

Mary Julia Smith

(aka Mary Smith 1st; ux^{or} Mary Julia Toller)

POLICE NUMBER 450 ¹	LITERACY read and write imperfectly
TRIAL DATE 22 August 1840	AGE ON EMBARKATION 23
TRIAL PLACE Middlesex (Westminster) Quarter Sessions ²	AGE ON ARRIVAL 26
OFFENCE stealing a gown piece, tried with Mary Clark on board	HEIGHT 4' 11"
SENTENCE 7 years	COMPLEXION fresh
GAOL REPORT poor connexions, single	HEAD oval
PREVIOUS CONVICTIONS first offence	HAIR brown
SURGEON'S REPORT school mistress and good	VISAGE long
ON THE TOWN no	FOREHEAD medium
MARITAL STATUS single	EYEBROWS brown
CHILDREN 0	EYES grey
FAMILY	NOSE long, straight
NATIVE PLACE Birmingham, England	MOUTH medium
TRADE ON EMBARKATION	CHIN round
TRADE ON ARRIVAL house servant, hat trimmer	MARKS mark of a burn on left knee

c1816 **Born** at Birmingham, Warwickshire, England.³

22 August 1840 Tried at the Quarter Sessions, Westminster, Middlesex, England with shipmate Mary Clark (*qv*) indicted for larceny in stealing a gown piece; sentence 7 years transportation.⁴

5 April 1841 Departed Woolwich, England on the *Rajah*.⁵

19 July 1841 Arrived at Hobart on the *Rajah*.⁵

c24 July 1841 Upon arrival at Hobart, detained on board for assignment; not immediately assigned.⁶

31 December 1841 Mustered in the service of J Dunn Esquire, Hobart.⁷

16 April 1842 Charged at the Police Court, Hobart with absenting herself without leave yesterday from the service of Mr John Simm;⁸ plea guilty; reprimanded and returned to the Crown for assignment.⁹

23 April 1842 Charged at the Police Court, Hobart on the complaint of Constable Hadfield with misconduct in being absent all Thursday night without leave from her service and drunk yesterday morning; in the service of Mr Logan, Macquarie Street, Hobart; plea guilty; sentence 3 days in solitary confinement at Cascades Female Factory, Hobart, then returned to her service.¹⁰

16 January 1843 Charged at the Police Court, Hobart on the complaint of Constable Stephens with misconduct in overstaying her pass from her service, also being drunk and disorderly; in the service of Mr Firth, Browns River; plea guilty; sentence 10 days in solitary confinement at Cascades Female Factory, Hobart.¹¹

11 March 1843 Charged with insolence; in the service of PG Emmett; reprimanded.⁴

¹ TAHO, CON40/1/10 p.52 No.450 [image 55] (Mary Julia Smith); TAHO, CON19/1/1 p.254 [image 130] (Mary Julia Smith (1)); ML, CY 1282 p.154 (Mary Julia Smith (1)); ML, CY 1197 p.150 (Mary Smith); ML, CY 958 p.443 (Mary Smith)

² Trial place given as Middlesex (Westminster) Session of the Peace on Assignment List (ML, CY 958 p.443 (Mary Smith)).

³ TAHO, CON19/1/1 p.254 [image 130] (Mary Julia Smith (1))

⁴ TAHO, CON40/1/10 p.52 No.450 [image 55] (Mary Julia Smith)

⁵ AJCP, ADM 101/63 *Rajah*

⁶ ML, CY 1282 p.140 (Mary Smith, Birmingham); ML, CY 1274 p.263 (Mary Julia Smith 1)

⁷ AJCP, HO 10/51 p.396 No.450 (Mary Smith)

⁸ This name may not be Simm, it is difficult to read.

