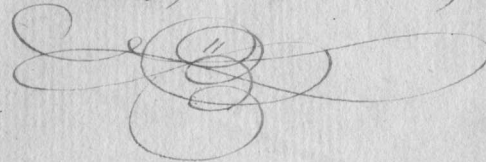
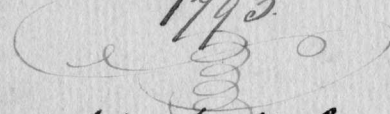


Habeas Corpus in favour of
Charles H. Paulson, ^{in error}


By Act of General Assembly
1793


1812 June 17th The within named Charles H. Paulson was brought before me Henry Johns Chief Justice and the accused returns were made - also L. M'Lean appeared for the complainant and George Reed, the counsel for the complainant prayed for his discharge on the ground of Infancy and moved for further time at the instance and with the consent of both parties postponed to the 29th June (Instant) -
June 29th after hearing the proofs and arguments of counsel It appeared to me the said Henry Johns C.J. that the said Charles H. Paulson was born on the eightth day of June in the year seventeen hundred and ninety two and at the time of the enlistment mentioned in the return now is under the age of twenty one years - That his Parents George Paulson and Rachel Paulson are now alive and that no written or other consent was obtained for the enlistment of the said Charles before Edward Roche at the time of the said enlistment that he represented to the recruiting Officer as being aged twenty two years. It is therefore considered and adjudged by me that the said Charles H. Paulson be taken from the custody of the keeper of the Gaol of Newcastle County and from the custody and detention of the said other person pretending to hold the said Charles H. Paulson by reason of the said enlistment - Upon condition that the said Charles H. Paulson or some person on his behalf shall repay to the said Henry Johns or the keeper of the Gaol, eight dollars to be received by the said Charles in part of County Money and also shall pay the costs and Gaol fees.

Henry Johns

Habeas Corpus in favour of

Charles H. Paulson, ^{in error}

[Decorative flourish]

By Act of General Assembly

1793

[Decorative flourish]

When arrested Charles H. Paulson was brought before me Henry Solms Chief Justice of the State of Delaware
and returns were made - also L. M. Dean appeared for the complainant and George Reed for the defendant
the complainant prayed for his discharge on the ground of Insanity and moved for further time to procure testimony -
and with the consent of both parties postponed to the 29th June (Instant) -
and the proofs and arguments of counsel It appeared to me the said Henry Solms C. J. that the said Charles H. Paulson was born on
of June in the year seventeen hundred and ninety two and at the time of the enlistment mentioned in the annexed return, was and
age of twenty one years - That his Parents George Paulson and Rachel Paulson are now alive and that the consent of his said Parents
in writing or otherwise was not obtained for the enlistment aforesaid. It also appeared by a declaration in writing subscribed by
before Edward Brooke at the time of the said enlistment that he represented to the recruiting Officer that he then was
two years. It is therefore considered and adjudged by me that the said Charles H. Paulson be and he hereby is discharged
of the keeper of the Gaol of Newcastle County and from the custody and detention of the said Henry Guindage and every
tending to hold the said Charles H. Paulson by reason of the said Enlistment. Upon condition that the said Charles H. Paulson
on his behalf shall repay to the said Henry Guindage or the keeper of the Gaol, eight dollars the amount of Money
said Charles in part of County Money and also shall pay the costs and Gaol fees.

Henry Solms C. J.

Newcastle County

Charles H. Poulson being duly sworn doth
depose & say that he is now actually held & restrained by Henry Grindage
Captain of the Infantry in the United States Army of the Delaware
District Commanding ^{& now confined in the Jail of Newcastle County} against the will of the said Charles H. Poulson
and without any reason and pretence of law or right, and according
to the best of the knowledge and belief of the said Charles he is
not held and restrained ~~as~~ aforesaid by virtue of any Commitment
or detained for any criminal or supposed criminal matter. —
Sworn as above June 16th 1812

Before *Amth* Charles H. Poulson

To Hunsey Johns Esq. Chief Justice of the Supreme Court
of the State of Delaware in and for Newcastle County —

The Petition of Charles H. Poulson the above depo-
nent — Humbly sheweth,

That he is now confined in the Prison at
Newcastle, and restrained by Henry Grindage Captain
of the United States Infantry of the Delaware District com-
manding and that the said Henry has no right so to confine
and restrain him —

