

Family Story of: **John and Mary Ann Hardman**

1. Lancashire and Yorkshire, England
2. Four Mile Flat Goldfield near Avoca, Victoria
3. Bendick Murrell, NSW
4. Daughters - **A**da & **E**mily Hardman at Bendick Murrell, NSW



Book 4

John and Mary Ann Hardman

++ Daughters Ada Anne & Emily Constance Hardman ++

JOHN and MARY ANN HARDMAN

Daughters **Ada Ann Hardman** and **Emily Constance Hardman** (Birth of Sons **William Henry Hardman** and **John Albert Hardman**)

John and Mary Ann Hardman had **three** children:

<u>Name</u>	<u>Born</u>	<u>Place</u>
Ambrose Henry Hardman	14 January 1851	Ashton Under Lyne, Lancashire, England (died aged 2 yrs)
Ada Anne Hardman	24 October 1858	Four Mile Flat Goldfield, Avoca, Victoria
Emily Constance Hardman	7 June 1860	Four Mile Flat Goldfield, Avoca, Victoria

It was most likely in late **1864** that John and Mary Ann Hardman, along with their young daughters Ada Anne (approximately 6 years of age) and Emily Constance (approximately 4 years of age) were to make their way, possibly first to the **Lambing Flat Goldfield** (Young, New South Wales) and then onto **Bendick Murrell**.

The exact date of the Hardman family moving to take up land at Bendick Murrell (Bendick Morrell) is unknown, and little is known regarding the younger years of both Ada and Emily Hardman.

Later documentation indicates that both Ada and Emily spent much of their time as shepherds, tending mainly the sheep flock owned by their parents John and Mary Hardman at Bendick Murrell.

+ + + + +

Life at Bendick Murrell for the Hardman Family was to undergo a huge upheaval with the:

Birth of Sons William Henry Hardman and John Albert Hardman

At **16 years** and 4 months of age, **Ada Ann Hardman** gave birth to her first child:

William Henry Hardman Born: 9 March 1875 at Bendick Murrell,
Baptised: 20 May 1875
Parents: **Andrew Rowan**, Ada Ann Hardman, Bendick Murrell – Illegitimate

At just **14 years** and 9 months, Emily Constance Hardman gave birth to her first child:

John Albert Hardman Born: 11 March 1875 at Bendick Murrell
Baptised: 20 May 1875

Parents: **Walter Rowan**, Emily Constance Hardman, Bendick Murrell - Illegitimate
 The very young Hardman girls Ada and then Emily, both gave birth within a **2 day period** to male **illegitimate children**, the presumed fathers being respective brothers, 25 year old Andrew Rowan and 30 year old Walter Rowan.

As parents, **John and Mary Ann Hardman** were obviously upset as to the confinement of their two teenage daughters and were seeking answers from the Rowan family regarding their intentions, especially Andrew Rowan and the oldest Hardman daughter Ada Ann.

In 1875, the former Lambing Flat Goldfield (Gazetted as **Young** NSW in 1869) had 2 newspapers:

- [BURRANGONG ARGUS](#)
- [BURRANGONG CHRONICLE](#)

The two newspapers recorded the happenings relating to the Hardman family and its neighbours over the next few years.

As well as the Hardman family, the main players in the various newspaper articles included:

✓ **John Pring - (Landowner)**

The extracts below from Veronica McNamara's book "**Beyond the Early Maps**" shows that John Pring purchased huge property acreages as follows:

➤ Crowther Creek	14,080 acres	30 May 1875
➤ Bendick Murrell	12,160 acres	30 July 1875

John Pring, a 22 year old shepherd, came to Australia per the ship "Argyle" as a Bounty Immigrant. He lived in the Riverina with his first four children being born at Mangoplah, south of Wagga Wagga.

In 1848, he transferred ownership of land at "Rathden", Cooney's Creek near Jugiong from John and James Pring to just James Pring (presumably his brother).

John Pring appears to be living at Crowther c1858 to c1860. His daughter Rosalie was born at Crowther on 21 September 1860.

John Myles squatted on the Crowther Run in 1835.

John Myles sold the Run to **Major General William Stewart** of "Mount Pleasant", Bathurst c1845 – 1848.

"Mount Pleasant", Bathurst was a land grant of 3,000 acres made to Lieutenant –Colonel William Stewart by NSW **Governor Ralph Darling** for services to the Colony of NSW.

As acting Governor of NSW in 1825, Lieutenant William Stewart formed a mounted corps and sent them to Bathurst to deal with runaway convicts known commonly as the "bushrangers", the corps were known as Stewart's Police. Later Stewart took a regiment to India but on his retirement returned to "Mount Pleasant", Bathurst until his death in 1854.

It was after Stewart's death that Crowther, Bendick Murrell Stations were sold to John Pring.

[Source: Bendick Murrell School Centenary 1883-1893]



Major General William Stewart (1769-1854)

(later Acting Governor NSW – 18 days before the arrival of Governor Darling)

NSW Governor Ralph Darling (1772-1858)

✓ **Andrew and Mary Rowan (Senior) - (Landowner)**

Andrew Rowan born 4 August 1806 at Colmonel, Ayreshire, Scotland, the son of Andrew Rowan and Agnes McCutcheon.

Mary Rowan (nee Thorburn) was born on 23 July 1809 at Sanquhar, Dumfries-shire, Scotland, the daughter of Thomas Thorburn and Margaret McCall.

The couple married at Barr, Ayreshire, Scotland on 22 September 1827.

They arrived in Australia as Bounty Migrants per the ship "Portland" on 13 December 1837. Also arriving were their daughter Margaret and son William who was born on the voyage to Australia.

The family was brought to Australia with the assistance of Mr Andrew Lang, later a member of the NSW Legislative Council.

The family settled at Vales Creek Flats, Bathurst where they commenced a milk, butter and cheese factory. This was followed by a produce store at Forbes which was destroyed by fire. The family then settled at Sandy Creek, Bendick Murrell.

✓ **Andrew Rowan (Junior) - Walter Rowan**

(farm labourers and sons of Andrew [Snr] and Mary Rowan)

Andrew Rowan (Jnr) was born c1848-1850 in the Bathurst area.

Andrew Rowan (Jnr) lived with his parents at Bendick Murrell and was alluded to by **Mary Ann Hardman** in a later court matter at Young as *"he is the father of my child"*, William Henry Hardman.

Modern DNA testing for Pam Malone (nee Hardman) *[a granddaughter of William Henry Hardman]* indicates a strong DNA match with other descendants of the Rowan family such as:

- **McSpadden family** from Grenfell whose ancestor was **Agnes Ann Rowan**, a sister of Andrew Rowan (jnr) and Walter Rowan.
- **Benham family** whose ancestor was **Margaret Rowan**, a sister of Andrew Rowan (jnr) and Walter Rowan.

Walter Rowan (Jnr) was born c1843-1845 in the Bathurst area.

Walter Rowan lived with his parents at Bendick Murrell and was alluded to by **Emily Constance Hardman** as the father of her child, John Albert Hardman.

The news of the confinement of teenage mothers Ada and Emily Hardman was played out in the local press as follows:

- ✓ John Hardman was brought to court in Young, charged with using **threatening language**, aimed at members of the **Rowan** family.
- ✓ Mr Andrew Rowan (Snr) made a complaint against John Hardman to Mr John Pring, large landholder of Crowther, who held the Public Service position of **Sheep Inspector** for the Young District and that of an (*Honorary*) **Magistrate** (equivalent to today's Justice of Peace).

BURRANGONG ARGUS

Wednesday 17 March 1875

YOUNG POLICE COURT.

Monday.

(Before W. J. Watson, Esq., J.P.)

THREATENING LANGUAGE.

John Hardman was brought up in custody charged with using threatening language.

Mr Russell appeared for the defence.

Senior-constable Walmsley deposed: I apprehended defendant this morning at 7 o'clock, by virtue of the warrant produced wherein he is charged with threatening to shoot one Andrew Rowen; I went with him into his dwelling house; he showed me **two females in bed**, who, he said, were **his daughters**, and had just been **confined**, and he accused **Andrew Rowen and Walter** of being the fathers of the children; his wife appeared to be in great trouble; I ask for a remand until to-morrow.

Mr. Russell said, the case was merely one of sureties of the peace - and asked that defendant be admitted to light bail.

Defendant was liberated upon entering into his own recognizances in 25s (25 shillings) to appear tomorrow.

Tuesday

(Before W. J. Watson and R. B. Armstrong, Esqrs J's. P.)

THREATENING LANGUAGE

John Hardman appeared to his bail. - **Mr. Russell** for the defence.

