were read a first and by special order a second time & concurred.

The Joint committee on the Jail to which was referred the memorial of the visitors of the Jail, complaining that the Register had refused to honor their draft for four hundred dollars stated to be the balance of the $6.000 appropriated to the Jail for 1841. and requesting the Committee to investigate the subject" beg leave to report That having summoned the visitors, warden & Clerk of the Jail with the register of the City before them, and the books of the Jail with the books & vouchers of the City being produced the following facts were elicited in relation to the matter in dispute to wit. That on the 8th day of March 1841, a draft was drawn by the visitors of the Jail on the register for $2600 in favor of the warden of the Jail who presented the same for payment, that to the demand the register stated no funds were at his command to meet the draft, but upon the urgent necessities of the Jail being represented, and the register taking the draft to be for $600. he issued a check for $600. in favor of the warden, who receipted at the time for the payment in the face of the draft. the error in amount being discovered at the Jail, the receipt was allowed by the Register to be altered to $600. the actual amount from letter an hour afterwards. A second demand was made by the warden on the 12th of the same month for further payment on the same draft of $200. paid by draft or check on the Collector (it will be borne in mind that where the words drafts or checks on the Collector checks are drawn upon the Bank of Baltimore, but paid by the Collector returned to the register as cash, by whom they are deposited in the Bank of Baltimore. This arrangement is not said being denied by the bank to avoid the inconvenience of cashing the individual orders at their counter) in favor of the warden for which receipt was taken from the Comptr. A further demand being made by the warden on the 29th same month, (this check or draft was directed to the acting agent of the late Collector Coons and paid by him Mr Armstrong) $200 was again paid by check on the Collector in favor of the warden for which receipt was also taken. On the 15th



of April $500 more was paid upon the application of the warden by check on the collector in favor of the warden for which his receipt was taken. On the 20th day of May demand was made by the warden for the balance due on the draft which he stated to be $1300 which amount was paid the Register in the usual form by check on the Collector in favor of the Warden, for which receipt was also taken. The register did not examine at the time the aggregate of the several payments upon the draft, but discovered upon an examination of his vouchers shortly after that $200. were overpaid and notified the Jail of the fact but no acknowledgment of the error was made on the part of the Jail, the visitors urging that their draft was the only order they could recognise inasmuch as the Register was not authorized to pay from the fund of the Jail, but upon the draft of the visitors, and therefore could notice no difference accruing between the register and warden.

It is shown upon the books of the Jail that the $600 and each of the $200 were received which are credited about the time of the date of the receipts and checks for the same. but of the $500. and $1300. no notice is taken upon the cash book of the Jail at the time, but under date of the 26th may ten days after the receipt of the latter sum a credit appears of $1800 which from the testimony of the present clerk was entered there some time in July by him the only date for which was the knowledge of the issue of a draft for $2600 and the whole credit of three sums on the cash book being $1900. a further amount of $1600. was credited on the cash to make the several amounts balance the draft drawn.

By the evidence of the warden & visitors, the clerk in charge of the books of the Jail for nearly three months was an intemperate man & removed by the evidence of the warden to be incompetent to the discharge of his duties, perhaps the very first day after he took his station and appointed by the warden to the visitors, during the time of his employment the cause of difficulty occurred

In regard to the probability of the warden having received in cash for the several checks drawn to make the amount of $2800 less than this sum or in