

	CR.	
1861. January 30, By cash, - - - - -	-	140.00

\$915.39

CR.

By R. Norris, Jr's., note, dated January 31, 1861, at 3 mos., for \$800, less interest 3 mos., \$12,	-	788.00
---	---	--------

\$127.39

Received balance by check, January 31, 1861.

JNO. J. C. DOUGHERTY, Clerk.

After we had agreed on the terms of settlement, I informed the Directors that my only means of payment was the property then on hand, and not destroyed. I asked permission to remove some of it, and dispose of it for that purpose. This permission was refused, and they would not allow me to do so until the settlement was made.

To make the settlement I had to encounter great inconvenience and difficulty, in consequence of the misfortune of the fire.

Mr. Gill, in his opinion, also advised that no suit could be maintained against the State or the Directors as such. If they could have been sued, he would have advised me to bring suit.

Cross-examined by Mr. Brune.—Question. What work was done on Sundays, before the order which you say was given by Mr. Evans?

Answer. There was no general work done on Sundays, except making fires in dry houses. There was occasionally other work done. It was not the practice to do work on Sundays, except from necessity. The orders given by Mr. Evans were followed, and the fires discontinued, so far as I know, after such order had been given.

Question. Who was your watchman at the time of this order from Mr. Evans, and when precisely was this order given?

Answer. Mr. Lamb was the watchman when the order was given by Mr. Evans. I cannot state more specifically than I have done in my direct answer, the time when Mr. Evans gave the order referred to.

Question. Why was Mr. Lamb discharged, and was there or not a fire or fires at the Penitentiary while he was your watchman?