# Bring Your Ancestors to Life Using Court of Petty Session Records

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# Introduction

- What are Court of Petty Session (CPS) records?
- Where to find the records?
- Any indexes and finding aids?
- What ancestral stories can they tell?
- If you don't like surprises, don't look!



# What are CPS records?

- Local court records
- Relatively minor crimes
  - Drunk and disorderly
  - Obscene language
  - Assault
  - Wife/child desertion
  - Breaking and entering
  - No visible (lawful) means of support

Check out other court records too!





James Street, Beenleigh ca 1887 - Court House on the left Image Local Studies Library, Gold Coast City Council

www.goldcoast.qld.gov.au/library/local-studies-library-10111.html

In the defuno This aft ow tath ataho to fellows my a and adam folu otros ? a latour hearding in Bunkyle, Le are the diff country drow from the Ony amin. Int ow Lucay morning last as & telesto ai the morning, The cause back afair in about kay we hour and expersed at the Emphriums Leut, Sweet out out to the Sul and asked her what ky as she had I be how with the brugh men, I had a pum of thek in my hand that I toto firm the fire, Evalue part het, them to as a part of shall behand he and the state topped her and the fees on he Lado she away out that Shir bet, Is new Sumit ded, Itala her by home, that was the fitted plan for het, I told her this was no plan to he with the Quegle more, Just or how Manie, +Bythe longs you wow int in the Confline Jakus there to be fow sow this adam & formation Hay of bester 1887 at Bendant Mulampifue the

assompique the

ansomprie Kin.

24 Oct 1887 Beenleigh

Witness statements also very useful

Shauna Hicks

4 Nov1887 Beenleigh

my husband and I are not living together I have never live I with him since Kewamant wastaken out on bunday night he asked for ashieling and I said Shad no shelling to five him (my sewing machine was stolen between 305 oclock on monday morning last I suspect my husband for taking it abought, the machine myself, you did not offer me maintenance. By the deft. you said he would bop with the children if I would clear away. I staid I did not hear anything about rations I said Surned . Stop and take care of the children I did not tall you to go up the line and change how want and I would follow you up in a month. I did not tell you to come as a boarder and change your name ! I told you to sleep in your own tent - I did not tell you I didn't want meat from you I have not lived with any man. you never caught any man with me last Everday fortnight. Shought he tent I was living maria gohustan Taken and sworn before me ? his fourth day of Nopember 1867 at Beenleigh

- In September 1886 Maria summoned Adam for maintenance at Ipswich where he was ordered to pay 10s a week. His brother became surety for him but Adam absconded.
- Maria Johnston and John Bolton arrived in Beenleigh in January 1887 and lived in tents along the Southport railway line.
- In June 1887 Adam Johnston was arrested for disorderly conduct.
- On 24 October 1887 Maria summoned Adam for assault and the following day Adam stole his wife's sewing machine.
- On 3 November 1887 Maria summoned Adam for maintenance and he was advised to pay 12s a week.
- Adam was charged with wife desertion and bound to pay 12s a week and two sureties of £15 each or in default six months imprisonment.
- After he was sent to gaol, Bolton and Maria moved to Pimpama and were living there in January 1888.
- The Rev Mr Martin claimed that Adam was living with another woman and that he was not quite right in his mind.



At the Police Court to-day, before the police-magistrate, Adam Johnson, on remand from Stanthorpe, charged with having deserted his wife at Bundanba, was remanded till Friday next. George S. Palmer, alias Geo. Herbert Palmer, was charged with having obtained goods from Francis Porter by means of false pretences. After hearing evidence the bench discharged the accused.

The *Brisbane Courier* 26 Aug 1886 via Trove

http://trove.nla.gov.au

The *Brisbane Courier* 28 Aug 1886 via Trove

oring about a relapse.

At the Police Court, yesterday, before the police-magistrate, Adam Johnson, on remand, pleaded guilty to having deserted his wife. As defendant said his spouse had told him to go, the complainant's evidence was taken. She said that when residing at Oxley, some seven months ago, he had gone away to look for work up the line, as he said; she had seven children, and defendant had not since then contributed to the support of them or herself. The bench ordered defendant to pay 10s. a week for twelve months for his wife's support, and to find sureties for carrying out the order. John





# Queensland Police Gazette.

Centaining Information received in cases of Felony, and of Misdemeanor, and against Receivers of Stolen Property, reputed Thieves, and Offenders escaped from custody, with the time, place, and circumstances of the Offences, and description of those who are not known; the appearance, dress, and other marks of identity, with every particular which may lead to their apprehension; and a Description, as accurate as possible, of Property that has been Stolen, Horses, &c.

#### PUBLISHED BY AUTHORITY.

VOL. XXXII.)

SATURDAY, 4TH MAY, 1895.

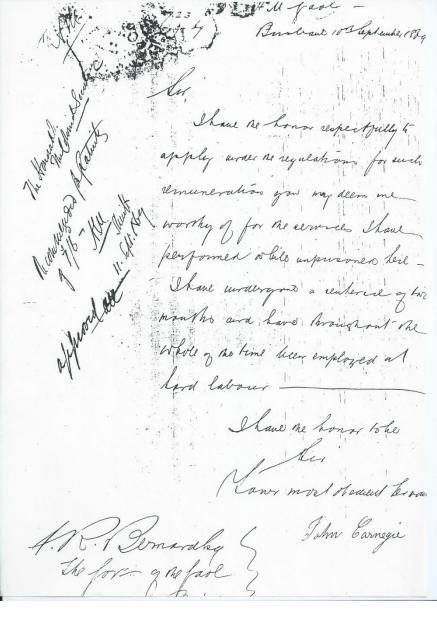
No. 20.

# RETURN OF PRISONERS TO BE DISCHARGED FROM HER MAJESTY'S PRISON, ROMA, DURING THE MONTH OF MAY, 1895.

Name. Where Tried	Date of Discharge.	Offence,	Sentence.	Native of	Δge.	Stature.	Make.	Complexion.	colo Hair.	Eyes.	Remarks,
Adam Johnson Roma  Charles l'ritchard Charleville  Charles Smith 8t. George	1895. 2 May 6 ,,	amendary in the tree in	1 month's imprisonment or £2 fine 3 months' hard labour 2 months' hard labour	Ireland England Canada	Yrs, 51 26 44	Ft. in. 5 6} 5 2} 5 2	Medium ditto Stout		Light- brown ditto Dark- brown	ditto ditto	A long scar on right side of head; small flesh lump behind right ear; minus two front teeth upper jaw; bald. Two arge burn marks on left arm. Two noles on left breast; several old scars on head; scar under left eye; cross on left forearm near wrist.