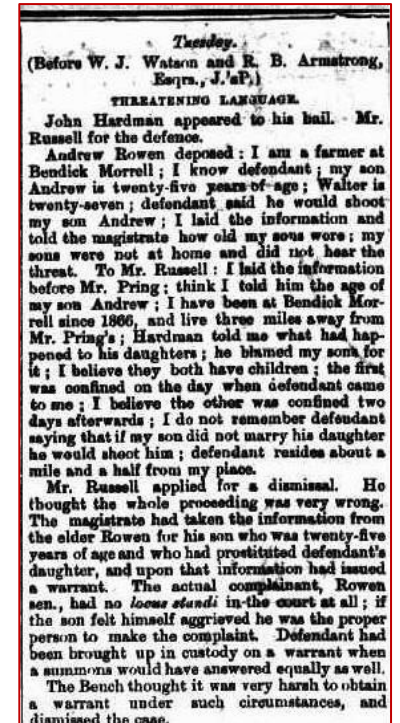
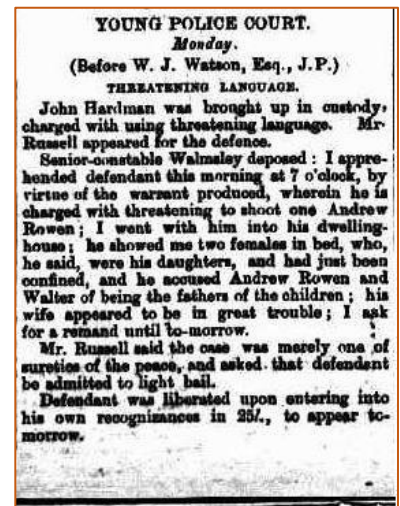
Andrew Rowen deposed: I am a farmer at Bendick Morrell; I know defendant; my son Andrew is twenty-five years of age Walter is twenty-seven; defendant said he would shoot my son Andrew; I laid the information and told the magistrate how old my sons were; my sons were not at home and did not hear the threat.

To Mr. Russell: I laid the information before **Mr. Pring**; think I told him the age of my son Andrew; I have been at Bendick Morrell since 1866, and live three miles away from Mr. Pring's; Hardman told me what had happened to his daughters; he blamed my son for it; I believe they both have children; the first was confined on the day when defendant came to me ; I believe the other was confined two days afterwards; I do not remember defendant saying that if my son did not marry his daughter he would shoot him; defendant resides about a mile and a half from my place.

Mr. Russell applied for a dismissal. He thought the whole proceeding was very wrong.

The magistrate had taken the information from the elder Rowen for his son who was twenty-five years of age and who had prostituted defendant's daughter, and upon that information had issued a warrant. The actual complainant, Rowen Sen., had no '*locus standi*' in the court at all; if the son felt himself aggrieved he was the proper person to make the complaint: Defendant had been brought up in custody on a warrant when a summons would have answered equally as well.

The Bench thought it was very harsh to obtain a warrant under such circumstances, and **dismissed the case.**



The decision of Young Court to dismiss the case against John Hardman, brought an immediate response from John Pring who allowed the arrest of John Hardman after being approached about the matter by Andrew Rowan Snr.

In a "Letter to the Editor" addressed to the Burrangong Argus, John Pring tried to defend his decision to allow the arrest of John Hardman for using "*threatening language*".

This letter was followed up by quite a scathing response to John Pring's arguments from the Editor of the Burrangong Argus.

BURRANGONG ARGUS

Saturday 27 March 1875

CORRESPONDENCE

LETTER TO THE EDITOR of the BURRANGONG ARGUS

Written by John Pring, Crowther

(To the Editor of the Burrangong Argus.)

SIR, - Your issue of the 17th instant contains a report of the case **Rowan v. Hardman**, the defendant having been arrested on a warrant at the instance of the plaintiff. The same paper also contains a comment on the case by yourself, couched in very strong language, condemnatory, as I take it, of my having issued a warrant for the apprehension of the defendant. The case brought under my notice was, that the defendant had gone about armed with a gun, and had stated to different people that he would shoot the plaintiff's son as soon as he could find him; that defendant had been seen armed, to waylay the road by which the son of the plaintiff was expected to come home; that the defendant had gone armed to the house of the plaintiff, enquired if his son was at home, and swore that he (defendant) would shoot the son as soon as he could find him.

The son being from home all this time, knew nothing of those threats, except by hearsay. Now, I take it that Sureties of the Peace are intended to prevent a breach of the peace, and it seems to me difficult to conceive a case, where a breach of the peace - perhaps murder - was more imminent, and one more urgently calling for the direct interposition of the authorities.

You, however, think differently, and publish to the world that the conduct of the defendant was natural and excusable. A wiser than Solomon is amongst us, and I get it not.

The upshot of the case appears to me to offer a direct encouragement to others to do as the defendant did.

Crowther, 22nd March.

Response from the editor:

[We must remind Mr Pring that our knowledge of the circumstances which led to the issuing of the warrant was obtained simply from the evidence before the court, and we fancy that a very much wiser person even than Solomon would have failed to gather from that evidence such a history of the case as is detailed in Mr Pring's letter. We are almost inclined to think from his tone that. Mr. Pring could not have read the evidence, and in case he should not have done so we reprint it; and at the same time invite him, after considering it, to state what, as an impartial observer, would be his opinion from it alone, as to the necessity of granting a warrant for the arrest of defendant, instead of a summons, in the midst of such painful surroundings.]

Here is the evidence alluded to:

["Senior-constable Walmsley deposed: I apprehended defendant this morning at 7 o'clock, by virtue of the warrant produced, wherein he is charged with threatening to shoot one Andrew Rowen; I went with him into his dwelling-house; he showed me two females, in bed, who, he said, were his daughters, and had just been, confined; and he accused Andrew Rowen and Walter of being the fathers of the children; his wife appeared to be in great trouble.

"Andrew Rowan Snr deposed; I am a farmer at Bendick Morrell, I know defendant; my son Andrew is twenty five years of age; Walter is twenty-seven; defendant said he would shoot my son Andrew; I laid the information, and told the magistrate how old my sons were; my sons were not at home, and did not hear the threat.

To Mr. Russell: I laid the information before Mr. Pring; think I told him the age of my son Andrew; I have been at Bendick Morrell since 1867, and live three miles from Mr. Pring's; Hardman told me what had happened to his daughters; he blamed my sons for it; I believe they both; have children; the first was confined on the day when defendant came, to me; I believe the other was confined two days afterwards;

I do not remember defendant saying that if my son did not marry his daughter he would shoot him; defendant resides about a mile and a half from my place."

(To the Editor of the *Burrangong Argus*.)

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JOHN PRING

John Hardman certainly wasn't going to be intimidated by John Pring and decided to have his say on his arrest and appearance in court at Young.

BURRANGONG ARGUS

Wednesday 31 March 1875

(To the Editor of the Burrangong Argus)

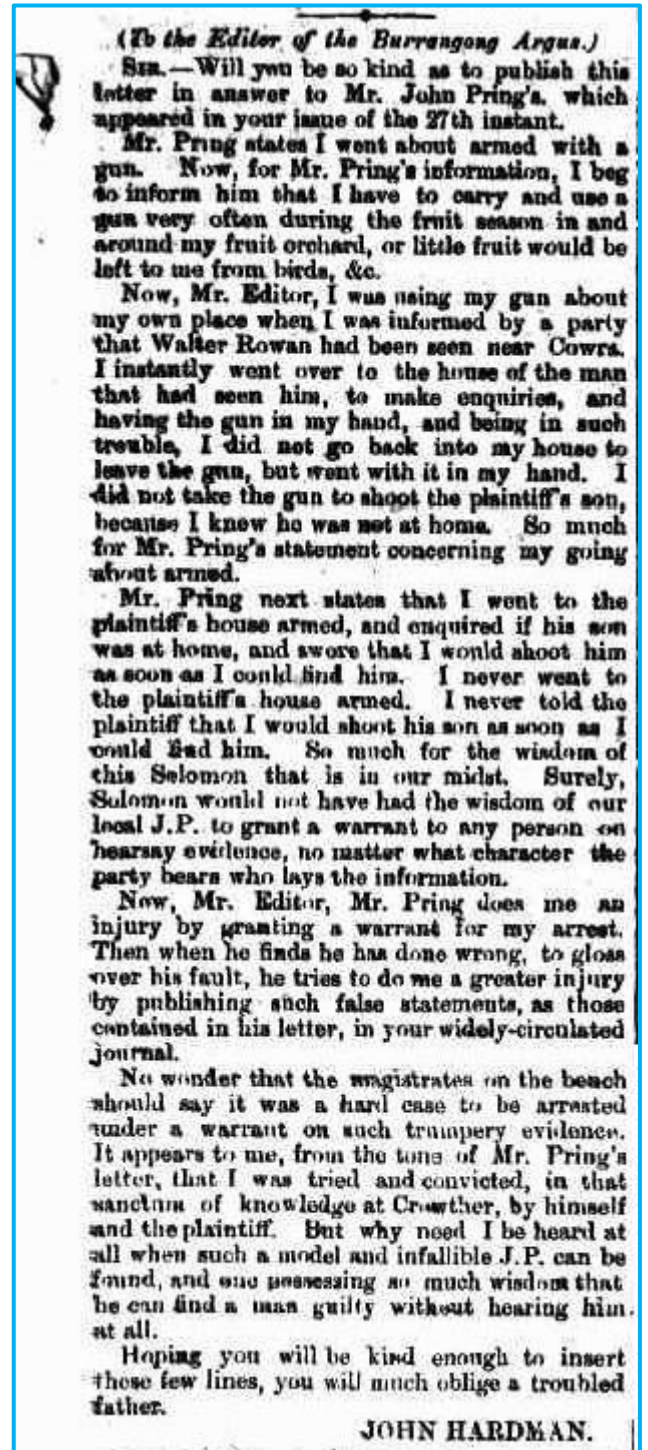
Sir - Will you be so kind as to publish this letter in answer to Mr. John Pring's, which appeared in your issue of the 27th instant.

