

The owners of the other lands adjoining the Avenue have for the most part refused or neglected, although frequently notified and requested so to do, to enter into any agreement, and continue to use the Avenue in such way as they think fit. The University authorities also require that certain streets which have been opened into the Yonge Street College Avenue without their consent by taking down the fences across the streets, shall be closed and the fences restored. If my memory serves me, the only entrances authorized since the execution of the original lease which provides for them at Grosvenor Street, St. Alban's or Wellesley Street, Bloor Street, Yonge Street, Queen Street and College Street, and Elm Street, Elizabeth Street, University Street and McCaul Street. There are other streets which have been opened into the Yonge Street College Avenue besides those above enumerated, in which no authority was ever obtained, so far as I know, and those openings are objected to as above stated.

Negotiations are now pending with reference to the opening of St. Joseph Street into the Park, and also what is known as the Queen's Park Drive across to St. George Street, between Sussex Avenue and Harbor Street. The draft agreement for those last named street openings, as submitted by the Solicitor for the University, Wm. Macdonald, Esq., is herewith enclosed for the information of yourself and of the other members of the Sub-Committee; also, a copy of the lease and agreement of 19th July, 1883.

Yours truly,

W. G. McWILLIAMS.

CXVIII.

*The City Clerk, Toronto.*

TORONTO, April 16th, 1884.

SIR:—I have been requested by the Board of Trustees for the University of Toronto to communicate to you the following resolution of the Board:

"That in view of the appropriation recently made or proposed to be made by the Corporation of the City of Toronto for expenditure in what was recently known as Queen's Park, the Bursar be requested to call the attention of the Mayor to the fact that the lease made between the late Bursar and the Corporation of the City of Toronto, dated the 1st day of January, 1859, has been cancelled by judgment of the High Court of Justice."

I have the honor to be, sir,

Your obedient servant,

J. E. BERKELEY SMITH,

*Bursar.*

*John Irwin, Esq., Chairman, Committee on Property.*

CXXIX.

ATTORNEY-GENERAL *ex rel* SMITH v. THE CITY OF TORONTO.

APRIL 28th, 1884.

*His Worship the Mayor, Toronto.*

MY DEAR MR. MAYOR,—In accordance with the decision arrived at in our conversation a few days ago, I yesterday made application to the Honourable Chief Justice