ROBBERIES ATTRIBUTED TO THE CLARKE BUSHRANGERS. Robberies with a Judicial Decision. Warrant but no Court Case. No Warrant, No Court Case. Accused by police, newspapers, authors. Gang members are **Bold**. ** Discussed in the book. Judy Lawson Warrant **Date Stolen** Court Cases, including **Suspected Perpetrators** Result Source/s & Comment totals Judical decisions related or Reported to warrants No Warrant only Warrant No Warrants. Number 24 Jul.1856 1. White V Lynch – problems Thomas Benett, **Patrick** Bound to sureties to appear Bench Books on Microfilm, of with the sale of a horse O'Connell & Michael when called at the Court NSWSR. warrants Conan. House. No further appearances. 1.1 14 Nov.1856 Bell V Berryman Berryman assaulted Bell Berryman fined £5 NSWSR, Bench Books on at Thomas Keevil's Microfilm, 4/5517. because of argument with John Connell. John & Tom O'Connell, Fined £5 each and £3 cost 1.2 23 Feb. 1857 2. Unlawfully rescuing Goulburn Herald and County of John Keevil cattle Argyle Advertiser, 21 Mar.1857 July 1857 3. Horse stealing Tom O'Connell 1.3 Dismissed. No case to answer NSWSR Braidwood Magistrates in Dec. 1857, as the horse was 4/5518 sold, not stolen. Goulburn Circuit Court, 28 March 1 Aug. 1858 Horse stolen from William Bill Berriman Not Guilty. Hennessy. 1859. Stealing Superintendent 6 years hard labour. Goulburn Aug. 1858 Bill Berriman Zouch's horse and selling it circuit Court, 28 March 1859 Reports of Crime, 27 Sept.1858 Reports of Crime Two horses stolen – from Bill Berriman, Thomas 27 Sept. 1858 Edward Smith & Henry Lawless. Potter 1 Nov. 1858 Stealing Thomas Coles horse Joseph Berriman Reports of Crime 1 Nov.1858 ** Feb. 1859 1.4 4. Cattle Stealing, Moruya Tom & Pat O'Connell Tom was convicted, but gained | *Illawarra Mercury*, 8 Aug. 1859 & Tom was arrested 1 Jul an early release from gaol as 12 Dec. 1859 1.5 1859. 1859, and faced the the trial was deemed a mis-Reports of Crime 7 Jul.1859 preliminary hearing in trial. See full discussion in When Pat was captured 11 Dec.1861 his case was dismissed August 1859 and full book. hearing in Braidwood, 5 due to lack of ID. Dec. 1859. Untested | 7 Jul 1859 1. Stealing Thomas Coles Pat & Tom - horse. No further information on Reports of Crime. 7 Jul. 1859. Warrants horse near Nithsdale. Pat - cattle. Thomas Coles' horse. The The GH&C 6 Jul. 1859 reports on Pat also charged with warrant was revoked. the Broulee charge, stating Tom 2.1 2. stealing 25 head of cattle was the culprit - selling cattle to a 2.2 from Broulee. butcher in Broulee. However not 2.3 mentioned in court in August or December so it appears this story is false. 1.6 18 Jul.1859 **5.** Two bullocks, property of Tom O'Connell – brother | Michael lived on a farm of Mr Reports of Crime. 18 July 1859 Michael O'Connell of Michael O'Connell. Powell's, at Bungendore, some states that Tom was arrested, but years since. no conviction. Dismissed. Tom O'Connell. Case dismissed - Fairhurst Too much time had elapsed since 1.7 Jul. 1859 **6.** Tom charged with theft of horse from Thomas did not arrive at the court. animal reported missing. Reports Fairhurst. of Crime. **3.1.** Horse stolen from 30 Jul.1860 Pat suspected. Reports of Crime, 30 Jul.1860. Michael Carew, Bergalia ** 14 May 1861 1.8 7. Horse stealing from Hugh **Tommy Clarke** – his first | Not Guilty. SMH 12 Jun. 1861 Wallace warrant at 21 years old. 1861 3.2 Fifty head of Hugh Jingera mob headed by Golden Age 17 Oct.1861 Pat Pat O'Connell, Wallace's cattle stolen suspected but police have no evidence [or description] suspected. ** 13 Mar. 1862 NSWPG 1862, p24 1.9 8. Robbery Jermyn's dairy Tommy Clarke, Pat They were both discharged 1.10 O'Connell the next day when they appeared in court. 12 months gaol 12 Mar. 1863 9. Horse stealing, Tar, from Johnny Clarke Goulburn Herald, 14 Mar. 1863 1.11 George Hyland. Patrol Ballalaba to Tommy Clarke house to watch suspected horse stealers. Police Diary 10 Jan. 1863 3 Apr. 1862 New patrol station at Jingera, intended principally for suppression of cattle stealing 9 Feb. 1864 Orridge arrives in Braidwood. Police Diary 22 Mar. 1864 Constable Blanchard arrives - Police Diary. Becomes police informer when he resigns. 23 May 1864 Tom Connell early release from Berrima Gaol. 29 Jun. 1864 Constable Blanchard resigns and gave up his horse and kit. On 30.6.64 he secured his discharge. Police Diary Supposed to have been Week of 27 Jul. **3.3.** Horse stealing – Robert Description from 1862 file. NSWPG 27 Jul.1864 p231 1864 Gifford's horse stolen by Pat Connell 1 Sept. 1864 10. Charged with robbery, Tommy & Pat Tommy gave himself up on 13 GH&C 17 Jul. 1865. 1.12 1.13 reduced to illegal riding of Jul. 1865, for this warrant NSWPG 28 Jun. 1865 p236 Captain Natthey's horse. issued for illegal riding of NSWPG 9 Aug.1865 p287 Natthey's horse. The horse Vide Police Gazette, 19 Jul. 1865. was not stolen, it was in the The Braidwood Observerpolice paddock. Warrants | Miner's Advocate cancelled. 1.14 21 Sept. 1864 11. Horse stealing – Thomas **Tommy** & William Gardiner given 5 years. NSWPG 19 Oct.1864 p327 Coles' horse Gardiner Tommy's warrant cancelled. Vide Police Gazette, 19 Oct. 1864. 21 Nov. 1864 Stafford, Riley & McKeon to Bendora to arrest Tommy - shots fired, Tommy escaped. Sydney Mail 26.11.64 Week30 3.4. Horse stolen from M.W Supposed to be **Tommy**, Offender supposed to have NSWPG 30 Nov.1864 gone to Jingera or Collector. Nov.1864 Kelly Robbery of James Stewart. 