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The Constitutional Amendment.

We were much astonished and somewhat mortified last week at what we supposed was the advice of Dr. Deems, the accomplished editor of the New York Watchman, a paper which has a large circulation throughout the Southern States, and whose editor has great influence in this section, to for instance, are elected by inhabitants of Alabathe South to ratify the Constitutional amendment, as a matter of policy and best under existing circumstances in order to reconstruct the country.

We were astonished at this advice, for it was in direct opposition to what we had regarded as the former course of that paper, and were mortified, because we did not believe the people of the South could follow the advice without becoming a party to their own disfranchisement and disgrace without being participes criminis. If it was wrong and criminal in the South to accept the degrading proposition before the event of the late elections, it is equally so now that the result of these elections has been against the policy of the President and favorable to that of Congress; and if they possessed the power under the Constitution to reject the amendment before the elections, their adverse results will not deprive them of this right. If they can refuse to ratify this proposition now, they will have the power equally to reject the mysterious and ominous "something worse" that weak-kneed and designing persons among us threaten us with, if either the forms or spirit of the Constitution are regarded.

If indeed the Constitution is to be conthe best terms you can with your conquerors wit tinually set aside and trampled upon, what out becoming participes criminis is to be hoped for in amending it-if it is Impeachment of the President. no longer to be regarded and obeyed as the The direct promise made during the resupreme and fundamental law of the land, cent canvass in Pennsylvania and Ohio by iet it at least remain on the statute books, andidates for re-election to Congress, and the honored instrument handed down to their subsequent success, that they themus by patriotic sires, the noble, if useless, record of the wisdom and virtues of its auagainst President Johnson, indicate very thors, and not the history of Northern triumph and Southern degradation. Our defeat, honorable as it was, may be converted into lasting humilitation and disgrace, by voluntarily engrafting upon the Constitutreme measure to rid themselves of one tion of the country, the political animosities and sectional hatred of the party, who upon the Constitution and the country .did nothing to insure that defeat except by We hardly think the majority of Congress a pitiless attack upon "rebels" from the hustings, in the halls of Congress, or its frequent repetition on the stump and in through the columns of newspapers. The representatives of the brave men who ex-Northern pulse and prepare those people posed their lives and endured the hardfor it. ships necessary to insure our defeat-nay, the very leaders and heroes in the struggle, in Convention at Cleaveland, have de a candidate for the Fortieth Congress, he nounced the terms of reconstruction as illaspires, should the next session fail to do advised, cowardly and unconstitutional. so, to obtain a victory in the Capitol at The South, we submit cannot consider on Washington, a boon denied him on the judgment. this subject. The mere fact of its being field of battle. Wendell Phillips has also referred to us indicates some option or the his office by another person during the trial arranged charges, containing six counts, semblance of a choice on our part, and would produce strange confusion. The as follows : while we can in no respect be regarded as First. Seeking to overthrow the Govern responsible for the wrongs inflicted upon ment of the United States. us by the military strength of the governgress with foreign powers. He might rev-Second. Corruptly using the power ment, we certainly will become responsible appointment. for any humiliation our fears may invite or Third. Declaring peace without the con any disgrace our ratification may bring ments. When the acquitted President resent of Gongress. The gain which it is argued will be turned to his station he might find it imabout. Fourth. Corruptly using the pardoning made by the South by accepting the humilpossible to re-instate his deposed subordiiating and unconstitutional proposition will power. Fifth. Failing to enforce the Civil Rights than counterbalanced by future bill. loss, and viewed merely as a matter of pol-Sixth. Complicity in the New Orleans icy, we are not satisfied that the South has riots much to gain by disfranchising her best citi-The Radical leaders have progressed so sequences as it is untenable in law. zens, reducing her representation to the far in their purpose to impeach the Presimost insignificant number, and converting dent that they are now discussing the effect Asylum for the Orphans of Confederat the substance, thus emaciated, into the of the mere presentation of the charges, Soldiers. shadow, by confining her represen-During the progress of the war several merest and the powers of the President pending tatives to those who were false to their the trial. They seem to regard the effect efforts were inaugurated with much suc-State and treacherous to their homes, their of the trial to be more than useless if Mr. cess to provide Asylums for the orphans of Johnson is permitted to remain in posses- Confederate soldiers. In North Carolina, friends and brethren We have referred to this subject to-day, sion of his executive functions and as especially, under the auspices of the Rev. merely to correct an erroneous impression Commander-in-chief of the Army and Navy. Dr. Deems, a very large sum had been we had taken of the position of the Watch- Consequently, they have all come to the raised for this purpose, but the result of the war, which destroyed the currency in which man, and to give to our readers the very conclusion, by one course of reasoning or sensible article from the last number of another, that as soon as the articles of imthe subscriptions had been made, rendered that excellent paper upon the subject of the peachment are instituted and presented to the entire fund valueless. proposed amendment. Dr. Deems in a the Senate, that body shall cause the Presi-The very causes which operate to make it private letter to the editors of the Raleigh dent to be arrested and held subject to its impossible for our people, by voluntary do-Sentinel, savs : nations, to provide for these orphans, renorder, and in the interim, the presiding "Every gentleman connected with the Watchder their claims upon us more pressing .