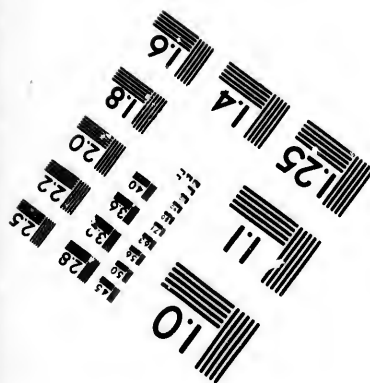
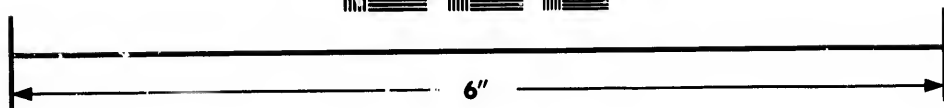
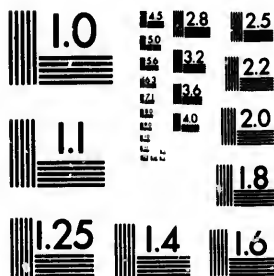


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*AT a Meeting of the Proprietors, Pew-holders, and Members of the SCOTCH PRESBYTERIAN CHURCH, St. Peter Street, Montreal, (commonly called ST. ANDREW'S CHURCH,) called by notice from the Pulpit and Precentor's Desk, held in the Church, on Wednesday the 12th May, 1835, the following ARTICLES were proposed and adopted as the Laws and Constitution of said Church:—*

ARTICLE I.—This Church and Congregation, now in connection with the Established Church of Scotland, and adhering to the Standards thereof, declare, that they shall continue to adhere to said Standards, and maintain the form of Worship and Government of said Established Church.

ARTICLE II.—The House, erected for public worship, commonly called St. Andrew's Church, and the ground on which it is erected, acquired by Alexander Rea and William Hunter, by virtue of a certain deed, or instrument in writing, passed before Gray and Barron, N. P. of date, Third May, 1805, for the behoof of the Congregation of said Church, shall, according to the declaration of said Alex. Rea and Wm. Hunter, of date 14th July, 1800, made before the aforesaid Notaries, with all the other property which belongs or which may hereafter belong to the said Church and Congregation, be held by Trustees and their Successors forever, for the sole benefit and behoof of said Church and Congregation, and for no other purpose whatever.

OF TRUSTEES.

ARTICLE III.—The Rev. Alexander Mathieson, Minister of said Church, John Smith, Wm. Hunter, William Ritchie, Donald McKay, and James Fleming, and their Successors forever, shall be constituted Trustees of St. Andrew's Church, Montreal, and shall have a perpetual succession—four to form a quorum.

ARTICLE IV.—When any vacancy or vacancies shall happen in said Trust, by death or removal, or change of residence of any of the Members thereof, from the district of Montreal, or otherwise, the said vacancy or vacancies shall be supplied as follows:—When a vacancy shall happen, by the death or removal, or change of residence or otherwise, of the Minister, the same shall be supplied by his Successor, Minister of said Church. And when a vacancy or vacancies by the death, or removal, or change of residence, or otherwise, of the aforesaid Trustees, other than the Minister, and of their Successors from time to time, the same shall be supplied by such person or persons who shall be qualified, and elected by a majority of qualified voters, at a meeting called for that purpose, as hereafter mentioned.

ARTICLE V.—Proprietors not in arrear of rent and in full communion with the Church, shall only be eligible as Trustees: and Proprietors, of not less than one year, not in arrear of rent, shall only be entitled to vote in the election of Trustees. This resolution not to affect the persons named as Trustees in Article III., while they continue as such; but in case of a new election, to be in full force.

ARTICLE VI.—When a vacancy or vacancies shall happen in the aforesaid Trust, other than in respect of the Minister of the Church for the time being, the Minister, within six calendar months from the time of such vacancy happening, or as soon afterwards as the resident Trustees may deem necessary, shall, by notice from the pulpit, on two successive Sabbaths, call a meeting of the Proprietors, (not in arrear of rent) to assemble in the Church at a convenient hour on a day, not exceeding ten days after the day of such publication, for the purpose of supplying such vacancy or vacancies by electing a person or persons who shall be qualified, as mentioned in Article V., at which meeting the Minister, if not prevented by illness or some other cause, shall preside; and if so prevented, the senior of the other Members of said Trust shall preside. The President to have the casting vote. The members of the aforesaid Trust shall cease to be members thereof if they shall cease to be members of the Church, by becoming members of any other Church or Religious Society.

