JOURNAL

OF

THE PROCEEDINGS

OF THE

FOURTH ANNUAL CONVENTION

OF THE

PROTESTANT EPISCOPAL CHURCH

IN THE

DIOCESE OF MISSOURI,

HELD IN GRACE CHURCH, JEFFERSON CITY,

On Thursday, Sept. 21st, and Friday, Sept. 22d,

AND

CHRIST CHURCH, ST. LOUIS,

On Wednesday, Sept. 27th, Saturday, Sept. 30th, and Monday, Nov. 6th, A. D. 1843;

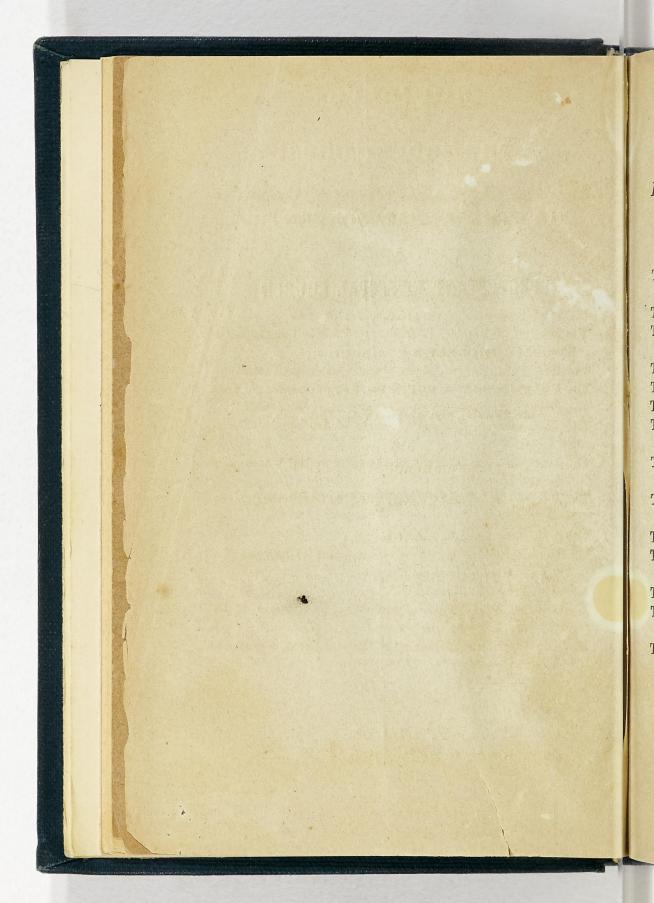
TO WHICH IS PREFIXED,

A LIST OF THE CLERGY OF THE DIOCESE.

ST. LOUIS:

Printed at the New Era Office, corner of Main and Chesnut streets.

1844.



List of the Clergy of the Diocese of Missouri entitled to seats in the Convention.

The Rt. Rev. Jackson Kemper, D. D., Bishop in charge of the Diocese of Missouri, residing at St. Louis.

The Rev. HENRY CASWALL, residing in England.

The Rev. A. D. Corbin, Professor of Ancient Languages, at Kemper College, St. Louis.

The Rev. Benj. Eaton, Missionary at Galveston, Texas.

The Rev. Augustus Fitch, Teacher, Tompkinsville, N. York

The Rev. David Griffith, residing near Boonville.

The Rev. Whiting Griswold, Rector of St. John's Church, St. Louis.

The Rev. Chaplin S. Hedges, Chaplain to the Garrison at Jefferson Barracks.

The Rev. Thomas Horrell, officiating at Christ Church, St. Louis.

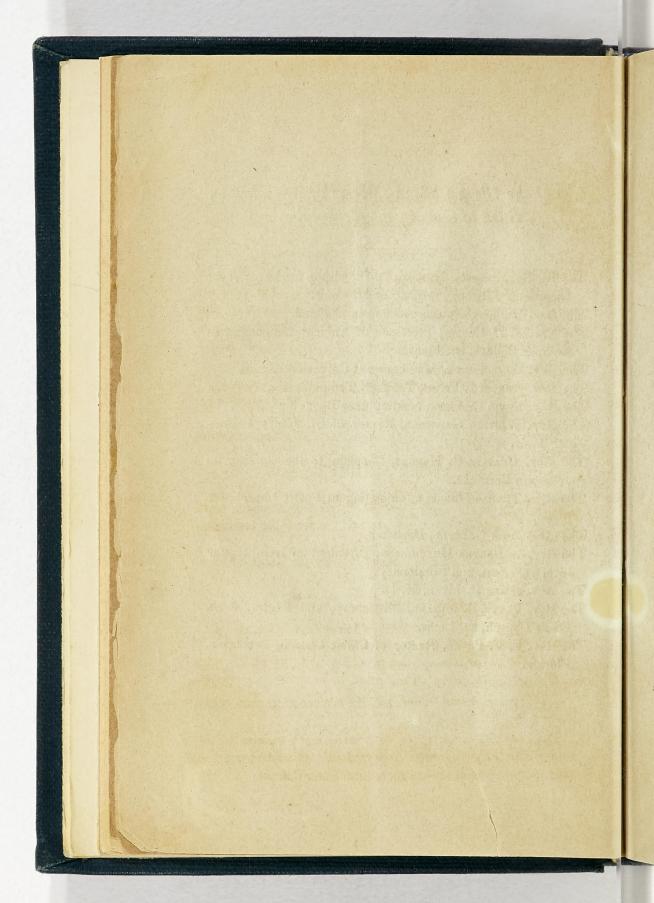
The Rev. John G. Hull, Deacon.

