ERIE, SATURDAY MORNING, MARCH 6, 1858.

NUMBER 43.

60 NOT YET.

of the night is young, in truth to prove

E MY passion's bond to-night, wher eagerly reveal

Finepes of riper blise , grants past shall seem to thee

CNONRINGERS

ago I was a telegraph olerk at New I had a week of day duty, and a ducy, alternately, Christmas-eve m front staring instruments in ing gaslight overhead, and a by my side; not forgetting a mi to assist me in whiling away

There were rarely any for pri our referred, mostly, to the busiminst company. That evening I spirited It went against the grain only seventy pounds a year. sidvised Cary to give me up: dest do that he contented himsting me the house; trusting to e -fir they lived several miles te aul his cause

Mr Lincaster always invited a pictured them there, dancing: put to her white muslin dress, month before Would any mi-erable self ever cross ber oved among the gay company? tested rival, Binks the draper, dancing with her, and pressing his arms at that very moment, a calmit to be borne; so away I went m for change of scene

thit night, with a keep breeze that racted locomotives, that seemed m and down, merely to keep www on such a bitter night, and mad anything particularly to

the valorous little clock in the wit came and went; one o'clock. me a clock I had grown tired of heroine, and had again become dent on the subject of Binks, used by the quick tipkle of the A private message : a to Mr Darke, 89 High street, Me

had see I spelled it over that I had got it down correctly;

Brem the tailor, and was only apartments to let, and Mr. Darke halidger Having looked the office eded at a rapid trot towards Mr.

the window was opened, a bead pop-Magnif voice demanded :

A Dark- live here 7" Wwast to know P be graphic message for bim anghi Wait a moment.

self rince, cortainly. Next momont, wd to far as the chain would adv iber." said Mr Darke

(b) I placed the note in his hand

till fee whether any answer's e outline of his bead when he

y-five miles from Newstone mos the distance in rather under ches the latter place at half part bet pouted to half-past five, I up the platform, determined grant, or other strange mon train, it should not d part balf expected to flad Mr the the train, but he was not to I's time the train crawled t station, and, in another moment " flored with those strangely Astroiog note And this on pas thin kentleman atylinkly drepard. ils down the platform, and, push

myself. But where can be he going to at this if Telegrouph to each station where the train time of the morning? None of the inns will be stopped," said Mr. Choop, "fill you discover at which of them the men and woman get wishout waiting to consider whether it was out."

any business of mine, I pushed through the feld—
ing doors after the traveller. He was walking esse, but the fifth answered, "Yes; the individual gray eyebrows, motioned me to a seat, and then slowly server the little square in front of the two walking wis you mention reached here by eight A. M. tien, looking from side to side, as fract knowing which read to take. Suddenly a dark figure gli ded out from behind some projection, and ad want on the projection of the control of the con of voices. Then the stranger took the portman- with Timothy and me, you are welcome." teru from the travelers hand, and they went on at a rapid pace into the the town. All this I saw by the light of the station lamps. When the two figures got beyond their influences, and passed out of view in the denser darkness beyond and impelled by a vague feeling of curiosity, I drew my coat closer round me, and set off after them at a stealthy pace, taking the darker side of the source as I went. I had not far to follow.

As the clock struck twelve, we found ourselves at Puiscood station—Mr. Choop, Timothy and myself. After making a few inquiries of the station master, Mr. Choop sent. Timothy in one direction, while he and I took another. Mr. Choop put cautious questions to several individuals, but without gaining any decisive information. Neither was Timothy—when we met him the source as I went. I had not far to follow. the square as I went. I had not far to follow.— — able to furnish any satisfactory intelligence.

They passed into High street, opposite number Mr. Choop considered for a few momenta: "It

