The Daily Review

JOSH. T. JAMES, Ed. and Prop

WILMINGTON, N. C.

FRIDAY, JULY 13, 1877.

JUDGE BLACK'S PHILLLIPIC. Practically justified and sustained all

A few days ago we presented our readers with a portion of Judge Black's terrible voluntarily notice of the atrocious frauds arraigument of the Administration' and the Republican party in the matter of the Electoral Commission, and to-day we publish another part which is the mest complete, cloquent and scathing exposure that has yet been made of the means by which Rutherford B. Hayes was foisted into' the Presidental chair. We regret whether the action of these boards was full, and that we must confine curselves to the most striking passages. After alluding to the complicity of President Grant in supporting and enforcing the frauds by his troops, he describes.

THE CREATION OF THE COMMISSION.

racy to be accomplished ? The House of ever it touches, and proved it undeniably. Representatives was Denorratic, and He might have proved more. It is not without its consent, expressed or implied merely a maxim of the common law, it within their reach, but saved them from the belongs to all countries and all ages : no hurtful consequences of an absurd fallacy. not give effect to a false count.' The first code can claim it exclusively ; it pervades intention was to claim the President of all systems of jurisprudence; it has its the Senate had power to determine abso- home in every hquest heart; it is the unilutely and arbitrarilly what electoral votes versal sentimient of all just men; it apshould be counted and what not, This plies to all human dealings. Judge Field was the great rallying point until Mr. Conkling took it up, and, in a speech of told them plainly that their disregard of surpassing ability, utterly demolished and the great , principle was as "shocking in reduced it to invisible atoms. It became settled, therefore, that the two Houses added : "It is elementary knowledge that must count the votes, and this clearly im- fraud vitiates all proceedings, even the plied the power to inquire and determine what were votes. It could not be denied amount of ceremony, no solemnity of prothat the voice of the House of Represen- ceeding can shield it from exposure, or tatives was at least as potential as that of the Senators; and it was not supposed that the House would suffer a fraud so glaring as this to be thrust down the throat of the country "against the stomach declare inconsistent results of the count, and save it, interposing the broad ægis of best writers; not sensational trash, but such and proclaim the election of different Presidents, a state of things might come which would subject our institutions at a strain severe enough to endanger them greatly. It was in these difficult circumstances that a mixed commission of fifteen was proposed, consisting of five Senators. five Representatives and five Judges of the Supreme Court. The model of appointing them made it certain that fourteen would be equally divided between the parties; and, as the fifth Judge would be named by the consent of his brethren on both sides, he might be expected to stand between them, like a daysman, with a hand as heavy on one head as the other. The Democrats consented to this in the belief that no seven Republicans could be taken from the court or from Congress who would swear to decide the truth and then uphold a known fraud; if mistaker in that opinion of their adversaries honesty they felt sure, at all events, that the umpire would be a fair-minded man. They were bitterly disappointed; the commission went eight to seven for the fraud and all its branches; for fraud in the details and in the aggregate; for every item of fraud that was necessary to make the sum total big enough-eight to seven at th time.

that the intrest of their faction would be well served by Hayes' election. They may have been prompted by a virtuous admiration of carpet-bag government and were sincerely anxious to save it from Tilden's reform.

THE INFAMOUS EIGHT. The eight Commissioners did not stop here. They went much futrther. They

the infinite rascality of the Returning Boards. They not only refused to take I crpetrated by them, but they excluded the proofs of their corruption which the whole of France, and these had an esti-Democratic counsel held in their hands and offered to exhibit. These Commissinners choked off the evidence, and smotherel it as remorselessly as Wells and his associates suppressed Democratic returns. And this they put on the exmess pround that to them it was all one the vote of a State for his candidate.

This monstrous and unendurable outrage was resisted to the utmost. All of

it. Judge Clifford, the President of the Commission, laid it down as a maxim of But how was the object of the conspi- the common law that fraud vitiates whatlooked in the face of the minority and morals as it was unsound in law," and most solemn: that no form of words, no protect its structure from assault and destruction." But the eight were as deaf as STORY, SKETCH AND FAMILY PAPER

adders to the voice of reason and justice.

Secretary Sherman is reported to be worth \$2,000,000 in United States bonds. No wonder he believes they should be paid in gold.

