engineer, reported as follows:-

"Mr. Dawson, on whose area this district borders, applied recently to the Labour Exchange, for men from these townlands, but could get none."

The Council noted the report, and decided to take no action in the matter.

998/38. COMPLAINT RE CONDITION OF ROAD AT SWILLYMOUNT, NEWTOWNCUNNINGHAM.

A letter was read from Mr. Andrew Peoples, Swillymount, Newtowncunningham, stating that the road leading to his house was now impassable. The two sides were now six feet apart, and the weeds were out to the centre of the road. He noticed that his rates had been increased, although nothing had been done to the road.

Mr. Caffrey, Acting Co. Engineer, submitted the following report from Mr. Kelly, Assistant Co. Engineer:-

"These statements are not correct. Weeds were cut during the summer, and a number of hedges which have overgrown will be cut after the 1st October. A defective pipe on this contract is being repaired."

On the motion of Councillor Scott seconded by Councillor Mahony, the Council decided to refer this matter to Mr. Caffrey for a special report for next Meeting.

999/38. INSPECTION OF FACTORIES AT LIFFORD AND CARNDONAGH UNDER THE FACTORY AND WORKSHOPS ACT, 1901.

A letter was read from the Secretary, County Board of Health, enclosing copy of letter sent to the Acting County Engineer in connection with the inspection under the Factory and Workshops Act, 1901, of the factories at Lifford, and the factory at Carndonagh, for the purpose of seeing that they were provided with means of escape in case of fire.

Mr. Caffrey, Acting Co. Engineer, stated that he was dealing with the matter,

1000/38. REMOVAL OF GRAVEL FROM FORESHORE AT BRENTER, DUNKINEELY.

A letter was read from the Department of Industry & Commerce, Transport and Marine Branch, 14, St. Stephen's Green, N., Dublin, dated 24th August, 1938, M.S.5015, stating that the Minister had received from Mr. Edward Cassidy, Tievedoolley, Inver, an application for a licence under the Foreshore Act, 1933, to remove twenty tons of gravel from the foreshore at Brenter, Dunkineely. The applicant stated that the gravel was required for use as a road material for delivery to the Council or for carrying out road work himself. If the former, the Council should apply to the Minister for the necessary licence.

A letter was read from the Department of Industry & Commerce, dated 16th September, 1938, M.S.5015, asking for an early reply to their letter regarding the removal of gravel from the foreshore at Brenter, Dunkineely.

Mr. O'Reilly, Acting Co. Engineer, stated that he had informed the Department that Mr. Cassidy was a Road Contractor, and required the gravel for darning his contract road.

1001/38. REGULATIONS GOVERNING EMPLOYMENT OF WORKERS UNDER THE EMPLOYMENT SCHEMES VOTE.

A letter was read from the Local Government Department, Roads, dated 1st September, 1938, RU/205/7, referring to the Council's resolution of the 26th July asking the Department to amend the regulations so as to give all workers a full week's work, and stating that it was not proposed to amend the regulations governing employment on road works sanctioned under the Employment Schemes Vote as suggested by the Council.

1002/38. COMPLAINT RE CONDITION OF ROAD AT DRUNG, QUIGLEY'S POINT.

A letter was read from Mr. John Mahon, Drung, Quigley's Point, stating that the road, Three Roads north-east of Drung to Three Roads north of O'Hara's Bridge, had not received any attention for some years. The water-tables had not been cleaned, and it was badly torn up.

Mr. Caffrey, Acting Co. Engineer, stated that Mr. Doherty, Assistant Co. Engineer, was attending to this matter.

1003/38. COMPLAINT RE NON-PAYMENT FOR 15TH AUGUST, 1938.

A letter was read from Mr. Pat Gillespie, Aught, Ture, stating that he was not paid for the 15th August, and all other surfacemen were paid for that day.

Mr. Caffrey, Acting Co. Engineer, reported as follows:-
"Some surfacemen were not paid for the 29th June, which was the Public Holiday substituted for Whit Monday this year. These men were paid on the 15th August instead. This is probably what Mr. Gillespie is referring to."

The Council noted the report, and decided to take no action in the matter.

1004/38. COMPLAINT RE CONDITION OF ROAD LEADING INTO FIELDS AT CABRY BRIDGE, QUIGLEY'S POINT.

A letter was read from Mr. James Brown, Cabry, Quigley's Point, complaining of the condition of a road leading into two fields of his at the end of Cabry Bridge. The Surveyor only put a few loads of rough stones to back fill it up. He would allow the Council to take gravel out of the river close to the place to repair it.

The Council decided to refer the matter to Mr. Caffrey for his attention.

1005/38.

CLAIM FOR PAYMENT FOR REPAIRING A BREACH IN THE ROAD AT GARRYHARRY CAUSED THROUGH FLOODING.

Letters were read from Mr. John Wray, Solicitor, Ramelton, stating that he had been instructed by Mr. David John Buchanan of Garryharry to apply for payment of £1 : 10 : 0 due by the Council for repairing a breach in the road at Garryharry caused through flooding. The account was furnished to the late Mr. Michael Dawson a short time before his death, but it still remained unpaid.

Mr. Caffrey, Acting Co. Engineer, stated that he had no knowledge of this claim. Contractors were responsible for repairing breaches in roads caused through flooding, and he failed to understand why any money should be owing to Buchanan.

The Council unanimously decided to deny liability.

1006/38.

DERRICK AT MALIN HEAD PIER.

A letter was read from Mr. James McGonigle, Slievebawn Cottage, Malin Head, stating that he had had no further notice or payment for the derrick which was still in use. He would be obliged for payment as soon as possible. Mr. O'Neill's report that the fishermen had a claim on this rope was a falsehood.

Mr. Caffrey, Acting Co. Engineer, reported as follows:-

"Mr. O'Neill says he has made further inquiries, and three fishermen, John Bonner, Bernard Doherty, and Neil Harkin, informed him that the rope tackle of the derrick at Malin Head Pier are not McGonigle's property. I managed to get some rope and chain locally, and have given them to Mr. O'Neill to carry on for the time being until I can get a new rope and chain."

The Council noted the report and decided to take no action in the matter.

1007/38.

COMPLAINT RE CONDITION OF ROAD AT KILLYLASTIN, LETTERKENNY.

A letter was read from a number of ratepayers of the townland of Killylastin, Letterkenny, drawing attention to the neglected state of the Killylastin Road leading from the Glencar Waterworks to the Blackburn. It was almost closed to traffic with weeds and briars. The water was running in the centre of the road owing to the outlet being filled up.

The matter was referred to Mr. Caffrey for investigation and report.

1008/38.

APPLICATION FROM MESSRS. FLOOD, DONEGAL, FOR PERMISSION TO HIRE STONE-BREAKER AND ENGINE.

A letter was read from Messrs. Michael Flood (Motors) Limited, Donegal, applying for permission to hire a stone-breaker and engine to break stone for the erection of their new garage on the Ballyshannon Road, just outside Donegal town.

Mr. O'Reilly, Acting Co. Surveyor, reported as follows:-

"On the 15th inst., I sent the following letter to Messrs. Flood, The Diamond, Donegal:-

'Re your application for hire of breaker, I regret I am unable to accede to your request. With the immense amount of Grant work at present on hands, our own machinery is unable to cope with the work, and we ourselves are put in the position of having to hire extra machinery. As a matter of fact, we cannot hire sufficient machinery for our own work. Under these circumstances you will understand that I am unable to hire you a Breaker even for a very short time.'

The Council noted Mr. O'Reilly's report.

1009/38.

REQUEST FOR GRANT FOR CONSTRUCTION OF ROAD AT LEMATUDDER, COOLKENNY, MALIN.

A letter was read from a number of ratepayers of Lematudder, Coolkenney, Malin, requesting the Council to give them proper access to their houses as in winter weather they have to take to the fields. A road about 45 perches long would be required.

The Council decided to refer the matter to the Board of Works for consideration when allocating future Minor Employment Schemes.

1010/38. PROPOSED IMPROVEMENT WORKS AT THE DIAMOND, DONEGAL.

A letter was read from the Secretary, Co. Board of Health, enclosing extract from Minutes of Meeting of the Board relative to the improvement of The Diamond, Donegal, and stating that the Board had given permission to the County Council to include a few feet of the Diamond in the roadway.

Mr. O'Reilly, Acting Co. Engineer, stated that work at the Diamond, Donegal, was now completed.

1011/38. EMPLOYMENT SCHEMES VOTE, 1938/39. (OBSTRUCTION OF SCENIC VIEWS.)

A letter was read from the Local Government Department, Roads, dated 19th September, 1938, RU/205/201.V., stating that funds had been made available under the Employment Schemes Vote, 1938/39, (Obstruction of Scenic Views), for the purpose of allocating grants to meet the cost of removing banks, hedges, and high walls, which obstructed scenic views. The grant provisionally determined for allocation to the Council was £400. If the Council decided to accept the Grant proposals should be submitted in excess of the amount indicated above in order to afford a certain amount of latitude in the selection of suitable schemes.

Mr. O'Reilly, Acting Co. Engineer, stated that he had circularised the Assistant Co. Engineers asking for proposals for each area for suitable works.

1012/38. LAMP ON DOWNINGS PIER.

A letter was read from Mr. Dan McBride, Caretaker, Downings Pier, stating that on the night of the 7th or early on the morning of the 8th of September a lamp on Downings Pier was completely smashed and rendered useless by a crowd of boys who gathered on the Pier every night when the boats were coming in from fishing. He had informed the Harbour Master who was to inform the Gardai.

The Council decided to instruct Mr. Caffrey, Acting Co. Engineer, to purchase a new lamp for this Pier.

1013/38. MARY BOYLE, GLENAHILT, BURTONPORT v. COUNTY COUNCIL.

An account was submitted from Dr. J. P. McGinley, Letterkenny, for £3 : 3 : 0 in respect of attendance at Court in the case of Mary Boyle, Glenahilt v. the County Council.

The Council ordered payment of the amount.

1014/38. POISONS AND PHARMACY ACT, 1908.

An application for a licence under the Poisons and Pharmacy Act, 1908, was submitted from Mr. Manus McDevitt, Glenties.

The Council unanimously decided to grant the licence.

1015/38. APPLICATION FOR POSITION AS FLAGMAN.

A letter was read from Mr. James Gallagher, Meenakillew, Ardara, applying for a position as flagman.

Mr. O'Reilly, Acting Co. Engineer, stated that the application had been filed for consideration along with other applications received.

1016/38. MILFORD OLD AGE PENSIONS SUB-COMMITTEE.

A letter was read from the Clerk, Milford O.A.P. Sub-Committee, stating that the Sub-Committee recommended that the following persons be appointed to fill vacancies thereon:-

Rev. Father Boyce, P.P., Termon.

Senator Blaney, Co.C., Rossnakill.

Mr. Anthony McElwee, Milford.

The Council unanimously decided to appoint the persons recommended.

1017/38. COMPLAINT RE CONDITION OF "FOXHOLE ROAD", GLENEGANNON,
CARNDONAGH.

A letter was read from a number of ratepayers of Glenegannon complaining of the condition of the Foxhole Road. There were three lime-kilns situated along the road, which added considerably to the traffic, and the majority of the farmers used it for carting turf.

The Acting Co. Engineer submitted the following report from Mr. O'Neill, Assistant Co. Engineer:-

"This road has been subject to abnormal traffic for the past year owing to Lime Subsidy Scheme, and the erection of new lime-kilns in the district, I have had this road repaired recently, and it is now in fair order."

The Council noted the report and decided to take no action in the matter.

1018/38. APPLICATION FOR POSITION AS SURFACEMAN ON ROAD FROM
HARKIN'S OF DERRYART AS FAR AS PORTNABLAGH.

A letter was read from Mr. Neil Lafferty, Kildarragh, Cashelmore, again applying for the position of surfaceman on the road from Harkin's of Derryart as far as Portnablagh. It was reported that a married man was to get the job, and that was why he applied, as he was married, and had nothing to support his family except a few shillings of Unemployment Assistance.

The Acting Co. Engineer reported that there was no vacancy on this road for a surfaceman.

1019/38. CLAIM FOR DAMAGES FOR INJURIES ALLEGED TO HAVE BEEN
SUSTAINED IN BUNDORAN ON THE 13TH AUGUST, 1938.

A letter was read from Mr. James Cooper, Solicitor, Enniskillen, referring to an accident to Miss Breen, Kinawley, Co. Fermanagh, which she sustained at Bundoran on the 13th August, 1938, by falling into an open hole on the West Bridge beside the sidepath. He had been instructed to institute legal proceedings against the Council unless his client was adequately compensated.

The Council decided to leave this matter in the hands of the Hibernian Insurance Co.

1020/38. FOOTPATHS IN BUNDORAN.

Councillor McShea inquired if any grant was being allocated for the improvement of the footpaths in Bundoran.

Mr. O'Reilly, Acting Co. Engineer, stated that he had made provision for a sum of £250 to be expended on Bundoran Footpaths out of the Employment Schemes Vote, but that the Local Government Department subsequently struck out the amount.

1021/38. CLAIM FOR DAMAGE FOR INJURIES TO HORSE ALLEGED TO HAVE
BEEN RECEIVED WHILST WORKING FOR THE COUNTY COUNCIL.

A letter was read from Mr. Donal Sheehan, Solicitor, Dungloe, referring to the claim of Mr. Paul McHugh, Derrylaconnell, Doochary, for compensation for injuries to his horse whilst carting for the County Council on the Doochary-Fintown Road on the 10th March last. The matter had already been before the Council on two occasions, and in one report, Mr. Kearney reported that the horse was old, and valued for only £4. The horse was purchased in July, 1937, for £14, and it was hard to think that its value would have fallen £10 in less than a year. Unless immediate steps were taken to compensate his client, proceedings would be instituted.

The Council unanimously decided again to deny liability.
(444/38 C.C. and 776/38 C.C.)

1022/38. COMPLAINT RE DITCHES ON ROAD AT RAREAGH, NEWMILLS.

A letter was read from Mr. Michael Duffy, Rareagh, Newmills, stating that the ditches on the new road at Rareagh which the Council made in 1936 were broken down, and, consequently, he had lost some cattle. He complained of this before, but no notice was taken of his complaint, and if nothing was done he would be obliged to take proceedings against the Council.

Mr. O'Reilly, Acting Co. Engineer, submitted the following report:-

"Mr. Callaghan reports that this item refers to a new road made in 1935/36 on the motion of Councillor Crerend. The road at this place is through a mountain, and good sod fences were built, but have since sunk. I heard no complaints from this man until now. The Contractor failed to complete the surface properly, and £10 was struck off, and Mr. Duffy thinks that this money should be spent on his fences."

The Council noted the report and decided to take no action in the matter.

1023/38. COMPLAINT RE BREAKING OF PIPE AT PORTNOO.

A letter was read from Mr. W. Tennis, Portnoo, drawing attention to a pipe leading from his house, which had been broken down by the Roller. The nuisance all ran across the road now, and he wanted the pipe re-opened or else a new one made.

The Acting Co. Engineer reported that Mr. Kearney was attending to this matter.

1024/38. COMPLAINT RE NON-PAYMENT OF TRESPASS FOR STONES TAKEN OFF LANDS AT TERLIN, CREESSLOUGH.

A letter was read from Mr. H. A. McDevitt, B.L., T.D., enclosing letter received by him from Messrs. M. and B. Brennan, Terlin, Creeislough, stating that they had not been offered any compensation for 600 tons of material taken off their lands last February.

Mr. Caffrey, Acting Co. Engineer, stated that the Assistant Co. Engineer for the District was on holidays, and he had not obtained a report from him.

The matter was referred to Mr. Caffrey for a report for next Meeting.

1025/38. PREPARATION OF REGISTER FOR THE YEAR 1939/40.

A letter was read from Mr. P. J. Ward, Registration Officer, applying for the usual advance of £450 towards expenses in connection with the preparation of lists and revision of Register for the year 1939/40.

The Council decided to advance the amount required.

1026/38. AMOUNT DUE TO THE LATE MR. DANIEL GLACKIN, ROAD CONTRACTOR, GLENCROW, MOVILLE.

A letter was read from Mr. Patrick Lynch, Glencrow, Moville, stating that he was the personal representative of the late Daniel Glackin, Glencrow, Road Contractor. He wished to be paid the amount due to the late Mr. Glackin. He stated that Messrs. William Bonner, Rate Collector, Moville, and John Lynch, Glencrow, Moville, would join with him in a Letter of Indemnity.

The Council decided to pay the amount owing on a Letter of Indemnity.

1027/38. APPLICATION FOR GRANT FOR MAKING OF ROAD AT UPPER KEADUE, MEENBANAD.

A letter was read from Mr. John Ward (Charles), Upper Keadue, Meenbanad, applying for a grant for the making of a road leading to the houses of Joe O'Donnell and Hannah Ward, Upper Keadue. They had no way of bringing home their turf at present.

The Council decided to refer Mr. Ward to the Office of Public Works, 51, St. Stephen's Green, Dublin.

1028/38. APPLICATION FOR GRANT FOR WIDENING OF RIVER BETWEEN DOOCROW AND CROAGHUBRID, COMMEEN, CLOGHAN.

A letter was read from Mr. Michael McLoone, Jun., Doocrow, Commeen, Cloghan, applying for a grant for the widening of the river running between the townland of Doocrow on the southern bank and the townland of Croaghbrid on the northern side. Owing to flooding in recent years, land on both sides of the river had been put to loss.

On the motion of Councillor Houston, the Council decided to refer the matter to the Board of Works for consideration when allocating future Minor Employment Schemes.

1029/38. COST OF MARKING PAPERS WORKED BY CANDIDATES AT EXAMINATION FOR SCHOLARSHIPS IN SECONDARY AND VOCATIONAL SCHOOLS.

A letter was read from the Office of National Education dated 14th September, 1938, applying for payment of £22 : 18 : 1 in respect of cost of marking papers worked by candidates presenting themselves for the examination for Scholarships in Secondary and Vocational Schools, 1938.

The Council ordered payment of the amount.

1030/38. EXPLOSIVES ACT, 1875.

An application was received from Mr. George E. McCrea, Pettigo, to have his premises registered for the keeping of "Mixed Explosives" under the Explosives Act, 1875.

The Council decided to grant the application.

1031/38. APPLICATION FOR GRANT FOR REPAIR OF ROAD LEADING TO BOG AT UPPER KEELDRUM, GORTAHORK.

A letter was read from Mr. Denis McGowan, Middle Keeldrum, Gortahork, applying for a grant for the repair of a Bog Road, which would be a near way to the Bog at Upper Keeldrum. Mr. McClafferty had spoken about this road at Meetings of the Council, and they were expecting it to start soon.

On the motion of Councillor McClafferty, it was decided to refer the matter to the Board of Works for consideration when allocating future Minor Employment Schemes.

1032/38. APPLICATION FOR CONSTRUCTION OF CONCRETE FOOTPATH IN QUAY STREET, MOVILLE.

A letter was read from a number of residents of Quay Street, Moville, applying to have a concrete footpath constructed in front of their houses. It would be about 279 feet long and would extend from the house of Edward Harold to that of Patrick Barr.

Mr. Caffrey, Acting Co. Engineer, stated that the work required would cost about £50, and that there were no available funds.

The Council unanimously decided to adjourn consideration of the matter until the Annual Road Works Meeting.

1033/38. COMPLAINT RE NON-PAYMENT FOR CARTING WORK DONE IN THE WEEK ENDING 30TH JULY, 1938.

A letter was read from Mr. Patrick Coyle, Kill, Carrigart, stating that he did 2½ days' carting in the week ending 30th July, for which he did not get paid. He was working on the Carrigart-Greenslough Road under Ganger Charles McGarvey.

The Council decided to refer the matter to Mr. Caffrey, Acting Co. Engineer, for his attention.

1034/38. CONTINGENCY FUND - NORTHERN DIVISION.

Mr. Caffrey, Acting Co. Engineer, Northern Division, applied for the following amount out of the Contingency Fund:-
Inishowen Area.

Road No. T.73 - 77.....Repair culvert at Annagh.....£16.

The application was granted unanimously.

1035/38.

REQUEST TO HAVE BRIDGE CONSTRUCTED BETWEEN TWO COUNTY
ROADS BETWEEN WOODHILL AND ARDVALLEY, ARDARA.

A letter was read from Mr. Joseph F. Herron, Main Street, Ardara, drawing attention to a bridge which was very much needed between the two County Roads between Woodhill and Ardvalley. It was impossible to get across with a horse and cart if there was a small flood in the river, and often it was impossible for pedestrians to get across the footbridge. He had a grocery business and he was unable to deliver supplies to the families living that way.

The Acting Co. Engineer reported as follows:-

"Mr. Kearney reports that owing to steep nature of proposed bridge, he is of the opinion that the proposed bridge would be useless for vehicular traffic. There is a good footbridge for the accommodation of pedestrians. The people living on other side of steep brae are already accommodated. The saving in distance effected, even if hill could not be negotiated, is not considerable. From my knowledge of the place, I am of the opinion that the proposed bridge would be useless for vehicular traffic unless the gradient of very steep hill was improved. An improvement could best be effected by a large filling between Bridge and hill. This would probably present difficulties."

The Council noted the report and decided to take no action in the matter.

1036/38.

CONTINGENCY FUND - SOUTHERN DIVISION.

Mr. O'Reilly, Acting Co. Engineer, Southern Division, applied for the following amounts out of the Contingency Fund:-

Dungloe District.
Re-build a double ope pipe on Road No. 1100.....£10.
Glenties District.
Re-build protection walls of bridge and deepen bed of stream
on Road No. T.72.1437.....£12 : 10 : 0.
Re-build a pipe on Road No. L.74.1234.....£5 : 0 : 0.
Re-build a pipe on Road No. 1429.....£5 : 0 : 0.

The application was granted unanimously.

1037/38.

PROVISION OF WINCH AND CABLE AT BUNDORAN PIER.

Mr. O'Reilly, Acting Co. Engineer, submitted the following report:-

"I would ask for permission to make payment for work already carried out at Bundoran Pier. I was instructed some months back to supply a new winch and cable at Bundoran Pier. The work is now completed. The following are details of the cost:-

Winch.....	£14 : 0 : 0.
Cable.....	£7 : 0 : 0.
Freight.....	£1 : 6 : 11.
Bolts and cement.....	3 : 6.
Wages and Insurance.....	£2 : 4 : 6.
Total.....	£24 : 14 : 11. "

The Council unanimously decided to authorise the expenditure required.

1038/38.

COMPLAINT RE BREAKING DOWN OF WIRE ALONG RIVER BANK AT
SHANVALLEY, CASTLEFIN.

A letter was read from Mr. D. Crawford, Shanvalley, Castlefin, stating that he had lost about 30 acres of grazing along the banks of the river, as he could not allow his cattle to graze there, as the wire along the river edge had been torn down and not re-placed.

Mr. O'Reilly, Acting Co. Engineer, stated that Mr. Callaghan reported that this referred to work carried out under a Minor Employment Scheme. The work was not yet completed. The wire was being restored.

The Council noted the report.

1039/38. APPLICATION FOR PERMISSION TO REMOVE WALL AT BRIDGE STREET, DONEGAL.

A letter was read from Mr. John McNulty, Sen., Ardnablaask, Barnesmore, applying for permission to remove a wall to the level of the footpath that was built between his house in Bridge Street, Donegal, and the bridge over the River Eske. He was building a house, and this wall obstructed the entrance to it.

The Acting Co. Surveyor reported as follows:-

"Mr. Cunningham reports that there is a space between Mr. McNulty's public-house, Bridge Street, Donegal, and the River Eske upon which Mr. McNulty wishes to build. The retaining and protection wall of the bridge at the place comes as far as the existing building, and Mr. McNulty wants permission to take away this wall. It is a matter for the Co. Council, but I think that Mr. McNulty should give an undertaking to re-build the wall if asked. I understand that the new building is to be a wood and iron one."

The Council decided to give permission to remove the wall, on condition that Mr. McNulty signs an agreement undertaking to re-build the wall at any time he may be called upon to do so.

1040/38. DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY AT GREENCASTLE.

A letter was read from Mr. Hugh McCormick, 25, Clarendon Street, Derry, applying for a refund of the deposit which he lodged, as he did not open the road at Greencastle as intended.

The Council decided to refund the deposit.

1041/38. DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY AT ST. JOHNSTON.

A letter was read from Mrs. Margaret Hegarty, Main Street, St. Johnston, applying for a refund of the deposit lodged by her in connection with the opening of the roadway.

The Council decided to refund the deposit.

1042/38. DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY OUTSIDE DONEGAL TOWN.

A letter was read from Mr. L. Merrifield, Plumber, Ballyshannon, again applying for a refund of the deposit lodged by him in connection with the opening of the roadway outside Donegal town. The Surveyor previously reported that the restoration of the roadway was not to his satisfaction, but it had again been attended to.

The Acting Co. Engineer reported as follows:-

"Mr. Cunningham reports as follows:- When Mr. Merrifield made his previous application for a refund of his £2, I met him and pointed out to him that he did not re-grout the opening in bitumen. He then undertook to do it, but up to the present that undertaking has not been carried out."

The Council noted the report, and decided to refund the deposit when the roadway has been properly restored.

1043/38. PUBLIC DANCE HALLS ACT, 1935.

Notifications were submitted of intentions to apply for licences under the Public Dance Halls Act, 1935, in respect of the following premises:-

McGroarty's Hall, Keelogs, Inver.
Recreation Hall, Kilmairen.

1044/38. CINEMATOGRAPH ACT, 1908.

An application for a licence under the Cinematograph Act, 1908, was received from Mr. John Walsh, Secretary, Parochial Hall Committee, Dungloe.

The application was granted unanimously.

1045/38. CLAIMS FOR PAYMENT FOR STONES SUPPLIED FOR ROSSES ROAD SCHEME.

A letter was read from Mr. James O'Donnell (Pat), Annagry, stating that in November last year he put up 10 tons of road metal for the crusher on the Annagry section of the Rosses Road Scheme. The metal was taken by Mr. James O'Donnell, Ganger, who measured it at the time owing to the absence of the overseer, Mr. Doherty. He never since received payment, although Mr. Doherty was aware that he supplied it.

A letter was read from Mr. Michael Healy, Annagry, stating that the report submitted by Mr. Dillon, Engineer, had no bearing on his last claim. He was in company with O'Donnell, but all monies in connection with that work were paid. His last claim was for tonnage supplied by him alone. (893/38 C.C.)

Mr. O'Reilly, Acting Co. Engineer, reported as follows:-
 "Mr. Dillon reports that the claims of Mr. James O'Donnell and Mr. Michael Healy are closely related, and that he has little to add to his report of the 11th of last month. It appears that before Mr. Callagy left here he gave instructions to take no more stone from the quarry in dispute and put in a final payment on Ganger James O'Donnell's Paysheet for the fortnight ended 20th November, 1937. On his contract stone book here this payment is entered and marked "Cleared up to date." As the stone now in dispute was put out before the 20th November, 1937, there is little doubt it was included in that payment. The contract was evidently given to Charles O'Donnell (Pat), and the other men worked with him. There is no evidence that separate contracts were made with either Mr. Healy or Mr. James O'Donnell. If they put out stone separately they did it without proper authority, but I believe Mr. Callagy paid for all stone taken from the quarry, and naturally he made the payments to the man with whom he made the contract."

The Council noted the report and decided to take no action in the matter.

1046/38. CLAIM FOR TRESPASS FOR STONE TAKEN FROM A QUARRY THE PROPERTY OF MR. JOHN HARKIN, ANNAGRY.

A letter was read from Mr. John Harkin, Annagry, stating that in December last year he supplied Ganger James O'Donnell with 100 carts of stones. He had never been paid for them. In addition, Mr. Doherty got permission to heap broken metal from the crusher in his garden, and he was promised compensation, which he did not receive either.

Mr. O'Reilly, Acting Co. Engineer, submitted the following report from Mr. Dillon, Resident Engineer:-
 "The stone referred to was not supplied by Mr. Harkin, but was quarried by our men in a quarry owned by Mr. Harkin. Some of the stone was quarried from a widened corner, and, therefore, no trespass is due. Trespass at the rate of 2d. per ton is due for the stone taken from his quarry in the fields. A small sum is also due for the use of his garden. Mr. Harkin has agreed to accept 10/- in settlement of the above, and I am arranging to include this on the current Paysheet."

The Council noted the report.

1047/38. APPLICATION FOR HOLIDAYS UNDER THE CONDITIONS OF EMPLOYMENT ACT, 1936.

A letter was read from Mr. Michael Sean McCloskey, Annagry, stating that he had been in the Council's employment for 18 months, and he wished to know if he could get a week's holidays with pay.

Mr. O'Reilly, Acting Co. Engineer, reported as follows:-
 "Mr. Dillon reports that Mr. McCloskey was employed for 18 months, but as his employment terminated shortly before the "Holiday" fortnight, he was not included for holiday payment on the pay-sheets. Arrangements are now being made by me to give Mr. Closkey a week's holidays with pay."

The Council noted the report.

1048/38. COMPLAINT RE ALLOCATION OF WORK IN THE GREENCASTLE DISTRICT.

A letter was read from Messrs. Archie Gill, Crossroads, Greencastle; Charles McGuinness, Drumaweir, Greencastle; and Dan McDonald, Drumaweir, Greencastle; complaining of the allocation of work in that district. They were living in Labourers' Cottages and had no means whatever. Willie McLaughlin had a public-house and was working steadily on roads. Mick McLaughlin had a farm with horses and cattle and paid a man to work it, as he was employed whole-time on roads. James Cavanagh of Carrowhugh had two farms of land, and was taken out of the harvest field to work as a surfaceman.

Mr. Caffrey, Acting Co. Engineer, submitted the following report from Mr. O'Neill, Assistant Co. Engineer:-

"None of the men, viz: Archie Gill, Charles McGuinness, or Dan McDonald ever applied to me for work.

From inquiries I have made, I find that neither Michal McLaughlin or William McLaughlin own any land.

William McLaughlin has a small public-house, but it is only one in name. He has a large family of small children and is in very poor circumstances. He has been working for the Council for the past four years, and has given every satisfaction.

Michael McLaughlin was employed by the Co. Council periodically since I came to this district. James Cavanagh was employed by Ganger McDermott for a few days."

The Council noted the report and decided to take no action in the matter.

1049/38. COMPLAINT RE ALLOCATION OF WORK IN THE TEMPLEDOUGLAS DISTRICT.

A letter was read from Mr. Hugh Doherty, Ballybolother, Newmills, complaining of the allocation of road work in that district. He stated that he was living in a Labourer's Cottage and his only income was 12/- per week. He could not obtain any work owing to the influence and wire-pulling prevailing in the district. The late Mr. Michael Dawson promised him a job as surfaceman on the Temple Douglas Road, but it was a single man with no dependents who got the job. Single men in the Council's employment were squandering their money attending football matches and dances and not coming to work until dinner-time the next day. When the roller was in the Temple Douglas District the surfaceman, Charles McDaid, went round all his own friends and told them to come out to work and bring their horses and carts. These men were all farmers' sons.

The Council decided to refer the matter to Mr. Caffrey, Acting Co. Engineer, for a report for next Meeting.

1050/38. COMPLAINT RE ALLOCATION OF WORK IN THE BALLYBOFEY DISTRICT.

Mr. Bernard Doherty, Goland, Ballybofeigh, appeared before the Council, and complained of the unfair allocation of road work in that district. He was living in a Labourer's Cottage and getting 12/- per week of Unemployment Assistance. He had a wife and two children. He only got five days' work on a Minor Employment Scheme about six miles from his home. He handed in a list of names of 17 men who were working steadily on roads in the district.

Mr. O'Reilly, Acting Co. Engineer, reported as follows:-

"My first contact with Mr. Doherty was when he came to me complaining that he could not get work on a Minor Employment Scheme convenient to where he lived. He informed me that he was in receipt of 12/- per week of Unemployment Assistance. On making personal inquiries at the Ballybofeigh Labour Exchange, I found him to be incorrect. Doherty was not in receipt of Unemployment Assistance, but had made application for it, and, consequently, the Manager of the Exchange could not send out his name on list to Surveyor. He is now in receipt of Unemployment Assistance."

The Council decided to refer the matter to Mr. Callaghan, Assistant Co. Engineer, for sympathetic consideration.

1051/38. COMPLAINT RE BEING DISMISSED FROM ROAD WORK WITHOUT ANY REASON, BREDAGH GLEN AREA.

A letter was read from Mr. John Quigley, Bredagh, Glen, Merville, stating that on the 11th July he was approached by Mr. Willie McDermott, Ganger, and ordered to stop work without giving any reason. He had been working for the Council for 14 years, and he thought he was entitled to a fairer crack of the whip than that.

Mr. Caffrey, Acting Co. Engineer, submitted the following report from Mr. O'Neill, Assistant Co. Engineer:-

"This man was stopped along with six others in July last, as there was no work convenient for him. He is not a cyclist and cannot go to a distance. As soon as work is available convenient to him, I will again employ him."

The Council noted the report, and decided to take no action in the matter.

1052/38. COMPLAINT RE CONDITION OF ROAD LEADING FROM MAIN ROAD AT FANMORE TO CAMPBELL'S BRIDGE, KILDARRAGH.

A letter was read from a number of residents of Derryreel, Falcarragh, complaining of the neglected state of the road leading from the Main Road at Fanmore to Campbell's Bridge, Kildarragh. No work had been done on the road for more than a year, and the surface was covered with large loose stones. Pit gravel should be used for surfacing instead of 2" broken stones.

The matter was referred to the Acting County Engineer.

1053/38. APPLICATION FOR POSITION AS FLAGMAN.

A letter was read from Mr. Mick Gallagher, Cleengort, Doochary, applying for a position as flagman on the new roller which was coming to Glenties Area.

Mr. O'Reilly, Acting Co. Engineer, stated that the application had been filed for consideration along with other applications received.

1054/38. REQUEST FOR GRANT FOR CONSTRUCTION OF BOG ROAD LEADING FROM THE GLENLEIGHAN AND DOOCHARY ROAD.

A letter was read from Mr. Patrick McGill, Glenleighan, Fintown, applying for a grant for the making of a bog road leading from the Glenleighan and Doochary Road to the bog where he got his turf. The proposed road would be about a quarter of a mile long.

The Council decided to refer the matter to the Office of Public Works for consideration when allocating further Minor Employment Schemes.

1055/38. COMPLAINT RE CONDITION OF ROAD AT CURRIN, GLENCOLUMBKILLE.

A letter was read from Mr. Edward Lyons, Currin, Glencolumbkille, stating that the pipe which was constructed at Currin was only 13" deep and 17" wide. It would need to be at least 2 feet wide and 2 feet deep. The roads in that district were the worst in Europe.

Mr. O'Reilly, Acting County Engineer, reported as follows:-

"Mr. Lennon reports that the pipe built is sufficiently large to carry out water at this point. As was pointed out in several previous reports the amount allocated for annual maintenance of this road is £5. Considering its relatively minor importance, this amount is generous and every penny of it will be spent on repairs thereto. There is no money available for extra improvements."

The Council noted the report and considered it satisfactory.

1056/38. COMPLAINT RE NOT AWARDING A UNIVERSITY SCHOLARSHIP TO JOHN FRANCIS DOHERTY, CHURCHTOWN, CARNDONAGH.

A letter was read from Mr. John Doherty, Churchtown, Carndonagh, protesting against the action of the Scholarships Committee in not awarding a Scholarship to his son because he did not know Latin or French.

The Secretary was instructed to point out to Mr. Doherty that his son was not awarded a Scholarship because he failed to secure 35% in "Applied Mathematics."

1057/38. COMPLAINT RE CONDITION OF ROAD AT CASHELARD, BALLYSHANNON.

A letter was read from Mr. Edward McCauley, Cashelard, Ballyshannon, drawing attention to a dangerous hill on Road No. 51, Map No. 2096. This road was used by a large number of people for carting turf, and if anything went wrong with a load on the hill there might be a serious accident.

Mr. O'Reilly, Acting Co. Engineer, submitted the following report from the Assistant Co. Engineer:-

"The road in question is 840 perches in length, one-half of which runs along rough grazing land, along the slope of a hill, with many braes, and "S" bends, and, although not fenced, it cannot be considered dangerous to ordinary traffic as the carriageway is a decent width. The road was made some 40 years ago, I am told, by the Congested Districts Board, and I am here over 30 years, and I have yet to hear of an accident taking place on it."

The matter was referred to Mr. O'Reilly, Acting Co. Engineer, for a report for next Meeting.

1058/38. ERECTION OF TURF SHED ON ROAD AT CALLAN, DRUMKEEN, WITHIN THIRTY FEET OF THE CENTRE OF THE PUBLIC ROADWAY.

A letter was read from Assistant Co. Engineer Callaghan reporting that Mr. Denis O'Donnell, Callan, Drumkeen, had erected a turf shed within 30 feet of the centre of the public roadway on the road from Callan Four Roads to Clogroes Four Roads. The structure was a substantial one composed of brick and concrete, and roofed with corrugated iron.

The Council decided to allow the building to remain, on condition that Mr. O'Donnell signs an Agreement undertaking to remove the shed at any time he may be called upon to do so.

1059/38. RETENTION OF SERVICES OF MR. A. N. DILLON AS RESIDENT ENGINEER ON THE ROSSES ROAD SCHEME.

Mr. O'Reilly, Acting Co. Engineer, applied for the retention of the services of Mr. A. N. Dillon as Resident Engineer for the duration of the Rosses Road Scheme.

The Council unanimously decided to continue Mr. Dillon's services at remuneration of £8 : 8 : 0 per week.

1060/38. LOUGH SALT WATER SCHEME.

A letter was read from the Town Clerk, Letterkenny, referring to previous correspondence regarding the proposed new Lough Salt Water Scheme, for the purposes of which, if ownership was transferred from his Council, the County Board of Health would be the Promoting Body. He had been directed by his Council to state that they would be prepared to meet the Board of Health at the earliest possible moment with a view to making the necessary arrangements. Any Meeting for the purpose of reaching agreement on the question of transferring ownership of the Scheme to the Board must reach a final decision.

Councillor Mahony proposed and it was unanimously resolved that this matter be again referred to the Law Committee with a view to reaching a final settlement.

=====

Confirmed

Neil Mahony

Chairman of Co. Council.

25th October, 1938.

A MEETING OF THE DONEGAL COUNTY COUNCIL WAS HELD ON TUESDAY,
THE 25TH DAY OF OCTOBER, 1938.

1061/38.

A T T E N D A N C E.

The following were the members present:- Councillors Blaney (presiding), Baxter, Brady, Byrne, Cole, Grerand, Friel, Gallagher, Gallen, Hannigan, Houston, Kavanagh, Kelly, Loughrey, Lynch, Mahony, Myles, McClafferty, McGrea, MacCreadie, McDaid, McGrenra, McIvor, McMenamin, McShane, McShea, O'Brien, O'Donnell (Michael), McRory, Scott, and Wagentreiber.

1062/38.

A P O L O G I E S.

Apologies for inability to be present were received from the Chairman (Councillor McFadden), and Councillors Daniel E. O'Boyle, Brian O'Donnell, and Daniel Walsh.

1063/38.

C O N D O L E N C E.

Councillor Blaney proposed that the sympathy of the Council be extended to the Chairman (Councillor Michael Og McFadden) on the recent death of his mother.

Councillor Mahony seconded the resolution, which was passed in the usual manner, and with which the Secretary associated himself on behalf of the staff.

1064/38.

C O N F I R M A T I O N O F M I N U T E S.

The Minutes of the last Meeting of the County Council held on the 27th September, 1938, were confirmed unanimously.

1065/38.

R E P O R T O F F I N A N C E C O M M I T T E E M E E T I N G.

On the motion of Councillor Mahony seconded by Councillor McClafferty, the Report of the Finance Committee Meeting held on the 27th September, 1938, was adopted unanimously.

1066/38.

R E P O R T S O F S U B - F I N A N C E C O M M I T T E E M E E T I N G S.

On the motion of Councillor Mahony seconded by Councillor Scott the Report of the Sub-Finance Committee Meeting held on the 27th September, 1938, was adopted unanimously.

On the motion of Councillor Mahony seconded by Councillor Scott the Report of the Sub-Finance Committee Meeting held on the 18th October, 1938, was adopted unanimously.

1067/38.

R E P O R T O F S H E E P D I P P I N G A N D W A R B L E F L Y C O M M I T T E E M E E T I N G.

Councillor Kavanagh proposed the adoption of the Report of the Sheep Dipping and Warble Fly Committee Meeting held on the 27th September, 1938.

