

Anno 1551.

Articles and positions ministred ioyntly and seuely objected to the B. of Winchester.

Articles ministred agaynst Winchester by the Commissioners.

In primis, that the kings Maiestie iustly and rightfully is, and by the lawes of God ought to be the supreme head in earth of the Church of England and Ireland, and so is by the Clergie of this realme in their conuocation, and by the Act of Parliament iustly and according to the lawes of God recognised.

2 Item, that his maiestie as supreme head of the said churches, hath full power and authoritie to make and let such Lawes, Iniunctions, and ordinances, for and concerning Religion and orders in the said churches, for the increase of vertue and suppressing of all errorours, heresies, and other enormities and abuses.

3 Item, that all and euery his graces subiectes are bound by the lawes of God to obey all his highnesse laide lawes, Iniunctions, and proceedings concerning religion & orders in the sayd Churches.

4 Item, that you Steuen B. of Winchester haue sworne obedience to his Maiestie, as supreme head of this Church of England and also of Ireland.

5 Item, that all and euery his graces subiectes that disobey any of his sayde Maiesties lawes, Iniunctions, ordinances and proceedings already set forth & published, or hereafter to be set forth & published, ought worthely to be punished according to his graces Ecclesiasticall lawes, vsed within this his realme.

6 Item, that you sayd Bishop, as wel in the kings maiesties late visitation wthin your Diocesse, as at sondry other times, haue ben complained vpon, & sundry informations made against you for your doings, sayings & preachings against sundry Iniunctions, orders and other proceedings of his maiestie set forth for reformation of errorours, superstitions and other abuses in religion.

7 Item, that after and vpon the occasion of those & other many complaints and informations, you haue ben sundry times admonished, commanded and enioyned to conforme your selfe, as to your ductie appertaineth.

8 Item, that after the premises, and for that those former admonitions & commaundements notwithstanding, you did yet still shewe your selfe not conformable, & for that also by your example the people were much animated, & therby occasion of muche iniquitennesse ministred, you were called before the kings maiesties counsell in the moneth of June, the 2. yeare of his maiesties raigne, & by them on his highnes behalfe commaunded to preache a Sermon before his maiestie, and therein to declare the iustnes and godlines of his Maiesties father and his proceedings vpon certaine matters partly mentioned in certaine articles to you deliuered in wryting, and partly otherwise declared vnto you. The effecte wherof, was touching the vsurped authoritie of the B. of Rome, and that his pretended authoritie was iustly & godly taken away in this realme, & other the kings maiesties dominions: Touching the first suppression and taking away of Monasteries, Religious houses, Pilgrimages, Reliques, Shyenes and Images, the superstitious going about of S. Nicholas bishop, S. Edmund, S. Baitherin, S. Clement and such like, for taking away of Chaires, Orbes and Colleges, touching hallowing of Candles, water, ashes, palme, holy becade, beades, creeping to the crosse and such like: touching the setting forth of the kings maiesties authoritie in his ydg yeres to be as great, as if his highnesse were of many more yeres, touching auricular confession, touching the procession & common prayer in English, and that things done in generall Councils against the worde of God, may be iustly reuoked in particular Councils.

9 Item, that you receiuing the same, and promising to declare them in a sermone by you made before his Maiestie for that purpose, on the feast of S. Peter in the sayd second yere of his highnesse raigne, did then and there contemptuously and disobediently omit to declare and set forth many of the sayd matters to the great contempt of his Maiestie, and dangerous example of others.

10 Item, that you being also commanded, and on his maiesties behalf, for the auoyding of tumult, & for other great considerations inhibited to treate of any matter in controuerse concerning the Masse or the communion (then commonly called the Sacrament of the altar) did contrary to the sayd commaundement & inhibition, declare diuers your iudgements & opinions in the same, in manifest contempt of his Maiesties sayd inhibition, to the great offence of the hearers, and disturbance of the common quiet, and vniuersity of the realme.

11 Item, that after the premises, videlicet, in the moneths of May or June, or one of them, in the thirde yeare of his highnesse raigne, his Maiestie sent cistones vnto you, to

know your conformity towards his said reformation, and specially touching the booke of Common prayer then lately set forth by his maiestie, wherunto you at the same time refused to shewe your selfe conformable.