ARTICLE VII.—The Trustees alone shall be empowered to grant deeds of pews, to sell or alienate the property; but they shall not be empowered to sell or alienate the property, or any part thereof, except on a requisition signed by three fourths of the Proprietors, of at least one year's standing, and not in arrear of rent, at the time residing within the district of Montreal. And no sale or alienation shall be valid unless sanctioned by three-fourths of the Proprietors, qualified as aforesaid. The proceeds of any sale or alienation so made and sanctioned, shall be the property of the Church and Congregation, and solely applicable to the maintenance of the public worship of God, according to the form of the Established Church of Scotland, and for no other purpose whatever.

TEMPORAL COMMITTEE AND TREASURER.

ARTICLE VIII.—There shall be a Committee of the Church consisting of five Members, chosen annually, who shall regulate all the temporalities of said Church, (except those specified as the duties of the Trustees) during twelve calendar months after their election, and afterwards, until a new Committee shall be chosen. Three to be a quorum.

ARTICLE IX.—The said Temporal Committee shall have power to lease pews, collect monies, pay monies, order repairs of Church, call public meetings in reference to the temporal affairs of the Church, and do all and every thing respecting the temporalities of the Church, (with the limitations aforesaid). And if it shall happen that there is at any time a deficiency in the funds appointed for the aforesaid purposes, they shall call a general meeting of the Congregation to provide for the same.

ARTICLE X.—There shall be a Treasurer of the Church annually chosen, who shall receive and pay all monies, by order of the Committee only, and shall render an account of his intromission to the Congregation, at the annual general meeting. He shall also furnish the Committee with a statement of the funds in his hands, whenever they require it.

ARTICLE XI.—The said Temporal Committee and Treasurer shall be chosen by the Proprietors, of not less than one year standing, not in arrear of rent, and pew-holders of not less than three years standing, not in arrear of rent, from out of their own number, at a general meeting annually held for that purpose on the 25th day of December, and should the 25th fall on a Sabbath, on the following day, notice thereof having been given on the two preceding Sabbaths, from the Precentor's desk, immediately after Divine Service; and the said Committee, duly elected after the manner aforesaid, are hereby empowered to transact all the business entrusted to them.

OF THE MINISTER.

ARTICLE XII.—When a vacancy, by the death, removal, or otherwise, of the Minister, shall happen, it shall be the duty of the Kirk-Session, within eight days from the time at which such vacancy shall happen, to require, by a notice or requisition, a meeting of the Proprietors, Pew-holders, and Members of said Church, not in arrear of rent, to assemble in the Church on a day, not more than eight days after such notification, at a convenient hour, for the purpose of taking the steps necessary for supplying the vacancy, by electing a Committee of nine, (seven of whom shall form a quorum); which Committee shall have full power to take such steps as to them may seem fit, and best adapted for speedily obtaining as Minister a regularly ordained Clergyman of the Church of Scotland; at this meeting the senior Member of the Session shall preside, if not prevented by illness or other cause; and if so prevented, then the senior of the other Members of Session. The person presiding shall have the casting vote.

ARTICLE XIII.—The above mentioned Committee for electing a Minister shall be chosen only from Proprietors of not less than one year standing, or Pew-holders who shall have paid rent for the three years preceding their election, (neither being in arrear of rent.) Both classes to be in full communion with the Church.

ARTICLE XIV.—In the appointment of said Committee to elect a Minister, all Proprietors, in right of property possessed for not less than one year, and not in arrear of rent, shall be entitled to vote. Also all Members of not less than three years' standing, that is three years a sinner one at least of which he has been a Member in full communion, not in arrear of rent shall be entitled to vote; it being, however, understood that there shall only be one vote for each pew. When two or more persons so qualified shall occupy a pew, they shall have but one vote, they agreeing amongst themselves by ballot or otherwise, who shall give that vote; and in case of misunderstanding amongst such Members on this point, they shall have no vote; it being hereby provided that such disagreement shall not be construed to be any privation of their rights, nor shall it influence or retard any business on which a general meeting may be held or called.

