## Maine State Legislature

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# DOCUMENTS 

PRINTED BY ORDER OF

# THE LEGISLATURE, 

OF THE

## STATE OF MAINE,

## DURING ITS SESSION

A. D. 1833.

## REPORT

OF THE

## WARDEN OF THE STATE PRISON.

Herewith are transmitted the accounts of the State Prison for the year commencing December 1, 1831, and ending October 31, 1832; by which it will appear that the receipts of the institution during that period amount to $\$ 17,317$ 41. The amount of stock on hand at the close exceeds that on hand at the commencement of the year, by the sum of $\$ 4,473$ 49. The amount of the receipts and the increase of stock make together the sum of $\$ 21,77090$, which is the amount of the earnings of the convicts for the last year. The expenditares during the same period, embracing building and repairs, pay and subsistence of overseers and guard, salaries of chaplain and physician, provisions and clothing for the convicts, raw materials, fuel and lights, transporting convicts from County Jails, \&c., \&c., amount to $\$ 20,17326$, which being deducted from the above sum of $\$ 21,77090$, leaves a balance of $\$ 1,61764$, which is the excess of the earnings of the convicts over the whole expenditures of the Prison for the aforesaid period. The usual and anticipated sale of lime-rock and granite has suffered a considerable diminution in consequence of the stagnation of business in New York, (one of our

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principal markets,) during the prevalence of the late epidemic. Nevertheless, the operations of the Prison during the year have led to the gratifying result of the balance above mentioned in favor of the institution.

The sum of $\$ 517615$ is credited in the amount to the State, arising from the sale of granite to Ira Norris, of the city of New York. He had entered into an agreement with me to pay for all granite consigned to him in ninety days. During the late interruption and suspension of business in that city, he failed, and absconded, being indebted for granite in the above sum. His bondsman, who is of undoubted responsibility, has since given his notes for the same, payable on time, with interest. In addition to this, there is the sum of $\$ 3399$ 94, being the amount of two notes of hand against Foster Bryant, given for granite, in November, 1831, which sum I credited to the State in my last annual account. These sums, amounting to $\$ 857609$, have not been received by me, but are considered as entirely secure, and will doubtless be realized, with interest, at an early period. That amount I have been obliged to anticipate, in the purchase of raw materials, provisions, clothing, \&c. I have, therefore, to ask an appropriation to meet the obligations I have thus incurred.

Pursuant to the provisions of the law, I herewith transmit an estimate of the probable expenses of the

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Prison for the year ensuing. It is creditable to the State, and indicative of the improving condition of public morals, that the number of convicts, instead of increasing, as in some former years, appears to be on the decrease; the present number being 89, which is less than it has been for several years past. The conduct of the convicts who have been subject to my charge, for the past year, has been generally submissive and peaceable. There was, indeed, one instance of insubordination, accompanied by a desperate attempt to escape, in a body, from the prison yard; but it was promptly quelled, without the loss of life, though not without such personal injury to the ringleader as the occasion called for. The sab-bath-school, for which a small appropriation has been made by a preceding Legislature, has received all that attention from me which its promised usefulness demanded. The number attending has been from 75 to 80 . These have been formed into four classes. The first class, consisting of about 20 , composed of the best educated among them, is called the Bible Class. They are required to commit portions of the New Testament to memory; and their recitations show that they pay a proper and suitable attention to the lessons assigned to them. The second class are required to read, and recite shorter lessons. The third class have exercises in reading and spelling. The fourth class, consisting at present of 16 -when they were committed they scarcely

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knew a letter of the alphabet; but most of them now read tolerably well. It is gratifying to witness the attention paid by a great portion of the convicts, and the interest they appear to take in the school. I presume it would be difficult to engage the attention of such an unfortunate class of men to such studies and exercises, in any other place than a penitentiary. In the condition in which they are placed, they no doubt find in them a relief from the listlessness of mind which must attend their daily round of labor, in silent heedlessness and ignorance of what is passing elsewhere. And fortunate will it be for them, if it shall lead them to reflections upon their past conduct, and to form a just estimate of the advantages of a life of integrity and virtue. Religious exercises are performed by Rev. Messrs. Washburn and Woodhall, alternately. They also aid, with some of the officers of the Prison, in the instructions of the sabbath-school; and much credit is due to them for the interest they take in imparting moral and religious instruction to those whose condition manifests so much need of it.

JOEL MILLER, Warden.

## Report of the Warden of the Maine State Prison, showing the number of Convicts, their employment, \&c., for the year 1832.