The Rev. E. Carter Hutchinson, President of Kemper College, St. Louis, and Missionary.

The Rev. James D. Mead, M. D.

The Rev. Peter R. Minard, Missionary, and Rector of St. Paul's Church, St. Louis.

The Rev. F. F. Peake, Rector of Christ Church, Pensacola, Florida.



JOURNAL.

Jefferson City, Thursday, Sept. 21, 1843.

AGREEABLY to a resolution of the Convention of this Diocese held at Christ Church, St. Louis, in November last, the Rt. Rev. Jackson Kemper, D. D., Bishop in charge of this Diocese, and the Rev. A. D. Corbin, and a few Lay Delegates, assembled at Grace Church in this city, at half past 7 o'clock, P. M.

Prayers were read by the Bishop.

The services being ended, the Convention was called to order by the Bishop.

There were present of the Clergy entitled to seats in the Convention-

Rt. Rev. JACKSON KEMPER, D. D. Rev. A. D. CORBIN.

The Rev. A. D. Corbin and Charles W. Stuart, Esq., were appointed a Committee to receive and examine the testimonials of Lay Delegates.

The Convention then adjourned to meet in Grace Church, Friday, at 11 o'clock, A. M.

Grace Church, 11 o'clock, A. M.

The Convention met pursuant to adjournment.

Morning Prayers were read by the Rev. A. D. Corbin, and a sermon was preached by the Bishop.

The services being concluded, the Convention was called to order by the Bishop.

The Committee, appointed to receive and examine certificates of the Lay Delegates, reported that the following persons were entitled to seats according to the Canon:

CHARLES W. STUART,
GEO. W. HOUGH,
WM. A. DAVISON, M. D.
Jefferson City.
L. MINER,

The Convention then proceeded to ballot for a Secretary. Whereupon the Rev. A. D. Corbin was elected.

The Convention then adjourned to meet in Grace Church, at half past 7 o'clock, P. M.

Grace Church, 71 o'clock, P. M.

The Convention met pursuant to adjournment. Prayers were read by the Bishop, and a sermon preached by the Rev. A. D. Corbin.

After divine service, the Convention being called to order by the Bishop, it was adjourned to meet at Christ Church, St. Louis, on Wednesday, the 27th instant, at 12 o'clock, M.

> Christ Church Parsonage, St. Louis, Wednesday, 12 o'clock, M. Sept. 27, 1843.

The Convention met pursuant to adjournment. Prayers were read by the Bishop. Services being concluded, the list of the Clergy entitled to seats being called, there were present:

Rt. Rev. JACKSON KEMPER, D. D.

Rev. A. D. CORBIN,

" C. S. HEDGES,
" THOS. HORRELL,

" E. CARTER HUTCHINSON,

" P. R. MINARD.

The Committee, appointed to receive and examine certificates of the Lay Delegates, again reported that the following persons were entitled to seats according to the Constitution:

JOSIAH SPALDING, Christ Church,
ALEX. HAMILTON, St. Louis.

F. W. SOUTHACK,
JOSEPH KLEIN,
JAMES W. DOUGHTY,
J. B. M'DOWELL, M. D.

St. Louis.

CHARLES JABINE, GERARD IRVING, D. H. ARMSTRONG, THOS. I. DIX,

St. Paul's Church, St. Louis.

The report being accepted, the roll of Lay Delegates was called, when there were found to be present the following:

> JOSIAH SPALDING, ALEX. HAMILTON, F. W. SOUTHACK, JOSEPH KLEIN, J. B. M'DOWELL, M. D. D. H. ARMSTRONG.

The Bishop then delivered his annual Address, agreeably to Canon VIII. of the General Convention of 1841.

On motion, the Rules of Order of the Primary Convention were adopted as the Rules of this Convention.

Rules of Order.

1st. The business of every day shall be introduced with prayer.

2. The minutes of the Journal for the day preceding, shall be read every morning at the opening of the Convention.

3. The President shall appoint the several Committees, unless the Convention shall otherwise order.

4. When the President takes the chair, no member shall continue standing, or shall afterwards stand up, except to address the Chair.

5. No member shall absent himself from the service of the House, unless he have leave, or be unable to attend.

6. When any member is about to speak in debate, or deliver any matter to the House, he shall, with due respect, address himself to the President, confining himself strictly to the point in debate.

7. No member shall speak more than twice in the same debate, without leave from the House.

8. When a question has been once determined, it shall stand as the judgment of the House, and shall not again be drawn into debate, except on motion for reconsideration, which must be made by a member who had previously voted in the majority.