-officer of the Senate shall exercise the funcman, is as much opposed to the Howard amend-These unfortunate children have not only our heroic dead come to us in plaintive acment as you are, and you know that if they were tions as President of the United States. not, I would not hold a post to advocate other had property destroyed by the operations The New York World, commenting on cents in behalf of their orphan children. men's opinions for pay.' of the war, but their natural guardians and this subject, remarks that the assumption We hesitated to refer to this subject earis, that an officer under impeachmentstands protectors poured out their life's blood up-Free Scholarship for Southern Young lier, fearing to do injustice to that paper, as we were not satisfied, after a careful pe- in the same relation to the tribunal appoint- on the battle fields of their country, and the article, that it advised the ed to try him that an ordinary criminal the dependent orphans are drifting about rusal of does to an ordinary court. Because a court upon the broad and dangerous ocean of Southern people to ratify the amendment, although there was much in it we did not of justice never tries a criminal upless it life without compass or helmsmen. Children who under the kind and protecting care of like and regretted to see coming from such has custody of his person, it is inferred that a father, would have become useful orna-The following article, however, the same rule holds in the trial of an ima source. will give a more distinct explanation of the peached officer by the Senate. The analoments to society, are growing up in igno opinions of the distinguished Editor, and gy fails in consequence of a total difference rance, and may be, in vice, and will become contains advice which will commend itself in the liability of the person accused. The a burden and tax upon communities who the Southern Relief Association of Baltiare neglecting them as much from a want constitution declares that "judgment in to the Southern public: more. of interest as ability. cases of impeachment shall not extend fur-THE CONSTITUTIONAL AMENDMENT From all minor topics we turn every day to think We do not propose that the people of ther than removal from office " and dison this absorbing question. Last week we gave North Carolina shall be called upon to pay qualification to hold any future office. It what views occurred to us then. We shall do so from time to time. The only conclusion we reachis not necessary for the Senate to have the ed then was that it seemed the policy for the South to wait and watch the progress of events, and that custody of the accused in order to inflict tions entirely, to provide a proper home for since the fall of Fort Fisher. His father, if this measure were forced upon the people, there this punishment. But an ordinary crimi- the orphans of the Confederate soldiers of were some hopeful views even in the event of that dire calamity. That the people of the South will nal, ou trial for theft, murder, or other the State. We are convinced that at pres- County, North Carolina, would feel convoluntarily accept the measure we do not for a mocrime, is liable to be punished to positive | ent this plan is not practicable, but we will soled to learn with certainty the fate of his ment believe. not admit that our people do not feel the son. There never seemed to us to be so perplexing a inflictions on his person. It would be an question. To say what a people ought to do, who idle folly to go through the form of passgreat necessity for such an institution or Editors will please copy. are perfectly free, is comparatively easy; but to say what they ought to do when environed with ing a sentence of death or imprisonment if appreciate the paramount claims of these embarrassments which surround the South, is a the culprit was beyond the reach of the offi- unfortunate orphans upon their generosity ieart's desire is that the Southern States may be cers of the law. A person impeached of a and charity. led to such a decision as is compatible with their safety and dignity. They deal with a subtle and crime otherwise punishable than by depo-treacherous foe, whose malignity seems to increase sition from office is also light to the other Much can, however, be accomplished by sition from office, is also liable to the ordi- organization and concert of action, and as with the troubles of the fallen. Vo Victis! is nary penalties of the same crime by the proof of this we desire to call the attention If there were honor with those in power, some-thing might be proposed or accepted. But there is the trouble. The Southern States are not re-garded as parts of the country. "The nation," in the simply to vacate his office, can accomplish ladies of Clarksville, Tennessee. Apprethe dialect of Radicalism, means only the States its purpose just as well without the custody ciating the necessity of an Asylum for the that are North. The Constitution is a dead letter. of his person as with it. He is summoned orphans of Confederate soldiers they formed Whenever they are needed to be "counted in" for their harm, the Southern States are so counted to appear on the same principle that the an Orphan Asylum Association, and comin ; whenever for their good they should be re-garded as part of the nation, they are "counted defendant in a civil suit is summoned to menced their benevolent labors last Spring. appear. If he stays away, he only waives The iniatory steps were taken under the Now, they are in or out. If in, who dare prohis opportunity of defence. An officer sum- most discouraging circumstances. The pose terms for their admission ? If out, what have the other States to do with them? If they are in, moned to appear and answer to an impeach- war had just closed, the people were greatwhy are not their Senators in Congress, seeing that the fifth article of the Constitution provides "that no State, without its consent, shall be de-prived of its equal suffrage in the Senate?" Is ment has these three alternatives, with per- ly depressed, and money very scarce. Adfect freedom of selection, namely : he may ded to this, the community were almost Virginia a State or not? Let that question have appear in person ; he may appear only by equally divided in their sympathies in reits categorical answer. Throwing aside all collateral questions, all theories, all glosses, -yes or no. If Virginia be one of the United States now, she was during the whole war. Then she did not counsel; or he may decline to appear at ference to the late struggle. But the neall. In the case of Justice Samuel Chase, cessity would not brook delay, and they deof the United States Supreme Court, im- termined to do all in their power to gather ask representation and equal suffrage in the Sen-She could complain of no act of Congress, as ato. She could complain of no act of Congress, as she had nothing to do with it; but the day she comes forward and says, "I take my equal suf-frage in the Senate," there is no power on earth known to the American Constitution which can "deprive," her of that "equal suffrage" "withpeached in 1805, the Senate, after organ- together the beloved and dependent chil-