30 Nov.1864 James Dornan. 18 months gaol. James did not join the gang until mid 1866. NSWPG, 30 Nov.1864 p385. ** 6 Dec. 1864 Robbery Cooma to Sydney William (Bill) Berriman NSWPG, 7 Dec.1864 p388. Bill Mail at Brookes Hill, and one other. was arrested in September 1866 Bungendore. in northern NSW and brought back to Braidwood to face this robbery. He was eventually released on his own recognizance. Johnny dismissed, James SMH 11 Mar.1865 1.15 6 Dec.1864 12. Receiving from Cooma Johnny & James Clarke given three years gaol. Mail robbery. 3.5. Araluen to Braidwood Michael Farrell, Tommy's cousin was the mail boy. Robbers were **10 Dec. 1864 **Tommy** and Bill Mail Berriman. masked. From *Empire*, 13 December 1864 ... Late on Saturday evening the mailman reported to the police office that while proceeding along Bell's Creek, he was stopped by two armed men. who took from him the mail bags from Crown Flat, Araluen, and Upper Araluen, besides two letter bags from Bell's Creek and Reidsdale. The robbers broke open all- the bags, excepting those from Crown Flat. Also see NSWPG 14.12.64 p396. End Dec. 1864 Bill left Braidwood and began work on the Wollumbi. He married Mary Whalan on 28 Feb. 1865 at the Catholic Chapel, St Josephs, Macdonald River, In April they moved to northern NSW, where he worked for Macleay Taylor for 17 months, until arrested by Walgett Police on 9 Sept.1866 for the Cooma Mail Robbery. He was brought back to Braidwood but did not face charges. 13 Mar. 1865 3.6. Araluen Gold Escort Supposed to be **Tommy.** Tommy was **not** the fourth NSWPG 15 Mar.1865 p95 says man. Daniel Ryan was **supposed** to be John Gilbert, Ben charged with being the fourth Hall, John Dunn & Thomas man, but his case was Clarke, Offenders allegedly stole 4 dismissed due to a proven horses on the 12 Mar.1866 from alibi. NSWPG 17 May 1865. Paul Burke, Jinglemoney. He was bailed and warrant was revoked. **1.12** -see **13 Jul. 1865 Tommy gave himself up to Orridge, for illegal riding of Bail had to be given as the police did not have convictable above Natthey's horse(1.12) and for 3. the attempted robbery of Tommy and Bill 2.4 From statements given to police the case against Tommy for this three Chinese at Major's Berriman. robbery is doubtful. Thomas Berry was seen fleeing the scene of the robbery. See discussion in book Chapter 5. Creek.(1.18) NSWPG, 30 Nov. Queanbeyan Age & General Advertiser, (QA&GA) 27 Jul.1865. 1864. NSWPG 19 Jul. 1865. QA & GA. 27 Jul. 1865 ** 19 Jul.1865 4. Arrest for robbery of Tommy. Never faced these charges. 2.5 Thurban's dray on 20 Jun Tommy was arrested at Hart's 1865 at Simon Corey's place. place but he escaped gaol before he could be tried. 3 Oct.1865 Tommy. Goulburn Herald & Chronicle. Escaping Gaol (GH&C) 1 Jun.1867. Reward £50 Queanbeyan Age & General Advertiser 12 Oct.1865 Later Mar Kee was charged with this murder, found not guilty. ** 14 Oct. 1865 **3.7.** Murder of Ah Fow. Tommy suspected. Then five Chinese were charged, but they too were discharged. Murder unsolved. It was thought to be due to arguments amongst the Chinese. Smith claims, p221, that Tommy was charged with this murder - he means suspected. No warrant issued. Dransfield posted a £10 reward. 27 Oct. 1865 Tommy and Bill Bill had left the district in **3.8.** Horse stolen from C.E. Dransfield, Millpond, Berriman December 1864. The horse was found in ranges, Jembaicumbene. near Clarke's farm in the week of 8 Nov. 1865 (NSWPG, p391) Mid Nov. 1865 Tommy & Pat outrode the police. They taunted the police. NSWPG 22 Nov. 1865 Nov/Dec. 1865 A new police station under Sergeant Byrne at Ballalaba was opened. Woodland & George Emmett, a black tracker, helped man the station. Police Diary. 13 Nov. 1865 Billy Noonang's body found. Freeman's Journal 4 Aug. 1866 says he was murdered on or about 23 Oct. 1865. Inquiry into Billy Noonang (an Aboriginal deceased) NSWPG 22 Nov. 1865 p406. £50 reward offered leading to apprehension & conviction NSWPG 29 Nov. 1865 p413. Police still collecting evidence and serving subpoenas in July 1866 - Police Diary. The week of 3.9. Two mares stolen from NSWPG 22 Nov. 1865. One mare **Tommy** No warrant issued. 22 Nov. 1865 Patrick Mulligan of was seen hobbled close to Clarkes Jembaicumbene. house, but no charges laid. 1.16 13 Dec. 1865 13. Horse stealing- *Fireball* **Tommy and Pat** Pat discharged. Tommy's NSW*PG* 31 Jan.1866 p42. Pat & Deception from John arrested but insufficient evidence. 1.17 warrant cancelled. Mellon. Pat discharged. NSWPG 27 Dec.1865 p451. Peter Smith p 222 claims Tommy Smith appears to forget to comment on the fact that these stole these horses. charges were dropped.p 222 **3.10.** First Foxlow Station Two men with masks On 23 Jan. 1866, John NSWPG, 10 Jan. 1866 - says ID **29 Dec. 1865 thought to be John O'Connell given 10 years for doubtful as Robbery masked O'Connell and Tommy, receiving. The Aiding & blackened faces. NSWPG, 24 Four others seen outside Assisting of Tommy charge Jan. 1866 p32. NSWPG 17 Jan. with masks or blackened was dropped. Charges dropped 1866 p18. QA & GA, 4 Jan. Many horses with saddle bags would be needed never against Lucy Hurley and Mrs 1866. Ben Jermyn, Edward faces were to remove all that was supposedly stolen from O'Connell forCronan and James McCurley identified. receiving. this robbery. But it appears the police only (NSWPG, 31 Jan. 1866). were arrested but not enough found goods with John O'Connell & Ben Tommy - no charges. evidence to convict. Both Jermyn. Have the store keepers given an discharged. Goulburn Herald 13 accurate account of the amount stolen? Jan. 1866. ** 13 Jan. 1866 **5.