

murder of M^r Christopher Rousby by the hands of Coll George Talbott, he had immediately acquainted Coll Henry Darnall therewith on Saturday last the first of this instant very late at night, that on Sondag Morning they both together issued out their warrant to the Sheriff of Calvert County to make diligent search and enquiry by Land and water in all parts of his Bailywick for the said Coll Talbott & him where-soever he should be found to apprehend and take into Custody in ord^r to be brought to his tryall That after the issueing of the said warrant to the Sheriff, They the said Coll Henry Darnall and Maj^r Nicholas Sewall in Company with M^r Robert Carvile & John Llewelin went on board The Quaker-Ketch Capt. Thomas Allen Command^r then lyeing in Pottuxen River being The Kings Mann of Warr, where they had also been informed that the murder was Committed, and the said Coll Talbott detained Prisoner; when they came on board they demanded in his L^{ys} name the delivery up of the Prisoner to be brought to tryall here in this Governm^t where the ffact was committed, and where onely and properly the same was cognizable; but the Captain notwithstanding such demand thrice made, still peremptorily refused to deliver the Prisoner. They the said Coll Henry Darnall and Maj^r Sewall then proceeded to lett him know that he had not (in their opinion) civilly and fairely comported himself to the Governm^t for that (they Conceived) he ought upon his arrivall here in this Province, and before he had exercised his Comission here, to have applyed himself to the Governm^t and acquainted them therewith; To which he roughly replyed, that for the Governm^t he had nothing to doe with it, his business was onely with the Kings Collecto^r who then lay murdered aboard his Ketch by Talbott then his prisoner whom they demanded, They answered that as he bore his Majesties Comission it had been but civil, and what they thought he was obleiged to, to have made knowne the same to the Governm^t in what part of the Kings Dominions soever he should come for otherwise any Pirate or other Robber might upon pretence of such Comission come and doe what mischiefe they pleased in harbour, and be gone again before any provision could be made to suppress them, whereupon in some seemeing disturbance he produced his Commission and Instructions, by all w^{ch} it did not any waies appeare to them that he had that power given him, which he assumed to himself, of comeing into this or any other place or Governm^t within his Maj^{ties} Dominions, to harbour without giveing notice thereof and making the Governm^t acquainted with his Commission

The said Sewall ffurther acquainted the board that the Ketch arrived in Pottuxen River Thursday afternoone about

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