John Catrup Jr

EASTERN-SHORE WHIG AND PEOPLE'S ADVOCATE.

VOL. VI.---No. 51. EASTON, MD.---SATURDAY MORNING, APRIL 26, 1834. WHOLE No. 331.

PRINTED AND PUBLISHED EVERY
TUESDAY & SATURDAY MORNING
(during the Session of Congress,)
and every TUESDAY MORNING, the residue of the year—BY
EDWARD MULLIKIN,
PUBLISHER OF THE LAWS OF THE UNION.

THE TERMS
Are THREE DOLLARS PER ANNUM, payable half yearly in advance.

No subscription discontinued until all arrearages are settled, without the approbation of the publisher.

ADVERTISEMENTS not exceeding a square, inserted THREE TIMES FOR ONE DOLLAR, and twenty five cents for each subsequent insertion—larger advertisements in proportion.

Collector's Notice.

THE subscriber desirous of completing his collections for 1833, earnestly requests all those who have Taxes to pay, to be prepared to settle the same when called on. The Collector is bound to make payments to those who have claims on the county in a specified time, which is on or about the 20th February next. All persons who shall be found delinquent in settling their Taxes by the above time, will certainly have their property advertised, as I am bound to close the collections without respect to persons.

PHILIP MACKEY,
Collector of Talbot county.

sept 24

A Teacher Wanted,

TO take charge of the district school in Greensborough, from 1st April to the end of the year; applications will be received until the 30th day of March, at which day an election will be held. None need apply except well recommended.

march 4 3t

CASH!

I WISH to purchase a number of Likely SERVANTS (slaves) of both sexes, from about 12 to 25 years of age, of good habits.—They are for two gentlemen, (citizens of this State) for their own individual use, and not for speculation. I can give the most unquestionable satisfaction as to that, from one of the best houses in this city. Persons wishing to part with their Slaves, will do well to call or communicate with me, as I will give, at all times, the highest prices, in cash.

JOHN BUSK,
Office, opposite the Exchange, South Gay street, Baltimore.

dec 3 6mo*

THE UNION TAVERN

EASTON, MARYLAND.

JOSHUA M. FAULKNER.

RESPECTFULLY begs leave to inform his friends and the public in general, that he has taken the above named property in Easton, Talbot county, Md., known as the "UNION TAVERN," on the corner of Washington and Goldsborough streets, immediately opposite the Bank, adjoining the office of John Leeds Kerr, nearly opposite to that of Wm Hayward, Jr. and directly that of Wm R. Price, Esq. This house is situate in the most fashionable and pleasant part of the town, within a few paces of the Court House; and a market (I cannot hesitate to say,) equal, if not superior, to any of a like population in this State—he is also gratified in assuring the public, that he has advantages this tavern never before had, viz. A comfortable dwelling adjoining not heretofore attached to the property, and all the property is about to go through a thorough repair; which will enable him to entertain private families, parties or individuals in comfort—he intends keeping in his bar the best of Liquors, and his Table shall be furnished in season with such as the market will afford. He has provided attentive Ostlers and Waiters, and has determined nothing on his part shall be wanting to give satisfaction. His Hacks will run regularly to the Steam Boat Maryland, for the accommodation of passengers, when they can be conveyed to any part of the adjacent county at almost a moment's warning. Regular conveyances can be had from Easton to the principal cities—a four horse stage runs three times a week to Philadelphia via Centreville; the Steam Boat Maryland twice a week to Baltimore, besides other conveyances in the two Easton Packets—so that passengers cannot fail to find an advantage in passing this way. Boarders will be accommodated on liberal terms by the day, week, month or year—he solicits the old customers of the house and the public generally, to call and see him.

oct 1

BURRITT'S
GEOGRAPHY OF THE HEAVENS;
And familiar Class Book of Astronomy.

Accompanied by Colored Engravings, illustrating the Scenery of the Heavens, and the largest of the kind ever published in this country—The Plates of the Atlas, if spread out, would cover a square surface of more than TEN FEET. This work, as now published, contains a greater mass of interesting matter, connected with the study of the heavens, than any other School book extant.

