

establishes the fact, that his father James Duke sen lost ten slaves - they are all described by name in his deposition, which deposition was filed before the time, when the claim was first submitted to the consideration of the commissioners -

The commissioners will perceive, that the four witnesses who were first examined, do not profess to mention all the slaves of James Duke sen, who eloped from him & joined the British forces - Each witness speaks only as to what he knew upon the subject - the claimant himself in his life time omitted to make any statement upon oath of his loss - therefore I suppose that that oath would not ~~avail~~ avail him - but endeavouring, by the testimony of many witnesses, each of whom knew of the loss of some, one of his slaves - to make out his entire loss -

all which is respectfully submitted

Robert A Denton
agent

28. July 1828.

Refer for memo
reclamation of the claim
of James Duke sen
No 380 -

The Commissioners are respectfully asked to reconsider the claim of the Representatives of James Duke sen. No 580 - on the docket - which has had been heretofore decided & submitted to the Board of Commissioners & acted upon by them, & the claim allowed for nine slaves - The object of the present application is to get an allowance for one slave, in addition to the nine already allowed - ten slaves, being the number which were lost to their owner - by their absconding to the British -

When this claim was first considered by the Board of Commissioners - (upon the same evidence as is now filed in the claim, no new evidence having been taken since the claim was first submitted,) the following award was made on the 25 March 1828 - endorsed in the handwriting of the commissioners upon the statement, made by the agent - "Allowed to the duly authorized representatives &c. for one slave (Thomas) taken from Georgia, 390 - int & remainder of claim reserved - James & John on Halifax list. to 71.894 - Taking of all ten proved -" on the 21st May 1828 - This further award was made by the commissioners - "Allowed for eight slaves taken from Maryland. @ 280 each - 2240 - int reserved" at the time this last award was made - Judge Sewell, files a paper containing a summary of the evidence, with

The reasons which induced the Board, to make the allowance for eight slaves - instead of nine which was the number allowed for by the first award - exclusive of Don who was allowed for at the Georgia average. - to which award & the reasons for the same the commissioners are referred -

The evidence rec'd at the Department of State - on the 26 May 1821 - & which was taken on the 21 April preceding - proves I think satisfactorily the loss of ten slaves - the property of James Duke -

James Denton - proves the loss of ~~the~~ James - 1.
 Joseph W. Reynolds - & not Joshua Sedwick - the witness stated by Judge Sewell, by mistake - Sedwick being the magistrate before whom Reynolds deposed, proves a woman 25 yrs old & child 3 or 4. 2.

Bastie. Proves Tom. Jenny & child aged 1 year. 3 3.

Basil Duke. - the loss of Minty. John & Mary & also Sarah. seen at Halifax with James who has been before enumerated, making - 4 in all - 4 10.

All these depositions of the witnesses here named, were filed in the Department of State - on the 26 May 1821 - from.

This evidence so filed, the Clerk in the Department of State who made out the definitive list, for the mixed commission, has endorsed - the claim of Jas Duke thus - "James Duke sen" 4 depositions - 8 (9) slaves - & he mentions their names enumeration James twice, he being in doubt, whether, the claims

were lost two slaves - named James or one - if two then the number of slaves lost, would be nine - if one - then only eight.

The error in the Clerk of the Department of State, who made out the number of slaves to be only eight - arises from his overlooking the deposition of Joseph W. Reynolds, who proves the loss of one woman & her child - the names of whom are not given - but are since given in the deposition of Nathaniel Duke, Esq. Taken on the 29 Decr. 1827 - and whose names are Susan Wilson & her son Frank Wilson - which added to the number described by name - makes the whole number to be ten -

The Commissioners will perceive that it is not attempted to be proved by any evidence except that which was filed in the Department of State at the time the definitive list was made out, the loss of the ten slaves - it has been shown, that it ^{was} owing to the circumstance of Mr Reynolds not having described the slaves - Susan & Frank - by their names - which may have been unknown to him, although - he knew the fact that they were the slaves of James Duke sen. - the mistake of the clerk of whether of judgment or otherwise shall not prejudice the claimant - if the evidence was filed in the Department of State previous to the transmission of the definitive list to the mixed commission, proving the loss of property - the act of Congress constituting this Board, provides for the consideration of the claim, altho' the said claim had been omitted to be placed upon the definitive list.