ARTICLE XV.—The Committee for Electing a Minister, being duly chosen, shall prudently and conscientiously seek out and select a pious and faithful servant of Christ, a licentiate of

the Church of Scotland, whom, by his character, gifts, and acquirements, they consider best fitted to edify and instruct the Congregation. And having made up their minds, they shall duly present the person, on whom their choice has fallen, with an invitation in the name of the Church and Congregation to become their Minister. And having received his acceptance, the same, together with the Presentation, shall be laid before the Presbytery of the Bounds, in order that the Presentee may be invested with full powers as a Minister of said Church, according to the laws and practice of the Church of Scotland.

ARTICLE XVI.—The Minister's Stipend shall be guaranteed out of the revenues of the Church, and shall be paid in four quarterly instalments, each quarter in advance.

#### OF THE REVENUES OF THE CHURCH.

ARTICLE XVII.—The rents of the pews and all other revenues of the Church, except the weekly collections, shall be appropriated to the payment of the Minister's Stipend, and to the defraying any incidental expenses, which may be incurred respecting said Church, other than those specially provided for out of the weekly collections. And should any surplus remain it shall be under the controul of the Temporal Committee, for the benefit of the Church and Congregation.

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#### OF PROPRIETORS.

ARTICLE XIX.—Every person having purchased a pew or pews in said Church, and paid for the same, and who shall produce a deed duly executed by the Trustees, is a Proprietor, and entitled to all the privileges belonging to proprietors, as specified in these articles.

Proprietors may transfer their property by sale, gift, or last testament; but no transfer can be valid but upon the express condition of the new Proprietor being approved of by the Trustees, and subscribing these articles.

Any Proprietor who shall refuse or neglect to pay the annual rent fixed on his pew, agreeable to his deed, for the space of Eleven calendar Months, from the time the said rent shall have become due, shall be considered as having forfeited his pew to the Church; and the Committee after notice from the Precentor's desk, on two preceding Sabbaths, shall be empowered to sell the said pew to the highest bidder. The proceeds of sale shall be applied to the payment of the rent due, and if any surplus remains the last Proprietor shall receive it.

#### OF PEW-HOLDERS.

ARTICLE XX.—Any person who shall lease a pew from the Temporal Committee for one year, and pay the rent thereof, shall be considered a Pew-holder. The rent of pews and sittings is to be paid annually, in advance, from the first of January; the current year is included, when in these articles it is stated, as a qualification, that the individuals must have paid rent for three years, and are members of three years standing, &c.

#### SALE OF PEWS.

ARTICLE XXI.—The Temporal Committee are empowered to offer for sale, at an upset price not less than the fixed annual rent, at such times as they may think proper in each year, and subject to an annual rent over and above the purchase money, all the Pews in the possession of the Church.

#### CONGREGATION.

ARTICLE XXII.—The term, *Congregation*, implies in these articles the Proprietors, Pew-holders, Members in full communion with the Church and regular Sitters, whose names are entered in the Church Books, collectively.

## CHURCH.

ARTICLE XXIII.—The term *Church* in these articles, referring to persons, comprehends those Members of the Congregation collectively, who are in full communion.

#### ROLL OF MEMBERS IN COMMUNION.

ARTICLE XXIV.—The Session shall make out an accurate Roll of the Members in full Communion with the Church, and shall yearly correct the same, by marking off those who have been removed by death or otherwise, and entering those who have been admitted within the year preceding such annual correction. This roll to be open for the benefit of the Congregation.

#### ROLL OF CONGREGATION.

ARTICLE XXV.—The Temporal Committee shall mark in a book, kept for that purpose, the names of the Proprietors, Pew-holders, and Sitters. When more than one individual rents a pew, they are all to give in their names to the Committee, that they may be entered on the roll of the Congregation.

#### ELECTION ROLLS.

ARTICLE XXVI.—The Temporal Committee shall make up lists or rolls of Members qualified to vote in the Election of Trustees, the Temporal Committee, and Committee for electing a Minister, previous to said elections.

#### CUSTODY OF THE KEYS.

ARTICLE XXVII.—During a vacancy, the Custody of the Keys of the Church shall lie with the Kirk Session, and with the Minister during his incumbency. It being understood that the right of free entrance into the Church shall belong to the Congregation, at all times appointed by the Kirk Session for the worship of God, and to the Trustees and Committees, on all occasions connected with the business of the Church. That in all other cases the consent of the Minister, together with three of the Temporal Committee must be obtained, before the use of the Church can be granted.

