

ley, all colored, committed the act. The men could very easily get from the church to the shop—about sixty yards.

*Question.* Were they permitted to go about without an officer under the proper discipline of the establishment?

*Answer.* It is customary to go about without an officer. The officers on the wall are constantly on the look out, with arms in their hands. If they had attended to their duty, the prisoners could not enter the shop of Mr. Duvall except at one point in the rear; Mr. Murdock's dry-house obscured the view from the officer's box, leaving a space of three or four feet a prisoner could enter. The dormitories are cleaned between 10 and 12 o'clock. The fire took place about fifteen minutes of 3 o'clock. I ascertained from investigation, that three of the parties were guilty, and one was present. Wheatley said that Green had a box with yellow cotton in it; Green set the cotton on fire in the dormitory. Green and Perry went to Duvall's shop together, when they built the fire. Wheatley said the whole four were connected; that he, Wheatley, set the fire, but the others assisted. Yellow cotton is an article used in the manufacturing department, and makes a very good slow-match. A piece three feet long would burn two hours.

*Question.* How far is the dormitory where the cotton was set on fire from Duvall's shop?

*Answer.* About seventy-five yards.

*Cross-examined by Mr. Hurst.—Question.* Did the Court rule your testimony out?

*Answer.* It did upon the second trial, because the information I derived was through stratagem.

*By Mr. Jarrett.—Question.* How long have you been connected with the Penitentiary?

*Answer.* Three years under William Johnson Waden, one year under I. M. Denson, and upwards of three years under A. D. Evans.

*Question.—*Are the present officers as great in number as those of former administrations?

*Answer.* There are four more than under the late Warden, Mr. Merryman.

*Question.* How does the discipline of this Institution as at present, compare with that of former wardens?

*Answer.* I think it might be more strict; my own orders are to carry out the strictest discipline, and I have endeavored to do so.

*Question.* Has not Mr. Duvall been notified that the condition of his shops prevented the officers from having a strict supervision over the same?