⁹ TAHO, AC480/1/1, 16 April 1842 (Julia M Smith)

¹⁰ TAHO, AC480/1/1, 23 April 1842 (Mary J Smith)

¹¹ TAHO, AC480/1/1, 16 January 1843 (Julia Smith)

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10 May 1843	Charged at the Police Court, Hobart on the complaint of her master with being insolent yesterday; in the service of Mr Firth, Sandy Bay; remanded until tomorrow morning. ¹²
11 May 1843	Brought up at the Police Court, Hobart charged as before; returned to the Crown for assignment. ¹³
17 October 1843	Charged at the Police Court, Hobart by Constable Adams with misconduct in being out after hours and under the influence of liquor last night from the service of Mrs Wise, Macquarie Street, Hobart; plea guilty; reprimanded and returned to her service. ¹⁴
24 November 1843	Charged at the Police Court, Hobart by her mistress with being drunk yesterday; in the service of Mrs Ross, Brisbane Street, Hobart; sentence 6 days in solitary confinement at Cascades Female Factory, Hobart. ¹⁵
27 November 1843	Application for permission to marry George Toller ¹⁶ (free) sent to the Muster Master. ¹⁷
5 January 1844	Application for permission to marry George Toller sent to the Secretary; approved. ¹⁷
14 January 1844	Notice given of approval for permission to marry George Toller; Mary at Cascades Female Factory, Hobart; George free. ¹⁸
16 January 1844	Charged at the Police Court, Hobart by Constable Walton with being drunk last night in the service of Mr Gilbert, Liverpool Street, Hobart; plea guilty; sentence 6 days in solitary confinement at Cascades Female Factory, Hobart. ¹⁹
6 February 1844	Married George Toller at St David's Anglican Church, Hobart; Mary aged 28, convict, spinster; George aged 36, bachelor, farmer, illiterate; witnesses John Brady and James Sly (clerk). ²⁰
27 February 1844	Classified as a 3 rd class probation pass-holder; gazetted 1 March. ²¹
1 November 1845	Ticket of Leave granted; gazetted 4 November. ²²
22 August 1847	Free by servitude; Certificate of Freedom available for collection. ²³
26 April 1848	Certificate of Freedom issued; gazetted 2 May. ²⁴

Notes

- Mary's husband may be the George Tulley who died on 13 October 1848 of inflammation at Launceston; aged 42, pilot; informant John Brown, undertaker, Launceston.²⁵

¹² TAHO, AC480/1/1, 10 May 1843 (Julia Smith)

¹³ TAHO, AC480/1/1, 11 May 1843 (Julia Smith)

¹⁴ TAHO, AC480/1/1, 17 October 1843 (Julia Smith)

¹⁵ TAHO, AC480/1/1, 24 November 1843 (Julia Smith)

¹⁶ A George Tolley was transported for 14 years on the *Aurora* in 1835, tried at the Central Criminal Court (Old Bailey), London on 2 February 1835 for stealing a sack of oats; married, 3 children, ploughman and wagoner, aged 30, native place Stoke, can read, Protestant, wife Ann and children at Plaistow, last at West Ham; Ticket of Leave 13 July 1841; Conditional Pardon 23 August 1843 (TAHO, CON31/1/43 p.163 No.926 [image 165] (George Tolley), TAHO, CON18/1/4 p.138 No.926 [image 72] (George Tolley); TAHO, CON14/1/51 No.926 [image 12] (George Tolley)).

¹⁷ TAHO, CON52/1/2 p.199 (Mary J Smith & Geo Toller)

¹⁸ *Hobart Town Gazette*, 12 January 1844 p.48; 19 January 1844 p.83; 26 January 1844 p.119; 2 February 1844 p.178 (George Toller & Mary Julia Smith)

¹⁹ TAHO, AC480/1/1, 16 January 1844 (Julia Smith)

²⁰ TAHO, RGD37/1/3 1884/1064 Hobart (George Tolley & Mary Julia Smith)

²¹ *Hobart Town Gazette*, 1 March 1844 p.265 (Mary Julia Smith)

²² *Hobart Town Gazette*, 4 November 1845 p.1386 (Julia Mary Smith)

²³ *Hobart Town Gazette*, 3 August 1847 p.793 (Mary Smith 450)

²⁴ *Hobart Town Gazette*, 2 May 1848 p.450 (Mary Smith)

²⁵ TAHO, RGD35/1/16 1848/1020 Launceston (George Tulley)

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