



(A) Vide ss. 1 and 9.

# Warrant and Complaint for an Indictable Offence.

CANADA,  
CITY OF VICTORIA,  
PROVINCE OF BRITISH COLUMBIA, }

THE INFORMATION and complaint of *Thomas D. Lindsay*  
of *Victoria British Columbia* taken this *20<sup>th</sup>* day of  
*December*, in the year of Our Lord One Thousand Eight Hundred and  
*eighty two*, before the undersigned, *me* of Her Majesty's Justices  
of the Peace, in and for the said

Province, who saith that *he has just cause to suspect and believe and doth suspect and believe that on Wednesday the 20<sup>th</sup> day of December 1882 between the hours of three o'clock and five o'clock in the morning Ah On and Ki Chow did break into the dwelling house of him the said me Pao Kee on Government Street in the city of Victoria aforesaid and did feloniously steal therefrom one purse and the sum of four hundred dollars or thereabouts in gold the property of the said Pao Kee contrary to the form of the statute in such case made and provided*

SWORN before *me*, the day and year first above mentioned, at Victoria, in the said Province of British Columbia.

*Thos D Lindsay*

*A. Pemberton*

*P.M.*



Indictable Offences.



(M) See s. 29.

**Depositions of Witnesses.**

CANADA,  
CITY OF VICTORIA,  
PROVINCE OF BRITISH COLUMBIA. }

THE EXAMINATION of *Thomas J Gudsay* \_\_\_\_\_, of  
\_\_\_\_\_ in the Province aforesaid, taken on this  
*Twentieth* - day of *December* , in the year of Our Lord One  
Thousand Eight Hundred and Eighty-*two* , at Victoria, in the Province aforesaid, before the  
undersigned, *one* of Her Majesty's Justices of the Peace for the said Province, in the presence and  
hearing of *Ki' Chew, and Ah Ou* \_\_\_\_\_ who <sup>are</sup> ~~is~~ this day  
charged before me, ~~for that he, the said~~

This Deponent, *Tho. J Gudsay* \_\_\_\_\_, upon his  
oath deposeseth, and saith as follows:

*I have heard my superintention read  
and it is true, and I see the persons I charge  
in Court:  
This morning about 5 minutes to  
5 o'clock, whilst in the act of making up the*



3

Chinese Cook at the New England Bakery. I heard a disturbance amongst some Chinese men, and I saw one shouting and jumping excitedly at the corner of Government and Johnson Streets. I hurried to where he was, and from information I received, I went to Pow Kee's door Government Street, and I was there told that Pow Kee had been robbed of \$400. I went down stairs to the lower floor, and I found the Box (now in Court), under the adjoining building to Pow Kee's. The top of the box was freshly broken open, and I saw a pair of Chinese shoes lying close to the box. I saw 2 planks about 10 feet long, portions of the house, knocked from the end of the building. I returned quickly to Government Street, and from there to Kwong Lee's building on Crown and Street, and I heard a noise in the Ravine as if some person was scrambling. I also heard a dog bark. I attempted to get into the Ravine by Morley's Blacksmith Shop and whilst there I heard a Chinaman shout "two men run". I ran quickly to Government Street, and I could see at the crossing of Government and Crown and Street faintly a Chinaman he followed was running, & I followed after him. When I got to the Prince of Wales Saloon I distinctly the two objects at Long Horns Store. I chased