of which are necessary to incorporate the proposed amendment in the Constitution. Now, whosever excludes her chosen Senators from their seats com-mits an act unconstitutional, despotic, and anar-

Again : The first section of this proposed 14th Article of Amendment declares who shall be cit-izens of the several States, of North Carolina and Georgia, for instance. What constitutional right has Congress to do that? Each State determines who shall be its citizens, and when men are made citizens of a State they are of necessity citizens of the United States. The members of the House of Representatives in Congress from Alabama, ma, and who of all the inhabitants may vote for

"shall have the qualifications requisite for the most numerous branch of the State legislature," and obviously the determination of that question is with the State. Now, when we see the Constitution uttorly set aside or trampled upon what is to be hoped for? Deceived already by their Punica fides, how can the South trust these men? Therefore we said last week that "the adoption of this amendment does not secure the return of the State to Conforce their amendment upon the South, and we endeavored to see what hopeful views we could find in that case. They may force even the more hateful measure of negro suffrage. Even then there is the hopeful view that the negro will be so under the influence of the intelligent white men around him as to be prevented from inflicting mortal damage on the State. We should never, however, think of urging that as a reason why the people of the South should coluntairly adopt ne-gro suffrage Nor do we present the hopeful views which last week we strove to discover as a reason why the Southern States should adopt this amend-

And they, think of the morality of the men who ould urge such a measure ! Before a State can be admitted she must commit the sin of repudiation. One would suppose in advance that the Gen-eral Government would direct each State to take such measures as should secure the payment of these five cases. The argument in support labor, as much success can be obtained .its debts as a preparation for re-admission if she were out. But now the General Government says, to Mississippi, for instance, "You are in the Union, and have never been out, and, consequently you have, by the Constitution, a right to two Senators; but you shall not enjoy that constitutional right until you stain your escutcheon with the repudiation of your just debts." Now, a faction, a ploded assumption of the President's accu- nity join them, too, in this feeling. Money, party, a despot, a government that can do that, is capable of any political crime.

All we can say to the Southern States is, make

out her consent." That Virginia is believed to be one of the United States is shown by the fact that she is taxed, and that she is accounted one of the number of the States, the votes of three-fourths on for him, the appearance shall be recorded, of surviving comrades and the good people of their State. In order to make a beginning, these bestating particularly if by himself or if by agent or nevolent and sympathizing ladies got up a attorney ; naming the person appearing, and the capacity in which he appears. If he does not apseries of attractive exhibitions and amusepear, either personally or by agent or attorney, the same shall be recorded."

ments, such as Tournaments, Fairs, Festivities, &c., and by this means a nucleus of It is clear from this weighty and authoritaa fund was raised, which has been swelled tive precedent, that the accusers of the Presi in their hands by voluntary contributions, dent are wholly wrong in their views of until it now reaches the handsome fund of the law. Instead of the President being until it now reaches the handsome fund of Concord-Worth 169, Dockery 9. Senate-Mar-taken into custody and imprisoned, it de- \$16,000. They have purchased a large and W. C. Means 52. pends on his voluntary choice whether he suitable building in the vicinity of Clarks-

will appear before the court at all. If he ap- ville, capable of accommodating from one The Postponement of the Trial of Jefferson

pears, he is just as free to appear by attor hundred to one hundred and fifty orphans, which they propose to enlarge whenever it

Judge Story, in his commentaries on the shall become necessary. All this has been Constitution, describes at length the for- the result of their labors during the presmalities observed in trials for impeach- ent year, and they are now extending their Richmond.

ment. We cite the following passage as efforts to other quarters, desiring to place corroborating the inferences we have drawn the institution upon a solid and permanent from the rule of the court in Judge Chase's basis. Having accomplished so much by case. If he (the person impeached) does their unaided labors, they can with good fault is recorded, and the Senate proceeds- the people. And those able and disposed

exparte to the trial of impeachment : If he to assist them do so with a more willing and does appear, in person or by attorney, his generous hand, as they feel confident that appearance is recorded."