A variety of interesting facts and observations, embracing the latest improvements in the science, were derived directly from the French and English Observatories *expressly* for this Class book, and are not contained in any other. It is now being generally used in the principal Seminaries of New England, and is recommended to schools in general, by members of the Board of Examination of Yale College, as "A work more needed, and which, it is believed, will be more useful, than any other introduced into our Institutions of Learning for a number of years."

Published by F. J. HUNTINGTON, Hartford, Conn.: and
Sold by Collins & Hannay, Jonathan Leavitt, and Roe Lockwood, New York;—O. Steel, Albany;—Desilver, Jun. and Thomas; Marshall, Clark & Co. and Geo. Latimer & Co. Philadelphia;—and Joseph Jewett and James Anderson, Baltimore.—[Price $1 50.]

Easton and Baltimore Packet.
SCHOONER
EMILY JANE.
ROBINSON LEONARD, MASTER.

THE subscriber grateful for past favors of his friends and customers, and the public generally, begs leave to inform them that the Schooner EMILY JANE, will commence her regular route between Easton Point and Baltimore, on SUNDAY the 23d instant.—Leaving Easton Point for Baltimore at nine o'clock, in the morning, and returning, leave Baltimore for Easton, on WEDNESDAY the 26th instant, at nine o'clock, in the morning, and continue to leave Easton and Baltimore on the above named days, during the season regularly. The Emily Jane is a substantial built vessel, coppered and copper fastened, and is now in complete order for the reception of freight or passengers. The Emily Jane has been sailing about six months and has proved be a very fine sailer, which is a great advantage to passengers and freighters also. All freights intended for the Emily Jane will be thankfully received at the Granary at Easton Point, or elsewhere, at all times; and all orders left at the Store of Dr. Thomas H. Dawson & Son, or with Robert Leonard, who will attend to all business pertaining to the Packet concern, will be punctually attended to.

The public's obedient servant,
JOSHUA LEONARD.

feb 18

TO RENT
FOR THE YEAR 1834.

That two story brick house on Washington street lately occupied by John Meconekin as a Cabinet Maker's shop.

This house is well calculated for a merchant or mechanic, is in good repair, and the stand is believed to be equal to any in this place for either purpose, being in the thoroughfare between the principal public houses. For terms apply

WM. H. GROOME.

Easton, feb 15 eow4w

WAS committed to the Jail of Baltimore city and county, on the 16th day of February, 1834, by Henry W. Gray, Esq. a Justice of the Peace in and for the city of Baltimore, as a runaway, a negro man, who calls himself LEVIN DOUGLASS, or JOB KNOCK, says he belongs to Mr. George Corbin, living near Horn Town, Eastern Shore, Virginia. Said negro man is about 20 years of age, 5 feet 5 1-4 inches high, has a scar on his left arm, near the elbow, caused by a fall from a horse. Had on when committed a black worsted roundabout, drab country cloth pantaloons, red flannel shirt, coarse shoes and old black fur hat. The owner (if any) of the above described negro man, is requested to come forward, prove property, pay charges and take him away, otherwise he will be discharged according to law.

D. W. HUDSON, Warden
Baltimore city and county Jail.

march 4 3w

FINAL NOTICE.

All persons having claims against the estate of William B. Mullikin, late of Talbot county, deceased, are informed that a dividend of assets will be made in a few days. Such as have failed to render their accounts are requested to hand them in to the Register of Wills, without delay, otherwise they will be excluded.

EDWARD MULLIKIN, Adm'r.
of Wm. B. Mullikin, dec'd.

April 5, 1834.

NOTICE.

THE semi-annual examination of the students of the Parsonage Seminary, will take place at the Parsonage on TUESDAY the 15th inst., commencing at 9 o'clock, A. M. The parents and guardians of the boys, are respectfully invited to attend.

april 5

NOTICE.

THE appointment of Overseers of the roads will be made on TUESDAY the 8th instant.—And the commissioners for Talbot county will meet every TUESDAY and FRIDAY, in each week, for five weeks thereafter to hear appeals.

THOS. C. NICOLS, Clk.
to the commissioners for Talbot county.

april 5

EXTRA TELEGRAPH.

