

On 6th September, 1886, was filed the following affidavit:—

IN THE UNITED STATES DISTRICT COURT, IN AND FOR THE DISTRICT
OF ALASKA, UNITED STATES OF AMERICA.

THE UNITED STATES OF AMERICA

vs.

THE SCHOONER "THORNTON."

UNITED STATES OF AMERICA, }
District of Alaska. } SS.

C. A. ABBEY, being duly sworn, deposes and says:—

That he is and at all times herein mentioned was, a captain in the United States revenue marine, and in command of the United States revenue cutter "Corwin."

That affiant and the following named officers of said "Corwin" are material and necessary witnesses for the United States in the above entitled action: J. C. Cantwell, lieutenant; J. U. Rhodes, lieutenant; J. H. Douglas, pilot.

That owing to scarcity of provisions and fuel upon said cutter "Corwin," the said "Corwin" and deponent and said witnesses will be obliged to, and are about to go to sea within five days, and out of the district in which the said case is to be tried, and to a greater distance than one hundred miles from the place of trial of said action before the time of said trial:

That there is urgent necessity for taking the depositions of affiant and said witnesses forthwith.

That Hans Guttormsen was master and in possession of said schooner "Thornton" at the time of seizure thereof.

C. A. ABBEY.

Subscribed and sworn to before me this }
6th day of September, 1886. }

ANDREW T. LEWIS, *Clerk.*

On the same day was entered the following order:

IN THE MATTER OF THE UNITED STATES

vs.

SCHOONER "THORNTON,"	Case No. 50.
do "CAROLINA,"	do 51.
do "ONWARD,"	do 49.
do "SAN DIEGO,"	do 52.

In the above entitled actions urgent necessity and good cause appearing therefrom from the affidavits of C. A. Abbey, now on motion of M. D. Ball, United States district attorney for Alaska, and counsel for the United States herein, it is ordered that the depositions of the witnesses, C. A. Abbey, J. W. Howison, J. C. Cantwell, J. U. Rhodes, J. H. Douglas, C. T. Winslow, Albert Leaf, C. Wilhelm, Thos. Singleton and T. Lorensen be taken before the clerk of the said District Court on Tuesday, the 7th day of September, 1886, at 7 o'clock, p.m., or as soon thereafter as the matter can be reached, at the office of said clerk, at Sitka, Alaska, and if not completed on said evening, then the taking of said depositions to be continued by said clerk, from time to time, until completed. That notice of the time and place of taking said depositions be served by the marshal of said district on Hans Guttormsen, James Blake, Daniel Munroe and Charles E. Raynor, and upon W. Clark, Esq., attorney at law, on or before 7th September, at 12, m., and that such shall be due and sufficient and reasonable notice of the taking of said depositions.

Done in open court, this 6th day of September, 1886, now at this time W. Clark, Esq., being present in court waives service of notice.