

*Question.* Have you not said to Mr. Murdock that during your absence from the Penitentiary, there was a want of discipline therein, and that you attributed the fire to such want of discipline, and state what you did say to Mr. Murdock in reference to the discipline of the Penitentiary, and the effect thereof in producing the fire at Mr. Duvall's shop?

*Answer.* If I did say so, it was in assent to a remark from him.

*Mr. Charles Murdock, recalled.*

*By Mr. Gill.—Question.* Had you any conversation with Mr. Roberts after the fire, relating to his absence at the time of the fire at Mr. Duvall's shop, and the effect thereof in his judgment, if so, state it?

*Answer.* I have had conversation with Mr. Roberts.

*Question.* Did Mr. Roberts say to you, that if he had been present, in his opinion, the fire would not have occurred?

*Answer.* I have heard Mr. Roberts express his opinion, that if he had been here, the fire would not have occurred. I understood him to mean if he had been on duty. I never heard him say specifically why the fire would not have occurred, if he had been present.

Mr. Gill here exhibits and filed a printed copy of the rules and regulations for the government of the Maryland Penitentiary, 1853.

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The officers are required to preserve harmony and kind feelings among themselves, to the end that a desirable official intercourse may obtain. They must, therefore, be respectful in their intercourse and communications with each other, and indulge in no undue liberties.

The Deputy Keepers must yield that ready obedience to their superior officers, so necessary to secure the beneficial results of effective co-operation and good government.

Whenever a Deputy Keeper may be absent from sickness, or other *necessary cause*, the Warden shall designate one of the approved supernumeraries to take his place, at such Deputy Keeper's expense.

*Mr. Conner recalled and cross-examined by Mr. Brune.—*

*Question.* What were Mr. Gambrill's duties as watchman after he came and down to the time of the fire; was he a day or night watchman, and what were his hours for going on and coming off duty?

*Answer.* I understood the duties of Mr. Gambrill, during the time that staves were in the dry houses, to keep up fires and to get steam on the steam boxes in the morning, so that the men could get to work. On Saturday evening