

1658

ved) to appoint an Attorney General. till, further Order from his Lordship was produced. And it was mooved by the said Gerrard to know the Opinion of the Board whether the power granted to the Governor & Secretary by the said Letter were good or not.

And it was Resolved by the whole board in the affirmative.

And Ordered that that Clause concerning the Power of appointing an Attorney General in the said letter (contained be put upon Record in the Councell booke.

Which Clause is as followeth. (viz) For what you proposed touching the Appointing an Attorney General; the Governor and you may doe therein what you shall see Needfull, untill another be appointed by me.

The letter is superscribed To my most affectionate loving brother Philip Calvert Esq; in Maryland. Subscribed Your very affectionate loving brother C. Baltimore. Dated London 21st Novemb: 1657.

Then was Read the Information against Mr Gerrard viz

To the Hon: the Govern^r & Councell

The Information of Richard Smith his Lordships Attorney General

Humblly sheweth.

That Whereas all persons of his Lordships Councell are by oath bound the debates of the said Councell to keepe secret to the end the intentions & endeavours of his Lordship & them his faithfull Councillors & the Instructions to them by his Lordship directed for the good, peace, & quiett of this his Lordships Country & people be not frustrated to the damage of the said People and dishonour of his Lordship Yet so it is that Thomas Gerrard Esq; of St Clements Mannor in the County of St Marys not having the feare of God before his Eyes nor respecting his oath so solemnly taken nor yett tendering the good of the People over whom he was placed as a minister of Justice hath falsely & maliciously and against the oath of Councillor of state within this Province by him taken the private debates of the Councell disclosed viz at Mr Robert Sizer house at or about the beginning of May last that it was at the councell Resolved to make Mr Richard Preston one of his Lordships Councillors hath before many persons affirmed & as a debate of the Councell disclosed contrary to his duty, faith, & oath for secrecy solemnly taken.

And whereas the disafection of the People to their Governours, in all places & in particular in this Province hath bin ever found pernicious and destructive to the Peace & well fare of the People (the said Gerrard by means at his owne Greatnes which in unexpected times he might uphold when by the sad distractions of this Province no one Party could for the endeavours of the other such factious parties sufficiently controule) false & scandalous speeches & Reports hath cast abroad tending to Avert & alienate the minds of his Lordships best friends from his Lordships Governour & consequently Govern: here (since without officers no Govern: can stand) Insinuating (cunningly unto the People (viz at or about the

beginning)