

RECOGNISANCE OF BAIL.

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

BE IT REMEMBERED, that on the *twenty sixth* day of *July*
in the *thirtieth* year of the reign of Queen Victoria, *Rosalie Gouneau*
Margaret Morelle, and Frederick Mein

cometh before me, *Augustus Pemberton Esq*, one of Her Majesty's
Justices of the Peace for the said Colony, and severally acknowledged themselves to owe to our said
Lady the Queen, that is to say the said *Rosalie Gouneau*
Margaret Morelle, and Frederick
Mein in the sum of Five hundred
dollars each each,

to be respectively levied of their lands and tenements, goods and chattels, if the said *Rosalie Gouneau*
Margaret Morelle, and Frederick Mein
shall make default in the performance of the condition underwritten hereon.

Witness Rosalie Gouneau
attestation
Margaret Morelle
Witness
attestation

Fredrick Mein

A. Pemberton
Magistrate

The condition of this Recognisance is such that if the above bounden

shall personally appear before the Justices of our Sovereign Lady the Queen, (assigned to keep the
peace within the said *Colony* ~~District~~, and likewise to hear and determine divers felonies, trespasses, and other
misdemeanors in the said *Colony* ~~District~~ committed,) at the next *Assizes* Sessions of the
Peace to be holden in and for the said *Colony* ~~District~~, then and there to answer to our Sovereign Lady the
Queen, for and concerning the *charge of Indecent assault*
with suspicion whereof ~~the said~~ *Al. Gou*
stands charged before *Augustus Pemberton Esq* the said

Justice, and to do and receive what shall by the Court be then and there enjoined him, and shall not
depart the Court without license: then the above written Recognisance shall be void.

Colony of Vancouver Island
and its dependencies }
to wit:
re. M. G.

The examination of ~~the~~
~~Gonvian~~ Mary Gonvian, ~~and~~
^{and the depositions of Josiah Gonvian, App.}
Charley Gonvian, Margaret
Gonvian alias Morelle, Irenish
M. Cartley, taken on oath
the twenty fifth day of July
and of John Chapman Davie,
Senior, and John Chapman
Davie, Junior, ~~and Mary Gonvian~~
taken on oath on the twenty
sixth day of July in the year
of our Lord one thousand eight
hundred and sixty six at
Victoria in the Colony aforesaid,
before the undersigned one
of Her Majesty's Justices of the
Peace in and for the said Colony
of Vancouver Island and its
dependencies in the presence
of the said John, who is charged
this day before me for that
he the said John on the
twenty first day of July in
the year aforesaid ^{near} at Humboldt
Street Victoria in the Colony
aforesaid feloniously did
unlawfully and carnally know
and abuse a certain girl named
Mary Gonvian, then being under
the age of ten years, to wit, of the
age of five years, Contrary
to the form of the statute in

such case made and
provided -

Amherst

S. G.

INFORMATION.

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

The Information and Complaint of

of

Rosalie Gouneau

in the Colony aforesaid, taken this

twenty fifth day of July in the year of our

Lord one thousand eight hundred and sixty

before me

Six Augustus

F. Pemberton Esqre 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

through Frederick Meni
who is duly sworn to interpret
truly, the little girl in court
is my daughter her name
is Mary Gouneau she is
five years old. last Saturday
I was in my house situate
in Skumboldt Street Victoria
in the Colony aforesaid when
I missed my daughter Mary
and I sent my son Charley
to look after her, he returned
and could not find her
I sent him out again and
he went to the Fleinaman's
road where he saw Mary
he came and told me she
was there and he then
returned and brought her
home, when she got home
she complained of having
been hurt by the Fleinaman.

last Monday I
was lying for Mr. Bu.
and had the child with
me, she went to make
water, and began to
cry and complain that
she was sick. I afterwards
examined the child and
found her diseased.

I see the Chinaman in
Court. I hear him call
himself Kh Yan. I
charge the said Kh
Yan with committing
an indecent assault
on my child Mary
Gormean who is under
~~seventeen~~ ^{sixteen} years of age. I have
seen Kh Yan give the child sweet meats.

Sworn before me this
day and date first
before written.

her
Rosalie X Gormean
Witness Mark
Attest
J. H.

Police Court
25th July 1886.

Rosalie Goucean recalled.

The drawers produced in
Court belong to my child
Mary Goucean I took them
off on Monday last.
She wore them on Saturday
and Sunday her

Rosalie X Goucean
Witness Mark
Attacker

Apprentice

S. M.

Police Court
25th July 1886.

Mary Govean deposes & saith:

I am five years old

her
Mary X Govean
Witness mark
Attestation

Attestation
S.M.

Police Court
25th July 1866.

