



Indictable Offences.



(A) Vide ss. 1 and 9.

Information and Complaint for an Indictable Offence.

CANADA,
PROVINCE OF BRITISH COLUMBIA.

District or County of Cassiar

THE INFORMATION and complaint of John Grant of Laketon taken 12th day of August, in the year of our Lord One Thousand Eight Hundred and Seventy eight, before the undersigned, One of Her Majesty's Justices of the Peace, in and for the said District or County of Cassiar

who saith that on the evening of the 11th instant one 'Ah Sue' a Chinaman did at Laketon at the Store of Callbreath Grant & Co. 'put Off' a pass to me in payment of an account of \$100.00 Bogus or false Gold dust contrary to the Statute so made and provided

(Sig) John Grant

SWORN before me, the day and year first above mentioned, at Laketon Cassiar

(Sig) A. W. Youell S.M.

Indictable Offences.



(B) See ss. 1, 17.

**Warrant to apprehend a Person charged with an
Indictable Offence.**

CANADA,
PROVINCE OF BRITISH COLUMBIA. }

District or County of *Cassiar*

To all or any of the Constables, or other Peace Officers, in the District or County of *Cassiar*

WHEREAS *Ah Sue*
of *Lakelse*
hath this day *12th August 1878*, been charged upon oath before
the undersigned *one* of Her Majesty's Justices of the Peace in and for the said
District or County of *Cassiar*, for that he, on *11th*
of August, at *Lakelse* did

*At the Store of Callheath Grant & Cook
Merchants at Lakelse "Put-Off" or pass to
one John Grant - one of the firm - in
payment of an account of \$100⁰⁰ ⁰⁰/₁₀₀
"Bogus" - a false Gold dust contrary to the
Statute so made & provided for*

These are therefore to command you, in Her Majesty's name, forthwith to apprehend the
said *Ah Sue* and to bring him before *me* or
some other of Her Majesty's Justices of the Peace in and for the said District or County of
Cassiar, to answer unto the said charge, and to be
further dealt with according to law.

GIVEN under my Hand and Seal, this *12th*

day of *August*, at *Lakelse*

, in the District or County aforesaid.

Signed: A. W. Voull
me



(M) See s. 29.

Depositions of Witnesses.

CANADA,
PROVINCE OF BRITISH COLUMBIA. }

District or County of *Cassiar*

THE EXAMINATION of *John Grant - G. W. Taylor - W. M. Masterton J. K. Sutzshelbs*, and all
Lakeston Cassiar, taken on this *12th*
day of *August*, in the year of Our Lord One Thousand Eight Hundred
and *twenty eight*, at *Lakeston*, in the District or
County aforesaid, before the undersigned, *one* of Her Majesty's Justices of the Peace
for the said District, in the presence and hearing of *Al Sue*

who is this day charged before *me*, for that he, the said *Al Sue*
of Lakeston did on the 11th instant at
Lakeston at the Store of Galloway Grant
and took put off or pass to one John
Grant in payment of an account of
\$100⁰⁰ worth of bogus or false gold dust & &
and did also for having in his
possession when arrested a Purse
containing counterfeit or false gold
dust

This Deponent,

, upon his

, saith as follows:



N^o 1

This Depoent John Grant upon his oath saith as follows - I am a merchant trader - under the firm of Fallbath Grant and Cook of Cassiar B.C. on the evening of the 11th instant one Ah Sue - the prisoner - came into my store to pay on account of one hundred dollars in doing so he handed me a quantity of gold dust from which he told me to take one hundred dollars I told him I could not see the dust that evening when taking it from him so directed Taylor to put it in a clean cup and lock it up in the safe so that it could not be interfered with - Mr Taylor took the tin of dust and put a label upon it so that there could be no mistake about it - This morning I asked him to bring it out and then we tried it by the usual test of Acid and found that it was not all Gold dust but a large proportion of it bogus or counterfeit I informed Constable Fitzstubs of the fact and have laid my information to the above effect