Councillor McClafferty seconded the proposal, which was passed unanimously.

1068/38.

R E P O R T O F L A W C O M M I T T E E M E E T I N G.

Councillor Mahony proposed the adoption of the Report of the Law Committee Meeting held on the 18th October, 1938.

Councillor Scott seconded the proposal, which was passed unanimously.

1069/38.

L I S T O F P A Y M E N T S F O R T H E Q U A R T E R E N D E D 3 0 T H S E P T E M B E R , 1 9 3 8.

The List of Payments for the quarter ended 30th September, 1938, was submitted, and payment ordered in each case, as recommended by the Finance Committee.

1070/38.

REPORT OF SCHOLARSHIPS COMMITTEE MEETING.

Councillor Scott proposed the adoption of the Report of the Scholarships Committee Meeting held on the 14th October, 1938.

Councillor Mahony seconded the proposal, which was passed nem con.

At a later stage of the proceedings Councillor McIvor asked to have this matter re-opened, and on the Meeting agreeing, he expressed dissatisfaction that the award of a Scholarship to Master Patrick Quinn, Elaghbeg, Burnfoot, was made tenable at a School in Northern Ireland, as he believed it would not be approved by the Minister for Education.

On being assured by Councillor Scott that if St. Columb's College, Derry, was not approved by the Minister for Education, the Scholarship to Master Quinn would be made tenable at St. Eunan's College, Letterkenny, or any other approved College, Councillor McIvor withdrew his opposition.

1071/38. REFUSAL OF DUBLIN FISH SALESMEN TO BUY DONEGAL HERRINGS.

Councillor Brady asked to have the Standing Orders suspended in order to draw attention to the attitude of Dublin Fish Salesmen towards the Donegal Herring fishing.

The Council agreed to Councillor Brady's request.

Councillor Brady then stated that during the past week or ten days there was a very prolific herring fishing along the Donegal Coast, and due to the attitude of the Dublin salesmen it was impossible to dispose of the catches, which had to be taken back in large quantities, and dumped into the sea. These same Dublin salesmen were purchasing herring from Kilkeel, Co. Down, and other centres.

He proposed that the attention of An Taoiseach be drawn to the fact that herring fishing was a great source of revenue to Donegal fishermen, and that steps should be taken to induce Dublin salesmen to give preference to Donegal Herrings.

Councillor Myles seconded the resolution, which was passed unanimously.

1072/38. REQUEST FOR GRANT FOR CONSTRUCTION OF ROAD AT DONEGAL STREET, BALLYBOFEY.

A letter was read from the Office of Public Works dated 21st September, 1938, S.W.3/1/70, referring to the Council's resolution No. 915/38 making application for a grant for the construction of a road at Donegal Street, Ballybofeey, and stating that the matter had been referred to the Department of Local Government and Public Health for attention.

1073/38. RE-ISSUE OF PAYING ORDERS TO MR. JOHN CAFFREY, FORMER COUNTY SURVEYOR, AND PAYMENT OF SALARY FOR THE PERIOD FROM 19TH TO 30TH SEPTEMBER, 1937.

A letter was read from the Local Government Department, Roads, dated 22nd September, 1938, R/RS/7, stating that the Minister would raise no objection to the dates on Paying Orders numbers 9455, 2060, 20, 2477, 129, and 144, issued to Mr. John Caffrey, former County Surveyor, being altered to a current date.

A letter was read from the Local Government Department, Roads, dated 6th October, 1938, R/RS/7, stating that the Minister would raise no objection to the payment of salary to Mr. J. Caffrey, ex-County Surveyor, in respect of the period from 19th to 30th September, 1937.

1074/38.

STATISTICAL INFORMATION.

A letter was read from the Local Government Department dated 6th October, 1938, Stet. Circ. 56/37, Ilgh., enclosing queries arising on an examination of statistical information furnished by the Secretary, and requesting replies thereto.

1075/38. COST OF PREPARATION OF SIXTEENTH REGISTER OF ELECTORS.

A letter was read from the Local Government Department dated 22nd September, 1938, F.19090/38, Donegal Co., stating that the claim of the Registration Officer for remuneration and expenses in connection with the preparation of the Sixteenth Register of Electors had been examined, and it was found that the gross expenses amounted to £2,096 : 14 : 9, fees received, £20 : 5 : 9; net expenses, £2,076 : 9 : 0. When the claim of the Registration Officer and the demand of the Stationery Office in respect of printing, etc., had been paid, the certificate on Page 2 of Form 1. should be completed, and application made to the Department for recoupment of a portion of the expenditure.

1076/38. FOOT AND MOUTH DISEASE (IMPORTED CARCASSES AND PACKING MATERIALS) ORDER, 1938.

A letter was read from the Department of Agriculture dated 30th September, 1938, enclosing for the information of the Council a few advance copies of an Order entitled the Foot and Mouth Disease (Imported Carcasses and Packing Materials) Order, 1938, which the Minister for Agriculture had made as a further precaution against the introduction of Foot and Mouth Disease.

1077/38. ACKNOWLEDGMENTS OF APPLICATIONS FOR MINOR RELIEF GRANTS.

Acknowledgments were received of applications for Minor Relief Grants for works at Edrim Glebe; Upper Keeldrum; Glenleigh and Doochary; Fodden, Carndonagh; Inishaneal Mountain; Doocrow and Croaghubrid; and Raneely.

1078/38. APPOINTMENT OF NEW COUNTY SURVEYOR, AND CHIEF ASSISTANT COUNTY SURVEYORS.

A letter was read from the Local Government Department, Roads, dated 6th October, 1938, R/RS/7, stating that the Minister had sanctioned the proposal of the County Council to request the Local Appointments Commissioners to recommend a person for appointment as County Surveyor who will be responsible for engineering work for the Board of Health and Public Assistance and other bodies subsidiary to the Council at a salary of £1,000 per annum. The Minister concurred in the Council's proposal to grade Messrs. Caffrey and O'Reilly, Chief Assistant County Surveyors in the Northern and Southern Divisions of the County, respectively.

Councillor Scott proposed and it was unanimously resolved that the question of the salaries of the Chief Assistant County Surveyors be referred to the Engineering Services Committee.

1079/38. RETENTION OF SERVICES OF MR. A. N. DILLON AS RESIDENT ENGINEER ON THE ROSSES ROAD SCHEME.

A letter was read from the Local Government Department, Roads, dated 11th October, 1938, R/RS/7, stating that the Minister would raise no objection to the retention up to 31st December next of Mr. A. N. Dillon as Engineer-in-Charge of the Rosses Road Scheme upon the terms previously sanctioned.

1080/38. ARREARS DUE BY BORROWERS UNDER THE HOUSING ACTS.

A letter was read from the Local Government Department, Housing Section, dated 13th October, 1938, H.24464, Dun na nGall., referring to previous correspondence regarding the arrears due by borrowers under the Housing Acts, 1924-1929, and inquiring as to the present position in the matter.

1081/38. ARDUGHADH CREIDIUINTE O'N BHAINNC DO CHISTE AN CHOMHAIRLE.

Do leigheadh litir ó Roinn Riaghaltais Aiteamhail agus Slainte Poiblíche faoi dhata an 10ad Deire Fhoghmhair, 1938, G.4785/10/38, Dun na nGall., ag radh go gceadúigheann an t-Aire do Chomhairle Chonndae Dun na nGall airliughadh le fiacha Bainne na rachaidh thar seasga míle punt i gcoir costais reatha sealadacha. Bhi an t-udaras seo dleaghtach suas go dtí 31adh lá de'n mhí seo.

Dubhairt an Runaidhe go mbeadh £50,000 riachtanach go dtí an 30adh Samhain, 1938.

Socrúigheadh go n-iarrfadh cead an Aire fiacha Bainne na rachaidh thar £50,000 suas go dtí an 30adh Samhain, 1938.

1082/38. REMUNERATION OF CARETAKER OF LETTERKENNY COURTHOUSE.

A letter was read from the Local Government Department dated 13th October, 1938, G.25788/38, Dun na nGall., sanctioning the proposal of the Council to increase the remuneration of Mr. Daniel Ewing, Caretaker, Letterkenny Courthouse, to £26 per annum, as from the 20th September, 1938.

1083/38. ALLOCATION OF GRANT TO MEET THE COST OF REMOVING BANKS, HEDGES, AND HIGH WALLS.

A letter was read from the Local Government Department, Roads, dated 14th October, 1938, RU/205/201.V., referring to the Department's letter of 19th September relative to the provisional allocation of a grant to meet the cost of removing banks, hedges, and high walls, and drawing attention to the condition requiring the prompt submission of proposals, and stating that proposals should be furnished, in duplicate, without further delay.

1084/38. BOVINE TUBERCULOSIS ORDER, 1926 - DELAY IN SUBMISSION OF FORMS.

A letter was read from the Department of Agriculture dated 7th October, 1938, asking to be furnished with the necessary reports on Form T.2/3 in connection with suspected cases of Bovine Tuberculosis on the premises of Mr. James Laird, The Commons, Raphoe, and Mr. Michael O'Brien, College Street, Ballyshannon.

1085/38. CLAIM OF ROGER DOHERTY, URRISMANAGH, CLONMANY v. THE CO. COUNCIL.

An acknowledgment was received from the Office of Public Works of the Council's Minute No. 960/38 C.C. regarding the claim of Roger Doherty, Urrismannagh, Clonmany, v. the Co. Council.

1086/38. OPENING OF ROADWAY AT RATHMULLAN BY OFFICE OF PUBLIC WORKS.

A letter was read from the Office of Public Works dated 7th October, 1938, D.4.54/6/38, applying for permission to open the roadway and to carry out such works as might be necessary for the purpose of making a connection to obtain a supply of water for domestic purposes for the houses at Rathmullan Coastguard Station.

1087/38. ARREARS DUE BY BORROWERS UNDER THE SMALL DWELLINGS ACQUISITION ACTS.

A letter was read from the Local Government Department dated 14th October, 1938, H.17174/3/38, Dun na nGall., referring to previous correspondence regarding the arrears due by borrowers under the Small Dwellings Acquisition Acts, and inquiring as to the present position in the matter.

1088/38. REMUNERATION TO COUNTY SURVEYORS AND ASSISTANT COUNTY SURVEYORS IN CONNECTION WITH ROADS (RURAL) SCHEMES.

A letter was read from the Local Government Department dated 18th October, 1938; RU/204, referring to Circular Letter RU/204 of the 11th January, 1938; relative to payment of remuneration to County Surveyors and Assistant County Surveyors in respect of the special work entailed in the recruitment and rotation of labour in connection with the Roads (Rural) Schemes, and stating that it had been decided to continue the arrangement in respect of the schemes for 1938/39. Remuneration at the rate of $\frac{1}{2}\%$ to the County Surveyor and 1% to the Assistant County Surveyors might, therefore, be charged to the Schemes.

1089/38. FOOT AND MOUTH DISEASE (IMPORTED CARCASSES AND PACKING MATERIALS) ORDER, 1938.

A letter was read from the Department of Agriculture dated 18th October, 1938, G.2739/38, regarding the operation as from the 21st October of the Foot and Mouth Disease (Imported Carcase and Packing Materials) Order, 1938, and stating that the Minister had now decided to add Great Britain and Northern Ireland to the list of excepted countries set out in Article 3 (2) of the Order.

1090/38. PROPOSAL TO APPOINT MR. JAMES O'DONNELL, LIFFORD, TO THE VACANCY IN THE COUNTY SURVEYOR'S OFFICE CAUSED BY THE DEATH OF MR. DANIEL KELLY.

A letter was read from the Local Government Department dated 13th October, 1938, G.5094/12/13/1938, Dun na nGall., stating that the Minister was not prepared to agree to the appointment of Mr. James O'Donnell as permanent Clerical Assistant except on the result of a Competitive Examination. The additional vacancy should, accordingly, be filled in conjunction with, and on terms and conditions similar to those recently approved for posts of Junior Clerical Officer on the staffs of the County Council and County Board of Health. There would be no objection, however, to the maximum age limit being extended to meet the cases of temporary Officials of the Council. Pending the filling of the vacancies, the Minister would raise no objection to the appointments of Messrs. O'Donnell and Fitzgerald as temporary clerks, with remuneration at the rate of £2 per week.

Councillor Gallen proposed, Councillor Baxter seconded, and it was unanimously resolved that the Department be requested to re-consider their decision in this matter. (977/38 C.C.)

1091/38: EXAMINATION FOR TWO POSTS AS CLERICAL OFFICER IN THE COUNTY BOARD OF HEALTH OFFICES, AND ONE POST IN THE CO. COUNCIL OFFICES, IN PLACE OF MR. JAMES J. GALLAGHER, RESIGNED.

Arising out of the Department's letter of the 13th October, 1938, G.5094/13/13/1938, Dun na nGall., the Secretary read memorandum which accompanied the Department's circular letter of the 25th May, 1936, in regard to the filling of vacancies for posts as Clerical Officer.

The Council unanimously decided to request the Local Appointments Commissioners to arrange for the holding of the examination for two posts as Clerical Officer in the County Board of Health Offices, and for one post in the County Council Offices, and to undertake to appoint the highest qualified candidates, and to refund to the Commissioners the gross cost of holding the examination.

In accordance with the Department's suggestion it was decided to extend the maximum age limit to meet the cases of any temporary Officials of the Council who wished to compete.

The Council also decided to fix the Entrance Fee at 5/-, and to ask the Local Appointments Commissioners to issue the advertisement inviting applications as the examination covered both the vacancies in the County Board of Health Offices and the County Council Offices.

1092/38. COMPLAINT RE CONDITION OF LANE LEADING FROM COUNTY ROAD AT
NEWMILLS TO TOWNLAND OF DRUMINAUGHT.

A letter was read from Councillor Mahony enclosing petition from a number of householders and farmers using the lane leading from the County Road at Newmills to the townland of Druminaught, drawing attention to the condition and unsuitability of the lane for their needs. It was impossible to cycle down it owing to the state of the surface, and impossible for a motor-car or lorry to go up it owing to its narrowness. There were seven separate families using the lane.

Mr. O'Reilly, Acting Co. Surveyor, submitted the following report:-

"A Minor Employment Scheme of £120 has been allocated to repair accommodation road from County Road at Frank Kelly's house south to the houses of George Frizelle and others."

The Council noted the report and considered it satisfactory.

1093/38. PROPOSED EMPLOYMENT OF EXTRA CLERICAL ASSISTANCE IN THE
COUNTY SURVEYOR'S OFFICES.

Councillor Baxter proposed:- "That in connection with the administration of the Grants for Road works, extra clerks be employed to carry out the work in the Office of the County Surveyor to avoid the present staff having to work overtime. As this work will help to keep down unemployment, the expenses of the extra clerical staff should be defrayed out of the Grants."

The Council decided to refer the matter to the Acting County Surveyors for a report for next Meeting.

1094/38. MINOR EMPLOYMENT SCHEME NO. 277, 1936/37: ELECTORAL
DIVISION OF KILLYGARVAN.

Councillor Loughrey proposed, Councillor Baxter seconded, and it was unanimously resolved:-

"That this Council request the Board of Works to have the following Minor Employment Scheme reinstated:- No. 277, 1936/37; Electoral Division of Killygarvan; Townland of Loglands; Construct concrete bridge at end of County Road on laneway leading to Manuel Boyle's."

1095/38. PREPARATION OF THE SEVENTEENTH REGISTER OF ELECTORS.

The Secretary applied for a sum of £30 for extra clerical assistance in connection with the preparation of the Seventeenth Register of Electors (1939/40).

The Council unanimously granted the Secretary's application.

1096/38. COURTHOUSE ACCOMMODATION AT DUNGLOE.

A letter was read from Mr. John Walsh, Secretary, Parochial Hall Committee, Dungloe, stating that the Hall Committee regretted they could not approve of the installation of Anthracite Stoves in the Hall. They would consider the heating of the Hall next winter they were in a financial position to do so, and, meanwhile, they would put a large radiator stove at a suitable place in the Hall. They would repair the side door and make it as air-tight as possible. They could not extend the cloakroom, but they would allow the use of it to the Clerk on Court days and on any other days he required it.

A further letter was read from Mr. Walsh stating that at a Meeting of the Hall Committee quotations were considered for the central heating of the Hall.

The Committee again adjourned consideration of the matter.
(981/38 C.C.)

1097/38. APPOINTMENT OF TEMPORARY ENGINEERS TO ASSIST IN THE SUPERVISION OF THE EMPLOYMENT SCHEMES.

A letter was read from the Local Government Department, Roads, dated 1st October, 1938, R/RU/204, referring to previous correspondence in regard to the degree of efficiency obtained on Roads (Rural) Employment Schemes, and stating that in view of the time that these Schemes had been in operation and the experience gained by the persons employed thereon, it was expected that during the coming winter the Schemes should give results which would compare favourably with the results obtained on normal works. To ensure the required standard close supervision of the works would be necessary, and in view of the extent of the Schemes in Donegal a report should be submitted to the County Council on the subject of what extra temporary engineering staff would be required for effective supervision. The Minister was prepared to sanction the employment of such temporary Engineers as might be found necessary to supervise the work, and to allow their remuneration at the rate of £5 : 5 : 0 per week to be charged to the cost of the schemes.

A letter was read from the Local Government Department, Roads, dated 30th September, 1938, R/RU/204, referring to Minute No. 757/38, and stating that the Minister had sanctioned the employment by the Council of a temporary Engineer to assist in the supervision of the Employment Schemes in the Dunfanaghy District for a period not exceeding six months at £5 : 5 : 0 per week.

A letter was read from the Local Government Department, Roads, dated 6th October, 1938, R/RU/204, stating that having considered a report in the matter from Mr. O'Reilly, Acting County Surveyor, the Minister was prepared to sanction the temporary appointment of two qualified Engineers to assist in the supervision of the Employment Schemes in the Southern Division. Remuneration at the rate of £5 : 5 : 0 per week each might be paid and charged to the Schemes.

The Secretary stated that applications for the position of Temporary Engineer had been received from the following in response to the Council's advertisement:-

Thomas Belshaw, 7, Stanford Road, Kensington Court, London, W.8.
 Thomas Francis Joseph Bourke, Assolas, Kanturk, Co. Cork.
 Patrick P. Boyle, Letterilly, Glenties.
 Peter Joseph Butler, 110, Home Farm Road, Whitehall, Dublin.
 Edmond Coughlan, 19, Pine Street, Cork.
 William Joseph Cunningham, Shop Street, Galway.
 Michael Domican, Thomastown, Naas.
 Gerard Joseph Fleming, University Road, Galway.
 Kevin Thomas Harding, 7, Belmont Road, Ilford, Essex.
 Patrick Christopher Hickson, Crossmolina, Co. Mayo.
 Richard F. Hughes, Belmullet, Co. Mayo.
 Michael F. Irwin, West Rock, Ballyshannon.
 William Joseph Kelly, Green-ville, Newcastle, Galway.
 Thomas J. Kenny, c/o Mrs. Higgins, Drumshambo, Co. Leitrim.
 John V. Kirby, Clanwilliam, James' Street, Tipperary.
 Austin Lynch, Tullylease, Charleville, Co. Cork.
 Thomas Melvin, Ardoughan, Ballina, Co. Mayo.
 Patrick Mullin, Water Street, Donegal.
 Sean A. Mulreany, Bishop Street, Ballyshannon.
 Sean Murphy, 59, Beaumont Road, Upper Drumcondra, Dublin.
 William Joseph McCauley, Meenacross, Dungloe.
 Michael James McDaid, St. Ann's, 3, Rockhill, Blackrock, Co. Dublin.
 Francis John McElroy, Malinmore, Co. Donegal.
 Michael Peter Naughton, Corimbla, Ballina, Co. Mayo.
 Niall O'Loughlen, 35, Clarinda Park, E., Dun Laoghaire.
 Patrick Joseph O'Regan, Abbey Street, Rosscarbery, Co. Cork.
 Eugene Redahan, Engineer's Office, County Home, Longford.
 Patrick James Sweeney, Moross, Tamney, Co. Donegal.
 Bernard Tansey, Cloonagashel, Ballymote, Co. Sligo.

APPOINTMENT OF TEMPORARY ENGINEERS TO ASSIST IN THE
SUPERVISION OF THE EMPLOYMENT SCHEMES (CONTINUED).

The Council decided to make three appointments, and the following applicants were proposed and seconded:-

Mr. Patrick James Sweeney.

Proposed by Councillor Baxter and seconded by Councillor Mahony.

Mr. Sean A. Mulreany.

Proposed by Councillor Brady and seconded by Councillor Scott.

Mr. Michael F. Irwin.

Proposed by Councillor McShea and seconded by Councillor O'Brien.

Mr. Caffrey, Acting County Surveyor, stated that Mr. Irwin did not comply with the terms of the Council's advertisement, as he did not possess an Engineering Degree or its equivalent.

Councillor Myles stated that whilst Mr. Irwin did not possess an Engineering Degree, he had passed the Assistant Surveyors' Examination and he had thirty years' experience, which, he considered, was equivalent to a Degree.

Mr. William Joseph McCauley.

Proposed by Councillor Houston and seconded by Councillor Brady.

Mr. Michael James McDaid.

Proposed by Councillor Brady and seconded by Councillor Mahony.

Mr. Peter Joseph Butler.

Proposed by Councillor McClafferty and seconded by Councillor Byrne.

Mr. Bernard Tansey.

Proposed by Councillor Gallagher and seconded by Councillor McShane.

The Council proceeded to vote, and on the first vote each member of the Council voted for four candidates, and the result was as follows:-

For Mr. Patrick James Sweeney.

Councillors Baxter, Blaney, Brady, Cole, Crerand, Friel, Gallagher, Hannigan, Kavanagh, Loughrey, Lynch, Mahony, MacCreadie, McDaid, McGrenra, McIvor, McMenamin, McShane, McShea, O'Brien, O'Donnell (MI.), and Scott. Total 22.

For Mr. Sean A. Mulreany.

Councillors Baxter, Blaney, Brady, Byrne, Cole, Crerand, Friel, Gallagher, Hannigan, Houston, Kavanagh, Kelly, Loughrey, Lynch, Myles, McClafferty, McGrea, MacCreadie, McDaid, McIvor, McMenamin, McShane, McShea, O'Brien, O'Donnell (Michael), McRory, Scott, and Wagentreiber. Total 28.

For Mr. Michael F. Irwin.

Councillors Byrne, Gallagher, Gallen, Houston, Kavanagh, Kelly, Mahony, Myles, McClafferty, McGrea, McGrenra, McIvor, McShane, McShea, O'Brien, McRory, Scott, and Wagentreiber. Total 18.

For Mr. William Joseph McCauley.

Councillors Blaney, Brady, Cole, Gallen, Houston, Loughrey, Lynch, Mahony, McClafferty, McGrea, MacCreadie, McDaid, McGrenra, McMenamin, McShane, O'Donnell (Michael), and McRory. Total 17.

For Mr. Michael James McDaid.

Councillors Baxter, Blaney, Brady, Cole, Crerand, Friel, Gallagher, Gallen, Hannigan, Houston, Kelly, Loughrey, Lynch, Mahony, MacCreadie, McDaid, McGrenra, McMenamin, McShea, O'Donnell (Michael), McRory, and Wagentreiber. Total 22.

For Mr. Peter Joseph Butler.

Councillors Byrne, Gallen, Kavanagh, Kelly, Myles, McClafferty, McGrea, McIvor, O'Brien, Scott, and Wagentreiber. Total 11.

As a result of this vote, Mr. Butler was eliminated, and on the next vote, each member of the Council voted for three candidates, and this vote resulted as follows:-

For Mr. Sweeney.

Councillors Baxter, Blaney, Brady, Byrne, Cole, Crerand, Friel, Gallagher, Hannigan, Kavanagh, Loughrey, Lynch, Mahony, McGrea, MacCreadie, McDaid, McGrenra, McIvor, McMenamin, O'Brien, O'Donnell (Michael), and Scott. Total 22.

For Mr. Mulreany.

Councillors Baxter, Blaney, Brady, Byrne, Cole, Friel, Hannigan, Houston, Kavanagh, Kelly, Loughrey, Lynch, Myles, McClafferty, McGrea, MacCreadie, McDaid, McIvor, McMenamin, McShane, McShea, O'Brien, McRory, Scott, and Wagentreiber. Total 25.

APPOINTMENT OF TEMPORARY ENGINEERS TO ASSIST IN THE
SUPERVISION OF THE EMPLOYMENT SCHEMES (CONTINUED).

For Mr. Irwin.

Councillors Byrne, Cole, Crerand, Gallagher, Gallen, Kavanagh, Myles, McClafferty, McCrea, McIvor, McShane, McShea, O'Brien, McRory, Scott, and Wagentreiber. Total 16.

For Mr. McCauley.

Councillors Blaney, Brady, Gallagher, Gallen, Houston, Kelly, Mahony, McClafferty, McGrenra, McMenamin, McShane, O'Donnell (Michael), and McRory. Total 13.

For Mr. McDaid.

Councillors Baxter, Crerand, Friel, Gallen, Hannigan, Houston, Kelly, Loughrey, Lynch, Mahony, MacCreadie, McDaid, McGrenra, McShea, and O'Donnell (Michael). Total 15.

As a result of this vote, Mr. McCauley was eliminated, and the Council proceeded to the third vote. Each member again voted for three candidates and the result was as follows:-

For Mr. Sweeney.

Councillors Baxter, Blaney, Brady, Byrne, Cole, Crerand, Friel, Gallagher, Gallen, Hannigan, Kavanagh, Loughrey, Lynch, Mahony, McClafferty, MacCreadie, McDaid, McGrenra, McIvor, McMenamin, McShane, O'Brien, O'Donnell (Michael), Scott, and Wagentreiber. Total 25.

For Mr. Mulreany.

Councillors Baxter, Blaney, Brady, Byrne, Cole, Friel, Gallagher, Hannigan, Houston, Kavanagh, Kelly, Loughrey, Lynch, Mahony, Myles, McClafferty, McCrea, MacCreadie, McDaid, McGrenra, McIvor, McMenamin, McShane, McShea, O'Brien, O'Donnell (Michael), McRory, and Scott. Total 28.

For Mr. Irwin.

Councillors Byrne, Cole, Crerand, Gallagher, Gallen, Houston, Kavanagh, Kelly, Myles, McClafferty, McCrea, McIvor, McShane, McShea, O'Brien, McRory, Scott, and Wagentreiber. Total 18.

For Mr. McDaid.

Councillors Baxter, Blaney, Brady, Crerand, Friel, Gallen, Hannigan, Houston, Kelly, Loughrey, Lynch, Mahony, MacCreadie, McDaid, McGrenra, McMenamin, McShea, O'Donnell (Michael), McRory, and Wagentreiber. Total 20.

This vote resulted in the elimination of Mr. Irwin, and the Chairman declared Messrs. Sean A. Mulreany, Patrick James Sweeney, and Michael James McDaid appointed.

1098/38. APPLICATION FOR INCREASE IN RENT OF GWEEDORE COURTHOUSE.

A letter dated 24th August, 1938, was read from Mr. Michael Doogan, Meenderrygamph, Gweedore, stating that all repairs to the Courthouse there, both inside and outside, had now been carried out, and he wished to have the rent increased to £16 per annum. The District Justice was well pleased with the alterations and repairs.

A further letter was read from Mr. Doogan showing that the amount expended on the Courthouse was £27 :14 : 9.

A letter was also read from District Justice O'Hanrahan stating that he was well pleased with the repairs carried out to this Courthouse.

Councillor McClafferty proposed and it was unanimously agreed that the rent of this Courthouse be increased to £16 per annum; this rent to include the use of the Courthouse for all purposes for which the County Council would require it, apart from Court Sitzings.

1099/38. COMPLAINT RE CONDITION OF ROAD AT SWILLYMOUNT,
NEWTOWNCUNNINGHAM.

A letter was read from Mr. Andrew Peoples, Swillymount, Newtowncunningham, stating that the road leading to his house was now impassable. The two sides were now six feet apart, and the weeds were out to the centre of the road. He noticed that his rates had been increased, although nothing had been done to the road.

Mr. Caffrey, Acting Co. Surveyor, reported as follows:-

"I inspected the road to Swillymount and found it in tolerably good order. The road had been recently darned. A new pipe has been recently made across the road, and this is probably the place where Mr. Peoples complained about the water flowing across the road. Neither roads have yet been ledged but this will be done in the near future."

The Council noted Mr. Caffrey's report.

1100/38. COMPLAINT RE CONDITION OF ROAD AT KILLYLASTIN, LETTERKENNY.

A letter was read from a number of ratepayers of the townland of Killylastin, Letterkenny, drawing attention to the neglected state of the Killylastin Road leading from the Glencar Waterworks to the Blackburn. It was almost closed to traffic with weeds and briars. The water was running in the centre of the road owing to the outlet being filled up.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"I inspected this road on the 21st October, and found it in fair order. The surface is hard and free from potholes. The road, however, is very narrow, apparently due to the way the landowners built their fences in years gone past. There does not appear to be any outlets through these fences to take away the surface water from the road. I have written to the Contractor instructing him to clean up the road and open outlets."

The Council noted Mr. Caffrey's report.

1101/38. COMPLAINT RE NON-PAYMENT OF TRESPASS FOR STONES TAKEN OFF
LANDS AT TERLIN, CREESLOUGH.

A letter was read from Mr. H. A. McDevitt, B.L., T.D., enclosing letter received by him from Messrs. M. and B. Brennan, Terlin, Creeslough, stating that they had not been offered any compensation for 600 tons of material taken off their lands last February.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"Mr. McIvor, Assistant Surveyor, reports that 65 tons only were taken from a quarry owned jointly by Manny and Danny Brennan at Terlin. He says that Danny Brennan agreed with the Ganger to allow him to quarry for nothing, and that he got full-time carting in lieu of compensation. It was assumed that as the quarry was jointly owned Danny Brennan spoke for both owners. If he did not, all that Manny Brennan could claim would be a half share, i.e. 32½ tons at 2d. per ton, or 5s/5d."

The Council noted the report and decided to take no action in the matter.

1102/38. COMPLAINT RE ALLOCATION OF WORK IN THE TEMPLEDOUGLAS DISTRICT.

In connection with the complaint of Mr. Hugh Doherty, Ballybolother, Newmills, re allocation of road work in that district, Mr. Caffrey, Acting County Surveyor, reported as follows:-

"From inquiries I have made at the Labour Exchange, I find that although lists were asked for men on the 3rd and 4th of this month for this district, Hugh Doherty's name was not submitted, because the Exchange say that he was not eligible. Mr. McIvor reports that this man had steady employment on U. Grants and Minor Employment Schemes during the past winter. What he really wants is that the present surfaceman on the stretch of road passing his place be dismissed, and that this job be given to him. The fact is, however, that if this man is to be dismissed, I would not make any new appointment, but would divide his length among the neighbouring surfacemen. Undoubtedly, when the Relief Works start in the course of a week or so, the Labour Exchange will submit Mr. Doherty for work."

The Council noted the report, and decided to take no action in the matter.

1103/38. COMPLAINT RE DAMAGE TO CROPS AT MEENACLADDY, GORTAHORK.

A letter was read from Mr. Owen McGinley, Meenaccladdy, Gortahork, asking to have a Minor Employment Grant allocated for the cleaning of the river as it was destroying a lot of crops in that district.

The Council decided to take no action in the matter.

1104/38. COMPLAINT RE FLOODING OF ROAD AT GABRY, QUIGLEY'S POINT.

A letter was read from Mr. B. O'D. Browne, Gabry, Quigley's Point, complaining of the flooding of the road in front of his houses. The water-tables were filled with road metal for a distance of 200 yards, and there was no outlet for the water but down the road.

Mr. Caffrey, Acting Co. Surveyor, submitted the following report:-

"This man has been most unreasonable in his action. As reported by me at a previous Meeting he claims to own the footpath in front of his premises, and refused to allow anything to be done to it. I do not agree that he has any claim to this footpath, as it is shown on the Ordnance Sheet as part of the road. I am informed that he has since ripped up the sidefilling and surfacing, which we put into the road, and I think some serious notice should be taken of this. Mr. Doherty, the Assistant Surveyor, intended to raise the footpath at this place, and this would have prevented any flooding. Mr. O'D. Browne would not, however, allow Mr. Doherty to touch the footpath, saying that it was his private property."

The Council unanimously decided to authorise Mr. Caffrey to instruct the Council's Solicitor to take the necessary action in this case.

1105/38. COMPLAINT RE CONDITION OF CERTAIN ROADS IN CARRIGART DISTRICT.

A letter was read from Mr. Dan Gallagher, Secretary, Carrigart Fianna Fail Cumann, Creevy, Glen, Kilmacrenan, drawing attention to the condition of the following roads:-

- (1) The road branching off the Main Carrigart-Crooslough Road at the Red Brae, going northwards into Aughadachor, a distance of $1\frac{1}{4}$ miles. It was in a bad state of repair and dangerous to traffic.
- (2) The road branching off the Main Carrigart Road from David Speer's to Aughadachor Upper, which required widening and repairing.
- (3) Cutting Brae at Mandy McGettigan's and removing a dangerous corner.

Councillor Baxter proposed and it was unanimously decided to refer this matter to the Acting County Surveyor for a special report for the next Meeting of the Council.

1106/38. APPLICATION FOR GRANT FOR COMPLETION OF ROAD FROM CRONAGUIGGY TO STRANARVA, GWEEDORE DISTRICT.

A letter was read from Colonel A.F.S. Hill, Himbleton Manor, Droitwich, England, asking, on behalf of his former tenants of the Gweedore Estate, if the Council would consider the completion of the road from Cronaguiggy to Stranarva, about 2 or 3 miles from Crolly village. The road was already completed for half this distance, and the remaining half had been marked out but was left unfinished. The road should be continued to Meencorwick, as the children had to cross the bog at present, and arrive at School thoroughly wet.

The Council decided to refer this matter to the Board of Works for consideration when allocating further Minor Employment Schemes.

1107/38. APPLICATION FOR GRANT FOR COMPLETION OF ROAD FROM STRANABROOEY TO SLEEGHAN, DERRYBEG DISTRICT.

A letter was read from Colonel A.F.S. Hill, Himbleton Manor, Droitwich, England, asking, on behalf of his former tenants in the Derrybeg District, that a small sum be expended on the rough road which led from Stranabroeey to Sleeghan. From his own experience as an Engineer, he estimated that £40 expended under good supervision would be sufficient to do what was necessary.

The Council decided to refer this matter to the Board of Works for consideration when allocating further Minor Employment Schemes.

1108/38. APPLICATION FOR INCREASE IN PRICE ALLOWED FOR BLUE WHINSTONE.

A letter was read from Mr. Daniel P. McAteer, Garland, Kerrykeel, asking the Council to advance the price of blue whinstone per cubic yard. The price he got for it was 4/- per cubic yard, which was too small.

The Council unanimously decided to refuse the request.

1109/38. PUBLIC DANCE HALLS ACT, 1935.

Notifications were submitted of intentions to apply for licences under the Public Dance Halls Act, 1935, in respect of Milford Town Hall and Hall at Cullinean, Redcastle.

The Council noted the matter.

1110/38. EXTENSION OF TIME FOR PAYMENT OF OUT-OF-DATE ACCOUNT.

A letter was read from Mr. Charles Ward, Glenties, applying to have a Paying Order for £1 : 3 : 2 in favour of Mr. John J. Boyle, Meenamallagh, Glenties, re-issued. The original Paying Order was dated 25th June, 1937.

The Council unanimously decided to apply to the Department for permission to re-issue a fresh Paying Order.

1111/38. COMPLAINT RE CONDITION OF ROAD AT KIRKSTOWN, LETTERKENNY.

A letter was read from Mr. E. McDaid, Fir Cottage, Ballymacool, Letterkenny, complaining that nothing had yet been done to the Kirkstown Road, although the matter was before the Council at their March Meeting. At the request of the residents of the district he wished to notify the Council that legal proceedings would be instituted against the Council in the event of any damage or loss being sustained which might be attributable to the present deplorable condition of this road.

Councillor Mahony read a letter which had been forwarded to him concerning this road.

Mr. Caffrey, Acting Co. Surveyor, reported as follows:-

"I inspected the road personally and think that its description is exaggerated. The road has a fair surface, and apart from the necessity of cleaning up, it is in fair order. I have instructed the Assistant Surveyor to have it cleaned up."

The Council noted Mr. Caffrey's report, and considered it satisfactory.

1112/38. COMPLAINT RE CONDITION OF ROAD KNOWN AS MULLAGHACARRAGH ROAD, ARRANMORE ISLAND.

A letter was read from Messrs. Anthony O'Donnell and Hugh Coll, Arranmore Island, drawing the Council's attention to the condition of a mountain road about 1½ miles long. The road was known as the Mullaghacarragh Road, and was used by about 98 householders for drawing turf.

The Acting County Surveyor stated that this road was not a County Road, and the Council decided to take no action in the matter.

1113/38. COMPLAINT RE FLOODING OF PROPERTY AT CLAGGAN, CARNDONAGH.

A letter was read from Mr. Michael D. White, Solicitor, Carndonagh, stating that he had been consulted by Miss Rose Anne Clingain, Claggan, Carndonagh, with reference to the flooding of a field, her property, at Claggan, Carndonagh. The flooding was caused by the surplus water from the public highway, and could be remedied by a simple drain being sunk by the Council.

The Acting County Surveyor reported as follows:-

"Mr. O'Neill, Assistant Surveyor, reports that the flooding in this case is not caused by the surplus water from the road, but is simply due to the complainant's own neglect in not keeping this drain cleaned like the other neighbours do."

The Council noted the report and decided to take no action in the matter.

1114/38.

OVERGROUND TELEGRAPHIC LINE.

A letter was read from the Engineer-in-Chief, Department of Posts and Telegraphs, applying for permission to lay an overground telegraphic line along Main Street, Burtonport, from the existing line for a distance of about 150 yards.

The Council decided to grant the required permission on condition that in the event of it being found necessary at any future date to remove the poles, the cost of removal, except in so far as State-aided Schemes and Schemes authorised by an Act of the Oireachtas are concerned, to be borne by the Department of Posts and Telegraphs; and that the poles be kept free of the carriageway.

1115/38. APPLICATION FOR PERMISSION TO ERECT WALL IN FRONT OF NEW HOUSE, ADJOINING COUNTY ROAD, NEAR MALIN VILLAGE.

A letter was read from Mr. E. P. McLaughlin, Malin, applying for permission to erect a low wall in front of a new house, just completed, which adjoined the County Road near Malin Village.

A further letter was read from Mr. McLaughlin enclosing a sketch of the wall which he proposed erecting.

The Council decided to grant the required permission on the condition that Mr. McLaughlin signs an undertaking agreeing to remove the wall at any time he may be called upon to do so.

1116/38. COMPLAINT RE FLOODING OF LAND AT TULLAGH, CARRIGART, ALLEGED TO BE CARRIED OUT THROUGH DRAINAGE OPERATIONS OF THE COUNCIL.

A letter was read from Mr. A. J. O'Leary, Solicitor, Milford, stating that he had been instructed by Mr. Michael Boyce, Tullagh, Carrigart, to complain that the County Council in the course of drainage operations carried out in November, 1937, on a small river at Tullagh, put an obstruction at the outlet from a small lake which was surrounded by his land, with the result that a large area of his land had since been under water. Unless the Council paid the sum of £30 damages and removed the obstruction forthwith, he would be obliged to institute proceedings.

The Acting County Surveyor submitted the following report:-
"Mr. Dawson reports that there was no obstruction allowed to remain in the cleaning of this stream or wide drain, and there is no damage to lands caused by works, as far as the work extends. It would require a large grant to carry out what Mr. Boyce wants."

The Council noted the report and decided to take no action in the matter.

1117/38. APPLICATION FOR PERMISSION TO ERECT TEMPORARY STRUCTURE ON PIER AT KILLYBEGS KNOWN AS "KELLY'S QUAY."

A letter was read from Mr. Patrick Byrne, St. Catherine's Road, Killybegs, inquiring if he could use the Pier at Killybegs known as "Kelly's Quay" for the construction thereon of a kipper house for the winter fishing. It would be a temporary structure for the local herring fishing, and he would be prepared to pay a rent for use of same.

The Council unanimously decided to grant the required permission on condition that Mr. Byrne signs an undertaking agreeing to take down the structure at any time he may be called upon to do so; and that he pays a rent of 10/- per annum.

1118/38. COMPLAINT RE UNFAIR ALLOCATION OF WORK IN THE NEWMILLS AREA.

