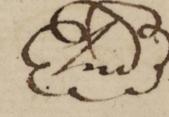


against the Defendant a free white Christian
man but the Court overruled the objection
and permitted the said Richard Shorter to
be sworn in the cause and he was sworn
to which the Defendant by his counsel objec-
ted and prayed that the Court would sign
and seal this bill of Exceptions which
is accordingly done this 23^d day of August
1813. A. Shriver  R. Melson 

703. After the evidence stated in the preceding
Exceptions had been offered by the petitioner
the Defendant offered in evidence to the jury
that in the year 1804 and before the mother
of the petitioner was carried to the district
of Columbia that Thomas Spigg came to
the house of Charles Herstons in Frederick
Town and said to him I have given Ester and
her Children (meaning the aforesaid Ester)
to Maria Herstons the said Maria Herstons
was then an infant of about 4 or 5 years of
age The said Ester and her Children were
then at the house of the said Charles Herstons
the father and natural guardian of the said