

Popular Sovereignty.

In this term, as applied to Kansas at the present time, sufficiently understood? We opine not. Every body professes to be in favor of it, theoretically—but, practically, they fail to carry it out.

But now comes the trouble. The malcontents in Kansas, and many good citizens in the old States, contend that there is a sovereignty over and above the sovereignty that elected the delegates and framed the Constitution.

We should have preferred, for peace sake, to have seen the whole Constitution submitted to the people of the Territory—provided the advocates of its submission were honest in their intentions and purposes with regard to it, of which we have great doubts.

It is not pretended, we believe, that there is any thing wrong—any thing anti-republican in the Constitution. No fault so far as we know has been found with any of its provisions.

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The Kansas Constitution.

The great question which has agitated the country from center to circumference for the last three years, was whether slavery should or should not exist in Kansas, and whether the Territory should come into the Union as a free or slave State.

The Convention of Kansas, the members of which body were elected under an act of Congress, met at the time and place fixed upon, and after a somewhat prolonged session, have brought their labors to a close by presenting to the people of the Territory a constitution, republican in form and modeled after the fashion of many of the old States.

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Sec. 1. That no inconvienience may arise by reason of a change from a territorial to a State Government, it is declared that all rights, actions, prosecutions, judgments, claims, and contracts, as well of individuals as of bodies corporate, except the bill of exchange, shall continue as if no change had taken place, and all processes which may have issued under the authority of the territory of Kansas shall be valid as if issued in the name of the State Government.

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Sec. 3. All laws now in force in the territory of Kansas, which are not repugnant to this constitution, shall continue and be of force until altered, amended, or repealed by a legislature assembled by the provisions of this constitution.

Sec. 4. All criminal prosecutions and penal actions which may have arisen before the change from a territorial to a State Government, and which are not pending, shall be prosecuted to judgment in the name of the State of Kansas.

The Kansas Constitution.

A careful perusal of the subjoined schedule of submission, as adopted by the Kansas Convention, will show that the reports at first received of its action are false and unfounded.

Sec. 12. All officers appointed to carry into execution the provisions of the foregoing sections, shall, before entering upon their duties, be sworn to faithfully perform the duties of their offices, and, on failure thereof, be subject to the same charges and penalties as are provided in like cases under the territorial laws.

Sec. 13. The officers provided for in the preceding sections shall receive for their services the same compensation as is given to officers for performing similar duties under the territorial laws.

Sec. 14. Every person offering to vote at the aforesaid election upon said constitution shall, if challenged, take an oath to support the constitution of the United States, and to support the constitution of the State of Kansas, and to be free from the penalties of perjury under the territorial laws.

Sec. 15. There shall be a general election upon the first Monday in January, 1859, at which election shall be chosen a governor, lieutenant governor, secretary of state, and members of the legislature, and also a member of congress.

Sec. 16. Until the legislature elected in accordance with the provisions of this constitution shall otherwise direct, the salary of the governor shall be three thousand dollars per annum; and the salary of the lieutenant governor shall be double the pay of a state senator.

Sec. 17. The salary of the members of the legislature shall be five dollars per diem until otherwise provided by the first legislature, which shall elect the salaries of all officers, other than those elected by the people, at the first election.

CITY AND COUNTY AFFAIRS.

COURT PROCEEDINGS.

Common Pleas, November Term of the Court of Common Pleas was held last week—Justice Harris presiding. Below will be found a synopsis of the proceedings as reported in the Express:

Mr. Blinaker made application for a writ of mandamus to compel D. H. Locke, for the sum of \$200, to pay to the plaintiff the sum of \$200, which he had received from the defendant, but which he refused to pay.

Mr. S. Stevens was appointed guardian of the person of a minor, and was required to file a bond for the protection of the minor's interests.

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