

CLAIM OF LEVIN W. BALLARD

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717 & 718
Affid of Levin W.
Ballard of the taking
of his own and Mrs. Elizabeth
Ballard slaves - &
of J. W. Reynolds that
he saw several of
them onboard the Bri-
tish Barges particularly Adam & Charles.

31 Mar: 1828
Adam (Adam Green) on
Halifax list: fr 81
Taking of all proved.

23 May, 1828 Allow to Elizabeth
W Ballard for thirteen slaves
taken from Maryland @ \$280
\$3640 – and to Leven W. Ballard
for one slave from Md. @
\$280 – interest reserved

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William Wirt Esqr
Attorney General
Washington

[Page includes postmark from Baltimore MD dated Nov 5 and the word "FREE"]

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Explanation

Levin W. Ballard claims for one slave of his
Charles Stewart and 13 as Executor of Mrs. Elizabeth
Ballard, his mother – viz –

Adam Green

Sarah the wife of Chas Stewart, sister of Adam

Eve)

Mary) Sisters of Sarah & Adam

Phillis)

Betty, daughter of Sarah about 18, & the wife of a free
man named Jepe Coats or Roberts who did
not go with the British

Eliza 10 yrs old)

Juliet 7 –)

Jane 4 –) Children of Sarah

Rebecca -)

Sukey – about a year old – the child of Betty & grand-
child of Sarah.

Fanny – the child of Phillis – 2 or 3 years old.

Sophia – 3 yrs – the child of Mary.

The testimony in support of this claim –

The affidt of L. W. Ballard (wh: is supposed to be
competent so far at least as regards Mrs. Ballard
13 slaves) of the taking of the slaves –

Affidt in duplicate of J. W. Reynolds that
he saw several of these slaves on board the
British barges in 1814, particularly Adam
& Charles.

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2.

The foregoing papers were filed in the Dept of State under the mixed Commission – we have none in addition to them –

Affidit of Mary W. Hodgkin of the surnames of these slaves –

L.W. Ballards Power of Atty to W. Wirt -

Explanation after Evidence.

Charles Stewart is found on the British lists at pages 16, 54 & 97

Sarah his wife is found with him on the Hal: List page 97 & one child. It is to be presumed therefore, that the other 4 small children at least, were there also, or were carried with the parents or mother, being too young to be separated.

X Adam Green, is found at pages 81. Hal List with his wife & 2 children.

The others are not found on the British lists, but all of them being near relatives & most of them very young is it not a perfectly fair inference that they were kept together, & that the women & children at least accompanied each other wherever & whenever they went? Especially since they all were taken together so late as 16 June 1814 & continue so, as far as we were able to trace them.

We file also a Letter from L.W. Ballard of 9th Feb 1828 wh: contains some important explanations of the British Lists & because we have not time to get depositions of the facts stated in it.

Betty, on W. Ballard's list is found to have been the wife of Ben. Smith, the property of Richd T. Hall – which Ben was a colonial marine in the [illegible] - see British list p. 16 –

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explanation contd

On W. Ballard List – is Phillis – the wife of Jack who was the property of Robert H. Smith –

on the list of the Vengeur page 39 – we have Jack & Phillis –
and on the list of Vengeur page – 50 – we have again Jack (erroneously [illegible] Tach) and Phillis –

The error in the last print(?) will become manifest by comparing the first list & the last, with the intermediate names – and by accessing(?) to the original manuscript list, in the last instance, the error is explained by the mode(?) of cutting the first letter –

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The deposition of Joseph W. Reynolds, a citizen of the State of Maryland residing the Calvert County at the Town of Lower Marlborough. This deponent being duly sworn deposes and says that in the month of June last he was taken prisoner by the British at Lower Marlborough when they first came to that place and was detained as such for twelve days, during his continuation as a prisoner in the Loire frigate he heard one of the British officers viz. Lieutenant Talman of the Royal marines say that he was the officer who headed the party which went on the seventeenth of June last to the house of Leven W. Ballard and the house of Daniel Kent and further heard the said Talman say that if Daniel Kent had not come out and interfered when he was at his house that he should have gotten off all the negroes of the Lord Daniel Kent.

