

MILDMAY, George

Variations : Millway
Alias : Mildway

Ship	Date arrived (Sydney)
Hercules	31 October 1830

Shipping indent(s)

Fiche	Page	Reel	Shelf	Type
677	8		4/4016	Bound

Trial (place, date)	Prev conv	Offence	Sentence
City Dublin 9 February 1830	2	Shop robbery	7 years
Notes: Source = bound indent			

Age	Marr/S	Child'n	Relig	Educ	Native place	Country
16	S		Cath	R & W	Dublin	Ireland
Notes: Source = bound indent						

Trade or calling	Height	Complexion	Hair	Eyes
Errand boy	4' 11	Ruddy freckled	Light brown	blue
Tattoos:				
Other features: small piece out of left eyelid				
Notes: Source = bound indent				
Other arrival info (eg ships musters & papers):				

Assignment

On arrival, to James P Webber, Patersons River, as per PRO HO10/29	
At Total: 1830-33	Total occupation:

Freedom (year, details)

C.O.F.	38/0683, 4 August 1838, 4/4343 [reel 1001].
---------------	---

Colonial crime & secondary punishment

Date	Offence	In service of	Punishment
1831 Nov	Neglect	JP Webber	36 lashes
1832 June	Feigning sickness	JP Webber	36 lashes
1833 July	Absconding	JP Webber	50 lashes
1833 Aug	Absconding 2 nd time	JP Webber	100 lashes
1833 Sep	Absconding	JP Webber	12 months Iron Gang
1835 Mar	Absconding	No 14 Road Party	12 months Iron Gang
1837 Feb	Outrageous abusive conduct	Mr Blaxland	75 lashes
1837 Feb	Absconding	Mr Blaxland	50 lashes
1837 Feb	Absconding	Mr Blaxland	50 lashes
1837 Mar	Neglect of duty	Mr Blaxland	25 lashes
1849 Mar	Uttering forged order £4 6s	FBS	3 years labour roads
Sources: see Col Sec and 'other' below			

Colonial Secretary's correspondence

19 May 1838 (CSLS 4/3685 p185, reel 1051). George Mildmay, alias Mildway, to receive a certificate of freedom.
30 April 1838 (CSIL 38/4229 in 4/2394, and related correspondence filed with it, part transcript attached, including his Police history. Series of letters, the earliest of which is a petition from George Millway written 1 January 1838 seeking to be granted his freedom – full transcript attached. He argued his sentence of 12 months in an iron gang was illegal, having been given by only one magistrate, Charles Forbes JP. Forbes wrote saying, interalia, "it is quite impossible I would have done anything so illegal.". However the Governor, George Gipps, upheld Mildmay's petition, annotating the

correspondence “the man must be discharged and his certificate of freedom granted him”.
 Note that Mildmay had already served out the 12 months iron gang sentence which was later deemed to be illegal, and at the time of writing the petition he was assigned to Blaxland at Patrick Plains/Wollombi. The issue was that the illegal sentence had added to the length of term of his original sentence. He was sentenced to 7 years in February 1830, plus another year for his first Iron Gang sentence, making him due for release in February 1838 if the second Iron Gang sentence was illegal.

NSW muster

1837	George Millway, age 21, with JM Blaxland, Patricks Plains
------	---

Colonial marriage

Date	Place	To whom	BDM index reference
1861	Mudgee	Mary Ann WHITE	1861/2284
1865	Tamworth	Catherine PRICE	1865/3281

Note: Mary Ann died in Parramatta in 1864 (1864/5973)

Death

Date	Place	Age	BDM index reference
1878	Parramatta		1878/8675

Timeline

Date	Event
1830 Oct	Arrived Sydney and assigned to James P Webber, Patersons River [Tocal]
1833 Oct	Sentenced to 12 months in an Iron Gang after numerous abscondings
1835 Mar	Sentenced to 12 months in an Iron Gang for absconding
1836 Mar	Assigned to JM Blaxland, Patricks Plains
1838 Aug	COF
1849 Mar	Sentenced to three years labour on the roads
1861	Married Mary Ann White at Mudgee
1865	Married Catherine Price at Tamworth
1878	Died at Parramatta

Other (source, details)

