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NEGRO GEORGE VS. DENNIS.

[NO NUMBER IN ORIGINAL]

COURT OF APPEALS OF MARYLAND, EASTERN SHORE

2 H. & J. 454; 1809 Md. LEXIS 17

December, 1809, Decided

PRIOR HISTORY: [**1] APPEAL from Somerset county court. This was a petition for freedom. The facts of the case, as admitted at the trial, were these--The petitioner, (the appellant,) was the property of Samuel Engersole, who resided in Somerset county, and on his death, came to the possession of Richard Engersole, his administrator, who resided in the same county. R. Engersole, the administrator, by bill of sale dated the 16th of October 1792, sold the petitioner to the defendant, then a resident also of the said county, and who immediately afterwards removed to the state of Virginia, and took the petitioner with him. The court, (Polk, Ch. J. and Done, A. J.) were of opinion, and so instructed the jury, that these facts were not sufficient to entitle the petitioner to his freedom. The petitioner excepted; and the verdict and judgment being against him, he appealed to this court.

On the death of S E, a resident of this state, a slave belonging to his estate, was, by a bill of sale executed by his administrator in 1792, sold to G D, also a resident of this state, but who immediately afterwards removed to *Virginia*, and took the slave with him. On a petition fired by the slave against G D for his freedom--*Held*, that he was not entitled to freedom.

COUNSEL: W. B. Martin, for the Appellant; and by

J. Bayly, for the Appellee.

JUDGES: The cause was argued before BUCHANAN, NICHOLSON, GANTT, and EARLE, J.

OPINION

[*454] JUDGMENT AFFIRMED.

DISPOSITION: AFFIRMED.

HEADNOTES