

made, the number of shops were less, and the prisoners were not so scattered, although no difference existed on Sundays.

*Question.* Is there, or not, more danger on Sundays from fire by the convicts than on other days? If so, state the reasons?

*Answer.* On Sundays there is less danger from accidents; but more danger from incendiaries, because on Sunday if the prisoners are allowed in the shops the fire would not be so readily discovered, there being so few persons about.

*Question.* How long have you been employed in the Penitentiary?

*Answer.* The best part of ten years, with very few intervals.

*Cross-examined by Mr. Hurst.—Question.* Were the prisoners allowed to go into the shops of Mr. Duvall, or any of them, on Sundays?

*Answer.* I do not know that they were, except by special permission, although I have seen them in the shops on Sunday, and I understood from Mr. Roberts that it would not be permitted for the future. I never supposed that they were permitted to enter unless they had business.

*By Mr. Jarrett.—Question.* So far as you know, have not the rules and regulations, as far as practicable, been carried out?

*Answer.* I have no knowledge of what the rules and regulations are, unless as printed; in many respects they have not been carried out as printed, in others they have.

*Question.* What is your opinion of the general discipline of the Institution for the past three years?

*Answer.* In some respects I have considered the discipline has been very good, the difference between the present and former administrations exists in the fact, that I have been enabled to compel my men to work under the present administration, when they were disposed to object; I have had more control over the men; a great portion of the discipline of the Institution I have no means of knowing anything about, as it does not come under my supervision or observation: The discipline in the shops under my control has been somewhat better than under former administrations; I have thought that the rules were defective in not placing the watchman on Sundays on duty at noon instead of at night.

*Question.* Is it not an utter impossibility for the officers to have their eyes on every prisoner during work hours?

*Answer.* I believe it is.

*Question.* Was your shop ever burnt out by fire?

*Answer.* Several times; in 1857 by a very heavy fire; I lost all my machinery.