

Born	15 April 1824, Falkirk, Scotland [Henry <b>Stiven</b> ]
Baptism	2 May 1824, Falkirk
Parents	George Steven (Stein) and Helen Campbell
Parent's marriage	16 March 1823, Falkirk or 19 December 1823, Falkirk
Siblings (all called Stein)	Isobel (1827), John (1828), David (1830), Elizabeth (1832), Helen (1833-?), Mary Ann (1835), George (1836-1837), Margaret (1838), Helen (1839), Janet (1841), Catherine Campbell (1843), George (1848)

There are two dates for the marriage of George Stevens to Helen Campbell.

The 1841 census, Sunnyside, Falkirk, Stirlingshire:

George Stein, 30, pattern maker, not born in county; Helen, 30, not born in county; Mary 5, Margaret 3; Helen 1.

Living next door: Isobel Cambell (*sic*) 60, ind, not born in county; Isobel Stein; 10, Henry Stein; 15, apprentice wright; John Stein, 10.

Elizabeth Stein appears to be living with her grandparents in Falkirk, Henry and Elizabeth Stein.

Stirling Spring Circuit, 23 April 1846.

Henry Stein was placed at the bar, on 10 different charges of theft, and comprising about 46 articles, chiefly wrights' tools, all committed in the parish of Falkirk, in March. Mr Logan moved that the trial be delayed on the ground that the panel was of unsound mind at the time the crimes charged against him were committed. Having only come to the knowledge of the fact since coming to Stirling, he had not had time to obtain the necessary evidence. Their Lordships, after a short conversation, agreed to the request.<sup>1</sup>

Circuit Court of Justiciary, Stirling, 2 September 1846

Henry Stein pled guilty to ten different acts of theft and was sentenced to eighteen months' imprisonment in Perth Prison. According to the Court papers, Henry was guilty in terms of his own confession to the first, ninth and tenth charges. The Advocate Depute passed from the remaining charges, and from the aggravation of housebreaking. Henry was to serve his sentence in the general prison of Perth. Another record gives his name as Henry Stien, or Henry Stein or Henry Steven; and he is a wright.<sup>2</sup>

Stirling Spring Circuit, 17 April 1849

HENRY STEIN, 24, pleaded not guilty to a charge of theft, aggravated by a previous conviction. The charge amounted to the prisoner's having stolen two five-pound notes and a one-pound note from a jacket belonging to Mr James Baird, feuar and engineer, residing with Mary Cowie, tavern-keeper, Camelon. The theft took place on or about 11 March last, near an unfinished house near Sunnyside, in the parish of Falkirk, where Mr Baird and the prisoner (then Mr B.s employment) were employed. A number of witnesses were examined for the prosecution, tracing the possession of the notes to the prisoner, and also the previous conviction. Lord Wood summed up, and the Jury returned a verdict of guilty as libelled. His Lordship sentenced the prisoner to seven years' transportation. The court records show Henry Stein, joiner (son of George Stein, Pattern maker), Sunnyside, Falkirk, Stirlingshire.<sup>3</sup>

The Prison Registers show that Henry Stein, 24, single, joiner, was convicted 17 April 1849 at Stirling of theft with one previous conviction, and sentenced to 7 years. Henry was Church of Scotland, and

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<sup>1</sup> Stirling Observer, 30 April 1846, p4

<sup>2</sup> Edinburgh Evening Post and Scottish Standard, 30 September 1846, p3; National Records of Scotland, (NRS), JC26/1846/280; AD9/10 p. 85; Ad14/46/89

<sup>3</sup> Stirling Observer, 19 April 1849, p4; NRS, JC26/1849/241; AD14/49/200

"He was at one time insane", this was in 1846, as the newspaper reported. He was received at Millbank Prison on 24 December 1849 from Edinburgh, and later transferred to Portland Prison on 20 August 1850. Henry boarded the *Pyrenees* on 13 March 1851 for the voyage to Western Australia.<sup>4</sup>

On arrival at Fremantle, Western Australia, on 28 June 1851, he was assigned number 633, issued with a Ticket of Leave and a physical description of him was recorded.

633. Henry Steen, 27, 5'5½", brown hair, grey eyes, oval face, fresh complexion, stout, one scar above wrist and mole on right arm, one mole on left arm, tooth broken in front, joiner and cabinet maker, single.<sup>5</sup>

The Superintendent's Journal shows:

18 July 1851. The following 23 men will be received from the ship *Pyrenees* today and located in Division No.3, including 633 Henry Stein.

21 July 1851. The four men listed below will proceed to the M.E.S. [Mt Eliza Station] with the Boat, taking men for Toodyay, and will also take their beds and bedding, including 633 Henry Stein. <sup>6</sup>

A Conditional Pardon was granted on 23 April 1853.

At some stage Henry moved to the area around Bunbury.

