

*Judith Beaky*<sup>1</sup>  
(uxor Julia Brown, Julia Cappiter)

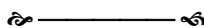
<p>Place Tried Co. Clare                  Offence killing &amp; stealing sheep                  Prosecutor John McMahon, Clare                  Gaol Report very good                  Station of Gang Anson                  Other Information tried &amp; convicted with Mary                  Cooley (qv) &amp; Margaret Coy (qv)</p> <p>Religion Roman Catholic                  Marital Status single                  Age 13                  Height 4' 5½", 4' 3"                  Head round                  Visage broad                  Eyebrows thin, brown                  Nose small                  Chin short, round                  Family father Michael (transported on the Lord                  Dalhousie); mother Mary (nee Hinds<sup>2</sup>); brothers                  John &amp; Michael; sisters Honor &amp; Margaret</p>	<p>Date Tried 27 February 1849<sup>a</sup>                  Sentence 10 years                  Previous Convictions none                  Surgeon's Report quiet                  Class 3<sup>rd</sup> from 24 January 1850</p> <p>Literacy neither read nor write                  Trade nursemaid                  Native Place New Quay,<sup>2</sup> Co. Clare                  Complexion fair, freckled                  Hair light brown, fair                  Forehead medium height                  Eyes blue                  Mouth small                  Marks none</p>
<p>16 January 1849</p>	<p>Father Michael Beaky tried at Clare, Ireland for stealing 7 sheep from John Critchin; sentence 7y transportation.<sup>3</sup></p>
<p>27 March 1849</p>	<p>Received at Grangegorman Depot, Dublin at 10pm.<sup>4</sup></p>
<p>18 September 1851</p>	<p>Charged at Cascades FF with having a blanket improperly in her possession; sentence 14d SC.<sup>5</sup></p>
<p>17 March 1852</p>	<p>Application for permission to marry John Kelly, free; referred 18 March to woman for name of ship &amp; 23 March to PM Richmond.<sup>6</sup></p>
<p>7 July 1852</p>	<p>Tried at Hobart PC charged by her mistress Mrs Davis, New Town with misconduct; discharged, prosecutor not appearing, returned to her service.<sup>7</sup></p>
<p>14 August 1852</p>	<p>Father Michael Beaky arrived in VDL, prisoner on the <i>Lord Dalhousie</i>.<sup>3</sup></p>
<p>20 October 1852</p>	<p>Application for permission to marry Joseph Brown<sup>b</sup> (<i>Maria Somes</i> 2).<sup>8</sup></p>
<p>30 November 1852</p>	<p><b>Married</b> as 20y, servant, to Joseph Brown, 24y, carpenter, at Independent Chapel, Brisbane St, Hobart; witnesses John Connell &amp; Margaret Cox.<sup>9</sup></p>
<p>7 March 1853</p>	<p>Tried at Hobart PC charged with misconduct in being out after hours at 9:15pm last night; pleaded guilty of being out at 8:30pm; admonished &amp; discharged to her husband Joseph Brown, cabinet maker, Barrack St, Hobart, having been without an offence for 18 months.<sup>7</sup></p>
<p>5 April 1853</p>	<p>Applied for Ticket-of-Leave, refused, must serve 5 years.<sup>5</sup></p>
<p>21 April 1854<sup>c</sup></p>	<p><b>Daughter</b> Maria Brown, cabinet maker's child, born at Lady's Bay; baptised 16 July 1854 at St Joseph's RC Church, Hobart; sponsors John Daley &amp; Margaret Cox.<sup>10</sup></p>
<p>13 November 1855</p>	<p>Husband Joseph Brown granted Conditional Pardon.<sup>11</sup></p>
<p>17 January 1856</p>	<p>Father Michael Beaky received Certificate of Freedom.<sup>12</sup></p>
<p>8 April 1856</p>	<p>Ticket-of-Leave granted.<sup>5</sup></p>
<p>12 May 1856</p>	<p>Tried at Hobart PC charged with misconduct in being out after hours at 10:40pm on 10 May; sentence 10d SC.<sup>5,13</sup></p>

<sup>a</sup> Date given as 3 March 1849 on Irish transportation register.

