

Saturday, May 10, 1851.

Wr. C. W. JAMES, No. 1, Harrison Street i Ohio, is our General Travelling Agent for m States, assisted by J. R. S wITH, J. T. ASON TAYLOR, J. W. ARMSTRONG. LO'KE, W. RAMSAY, DR. JOSHUA ALEX'R. R. LAWS, and A. J.

W. HENRY M. LEWIS, of Montgomery, our General Travelling Agent for the States of

Wr. ISRAEL\* E. JAMES, No. 182, South Philadelphia, is our General Travelling VM. H. WELD. JOHN COL IAMES DEERING, A. KIRK WELLING E A. EVANS, JOHN T. JUDKINS, P. 105. BUTTON, GEO. P. BUTTON, and

OUTH CAROLINA-SECESSION.

relegraphic despatch, contained under thead, will give our readers some account tavention of Delegates from the various Southabts Associations, which assembled in Charles-Monday last, and the meeting of which has been forward to with great interest, as probably ice of the course of South Carolina. The counthis Convention bid fair to terminate as we aned they would-in a strong and unequivocal rendation to the Convention which is to assemble Winter, to absolve the State from her allegiance General Government.

nether this may be fairly considered as the de aton and the voice of the State of South Carwe have no means of knowing. A Charlesarrespondent of the "Fayetteville Observer" is ed to think otherwise, upon a careful considee of the circumstances under which this Convensembled. He savs :

Convention of delegates from the various South hts associations is to meet in tharleston early ly ascertained. They will come from the letermined to press the immediate action of ate and will seem to embody the public senti-(South Carolina. But when we recollect how these local causes are governed by a few d these men, such as are most favorable to inte action on the part of the State, we can understand how it is, that a large portion reflecting and more prudent of our citizens be wholly unrepresented. Still there will be ersons in this convention, or rather caucus, who remously oppose immediate secession In the Charleston, a harge majority is strongly opwany rash or violest measure. When the lelegates come to the city, and mingle with the are at least as much interested as themselthe welfare of the South, and who have had opportunities for ascertaining the hopelessness ing any other State to our support, there is ason to hope and believe for some modificaif their extreme opinions, and that this meeting which so much mischief has been anticipated, result in positive good. On the other hand, there reason to fear the leaven which these ardent gentlemen may infuse into those of our cit the from motives of caution. are disposed to uiet. But the operation of those external such as the total absence, of all sympathy in tize South with South Carolina, must make the sperate of our secessionists pause in their ca-The reasonableness of the policy of waiting for meration of other States, where there is the solute identity of interests, must strike the dra of our secessionists with great force. public mind in our State is beginning to be aothe eminent danger to every industrial pur nth which separate secession is fraught. Men are been quiet and silent under the movements politicians, are beginning to wake up. expression by these men, of these adverse opinbeginning to tell upon the public mind, and z to be seen and felt. Were it not that our ans have placed the State in a most awkward ma there is little reason to doubt, no action be attempted. It is the discredit which would frm an apparent abandonment of their periltion that prevents many from deserting the the secessionists. The great difficulty of gracefully will induce many, many men to be most violent action; and indee I constitutes adgment, the great peril of our position." besc things be so,-and we have no doubt of tuth-there is no very serious importance to be ted to the action of this late Convention. It is whe hoped that it will have the effect of awakethe honest mass of the people to a true sense of enlous position into which South Carolina has recipitated by the insane and hot headed amthe fee peculiar class of politicians-that, as the repordent referred to, remarks, it may have the a b add to the numbers of those who have ta "sober second thought," respecting the political tons of the State." We never have denied, nor do we deny, "the Democratic Party is the Party of the "in one sense, at all even's, though different, astionably, from that in which the "Staninputes the admission to us. It is " the "in the closeness of its organization, the un appomising character of its warf are, and the an unscrupulousness of its means. It is "the """ which allows no "sectional prejudices," or other considerations, to come between the divided allegiance which it claims from every , who enlists under its banner. It is " the "," in a word, which, bound together by the thesive power of public plunder" and of spo on, strives for those objects alone, with a zeal, unity and an industry, worthy of a better cause. he history of events in the State, for the past "years, comp'etely falsities the assertion that "i E Loco Foco party,) neither makes sectional pais or panders to sectional prejudices." It a that party which first set the ball in motion, 4 now seeing, that it is about to roll over their heads, it is that party which is arrayed in mation of that popular test of the question, which all sectional disputes. viz: the question onvention or no Convention. From their

OUR DISTRICT. It is known that the Hon. J. R. J. DANIEL has announced himself a Candidate for 're election to Congress. We presume there will be no Convention, and if so, it is probable there will be other aspirants from the ranks of "the party" ready to take the field, and

try their mettle with the present incumbent. A Whig it is well known, stands no chance whatever, and we hope, therefore, that the young "Richmonds" of De-

mocracy, of whom there are a goodly number in the District, will exhibit themselves on the field where so much honor is to be won, and not suffer Gen. DANIEL to walk over it without the show of opposition. He will grow too fat ! Where are the Shepards-the Wilders-the Prichards-the Arringtons-the Dan-

Volume LIL

ceys-the Watsons-and a host of others, whose fame has spread far and wide through the District ? Has Rome "lost the breed of nable bloods ?" However,

