

Return of
John M. Ryan
for
Habeas Corpus.

Filed 26 May 1861

Writ issued returnable
May 27. 1861 at 11 o'clock
A. M. at the United States
Court Room.

United States of America

District of Maryland and Territory

Before the subscriber a Commissioner appointed by the Circuit Court of the United States in and for the Fourth Circuit and District of Maryland to take affidavits etc personally appeared this 25th day of May A.D. 1861. George W. Williams of the City of Baltimore and District aforesaid, and made oath on the Holy Evangelists of Almighty God that the matters and facts stated in the foregoing petition are true to the best of his knowledge information and belief and that the said petition was signed in his presence by the said petitioner, and never have been sworn to by him said petitioner, but that he was at the time and still is in close custody at Fort Mifflin, and all access to him denied except to his counsel and his brother in law; this deposition being one of the said counsel.

Sworn to before me

This 25th day of May A.D. 1861

John Hanan

U.S. Court



United States of America District of Maryland and Territory

Before the subscriber a Commissioner appointed by the Circuit Court of the United States in and for the Fourth Circuit and District of Maryland to take affidavits etc personally appeared this 26th day of May A.D. 1861 George W. Williams of the City of Baltimore and District aforesaid, and made oath on the Holy Evangelists of Almighty God that on this 26th day of May he was at Fort Mifflin with the preceding affiant mentioned, and obtained an interview with General George Cadwalader then and there in command, and deponent as one of the counsel of said John Merziman in the foregoing petition named and at his request, and declaring himself to be such counsel requested and demanded that he might be permitted to see the written papers, and to be permitted to make

In the matter of the petition of John Merryman
for a writ of Habeas Corpus

Ordered this 26th May 1861 that the
writ of Habeas Corpus issue in this case as prayed
and that the same be directed to General George
Cadwalader, and be issued in the usual form
by Thomas Spicer Clerk of the Circuit Court of the
United States and for the District of Maryland
and that the said writ of Habeas Corpus be returnable
at 11 o'clock on Monday the 27th of May 1861 at the Circuit
Court Room in the Masonic Hall in the City of Baltimore
before me Chief Justice of the Supreme Court of the
United States

R. B. Taney

copies thereof, under and by virtue of which he, the
^{said General} detained the said Mr. Myman in custody; and
that to avoid demand the said General Cadwalader
replied that he would neither permit the deposition
though especially requested, and demanding as such Camp
to read the said papers; nor to have or make
copies thereof. —

Given to this 26th day of May A.D. 1861

Witness my

Hand

at Camp for the 11th

~~To the Honorable Roger B Taney~~
Chief Justice of the Supreme Court of the
United States ~~and Judge of the Circuit~~
~~Court of the United States in and~~
~~for the District of Maryland.~~

A petition of John Maryman
of Baltimore County and State aforesaid
respectfully shews that being at home
in his own domicile ~~he was~~ ^{on the 25th May 1861} about
the hour of 2 o'clock A.M. ~~arrived~~
from his bed by an armed force
pretending to act under military
orders from some person to you,
petitioner unknown - That he
was by said armed force deprived
of his liberty by being taken into
custody, and removed from his
said home to Fort Mifflin ^{near to}
the City of Baltimore and ^{in the} District
aforesaid, and where your petitioner
now is in close custody.

That he has been so imprisoned
without any process or color of law
whatsoever, and that none such
is pretended by those who are
thus detaining him, and that no
warrant from any Court magistrate
or other person having legal
authority to issue the same exists
to justify such arrest, but to the
contrary the same, as above is
stated, hath been done without
color of law and in violation of



the Constitution and laws of the
United States ~~and that~~
~~of which~~ of which he is a citizen
that since his arrest he has
been informed that by some order
purporting to come from one
General ~~Stearns~~ of Stuney Louisa, &
this petitioner unknown, disclosing
the arrest of the Captain of some
Company in Balloune County
of which Company this petitioner
never was, and is not Captain
was the pretended ground of
his arrest and is the sole ground
as he believes on which he is now
detained

That the person now
so detaining him and holding
him at said post is Brigadier
General George Cadwalader the
Military Commander of said
post purporting to act in the premises under
the color of the authority of the United States.

Now petitioner therefore
prays that the writ of Habeas
Corpus may issue to be directed
to the said George Cadwalader
commanding him to produce
your petitioner before you and
as aforesaid in the cause, if any,
for his arrest and detention, to be
and that your petitioner be discharged
and restored to liberty, and as
in duty
John W. Brownman
For Mr. Murray 25th March 1861.