There are at present in France steam engines of an aggregate horse-power o 1,500,000, which is equal to the effective labor of 31,000,000, or about ten times the industrial population of the country. Yet so very recently as 1852, there were only 6,000 fixed steam engines in the mated strength of only 45,000 horsepower.

Cease Racking the System With drastic catharties and hurtful salivants and use that rational and genial recuperant Hostetter's Stomach Bitters, the success of which in the eradication of disease and the our space will not permit us to give it in fraudulent or not. They would suffer building up of feeble constitutions has utno proof of corouption to invalidate the terly confuted the preposterous medical right claimed, by a Hayes man to put in theorists who insisted on the rationality of depleting the frame in order to restore it to health. Appetite, easy digestion, regular evacuations, a natural flow of bile, are as the seven implored and protested against sure a result of the use of the finest of America's invigorants as increased loss of power and irritation of the system were of the old exhausting method. The new era of medical treatment inaugurated by the Bitters is indeed a happy one for the sick and feeble, for it has not only placed health within their reach, but saved them from the

Miscellaneous.

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as is well known all over the United States. They would not permit the fraud to be It is published weekly, contains eight large assaulted, much less to be destroyed. pages, clearly printed on good paper, filled of its sense." But if the two bedies would. They stood over it to shield it, protect it with the choicest stories and shetches by the as a mother is willing to have her children



AA UNRIVALED ILLUSTBATED MAGAZINE

When Scribner issued its famous Midsummer Holiday Number in July, a friendly critic said of it : "We are not sure but that Scribner has touched high-water mark. We do not see what worlds are left to it to conquer." But the publishers do not consider that they have reached the ultima thule of excellence-they believe "there are other worlds to conquer, and they propose to conquer them."

The prospectus for the new volume gives the titles of more than fifty papers (mostly illustrated), by writers of the highest merit. Under the head of

"Foreign Travel,"

we have "A winter on the Nile," by Gen. Mc-Clellan'; "Saunterings About Constantinople," by Charles Dudley Warner; "Out of My Window at Moscow," by Eugene Schuyler : "An American in Turkistan," etc. Three serial stories are announced :

Nicholas Minturn,

By Dr. Holland, the Editor,

whose story of "Sevenoaks" gave the highes satisfaction to the readers of the Monthly. The scene of this latest novel is laid on the banks of the Hudson. The hero is a young man who has been always "tied to a woman's apron strings," but who, by the death of his mother, is left alone in the world,-to drift on the current of life, -with a fortune, but without a purpose.

Another serial, "His Inheritance," by Miss Trafton, will begin on the completion of "That Lass o' Lowrie's, ' by Mrs. Hodgson Burnett. Mrs. Burhett's story, begun in August, has a pathos and dramatic power which have been a surprise to the public.

There is to be a series of original and exquisitely illustrated papers of "Popular Science," by Mrs. Herrick, each paper complete in itself.

There are to be, from various pens, papers

multitude of new men, whose names are in "Home Life and Travel." every one's mouth, and of whose lives every one is curious to know the particulars

Also, practical suggestions as to town and country life, village improvements, etc., by well-known specialists.

are as yet preserved only in the newspapers Mr. Barnard's articles on various indusor in the trasient publications of the day tries of Great Britain include the history of and which ought now to take their place in permanent and authentic history. In preparing the present edition for the 'Some Expriments in Co-operation," "A Scottish Loaf Factory" in the November number, and "Toad Lane, Rochdale,' in De-cember. Other papers are, "The British Workingman's Home," "A Nation of Shoppress, it has accordingly been the aim of the editors to bring down the information to the lowest possible rates, and to furnish an ackeepers," "Ha'penny a Week for the Child," A richly illustrated series will be given on



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IT REFUSES TO DO ITS DUTY.

We must look at the state of the case as it went before the commission. Tilden and Hendricks had one hundred and the appointing power. But it was looked eighty-four electoral votes elear and free of all dispute, one less than a majority of the whole number. They also had in sel, nor the eight commissioners, bestowed Louisiana eight, and in Florida four, appointed by the people, but falsely certified were otherwise engaged; they gave the to Hayes and Wheeler by the Governors. In Oregon they had one certified by the Governor, but against whom a popular precision, with which the Returning Board majority had been cast for an ineligible compounded its false certificate. candidate. Te elect Hayes it was necessary that each and every one of these thirteen votes should be taken from Tilden and given to Hayes. As this required many distinct rulings based upon contradictory grounds, the path of the commission was no only steep but crocked.