Mr. Pring states I went about armed with a gun. Now, for Mr. Pring's information, I beg to inform him that have to carry and use a gun very often during the fruit season in and around my fruit orchard, or little fruit would be left to me from birds, &c.

Now, Mr. Editor, I was using my gun about my own place when I was informed by, a party that Walter Rowan had been seen near Cowra. I instantly went over to the house of the man that had seen him, to make enquiries, and having the gun in my hand, and being in such trouble, I did not go back into my house to leave the gun, but went with it in my hand. I did not take the gun to shoot the plaintiff's son, because I knew he was not at home. So much for Mr. Pring's statement concerning my going about armed.

Mr. Pring next states that I went to the plaintiff's house armed, and enquired if his son was at home, and swore that I would shoot him as soon as I could find him. I never went to the plaintiff's house armed. I never told the plaintiff that I would shoot his son as soon as I could find him. So much for the wisdom of this Solomon that is in our midst. Surely, Solomon would not have had the wisdom of our local J.P. to grant a warrant to any person on hearsay evidence, no matter what character the party bears who lays the information,

Now, Mr Editor, Mr. Pring does me an injury by granting a warrant for my arrest. Then when he finds he has done wrong, to gloss over his fault, he tries to do me a greater injury by publishing such false statements, as those contained in this letter, in your widely-circulated journal. No wonder that the magistrates on the bench should say it was a hard case to be arrested under a warrant on such trumpety evidence.



(To the Editor of the Burrangong Argus.)
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Hoping you will be kind enough to insert these few lines, you will much oblige a troubled father.
JOHN HARDMAN.

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JOHN HARDMAN.

Financial support for Ada and Emily Hardman and the maintenance of their young children was sought through the court system.

Alleged fathers Andrew Rowan (Jnr) and Walter Rowan were represented in court by Mr James Gordon (*early solicitor on the Lambing Flat goldfield*).

“BURRANGONG ARGUS”

Wednesday 26 May 1875 (Page 2)

- (*Bendick Morrell (sic) - Bendick Murrell*)
- (*Rowen (sic) – Rowan*)
- (*Hardiman (sic) Hardman*)

Background to Newspaper Story

- On 9 March 1875 Ada Ann Hardman (aged 16 years) gave birth, at Bendick Murrell, to an illegitimate son William Henry Hardman {*alleged father Andrew Rowan, aged c25yrs*}
- On 11 March 1875 Emily Constance Hardman (aged 14 years) gave birth, at Bendick Murrell, to an illegitimate son John Albert Hardman {*alleged father Walter Rowan, aged c30yrs*}

AFFILIATION

Ada Ann Hardman v. Andrew Rowen [Rowan].

Mr Russell for complainant; Mr Gordon for defendant.

Ada Ann Hardman deposed: I live with my parents at Bendick Morrell; have known defendant since I have been a child; he is the person alluded to in my information; *we had intercourse first in the beginning of June last; it was in the bush; my child was born on the 9th March last; defendant has done nothing towards maintenance of the child; he is the father of my child.*

To Mr. Gordon: I never asked defendant to contribute towards the support of the child; never mentioned the subject to him before the child was born; I have been on friendly terms with defendant's brother; never had illicit intercourse with him; I know a man named Desmond; have not been intimate with him; never kept company with anyone but defendant; I swear positively defendant is the father of my child.

To Mr. Russell: I was sixteen years of age last October.

Andrew Rowen, called by Mr. Russell, deposed: I am a labourer, and reside at Bendick Morrell; know complainant by eyesight; that is all: have known her about eight years; never met her in the bush; swear I never did; remember my father laying an information against complainant's father some time since; never had conversation with anybody but my father about the child since it was born; know complainant's sister by eyesight; think I have spoken to her once or twice, about four years ago; our place is about three-quarters of a mile from Hardman's; never met Joseph Foster on the run; know Mrs Hardman by eyesight; have spoken to her; never had any further conversation with her; never saw Hardman out on the run; never had any improper connection with complainant: never put my hands on her; never met her in the bush; have heard her testimony; it is false.

To Mr Gordon: I am not the father of complainant's child.

Emily Hardman deposed: I live with my father at Bendick Morrell; know defendant; have seen him riding about where my father's sheep run very often; saw him on one Tuesday in June with my sister; that was just before my grandmother died; he went down to an old fence; my sister was down with the cows and calves: he went down to her; I saw him get off his horse and fasten it up; I went after the sheep; when I came back in about a quarter of an hour defendant was just getting on his horse; my sister afterwards met me; she looked excited; I asked, if she had seen Andrew Rowan; she said she had: I know defendant well; have seen defendant often since that going past our place; he has called at our house two or three times during the last five years; if he says he never saw my sister in the bush he tells a lie; he took some wheat from our place to Cowra on the 18th June last; he has been into the place several times when my mother was at home; remember him on one occasion coming to light his pipe; I have met defendant on our run several times when I have been out with the sheep; saw him on another occasion speaking to my sister.

To Mr. Gordon: I was shepherding when I saw defendant go down and speak to my sister on 9th June; I remember it because it was just before my grandmother died [*Mary Foster, aged 93 years, died at ‘Rosemont’ Bendick Murrell on 15 June 1874*]; I did not speak to him on that occasion; I was about two hundred yards away from him.

To Mr. Russell: I was fourteen years of age last June.

Mary Ann Hardman deposed : I am mother of plaintiff and last witness, know defendant well; he has been several times at our house within the last five years; he has been at the yard within the last twelve months; I have frequently seen him on the run; when the cattle have been away he has often brought them home; cannot say that I have seen him in company with complainant; he came to borrow a dray from us about twelve months ago; I was away at Mr. Tout's when this occurred.

AFFILIATION.

Ada Ann Hardman v. Andrew Rowen.

Mr. Russell for complainant; Mr. Gordon for defendant.

Ada Ann Hardman deposed : I live with my parents at Bendick Morrell; have known defendant since I have been a child; he is the person alluded to in my information; we had intercourse first in the beginning of June last; it was in the bush; my child was born on the 9th March last; defendant has done nothing towards maintenance of the child; he is the father of my child. To Mr. Gordon : I never asked defendant to contribute towards the support of the child; never mentioned the subject to him before the child was born; I have been on friendly terms with defendant's brother; never had illicit intercourse with him; I know a man named Desmond; have not been intimate with him; never kept company with anyone but defendant; I swear positively defendant is the father of my child. To Mr. Russell : I was sixteen years of age last October.

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Joseph Foster deposed : I reside at Bendick Morrell; know defendant well; have twice seen him at Hardman's within the last eighteen months; have seen him fishing in company with complainant; understood they were courting, and that they were going to be married; have met defendant several times on the run.

Mr. Gordon addressed the Bench for the defence.

Mr. Clarke considered the information proved, and ordered defendant to pay 5s a week, for the support of the child, for twelve months, and also to pay £2 2s professional costs, and 6s 6d costs of court.

AFFILIATION.

Emily Hardman v. Walter Rowen.

Mr. Russell for complainant; Mr. Gordon for the defence.

The parties, through their solicitors, consented, without a hearing of the case, to an order from the Bench similar to that made in the last case, with the exception of the award for professional costs.

To Mr. Gordon: I do not remember ever seeing any of the Hancocks at our place.

To Mr. Russell: When complainant was confined she told me that the defendant was the father of the child.

Joseph Foster deposed: I reside at Bendick Morrell; know defendant well; have twice seen him at Hardman's within the last eighteen months; have seen him fishing in company with complainant; understood they were courting, and that they were going to be married; have met defendant several times on the run.

Mr. Gordon addressed the Bench for the defence.