# the "Standard" may take us to task for interfering in its family matters, and we will therefore cease.

THE COMPROMISE. It is gratifying to see with what unanimity the great ody of the People throughout the Country have acuiesced in the measures of compromise. We hear of no complaint except from the two extremes, Seces-North. Of course it was not expected that they

wou'd be satisfied with any thing, short of the adoption of their fanatical and ultra measures, which would esult in dissolving the Union and breaking up the government. We find Quitman, Davis and Rhett denouncing the compromise with as much bitterness as Summer. Hale and Seward. They are all engaged in one common wicked and treasonable cause-plot. ting the destruction of the Union ! We thank Hea-

ven, from indications which come up from all parts of the Country, there is conservative feeling and pat-The political complexion of these delegates riotism enough among the people- without distinction of party-to frustrate the fell designs of these men, and save us from disunion and bloodshed! How small they appear by the side of Webster, Douglas, Clay, Dickinson, Houston, who have stood by the Country, and the whole Country !

### GENUINE WHIG SENTIMENT IN MAS-SACHUSETTS. It is with consolation, and with pride, at

## COMMUNICATION.

FOR THE REGISTER. MR. EDITOR .- The following paragraph, which take from the National Intelligencer, presents a question of great interest even beyond the precinets of the Bar :

DYING DECLARATIONS .- From an article in the Washington (Wilkes County) Gazette, we learn that Judge BAXTER of the Northern Circuit of Georgia, has recently decided that the dying declarations of a man cannot be given in evidence on a trial for murder. This is an important decision and overturns the common law as understood and neretofore administered. The point was presented on the trial of Lovet for the murder of Bell, in the County of Warren, and was argued by Messrs. TOOMES, CONE, and POTTLE, for the prisoner, and Solicitor WEEMS, GARTRELL, and DAWSON, for the State. It was contended by the prisoner's coun-sel, that the sixth Article of Amendments to the Constitution of the United States, guaranteed to

every man, accused of crime, the right "to be confronted with the witnesses against him," &c. To admit the dying declarations of the deceased, it was contended, was a virtual denial of this right ; and the Court so believing, ruled out the testimony, and the prisoner was discharged. We are sionists at the South, and the Abolitionists at the not lawyers enough to judge of the correctness of this decision, and have only noticed it that the legal fraternity may turn their attention to the

point involved in this important adjudication. Columbus Enquirer.

It so happens that the point involved in this decision came before our Supreme Court at its late session, and received a determination the contrary lice, than it would be, in case it had been left at of that made in Georgia. The sontradiction is the more worthy of notice by a Georgian because the obligation imposed upon the Courts of Justice Article referred to in the Constitution of the Uni ted States as settling the question of exclusion, is administer the law. No matter how a judge may fortified in North Carolina by a similar provision | come to a knowledge of the law, on a particu ar in her Declaration of Rights. Indeed, as an histo- point, he is perfectly bound to execute it, and as rical fact, the former Article owes its existence to | any law is perfectly binding, no law can be more the circumstance that North Carolina and some than so. In questions of conflict between constiother States objected to entering into the Union, unless guarantees in nature of a Bill of Rights were inserted in the Constitution. The seventh be said that there is variation in the proportion of section of our Declaration is, so far at is as pre

Earl of Essex, and of Sir Walter Raleigh, and with that touching scene in which Thomas Went-worth, Earl of Strafford, deserted by his Master vi produce change of direction or a more equable ceptance of their bid, a contract will be made with in his utmost need, gallantly stood up for his hon-or and his life, single handed, against the over-I only add that this question of dying declara-

RALEIGH, N. C., MAY 14, 1851.

to bear against him.

The Weekly Raleigh Register,

AND NORTH CAROLINA GAZETTE.

But the blood of the martyrs is the seed of the 1778, when Mr. Thomas Badger, one of the first Church, and the red stream which poured. from lawyers of our olden time, defended the prisoner, the bleeding trunks of Norfdik and Raleigh has and although he succeeded in excluding the eviinfused vigor into a principle of the Common law dence, did not raise the point of constitutionality. which is and will long remain among the surest Again, in 1821, when the declarations were redefences of life and liberty. That principle at the ceived, no question of the constitutionality of the present day is recognised in England to the full evidence having been made, and Chief Justice as much as here, and the fact, that the history of TAYLOR, Judges HENDERSON and HALL, deliverthat country, some centuries since, is full of illus- ing a unanimous opinion. It has been held to be trations and patriotic instances of its practical des constitutional, upon solemn argument, in other nial, is accounted for, and satisfactorily, too,by States of the Union ; some under State provisions, the apology that those were "bad times, when lit- others under the amendment to the Constitution tle regard was paid to the rule of evidence, or indeed of the United States. to any other laws." The first case in which the modern doctrine was laid down, is the King vs. Paine, decided by Lord Chief Justice Holz, in the 7th year of William the Third. True inhad been claimed in earlier cases, and

may be said to have been in some measure theoretically acknowledged by the Court in the case of SIR WALTER RALEIGH. But it had never been allowed as a matter of practice where the Crown was interested to the contrary. Since the decision of Sir John Holt, however, with some little vacillation, the principle has gone on increasing in stature and strength, until at present it admits of no argument.