Feeling that a crisis has arrived, when it becomes the duty of every friend of his country to offer up his prejudices and his personal interests, so far as they are in conflict with the great end of redeeming the Government from the misrule which threatens the overthrow of the best interests of society, and believing that the establishment of some organ of communication, through which the advocates of constitional law can address the public intelligence, at a price within the reach of every citizen, is essential to its accomplishment, the subscriber proposes to publish a *semi-monthly*

EXTRA U. STATES TELEGRAPH.

To consist of sixteen large octavo pages, at the reduced rate of five dollars per annum, for five copies, or at the rate of one dollar and fifty cents per annum, for a single copy.

It is intended to constitute a medium through which the ablest pens may address the people, and all such are invited to contribute. It is especially recommended to the consideration of the State Rights Societies now springing up in every State of the Union, and will embody the leading facts, documents, and arguments, upon which the success of the principles which give them life, depend. In a word, its great end will be to harmonise conflicting opinions, and by promoting a surrender of political prejudice and personal interests, unite those who disapprove of the manner in which the Government is now administered, in a common effort to rescue the institutions of the country from the destiny which, in the opinion of all intelligent and disinterested persons, otherwise awaits us.

With a view to enable subsequent subscribers to obtain the whole series, the first numbers will be stereotyped, and new editions issued as the subcriptions may be enlarged.

Editors with whom we exchange will do us a favor by noticing this proposition, and all persons who desire its success are requested to obain subscribers.

tAll subscriptions *must* be paid in advance.

The first number will issue as soon as five housand subscribers are obtained.

DUFF GREEN.

march 7, 1834.
Subscriptions received at this office.

BY THE HOUSE OF DELEGATES,
Annapolis, March 15th, 1834.

ORDERED, That the Clerk of the Council cause to be published in two newspapers in the city of Baltimore, in two newspapers in the city of Annapolis, in two newspapers in each county where there are two papers published, and in one paper in each county where but one paper is published, the act, entitled, "An act making it penal to sell a certain description of property under certain circumstances."

COUNCIL CHAMBER,
Annapolis, March 20th, 1834.

IN compliance with the foregoing order, I request the Editors of the following newspapers, viz: the Republican and Gazette, at Annapolis; the Patriot and Chronicle, in Baltimore; the Examiner and Herald, at Frederick; the Torch Light and Herald, at Hagerstown; the Civilian and Advocate, at Cumberland; the Journal and Free Press, at Rockville; the Citizen and Republican, at Bel-Air; the Banner, at Upper Marlborough; the Republican, at Elkton; the Courant, at Port Deposit; the Inquirer, at Chestertown; the Times, at Centreville; the Gazette and Whig, at Easton; the Chronicle, at Cambridge; the Herald, at Princess Anne; and the Messenger, at Snow Hill; to publish the act designated in said order, once a week for three weeks.

THOS. CULBRETH, Clerk
of the Council.

ACT.

An act entitled, an act making it penal to sell a certain description of property, under certain circumstances.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That whenever an action of replevin shall be brought in this State, and the property in dispute shall be any mulatto negro or negro slave, it shall not be lawful for either plaintiff or defendant, or any other person, in whose possession such mulatto, negro, or negro slave shall be, to sell such mulatto, negro, or negro slave, until such action of replevin shall first have been determined; and any sale thus made shall be void, unless an order of the Court authorising such sale be first had and obtained.

SEC. 2. *And be it enacted*, That every person, his, or her councellors, aiders, or abettors, who shall be duly convicted of selling or transporting such mulatto, negro, or negro slave, beyond the limits of this State, before the final decision of said action of replevin, or without an order of the Court as aforesaid, shall be deemed guilty of felony, and shall be sentenced to undergo a confinement in the Penitentiary for a period of time not less than two nor more than ten years, to be treated as the law directs; *Provided nevertheless*, this second section shall not extend to any person or persons, who by the finding of the jury in such action of replevin, shall be determined to be the rightful owner or owners of such mulatto, negro, or negro slave.

BY THE HOUSE OF DELEGATES,
March 15, 1834.

This engrossed bill, the original of which passed this House the 15th March, 1834, was this day read and assented to.