Jo. W. Reynolds

State of Maryland Calvert County towit:

On this seventh of April eighteen hundred and fifteen the above deponent Joseph W. Reynolds appear before me a Justice of the Peace of the State of Maryland for Calvert County and makes oath to the truth of the above statement.

Sworn before

Fielder Ridgeway

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State of Maryland Calvert County to wit:
Being on the farm, and at the dwelling house of
Mrs. Elizabeth Ballard two and an half miles from
the Town of Lower Marlboro on the Patuxent River
on the 16th day of June 1814, 10 O'Clock at night when
walking the yard before the door up stepped [sic] a British officer
with several armed negroes, I was immediately arrested
and put under guard as I stood in the yard before the
dwelling of said Elizabeth Ballard, during said arrest
one of the armed negroes disappeared for some time
then returned and had a private talk with the offi-
cer and continued repeatedly [sic] to disappear & return
considerable times; when I was released from arrest
and the British officer who informed me he was such
together with the armed negroes disappeared –
I then went to the Quarters of the negroes of Elizabeth
Ballard when I discovered that these negroes had
all left their houses – About 3 oclock the same
night the family were again much alarmed by
a British officer & 3 armed white men; They then
had with them a negro man named Adam belong-
ing to Elizabeth Ballard, and one negroe [sic] man
named Charles belonging to me the subscriber – The
aforesaid last mentioned offcier [sic] informed me that he
was Lieutenant Hawkings of the Royal Marines
he did cause the said negroe [sic] Charles to enter the
second story of the house; and there to enter the
room in which Elizabeth Ballard & daughter were
in bed who ordered said negro Charles repeatedly
to begone out of the room, but the said officer
standing by the negroe [sic] drew his pistol and
ordered him to go under the [remainder of line is illegible due to fold in document]

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or he would blow him through – he did then – obey the orders of the officer and carried off with them the negro girl Eliza about ten years old – I asked said officer if I could be permitted [sic] to see the Commodore if I came to Lower Marlboro early the next morning he answered yes – for I told him I did not understand such warfare as that he was engaged in of taking away our negroes – I went to Lower Marlboro where the barges were lying the next morning but immediately I got in town I was ordered under arrest – by said officer Lieutenant Hawkings where I was detained untill [sic] the barges were about to leave the town. I was not permitted [sic] to have any conversation with the Commodore; Whilst under arrest I saw negroes Adam, Sarah, Eve, Mary, the property of E. Ballard, & Betta in the possession of the British with whom I had some conversation, when they informed me on asking them where the other part of the negroes were, that they answered onboard the barges – I now give a list of the whole of the negroes taken at that time by the British officers belonging to Elizabeth Ballard and the undersigned Levin W. Ballard as follows to wit

Negro man Charles a rough cooper & carpenter the property of Levin W Ballard		aged 38 year,	valued at	\$500.00	

Negro man Adam a valuable plantation hand)	aged 25	" "	500.00	
)				

Mary a good weaver		" 19	" "	350.00	
Sarah & child		" 38	" "	300.00	
Rebecca		" 1	" "	100.00	
Betta & child		" 18	" "	300.00	
[Names cut off of page]		" 2	" "	<u>150.00</u>	
				\$2200.00	

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Amt brot [sic] up.....				\$ 2200.00
Phillis and child)	aged 22 years	valued at	\$	300.00
Fanna.....)	" 2 "	"		150.00
Eve an excellent cook	" 25 "	"		350.00
Sophia	" 3 "	"		175.00
Eliza	" 10 "	"		250.00
Juliet	" 7 "	"		200.00
Jane.....	" 4 "	"		<u>175.00</u>
				\$3800.00

May 15th 1821 Levin W. Ballard

State of Maryland Calvert County to wit
 On the 15th day of May 1821 personally appeared
 Before me the subscriber one of the Justices of the
 Peace in and for the State & County aforesaid,
 Levin W. Ballard who has subscribed his name to
 the foregoing above statement and made oath
 on the Holy evangely of Almighty God that the
 same is just and true as stated.

