

*Jane Cale* \*  
(uxor Jane Hardy)

POLICE NUMBER 435 <sup>1</sup>	AGE 22
TRIAL DATE 19 October 1840	HEIGHT 5' 1"
TRIAL PLACE Central Criminal Court (Old Bailey), London	COMPLEXION pale
OFFENCE stealing 2 £20 notes from the person	HEAD oval
SENTENCE 15 years	HAIR dark brown
GAOL REPORT poor, single	VISAGE oval
PREVIOUS CONVICTIONS none	FOREHEAD high
SURGEON'S REPORT very good	EYEBROWS brown
ON THE TOWN 3 months	EYES hazel
MARITAL STATUS single	NOSE turned up
CHILDREN 0	MOUTH medium
FAMILY	CHIN round
NATIVE PLACE Westminster, England	MARKS scar on left thumb
TRADE house servant, needlewoman	

c1819

Born at Westminster, London, Middlesex, England.<sup>2</sup>

19 October 1840

Tried at the Central Criminal Court (Old Bailey), London, England indicted for larceny in stealing on 15 October 1840 two £20 bank notes and one £10 bank note from the person of Henry Dale at a house in Coventry Court, London; found guilty; sentence 15 years transportation; aged 22.<sup>3</sup>

Statement of witness Henry Dale:

*I live at Hounslow. On the evening of the 5th of October I saw the prisoner in the Haymarket, between six and seven o'clock – we got into conversation, and went to a public-house, and had something to drink – I met with two other females – I and the three women went to a house in Coventry-court – we got into conversation together there, and after a few minutes the prisoner left the room – I had not given any of them money to get drink, but I gave one person a shilling for the room – soon after the prisoner had left I put my hand into my pocket, and missed two 20l. and one 10l. note, which I had taken of Mr. Jenkins – my notes were safe when I gave out the shilling, and the prisoner left the room in five or ten minutes – the women were in close conversation, but I do not know what might pass – I was not quite sober, but knew what I was doing.<sup>3</sup>*

Statement of witness Joseph Bott Jenkins:

*I live in Angel-court, Throgmorton-street, and am a stock-broker. On the afternoon of the 5th of October I paid the prosecutor 50l. in two 20l. notes and one 10l. note – I put on the notes which pass through my hands the names of the person's from whom I receive them.<sup>3</sup>*

Statement of witness Robert Bernand:

*I am in the service of a linen-draper in Leicester-square, about five minutes' walk from Coventry-court. On the 15th of October the prisoner came to our shop, about eight o'clock in the evening – I sold her a cloak, a boa, a piece of Irish linen, some silk, and other articles to the amount of 12l. 0s. 4d. – she paid me with a 20l. note, which I produce – I asked her name and address – she said Mr. Brook, Brompton, and I wrote it on the note – I gave her 7l. 19s. 8d. change – she then asked me to give her change for another 20l. note, which I declined – she then left the shop – I sent a porter with her with the goods.<sup>3</sup>*

Statement of witness William Garrard:

*I am an assistant in the same shop as Mr. Bernand., On the 15th of October I watched the prisoner from the shop to the Black Horse public-house in Coventry-street – she there got into*

<sup>1</sup> TAHO, CON40/1/2 p.203 No.435 [image 201] (Jane Cale); TAHO, CON19/1/1 p.185 [image 96] (Jane Cale); ML, CY 1282 p.145 (Jane Cale); ML, CY 958 p.441 (Jane Cale)

<sup>2</sup> TAHO, CON19/1/1 p.185 [image 96] (Jane Cale)

<sup>3</sup> *Old Bailey Proceedings Online*, t18401019-2599 (Jane Cale)

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an omnibus, which our porter put the parcel into – I got into the omnibus, and sat next to her – she went on to Knightsbridge, then got out, and went into a house – I went in after her – she then came back to town with the bundle – I followed her to St. James’s-park, down Constitution-hill, and on to the Horse Guards – I spoke to a policeman, and we stopped her there – he asked if she had been to Leicester-square – she said “No” – he said she must go to the station-house – I followed her, and saw a piece of paper fall from under her clothes – I took it up, and it was a 20l. note – at the station-house she denied having any money but the change she had received – she gave up her pocket, and this 10l. note was found in it.<sup>3</sup>

Statement of witness Benjamin Cole, Police Constable A 138:

On the 15th of October at night I was on duty near the Parade, in St. James’s-park – Garrard spoke to me – I followed the prisoner to the Horse Guards, and took her – I asked what she had got, and where she was going – she said to her milliner’s – I asked if she recollected changing a 20l. note – she said no, the goods she had she had paid for in gold – I took her to the station-house, and saw Garrard pick up a 20l. note on the road there – at the station-house the prisoner delivered up seven sovereigns, six half-crowns, one shilling, and one sixpence – she said she had more – the Inspector said she should be searched by a female – she then delivered her pocket, and in it was a 10l. note, a sovereign, and a fourpenny-piece – she said a gentleman named Marsh had met her by appointment at Charing-cross that afternoon at three o’clock, and given her the money, and that she lived in Mason-street, Lambeth.<sup>3</sup>

