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BY DAVID OVER.

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The Bemands of the South Ex-plained. William Party Vindicated--William Party Vindicated--Thos. Fitzimmon SPEECH OF HON. ABRAHAM LINCOLN, OF ILLINOIS,

At the Cooper Institute, N. Y. City FEBRUARY, 1860.

MR. PRESIDENT AND FELLOW CITIZENS OF THE CITY OF NEW YORK .-- The facts with which I shall deal this evening are mainly old and familiar ; nor is there anything now in the "thirty-nine," was then President of the U. and familiar; nor is there anything how in the general use I shall make of them. If there shall be any novelty, it will be in the mode of presenting the facts and the inferences and observations following that presentation. In his speech, last autumo, at Columbus, Obio, as anything in the Constitution, forbade the Fedreported in the New York Times, Senator eral Government to control as to slavery in

question just as well, and even better, than we eral Government the country now constituting io now.'

starting point for a discussion between the Re- | the ceding States that the Federal Government publicans and that wing of the Democracy should not prohibit slavery in the ceded counheaded by Senator Douglas. It simply leaves try. Under these circumstances, Congress, on the inquiry-What was the understanding those fathers had of the question mentioned? What lutely prohibit slavery within them. is the frame of government under which we live ? The answer must be-the Constitution of the United States. That constitution consists of the original, framed in 1787, (and under | Congress organized the Territory of Mississip which the present government first went into operation,) and twelve subsequently framed amendments, the first ten of which were fram-any place without the United States, by fine, ed in 1789.

THE FATHERS OF THE CONSTITUTION.

Who were our fathers that framed the Constitution? 1 suppose the "thirty-nine" who of the "thirty-nine" who framed the original signed the original instrument may be fairly Constitution. They were John Langdon, Geo. called our fathers who framed that part of the Read and Abraham Baldwin. They all probpresent government. It is almost exactly true ably, voted for it. Certainly they would have to say they framed it, and it is altogether true placed their opposition to it upon record if, in to say they fairly represented the opinion and their understanding, any line dividing local sentiment of the whole pation at that time .- and federal authority, or anything in the Con-Their names being familiar to nearly all, and stitution properly forbade the Federal Governaccessible to quite all, need not now be re- ment to control as to slavery in Federal Terriaccessible to quite air, need not not not tory. [Applause.] peated. I take these "thirty-nine," for the tory. [Applause.] In 1803 the Federal Government purchased government under which we live." What is the Louisiana country. Our former Persisterial the question which, according to the text, acquisitions came from certain of our own those fathers understood as well and even bet-ter than we do now? It is thus :- "Does the from a foreign nation. In 1804 Congress gave proper division of local from federal authority, or anything in the Constitution, forbid our which now constitutes the State of Louisiana. Federal Government to control as to slavery in New Orleans, lying within that part, was an our Federal Territories?

DOUGLAS AND LINCOLN.

Republicans the negative. The affirmative and mingled with the people. Congress did not, denial form an issue; and this issue, this in the Territorial act, prohibit slavery; but question, is precisely what the text declares they did interfere with it-in a more marked our fathers understood better than we. (Cheers.) and extensive way than they did in the case of Let us now inquire whether the "thirty-nine," Mississippi. or any of them ever acted upon this question, and if they did, how they acted upon it-how

Pierce Butler, Thos. Fitzimmons. Daniel Carroll, William Few, James Madison. This shows that, in their understanding, no Congress to prohibit slavery in the Federal Territory, else both their fidelity to correct principal, and their oath to support the Constitution would have constrained them to oppose the prohibition.

OPINION OF GEORGE WASHINGTON.

Again, George Washington, another of the the State of Tennessee; and, a few years later, I fully endorse this, and I adopt it as a text for this discourse. (Applause.) I so adopt it because it furnishes a precise and an agreed deeds of cession, it was made a condition by

CONGRESS DID INTERFERE.

