

of a steep ascent at the bottom of the hill called Zecatepec; I am not at all certain of the ground; I have not been on it since; I know it was a very short distance from there to where the spyglass was taken out; we passed it in a few moments; we galloped with greater rapidity over the ground than we would have done under any other circumstances.

Question by defence. At the time the enemy's works were observed with the glass, witness will say if General Pillow did not say he saw the enemy in retreat from the work.

Answer. I don't recollect whether that observation was made or not; I saw what I took to be the enemy in retreat, thought it might have been our own troops; I had no glass.

Question by defence. Was, or not, General Pillow's own command and part of General Twiggs's still in and near the work?

Answer. Yes; the fourth artillery and a portion of General Cadwalader's brigade, I think, were in the works when General Pillow entered; a portion of his command was in the works and the remaining portion was in the neighborhood of the bridge, some one hundred and fifty yards off.

Question by defence. What orders did General Pillow give witness about detailing part of the fourteenth infantry to guard the prisoners at that place; and what duty did he assign witness, personally, about the prisoners?

Answer. Orders were given to the fourteenth infantry by himself in person, I think, to guard the prisoners. Having detached me a few minutes previously to where the prisoners were, to see that they were properly taken care of, and to take a list of the names and rank, which I did, and gave to Colonel Hitchcock that same morning.

Question by defence. Was General Pillow necessarily detained some time, getting the troops in motion and making the necessary dispositions for guarding the prisoners, before he could leave to assume command of the entire forces present?

Answer. He was.

Question by defence. Witness has said he entered the works of Chapultepec with the rear of the troops. Will witness say if he entered the works upon the west or southwest front? Say also if the troops entered that part of the work before they did the south front?

Answer. It is not the south front, and I call it the west front, because it is in that direction. I entered over the centre of that front, by a couple of ladders which had been thrown over the ditch, and over which a considerable body of the troops passed.

Question by defence. Did General Pillow retain witness with him after he was wounded, and did he continue to give orders and direct the movements of the American forces against the castle? Does witness know that General Pillow three times ordered the charge upon the redan? Did he give orders to General Cadwalader, to Colonel Andrews, to Captain Hooker, and Colonel Clarke?

Answer. At the time General Pillow was struck by the grape shot, I advanced towards him as rapidly as the mud and water in-

tervening would permit. This was near the front of the woods, the open space at the foot of the hill, and probably twenty or thirty paces from it. Up to this point our troops, under General Pillow's command, had advanced rapidly, driving the enemy entirely out of the grove. They were checked here by a heavy fire from the redan, about forty yards off. General Pillow at this moment was being assisted by some officer towards the root of a tree, a few paces to his left and front. He, General Pillow, shouted out loudly, forward! men, forward! This he repeated several times. Finding him, apparently in great pain, endeavoring to advance, I told him to keep quiet, and to take a seat at the foot of the tree, and that we (meaning his staff) would attend to his troops. He then pointed to the left, looking towards the hill, where the largest portion of our troops were still in check, telling me to urge them forward. At this moment a considerable portion of them rushed up the side of the hill at the redan; and, after some little time, I urged forward the remainder, and now returned to General Pillow, and found near him Colonel Andrews, to whom he was saying something. I observed to him, that General Cadwalader was a few paces off. He told me to tell him of his situation, and to request his personal attention to all his command on the hill. I think it was at this time, or just before, that he despatched Lieutenant Ripley to bring up a portion of Worth's division. Some little time after this occurrence, while General Worth's troops had advanced to the foot of the hill, Captain Hooker came down from the hill and reported to General Pillow, and requested permission to take a regiment in the direction that he would point out, whilst the troops were clustered on the crest of the hill waiting the arrival of scaling ladders, probably for fifteen or twenty minutes. I was repeatedly sent up the hill to report the situation of things at the moment.

Question by prosecution. The witness has spoken of a hill ascended by the roadway, and where he saw many wagons clustered and unable to ascend that hill. Does the witness mean the mound from which the enemy were observed in the afternoon of the nineteenth of August, by many officers, or some other hill near to San Augustin, where the wagons were stopped?

Answer. There are two hills: one the mound from which the enemy were observed on the nineteenth of August, and one immediately adjoining, higher, in the direction of San Augustin. I think it was at the foot of this latter (the highest) hill that the ascent spoken of is located, where I saw the wagons.

Question by prosecution. At what distance was Major General Pillow laid on the ground, after being wounded, from the nearest point of the ditch about the castle of Chapultepec, by the shortest line, and what is about the distance from that position of said Pillow to the gate of Chapultepec, by the route which the witness supposes the said Pillow was carried to that gate?

