

Charles G. Irish—that said complainant took said warrant, and went, as this deponent understood, and now believes, in pursuit of the said Irish—that said Gen. Sutherland, as this deponent was informed, was very soon thereafter taken by the English, near the Canadian line, and that said warrant has never been returned to this deponent.

ABNER MORTON.

Subscribed and sworn to before me, }
this 4th day of June, A. D. 1838. }
JAMES SHAW, *Justice of the Peace.*

STATE OF MICHIGAN, } ss.
Wayne County. }

I, Benjamin Chittenden, of the city of Detroit, in said county, being duly sworn, doth depose and say, that he is personally acquainted with Gen. Th. J. Sutherland, a prisoner in Canada, and was so acquainted with him, Gen. Sutherland, at the time and when he, Gen. Sutherland (in company with one Spencer,) left Gibraltar, in a direction for Lower Sandusky, which was about 12 o'clock on the 4th of March, 1838; and about an hour and a half after their departure, he, this deponent with one David Thompson, left Gibraltar in a sleigh for the city of Brest, lying about seven miles below Swan Creek, and that after travelling an hour or an hour and a half from Gibraltar, he, this deponent, passed Gen. Sutherland and said Spencer on the ice, 7 or 8 miles below Gibraltar, and after so passing them, he, this deponent frequently stopped his horse and looked back, and saw Gen. Sutherland and Spencer, and being well acquainted with the course and distance from the mouth of the river to Point aux Pelee, he, this deponent, then observed to said Thompson, that by the direction of Gen. Sutherland and Spencer, they could not be bound for Point aux Pelee. This deponent further says that about four o'clock, P. M. of the same day, and after passing Point Mouillee, he, this deponent, saw Gen. Sutherland and Spencer about two and a half miles distance from said deponent, and evidently on our own waters, and far from the boundary line, he, this deponent saw Gen. Sutherland stop and stand still, and at the same time, he, this deponent, saw a sleigh with persons therein drive up to and arrest Gen. Sutherland and Spencer, which sleigh, this deponent had for some time seen approaching them apparently direct from Malden, and this deponent further says that he is certain that Gen. Sutherland stopped some minutes before, and stood still until the sleigh drove up, and the persons therein arrested (both Gen. Sutherland and Spencer)—and that he, Gen. Sutherland did not run on the approach of the sleigh, as is reported to have been stated by Col. Prince, who arrested him.