Form No. 10-300 REV. (9/77)

FHD-1008

UNITED STATES DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE

NATIONAL REGISTER OF HISTORIC PLACES INVENTORY -- NOMINATION FORM

FOR NPS USE ONLY
RECEIVED
DATE ENTERED

SEE INSTRUCTIONS IN *HOW TO COMPLETE NATIONAL REGISTER FORMS*
TYPE ALL ENTRIES -- COMPLETE APPLICABLE SECTIONS

1 NAME

HISTORIC: Roger Brooke Taney house

AND/OR COMMON:

2 LOCATION

STREET & NUMBER: West Side South Bentz Street (#121)/123 — NOT FOR PUBLICATION

CITY, TOWN: Frederick — VICINITY OF

CONGRESSIONAL DISTRICT: Sixth

STATE: Maryland — CODE:

COUNTY: Frederick — CODE:

3 CLASSIFICATION

CATEGORY	OWNERSHIP	STATUS	PRESENT USE	
__DISTRICT	__PUBLIC	XOCCUPIED	__AGRICULTURE	X_MUSEUM
XBUILDING(S)	XPRIVATE	__UNOCCUPIED	__COMMERCIAL	__PARK
__STRUCTURE	__BOTH	__WORK IN PROGRESS	__EDUCATIONAL	__PRIVATE RESIDENCE
__SITE	**PUBLIC ACQUISITION**	**ACCESSIBLE**	__ENTERTAINMENT	__RELIGIOUS
__OBJECT	__IN PROCESS	XYES: RESTRICTED	__GOVERNMENT	__SCIENTIFIC
	__BEING CONSIDERED	__YES: UNRESTRICTED	__INDUSTRIAL	__TRANSPORTATION
		__NO	__MILITARY	__OTHER:

4 OWNER OF PROPERTY

NAME: Francis Scott Key Memorial Foundation Inc.
c/o Thomas Summers

STREET & NUMBER: 145 Kline Boulevard

CITY, TOWN: Frederick — VICINITY OF

STATE: Maryland 21701

5 LOCATION OF LEGAL DESCRIPTION

COURTHOUSE, REGISTRY OF DEEDS, ETC.: Frederick County Courthouse

STREET & NUMBER: North Court Street

CITY, TOWN: Frederick

STATE: Maryland

6 REPRESENTATION IN EXISTING SURVEYS

TITLE:

DATE:

__FEDERAL __STATE __COUNTY __LOCAL

DEPOSITORY FOR SURVEY RECORDS:

CITY, TOWN:

STATE:

7 DESCRIPTION

FRD-1008

CONDITION		CHECK ONE	CHECK ONE
__EXCELLENT	__DETERIORATED	__UNALTERED	X ORIGINAL SITE
X GOOD	__RUINS	X ALTERED	__MOVED DATE_____
__FAIR	__UNEXPOSED		

DESCRIBE THE PRESENT AND ORIGINAL (IF KNOWN) PHYSICAL APPEARANCE

The Roger Brooke Taney house is a small Federal brick townhouse laid in Flemish and common bond, two stories tall and three bays wide. It faces east on South Bentz Street in the southern part of Frederick City, Maryland.

The principal facade of the building is three bays wide, with the main entrance in the north bay. This is marked by a replaced six-panel door with modern screen door, ornate leaded transom, and a flat arch. Two wooden steps lead to the door. Simple wing walls with recessed panels flank the doorway.

Double-hung,6/6 sash windows, covered with modern storm windows, are located in the first and second bays of the first floor. The windows display flat arches identical to that found over the doorway. Similar 6/6 windows, without the arches, are found on the second floor. The gable roof is covered with slate and is a replacement. A fine boxed cornice with a dentiled frieze graces the front facade. Centrally located within the roof in the rear of the building is a pedimented dormer, recently added. A large replaced interior brick chimney is found within the south gable.

A nine bay long, one story tall brick addition extends to the rear of the main block and houses a wine cellar, summer kitchen, and slave quarters. A slate gable roof with overhang and exposed rafters covers this wing. A small brick chimney is found in the center of the addition. The entire structure is built on a low random-coursed stone foundation.

The interior of the building was restored in the 1960's as a house museum, reflecting the life and work of Roger Brooke Taney. Corner fireplaces with original trim are located in both parlors of the first floor and in both rooms on the second floor. The most ornate mantel, found in the front parlor, is decorated with a shouldered architrave, plain side panels, a central panel with recessed ogee arch, and a delicate molded shelf. A beaded chairrail and base board are located in each room. Architrave trim surrounds the doorways.

