WHOLE NUMBER 4,841

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Special Notices was and every insertion-subscription,

THE DAILY JOURNAL.

WILMINGTON, N. C.

THURSDAY, FEBRUARY 13, 1868. From the Baleigh Sentinel. The "Constitutional Convention."

(So-Called.) MONDAY, Feb. 10, 1868. The Convention was called to order at 10

Prayer by the Rev. Mr. Welker. The Journal of Saturday was read and

approved. A communication from the Conference of the Vir ipia and North Carolina M. P. Church, concerning education, was read

and referred. Mr. Durham offered the following reso-

WHEREAS, It is a matter of common rumor that

WHEREAS, It is a matter of common rumor that corrupting influences have been used to secure the passage of certain ordinances, which have been passed by this Convention; and whereas, if these rumors are true, it is the duty of this body to ascertain who are the guilty parties, and expose such said corruption. Therefore,

Be it Resolved, That a select Committee of three parties he apprented by the President whose

mbers be appointed by the President, whose duty it shall be to ascertain and report whether corrupting influences have been used to secure the passage of any ordinance which has been passed by this Convention, and, if so, the names of the guilty parties, and all the facts connected therewith. The said Committee shall have power to send for persons and papers, administer oaths and examine witnesses. Mr. D. said it was rumored on the streets.

in hotels, and everywhere, that money has been used to induce members to vote for a certain ordinance or ordinances. It is the duty of the Convention to enquire, and, if it is true, the infamous name of the delegate should be handed down to posterity ; and if by any corporation or individual, that its name or the names may be also known. He did not believe that any one would vote against the resolution; and if any delegate had been so base as to receive a bribe, he hoped that it would be-come known, or, if false, that the matter would at least be investigated. The rules were suspended and the reso-

lution was adopted. Mr. Abbott offered a resolution that no one shall move the previous question, except the Chairman of a Committee, whose report is under consideration, the mover of a resolution or the author of a minority rc-

Mr. King, of Lenoir, objected, and thought if the resolution was passed, they might as well adjourn sine die. The rules were suspended and the reso-

lution was not adopted. Mr. Tourgee, a resolution in favor of two sessions one in the morning and the other

in the evening. Lies over.

By consent, Mr. Tourgee submitted a report from the Committee on Corporations,

to whom was referred the ordinance of Mr. Jones, of Washington, incorporating the town of Columbia. The report was adopted and the ordi-

nance accompanying it was also adopted. CALENDAR.

A memorial from the citizens of Guilford, praying that the distillation of grain may be prohibited, presented by Mr. Wel-ker, was taken up and referred to the Com-truth, and tear from their faces the mask Gen. Canby.

to Bank issues, was taken up, and on mo-tion, was ordered to be printed. The ordinance of Mr. McDonald, of Chatham, in relation to taxing old debts

75 per centum, was next considered. Mr. McDonald moved to make it the special order for 12 o'clock.

Mr. Graham moved to postpone it indef-

Mr. McDonald called for the yeas and nays, and, the call being sustained, the vote resulted : yeas 72, nays 13.

A resolution offered by Mr. Petree, rais-

ing a Select committee of three to memo-rialize Congress for a reduction of the revenue on tobacco, was next reached.

Mr. Hodnett said he came from a to-bacco raising section, and that the present tax was very onerous upon all classes—par-ticularly the freedmen. He hoped the reso-

not vote until the taxes had been paid, and equals. that he drank a good deal of whiskey.
[Here the President said that he should pe compelled to call the Sergeant-at-arms, if order. The show was passing. The President, indeed, thought the House had better

Mr. Bradley's ordinance, in favor of J.

also considered. Mr. Bryan thought all the Sheriffs should Harris, of Wake, (negro), next spoke, have the same indulgence, and moved to and the gist of his remarks was, that like Mr. Bryan thought all the Sheriffs should ω all the counties.

Mr. Tourgee moved to lay the whole color. matter on the table. Carried.

Mr. Rich's resolution giving the Gover-

nor the veto power, was next reached. Mr. Heaton suggested that the matter could be better discussed when the first lows: article of the Constitution is reported. Mr. Rich agreed to the proposition.

The report of the committee on Preamble and Bill of Rights was the order. The

Mr. Graham, of Orange, said that as civil 8 8 8 8 8 8 8 8 8 and political liberty did not prevail just at this time, he moved to amend by inserting "and imploring the restoration of our political, religious and civil liberties. Mr. Heaton thought if no more attention

could be had, such an important measure should not be discussed. Here it was said that the Suffrage question had the precedence, when

Mr. French, of Chowan, moved to postpone that matter until Wednesday next, 12 o'clock. Carried.