But they did interfere with it-take control of it-even there, to a certain extent. Io 1798 and giving freedom to slaves so brought. This act passed both branches of Congress without yeas and pays. In that Corgress were three

old and comparatively large city. There were other considerable towns and settlements, and Upon this Douglas held the affirmative, and slavery was extensively and thoroughly inter-

> THE LOUISIANA PROVISO. The substance of the provision there

ment to control as to slavery in the Federal Territories. [Cheers] Thus the twenty-one acted; and actions speak louder than words, so Aud does not such affirmation become impu-

nowever expedient he may think it; but one may and ought to vote against a measure which he deems constitutional, if, at the same time, be unsafe to set down even the two who word did against the prohibition cause, in their understanding, and proper division of local from Federal authority, or anything in the Constitution, forbade the Federal Government to control as to slavery in Federal Territory. [Laughter and prolonged applause.] The remaining sixteen of the "thirty-nine," so tories.

But there is much reason to believe that their understanding upon that question would not have appeared different from that of their twenty-three compeers, had it been manifested at all. For the purpose of adhering rigidly to the text, I have purposely omitted whatever underetanding may have been manifested, by implicity in whatever our fathers did. To do any person, however distinguished, other than the thirty-nine fathers who framed the original Constitution; and, for the same reason, I have also omitted whatever understanding may have been manifested by any of the "shirty-nine" even, on any other phase of the general question of slavery. If we should look into their their great authority, fairly considered and acts and declarations on those other phases, as the foreign slave trade, and the morality and a case whereof we ourselves declare they unpolicy, of slavery generally, it would appear derstood the question better than we. (Laughto us that on the direct question of federal con- ter.) If any man, at this day, sincerely believes have a confederacy of Free States. [Ap-

ANTI-SLAVERY MEN OF THE LAST CENTURY.

upon it as to make them guilty of gross polit-ical impropriety and wilful perjury, if, in their understanding, any proper division between lo-cal and federal authority, or anything in the Constitution that the two things which that Congress delib-cal and federal authority, or anything in the Constitution that the two things which that congress delib-cal and federal authority, or anything in the Constitution that the two things which that congress delib-cal and federal authority at the Constitution that the two things which that congress delib-cal and federal authority at the Constitution that the two things which that congress delib-cal and federal authority at the Constitution that the two things which that congress delib-cal and federal authority at the Constitution that the two things which that congress delib-cal and federal authority at the Constitution that the two things which that congress delib-cal and federal authority at the Constitution that the two things which that congress delib-cal and federal authority at the Constitution that the two things which that congress delib-cal and federal authority at the Constitution the total the proof. [Great applause.] You need not be told that persisting in a charge which one This shows that, in their understanding, by en and tederal authority nor line dividing local from federal authority nor anything in the Constitution, properly forbade sworn to support, forbade the Federal Govern-other?

And does not such affirmation become impu-

Now and here let me guard a little against be-

ing misunderstood. I do not mean to say we are bound to follow implicity in whatever our fathers did. To do so would be to discard all the lights of current, experience-to reject all progress-all improvements. What I do say is, that if we would supriant the opinions and policy of our fathers, in any case, we should do so upon evidence so conclusive, and argument so clear, that even Franklin, (cheers,) Alexander Hamilton, Gouv-erneur Morris-while there was not one now who have less access to history and less leisure diate it? [Applause.] We respect that warn-

WHAT REPUBLICANS ASK AND DESIRE.

THE REPUBLICAN PARTY NOT SECTIONAL.

trae; but does it prove the issue? It it does, then, in case we should, without change of principle, begin to get votes in your section, actions under such responsibility speak still louder. Two of the twenty-three voted against the Congressional probibition of slavery in the who did the two things alleged to be inconsis-in the the other in the same mouth, that those is a state of the two things alleged to be inconsis-the congressional probibition of slavery in the is a state of the two things alleged to be inconsis-Federal Territories, in the instances in which they acted upon the question. But for what reason they so voted is not known. They may have done so because them theorem. They may provision or principle of the Jonstitution, steed in the way; or they may, without any such ques-tion, have voted against the prohibition, on what appeared to them to be sufficient grounds of expediency. THE RESPONSIBILITY OF THE OATH TO SUPPORT THE CONSTITUTION. No one who has sworn to support the Con-stitution can conscientionals not support the constitution, and the seventy-six mem-states who failed constitution, and the seventy-six mem-states theres on the constitution, and the seventy-six mem-states theres on the seventy support the constitution can constitute the seventy-six mem-states there and the constitution can constitute the seventy-six mem-states theres on the seventy-six mem-states theres o

