Miners' Journal.

POTTSVILLE, PA.

SATURDAY, APRIL 14, 1860.

REPRESENTATION OF THE FREE AND SLAVE STATES UNDER THE NEXT CENSUS.

The N. Y. *Times* of recent date, contained an article on the effect that the census of 1860 may have on the free and slave States, which contains some very interesting statements.—Taking the other censuses, since 1790, as bases for its calculation, it estimates the *representative* population of the several States, as follows:

Alabama,	722,000	Mississippi,	630,000
Arkansas,	230,000	Missouri,	964,000
California,	300,000	New Hampshire,	350,000
Connecticut,	460,000	New Jersey,	660,000
Delaware,	97,500	New York,	3,750,000
Florida,	140,000	N. Carolina,	820,000
Georgia,	832,000	Ohio,	2,500,000
Illinois,	1,750,000	Pennsylvania,	2,900,000
Indiana,	1,500,000	Rhode Island,	180,000
Iowa,	700,000	S. Carolina,	852,000
Kentucky,	904,000	Tennessee,	1,130,000
Louisiana,	830,000	Texas,	642,000
Maine,	700,000	Virginia,	1,642,000
Maryland,	614,000	Wisconsin,	700,000
Massachusetts,	1,250,000	Oregon,	60,000
Michigan,	800,000	Vermont,	330,000
Minnesota,	300,000		

In order to ascertain the bearing of these results on the House of Representatives, and the Electoral Colleges, it is necessary to refer to the Census Act of 1850. By that act the House of Representatives must consist of 233 members. The whole representative population must be divided by this number, which determines the *ratio* for each State. If, when applied to each State, the number of representatives does not equal 233, then one additional representative is to be given to each State having the *largest fractions*, till the aggregate is obtained. Applying this rule to the above representative population (assuming the estimate to be correct,) the general *ratio* for representatives obtained is 124,000. Applying this to the several States, and obtaining the deficiency by taking the largest fractions, we have the following results, both for the aggregate, and for the loss and gain in the several States in Representatives:

States.	*No. of Reps.*	*Gain.*	*Loss.*
Alabama,	6		1
Arkansas,	2		1
California,	3	1	
Connecticut,	4		1
Delaware,	1		1
Florida,	1		
Georgia,	7		1
Illinois,	14	5	
Indiana,	13	1	
Iowa,	6	4	
Kentucky,	6		3
Louisiana,	4		
Maine,	6		
Maryland,	7		1
Massachusetts,	10	1	
Minnesota,	2		
Michigan,	6	2	
Missouri,	8	1	
Mississippi,	5		
New Jersey,	5		
New Hampshire,	3		
North Carolina,	7		1
New York,	30	1	
Ohio,	20	2	
Pennsylvania,	23	2	
Rhode Island,	1	1	
South Carolina,	3	2	
Tennessee,	9	1	
Texas,	5	3	
Virginia,	11		2
Vermont,	5	2	1
Wisconsin,	2	2	
Oregon,	1		
Total.	233	18	21

This table presents some very remarkable facts, viz:

1. All the old and large States of the Union, without exception, lose ground relatively, and most of them positively.

2. The South loses ground largely; the New State of Texas, having *five fold* the territory of the old States, and lying west of Mississippi, is the only one that gains.

3. The *only* part of the Union which positively gains is the Northwest—Missouri being properly included in that.

4. The Northwest positively gains 15 Representatives and 2 Senators in Minnesota.

5. The Slave States *lose* 11 Representatives and gain 4—being a positive loss of 7.—The Free States *gain* 14 and lose 10—being a positive gain of 4, with 4 Senators in Minnesota and Oregon. The admission of Kansas and Nebraska, which will speedily happen, will add 2 Representatives and 4 Senators to the same side.

