PROCEEDINGS IN SENATE.

THURSDAY, April 17. Mr. BENTON rose and said that the public mind was now to be occupied with a ques-Senate; and if any thing was necessary to stimunewed for fourteen years,-from 1768 to 1782, there is no appeal. -before it was successful. For the first seyen years, the lofty and indignant majority did not condescend to reply to the motion. They sunk it under a dead vote as often as presented. The second seven years they replied; and, at the end of the term, and on the assembling of a new Parliament, the veteran motion was carried by more than two to one; and the gratifying spectacle was beheld of a public expurga-

himself (Mr. B.) -whatever the example or debate. It was in the following words: the provocation might be-never to forget

The question immediately before the Senate liberties of the people."

period, he would not presume to say which, to and which show the senses in which they un- Senate to engage in. success of the motion in the English House of ment—a conviction without the form of a liberties of the People, and interests, tence is confided in by the People. Commons, after fourteen years perseverance trial -a sentence of condemnation for a high There was danger; not to the People certainly, of one side or on the other; and, in such cases, It this condemnation of the President had quite evident that we kept within the pale of was a sufficient encouragement for him to be- crime and misdemeanor against the Chief Ma- but to the character of the resolution, if it staid there will always be the greatest danger that been pronounced in the first term of his admin- our legislative powers. such Senators might be drawn from the ranks the spirit and intention with which these pro- speeches made in support of them, and which conduct may be subject of scrutiny. float, harmless and unbeded through the crip- ple the authentic evidence, in the calmest try then read; let the people read what has been ger of persecution from the prevalency of a tended to be accomplished by it. ty air, and strike in vain upon the ear of a so- manner, which it will be their business to sent to them for the purpose of justifying these factious spirit in either of those branches." ber and dispassionate tribunal. Indignation, weigh in the formation of their opinions on resolutions which they are now to try They. Mr. B. said there was much matter for ject, at this time, in annifabating the political in- subject. And whenever and by whomsoever real or affected; wrath however hot; fury, how- this momentous subject. The first evidence will find them to be in the charcter of present object of discussion in fluence of President Jackson, and killing him it shall be affirmed, that it was intended for no ever enraged; asseverations however violent; which he should submit, was the series of reso- tion pleadings against an accused man, with a Senatorial convict purpose of legislation, and unconnected with denunciations, however furious, will avail lutions which were presented to the Senate, be- trial for the commission of it, I shall not hesitate to declare, that, in my nothing. Facts-inexocable facts are all that fore one could be framed which could unite the them look over these speeches, and mark these charge which was contained in the resolution the country. Such an assertion, if ventured view of the case, and upon the principles by will be attended to; reason calm, and self-pos- votes of the twenty six Senators, who finally passages; they will find language ransacked, adopted by the Senate against the President. upon by any one, would stand contradicted by which I was guided, the assertion is absolutely sessed, is all that will be listened to. An in- listery rummaged, to find words sufficiently The offence charged upon him possessed every facts of which Europe and America are wit- and totally unfounded. I looked to legislation telligent tribunal will exact the respect of an address to their understandings and he that wish- resolutions; for in the metamorphosis which paint and exemplify the enormity of the crime Hamilton. It imputes misconduct to a public try and the Bank? Is he not proclaimed sole any action of any kind may yet result from it, es to be heard in this great question, or being they underwent there was much for anxious of which the President was alleged to be guilty; man, for the abuse and violation of a public obstacle to the recharter of the Bank?—and in depends not upon myself, but others. If I have heard, would wish to be heeded, will have oc- reflection; the first one containing specifica- After reading these passages, let any one doubt; trust. The discussion of the charge has agitat- its recharter is there not wrapped up the desti- the power, I will carry out the condemnation

individual right, to an audience comprehending formity with the President's opinion; and by ocen adopted. the whole body of the American People, and appointing his successor to effect such removal, Mr. B. said there were three characters in working the double battery of seduction on one ER. sion from the calm and sober judgment of a med the exercise of a power over the Treasury acted it necessarily did so in one or the other of the man against whom it is directed.

