

a fair opportunity of making his defence before he was publicly disgraced and dishonoured. In the present instance, the Governor, knowing himself to be then actually under recall, yet took upon himself to remove the Chief-Justice suddenly, without inquiry, and without allowing a defence, because in his place in Council he had presumed to speak his opinion, and to propose measures not consonant to the Governor's ideas. It is unnecessary that the Chief-Justice should make protestation of his loyalty; his past conduct places it above suspicion; and he trusts he shall convince your Lordships that on this occasion also he has done only his duty in Council, by concurring in opinion with some of the principal servants of the Crown in that country, and by using his endeavours that the King's instructions, and the act of Parliament for the government of the Province, might be obeyed: yet whenever he had made such representations as he conceived his office and a due attention to law and justice required of him, he submitted to whatever was determined, and has always endeavoured to give the best appearance to those measures he had privately disapproved, when once they were adopted publicly as measures of Government; as often as his advice has been asked, this has been his conduct, and the Governor will not, he cannot, give an instance to the contrary.

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