A narrow closed string stair with turned balusters located in the north end of the rear parlor leads to the second floor. An interesting architectural detail is the use of turned balusters above the doorway to the stairs--also decorated with architrave molding--rather than a paneled partition or plastered wall.

A modern apartment on the third floor was added when the interior restoration took place for security purposes.

In the rear wing, the interior of the wine cellar and summer kitchen have also been restored and are used for exhibits. Both rooms have white-washed walls and ceilings and replaced brick floors. Arched storage niches are recessed into the brick walls in both rooms. A large wooden lintel is located over the fireplace in the summer kitchen.

The exterior of the structure was sandblasted in 1963, with financial assistance provided by the Maryland Historical Trust.

8 SIGNIFICANCE

FRD-1008

PERIOD	AREAS OF SIGNIFICANCE -- CHECK AND JUSTIFY BELOW				
__PREHISTORIC	__ARCHEOLOGY-PREHISTORIC	__COMMUNITY PLANNING	__LANDSCAPE ARCHITECTURE	__RELIGION	
__14[illegible]99	__ARCHEOLOGY-HISTORIC	__CONSERVATION	X LAW	__SCIENCE	
__150[illegible]1599	__AGRICULTURE	__ECONOMICS	__LITERATURE	__SCULPTURE	
__1600-1699	__ARCHITECTURE	__EDUCATION	__MILITARY	__SOCIAL/HUMANITARIAN	
X 1700-1799	__ART	__ENGINEERING	__MUSIC	__THEATER	
X 1800-1899	__COMMERCE	__EXPLORATION/SETTLEMENT	__PHILOSOPHY	__TRANSPORTATION	
__1900-	__COMMUNICATIONS	__INDUSTRY	X POLITICS/GOVERNMENT	__OTHER (SPECIFY)	
		__INVENTION			

SPECIFIC DATES

BUILDER/ARCHITECT

STATEMENT OF SIGNIFICANCE

The Roger Brooke Taney House is a good example of a simple Federal townhouse with original attached slave quarters, kitchen, and a wine cellar. The treatment of the main house and service building as a unified whole, rather than a house with outbuildings or dependencies, is extremely rare in the Frederick area.

The Roger Brooke Taney house is of great importance to Frederick, Maryland as the residence of the Chief Justice while he worked as a young lawyer in Frederick between the years 1801-1823. It is the only surviving structure known at this time that is connected with Taney.

Born in March, 1777, the son of Michael Taney, a tobacco farmer from Calvert County, Maryland, Roger Brooke Taney began his studies at Dickinson College in 1792 and continued to study law in Annapolis between 1796 and 1799 under Judge Jeremiah Townley Chase. Upon completion of his studies in Annapolis, Taney started looking for a promising location to practice law. His reason for choosing Frederick was explained in his journals as follows: "My inducement for selecting Frederick was that, next to Annapolis and Baltimore it was with a view to profit the best point of practice in the state...in March, 1801, I took up my residence there and made my first speech. It was a volunteer speech; Mr. Shaaff, who still practiced in Frederick having involved me to take part in one of his cases in order to give me an opportunity of appearing before the public."[1]

Roger Brooke Taney soon became one of the major voices in the litigation cases of Frederick. In the February court of the following year, 1802, Taney appears in six cases; in 1803 in over thirty cases.

In 1803 Taney unsuccessfully ran for the House of Delegates as a Federal candidate. In 1806 the young lawyer married Ann Key, the sister of Francis Scott Key, a lawyer friend of Taney's who also pracitced in Frederick.

In September 1801, the Roger Brooke Taney House was purchased for 475 pounds by Elizabeth Luckett containing lots number two and three of Long Acre... "together with the two story brick dwelling house thereon erected... and also all that part whereon the back buildings attached to the brick dwelling house aforesaid stand."[2]

Whether Roger Brooke Taney lived in the house while it was owned by E[illegible]abeth Luckett is not known. In June 1815, Lawyer Taney did buy the

SEE CONTINUATION SHEET #1.

9 MAJOR BIBLIOGRAPHICAL REFERENCES

FN II - 1008

Auchompaugh, Philip G. A Great Justice or State and Federal Power. Duluth, Minn.