9. When a motion is under consideration, no other motion shall be made, except to amend, to divide, to commit, or postpone it; but a motion to adjourn shall always be in order, and

shall be decided before the original motion.

10. Every member who shall be in the House when any question is put, shall, on a division, be counted, unless he be personally interested in the decision.

11. No motion shall be considered as before the House, unless it be seconded, and when required, reduced to writing.

12. All questions of order shall be decided in the first instance by the Chair without debate; an appeal however may be made from his decision to the Convention by any member of the same.

13. The President shall, in his discretion, select within the limits of those pews allotted for the use of the members, pews for the accommodation of visiting Clergymen and Students of Theology, who may be invited to the same by the President, without any special application to the Convention.

14. None of the Rules of Order shall be suspended, without

the concurrence of two-thirds of the members present.

The Rev. E. Carter Hutchinson, by his request, was then granted leave of absence from the Convention.

Here, agreeably to the advice* of the Rt. Rev'd Jackson Kemper, D. D., Bishop in charge of this Diocese,—on motion of Alexander Hamilton, Esq., and seconded by the Rev. Chaplin S. Hedges, it was

Resolved, That the General Convention be respectfully requested, at its next session, according to Canon I. of 1838, by and with the consent of the Rt. Rev. Jackson Kemper, D. D., to appoint a Bishop for the Diocese of Missouri.

On motion, it was further

Resolved, That, in the sense of this Convention, it is of great importance for the Bishop to remain at St. Louis until the Convention settle the question embraced in the above resolution, and hereby he is respectfully requested to remain.

The Convention then adjourned to meet at this place at 3 o'clock, P. M.

^{*} The Bishop, in writing to the Secretary of the Convention, previous to the meeting, speaks of the plan which the Convention have adopted thus:

[&]quot;There is a plan by which I believe much good can be done to the Diocese, and I be relieved from duties, which are becoming greater than I can accomplish.

[&]quot;Let the Clergy, the four now in the Diocese, meet and agree upon three, five, seven or more names of men whom you would willingly have at the head of the Diocese; and then make known in a formal manner to the Vestry of Christ Church, that if they will elect as Rector any one of those you have named, you will write to induce the Convention to ask the House of Bishops to give you a Bishop; and they, of course, will appoint the man who is desired by the Convention and the Vestry of Christ Church."

Wednesday, 3 o'clock, P. M.

The Convention re-assembled.

Alex. Hamilton, Esq., presented and read from the Vestry of Christ Church the following

COMMUNICATION.

Resolved, That as a measure of expediency, and one which is highly desirable under the peculiar circumstances in which this Church and the Diocese are at present situated, we, the Vestry of Christ Church, are perfectly willing and do hereby consent to call as Rector thereof, the Rev. CICERO S. HAWKS, of Buffalo, New York; provided, however, that the Convention of this Diocese, now in session, shall unite in procuring or applying for his appointment to the Episcopate thereof, under the canon for that purpose, Sec. 1, Can. I., of 1838.

Here, the Bishop being called upon to express his views in regard to this communication, and more particularly of the fitness of the person mentioned as the Rector of Christ Church and to take the Episcopate of this Diocese, declared his entire satisfaction of the plan and the individual.

Whereupon this communication was referred to a Select Committee, consisting of A. Hamilton, Esq., and the Rev. P. R. Minard, with instructions to report on Saturday next.

On motion, the Convention proceeded to the election of a Standing Committee, and Delegates to the General Convention. The election resulted as follows:

For Standing Committee.

Rev. P. R. MINARD,

" C. S. HEDGES,

" THOS. HORRELL,

Of the Clergy.

Messrs. JOSIAH SPALDING, Laymen.

The Rev. P. R. Minard having declined to serve for the ensuing year, the Rev. E. C. Hutchinson was chosen.

There were elected as Delegates to the General Convention the following persons:

Rev. P. R. MINARD,

"THOS. HORRELL,

"E. C. HUTCHINSON,

"C. S. HEDGES,

Messrs, H. L. HOFFMAN,

JOSIAH SPALDING,

J. PARKER DOAN,

ALEX. HAMILTON,

On motion,

Resolved, That when this Convention adjourn, it shall adjourn to meet on Saturday, the 30th inst., at 10 o'clock, A. M., at this place.

On motion, the Bishop, Rev. A. D. Corbin, and Josiah Spalding, Esq., were appointed a Committee to revise the Constitution and Canons of the Diocese, and report the same at our next meeting.

On motion, the Bishop, Rev. A. D. Corbin, Alex. Hamilton, Esq., and D. H. Armstrong, Esq., were appointed a Committee to condense and prepare for publication the minutes of the Conventions of 1841 and 1842.

On motion of F. W. Southack, Esq., the Delegates to the General Convention were appointed the Committee to report on the State of the Church to the next General Convention.

The Rev. P. R. Minard was named as the chairman of said Committee.

