

I II D E X.

RHX VS. CHOO LFE
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## IN THR SUPRIPNE COURT OF BRITISHM COTIMBEA.

 (OXER AND TERMIINER AND GENERAL GAOL DEL工VERY)CANADA.
Province of British Columbia County of Vancouvar. city of Vancouver.

The jurorg for our Loxd the King present that Choo Lee, at the Citv of Vancouver, In the County of Vanoouver, in the Province of British Columbia, on the seventh day of April, In the year of our Lord one thousand nine hundred and five, unlawfully, with menacss, did demand of Chow Dan tiflety dollaxs the money of hir the satd Chow Dan, with intent the said money from the said Chow Dan ulawfully to steal, agatnst the form of the statute in suoh case made and provided, and against the peace of our said tord the King, his crown and digntty:

> I hereby direct that the counsel actine for the crown at the Vancouver spring assizes, 1905, prafen this 3111 of Indictment, to the Grand Juxy.

Attorney-(3eneral.

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INFOR ATION AND COMPIAINT.
    Canada:
Province of British Columbia,
    City of Vancouver.
The information and complaintof Chow Te tong, of
Vancouver, takon the 7th day of April, A.D., 1905, before the
undersigned, saith that Choo Lee with menace did demand of Chow
Dan & certain sum of money, towit: $30., with intent there and
then to steal the same from the said Chow Dan.
(Sgd.) Chow F. Tong.
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Sworn before me the 7th April, 1905, at Vancouver.

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(Sgc.) A. Williams, P.M.
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## Depositions.

CHOW DAN called and sworn saith:-

Direct Exam. by lir. Cane.
1.Q. You know the prisoner? A. I don't know him.
2.Q. When did you see him? A. Last Friday.
3.Q. Where? A. liny home.
4.Q. Where is your home? A. $23 \frac{1}{2}$, Canton St., upstairs.
5.G. Was this man there? A. Yes.
6.Q. Where was you? A. I was sick, lying in bed.
7.Q. Did this man come to your bed? A. He came into my bedroom?
8.Q. What did he do? A. I looked and I seen him and he grabbed at my chest.
9.Q. What did the accused say or do? A. He caught ahold of me by the chest and dragged me down on the floor and asked me for $\$ 30$. Hesadd if I did not give him $\$ 30$. he woudd kill me. I yelled out and he put his hand on my mouth.
10.Q. Did anybody come? A. I said "Hurder" and my wife heard it and she came rushing in and she then ran for assidtance. He also had ahold of my queue and dragged me out into the passage.
11. \& From the room into the passage? A. Xes. I had ahold of his clothes and he took alold of my thumb and bent it back and he knocked me down and hurt my side. Three or four men came rushing upstairs and then took ahols of him and sent for the police. They put him down in a chair.
12.Q. How long had you been in bed sick? A. I was in the hospital 4 weeks and I should be in there yet. The doctor asked me to stay another woek, but on account of business I had to get home, and the doctor advised me not to go anywhere outside of ay home--just to keep quiet. My door is always locked on account of people coming in and out.
13. Q. Did he break it in? A. Friends coming in to see me all the time, the door was zuskax unlocked. It was closed but not saxixase locked.
14.8. Had this man any right to ask you for any money? Did you owe him any? A. I don't know, I only know he is a bad an.
15. Q. Did you owe him any money? A. No; I never had any transaction with him at all.
16. G. (Choo Iee) Did I go in and tell you to get out of the house? A. No.

Wrs. Chow Dan called and sworn saith:-

Direct examination by Mr. Cane.
17.Q. You are the wife of this last witness? A. Yes.
18.Q. Do you remember last Friday morming, the accused coming to the house? A. I do, at 1 o'clock.
 the afternoon.
20.Q. What did you see him do, if you seen him doing anything?
A. I was in the parlor at the time and I heard my husbend yell and I run in and I seen the aceused having ahold of my husband.
27.Q. What was he doing? A. He asked him for $\$ 30$., and said if he did not give it to him he would kill him.
22. *. Yofl did not see the first assault in the bedroom?
A. I went right to the bedroom door and seen him having ahold of him.
23.Q. Did he say why he wanted the $\$ 30 . ? A$. I don't know.
24.Q. What did you do when you seen this man having ahold of your husband? A. I went for assistance.

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                                    3.
CHOW TOY celled and sworn, saith as follows:
Direct examination by lur. Cane.
25.Q. What do you know about this assault and threatening?
    A. I was downatairs and Mrs. Chow Dan came down and asked
        me for help; so I ran up and found the accused having
        ahold of Chow Den's queve on the floor.
26.G. Did you hear the accused asking for money and threatening
    if he did not get it? A. Yes; I heard him asking Chow
    Den to give him $30., and if he did not give it to him
    he would kill him.
27.Q. Was any person with you at the time? A. Three or four
    came up with me, and he was handed over to the police.
28.Q. (Choo Lee) You assaulted me? A. No.
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## DEFENCE.



Two years and a half this
woman (Mrs. Chow Den) promised to marry me and all the officers know about it. She keck to be prostitute and she has changed her mind and don't want to marry me. I have often been told by people outside that this woman wanted to see me. Lee Chick told me that this woman wanted to see me, and I asked him what time should I go, and he said "Go Friday at 1 o'clock" and I said "I will go if there is money in it." I went into the house and saw Chow Dan and told him to get out of the house. I did not touch him. I did not ask him for money. I just went there and told him to get out. He then yelled out and a crowd of men came in and two went out for the police and four of them assaulted me. They took me by the head and waist and put me down, and I was sick. They injured my head and waist and tore my clothes. I feel the effects of it yet in my arm. I an not afraid of one or two of them, but when there is a big crowd I am afraid.
30. Q. (Court) Is that all? A. That is all that took place in th room, but I have lots more to say about the woman. Cross-exam. by Nr. Cane.
31. Q. What do you do? A. I am a tinker.
32. Q. Have you ever been up, convicted, and done time before?
A. Never for assault or stealing.
33. .. For what was it? A. I was arrested for selling liquor to Indians.
34. Q. Why did you want this money from Chow Dan? A. Lee Chick told me that if I went there that the woman would give me $\$ 50$. I did not ask for the money. It is all false. It is a put up job.

STATEIUNT OF THE ACCUSED.

Choo Lee saith as follows:
"I have nothing to say. I want to
give evidence.
(Sga.) William Lee.

Daken before me at Vandouver, the 12th day of April, 1905.
(Sga.) A. Williams,
B. M .


## INFOR ATION AND COMPTAINI.

Canada:
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City of Vancouver.

The information anc compaintof bhow Te Tong, of Vancouver, taken the 7 th day of April, A.D., 2905, before the undersagned, saith that Choo Jee with mensee did demend of Chow Dan a certain sum of money, towit: $\$ 30$. , with intent there and then to steal the same from the said Chow Dar.<br>(Sgd.) Chow E. Tong.

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STATMMENT OF THE ACCUSED.

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