

THE PHOENIX.

PUBLISHED DAILY AND TRI-WEEKLY.

THE GLEANER.

EVERY WEDNESDAY MORNING.

BY JULIAN A. SELBY.

CITY PRINTER.

TERMS—IN ADVANCE.

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The Supreme Court.

The following speech was made by Judge Black, on the evening of the 8th, at the National Hotel, at the banquet given in honor of the fifty-second anniversary of the battle of New Orleans. The speech was made in response to a toast complimenting the United States Supreme Court:

Mr. Chairman: In the history of this country, it has never before been thought necessary either to toast the Supreme Court or defend it. But times have changed. Very recently, attacks full of bitter malignity have been made on that tribunal, and measures are deliberately taken to break down its just authority. Considering by whom these assaults are made, and what the object of them is, it would, perhaps, be better to encourage them, since it is certain that, in the long run, they can do no harm to anybody but their authors. If you have a viper to deal with, or a nest of vipers, it is better to keep them biting at a file than anything else they can lay their teeth to. Still it may not be inappropriate to look, for a moment, at the occasion of the present persecution.

Three private citizens of Indiana, perfectly innocent of any offence—I say perfectly innocent, because, up to this time, no human being has ever legally sworn even to a belief of their guilt—these citizens were arrested, kidnapped, and carried before a body of men wholly without power to meddle with them—not authorized even to swear a witness for them or against them—and there, after a proceeding which it would be mockery to call a trial, they were ordered to be killed on a certain fixed day. In this condition of things the judicial authorities intervened, and, with the aid of President Johnson, the victims were rescued.

When the cause came into the Supreme Court, the simple question was, whether a citizen could be lawfully deprived of his life without a fair, honest trial before an impartial jury and a regular court? To this there could be but one answer, and that answer was given unanimously, all the judges yielding their full and unreserved assent to it. They held, in effect, that the pretended trial was a conspiracy, and that the execution, if it had taken place, would have been a mere lawless murder. What else could they do? To hang men without judge or jury, is an act so clearly forbidden by the fundamental law, that no one can make any mistake about it, if he has sense enough to know his right hand from his left. The prohibition is written down as plain as any one of the ten commandments; there is not a sentence in the Lord's Prayer more simple; not a moral precept can be found in the child's primer that is more easily understood. Yet the court is vilipended, and abused and slandered for saying it. The organs of disunion and anarchy publicly proclaim their determination to disregard the decision, not because it is erroneous, but because it confines their power by limits inconveniently narrow. They declare that they will do, in defiance of it, whatever gratifies their own purposes or promotes their own interests; and they impudently use this very expression: "If the law stands in our way, so much the worse for the law."

Mr. Thaddeus Stevens, the leader and driver of the present Congress, denounces this decision on the floor of the House. To my certain knowledge, he knows it to be perfectly right. The senseless twaddle about hanging American citizens by the law of nations, on criminal accusations of their own Government, could not for a single instant impose on an understanding like his. But he denounces the judges for deciding what he knows and what they know to be true, for no conceivable reason, except his desire that his particular friends may continue to enjoy the delightful shedding innocent blood.

The judges, and all who think with them, are called traitors, because they declare the Constitution to

mean what it says, and because they will not violate it themselves, or permit its violation by others, when they can prevent it. If this conflict for and against the Constitution implies treason on either side, the guilt does not lie at our door. It is not the man who sustains and loves, and believes in the laws of his country—it is not such a man that can be justly called a traitor. But if there be an American citizen anywhere, who, with an oath upon his conscience to support the Constitution, would make war upon it, subvert it by brute force, and take away the defences it affords to life, liberty and property, leaving them to the mercy of mobs, murderers, kidnappers, military commissions, and bureaucrats of military justice—such a man is thoroughly a traitor.

"Aye, from the extremist upward of his head,
To the desert and dust beneath his feet,
A most toad-spotted traitor."

