

lantry with which they, upon all occasions, risked their lives in behalf of the general weal.

*November 24.*

#### JUDGE STORY'S CHARGE.

JUDGE STORY. Gentlemen: This important and protracted case is now, I hope, drawing to a close. As regards its duration and the extraordinary nature of the circumstances developed, it is without parallel in the history of our courts. Great diligence and exertion has been used to bring out facts; those facts are now before the jury, and it is for you to decide as to the guilt or innocence of the prisoners. The prisoners all pleaded not guilty, and I feel sure that in a case like this, I need not say much to the jury in relation to the necessity of using deliberation and caution in the formation of your judgment; on the one side, the lives of the prisoners are in your hands, and, on the other, the preservation of public justice. The lives of the prisoners are dear to them, and the due and fit administration of justice is not the less dear to the country. The case has been argued for the defense with great elaborateness, ingenuity and eloquence; and the reply of the district attorney is marked with equal diligence, moderation and candor. Little more remains, then, for the court but to sum up the facts, and present to the jury the most important elements contained in the testimony which has been adduced before them. I wish the jury to understand (the case having, as I said before, been argued so elaborately and in detail), that they are not to take the facts I give them as all the facts, but only as the most important ones. As the case, for the most part, turns on a question of fact, it is for the jury to decide upon it in that respect. The suggestions about to be made by me are only so made for the purpose of assisting you in coming to correct results; and if, in the course of the remarks I am to make, I should happen to differ in any way from you, to follow the dictates of your own minds and consciences, without being influenced by any observations or opinions expressed by me. You are to use your own judgment.