If then the section before us had been omitted, the right which it asserts would still be the Law. Ar. the enrollment of that right as fundamental makes it no more binding upon our Courts of Jus-Common law. In other words, there can be no more complete than that which they are under to tutions and acts of the Legislature, of course there is a difference of dignity, but even then it cannot

material considerations are apt to connect them-

importance than it deserves as a dry question of

law." Take the provision about general war-

rants out of the Constitution and insert in its stead

bidden to issue the one, and his obligation to allow

law, when once ascertained, are to receive a con-

uniformity upon the whole, is nature. He who

obligation -as the latter does not bind at all and sent important, in these words: "That in all is no law, and therefore does not come within the criminal prosecutions, every man has the right \* \* term? of my proposition. I take it for granted that to confront the accusers and witnesses with other the Chief Justice of North Carolina is as much testimony," &c. The sixth Amendment to the bound to grant a proper petition to sue in forma Constitution of the United States asserts that :- | pauperis as he is not to issue a general warrant.-

whelming odds which the stern Commons brought tions has been formally before our Supreme Court all delinquencies: on, I believe, two former occasions. First, in

CAMDEN.

May 3rd, 1851.

BY MAGNETIC TELEGRAPH.	108,416
[Reported expressly for the Register.]	560,000
THE SOUTH CAROLINA CONVENTION!	
Excited Councils ! Secession advised !!	
· · · · · · · · · · · · · · · · · · ·	250,000
the second	
place on Monday-a large number of dele-	
gates present, and a great crowd of lookers	940 per
on. Much interest and excitement prevail,	June 1
of course.	t
Judge BUTLER and Mr. ORR have both	350 ru
	40 blo
•	
•	24 do 40 do
It is estimated that at least 8 or 10 to 1	4 do
are in favor of separate State secession; and	12 do 48 do
that that will be the decision, there is no	48 do 150 pe
doubt !!!	
	THE SOUTH CAROLINA CONVENTION! Excited Councils! Secession advised!! CHARLESTON, May 8th. The Convention of Delegates from the Southern Rights Associations, met in this place on Monday—a large number of dele- gates present, and a great crowd of lookers on. Much interest and excitement prevail, of course. Judge BUTLER and Mr. ORR have both made Speeches, exhorting to moderation, but their advice is but coldly received. Their speeches fell dead upon the Convention. It is estimated that at least 8 or 10 to 1 are in favor of separate State secession ; and that that will be the decision, there is no

### ARRIVAL OF THE EUROPA HEAVY DECLINE IN COTTON !!

382 do do do do do do 4 do 6 do 14 do 16 do do 1 do 12 8 ) without lacquer, NEW YORK, May 9th.

some other person or persons and the guarantors of such defaulting bidder, will be held responsible for All offers not made in strict conformity with this

Number 32.

advertisement in every particular, will be rejected. Those only whose offers may be accepted will be notified, and contract forwarded without delay, by the Navy Agent, designated by the bidders, for execution

Schedule of articles that will be required in the construction of objects authorized at the Navy Yard, at Gosport, and repairs to existing improvements, including Naval Hospital, &c.

BUILDING MATERIALS. CLASS No. 1.-Bricks. 94,424 Good hard dark colored plain Baltimore front Bricks. per m 6 Good hard common Balti- Au more Bricks 0 best hard plain Baltimore Bricks for cutting Groins -dry press excluded, because not suited for cutting arches 00 best hard plain Baltimore Bricks for building, dry do press if pleased. CLASS No. 2. STONE. erches building stone, equal to the best Port Deposit building Stone, suitable for foundation walls 3 ft. thick, good natural beds and flat stuff per perch. anning feet of Water Table 10 by 14 inches. in lengths above four feet, per run'g ft. ocks of Granite, 6 ft. 6 ins. long 24 ins. by 16 per cubic ft. long 20 in. by 16 de do do 9 ft. do do 6 do 6 in, do 22 do do 20 do do 12 do do 24 do ( dof do do 9 do o do do 8 do do 12 co do 24 do 1 do do 10 do do 7 do 1 do 8-8 do do o do do 6 do erches best Port Deposit building ctone for 1 do 10-8 do do do per perch | 1 dus 15.8 do do foundations 382 running feet dimension Stone, lengths from | 1 do 2 in do do 4 to 6 feet 12 by 18 ins. run'g foot. 1 do # 1 do 8-8 382 do do do do do do 4 do 6 do 9 do 18 do de