the Senate—upon that same journal which con-begged it to be well remembered that none of tion of the House of Representatives, and not even in them without an we came here, at the commencement of the Character of the President. Is this true or is it tains the record of his conviction. This is the these alterations were amendments made by ripen into laws; nor is it followed by an instruction in the laws; nor is it followed by an instruction of the President Will the Senate deny the session, we found the public treasure removed altogether unfounded Read over that resolution. request of the President. Will the Senate deny the Senate, but were the voluntary, and suc- tion to a committee to report a bill in committee to report a bill be a bill by the senate to be a bill by the senate to be a bill by the senate to Will they refuse this act of sheer justice cessive changes introduced by the mover him- formity to it. No such instruction could even and forbidding the Senate to proceed against years past, under the selemn sanction of the private character or motives. The slightest and common decency? Will they go further self. He remarked, first, upon the nature of now be added without committing an absurdity any officer until that grand inquest of the nature of now be added without committing an absurdity any officer until that grand inquest of the nature of now be added without committing an absurdity any officer until that grand inquest of the nature of now be added without committing an absurdity any officer until that grand inquest of the nature of now be added without committing an absurdity any officer until that grand inquest of the nature of now be added without committing an absurdity any officer until that grand inquest of the nature of now be added without committing an absurdity any officer until that grand inquest of the nature of now be added without committing an absurdity any officer until that grand inquest of the nature of now be added without committing an absurdity any officer until that grand inquest of the nature of now be added without committing an absurdity any officer until that grand inquest of the nature of now be added without committing an absurdity any officer until that grand inquest of the nature of now be added without committing an absurdity any officer until that grand inquest of the nature of now be added without committing an absurdity any officer until that grand inquest of the nature of now be added without committing an absurdity any officer until that grand inquest of the nature of now be added without committing an absurdity any officer until that grand inquest of the nature of now be added without committing an absurdity any officer until that grand inquest of the nature of now be added without committee of no refuse even to suffer it to remain in the Sen- induced them; and thirdly, upon the effect of There was another resolution with which nate or otherwise, the Convention may have out responsibility, and, as I believed, without fallible, that when we declare him in error, Will they refuse to permit it to remain making them. The first change consisted in this must not be confounded, and upon which been in the selection of its tribunal for the trial safety. It was not only our duty as guardians we necessarily declare him base and unprinor file, but send it back or throw it out of doors dropping the specification on which the general an instruction to a committee might have been of impeachments, it was not for him (Mr. B.) of the public money, in our legislative capacities to reply to it? for that is without condescending to reply to it? for that is charge of violating the laws and the Constitu- bottomed; it was the resolution which declared to say. It was not for him to say how far the ty, to inquire into the authority by which the he may take occasion to pronounce his own the exact import of the motion now made! tion rested, and retaining the formal impeach- the Secretary's reasons for removing the de- requisite neutrality towards those whose conduct removal had been made, but, under the ex- eulogy and trumpet his own fame, as if he had been made, but, under the ex-Will Senators exhaust their bodies also, in ment conclusion, of dangerous to the liberties of posites to be insufficient and unsatisfactory; may be under scruting may be found, or has press provision of the statute, the reasons for no other trumpeter? There were personal alialoading this very communication with epithets, the People; the second change consisted in the but no such instruction has been bottomed been found, in this body. But he must take the removal were to be given to us in our lethen say that it shall not be received. Will omission of the specification, and in the sup- even upon that resolution; so that it is evident leave to say, that, if a public man may be vir- gislative capacity, that we might adjudge upon but of these he does not take notice, nor had be