which Mr. Darke the travelers, were all mingled in fantastic drama, revolving endiessly in my weary
brain. What had the telegraphic message to do
with the handsome traveler? I sleeplly kept asking myself, at intervals of a few minutes; but
without troubling myself to find an suswer. Suding off his hist, clambered up the hill, and took
ing off his hist, clambered up the hill, and took
to moor, which sweep suddence
of moor, which sweep suddence
sinuous, graseful lines. Following the guidance
of Mr. Choop, we quitted the high read after a
time, and came, to a halt under the lee of a
Mgbhar hillock than common. Mr. Choop, taking off his hist, clambered up the hill, and took
wery glad to see Mr. Choop whenever he favors
we with a call in your new home, and bound the horizon with their
ingly; and, providing
the man mind another year I will not object to
your marriage. Let me make our decision in
morning. You will find Cary in the parlor,
I need hardly eay, that both Cary and I are
very glad to see Mr. Choop whenever he favors
us with a call in your new home, and hardly in
T amonfingers: who, now that Mr. Riley is book, read over and over again the first part of the message: "Lemoningers starts by the mail the ping holiday, and enjoying to night ""Well, what has that to do with the hand-ome traveller?" Why, this: don't the hand-ome traveller war a pair of tightly fitting 'lemon-olored gloves' and wasn't the outside seam of the first right finger on the right hand glove his wife are in that house," maid Mr. old his moustache. But even supposing the terminal part of the mail we were on the summit of a ridge of country, from which the road swept down into a small wasn't the outside seam of the first right finger on the right hand glove high road, stood a small, square house. "The Ten Tramps. I dare wager that Jim burst open? This I had noticed as he stroked his moustache. But even supposing the terminal that the country is considered to the middle of which and, close to the high road, stood a small, square house. "The Ten Tramps. I dare wager that Jim burst open? This I had noticed as he stroked his moustache. But even supposing the terminal that to do with the hand-ome traveller?" The transposing the traveller was a pair of tightly fitting 'lemon-colored gloves' and wasn't the outside seam of the first right finger on the right hand glove high road, stood a small, square house. The Ten Tramps. I dare wager that Jim the house, and his wife are in that house, and his moustache. But even supposing the traveller was a pair of tightly fitting 'lemon-colored gloves' and wasn't the outside seam of the first right fine the middle of which and, close to the high road, stood a small, square house. his moustache. But even supposing the travel- all the rogues in the district. to be the Lemontingers of the message, what about the black dwarf? There was no black dwarf? He was alone. Yes, alone? Yes but did be not have, with him a small blackportmen. teau, of which he seemed to take particular care refusing to let the porter so much as take it out of the carriage for him? A theory ingenious, but improbable, I remarked to myself, as I put out the gas and drew up the blind, to admit the

struggling day.

My duty was over at eight o'clock. The London train was about to start as I went up the platform on my way home. Passing a group of people standing near a carriage door, I was and denly startled by a deep gruff voice saying to some one: "We shall be off in half a minute more" "I would pick that voice from a thought the direction of the Ten Tramps, whistling the Plough-boy as he goes. Mr. Choop and I passed the next half hour together, amiking cigars and discussing various matters, with a glance over the hillock every two or three minutes in the direction of the inn sand as Mr Darke's!" I exclaimed under my breath, as I glanced quickly round. The group right, with a keen breeze that dispersed except two persons, aman and a wo dry through the telegraph. the train The person whom I took for Mr. Darke was a bulky middle aged man, deemed in mong the wagons in the station was pale and marked by the small-pox, and his eyes were black, hold and cumping; altogether a Beroe fellow, whom it would be unwise to enrage. His companion's face I could not see, it being concealed by a thick weil; hat judging from her figure, she could not be mitch above twenty years old. She was well, but rather conspicuously attired, having over her silk dress a voluminous

south t shawl, comfortable looking enough certuitly, on a cold Christmas morning. But see! As I live, she has got on the very pair of lemon colored gloves that were worn by the handsome young dandy who arrived by the night mails the pair without doubt, having the outside ceam of the first finger of the right hand a little torn There, too, is the identical little black portman-Acau, carefully carried, this time, by Mr. Darke himself. What can it all mean?

Under ordinary circumstances I should have at once gone to bed and slept till two of three o'clock in the afternoon; but on Christma thout on one of the printed forms; day, such a proceeding was not to be thought of stered at the foot the time I had re.

So, having breakfasted, I put on my Sunday suit, and left home with the intention of taking a strollinto the country. Before setting out, I went to the station to see if I could not induce a certain friend to accompany me; when whom should wik from the station. Mr. Breem | me et to the platform but Mr. Choop, the consta

ble of Newstone. Mr. Choop is a small, wiry, active looking man with a sauntering and negligent air, as If be vorluded that Mr Darke was a were in want of something to do. Mr Choop that somebody was sending him has a smiling open confidenance; he wears his hat war a giant also—but certainly a very much on the back of his head, and generalsalu caravan There was a light ly displays an ample amount of shirt bosom seemwof number thirty nine Was ing in his quiet way, to invite the confidence of expectant of a message? It every one. But tell him something that interests him; excite him-bring him out of the passive into the active mood, and you will see his It light in the second floor was not eyes become keen and piercing, his teethglisten. He looks at such a moment as dangerous and full of mischief as a tiger crouching for a spring. Mr Choup is a distant relative of mine by mar. riage, and was aware of the state of my affections. He was in the passive mood when I encountered him on the platform, and looked the most am. inbin and artiess of men.