36 Granite Blocks, 3 ft. long 16 by 18 in,

#### 408 do do do 1,500 do do do 700 do do do 500 do do do 60 do 14 inch 1.000 do 12d iron out nails CLASS No. 9 .-. Miscellanroud PAINTS, OILS AND GLASS. 10,700 lhs dry White Lead 100 do Chrome Green 125 do Paris Green 20 de Cobalt Blue 27 do Umber 525 da Red Land 30 de Gum Shellat 50 do Gum Copal-S. American 700 de Whiting 123 galls. Spt's Turpentin 890 do Raw Linseed Oil 600 do Winter strained Sperm Off 250 do Fish Oil 80 do Neats foot Oil 100 lbs Litharge 100 do Lampblack 200 do Yellow Ochre 50 feet window Glass 12x18 per fee do 13116 do 13114 50 de do do 50 do do do 10x12 40 800 do do 12135 de do 50 do do do 14x14 59 do CLASS No. 10 .- Mise lanens SHIP CHANDLERY. 1,237 lbs Sperm Candles 2.600 do best Tallow 100 do Castile Scap 100 do hard 24 Triangular Scrapers 500 1b 31 1b Sheet Lead 12 dos Cora Brooms 12 do Hickory do 10 sides lacing Leather 10 do belt 20 do pump de 1,000 lb best white Chalk 10 do do red do 50 bbls best Tar 4 rolls 33 1b sheet Lead 500 lbs each. 2 do 21 do de • do do 700 lb best block Tin 50 1b Bora x 4 dos iron bound varaish Brushes 8 do best ground paint Brushes 0000 0000 8 do do course do 6 do sash Teols do do large sise 2 do wire bound fitches (asst'd aises) 2 do stack Brushes per sample CLASS No. 11 .- Miscellaneous. HARDWARE, 3 gross 4-8 single twist augurs without screws and lacquered (L'Hommidieu's) 40 40 40 do do de do do do do \* do do do

. do

Covers for plugging decks

L'Hemmidian

do

make

) Centre Bitts, double

No alla

jected articles offered under the contract shall have opinion, have vindicated a clear principle of the so as to accommodate it to any new exigence or be induced. The fiat went forth in Gov. CLASS No. 6. law of the land from centuries of brutal ignorance, | condition of society, like the been removed from the Yard. FORM OF OFFER. haugural, and that fiat, no one who un PARDON! corruption and tyranny. Our Declaration of opens and enlarges itself, according to the growth It will be stipulated in the contract, that if de-LIME. mands the composition of Democracy will To the Navy Agent at Norfolk. Ifault shall be made by the parties of the first part furnish under your advertisement, dated the The President of the United States has pardon- Rights having been made at a time when this doc- thereof, always maintaining its own uniformity 400 casks good fresh wood-burnt lime, equal to Seethe for a moment, will be obeyed ! in delivering all or any of the articles mentioned, ed THOMAS H. BURGE, who has been confined in trine was by some still thought unsettled in Eng- and consistency," (Judge PEARSON, 11 Ired, 557 ley's 'Mountain Lime,' and to average 270 lbs. of the quality, and at the times and pluces above land. (December 1776.) our Fathers thought it out I had rather that its flexibility were now and (nett) to the cask per cask provided, that then and in that case, the said parties AN ELDERLY COUPLE. Jail in this City for some time past, and had been 550 casks good fresh wood-burnt lime requirements of the same, all the articles ambest to remove it beyond all cavil or peradventure then increased by some general statute, which may will forfeit and pay to the United States, as liquidsentenced to an imprisonment of ten years, for by incorporating it in our organic law, and in do- act the part of the knife with which the skilfu copy the following from the Auburn Herald equal to Seeley's 'Mountain lime,' braced in Class No. - viz :- Here insert the ated damages, a sum of money, equal to twice the and to average 270 lbs (nett) to the LARIED.-In Randolph County, on the 7th inst., robbing the mail in Granville county, some time ing so they make slear allusion to the source of promologist relieves a hide bound tree. Some amount of the contract price herein agreed upon as articles and prices carried out.]-amo Cannel R. Keysort, aged 129 years, to Miss Pa- during the last year. do parts of it may well be objected to, but as a whole cask their opinions, by conveying their faith in a word, the price to be paid in case of the actual delivery thereof: which liquidated damages may be recoverwrite the aggregate in words.]. Rebecca Sole, aged 107 years. which had been immemorially appropriated to lim-I render it my watmest allegiance. Its great doc CLASS No. 7. Signedname of bidder. <sup>Reshould</sup> have placed a little more reliance in it the claim in our mother country, insomuch that | trines are parts of one science, and mutually sup-The undersigned THE FRANKING PRIVILEGES OF MEMBERS OF CON- it has by frequent application come to have almost ed from time to time as they accrue. above, possibly, had it not been stated that the port and lean upon each other. To be admired CEMENT. Approved sureities, in one half of the amount of the State of GRESS.—Several Senators and members of Congress a technical and exclusive propriety in that con- as they deserve, they must be studied as the con-last having raised the question as to the time when nexion; I mean the word confront. By selecting stituent elements of a system. With proper con-- and the contract, will be required, and 20 per centum, as which it originally appeared was published - in the Siale of 660 casks best manufactured Hydraulic Cement t as additiona sccurities, deducted from each payment antors, hereby undertake that the above nat the 1st of April. So says the Picayune. average 300 lbs. to the cask (nett) per cask, contract, as before required, with the United States, within fifteen days after the date of persideration, it will often be seen, that what appeared until the contract shall have been completed or their franking privilege commenced, the Washington this word, I submit that the framers of our Consticancelled, unless otherwise authorized by the Detation, not only showed their connexion with the to be an exception and contradiction to one funda-CLASS No. 8 .- Miscellaneous Republic learns that the Attorney General has deci-Int SUPPLIES. - We invite the attention of conlong struggle in England, but more, that their pariment. The sureties must sign the contract as mental principle, is no more than a necessary comto the Navy Agent's Advertisement for ded that the privilege commences with the term for IRON, STEEL, SPIKES AND IRON NAILS uraties, and make affidavit, that they in the aggresympathies were with the prisoners whose misforpromise of two, which would otherwise conflict tice through the Post office, of the acceptance OF ALL KINDS, which they are respectfully elected and that so far tunes had rendered those struggles memorable .rate, are worth over and above their debts and liareals, which will be found in our columns to as the different colors of the rainbow mingle where of his bid as before mentioned. pilities, the full amount of the contract. We feel a natural sympathy with him who has they come in contact. In that mighty Engine as relates to this purpose, they are members of Con-788 square Cast Steel from 1 to 2 inches (Guarantors Signature.) gres by their election and acceptance before taking confronted his accuser; we have aversion for him which hurries two kindred nations in advance of Each offer must be signed by the person of per-(Adirondae Co) per lb I certify that the above named ---sons making it, and by the guarantors according to form annexed, and their residence, naming the town 200 do Blister Steel he Convention of Virginia has rejected the propowho has been confronted; we know with whom the world over new tracks of liberty and renown, their seats or oaths of office, and the privilege is giv-- are known to me to be good and re 200 do German do the to apportion representation in the Legislature the victory will rest! And this, not because of the hasty observer will conclude that he sees a and State, must be distinctly stated. Persons whose offers shall be sccepted, wi b notified by letter through the Post Office, which potice shall be considered sufficient; and if they do sponsible guarantors in this case. en to them as members during their term of service, any meaning inherent in that word, but because wheel or a piston which interferes with the proper we connect it with the fortunes of the two unhap- action of some other portion of the complicate F. NALLORY, Navy Agent py Dukes of Norfolk, with the fate of Devereux, machinery ; whereas, longer observation and a their seats or oath of office. May 8, 1851.