DON PEDRO II. RAILROAD.—"W. R. W." writing from "Province of Rio de Janeiro, Brazil, South America," under date of "January 12, 1860," to us, complains of the treatment which the tunnel-men and miners have experienced, who were induced to go to Brazil, to work on the Don Pedro II. Railroad. It appears according to our correspondent's statement, that quite a number of workmen were enlisted in this Region, and finally sailed from Philadelphia. He says that the workmen were stowed on board ship in a low, unventilated, dark, contracted hold, and when at sea, sick, there was no one to care for them. Their food was thrown at rather than given to them, in dirty buckets, while the ration was inferior to that given to the sailors, and the quantity inadequate to their wants. When they complained rather roughly, they were kindly advised at the muzzle of a revolver, to keep cool, and take things easily, or an example would be made of some one of them. Our correspondent states that at the place he works the shanties in which the workmen live or rather exist, are rude, uncomfortable, mud structures, without floors or windows, and roofs so leaky that when the rain falls which is nearly all the time, they are completely drowned out. The principal article of food they have, is black beans, boiled with dirty pork or Toucurha, as it is called there. The wages are inefficient, and the labor bad. Our correspondent assures us that he does not exaggerate the facts of the case, and concludes by warning miners to be cautious what engagements they make to go to foreign countries to work. He says—"To sacrifice the comforts of home and friends to lead the life of a slave, is insanity."

We have condensed the statements contained in our correspondent's letter, giving all that is material. Of course as the matter is before us only *ex parte*, we can make but few comments. We however, do not hesitate to assert, that if what our correspondent states is true, the workmen have been treated with unwarrantable inhumanity, disgraceful in the extreme to all engaged in securing their services. We would not so treat dogs, without experiencing severe twinges of conscience.

MRS. EDWARD SHIPPEN BURD died in Philadelphia a few days since, aged 68 years, leaving property valued at from one to two millions of dollars. The funeral took place on Tuesday at St. Stephen's Church. The coffin is of red cedar, very thick, and covered with black cloth. It has two tops, arranged in a style very prevalent in France; one top being flat, and the other commencing two inches from the outer edge of the bottom one, and having a rise of two inches. On the top was a heavy gold plate, with the name and age of the deceased engraved upon it. There were also three heavy gilt mouldings, and heavily plated gold handles. The inside was lined with white satin. We believe that one or two of our citizens will be recipients of some of the property. Much of the Burd property in Philadelphia on Chestnut and other streets, will be improved within a year.

EDITOR'S TABLE.

THE AMERICAN JOURNAL OF THE MEDICAL SCIENCES, for April, edited by Isaac Hays, M. D., is on our table. This number contains a fine engraving of the "Pennsylvania Hospital for the Insane—department for males." The memoirs and cases, etc., in the number are of course, highly valuable and interesting to the members of the medical profession. The number of contributors is large. Published by Blanchard & Lea, Philadelphia.

COSMOPOLITAN ART JOURNAL.—The March number contains a magnificent steel engraving, entitled, "Good for Nothing," and much other finely illustrated matter. The future numbers of this fine publication—for the volume—will be issued somewhat in advance of their date, this number having been kept back owing to a disappointment in not getting the engraving noticed. We are glad to observe that the efforts of the Association are becoming appreciated by the public, and are fast gaining in popularity.

Local Affairs.

WEEKLY ALMANAC.

1860.—April.	SUN RISES	SUN SETS	MOON'S CHANGES.	D.	H.	M.
14 SATURDAY,...	5 22	6 37	Full M.	5	5	4 ev.
15 SUNDAY,...	5 21	6 38	Third Q.	12	6	38 ev.
16 MONDAY,...	5 20	6 39	New M.	21	0	48 m.
17 TUESDAY,...	5 18	6 40	First Q.	28	9	40 m.
18 WEDNESDAY,...	5 16	6 41				
19 THURSDAY,...	5 15	6 42				
20 FRIDAY,...	5 13	6 44				

Thermometrical Record for the Week.