E^d by Mr Davie - About 9 o'clock on the 11th instant he paid me the dust in taking the hundred dollars there was a balance of eighteen dollars left which I returned him I told him I intended to examine it in the morning - I have been doing business with Ah Sue a little over a year and have examined his dust on previous occasions - he generally makes weekly payments



mostly on Sundays & Mondays - Sunday
is generally the collecting day - Defendant
does a Retail business amongst the
Chinamen

(Sig) John Grant

Mr John Grant at his own request being
sworn under Oath wishes to state as follows:
when telling him last evening that it
was my intention to examine Gold
dust paid me by him in the morning
he said he would wish that I should
do so - as he believed that there was
 bogus dust around - or something to
that effect In paying the \$100⁰⁰ he
produced an account which had
been rendered from the Store and
upon which I credited him with
\$100⁰⁰

(Sig) John Grant

Taken before me this
12th August 1878 at Lakelse
Cassiar

(Sig) A W Kowell
A.M.

No 2

This Depoent by W Taylor being on oath
saith I reside at Lakelse I am employed
in the Store of Messrs Callheath Grant &
Cook I know "Ah Sue" on the evening of
the 11th August while attending to
business in the store Ah Sue came in to
pay an account to Mr Grant handing
him a parcel of Gold dust from which
he was to take \$100⁰⁰. Mr Grant did so
and asked ~~him~~ me to put it carefully
by itself until next day morning when
he wished to examine it - it was too
dark to do so when paid in by Ah Sue
I did so, putting it in safe where it
remained until this morning when at
about 9 o'clock we took it out and
examined it - testing it with Nitric
acid and found it contained other
metals than Gold - base metals - The Gold
dust I now produce - I am convinced
and prepared to ~~swear~~ swear that there
is what is commonly called bogus dust
in the dust produced, some of it being
gold (i.e., the sample produced - It is
customary in our store to examine
dust when there appears to be any
peculiarity about it -

Ex^o by Mr Dawie - I can't say how many times Ah
Sue was asked for money yesterday - we
look for payment on Sundays or Mondays,
as he collects his money on Sundays -
no receipt was given last night to Ah Sue
for the dust he paid - he was credited with
that amount in our books - previously to
this he has as far as I know always had

G. W. Saylor & Co. Ltd.

a receipt - I think the reason he did not get a receipt last night was that the dust had not been examined - I would have examined the dust in Court coming from anyone. I took the tin, yeast powder, out of the drawer, cash drawer it was then empty - I put the dust in it labelled it, and put in safe - This morning after it was tested, Gold dust, it was turned into another tin - why it was I cannot say - but I am positive that the tin was empty when Ah Sues' dust was put into it - The dust now on the outside of the tin most likely got there off some damp fingers which may have been handling it - when being examined

Sig, G W Saylor

Taken before me this 12th August 1878
at Laketon Cassiar

Sig, A W Vourle
S W

N^o 3

This Deposition being duly sworn upon oath
with my name is William Mashiter
I reside at Lathrop - I know Ah Sue - on
the 4th of August 78 he paid me \$32⁰⁰ yesterday
the 11th instant I discovered that a large
portion of that which he paid me as gold
dust was counterfeit or what is generally
called bogus dust I was paying a
small ^{bill} to Mr Lipsitt who thought the
dust not right I then went over to
John Grant and had it tested when
it proved to be gold dust and some base
metals - when receiving the dust from Ah
Sue on the 4th I put it in my purse in
which there was about $\frac{1}{50}$ in coarse gold,
which I know to be gold - I am certain no
other dust was put into the purse - I went
to Ah Sue this morning & told him that
the dust he paid me was bad, he looked
at it and said he would destroy it and gave
me some other in its place which he said
was good what he gave me I now produce
- having tested it - I find that it is
slightly mixed - at 9 o'clock this
morning he gave me the dust

Exam by Mr Kauri

I received the first dust on 4th inst
at Ah Wang's house he also I believe
trades at Lathrop. I made no payments
since the 4th instant until my
attempt to pay Mr Lipsitt - I mentioned
this matter to Ah Wang for whom
Ah Sue paid me the money on the 4th
instant.

