

1907. Vancouver Sall asign Ref r. Henry Free. (Unlawful arreally, M.) Clown Brief.

INFORMATION AND COMPLAINT FOR AN INDICTABLE OFFENCE.

OANADA

PROVINCE OF BRITISH COLUMBIA

The information and complaint of G.A. Murray,

of city of Vancouver,

taken the 10th day

of september in the year of our Lord One Thousand Nine Hundred and seven, before the undersigned, A. Williams, Esquire, Police Magistrate and one of His Majesty's Justices of the Peace in and for the said City of Vancouver, who says that at the said City of Vancouver, on the 8th day of September, A.D. 1907, Henry Green took part, and was a member in a riot, to wit: an unlawful assembly that had begun to disturb the peace tumultously.

Contrary to the form of the Statute in such case made and provided

Sworn before me the day and year first above mentioned, at said City of Vangouver.

Police Magistrate.

MEDRIALION AND COMPLA

GANADA SHOVINGE OF BRITISH CO CITY OF VANCOUVER The informatio

e september in the year o bas etsitetasM eoilo o vito bisa oni Tol bu Yancouver, on the 8th bok part, and was a me dat had begun to distu

Contrary to the form

Sworn befor said dit

STATEMENT OF THE ACCUSED. 0000000

CANADA. province of British Columbia. county of Vancouver,

Henry Green, stands charged before the undersigned A. Williams, of His Majesty's Justice of the Peace in and for the County aforesaid, this 12th day of September, in the year of our Lord one thousand nine hundred and seven for that the said Henry Green on 8th September at City of Vancouver, took end eroled , neves by part and was amember in a riot, to wit:an unlawful assembly that had begun to disturb the peace turnultously. Contrary to the form of the Statue in such case made and provided.

> And the said charge being read to the said Henry Green and the witnesses for the prosecution, officers Watson; McCuish & Kuner,

being severally examined in his presence, the said Henry Green is now addressed by me as follows:-

" Having heard the evidence, do you wish to say anything in answer to the charge?

WHEREUPON the said Henry Green saith as follows:-

TAKEN before me, at Vancouver, the day and year first above mentioned.

POLICE COURT. (Before A. Williams, Esqr., P.M.)

EMETATE STATEME

CANADA province of British Colu dounty of Van Henry Green. undersigned A. Willis and for the county afe year of our Lord one

douttery to the form end the said charge

part and was amember

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and the witnesses f Moduish & Kuner,

his presence, the s follows:-

Having anything in answer

WHEREUPON the saith as follo

TAKEN DEfore me, above n

Vancouver, B.C. September 12th, 1907 2.30 P.M.

TEMRY CREEN, charged on the information of G. Alvin Murray, for that e the said Henry Green, at the said City of Vancouver, on the 8th day of September, A.D. 1907, took part, and was a member in a riot, 18 no neero vineH bise to wit: an unlawful assembly that had begun to disturb the peace umultously.

> MR KENNEDY, APPEARED FOR THE PROSECUTION. MR.POTTENGER, APPEARED FOR THE DEFENCE. G. ALVIN MURRAY, SWORN AS STENOGRAPHER.

COURT:-m "Do you consent that the charge against you shall be tried by me, or do you desire that it shall be sent for trial by a Jury at the next court of Oyer & Terminer & General Gaol Delivery, to be held at the said city of Vancouver, on or about the Ist. day of October, next, as the Lieutenant-Governor in Council may appoint?"

Mr. P:- Preliminery Hearing.

CONSTABLE WATSON, CALLED AND SWORN.

DIRECT-EXAMINATION BY MR. KENNEDY.

Mr. P:- I ask that the witnesses will be excluded, Your Worship?

