

FINDINGS AND SENTENCES

COURT-ROOM, WASHINGTON, D. C., }
JUNE 29, 1865, 10 o'clock A.M. }

The Commission met, with closed doors, pursuant to adjournment.

All the members present; also the Judge Advocate and Assistant Judge Advocates.

The Commission then proceeded to deliberate upon the evidence adduced in the case of each of the accused.

Pending the deliberation, at 6 o'clock P. M., the Commission adjourned to meet again, with closed doors, on Friday, June 30, at 10 o'clock A. M.

COURT-ROOM, WASHINGTON, D. C., }
JUNE 30, 1865, 10 o'clock A.M. }

The Commission met, with closed doors, pursuant to adjournment.

All the members present; also the Judge Advocate and the Assistant Judge Advocates.

The Commission then proceeded to deliberate upon the evidence adduced in the case of each of the accused.

DAVID E. HEROLD.

After mature consideration of the evidence adduced in the case of the accused, DAVID E. HEROLD, the Commission find the said accused—
Of the Specification...

GUILTY.

Except “combining, confederating and conspiring with Edward Spangler;” as to which part thereof

NOT GUILTY.

Of the Charge...

GUILTY.

Except the words of the charge, combining, confederating, and conspiring with Edward Spangler;” as to which part of the charge

NOT GUILTY.

And the Commission do therefore, sentence him, the said *David E. Herold*, to be hanged by the neck until he be dead, at such time and place as the President of the United States shall direct; two-thirds of the Commission concurring therein.

GEORGE A. ATZERODT.

After mature consideration of the evidence adduced in the case of the accused GEORGE A. ATZERODT, the Commission find the said accused—
Of the Specification...

GUILTY.

Except “combining, confederating, and conspiring with Edward Spangler;” of this

NOT GUILTY.

Of the Charge...

GUILTY.

Except “combining, confederating, and conspiring with Edward Spangler;” of this

NOT GUILTY.

And the Commission do, therefore sentence him, the said *George A. Atzerodt*, to be hanged by the neck until he be dead, at such time and place as the President of the United States shall direct; two-thirds of the Commission concurring therein.

LEWIS PAYNE.

After mature consideration of the evidence adduced in the case of the accused, LEWIS PAYNE, the Commission find the said accused—
Of the Specification...

GUILTY.

Except “combining, confederating, and conspiring with Edward Spangler;” of this

NOT GUILTY.

Of the Charge...

GUILTY.

Except “combining, confederating, and conspiring with Edward Spangler;” of this

NOT GUILTY.

And the Commission do, therefore, sentence him, the said *Lewis Payne*, to be hanged by the neck until he be dead, at such time and place as the President of the United States shall direct; two-thirds of the Commission concurring therein.

MRS. MARY E. SURRATT.

After mature consideration of the evidence adduced in the case of the accused, MARY E. SURRATT, the Commission find the said accused—
Of the Specification...

GUILTY.

Except as to “receiving, sustaining, harboring and concealing Samuel Arnold and Michael O’Laughlin,” and except as to “combining, confederating, and conspiring with Edward Spangler;” of this

NOT GUILTY.

Of the Charge...

GUILTY.

Except as to “combining, confederating, and conspiring with Edward Spangler;” of this
NOT GUILTY.

And the Commission do, therefore, sentence her, the said *Mary E. Surratt*, to be hanged by the neck until she be dead, at such time and place as the President of the United States shall direct; two-thirds of the members of the Commission concurring therein.

MICHAEL O’LAUGHLIN.

After mature consideration of the evidence adduced in the case of the accused, MICHAEL O’LAUGHLIN, the Commission find the said accused—
 Of the Specification...

GUILTY.