Mr. Clarke considered, the information proved, and ordered defendant to pay 5s a week, for the support of the child, for twelve months, and also to pay £2 2s professional costs, and 6s 6d costs of court.

AFFILIATION.

Emily Hardman v. Walter Rowen [Rowan].

Mr. Russell for complainant; Mr. Gordon for the defence.

The parties, through their solicitors, consented, without a hearing of the case, to an order from the Bench similar to that made in the last case, with the exception of the award for professional costs.

The above case was also recorded in the:

BURRANGONG CHRONICLE

YOUNG

Wednesday 26 May, 1875

LOCAL AND GENERAL NEWS

MAINTENANCE - **Andrew Rowan** was summoned by **Ada Hardiman**, for the support of an illegitimate child.

Mr Russell appeared for the prosecution and Mr Gordon for defendant.

Ada Ann Hardiman deposed: I live with my parents at Bendick Morrell; I have known the defendant since I was a child; [witness] here described when the first intimacy took place between herself and defendant, and which was afterwards repeated;]

I had a child born on the 9th March last; I have never received any support towards the child since it was born.

To Mr Gordon: I never asked the defendant for any support; I was aware that I was going to have a child; I know the defendants brother; I have been on friendly terms with him, but never had any intercourse with him; I saw the defendant pass the house on one occasion after I had the child, but I never asked him for support; I know a man named Deamon; he used to visit the house; I never much acquainted with him; I will swear positively that the defendant is the father of my child.

To Mr Russell: I was not really aware of my position at the time; I told my sister something on one occasion; I am sixteen years of age.

Andrew Rowan deposed: I am the defendant in this case; I am a labourer at Bendick Morrell; I know the plaintiff by eyesight; I have known her about eight years; I never met her in the bush; I will swear that; if she has sworn it she has sworn false; I recollect my father speaking to me about being the father of the child; he laid an information about Hardiman some time ago for threatening him; I know Emily Hardiman, complainant's sister; I spoke to her four years ago; our place is three quarters of a mile from Hardiman's; I know Mr Foster; I never saw him out on the run; I know Mrs Hardiman by eyesight, also Mr Hardiman; I never saw them out on the run; I swear I never had any intimacy with the complainant in my life. I have not been near the place for five years.

To Mr Gordon: I will swear I am not the father of the child in question.

Emily Constance Hardiman deposed: I am sister to the complainant; I live with my father; I know the defendant; I saw him on some ground near my father's place often; I have seen him riding about often; on one Tuesday in June I saw him talking to my sister; he went down to an old fence where my sister was minding some sheep; he got off his horse and walked towards her; I then went after some sheep and when I came back, I saw him getting back on his horse, I was not away more than a quarter of an hour; my sister came up to me and looked excited; she said she had seen Rowan; I often seen the defendant (Rowan) about the place; he called at my father's place several times within the past five years; if he swore he was not, he swears false; he took some wheat from our place to Cowra on the 18th June last; he was at our home before June; he has been there on several other occasions; so has his brother Walter Rowan; I have seen defendant about the place several times; I saw him at one time speaking to my sister across the creek.

To Mr Gordon: I was minding sheep within a half mile of the defendant when he was with my sister the first time; I can recollect the event very well, because **my grandmother died just afterwards**; I have often spoken to defendant; I am fourteen years of age; I was not talking to defendants brother when defendant was talking to my sister; defendants brother assisted to take the wheat away.

Mary Ann Hardiman deposed: I am the mother of the two girls who have given evidence today; I know Andrew Rowan, the defendant, very well; I have seen him at our home on several occasions; he has been here within the last twelve months; I have seen him frequently on the run where my daughters mind the sheep; he has brought the cattle home for the girls sometimes; I have seen him speaking to the girl Emily; he borrowed our dray to go to Marengo about twelve months since; he was not a stranger at our place; I don't think the young Hancocks ever called at our house; there are no other young men about there; when my daughter was confined she told me that Rowan was the father.

Joseph Forster deposed: I know Rowan very well; I have seen him near Hardiman's house in company with Ada Hardiman; they were near the Fishhole on one occasion; I have seen him several times about the place; if he swears he was not there he swears false; I understood at the time that they were courting.

Mr Gordon addressed the bench.

The Police Magistrate said the testimony was very corroborative throughout and he would make an order for the payment of five shillings per week for twelve months, to be paid monthly in advance. Defendant was also ordered to pay 2 pound 2 shillings professional costs and 6 shillings 6 pence costs of court.

A similar case preferred by Emily C Hardiman against Walter Rowan was settled by defendant consenting to pay 5 shillings a week for twelve months.

A case in which William H Beatson was summoned for assaulting James Tunny **[later to become Ada Ann Hardiman's husband]**, was settled out of court . Mr Russell, who appeared for the plaintiff withdrew the information, stating to his worship that the defendant had apologised for committing the assault and expressed his willingness to pay plaintiff's costs and court fees.

Spelling Variation as seen throughout the various newspaper items:

- ** Hardman * and *Hardiman**
- **Bendick Murrell * and *Bendick Morell**
- ** Murringo* and *Marengo**
- ** Tunney* and *Tunny**
- **Foster* and *Forster**
- **Rowan* and *Rowen**

After being summoned to court some three months earlier for using “*Threatening Language*”, it was now John Hardman’s turn to accuse Andrew Rowan (senior) for the earlier “*Malicious Prosecution*”.

BURRANGONG ARGUS

Saturday 19 June 1875

District Court

John Hardman v A Rowen Snr – Malicious Prosecution

John Hardman v. A. Rowen, sen.—malicious prosecution, £100.

Mr. Pilcher instructed by Russell for plaintiff.

Mr. Pring instructed by Mr. Gordon for defendant.

Jury case. The jury were; George Walker, Charles Weifert. John Tout, G. W. Vickers.

Defendant pleaded not guilty.

Mr. Pilcher opened the case and called J. R. Edwards, C.P.S. of Young, who deposed: I produce the depositions in the case Rowen v. Hardman. I also produce the information and the warrant; the information is laid for sureties of the peace; it is a sworn information; I had nothing to do with drawing up either the warrant or information; Messrs. Watson and Armstrong were the magistrates who heard the case; Joseph Walmsley and Andrew Rowen sen. gave evidence in the case; the case first came on, the, 16th May, and was remanded till next day, bail being allowed; on the next morning, the present defendant was examined and the information was dismissed; defendant in this case, was the informant in that case, and plaintiff in this case was defendant.

(In reference to a question whether the witness produced the depositions in the case Emily Hardman v. Walter Rowen and Ada Hardman v. Andrew Rowen, **Mr. Pring** objected to any reference to the cases mentioned.

Mr. Pilcher then asked whether there was not an order made against defendant sons for the maintenance of two illegitimate children. This question, was also objected to. His Honor upheld the objections.

John Pring deposed: I am a magistrate of the territory, and reside at Crowther; I know defendant; the information produced was laid before me by defendant; upon it I issued a warrant; defendant said that plaintiff came to his house and enquired whether his son was at home, and swore that he would shoot him as soon as he could find him, and that plaintiff had a gun in his hand the time; believe he asked for a warrant; have, no distinct recollection of it; I issued the warrant in consequence of the information laid by defendant; believe I asked defendant the age of his son; think he said twenty three; the sons came to me shortly before the father was there.

(Information and warrant read.)

Believe I gave the warrant to defendant after that and told him to take it to the police; think the information was laid about the middle of the day on Sunday.

(Question as to what defendant's sons said on a previous visit to witness objected to and objection sustained.)

To Mr. Pring: Defendant came to me after his sons came; think they came about nine o'clock on the same morning.

Senior-constable Walmsley deposed: I know plaintiff and defendant; know defendant's sons Andrew and Walter they are between twenty and thirty years of age; I received this warrant from defendant's son William; I am stationed twelve or-fifteen miles from Mr. Pring's place; I went to plaintiff -residence on the next morning, Monday; saw plaintiff and his wife; also two young women and two babies; brought Hardman to the Young lock-up; got in near noon; defendant walked part of the way and rode part; I was in uniform; put defendant in the lock-up; he remained there for two hours and after the case was partly heard was let out on his own recognizances till the next morning; there were not many people in court.

To Mr. Pring: I arrested plaintiff about seven o'clock on Monday; he did not say anything.

John Hardman deposed: I am plaintiff in this action. Walmsley arrested me under a warrant on Monday 15th March. He brought me into Young. I was in the lock-up about two hours. I was allowed out on bail, and next morning was discharged. I am a farmer and nurseryman. It was the fruit season. I have only two daughters. Rowen lives near me. I went over to see him just after my first daughter was confined. I told, him had had news for him, or at any rate for myself. He said "What's that?"

I said "My daughter Ada is confined of a baby, and I am informed your son Andrew is the father of it." I asked him when Andrew would be at home. He said he could not say, it might be a fortnight. I said I must go home: He took me by the hand and bid me good evening.

