

## Wanganui Police and Petty Sessions Court 1845-1853

Archives NZ Reference ADEC 16332 JC-WG1/1/1

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*At the back of this volume*

Resident Magistrates 1845

Peter Wilson	appointed 27 Aug 1841	sworn in 18 Nov 1842
John Nixon	appointed 27 Aug 1841	sworn in at Wellington
Samuel King	appointed 27 Aug 1841	sworn in 18 Nov 1842
Moses Campbell	appointed 11 Dec 1841	sworn in 18 Nov 1842

Police Establishment January 1845

Police Magistrate	Samuel King, Esq.	
Sergeant of Police	John Garner	discharged 21 Jun 1845
Ordinary Constable	Ulrich Prophet	discharged 21 Jun 1845
Ordinary Constable	George Smith	discharged 21 Jun 1845

Remodelled 22 Jun 1845

Police Magistrate	Samuel King, Esq.	
Constable	John Garner	discharged 31 Jan 1847

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Register of Proceedings in the Police and Petty Sessions Court at Petre commencing January 1845 and in continuance of the preceding Registrar

Date

- 1845 Jan 20 John McGregor versus George Rees – goats trespassing, damage laid at £2 10s – McGregor awarded £1  
1845 Feb 10 Samuel King versus owner unknown – pigs trespassing, damage 5s – sold after 24 hours for 3s 6d – Keep 6d, 3s paid to King  
1845 Feb 12 John Garner versus unclaimed – pigs trespassing, damage 2s – sold for 2s 6d after 24 hours. Notice 2s paid Garner, 6d to fines  
1845 Mar 15 William Caines versus unclaimed – pigs trespassing, damage 10s – sold after 24 hours for 11s – 5s awarded Caines, 6s to fines  
1845 Mar 31 George Rees versus John Jackson – pig & goat trespassing, damage 20s – awarded damages 12s, costs 12s 6d  
1845 Jun 11 The Constable versus George Drake – drunkenness – discharged after 24 hours confinement  
1845 Jul 17 Samuel King versus S. G. Pope – abusive language – bound over in own recognizance six months, costs 15s  
1845 Oct 01 John Jackson versus Joseph Richards – obstructing Pigs on highway – compromised costs 7s 6d  
1846 Feb 23 John Garner versus Elizabeth Pope – abusive language – dismissed, no costs  
1846 May 07 W. J. Holder versus William Parker – attempt to destroy account books – dismissed, want of evidence, no costs
- 1846 Jul 22 Isabella McGregor (wife) versus John McGregor (husband) – assaults – recognizance (personal) to keep peace for 12 months – penalty £50, costs 14s 6d

Martial law promulgated at Petre 17 Dec 1846

Letter: Superintendent M. Richmond, Wellington to Samuel King, Esq., JP. dated 18 Mar 1847

Sir, In my Letter of this date, you are directed to transfer to Captain J. H. Laye (58<sup>th</sup> Regiment) the duly appointed Resident Magistrate for Petre, the Books, Records &c of the Police Office. I cannot however allow this opportunity to pass without thanking you for the assistance which you have afforded the Local Government since the Police Department was placed under your control, and expressing my approval of the manner in which you have discharged your duties.

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*Commencing at the front of this volume*

## Account of all Fines imposed in the Police and Petty Sessions Court at Petre 01 January 1845 to 31 December 1846

1845 Jan Nil  
 1845 Feb 10 Pig trespass in Mr King's gardens  
 1845 Feb 12 Pig trespass in J. Garner's gardens  
 1845 Mar 15 Pig trespass in W. Caines' gardens  
 1845 Apr-Dec Nil  
 1846 Jan-Dec Nil

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 Account of all Fees collected in the Police and Petty Sessions Court at Petre 01 January 1845 to 31 December 1845

1845 Jan 20	McGregor v. Rees	Information, Summons, three witnesses	11s 6d
1845 Feb	Nil		
1845 Mar 06	Swearing W. G. Bell to an affidavit		1s
1845 Apr 02	Rees v. Jackson	Information, Summons, three witnesses	12s 6d
1845 Apr 22	Alvah Smith	Bail Bond for License	5s
1845 Apr 22	William John Holder	Bail Bond for License	5s
1845 May	Nil		
1845 Jun	W. G. Bell	Swearing affidavit	1s
1845 Jul	King v. Pope	Information, Summons, two witnesses, personal recognizance	15s
1845 Aug-Sep	Nil		
1845 Oct 01	Jackson v. Richards	Information & Swearing, Summons	5s
1845 Oct 02	Richards v. Jackson	Information & Swearing	2s 6d
1845 Dec 09	Declaration of Henry Perkins preventive of the abduction of his child; 7 folios of 90 words		4s 8d
1845 Dec 09	Notice to Parties in the same; 1 folio		1s 6d

[undated]

**George Armstrong**, Master of the Schooner 'Edward Stanly' being duly sworn states that he arrived in Wanganui on the 14<sup>th</sup> instant from Wellington & Porirua. I had no passengers. Had there been any on Board should have known it. Don't know which vessel a woman called commonly the 'Spanish Queen' came here in. One of my men told the came ashore in my Boat. His name is Ery Stevens.