Q. I guess by this time you will admit that you were a constable, and on duty on the 8th inst?

A. Yes sir.

Q. Now, you see the accused, do you recognize him? A. Yes sir. Q. Will you tell the court how you saw him, and where, and all about it? A. At IO. IS P.M. Sunday the 8th, I saw two officers apprehend him and go along Hastings Street with this prisoner from Columbia Avenue. There appeared to be a halt in the arrest there, as there was a crowd there, and I followed up, and I met the Patrol coming down Hastings Street, it had apparently passed this prisoner, and I turned it and went back to the corner of Hastings Street, and Westminster Avenue. The patrol was there, and these two officers were putting the prisoner into the patrol at that time, and there was a pretw large crowd and they were Shouting out: "Take him away, don't let them put him in there." and after he was put into the patrol, the accused here was standing quite close to the patrol, and he shouted: "Get him out of that, get him away." "Take him away." And as he was shouting this, a great many of the others were doing the same thing.

And I arrested him.

O. What was the effect of this shouting of his, like this? A. Well, he was the cause of exciting the others, and trying to get the he was the cause of exciting the others, and trying to get the he was the cause of exciting the others, and trying to get the he was the cause of exciting the others, and trying to get the he was the cause of exciting the others, but he seemed to try and get the hot have the courage himself, but he seemed to try and get the

Other to do it.

MY GREIN, Obares on the

of September, A.B. 10

ultously.

MR KENNEDY, APPARED
MR.POTTENGER, APPARED
G. ALVIN MUBERY, ST

COURT:-n "Do you co

a Jury at the next to be held at the

day of october.

"Statoggs Vem

r. p:- prelimin

CONSTABLE WATSON, CALLY

ent that the I -: 9 . THE dourt: - Yes, all witness

o. I guess by this time and on duty on the 8th o. Now, you see the soo o, will you tell the cor al.OI JA .A ?JL Jusods apprehend him and go ale -Olfrom Columbia Avenue. there, as there was a or the Patrol coming down i Mastings Street, and Wes

areoilto owt esent bus ered that time, and there mid aker" : "Take him after he was put int ing quite close to the p that, get him away." "T his, a great many of the arrested him. was the effect or e was the cause of ercit Maoner away. He appet

Q. Were these others in the crowd doing the same thing? A. Yes sir. Q. What was the nature of this growd? A. Very disorderly.

N YE WOLTANIMAXE-TOWNIN 7- Q. At that time were they doing any amahing? A. Yes sir, and previous to that time.

q. About how short a time? A. About an hour and a half. To the pest of my knowledge. Previous to this there had been a lot of smashing, and breaking up of glass.

-: N .TV g- Q. What was your purpose, your object or your reason for following this crowd down? A. Well, I did not intend to follow these officers and prisoner, until I sawt this crowd coming from Columbia And they were following up, so I thought I better Avenue. follow up too. And I was arraid, I thought perhaps they were trying to get the prisoner away. And I followed up to see. But previous to that, ----

> Q. Well, tell us what gave you that impression? A. Well, I saw the state of affairs, and I saw the crowd in the center of the street.

unt I bus . remositio sint - Q. What have you got to say in regard to the disturbance of the peace? A. Well, there was a serious breach of the peace at that time, being committed by that carrying on.

CROSS-EXAMINATION BY MR. POTTENGER.

Box far were you from this well 2, about my Q. There had not been any breaking of windows for an hour and a half previous to this? A. Not to my knowledge.

Q. And by this crowd, ---would you swear that this crowd broke any

Windows? A. No, I could not say. Q. All this crowd was doing, was just simply yelling? A. Yes, at

that time. Q. And what did you do, - did you just stand and watch this man?

.tt ob of rent A. (Q) Bo you refer to the crowd st the Patrol.

o. were these others in o. what was the nature At that time were th emit tent of auctven it a from short a ti nest of my knowledge. anashing, and breaking o. What was your purpos this crowd down? A. w officers and prisoner, Avenue. And they wer follow up too. And I trying to get the prise -- , tent of sucivery jus o. well, tell us what a the state of affairs, a street.

1. What have you got to Peace? A. Well, there that time, being commit

CROSS-EXAMINATION BY MR

" There had not been at Paids of audivorq glad Mindows? A. No, I coul All this growd was do

t of refer now of (0).