** Robbery at George Berriman & Warrant for Tommy & Bill SMH, 20 Jan. 1866, GH & C, 20 2.6 Kingsley – wore masks Berriman. Kingsley was not Jan. 1866. NSWPG, 24 Jan. Summers' Store. Jembaicumbene. and had blackened faces, mentioned in warrants. 1866. The GH&C says the and a blanket. (Bill was not in the district) description of robbers of the Tommy's warrant would Tommy never charged. Araluen Mail boy was given by be revoked when the three SMH 19 May 1866 states that Rev. Johnson, and Pennycook. It Chinamen were convicted. McGlone found the guilty party accords with the description of - King alias Ah Whet and Jan the two that robbed Summer's Swai. Both sentenced to 7 Store. This description does not years hard labour. NB none of fit the boys. the reports stated the robbers were Chinese. 13 Jan. 1866 **3.11.** Robbery of a hawker Tommy, Bill, & William This robbery could be related SMH, 16 Jan. 1866. and **3.12.** attempted robbery Kingsley to robbery 2.3 above. GH & C, 20 Jan. 1866. of Blatchford's in Major's Creek. 2.7 A few days later **6.** Stealing Edward Smith's Pat O'Connell. NSW*PG* 14 Feb. 1866 p54. The warrant was taken out as Pat had lent the horse to Tommy. Edward told Pat he had to cover himself. NSW*PG* 17 Jan. 1866 15 Jan. 1866 **3.13.** Robbery of Fraser & Tommy & Bill Berriman. Bill not in the district. **3.14.** Matheson on Major's Creek mountain. ** 15 Jan. 1866 **3.15.** Araluen to Braidwood Supposed to be Tommy Bill not in the district. NSWPG, 17 Jan. 1866, GH&C, 20 Jan. 1866. NSWPG, Mail. *GH&C* 20.1.66 and Bill Berriman. 24 Jan. 1866 p27. Offenders were masked and wearing red & brown blankets could only be ID'd by height. NSWPG 17 Jan.1866. 17 Jan. 1866 Reward for Tommy increased to £200. £100 for accomplices and £50 for info leading to conviction of Tommy or harbourers. **25 Jan. 1866 Tommy, Pat and Bill. Robbery at Gundaroo. Two stores, 3.16. Fraser's & 3.17. Affleck's. Empire, 13 Feb 1866. From the description given in NSWPG 31 Jan. 1866 they can only be identified as Tommy and Pat based on hair colour and height. Masked. Later guns stolen from this robbery were found hidden in the scrub at Gundaroo. Therefore unlikely to be the boys. One of the rings found on Pat when he was killed was claimed by Arthur Affleck, Gundaroo NSWPG 15.8.1866 p 302. This is a very long way for the police to take the ring. Affleck would The numbers refers to the no doubt claim it anyhow. QA&GA 1 Feb. 1866, states that the robbers in their search seemed number of warrants, two quite at home, one of them especially directing the other where to look for particular articles, people, two crimes, if and from this circumstance it is inferred that they were not strangers. evidence, for this category. 3.18. Robbery of Peter Last week of Tommy & Bill. NSWPG 31 January 1866 p 39. Supposed to have been stolen by Tommy & Bill. January McGregor's horse. Tommy & Bill. **3.19.** Michelago P.O. & **3.20.** Empire 21 Feb.1866 says supposed to be the Clarke gang. 3 Feb. 1866 NSWPG 7 Feb. 1866, says it was Tommy & Bill, but no Cameron's store 8pm, NSWPG 7 Feb.1866 p45 description given. Bill not in the district. Week ending NSWPG 7 Feb. 1866. Dwyer's horse seen in Tommy's possession.. **3.21.** Horse stolen from Tommy. 7 Feb.1866 William Slade of Major's $Vide\ PG\ 24\ Feb.\ 1866\ p28.$ No warrants. Creek. **3.22.** Also from John Dwyer. ** 7 Feb. 1866 3.23. Goulburn Mail QA & GA, 15 Feb. 1866. Police had heard that Tommy was going **Tommy** attempted robbery to stop the Goulburn Mail and so on Wednesday morning it was escorted by two policemen. When near Towrang a suspicious looking man on a black horse was seen in the bush near the road. He rode off when he saw the police. It is thought that this is one of the parties engaged in the robbery on Thursday (8 Feb. 1867). Tommy owned a black horse and so it must be him. **8 Feb. 1866 3.24. Yass Mail at Mutbilly **Tommy** plus two others. The NSWPG 14 February 1866, does not name the offenders. NSWPG 14 Feb.1866 p52 The *Empire*, from the *Goulburn Argus* named Tommy and gang. Empire, 13 February 1866. The description of the thieves does not match the gang. Goulburn Herald & Chronicle, 14 February 1866 states that Thomas & George Coyle and George Humphries were charged of robbing the Yass Mail on the 8 Feb.1866. It was thought that whoever robbed the Yass Mail, also robbed Baker's the same night and Currawang mine the next night. **3.25.