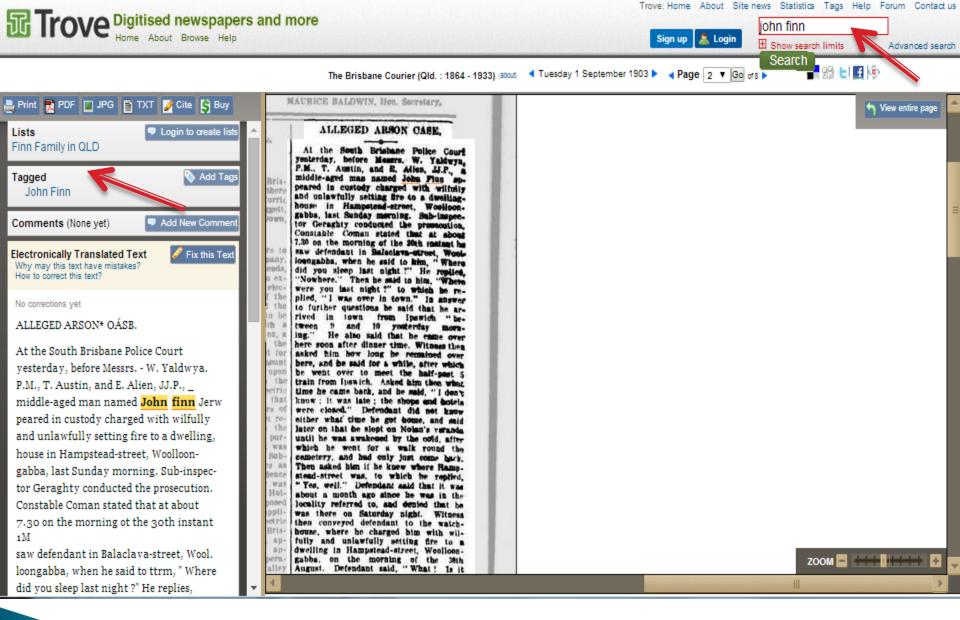
JOHN CARNEGIE was brought up at the Central Police Court yesterday, charged with assaulting William Hays, a cab-driver, in Edwardstreet, on Wednesday, at 11 p.m. It appears that Hays was standing in the street outside Dinedale's Hotel, when a quarrel took place between him and the defendant, in the course of which Carnegie struck Hays on the face with an old worn-out chisel. He inflicted a cut over the eye. On hearing the evidence, the Police Magistrate found Carnegie guilty, and sentenced him to two months' imprisonment.

The *Brisbane Courier* 23 Jul 1869 via Trove



http://trove.nla.gov.au





### http://trove.nla.gov.au



#### ALLEGED ARSON CASE.

At the South Brisbane Police Court yesterday, before Mesers. W. Yaldwyn, P.M., T. Austin, and R. Alien, JJ.P., & middle-aged man named John Finn appeared in custody charged with wilfully and unlawfully setting fire to a dwellinghouse in Hampstead-street, Woolloongabba, last Sunday merning. Sab-impector Geraghty conducted the prosecution, Constable Coman stated that at about 7.30 on the morning of the 30th metant he saw defendant in Balaciava-otreet, Woolloongabba, when he said to him, "Where did you sleep last night ?" He replied. "Nowhere." Then he said to him, "Where were you last night?" to which he replied, "I was over in town." In answer to further questions he said that he arrived in town from Ipswich "be-9 and 10 yesterday tween He also said that he came over Dg." here soon after dinner time. Witness then asked him how long he remained over here, and he said for a while, after which be went over to meet the balf-past 5 train from Ipswich. Asked him then what time he came back, and he said, "I don't know; it was late; the shops and botels were closed." Defendant did not know either what time he got bome, and said later on that be slept on Nolan's veranda until he was awakened by the cold, after which he went for a walk round the cometery, and had only just come back. Then asked him if he knew where Hampstead-street was, to which he replied,

"Yes, well." Defendant said that it was about a month ago since he was in the locality referred to, and denied that he was there on Saturday night. Witness then conveyed defendant to the watchhouse, where he charged him with wilfully and unlawfully setting fire to a dwelling in Hampstead-street, Woolloongabba, on the morning of the 30th August. Defendant said, "What! Is it the place I was living in?" Witness said. "Yes." Defendant did not ask any questions. On the application of Subinspector Geraghty, a remand was granted till the 8th instant.

ALLEGED ARSON IN SOUTH BRISBANG.

At the South Brisbane Police Court on Tuesday, before Messrs, W. Yaldwyn, P.M., and J. Austin, J.P., a middle-aged man named John Finn appeared in custody charged, on remand, with wilfully and unlawfully setting fire to a dwelling-house in Hampstead-street, Woolloongabba, on the morning of the 30th August. Mr. B. Papi appeared for defendant, and Sergeant Ryan prosecuted on behalf of the police, Constables Colman and Martin gave evidence as to finding marks of hob-nailed boots on the ground surrounding the house, and to taking plaster of paris casts of the impressions. One of these casts corresponded with the right boot of lefendant. Emily Corrie, a married woman, living next door to the house lately occupied by defendant, and which he is charged with setting fire to, deposed to seeing a man enter the front gate of the property and try to wrench the gate off. He went away, returned, and subsequently went away again. She could not identify the man. During that night a fire occurred in the house next door to her residence. Evidence was also given by Mary Nolan and Mary Pinn, and on the application of the police, defendant was remanded till next Monday.

Brishane Courier 10 Sep 1903

Brisbane Courier 15 Sep 1903

#### SOUTH BRISBANE.

At the South Brisbane Police Court yesterday, before Messrs, W. Yaldwyn, P.M., and T. Austin. J.P., evidence was taken in the case of Fielerick Whittaker, charged with stealing fish valued at 7s., the property of John Lebher. Accused was further remanded till 17th instant, bail being extended. John Finn, on remand, charged with baving wilfully and unlawfully set for to a dwelling-house in Hampstead-street. Woolloongabla, on 30th August, was discharged after further evidence had been taken.

Brisbane Courier 1 Sep 1903

### ATTEMPTED

Fire Brigade Prevents a Conflagration.

Finn Charged With Firing the House.

Police Court Proceedings.

Last week John Finn was charged with awakened by a noise, and found that the dwelling house in H-ungstead-street, Wool- Mr. Papi this witness said that although loongabba. The house is the property the house had been empty for a week, the of Sab-inspector Barke. It would appear gates were not locked, but she had not seen that on Satorday night, A-gust 21, anyone in the yard, and the Fire Brigade jut one week after the bai fis had been put did not go there. A Mrs Rasmussen, a usual with him at the end of each month, gave evidence as to the fire, but she does not and, presumably, not finding his family at the appear to have seen anyone about the place. house (in fact the place was still empty) he The evidence of Constables Coman and his family had some dinner, went away, and later on in the evening he returned and About 3.30 a.m. on Sunday, August 30, in



l o'clock the same night (or, to be precise, Sunday morning) the house in Hempstead street, which the Finns had been put out of, was discovered to be on hre, but through the efforts of the neighbors and the South Brisbane Fire Brigade

#### THE CONFLAGRATION WAS

EXTINGUISHED before much damage was done. The police then took the matter up, and in a few hours arrested Finn, whom they charged with wilfully and unia wittly setting fire to a dwell-

wilfully and unlawfully setting fire to a house next door was on fire. In reply to in. Finn came down to Brisbane, as was widow, living on the other side of the house, went to Mrs. Nolan's place, and, after seeing Martin was to the effect that Coman his family had some dinner, went away, and stayed at the house for about half-an-hour, consequence of something he was told, leaving about 7 o'clock. About half-past tree and find that a fire had recently taken place there. He examined the place and took possession of a piece of wire, a piece of burnt straw which looked as if it was a piece of hat material, and two pieces of burnt wood. Martin had previously visited the house about 2 a.m., when he found the place open, but no one about, and on going inside found the floors covered with water, and every appearance of a recently extin-guished fire. He thought

#### THE FIRE HAD ORIGINATED IN ONE OF THE ROOMS,

in a corner by the brick chimney. C man and Martin then went to Mrs. Nolan's house, where they saw Mary Fine, and sub-sequently they found Fine himself about 7.30 a m. Coman asked him where he had stopped that night, and Finn replied, "Nowhere." In reply to further quessions, Finn said he had come from Ipswich on the previous day, arriving in Brisbane about 10 o'clock in the morning, and about 3 o'clock in the afternoon had gue to Mrs. Nolan's, where he had dinner. He had stayed there some time, and had then gone to mest the 5.30 train from Ipswich. He did not know what time it was when he came back, but the shops and hotels were closed. . He went to Nolan's verandah and went to sleep, and he woke up very cold. He then went for a walk round the cemetery, and told the constables he had not long been back. Coman took him into custody, and with Martin, about 9.30 a.m. went back to Mrs. Nolan's, where they saw Mary Finn, and obtained from her a pair of boots and an overcoat. They then went to the house in Hempstead-street, and Comen made an examination of the ground in the yard, where he discovered several