"How are you this morning?" he said, as t shook bands "And how is Cary? Have the frest muscular hand was thrust old man and you made masters up yet?"

I shook my head disconsolately.
"Well, faint heart, you know," he added with smile "What brings me down here? Busi. news to be sure. The fact is," mystersously tas king me by the button, "there was a daring bur-glary committed last night at Ironville, and proprty to a large amount was stolen. From information I received half an hour ago by telegraph We reason to believe that one of the account Mr Darke when I left number plices, having in his pussession a considerable an I had when I went I had part of the stolen property, arrived here early this morning by the mail train. A slender young the window Whether he was a man, fashiousbly dressed, light flaxes moustache, an old man; a fair man or a dark wearing a pair of lemon-colored kid gloves, and den pull back with all my strength. Choop,

carrying a small black portmantenn "Mr. Darke's friend, by Jupiter!" "Eh, what do you meah?" asked Choop sharp? Edual could recover his breath. ly, with his eager ferret look that changed him at once into another man. Three minutes and ped to put him in possession of all I knew. Mr. Land carrying, with spuch care, the small black Choop gave an almost imperceptible jerk with his portmentent: Mr Choop opened it, and I perthe appearance of a farm laborer in his best clothes, jowelry of various kinds. The woman's veit;

Mr Choop seut Timothy off to Nember thirty which with those strangely nine to make certain inquiries, then went himself which business or pleasure inhe remembered to what station Mr. Darks and by strange mounter. Only one his companion were booked. The clerk hooked we many passengers by that train, that he could serviden from their france strug. not possibly remember; but he think through he beheld how his gueste had suddenly come to the moment the heil to London. Mr Cheop the a desired the to ac. twining note. And this on passing free to London. Mr Ghoop then desired me to act this desired the hell to London. Mr Ghoop then desired me to act this borse and a light cart, and we drove back, through the darkening afternoon, to Fulwood.

All this is possessed in clock train had hardly got into London yet, through the darkening afternoon, to Fulwood.

Through Mr. Choop's indentifiable exertions, by consulting a time-table, Mr. Choop's found out exactly at what part of the fine the train ought the whole of the gang of birglars was specific to be; so, at his request, I letegraphed to this term of the whole of the gang of birglars was specific to be; so, at his request, I letegraphed to this term of the part of the pa a the porter, who touched his cap, description of Mr. Dark and his companion; do there only of the burgaries in which they had all to be represented on its arrival, and, been engaged for such sime beek, is being his countries a saile again, the individuals in question to be detained. In a. duty to pick out the premise to be subsed, to beary folding doors, emerged train has been searched, but no individuals and them, and arrange the details of some swell from

any business of mine, I mushed through the feld. So I telegraphed to four stations without and

As the clock struck twelve, we found ourselves

thirty nine. A moment more, and they were both inside the house, and the door was blut; another moment, and I saw a light shining from Mr. Carbor commints an expected all along," said he at last. "We shall find them at the Ten Tramps Step out, lads; best leg foremost."

We left the village at a rapid page, and still

We left the village at a rapid pace, and still Were shut in on every side by swelling hillocks that amount of intelligence and activity which

Mr Choon descended, and he and Timothy held secret council for some minutes. Then Timothy opened a small bundle—brought all the way from Newstone—and proceeded with much gravity, to induct himself into a wagoner's blue smock-frock, plentifully braided and buttoned after the fashion in which wagoners delight. He next turned up the bottoms of his fustian trowsers, so as to bring into more prominent view his laced up Boots; then he gave his hat a push back and his hair a pull forward, and set off at a swinging page in the direction of the Ten Tramps, whistling the Plough-boy as he goes. Mr. minutes in the direction of the inn

"Why not wait till night," I saked Mr. Choop, "when you could approach the inn without being seeu?

sure of finding half-a-dozen rough customers there, who would make the matter awkward." "Then why not take half a dozen men with

"What credit would there be in that? When thing about calling in other assistance There

Timuthe was lounging against the door-past, amoring a long clay pipe. While we were watching him, he took off his hat, and scratched his head vigorously; a second time; and a third time

" All right" said Mr. Choop "That the signal. Lartel me your cap, Fred, and you ake my bat; I don't want Riley to repognise me till I get into the house ' Having made the transfer, we sat of Me.

