

had picked it up & given no receipt for it, it was under-
stand for him to give a receipt. The powder did not belong
to the Marine Detachments.

Whereupon the testimony of Sgt. Mackay being closed he was
directed to withdraw, & Capt Grayson being again called
as a witness was examined & deposed as follows.

Ques. Do you know how many rounds of round shot
were carried down with the detachment, & what
quantity were brought back to this place? Answer.
I received at the Magazine in this city, before our march,
about one hundred rounds of stapped shot. I do know who
there was had any loose balls. Eight or nine of our stapped
shot were fired at the target in the creek, & the balls
contrary we had for the artillery were brought with us to
the field.

Ques. by Capt Walker. Did you see any loose powder on the
field near the battery on the 26th June? Answer. I saw
two or three barrels of loose powder on the field in the rear
of Col Wadsworth's battery, which appeared to have been left
there when the spiked guns & the pile were abandoned. They

did not belong to the Marines, but were seized off the field
by us & taken to our encampment near Dickinson's mill
right of the creek, where it was left with directions to be
delivered to those who had charge of the eighteen pounders
in Col Cauchy's regiments.

And no further questions being put by Capt Gray-
son, & the legal hour of adjournment having arrived,
the court adjourned to Friday next at 11 o'clock.

Friday August 5th 1814.

pursuant to adjournment the court this day assembled
present Captain Crable president
Captains Swain & Captain Dixon Members & having
Judge advocate. Captain Samuel Miller being also
present the court was opened, & the proceedings of the
preceding day recapitulated. Whereupon Capt. Miller being
of the Quarter master's department being called as a witness by the
Judge advocate was sworn in due form of law all other
witnesses being absent, & deposed as follows. I went down
with Col Wadsworth to St. Bernard's creek, & the first time
I saw the pile was on the 24th June, while he was retir-
ing from the ground, which Colonel Wadsworth & myself