



Miss Copland

Helping me to count money was wrong

Locked it up in a small safe.

Genl. Cameron & presented her gun & to her.

Joe ~~emperson~~ sent for me & said that

he crossed the roof & unbolted the outer door
That doctor Ah Lee broke down of the house

no unknown broke safe

2 other chambers outside, in Muskoka street

In the Supreme Court of Vancouver Island

Colony of B.C. & its Dependencies

Sheweth That the jurors for our Lady the Queen upon their oath present, that Ah Sam alias Sam Moway a Chinaman, labourer, and Jo Ah Siow alias Joe, a Chinaman, & labourer - both of Victoria in the said colony, ^{being} ~~being~~ ^{found} ~~found~~ guilty on the 7th day of June April. at the place aforesaid of having taken away two gold watches of the value of \$100, 5,000 5,000 20 silver gold pieces of the current coin of the said Colony, 500 \$ + 5 silver gold pieces of the said current coin,

the dwelling house of our Jew of the said there situated feloniously did break & enter and two gold watches of the value of \$100, 5,000, 1,000, 20 silver pieces of the current coin of the said Colony, 100 \$ + 5 silver gold pieces of the current coin of the said Colony, six cameo studs of the value of \$20, 6^{gold} nuggets of the value of \$100, 100 tools of the value of \$100, and one gold watch of the value of \$20, and of the goods & chattels of the said Jew of the said dwelling house then & there being, did steal take & carry away against.

The form of the Statute in that behalf made & provided and against the peace of our Lady the Queen her person & dignity.

And the jurors aforesaid upon their oath aforesaid further present, that Ah Kim Foo, a Chinaman labourer, Ah Su, a Chinaman labourer, Ah Loo a Chinaman labourer, Ah Sam a Chinaman labourer, Ahung Foo a Chinaman labourer, and Ah Su a Chinaman labourer, both of the

Witness



that charge run on office charged -
 - Meeting in a dwelling house - amount of \$5-
 Feb 25. House broken open

March. Feb 27 or 28th
 of Mr. [unclear]
 Mr. [unclear] from the [unclear] [unclear]
 & [unclear] by some one
 you later by in the [unclear] [unclear] of [unclear]
 The [unclear] of the [unclear]
 The [unclear] & the [unclear] to put on others
 The hole & the [unclear] shes
 clay inside, only just before dry
 For [unclear] a word ask the others.
 [unclear] to

fine body
 of the [unclear]
 meaning [unclear]



✓ ^{sanctity of}
 Victoria aforesaid, in the felony aforesaid - with
 knowing the said Ah Sam alias Sam Mooney
 and Ah Tow alias Joe to have done &
 committed the said felony of larceny in force
^{afterwards to wit at the place of the felony of the day & year aforesaid}
^{at the place of the felony aforesaid}
 aforesaid. Then the said Ah Sam alias Sam Mooney
 and Ah Tow ~~at the place of the felony~~
~~aforesaid~~ did receive harbore & maintain
 against the peace of our Lady the Queen her
 person & dignity.

✓ And the jurors aforesaid upon their oath aforesaid
 further present that the said Ah Sam alias Sam
 Mooney, and Ah Tow alias Joe ^{afterwards to}
 wit on the day & year aforesaid ^{at the place of the felony aforesaid}
^{with certain other 20 the gold watches of the value of \$100}
 1000 other 20 dollar gold ^{pieces} coins of the said current
 coin of the said colony, 100 other ^{5 dollar} gold pieces of the
 said current coin, six other cameo studs of the value
 of \$26 other gold rings of the value of \$100, and one or
 ✓ gold brooch of the value of \$20, of the goods &
 chattels of the said Joe aforesaid. Then & the being
 found, feloniously, did steal take & carry away
 against the peace of our Lady the Queen her
 person & dignity.

✓ And the jurors aforesaid upon their oath aforesaid
 further present that the said Kiu Foo, Ah Sa
 Ah Foo, Ah Sam Cheung Foo, and Ah Su
 retaining the said Ah Sam other wise Sam
 Mooney ^{and} Ah Tow to have done and
 committed the said ^{last night} felony of larceny ^{with} ^{intent}
^{in force} ^{before} ^{last} ^{aforesaid} ^{afterwards}
^{at the place of the felony aforesaid}
 the said
 ✓ Ah Sam alias Sam Mooney & Ah Tow did
 receive harbore & maintain against the peace of
 our Lady the Queen her person & dignity.