P. B. & P. TELEGRAPH OFFICE, Pennsylvania Hall, Pottsville.

	8 A.M.	2 P.M.	7 P.M.	
Apr. 7—Saturday,	55	54	52	clear.
" 9—Monday,	57	66	60	cloudy.
" 10—Tuesday,	46	47	45	rain.
" 11—Wednesday,	49	52	47	"
" 12—Thursday,	60	63	57	clear.
" 13—Friday.	61	61	59	"

Trinity Church Services.—The hour for Sabbath morning will be 10½ o'clock, during the rest of the present month.

Much rain has fallen during the week. It was welcomed by the farmers, placing as it does, the ground in excellent condition for agricultural purposes.

Chess Tournament.—We understand that quite a large number of names have been entered for the Schuylkill County Chess Tournament, and that the playing will commence during the early part of May.

Mr. E. T. Ellrich has removed his customer Clothing Store from Market to Centre street, two doors from the Miners' Bank. He has a stock of Spring Clothing on hand, to which he invites the attention of his old customers and friends.

Cricket.—A meeting of the members of the Pottsville Cricket Club will be held at Carter's, Centre street, on Monday evening next, for the purpose of electing officers, and preparing for the season. If "Germantown" shall be met and vanquished this season, it behooves ye stout cricketers of ye Coal Region to be moving.

*The Machinists and Blacksmiths of the Borough, gave a ball at the Town Hall on Tuesday evening. The weather was inclement, which prevented as large an attendance as was anticipated; but the ball was notwithstanding, a very pleasant affair. We believe that a snug surplus was realized, which will be devoted to organizing a library.

"The Bakers".—This fine musical troupe, known as the "Pioneer Family," will visit this Borough in a few weeks, and give one or more concerts. The ability of the Troupe is highly appreciated in this locality, and we feel confident that its professional sojourn here will be a source of much pleasure to our citizens, and pecuniarily profitable to the Company.

New and Productive Potatoes.—We have procured some of the genuine Davis's Seedling and Prince Albert Potatoes, for the purpose of introducing them in this County. The potatoe crop is an important one, and the potatoes which produce the best, are not liable to the rot, and at the same time good table potatoes, ought of course to take the preference in planting. As far as our experience goes, the Jenny Linds yield the best, the Peach Blows next, but the Davis's Seedling and Prince Alberts are said to produce very large crops and are not liable to rot. They are a very fine potatoe and can be seen at B. Bannan's Store.

Valuable Invention.—One of the most valuable inventions we have seen for a long time, is the new Ten Dollar Family Sewing Machine, which the proprietors have just commenced exhibiting at Green's Jewelry store, for the sale of rights. This really appears to be just what is wanted for family use, and is the first cheap machine we ever saw which worked as well as the high price ones. An immense amount of money can be made selling these machines in this State, as they come within the reach of every family.—This is a speculation worthy of some attention.—Call and see it early, as it will be here but one or two days.

Life's Happiest Period.—Kingsley thus declares his evidence on this disputed point:—"There is no pleasure that I have experienced like a *child's midsummer holiday*. The time, I mean, when two or three of us used to go away up the brook, and take our dinners with us, and come home at night tired, dirty, happy, scratched like a *child's midsummer holiday*. The time, I mean, when two or three of us used to go away up the brook, and take our dinners with us, and come home at night tired, dirty, happy scratched beyond recognition, with a great nosegay, three little trout and one shoe, the other having been used for a boat, till it had gone down, with all hands out of soundings. How poor our Derby days, our Greenwich dinners, where there are plenty of nice girls, after that? Depend upon it, a man never experiences such pleasure or grief, after fourteen, as he does before, unless, in some cases, in his first love-making, when the sensation is new to him!"

*We had a whiff yesterday of bright, sparkling sunshine, dancing on the tiny waves of our crystal mountain brooklets. Although the limbs of our trees are still bare, the air chill, yet before we know it the sun will be working wonders in the orchards—the apple and peach trees will put forth their pink blossoms, and the cherry trees burst into snow flakes; already sweet

> That comes before the swallow dares, and take
> The winds of March with beauty; and violets dim,
> But sweeter than the lids of Juno's eyes
> Or Cythera's breath."

are blooming over the sunny borders of the garden, the roses are bursting into leaf, lilies have put forth their tender green leaves, the maples are purple with coming glories, and the evergreens (those old Winter stand-bys) are changing their russet weather-worn hues for brighter colors, under the warm soft April rains. Shrub and other small fruits are full of vernal tenderness, promissory notes of midsummer delights. Already the little wrens are chirping around their old boxes, or peering into the rugged bark for the quickening ova of the last year's insects. In a few days they will begin to build, and before we know it the birds and blossoms, leaves and fruits of the glorious Summer will be with us once again.

