## 1838-05-02 Extradition Request From Georgia For Philbrook and Kellerun

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Transcription:

UNITED STATES OF AMERICA.

STATE OF GEORGIA.

By His Excellency

George R. Gilmer Governor and Commander-in-Chief of the Army and Navy of this State, and of the Militia thereof.

TO ALL WHOM THESE PRESENTS SHALL COME: KNOW YE, That

Robert W. Pooler whose certificate and attestation is given and made to the within document, was, at the time of making the same holding and exercising this office of Clerk of the Superior Court of Chatham County in said State of Georgia= And that this certificate is in due form.

THEREFORE, all due faith, credit and authority are, and ought to be had and given to this attestation as such.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and caused the Great Seal of this State to be put and affixed, DONE at the State-House, in Milledgeville, this Second day of May in the year of our Lord, eighteen hundred and Thirty eight and of the Independence of the United States of America the Sixty second.

BY THE GOVERNOR: W. A. Tennille Secretary of State Certified to as signed this second of May 1838

Dav Millserois

Sec'y Ex. Dept

Georgia Chatham County

The Grand Jurors sworn chosen and selected for the County of Chatham to wit; L. P. Henry foreman, W. Bee, Geo Shick, Geo S. Law, Amos Scudder, C. Stephens, H. Haupt, S.B. Parkman, W. Morel, R.M. Goodwin, S. Philbrick, Jno. Posey; Geo Lewis, Jno Haupt Jr., Edw'd Bourquin, W. C. Daniell, L.W. Morrell, Sol Shaftall, A.J.C. Shaw. In the name and behalf of the Citizens of Georgia, charge and accuse Daniel Philbrook and Edward Killerun of the County and State aforesaid with the offence of Simple Larceny. For that the said Daniel Philbrook and Edward Killerun of the County and State aforesaid on the eighth day of May in the year of our Lord One thousand eight hundred and thirty seven a certain negro man slave named Atticus of the value of six hundred dollars the property of James Sagurs and Henry Sagurs of the County and State aforesaid then and there being found wrongfully, fraudulently, and feloniously did steal, take and carry away contrary to the Laws of said State the good order peace and dignity thereof.

2nd Count

And the Jurors aforesaid in the name and behalf of the citizens of Georgia further charge and accuse the said Daniel Philbrook and Edward Killerun with having committed the offence of Simple Larceny, for that the said Daniel Philbrook and Edward Killerun in the County and State aforesaid on the eighth day of May in the year of our Lord One thousand eight hundred and thirty seven by enticement and by other means feloniously, wrongfully and fraudulently did induce a certain negro man slave named Atticus of the value of Six hundred dollars the property of James Sagus and Henry Sagurs of the County and State aforesaid then and there being to run away from his Owners the said James Sagurs and Henry Sagurs with intention to sell the said negro man slave named Atticus and otherwise to appropriate the said negro man slave named Atticus to their (Daniel Philbrook and Edward Killerun) own use and to the use of other persons and thereby to deprive the said James Sagurs

and Henry Sagurs the owner of the said negro man slave named Atticus of the use and services of the said negro man slave named Atticus contrary to the Laws of said State the good order, peace and dignity thereof

3rd Count

And the jurors aforesaid in the name and behalf of the Citizens of Georgia further charge and accuse the said Daniel Philbrook and Edward Killerun with having committed the offence of removing and carrying and causing to be removed and carried away out of this State and a County thereof a slave being the property of other persons without the consent of the owners or other person having authority to give such consent and without any intention and design on the part of them the said Daniel Philbrook and Edward Killerun to sell and otherwise appropriate the said slave to their own use, or to deprive the owners of their property in said slave. For that the said Daniel Philbrook and Edward Killerun in the County and State aforesaid on the eighth day of May in the year of our Lord One thousand eight hundred and thirty seven, with force and arms a certain negro man slave named Atticus of the value of six hundred dollars the property of James Sagurs and Henry Sagurs of the County and State aforesaid then and there being from the County of Chatham and State of Georgia aforesaid did remove and carry and caused to be removed and carried away out of the State of Georgia and County aforesaid without the consent of the said James Sagurs and Henry Sagurs owners of the said negro man slave named Atticus and without the consent of any other person having authority to give such consent and without any intention and design on the part of the said Daniel Philbrook and Edward Killerun to sell and otherwise appropriate the said negro man slave named Atticus to their own use or to deprive the said James Sagurs and Henry Sagurs the owners of said negro man slave named Atticus of their property in said negro man slave named Atticus contrary to the Laws of said State the good order peace and dignity thereof.

4th Court

And the Jurors aforesaid in the name and behalf of the Citizens of Georgia further charge and accuse the said Daniel Philbrook and Edward Killerun with having committed the offence of concealing, harboring and hiding and causing to be concealed, harboured, and hidden a slave to the injury of the Owners thereof. For that the said Daniel Philbrook and Edward Killerun in the County and State aforesaid on the eighth day of May in the year of Our Lord One thousand eight hundred and thirty seven a certain negro man slave named Atticus of the value of six hundred dollars the property of James Sagurs and Henry Sagurs of the County and State aforesaid then and there being with force and arms did conceal, harbor and hide and cause to be concealed, harboured and hidden to the injury of the said James Sagurs and Henry Sagurs the owners of the said negro man slave named Atticus contrary to the Laws of said State the good order, peace and dignity thereof.

John E. Ward Sec. Genl

Georgia Chatham County Clerk's Office Superior Court

I Robert W. Pooler Clerk of the Superior Court of Chatham County, in the State of Georgia, do hereby certify that the foregoing two and one half pages, is, and contains a true copy of the indictment, in the case of "The State vs. Daniel Philbrook & Edward Kellerun charged with the offence of Simple Larceny, as the same appears from the Original of file in said office. And I further certify that the endorsement hereon of the finding of the Grand Jury, to wit "True Bill upon the first count J.P. Henry foreman Feby 7, 1838" and of the names of the Witnesses, is a true copy of the Original, taken from the Original Indictment of file in said Office.

In testimony Whereof, I have hereto set my hand and affixed the Seal of said Superior Court, this fifteenth February A.D. Eighteen hundred and thirty eight.

Robert Pooler [?]

Chatham Superior Court January Term 1838

The State vs. Daniel Philbrook & Edward Killerun

Simple Larceny

Founded on the presentment of a Grand Jury

True Bill upon the first Count

J.P. Henry Foreman Feby 7, 1838

John E. Ward S. Gen.

Witnesses

James Sagurs

Henry Sagurs

John Stevenson

John Macon

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