

to prove Compassing and Imagining the Kings death. It
 the trial of Thomas Jones, George Phillips and others 14 Jan.
 it was Reported by all the Judges, 10th of assembling and Conspiring
 together was of it self an Overt Act of Compassing his
 death. 2^d That if a person knowing of such a Design doth Meet
 with them and hear their treasonable Discourses he is guilty
 of high treason the he say or do nothing; for that he is bound
 good to like and approve their plot. And if one drop into
 such Company without knowing what they are about,
 and sit still hearing their Discourse without opening his
 Mouth he is not guilty of treason. Unless he Meet with them
 again at their fearful labours and Conswall the Matter. In
 Edward Digby had Judgement of high treason for Meeting
 with the Gun powder plotters, and hearing their Design with
 out proposing it; a Troit there was no Evidence of his pro-
 posing or acting in Relation thereto, Kol. Rep. 17. It was Re-
 solved by all the Judges of England, that the Treason-Mur-
 der of King Charles the first with the special Proce-
 stances of it, should be said as an Overt Act to prove
 the Compassing his death. Kol. Rep. 8. Printing treasonable
 and seditious Books is an Overt Act to prove the prin-
 ting the Kings death. Kol. Reps. 22. 23. Because the prin-
 ting be already, it must be used according to law, and not
 abused by publishing scandal and positions. As a Coun-
 sellor at law for taking upon him to Churlish fashion the
 Colour of pleading for his Client against the King, will
 be liable to punishment. Kol. Reps. 23. So is Car. 2 John
 Gwyer Printer had Judgement of high treason and was
 Executed for Printing by himself and his servants and
 Executing a Book entitled, a treatise of the Convention
 of Justices, where in it plainly proved, that the Execu-
 tion of Judgement is as well the peoples, as the Magis-
 trates duty, and if the Magistrate has power to judge
 ment, the people are bound by the law of God to
 execute Judgement without them and upon them. In
 which Book the Supreme Magistrate is made account-
 able to the people who are permitted to Revolt at
 1711

An Action honourable and Constitutionall, to take arms
 against the King and put him to death and to take the Re-
 ministration of the Government into their hands. For it was
 Reported by all the Judges, that printing and publishing
 such wicked positions, was an Overt Act of Declaring the
 treason of Compassing and Imagining the Kings death.
 Kol. Rep. 22. 23. At the same time, Simon Doves, Thomas
 Browder and Nathaniel B. were more impor-
 tantly dealt with, and were punished of a great Misdemeanour
 measure for printing and publishing the speeches and
 prayers of the Garrison book of Hugh Peters and other kindred words
 for the Murder of King Charles the first, which in their
 Villany was fulfilled, and another Book a Book of the
 or Solemn League and Covenant, containing the Charges of
 Dangerous Conspires, and being convicted thereof, were
 Honorized and committed to prison without Bail but the
 next good Delivery, and bound them to make open
 profession of their offences and not to do but at Liberty
 without putting in good Sureties not to print or publish
 any Books without allowance by authority. Kol. Rep. 22.
 Writings published by the Delinquent Kings, are a just
 account given. But writings though printed in ones pro-
 fit, amount not to an Overt Act of high treason; for
 they papers were only writ by way of Amusement or
 Diversion, or with a Design to improve them. It is true
 Papers having been found in the Closet of Algernon
 Sidney Esquire, where in he had asserted that printed and
 their power from the people with Restrictions and
 Limitations, and that they were liable to the Justice of
 the people if they abused their power to the prejudice
 of the Subjects against established Laws, he was 21
 Novemb. 1683 Attainted in the Court of Kings Bench
 thereupon as an Evidence or Overt Act of his being
 in a plot against the Kings life. Albeit he pleaded, that
 whatsoever were in those papers they were his own
 private thoughts and Speculations of Government
 at the times, were Communicated to Eng. so that there
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