

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.