he deems it inexpedient. It, therefore, would be unsafe to set down even the two who voted against the prohibition, as having done so be-tury, (and I might almost say prior to the be-tury, (and I might almost say prior to the be-sol and denounced as such. Meet us, then, on ing of the last half of the present century,) the question of whether our principle, put in deelare that, in his understanding, any proper division of local from federal anthority, or any part of the Constitution, forbade the Federal may be said on our side. [Laughter.] Do Government to control as to slavery in the you accept the challenge? No. Then do you Federal Territories. To those who so now de- really believe that the principle which our fafar as I have discovered, have left no record of claze I give, not only "our fathers who framed thers, who framed the government under which their understanding upon the direct question of the Government under which we live," but we live, thought so clearly right as to adopt it, federal control of slavery in the Federal Terri- with them all other living men within the cenwith them all other living men within the cen-tury in which it was framed among them to ficial oaths, is in fact, so clearly wrong as to search, and they shall not be able to find the demand your condemnation without a moment's evidence of a single man agreeing with them. consideration. [Applause.] Now and here let me guard a little against be- Some of you delight to flaunt in our faces

Washington in his Farewell Address. Less than eight years before Washington gave that warning, he had, as President of the United

States, approved and signed an act of Congress, enforcing the prohibition of slavery in the Northwestern Territory, which act embodweighed, cannot stand; and most surely not in Lafayette that he considered that prohibition trol of slavery in the Federal Territories, the sixteen, if they had acted at all, would proba-bly have acted just as the twenty-three did. to slavery in the Federal Territories, he is right hands against us, or in our hands against you? Among that sixteen were several of the most to say so, and to enforce his position by all Could Washington himself speak, would he noted anti-slavery men of those times—as Dr. truthful evidence and fair argument which he cast the blame of that sectionalism upon us,

known to have been otherwise, unless it may be John Rutledge, of South Carolina. [Applause.] fathers, who framed the government under which

the fact. If you do not know it, you are inex-cusable to assert it, and especially to persist in the assertion after you have tried and failed to make the proof. [Great applause.] You need not be told that persisting in a charge which one does not know to be true, is simply a malicious slander. [Applause.] Some of you generously admit that no Republican designedly aided or encouraged the Harper's Ferry affair; but still insist that our doctrines and declarations neces-sarily lead to such results. We know we hold no doctrines and make no declarations no doctrines and make no declarations which were not held to and made by our fathers who framed the government under which we live-[Applause] You never dealt fairly by us in re-lation to this affair.

EFFECTS OF THE INVASION ON LATE ELECTIONS.

EFFECTS OF THE INVASION ON LATE ELECTIONS. When it occurred, some important State elec-tions were near at haud, and you were in evi-dent glee with the belief that, by charging the blame upon us you could get an advantage of us in those elections. The elections came, and your expectations were not quite tulfilled.— [Laughter.] You did not sweep New York, and [New Jersey, and Wisconsin, and Minnesota, precisely like fire sweeps over the prairie in high wind. [Laughter.] You are still dramming at this idea. Go on with it. If you think you can. by slandering a woman, make her love you, or his idea. Go on with it. If you think you can, by slandering a woman, make her love you, or by villifying a man make him vote with you, go on and try it. [Boisterous laughter and prolong-ed applause.] Every Republican man knew that, as to himself, at least, your charge was a slander, and he was not much inclined by it to east his vote in your favor cast his vote in your favor.

Republican doctrines and declarations are ac-Republican doctrines and declarations are ac-accompanied with a continual protest against any interference whatever with your slaves, or with you about your slaves. Surely this does not encourage them to revolt. True, we do, in common with our fathers who framed the gov-ernment under which we live, declare our be-lef the elevant were average for large bet hef that slavery is very wrong-[applause]-but the slaves do not hear us declare even this; for the slaves do not hear us declare even this; for anything we say or do, the slaves would scarce-le know there is a Republican party. I believe they would not, in fact, generally know it, but for your misrepresentations of us, in their hear-ing. In your political contests among your-selves, each faction charged the other with sym-pathy for the Black Republicans: and then, to interval the schere define Riest Republic the warning against sectional parties given by give point to the charge, define Black Republicanism to simply be insurrection, blood and thunder among the slaves. [Boisterous laughter and applause.]

