In compliance with a custom as old as the government itself, I appear before you to address you briefly, and to take, in your presence, the cath prescribed by the Constitution of the United States, to be taken by the President "before he enters on the execution of his office."

I do not consider it necessary, at present, for me to discuss those matters of administra: tion about which there is no special anxiety, or excitement.

the accession of a Republican Administration, their property, and their peace, and personal security, are to be endangered. There has never been any reasonable cause for such apprehension. Indeed, the most ample evidence to the contrary has all the while existed, and been open to their inspection. It is found in nearly all the published speeches of him who now addresses you. I do but quote from one of those speeches when I declare that "I have no purpose, directly or indirectly, to interfere with the institution of slavery in the States where it exists. I believe I have no lawful right to do so, and I have no inclination to do so." Those who nominated and elected me did so with full knowledge that I had made this, and many similar declarations, and had never recanted them. And more than this, they placed in the platform, for my acceptance, and as a law to themselves, and to me, the clear and emphatic resolution which I now read:

"Resolved, That the maintenance inviolate of the rights of the States, and especially the right of each State to order and control its own domestic institutions according to its own judgment exclusively, is essential to that balance of power on which the perfection and endurance of our political fabric depend; and we denounce the lawless invasion by armed force of the soil of any State or Territory, no matter under what pretext, as among the gravest of crimes."

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The more modern custom of electing a Ch ef Magistrate upon a previously declared platform of principles, supercedes, in a great measure, the necessity of re-stating those principles in an address of this sort. Upon the plainest grounds of good faith, one so elected is not at liberty to shift his position. It is necessarily implied, if not expressed, that, in his judgment, the platform which he thus accepts, binds him to nothing either unconstitutional or inexpedient.

Having been so elected upon the Chicago Platform, and while I would repeat nothing in it, of aspersion or epithet or question of motive against any man or party, I hold myself bound by duty, as well as impelled by inclination to follow, within the executive sphere, the principles therein declared. By no other course could I meet the reasonable expectations of the country.

I do not consider it necessary at present for me to say more than I have, in relation to those matters of administration, about which there is no special excitement.

Apprehension seems to exist among the people of the Southern States, that by the accession of a Republican Administration, their property, and their peace, and personal security, are to be endangered. There has never been any reasonable cause for such apprehension. Indeed, the most ample evidence to the contrary has all the while existed, and been open to their inspection. It is found in nearly all the published speeches of him who now addresses you. I do but quote from one of those speeches when I declare that "I have no purpose, directly or indirectly, to interfere with the institution of slavery in the States where it exists. I believe I have no lawful right to do so, and I have no inclination to do so." Those who nominated and elected me did so with full knowledge that I had made this, and many similar declarations, and had never recanted them. And more than this, they placed in the platform, for my acceptance, and as a law to themselves, and to me, the clear and emphatic resolution which I now read:

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I now reiterate these sentiments: and in doing so, I only press upon the public attention the most conclusive evidence of which the case is susceptible, that the property, peace and security of no section are to be in anywise endangered by the now incoming Administration. I add too, that all the protection which, consistently with the Constitution and the laws, can be given, will be cheerfully given to all the Statis—as ed, for whatever cause—

There is much controversy about the delivering up of fugitives from service or labor. The clause I now read is as plainly written in the Constitution as any other of its provisions:

"No person held to service or labor in one State, under the laws thereof, escaping into another, shall, in consequence of any law or regulation therein, be discharged from such service or labor, but shall be delivered up on clai a of the party to whom such service or labor may be due."

It is scarcely questioned that this provision was intended by those who made it, for the reclaiming of what we call fugitive slaves; and the intention of the law-giver is the law. All members of Congress swear their support to the whole Constitution-to this provision as much as to any other. To the proposition, then, that slaves whose cases come within the terms of this clause, "shall be delivered up," their oaths are unanimous. Now, if they would make the effort in good temper, could they not, with nearly equal unanimity, frame and pass a law, by means of which to keep good that unanimous oath?

There is some difference of opinion whether this clause should be enforced by national or by state authority; but surely that difference is not a very material one. If the slave is to be surrendered, it can be of but little consequence to him, or to others. by which authority it is done. And should any one, in any case, be content that his oath shall go unkept, on a merely unsubstantial controversy as to how it shall be kept?

