

# MINUTES

OF THE

Synod of the Presbyterian Church of Canada, in connection  
with the Church of Scotland, begun at Williamstown,  
the 16th day of September, and concluded  
the 22nd day of Sept., 1835 years.

## SESSION V.

### DIET I.

Williamstown Church, 16th September, 1835.

The Synod met this day.

The Rev. Archibald Connel, Moderator, being indisposed, a sermon was preached by the Rev. George Cheyne, from Phillipians, Chap. second, Verses twelfth and thirteenth, "Work out your own salvation, &c."

Thereafter the Ministers and Ruling Elders convened, and the Rev. John Machar, the former Moderator, constituted the Synod with prayer.

The Synod Roll being made up and called, the Members marked present, answered to their names.\*

#### 1. PRESBYTERY OF GLENGARY.

<i>Ministers.</i>	<i>Elders.</i>	<i>Congregations.</i>
John McKenzie.....	John McGillivray.....	Williamstown.
Arch. Connel.....	Peter McIntyre.....	Martintown.
Hugh Urquhart.....	Hon. Arch. McLean....	Cornwall.
Alex. McNaughton.....	Murdoch McPherson....	Lancaster.
John McIsaac.....		Lochiel.

#### 2. PRESBYTERY OF QUEBEC.

.....		Quebec, St. Andrew's.
James Somerville, }		
Henry Esson, }	..... Thomas Blackwood..	Montreal, St Gabriel St.
Alexander Mathieson....	James Fleming..	Mon'real, St. Andrew's.
John Clugston.....		Quebec, St. John's.
John Taylor.....	Alexander Haddan....	Lachine.
.....		Georgetown.
David Brown.....	William Brown.....	Valcartier.
William Mair.....		Grenville and Chatham.

\*The Sederunt of the First Diet has not been embodied in the written Record; but, from other papers, it appears to have been as follows:—

Sederunt—Mr. John McKenzie, Mr. Alexander McNaughton, Mr. Alex. Mathieson, Mr. John Cruickshank, Mr. Thomas C. Wilson, Mr. William McAlister, Mr. John Smith, Mr. John Fairbairn, Mr. Geo. Romanes, Mr. John Machar, Mr. John M. Roger, Mr. Thomas Alexander, Mr. Robert McGill, Mr. George Cheyne, Mr. Alexander Gale, Mr. Henry Gordon, Mr. Andrew Bell, Mr. James George, Mr. William McKillican, Mr. Donald McKenzie, and William T. Leach, *Ministers*; together with Mr. Peter McIntyre, Mr. Murdoch McPherson, Mr. Thomas Blackwood, Mr. James Fleming, and Mr. John Robson, *Elders*.

<i>Ministers.</i>	<i>Elders.</i>	<i>Congregations.</i>
Duncan Moody .....		Dundee.
.....		Leeds.
Walter Roach.....	R. H. Norval.....	Beaubarnois.
Edward Black....	Robert Armour.....	Montreal, St. Paul's.
William M. Walker.....	George Danskin.....	Huntingdon.
James Anderson.....		Ormsdown.
.....		Beechidge.

3. PRESBYTERY OF BATHURST.

John Cruickshank.....	Donald Kennedy.....	Bytown.
Thomas C. Wilson.....	John Robson .....	Perth.
Wm. McAlister.....	Robert Mason .....	Lanark.
John Smith.....		Beckwith.
John Fairbairn.....	Alexander Erskine.....	Ramsay.
Geo. Romanes.....	Wm. Elliott.....	Smith's Falls.

4. PRESBYTERY OF KINGSTON.

John Machar.....	John McLean.....	Kingston.
James Ketchan.....		Belleville.
John M. Roger.....	John Hutchison.....	Peterborough.
Thomas Alexander.....		Cobourg.

5. PRESBYTERY OF TORONTO.

Alexander Ross.....		Aldborough
Robert McGill.....	Jas. Lockhart.....	Niagara.
Geo. Cheyne.....		Amnerstburgh.
James Smith.....		Guelph.
P. McNaughton.....		Vaughan.
Mark Y. Stark.....	Wm. Craigie.....	Dundas and Ancaster.
Alexander Gale.....	Andrew Steven.....	Hamilton.
Peter Ferguson.....	T. Barber.....	Esquesing.
Henry Gordon.....		Newmarket.
Andrew Bell.....	Edward W. Thomson....	Toronto Township.
Duncan McMillan.....		Caledon.
James George .....	Adam Bell.....	Scarborough.
Wm. Rintoul.....	Garry Camp.....	Streetsville.
Wm. McKillican.....	William Sutherland.....	West Gwillimbury.
D. McKenzie.....		Zorra.
Wm. T. Leach .....		City of Toronto.