**Ery Stevens** sworn. On Thursday last went down to the 'Ocean' a Schooner that had arrived in Wanganui the day previous and brought on those from the Schooner, a female called commonly the 'Queen of Spain'. I belong to the 'Edward Stanly' he brought no passengers. Had there been any I must have known it.

**Walter Todd** sworn. There were no passengers on Board the 'Edward Stanly' on her late passage from Wellington. Had there been must have known it. There... in the ...\_oupeck.

Peter Crow sworn. Private in the Armed Police. On Monday last saw a female whose name is Elizabeth Spain at the house of a man in this Town. I have known the woman some time, she is commonly known by the name of the 'Spanish Queen'. On further examination the witness states he will not be positive that the woman was here on Monday. Thinks it must have been Tuesday when he first saw her, or the day after the arrival of the 'Ocean'. At the Police Station, where I took her, she told me she came here in the 'Ocean'.

The court having maturely considered the evidence brought before them relative to what vessel Elizabeth Spain arrived in and the Master of the 'Ocean' having admitted that from the evidence the woman must have come by that vessel are of opinion that she being a vagrant and common Prostitute should be returned by the vessel to the place from whence she came and an order has been given to the Master to that effect. A. Wyatt, D. S. Durie JP, George Rees JP.

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Account of all Fees collected in the Police and Petty Sessions Court at Petre 01 January 1846 to 31 December 1846

1846 Jan-Jun	Nil		
1846 Jul 22	McGregor v. McGregor	Information & Swearing, Summons, Evidence	14s 6d
1846 Jul 30	Swearing an affidavit for W. G. Bell		1s
1846 Aug-Dec	Nil		

Note: The District was under Martial Law from the 18<sup>th</sup> July 1846; no Official notice to this effect was received by The Police Magistrate until 17 Dec 1846.

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## Under Martial Law

Thomas Hicks and William Adamson, settlers of Wanganui, charged with selling Tobacco to Natives contrary to an order under Martial Law issued by Major Wyatt, 65<sup>th</sup> Regiment, ... commanding Forces at Wanganui dated 07 August 1847.

Taimone a Native states I came from Patea this morning bringing with me some pigs and potatoes. I was passing Mr Adamson's house when his wife called to me "how much for the Pigs" – I answered £1 5s. She offered me £1 for the pig, which I consented to take. Shortly after this, Mr Adamson came to the House and gave me in exchange for a Pig, four dollars, four heads of tobacco and a small piece of Pork. I wanted tobacco and I preferred that as part payment. Examined by the Defendant Adamson – You gave me the Tobacco not your wife. Stated before me this 12<sup>th</sup> day of August 1847 signed A. Chetham Strode JP.

Timoti a Native states I came from Patea this morning. I went to the house of Mr Hicks today to sell some pigs. I had also some Lampreys which I offered for sale. I received from a young woman there five heads of tobacco in exchange for two bundles of Lampreys. Mr Hicks only gave me two heads of tobacco in exchange for Lampreys. Mr Hicks was not present when I received the five sticks of tobacco from the female. Stated before me this 12<sup>th</sup> day of August 1847 signed A. Chetham Strode JP.

1847 Aug 20 Peter Wilson against G. Pope – claim for £9 13s 6d for services rendered and goods supplied. Verdict for complainant £9 13s 6d

1847 Aug 20 G. Pope against Peter Wilson – claim for £8 4s. Verdict for complainant £2 15s

1847 Aug 20 John McGregor v. S. G. Pope – claim for £5. Verdict for complainant £3

1847 Sep 01 William King Hulke v. John Handley – claim for £10 relating to an agreement at the commencement of which one cow was given; and at a later period sugar and flour to the amount of £1 16s. Adjudication: Court considered that the agreement was broken by Mr Hulke and not in consequence of Maori interference and that the cow was forfeited to Mr Handley and that the sugar and flour as a debt due to Mr Hulke should be paid by Handley – amount £1 16s 10d

1847 Sep 15 John Handley, carpenter v. Ulrich Prophett – claim for £17 4s 6d relating to an agreement for building a house. Court adjudges Ulrich Prophett to pay John Handley a balance of £7 4s 6d

1847 Sep 15 George Rees, surgeon & others claim £11 3s 2d from the late George Smith – the only effects are a questionable claim against Government for services performed by Smith whilst Constable amounting £8 8s. Court adjudges; that the house and ground, the property of the late Smith, now be sold by Public Auction on Wednesday next and out of the proceeds to pay the Creditors their demands – any surplus to be lodged in the Savings Bank Wellington for the benefit of the child (of the said late Smith) supposed at present to be up the river – the sum of £8 8s when paid by

the Government to be likewise deposited in the Savings Bank. House sold to McGregor for £29; paid debts £11 11s 8d; Balance lodged in Savings Bank Wellington to credit of £17 8s 4d.

1847 Sep 22 Tahana a Native versus Hori King a Native – claims payment for a pig – verdict for claimant £2

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The remainder of this volume (1848-1853) is packed with names and in some instances provides fuller details of cases heard.

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