47

They were running I chased them, and I  
lost sight of them in a moment, I ran on  
to the Corner of Douglas & Hornumant Streets, entered  
several Chinese houses (where I saw a light) and  
finally I came to an alley between Government  
and Douglas Street, on Cornumant Street, and I  
saw a faint light through the window of the Caber  
I approached cautiously, and I saw the two prisoners  
now in the dock in the said caber, I saw one  
of them, <sup>Ki Chew</sup> sitting in a bed or bunk about 8 feet  
high from the floor he had his back to me &  
was leaning over as if he was counting something  
the other one was ~~on~~ on the floor putting on a  
pair of slippers - He immediately opened the door  
and came out and I stepped in, and the person  
Court who I hear call himself 'Ki Chew, dropped the pants  
produced on the bed and partially covered them up  
I reached ~~and~~ up got the pants let them fall on  
the table, and as they dropped <sup>on the table</sup> I heard <sup>it sounded</sup> something  
fall, as if it was heavy, <sup>and as inside of number</sup> I felt in the pocket &  
I found the purse & money produced, amounting  
to \$400<sup>00</sup> in gold coin. Purse is marked "A"  
The other man, who I hear him call himself Ah On  
I waited for him, until he came in, He asked  
me in English & very saucily, "what brought me there?"  
I stepped in the door way & got between him and  
the door (he on the inside of the house) and I said  
I'll take this money, he said ~~They~~ They talk'd  
Chinese (very excitedly) to each other, <sup>and I drew my pistol</sup> and  
Ah On said the money belonged to the  
other man, <sup>Ki Chew</sup> and that he got it from Portland



I had my uniform Coat & Badge on at the time, and I told them that I was going to arrest them. I threw my great Coat off because I expected resistance -

There was another Chinaman in (the house before spoken of) his name is Ah Poo. After they quieted down, and I stepped to the door & blew my whistle and officers McLeod, and Welsh came to my assistance and we arrested the prisoners and took them to goal;

In the pocket of the Pauls I found some fresh clay, a live Earth worm, a Key, and some pieces of Chinese paper a dirty handkerchief. The Pauls had wet mud on them at the time named

to found

the ground outside was muddy -

There was also a Chinese Coat which was muddy and wet, <sup>there was</sup> I also picked up a pair of Chinese shoes, which were wet also and another pair of Carpet slippers which were very wet; - There was also in the pocket of the pant 4 quarters (cloth.) 3 stout Bills, and one Bogus Coin; these were carefully wrapped up in a piece of paper

The Blouse of the prisoner Ki Shoe had spots of damp mud or clay on them

The prisoner Ah Oh said that he had been up to Cook his breakfast.



5

The 2 planks above named were freshly taken off. When said planks are off access can be gained to <sup>the underneath</sup> all those buildings.

I found a portion of the lid of the box named chopped off, & I found it on the hinge of it broken - it <sup>the box</sup> was in the same condition as now produced.

The (third) <sup>Chy Foo</sup> Chinaman was in bed and when he arrived at Goal he told me that a short time before I arrived at the house he heard somebody come into the house: and he said Ah Du cooked supper at 12 o'clock. It was a little after (about 10 or 15 minutes past 5 o'clock) and when the prisoners were arrested.

I saw the pants

When Ki Cheu was arrested he had no pants on.

When the ~~money~~ pants dropped on the table I think the purse was open, and I took the purse and money and put it in my pocket. I counted the money at the jail and it amounted to \$400<sup>00</sup>.

Wm. Lynch C.P.S.

Interpreter

Chin Ah you

A. Huntington M.

Thos Lindsay



W. E. Shaw

Mr. W.

Dec. 24<sup>th</sup> 1862



December 27, 1882

I examined the premises where the robbery took place, where I found the box produced.

I wish to correct a former statement, I then stated that there was no <sup>or</sup> partition in cellar between Pow Kee House and the adjoining premises where the box was found, on examination I found that there is a partition. There was a doorway in said partition but it was nailed up previous to the robbery, I found on examination that the nails had been broken that fastened said door, and that the door was busted out. The door was not on hinges.