Mr. Alexander Mathieson craved leave to enter his protest against the names of certain Ministers in the Roll of the Presbytery of Toronto, viz., Mr. Peter Ferguson, Mr. Andrew Bell, Mr. James George, and Mr. Duncan McMillan, on the ground of their not being Ministers of the Church of Scotland; and also against the names of certain Elders, viz., Mr. Thomas Barber, Mr. Edward W. Thomson, and Mr. Adam Bell, as not representing Congregations in communion with said Church, and his protest was received and ordered to be recorded.

The Synod then proceeded to the election of a Moderator, when the Rev. John Cruickshank, of Bytown, was nominated and chosen to that office.

The Minutes of last Session were read and approved of.

Mr. Robert McGill's reasons of dissent from the decision of last Synod, on the motion of Mr. Alexander Mathieson, respecting the Roll of the

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Presbytery of Toronto, were read, when Mr. Alex. Gale, Mr. George Cheyne, Mr. Thomas C. Wilson, Mr. William McAlister, and Mr. Henry Gordon, gave in their adherence to the same.

The reasons of dissent were ordered to be engrossed in an appendix.

A Committee of Bills and Overtures was appointed, viz. :—The Moderator and Clerk *ex officio*, Messrs. John McKenzie, Alex. Mathieson, Thomas C. Wilson, George Cheyne, and Alexander Gale, *Ministers*; and Messrs. Thomas Blackwood and James Fleming, *Ruling Elders*; to meet immediately after the adjournment of Synod for the preparation of business.

The following was appointed a Committee to examine the Records of the Synod and Commission, viz., Messrs. Alexander Gale, William T. Leach, Thomas Alexander, Alex. Mathieson, John Smith, and Alex. McNaughton, *Ministers*; and Messrs. J. McLean and Thos. Blackwood, *Ruling Elders*, to report on Saturday morning at Ten o'clock.

The Records of Presbyteries were ordered to be laid on the table, and the following Committees were appointed to examine them, viz., Messrs. Fairbairn, Leach and Gale, *Ministers*; and Thomas Blackwood, *Ruling Elder*; to examine the Records of the Presbytery of Glengary.

Messrs. Cheyne, Smith and Alexander, *Ministers*; and John Robson, *Ruling Elder*; to examine the Records of the Presbytery of Quebec.

Messrs. McKenzie, Machar, and Rogers, *Ministers*, and Mr. John McGillivray, *Ruling Elder*, to examine the Records of the Presbytery of Bathurst.

Messrs. Romanes, McNaughton, and Gordon, *Ministers*, and Mr. John McGillivray, *Ruling Elder*, to examine the Records of the Presbytery of Kingston.

Messrs. Thomas C. Wilson, McAlister, and Mathieson, *Ministers*, and John McLean, *Ruling Elder*, to examine the Records of the Presbytery of Toronto,—the first names on the Committees to be Conveners respectively, to report on Friday morning at Ten o'clock.

The Synod ordered all Reports and Papers from Presbyteries and Committees to be given into the Clerk this evening, to be laid before the Committee of Bills and Overtures.

The following was appointed a Committee to report on the financial affairs of the Synod, viz. :—Messrs. Gale, Mathieson, Leach, Machar, Bell, McNaughton, Rintoul, and George, *Ministers*; and Messrs. Blackwood and Fleming, *Ruling Elders*; Mr. Gale to be Convener, to report

on Saturday, at Ten o'clock, A. M. Presbyteries were enjoined to give in a statement of all matters on which the Committee have to report.

The Presbyteries of Toronto, Kingston, and Bathurst craved leave to meet for competent business any time during the present session of Synod. Leave was granted.

It was resolved to devote an hour for reading the Scriptures, and prayer, every morning before commencing the business.

The Synod adjourned until to-morrow at Nine o'clock, A. M., and was closed with prayer.

## DIET II.

*Williamstown Church, 17th September, 1835.*

The Synod met, pursuant to adjournment, and was constituted with prayer.

On the call of the Moderator, the Rev. John Fairbairn read the Scriptures and prayed.

Messrs. John Clugston, Henry Esson, John Taylor, Duncan Moody, Hugh Urquhart, Peter Ferguson, and William Rintoul, *Ministers*; and Messrs. John McGillivray and John McLean, *Ruling Elders*, appeared and were added to the Sederunt.

The Minutes of last Diet were read.

The Committee of Bills gave in their report, when in terms of the recommendation thereof, the Synod called for the report of the Presbytery of Toronto in the case of Mr. David McKenzie, which was read and approved of, the tenor whereof follows:—

“That with reference to the injunction of Synod respecting Mr. David McKenzie, they appointed a Committee, consisting of Messrs. Gale, Ross, Ferguson, and Stark, to visit the Congregation of St. Thomas.

