

his account, and if anything had been omitted he must have known it. Witness never had any understanding with the Warden, that articles should not be charged to witness, or charged cheap. Has reason to believe the Kirkpatrick Board were aware that witness owed an account to the Penitentiary, when he left Kingston; presumes they were aware he still owed a balance when they resigned. The Warden has power to grant delay to debtors of the Penitentiary; believes so. On looking at Act, finds Warden has only power to compromise claims and grant time with security, with the sanction of the Inspectors. It would not have been for the benefit of the Penitentiary, to have sued witness at that time; would have been necessitated to compromise with them if they had. Has spoken to Guard Cooper about the five cords of wood witness had from the Penitentiary; it was after the Secretary of the Commission sent witness extracts of evidence given before the Commission in which witness's name was introduced. Cooper said he knew that witness had received the five cords, and that he also knew the wood had been returned; witness has no reason to doubt the veracity of Cooper. Witness had a conversation with Guard Bannister, after getting the extract before mentioned about the cord-wood; Bannister said he was aware that witness had got four or five cords of wood, and that they had been returned. Witness did not think it strange that Bannister made this reply, as witness asked him about the wood; cannot recollect what evidence Cooper gave before the Commissioners. Witness has no personal knowledge that any other Inspector had fire-wood or coal from the Penitentiary; has heard so. Witness had fresh pork from the Warden, as a present; got, two or three times, a small roasting piece; at most, three times; has sent similar presents to the Warden; is not aware that fresh pork has been supplied to the convicts."

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"Ques. Was there any concealment in sending out the stove-pipes purchased by you from the Penitentiary?—Ans. Not that he is aware of; was not present.

"Ques. If the Gate-keepers allowed them to go through without a pass, did they not neglect their duty?—Ans. Yes.

"Ques. Have you ever got any second-hand stove-pipes from the Warden, or from the Penitentiary?—Ans. Never in his life.

"Ques. Have you paid the Penitentiary for the work done at the pump at your own house, by Pollard?—Ans. Yes; once it was charged 6s. 3d. when Pollard came to the house, and for the other, when Pollard did not come to the house, 1s 3d or 1s 10½d. The same description of work was done on both occasions.

"Ques. Was Mr. Henry Smith, M.P.P., one of your sureties as Collector, before you were appointed an Inspector?—Ans. Yes; a very short time before; he had signed the bonds previous to either Commission issuing.

"Ques. How came you to ask him to be one of your sureties?—Ans. Did not ask him at all; he volunteered.

"Ques. Was he one of the parties you intended to ask?—Ans. No.

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"Ques. Was your furniture landed at the Penitentiary by your own desire?—Ans. Gave orders to Mr. Greer to that effect; did so because less cartage and less breakage were incurred, the wharf being near his own house.

"Ques. Do you think the Warden could, with any propriety, have prevented you from doing so?—Ans. Would have thought it very odd if he had objected.

"Ques. When the messenger took the furniture to your house, did he bring back articles to the Penitentiary to be repaired?—Ans. Believes he did.

"Ques. Is it not the habit of the messenger to take home articles made or repaired at the Penitentiary?—Ans. Has understood it was; he has done so for witness, and witness has seen him taking other articles elsewhere, which he presumed were from the Penitentiary to customers.