A letter was read from Mr. James McGay, Pollans, Trentagh, denying that he had anything to do with the letter which was before the Council at their last Meeting (Minute No. 997/38), regarding the unfair allocation of work on the roads in that locality.

The Council noted Mr. Gay's letter.

1119/38. APPLICATION FOR GRANT FOR NEW ROAD IN TOWNLAND OF ROOSKEY,
ELECTORAL DIVISION OF KINCRAIGY.

A letter was read from a number of ratepayers of the townland of Rooskey, Electoral Division of Kincraigy, appealing for a new road, about one mile in length, to connect the road from Francis McKelvey's house, through Rooskey, to Branch road past Toye's.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Employment Schemes.

1120/38. COMPLAINT FROM QUIGLEY'S POINT DISTRICT RE NOT BEING
EMPLOYED ON ROAD WORK.

A letter was read from Mr. Jack Doherty, Cross, Quigley's Point, complaining of the employment of single men on road work in that district. He was a young married man with a wife and two children, and his only income was 12/- per week of Unemployment Assistance. There was plenty of work going on in the district. He also complained of the manner in which certain roads in the district were being repaired, and he stated that the work carried out was a laughing-stock.

Mr. Caffrey, Acting Co. Surveyor, stated that this man did not ask for work, and that he was an unsatisfactory worker.

1121/38. MALICIOUS INJURY CLAIMS HEARD AT THE MICHAELMAS SITTINGS
OF THE CIRCUIT COURT. DONEGAL DIVISION.

A report was submitted from the Council's Solicitor on the Malicious Injury Claims of Messrs. Magee & Co., Ltd., Donegal, and Mr. Charles G. Duffin, Ardleavan, Dunmurry, Co. Antrim, which were heard at the Michaelmas Sittings of the Circuit Court in Donegal.

Councillor Mahony inquired if it was proposed to appeal against the award to Margaret Lockhart made at Letterkenny Court. Personally, he did not think it advisable to do so.

The Secretary stated that he had not yet received a report on the claims heard at Letterkenny, and pending receipt of the report, the matter was postponed.

1122/38. APPLICATION FOR POSITION AS CARETAKER OF LIGHTS AT
ROSBEG, WHICH ARE BEING ERECTED BY THE BOARD OF WORKS.

A letter was read from Mr. John J. Kearney, Rosbeg, Glenties, applying for a position as Caretaker of lights which were to be erected on his lands by the Board of Works. He had given permission to this body for the erection on condition that he was appointed as Caretaker by the County Council who would have charge of the lights when completed.

The Council decided to adjourn consideration of the application until the question of appointing a Caretaker arises.

1123/38. CLAIM FOR DAMAGES TO BICYCLE, THE PROPERTY OF MR. JOHN
BONNER, DRUMKEEN, BALLYBOFEY.

A letter was read from Mr. W. T. McMenamin, Solicitor, Ballybofey, enclosing Civil Bill in respect of damage to bicycle the property of John Bonner, Drumkeen, Ballybofey, through, as alleged, a collision with one of the Council's stone-breakers.

A letter was read from the Council's Solicitor stating that Plaintiff's Solicitor had suggested that this case be settled for the sum of £3 and 13/- costs.

The Council decided to leave this matter in the hands of the Insurance Co.

1124/38.

CLAIM FOR PAYMENT FOR 119 TONS OF STONES ALLEGED TO HAVE
BEEN SUPPLIED TO THE COUNCIL AT LOUGHANURE.

A letter was read from Mr. Patrick O'Donnell, Solicitor, Dungloe, stating that he had been instructed by Mr. Patrick Sweeney (Denis), Loughanure, to write for the price of 119 tons of unbroken stones supplied to the Council at Loughanure at 3s/6d per ton. Unless Mr. Sweeney was paid the amount due within seven days he had been instructed to institute proceedings.

Mr. A. N. Dillon, Resident Engineer, reported as follows:-

"The facts as supplied by Mr. O'Donnell are rather distorted. Mr. Sweeney has already been paid for 564 tons surfacing stone in three instalments. The last quantity measured was 100 tons stone and 19 tons scrap (Not 119 tons stone) quite recently. As I anticipated that some of his other "bings" were short, I told him that the final 119 tons would be held up as a deposit. The "bings" were short. They contained mounds of earth and other non-stone fillings, and at a very conservative estimate were 50 tons short. I informed Mr. Sweeney that he would not be paid the outstanding amount until he put another 50 tons at our disposal. This he has now agreed to do and in fact over half the amount is now up.

I asked him what precisely he meant by the Solicitor's letter, and he told me he only asked Mr. O'Donnell's opinion at the start of the dispute and did not know Mr. O'Donnell was going to write to the Council about it. In any case whether this is true or not, he has now instructed Mr. O'Donnell to drop the case and is putting up the short tonnage immediately. If he has the complete 50 tons up before the next Paysheet, I will pay him for 100 tons of surfacing stone and 19 tons of scrap on it. I think, therefore, the matter may be regarded as satisfactorily closed."

The Council noted Mr. Dillon's report and considered it satisfactory.

1125/38. DOWNINGS BAY - NON-COMPLIANCE WITH REQUIREMENTS OF FACTORY
AND WORKSHOP ACTS.

A letter was read from the Department of Industry and Commerce, Trade and Industries Branch, 51, Dawson Street, Dublin, dated 30th September, 1938, T.I.F.4000, stating that it had been observed that the following requirements of the Factory and Workshop Acts were not being observed at Downings Bay:-

Docks Regulations 1928 Form F.I.938 not affixed.
First Aid Outfit not provided.

A supply of life-saving appliances not kept in readiness on the Dock.
Means at or near the surface of the water at reasonable intervals for enabling a person immersed to support himself or escape from the water not provided.

Workmen's Compensation Act, 1934.

Summary Form Compn. 18 not posted up.

Accident Book Form Compn. 17 not kept readily accessible.

The Council decided to refer the matter to the Acting County Surveyor.

1126/38. PORTSALON PIER - NON-COMPLIANCE WITH REQUIREMENTS OF FACTORY
AND WORKSHOP ACTS.

A letter was read from the Department of Industry and Commerce dated 30th September, 1938, T.I.F.4010, stating that it had been observed that the following requirements of the Factory and Workshop Acts were not being observed at Portsalon Pier:-

Means at or near the surface of the water at reasonable intervals for enabling a person immersed to support himself, or escape from the water, not provided.

Docks Regulations 1928, Form F.I.938 not affixed.

First Aid Box not provided.

Workmen's Compensation Act, 1934.

Summary Form Compn. 18 not posted up.

Accident Book Form Compn. 17 not kept readily accessible.

The Council decided to refer the matter to the Acting County Surveyor.

1127/38. RAMELTON PIER - NON-COMPLIANCE WITH THE REQUIREMENTS OF THE
FACTORY AND WORKSHOP ACTS.

A letter was read from the Department of Industry and Commerce dated 4th October, 1938, T.I.F.11037, stating that it had been observed that the following requirements of the Factory and Workshop Acts were not being observed at Ramelton Pier:-

Docks Regulations 1928, Form F.I.938 not affixed.

A supply of life-saving appliances not kept in readiness on the Quay.
Means at or near the surface of the water at reasonable intervals for enabling a person immersed to support himself, or escape from the water, not provided.

First Aid Box not provided.

Workmen's Compensation Act, 1934.

Summary Form Compn. 18 not posted up.

Accident Book Form Compn. 17 not kept readily accessible.

The Council decided to refer the matter to the Acting County Surveyor.

1128/38. MOUNTCHARLES QUAY - NON-COMPLIANCE WITH THE REQUIREMENTS OF
THE FACTORY AND WORKSHOP ACTS.

A letter was read from the Department of Industry and Commerce dated 5th October, 1938, T.I.F.12895, stating that it had been observed that the following requirements of the Factory and Workshop Acts were not being observed at Mountcharles Quay:-

Docks Regulations 1928, Form F.I.938 not affixed.

First Aid Box not provided.

No life-saving appliances provided.

Workmen's Compensation Act, 1934.

Summary Form Compn. 18 not posted up.

Accident Book Form Compn. 17 not kept readily accessible.

The Council decided to refer the matter to the Acting County Surveyor.

1129/38. BRUCKLESS QUAY - NON-COMPLIANCE WITH THE REQUIREMENTS OF
THE FACTORY AND WORKSHOP ACTS.

A letter was read from the Department of Industry and Commerce, dated 5th October, 1938, T.I.F.3705, stating that it had been observed that the following requirements of the Factory and Workshop Acts were not being observed at Bruckless Quay:-

Docks Regulations, 1928, Form F.I.938 not affixed.

The matter was referred to the Acting County Surveyor.

1130/38. RATHMULLAN PIER - NON-COMPLIANCE WITH THE REQUIREMENTS OF
THE FACTORY AND WORKSHOP ACTS.

A letter was read from the Department of Industry and Commerce, dated 7th October, 1938, T.I.F.4088, stating that it had been observed that the following requirements of the Factory and Workshop Acts were not being observed at Rathmullan Pier:-

Docks Regulations, 1928, Form F.I.938 not affixed.

A supply of life-saving appliances not provided.

The Council decided to refer the matter to the Acting County Surveyor.

1131/38. PORT QUAY, INVER - NON-COMPLIANCE WITH THE REQUIREMENTS OF
THE FACTORY AND WORKSHOP ACTS.

A letter was read from the Department of Industry and Commerce dated 8th October, 1938, T.I.F.3881, stating that it had been observed that the following requirements of the Factory and Workshop Acts were not being observed at Port Quay, Inver:-

Docks Regulations, 1928, Form F.I.938 not affixed.

The matter was referred to the Acting County Surveyor.

1132/38. BURTONPORT PIER - NON-COMPLIANCE WITH THE REQUIREMENTS OF THE FACTORY AND WORKSHOP ACTS.

A letter was read from the Department of Industry and Commerce dated 18th October, T.I.F.3788, stating that it had been observed that the following requirements of the Factory and Workshop Acts were not being observed at Burtonport Pier:-

Docks Regulations, 1928, Form F.1.938 not affixed.

No life-saving appliances provided.

No means of support at or near the surface of the water provided.

No First Aid Outfit provided.

The matter was referred to the Acting County Surveyor.

1133/38. PROPOSED ERECTION OF WEIGHBRIDGE IN LETTERKENNY.

A letter was read from the Local Government Department, Roads, dated 15th October, 1938, R/SGO/7, returning plan submitted in connection with the proposed erection of a weighbridge in Letterkenny under the Road Improvement Grant, 1937/38, and stating that as the proposed site adjoined a bad bend it was unsuitable. Accordingly, they requested that the matter be further investigated with a view to the selection of a more suitable site.

On the motion of Councillor Scott, it was decided to refer the matter to the Law Committee.

1134/38. APPLICATION FOR CINEMATOGRAPH LICENCE FOR LA SCALA CINEMA, MILFORD.

A letter was read from Mr. E. F. McCambridge, Secretary, A.C. Cinemas (Ireland), Ltd., applying for a Cinematograph Licence in respect of the premises known as "La Scala Cinema", Milford.

The Council unanimously decided to grant the application.

1135/38. APPLICATION FOR CINEMATOGRAPH LICENCE FOR TANATALLON HALL, MOUNTCHARLES.

A letter was read from Mr. Anthony Brogan, Mountcharles, applying for a Cinematograph Licence for the Tanatallon Hall, Mountcharles.

Mr. O'Reilly, Acting County Surveyor, reported that a Licence could be issued to apply to this Hall only when used by Travelling Companies whose cinematograph projecting apparatus was placed in fireproof enclosure and complied in all respects with the Cinematograph Regulations, 1910.

The Council unanimously decided to grant a licence on the conditions specified by Mr. O'Reilly.

1136/38. WIRE ROPE AND CHAIN IN USE AT MALIN HEAD PIER.

Further letters dated 3rd and 6th October, 1938, were read from Mr. James McGonigle, Slievebawn Cottage, Malin Head, stating that the rope which the Council used at Malin Head Pier, and which was his personal property, was unfit for further use, and he wished to be paid £2 compensation.

Mr. O'Neill, Assistant Surveyor, reported as follows:-

"I examined this rope when it was taken off and I could not see any damage. I put on new rope and chain on 7th October, 1938, and handed old rope and chain to Mr. McGonigle."

The Council noted the report and decided to take no action in the matter.

1137/38. COMPLAINT RE NON-PAYMENT FOR WORK DONE ON A RELIEF SCHEME.

A letter was read from Mr. Charles McCormick, Solicitor, Derry, stating that he had been instructed by Mr. Philip McLaughlin, Glacknabraide, Malin, to write with reference to his claim for £2 : 0 : 6 being nine days' wages at 4s/6d per day during the period 18th to 28th August, inclusive, for work done on a relief scheme. The foreman on the work was Richard Doherty, Glacknabraide. If he was not paid the amount forthwith proceedings would be instituted.

The Acting Co. Surveyor stated that this man had since been paid.

1138/38.

CLAIM FOR INJURIES ALLEGED TO HAVE BEEN RECEIVED THROUGH
THE NEGLIGENCE OF THE COUNCIL'S WORKMEN WHILST REPAIRING
A FOOTPATH IN MOVILLE.

A letter was read from Mr. Charles McCormick, Solicitor, Derry, stating that he had received instructions from Mrs. Mary Doherty, wife of Mr. James Doherty, Terryrone, Moville, to write claiming damages against the Council in respect of injuries received by her through the negligence of the Council's workmen while repairing a footpath at Bonner's corner in the town of Moville. On the 1st September last Mrs. Doherty was tripped by an obstruction caused by the Council's workmen repairing the footpath and had a very severe fall. Nine stitches had to be inserted in her legs, and she had her face cut and her body bruised and crushed. She had since been confined to bed and unable to do her work.

Mr. Caffrey, Acting County Surveyor, submitted the following report from his Assistant, Mr. O'Neill:-

"From inquiries I have made I find Mrs. Doherty came up past this hoarding before entering Bonner's shop and on leaving the shop she hit herself against the protection planks and fell over them. It was nine p.m. and the street lamps were lighted. From information I have received from the foreman, this woman is suffering from defective eyesight."

The Council decided to leave the matter in the hands of the Insurance Company.

1139/38.

DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY -
MR. W. H. DONALDSON, GLENAFTON, WELCHTOWN.

A letter was read from Mr. W. H. Donaldson, Glengrafton, Welchtown, applying for a refund of a deposit of £2 lodged by him in connection with the opening of the public roadway.

The Acting Co. Surveyor stated that this deposit had been refunded.

1140/38.

DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY -
MR. H. G. HAMILTON, CHURCH ST., RANELTON.

A letter was read from Mr. H. G. Hamilton, Church Street, Ranelton, applying for a refund of a deposit of £2 lodged by him in connection with the opening of the public roadway.

The Acting Co. Surveyor stated that this deposit had been refunded.

1141/38.

DEPOSIT LODGED BY MR. L. MERRIFIELD, PLUMBER, BALLYSHANNON,
IN CONNECTION WITH OPENING OF ROADWAY.

A letter was read from Mr. L. Merrifield, Plumber, Ballyshannon, again applying for a refund of his deposit in connection with opening of roadway. The roadway to which he referred had been left with the same surface as if it had never been opened. There must be some mistake about the road, as he never had any communication from Mr. Cunningham about the road in question.

Mr. Cunningham reported as follows:-

"After Mr. Merrifield's first application for a refund of his deposit, I saw him in Donegal, stopped my car, and pointed out to him that the opening was not properly restored; that the roadway was a tar-grouted one, and the opening made by him must be tar-grouted in. He promised me then that he would do this work, but it still remains undone."

It is quibbling on his part to say that he had no notification from me."

The Council decided to leave this matter in the hands of the Acting County Surveyor and his Assistant.

1142/38. COMPLAINT RE CONDITION OF ROAD IN KNOCKBRACK DISTRICT.

A letter was read from Mr. Joseph Friel, Tolly, Knockbrack, inquiring if anything could be done with the road leading to his house. It was in very bad order and it was so dangerous that he could not send his children to School. One-half of it was on the County.

The Acting County Surveyor reported as follows:-

"Mr. Kelly reports that he is having some further repairs done to the part of this road which is a County Road. Regarding the other part, the writer could be referred to the Board of Works."

The Council noted the report and decided to take no action in the matter.

1143/38. REQUEST TO HAVE LIGHT ERECTED ON PIER AT DONEGAL.

A letter was read from Mr. Patrick Furey, Harbour Master, Donegal, stating that he had been asked by Mr. Patrick Gallagher, Coal Merchant, Castle Street, Donegal, to bring to the notice of the Council the necessity of having a light erected on the Pier at Donegal to show sufficient light in case boats would have to be discharged in future, after dark, as happened recently. Mr. Gallagher stated he would not get in any more coal boats until a light was erected.

The Acting County Surveyor submitted the following report from Mr. Cunningham:-

"I enclose an estimate from Messrs. McGowan & Sons for the lighting of Donegal Pier (one light - 100 candle power), which should be ample for all the work carried out there. The following is a copy of Messrs. McGowan's estimate:-

'Re your inquiry of to-day about erection of a light on the quay at Donegal, we are not in a position at present to give the exact cost of erecting. We have not at present a suitable pole in stock, but may be able to get one from Messrs. Myles & Co., Ballyshannon. The remainder of the fittings we have here, and should say that the job could be done for roughly £7 and at the rate of say six cargoes per winter months, the light could be supplied for roughly £1 for that period.' "

The Council unanimously decided to instruct Mr. O'Reilly to proceed with the erection of a light on the Pier at Donegal.

1144/38. REQUEST TO HAVE LIFE-BUOY PROVIDED AT THE NEAR PIER AT DONEGAL QUAY.

A letter was read from Sergeant M. J. Hughes, Garda Siothchana, Donegal, stating that he wished to bring to the Council's notice the necessity of having a life-buoy provided at the near Pier at Donegal Quay. He was prompted to make this request by reason of the fact that last June a boy of eight years had a narrow escape from drowning. There was already a buoy on the second Pier, but as this was 250 yards away it would have been no use on the occasion. If the Council agreed to provide one he suggested that it be hung on a pole or on the railings where it could easily be seen if required, and that the buoy already provided be similarly dealt with.

Mr. O'Reilly, Acting Co. Surveyor, reported as follows:-

"The request of the Sergeant is reasonable and should be supported. With regard to the recovering of the old buoy at Donegal Pier, Mr. Cunningham informs me that he found it impossible to get anyone to re-cover the inside buoy with canvas. I have been in touch with ship-chandlers in Derry and find that the cost of a new buoy is 12s/6d. It is possible that these may be liable to duty. I would ask permission to purchase two new buoys for the two Piers at Donegal."

The Council unanimously decided to authorise Mr. O'Reilly to purchase two new buoys as required.

1145/38. PROTECTION OF THE EGGS OF CERTAIN WILD BIRDS.

A letter was read from the Hon. Secretary, Irish Society for the Protection of Wild Birds, suggesting that the Council pass a resolution in the following terms:-

"That the Minister for Justice be requested to issue at an early date a new Order that will take the place of the Order at present in force in County Donegal, and that will make it illegal to take or destroy in this County the eggs of any of the following species of Wild Birds:- Golden Eagle; Sea Eagle; Buzzard; Peregrine Falcon; Chough; Raven; Dunlin or Sea-lark; Phalaropes (all kinds); Divers (all kinds); Grebes (all kinds); Terns (all kinds); and Petrel (all kinds)."

Councillor Gallen suggested that Partridge and Gold-Finch be added to the list, and with this addition the Council unanimously decided to adopt the resolution.

1146/38. APPLICATION FOR GRANT FOR MAKING OF NEW ROAD AT DROMORE, BALLINTRA.

A letter was read from Mrs. M. H. Lapsley, Dromoske, Ballintra, drawing attention to the need for a new road from the end of Dromoske Lane (a distance of about two miles) to Dromore. There were four houses along this road, and in the winter months it was impossible to get in or out to these houses.

The Acting County Surveyor stated that the road was not a County Road, and it was decided to refer Mrs. Lapsley to the Office of Public Works, Dublin.

1147/38. POISONS AND PHARMACY ACT, 1908.

An application for a licence under the Poisons and Pharmacy Act, 1908, was received from Mr. J. P. McIvor, Merchant, Quigley's Point.

Applications for renewals of licences were received from the following:-

Mr. William Norris, Merville.
Mrs. Caroline Cavanagh, Drumaweir, Greencastle.
Mr. John Maguire, Burt.
Mrs. Hannah McColgan, Clonmany.
Mr. George Wilkin, Carrigans.

The Council unanimously decided to grant the applications.

1148/38. COMPLAINT RE CONDITION OF DRUMAWEIR ROAD, GREENCASTLE.

A letter was read from a number of ratepayers of the Greencastle District complaining of the deplorable condition of the road known as the Drumaweir Road extending from the Main Merville-Shrove Road to Glenagivney. It was now in such a state of repair that it was almost impassable. If something was not speedily done to re-construct it the area concerned would be left without any means of communication with the Main Road. A substantial sum of money would require to be allocated for its repair. Small grants remedied immediate defects, but they could not have any lasting results.

The Acting Co. Surveyor reported as follows:-

"Mr. O'Neill reports that there are 20 perches of this road in a dirty condition. He sent men to scrape and clean this. With this exception the road is in better condition than it has ever been. To do what these people require would cost £1,000."

The Council noted Mr. Caffrey's report.

1149/38. APPLICATION FOR POSITION AS GANGER, LAGHEY DISTRICT.

A letter was read from Mr. John Clarke, Mullinasole, Laghey, applying for a position as Ganger in the Mullinasole District on Minor Relief Schemes. He was a married man and had no means of livelihood.

The matter was referred to the Acting County Surveyor.

1150/38. REQUEST FOR GRANT FOR CLEANING AND DEEPENING OF BROOK FROM LOUGHDOON TO KILTOORISH, PORTNOO DISTRICT.

A letter was read from Mr. Thomas Scott, Mullavey, Portnoo, petitioning the Council for a grant for the cleaning and deepening of the brook from Loughdoon to Kiltloorish. One hundred acres of land which were at present useless would benefit by the carrying out of this work.

The Acting County Surveyor stated that this was a matter for the Board of Works, and it was decided to refer Mr. Scott to that body.

1151/38. APPLICATIONS FOR POSITIONS AS FLAGMEN.

A letter was read from Mr. John Martin, Kinnederry, Welchtown, stating that he had a son who would wish to get an appointment as a Flagman on one of the Council's steam-rollers. His son had been working on road schemes under different Gangers and had always proved a satisfactory worker.

A letter was read from Mr. Robert Gallagher, Mullinagung, Ballindrait, applying for a position as a flagman on the Council's steam-rolling plant. He was willing to go to any part of the County, if appointed, and had eight years' experience handling road plant.

The Council decided to inform the applicants that there were no vacancies.

1152/38. CONTINGENCY FUND - SOUTHERN DIVISION.

Mr. O'Reilly, Acting Co. Surveyor, Southern Division, applied for the following amounts out of the Contingency Fund:-

Glenties Area.	
Map No. 1765 (Cashlings Bridge - Crownarudda).....	£5.
Map No. 1843 (Carrick Lower - Shanvally).....	£5.
Map No. 1868a (Roshin Three Roads - Roshin School).....	£4.
Donegal Area.	
Mountcharles Railway Bridge to Saithill Pier.....	£6.
Stranorlar Area.	
Repair arch on Road No. 1516.....	£8.
Restore parapet of bridge knocked down by lorry on Road No. 1536 (Letterbrick).....	£10.
To put new 18" pipe on Road No. 1322.....	£2.

The Council unanimously granted the application.

1153/38. APPLICATION BY MR. O'REILLY, ACTING CO. SURVEYOR, FOR £7 FOR REPAIRS TO TEELIN PIER.

Mr. O'Reilly, Acting Co. Surveyor, Southern Division, applied for a sum of £7 for repairs to breach in slip at Teelin Pier and removal of loose boulders.

The Council unanimously granted the application.

1154/38. DAMAGE TO ROADS IN ROSSES AREA BY HEAVY LORRY TRAFFIC.

Mr. O'Reilly, Acting Co. Surveyor, reported as follows:-

"It has been reported to me by Mr. Kearney, Assistant Surveyor, that considerable damage has been caused to the Kincasslagh Road - Braade Road, between Main Road - Crolly-Kincasslagh and end of road, Carrickfin Pier, Map No. 794, by a lorry owned by the Lough Swilly Railway Co. It appears that this lorry was carting sand and gravel for the Rosses Regional Water Supply Scheme. I am at present having the road repaired and keeping an account of the cost. I am anxious to know what the position is in regard to damage done to roads by extraordinary traffic, such as this."

Mr. Caffrey, Acting Co. Surveyor, stated that damage of a similar kind was also being done to roads in his area.

The Council decided to ask Messrs. O'Reilly and Caffrey to furnish certificates of the actual damage done.

1155/38.

REQUEST TO HAVE SYLLABUSES OF CERTAIN EXAMINATIONS ALTERED
TO SUIT STUDENTS TRAINED IN VOCATIONAL COMMERCIAL CLASSES.

A letter was read from the Irish Technical Association enclosing copy of the following resolution:-

"That the Civil Service Commissioners, the Department of Industry and Commerce, the Local Government Department, and other Departments of State concerned, also Local Authorities, be requested to amend regulations and syllabuses of their several examinations for clerical posts, in such manner as to offer a reasonable opportunity to students trained in the Commercial Classes under the control of Vocational Committees to compete for and obtain these positions."

On the motion of Councillor Mahony, the Council unanimously decided to adopt the resolution.

1156/38.

POLITICAL PRISONERS IMPRISONED IN NORTHERN IRELAND JAILS.

A letter was read from the National Association of Old I.R.A., forwarding for consideration and adoption the following resolution:-

"That this Convention of the National Association of Old I.R.A. desires to remind the people of Ireland that a number of political prisoners are being detained in that part of our country at present under the jurisdiction of the British Government, and we call on all Public Bodies, in every part of the country, to unite in condemning this atrocity, and demanding its termination."

On the motion of Councillor Mahony seconded by Councillor McGrenra, the Council unanimously decided to adopt the resolution.

1157/38.

POUNDS, AND APPOINTMENTS OF POUND KEEPERS.

A letter was read from the Secretary, Westmeath County Council, Mullingar, stating that he had received a letter from the Sheriff requiring the County Council to appoint a Pound Keeper, and he had been directed to ascertain what action the Donegal Co. Council had taken, or proposed to take, in the matter.

The Secretary was instructed to inform the Secretary of Westmeath County Council that the question had not yet arisen in this County.

1158/38.

COMPLAINT RE CONDITION OF ROAD AT DRIM AND KINNAKILLEW,
GLENCOLUMBKILLE.

A letter was read from Mr. Patrick McLaughlin, Drim, Glencolumbkille, stating that the Drim and Kinnakillew tenants wanted to get their road repaired from Ann Curran's, Kinnakillew, to John Byrne's of Drim. It was in such a condition that it was impossible to cart on it at the moment.

The Council decided to refer these people to the Office of Public Works, Dublin, as the road complained of was not a County Road.

1159/38.

REQUEST FOR GRANT FOR COMPLETION OF ROAD THROUGH THE TOWN-
LANDS OF MEENBANE, TRENTABOY, AND MULLAGHFIN, CONVOY.

A letter was read from a number of ratopayers of Meenbane, Convooy, applying for a grant for the completion of the road which was made by the Board of Works two years ago through the townlands of Trentaboy, Meenbane, and Mullaghfin. The road was now in a deplorable state. Children could not get to School, and shop-keepers could not get in with provisions. A further Grant was urgently needed.

On the motion of Councillor McMenamin, it was unanimously decided to refer this matter to the Board of Works for sympathetic consideration when allocating further Minor Employment Schemes.

1160/38.

ESTIMATES BY THE ACTING COUNTY SURVEYORS FOR ROAD
EXPENDITURE FOR 1939/40.

The Council decided to adjourn until their next Meeting the Estimates by the Acting County Surveyors for Road Expenditure for 1939/40.

A letter was read from Mr. Donal Sheehan, Solicitor, Dungloe, stating that he had been instructed by Mr. James O'Donnell, Upper Keadue, to complain that while Mr. O'Donnell was in hospital men in the Council's employment removed from his property several thousand tons of sand. This would never have been done had his client or anyone belonging to him been living on the holding. The question of foreshore, high and low water mark did not enter into this question as no tide at any time touched his property, from which the sand was removed. He wished to know whether the Council were prepared to compensate his client.

The following report was submitted from Mr. A. N. Dillon, Resident Engineer, on this matter:-

"I interviewed Mr. James O'Donnell and I must say that I personally was not impressed with the merits of his claim. To begin with he stated that the matters referred to took place in November, 1937, and beyond that he could only give me a hazy and disconnected outline of his claim. I asked him for a clear cut statement of the facts, but he refused to give me this, saying it was a matter for his Solicitor. The actual reason, however, seems to be that there are no facts. I asked him did he see the sand being taken, and he said he did not as he was in hospital at the time. I asked him then how he knew it was taken and he said his neighbours told him. In other words he is basing his claim on hearsay. Two of his neighbours in particular, whose services were dispensed with some time ago, probably consider it their duty to cause as much annoyance to the Council and its Officials as possible, and no doubt this man is getting a considerable push from that quarter.

Mr. O'Donnell pointed out the place from where the sand is supposed to have been taken, and I marked this on Ordnance Survey Sheet, No. 40-40A, and I enclose the relevant portion of that Sheet. You will note that this spot is a considerable distance from the actual site of the work at Keadue. Mr. O'Donnell showed me cart tracks here which he says support his claim. It is hardly likely that cart tracks would persist on a sand-blown area for nearly twelve months after they were put there. Also, I am led to believe it is a local custom to take gravel from this spot for any small building jobs in the area. It is admitted that Ganger Charles O'Donnell took 50 tons of gravel from the place in November, 1937, but on persistent claims from Mr. Thomas Boyle, Upper Keadue, Meenbahad, he was paid 12s/6d trespass for this on 16th July, 1938. There are, therefore, two people claiming ownership of the place. I may add that Mr. Boyle has a "hen byre" erected on the spot. It is, of course, a matter for the Council's legal adviser, but I presume the onus is on the claimant to prove ownership of the area in dispute.

Both Mr. Francis Gallagher, joiner in charge at Keadue at the time, and Ganger Charles O'Donnell are prepared to swear that all the sand used was taken from the foreshore with the exception of the 50 tons already mentioned. Ganger Anthony Ward gave Mr. O'Donnell a note for 500 tons of sand, but when I questioned him on this he said the sand was taken from the foreshore, and he gave him a note stating this to "get rid of him". For your information, I would point out that at the time Ward gave the note he was no longer in the Council's employment.

The matter may become rather serious as Mr. O'Donnell states he is claiming 1/- per ton and "several thousand tons" at 1/- per ton amounts to some hundreds of pounds or about one-quarter of the cost of the work carried out at Keadue."

In view of Mr. Dillon's report, the Council decided to refer the matter to the Law Committee.

A letter was read from the Co. Council's General Council stating that the next Meeting of the General Council would take place early in December, and any matters which the Council desired to have placed on the Agenda should be forwarded before the 30th November.

The matter was referred to Councillors Mahony and Scott, the Council's representatives on the General Council.

1163/38. COMPLAINT RE CONDITION OF ROAD LEADING FROM THE HOUSE OF MRS. CRUMLISH PAST THE HON. LADY HAYES'S GATE TO CREGGAN BURN, BALLYBOFEY DISTRICT.

A letter was read from Mr. Thomas S. Leahy, Shanoreggan, Ballybofey, enclosing copy of petition which he sent last June to Councillor James McMenamin regarding the condition of the County Road leading from the house of Mrs. Crumlish past the Hon. Lady Hayes's Gate to Creggan Burn. This road was much used, and it was so narrow at the moment that two vehicles could not pass each other. The sides of the road were at present occupied with wild growths, and these and the banks should be cleared away in order to widen the road. The road should also be steam-rolled and the water-tables cleaned.

The Acting County Surveyor stated that no contractor could be obtained for this road, and that the £10 available would be spent by Direct Labour in attending to the matters complained of.

1164/38. DAMAGE TO LEABRANNAGH PIER, ARRANMORE ISLAND.

A letter was read from Mr. Edward O'Donnell, Harbour Master, Leabranagh, Arranmore, stating that the Pier at Rannagh was badly damaged. A small Grant would do now, but it would take more if allowed to continue until after the winter.

Mr. O'Reilly, Acting Co. Surveyor, stated that Mr. Kearney would inspect this Pier when next in the area.

1165/38. APPLICATION FOR POSITION AS GANGER ON RELIEF SCHEMES IN CASHELARD OR BEHEY DIVISIONS.

A letter was read from Mr. Edward McCauley, Cashelard, Ballyshannon, applying for a position as Ganger on the Relief Schemes in the Cashelard or Behey Divisions. He was a married man with a wife and family, and was living on four acres of land, with no income except dole.

The Council decided to refer the matter to the Acting County Surveyor.

1166/38. COMPLAINT RE HILL ON ROAD AT CASHELARD, BALLYSHANNON.

A letter was read from Mr. Edward McCauley, Cashelard, Ballyshannon, drawing attention to a dangerous hill on Road No. 51, Map No. 2096. This road was used by a large number of people for carting turf, and if anything went wrong with a load on the hill there might be a serious accident.

A further letter was read from Mr. McCauley referring to his previous complaint about Road No. 51, Map No. 2096, and stating that there were two accidents on this particular hill recently.

Mr. O'Reilly, Acting County Surveyor, reported as follows:- "I inspected brae at Lough Unshin referred to in Mr. McCauley's complaint. While admitting that hill could be cut the necessity would not at all warrant the expenditure. Besides, there exists a right-of-way branching off crown of hill, and any interference with the hill would leave this right-of-way impossible of approach. I can see no probable danger to any animal or vehicle negotiating this hill. If it is contemplated making improvements on this road in the near future, the "S" bend a quarter of a mile on the Cashelard side of the brae is a lot more dangerous."

The Council noted Mr. O'Reilly's report.

1167/38. BREAKING OF ROAD CONTRACTS, INISHOWEN DISTRICT.

Mr. Caffrey, Acting County Surveyor, applied for permission to break the following contracts:-

No. 105, April 1938, Map No. 247, John Wilson, Ballynally, Merville.

No. 209, April 1938, Map No. 220, Neal Doherty, Cregnahorna, Carndonagh.

The Council unanimously decided to break the contracts.

1168/38.

CONTINGENCY FUND - NORTHERN DIVISION.

Mr. Gaffrey, Acting County Surveyor, applied for the following amounts out of the Contingency Fund, Northern Division:-
Inishowen District.

Repair a bridge on Road No. 256a.....	£15.
Repair a bridge on Road No. 157a.....	£30.
Repair a bridge on Road No. 153a.....	£10.
Repair a bridge on Road No. 155.....	£12.
Repair pavement on Road No. 365a.....	£10.

Aileach Area.

Repair pipe on Road No. 919.....	£3 : 10:0.

Lifford Area.

Re-build pipe on Road No. 1206.....	£4 : 0:0.

Letterkenny Area.

Repair pipes on Road No. 1128.....	£4 : 15:0.

Re-build two pipes on Road No. 1092.....	£6 : 10:0.

Milford Area.

Re-build sea protection wall in Ramelton, Road No. T.72. 835.....	£50 : 0:0.

The applications were granted unanimously.

1169/38.

PARTICULARS OF SCHEMES OF PAYMENT TO RATE COLLECTORS.

A letter was read from the County Councils' General Council enclosing for the information of the Council particulars of schemes of payment to Rate Collectors which were in operation in Counties Dublin and Louth. The views of the Council as to the desirability of general adoption of either Schemes would be appreciated.

On the motion of Councillor Scott, it was decided to refer the matter to the Sub-Finance Committee.

1170/38.

DRAINAGE COMMISSION.

A letter was read from the Drainage Commission, 6, Harcourt Street, Dublin, dated 18th October, 1938, E.9., stating that the Drainage Commission had decided to invite each County Council in Eire to submit to them a written statement of evidence affecting any matters coming within the terms of reference. A statement of heads of evidence under which the Commission would particularly like to have the views of County Councils was enclosed.

The Council decided to refer the matter to the Law Committee, and to request the Acting County Surveyors to prepare a statement on Drainage conditions in the County.

1171/38. REQUEST FOR GRANT FOR CONSTRUCTION OF FOOTBRIDGE ON THE REELIN RIVER BETWEEN CLOGHER AND CROLACK.

A letter was read from Councillor Houston enclosing request from a number of people in the Croaghs District drawing attention to the great necessity for a footbridge on the Reelin River between Clogher and Crolack. This matter had already been before the Council and Engineers had visited the site of the proposed bridge, but nothing further had been done.

The Council unanimously decided to refer the matter to the Board of Works for consideration when allocating further Minor Employment Schemes.

1172/38. COMPLAINT RE CONDITION OF ROAD AT DERRYNASPOL, DOOCHARY.

A letter was read from Mr. Patrick McMonagle, Derrynaspol, Doochary, drawing the Council's attention to dangerous turns at Derrynaspol on the Doochary-Glendowan Road. The turns referred to were very short and the road narrow, and it was particularly dangerous for children.

Mr. O'Reilly, Acting Co. Surveyor, reported as follows:-
 "There is a Grant for this road. The work began at Commeen and is going towards Doochary. When the improved road reaches Derrynaspol where the turns are, they will be widened, provided the land-owners sign Consent Forms."

The Council noted the report.

1173/38. COMPLAINT RE CONDITION OF ROAD AT DREENAN, BALLYBOFEY.

A letter was read from Mr. John Foy, Dreenan, Ballybofey, drawing the Council's attention to the state of the road from Dreenan to where it passes his Flax Mill at Dreenan. The road was a danger to anyone using it by reason of its narrowness. There was scarcely space for a single cart to pass, and it was a considerable inconvenience to people calling at his mill with flax.

Mr. O'Reilly, Acting Co. Surveyor, submitted the following report from Mr. Callaghan, Assistant Surveyor:-

"What Mr. Foy apparently complains of is the water course from his Flax Mill, which is claimed by Miss Johnston as a Flax dam. There is no protection along the dam or water course. About a year ago I sent two men to put a stone facing along this place, but Miss Johnston stopped them. It is possible if Miss Johnston is again consulted she may give permission for the necessary widening at this point."

The Council noted the report and decided to take no action in the matter.

1174/38. COMPLAINT RE FLOODING OF LAND AT BALLYMACAHILL, FROSSES.

A letter was read from Mr. James Gallagher, Ballymacahill, Frosses, complaining of the flooding of his lands. A temporary 18" pipe was put on some time ago, and this was blocking his land worse than ever.

Mr. O'Reilly, Acting Co. Surveyor, submitted the following report from Mr. Lennon, Assistant Surveyor:-

"This complaint is with reference to a Minor Employment Scheme (Summer Drainage) recently carried out on this man's lands. In connection with this Scheme, a new pipe was constructed under the County Road. As is usual to happen in those cases, for a period after the completion of the job, loose sand and gravel are carried downstream until the bed of the drain 'sets.' This is what is happening in this case and the Contractor on this road is only too willing to keep the pipe free from this gravel if Mr. Gallagher will allow him."

The Council noted the report and decided to take no action in the matter.

1175/38. REQUEST FOR GRANT FOR CONSTRUCTION OF ROAD THROUGH TOWNLAND OF UPPER MULLY, GLENTIES.

A letter was read from Mr. James Kennedy, Mully, Glenties, stating that they were still waiting on a Grant for the construction of a road through the townland of Upper Mully. All the tenants of the district had consented to the construction of the road, which was badly needed, as they had no road or bridge to connect with the County Road.

Mr. O'Reilly, Acting County Surveyor, stated that a Minor Employment Grant had now come for the making of the road referred to in Mr. Kennedy's letter.

1176/38. OBSTRUCTIONS IN BUNDORAN URBAN AREA.

Councillor McShea proposed:- "That this Council wishes to know from the Acting County Surveyor what progress has been made towards the proposed removal of the dangerous obstructions in Bundoran."

The Acting Co. Surveyor reported as follows:-

"As I pointed out to the Council some months ago, despite the proposals for removal of obstructions in Bundoran, the Proprietor of the Atlantic Hotel erected a porch at his premises. The Urban Body were written to and asked if plans had been submitted, and if they had given permission for the erection of this porch. No reply has since been received from them. The action of the Urban Council, if they have given permission, has considerably queered the pitch in respect of the proposal to remove the Bundoran obstructions. There is £700 available for this work."