These arrows which they cast against us, barbed and poisoned with the accusation of treason, rebound from our impregnable armor and fall harmless at our feet; for we are shielded and helmeted, and weaponed with the truth; but if we choose to take them up and send them back at our adversaries, we would leave them quivering in their very hearts. A great truth, on which the safety of society, and the safety of individual rights must depend, is in its nature indestructible. You may crush it to-day, but it will re-appear and vindicate itself to-morrow. On the other hand, nothing is so evanescent or so fickle as the passions that spring from the interests and the prejudices of the hour. Let the lessons of history be heeded. Titus Oates, Bedloe, and Dangerfield enjoyed a far greater measure of popular confidence that ever was bestowed on Mr. Holt. Mr. Conover, Mr. Campbell, *alias* Hoare, or by all the officers, agents, spies, delators and witnesses of the military bureau put together. They—I mean Oates and company—were loudly applauded in Parliament; they were the former favorites of the British people, and they were the very darlings of all the political preachers. They held the life and honor of the nation in their hands. If they but pointed a finger at an individual, he was doomed, and no purity of previous character, no proof of innocence, however clear, could save him from destruction. Such was their overflowing prosperity one year; but before the next came round, these wretched miscreants were howling at the cart's tail, under the lash of the public executioner, and the whole population of London was clapping its hands with joy. Let the man who puts his trusts in a false popularity beware of the rebound which is sure to come, sooner or later. It is written down among the unchangeable decrees of Almighty God, that no lie shall live forever; and especially is this true of a great, monstrous, bloody lie like this which the Supreme Court has put its broad foot upon.

I have spoken of the court as a collective body. All the judges concurred in the decision of the question before them. On a merely speculative point, which lay outside of the record, there was a dissent. The minority was wrong, of course, as all minorities are. Each judge, however, met his duty to the case itself, and all are therefore entitled to the reverence and respect which is justly shown to the highest talent, coupled with the purest integrity. But one among them is *primus inter pares*, not because he is better or greater than the others, but because he is more fortunate. He was selected as the organ of the majority, and gave expression to their judgment. The thoughts that breathe and the words that burn all over that opinion are his thoughts and his words. The irresistible logic which goes through and through all adverse argument, and the felicity of illustration which makes the whole subject blaze with light, are all his own. That great production will be a guide and a landmark for all future time; it identifies its author forever with the sacred cause of constitutional liberty, and makes his

"me of the few, the immortal names,
That were not born to die."

It gives him a position to which no earthly station can add any dignity; for a man of just ambition would always rather be a public benefactor than to hold high office.

Mr. Chairman, when you recollect that the court has saved us from nothing less than the total overthrow of our free Government, and when you observe the roaring and foaming of the calumny which assails it, I think you will agree with me, that it is the duty of every Christian man in America to put up a morning and evening prayer for the long life of all the judges, and the perpetual preservation of their just authority.

SPECIAL NOTICES.

SWEET OPOPOXAX FROM MEXICO. New, very rare, rich and fashionable perfume. The finest ever imported or manufactured in United States. Try it and be convinced.

A NEW PERFUMED CALLED SWEET OPOPOXAX from Mexico, manufactured by E. T. Smith & Co., New York, is making a sensation wherever it is known. Is very delicate, and its fragrance remains on the handkerchief for days. *—Philadelphia Evening Bulletin.*

SWEET OPOPOXAX. New Perfume from Mexico. The only fashionable perfume and ladies' delight.

SWEET OPOPOXAX. The only elegant perfume. Is found on all toilets, and never stains the handkerchief.

SWEET OPOPOXAX. Is the sweetest extract ever made. Supersedes all others. Try it once; will use no other.

SWEET OPOPOXAX. Ladies, in their morning calls, carry joy and gladness, when perfumed with Sweet Opopoxax.

The Gravest Maladies

OF YOUTH AND EARLY MANHOOD.
Howard Association Essays, on the physiology of the passions, and the errors, abuses and diseases peculiar to the first age of man, with reports on new methods of treatment employed in this institution. Sent in sealed letter envelopes, free of charge. Address Dr. J. SKILLIN HOUGHTON, Howard Association, Philadelphia, Pa. Jan 15 3mo

ARTIFICIAL EYES.—ARTIFICIAL HUMAN EYES made to order and inserted by Drs. F. BAUGH and P. GUGELMANN, (formerly employed by Boissacian, Paris.) No. 299 Broadway, New York. Oct 17 1y

COLGATE'S HONEY SOAP.
This celebrated Toilet Soap, in such universal demand, is made from the choicest materials, is mild and emollient in its nature, fragrant and scented, and extremely beneficial in its action upon the skin. For sale by all Druggists and Fancy Goods Dealers. March 25 1y