“The said Committee met at St. Thomas on the Twenty-sixth day of November last, and the Congregation being assembled, they intimated to them the deposition of the said Mr. David McKenzie from the office of the Holy Ministry by the Presbytery of Tongue, and explained to them that he could not be acknowledged by the Church Courts here as a Minister of the Church of Scotland, and that such persons as should adhere to him under these circumstances, virtually separated themselves from that Church. The Presbytery further report that this Committee, through the exertions of Mr. Ross, one of their number, had procured an order from the Court of Quarter Sessions for the London District, prohibiting the said David McKenzie from celebrating marriages for one year.”

Next the Report of the diligence of the Presbytery of Glengary was

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produced, read and approved of; and the Extracts from the Records of the Presbytery of Kintyre, and also, the Extract from the Records of the Commission of the General Assembly of the Church of Scotland, referred to in said Report, were ordered to be recorded: the tenor whereof follows:—

“At Edinburgh, the Fourth day of June, One Thousand Eight Hundred and Thirty-four years, which day the Commission of the General Assembly of the Church of Scotland took up the references from the Presbytery of Kintyre in the cause of the Parishioners of Kilchoman against Mr. Alexander Campbell, Minister of the Parliamentary Church at Portnahaven.”

“Parties being called, there appeared for the libeller, Thomas Maitland, Esq., Advocate; for Mr. Campbell, Alexander McNeil, Esq., Advocate; and Mr. McArthur, Mr. Cameron, and Mr. Kelly, for the Presbytery.

“Parties having been heard, were removed;—after reasoning, it was moved, seconded, carried and agreed to without a vote, that the Commission sustain the reference and approved of the conduct of the Presbytery of Kintyre, find it proven that Mr. Alexander Campbell committed fornication with Marion McArthur, servant in his house at Portnahaven, as charged in the libel,—further find it proven as set forth in the said libel, ——— find that the crimes so proven do infer deposition of the said Alex. Campbell, and remit to the Presbytery of Kintyre to pronounce the said deposition. Accordingly parties being called in and the sentence intimated, Mr. Matthew Norman McDonald, writer to the Signet, on the part of the libeller, and Mr. Alexander Cameron for the Presbytery, severally took instruments and craved extracts. Extracted from the Records of the Commission of the General Assembly of the Church of Scotland by John Lee, Clk. Eccl., Scotland.”

“At Bowmore, in the Island of Islay, on the Twenty-eighth day of July, One Thousand Eight Hundred and Thirty-four years, which day the Presbytery of Kintyre being met and constituted (inter alia), there was produced and read, a warrant granted to Mr. Adair, Sheriff's officer in Islay, to cite Mr. Alexander Campbell, Minister of the Parliamentary Church of Portnahaven, for the third time, with the officer's execution of said warrants, which bears that he had legally cited on the seventeenth day of July current, the said Mr. Alexander Campbell, by fixing a copy of said citation in the keyhole of the most patent door of the manse of Portnahaven, in the presence of Norman McLean and Peter McGillivray, both residing in Portnahaven, after having given three audible knocks without obtaining admittance.

“The Moderator then ordered the Church officer to call the aforesaid Mr. Alexander Campbell three several times at the door of the Church of Bowmore, which being done Mr. Campbell failed to compear.

“The Presbytery having taken a serious review of their whole proceeding in this important case, caused the Clerk to read the three several warrants granted by them, and the execution of them by the officer, and also the deliverance of the Commission of the General Assembly of

date the Fourth of June last, find the whole to be regularly and legally executed, that the forms prescribed in such cases have been duly observed by them by their having cited Mr. Alexander Campbell three several times and he having failed to compare, thereby added contumacy to the crimes of fornication, fraud and wilful imposition found proven by the aforesaid deliverance of the Commission of the General Assembly, the Presbytery accordingly in terms of the injunction contained in said deliverance proceeded to pronounce deposition against Mr. Alexander Campbell in the same manner as if he were personally present. The Presbytery therefore, after prayer, and in the name of the Lord Jesus Christ, sole King and Head of the Church, and in virtue of the power and authority committed by Him to them, did, and hereby do depose Mr. Alexander Campbell from the office of the Holy Ministry, prohibiting and discharging him from exercising the same or any part thereof in all time coming. And the Presbytery did and hereby do declare the Church and Parish of Portnahaven vacant from this date, and the Moderator having intimated this sentence from the Chair, Mr. ——— was appointed to preach in the Church of Portnahaven on Sabbath the tenth day of August and give public intimation of the same from the Pulpit. Extracted from the Records of the Presbytery of Kintyre. Signed, Donald Smith, Clerk Presb."