Statement of witness Joseph Bott Jenkins:

Mr. Jenkins re-examined. This 20l. note, produced by Bernard, is one of the notes I paid to Mr. Dale, and those produced by the officer are the other two.<sup>3</sup>

Statement of defendant Jane Cale:

I met the gentleman, and he asked me to go to a house with him, which I did; I do not know where; after I had been in the room some time, he put some paper into my hand, and said it was money, and he would meet me the following day at half-past six o’clock.<sup>3</sup>

Statement of witness Henry Dale:

Henry Dale re-examined. I did not put any paper in her hand.<sup>3</sup>

5 April 1841	Departed Woolwich, England on the <i>Rajah</i> . <sup>4</sup>
19 July 1841	Arrived at Hobart on the <i>Rajah</i> . <sup>4</sup>
c24 July 1841	Upon arrival at Hobart, sent to Launceston for assignment; assigned to Mr AB Jones Esq., Westbury. <sup>5</sup>
24 December 1841	Charged with misconduct; in the service of Bishton; reprimanded. <sup>6</sup>
31 December 1841	Mustered in the service of Mr S Bishton, Launceston. <sup>7</sup>
29 March 1842	Charged with being drunk and other misconduct; in the service of Bishton; sentence 48 hours in solitary confinement at Launceston Female Factory.
11 April 1844	Classified as a 3 <sup>rd</sup> class probation pass-holder; gazetted 12 April. <sup>8</sup>
11 May 1844	Application for permission to marry Thomas Hardy (free) sent to the Muster Master. <sup>9</sup>
7 May 1844	Application for permission to marry Thomas Hardy sent to the Secretary; approved. <sup>9</sup>
15 May 1844	Notice given of approval for permission to marry Thomas Hardy; Jane in private service at Launceston; Thomas free. <sup>10</sup>
8 June 1844	<b>Married</b> Thomas Hardy at the office of the Deputy Registrar, George Street, Launceston; Jane aged 26, spinster; Thomas aged 28, bachelor, painter; witnesses John Follard, Dennis Andrews and William Archer. <sup>11</sup>

<sup>4</sup> AJCP, ADM 101/63 *Rajah*

<sup>5</sup> ML, CY 1282 p.141 (Jane Cale); ML, CY 1274 p.254 (Jane Cale)

<sup>6</sup> TAHO, CON40/1/2 p.203 No.435 [image 201] (Jane Cale)

<sup>7</sup> AJCP, HO 10/51 p.354 No.435 (Jane Cale)

<sup>8</sup> *Hobart Town Gazette*, 12 April 1844 p.424 (Jane Cole)

<sup>9</sup> TAHO, CON52/1/2 p.367 (Jane Cole & Thos Hardy)

<sup>10</sup> *Hobart Town Gazette*, 17 May 1844 p.552; 24 May 1844 p.572; 31 May 1844 p.594 (Thomas Hardy & Jane Cale)

<sup>11</sup> TAHO, RGD37/1/3 1844/645 Launceston (Jane Cole & Thomas Hardy)

*Jane Cale*

1 November 1845	Ticket of Leave granted; gazetted 4 November. <sup>12</sup>
2 December 1847	At Launceston. <sup>6</sup>
15 July 1851	At Launceston. <sup>6</sup>
5 August 1851	Recommended for a Conditional Pardon. <sup>6</sup>
28 September 1852	Ticket of Leave revoked for failing to report herself in the month of June at the Police Office of the district in which she was then resident. <sup>13</sup>
16 November 1852	Conditional Pardon approved. <sup>6</sup>
19 October 1855	Free by servitude. <sup>6</sup>
23 November 1855	Certificate of Freedom issued at Launceston. <sup>6</sup>

**Notes**

- Jane's husband may be the Thomas Hardy who arrived at Launceston from Melbourne, VIC as a passenger on the cutter *Jane and Emma* on 3 July 1843.<sup>14</sup>
- Jane's husband Thomas may be the Thomas Hardy who died of cancer in the stomach at the residence of his brother-in-law Mr William Atkinson, Wellington Street, Launceston on 3 March 1884; aged 66, farmer of St Marys; informant Richards & son, undertakers, Launceston.<sup>15</sup> However, no marriage has been found between an Atkinson and a Cale or Hardy.

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<sup>12</sup> *Hobart Town Gazette*, 4 November 1845 p.1386 (Jane Cole)

<sup>13</sup> *Hobart Town Gazette*, 28 September 1852 p.785 (Jane Cale)

<sup>14</sup> *Examiner*, 5 July 1843 p.5 (Thomas Hardy)

<sup>15</sup> TAHO, RGD35/1/53 1884/91 Launceston (Thomas Hardy); *Examiner*, 4 March 1884 (Thomas Hardy); *Examiner*, 5 March 1884 (Thomas Hardy)

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