** Robbery at Manar Inn. ** 10 Feb. 1866 Tommy, Tom & Bill. After this robbery two men held up some nearby campers who 9pm. (NSWPG 21 Feb.1866 ID'd them as Tommy & Tom. Goulburn Herald & Chronicle 14 Feb. 1866. Empire 19 Feb. 1866. Bill was not in the district. p61). Robbery at Mick O'Connell's Mick was away form 22 Feb. 1866 The goods were found near the river. Were they goods from home. His son Cornelius Foxlow or legitimate goods for the household at the hotel? The reported the robbery at police thought the latter and did not check with Foxlow. Ballalaba police station. Empire, 27 Feb. 1866. **23 Feb. 1866 Warrants only for **Tommy**, NSWPG 18 Apr. 1866 2.8 Robbery, imprisoned police Tommy, Tom. Pat, Tom, Pat for robbery under William Bruce stood trial for 2.9 Araluen & Mudmelong. Johnny, William Bruce. arms of William Morris, this offence 18 months later, but 2.10 7. At 8pm Tom robbed Bill Berriman accused by Edward Eaton of Crown Flat, Braidwood correspondent. publican, Mudmelong on the not guilty due to lack of ID. Pat Newcastle Chronicle and 23 Feb. 1866. NSWPG 7 March was killed before he Araluen: **8.** At 10.30 pm, Tommy, Tom Hunter District News.10 captured. Tommy, Tom and March 1866. & Pat robbed Wm Morris, Johnny were never charged. Mudmelong. NSWPG 21 Mar. 1866 p101 - crime reported no suspects named. 3.26. Robbery Bungendore 9 Mar. 1866 Smith says suspicion fell Police Station on the *Clarke gang*. No Freeman's Journal, 24 Mar. 1866, says no clue as to the robbers. reference. Robbery occurred during the night. ** 13 Mar. 1866 **3.27.** Braidwood – Clarke, Berriman & third NSWPG 27 Jun. 1866 p232. QA&GA 22 Mar. 1866 says probably Queanbeyan Mail. 6.30am at but not certain Clarke, Berriman and a third person. Red person. blanket covering heads and reaching to their middle, holes cut for Boro. eyes. Ellen O'Connell passed halves of bank notes from this robbery, but was not questioned about where the notes came from in her depositions. Despite the lack of evidence or an arrest, Smith, p 260, claims it was the boys. ** 22 Mar. 1866 Tommy, Pat, Robert After seemingly accusing the boys Smith does concede, in a brief **3.28.** Robbery at Bunyan Kinchela & Andrew Tyrie. sentence that no warrants were out as not positively ID according Hotel. masked Robbers at to the NSWPG, 18 Apr. 1866. The Age, Melbourne, 4 Apr. 1866, Bunyan & Rosebrook. Bill reports their faces were covered at Bunyan and Rosebrook (from the *Monaro Mercury*). Berriman not suspected NSWPG 28 March 1866. ** 22 Mar. 1866 3.29. Robbery of Rosebrook Tommy, Pat, Andrew NSWPG 28 March 1866. Mrs Hartnett identified Pat & Tommy Tyrie & Robert Kinchela. and Bill Berriman. She said the O'Connell's had previously lived Station. at Rosebrook. The next week one of the horses Tom O'Connell had (suspected by the police) was identified as the one supposedly missing from Rosebrook in the Goulburn Herald & Chronicle, 7 April 1866. However there was no entry for the stolen horse in the NSWPG. **24 Mar. 1866 **3.30.** Assault, Atkinson, Tommy, Johnny, Tom. Freeman's Journal, 31 Mar. 1866 Jembaicumbene, dusk. NSWPG, 4 Apr. 1866, p118, says 28 Mar. 1866 **3.31.** Braidwood Mail robbed Two armed men. Smith near Springfield Station. thinks they are the other very doubtful case. half of the gang. (p. 271) 29 Mar.1866 **3.32.** William Gilligan NSWPG 4 Apr. 1866 p118 – *little* Tommy & 2 others stopped about 5am near if any foundation for this report. Norman's Thomas Roberts in Hassall's court Public House between case said that this was William's excuse for drunkeness and being Araluen & Major's Creek and robbed of 15s & hog skin late to work. saddle 9. Robberies and 14. 1.18 Pat, NSWPG, 18 April 1866, p136. ** 9 Apr. 1866 Tom, Pat, Tommy, Bill Warrants Tom, and Joe Berriman and 2.11 wounding Emmott at Deep Tommy, Bill and Joe Tom and Joe were the only ones 2.12 Creek. William Fletcher. Berriman for robbing the to face court over this. Joe was 2.13 Nerrigundah Mail. And found not guilty. Bill not in the warrants for the above for district. NSWPG, 16 May 1866 p robbing and wounding John 178. Tom was given a Emmott. sentence. Pat was killed in July 1866. 1.19 Tommy and Pat were later made outlaws for not surrendering by * 9 Apr.1866 10. Robberies at Tom, Tommy, Pat and 2.14 - 2.16Nerrigundah, and 15. William Fletcher. 5 June 1866. Warrants for murder were out for Tommy, Pat, murder of Miles O'Grady. and Tom for murder. NSWPG, 9 May 1866. NSWPG, 6 Jun. 1866 p203. No 22 May 1866 **3.33.** Robbery of James Tommy & Pat Armstrong publican of description of the offenders. Araluen on his way home Goulburn Herald, from Braidwood. 30 May 1866. Week of NSWPG, 23 May 1866 p187 **3.34.** Two horses stolen from Supposed to have been 25 May 1866 Henry Crossley, a butcher of stolen by Tommy, Pat, & Araluen. <u>Tom.</u> NSWPG, 13 June 1866. No 1 Jun 1866 **3.35.** Levy's Store, Michelago. Supposed to be Clarke, Connell and Matthew description of the offenders. Hyland Harbouring an outlaw. William Bruce SMH, 16 August 1867. 3 Jun. 1866 Discharged as the charge was two days before outlawry was declared. Outlawed Tommy & Pat. 5 Jun. 1866 Rewards: Tommy £500, Pat £300, accomplices £200. NSWPG, 18 Jul.1866 p260. No 4 Jul. 1866 **3.36.** Robbery of Thomas Wall Tommy, Pat, Tom. at Balanafad. description. SMH, 12 Jul. 1866. Commuted to 6 Jul. 1866 Charge of Receiving. Ellen Connell (John's wife) | Ellen was given five years spent the stolen halves of 3 years for giving info against six £1 notes in Major's Ck. Old John re Billy Noonang. ** 9 Jul. 1866 **3.37.