

said Church, thereby forfeiting all claim to participate in the benefits derivable from said fund.

That the said defendants are about to pay, and in some cases have paid to those who have seceded as aforesaid, certain allowances and stipends from the said fund, to which they would have been entitled, if they had remained in connection with the said Church, but which they have forfeited, and are not entitled to receive, by reason of their said secession and departure from the said Church.

That the said defendants are immediately about to divert said fund from the purposes for which it was originally created, in favour of the said Presbyterian Church of Canada, in connection with the Church of Scotland, and to permit the same to pass under the control of the said voluntary association unconnected with the said Church, and to go ultimately to the benefit of the said voluntary association.

That the original grants from which the said fund emanated, and all the subsequent additions in aid thereto, were intended for the benefit of, and belong to those who maintain their connection with the said Presbyterian Church of Canada, in connection with the Church of Scotland.

That the defendants have been protested notarially, copy of which is herewith filed, and forewarned not to divert the said fund from the purposes for which it was created originally, as formed, and not to pay any portion of the said fund to the ministers who have seceded from the said Church; but defendants have without legal right, or authority therefor, paid divers stipends and allowances out of said funds, contrary to such protest to those who have so seceded, and were not entitled to receive the same.

That the plaintiff, as a member and minister of the said Church, as a member of the Synod thereof, and as a member of the said Board, will be personally injured, unless the said defendants are restrained and enjoined from diverting the said fund from its original and legal object, and ordered by this Honorable Court to hold said funds solely for the benefit of those originally intended and entitled to participate in it, to wit:—those who maintain their connection with the Presbyterian Church of Canada, in connection with the Church of Scotland.