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William Manuel Pray. Sworn upon his oath as follows -

I am a miner - at present. I live at Protection Island and have lived there since April 1891. I was Contractor with James Richards for sinking Protection Island Shaft for the New Vancouver Coal Mining and Land Company Limited. I employed all nationalities of labour - amongst them were Chinese - the labor was paid for through the said Company - I gave in the case of Chinese tickets - a small slip of paper with day and date and number of the Chinaman (we had six working at that time) such as No 1, No 2, No 3, No 4 and so on - We did not name the Chinese they went by numbers -

In the month of May 1891 - I gave this man (pointing to Loo Jut the prisoner) either one or two tickets besides his own for labor done in the month of April 1891 - I have no recollection of the other Chinese having in that month requested me to give Loo Jut their tickets - That time I had given No 3

Chinaman his own ticket - I believe No 4 Chinaman had his own ticket - there was another Chinaman who had his ticket -

I believe No 5 who worked with Loo Jut -

I believe that I gave the tickets of No 1 and No 6 Chinaman to Loo Jut - That No 1 (pointing to Joe Ann) No 1 had worked 29 days for us in the month of April 1891 at $\$1\frac{1}{2}$ per day

No 6 had worked about 20 or 21 days in the same month at the same rate of wages

No 5 (afterwards killed on the top of the shaft) worked I believe 26 days in the month at the same



Same rate of wages — We had handed in to the said Company a pay list showing those days and amounts payable to these men —

The wages could only be drawn by presentation of the tickets that I gave — All that was on the tickets was as I have stated — The name "Protection Island Shaft" Date — and the number of the Chinaman and "Please pay No 2" so as it might — Chinaman his pay — and Signed "Bray and Richards" The Prisoner was No 2 — and I positively identify him as the Chinaman to whom I gave same tickets. besides his own on that pay day — as I believe the tickets of No 1 and No 6 Chinaman

Signed W. M. Bray

The above deposition being interpreted to the Prisoner by Ma Sing and prisoner being asked if he has any questions — Says "Billy" (meaning Mr Bray) gave me tickets — No 1 and No 6 — No 1 all the same Joe Ham — No 6 all the same Chang Joe No 5 (being Ma On) him dead I paid Ma On — Not promised to lend the money to me —

The Prisoner says he has no questions to ask but wants to say something more to the Bench

Signed Ma Sing Interpreter

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Nesley Robinson Bryant being sworn upon his oath saith as follows —

I reside in Nanaimo and was so residing in 1891 — when I was Paymaster of the New Vancouver Coal Mining and Land Company Limited — I made up the wages account or pay sheets and paid the men employed by the said Company — In April and May 1891 we made up the wages of the white men at Protection Island as well as the Chinese twice a month, but only paid the Chinese, at their own request once a month

Bray (the last witness) and Richards had a contract with the said Company for sinking the Protection Island Shaft — I paid the Contractor workmen the wages certified to be due to them by Bray & Richards — and charged the total amount of their pay sheet to the Contractor as an advance — Bray and Richards had 6 Chinese in their employment in April 1891. I produce the Pay Sheet Book for that period — It shows the Contractor account of footage sunk — with deductions for Cash advanced, materials supplied and rent and medical account, for every two weeks — It also shows in detail the Contractor Pay Sheet of Miners (Sinks) and top men employed — It also shows the number of days worked by each man — the rate of wages — amounts deducted and the balances of cash paid to them

In April 1891 there were 6 Chinese entered as laborers for the Contractor — the Chinese are designated by numbers 1-2-3-4-5 and 6 — Bray and Richards generally sent me

have a written order for payment of the Chinese on Pay days - one order for each Chinaman - by the rule of the Company Office and custom for many years the holder of any ticket (Chinaman ticket or order) is entitled to receive the wages payable to such Chinaman - on presentation of the ticket at the Company Office without any endorsement -

In the month of May 1891 I paid the amount of the balances of \$16-85 and \$14-60 due to No 1 Chinaman for work done for Bray and Richards in the month of April 1891, namely \$31-45 the amount was paid to the Chinaman who presented the order of Bray and Richards - and that man was No 2 Chinaman - I believe - I have a note against No 2 - I mean a ~~xi~~ - as being the man reported to have received the money -

In like manner I paid No 6 Chinaman in the Pay Sheet for work done from the 15th to the 31st of May 1891 - there are two 'No 2' Chinaman appearing which indicates that one No 2 Chinaman had left the shaft and that another man had come to work in his place - it is opposite to the first of the number 2's - they the ~~xi~~ is placed - the balance of \$4-50 opposite it shows that that Chinaman had worked only four days - between the and the 31st May 1891 - and that the pay of the Chinese was made between the 16th and 19th of May - and that No 2 had got the pay on or after the 19th May 1891 - The amount of Balances due to No 6 Chinaman were \$11-25 and \$10-12 in all \$21-35 which amount was paid to the person who presented the order of No 6 - and I believe it was paid to No 2 - My belief is that all the tickets with the exception of No 3 (Sui June) were paid to one person -



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The book which I produce and refer to is
in my own handwriting and the entries were
made at the time - The contractors orders
were destroyed in due course about a month
after the pay day - The day after the money
of \$os 1.4.50+61 was paid - the Chinamen
designated by those numbers came to the
Company's Office and made statements
about them - Those Chinese did not
receive any money from me for work
done by them in the month of April 1891
The amount paid on account of to 5
Chinamen was \$ 25 $\frac{12}{11}$

W R Bryant



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9/90

Q. v. Loo Yet.

Reg no

Yoo Yuet

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