Q. Yes, the crowd? A. Well, I tried to keep the crowd back, and let the two officers get the Drisoner in.

Q. And this was on the corner of Megtminster Avenue? A. Yes sir.

Q. And the patrol was over on the North side of Hastings Street?

A. Yes sir.

Q. And where were you standing? A opposite the patrol.

Q. That is between the patrol and the North side of Hastings Street?

A. No. The patrol was standing on the North corner of Hastings street, and I was immediately behind it.

Q. Were there any people between the North curb and the patrol?

A. Yes.

o. And where was this man standing? Very close to the corner of the curb, about at the corner of the curb, he was standing about two yards from the patrol

Q. Between the patrol and the curb! A. Yes sir.

Q. And you were behind it? A. Yes sir.

Q. Well, you were side by side? A. Yes, practically side by side.

Q. You were the same officer as was giving evidence as to another man shouting at the same time? A. No.

A. No sir. Q. I thought it was you?

Q. Well, there was another man arrested about this time for being concerned in this crowd, or something of that sort? A. There might have been.

Q. How far were you from this man? A. About six feet.

Q. And was he opposite you or in front or behind? A. He was over

at my left hand side.

-. brown aids yo but . Q. And you were watching the patrol? A. I was standing behind the patrol, and I was keeping the Fowd back to try and let them

emij jedj Q. Were there people between you god this man? A. No, he was ". Ob you all term but . Practically on the front.

ves, the crowd? A. the two officers get and this was on the c and the patrol was ov Yes sir.

and where were you st mat is between the p No. The patrol was s sect, and I was immedi were there any people

Yes. and where was this ma e ourb, about at the o m vards from the patro Between the patrol an And you were benind i Well, you were side by You were the same off an shouting at the same . I thought it was you? Well, there was anoth bworo sint in this crowd,

ght have been. Now far were you from And was he opposite y w left hand side. and you were wetching ex esw I bus louisq the prisoner alongsi Tere there people bet otionly on the front

I was there in the line and he was standing in the front of the line. Q. And people were shouting all along? A Yes sir.

Q. And what was he shouting? A. Take him away, get him away, don't let them put him in there, "

Q. Was there any attempt made to take this man away? A. No, they just shouted. The crowd did not come forward at all.

Q. Well, then these shouts did not excite the crowd to any great extent? A. Yes, the crowd appeared to be very much excited then.

Q. Even without this shouting? A. No, it was the shouting of the crowd, and he was shouting all the time.

Q. Well, was the excitement the cause of the shouts, or were the shouts the cause of the excitement? A. Well, practically both. some shouting would excite the others.

Q. However, the crowd did not do anything? A. No, they stood a little was off.

Q. And as far as you know, they had not done any damage before that?

Q. They were just standing around and shouting? A. Yes sir.

Q. And after this accused was arrested several of the crowd shouted "take him away from them?" A. Yes, and he hissed, and moved about.

Mr. K:- What has this to do with it after he is arrested? Court: - Well, directly at the time, I think it is all right. It all goes to show. I think it is very good evidence. Vitness:- Well, "get bricks, and take them from him--".

Q. And did they get bricks? A. No.

Q. Well, was there any attempt to take him away from you by this crowd? A. Oh, I cannot say that there was. Court: - Was this crowd disturbing the peace tumultously? A. Yes Sir. The people appeared to be in a bad way, by the way the crowd were conducting themselves.

ma there in the line And people were shou and what was he shou nit let them put him was there any attemp not shouted. The ero gell, then these short tent? A. Yes, the or Even without this s - wid he was shout well, was the excite auts the cause of the oxe bluow gnijuoda em h bwore and . Tevewed d ittle was off. And as far as you kno . NO. they were just stand and after this accuse

was min sast" betwo . twods bevo

. K:- What has this to s vijoerib , ilew -: tw I .work of asog Ils. iness:- Well, "get bri 'And did they get brid fell, was there any s Jourso I , no . A ?pno bwore sint asw -: Ju The people appe if were conducting th

POLICE CONSTABLE, 32 MCCUISH, CALLED AND SWORN.