MARKS OF HOB-NAIL BOOTS. He took impressions of them in plaster of paris. On the Monday at the watchhouse Martin showed Finn the boots and overceat, and he said they belonged to him. On Sep-

runy and unia wruny setting fire to a dwelling. On the following day Finn was remanded until Tuesday last, when he was again brought up before Mr. W. Yaldwyn. P.M., and Mr. W. Austin, J.P. Sergeant Ryan appeared to prosecute for the police, and John Finn was def-nded by Mr. B. Papi. The case occupied nearly the whole of the morning, and was not finished at lunch time. when the police asked for a further remand, as some of their witnesses were unable to be present. The defendant, John Finn is a fall, intelligent-looking man, with a long, flaxen beard, and was neatly dressed; he was just

#### UNLIKE AN INCENDIARY as it is possible to imagine, and followed the

evidence with the closest attention. The evidence on Tuesday went to show that on August 29, the day of the fire. Finn came down from Bundamba, and to Mrs. Nolan's house. This was about 3 o'clock in the afternoon. Finn was a little the worse for liquor at the time, and Mrs. Nolan and his eldest daughter upbraided him for coming home in that state. They then told h m that he should look after his children mo e. and informed him of how the bailiffs had been put into the Hempstead-street house, and the furniture seiz d and taken away, and that his family had found food and shelter from Mrs. Nolan. Finn was naturally very much upset at the direful news. and commenced crying. His daughter then of hob-nailed boots. The different plaster got him some dinner, and advised him to go and get a bed at some boarding-house. After having his meal, Finn went away, leaving at Mrs. Nolan's his clothes, which included a pair of boots and an overcoat. He returned between 6 and 7 o'clock the same evening, and after a few minutes' conversation left saying he was going to see if a piece of wire he had put across the garden in Hempsteadstreet was still there. He took with him his overcoat. Before leaving he asked his daughter to go with him to see a house at Stanley Bridge on the following morning.

#### THE LAST THAT THE WOMEN SAW OF HIM

until the Sunday morning, about half-past there before he arrived. Constable Martin, six, when his daughter saw her father at un fer cross-examination, said he would

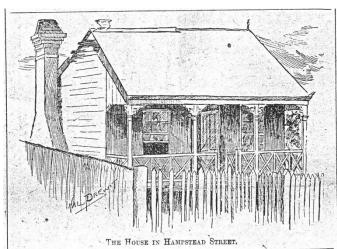


MISS MARY FINN.

tember 2, in consequence of what they had been told the two constables again went to the house in Hempstead-street, and took more plaster of paris impressions of imprints casts were all produced, and some detail evidence as to the similarity of the boots produced with the plaster casts was given. In reply to Mr. Papi, Coman said he had known Finn for two years before he arrested him, and that was how he knew where he lived. Mr. Noian's, house was about half a mile by the road from Finn's late residence. When he took the plaster casts of the footprints the ground was hard, but there had been heavy rain during the night, and there was no doubt but that the impressions had been made during the previous 24 hours. The big gates were open, and anyone could go in and out without hindrance. The house had been empty about a week before the fire, and the fire brigade had been Mrs. Nolan's, and when she asked him swear the plaster cast was a facsimile of the

# Brisbane Truth

# "Finn was a little the worse for liquor at that time"



however, to this, about a quarter past four o'clock, Mary Finn had been seen by Constables Coman and Martin. She told her father that they had been to the house looking for him, and he said he would go and see them and find out what they wanted. Before leaving he changed his boots.
A Mrs. Emily Corrie said she lived next door to the house in which the Finn's had lived, and had known them for ten months. On August 29 she was on her veranda waitir g for her husband to come home, when waiti g for her husband to come home, when she saw a man coming from the direction of a priddock on the opposite side of the street. It was dark but she did not see the man's fare, neither did she know him at all. All she could say was that he had an overcoat on and was wearing a dark hat. The man went into the gate of the empty house, and into the back, returning to the front he pulled up a few plants, which he threw into the road. He then

#### TRIED TO PULL OFF THE FRONT GATE

but did not succeed. Laving the house, he re-crossed the road, but at once returned and opened the big gates, also trying to ing another man's daughter, while they have pull them off, but failed to do so. The man then went away. During the night she was

where he had been, he replied that he had been on the veranda for some time. Previous, missing, but he admitted he was not an expert. He was on his oath, and

#### HE THOUGHT IT WAS A FACSIMILE.

He was not there until after the fire, and could only say what he had heard. He did not see the fire. The daughter, Mary Finn, in giving her evidence, also stated that the family had been living in the house in Hempstead-street, which was the property of Sub-inspector Burke, for the previous 12 months, and that her father, who was working at Bundamba, only came home once a month. On August 22 the bailiffs had seized all the furniture in the house for rent. Her father was away at the time. He had not then been home for three weeks. This completed the evidence given on Tuesday, and Sergeant Ryan asked for a remand until to morrow, September 14, as some of his witnesses were unable to be present until then. The bench granted the remand, and allowed bailin £80 and one surety of a similar amount.

Strange, but any amount of men remain single because they object to keep-

#### NORTHERN SUPREME COURT.

("Townsville Star," May 18.)

(Before His Honor Mr Acting Justice Paul.)

#### IN CHAMBERS.

Swales and others v. Smyth-Summons for appointment of manager and receiver. Mr Havard for plaintiffs. Order-J. C. R. Boyce to be appointed receiver and manager as per summons, for 15 days from this date. Power of receiver and manager limited as per order in Taylor v. Neate, with liberty to apply by motion on 31st instant to continue. Notice of this application and terms, and that there is a motion to be moved on 31st instant to continue the appointment, may be sent by wire signed by the Registrar of the Supreme Court, Townsville. Costs of this application to be costs in the cause.

In re John Trevaskia, of Charters Towers, cyanider. Petition for adjudication in insolvency in forma pauperis. Mr Havard (town agent for Mr W. F. R. Boyce) for ptitioner. Order—As prayed. Fees remitted. Statement, 5th June; first meeting, 6th June. Mr C. S. Norris, Official Trustee, to be trustee.

In re Joseph Alfred Wall, of Townsville, laborer. Petition for adjudication in insolvency in forma pauperis. Mr F. Milford for petitioner. Order—As prayed. Fees remitted, Statement, 30th May; first meeting, 31st. Mr C. S. Norris, Official Trustee, to be trustee.

The Northern Miner
19 May 1899 via Trove

IN THE SUPREME COU'T OF QUEENSLAND.

TOWNSVILLE.

IN INSOLVENCY.

In Forma Pauperis.

MR ACTING JUSTICE PAUL.

JOHN TREVASKIS of Charters
Towers, in the Colony of Queensland, Cyanider, was adjudged insolvent in forma pauperis on the
17th day of MAY, 1899. The
first meeting of creditors will be
heid at the Principal Registry,
Supreme Court, Townsville, on
the 6th day of JUNE, 1899, at
Eleven O'clock in the Forenoon.

UNTIL the Election of a Trustee, all persons having in their possession any of the effects of the insolvent must deliver them and all debts due to the insolvent must be paid to Mr Charles Sydney Norris, the Official Trustee in the estate. Creditors must forward their proofs of debts to the Official Trustee.

CHAS, S. NORRIS, Registrar.

W. F. R. BOYCE,
Solicitor for Insolvent,
Charters Towers.

Town Agents—
HOBBS AND HAVARD,
Solicitors.

Townsville.

