

Major McBlanchey, and he has assisted me in every way to bring about that effect. The bull ring was abolished, and other punishments, and even the chain was abolished to a great extent, and he has always instructed me how to it and report cases to him whenever I thought they were in danger of being too severely or injudiciously punished.

Commissioner A. M. Jones —

Have you ever had any reason to believe that that whip or lash has been used upon any other convict? Have you ever seen any marks or indications that that or any other strap or whip or lash has been used upon the person of any convict, in your experience, in this prison?

a I never have, nor have I ever known that anybody was ever whipped except this Harris - never.

2 The Board of Commissioners now desire you to state to them if you know, or have an impression that there has been any punishment inflicted upon any convict during your connection with this institution as prison physician, which you considered brutal or uncalled for; if so, state what it is?

a I have not. Now, I want to make a statement so that it will be distinctly understood: my duties to this prison are to visit them every day, prescribe for the sick and give orders with regard to the discipline of the hospital, visit the solitary and report those in punishment

in the report and also the hospital report of the men disabled from labor. In the solitary I examine the men in punishment, and whenever I find that they require more water or food - when they are sick take them out, and when they require more water and food I make that statement, and when any one takes seriously ill, or when I get a call to come I come and visit the prison again. And as far as ordering punishment I have in no way a right to do it. It is not my business at all. I am here to save and to heal, but not to punish, and see that the punishment does not go on to the extent of producing an injury.

Companion E. H. Jones. - You state that

on the report of the
the hospital report of the
men in the form of
for the military & naval
the men in the hospital
volunteer & find that they
a good many water to find
when they are with the
then out, and when the
require more water and for
I make that statement, and
when any one takes notice
it, or when I get a call
to come to camp, and visit
the prison again, they are
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you never give any such orders?

A No Sir, never.

Warden McCloughery— Do you report every morning to the Warden, direct, the number of men you find in punishment?

A Yes Sir, in writing.

Q Do you make a report to the Warden, direct, in every case where you find a man who is in punishment, who ought not to be there, in your opinion, by reason of physical disability?

A Yes Sir. As well by you (Warden McCloughery) as to the Deputy the orders are, and I fulfil them so far as I know, and make a statement to the deputy, and also to you.

Q Now, have you ever given an order to any person in the prison to whip any

convict under any circumstances?

a Emphatically, no.

2 Have you ever said anything to any person that might with any reason be construed as an order to them to whip anybody.

a The only ^{thing} I have said, as I stated to you before, I thought a good switching would do him good.

2 Did you intend or was there anything, so far as you can recollect, in your remark, which might be reasonably inferred by Mr. Reed as an order to do that whipping?

a No ~~no~~, no more than I would say of a boy on the street that he ought to have a good cowhiding.

2 It was merely your opinion as a medical man?

a Yes Sir.

Commissioner A. M. Jones - Have you any reason to believe that the Commissioners, the Warden, or any officer in connection with this prison knew of the whipping by this strap, of the Convict Harris. If so, who?

and I don't believe, or at least I haven't the slightest knowledge that they were informed of it. I don't know anything about it. I have a reason to believe that there would have been a fuss if Major McLaughery had known it.

Warden McLaughery - Did you know anything about the Convict Reid being whipped, prior to the post mortem examination? and did not until Reid the day before of the solitary made the statement here, and confessed that he had whipped him. I did not

suppose it or suspect it until then.

2 When you saw the marks on the dead convict's body did you then suspect that the man had been whipped a no du, I supposed, but I had no idea that he whipped him — I supposed in the fight he might have got some bruises which I called ante mortem — Ecchymosis, but I believed that he had got them in a fight.

Commissioner A. M. Jones — If you had supposed that those marks on the body of convict Gus Reid had been made by a whip or a lash or anything in the shape of whipping, would you not have considered it your duty to report to myself as the representative of the Commission then present, and to Major McElanhey?