That was on the 9th March. I went again, on, 14th. with Foster, I asked defendant if his son Andrew had come home. He said no, and told me it might be a week before he got home,' that a man named Grant told, him so. I told defendant to tell his son when he came home that I wanted' to see him to see what his intentions were with regard to my daughter, so that I might know what to do. I told defendant I had nothing against him, and that it would make no difference to the friendship between us. He shook hands with me and wished me good night. I told him my daughter Ada informed me that his son Andrew was the father of her child. I told him that the younger girl had been ravished in the bush by his eldest son. I engaged Mr. Russell, to act for me at both hearings at the police court. I never threatened at any time to shoot Andrew Rowen. Never threatened anything like it. To Mr. Pring: I saw defendant on 9th March on the first occasion. Got there about an hour and a half after the child was born, was angry. Did not take the gun with me. Never took the gun to Rowen's. Was in the direction of Rowen's with the gun on the 12th. Was at Harcombe's with the gun. Had to pass Rowen's on the way there. Was not at Rowen's on the 11th to my knowledge; went to Harcombe's to find out where defendant's son was; had the gun in my hand. Took it out, with me to shoot birds at the garden. Asked Harcombe whether he knew where Walter Rowen was. When I heard that my girl had been ravished by Walter Rowen in the bush, I said "The scoundrel, I'll shoot him like a dog." I said that in my own house. I also said it to George Harcombe. Never threatened to shoot Andrew Rowen. Never told defendant that I would shoot either of his sons.

To Mr. Pilcher: I am sure I never said I would shoot Andrew- Rowen. I said I would shoot Walter Rowen because I had heard that he ravished my daughter in the bush.

Joseph Foster deposed: I went to Rowen's place with plaintiff on 14th March; I am brother-in-law of plaintiff. Heard the conversation at Rowen's on 14th March. Plaintiff called Rowen outside. They shook hands. Plaintiff asked Rowen (defendant) if his son Andrew was at home. He said he was not. Plaintiff asked when he'd be at home. Defendant said about the end of the week. Plaintiff said that he wished to see the son, and asked defendant to tell him that he needn't be afraid of coming to see him as he wouldn't harm him. He only wished to know his intentions with regard to the daughter, and then he'd know how to act himself. Defendant said he couldn't blame plaintiff, as he, was perfectly right in doing what he was doing. They shook hands when they parted. It is about three miles from Rowen's to Pring's. Andrew Rowen was travelling with a threshing machine at the time. Hardman did not threaten to shoot Andrew Rowen. Hardman has an orchard and keeps a gun to shoot birds.

To Mr. Pring: Hardman did not threaten to shoot Andrew Rowen. This was on the 14th of March. I knew nothing about a warrant till next morning. I was not there on the 11th.

To Mr. Pilcher: Walter and Andrew Rowen are getting on for thirty years of age. They are working for themselves.

To Mr. Pring: I did not know then that the warrant had been issued. Mr. Pring asked for a nonsuit.

His Honor decided to let the case proceed.

For the defence, **Andrew Rowen, sen. deposed:** Plaintiff came to my place in a very excited state on 9th March, and told me he had bad news to tell me: that his girl Ada Hardman had a child, and my son Andrew was the father of it; he said he believed his other daughter was near her confinement with a child of Walter's; I said I was sorry; plaintiff got in a great rage, and said five or six times that he would shoot them down like dogs whenever he saw them; on the 11th he came to my place with a double-barrelled gun, and looked in at the door and round the house; he did not speak, but walked on towards Harcombe's; he was in a great way on the 9th; I did not pay any attention to him, because I saw the state he was in; he did not speak at all to me on the 11th; I laid the information the day after he came with the gun; on the 11th there was a dray before the door with a tarpaulin on it; he lifted up the tarpaulin and looked under it, and then went on; when Andrew came home he went in the direction of Mr. Pring's; he came back after and spoke to me, and in consequence of that I went to Mr. Pring's; I remember Foster coming with plaintiff; that was after I had been for the warrant; they enquired for Andrew; Hardman said "I've no down upon you, and I suppose you have no down upon, me ; " I said "No;" he said "Give me your hand."

To Mr. Pilcher : He first came to my place on the 9th; next on the 11th ; my son Andrew, I think, was away with the machine ; he was at home on the 14th, the day I laid the information; cannot say whether he was at home on that night: my son Andrew is 25 years of age; I laid the information' on the day Foster came;

Hardman said he'd shoot the pair of my sons down like dogs whenever he saw them; did not tell Hardman on the 14th, that I took out the warrant against him; knew him eight years; was friendly with him.

To Mr. Pring: Everything was fresh in my memory when I went to lay the information; it was read over to me; it was correct; it is in consequence of what my son told me, after he returned from Mr. Pring's, that I went to lay the information; I told Mr. Pring all about it, the same as I have said here.

William Rowen deposed: I am son of last witness; saw Hardman at my father's place on Saturday, 11th March; he had a double-barrelled gun; he walked round the house, looked in at the doors and windows, and then went to my dray and looked under it; he was sneaking along.

To Mr. Pilcher: he walked very slowly.

Catherine Harcombe deposed: I live at Bendick Morrell, near Rowen's; saw Hardman on 11th March; he was at my place with a double-barrelled gun; it was capped; he asked me if I saw the two Rowens; he said he'd shoot them down like a dog for disgracing his daughters; I mentioned this afterwards; do not remember to whom.

To Mr. Pilcher: I am married and have a family; my daughter is not engaged to one of the Rowen's; one of them comes to my place sometimes; Hardman did not say he'd shoot Walter Rowen for ravishing his daughter.

To Mr. Pring: I was a little frightened at the time; I went inside afterwards.

Plaintiff re-called: did not go to defendant's place on the 11th and look in at the back door and under the tarpaulin; did not tell Mrs. Harcombe that I would shoot the two Rowens down like dogs for disgracing my daughters.

Mr. Pring addressed the jury for the defence.

Mr. Pilcher replied.

His Honor directed the jury that, in considering their verdict they would have to leave out of the question all consideration of the seduction of plaintiff's daughters, or the legality of defendant applying for the protection of the law when his son of twenty-five years of age was the party alleged to have been threatened, or whether a summons would have served the purpose instead of a warrant. The only question for them to consider was whether plaintiff had reasonable and sufficient cause for apprehending serious danger to his son Andrew.

If they believed defendant's statement that plaintiff threatened to, shoot both Walter and Andrew Rowen, they would have to find for defendant. If on the other hand they believed plaintiff's statement that he only threatened Walter Rowen, they would, have to find for plaintiffs, with such damages as they might think would meet the case.

The jury retired at half-past 6, and returned into court at a quarter to seven, with a verdict for plaintiff, **damages £30.**

John Hardman v. A. Rowen, sen.—malicious prosecution, £100. Mr. Pilcher instructed by Russell for plaintiff. Mr. Pring instructed by Mr. Gordon for defendant. Jury case.

The jury were: George Walker, Charles Weifert, John Tont, G. W. Vickers. Defendant pleaded not guilty.

Mr. Pilcher opened the case and called J. R. Edwards, C.P.S. of Young, who deposed: I produce the depositions in the case Rowen v. Hardman; I also produce the information and the warrant; the information is laid for sureties of the peace; it is a sworn information; I had nothing to do with drawing up either the warrant or information; Messrs. Watson and Armstrong were the magistrates who heard the case; Joseph Walmaley and Andrew Rowen sen. gave evidence in the case; the case first came on the 15th May, and was remanded till next day, bail being allowed; on the next morning the present defendant was examined and the information was dismissed; defendant in this case was the informant in that case, and plaintiff in this case was defendant. (In reference to a question whether the witness produced the depositions in the case Emily Jackson.)

John Pring deposed: I am a magistrate of the territory, and reside at Crowther; I know defendant; the information produced was laid before me by defendant; upon it I issued a warrant; defendant said that plaintiff came to his house and enquired whether his son was at home, and swore that he would shoot him as soon as he could find him, and that plaintiff had a gun in his hand at the time; believe he asked for a warrant; have no distinct recollection of it; I issued the warrant in consequence of the information laid by defendant; believe I asked defendant the age of his son; think he said twenty-three; the sons came to me shortly before the father was there. (Information and warrant read.) Believe I gave the warrant to defendant after that and told him to take it to the police; think the information was laid about the middle of the day on Sunday. (Question as to what defendant's sons said on a previous visit to witness objected to and objection sustained.) To Mr. Pring: Defendant came to me after his sons came; think they came about nine o'clock on the same morning.