I found the key produced I wish to state in addition to the evidence I gave the other day, "That I found the key produced marked "B" in the pocket of the pants produced in Court on the 20<sup>th</sup> Inst. Said pants were in possession of Ki Chow. I found the said key at the same time I found the money. The said key opens the lock of the door that leads into Pow Kee's front Shop from the Stair Entrance from the cellar, beneath Pow Kee's house — I fitted said key to said door —



#  
Dec 27 1882

This morning  
Ki Shou tried the pair of shoes  
mark'd "C" on produced in Court  
and they fitted him exactly -

Oh Oh tried on the other pair  
mark'd "D" and they seemed to fit him  
very well, they were a little more worn  
than the others. Oh Oh remarked  
when he put the shoes on, "that he never  
wore Chinese shoes".

The door In order to get into  
Pro Kees home it was necessary to break  
open the door. I noticed said door  
had been broken open immediately I  
left the Police Court after giving my evidence

A. Henderson  
P.M.

Thos. Lindsay



W. H. H. H.

Oh, no

Monday

Special



Indictable Offences.



(M) See s. 29.

**Depositions of Witnesses.**

CANADA,  
CITY OF VICTORIA,  
PROVINCE OF BRITISH COLUMBIA. }

THE EXAMINATION of *Ah Hong*, of  
*Second*, in the Province aforesaid, taken on this  
day of *January*, in the year of Our Lord One  
Thousand Eight Hundred and Eighty-*three*, at Victoria, in the Province aforesaid, before the  
undersigned, *one* of Her Majesty's Justices of the Peace for the said Province, in the presence and  
hearing of *Si Chew & Ah ~~Chew~~* who is this day  
charged before me, ~~for that he, the said~~

This Deponent, *Ah Hong (a chuanman)*, upon his  
oath deposeth, and saith as follows:

*I live at Poo Kee's Shop. I  
remember a robbery on Wednesday  
morning near two weeks ago.*



2

it was about 4 O'clock in the morning  
I heard a noise on the stairs and  
woke up. I got up and lit a  
match, I saw the back door open  
and I went and woke up Pow Kee  
and I lighted the lamp, and I saw  
that the trunk was gone, myself &  
Pow Kee then went into the cellar  
together and I saw the trunk, <sup>produced</sup> in  
the cellar of the next house, (produced)  
I also saw 2 pair of Chinese Shoes,  
alongside said trunk. The trunk  
when I saw it was broken open  
Pow Kee felt for the money in the drawer  
of the trunk and he found it gone  
and he told me that he had had \$400  
in the trunk - When I have no work  
at other places I stay with Pow Kee,  
and on the night in question I was  
sleeping in Pow Kee's Store.

There was a <sup>cellars of the</sup> partition between  
the two houses of the two houses, and a  
door in that partition which was nailed  
up. But when I went with Pow Kee  
that morning with the light, the door  
was broken open.



To the Court  
 of the prisoners  
 Witness

Wheigh C. B.

Interpreter

Chin Ah you

A. J. Henderson  
 M.

I don't know either  
 ah Hong 非同





(M) See s. 29.

**Depositions of Witnesses.**

CANADA,  
CITY OF VICTORIA,  
PROVINCE OF BRITISH COLUMBIA. }

THE EXAMINATION of *Sow Kee*, of  
*Victoria*, in the Province aforesaid, taken on this  
*2nd* day of *January*, in the year of Our Lord One  
Thousand Eight Hundred and Eighty-*Three*, at Victoria, in the Province aforesaid, before the  
undersigned, *one* of Her Majesty's Justices of the Peace for the said Province, in the presence and  
hearing of *Ki' Chou & Ah On* who is this day  
charged before me, for that he, the said

This Deponent, *Sow Kee*, upon his  
oath deposeth, and saith as follows:

*I live on ~~Cross~~ Government Street  
Victoria - I am a merchant Tailor  
I live in the same House where the shop  
is, I live in the back of the shop*



Street

situate on Government House

I had some Cloth and the several goods belonging to a Tailors Shop I began the Trunk (now in Court, it belongs to me, I kept it alongside the bed, behind the door

I remember losing the trunk (but not the day -) <sup>I think</sup> It was on a Wednesday in the morning about 4 o'clock - about 2 weeks ago -

