

Il transient advertising and job work must be the same contractor, and were ever involved in aid for promptly, when the order is handed in. some dispute. On the night above mentioned, The expense and trouble of collecting little bills one of the negros grossly insulted one of the s so great that we are driven to this necessity. party of white men, whereupon the latter struck, it, the undersigned think it all important clearhim to the ground with a spade. Several other ly to ascertain what was the effect of the late this rule of course will not apply to regular negros came to the relief of their comrade, and elebration of the Fourth of July at New-

in a general row. bern. The white men far out numbering the negros. bedience to the resolution passed at the late soon overpowered them, but not before two of the negros were killed outright. Several on mblic meeting held in this place, are engaged both sides were severely injured. muching the necessary preparations to celebrate the coming Anniversary of our National The white men were Irishmen; and were noted

for their industry and orderly behavior. The ndependence. It is proposed to observe the ccasion in the patriotic spirit of the past, by negros were discharged soldiers, and were ever as completely component States of the U. States ready to engage in any outbreak with their white fellow-laborers. The assault of the white man upon the uegrohe ringing of bells, display of National Flags, iring of cannon, processions, reading of the loclaration of Independence, orations and other suitable modes of rejoicingues managed sould A most cordial invitation is extended for all to at the commencement of the row, is said to have longing to States under the constitution. The been perfectly justifiable.

We glean the above from several rumors, We glean the above from several rumors, which are none the most explicit and clear in tent with the very nature of the government and

or in the grounds upon which they base them, beg leave to report. In order to obtain a correct apprehension of the subject, and as having a direct bearing upon insurrection upon the relations of the States where it prevailed to the general government,

in a very short time both parties were engaged and of the people, collectively and individually, constituting the Southern States. To this inquiry they therefore first addressed themseives. First, as to the States. Did the insurrection. at its commencement, or any subsequent time, dissolve the connection between the States and the general government? In our juegment, so far from this being a "profitless abstraction," it

is a vital inquiry; for, if such relation was not distu bed, such States during the rebellion were as they were before the rebellion, and were bound by all the obligations which the constitution im-poses. Was not this their condition ? If it was,

they are entitled to the rights and privileges beopposite view alone can justify the denial of such

rights and privileges. That a State of the Union

put her out. The continuance of the Union of all the States is nicessary to the intended existence of the government. The government is formed by a constitutional association of States,

and its integrity depends on the continuance of the entile association. If one State is withdrawn from it by any cause, to that extent is the Union dissolved. Those that remain may exist as a government, but it is not the very government the constitution designs; that consists of all, and its character is changed and its power is diminished by the absence of any one. A different principle leads to a disintegration that must sooner or later result in the separation of all and the consequent destruction of the govern ment. To suppose that a power to preserve may, at the option of thebody to which it is given, be

conflict the exigency may justify a denial of such protection and subject the unoffending citizen to inconvenience or loss; but the contest over, the exigency ceases, and the obligation to afford him all the immunities and advantages of the con-stitution (one of which is the right to be represented in Congress) becomes absolute and im-perative. A different rule would enable the government to escape a clear duty and to commit a gross violation of the constitution. It has been said that the Supreme Court have entertained a different doctrine in the prize cases. This, in the opinion of the undersigned, is a clear misap-prehension. One of the questions in those cases was whether, in such a contest as was being waged for the extinguishment of the insurrection, belligerent rights, as between the United

at the option of thebody to which it is given, be used to destroy, is a proposition repugnant to common sense; and yet as the late insurrection was put down by means of that power, that be-ing the only one conferred upon Congress to that end, that proposition is the one on which alone it can be pretented the Southern States are not in the Union now at well as at first. The idea that the war power, as such, has been used, or could have been used, to extin-guish the rebellion is, in the judgment of the undersigned, utterly without foundation. That power was given fors different contingency—for the contingency of a conflict with other govern-ments; an international conflict. If it had

Debility: is accompanied by many alarming symptoms, and if no treatment is submitted to. consumption, insanity or epileptic fits ensue. MANHOOD AND YOUTHFUL VIGOR are regained

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announced in due season. FRANCIS A FULDER, W. W. LANDER. JNO. N. WASHINGTON, H. J. MENNINGER, M. D. SAMUEL BLAGGE, WM. FERRETT P. MERWIN. WM. P. MOORE, Newbern, N. C., June 16th 1866. and the LAN

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## Mayor's Court.