Again, in any law upon this subject, ought not all the safeguards of liberty known in civilized and humane jurisprudence to be introduced, so that a free man be not, in any case, surrendered as a slave? And might it not be well,

I take the official oath to-day, with no mental reservations, and with no purpose to gonstrue the Constitution or laws, by any hypercritical rules. And while I do not Choose now to specify particular acts of Congress as proper to be enforced, I do suggest, that it will be much safer for all, both in official and private stations, to conform to, and abide by, all those acts which stand unrepealed, than to violate any of them, trusting to find impunity in having them held to be unconstitutional.

at the same time to provide by law for the enforcement of that clause in the Consti. tertion which guarran ties that "The citizens of each State shall be entitled to all /no. vileges and immunities of citizens in the sea.

It is seventy-two years since the first inauguration of a President under our national Constitution. During that period fifteen different and greatly distinguished citizens, have, in succession, administered the executive branch of the government. They have conducted it through many perils; and with great success. Yet, with all this scope for precedent, I now enter upon the same task for the brief constitutional term of four years, under great and peculiar difficulty A disruption of the Federal Union hereto fore only memory

I hold, that in contemplation of universal law, and of the Constitution, the Union of these States is perpetual. Perpetuity is implied, if not expressed, in the fundamental law of all national governments. It is safe to assert that no government proper, ever had a provision in its organic law for its own termination. Continue to execute all the express provisions of our national Constitution, and the Union will endure forever-it being impossible to destroy it, except by some action not provided for in the instrument itself.

Again, if the United States be not a government proper, but an association of States in the nature of contract merely, can it, as a contract, be peaceably unmade, by less than all the parties who made it? One party to a contract may violate it-break it, so to speak; but does it not require all to lawfully rescind it?

Descending from these general principles, we find the proposition that, in legal con-

templation, the Union is perpetual, confirmed by the history of the Union itself. The Union is much older than the Constitution. It was formed in fact, by the Articles of Association in 1774. It was matured and continued by the Declaration of Independence in 1776. It was further matured and the faith of all the then this term States expressly plughten and engage that it perpetual, by the Articles of Confederation in 1778. And finally, in 1787, one of the shortest by the Articles of Confederation in 1778. And finally, in 1787, one of the shortest by perpetual, by the Articles of Confederation in 1778. And finally, in 1787, one of the declared objects for ordaining and establishing the Constitution, was "to form a more perfect union."

But if destruction of the Union, by one, or by a part only, of the States, be lawfully possible, the Union is less perfect than before the Constitution,

It follows from these views that no State, upon its own mere motion, can lawfully get out of the Union,-that resolves and ordinances to that effect are legally and that acts of violence, within any State or States, against the authority of the United States, are insurrectionary or the according to circumstances.

attempted.

having lost the vi: tal element of frer.

I therefore consider that, in view of the constitertion and the laws, the Union is unbroken; and to the extent of my ability I shall take can, as the constitution itself expressly enjoins whom me, that the laws of the Union be faithfully executed in all the states,

Doing this I deem to be only a simple duty on my part; and I shall perform it, so far as practicable, unless my rightful masters, the American people, shall withhold the requisite means, or, in some statement, direct the contrary. I trust this will not be , direct the contrary. I trust this will not be

regarded as a menace, but only as the declared purpose of the Union that it will

constitutionally defend and maintain its. In doing this there needs to be no bloodshed or violence; and there shall be none,

unless it be forced upon the national authority. All the possible The power confided to me, will be used to hole occupy, and proness the property, and places belong ing to the government, and to collect the duties and imposts; but beyond what may be neces: sary for these objects, there will be no invasion _ no using of force against, or among the Where hostility to the United States, in any people anywhere.

> interior locality, shall be so great and so universal, as to prevent competent resident eitizens from holding the Federal offices, there will be no attempt to force obnoxious strangers among the people for that object. While the strict legal right may exist in the government to enforce the exercise of these offices, the attempt to do so would be so irritating, and so nearly impracticable with all, that I deem it better to forego, for the time, the uses of such offices.

> The mails, unless, will continue to be furnished in all parts of the Union. So far as possible, the people everywhere shall have that sense of perfect security which is most favorable to ealm thought and reflection.