Henry Stein, C.P., was committed on 28 September 1854, for trial on 4 October 1854 at the Quarter Sessions. He was charged with stealing 20lbs. of Beef, the property of John Moore, at Picton, found guilty and sentenced to 6 months. The trial cost £ 11.15. 6., for two witnesses, Jury, rations and transport. <sup>7</sup>

At Bunbury on 1 June 1869:

Henry Stein, carpenter, was summoned before the Magistrates by Charles Hastie, charged with having absconded from his employer's service. Stein, a miserable-looking creature, in his defence, stated that he had been ill-treated by his employer, who frequently struck him and refused to pay him any wages. He had been put to trench some ground, and his swollen feet and emaciated appearance convinced the Bench that he was unfit for such labour: he was therefore sentenced to twenty-four hours for absconding, and his engagement was cancelled. The Magistrates stated that he could recover his wages, if due, in the Local Court. Stein is now employed by Mr William Forrest, where he will meet with better treatment.<sup>8</sup>

Hy Stein, 45, 633, Protestant, can read, charged with unlawful possession, was convicted at Bunbury on 20 April 1870 and sentenced to 6 weeks. He arrived at Fremantle Prison on 23 April and was discharged 1 June 1870. <sup>9</sup>

**\*\*** The following record may be Henry, or William Ballman (Ballan) number 1833.

H Stein, 50, 1833, Protestant, can read, absconding from service, was convicted 3 June 1874 at Bunbury, and sentenced to 3 months. He arrived on 27 June 1874 at Fremantle Prison, and was discharged on 3 September 1874.

Another record shows 1833. H. Stein (*alias* Ballan), absconding from service.

Henry continued thieving:

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<sup>4</sup> The National Archives (TNA) UK, PCOM2/383; HO24/4; PCOM2/30

<sup>5</sup> SROWA, Acc 128/32

<sup>6</sup> SROWA, Superintendents Orders, So1-So3, p63, p65

<sup>7</sup> SROWA, FCN40, Acc 128/33-37; The Perth Gazette and Independent Journal of Politics and News, 6 October 1854, p2

<sup>8</sup> The Perth Gazette and West Australian Times, 4 June 1869, p2

<sup>9</sup> SROWA, Acc 1156/V16a-V16c

633. H. Steen, 51, carpenter, can read and write, larceny of a table, convicted at Bunbury on 23 September 1876 and sentenced to 6 weeks. He arrived at Fremantle Prison 3 days later, and was discharged on 4 November 1876.<sup>10</sup>

In January 1879, Henry Steen, exp, late 633, was described as aged 54, stout, 5'5¾", grey hair, grey eyes, oval visage, fresh complexion, scar above wrist, mole right arm, mole left arm, broken tooth in front; larceny of about 25lbs flour from William Forrest's mill at Leschenault on 30th ult. <sup>11</sup>

He was convicted at Bunbury on 24 January 1879 and sentenced to 6 weeks. Discharged on 3 March 1879 from Perth Gaol. <sup>12</sup>

Later in the year, in December 1879, Henry Stein, exp, late 633, was convicted at Bunbury on 15<sup>th</sup> inst, and sentenced to 6 months hard labour. The stolen property recovered with the exception of the screw wrench. Another record says he was discharged; the augur and drawing knife being recovered.

He was again before the Bunbury Court on 21 June 1880, sentenced to 6 weeks' hard labour for larceny. The property was recovered.

A Warrant was issued in July 1880. Henry Stein, exp, late 633, middling stout, 54, 5'5½", brown hair turning grey, grey eyes, oval visage, fresh complexion, cut mark inside left ankle, having in his possession one hammer, one square and one punch, well knowing the same to have been stolen or unlawfully obtained. Dated Bunbury on 14 July 1880. *This man is at Present undergoing a sentence.*<sup>13</sup>

In August 1880, Henry Stein, exp, late 633, who was on remand, was brought up at Bunbury on 12th instant and discharged on his own recognisance to appear when called upon. Later in the year, Henry appeared in Bunbury Court on 24 November and was discharged.

**\*\* Report of a premature death! The newspaper reported:**

There will be no inquest held upon the body of Henry Stein, found dead in his bed, at Perth, as Dr Waylen, who had been attending him, gave a certificate of the cause of death. <sup>14</sup>

This man may be John Sterne, 44, who died at Perth in 1888.

Henry, who worked as a carpenter, continued to live in the Bunbury area. He died on 12 February 1891 at the Bunbury Hospital, aged 66.

Death certificate: Henry Stein, 66, Bunbury Hospital, 1891/126

### **Family in Scotland.**

1851 census, New House Sunnyside, Falkirk, Stirlingshire.

George Stein, 42, Pattern Maker, born Linlithgow, Stirlingshire; Helen, 42, born Gurpremat, Perth; John 20; Jenet 9, Catherine 7, Mary Duncan 2, granddaughter.

Living next door: Isabella Campbell, 70, Mary Stein 14, Margaret Stein 13, Helen Stein 11, (granddaughters); Isabella Duncan 22, visitor, Helen Duncan 9 months, and two lodgers.

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<sup>10</sup> SROWA, Acc 1156/R&d9-R&d9a; Cons 1156/F3-F4

<sup>11</sup> Police Gazette, January 1879

<sup>12</sup> Police Gazette March 1879

<sup>13</sup> Police Gazette, July 1880

<sup>14</sup> The Evening Times, 16 April 1888, p3