men-attacks echoing the very sound of virtual impeachment of the President of the lact upon either of the now was intended should never be done here. tion of the very first moment and importance, this resolution, and which are not only reand identical in all its features with the great ceived and filed here, but printed also and rehad been pointed out as proving a id identify in the famous court of the chosen to act upon them. The latter I was question growing out of the famous resolutions fered to a committee, and introduced, each the impeachment character of the Senate in STAR CHAMBER, which rendered that not prepared for. The reasons or causes were of the English House of Commons in the case one with a lauded commentary of set phrases? It was after all this, that the alterations were its legislative character. No! This resolution is court the most odious that ever sat in England. of Middlesex election in the year 1768, and Are the Senate to receive all these and yet re- made. Having showed the time when the judicial; it is a judgment pronounced upon an It was not the mass of its enormities—great as der of the President, when he took the responwhich engrossed the attention of the British empire for fourteen years before it was settled. That question was one in which the House of Commons was judged and condemned for adopting a resolution which was held by the subject of the Senate to receive from the object of all this at-alterations were made, Mr. B. next showed imputed offence; it is the declared sense of a literations were made, Mr. B. next showed the time when the took the responsibility upon himself. We investigated the existed, exceeded that court, both in the mass majority of the Senate itself, and in the atrocity of their crimes and oppressions. The regular courts, in the compass of a literation were made, Mr. B. next showed imputed offence; it is the declared sense of a literations were made, Mr. B. next showed the time when the took the responsibility upon himself. We investigated the existed, exceeded that court, both in the mass majority of the Senate itself, and in the atrocity of their crimes and oppressions. The regular courts, in the compass of a literation were made, Mr. B. next showed the time when the took the responsibility upon himself. We investigated the existed, exceeded that court, both in the mass majority of the Senate itself, and in the atrocity of their crimes and oppressions. The regular courts, in the compass of a literation were made, Mr. B. next showed the time when the took the responsibility upon himself. We investigated the existence, and in the atrocity of the proceeded that court, both in the mass of the showed the time when the took the responsibility upon himself. We investigated the existence, and the took the responsibility upon himself. We investigated the existence, and the court of the proceeding the court of the court of the court of the proceeding the court of the court ting a resolution which was held by the subject country, and in an age when no tribunal is too a trial before the People on those specifications, peachment, in violation of all the forms pre-single reign, that of James the Second, a single no one will deny, we passed, as a part of Conof the British Crown to be a violation of their high for public opinion to reach it; it may be on which, possibly, the 26 could not unite here; scribed by the Constitution - in violation of the Judge in a single riding - Jeffries on the Wes- gress, in our legislative character. But it it constitution and a subversion of the rights of the Senate in such a country nor go to trial upon any where! He remarked, privileges of the House of Representatives—in tern Circuit—surpassed all the enormities of the had stopped there, we should not have met the Englishmen: the question now before the Sen-there had been an immediate and the Star Chamber, in the whole course of its exis—whole carse—there had been an immediate and and such an age, to reject, and throw out of in the third place, upon the effect produced in subversion of the rights of the accused—and the Star Chamber, in the whole course of its exis- whole case—there had been an immediate and ate, and which will go before the American doors, the calm and temperate defence of the President, in the midst of the reception of a condition of the character of the record of which ought to be expunged from the tence. What then, rendered that court so indirect action of the Executive, he had interfered that the character of the resolution and affirmed that record of which ought to be expunged from the tence. What then, rendered that court so indirect action of the Executive, he had interfered that the character of the resolution and affirmed that the character of the charact thousand memorials and resolutions condemn- ran through all three. They all three imputed Mr. B. it was because that court had no him, so to interfere. If he had that right, the Representatives invaded,—and the rights of an lowed to defend! Is he to be the only citizen and of the Louse of the Fresident a violation of the Constitution, as sentment, without indictment—upon information was concerned. This right was one of immense American citizen, in the person of the President who is not to be heard by the Senate Him stitution which he was sworn to support, and one of the most delicate and difficult tasks tion alone—and thus got at its victims without importance—deeply affecting the very essence subverted. The resolutions of the House of whom it seems to be lawful for every one of those laws which he was not only bound to which they had to perform. Those great men the intervention, without the restraint, of an of our institutions. Commons, after fourteen years of annual mo- whose education and manners qualifies him for observe himself, but to cause to be faithfully were well read in history, both ancient and mo- accusing body. This is the feature which sunk . The claim was new, as many of us believed. tions, was expunged from the journal of the line application of the learning power—the the Star Chamber in England. It is the fea- in the history and theory of our government, House; and he pledged himself to the American vish it upon him? Rejected or not, that com- Constitution, and of the laws, Mr. B. said, usual mode for trying political men for political ture which no criminal tribunal in this Ame- and tending to its absolute subversion. Yet it people to commence a similar series of motions and metaphysical subwith respect to this resolution of the Senate. The most inconsithe American People. It has been read, and the series of the Union, shield for the act which had been performed by He had made up his mind to do so without consultation with any human being, and without out deigning to calculate the chances, or the hand it down to succeeding generations. It must connect themselves with the transactions impeachment was well known to be the beaten must be charged by a grand jury, before he will be printed. An independent press will the violations cannot rest in the air: they must be charged by a grand jury, before he will be printed. An independent press will the violations cannot rest in the air: they must be charged by a grand jury, before he will be printed. An independent press will the violations cannot rest in the air: they must be charged by a grand jury, before he will be printed. An independent press will the violations cannot rest in the air: they must be charged by a grand jury, before he will be printed. An independent press will the violations cannot rest in the air: they must be charged by a grand jury, before he will be printed. An independent press will the violations cannot rest in the air: they must be charged by a grand jury, before he will be charged by a grand jury, before he will be charged by a grand jury, before he will be charged by a grand jury, before he will be charged by a grand jury, before he will be charged by a grand jury, before he will be charged by a grand jury, before he will be charged by a grand jury, before he will be charged by a grand