The Council decided to refer this matter to the Local Government Department, and to ask the Urban Council if they had given permission to the Proprietor of the Atlantic Hotel for the erection of a porch, in view of the desirability of having all obstructions in the Urban Area removed, and, if so, their authority therefor,

1177/38. APPLICATION TO HAVE PIPE CONSTRUCTED ON LEABGARROW ROAD, ARRANMORE.

A letter was read from Mr. Neil P. Boyle, Leabgarrow, Arranmore, asking to have a pipe constructed on the Leabgarrow Road to carry off the overflow of water which now flowed into his field. At present, there was about five acres of land laid waste, and his house was liable to be swept away by floods. Failing the construction of a pipe, he would hold the County Council responsible for any loss or damage sustained.

The Acting County Surveyor reported as follows:-

"There is an Employment Grant for this road this winter. The pipe referred to in Mr. Boyle's letter will be constructed."

The Council noted the report, and considered it satisfactory.

1178/38. COMPLAINT RE: CONDITION OF DOOEY ROAD, LETTERMACAWARD AREA.

A letter was read from Mr. Edward Breslin (John), Dooey, Lettermacaward, complaining of the state of the Dooey Road, which joined with the Dirlaught Road. The County Council had it out for contract for one year only in 1936, but it was now in a very bad state of repair. They wrote to the Board of Works on the matter, but the Board pointed out that they could do nothing, as the road had already been repaired by the County Council.

Mr. O'Reilly, Acting County Surveyor, submitted the following report from Mr. Kearney, Assistant Surveyor:-

"This is a declared County Road. Councillor Walsh sent in a proposal for it in 1936/37, and no person tendered for it. I had great difficulty in finding a Road Contractor to repair this road. I will again renew the contract."

The Council noted the report.

1179/38. CLAIM FOR £10 :10 : 0 IN RESPECT OF DAMAGE ALLEGED TO HAVE BEEN CAUSED TO LAND AND HAY BY THE BLOCKING OF A STREAM.

A letter was read from Mr. F. Gallagher, LL.B., Solicitor, Donegal, stating that he had been consulted by Mr. William Kilpatrick, Coolshannon, Inver, with reference to damage done to his land and hay on the 8th and 9th October by flooding caused by the operation of the County Council workmen who blocked up a little stream that ran near his land. His client's land was completely flooded and was not quite useless, and he estimated his loss at £10 :10 : 0, for which he intended to hold the Council responsible.

The Acting Co. Surveyor submitted the following report from Mr. Lennon, Assistant Surveyor:-

"Breaker No. 9 with Gang were granulating on the Main Road adjoining this man's land. When the Granulator arrived to work these lands were already in flood. As is the custom the water for the machine was taken from there with a rope and bucket, (and as the stream was not dammed by our workmen (there was sufficient water already there), the Council is not responsible."

The Council unanimously decided to deny liability.

1180/38. EXTENSION OF TURF SHED ERECTED AT CALLAN, DRUMKEEN, BY MR. DENIS O'DONNELL.

A letter was read from Mr. Denis O'Donnell, Callan, Drumkeen, Ballybofey, stating that he had signed Agreement undertaking to remove the turf shed erected at Callan at any time he might be called upon to do so. He now wished for permission to extend the shed ten feet longer as it was too small.

The Council unanimously decided to give permission for the extension of the shed on condition that Mr. O'Donnell agrees also to remove the extension at any time he may be called upon to do so.

1181/38. COMPLAINTS FROM MR. SEAN O'GALLAGHER, CLOUGHBEE, ARDARA,
REGARDING ALLEGED UNFAIR TREATMENT.

Letters were read from Mr. Sean O'Gallagher, Cloughbee, Ardara, setting out, at length, grievances which he had laboured under for some time. From November, 1932, until March, 1936, he worked as a Ganger in Mr. Cunningham's area and his pay was £3 per week practically all the time, but it was never less than £2 : 14 : 0 per week. He was employed in Mr. Kearney's area from 27th December, 1937, and up to 12th March, 1938, and his pay was only £2 per week. Out of this he had to pay board, and he only got ten weeks' work during the winter of 1937/38. His pay was reduced by 33-1/3rd per cent, and the cost of living during the period increased by 33-1/3rd per cent. He was a most efficient Ganger during the time he worked for the Council, and he never required the supervision of a Supervising Ganger, but apparently merit did not count. In April 1937, Mr. Kearney, the Supervising Ganger, came and asked him to complete the job in Edeninfagh on which he had been employed, but he refused, and he notified Mr. Kearney that he could work at the rate of pay, £2 per week. Further, to add to the anxieties of the case and to make it more vexatious, he had now been notified by the Employment Exchange, Killybegs, to go to work as a labourer, after his having been registered at that Office since September, 1929, as a Foreman and Ganger.

Mr. O'Reilly, Acting Co. Surveyor, reported as follows:-

"I received numerous communications from this man. I asked Messrs. Cunningham and Kearney, Assistant Co. Surveyors, for reports on the matters complained of. The following are the reports which I received from Messrs. Kearney and Cunningham.

Mr. Kearney reports as follows:- 'Mr. Sean Gallagher was, I understand, employed for a few years by Mr. Cunningham as Ganger. Last winter I gave him a job as Ganger on a Minor Relief Scheme at Meenalaghan. Everything went on all right for a month or so, so he then began to complain that he was not paid enough. I told him he was the highest paid Ganger in my district - 8/- per day. There was a second Ganger on this work employed at 6/- per day, equally as good. I told the Supervising Ganger to give him a second job, and I am told that Mr. Gallagher refused it unless he was paid at a higher rate. That ended the matter as far as I am concerned. The Labour Exchange sent his name as a labourer for a Minor Relief Scheme - Loughros Point. He is furious because the Exchange put his name on lost as a Labourer.'

Mr. Cunningham reports as follows:- 'In November, 1932, at the special of Mr. Caffrey, then County Surveyor, I sent a letter to Mr. Gallagher offering him a job as Ganger and asking him to come on at once. Instead of coming, as asked, he wrote wanting to know the location of the work and the rate of wages. To his letter I sent the letter quoted by him in his complaint. During that winter and the following years he worked well and gave satisfaction. In 1936 I offered him the job of Supervising Ganger at 10/- per day but he refused to accept it. I then gave him the Gangership on the Laghey-Pettigo Road at 9/- per day. He accepted this. In the spring of 1937 he had the necessary stone quarried and broken but I had to stop the work until a Roller was available. The following winter when I wanted Gangers I was informed that Gallagher was employed by Mr. Kearney, so I did not bother about him afterwards."

The Council decided to refer the matter to Mr. O'Reilly, Acting Co. Surveyor, for investigation.

1182/38. COMPLAINT RE CONDITION OF BOGAGH-STRALEEL-STRANAKIRKA ROAD,
CARRICK.

A letter was read from a number of ratepayers of Bogagh, Cashol, Stranakirka, Kilbeg, and Doonin, Carrick District, drawing attention to the Bogagh-Straleel-Stranakirka Road, which was in urgent need of repair. Motor traffic on the road had had to be suspended, and carting was almost impossible. The bridge connecting this road with Meenanearney should also be widened.

Consideration of the matter was adjourned until next Meeting.

1183/38. APPLICATION FOR PERMISSION TO ERECT WALL ON ROAD AT
BROADPATH, CONVOY.

A letter was read from Messrs. Albert Sproule and Arthur Gibson, Broadpath, Convoys, applying for permission to erect a wall about 100 feet long and 4 feet high between their property and the County Road. They had marked the outer edge of the proposed wall, so that any of the Council's Officials could see the position at a glance.

A further letter was read enclosing a sketch of the proposed wall.

The Acting Co. Surveyor reported as follows:-

"This is on a Main Road, L.80. Permission may be given provided the usual Agreement forms are signed and the work is carried out to the satisfaction of the Surveyor. The road is amply wide at this point."

The Council decided to give the required permission on condition that the parties concerned agree to remove the wall at any time they may be called upon to do so.

1184/38. DAMAGE TO CLADNAGERAGH PIER, KILCAR.

A letter was read from Mr. J. J. Chestnutt, Derrylahan, Kilcar, stating that he wished to protest to the Council in regard to the wooden fenders or skids on the face of Cladnageragh Pier. These skids were too short with the result that when he tied the Schooner to the Pier and the tide ebbed, the belting of the Schooner got under the ends of the skids and when the tide arose the ship heeled over and was in danger of filling. Another serious cause of damage was the protruding heads of the iron bolts holding the skids to the Pier.

A letter was read from Mrs. Margaret Cunningham, Harbour Master, Cladnageragh, Kilcar, stating that one of the steps at Cladnageragh Pier came off a short time ago. The leader on one side was decaying away. The fenders on the front of the Pier were not long enough.

The Acting Co. Surveyor reported as follows:-

"I have received a report from Mr. Lennon giving details of the repairs necessary at Cladnageragh. His estimate for the necessary repairs was £15."

The Council decided to authorise Mr. O'Reilly to expend a sum of £15 on this Pier.

1185/38. RATES IN RESPECT OF CARROWCANNON (RAY RIVER) DRAINAGE
SCHEME.

A letter was read from Mr. E. Sweeney, Drumnatinney, Falcarragh, stating that when paying his rates the Rate Collector informed him that he could not issue a receipt unless he paid the disputed portion of a Drainage Rate due to the Council for the protection of the lands of Daniel Cannon, Carrowcannon. He objected to this work at the time, and pointed out that it was cruelly unjust to any ratepayer to have such an unprecedented system introduced, unless the written consent of such ratepayers was previously obtained, and that, if so assessed, he would not pay. The work was, however, carried out. He was willing and anxious to pay his just contribution of the £82 yearly maintenance charge for this originally excellent Drainage Scheme, but he was not going to allow himself to be penalised.

The Secretary was instructed to inform Mr. Sweeney that under the Act and the Final Award the Council had no option in the matter.

Confirmed.

M. M. J. Adden

Chairman of Co. Council
29th November, 1938.

A MEETING OF THE DONEGAL COUNTY COUNCIL WAS HELD ON
TUESDAY, THE 29TH DAY OF NOVEMBER, 1938.

1186/38.

A T T E N D A N C E.

The following were the members present:- Councillors McFadden (presiding), Baxter, Blaney, Brady, Byrne, Cannon, Cole, Crerand, Friel, Gallagher, Hannigan, Kavanagh, Loughrey, Lynch, Mahony, Myles, McGlaafferty, MacCreadie, McDaid, McIvor, McMenamin, McShane, O'Brien, McRory, Scott, Wagentreiber, and Walsh.

1187/38.

A P O L O G Y.

An apology for inability to be present was received from Councillor Daniel E. O'Boyle.

1188/38.

C O N D O L E N C E.

Councillor Mahony proposed that the sympathy of the Council be extended to Councillor McShea on the death of his sister.

The resolution was passed in the usual manner, the Secretary associating himself with it on behalf of the Staff.

1189/38.

C O N F I R M A T I O N O F M I N U T E S.

The Minutes of the last Meeting of the County Council held on the 25th October, 1938, were confirmed unanimously.

1190/38.

R E P O R T O F F I N A N C E C O M M I T T E E M E E T I N G.

On the motion of Councillor Mahony the Report of the Finance Committee Meeting held on the 25th October, 1938, was adopted unanimously.

1191/38.

R E P O R T O F S H E E P D I P P I N G A N D W A R B L E F L Y C O M M I T T E E M E E T I N G.

On the motion of Councillor McIvor seconded by Councillor Kavanagh the Report of the Meeting of the Sheep Dipping and Warble Fly Committee held on the 25th October, 1938, was adopted unanimously.

1192/38.

R E P O R T S O F S U B - F I N A N C E C O M M I T T E E M E E T I N G.

On the motion of Councillor Mahony seconded by Councillor Scott the Report of the Sub-Finance Committee Meeting held on the 25th October, 1938, was adopted unanimously.

On the motion of Councillor Mahony seconded by Councillor Scott the Report of the Sub-Finance Committee Meeting held on the 15th November, 1938, was adopted unanimously.

1193/38.

R E P O R T O F S C H O L A R S H I P S C O M M I T T E E M E E T I N G.

On the motion of Councillor Scott the Report of the Scholarships Committee Meeting held on the 15th November, 1938, was adopted unanimously.

Councillor Scott drew attention to the fact that his name was not included in the attendance at the Scholarships Committee Meeting. The Secretary stated that he would have the matter rectified.

1194/38.

R E P O R T O F E N G I N E E R I N G S E R V I C E S C O M M I T T E E M E E T I N G.

On the motion of Councillor Scott seconded by Councillor McGlaafferty the Report of the Engineering Services Committee Meeting held on the 15th November, 1938, was adopted unanimously.

1195/38. REPORT OF LAW COMMITTEE MEETING.

On the motion of Councillor Scott the Report of the Law Committee Meeting held on the 15th November, 1938, was adopted unanimously.

1196/38. REPORT OF LAW COMMITTEE MEETING HELD ON 23RD AUGUST, 1938 - LOUGH SALT WATER SUPPLY.

Councillor Scott proposed that the Report of the Conference between the Law Committee and the Letterkenny Urban Council held on the 23rd August, 1938, in connection with Lough Salt Water Supply, be adopted.

Councillor Mahony seconded the resolution, which was passed unanimously.

1197/38. PAYMENTS TO ROAD CONTRACTORS FOR THE HALF-YEAR ENDED 30TH SEPTEMBER, 1938.

The List of Payments to Road Contractors for the half-year ended 30th September, 1938, was submitted, and payment recommended in each case as certified by the Acting County Surveyors.

1198/38. RATE COLLECTORS' BONDS.

A letter was read from the Local Government Department dated 19th October, 1938, G.24204/2/38, Dun na nGall., regarding Personal Surety Bonds of Rate Collectors, and stating that the Minister's sanction was necessary under Article 97 of the Public Bodies Order, 1925, to the form of Bond adopted for Rate Collectors.

A letter was read from the Local Government Department dated 4th November, 1938, G.24204/3/38, Dun na nGall., returning Personal Surety Bond proposed to be adopted for Rate Collectors, and stating that the Minister saw no objection to the form thereof.

A letter was read from the Local Government Department dated 9th November, 1938, G.1534/6/38, Dun na nGall., stating that the Minister raised no objection to the terms of the proposed Surety Bond forwarded in respect of Mrs. S. O'Donnell, Poor Rate Collector for Districts Nos. 30 and 32.

1199/38. EMPLOYMENT OF TEMPORARY ENGINEERS IN CONNECTION WITH THE EMPLOYMENT SCHEMES VOTE, 1938/39.

A letter was read from the Local Government Department, Roads, dated 27th October, 1938, R/RS/7, stating that the Minister would raise no objection to the temporary employment up to 31st March, 1939, of Messrs. Sean Mulreany, M. J. McDaid, and P. J. Sweeney to assist in the supervision of the Employment Schemes at remuneration of £5 : 5 : 0 per week (chargeable to the Schemes), and vouched Travelling Expenses at a rate not exceeding fourpence per mile.

1200/38. REGISTRATION AND LICENSING OF MOTOR VEHICLES - INDEX MARKS AND REGISTRATION NUMBERS.

A letter was read from the Local Government Department, Roads, dated 2nd November, 1938, RV.202, inquiring what was the last Index Mark and Registration Number issued in respect of the period ended 31st October, 1938.

1201/38. ACKNOWLEDGMENTS OF APPLICATIONS FOR MINOR EMPLOYMENT GRANTS.

Acknowledgments were received of applications for Minor Relief Grants for works at Rooskey; Leglands; Drim and Kinnakillew; Meenbane and Trentaboy; Clogher and Crolack; Derrybeg and Sleeghan; Gweedore and Stranarva; and Loughdoon and Kiltoorish.

1202/38. PREPARATION OF THE SEVENTEENTH REGISTER OF ELECTORS.

A letter was read from the Local Government Department dated 7th November, 1938, F.28179/38, Donegal County, stating that no objection would be raised to payment by the County Council of a sum not exceeding £30 for temporary clerical assistance in connection with the preparation of the Seventeenth Register of Electors.

1203/38. ARREARS DUE BY BORROWERS UNDER THE SMALL DWELLINGS ACQUISITION ACTS.

A letter was read from the Local Government Department dated 7th November, 1938, H.17174/4/38, Dun na nGall., inquiring what action was being taken for the recovery of the arrears due by borrowers under the Small Dwellings Acquisition Acts.

The Secretary submitted the following particulars of amounts due by borrowers under the Small Dwellings Acquisition Acts:-

Neal McGready, Mountcharles.....£40 : 5 : 0.

Joseph Deery, Drumany, Letterkenny..... £3 : 19 : 5.

Michael Gallagher, Legnahooroy, Kilmacrenan..... £7 : 16 : 4.

The Council decided to take no action in the matter for the present, in view of assurances from Messrs. McGready and Gallagher that the amounts would be paid in a month.

1204/38. ARDUGHADH CREIDIUINTE O'N BHAINNG DO CHISTE AN CHOMHAIRLE.

Do leigheadh litir o Roinn Riaghaltais Aiteamhail agus Slainte Poiblíche faoi dhata an 7adh Samhain, 1938, G.4785/11/38, Dun na nGall., ag radh go gceadúigheann an t-Aire Riaghaltais Aiteamhail agus Slainte Poiblíche do Chomhairle Chonndae Dun na nGall airliughadh le fiacha Bainne na rachaidh thar caoga míle punt i gcoir costaisí reatha sealadacha, agus go bhfuil an t-udaras seo dleaghtach suas go dtí 30adh lá de'n mhí seo.

Dubhairt an Runaidhe go mbeadh £80,000 riachtanach go dtí an 31adh Nodlag, 1938.

Socrúigheadh go n-iarrfadh cead an Aire fiacha Bainne na rachaidh thar £80,000 suas go dtí an 31adh Nodlag, 1938.

1205/38. DAMAGE TO TYPEWRITER IN THE MOTOR TAXATION OFFICE.

A letter was read from the Local Government Department, Roads, dated 27th October, 1938, MT.209/7, relative to damage to the Motor Taxation Department's Typewriter, and stating that the Minister would be glad to be furnished with a report showing how the accident occurred. He would also be glad to know whether such damage was covered by insurance.

A letter was read from the Local Government Department, Roads, dated 15th November, 1938, MT.209/7, referring to the Secretary's letter of the 7th idem and enclosure relative to damage to the Motor Taxation Department's typewriter, and stating that, in the circumstances, no objection would be raised to the expenditure of the sum estimated to repair the machine.

1206/38. PROPOSALS TO KEEP REGISTER R.F.11 AND REGISTER D.L.3. IN CARD INDEX FORM.

A letter was read from the Local Government Department, Roads, dated 3rd November, 1938, MT.209/7, relative to the proposal to keep Register R.F.11. in Card-Index Form, and returning the specimen Card submitted, with certain amendments. The Minister would be glad to be furnished with particulars of the quotations received for the supply of the cards.

A letter was read from the Local Government Department, Roads, dated 3rd November, 1938, MT.209/7, relative to the proposal to keep Register D.L.3. in Card-Index Form, and stating that subject to compliance with Article 11 of the Road Traffic (Driving Licence) Regulations, 1934, the Minister saw no objection to the proposal. Quotations received for the supply of the cards should be furnished.

1207/38. ACKNOWLEDGMENT OF VOTE OF CONDOLENCE.

A letter was read from the Chairman of the County Council thanking the Council for their kind resolution of sympathy on the death of his mother.

1208/38. PROVISIONAL ROAD WORKS SCHEME, 1939/40.

A letter was read from the Local Government Department, Roads, dated 9th November, 1938, RGM/201, requesting to be furnished with a copy of the Provisional Road Works Scheme for the year 1939/40, and inquiring the date of the Annual Road Works Meeting.

1209/38. AREAS OF CHARGE FOR SPECIAL EXPENSES OF RURAL SANITARY AUTHORITIES UNDER THE PUBLIC HEALTH ACTS, 1878 TO 1931.

A letter was read from the Local Government Department dated 12th November, 1938, P.H.2326/15/38, Dun na nGall. Pd., transmitting, for the information of the Council, copy of an Order made by the Minister on the 31st October fixing areas of charge for the special expenses of rural sanitary authorities under the Public Health Acts, 1878 to 1931.

1210/38. OPENING OF PUBLIC ROADWAY AT RATHMULLAN BY THE BOARD OF WORKS.

A letter was read from the Office of Public Works dated 25th October, 1938, D.4.-54/6/38, referring to the opening by them of the public roadway in Rathmullan, and returning the required undertaking. As the undertaking was made by them the document was exempt from stamp duty under the provisions of the Act 9 & 10, Vic., Cap. 86, Section 8.

A letter was read from the Office of Public Works dated 18th November, 1938, D.4.54/6/38, inquiring if the Council had given them the necessary permission to open the public roadway for the purpose of laying a pipe-line in Rathmullan.

1211/38. DRAINAGE MAINTENANCE RATE.

A letter was read from the Local Government Department dated 10th November, 1938, Circ. No. 109/38, requesting to be informed of the total amount of Drainage Maintenance Rate collected and the amount outstanding in respect of the year ended 31st March, 1938.

1212/38. ALLOWANCES TO SURVEYORS FROM THE ROAD FUND.

A letter was read from the Local Government Department dated 19th November, 1938, stating that a payment of £230 in respect of the half-year ended 30th September, 1938, was made to the County Treasurer on the 17th November in connection with the allowances to Surveyors from the Road Fund.

1213/38. RESOLUTION REQUESTING ALTERATION OF SYLLABUSES FOR EXAMINATIONS FOR CLERICAL POSTS.

A letter was read from the Local Government Department dated 19th November, 1938, G.28180/38, Dun na nGall., acknowledging receipt of extract from Minutes of the Council's Meeting of 25th October relative to alteration of syllabus for clerical posts.

A letter was read from the Civil Service Commission dated 4th November, 1938, acknowledging receipt of the Council's resolution supporting the request of the Irish Technical Association for the amendment of regulations and syllabuses of examinations for clerical posts.

A letter was read from the Department of Industry and Commerce, Finance and Establishment Branch, dated 4th November, 1938, acknowledging receipt of the Council's resolution regarding regulations and syllabuses for examinations for clerical posts, and stating that the matter was one for the Civil Service Commissioners.

1214/38. APPLICATION FOR LOAN UNDER THE SMALL DWELLINGS ACQUISITION ACTS BY MR. JAMES GATINS, KILLYBEGS.

A letter was read from the Local Government Department dated 1st November, 1938, H.24798/38, Dun na nGall., relative to the application for an advance under the Small Dwellings Acquisition Acts by Mr. James Gatins, Killybegs, and requesting to be furnished with the Irish Land Commission Receivable Order No. of this holding.

The Secretary stated that the required information had been forwarded to the Department by return post.

Councillor Brady stated that owing to the long delay which had occurred, Mr. Gatins had applied elsewhere for accommodation which he had secured.

Councillor Mahony also complained of the delay in connection with these applications, and Councillor Blaney referred to the excessive legal charges.

The Council decided to refer the matter to the Department, and to request them to expedite sanction in connection with future applications.

1215/38. APPLICATION FOR LOAN UNDER THE SMALL DWELLINGS ACQUISITION ACTS BY MR. PETER TIGHE, SALTHILL, MOUNTCHARLES.

A letter was read from the Local Government Department dated 9th November, 1938, H.24795/38, Dun na nGall., relative to the application for an advance under the Small Dwellings Acquisition Acts by Mr. Peter Tighe, Salthill, Mountcharles, and requesting to be furnished with the Irish Land Commission Receivable Order No. of this holding.

The Secretary stated that he had forwarded to the Department copy of a letter received in connection with the matter from Messrs. Dunlevy & Barry, Solicitors, Donegal.

1216/38. APPLICATION FOR LOAN UNDER THE SMALL DWELLINGS ACQUISITION ACTS BY MR. PATRICK KENNEDY, GLENCAR, LETTERKENNY.

Councillor Mahony inquired the position in connection with the application for a loan under the Small Dwellings Acquisition Acts by Mr. Patrick Kennedy, Glencar, Letterkenny.

The Secretary stated that this matter was in the hands of the Acting County Surveyor.

1217/38. STATISTICS IN CONNECTION WITH COST-OF-LIVING.

A letter was read from the Local Government Department dated 7th November, 1938, enclosing forms for completion in connection with cost-of-living in different Districts in the County.

1218/38. STORAGE OF POLLING COMPARTMENTS.

A letter was read from the Local Government Department dated 11th November, 1938, F.1163/6/38, Donegal Co., requesting to be furnished with a statement showing the names of persons who had at present custody of Polling Compartments, with particulars of the arrangements made with them by the Council for storage and the number of compartments stored in each case. They wished to know also what steps had been taken for the storage of the compartments in buildings under the control of the Council.

1219/38. EXTENSION OF TIME FOR PAYMENT OF OUT-OF-DATE ACCOUNTS.

A letter was read from the Local Government Department, Roads, dated 17th November, 1938, R/RM/7, returning Paying Order No. 19662 for £1 : 3 : 2 in favour of Mr. John J. Boyle, Meenamalah, Glenties, and stating that a current date might be inserted thereon.

1220/38. PROTECTION OF THE EGGS OF CERTAIN WILD-BIRDS.

A letter was read from the Hon. Secretary, Irish Society for the Protection of Wild Birds, thanking the Council for their resolution in connection with the protection of the eggs of certain wild birds.

1221/38. EXAMINATION FOR APPOINTMENT OF JUNIOR CLERICAL OFFICERS.

A letter was read from the Local Appointments Commission, 45, Upper O'Connell Street, Dublin, C.8., dated 10th November, 1938, L.A.13/21/38, stating that they would be pleased to hold a competitive examination for the appointment of three Junior Clerical Officers, two in the Offices of the County Board of Health and one in the County Council Offices. With regard to the conditions of appointment it was stated that Typewriting was not a subject for the Intermediate Certificate Examination. It was suggested, therefore, that the conditions be amended so as to provide that in Shorthand and Typewriting a good commercial standard would be required. It would be well to require candidates to indicate on their application forms the group of optional subjects which they proposed to take, and to give particulars of their age and residential qualifications.

The Council unanimously decided to adopt the recommendations of the Local Appointments Commissioners.

1222/38. REFUSAL OF DUBLIN FISH SALESMEN TO BUY DONEGAL HERRINGS.

A letter was read from the Department of the Taoiseach, Dublin, dated 4th November, 1938, R.A.204/37, acknowledging receipt of the Council's resolution in regard to the refusal of the Dublin fish salesmen to buy Donegal herrings, and stating that the matter had been brought to the notice of the Minister for Agriculture.

1223/38. APPLICATION FOR GRANT FOR CONSTRUCTION OF BRIDGE ACROSS THE EANYMORE RIVER.

A letter was read from Councillor McRory asking the Council to request the Board of Works for a grant for the construction of a bridge across the Eanymore River in the townlands of Lettermacaugh and Knocknagar. A bridge would serve a whole countryside, because at present the people of this area had to make a detour from two to three miles to join the main route to Church, Village, and Market.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

1224/38. APPLICATION FOR GRANT FOR REPAIR OF ROAD IN THE DONEGAL DISTRICT.

A letter was read from Councillor McRory asking the Council to request the Board of Works for a grant to re-construct and repair the road from Tom McKelvey's on the leading road from Donegal to Shroughill Crossroads in the direction of Denis McGrath's.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

1225/38. APPLICATION FOR GRANT FOR CONSTRUCTION OF BOG ROAD IN THE TULLYNAGRENA AREA.

A letter was read from Councillor McRory enclosing a list of names of people in the Tullynagrena Area who were anxious to have a new Bog Road about half a mile long made from Sweeney's house. The road was much needed for turf-cutting and would be a continuation of the present County Road.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

1226/38. PROPOSED DECLARATION OF ROADS IN THE BUNDORAN DISTRICT TO
BE COUNTY ROADS.

In the absence of Councillor McShea, it was decided to adjourn until the Annual Road Works Meeting the following Notices of Motion standing in his name on the Agenda:-

- (1) "That the new road between County Roads Nos. 2094 and 2096 in the townland of Cashelard be declared a County Road."
- (2) "That the new road between the County Road at James Boyle's in the townland of Ardfarna and the County Road near the Leitrim Border be declared a County Road."

1227/38. PROPOSED CLOSING OF THE APPROVED ROAD AT CLADY-CASTLEFIN
BOUNDARY POST.

A letter was read from the Secretary, County Board of Health, enclosing copy of a resolution passed by the Board at their Meeting on the 21st November, 1938, protesting against the proposed closing of the approved road at the Clady-Castlefin Boundary Post.

In the absence of Councillor Gallen, the following Notice of Motion on the Agenda in his name was proposed by Councillor Myles:- "That having learned that the Revenue Authorities on both sides of the Border contemplate closing the approved road at Clady-Castlefin Boundary Post, and making it an unapproved road, this Council views with alarm any such intended action as they consider it would inflict unnecessary hardship and inconvenience on the people of Tyrone and Donegal. As evidence of the extent to which this road is availed of by motorists it may be mentioned that from 1st April, 1938, to 14th November, 1938, there were 368 "requests" at this post."

Councillor Myles stated that the closing of this post would throw an extra burden on the already congested Frontier Post at Lifford.

Mr. Caffrey, Acting County Surveyor, stated that Lifford Bridge was in a dangerous condition, and traffic passing over it was limited to four tons in weight. If this post at Clady was closed it would mean that there would be no connection across the Border except at Derry and Pettigo, with restricted traffic through Lifford.

Councillor Mahony seconded the resolution, which was passed unanimously.

1228/38. PROPOSED PUBLIC LIGHTING OF THE VILLAGE OF CLONMANY.

A letter was read from the Secretary, Co. Board of Health, enclosing copy of Minute of the Board at their Meeting on the 17th October, 1938, requesting that a rate sufficient to pay for two years' lighting be struck by the County Council in the case of Clonmany Lighting.

The Secretary submitted a telephone message from Councillor Friel stating that the ratepayers of Straid held a public Meeting, and it was decided not to contribute one penny towards the public lighting of Clonmany. They decided that if the people of Clonmany wanted lighting facilities they must pay for them themselves.

Councillor Friel, who was present at the Meeting, protested strongly against the proposal to levy the cost of this lighting on the District Electoral Division of Straid.

After a lengthy discussion it was decided to refer the matter to the County Board of Health.

1229/38. REPAIRING OF COUNCIL'S ROAD MACHINERY, AND REQUEST TO
PURCHASE PLANT AT MUFF.

Councillor Lynch proposed:- "That in view of the heavy cost of the upkeep of road machinery the Council should purchase the repair plant at Muff now being offered for sale by Mr. Steen, where their own repairs could be carried out."

The Council decided to refer the matter to Mr. Caffrey, Acting County Surveyor, for a report for next Meeting.

1230/38.

DATE OF THE DECEMBER MEETING OF THE COUNCIL.

The Council unanimously decided to hold their December Meeting on Thursday, 29th December, 1938.

1231/38.

DATE OF THE ANNUAL ROAD WORKS MEETING.

The Council unanimously decided to have the Annual Road Works Meeting on Tuesday, 10th January, 1939.

1232/38.

CHRISTMAS HOLIDAYS FOR THE CLERICAL STAFF AND ROAD WORKERS.

The Council decided to allow the Clerical Staff and Engine-Drivers and Flagmen leave of absence on Saturday, the 24th December; Monday, the 26th December; and Tuesday, the 27th December, 1938.

It was decided to allow the surfacemen leave of absence on Monday and Tuesday, the 26th and 27th December, 1938.

1233/38.

DEFAULTERS UNDER THE HOUSING ACTS.

The Secretary submitted the following list of arrears due by borrowers under the Housing Acts:-

Daniel Ward, Ballycallon, Ballynashannagh.	15 half-years.	£67 : 1 : 0.
Edward Shiels, Jun., Rooskey, Clonmany....	14 half-years.	£35 : 3 : 6.
John Doherty (Hollow), Ballyloskey, Carndonagh..	10 half-years.	£45 : 17 : 0.
Charles J. Coyle, Lurganboyce, Rathmullan.	10 half-years.	£29 : 18 : 5.
Daniel Coyle, Moyagh, Ramelton.	9 half-years.	£26 : 17 : 6.
Mrs. Annie Bradley, Drumskeellan, Ture.....	8 half-years.	£32 : 8 : 3.
Patrick Doherty (Taylor), Glenmakee, Collin, Carndonagh....	5 half-years.	£16 : 3 : 10.
Daniel McEleney, Tiernaleague, Carndonagh.	5 half-years.	£7 : 15 : 5.
Patrick McNelis, Tullybeg, Ardara.....	5 half-years.	£14 : 17 : 6.
Miss Mary A. Coll, Meenderrygamph, Gweedore.	5 half-years.	£14 : 18 : 0.
Patrick Doherty, Malin Road, Carndonagh....	4 half-years.	£17 : 16 : 0.
Mrs. Mary Maloney, Malinbeg, Glencolumbkille.	4 half-years.	£4 : 10 : 5.
William McCrossan, Milford.....	3 half-years.	£8 : 19 : 3.
Bernard Curran, Derrysenner, Meenlaragh....	3 half-years.	£15 : 5 : 0.
John Joseph Doherty, Cloncha, Culdaff.....	1 half-year.	£4 : 9 : 0.
Mrs. Bridget Grant, Ardascanlon, Clonmany..	1 half-year.	£2 : 0 : 0.
John McFeeley, Bootagh, Culdaff.....	1 half-year.	£2 : 4 : 11.
Patrick McGahill, Killian, Frosses.....	1 half-year.	£2 : 19 : 9.

The Council decided to inquire from the Council's Solicitor the actual position in those cases which had already been referred to him, and, meanwhile, to adjourn the question of taking action against the other defaulters.

1234/38.

COURTHOUSE ACCOMMODATION IN DUNGLOE.

A letter was read from Mr. John Walsh, Secretary, Parochial Hall Committee, Dungloe, stating that they regretted they could not approve of the installation of Anthracite Stoves in the Hall. They would consider the heating of the Hall next winter when they were in a financial position to do so, and, meanwhile, they would put a large radiator stove at a suitable place in the Hall. They would repair the side-door and make it as air-tight as possible. They could not extend the cloakroom, but they would allow the use of it to the Clerk on Court days and on any other days he required it.

A further letter was read from Mr. Walsh stating that at a Meeting of the Hall Committee quotations were considered for the central heating of the Hall.

At the request of Councillor D. E. O'Boyle, consideration of the matter was adjourned for three months.

1235/38. COMPLAINT RE CONDITION OF CERTAIN ROADS IN CARRIGART DISTRICT.

A letter was read from Mr. Dan Gallagher, Secretary, Carrigart Fianna Fail Cumann, Creevy, Glen, Kilmacrenan, drawing attention to the condition of the following roads:-

- (1) The road branching off the Main Carrigart-Creeslough Road at the Red Brae, going northwards into Aughadachor, a distance of $1\frac{3}{4}$ miles. It was in a bad state of repair and dangerous to traffic.
- (2) The road branching off the Main Carrigart Road from David Speer's to Aughadachor Upper, which required widening and repairing.
- (3) Cutting brae at Mandy McGettigan's and removing a dangerous corner.

Mr. Caffrey, Acting County Surveyor, submitted the following report:-

"I inspected the roads in question and found the surface in fair order. The roads had been darned and there was further material left down at intervals for darning when required. These roads, undoubtedly, are extremely narrow. To widen these, however, land would have to be acquired, and a considerable amount of money would be required. The roads are not of sufficient importance to warrant a Grant out of the Roads (Rural) Schemes, while the Main Road in the same vicinity requires to be made up."

The Council noted the report, and decided to take no action in the matter.

1236/38. ESTIMATE OF ROAD EXPENDITURE FOR THE YEAR 1939/40.

The Acting County Surveyors submitted the following report:-

"In order to prepare the Road Works Scheme for 1939/40, we bring before you the estimate for the maintenance of the roads for the coming year. This is the same as the estimate we brought in last year. It is as follows:-

Main Roads.....	£41,821.
County Roads.....	£44,886.
Contingencies.....	£1,500.
Urbans.....	600.
Councillors' Motions.....	£2,520.
Direction and Danger Signs.....	100.

TOTAL.....£91,427.

These figures are for maintenance only, and do not include loans for former Relief Works or any provision for such works for the coming year."

Councillor Baxter proposed that the estimate, as submitted, be adopted.

Councillor McClaafferty seconded the proposal, which was passed unanimously.

An amendment by Councillor Blaney that the amount of £2,520 allowed for Councillors' Motions be deducted from the total was not seconded.

Councillor Lynch criticised the system of repairing County Roads by Direct Labour, and it was decided to instruct the Acting County Surveyors to revert to the Contract system, as far as possible.

At a later stage of the business, Councillor Brady proposed that the Estimates be reduced by a sum of £9,000, but the Chairman held that the matter had already been disposed of.

1237/38. CONTRIBUTION FROM THE ROAD FUND TO THE MAINTENANCE OF COUNTY ROADS.

Arising out of the estimates for Road Expenditure for 1939/40, Councillor Myles referred to the additional heavy motor traffic on County Roads, and he proposed that the Council be either empowered to close these roads to this traffic, or that they should be assisted in their maintenance by a contribution of 20% from the Road Fund.

Councillor Mahony seconded the proposal of Councillor Myles, which was passed unanimously, and which it was decided to refer to the County Councils' General Council.

1238/38.

OBSTRUCTION OF MAIN STREET, GLENTIES.

A letter was read from Mr. John Gildea, Glenties, stating that he was building a new house in Main Street, Glenties, and he wished to use four feet of the street opposite the building. He would keep a light on same.

The Assistant Surveyor, Mr. Kearney, reported that he had no objection to Mr. Gildea using four feet of the street at Glenties for storing building materials, etc.

The Council decided to give the required permission.

1239/38.

REQUEST FOR FURTHER GRANT FOR COMPLETION OF ROAD LEADING AROUND LOUGH ESKE.

Letters were read from Mr. Anthony O'Doherty, N.T., Townawilly, Barnesmore, stating that a grant of £600 had been expended on a section of road leading around Lough Eske. This grant was got through the recommendations of the County Council and the Irish Tourist Association. An additional grant would be required to complete the work, and the ratepayers of the district would be grateful if the Council applied for a further grant.

On the motion of Councillor Gallagher seconded by Councillor McShane it was decided to request the Department to allocate a further Grant for this road.

1240/38.

IRISH EMPLOYERS' MUTUAL INSURANCE ASSOCIATION, LTD.

A letter was read from the "Irish Employers' Mutual Policy-holders' Protection Committee enclosing copy of the following resolution:-
"Resolved that in view of the fact that Policy-holders in the Irish Employers' Mutual Insurance Association, Ltd., now in liquidation, are called upon to make good the deficit in the working of the Association, notwithstanding the fact that no notice was mentioned specifically in the Proposal Form or any other document which was submitted to them when they were canvassed to take out policies or made proposals to that effect, this representative meeting of policy-holders requests the Government, under whose authority such Insurance Bodies function, to come to the aid of policy-holders in the matter."

On the motion of Councillor Mahony it was decided to adopt the resolution.

1241/38.

DONEGAL PIER - REQUIREMENTS OF FACTORY AND WORKSHOP ACTS.

A letter was read from the Department of Industry and Commerce, Trade and Industries Branch, 51, Dawson Street, Dublin, dated 1st October, 1938, T.I.F.3875, stating that the following requirements of the Factory and Workshop Acts were not being observed at Donegal Pier:-

Docks regulations, 1928, Form F.1.1928, not posted up.

A supply of life-saving appliances not kept in readiness on the Quay.

First Aid Box not provided.

Workmen's Compensation Act, 1934.

Summary Form Compn. 18 not posted up.

Accident Book Form Compn. 17 not kept readily accessible.

The matter was referred to the Acting County Surveyor.

1242/38.

COMPLAINT RE CONDITION OF ROAD LEADING THROUGH THE TOWNLAND OF ARDSBEG, GORTAHORK.

A letter was read from Mr. James Herrity, Ardsbeg, Gortahork, complaining of the condition of the road leading from Derryconnor through Ardsbeg. If the road was not repaired soon the people of the district would repair it themselves and pay no rates. People who were paying heavy motor tax had to use the road.

The Acting County Surveyor reported as follows:-

"The Assistant Surveyor reports that this road is in contract, and the contractor has his metal prepared. This road is through bog with rock outcrops and appears to have been damaged by lorry traffic."

The Council decided to take no action in the matter.

1243/38. APPLICATION TO HAVE RIGHT-OF-WAY AT PORTNOO REPAIRED.