Mr. Mathieson, as convener of the Committee on Synodical Correspondence reported verbally that he had received a letter from the Rev. Robert Wilson, Clerk of the Presbytery of New Brunswick, in which it was stated that the Presbytery and Synod of Nova Scotia would forthwith take this subject into their consideration, but that no further progress had been made in this business.

The Report of the Committee on Calls and Constitution of Churches was next called for, when the Convener stated that he had no report, as it had been found impracticable to convene the Committee. A new Committee was appointed, viz:—Messrs. Clugston, Leach, Gordon, Gale, Esson, Rogers, Mathieson, McAlister and Smith, *Ministers*, and Messrs. McGillivray, Blackwood and Fleming, *Ruling Elders*, with power to add to their number. Mr. Clugston to be convener, to report with all convenient speed.

There was produced and read the copy of a letter from the Rev. Dr. Patric. McFarlane, late Moderator of the General Assembly, addressed to the Convener of the General Assembly's Committee on Colonial Churches, dated London, second July, Eighteen Hundred and Thirty Five, and transmitted by him to this Synod, as also an extract from a despatch of the Earl of Aberdeen, Secretary for the Colonies, which were ordered to be kept in retentis. And the Synod appointed the following a Committee to prepare a draft of a Memorial to the Colonial Secretary for an addition to the grant already made by His Majesty's Government towards the support of the Ministers of this Church in Upper Canada, and also a draft of a Memorial in behalf of the Ministers in both Provinces to the Royal Commissioners sent this year to Canada,

viz:—Messrs. and John vener; to

The Synod Mr. Thomas of Quebec. son's reasons were read.

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viz.:—Messieurs McNaughton, Esson, Taylor, and Romanes, *Ministers*, and John McLean, Esq., *Ruling Elder*,—Mr. McNaughton to be Con- vener; to report on Monday, at Ten o'clock, A. M.

The Synod next proceeded to consider the dissent and complaint of Mr. Thomas Blackwood against certain proceedings of the Presbytery of Quebec. Mr. Blackwood's reasons of dissent, as also Mr. Mathie- son's reasons of protest and appeal against the regularity of said meeting were read.

The Synod agreed to defer the consideration of this case until next Diet, and added to the Committee already appointed on the Records of the Presbytery of Quebec, Messrs. Gale, McNaughton, Leach and McLean, with instructions to report specially on the legality of the meeting protested against.

The Synod next proceeded to the consideration of the Petition of Francis Allan and others, respecting certain differences existing in St. Andrew's Church, Perth, when the following documents connected with it were put in and read, viz.:—An Extract of a Minute of the Presbytery of Bathurst in reference to the Constitution approved of by them for the Church of Perth; a copy of a Constitution approved of by a majority of said Congregation; a Minute of a meeting held at the Church in Perth on the Twenty-seventh day of December, One Thou- sand Eight Hundred and Thirty-four; a Minute of a meeting held in the same place on the Third of January, Eighteen Hundred and Thirty Five; a reference from certain members of said Congregation to the Presbytery of Bathurst for advice; and lastly, reasons of protest against the proceedings of the Presbytery of Bathurst by Mr. Allan.

Parties being called to the bar, there appeared in behalf of the Peti- tioners, Mr. Francis Allan, Dr. Wilson, and William Morris, Esquire. Mr. Allan was heard in support of the Petition. Mr. John Robson was heard in his own behalf as a member of that part of the Congregation who received the Constitution approved of by the Presbytery. Next were heard in behalf of the Presbytery, Mr. John Fairbairn, M. Wil- liam McAlister, and Mr. Thomas C. Wilson. Dr. Wilson, and Mr. Morris were heard in reply.

The hour of adjournment being come the Synod agreed to hear Mr. Morris in continuation at next Diet, and adjourned until to-morrow at Nine o'clock, A. M., and was closed with prayer.

DIET III.

*Williamstown Church, 18th September, 1835.*

The Synod met, pursuant to adjournment, and was constituted with prayer.

At the call of the Moderator, Mr. William Rintoul read the Scriptures and prayed.

The Minutes of last Diet were read.

The Rev. John McIsaac took his seat.