jury, before he will be charged by a grand jury, before he will be charged by a grand jury, before he will be charged by a grand jury, before he will be charged by a grand jury, before he will be charged by a grand jury, before he will be charged by a grand jury, before he will be charged by a grand jury, before he will be charged by a grand jury, before he will be charged by a grand jury, before he will be charged by a grand jury, before h time of success. He rested under the firm will be compared with speeches delivered for of real life. They cannot be ideal and con- weighing all the tribunals, even that of the must first be presented by the House of Re- sure-to express our opinion upon the removal conviction that the resolution of the Senate, three months in this Capitol against this Pre- templative. In omitting the specifications Supreme Court—the Senate of the United presentatives, sitting as the grand inquest of the public treasure, without considering or which had drawn from the President the calm, sident; and an enlightened and upright com- relative to the dismission of one Secretary of States was fixed upon as the body which, from nation. But, if the Senate can proceed with- deciding upon the right of the Executive to temperate, and dignified Protest which had munity will decide between the language of the Treasury, and the appointment of another, its constitution, would be the most impartial, out the intervention of this Grand Inquest, command and compel the removal? It was not been read at the table was a resolution which the defence and the language of the accusation; what other specifications were adopted or sub- neutral, and equitable, that could be selected; wherein is it to differ from the Star Chamber, possible. Before we undertake to repair an ought to be expunged from the journal of the between the temper of the accuser, and the stituted. Certainly none! - What others were and with the cheek of a previous inquisition, except in the mere execution of its decrees - evil, we must see that the evil exists. Before temper of the accused; between the violent mentally intended? Surely none! What others and presentment of charges by the House of And what others and presentment of charges by the House of And what others and presentment of charges by the House of And what others and presentment of charges by the House of And what others and presentment of charges by the House of And what others are leaded. late his sense of duty in making a motion to President who has violated the Constitution and were suggested? Certainly none! The gen- Representatives, would be the safest tribunal delinquent public men, than the force of public that the laws have been violated. We had no that effect; and in encouraging others after the laws and the meek and gentle Senators who eral charge, then, rests upon the same specifica- to which could be confided a power so great in opinion? No, said Mr. B. we live in an age alternative, unless we chose to evade the queshe was gone, in following up that motion to have sat in judgment upon him for it. The tion; and so completely is this the fact, that no itself, and so susceptible of being abused. The when public opinion over public men, is omni- tion, as has been elsewhere done, and, without success, it would be found in the history and People will see these things-will compare supporter of the resolutions has thought it ne- Senate was selected; and to show that he had potent and irreversable! When public senti- venturing to say any thing of the past, to look termination of the similar motion which was them together-will judge for themselves; and cessary to make the least alteration in his not overstated the difficulties of the Conven- ment annibilates a public man more effectual- only to the future disposition of the money made in the English House of Commons to that judgment, in this free and happy land, will speeches which supported the original resolution, in making the selection, he would take ly than the scaffold. To this new and omni- Sir, I could perceive no reason why I should which he had refered. That motion was re- be the final and supreme award, from which tion, or to say a single additional word in favor leave to read a passage from a work which potent tribunal, all the public men of Europe not disapprove of an illegal act of the Execu-The great questions Mr. B. said, which was omission of the specification is, then, an omis- article in that work which was written by the fiat of public opinion has superceded the axe of feit it my duty to pass, also, upon this point. to go before the American people, and to claim sion of form and not of substance; it is a change gentleman whose authority would have most the executioner. Struck by that opinion, In doing this, I acted as a member of Confrom them that intense and profound consider- of words, and not of things; and a substitution weight on this occasion. He spoke of the Kings and Emperors in Europe and the high- gress, not as a Judge. How could we reach the tion which the English people gave to the of a derogation of the laws and Constitution, Federalist, and of the article written by Gen. est functionaries among ourselves, fall power- legislation on the subject without first affirmonduct of the House of Commons in regard to for danger to the liberties of the People is a still Hamilton on the impeaching power. the Middlesex election, is the constitutionality more flagrant instance of change of words "A well-constituted court for the trial of their bodies live, as shadows and phantoms over tion which had been made of the money. of the Senate's conduct in adopting the resolu- without change of things. It is tautologous impeachments is an object not more to be left where we found it restor tions which condemned the President for a vi- and nonsensical. It adds nothing to the gent desired than difficult to be obtained, in a Go- be invidious; yet all would recollect an emi | red to the place from which it had been illegalolation of the laws and of the constitution of his eral charge, and takes nothing from it. It vernment wholly elective. The subjects of its nent example of a citizen, once sitting at the ly taken, or some other provision made for it. tion, in the face of the assembled Commons of country. It was the conduct of the Senate neither explains it, nor qualifies it. In the jurisdiction are those offences which proceed head of this Senate neither explains it, nor qualifies it. In the jurisdiction are those offences which proceed head of this Senate neither explains it, nor qualifies it. In the jurisdiction are those offences which proceed head of this Senate neither explains it. England of the most of noxious resolution from which would now be on trial, and that conduct from the misconduct of public men; or, in other a judicial prosecution, from which he escaped courses, depended upon the propriety of the the Journal of the House. The elections in deserved to be tried, and as tar as it depended case of statute in derogation of the abuse or violation of the law, yet that emi-England were septennial, and it took two terms upon him. should be tried, UPON THE law, to wit, repealing a part of it; in the com- public trust. They are of a nature which may, nent citizen was more utterly annihilated by dent to give his order. It was incorporated in of seven years, or two general elections, to FACTS OF THE CASE ALONE—upon mon parlance understanding it is ridiculous, with peculiar propriety, be denominated po- public opinion, than any execution of a capital every view to which the subject was exposed. bring the sense of the kingdom to bear upon the for the President is not even charged with des Littical, as they relate chiefly to injuries done sentence could ever have accomplished upon his We could not legislate in any form without their representatives; the elections of the Sen- resolutions as offered and adopted here-upon faming the Constitution and the laws; and, if immediately to the society itself. The pro- name. What occasion, then, has the Senate, making up an opinion upon it. The resolution

