

MSA SC 5463-2-9

4.

Charles Petersons by  
Lucy Peterson alias Simpkins  
next friend

vs.

Robert Jones

Petition for Habeas Corpus

Filed February 8 1868  
that is same day

Let the writ issue  
in this case returnable  
before me in the District  
Court Room in City  
on Saturday 29<sup>th</sup> Feb.  
next at 10<sup>th</sup> A.M.  
Feb. 8-1868 William H. Giles

To the Honorable Wm. G. Giles,  
Judge of the District Court of the United  
States for the District of Maryland.

The Petition of Charles Peterson aged  
about thirteen years, of African de-  
scent, by Lucy A. Peterson, alias  
Lucy A. Simkins, his mother and  
next friend, respectfully represents,  
that said infant is restrained of his  
liberty in violation of the Constitu-  
tion of the United States and the laws  
made in pursuance thereof.

That said child is detained by one  
Robert Jones of Somerset County, in  
the State of Maryland, where your pe-  
titioner, as next friend, also resides, by  
virtue of certain bindings as ap-  
prentice, or indentures of appren-  
ticeship.

That your petitioner, the said  
Lucy A. Peterson, alias Lucy A. ~~the~~  
Simkins, was never summoned to  
be present at the bindings of said in-  
fant, nor were her inclinations con-  
sulted in any way in reference to  
the selection of a master for  
said child.

That the said child was not the sub-  
ject of legal binding, she being able  
and willing to support him, and  
bring him up to habits of industry.

That said binding is not in ac-  
cordance with the laws of the State  
of Maryland regulating the binding of  
white apprentices, inasmuch as  
it does not require the said child to be  
taught to read and write, or any law-  
ful trade or art; and in other re-  
spects does not comply therewith.

She therefore charges that for  
these and other deficiencies and irreg-  
ularities appearing in the same, the  
said binding is null and void; and  
prays that the writ of Habeas Corpus  
may be forthwith awarded and di-  
rected to the said Robert Jones com-  
manding him to make return of said writ  
at some certain day to be named there-  
in, before this Honorable Court and to  
bring with him and have before said  
Court the body of the said Charles Est-  
son, and certify there to the cause of his  
detention.

And as in duty bound &c.

Witnessed by  
Wm. Dixon  
William D. Dix.

Arnold <sup>his</sup> Wallace.  
mark  
Wm. Daniel & Solis for  
Wm. S. Ballou } Petitioner

State of Maryland  
Baltimore City & Ct.

On this 13<sup>th</sup> day of November A.D. 1867,  
before the undersigned a Justice of the  
Peace of the State of Maryland, in and  
for the City of Baltimore aforesaid, per-  
sonally appeared Arnold Wallace,  
and made oath in due form of law  
that the matters and facts contain-  
ed in the foregoing Petition are  
true to the best of his knowledge  
and belief.

P. J. Wilson J.P.