(7th) The third Interrogatory was waived by consent. Item. To the fourth Interrogatory deponent answers and says I never did. Item. From the 5th to the 13th Interrogatory inclusive waived by consent. Item. To the fourteenth Interrogatory deponent answers and says, It has been three years or more since William W. Allen took the Flints, deponent thinks, having the twenty one years old or upwards, he was frequently in Pollitt's Store, he has been drinking but knew not what he was doing. (12) Item. To the fifteenth interrogatory deponent answers says John Williams informed him that Pollitt told him, John Williams then called on me & told him. Item. To the sixteenth Interrogatory deponent answers and says, It was in saving Goose Shot. William W. Allen told deponent that he had cut tops from twenty thousand Corn Stalks in one day, deponent replied that he did not, nor could not do it. William W. Allen then said that he had done it, the conversation did not appear to be in jest, deponent told Allen that if he would to that lie he became as black as he was then white, he the deponent would not believe him. William W. Allen was not on oath administered by an authorized officer, I further this deponent saith not.

Pickleton Pollitt of Somerset County, being thirty six years of age or thereabouts, a witness produced and sworn as aforesaid on the part and behalf of the defendants in this cause, and he being examined by the Commissioners deposeth and saith as follows.

Imprimis. To the first interrogatory filed on the part of the defendants this deponent answereth and says I know all the parties I have known W. Guillet ever since he came here, John Williams for about five years William W. Allen about ten or twelve years and William Whittington for — 11 months & two years. Item. To the second Interrogatory deponent answers says (13) I do not recollect of ever having heard William W. Allen say any thing respecting lands papers or documents. Item. To the third Interrogatory deponent answers and says I have had the means of knowing the general character of William W. Allen, and have had considerable dealings with him, and would not believe him on his oath. Item to the last interrogatory deponent answers & says I do not consider William W. Allen an honest man he stole some gun-flints from my store one evening. On cross-examination of the said Pickleton Pollitt upon interrogatories filed and propounded on the part of the Complainant this deponent answers says as follows. Imprimis. To the first interrogatory this deponent answers and says, we have had some difference lately, he was owing me money, I called upon him for it and he refused to pay me, this is all the difference we have had. Item. To the second Interrogatory deponent answers and says. I have heard William W. Allen say that Peter Guillet himself had had a difference, but was not present during their difference, nor does not know at what time it took place. Item. The third Interrogatory waived by consent. Item. To Interrogatory the fourth deponent answers says I do not recollect of ever having heard William W. Allen or John Williams say any thing relative to any agreement or understanding ~~understanding~~. Item. From the fifth interrogatory to the sixteenth inclusive waived by consent as inapplicable. Item. To Interrogatory the seventeenth deponent answers and says, I do not think that it would be of any advantage to John Williams. Item. To the eighteenth Interrogatory deponent answers and says "Because I consider him a Rogue, and would steal any thing he could out of my store." Item. To the nineteenth Interrogatory deponent answers and says "No he never did". Item. To the twentieth Interrogatory, deponent answers and says "no he never paid me". Item. To the twenty first Interrogatory, deponent answers and says twelve dollars. Item. To the twenty second Interrogatory, deponent answers and says I told him that William W. Allen had been in the habit of dealing with me, but that I had not full confidence in his honesty, I never told Peter Guillet that I let William W. Allen have my Corn House key to get corn, and I do not recollect that William W. Allen corn was in my Corn House. I never told Peter Guillet that I had repeatedly given William W. Allen the key of my Corn House "and" never told Peter Guillet that I requested William W. Allen to have an eye over my store when I was engaged myself, or that I was astonished when Josiah Warwick told me he saw William W. Allen take Flints from my store. I saw William (15) William W. Allen take them at the same time that Josiah Warwick saw him, and the deponent further declares that he did not tell Peter Guillet any thing stated in any part of this interrogatory, but on the contrary about 12 o'Clock a few days ago Peter Guillet stopped before my store door. Peter Guillet asked me what was the difference between William W. Allen & myself, I told him nothing of any amount, that William W. Allen was indebted dollars I asked William W. Allen for it, and he got angry, Peter Guillet told me that William W. Allen should pay me if he owed me. I answered to Peter Guillet that I would make William W. Allen pay it. I then told Peter Guillet that William W. Allen had treated me very improperly, that I had treated Allen like a brother, that I had let him have corn, pork, sugar and coffee, and that he had tried to cheat me out of the money for it. I told Peter Guillet that William W. Allen did steal my gun flints. Peter Guillet then called me a damned rascal, passed his whip, stroke his hand & rode off. Item. To the twenty third Interrogatory deponent answers and says, I suppose Josiah Warwick told several persons of it, and that some of them told John Williams. John Williams called on deponent and asked if it was so, deponent answered it was. Item. To the twenty fourth interrogatory deponent answers says I told several Gentlemen of the circumstance the same evening on which William W. Allen took the flints, but do not recollect who they were. (16) Item. To the twenty fifth interrogatory deponent answers and says between three and four years. I cant say positively, I cannot say how old he was he was not drunk that I know for he had not been at the store more than half an hour to the best of my recollection. Item. To the twenty sixth interrogatory deponent answers and says, It had been three or four years since William W. Allen took the flints. I have not resided at the same place ever since. I resumed the mercantile business at the same place a few months since. My nearest neighbours were Col. Wilson and Col. Jackson, and was more intimate with Col. Jackson, he was at the store almost every day, than any other of my neighbours William W. Allen did not visit the store frequently about that time but generally sent orders. Item. To the twenty seventh interrogatory deponent answers and says, yes, for no one else would let him have any thing on a credit but myself. Item. To the twenty eighth interrogatory deponent answers and says I cannot say whether he did or not, I do not recollect further this deponent saith not.