DIRECT-EXAMINATION BY MR. KENNEDY,

Q. You were an officer on that date, that night, the 8th? A police officer? A. Yes sir.

Q. Do you recognize the accused? A. Yes sir.

0, Will you tell the Court where you saw him, and with whom? A. Your Honour, we were taking a prisoner to the Office, from

carrall street, about a little after 10:00 0 clock, and we walked up as far as Westminster Avenue with the prisoner.

o- court: - Where? A. Westminster Avenue, up Hastings Street, and the crowd followed us all the way along, and the prisoner resisted about half way between Carrall and Hastings Street, and the crowd gathered around us, and of course, they tried to let the prisoner go. And this man always kept on the left hand side on Hastings Street, he was the nearest man to me in the crowd. He was always keeping on the left hand side, and I took particular notice to him. There were only the two of us and I kept him on that side of me. Court: -You kept your eye on wrim? A. This man here, and the patrol Waggon met us on the corner of Hastings and Westminster Avenue, and we took the prisoner to the office, and the crowd around there Were shouting "get the prisoner away from them."

Q. Where had this crowd come from? A. They came from Carrall Street. Between the B.C. Electric and the Woods Hotel.

Q. Is that the time when the rope was there? A. Wes sir. Q. What kind of a crowd was this? A. It was very disorderly, crowd.

Q. In what way were they disorderly? A. Shouting and yelling,

for to take the prisoner away.

Q. Had they done any damage at all? A. Well, I do not know.

OLICE CONSTABLE, 32 1

MEGT-EXAMINATION BY

ericer? will you tell the c Your Honour, we wer A. We athered around us, an nem teersen ent asy of - Q- And they were running besides? A. Yes sir. Mere were only the tw Ourt:-You kept your e age on the c ind we took the prison ere shouting "get the wore aidt bad ered. Stween the B.C. Elect 'Is that the time wh word a to build tank " "In what way were th nosing end sast of 10 Had they done any d

Q. They had previous to that, -- You had seen before that, --- would you know, -- shortly before that? A. Well, they ordered a rope to be stretched across.

Q. what was the purpose of this rope? A. It was to keep the crowd

reciffo as erew nor . Q. Why was it necessary to keep them back? A. In case of damage to property. A strong was well a made a mind of close way.

nd exingocer wov on ... Q. The crowd started to follow you and your prisoner? Do you remember who your prisoner was? A. I remember, but I forget his this man was on your left may go all the way up Rastings St? name.

twods . Jeensa Ilarrat- Q. And you said that you kept looking around for you were afraid fanimiseW as Islas you would be attacked? A. Yes sir.

?e renw -: jung- Q. What reason had you to fear attack? A. The appearance of the and howolfor bworn on crowd and the way they behaved.

neewjed yew fish Juou - Q. What was their appearance, and in what way were they behaving?

A. They were running and yelling and shouting.

en avewls usm ains had - Q. What were they shouting? A. "Take the prisoner away."

e basa fiel edf no you were walking yourselves? A. Yes sir, oh, we were coming pretty fast.

Q. But you were walking? A. Oh yes, just walking. the the prisoner away did her a to did not note any ottempt.

CROSS-EXAMINATION BY MR. POTTENGER.

Q. You do not know whether this growd had broken any windows or not? You do not know if they had broken any windows? A. No, I would not like to say, I did not see them doing it. Q. What you saw them doing was running along the street and shout-

ing? A. Yes sir.

d vijtods -- . Work nor Q. When did you get up to the growd again? A. The growd caught george bedotette ed of up to us.

Jant bies wov ban . A. Yes sir. ogs ried; saw jany , On my left. And you were walki coming pretty fast. h But you were walki

fou do not know if th lot like to say, I di Wat you saw them .The ser atthorne it at well with the A. Yes sir.

g. You were walking up with your prisoner? A. Yes sir. Q. And the crowd was running? A. Yes sir.

gooding off sew jam ... Q, so the crowd was not with you all the way from Carrall Street?

rseasecen ji asw vnw . . . Q. Well, if you were walking, and they were running they would be . Viregord of apt to get ahead of you? A. Well, we had a kind of clear way, bestrate bword ent , and we could walk about as fast as they could go when they were sing mov on reduces, trying to run.

. Of this man was on your left whoming all the way up Hastings St?