Two thieves stole the said box away; the said trunk <sup>is produced</sup> now in Court;

There was the said Trunk contained underclothes also \$400<sup>00</sup> in a purse; I was owner of the said purse and money

The purse was something like Buck Skin; when it opened the fastening was something like brass

The said purse had a pouch inside or division inside. There was no mark on it. It was second hand - not new -

I had had it about two years, but did not generally carry it about in my pocket

I remember there was \$400<sup>00</sup> in Gold Coin in the purse -



no more, nor no less I recognize  
the said <sup>produced</sup> purse as mine (mark'd  
A) The purse was in the  
drawer of the Box —

The money consisted of  
Some \$20<sup>00</sup> and \$10<sup>00</sup> Gold pieces  
I to saw the Trunk in the  
Cellar a little after 4 O'Clock, it  
was then broken

When I went to bed the  
box was not broken, and it was  
lock'd I did not see  
the axe <sup>produced</sup> that time. The  
axe don't belong to me — I  
never put the axe in the trunk  
When I look'd at the trunk  
I saw 2 pairs of China Shoes  
the same two pair as is now  
produced in Court — I saw  
two Planks <sup>were</sup> off torn off — the  
nails were broken — after  
breakfast we followed certain  
foot tracks, and found the axe  
my house was lock'd on the night  
in question

To Court I went to bed a little after  
11 O'Clock and I woke up a  
little after 4 O'Clock, a Chinaman  
named Ah Hong woke me up —



4  
Ah Keng struck a match saw  
the back door open and then came and  
woke me up. The trunk was in  
my room. I don't lock the door  
in my room. but I locked the back  
door.

My bed room is marked on  
the diagram "Exhibit F." by the  
letter A. The door from which bed  
room leads into the shop

B<sup>1</sup> is the back door, which  
leads to another back door at the  
head of the stair case call'd B<sup>2</sup>.  
it also leads to a back room  
mark'd B

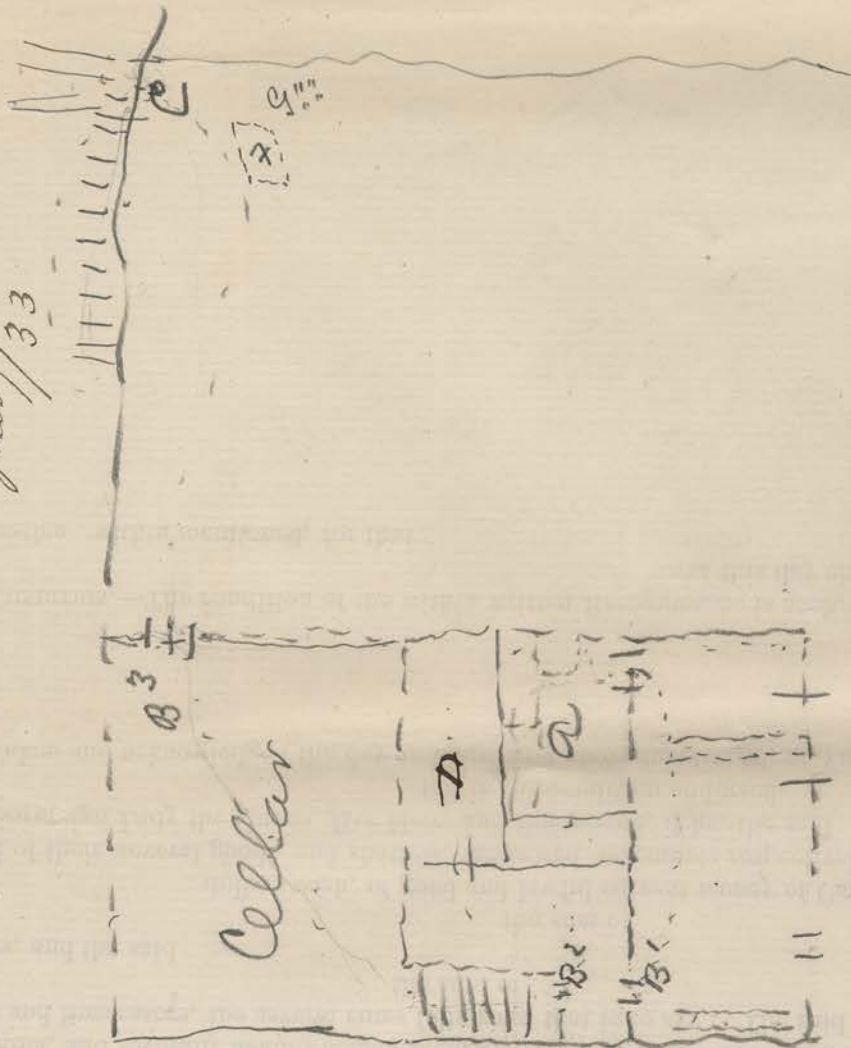
There is also a door in the collar  
in the partition between my house  
and the next house, call'd B<sup>3</sup>  
which is the door that was broken  
open