## State of Maine in account Current with Joel Miller, Warden of the state Dr. <br> Prison. <br> Cr.

| $1832 .$ |  | $\left\lvert\, \begin{gathered} 1832 . \\ \text { Oct. 31. } \end{gathered}\right.$ | By received for articles sold during the year as per account, including fees from visiters, Amount received of State Treasurer | $\left\lvert\, \begin{array}{r} 1731741 \\ 3643 \\ 25 \end{array}\right.$ |
| :---: | :---: | :---: | :---: | :---: |
|  | For provisions during the year as per acc't, 358774 |  |  |  |
| ' |  |  |  |  |
| '، |  |  |  |  |
| '6 |  | " |  |  |
| ' |  |  |  |  |
| * |  |  | - |  |
| \% | " Buildings and Repairs, - - 34052 |  |  |  |
| " | "، Physician's Bill, - - - $\quad 9167$ |  |  |  |
| ‘ | " Rough Granite, Raw Materials, Incidental Expenses, \&c. \&c. |  |  |  |
| ' | Chaplain's Bill, - - - 13432 |  |  |  |
| ، | Balance due State, $\quad$2017326 <br> 78740 |  |  |  |
|  | \$\$096066 |  |  | \$20960 66 |

Lincoln, ss. January 15, 1833.-Personally appeared the above named Joel Miller, and made oath that the above account is just and true.-Before me,

EDWIN SMITH, Justice of the Peace.
Examined and compared with vouchers on file, and found to be duly authenticated, and correctly cast.
$\left.\begin{array}{l}\text { EDWIN SMITH, } \\ \text { HENRY INGRAHAM, }\end{array}\right\}$ Inspectors.

## Statement of the Receipts and Profits, Expenditures and Disbursements,

 and General Concerns of the State Prison, for the year ending October 31, 1832.
## INCOME DEPARTMENTS.




## INCOME DEPARTMENTS-CONTINUED.



No.4. Dr. Wheelwrights' and Carpenters' Department. Cr.



No. 6. Er.
Other Departments.
Cr.

| $\begin{gathered} 1832 . \\ \text { Oct. 31. } \end{gathered}$ | For Stock and Tools on hand Dec. 1,1831, <br> " " " purchased since, |  | 1832.Oct. 31." | By received and charged for sundries during the year, as per account, "Stock and Tools on hand Oct. 31, 1832, |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  | 42979 8701 |  |  | 35983 |
| $s 6$ |  | 13810 |  |  | 29507 |
|  |  | $\$ 65490$ |  |  | 65490 |

## EXPENSE ACCOUN'TS.



Jo.2. Dr. Clothing and Convicts discharged. Cr.

| 1832. |  |  | 1832. |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| $\text { Oct. } 31 .$ | $\underset{\text { ForClothing andShoes on hand Dec.1, }{ }_{6} \text { (1831, }}{\text { c }}$ | 15837 | Oct. 31. | By Clothing on hand Oct. 31, 1832, <br> ‘s Amount furnished | - |  |
| '6 | * Cash and Clothes to Convicts dis charged, - - - - | $\left\|\begin{array}{\|cc\|} \\ 755\end{array}\right\|$ |  |  |  |  |
|  |  | \$1808 65 |  |  |  | \#1808 65 |

No. © Dr. Furniture and Fuel Accounts. Cr.


No.4. Dr. Buildings and Repairs, Expense Account, de. Cr.


OFFICERS' SALARIES.

Estimate of the probable Expenses of the State Prison, for the Year 1833.


The income will probably amount to 16,50000

JOEL MILLER, Warden

## REPORT OF THE INSPECTORS.

## To the Governor and Council of the State of Maine.

On the 12th, 13th, 14th and 15th of December, and by adjournment on the 14th and 15th of Jannary 1833, the Inspectors of the State Prison made a stated visit at the Prison to audit, correct and settle the accounts of the Warden, for the year ending the last day of October preceding; aud now respectfully submit the following report of their doings and such other particulars as may tend to give an understanding of the state, condition and management of the concerns of the Prison.

Since November thirteenth 1831, when the whole number of the convicts was ninety five, up to the present time, Dec 12, forty six have been received at the Prison and forty seven discharged on expiration of their sentences, two have been pardoned and one has died, leaving in the Prison ninety one. They are generally industrious, obedient and healthy, and were on the twelfth December thus situated and employed, viz :


Since the Inspectors' last return, Oct. 8 , it appears from the records of punishments that the following punishments have been inflicted by the order of the Warden.
Oct. 8. John P. Saunders, for unnecessary talking in the Stone Shop, sentenced to six days solitary confinement, to be fed on bread and water.
" 16. George Needham, for cutting up his bed clothes six days do., on do.
" 25. John Sullivan, for unnecessary talking in the quarry, three days do., on do.
Nov. 9. Manuel D. Selver, for fighting with Vesley Church, one of the Convicts, 5 days do., on do.
" " Vesley Church for same offence, same punishment.
Dec. 1. John Tacudin, for insolent language to Mr. Stevens, an Overseer, 5 days do., on do.
It has been determined by the Inspectors that the removal of the Convicts from the several jails of the State, or from the custody of any officer of Court to the State Prison shall, for the current year, be by contract. The contracting party to be under good and sufficient bond faithfully to perform the duty under the penalty of forfeiture of the compensation given, in case of any escape unless by forcible rescue. And the Warden has been requested to effect [such contract] with some safe and efficient person, provided the amount given shall not exceed the sum of four hundred dollars.