The course here indicated will be followed unless current events, anderpersence, shall show a modification or change to be proper; and in every case and exegency, my best discretion will be exercised, according to circumstances actually excisting, and with a view and a hope of a peaceful solution of the hational troubles, and the restoration of fraternal sympattues and affections.

That there are persons, who seek to destroy the Union at all events, and are glad of any pretext to do it, I will neither affirm or deny; but if there be such, I need address no word to them. To those, however, who really love the Union, may I not speak?

Before entering upon so grave a matter as the destruction of our national fabric, with ale its ould it not be wise to ascertain precisely why we do it? Will you hazard so desperse a step, while there is any possibility that any portion of the ills you fly from have wies, and its hope, Awould it not be wise to ascertain precisely why we do it? Will you hazard so desperate a step, while there is any possibility that any portion of the ills you fly from have no real existence? Will you, while the certain ills you fly to, are greater than all the real ones you fly from? Will you risk the commission of so fearful a mistake?

All profess to be content in the Union, if all constitutional rights can be maintained. Is it true, then, that any right, plainly written in the Constitution, has been denied? I think not. Happily the human mind is so constituted, that no party can reach to the audacity of doing this. Think, if you can, of a single instance in

I therefore consider that the Union is unbroken; and, to the extent of my ability, I shall take care that the laws of the Union be faithfully executed in all the States. Doing this I deem to be only a simple duty on my part; and I shall perform it, so far as practicable, unless my rightful masters, the American people, shall withhold the requisite means, or, in some to gill y, direct the contrary. I trust this will not be regarded as a menace, but only as the declared purpose of the Union that it will

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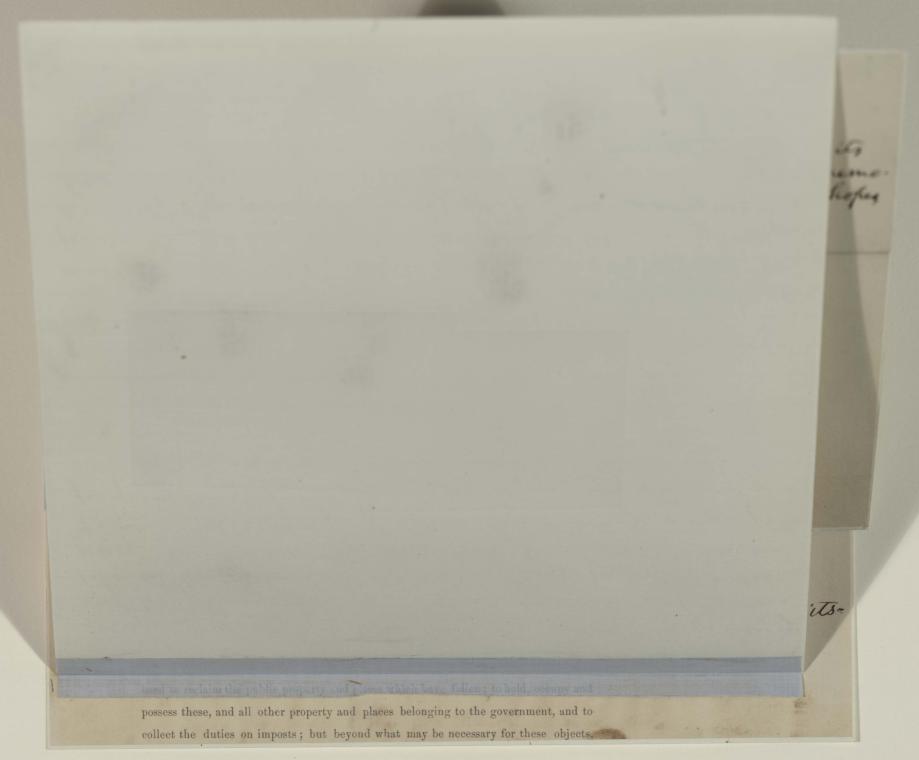
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which a plainly written provision of the Constitution has ever been denied. If, by the mere force of numbers, a majority should deprive a minority of any clearly written constitutional right, it might, in a moral point of view, justify revolution—certainly would, if such right were a vital one But such is not our case. All the vital rights of minorities, and of individuals, are so plainly assured to them, by affirmations and regations in the Constitution, that controversies never arise concerning them. But no organic law can ever be framed with a provision specifically applicable to every question which may occur in practical administration. No foresight can anticipate, nor any document of reasonable length contain express provisions for all possible questions. Shall fugitives from labor be surrendered by national or by State authority? The Constitution does not expressly say. Mast Congress protect slavery in the territories? The Constitution does not expressly say. Must Congress protect slavery in the territories?