There have been in all five cases of im- and the zeal and earnestness with which peachment since the beginning of our gov- these ladies have gone to work, that their 1805 ; James H. Peck, 1831 ; and West H. hundred fold.

Humphreys, 1862. The law of impeach- Now we propose that our ladies shall inment trials, as stated by Judge Story, is augurate some similar effort. We are sure, founded on the precedents furnished by with the same zeal and earnestness in this of the position, that the President must | Our ladies are as benevolent as those of necessarily be suspended from office dur- Clarksville, and certainly they sympathize ing the trial, falls to the ground in the face as warmly in the necessities of the orphans of this uniform usage. But, even if the ex- of our gallant soldiers. The entire commu-

not operate as a suspension from office. If they will spend a liberal portion of their act of Congress. he should be totally disabled for six weeks | earnings for amusement and pleasure, even by typhus fever, we suppose nobody is ab- when their sympathies are not appealed to.

surd enough to say that he would cease to be And this money goes not to reward the President during his illness, and that the noble conduct of their patriotic dead or to They were fully warranted in making this President, or hold any places, and the opposing Generals were President of the Senate would be inducted pay a debt of gratitude they owe their chilselves would draw bills of impeachment into the executive chair. The government dren ; not to be expended in educating the would, in that case, be administered by the dependent orphans of their honored heroes clearly that there will be an attempt made heads of departments, and papers requir- and elevating and improving their own during the next session of Congress to carry ing the President's name would remain un- society ; but to strangers who have neither out their threat of impeachment, and that signed until his recovery. That his office their sympathy or respect. Within the the Radical leaders will resort to this ex- could not be filled by another person dur- week just past, the people of New the Chief Justice of the Supreme Court and insurrection or rebellion against the same, purposely at the end of the name, the ing his transient disability may be shown Hanover and Branswick counties have who stands in their way in their designs by a conclusive analogy. Suppose Chief paid a sum of money to Dan Castello and the Justice Chase should be impeached, would other shows connected with his circus to his office be vacant during the trial? If form a liberal nucleus for a fund for the are yet prepared for this violent course, but so, the President could send to the Senate purpose of establishing an Asylum for their a nomination to fill the vacancy. The ideal orphans, which would at once place the prothe press is evidently designed to feel the of his doing so is utterly preposterous. ject beyond the shadow of a doubt of final The office can be vacated only after a and complete success. And money enough conviction, and in consequence of a sen- will be paid these same companies during We published some days since, General tence. To make the office vacant is the their stay in the State to build and found Butler's plan of impeachment, and being only penalty which the Constitution allows an Asylum and College for these unfortuagainst an officer impeached; and it is ab- nate children which would stand a lasting surd to suppose the punishment can date monument of the liberality and gratitude from the accusition instead of from the of our people, and would be the healthy If the President is acquitted, the filling State This very fact proves that the project is feasible, and requires only energy and denew President might appoint a new cabi- termination to carry it successfully out. It net. He might break off negotiations in pro- requires some one to start the movement, and if once properly in motion, we believe olutionize all the offices of the country by that the enterprise is so worthy and meri a sweeping proscription and new appoint- torious, and one that appeals so strongly to the hearts and sympathies of the entire State, that it will not fail. We cannot look either to Federal or State aid in this matnates by a refusal of a hostile Senate to ter. The cause for which the parents of confirm his appointments. The assumption these children died is under the ban, but the that the Presidential office is vacated during flag which they followed and the cause for the trial, is therefore as absurd in its con- which they gave up their fives was made im-

[SPECIAL DISPATCH TO THE JOURNAL.]

GOLDSBORO', N. C., Oct. 19. Newbern-Worth 130, Dockery 5. Beaufort and Carteret-Koontz is elected to the Senate. Ral-

eigh-Worth 250, Dockery 72; Senate-Jones 250 Bledsoe 187. Charlotte -- Worth 170, Dockery 3 .-Greensboro'-Worth 33, Deckery 4. High Peint-Dockery 136, Worth 54. Hillbororo'-Worth 289 Dockery 13. Lenoir and Greene-Coward elected to the Senate. Wayne-Mr. Thompson is elected o the Senate, and Messrs. Everett and Garris to he Commons. Salisbury-Worth 329, Dockery 1. Holden 1. Shober has 76 majority for the Sen ate. Commons-Ford and Crawford elected.

