

Petition of Thomas
M. H. Folk for
Habeas Corpus

Filed September 2^d 1846

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

The petition of Thomas M. K. Folk by James
M. Nabb his next friend humbly sheweth to your
Honor

That your petitioner Thomas M. K. Folk
is illegally detained at Fort M. Henry by Lieut.
Col. Francis Belton. He therefore prays that
your Honor will cause the writ of Habeas Corpus
to issue to the said Belton commanding him to
appear before your Honor and certify the cause
of his detention. And that your Honor will cause
him to be discharged.

And he will ever be

Devotedly

City for Pet.

State of Maryland
City of Baltimore, to wit

On this 2^d day of September A. D.
1846 before the subscriber a justice of the peace
of the State of Maryland for the City of
Baltimore personally appeared George Folk
and made oath on the Holy Evangelist of Almighty
God that the facts set forth in the foregoing
petition are true.

J. M. Anderson Pet.

Mr. Spicer,

Will issue the Habeas Corpus
directed to Lt. Col. Belton Commandant of
M. Henry as prayed, returnable before the
District Court at 11 o'clock A. M. tomorrow
Upton S. Heath D. Judge Sep. 2/46

Benjamin Smith, next friend
of Francis Smith

The Commanding Officer of
Fort Mifflin—

Petition for Habeas Corpus

Filed 6 April 1847

Writ issued and returnable
Wednesday 8th Inst at 11 o'clock
A. M.

W. Spicer

Spicer the writ
of Habeas Corpus as
prayed & make it
returnable on Wed-
nesday the 8th Inst. inst
at 11 o'clock A. M. at
the Council Room
of the D^c Council.

W. Heath
D^c Judge

To the Honorable judges of any court of record, of the United States District Court of Maryland or of the Baltimore city court or to either one of said Judges:

The petition of Benjamin Smith next friend of Francis Smith humbly represents that his brother the said Francis Smith is now in the custody of the commanding officer of Fort M^cHenry detained there as if he were lawfully enlisted in the service of the United States as one of a party called the Twigg riflemen - that said Francis Smith is a minor born on or about the 23^d day of July in the year 1830

Now your petitioner humbly prays that ^{your} Honor cause to be issued the Writ of habeas corpus to be directed to said commanding officer commanding him to produce before your Honor the body of said Francis Smith together with the cause of his capture and detention, on a certain day therein to be named, so that said Francis who is only 17 years of age or thereabouts, may be discharged according to law.

And your petitioner will ever pray

Benjamin Smith

State of Maryland
Baltimore city, to wit

The undersigned one of the Justices of the peace of said State in & for said city doth certify that on this 6th day of September 1847 personally appeared before me Benjamin Smith and made oath that the facts above set forth are true to the best of his knowledge & belief

Sworn before

Edw. Peters

Petition of
George Canby

Dnd ltr

Filed & signed 9th
November 1822

To the Honourable J Bland, district judge of the
United States, for the district of Maryland

The Petition of John Ormsby respectfully sheweth,
that his Son George Ormsby aged only about 16 years
being in a state of intoxication and over persuaded,
did enlist in the United States Army at a Rendezvous
held at or near the Fish Market, now held by Lieut. G S
Wilkins of 3^d Regt. U.S. Infantry and Superintending Recruiting
Service. He now prays a writ of habeas Corpus may be
issued by your honour to try the cause, and see by what
authority the Boy is detained

Jⁿ Ormsby

State of Maryland,

City of Baltimore to wit, On this 8th day of November
1822. Before me the Subscriber, a Justice of the peace
in and for the city aforesaid, personally appeared
John Ormsby, and made oath on the Holy Evangelists of
Almighty God, that the above statement, is a true state-
ment of facts as therein stated

Sworn before John Asquith

Benjamin Smith, next
friend of Francis Smith

v7

The Commanding Officer
of Fort McHenry

Writ of Habeas Corpus.

copy

The United States of America
District of Maryland
To the Commanding Officer of Fort Mifflin Greeting
You are hereby Comanded and enjoined to be
and appear before the District Court of the United
States in and for the Maryland District at the
Masonic Hall in the City of Baltimore on
Wednesday the 5th day of September 1847 at
11 o'clock A. M. and that you have with you the body of
Francis Smith enlisted in the service of the United States as one
of a party called the Twiggs Riflemen, now in your custody,
and that you certify and make known the day and cause
of the capture and detention of the said Francis Smith,
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 have you then
and there this writ, Witness the Honorable Upton M. Heath
Judge of the said District Court the first Tuesday in June
in the year of our Lord one thousand eight hundred and
forty seven.

Given 5th September 1847

Wm. Spiers
District

The undersigned makes the following
return - There is no such person as
Francis Smith at the post - nor has
a person by that name been mustered
into the Kings Rifleman

J. M. Wentworth
Capt. 2nd Art.
Croy

Benjamin Smith, Serjt
Friend of Francis Smith

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The Commanding Officer
of Fort Mifflin

Brit. of Habers Corpns.

sent up under charge of the
of the officer disclaimed his
Soldiers of the United States
on behalf of the King - and
ation in the premises - the King

W. Heath
Sep. 8. 1757