

SMITH, James

Variations :

Ship	Date arrived (Sydney)
Norfolk	1829

Shipping indent(s)

Fiche	Page	Reel	Shelf	Type
673	220		4/4014	bound

Trial (place, date)	Prev conv	Offence	Sentence
Surry 3 April 1829	none	burglary	life
Notes: Source = indent.			

Age	Marr/S	Child'n	Relig	Educ	Native place	Country
24	w	1	prot	r & w	London	England
Notes: Source = indent						

Trade or calling	Height	Complexion	Hair	Eyes
waterman	5'5	dark ruddy	dark brown	dark hazel
Notes: Source = indent				
Other arrival info (eg ships musters & papers):				

Assignment

on arrival, to J Earles (sic), Wallis Plains.
With Eales: 1829-1834

Freedom (year, details)

T.O.L.	37/1466, 4/4115 reel 928 Maitland district 42/3342, 4/4171 reel 947 Windsor district
C.P.	47/999, 30 Sep 1847 4/4453 reel 784 pp497-498
C.O.F	

Colonial crime & secondary punishment

Date	Offence	In service of	Punishment
1829 Nov	Absconding	Prob John Eales	?
Jul 1836	at large without permission	Roads Dept	admonished
Sources: see assignment & TOL above, and Col Sec & 'other' below			

Colonial Secretary's correspondence

CS In-letter 34/1218 in 4/2229 Principal Superintendent of Convicts to Col Sec 1 April 1834, have letter from Captain Anley [magistrate at Maitland] seeking approval for his action in withdrawing James Smith per Norfolk, life, from the service of John Eales, having taken the name of Scott, probably his real name, and been transferred by Mr Eales without authority to Thomas Scott of Williams River, alleged brother. Notation: Governor's decision – "the transfer cannot be allowed. The withdrawal is approved".
CSSL 34/226 in 4/3679 Harrington to Hely (Col Sec to Princ Supt Convicts) 21 April 1834, p435 (reel 1047). Re James Smith per Norfolk. Received two letters from the resident Magistrate at Maitland. His Excellency the Governor has approved Smith's withdrawal from Mr Eales' employ because Smith had taken the name of Scott (supposed to be his real one) and been transferred by Mr Eales without authority to one Thomas Scott, the prisoner's alleged brother.

NSW Census/musters

1837	not found (holding ToL)
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Colonial marriage

Date	Place	To whom	BDM index reference
Permission to marry:			

Death

Date	Place	Age	BDM index reference

Timeline

Date	Event
1829 Apr	tried Surry for burglary, life sentence
1829 Aug	arrived in Sydney on the <i>Norfolk</i> and assigned to J Earles (sic) Wallis Plains
1829 Nov	Absconded, apprehended in Sydney and returned to Newcastle for punishment
1834 Apr	withdrawn from Mr Eales service by the Governor
1837	ticket of leave for the Maitland district
1842	ticket of leave for the Windsor district
1847	conditional pardon

Other (source, details)

Sydney Gaol Entrance Book, SRNSW 4/6431 p323 [reel 851], 5 November 1829 from General Sessions Sydney for absconding, to be forwarded to Newcastle. Discharged 14 November to Newcastle..

SRNSW reel 662, monthly returns of summary punishments, Newcastle, p 126: 15 July 1836, James Smith alias Walter Scott, Norfolk 1829, life. Roads Dept. At large without permission, admonished.

Keywords

earles, sanction by governor, ToL in minimum eight years

General information

This document is part of research undertaken by Brian Walsh on the convicts assigned to John Eales and the ticket-of-leave holders who worked for him. Please do not email or upload/post this document online without acknowledgement. For further information and contact details see:

www.patersonriver.com.au/ealesconvicts

A book on John Eales' convicts titled '*Toil and Trouble from Maitland to Moreton Bay*' is available from Paterson Historical Society, see:

www.patersonhistory.org.au