A letter was read from Mr. Frank Sharpe, on behalf of the tenants of Lackagh, Portnoo, appealing to the Council to have the right-of-way repaired from the Pier along the shore to Lackagh. A Minor Relief Grant would be much appreciated and would relieve unemployment in the district.

The Acting County Surveyor stated that the road was not a County Road.

1244/38. CLAIM BY GANGER CHARLES CLARKE FOR DAMAGE TO BICYCLE.

A letter was read from Ganger Charles Clarke, Moneen, Ballindrait, claiming £6 being the value of his bicycle which was smashed beyond repair at Grange, Burt, on the 27th September, 1938. He was employed as Ganger on this date, and as the gearing of the engine broke, the Driver, Mr. McMenamin, had to stop it against the sleeping-van to avoid more serious damage. The bicycle was alongside the sleeping-van at the time.

The Council unanimously decided to call on Mr. McMenamin, the owner of the machine, to make good the damage to Ganger Clarke's bicycle.

1245/38. COUNCIL'S FARM AT RUSKEY, MANORCUNNINGHAM, OCCUPIED BY MR. JAMES STEELE.

A letter was read from Mr. James Steele, Ruskey, Manorcunningham, stating that he wished to know the lowest sum the County Council would take for their farm at Ruskey, which he occupied. A good part of the farm was growing wild with heather and whins. He was unable to pay the rent or rates.

The Council decided to refer the matter to the Sub-Finance Committee for consideration.

1246/38. CLAIM FOR PAYMENT FOR STONES SUPPLIED BY MR. EDDIE CARR, TULLYNADALL, KINDRUM.

A letter was read from Mr. Bertram Barton, Solicitor, Portsalon, stating that on the 10th July, 1937, he wrote with reference to a sum of £4 : 9 : 0 due by the Council to his client, Mr. Eddie Carr of Tullynadall, and he was then informed that the matter had been referred to the Acting County Surveyor. His client had not yet received the money due to him.

The Acting County Surveyor reported as follows:-

"Mr. Dawson reports that this man was paid day labour while raising the material which consisted of 15 tons of stone for building a pipe."

The Council decided to take no action in the matter.

1247/38. COMPLAINT RE CONDITION OF ROAD LEADING TO INCH FORT,

A letter was read from Mr. D. Bryce, Gortalea P.E.S., Claudy, Co. Derry, stating that he absolutely refused to pay rates for unoccupied property at Inch Fort, Co. Donegal, until such time as the road leading thereto received due attention. It was eight years since he took possession of that property, and during that time not one ounce of material was put on the last half mile of the road leading into the Fort. If his protest was ignored he would allow the threatened proceedings for the recovery of the rates to proceed, and have the matter brought before the public in Court.

The Acting County Surveyor reported as follows:-

"The road in question is a cul-de-sac ending at Mr. Bryce's property. The surface is in fair order, and there is very little traffic on the outside end. The road is narrow, but otherwise there is not much wrong with it."

The Council decided to take no action in the matter, and to refer the question of collecting the rates to the Rate Collector with instructions to enforce her warrant.

1248/38. ROAD CONSTRUCTED BY THE IRISH LAND COMMISSION IN THE TOWNLAND OF CRUICKAGHMORE.

A letter was read from the Irish Land Commission, Upper Merrion Street, Dublin, dated 25th October, 1938, P.41950/38, Estate of Irish Land Commission (Mountcharles), Record No. S.5793, acknowledging receipt of Minute No. 664/38 conveying the Council's refusal to undertake the future maintenance of a road constructed by the Irish Land Commission in the townland of Cruickaghmore, and stating that the Land Commission did not propose to do any further work on the said road.

The Council noted the letter.

1249/38. CINEMATOGRAF ACT, 1909.

A letter was read from the Trustees of the Butt Hall, Ballybofey, applying for a renewal of the Cinematograph Licence for the Butt Hall. The Council unanimously decided to grant the application.

1250/38. GRANTING OF HALF-HOLIDAY TO SUB-POSTMASTER AT PORTNOO.

Letters were read from the Postmaster, Donegal, stating that it was proposed to afford a weekly half-holiday to the Sub-Postmaster at Portnoo Post Office on Thursday each week, commencing at one p.m. from October to June, and at three p.m. from July to September. The assent of the Council was required to the proposal. The proposed half-holiday would not in any way affect the despatch and delivery of mails at the Portnoo Post Office, and arrangements would be made for the delivery of telegrams addressed to Portnoo. The Sub-Postmaster carried on a grocery business in the Post Office premises, and it was on account of the difficulty which he found in complying with the Shops Act regulations that he was applying for the concession.

It was decided to inform the Sub-Postmaster that the Council had no objection to the proposal.

1251/38. MESSRS. MANUS O'FLAHERTY AND MICHAEL J. FAGAN, FORMER OFFICIALS OF THE CO. DONEGAL COMMITTEE OF AGRICULTURE.

A letter was read from the Chief Agricultural Officer enclosing copy of letter from the Department of Agriculture referring to the cases of Messrs. Manus O'Flaherty and Michael J. Fagan, formerly Secretary and Itinerant Instructor in Agriculture, respectively, under the Donegal Committee of Agriculture, and giving particulars of the total salary and emoluments of these Officers if they had continued to serve in their former capacities up to and during the whole of the three years immediately preceding their appointments to established posts in the Civil Service. The Committee of Agriculture directed him to refer the matter to the County Council.

The Council noted the letter.

1252/38. MEMBERSHIP OF COMMITTEE OF AGRICULTURE.

A letter was read from the Chief Agricultural Officer stating that Messrs. J. McGonigle and W. H. Hunt had become disqualified from membership of the Committee through non-attendance. The Committee approved of the absence of the members named and recommended them to the County Council for re-appointment.

The Council unanimously decided to re-appoint Messrs. McGonigle and Hunt.

1253/38. MALICIOUS INJURY CLAIMS HEARD AT LETTERKENNY CIRCUIT COURT.

A letter was read from the Council's Solicitor enclosing report on Malicious Injury Claims heard at the Letterkenny Sittings of the Circuit Court. In the cases of Margaret Lockhart and Robert Starritt appeals had been recommended. In the Lockhart case the local ratepayers were considering the advisability of asking the Council to appeal the case at their expense. The Solicitor also stated that his report should have reached the Council in time for their last Meeting, but through an oversight it was not posted.

The Council decided to refer the matter to the Law Committee.

1254/38. APPLICATION FOR POSITION AS CARETAKER OF BEACON LIGHTS
BEING ERECTED AT ROSBEG.

A letter was read from the Office of Public Works dated 29th October, 1938, C.90.5/1/36, enclosing for the information of the Council copy of a letter received from Mr. J. J. Kearney, owner of the lands on which it was proposed to erect the beacon lights at Rosbeg. In connection with his desire to be appointed Caretaker, it would be observed that he had voluntarily given his consent to the erection of the lights on his land and permission for free access to them.

The Council decided to adjourn the matter until the question arises.

1255/38. IMPROVEMENTS CARRIED OUT AT BENWEE BOATSLIP.

A letter was read from the Office of Public Works dated 27th October, 1938, C.87.45/1/36, referring to the Secretary's letter of the 8th December, 1937, with extract from the Council's Minutes of 30th November, 1937, regarding Benwee Boat-slip. In this connection they wished to draw attention to the fact that the joint inspections referred to had not yet been carried out. They would be glad to know if the Council had issued instructions to the County Surveyor regarding the making of arrangements with their Engineer for the inspections.

The Council decided to refer the matter to the Acting County Surveyor, with instructions to arrange for a joint inspection.

1256/38. PROPOSED IMPROVEMENT OF LANDING FACILITIES AT PORTALEEN PIER.

A letter was read from the Office of Public Works dated 27th October, 1938, S.W.1/3/39, stating that representations had been made on behalf of Glengad fishermen for the execution of certain works to improve the landing facilities at Portaleen Pier. As extension works at this Pier were recently carried out by them to plans and specification approved by the County Surveyor, they would be glad to have the opinion of the Council as to the necessity or desirability of the work now suggested. At the moment there was engaged on survey work in the neighbourhood of Letterkenny a member of their Engineering Staff who could be instructed to collaborate at any time within the next two weeks with the Council's Engineer in an examination of the present proposal should the Council desire to investigate the matter.

The Acting County Surveyor reported as follows:-

"As far as I can gather the complaint regarding Portaleen Pier is one of shelter. The boats have to ride at anchor in the open bay where they are exposed to the north gales. If the weather is rough it is not possible to approach the crane provided for hauling the boats out of the water without danger to the boats. The fishermen would like an enclosed basin to be constructed into which they could float their boats and leave them in safety."

The Council decided to inform the Board of Works that the Acting County Surveyor, Mr. Caffrey, would collaborate with their Engineer in an examination of the proposals.

Councillor Friel proposed that the Council agree to contribute one-third of the cost of any works which may be carried out, but it was agreed to adjourn this question pending hearing from the Board of Works.

1257/38. ATTENDANCE AT COAST LIFE-SAVING EXERCISES OF THE COUNCIL'S
ROAD WORKERS.

A letter was read from the Local Government Department, Roads, dated 8th November, 1938, R/RM/7, stating that representations had been made to the Department concerning facilities for attendance at periodic exercises of members of the Coast Life-Saving Service in the employment of the County Council. If the Council were prepared to grant the facilities, the Minister would raise no objection to road workers who were members of the Service being allowed to attend the quarterly exercises of their Life-Saving Companies without deductions from pay.

It was decided to inform the Department that the Council had no objection.

1258/38. EMPLOYMENT SCHEMES VOTE, 1938/39, ROADS (RURAL).

A letter was read from the Local Government Department, Roads, dated 28th October, 1938, RU/205/7, stating that the Minister had approved of the scheme of road works proposed to be carried out by the Council under the Employment Schemes Vote, 1938/39, Roads (Rural). The work should be completed in time to permit of the final payment being made prior to the 31st March, 1939. Works No. U.168 had been assigned to the Scheme. The amount allocated by way of Grant from the Employment Schemes Vote towards the cost of the Scheme was £60,133, subject to a local contribution of £5,333.

The Council noted the letter.

1259/38. MAIN ROAD IMPROVEMENT GRANT, 1938/39.

A letter was read from the Local Government Department, Roads, dated 15th November, 1938, SGR/7, stating that the Minister had approved of the scheme of road work proposed to be carried out by the Council under the Road Improvement Grant, 1938/39. The letter gave particulars of the works numbers assigned to the Scheme, and stated that the arrangements regarding employment were as set out in Circular Letter SGS/202 of the 22nd November, 1935.

The Council noted the letter.

1260/38. COMPLAINT RE CONDITION OF ROAD AT TOLLY, KNOCKBRACK.

A letter was read from Mr. Joseph Friel, Tolly, Knockbrack, again complaining of the condition of the road at Tolly, and asking what the Council intended to do with the road as he had to keep his children from School at present owing to its condition.

The Acting County Surveyor stated that Mr. Kelly reported that this road was being repaired at present, but owing to the very heavy rain recently it became flooded.

The Council decided to take no action in the matter.

1261/38. PRESSES FOR THE FOOD AND DRUGS INSPECTORS.

A letter was read from the Chief Superintendent, Garda Síochána, Letterkenny, stating that in order to ensure the safe custody of samples taken under the Food and Drugs Acts, it was considered that a press, fitted with a lock, should be provided for the use of each Inspector of Food and Drugs, and he would be glad, therefore, if presses were issued to the Inspectors at the following Stations:-

Letterkenny; Lifford; Newtowncunningham; Ballyshannon; Ballybofey; Pettigo; Buncrana; Muff; Killybegs; Carrick; Mountcharles; Milford; Greaslough; Falcarragh; Dungloe; Clogher; and Bunbeg.

A press measuring 4' 3" by 18" would suffice for the required purpose.

The Council decided to invite tenders for the construction of the presses.

1262/38. REQUEST FOR INCREASED GRANT-IN-AID FOR MENTAL HOSPITALS.

A letter was read from Dr. J. Kearney, Resident Medical Superintendent, Sligo Mental Hospital, enclosing copy of letter from the Local Government Department in reply to a request to the Minister to receive a deputation representative of five Mental Hospital Committees to submit the case for an increase in the Government capitation grant for the maintenance of Mental Hospital patients. The Minister did not consider that any useful purpose would be served in putting the proposed deputation to the trouble and expense of travelling to Dublin. Dr. Kearney stated that he had been directed to inquire whether the Council considered it advisable to take any further steps towards pressing the claim for better treatment by the Government.

The Council decided to refer the matter to the Council's representatives on the County Councils' General Council.

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The Council decided to refer the matter to the Council's representatives on the County Councils' General Council.

1263/38. EXTENSIONS OF TIME FOR PAYMENT OF OUT-OF-DATE ACCOUNTS.

A letter was read from Mr. Robert Crawford, Tullyhurk, Ballyshannon, enclosing two Paying Orders dated 22nd May, 1934, which the Bank would not now cash. One of the Paying Orders, No. 4082 was for 8s/8d in favour of Thomas Doherty, Craigadoes, St. Johnston. The other, No. 4065, was in favour of Joseph McCormick, Mullinaveagh, Ballindrait, and the amount was 16s/3d.

A letter was also read from Mr. Peter O'Brien, Glenhola, Meenlaragh, Gortahork, enclosing a Paying Order for £2 : 13 : 2 issued to him on the 11th March, 1938, and which was now out-of-date.

The Council unanimously decided to apply for permission to issue three new Paying Orders.

1264/38. COMPLAINT RE INADEQUATE FACILITIES OF HARBOURAGE AND SHELTER AT GREENCASTLE PORT.

A letter was read from Rev. Richard S. Benson, Castle House, Greencastle, asking the Council to receive a deputation in connection with the inadequate facilities of harbourage and shelter at Greencastle Port. He enclosed a memorial in connection with the matter signed by the fishermen of Greencastle and District.

Councillor Myles introduced the deputation which consisted of Rev. Mr. Benson, Dr. Nolan, and Messrs. John McCormick and Hugh McLeneghan.

Rev. Mr. Benson read a memorial dealing with the matter which had been signed by the fishermen of the district.

Councillors Myles, McDaid, Scott, McIvor, and Friel supported the project proposed.

Councillor Scott proposed that the matter be referred to the Department of Fisheries with a request that a joint inspection of the Harbour at Greencastle be made by their Engineer and the Council's Acting County Engineer.

Councillor Myles seconded the proposal, which was passed unanimously.

On the suggestion of Councillor Friel it was decided to request the Deputies for East Donegal to approach the Department of Fisheries on the subject.

1265/38. GWEEDORE COURTHOUSE.

On the motion of Councillor Scott it was unanimously decided to execute Agreement in connection with the letting of Gweedore Courthouse.

1266/38. COMPLAINT RE UNFAIR ALLOCATION OF ROAD WORK IN THE QUIGLEY'S POINT DISTRICT.

A letter was read from Mr. Jack Doherty, Cross, Quigley's Point, inquiring who gave the Acting County Surveyor the information that he was an unsatisfactory worker. He never got such an insult in his life and he did not intend to let it go. He could produce dozens of references that he was a good, upright, and docile worker. He was a member of the Defence Forces of Eire and he was bound to get first preference in employment and everything else. The Ganger in the district had all his relations and chums, single men, working, because they were drawing no dole.

The Acting County Surveyor stated that he had nothing to add to his previous report in this matter.

The Council decided to take no action in the matter.

1267/38. REQUEST TO HAVE ROAD MADE AT INNISCOO, BURTONPORT.

A letter was read from Mrs. Rose O'Donnell, Inniscoo, Burtonport, applying to have a road made to her house. She was not going to pay any more rates until she got a road out from her house.

The Acting County Surveyor stated that the road was not a County Road, and it was decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

1268/38.

COMPLAINT RE FLOODING AT CABRY, QUIGLEY'S POINT.

A letter was read from Mr. Bernard O'D. Browne, Cabry, Quigley's Point, acknowledging receipt of extract from the Council's Minutes of the 25th October, 1938, and stating that Mr. Caffrey's report was misleading. He intended to take counter action against the Council for the damage they had done to his property.

The Council noted that the Law Committee had referred this matter to Councillor Scott and the Acting County Surveyor to interview Mr. O'D. Browne with a view to arriving at an amicable settlement.

1269/38.

APPLICATION FOR WORK IN THE COUNCIL'S EMPLOYMENT.

A letter was read from Mr. Patrick Craig, Benault, Inch Island, applying for a job in the Council's employment. There was a £2,000 grant being expended on the road from Shandrum to Cockhill, and he would like to get work there. He worked for the Council for 14 years as Foreman and Engine-Driver, and Mr. Steadman, the late County Surveyor, stated at a Council Meeting that not only was he satisfied with Craig's work but that he did his work well. As an old servant of the Council he trusted he would get preference.

The Council decided to take no action in the matter.

1270/38.

COMPLAINT RE ENCROACHMENT ON PROPERTY AT COMMON, ARDARA.

A letter was read from Mr. James Gallagher, 84, Bishop Street, Derry, stating that the Council's workmen working on a bye-road off the County Road in the townland of Common, Ardara, had for 250 yards or more dug and cut away portions of his fence, loosened stay-wires of wiring overhead, cut away green sod and sod fence practically perpendicular underneath wire fence, and rendered the fence obsolete. The Acting County Surveyor stated that he had not yet received a report from Mr. Lennon in the matter, and it was decided to adjourn the matter until next Meeting.

1271/38.

APPLICATION FOR GRANT FOR ERECTION OF FOOTBRIDGE OVER THE CURRAGH RIVER IN THE TOWNLAND OF GROUSELODGE, PETTIGO.

A letter was read from Mr. Daniel Gallagher, Grouselodge, Tievemore P.O., Pettigo, applying for a grant of £10 to erect a footbridge over the Curragh River in Grouselodge, as the old bridge had been destroyed, and children were in danger of being drowned going to School.

The Assistant Surveyor reported that this bridge was a private one built by Mr. Gallagher and a couple of his neighbours across a small stream to make a short cut to the School and Church.

As the matter was not one for the County Council, it was decided to refer Mr. Gallagher to the Board of Works.

1272/38.

COMPLAINT RE CONDITION OF TYBAN LANE, PETTIGO.

A letter was read from Mr. Edward John McNally, Grousehall, Tievemore P.O., Pettigo, applying for a grant for the widening and repairing of Tyban Lane, which was in a deplorable condition. This matter had been before the Council on several occasions and each time it was referred to the Board of Works, but nothing was ever done to it.

The Acting County Surveyor stated that this was not a County Road and it was decided to refer Mr. McNally to the Board of Works.

1273/38.

COMPLAINT RE CONDITION OF ROAD, CONTRACT NO. 63, FALCARRAGH.

A letter was read from Mrs. Margaret Ferry, Station Place, Falcarragh, stating that she reported Contract No. 63 some time ago to the Assistant Surveyor, Mr. McIvor, but he seemed not to have paid any attention to the report, and the contract was now in a shocking condition.

The Acting County Surveyor stated that the complaint referred to a few yards of road near complainant's house, and that the matter would be attended to.

1274/38. COMPLAINT RE FLOODING OF CYCLE REPAIR SHOP AT RAMELTON.

A letter was read from Mr. H. P. Whoriskey, The Garage, Ramelton, claiming the sum of £5 for damage sustained by him owing to the flooding of his cycle repair shop. The flooding was caused through the filling in of the water-table by the Council's servants some time ago, and during heavy rain the water now came over the footpath and into his shop.

The Acting County Surveyor stated that the flooding was caused by abnormal heavy rain and the Council had no liability in the matter.

1275/38. GLENTIES NO. 3 O.A.P. SUB-COMMITTEE.

A letter was read from Mr. John Ward, Clerk, Glenties No. 3 O.A.P. Sub-Committee, Arranmore, stating that the Sub-Committee wished to have Mr. Bernard Kelly, Leabgarrow, appointed a member in place of Mr. John Boyle, Leabgarrow.

As Mr. Ward had not indicated why Mr. John Boyle was being re-placed, the Council adjourned consideration of the matter until next Meeting.

1276/38. PIPE ON ROAD FROM FALCARRAGH TO GORTAHORK.

A letter was read from Mr. Edward Bonner, Ballina, Falcarragh, drawing attention to the state of the Trunk Road from Falcarragh to Gortahork. During a recent heavy flood he was almost swept out of his house. The cause of the trouble was that a pipe was broken and choked and the water came into his shop.

The Acting County Surveyor reported as follows:-

"As this is a case of a private pipe over the road drain to give this man access to his house, it is a matter entirely for himself. If he does not keep it in proper repair and the road gets torn as a result, he is liable for damages."

The Council decided to take no action in the matter.

1277/38. COMPLAINT RE FLOODING AT MURLOG, DOWNINGS.

A letter was read from Mr. John Connor, Murlog, Downings, complaining of damage to his crops owing to flooding, which was caused by the bad engineering done in carrying out repairs to the County Road adjacent to his farm during the past winter and spring. No water-table was constructed to carry away the water reaching the road to suitable drainage.

The Acting County Surveyor reported as follows:-

"Mr. McIvor reports that in the abnormal heavy rains, the water-table is liable to overflow. He is having it widened and deepened."

The Council noted the report.

1278/38. COMPLAINT REGARDING DRAIN AT CLONTALLAGH, DOWNINGS.

A letter was read from Mrs. Michael McBride, Clontallagh, Downings, stating that in June last she notified the Assistant Surveyor with reference to a drain which the County Council made adjoining her land. The drain happened to break in on her plot and destroyed half an acre of her potatoes. She wrote to the Acting County Surveyor on the 5th September, and he said that he had referred the matter to the Assistant Surveyor, but the Assistant Surveyor had not come near the place.

Mr. Caffrey, Acting Co. Surveyor, reported as follows:-

"Mr. McIvor reports that there was a piped drain which was incorporated in the road when the road was widened. While he denies that the Council have any responsibility in the matter, he intends having the drain opened and examined before the road is rolled."

The Council noted the report.

1279/38. ALLEGATIONS ALLEGED TO HAVE BEEN MADE AGAINST MR. JOHN MULLAN, GLENDOWAN.

A letter was read from Mr. John Mullan, Glendowan, referring to a letter sent to the Council in March, 1937, bearing the signature "Joseph McClafferty." This letter severely criticised the way in which a certain road in the district was being re-constructed, and stated that the Council should appoint Gangers who knew something about road work, and that it was time ratepayers got a move on to see how their money was being expended. He was the foreman in charge of the work and he had got proof that the letter was written by Mr. Patrick McConnell, Glendowan, against whom he was instituting proceedings. He thought that a stigma had been cast on the Council and their Officials, and he thought that the Council should pass a bye-law under which culprits of this kind be severely dealt with.

The Council decided to take no action in the matter.

1280/38. ROAD FROM LETTERKENNY TO DUNGLOE, VIA GLENDOWAN.

A letter was read from Mr. John Mullan, Secretary, Glendowan Fianna Fail Cumann, enclosing copy of resolution passed by the Cumann as follows:-

"That the road from Letterkenny to Dungloe should be proceeded with at once as we see no reason why the Meenaroy Road should be chosen. It had nothing to recommend it having no quarries suitable for re-construction work and was very hilly and exposed in winter. The road through Glendowan had sufficient quarries convenient to road, was less hilly, and more attractive to tourists."

The Council decided to take no action in the matter.

1281/38. COMPLAINT RE CONDITION OF ROAD BETWEEN MCGINLEY'S BRIDGE AND BARRACK BRIDGE, NEWMILLS.

A letter was read from Mr. Gerald McFadden, Breenagh, Newmills, stating that the road between McGinley's Bridge and Barrack Bridge was in a very bad state of repair. There were 300 tons of metal lying there for 18 months and nothing had been done to the road.

The Acting County Surveyor stated that the matter was being attended to.

1282/38. COMPLAINT RE CONDITION OF ROAD AT DROMORE, LETTERKENNY.

A letter was read from a number of ratepayers of Dromore, Letterkenny, drawing the Council's attention to the bad condition of the road between the Three Roads at Dromore and Four Roads at Drumany, with branch to Drumlodge. This road was much used and nothing was done to it for a considerable time.

The Acting County Surveyor stated that his Assistant reported that this road had already been repaired.

1283/38. COMPLAINT RE DOECastle RAMPART ROAD, BEACHING, AND FLOODGATE.

A letter was read from Mr. Michael McLaughlin, Ummerafad, Creeslough, again complaining of the condition of the Doecastle Rampart Road, Beaching, and Floodgate. This place which was on the Main Road from Doecastle to Cashel Road was about 40 or 50 yards long. It was beached up on either side of the road, and there was a floodgate about the centre of the beaching. The beaching had fallen in and about 45 acres of land were being flooded. The Board of Works inspected the place and informed the people that the matter was one for the County Council.

The Acting Co. Surveyor reported as follows:-

"Mr. McIvor reports as follows:- 'This has been recommended for a Relief Grant and has also been referred to Irish Land Commission. The flooding is due to leakage through the rampart and sluice gates. Structurally, the rampart appears sound enough, although some subsidences have occurred on the roadway. I am of opinion that this is a matter between tenants and Land Commission although County Council might be asked to share in the cost of strengthening the rampart proper.'"

The Council decided to take no action in the matter.

1284/38. REMOVAL OF CURB FROM FOOTPATH AT RAMELTON ROAD, LETTERKENNY.

A letter was read from Mr. J. McAuley, Letterkenny, applying for permission to remove curb from footpath in front of his garage until such time as the Council repaired the footpath on the Ramelton Road. The Council decided to grant the required permission.

1285/38. PROPOSED EXTENSION OF LETTERKENNY URBAN AREA.

A letter was read from Mr. George Cannon, Town Clerk, Letterkenny, stating that he had been directed by the Urban Council to request the County Council to make an Order extending the Urban District by the inclusion of such parts of the townlands mentioned in previous correspondence as might be agreed upon by the County Council and the Urban Council.

The letter also stated that a statement of the Urban Council's case for extension would be forwarded later.

The Council decided to adjourn consideration of the matter until the statement referred to in the Town Clerk's letter was received, and also to ask the Town Clerk to forward with the statement a map showing the area it was desired to have included in the Urban District.

1286/38. REQUEST TO HAVE NEW ROAD CONSTRUCTED AT LACKLEA, GLENTIES.

A letter was read from Mrs. Susan Broslin, Lacklea, Glenties, asking the Council to construct a road about 70 perches long through Lacklea and Lughnagillew. She was placed in very awkward circumstances as she had to carry all the necessities of life through wet land owing to having no road to her house.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

1287/38. REQUEST TO HAVE BOG ROAD CONSTRUCTED ACROSS THE OWENEA RIVER AT TIEVELOUGH, GLENTIES.

A letter was read from Mr. Peter Campbell, Tangavane, Glenties, suggesting that a bog road should be constructed through the land of Mr. William McGuire, Tievelough, across the Owenea River to William Ward's land on the other side of the river. The proposed road which would be about a quarter of a mile long would be a great benefit to the people of the district.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

1288/38. COMPLAINT RE FLOODING AT DERRYFAD HOUSE, CREESLOUGH.

A letter was read from Mr. Augustine Curran, Derryfad House, Creeslough, complaining of the condition of the road at the back of his house known as the "Derryfad Road." The water from this road ran down and entered the well and flooded the yard at the back of the premises, and also a garden, and caused no small amount of dampness to the house.

The Acting County Surveyor submitted the following report from his Assistant, Mr. McIvor:-

"Complainant's house is well below an unfenced portion of the road referred to. I think it is entirely his responsibility to fence off this portion and stop the water coming down. I got a length of water-table made, but only a fence will divert surface water. The position is apparently like this always."

The Council decided to take no action in the matter.

1289/38. SOCIAL CREDIT BUREAU.

A letter was read from the Social Credit Bureau, 2, Upper Ely Place, Dublin, inquiring to what extent the Council were prepared to support a demand for financial freedom in order to solve the social problems of re-housing, unemployment, re-afforestation, etc.

The Council noted the letter.

1290/38. REMOVAL OF TELEGRAPH POLES ON DUNGLOE-BURTONPORT ROAD.

A letter was read from the Engineer-in-Chief, Department of Posts and Telegraphs, dated 16th November, 1938, regarding removal of telegraph poles on the Dungloe-Burtonport Road, and stating that as the road widening there was being done with the aid of a Government Grant the cost of removing the telegraph poles would be charged to the Council.

The Council noted the position.

1291/38. OVERCROWDING OF CARAVANS AT RAPHOE ON DONEGAL COUNTY COUNCIL LANDS.

Notices were submitted from the County Board of Health requiring the abatement of nuisances as follows:-

- (a) Overcrowding of caravan at Raphoe occupied by Edward O'Hanlon and Simon Doherty.
- (b) Overcrowding of caravan at Raphoe occupied by Edward Curran.
- (c) Overcrowding of caravan at Raphoe occupied by John Donaghan.
- (d) Overcrowding of caravan at Raphoe occupied by John Hegarty.
- (e) Overcrowding of caravan at Raphoe occupied by George Doherty.
- (f) Overcrowding of caravan at Raphoe occupied by Michael Caulfield.

All the caravans were situate on the lands belonging to the Donegal County Council.

The Council decided to refer the matter back to the Board of Health, and to inquire from them what steps should be taken to remedy the overcrowding.

1292/38. COMPLAINT RE NON-PAYMENT FOR WORK DONE ON A MINOR RELIEF SCHEME.

A letter was read from Mr. Michael McConigley, Rosskirk, Ballylar P.O., complaining of not being paid for work done on a Minor Relief Scheme on the 24th, 25th, 26th, and 27th October.

The Acting Co. Surveyor stated that this man was since paid.

1293/38. DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY AT MOUNTCHARLES.

Letters were read from Mrs. Annie J. McCafferty, Mountcharles, applying for a refund of the deposit lodged by her in connection with the opening of the public roadway.

The Acting Co. Surveyor reported as follows:-

"Mr. Lennon, Assistant Surveyor, reports that refund will be certified for when the road is restored to its proper surface. It needs dressing with tar and chippings or clean gravel. Apart from tarring, the surface needs at least one more coat of fine material to bring it to the gravel surface level."

The Council noted the report and decided to take no action in the matter.

1294/38. DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY AT BUNDORAN.

A letter was read from Mr. P. O'Connell, Atlantic Hotel, Bundoran, applying for a refund of the deposit lodged by him in connection with the opening of the roadway.

The Acting Co. Surveyor stated that the deposit had since been refunded.

1295/38. DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY AT WELCHTOWN.

A letter was read from Mr. W. H. Donaldson, Glenafton, Welchtown, dated 3rd November, 1938, acknowledging receipt of Minute No. 1339/38 stating that the deposit lodged by him in connection with the opening of the roadway had been refunded. He stated that he had not up to that date received the money.

The Acting Co. Surveyor stated that the deposit had since been refunded.

1296/38. DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY AT DONEGAL TOWN.

A letter was read from Mr. L. Merrifield, Plumber, Ballyshannon, again referring to the deposit lodged by him in connection with the opening of the roadway at Donegal, which the Surveyors stated had not been properly restored. This opening had been left with a better surface than it ever had. He wished a written report from the Acting County Surveyor as to what had not been done to this road.

The Acting Co. Surveyor stated that the deposit had since been refunded.

1297/38. DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY AT NAVENNY STREET, BALLYBOFEY.

A letter was read from Messrs. George Magee & Co., Ballybofeigh, regarding the deposit lodged by them in connection with the opening of the road leading to Miss Eileen McGinty's houses in Navenny Street, Ballybofeigh. They understood that this road had been repaired by the Council, and they presumed that the cost of the repairs had been deducted from the deposit. They, therefore, wished to be paid the balance.

The Acting County Surveyor stated that the balance of the deposit had been refunded.

1298/38. DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY AT ST. JOHNSTON.

A letter was read from Mrs. Margaret Hogarty, Main Street, St. Johnston, applying for a refund of the deposit lodged by her in connection with the opening of the public road.

The Acting County Surveyor stated that the deposit was being refunded.

1299/38. APPLICATION FOR POSITION AS DRIVER ON ONE OF THE COUNCIL'S ROLLERS.

A letter was read from Mr. Michael Bonar, Boltyfree, Cloghan, applying for a position as Driver on one of the Council's Rollers. He had ten years' experience in Northampton.

The Acting County Surveyor stated that there was no vacancy.

1300/38. APPLICATION FOR POSITION AS GANGER.

A letter was read from Mr. Hugh O'Brien, Rock Hill, Ballintra, applying for the first vacancy as a Ganger in South Donegal. He was a married man with very little means.

The Acting County Surveyor stated that he was referring this application to the Assistant Surveyor for the District.

1301/38. APPLICATION FOR PAYMENT FOR STONE FLAG SUPPLIED TO THE COUNCIL.

A letter was read from Mr. Alexander C. McKee, Cranoughboy, Ardara, applying for the sum of £1 for supplying stone flag for the drainage scheme at Shanaghan and Ballygarry in July last.

The Acting County Surveyor reported as follows:-

"Mr. Kearney reports that Mr. McKee supplied and fitted this flag on his own initiative. He had no instructions to do so. The work referred to is on a Minor Employment Scheme (Summer Drainage)."

The Council decided to deny liability.

1302/38. APPLICATION FOR EMPLOYMENT ON ROAD WORK IN MOVILLE AREA.

A letter was read from Mrs. Teresa Quigg, Terryrone, Moville, asking the Council to give her son a start at road work. She had no means whatever, and her boy needed the work badly.

The Acting County Surveyor reported as follows:-
"Mr. O'Neill reports that there is no work available in the district at present. As the boy is only 17 years old he is not yet in receipt of Unemployment Assistance benefit, and, consequently, is not eligible for work on Relief Schemes."

The Council noted the report.

1303/38. APPLICATION BY THE ACTING COUNTY SURVEYORS FOR AMOUNT TO COVER EXTRA CLERICAL ASSISTANCE REQUIRED IN CONNECTION WITH ABNORMAL ROAD GRANTS.

The following report was submitted from the Acting County Surveyors, Messrs. J. J. Caffrey and T. J. O'Reilly:-

"Having gone carefully into the work of our existing Office Staff, we are of opinion that due to the abnormal increase in Grant and Direct Labour work we will be unable to cope with this work without the help of an additional Clerk for a period of approximately six months. Having taken out particulars of Paysheets for a corresponding rush period last year, we found that there was an average of over 300 Paysheets per fortnight, as against about 60 Paysheets in 1931. At the peak period of employment last year there were close on 4,000 men employed.

The Secretary has given us all possible facilities in the past, and has at present loaned us a Clerk from the General Office as from Monday, 28th November. Time is the chief difficulty, as all checking of Wages Sheets and machinery charges must be completed before the Paying Orders can be written. In order that the workers get their pay on the Saturday following end of working period these Paysheets must be completed and in the Secretary's hands not later than Friday of that week. A sum of £60 would cover the additional help needed."

The application was granted unanimously.

Councillor Friel proposed, and it was unanimously resolved, that the Department be requested to sanction the expenditure of this amount out of the Grants.

1304/38. APPLICATION BY THE SECRETARY FOR A SUM OF £400 FOR TEMPORARY CLERICAL ASSISTANCE REQUIRED IN CONNECTION WITH ABNORMAL ROAD GRANTS.

The Secretary applied for a sum of £400 to cover the cost of temporary clerical assistance which it would be necessary to employ on account of the abnormal Road Grants.

The application was granted unanimously.

1305/38. COMPLAINT RE UNFAIR ALLOCATION OF ROAD WORK.

A letter was read from Mr. Bernard Doherty, Golland Cottages, Ballybofey, referring to his complaint at the September Meeting concerning the allocation of road work. Since then the only work he got was four days per week for four weeks at a Relief Scheme. Mr. Callaghan had 17 men working steadily, and they were not deserving cases. He intended to be present at the Council Meeting.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"Mr. Callaghan reports that he has nothing further to add in this case. This man has refused work on a Minor Employment Scheme. It is now a question for the Labour Exchange to take action. The Minor Employment Scheme on which he refused work was about three miles from his home."

Mr. Doherty appeared before the Council, and complained of unfair treatment. He stated that the Minor Relief Scheme on which he was employed was five miles from his home, and he found he was unable to continue working at it. His "dole" had been cut off.

Councillor Lynch proposed that the man be employed on Council work convenient to his home, if possible.

The Acting Co. Surveyor stated he would look into the matter, and have Doherty employed on Council work, if possible.

1306/38. APPLICATION FOR GRANT FOR REPAIR OF BREACH IN THE BANK OF THE RIVER FINN IN THE TOWNLAND OF DUNGORMAN, CASTLEFIN.

A letter was read from Messrs. James H. Cooper, Bernard Murray, and Jerry Murray, Dungorman, Castlefin, stating that a breach had been made in the south bank of the River Finn in the townland of Dungorman about half-way between Castlefin and Liscooley. Their lands were being flooded and rendered unfit and unsafe for grazing. They wished the Council to have this breach repaired.

The Acting County Surveyor stated that this was a very necessary work, and that a strong recommendation should be forwarded to the Board of Works in the matter.

The Council unanimously decided to request the Board of Works to allocate a grant for this work out of the Minor Employment Schemes.

1307/38. DEPOSIT LODGED IN CONNECTION WITH APPLICATION FOR LOAN UNDER THE SMALL DWELLINGS ACQUISITION ACTS.

A letter was read from Mr. John Hegarty, Meenlaragh, Gortahork, applying for a refund of the deposit lodged by him four years ago in connection with his application for a loan under the Small Dwellings Acquisition Acts.

The Council's Solicitor reported that the costs incurred in connection with this application exceeded the amount of the deposit.

The Council decided to refuse the application.

1308/38. COMPLAINT RE CONDITION OF ROAD AT DOECastle, CREESLOUGH.

A letter was read from Mr. John McBride, Castledoe, Creeslough, drawing the Council's attention to a road in Doecastle leading from Frank Kelly's to John McBride's. The road was made by the Council six years ago and nothing had since been done to it.

The Acting County Surveyor stated that this road was made by the Board of Works and the Council had no responsibility in the matter.

1309/38. COMPLAINT RE CONDITION OF ROAD LEADING FROM DRUMFAD SCHOOL TO HIGH CARREN, BALLYNASHANNAGH.

A letter was read from a number of ratepayers of Carren, Ballynashannagh, asking the Council to repair the road leading from Drumfad School to High Carren. It was all overgrown with bushes and flooded.

The Acting County Surveyor stated that Mr. Dawson reported that the contractor of this road was not attending to it, and he was breaking the contract.

1310/38. REQUEST FOR GRANT FOR CONTINUATION OF ROAD ALREADY MADE BY BOARD OF WORKS AT CLOGHERNAGORE, FINTOWN.

A letter was read from Mr. William McGill, P.C., Glenleighan, Fintown, asking the Council to make a strong recommendation to the Board of Works for a substantial grant towards the continuation of the road already made by the Board of Works at Cloghernagore, so as to have it connected with the Doochary-Fintown Road at Coolboy. This road, if completed, would open up a large area for tourists, and the work would provide much-needed employment in the district.

The Council unanimously decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

1311/38. REQUEST TO EMPLOY CARTS ON ROAD WORK INSTEAD OF LORRIES.

A letter was read from Mr. P. A. McCarthy, Falcarragh, stating that at a recent Meeting of ratepayers it was decided to ask the Council to employ carts instead of lorries on the Muckish Road Grant. Less damage would be caused to the roads, more men would be employed, and the work more widely distributed.

The matter was referred to the Acting County Surveyor.

1312/38.

WAGES OF SURFACEMEN IN THE BALLINTRIA DISTRICT.

A letter was read from Mr. Edward McCauley, Jun., Secretary, Ballintria Workers' Rights Association, stating that the surfacemen in South Donegal were being paid one shilling short every week. They were not receiving the full benefit of the recent increase, unless it only applied to surfacemen with long service.

The Acting County Surveyor reported as follows:-

"Surfacemen in this area are being paid at the rate of 30/- per week being the authorised scale as laid down by the County Council."

The Council decided to inform Mr. McCauley that all surfacemen were now paid at a flat rate of 30/- per week.

1313/38.

MINOR RELIEF SCHEME - MAKING OF NEW ROAD AT TULLYNAGRENA AND OGERBEG, DONEGAL.

A letter was read from Mr. Fergus P. Britton, Solicitor, Donegal, stating that he had been consulted by representatives of the people of Tullynagrena and Ogerbeg regarding a new road proposed to be made in these townlands. When the work started first the grant was supposed to be £380, and the road was blocked out in proportion to the Grant. Now, the Assistant Surveyor informed the people that the grant was only £100, and the result of this reduction was that the particular portion of the road which was originally blocked out, and which had not been repaired, was now in a terrible state and was absolutely useless for traffic.