Sworn before Sutton J. Weems

State of Maryland and Calvert County to wit:
 On the 15th day of May 1821 before me the
 subscriber a Justice of the Peace for the County
 and State aforesaid appears Joseph W. Reynolds
 and makes oath on the Holy Evangely of Almighty
 God that on the 17th June 1814 when confined
 on board of one of the British barges as a
 [line is illegible]

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Charles the property of Levin W. Ballard and negro Adam and several women and children the property of Mrs. Elizabeth Ballard received on Board of said barges and another barge under the command of Commodore Barry – and that when on Board of the British ship Loire he was informed by Lieutenant Talmon of the Royal Marines that he went out to Mrs. Ballards and brought off her negroes.

Sworn before
Sutton J. Weems

State of Maryland, Calvert County Sc

I hereby certify that Sutton J. Weems Gentleman before whom the foregoing depositions were made and taken and who has thereto subscribed his name was at the time of so doing one of the Justices of the peace of the said State in and for Calvert County aforesaid duly commissioned and sworn.

In testimony whereof I have hereunto subscribed my name and affixed the seal of my office this seventeenth day of May in the year of our Lord Eighteen hundred and twenty one.

Wm S Morsell Clk of Calvert
County Court
Slaves

Ballard, Eliz.) Calvert Co. Md
Ballard, Levin W.)

15 May 1821

rec? 2 June "

13 Slaves - \$3800 (L.W. B

1 slave \$500 – E.B. 12 sl. \$3300

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The deposition of Levin W. Ballard a citizen of Calvert County and State of Maryland living about three miles from Lower Marlborough and the same distance from the Patuxent River. This deponent being duly sworn disposeth and saith that on the seventeenth of June last when the British forces first came up to Lower Marlborough a party of the British consisting of an officer and two white men were with several negroes all armed came to the house where he lived in the night about three oclock. The officer stated himself to be Lieutenat [sic] Hawking but this deponent is certain that the officers name was Lomman, of the Royal Marines, that the officer and some of his party came into the house and [illegible] a negro girl about twelve years old to be delivered up and sent a negro [illegible] of the party up stairs where the girl had requested to be concealed thro' fear of being carried off by them to bring her down and the officer drew a pistol and threatened to shoot the negro man if he did not immediately bring the girl down and the said girl was carried away by the party aforesaid manifestly against her wishes and by force.

Levin W. Ballard

State of Maryland Calvert County to wit
On this seventh of April eighteen hundred and fifteen the above deponent Leving [sic] W. Ballard appears before me the subscriber a Justice of the peace of the State of Maryland for Calvert County and makes oath to the truth of the above statement

Sworn before
Fielder Ridgeway

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Deposition of
Levin W. Ballard

2 at 500

2 - 350

3 - 300

1 - 250

1 - 175

1 - 200

2 - 150

1 - 100

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State of Maryland Calvert County Sct

1 I hereby certify that Adam who was known by the name of Adam Green, was the Brother of the women Sarah, Eve, Mary, & Phillis –

2 That Charles who was known by the name of Charles Stewart had the)
 woman Sarah above mentioned for his wife, had several children)
 To wit, Betty the oldest about 18 years old, who had one child by name)
 Lucky 1 " old (and her husband went by the)
 Eliza about 10 " old (name of Jessee Roberts, alias)
 Juliet about 7 " old (Coats, he was a freeman &)
 June about 4 " old (did not go away with the)
 Rebecca about 1 " old (British)

3 Eve about 25 " old Had negro Harry Ford for her
 Husband. Who was the property of Robert H. Smith

4 Mary about 19 years old had negro Ben Smith for her Husband who
 was the property of Richard T Hall, and has one child named Sophia 3 years old

5 Phillis about 22 years old had negro Jack for her Husband (who was
 the property of Robert H. Smith, and had one child age
 not recollected say 2 or 3 years old..... Further that Adam,
 otherwise Adam Green, & the woman & children above mentioned were the
 property of Elizabeth Ballard dec.