The place mark'd "C" is  
where the 2 planks were torn off  
"F" is where the trunk was found  
and "G" is where the Chinese slippers  
were found

Exhibit F  
Side



Exhibit E, AP  
2 Jan 1933



RECOGNIZANCE OF BILL





I don't know the prisoners I never saw them except on the last Chinese New Year when Ah on came into the store - about eleven months ago - I then saw Ah on only -

There was nothing taken from the box but the money, The underclothes were left in the box in the day time

I counted the money the day before the said money was stolen there is a window in the front shop & people could look into my room from the side walk

Witness to  
signature

Pow. Kee 許吉 許

W. Wright  
Interpreter.

Chin Ah Yau

A. P. Henderson

Chin



Indictable Offences.



(M) See s. 29.

**Depositions of Witnesses.**

CANADA,  
CITY OF VICTORIA,  
PROVINCE OF BRITISH COLUMBIA. }

THE EXAMINATION of *John McLeod*, of  
*2<sup>d</sup> Victoria*, in the Province aforesaid, taken on this  
day of *January*, in the year of Our Lord One  
Thousand Eight Hundred and Eighty-*three*, at Victoria, in the Province aforesaid, before the  
undersigned, *one* of Her Majesty's Justices of the Peace for the said Province, in the presence and  
hearing of *Si Chen & Ah On* who is this day  
charged before me, ~~for that he, the said~~

This Deponent, *John McLeod*, upon his  
oath deposeth, and saith as follows:

*I assisted in arresting both  
prisoners, Officers Lindsay and Welch  
were with me the arrested them*



in a cabrio off Cornwall Street  
between 5 and 6 O'Clock of the morn-  
ing of the 20<sup>th</sup> of December last  
on a charge of stealing \$400<sup>00</sup>

The prisoners were charged by  
Pow Kee

The prisoner Ki Chu was on a  
sort of Platform of the house off Cornwall  
Street, He had on the same Chinese  
Cloathing as he has on now in court

The other prisoner Ah On was  
dressed as he is now except he had  
on a pair Chinese Shoes which were  
wet

There was some cloathes  
hanging up in the room, but they  
were Chinese Blouse as he wears  
now <sup>ah on</sup> He also said he didn't do it  
The other prisoner said nothing

The box <sup>now produced</sup> was in the same state  
as when I examined it at Pow  
Kee Store Government's on the morn-  
ing in question: On inquiry

Pow Kee informed us "That he had  
lost \$400<sup>00</sup> in Gold after the arrest  
I asked Pow Kee the kind of money  
he had lost and he said  
there was \$40<sup>00</sup> in ten dollar



pieces, and the balance in \$20<sup>00</sup>  
dollar pieces all in Gold

John M. Lovell

Wm  
Wright  
C. C.

A. J. Robertson

P. M.



