

the dormitories. I do not recollect seeing any officers. Mr. Sparks acted as Deputy Warden during Mr. Roberts' absence.

*Question.* Is it not the rule that all persons cleaning the dormitories are placed in the charge of an officer? Have you any doubt that an officer was so employed on the day of the fire?

*Answer.* It is the rule, and I have no doubt that an officer was so employed on the day of the fire.

*Question.* If the officer in charge had accompanied the convicts engaged in cleaning the same from the dormitory to the filth pen, could those convicts thus employed have entered Mr. Duvall's shop and set it on fire without his knowledge?

*Answer.* I cannot answer, because I do not know whether the convicts set the shop on fire or how it originated.

*Mr. Hurst, a Director, sworn.*

*By Mr. Brune.—Question.* Had you ever notice in any way from Mr. Duvall, or did you know in any way that Mr. Gambrill or Mr. Lamb had been appointed day watchmen by him, or that it was part of their duty to watch the premises occupied by Mr. Duvall during the day time on Sunday?

*Answer.* I never had such notice or knowledge.

*Question.* Were you not one of the Committee, and personally engaged in making the agreement of settlement between Mr. Duvall and the Board, and had you not frequent interviews with Mr. Duvall in relation to said agreement, and did he to you or to the Board up to the time of such settlement complain of the action of the Board in connection with his loss by the fire? State all that you think important in relation to such agreement of settlement?

*Answer.* I was appointed by the Board of Directors to effect a settlement or compromise with Mr. Duvall, subject to the ratification of the Board; I had frequent interviews with him, he never complained to me of the action of the Board, but thanked me and the Board, through me, for our liberality in settling with him, and I never knew that he set up any claim against the Board or the State until I saw the application in the newspapers.

*Question.* Were you on the Committee to investigate the cause of the fire on Mr. Duvall's premises, of which a report was made to the Board on the 17th of January, 1861? If so, state whether any and what specific charges of neglect of duty were proved to the Committee in reference to officers Mills and Suter?