hoop walking with an assumed himp Timothy was still smoking his sipe at the door when we reached the inn · " Beine day, master "

"Very fine my man," replied Mr Choop What sort of a tap have you got here? Ob, toidyish You'll found the landlord mewhere insoids All the women folk seem be gone out somewhere "

'Two glasses of your best ale, landlord." exclaimed Mr. Choop to a burly red headed man with a villainous countenance, who came forward, cowling suspiciously. The landlord's back was ardly turned before a quick whisper was exchanged between Timothy and Mr. Choop. We were lighting our cigars when the landlord returned with the ale. He showed us into a small room, and we left the countryman still smoking at the door. He seemed to be a thirsty sonl, this countryman, for he called for glass after glass rapidly, as if fully determined on gotting drunk in the shortest possible time. He drank so much that the landlord's big jug was at last exhausted, and be lighted a candle to go down into the cellar to draw more ale. Hardly had the landlord reached the bottom of the cellar steps before the door was quietly locked behind

Mr. Choop's spathy vanished in a moment. His eyes fisched, his teeth glistened, he looked dangerous. "Go you into the garden," he whispered to me, "said take your stand below the window on the left. If Jim Riley jumps out though I don't think he'll have time-lay hold of him and stick to him till I come. Now, Tim. anick and cilent!" Mr. Choop and Timony, each palling out an ugly looking staff, crept up stairs as stealthily as two burgiars, while I hastened

into the garden. A mingled noise of shouting and oaths, crown ed by a woman's wild shrick, the crash of a falling table, and then the window was flung up, and Mr. Darke, dashing madly through, followed closely by Cheep. They came to the ground almost together, and rotted over in a fierce struggle. But Mr Durke, twice as strong as his opponent, was uppermost, sitting astride of Mr. hoop. Only for one moment, for the next my arms were around his neck. I gave him a sudnew on his feet, whipped out his handouss, and that Mr Darke safe and fast before that indivi-

At this moment Timethy appeared, excerting Mes. Riley, as I suppose she ought to be called. lounged up; I recognized Timothy, Mr Obsep's sow thrown back, showed me the midnight confidential subordinate.

Timethy's admiration.
The hadderd, kicking at his fellar door, and dalling to be let out long before this, was released by Timothy; and very blank he looked when

Three days after Christians day I received a note from Mr. Laudaster asking me to go over to see me - SELECT COMMITTEE OF THE SENATE propositions of amendment, requiring a vote to He received me in his grave, quiet way, looked me through and through from under his bushy

" Yes " "Were you not aware of it?" "I was, of course, aware that a robbery had been committed, but was not aware that you were

Laneaster. "Mr. Choop informs me that it was through you be first obtained the clue which enabled him to track and capture part of the gang and recover a portion of the stolen property, and an ungrateful man; you have long had a liking for my daughter, which, I believe, is returned Having no expectation of seeing anything more keeping on the high road, got into a harren moor lambdade, and there, bending lend country. Fields, hedgerows and trees, which fire, fell gradually into a dose, in were gradually left behind; until at length we and if I find that you bring into your new trade were shut in on every side by swelling hillocks.

INITATION OF A HIGH REAMPLE -The Sen ate of Tenessee has caught the Grow and Keitt in fection at Washington, and "gone in." The Sen-ators from Maury and Shelby, Mesers. Whitthorne and Walker, struck up a little muss to enlives the monotony. The Nashville Patriot of Tuesday says of it:

Mr. Whithrone rose to a point of order. Mr

PURCHASE OF SONORIA BY THE GOVERN MENT .- From a private letter just received from legislative body, a plural executive, and a cen-

Timothy and I fail, it will be time enough to purchase by our government of the State of So dministration will buy it. Negotiations are now. distracted republic may terminate, the governpart of Sinslons." - St. Louis Dem

A Sold Conductor

A few nights since a laughable affair occurred on the Niagara Falls Railroad, between Buffalo and Tonswands. It was late in the evening, and the cars stopped at Tonawands for wood and wa ter. Some passengers got on there, and after the train started, Winn, the conductor, started around to collect fares, and take up tickets. About the middle of the rear car, he came across a heavy looking personage in a wool hat, who was apparently asleep. With put his hand on the sleeper's shoulder, and mid, "ticket" The sleeper stirred not, nor intermitted his res ular spore, which was very much like the bark of an anasthmatic dog, mingled with a clam the delay of the mode prescribed in the Con-peddlare peculiar cry. Wine gave the sleeper a stitution for amendment ought not to be adpeddiare peculiar cry. Wine gave the sleeper a stitution for amendment ought not to be adpined it, and upon general grounds of reason beavy punch in the sidn, but the sleeper awoke mitted. It was therefore proposed and carnest. Where a Constitution provides for its own amendation to be admitted. not, and his snoring became positively terrific. As a last resort Winn pulled him back and forth in the scats, when he awoke, and looking up consideration, and, if they concurred in opinion. Every presumption should be made in favor with a grin, he wanted to know what was wanted. Wish said, "ticket," as irascibly as he could. The stranger got up without saying a word, re-scated phimself, and commenced a general search

siekers from the seas beyond.

