beyond question was could tated. It is the pol- of their treason icy and practice of every tation thus to punish sideration of our own is elests, and by the atrocious wickedness of ou chemy.

22.5

Again: objection is mad a to the bill because of its alleged unconstituti inality. The Constitution, after defining the crime of treason, provides that-

"Congress shall have p wer to declare the punishment of treason; but no attainder of to the actual power of the force under his comtreason shall work corruption of blood or for-Seiture, except during the fe of the person at power. A proclamation by the President of

What is " attainder." a Bere used? Simply judicial judgment age net an offender for the crime of treason. It i provision then is, no judgment pronounced by court for treason ehall work corruption of the or forfeiture beyond the life of the party. This provision changed the rule of the common law; the -judgment of a court age not an offender for treason did corrupt the bl od, and destroy its inheritable qualities, and his property became forfeited to the Crown. T e Constitution simply does away with the rommon law consequences of the judgment, glieclaring that no attainder, that is, no jut givent for treason, shall work corruption of blood or forfeiture beyond the life of the trty against whom judgment shall be pronoused. Our right to fected by a constitutional prevision which de-clares that certain consequences which attached to a judgment for treason it common law, shall not pronounce judgment, i sinstany one. No say: man can be tried under it. It affects property alone, and touches no print iray of an offender amenable to process. It dies not change the punishment of treason by deplaring a forfeitwhose property is taken are beyond the reach of personal punishment. Are the refugees of of this rebellion to live ut the revenues of large estates here? Is So it to live in Eu-Louisiana? Does a trati possessing large estates, gain immunity his all punishment whatever by fleeing the distry and making his permanent residence a said

Sir, this bill has no rely non whatever to the punishment provided ag not treason. It attaches to the property of those in rebellion. and provides for proceedings in ram and not in personam. The two are would distinct. Under this bill, you take and prifiscate the property of rabels; if afterward bey should come within our power, they in y be indicted, convicted, and hung for the street in of treason. The bill provides for proceeding sin rem, as in prize cases, and in no way age to the penalties in personam administered by our criminal courts.

The case of the Palm; * (12 Wheaton, p 1)

was the case of seizu. a is a Government vessel, the Grampus, under t enacts of piracy, of the 3d March, 1819, and the 5th May, 1820.— One ground taken agains a condemnation of the vessel was, that it was not averred in the libel that there had been a conviction in personum of the offense charg soin the libel; and it was contended that they i must be a conviction upon an indictment f rahe offense in pergonam, averred and prove in order to maintain the libel in rem. Justice Story, who deli ered the or

the court, in noticing this objection, says: "The point of objection of on important the country and confiscating their estates .and difficult nature. It is well known that at They must be reduced to poverty before their exchequer. The thing is here primarily con- passage of this measure is demanded as a just solely in rem, and there is no accompanying penalty in personam. Meny cases exist where there is both a forfeiture in rem and a personal penalty. But in neither liss of cases has it has been forfeited to the rebel government. ever been decided that the prosecutions were dependent upon each others. But the practice

inal proceeding in person mis" Here the offense is attached to the thing, and the bill provides for processings in rem, as in prize cases or forfeitures a fring under the revenue laws. It has no con thior whatever with criminal proceedings in Grsonam; they are still open to he resorted to, if the offender shall by charging the property of traitors with the ever come within the reach of our criminal pro-

pendent of and wholly ut iffected by any crim-

The Constitution provides that "no bill of attainder or ex post facto law shall be passed;" within the mischief, and, therefore, within the constitutional prohibition against bills of attainder. I agree, if this so a bill of "pains and penalties." that we have no constitutional power to enact it. A bil of "attainder," differs from a bill of "puins and penalties" only in pronouncing the judgment of death, instead of a milder punishment. Boys are equally within the reason and spirit of the constitutional prohitation. In both, the Legislature assumes iudicial functions, and prongunces sentence for past offenses, and without the safeguards of a trial. No jury, no court, no evidence—the Legislature, by an act of legislation, pronouncon sentence. Buth a bilt of attainder and a bill of pains and penulties are of the nature of ex post facto laws. In Josh, the Legislature assumes judicial functions, and proceeds to conviction without law or evidence.

