

Canada, with an attachment, if he baptised, performed marriages, or attended funerals, pending the said prosecution against him, which has laid your Honors' petitioner under what he humbly conceives to be an unconstitutional burthen or disability of performing these parts of his pastoral duty, otherwise than as a criminal acting in defiance of the law, to the no small injury of his character and the peace of his congregation.

That this unjust prosecution, brought into the Criminal Court of King's Bench in the form of an information quo warranto, 23d March, 1803, your Honors' petitioner has not been yet able to bring to an issue, notwithstanding his humble and earnest petitions to his Majesty's Lieutenant Governor, Sir Robert Shore Milnes, and to the honorable Court of King's Bench for that purpose, presenting to his excellency the said Lieutenant Governor a testimonial of his having been solemnly set apart to the work of the gospel ministry, and acknowledged as an ordained minister of the Christian faith, by the Independent divines of Great Britain, together with a declaration of the said congregation of protestant dissenters in Quebec, setting forth that your Honors' petitioner is their acknowledged pastor in all holy things.

That your Honors' petitioner humbly prays for permission to submit to the wisdom of your honorable House, whether the imprisonment and injury which he has suffered in his character and property, be not a breach of the privileges of your honorable House, contrary to the aforesaid forty-second section of the aforesaid act of your honorable House, passed in the the thirty-first year of his Majesty's reign, which renders it unlawful for the legislative or executive powers of either of the Canadas, to create or impose any penalties, burthens, disabilities, or disqualifications in respect of any religious form or mode of worship, without the concurrence of the British Parliament, and whether therefore the present matter of the complaint of your Honors' petitioner, be not properly a subject for the cognizance and judgment of your honorable House.

And that your Honors' petitioner most humbly and earnestly prays your Honors to take the proceedings against him and the griefs he has endured, into your immediate consideration, granting him such relief and protection as in your wisdom may seem most suitable to the pain and loss he and his congregation have sustained, and to adopt such measures