F. W. Southack, the Treasurer of the Convention, presented a verbal report, which was accepted; and

On motion, F. W. Southack was appointed the Treasurer for the ensuing year.

The Convention then adjourned.

St. Louis, Saturday, Sept. 30, 1843,

The Convention met pursuant to adjournment.

Prayers were read by the Bishop.

The minutes of the last meeting were read and approved.

The Parochial reports were then read by the Bishop. (See Appendix A.)

The Committee on the Constitution and Canons made their report, which, with a few amendments, was adopted.

Report as adopted.

1st. That in place of the first paragraph, article 8th, of the

Constitution, the following be adopted:

The Clergy and Lay Delegates in Convention shall deliberate in one body, and shall vote as such, unless three members require a separation of the two orders, in which case the two orders shall vote separately; and each Clerical member shall be entitled to one vote, and the Lay Delegates of each congregation, conjointly, to one vote.

2. Article 11th, second paragraph, line 3d, erase "entitled

to it," and read "in union with the Convention."

3. Canon II., section first, line 5th, erase "duly incorporated;" also, in line 7th, erase "as above."

4. Let the following be the eighth canon:

CANON VIII.

Mode of trying Clergymen.

SECTION 1. If any Clergyman of this Church offend in any one or more of the instances enumerated in the canons of the General Convention, complaint may be made to the Bishop, which shall be done in writing by two Presbyters, or three Laymen being communicants of the Church.

2. In every complaint, the charge or charges shall be dis-

tinctly specified.

3. The Bishop shall appoint three Presbyters, who shall be constituted a Court for trying the accused person, and who shall be judges both of the law and the facts.

4. A copy of the charges and specifications, and also sixty days' notice of the time and place of the trial, shall be given to

the accused.

5. If the accused fail to appear, without reasonable excuse his default shall be entered, and he shall be suspended from the exercise of his clerical functions for the space of six months; and if, during that period, he shall not apply for a trial, he shall then be degraded from the Ministry.

6. The judgment of the Court shall, in all cases, be made known in writing to the accused, and to the Vestry of his

Church, if he be a Parochial Minister.

7. If the Bishop approve the judgment, he shall, within thirty days, proceed to administer the discipline prescribed by the Court.

8. If within the time aforesaid the accused apply for a new trial, and the Bishop is of the opinion that there be reasonable cause therefor, he shall summon a new Court, and order a new trial.

9. The Court shall keep a full record of their proceedings, which shall be deposited among the archives of the Diocese, after the trial is closed.

On motion,

Resolved, That the Constitution and Canons, as now corrected, be published with the Journal of the proceedings of this Convention. (See Appendix B.)

On motion,

Resolved, That the several Rectors and Churchwardens, as soon as practicable, take measures for making collections to defray the expenses of publishing the Journal of this Convention.

Resolved, That Alex. Hamilton, Esq., and D. H. Armstrong, Esq., be a Committee to assist the Secretary in preparing the unpublished Journals of this Diocese for publication.

Resolved further, That this Committee be authorized to draw upon the Treasurer for funds to defray the expenses of printing the Journals.

A. Hamilton, Esq., chairman of the Committee to whom was referred the communication from the Vestry of Christ Church, submitted as their report, which was adopted by the Convention, the following

MEMORIAL

To the General Convention of the Protestant Episcopal Church in the United States of America.

We, the undersigned, Clergy and Lay Delegates of the Diocese of Missouri, represent, that there are now actually within this Diocese but seven Presbyters, viz:

Rev. Thomas Horrell, at present officiating at Christ Church, in the city of St. Louis;

Rev. Chaplin S. Hedges, Chaplain at Jefferson Barracks, and Rector of St. Andrew's Church, about ten miles below this city;

Rev. Peter R. Minard, Rector of St. Paul's Church, St. Louis;

Rev. E. Carter Hutchinson, President of Kemper College, and Rector of St. Peter's Church, at that Institution;

Rev. A. D. Corbin, Professor of Languages at Kemper College;

Rev. Whiting Griswold, Rector of St. John's Church, St. Louis; and the

Rev. Mr. GRIFFITH, temporarily at Boonville.

That of this number, the Rev. Mr. Horrell has come into the Diocese within only a few months past, and Messrs. Corbin and Griffith are without any Parochial charge; so that we have not within the Diocese the canonical complement of settled Presbyters for choosing a Bishop.

That for a long time past,—about twelve months,—Christ Church, in this city, has been and still is vacant, having experienced thus far great and peculiar difficulty in the effort to procure a Rector, arising principally from the Episcopate being open, and it being generally understood that the two posts

were, in a certain sense, connected with each other.

That whilst we duly appreciate the great and valuable services of our very excellent Bishop, and cherish deep sensibility to the innumerable favors he has bestowed upon us, we are decidedly of the opinion, after the most mature deliberation—an opinion, in which, we are happy to state, we have his entire concurrence—that the interests of the Diocese call urgently for that more constant Episcopal labor and countenance, which can be expected only from a resident Bishop.