In their last report the Inspectors gave a particular account of the situation of the demand in favor of the Prison against Ira Norris, who had failed in New York and absconded, and also of the demand against Foster Bryant. They also stated that direction had been given, that suit should be commenced to enforce payment from Norris and his surety. Suit had previous to that time been instituted against Bryant.

Since the date of said Report the liabilities of Norris
have been so far adjusted as to receive the notes of Mr . Stephen Holt of New York, on interest, for the sum of five thousand one hundred and seventy six dollars $\frac{15}{100}$ in monthly instalments of $\$ 47055$. This sum is the amount of Norris' indebtedness to the Prison and interest on the same from the time payment should have been made according to the contract of Norris with the Warden. Mr. Holt's notes are considered good, and will in all probability be paid at maturity.

The Warden has been compelled to anticipate the amount due on Bryant's notes, by negotiating them on his own responsibility, for the purpose of furnishing supplies for the Prison. The amount of Bryant's notes so negotiated is three thousand, and three hundred and ninety nine dollars $\frac{94}{100}$.-The suits commenced against Bryant on these notes are now pending, in Philadelphia, and one will probably be brought to final determination in the course of a month. The Inspectors have no doubt of the resultthey are satisfied that the claim against Bryant on these notes must be sustained.

Should the Warden not receive the amount due from Bryant in a short time, he will be under the necessity of applying to the State for an appropriation to meet his liabilities for the Prison, equal to the amount due from Bryant, and perhaps from Holt.

It may be due to the Warden, that the Inspectors should again express their opinion, as stated in their last Report, that in regard to the negotiations originally entered into with Bryant and also with Norris, the Warden exercised a sound discretion, and took every precaution which could have been expected from a prudent man; and that he has made every exertion that there should be no unnecessary delay in securing or collecting these demands.

Since writing the above respecting Mr. Holt's notes the first payment has become due-was promptly paid, and the Warden has received the amount.

The Inspectors have examined, audited and certified the Warden's account, a copy of which is herewith transmitted, from it a balance of $\$ 78749$ appears due from the Warden to the State.

It is perceived that an estimate of the income or expense of the Prison to the State cannot be made from the Warden's account with the State, inasmuch as his account does not embrace the difference of amount of stock on hand at the commencement and the termination of the year. His account also includes a credit of $\$ 3,64325$ cash received of the State Treasurer.

The account of stock must necessarily depend on the judgment of the appraisers, and may vary something from year to year, and from the true value of the articles appraised—assuming the estimate of stock to be correct, the account of the Prison with the State will stand thus-
Dr.
PRISON.
Cr .

| To amount of disbursements as per Warden's account |  |
| :---: | :---: |
|  |  |
| To amount of stock on hand |  |
| December 1, 1831, as per |  |
| Schedule of articles appraised in the stock book, 12,527 03 |  |
|  |  |
|  | 32,700 29 |
| Balance in favor, | 1,617 64 |
|  | $\overline{34,31793}$ |

By amount of sales as per Warden's account, 17,31741 By amount of stock on hand October 31, 1832, 17,00052
$\overline{34,31793}$

The Statute of 1830 requires that the report of the Inspectors shail exhibit an account of stock on hand at the beginning and at the close of the year, the several sums expended for materials, food, fuel, \&c.; the amount of manufactures of each kind and of other articles sold from the Prison; the profit and loss upon each branch of business ; together with an estimate of the probable income and expense of the prison for the next year.

Appended to this report are accounts stated with the different departments of labor in the prison, answering the requirements of the law in as general and particular a man-
ner as is practicable-an account of the stock, describing each article and its value is taken and recorded in the prison books.-An estimate of the probable income and expense of the prison for the next year also accompanies this report.

The attention of the convicts to the Sunday School continues to increase. The requirements of the Instructers are attended to and performed by many of the convicts with alacrity and apparent pleasure rather than the reluctance which attends the performance of an irksome task.

The good effects of this school are perceptible in the improvement made in the different branches taught, if not in the increased industry and obedience of the convicts.

The Inspectors are happy to state that the discipline of the prison has been well sustained by the Warden and the officers of the prison during the past year.