This bill has no feate of a bill of pains and penalties. It is not ex post facto; it inflicts no penalty for past grenses,, but only in-flicts forfeiture against sain as shall, after its passage, be guilty of beating arms against the United States, or in giving them aid and comfort. It pronounces to lagislative sentence. The bill itself does no appropriate any property, but only makes the appropriation after condemnation by the sunta, or, through commissioners where the pabellion makes the sit-

cation. Such, too, is the story of France - that the bill gives too great power to the com-Every one, I think, of the Thirteen Colonies missioners, I answer that this objection is not confiscated the property of enemies within open to those who, by arms, have set up another their respective jurisdiction in the time of our jurisdiction, and driven our courts from the terown revolution. The projecty of German ref- itory of several States. This would be to give pigees who engaged in the revolution of 1848 exemption to the property of traitors because

Very extraordinary powers are claimed for rebellion and treason. In passing this bill, we the President on this subject of emancipation are traveling in the beats path of nations.— of slaves and the confiscation of property. As All men who understand t a frue nature of the Commander in Chief, it is claimed that he has struggle in which we are a graced will bail this full power to emancipate the slaves, and the measure as just, and demi ided by a wise con- right to take for public use such property of the rebels as he pleases. This, sir, is claiming large powers for the President, and if he possess them, then, indeed, does war make him as absolute as the Czar or Sultan. The President, as Commander-in-Chief, has no power to emancipate slaves, except as actually connected with his military operations, and here he is limited mand. A general in the field has the same general emancipation, or of emancipation of the slaves of rebels, is utterly without force. He-may control by martial law (which, for the time being, supersedes the municipal law) within his military array. Here he may call upon the slave for military service, and take him out of the power and control of his master. His authority as military commander goes not beyoud his lines. He has no power whatever of confisention. He may take such military stores, forage, and provisions as are necessary for the support of his Army, and this he may do alike from friend or foe.

The supreme power of this Government, under and within the limits of the Constitution, is in Congress. In the case before cited of Brows vs. The United States, while it was determined that we might confiscate enemies' property found on land; it was also decidedand the case turned on this point-that the power of confiscating enemies' property is in Congress. After citing the act of Congress not follow such judgment jere. The bill does | declaring war against Great Britain, the court

"There being no other act of Congress which hears upon the subject, it is considered as proved that the Legislature has not conficated enemy property which was within the United States at the declaration of war, and this sentence of condemnation cannot be sustained." Again:

"It appears to the court, that the power of confiscating enemy property is in the Legislature, and that the Legislature has not yet declared its will to confiscate property which was within our territory at the declaration of war."

This disposes effectually of the extraordinary pretensions set up for the President, as a ground of opposition to this bill. Those who really favor the confiscation of rebel property, will go for some legislation to effectuate that end. The President has no more power of confiscation than any Senator on this floor

Mr. President, the passage of this bill is demanded by the strongest considerations of justice and policy. It is vary much a question, whether the property of the loyal men of the North shall be confiscated by taxation, or the vast property of the leading rebels be taken to defray in part the expenses of the war? Between independent Powers, it is not unusual in treaties of peace to introduce stipulations providing for the payment in part by one party to the other of the expenses attending the war. Indeed, it is most common in modern times .--If nations thus claim and receive indemnity for the expenses into which unjust war has plunged them, may we not, with much justice and propriety indemnify ourselves in part for the enormous costs of this most causeless and unprovoked war? All loyal men agree that the rebellion must be crushed out. This can only be done by driving the leaders from the felon could be acquired by the Crown, by They feel secure in their property, come what the mere commission of the offense; but the may. Those suspected of loyalty only suffer. right attached only by the conviction of the of Refuse to pass this bill, and you offer a premi fender. In contemplation of the common law, um to disloyalty and treason. The safety of a the offender's right was naddivested until con- man's property in the South will impel him to viction. But this doctrit prever was applied side with our enemies. The rebels seize and to seizures and forfeiture spreated by statute appropriate the property of loyalists; we sein ram, cognizable on the gevenue side of the cure and protect the property of rebels. The sidered as the off nder, or rather the offense is measure of retaliation. Hundreds of millions primarily attached to the thing. Many cases of property in the South, belonging to northern exist where the forfeiture or acts done attaches men, has been confiscated or destroyed. Other hundreds of millions of debts due our merchants and manufacturers, and of investments in railroad stocks and other southern securities. Other millions, the property of loyal southern men, have been pillaged and destroyed. "A has been, and so this cour, understand the law State," says Vattel, "taking up arms in a just to be, that the proceedin in rem stands inde- cause, has a double right of putting itself in possession of what belongs to it and which the enemy withholds: and to this must be added the expenses incurred to this end, the charges of the war, and the reparation of damages. We must not give license to rebellion by the forbearance with which we treat the rebels. We must protect the interests of loyal citizens

THE GREAT CAUSE OF HUMAN MISERY. Just Published in a Sealed Envelope; Price 6 ets: A Lecture by Dn. CULVERWELL, on the cause and it is objected that the bill under consideration impignes on this constitutional provision.