Mr. Morris was heard in continuation, and parties were removed. After lengthened deliberation, it was agreed, on the motion of Mr. Mathieson, seconded by Mr. Gale, "That the Synod finds that the Constitution framed on third January, Eighteen Hundred and Thirty Five, cannot be sustained in so far as the provision it makes for the dismissal of Elders, and the dissolution of the pastoral connection, involves matters on which the Congregation is incompetent to decide, and which have been determined in this case contrary to the laws and practice of this Church; declares the said Constitution null in these respects; disapproves of the Constitution framed on the Twenty-first January, Eighteen Hundred and Thirty-five, as being inconsistent in some of its details with the rights of certain parties connected with the Church; disapproves of the proceedings of the Presbytery of Bathurst in the approbation they record of the latter constitution, and order their whole Minutes respecting the same to be expunged: and in respect to the great heats and divisions that have arisen in the Congregation of Perth about said Constitution, appoint the commission of Synod to proceed forthwith to Perth, with authority to enquire into the origin of the same, and to use their endeavours to remove the causes thereof, and enjoin the Presbytery of Bathurst to give effect to the decision of the Commission in so far as they Presbyterially may.

Parties were then called in and the decision read to them.

Mr. Thomas C. Wilson craved extracts, which were granted.

The Report of the Special Committee on the Records of the Presbytery of Quebec was called for, read and sustained, the tenor whereof follows:

"That they can perceive no essential irregularity in the appointment of the meetings in question, and it appears to them that the protest of Mr. Mathieson ought not to have been entertained by the Presbytery, inasmuch as he was not personally present in taking it, and it does not appear that he had any proper means of ascertaining the nature of said proceedings when said protest was taken."

The Synod then resumed the case of the dissent and complaint of Mr.

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Blackwood ; his reasons of dissent were read, as also an extract of Mr. Mathieson's adherence to the same, and then in order the following Documents :—a Deed of Mr. Taylor's election by a Committee of the Pewholders of St. Andrew's Church, appointed under an act of incorporation. Extracts from the Minutes of said Committee of Twelfth March, One Thousand Eight Hundred and Thirty-Five, containing the Deed of the election of the Minister ;—Engagement for a Bond of stipend ;—Mr. Taylor's letter of acceptance of the election, addressed to the Chairman of the Committee ;—Memorial of date Nineteenth June, of certain Pewholders of St. Andrew's Church to the Committee of election, recommending Mr. Walker, together with the adherence of other members of the Congregation to said Memorial, and also an act of the Committee respecting said Memorial ;—A Petition of the same parties, consisting of sixty Pewholders, to the Presbytery of Quebec ;—Minutes of Committee dated Fifteenth September ;—A copy of an Act of the Provincial Parliament of Lower Canada, incorporating said Church ;—Copy of a Petition from the Pewholders, dated Eleventh of August, Eighteen Hundred and Thirty-Five, opposed to the nomination of Mr. Taylor ;—Extract of a Minute of Pewholders certifying, *inter alia*, the appointment of Dunbar Ross, Esq., Advocate, to be their Commissioner.

The Synod deferred the consideration of the case until next Diet, and adjourned until to-morrow at Nine o'clock, A. M., and was closed with prayer.

#### DIET IV.

*Williamstown Church, 19th September, 1835.*

The Synod met and was constituted with prayer.

On the call of the Moderator, Mr. Thos. C. Wilson read the Scriptures and prayed.

The Minutes of last Diet were read.

Mr. Archibald Connel took his seat.

The Synod took up the case of St. Andrew's Church, Quebec. Mr. Blackwood and Mr. Esson were heard in support of the dissent. There was no appearance on the part of the Presbytery of Quebec, but written answers to reasons of dissent addressed to the Moderator by Mr. Walter Roach were put in and read. Mr. Esson was heard in reply. Dunbar Ross, Esq., was heard on the part of certain Pewholders and sitters in said Church, petitioners against the election and settlement of Mr. Taylor. Parties being removed, Mr. Taylor tendered to the Synod the resignation of his claims founded on his election to the said Church.

After long reasoning the Synod deferred giving a decision, and adjourned until Monday at Nine o'clock, A. M., and was closed with prayer.

## DIET V.

*Williamstown Church, 21st September, 1835.*

The Synod met, pursuant to adjournment, and was constituted with prayer.

On the call of the Moderator, Mr. James George read the Scriptures and prayed.

The Minutes of last Diet were read.

The Hon. Archibald McLean, *Ruling Elder*, took his seat.

The case of St. Andrew's Church, Quebec, being resumed, the following decision was on motion adopted:—"Sustain the dissent of Mr. Blackwood, reverse the proceedings complained of, disapprove of said proceedings as precipitate and irregular, and inasmuch as Mr. Taylor has withdrawn his acceptance of the election, instruct the Presbytery to suspend farther proceedings in the case until a new election be made, and concur in a call subscribed by a majority of the Electing Committee, enjoining the Presbytery to proceed with much caution in the case, and to use their best endeavours by conference with the corporation of St. Andrew's Church and the Electing Committee of the same, to procure, previously to such new election and call, the framing of such regulations as may secure the concurrence of a majority of Pewholders; and the Synod further resolves, to record its entire approbation of Mr. Taylor's conduct in the whole proceedings as having been marked by the highest integrity and discretion, especially in withdrawing his claims with such disinterested regard to the peace and welfare of that Church."