Davis

In the year 1862 Congress by act, removed to Norfolk the sessions of the Circuit Court of the United States, which, by previous enactments, had been held in

By act of Congress of the 22d May, 1866. the sessions of the Circuit Court were transferred to Richmond, and the Judges were authorized to make the transfer.

By the same act the Chief Justice of the gress." But the faction in power may contrive to not appear in person or by attorney his de- grace present appeals to the liberality of Supreme Court of the United States was subject to the jurisdiction thereof, are citigranted more enlarged powers than had been possessed previously by the Circuit Court or any justices of that court.

He was anthorized to call adjourned from what has already been accomplished terms, and special terms, at his discretion. and upon such notice as he might prescribe. at which the Court should have all the inrisdiction and authority as at a regular any person within its jurisdiction the equal I wanted her to stay, and I wanted her to ernment, namely, that of Wm. Blount, donations will not be thrown away, but like term. We say that no act of Congress ever protection of the laws. 1799 ; John Pickering, 1803 , Samuel Chase, seed sown on good ground will produce an conferred so much power upon any Justice

> By an early act special terms might be called for the trial of criminal cases.

By another act an appointment might be made of a different place for holding the Court than that prescribed by law, for the trial of criminal cases.

executive and judicial officers, or the mem-By another act the presiding Judge bers of the Legislature thereof, is denied the Circuit Court (i. c. the Chief Justice in to any male inhabitant of such State, being Virginia) might call the Court for a special twenty-one years of age, and citizens of the term, for the trial of cases that did not re-United States, or in any way abridged, exquire a jury. But, by this act he was authorized to convene Circuit Courts in cept for participation in rebellion or other sers were correct, the taking of the Presi- certainly, is very scarce, and our people are Virginia, at his discretion, which should crime, the basis of representation therein dent into temporary custody would compelled abor hard for a support, but have the authority of those appointed by shall be reduced in the proportion which

The Committee of the Judiciary of Congress reported at the last session that no one years of age in such State. further legislation was necessary to secure a prompt and orderly trial of Jefferson Davis.

had then been passed. The order for the holding of the Court previously taken an oath as a member of that wine would be brought forth, and in Richmond, on the 2d October, was made by Judge Underwood, at Richmond, in June last, some days after the act of Con-

gress of the 22d May last had been passed. He made the order after consultation with

We learn by the papers that the admin- or worse. I made a lightning calculation istration have placed the whole subject of as to the time it would take to get out and the trial of Jefferson Davis wholly under get on my pants. Could I but get on these pants, things would not bear so bad an asthe control of the Circuit Court. pect. It wouldn't be quite so embarras-They allow Chief Justice Chase no chance sing. Yes ; I'd make the venture. I acted for variableness or shadow of turning. on the resolve. I thrust out one bashful

Will Chief Justice Chase be in Richmond limb. Her hand was on the latch. I had in November ? Will he hold the court ?--It needs no prophet nor sou of a prophet just time enough to shake that leg back again when in she came, looking as bloomto say, no ! ing and smiling as one of the dew-covered Will Mr. Justice Underwood be there to pack a jury ?---as he swore before the reprairie flowers over which she had just

passed. And do you think she made any construction committee may be done. We fuss, or called up any extra blushes, or row not .- Rich. Examiner. tried to catterpillar, or anything of that sort? Not a bit of it. When she saw me.

The Constitutional Amendments.

valid as part of the Constitution, viz :

she just took things as easily and quietly as Resolved by the Senate and House of Rep if she had been in the habit of dropping in esentatives of the United States of America, every morning on single gentlemen in two-thirds of both Houses concurring, That the following Article be proposed to the As for me, I was subjugated. I had noth-Legislature of the several States, as an ing to do but to lay still and take things as amendment to the Constitution of the United States, which, when ratified by

they came. I did try to make a sort of bow three-fourths of said Legislatures, shall be as she entered, but you can't make a graceful bow when you are almost horizontal .-And then don't you think she walked up to that bed as coolly as if her own sister lay there, sat down on the side of it, and commenced talking of the ball of the night before. She seemed to be entirely at ease but I wasn't. I concluded it must be Western fashion, but it required some little time to get broken in. It was my first experience in that line. I rather liked it ; but it was rather too much to come at once. go away. Well, she stopped there on that bedside and talked for half an hour. And then she went into the apartment where the pointed among the several States according to their respective numbers, counting married couple reposed, and there wasn't much time lost on my part in getting on the whole number of persons in each State, excluding Indians not taxed ; but whenever one pair of pants. I soon got broken to Western style after that. Its a great counthe right to vote at any election for electors try for sparking. I shall never see another of President or Vice President, and for the like it. United States representatives in Congress,

Generals Grant and Polk.