Cheriosits ed bluow son - Q. And can you distinguish him from all the rest? A. Yes, oy bad nosser janw , because he was the closest man to me in the crowd.

gent yew ent bus hworn - Q. And he kept right opposite to you all the way up? A. Yes sir.

gatanur erew year . . . Q. Well, did the crowd make any attempt to take this prisoner of a verifier of your A. No. They did not put their hands on us at all. mnur erew yend bnA - Q. But they would have if the prisoner would have resisted, don't you think? If the prisoner had struck you, you think they would have assisted? A. Yes sir.

> · Fortunate they did not? Well this man did not make any attempt to take the prisoner away did he? He did not make any attempt, at any time he did not put his hands out did he?

A. He was shouting to get him away.

M YA MOITAKIMAKA-8200 0. Did he keep this up all the way to Westminster Avenue? A. Yes sir.

Q. From Columbia Avenue, up Hastings to the Corner of Westminster

nw world for on not . Q Did he keep this up all the way to Westminster Avenue ? A:Yes sr

you were walking up and the crowd was men did you get up

- - SII 01

go the crowd was not

ves sar.

Well, if you were we to get ahead of your we could walk about

ang to run.

and this man was on

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And can you disting suse he was the close and he kept right of

my left.

Well, did the crowd y from you? A. But they would have

think? If the pri

.A ?bejuless st or tunate they did not

ake the prisoner awa

any time he did not p

He was shouting to ge

Md he keep this up a

From columbia Avenu

A. Yes sir. and he keep this up Q. Just one continual shouting all the way? A. Yes sir.

Q. You are the man who gave evidence about some other man shouting too, were you not? A. Not that I know of.

g. pid you give evidence against another man who was arrested for the same thing, shouting, on the corner at the same time? A. I could not say whether it is the same crowd, or not.

Q. Well, do you know if you did or not? A. No.

Q. Do you know if it was the same man?er A. No.

Q. It was another man? A. Yes sir.

Q. You did it twice that night, on the corner of Westminster Avenue and Hastings Street? A. Yes sir.

Q. It was on the street again? A. Yes sir. But this man we took him away from the corner of Westminster Avenue and Hastings in the patrol waggon. The same and assetting street, and he

Q. In the patrol? A. Yes sir.

Q. Did the patrol waggon meet you at the corner of Westminster Avenue and Hastings Street on two occasions that night? A. No, only on one occasion.

Q. Do you not remember giving evidence on another occasion about

a man saying "take him away?" A. No.

Q. You do not know, --- have you given evidence here before to-day?

A. Not to-day.

Q. Do you remember giving evidence against Bunce? A. No sir, I

do not.

Q. At any rate the crowd were all shouting were they not? A. I

Would not like to say they were all shouting.

Q. Well, a great number? A. Yes sir. A few of them.

A. Yes, a few.

Q. You say now that a few of them were shouting, were they not

A. Not all surely.

Practically all shouting?

Q. Were not half of this crowd shouting? Court: - How is it possible for him to tell. . Do you not remember ! man saying "take h You do not know,--. veb-of joh. lo you remember gi

onw next end ere troy Q. And is this the only man that you could pick out of the crowd ? for nov erem as shouting? A. One I kept my eye on. He injured me in my duty. rebive evig now big . 4- Q. Did you tell this erowd to go away? A. I could not tell them to go away, for they were crowded up, and---rentenw yea for blue of Q. Well, did you hear anybody in the crowd telling this crowd word now of . List to go away? A. Yes sir, when we came to the corner of Westminstet Insm rentons asy ti, of Q. This man in the box, was arrested on the corner of Westminstet solwj ji bib nov . Avenue? A. Yes sir. e agrifesh bus simmy of Q. About as soon as you got up there? A. Well, I do not know erta ent no saw ii anything about the arrest of this man. nort yews min 200 8- Q. All you know about this fellow he was along with the crowd . MOZZEW LOTISQ and at the corner of Westminster Avenue and Hastings Street, and he A ?fortsq ent mi was arrested, and he was saying "take him away?" A. Yes sir. new louted end bil . 9- Q. And he kept this up all the way? A. Yes sir. I saw him as 2 annitash bas summer 800n as he was arrested. And shortly after. And I knew he noisson end no was the man. The was the man.