From questions of this class spring all our constitutional controversies, and we organics and divide upon them into majorities and minorities. If the minority will not majority, the majority must, or the government must cease. There is no other alternative; for continuing the government, is a not one side or the other. If a minority, in such case, will secede rather than the proceeding they make a precedent which, in turn, will divide and ruin them; for a minority of their own will secede from them,

7742 whenever a majority refuses to be controlled by such minority.

For instance, why may not any portion of a new Confederacy, a year or two hence arbitrarily secede again, precisely as portions of the present union now claim to secede from it. All who cherish disunion sentiment, are now being educated to the exact temper of doing this.

Is there such perfect identity of interests among the States to compose a

Union, as to produce harmony only, and prevent renewed secession?

Plainly, the central idea of secession, is the essence of anarchy. A majority held in restraint by constitutional checks and limitations and always changing easily with deliberate changes of profular of inions and sentiments, is the only true sovereign of a few feefle.

Whoever rejects it, does, of ne-

cessity, fly to anarchy or to despotism. Unanimity is impossible; the rule of a minority as a permanent arrangement, is wholly inadmissable; so that, rejecting the majority principle, anarchy, or despotism in some form is all that is left.

I do not forget the position assumed by some, that constitutional questions are to be decided by the Supreme Court; nor do I deny that such decisions must be binding in any case, upon the parties to a suit, as to the object of the suit, while they are also

entitled to very high respect and consideration, in all paralle cases, by all other departments of the government.

And while it is

obviously possible that such decision may be erroneous in any given case, still the evil effect following it, being limited to that particular case, with the chance that it may be over-ruled, and never become a precedent for other cases, can better be borne than

Confederacy, just as she now claims to secede from the present Union? Her people, and, indeed, all secession people, are now being educated to the precise temper of doing this.

could the coils of a different practice. At the same time the candia citizen must confess, that if the policy of the government upon vital guestions affecting the whole people, is to be inevocably fixed by decisions of the Supreme bourt, the circle and they are made in ordinary litigation between pasties, in personal actions, it is plant the people will have ceased to be then own ruless, having, to that extent practically resigned their government, into the hands of that eminent tribunal. Nor in there, in this view any as sault upon the Court, or the juriages. It is a duty, from which they may not shrink, to decide cases properly brought before bouters of their your their theirs; and it, no fault of them if others when to turn their decisions to political furpore, or now country

The fugitive slave clause of the Constitution, and the law for the suppression of the foreign slave trade, are each as well enforced, as any law can ever be in a community where the moral sense of the people the law itself. The great body of the people abide by the dry legal obligation in both cases, and a few break over in each This, I think, cannot be perfectly cured; and it would be worse in both cases after the separation of the sections, than before. The foreign slave trade, now imperfectly suppressed, would be revived without restriction, in one section; while fugitive slaves, now only partially surrendered, would not be surrendered at all, by the other.

Physically speaking, we cannot separate. We cannot remove our respective sections from each other, nor build an impassable wall between them. A husband and wife may be accorded, and go out of the presence, and beyond the reach of each other; but the different parts of our country cannot do this. They cannot but remain face to face; and intercourse, either amicable or hostile, must continue between them. Is possible to make that intercourse more advantageous or satisfactory, after separation than before? Can aliens make treaties easier than friends can make laws? Can treaties be more faithfully enforced between aliens, than laws can among friends? Suppose you go to war, you cannot fight always; and when, after much loss on both sides, and no gain on either, you cease fighting, the identical old questions, as to terms of intercourse, are again upon you.