<sup>b</sup> Joseph Brown's proper name was William Miller.

<sup>c</sup> Date given as 1 April 1854 on Queen's Orphanage application and baptism record.

17 June 1856	Tried at Hobart PC charged with misconduct in being in a common brothel in Watchorn St, Hobart on 16 June; sentence 7d HL. <sup>14</sup>
12 October 1856	<b>Daughter</b> Julia Brown born; baptised 5 April 1857 at St Joseph's RC Church, Hobart; sponsors John Bailey & Mary Cox <sup>d</sup> . <sup>15</sup>
6 April 1858	Ticket-of-Leave revoked for being absent without leave. <sup>5</sup>
20 May 1858	Husband Joseph Brown received Certificate of Freedom. <sup>11</sup>
9-11 September 1858	Husband Joseph Brown, sawyer, tried with Patrick Hays ( <i>Circassian</i> ) at Kingborough PC on suspicion of felony; remanded twice then discharged. <sup>16</sup>
27 February 1859	Free by servitude.
8 May 1859	Certificate of Freedom at Hobart for collection. <sup>5</sup>
5 July 1859	Application for daughters Maria Brown, 5y 2m 14d, & Julia Brown, 2y 8m 23d, to be admitted to Queen's Orphanage, New Town; father deserted (admitted 14 July). <sup>17</sup>
10 April 1860	Daughter Julia Brown, 3y 4m, admitted to Infants School, Queen's Orphanage, New Town. <sup>18</sup>
16 February 1863	Daughter Julia Brown, 6y 2m, transferred to Female School, Queen's Orphanage, New Town. <sup>18,19</sup>
14 January 1866	Husband Joseph Brown admitted to Hobart Hospital. <sup>17</sup>
14 February 1866	Husband Joseph Brown, <sup>e</sup> carpenter of Hobart, admitted to New Norfolk Insane Asylum for amentia, supposed cause drink; bodily condition good; duration of illness 1m; no property; recovered, date of discharge unknown. <sup>20</sup>
13 March 1866	Daughter Maria Brown re-admitted <sup>f</sup> to Queen's Orphanage, New Town. <sup>17</sup>
25 August 1869	Daughter Julia Brown, 12y 8m, apprenticed to Louis B Gilles, New Town; left the colony temporarily with her employers (apprenticeship expired 11 December 1874). <sup>21,22</sup>
1 December 1869	Daughter Julia Brown, 13y, apprenticed to Jesse White, Hobart. <sup>22</sup>
2 December 1872	<b>Married</b> as 37y, widow, <sup>g</sup> housekeeper, to James Sayles Cappiter, 47y, widower, contractor, at Wesleyan Parsonage, Castlemaine, VIC; witnesses Mary Williams & Bridget Catton. <sup>2</sup>
28 May 1876	Father Michael Beaky, farmer, charged at Franklin PO at 1pm with having on 27 May failed to appear in answer to a summons duly served upon him to answer a charge of having assaulted his wife; detained, ordered to enter into recognisance for his good behaviour, fined 10/6. <sup>23</sup>
15 January 1877	Father Michael Beaky, labourer, resident at Sandfly Rd, charged at 7:30pm at Huon PO with having at Franklin on 9 January wilfully murdered Thomas Lynch; committed for trial. <sup>24</sup>
20 February 1877	Father Michael Beaky tried at Hobart SC for wilful murder; sentence hanging, commuted to life imprisonment. <sup>12</sup>
3 January 1883	Admitted to Mt Alexander Hospital, Castlemaine, 49y, domestic, married. <sup>25</sup>
9 January 1883	Re-admitted to Mt Alexander Hospital, Castlemaine, 49y, domestic, married. <sup>25</sup>
1897	Husband James Sayles Cappiter, 81y, died at St Kilda, VIC. <sup>26</sup>
20 February 1922	<b>Died</b> of breast cancer & syncope exhaustion at Austin Hospital, Plenty Rd, Heidelberg, VIC, 87y; buried 23 February at Heidelberg Cemetery, VIC. <sup>27</sup>



<sup>d</sup> These sponsors are likely to have been the same as those for the baptism of daughter Maria Brown on 16 July 1854, even though their names are spelt slightly differently.