special oath of each member was to decide. in the case of contested votes from a State "whether any and what votes from such States are the votes provided for by the Constitution of the United States, and how many and what persons were duly appointed electors in such State." It i not denied that the sole power of appointing electors for the State of Louisiana and had exercised the power of appointment prescribed and proper way; they the duly make an appointment of did and so make a perpetual memory. This thing was not "done in a corner;" it was "seen and known of all men. That each of the two States named duly appointed Tilden electors at a regular clection called for that purpose on the 7th of November in pursuance of law, was a part of their history as much as the fact that they were States of the Union. All the members of the commission knew i as well as they knew the geographical position of Tallahasse or New Orleans. It needed no proof; but if specific evidence had been required, there was the record, from which the truth glared upon them as clear as the sun. They shut their eye upon the record, and refused to see "how many and what persons were duly appointed electors" by the people, but listened eagerly to the evidence (aliunde though it was) which showed "how many and what persons" had been designated by the returning officers. It was ultimately held (eight to seven) that the appointees of the Returning Board were duly appointed, and the appointees of the people were unduly appointed. connected with this gigantic failure is the Did the cight suppose that the legal economy of management in the liquidapower to make such an appointment was tion-the whole having been accomplishvested by law in the Returning Boards? ed for 1] per cent. of the sums disposed Did they think it was not vested in the of-almost a solitary case of what honesty people? No, that is impossible. But and ability can do in the liquidation of a they may have conscientiously believed | bankrupt estate.

X. of Beckmany, R. S.

their authority to cover it against every attack.

FRAUD UNDER THE FORMS OF LAW.

In all the discussions of the subject the nen disposed to favor the conspiracy proused a most profund veneration for the forms of law." This was the keynote struck at New Orleans by the visiting committee, and it is heard in every sub-

sequent argument of counsel and commissioner on that side. It seemed to be understood among them that a formal cheat was perfectly safe from exposure. If the sepulchre was whited on the outside, it made no difference that it was filled with "corruption, dead men's bones, and all uncleanness." No refuge of lies could be swept away, no hiding place of falschood could ever be uncovered, if it was built in the prescribed form. Only give it the legal shape and the overflowng scourge would be turned aside. But egal form, however valuable as a covering for fraud, was, in their judgment, no protection for truth or justice or public ight. The will of Louisiana was pronounced at the election with all the solemnities required by the law of the State and of the United States. The appointment of the Tilden electors on the

th of November was a perfectly legal piece of work; there was not a flaw in the record of it as it came from the hands of on with perfect contempt. Neither the visiting committee, nor the Hayes counon it any of their love. Their affections homage and devotion of their hearts to the beautiful regularity, the exquisite

The education of Queen Victoria's grandchildren is conducted on the principle that the Prince Consort introduced into the family. Particularly is this true of the children of the Crown Prince of Ger-

The great and important duty cast upon many. They have to rise early and retire the commission by a special law and by a carly. During the day they have carly.' During the day they have punctually to perform their duties and to keep strictly the time allotted to the various branches of study and recreation. They breakfast at eight with their parents, and the time between ten in the morning and five in the afternoon is devoted to their lessens, with an interruption of one Florida is in the people. It was then and hour for dinner. Accomplishments, such still is an admitted fact that the people asciding, dancing and skating, receive the astiding, dancing and skating, receive the same attention as art and science. Their meals consist of simple dishes, of which electors, and their act was duly they have their choice, without being permitted to ask for a substitute, if what is placed before them does not suit. Between meals they are not allowed to eat. Only inexpensive toy's are placed in their hunds, and the princesses dress themselves without the aid of chambermaids. Twenty years ago the Western Bank of Scotland failed through fraud and reckless mismanagement. The capital was \$7,500,000, and the liability of the shareholders was unlimited. Though the, liabilities of \$40,000,000 were nominally no larger than the assets, through depreciation and necessary slowness of conversion a deficiency of \$15,000,000 had to be made good by the unhappy shareholders. The accounts have just been settled, and on each £50 share the stockholders lose £102 5s., not including interest. The only redeeming feature

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'Household and Home Decoration

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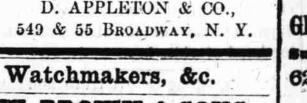
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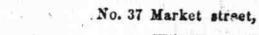
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