The Northern Miner

20 May 1892 via Trove

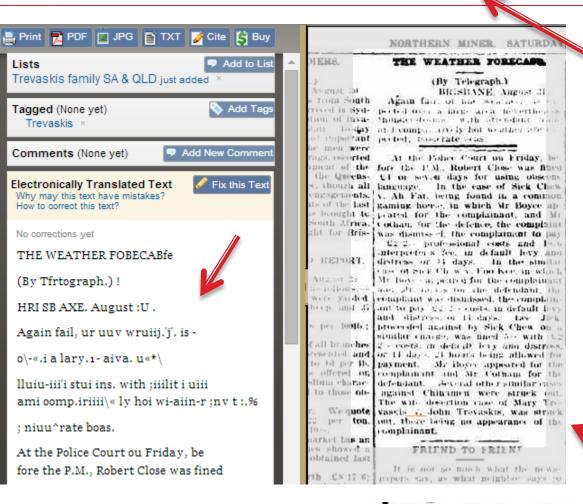
http://trove.nla.gov.au





The Northern Miner (Charters Towers, Qld.: 1874 - 1954) Saturday 1 September 1900 p 4 Detailed lists, results, guides

... China-men were struck ouu The \\if - dwonion case of Mary Tro vas'vis v. **John Treva-skis**, was struck out. ... 242 words



http://trove.nla.gov.au



The wife desertion case of Mary Tre- | 13 vaskis v. John Trevaskis, was struck out, there being no appearance of the promplainant.





Charters Towers Court House ca 1888 image courtesy State Library of Queensland

# NOTICE. WILL not be responsible for any Debts contracted by my wife from this date. JOHN TREVASKIS. August 3, 1901.

# The Northern Miner 3 Aug 1901 via Trove

http://trove.nla.gov.au

POLICE COURT. THURSDAY, 30th JUNE. (Before Mr. F. P. Parkinson, P.M.) At the Police Court on Thursday morning, two inebriates pleaded guilty to drunkenness, and were discharged. Mary Trevaskis sued John Trevaskis for assault, but there was no appearance of either party, and the case was struck out Lottle Thick sued Arthur Gorley. wages; adjourned to the 1th July. The Inspector of Slaughter Houses proceeded against John Greig for a breach of the Slaughtering Act. Mr. R. Wynn Williams appeared for the prosecution. There was no appearance of defendant, and the case was heard ex parte.

Originally found while looking at microfilm for a death or funeral notice for John's mother

#### POLICE COURT.

FRIDAY, DECEMBER 16.

(Before Mr. F. P. Parkinson, P.M.)

At the Folice Court on Friday. Mary Trevaskis sued John Trevaskis for assault Mr. W. F. R. Boyce appeared for the plaintiff, and Mr. S. N. Johnson (Johnson and Francis), appeared for the defendant, who pleaded guilty and was fined 10/-, 3/6 costs of Court, and £1/1/- professional costs, in default seven days.

F Jones, licensee of the Club House Hotel, was granted leave of absence for two weeks, Mrs. Lydia McGrotty in charge.

The Northern Miner
1 Jul 1904 via Trove

The Northern Miner
17 Dec 1904 via Trove



### POLICE COURT.

THURSDAY, MARCH 16th 1905.

(Before Mr. E. Eglinton, P.M.)

Child Desertion.

At the Police Court on Thursday, Mary Trevaskis proceeded against John Prevaskis, the lawful father of two children, namely Norah Trevaskis, aged nine years, and John Trevaskis, aged nine weeks, on the ground that he had left them without adequate means of support. Defendant pleaded guilty and was ordered to pay the sum of 15/ per week for twelve calendar months, the first payment to be made forthwich, and afterwards fortalghtly.

# *The Northern Miner* 17 Mar 1905 via Trove

# POLICE COURT.

MONDAY, 24th JULY, 1905.

(Before Mr. P. W. Pears, P.M.)

At the Police Court on Monday morning, two offenders pleaded guilty to drunkenness, and were discharged. John Trevaskis for the same offence was fined 5/- or 24 hours in the lock-up.

The Northern Miner 25 Jul 1905 via Trove

## FATAL MINING ACCIDENT.

http://trove.nla.gov.au

CHARTERS TOWERS, Jan. 18.—John Trevaskis was killed in the monkey shaft of the Day Dawn Gold Mines to-day. A braceman accidentally pushed a truck into the shaft, and it fell on Trevaskis, who was 50ft, below, and killed him.

*The Brisbane Courier* 19 Jan 1906 via Trove



CUTTING AND WOUNDING.—Assie Gundersen was charged with cutting and wounding
one William Trieschmann, in a humpy off
Ann-street. After the evidence of the
arresting constable had been taken the accused
was remanded until Tuesday.

City Police Court, Brisbane Courier 24 Oct 1885

City Police Court, *Brisbane Courier* 31 Oct 1885

Aase but variants found include Osie, Ossie, Asie, Assie

CUTTING AND WOUNDING.—Osie Gunderson was charged with having, on the 22nd instant, seriously assaulted one William Thueschmann. Sub-inspector Graham prosecuted, and Mr. Porter appeared for the accused. The evidence for the prosecution having been read over to the prisoner, she was fully committed to take her trial at the next Criminal Sittings of the Supreme Court, commencing on Monday, 23rd instant. Bail was allowed, accused's husband in £80, and one surety in £80.

City Police Court, *Brisbane Courier*Nov 1885

### http://trove.nla.gov.au

CUTTING AND WOUNDING.—Osic Gunderson was charged with having on the 22nd instant seriously assaulted one William Thueschmann. Sub-inspector Graham prosecuted. Dr. Lyons deposed that on Thursday, 22nd instant, the man Thueschmann was brought to his residence by Constable M'Donnell; Thueschmann was bleeding profusely from a wound on the face and was so faint from loss of blood that he was obliged to place him lying horizontally on the ground while he dressed the wound, as the man was too weak to sit up ; he found Thueschmann suffering from a deep incised wound about 21in. in length, extending to the bone; the wound extended over the right eyebrow to the side of the nose; witness sewed the wound up and dressed it, and had been attending Thueschmann up to the present time; the wound was a very serious one, and Thueschmann was still in a precarious condition, and complained of severe pains in the head. William Thueschmann deposed that he knew the accused, who rented a room in his house; about 8 o'clock on Thursday evening, 22nd instant, while passing out into the yard at the rear of his building, he received a blow on the forehead just as he was stepping down off the veranda, and on turning round he received another blow over the eye with a piece of firewood by the prisoner, who held the wood in her two hands; when she struck him the second time the accused said, "You will get it now;" after receiving the second blow he fell back on the ground, and was carried into his house by his wife and daughter; he was subsequently taken to Dr. Lyons, who dressed his wounds; the only reason he could suggest for the accused having assaulted him was that on the 19th instant he reported her to Inspector Marlow for cruelty to three puppies; recently his wife summoned the accused for making use of obscene language, but the case was dismissed. Sophia Thueschmann and Mrs. Thueschmann corroborated the previous witness's evidence, after

# Where & How to find CPS records?

- State Archives (original records)
- Newspapers (clues and details)
- Police Gazettes (clues and details)
- Subscription Databases



# Indexes and Finding Aids

- Newspapers
- Police gazettes
- Brief guides, fact sheets
- Portal websites



At the Caboolture Court of Petty Sessions on Tuesday, 1st instant, before the police-magistrate and Messrs. M. Battersby and J. A. Bourke, JJ.P., the following cases were disposed of:-J. D. Mellor v. M. M. Halloran, detention of property, £20. Verdict for plaintiff; all goods in possession of defendant to be returned to plaintiff, with 5s. costs of court. Jolly v. Michael Stapleton, £3 17s. 10d.; verdict for plaintiff, £1 16s. 7d., with 7s. 6d. costs. J. T. White and Co. v. Philip Fritz, dishonoured promissory-note, £18 5s. 6d.; no appearance of defendant; verdict for plaintiff with 5s. costs. Thomas Ryan, charged by the police with making a disturbance in a public place, was fined 5s., and on another charge of obscene language was fined 10s. The fines Broderick. paid. Timothy scene language, was fined 10s. Crown Lands Ranger v. John Harrison, illegally cutting timber on Crown lands; fined £5, or six hours David O'Sullivan sued Robert Campbell under the Master and Servants Act for wages. After hearing the evidence of plaintiff and one witness and the statement of