(Sig, William Mashiter -

Tested before me this 12th August

1878 at Lathrop Caspar - (Sig) A W Powell J. M.

No 4

This Deposition being duly sworn upon
oath with my name is N Fitzstubb I am
constable acting at Laketon this morning
John Grant complained that Ah Sue
the accused had paid him bogus dust
or spurious dust, last evening in part
payment of an account at the store
of Fallbeath Grant & Cook, I arrested
Ah Sue and upon searching him I
found a purse containing dust
which has been handed into Court
Ah Sue said that he had received
the dust in small payments and
that ^{he was desirous that} the Magistrate should see
the dust that bring the reason why
he had it in his pocket - between
9 & 10 o'clock this forenoon I arrested
him Ah Sue

Sy, N Fitzstubb

Taken before me this 12th
August 1878 at Laketon (assize)

Sy, A W Youll
SM



PRISONER'S STATEMENT.

To WIT, *Cassiar*
Bl.

Ah Sui

stands charged before

the undersigned, one of Her Majesty's Justices of the Peace in and for the Province of British Columbia, this *12th* day of *August*

in the year of Our Lord One thousand eight hundred and seventy-*eight*

for that he the said *Ah Sui* a Chinaman

on *Sunday* the *11th* *August* 1878 at *Sakelou* *Cassiar* did put off, or pass to one *John Grant* Merchant false or counterfeit Gold dust and also with having in his possession when arrested by Constable *Litzstubs* on *Monday* the *12th* instant false or counterfeit gold dust *\$75.00*

and the said charge being read to the said *Ah Sui*
Chinaman, and the witnesses for the prosecution,

being severally examined in his presence, the said *Ah Sui*
Chinaman is now addressed by me as follows:—

“Having heard the evidence, do you wish to say anything in answer to the charge? You are not obliged to say anything unless you desire to do so; but whatever you say will be taken down in writing, and may be given in evidence against you upon your trial. You have nothing to hope from any promise of favour, and nothing to fear from any threat, which may have been holden out to you to induce you to make any admission or confession of your guilt, but whatever you shall now say may be given in evidence against you upon your trial, notwithstanding such promise or threat.” Whereupon

the said *Ah Sui* saith as follows:—
I reserve my defence - whereupon the prisoner Ah Sui is duly committed for trial at next assizes to be holden at Cassiar

12th Aug 1878 Sakelou } *By A W Towell*
Str



COMMITMENT.

DISTRICT of *Cassiar*
AW Towell Esq one of Her Majesty's Justices of the Peace for the
 said District, to the Constable of *Laketon* in the said District, and to the
 Keeper of the Common Gaol in the said District:

These are to command you, the said Constable, in Her Majesty's name, forthwith to convey and
 deliver into the custody of the said Keeper of the said Common Gaol, the body of _____

Ah Sue

charged this day, before me, the said Justice, on the oath of *John Grant*
 of *Laketon* in the said District *Cassiar* and others, for that
 the said *Ah Sue* on the *11th* day of *August*
 in the year of Our Lord One thousand eight hundred and seventy-eight, at *Laketon*
 in the said District, *did at the Store of Callbreath Grant &*
Cook's Merchants, Laketon, "put off" or pass for good
Gold dust to one John Grant in payment of
an account of \$100⁰⁰ a mixture consisting
of "bogus" dust and Gold dust &c - also
having bogus dust in his possession when
arrested

And you, the said Keeper, are hereby required to receive the said *Ah Sue*
 into your custody, in the said Common Gaol, and *him* there safely to keep until *he* shall thence
 be delivered by due course of Law. Herein fail you not.

Given under my hand and seal, at *Laketon* _____ in the said District,
 the *12th* day of *August* in the year of Our Lord One thousand
 eight hundred and seventy-*eight*.

Sig, AW Towell

(*SS*)



1879

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Alv. Smei

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DISTRICT OF

IN SENATE
this 30th day of August 1879
I, the Clerk of the Senate, do hereby certify that the
above is a true and correct copy of the original
as the same appears from the records of the Senate
in the year 1879.