The Commissioners aforesaid at the request of the parties by their Counsel respectively then adjourned the further execution of said Commission until Wednesday morning next the tenth instant, to meet here again at this place at 10 o'Clock Court House Princess Anne Wednesday July 10th 1822. The Commissioners & their Clerk met agreeably to adjournement. The Complainant with Asa Spence Esquire his Counsel, and John Williams one of the defendants with E. K. Wilson & Irving Spence (17) Esquires his Counsel attended. William W. Allen another of the defendants also attended in proper person. The Commissioners proceeded in the execution of their Commission and on the examinations of the Witnesses (produced before them this day by and on the part of the defendants) upon the interrogatories propounded, the following depositions were taken, viz. — Mills Coxson of Somerset County, being fifty five years of age or thereabouts a Witness produced and sworn as aforesaid on the part and behalf of the defendants in this cause, and he being examined by the Commissioners deposeth & saith as follows. Imprimis. To the first Interrogatory filed on the part of the defendants this deponent answers and says I have known John Williams upwards of thirty years, William W. Allen from his birth, William Whittington three or four years and Peter Guillet about four years. Item. To the second interrogatory deponent answers and says "a bond of Conveyance was shown to me by William W. Allen, executed by John Williams to William D. Allen the father of William W. Allen for land, the bond was dated 1794. to the best of my recollection at the time William W. Allen — — — — shewed me the bond I stated, then a conversation I had had with his uncle and guardian William Porter which was to this effect. William Porter told me that at the time William D. Allen purchased the land, he had a Resurvey and a new Patent under the name of Allens Vale, that William D. Allen had purchased no lands in dispute (18) that the right of part of Wilson's Change lay in John Williams, and that he (William Porter) meant to purchase it. William W. Allen told me that he had only sold the timber on Allens Vale, which was all the land which his father had purchased of John Williams in consequence of this conversation William W. Allen shewed me the bond of Conveyance deponent denies having any further knowledge respecting this interrogatory. Item. To the third interrogatory deponent answers and says I have had the means of