Salarday, June 23. - Before His Honor Mayor Q. SMITHMEN Abram Austin, colored, for driving on wrong side of the street, was fined \$2. His Honor then called up the two cases laid over from yesterday. C. P. Goodspeed was call-

ed and informed by the Mayor that he was charged with driving in the city limits over six miles an hour, and asked him if he was guilty or not? Charley very promptly replied, "Not guilty." Wherenpon His flonor examined policeman Waters and Mr. George Everson, and upon their testimony His, Honer came to the conclusion after consulting Marshall Whittey and Mr. Stevenson, the town clerk,) that Charley was a little Irrepressible Capt. CRANE, of the steamer Bettic. guilty, but owing to testimouy introduced by the plaintiff, showing that it was not intentional, the

Court fined him \$10, and remitted it to \$2. George Everson was arraigned on the same and he stated that he was guilty in the same way that Mr. Goodspeed was. him \$10, remitting it to \$4. 3 3 1 These gentlemen not wishing to be outdone,

upon some queer looking sheet of paper, which we suppose was 'a promise to pay by the city of Newbern." ing, and surmonated with a Fire Hat, forming a beautiful and unique design. Newbern Engine Company seem determined to "run the machine,"

by turning State's evidence against Charley.

children, and the second is to raise a sufficient HASKELL fund to purchase such books as are needed for the school.

partment of the general government can interfere unless such changes make the State government anti-republican, and then it can only be made unoutained. TOWN CONSTABLE. der the obligation to guarantee that it be republiferred upon congress in the third section, article four of the constitution, to admit new States, in cases made and particular coming under the period prepared to collect all claims coming under the portion tion of a Constable, either in town or any other portion of the county. Also, will collect and account for all debts placed in his hands not under a warrant on reasonable A. J. SAVAGE, 'Constable. consult a State not in the Union on the propriety Governor and Legislature elected under it, and of adopting a constitutional amendment to the the State placed in the full enjoyment or entitled what manner, and to what extent they can, under the Southern Express horses drew it along appa-EXECUTIVE DEPARTMENT OF N. C., government of the Union, and which is necessa-rily to affect those States only comprising the Union, would be an absurdity, and to allow such of the Union were thereby enjoyed and obeyed, that power, interfere in the formation and charrently with much case. Express companies al-RALEIGH, June 22, 1866. ways have the largest, fattest horses in the To the Maimed Soldiers of North Carolina: Under the late act of the General Assembly acter of the constitution of such States preliminary to admission into the Union, no one has june 20-tf country, you know. ever pretended that when that admission is had an amendment, as States in the Union might de- and were as binding and authoritative over the providing for supplying you with artificial MENDELSSOHN'S SONGS WITHOUT WORDS. sire, to be defeated by the votes of States not in people of the State as in any other portion of the the State can again be brought within its influ-ROBBERY .- The boarding house of Mrs. SEARS, limbs, as soon as an establishment for the manthe barding about 4 o'clock. The robbers on yesterday morning about 4 o'clock. The robbers appeared to be hard to place for as we are up. the Union, would be alike nonsensical and un- country. Indeed, the moment the rebellion was ence. The power is exhausted when once execuence. The power is exhausted when once execu-ted, the power forthwith passing out of its reach. The State admitted, like the original thirteen States, becomes at once and forever independent of Congressional control. A different view would change the entire character of the government. appeared to be hard to please, for, as we are in- called upon by me, to notify the men in his makes the in juiry whether all at this time are in by the appointment of the appropriate officer to formed, it seems they first took a pair of pants county entitled to be supplied, when to come and took the keys from the parkets then took a here to have the limbs fitted to the stump. Unchange the entire character of the government. or out of the Union a vital one. If they are not, give them operation and effect. This reorganizaoLIVER DITSON & CO., je 16-tf Publishers, 277 Washington st., Boston and took the keys from the pockets, then took a valice, carried it to the back of the lot, and cut it open, but not finding what they desired that CRACE CHURCH COLLECTION 