Answer. I think it is about forty yards from the ditch to the crest of the hill, about twenty from there to the redan, and about twenty more to where General Pillow was laid, all in the same

line. I should suppose it some seventy yards to the round battery on the ramp; not exceeding that, and about as much from that point to the gate of the castle.

Lieutenant S. B. Davis, 14th infantry, recalled for defence:

Question by defence. Witness will state whether, or not, he received any orders from General Pillow, on the 20th of August, to return to General Scott, and make known to General Scott his (General Pillow's) movements; and to ask him to cause General Worth to co-operate with him in the attack upon San Antonio, while he, General Pillow, would move round and attack that work in rear? if so, what was General Scott's reply?

Answer. General Pillow sent me back from a village, the name of which I do not remember, to inform General Scott that he had driven the enemy before him; and that with General Worth's co-operation, he attacking the front of San Antonio, and General Pillow attacking in rear, they might easily take the work. I met General Scott inside of the fortifications at Contreras. I communicated to him what General Pillow had directed me to say to him. General Scott replied that he was then arranging in his mind the instructions he was to send to General Worth, and directed me to tell General Pillow to proceed cautiously. Those are the words he used, and I am under the impression that he said he would soon overtake General Pillow.

Question by prosecution. Did the witness leave Major General Pillow near the first village, below the captured camp, or the next, San Angel, or the third or fourth village; or how long had it been after the said Pillow had advanced from that camp, before he detached the witness?

Answer. I don't remember the number of villages we had passed. It took me twenty minutes' hard riding to get to Contreras from where I left General Pillow.

Question by prosecution. Where the witness met the said Scott, was Brevet Major General Worth there with the said Scott, or had the said Worth already gone back towards San Augustin and San Antonio?

Answer. I did not see General Worth, and did not know whether he had been at Contreras or not.

Question by prosecution. Did not the said Scott say to the witness, that he, the said Scott, had already sent Brevet Major General Worth back to San Antonio, with instructions respecting the attack in front upon that place?

Answer. General Scott told me, as I answered before, that he was then arranging in his mind the instructions he was about to send to General Worth. Those are nearly the words he used, as well as I can remember.

Captain E. Bogardus, 4th infantry, for defence, duly sworn:

Question by defence. Witness will state what he knows about the orders General Pillow gave or directed to be given to General

Cadwalader, about going forward with his command, to support the movements of Colonel Riley on the 19th of August last?

Answer. The regiment to which I belonged halted immediately where General Pillow stood, for some ten or fifteen minutes. Whilst there, an aid (I think Captain Deas) came from the pedrigal, stating that he was not able to overtake Colonel Riley. He went as far as he possibly could with his horse, and some distance on foot. General Pillow was very particular in inquiring the precise direction he had been, and the direction Colonel Riley had taken. He (Captain Deas) pointed out a certain tree, as the place to which he had been, and a steeple, I think, as the direction of Colonel Riley's march. During the conversation, he expressed a fear of Colonel Riley's being in difficulty, from a large force in the village, or from a reinforcement, I did not understand which. General Pillow remarked that he had ordered Colonel Riley across the pedrigal to attack the enemy's left and rear, and ordered General Cadwalader's brigade to go immediately to his support, which was then immediately put in motion across the pedrigal.

Lieutenant N. McClanahan, 14th infantry, for defence, duly sworn:

Question by defence. Witness will state what he knows about the orders given by General Pillow to General Cadwalader upon the 19th of August last; what orders he understood Colonel Riley had received, &c.?

Answer. Whilst the regiment was halted on the hill in front of the enemy at Contreras, most of the men laid down, and I, observing Colonel Hebert and Major Savage talking, walked up to them. After remaining there from some five to ten minutes, I suppose, I turned to go to my company, but seeing General Pillow and several officers around him, I started for where they were. When I arrived within about a hundred yards of them, I saw an officer come galloping up the corn-field; supposed him to be a staff officer, and hurried on to hear what he had to say. When I got up to the crowd, he had turned round on his horse and was pointing towards a very tall tree. He said he had been there, but could go no further; that Colonel Riley had passed; that he could get his horse no further. General Pillow then gave the order to follow Riley's track through the corn-field to that tree, pointing it out, across the pedrigal, either to support Colonel Riley, who had been ordered to turn the enemy's left flank, or that General Cadwalader was to turn the enemy's left flank, I am not certain which; but the order was given to turn the enemy's left flank. The regiment was in motion then, and I heard no more orders given until we got across the pedrigal.

The court then adjourned until to-morrow morning at 9 o'clock.