The deposition of Nathaniel Duke, clearly

Know all men by these presents that I
James Duke of Calvert County & State of Maryland
have made constituted & appointed Robert
P. Dunlop of George Town & District of Columbia
my true & lawful attorney, for me & in my name & behalf
to demand, prosecute & recover, before the Board of
Commissioners under the said Petitioners Com-
mission, appointed to adjust & liquidate the claims
provided for by the first article of the Treaty of Ghent
by virtue of the decision given by the Emperor of
the Russians, on the construction of said article -
my claim for certain masts carried away by the
British forces - and to do all such further acts
in the premises as I could do, were I personally
- in presence of my said attorney - In testimony whereof
I hereunto set my hand & affixed my seal this
twentieth day of January in the year
eighteen hundred & twenty five -
James Duke Seal

To wit
Basil Duke

Calvert County - State of Maryland - to wit:
be it remembered that on this
twentieth day of January - in the year
eighteen hundred & twenty five personally
appears James Duke the person named in the
above power of attorney, & acknowledges the same
to be his act & deed, for the purposes above men-
tioned, according to the true intent & meaning thereof.

Taken & certified by
Basil Duke

Calvert County State of Maryland -

To wit: December the Twentieth 1864 in
the year eighteen hundred & twenty seven -

Personally appears Nathaniel Duke Esq
before the subscriber a Justice of the Peace
for the County & of the State aforesaid and
makes oath on the Holy Evangelists of Almighty
God - that during the late war between
the United States & Great Britain his
Father James Duke Sen^r lost the follow-
ing negroes to wit: "James Patterson" Thomas
Jewell or Morgan" "Jenny Grop" & "Priscilla
Grop her child" Sarah Deadfoot or Deadford
or Dufford" "Minty Culley" "John Moom"
"Mary Culley" child of "Minty Culley" aforesaid
& Susan or Puckey Wilson" or Jackson"
& her child "Frank Wilson" - & that
the said negroes nor neither of them were
again returned to the service of the said
James Duke Sen^r nor that he ever
received any compensation for them or
either of them - & further this deponent
sath not - except that he hath always
understood & believes that negro "Thomas
Jewell or Morgan" belonged to his brother
Masie Duke Sen^r of the said James Duke
Sen^r - & that the rest of the said negroes
belonged to the said James Duke Sen^r
& how the said "Thomas Jewell or Morgan"
happened to be returned as the property
of the said James Duke Sen^r this deponent
knows not unless the deponent or depo-
nents in the depositions or depositions
originally filed in the office of the
Secretary of State of the United States did

not know that the said "Thomas
Jewell or Morgan" belonged to the
said Marie Duché and took it
for granted that he belonged to the said
James Duché sent because he was
in his possession - or because the said
Marie Duché was then absent from
Calvert County aforesaid -

sworn before
Peregrine Bowen

State of Maryland, Calvert County

Shereby certify that Peregrine Bowen Esquire before whom the
foregoing deposition was made and taken and who has thereto subscribed his name was at the
time of Justice of the Peace of the said State in and for Calvert County
aforesaid

In Testimony whereof I have hereunto subscribed my name
and affixed the Seal of Calvert County Court this seventh day
of January in the year of our Lord one thousand eight
hundred and twenty eight.

William J. Morrell
County Court

James Denton proves that in 1864 Pr Officers
 would have James was on Board say 1
 Joshua Led with proof, Woman 25 yrs } say 2
 old & child " " }
 Boothe proves Young, Young & child aged over year } 3

Basil Dukes the top of thing, Mrs. & Mary
 being three, besides James & Sarah who
 were seen at Halifax after the Peace
 by Nelson, as he was informed - from the statement of
 the witness " would seem that only
nine were lost. by the claim sent in
 by the Gov't to the Mexico Commission, which
 is called the expedition list, there are nine
 claimed according to the account made out at
 the War Department; the account by the
 proofs then in, make but six, as above, according
 to the most extended construction, & but five, by
 what is most to be relied on, yet I must take
 it as for nine - this list, cannot be increased
 but by proof then in the office HS

