

Lib. J. R. Deponent does not know, that when the said Outten with his
 & U. S. Party went into the House Willey was up the Loft and stood
 Over a Vacancy that was in the plank that made the Floore
 of the Loft and with a Large Stick about the Length of Six
 feet Kept off the said Outten who was attempting to Take him
 that as soon as Outten Attempted to get up the said Vacancy
 the said Willey Struck at him with the Stick aforesaid when
 Col^o Dennis who was then present proposed to the said
 William Outten and the said John Willy that all endeavours
 to take the said Willey should be Stopped and the matter
 Referred to the Magistrates of Worcester and Sussex Coun-
 ties to be by them Amicably settled which was readily agreed
 to by both the said William Outten and the said John Willey
 upon which the said John Willey requested the said Outten
 with all who were in Company with him to sit down which
 they or the greatest part of them did, that in a very short
 Time afterwards when the said Outten and those that were
 with him were about to Return home, without any farther to
 do in the matter a certain John Sharpe and Pennington
 Welch Came up Sharpe with a Stick in his hand and Welch
 with an Iron rod, Sharpe calling out where is the Damned
 Sheriff I will Split him to the Earth or words to that effect,
 p. 288 upon Which Outten went Out of the House (he not having
 gone out untill then) with a Cutlass (which had that Day
 been Taken from a Certain William Mullinux) in his hand
 that then the said Outten and Sharpe Engaged and after
 Several Strokes had passed between them, the said Welch
 made a Stroke at the said William Outten which fell on his
 Shoulders with such violence that the rod did Bend and fly
 out of the hand of the said Welch, when both Welch and
 Sharpe run off but as Sharp Turned to Run Outten made a
 Stroke at him which wounded him on the Left Shoulder upon
 Which the Engagement ended and the said William Outten
 with those that were in Company with him went to get their
 Horses in order to Return home but that Sundry persons
 immediately came up some with Guns and some with Clubs
 upon Which the said John Willy came out of his House and
 called out give me a Gun and I will shoot the Son of a Bitch
 upon Which the said John Willy took a Gun and Some One
 bid him shoot upon which some of the Company who had
 come (as this Deponent Supposes) to oppose the Sheriff
 called out if you shoot, shoot him in the Legs but Sharp
 called out Damn him shoot him in the Body, that the said
 John Willy then went Round the House with the Gun in his
 hand and upon Outtens hearing some one call out he is going
 to shoot you he Turned about and the said Willey came
 within about Ten yards of Outten presented the Gun and
 Shot him, after which this Deponent & all the Company