✓ Our Lady the Queen her grace & dignity
 And the jurors aforesaid upon their oaths aforesaid further
 present that the said Ah Sam alias Sam Noooy
 and Ah Tow alias Joe after murder committed on the
 day & year aforesaid at the ^{city} place aforesaid in the colony aforesaid
 2 other gold watches of the value of \$100, 1000 other
 ✓ 20 dollar gold pieces of the ^{late said} current coin, 100 other
 \$5 other gold pieces of the ^{said} current coin, six
 other silver studs of the value of \$20 dollars, six
 other gold rings of the value of \$100, & 100 ^{oz}
 ✓ books of the value of \$100, & one other gold watch
 of the value of \$20 of the goods & chattels of the
 said Josephland before them feloniously stolen
 ✓ taken & carried away feloniously did receive &
 have (they the said Ah Sam alias Sam Noooy
 & Ah Tow alias Joe & they & their well knowing
 the said last mentioned goods & have been feloniously
 ✓ stolen taken & carried away) against the form
 of the Statute in such case made & provided and
 against the peace of our Lady the Queen her grace &
 dignity,

✓ And the jurors aforesaid upon their oaths aforesaid further present
 that the said Kim Foo, Ah Sa, Ah Soo, Ah Sam
 Shung Foo, & Ah Su well knowing the said
 Ah Sam alias Sam Noooy, & Ah Tow to have done
 & committed the said ^{last years} felony ^{last} in form last
 aforesaid afterwards ^{with day & year aforesaid} committed at the place aforesaid in
 the colony aforesaid them the said Ah Sam alias Sam
 Noooy, & Ah Tow ~~alias~~ did receive harbour
 & maintain against the peace of our Lady the Queen
 her grace & dignity.

✓
 p. 12

Supreme Court

R v

Ab. Sam Dias

& others

Sam Murray & N.

vs. Indictment

Philip Hankin

Prosecutor

Ab. Sam

Kenneth McKenye



INFORMATION.

COLONY OF VANCOUVER ISLAND }
And its Dependencies,
To Wit: }

The Information and Complaint of

Philip Haukin

of

Victoria

in the Colony aforesaid, taken this

fifth day of

March

in the year of our

Lord one thousand eight hundred and sixty

six

before me

Augustus

Pemberton Esq^r

one of Her Majesty's Justices of

the Peace for the said Colony of Vancouver Island and its Dependencies, who being sworn upon his Oath,

saith

on the twenty fifth day of February last past the dwelling house of Mr. John Lapland situate in Langley Street Victoria in the Colony aforesaid was feloniously entered by some person or persons unknown, and an iron safe broken open from which was abstracted two gold watches about twenty five hundred dollars in gold coin, a set of cameo studs and various books and papers and other articles of the value in the aggregate of about four thousand dollars, from information I received I arrested the prisoners Joe and Ah Sam at a house occupied by them and a number of other Chinamen situate about three miles and a half from Victoria, I found one hundred and forty dollars in gold twenty dollar pieces American currency and four gold nuggets of the value of twelve dollars and upwards, the twenty dollar pieces were found concealed in the padding of the coat of Sam Mossey one was found on the floor and the nuggets were found in the bed where the prisoners were sleeping. I charge Joe alias



M^r Tow of Hinamau and Sam
Moocy a Chinese doctor with
feloniously stealing a portion
of the said property, which I
produce in court, consisting of
One hundred and sixty dollars
American currency and four
gold nuggets of the value of twelve
dollars and upwards from the
said dwelling house of the said
John Copland. In the house
in which I arrested the prisoners
Joe alias M^r Tow and Sam
Moocy I also arrested the
prisoners Kim Foo, M^r Su, M^r
Soo, M^r Lam, Chong Foo and
M^r Tu whom I charge with
being accessories after the fact
in the robbery committed at the
said dwelling house of the said
John Copland.

Sworn before me the day
and date pers^o before } (Signed) Philip Hawkins
written. }
(Signed) A Pemberton.



On the twenty eighth of February
last past in the morning
after I arrested the prisoners,
I examined the premises
of Mr. Capland and I found
foot marks on the ground
inside the fence in front
of the door. I saw the
light boot which I produce
in court placed in one of the
foot prints and I found it
exactly corresponded with the
mark on the ground, the boot
belongs to Sam Macey the
Chinese doctor, the pair of shoes
I produce in court belong to
the prisoner Joe alias Ah Tow
one of them was placed in a
foot mark and it corresponded
with that mark.

In the house in which I
arrested the prisoners I
discovered a large hole which
had been dug: over it was
placed the bed occupied by
the prisoner Joe; I found the
prisoner Joe sleeping on the bed.
The hole had been recently
dug and on examining the
clothes of the prisoners I found
them all more or less covered
with clay showing they had
been engaged in digging the
hole: I asked the prisoner
Sam Macey if he had any
money about him and he denied



Having, any on searching
him, I found seven twenty
dollars pieces sewn in the
padding of his coat, when
I had found three of them
he admitted having others.
Sergeant Wilmer assisted me
in searching him.

I observed a fresh heap
of clay outside the door
of the house which had
incidentally been thrown out
of the hole.

The hole was covered with
peru, and was apparently
intended as a hiding place.