** Robbery of Chinese at Tommy, Johnny, Pat, William Bruce was charged in Nov. 1866. Not Guilty. Big Hill. **Tom** and William Bruce. The NSWPG, 25.7.1866 p270 states that various sums of money No description. were stolen and ends the report of the robbery from subsequent enquiries made by police there appears to be no foundation for the above report. The Empire, 18 July 1866 was able to report a sum of £50 had been taken and that only one Chinaman was imprisoned all day. NSWPG, 1 Aug, 1866, p279 states that the silver watch, and a saddle, found with Pat O'Connell's dead body, was stolen from a Chinaman at Big Hill. The Sydney Mail, 14 July 1866, says that at least eleven men were detained all day. NSWPG, 18.7.66 p260 10 July 1866 **3.38.** Ah Hoy robbed. Tommy Clarke and Two masked men, both 30-35 yo, both with black hair. Tommy gang had a sandy hair colour and was 26 y.o. 12 July 1866 Old Clarke charged Old John Clarke Old John Clarke was charged with the murder of Billy Noonang on the evidence of Ellen Connell. (see above) Her evidence was questionable. It was thought to be payback because Old Clarke had not put up bail when she was arrested. Her sentence for five years was reduced to three years due to her evidence against Clarke. ** 16 Jul 1866 3.39. About 3pm robbed Tommy, Pat, Tom & Morris petitioned the Legislative Assembly 16 Nov, 1866 as he Ronald Johnson, Moruya lost £266.10s. between 26 Feb.1865 and 16 Jul.1866 due to Johnny. mailboy at Mudmelong, and depredations of Tommy Clarke and gang. Plus his attendant 3.40. William & John Morris expense for his wife due to excessive fright. NSWPG 25.7.66 of Mudmelong & 3.41. John p270. Empire, 21 July 1866. No description. This robbery, King of Araluen robbed at according to the newspaper, was the fourth time Morris's store had been held up by the gang, but apart from the incident on 23 Mudmelong. Feb. 1866 no other warrants had been taken out by the police for the offences against Morris or Eaton. The mail boy lost his horse, saddle and bridle, and the mail was ransacked. John Larcome, collecting for Edmund Smith, butcher of Araluen, lost £25. From the Morris's and John King, fifteen £1 notes, £9 in gold and a double barrelled gun were taken. 17 Jul 1866 Pat ambushed and shot in the Creaghe promoted to Sub-Inspector. NSWPG, 1 August 1866, p 279. Description of robbers does ** 24 Jul. 1866 **3.42.** Robbery at Manar Tommy, Johnny, Tom. Station. match the gang. NSWPG, 29 Aug. 1866 says the stolen Lancaster alleged to be seen in Johnny's possession later. 11. Warrants for aiding Pat 2.17 ** 25 Jul. 1866. Johnny Clarke and Thomas Lawler was not NSWPG, 8 Aug. 1866, p 293. Connell. Thomas Lawler. present when police killed. Creagh not only wrongly ID'd Johnny not charged. He was Lawler, he also thought Tommy only thought to be present. was present. Tom was not ID'd. The warrant was revoked. 27 Jul. 1866 **3.43.** Yass to Goulburn Mail, Tommy, Johnny, and NSWPG, 1 Aug.1866 p278. The complexion of the robbers tallies 5.30am. Little Razorback. Tom with the gang but height and ages do not. 31 Jul. 1866 **3.44.** Bungendore and QA & GA, 9 Aug. 1866. In a letter to the Editor the author writes Clarke and mates. Queanbeyan Mail Robbery at as though he knows Tommy and identified him. Author's name the Sandhills. withheld. Tommy, if it was him, did not know the author. He called him Mr White-hat. ** 23 Aug. 1866 | **3.45.** Second Foxlow robbery Clarkes & Tom One was masked and unidentified. Newspapers accuse John O'Connell but he was in gaol. Smith, p341, claims Johnny was formally charged with this robbery - his source being the Return of Offences. These are not a list of charges, but a list of suspected crimes only. SMH, 31 Aug. 1866 from QA, 25 Aug. 1866. NSWPG, 29 Aug. 1866. No description. **3.46.** William Myers store The boys wanted to speak to William Myers. They held up his 27 Aug. 1866 Clarkes & Tom near Exeter Farm. 3.47. son Matthew and sent his horse home, hoping that would lure Matthew Myers, & 3.48. William out. However he sent two of his younger children to find James Badgery, their brother. They were also captured. William still did not appear - believing these murderous villains would not harm Jembaicumbene children, which of course they didn't. As to the robbery, the NSWPG states that Johnny, Tommy and Tom robbed several pound notes from Myers and Badgery and also a cheque for £6.2s.6d drawn by Mr Dransfield in favor of Hetherington. NSWPG, 5 Sept. 1866, Empire, 3 Sept. 1866. 9 Sept. 1866. Bill Berriman arrested in Walgett. Charged with robbing Cooma mail on 6 Dec 1864. **10 Sept. 1866 **3.49.** Third Foxlow robbery. No names of accused in QA&GA, 20 Sept. 1866 and SMH, 18 Sept. 1866 from GH 15 Sept. 1866. One paper said the robbery was revenge for John the papers, but Clarke O'Connell, the other said for Tom O'Connell. No entry in gang suspected. NSWPG. Johnny & Tom -NSWPG, 3 Oct. 1866 p354 – says 25 Sept. 1866 Long Flat robbery of **3.50.** W E Quelch & **3.51.** Mr wearing masks. Smith it was John Clarke and Thomas says it was the Clarkes Connell. No description. Dallas Sydney Mail, 6 Oct. 1866 p3 and but both newspaper SMH, 1 Oct. 1866 - from reports say they had red silk masks and could not Braidwood Dispatch. be recognised. NSWPG, 3 Oct. 1866 p358 26 Sept. 1866 Arrested for Aiding and Lucy Hurley & William Both Lucy and Bruce were Abetting **Thomas Connell.** Bruce. bailed. William & Lucy charged with aiding and abetting Thomas Connell. Lucy won't prosecuted if she gives evidence against Michael O'Connell. Depositions of William & Lucy, 12 March 1867. ** 5 Oct. 1866 **3.52.