EXAMINATION BY THE COURT.

TO end eder wis the would attack us in some way or another. duona lis vilsotton the time. nt to lish for sor, soq ji si woH -: ju

. jon . Q. Why did you keep your eye on this man? A. Well, I was afraid

VSB of sail for bill. Q. Why were you afraid? A. Well, the way the crowd were carrying

Thun Jeon s . [100 on, and shouting "get the prisoner away." I was afraid that if Smedt to well the prisoner resisted, and gave us any trouble, we would lose

s jadj won yee yo' him altogether. And besides he was the closest man to me all

for far did you follow this or man

n erent erew .1100 police constable, 42 kuner, called and sworm. a shouting? A. One BIRECT-EXAMINATION BY MR. RENNEDY. to go away, for they , well, did you hear

MUNICIPAL BA THE CO

ni au Mostts bivo " My were you afrai belaiser remosire BILA

te seY . A ? yeve on duty as a police officer on the 8th of September last? .9 may A. Yes sir. wing to get him away? A. You sir.

od ent ni nem sing. . Q. Do you recognize the accused here? A. Yes sir,

The asy .A famous Q, will you tell the court the circumstances under which you found was noon as fuedd in him on the 8th? A. I was on duty on the corner of Westminster rs end twods gainty Avenue and Hastings Street, and the Police made an arrest, and --tuods word now IIA . - Q. About what time? Q. About 10:00 o'clock I believe. And I teew to rentoe ent to stood there and the accused said: "take him away".

ed bus . bejzetts as - Q. What officer made that arrest? A. Well, I could not say now. seint took of but, I had recognized him, but there was quite a rush of course.

teerrs asw off as now -Q. Who was one of them, Mccuish? A. Oh, I could not say, who the . MRM ent am other one was, one was McCuish.

> . What was the nature of this crowd? A Very disorderly. They just came from the neighborhood of Chinatown, where they had been smashing windows.

4. How were the crowd behaving when the officers were making this arrest, and taking this man through the streets? A Very disorderly. I should say it was a very disorderly crowd.

1 1997 HOY bib YAW . Q. In what way? A. Shouting and yelling.

Q. What were they shouting? A There were a large number of them

shouting to rescue the prisoner. for" paidworks bas " Q. Did you see the arresting officers when they put this man in

the patrol waggon? When they were Putting him in the patrol . Tentegotis waggon, were the crowd shouting to take him away? A. Yes sir.

Q. How far did you follow this orowd? A. Well, that is the first

time I saw the accused.

11.

MOS CONSTABLE, 42 KUNER, CALL

MOTERAMINATION BY MR. KENNEDY

foll were on duty as a police of Yes sir.

in what way? A. Shouting and hat were they shouting? A TI

onting to rescue the prisoner. oillo guissours ont ees uov ph betrol waggon? when they wer

on, were the crowd shouting to ore sint woilor you follow this ore

the accused.

Q4- Q. Well, did you follow this crowd? A. Yes sir.

25- Q. Why did you follow them? A. Well, the Police had orders to try and disperse the crowd.

26- Q. Why did you want to disperse them? What kind of a crowd was it that you thought they should be dispersed? A. Riotous behavior, and met the

127-Q. What was this riotous behavior? A. Shouting and yelling. 128-Q. And trying to get him away? A. Yes sir.

of beaucos ent estingocer mov of 129-Q. Well, do you remember any other expressions used in this crowd? A. They shouted, --- well, there was quite a racket, and they were trying to get the accused away. A. I was on duty

if bns , jeetle agnitash bns our 30- Q. Well, what seemed to be the object of this crowd? A. To rescue I Juck . 9 femily term funds, the prisoner. The amount of the prisoner.

:bisa beaucos end bus event bus - Q. How many officers were around at the time, before you got to the patrol? A I could not say there were a number of officers.

erent tud mid beringoost bas2- Q. As many as 12, or 14 Officers in this crowd? A. I doubt ? fising and to eno sew off whether there were that many.