Important Arrest.—Yesterday afternoon about 5 o'clock, Chief Lyons received a despatch from Pottsville, informing him of a robbery committed in Pottsville by a girl aged about 15 years. When the train from Pottsville arrived he arrested her and found the stolen goods in her trunk. It appears that she robbed the house of money, clothing, &c. She will be incarcerated in Pottsville jail.—*Reading Times, April 12.*

The case must have failed in Reading, for the accused has not had a hearing before any of our committing magistrates.

Schuylkill County Alms House.—A regular monthly meeting of the Board of Directors of the Poor was held at the Alms House, Monday, April 2, 1860. Present, Charles Foehl and Dr. A. Shulze. The Steward reported the following as the census of the House for the month of March:—Number in the House on the 1st of April, 316; same time last year 312—increase, 4. Of the above, 67 are in the insane department, 70 in the nursery and 49 under medical treatment. Admitted during the month of March, 26; discharged, 36; absconded, 1; died, 5; bound out, 1. Lodging and meals were furnished 129 traveling paupers during the month. Outdoor relief was granted to 6 families, amounting to $47 25.

Bills were paid and orders drawn Previously this year,

	$1840 85
	4304 40
	$6145 25
Paid towards new Hospital,	806 47
Paid of maintenance since Jan. 1,	$5338 78

Get Ready for the Census Man.—This year will occur the great decennial Census of the United States, made by the General Government.—Persons will be appointed for every locality in the States and Territories, to gather statistics of the inhabitants, and of all the agricultural productions, manufactures, etc. Every cultivator will be asked for a concise, accurate statement of land occupied by him, the number of acres and the amount of each crop raised during the year ending June, 1859. Those who were called upon in 1850 doubtless remember the difficulty experienced in making up an accurate report of the various crops. As these reports will be called for in June, it will be necessary to give in the crops gathered last year, and the suggestion we would now make is, that cultivators write down, while fresh in their mind, the number of acres under cultivation, including the wheat, etc., gathered.—The number of acres of each kind, the amount per acre, and the gross amount, will be required. The milk products also, and the amount of pork, beef, etc., will all be asked for.

Girls, don't do it.—In "Advice to Young Women," occurs the following:—"There is a practice quite prevalent among young ladies of the present day, which we are old-fashioned enough to consider very improper. We allude to giving daguerreotypes of themselves to young men who are merely acquaintances. We are astonished that any young girl should sell herself so cheap as this. With an accepted lover it is of course all right. Even in this case the likeness should be returned, if the engagement should by any misunderstanding cease. If this little paragraph should meet the eye of any girl about to give her daguerreotype to any gentleman acquaintance, let her know that the remarks made by young men when together, concerning what is perhaps on her part but a piece of ignorance or imprudence, would, if she heard them, cause her cheeks to crimson with shame and anger. 'Were it a sister of ours,' we have often said, with a flashing eye—were it a sister of ours! But that not being the case, we give this advice to anybody's sister who needs it, most anxiously desiring that she should at all times preserve her dignity and self-respect."