By order,
LOUIS GASSAWAY, Clk.

BY THE SENATE,
March 15, 1834.

This engrossed bill, the original of which passed the Senate the 15th March, 1834, was this day read and assented to.

By order,
JOS. H. NICHOLSON, Clk.
[L. S.] JAMES THOMAS.
April 1

Easton and Baltimore Packet,
BY WAY OF MILES RIVER.
SCHOONER

WILLIAM AND HENRY,
JAMES STEWARD, *Master*,

THE subscribers beg leave to inform the public, that the above fine fast sailing, new and substancially built, copper fastened schooner, is now in complete order for the reception of freight and passengers; having a very commodious cabin, she is well calculated for the accommodation of gentleman and ladies. She will commence running as a regular packet between the above places, and will leave Miles River Ferry on SUNDAY tho 23d of March instant, at 9 o'clock, A. M. for Baltimore—returning will leave Light-street wharf, Baltimore, opposite the store of A. B. Harrison, at 9 o'clock, A. M. on the following WEDNESDAY, and will continue to run on the above named days during the season She will take on board and land passengers at William Townsend's going to and from Baltimore.—All orders left at the Drug Store of Messrs. Spencer & Willis, Easton, or with Mr. James Jorden, at the Ferry, will be strictly attended to. The subscribers, intending to use every exertion to give general satisfaction, solicit the patronage of the public.

WILLIAM TOWNSEND, &
JAMES STEWARD.

N. B. For Capt. James Steward's capacity and attention to business as a commander of a vessel, the public are referred to Messrs. Nicholas Goldsborough, Tench Tilghman, Benjamin Bowdle and John Newnam, of this county.

march 15 (G) tf

FOR SALE.

A small farm in Miles River Neck, adjoining the lands of Col. Edward Lloyd and Dr. E. Spedden, called "Wheatland." This farm is beautifully situated on Hunting Creek, (a river abounding with fish and oysters,) the land is of the best quality, and well calculated for wheat or corn—the improvements are, a two story framed house with kitchen, smoke house, stable, barn, &c. The above described farm will be sold low and on accommodating terms.—Apply to A. Graham, or to the subscriber,

JAS. H. BENSON.

april 8

FOR SALE.

A FARM near St. Michaels, that I purchased of William Skinner. This farm lies on a prong of Broad Creek, and is considered a very healthy situation, and contains one hundred and four acres of land. The improvements are a framed dwelling, barn and corn house.—For further particulars apply to Joseph Graham in Easton, or the subscriber on the premises.

W. JONES.

april 22

NOTICE.

BY order of the President, a meeting of the board of managers of the T. C. F. Bible Society, will be held on Wednesday the 23d inst.—Punctual attendance is required.

april 15

P. TRAYSER,
BELL HANGER, (in the employ of John A. Stewart of Baltimore,) NOW IN EASTON,

WILL remain in town for a few days, and will thankfully receive, and punctually attend to any orders in his line of business. He may be seen at Mr. Lowe's Hotel.

april 15 pd.

BOOKS.

EDWARD MULLIKIN has for sale at his Store at the Post-Office, adjoining Mr. Lowe's Hotel,

Fox's Book of Martyrs
Goodrich's Universal Geography
Newton on the Prophecies
Sturm's Reflections
Milton, Young, Gray, Beattie and Collins' Poems
Steele's Works
Hemans, Heber, and Pollok's Poems
Byron's Works
Pronouncing Bible
Pronouncing Testament
Prideaux's Connexions of Sacred and Profane History
Watts on the mind
Jays Lectures
Bible Companion
Malcom's Bible Dictionary
Imitation of Christ, by Thomas a Kempis
Evidences of Christianity, by Alexander, Watson, Jenyns, Leslie and Paley
Baxter's Call to the unconverted
Saints' Rest
Græca Majora
Græca Minora
Cooper's Virgil
Clarke's Cæsar
Clarke's Homer
Smarts' Cicero
Cæsar Delphhini
Horace Delphini
Sallust Delphini
Hutchinson's Xenophon
Allen's Euclid
Griesbach's Greek Testament
Greek Exercises
Anthon's Sallust
Moor's Syntax
Adams' Latin Grammar
Ruddiman's do do
Tit Livii
McIntyre on the Globes
Bonnycastle's Algebra
Polite Learning
Blair's Lectures
Blair's Outlines of Ancient History
Tytler's History
Grimshaw's History of Rome
do do France
do do Greece
do do England
do do United States
Tooke's Pantheon
Adams' Geography & Atlas.
Worcester's ditto ditto
Olney's ditto ditto
Wanostrocht's French Grammar
Nugent's French Dictionary
Viri Romæ
Kirkham's Grammar
Murray's Grammar
ditto Reader
Academical Reader
Walker's Dictionary
Comley's Spelling Book
Jess, Pike, Bennett and Gough's Arithmetic
Bartlett's Reader
Pocket Bibles, Hymn Books
And variety of other Books, Paper, Inkpowder, &c. &c.