. naturol asw eno . 28w eno 10 33- Q. Well, would there be 7 or 8? A. Yes sir, about that.

oro sinf to equien ent asw jam 34- Q. I suppose, --- were they in plain clothes, or uniform? A. All in to boodroddgien edf mort emso " uniforms. The orest velling this time time a. Yes sir.

awobniw grid 35- Q. And you recognize the accused as one of this crowd? A Yes sir, ent mort test of reads guinestages I A "Estimate may asswere the were the arowd behaving whe

nem sind gniked bus . jsers 36- Q What effect, if any, would his words have on this crowd, asw fi ysa bluoda I .v[1790] would you say? A. He did not have much effect on them. Might have been not at No. Least; mink ac

CROSS-EXAMINATION BY MR. PORTENGER.

12.

o wind wollow wov bib . Liew . Q. where did you first see this accused that night? A. On the Smedt wollow bib var to orner of Westminster Avenue and Hastings Street. regain of fast not bid way . Patrol came along.

shed suojoir sinj asw janw ... Q. And he was there before the patrol was there? A. I do not know. swe min tog of guivat bad . I could not say. It is the first time I saw him. . ris say , I they shouted, --well, ther sws becomes ent jeg of gulyn . Q. What were the expressions you heard? Coming from this crowd?

sa ton bluos I A ?Lortad ent - Q. By anyone? A. I do not remember.

! What effect, if any, would bould you say? A. He did I

HOSS-EXAMINATION BY MR. POR

Q. That is after this patrol came along? A. Yes sir, while the

Q.The patrol was not there when you got to this prisoner? The patrol came and met them? A. Yes,

fit ed of bemees fait, liew "Get him away. Don't let them get him. Get him away."

. Tenceing and - Q. You did not hear anything else? A. No sir.

ors staw arecard with wolf . - Q. You do not remember hearing anything else? A. Yes sir, I do not.

into AI to AI as your al . - Q. Now tell me, on each of these two occasions where the prisoner VICEM JEGS STOW events register was put into the patrol waggon on the corner of Westminster To V ed eacht bluow . flew . Avenue and Hastings Street? There was one constable there, ni yent ever--, esoggus I . and you were there and that is two? A. Yes sir.

, amroling Q. And was the crowd yelling this all this time? A. Yes sir.

cos end exingoser now but . . . When you saw this man yelling "take him away, get him away," Where were you standing? A I was standing about IO feet from the Sidewalk from the North side.

Q. How many feet? A. It might have been IO feet.

Might have been 20? A. No, I don't think so.

4. And where was Officer Watson? A. He was assisting to put a

Prisoner in the patrol waggon.

Q. And where was Officer McCuish? A. He was there I believe, I could not swear just where he was. But I guesse he was assist-

Q. You were watching all this? A. Yes sir. And the crowd were hollering and yelling, and they were making quite a noise.

13.

sint sea jeril nov bib stor 4 Q. And practically you picked this man out? A. No, I recognized of westminster Avenue and

nedw eredt for esw loriso on from the sidewalk.

it end at it . Yes ton bluge Q. only & feet? A. Yes sir.

nd del d'nod . vews min ten or two stragglers.

in do not remember hearing a

ow tell me, on each of these

out into the patrol waggon o T ?jeerja sgnijasH bns au

t si tent there and that is t

M was the crowd yelling thi

hen you saw this man yelling

.abia diron the North side.

mso fortsq mind rotte mi ten is- Q. As what? A. The man shouting get him away."

.Bnois emec 10 6- Q. You were twenty feet away?

A. No, I said I was about IO feet

?ment jem bus emso to 7- Q. And was he not ont the sidewalk? A. No, he was not.

og end eroled erent asw en by 8- Q. How far was he away from you? A Probably six feet.

ent guittud erew yent as tauto- Q. Were there any other officers nearer to him than you were?

. Tin and A. Not at that time.

Moy anolass Toxe said eraw Jan I- Q. Were there any of the crowd between you at that time?

ale paidityns used ton bib 10 2- Q. And you say that Watson and McCuish were assisting to put a prisoner in the patrol waggon? A. Yes sir.

er jon ob I .A Senovas 63-Q. And you were the nearest officer to the prisoner at that time? A. Yes sir .

> - Q. And you are quite sure you heard this man saying , get him away"? A. Yes sir.

