Lib. J. R. mentioned Signal had been made, the Schooner's Anchor & U. S. was let go and all the Brig's Crew went down into the Schooner's Boat and returned on Board their own Vessel, but that they carried no Cutlasses, or any other Weapon with them, nor did he hear either Captain Carcaud or his Mate M^r Belt say any thing concerning Papers when they were about to go into the Boat, and the Examinant saith that during the Time that he continued on Board the Schooner he was always forward on the Deck and never went into or near the Cabbin. This Examinant saith that when he and his Comrades returned on Board the Brig they found the People who had Charge of her drunk so that two or three of them could scarcely stand, and that some of them were just then drinking, and that soon afterwards the Schooner's Mate and some of his People went to Sleep, and the Brig was so steered as to stand up the Bay there being a light Breeze, but by whom or whose Orders she was so steered or managed the Examinant saith he doth not know; This Examinant says further that the same Evening a little after it became dark the Schooner's People on Board the Brig went into their Boat but the Examinant doth not remember that any one ordered them to go into the Boat or whether they took any Thing with them or not, That the next Morning or the second Morning after (he does not remember p. 293 which) after Sun Rise, the Brig being then at Anchor a Pilot came on Board and carried the Vessel up Patuxent River, where she again came to an Anchor and Captain Carcaud went on Shore in his Boat.

> his Laughlin X Donnalon Mark

14th March 1761: Taken before the Governor and Council J Ross Cl: Conc..

Richard Morgan Mariner aged twenty two Years or thereabouts being examined saith that about Christmas last being then at Salem in Delaware he shipped himself on Board the Brig Duke of Marlbro' of which one David Carcaud is Master, that coming round from Delaware in said Brig into Chesopeak-Bay, he one Morning about ten o'Clock (but what Day he doth not remember) saw a Schooner which hailed the Brig, asking whence she came, whereupon he thinks Captain Carcaud answered "from Sea" that then the Person who had hailed the Brig ordered Captain Carcaud to bring to, which he did immediately, and that then a Person who called himself Mate of the Schooner came on Board and went into the Cabbin with Captain Carcaud, that he