

MSA SC 5463-3-4

Petition for
Habeas corpus
Charles Lewis Snyder

vs
Major Bealton

Frieda 27th August 1846

Let the writ of Habeas Corpus issue
directed to Lt Col S. Bealton, commanding
him to ~~bring~~ ^{bring} ~~with~~ ^{with} the body of the Petitioner. I
do that the day and manner of his capture
and detention at the Office of the Clerk
of the District Court of the United States
in the District of Columbia, on Friday
the 28th day of August (inst) at 11 o'clock the

Aug 27th 1846.

W. M. Bealton
D. C. Bealton

Petition of
Chas. Lewis Snyder
for Habeas
Corpus &c.

—

District of Maryland

Be it remembered that
on this 28th day of August 1846
personally appears Jane
Watson a competent witness
of her own age who being
duly sworn deposes that she
knows the Petitioner
Charles Lewis Snyder - that he
is her youngest son by her first
husband - that her second
husband is living and follows
the Sea - that the Petitioner was
born on the 13th day of May in
the year 1826. that she knows nothing
of the Petitioner, existing until
it was done that she gave her
consent thereto - nor has she
since assented thereto or appro-
ved thereof - that he was not
bound to any one as an appen-
tice - taken for

W. S. Heath

D. Judge

It appearing that ^{not} ~~no~~ bounty
had been paid to the Petitioner
it ^{was} ~~is~~ ^{said} ~~is~~ ^{ordered} that he
be discharged from the 2^d Regiment
of Dragoons and from the service
of the United States - it ^{was} further
ordered that the said Petitioner
return any clothing he may
have received from the United
States & that he pay the Costs of
this proceeding - and that a
copy be prepared & ^{to} see for

of order in H. S. Taylor's Case -

~~USA~~

The United States
Writ of Habeas Corpus
to
Lieut-Col J. S. Belton

Notice served on
Lieut. Col. J. S. Belton
Morcan Forrest
U. S. Marsh^l

The United States of America
District of Maryland, to-wit:
To Lieut. Col. Francis S. Belton.

You are hereby enjoined and commanded
to be and appear before the Honorable Upton
S Heath, Judge of the District Court of the
United States in and for the Maryland
District, at the Office of the Clerk of the
District Court, on Friday the 28th day of
August inst; at 11 o'clock A. M. and that you have
with you the body of Charles Louis Snyder, now in your
possession, and that you certify and make known the
day and cause of capture and detention of the said
Charles Louis Snyder, and that you there and there do
submit to and receive whatsoever the said Upton S Heath
Esquire shall determine upon concerning you in this behalf,
according to law and have you there and there this writ
Witness the Honorable Upton S Heath Judge of the
District Court of the United States in and for the
District of Maryland
Issued August 27th 1846

Thos Spier, Esq
Clerk

Return is made on the return of the above
writ, that private Charles L Snyder is held
as a duly enlisted soldier in the 2^d Regiment
US Dragoons and enlisted by Capt C Ker
at such in the city of Baltimore

F. S. Belton
Lieut. Col.
carrus

District of Maryland

Mrs. Margt. Taylor, a competent witness, being duly sworn deposes & saith, that she is mother of In^o. Stephen Taylor. - he will be 21 years of age on the 18th day of August next. That she is the only Guardian he ever had. He was not bound as an apprentice, but was verbally placed by her with George Bumford, as a miller, and was in his employment until his mill was burnt, altho free from the engagement which she had formed with said Bumford and on wages. that when the mill was burnt, he went to live with George Calvert on wages, and was with him at the time of his enlistment, that she never gave her consent to his enlistment, nor did she know of it, until after it had occurred. The Bible now produced is her Family Bible and has been in her family as such about thirty years. that the entry therein contained in the following words "John Stephen Taylor was born the 18th August 1825" contains a correct statement of the time of his birth, that it was made two or three days after his birth. His, Taylor's, father has been dead 12 years or thereabout. that he the said John had no master or guardian other than this deponent.

On the application of Robert McLean Esquire, who appears on behalf of the United States, in the absence of the District Attorney, it is ordered that further time be given for the production of proof, if any there, be of the assent of the Parent or Guardian of the said Taylor to his the said Taylor's enlistment whereupon the following order was passed viz

District of Maryland

It is this 23rd day of July 1846 by me Repton J. Heath Judge of the United States in and for the District of Maryland adjudged and ordered

that John Stephen Taylor, now brought before me under and by virtue of a writ of Habeas Corpus, be and he is hereby remanded to the custody of Col. Francis S. Belton, commander of Fort M^cHenry, to be by him held subject to my further examination and order, and that he be not removed from said Fort until a final decision is had in the premises.

Given under my hand at the District aforesaid on the day and year first-above written
(signed) U S Heath
District Judge

taken and read before me this 23^d day of July 1846 - at the Office of the Clerk of the District Court and at the District aforesaid

U S Heath D^o Judge
July the 23^d 1846 letter from R Jones Adj^t Gen^l and letter from Capt. S. J. Mason filed by R M M^cLean Esq^r District of Maryland

Ordered this 25th day of July 1846 by me Upton S. Heath Judge of the United States in and for the District of Maryland that John S. Taylor be produced and had at the office of the Clerk of the District Court of the United States at 4 o'clock P. M. of this day to do, submit to, and receive what, soever, the said Judge shall adjudge order and determine in the premises - Given under my hand at the City of Baltimore this 25th day of July 1846
signed U S Heath
D^o Judge

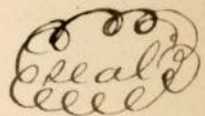
To Lieut- Col. Francis S. Belton
Command^r of Fort M^cHenry

Notice of the above order, ^{was given Robert M^cLean} as Counsel for the United States in ^{the} absence of the District Attorney, to Mr. Thomas as Attorney of the Petitioner. July 25th 1846. 4 o'clock P. M.

Petitioner produced in the custody of A. G. Ridgely Deputy Marshal
whereupon the following order was passed to wit
District of Maryland

In the matter of the Petition of John S. Taylor for the writ of Habeas Corpus to be discharged from the Military service of the United States, in the Regiment of Mounted Riflemen in which Regiment he was heretofore enlisted and is now held as an enlisted soldier - It appearing and being proved to my satisfaction, by competent testimony, that the said John S. Taylor was at the time of his enlistment and still is a minor under twenty one years of Age and that his said enlistment was without the consent of his the said Taylor's, Parent, Guardian or Master. It is thereupon this 25th day of July 1846 by me Npton S. Heath Judge of the United States in and for the District of Maryland adjudged and ordered that the said John S. Taylor; be and he is hereby released and discharged from the said Enlistment, and from the service of the United States as aforesaid - it is further ordered that the said Taylor pay the costs of this proceeding.

Given under my hand and seal at the District aforesaid this 25th day of July 1846
(signed) N S Heath

 Seal
of the
District
of
Maryland

D. Judge

Copy of the above transmitted thro' the mail to Lieut Col
Frankis S. Belton

It appearing that no bounty had been received, or clothing delivered to the Petitioner no notice in the order was taken of either in the order.

N S Heath
D. Judge