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gical operations, and should be read by every youth and every man in the land.

and every man in the land.

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> TIOGA CO. COURT PROCLAMATION. Whereas, the Hon, Robert G. White, Presiden Whereas, the Hon. Robert G. White, President Judge for the 4th Judicial District of Pennsylvania and Royal Wheeler and Victor Case, Esq.'s, Assoand Royal wheeler and victor Case, Est, 3, Associate Judges in Tioga county, have issued their precept, bearing date the 15th day of Feb., 1862, and to me directed, nor the holding of Orphan's Court, Court of Common Pleas, General Quarter Sessions and Oyer and Terminer, at Wellsboro, for the County

> of Tioga, ou the first Monday of June, (being the 2d day), 1862, and to continue two weeks.
>
> Notice is therefore hereby given, to the Coroner, Justices of the Peace, and Constables in and for the county of Tioga, to appear in their own proper per sons, with their records, inquisitions, examinations and remembrances, to do those things which of their offi-ces and in their behalf appertain to be done, and all witnesses and other persons prosecuting in behalf of the Commonwealth against any person or persons, are required to be then and there attending, and not to depart at their peril. Jurors are requested to be punc dual in their attendance at the appointed time, agree Given under my hand and seal at the Sheriff's Office in Wellsbure, the 10th day of April in the year of our Lord one thousand eight hundred and sixty one.
>
> H. STOWELL, Jr., Sheriff.

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TITHIS preparation, made from the best Java Coffee is recommended by physicians as a superior Nu articious Beverage for General Debility, Dyspepsia and all billions disorders. Thousands who have been compelled to abandon the use of coffee will use this without injurious effects. One can contains the without injurious effects.

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erful preparation of Sarraparilla.
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Patent Medicines. Dye Stuffs. Window Glass, Potty E

which will be sold at lowest city prices during the P. R. WILLIAMS, Agt. N. B. Confederate State Stocks and all book accounts are at discount—can't sell goods for either. Wellsboro, Nov. 27, 1861.

GROCERIES AND PROVISIONS THE UNDERSIGNED" would respectfully inform the citizens of WELLSBORO and vicinity, that he has leased the store owned by A. P. CONE, one door east of FARR'S HOTEL, on Main Street, where he will keep constantly on hand A LARGE AND WELL SELECTED STOCK OF

Family Groceries & Provisions. SUCH AS FLOUR, MEAL, AND FRED, KEROSINE OIL, BURNING FLUID

CAMPHENE, TOBACCO, CIGARS, &c., &c.,

which he will sell cheep CASHO Also a large assortment of the BRANDIES, GINS, WINES, OLD RYE AND WHEAT WHISKEYS; be also Manufactures a superior article of CORN WHIS-KEY, which he will sell to Lumbermen, Hotel Keep-

ers and others, at WHOLESALE, Chesper than any other establishment in Northern

J. J. EATON. Pennsylvania. Wellshoro, Jan. 15, 1862. VOUNG HEMLOCK BARK WANTED .- Smooth young bark of the first growth, will be paid 25 o 40 cents per 100 weight, of this years peeling, at

the Brooklyn Tannery near Tioga. Feb. 12, 1862.-3 mos. H. S. JOHNSTON. I IGHT! LIGHT! HIGHT! FLA large lot of those fine flint Chimneys for Lamps, which do not break from heat. Also a large assortment of lamps, also a lot of that Petroleum Oil which suits everybody, and does not explode. For sale at ROY'S DRUG STORE.

CORNING FIRE & LIFE INSURANCE OF BIGELOW & THOMPSON AGENT. Of Hartford, Ct.-Capital

HARTFORD FIRE INSURANCE COMPANY,
Capital,
PACENIX FIRE INSURANCE COMPANY,
Of Hartford, Ot.—Capital,
PEOPLE'S FIRE INSURANCE COMPANY, PACENIX FIRE INSURANCE CUMPANY
Of Hartford, Ot.—Capital,
PEOPLE'S FIRE INSURANCE COMPANY
Of New York City—Capital NEW ENGLAND FIRE INSURANCE CO. MANHATTAN FIRE INSURANCE CO.