Against this decision Messrs. Fairbairn, Wilson, and McAlister entered their dissent in their own names and in the names of those that may adhere to it, for reasons to be given in due time, and craved extracts, which were granted.

The Report of the Committee appointed to examine certain parts of the Minutes of the Session of St. Gabriel Street Church, Montreal, was received, read and approved of, and in terms thereof the Synod ordered the whole of the Minutes after date January Twenty-First, Eighteen Hundred and Twenty-Two, and the other papers connected therewith, to be destroyed.

The Report of the Committee on the Records of Synod and Commission was received, read and approved of; the tenor whereof follows:—

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"That the Records of Synod have not been laid before them, and that it has been intimated to them, that the engrossing Clerk has not been able to accomplish the transcription of them in consequence of bad health, the Committee beg to call the attention of the Synod to this important matter, that due provision may be made for its accomplishment without any delay.

"Your Committee having carefully examined the Records of Commission in connection with the injunctions of Synod to that body, have to report that the Commission have executed with commendable diligence the business that had been devolved upon them, and in faithful accordance with the expressed intentions of the Synod, with the exception of an ambiguous expression in the memorial to the General Assembly on the admission of ministers not originally connected with the Church of Scotland, viz.: 'That they are cautious of making any measure final until we have obtained their sanction,' that is, the sanction of the General Assembly, an expression which appears to your Committee susceptible of an interpretation subversive of the resolution of the Synod in that matter, which, in so far as the Synod is concerned, was final.

"Your Committee have farther to report, that the Commission has prepared and forwarded a memorial to His Majesty regarding the Clergy Reserves, and a memorial to the General Assembly respecting the legal recognition of Churches, as also a memorial to the North American Land Company, without having received the authority of the Synod to do so.

"Your Committee have examined these documents and see nothing objectionable in their contents, except in so far as they assume to be from the Ministers and Elders of the Presbyterian Church of Canada in Synod assembled, instead of the Standing Commission thereof, an error which your Committee deem of much importance, more especially when considered in connection with the fact, that the Synod had delegated no special authority to the Commission in these matters, and of which they deem it incumbent upon the Synod to express its disapprobation, and to recommend great caution to the Commission in taking up business, not specially referred by the Synod, and only where new and urgent circumstances arising during the recess seem to demand it."

Whereupon the Synod ordained in terms of these recommendations.

The Synod next took up the dissent and complaint of Mr. Robert McGill and others, from a decision of the Presbytery of Toronto on the settlement of Mr. Angus McIntosh, when it was objected to *in limine*, on the ground of its having been made by the dissentient while sitting in the Chair as Moderator.

The Presbytery was permitted to retire and bring in the case by reference; when thus brought in, Mr. McIntosh was heard in his own behalf, and after deliberation it was moved by Mr. Alexander Mathieson and seconded by Mr. T. Alexander, "Remit the case to the Presbytery of Toronto with instructions to visit with all convenient speed, by deputation or otherwise the several Bodies of Presbyterian Inhabitants from

whom the different calls have come, and endeavour to have them all united under one pastoral charge, and then take such steps in the case, as circumstances and the laws of the Church may direct."

It was next moved in amendment by Mr. Thomas C. Wilson, and seconded by Mr. Henry Gordon, that after the words, "pastoral charge," what follows be expunged and the following substituted, "and if this can be done that the Presbytery proceed without delay to the settlement of Mr. McIntosh, according to the laws of the Church."

When the question being put, motion or amendment, the roll was called and the votes marked, there appeared, for the amendment, eleven,—for the motion, eighteen.

Whereupon the motion was declared to be carried, and the Presbytery of Toronto was instructed accordingly.

Forms of annual returns as recommended by the Commission were read and approved of, and the Clerk was instructed to obtain printed copies of the same, and to distribute a sufficient supply to Presbyteries.

There was produced and read a petition from William Morris, Esq., M.P.P., on the subject of an Act of Incorporation for this Church in Upper Canada. It was referred, together with the copy of an Act of the Legislature of Nova Scotia, incorporating the Presbyterian Church in that Province, to the Committee on Calls and Constitution of Churches, with instructions to report on the same.