"W a-a-t- a-sleep a'tall" said the Yankee: tho't I'd have a little fus; no use in gettin riled about it; how much's two pay?" said he, pulling booking, good featured woman, bearing her misfortune with a baughty indifference that excited

Timethie's adminTimethie's adminTimet from the other a roll of hanknotes, almost as tion of a Convention to make amendments. ding wide open, which, receiving be hastened from the eur and started the train again, smid one of the wildest yells of laughter that ever shook the panishing of a passenger south. The sleepy man proved to be the Superintendent of the New Ragisad med, and bad bot been astenn at all. W na, has felt lost ever since

Mrs. Outbarine Sinclair Porrest has pur chased an estate in Soutland, for \$50,000, the savings of her short theatrical career.

10. The man who was "filled with emotion and a room for his dinner.

Has receivily converted his hat late

REPORT

KKAD IN MENATE, PER, 1965, 1804.

Mr. BUCKALEW. from the Select Committee to which was referred certain resolutions relating

and harmony of the country involved in a correct does not furnish as exclusive, mode of amendatures, or Conventions, in three fourths of understanding of it, that your committee believe ment; and the Legislature power of the State in the States. The only exception from this power that some examination of the subject in the Competent at any time to provide for calling a Constitutional Convention, the powers of which, of its equal representation in the Senata. And that he was much indebted to your courage and that some examination of the subject in the activity in the capture of Riley. Now, I am not Legislature, to be followed by the expression of disabase the misch of many from false impres. pend upon the two under which the delegates are in the Senate, any and all parts of the Constitu sione, and have a salutary effect upon public

and smeading constitutions may be examined to aid us in solving the difficulties of this Kanses one.

question. For that purpose some reference will be made to our own constitutional history. In Convention and Constitution of Kanses, and 1776, in consequence of a circular from the difficulties and misconceptions regarding them Committee of Safety of Philadelphia to the committee of the several counties, enclosing the resolution of the Continental Congress of the ple at an election in 1856, upon the question of 15th of May, members were appointed from the a Convention to form a Constitution for Kanses. very glad to see Mr. Choop whenever he favors as with a call in your new home, and brings new several counties to a provincial conference, which of Lemonfingers; who, now that Mr. Riley is working out his penal servitude, is doing well as a licensed hawker in the hosiery and Nottingham

In the delegates, to assemble in convention, and form a line. two third vote of their number, to call a Convention to amend the Constitution. A single and Arisona now in Washington, urging the A majority was in favor, at one time, of a Con-

of comparatively little value. Ther expect to tion -- That government is, or ought to be, in the argument illustrated by our own constitution not for the particular enclument or advantage of a fair reply.

any single man, family, or set of men, who are a lst. The objection that the Constitution is una part only of that community—and that the obangeable until 1864, is fully answered by the community hath an indubitable, and unalicanble citations already made from Pennsylvania Conand indefeasible right to reform, alter, or abolish stitutional history. We may conclude that the government in such manner as shall be to that same power will exist in the people of Kansas community judged most conducive to the public weal." From all which, as well as the nature of process, as that exercised by our own people in society and the principles of government, it changing the Constitution of 1776. The manifestly appeared that the people have, at all are alike upon the question of power, and the one times, an inherent right to alter and amend is solved by the decusion of the other. Any one the form of government in such manner as they who accepts our Pennsylvania practice as regular shall think proper: and that they are not and lawful, will not doubt that, upon admission, cannot be limited to any certain rule or mode the people of the new State of Kansas will have of accomplishing the same, but may make choice power, through a Convention, to amend or change of such method as may be best adapted to the altogether their fundamental law, setaining in any end proposed, and that further reasons assigned case its republican form This power stands ly recommended to the citizens of the Common ment, the mode or time so provided cannot be wealth to take this subject into their serious exclusive, unless others are expressly prohibited. with the Assembly, that a Convention for the of the popular right in legal instruments of govpurpose of revising and altering the Constitution ernment, and the power of changing them must of the State ought to be called. It was submit remain cutire, unless expressly limited or forbid ted to them whether it would not be convenient of his person while Wine passed on to collect and proper to elect members of such Convention amendment before 1864, and it does contain a at the next general election, and that, upon declaration of popular power over Constitutions their pleasure being signified at their next six similar to those quoted by our Legislature of When he returned, tol the sleeper was solven their pleasure being signified at their next sitagain. Winn went at it again like a trooper, ting, it would provide by a law the time and 1789, in a case precisely similar to the present and after going through the same operation, he place of the meeting of the Convention, and one