The Warden represents to the Inspectors James Shaw, late of Houlton, in the County of Washington, a convict now in prison, to be a fit object for the exercise of the pardoning power vested in the Governor and Councilthat his conduct while in prison has been good, that he is weak and feeble and subject to fits brought on by the cruelty of the Indians by whom he was taken prisoner during the last war.-Shaw receives a pension from the U. S. Government for injuries received while in their service.-The Inspectors concur with the Warden in the opinion above expressed and respectfully recommend Shaw to the clemency of the Governor and Council.

John O'Brien, Esq., one of the Inspectors, was present at the meeting of the Inspectors in December, and assisted in examining most of the accounts, but was unavoidably prevented from attending at their adjourned meeting.

With sentiments of the highest respect,
Your obedient servants,

The Warden's account as certified by the Inspectors.

| Dr. | tate of Maine in account with Joel | Warden of the State Prison. Cr. |
| :---: | :---: | :---: |
| 1832. <br> Oct. 31. <br> 6 <br> 66 <br> 66 <br> 66 <br> 46 <br> 66 <br> 66 <br> 66 <br> * |  | By received for articles sold during the year as per books, including fees for visiters, Amount received from State Treasurer, |
|  |  |  |
|  |  |  |
|  |  |  |
|  |  |  |
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## Account of Stock on hand at the beginning and at the close of the year.

Amount of Stock on hand Dec. 1, 1831, as per $\} 1252703 \mid$ Amount of Stock on hand Oct. 31, 1832, as per $\} 1700052$
Schedule in Stock Book, - - - 1252703 Aer Ande in Stock Book
Excess above amount of Dec. 1, 1831, - $\quad \frac{447349}{1700052}$
The probable expense of the Prison for the coming year is estimated to be - - - $\$ 17000$
The probable income for the same time is estimated to be about same amount. - - $\$ 17000$

## INCOME DEPARTMENTS.



## INCOME DEPARTMENTS-CONTINUED.



Dr. Wheelwrights' and Carpenters' Department. Cr.

| $\begin{gathered} 1832 . \\ \text { Oct. } 31 . \\ : \\ \vdots \end{gathered}$ | For Stock and Tools on hand Dec. 1, 1831, <br> " " " purchased since, <br> " Balance in favor, | $\frac{\begin{array}{r} 119153 \\ 112170 \\ 16882 \end{array}}{\$ 248205}$ | By received and charged for Wagons, Sleighs, \&c., sold during the year, per Book, " Stock and Tools on hand Oct. 31, 1832, | $\begin{array}{r} 121536 \\ 126669 \\ \hline \end{array}$ |
| :---: | :---: | :---: | :---: | :---: |
|  |  |  |  | \$2482 05 |

## Dr. Blacksmiths' Department. Cr.

| 1832. | For Stock and Tools on hand Dec. 1, 1831, " "، " purchased since, |  | By received and charged for articles soldduring the year, as per Book,‘Stock and Tools on hand October31,1832, |
| :---: | :---: | :---: | :---: |
| $\text { Oct. } 31 .$ |  | , $\begin{array}{r}96386 \\ 117818 \\ \hline 891\end{array}$ |  |
| " | " One Overseer's Salary, - - | 39125 |  |
| '6 | " Balance in favor, - - | 1131573 |  |
|  |  | \$3849 02 | \$3849 02 |



## EXPENSE ACCOUN'TS.

| Dr. |  | Phovision Accoumt. |  |  | Cr. |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| $\begin{gathered} 1832 . \\ \text { Oct. } 31 . \end{gathered}$ | For Provisions | on hand Dec. 1, 1831, purchased since, - | $1 \begin{aligned} & 152252 \\ & 358774 \end{aligned}$ | By Provisions on hand Oct. 31, 1832, <br> " Amount consumed, |  | $\|$218074 <br> 2979 <br> 29 |
|  |  |  | \$5110 26 |  |  | \$5110 26 |

Dr. Clothing and Convicts discharged. Cr.

| 1832. Oct. 31. * |  | By Clothing on hand Oct. 31, 1832, <br> " Amount furnished, | $\begin{array}{l\|r} 38722 \\ - & 142143 \end{array}$ |
| :---: | :---: | :---: | :---: |
|  | \$1808 65 |  | \$1808 65 |

Dr. Furniture and Fuel Accounts. Cr.


Dr. Buildings and Repairs, Expense Account, de. Cr.


## STATE OF MAINE.

# House of Representatives, \} January 24, 1833. 

Ordered, That three hundred copies of the foregoing Reports be printed for the use of the Legislature.
[Extract from the Journal.]
Attest:
ASAPH R. NICHOLS, Clerk.