BACHELOR'S HAIR DYE.—This splendid Hair Dye is the best in the world. The only true and perfect Dye—harmless, reliable, instantaneous. No disappointment. No ridiculous tints. Natural black or brown. Remedies the ill effects of bad dyes. Invigorates the hair, leaving it soft and beautiful. The genuine is signed William A. Bachelor. All others are mere imitations, and should be avoided. Sold by all druggists and perfumers. Factory 81 Barclay street, New York. Beware of a counterfeit. Dec 11 1y

THE TRUTH ABOUT DYSPEPSIA.
Whoever says that dyspepsia is incurable, tells a—that is to say, makes an egregious mistake. More than ten thousand aggravated cases have been cured by HOSTETTER'S STOMACH BITTERS, while the number that have been prevented from coming to a head, by the same means, is incalculable. In winter and early spring, when the appetite is sometimes too vigorous for the safety of the stomach, indigestion is most prevalent and most distressing. Is the appetite to be balked to accommodate the digestive organs? Not so; for then the frame would lack its due proportion of nutriment. The thing to be done is to strengthen the stomach, tone the liver, and put the bowels in perfect order. Nothing will do this so effectually, so rapidly, so quietly, so pleasantly, as HOSTETTER'S BITTERS. This potent preparation trims and balances the system, and clothes it, as it were, with defensive armor. Chronic dyspepsia, liver complaint and fever and ague are never known to attack those who are wise enough to invoke the aid of this great preventive. Jan 16 7c

Selling Off—Regardless of Cost! TO THE LADIES.

MRS. C. E. REED has just received a splendid assortment of DRESS TRIMMINGS. Also, a fresh supply of MILLINERY GOODS, of all descriptions, at wholesale and retail. French Corsets, Zephyr Worsted Hair Braids, Curis, &c., which will be sold very low. Nov 14 3mo

Ale, Ale.
12 BBLs. of the best CREAM ALE, wholesale and on draught. Dec 28 J. C. SEEGER & CO.

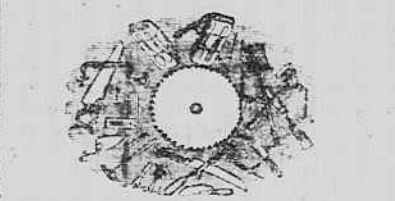
PEAS, PEAS.
50 BUSHELS, in store and for sale by Nov 9 FISHER & LOWRANCE.

Choice Lot Shrubbery, Roses, &c.
We offer at private sale, now in fine growing condition, a choice lot of EVERGREENS and ROSES, MAGNOLIA GRANDIFLORA, Pyramidal Cypress, Irish Juniper, Golden Arborvitae, &c. Apply to LEVIN & MIKELL, Corner Richardson and Taylor sts. Dec 6

Pure Peruvian Guano.
THE subscribers have been appointed agents for the sale of the above FERTILIZER from the importers, and will sell at New York prices, with expenses added. For further particulars, apply to LEVIN & MIKELL, Corner Richardson and Taylor sts. Dec 6

Lime, Cement, Plaster Paris.
WE have in store, and shall keep constantly on hand, a full stock of the above, and offer to contractors and builders, and those in want of the above, great inducements. Apply to LEVIN & MIKELL, Corner Richardson and Taylor sts.

HARDWARE.



IRON, STEEL.

NAILS, POTWARE.

Tin'd and Jap'd HOLLOWWARE

Carpenters' and Black-w's TOOLS

SCALES.

AXES, S. W. Collins' and other brands.

PAINTS, OILS and GLASS.

In store and for sale LOW by

FISHER & LOWRANCE.

RECEIVED VIA EXPRESS

TO-DAY!

A GOOD CLOTH CLOAK for \$6 00
Extra " " 8 00
Long Shawls " 5 00
Plaid " 5 50
Breakfast Shawls " 2 50
Ladies' Merino Vests " 1 50
Kid Gloves " 1 00
Heavy Satinets " 3 75
Good Kentucky Jeans " 25
Ladies' Linen Handkerchiefs " 10
Hem-stitched do. " 25
Gent's Buck Gloves " 1 25
Good Prints " 12 1/2
Bad Ties " 25
Bleached Shirts " 25
Star Gingham " 25
200 packs Pins, at low prices.
Variety of Goods at reduced prices.
And will receive weekly supplies of French Goods from auction, at prices that must give satisfaction.

ALFRED TOLLESON.

Dec 27

Fresh Arrival.

