

make in the siding leading to the brick works of Robert Davies, on the east side of Bay View avenue, in the township of York. I also forward copy of a resolution passed by the township council consenting to the construction of the new track across Bay View avenue. You will note that this resolution practically gives permission covering both the old track, which has been laid for some time, and the proposed track of the new siding or extension. The book of reference shews that the only lands affected are those belonging to this company and Mr. Davies. I beg to make application for an order authorizing this company to make the changes and extensions referred to, and submit a draft of the order. You will notice I have added a clause at the end approving and ratifying the construction of the old siding, shewn on the blue print in white. I presume there will be no objection to the order being issued without publication of a notice, as all interests affected have given their consent. I will forward a tracing on linen of the plan, within a day or two, but meantime perhaps the matter may be considered. . . ."

And on 5th January, 1905, the following ex parte order was made by the Board: "In the matter of the application of the Grand Trunk Railway Company of Canada . . . upon the recommendation of the chief engineer of the Board approving of the said plan, profile, and book of reference, and the consent of the municipality of the township of York to the laying of the said tracks across Bay View avenue . . . :—It is ordered that the said Grand Trunk Railway Company of Canada be and it is hereby authorized to make said changes and extensions of said sidings by constructing a siding from a point on their railway on lot 18 in the 2nd concession from the Bay in the township of York, across Bay View avenue to their tracks at present laid on the brick works property of Robert Davies, on lot 13 in the 2nd concession of the said township, and by extending their tracks as at present laid on said lot 13 across the river Don to the paper mills of the said Robert Davies, on the east side thereof, according to said plan, profile, and book of reference; that the construction, maintenance, and operation by the Grand Trunk of the sidings already laid, and the crossing of Bay View avenue thereby, as shewn on the said plan, is hereby approved and ratified."

It will be observed that the application upon which this order was made states that all interests affected have given their consent. As a matter of fact, this statement was