SLAVE INSURRECTIONS.

Slave insurrections are no more common than they were before the Republican party was orthe Northwestern Territory, which act embod-ied the policy of the Government upon that subject, upon that subject, up to and at the very moment he penned that warning; and about one year after he penned it he wrote to Lafayette that he considered that prohibition a wise measure, expressing in the same con-nection his hope that we should some time have a confederacy of Free States. [Ap-plause.] Bearing this in mind, and sceing that sectionalism has since garisen upon this same subject, is that warning a weapon in your or white, supply it. The explosive materials are everywhere in parcels, but there neither are, nor can be supplied, the indispensible connecting

Much is said by Southern people about the affection of slaves for their masters and mistresses, and a part of it, at least, is true. A plot for an uprising could scarcely be devised and communicated to twenty individuals before some one of them, to save the life of a favorite master or mistress, would divulge it. This is the rule; and the slave revolution in Hayti was not an exception to it, but a case occurring under peculiar circumstances. The gun powder plot of British history, though not connected with slaves, was more in point. In this case only about twenty were admitted to the secret, and yet one of them, in his anxiety to save a friend, betrayed the plot to that friend and by consequence averted the calamity. Occasional poisnings from the kitchen, and open or stealthy assassinations in the field, and local revolts extending to a score or so, will continue to occur as the natural results of slavery; but no general insurrection of slaves, as I think . can happen in this country for a long time. Whoever much fears, or much hopes, for such an event, will be alike disappointed.

they expressed that better understanding. In in relation to slaves wasterritory, and no other, the Congress of the confederation had before them the question of it who had been imported into the States since prohibiting slavery in that Territory; and four the first day of May, 1798. of the "thirty-nine" who afterwards framed the Constitution were in that Congress, and it, except by the owner, and for his own use voted on that question. Of these Roger as a settler; the penalty in all the cases being Sherman, Thomas Mifflin and Hugh William- a fine upon the violator of the law and freedom son voted for the prohibition, thus showing to the slave. (Prolonged cheers.) that, in their understanding, no line dividing local from federal authority, nor anything else, nays. In the Congress which passed it, there properly forbade the Federal Government to were two of the "thirty-nine." They control as to slavery in Federal Territory.- Abraham Baldwin and Jonathan Dayton. The other of the four James McHenry voted stated in the case of Mississippi, it is probable against the prohibition, showing that for some they both voted for it. They would not have cause he thought it improper to vote for it .- | allowed it to pass without recording their oppo-In 1787, still before the Constitution, but sition to it, if in their understanding, it violated while the Convention was in session framing either the line properly dividing local from it, and while the Northwestern territory still federal authority or any provision of the Con-was the only territory owned by the United stitution. Many votes were taken, by yeas States-the same question of prohibiting slave- and nays, in both branches of Congress, upon ry in the territory again came before the Congress of the Confederation; and three Two of the "thirty-nine"--Rufus King and more of the "thirty-nine" who afterwards Charles Pinckney--were members of that Consigned the Constitution were in that Congress gress. Mr. King steadily voted for slavery and voted on that question. They were Wm. prohibition and against all compromises, while Blount, Wm. Few and Abraham Baldwin, and Mr. Pinckney as steadily voted against slavery they all voted for the prohibition, thus showing prohibition, and against all compromises. that, in their understanding, no line dividing (cheers.) By this Mr. King showed that, in local from federal authority, nor anything else, his understanding, no line dividing local from properly forbade the Federal Government to federal authority, por anything in the Consticontrol as to slavery in Federal Territory.