ment when fanaticism is running riot in Massachusetts, that we can point to the following patriotic and conservative Whig sentiments, which we find in a late article in that old and able journal, the "Boston Courier." Such sentiments stand out in bold and distinguishing contrast with that act of perfidy to the Union, consummated in the election of SUMNER, by the vile and infamous coalition of the Democracy and Abolitionists:

"We think then, with reference to the all-absorbing topic of the day, that the safest course, because it is the right course, for the Whigs of Massachusetts now to take, is to declare and insist, that the provision of the Constitution of the shall be faithfully excented in this Commonwealth; and that the Legislature of the State, instead of multiplying and increasing the embarrassments and difficulties in the way of its execution shall remove from her statute book all existing impediments that were placed there in order to operate as obstacles to the recovery of these fugitives .-We hold this to be the policy and duty of the

Whigs, because we hold it to be their duty, as citizens of the United States, to bring about in this wholesome re-action of public sentiment is State, a disposition to obey and fulfil the requirements of the Constitution, and to bring about, in the country generally, a conviction that the people of Massachusetts mean to be faithful to their constitutional obligations in this particular, as well as in all others. We suppose that this will not be gainsaid, at least by any body with whom we care to argue, for a moment. But perhaps there are those who will say, ad nitting this to be so, that there are differences of opinion about the mode of discharging our constitutional duty, and the Whig party must, in order to embrace as much strength as possible, assume the ground, that while we mean to discharge our constitutional duty, the present law must be repealed or modified.

Against this, we enter our decided protest. We are perfectly well satisfied that the Whig party will fail utterly to accomplish any good, if it take this ground, and we are prepared to give reasons for our opinion."

### A STRONG TOAST.

The following tonst was given by one of the Boston Marshals, at a collation given them by Mr. Potter, the

THE NORTH AND THE SOUTH .- May the links of the chain that binds their Union be stronger than everthe abolitionists pitched into h-l, and Bunker Hill Monument folled against the gate.

### PLANK ROADS

We learn from the "Fayetteville Observer," that the tolls collected on the Fayetteville and Western Plank Road, during the month of April, amounted to the handsome sum of \$526 92. For about a week of the month, tolls were collected on 33 18 miles only.

We are glad also to see, from the "Observer," that it is the determination of the Commissioners for the projected Plank Road between Fayetteville and this place, to go to work and build the Road as far as the money subscribed will go, confiding in the popularity of such works to bring it through

joy the right, \* \* to be confronted with the with with regard to corporations, so I may say about nesses against him," &c. The point as to the in- constitutional provisions : " Pulitical and other compatibility of these rights with the admission of dying declarations was made at the c ose of a very selves with the subject, and thereby give it more learned and labored argument for the prisoner, by Mr. BEYAN, of Newbern, in the case of the State v. Tilghman, at the late session of our Supreme Court. The prisoner had been tried before Judge | the legal provision for suing in forma nauperis. ELLIS for the murder of his Uncle, and having and still the Chief Justice would be absolutely for been convicted upon the dying declarations of the murdered man, appealed to the Supreme Court for the other would be not a whit the more forcible .--