** Attack on the camp of Tommy, Johnny & 2 Boys never charged. the four Special Constables. others. 9 Oct. 1866 **3.53.** Robbery of Too Fee Tommy & Tom NSWPG, 17 Oct.1866 p370 No description. Alick would get six years gaol. He only served two years as he ** 20 Oct. 1866 **3.54.** Robbery of Joseph Clarkes, Tom, Alick Taylor's Little Bombay, gave information in the trials of Mick O'Connell and Patrick & Bradley. Michael Griffin. In Alick's trial, SMH 12 Nov. 1866, there is no mention of the involvement of the Clarkes. QA&GA, 25 Oct. 1866, NSWPG, 24 Oct.1866 p378 and NSWPG, 31 Oct.1866 p3. NSWPG, 31.Oct.1866. 22 Oct.1866 **3.55.** Robbery of Little River Tommy, Johnny, Tom Gold Escort and 3.56. Richard Smith & 3.57. Thomas Dawson. Receiving - First Foxlow 24 Oct. 1866 Ben Jermyn in court Seven years gaol. Goods found in his house. robbery on 29.12.65. NSWPG 7.11.66 p396 Week of 24 NSWPG, 24 Oct.1866 p379. No 3.58. Horse stolen, the Tommy & Tom Oct.1866 property of Donald McDonald suspected. description. **3.59 - 3.62.** Four Chinese NSWPG, 7 Nov. 1866 p 394 says Ah Chong, Ah Leon, Ah Harm, 28 Oct. 1866 Tommy, Johnny & Tom robbed at top of Araluen suspected. & Ah Goon, were allegedly stopped by Clarkes & Tom robbed of a Mountain. horse, silver, gold, pipes, coats, hat, saddle and bridle. No description. NSWPG, 14 Nov. 1866 says goods and horses recovered by Ballalaba police after an encounter with armed offenders. Three horses, three saddles & bridles and three revolvers - a Dean & Adams, a Colt and a Tranter were returned to the Chinese. The Gazette did not say who the offenders were. 1 Nov. 1866 Ballalaba police – Byrne, Tommy, Johnny, Tom. GH&C, 10.11.66 p3. Brennan p24. James Griffin saw the police Kelly, Callanan, Emmet came Tommy shot in leg. take the boy's horses and so he took horses to them before police upon the boys. could return. No warrants issued. Robert Vincent was the name NSWPG 21 Nov. 1866, p410. 7 Nov.1866 Stolen from Robert Vincent of Araluen. Open-faced silver of the tutor Michael O'Connell A search of the serial number in Geneva watch, No. 6784 over employed for his children. the NSWPG only returned one 576, one gold wedding ring, entry, that of Robert Vincent's, one gold keeper ring, one gold indicating he was not fencing ring set with pearls. stolen property. Indeed it would be rather stupid to report it if it had previously been stolen. NSWPG, 18 July 1866. John died Murder of Billy Noonang. Old John Clarke. John was sick with influenza 7 Nov. 1866 n gaol on 7 Nov.1866, before his desponding in his mind. William McIntosh & Patrick 9 Nov.1866 Supposed to be **Tommy &** NSWPG 21 Nov. 1866 p410. No **Johnny** Silden, hawkers, were description. searched by two armed masked men. Nothing taken ** 14 Nov.1866 See Tom captured. Tom arrested for O'Grady's NSWPG, 1866 p385 arrested 8 Emmott's miles from Ballalaba by Byrne, above. murder and for Callahan & O'Loughlin & Geo wounding. Charge O'Grady dismissed. Tom was Emmott. given a life sentence. Clarkes & Dornan. Ah How's watch was returned 2.18 **3.63.** Robbery, Chong Chong's Warrant issued for **Dornan**. 20 Nov.1866 NSWPG, 5 Dec.1866, list of after Tommy was captured. 3.64. & Ah How's Stores. goods taken. 27 Nov. 1866 Michael O'Connell's hut, at NSWPG 12 Dec. 1866 p436. Hut was formerly occupied Jingera, burnt down by by police when they were persons unknown. in the area. 3.65. Robbery of the Yass to ** 7 Dec. 1866 Tommy & Johnny. Neither the Sydney Mail 15 Dec. 1866 or the NSWPG 12 Dec. Goulburn Mail at Little 1866 give a description of the offenders. Razorback Special Constable's arrests for Patrick Griffin GH & C 19 Dec. 1866. 29 Nov. - 6 Dec. and Michael O'Connell 1866 harbouring arrested on 29th Nov. Anne & Margaret Clarke on the 6th Dec.1866. 13/14 Dec. 1866 More harbouring arrests Henry McCurley arrested There was no case against GH&C, 25 Dec1866 on 13th Dec. and Michael Anne, Margaret or Henry. Griffin on the 14th Dec. The Griffins and Michael were sent to court in Sydney. 1866. Griffins acquitted. Mick was given seven years gaol. 29 Dec. 1866 Carroll's arrest for first Tom Berry Dismissed – no evidence. GH&C, 25 Dec. 1866. Foxlow robbery. Arrested to protect him as the informer. ** 31 Dec. 3.66. Robbery of Tommy. a Clarkes & Scott NSWPG, 9 Jan. 1867 says this is a doubtful case. But Smith, Chinaman, and 3.67. James 1866. 2015, says, with no evidence, that it was the boys. James was a Hyland. friend of the boys and it is likely he was claimed to have been robbed, rather than chancing an arrest for harbouring. No description. 2.19 ** 9 Jan. 1867 12 - 15. Special Constables Clarkes, Scott & James The Inspector General could not find enough evidence to charge 2.20 are murdered Griffin. the boys for these murders. James was never part of the gang. He 2.21 was a suspected harbourer and telegraph. This warrant was cancelled in June 1867 when it was decided there was not enough evidence for murder and the boys were charged with Wounding Walsh and Sir Watkin Wynn. **3.68.** Attempted robbery of 14 Jan. 1867 Clarkes & Scott NSWPG 23 Jan.1867 p29. the Mongarlowe Gold Escort Shots were exchanged with the police. No charges laid. and robbery of **3.69.** Henry Description of Bill Scott only. Lamb & 3.70. John Clowry & Smith, p 458, claims they had revolving rifles but sources do not a **3.71.