The Reports of Committees on Presbytery Records were next called for, received and read; and first on the Report of the Committee appointed to examine the records of the Presbytery of Quebec; the Synod declare the proceedings of this Presbytery irregular in ordaining Mr. William M. Walker, without his having produced his extract of License and Presbyterial Certificate, especially in the face of a dissent by Mr. Alexander Mathieson and Mr. David Brown, and the Presbytery were enjoined to be more circumspect in future, and to take immediate steps for obtaining the requisite documents.

The Report of the Committee on the Records of the Presbytery of Glengary was next read and sustained, but in reference to the neglect of examining Session Books, complained of in the Report, the Synod enjoined this, and the other Presbyteries, to be careful in this important branch of their supervision.

The Report of the Committee on the Records of the Presbytery of Kingston, was next read and sustained, and in terms thereof the Synod disapproved of the irregularity referred to, and enjoined the Presbytery to designate what is called in the Minutes a Committee of the Presbytery,

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a special meeting of the same, in which Mr. Colquhoun was associated, to constitute a quorum.

The Clerk was instructed to attest the Records *cum notis*.

The Report of the Committee on the Records of the Presbytery of Toronto was read and approved of, and the Clerk was ordered to attest the Records *cum notis*,—that the Presbytery should be more careful in having the Minutes duly signed by the Moderator, and in recording the Commissions of Ruling Elders.

The Report of the Committee on the Records of the Presbytery of Bathurst, was read and approved of, and the Records were ordered to be attested.

The Synod next called for the Report of the Committee on Missions; when the Convener stated verbally that the Committee had not been able to meet during the recess of Synod in consequence of the distance of its members from one another; nor during the present session in consequence of its lengthened sederunts.

The Report of the Corresponding Secretary on Missions, was read and ordered to be engrossed in his journal, and the Moderator at the request of the Synod, expressed the high sense which the Synod entertains of Mr. Rintoul's diligence in fulfilling the duties of his office during the past year.

Mr. Rintoul was instructed to refer his accounts to the Committee on Finance.

An Overture on Missions from Mr. Alexander Gale was read and referred to the Committee on Missions, which was instructed to report tomorrow at ten o'clock, a. m., to which hour the Synod adjourned and was closed with prayer.

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DIET VI.

*Williamstown Church, 22nd September, 1835.*

The Synod met, pursuant to adjournment, and was constituted with prayer.

The Committee on Missions gave in their Report on Mr. Gale's Overture, and after deliberation on the same, the Synod resolved that each Presbytery should form a Mission Committee for its own bounds; to have its own treasurer; to use its utmost efforts to obtain funds and to support missionaries; that Presbyteries as occasion might require,

should correspond with the Corresponding Secretary as Secretary of the General Committee, and transmit annual reports to him of their proceedings on or before the twentieth of August next, that he may draw up a report from the whole to the Synod.

The Report of the Finance Committee was next called for and read, when it appeared from the same ;—*First*, that several Presbyteries had deposited sums in the Bank, that had been given them by the Synod from the monies granted by Government in aid of building churches, which sums had not been claimed by those places to which they had been appropriated ; in reference to these, the Synod enjoined Presbyteries to proceed after due warning given, to a new appropriation, if such sums are not taken up, and that this be done within three months, in order that the final appropriation may be duly certified to the Government Office ; and the Commission was authorised to take such steps for enforcing this injunction as they may deem proper. The balance of sixty pounds two shillings and two pence half penny in the hands of the Clerk was appropriated as follows :—Twenty pounds two shillings and eight pence half penny for Finch, and forty pounds for Chatham, to be paid over to these places by the Presbyteries of Giengary and Toronto, respectively, on the prescribed conditions ;—*Secondly*, it appeared that several congregations had not contributed to the Synod fund. The Clerk was instructed to write to the several Presbyteries, informing them of the defaulters, and requesting to enjoin immediate payment to the Treasurer.

The accounts as audited were sustained and ordered to be printed in an appendix to the minutes. The assessment on each congregation for next year was ordered to be one pound. The Treasurer was instructed to pay no orders, except such as are signed by the Clerk ;—*Thirdly*, the report on the Mission Fund was referred to the Mission Committee.

The Report of the Committee on Calls and Constitution of Churches, was next read and received, and Mr. Clugston, the Convener, was requested to print the queries embodied in the Report and to distribute copies of the same among the Ministers and Sessions of the Church, and Presbyteries were enjoined to collect their sentiments, and to report to the Commission within six months.

A petition from certain members of the Presbytery of Toronto was read, praying, for reasons therein specified, to be disjoined from the Presbytery of Toronto, and to be constituted into a distinct Presbytery.

The Synod granted the prayer of the petition, and ordained the Presbytery of Toronto to grant the disjunction prayed for, so soon as another

Minister shall be settled in the vicinity of the petitioners, and to determine what shall be the designation and boundaries of the new Presbytery.