a new trial. In delivering the opinion of that tri- Moreover, the words which contain a principle o bunal, Judge PEARSON remarks upon the point in question : "We do not feel the force of the argu- struction neither more nor less strict than when ment. The witness who proved what the dying they define a constitutional right. Our only inman said, may be confronted with other testimony, struments for construction are the signification of United States for the surrender of fugitive slaves, and the case is exactly the same as that of a wit- words and our common sense. When we speak ness who proves that the prisoner executed a cer of a strict construction and a free construction tain deed, or wrote a certain letter, whereupon the if we mean more or less than the application of deed or the letter is received as evidence against good sense to the words before us, we are introduhim. The section of the Bill [Declaration ?] of | cing elements of uncertainty into our labours. We Rights was aimed at the old practice by which are imposing a restraint or adding an impulse to prisoners were not allowed to have witnesses our ordinary powers of perception and reflection, sworn on their behalf, and the testimony came al which will give to the immediate circumstances a together on the part of the Crown. Our ancestors | round us the same influence upon our conclusions did not intend to deny the rule of evidence, as to that the atmosphere exerts upon the barometer .dying declarations, but to assert that in criminal The only thing reliable in our intellect is the free prosecutions, prisoners ought to be allowed to have | exercise of the faculties which God has given us;

witnesses in their behalf sworn and examined."- the only thing upon which we can calculate for 11 Iredell p. 554.) There is little reason for doubting that the de- | makes a moderate exertion of his body powers, ision of this point in the State v. Tilghman, will be how much soever his weight may be more to day acquiesced in by the Bar and our chizens in gen andless to-morrow, eats freely without fearing but eral; and we may well congratulate ourselves that | that his general health is good; while we rememin reconciling the admission of dying deciarations ber the unhappy life and untimely end of that

with the keeping whole and entire of our funda- | friend of the SPECTATOR, (I believe.) who carefulmental rights and liberties, the Supreme Court has | ly weighed every ounce that he ate, and by means preserved a rule of evidence which is justified by of a well adjusted chair secured for himself one very consideration of policy. I regret that the particular weight before dinner, from which he ne ourt did not go more at length into the grounds | ver varied a grain, without exciting in his breast f its decision; now especially that a respectable the most melancholy apprehensions. As a lasting ribunal in a sister State seems to contradict it .--monument of the truth of this position, it is only The members of the Bar have reason to pay their nec ssary to advert to the difficulties into which ity to the Court for the alteration recently ef. | the doctrine of Wills has p unged the Judiciary. 1 tected in the average length of its opinions; but conclude then that confront in an ascertained prinupon a grave Constitutional question like the pre- ciple of unwritten law means exactly what it does

sent, we would all (I make no doubt) have been in an Article of the Constitution. happy to expend three cents apiece more for a In arriving at this conclusion I flatter mysel fuller and an historical illustration and solution of that all peculiar difficulties are removed. When

the difficulty. With all respect, I suggest that we find there is no magic in the words, and that the learned Judge's argument does not in all points the Courts in England are bound by the rule as meet the question; the language is too condensed | completely as the same tribunals are in America, owner of Sims, at his plantation, during their stay in for a maximum of clearness, and the logic is trim- we breathe more freely. The on'y advantage med to the quick. Can it be maintained as a legal which our citizens have is, that no Act of the Legproposition, that the expression "to confront the islature can take away our right to this confronaccusers and witnesses" is satisfied by a contront ting of testimony, while the Englishman holds his ing of those who swear to what the accusers and under the power of Parliamentary revision; not witnesses have said ? Is the case of written tes that there are wanting modern instances of a strong timony analogous? Is it true that all that is se- reluctance on the part of the British Courts to cured by the clause under consideration is the modify this claim of the subject, unless compelled

right of having witnesses sworn? It seems to by a very clear and stringent enactment. I purme that the argument for the prisoner turned upon posely decline entering at any length into the ar the word confront, and that the argument of the guments upon which this principle has been in-Court scarcely applies to the real difficulty. If corporated into the Common Law. They are to what is said by the Court in the first part of the be found in all the Treatises on Evidence, and above extract is true, then it is a very difficult mat- being duly weighed with opposing considerations ter to make a case of non-'confrontation,' (Bou miles; but, for the previous part of the month, on view); and if the latter part is correct, then it is King v. Reason and Tranter-is now about one a chord of talse sympathy which is excited when hundred and thirty years old. It is hard to im-

we hear RALEIGH for his life cry in strong agony, "If there be a trial in an action for a matter but of five marks value, a witness must be produced and sworn. Good my Lord, let my accuser come face to face, and see if he will call God to witness for the truth of what he has alleged against me." I think history will support the assertion that there were two difficulties under which felous in capital

triplicate, duly vouched and approved. No part of of a judiciary no longer dependent upon the codification. I am in some degree willing to al of a Plank Road connection with Fayetteville will do Oats crown, and the force of an enlightened public low "that it is flexible and its principles expand. Multy to that movement they cannot and will the per centage reserved is to be paid, until all re-5 tons Straw, Wheat be almost inestimable.

The Steamer EUROPA arrived at this por on yesterday, having left Liverpool on the 27th ult.

Cotton had declined during the week prior to sailing three eighths of a penny, caused by the advices from America. Fair uplands 63. The sales of the week amounted to 28,000 bales-mostly to the trade.

