

Lib. H. D. witnesses nominated to attest the said Article were called & sworn in like manner as the former to say the truth of their knowledge concerning the said Article w^{ch} was read unto them; who upon their Oaths do say, they know of no such thing; only John Shanks says, he (by virtue of an Order of his Ex^{ncy} and Councill) once seiz'd some papers belonging to Cap^t John Cood w^{ch} he carryed up to Annapolis; being then under Sherriff to M^r Rob^t Mason High Sherriff of S^t Maries County.

6th Article read Viz^t He grants speciall Comissions to all Spiritual Courts contrary to any Law or Act of Assembly of that Countrey, and gives a Comission to call a Court in one mans name, and suffered the Iustices to try Causes in another mans name. Major Will^m Dent & M^r Sam^l Watkins, witnesses nominated to attest the said Article, were called & sworne in like manner as the former to say the truth of their knowledge concerning the said Article, w^{ch} was read unto them; who desire they may give their answer thereto in writing, and was accordingly done as followes,

Viz^t As to the Article charging that the Govern^r has granted Comissions in especial Courts in one mans name & suffering the Iustices to try the cause in another, and vouching me Will^m Dent to attest the same I depose that I never knew any such thing by the Govern^r

But that I being Attorney of Thomas Aishwick (who was factor of John Rogers of Plymouth Merchant) about thirty odd hogsheads of Tobb^o that Cap^t Slye had taken & sent on board Cap^t Sam^l Scurry belonging to s^d Rogers & Aishwick we petitioned that it being a matter of Trade; We petitioned his Ex^{ncy} for a special Commission for a speedy tryall, w^{ch} was granted, and we filed severall declarations ag^t Scurry for thirty hh^{ds} of tobacco at Suite of Rogers & ag^t Slye for two or three hh^{ds} of Tobacco in the name of s^d Rogers Merchant and all the actions save one, Slye agreed to pay debt and cost himselfe; and the other action being ag^t Scurry for the thirty hh^{ds} Cap^t Slye was baile for and managed at tryall, upon w^{ch} we had judgement against him on a tryall; from w^{ch} Iudgment Cap^t Slye said he would appeale; but I never saw any more than that Cap^t Slye asked some persons then p^rsent to be bound with him for the appeal, but they refused. Samuell Watkins saith that he knoweth nothing of his Ex^{ncy} granting any Commission or Comissions of Oyer & Terminer for tryall of causes contrary to law within this Province. S. Watkins.

14th Article read; Viz^t He hath Erected a Town in a very ill remote place of the Province which he hath named Annaplis, where he holds the Provincial Court enjoyned all Officers to live there, hath put the Countrey to an unreasonable charge