1,000 BUSHELS prime White Provision CORN,
500 bushels prime Mixed CORN,
100 bbls. Extra FAMILY FLOUR,
1,000 bushels White Seed Oats,
10,000 lbs. Bacon Sides,
2,000 lbs. small and prime Breakfast Staps,
50 sacks Liverpool Salt,
Bran, Hay, Peas and Grains, of all descriptions, for sale at lowest market figures.
BROWNE & SCHIRMER,
Dec 7 Main street, Volger's new store.

CHECKS ON NEW YORK

AND CHARLESTON, in sums to suit purchasers, at 1 premium.
Deposits received.
Collections made.
Cash advanced on consignments of Cotton and other Produce.
Gold and Silver Coin, Bank Bills, Stocks, Bonds, Coupons and Exchange bought and sold by
At C. H. Baldwin & Co.'s store,
Corner Richardson and Washington sts.
Nov 3

State of South Carolina—Lexington District.

Jessima Gswald, Applicant, Martin Oswald, David Oswald and others, Defendants.
IT appearing to my satisfaction that Martin Oswald, David Oswald, Henry Oswald and James Oswald, some of the defendants, reside without the limits of this State: It is, therefore, ordered that they do appear and object to the division or sale of the real estate of George Oswald, deceased, on or before the 21st day of January next, or their consent to the same will be entered of record.
A. EFELD,
Ordinary Lexington District.
Ordinary's Office, Lexington C. H., S. C., Oct. 16, 1866. Nov 14 w12

Tax Notice.
CITY CLERK'S OFFICE.
COLUMBIA, January 3, 1867.

TAXES ON SALES for the quarter ending the 1st instant is due, and prompt payment of the same is required.
Jan 4 J. S. McMAHON, City Clerk.

Cash Notice.

FOR the information of all concerned, we state that our terms are CASH BEFORE DELIVERY OF GOODS. Orders sent us from country and elsewhere will receive no attention unless accompanied with cash to pay the bill.
Aug 12 J. & T. R. AGNEW.

Citron, Currants Raisins, &c.

25 BOXES CITRON.
75 " Raisins, assorted packages. Together with a full supply of Currants, Prunes, Soft-Shell Almonds, whole and ground Spices, &c., constantly on hand and for sale low by J. & T. R. AGNEW.

Almonds, Raisins, Currants.

JUST received, a complete assortment of ALMONDS, RAISINS, CURRANTS, PRUNES, CITRON, &c.
Nov 7 J. & T. R. AGNEW.

Scales, Scales, Scales.

JUST received, a supply of TEW SCALES, Counter Scales and small Platform Scales, which will be sold at very low prices by J. & T. R. AGNEW.

Gun and Blasting Powder.

JUST received and for sale low, a complete assortment of Gun, Rifle and Blasting POWDER, in whole, half and quarter kegs, and in canisters, at wholesale and retail, at very low prices. Also, Safety Fuse, for Blasting.

Inquire for DUPONT'S POWDER—it is the best.

J. & T. R. AGNEW.

PROSPECTUS

THE BAPTIST.

WE PROPOSE to publish a WEEKLY PAPER, devoted to the diffusion of the principles of religion and the interests of the Baptist denomination. We have been moved to this undertaking by the solicitations of brethren in various portions of this State, as well as of other States, among the readers of the late *Confederate Baptist*, and by our own conviction that a paper of a high character would contribute largely to the intellectual improvement, the religious progress and the general welfare of the churches. The field is large, affording ample room for all sincere and zealous laborers.

The *Baptist* will be printed on a sheet about twenty-two by thirty-two inches, and will contain twenty-four broad columns, mostly in Long Primer type, clear and legible, so that it may be read with comfort, even by the aged. Its entire mechanical execution will be of the highest order. Our columns will be enriched by correspondence and contributions from the other Southern States, and, occasionally, from Europe and our missionary stations abroad. The entertainment and instruction of the young—especially the children—will not be forgotten; and our venerable friend, "Uncle Fabian," so well and favorably known to the readers of the *Confederate Baptist*, will resume his labors in their behalf. In short, we possess all the facilities requisite to produce a paper of the first rank. As such, we offer it to our brethren, and solicit their generous co-operation.

The *Baptist* will be issued as soon as a sufficient number of subscribers have been secured.

Terms—\$3 a year, payable on the reception of the first number.

All communications will be addressed to "The Baptist," Columbia, S. C."

J. L. REYNOLDS,
A. K. DURHAM,
Editors and Proprietors.

State papers exchanging with the *Phoenix* are requested to copy.