Trout.—About this time the trout break out in bright scarlet spots—or rather their dull red spots brighten into scarlet—and are insciously indicating thereby that they are "in season," and fit to be eaten. Acute anglers, who understand the idiosyncracies of the fish to a dot, are not slow to take advantage of the intimation. They are already troubling with their lines the waters of the Long Island ponds, and of the trout brooks of Pennsylvania. But trouting is cold work in April and somewhat unproductive; except now and then, when a June day is interpolated into this month of ague. As yet, the trout are inert and torpid. In these northern latitudes they do not thoroughly wake up until the middle of May. Then, if the weather is favorable, they commence taking air baths, turning flip-flaps from the surface of the water, in a hilarious manner. Flies are their weakness, and taking advantage of it, the angler feathers his hook with an entomological fabrication, and obtains the "shiners," under false pretences. It is a "confidence game" very similar to that practiced by those "fishers of men," who are sent to Cherry Hill for playing their tricks on two-legged gudgeons. Rather mean, though, (is it not?) for a being "infinite in faculties" to pride himself on humbugging a trout.

Young Folks' Concert.—We had the pleasure on Monday evening last, of attending a Concert at the Court House, at which the principal performers were pupils of the Sunday School of Trinity Church. They have been instructed by and have practiced under the direction of C. Little, Esq. The performance was very pleasing, and reflected great credit on instructor and pupils. A correct knowledge of the principles of music, and capacity for rendition, are invaluable accomplishments. Hence, our young friends who acquitted themselves so admirably on Monday evening, should devote cheerfully, the time necessary to perfect themselves in the divine art.—They will never regret it.

It would perhaps, be invidious to particularize in regard to Monday evening's programme, as each piece was performed satisfactorily; but we cannot refrain from stating that we were much pleased with the quartet and chorus, "La Marseillaise," with the duet and semi-chorus, "Evening Hymn—Falling, still Fading," and with the piano duet, "Hunter's Chorus (Der Freyschutz.)"

We congratulate all concerned in getting up this concert, on its entire success, and trust that at no distant day there may be a repetition, for the pleasure of the old and the benefit of the young folks.

Spring Battalions for Inspection and Review.—The Brigade Inspector, Major James Nagle, gives notice that the Volunteers of the First Brigade, Sixth Division, will meet next month as follows:—First Regiment, on the 21st of May, at Pottsville.—Companies, First Troop Schuylkill County Cavalry, Washington Artillery, Scott Artillery, Scott Rifles, Washington Yeagers, and National Light Infantry. The Washington Light Infantry of Pinegrove, will parade with the First. Second Regiment, on the 22d, at Tamaqua.—Companies, Tamaqua Cavalry, Tamaqua Artillery, Port Clinton Artillery, Scott Rifles, German Light Infantry, and Jackson Guards. Third Regiment, on the 23d, at Port Carbon.—Companies, Wynkoop Artillery, Marion Rifles, Keystone Rifles, Lafayette Rifles, and Wetherill Rifles. Minersville Battalion, on the 24th, at Minersville.—Companies, Minersville Artillery, Llewellyn Rifles, Columbian Infantry, and Ringgold Rifles. Ashland Battalion, on the 25th, at Ashland.—Companies, Ashland Dragoons and Patterson Guards. Fourth Regiment, on the 26th, in Upper Mahantango Township.—Companies, Washington Troop, Germanville Artillery, Jackson Blues, Donaldson Rifles, and Mahantango Infantry. The lines will be formed at 10 o'clock, A. M., each day. Artillery Companies will have their field pieces on the ground for inspection, and be prepared to fire a salute on the arrival of the reviewing officer.

Formal Organization of the People's Club of Pottsville.—An adjourned meeting of the members of the People's Party of this Borough, was held at the American House, on Tuesday evening, April 10, 1860, Mr. Bertram in the chair. Henry Edmonds, the Secretary, being absent, M. E. Richards was elected Secretary, *pro tem.* Minutes of previous meeting read and adopted.

Lin Bartholomew, the Chairman of Committee to report a Constitution, reported on behalf of the Committee, a Constitution.

On motion of Mr. Frailey, it was adopted as read.

On motion the Club proceeded to the election of officers with the following result:

President—LIN. BARTHOLOMEW.

Vice Presidents—South Ward, Henry Greenawalt; North East Ward, Benj. Cook; Middle Ward, Jacob A. Hazen; North West Ward, Wm. E. Boyer.