W. W. HIGGINS

HAS just received from Philadelphia and Baltimore

A SPLENDID ASSORTMENT OF
SADDLERY,

which he is now opening. Those wishing to purchase will do well to give him an early call.

☞ Persons indebted to the subscriber of twelve months or more, and whose accounts have been presented, will confer a favor by making immediate payment. Also those indebted on notes of hand which have been or are now due will please call and take them.

dec 31

SPRING GOODS.

Wm. H. & P. Groome

HAVE received in part, their Spring supply of GOODS, among which are a variety of DOMESTIC MUSLINS, PLAIN AND TWIL'D COTTON OSNABURGS, PLAIDS AND STRIPES, BURLAPS, TOW LINENS, COTTON YARNS, &c. &c.

ALSO,
A full supply of HARDWARE, GROCERIES, LIQUORS, &c.

march 25 4t

N. G. SINGLETON,

WILL open school on MONDAY the 3d of February, in the SABBATH SCHOOL ROOM, West street, in which the following branches will be taught, viz: Spelling, Reading, Writing, Arithmetic, Grammar and Geography. He solicits the patronage of parents and guardians in Easton and the vicinity, and will use exertions to give satisfaction, by attending stricly to advance the scholars in literature and morality. Terms of tuition—twelve dollars per annum, payable quarterly, and a moderate compensation for fuel.

Administrator's Notice.

THE subscriber having obtained letters of Administration on the personal estate of William Harwood, late of Talbot county, deceased, informs such as are due said estate, that unless they call upon the subscriber and settle with him, or make him satisfaction for the settlement of the same, he will not again call upon them, as he deems this a sufficient notice; therefore if any should neglect to attend to this notice, they must expect to be dealt with as the law directs, as the subscriber intends the law to be his guide in this case, without respect to persons. I certainly shall make my collections as soon as the law will admit me to do so.

HENRY D. HARWOOD, Adm'r.
of Wm. Harwood, dec'd.

Easton, march 25 3w

Great Bargains! Great Bargains!
ARE NOW TO BE HAD AT THE
COACH, GIG & HARNESS

MANUFACTORY
OF
ANDERSON & HOPKINS
In the town of Easton, Talbot county, Md.

THE subscribers take this method of returning their grateful acknowledgments to the gentlemen of Talbot and the adjacent counties, for their liberal patronage, since they commenced the above business; and beg leave to inform them, and the public generally, that they have now on hand,

A SUPERIOR ASSORTMENT OF ARTICLES IN THEIR LINE,
CONSISTING IN PART OF
8 NEW GIGS,

price from 180 to 300 dollars, of various patterns and finish:—also SIX second hand ditto, of various prices; and TWO good

SULKEYS,

one of them is hung on Six Steel Springs; and a
SPLENDID ASSORTMENT OF
NEW HARNESS,

all of which will be disposed of on moderate terms, for cash or good paper, and liberal prices given for old Carriages in exchange.

They have under way a first rate Coachee, and a number of Gigs, in an unfinished state, which can be finished at the shortest notice, and to any particular directions, according to order.

THEY HAVE ALSO A LARGE ASSORTMENT OF
MATERIALS,

in their line, of every description, from which by the assistance of the best workmen, and their own knowledge of the business, they are persuaded they can finish off as handsome and substantial Coachees, Barouches, Gigs, &c. &c. as any establishment in the State. All kinds of repairs done in a neat and durable manner, and steel springs of every description made and repaired, all of which will be done at the shortest notice and on reasonable terms.