line. Consequently the Postmaster at this place has received instructions in regard to sending the U.S. Mail that way on the days of the steam-by them in that capacity. The convention which framed it considered, as they were bound to do,

## [For the Times.]

Mr. Entron: While in the vicinity of the Engine House of Newbern No. 1. yesterday afternoon, we observed a party of men engaged in raising a flag staff upon the building. Among others we srw the with his crew, Mr. KINGSBURY, Mr. ROMAINE, to those reserved to the States or to the people of the States. The same equality is secured to those My. HILTON, &c., and all worked so energetically which have been admitted into the Union since we were forced to the conclusion that some powerful motive must be at work, to urge them to charge. He was also interrogated as to his guilt, expend so much muscular force on such a hot day, but before we left the mystery was solved. The constitution, too, so far as most of the pow-ROMAINE, who holds forth in the way of Wines, ers it confers on the general government are that Mr. Geodspeed was. His Honor was of a different opinion from the Liquors, &c., in CARVER'S building, on the west evidence before the Court, and therefore fined side of the street, wet down the pole in such a citizen, therefore, of every State owes the same manner that we doubt if it will ever require allegiance to the general government, and is enanother, and in our opinion it was slushed so this allegiance is not within the legal power of made a flank movement upon the authorities, thoroughly that the weather will never effect it. this allegiance is not within the legal power of his State to annul or evade. It is made para-and paid their fines by having a credit placed. The staff is some thirty-two feet above the buildupon some queer looking sheet of paper, which ing, and surmonned with a Fire Hat, forming a is equally the paramount duty of the general

P. S.-We neglected to mention in its proper and now that they own it, propose to paint the no doubt forfeit such rights by committing a P. S. -We neglected to mention in its proper and now that they own it, propose to paint the crime against the United States, upon conviction place, that Mr. Goodspeed would have came front of their house we hope they will do so, as of the same where such forfeiture by law antececlear had not Mr. Everson, fearing he would be it will very much improve the appearance of the dently passed is made a part of the punishment. ined himself, done like the fox who lost his tail, house and the whole street. OUTLAW. But a State cannot in its corporate capacity be

CONCERT .- We are informed that there will be that about the first week in March last, the house a Sabbath School Concert at the Episcopal of GEO. W. NASON, Jr., on Pollok street was State of the benefits of the constitution, by for-Methodist Church, on Tuesday evening next, broken into -the robbers entering the room oc- feiting as against her any of the rights it secured ommencing at a quarter past 8 o'clock. There cupied by Mr. WM. L. KILBURN, and stealing to her. Her citizens, be they few or many, may same after the war as it was before. are two distinct objects in view in having this therefrom about \$20; also a safe key, together concert. The first is for the improvement of the with several other keys belonging to Mr. J. A.

On Mr. NASON's visiting one of our city Lock-Smith's yesterday, to have some work done, he We are authorized to state that the public at recognized the safe key, in his possession. On large are invited to attend, and although there enquiry, he learned that the proprietor had

their statement. We will no doubt soon be ena-bled to lay before our readers a more plain and government is formed of and by States possessment. The constitution, too, was submitted to

consent. That consent was consequently asked and given. The equality, therefore, of rights was the condition of the original thirteen States before the government was formed, and such equality was not only not interferred with, but guaranteed to them as well as in regard to the powers conferred upon the general government as the constitution was adopted. In each instance the State admitted has been "declared to be one of the United States, on an equal footing with the original States in all respects whatever." made liable to such a forfeiture ; for a State, as FOUND AT LAST .- The public will remember such, under the constitution cannot commit or be indicted for a crime. No legal proceedings,

be proceeded against under the law and convict-ed; but the State remains a State of the Union. To concede that by the illegal conduct of her Union is virtually to concede the right of seces-

sion ; for what difference does it make as regards the result, whether a State can rightfully secede

