

MSA SC 5463-3-13

True copy
J. O. Tolley
Warden

STATE OF MARYLAND, BALTIMORE CITY, TO WIT.

To the Warden of Baltimore county, greeting:

You are hereby commanded to receive from *Henry M Me Keown* Constable
the body of *Wm C A Cornwell* who is charged with *being a*

deserting seaman from the ship
Rob Roy

contrary to law; and him the said *Wm C A Cornwell* safe keep in your Jail and
Custody until he shall be thence delivered according to law. Hereof fail not at your peril.

WITNESS, the Subscriber, a Justice of the Peace of the said State, for the city aforesaid, who hath hereto set his
hand and seal, this *Tenth* day of *February* 18*46*

(signed) *Windham Garrison*



William A. Cornwell

vs
The Wardens of
Baltimore City and
County Jail.

Habeas Corpus.

State of Maryland, Baltimore City Court.

To the warden of Baltimore County greeting:
You are hereby commanded to receive from Henry M
McKeown constable the body of Wm. A. Cornwell who
is charged with being a deserting seaman from the
ship Rob Roy contrary to law: and him the said
Wm. A. Cornwell safe keep in your jail and custody
until he shall be thence delivered according to law.
Hereof fail not at your peril.

Witness, the subscriber, a Justice of the
Peace of the said State, for the City
aforesaid, who hath here to set his hand
and seal this tenth day of February 1846
(signed) Wincham Spurrier Seal

enclosed True copy J.O. Sellers Warden.

The United States of America
District of Maryland to wit
To the Warden of the Jail of Baltimore County
and City - Greeting

You are hereby enjoined and commanded to be and appear before the District Court of the United States in and for the Maryland District on Thursday the twelfth day of February instant at 11 o'clock in the forenoon of the same day, and that you have with you the body of William A. Cornwell now in your custody, and that you certify and make known the day and cause of the Caption and detention of the said William A. Cornwell, and that you then and there do submit to and receive whatsoever the said Court shall determine upon concerning you in this behalf according to law, and ~~then~~ have you then and there this writ. Witness the Honorable Upton S. Heath Judge of our said District Court, the first Tuesday in ~~March~~ ^{December} in the year of our Lord in the year of our Lord one thousand eight hundred and forty five
Issued 10th Feby 1846

Thos Spier, Jr.
Dist. Ct.

In obedience to the above writ I herewith produce the body of Wm A. Cornwell, together with the day & cause of his caption & detention, & await respectfully the action of the Honorable Court.

J. C. Solles.
Warden
Balto City & County Jail

Filed 12 Feby 1846

In the matter of the Habeas Corpus issued, upon
the Petition of William A. Cornwell, to the
Warden of the Jail of Baltimore City and
County, directed.

The allegations and proofs of the Parties
respectively having been read, heard and duly
considered it is thereupon this 12th day of February
in the year 1846, by me Upton S. Heath Judge of
the United States in and for the District of
Maryland and by the authority in me vested
adjudged and declared that the imprison-
ment of the said William A. Cornwell is
contrary to Law, and it is ordered further that
the said William A. Cornwell be and he is
hereby discharged from his said illegal im-
prisonment.

U. S. Heath
D. Judge

William A. Cornell

vs

Thomas C. Solles

Petition for Habeas Corpus

Filed Febry 11th 1846

ⁿ
To the Honorable Upton S. Heath Judge of the
District Court of the United States for the District of
Maryland

The petition of William A. Cornwell respectfully
states -

That your petitioner is confined in Baltimore City
and county Jail by Thomas O. Soller the warden thereof
under process issued by the authority of the laws of the
United States - and that he is there detained against
his will and contrary to law - Wherefore he prays that
the writ of the United States of Habeas Corpus may be
issued to the said Thomas O. Soller directing him to
produce before your Honor the body of your petitioner and
show the cause of his capture and detention -

And he will &c -

J. Collins Lee
Atty for Petr.

State of Maryland

City of Baltimore, to wit,

Before the subscriber a justice of the peace of
the State of Maryland in and for the City of Baltimore,
On this 11th day of February 1846 personally appeared
John Patterson, and made oath on the Holy Evangelists
of Almighty God that the facts set forth in the foregoing
petition are true, to the best of his knowledge and belief -

Minsham Spurrier

W. Spicer,

Let the Habeas corpus issue
as prayed above and make it returna-
ble at 11 o'clock tomorrow morning (the
12th inst) at the office of the Clerk of the District
Court and let notice be given to the
Parties &c

U. S. Heath D. Judge
Feb 11th 1846