GG 2 **October 1833** p402. Mildmay George, Hercules (3) No. 30-1939, 19 Dublin, errand boy... absconded from the service of JP Webber since 24th September.
23 September 1833. SR Punishment Book (“Black Book”), Patricks Plains 1833-39, 7/3714 [reel 689]. Milway, George, Hercules, 7 years, employed by Mr Webber, illegally at large, to be forwarded to his district to be dealt with.
23 March 1835. SR. Punishment Book (“Black Book”), Patricks Plains 1833-39, 7/3714, page 84 [reel 689]. Milway George, Hercules 1830, 7 years, employed in 14 Road Party, absconding second time, 12 months ironed gang.
6 February 1837. SR. Punishment Book (“Black Book”), Patricks Plains 1833-39, 7/3714, page 128 [reel 689]. Milway George, Hercules 1830, 7 years, employed by Mr Blaxland, outrageous and abusive conduct, 75 lashes.
 19 February 1837. **SR. Punishment Book (“Black Book”), Patricks Plains 1833-39, 7/3714, page 130. Milway George, Heroine 1833 [sic, no such person on that ship], employed by Mr Blaxland, absconding, 50 lashes [reel 689].**
26 February 1837. SR. Punishment Book (“Black Book”), Patricks Plains 1833-39, 7/3714, page 131 [reel 689]. Milway George, Hercules 30, 7 years, employed by Mr Blaxland, absconding, 50 lashes.
30 March 1837. SR. Punishment Book (“Black Book”), Patricks Plains 1833-39, 7/3714, page 128 [reel 689]. Milway George, Hercules 30, 7 years, employed by Mr Blaxland, neglect of duty, 25 lashes. SR, Darlinghurst Gaol Entrance Book 1844-1849, 4/6441 [reel 854]. Admitted (#279) **6 March 1849** from Bathurst for labour rds three years. Disposed, lab on roads to Cockatoo Island March 1849.
3 March 1849. Maitland Mercury. Bathurst Circuit Court—Guilty of uttering a forged order for £4 6s. Remanded for sentence.
7 March 1849. Maitland Mercury. Bathurst Circuit Court—three years on the roads.

Keywords

Road party, iron gang, lashes, magistrates, Cockatoo Island

General information

Research on Tocal's convicts was undertaken by Brian Walsh. Please do not email or upload this document without acknowledgement.

For further information see the book *Voices from Tocal –Convict Life on a Rural Estate* by Brian Walsh, available from www.tocal.com

For contact details see www.tocal.com

(38/383 - 12 January 1838)

To His Excellency Lieut Colonel Kenneth Snodgrass
Lieut Governor of the Colony of New South Wales

The most humble petition of George Millway per ship Hercules most respectfully shewith.

That your Excellencys petitioner was in the Month of March 1835 attached to No 14 Road Party in the neighbourhood of St Patricks Plains and during an absence of less than an hour from his respective Gang was apprehended and convicted of Absence before Captain Forbes at the petty sessions where that Gentleman presided unassisted by another magistrate – That your Excellencys Petitioner was sentenced to work in irons for a period of 12 months and that while in transit to No.3 Stockade the escort in charge of the committing warrant were obliged to wait at Mr Mudies residence to obtain that Gentlemans joint signature to the Committal with the view of rendering the instrument legal – And that as your Excellencys petitioner is informed on credible authority that such proceedings are unauthorised by your Excellencys Government – Petitioner most humbly prays your Excellency will be pleased to cause *** on the Affidavit of the Bench Clerk Dr Glennie and the escort to the Stockade as the circumstance debars your Excellencys petitioner from the obtainment of his freedom which must otherwise have restored your Excellencys petitioner to the rights of a free subject on the expiration of his home sentence – And your Excellencys petitioner as in duty bound will ever pray

George Millway
Assigned to Mr Jno Blaxland ***
Wollimbi

Wollimbi
January 1st 1838.

Police history within referred to

15 Nov 1831	Thirty six lashes	neglect
5 June 1832	Thirty six lashes	feigning sickness
2 July 1833	Fifty lashes	absconding
1 August 1833	One hundred lashes	ditto 2 nd time
3 October 1833	Twelve months ironed gang	absconding
23 March 1835	Twelve months ironed gang	absconding

Princ Supt of Convicts Office
27 April 1838