

assigned to me to be repaired and constructed, I went forward to report for orders to Major Smith, the senior engineer officer on the field, whom I found a short distance in rear of Magruder's battery. He informed me that he would be unable to construct the road any further, until the firing from the entrenched camp had ceased. He ordered me then to accompany him in a reconnoissance he was about to make further to the right, to see whether the direction of the first road could not be altered. We reconnoitred there for some time, but unsuccessfully. At last we stopped in the middle of the pedrigal, in almost a direct line from the hill of Tacatepec to the village of Ensalda, and I should suppose about three-quarters of a mile from the former, examining the operations which were then going on. After having been there about an hour, I noticed a movement of troops in the direction of San Angel. I then looked at my watch, and found that it was a few minutes after 3 o'clock. The reason of my looking at my watch at that time was, that I thought, by the altitude of the sun, that it would be too late before troops could be sent in that direction to support Riley and Cadwalader, who had already moved in that direction. About three-quarters of an hour afterwards, I noticed a body of troops moving in my direction, appearing to have come from the hill of Tacatepec, or in that direction. After coming up to our position, Colonel Morgan came forward and inquired for the direction which General Cadwalader's brigade had taken. I applied then to Major Smith to allow me to go and conduct it across the pedrigal. He permitted me to do so, with orders to return immediately afterwards. The regiment then had to be countermarched about two hundred yards, to strike again the path which General Cadwalader had followed, and I should suppose it took us a little over an hour to get to the village of Ensalda, where we found General Cadwalader's brigade in position. In about half an hour afterwards, as I had just started to report again to Major Smith, I met with General Smith, who ordered me to remain with him. With regard to the time the general-in-chief arrived on the ground, I know nothing, excepting that a short time before starting with Morgan's regiment, in looking in the direction of the hill of Tacatepec, where I saw a large body of staff officers and others collected, I thought I could distinctly recognize, with my glass, the person of the general-in-chief.

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

CITY OF MEXICO, *April 20, 1848.*

The court met pursuant to adjournment. Present: All the members and the judge advocate and recorder.

Major General Scott present.

Major General Pillow before the court.

Lieutenant Beauregard under cross-examination:

Question by defence. What is the distance of the village of Ensalda from the mound you have spoken of?

Answer. I should suppose, in a straight line, that it is very nearly two miles.

Question by defence. How far was Morgan's regiment from you when you first saw it coming in your direction through the pedrigal?

Answer. About three hundred yards.

Question by defence. Witness will measure on the map or chart present, and say how far it is, agreeably to said map, from the front of the mound, occupied by the American officers, to General Cadwalader's position?

Answer. I make it two thousand nine hundred and eighty-five yards, or about a mile and three-quarters. This map is very nearly correct; as much so as maps of operations generally are. It is my impression, however, that the distance on the map is a little less than the true distance.

Lieutenant L. B. Wood, 8th infantry, for defence, duly sworn:

Question by defence. Witness will state if he was present at the quarters of General Scott, at Tacubaya, on the night of the 12th of September last, when a conference was had between General Scott and General Pillow and others, in regard to the manner proposed by General Scott for the storming of Chapultepec on the next morning; if so, he will please state his recollection of that conversation?

Answer. I was present as the aid-de-camp of General Worth, at the conference referred to, on the night of the twelfth. I sat some distance from the general, some four or five steps, and could not hear all that was said. I can now recollect only the impression left on my mind at the time. I understood General Pillow to oppose a proposition or suggestion of General Scott, that he, General Pillow, should move with his division around the western base of Chapultepec, and meet General Quitman, who was to march with his troops by the road on the opposite side. After this junction, Chapultepec was to be stormed. I understood General Pillow to prefer a direct attack from the Molino with his troops. I cannot now recollect his reasons or those of General Scott; but this was the impression left upon my mind at the time. I recollect, and I think I heard, (I will not say positively—I am under the impression that I heard,) General Pillow say some time during the conversation, that he preferred fighting a single battle.

Question by defence. Has witness a recollection, or not, of having heard General Pillow say there was a battery on both roads which would have to be forced at the point of the bayonet, as they could not be turned, and ask the question, "Why fight three battles instead of one?"

Answer. I do not now recollect.

Question by prosecution. Was, or not, if the witness heard the conversation, the proposition of the said Scott, that Major General Pillow should march one of his brigades only around the north side of Chapultepec hill, and with the other brigade, reinforced



by the storming party from the first division, assault the castle of Chapultepec on the west; and was not the proposition of the said Pillow to keep his two brigades together for the main attack on the enemy's castle?