Delaplaine, Edward S. Chief Justice Roger B. Taney - His Career as a Lawyer. Baltimore: Maryland Historical Society, April 8, 1918; Reprinted from Law Review. SEE CONTINUATION SHEET #2

10 GEOGRAPHICAL DATA

ACREAGE OF NOMINATED PROPERTY less than one acre

QUADRANGLE NAME _____ QUADRANGLE SCALE _____

UTM REFERENCES

	ZONE	EASTING	NORTHING		ZONE	EASTING	NORTHING
A				B			
C				D			
E				F			
G				H			

VERBAL BOUNDARY DESCRIPTION

LIST ALL STATES AND COUNTIES FOR PROPERTIES OVERLAPPING STATE OR COUNTY BOUNDARIES

STATE	CODE	COUNTY	CODE
STATE	CODE	COUNTY	CODE

11 FORM PREPARED BY

NAME / TITLE

Cherilyn Widell, Sites Analyst

ORGANIZATION — DATE

Frederick County Office of Historic Preservation — 7/27/78

STREET & NUMBER — TELEPHONE

12 West Church Street, Winchester Hall — (301) 663-8300 ext 226

CITY OR TOWN — STATE

Frederick — Maryland 21701

12 STATE HISTORIC PRESERVATION OFFICER CERTIFICATION

THE EVALUATED SIGNIFICANCE OF THIS PROPERTY WITHIN THE STATE IS:

NATIONAL ___ STATE ___ LOCAL ___

As the designated State Historic Preservation Officer for the National Historic Preservation Act of 1966 (Public Law 89-665), I hereby nominate this property for inclusion in the National Register and certify that it has been evaluated according to the criteria and procedures set forth by the National Park Service.

STATE HISTORIC PRESERVATION OFFICER SIGNATURE

TITLE — DATE

FOR NPS USE ONLY

I HEREBY CERTIFY THAT THIS PROPERTY IS INCLUDED IN THE NATIONAL REGISTER

DATE

KEEPER OF THE NATIONAL REGISTER

ATTEST: DATE

CHIEF OF REGISTRATION

GPO 921-803

SIGNIFICANCE (con't)

Roger Brooke Taney House.

Taney sold the Bentz street property to Peter Mantz in 1823, just before his departure to Baltimore.[4]

In 1827, he was appointed as Attorney General of the State of Maryland and just four years later was named Attorney General of the United States despite opposition from Henry Clay, John C. Calhoun and Daniel Webster among others. Taney was a strict constitutional lawyer vehemently opposing the Bank of the United States' concept and upholding Federal power over state jurisdiction.

Finally, upon the death of Chief Justice John Marshall, Roger Brooke Taney was appointed to the Supreme Court in 1836. His most famous decision was the Dred Scott vs Sanford Case handed down in March of 1857.

In this trial which dealt with the rights of slaves and their owners, it was decided that as a slave and personal property of Sanford, Dred Scott was not a citizen and could not sue in Federal Court. Furthermore, Congress had no power to exclude slavery from territories. This decision has been termed one of the most controversial decisions ever issued by the Supreme Court.

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[1]Samuel Tyler, Memoir of Roger Brooke Taney, p. 95.

[2]Frederick County Land Records, Liber WR 21; Folio 472.

[3]Ibid., Liber JS 5; Folio 350.

[4]Ibid., Liber JS 17; Folio 311.

BIBLIOGRAPHY (Con't)

Grove, William J., History of Carrollton Manor, Frederick, Maryland, Marken & Bielfield, 1928.

Lewis, Walker, Without Fear or Favor, Boston, Mass., Houghton Mifflin Co., 1965.

Steiner, Bernard C., Life of Roger Brooke Taney, Chief Justice of the United States Supreme Court. Baltimore; Williams & Wilkins Co., 1922.

Swisher, Carl Brent, Roger B. Taney. New York; New York, The Macmillan Co., 1935.

Tyler, Samuel, Memoir of Roger Brooke Taney, LL.D. Baltimore; John Murphy & Co., 1872.