Mr. O'Reilly, Acting County Surveyor, stated that on the 24th November he had a communication from the Board of Works authorising him to re-commence work on this road.

1314/38.

COMPLAINT RE CONDITION OF ROAD AT SHANCREGGAN, BALLYBOFEY.

A letter was read from Mr. Thomas S. Leahy, Shancreggan, Ballybofeigh, again complaining of the condition of the road from the house of Mrs. Crumlish past the residence of the Hon. Lady Hayes to Creggan Burn. The road was in a dreadful state. Large pools of water were formed on the surface and school-children had to wade through them.

The Acting County Surveyor stated that he had promised Mr. Leahy that he would make a personal inspection of this road at the first available opportunity.

1315/38.

COMPLAINT RE CONDITION OF ROAD BETWEEN CARRIGANS AND KILLEA.

A letter was read from a number of ratepayers of Dunmore, Carrigans, drawing attention to the condition of 440 yards of road between Carrigans and Killea just along the Derry-Donegal Border. No repairs had been carried out to this road for three years, and there were pot-holes on it 6" deep. There was a heap of stones lying broken since February, 1937, and two men with a cart would repair the road in two days.

The Acting County Surveyor submitted the following report from Mr. Kelly, Assistant Surveyor:-

"This road is on Direct Labour and has been repaired some time ago. I am arranging to have pot-holes complained of seen to at once. On my last inspection there were no such pot-holes as stated in letter."

The Council noted the report and decided to take no action.

1316/38.

COMPLAINT RE ROAD LEADING INTO KILLYDONNELL GRAVEYARD.

A letter was read from Mr. Michael Hannigan, Kiln Lane, Ramelton, drawing attention to the state of the road leading from the Main Road into Killydonnell Graveyard. The road was practically impassable, and heaves could not now use it, with the result that coffins had to be carried from the Main Road. He had already reported the matter to the Board of Health and the local Surveyor.

The Acting County Surveyor stated that the Assistant Surveyor reported that this road was being repaired.

1317/38. APPLICATION FROM MR. CAFFREY, ACTING COUNTY SURVEYOR, FOR PERMISSION TO PURCHASE ACCESSORIES FOR THE COMPRESSOR.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"In using the Compressor for drilling rock, detachable bits are used, which, when they get blunt, are re-sharpened a number of times. I have been getting these sharpened locally, but it is not being done satisfactorily. The result is a considerable loss in the life of the bits, and inefficient work through using blunt bits. Only the two firms who make detachable bits supply grinders worked from the Compressor. I have asked quotations for these. One manufactured by the Riley Rip-Bit Company costs £106 at Leeds, but it only grinds bits up to 2" diameter. The other manufactured by the Ingersoll Ran Company costs £108 delivered at Lifford, and it grinds bits up to 2½" diameter. I wish to apply for permission to purchase this machine. It will pay for itself in about 18 months apart from the more efficient work which will be got from the Compressor."

The Council unanimously decided to authorise Mr. Caffrey to purchase the machine required at £108.

1318/38. WAGES OF THE DRIVER OF THE COMPRESSOR.

Mr. Caffrey, Acting County Surveyor, reported as follows:-

"The Driver of the Compressor has a more difficult task than either Roller or Breaker Drivers. He has no van and is moving about the country changing his lodgings some times twice a week. In view of this and the responsibilities of the job, I would recommend that his wages be increased to £3 per week."

The Council decided to increase the wages of the Driver of the Compressor to £2 : 15 : 0 per week, plus a lodging allowance of 12s/6d per week.

1319/38. CONTINGENCY FUND - NORTHERN DIVISION.

Mr. Caffrey, Acting County Surveyor, applied for the following amounts out of the Contingency Fund:-

Milford Area.

Re-building breach in retaining wall at the Mall, Ramelton;
Road No. 835;£50.

Lifford Area.

Repair pipe on Map No. 1353..... £2.

Re-build pipe on Map No. 1352..... £4.

Re-build pipe on Map No. 1413..... £4.

Repair breach in No. 1333, Main Road.....£15.

Letterkenny Area.

Re-build pipe on Map No. 1139..... £4.

Aileach Area.

Repair pipe on Map No. 1159..... £3:10.

The applications were granted unanimously.

1320/38. BREAKING OF ROAD CONTRACTS - NORTHERN DIVISION.

Mr. Caffrey, Acting Co. Surveyor, asked the Council to break the following Contracts:-

Aileach Area.

No. 44, April 1938, Contractor J. McLaughlin.

No. 62, April 1938, Contractor J. McLaughlin.

No. 74, April 1938, Contractor J. McDaid.

No. 77, April 1938, Contractor J. Ewing.

Letterkenny Area.

No. 41, April 1938, Contractor William McFadden.

No. 68, April 1938, Contractor William McFadden.

The Council unanimously decided to break the contracts.

1321/38. APPLICATION FOR GRANT FOR CONSTRUCTION OF FOOTBRIDGE
BETWEEN MEENADREEN AND CORKERMORE.

A letter was read from Mr. James McHugh, Ardara, applying for a grant for the construction of a footbridge between Patrick Hegarty's, Meenadreen, Inver, and Joseph Byrne's, Corkermore.

The Council decided to refer Mr. McHugh to the Board of Works.

1322/38. APPLICATION FOR GRANT FOR WIDENING OF CASHEL RIVER AT AIGHE.

A letter was read from Mr. James McHugh, Ardara, enclosing memorial from ratepayers in Cashel and Aighe for a grant for the widening of Cashel River at Aighe.

The Council decided to refer Mr. McHugh to the Board of Works.

1323/38. APPLICATION FOR GRANT FOR MAKING OF NEW ROAD AT STRABOY,
MEENACROSS.

A letter was read from Mr. James McHugh, Ardara, stating that Mr. Peter Cannon, Straboy, Meenacross, wished to have a grant for the making of 300 yards of a new road between P. Carr's, Straboy, and John Maguire's, Straboy.

The Council decided to refer Mr. McHugh to the Board of Works.

1324/38. COMPLAINT OF MR. JOSEPH DUNNE, KILMACRENAN, OF UNFAIR
TREATMENT BY THE COUNCIL AND ITS OFFICIALS.

A letter was read from Mr. Joseph Dunne, Kilmacrenan, complaining, at length, of the unfair treatment which he received from the Council and its Officials in the matter of employment on road work, payment of rates, etc.

The Council decided to take no action in the matter.

1325/38. COMPLAINT RE DANGEROUS HILL ON MAP NO. 2096, CONTRACT
NO. 51, BALLYSHANNON AREA.

A letter was read from Mr. Edmund Pierce-Condon, Solicitor, Ballyshannon, enclosing petition for repairs and alterations by way of a Relief Scheme to a dangerous hill in the townland of Cashelard on Map No. 2096, Road No. 51, and setting out, at length, the reasons for the petition.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"The following is a copy of the report on the matter referred to which was previously before the Council. This report was adopted:-

"I inspected brae at Lough Unshin referred to in Mr. McCauley's complaint. While admitting that hill could be cut, the necessity would not at all warrant the expenditure. Besides, there exists a right-of-way branching off crown of hill, and any interference with the hill would leave this right-of-way impossible of approach. I can see no probable danger to any animal or vehicle negotiating this hill. If it is contemplated making improvements on this road in the near future, the "S" bend, three-quarters of a mile on the Cashelard side of the brae, is a lot more dangerous."

The Council decided to take no action in the matter.

1326/38. APPLICATION FOR POISONS AND PHARMACY LICENCE.

A letter was read from Mr. John Kelly, Merchant, Buncrana, applying for a renewal of the licence issued to him under the Poisons and Pharmacy Act, 1908.

The Council decided to grant the application.

1327/38.

EMPLOYMENT SCHEMES VOTE, 1937/38 - WORKS NO. U.157.

A letter was read from the Local Government Department, Roads, dated 20th October, 1938, RU/203/7.T., referring to the grant of £4,700 for road works sanctioned under Works No. U.157, and stating that when requisitioning final payment the sum of £4,700 was certified as having been expended on the works whereas the certificate of the Department's Auditor returned an expenditure of £4,663:18:5. The sum of £36 : 1 : 7 had, therefore, been paid in excess of the amount due on foot of the grant, and, accordingly, this amount should be refunded, and an explanation furnished regarding the certification of £4,700.

The Acting County Surveyor stated that the sum referred to had been expended, subsequent to certification by the Auditor, and that no refund was due.

1328/38.

ROAD FROM CREEVY CROSSROADS TO CREEVY PIER, BALLYSHANNON.

A letter was read from Councillor Brady enclosing petition from the residents of the district and visiting motorists for the improvement by widening and surfacing of the road from Creevy Crossroads to Creevy Pier, Ballyshannon. This road was much used by tourists and was too narrow for the volume of traffic it had to carry. The necessary improvements should be effected before the opening of the 1939 tourist season.

Mr. O'Reilly, Acting Co. Surveyor, submitted the following report from Mr. Cunningham:-

"The road in question is about a mile in length, in excellent state of repair, and suitable for the traffic using it. As far as I can learn, what the people who got up the petition want is to get a Grant so as to give some employment in the area. If one is available slight widening could be done and the road re-surfaced in Bitumen Grouted Macadam at a cost of about £1,200. There are two other roads in this locality, Map Nos. 2051 and 2043, carrying at least four times the volume of traffic of the Creevy Road, with mediocre surfaces, and they, in my opinion, should get prior attention if there is money available for these roads."

The Council decided to take no action in the matter.

1329/38.

OBSTRUCTIONS ON CARNMORE ROAD, DUNGLOE.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"I have received the following report from Mr. Dillon, Resident Engineer, Rosses Road Improvement Scheme, re property causing obstruction at Carnmore Road, Dungloe Town:- 'As instructed by you during your inspection here on the 21st inst., I investigated the above matter. I enclose herewith sketch plan showing the position of the property on Carnmore Road. You will note that the structure projects 9' 7" beyond the line of houses in the street, and, therefore, projects into the street by that measurement. There is also a yard contiguous to this cottage (marked 'B' on plan) which similarly projects. The yard is the property of Mrs. Mary Boyle (Ned), Main Street, Dungloe. The cottage was owned by Mr. B. Caulfield, Sheskinarone. I understand the cottage was then condemned by the Medical Officer of Health. The cottage was lately put up for sale by Mr. Paddy Gallagher, The Co-operative Stores, Dungloe, Auctioneer, and bought by private treaty by Miss Gallagher, Fair Hill, Dungloe, for £50. At the moment the cottage is under repair, and I believe a new roof will shortly be put on. In my opinion, it is in the interests of public safety and advantageous to the future 'Town Planning' of Dungloe for the Council to acquire this property and demolish it."

The Council decided to instruct Mr. O'Reilly, Acting County Surveyor, to approach the parties concerned, and inquire if they were prepared to sell the property.

1330/38. DAMAGE TO APHORT PIER, ARRANMORE, AND FALCORRIB PIER.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"I beg to report damage caused to Aphort Pier, Arranmore, and Falcorrib Pier by recent storms.
Aphort Pier.

Eighteen yards of the Pier wall undermined by recent storm. Two large holes in the back wall of Pier, also a number of small holes in this wall to be grouted with cement mortar. Estimated cost, £30.

Falcorrib Pier.

All pitching stones at the head of Pier to be re-laid and grouted with cement mortar, length 10', breadth 12'. The side wall at the head of the Pier to be re-built, length 12' by 2½'. Estimated cost, £10."

The Council decided to authorise Mr. O'Reilly to have the required repairs carried out to the Piers.

1331/38. COMPLAINT RE CONDITION OF BOGAGH-STRALEEL-STRANAKIRKA ROAD, CARRICK.

A letter was read from a number of ratepayers of Bogagh, Cashel, Stranakirka, Kilbeg, and Doonin, Carrick District, drawing attention to the Bogagh-Straleel-Stranakirka Road, which was in urgent need of repair. Motor traffic on the road had had to be suspended, and carting was almost impossible. The bridge connecting this road with Meenaneary should also be widened.

Mr. O'Reilly, Acting County Surveyor, submitted the following report from Mr. Lennon, Assistant Surveyor:-

"This complaint refers to a County Road, Map No. 1763. Its length is 2½ miles. So as to encourage the local Road Contractors I increased the annual maintenance money from £12 to £18 last year, but still received no tenders. Like several similar roads, this one is being asked to carry a type of traffic for which it was never designed, viz., a large 'Bus (Bogagh 'Bus Co.), provision lorries, and turf lorries. There is no foundation in the road to withstand this, and nothing short of re-construction will effect a permanent remedy. The cost of this I estimate at £1,000. Since this memorial was presented, a Direct Labour Gang has been working on the road, and at present it is in fair condition."

The Council noted the report and decided to take no action in the matter.

1332/38. COMPLAINT RE FOOTPATHS IN MAIN STREET, BALLYSHANNON.

A letter was read from a number of owners and residents of premises on the west side of the Main Street in the town of Ballyshannon requesting the Council to have repairs made to the footpath and street similar to that made opposite the Market Yard, as the footpath and street were dangerous to traffic.

The Acting County Surveyor stated that provision would be made in the Road Works Scheme, 1939/40, for the carrying out of this work.

1333/38. COMPLAINT RE CONDITION OF ROAD IN INVER DISTRICT.

A letter was read from Mr. Francis Kennedy, Ardagh, Inver, enclosing petition protesting against the condition of the road between the end of the County Road at Mrs. Jane Rose's place of business and the end of the County Road at the business premises of Mr. Mick Rose. This track, which was about 100 yards in length, had a slope towards the sea, and vehicles were in constant danger of toppling over and rolling down the sand bank into the river.

The Acting County Surveyor stated that the road was not a County Road, and the Council decided to refer the matter to the Board of Works for consideration when allocating future Minor Relief Grants.

1334/38. COMPLAINT RE NON-PAYMENT FOR STONES SUPPLIED TO ROSSES ROAD SCHEME.

A letter was read from Mr. Michael Healy, Annagry, again claiming payment for stones supplied to the Rosses Road Scheme. Mr. Dillon's report that he had been paid was incorrect. The last payment he received was on the 13th November, 1937, and Mr. Dillon maintained that he was paid for the fortnight ended 27th November, 1937. He had no connection with Mr. O'Donnell in the transaction. If he was not paid he would be compelled to take legal action.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"This matter has already been before the Council when liability was denied. Mr. Dillon, Resident Engineer, now reports that he has nothing to add to his previous report on the matter. As the stones for which Mr. Healy is claiming payment were supplied in Mr. Callagy's time, I would suggest that we write to Mr. Callagy on the matter."

The Council unanimously adopted the report.

1335/38. COMPLAINT RE FLOODING AT RAHAN FAR, DUNKINEELY.

A letter was read from Mr. William Walker, Rahan Far, Dunkineely, stating that there was a water-table on the road opposite his land in bad need of being cleaned. There were also four or five pipes stopped up. His fields were being flooded.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"Mr. Lennon, Assistant County Surveyor, reports as follows:-

'There is a pipe about 50 yards from the place complained of which seems to have been deliberately closed. This I am having cleared. A contributory cause of flooding are four small openings under cartways into Labourers' Cottages. The tenants objected to the surfacemen cleaning these. They were constructed by the tenants themselves and should be removed. I am sending notice to the tenants to that effect. Another cause of flooding is the surface water flowing out on the road from Mr. Walker's yard. This has been pointed out to Mr. Walker.'

The question of cartways into Labourers' Cottages should be referred to the Board of Health."

The Council decided to send a copy of the report to the Board of Health.

1336/38. MINOR RELIEF SCHEME - PROPOSED ERECTION OF BRIDGE IN TOWNLAND OF BEEFPARK, MOUNTCHARLES.

A letter was read from Mr. M. McDaid, Hall Demesne, Mountcharles, stating that he had been informed that a bridge was going to be erected for the townland of Beefpark in the Parish of Killymard, and that the bridge was going to be erected on his private property. He objected to the erection of the bridge as there was only one ratepayer in Beefpark. The remains of an old bridge were still there, and this should be repaired instead of looking for a new site.

The Acting County Surveyor reported as follows:-

"This refers to a Minor Employment Scheme. The Assistant Surveyor reports that he has no intention of erecting bridge on the property of Mr. McDaid as he (McDaid) has already refused consent."

The Council noted the report.

1337/38. BRIDGE CONNECTING TOWNLANDS OF UPPER GORTNACART AND CORNASS WITH THE GLENTIES ROAD.

A letter was read from Mr. L. Howley, Ardara, stating that he had been asked by the people of Upper Gortnacart and Cornass to draw attention to a bridge which connected with these townlands with the Glenties Road, and which is now impassable. The road over the said bridge connected these townlands with Glenties and Ardara, and it was used by the pupils attending Gortnacart and Garrowart National Schools. The bridge spanned the Owentocker River. He trusted the Council would attend to the matter.

The Acting Co. Surveyor stated that the matter was not one for the Council, and it was decided to refer it to the Board of Works for consideration when allocating further Minor Relief Grants.

1338/38. ROADS LEADING FROM ANNAGRY AND MEENAMARA TO LOUGHANURE VOCATIONAL SCHOOL.

A letter was read from the Chief Executive Officer, Co. Donegal Vocational Education Committee, enclosing extract from the Minutes of the Meeting of his Committee held on the 18th October regarding Loughanure Vocational School. It was decided to request the County Council to have the roads from Annagry and Meenamara to the School put into repair immediately in the interests of the pupils attending the School.

The Acting County Surveyor reported as follows:-

"The metal on this road will be rolled in as soon as a Roller is available. In 1937 a grant of £200 was spent on the road from Loughanure towards Annagry, and the people living along this road expected the grant to come yearly until the work was completed."

The Council noted the report.

1339/38. COMPLAINT RE FLOODING OF PLOT AT LOUGHANURE VOCATIONAL SCHOOL.

A letter was read from the Chief Executive Officer, Co. Donegal Vocational Education Committee, enclosing extract from the Minutes of the Meeting of his Committee held on the 18th October regarding Loughanure Vocational School. As part of the School plot was being flooded owing to the stream which flowed from one side of the plot under the road being obstructed in the field opposite the School by a large mass of rock in the bed of the stream, it was decided to request the County Council to have the rock removed. In this connection, Mr. Brian O'Donnell, Co.C., stated that the rock in question was on his land, and that he would facilitate the County Council in every way in having it removed.

The Acting County Surveyor submitted the following report from Mr. Dillon, Resident Engineer, Rosses Road Scheme:-

"I investigated this matter and as the flooding complained of does not adversely affect the road and does not appear to be caused by previous works carried out by the Council, it is not, in my opinion, a matter for the Council to deal with. It appears to me that the adequate drainage of their new School at Loughanure is purely a private matter for the Vocational Education Committee themselves."

The Council decided to refer the matter back to Mr. Dillon for re-consideration.

1340/38. COMPLAINT RE FLOODING OF PIPE AT BALLYMACAHILL, FROSSES, OWING TO NON-CLEANING OF PIPE.

A letter was read from Mr. James Gallagher, Ballymacahill, Frosses, complaining of the flooding of his property owing to the non-cleaning of a pipe. He would gladly clean this pipe himself but he was afraid to go near it in case it would fall. If it was not cleaned some person would be drowned in it.

The Acting County Surveyor reported as follows:-

"The Assistant Surveyor reports that there is no danger of this pipe falling by being cleaned. He is sending surfacemen to remove gravel complained of."

The Council noted the report and considered it satisfactory.

1341/38. COMPLAINT RECONDITION OF ROAD AT KNOCKLETTRAGH, BALLINAMORE.

A letter was read from Mr. Patrick Ward, Boultypatrick, Ballinamore, complaining of the isolated condition of the townland of Boultypatrick because of the wretched state of the so-called road leading to the Main Road through the townland of Knocklettragh, and of the collapse of the bridge spanning the river between both townlands. Vehicular traffic of any kind was impossible and pedestrians had to take the moor rather than wade knee-deep through mud and slush to reach the highway. The people had to carry their goods on their backs for the greater part of a mile. Unless immediate attention was given to the matter they intended to withhold their rates, and thus focus public attention on the injustice.

The Acting Co. Surveyor stated that this was not a County Road, but that he was of the opinion that one of this year's Minor Employment Schemes was for the improvement of the road referred to.

1342/38. REQUEST TO HAVE PIPE CONSTRUCTED AT PREMISES OCCUPIED BY
MR. JACK BOYLE, POST OFFICE, LEABGARROW, ARRANMORE.

A letter was read from the Secretary, Co. Board of Health, enclosing extract from Minutes of the Meeting of the Board held on the 17th October regarding report from Dr. Delaney, M.O.H., Arranmore, with respect to premises occupied by Mr. Jack Boyle, Post Office, Leabgarrow. The drain which ran for 25 yards opposite his house to the other side of the road was completely stagnant and overgrown with weeds. The drain had an outlet at one end which was quite inefficient, and Dr. Delaney recommended that from the other end of it, at a suitable level, a drain underneath the road be made and allowed to flow into the strand. The Board decided to call on the County Council to have the required opening made.

The Acting County Surveyor stated that Mr. Kearney reported that he would make this pipe if he thought it necessary.

1343/38. BREAKING OF CONTRACT NO. 77, APRIL 1938, MAP NO. 2079a,
BALLYSHANNON DISTRICT.

Mr. O'Reilly, Acting County Surveyor, asked the Council to break Contract No. 77, April 1938, Map No. 2079a, Ballyshannon District.

On the motion of Councillor Myles seconded by Councillor O'Brien, the Council decided to break the contract.

1344/38. PROTEST AGAINST USING OF SAND FROM CHAPEL STRAND, ARRANMORE.

A letter was read from a number of residents of Arranmore Island protesting against the use of sand or gravel taken from the Chapel Strand to coat the roads. This practice had gone on for years with the result that the tide was becoming dangerous to them and their lands. If the present state of affairs continued the Land Commission would be approached with a view to having a sea wall erected.

The Acting County Surveyor stated that the Assistant Surveyor reported that he had given instructions that no more gravel be taken from the Strand in Arranmore Island.

The Council noted the report.

1345/38. COMPLAINT RE CONDITION OF ROAD LEADING TO THE TOWNLAND OF
GLENCONWELL FROM THE ARDARA-GLENTIES ROAD.

A letter was read from Mr. Patrick O'Donnell, Kilraine, Glenties, stating that the tenants of the townland of Glenconwell, Ardara, were anxious that immediate attention be given to the state of the road leading to Glenconwell from the Ardara-Glenties Road at Maxwell's Brae. The road was so narrow that two vehicles could not pass each other, and the water on each side could not drain away and flowed over the road.

The Acting County Surveyor reported as follows:-

"Mr. Kearney, Assistant Surveyor, reports as follows:-

"The road referred to was not tendered for at Road Meeting. The surface is fairly strong and cannot be classed as bad. The worst feature about it is that it is narrow and ingrown with whins. I arranged with a Road Contractor in the presence of J. Gallagher, surfaceman, to cut all the whins for the full length of the County Road and supply 20 tons of 2" stones for the sum of £8. The Contractor informed me that the people would not allow him to cut the whins or repair the road as they said that they would have to get a grant for it, in order to make it a decent job."

The Council noted the report and decided to take no action in the matter.

1346/38. APPLICATION TO USE KELLY'S QUAY, KILLYBEGS, FOR ONE MONTH FOR HERRING CURING PURPOSES.

A letter was read from Mr. J. J. McGettigan, Fish Merchant, Killybegs, applying for the use of portion of Kelly's Quay, Killybogs, for one month for the purpose of curing herring.

The Council unanimously decided to grant Mr. McGettigan the use of a portion of Kelly's Quay for one month at a rent of 10/-.

1347/38. COMPLAINT RE PIPE AT BALLINTRA, ARRANMORE.

A letter was read from Mr. Peter O'Donnell, Road Contractor, Ballintra, Arranmore, stating that owing to heavy floods the pipe above Barney McGill's could not carry away the overflow of water, and the road had been left in a very bad state. The pipe would need to be widened.

The Acting County Surveyor reported as follows:-

"Mr. Kearney reports that he will include proposal for enlargement of County pipe in Road Works Scheme."

The Council noted the report and considered it satisfactory.

1348/38. NON-PAYMENT OF HARBOUR DUES AT BURTONPORT PIER.

Letters were read from the Harbour Master, Burtonport, on the present position regarding the payment of dues there.

The Council decided to refer the matter to the Law Committee.

1349/38. COMPLAINT RE FLOODING OF PREMISES AT MALINBEG.

A letter was read from Mr. Michael McGinley, Malinbeg, stating that in March, 1937, he notified the Council that the drainage of the road at his house was unable to carry off flow of water coming there and that his dwelling-house and out-offices were being flooded. On the night of the 12th November he had to leave his house as it was flooded. His potatoes in an out-house were also flooded, and he was going to hold the Council responsible for the loss which he had suffered.

The Acting County Surveyor reported as follows:-

"Mr. Lennon, Assistant County Surveyor, reports as follows:-

"I have no knowledge of any notification from Mr. McGinley as to defective drainage. The pipes referred to were repaired 18 months ago and no trouble has arisen since. The floods on the night of Saturday, 12th November, were abnormal, and I sent a man there first thing on Monday morning, the 14th. What is really needed here is a Minor Employment Scheme to clean the drains into the mountain and from the County Road to the sea. The two existing pipes are sufficient to take the water unless under very abnormal conditions like the flood of 12th inst."

The Council noted the report, and decided to take no action in the matter.

1350/38. CLAIM IN RESPECT OF INJURIES ALLEGED TO HAVE BEEN RECEIVED BY A FALL ON THE ROAD AT ARRANMORE.

A letter was read from Mrs. Nancy Coll, Cloughcorr, Arranmore Island, stating that on the 29th October she stumbled on the rocky shore of a road from Scoilt-na-Luinge to the 8-foot arch at Lighthouse Road. She enclosed a Doctor's certificate showing the injuries received by her, and she trusted the Council would compensate her for the injuries received.

The Acting Co. Surveyor reported as follows:-

"Mr. Kearney reports that all he could find out at present is that Mrs. Coll is an old woman in receipt of pension. She was carrying a bag of goods and tripped on a stone. He will send a more detailed report later."

The Council unanimously decided to deny liability.

1351/38. EMPLOYMENT SCHEMES VOTE, 1938/39 -- NUMBER OF MEN EMPLOYED.

A letter was read from the Local Government Department, Roads, dated 19th November, 1938, RU/205/13, referring to works under the Employment Schemes Vote, 1938/39, and stating that it was observed that in a number of cases the daily gang proposed was relatively low, and, subject to the efficient and economical execution of the works, should be increased. The works should be completed in time to permit of the final payment being made prior to the 31st March, 1939, and it was pointed out that in several cases the present rate of expenditure was such that this condition could not be complied with.

The Acting Co. Surveyor reported as follows:-

"The following is a copy of the letter I sent to the Department in reply to theirs of the 19th ultimo re Employment Schemes Vote, 1938/39:-

"In reply to your Circular letter re above, I beg to state that every effort will be made to accelerate the expenditure on above Grant. You will appreciate the fact, however, that squads cannot be increased beyond the economic strength if the required efficiency is to be obtained. I am forwarding copy of your letter to each Assistant Surveyor."

Confirmed.

W. H. G. F. Adden

*Chairman of L.P. Council
29th December, 1938.*

A MEETING OF THE DONEGAL COUNTY COUNCIL WAS HELD ON
THURSDAY, THE 29TH DAY OF DECEMBER, 1938.

1352/38.

A T T E N D A N C E.

The following were the members present:- Councillors McFadden (presiding), Baxter, Brady, Byrne, Cole, Grerand, Friel, Gallagher, Gallen, Hannigan, Houston, Kavanagh, Kelly, Loughrey, Lynch, Mahony, Myles, McClafferty, McCrea, MacGreadie, McDaid, McIvor, McMenamin, McShane, McShea, O'Boyle, O'Brien, O'Donnell (Michael), McRory, Scott, Wagentreiber, and Walsh.

1353/38.

CONFIRMATION OF MINUTES.

The Minutes of the last Meeting of the County Council held on the 29th November, 1938, were confirmed unanimously.

1354/38.

REPORT OF FINANCE COMMITTEE MEETING.

The Report of the Finance Committee Meeting held on the 29th November, 1938, was adopted unanimously.

1355/38.

REPORTS OF SUB-FINANCE COMMITTEE MEETINGS.

The Reports of the Sub-Finance Committee Meetings held on the 29th November, 1938, and the 13th December, 1938, were adopted unanimously.

1356/38.

REPORT OF SHEEP DIPPING AND WARBLE FLY COMMITTEE MEETING.

The Report of the Sheep Dipping and Warble Fly Committee Meeting held on the 29th November, 1938, was adopted unanimously.

1357/38.

REPORT OF LAW COMMITTEE MEETING - LETTERKENNY WATER SUPPLY.

On the motion of Councillor Scott, the Report of the Law Committee Meeting held on the 21st December, 1938, was adopted unanimously.

Councillor Scott proposed, Councillor Mahony seconded, and it was unanimously resolved that the question of the Letterkenny Water Supply be referred to the County Board of Health, with a request that all necessary steps for the promotion of the Scheme be taken by them as soon as possible.

1358/38.

RAMELTON QUAY.

A letter was read from Messrs. Charles Kelly, Ltd., Letterkenny, drawing the Council's attention to the condition of the second berth at Ramelton Quay. It was in a dangerous condition and might fall in at any time.

The matter was referred to Mr. Caffrey, Acting County Surveyor, for his attention.

1359/38.

DONEGAL COUNTY SCHEME ORDER, 1923.

A letter was read from the Local Government Department dated 21st December, 1938, No. 30797/1938, Ilgh., giving one month's notice to the Council of the Minister's intention to amend and modify the Donegal County Scheme Order, 1923, by substituting for Sub-Article (IV) of Article 15 thereof a Sub-article as set out on an attached draft.

The Council decided to refer the matter to the County Board of Health.

1360/38. ISSUE OF A DRIVING LICENCE TO A MR. MURPHY, BELFAST.

A letter was read from the Local Government Department, Roads, dated 22nd November, 1938, R/RV/221/16A, inquiring if a Driving Licence had been issued by the Council to Mr. R. J. Murphy, 77, Beechmount Parade, Belfast, and, if so, the name and address of the Agent nominated by Mr. Murphy.

1361/38. SUPERVISORY AND CLERICAL DUTIES IN CONNECTION WITH THE WORK OF MOTOR REGISTRATION AND LICENSING.

A letter was read from the Local Government Department, Roads, dated 22nd November, 1938, R/MT/209/7, referring to previous correspondence relative to the amount recoupable to the Council in respect of supervisory and clerical duties in connection with the work of motor registration and licensing, and stating that the Minister had received the sanction of the Minister for Finance to recoupment to the County Council as from 1st April, 1938, at the rate of £450 per annum in respect of the duties.

1362/38. REGISTRATION NUMBERS ALLOTTED DURING THE YEAR 1938.

A letter was read from the Local Government Department, Roads, dated 24th November, 1938, R/RV/202, stating that it appeared from returns furnished by the Secretary that 332 new numbers for motor vehicles were allotted during the year ended 31st October, 1938. The total number of new vehicles registered in the twelve months as compiled from other returns furnished monthly appeared to be 279. The Minister wished to be furnished with the Secretary's observations in the matter.

1363/38. KEEPING OF REGISTERS D.L.3. AND R.F.11. IN CARD-INDEX FORM.

A letter was read from the Local Government Department, Roads, dated 25th November, 1938, R/MT/209/11, relative to the keeping of Register D.L.3. in Card-Index Form, and stating that no objection was seen to the expenditure of the sum of £5 : 7 : 6 on the purchase of the necessary cards.

A letter was read from the Local Government Department, Roads, dated 25th November, 1938, R/MT/209/7, relative to the keeping of Register R.F.11. in Card-Index Form, and stating that, in the circumstances, no objection was seen to the purchase of the necessary cards at a cost of £1 : 10 : 0 per thousand.

1364/38. RETURN OF SHEEP DIPPED DURING THE 1938 DIPPING SCHEME.

A letter was read from the Department of Agriculture dated 28th November, 1938, L.4809/38, asking for particulars of the sheep dipped by the Council during the Dipping Period of 1938.

1365/38. SALE OF LANDS BY THE IRISH LAND COMMISSION.

Notification was submitted from the Irish Land Commission of the sale at Pettigo on the 14th December, 1938, of lands at Garrickrory, now or formerly in the occupation of James Daly.

1366/38. OUTBREAK OF SHEEP SCAB AT EFFISHMORE MOUNTAIN, CARNDONAGH.

A letter was read from the Department of Agriculture dated 29th November, 1938, S.323/38, regarding an outbreak of sheep scab among sheep grazing on Effishmore Mountain, and stating that the Minister would offer no objection to the employment of a Sheep Dipping Sub-Inspector for seven days, with remuneration at the rate of £2 per week, to assist Mr. Marner, M.R.C.V.S., Veterinary Inspector for the District, in carrying out the sheep dipping arrangements in connection with the outbreak.

1367/38. EMPLOYMENT SCHEMES VOTE, 1938/39 - COMPLETION OF WORKS BY 31ST MARCH, 1939.

A letter was read from the Local Government Department, Roads, dated 29th November, 1938, RU/205/14, referring to the grants allocated to the Council out of the Employment Schemes Votes, and stating that one of the conditions of the Grants required the completion of the works in time to permit of the final payment being made prior to 31st March, 1939. In cases where, owing to exceptional circumstances, it was thought that it would not be possible to complete the works prior to the 31st March next a statement setting out the circumstances and the estimated unexpended balance at that date should be furnished.

1368/38. STORAGE OF POLLING COMPARTMENTS.

A letter dated 30th November, 1938, was read from the Local Government Department, F.1163/7/38, on the subject of the storage of Polling Compartments, and stating that no objection would be raised to the payment of a sum of £6 to Mr. John Ward, Raphoe, in respect of the twelve years ended 31st December, 1936; £4 : 10 : 0 to Mr. J. F. O'Donnell, Burtonport, for the three years ended the 31st December, 1937; and £1 to Messrs. Gallagher Bros., Killybegs, for the two years ending the 31st December, 1938.

1369/38. EXTENSION OF TIME FOR PAYMENT OF OUT-OF-DATE ACCOUNT.

A letter was read from the Local Government Department dated 30th November, 1938, R/RM/7, stating that the Minister had extended up to 31st March, 1939, the time within which a payment of £1 : 3 : 2 might be made to Mr. John J. Boyle, Meenamalah, Glenties. This authority merely enabled the making of a payment, and had not the effect of validating illegal or unfounded expenditure.

1370/38. ROYAL SANITARY INSTITUTE.

An invitation was submitted to the Health Congress of the Royal Sanitary Institute to be held at Scarborough in July, 1939.

1371/38. PROSECUTIONS UNDER THE WARBLE FLY ORDER, 1936.

A letter was read from the Department of Agriculture dated 3rd December, 1938, L.4987-38, inquiring the number of prosecutions undertaken by the Council during, or following, the 1938 Season in respect of non-compliance with the requirements of the Warble Fly Order, 1936.

1372/38. CONTINUANCE OF TEMPORARY EMPLOYMENT OF MR. J. F. QUIGLEY.

A letter was read from the Local Government Department dated 5th December, 1938, G.17621/5/38, Dun na nGall., stating that the Minister sanctioned the continued employment of Mr. J. F. Quigley as temporary Clerical Assistant up to the 31st March, 1939, at his existing rate of remuneration.

1373/38. ROYAL INSTITUTE OF PUBLIC HEALTH.

An invitation was submitted to the Congress of the Royal Institute of Public Health to be held in Hastings in May, 1939.

1374/38. ACKNOWLEDGMENTS OF APPLICATIONS FOR MINOR RELIEF GRANTS.

Acknowledgments were received of applications for Minor Relief Grants for works at Tievelough; Dungerman; Lacklea; Upper Gortnacart and Gornass; Inver; Inniscob; Tullynagrena; Donegal; Lettermacaugh and Knocknagar; and Cloghernagore.

1375/38. APPLICATION FOR GRANT FOR MAKING OF NEW ROAD AT TRENTABOY, CONVOY.

Councillor Gallen referred to a proposal for the making of a new road in the Trentaboy District, which had been before the Council on several occasions during recent years. He stated that this road was very necessary, and that the former County Surveyor, Mr. John Caffrey, strongly approved of the proposal. Some difficulties about the required land had arisen, but he now definitely understood that these no longer existed.

The Council unanimously decided to refer the matter to the Board of Works with a strong recommendation to have the work carried out, and to point out to them that the difficulties in connection with the land required at this place no longer existed.

1376/38. SANCTION TO REPAIR OF CERTAIN SHEEP DIPPING BATHS.

A letter was read from the Department of Agriculture dated 8th December, 1938, L.3342-38, sanctioning the erection of a Sheep Dipping Bath at Sessiaghoneill, Ballybofey, at an estimated cost of £30. Sanction was also given to the repair of baths at Gortnahinson, Clonmany; Upper Annagh, Clonmany; Veagh, Manorcunningham; Hillside, Linsfort; Kilmaerenan; Garryharry; and four baths in the district of Sub-Inspector John Boyle.

1377/38. SANCTION TO EXTRA CLERICAL ASSISTANCE FOR COUNTY SURVEY DEPARTMENT.

A letter was read from the Local Government Department dated 8th December, 1938, R/RS/7, stating that the Minister would raise no objection to the expenditure of a sum not exceeding £60 on extra clerical assistance in the County Survey Department to assist with the preparation of Paysheets up to the 31st March, 1939.

1378/38. ACKNOWLEDGMENT OF VOTE OF SYMPATHY.

A letter was read from Councillor McShea thanking the Council for their kind resolution of sympathy on the death of his sister, Mrs. McGloin.

1379/38. ADVANCE OF LOAN UNDER SMALL DWELLINGS ACQUISITION ACTS TO MR. PETER TIGHE, SALTHILL, MOUNTCHARLES.

A letter was read from the Local Government Department dated 13th December, 1938, H.24795/2/1938, Dun na nGall., sanctioning the making of an advance of £350 to Mr. Peter Tighe, Mountcharles, under the Small Dwellings Acquisition Acts. The loan was to be re-payable over a period of 25 years.

1380/38. ACCOUNTS OF DONEGAL DISTRICT MENTAL HOSPITAL.

A letter was read from the Local Government Department dated 13th December, 1938, Ref. No. A.29183/38, Letterkenny M.H., enclosing copy of the Auditor's Report on his audit of the Accounts of the Donegal District Mental Hospital for the two half-years ended 31st March, 1938.

1381/38. ALLOWANCE TO MR. MCKAY, COUNTY ACCOUNTANT, IN RESPECT OF EXTRA DUTIES PERFORMED BY HIM IN CONNECTION WITH THE EMPLOYMENT SCHEMES VOTE, 1937/38.

A letter was read from the Local Government Department dated 14th December, 1938, G.26159/2/38, Dun na nGall., regarding the payment of a special allowance to Mr. F. McKay, County Accountant, in respect of extra duties performed by him in connection with the Employment Scheme Grants for the year, 1937/38, and stating that the Minister was not prepared to vary his decision as communicated in the Department's letter of the 13th October, 1938.

1382/38. WILD BIRDS (COUNTY DONEGAL) ORDER, 1938.

A letter was read from the Department of Justice dated 8th December, 1938, enclosing copy of the Wild Birds (County Donegal) Order, 1938, made on the 30th November, which prohibited the taking or destroying of the eggs of certain wild birds in any part of the County of Donegal. Public notice of the Order should be given in the Press under sub-section (2) of Section 10 of the Wild Birds' Protection Act, 1930.

1383/38. COMMITTAL OF CHILDREN TO INDUSTRIAL SCHOOLS.

A letter was read from the Superintendent, Garda Siathchana, Milford, stating that it was proposed to have an application made at Milford District Court on the 13th December for the committal to an Industrial School of Joseph and Josephine McGrory, the children of Joseph McGrory of no fixed abode.

A further letter was read from the Superintendent, Garda Siathchana, Milford, stating that Joseph McGrory was committed to Killybegs Industrial School, and Josephine McGrory to Sligo Industrial School, at Milford District Court on the 13th December.

A letter was read from the Superintendent, Garda Siathchana, Ballyshannon, stating that an application would be made at Stranorlar District Court on the 4th January, 1939, for the committal to an Industrial School of Bernard Brannigan and Margaret Brannigan, the children of parents of no fixed abode.

A letter was read from the Superintendent, Garda Siathchana, Ballyshannon, stating that an application would be made at Ballintra District Court on the 20th December, 1938, for the committal to an Industrial School of Mary Maguire, Margaret Maguire, and Cecilia Maguire. Mrs. Mary Maguire, Ballintra, who was the mother of the children, was a widow.