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John Hardman deposed: I am plaintiff in this action. Walmaley arrested me under a warrant on Monday 15th March. He brought me into Young. I was in the lock-up about two hours. I was allowed out on bail, and next morning was discharged. I am a farmer and nurseryman. It was the fruit season. I have only two daughters. Rowen lives near me. I went over to see him just after my first daughter was confined. I told him I had had news for him, or at any rate for myself. He said "What's that?" I said "My daughter Ada is confined of a baby, and I am informed your son Andrew is the father of it." I asked him when Andrew would be at home. He said he could not say, it might be a fortnight. I said I must go home. He took me by the hand and bid me good evening. That was on the 9th March. I went again on 14th with Foster. I asked defendant if his son Andrew had come home. He said no, and told me it might be a week before he got home, that a man named Grant told him so. I told defendant to tell his son when he came home that I wanted to see him to see what his intentions were with regard to my daughter; so that I might know what to do.

I told defendant I had nothing against him, and that it would make no difference to the friendship between us. He shook hands with me and wished me good night. I told him my daughter Ada informed me that his son Andrew was the father of her child. I told him that the younger girl had been ravished in the bush by his eldest son. I engaged Mr. Russell to act for me at both hearings at the police court. I never threatened at any time to shoot Andrew Rowen. Never threatened anything like it. To Mr. Pring: I saw defendant on 9th March on the first occasion. Got there about an hour and a half after the child was born, was angry. Did not take the gun with me. Never took the gun to Rowen's. Was in the direction of Rowen's with the gun on the 12th. Was at Harcombe's with the gun. Had to pass Rowen's on the way there. Was not at Rowen's on the 11th to my knowledge; went to Harcombe's to find out where defendant's son was; had the gun in my hand. Took it out with me to shoot birds at the garden. Asked Harcombe whether he knew where Walter Rowen was. When I heard that my girl had been ravished by Walter Rowen in the bush I said "The scoundrel, I'll shoot him like a dog." I said that in my own house. I also said it to George Harcombe. Never threatened to shoot Andrew Rowen. Never told defendant that I would shoot either of his sons. To Mr. Pilcher: I am sure I never said I would shoot Andrew Rowen. I said I would shoot Walter Rowen because I had heard that he ravished my daughter in the bush.

Joseph Foster deposed: I went to Rowen's place with plaintiff on 14th March; I am brother-in-law of plaintiff. Heard the conversation at Rowen's on 14th March. Plaintiff called Rowen outside. They shook hands. Plaintiff asked Rowen (defendant) if his son Andrew was at home. He said he was not. Plaintiff asked when he'd be at home. Defendant said about the end of the week. Plaintiff said that he wished to see the son, and asked defendant to tell him that he needn't be afraid of coming to see him as he wouldn't harm him. He only wished to know his intentions with regard to the daughter, and then he'd know how to act himself. Defendant said he couldn't blame plaintiff, as he was perfectly right in doing what he was doing. They shook hands when they parted. It is about three miles from Rowen's to Pring's. Andrew Rowen was travelling with a threshing machine at the time. Hardman did not threaten to shoot Andrew Rowen. Hardman has an orchard and keeps a gun to shoot birds. To Mr. Pring: Hardman did not threaten to shoot Andrew Rowen. This was on the 14th of March. I knew nothing about a warrant till next morning. I was not there on the 11th. To Mr. Pilcher: Walter and Andrew Rowen are getting on for thirty years of age.

In amongst all the court happenings the Hardman family were still trying to build up their land holdings taking on **additional selections of land**.

Undeterred, young 17 year old mother Ada Hardman, was to become a land selector, acquiring over 258 $\frac{3}{4}$ acres of land.

- ✓ Selectors such as John Hardman, used relatives, **including children** (such as Ada Hardman), as dummies to increase their landholding. So too did squatters.

BURRANGONG ARGUS & WAGGAWAGGA **ADVERTISER**

Saturday 7 August 1875 & Saturday 11 August 1875

LOCAL INTELLIGENCE

Selections—The following were the selections made at the Land-Office on Thursday last:—

----- *Ada A Hardman, 258 $\frac{3}{4}$ acres Bendick Morrell.*

LOCAL INTELLIGENCE.

FOWLER V. WATSON BROS.—This case, which was to have been tried at the Supreme Court on Thursday has eventuated in a settlement between the parties.

AMATEUR DRAMATIC CLUB.—Our readers will see by advertisement that certain members of the A. D. C. propose to give an Ethiopian entertainment in the Oddfellows Hall on Monday night. An attractive programme is published and we expect to see a good house.

PUBLIC MEETING.—We have to call the attention of persons interested to the advertisement convening a meeting for this evening, to take steps to prevent the sale of auriferous 'an la. The subject is one of importance to the digging population and the meeting should be well attended.

MECHANICS INSTITUTE.—At a meeting of the Committee of the new Mechanics Institute, held on Saturday evening last, the tender of Mr. W. Sharpe, for the erection of the building was accepted. It was decided to lay the first stone on 20th instant, the day after the Pastoral and Agricultural Association's exhibition, and to invite Mr. James Watson, the member for the Lachlan, to perform the ceremony. A reply has since been received from Mr. Watson, which leaves it as yet a smaller of uncertainty whether his business engagements will allow him to be at Young on the day mentioned.

BURRANGONG HOSPITAL.—Regular monthly meeting, Tuesday 3rd inst. Present: Messrs. G. O'M. Clarke (in the Chair), J. Russell and Burnell. The tender of John Balfour to supply firewood at 5s. 6d. per three horse load up to December 31st was accepted. The following accounts were passed and ordered to be paid:—Dr. Temple, salary, £36s 8d; Wardsman, salary, £8 6s 8d; Mackenzie Bros, meat £3 5s 3d; Lyons, groceries £7 10s 2d; Roberts, bread £2 3s 5d; G. Taylor, milk 19s 4d; Chinaman vegetables 5s 8d; A. Taylor wood £1 7s 6d; Nalder repairing roof of kitchen £2 9s 6d; Armstrong drugs £4 3s 4d; G. Taylor, milk, 19s 4d; Nielsen funerals £4. Total £44 12s 6d.

SELECTIONS.—The following were the selections made at the Land-Office on Thursday last:—Wm. Murphy, 100a, Wallendoon; John Mearns 40a, Trigalong; Percy J. Fowler, 40a, near Seventeen Mile; John Robinson, 40a, Parish Moppity; Jeremiah Cahill, 45 $\frac{1}{2}$ Wombat; Gideon Telford Sen., three each 40a, Grogan Road; Gideon Telford Jun., three, each 40a, same place; Robert Telford, three, each 40a, ditto; Thomas Jackson Sen., three, each 40a, ditto; Thomas Jackson Jun., three, each 40a, ditto; Hugh Murray, three, each 40a, ditto; Wm. Hines, 40a, Two Mile Creek; Wm. Spring, 40a, Good Friday Falls; Wm. Stokes, 100a, and 40a, Wallendoon; Wm. O'Brien, two, each 40a, ditto; Hanorah, Shao, 40a, Cullinga; Ada A Hardman, 258 $\frac{3}{4}$ a, Bendick Morrell.

APPROVED CLAIMS TO PRE-EMPTIVE LEASES

It is hereby notified for general information, that the claims of the undermentioned parties to leases of Crown land adjoining their respective freeholds have been approved pursuant to the Regulations of 27th August, 1875, but subject to such modifications or amendments as may, on further examination, be found necessary.

2. Such leases will entitle the lessees to occupy Crown lands within the limits indicated by the said Regulations, or so much thereof as may open to and not already under lease by pre-emptive right, and may not be exempted from conditional purchase in virtue of improvements or notified as a reserve.

3. The rent, as hereunder specified, will be from 1st January to 31st December, 1876, and must, in each case, be paid in full before the lease will have effect. Credit will be allowed for the amounts already paid on deposit of the applications.

4. The leases will be renewable on the ordinary terms by payment of the rent for the ensuing year between the 1st and 30th September.

District of Burrows.

Andrew H. Hume, Rye Park, 1067 acres, in the county of King, parish of Olney; rent, £3 6s. 9d.

George Eason, Burrows, 960 acres, in the county of Monteagle, parish of Gungahalla; rent, £3.

Thomas A. Lane, Burrows, 120 acres, in county of King, parish of Kember; rent, £1.

William Lane, Graham, 240 acres, in the county of King, parish of Kember; rent, £1.

Joseph Smith, Graham, 426 acres, in the county of King, parish of Kember; rent, £1 6s. 8d.

District of Gundagai.

Rebecca L. McManus, Coolac, 1920 acres, in county of Harden, parish of Muttama; rent, £6.

Joseph Flynn, Jugiong, 120 acres, in the county of Harden, parish of Cooney; rent, £1.

Patrick T. Burke, Clarendon, 504 acres, in the county of Clarendon, parish of Wantiool; rent, £1 11s. 6d.

John O'Brien, Coolac, 540 acres, in the county of Harden, parish of Muttama; rent, £1 13s. 9d.