MARYLAND HISTORICAL TRUST

INVENTORY FORM FOR STATE HISTORIC SITES SURVEY

1 NAME

HISTORIC

AND/OR COMMON

TANEY HOME

2 LOCATION

STREET & NUMBER

123 S. Bentz Street

CITY, TOWN

Frederick ___ VICINITY OF

CONGRESSIONAL DISTRICT

STATE

Maryland

COUNTY

Frederick

3 CLASSIFICATION

CATEGORY	OWNERSHIP	STATUS	PRESENT USE	
__DISTRICT	__PUBLIC	X OCCUPIED	__AGRICULTURE	X MUSEUM
X BUILDING(S)	X PRIVATE (group)	__UNOCCUPIED	__COMMERCIAL	__PARK
__STRUCTURE	__BOTH	__WORK IN PROGRESS	__EDUCATIONAL	__PRIVATE RESIDENCE
__SITE	**PUBLIC ACQUISITION**	X **ACCESSIBLE**	__ENTERTAINMENT	__RELIGIOUS
__OBJECT	__IN PROCESS	__YES: RESTRICTED	__GOVERNMENT	__SCIENTIFIC
	__BEING CONSIDERED	__YES: UNRESTRICTED	__INDUSTRIAL	__TRANSPORTATION
		__NO	__MILITARY	__OTHER:

4 OWNER OF PROPERTY

NAME

Telephone #:

STREET & NUMBER

CITY, TOWN

STATE, zip code

___ VICINITY OF

5 LOCATION OF LEGAL DESCRIPTION

Liber #:

Folio #:

COURTHOUSE, REGISTRY OF DEEDS, ETC.

Frederick County Courthouse

STREET & NUMBER

N. Court Street

CITY, TOWN

Frederick, Maryland

STATE

6 REPRESENTATION IN EXISTING SURVEYS

TITLE

DATE

__FEDERAL __STATE __COUNTY __LOCAL

DEPOSITORY FOR SURVEY RECORDS

CITY, TOWN

STATE

7 DESCRIPTION

PNS-1008

CONDITION		CHECK ONE	CHECK ONE
X EXCELLENT	__DETERIORATED	X UNALTERED	X ORIGINAL SITE
__GOOD	__RUINS	__ALTERED	__MOVED DATE_____
__FAIR	__UNEXPOSED		

DESCRIBE THE PRESENT AND ORIGINAL (IF KNOWN) PHYSICAL APPEARANCE

The Taney Home Museum is a detached 2-1/2 story brick house approximately three bays square with a 1-1/2 story brick "L" shaped Dependency extending back approximately eight bays and being two bays wide. Front brickwork is in Felmish bond and all has been restored.

A wide six panel door occupies the right (North) bay with a paneled enframement, very attractive transom decorated by curved intersecting wooden mullions, and this is approached by an old style wooden stoop with side seats. The boxwood garden on the left is fronted by an attractive brick wall with a "medeival" style beam gate of heavy timbers. Other front attractions are the colonial hexagon shaped brick pavement (probably imported as balast on colonial ships), the Taney carriage stepping stone, a wrought iron mud-scrapper and a tall flag pole.

Front windows are of 6/6 sash wtih side and rear colonial style 9/6 sash windows. The attic is lighted from the left gable by a small, four pane window and from the right by two small 6/6 sash windows. There is a newer, large peaked dormer window on the rear. All windows have flat brick jack arches and wood sills, except in the gables, which also have wooden lintels. This house has a steep sloped "A" frame roof resting on wood beam cornices boxed on the front and decorated with finely moulded reeding and ornately cut dentils. A wide enclosed chimney rises from the left gable. The house rests on a low fieldstone foundation.

The rear 1-1/2 story brick dependency wing includes a colonial kitchen with a cooking fireplace, a deep fieldstone walled wine cellar beneath it, a smokehouse, a craftsroom, and living quarters with a sleeping loft above. There are various types of rear doors, such as those having six panels and three pane overlights, two section Dutch doors, and board and batten doors. There are mostly small 6/6 sash windows, but also a section of fifteen (15) sash windows, possibly newer. Most have flat brick header arches. This building has a steep sloped, slate, "A" frame roof with a garden side overhang displaying wooden rafters. A large fieldstone chimney is attached to the rear. A boxwood lined lawn area lies on the left side.