A further letter was read from the Superintendent, Garda Siathchana, Ballyshannon, stating that the District Justice did not make an Order for the committal to Industrial Schools of the Maguire children.

1384/38. PROPOSED CLOSING OF THE APPROVED ROAD AT CLADY-CASTLEFIN BOUNDARY POST.

A letter was read from the Office of the Revenue Commissioners, Dublin Castle, dated 6th December, 1938, C. & E.629/287/38, acknowledging receipt of the Secretary's letter of the 30th November enclosing an extract from the Minutes of the Council's Meeting of the 29th November regarding the proposed withdrawal of approval of the Clady-Castlefin Road, and stating that the matter was receiving attention.

A letter was read from the Secretary, Tyrone County Council, dated 30th November, 1938, acknowledging receipt of a resolution with reference to the proposed closing of the approved road at Clady-Castlefin Boundary Post, and stating that the matter would be submitted to the Council on the 12th December.

Arising out of these acknowledgments, Councillor Myles proposed that the Secretary be instructed to send copies of the Council's previous resolution to the Clerks of the Strabane Urban Council and the Strabane Rural District Council.

The proposal was unanimously agreed to.

1385/38. ATTENDANCE OF COUNTY MEDICAL OFFICER OF HEALTH AT COURSE OF INSTRUCTION IN AIR RAID PRECAUTIONS.

A letter was read from the Local Government Department dated 8th December, 1938, P.H.2869/61/38, Igh. A.R.P., stating that the Minister had approved of the attendance of the County Medical Officer of Health at the course of instruction in the medical treatment of gas casualties to be held at the Civilian Anti-Gas School, Griffith Barracks, Dublin, from Monday, 12th December, 1938.

Councillors Lynch and McRory strongly protested against the policy of the Government in expending money on courses of instruction in Air Raid Precautions.

1386/38.

PROVISIONAL ROAD WORKS SCHEME, 1939/40.

A letter was read from the Local Government Department, Roads, dated 15th November, 1938, R/RGM/7, regarding the proposed expenditure on roads for the year 1939/40, and referring to the Department's letter of the 9th November requiring the submission of a copy of the Provisional Road Works Scheme. They wished to be furnished with the Secretary's observations regarding the failure to comply with the Public Bodies Order.

1387/38.

ARDUGHADH CREIDIUINTE O'N BHAINNG DO CHISTE AN CHOMHAIRLE.

Do leightheadh litir o Roinn Riaghaltais Aiteamhail agus Slainte Poiblidhe faoi dhata an 15adh Nodlag, 1938, 4785/12/38, ag chur i n-iúl go dtugtar fe ndcara o'n raiteas airgeadais na lomaltar fo choinne faltaisí tre dcontaisí fostuiochta. Iocfar docontaisí de breis agus £15,000 ar ball agus bhi an t-airliu a coaduitear anois laightheaduithe da reir.

Do leightheadh litir o Roinn Riaghaltais Aiteamhail agus Slainte Poiblidhe faoi dhata an 15adh Nodlag, 1938, G.4785/12/38, Dun na nGall., ag radh go gceaduitheann an t-Aire Riaghaltais Aiteamhail agus Slainte Poiblidhe do Chomhairle Chonndae Dun na nGall airliughadh le fiacha Bainne na rachaidh thar £70,000 i gcoir costaisí reatha sealadacha. Bhi an t-udaras seo dleaghtach suas go dtí 3ladh la de'n mhi seo.

Dubhairt an Runaidhe go mbeadh £80,000 riachtanach go dtí an 3ladh Eanáir, 1939.

Socrúightheadh go n-iarrfadh cead an Aire fiacha Bainne na rachaidh thar £80,000 suas go dtí an 3ladh Eanáir, 1939.

1388/38. SHEEP DIPPING BATH ERECTED AT SESSIAGHONEILL, BALLYBOFEY.

A letter was read from the Department of Agriculture dated 19th December, 1938, L.3342/38, referring to the form of agreement signed by Mr. Samuel Woods in connection with the sheep dipping bath erected at Sessiaghoneill, Ballybofey, and enclosing a form of agreement which might be used in future like circumstances in cases where the site had been approved by the Minister following inspection by a Departmental Inspector.

1389/38. FLOODING OF LANDS AT LISAHULLY, KILLEEN, AND DRUMNAGROAGH, BALLYSHANNON DISTRICT.

Councillor Mylos proposed and it was unanimously resolved:- "That the County Surveyor visit and report on the flooded condition of the lands of Lisahully, Killeen, and Drumnagroagh, with a view to alleviating the flooding of these lands."

On the suggestion of Councillor Mylos it was also decided to refer the matter to the Board of Works for a joint inspection by one of their Engineers and Mr. O'Reilly, Acting County Surveyor.

1390/38. APPLICATION FOR GRANT FOR REPAIR OF ACCOMMODATION ROAD AT FANAGHAN, INVER.

Councillor McRory proposed and it was unanimously resolved:- "That this Council request the Board of Works to reconstruct and repair the road leading from Hughie Gallagher's in the townland of Fanaghan in the direction of the Shore, about a quarter of a mile in length. This accommodation road would serve the people of three townlands."

1391/38. GLENTIES NO. 3 O.A.P. SUB-COMMITTEE.

A letter was read from Mr. John Ward, Clerk, Glenties No. 3 O.A.P. Sub-Committee, Arranmore, stating that the Sub-Committee wished to have Mr. Bernard Kelly, Leabgarrow, appointed a member in place of Mr. John Boyle, Leabgarrow, who had recently become disqualified through non-attendance.

The Council unanimously decided, on the motion of Councillor O'Boyle, to appoint Mr. Bernard Kelly.

1392/38.

GLENTIES NO. 1 O.A.P. SUB-COMMITTEE.

A letter was read from the Clerk, Glenties No. 1 O.A.P. Sub-Committee, stating that the Sub-Committee wished to have a member appointed in place of Rev. J. J. O'Donnell, P.P., Kilcar, who was seriously ill, and who was not likely to be able to resume.

Mr. B. Brady, T.D. was also disqualified through non-attendance.

Councillor Brady stated that as the Meetings were held on Wednesdays it was impossible for him to attend as he left home always on Tuesday to attend Meetings of the Dail.

On the motion of Councillor Scott seconded by Councillor Mahony, it was decided to re-appoint Councillor Brady, and to appoint Father McGinley, C.C., Kilcar, in place of Father O'Donnell.

1393/38.

ABSENCE OF THE VETERINARY INSPECTOR FOR MILFORD AREA.

A letter was read from Mr. L. McIlhargey, V.S., Milford, stating that owing to urgent personal business he would be obliged to be absent from the Milford District for about a month as from the 3rd January, 1939. He had employed Mr. Cyril Arnold, M.R.C.V.S., to act as locum tenens in his private practice during his absence, and, subject to the Council's approval, to carry out his Local Authority work.

On the motion of Councillor Mahony seconded by Councillor Baxter, the Council unanimously decided to approve of the arrangements made by Mr. McIlhargey.

1394/38.

BALANCES OWING BY THE URBAN DISTRICT COUNCILS.

The Secretary reported that the following balances were due by the Urban District Councils:-

Buncrana.....	£6,930	: 9	: 7.
Bundoran.....	£1,816	: 14	: 3.
Letterkenny.....	£656	: 16	: 4.

The Council noted the position.

1395/38.

ARREARS DUE BY BORROWERS UNDER THE HOUSING ACTS.

The Secretary submitted the following statement showing the amount of arrears due by borrowers under the Housing Acts:-

William McCrossan, Milford.....	3 half-years...	£8 : 19	: 3.
Patk. Doherty (Taylor), Glenmakoe, Collin..	5 half-years...	£16 : 3	: 10.
Patk. Doherty, Malin Road, Carndonagh.....	4 half-years...	£17 : 16	: 0.
Mrs. Annie Bradley, Drumskeellan, Turo.....	8 half-years...	£32 : 8	: 3.
John Doherty (Hollow), Ballyloskey,			
Carndonagh.....	10 half-years...	£45 : 17	: 0.
John J. Doherty, Cloncha, Culdaff.....	1 half-year....	£4 : 9	: 0.
Mrs. Mary Maloney, Malinbeg, Glencolumb-			
killo..	4 half-years...	£4 : 10	: 5.
Mrs. Bridget Grant, Ardascanlon, Clonmany.	1 half-year....	£2 : 0	: 0.
Daniel Ward, Ballycallon, Ballynashannagh.	15 half-years...	£67 : 1	: 0.
Daniel McEloney, Tiernaleague, Carndonagh.	5 half-years...	£7 : 15	: 5.
Patrick McNelis, Tullybeg, Ardara.....	5 half-years...	£14 : 17	: 6.
Edward Shiels, Jun., Rooskey, Clonmany....	14 half-years...	£35 : 3	: 6.
Bernard Curran, Derryconnor, Meenlaragh...	3 half-years...	£15 : 5	: 0.
Miss Mary A. Coll, Meenderrygamph,			
Gweedore...	5 half-years...	£14 : 18	: 0.
Daniel Coyle, Moyagh, Ramelton.....	9 half-years...	£26 : 17	: 6.
Charles J. Coyle, Lurganboyce, Rathmullan.	10 half-years...	£29 : 18	: 5.

The Council again decided to inquire from the Council's Solicitor the actual position in those cases which had already been referred to him, and, meanwhile, to adjourn the question of taking action against the other defaulters.

1396/38.

ARREARS DUE BY BORROWERS UNDER THE SMALL DWELLINGS
ACQUISITION ACTS.

The Secretary submitted the following statement regarding arrears due by borrowers under the Small Dwellings Acquisition Acts:-

Neal McGready, Mountcharles.....	2 half-years...	£40 : 5 : 0.
Joseph Deery, Dromoney, Letterkenny.....	1 half-year....	£3 : 19 : 5.
Michael Gallagher, Legnahorey, Kilmaorenan.	3 half-years...	£7 : 16 : 4.

The Council noted the position.

1397/38.

APPLICATION FOR INCREASE IN SALARY AS CORONER BY DR.
S. P. KERRIGAN, LIFFORD.

A letter was read from Dr. S. P. Kerrigan, Coroner, Lifford, applying to be placed as from the 1st January, 1939, on the same scale of salary as the other two Coroners, Dr. McGinley and Dr. O'Sullivan. He pointed out that his area was a very extensive one and included the most industrialised part of County Donegal, in which the incidence of inquests and inquiries was much greater than in any of the other Coroners' Areas. In the passing of the Coroners' (Amendment) Act, 1927, which much enlarged the purview of the previous Coroners' Act, a minute was inserted in the draft that in view of the increased duties involved in the amended Act, a Coroner might make application for an increase in salary.

The matter was referred to the Sub-Finance Committee.

1398/38.

CASE REPORTED UNDER BOVINE TUBERCULOSIS ORDER, IN WHICH
ANIMAL DIED BEFORE BEING INSPECTED BY THE COUNCIL'S
VETERINARY INSPECTOR.

A letter was read from Mr. Samuel Watson, Swilly, St. Johnston, stating that on the 16th December, 1938, Mr. J. L. Orr, V.S., Strabane, reported a cow of his as being tubercular at the County Council Offices. The cow died on the 21st December, and had not been examined by Mr. McGlinchey, the Council's Veterinary Inspector.

The Secretary stated that Mr. McGlinchey was notified about the case on the 16th December.

The Council decided to call on Mr. McGlinchey for an explanation.

1399/38.

APPLICATION BY MR. CAFFREY, ACTING COUNTY SURVEYOR, FOR
PERMISSION TO PURCHASE A TRACTOR AND TWO TRAILERS.

Mr. Caffrey, Acting County Surveyor, applied for permission to purchase a Tractor and two Trailers for haulage purposes at a total cost of £654 : 5 : 0.

He submitted the following report:-

"The reason for this application is with a view to reducing the heavy cost of transport of road metal. Assuming that the machine works 200 days in the year it will cost the various works £400 for this period at a daily charge of £2. It should draw 48,000 tons in this period. To do this by horse and cart would cost anything from £2,400 to nearly twice that amount. To do it by hired lorries would cost £1,200 or more. This shows a saving of more than the cost of the machine in one year. Apart altogether from this saving the machine will pay for itself in the charge that will be made of £2 per day against the various works."

Councillor Mahony proposed and it was unanimously resolved that Mr. Caffrey's application be granted.

1400/38.

POISONS AND PHARMACY ACT, 1908.

An application for a renewal of his licence under the Poisons and Pharmacy Act, 1908, was received from Mr. Edward Deeney, Rathmullan.

The Council unanimously granted the application.

1401/38. APPLICATIONS FOR EXTENSIONS OF TIME FOR PAYMENT OF OUT-OF-DATE ACCOUNTS.

Applications were submitted from the following to have fresh Paying Orders issued in lieu of Orders which were out-of-date:-

<u>Applicant.</u>	<u>Payee.</u>	<u>Date of original P. Order.</u>	<u>Amount.</u>
National Bank, Ltd., Carndonagh.	Dan Doherty, Altashane, Carndonagh.	31/5/38.	£4 : 10 : 0.
Mr. F. J. Harkin, Draper, Clonmany.	Denis Bradley, Ballinlough, Drumfries.	31/5/38.	£4 : 0 : 0.
Templecrone Co-operative Society, Ltd., Dungloe.	James Boner, Crickamore, Meenbanad.	31/5/38.	£4 : 13 : 4.
Do.	Neil Ferry (Mick), Crickamore, Dungloe.	31/5/38.	£1 : 6 : 8.
Royal Bank of Ireland, Ltd., Buncrana.	George Porter, Umricam, Buncrana.	31/5/38.	£1 : 0 : 0.

The Council unanimously decided to apply to the Department for permission to issue fresh Paying Orders.

1402/38. OVERGROUND TELEGRAPHIC LINES.

A letter was read from the Engineer-in-Chief, Department of Posts and Telegraphs, applying for permission to lay an overground telegraphic line from Fallagowan to Leabgarrow, Arranmore Island.

A further letter was read from the Engineer-in-Chief, Department of Posts and Telegraphs, applying for permission to lay an overground telegraphic line from the junction with the Lifford-Letterkenny Road to Drumfad.

The Council unanimously decided to grant permission in both cases on the condition that in the event of it being found necessary at any future date to remove the poles, the cost of removal (except in so far as State-aided Schemes and Schemes authorised by an Act of the Oireachtas are concerned) to be borne by the Department of Posts and Telegraphs; and the poles in all cases to be kept free of the carriageways.

1403/38. APPLICATION FOR GRANT FOR COMPLETION OF ROAD LEADING AROUND LOUGH ESKE.

A letter was read from the Local Government Department, Roads, dated 13th December, 1938, RGR/7/10, referring to Minute No. 1239/38 applying for a further grant for the completion of the road leading around Lough Eske, and stating that the Acting County Surveyor might be asked to consider the proposed work in conjunction with any proposals which might be prepared for future Employment Schemes on Roads.

The Council decided to refer the matter to Mr. O'Reilly, Acting County Surveyor, to keep in mind when preparing lists of works for inclusion in Employment Schemes in future.

1404/38. ROAD CONSTRUCTED BY THE IRISH LAND COMMISSION IN THE TOWNLANDS OF CARROWNAMADDY AND KILDARRAGH.

A letter was read from the Irish Land Commission dated 14th December, 1938, A. & R. 77019/37, referring to a road constructed by them in the townlands of Carrownamaddy and Kildarragh, and stating that the road was in a good state of repair when inspected by the Commission's Inspector in April last. The Land Commission would not be responsible for its future maintenance. A map showing the road referred to was enclosed.

The Council decided to refer the matter to Mr. Caffrey, Acting County Surveyor, for a report.

A letter was read from the Local Government Department dated 29th November, 1938, Circ. No. 106/1938, stating that the Government had under consideration measures for the development of tourist areas throughout the country under the direction of a Tourist Board, which would be charged with responsibility for supplementing the activity of local interests through the medium of loans, investments, and general planned expansion of tourist traffic with appropriate expenditure in such areas as might be approved for that purpose. The Irish Tourist Association would still continue to be the approved central body for carrying out publicity work designed to develop tourist traffic generally, and additional contributions from Local Authorities would be of valuable assistance to the Association in extending its work. The Minister, therefore, suggested that each Local Authority in preparing its estimates of expenditure for the coming financial year should give the matter favourable consideration, and, where the financial provision permitted, that provision be made therein for an increased contribution to the Association.

A letter was read from the Irish Tourist Association, Dublin, C.8., referring to the new Tourist Board proposed to be set up by the Government, and stating that as already indicated by the Local Government Department, the Irish Tourist Association would still continue to be the approved body for publicity work. In the light of increased responsibilities they felt compelled to seek increased support from Public Bodies.

Councillor O'Boyle proposed that the Council's contribution be increased for 1939/40 to the amount produced by a rate of one penny in the £.

Councillor McGlaufferty seconded the proposal, which was strongly supported by Councillors MacGreadie and Baxter.

The proposal was opposed by Councillors Mahony, Lynch, Scott, and O'Brien.

Councillor Myles proposed as an amendment that consideration of the matter be adjourned for a month until information was available regarding the contributions made by other Councils.

Councillor Scott seconded the amendment, which was put to the Meeting and defeated by 12 votes to 14 votes on a show of hands.

Councillor Mahony proposed as a further amendment that no increase be made in the Council's contribution for the coming year.

Councillor Scott seconded the amendment, which was put to the Meeting and carried by 23 votes to 8 votes on a show of hands.

A further amendment by Councillor O'Brien that no contribution be made to the Association during the coming year was afterwards withdrawn.

Councillor Mahony's amendment was put to the Meeting as the substantiative motion and carried by the same voting.

1406/38. COMPLAINTS REGARDING HOLIDAYS ALLOWED TO ENGINE-DRIVERS AND FLAGMEN, AND DISTANCES THEY ARE WORKING FROM THEIR HOMES.

A letter was read from Messrs. W. Kelly & Co., Solicitors, Letterkenny, stating that they had been consulted on behalf of the Council's Engine-drivers and Flagmen with regard to several matters in connection with their Employment, and had been instructed to appear before the Council at the next Meeting in connection therewith.

Mr. C. J. Furlong of the firm of Messrs. Kelly & Co. appeared before the Council on behalf of the Engine-drivers and Flagmen. He stated that since the passing of the Conditions of Employment Act the position of these workers had been worsened. Prior to the passing of the Act they were paid for all Church Holidays in the year, amounting to 9. Now they were only paid for 7 Church Holidays and 3 of these were in lieu of Bank Holidays. As a result they lost two days.

He further complained of the distances many of them had to travel to their homes, and he suggested that Engine-drivers and Flagmen be allowed a half day off every alternate Monday.

Several Councillors supported Mr. Furlong's statements.

Mr. Caffrey, Acting County Surveyor, stated that it was not correct to say that the position of these workers had been worsened. They were now allowed six days' annual leave in addition to six Church Holidays, and he further stated that it would be impossible to have all of them working in the districts to which they belonged.

The Council decided to refer the matter to the Sub-Finance Committee.

1407/38. REPAIR PLANT AT MUFF BEING OFFERED FOR SALE BY MR. JAMES STEEN.

Arising out of a proposal by Councillor Lynch at last Meeting, Minute No. 1229/38, Mr. Caffrey, Acting County Surveyor, reported as follows:-

"I called with Mr. Steen and got particulars of the machinery which he has for sale, with the prices he is prepared to take for it.

He has four heavy machines, consisting of a set of rolls, a Punching and Shearing Machine, a large radial drill, and a 15 foot bed lathe. The price he puts on these is £125. Besides this, he has a planing machine at £25, a smaller, but more up-to-date, lathe at £50, and a 20" drill at £25. The small machines, consisting of a pin drill and 2 buffs, he puts at £11. The total for these machines is £236.

Besides this, he is prepared to dispose of a 15 H.P. Blackstone Engine, with generator and switchboard at £80.

There is a corrugated iron shed, 75' x 40' x 11', the roof carried on Belfast Roof Trusses, which he would be prepared to dispose of to be taken down and erected elsewhere. The figure he places on this is £200. The cost of taking down and re-erecting would be heavy, however, as part of the walls are of concrete.

I do not wish to express any opinion regarding the advisability of purchasing any of this machinery; my reason being that the next County Surveyor may have different ideas from mine on the matter.

I would point out, however, that steam-driven engines are being everywhere succeeded by Diesel-driven engines on the grounds of economy. It might pay the Council to dispose of all their Steam Rollers and Steam Tractors and re-place them by Diesel-driven machines. If this were done, there would be no heavy Engineering work to be done, necessitating the use of these machines."

Councillor Lynch proposed that the Council take advantage of the plant, and purchase it for the purpose of repairing their own machinery.

Councillor Cole seconded the proposal.

Councillor Baxter proposed, as an amendment, that the matter be adjourned pending the appointment of the new County Surveyor.

After discussion, Councillor Lynch asked that a return be furnished to the next meeting of the Council showing the amount expended on repairs to Plant during the past ten years. (1229/38 C.C.)

1408/38. APPLICATION FOR LOAN UNDER THE SMALL DWELLINGS ACQUISITION ACTS BY MR. JAMES GATINS, KILLYBEGS.

A letter was read from the Local Government Department dated 14th December, 1938, H.24796/2/38, Dun na nGall., on the subject of the application of Mr. James Gatins, Killybegs, for an advance from the Council under the Small Dwellings Acquisition Acts, and stating that the contents of the Council's Minutes of the 29th November on this matter had been noted.

1409/38. DEPOSIT LODGED BY MR. JAMES GATINS, KILLYBEGS, IN CONNECTION WITH APPLICATION FOR LOAN UNDER THE SMALL DWELLINGS ACQUISITION ACTS.

A letter was read from the Council's Solicitor enclosing copy of letter dated 22nd November, 1938, from Mr. Patrick Cunningham, Solicitor, Killybegs, regarding the application of Mr. James Gatins, Killybegs, for a loan under the Small Dwellings Acquisition Acts. Mr. Cunningham stated that as an unreasonable delay had occurred his client did not propose to proceed further with his application, and he wished to have copy Folio by return post. The Council's Solicitor stated that he had informed Mr. Cunningham that the costs incurred by the Council amounted to £3 : 0 : 6, and that Folio would be returned on payment of this sum, less the deposit of £2 : 2 : 0 already lodged.

A letter was read from Mr. Cunningham applying for a refund of the deposit lodged by Mr. Gatins, and stating that he thought it would be admitted that Mr. Gatins was in no way liable for the costs incurred on behalf of the Mr. McMullin's clients.

The Council decided to refer the matter to the Law Committee.

1410/38. DEPOSIT LODGED BY MR. JAMES HARKIN, CURT, GLEENERLY, IN CONNECTION WITH APPLICATION FOR LOAN UNDER THE SMALL DWELLINGS ACQUISITION ACTS.

A letter was read from Mr. Michael D. White, Solicitor, Carndonagh, referring to the deposit lodged by Mr. James Harkin, Curt, Glencely, in connection with his application for a loan under the Small Dwellings Acquisition Acts. On the 3rd October, 1934, he made an application for a refund of this deposit which was refused. His client was a small farmer in very poor circumstances, and it was a case in which the Council should agree to make a refund.

The Council decided to refer the matter to the Law Committee.

1411/38. GRANT FOR REMOVAL OF OBSTRUCTIONS TO SCENIC VIEWS.

A letter was read from the Local Government Department, Roads, dated 1st December, 1938, RU/205/7.V., referring to previous correspondence relative to the allocation of grants to meet the cost of removing banks, hedges, and high walls, and stating that the following works had been approved, subject to the consent of the owners of any property interfered with:-

North Division.

1. Along Railway to give view of Lough Swilly between Fahan and Buncrana.....	£100.
2. On Road from Milford Quay to Kerrykeel.....	£40.
3. On Road from Newtown to Manorcunningham to give view of Lough Swilly.....	£60.

Southern Division.

1. Bruckless-Killybegs Road - from Five Points towards Lough Head to give view of Killybegs Harbour.....	£20.
2. Donegal-Ballybofey Road to give view of Lough Eske.....	£80.
3. Ballybofey-Lifford Road to give view of Finn Valley.....	£100.

The Council noted the allocation.

1412/38. COMPLAINT RE CONDITION OF ROAD AT KILLYLASTIN, LETTERKENNY.

A petition was submitted from a number of ratepayers in the townlands of Killyastin, Ballinascadden, Edneharnan, Garryharry, and Killclug, drawing attention to the wretched state of repair of the public roadway at Killylastin. This roadway served a large area, and was the only direct route therefrom to the market town of Letterkenny, and was of a steep gradient. No repair had been carried out to the roadway for a number of years.

The Acting County Surveyor reported as follows:-

"I have already reported on this road at a previous Meeting. The Contractor has been notified to attend to it. If he does not attend to it in the near future I will consider breaking the contract."

Councillor Mahony proposed that the contract be broken immediately.

1413/38. COMPLAINT RE CONDITION OF ROAD AT CORNAGILL, CONVOY.

A letter was read from a number of ratepayers of Cornagill, Convooy, drawing attention to the state of the road leading to their lands. This road had been in a bad state for years. Individuals concerned had from time to time repaired it to the best of their ability, but owing to the bad season they were unable to remedy it now. Water was continually lodged on it. Over one hundred acres of land were useless owing to its condition, and this land was valued at £2 per acre, while high dry land adjoining was valued at from £1 to £1 : 10 : 0 per acre.

Mr. Gaffrey, Acting County Surveyor, stated that Mr. Kelly, Assistant Surveyor, could not trace the road from the description given.

Mr. O'Reilly, Acting County Surveyor, stated that Mr. Callaghan, Assistant Surveyor, could not trace the road referred to.

It was decided to inquire from the complainants the exact points of the road.

1414/38. RESOLUTION PROTESTING AGAINST INCREASE IN RATES, AND AGAINST
SYSTEM OF FINANCING PUBLIC WORKS BY LOANS.

A letter was read from Mr. Francis Gallagher, LL.B., Solicitor, Donegal, enclosing report of a Meeting of representatives of Fianna Fail, Fine Gael, and members of the different Protestant Churches, Donegal, expressing indignation at the proposed increase in rates assessments in County Donegal for the coming year, and demanding that no such or any increases be made. They called on the County Councillors of the Area not alone to oppose any rates increases but to press strongly for lower rates. They protested emphatically against the system of financing Public Works by loans from Banks and Public Institutions, as this meant that every such work had to be paid for twice over, once to the Contractor and once to the Banks in interest on the Loans. There was nothing to prevent the Government creating the necessary money as it costed practically nothing to create or print, and to make it available for these public works either as free grants or at least as loans without interest.

Councillor McRory proposed and Councillor Gallagher seconded that the protest from Donegal be supported, and that the Council demand that the Government create sufficient money to pay off all the present loans.

In proposing and seconding the resolution both Councillors McRory and Gallagher spoke at length in support of the matter.

Councillor Myles proposed, as an amendment, and Councillor O'Boyle seconded that consideration of the matter be adjourned for a month.

The amendment was put to the Meeting, and, on a show of hands, was passed by 16 votes to 5, and the Chairman declared the matter adjourned until next Meeting.

1415/38. COMPLAINT RE TRESPASSING ON LANDS AT HILLHEAD, GLENEELY,
BY SHEEP SUFFERING FROM SCAB.

A letter was read from Mr. Charles McCormick, Solicitor, Derry, stating that he had been instructed by Messrs. Robert and Joseph Hutchinson, Hillhead, Gleneely, extensive sheep farmers, to call attention to a grievance they had in connection with their sheep. For the past 30 years they had suffered through scabbed sheep belonging to neighbouring owners getting amongst theirs. They had been compelled to go to the expense of dipping and looking after not only their own sheep but also the trespassing sheep, and no prosecution was ever brought against the owners of the trespassers. His clients were being most unfairly treated and were entitled to have the protection of the regulations being imposed by the Council.

Mr. R. Marner, V.S., Carndonagh, the Council's Veterinary Inspector, reported as follows:-

"In reply to yours and to a letter from Mr. Charles McCormick, Solicitor, Derry, re an alleged outbreak of sheep scab among sheep trespassing on the lands of Messrs. Hutchinson, Hillhead, Gleneely, I beg to state that I asked the Civic Guards at Culdaff to make the necessary inquiries from Messrs. Hutchinson about the ownership of the trespassing sheep and the names of the delinquents. Messrs. Hutchinson refused to give any information on the grounds that the County Council had a well-paid and well-equipped staff to examine all sheep in the neighbourhood.

I may add that there is a considerable amount of ill-feeling between Messrs. Hutchinson and the people of the adjoining farms.

For years past Messrs. Hutchinson have refused to co-operate with Officials of any kind or with the Civic Guards."

The Council decided to take no action in the matter.

1416/38. COMPLAINT RE ROAD FROM LETTERKENNY TO CHURCHILL, BETWEEN
THREE ROADS WEST OF WATERWORKS AND GARRYHARRY BRIDGE.

A letter was read from Mr. John Wray, Solicitor, Ramelton, stating that he had been consulted by Messrs. John Buchanan of Garryharry and James Elliott of Garryharry, and a large number of other ratepayers, to call attention to the defective and dangerous state of the road from Letterkenny to Churchill, between three roads west of waterworks and Garryharry Bridge. This road was in such a bad state that his clients could not cart thereon; neither could the Grocery Lorry go over same. Steps should be taken to have the road put into proper repair immediately.

Mr. Caffrey reported as follows:-

"Mr. McIvor reports that this road has been ruined in the past by the use of bad metal. He has had considerable difficulty in getting suitable stone for it. He has had it recently repaired."

The Council noted the report and considered it satisfactory.

1417/38. COMPLAINT RE CONDITION OF ROAD LEADING TO CLONCHA MOSS
FROM THE MAIN ROAD BETWEEN CARROWMORE BRIDGE AND BOCAN
CHURCH.

A letter was read from Mr. Charles McCormick, Solicitor, Derry, stating that he had been instructed by Mr. John Butler, Listargan, Gleneely, to write with reference to a road leading past his house from the Main Road between Carrowmore Bridge and Bocan Church to Cloncha Moss. His client stated that this was a County Road, and was kept in repair up until a few years ago. It was now in a very neglected state.

The Acting County Surveyor reported as follows:-

"Mr. O'Neill reports that this is not a County Road, and has never been repaired during his twelve years in the district."

Councillor Scott proposed that Mr. Caffrey be requested for a personal report, but the Chairman refused to accept the proposal, and Councillor Scott stated that he would have the matter raised again.

1418/38. FACTORY AND WORKSHOP ACTS - FACTORY AT BRIDGEND.

A letter was read from the Department of Industry and Commerce, Trade and Industries Branch, dated 30th November, 1938, T.I.F.15520, enclosing certified true copy of Notice of Occupation, Form F.L.935, received in that Department, regarding a Factory for Tea Blending and packing at Bridgend occupied by Messrs. J. and T. McGinley.

1419/38. REQUEST TO HAVE OLD AGE PENSIONS PAID AT 65 YEARS OF AGE.

A letter was read from the Secretary, Limerick County Council, enclosing copy of the following resolution passed by his Council:-
"That the Executive Council be asked to introduce legislation to amend the law so that the Old Age Pension be paid at 65."

On the motion of Councillor Mahony seconded by Councillor Lynch the resolution was adopted unanimously.

1420/38. APPLICATION FOR GRANT FOR REPAIR OF LANEWAY AT DRUMDOIT,
CASTLEFIN.

A letter was read from a number of ratepayers of Drumdoit, Castlefin, applying for a grant to repair the lane leading through the yard of Mr. William O. Harpur, and also leading from the Calhame to the Drumdoit Road.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

1421/38. COMPLAINT RE CONDITION OF ROAD AT MEEVAGH, DOWNINGS.

A letter was read from Mr. John Duffy, Glebe, Downings, Secretary, Meevagh Fianna Fail Cumann, enclosing copy of the following resolution passed at a recent Meeting:-

"That this Cumann urge the necessity of the diversion of the County Road at Meevagh, as an Employment Grant is being expended in rolling the road leading to the dangerous corner at present, and this Cumann suggest the saving of work by having the diversion completed before the portion of the road intended to be re-placed is rolled."

The Acting County Surveyor reported as follows:-

"The question of diversion at this point cannot be undertaken under the present Grant. As the existing road cannot be abandoned even if the diversion is made there is no point in objecting to it being repaired."

The Council noted the report and decided to take no action in the matter.

1422/38. COMPLAINT RE CONDITION OF ROAD AND DRAIN AT SLUDDEN, CARNDONAGH.

A letter was read from Mr. James McLaughlin, Sludden, Carndonagh, making a further application to have the road and drain at Sludden repaired. He stated there must be something fundamentally wrong. The road was in an awful state of repair, and was not even fit for cattle, and the drain was all overgrown with rushes. It was hoped that something would be done before the Spring.

The Acting County Surveyor reported as follows:-

"This question has been reported on by me on several occasions. I have nothing to add to my previous reports. The road is not on the County Council Road Map or Road Schedule. I understand that the Council referred this road to the Office of Public Works in August last."

The Council decided to take no action in the matter.

1423/38. COMPLAINT RE CONDITION OF ROAD AT SWILLYMOUNT, NEWTOWNCUNNINGHAM.

A letter was read from Mr. Andrew Peoples, Swillymount, Newtowncunningham, again complaining of the condition of the road owing to flooding. The water-table was not properly cleaned and the road was no wider. Unless something was done at an early date he would deduct from his next rates the fines imposed on him under the School Attendance Act, as his children were unable to attend School owing to the condition of the road.

The Acting County Surveyor submitted the following report from the Assistant Surveyor:-

"The road was flooded on a short section during a recent inspection of mine. The contractor was working to get the water drained off on this occasion. The hedges have since been cut by Mr. Peoples, as well as other owners. With the exception of flooding caused by abnormal rainfall the road is in fair condition, and there have been no complaints from other ratepayers using the road."

The Council decided to take no action in the matter.

1424/38. APPLICATION FOR POSITION OF WEIGHMASTER AT PROPOSED NEW WEIGHBRIDGE IN LETTERKENNY.

A letter was read from Mr. J. J. McCafferty, Alcohol Factory, Labbadish, Manorcunningham, applying for the position of Weighmaster at the new Weighbridge in Letterkenny. He was at present Weighmaster at the Alcohol Factory. He had a good knowledge of weighing in general and Weighing Machines.

It was decided to inform Mr. McCafferty that the weighbridge was not erected, and that the question did not arise.

1425/38. COMPLAINT RE CONDITION OF ROAD LEADING TO CARRIGANS RAILWAY STATION.

A letter was read from the Great Northern Railway Co., Belfast, stating that strong complaints had been received about the bad condition of the road leading to Carrigans Railway Station.

The Acting County Surveyor reported as follows:-

"Mr. Kelly reports that except for some potholes and water lodging at sides, the road is in reasonable order. These defects have been remedied by the Contractor."

The Council noted the report and decided to take no action in the matter.

1426/38. COMPLAINT RE CONDITION OF ROAD LEADING TO RUSKEY, MANORCUNNINGHAM.

A letter was read from Nurse Dolan, Carricknamart, Manorcunningham, complaining of the condition of the road leading to Ruskey. She had often to use a motor-car, and the car always got stuck on the road. The workers going to the Alcohol Factory had to go through the fields, and children could not get to School.

The Acting County Surveyor reported as follows:-

"Flooding has been caused by defective pipes. I am having these pipes seen to as soon as possible, but until the ground dries up it will be impossible to get the necessary work done."

The Council noted the report.

1427/38. COMPLAINT RE ROAD FROM NEWTOWNCUNNINGHAM TO CASTLE HILL.

A letter was read from Mr. James Black, Blanketnook, Newtowncunningham, drawing attention to the condition of the road running from Newtowncunningham to Castle Hill. It was impassable owing to pot-holes, water, and dirt.

The Acting County Surveyor stated that he had received no report from the Assistant Surveyor on this matter, and it was decided to adjourn it until next Meeting.

1428/38. APPLICATION FOR GRANT FOR MAKING OF NEW ROAD AT KINNAKILLEW, GLENCOLUMBKILLE.

A letter was read from Mr. Charles O'Doherty, Kinnakillew, Glencolumbkille, applying for a grant for the making of a new road through the end of Kinnakillew, commencing at Dominick Doherty's and ending at a track of land known locally as the "Curragh". This road was badly needed in order to get turf home, and to get out cattle and sheep.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

1429/38. APPLICATION FOR GRANT FOR THE REPAIR OF THE BANKS OF THE RIVER BURNDALÉ AT COTTOWN, RAPHOE.

A letter was read from a number of ratepayers of the townlands of Cottown, Bogagh, and Carnone, drawing attention to the heavy losses they were sustaining yearly by the flooding of their lands by the River Burndale. This year they lost their entire wheat crop. They suggested that the Council apply for a grant for the strengthening of the banks of the river.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

1430/38. APPLICATION FROM MEMBERS OF THE FEMALE CLERICAL STAFF FOR A REVISION OF THEIR SCALES OF SALARY.

An application was submitted from Misses E. Quinn and M. Doogan, County Secretary's Office, and Miss E. McLaughlin, County Surveyor's Office, for a revision of their salary scales.

The Council decided to refer the matter to the Sub-Finance Committee for consideration.

1431/38.

PRESSES FOR THE FOOD AND DRUGS INSPECTORS.

Following the Council's decision at last Meeting to provide Presses for the Food and Drugs Inspectors, the following Tenders were received for the construction of 17 presses:-

Messrs. J. W. Cunningham & Co., Carrick.....	£85	: 0	: 0.
C. O'Doherty & Sons, Lifford.....	£70	: 0	: 0.
Hugh Doherty, 4, Park Avenue, Buncrana.....	£63	: 15	: 0.
Patrick Gallagher, Bunbeg.....	£63	: 15	: 0.
Thomas Slovin, Ruskey, Killygordon.....	£54	: 10	: 0.
John Henderson, Lifford.....	£50	: 0	: 0.
Francis Thompson, Main Street, Stranorlar.....	£42	: 10	: 0.
James Thompson, Main Street, Stranorlar.....	£41	: 8	: 9.
P. Stevenson & Sons, Letterkenny.....	£40	: 7	: 6.
John McLaughlin, Cabry, Quigley's Point.....	£39	: 0	: 0.
James Bonner, Malin Road, Moville.....	£28	: 3	: 0.
James Clingain, Chapel Street, Carndonagh.....	£27	: 12	: 6.
James Devine, Lifford.....	£23	: 16	: 0.

The Council unanimously decided to accept the lowest tender, that of Mr. James Devine, Lifford.

1432/38.

APPLICATION FOR GRANT FOR CONSTRUCTION OF ROAD IN TOWNLAND OF KILLYMASNEY.

A letter was read from Messrs. Denis Devenny and John Friel, Killymasney, Newmills, applying for a grant for the construction of 50 perches of a very much-needed road leading from Kane's contract in the townland of Killymasney to their houses.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

1433/38.

APPLICATION FOR GRANT FOR CONSTRUCTION OF ROAD AT BALLYNAHONA, GLENGAD.

A letter was read from Mr. Rodger McKeeney, Ballynahona, Coolkenney, Glengad, applying for a grant for the construction of 150 perches of a moss road in Ballynahona, Glengad. Twenty perches of the road were blocked out but were never finished. A grant of £100 would complete the work.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

1434/38.

COMPLAINT RE ROAD FROM CHURCHTOWN TO DERRYLAHAN, KILCAR, KNOWN AS THE "ROCK ROAD."

A letter was read from a number of ratepayers of Curriss, Kilcar, stating that the road from Churchtown to Derrylahan called the "Rock Road" was in a very bad state. Nothing had been done to it for five years.

As the road was not a County Road, the Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

1435/38.

COMPLAINT REGARDING CONDITION OF ROAD LEADING FROM BUNLIN BRIDGE TO CRATLAGH, MILFORD.

A letter was read from Mr. David Dickson, Glenalla, calling attention to the condition of the road leading from Bunlin Bridge to Cratlagh. He used to drive a grocery van, but at the present time he could hardly use this road on foot. He did not consider it fair that he had to pay Motor Tax and yet could not serve his customers.

"The Acting County Surveyor reported as follows:-

"This is an unimportant mountain road and was never intended for lorry traffic. The money available for it is not sufficient to keep it in order for lorry traffic."

The Council decided to take no action in the matter.

1436/38.

CONTINGENCY FUND -- NORTHERN DIVISION.

Mr. Caffrey, Acting County Surveyor, applied for the following amounts out of the Contingency Fund, Northern Division:-

Inishowen Area.