The public's obedient servants,
ANDERSON & HOPKINS.

N. B. A. & H., have also for sale, a large and superior turning LATHE and TOOLS, which can be bought low. Two boys of good steady habits, from 13 to 15 years of age, will be taken as apprentices, the one at the woodwork, and the other at the trimming branch of the business. Letters addressed to Anderson and Hopkins, Easton, Talbot county, Md., specifying the kind of carriages wanted, will be promptly attended to, and the carriage brought to their own door.

feb 18 3m A. & H.

Houses and Lots in Easton,
STILL FOR SALE.

THE Subscriber offers at private sale, ont the most accommodating terms, the following property in Easton, that is to say;—

1. The Dwelling House and Lot on Washington street, next adjoining the residence of Dr. Wm. H. Thomas, and now occupid by Mr. Peter Burgess. The Dwelling house, Office, Stable, and all the premises, may be repaired for an inconsiderable sum of money, and rendered a most convenient and agreeable residence, as the ground is spacious and runs entirely through to Harrison Street, on which there is a small tenement.

2nd. The small brick Dwelling House, situate on Washington street opposite to Port st. which leads to Easton Point. This lot runs also through to Harrison street, embracing also a small tenement thereon.

3d. The 2d Dwelling House from the south of the block of brick buildings commonly called Earle's Row; on Washington street extended.

4th. That commodious and agreeable dwelling house and garden, formerly the residence of the subscriber, situate on Aurora street in Easton. The situation and advantages o this establishment for a private family render it a most desirable purchase. Also, a convenient building lot near the same.

For terms apply to the Subscriber, or to Mr. John Leeds Kerr.

MARIA ROGERS.

Perry Hall, Oct. 9, 1833.

JOHN HARPER,

INFORMS the public generally, and Tailors especially, that he has just received the Spring and Summer Fashions for 1834; and as he is legally authorised (by Mr. A. F. Saguaz, Reporter of Fashions of New York,) he now offers to the trade some beautiful Engravings, which can be seen at the subscriber's shop, adjoining Mr. Lowe's bar room, and opposite Mr. Wm. Loveday's Store, or they can be had at the reduced price of $6 per year, to subscribers.

The subscriber tenders his grateful acknowledgements for the liberal patronage he has received since he commenced business in Easton, and from the assurance he has generally given satisfaction, he would invite the public to give him a call, as he is determined that neither expense nor pains shall be wanting on his part to please those who may favor him with their patronage. In a very short time, I expect to receive other fashions in addition to those Reported by Mr. A. F. Saguaz; thereby gentlemen will be able to see, judge and determine for themselves, as to the style of fashion of their work.

april 15 eow3t

To Rent,
for the remainder of the year,

The House on Washington st. now occupied by the subscriber. It has been kept for many years as a tavern and retail grocery store, and is a good stand for business.

Apply to H. D. HARWOOD.

april 1 (G) 3w

POETRY.

THE BETTER LAND.
BY MRS. HEMANS.

"I hear thee speak of the better land,
Thou callest its children a happy band;
Mothers! oh where is that radiant shore?
Shall we seek it, and weep no more?
Is it where the flower of the orange blows,
And the fire flies glance through the myrtle boughs?"
—"Not there, not there, my child!"

"Is it where the feathery palm trees rise,
And the date grows ripe under sunny skies?
Or, midst the green islands of glittering seas,
Where fragrant forests perfume the breeze,
And strange, bright birds, on their starry wings
Bear the rich hues of all glorious things?"
—"Not there, not there, my child!"

"Is it far away, in some region old,
Where the rivers wander o'er sands of gold?
Where the burning rays of the ruby shine,
And diamonds light up the secret mine;
And the pearl gleams forth from the coral strand?
Is it there, sweet mother, that better land?"
—"Not there, not there, my child!"