An Overture from the Presbytery of Toronto of the following tenor, was read, "The Presbytery of Toronto respectfully overture the Synod to take into consideration the resolution of last year, which went to bar the admission into the Synod of any other members of the United Synod of Upper Canada, with a view to the Synod's rescinding or modifying the said resolution so as that Mr. William Bell, of Perth, and Mr. Robert McDowall, of Fredericksburg, may, on their compliance with the terms prescribed by the Synod in the Session of Eighteen Hundred and Thirty Three, be admitted into this Church."

The Synod, having approved of this overture, enjoined the Presbyteries of Perth and Kingston respectively, to admit Mr. Bell and Mr. McDowall on the terms prescribed by the Synod, and the Clerk was instructed to inform these Brethren of this decision. Against this Mr. Mathieson entered his dissent in his own name and in the name of those who may adhere to him. Mr. John Smith and Mr. John McKenzie gave in their adherence.

An Overture from Mr. William Rintoul respecting the appointment of a fast was read—

Whereupon the Synod considering the peculiarly interesting circumstances of the parent Church in Scotland, assailed by her enemies, while she is labouring to advance her internal reformation, and to diffuse more widely, at home and abroad, the light of saving truth; and considering also the sense she has recently expressed of the prevailing sins of the community, by the observance of a day of humiliation, fasting and prayer, resolved, in sympathy with her, and for confessing the sins of our own Church and Provincial community, to appoint, as the Synod do hereby appoint, Thursday the twenty-first day of January next to be observed as a day of humiliation, fasting and prayer, calling upon Ministers, Elders and People to humble themselves before God in the acknowledgement of the spiritual indifference, irreligion and sins which abound among us and around, to deprecate God's holy displeasure, and to implore a more abundant effusion of the spirit of grace and of supplication on our Church in these Provinces, on the Church at home, and on all the branches of Christ's Holy Catholic Church throughout the world, and, further, the Synod instruct Ministers to read to their Congregations on some convenient day, before the twenty-first day of January next, this act, and also the address of the General Assembly to the Min-

isters, Elders, and People of the Church of Scotland issued on the appointment of the fast day in Scotland herein referred to.

The Committee on Memorials, reported that they had not been able to make drafts of the Memorials which they were appointed to prepare.

Whereupon the Synod instructed the Presbytery of Toronto, to prepare and transmit a memorial through Sir John Colborne, to the Secretary for the Colonies, craving an extended grant for the support of ministers in Upper Canada, and also an address to Sir John Colborne; further, the Presbytery of Quebec was instructed to draw up a memorial to the Royal Commissioners in the name of the Synod on the same subject, and on any matter that may affect the interest of this Church, and to appoint a deputation of their number to present the same:—both Presbyteries to report their diligence to the meeting of Commission in February.

The Synod then appointed the following Standing Commission, viz:—Messieurs William Rintoul, Alex. Gale, Mark Y. Stark, John Machar, John Roger, William McAlister, Hugh Urquhart, Archibald Connel, Alex. Mathieson and John Clugston, *Ministers*; and John McGillivray, Andrew Steven, Archibald McLean and James Lockhart, Esq., ruling Elders, with the Moderator and Clerk *ex officio*, any five to be a quorum, to meet immediately after the close of the Synod to arrange the business specially referred to them:—to meet again at Perth, as already appointed, on the twenty-sixth of October next to decide on the matters in dispute in St. Andrew's Church there, and again at Toronto on the second Wednesday of February next; and again at Kingston on the second Wednesday of September next.

The following General Mission Committee was appointed, viz.,—Messrs. Alex. Gale, James George, William T. Leach, John Machar, John M. Roger, Alex. McNaughton, Hugh Urquhart, Thomas C. Wilson, John Fairbairn, the Hon. Archibald McLean, and Edward W. Thomson, Esq., to meet at Toronto on the second Wednesday of February next.

The Presbytery of Quebec was re-appointed a Committee to prepare reports on the legal recognition of churches; on the formation of a Ministers' Widows' Fund, and on a Synodical Correspondence with other Presbyteries and Synods in British North America in communion with the Church of Scotland, and to report to the meeting of Commission in February.

The following was appointed a Committee to revise the minutes and to print an abstract of the same, viz., Messrs. Gale, Stark, and Rintoul, with the Clerk.



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The Synod appointed its next meeting to be held at Kingston, on the second Wednesday of September next, and within the Church there, at twelve o'clock, noon.

On the call of the Moderator, Mr. Henry Gordon read the Scriptures and prayed,—part of the Hundred and Twenty-second Psalm was then sung, and the Moderator closed the Synod, with the Apostolic Benedic- tion.

J. CRUICKSHANK, *Moderator.*