THE ORDINANCE OF 1787. This time the prohibition became a law, being a part of what is now well known as the standing, there was some sufficient reason for Ordinance of 1787. The question of Federal control of slavery in the Territories seems not to have been directly before the Covention The cases I have mentioned are the only acts which framed the original Constitution; and of the "thirty-nine," or of any of them, upon hence it is not recorded that the "thirty-nine," the direct issue, which I have been able to disor any of them, while engaged on that instru-ment, expressed any opinion on that precise question. In 1780, by the first Congress seventeen in 1789, three in 1798, two in 1804, which sat under the Constitution, an act was and two in 1819-'20-there would be thirtypassed to enforce the ordinance of 1787 includ- one of them. But this would be counting Jno. ing the prohibition of slavery in the North- Langdon, Roger Sherman, William Few, Rufus western territory. The bill for this act was King and Geo. Read, each twice, and Abraham reported by one of the "thirty-nine," THOMAS Baldwin four times. [Applause.] He was a FITZSIMMONS, then a member of the House of Georgian, too. [Renewed applause and laugh-Representatives from Pennsylvania. It went ter.] The true number of those of the "thirty-through all its stages without a word of op- nine" whom I have shown to have acted upon position, and finally passed both branches the question, which, by the text they understood without yeas and nays, which is equivalent to better than we, is twenty-three, leaving sixteen a unanimous passage. (Cheers.) gress there were sixteen of the "thirty-nine" then, we have twenty-three of our "thirty-nine" fathers who framed the original Constitution. fathers who framed the government under which They were :-

John Langdon, Abraham Baldwin, Nicholas Gilman, Eufus King, Wm. S. Johnson, Wm. Patterson. Roger Sherman, Richard Bassect, Robert Morris, Gearge Read,

Second, That no slave should be carried into

Third, That no Slave should be carried int

This act also was passed without yeas or They were As tution, was violated by Congress prohibiting slavery in Federal Territory ; while Mr. Pinck-ney, by his votes, showed that, in his under-

opposing such prohibition in that case.

THE FATHERS ON RECORD.

In this Con- not to have acted upon it in any way. Here,

The sum of the whole is, that of our "thirty-1784, three years before the Constitution, the United States then owning the Northwestern the Territory from foreign parts. whole-certainly understood that no proper division of local from federal authority, nor any fathers, who framed the government under which part of the Constitution, forbade the Federal we live," used and applied principles, in other Government to control slavery in the Federal cases, which ought to have led them to under-Territories, while all the rest, probably, had stand that a proper division of local from fedthe same understanding. Such, unquestionseral authority, or some part of the Constitution, bly, was the understanding of our fathers who forbids the Federal Government to control as framed the original Constitution; and the text to slavery in the Federal Territories, he is government under which we live; while you,

than we. (Laughter and cheers.) time; brave the responsibility of declaring that, But, so far I have been considering the unin his opinion, he understands their principles derstanding of the question manifested by the better than they did themselves-(great laugh-

framers of the original constitution. In and by the original instrument a mode was provided for amending it; and, as I have already stated. the present frame of government under which we live consists of that original, and twelve amendatory articles framed and adopted since. Those who now insist that federal control of slavery in Federal Territories violates the Constitution, point us to the provisions which they they all fix upon provisions in these amendatory articles, and not in the original instru- desire in relation to slavery. As those fathment.

THE SUPREME COURT AND THE DRED SCOTT

CASE. The Supreme Court, in lhe Dred Scott case, plant themselves upon the fifth amendment, which provides that "no person shall be deprived of property without due process of law:" while Senator Douglas and his peculiar adherents plant themselves upon the tenth amendment, providing that "the powers not granted by the Constitution, are reserved to the States respectively, and to the people." Now, it so happens that these amendments were framed by the first Congress which sat under the Constitution-the identical Congress which passed the act already mentioned, enforcing the prohi-bition of slavery in the Northwestern Territory. [Applause.] Not only was it the same Congress, but they were the identical, same individual men who, at the same session, at the same time within the session, had under consideration, and in progress toward maturity, these Constational amendments, and this act

prohibiting slavery in all the Territory the nation then owned.

each of you deems an unconditional condemna-tion of "Black Republicanism" as the first The constitutional amendments were introduced before and passed after the act of euthing to be attended to. [Laughter.] Indeed forcing the ordinance of '87; so that during the whole pendency of the act to enforce the ordi- such condemnation of us seems to be an indis-

we live," were of the same opinion-thus sub- application of it. [Applause.] But you say -while we are revolutionary, destructive, or any man at this day sincerely believes "our something of the sort.