"Eye hath not seen it, my gentle boy,
Ear hath not heard its deep songs of joy;
Dreams cannot picture a world so fair—
Sorrows and death may not enter there;
Time doth not breathe on its fadeless bloom,
Far beyond the clouds and beyond the tomb,
—It is there, it is there, my child!"

PROTEST OF THE PRESIDENT.
CONCLUDED.

In this view of the resolution it must certainly be regarded, not as a vindication of any particular provision of the law or the constitution, but simply as an official rebuke or condemnatory sentence, too general and indefinite to be easily repelled, but yet sufficiently precise to bring into discredit the conduct and motives of the Executive. But whatever it may have been intended to accomplish, it is obvious that the vague, general, and abstract form of the resolution, is in perfect keeping with those other departures from first principles and settled improvements in jurisprudence, so properly the boast of free countries in modern times. And it is not too much to say, of the whole of these proceedings, that if they shall be approved and sustained by an intelligent People, then will that great contest with arbitrary power, which had established in statutes, in bills of rights, in sacred charters, and in constitutions of government, the right of every citizen, to a notice before trial, to a hearing before conviction, and to an impartial tribunal for deciding on the charge, have been waged in vain.

If the resolution had been left in its original form, it is not to be presumed that it could ever have received the assent of a majority of the Senate, for the acts therein specified as violations of the constitution and laws were clearly within the limits of the Executive authority. They are the "dismissing the late Secretary of the Treasury, because he would not, contrary to his sense of his own duty, remove the money of the U. States in deposite with the Bank of the U. States and its branches, in conformity with the President's opinion; and appointing his successor to effect such removal, which has been done." But as no other specification has been substituted, and as these were the Executive proceedings in relation to the public revenue, principally referred to in the course of the discussion, they will doubtless be generally regarded as the acts intended to be denounced as "an assumption of authority and power not conferred by the constitution or laws, but in derogation of both." It is therefore due to the occasion that a condensed summary of the views of the Executive in respect to them, should be here exhibited.

By the constitution, "the Executive power is vested in a President of the U. States."—Among the duties imposed upon him, and which he is sworn to perform, is that of "taking care that the laws be faithfully executed."—Being thus made responsible for the entire action of the Executive Department, it was but reasonable that the power of appointing, overseeing and controlling those who execute the laws—a power in its nature executive—should remain in his hands. It is, therefore, not only his right, but the constitution makes it his duty, to "nominate, and by and with the advice and consent of the Senate appoint," all "officers of the U. States whose appointments are not in the constitution otherwise provided for," with a proviso that the appointment of inferior officers may be vested in the President alone, in the Courts of Justice, or in the Heads of Departments.

The Executive power vested in the Senate, is neither that of "nominating" nor "appointing." It is merely a check upon the Executive power of appointment. If individuals are proposed for appointment by the President, by them deemed incompetent or unworthy, they may withhold their consent, and the appointment cannot be made. They check the action of the Executive, but cannot, in relation to those very subjects, act themselves, nor direct them. Selections are still made by the President, and the negative given to the Senate, without diminishing his responsibility, furnishes an additional guarantee to the country that the subordinate executive, as well as the judicial offices, shall be filled with worthy and competent men.

The whole Executive power being vested in the President, who is responsible for its exercise, it is a necessary consequence, that he should have a right to employ agents of his own choice to aid him in the performance of his duties, and to discharge them when he is no longer willing to be responsible for their acts. In strict accordance with this principle, the power of removal, which, like that of appointment, is an original Executive power, is left unchecked by the constitution in relation to all executive officers, for whose conduct the President is responsible, while it is taken from him in relation to judicial officers, for whose acts he is not responsible. In the government from which many of the fundamental principles of our system are derived, the head of the Executive Department originally had power to appoint and remove at will all officers, executive and judicial. It was to take the judges out of this general power of removal, and thus make them independent of the executive, that the tenure of their offices was changed to good behaviour. Nor is it conceivable, why they are placed in our constitution, upon a tenure different from that of all other officers appointed by the executive, unless it be for the same purpose.

But if there were any just ground for doubt on the face of the constitution, whether all executive officers are removeable at the will of the President, it is obviated by the contemporaneous construction of the instrument, and the uniform practice under it.

The power of removal was a topic of solemn

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