Patrick Sullivan, Coolac, 150 acres, in county of Harden, parish of Cowumbia; rent, £1.

Michael Benahan, Cootamundra, 400 acres, in the county of Harden, parish of Jindalee; rent, £1 5s.

Alicia Lawler, Murrumburrah, 120 acres, in the county of Harden, parish of Cooney; rent, £1.

Francis Flynn, Jugiong, 300 acres, in county of Harden, parish of Cooney; rent, £1.

Margaret Sinclair, Bethunga, 600 acres, in the county of Clarendon, parish of Ironbong; rent, £1 17s. 6d.

Patrick Keane, Gundagai, 360 acres, in county of Harden, parish of Mooney Mooney; rent, £1 2s. 6d.

Michael Galvin, junr., Cooramundra, 480 acres, in the county of Clarendon, parish of Bute; rent, £1 10s.

John A. Hingerty, Cootamundra, 120 acres, in the county of Clarendon, parish of Bute; rent, £1.

John Hingerty, Cootamundra, 960 acres, in the county of Clarendon, parish of Bute; rent, £3.

Henry Hatley, Cootamundra, 600 acres, in the county of Harden, parish of Jindalee; rent, £1 17s. 6d.

Henry Hatley, Cootamundra, 600 acres, in the county of Harden, parish of Jindalee; rent, £1 17s. 6d.

Patrick Hennessey, Cootamundra, 240 acres, in the county of Harden, parish of Jindalee; rent, £1.

William Hennessey, Cootamundra, 240 acres, in county of Harden, parish of Jindalee; rent, £1.

Alfred N. Taylor, Cootamundra, 1920 acres, in county of Harden, parish of Jindalee; rent, £6.

James J. Worthington, Cootamundra, 660 acres, in the county of Harden, parish of Cungegong; rent, £2 1s. 3d.

District of Wagga Wagga.

Michael O'Brien, Cootamundra, 960 acres, in the county of Clarendon, parish of Warri Warrell; rent, £3.

James O'Connor, Cootamundra, 660 acres, in the county of Clarendon, parish of Warri Warrell; rent, £2 1 3d.

Elena O'Brien, Cootamundra, 600 acres, in the county of Clarendon, parish of Warri Warrell; rent, £1 17s. 6d.

John O'Brien, Wagga Wagga, 960 acres, in the county of Bourke, parish of Cowabbie; rent, £3.

District of Young.

Henry Douglass, Yass, 240 acres, in county of King, parish of Bunton; rent, £1.

Denis O'Keefe, Temora, 960 acres, in county of Bland, adjoining the Rock House Station; rent, £3.

Cornelius Cullen, Young, 240 acres, in county of Monteagle, parish of Munnago North; rent, £1.

Ada A. Hardman, Marengo, 774 acres, in the county of Monteagle, parish of Wambanumba; rent, £2 8s. 5d.

John Hardman, Marengo, 510 acres, in county of Monteagle, parish of Wambanumba; rent, £1 11s. 11d.

Sydney Bell, Young, 1920 acres, in county of Monteagle, parish of Coolegong; rent, £6.

Sydney Bell, Young, 1920 acres, in county of Monteagle, parish of Bonanunda; rent, £6.

Eliza Lynn, Marengo, 160 acres, in county of Monteagle, parish of Murringo; rent, £1.

William Ferrier, Cooramundra, 180 acres, in county of Bland, parish of Congou; rent, £1.

Henry J. Ferrier, Cooramundra, 120 acres, in county of Bland, parish of Congou; rent, £1.

Patrick Conroy, Cooramundra, 300 acres, in the county of Bland, on Lagoon Creek; rent, £1.

John Quinn, Cooramundra, 960 acres, in county of Bland, on Skillion Hut Creek; rent, £3.

Patrick Quinn, Cooramundra, 960 acres, in the county of Bland, on Skillion Hut Creek; rent, £3.

Sarah Quinn, Cooramundra, 600 acres, in county of Bland, near Lagoon Creek; rent, £1 17s. 6d.

Thomas Quinn, Cooramundra, 600 acres, in the county of Bland, on Skillion Hut Creek; rent, £1 17s. 6d.

John Parkman, Marengo, 960 acres, in county of Monteagle, parish of Marina; rent, £3.

James Brown, junr., Murrumburrah, 600 acres, in county of Harden, parish of Wallendong; rent, £1 17s. 6d.

Patrick Murphy, junr., Murrumburrah, 720 acres, in the county of Harden, parish of Demondrille; rent, £2 5s.

Patrick Crowe, Marengo, 600 acres, in county of Monteagle, parish of Marengo North; rent, £1 17s. 6d.

Thomas Muleshy, Cooramundra, 120 acres, in county of Bland, on Skillion Hut Creek; rent, £1 17s. 6d.

APPROVED CLAIMS TO PRE-EMPTIVE LEASES.

It is hereby notified for general information, that the claims of the undermentioned parties to leases of Crown land adjoining their respective freeholds have been approved pursuant to the Regulations of 27th August, 1875 subject to such modifications or amendments as may, on further examination, be found necessary.

2. Such leases will entitle the lessees to occupy Crown lands within the limits, indicated by the said Regulations, or so much thereof as may open to and not already under lease by pre-emptive right, and may not be exempted from conditional purchase in virtue of improvements or notified as a reserve.

3. The rent, as hereunder specified, will be; from 1st January to 31st December, 1876, and must, in each case, be paid in full before the lease will have effect. Credit will be allowed for the amounts already paid on deposit of the applications.

4. The leases will be renewable on the ordinary terms by payment of the rent for the ensuing year between the 1st and 30th September.

District of Young.

Ada A. Hardman, Marengo, 774 acres, in the county of Monteagle, parish of Wambanumba; rent, £2 8s. 5d.

John Hardman, Marengo, 510 acres, in county of Monteagle, parish of Wambanumba ; rent, £1 11s. 11d.

Apart from the selection of land, for a period of approximately 12 months, the Hardman family appeared to not have featured in the local newspaper media.

Maintenance payments by both Andrew and Walter Rowan remained an area of great concern.

In June 1876, an application for the renewal of a previous order was now being made by both Ada and Emily Hardman, as follows:

BURRANGONG ARGUS
Wednesday 14 June 1876
LOCAL INTELLIGENCE
YOUNG POLICE COURT
Tuesday
(Before the Police Magistrate)

DESERTION OF ILLEGITIMATE CHILD.

Emily C. Hardman v. Walter Rowan

Mr. Russell for complainant; **Mr. Scarvell** for the defence.

Mr. Russell explained that in May, 1875, an order had been given against defendant for 5s (*5 shillings*) a week as support of his illegitimate child. An application was now made for a renewal of the order, and an increased sum, as the amount before granted was not enough.

Complainant deposed: My child is fifteen months old; the amount which I have received, 5s. per week, is not sufficient to support my child; I am nearly sixteen years old; my father and mother help to support the child.

To Mr. Scarvell - I do my share of the household work; 5s a week is not enough to support my child;

7s. 6d. (*7 shillings 6 pence*) a week would keep him.

To Mr. Russell - My father is not in affluent circumstances.

To Mr. Scarvell - I have received £13 during the last twelve months; I suppose my parent have spent the money on the child; I think it has all been spent on the child.

To Mr. Russell - My mother, and father have spent the money for the child.

Mrs. Mary Ann Hardman deposed: I am mother of last witness; an order was made at this court a little more than twelve months ago for the support of plaintiff's child; the money is not enough; defendant has land and cattle, and a team of his own.

To Mr. Scarvell - My husband has nothing coming in; we have 676 acres selected land and some cattle and sheep; we have four children; I believe the child has cost 5s per week to keep; defendant took up some land; I cannot say whether he has transferred it; he had some cattle; I cannot say whether he has sold them.

Mr. Scarvell addressed the Bench for his client.

His Worship *renewed the order at the same rate for the next twelve months.*

Mr. Russell asked for professional costs.

Mr. Scarvell objected.

His Worship allowed a guinea for professional costs.

Ada Anne Hardman v. Andrew Rowan.

The solicitors engaged consented to a *similar order* in this case.

DESERTION OF ILLEGITIMATE CHILD.

Emily C. Hardman v. Walter Rowan.—Mr. Russell for complainant; Mr. Scarvell for the defence.

Mr. Russell explained that in May, 1875, an order had been given against defendant for 5s a week as support of his illegitimate child. An application was now made for a renewal of the order, and an increased sum, as the amount before granted was not enough.

Complainant deposed: My child is fifteen months old; the amount which I have received, 5s. per week, is not sufficient to support my child; I am nearly sixteen years old; my father and mother help to support the child.

To Mr. Scarvell—I do my share of the household work; 5s. a week is not enough to support my child; 7s. 6d. a week would keep him.