Of New York City,—Capital CO.
MASSASOIT FIRE INSURANCE CO. HOMESTEAD FIRE INSURANCE CONFIGN

Capital, NEW YORK LIFE INSURANCE CO. Accumulated Capital,
The subscribers are prepared to issue police of surance on the most favorable terms in the above known and reliable Stock Companies. nown and reliable block companies.

Farm buildings insured for three years the

P. J. FARRINGTON, Sarveyor.

APOTHECARY

PERFUMERY SOAPS. TOILET AND FANCY ARTICLES

OILS AND DYE STUFFS. PATENT MEDICINES.

VIOLS AND BOTTLES.

LAMPS, CIGARS AND TORACT

ALSO, SACRAMENTAL WINE Warranted to be pure Grape juice, prepared ressly for Communion purposes.

We have for sale Farrier's Powders and Links the best kind of preparations for Horses, By he of the Powder, the appetite is improved, all deni ments of the digestive organs are corrected, whe softens the skin and gives to the coat a soft and ning appearance.
The Liniment is used for etiff joints and land all kinds in horses and cattle.

Choice Teas..... | Soda Crackers...... Pure Saleratus.

Cream of Tartar.

English Corbonate Soda.

Corn Starch.

Nutmegs and Ginger.

Pepper and Cinnamon.

Stave Blacking.

Prepared Glue.

Violin & Base Violet Willing Base Violet Research Company Compan

Prescriptions carefully compounded, and all romptly answered. Every article for sale usually sold in a firm

WARE ROO

Cheap Lot of Furniture omprising in part Dressing and Common. Bureaus, Secretaries and Cases, Center, Card and Pier Tables, Dinis Breakfast Tables, Marble-topped and Common & Cupboards, Cottage and other Bedsteads, State

COPTINS made to order on short not carse will be furnished if desired. N. B. Turning and Sawing done to order.

CHARLESTON FLOURING MILLS
WRIGHT & BAILEY, Having secured the best mills in the County,

Custom Work, Merchant We and in fact everything that can be done in Co Mills, so as to give perfect satisfaction.

AT WHOLESALE OR RETAIL, tour store in Wellsboro, or at the mill. Goods exchanged for grain at the market prica-All goods delivered free of charge within the ration. WRIGHT & BAIL

NEW GOODS! T. L. BALDWIN

DRY GOODS, LADIES DRESS 600 BEADY MADE CLOTHING, BATS AND CAPS,

GROCENIES, HARDWARL, BOOTS AND SHOES, WOODEN WA £0., £0., £0., £0.,

ALL KINDS OF COUNTRY PRODUC . TAKEN IN EXCHANGE. All persons buying GOODS for

THE STOCK, As they are to be sold at

VERY LOW PRICES. T. L. BALD Tioga, Oct. 16, 1861. FASHIONABLE MILLINERY S

Consisting of Straws of all kinds, Pattern Bloomer Hats, Flowers, Velvets, Silks of all and in fact

vicinity, feeling confident that HER GOODS WILL BEAR INSPECT nd compare favorably with those of any ment in the county in regard to price.

Oct. 2, 1861.

low as any good companies.

All losses will be promptly adjusted and pulled office. Applications by mail will receive profit tention. Oct. 13, 1862. JOHN A. ROY.

WELLSBORO, PA.,

WHOLESALE AND RETAIL DEALER IN DRUGS, MEDICINES AND CHEMICALL

BRUSHES, VARNISHES, PAINTS,

WINDOW-GLASS, PUTTY.

FOR MEDICAL PURPOSES.

To Farmers,

TO THE PUBLIC:

Drug Store, and at the lowest market prices. Wellsboro, May 1, 1861.

CABINET THE Subscriber most respectfully annuum he has on hand at the old stand, and for

far and Chairs, Gilt and Rosewood Mould

August 11, 1859.

prepared to do

FLOUR, MEAL AND FEED

Wellsboro, Feb. 13, 1861.

now receiving a large and Well Se ected St FALL AND WINTER GOODS consisting in part of a General Stock of

All of which will be sold VERY LOW for READY PAY ONLY.

READY PAY, Are respectfully invited to call and eximi

MAIN ST., WELLSBOBO. MISS PAULINE SMITH has just purcha FALL AND WINTER GOODS,

ALL KINDS OF TRIMMINGS She solicits a call from the ladies of Wellah

BLEACHING AND PRESSING & Boom at, the residence of G. William site U. S. Hotel, up-stairs.

WOOL! WOOL!-The highest price paid for Wool at the Union Stol

PURE WINES AND BRANDE