POLITICAL CONSERVATISM DEFINED. What is conservatism? Is it not adherence

to the old and tried, against the new and untried? We stick to, contend for, the identical old policy on the point in controversy which was adopted by our fathers who framed the affirms that they understood the question better right to say so. But he should, at the same with one accord reject, and scout, and spit upon the old policy and insist upon substituting something new. True, you disagree among yourselves as to what that substitute shall be. You have considerable variety of new propoter)-and especially should he not shirk that sitions and plans, but you are unanimous in responsibility by asserting that they "understood the question just as well, and even better than we do no now." (Applause.) rejecting and denouncing the old policy of the fathers. Some of you are for reviving the fathers. Some of you are for reviving the foreign slave trade; some for a Congressional But enough. Let all who believe that our slave code for the Territories, some for Con-"fathers who framed the government under gress forbidding the Territories to prohibit which we live, understood this question just as well, and even better than we do now," speak ing slavery in the Territories through the Ju 'speak | ing slavery in the Territories through the Jusuppose it thus violates; and, as I understand, as they spoke and act as they acted upon it. diciary; some for the "gur-reat par-rinciple" -[laughter]-that if one man would enslave This is all Republicans ask-all Republicans another, no third man should object, fantastically called "popular sovereignty"- [renewed ers marked it, so let it be again marked, as an laughter and applause]-but never a man evil not to be extended, but to be tolerated, and protected only because of and so far as among you in favor of federal prohibition of its actual presence among us makes that tole- slavery in Federal Territories, according to the ration and protection a necessity. [Loud ap-plause.] Let all the guarantees those fathers practice of our fathers who framed the government under which we live.

Not one of your various plans can show a a precedent or an advocate in the century gave it be, not grudgingly, but fully and fairly maintained. For this Republicans contend, within which our government originated. Conand with this, so far as I know or believe, they will be content. [Applause.] And now, if they would listen-as I suppose they will not-1 would address a few structiveness against us, are based on the most words to the Southern people. [Laughter.] I clear and stable foundations. Again you say would say to them: You consider yourselves a we have made the slavery question more prom reasonable and a just people, and I consider inent than it formerly was. We deny it. admit that it is more prominent, but we deny that we made it so. It was not us, but you, that in the general qualities of reason and justice you are not inferior to any other people; still, when you speak of us Republicans, you do so only to denounce us as reptiles, or, at best, as no better than outlaws. You will --your want of conservatism; and thence ies the greater prominence of the question. Would you have that question reduced to its former proportions? Go back to that old pol-What has been will be again under the icy. In all your contentions with one another, same conditions. If you would have the peace of the old times, readopt the precepts and policy of the old times. [Applause.]

JOHN BROWN AND HARPER'S FERRY.

You charge that we stir up insurrections among hot to have acted upon it is any way. Here, then, we have twenty-three of our "thirty-nine" fathers who framed the government under which we live, who have, upon their official responsi-bility and their corporal oaths, acted upon the very question which the text affirms they "un-derstood just as well, and even better than we do now," and twenty-one of them—a clear ma-jority of the whole "thirty-nine"—so acting

VIEWS OF THOMAS JEFFERSON.

In the language of Mr. Jefferson, uttered many years ago, "It is still in our power to direct the process of emancipation and deportation, peaceably, and in such slow degrees, as that evil will wear off insensibly ; and their places be, part passu, filled up by free white laborers. (Loud applause.) If, on the con-trary, it is left to force itself on, human nature must shudder at the prospect held up." Jefferson did not mean to say, nor do I, that the power of emancipation is in the Federal Government. He spoke of Virginia : and, as to the power of emancipation, I speak of the slaveholding States only. The Federal Government, however, as we insist, has the power of restraining the extension of the institution -the power to insure that a slave insurrection shall never occur on any American soil is now free from slavery. (Applause.) John Brown's effort was peculiar. It was not a slave insurrection. It was an attempt by white men to get up a revoit among slaves, in which the slaves refused to participate. In fact, it was so absurd that the slaves, with all their igwas so absurd that the slaves, with all their ig-norance, saw plainly enough that it could not succeed. That affair, in its philosophy, corres-ponds with the many attempts, related in histo-ry, at the assassination of kings and emperors. An enthusiast broods over the oppression of a people till he fancies himself commissioned by heaven to liberate them. He ventures the at-tempt which ends in little less than his own tempt, which ends in little else than his own execution. Orsini's attempt on Louis Napoleon and Jonn Brown's attempt at Harper's Ferry were, in their philosophy, precisely the same.-The engemess to cast blame on old England in the one case, and on New England in the other,