Satisfied also, from experience, that it is our only and true policy to "raise up Missionaries from the soil," and that this cannot be accomplished to any considerable extent, for some time to come, without such a Bishop; and that amid the difficulties which surround them-with the Romanists on the one hand, and the various sects on the other-our young and inexperienced Missionaries require the continued encouragement, support and oversight of one who shall at all times be in a situation to direct, provide for and superintend affairs, and who, by his actual presence and an immediate participation in their trying and arduous labors, may sympathize with them and thus become identified with their local interests; and having received an assurance from the Vestry of Christ Church of their readiness to support a Rector, who shall at the same time be Bishop,—furnishing him ample opportunities for visiting, exploring and superintending the Diocese, as is desired,—we have resolved, not however without an affecting struggle at the thoughts of a separation from our beloved Missionary Bishop, to request your Honorable Body to appoint and consecrate a Bishop for this Diocese.

We therefore respectfully ask for your action in the premises, in such manner as may best conduce to the prosperity of

the Church in this Diocese and throughout the country, and to the glory of God, and the salvation of men.

St. Louis, Mo., Sept. 30, 1843.

THOMAS HORRELL, Officiating Minister at Chrish Ch., St. Louis.
C. S. HEDGES, Chaplain U. S. A. at Jefferson Barracks, and Rector of St. Andrew's Parish.
P. R. MINARD, Rector of St. Paul's Ch., St. Louis.
A. D. CORBIN, Prof. of Latin and Greek Languages, Kemper Coll. JOSIAH SPALDING, Lay Delegates from Christ Ch., St. Louis.
ALEX. HAMILTON, CHARLES JABINE, GERARD IRVINE, Lay Delegates from St. Paul's Ch., St. Louis.
D. H. ARMSTRONG, JOHN B. M'DOWELL, JOSEPH KLEIN, Jr. Lay Delegates from St. John's Parish, St. Louis.

Whereupon, the Convention made known to the Bishop the individual whom they would prefer to be appointed Bishop of the Diocese, by the following

COMMUNICATION.

To the Right Reverend Jackson Kemper, D. D.

We, the undersigned, members of the Convention of the Diocese of Missouri, take the liberty of making known to you our preference for the Rev. Cicero S. Hawks, Rector of Trinity Church, Buffalo, N. Y., as Bishop of the said Diocese; and request that you will inform the General Convention, that he, the said Cicero S. Hawks, is one whom the said Diocese would prefer for that office.

St. Louis, Sept. 30, 1843.

THOMAS HORRELL, Officiating Minister of Christ Ch., St. Louis.

C. S. HEDGES, Chaplain U. S. A. and Rector of St. Andrew's Parish.

P. R. MINARD, Rector of St. Paul's Church, St. Louis.

A. D. CORBIN, Prof. of Latin and Greek Languages, Kemper College.

J. SPALDING,

A. HAMILTON,

CHARLES JABINE,

CHARLES JABINE,

Lay Delegates of St. Paul's Church, St. Louis.

JOHN B. M'DOWELL,

JOSEPH KLEIN, Jr.

FRANCIS W. SOUTHACK,

St. Louis.

On motion, F. W. Southack and Joseph Klein, Jr., were appointed a Committee to assist the Secretary in transcribing

^(*) The Rev. E. C. Hutchinson, President of Kemper College, and the Rev. Whiting Griswold, Rector of St. John's Church, St. Louis, being absent from the Convention, have since signed this Memorial and Communication with their brethren; and the Rev. George W. Sill, Professor of Mathematics and Natural Philosophy in Kemper College, having been admitted into the Disconate since the Convention, has also affixed his signature to the same.

the minutes of the Journals into the Book of Records of the Journals of this Diocese.

On motion of A. Hamilton, Esq.,

Resolved, That the Rev. P. R. Minard be a special messenger on the part of this Convention, whose duty it shall be, in conjunction with Bishop Kemper, as early as practicable, to call upon the Rev. Cicero S. Hawks, and endeavor to procure his compliance with the wishes of this Convention, and his acceptance of the call given him by the Vestry of Christ Church.

On motion,

Resolved, That when this Convention adjourns, it adjourn to meet on the first Monday in November next, at 10 o'clock, A. M., at this place.

The Convention then adjourned.

Attest,

A. D. CORBIN, Secretary of Convention.

At the adjourned meeting of the Convention of the Diocese of Missouri, held at the Rectory of Christ Church on the first Monday of November, 1843,—the Provisional Bishop being absent, on motion of Mr. Hamilton, the Rev. Thomas Horrell was appointed Chairman; and in the absence of the Secretary, on motion of Rev. Mr. Hedges, the Rev. Mr. Griswold was appointed Secretary pro tempore.

There were present-

REV. THOS. HORRELL, "P. R. MINARD,

REV. C. S. HEDGES, "WHITING GRISWOLD,

of the Clergy; and of the Lay Delegates,

A. HAMILTON, F. W. SOUTHACK, JOSIAH SPALDING, J. B. M'DOWELL, M. D.

The Rev. P. R. Minard, a committee appointed to wait upon the Rev. Cicero S. Hawks, agreeably to a resolution of the last meeting, made the following

Report.

