

refused to take it. It was about a quarter past nine on Sunday morning. He said there was twenty-eight days rent due. I offered him the quarter's rent, but he would not take it—he made some remark about my father being excluded. I was going up to my pew when he tapped me on the shoulder, and said that the place was locked up—by the place he meant the pew. I have been in the habit of going there as long as I can remember.—Keefe has been Sexton two or three years.

Cross-examined—The assault spoken of occurred on Sunday the first day of July—my father attended Chapel until he was excluded in May—my father was in the Chapel on the 29th June, on Friday—he was not there in May—did not mean to say that my father regularly attended Chapel up to the first of July. When we went to Chapel on the 1st of July we went there expecting to be refused admittance. Mr. Keefe called upon my father on the afternoon of 29th June, for what purpose I know not. I was with my father on that day—I don't think the Clergymen knew my father was going to the Chapel. I do not know that my father was entreated not to go—I do not know that Mr. Joseph Quinnan was to see my father on this day. I believe had I attempted to enter the Chapel I should have been allowed to do so. Keefe had hold of my father by the back of the collar, and his shirt was torn—I did not hear him say, "You know, Mr. Carten, you have been excluded from the altar, and I can't let you in." I heard my father say he would go into his own pew. I never heard Mr. Keefe give a reason why my father was excluded. I went with my father to assert a right which I had reason to know would be resisted—the pew rent had been paid the quarter before—Keefe was willing to accept the pew rent from me up to the time when my father had been excluded. When my father said he would go in Keefe and Gowan took hold of him.

Mathew Young—I was present at chapel on the day mentioned—I saw Mr. Gowan on the left and Mr. Keefe walking up and down—I said to a person I think there is something going on to day—I then heard a voice say here he comes—I stepped to the door—Mr. Keefe was standing before Mr. Carten—Mr. C. asked what had he done, and told Keefe to bring the

Bishop and he would submit. I did not hear what Keefe said. Some one in the crowd said, "*you had time enough to arrange matters before.*" I wheeled round, and said—you had better mind your own business—I then turned again and saw Mr. Carten whipped into the street, where they whipped him too I don't know for I saw no more of him. Mr. Carten did not act violently—I saw the tears standing in his eyes—I saw his daughter standing on his left side—I have been a member of that congregation for 18 years, for 9 or 10 years that I knew Mr. Carten I very seldom missed him from his pew—was recommended to Mr. Carten as a good Boot and Shoe maker—I know that Mr. Carten attended church regularly up to May last.

Cross-examined. I heard through the week that Mr. Carten was to be expelled—I did not see all this transaction—Mr. Carten's manner was mild—he seemed about to cry—I did not hear him make use of oaths—he attempted to force his way in—there was a lot of persons collected there—I only saw and heard a part of what occurred.

William Stokes called but did not answer.

Richard Nugent, sworn. Knows the Sexton, Keefe. He receives the Pew Rent; don't know to whom the Rent is paid by Keefe, nor by whom he was appointed. Believes the money is paid to his Lordship the Bishop. Never troubled himself about these matters. Holds a pew in St. Patrick's. At a meeting in St. Mary's last winter, Mr. Carten spoke, and said he had been a pew-holder nearly 30 years—his Lordship the Bishop said in reply, he hoped he would continue to be a pew-holder 30 years longer.

James Tobin—I served the paper I hold in my hand at the office of Messrs Young & West. The paper was a notice directed to his Lordship the Bishop to produce a letter from Mr. Ritchie as Mr. Carten's Attorney to his Lordship.

A copy of the letter was put in and read.

James Tobin—Knows nothing of any answer having been returned to this letter.

Joseph Quinnan, sworn. Is a member of St. Mary's congregation—don't know positively by whom the Sexton is appointed. Mr. Keefe receives the pew rent, and the door collection, and the amounts for