

**Railway Ties—
Contract No. 38.**

932. Did he frame the advertisement for the tenders, or was it framed here, directing them to be addressed to him?—The order to receive tenders was given by the Department to Mr. Marcus Smith, the Acting Chief Engineer. I cannot say at this moment whether he prepared the advertisement here, or instructed some of his assistants to do so in Winnipeg.

Management left
to Marcus Smith.

933. Was the management of the matter then left to Mr. Smith's arrangement?—It was.

934. Do you remember whether the account given by Mr. Nixon of the selection of the person to receive the contract was satisfactory to the Department or not?—Yes; it was, at the time, considered as the best thing that could be done.

Nixon had made
a proper selec-
tion.

935. Do you mean that he had made a proper selection?—Yes.

On 29th Oct., 1879,
contract taken
out of contrac-
tor's hands in
consequence of
delays.

936. Was this contract fulfilled by the contractor?—At page 129 of Mr. Fleming's general report of 1879, Mr. Fleming reports that on the 29th of October the contractor had only delivered 86,808 ties, and as the tracklaying of the Pembina Branch was being delayed in consequence the contract was taken out of the contractor's hands and a sufficient quantity furnished by the Department at his expense.

937. Have you any further knowledge of the matter of this contract, or would it be better obtained from the engineer or any other person?—I refer you to the engineer.

Tender was ac-
cepted by Order-
in-Council.

938. Do I understand that there is an Order-in-Council?—There is an Order-in-Council accepting Robinson's tender.

939. Have you that Order to be produced?—I have not; but I can get a copy of it.

940. As to the payments on account of these different matters, have I understood you to say that we had better ask the engineer or accountant as to the particulars, or will you be prepared to furnish them?—The engineer and accountant will know quite as well as I can.

Nixon left em-
ploy of Dept. in
1879, the position
he held having
been abolished.

941. Is Mr. Nixon still in the employ of your Department?—No.

942. Do you know about what time he ceased to be in the employ of the Government?—In 1879.

943. Did he resign, or was he removed?—The position he had was abolished.

944. Was that the subject of an Order-in-Council?—I am not prepared to answer that.

OTTAWA, Thursday, 19th August, 1880.

TOUSSAINT TRUDEAU's examination continued:

By the Chairman:—

945. There were some papers asked for yesterday, which you thought you would be able to get to-day. Have you brought them?—They are now being copied.

946. Is there any other contract relating to the Pembina Branch besides those which we considered yesterday?—Yes.