Charley Gormean Deposed and sworn to:

I am seven years old
I know the prisoner
he works near my
mother's house, last
Saturday I went out
to look for my sister
I could not find her
and I came home, my
mother then sent me
out again and I went
to the Chinaman's house
where I found my sister.
The Chinaman was
cooking at the time,
my sister was eating some
cakes: I told her to come
home but she did not
want to come home, my
mother sent me a second
time and I then brought

my sister home
by my own way. There was no other Chinaman
or other person in the house
at the time

Charley Gormean
Witness Mark
Attestation

Attestation
Sh.

Police Court.
25th July 1866.

Margaret Gouveau alias Morelle
being duly sworn on oath deposes and saith:
Gouveau

Mary is my sister she
is five years old.
Yesterday I examined
the child in consequence
of information I received
and found she was named

her
Margaret X Morelle
Witness Mark
Attestation

Attestation

S. M.

Judge Court
28th July 1866.

Jeremiah McCarthy being duly
sworn on oath deposed and said:

Yesterday the mother
of the child Mary Goucan
made a complaint that a Chinaman
had assaulted her
(Mary) I arrested the prisoner
Ph Yan and in his
presence the child told
me he Ph Yan had
assaulted her and made
her sick: after I arrested
the prisoner he said "I want
to get my hat" and asked
me to let go his tail
and he would come quietly
or words to that effect

A. P. M. L. L. L.
J. M.

McCarthy

Police Court
24th July 1866.

John Chapman Davis Junr being
duly sworn on oath deposes and saith:

I am a Doctor of Medicine
On the 25th Inst: I made
an examination of a child
who is now in Court
I hear her call herself
Mary Goulean: I found
the child laboring under
a discharge from ^{the} vagina
and pudendum & of a
mucous purulent character
the vulva was considerably
distended, and unnaturally
the hymen was gone
and the orifice of the
vagina lacerated.

I examined the prisoner
on the same day. I found
him laboring under
a discharge from the
urethra similar in
character to that from
the child.

I cannot state ^{whether} whether
the disease is venereal
~~the~~ cases similar often
arise without impure
connexion: the laceration
of the vagina and the loss
of the hymen may be

accounted for by the
^{an instrument of finger or the}
introduction of the penis.

The mucous-purulent
discharge is capable
of being propagated
by contact.

Cross-examined I am a member of
by the Court the Salan Medical College
San Francisco.

The disease under
which the child suffers
may be produced without
connexion taking place.

It is very seldom
the discharge

The discharge is exactly
the same as that from
which the prisoner suffers.
it is gonorrheal nature

The prisoner must have
had connexion with a
woman, the disease
from which the woman
might suffer, might be
leucorrhoea ~~leucorrhoea~~; leucorrhoea
produces the same
symptoms

John C. Davis M.D.

Attendant
Sh.

Police Court
20th July 1866

John Chapman Dawe Sen^r being
duly sworn on oath deposes
and saith:

I am a Member of the
Royal College of Surgeons
England.

I made an examination
of the child and also
the prisoner this morning.
I have heard the evidence
given by the witnesses
John Chapman Dawe
Jun^r Doctor of Medicine
and I entirely concur
with him.

~~Examination~~ The doctress is my son
~~by birth~~ and practicing at the
same place as myself.
Wm Dawe

A. Hamilton
S. M.

Police Court
24th July 1886.

John Chapman in Police Court
recalled

The injury done to
the child is a recent
one: and the parts
are still very tender.

Wm Davis

Attest
J. M.

Police Court
26th July 1886.

Mary Goucean recalled

I have seen the prisoner
before. I remember last
Saturday: I was in
the Chinaman's house
when my brother came
for me. The Chinaman
made me sick; he
gave me some cakes. The
cakes made me sick.
I don't know what the
Chinaman did to me.

Very
Witness Mary Goucean
Attestation Mark

A. P. M. L. L. L.
S. M.

my Vancouver Island
and its dependencies }
to it:

The above depositions
of Rosalie Goulean, ~~Mary~~
~~Goulean~~, Margaret Goulean
alias Morelle, Jeremiah
McCarthy, were taken and
sworn before me at Victoria
in the Colony aforesaid
on the twenty fifth day of
July in the Year of our
Lord one thousand eight
hundred and sixty six
and of John Chapman Davie,
Senior, John Chapman Davie,
Junior, and Mary Goulean
on the twenty sixth day of
July in the Year aforesaid
and at the place aforesaid.
The examination of Mary
Goulean was not taken on
oath.

A. P. H. H. H.
S. H.

Depositions

Regina

M^r Yan

Rape

25th July 1846

True Bill

J^m Donald
Foreman