# LATER STILL!

WASHINGTON, May 9th, 94 o'clock A. M.

12 0 THOMAS H. SEYMOUR, Governor of Con-30 necticut, was re-elected by the Legislature, 340 20 on Wednesday-clearly indicating that the 80 Democrats can command a majority. Gen. Scott has returned to New York. 26

from his tour. The Steamer, EUROPA, which arrived at

New York, on yesterday, brings dates to the 26th ult. A panic occured in the Cotton market, and prices declined & of a penny. England furnishes no political news of nterest. In France, another ministerial crisis was expected, and the condition of affairs is so unsettled as to cause a decline in the funds.

### PROPOSALS FOR NAVAL SUPPLIES.

NAVY AGENTS OFFICE NORFOLK, May 5, 1851.

SEALED PROPOSALS in duplicate for each Class, endorsed, Proposals for Class No \_\_\_\_\_\_ for the Navy Yard at Gosport, will be received a this office until 12 o'clock M., on Tuesday the 3rdt day of June next, for furnishing and delivering upon the Wharf, or at such other place within the Yard as may be directed by the Commandant, free of all

expense for delivery, the materials and articles hereinafter specified. It is to be provided in the contract, and to be distinctly understood, that the amount and number of

articles enumerated under the head of 'Miscellaneous' are specified as the PROBABLE quantity which may be required, and to fix a data for determining the lowest bid, but the Contractor is to furnish such quantities and at such times as the Bureau or Commandant muy require during the fiscal year ending June 30, 1852 ; and whether the quantities required be more or less than those specified, the prices shall remain the same.

All the articles must be of the best quality, delivered in good order, and subject to inspection at the place of delivery as the Bureau may direct, and be in all respects satisfactory to the Commandant thereof. For particular description of materials, and samples, bidders will apply to the Commandant of the Yard.

The deliveries of all building materials may be commenced forthwith, and must be commenced within sixty days after the date of the contract, and he continued from time to time as in the opinion of the Commandant of the Yard the wants of the service may require, and must be completed within the fiscal year ending 30th June, 1852. All building materials to be measured by the rules adopted by the Government, instructions regarding which can be had on application to the Commandant of the Yard.

traces of its author, or to use every windlace and On classes headed 'Miscellaneous,' to be deliverto Raleigh, at no distant day. We do hope that | cases labored in England up to the beginning of assay for bringing to justice one who has in some ed as required during the fiscal year, the 29 per sense concluded himself from claiming the beneour citizens will properly appreciate the advantathe last century. They were not allowed to have centum retained, may at the discretion of the Comfits of the provision, by making it impossible to witnesses sworn in their behalf, and they were tages that cannot fail to arise from such a connec mandant, be paid quarterly, on the 1st of October, comply with it; whose crime consisted in the desconvicted upon the accusation of witnesses who January, April and July, when the deliveries have tion. In the event of the probable failure to be were not produced face to face. The practice is truction of the evidence. een satisfactory ; the balance (80 per cent.) will be I am no undistinguishing admirer of the Comrebuilt of the Raleigh and Gaston Road-even paid by the Navy Agent, at the place of delivery. different now. In the first case Statutes have given a remedy, while in the second, the purity within thirty days after the presentation of bills in though it be but a temporary failure-the benefits mon Law. It needs amendment and I will add 15 s