State of Maryland - Calvert County -
 Mr. James D. Denton being first duly sworn
 deposes & saith, that in the year eighteen
 hundred & fourteen, in the month of August,
 he was informed by some of the Britons
 (who then lay in the Patuxent River in
 armed vessels) that negro James the slave
 of Mr. James Deane Senr of the County
 & State aforesaid - aged about forty six
 years ~~of age~~ - & worth about four hundred
 dollars was on board of their fleet, in
 their service, sawing timber, &c. - This
 deponent further states that he lives
 & at the time above specified lived - very
 near the residence of the said James Deane
 Senr - in whose service he frequently
 saw the above mentioned negro before he
 was told by the Britons that he (the said
 negro) was in their service - & that since
 being so informed by the Britons - he hath
 never seen nor heard of the said negro - & he
 - this deponent not - given under my hand
 this twenty fifth day of April, in the year
 eighteen hundred & twenty one -
 Signed James D. Denton

Now it remembered that on this twenty fifth
 day of April in the year of our Lord one
 thousand eight hundred & twenty one, James
 D. Denton made oath on the Holy Evangelists
 of Almighty God to the truth of the above de-
 -position to the best of his knowledge, recollection
 & belief - before the subscribers a Justice

Placed. Dep.
 Duke, James, Senr - Calvert C. W. &
 25 April 1821
 26 May
 Your Dep. - 8/9/1821

James	46	400	34	400
Thomas	32	500	147	2000
Henry	18	300	2	30
Freddie	1	50		
James	42	400		
James	60	1000		
Henry	22	500		
John	3	100		
Henry	1/2	30		

[700]
 [2160]

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of Peace for Calvert County & State
of Maryland -

Wm Dawkins

State of Maryland
Calvert County to wit

On this the 28th of April 1821. personally
appeared before me a Justice of the
Peace for Calvert County Joseph W
Reynolds and made oath on the holy
Evangelists of Almighty God that when
confined on board of his Britannic
Majesties Ship ^{in the river Patuxent} the Loire Capt Brown
as a prisoner, he saw a negro woman
& child the property of James Duke
of Calvert County. Accrued on board
of said ship the woman appeared
to be about 25 years of age and the
child appeared to be 3 or 4 years old
both worth at that time about four
hundred dollars.

Sworn before

L. M. A. Sedwick

~~Wm Dawkins~~

Maryland Calvert County -

Matthias Booth about fifty years of age being first
duly sworn on the Holy Evangelists of Almighty God, deposes
& saith - that in the year of our Lord one thousand eight hundred
& fourteen, in the month of July, a negro man & a
negro woman & child slaves for life of Capt James Duke
of the state & county aforesaid; to wit: Thomas about thirty
two years of age & worth about five hundred dollars - & Jennie
about eighteen years of age, & worth about three hundred
dollars & negro Precilla aged one year worth about thirty
dollars, went off from ~~the~~ the farm of the said Capt James
Duke, to the British; as this Deponent verily believes
as he afterwards saw the said negroes in company with
or in the possession of the British, several times -
some of whom (the British) then lay in an armed Vessel
or vessels in the Patuxent River - & frequently
landed on the shore & travelled about contiguous to the
river - during which (landing & going about as aforesaid)
this Deponent saw the aforesaid negroes, as above stated -
& further saith not - given under my hand this twenty
fourth day of April in the year of our Lord one thousand
eight hundred & twenty one - Matthias Booth

signed

Be it remembered that on the date of the date of the
above Deposition, Matthias Booth personally appeared and
made oath to the truth of the aforesaid Deposition to the
best of his recollection, belief & knowledge -
Before the subscriber
Justice of the Peace in and for Calvert County &
State of Maryland

Wm Dawkins

State of Maryland - Calvert County -

Basil Duke about thirty one years of age being first duly sworn deposes & saith, that he was told by Mr James M Wilson - (since deceased) that he saw my said James & Sarah the property of Capt James Duke in the State after the war between Great Britain & America, & that said negroes did call upon said Jas M Wilson for a present of money - & the deponent further states ages to be ~~about~~ James about forty two years & Sarah sixty years James value about four hundred dollars & Sarah about one hundred - & the deponent further saith the said James Duke lost three or four negroes viz Minty aged twenty two value about three hundred dollars, John aged three years value about one hundred dollars, Mary six months value thirty dollars. The said negroes went off in company with some negroes that have since been seen by the British soldiers & further this deponent saith not - Given under my hand this the sixteenth day of May in the year eighteen hundred & twenty one.

signed Basil Duke

Be it remembered that on the date of the date aforesaid mentioned deposition, Basil Duke made oath on the holy Evangelist of the Almighty God to the truth thereof to the best of his knowledge, recollection & belief.