> amendments to which it has been subjected. In 1825 a law was passed by the Legislature for taking the sense of the people upon the ques-Ten years later—in 1835—a law was per

entitled "An act to provide for calling a Convention with limited powers." It provided for a vote of the people, for their ratification or repection, and with no other or greater powers what The vote taken in pursuance of this subsequent act of the 29th of March, 1886. ion was made for electing the delegate's

Smendments in force. They would only frame pursuant to the fifth article of the Offiction propositions of amendment, requiring a vote to relating to amendments. And now, and

give them validity.

Among those amendments was one in relation called by Congress, are by a companied to future amendments, which now constitutes the Lieffelntune of two-thirds of the States.

10th article of the Constitution, and provides to the admission of Kansan into the Union as a State, made the fellowing report:

That the Committee, in addition to reporting back to the Seasts the resolutions referred to them—the case with a resonant state the following approach of all members elected to each House of the first selecting members to the Constitution, and provides that amendments may be proposed by a tenjority of all members elected to each House of the first selecting members to the Constitution of the United States, and indefinitely postponed, and the other in an amended form—deem it proper to state the grounds upon which their action is founded.

So pertinacions and vehoment have been the efforts to render this measure of admission observations and unpopular, and so much is the postsion in the Constitution of 1776, it does not furnish an exclusive mode of amends. whether general, or special and limited; will du- in fact, with the exception of State represent thosen. And as this eserion of our present Constitution does not forbid other modes of amend-Our experience in Ponneylvania in making ment than that provided by it, it is clear that this construction must be accepted as the true

Constitution for Pennsylvania, as an independent and similar to those of our Conventions of 1776 State and provided the manner in which the elections for that purpose should be held. In consequence of this recommendation, delegates forth an entire Constitution. The necessary were chosen by the people, who assembled in consequence is, that the Constitution framed by Convention, on the 15th day of July, 1776, and the Kansas Convention would be valid, and sub-

purchase by our government of the State of So vention, and at another, against it; but at no lible with true liberty and freedom. Our system nors, Mexico, and there is no death but that the time could an affirmative two thirds vote be has abundant facilities for amendment, change obtained. Finally, under the premare of neces and reform, in connection with power to enforce progressing with that view 'I know that Max ally in favor of change, the subject was taken the existing laws and rights, public and private. See has proposed to all the control of the co and however the troubles now existing in that ments to the constitution were immediately ment, are untit for free governments, and cannot

necessary; reciting from the Declaration of In- long maintain tuem. ment, if any he cotablished at all, will need and dependence the assertion of the right of the. The lawful and regular character of the promust have money. The parties urging this mat I people to alter or to abolish their government, occurring for the formation of the Kanasa Constiter want Guymas for a port of entry, for with, and to institute a new one, and also the clause of tutton, and the validity of that instrument as out it, Aris no and the adjac at country will be the bill of rights in the then existing constitute. Presented to Congress Paying been shown and get as far down as the 28th parallel taking in a stituted for the common benefit, protection and al history, it remains to notice some of the lead. security of the people, nation or community, and | ing objections heretufore made, and to give them