<sup>e</sup> Joseph was listed as a widower even though his wife was still alive.

<sup>f</sup> It is not known when Maria was discharged from the Queen's Orphanage after her first admittance.

<sup>g</sup> Judith may not have been a widow at this time even though she stated she was one. A possible death for her first husband Joseph Brown was on 7 May 1898 at New Town Charitable Institution.

## References

- <sup>1</sup> AOT, CON 41/24 *Australasia* No.998 (Judith Beaky); AOT, CON 19/8 *Australasia* (Judith Beakey); AOT, CON 15/6 No.8 (Judith Beaky); NAI, Prisons 1/9/4 No.1684 (Judith Beakey); NAI, TR9 p.10 (Judith Beakey)
- <sup>2</sup> VIC Marriage Certificate 1872/3861 (James Sayles Cappiter & Julia Brown)
- <sup>3</sup> AOT, CON 14/45 *Lord Dalhousie* (Michael Beakey)
- <sup>4</sup> NAI, Prisons 1/9/4 No.1684 (Judith Beakey)
- <sup>5</sup> AOT, CON 41/24 *Australasia* No.998 (Judith Beakey)
- <sup>6</sup> AOT, CON 52/5 p.259 (John Kelly & Julia Beakey)
- <sup>7</sup> AOT, LC 251/2 (Judith Beakey)
- <sup>8</sup> AOT, CON 52/5 p.18 (Joseph Brown & Julia Beakey)
- <sup>9</sup> AOT, RGD 37/11 1852/198 Hobart (Joseph Brown & Julia Beakey)
- <sup>10</sup> AOT, RGD 33/5 1854/808 (female Brown); AOT, NS 1052/8 p.237 (Maria Brown)
- <sup>11</sup> AOT, CON 33/96 *Maria Somes 2* (Joseph Brown)
- <sup>12</sup> AOT, CON 33/109 *Lord Dalhousie* (Michael Beakey)
- <sup>13</sup> AOT, LC 247/24 (Judith Beakey)
- <sup>14</sup> AOT, LC 247/26 (Judith Beakey)
- <sup>15</sup> AOT, NS 1052/9 p.11 (Julia Browne)
- <sup>16</sup> AOT, LC 304/2 p.201 (Joseph Brown & Patrick Hays)
- <sup>17</sup> AOT, SWD 26/2 (Maria & Julia Brown)
- <sup>18</sup> AOT SWD 6/1 No.791 (Julia Brown)
- <sup>19</sup> AOT, SWD 28/1 p.51f (Julia Brown)
- <sup>20</sup> AOT, HSD 285/3 No.496 (Joseph Brown); AOT, HSD 247/1 1866 No.496 (Joseph Brown)
- <sup>21</sup> AOT, SWD 32/1 (Julia Brown)
- <sup>22</sup> AOT, HA 1871 No.63 p.6 (Julia Brown)
- <sup>23</sup> AOT, POL 377/1 p.197 (Michael Beakey)
- <sup>24</sup> AOT, POL 377/1 p.203 (Michael Beakey)
- <sup>25</sup> GSV, *Index to Victorian Goldfields Hospitals' Admissions* (Julia Cappiter)
- <sup>26</sup> VIC Death Record 1897/10637 (Jas Sayles Cappiter)
- <sup>27</sup> VIC Death Certificate 1922/1758 (Julia Capiter)