-to reject it, not after it was considered, but He then read the third edition, revised, a- do a thing, and appointing another that be ed to be.

they receive memorials, resolutions, essays, from pression of that regular impeaching clause, that no legislation of any kind was intended to tually impeached, actually condemned by the their sufficiency, and make such regulations as any right to notice them in an official communication to the Secondary to the that choose to abuse the President and not re- dangerous to the liberties of the People! Now, follow either resolution, even that to which Senate of an impeachable offence, without the the public interest and the safety of the funds nication to the Senate. He speaks of the resolu-

Constitution and Laws, and dangerous to the legislative, and judicial characters. As a part foresee; but the next feature in the picture he act, without the warning of the Senator from jectionable. It is in these words—"that the Prewas one of minor consequence; it might be called a question of small import; except for the
led a question of the Executive, it acted on treaties and most accurately describe, as it
liberties of the people."

Missouri; but I fear that I shall not be able to
inations to office; as a part of the Legislative, it
is now seen by us all. He said that the decision school myself into all the calmness which delilation to the public revenue, has assumed upon led a question of small import; except for the altered, by the same gentleman, and offered assisted in making laws; as a Judicial tribunal; of these impeachments would often be regulated berate discussion demands. It would, per- himself authority and power not conferred by effect which the decision might have upon the again to the Senate towards the close of the de- it decided impeachments. Now, in which of parties haps, be better, that comments upon most this the constitution and laws, but in derogation of both." I appropried to the comparative strength of parties haps, be better, that comments upon most this both." I appropried to the constitution and laws, but in derogation of both." I appropried to the constitution and laws, but in derogation of both." these characters did the Senate act when it a- Than by the guilt or innocence of the accused. unexpected and extraordinary paper from the both." Language does not furnish terms more be a question of some moment; for, without re"Resolved, That, in taking upon himself the dopted the resolution in question? Not in its How prophetic? Look to the memorials, resoExecutive, should be postponed until reflection mild to express our opinion that the act of the ference to individuals it was essential to the responsibility of removing the deposites of Executive character, it will be admitted; not lutions, and petitions, sent in here to criminate should soften the excitement under which I accause of free Government that every Depart- the public money from the Bank of the United in its Legislative character, if will be proved; the President: so clearly marked by a party knowledge that I address you. But I cannot of legal right. We do not charge him with right proved; the President: so clearly marked by a party knowledge that I address you. But I cannot of legal right. We do not charge him with right proved; should so act as to preserve to itself the respect assumed the exercise of a power over the foreign to legislation. It was directed, not to and the confidence of the country.—The immeTreasury of the United States not granted to the formation of a law, but to the condemnation the vote in the Senate, upon the adoption of the condemnation the vote in the Senate, upon the adoption of the conduct, to pass without prompt notice. The tion upon it, it can be for no fair or proper purdiate question was upon the rejections of the him by the Constitution and laws, and danger- of the President. It was to condemn him for resolution; also as clearly defined by a party President regards the resolution; also as clearly defined by a party President regards the resolution of the Senate pose. It is a mere declaration that he had not

