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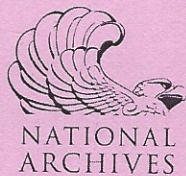
Agency or Division: U.S. Territorial Court for the First Judicial District of Arizona

Series: Commissioners' Dockets, 1894-1912

Folder Title: Dong Wah

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UNITED STATES COMMISSIONER'S RECORD OF

(Erase and supply words, as the facts require.)

United States of America, *Frist* District of *Arizona* 55.

No. *46*

UNITED STATES OF AMERICA

Dong Wah

Defendant

Before me, *W. H. Coulter*

a United States Commissioner for said District, complaint and affidavit was made (or presented) on this *8th* day of *May* 189*9*, by *Thos. Grindell* charging in substance that on or about the *8th* day of *May* 189*9*, at *Pima County* in said District, the defendant, *Dong Wah*,

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in violation of Section *2* of the Revised Statutes of the United States, did unlawfully appear within the United States without having a Certificate of Registration, he being a Chinese laborer

On *May 8th* 189*9*, issued warrant to *Wm M. Griffith* U. S. Marshal returnable before *Me or the nearest Commissioner*

On *May 8th* 189*9*, warrant returned, indorsed in substance as follows: *I have served the within Warrant upon the defendant, and have his body in Court*

On *May 8* 189*9*, issued subpoena for the following witnesses in behalf of U. S. *Thomas Grindell*

On *May 8th* 189*9*, said subpoena was returned, indorsed in substance as follows: *Service admitted. Signed Thomas Grindell*

On _____ 189____, issued subpoena for the following witnesses in behalf of U. S.:

On _____ 189____, said subpoena was returned, indorsed in substance as follows:

On *May 8th* 189*9*, issued temporary mittimus committing defendant to the jail of *Pima* county *Arizona* pending examination.

On _____ 189____, temporary mittimus returned, indorsed in substance as follows:

On *May 8th* 189*9*, defendant was brought before me, the said Commissioner, at my office, in the *City of Tucson* in said District, by *Thos Grindell* Deputy

U. S. Marshal; and the complaint was then and there fully read and explained to the said defendant, who thereupon, for plea, said he is "*Not* guilty" as charged in the said complaint.

And thereupon, in preliminary trial to determine whether there exists probable ground to believe said defendant guilty as charged, the following witnesses were sworn and examined on the

FEES OF U. S. COMMISSIONER. (See Act of May 28, 1896.)

- Drawing complaint, with oath and jurat to same, 50c.
Copy of complaint, with certificate to same, 30c.
Issuing warrant of arrest, 75c.; Entering return, 15c.
Issuing subpoena or subpoenas in said case, 25c.; with 5c. for each of witnesses in addition to the first.
Drawing temporary bond of defendant and sureties, taking acknowledgment of same and justification of sureties, 75c.
Issuing temporary commitment and making copy of same, \$1.00; Entering return, 15c.
Administering oaths to U. S. witnesses on trial, 10c. each.
Hearing and deciding on criminal charges on the day of.
Same, for one additional day on the day of.
Drawing bond of defendant and sureties, taking acknowledgment of same, and justification of sureties, 75c.
Issuing commitment and making copy of same, \$1.00; Entering return, 15c.
Recognizance of all witnesses in the case, defendant being held for court, 50c.
Oath to U. S. witnesses as to attendance and travel, 5c. each.
Order, in duplicate, to pay first witness on behalf U. S. 30c., and 5c. for each of additional U. S. witnesses.
Transcript of proceedings, required by order of court, and transmission of papers to court, 60c.
Copy of warrant of arrest, with certificate to same, when defendant is held for court and original papers are not sent to court, 40c.
Examination and certificate in cases of application for discharge of poor convict (under §1042 R. S.), and all services connected therewith in case

\$ cts.
50
30
90
40
75
15
40

The defendant was temporarily committed on May 8th at 9 o'clock P.M. On the same day at 9 o'clock P.M. was at the jail.

Fees of Witnesses, Guards, etc. (name of each),

PROCEEDINGS IN CRIMINAL CASES.

(Copyrighted, 1897, by The Robert Clarke Company, Publishers, Cincinnati, O.)

part of the plaintiff: *Jung Chung No. is sworn to Interpuit*

And thereupon, on motion to that effect, made by the—plaintiff,—defendant,—this hearing was continued until the *9th* day of *May* 189*9*, and said defendant was required to give bond, pending examination, in the sum of *Five hundred* dollars, which he did.....do.

On.....189....., in default of said bond, issued temporary mittimus committing defendant to the jail of..... County..... pending examination.

On *May 9th* 189*9*, pursuant to the continuance of *May 8th* 189*9*, defendant was brought before me, the said Commissioner, at my said office, in said District, by *defendant appeared* Deputy U. S. Marshal; and, the defendant being present, the following witnesses were sworn and examined on the part of the.....

And thereupon, on motion to that effect, made by the—plaintiff,—defendant,—this hearing was continued until the *12th* day of *May* 189*9*, and said defendant was required to give bond, pending examination, in the sum of..... dollars, which he did.....do.

On.....189....., in default of said bond, issued temporary mittimus committing defendant to the jail of..... County..... pending examination.

On *May 12th* 189*9*, pursuant to the continuance of *May 9* 189*9*, defendant was brought before me, the said Commissioner, at my said office, in said District, by..... Deputy U. S.

Marshal; and, the defendant being present, the following witnesses were sworn and examined on the part of the *United State* *Thomas Quinn, Don Yan and Dong Wah, and Certificate of Birth was introduced in evidence*

And, from the evidence of the said witnesses, it appearing to me, the Commissioner, that the laws of the United States have *not* been violated as charged in the complaint, and that there is *not* probable cause shown to believe the defendant guilty of the alleged offense, it was ordered that he give bond in the sum of *he discharged* dollars

for his appearance before the United States..... Court, in and for the..... District of..... to be held on the..... in..... 189....., at..... to answer said charge, and that, in default of same, he stand committed.

And the following witnesses were recognized to appear at said term of court:
.....
.....

And the defendant, failing to give said bond, was committed to the jail of..... county..... there to remain until discharged by due course of law.

And thereupon the said defendant gave bond in the said sum of..... dollars for his appearance at the said time and place, with..... as sureties thereon.

On.....189....., said..... applied for discharge under section 1042 U. S. Rev. Stat.; and on hearing of said application and the testimony produced, said..... was discharged accordingly.

WITNESSES IN ABOVE CASE.		SURETIES OF DEFENDANTS IN ABOVE RECOGNIZANCES.	
NAME.	RESIDENCE.	NAME.	RESIDENCE.
<i>Jung Chun No</i>	<i>Tucson A.T.</i>	<i>Don Yan, No</i>	<i>Tucson Arizona</i>
<i>Thomas Quinn</i>	<i>" "</i>	<i>Don Chung</i>	<i>" "</i>
<i>Don Yan</i>	<i>" "</i>		
<i>Dong Wah</i>	<i>" "</i>		