

POWER, James

Variations :

Ship	Date arrived (Sydney)
Havering	8 November 1849

Shipping indent(s)

has not survived

Trial (place, date)	Prev conv	Offence	Sentence
Cork 14 March 1848		Stealing clothes	7 years
Source = SRNSW index to convict exiles; Irish Transportation Database TR8 p27; and ticket-of-leave.			

Assignment

Probably hired by John Eales on arrival.
With Eales: 1849-1850

Freedom (year, details)

T.O.L.	49/985, 30 November 1849, 4/4220 (reel 963), Maitland 57/95, 31 August 1859, 4/4231 (reel 892), Goulburn district. Tried Maitland Circuit Court 10 March 1856, 3 years. [This is a colonial ticket-of-leave]
C.P.	
C.O.F	

Colonial crime & secondary punishment

Date	Offence	In service of	Punishment
Sept 1855	Burglary		3 years hard labour on the roads
Sources: see Maitland Mercury clipping below			

Colonial Secretary's correspondence

--

Colonial marriage

Date	Place	To whom	BDM index reference
Permission to marry:			

Death

Date	Place	Age	BDM index reference

Timeline

Date	Event
Nov 1849	arrived Sydney as a convict exile per ship Havering, issued ticket-of-leave and probably hired immediately by Mr John Eales
Apr 1850	found in Morpeth without a pass from Mr Eales, cautioned by the Bench
Mar 1856	found guilty of burglary by the Maitland Circuit Court, 3 years hard labour
1859	ticket of leave for Goulburn

Other (source, details)

--

Keywords

exile, Masters & Servants Act (sort of)

Maitland Mercury 24 April 1850 p2

Ticket of Leave Holders-On Monday two men named James Power and Michael Hayes, ticket-of-leave holders per Havering, were brought before the bench, having been apprehended in Morpeth without any pass or authority from Mr. Eales, their master. They were cautioned, and discharged, and ordered to return to their master's service, no further charge being made against them.

Maitland Mercury 12 March 1856 p2

BURGLARY

James Power was indicted for stealing a pair of boots, the property of Samuel Steele, from the house of Samuel Caldwell, at Morpeth, on the 13th September, 1855.

The prisoner was undefended.

The witnesses called were Samuel Caldwell, John Nicholls, and Samuel Steele. It appeared that on the night of the 13th of September last, Mr. Caldwell heard a noise at the window of the back room, and upon going to it saw the prisoner in the act of opening the window. He made a "grab" at him, but the prisoner broke away from him. Constable Nicholls tracked the prisoner to a hut from Mr. Caldwell's house, as the dew was on the ground. He brought him back, and Mr. Steele claimed the boots which the prisoner had on to be his. He had left them in the kitchen the previous evening to dry, and when he went to look for them he found an old pair in their place.

The prisoner in defence stated he was sleeping in the bush along with two men for whom he was working, and when he awoke he found the boots laying beside him, and his own taken away.

The jury returned a verdict of guilty, and his Honor sentenced the prisoner to be kept to hard labour on the roads for three 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