The question recurred on the amend-Mr. Graham to the Preamble of the Bill of Rights.

Mr. Jones, of Washington, thought that

if Mr. Graham's amendment should be adopted, it would reduce the Preamble to a petition, and said the Preamble should state the present existence of those things, and that we are grateful for it. A further discussion would open old sores. He did not wish to do that. He hoped it would be adopted as it stood.

Mr. Graham said he had no disposition to refer to the past, but everybody knew the facts that dungeons were full of prisoners, whom the habeas corpus could not reach; that we were under a rigorous military power-whether rightfully or not he would not say at present. But it was folly to saw that the people of this State were enjoying either political or civil

Hood (negro,) thought more liberty was being enjoyed than ever before. He alluded to the emancipation of the negro

Mr. Hodnett said that the reason he would not support Mr. Graham's amendment, was because that by the time this Constitution would be in operation, those liberties would be awarded.

The question on Mr. Graham's amend ment was put to a vote and lost. The preamble was then adopted

The caption of the 1st section was next considered and adopted. Mr. Heaton moved to make the balance

of the report the special order for Thurslav next, at 12 o'clock. Agreed to. On motion of Mr. Abbott, the report on militia was taken up.

In the first section, Mr. Graham, of Orange, moved as an addition : "But white and colored persons shall be organized into separate commands, and no hite man shall ever be required to obey a

vegro officer. Mr. G. said he had heard a great deaf said about social equality, advocated by gentlemen on this floor; now he wished the yeas and nays called, and the gentlemen on record in the matter.

Mr. Jones, of Washington, thought the Convention should have nothing to do with this. The Legislature was the proper body to legislate in this matter. Mr. Durham said this was a test ques-

tion. He wished to have it distinctly so regarded. The reconstruction acts did not prevent the passage of this resolution, declaring the superiority of the white man. We claim that the white man has some rights left him, even under the reconstruction acts. But it is the evident intention of this Convention to go beyond the reconstruction acts, and thereby not only civil and political equality, but to force upon the people of the State social equality. He wanted the people to know who were the men that were endeavoring to perpetrate such an outrage upon them. He in-tended to try, by every means in his power, to make these radical gentlemen upon this floor come up fairly and squarely to the mark, and show, by their votes upon this question, whether they wished to force social equality between the races upon the people. It was vain for gentlemen to try to dodge the question by saying that the Legislature would provide for such matters. Their votes, to-day, would tell the

mittee of three, appointed to confer with under which they had hid, and the people would see and spot the men who are wil-Mr. Tourgee moved that an ordinance to ling to degrade their own color by admitthe same effect, offered by Mr. Welker, ting to-day that social equality between the some time ago, and referred to that Comraces does and shall exist. Such an attempt to fix upon our people such a damping shame, by certain members on this mittee, be reported back to the Conven-tion. Agreed to.

Also, Mr. Welker's ordinance in regard floor, ought to go over the whole country, and the men be marked.

It was a test question. We, the Conservaties on this floor, so regard it; and if the yeas and nays upon this question are refused us, it will be a palpable and direct acknowledgment of fear, on the part of the Radical element of this Convention, to show their record to the people. It would be skulking and dodging the question in a miserable and abject manner.

Mr. Rodman gave his reasons why he rather liked Mr. Graham's amendment, that the Legislature will provide for such things, &c. (But when the vote came, Mr. R. was found with the party.)

Mr. Abbott was opposed to the amend-ment, and did not mind placing himself on Mr. Mann moved to lay it on the table ; but, on being told that it would carry the

Intion would pass.

Hood (negro), moved that a recess be taken until the Circus passed the Capitol!

Mr. Abbott heped no such ridiculous motion would be entertained.

Mr. Durham again told them that the Conservative gentlemen of this body intended to make them stand up to the rack, Wedder or as fedder."

was a quorum present.

Hood (negro), withdrew the motion.

Mr. Ashley thought the amendment would draw an invidious distinction between dec 7

Sheriff of Halifax, extending the time of collecting taxes in arrears, was taken up.

Mr. Renfrow said that the Sheriff had drilled free men of color, and, according to been very vigilant in collecting the taxes the argument of the Conservative gentlefrom colored people, and, before the elec-tion, had told the negroes that they could these men his social, moral and intellectual

Mr. Durham said : "Sir, I brind the assertion as a falsehood and a palpable lie. Mr. Ashley simply said it was so, and gentlemen did not take their scats and keep continued his remarks in opposition to the amendment at some length.