### Just a typical day:

- Detention of property
- dishonoured promissory note
- public disturbance
- obscene language
- •illegally cutting timber on Crown lands
- unpaid wages
- sly grog selling

http://trove.nla.gov.au

*The Queenslander* 12 April 1890 via Trove



#### Department of Science, Information Technology, Innovation and the Arts

#### Queensland State Archives

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Researching the archives
Overview of holdings

Catalogue

⊞ Resources for researchers
□ Indexes

Convicts / prisoners

**□ Courts** 

Criminal depositions 1861-1885

Divorces 1861-1894

Equity files 1857-1895

Inquests 1859-1897

Instruments of renunciation 1915-1983

Justices of the Peace 1857-1922

Naturalisations 1851-1904

Trustee files 1889-1929 <u>Queensland State Archives</u> > <u>Researching the archives</u> > <u>Indexes</u> > Courts

#### **Courts**

Entries in the indexes provide peoples names, in alphabetical order, and include the Queensland State Archives references. The introductory section of each index provides background details and information on how to use the index.

Copies of individual entries can be ordered, with details of costs provided on individual index pages. These prices apply to website and postal orders only. All prices are in Australian dollars, and include GST, postage and handling.

Please note, Adobe Reader is required to open and print these Portable Document Format (PDF) index files and is free to download from the Adobe website.

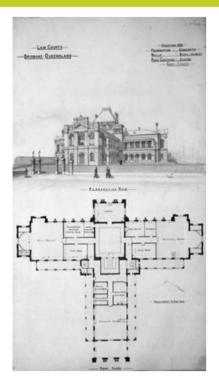
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#### Indexes

- Criminal depositions 1861-1885
- Divorces 1861-1894
- Equity files 1857-1895
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- Instruments of renunciation 1915-1983

www.archives.gld.gov.au

- · Justices of the Peace 1857-1922
- Naturalisations 1851-1904
- Trustees files 1889-1929
- Wills 1857-1940



Queensland State Archives, Digital Image ID 2576, architectural plan of the Law

#### Indexes available under Open Data initiative

The indexes to Criminal depositions 1861-1885 are now available through the Queensland Government's <u>Open Data</u> initiative. The <u>Open Data indexes</u> are available in .csv and .txt format.

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### www.archives.qld.gov.au/Researchers/CollectionsDownloads/ Documents/BG22Court.pdf

### Court records

#### Court of Petty Sessions, 1844 - 1965

Courts of Petty Sessions (CPS) were in existence at the time of Separation from the Colony of New South Wales in 1859. The Court held original jurisdiction in minor criminal offences with right of appeal to the District Court. From 1867 the Court could sit as a Small Debts Court, whose functions are described below. The Court could sit as a Police Court and, during the twentieth century, was also the place where a number of other types of court hearings were held such as the Licensing Court, Children's Court, and Coroners Court.

**Brief guide 22** 

The Clerk of the Court of Petty Sessions often acted as agent for State and Federal Government Departments on matters unrelated to the justice system. It is not unusual to find records received from a particular Clerk of the Court of Petty Sessions about non judicial matters.

CPS records at Queensland State Archives date from 1844 however, not all districts are represented. QSA holdings vary in quantity and content. Under the *Justices Act Amendment Act* 1964 the courts known as Courts of Petty Sessions were renamed Magistrates Courts (see below).

The records of the Courts of Petty Sessions include:

- Aborigines records of the Protector of Aboriginals
- bills of sale
- · depositions in criminal and civil matters
- electoral rolls
- issuing of licenses, e.g., hotel, club, billiard, tobacconist, slaughterhouse, timber felling, auctioneer
- · lease of Crown land
- Magisterial inquiries (inquests)
- maintenance case files
- · minutes of proceedings in various Courts held in the CPS
- registration of firms
- registration of aliens
- unemployment benefits
  - writs

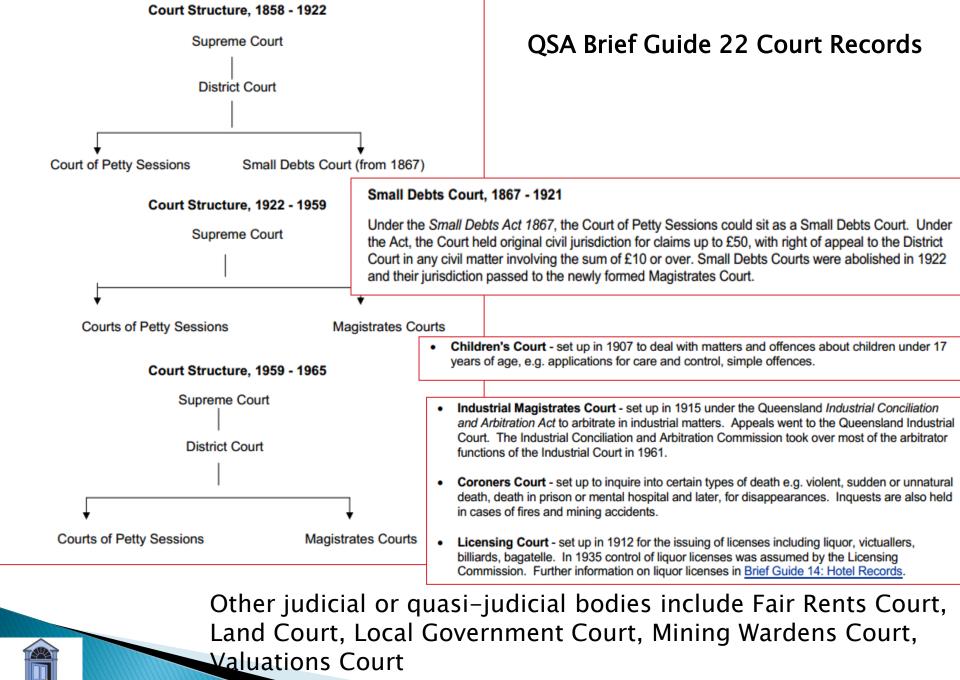
#### **Supreme Court**

Criminal and civil sittings of the New South Wal from 1850 to 1856. In 1857 a Resident Judge t Queensland was formerly established under the Initially, the Supreme Court, Brisbane held jurish was later to be divided into three districts. Regi

- Northern Bowen in 1875, transferred t
- Central Rockhampton in 1896
- Southern Brisbane in 1857
- Cairns Registry 1 September 1997

Northern transferred to Townsville 1889





#### ESTABLISHMENT:

Under the First and Second Charters of Justice (proclaimed in 1787 and 1814 respectively under the authority of Imperial Act 27 George III) justices of the peace appointed by the Governor were granted summary jurisdiction to hear petty criminal matters in the first instance without a jury.

The powers of justices of the peace and of police magistrates to sit as petty sessions were ultimately codified in the New South Wales Acts of 1835 (2 Victoria 2) and of 1850 (14 Victoria 43). This latter New South Wales Act ultimately formed the basis of the Queensland "Justices Act of 1886", which legislated for the appointment by the Governor in Council of districts for the holding of courts of petty sessions. The Court of Petty Sessions, Forsayth was proclaimed by the Governor in Council on 28 July 1911.

Under the "Justices Act Amendment Act 1964", from 1 January 1965 onwards: all courts of petty sessions districts were deemed to be magistrates courts districts, all places previously appointed for the holding of courts of petty sessions were deemed to be places for the holding of magistrates courts, all clerks of petty sessions were deemed to be registrars of magistrates courts.

#### **FUNCTIONS**

Under a number of further Acts, the establishment of a place for the holding of a court of petty sessions was deemed to establish a number of further courts, for example, magistrates courts, fair rents courts, small debts courts. This agency definition will however be concerned purely with the court of petty sessions sitting as this court.