to change their Constitution through a regular

den. The Kansas Constitution does not forbid

finally awakened him again. The same converfor the payment of expenses incurred thereby. 2d. Upon the man adjournment of the
sation occurred; and the same search followed.
These important resolutions were adopted by the same Convention without its submission of the
Winn all the while standing by in a frame of mind
decisive vote of forty-one to seventeen. At its whole Constitution formed by it to a vote, obwhich might be likened to a cat dealing with a next session the General Assembly called a Con. jection was made to it upon that ground, and a Certainly, this can only be done (in the absence dog—back up and claws expanded. The stranyention "for the purpose of review, and if they constitutional philosophy, altogether novel, was ger finally told him he had no ticket, and droped see occasion, altering and amending the Coasti produced upon the occasion, to sustain that obright back into a heavy sleep again. Winn was tution of the State." The resolutions for that pertiantly approached the Territory. It may be found exposured at a Constitution after it is once made, without the about, arooke him again, and demanded "thirty seventeen on the 15th of September, 1789 .- large in his subsequent letter of resignation, and substitution of another, was never before beard cents—quick " The stranger yawned frightfully, These legislative proceedings resulted in the it constitutes the material point in the message of in the United States, and such an attempt has and said he guessed not, and went to searching Constitution of 1790, and would seem to stand of Mr. Secretary Stanton to the Territorial Lag. no foundation either in reason or law The man for his ticket again. Wire gave the bell rope a justified by the gensous assigned, and by the furring the listure, on the 8th December, 1857. It was submit the Constitution of 1776 this, shortly stated—that the people cannot make brokemen in. The cars stopped—the two approvided a mode of amendment, it did not forprovided the stranger, when he rose up six feet bid other modes; and that therefore the ordinary eigenty being "inalignable, indivisible, a unit." and a half in his boots, and broad in proportion law-making power could not initiate the neces-and the was going to do. sary proceeding of change. That Constitution The practical result arrived at by Governor and and there maked Winn what he was going to do.

"Tut you that you viffic." Bissed Winn, quiver of 1790 was proclaimed by the Convention and secretary, from this dectrine, was the invalidity of the Lecompton Constitution, without a popular vote.—

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In the practical result arrived at by Governor and Secretary, from this dectrine, was the invalidity of the Lecompton Constitution. instrument or any part of it to a popular vote. - | lar vote upon the whole of it. Strange as if may It remains in force till this day, a period of seem, all this is spread out in official documents, sixty.eight years, modified only by certain and constitutes the leading ground of objection by Governor Walker to the Constitution, as stated by himself. Nothing more untenable, and more opposed to constitutional principles, as understood and practiced in this country, could be produced. Doubtless under our Republican system.

people are sovereign, and Constitutions must proceed from them, but they would no longer be a vote "for the purpose of ascertaining the sense of the citizens of this Commonwealth, on the expediency of calling a Convention of delogates, Walker quotes no authority for his doctrine, exto be elected by the people, with authority to submit amendments of the State Constitution to in 1833, and again in a pamphlet given to the connery in 1826 It is not perceived how its repusation can strongthen it, and in the absence of reasons to sustain it, and in the fame of authority act was in favor of a Convention, and by the against it the most weighty and conclusive. Such authority is furnished by the Constituti of the United States, and by that of Pennsylvania. The former was prepared by a Convention,

Those amendments of 1888 were adopted, and by Legislatures or Conventions in three-fee the Constitution of 1790, was so far changed as of the States, upon being proposed by two-they expanded did matter or introduced new,— of both Houses of Congress, or by a Conventions of Lamburg those amendments was one in relation called by Congress, upon applications of the congress, upon applications of the congress.

tion may be changed, against the opposition and protest of Pennsylvania, if other States and Conprocess us remneysvants, if other States and Congress give it adequate support. She has beened berself by becoming a party to the Union, and cannot be relieved from her obligations by any refined philosophy, whether proceeding from men of distinction or not. Such is the character of the Con

