Daily Appeal.

MEMPHIS.

WEDNESDAY, : : : : JUNE 29, 1859.

Reading Matter on Every Page.

Largest Circulation in the City.

The Official Journal of the City.

DEMOCRATIC TICKET.

FOR GOVERNOR,
ISHAM G. HARRIS.

FOR CONGRESS, TENTH DISTRICT,
WM. T. AVERY

FOR SENATE, FROM FAYETTE AND SHELBY,
R. G. PAYNE, of Shelby.

FOR FLOATER, FAYETTE, TIPTON AND SHELBY,
C. H. WHITMORE.

FOR REPRESENTATIVES, SHELBY COUNTY,
J. P. FARRELLY & W. T. FARLEY

MR. AVERY ON THE FINE AGAINST GEN. JACKSON.

Mr. Cushing makes as one of his serious charges against Mr. Avery that during his (Mr. Avery's) legislative term in 1843-4 he voted against the resolution instructing our Senators in Congress to vote to remit the fine imposed upon Gen. Jackson by Judge Hall.

A reference to the Journal of that date, so far from showing that Mr. Avery voted against or opposed this measure, is conclusive of the fact that he was its fast friend and supporter. The whole difficulty in the matter is just this: both parties, Whig and Democratic, were anxious to save the honor of passing the bill, and each party had their own resolution, differing somewhat in verbiage, but in substance or import scarcely anything. The Whigs voted constantly for their own resolution and against that of the Democrats, the Democrats voting for their resolution, and against that of the Whigs. We will give both resolutions as they appear on the Journal, and also the one which finally passed.

On page 431 of the House Journal, session of 1843-4, Maj. Wm. H. Polk, one of the Representatives from Maury county, offered the following preamble and resolutions:

WHEREAS this General Assembly views with deep interest the proposition which has been brought before Congress by the resolution of the Legislatures of the several States, and numerous petitions of the people of other portions of the Union, to restore to Genl. Andrew Jackson the fine unjustly imposed upon him by Judge Hall, for an alleged contempt of the civil authority during his gallant defense of the city of New Orleans in the winter of 1814-15; and

WHEREAS, this General Assembly in expressing their unqualified disapprobation of the course of the majority of the last Congress, refusing to perform an act of justice to the fame of the venerable man who was the gallant and successful defender of the Southern portal of Liberty, has expressed the public sentiment of the people of this State, many of whom shared with him in his toils and services, and are familiar, (being eye witnesses) with the whole transaction which gave rise to the imposition of the fine now proposed to be refunded.

Be it therefore resolved by the General Assembly of the State of Tennessee, That the Senators in Congress from this State be instructed and the Representatives in Congress be requested to bring forward and use their best exertions to promote the enactment of a law by Congress, at its present session, refunding to Genl. Andrew Jackson, from the Treasury of the United States, the fine of one thousand dollars imposed upon him by Judge Hall, in the year 1815, and paid by him, with legal interest thereon until the time of payment, and that said fine be refunded with interest, without any qualification or condition whatever.

Resolved, That the Governor be and is hereby requested, to forward copies of the foregoing preamble and resolutions to each of our Senators and Representatives in Congress, with a request that they lay the same before both houses of Congress.

These resolutions Mr. Avery, together with almost the entire Whig delegation in the Legislature vote, against, not that they were opposed to the principles or object of the bill, but that Mr. Murray, of their own party, had a resolution which they preferred as they were desirous of having the honor of passing the resolution themselves.

We now give the resolution offered by Mr. Murray in lieu of Mr. Polk's resolutions, and for which Mr. Avery voted, and we submit if this Murray's resolutions do not cover the whole ground contained in Mr. Polk's resolutions, though a moiety of much the verbiage of Mr. Polk's resolutions. Between us:

WHEREAS, A fine was imposed at the close of the late war upon Gen. Andrew Jackson by Judge presiding Judge of the District Court of the United States at New Orleans, for an alleged contempt, on his part, of the authority of the Court, and whereas the Legislatures are persuaded that the measure which occasioned its imposition and its origin in a patriotic desire to promote the public service: Be it therefore

Resolved by the General Assembly of the State of Tennessee, That our Senators in Congress, from this State, be instructed, and the Representatives requested, to use their best exertions of a law providing that the sum of one thousand dollars, paid by Gen. Andrew Jackson as a fine imposed on him by the Judge of the District Court of the United States at New Orleans, for an alleged contempt, on his part, of the authority of the Court, and whereas the Legislatures are persuaded that the measure which occasioned its imposition and its origin in a patriotic desire to promote the public service: Be therefore,