#### JURISDICTION OF PRESBYTERY AND SYNOD.

ARTICLE XXVIII.—This Church shall be under the ecclesiastical jurisdiction of the Synod of the Presbyterian Church of Canada, as sanctioned by the declaratory enactment of the General Assembly of the Church of Scotland, passed 24th May, 1833. It being understood that no act nor declaration of said Synod shall contravene Article I. of the constitution of this Church; and in the event of any doubt or dispute arising on points connected with the administration of the ecclesiastical affairs of this Church, which cannot be amicably arranged or settled by an appeal to the Synod, reference shall then be made to the General Assembly of the Church of Scotland, craving their advice, which advice being obtained, this Church shall consider the same as binding on their observance, and shall act accordingly.

#### OF THE CONSTITUTION OF THE CHURCH.

ARTICLE XXIX.—The preceding articles shall be considered as the Laws and Constitution of this Church, commonly called St. Andrew's Church. And no change respecting them shall be made unless such change be first proposed at a general Meeting of Proprietors, and others, to whom this constitution extends the right of voting, and who shall not be in arrear of rent, which Meeting must be called for this special purpose from the pulpit or Precentor's desk, immediately after Divine service; and further, before any change can be finally adopted, it must be posted on the doors of the Church, and another General Meeting of the Proprietors and Voters called by notification from the pulpit or Precentor's desk, to take the same again into consideration; and a majority of at least three-fourths of the number then present, shall be necessary to concur with said change before it can be ratified; this second General Meeting shall not be held within ten days from the Meeting at which such change in these laws shall have been first proposed. Should it be found expedient, that Bye-Laws, not at variance with the foregoing articles, may be from time to time made, as they shall be found necessary.

ARTICLE XXX.—Every person, whether Proprietor, Pew-holder, Sitter, or Member of the Church, shall, before he can be competent to elect, or be elected to any of the offices aforesaid, or to have any voice in the management of this Church, subscribe these Articles.

5th May, 1835.

## CHURCH.

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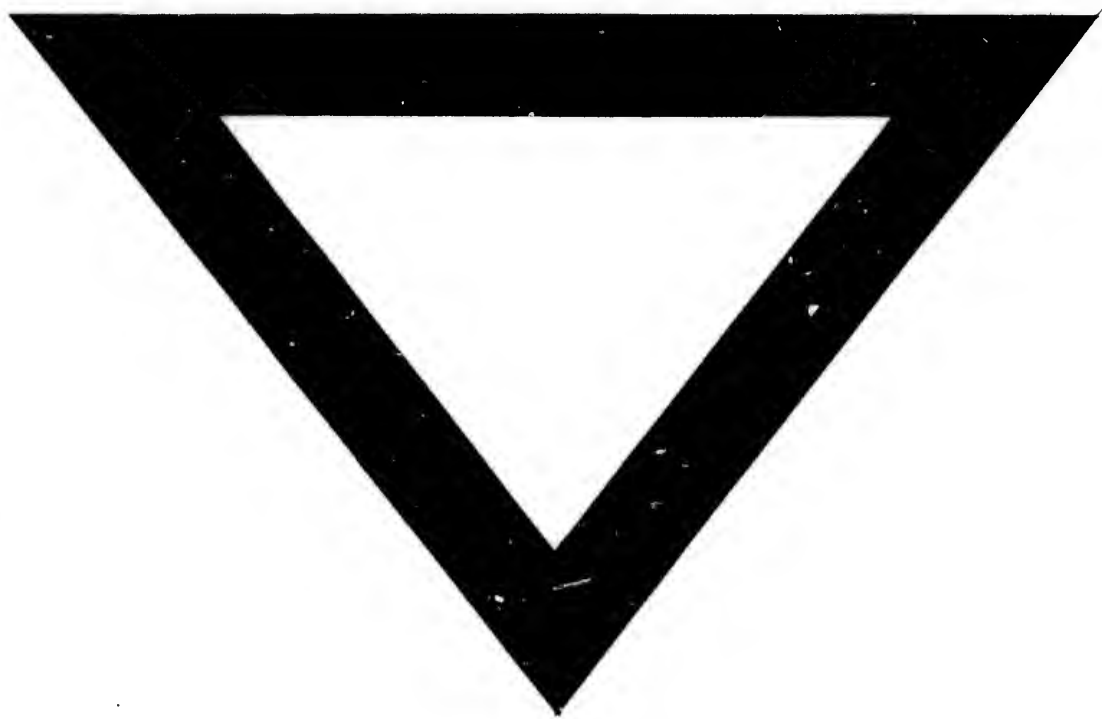
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ARTICLE XXVII.—During a vacancy, the Custody of the Keys of the Church shall lie with the Kirk Session, and with the Minister during his incumbency. It being understood that the right of free entrance into the Church shall belong to the Congregation, at all times appointed by the Kirk Session for the worship of God, and to the Trustee and Committees, on all occasions connected with the business of the Church. That in all other cases the consent of the Minister, together with three of the Temporal Committee must be obtained, before the use of the Church can be granted.