Before me subscribed a Justice of the Peace for Calvert County & in the State of Maryland -

Young Parran

State of Maryland, Calvert County &c

I hereby certify that William C Dawkins, Joshua Sedwick and Young Parran Gentlemen before whom the annexed depositions were made and taken and who have thereto subscribed their names were at the time of so doing three of the Justices of the peace of the said State in and for Calvert County aforesaid duly Commissioned & sworn in the testimony whereof I have hereunto subscribed my name and affixed the Seal of my office this sixteenth day of May in the year of our Lord Eighteen hundred and twenty one.

Wm J. Mossell Clerk of Calvert County Court

The claim of James Duke has deceased, later of Calvert county, in the State of Maryland is respectfully Submitted -

The representatives of James Duke's dec'd claim indemnity for ten slaves, viz James, Patterson, Thomas Sewall or Morgan, Jenny Grop - & Piscata Grop her child, Sarah Deadfoot ^{or Deadford} or Deppford, Minty Cully, John Broom, Mary Cully, child of Minty Cully - Susan or Suckey Wilson or Jackson & her child Frank Wilson - See the deposition of Nathaniel Duke - for the names & number of J Duke's slaves.

The Clerk in the State Department - who made out the definitive list, has in enumerating the slaves of J. Duke deceased, committed two errors - the first error, in inserting the name of James, (Patterson) twice - & the second in overlooking the two negroes, viz the woman & her child, mentioned in the deposition of Mr Reynolds, who were seen by him when a prisoner on board the "Loire" & whom it is believed were Susan Wilson & her son Frank, whose names are not mentioned on the definitive list. It is respectfully ^{submitted} whether if the proof, filed in the Department of State in proper time, showed, the loss of other slaves than those named on the definitive list, whether the error of the Clerk in making out that list can prejudice the claimant - It is believed that it cannot -

The commissioners are referred to page 94 of the documents - that page list, for the name of James Patterson - to page 14 of the documents - for the name of Thomas Morgan - one of the slaves of J. Duke being known, by the names of Thomas Sewall or Morgan - page 81. of the documents - for Jenny Grop & her child - Piscata - ~~there can only~~ Henry, Daniel & Richard Grop - all on the Halifax list appear from that list, to have each of them had a wife & one child - name of wife & child unknown - Sarah Deadford, is proved by the deposition of Basil Duke

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James Duke's dec'd
Calvert County Md
claim for ten slaves
Statement of agent
Robert P. Smith
agent

Submitted -

of
21 May 1828 - account -
for eight slaves taken
from Maryland @ \$280
each \$2240 -
but received

25 Mar. 1828
to the only surviving Part. He.
Allotted for one slave

(Thomas) taken from Livingston
Georgia \$300
J. P. Remondet's claim covered
James Duke on Halifax list

See the other side for
the award

See the other side for
the award

to have been seen in Halifax after the termination
of the war - her name cannot however be traced on
the Halifax list -

The commissioners are referred to page 75. of the docu-
-ments Halifax list. Two names are found - on that list
together, viz Caden Minty, Cullen Mary. - which it is very
likely an Minty Cully & her child Mary. whose names
are thus incorrectly given -

See page 71. of the documents for the name of
"John Broom" -

The other slaves cannot be traced upon any of the
Minty lists - but it is submitted - whether from those
number, of the slaves of James Duke Sr^d, whose names
appear on the British list, the Commissioners ought not
to presume, that the whole of Mr Duke's ^{slaves} were with the
British forces, within the limits of the U States at the
ratification of the Treaty of Peace - especially as no proof
to the contrary has been offered on the part of the British
Government -

Robert P. Drury
agent for the representatives
of James Duke Sr^d.

The commissioners are also referred to the Halifax list - page
90 for the name of Thomas Morgan -