

partiality of the statement of facts?—Ans. I have stated the facts correctly in my evidence; the reasons on which the Government acted, it is for them to give. I do not feel myself responsible or bound to account for their acts.

Ques. 655. In your answer to question 503, you say on page 36, in the printed Report, it is recorded as part of Mrs. Chase's evidence on a different charge, "witness thinks Reveille is not insane." Was not this quotation made in the report as to a charge against the Surgeon of the Penitentiary, and not against the Warden?—It is made in a statement of the differences between the Surgeon, the Warden, and the Inspectors, in relation to convict Reveille's case.

Ques. 656. In your answer to question 508, you state "Mrs. Chase's testimony as given before the Commissioners was full of the most palpable of contradictions, such as to render it unworthy of credibility," why then was such testimony quoted in the report at all?—Ans. We made it a point to insert very fully, the testimony given, and her testimony on the whole, was rather favorable to the Warden, and it would have appeared an act of injustice to omit it.

Ques. 657. Are the tables of punishments stated by you in your answer to question 530 to have been prepared by Mr. Thomas, set out in the Report or appended to it, in any way?—Not exactly in the same form, but the substance of them is there accurately given.

Ques. 658. Do any of the tables inserted in the report, shew that "as many as twenty, thirty and even forty men have been flogged in one morning, the majority of them for offences of the most trifling character?—Ans. They do not give the daily punishments, but the Commissioners from the prison books, ascertained the fact to be as they stated.

Ques. 659. Were those tables, or copies of them transmitted to the Government by the Commissioners?—Ans. I am not aware that they were.

Ques. 660. Are those tables copied in the written books of evidence?—Ans. They are not, as are also not included a vast number of other accounts drawn from the Penitentiary books.

Ques. 661. In your answer to question 556 you state that the words "acts of violence" do not occur in your report of the evidence, are not those words interlined in the original evidence, as taken by Mr. Brown, and how do you account for the difference?—Ans. They are so interlined, and I presume the difference arose from Mr. Hopkirk having desired those words to be inserted, and that I, considering the alteration, did not affect the sense, did not feel it necessary to alter my informal copy of the testimony.

Ques. 662. You answer in the affirmative, question 583, which is as follows: "Are you aware that Guard Robinson was nearly five years an officer of the Penitentiary; that he gave evidence at Francis W. Smith's trial, by Mr. Hopkirk and his brother Inspectors prejudicial to said Smith; and that he was dismissed a fortnight afterwards by Mr. Hopkirk for impertinence or insolence?" Was not Robinson on his trial before the Inspectors under a charge of breach of duty on the occasion, when he was so impertinent or insolent to Mr. Hopkirk?—Ans. He was brought before them on such a charge, and his statement of the case will be found on page 25 of the printed Report in the following words:—*Richard Robinson*,—preliminary examination:—

"Was a Guard in the Penitentiary four years and a half; was dismissed in October or November last; had no quarrel with the Warden or his family, up to the time of the investigation on the complaint of Dr. Sampson against Frank Smith; previous to this affair Mrs. Smith, the Warden's wife, had frequently told witness that the Warden was determined to give witness the first Keeper's situation which fell vacant. The circumstances attending witness's dismissal were as follows:—About four or five days after Frank Smith's trial, Warden came to witness and informed him that a complaint had been laid against him (witness) that he had left the outside wicket unlocked, and that the matter