> 5-Q. Have you talked this matter over with Watson or McCuish, or both of them? A. No, I was just brought in off the street.

-Q. Did you recognize any of the other men who yelled "get him away"? A. No, I don't think I do.

W I A Sanibusta nov enew -Q. Well, why did you take so much notice of this man? A. Well,

I assisted to arrest him.

trigim JI .A ?jeet vnem of Q You grabbed him right there? A. Yes sir.

ON .A FOR need even in Q. Who helped you to arrest him? A. constable Watson.

ThosisW resillo saw ered of Q. This was after the patrol went away? A. Yes sir.

. noggew forted ent ni refe Q. And constable Watson finished putting this man into the patrol

Telucom resilfo asw ered and was going away, as you arrested this man, and he saw you and end erentw faul reewe for per came to help you? A. Moduish was putting that prisoner in the

Taint ils gninotsw erew po Q. Were there not two men arrested at the same time? One that vent bus suffley bus guid was not in the patrol waggon? — was there no attempt made to

And practically you picke as what? A. The man sho You were twenty reet away on the sidewalk.

and was he not ont the sid HOW far was he away from only 6 feet? A. Yes si fore there any other offi on it that time.

pere there any of the crov .arelageris out and you say that Watson an mener in the patrol waggor and you were the nearest o

. Yes sir . And you are quite sure you ye? A. Yes sir.

eve you talked this matter esw I . Mo. A fment to h Md you recognize any of th

.ob I don't think I do. ell, why did you take so m .min jeours of best a

forest tagin min bedden n tearns of you to arrest n loring ent retire patrol TIS NOV BE 'VEWS BUTOS BE OUT TO BE COMMITTED FOR TRIAL." trio help you? A. McGui

over ton over ton original -PROSSEW LOTTED aut ut tol

. emij aini ila . Q. No attempt made at all? A. No. rescue the prisoners who were being arrested? A. Oh, no. . Q. There was not a man there who was being arrested and who got A. There might have been. away?

DEFENCE.

court: - "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 at your trial.

You must clearly understand that you have nothing to hope from any promise of favour, and nothing to fear from any threat which may have been held out to you to make any admission or confession of guilt, but whatever you now say may be given in evidence against you upon your trial, notwithstanding such promise or threat. "

Mr. P:- He has nothing to say, Your Honour.

Jourt: - Do you wish to give any evidence? Mr. P:- No.

one the prisoners who we o attempt made at all? mere was not a man ther A. There might

DEF

m:- "Having heard the e coe of or erises you desire to do so: m in writing and may be

You must clearly unde mexet bus smeilley a big to some ones aims of cause one promise of favour The was as requestioned as a second lot may have been held or nw fud , fling to noissem ndence against you upon y " . tserd

ip:- He has nothing to

evin of datw now of -: the baroon me oon wig.

OT MIH SECISO IO -: 170

A R. P:- I understand that there are other charges against this man. I would ask to have these withdrawn."

gr. K:- Yes, Your Monship, I would ask to withdraw these others?

Togrado end of rewens, Mr. P:- Well, now, I understand that he is committed on the charge

Mr. K:- Yes. For taking part in the riot.

COMMITTED FOR TRIAL.

AFFIDAVIT OF STENOGRAPHER.

p: I understand that
I would sake to have the

K: Yes, Your Monehip,

province of British Columbia, City of Vancouver.

In the matter of the King, on the information of G. Alvin hurray against Henry Green,

I, G. Alvin Murray, of the city of Vancouver, Province of Staroban I. Won , Iley -; British Columbia, Stenographer, make oath and say:-

- 1. That I am Stenographer appointed by A. Williams, Esquire, Police Magistrate, one of His Majesty's Justices of the Peace in and for the said City of Vancouver, to report the evidence in this case
- 2. That the transcript of evidence hereunto annexed, signed by the said A. Williams, Police Magstrate, is a true report of the evidence taken in this case before the said A. Williams, and taken by me as such Stenographer as aforesaid.

teing a sioter?

K:- Yes. For taking

COMMITTED

WORN before me this day of leptember, A.D. 1907