merican people that their President shall not finally submitted to the Senate by the original for legislation; for Mr. Duane could not be from being persecuted—(Mr. B. said he was meant simply to express our condemnation of President's authority in making the removal, be heard—should not be allowed to plead his mover; and adopted by the vote of the Senate: restored by law, nor Mr. Taney be put out by using the language of General Hamilton)—to him; and, as an assumption of judicial power, and declares that that exercise of authority was unconstitutional and illegal. It admits no doubt defence—in the presence of the body that con"Resolved, That the President of violalaw. It was to convict the President of violaguard the most conspicuous characters from an expression of demned him neither before the condemnation and the resident of violanor after it! This is the motion, and certainly revenue, has assumed upon himself authority these infractions are not to be amended by laws, of the most cunning, or the most cunning the constitution and the laws; and surely being persecuted by the leaders, or the tools are not to be amended by laws, of the most cunning the constitution and the laws; and surely being persecuted by the leaders, or the tools are not to be amended by laws, of the most cunning the constitution and the laws; and surely being persecuted by the leaders, or the tools are not to be amended by laws. no enemy to the Senate could wish it to miscar- and power not conferred by the Constitution but avenged by trial and punishment. The faction, the Convention had placed the power or misrepresentation and perversion of my vote improper motive. ry. The President, in the conclusion of his and laws, but in derogation of both."

very nature of the resolution proves it to be of trying impeachments, not in the Supreme and purposes. In what situation did this submessage, has respectifly requested that his demessage, has respectifly requested that his demessage, has respectifly requested that his demessage was received.—
message was received.—
character of the resolution—it alleges that the
message was received.—
The legislation is a body of select Judges, ject stand, when this message was received.—
The resolution contains an imputation on the private fence might be entered upon the Journal of which these resolutions had undergone, and same thing, for it is not joint, to require the accordance to the Senate of Its history will explain its character. When resolution contains an imputation on the private

coive a word of defence from him? Will they said Mr. B. when were these alterations made; continue the spectacle which has been presented been appropriate, much less that to which it would have been an abhere for three months—a daily presentation fully taken in the Senate that this resolution of the House of Representatives, demanded. We could not avoid doing the less that to which it would have been an abhere for three months—a daily presentation fully taken in the Senate that this resolution of the House of Representatives, demanded. We could not avoid doing the less that to which it would have been an abhere for three months—a daily presentation fully taken in the Senate that this resolution of the House of Representatives, demanded. We could not avoid doing the less that to which it would have been an abher of the has the Constitution failed at one of its vital points, and a ready means found for doing the vital points, and a ready means found for doing the vital points, and a ready means found for doing the vital points, and a ready means found for doing the vital points, and a ready means found for doing the vital points, and a ready means found for doing the vital points, and a ready means found for doing the vital points, and a ready means found for doing the vital points, and a ready means found for doing the vital points, and a ready means found for doing the vital points, and a ready means found for doing the vital points, and a ready means found for doing the vital points, and a ready means found for doing the vital points are vital points. The reasons were given to us to the vital points are vital points are vital points. choose to attack him, young and old, boys and original resolution had been denounced as a there has been no attempt to found a legislative persecution, faction, and violence, and which it ted for our decision, and violence, and which it ted for our decision, and violence, and which it ted for our decision, and violence, and which it ted for our decision, and violence, and which it ted for our decision, and violence, and which it ted for our decision, and violence, and which it ted for our decision, and violence as a there are the control of the control of