CONTINUE ON SEPARATE SHEET IF NECESSARY

F[illegible]-1008

8 SIGNIFICANCE

PERIOD	AREAS OF SIGNIFICANCE -- CHECK AND JUSTIFY BELOW			
_PREHISTORIC	_ARCHEOLOGY-PREHISTORIC	_COMMUNITY PLANNING	_LANDSCAPE ARCHITECTURE	_RELIGION
_1400-1499	_ARCHEOLOGY-HISTORIC	_CONSERVATION	_LAW	_SCIENCE
_1500-1599	_AGRICULTURE	_ECONOMICS	_LITERATURE	_SCULPTURE
_1600-1699	X _ARCHITECTURE	_EDUCATION	_MILITARY	_SOCIAL/HUMANITARIAN
X _1700-1799	_ART	_ENGINEERING	_MUSIC	_THEATER
_1800-1899	_COMMERCE	_EXPLORATION/SETTLEMENT	_PHILOSOPHY	_TRANSPORTATION
_1900-	_COMMUNICATIONS	_INDUSTRY	_POLITICS/GOVERNMENT	_OTHER (SPECIFY)
		_INVENTION		

Federal front - Colonial features

SPECIFIC DATES 1799 BUILDER/ARCHITECT

STATEMENT OF SIGNIFICANCE

Roger Brooke Taney, married Francis Scott Key's sister, Anne, and later became a Supreme Court Justice, swore in several Presidents and made landmark decisions.

From my slide show text:

> *"Roger Brooke Taney built his home high up on the edge of the City in 1799, using the new Federal style, but retaining some colonial features."*