Before the prisoner Sam
Mooney made any statement
I gave him the usual caution
that whatever he might
say would be used in
evidence against him, I also
cautioned the other prisoners;
I do alias Mr. Low understands
English.

The house in which I arrested
the prisoners is situated
about half a mile from
Swan Lake on the Saanich
Road. I do not know
who is the owner of the house,
but all the prisoners occupied
it at the time I arrested them.

(Signed) Philip Hankin

INFORMATION.

COLONY OF VANCOUVER ISLAND }
And its Dependencies, }
To Wit: }

The Information and Complaint of

John Copland

of

Victoria

in the Colony aforesaid, taken this

Twenty sixth day of

February

in the year of our

Lord one thousand eight hundred and sixty

six

before me

Augustus

Hubberton Esq^r

one of Her Majesty's Justices of

the Peace for the said Colony of Vancouver Island and its Dependencies, who being sworn upon his Oath,

saith

yesterday the twenty fifth day of February Instant, about half past two o'clock I left my house situated in Langley Street Victoria in the colony aforesaid, on my return about six o'clock I found the back doors of the house had been forced open and an iron safe broken open from which had been abstracted two gold watches, about thirty five hundred dollars in gold coin, a set of cameo studs and various books and papers and other articles of the value of in the aggregate about four thousand dollars my property I have reason to believe and do believe that a Chinaman named Joe who was lately in my service as cook, and also a Chinese doctor whose name I do not know have a guilty knowledge of the whereabouts of the said property, and I pray that a search warrant may be issued.

*Sworn before me the (Signed) John Copland,
day and date first before
written (Signed) A. Hubberton*

Police Court
5th March 1864.

I John Lapland being duly sworn
on oath deposes and saith:

I have heard my information
dated the twenty sixth of
February read it is true
with the exception that the
studs therein described
are opal instead of cameo
studs.

I have heard the evidence
given by Mr. Kauffman in the
Police Court this day it is
true.

In addition to the property
I have before described as
having been stolen, there
was a gold locket with
a portrait in it of myself,
a gold bracelet set with
scotch pebble and about
fifteen to twenty one dollar
gold pieces.

On the Sunday afternoon
on which the robbery was
committed, as I was
returning home, and whilst
near the St. Nicholas Hotel
in Government Street I met
the prisoner Sam Moorey,
he had on a jacket similar
to that which he has on now,
he had his hands in the



packets holding the packets
up apparently for the purpose
of supporting them to prevent
them from swinging to and
fro.

At the time the prisoners were
arrested, they all of them had
more or less clay on their clothes.

I recognize the gold nuggets
produced in court as my property.

I measured the foot-prints
on the ground and found one of them
to be three inches and a quarter
across the sole which measurement
corresponds with the right
foot belonging to the prisoner.

I am Macey there was also
an indentation which corresponds
with the heel of the same boot.

The prisoner Joe alias Ah
Low had been in my service
as cook and was intimately
acquainted with the premises.
he left my service on the
Monday previous to the
robbery.

A candle which had been
used had been taken from
a packet which was placed
in a remote part of a
cupboard.

(Signed) John Capland

Policourt
5th March 1866

Mr Sam alias Sam being duly sworn
on oath deposes and saith:

I remember Mr Copland
and Sergeant Wilmer coming
to a house near my wash
house in Blanchard Street
Victoria.

I remember telling them
that some Chinamen had had
a dinner, they had two
bottles of wine and one
Chinaman brought the
dinner from a restaurant
it cost six dollars.

I told Mr Copland and
Sergeant Wilmer that the
prisoner Joe had ordered
the dinner up to the house.

Now that a policeman
came up to the house some
time ago.

his
Mr S. Sam
mark

Witness
(Signed) W. Heathstone

Police Court
12th March 1866

Kenneth M. McKenzie Senior being duly sworn
on oath deposes and saith:

I hear one of the prisoners
call himself Ah Su. I gave
him some wood to cut
on my property at Swan
Lake.

I made an agreement with
him to pay him so much
a day for the wood.

He with others built a house
on my land.

I hear one of the prisoners
call himself Ah Kin too
another Ah Kee another
Chong Tok and another
Ah Saw, they were working
on my land about six weeks
with the prisoner Ah Su.

The prisoners have cut about
twenty six cords.

They built a log hut.
I do not know the two
parties accused in this
matter.

I do not know any
of the prisoners being
accused of the robbery at
Mr. Coplands.

Signed / K. M. McKenzie;



Copies
 of
 Depositions
 Regina

4
 66

Th Sam alias Sam Woocay
 and
 Isaac alias Th Tow
 Larceny

Regina

Kim Foo
 Th Su
 Th Loo
 Th Lam
 Chong Foo
 Th Su

acquitted

Larceny
 Accessories after the fact

12th March 1866

plead not guilty
 verdict "guilty"
 against Th Sam &
 Sam Woocay
 Th Tow
 Sentence 3 years hard labour
 for each