Your Petitioner therefore prays your honour
to grant to him a Writ of Habeas Corpus directed
to the said Henry Grindage Captain as aforesaid
and to the ~~Judge of Newcastle County~~ ^{Judge of Newcastle County} directing him to send up the said Charles H. Poulson
before your honour forthwith with the cause or
causes of his detainer according to the provisions of
the act of Assembly of the State of Delaware in such

^{I now confine in the jail of Newcastle County}
District Commanding, against the will of the said Charles H. Poulson
and without any reason and pretence of law ~~or~~ right, and according
to the best of the knowledge and belief of the said Charles he is
not held and restrained ~~as~~ aforesaid ~~by~~ virtue of any commitment
or detained for any criminal or supposed criminal matter. —
Sworn as above June 16th 1812

Before ~~Amos~~ Charles H. Poulson

To Hinsey Johns Esq. Chief Justice of the Supreme Court
of the State of Delaware in and for Newcastle County —

The Petition of Charles H. Poulson the above depo-
nent, — Humbly sheweth,

That he is now confined in the Prison at
Newcastle, and restrained by Henry Grindage Captain
of the United States Infantry of the Delaware District com-
manding and that the said Henry has no right so to confine
and restrain him —

Your Petitioner therefore prays your honour
to grant to him a Writ of Habeas Corpus directed
to the said Henry Grindage Captain as aforesaid
and to the Judge of Newcastle County, —
directing him to send up the said Charles H. Poulson
before your honour forthwith with the cause or
causes of his detainer according to the provisions of
the act of Assembly of the State of Delaware in such
case made and provided. —

And your petitioner will ever pray &c
Newcastle June 16th 1812 Charles H. Poulson

Petition of
Charles A. Coulson

Habeas corpus awarded
& granted

Kensy Johns C.S.
16th June 1842.

Jeremiah Bowman Keeper of the Public Jail
of New Castle County, to the Chief Justice of the
Supreme Court of the State of Delaware, within
named, ~~to wit~~, that before the coming of the annexed
Writ to me directed, to wit, on the fourth day of
June Inst. the within named Charles Coulson
was committed to the said Jail by virtue of the
following Commitment and detainer, to wit,

"Wilmington June 4th 1812."

"You will please confine Charles Coulson on
"Outlet ~~to the~~ ~~to the~~ I call for him"

"Jeremiah Bowman A.C." Robt. Stewart Lieut.
"of the Army Artillery"

By virtue of which the said Charles Coulson
was bound the said Jeremiah Bowman received &
confined in the said Jail, and ~~there~~ ^{is} the cause
of the taking and detaining the said Charles Coulson,
Notwithstanding the Order of the said ~~Charles~~ Coulson
before the Chief Justice of the Supreme Court afore-
said at the day and place in the said Writ men-
tioned, I have ready as by the said Writ I am
Commanded.

New Castle June 11th 1812 Jeremiah Bowman

Upon prayer of the District attorney of
the United States of America in & for the
Delaware District for and in behalf of the
~~said~~ ^{Undersigned} ~~Procurator~~ ~~within~~
~~XXXX~~, leave being given ^{by} the chief Justice
within named to amend the within return
that Undersigned protesting against the
authority or power of the Honorable Chief
Justice Johns to allow the writ of Habeas
corpus within mentioned for the purpose
within stated - For as much as Charles Paulson
the person therein named is a soldier lawfully
enlisted in the U.S. States additional army
by Lieutenant ^{Am Schrey} ~~Robert~~ ~~within~~ ~~XXXX~~
acting under the recruiting orders of the
undersigned - Doth further make known and
return that the said ~~John~~ ~~Paulson~~
being of the age of Twenty two years or thereabouts
was on the thirtieth day of May 1812 duly
and lawful enlisted a soldier in the said
army of the U.S. States and thereupon
received from the said Lieutenant ^{Am Schrey} ~~Robert~~
~~Eight~~ ~~Dollars~~ in part of his bounty
for enlisting in the said army, pursuant
to the act of Congress in that behalf made
and for as much as the said Charles
Paulson after being so ^{regularly} enlisted
attempted to desert from the lawful command
in virtue of his enlistment ^{as stated} in a
disorderly and mutinous manner and
which is the cause of the said Charles Paulson's
being ^{imprisoned} in prison pursuant to the

Return 1812

Soldier