CONTINUE ON SEPARATE SHEET IF NECESSARY

FSD-1008

9 MAJOR BIBLIOGRAPHICAL REFERENCES

CONTINUE ON SEPARATE SHEET IF NECESSARY

10 GEOGRAPHICAL DATA

ACREAGE OF NOMINATED PROPERTY _____

VERBAL BOUNDARY DESCRIPTION

LIST ALL STATES AND COUNTIES FOR PROPERTIES OVERLAPPING STATE OR COUNTY BOUNDARIES

STATE	COUNTY
STATE	COUNTY

11 FORM PREPARED BY

NAME / TITLE: *DOUGLAS M. GREENE*
ARCHITECTURAL HISTORIAN

ORGANIZATION: *HISTORICAL DISTRICT COMMISSION*
CITY of FREDERICK, MD. 21701

DATE: MAY 1977

STREET & NUMBER

TELEPHONE

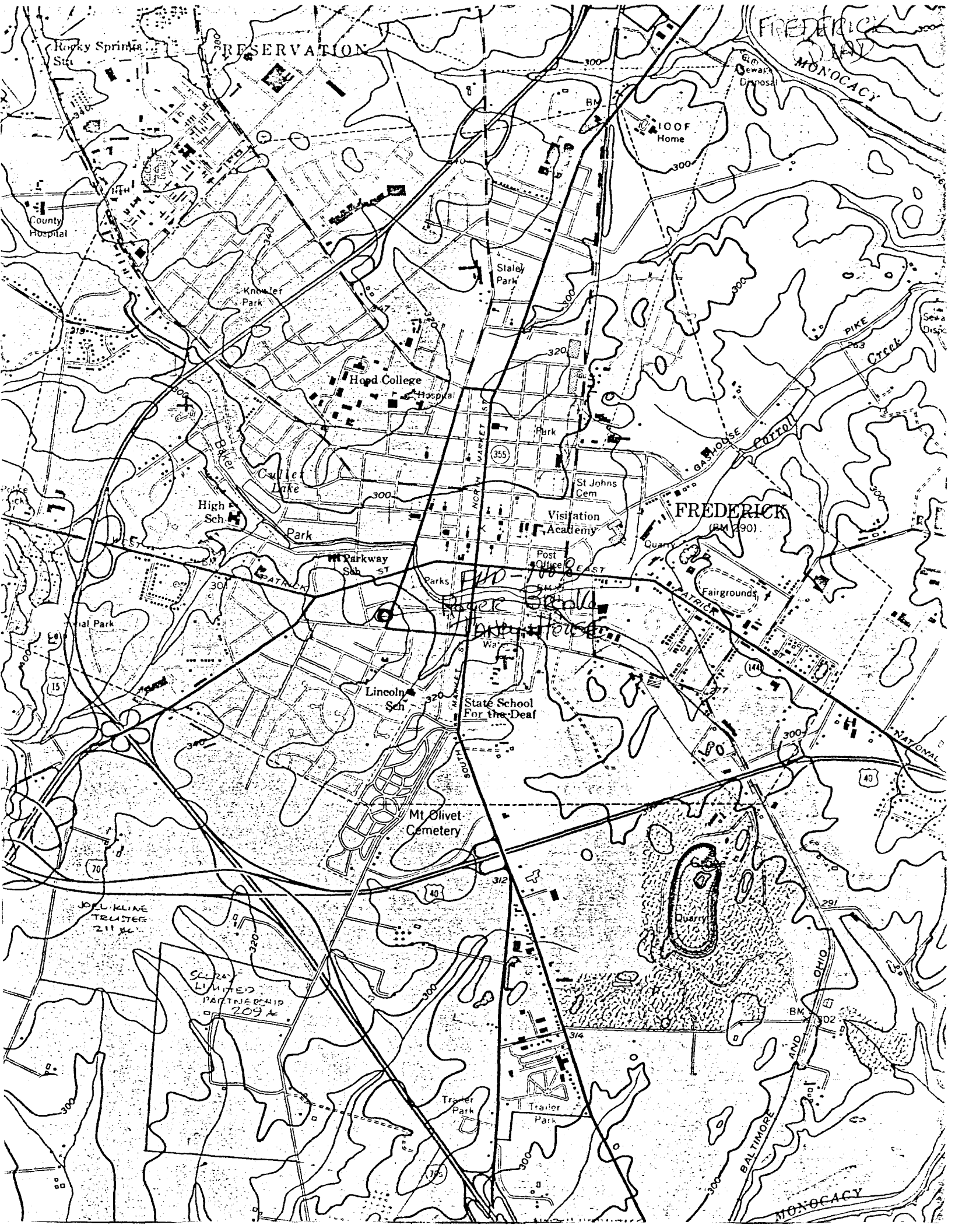
CITY OR TOWN

STATE

The Maryland Historic Sites Inventory was officially created by an Act of the Maryland Legislature, to be found in the Annotated Code of Maryland, Article 41, Section 181 KA, 1974 Supplement.

The Survey and Inventory are being prepared for information and record purposes only and do not constitute any infringement of individual property rights.

RETURN TO: Maryland Historical Trust
The Shaw House, 21 State Circle
Annapolis, Maryland 21401
(301) 267-1438


Rocky Spring
RESERVATION
FREDERICK
MONOCACY
Sewage Disposal
BM
IOOF Home
County Hospital
Staley Park
Knowler Park
Hood College
Hospital
Baker Park
Culler Lake
High Sch
Park
Parkway Sch
ST
PATRICK
Parks
Water
Lincoln Sch
State School For the Deaf
SOUTH MARKET ST
NORTH MARKET ST
Park
St Johns Cem
Visitation Academy
Post Office
EAST
Quarry
FREDERICK
(BM 290)
Fairgrounds
Carroll
GASHOUSE
PIKE
Creek
NATIONAL
Mt Olivet Cemetery
JOEL KLINE TRUSTEE 211 AC
LIMITED PARTNERSHIP 209 AC
Trailer Park
Trailer Park
OHIO
BALTIMORE AND
MONOCACY


144
355
COIN
LAUNDRY
DRY
CLEANING

Taney House, (Roger Brooke)

FHD-1008

F-68

MD. HISTORICAL TRUST
BOX 1704
ANNAPOLIS, MD. 21404

MARCH, 1968

ORLANDO RIDOUT IV



ROGER BROOKE TANEY HOUSE CEW 5/78
W/S SOUTH BENTZ STREET
EAST ELEVATION

FHD-1008



ROGER BROOKE TANEY HOUSE

W/S SOUTH BENTZ STREET

CORNICE DETAIL

CEW 5/78

FHD-1008



Roger Brooke Taney House

CEW 5/78

W/S Bentz (South) St

West Elevation

FHD -1008



ROGER BROOKE TANEY HOUSE

W/S SOUTH BENTZ ST CEW 5/78

Interior Detail

FHD-1008



ROGER BROOKE TANEY HOUSE CEN 5/78

N/S SOUTH BENTZ ST

INTERIOR DETAIL

FHD -1008



ROGER BROOKE TANEY HOUSE
W/S SOUTH BENTZ ST
INTERIOR DETAIL
CEW 5/78
FHD-1008


HOOVER
SCALE TEA

ROGER BROOKE TANEY HOUSE
W/S SOUTH BENTZ STREET
SUMMER KITCHEN
CEW 5/78
FHD-1008



ROGER BROOKE TANEY HOUSE
W/S SOUTH BENTZ ST
CEW 5/18
INTERIOR DETAIL
FHD-1008