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This country, with its institutions, belongs to the people who inhabit it. Whenever they shall grow weary of the existing government, they can exercise their constitutional right of amending it, or their revolutionary right to dismember, or overthrow

I can not be ignorant of the fact that many worthy, and patriotic citizens are desirons that the national Constitution whole he amended. While I make no recommendation of amendments, I fully recognize the rightful authority of the people over the subject, to be exercised in either of the modes prescribed in the instrument itself; and I should underend isting circumstances, favor, rather than oppose, a fair opportunity being afforded the people to act upon it.

mactice.

The Republican party, as I understand, have avowed the purpose to prevent, if they can, the extension of slavery, under the national auspices; and upon this arises the only dispute between the sections.

One section believes slavery is right, and ought to be extended, while the other believes it is wrong, and ought not to be extended. This is the only substantial dispute. The fugitive slave clause of the Constitution, and the law for the suppression of the foreign slave trade, are each as well enforced, as any law can ever be in a community where the moral sense of the people the law itself. The great body of the people abide by the dry legal obligation in both cases, and a few break over in each This, I think, cannot be perfectly cured; and it would be worse in both cases after the separation of the sections, than before. The foreign slave trade, now imperfectly suppressed, would be revived without restriction, in one section; while fugitive slaves, now only partially surrendered, would not be surrendered at all, by the other.

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I will venture to add that, to mi, the Convention mode seems preferable, in that it al. sows amendments to originate with the people them. selves, instead of belowing them menty to take, or reject, propositions, originated by others, not espe: be precisely such, as they world wish to either accept or region, I understands a proposed amendment to the constitution, has passed the House of Representatives, to the effect that the federal government, shall never interfew with the domestic institutions of the States, in: cluding that of persons held to service. To avoid misconstruction of what I have said, I defeat from my purpose not to speak of perticular amenar= ments, so far as to pay that, holding such a provision to now be implied Constitutional law, I have no objection to its being made express, and inevocable.

laws of your own framing under it; while the new administration will have no immediate power, if it would, to change either. If it were admitted that you who are dissatisfied, hold the right side in the dispute, there still is no single good reason for precipitate action. Intelligence, patriotism, Christianity, and a firm reliance on Him, who has never yet forsaken this favored land, are still competent to adjust, in the best way, all our present difficulty.

In your hands, my dissatisfied fellow countrymen, and not in mine, is the momentous issue of civil war. The government will not assail you.

You can have no conflict, without being yourselves the aggressors. You have no oath registered in Heaven to destroy the government, while I shall have the most solemn one to "preserve, protect and defend" it.

7744

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improved, I make no recommendations of amendments. I am, rather, for the old ship, and the chart of the old pilots. If, however, the people desire a new, or an altered vessel, the matter is exclusively their own, and they can move in the premises, as well without as with an executive recommendation. I shall place no obstacle in the way of what may appear to be their wishes.

The Chief Magistrate derives all his authority from the people, and they have conferred none upon him to fix terms for the separation of the States. The people themselves can do this if they choose; but the executive, as such, has nothing to do with it. His duty is to administer the present government, as it came to his hands, and to transmit it, unimpaired by him, to his successor.

Why should there not be a patient confidence in the ultimate justice of the people? Is there any better or equal hope, in the world? In our present differences, is either party without faith, in the right? If the Almighty Ruler of nations, with his eternal truth and justice, be on the state of the North, or on the provided of the people.

yours of the South,

By the frame of the government under which we live, this same people have wisely given their public servants out little power for mischief; and have, with equal wisdom, provided for the return of that little to their own hands at very short intervals.

While the people remain patient, which willing a new regulence, no administration with the people remains patient, and the people remains patient and the peo

While the people remain patient, which will be the people remain patient to the people remain patien

My countrymen, one and all well, upon this whole subject. Nothing valuable can be lost by taking time.

If there be an object to hurry any of you, in hot haste, to a step which you would never take deliberately, that object will be frustrated by taking time; but no good object can be frustrated by it. Such of you as are now dissatisfied, still have the old Constitution unimpaired, and, on the sensitive point, the laws of your own framing under it; while the new administration will have no immediate power, if it would, to change either. If it were admitted that you who are dissatisfied, hold the right side in the dispute, there still is no single good reason for precipitate action. Intelligence, patriotism, Christianity, and a firm reliance on Him, who has never yet forsaken this favored land, are still competent to adjust, in the best way, all our present difficulty.

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