Repair breaches on Map No. 69.....£10 : 0 : 0.

Lifford Area.

Repair pipe on Map No. 1.80.1211..... £5 : 0 : 0.

Repair pipe and bridge on Map No. 1088.....£4 : 0 : 0.

Letterkenny Area.

Repair pipe on Map No. 1197.....£4 : 10 : 0.

The application was granted unanimously.

1437/38.

APPLICATION FOR GRANT FOR COMPLETION OF ROAD MADE UNDER A MINOR RELIEF SCHEME IN THE TRENTAGH DISTRICT.

A letter was read from Mr. William Alexander, Trentagh, applying for a grant for the repair of a bye-road extending from a portion already completed. Such a grant would be of great assistance to ratepayers in getting out and in from the Cloncarney side to the Trentagh side.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

1438/38.

APPLICATION FOR POSITION AS GANGER IN BALLINTRIA DISTRICT.

A letter was read from Mr. Richard Porteus, Mullinacross, Ballintra, applying for a position as a Ganger in the Ballintra District.

The matter was referred to the Acting County Surveyor.

1439/38.

COMPLAINT RE CONDITION OF ROAD IN THE TOWNLAND OF SANDFIELD, ARDARA.

A letter was read from a number of ratepayers of Sandfield, Ardara, drawing attention to the condition of the road in the townland of Sandfield. They had no road to get home their turf or hay or corn.

The Acting County Surveyor stated that the road was not a County Road.

1440/38.

CLAIM FOR £20 IN RESPECT OF DAMAGES TO CART CAUSED BY HORSE BOLTING ON BEING STRUCK BY A SPLINTER.

A letter was read from Mr. Denis Curran, Derryconnor, Gortahork, stating that on the 30th November, 1938, he was employed on the Council's Road Scheme in Magheraroarty with his horse and cart. When passing a pile of stones which men were breaking a splinter from the stones struck the horse, and the horse plunged forward, with the result that he and the horse fell over the precipice, a distance of 8 or 9 feet. He suffered from bruises and cuts, and the cart was almost completely damaged. He now wished to claim a sum of £20 as compensation, and he trusted that the matter would be amicably settled.

The Acting County Surveyor stated that he had received no report on this matter, and consideration of it was adjourned until next Meeting.

1441/38.

COMPLAINT RE NON-PAYMENT FOR WORK DONE IN JULY, 1938, ON THE CARRIGART-CREESLOUGH ROAD.

A letter was read from Mr. Patrick Coyle, Kill, Carrigart, stating that he worked 2½ days on the Creeslough-Carrigart Road in the week ending 30th July, 1938, for which he did not get paid. He previously complained about the matter, and he was referred to the Acting County Engineer.

The Acting County Surveyor stated that he was investigating this matter.

The Council decided to leave the matter in the hands of the Acting County Surveyor.

1442/38. APPLICATION FOR GRANT FOR COMPLETION OF ROAD AT BALLYMENA, COOLKENNY, MALIN, PARTLY MADE IN 1935 UNDER A MINOR RELIEF SCHEME.

A letter was read from Mr. John McLaughlin, Ballymena, Coolkenney, Malin, complaining of the condition of the road from Ballymena to the Croagh. There was a grant of £90 allowed for the making of this road in November, 1935, but only a part of it was made. About 80 yards are still to be made.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

1443/38. COMPLAINT RE FLOODING OF CYCLE REPAIR SHOP AT RAMELTON.

A letter was read from Mr. H. P. Whoriskey, The Garage, Ramelton, stating that he wished to contradict the statement of the Acting County Surveyor that the flooding of his premises was caused by abnormal heavy rain. Before the water channel was raised no matter how heavy the rain was no flooding of any kind occurred. Unless the matter was remedied at once he would place the matter in the hands of a Solicitor.

The Acting County Surveyor reported as follows:-

"Mr. Dawson has reported as follows:-

'During the past year I had an improvement carried out by filling a deep vennel and raising the footpath; at the same time providing for surface water. The abnormal rain some time ago caused flooding to Mr. Whoriskey's premises. I have arranged with him to make a concrete footpath outside his premises. I expect this will remove the source of his complaint.' "

The Council noted the report.

1444/38. EXAMINATION FOR VACANT POSTS AS JUNIOR CLERICAL OFFICER.

A letter was read from the Local Appointments Commission, 45, Upper O'Connell Street, Dublin, dated 19th December, 1938, L.A.13/21/38, asking to be furnished with a list of the candidates competing at the forthcoming Examination for Junior Clerical Officers. They also asked that suitable arrangements be made for the securing of accommodation for the Examination.

A further letter was read from the Local Appointments Commission dated 28th December, 1938, stating that in view of the terms of the advertisement it would seem proper to exclude the two candidates whose applications were received on the 21st December. The cases of the three candidates who claimed exemption from the upper age limit were being referred to the Department of Local Government. They noted that the Examination could be held at St. Eunan's College, Letterkenny, on the 14th January, 1939, and they inquired if the College could provide a room for the oral tests on both days apart from the Examination Hall. Those candidates who were taking Typewriting would be required to provide their own machines.

The Secretary reported that one application had been received on the morning of the 29th December, but the Council decided to take no action in view of the statement in the letter from the Commissioners regarding the two entries received on the 21st December.

The Secretary suggested that an arrangement might be possible between the Heads of the Technical Schools at Ballyshannon, Carndonagh, and Letterkenny, under which the Letterkenny Technical School might provide the Typewriters for the candidates from the other Schools.

It was decided to inquire from Mr. O'Neill, Chief Executive Officer, Vocational Education Committee, if an arrangement could be made on the lines suggested by the Secretary.

1445/38. COMPLAINT RE FLOODING OF PROPERTY AT BALLYSHANNON.

A letter was read from Rev. C. B. Leyden, C.C., Derrygonnelly, Co. Fermanagh, complaining, on behalf of his mother, of the flooding of her property at Waterloo House, Ballyshannon. A large volume of water had threatened to overflow into her front garden, endangering the house.

A further letter was read from Father Leyden thanking the Council, on behalf of his mother, for the prompt attention to his complaint about the flooding of her property.

The Council noted Father Leyden's letters.

1446/38. APPLICATION FOR GRANT FOR ERECTION OF BRIDGE ACROSS RIVER AT STRACASTLE, GLENTIES.

A letter was read from Mr. Edward Kelly, Stracastle, Glenties, stating that the ratopayers of the townlands of Stracastle and Meenamalragh were anxious to get a grant for the erection of a bridge on the Stracastle River, and also to have the old road leading to the proposed bridge on both sides of the river repaired.

Councillor Houston proposed and it was unanimously resolved that the matter be referred to the Board of Works for consideration when allocating further Minor Employment Grants.

1447/38. COMPLAINT RE FLOODING OF FIELD AT GLEBE, BURT.

A letter was read from Mr. William Buchanan, Bohillion, Burt, complaining of the flooding of his field at Glebe, caused by the road surface water running into his field. Some time ago the Surveyor promised to put in a pipe and a short length of water-table, but nothing had since been done.

The Acting County Surveyor reported as follows:-

"Mr. Kelly reports that he had surfacemen to attend to this until it is possible to get further repairs done."

The Council noted the report and considered it satisfactory.

1448/38. COMPLAINTS RE CONDITION OF ROAD AT TOLLY, KNOCKBRACK.

A letter was read from Mr. Joseph Friel, Tolly, Knockbrack, again complaining of the condition of the road at Tolly. No repairs were carried out to the road. The dirt was cleaned away from the centre, and this made a burn out of the road, for the water had no means of getting off the road.

The Acting County Surveyor reported as follows:-

"Mr. Kelly reports that this road is not on Contract. It has been a presentment work. Further cleaning has been done."

The Council noted the report and considered it satisfactory.

1449/38. COMPLAINT RE FLOODING AT RYELANDS, MANORCUNNINGHAM, DUE TO DEFECTIVE PIPE.

A letter was read from Mr. Alex. Lyons, Ryelands, Manorcunningham, stating that there was a pipe on the County Road at the entrance to his farmyard which had been choked since July. His premises were being flooded as a result. He complained to Mr. Kelly about it but nothing was done.

A further letter was read from Mr. Lyons in the matter.

The Acting County Surveyor submitted Mr. Kelly's report as follows:-

"This flooding has been caused by a defective pipe and arch falling in due to excessive winter rain. I saw Mr. Lyons about it and promised to get it done at the earliest opportunity. It was impossible owing to the amount of water lodged to do any repairs at the time. Since the letter was received the pipe has been repaired."

The Council noted the report and considered it satisfactory.

1450/38. APPLICATION FOR PERMISSION TO ERECT HUT FOR USE AS
CARPENTER'S WORKSHOP ON KELLY'S QUAY, KILLYBEGS.

A letter was read from Mr. Charles Conaghan, Carpenter, Killybegs, applying for permission to erect a temporary hut for use as a workshop on Kelly's Quay, Killybegs. The site selected would not interfere in any way with traffic to or from the jetty, and would not be any inconvenience to fishermen who used the jetty.

Councillor Brady proposed and it was unanimously decided to give the required permission, on condition that Mr. Conaghan signs an undertaking to remove the hut at any time he might be called upon to do so.

It was decided to fix the rent at £5 per annum.

1451/38. PROPOSED RAISING OF LOAN OF £10,000 TOWARDS DEFRAYING COST
OF NEW ELECTRICAL INSTALLATION, CENTRAL HEATING, LAUNDRY
EQUIPMENT, ETC., AT THE MENTAL HOSPITAL, LETTERKENNY.

A letter was read from Dr. P. J. Courtney, Resident Medical Superintendent, Mental Hospital, Letterkenny, stating that at a Meeting of the Committee of Management held on the 12th December it was decided to request the Council to raise a loan of £10,000 towards defraying cost of new electrical installation, central heating, laundry equipment, etc., a grant having been promised from the Hospitals Sweepstakes Fund towards cost of the works, etc.

Councillor Scott proposed, Councillor Mahony seconded, and it was unanimously resolved to take the necessary steps towards the raising of the required loan.

1452/38. REQUEST TO HAVE LIGHT INSTALLED ON THE COUNCIL'S PIER AT
BURTONPORT.

A letter was read from Mr. Francis Gallagher, LL.B., Solicitor, Donegal, stating that he had been directed by the Arranmore Island Disaster Trustees to draw the attention of the County Council to the urgent necessity for the installation of a suitable lamp on the Council's Pier at Burtonport, so as to provide light there at night. At present this Pier was the point at which Arranmore Islanders landed when coming to the mainland, and the darkness of it was a source of great inconvenience and grave danger to the islanders at night.

The Council decided to refer the matter to the Acting County Surveyor for a report for next Meeting.

1453/38. COMPLAINT RE CONDITION OF ROADS NUMBERED 545, 546, 606,
AND 607, BUNCRANA DISTRICT.

A letter was read from Mr. James Porter, Granshaw, Buncrana, complaining on behalf of ratepayers in the townlands of Granshaw, Trillick, Luddan, and Lisfannon, of the condition of the roads numbered 545, 546, 606, and 607. All these roads in former years were repaired by local contractors, but for the last two years no repairs had been carried out. The recent floods had torn the surface away in many places.

Mr. Caffrey submitted the following report from Mr. W. J. Doherty, Assistant Surveyor:-

"One of these roads is fairly important, that is the Main Trillick Road, and might deserve a grant some time. The men concerned called with me and their complaint was that the roads were too narrow and that they wanted a Grant. The condition of these roads is as good as when they were contracted for and even better."

Councillor Scott proposed and it was unanimously decided to refer the matter to Mr. Caffrey, Acting County Surveyor, for a personal inspection and report to next Meeting.

1454/38. COMPLAINT RE ROAD LEADING FROM GRANSHA-TRILLICK ROAD, BUNCRANA.

A letter was read from Mr. John Cassidy, Bank Head, Bunrana, asking the Council to repair the road leading from the Gransha-Trillick Road to the house of Mrs. Teresa Cassidy. There was a valuable sandpit on this road. At present the grocery van was unable to use the road owing to potholes.

The Acting County Surveyor stated that the road was not a County Road.

1455/38. COMPLAINT RE ROAD CONNECTING LISMONAGHAN ROAD WITH CORROVADDY ROAD, LETTERKENNY DISTRICT.

A letter was read from the Principal and Assistant Teachers of Corrovaddy N.S., Letterkenny, drawing attention to the condition of the branch road connecting Lismonaghan Road with Corrovaddy Road. It had been continually flooded since October, and the water-tables had not received attention for a long time. The children attending Corrovaddy N.S. were obliged to use this road, and they could not be expected to attend School at present owing to its condition.

The Acting County Surveyor stated that the Assistant Surveyor reported that he would have the necessary cleaning done to this road during next week.

1456/38. PROTEST AGAINST PROPOSED INCREASE IN ROAD EXPENDITURE FOR THE YEAR 1939/40.

A letter was read from Mr. William G. Gallagher, Chairman, and Mr. Laurence Kerr, Secretary, Finn Valley Farmers' Association, enclosing copy of the following resolution passed at a recent Meeting of the Association:-

"That this Meeting views with alarm the further imposition of £9,000 on the rates for the improvement of roads. This will mean an increase of 7d. in the £. In view of these facts it is suggested that money for improvement of roads be taken from Motor Taxation Funds."

The Council decided to refer the resolution to the next Meeting of the Finance Committee, at which the Estimates for 1939/40 will be considered.

1457/38. PROPOSED NEW ROAD LEADING FROM MOUNTAIN TOP, CARNAMUGGAGH, ON TO LISNENAN ROAD NEAR WOODLAND SCHOOL.

A letter was read from Mr. William Doherty, Secretary, Charlie Daly Fianna Fail Cumann, Castleshannaghan, Ballymaleel, Letterkenny, stating that the Cumann had requested him to make inquiries about the proposed new road leading from Mountain Top, Carnamuggagh, through lands held by a rated occupier, on to the Lisnenan Road, near Woodland School. The Cumann wished to know on whose proposal this matter was raised.

The Acting County Surveyor reported as follows:-

"I understand that some years ago an effort was made to get a new road made in this place, but consents were refused and the matter was allowed to drop."

The Council noted the report.

1458/38. DEPOSIT LODGED BY LOUGH SWILLY RAILWAY CO. IN CONNECTION WITH OPENING OF ROADWAY.

A letter was read from the Manager, Londonderry & Lough Swilly Railway Co., stating that on the 11th April last a deposit of £3 was lodged in connection with certain alterations in the sewerage connections from Letterkenny Station. As the work was completed for some considerable time he wished to have a refund of the deposit.

The Acting County Surveyor stated that the deposit had been refunded.

1459/38. DEPOSIT LODGED IN CONNECTION WITH OPENING OF ROADWAY AT COTTEEN, DERRYBEG.

A letter was read from Mr. Michael Gallagher, Cotteen, Derrybeg, applying for a refund of the deposit lodged by him in connection with the opening of the road leading from Cotteen to Magheragallon.

The Acting County Surveyor stated that the deposit would be refunded.

1460/38. REFUND OF DEPOSITS LODGED IN CONNECTION WITH ROAD OPENINGS.

Councillor Mahony proposed and it was unanimously decided to instruct the Assistant Surveyors to refund deposits lodged in connection with road openings in future in all cases where the roads have been satisfactorily restored, without waiting until the individuals concerned make applications for their refunds.

1461/38. CINEMATOGRAF ACT, 1909.

Applications for renewals of Cinematograph Licences under the Cinematograph Act, 1909, were received in respect of the following premises:-

Forester's Hall, Killybegs.
Parochial Hall, Glenties.
Colgan Hall, Carndonagh.
Chapman's Hall, Donegal.

Councillor Lynch protested strongly against the renewal of the licences.

The Council decided to renew the licences.

1462/38. APPLICATION FOR POSITION AS LORRY DRIVER OR FLAGMAN.

A letter was read from Mr. James Porter, Granshaw, Buncrana, applying for a position as a lorry driver or a flagman.

The Council decided to inform Mr. Porter that there was no vacancy.

1463/38. APPLICATION FOR POSITION AS GANGER ON CASHEL OR GLENGESH ROADS.

A letter was read from Mr. John McNelis, Common, Ardara, applying for a position as a Ganger on the Cashel or Glengesh Roads. He was an old I.R.A. man and had a wife and large family.

The matter was referred to the Acting County Surveyor.

1464/38. COMPLAINT OF MR. GEORGE WALKER RE ROAD FROM NEWTOWN-CUNNINGHAM TO CASTLE HILL.

A letter was read from Mr. George Walker, Blanketnook, Newtowncunningham, complaining of the condition of the road leading from Newtowncunningham to Castle Hill. Owing to its condition he fell off his bicycle and was injured.

The Acting County Surveyor stated that he had received no report in this case, and consideration of the matter was adjourned until next Meeting.

1465/38. CLAIM FOR DAMAGES IN RESPECT OF FALL OFF BICYCLE OWING TO CONDITION OF ROAD AT BALLYMACCOOL, LETTERKENNY.

A letter was read from Mr. Edward McDaid, Fir Cottage, Ballymacool, Letterkenny, stating that his wife sustained severe injuries as a result of a fall from her bicycle on the 26th November. X-Ray examination would be necessary before the extent of the injuries could be fully determined. He was definitely of opinion that the accident was caused by the state of the road surface.

The Acting County Surveyor stated that Mr. McIvor, Assistant Surveyor, was investigating the circumstances in this case.

It was decided to refer the matter to the Insurance Co.

1466/38. COMPLAINT RE CONDITION OF THE "BUGHT ROAD", RAMELTON.

A letter was read from Mr. James Stevenson, Bught, Ramelton, complaining of the condition of the Bught Road. It was both dangerous and impassable, and he understood that there was money allocated for its repair by the Council.

The Acting County Surveyor stated that Mr. Dawson was having some repairs done.

1467/38. APPLICATION FOR PERMISSION TO ERECT WALL IN FRONT OF
RESIDENCE AT CLOGHAN.

A letter was read from Mr. Patrick J. Campbell, N.T., Cloghan, stating that he intended erecting a wall about three feet high in front of his residence at Cloghan. The wall was required as a protection for his children from motor traffic on the Main Ballybofey-Glenties Road.

The Council unanimously decided to grant the required permission on condition that Mr. Campbell signs an undertaking to remove the wall at any time he may be called upon to do so,

1468/38. COMPLAINT RE ENCROACHMENT ON PROPERTY AT COMMON, ARDARA.

A letter was read from Mr. James Gallagher, 84, Bishop Street, Derry, stating that the Council's workmen working on a bye-road off the County Road in the townland of Common, Ardara, had for 250 yards or more dug and cut away portions of his fence, loosened stay-wires of wiring overhead, cut away green sod and sod fence practically perpendicular underneath wire fence, and rendered the fence obsolete.

The Acting County Surveyor reported as follows:-

"This originally came before the Council at the November Meeting, and it was referred back to the Assistant Surveyor concerned (Mr. E. Lennon). Mr. Lennon now reports as follows:-

"I have personally inspected the place complained of. This job was a Minor Employment Scheme consisting of repairs to an existing road. The old road lay completely on the property of the man who was Ganger, viz., Patrick Maloney. It appears that some loose stones from the fence dividing Maloney's and Gallagher's property had fallen across the road and these were built back into their proper place by the Ganger. No sods or material of any kind were taken from Mr. Gallagher's property. The wire fence complained of is exactly in the same condition as it was prior to the commencement of the job."

The Council instructed the Secretary to send a copy of Mr. Lennon's report to Mr. Gallagher.

1469/38. STORAGE FACILITIES FOR STOCKS OF EXPLOSIVES.

A letter was read from the Department of Justice dated 22nd November, 1938, 65/57/5, referring to the lack of proper storage facilities for County Council stocks of explosives in Donegal, and stating that the only stores which an Inspector could trace during a recent inspection were one at Stranorlar and one at Letterkenny. Neither of these stores complied with the requirements of the Explosives Act. The matter should be brought to the notice of the Acting County Surveyors with a view to the selection of suitable sites for the erection of approved type Stores.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"Captain Flanagan met both Mr. Gaffrey and myself and showed us Plans and Specification for the erection of two one-ton Explosive Stores. The proposed sites are in the region of Letterkenny and Donegal, respectively. The estimated cost for each of these Stores is £150. I have already tried to locate a site convenient to Donegal but have not yet succeeded in doing so. One of the conditions is that the magazine be 100 yards from a public road and 200 yards from a house. If land has to be acquired, as will be the case in Donegal, the cost of acquiring it will be an addition to the £150 mentioned above."

The Council decided to adjourn consideration of the matter until next Meeting, and to instruct the Acting County Surveyors to make further inquiries in the meantime.

1470/38. APPLICATION FOR GRANT FOR REPAIR OF ROAD AT GARGRIM, FROSSES.

A letter was read from Mr. John McGrath, Gargrim, Frosses, stating that it was twelve years since anything was done to the road at Gargrim. Ten ratepayers were using it, and it was time something was done to it.

The Council decided to refer the matter to the Board of Works for consideration when allocating further Minor Relief Grants.

1471/38.

MALINMORE LANDING-SLIP.

A letter was read from the Office of Public Works dated 5th December, 1938, C.87.102/1/36, stating that the joint final inspection of the completed work at the landing-slip at Malinmore was duly made, and the necessary certificate of satisfactory completion was signed by Mr. Lennon, Assistant County Surveyor, and their Engineer. They had, however, to direct attention to the fact that the surface repairs to the slipway which were to be carried out by the Council had not yet been completed. They were advised that these repairs were now badly needed, particularly in the tidal range. Before they were put in hand it would be necessary to have a number of the iron (rail) skids lifted and re-placed by new ones, preferably in iron. The surface of the breakwater pathway required to be evened up. The grant in this case was sanctioned subject to the execution of these repairs by the Council.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"The work referred to was carried out under a Grant of £129 by the Office of Public Works. A condition of the Grant was that the general repairs, estimated at £53, be carried out by the County Council. The Council provided this money, and repairs along the top of the breakwater were carried out. The Council subsequently voted £15 for the provision of elm skids, which was not included in the estimate of the Office of Public Works. This money is still available and the skids will be provided."

The Council noted Mr. O'Reilly's report, and considered it satisfactory.

1472/38. DRAINAGE WORKS BEING EXECUTED BY IRISH LAND COMMISSION IN THE TOWNLAND OF CRUICKAGHMORE.

A letter was read from the Irish Land Commission dated 15th December, 1938, P.30485/37, regarding drainage works in the townland of Cruickaghmore and the underpinning of a bridge in conjunction therewith, and stating that they had been informed by the Council's Engineer, Mr. Dillon, that the bridge referred to was being re-placed by a new structure. In view of this and as it was understood that the bed of the stream under the bridge was to be deepened some three or four feet the Land Commission now proposed to carry out the drainage work referred to in their letter of the 8th January, 1936.

The Council noted the matter.

1473/38. APPLICATION FOR RETENTION OF SERVICES OF MR. A. N. DILLON, RESIDENT ENGINEER, ROSSES ROAD SCHEME, UP TO 31ST MARCH, 1939.

Mr. O'Reilly, Acting County Surveyor, applied for permission to retain the services of Mr. A. N. Dillon, Resident Engineer, Rosses Road Scheme, up to the 31st March, 1939.

On the motion of Councillor Mahony seconded by Councillor O'Boyle, the Council unanimously decided to retain Mr. Dillon's services up to the 31st March, 1939.

1474/38. COMPLAINT RE DAMAGES TO FENCE IN TOWNLAND OF CASHEL, BALLYSHANNON.

A letter was read from Messrs. Reid & Sweeney, Solicitors, Ballyshannon, referring to the new road made by the Council in the townland of Cashel, and by which a portion of Miss Chism's bank was cut away, and pointing out that this bank was in good condition and properly faced before being cut away. Miss Chism required to have the bank left in the same condition as it was prior to the new road being made.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"The Assistant Surveyor (Mr. Cunningham) reports that the work of repairing the fences in question is proceeding and will be completed in about a week or so."

The Council noted the report and considered it satisfactory.

1475/38. FACILITIES FOR WEIGHING OF CATTLE AT DONEGAL WEIGHBRIDGE.

A letter was read from the Secretary, Co. Board of Health, dated 6th December, 1938, enclosing extract from the Minutes of the Meeting of the Board of Health held on the 21st November, 1938, requesting the County Surveyor to provide suitable facilities at Donegal Weighbridge to comply with the requirements of the Department of Agriculture in regard to the weighing of cattle.

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"At the last Meeting of the Board of Health, I reported as follows:-

'Donegal Markets - Minute No. 4783/11/38. The following is a copy of report I have received from Mr. Cunningham, Assistant Surveyor, regarding foregoing Minute:- This Minute does not state what the Department of Agriculture require and I don't know what they want. Very little cattle are sold by weight in Donegal, and it seems that fact is recognised by the Minister when he points out that an exemption should be asked for. However, if I know what is wanted, I shall have it attended to.' "

The Council noted Mr. O'Reilly's report.

1476/38. COMPLAINT RE FLOODING AT MEENACLOY, BRUCKLESS, CAUSED BY DEFECTIVE PIPE.

A letter was read from Messrs. Dunlevy & Barry, Solicitors, Donegal, stating that Mr. John Gallagher, Meenacloy, Bruckless, had consulted them with reference to serious damage which was being caused to his land through flooding owing to the stoppage of a pipe leading from his land across the County Road. Their client notified the Road Contractor and the Assistant Surveyor, but nothing was done. Unless the pipe was put in order within ten days they would be compelled to institute proceedings.

The Acting County Surveyor stated that the Assistant Surveyor reported that the work on this pipe was already in hands.

1477/38. COMPLAINT RE FLOODING OF DRAPERY PREMISES AT ARDARA.

A letter was read from Mr. Louis Walsh, Solicitor, Glenties, stating that Mrs. Mary Gallagher, Draper, Ardara, had consulted him regarding the serious damage done to her dwelling-house and business premises by flooding during the past two years. Within the past three or four months her premises had been flooded to a depth of two to three feet on at least five occasions. The flooding was due to the fact that the pipe which the Council placed under the street to carry off the surface water some two years ago was not of sufficiently large bore to take away the water. The pipe was of 9" bore, and a pipe with an 18" bore would be required. Some two years ago the Council closed up a stone drain leading from the Main Street to the back of the premises and on to the river, and instead put down the pipe referred to. The matter should be investigated and remedied.

The Acting County Surveyor submitted the following report from Mr. Kearney, Assistant Surveyor:-

"When the old stone pipe that leads from the Street through Mrs. Gallagher's back yard was in use she was continually complaining about her house being flooded. Mr. Caffrey, the then County Surveyor, let a contract to Mr. Merrifield to construct a stoneware pipe from catchpit in water channel to the river, and when the work was in hands he inspected it regularly. In addition to this I extended the pipe under water channel and put in a second grating. The work was completed some years ago, and I am not aware that Mrs. Gallagher complained about flooding until the abnormal rain this year. Her house is not far from the river."

Mr. O'Reilly stated that he intended making a personal inspection of the matter complained of, and would do so at the first available opportunity.

The Council decided to refer the matter to Mr. O'Reilly for a personal inspection and report for next Meeting.

1478/38. COMPLAINT RE ROADS FROM MEENATOTTAN N.S. TO BROCKAGH, DUNGLOE, AND ROAD AT CRAGHEY, DUNGLOE.

A letter was read from Mr. Charles Doherty,*Meenderryhirk, Dungloe, complaining of the condition of the road from Meenatottan N.S. to Brockagh Road. The road was unfit for pedestrian traffic, and the tenants were at a loss to know how to get their provisions home. The tonnage allowed would hardly put pepper and salt on it.

A letter was read from Mr. Daniel Magee (Dan), Craghey, Dungloe, complaining of the condition of the accommodation road in Craghey townland. The road was in a deplorable state. They recently applied for a Minor Relief Grant but were told that the matter was one for the Council as the road was maintained out of County Funds.

The Acting County Surveyor submitted the following report from Mr. Kearney:-

"The Brockagh Road is 900 perches in length; and the yearly quantity 110 tons for the sum of £20. This quantity of material kept the road in fair order when one-ton lorries went over it, but for the past twelve months or more two-ton lorries with provisions go over the road every week, and as the road was not paved when first made the lorries have sunk the carriageway 9" below the level of the grass margins. The Contractor does his best with it, as he lives in the townland and is as interested as any other. He even called with the merchants and asked them to put on lighter lorries.

The Craghey Road is 450 perches in length, and the yearly quantity if 50 tons for the sum of £8. The same remarks apply to this road as to the Brockagh Road."

The Council noted the report and decided to take no action in the matter.

1479/38. COMPLAINT RE CLOSING OF DRAIN AT PORTNOO.

A letter was read from Mr. W. Tennis, Portnoo, complaining of the condition of the drain leading from his house which the Council closed. All the nuisance ran across the road. If it was not re-opened he would take proceedings.

The Acting County Surveyor submitted the following report from Mr. Kearney, Assistant Surveyor:-

"There are County fences alongside the County Road leading to and from the house of Mr. Tennis, and when the road was widened three years ago we kept inside the fences. The nuisance about which Mr. Tennis complains is of his own making. He throws slop of all kinds from the back door of his house on his yard. The yard is higher than the County Road, and the nuisance flows on to the road. Mr. Tennis can make a water channel in his yard and connect it with the County pipe, but he wants the Council to build a pipe for him."

The Council decided to take no action in the matter.

1480/38. COMPLAINT RE CONDITION OF ROAD AT CLOUGHGLASS, BURTONPORT.

A letter was read from Mr. Patrick Gallagher, Cloughglass, Burtonport, complaining of the condition of the road leading to Cloughglass. There were seventeen householders in Cloughglass, and all of them had to get their turf home over a distance of five miles. It was impossible for a lorry to use the road. Unless something was done in the near future the road would be carried away with the tide.

The Acting County Surveyor submitted the following report from Mr. Kearney:-

"The complaint is that the road is narrow and needs to be widened. The tide rises over the road, and the retaining wall alongside the road should be re-built where necessary. This wall was built to road level so that a protection wall is required, the estimated cost of which would be £100."

The Council decided to refer the matter to the Acting County Surveyor to keep in mind when allocating any future grants from Employment Schemes Votes.

1481/38.

APPLICATION FOR GRANT FOR ERECTION OF NEW BRIDGE AT
THE RAMPART AT MEENMORE, DUNGLOE.

A letter was read from Mr. Dan Campbell, Cruickamore, Dungloe, stating that a number of ratepayers of Cruickamore approached the Irish Land Commission Engineer about a river that was running through their lands. It overflowed its banks several times recently and damaged their crops. The Engineer suggested that they approach the County Council to have a new bridge built at the Rampart at Meenmore, as that road was now under repair, as the Land Commission could do nothing until there was a new bridge erected.

The Acting County Surveyor submitted the following report from Mr. Dillon, Resident Engineer, Rosses Road Scheme:-

"I received a letter from the Secretary on the 29th ultimo enclosing copy of a letter from Mr. Dan Campbell, Cruickamore, Dungloe. I investigated the matter and I note that the present condition of the bridge and culverts at the rampart is in no way interfering with the road. The bridge is about 1' too high, and three of the four culverts are only operating in very heavy floods, but this drainage is quite adequate for the proper drainage of the road at this point. The matter, therefore, is purely one of land and drainage, and appears to be a matter for the Irish Land Commission or the Board of Works. I may add that the heavy floods on the lake at the rampart are apparently due to the extensive drainage work done by the Irish Land Commission to the hinterland of the lake - the waters from which are now directed into this lake. There were apparently no adequate steps taken to maintain the "status quo" in this lake to meet the new situation."

The Council decided to take no action in the matter.

1482/38.

COMPLAINT RE FLOODING OF PREMISES AT MALINBEG.

A letter was read from Mr. Michael McGinley, Malinbeg, again complaining of the flooding of his premises, which was caused by the Council pipe not being large enough to carry off the water, and not being cleaned. He was going to hold the Council responsible for any damage done in future to his property.

The Acting County Surveyor reported as follows:-

"The Assistant Surveyor, Mr. Lennon, reports as follows:- In my opinion the pipes referred to are quite sufficient to carry any normal flow of water, but as flooding here may be abnormal I am arranging to put in an additional pipe on the Malinmore side of the others."

The Council noted the report and considered it satisfactory.

1483/38.

COMPLAINT RE REMOVAL OF SAND FROM FORESHORE AT CHAPEL STRAND,
ARRANMORE ISLAND.

A letter was read from Mr. Hugh O'Donnell, Illion, Arranmore, stating that he did not sign his name to the letter which was before the Council at last Meeting about the taking of sand from the foreshore at Chapel Strand, Arranmore. Some of the people whose names were appended to the letter had no land near the shore.

A letter was read from the Department of Industry and Commerce, Transport and Marine Branch, 14, St. Stephen's Green, N., Dublin, referring to a press report regarding a protest against the removal from the Chapel Strand, Arranmore, of sand or gravel for use as coating for the roads. They wished to remind the Council that no person or body had authority to remove beach material from State-owned foreshore unless under licence from the Minister pursuant to the provisions of the Foreshore Act, 1933.

The Acting Co. Surveyor reported as follows:-

"Mr. Kearney, Assistant Surveyor, reports that after the last County Council Meeting he wrote to the Contractor to supply pit gravel for the future, and, therefore, it will not be necessary to go near the Strand again."

The Council noted the report.

1484/38. CLAIM FOR INJURIES TO A COW ALLEGED TO BE SUSTAINED BY HAVING FALLEN INTO A TRENCH ON THE ROAD AT DRUMKEEN.

A letter was read from Messrs. W. Kelly & Co., Solicitors, Letterkenny, stating that they had been consulted by Mrs. Jane Cannon, Stralongford, Drumkeen, with regard to injuries to a cow, her property. There was a trench along the road at Stralongford, and the cow's leg got caught in this, with the result that the cow, valued at £15, had to be destroyed. She received £3 for the carcass, and intended to hold the Council responsible for the balance of the loss sustained.

The Council decided to refer the matter to the Law Committee.

1485/38. COMPLAINT RE CONDITION OF MOUNTCHARLES PIER.

A letter was read from Mr. A. E. Hollins, Master, S.S. "Hawthorn", stating that the piles on the Quay at Mountcharles were in very bad order. At the end of the Pier there was a bolt protruding for about 8".

Mr. O'Reilly, Acting County Surveyor, reported as follows:-

"I have received the following report from Mr. Lennon, Assistant Surveyor:-

'The following repairs are urgently required to Mountcharles Pier:-

Two new Fenders.

Four Fenders need repair.

Repairs to bolts, etc.

Total estimated cost, £10 : 0 : 0."

The Council decided to allow Mr. O'Reilly a sum of £10 for the repairs required to this Pier.

1486/38. PROTEST AGAINST DELAY IN HAVING BOATSLIP CONSTRUCTED AT EIGHTER ISLAND.

A letter was read from Mr. Pat James O'Donnell, Eighter Island, Burtonport, stating that the people on the Island had paid no rates since 31st October, 1936, pending the construction of a Boatslip by the Council or the Department.

The Council decided to refer this matter to the Office of Public Works.

1487/38. COMPLAINT RE CONDITION OF ROAD LEADING TO LETTERCRAN, PETTIGO.

A letter was read from a number of ratepayers of Lettercran, Tievemore, Pettigo, asking to have the bye-road leading to Lettercran repaired. The road was made by the Council about five years ago. The road was about 1½ miles long and branched off the Lettercran Main Road and led to Lough Fingrand Shore.

The Acting Co. Surveyor stated that this road was made under a Minor Relief Scheme some years ago, and was not a County Road.

The Council decided to take no action in the matter.

1488/38. COMPLAINT RE FLOODING OF LANDS AT LACKENAGH, BURTONPORT.

A letter was read from Mr. James McNelis, Lackenagh, Burtonport, stating that owing to a pipe which crossed the road from the lands of Patrick McNelis at Lackenagh being about two feet high the above-mentioned lands were rendered useless owing to the amount of water lodged thereon. Steps should be taken immediately to have the pipe lowered, or the land would be rendered useless for cropping.

Mr. Dillon, Resident Engineer, reported as follows:-

"I investigated this matter and I note that the pipe is on the County Road leading from the Burtonport-Dungloe Main Road to a small cove near Burtonport. The culvert is quite adequate for the needs of the road, but recently the McNelis's decided to do some land drainage, and have put a number of land drains through their fields, with the result that the culvert is now too high. It seems to me that the provision of a new culvert for the benefit of their own lands is a private matter for the land-owners themselves, and that permission to build a new culvert across the road is all that they require."

The Council noted the report and decided to take no action in the matter.

1489/38. COMPLAINT RE DESTRUCTION OF FENCES ON LANDS AT KNATHER,
BALLYSHANNON - MINOR EMPLOYMENT SCHEME NO. 135, 1938/39.

A letter was read from Mrs. Bridget Elliott, Knather, Ballyshannon, Representative of Francis Burke, deceased, protesting against the destruction by the Council, without her authority, of fences on her lands. She had to keep her cattle housed all the time, as they could not be let out without a herd. She notified the Surveyor and the Ganger about this grievance, but the matter was not attended to.

A further letter was read from Mrs. Elliott stating that the Council, and not the Board of Works, were responsible for the damage done.

Mr. O'Reilly, Acting County Surveyor, stated that this was a Minor Employment Scheme, and that he had reported the full circumstances of the case to the Board of Works. Work on the Scheme had been stopped for the present, and he was arranging to have the entrance to the County Road left as it formerly was to prevent trespass.

The Council decided to take no action in the matter.

1490/38: DEPOSIT LODGED BY MRS! ANNIE J. McCAFFERTY, MOUNTCHARLES,
IN CONNECTION WITH OPENING OF PUBLIC ROADWAY.

A letter was read from Mrs. Annie J. McCafferty, Mountcharles, again applying for a refund of the deposit lodged by her in connection with a road opening.

The Acting County Surveyor stated that Mr. Lennon was arranging to have this deposit refunded on 31/12/1938.

1491/38. DEPOSIT LODGED BY MR. EDWARD MULLIN, DONEGAL, IN CONNECTION
WITH OPENING OF PUBLIC ROADWAY.

A letter was read from Mr. Edward Mullin, Bridge End, Donegal Town, applying for a refund of the deposit lodged by him in connection with a road opening which had been satisfactorily restored.

The Acting County Surveyor stated that the deposit had been refunded.

1492/38. DEPOSITS LODGED BY JAMES DUNDAS, BALLYSHANNON, IN CONNECTION
WITH THREE ROAD OPENINGS.

A letter was read from Mr. James Dundas, Plumber, Ballyshannon, applying for a refund of three deposits lodged by him in connection with road openings at Pettigo, Bundoran, and Ballyshannon, all of which had been restored.

The Acting County Surveyor stated that Mr. Dundas had been refunded two of his deposits, and the third would be refunded when the opening in Bundoran was made good.

1493/38. ABNORMAL TRAFFIC ON COUNTY ROAD, MAP NO. 793, GLENTIES AREA -
CONTINGENCY FUND.

Mr. O'Reilly, Acting County Surveyor, applied for a sum of £80 from the Contingency Fund for the repair of damage done by abnormal traffic to County Road, Map No. 793, Glenties Rural District.

He stated that this application arose out of his report to the Council in October, Minute No. 1154/38.

The application was granted unanimously.

1494/38. LOAN TO COVER PURCHASES OF ROAD MACHINERY.

The Secretary stated that the following expenditure had been incurred by the Acting County Surveyors on purchases of Road Machinery, and he suggested that the Council apply for a loan to cover the total cost:-

NORTHERN DIVISION.

Breaker and Tractor No. 31.....	£1,113	: 5	: 0.
Living-Van.....	£106	: 0	: 0.
Concrete Mixer.....	£199	: 0	: 0.
Tractor and two Trailers (Referred to in Minute No. 1399/1938).....	£654	: 5	: 0.

SOUTHERN DIVISION.

Breaker and Tractor No. 30.....	£1,095	: 0	: 0.
Tar Pressure Sprayer.....	£276	: 0	: 0.
Stand-by Boiler.....	£216	: 12	: 0.
Living-Van.....	£106	: 0	: 0.

TOTAL...£3,766 : 2 : 0.

The Council unanimously decided to apply for a loan of £3,700 to be obtained from the Council's Treasurer, and to be re-payable over a period of ten years.

1495/38. COMPLIMENTS OF THE SEASON.

At the conclusion of the Meeting, Councillor McIvor, who then occupied the Chair, extended the compliments of the Season to the Secretary and the Staff.

The Secretary suitably acknowledged.

Confirmed.

W. W. Macfarlane

Chairman of Co. Council.

31st January, 1939.