Goodspeed's line, arrived in New York, Saturday, June 33, at 12 a. m. The Terry arrived at the port of Newbern on same day, at 3 p. m. The regularity of the above line of steamers is the cause of their success. They are now mak- and the same right, to participate in the election acter of the contest as between the government ing quicker time to New York than the Railroad of President and Vice-President, and all alike and the insurrection. The exercise of such rights point of form? In fact, we know that they have were secured the benefit of the judicial depart- may be found convenient, or become necessary to the suppression of the rebellion, but the charto the suppression of the rebellion, but the char-acter of the conflict is in no way changed by a resort to them. That remains as it was at first, and must, from its very nature, during its con-tor is denied their protection. How they were formed, under what auspices they were formed, each as a supreme sovereign, that could not be tinuance, remain a mere contest in which the

subjected to the constitution except by its own government seeks, and can only seek, to put an end to the rebellion. That achieved, the original condition of things is at once restored.

Two judicial decisions have been made by judges of emmentability and unquestioned loy-alty, which fally sustain our view. In one, that of the Amy Warbick, before the United States District Court for Massachusetts, Judge Sprague, reterring to the supposed effect of belugerent government during the rebellion, in giving it when suppressed, the rights of conquest, declared

It has been supposed that if the government have the right of a belligerent then, after the rebellion is suppressed it will have the rights of conquest, and that a State and its inhabitants form. The objection is that they were not legal-may be permanently divested of all political ad- ly established ; but, it is confidently submitted vantages and treated as foreign territory, con-quered, by arms. This is an error, a gray and f quests of a foreign country gives absolute, un-limited sovereign rights; but no nation ever makes such a conquest of its own territory. If a hostile power, however, from without or within, takes and holds possession and domining the second state of the state. When they shall exercise it, bow they shall exercise it, what provisions it shall contain, it is their exclusive right to decide, and when decided their decision takes and holds possession and dominion over any portion of its territory, and the nation by force of arms expels or overthrows the enemy and suppresses hostilities, it acquires no new title, and merely regains the possession of that of which it has been temporarily deprived. The nation acquires no new sovereignty, but simply maintains its previous rights. When the United States take possession of a rebel district they merely vindicate their pre-existing title. Under despotic governments the confiscation may be unlimited ; but under our government the right of sovereignty over any portion of a State is given and limited by the constitution, and will be the

In the other an application for the habeas corpus to Mr. Justice Nelson, one of the Judges of the Supreme court of the United States, by own citizens she can be withdrawn from the James Egan, to be discharged from an imprisonment to which he had been sentenced by a military commission in South Carolina, for the ofthe result, whether a State can rightfully secede (a doctrine maintained by statesmen North as well as South) or whether by the illegal conduct

