

Ques. 736. Have you any knowledge that Mr. Brown "recorded falsely the evidence of witnesses examined before the said Commission?—Ans. I had particularly good means of judging how Mr. Brown discharged his duties as Commissioner and Secretary, because I kept no notes myself but directed my best attention to the conduct of Mr. Brown, and to the general progress of the examinations. I have no knowledge of Mr. Brown ever recording any evidence which had not been distinctly given by the witnesses in succession, and which evidence was regularly read over to, and approved by each witness before signature, and that, of course I feel perfectly satisfied, that no curtailment, extension, or alterations of any deposition, either was made, or could have been made, without my knowledge, and that of the other Commissioners.

Ques. 737. Have you any knowledge that Mr. Brown "altered the written testimony of witnesses after their evidence was closed and subscribed?"—Ans. I have none.

Ques. 738. Have you any knowledge that Mr. Brown "suborned convicts to commit perjury?"—Ans. I have none.

Ques. 739. Have you any knowledge that Mr. Brown "obtained the pardon of murderers confined to the Penitentiary, to induce them to give false evidence?"—Ans. Certainly not.

Ques. 740. Did the Commissioners on assembling at Kingston, carefully consider the course they should pursue, in conducting their inquiries; did they communicate their intended course to Mr. Warden Smith and Mr. Hopkirk, and did these gentlemen declare themselves "highly satisfied?"—Ans. When the commission was opened at Kingston, it became immediately evident that the investigation would meet with every opposition on the part of the Warden, which he could with safety bring to bear. It was at first attempted to give the inquiry a go-bye, but it was soon found the inquiry would be a searching one, though conducted with all due delicacy and feeling towards the Warden; a system of inquiry was agreed upon by the Commissioners, which was communicated to, and met with the approval of the Warden and his friends.

Ques. 741. Was the course thus adopted, strictly followed by the Commissioners?—Ans. It was.

Ques. 742. Did the Commissioners hold preliminary conversations with a number of gentlemen residing in Kingston, including several former Inspectors of the Penitentiary, in regard to the alleged abuses in the Institution?—Ans. They did.

Ques. 743. Did the Commissioners, on the information of these gentlemen, and the written documents placed in their hands by Government, proceed to examine under oath such parties as they were led to believe, cognizant from personal knowledge of the actual condition of the Penitentiary?—Ans. They did.

Ques. 744. Did the Commissioners extract from the evidence of the parties so examined, such portions as seemed to affect the character or conduct of any officer, and serve a written copy thereof upon him for explanation?—Ans. They did.

Ques. 745. Were these extracts of evidence carefully considered by the Commissioners, and minute instructions given to the Secretary as to the portions of testimony to be extracted, or was the selection left to the Secretary's discretion?—Ans. They were regularly considered and approved by all the Commissioners.

Ques. 746. Were such extracts transmitted to Mr. Henry Smith, Warden, Dr. Sampson, physician, and Mr. Francis W. Smith, kitchen keeper, and on his demanding it, were copies of statements in which his name incidentally occurred, furnished to Mr. Hopkirk, one of the Inspectors?—Ans. Yes.

Ques. 747. Was it not arranged between the Commissioners and the Warden before he commenced his defence that "the Secretary should read out