12 Item, that after that, videlicet the 3. day of July, in the fourth yeare of his Maiesties raigne, his highnes sent vnto you his graces letters, wyth a certaine submission and articles, wherunto his grace willed and commaunded you to subscribe, to the whyche submission you contemptuously refused to subscribe.

13 Item, that you hauing cistones certaine of the sayde most honorable Council sent vnto you the 12. of July, in the sayd fourth yeare, wyth the same submission, and being in his maiesties behalfe required and commaunded to consider agayne better the sayd submission and to subscribe the same, stode in iustificatioun of your selfe, and woude in no wise subscribe thereunto.

14 Item, that after all thys, the 14. daye of July, in the sayde fourth yeare, the sayd kings Maiestie sent yet agayne vnto you certaine of his maiesties most honorable council wyth an other submission and diuers other articles, wiling and commaunding you to subscribe your name thereunto, wyche to do you vnterly refused.

15 Item, that after all thys, videlicet the 19. of July in the sayde fourth yeare, you being personally called before the whole counsaile, and hauing the sayde submission and articles openly and distinctly read vnto you, and required to subscribe the same, refused for vnwill and fantasticall considerations by you afferred, to subscribe the same.

16 Item, that for your sundry and manifold contempres and disobediences in this behalfe vsed, the frutes of your benefice were then by speciall commission of his Maiestie iustly and lawfully sequestrcd.

17 Item, that after this, you had intimation and peremptorie monition, wyth communication that you shuld wthin 3. monethes next following the sayde intimation, reconcile and submit your selfe vpon paine of deprivation.

18 Item, that the saide 3. moneths are now fully expired and runne.

19 Item that you haue not herterto, according to the sayd intimation and monition submitted: reconciled, nor reformed your self, but contemptuously yet still remaine in your disobedience. whereupon they required the B. of Winchester, then and there personally present to be sworne faithfully and truly to make answer.

After these articles were exhibited vnto him, and he hauing leaue to say for himself, woude be vsed at the cauteils, shytes and remedies of the law to his most aduantage, by way of protesting, recusing and excepting against the commission, and requiring also the copies as well of the Articles, as of his protestation of the Actuaries (which wer xx. Say and Tho. Argall) time and respit was assigned vnto hym to answer to the sayd Articles in wryting. But he so cauilled and dalled from day to day, to answer directly, although he was sufficiently laboured and perswaded to the same by sondry callings and Actes, and also abundantly conuicted by depositions and witnesses, especially by matter induced by the L. Paget, and Andrew Bepton, & W. Chaleno, pag. 816. (all which I referre to my first booke) that at the last he appealed from them, reputing them not to be competent and indifferent iudges to heare and determine his cause, vnto the kings royal person: notwithstanding by protestation alwaies referring to himselfe the benefite of his appellation: And so proceeded he to the answering of the foresaid articles, but in such crafty and obstinate manner, as before he had ben accustomed, and as at large to them that be desirous to vnderstand the processe thereof, in the first booke of the Actes and monuments of the Church aforesayd may appeare.

But brichly to conclude, such exceptions he vsed against the witnesses produced against him, and he himselfe produced such a number of witnesses in his defence, and vsed so many delates and cauillations, that in the end the commissioners seeing his stubbernesse, proceeded to the sentence definitive against him, as here vnder followeth.

Sentence definitive agaynst Stephen Gardiner B. of Winchester.

In the name of God, Amen. By authority of a commission by the high and mighty prince our moste gracious soveraigne Lord Edward the 6. by the grace of God king of England, France, and Ireland, defendour of the faith, and of the Church of England and also of Ireland in earth the supreme head, the renour wherof hereafter ensueth: Edward the first, &c. wee Thomas by the sufferance of God Archbishop of Canterbury, primate of all England, and Metropolitan, wyth the right reuerende fathers in God, Nicolas

Winchester standeth in iustificatioun of himselfe.

Fantasticall considerations of Winchester.

Winchester sworne to answer truly.

Time geue to Winchester to answer by wryting. For the depositions of these and other witnesses against Wint. read in the first edition of Actes & Monuments, pag. 816.

Winchester sworne to the kings supremacy.

Winchester after his oth found disobedient to the king and his proceedings.

The manifold transgressions of Wint. worthy of punishment

Winchesters contemptuous disobedience to the king.

Winchester stubbornly refused to conforme himselfe to the booke of the kings proceedings.

The final sentence for the deprivation of the Bishop of Winchester.