A correspondent of the Cincinnati Com mercial tells the following story of a bit of sharp practice between General Grant and General Polk :

When the General was in command of the number of male citizens shall bear to the post of Cairo, Bishop General Polk, the whole number of male citizens twenty- General Pflow, and General Frank Cheatham, of the Confederate army, were at Columbus, Ky. Flags of truce were occasion or Representative in Congress, or elector of ally sent back and forth between the two report by the fact that the act of 22d May office, civil or military, under the United generally present. After the conclusion States, or under any State, who, having of business it was frequently the case Congress, or as an officer of the United toasts drank at parting. On one occasion States, or as a member of any State Legis- General Polk proposed a toast which he lature, or as an executive or civil officer of said all could drink. Those present filled any State, to support the Constitution of their glasses, and he gave : "To General the United States, shall have engaged in George Washington." As he paused

Article 14.-Section 1. All persons born or naturalized in the United States and zens of the United States and of the State wherein they reside. No State shall make or enforce any laws which shall abridge the privileges or immunities of citizens of the United States ; nor shall any State de-

prive any person of life, liberty or property. without due process of law, nor deny to Section 2. Representatives shall be ap-

of the Supreme Court before.

dren of these men who surrendered their

the Attorney General of the Unitsd States, niteness, distinctness and peremptory de- two-thirds in each House, remove such disclarations accompanying this order have been the answer made to all complaints for

holding Jefferson Davis in custody; and all applications for allowing him to be at liberty on bail; and to all arguments, that he has been denied a speedy trial.

The second of October has come and passed. The counsel for Jefferson Davis have Where are Chief Justice Chase and District Judge Underwood? Where is the Circuit Court of the United States, adjourned to be held at Richmond the second pation of any slave ; but all such debts. of October, 1866? Non est inventus.

Mr. Chief Justice Chase has discovered and void. an argument for absenteeism in a change fountain head of untold blessings to our made in the removal of Delaware from his circuit, and the addition of South Carolina to it by Congress at the last session.

The argument is so futile that we can only regard it as a subterfuge. The judicial circuits of the United States are created by acts of Congress. The allotment of the indges to circuits is made by the Sapreme Court upon the demise of any of the justices. The allotment by the court is operative till a new allotment is made, and each allotment refers to the circuit as established by law. Chief Justice Chase is judge of the circuit to which Virginia belongs by alotment, and no change in that circuit by Congress, by the addition or subtraction of other States, can have any effect upon his position, or can require any new order of dlotment by the court. In fact, a new alotment takes place only when one of the mortal by their heroism, and the very blood indges die. But the death of a judge has in no case disturbed the circuits of the

our efforts cost has endeared to us the recollection of our unfortunate struggle. The ob- survivors, before a new allotment can be ject therefore appeals to the highest and made Chief Justice Chase found another diffinoblest sympathies of our hearts. The chil-

culty. It is that military law is in some manner or other in force in Virginia, and he wanted a covenant from the President that military law should not be applied to had a beau with her, but she threw him off

obviously prepared under the direction of Paw. the Chief Justice. The Chief Justice seems

power of the United States depends for its out of him. Then they carried him into exercise upon acts of Congress, and not the hotel and laid him on the bed, and all upon agreements between the President the girls and fellows came in and stood tion. From their sepulchres the voices of and Justice of the court.

The act of Congress, of 22d May last. transferred the sessions of the Circuit Court the Chief Justice to convene special or adthe Chief Justice was to hold this court,

Mrs. M. Lecod, of the Baltimore South whether the President liked it or not. ern Literary Institute, proposes to give one The judiciary is not a subordinate or defull scholarship, including board, &c., to pendent department, and this is probably Florida, her native State, and one of thition the first case in the history of the Supreme Court of the United States when a Judge only, to each of the other ten Southern has made any requisition upon the Presi-States, which formed the Confederacy.dent as a condition for holding his court. Young ladies desirous to take advantage of He should hold his court, though the whole this liberality will make application through army of the United States were there threatening him if he did so.

hinted to his wife, and his wife to Carry The case of poor Judge Underwood is (that was her name) and she came back to more sorrowful than even that of the Chief

or given and or comfort to the enemies company commenced to drink, when he and cornformably to their wishes. The defi- thereof ; but Congress may, by a vote of added, "the first rebel." Gen. Grant had his glass nearly finished by that time, and Section 4. The validity of the public

Boggs' Story of Western Life.

