

No. IV.

Letter from Lieut. Col. GLEGG, Secretary, &c. to J. STUART, Esq. Attorney General.

CASTLE OF ST. LEWIS,
Quebec, 19th January, 1831.

Sir,

I am directed by His Excellency the Administrator of the Government, to transmit to you, the accompanying two applications from Messrs. Neilson, Duchesnay, and Wilson, Justices of the Peace, soliciting the professional assistance of the Advocate General, in certain suits or actions, tried before them, the decisions in which are about to be removed to the Court of King's Bench, by writs of "*Certiorari*;" and I am to request, that you will state your opinion, as to the course it would be advisable to adopt, in regard to these applications for the assistance of the Advocate General, instead of your's, on the ground of your having already delivered an opinion in opposition to the decisions given by the applicants in the cases in question.

I have the honor to be, Sir,

Your most obedient humble servant,

(Signed) J. B. GLEGG, Secy.

Please return me the two enclosures.

Honble. James Stuart, Attorney General.

True Copy, J. STUART.

No. V.

Here follow the applications referred to in the foregoing Letter.

Quebec, 14th January, 1831.

Sir,

We beg leave to acquaint you that we have been served, some weeks ago, with a notice, informing us, that a certain conviction at the suit of George Linton, *qui tam*, against Elie Boucher, rendered on or about the 30th of November, last, is about being removed in the Court of King's Bench by virtue of a Writ of *Certiorari* prayed for on behalf of the Defendant. This conviction took place on information filed against the Defendant, for distributing Liquors to Indians without Licence, at a place called Portneuf, in the County of Saguenay, in the District of Quebec. We are, therefore, desirous to secure the assistance of one of the Law Officers of the Crown on our behalf (as convicting Magistrates) not only to support the judgment by us rendered, but also to afford us the necessary legal assistance, to make out such conviction in due form of Law;—and as we are aware, from an opinion given by the Attorney General, that he differs materially with us, in the matter in question, we, therefore, respectfully solicit the professional assistance of the Advocate General, whose opinion on the question accords perfectly with our own.

We have the honor to be, &c. &c. &c.

(Signed)

J. NEILSON, J. P.
J. B. DUCHESNAY, J. P.
THOS. WILSON, J. P.

Lieut. Col. Glegg, Civil Secretary.

True Copy, (Signed) J. B. GLEGG, Secy.