Recording Secretary—DR. B. S. LANGDON.

Corresponding Secretary—JNO. T. SHOENER.

Treasurer—James Fieter.

Mr. Bartholomew was introduced by Mr. Bertram, and after addressing the Club in a stirring speech, took his seat as President of "The People's Club of Pottsville."

On motion of Mr. Shoener, a vote of thanks was returned to Mr. Bertram for the very satisfactory manner in which he had discharged the duties of his office.

On motion of Mr. Bowen, the meeting adjourned to meet at the American House, at 7 o'clock P. M., on Wednesday, April 25th.

THE PRESIDENT'S PROTEST.

MR. HICKMAN'S REPORT.

Mr. Hickman's Report, affirming the right of Congress to investigate the conduct of the Federal Executive, in so far, at least, as it affects the purity of Congressional Elections, was made to the House on Monday, and is herewith presented. It must command general attention. The people wanted light on this subject, and thanks to an incorruptible and staunch Republican House of Representatives, they are getting it. Read it attentively.

Mr. Hickman, from the Committee on the Judiciary, made the following report on the President's recent protest:

On the 5th day of March last, the Hon John Covode, a representative in Congress from the State of Pennsylvania, submitted, and the House of Representatives adopted, the following resolutions:

"*Resolved*, That a Committee of five members be appointed by the Speaker, for the purpose of investigating whether the President of the United States, or any other officer of the Government, has, by money, patronage, or other improper means, sought to influence the action of Congress, or any Committee thereof, for or against the passage of any law appertaining to the rights of any State or Territory; also, to inquire into and investigate whether any officer or officers of the Government have, by combination or otherwise, prevented and defeated, or attempted to prevent or defeat, the execution of any law or laws now upon the statute books, and whether the President has failed or refused to command the execution of any law thereof; that said Committee shall investigate and enquire into the abuses at the Chicago and other Post offices, and at the Philadelphia and other navy yards, and into any abuses in connection with the public buildings and other public works of the United States."

"And *Resolved further*, That as the President, in his letter to the Pittsburg centenary celebration of the 25th November, 1858, speaks of the employment of money to carry elections, said committee shall enquire into and ascertain the amount so used in Pennsylvania, and any other State or States, in what districts it was expended, and by whom and by whose authority it was done; and from what source the money was derived, and to report the names of the parties implicated; and that for the purpose aforesaid, said committee shall have power to send for persons and papers, and report at any time."

The message soon as a protest against this action of the House. The President complains that he has been "abused," and that the constitutional rights and immunities of the Executive have been violated in his person. The material positions assumed in the communication are substantially embraced in the following propositions:

1. That the House of Representatives possesses no power under the Constitution, except as an impeaching body, to accuse the President of the United States, or any other officer of the Government.

2. That the first recited resolution is an accusation of high crimes and misdemeanors against the President, and that his accuser has been constituted one of his judges.

3. That the charge is too vague and general.

4. That there is danger, under such a precedent, of an aggrandizement of the legislative at the expense of the executive and judicial departments.

In consideration of the high source from which the manifesto proceeds, the Committee prefer to confine themselves to an examination of the postulates of the paper, however obnoxious to criticism its general tone may be on the score of dignity and temper. But they cannot refrain from expressing their belief that the high officer who prides himself upon the fact that "the people have thought proper to invest him with the most responsible and exalted office known in the world," and who declares he feels "proudly conscious that he is no public act or his (my) life which will not bear the strictest scrutiny," and that he defies "all investigation," should, amid the unbounded confidence, love and power, and flattery, that he is but the servant of that same people, and that he should shrink back in awe or terror from a simple inquiry into his stewardship. This is the first time under the Republic's Chief Executive has left a recorded admission that he has been made oblivious of the origin and ephemeral character of his position by the reverse of the picture. To distinguish such conduct by approbation would be to sanction kingly prerogative, and to proclaim that right-ful rule emanated by the grace of God, and not from the confidence of men. The nation, always charitable in the interpretation of acts and motives, is not prepared to overlook such a delinquency.