of the altered resolution, as finally passed. The was canonical on this subject, and from an and America are now happily subject. The tive, and had no bonds to break in doing so. I less from the political stage, and wander, while ing the propriety or impropriety of the disposiate were sexennial, with intercalary exits and the authentic speeches which the supporters of he was so charged, it would present a curious secution of them, for the pow- which the President condemns, was the result entrances; and it might take a less or a longer these resolutions have published to the world, trial of sandalum magnatum of the American fail to agitate the passions of the whole community, and to divide it into parties, more or impeachment now, is to remove from office, quence of the position in which he had placed bring the sense of the American People to bear derstood the proceedings which they carried No! said Mr. B., this derogation clause is dess triendly or inimical to the accused. In and disqualification for office. An irregular the subject, and if we had coincided with him upon an act of the American Senate. Of that on. The proceeding he, Mr. B. held to be an an expletive! It is put in to fill up! The re- many cases it will connect itself with the pre- impeachment will be tantamount to removal in opinion, no fault would have been found with he would make no calculation; but the final impeachment, without the forms of an impeaching clause, of dangers to the existing factions, and will enlist all their an- and disqualification, if the justice of the sen- us-no absence of Legislative authority would

gin, and doubtless would encourage others to giarate of the Republic, without evidence, in. It identified that resolution was not only the approcontinue, until the good work should be crown- without hearing, without he ed with success, and the only atonement made observance of a single form prescribed for the ternal evidence, which it was necessary to demonstrations of innocence or guilt. The sident Jackson would not have been elected a tion, it was also an ordinary and common matwhich was in the Senate's power to make, to trial of impeachments; and this by the very tri- withdrawing which, the delicacy and magnitude of a trust which so second time; and every object that a political ter. It was no more than, in the first place, the violated majesty of the Constitution, the in- bunal which is bound to try the formal impeach- character of the resolution was not altered. deeply concerns the political party, could have wished settling, in the form of a resolution, the some vaded privileges of the House of Representation of the same matter, if duly demanded The charge for violating the laws and the Con- istence of every man engaged in the administration of this body, upon the principles by which our tives, and the subverted rights of an American by the grand inquest of the nation in their stitution still stood; and the substituted clause tration of public affairs speak for themselves. | tions for office, would have been accomplished. | legislative action should be guided—a course Hall of Representatives. This was the quest was nothing but a stopper to a vacuum -ad- The difficulty of placing it rightly in a Govern- Disqualification for office-loss of public favor which is of frequent occurrence. And it re-In bringing this great question before the tion which the country would have to try, and ditonal sound, without additional sense, to fill ment resting entirely on the basis of periodical —political death, is now the object of political ceives its condemnation now, only because it American People, Mr. B. should consider him- in the trial of which, furious passion, reckless up a blank, and round off a sentence. | elections will as readily be perceived, when it rivalship; and all this can be accomplished by does not fall in with the high-handed assumpself as addressing the calm intelligence of an denunciation, told or even audacious assertion | After showing the impeachage claracter of its considered that the most conspicuous character of its constitution c enlightened community.—He believed the bo- will stand for nothing. The record! the sentence is only confided in by the Executive, in utter disregard of legal and dy of the American People to be the most en- will be evidence which the country will de- evidence, Mr. B, had recourse to another de- evidence, Mr. B, had recourse to another de- evidence which the country will de- evidence, Mr. B, had recourse to another de- evidence, Mr. B, had recourse to another de- evidence which the presi- constitutional restraints. It is not our fault, if lightened community upon earth; and, without mand. The facts! the facts! will be the data scription of evidence, scarcely inferior to the most numerous faction; and, on dent has violated the Constitution and the laws, a resolution, settling the principle of the case,