The Committee appointed to wait upon the Rev. CICERO S. HAWKS, and communicate to him our wishes respecting the Episcopate of Missouri, respectfully reports that he has discharged the duties assigned him, and that we may expect a decided answer in a few days.

At present, I am authorized to say no more than that he is

favorably disposed to cast his lot among us.

As to the selection we have made, I am satisfied from personal intercourse, that we have acted wisely. The objection which I personally felt on account of his youth, disappeared when I ascertained that prudence regulated all his actions.

He is sound in his church principles, and firm in his adherence to them, yet mild and gentle towards those who differ from him. In a word, he seems admirably adapted to the situation to which he has been called.

Respectfully submitted.

P. R. MINARD, Committee, &c.

Which report was adopted.

On motion, the Convention adjourned sine die.

WHITING GRISWOLD, Secretary pro tem.

PAROCHIAL REPORTS.

ST. PAUL'S CHURCH, ST. LOUIS,

Rev. P. R. MINARD, Rector.

Baptisms-27 infants, 8 adults,	35
Confirmations.	11
Communicants,	109
Marriages.	12
Burials,	19
Children catechised,	200

Morning and Evening services have been regularly performed on Sundays, and throughout the season of Lent.

ST. JOHN'S CHURCH, ST. LOUIS.

Rev. WHITING GRISWOLD, Rector.

Families,	65
Congregation,	250
Baptisms-infants 26; adults, whites 18, colored 1,	45
Confirmations,	33
Communicants,	71
Teachers in Sunday School,	16
Scholars,	100
Marriages,	5
Burials,	17

Morning and Evening services regularly on Sundays, most of the Festivals and Fasts of the Church, on Friday morning before Communion Sunday, on every Wednesday and Friday morning during Lent, and every morning during Passion Week. The Communion was celebrated every Sunday morning during Lent. A Parochial School has been organized in this Parish and an Orphan's Home, both of which are prosperous. Collections for Domestic Missions, \$39 60; for Sunday School books, \$19 57; for the Tract Society, \$10.

The Rector visited St. Charles twice—celebrated Divine service four times—administered the Communion to twelve persons—baptized two children, and married one couple.—There have been confirmed two persons in this vacant Parish.

Also, he visited Palmyra—officiated in the Church twice, and visited a sick communicant, who has since died.

REPORT OF THE REV. A. D. CORBIN,

Professor of Latin and Greek, Kemper College.

Reports that he has been engaged in the duties of his office at the College. In addition to which, has celebrated Divine service one half of the time on Sundays, during the scholastic year, at St. Peter's Parish. Has performed the services and preached 12 times at St. John's, St. Louis; for St. Paul's, St. Louis, 7 times; for St. Andrew's Parish, once; for Christ Ch., St. Louis, 5 times; for Grace Church, Jefferson City, 6 times; for the Church at Boonville, twice. Administered the Communion once. Baptized 5 infants. Buried 1 adult and 3 infants—in all, 4; 3 of whom belonged to St. John's Parish, and were reported from thence. Married 2 couple. Besides having read services occasionally for the different Churches in St. Louis, and Morning Prayers at the College.

REPORT OF THE REV. DAVID GRIFFITH, Residing near Boonville.

Reports to the Bishop, that his health being much impaired in 1841, he was advised by a highly respectable medical gentleman to rent or purchase a farm. He bought one of eighty acres, about 4½ miles west of Boonville, and commenced working on it.

"Hard work has been a great blessing to me;—my health (with the exception of one of my eyes, which is covered to keep the light from it) is now better than it has been for years. I owe its restoration, under God, to hard labor; and my belief is, that were I to quit hard labor, I would soon be in the same condition as I was before undertaking it.

"Since Mr. Mead left, I have preached 12 times; married 3

couple; baptized 2 children and 2 adults; buried 4.

"I would have officiated more in Boonville, if a place to hold service could have been procured free of charge. The few Episcopalians there are not able to rent a house at present."

No reports were received from Rev. C. S. Hedges, and the Rev. E. C. Hutchinson; nor from the Rev. Thomas Horrell, officiating at Christ Church, St. Louis.

CONSTITUTION AND CANONS

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OF THE

PROTESTANT EPISCOPAL CHURCH

IN THE

DIOCESE OF MISSOURI,

Adopted in the Primary Convention, held in Christ Church, St. Louis, Nov. 16th, 1840;

AND AS ALTERED AND AMENDED AT THE CONVENTIONS OF 1842 AND 1843.

CONSTITUTION.

ARTICLE I.

This Church acknowledges the authority of the General Convention of the Protestant Episcopal Church in the United States of America.

ARTICLE II.

The Bishop, Clergy, and Representatives of the Laity of this Church shall meet in Convention annually on the second Thursday in November, unless otherwise provided for by resolution of the preceding Convention.

ARTICLE III.

Every Clergyman of this Church canonically residing in the Diocese, and not under ecclesiastical censure, is entitled to a seat and vote in Convention.