T. W. RADCLIFFE,

Anderson's Block,

COLUMBIA, S. C.,



HAS just received and opened an assortment of

SILVER AND PLATED WARE,

ELEGANT TEASETS,

JEWELRY, WATCHES,

GUNS AND PISTOLS,

TABLE CUTLERY,

DOILEY RINGS, &c.

Unsurpassed in South Carolina.

An elegant selection of

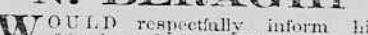
BRIDAL PRESENTS!

Of novel and original design—all at REASONABLE PRICES. Call and examine—Anderson's Block, Main street.

THE MANUFACTURE AND REPAIR OF WATCHES AND MAKING OF JEWELRY done as formerly. Nov 13

"CONGAREE RESTAURANT!"

Next door West of the Post Office.



N. BERAGHI

WOULD respectfully inform his friends and the public in general that he has opened a RESTAURANT at the above place, where the very best of everything in the way of eating and drinking can be obtained at short notice.

CREAM ALE on draught.

LUNCH every day from 11 to 1 o'clock.

FRESH OYSTERS constantly on hand.

Jan 9

FANNING'S RESTAURANT!

Assembly Street, nearly opposite the New Market.

THIS establishment has been rebuilt, and the very best of everything can be obtained there.

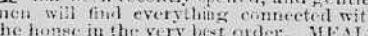
FISH and GAME prepared in every style.

WINES, LIQUORS and CIGARS of choice brands on hand.

LUNCH every day from 11 to 1 o'clock.

Dec 5

RESTAURANT!



The Pollock House.

THIS new and complete establishment has been recently opened, and gentlemen will find everything connected with the house in the very best order. MEALS served at short notice. Private dinner and supper rooms attached.

OYSTERS, FISH, GAME and MEATS prepared in every style.

The best of WINES, LIQUORS, ALE, &c., constantly on hand.

Choice SEGARS and TOBACCO.

FREE LUNCH every day at 11 o'clock.

T. M. POLLOCK, Proprietor.

Nov 27

Agency of Columbia Steam Saw Mill.

THE Mill is now prepared to execute promptly all orders for LUMBER, deliverable at the Mill, on the South Carolina Railroad. Orders left at my store will receive immediate attention.

Dec 18 mo H. D. HANAHAN.

CANDLES! CANDLES!

ONE HUNDRED boxes Sperm and Adamantine CANDLES. Just received and for sale by J. & T. R. AGNEW.

Circular Saws.

A FULL assortment of best quality Cast Steel CIRCULAR SAWS, from 8 to 52 inches in diameter, just received and for sale low by J. & T. R. AGNEW.

CHOICE STOCK LIQUORS!

AT WHOLESALE AND RETAIL!

BILLS, GIBSON'S X. XX. XXX. WHISKY.

Bills, O. Bliss' Old Fashioned WHISKY.

" Corn and Rye domestic "

" Holland Anchor GIN.

" American Home "

" Pinet and Rochelle BRANDY.

" Jamaica and Santa Cruz Rum.

" Sweet Malaga Wine.

" Cherry and Madeira Wine.

" Catalogna Claret Wine.

" Stoughton Bitters.

Boxes Boker's and Krantz Bitters.

" Curacao and Anisette Cordial.

" Wolfe's Schiedam Schnapps.

With a general stock of GENUINE LIQUORS, worthy attention of purchasers, at fair prices. Call and examine the above stock before purchasing elsewhere, as great inducements will be offered.

A. L. SOLOMON,

Second door from Shiver House,

On Plain street.

SUGARS AND MOLASSES.

5 HDS. MUSCOVADO MOLASSES—new crop.

15 bbls. Muscovado Molasses—new crop.

30 " " " " "

10 " Extra C " "

5 " " " " "

100 sacks Liverpool Salt, seamless sacks, at \$3.35.

100 lbs. English Blue Stone, at 14c.

2,000 lbs. " Copperas, at 6 1/2c.

In store and for sale by

A. L. SOLOMON,

Second door from Shiver House,

On Plain street.

MACKEREL, SCALED HERRINGS

AND

CRACKERS!

100 BOXES SCALED HERRINGS.

10 half bbls. No. 1 MACKEREL.

10 half bbls. No. 2 MACKEREL.

10 " " No. 3 "

20 boxes Lemon CRACKERS.