The President of the United States, under the Constitution, possesses neither privilege nor immunity beyond the humblest citizen, and is less favored in this respect than Senators and Representatives in Congress. Article 1, section 6, reads: "They (the Senators and Representatives) shall, in all cases except treason, felony, and breach of the peace, be privileged from arrest during their attendance at the session of their respective Houses, and in going to and returning from the same."

No such exemption is made in behalf of the Executive. The Chief Magistrate of the Government of the United States is always subject to the Constitutional supervision and judgment of Congress; while the, on the contrary, has no such power over either branch of that body. He is left entirely to the laws for his shield or protection of any kind, except such as is borne by all.—He is amenable for all his acts after inauguration as before. He is subject to be called to account by either citizen, and is subject to the same scrutiny, trial, and punishment, with the proceedings, hazards, and penalties of impeachment superadded. The President and the citizen stand on the equality of rights. The distinction between them arises from an inequality of duties. Wherever the conduct of the latter is open to inquiry by the Senate, or by the Courts, and at the Philadelphia and other navy yards, and into any abuses in connection with the public buildings and other public works of the United States."

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In this connection, it will be observed throughout this Message, assumes that the resolution to which he makes reference charges him with the commission of high crimes and misdemeanors. This was necessary to the argument he has advanced. It is for such charges only the House has the power of impeachment. The *gravamen* of his complaint is, that the accusations are of such a nature as, if true, would subject him to an impeachment, but not otherwise. He does not deny that upon them, or is moving to pass upon them, through a form of proceeding not authorized by the Constitution, likened unto the fallacy, and the artful dodger of the officer who prides himself upon the fact that "the people have thought proper to invest him with the most responsible and exalted office known in the world," and who declares he feels "proudly conscious that he is no public act or his (my) life which will not bear the strictest scrutiny," and that he defies "all investigation," should, amid the unbounded confidence, love and power, and flattery, that he is but the servant of that same people, and that he should shrink back in awe or terror from a simple inquiry into his stewardship. This is the first time under the Republic's Chief Executive has left a recorded admission that he has been made oblivious of the origin and ephemeral character of his position by the reverse of the picture. To distinguish such conduct by approbation would be to sanction kingly prerogative, and to proclaim that right-ful rule emanated by the grace of God, and not from the confidence of men. The nation, always charitable in the interpretation of acts and motives, is not prepared to overlook such a delinquency.

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The knowledge needed in the ascertainment of the truth. For Congress to reach the conclusion to which the President would lead them, would be to practically settle forever that impeachments were obsolete, and that executive officers had the immunity of perfect responsibility.

Indistinctness and uncertainty must necessarily pervade research. If it were otherwise all investigation would be rendered useless. As far as boundsmay be set for investigation, the resolution in question will comply therewith as that introduced into the Senate by Mr. Mason, Dec. 5, 1859, hearing upon the invasion of Harper's Ferry. This will be readily admitted from a comparison of the two. The following is the resolution last referred to, passed by the Senate Dec. 14, 1859, under which the mover was appointed chairman of the Committee contemplated by it, and testimony is now being taken:

"*Resolved*, That a Committee be appointed to inquire into the facts attending the late invasion and seizure of the armory and arsenal of the United States at Harper's Ferry, in Virginia, by a band of armed men, and report:

"Whether the same was attended by armed resistance to the authorities and public force of the United States, and by the murder of any of the citizens of Virginia, or of any troops sent there to protect the public property;

"Whether such invasion and seizure was made under color of any organization intended to subvert the Government of any of the States of the Union, what was the character and extent of such organization, and whether any citizens of the United States not present were implicated therein, or accessory before the fact, by contributions of money, arms, munitions, or otherwise;

"What was the character and extent of the military equipment in the hands or under the control of said armed band, and where, and how, and when the same was obtained and transported to the place so invaded;

"That said Committee report whether any and what legislation may, in their opinion, be necessary on the part of the United States, for the future preservation of the peace of the country, or for the safety of the public property, and that said Committee have power to send for persons and papers."