Except the words thereof, “And in the further prosecution of the conspiracy aforesaid, and of its murderous and treasonable purposes aforesaid, on the nights of the 13th and 14th of April, 1865, at Washington City, and within the military department and military lines aforesaid, the said Michael O’Laughlin did there and then lie in wait for Ulysses S. Grant, then Lieutenant-General and Commander of the armies of the United States, with intent there and then to kill and murder the said Ulysses S. Grant;” of said words

NOT GUILTY;

And except “combining, confederating, and conspiring with Edward Spangler;” of this
NOT GUILTY.

Of the Charge...

GUILTY.

Except “combining, confederating, and conspiring with Edward Spangler;” of this
NOT GUILTY.

The Commission do therefore, sentence the said *Michael O’Laughlin* to be imprisoned at hard labor for life, at such place as the President shall direct.

EDWARD SPANGLER.

After mature consideraton of the evidence adduced in the case of the accused, EDWARD SPANGLER, the Commission find the said accused—
 Of the Specification...

NOT GUILTY.

Except as to the words, “the said Edward Spangler, on the 14th day of April, A. D., 1865, at about the same our of that day, as aforesaid, with said military department and the military lines aforesaid, did aid and abet him (meaning John Wilkes Booth) in making his escape after the said Abraham Lincoln had been murdered in manner aforesaid;” and of these words...

GUILTY.

Of the Charge...

NOT GUILTY.

But of having feloniously and traitorously aided and abetted John Wilkes Booth in making his escape after having killed and murdered Abraham Lincoln, President of the

United States, he, the said Edward Spangler, at the time of aiding and abetting as aforesaid, well knowing that the said Abraham Lincoln, President as aforesaid, had been murdered by the said John Wilkes Booth, as aforesaid...

GUILTY.

The Commission do, therefore, sentence the said *Edward Spangler* to be imprisoned at hard labor for six years, at such place as the President shall direct.

SAMUEL ARNOLD.

After mature consideration of the evidence adduced in the case of the accused, SAMUEL ARNOLD, the Commission find the said accused—
Of the Specification...

GUILTY.

Except “combining, confederating, and conspiring with Edward Spangler;” of this

NOT GUILTY.

Of the Charge...

GUILTY.

Except “combining, confederating, and conspiring with Edward Spangler;” of this

NOT GUILTY.

The Commission do, therefore, sentence the same *Samuel Arnold* to imprisonment at hard labor for life, at such place as the President may direct.

SAMUEL A. MUDD.

After mature consideration of the evidence adduced in the case of the accused, SAMUEL A. MUDD, the Commission find the said accused—
Of the Specification...

GUILTY.

Except “combining, confederating, and conspiring with Edward Spangler;” of this

NOT GUILTY;

And excepting “receiving, entertaining, and harboring and concealing said Lewis Payne, John H. Surratt, Michael O’oughlin, George A. Atzerodt, Mary E. Surratt, and Samuel Arnold;” of this...

NOT GUILTY.

Of the Charge...

GUILTY.

Except “combining, confederating, and conspiring with Edward Spangler;” of this

NOT GUILTY.

The Commission do, therefore, sentence the said *Samuel A. Arnold* to be imprisoned at hard labor for life, at such place as the President shall direct.

of July, 1865, between the hours of 10 o'clock A. M., and 2 o'clock P. M., of that day. It was further ordered, that the prisoners, Samuel Arnold, Samuel A. Mudd, Edward Spangler, and Michael O'Laughlin be confined at hard labor in the Penitentiary at Albany, New York, during the period designated in their respective sentences.

ANDREW JOHNSON,
President.

EXECUTIVE MANSION, July 15, 1865.

The executive order, dated July 5, 1865, approving the sentences in the cases of Samuel Arnold, Samuel A. Mudd, Edward Spangler, and Michael O'Laughlin is hereby modified, so as to direct that the said Arnold, Mudd, Spangler, and O'Laughlin, be confined at hard labor in the military prison at Dry Tortugas, Florida, during the period designated in their respective sentences.

The Adjutant-General of the army is directed to issue orders for the said prisoners to be transported to the Dry Tortugas, and to be confined there accordingly.

ANDREW JOHNSON.
President.