Courts of petty sessions had petty criminal jurisdiction and jurisdiction for summary actions of ejectment between lessors and lessees. Petty criminal jurisdiction is a complicated matter of law involving numerous Commonwealth and State statutes but can be briefly described as jurisdiction over summary trials of simple offences and committal proceedings for indictable offences sent to the Supreme Court.

In practice, if not in statute, courts of petty sessions were divided into three courts: police court (prosecutions commenced by police), summons court (prosecutions and proceedings for ejectment commenced by private prosecutors) and traffic court.

#### PORTFOLIO CONTROLLING:

Attorney General 29 Jul 1911 - 22 Oct 1919
Minister of Justice 22 Oct 1919 - 7 Apr 1920
Attorney General 7 Apr 1920 - 14 Nov 1957
Minister for Justice and Attorney General 14 Nov 1957 - 31 Dec 1964

#### NOTE:

Magistrates Courts were already in existence when Courts of Petty Sessions ceased to operate in 1964 and they took over most of the functions formerly carried out by the Petty Sessions Courts.



### Basic agency description, Queensland State Archives

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#### Archives in Brief 32 - Quarter Session records

This Archives In Brief provides a brief overview of the major sources held by State Records that relate to the Courts of General and Quarter Sessions (generally referred to as Quarter Sessions) in New South Wales. Additional records may be identified in Archives Investigator under Quarter Sessions, Clerk of the Peace and Court of Criminal Appeal.





www.records.nsw.gov.au



#### Court records - Bench of Magistrates Proceedings, 1788-1820

Includes criminal and civil cases, publicans' licenses issued/cancelled, constables appointed, controlling the markets etc.

✓ Online copy service available = \$3.00 per entry + Admin Fee + Postage

| Search | More information |

#### Court records - Court of Civil Jurisdiction, 1799-1814

Includes judgements on legal and equity matters, especially promissory notes and recovery of small debts.

| Search | More information |

#### Court records - Criminal, 1788-1833

This is a valuable resource relating to the New South Wales colonial justice system and will be of benefit to those of you researching criminals, convicts and crimes committed during the early years of the Colony.

| Search | More information |

#### Court records - Criminal Depositions Received, 1849-1949

Includes criminal actions at country Quarter Sessions relating to cases of a non-capital nature etc.

| Search | More information |

<u>www.records.nsw.gov.au/state-</u> <u>archives/indexes-online/indexes-online</u>

#### Court records - Governor's Court case papers, 1815-1824

This index may assist those researching Governor's court records for the time period 1815-24. It contains 3789 entries.

| Search | More information |



#### Court records - Quarter Sessions cases, 1824-37

This index includes case papers for both criminal and civil cases registered by the Clerk of the Peace.

Online copy service available = \$5.00 per entry + Admin Fee + Postage



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1824-37

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Colonial Secretary

records

#### Quarter Sessions Cases, 1824-37

The case papers are numbered and arranged chronologically. The papers usually include the name of the of the person tried, date, place, verdict and sentence. They generally contain the indictment which gives a statement of the crime and circumstances.

# Search the Index

About the Index | Accessing the records | About the Quarter Sessions Court | Feedback

#### About the Index

The papers also often include depositions, which are the sworn statements of the accused and/or witness(es) which were given before the police or magistrates.

Acknowledgement: The case papers for each person tried have been indexed by Mrs Joan Reese and this is the basis of the Quarter Sessions Index 1824-37. State Records wishes to acknowledge this work.

There are over 6000 entries to search. The Index contains entries for the following areas:

- Bathurst Nov 1832-Aug 1836
- Campbelltown Jul 1828-Aug 1836
- Liverpool Nov 1824-Jan 1828
- Maitland Feb 1830-May 1836
- Newcastle Aug 1826-Feb 1829

- Parramatta Feb 1825-Aug 1836
- Sydney Nov 1824-Jul 1837
- Windsor Nov 1824-Aug 1836

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#### Court Records



Public Record Office Victoria holds the records of many Courts. The most commonly accessed court records are:-

- Supreme Court of Victoria (VA 25490) 1852-current
- Registrar of Probates (VA 2620) 1960current
- Master in Equity, Supreme Court (VA 2624)

1852-1948

- County Court (VA 686)1852-current
- Court of Insolvency, Melbourne (VA 2304) 1871-1928
- Licensing Court of Victoria (VA 2955) 1917-1954
- · Children's Court (VA 4597) by 1942-current
- . Melbourne Children's Court (VA 4190) 1907-current
- Coroners Courts (VA 2263) 1840-1986

\*Many of these records will be subject to closure under S9 of the Public Record Act 1973.

There are also other types of court records held by PROV and the most valuable of these to researchers are:- Divorce records, Wills and Probation Administration Files and Civil Court Records.

PPOV also holds the records for many courts in various localities throughout



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http://prov.vic.gov.au/research/court-records



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#### Online Indexes



Index to Court of Petty Sessions Register of Applications for Victorian old-age pension, North Melbourne 1902-c.1908

BACK TO > RESEARCH PAGE



Search this index to find people who applied for the old age pension in North Melbourne between 1902 and 1908.

Need some help?

Family Name:

Given Name:

Street Address:

Number of Records

to display:

25 (Max. 5000)

Advanced Search 2

Search

Next steps: Search this index to find people who applied for the old age pension in North Melbourne between 1902 and 1908.

Related record series and information: VPRS 13353

http://prov.vic.gov.au





Search for Research Data



Browse by Subject Area



Browse by Map Coverage





Advanced Search



# Court of Petty Sessions Index to Convictions



How to Use this Index to Convictions

If you already know the date, or the approximate date, on which a petty sessions criminal case was heard you do not need to look at this index. Consult the series information for the Court of Petty Sessions/Magistrates' Court Registers, or, if the case involved an infringement of a Commonwealth Act or the defendant usually resided in another state, consult the series information for the Court of Petty Sessions/Magistrates' Court Commonwealth Register.

If you do not know the date on which a petty sessions criminal case was heard this index may help you if the person was convicted of the charge. The index does not include references to cases where the person was not convicted. Look for the surname of the person convicted under the appropriate alphabetical section. You may need to look through the whole alphabetical section to find the entry you are looking for. Make a note of the date of the conviction and, if given, the

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http://www.access.prov.vic.go...

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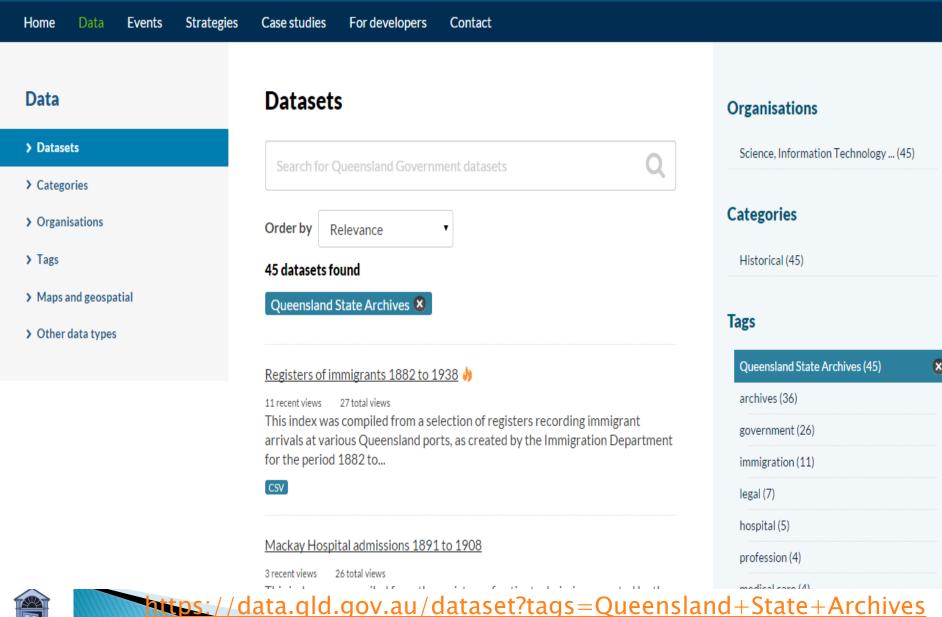
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#### Contacts

Victorian Archives Centre

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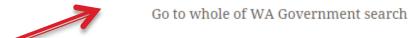












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#### **COURT RECORDS**

A significant component of the State Records Office collection is comprised of records created by the various Western Australian legal courts. The State Records Office holds court records from:

- · The Supreme Court of WA
- · Resident Magistrates
- Other Courthouses over 100 courthouses located throughout the metropolitan and country areas of Western Australia. These include Police Courts, Local Courts, Licensing Courts, Coroners' Courts and Children's Courts.