Every parochial Church in the Diocese may send to the Convention not more than four Lay delegates, to be elected by the Vestry.

Every Church is entitled to be represented in Convention, which recognizes and acknowledges the authority of the Constitution and Canons of this Diocese, and adopts the doctrines, discipline and worship of the Protestent Episcopal Church.

ARTICLE IV.

The Bishop, with such Clergymen and Lay delegates as shall at any time be duly assembled in Convention, shall constitute a quorum: provided however, that in case of vacancy in the Episcopate, or of the absence of the Bishop, such Clergymen and Lay delegates as shall assemble duly shall constitute a quorum; but in the latter case only so far as to adjourn until the next day, when, if the absence of the Bishop continue, the business of the Convention shall proceed.

ARTICLE V.

A Secretary shall be chosen, upon the assembling of the annual Convention, from the members thereof, by ballot.

The duty of the Secretary shall be to take minutes of the proceedings of the Convention; to preserve the journals and records; to attest the public acts of the Convention; to perform such other duties as shall be hereafter assigned him by this constitution, or by canon made under its authority, and faithfully deliver into the hands of his successor all books and papers relative to the concerns of the Convention which may be in his pos-

ARTICLE VI.

In case of vacancy in the Episcopate, or absence of the Bishop, the Convention shall be called to order by the Secretary, and shall elect a President pro tempore, by ballot, from among the Presbyters.

ARTICLE VII.

In all cases of failure or omission to elect any officer or annual committee, the persons then in office, or belonging to the committee, shall continue in their station until their successors are chosen.

ARTICLE VIII.

The Clergy and Lay delegates in Convention shall deliberate in one body, and shall vote as such, unless three members require a separation of the two orders, in which case the two orders shall vote separately; and each Clerical member shall be entitled to one vote, and the Lay delegates of each congregation, conjointly, to one vote.

A majority of the votes of the Convention, and in case of a separation of the two orders, a majority of the votes of each order, shall be necessary to give validity to any canon, regulation, or resolution.

Should the Bishop express his disapprobation of any canon, regulation, or resolution, it shall thereupon be returned to Convention for reconsideration, when a majority of two-thirds of both orders shall be necessary to its adoption.

ARTICLE IX.

The Bishop shall have power to call special Conventions when he may judge it important to the good of the Church, or when applied to for that purpose by the Standing Committee, hereinafter provided for; or in case of a vacancy in the Episcopate, or the continued absence of the Bishop from the Diocese for six months, the Standing Committee shall have power to call a special Convention, and shall do so if applied to for the purpose by any five Presbyters or Vestries of the Diocese.

ARTICLE X.

There shall be chosen, by ballot, at each annual Convention, a committee, consisting of three Presbyters and two Laymen, which shall be called the Standing Committee, three of whom, two being Clergymen, shall constitute a quorum.

At their first meeting, they shall appoint one of the Presbyters of their body to be their President, and another of their number to be their Secretary, whose duty it shall be to keep regular minutes of all proceedings and business of the Standing Committee; to preserve them carefully recorded in a book provided for that purpose alone; to preserve the originals of all papers and letters addressed to the Standing Committee; to attest their public acts; to perform such other duties as they require, and faithfully to deliver into the hands of his successor all books, papers and letters relative to the concerns of the Standing Committee which may have been entrusted to him.

The Standing Committee may make such regulations for the promotion of business as they may think proper, provided such regulations be not at variance with the constitution and canons of this Church.

The minutes of the proceedings of the Standing Committee, and all papers and letters in their hands relating to the concerns of the Church, shall always be subject to the inspection and examination of the Bishop and the Convention.

The Standing Committee shall have power to fill vacancies in their number, and it shall be their duty to do so, as soon as practicable after a vacancy shall occur.

ARTICLE XI.

The election of a Bishop of the Diocese shall be made in a stated annual Convention, or in a Convention called by the Standing Committee, and stated by them to be for that purpose, and not to meet before the expiration of sixty days from the date of their resolution to call said Convention, which resolution shall, on the day following its passage, be communicated by them to every Clergyman in the Diocese by letter, by mail, and published in three or more public papers.

If the Convention determine to proceed to the election, a majority, at least, of the Clergy canonically and actually resident within the Diocese being present, and a majority of the Parishes in union with the Convention being represented, the Clergy shall proceed to choose by ballot some suitable person for Bishop: whereupon, the name of the person having the largest number of votes shall be communicated to the Lay delegates, and, if approved by them, he shall be the Bishop elect; provided, that in every case the person so elected shall have the votes of not less than one-half of the Presbyters canonically and actually resident within the Diocese.

CANONS.

CANON I .- Election of Vestries.

SECTION 1. On Easter Monday in every year, the parishioners of each Church shall elect a Vestry, to consist of not less than three, nor more than eleven members.

SEO. 2. At their first meeting, the Vestry shall appoint a Senior and a Junior Warden, one of whom, in the absence of the Rector, shall be their Chairman. They shall, also, elect a Secretary, whose duty it shall be to take minutes of the proceedings of the Vestry, and to perform such other duties as shall be legally assigned him, and faithfully deliver into the hands of his successor all books and papers relative to the concerns of the Church which may be in his possession.

