

~~whether Capt Miller & his detachment were under the~~
 whether Capt Miller & his detachment were under the
 orders of Col. Wadsworth during the action of the 26th June
 by the terms of the 62^d Article of war. Col. Wadsworth
 himself has admitted in his testimony that he did not
 consider himself entitled to command Capt Miller
 & that he did not assume any command over him.
 Capt Miller ^{was} therefore ^{authorized} to exercise his dis-
 cretion in every movement, & as his original orders
 of the 10th June placed him under "the immediate &
 exclusive orders of the Navy Department" & no orders
 were sent to place himself under the command of
 Col. Wadsworth, he was justified in considering him-
 self independent of the latter. But it has been fully
 proved that he was always desirous "to afford all the
 cooperation in his power to the military, in the com-
 mon object of annoying the enemy." & this disposi-
 tion was sustained after as well as during the action.
 The court is therefore ^{unanimously} of opinion that the

~~conduct of Capt Miller & his detachment~~
 conduct of Capt Miller & his detachment
 detachment of persons under his command to
 St. Leonard's creek, was that of a brave vigilant
 judicious & enterprising officer, that he strictly
 complied with all the orders of the Navy Depart-
 ment, & performed all the duties which the nature
 of the service demanded.

JOHN C. RAY, Capt. of
 Marine & Purser

Alex. Sevier
 Capt. of men

Sam. Barron
 Capt. of men

J. Post
 John Law
 Judge Advocate

Whereupon the court adjourned sine die.

Post
 John Law
 Judge Advocate

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