Section 3. No person shall be a Senator

it was no use to stop ; but he exclaimed, "That was scarcely fair, General, but I will be even with you some day." The lebt of the United States, authorized by laugh was, of course, somewhat against him, law, including that incurred in payment of bounties and pensions for service in supbut the company parted in good humor .---Some two weeks afterward another flag of pressing insurrection or rebellion, shall not truce was sent down to Columbus, General be questioned; and neither the United States nor any State shall assume or pay Grant accompanying it. After business was over, the Confederate General produced any debt or obligation incurred in aid of insurrection or rebellion against the Uni- the wine as usual, and General Grant adroitly turned the conversation into State ted States, or any claim for loss or emancirights, on which subject Southerners always loved to dilate-their rights being obligations and claims shall be held illegal the alleged object for which they claimed

to be fighting. He allowed them to proceed at a considerable length without attempting to refute anything, and they were

"Once," said Boggs, "L lived on the perhaps flattering themselves with the idea prairies of Illinois. I tell you that was the that they were converting him from the ercountry for sparking. When you went to ror of his ways.

see a gall there, you were expected to sit At length he arose to go, and proposed a up with her till near morning. The old toast at parting. Glasses were filled, and folks turned in and let things take their the General rose and gave : "Equal rights course. They trusted their gals, they did. to all." He then made a pause, as General When I had been with my cousin, who was Polk had done, and when all were busily a farmer, a few weeks, they had a Fourth drinking, he added, "white and black." of July celebration at Paw Paw, a few miles The horror of the chivalry at being indistant. The people gathered in from every veigled into drinking such a heretical toast direction for twenty miles around. There may easily be imagined; and they were was a Hoosier oration, a Hoosier dinner, rather disposed to feel angry, until General and a Hoosier ball. The ball commenced Grant remarked, "Now General Polk, I at five o'clock in the afternoon, and they think I am even with you for that Confedinst 'hoed it down 'till five o'clock next erate toast you made me drink at our last morning. Well, I was introduced to my conference." Quick to see and appreciate ousin's wife's cousin, and she was a stun- a good joke, the anger of the Southerners ner, too, I tell ve. That girl could talk .was turned into a laugh at the expense of She had just come from an Eastern boardtheir reverend General, who gracefully acing-school. She knew Eastern ways and knowledged himself flanked. Western ways, and somehow she seemed to

A South Carolina Grand Jury on the Politknow how to just strike the balance between ical Situation. them. I was afraid of her at first. She

CHARLESTON, October 25 .- The Grand was what your novelists call "regal, selfpossessed, queen like.' But she soon put Jury made a presentment to the United me at my ease. She liked fun, too. She States Court to-day. After touching upon local topics, they express the hope that the National Congress will dispassionately con-The reasons we are answering were given Then he went off and got drunk, and about as naturally as possible, to flirt with me .-sider the state of the country, and to direct in a letter to the New York Tribune by its an hour afterward there was a horse and its efforts to a full restoration of the Unbuggy with Popper drunk inside of it tear- ion, removing or modifying all disqualifyfore the second of October, and which was ing through the single main street of Paw ing acts, especially the test oath. They al so advert to the case of Jeff. Davis, and

Well, the buggy hit a post and turned urge his speedy trial or release on bail as a over, and out went Popper, and when he matter of justice to humanity. was picked up, his sense was all knocked

BEATING A CHILD WITH A BASE-BALL CLUB. - A woman in Frankford, Pennsylvania, has been held to answer to a charge of ill treatment of her step-daughter, about around him, and my regal beauty bathed his head with cologne and cried over him. thirteen years of age. It is stated that she has been in the habit of beating the girl. He wasn't long in coming to, but he didn't let on when he did come to. He Sometimes she would knock her down and laid there and let that girl bend over him beat her head against the floor. Last winter she compelled the child, in nearly a and cry and slop his head with spirits of nude state, to go into the yard, break the camphor. I saw it all. He had a good ice in a barrel and wash herself. The girl thing just then. I'd have taken all his runhas been treated so inhumanly that from a away chances for a similar consideration .-However, it was soon found out that nothbright, intelligent child, she has become ing so very bad was the matter with him, almost an idiot. The last act of cruelty, and the one which aroused the indignation and then the crying corn-fed beauties quickly dried their tears and put for the of the neighbors, was a beating with a baseball-room. I had a slight hand in that ball club.

matter, you see, for I just gave my cousin An elephant tusk for the Waterbury buta hint of the real state of things, and he ton makers, says the Hartford Times, weighing over 100 pounds, and measuring between eight and ten feet in length, attract-

lives for us, in want and poverty, appeal to us. Are they to grow up in ignorance and sin, and we to spend our money listening to the stale witicisms of the clown, witnessing the unnatural and unpleasant exhibitions of the gymnast, and applauding the disgusting vulgarities of the minstrel? Against

such a course the dictates of prudence and to have a most imperiect and narrow view self-interest protest. Humanity and reli- of his obligations and duties. The judicial gion alike appeal to us; our honor and character as a people demand different ac-

from Norfolk to Richmond, and empowered ourned terms of that court. The duty of

Information Wanted.