are unanswerable. The earliest case-that of the

agine an instance in which it can be made a tool

of tyaanny. During the century of its existence

it has made friends of a 1 the great lawyers and is

equally with the great principle to which it is sup-

posed to be an exception, vindicated by the su-

preme policy of all free States-Salus Popula. It

cannot be wrong to scrutinise the ruin for some

36 Granite Blocks, 3 ft. long 10 by 10 In.	Ditte
[per cub. ft.	2 do 5-16 Augur Bitts
4 do do 7 do do 13 do 12 do do do	2 do f do do
2 do do 6 do do 12 do 15 do do do	2 do 7-16 do do
1 do do 6 do do 9 do 17 do do do	2 do 4.8 do do
1 do do 6 do do 9 do 26 do do do	6 French Grindstones, about 4 ft. 6 in. in
4 do do 4 do 4 do 7 do 12 do de de	diameter, and 8 inches thick
16 do do 2 do 9 do 9 do 9 do do do	12 Cross Cut Saws, 41 feet long
8 do do 3 do 6 do 9 do 9 do 40 do	6 Mill do 6t
6 do do 2 do 3 sq. and 11 in thick do do	1 doz Rasps
12 do do 2 do 6 do do 9 do de do do	3 gross ('ross Cut Saw Files gross
6 do do 5 do 3 long 18 do square do do	6 do Hand do do
Above Stone all nett sizes.	3 do Pitt do do
	1 do Mill do do
CLASS No. 3.	6 dor Tennon do do Cor
a strange and a strange of the st	2 gross 14 in flat do
YELLOW PINE TIMBER	8 do 12 do do do do
*38 ps 48 ft. long, 12 in. by 15 in. sq. per cu. feet	3 do Safe Edge, Hand Bastard de assorted
12 do 12 do do 12 do do 15 do do do do	from 10 to 14 inches
30 do 50 do do 4 do 4o 14 do do do do do	1 do do do do 8 inch do
	3 do Safe" Edge, smooth, assorted from 8 to 1 2
	inch
. 김 장상 이상 정도 가지 않는 것 같아요. 그는 것 같아요. 이상 정상은 가지 않는 것 같아요. 이상 있 ? 이상 것 같아요. 이상 것 이 것 같아요. 이상 것 ? 이상 ? 이상	16 doz 1 Round Bastard do 14 Inch des
80 do 17 do do 9 do do 12 do do do do	18 do do de do 19 do de
20 do 5 do do 4 do do 9 do do do do	6 do do do do do 10 do
26 do 21 'do do 6 do do 9 do do , do do	
160 do 28 do do 5 do do 21 do do do do	6 do do do do do do do de de de
150 do 21 do do 8 do do 21 do do do do	
200 do 20 do do 3 do do 4 do do do do	12 inches de
15 do 36 do da 8 do do 12 do do do do	2 do Safe Edge, dead smooth, de 12 inch
20 do 14 do do 61 do de 61 do do do do	2 do do do do do 8 de de
20 do 18 do do 3 do do 4 do da do da	9 do Square Bastard, seat'd from 8 to 12 in de
#4 do 48 do do 15 do do 12 do do do do	6 do Single Cat do 14 inch do
10 do 12 do do 15 do do 12 do do do do	4 do do do 12 do
15 do 50 do do 14 do do 14 do do do do	6 Bench Visos, not less than 90 lb each
220 do 17 do do 14 do do 3 da do do do	24 Iron Squares, best quality do
#13 do 50 do do 15 do do 9 do do do do	40 lbs Emery, assorted numbers 1b
54 do 17 do do 12 do do 9 do do do do	25 gross Butt Screws , gross
14 do 15 do do 9 do do 4 do do do do	200 lbs Spelter Solder 10
20 do 26 do do 9 do do 6 do do do do	300 do Babbitts Metal
120 do 28 do do _5 do do 21 do do do do	2 doz Monkey Wrenches des
125 do 21 do do 8 do do 21 do do do do	i do Screw Wrenches per sample do
140 do 24 do do 9 do do 5 do do do do	4 do Chalk Lines
250 do 22 do do 9 do do 21 do do do do	do Tape Lines, 60 feet each de
420 do 25 do do 9 do do 21 do do do do	
S0 do 18 do do 4 do d 3 do do do	CLASS No. 12 Mincellanoous.
	Chass Ite Transcouteriorus.
S0 do 22 do do 4 do do 3 da do do	
S0 do 22 do do 4 do do 3 do do do do do	STATIONERY.
All the foregoing named timber must be of the	STATIONERY.
All the foregoing named timber must be of the best quality, free of sap, shakes and all defects. It	40 Reams Cap Paper, best quality, blue laid.
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All the foregoing named timber must be of the best quality, free of sap, shakes and all defects. It must be straight and square, and all except those marked *must be sawed on both sides and edges. CLASS No. 4. WHITE AND YELLOW PINE BOARDS AND LUMBER. 20,000 feet 2 in yellow pine plank of 16, 18, and 20 feet lengths per M ft, bd. mt. *500 feet 14 in. sensoned flooring plank, of 18 feet length, from 6 to 7 inches wide, free of sap, knots and lightwood do 11,000 feet 2 in. yellow pine plank 16 and 18 feet length do 10,000 do 1 do clear best quality seasoned w pine boards do 2,000 do 2 do do do do do do plank do 8,000 do mercht'le w pine boards of 16 feet length do 11,000 do in clear w pine boards of 6 do 2 do do do do 16 do do 40,000 do 1 do clear best quality seasoned w pine boards of 16 feet length do 11,000 do in clear w pine boards of 6 do 2 do do do do 16 do do 40,000 do 1 do de do 16 do do 40,000 do 1 do de do 16 do do 6 do 2 do do do do 16 do do 6 do 2 do do do do 16 do do 6 do 2 do do do do 16 do do 40,000 do merchantable w pine inch boards, of 16 feet length, free of splits and knots that will come out do 45,000 feet of 3 inch merchantable w pine plank do 2 0,000 feet of 3 inch merchantable w pine boards do *Ceiling, and repairs of galleries at Hospital. CLASS NO. 5.	40 Reams Cap Paper, best quality, blue laid, with marginal lines       ream         20 Reams Letter do. best quality faint lines       de         20 Reams Letter do. best quality faint lines       de         21 do best quality Envelops paper       de         20 Reams Letter do. best quality faint lines       de         21 do best quality Envelops paper       de         22 do best quality Envelops paper       de         23 do do Muster do do do       de         24 sheets Eleptent Drawing Paper       choosts         36 do Double do do do       de         24 do do do do Tracing do       de         4 best India Robber (unmanufactured)       the         2 doz best Drawing Pencils (seat'd marks)       des         1 gro do do do do       per gro         4 six quire Blank Books, per sample       each         13 quires       da Forms       do       de         2 do 1 do do do do do do do       de       de       de         1 do Penknives, 4 blades, best quality, assorted,       steee       de         1 do do do Clarified do       de       de       de         1 do do do Clarified do       de       de       de         1 do Best quality Opaque Quilts       M       de       de
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