S S S C. Jones, Sheriff of Alleghany county, extending the time of collecting taxes, was that the amendment was withdrawn.]

amend by making it include the Sheriffs of Mr. Ashley, he stood upon the broad ground of manhood, irrespective of race or The yeas and nays upon Mr. Graham's

amendment, after a good deal of reluc-tance, were ordered. The vote being taken, resulted as fol-Those who voted in the affirmative were:

Mossie, Bradley, Durham, Ellis, Graham, of Orange, Hare, Hodnett, Marler, Merritt, Wiliams, of Sampson.

Those who voted in the negative were:

Those who voted in the negative were:

Messrs. Abbott, Andrews, Ashley, Barnes, Brysh, Carey, (negro), Chiron, Corniglton, Cox. Daniel, Dickey, Duckworth, Eppes, (negro), Etheridge, Fisher, Forkner, Franklin, French, of Bladen, French, of Rockingham, French, of Chowan, Gahagan, Gailoway, Inegro), Garland, George, Glover, Graham, of Montgomery, Grant, of Wayne, Grant, of Northampton, Gully, Gunter, Harris, of Wake, (negro), Harris, of Franklin, Hayes, of Robeson, Hayes, of Halifax, (negro), Heaton, Highsmith, (negro), Hobbs, Hoffler, Hood, (negro), Hyman, (negro), Ing, Jones, of Washington, King, of Lincoln, King, of Lenoir, Kinney, Lafflin, Lee, (negro), Leggan, Long, Mann, May, Mayo, (negro), McDonald, of Chatham, McDonald, of Moore, Moore, Morton, Mullican, Murphy, Nance, Newsom, Parks, Petree, Pierson, (negro), Rsgland, Ray, Renfrow, Rhodes, Rich, Robbins, (negro), Rodman, Smith, Stilley, Stilwell, Sweet, Taylor, Teague, Tourgee, Tuckor, Turner, Watte, Welker, Williams, of Wake
Sections 2, 3 and 4 were then adopted.
Mr. Jones, of Washington, called up the

Mr. Jones, of Washington, called up the report of the committee on Corporations, other than Municipal.

The Secretary read the report in full and then section by section. Sections 1st, 2d

barbarism.

Mr. Abbott moved to strike out all down jan 25 to the 10th section and refer the subjectmatter to the committee on Finance, as a good den of the matter properly belonged

to that committee.

Mr. Heaton concurred with Mr. Jones.
On motion of Mr. Tourgee, the balance of the report was postponed until Friday
st, 12 o'clock. the 3d reading. of the report was postponed until Friday next, 12 o'clock. On motion, the House adjourned.

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Legal Notices STATE OF NORTH CAROLINA.

NEW HANOYER COUNTY. homas C. McIlhenny, Admin-Petition for eale of real cetate Auerum E. Burr and wife

and others.

IT APPEARING THAT JAMES B. DUDLEY,
one of the defendants in this cause, residus
beyond the limits of this State: It is therefore
ordered that publication be made for six weeks in order. The show was passing. The President, indeed, thought the House had better have a recess, as it was impossible to transact business. The roll was about being called, when, on the interference of several members, it was stopped.]

The matter under consideration was referred to the delegates from Halifax county, as a committee.

Mr. Bradley's ordinance, in favor of J.

Hayes to him and the application was refused in the same demands to the filing of this petition, and that unless he appear at the next term of the Court of Pleas and Quarter Sessions to be held to the Court of Pleas and Quarter Sessions to be held to the Court of Pleas and Relation to the filing of this petition, and that unless he appear at the next term of the Court of Pleas and Quarter Sessions to be held to the Court of Pleas and Relation to the filing of this petition, and that unless he appear at the next term of the Court of Pleas and Quarter Sessions to be held to the court of Pleas and Relation to the filing of this petition, and that unless he appear at the next term of the Court of Pleas and Relation to the filing of this petition, and that unless he appear at the next term of the Court of Pleas and Quarter Sessions to be held to the next term of the Court of Pleas and Relation to the filing of this petition, and that unless he appear at the next term of the Court of Pleas and Relation to the filing of this petition, and that unless he appear at the next term of the Court of Pleas and Relation to the filing of this petition, and the many period to the filing of this petition, and that unless he appear at the next term of the Court of Pleas and Relation to the filing of this petition, and the filing of this petition, and the filing of this petition, and the many period to the filing of this petition, and the many period to the filing of this petition, and the many period to the filing of this petition, and the many period to the filing of this petition, and the many period to the filing of the petition, and the many period to the fi

STATE OF NORTH CAROLINA,

NEW HANOVER COUNTY. Smrt of Pleas and Quarter Sessions, Decembe Term, 1867.

Engelhard & Price, j Engelhard & Price,

Jonas P. Levy.

Jonas P. Levy.