Could there well be a more limitless field for experiment? It covers *every* foot of the country, if not the earth, and takes open every act of every citizen of the United States to analysis, comment and exposure. It is not deemed necessary to extend remark, as it is sufficient for the argument to propound the question: Where is to be found the limit of jurisprudence, or justice, or propriety which subjects the every day life of every merchant, farmer, artizan, and laborer, to such a test, and protects their servants, the President, from it?

Article 2 section 1 of the Constitution declares "the Executive power shall be vested in the President of the United States of America." There is but one executive head or fountain, and but one executive responsibility, as there is but one legislative head, and one legislative responsibility. The President admits the propriety of inquiry by the Senate or the House, into the conduct of his subordinates, but denies that his liability is as great as theirs. The accepted teachings of the executive, judicial and legislative branches of the Government are opposite of this.

President Jackson, in his message of April 21, 1834, to the Senate, explanatory of his protest of the same year says: "Nor do I claim the right in any manner to supervise or interfere with the persons intrusted with such property or remove the public money and property of the United States, unless he be an officer of the appointment is under the Constitution and laws, devolved upon the President alone, or in conjunction with the Senate, *and for whose conduct he is constitutionally responsible*."

President Polk, of whose cabinet Mr. Buchanan was a member, during the 1st session of the 29th Congress, used the following language: "If any officer of the Government, from the highest to the lowest, shall so conduct himself as to render it necessary for the grand inquest of the nation, should at any time have reason to believe that there has been the malversation in office or an improper use or misapplication of the public money *by a public officer*, and should *think proper to institute an inquiry* into the matter, all the archives and papers of the Executive Department, public and private, would be subject to the *inspection and control of a Committee of their body*, &c." The rulings of the Supreme Court have been in the same direction. In the cases of Wilcox vs. Jackson and Williams vs. United States, it was decided that the Secretary of the Treasury in duties upon the President, by name, was fulfilled by the discharge of these duties by his subordinates, on the ground that these subordinates were instruments through whom the President could legally and properly be necessary to transcribe what appears throughout the Journals of Congress, that each House has continually claimed and exercised the necessary power of inspecting, inquiring into, and supervising the different Executive Departments and operations of the Government. It is true that the close and intimate connection insisted upon exists between the President and officers appointed by him, and exercising Executive trusts, the reason is not manifest why the management of the one should not be made a plain and intelligible one. The most rational and plausible conclusion at least would be that the pretentious tenets of the protest have been seriously weakened, if not destroyed, by the force of its admissions.

The necessity for the full and unrestricted exercise of the power in question is so overruling as to present its surrender.

1. With a view of impeachment.

2. For the purpose of legislation.

3. To protect the privileges of Congress.

The Constitutionality, the legality, and the authorized expediency of the inquiry proposed by the resolutions being, as is believed, amply vindicated, no question remains in respect to it, except what course it might address itself to the discretion of the House. If, by the proceedings to remedy a mischief, a greater mischief would be likely to follow, then a well regulated prudence would indicate the abandonment. The President in his protest suggests such a danger, and rests his resistance upon it. It is thus expressed; "The whole proceeding against him justifies the fears of those who opposed his election before the Constitution was accepted by the States, apprehended that the tendency of the Government was to the accumulation of the whole power in the hands of the Executive and Judicial Departments." If indeed fears of legislative aggrandizement should ever have existed, the cause of those fears is left in great obscurity. The history of the Constitution, through all the stages of its formation, its adoption by the several States, and the conspicuous differences between the great political parties at the present day, the existence of any such apprehension. The strong sentiment of the Democratic party through its whole struggle with the Federalists, until the election of Jefferson, was directly the reverse of the President's position. The party sentiment which formed the Constitution jealousy of the executive branch of the proposed government was as great even as the kindred jealousy against legislative encroachments of the Federal Government upon the independence and sovereignty of the separate States. To that body, it was even proposed that the Executive should be removable by the plural. Madison and Randolph urgently supported it as a measure of protection against the a