will be no admission fee, yet a collection will be taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above stated. We be the fact, but when a negro, or any other per-taken up for the purpose above state of solution the fall exernment for the people of a State once in the Union, or to expel such a State from the Union, mention this that every one may be posted, and son offers a safe key for sale, he and the key cise of their judicial functions at the time of this ceases by law to be a State of the Union, and by or to deny, temporarily, or permanently, the rights which belong to a State and her people un-MACON HOUSE. go to the concert with the needful, so that they should be immediately handed over to the city will not feel embarrassed by not having the Marshal, unless he can give a satisfactory actrial as restored by the suppression of the rebellion, some seven months previously, and by the revival of the laws and the reorganization of will not feel embarrassed by not having the wherewish at hand when the plate is passed around. REMOVAL.—We noticed yesterday that the safe of the National Bank was being moved from the old North Carclina banking house, corner Craven and Pollok, to CARMER's large building, on Pollok street, recently occupied as quartermaster's office. The safe, we believe, weighs about eleven thousand pounds, but two of the Southern Express horses draw it along same. Weighs about eleven thousand pounds, but two of the Southern Express horses draw it along same. Weighs about eleven thousand pounds, but two of the Southern Express horses draw it along same. Weighs about eleven thousand pounds, but two of IVI Morchead City, North Carolina. THIS SUMMER HOTEL will be opened on the ist of June next, for the reception of guests. Persons desirous of viewing "OLD OCEAN," and breathing the invigorating "sea sir," will and the MACON HOUSE a pleasant place to stop at may 26-im T. L. HALL, Proprietor. N. B.-Boats for sailing or fishing excursious easil der the constitution. Congress may admit new States: but a Stare once admitted ceases to be within its control, and can never again be brought within it. What changes her people may at any time think proper to make in her constitution is a matter with which neither Congress nor any de-

been thought that that power was to be resorted to the government. Neither predicament was to to suppress a denestic strife, the words ap-propriate to that end would have been dene. state of things continued; in other words, that United States Dispensatory. But so far from this having been done, in the States, notwithstanding the insurrection, the constitution and the laws.

Second-What is there, then, in the present political condition of such States that justifies their exclusion from representation in Congress? Is it because they are without organized governments or without governments republican in governments completely, organized with legisla-nve, executive and julicial functions. We know that they are now mean cossful operation; no one within their linnes questions their legality or is denied their protection: How they were are inquires with which Congress has no concern. The right of the people of a State to form a gov-ernment for themselves has never been question-

ed. In the absence of any restriction, that right would be absolute ; any form could be adopted by them that they might determine upon. The Constitution imposes but, a single restriction upon such right—that the government adopted shall be of "a republican form"—and this is done in the obligation to guarantee every State such a rights which it was conceded belonged to the form. It gives no power to form a constitution for a State. It operates alone upon one already formed by the State. In the words of the Feder-ulist (No. 44), "It supposes a pre-existing gov-ernment of the form which is to be guaranteed." It is not pretended that the existing governments of the States in question are not of the required that that is a matter with which Congress has no quered, by arms. This is an error, a grave and concern. The power to establish ar smoolify a dangerous error. Belligerent rights cannot be State government belongs exclusively to the is obligatory upon everybody and indepen-dent of all Congressional control, if such gov-ernment be of a republican form. To convert an obligation of guarantee into an authority to interfere in any way in the formation of the government to be guaranteed is to do violence to language. If it be said that the President did illegally interfere in the organization of such governments the answers are obvious. First, if it was, if the people of such States not only have not, but do not complain of it, but, on the contrary, have pursued his advice and are satisfied with, and are living under the governments they have adopted, and those governments are republi can in form, what right has Congress to interfere or deny their legal existence? Second, conceding, for argument's sake, that the President's alleged interference was unauthorized, does it not, and for the same reason, follow than any like interference would be equally unauthorized A different view is not to be maintained, because of the difference in the nature of the powers conferred upon Congress and the President, the one being legislative and the other executive.' For it is equally and upon the same grounds beyond the scope of either to form a gov

ties of HELMBOLD'S FRUID EXTRACT BUCHU will

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ENFEEBLED AND DELICATE CONSTITUTIONS, of both sexes, use HELMBOLD'S EXTRACT BUCHU. It will give brisk and energetie feelings and enable you to sleep well.

MIPPING NEWS. PORT OF NEWBERN CO. Anto:

June 22.-Schooner Mary Bryan, Bespass, Master, fro Beautort county, with corn, to Master, from June 23.—Steamer Ellen S Terry, Chapin, Master, from New York, with freight and passengers, to C. P. Goodspeed.

June 23.-Scho ner Henry City, Mayo, Master, for Washington, N. C., with freight and passengers, by Master.

Schwener General Taylor, Roberts, Master, for Hyd.