the least disparagement to the present Senate, which they require? The speeches! the s he must be permitted to believe that many es! delivered on this floor, will be the requisite neutrality towards those whose their favor: he dies a But, it is a condemnation of the President. political death: and that this might be the ob- That is true. And could we disupprove the of the People, and still leave no dearth of intel-ligence behind. To such a community—in without animal verting upon the manner in and were now circulating and over the country between the two branches of the Legislature, the determination of these who should read the line to the provided in this chamber for three months, between the two branches of the Legislature, the determination of these who should read the line to the legislature, between the two branches of the Legislature, and were now circulating and constant and constant and constant and constant and constant and constant and co an appeal on a great question of constitutional which the President's message and protest has in every variety of newspaper & pamphlet form. assigning to one the right of accusing, to the speeches which were delivered in support of the restore it to its old depository by law, without law, to the understandings of such a People—been received here, and which has presented These speeches were made by the friends of the other the right of trying, avoids the inconve- measure, and which would constitute a public condemning its removal. Could we pass any declamation, passion, epithets opprobrious lan- such an extraordinary scene in the American resolution to procure its adoption here, & to justi- nience of making the same persons both ac- and lasting monument of the temper in which law which did not fall in with his dictation, guage, would stand for nothing. They would senate, he should proceed to lay before the country. Let the country before the dan- the resolution was presented, and the object in- without expressing censure upon his action -

It was in vain to say there could be no ob- an indispensable part of any legislation on the

temperate and decorous in his language; and which could not be retained on the face of the was charged upon the President. Let him itself with pre-existing parties, enlisting the sentence of condemnation for a high crime and in this paper. It was no decision on impeachdoubt, if he can, that every Senator who voted whole of the opposition parties under one ban- misdemeanor, and the charter of the Bank will ment-no act of judicial authority-no assump-& malice. Solemnly impressed with the truth Mr. B. then read the resolution, voted the President to be ner, and calling forth all their animosites—all be renewed, and, in its renewal, a political tion of unlicensed power. It was a legitimate of all these convictions, it was the intention of ed by Mr. Clay, at the commencement of the guilty of an impeachable offence—an offence—all their partialities—all their partialities for the trial of which this Senate is the ap- interest; and what was not foreseen by Gen- pitol, will leap into power. Here, then, is an If we had not a right to pass this resolution, "Resolved, That, by dismissing the late Se- pointed tribunal—an offence which it will be eral Hamilton, it has called forth the tremend- OBJECT for desiring the extinction of the because it disapproves what the Executive has his place, his subject, his audience, and cretary of the Treasury because he would not, the immediate duty of the House of Representation of the House of R his object! Never to forget that he was contrary to his sense of his own duty, remove tatives to bring before the Senate, in a formal ganization of a great moneyed power, wield- object large enough to be seen by all America! other act of the Executive. Whenever ke speaking in the American Senate, on a questing in the American Senate, on a question of the American Senate, tion of violated constitution and outraged Bank of the U. States and its branches, in con- truth and justice of the resolution which has millions of debt; wielding the whole in aid and interest of a GREAT MONEYED POW- pelled to condemn his conduct, he must go quit, support of this charge upon the President, and ER and of a GREAT POLITICAL POW- and we cannot aid in repairing the law.

President's message. it was moved to reject it ous to the liberties of the people."

dismissing one Secretary because he would not line as any party question can ever be expect—as uncalled for; designed for no legislative pur—rightful authority to do the act. It was conbefore it was considered! and thus tell the Amended, and altered, of the same resolution, as might do it; and certainly this was not matter.

To guard the most conspicuous characters not authorized by our legislative duties; but the Secretary, and related to the exercise of the

er to consider their validity, or to receive !!.

have been suggested. Then it would have been

Mr. President, the resolution was, in substance, casion to be clear and correct in his facts; close tions which were omitted in the second and if he can, as to the character of the resolution ed the passions of the whole community; it has nies of a political party, now panting for pow- in a shape which will prevent future trespasses. and perspicuous in his application of law; fair third, while the second and third notoriously which was adopted. Let him doubt, if he can; divided the People into parties, some friendly, er? Remove this sole obstacle—annihilate its And I am not willing that the public should be and candid in his conclusions and inferences; rested upon the specifications omitted, and of the impeachable nature of the offence, which some influence—kill off President Jackson with a misled by the character given to the resolution

for the purpose of obtaining a righteous deci- which has been done, the President has assu- which has been done, the President has assu- which the Senate could act, and every time it hand, and oppression on the other, to put down Mr. Southard said: Mr. President, I assure press any opinion adverse to the principles and high-minded, intelligent and patriotic commu- of the United States not granted to him by the these characters. It possessed executive, This is what General Hamilton did not lemnity of occasion on which we are called to ceive why the form of the resolution is so obthe Senate that I feel, quite sufficiently, the so- | conduct of the Executive, I am at a loss to per-