

Liber
P. C. R. iust power of his lo^p, and the Subversion of the Government of this Province and contrary to the peace of his said Lo^p his rule and dominion.

Attorney
General v.
Fendall
Vide 3 Md.
Arch. Coun.
395 The Indictm^t returned by the Grand Jury aforesaid ag^t Josias Fendall late Gouvernor of this Province, wherupon they returned Billa Vera

The Jury do present for the Lord Proprietary that Josias Fendall late Governor of this Province of Maryland contrary to his Oath and trust, not haueing the feare of God before his Eyes, and by instigation of the Diuell mutinously & contrary to the Act of Assembly in that case provided within this Province of Maryland, the Dominion of his lo^p over and in this Province aforesaid to take away hath plotted contriued and by force attempted that is to Say

[Vide I Md.
Arch. Ass.
389] On Tuesday 13th March 1659 at the howse of M^r Robert Slye Marchant in Saint Clements Mannor in the County of Saint Maryes by word and writeing ag^t his lo^{ps} lawfull power of makeing lawes within this Province by the Express words of his Pattennt to him granted did declare

And further do present that the said Josias Fendall did with Thomas Gerrard, John Hatch, W^m ffuller Sampson Waring Thomas Hinson and Joseph Wicks and William Burgess and divers other persons calling themselues an Assembly to one Act entituled an Act for repealing all former acts falsely and ag^t the express words of his Comission consent, As also to another pretended Act entituled an Act providing ag^t any disturbance in the present Government whereby they made it fellony for any person to disturbe the Government soe as it was established by that pretended Assembly, and to divers other Acts tending to abolish his lo^{ps} iust rule and dominion over this Province

And further also do present that the said Josias Fendall by force the dominion of his said lo^p to take away hath attempted (vizt) vpon the 28th day of March signing Comissions to Millitary Officers, and afterwards in the moneths of July August and the forces by those officers raised

p. 430 And further also do present that the said Josias Fendall hath in opposition to his lo^{ps} iust rule and dominion severall writts as well in Causes Ciuill as Criminall signed and proces by vertue of his pretended Commission from the said pretended Assembly received the 5th of May 30th and 31th of July 16th of August 21th of September and 15th of Nouember held Councells with Thomas Gerrard Robert Slye and Nathaniell Vtye 15th of September publishing a declaration comanding all persons to owne no Authority but what come imediately from his Ma^{ty}, or the Grand Assembly of this Province thereby collourably sheltring his Rebellion vnder a pretence of his Sacred Ma^{ties} name, And also a letter dated 20th of Nouember, and after

[The records of these Council meetings are lost]