T APPEARING TO THE COURT THAT THE defendant, Jonas P. Levy, hath removed himself from the County of New Hanover, and so absents himself from the same that the ordinary process of the law cannot be served on him; it is therefore ordered, that publication be made, for six weeks, in the Daily Journal, notifying him that, unless he replevies the property levied on by giving a bail bond, and pleads or demurs at the next term of the Court of Pless and Quarter Sessions, to be held for the County of New Hanover, on the second Menday of March next, judgment by default will be entered against him, and the

property levied on will be condemned to satisfy the same. ROB'T. B WOOD, Jr., Clerk New Hanover County Court, 100-1taw-6t Teste.

by default will be entered against him, and the

STATE OF NORTH CAROLINA. NEW HANOVER COUNTY.

Piens and Quarter Sessions, December Term, 1867. James F. Post,)

Jonas P. Levy. Crigmal Attachment.

I TAPPEARING TO THE COURT THAT THE another Government, and cannot be personally another Government, and cannot be personally served with process; it is therefore ordered, that publication be in de, for six weeks, in the Daily Journal, notifying him that, unless he replevies the property levied upon by giving a bail bond, and pleads or demurs at the next term of the Court of Pleas and Quarter Sessions of the County aforceasid, to be held on the second Monday of March next, indement will be entered against time and the property levied on will be condemned. him, and the property levied on will be condemned

im, and the property
o satisfy the same.
ROB'T, B. WOOD, Jr.,
Teste,
Clerk New Hanover County Court.
106-1taw-5t

and purse should be consolidated into one power. To say that the State of North Carolina should forego all power to establish a bank to furnish a currency for its people, would be to go back into almost barbarism.

Mr. Abbott moved to strike out all down

To say that the State of North Monday of March next, and replayy and plead, or definir, judgment by de sall will be rendered against him, and the money confessed by the garnishes indemned for the satisfaction of the same.

To stee the Court of Pacas and Quarter Sessions of New Hanover County, to be held on the second Monday of March next, and replayy and plead, or definir, judgment by de sall will be rendered against him, and the money confessed by the garnishes indemned for the satisfaction of the same.

To stee the Court of Pacas and Quarter Sessions of New Hanover County, to be held on the second Monday of March next, and replayy and plead, or definir, judgment by de sall will be rendered against him, and the money confessed by the garnishes in determined from the second Monday of March next, and replay and plead, or definir, judgment by de sall will be rendered against him, and the money confessed by the garnishes in determined from the Sessions of Monday of March next, and replay and plead, or definir, judgment by de sall will be rendered against him, and the money confessed by the garnishes in determined from the Court of New Hanover County, to be held on the second monday of March next, and replay and plead, or definire, judgment by de sall will be rendered against him, and the money confessed by the garnishes in the sall structure against him, and the money confessed by the garnishes in the sall structure against him, and the money confessed by the garnishes in the sall structure against him, and the money confessed by the garnishes in the sall structure against him, and the money confessed by the garnishes in the sall structure against him, and the money confessed by the garnishes in the sall structure against him, and the money confessed by the garni

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sion.

Sessions.—It has two full seesions each year, commencing on the let of October, and continuing until the let of January as its first session, and from the let of January as its first session, and from the let of January to the let of April as its second; the two constituting one full course of lectures. It has also a summer session, commencing the let of April and continuing until August, for the preparatory branches, such as Latin, Greek, Mathematics, Botany, Zoology, Chemistry, Austomy, Physiology, etc.

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and to enter the institution as frequently as desired.

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qualified.

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then section by sections. Sections 1st, 2d and 3d were adopted.

Mr. Tourgee offered a substitute to the fourth, which acts as a substitute for all down to the 11th section: "No Bank of issue shall be established under the authority of this State."

Mr. Abbott would agree to it down to the 10th section.

Mr. Tourgee advocated his substitute at some little length and stated that the general government alone ought to have jurisdied by Tourgee advocated his substitute at some little length and stated that the general government alone ought to have jurisdied to retain some evidence of State sovereignty. He did not believe the sword and purse should be consolidated into one power. To say that the State of North ment can contribute to facilitate medical instruc-tion. Only five hundred scholarships will be is-sned, and as two hundred and fifty are now sold, those who wish to secure one should do so at once. Money can be remitted by express, or a draft or check sent on any National bank in the United States, when the scholarship will be re-turned by mail, signed by the President of the Board of Trustees, Jos. S. Fisher, Esq., and the Dean of the Faculty, W. Paine, M. D. All orders, for scholarships or other business of the Universi-

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WILMINGTON, N. C., Ang. 9, 1867. I
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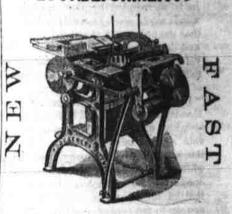
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