

Recognizance to give evidence: William Nolan

Recognizance to give evidence: William Cleary

Recognizance to give evidence: William Thompson

Recognizance to give evidence: Samuel Slackwell Furnell

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Ballaarat

To Wit.

The examination of William Nolan William Cleary William Thompson in the Colony of Victoria and Samuel Stackwell Furnell of Ballaarat, in the said Colony, Taken on oath, this 30th day of November, in the year of our Lord one thousand eight hundred and fifty-four at Ballaarat in the Colony aforesaid, before the undersigned one of Her Majesty's Justices of the Peace for the said Colony, in the presence and hearing of Donald Campbell who is charged this day before me for that he the said Donald Campbell on the 30th day of November 1854 Ballaarat with Colony of Victoria aforesaid did with others riotously and traitorously assemble and did thereby cause a breach of the Peace. This deponent William Nolan on his oath saith as follows\*

I am Sergeant of Mounted Police

\*Describing the Offence, as in a Warrant of Commitment I was this morning on duty at the Gravel Pits it was about eleven o'clock. I went to arrest a man, who told the people the people, that "They "should not shew their licenses, I went out with Mr. Commissioner Johnston I succeeded in arresting the man I was then summoned by a number of people among them was the prisoner Donald Campbell. I was knocked down and the man rescued from me, I cannot say that Donald Campbell had done me anything beyond his being in the mob. The Riot Act had not been read at the time.

William Nolan

Acting Srgt. Mtd. Police

Sworn before me at Ballaarat this 30th of November 1854.

Charles P. Hackett PM" And this deponent William Cleary on his oath saith I am a Constable I was out about 11 o'clock today on duty. I saw Sergt. Nolan go to arrest a man for not having his license, saw the prisoner Donald Campbell run with a stone in each hand he said " come on ye bloody wretches. The sergeant was knocked down. I went to his assistance the prisoner Donald Campbell threw a stone at Constable Glover, and got away from us.

William Cleary

Sworn before me at Ballaarat this 30th of November 1854.

Charles P. Hackett PM" And this deponent William Thompson on his oath saith I am Constable. I was on duty on the Diggings, today 30th Nov. I saw the prisoner then. I went to meet him after the Riot Act was read for being one who has assaulted the Police, he caught hold of my bayonet "and tried to wrest my arms from me, he ran away I pursued him I fired but missed him. I did not hear the Riot Act read but Mr. Rede previously told me it had been read.

William Thompson

Sworn before me at Ballaarat this 30th of November 1854.

Charles P. Hackett PM" "And this deponent Samuel Slackwell Furnell on his oath saith I am Sub-inspector of police. I was on duty at the diggings today there had been tumultuous meetings, and the Rot Act had been read, about an hour after that; we were returning to the Camp, I heard some scuffling behind me and a shot fired I saw the prisoner at the Bar run away and one or two soldiers endeavouring to arrest him, he ran amongst holes and tents. I kept my eye on him and galloped after him he entered a tent I jumped off my horse and ran in after him "I took him into custody he raised his hand to his Coat-Breast I afterwards saw the pistol now produced taken from the prisoner – the powder blast and bullet produced were also taken from the persons of the prisoner.

Samuel Slackwell Furnell

Sworn before me at Ballaarat this 30th of November 1854.

Charles P. Hackett PM (N.)

STATEMENT OF THE ACCUSED I.O. No. 98.

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(Colony of Victoria}

To Wit

Ballaarat

Donald Campbell stands charged before the undesigned one of Her Majesty's Justices of the Peace in and for the Colony aforesaid, this thirtieth day of November in the Year of our Lord one thousand eight

hundred and fifty four for that he the said Donald Campbell on the thirtieth day of November 1854 at \*

Ballaarat in the Colony of Victoria aforesaid did with others tumultuously and riotously, assemble and did then and there cause a breach of the Peace.

And the said charge being read to the said Donald Campbell, William Nolan, William Cleary, William Thompson and Samuel Slackwell Furnell being severally examined in his presence, the said Donald Campbell is now addressed to me as follows.- 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 upon your Trial, whereupon the said Donald Campbell saith as follows\*

I do not belong to the mob,  
Donald Campbell

Taken before me at  
Ballaarat this 30 November 1854  
Charles P. Hackett PM

\*As in the Caption of the Depositions.

\*Here state whatever the Prisoner may say, and in his very words as nearly as possible – Let him sign it if he will. 17th Jan

Queen } V

Donald Campbell

Witnesses

Samuel S. Furnell – Sub Inspector

Wm Thompson – Constable

Wm Cleary -

Wm Nolan - Trooper

(?) 29 recvd for 15th Jany 1855

19 Jan. 1855

A'Beckett

Verdict (?)

Not Guilty