Ladies.

Benjamin Smith, Company H, 40th Regia tax or contribute by individual subscrip- ment N. C. T., has not been heard from Court in Virginia. H. H. Smith, of Rockingham, Richmond

Underwood removed the court to Rich- ters, especially when you've been standing mond

ustice

He says that he saw in a newspaper that Well, we danced and sang and made love the act providing for the change had been till near morning. They do all these things passed. Acts of Congress are matters of re- at Hoosier balls on the prairie. And about passed. Acts of Congress are matters of re-cord, and Judge Underwood by inquiry, three o'clock I parted from my regal, corn-sympton of the fashions that are to be for could have ascertained the fact. He does fed beauty, got on the wagon with my cou- the winter. Bonnets, having been reduced not seem to have ever thought it necessary sin and his wife, and as we took our way to their simplest expression as regards to inquire into the matter. He comes to home, I was a thousand miles in love. I volume, are to disappear entirely, and to Richmond, holds the court for more than never expected to see her again. I went be replaced by hats twisted into divers a month, makes an order for an adjourned to bed, little thinking that I should see her forms. term, after consultation with Chief Justice before I arose from my necessarily virtuous

some time on the outside.

Chase and Attorney General Speed, and couch. There were just two rooms in my mark of the Duke of Willington, in the when the time for holding the term arrives, cousin's log-house-the front room and the British House of Lords, "If I could avoid he decides he has been wrong in all that he back room. The front room was about the by any sacrifice whatever, even one month

But conceding that Judge Underwood lor, bedroom, and everything. As the attached, I would sacrifice my life in order was wrong, and we know of no presump- guest of the family, I slept in the front to do it." tion to the contrary, we insist that Chief room. All of us slept late that morning. -Justice Chase, under the broad and com- The sun was high in the heavens when I

prehensive powers conferred upon him by awoke. I thought a moment of the Parathe act of the 22d of May last, could have dise I had been in the night before, when rendered the term a legal one by his order I heard a buggy drive up to the front gate, convening an adjourned term. The re- and then voices, and then a voice. Good sponsibility for the failure of the court rests gracious ! It was the regal Caroline. I upon the Judges. They are much more concerned with the political arrangements coming visit had fallen on my ears the day

of the country, than with the performance before. But I had no idea it was to be so of their judicial duties. They are not wil- soon. ling to bring the case of Jefferson Davis to And there I was in bed, and the front

trial lest it may interfere with the calcula- door of the house was the front door of my can. tions of their party. They are willing that room, and when it opened it would disclose

the life of Jefferson Davis shall be used as me, a bashful, shrinking youth of eighteen, a counter in a party struggle. They are in bed. She was coming up the walk.— not without a "rap." forgetful of the solemn obligations of their Now, the fact is, Western style in just that It is beauty's privil oaths of office to do equal and impartial neighborhood was not at all shocked at seejustice, and of the constitution of their ing a male person in bed. But I was just country, that requires a speedy trial for from the East, where such a spectacle was

every offender as his right.

her normal state, and things went straight again. I felt sorry for Popper, too. He ed considerable attention at the Bridgeport An act of Congress had fixed upon Nor- had to lay abed, you see, just to keep up depot. A gentleman of some natural disfolk as the place for holding the Circuit the delusion that he was hurt. I had, for cernment, while taking a squint at it remarked truly: "It took a strong dentist to the time, the inside track of him. It's very While that act was in full force, Judge nice to have the inside track in these matpull that tooth."

> A Female has been born in La Crosse with two perfect tongues. If she lives and marry, won't her husband catch it ?

whole house, in fact, and was kitchen, par- of civil war in the county to which I am

The New Orleans Commercial is uneasy at the style in which "fronts" are run up in that city, supported upon pipe-stem iron columns and two-inch cast-iron slabs.

A letter from Switzerland says that the ascent of Frohnalpstock, 7,092 feet, was accomplished a few days back by a little girl barely six years of age, in company with her grandfather.

Genius does what it must ; talent what it

A lover should always present himself at his sweatheart's door with a little ring, but

It is beauty's privilege to kill time, but time always kills beauty.

The industral establishments of New supposed to knock a single woman down, York employ 50,000 females.

The Elections. REAR AND lig of the PRECINCTY BBASPASS

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