

Ques. 772. Was there any prosecutor, nominally, or in fact, in the conduct of the enquiry into the conduct of the Warden?—Ans. None that I am aware of, the Commission acted by order of Government, in making the inquiries called for.

Ques. 773. Did any inconvenience arise from Mr. Brown acting in the double capacity of Commissioner and Secretary; was any objection ever made by any one on that score in your hearing?—Ans. None that I am aware of.

Ques. 774. Mr. Smith, in reply to question 251, quoted a passage from the evidence of Hugh Manual, given before the Commissioners, in which the following words occur: "Keely has told witness that officers who gave testimony in favor of the Warden would be dismissed, and more than he have said so; Skynner has said so, he said Pollard and Manual and a good many others who would be in the Warden's favour, would be dismissed; Skynner said the Commissioners told him so when he was before them;" please to say if any such statement was made to Skynner, or to any other person by the Commissioners?—Ans. I am aware of no such conduct by the Commissioners or by any of the members.

Mr. Brown here closed his examination in chief of this witness.

Mr. Fergusson was cross-examined by Mr. Macdonald.

Ques. 775. You state in your answer to question 736, that you had "particularly good means of judging how Mr. Brown discharged his duties as Commissioner and Secretary, because you kept no books of notes yourself," and that you "feel perfectly satisfied that no curtailment, extension, or alteration of any deposition, either was made, or could have been made, without your knowledge, or that of the Commissioners;" were you not absent during the cross-examination of many of the witnesses on whom the Warden particularly relied for his defence?—Ans. I was absent for two or three days, but I do not particularly recollect.

Ques. 776. Can you speak of the manner in which the examination was conducted in your absence?—Ans. Of course not.

Ques. 777. Who had charge of the Books of the Commission?—Ans. I presume they were in charge of the Secretary, but were never out of the Commission parlour, to the best of my knowledge.

Ques. 778. Who took down the evidence?—Ans. The evidence was taken down by the regular Secretary of the Commission, the other Commissioners except myself, seeming also to take it down in separate books.

Ques. 779. Could not interlineations, erasures, and other alterations have been made after the evidence was taken, without your being personally aware of it?—Ans. Certainly not, if the books were removed in the night, of course it might have been done. I did not keep them under my own lock.

Ques. 780. You have stated in answer to Mr. Brown's question 740, that "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, and that it was at first attempted to give the inquiry a go-bye;" will you please to state how it became apparent that the Commission would meet "every opposition from the Warden," and how and by whom it was attempted "to give the inquiry a go-bye?"—Ans. It was of so general a nature that I could not give particular instances, such was the general impression of myself and brother Commissioners.

Ques. 781. You have stated that the course which the Commissioners agreed upon, to pursue, in conducting their inquiries, was strictly followed by the Commissioners; have you personal knowledge that it was strictly followed by Mr. Brown, at the period of your own absence from Kingston?—Ans. I cannot personally speak as to anything that was done in my own absence.

Ques. 782. You have stated that you held preliminary conversations with a number of gentlemen residing in Kingston in regard to alleged abuses of the In-