making and amending power, as illustrated by when we turn to our own State, the case is equally clear. Both of our State Constitutions were to a popular vote; and we are living at this me ment under a Constitution so framed; and is is manifest that a new Constitution might now be established through a Convention in the same manner and having equal validity with former ones. The notice of this objection becomes important when we consider it as an assigned reason of the difference between Gov Walker and the National Administration, leading to his resigna-National Administration, leading to his resigna-tion, and also as the reasons stated by Secretary Stanton for convening the Territorial Legislature in in 1857 and recommending to it the pessage of an act for a vote to be taken on the Lecompton proceeded to form the Constitution of that year, ject only to the acceptance of Congress under without submitting it to a vote of the people or other process of ratification. That Constitution, it will be seen, had a revolutionary origin, and it is not necessary here. Constitution. It is directly connected with the constitution. It is directly connected with the constitution. Walker, interrupting, said the gentleman from Many had rise to a point of order, but was proceeding to the discussion of something else. Mr. Whitthrone replied, that showed how little he knowed about it. Mr. Walker rejoined that mr. Whitthrone had been drunk all the morning and wondered if he thought him so. Mr. Whitthrone retorted that it was a d—d lie, where upon Mr. Walker struck him in the face with a book and the parties of inequire where the slavery clause of that in struck him in the face with a book and the parties of the conduct of these officials, and distinctly put for strucked to popular decision. If is directly connected with the conduct of those officials, and distinctly put for strucked to popular decision. If is directly connected with the conduct of those officials, and distinctly put for strucked to popular decision. If is directly connected with the conduct of these officials, and distinctly put for strucked to popular decision. If is directly connected with the conduct of those officials, and distinctly put for strucked to popular decision. If is directly connected with the conduct of these officials, and distinctly put for strucked to popular decision. If is directly connected with the conduct of these officials, and distinctly put for strucked the same struck that it was submitted to popular decision. If is directly constitution. It is directly constitution. It is directly constitution. It is directly constitution. It is directly constitution could be to inquire whether the slavery clause of that in strucked to popular decision. If is directly constitution. It is right, the whole country and all its inhabitants tution of the United States and of Pennsylvania are under LAW, and judgment must be given in __the whole foundation for the January rote is New York, by a gentlemen of this city, we make the following important extract. The writer is in California, and doubtless speaks by the capital errors of that Constitution; and the action are the action and doubtless speaks by the capital errors of that Constitution; and the action and specially dissolved under the breath of two positions and distance of the capital errors of that Constitution; and the action and specially dissolved under the breath of two positions and distance of the capital errors of that Constitution; and the action and specially dissolved under the want for an action and action are all the capital errors of the Constitution, and the capital errors of the Constitution, and the capital errors of the Constitution, and appears the capital errors of the Constitution, and the capital errors of the Constitution against which is a capital errors of the resticable. - lution, or be struck down by the strong arm of and Scoretary, is vindicated, and those officers condemned, upon the ground selected by them selves. It is undisputable that the people in selecting a Convention to form a Constitution may, and do, delegate to them the whole power necessary to establish it, unless there be some expressed limitation. Having thus shown the unterable maters of the

position assumed by Mesers. Walker and Stanton apon which they threw their official influence against the Constitutional party in the Territory. and at the same time demonstrated the futility of the January vote by the failure of the reason assigned for it by the man who recommended is. and whose official act caused it to be taken we might conclude this part of the subject, but the warmth with which the 4th of January vote is pressed as an independent objection to the Conetitution will excuse something further on that coin and it may be confidently asserted, upon general grounds, that not only was it without legal effect upon the Constitution, but was in itself wholly irrelevant and void. No Legislature in the country ever assumed jurisdiction over the farmateon or ratification of a Constitution, (xcept upon an express delegation of power for that purpose and the assumption of such power by a signesentative body, in the absence of express must be, of necessity, an usurpation, and its acts relating thereto, wholly void. The taking of the sense of the people on the question of selling a Cenvention, and providing the legal facilities for electing the delegates rests upon the president and necessity, but neither reason extends the ordinary legislative power to the subject of formation and and ratification. If this were not so, the Legislature might remove Constitutional restraints unon itself at its own pleasure, or assail other departments of the government in their infigdiction; and in the case of a Territorial Legislature, might extend its own existence, or retain power in the hands of its own party against a constitution obnoxious to them. And the same reason will apply against accomplishing the same ends directly through a popular vote. the Legislature cannot do through others what they are prohibited from doing themselves. If the Lecompton Constitution was a valid instrument prior to the 4th of January, which has been proved, it would continue so until the power of the people, acting regularly through well-estab-lished and well-known legal forms and principles should amend it, or substitute another in its place it should stand annulled and destroyed, would be justly regarded as follish or insane. No spek revolutionary principles exist in our political system, and we may hope the time will be long distant before they are admitted or practiced. 3d. The objection made to admission which has probably had most effect upon public opinion, is that stated in Gov. Walker's letter of resign

nation, after his exposition of inalienable accepted at the people of the Territory had no opportunity to vote for the delegates to the Constitutional Convention. If this were true is point of the and to the extent suggested—if nineteen or fifteen counties of the 38 composing the Territory, were wholly disfranchised, without fault or seg their own—if the Territorial set provide the census, registry of votes, and conducting for the election. was so impacted. the election, was so imperfectly exceuted that it objects were wholly or mainly frustrated, and that without fault or neglect of those distrances. ed, then, indeed, would it appear hard and meresonable to hold those opp sed to the Donald tation to be bound by it, and to fasten it upon them by Congressional arceptance. This objec-tion involves disputed matters of fact, and the Committee, baving carefully examined it, are prepared to substantially deny its force. The facts upon which it rests have been most distin-geniously will shiftliff stated, while others which

qualify it have been suppressed or withheld. The Trivisional Legislature pessed arisins for actual the manufacture of the named a time the