To Mr. Russell—My father is not in affluent circumstances. To Mr. Scarvell—I have received £13 during the last twelve months; I suppose my parents have spent the money on the child; I think it has all been spent on the child. To Mr. Russell—My mother and father have spent the money for the child.

Mrs. Mary Ann Hardman deposed: I am mother of last witness; an order was made at this court a little more than twelve months ago for the support of plaintiff's child; the money is not enough; defendant has land and cattle, and a team of his own. To Mr. Scarvell—My husband has nothing coming in; we have 576 acres selected land and some cattle and sheep; we have four children; I believe the child has cost 5s per week to keep; defendant took up some land; I cannot say whether he has transferred it; he had some cattle; I cannot say whether he has sold them.

Mr. Scarvell addressed the Bench for his client.

His Worship renewed the order at the same rate for the next twelve months.

Mr. Russell asked for professional costs. Mr. Scarvell objected.

His Worship allowed a guinea for professional costs.

Ada Anne Hardman v. Andrew Rowan.—The solicitors engaged consented to a similar order in this case.

NSW POLICE GAZETTE

25 July 1877

Deserting Wives and Families, Service, &c.

A warrant, where a summons has been disobeyed, has been issued by the Water Police Bench for the arrest of Andrew Mercer, charged with neglecting to pay to the officer in charge of No. 4 Police Station, Sydney, the sum of £13 for the support of his lawful wife, Isabella. Mercer is about 45 years of age, 5 feet 6 inches high, stout build, round features, fair hair and complexion, beard about a month's growth; dressed in dirty dark tweed suit, and black Sydney hat; an Englishman; a painter. Supposed to have gone to Goulburn.

A warrant has been issued by the Young Bench for the arrest of William Kennedy alias King, charged with deserting his wife, Joannah, leaving her without means of support. Kennedy is 43 years of age, 5 feet 10 inches high, medium build, dark brown hair, whiskers and beard turning gray, blue eyes, large nose inclined to one side, fair complexion; a shearer and fencer. Supposed to have gone to Pine Ridge, Denison Town.

A warrant has been issued by the Young Bench for the arrest of Walter Rowan, charged with deserting his illegitimate male child, begotten of the body of Emily C. Hardman, of Bendick Morell. Rowan is about 30 years of age, 5 feet 9 inches high, medium build, fair complexion, dark brown hair inclined to curl, brown whiskers; a shearer and fencer. Supposed to have gone to the Lower Lachlan.

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BURROWA NEWS

Saturday 6 October 1877

Ex Parte Rowan

Ex Parte Rowan. - This was a motion to make absolute a rule nisi for a prohibition to be directed to a Justice and the Police Magistrate at Young, and to the plaintiff in a case **Hardman v. Rowan**, for the maintenance of an illegitimate child; to restrain them from further proceedings in respect of a conviction whereby Rowan was adjudged to be the putative father or an illegitimate male child, and was ordered to pay 5s per week for its maintenance, on the grounds:

1. That there was not sufficient evidence before the said Justice that Andrew Rowan was the father of the child in respect of whose maintenance the order was made.
2. That the Justice adjudged Andrew Rowan to be the father of the child upon the oath of the mother only, contrary to the statute 4 Vic, No. 5, & 8.

Mr. Darley appeared in support of the rule.

Mr. Want showed cause.

The corroborative evidence was that Rowan had made some payments under a former order.

The Court unanimously discharged the rule with costs.

Notes:

- **Ex Parte** - An *ex parte* decision is one decided by a [judge](#) without requiring all of the parties to the controversy to be present.
- **Rule nisi** - is a court order that does not have any force unless a particular condition is met. Once the condition is met, the ruling becomes a decree absolute (**rule absolute**), and is binding.

EX PARTE ROWAN.—This was a motion to make absolute a rule nisi for a prohibition to be directed to a Justice and the Police Magistrate at Young, and to the plaintiff in a case *Hardman v. Rowan*, for the maintenance of an illegitimate child; to restrain them from further proceedings in respect of a conviction whereby Rowan was adjudged to be the putative father or an illegitimate male child, and was ordered to pay 5s per week for its maintenance, on the grounds—1. That there was not sufficient evidence before the said Justice that Andrew Rowan was the father of the child in respect of whose maintenance the order was made. 2. That the Justice adjudged Andrew Rowan to be the father of the child upon the oath of the mother only, contrary to the statute 4 Vic., No. 5, s. 8. **Mr. Darley** appeared in support of the rule. **Mr. Want** showed cause. The corroborative evidence was that Rowan had made some payments under a former order. The Court unanimously discharged the rule with costs.

LOCAL INTELLIGENCE

YOUNG POLICE COURT.

Tuesday.

(Before the Police Magistrate.)

AFFILIATION

Ada Ann Hardman v. Andrew Rowan.

Defendant did not appear.

Plaintiff deposed that an order of the court requiring defendant to pay her 5s (**5 shillings**) a week for his illegitimate child had not been complied with.

Sen-constable Walmsley deposed : I produced a summons on Saturday last December 10th; I served a copy of summons on defendant personally; I read the summons and told him his attendance would be required here today for disobeying an order of the court, he said he would **not pay** and I could take him at any time; I had before served him with a copy of an order of the court, and a note from the Sub-inspector of Police.

J. R. Edwards deposed: I am C.P.S. at Young; I produce the original order made by this court on 10th July, 1877, ordering Andrew Rowan to pay 5s per week for twelve months into the hands of the inspector of Police at Young, for the support of his illegitimate male child, of which Ada Ann Hardman was the mother; a certified copy of that order was lodged by me with the Clerk of the Peace.

Mr. Sub-inspector Meares deposed: I have not received any money from Andrew Rowan on account of the order the subject of this investigation; I have seen a copy of the order.

The court ordered that Andrew Rowan be imprisoned in the goal at Young till the order be complied with; and be adjudged also to pay 12s, Ada Ann Hardman's **expenses**, for attending court, and 6s 6d cost of court.

Tuesday.
(Before the Police Magistrate.)
AFFILIATION.
Ada Ann Hardman v. Andrew Rowan.—
Defendant did not appear. Plaintiff deposed that an order of the court requiring defendant to pay her 5s a week for his illegitimate child had not been complied with.
Sen-constable Walmsley deposed : I produced a summons on Saturday last December 10th I served a copy of summons on defendant personally; I read the summons and told him his attendance would be required here today for disobeying an order of the court; he said he would not pay and I could take him at any time; I had before served him with a copy of an order of the court, and a note from the sub-inspector of police.
J. R. Edwards deposed : I am C.P.S. at Young; I produce the original order made by this court on 10th July, 1877, ordering Andrew Rowan to pay 5s per week for twelve months into the hands of the inspector of police at Young, for the support of his illegitimate male child, of which Ada Ann Hardman was the mother; a certified copy of that order was lodged by me with the Clerk of the Peace.
Mr. sub-inspector Meares deposed : I have not received any money from Andrew Rowan on account of the order the subject of this investigation; I have seen a copy of the order.
The court ordered that Andrew Rowan be imprisoned in the goal at Young till the order be complied with; and be adjudged also to pay 12s, Ada Ann Hardman's expenses, for attending court, and 6s 6d cost of court.
An application to allow music and dancing in Mr. Solomon's house at Wombat on Boxing night was granted.

BURRANGONG ARGUS

Wednesday 7 August 1878
LOCAL INTELLIGENCE

YOUNG POLICE COURT.

Tuesday.

(Before the Police Magistrate.)

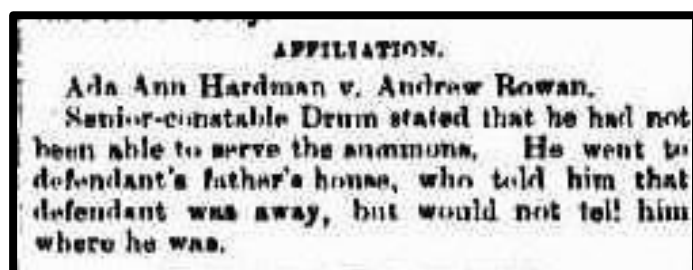
AFFILIATION

Ada Ann Hardman v. Andrew Rowan.

Ada Ann Hardman v. Andrew Rowan.

Senior-constable Drum stated that he had not been able to serve the summons.

He went to defendant's father's house, who told him that defendant was away, but would not tell him where he was.



- ❖ *The personal and family upheaval that had consumed John and Mary Ann Hardman and their daughters Ada and Emily was just one part of the equation as, at the same time, there was an even larger issue that the stressed family was dealing with and that was the relentless pursuit and “bullying” of the Hardman family by John Pring of Crowther – a classic case of the Pring the “Squatter” versus Hardman and Foster the “Selectors”.*
- ❖ *This story is covered in the next booklet!*