Answer. I don't recollect now that I heard the word "brigade" mentioned.

Question by prosecution. How long was the witness present at the interview in question?

Answer. I cannot say how long, but I was not present during the whole of the interview. At a point of the interview, General Scott had some conversation with General Pillow, saying, I think, "well," in reply to General Pillow. He then rose and had some conversation with General Worth. Immediately after this conversation with General Worth, I was sent by General Worth with an order to Captain Myers, in relation to the storming ladders. When I returned, in probably twenty minutes or half an hour, I found the generals still in consultation.

Question by prosecution. Had witness any plan of the ground and works before him at the time of the conversation, and was there not such plan in the hands of other officers present? Was Captain Lee, engineer, present with such plan?

Answer. I had none myself. There may have been. As well as I recollect, I think there was. I do not recollect whether Captain Lee was present or not.

Question by prosecution. Witness has spoken of his taking an order to the quartermaster, respecting storming ladders. Was that the first time that witness heard of storming ladders to be used against Chapultepec?

Answer. No; it was not. The orders had been given during the day for their collection, and I found that the quartermaster had collected a sufficient quantity.

Question by prosecution. Did witness chance to hear, at the same interview, any thing said between Major Generals Pillow and Quitman, about shaking hands inside the castle of Chapultepec?

Answer. I did not, to the best of my recollection.

Colonel E. A. Hitchcock, for prosecution, recalled:

Question by prosecution. The witness when last before this court, gave the hour at which, in the afternoon of the nineteenth of August last, Major General Scott, with a part of his staff, joined Major General Pillow on the mound overlooking the entrenched camp at Contreras. Did the witness, about that period, make any written memorandum of that hour; and if so, state the circumstances and produce such memorandum?

Answer. I did make such memorandum, and now hold it in my hand. On the morning of the twentieth of August last, at seven o'clock, I commenced making a note of the events of the previous day, according to my habit. After noting about a page and a half, small duodecimo, I was called off, and accompanied during that day the general-in-chief. At twenty minutes after five o'clock, p.

m., of that day, I returned to my note book and briefly noted down the events of the nineteenth and twentieth. At that time I entered in my note book, that the general-in-chief arrived at the hill referred to in my previous testimony, at three, p. m., *precisely*. In giving my previous testimony, I had not refreshed my memory by a reference to this book, but on hearing, a day or two afterwards, of the testimony of Captain Hooker, I referred to the book and found the entry to be as I have stated. I will add, that I have never had any doubt of the accuracy of this memorandum, and I have no doubt of it at this time.

Colonel Hitchcock here showed to the court the note book in pencil, a private note book, on one of the pages of which was found the entry, "that the general-in-chief arrived upon the field of battle at three, p. m., precisely."

Question by prosecution. Had the witness, about the nineteenth of August last, any reason to doubt the accuracy of his watch?

Answer. None whatever; making the usual allowance for difference of watches, always a few minutes.

Question by prosecution. Has the witness, since he was first questioned before this court, shown his journal to certain officers; and if so, state the time, occasion, and to whom? Also, whether he has, since the entry in question was first made, changed a word or figure originally made in the journal on that subject?

Answer. I have shown the book. On the evening on which I heard of the testimony of Captain Hooker, I referred to my book, and immediately took it to the quarters of General Scott, where I found General Smith and perhaps some other officers. I showed the book to the generals, and also have shown it to some other officers at other times. The memorandum is now in its original state, and has not been altered in any manner.

Question by prosecution. Will the witness give his recollections, if he has any, of having, on the hill overlooking Contreras, in the afternoon of the nineteenth of August last, said anything about four o'clock, as the hour of the said Scott's arrival on that hill?

Answer. I have no recollection of having made such a remark; I have always been under the impression that the hour was three.

Question by defence. Does witness not know the fact that General Scott, in his official report, bearing date the same day of that battle, says that he arrived upon the field or mound at four o'clock, p. m.?

Answer. I believe that his report does so read. It also reads, I think, that the firing on that day commenced about three, when I am quite sure that it was more than an hour previous.

Question by prosecution. In writing his report of the events of the nineteenth of August last, did the said Scott consult the witness or any one else, as far as witness knows, about the hour of his arrival on the hill overlooking Contreras?

Answer. He did not consult me; and I do not know of his consulting any body.

Question by defence. Would the witness not be as likely to