#### JURISDICTION OF PRESBYTERY AND SYNOD.

ARTICLE XXVIII.—This Church shall be under the ecclesiastical jurisdiction of the Synod of the Presbyterian Church of Canada, as sanctioned by the declaratory enactment of the General Assembly of the Church of Scotland, passed 24th May, 1833. It being understood that no act nor declaration of said Synod shall contravene Article I. of the constitution of this Church; and in the event of any doubt or dispute arising on points connected with the administration of the ecclesiastical affairs of this Church, which cannot be amicably arranged or settled by an appeal to the Synod, reference shall then be made to the General Assembly of the Church of Scotland, craving their advice, which advice being obtained, this Church shall consider the same as binding on their observance, and shall act accordingly.

#### OF THE CONSTITUTION OF THE CHURCH.

ARTICLE XXIX.—The preceding articles shall be considered as the Laws and Constitution of this Church, commonly called St. Andrew's Church. And no change respecting them shall be made unless such change be first proposed at a general Meeting of Proprietors, and others, to whom this constitution extends the right of voting, and who shall not be in arrears of rent, which Meeting must be called for this special purpose from the pulpit or Precentor's desk, immediately after Divine service; and further, before any change can be finally adopted, it must be posted on the doors of the Church, and another General Meeting of the Proprietors and Voters called by notification from the pulpit or Precentor's desk, to take the same again into consideration; and a majority of at least three-fourths of the number then present, shall be necessary to concur with said change before it can be ratified; this second General Meeting shall not be held within ten days from the Meeting at which such change in these laws shall have been first proposed. Should it be found expedient, that Bye-Laws, not at variance with the foregoing articles, may be from time to time made, as they shall be found necessary.

ARTICLE XXX.—Every person, whether Proprietor, Pew-holder, Sitter, or Member of the Church, shall, before he can be competent to elect, or be elected to any of the offices aforesaid, or to have any voice in the management of this Church, subscribe these Articles.

5th May, 1835.

# ANDREWS CHURCH,

Peter Street, Montreal.—PEW, No.

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**These Presents,** THAT we, the undersigned,

in St. Peter Street, and

in consideration of the sum of \_\_\_\_\_  
power Canada, in hand paid to the Treasurer of the said Church, before  
us Granted, and hereby do Grant, Bargain, Sell, and Assign unto

to HOLD the said Pew unto the said

his Heirs, Executors, Administrators, and Assigns for  
and unto the purchaser doth hereby voluntarily bind himself, his  
To the annual payment of

lawful money aforesaid, being the annual rate of the said  
Treasurer's stipend, Clerk's salary and other incidental charges; which sum  
to be paid in every year to the Treasurer of the said Church, the first pay-  
ment to be made on the delivery of this deed. *Provided nevertheless,* That  
these presents shall extend and be binding on the present purchaser during his life, or his  
or on his Heirs or Descendants, unless they choose to become Proprietors

and the said annual payment is to be considered as part of the consideration Money  
received, in case of non-payment thereof to the Treasurer of the said  
Church, for a period of twelve calendar months, then, and in that case, the property of the said Pew is to  
be sold by the Elders and Agents to the highest bidder, subject to the same rate;  
and the produce, and the residue (should any there be) paid to the  
person or persons wishing to dispose of his or her Pew or Pews, the preference  
being given to the Proprietors of the Church, if they incline to purchase at the same price which

Witness our hands, the Committee of Proprietors, and the Purchaser, have to two parts hereof  
at Montreal, aforesaid, this \_\_\_\_\_ day of \_\_\_\_\_  
in the year of our Lord One Thousand Eight Hundred and \_\_\_\_\_