#### Supreme Court of WA

The records of the Supreme Court of Western Australia are the most extensive collection of court records held by the State Records Office. These are among the most important documents extant in Western Australia, constituting the foundation of the State's legal system and providing a unique source of information on the social, political and economic development of the State. The records date from the cradle days of the Colony



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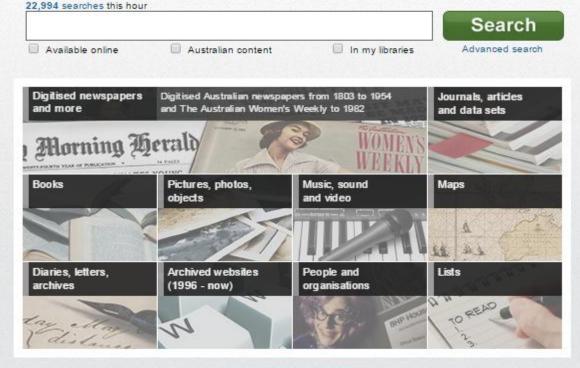
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2	Old Age Pension Applicants 1908-1909	Institutio	ons &	organisations	Government			
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2	New South Wales Police Gazette	Institutio	ons &	organisations	Courts & legal			
2	Queensland Criminal Reports	Institutio	ons &	organisations	Courts & legal			
2	Queensland Police Gazette	Institutio	ons &	organisations	Courts & legal			
2	South Australian Police Gazette	Institutio	ons &	organisations	Courts & legal			
2	Tasmania Reports Of Crime	Institutio	ons &	organisations	Courts & legal			
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		Q	Wallangarra Quarantine Registers 1918-1919	Admission				
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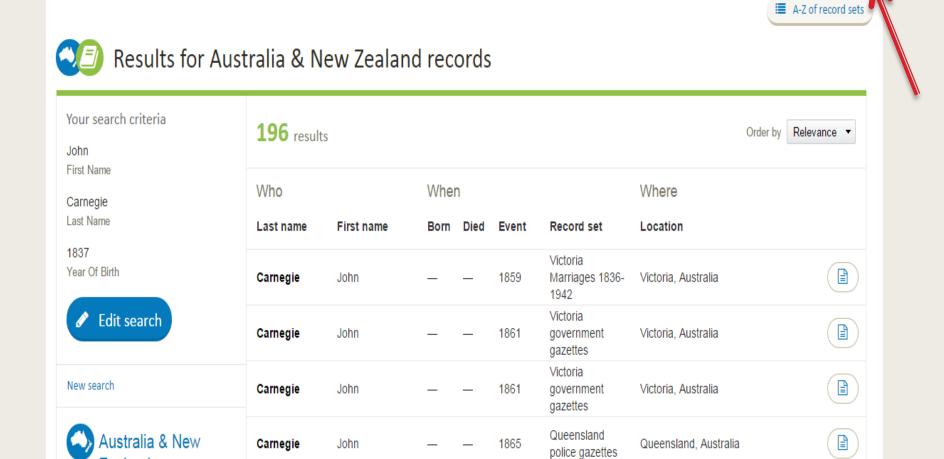
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unclaimed letters

police gazettes

1869

1873



# Queensland Police Gazette Index 1864-1874 Transcription

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Print transcription



First name(s)	John
Last name	Carnegie
Year	1869
Date	6 October 1869
Topic	Prisoner discharged from Her Majesty's Gaol, Brisbane during the month of September 1869; native of Scotland
Volume	VI
Page	71
State	Queensland
Country	Australia
Record set	Queensland police gazettes
Category	Institutions & organisations
Subcategory	Courts & legal
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Census & Voter Lists Birth, Marriage & Death	3	New South Wales, Australia, Government Gazettes, 1853-1899	Convict, Criminal, Land & Wills	632,812	
Immigration & Travel Newspapers & Publications	15	New South Wales, Australia, Registers of Coroners' Inquests, 1821- 1937	Convict, Criminal, Land & Wills	218,764	
Stories, Memories & Histories Maps, Atlases & Gazetteers	4	New South Wales, Australia, Index to Deceased Estate Files, 1923-1958	Convict, Criminal, Land & Wills	445,416	
Schools, Directories & Church Histories	6	New South Wales, Australia, Convict Indents, 1788-1842	Convict, Criminal, Land & Wills	140,175	



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#### Police Gazettes

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Mary Ann Friend Journal

Dead Reckoning

The Police Gazette of Western

Home > How Do I Find > eresources > Police Gazettes

# Australia

The Police Gazette of Western Australia (1876 onwards) is a valuable resource for researching police and criminals in Western Australia. Information can be found under various headings: apprehensions (name of person arrested, arresting constable, charge and sentence); police appointments, dismissals, discharges, promotions, resignations and transfers; tickets of leave, certificates of freedom, and conditional pardons issued to convicts; physical descriptions of prisoners (name, condition, build, age, height, hair and eye colour, visage, complexion, trade, nationality and distinguishing marks); deserters from military service; escaped prisoners; expirees leaving the colony; inquests (where held, date, before whom, name and date of death of person, verdict); licences (publican, gallon, eating, boarding and lodging houses, railway refreshment rooms, wine and beer, colonial wine, spirit merchants, club, wayside house, packet and billiard table - name of licensee, name of hotel etc and town or district given); missing friends; prisoners discharged; people tried at Quarter Sessions (name, offence, district, verdict, how disposed of); special inquiries; stealing in dwellings; and warrants issued.

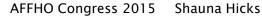
With thanks to the Friends of Battye Library and the Sholl Bequest, the Police Gazettes 1876-1900 have been digitised and are fully text searchable.

#### Indexes

Indexes were compiled for each year of the gazette under the headings noted above. Usually under each heading you will find the name of a person with the



www.slwa.wa.gov.au/find/eresources/police\_gazettes





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Begin your	family history and marriage re		Tasmania (3 ) Victoria (3) Western Aus				
Bookshops Cemeteries			Linc Tasmania - Tas	smanian Names Index 🕒			
Child welfa Convicts Criminal an	d court records		This site offers a single search across the following: Arrivals (19th Century). Passengers and ships arriving, mainly in Hobart. Contains surnames A-K, L-Z to be added Births (1803-1933) more				
Digital bool Directories	s and eResource	es	The Police Gazette	of Western Australia 🕒			
	lls and census re ri Lanka (Ceylon)		•		ice Gazette of Western Australia 1 urious headings: apprehensions; po	•	
Local histo Maps, plac	ry es and land recor	rds	Judy Webster's Ger	nealogy Indexes & Advice	•		
Military rec New Zealar Newspaper	ords nd				te and overseas persons mentione and indexes original records held		
Occupation Other coun			Linc Tasmania - Fa	mily History 🕞			
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Begin your	family history		arriving, mainly in H	obart. Contains surnames	A-K, L-Z to be added Births	(1803-1933) more
Birth, death	and marriage re	cords				
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Child welfar	re		Arrival or departure;	Birth, death or marriage; (	Convict life; Education; Work;	Home; Life as a more
Convicts						
	d court records		Decisions of the Nir	neteenth Century Tasmania	an Superior Courts 🕟	
	s and eResource	es				
Directories			•		Subject and case indexes are	available plus an index to legal
	lls and census re		cases in Tasmaniar	n newspapers, more		
India and S	ri Lanka (Ceylon)	)				
Libraries			Showing items 1 - 3	of 3		
Local histor	ry		-			

