

Order to take Care of the Brig and prevent her being driven on Shore, that some short Time after he the Deponent and the other four Men had got on Board the Brig the Painter with which they had fastened the Schooners Boat to the Brig gave Way and the Boat went adrift, but the Schooner bore down and took the Boat up, that then he the Deponent shortned Sail in Order that the Schooner might come up with the Brig Marlbro' of which he had then Charge, and soon after perceiving that a Whiff was hoisted to the Schooners' Mast-Head as a Signal to speak with him the Deponent he hove to, and the Schooner then being to the Windward of the Brig came to an Anchor that immediately afterwards the Deponent saw the Schooners' Sails lowered, and all the Brig's-People being nine in Number jump into the Schooner's-Yawl, and row towards the Brig which they boarded three of them having in their Hands naked Cutlasses which they had brought from the Schooner, that after the said Brig's Crew had come on Board the Brig he the Deponent applied to them for the Boat in Order that he and his four Men might return on Board the Schooner but they refused to let him have the Boat one of them named M^cLachlan at the same Time holding a drawn Cutlass over the Deponents' Head, and swearing he would cut him down if he the Deponent offered to say a Word: That then the Marlbro's Crew made all the Sail they could and stood up the Bay having taken all the Oars out of the Boat, and veered her a stern, that about one or two o'Clock in the Morning the Mate of the Marlborough whose Name he thinks was Belt, came to him the Deponent and ordered him and his four People to go into the Boat, saying he would keep them no longer on Board and that if they did not go readily he would put them in Head-foremost, and that when the four People were descending into the Boat the said Mate of the Marlborough demanded the Brig's Papers of the Deponent in whose Custody they had been, since they had been first delivered to him by Captain Mulkere, that at first the Deponent hesitated to deliver them, saying that he had no Papers belonging to him the said Marlbro's Mate, but the Mate saying peremptorily that the Brig's Papers were in his the Deponents Pocket together with Captain Mulkere's Commission, and again ordering the Deponent to deliver them he the Deponent apprehending that his Life would be in Danger was he to refuse, took them out of his Pocket, and laid the said Papers down together with Captain Mulkere's Commission on the Locker in the Cabbin whence the Marlbro's Mate took up the Brig's Papers but did not touch the Commission, and the Deponent says that at the Time he received

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