Calvert County Sct

On the seventeenth day of December 1827 Personally appeared Mary W. Hodgkin before me the subscriber a Justice of the Peace in and for the said county and made oath on the Holy Evangely of Almighty God that the above statement as stated is just and true to the best of her knowledge and belief.

Sworn to before

Wm. C. Hodgkin

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State of Maryland, Calvert County Sc

I Hereby certify that William C. Hodgkin and Thomas Mitchell Gentlemen before whom the annexed deposition and acknowledgment was made and taken and who have thereto subscribed their names were at the time of so doing two of the Justices of the peace of the said State in and for Calvert County aforesaid duly Commissioned and Sworn.

In testimony whereof I have hereunto subscribed my name and affixed the Seal of Calvert County Court this twelfth day of February in the year of our Lord Eighteen hundred and twenty eight.

William S. Morsell Clk of Calvt.
County Court

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Levin Ballard
Calvert County
February 9th 1828
Filed March 8th
1828

William Wirt, Esqr.
Attorney General
Washington
[Illegible] by
Mr. George W. Smith

Calvert County Febr 9th 1828

Sir

Yours favor by Capt. Saml Gover(?) came safe to hand and the contents being duly noticed, I forwarded by mail, as requested all the evidence I could obtain – I have since seen the log Book of British returns & find Isaac Coates name on Baleys(?) List, also on the 75th page of said book his name is among the Colonial Marines I suppose there needs no more proof in this case – you will see from Col. Thos. T. Simmons affidavit that he sold to me on the 26th day of Jan. 1827 all his wright [sic] and claim to said negro Isaac – I see the name of Charles Stewart, wife and child on the Halifax list page 97. I also see on page 54 Charles Stewart, and Ben Smith's names, among the Coloniel [sic] Marines. Ben Smith was the Husband of Mary who had 1 child – and as the name of Ben Smith is not on the Halifax list, I am under the impression that at the return of peace he together with his wife and child steered some other course – I see the Cristian [sic] names of Charles Stewart children also Betty, Mary, and Phillis on Log Book, but I am not able at this time to Identify them; in the 39th page said book are 2 names Jack & Phillis on board the Venguer [sic] March 10th 1815. In this 30th page said Book, the name that should have been spelt Jack is there spelt Tach This is like the language of Jack; for Jack was the impediment in his speech that he could not be understood except by those much accustomed to here [sic] him talk.

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I am under the impression that the woman Phillis on the same page was the wife of Jack, for it appears from the log that have been much kept together. It is more than probable that Jack who was Phillis's Husband did omit to give his Sir name it being impossible for him to speak in such away as to be understood by an officer. On the 52 page The name Bety appears; my woman Betty may have changed her Name. I never knew her to have any Sir name; Phillis had no Sir name whatever - If it is necessary you should have a power of attorney. Please let me here [sic] from you and I will forward it on without delay - I should be glad to know if claim for negroes heretofore not existing could now be admitted [sic] for trial.

Respectfully yours
Levin W. Ballard

PS

Please write me by the
Bearer Mr. George W. Smith

LWB

Wm Wirt Esqr.

Much indisposition [sic] has prevented me from coming to Washington since I saw you. Please [sic] inform Mr. George Smith where he can obtain a Log Book I wish to have one - Mr. George W. Smith the admtr of his Farther [sic] has a claim which he wishes you to attend to.