SEC. 3. The Vestry shall continue in office until their successors shall be appointed.

SEC. 4. The duties of the Vestry shall be, to take charge of the property of the Church; attend to, and regulate all its temporal concerns; to make arrangements for the support of the Rector, and, in case of his death, resignation, or removal, to supply his place as soon as possible.

Canon II .- List of the Clergy.

Section 1. Within one week before the meeting of every Convention of this Diocese, the Bishop, or, in his absence, the Standing Committee, shall cause to be prepared a list of all Ministers canonically resident in the Diocese, annexing the names of their respective Cures, Parishes or Stations, or of the Institutions of Learning in which they are engaged; and in regard to such as are not engaged in Parishes, Missions, or Institutions of Learning, their places of residence only,—specifying at the same time who, of any class, are Deacons; but no Clergyman, while suspended from the Ministry, shall have a place on such list. And such list shall be laid before the Convention immediately after it shall have been called to order, and the names of the clerical members called therefrom; and those entitled by the 3d article of the Constitution, shall thereupon take their seats. The same shall be appended to the Journal, and sent to the Secretary of the Convention.

SEC. 2. When the right of any Clergyman to a seat in the Convention is disputed, it shall be determined by the Convention itself, whether his name be inserted in the list aforesaid, or omitted.

Canon III .- Lay Delegates.

It shall be the duty of all Clergymen entitled to seats in the Convention, to attend the same; and of every Church or Congregation, in union with the Church in this Diocese, to send at least one Lay delegate, who shall exhibit to the Convention a certificate of his election, signed by the Secretary of the Vestry, or by the Rector, or by one of the Wardens.

CANON IV .- Admission into Union.

To enable a Church or Congregation to be received into union with the Church in this Diocese, it shall be necessary that the Vestry submit to the Convention their articles of association; and further, that it be made to appear that such Church or Congregation has acceded to the doctrines, discipline and worship of the Protestant Episcopal Church in the United States, and the Constitution and Canons in this Diocese. A certificate shall also be produced from the Bishop, or in case of his absence, or of a vacancy in the Episcopate, from a majority of the Standing Committee, that notice was given him or them, at least three months before the Convention, of the organization having taken place.

CANON V .- Delegates to General Convention.

At every stated Convention, the Clerical and Lay deputies to the General Convention shall be elected by ballot. One month before the meeting of the General Convention, should either of said delegates find himself unable to attend, he shall signify his inability to the Bishop, or, if there be no Bishop, to the President of the Standing Committee;—whereupon, it shall be the duty of said committee, with the consent of the Bishop, if there be one, to supply the vacancy or vacancies so created.

CANON VI.-Report on State of the Church.

In order to carry into effect the recommendation contained in the 7th Canon of the General Convention, a committee of the Convention of this Diocese shall be appointed at

its regular meeting next before every stated meeting of the General Convention, to draft, with the advice and approbation of the Bishop, a report on the State of the Church, to be presented to the General Convention.

CANON VII.—Treasurer of Convention.

SECTION 1. At the annual meeting of the Convention, there shall be elected a Treasurer of the Convention, whose duty it shall be to receive and disburse all monies collected under its authority, and of which the collection and distribution shall not be otherwise regulated, who shall account annually to the Convention, and whose report shall be examined by a Committee.

SEC. 2. In case of a vacancy in the office of Treasurer, it shall be supplied by a person chosen by the Standing Committee, who shall continue in office until an election is made by the Convention.

CANON VIII .- Mode of Trying Clergymen.

SECTION 1. If any Clergyman of this Church offend in any one or more of the instances enumerated in the canons of the General Convention, complaint may be made to the Bishop, which shall be done in writing by two Presbyters, or three Laymen being communicants of the Church.

- SEC. 2. In every complaint, the charge or charges shall be distinctly specified.
- SEC. 3. The Bishop shall appoint three Presbyters, who shall be constituted a Court for trying the accused person, and who shall be judges both of the law and the facts.
- SEC. 4. A copy of the charges and specifications, and also sixty days' notice of the time and place of the trial, shall be given to the accused.
- SEC. 5. If the accused fail to appear, without reasonable excuse his default shall be entered, and he shall be suspended from the exercise of his clerical functions for the space of six months; and if, during that period, he shall not apply for a trial, he shall then be degraded from the Ministry.
- SEC. 6. The judgment of the Court shall, in all cases, be made known in writing to the accused, and to the Vestry of his Church, if he be a Parochial Minister.
- SEC. 7. If the Bishop approve the judgment, he shall, within thirty days, proceed to administer the discipline prescribed by the Court.
- SEC. 8. If within the time aforesaid the accused apply for a new trial, and the Bishop is of the opinion that there be reasonable cause therefor, he shall summon a new Court, and order a new trial.
- SEC. 9. The Court shall keep a full record of their proceedings, which shall be deposited among the archives of the Diocese, after the trial is closed.