** Chinaman on the support this claim. See discussion in the book in Chapter 8. Mongarlowe Rd. 14 Jan. 1867 The Govt. will pay £5000 for apprehension of all parties concerned in the murder. £1000 for Proclamations. apprehension of one of the murderers. Free pardon to any accessory giving evidence that leads to a conviction. Any harbourers will be classed as accessories to the murders. Further Sir John Young calls upon every citizen to employ every means to assist the police to bring to justice all abetters, harbourers and receivers of Thomas Clarke and his associates. 2.22 15 Jan. 1867 3.72. Little River Gold Escort, Clarkes & Scott Smith, p 457/8 claims the NSWPG 23 Jan.1867 Araluen Mtn road near Bell's boys were armed with 3 Warrant issued for Bill Scott rifles and 3 only on 15 Jan. 1867 for Hornby's Creek. 3.73. Robbed John Hornby. revolvers each, at Little robbery. Smith on p 457 says River. However his reference they robbed John Hornby. for this crime does not describe any weapons, nor No charges were ever laid. does any other reference. Empire, 19 January 1867. 15 Jan. 1867. Clarkes & Scott. GH & C, 19 Jan. 1867. **3.74.** Robbed passengers of the Araluen and Monga Coach of £70 - £80. **Clarkes and Scott** £150 in gold. Sydney Mail. 26 Jan. 1867 3.75. Robbed Myer's Store NSWPG, 6 Feb. 1867. 2 Feb. 1867 **3.76.** Robbery of Goulburn to NSWPG 27 Feb. 1867 says robbers were masked. The only ** 22 Feb. 1867 Clarkes & Scott. Sydney Mail, 4 miles from description that could be given was hair colour and height. They Goulburn. had revolvers and one revolving rifle. Supposed to be Clarke & gang. Smith, 2015, says it was the gang. John D Lang however uses the word leader, not Tommy. ** 27 Feb. 1867 3.77. Yass to Goulburn Mail Clarkes & Scott. NSWPG, 27 February 1867, p69. Empire 5 March 1867. NSWPG, 6 Mar.1867. GH& C, 2 Mar.1867. One robber not disguised. Two had face masks. Description vague. No description in the NSWPG's. Clarkes & Scott. Empire 5 Mar.1867 27 Feb. 1867 **3.78.** The horse *Greenwattle* belonging to Patrick Lawler, No description given. was taken from John Cusack place near Mutbilly. ** 2 Mar. 1867 According to the QA & GA QA&GA, 7 Mar. 1867 3.79. Fraser's Store, Clarkes & Scott. Gundaroo. offenders compelled NSWPG, 6 Mar.1867 p77 other horsemen to show them No description of the offenders. the back way into Fraser's. If the boys had robbed Fraser's, for five hours on 25 Jan. 1866, they would know the back way to the store. **3.80.** Robbed Frank Louise, at Clarkes & Scott NSWPG 13 Mar.1867, p86. No 4 Mar. 1867 4 miles from description. 7am. Bungendore while on his way to Yass. ** 6 Mar 1867 **3.81.** William's Boro Inn Clarkes & Scott NSWPG, 13 Mar.1867. p86 No description. Robbed of a saddle and bridle and two horses, the property of Mr 11.30pm. Williams and Mr McNamara, mail driver, Queanbeyan. NSWPG, 20 Mar. 1867 p95, Clarkes & Bill Scott stole a new 3.82. Stolen from Williams & 6 Mar. 1867 Clarkes & Scott **3.83.** McEnerney, **3.84.** Pat saddle and bridle, the property of Patrick Carroll, junior, of Carroll & 3.85. Rev Mr Bungendore, and a double rein bridle, the property of the Rev. Luckey Mr. Luckey. Suspected crimes, 15 (Brown) + 84 (Purple) = 104 alleged crimes which were never tested in court. Robberies only 11 (Brown) + 81 (Purple), ** 9 Apr. 1867 Unidentified body found at The police claimed the body was that of Bill Scott and that the boys killed him. The jury at the inquest found that the deceased, Manar. name unknown and no means of ascertaining cause of death. Apr. 1867 Reward. Tommy £1000; Johnny £500** 27 Apr.1867 Captured. Tommy & Johnny. GH & C, 1 Jun.1867 p5 Berry was the informer and Apr. 1867 Harbouring. Tom Berry arrested Dismissed. claimed £500. ** 28 May 1867 James Griffin. SMH, 31 May 1867 Trial for murder of John Not guilty Carroll on 9 January 1867. ** 27 May 1867 16. Wounding Walsh & Wynn Guilty of wounding Walsh 1.20 Tommy & Johnny. SMH, 31 May 1867 1.21 with intent, at the capture of with intent. They were hanged on 25 Jun. 1867. the boys. ** 16 Sept.1867 Murder of Patrick Kennagh. James Griffin. Guilty. Sentenced to death but James was released from prison commuted to life. commuted in Sept. 1880 with TB. He died in to life August 1881 in Dubbo. ** 19 Aug. 1867 Not guilty Trial for harbouring Pat & Michael Griffin. NSWSR Regina V Patrick & Michael Griffin Michael O'Connell. SMH, 22 Aug.1867. 20 Aug. 1867 Trial for harbouring 7 years gaol. Make sure the following agrees with spreadsheet Crimes that led to a Court Case and/or Warrants. Historically the terms dismissed and discharged appear to be used interchangeably when there was no convictable evidence for the offence. Date Offence Court & Offender & Result Warrant Only & Offender 1.1: Pat. Bound over. 24.7.56 Horse sale problems 1.2: Tom. Fined 23.2.57 Unlawful rescue of cattle. July 57 1.3: Tom. Dismissed. Horse was sold not stolen. 1.4: Tom. 7 years, mis-trial. Cattle stealing Feb. 59 1.5: Pat. Warrant cancelled when caught in 1861. 18.7.59 1.6: Tom. Dismissed. Michael O'Connell's cattle, Bungendore. Horse stealing too long ago. Thomas Fairhurst did not July 59 1.7: Tom. Dismissed. appear in court. Horse stolen from Hugh Wallace. Hugh did not agree 14.5.61 1.8: Tommy. Not Guilty. with the verdict and cancelled Old John's tenancy agreement. Pat and the Jingera mob suspected of stealing 50 head of Hugh's cattle in retaliation. 