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#### To find a Court of Petty Sessions:

- search <u>ArchivesSearch</u> (the Queensland State Archives catalogue)
- · select the exact phrase option from the Using picklist
- type the court name in the search for field, e.g., Court of Petty Sessions Nanango
- · click the Search button, and view the results

QSA BG22

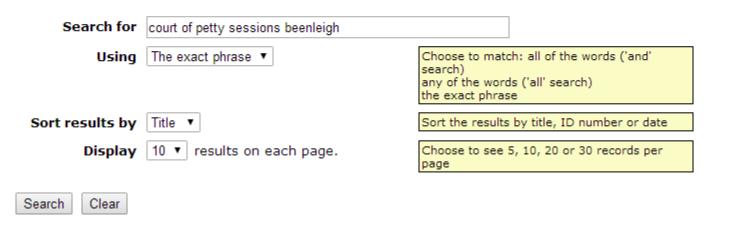
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#### **Enter Search Criteria**





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Results grouped by category. Click 'View Results' to see each set of records.

#### **Search Results Summary**

	Category	Matches
<u>View Results</u>	Agencies	2
<u>View Results</u>	Series	1
View Results	Items	0



## **Agency Search Results**

Click on the required Agency title/abstract to view its details and see a list of Series.

### **Matching Agencies**

Agency ID	Title / Abstract	Start Date	End Date
663	Court of Petty Sessions, Beenleigh  Held original jurisdiction in minor criminal cases.	1/7/1869	31/12/1964
2330	Magistrates Court, Beenleigh	3/4/1922	Current
	The Magistrates Court is the local court where all criminal and many civil cases first enter the court system.		

#### **Series Search Results**

Click on the required Series title/abstract to view its details and see a list of Items.

### **Matching Series**

Series ID	Title / Abstract	Start Date	End Date
11025	<u>Deposition and Minute Books</u>	1/1/1871	31/12/1910
	Particulars of cases heard in the Court of Petty Sessions, Beenleigh		

## **Agency Details**

Click on the series title to view series details.

Agency ID	663
Title	Court of Petty Sessions, Beenleigh
Agency Type	Magistrates Court
Start Date	1/7/1869
End Date	31/12/1964
Date Notes	N/A
Abstract	Held original jurisdiction in minor criminal cases.  Go to Description

Series [hide]

Series ID	Title	From	То
11021	Record Book of Small Debt Cases	1/1/1871	30/6/1881
11025	Deposition and Minute Books	1/1/1871	31/12/1910
11026	Judgment Book, Small Debts Court	1/6/1885	30/4/1901
11023	Plaint Book of Small Debts Court	1/6/1885	31/3/1915
7663	Bench Record and Summons Books	4/2/1911	27/3/1958
7668	Record of Liquor Licence Applications	25/11/1935	24/3/1943
7667	Registers of Liquor Licences and Licensed Premises	25/11/1935	31/12/1964
7664	Register of Tobacconists' Licences	1/1/1938	31/12/1950





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Site navigation tips

## Police Watchhouse records, Queensland People Arrested and Victims of Crime

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These records at Qld State Archives are useful for genealogy, especially if you are researching the 'black sheep' of the family or someone who committed a very minor offence or was a victim of crime.

Police Station watchhouse charge books and Court of Petty Sessions police charge bench books often provide clues to sources for further research (Court, prison and mental asylum records, criminal depositions, murder files, Police Gazettes and other police records, etc.) Although the registers vary in format, most give date, town, prisoner's name, aliases, age, occupation, religion, state or country of origin, education level, offence, and how disposed of (fine or term of imprisonment, or whether sent to a reformatory, asylum etc. or discharged, cautioned, or committed for trial at which court and when). Some show previous convictions and prisoner's signature and property, and on rare occasions a physical description. Some victims of crime are named. There are occasional references to **illegitimate children** (I have seen one listing names, addresses and occupations of the child's mother, maternal grandparents and putative father).

**Offences** include theft, drunk and disorderly, breaking and entering, child (or wife) desertion, having no visible lawful means of support, attempted suicide, being of unsound mind, inciting to riot, beating a horse, assault, murder, supplying opium to an Aboriginal, and being a neglected child. **Children** appear in the records as both offenders and victims.

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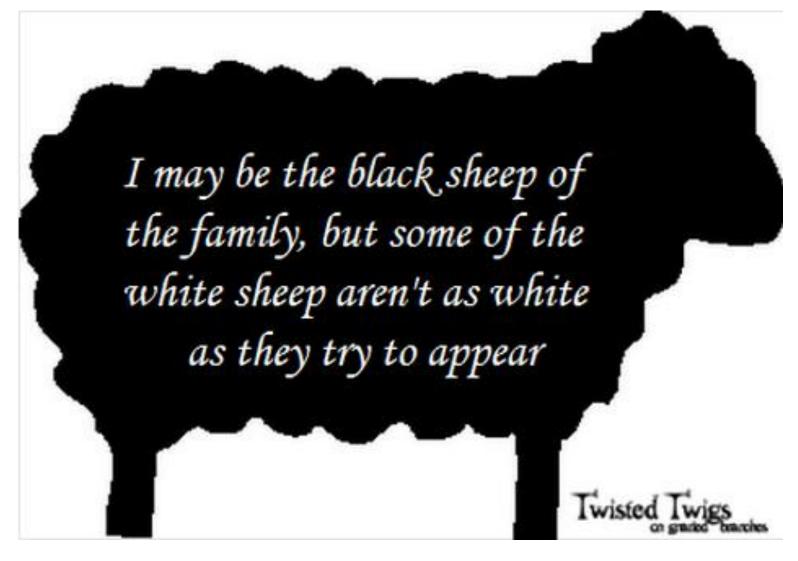
**AFFHO Congress 2015** Shauna Hicks Pre-1900 watchhouse records are known to exist for these towns (there may be others). Links open in a new window.

- Aramac
- Birdsville
- Charleville, 1889-1893 (+ 1901-1904) (I published the index, and names are online)
- Charters Towers, 1895-1896 and 1899 (I published the index, and names are online)
- Cloncurry, 1874-1876 and 1887-1891 (I published the index, and names are online)
- Coolgarra
- Crows Nest
- · Croydon (index in progress)
- Dalby
- Goondiwindi
- Gympie (<u>1884-1886 names are online</u>, plus advice re 1890-1931 index)
- Halifax
- Irvinebank
- Isisford
- Kamerunga
- Kilkiyan
- Kuranda
- Leyburn
- Marburg
- Mareeba
- · Mount Morgan
- Nebo
- Oakey
- Ravenswood (index in progress)
- Springsure
- Taroom
- Townsville

www.judywebster.com.au/police.html

Some 1901-1904 records for Adavale, Augathella, Charleville, Cunnamulla, Eromanga, Eulo, Hungerford, Morven, Nocundra, Wooroorooka, Wyandra, Thargomindah and Upper Warrego are in a consolidated index for south-west Qld (which includes pre-1900 records for Charleville). I published the index, and names are online.





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# Conclusion

- Ancestors could be either criminal or victim
- Prepare to be shocked (or don't look!)
- Remember the context of the times in which they lived
- Lots of ways to find the records think laterally
- Have fun and happy searching