11.12.61 Horse was sold. 1.9: Pat. Downgraded to illegal riding. 13.3.62 1.10: Tommy Discharged. No ID Jermyn's dairy. Discharged. No ID. 1.11: Pat. 1.12: Johnny. 12 months. Stealing the racehorse *Tar*. 12.3.63 9.2.64 Superintendent Orridge arrives 1.13: Pat. Discharged. 1.9.64 Stealing Capt. Natthey's horse. Horse in police 1.14: Tommy. Warrant cancelled. paddock. 21.9.64 1.15: Tommy. Warrant cancelled William Gardiner convicted for stealing Thomas Coles' horse. 1.16: Tommy. Bailed for Chinese and Tommy gave himself up for Natthey's horse 12.11.64 not charged when captured. (1.13 above) and for robbing the three Chinese. 6.12.64 1.17: Johnny. Dismissed. Receiving from the Cooma Mail. 19.7.65 2.4: Tommy. Arrested for Thurban's robbery by escaped gaol before his court case. He was not charged when later captured No evidence for stealing race horses *Deception and* 22.11.65 2.5: No evidence that Tommy stole Mulligan's two horses. Fireball or Mulligan's two horses. Warrant dropped. 1.18: Pat, discharged. 13.12.65 1.19: Tommy, charges dropped. 13.1.66 2.6: Tommy. Robbery of Summer's Store, Jembaicumbene. Two Chinamen convicted. Jan. 66 2.7: Pat Edward Smith lent Pat his horse and had to report it as stolen or be charged. 23.2.66 2.8: Pat Robbery of Morris' store, Mudmelong. Police held hostage and guns stolen. Warrants were issued but the 2.9: Tom 2.10: Tommy case was never tested in court-possibly for the bad publicity it would bring to the police. 2.11: Pat 9.4.66 1.20: Tom. Life sentence. Robbery and wounding John Emmot. 2.12: Tommy 9.4.66 1.21: Tom. Dismissed. Tom not in 2.13: Pat Murder of Miles O'Grady. No evidence, never charged. Nerrigundah that night. 2.14: Tommy Aiding Pat O'Connell. Never face court. 25.7.66 2.15: Johnny 2.16: James Dornan 20.11.66 Tommy, Johnny and James suspected of robbing Chong Chong's store. 9.1.67 2.17: Tommy Warrants for killing the Special Constables. Never 2.18: Johnny's charged. 2.19: Bill Scott 15.1.67 2.20: Bill Scott Tommy, Johnny & Bill were suspected of robbing John Hornby. Also attempted robbery of Little River Gold escort -1.22: Tommy. Tommy & Johnny were hanged for wounding Walsh. 27.5.67 1.23: Johnny: There were 29 warrants, for the Clarke and O'Connell boys, in total issued before the gang was formed on the 9 April 1866. Twenty-seven, 93 per cent, did not result in a fine or gaol term. After the gang was formed there were 11 warrants issued for these boys. One of these resulted in a gaol term, later proven not guilty, and two others resulted in the death penalty. In total 40 warrants for the Clarke and O'Connell boys. Before Orridge arrived on 9 February 1864, 16 warrants were issued to the Clarke and O'Connell boys, over 39 months. Of these two were minor convictions with no incarceration; two resulted in a gaol term. One gaol term was the result of a mis-trial. After the 9 February 1864 until the last of the gang were captured, a period of 91 months. There were 24 warrants issued to the Clarke & O'Connell boys: 22 with no conviction and one with a wrongful conviction. This equates to less warrants per month, but accusations that should have had a warrant if there was evidence was 122 in 91 months compared to 2 for 39 months before Orridge. In total 40 warrants. Suspected offences. No warrant. No Court Case. 3.1 3.22/3 7.2.66: Tommy. 3.112-30.6.60: Pat. 3.52-5 9.7.66: Tommy, Johnny, Pat * 28.10.66. Clarkes & 3.123 Tom. Tom. 3.2 1861: Pat. 3.24 7 Feb. 66. Tommy. 3.56-59 10.7.66. The Gang. 3.124-27 9.11.66. Clarkes. 16.7.66. Tommy, Pat, Tom & 9 Feb. Superintendent 3.25 8. 2.66. Tommy. 3.60-71 3.128/9 20.11.66. Clarkes Orridge arrives. 1864 Johnny. 3.3 27.7.64: Pat. 3.4 30.11.64: 3.26/7 10.2.66. Tommy & Tom. 3.72/3/4 24.7.66. Clarkes & Tom. 3.130/1 7.12.66. Clarkes. Tommy. 3.5 10.12.64: 3.27/8/9 9.3.66. Tommy, Tom & 3.75/6/7 27.7.66. Clarkes & Tom. 3.132-5 31.12.66. Clarkes & Tommy. Scott. 3.6 13.3.66. Clarke. 3.78-80 14.1.67. Clarkes & 13.3.65: Tommy. 3.31 31.7.66. The Gang. 3.136-3.144 Scott. 3.7 14.10.65: 3.32/3 22.3.66. Tommy & Pat. 23.8.66. Clarkes & Tom. 3.145-9 15.1.67. Clarkes. 3.81/2/3 Tommy. 3.8 27.10.65: 3.34/5 3.84/5/6 27.8.66. Clarkes & Tom. 3.150-22.3.66. Tom & Pat. 26.1.67. Clarkes. Tommy. 3.152 3.9 29.12.65: 3.36/7/8 24.3.66. Clarkes & Tom. 3.87/8/9 10.9.66. Clarke gang. 3.153-5 22.2.67. Clarkes & Tommy. Scott. 3.10/11 3.39/40 13.1.66: Tommy 28.3.66. the Gang. 3.90-93 25.9.66. Johnny & Tom. 3.156-8 27.2.67. Clarkes & Scott. 3.12/13 | 15.1.66: Tommy. 3.41 29.3.66. Tommy. 3.94-101 5.10.66. Tommy & Johnny. 3.159-61 27.2.67. Clarkes & Scott. 3.14 15.1.66: Tommy. 3.42/3 22.5.66. Tommy & Pat. 3.102/3 9.10.66. Tommy & Tom. 3.162-4 2.3.67. Clarkes & Scott. 3.15-18 25.1.66. Tommy 3.44/5/6 25.5.66: Tommy, Pat & 3.104-6 20.10.66. Clarkes & Tom. 3.165-7 4.3.67. Clarkes & & Pat. Tom. Scott. 3.19 Jan. 66: Tommy. 3.47/8 1.6.66: Clarke, Connell. 3.107-9 22.10.66. Clarkes & Tom. 3.168-70 6.3.67. Clarkes & Scott. 3.49-51 6.3.67. Clarkes & 3.20/13.2.66. Tommy. Gang is formed. 3.110/11 24.10.66. Tommy & Tom. 3.171-3.182 Scott. 4.7.66. **Tommy, Pat, Tom** Members were accused of 79 crimes with no warrants or court cases from 1856 – 1867. These crimes were the result of creative thinking by the newspapers, the police and some authors, as there was no evidence of involvement. If there was evidence there would be at least 183 warrants issued.